

HOUSE COMMITTEE OF REFERENCE REPORT

April 14, 2025

Chair of Committee

Date

Committee on State, Civic, Military, & Veterans Affairs.

After consideration on the merits, the Committee recommends the following:

SB25-001 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend reengrossed bill, page 3, strike lines 17 through 22.

2 Page 4, strike lines 1 through 3 and substitute:

3 **"1-1-117. Party member access to methods of selecting candidates for the general election.** EACH MAJOR POLITICAL PARTY
4 SHALL ENSURE THAT ANY FUTURE ALTERNATIVE PROCESS BY WHICH A
5 PARTY MAY SELECT CANDIDATES FOR THE GENERAL ELECTION, AS
6 PROVIDED BY SECTION 1-4-702, INCLUDES A PROCESS FOR PARTY MEMBERS
7 TO VOTE THAT DOES NOT REQUIRE A PARTY MEMBER TO CAST THEIR VOTE
8 IN PERSON AND BY WHICH ELIGIBLE PARTY MEMBERS NOT ABLE TO ATTEND
9 A NOMINATING ASSEMBLY OR CONVENTION, CONVENED AS PROVIDED BY
10 SECTION 1-4-702, IN PERSON CAN PARTICIPATE TO THE SAME EXTENT AS
11 THOSE VOTING IN PERSON.

13 **SECTION 3.** In Colorado Revised Statutes, 1-5-105, **amend** (1)
14 as follows:

15 **1-5-105. Restrictions.** (1) No election-related activity may be
16 conducted within one hundred feet of any building in which a polling
17 location or drop-off location is located OR WITHIN ONE HUNDRED FEET OF
18 A DROP BOX, except that of the conduct of the election at the polling
19 location, or drop-off location, OR DROP BOX.".

20 Renumber succeeding sections accordingly.

21 Page 4, line 8, strike "FACILITY"" and substitute "ENTITY"".

22 Page 5, after line 21 insert:

1 **"SECTION 6.** In Colorado Revised Statutes, 1-7-110, **amend** (5)
2 as follows:

3 **1-7-110. Preparing to vote in person.** (5) An eligible elector
4 who does not reside within the county but wishes to vote at a polling
5 location is entitled to receive a ~~mail~~ ballot or replacement ~~mail~~ ballot that
6 contains the names of candidates for statewide federal and state offices
7 and statewide ballot issues and ballot questions. The secretary of state
8 shall certify the content of the ballot to the county clerk and recorder.

9 **SECTION 7.** In Colorado Revised Statutes, 1-13-714, **amend**
10 (1)(a) as follows:

11 **1-13-714. Electioneering - removing and return of ballot -**
12 **definition.** (1) (a) ~~No~~ A person shall NOT do any electioneering on the
13 day of any election, or during the time when voting is permitted for any
14 election, within any polling location or in any public street or room or in
15 any public manner within one hundred feet of any building in which a
16 polling location OR DROP-OFF LOCATION is located, as publicly posted by
17 the designated election official, OR WITHIN ONE HUNDRED FEET OF A DROP
18 BOX.

19 **SECTION 8.** In Colorado Revised Statutes, 1-10.5-102, **amend**
20 (3)(a)(III) as follows:

21 **1-10.5-102. Recounts for congressional, state, and district**
22 **offices, state ballot questions, and state ballot issues.** (3) (a) Prior to
23 any recount, the canvass board shall choose at random and test at least
24 one ballot scanner that will be used in the candidate race, ballot issue, or
25 ballot question that is the subject of the recount. The purpose of the test
26 is to ensure that the voting system accurately tabulates votes in the
27 recounted contest. To conduct the test, the county must prepare and
28 tabulate the following groups of ballots:

29 (III) For a mandatory recount, ~~a~~ EACH CANVASS BOARD MEMBER,
30 OTHER THAN THE CLERK, SHALL SEPARATELY MARK THEIR OWN group of
31 ~~ballots consisting of~~ ten TEST ballots with the recount contest. ~~marked by~~
32 ~~at least two canvass board members of different party affiliations.~~

33 **SECTION 9.** In Colorado Revised Statutes, 1-10.5-107, **amend**
34 (1), (2), (3), and (4) as follows:

35 **1-10.5-107. Conducting a recount.** (1) Any county clerk and
36 recorder ~~or governing body~~ required to conduct a recount shall arrange ~~to~~
37 ~~have the recount made by~~ FOR the canvass board who officiated in
38 certifying the official abstract of votes cast TO OBSERVE THE CONDUCT OF
39 THE RECOUNT. If any member of the canvass board cannot ~~participate in~~
40 BE PRESENT FOR the recount, another person shall be appointed in the
41 manner provided by law for appointment of the members of the original
42 board.

43 (2) ~~Any canvass board making~~ A COUNTY CLERK AND RECORDER

1 CONDUCTING a recount under the provisions of this section may SHALL
2 employ assistants, ~~and~~ clerks, AND ELECTION JUDGES as necessary for the
3 conduct of the recount. THE CLERK AND RECORDER SHALL EMPLOY A
4 BIPARTISAN TEAM OF ELECTION JUDGES TO DETERMINE ISSUES OF VOTER
5 INTENT IN ACCORDANCE WITH RULES ADOPTED BY THE SECRETARY OF
6 STATE. IF THE BIPARTISAN TEAM OF ELECTION JUDGES CANNOT MAKE A
7 UNANIMOUS DECISION REGARDING AN ISSUE OF VOTER INTENT, THE
8 CANVASS BOARD SHALL, BY MAJORITY VOTE, MAKE SUCH DETERMINATION.

