

CHAPTER 125

**ELECTIONS**

**SENATE BILL 94-122**

BY SENATORS Wells, Johnson, and Rizzuto;  
also REPRESENTATIVES Tucker and Adkins.

**AN ACT**

**CONCERNING ADDITIONAL USES OF CAMPAIGN FUNDS THAT ARE PERMISSIBLE UNDER THE "CAMPAIGN REFORM ACT OF 1974".**

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

**SECTION 1.** 1-45-117, Colorado Revised Statutes, 1980 Repl. Vol., as amended, is amended to read:

**1-45-117. Campaign funds - use restricted.** (1) No OFFICEHOLDER, candidate, or campaign treasurer shall use any contribution or contribution in kind received from any person for private purposes not reasonably related to influencing the passage or defeat of any issue or the nomination, retention, election, or defeat of any candidate or to voter registration, ~~or~~ political education, OR THE ESTABLISHMENT OF POSTSECONDARY EDUCATIONAL SCHOLARSHIPS. AN OFFICEHOLDER, CANDIDATE, OR CAMPAIGN TREASURER MAY USE A CONTRIBUTION OR CONTRIBUTION IN KIND TO DEFRAY REASONABLE AND NECESSARY EXPENSES RELATED TO MAILINGS AND SIMILAR COMMUNICATIONS TO CONSTITUENTS. The term "political education" shall include obtaining information from, or providing information to, the electorate. ~~and such term shall include the establishment of educational scholarships related to political education.~~

(2) Contributions not expended on behalf of the candidate's campaign or for any other purpose permitted by subsection (1) of this section, upon approval of the candidate or political committee, may be contributed to the county or state central committee of that candidate's political party or any other political committee on file with the appropriate officer pursuant to section 1-45-106 or to any nonprofit or charitable organization whose purposes are not political in nature. Contributions not

*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

expended on behalf of a nonpartisan candidate's campaign or for any other purpose permitted by subsection (1) of this section, upon approval by the nonpartisan candidate or political committee, or contributions not expended on behalf of a political committee's campaign seeking to influence the passage or defeat of any issue or for any other purpose permitted by subsection (1) of this section, upon approval by said committee, may be contributed to any nonprofit or charitable organization whose purposes are not political in nature or to the state or any political subdivision thereof, but not to any political party or candidate.

(3) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (2) OF THIS SECTION, CONTRIBUTIONS NOT EXPENDED ON BEHALF OF ANY CANDIDATE'S CAMPAIGN MAY BE RETAINED FOR USE IN A SUBSEQUENT CAMPAIGN FOR PUBLIC OFFICE BY THAT INDIVIDUAL OR AS PROVIDED IN SUBSECTION (1) OF THIS SECTION.

**SECTION 2. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: April 15, 1994