



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Fiscal Note

Drafting Number: LLS 21-0419
Prime Sponsors: Rep. Williams

Date: February 23, 2021
Bill Status: House SCVMA
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Bill Topic: CANDIDATE LIEUTENANT GOVERNOR ELIGIBLE FOR OTHER OFFICE

Summary of Fiscal Impact:

- | | |
|--|--|
| <input type="checkbox"/> State Revenue | <input type="checkbox"/> TABOR Refund |
| <input type="checkbox"/> State Expenditure | <input checked="" type="checkbox"/> Local Government |
| <input type="checkbox"/> State Transfer | <input type="checkbox"/> Statutory Public Entity |

This bill allows for candidates to run for both Lieutenant Governor and another elected office. It potentially increases local expenditures, conditional on a congressional vacancy occurring under the provisions of the bill.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: This fiscal note reflects the introduced bill.

Summary of Legislation

Under current law, no person is allowed to be a candidate for more than one elected office at a time. This bill allows a person to be a candidate for lieutenant governor and another elected office at the same time. If a person is elected to both offices, he or she must resign from one. The resulting vacancy is filled pursuant to current law.

Background

Under current law, any vacancy of an elected office in Colorado, except for congressional representative, is filled by appointment, either by a designated appointing official such as the Governor or by a vacancy committee. When there is a vacancy for the office of congressional representative, the Governor sets a date to hold a congressional vacancy election, which is conducted by the county clerks.

Local Government

If a person ran for, and won, both the office of Lieutenant Governor and congressional representative as permitted by this bill, and they chose to vacate the office of congressional representative, counties in that congressional district would incur costs to hold a special congressional vacancy election. Conditional upon a vacancy occurring, costs to conduct a congressional vacancy election would total approximately \$1.3 million to \$1.7 million, with costs divided among counties in that congressional district. Exact costs to an individual county will depend on a variety of factors, including the number of registered voters residing in the congressional district, the required number of voter service centers, and other county-specific operational costs. It is assumed that this scenario would be uncommon. The soonest it could occur is following the November 2022 general election.

Effective Date

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed.

State and Local Government Contacts

Counties	County Clerks	Information Technology
Municipalities	Secretary of State	