

CHAPTER 29

GOVERNMENT - SPECIAL DISTRICTS

HOUSE BILL 18-1039

BY REPRESENTATIVE(S) Ransom, Coleman, Gray, Hooton, Kraft-Tharp, Lontine, Melton, Neville P., Van Winkle, Wist;
also SENATOR(S) Gardner, Cooke, Crowder, Holbert, Marble, Neville T., Tate, Grantham.

AN ACT

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

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

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

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

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

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

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

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

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

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.

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

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

32-1-305.5. Organizational election - new special district - first directors.

(3) (a) EXCEPT AS PROVIDED IN SUBSECTION (3)(b) OF THIS SECTION, the basic term of office for directors, after the original terms provided in subsection (2) of this section, ~~shall be~~ IS four years.

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

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

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

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

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

SECTION 7. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 8, 2018, if adjournment sine die is on May 9, 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 such period, 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 the date of the official declaration of the vote thereon by the governor.

Approved: March 15, 2018