

Be it Enacted by the People of the State of Colorado;

SECTION 1. In Colorado Revised Statutes, **add** article 46 to title 1 as follows:

ARTICLE 46 DEMOCRACY VOUCHERS.

1-46-101. **SHORT TITLE AND EFFECTIVE DATE.**

- (1) THIS ARTICLE SHALL BE KNOWN AND MAY BE CITED AS THE "DEMOCRACY VOUCHER ACT".
- (2) THE EFFECTIVE DATE WILL BE JANUARY 1ST, 2022.

1-46-102. **DEFINITIONS – AS USED IN THIS ARTICLE 46.**

- (1) CANDIDATE REPRESENTATIVES: ARE ANY INDIVIDUALS WORKING FOR OR VOLUNTEERING FOR A SPECIFIC CANDIDATE.
- (2) DEMOCRACY VOUCHERS: ARE A COUPON BOOK COMPRISING NON-TRANSFERABLE VOUCHERS USED ONLY FOR DONATIONS TO CAMPAIGN COMMITTEES FOR COLORADO POLITICAL CANDIDATES.
- (3) NON-TRANSFERABLE VOUCHERS: MEANS VOUCHERS BELONGING TO ONE PERSON AND CANNOT LEGALLY BE GIVEN TO ANOTHER PERSON OR USED BY THEM.
- (4) QUALIFIED CANDIDATES: ARE CANDIDATES THAT HAVE FILED WITH THE FEDERAL ELECTION COMMISSION FOR US HOUSE OF REPRESENTATIVES OR US SENATE OR WITH THE COLORADO ELECTIONS DIVISION FOR GOVERNOR OR COLORADO GENERAL ASSEMBLY.

1-46-103. **VOUCHER LANGUAGE AND LAYOUT.**

- (1) EACH DEMOCRACY VOUCHER SHALL STATE THE HOLDER'S NAME, A UNIQUE VOUCHER IDENTIFICATION NUMBER, THE ELECTION YEAR, AND WORDS OF ASSIGNMENT WITH BLANK SPACES FOR THE HOLDER TO DESIGNATE A CANDIDATE AND SIGN THE HOLDER'S NAME AND DATE THE VOUCHER, AND MAY INCLUDE INFORMATION COLORADO ELECTIONS DIVISION DEEMS HELPFUL FOR VERIFYING SIGNATURES SUCH AS THE VOTER IDENTIFICATION NUMBER AND BARCODE.
 - (a) EACH VOUCHER MUST HAVE AT LEAST THE FOLLOWING LANGUAGE AND INFORMATION ON THE FRONT; "COLORADO DEMOCRACY VOUCHER", VOUCHER VALUE (DETERMINED BY YEAR IT WAS SENT, \$5 FOR ODD YEAR AND \$10 FOR EVEN YEAR), "NO CASH VALUE", "NON-TRANSFERABLE", "VALID JANUARY 1ST, [YEAR VOUCHERS MAILED] THROUGH NOVEMBER 30TH, [EVEN YEAR OF ELECTION]", THE FOLLOWING LANGUAGE – "I AM ASSIGNING THIS VOUCHER TO THE QUALIFIED COLORADO CANDIDATE FOR THE OFFICE OF GOVERNOR, COLORADO GENERAL ASSEMBLY, US HOUSE OF REPRESENTATIVES, OR US SENATE.", THE LANGUAGE – "I ATTEST THAT I OBTAINED THIS DEMOCRACY VOUCHER PROPERTY AND MAKE THIS ASSIGNMENT FREELY AND NOT IN EXCHANGE FOR PAYMENT OF ANY KIND. I AM AWARE THAT ASSIGNMENT MAY NOT BE CHANGED. ASSIGNMENT IS COMPLETE UPON DELIVERY TO THE COLORADO ELECTIONS DIVISION, THE CANDIDATE, OR HIS OR HER REPRESENTATIVE. VOUCHERS MAY ONLY BE ASSIGNED TO QUALIFIED CANDIDATES."
 - (b) EACH VOUCHER MUST HAVE AT LEAST THE FOLLOWING INSTRUCTIONS AND INFORMATION ON THE BACK; UNIQUE VOUCHER IDENTIFICATION NUMBER, VOTER IDENTIFICATION NUMBER AND BARCODE, AND VOTER'S NAME, VOUCHER RETURN METHODS INCLUDING: DIRECTLY TO A QUALIFIED CANDIDATE'S CAMPAIGN, BY MAIL USING THE PREPAID ENVELOPE, OR SEND DIRECTLY TO: DEMOCRACY VOUCHER PROGRAM [ADDRESS WHERE ELECTIONS DIVISION CHOOSES TO HAVE THESE MAILED].

1-46-104. DISBURSEMENT.

