

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Civic, Military, & Veterans Affairs.

HB25-1265 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and  
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, 1-4-205, **amend**  
4 (3)(b) and (3)(c); and **add** (3)(d) as follows:

5 **1-4-205. County commissioners.** (3) (b) EXCEPT AS OTHERWISE  
6 PROVIDED IN SUBSECTION (3)(d) OF THIS SECTION, if the board consists of  
7 three commissioners, they shall be elected as provided in subsection (2)  
8 of this section and as provided in section 30-10-306.7 (5). ~~C.R.S.~~

9 (c) In any county having a population of seventy thousand or  
10 more, the membership of the board of county commissioners may be  
11 increased from three to five members pursuant to section 30-10-306.5,  
12 ~~C.R.S.~~, or decreased from five to three members pursuant to section  
13 30-10-306.7. ~~(2)(a)(H), C.R.S.~~

14 (d) IN EACH COUNTY HAVING A POPULATION OF TWO HUNDRED  
15 FIFTY THOUSAND OR MORE, THE THREE OR FIVE COUNTY COMMISSIONERS  
16 OF THE COUNTY MUST BE ELECTED PURSUANT TO SECTION 30-10-306.8.

17 **SECTION 2.** In Colorado Revised Statutes, 30-10-306, **amend**  
18 (1) and (2) as follows:

19 **30-10-306. Commissioners' districts - vacancies - definitions.**

20 (1) (a) Each county HAVING A POPULATION OF LESS THAN SEVENTY  
21 THOUSAND AND EACH COUNTY HAVING A POPULATION OF SEVENTY  
22 THOUSAND OR MORE THAT HAS NOT CHOSEN TO INCREASE THE MEMBERS  
23 OF THE BOARD OF COUNTY COMMISSIONERS FROM THREE TO FIVE AS  
24 AUTHORIZED BY SECTIONS 1-4-205 (3)(c) AND 30-10-306.5 must be  
25 divided into three compact districts by the board of county  
26 commissioners. Each district must be as nearly equal in population as  
27 possible based on the redistricting population data prepared by staff of the  
28 legislative council and office of legislative legal services, or any  
29 successor offices, in accordance with section 2-2-902. ~~In no event shall~~  
30 There SHALL NOT be more than five percent deviation between the most  
31 populous and the least populous district in each county, at the time such  
32 district boundaries are adopted. Each district must be numbered  
33 consecutively and must not be subject to alteration more often than once  
34 every two years.

35 (b) (I) IN A COUNTY HAVING A POPULATION OF LESS THAN TWO  
36 HUNDRED FIFTY THOUSAND, one county commissioner must be elected  
37 from each of such districts DISTRICT by the voters of the whole county. If  
38 any county commissioner, during ~~his or her~~ THE COMMISSIONER'S term of  
39 office, moves from the district in which ~~he or she~~ THE COMMISSIONER

1   resided when elected, ~~his or her~~ THE COMMISSIONER'S office ~~thereupon~~  
2   becomes vacant. All proceedings by the board of county commissioners  
3   in formation of such districts not inconsistent with this section are  
4   confirmed and validated.

5         (II) IN A COUNTY HAVING A POPULATION OF TWO HUNDRED FIFTY  
6   THOUSAND OR MORE, COUNTY COMMISSIONERS MUST BE ELECTED  
7   PURSUANT TO SECTION 30-10-306.8.

