

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. R22-0777.02 Jerry Barry x4341

HCR22-1005

HOUSE SPONSORSHIP

Weissman and Van Winkle,

SENATE SPONSORSHIP

Gardner and Fields,

House Committees
Judiciary

Senate Committees

HOUSE CONCURRENT RESOLUTION 22-1005

101 SUBMITTING TO THE REGISTERED ELECTORS OF THE STATE OF
102 COLORADO AN AMENDMENT TO THE COLORADO CONSTITUTION
103 CONCERNING JUDGES OF THE NEWLY CREATED TWENTY-THIRD
104 JUDICIAL DISTRICT, AND, IN CONNECTION THEREWITH,
105 DIRECTING THE GOVERNOR TO DESIGNATE JUDGES FROM THE
106 EIGHTEENTH JUDICIAL DISTRICT TO SERVE THE REMAINDER OF
107 THEIR TERMS IN THE TWENTY-THIRD JUDICIAL DISTRICT AND
108 REQUIRING A JUDGE SO DESIGNATED TO ESTABLISH RESIDENCY
109 WITHIN THE TWENTY-THIRD JUDICIAL DISTRICT.

Resolution Summary

(Note: This summary applies to this resolution as introduced and does not reflect any amendments that may be subsequently adopted. If this resolution passes third reading in the house of introduction, a resolution

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.

summary that applies to the reengrossed version of this resolution will be available at <http://leg.colorado.gov/>.)

Pursuant to House Bill 20-1026, effective January 7, 2025, the counties of Douglas, Elbert, and Lincoln will move from the eighteenth judicial district to a newly created twenty-third judicial district. Under the state constitution, district judges serve the term to which they were elected but may serve in another judicial district if the other district encompasses the county of the judge's residence. Under this concurrent resolution, the governor would designate judges serving in the eighteenth judicial district on January 6, 2025, to serve the remainder of their terms in the twenty-third judicial district.

1 *Be It Resolved by the House of Representatives of the Seventy-third*
2 *General Assembly of the State of Colorado, the Senate concurring herein:*

3 **SECTION 1.** At the election held on November 8, 2022, the
4 secretary of state shall submit to the registered electors of the state the
5 ballot title set forth in section 2 for the following amendment to the state
6 constitution:

7 In the constitution of the state of Colorado, section 10 of article
8 VI, **add** (5) as follows:

9 **Section 10. Judicial districts - district judges - repeal.**
10 (5) PURSUANT TO THE CREATION OF THE TWENTY-THIRD JUDICIAL
11 DISTRICT, NO LATER THAN NOVEMBER 30, 2024, THE GOVERNOR SHALL
12 DESIGNATE DISTRICT JUDGES FROM THE EIGHTEENTH JUDICIAL DISTRICT TO
13 SERVE AS DISTRICT JUDGES IN THE TWENTY-THIRD JUDICIAL DISTRICT. NO
14 LATER THAN JANUARY 7, 2025, EACH DISTRICT JUDGE DESIGNATED
15 PURSUANT TO THIS SECTION SHALL ESTABLISH RESIDENCE IN THE
16 TWENTY-THIRD JUDICIAL DISTRICT. EACH DISTRICT JUDGE DESIGNATED
17 PURSUANT TO THIS SECTION, AT THE COMPLETION OF THE LAST TERM FOR
18 WHICH THE JUDGE WAS LAST ELECTED OR APPOINTED, IS ELIGIBLE TO SEEK
19 RETENTION IN THE TWENTY-THIRD JUDICIAL DISTRICT. A VACANCY IN ANY

1 JUDICIAL OFFICE IN THE TWENTY-THIRD JUDICIAL DISTRICT OCCURRING
2 AFTER JANUARY 7, 2025, SHALL BE FILLED AS PROVIDED IN SECTION 20 (1)
3 OF THIS ARTICLE VI.

4 **SECTION 2.** Each elector voting at the election may cast a vote
5 either "Yes/For" or "No/Against" on the following ballot title: "Shall
6 there be an amendment to the Colorado constitution concerning judges of
7 the newly created twenty-third judicial district, and, in connection
8 therewith, directing the governor to designate judges from the eighteenth
9 judicial district to serve the remainder of their terms in the twenty-third
10 judicial district and requiring a judge so designated to establish residency
11 within the twenty-third judicial district?"

12 **SECTION 3.** Except as otherwise provided in section 1-40-123,
13 Colorado Revised Statutes, if at least fifty-five percent of the electors
14 voting on the ballot title vote "Yes/For", then the amendment will become
15 part of the state constitution.