

CHAPTER 73

ELECTIONS

HOUSE BILL 02-1156

BY REPRESENTATIVE(S) Marshall, Kester, Sanchez, Sinclair, Borodkin, Boyd, Chavez, Fairbank, Garcia, Groff, Hodge, Jahn, Mace, Madden, Romanoff, Snook, Spradley, Tapia, Vigil, Weddig, and Williams S.;
also SENATOR(S) Hillman.

AN ACT**CONCERNING CAMPAIGN FINANCE DISCLOSURE REPORTING REQUIREMENTS RELATIVE TO RECALL ELECTIONS.**

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

SECTION 1. 1-45-103 (8) (a) (I), Colorado Revised Statutes, is amended, and the said 1-45-103 (8) (a) is further amended BY THE ADDITION OF A NEW SUBPARAGRAPH, to read:

1-45-103. Definitions. As used in this article:

(8) (a) "Issue committee" means:

(I) Two or more persons who are elected, appointed, or chosen, or have associated themselves, for the purpose of accepting contributions ~~and~~ OR making expenditures to support or oppose any ballot issue or ballot question. ~~or~~

(III) TWO OR MORE PERSONS WHO ARE ELECTED, APPOINTED, OR CHOSEN, OR HAVE ASSOCIATED THEMSELVES, FOR THE PURPOSE OF ACCEPTING CONTRIBUTIONS OR MAKING EXPENDITURES TO SUPPORT OR OPPOSE THE RECALL OF AN ELECTED OFFICIAL IN A RECALL ELECTION.

SECTION 2. The introductory portion to 1-45-108 (2) (a) (I) and 1-45-108 (6), Colorado Revised Statutes, are amended, and the said 1-45-108 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

1-45-108. Disclosure - repeal. (2) (a) (I) Except as provided in subsections (2.3), ~~and~~ (2.5), (2.7), AND (6) of this section, such reports that are required to be

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

filed with the secretary of state shall be filed:

(2.7) ANY CANDIDATE OR CANDIDATE COMMITTEE SUPPORTING ANY CANDIDATE, INCLUDING AN INCUMBENT, IN A RECALL ELECTION, SHALL FILE REPORTS OF CONTRIBUTIONS AND EXPENDITURES WITH THE APPROPRIATE OFFICER FOURTEEN AND SEVEN DAYS BEFORE THE RECALL ELECTION AND THIRTY DAYS AFTER THE RECALL ELECTION.

(6) Any ~~political~~ ISSUE committee whose purpose is the recall of any elected official shall file a ~~statement of organization~~ COMMITTEE REGISTRATION with the appropriate officer within ten business days of receiving its first contribution. Reports of contributions and expenditures shall be filed with the appropriate officer within fifteen days of the filing of the ~~statement of organization~~ COMMITTEE REGISTRATION and every thirty days thereafter until the date of the recall election has been established and then fourteen days and seven days before the recall election and thirty days following the recall election.

SECTION 3. Repeal. 31-4-506, Colorado Revised Statutes, is repealed as follows:

31-4-506. Disclosure of contributions, contributions in kind, and expenditures. Notwithstanding the provisions of section 1-45-108 (6), C.R.S., any officer against whom a recall petition has been filed pursuant to this part 5 and any candidate who submits nominating petitions pursuant to section 31-4-504 (4) shall report contributions, contributions in kind, and expenditures made in support of the officer's retention in office or the candidate's election to office in the manner required for candidate elections pursuant to the "Fair Campaign Practices Act", article 45 of title 1, C.R.S.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: April 3, 2002