

HOUSE COMMITTEE OF REFERENCE REPORT

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Chair of Committee

April 19, 2024  
Date

Committee on Appropriations.

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

HB24-1283 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend the State, Civic, Military, & Veterans Affairs Committee Report,  
2 dated March 11, 2024, page 2, line 10, strike "REGARDING MUNICIPAL"  
3 and substitute "THAT AUTHORIZES THE MUNICIPALITY TO REFER A  
4 CAMPAIGN FINANCE COMPLAINT TO THE SECRETARY BASED ON AN ACTUAL  
5 OR POTENTIAL CONFLICT OF THE CLERK OR THE CLERK'S STAFF, AS  
6 DETERMINED IN WRITING BY THE CLERK."

7 Page 2, strike lines 11 through 36.

8 Page 3, line 1, strike "COMPLAINT." and substitute "COMPLAINT IF THE  
9 MUNICIPALITY HAS ADOPTED AN ORDINANCE THAT AUTHORIZES THE  
10 MUNICIPALITY TO REFER A CAMPAIGN FINANCE COMPLAINT TO THE  
11 SECRETARY BECAUSE THE MUNICIPALITY DOES NOT HAVE A CAMPAIGN  
12 FINANCE COMPLAINT AND HEARING PROCESS."

13 Page 3, after line 1 insert:

14       "(d) TO REFER A CAMPAIGN FINANCE COMPLAINT TO THE  
15 SECRETARY PURSUANT TO THIS SUBSECTION (10), A MUNICIPALITY MUST  
16 HAVE AN ORDINANCE THAT AUTHORIZES THE MUNICIPALITY TO REFER  
17 SUCH A COMPLAINT TO THE SECRETARY AND MUST PROVIDE A COPY OF THE  
18 ORDINANCE TO THE SECRETARY. A MUNICIPALITY IS NOT AUTHORIZED TO  
19 REFER A CAMPAIGN FINANCE COMPLAINT TO THE SECRETARY PURSUANT  
20 TO THIS SUBSECTION (10) FOR AN ELECTION THAT IS FEWER THAN ONE  
21 HUNDRED AND EIGHTY DAYS AFTER THE ORDINANCE IS PROVIDED TO THE  
22 SECRETARY. A MUNICIPAL ORDINANCE THAT AUTHORIZES THE A  
23 MUNICIPALITY TO REFER A CAMPAIGN FINANCE COMPLAINT TO THE  
24 SECRETARY MUST:

25       (I) AUTHORIZE THE SECRETARY TO USE THE PROVISIONS OF

1 SUBSECTIONS (3) TO (7) OF THIS SECTION TO PROCESS, INVESTIGATE, AND  
2 RESOLVE THE CAMPAIGN FINANCE COMPLAINT; EXCEPT THAT THE  
3 DETERMINATION OF WHETHER THE COMPLAINT WAS TIMELY FILED  
4 PURSUANT TO SUBSECTION (3)(a)(I) OF THIS SECTION SHALL CONSIDER THE  
5 TIME FOR FILING A COMPLAINT UNDER LOCAL LAW;  
6 (II) PERMIT THE FILING OF A CAMPAIGN FINANCE COMPLAINT NO  
7 MORE THAN ONE HUNDRED EIGHTY DAYS AFTER THE DATE ON WHICH THE  
8 COMPLAINANT EITHER KNEW OR SHOULD HAVE KNOWN, BY THE EXERCISE  
9 OF REASONABLE DILIGENCE, OF THE ALLEGED VIOLATION;  
10 (III) REQUIRE THE FILING OF A CAMPAIGN FINANCE COMPLAINT TO  
11 BE IN WRITING AND SIGNED BY THE COMPLAINANT ON A FORM PROVIDED  
12 BY THE SECRETARY, INCLUDING IDENTIFICATION OF ONE OR MORE  
13 RESPONDENTS AND INCLUDING THE INFORMATION REQUIRED TO BE  
14 PROVIDED ON THE FORM;  
15 (IV) DIRECT THE MUNICIPALITY TO COOPERATE WITH THE  
16 SECRETARY IN THE PROCESSING AND INVESTIGATION OF THE CAMPAIGN  
17 FINANCE COMPLAINT; AND  
18 (V) DISCLAIM ANY INTEREST OF THE MUNICIPALITY IN FINES  
19 COLLECTED IN CONNECTION WITH A REFERRED CAMPAIGN FINANCE  
20 COMPLAINT."

21 Reletter succeeding paragraphs accordingly.

22 Page 3, after line 42 insert:

23 **"SECTION 2. Appropriation.** (1) For the 2024-25 state fiscal  
24 year, \$170,723 is appropriated to the department of state. This  
25 appropriation is from the department of state cash fund created in section  
26 24-21-104 (3)(b), C.R.S. To implement this act, the department may use  
27 this appropriation as follows:  
28 (a) \$27,669 for use by the administration division for personal  
29 services, which amount is based on an assumption that the division will  
30 require an additional 0.2 FTE;  
31 (b) \$100 for use by the administration division for operating  
32 expenses;  
33 (c) \$120,356 for use by the elections division for personal  
34 services, which amount is based on an assumption that the division will  
35 require an additional 2.0 FTE;  
36 (d) \$15,950 for use by the elections division for operating  
37 expenses; and  
38 (e) \$6,648 for use by the information technology division for  
39 operating expenses."

- 1 Renumber succeeding section accordingly.
- 2 Page 4 of the report, after line 11 insert:
- 3 "Page 1 of the bill, line 104, strike "CIRCUMSTANCES." and substitute
- 4 "CIRCUMSTANCES, AND, IN CONNECTION THEREWITH, MAKING AN
- 5 APPROPRIATION."."

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