

## CHAPTER 321

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**ELECTIONS**

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**HOUSE BILL 02-1179**

BY REPRESENTATIVE(S) Garcia, Groff, Weddig, Boyd, Coleman, Daniel, Fairbank, Jahn, Lee, Mace, Plant, Romanoff, Saliman, Sanchez, and Williams S.;  
also SENATOR(S) Anderson and Tupa.

**AN ACT**

**CONCERNING REQUIREMENTS APPLICABLE TO A CANDIDATE FOR ELECTIVE OFFICE UNDER THE "FAIR CAMPAIGN PRACTICES ACT".**

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

**SECTION 1.** 1-45-103 (1.5) and (2), Colorado Revised Statutes, are amended to read:

**1-45-103. Definitions.** As used in this article:

(1.5) "Candidate" means any person who seeks nomination or election to any public office that is to be voted on in this state at any PRIMARY, general election, school district election, special district election, or municipal election. "Candidate" also includes a judge or justice of any court of record who seeks to be retained in office pursuant to the provisions of section 25 of article VI of the state constitution. A person is a candidate for election if the person EITHER has publicly announced an intention to seek election to public office or retention of a judicial office ~~and thereafter~~ OR has received a contribution in support of the candidacy. A person remains a candidate for purposes of this article as long as the candidate maintains a registered candidate committee. A person who remains a candidate after an election cycle by reason of the maintenance of a registered candidate committee, but who has not publicly announced an intention to seek election to public office in the next or any subsequent election cycle, is an undeclared candidate for purposes of this article.

(2) "Candidate committee" means a person, including the candidate, or persons with the common purpose of EITHER receiving contributions ~~and~~ OR making expenditures under the authority of a candidate. A candidate shall have only one candidate committee. A candidate committee shall be considered open and active

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

until affirmatively closed by the candidate or by action of the secretary of state.

**SECTION 2. Effective date - applicability.** This act shall take effect July 1, 2002, and shall apply to any portion of any election cycle remaining after such date, and for any election cycle or calendar year commencing after such date, whichever is applicable.

**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: June 7, 2002