8         (2) Each county having a population of seventy thousand or more  
9   that has chosen to increase the members of the board of county  
10   commissioners from three to five AS AUTHORIZED BY SECTIONS 1-4-205  
11   (3)(c) AND 30-10-306.5 must be divided into three or five districts by the  
12   board of county commissioners according to the method of election  
13   described in section 30-10-306.5 (5) or (6) or section 30-10-306.7 FOR  
14   SUCH A COUNTY HAVING A POPULATION OF LESS THAN TWO HUNDRED  
15   FIFTY THOUSAND AND ACCORDING TO THE METHODS OF ELECTION  
16   DESCRIBED IN SECTION 30-10-306.8 FOR A COUNTY HAVING A POPULATION  
17   OF TWO HUNDRED FIFTY THOUSAND OR MORE; EXCEPT THAT THE  
18   REQUIREMENT TO DIVIDE A COUNTY INTO THREE OR FIVE DISTRICTS ONLY  
19   APPLIES IF ANY OF THE MEMBERS OF THE BOARD OF COUNTY  
20   COMMISSIONERS ARE ELECTED BY VOTERS RESIDENT IN A DISTRICT. When  
21   applicable, the board of county commissioners shall divide the county  
22   into districts in accordance with the final redistricting plan approved in  
23   accordance with section 30-10-306.4. The districts must be as nearly  
24   equal in population as possible based on the redistricting population data  
25   prepared by staff of the legislative council and office of legislative legal  
26   services, or any successor offices, in accordance with section 2-2-902. ~~In~~  
27   ~~no event shall~~ There SHALL NOT be more than five percent deviation  
28   between the most populous and the least populous district in each county,  
29   at the time such district boundaries are adopted. Each district must be  
30   numbered consecutively and is not subject to alteration more often than  
31   once every two years; except that, notwithstanding subsection (3) of this  
32   section, the board may alter the districts to conform to precinct  
33   boundaries that are changed in accordance with section 1-5-103 (1), based  
34   on the division of the state into congressional districts or an approved  
35   plan for redistricting of the members of the general assembly when  
36   necessary to ensure that no precinct is located in more than one district.  
37   County commissioners are elected at large or from districts according to  
38   the method of election described in section 30-10-306.5 (5) or (6) or  
39   section 30-10-306.7 FOR A COUNTY HAVING A POPULATION OF LESS THAN  
40   TWO HUNDRED FIFTY THOUSAND AND ACCORDING TO THE METHODS OF  
41   ELECTION DESCRIBED IN SECTION 30-10-306.8 FOR A COUNTY HAVING A  
42   POPULATION OF TWO HUNDRED FIFTY THOUSAND OR MORE. If any county  
43   commissioner required to be resident in a district moves during ~~his or her~~

1 THE COMMISSIONER'S term of office from the district in which ~~he or she~~  
2 THE COMMISSIONER resided when elected, ~~his or her~~ THE COMMISSIONER'S  
3 office ~~thereupon~~ becomes vacant. All proceedings by the board of county  
4 commissioners in formation of such districts not inconsistent with this  
5 section are confirmed and validated.

6 **SECTION 3.** In Colorado Revised Statutes, 30-10-306.5, **amend**  
7 (2), (3)(a), (5)(a), and (6)(a); and **add** (6.5) as follows:

8 **30-10-306.5. Procedure to increase number of county**  
9 **commissioners.** (2) Subject to referral as provided in this subsection (2),  
10 a board of county commissioners may pass a resolution increasing its  
11 membership to five members and designating not fewer than two of the  
12 methods of election set forth in subsection (5) or (6) of this section FOR  
13 A COUNTY HAVING A POPULATION OF SEVENTY THOUSAND OR MORE BUT  
14 LESS THAN TWO HUNDRED FIFTY THOUSAND AND DESIGNATING THE  
15 METHODS OF ELECTION SET FORTH IN SECTION 30-10-306.8 FOR A COUNTY  
16 HAVING A POPULATION OF TWO HUNDRED FIFTY THOUSAND OR MORE. The  
17 resolution shall be referred to the registered electors of the county at a  
18 general election. If a majority of votes cast are in favor of the referred  
19 resolution, the board of county commissioners shall take ~~such~~ action as  
20 ~~is necessary~~ to ~~assure~~ ENSURE that the increased number of county  
21 commissioners are elected at the next general election according to the  
22 procedure for election contained in the referred resolution ~~which~~ THAT  
23 received the largest number of votes cast.

24 (3) (a) In the alternative, a petition signed by at least ~~eight~~ FIVE  
25 percent of the total number of qualified electors of a county voting for all  
26 candidates for the office of secretary of state at the last preceding general  
27 election shall be sufficient to place on the ballot at a general election the  
28 question of whether to increase the membership to five members with a  
29 designation of not fewer than two of the methods of election set forth in  
30 subsection (5) or (6) of this section FOR A COUNTY HAVING A POPULATION  
31 OF LESS THAN TWO HUNDRED FIFTY THOUSAND AND A DESIGNATION OF  
32 THE METHODS OF ELECTION DESCRIBED IN SECTION 30-10-306.8 FOR A  
33 COUNTY HAVING A POPULATION OF TWO HUNDRED FIFTY THOUSAND OR  
34 MORE.

