

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

ENGROSSED

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

LLS NO. 16-0467.01 Bob Lackner x4350

SENATE BILL 16-083

SENATE SPONSORSHIP

Baumgardner, Marble, Cooke, Sonnenberg, Scott, Grantham

HOUSE SPONSORSHIP

Joshi, Neville P., Becker J., Buck, Wilson, Priola, Nordberg

Senate Committees

State, Veterans, & Military Affairs
Appropriations

House Committees

A BILL FOR AN ACT

101 CONCERNING A REQUIREMENT THAT AN ELECTOR ESTABLISH
102 IDENTIFICATION FOR VOTING PURPOSES BY SHOWING A
103 GOVERNMENT-ISSUED FORM OF IDENTIFICATION THAT SHOWS A
104 PHOTOGRAPH OF THE ELIGIBLE ELECTOR, AND, IN CONNECTION
105 THEREWITH, MAKING AN APPROPRIATION.

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://www.leg.state.co.us/billsummaries>.)

Section 1 of the bill removes from the list of forms of documentation used for establishing identification for purposes of the

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

SENATE
Amended 2nd Reading
March 15, 2016

"Uniform Election Code of 1992" (code):

- ! A copy of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the elector;
- ! A valid medicare or medicaid card issued by the United States health care financing administration;
- ! A certified copy of a birth certificate for the elector issued in the United States; or
- ! Certified documentation of naturalization.

Section 1 of the bill also allows a valid identification card issued by a nationally recognized tribal government to constitute identification for voting purposes if the identification contains a photograph of the eligible elector.

Section 2 of the bill specifies that, in connection with any provision of the code requiring an elector to submit identification as a condition of casting a ballot, state law prohibits the department of revenue from charging certain applicants a fee for a state-issued identification card.

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

2 **SECTION 1.** In Colorado Revised Statutes, 1-1-104, **amend**
3 (19.5) (a) as follows:

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

6 (19.5) (a) "Identification" means:

7 (I) A valid Colorado driver's license; EXCEPT THAT A DRIVER'S
8 LICENSE ISSUED UNDER PART 5 OF ARTICLE 2 OF TITLE 42, C.R.S., IS NOT
9 A VALID DRIVER'S LICENSE FOR PURPOSES OF THIS SUBSECTION (19.5);

10 (II) A valid identification card issued by the department of
11 revenue in accordance with the requirements of part 3 of article 2 of title
12 42, C.R.S.;

13 (III) A valid United States passport;

14 (IV) A valid employee identification card with a photograph of
15 the eligible elector issued by any branch, department, agency, or entity of

1 the United States government or of this state, or by any county,
2 municipality, board, authority, or other political subdivision of this state;

3 (V) A valid pilot's license issued by the federal aviation
4 administration or other authorized agency of the United States THAT
5 SHOWS A PHOTOGRAPH OF THE ELIGIBLE ELECTOR;

6 (VI) A valid United States military identification card with a
7 photograph of the eligible elector;

8 ~~(VII) A copy of a current utility bill, bank statement, government
9 check, paycheck, or other government document that shows the name and
10 address of the elector;~~

11 ~~(VIII) A valid medicare or medicaid card issued by the United
12 States health care financing administration;~~

13 ~~(IX) A certified copy of a birth certificate for the elector issued in
14 the United States;~~

15 ~~(X) Certified documentation of naturalization;~~

16 (XI) A valid student identification card with a photograph of the
17 eligible elector issued by an institution of higher education in Colorado,
18 as defined in section 23-3.1-102 (5), C.R.S.;

19 (XII) A valid veteran identification card issued by the United
20 States department of veterans affairs veterans health administration with
21 a photograph of the eligible elector; or

22 (XIII) A valid identification card issued by a federally recognized
23 tribal government certifying tribal membership THAT SHOWS A
24 PHOTOGRAPH OF THE ELIGIBLE ELECTOR.

25 **SECTION 2.** In Colorado Revised Statutes, **add** 1-7-118 as
26 follows:

27 **1-7-118. State-issued identification card provided free of**

1 **charge.** IN CONNECTION WITH ANY PROVISION OF THIS CODE REQUIRING
2 AN ELECTOR TO SUBMIT IDENTIFICATION AS A CONDITION OF CASTING A
3 BALLOT, SECTION 42-2-306 (1) (a) (III.5), C.R.S., PROHIBITS THE
4 DEPARTMENT OF REVENUE FROM CHARGING CERTAIN APPLICANTS A FEE
5 FOR A STATE-ISSUED IDENTIFICATION CARD.

6 **SECTION 3. Appropriation.** For the 2016-17 state fiscal year,
7 \$28,355 is appropriated to the department of state for use by the elections
8 division. This appropriation is from the department of state cash fund
9 created in section 24-21-104 (3) (b), C.R.S. To implement this act, the
10 division may use this appropriation for operating expenses.

11 **SECTION 4. Act subject to petition - effective date -**
12 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
13 the expiration of the ninety-day period after final adjournment of the
14 general assembly (August 10, 2016, if adjournment sine die is on May 11,
15 2016); except that, if a referendum petition is filed pursuant to section 1
16 (3) of article V of the state constitution against this act or an item, section,
17 or part of this act within such period, then the act, item, section, or part
18 will not take effect unless approved by the people at the general election
19 to be held in November 2016 and, in such case, will take effect on the
20 date of the official declaration of the vote thereon by the governor.

21 (2) This act applies to elections conducted on or after the
22 applicable effective date of this act.