9 (3) The canvass board ~~may require the production of any~~
10 ~~documentary evidence regarding any vote cast or counted and may correct~~
11 ~~the abstract of votes cast, in accordance with its findings based on the~~
12 ~~evidence presented~~ SHOULD A DISCREPANCY IN THE VOTE TABULATION BE
13 DISCOVERED DURING THE RECOUNT.

14 (4) At the conclusion of the recount, the ~~canvass board~~ COUNTY
15 CLERK AND RECORDER shall make the returns of all partisan, nonpartisan,
16 ballot issue, and ballot question elections to the ~~designated election~~
17 ~~official~~ CANVASS BOARD and provide a copy to the persons or groups
18 requesting the recount or notified of the recount pursuant to sections
19 1-10.5-105 and 1-10.5-106. The canvass board shall meet and issue an
20 amended abstract of votes cast for the office, ballot issue, or ballot
21 question that is the subject of the recount and deliver it to the designated
22 election official.".

23 Renumber succeeding sections accordingly.

24 Page 10, line 4, after "PROCESS." insert "A VIOLATION OF THIS SECTION IS
25 ESTABLISHED PURSUANT TO SECTION 1-47-204."

26 Page 10, line 9, after "THE" insert "EQUAL".

27 Page 11, line 8, after "prerequisites" insert "**and burdens**".

28 Page 11, after line 13, insert:

29 (2) A POLITICAL SUBDIVISION SHALL NOT IMPOSE UNNECESSARY
30 BURDENS ON AN ELECTOR'S ACCESS TO ELECTION INFORMATION, VOTER
31 REGISTRATION, OR A BALLOT BASED ON THAT ELECTOR'S CONFINEMENT TO
32 A LOCAL JAIL, AS DEFINED IN SECTION 17-1-102 (7).".

33 Renumber succeeding subsection accordingly.

34 Page 12, line 7, after "THAT" insert "IS OR".

- 1 Page 12, line 8, strike "ADDITIONAL".
- 2 Page 12, line 23, strike the first "IN" and substitute "TO".
- 3 Page 18, line 18, after "OFFICES;" insert "OR".
- 4 Page 18, strike line 19.
- 5 Reletter succeeding sub-subparagraph accordingly.
- 6 Page 20, line 26, strike "SUBDIVISION" and substitute "SUBDIVISION,
7 INCLUDING".
- 8 Page 21, line 26, after "LAW" insert "OTHER THAN THIS ARTICLE 47".
- 9 Page 22, line 1, strike the second "THE" and substitute "THAT".
- 10 Page 28, strike lines 11 through 18 and substitute "**clerks.** (1) IF A
11 MUNICIPALITY EXISTS PARTIALLY OR WHOLLY WITHIN A COUNTY COVERED
12 BY THE MULTILINGUAL BALLOT REQUIREMENTS OF SECTION 1-5-905 (1)
13 AND THE MUNICIPALITY HAS A POPULATION OF AT LEAST THREE THOUSAND
14 PEOPLE, A CLERK IS REQUIRED TO PROVIDE MULTILINGUAL BALLOT ACCESS
15 IN ONE OF THE FOLLOWING WAYS FOR ANY MUNICIPAL ELECTION HELD ON
16 OR AFTER JANUARY 1, 2027:
 - 17 (a) ENSURING THAT EACH BALLOT AND SAMPLE BALLOT INCLUDES
18 ALL BALLOT CONTENT IN ENGLISH AND ALL BALLOT CONTENT FULLY
19 TRANSLATED INTO ANY MINORITY LANGUAGE FOR WHICH A MINORITY
20 LANGUAGE SAMPLE OR IN-PERSON BALLOT IS REQUIRED PURSUANT TO
21 SECTION 1-5-906 FOR THE COUNTY IN WHICH THE MUNICIPALITY
22 PARTIALLY OR WHOLLY EXISTS; OR
 - 23 (b) CREATING A MINORITY LANGUAGE SAMPLE BALLOT PURSUANT
24 TO SECTION 31-10-1604 AND PROVIDING AN IN-PERSON MINORITY
25 LANGUAGE BALLOT PURSUANT TO SECTION 31-10-1605.
- 26 (2) THE CLERK SHALL ENSURE THAT ANY TRANSLATION PROVIDED
27 AS REQUIRED BY THIS PART 16 IS PERFORMED BY ONE OR MORE QUALIFIED
28 TRANSLATORS.".
- 29 Page 29, strike lines 1 through 4.
- 30 Rerumber succeeding subsections accordingly.
- 31 Page 29, strike lines 13 through 15.

- 1 Page 30, strike lines 5 through 9.
- 2 Renumber succeeding subsection accordingly.
- 3 Strike "MULTILINGUAL" and substitute "MINORITY LANGUAGE" on: **Page 26**, lines 17, 24, and 25.
- 4 Strike "THE CLERK OF ANY MUNICIPALITY THAT SATISFIES THE CRITERIA SPECIFIED IN SECTION 31-10-1603" and substitute "UNLESS A CLERK PROVIDES MULTILINGUAL BALLOT ACCESS PURSUANT TO SECTION 31-10-1603 (1)(a), THE CLERK OF ANY MUNICIPALITY THAT SATISFIES THE CRITERIA SPECIFIED IN SECTION 31-10-1603 (1)" on: **Page 28**, lines 20 and 21; and **Page 29**, lines 17 and 18.
- 5 Strike "ACTIVE ELIGIBLE" and substitute "QUALIFIED" on: **Page 29**, line 9; and **Page 30**, line 11.

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