

CHAPTER 243

ELECTIONS

HOUSE BILL 00-1313

BY REPRESENTATIVES McElhany, Coleman, Dean, Leyba, Mace, Ragsdale, Stengel, Tapia, Tate, Tochtrop, Veiga, S. Williams, Windels, and Zimmerman;
also SENATORS Epps, Congrove, Hernandez, Martinez, Pascoe, Rupert, and Tebedo.

AN ACT

CONCERNING REQUIREMENTS RELATED TO THE PROVISION OF ASSISTANCE IN VOTING FOR DISABLED ELECTORS.

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

SECTION 1. 1-5-504.5 (1), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

1-5-504.5. Items to be posted at the polling place on or before election day.

(1) The following items shall be posted at each polling place on or before election day:

(e) AN EXPLANATION OF THE PROCEDURES THAT GOVERN THE PROVISION OF VOTING ASSISTANCE TO ELECTORS WITH DISABILITIES WHO REQUIRE SUCH ASSISTANCE PURSUANT TO SECTION 1-7-111. THE SECRETARY OF STATE SHALL PROMULGATE RULES IN ACCORDANCE WITH ARTICLE 4 OF TITLE 24 TO PRESCRIBE THE FORM OF SUCH EXPLANATION.

SECTION 2. 1-7-111 (1), Colorado Revised Statutes, is amended to read:

1-7-111. Disabled registered elector - assistance. (1) (a) If at any election, any registered elector declares to the election judges that, by reason of blindness or other physical disability or inability to read or write, he or she is unable to prepare the ballot or operate the voting machine without assistance, the elector shall be entitled, upon making a request, to receive the assistance of any one of the election judges or, at the elector's option, any eligible elector selected by the disabled eligible elector. ~~No person other than an election judge in the precinct shall be permitted to enter the voting booth or voting machine as an assistant to more than one elector, unless the~~

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

~~person is the spouse, parent, grandparent, sibling, or child eighteen years or older of the elector.~~

~~(b) Any person who assists any eligible elector to cast OTHER THAN AN ELECTION JUDGE OR THE SPOUSE, PARENT, GRANDPARENT, SIBLING OR CHILD EIGHTEEN YEARS OR OLDER OF THE ELECTOR WHO ASSISTS MORE THAN ONE ELIGIBLE ELECTOR IN THE PRECINCT IN CASTING his or her ballot shall first complete the following voter assistance/disabled voter self-affirmation form: "I,, shall not in any way attempt to persuade or induce the elector to vote in a particular manner nor will I cast the elector's vote other than as directed by the elector whom I am assisting CERTIFY THAT I AM THE INDIVIDUAL CHOSEN BY THE DISABLED ELECTOR TO ASSIST THE DISABLED ELECTOR IN CASTING A BALLOT.~~

SECTION 3. 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: May 26, 2000