

*Be it Enacted by the People of the State of Colorado;*

**SECTION 1.** In Colorado Revised Statutes, 1-1-104, **amend** (23.4) as follows:

**1-1-104. Definitions.**

(23.4) "Overvote" means the selection by an elector of ~~more names than there are persons to be elected to an office or the designation of more than one answer to a~~ THAN THE MAXIMUM NUMBER OF SELECTIONS ALLOWED FOR ANY ELECTION.

(I) THE EFFECTIVE DATE OF THIS AMENDMENT WILL BE JANUARY 1<sup>ST</sup>, 2022.

**SECTION 2.** In Colorado Revised Statutes, 1-5-407, **amend** (2) and (3) as follows:

**1-5-407. Form of ballots.**

(2) The ballots shall be printed so as to give to each eligible elector a clear opportunity to designate his or her choice of candidates, joint candidates, ballot issues, and ballot questions by a mark as instructed. On the ballot may be printed words that will aid the elector, such as "vote for not more than one" OR "VOTE FOR ONE OR MORE".

(I) THE EFFECTIVE DATE OF THIS AMENDMENT WILL BE JANUARY 1<sup>ST</sup>, 2022.

(3) At the end of the list of candidates for each different office shall be one or more blank spaces in which the elector may write the name of any eligible person not printed on the ballot who has filed an affidavit of intent of write-in candidate pursuant to section 1-4-1101. The number of spaces provided shall be the ~~lesser of the~~ number of eligible electors who have properly filed an affidavit of intent of write-in candidate pursuant to section 1-4-1101 ~~or the number of persons to be elected to the office~~. No such blank spaces shall be provided if no eligible elector properly filed an affidavit of intent of write-in candidate.

(I) THE EFFECTIVE DATE OF THIS AMENDMENT WILL BE JANUARY 1<sup>ST</sup>, 2022.

**SECTION 3.** In Colorado Revised Statutes, 1-7-201, **amend** (4) as follows:

**1-7-201. Voting at Primary Election.**

(4) Party ballots shall be cast in the same manner as in general elections. ~~An elector shall not vote for more candidates for any office than are to be elected at the general election as indicated on the ballot.~~

(I) THE EFFECTIVE DATE OF THIS AMENDMENT WILL BE JANUARY 1<sup>ST</sup>, 2022.

**SECTION 4.** In Colorado Revised Statutes, 1-7-309, **amend** (1) as follows:

**1-7-309. Determination of improperly marked ballots.**

(1) Votes cast for an office to be filled or a ballot issue to be decided shall not be counted ~~if an elector marks more names than there are persons to be elected to an office or if for any reason it is impossible to determine elector's choice of candidate or vote concerning the ballot issue.~~

(I) THE EFFECTIVE DATE OF THIS AMENDMENT WILL BE JANUARY 1<sup>ST</sup>, 2022.

**SECTION 5.** In Colorado Revised Statutes, **add** part 11 to article 7 to title 1 as follows:

**PART 11 APPROVAL VOTING METHODS**

**1-7-1101. SHORT TITLE AND EFFECTIVE DATE.**

(1) THIS PART 11 SHALL BE KNOWN AND MAY BE CITED AS THE "APPROVAL VOTING ACT".

(2) THE EFFECTIVE DATE OF THIS PART 11 WILL BE JANUARY 1<sup>ST</sup>, 2022.

**1-7-1102. DEFINITIONS. AS USED IN THIS PART 11, UNLESS THE CONTEXT OTHERWISE REQUIRES:**

- (1) "APPROVAL BALLOT" MEANS A BALLOT USING AN ELECTORAL SYSTEM WHERE EACH ELECTOR MAY SELECT (APPROVE) ANY NUMBER OF CANDIDATES. THE WINNER IS THE MOST-APPROVED CANDIDATE.
- (2) "ELECTORAL SYSTEM" MEANS A SET OF RULES THAT DETERMINE HOW ELECTIONS AND REFERENDUMS ARE CONDUCTED AND HOW THEIR RESULTS ARE DETERMINED.
- (3) "PLURALITY BALLOT" MEANS A BALLOT USING AN ELECTORAL SYSTEM IN WHICH EACH ELECTOR IS ALLOWED TO VOTE FOR ONLY ONE CANDIDATE, AND THE CANDIDATE WHO POLLS THE MOST AMONG THEIR COUNTERPARTS (A PLURALITY) IS ELECTED.

**1-7-1103. APPROVAL BALLOT LAYOUT REVISION.**

- (1) AN APPROVAL BALLOT MUST ALLOW AN ELECTOR TO SELECT AS MANY CHOICES AS THERE ARE CANDIDATES.

**1-7-1104. CONDUCT OF ELECTIONS USING APPROVAL VOTING METHODS.**

- (1) ALL ELECTIONS UNDER THE UNIFORM ELECTION CODE DEFINED BY ARTICLES 1 THROUGH 13 OF TITLE 1, C.R.S., THE COLORADO LOCAL GOVERNMENT ELECTION CODE DEFINED BY ARTICLE 13.5 OF TITLE 1, C.R.S., AND THE COLORADO MUNICIPAL ELECTION CODE OF 1965 DEFINED BY ARTICLE 10 OF TITLE 31, C.R.S. USING PLURALITY BALLOTS WILL INSTEAD USE APPROVAL BALLOTS.
- (2) IN AN ELECTION IN WHICH ONE CANDIDATE IS TO BE ELECTED TO AN OFFICE, THE CANDIDATE HAVING THE GREATEST NUMBER OF VOTES SHALL BE DECLARED THE WINNER.
- (3) IN AN ELECTION IN WHICH MORE THAN ONE CANDIDATE IS TO BE ELECTED TO AN OFFICE IN A MULTIPLE-SEAT DISTRICT OR ON A GOVERNING BODY THAT INCLUDES MULTIPLE AT-LARGE SEATS, THE CANDIDATES HAVING THE GREATEST NUMBER OF VOTES SHALL BE DECLARED THE WINNERS.

**SECTION 6.** In Colorado Revised Statutes, 1-13.5-902, **amend** (4) as follows:

**1-13.5-902. Ballots and sample ballots - delivery – format.**

- (4) At the end of the list of candidates for each different office, there must be one or more blank spaces in which the elector may write the name of any eligible person not printed on the ballot who has filed an affidavit of intent to be a write-in candidate pursuant to section 1-13.5-305. The number of spaces provided shall be the ~~lesser of the~~ number of eligible electors who have properly filed an affidavit of intent to be a write-in candidate ~~or the number of persons to be elected to the office~~. No such blank spaces shall be provided if no eligible person properly filed an affidavit of intent to be a write-in candidate.

(I) THE EFFECTIVE DATE OF THIS AMENDMENT WILL BE JANUARY 1<sup>ST</sup>, 2022.

**Designated Representatives:**

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