

## CHAPTER 159

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**ELECTIONS**

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**HOUSE BILL 14-1354**

BY REPRESENTATIVE(S) Buckner and Gardner, Coram, Exum, Fields, Foote, Hullinghorst, Labuda, Lebsock, Moreno, Pabon, Pettersen, Rosenthal, Salazar, Schafer, Singer, Vigil, Williams;  
also SENATOR(S) Aguilar and Crowder, Herpin, Steadman.

**AN ACT**

**CONCERNING THE ABILITY OF A COUNTY CLERK AND RECORDER TO SEEK JUDICIAL REVIEW OF FINAL ACTION BY THE SECRETARY OF STATE RELATING TO ELECTIONS.**

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

**SECTION 1.** In Colorado Revised Statutes, 1-1-110, **add** (1.5) as follows:

**1-1-110. Powers of the county clerk and recorder and deputy - communication to electors.** (1.5) PURSUANT TO SECTION 24-4-106 (4.7), C.R.S., A COUNTY CLERK AND RECORDER IS AUTHORIZED TO SEEK JUDICIAL REVIEW OF FINAL ACTION UNDERTAKEN BY THE SECRETARY OF STATE ARISING UNDER THIS CODE.

**SECTION 2.** In Colorado Revised Statutes, 24-4-106, **add** (4.7) as follows:

**24-4-106. Judicial review.** (4.7) THE COUNTY CLERK AND RECORDER OF ANY COUNTY MAY COMMENCE AN ACTION UNDER THIS SECTION IN THE DENVER DISTRICT COURT FOR JUDICIAL REVIEW OF ANY FINAL ACTION ISSUED BY THE SECRETARY OF STATE ARISING UNDER THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF TITLE 1, C.R.S. IN ANY SUCH ACTION, THE COUNTY CLERK AND RECORDER MAY SEEK TEMPORARY OR PRELIMINARY INJUNCTIVE RELIEF PENDING A FINAL DECISION ON THE MERITS OF THE CLAIM AS PERMITTED UNDER THIS SECTION.

**SECTION 3. Applicability.** This act applies to final actions issued by the secretary of state on or after the effective date of this act.

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

**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: May 9, 2014