

**First Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 21-0419.01 Megan Waples x4348

**HOUSE BILL 21-1092**

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**HOUSE SPONSORSHIP**

**Williams D.,**

**SENATE SPONSORSHIP**

**(None),**

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**House Committees**

State, Civic, Military, & Veterans Affairs

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE ELIGIBILITY OF A CANDIDATE FOR LIEUTENANT**  
102 **GOVERNOR TO BE A CANDIDATE FOR ANOTHER ELECTED OFFICE.**

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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>.)*

The bill allows a person who is nominated as a candidate for elected office who is also nominated as a candidate for lieutenant governor to run for both offices. If the person wins the election for both offices, the person must resign from one of them within 7 days of the final certification of the results of both elections. The vacancy created by the resignation is filled in accordance with existing law on vacancies for

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.

that office.

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

2 **SECTION 1.** In Colorado Revised Statutes, 1-4-501, **amend** (2)  
3 as follows:

4 **1-4-501. Only eligible electors eligible for office.** (2) No person  
5 is eligible to be a candidate for more than one office at one time; except  
6 that:

7 (a) This subsection (2) does not apply to memberships on different  
8 special district boards;

9 (b) This subsection (2) ~~shall~~ DOES not prohibit a candidate or  
10 elected official of any political subdivision from being a candidate or  
11 member of the board of directors of any special district or districts in  
12 which he or she is an eligible elector, unless otherwise prohibited by law;

13 AND

14 (c) A PERSON WHO IS NOMINATED AS A CANDIDATE FOR AN  
15 ELECTED OFFICE OTHER THAN THE OFFICE OF UNITED STATES SENATOR OR  
16 REPRESENTATIVE IN CONGRESS WHO IS ALSO NOMINATED AS A JOINT  
17 CANDIDATE FOR LIEUTENANT GOVERNOR IN ACCORDANCE WITH SECTION  
18 1-4-502 (3) MAY BE A CANDIDATE FOR BOTH OFFICES. IF THE PERSON IS  
19 ELECTED TO BOTH OFFICES, THE PERSON SHALL ACCEPT THE OFFICE OF  
20 LIEUTENANT GOVERNOR AND RESIGN FROM THE OTHER OFFICE TO WHICH  
21 THE PERSON IS ELECTED WITHIN SEVEN DAYS OF THE FINAL CERTIFICATION  
22 OF THE RESULTS OF BOTH ELECTIONS. IF THE RESULTS OF THE ELECTIONS  
23 ARE CERTIFIED ON DIFFERENT DATES, THE DEADLINE TO RESIGN FROM ONE  
24 OFFICE IS SEVEN DAYS AFTER THE LATEST CERTIFICATION OF RESULTS  
25 AFTER THE ELECTION. THE RESULTING VACANCY SHALL BE FILLED IN

1 ACCORDANCE WITH PART 2 OF ARTICLE 12 OF THIS TITLE 1.

2           **SECTION 2. Act subject to petition - effective date -**  
3 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
4 the expiration of the ninety-day period after final adjournment of the  
5 general assembly; except that, if a referendum petition is filed pursuant  
6 to section 1 (3) of article V of the state constitution against this act or an  
7 item, section, or part of this act within such period, then the act, item,  
8 section, or part will not take effect unless approved by the people at the  
9 general election to be held in November 2022 and, in such case, will take  
10 effect on the date of the official declaration of the vote thereon by the  
11 governor.

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