- (1) THE COUNTY CLERK AND RECORDER OR DESIGNATED ELECTION OFFICIAL SHALL PROVIDE DEMOCRACY VOUCHERS, INSTRUCTION CARDS, AND OTHER NECESSARY SUPPLIES IN THE SAME MANNER AS OTHER ELECTION SUPPLIES ARE PROVIDED FOR IN ALL ELECTIONS AND WITHOUT COST TO ALL REGISTERED ELECTORS PURSUANT TO THIS ARTICLE.
- (2) DEMOCRACY VOUCHERS WILL CONSIST OF TEN VOUCHERS VALUED AT FIVE DOLLARS EACH FOR A TOTAL OF FIFTY DOLLARS EACH ODD YEAR.
- (3) DEMOCRACY VOUCHERS WILL CONSIST OF TEN VOUCHERS VALUED AT TEN DOLLARS EACH FOR A TOTAL OF ONE HUNDRED DOLLARS EACH EVEN YEAR.
- (4) DEMOCRACY VOUCHERS WILL BE MAILED TO EACH COLORADO REGISTERED ELECTOR POSTMARKED NO LATER THAN JANUARY 31ST OF EACH YEAR.
- (5) ANY ADULT NATURAL PERSON WHO RESIDES MORE THAN 30 DAYS IN THE STATE OF COLORADO, AND WHO IS A REGISTERED VOTER, OR IS ELIGIBLE TO VOTE UNDER LOCAL, STATE OR FEDERAL LAW, OR WHO IS ELIGIBLE UNDER FEDERAL LAW TO DONATE TO A POLITICAL CAMPAIGN, BUT WHO HAS NOT RECEIVED ANY DEMOCRACY VOUCHERS IN THE CALENDAR YEAR, MAY OPT IN TO THE PROGRAM AND OBTAIN AN EQUIVALENT NUMBER OF DEMOCRACY VOUCHERS BY APPLICATION TO COLORADO ELECTIONS DIVISION.
- (6) ANY ELIGIBLE ADULT MAY REQUEST DEMOCRACY VOUCHERS BE MAILED TO AN ADDRESS OTHER THAN THAT INDICATED IN THE VOTER REGISTRATION RECORDS, OR BE DELIVERED AT COLORADO ELECTIONS DIVISION OFFICES, AS SOON AS COLORADO ELECTIONS DIVISION SHALL HAVE DEVELOPED A SECURE SYSTEM FOR SUCH DISTRIBUTIONS OF DEMOCRACY VOUCHERS, INCLUDING DISTRIBUTION IN PERSON OR TO AN ADDRESS NOT LISTED IN VOTER REGISTRATION RECORDS.
- (7) NO RESIDENT OUTSIDE COLORADO, NO CORPORATION OR OTHER NON-HUMAN ENTITY, NO PERSON UNDER THE AGE OF 18 YEARS, AND NO PERSON INELIGIBLE TO MAKE POLITICAL CONTRIBUTIONS UNDER FEDERAL LAW, MAY RECEIVE A DEMOCRACY VOUCHER.
- (8) DEMOCRACY VOUCHERS WILL EXPIRE NOVEMBER 30TH OF EACH EVEN YEAR.

1-46-105. DONATION PROCESS.

- (1) VOUCHERS ARE ONLY TRANSFERABLE OR ASSIGNABLE AS STATED HEREIN. ANY PERSON PROPERLY OBTAINING AND HOLDING A DEMOCRACY VOUCHER MAY ASSIGN IT BY WRITING THE NAME OF THE ASSIGNEE CANDIDATE, AND SIGNING THE HOLDER'S NAME ON AND DATING THE VOUCHER WHERE INDICATED THEREON, AND DELIVERING THE SIGNED AND DATED VOUCHER TO THE CANDIDATE, OR TO COLORADO ELECTIONS DIVISION, OR TO ANY CANDIDATE'S REPRESENTATIVE.
- (2) DELIVERY MAY BE BY MAIL OR IN PERSON (BY ANY PERSON THE HOLDER REQUESTS TO DELIVER THE VOUCHER).
- (3) A PERSON MAY ONLY ASSIGN A VOUCHER TO A CANDIDATE WHO HAS REGISTERED WITH THE FEDERAL ELECTION COMMISSION OR THE COLORADO ELECTIONS DIVISION. NO DEMOCRACY VOUCHER MAY BE ASSIGNED AFTER THE LAST BUSINESS DAY IN NOVEMBER FOLLOWING THE ELECTION. A CANDIDATE OR CANDIDATE REPRESENTATIVE MAY SEEK ASSIGNMENT IN PERSON OR THROUGH REPRESENTATIVES. A VALID ASSIGNMENT IS IRREVOCABLE.