35 (5) (a) FOR A COUNTY HAVING A POPULATION OF LESS THAN TWO  
36 HUNDRED FIFTY THOUSAND, if three county commissioners are to be  
37 resident in districts and two elected by the voters of the whole county,  
38 they shall be elected as set forth in this subsection (5). Members resident  
39 in districts elected pursuant to this subsection (5) may be elected by the  
40 voters of the whole county or may be elected only by voters resident in  
41 the district from which the member runs for election.

42 (6) (a) FOR A COUNTY HAVING A POPULATION OF SEVENTY  
43 THOUSAND OR MORE BUT LESS THAN TWO HUNDRED FIFTY THOUSAND, if

1 five county commissioners resident in districts are to be elected, they shall  
2 be elected as set forth in this subsection (6). Members elected pursuant to  
3 this subsection (6) may be elected by the voters of the whole county or  
4 may be elected only by voters resident in the district from which the  
5 member runs for election.

6 (6.5) FOR A COUNTY HAVING A POPULATION OF TWO HUNDRED  
7 FIFTY THOUSAND OR MORE, THE FIVE COUNTY COMMISSIONERS SHALL BE  
8 ELECTED USING A METHOD OF ELECTION DESCRIBED IN SECTION  
9 30-10-306.8.

10 **SECTION 4.** In Colorado Revised Statutes, 30-10-306.7, **amend**  
11 (2)(a) introductory portion, (3)(b), (4), (5)(a), and (5)(d); and **add** (2)(a.5)  
12 as follows:

13 **30-10-306.7. Procedure for electing county commissioners.**

14 (2) (a) In any such county HAVING A POPULATION OF LESS THAN TWO  
15 HUNDRED FIFTY THOUSAND, the method of electing members of the board  
16 of county commissioners may be changed to any one of the following  
17 methods:

18 (a.5) IN ANY SUCH COUNTY HAVING A POPULATION OF TWO  
19 HUNDRED FIFTY THOUSAND OR MORE, THE METHOD OF ELECTING MEMBERS  
20 OF THE BOARD OF COUNTY COMMISSIONERS MAY BE CHANGED TO ONE OF  
21 THE METHODS SPECIFIED IN SECTION 30-10-306.8.

22 (3) (b) Subject to referral as provided in this subsection (3), a  
23 board of county commissioners may pass a resolution changing the  
24 method of electing the members of the board. The resolution shall be  
25 referred to the registered electors of the county at a general election. If  
26 any number of the county commissioners are not elected by the voters of  
27 the whole county when the board of county commissioners passes this  
28 resolution, then the resolution must designate no fewer than two of the  
29 methods of election set forth in ~~subsection (2)~~ SUBSECTION (2)(a) OR  
30 (2)(a.5) of this section, AS APPLICABLE. If a majority of votes cast are in  
31 favor of the resolution, the board of county commissioners shall take ~~such~~  
32 ~~action as is necessary~~ to ensure that the county commissioners are elected  
33 at the next general election according to the procedure for election  
34 contained in the resolution that received the largest number of votes cast.

35 (4) In the alternative, a petition signed by at least ~~eight~~ FIVE  
36 percent of the total number of qualified electors of a county voting for all  
37 candidates for the office of secretary of state at the last preceding general  
38 election shall be sufficient to place on the ballot at a general election the  
39 question of whether to change the method of electing members of the  
40 board or to decrease the membership of the board. In the case of a petition  
41 to change the method of electing members of the board, such petition  
42 shall specify the method of election according to ~~subsection (2)~~  
43 SUBSECTION (2)(a) OR (2)(a.5) of this section, AS APPLICABLE. Such a

1 petition shall be delivered to the county clerk and recorder prior to the  
2 ninetieth day before the next general election with a request that the  
3 question be placed on the ballot for referral to the registered electors of  
4 the county at the next general election.

