

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

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 18-0064.01 Nicole Myers x4326

HOUSE BILL 18-1039

HOUSE SPONSORSHIP

Ransom, Coleman

SENATE SPONSORSHIP

Gardner,

House Committees

State, Veterans, & Military Affairs

Senate Committees

State, Veterans, & Military Affairs

A BILL FOR AN ACT

101 **CONCERNING CHANGING REGULAR SPECIAL DISTRICT ELECTIONS TO**
102 **MAY OF EACH ODD-NUMBERED YEAR, AND, IN CONNECTION**
103 **THEREWITH, ADJUSTING THE LENGTH OF TERMS SERVED BY**
104 **DIRECTORS ELECTED IN 2020 AND 2022 IN ORDER TO IMPLEMENT**
105 **THE NEW ELECTION SCHEDULE.**

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>.)

Currently, regular special district elections are held on the Tuesday immediately succeeding the first Monday of May in every even-numbered

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

SENATE
2nd Reading Unamended
February 26, 2018

HOUSE
3rd Reading Unamended
February 6, 2018

HOUSE
2nd Reading Unamended
February 5, 2018

year. Commencing in 2023, the bill moves such elections to the Tuesday following the first Monday of May in odd-numbered years.

In order to implement the new date on which regular special district elections will be held, **section 4** of the bill provides that the directors elected at the special district elections held in 2020 and 2022 will serve 3-year terms.

Section 5 makes a conforming amendment to the "Rail District Act of 1982", which uses the same election schedule as provided for special district directors.

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

2 **SECTION 1.** In Colorado Revised Statutes, 1-1-104, **amend** (42)
3 as follows:

4 **1-1-104. Definitions.** As used in this code, unless the context
5 otherwise requires:

6 (42) "Regular special district election" means the election on the
7 Tuesday succeeding the first Monday of May in every ~~even-numbered~~
8 ODD-NUMBERED year, held for the purpose of electing members to the
9 board of special districts and for submission of ballot issues, if any.

10 **SECTION 2.** In Colorado Revised Statutes, 1-13.5-111, **amend**
11 (1) as follows:

12 **1-13.5-111. Time for holding elections for special districts -**
13 **type of election - manner of election - notice.** (1) Except as otherwise
14 provided in subsection (4) of this section, regular special district elections
15 must be held on the Tuesday succeeding the first Monday of May in every
16 ~~even-numbered~~ ODD-NUMBERED year.

17 **SECTION 3.** In Colorado Revised Statutes, 32-1-103, **amend** the
18 introductory portion and (17) as follows:

19 **32-1-103. Definitions.** As used in this ~~article~~ ARTICLE 1, unless
20 the context otherwise requires:

1 (17) "Regular special district election" means the election on the
2 Tuesday succeeding the first Monday of May in every ~~even-numbered~~
3 ODD-NUMBERED year, held for the purpose of electing members to the
4 boards of special districts and for submission of other public questions,
5 if any.

6 **SECTION 4.** In Colorado Revised Statutes, 32-1-305.5, **amend**
7 (3) as follows:

8 **32-1-305.5. Organizational election - new special district - first**
9 **directors.** (3) (a) EXCEPT AS PROVIDED IN SUBSECTION (3)(b) OF THIS
10 SECTION, the basic term of office for directors, after the original terms
11 provided in subsection (2) of this section, ~~shall be~~ IS four years.

12 (b) THE TERMS OF OFFICE OF THE DIRECTORS ELECTED IN THE
13 REGULAR SPECIAL DISTRICT ELECTIONS HELD IN 2020 AND 2022 ARE FOR
14 THREE YEARS.

15 **SECTION 5.** In Colorado Revised Statutes, 32-12-103, **amend**
16 the introductory portion and (11) as follows:

17 **32-12-103. Definitions.** As used in this ~~article~~ ARTICLE 12, unless
18 the context otherwise requires:

19 (11) "Regular special district election" means the election held on
20 the Tuesday succeeding the first Monday of May in every ~~even-numbered~~
21 ODD-NUMBERED year, as provided in section 32-1-103 (17), for the
22 purpose of electing members of the board and for submission of other
23 public questions, if any.

24 **SECTION 6. Effective date.** This act takes effect upon passage;
25 except that sections 1, 2, 3, and 5 of this act take effect July 1, 2022.

26 **SECTION 7. Act subject to petition - effective date.** This act
27 takes effect at 12:01 a.m. on the day following the expiration of the

1 ninety-day period after final adjournment of the general assembly (August
2 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a
3 referendum petition is filed pursuant to section 1 (3) of article V of the
4 state constitution against this act or an item, section, or part of this act
5 within such period, then the act, item, section, or part will not take effect
6 unless approved by the people at the general election to be held in
7 November 2018 and, in such case, will take effect on the date of the
8 official declaration of the vote thereon by the governor.