- (4) A PERSON MAY ASSIGN ANY NUMBER OF HIS OR HER DEMOCRACY VOUCHERS TO THE SAME CANDIDATE IN A GIVEN ELECTION CYCLE. ASSIGNMENT OR TRANSFER FOR CASH OR ANY CONSIDERATION IS PROHIBITED. OFFERING TO PURCHASE, BUY OR SELL A DEMOCRACY VOUCHER IS PROHIBITED. NO PERSON MAY GIVE OR GIFT A DEMOCRACY VOUCHER TO ANOTHER PERSON, EXCEPT BY ASSIGNING IT TO A CANDIDATE AS PROVIDED HEREIN. DEMOCRACY VOUCHERS HAVE NO CASH VALUE AND ARE NOT ASSETS, INCOME OR PROPERTY OF THE HOLDER. A DEMOCRACY VOUCHER MAY NOT BE ASSIGNED BY PROXY, POWER OF ATTORNEY OR BY AN AGENT.
- (5) A DEMOCRACY VOUCHER EXPIRES IF THE HOLDER IS NO LONGER A RESIDENT IN THE STATE OF COLORADO, OR NO LONGER OR NOT ELIGIBLE TO MAKE POLITICAL CONTRIBUTIONS UNDER FEDERAL LAW, IF SUCH CIRCUMSTANCES TAKE PLACE PRIOR TO THE ASSIGNMENT TO A QUALIFIED CANDIDATE. THE HOLDER OF A DEMOCRACY VOUCHER ASSUMES THE RISK THAT HE OR SHE MAY CHANGE HIS OR HER MIND AFTER ASSIGNMENT, OR THAT THE DEMOCRACY VOUCHER MAY NOT HAVE USE OR BE REDEEMED DUE TO ANY CONTINGENCY, INCLUDING BUT NOT LIMITED TO A CANDIDATE'S DEATH, DISQUALIFICATION, DROPPING OUT, FAILURE TO REDEEM OR USE THE DEMOCRACY VOUCHER; OR OTHERWISE.

1-46-105. REDEMPTION PROCESS.

- (1) ONLY A COLORADO CANDIDATE FOR THE OFFICE OF GOVERNOR, COLORADO GENERAL ASSEMBLY, US HOUSE OF REPRESENTATIVES, OR US SENATE MAY RECEIVE ASSIGNMENT OF A DEMOCRACY VOUCHER.
- (2) REQUIREMENTS ARE THAT THE CANDIDATE SHALL COMPLY WITH CAMPAIGN LAWS AND SPENDING AND CONTRIBUTION LIMITS.
- (3) A CANDIDATE LOSES QUALIFICATION BY PUBLICLY ANNOUNCING WITHDRAWAL, FAILING TO ADVANCE TO THE GENERAL ELECTION, OR IF COLORADO ELECTIONS DIVISION FINDS SUFFICIENT MATERIAL VIOLATIONS OF ELECTION LAWS, OR FRAUDULENT OR ATTEMPTED FRAUDULENT ASSIGNMENT OF DEMOCRACY VOUCHERS.
- (4) COLORADO ELECTIONS DIVISION SHALL REDEEM DEMOCRACY VOUCHERS ONLY AFTER VERIFYING THE ASSIGNMENT BY ENSURING THE VOUCHER WAS ISSUED TO AN ELIGIBLE PERSON, AND VERIFYING THE SIGNATURE WRITTEN IN THE WORDS OF ASSIGNMENT, AND ONLY IF REDEMPTION SHALL NOT EXCEED THE MAXIMUM CONTRIBUTION LIMIT FROM THE INDIVIDUAL TO THE CANDIDATE. TO VERIFY SIGNATURES COLORADO ELECTIONS DIVISION MAY EMPLOY ITS STAFF WHICH VERIFIES SIGNATURES FOR INITIATIVE PETITIONS OR MAIL-IN BALLOTS. COLORADO ELECTIONS DIVISION SHALL REDEEM DEMOCRACY VOUCHERS ON PUBLISHED REGULAR REDEMPTION DATES THAT SHALL BE NO LESS FREQUENT THAN TWICE A MONTH AND MAY REDEEM VOUCHERS ON OTHER DATES NOTIFIED IN ADVANCE IF COLORADO ELECTIONS DIVISION DEEMS IT PRACTICABLE. COLORADO ELECTIONS DIVISION SHALL NOT REDEEM ANY DEMOCRACY VOUCHER RECEIVED BY COLORADO ELECTIONS DIVISION AFTER THE FIRST BUSINESS DAY IN THE MONTH OF DECEMBER AFTER THE GENERAL ELECTION.

- (5) CANDIDATES SHALL USE DEMOCRACY VOUCHER PROCEEDS ONLY FOR CAMPAIGN COSTS OR DEBTS FOR THE RELEVANT OFFICE AND ELECTION CYCLE, AND MAY NOT USE SUCH PROCEEDS AFTER A REASONABLE PERIOD (TO BE SET BY COLORADO ELECTIONS DIVISION) FOLLOWING THE ELECTION TO PAY CAMPAIGN DEBTS. CANDIDATES SHALL NOT USE DEMOCRACY VOUCHER PROCEEDS FOR ANY CASH PAYMENTS OR IN VIOLATION OF ANY LAW; NOR TO PAY THE CANDIDATE OR PAY A MEMBER OF THE CANDIDATE'S IMMEDIATE FAMILY; PAY ANY ENTITY IN WHICH THE CANDIDATE OR AN IMMEDIATE FAMILY MEMBER HOLDS A TEN PERCENT OR GREATER OWNERSHIP INTEREST; PAY ANY AMOUNT OVER FAIR MARKET VALUE FOR ANY SERVICES, GOODS, FACILITIES OR THINGS OF VALUE; PAY ANY PENALTY OR FINE; OR PAY ANY INAUGURAL COSTS OR OFFICE FUNDS COST.

DESIGNATED REPRESENTATIVES:

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