

# An Act

SENATE BILL 18-076

BY SENATOR(S) Lundberg, Cooke, Crowder, Fenberg, Holbert, Kefalas, Kerr, Marble, Neville T., Scott, Smallwood, Sonnenberg, Tate, Todd, Grantham;  
also REPRESENTATIVE(S) Melton.

CONCERNING A BAN ON VOTE TRADING.

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

**SECTION 1.** In Colorado Revised Statutes, 1-13-720, **amend** (1) introductory portion and (2); and **add** (1)(d) as follows:

**1-13-720. Unlawfully giving or promising money or employment or engaging in vote trading.** (1) It is unlawful for any person, directly or indirectly, ~~by himself~~ INDIVIDUALLY or through any other person:

(d) TO FACILITATE THE TRADING OF VOTES BETWEEN AN ELECTOR IN THE STATE OR A PERSON IN ANOTHER STATE IN EXCHANGE FOR THE OTHER PERSON'S VOTE FOR OR AGAINST A PARTICULAR CANDIDATE, BALLOT ISSUE, OR BALLOT QUESTION. A VIOLATION OF THIS SUBSECTION (1)(d) IS A CLASS 2 PETTY OFFENSE AND, UPON CONVICTION THEREOF, THE OFFENDER SHALL BE PUNISHED BY A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS FOR EACH OFFENSE.

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*Capital letters or bold & italic numbers indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

(2) EXCEPT FOR THE OFFENSE SET FORTH IN SUBSECTION (1)(d) OF THIS SECTION, each offense set forth in subsection (1) of this section is a misdemeanor, and, upon conviction thereof, the offender shall be punished as provided in section 1-13-111.

**SECTION 2. Act subject to petition - effective date - applicability.** (1) This act takes effect September 1, 2018; 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 the ninety-day period after final adjournment of the general assembly, 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 2018 and, in such case, will take effect on January 1, 2019, or on the date of the official declaration of the vote thereon by the governor, whichever is later.

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

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Kevin J. Grantham  
PRESIDENT OF  
THE SENATE

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Crisanta Duran  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Effie Ameen  
SECRETARY OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO