

HB1088\_L.003

## HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Veterans, & Military Affairs.HB17-1088 be amended as follows:

1 Amend printed bill, page 2, line 2, strike "amend (1)" and substitute "add  
2 (1.5)".

3 Page 2, strike lines 4 through 22 and substitute:

4 **"1-4-908. Review of petition - signature verification -**  
5 **notification - cure - rules.** (1.5) (a) IN ANY ELECTION CONDUCTED AFTER  
6 JANUARY 1, 2018, FOR ANY PETITION THAT MUST BE FILED WITH THE  
7 SECRETARY OF STATE IN ACCORDANCE WITH SECTION 1-4-907, THE  
8 SECRETARY OF STATE SHALL COMPARE EACH SIGNATURE ON A CANDIDATE  
9 PETITION WITH THE SIGNATURE OF THE ELIGIBLE ELECTOR STORED IN THE  
10 STATEWIDE VOTER REGISTRATION SYSTEM. THE SECRETARY OF STATE MAY  
11 USE A SIGNATURE VERIFICATION DEVICE TO COMPARE THE SIGNATURES.

12 (b) (I) IF IT IS DETERMINED THAT THE SIGNATURE ON THE PETITION  
13 DOES NOT MATCH THE SIGNATURE OF THE ELIGIBLE ELECTOR STORED IN  
14 THE STATEWIDE VOTER REGISTRATION DATABASE, OR IF A SIGNATURE  
15 VERIFICATION DEVICE IS UNABLE TO DETERMINE THAT THE SIGNATURES  
16 MATCH, A SECOND REVIEW SHALL BE MADE BY AN EMPLOYEE OF THE  
17 SECRETARY OF STATE'S OFFICE OR A DESIGNEE TRAINED IN SIGNATURE  
18 VERIFICATION. IF THE EMPLOYEE OR DESIGNEE AGREES THAT THE  
19 SIGNATURES DO NOT MATCH, THE SECRETARY OF STATE SHALL, WITHIN  
20 THREE DAYS OF DETERMINING THE SIGNATURE DEFICIENCY, NOTIFY THE  
21 CANDIDATE OF SUCH DEFICIENCY.

22 (II) TO CURE A SIGNATURE THAT FAILED THE SIGNATURE  
23 VERIFICATION PROCESS DESCRIBED IN SUBSECTION (1)(b)(I) OF THIS  
24 SECTION, A CANDIDATE MUST PROVIDE THE SECRETARY OF STATE WITH A  
25 STATEMENT, SIGNED BY THE ELECTOR WHOSE SIGNATURE FAILED THE  
26 VERIFICATION PROCESS, THAT STATES SUBSTANTIALLY THAT THE ELECTOR  
27 SIGNED THE PETITION. THE STATEMENT MUST BE ACCOMPANIED BY A COPY  
28 OF THE ELECTOR'S IDENTIFICATION, AS DEFINED IN SECTION 1-1-104 (19.5).  
29 THE SECRETARY OF STATE SHALL PRESCRIBE THE FORM FOR THE  
30 STATEMENT. TO CURE THE SIGNATURE DEFICIENCY, THE CANDIDATE MUST  
31 RETURN THE STATEMENT AND A COPY OF THE ELECTOR'S IDENTIFICATION  
32 TO THE SECRETARY OF STATE WITHIN THREE DAYS OF THE DATE THE  
33 SECRETARY NOTIFIES THE CANDIDATE OF THE SIGNATURE DEFICIENCY.

34 (III) THE SECRETARY OF STATE MAY PROMULGATE RULES, IN  
35 ACCORDANCE WITH ARTICLE 4 OF TITLE 24, TO IMPLEMENT THIS  
36 SUBSECTION (1.5).



1           **SECTION 2.** In Colorado Revised Statutes, amend 1-4-912 as  
2 follows:

3           **1-4-912. Cure - rules.** (1) ~~In case~~ IF a petition for nominating an  
4 unaffiliated candidate is ~~not sufficient~~ DETERMINED TO BE INSUFFICIENT,  
5 it may be amended once no later than 3 p.m. on the eighty-fifth day before  
6 the general election or 3 p.m. on the sixty-seventh day before an election  
7 that is not being held concurrently with the general election. If a petition  
8 for nominating an unaffiliated candidate is amended, the designated  
9 election official shall notify the candidate of whether the petition is  
10 sufficient or insufficient no later than the seventy-fifth day before the  
11 general election.

12           (2) DURING THE REVIEW OF ANY MAJOR OR MINOR PARTY  
13 CANDIDATE'S PETITION THAT IS REQUIRED TO BE FILED WITH THE  
14 SECRETARY OF STATE'S OFFICE, THE SECRETARY OF STATE SHALL NOTIFY  
15 THE CANDIDATE OF ANY ERRORS AND INSUFFICIENCIES REGARDING  
16 CIRCULATOR AFFIDAVITS. UPON RECEIPT OF SUCH NOTIFICATION, THE  
17 CANDIDATE HAS FIVE CALENDAR DAYS FROM THE DATE OF RECEIPT OF THE  
18 NOTICE TO CURE THE ERRORS AND INSUFFICIENCIES DESCRIBED IN THE  
19 NOTICE. TO CURE A CIRCULATOR AFFIDAVIT, THE CANDIDATE MUST  
20 PROVIDE THE SECRETARY OF STATE WITH A NEW CIRCULATOR AFFIDAVIT  
21 THAT CORRECTS THE ERRORS OF THE PREVIOUSLY SUBMITTED AFFIDAVIT.

22           (3) THE SECRETARY OF STATE SHALL PROMULGATE RULES, IN  
23 ACCORDANCE WITH ARTICLE 4 OF TITLE 24, TO IMPLEMENT THIS SECTION,  
24 AS AMENDED."

25 Strike page 3.

26 Page 4, strike lines 1 through 5.

27 Renumber succeeding section accordingly.

28 Page 1, line 103, strike "AND" and substitute "PETITIONS."

29 Page 1, strike lines 104 through 106.

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