

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

**INTRODUCED**

LLS NO. 18-0713.01 Bob Lackner x4350

**HOUSE BILL 18-1213**

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**HOUSE SPONSORSHIP**

**Leonard**, Humphrey, Everett, Lundeen, Saine, McKean, Sias, Willett, Williams D.

**SENATE SPONSORSHIP**

**(None)**,

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**House Committees**

State, Veterans, & Military Affairs

**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING A CLARIFICATION THAT A CANDIDATE FOR SCHOOL**  
102              **DISTRICT DIRECTOR MAY DECLARE A POLITICAL PARTY**  
103              **AFFILIATION.**

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**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>.)*

Under current law, a candidate for school director shall not run as a candidate of any political party for that school directorship, but the statute is not clear whether the candidate is prohibited from identifying his or her political party affiliation. The bill permits a candidate for the office of school district director to declare the political party with which

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.

he or she is affiliated at any time up to 67 days before the election date. If a candidate chooses to declare his or her political party affiliation, the name or abbreviation of the political party with which the candidate is affiliated will be printed on the ballot after his or her name. In order to be able to exercise the option of declaring his or her affiliation, the candidate must have been affiliated with the political party, as shown in the statewide voter registration system, as of the first business day in the month of January during the year in which the election is held.

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

2           **SECTION 1.** In Colorado Revised Statutes, 22-31-107, **amend**  
3 (2) as follows:

4           **22-31-107. Candidates for school director - call - qualification**  
5 **- nomination.** (2) (a) Any person who desires to be a candidate for the  
6 office of school director shall file a written notice of intention, no later  
7 than sixty-seven days before the election date, with the secretary of the  
8 board of education of the school district in which the person resides  
9 together with a nomination petition according to ~~the provisions of section~~  
10 1-4-803 and part 9 of article 4 of title 1. ~~C.R.S.~~ A person who desires to  
11 be a candidate for the office of school director may not circulate the  
12 nomination petition for signatures prior to ninety days before the election.

13           (b) A CANDIDATE FOR THE OFFICE OF SCHOOL DIRECTOR NEED NOT  
14 RUN AS A CANDIDATE OF ANY POLITICAL PARTY FOR THAT SCHOOL  
15 DIRECTORSHIP BUT MAY DECLARE THE POLITICAL PARTY WITH WHICH HE  
16 OR SHE IS AFFILIATED AT ANY TIME UP TO SIXTY-SEVEN DAYS BEFORE THE  
17 ELECTION DATE. IF A CANDIDATE CHOOSES TO DECLARE HIS OR HER  
18 POLITICAL PARTY AFFILIATION IN ACCORDANCE WITH THIS SUBSECTION  
19 (2)(b), THE NAME OR ABBREVIATION OF THE POLITICAL PARTY WITH WHICH  
20 THE CANDIDATE IS AFFILIATED WILL BE PRINTED ON THE BALLOT AFTER HIS  
21 OR HER NAME. IN ORDER TO BE ABLE TO EXERCISE THE OPTION OF

1 DECLARING HIS OR HER AFFILIATION PURSUANT TO THIS SUBSECTION  
2 (2)(b), THE CANDIDATE MUST HAVE BEEN AFFILIATED WITH THE POLITICAL  
3 PARTY, AS SHOWN IN THE STATEWIDE VOTER REGISTRATION SYSTEM, AS  
4 OF THE FIRST BUSINESS DAY IN THE MONTH OF JANUARY DURING THE YEAR  
5 IN WHICH THE ELECTION IS HELD.

6 **SECTION 2.** In Colorado Revised Statutes, 1-4-803, **amend** (4)  
7 as follows:

8 **1-4-803. Petitions for nominating school district directors.**  
9 (4) A candidate for the office of school director ~~shall~~ NEED not run as a  
10 candidate of any political party for that school directorship BUT MAY  
11 DECLARE THE POLITICAL PARTY WITH WHICH HE OR SHE IS AFFILIATED IN  
12 ACCORDANCE WITH SECTION 22-31-107 (2)(b).

13 **SECTION 3. Act subject to petition - effective date -**  
14 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
15 the expiration of the ninety-day period after final adjournment of the  
16 general assembly (August 8, 2018, if adjournment sine die is on May 9,  
17 2018); except that, if a referendum petition is filed pursuant to section 1  
18 (3) of article V of the state constitution against this act or an item, section,  
19 or part of this act within such period, then the act, item, section, or part  
20 will not take effect unless approved by the people at the general election  
21 to be held in November 2018 and, in such case, will take effect on the  
22 date of the official declaration of the vote thereon by the governor.

23 (2) This act applies to regular school elections that take place on  
24 or after the applicable effective date of this act.