5 (5) (a) If a majority of the votes cast on the question are in favor  
6 of changing the method of electing the five commissioners AS PROVIDED  
7 IN SUBSECTION (2)(a)(III) OR (2)(a.5) OF THIS SECTION or providing for  
8 three commissioners, as provided in subsection (2)(a)(II) ~~or (2)(a)(III)~~ of  
9 this section, the board of county commissioners shall change the  
10 boundaries of the commissioner districts so as to create three districts as  
11 nearly equal in population as possible based on the most recent federal  
12 census of the United States minus the number of persons serving a  
13 sentence of detention or confinement in any correctional facility in the  
14 county as indicated in the statistical report of the department of  
15 corrections for the most recent fiscal year. The districts must be numbered  
16 consecutively and are not subject to alteration more often than once every  
17 two years; except that, notwithstanding section 30-10-306 (3), the board  
18 may alter the districts to conform to precinct boundaries that are changed  
19 in accordance with section 1-5-103 (1), based on the division of the state  
20 into congressional districts or an approved plan for redistricting of the  
21 members of the general assembly when necessary to ensure that no  
22 precinct is located in more than one district. All other provisions of  
23 sections 1-4-205 (3)(a) and 30-10-306 (2) and (3) relating to the method  
24 of electing members, as provided in this subsection (5)(a), are applicable;  
25 except that, when districts are created, such changes must be completed  
26 by July 1 of the odd-numbered year immediately preceding the general  
27 election.

28 (d) Thereafter, the method of election in such counties shall be as  
29 provided in sections 1-4-205 (3)(a) ~~C.R.S.~~, and 30-10-306.5 (5) FOR A  
30 COUNTY HAVING A POPULATION OF LESS THAN TWO HUNDRED FIFTY  
31 THOUSAND AND AS PROVIDED IN SECTION 30-10-306.8 FOR A COUNTY  
32 HAVING A POPULATION OF TWO HUNDRED FIFTY THOUSAND OR MORE.

33 **SECTION 5.** In Colorado Revised Statutes, **add** 30-10-306.8 as  
34 follows:

35 **30-10-306.8. Methods of election for three or five county**  
36 **commissioners in a county with a population of two hundred fifty**  
37 **thousand or more.** (1) IN ANY COUNTY HAVING A POPULATION OF TWO  
38 HUNDRED FIFTY THOUSAND OR MORE, THE MEMBERSHIP OF THE BOARD OF  
39 COUNTY COMMISSIONERS CONSISTS OF THREE OR FIVE MEMBERS ELECTED  
40 PURSUANT TO THIS SECTION.

41 (2) (a) IN ANY COUNTY HAVING A POPULATION OF TWO HUNDRED  
42 FIFTY THOUSAND OR MORE, THE BOARD OF COUNTY COMMISSIONERS  
43 SHALL ADOPT A RESOLUTION DESIGNATING THE TWO ALTERNATIVE

1 METHODS OF ELECTING THREE OR FIVE COUNTY COMMISSIONERS SET  
2 FORTH IN SUBSECTIONS (4) AND (5) OF THIS SECTION. THE BOARD OF  
3 COUNTY COMMISSIONERS SHALL PASS THE RESOLUTION NO LATER THAN  
4 ITS FIRST REGULARLY SCHEDULED MEETING IN CALENDAR YEAR 2026 OR  
5 ITS FIRST REGULARLY SCHEDULED MEETING IN THE MONTH FOLLOWING AN  
6 INCREASE IN THE COUNTY'S POPULATION, AS DEFINED IN SECTION  
7 30-10-306 (6)(f), TO TWO HUNDRED FIFTY THOUSAND OR MORE.

8 (b) THE RESOLUTION REQUIRED BY SUBSECTION (2)(a) OF THIS  
9 SECTION SHALL BE REFERRED TO THE REGISTERED ELECTORS OF THE  
10 COUNTY AT THE FIRST GENERAL ELECTION FOLLOWING ITS ADOPTION SO  
11 THAT THE VOTERS MAY CHOOSE WHICH OF THE TWO ALTERNATIVE  
12 METHODS OF ELECTING THREE OR FIVE COUNTY COMMISSIONERS THEY  
13 PREFER. THEREAFTER, THE BOARD OF COUNTY COMMISSIONERS SHALL  
14 TAKE ACTION TO ENSURE THAT COUNTY COMMISSIONERS ARE ELECTED AT  
15 THE NEXT GENERAL ELECTION ACCORDING TO THE METHOD OF ELECTION  
16 CONTAINED IN THE REFERRED RESOLUTION THAT RECEIVED THE LARGEST  
17 NUMBER OF VOTES CAST.

