

SENATE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

April 13, 2023  
Date

Committee on State, Veterans, & Military Affairs.

After consideration on the merits, the Committee recommends the following:

SB23-276 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 11, after line 19 insert:
- 2 "SECTION 5. In Colorado Revised Statutes, 1-2-204, **repeal**
- 3 (2)(j.5) as follows:
- 4 **1-2-204. Questions answered by elector - rules.** (2) In addition,
- 5 each elector shall correctly answer the following:
- 6 (j.5) ~~In the case of an unaffiliated elector, the name of the political~~
- 7 ~~party, if any, whose primary election ballot the elector desires to receive~~
- 8 ~~in the mail;~~".
- 9 Renumber succeeding sections accordingly.
- 10 Page 20, line 8, after "JUDGE" insert "OR HEARING OFFICER".
- 11 Page 20, line 13, after "JUDGE" insert "OR HEARING OFFICER".
- 12 Page 20, line 21, after "JUDGE" insert "OR HEARING OFFICER".
- 13 Page 23, after line 23 insert:
- 14 "SECTION 20. In Colorado Revised Statutes, 1-4-1203, **amend**
- 15 (4)(c) as follows:
- 16 **1-4-1203. Presidential primary elections - when - conduct.**
- 17 (4) (c) The county clerk and recorder shall send to all active electors in
- 18 the county who have not declared an affiliation ~~or provided a ballot~~
- 19 ~~preference~~ with a political party a ballot packet that contains the ballots
- 20 of all the major political parties. In this ballot packet, the clerk shall also
- 21 provide written instructions advising the elector of the manner in which
- 22 the elector will be in compliance with the requirements of this code in
- 23 selecting and casting the ballot of a major political party. An elector may

- 1 cast the ballot of only one major political party. After selecting and  
2 casting a ballot of a single major political party, the elector shall return  
3 the ballot to the clerk. If an elector casts and returns to the clerk the ballot  
4 of more than one major political party, all such ballots returned will be  
5 rejected and will not be counted."
- 6 Renumber succeeding sections accordingly.
- 7 Page 24, line 25, strike "THURSDAY AND FRIDAY OF THE PREVIOUS WEEK."  
8 and substitute "FRIDAY AND SATURDAY PRIOR TO ELECTION DAY."
- 9 Page 25, line 3, strike "a state" and substitute "~~a state~~ AN".
- 10 Page 50, line 13, strike "a state" and substitute "~~a state~~ AN".
- 11 Page 64, line 2, strike "OR DESIGNATED ELECTION OFFICIAL".
- 12 Page 64, line 5, strike "OR DESIGNATED ELECTION OFFICIAL".
- 13 Page 67, line 27, after "measure" insert "NUMBER".
- 14 Page 74, line 9, strike "ACCOUNT" and substitute "ACCOUNT."
- 15 Page 74, strike lines 10 and 11.
- 16 Page 74, strike lines 17 and 18 and substitute "CANDIDATE COMMITTEE  
17 ACCOUNT."
- 18 Page 74, line 25, strike "(1)(a)(II)" and substitute "(1)(a)(II), (1)(a)(III),".
- 19 Page 75, after line 3 insert:  
20 "(III) A candidate committee for a former officeholder or a person  
21 not elected to office shall expend all of the unexpended campaign  
22 contributions retained by such candidate committee, for the purposes  
23 specified in this subsection (1), no later than ~~nine years~~ ONE YEAR from  
24 the date such officeholder's term expired or from the date of the election  
25 at which such person was a candidate for office, whichever is later."
- 26 Page 77, line 20, strike "FINDS" and substitute "FINDS, AFTER A FINAL  
27 AGENCY DECISION,".
- 28 Page 80, strike lines 24 through 27 and substitute: "**officials -**  
29 **prohibition.** (1) A COUNTY CLERK AND RECORDER OR DESIGNATED

1 ELECTION OFFICIAL WHO IS ADMINISTERING AN ELECTION AND THE  
2 DEPARTMENT OF STATE SHALL NOT USE ANY APPROPRIATION OF STATE OR  
3 FEDERAL MONEY TO PAY FOR ADVERTISING EXPENSES THAT PROMINENTLY  
4 FEATURE A PERSON WHO IS A DECLARED CANDIDATE FOR A FEDERAL,  
5 STATE, OR LOCAL OFFICE FOR A FUTURE ELECTION. FOR PURPOSES OF THIS  
6 SECTION, ADVERTISING DOES NOT INCLUDE:  
7 (a) OFFICIAL NOTICES OR COMMUNICATIONS THAT ARE REQUIRED  
8 OR AUTHORIZED BY LAW; OR  
9 (b) ONGOING AND ROUTINE COMMUNICATIONS, SUCH AS  
10 MAINTAINING OR PUBLISHING CONTENT ON THE WEBSITE OF THE COUNTY  
11 CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL OR THE  
12 SECRETARY OF STATE."

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