

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

INTRODUCED

LLS NO. 21-0419.01 Megan Waples x4348

HOUSE BILL 21-1092

HOUSE SPONSORSHIP

Williams D.,

SENATE SPONSORSHIP

(None),

House Committees

State, Civic, Military and Veterans Affairs

Senate Committees

A BILL FOR AN ACT

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

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.

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 WHO IS ALSO NOMINATED AS A JOINT CANDIDATE FOR
16 LIEUTENANT GOVERNOR IN ACCORDANCE WITH SECTION 1-4-502 (3) MAY
17 BE A CANDIDATE FOR BOTH OFFICES. IF THE PERSON IS ELECTED TO BOTH
18 OFFICES, THE PERSON SHALL RESIGN FROM ONE OFFICE WITHIN SEVEN DAYS
19 OF THE FINAL CERTIFICATION OF THE RESULTS OF BOTH ELECTIONS. IF THE
20 RESULTS OF THE ELECTIONS ARE CERTIFIED ON DIFFERENT DATES, THE
21 DEADLINE TO RESIGN FROM ONE OFFICE IS SEVEN DAYS AFTER THE LATEST
22 CERTIFICATION OF RESULTS AFTER THE ELECTION. THE RESULTING
23 VACANCY SHALL BE FILLED IN ACCORDANCE WITH PART 2 OF ARTICLE 12
24 OF THIS TITLE 1.

25 **SECTION 2. Act subject to petition - effective date -**

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

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