18 (c) A COUNTY HAVING A POPULATION OF TWO HUNDRED FIFTY  
19 THOUSAND OR MORE THAT ALREADY ELECTS THREE OR FIVE COUNTY  
20 COMMISSIONERS ACCORDING TO ONE OF THE TWO ALTERNATIVE METHODS  
21 OF ELECTION SET FORTH IN SUBSECTION (4) OR (5) OF THIS SECTION IS NOT  
22 REQUIRED TO PASS THE RESOLUTION OTHERWISE REQUIRED BY  
23 SUBSECTION (2)(a) OF THIS SECTION.

24 (3) IN ANY COUNTY HAVING A POPULATION OF TWO HUNDRED  
25 FIFTY THOUSAND OR MORE, THE THREE OR FIVE MEMBERS OF THE BOARD  
26 OF COUNTY COMMISSIONERS MUST BE ELECTED EITHER BY DISTRICT ONLY,  
27 AS DESCRIBED IN SUBSECTION (4) OF THIS SECTION, OR AT LARGE BY  
28 RANKED CHOICE VOTING, AS DESCRIBED IN SUBSECTION (5) OF THIS  
29 SECTION.

30 (4) (a) THREE OR FIVE COUNTY COMMISSIONERS MAY BE ELECTED  
31 IN THREE OR FIVE COUNTY COMMISSIONER DISTRICTS, AS APPLICABLE, BY  
32 VOTERS RESIDENT IN THOSE DISTRICTS, AS SPECIFIED IN THIS SUBSECTION  
33 (4). AFTER THE ADOPTION OF THE DISTRICT METHOD OF ELECTION, EACH  
34 COUNTY COMMISSIONER MUST BE ELECTED BY THE VOTERS RESIDENT IN  
35 EACH COUNTY COMMISSIONER SEAT BEING CONTESTED DUE TO THE END OF  
36 THE REGULAR TERM OF THE INCUMBENT COMMISSIONER WITHOUT REGARD  
37 TO WHETHER THE COMMISSIONER LAST ELECTED TO THE SEAT WAS  
38 ELECTED TO A DISTRICT SEAT BY ONLY THE VOTERS OF THE DISTRICT, A  
39 DISTRICT SEAT BY THE VOTERS OF THE WHOLE COUNTY, OR AN AT-LARGE  
40 SEAT BY THE VOTERS OF THE WHOLE COUNTY. EACH COUNTY  
41 COMMISSIONER SEAT TO WHICH A COMMISSIONER WAS ELECTED BY  
42 VOTERS RESIDENT IN THE DISTRICT PURSUANT TO THIS SUBSECTION (4)  
43 SHALL BE FILLED BY THE SAME METHOD OF ELECTION EVERY FOURTH YEAR

1     THEREAFTER.

2             (b) (I) IF A COUNTY HAS FIVE COUNTY COMMISSIONERS AND  
3     ADOPTS THE DISTRICT METHOD OF ELECTION PURSUANT TO SUBSECTION  
4     (4)(a) OF THIS SECTION BUT IS NOT DIVIDED INTO FIVE COUNTY  
5     COMMISSIONER DISTRICTS AS OF THE FIRST GENERAL ELECTION AFTER THE  
6     ADOPTION OF THE DISTRICT METHOD OF ELECTION, THEN THE BOARD OF  
7     COUNTY COMMISSIONERS SHALL CHANGE THE BOUNDARIES OF THE  
8     COMMISSIONERS' DISTRICTS TO CREATE FIVE DISTRICTS IN ACCORDANCE  
9     WITH THE REQUIREMENTS OF SECTION 30-10-306(2.5) AND THE COUNTY'S  
10    FINAL REDISTRICTING PLAN APPROVED IN ACCORDANCE WITH SECTION  
11    30-10-306.4.

12            (II) UPON ADOPTION OF THE BOUNDARIES OF THE FIVE DISTRICTS,  
13    EACH INCUMBENT COMMISSIONER SHALL SERVE THE NEWLY CREATED  
14    DISTRICT IN WHICH THEY RESIDE;

15            (III) IF MORE THAN ONE INCUMBENT COMMISSIONER RESIDES  
16    WITHIN THE BOUNDARIES OF THE SAME NEWLY CREATED DISTRICT, THOSE  
17    COMMISSIONERS SHALL DETERMINE BY LOT WHICH OF THEM WILL SERVE  
18    THAT DISTRICT. THE REMAINING COMMISSIONER OR COMMISSIONERS  
19    SHALL THEN DETERMINE BY LOT WHICH OF THEM WILL SERVE THE  
20    REMAINING DISTRICTS.

