

First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 25-0845.01 Rebecca Bayetti x4348

SENATE BILL 25-172

SENATE SPONSORSHIP

Carson and Sullivan,

HOUSE SPONSORSHIP

Clifford,

Senate Committees

State, Veterans, & Military Affairs

House Committees

A BILL FOR AN ACT

101 CONCERNING CLARIFICATION OF THE CONDITIONS UNDER WHICH AN
102 UNCONTESTED ELECTION IN A SPECIAL DISTRICT DIRECTOR
103 DISTRICT MAY BE CANCELED.

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 clarifies that a special district may cancel an election in a director district if the only matter to be decided at the election is who will be director of the director district, there are not more candidates than positions for director, and the only individuals who may vote are the eligible electors within the director's district.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

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

2 **SECTION 1.** In Colorado Revised Statutes, 1-13.5-513, **amend**
3 (4); and **add** (3.5) as follows:

4 **1-13.5-513. Election may be canceled - when - definition.**

5 (3.5) (a) IF, PURSUANT TO SECTION 32-1-902.7, THE BOARD OF DIRECTORS
6 OF A SPECIAL DISTRICT HAS ADOPTED A RESOLUTION TO DIVIDE THE
7 SPECIAL DISTRICT INTO DIRECTOR DISTRICTS AND HAS DESIGNATED THAT
8 THE DIRECTORS REPRESENTING THE DIRECTOR DISTRICTS MUST BE
9 ELECTED BY THE ELIGIBLE ELECTORS WITHIN EACH DIRECTOR DISTRICT,
10 THEN THE GOVERNING BODY MAY CANCEL THE ELECTION FOR ONE OR
11 MORE DIRECTOR DISTRICTS IF, WITH RESPECT TO EACH SUCH DIRECTOR
12 DISTRICT, ALL THE CONDITIONS OF SUBSECTION (1) OF THIS SECTION EXIST
13 AND ALL BALLOT ISSUES OR BALLOT QUESTIONS, IF ANY, HAVE BEEN
14 WITHDRAWN FROM THE BALLOT PURSUANT TO SUBSECTION (2) OF THIS
15 SECTION.

16 (b) AS USED IN THIS SUBSECTION (3.5), "DIRECTOR DISTRICT"
17 MEANS THE AREA REPRESENTED BY ONE DIRECTOR WITHIN A SPECIAL
18 DISTRICT IN WHICH THE BOARD HAS ADOPTED A RESOLUTION TO DIVIDE
19 THE SPECIAL DISTRICT INTO DIRECTOR DISTRICTS PURSUANT TO SECTION
20 32-1-902.7.

21 (4) Except as provided in ~~subsection (2)~~ SUBSECTIONS (2) AND
22 (3.5) of this section, no election may be canceled in part.

23 **SECTION 2. Act subject to petition - effective date -**
24 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
25 the expiration of the ninety-day period after final adjournment of the
26 general assembly; except that, if a referendum petition is filed pursuant

1 to section 1 (3) of article V of the state constitution against this act or an
2 item, section, or part of this act within such period, then the act, item,
3 section, or part will not take effect unless approved by the people at the
4 general election to be held in November 2026 and, in such case, will take
5 effect on the date of the official declaration of the vote thereon by the
6 governor.

7 (2) This act applies to elections held on or after the applicable
8 effective date of this act.