

Second Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO

REVISED

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 18-0629.01 Bob Lackner x4350

SENATE BILL 18-076

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SENATE SPONSORSHIP

Lundberg,

HOUSE SPONSORSHIP

Melton,

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Senate Committees

State, Veterans, & Military Affairs

House Committees

State, Veterans, & Military Affairs

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A BILL FOR AN ACT

101 CONCERNING A BAN ON VOTE TRADING.

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 makes it a misdemeanor criminal offense for a person to trade a vote or offer to trade a vote with another elector in this state or a person in another state in exchange for the other person's vote for or against a particular candidate, ballot issue, or ballot question.

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

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.*

HOUSE  
2nd Reading Unamended  
April 13, 2018

SENATE  
3rd Reading Unamended  
February 2, 2018

SENATE  
2nd Reading Unamended  
February 1, 2018

1           **SECTION 1.** In Colorado Revised Statutes, 1-13-720, **amend** (1)  
2 introductory portion and (2); and **add** (1)(d) as follows:

3           **1-13-720. Unlawfully giving or promising money or**  
4 **employment or engaging in vote trading.** (1) It is unlawful for any  
5 person, directly or indirectly, ~~by himself~~ INDIVIDUALLY or through any  
6 other person:

7           (d) TO FACILITATE THE TRADING OF VOTES BETWEEN AN ELECTOR  
8 IN THE STATE OR A PERSON IN ANOTHER STATE IN EXCHANGE FOR THE  
9 OTHER PERSON'S VOTE FOR OR AGAINST A PARTICULAR CANDIDATE,  
10 BALLOT ISSUE, OR BALLOT QUESTION. A VIOLATION OF THIS SUBSECTION  
11 (1)(d) IS A CLASS 2 PETTY OFFENSE AND, UPON CONVICTION THEREOF, THE  
12 OFFENDER SHALL BE PUNISHED BY A FINE OF NOT MORE THAN ONE  
13 THOUSAND DOLLARS FOR EACH OFFENSE.

14           (2) EXCEPT FOR THE OFFENSE SET FORTH IN SUBSECTION (1)(d) OF  
15 THIS SECTION, each offense set forth in subsection (1) of this section is a  
16 misdemeanor, and, upon conviction thereof, the offender shall be  
17 punished as provided in section 1-13-111.

18           **SECTION 2. Act subject to petition - effective date -**  
19 **applicability.** (1) This act takes effect September 1, 2018; except that,  
20 if a referendum petition is filed pursuant to section 1 (3) of article V of  
21 the state constitution against this act or an item, section, or part of this act  
22 within the ninety-day period after final adjournment of the general  
23 assembly, then the act, item, section, or part will not take effect unless  
24 approved by the people at the general election to be held in November  
25 2018 and, in such case, will take effect on January 1, 2019, or on the date  
26 of the official declaration of the vote thereon by the governor, whichever  
27 is later.

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