21            (IV) THE COUNTY CLERK AND RECORDER SHALL ESTABLISH THE  
22    TIME, PLACE, AND MANNER IN WHICH THE LOTS ARE CONDUCTED AND  
23    SHALL DECLARE THE OFFICIAL RESULTS OF THE LOTS IMMEDIATELY  
24    THEREAFTER.

25            (5) THREE OR FIVE COUNTY COMMISSIONERS, AS APPLICABLE, MAY  
26    BE ELECTED BY THE RANKED VOTING METHOD OF ELECTION AS SPECIFIED  
27    IN THIS SUBSECTION (5). AFTER THE ADOPTION OF THE RANKED VOTING  
28    METHOD OF ELECTION, EACH COUNTY COMMISSIONER MUST BE ELECTED  
29    AT LARGE USING THE APPLICABLE METHOD DESCRIBED IN THIS SUBSECTION  
30    (5) TO EACH COUNTY COMMISSIONER SEAT BEING CONTESTED DUE TO THE  
31    END OF THE REGULAR TERM OF THE INCUMBENT COMMISSIONER WITHOUT  
32    REGARD TO WHETHER THE COMMISSIONER LAST ELECTED TO THE SEAT  
33    WAS ELECTED TO A DISTRICT SEAT BY ONLY THE VOTERS OF THE DISTRICT,  
34    A DISTRICT SEAT BY THE VOTERS OF THE WHOLE COUNTY, OR AN AT-LARGE  
35    SEAT BY THE VOTERS OF THE WHOLE COUNTY. A COUNTY COMMISSIONER  
36    MUST BE ELECTED USING THE SINGLE TRANSFERABLE VOTE METHOD  
37    DESCRIBED IN SECTION 1-7-1003 (4) TO ELECT TWO OR THREE  
38    COMMISSIONERS AT LARGE IN ONE ELECTION AND THE INSTANT RUNOFF  
39    VOTING METHOD DESCRIBED IN SECTION 1-7-1003 (3) TO ELECT ONLY ONE  
40    COMMISSIONER AT LARGE IN ONE ELECTION. EACH COUNTY COMMISSIONER  
41    SEAT TO WHICH A COMMISSIONER WAS ELECTED AT LARGE BY THE RANKED  
42    VOTING METHOD OF ELECTION PURSUANT TO THIS SUBSECTION (5) SHALL  
43    BE FILLED BY THE SAME METHOD OF ELECTION EVERY FOURTH YEAR

1 THEREAFTER.

2 (6) ALL PROCEEDINGS BY A BOARD OF COUNTY COMMISSIONERS IN  
3 ELECTING THREE OR FIVE COUNTY COMMISSIONERS IN A MANNER  
4 CONSISTENT WITH SUBSECTION (4) OR (5) OF THIS SECTION ARE CONFIRMED  
5 AND VALIDATED.

6 **SECTION 6.** In Colorado Revised Statutes, 1-4-601, **add** (2)(a.5)  
7 as follows:

8 **1-4-601. Designation of candidates for primary election -**  
9 **definition.** (2) (a.5) (I) FOR PARTY CANDIDATES FOR MULTIPLE SEATS ON  
10 A BOARD OF COUNTY COMMISSIONERS ELECTED IN THE SAME BALLOT  
11 CONTEST, ASSEMBLY DELEGATES MAY VOTE FOR AS MANY SEATS AS ARE  
12 TO BE FILLED AT THE NEXT GENERAL ELECTION. EVERY CANDIDATE  
13 RECEIVING A VOTE ON THIRTY PERCENT OR MORE OF THE BALLOTS OF ALL  
14 DULY ACCREDITED ASSEMBLY DELEGATES WHO ARE PRESENT AND VOTING  
15 ON THAT OFFICE MUST BE CERTIFIED BY AFFIDAVIT OF THE PRESIDING  
16 OFFICER AND SECRETARY OF THE ASSEMBLY. IF FEWER CANDIDATES  
17 RECEIVE A VOTE ON THIRTY PERCENT OR MORE OF THE BALLOTS OF ALL  
18 DULY ACCREDITED ASSEMBLY DELEGATES WHO ARE PRESENT AND VOTING  
19 THAN THE NUMBER OF SEATS TO FILL AT THE GENERAL ELECTION, THEN  
20 THE CANDIDATES RECEIVING THE HIGHEST NUMBER OF VOTES, UNTIL THE  
21 NUMBER OF CANDIDATES IS ONE MORE THAN THE NUMBER OF SEATS TO  
22 FILL, MUST BE CERTIFIED AS CANDIDATES FOR THAT OFFICE BY AFFIDAVIT  
23 OF THE PRESIDING OFFICER AND SECRETARY OF THE ASSEMBLY.

24 (II) THE CERTIFICATE OF DESIGNATION BY ASSEMBLY MUST STATE  
25 THE NAME OF THE OFFICE FOR WHICH EACH PERSON IS A CANDIDATE AND  
26 THE CANDIDATE'S NAME AND ADDRESS, MUST DESIGNATE IN NOT MORE  
27 THAN THREE WORDS THE NAME OF THE POLITICAL PARTY THAT THE  
28 CANDIDATE REPRESENTS, AND MUST CERTIFY THAT THE CANDIDATE HAS  
29 BEEN A MEMBER OF THE POLITICAL PARTY FOR THE PERIOD OF TIME  
30 REQUIRED BY PARTY RULE OR BY SUBSECTION (4) OF THIS SECTION IF THE  
31 PARTY HAS NO SUCH RULE. THE CANDIDATE'S AFFILIATION, AS SHOWN IN  
32 THE STATEWIDE VOTER REGISTRATION SYSTEM, IS PRIMA FACIE EVIDENCE  
33 OF POLITICAL PARTY MEMBERSHIP. THE CERTIFICATE OF DESIGNATION  
34 MUST INDICATE THE ORDER OF THE VOTE RECEIVED AT THE ASSEMBLY BY  
35 CANDIDATES FOR EACH OFFICE, BUT NO ASSEMBLY SHALL DECLARE THAT  
36 ANY ONE CANDIDATE HAS RECEIVED THE NOMINATION OF THE ASSEMBLY.  
37 THE CERTIFICATE OF DESIGNATION MUST BE FILED IN ACCORDANCE WITH  
38 SECTION 1-4-604. IF TWO OR MORE CANDIDATES RECEIVING DESIGNATION  
39 UNDER THIS SUBSECTION (2) HAVE RECEIVED AN EQUAL NUMBER OF  
40 VOTES, THE ORDER OF CERTIFICATION OF DESIGNATION IS DETERMINED BY  
41 LOT BY THE CANDIDATES. THE ASSEMBLY SHALL SELECT A VACANCY  
42 COMMITTEE FOR VACANCIES IN DESIGNATION OR NOMINATION ONLY.

43 **SECTION 7.** In Colorado Revised Statutes, 1-7-1002, **amend**



1 (1)(b) as follows:  
2 **1-7-1002. Ranked voting methods - report - legislative**  
3 **declaration - definitions.** (1) [*Editor's note: This version of subsection*  
4 *(1) is effective until March 1, 2026.*] As used in this part 10, unless the  
5 context otherwise requires, "local government" means a ~~statutory~~  
6 COUNTY, city or town, or a special district created pursuant to article 1 of  
7 title 32. ~~C.R.S.~~  
8 (1) [*Editor's note: This version of subsection (1) is effective*  
9 *March 1, 2026.*] As used in this part 10, unless the context otherwise  
10 requires:  
11 (b) "Local government" means a ~~statutory~~ COUNTY, city or town,  
12 or a special district created pursuant to article 1 of title 32.  
13 **SECTION 8. Act subject to petition - effective date.** This act  
14 takes effect at 12:01 a.m. on the day following the expiration of the  
15 ninety-day period after final adjournment of the general assembly; except  
16 that, if a referendum petition is filed pursuant to section 1 (3) of article V  
17 of the state constitution against this act or an item, section, or part of this  
18 act within such period, then the act, item, section, or part will not take  
19 effect unless approved by the people at the general election to be held in  
20 November 2026 and, in such case, will take effect on the date of the  
21 official declaration of the vote thereon by the governor."

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