

Statement of intent: It is the intention of this Initiative to create a two-stage election system in which all candidates for federal or state offices who qualify for the ballot compete against each other in each stage regardless of their party affiliation or non-affiliation, and in which in each stage every registered voter can vote for any candidate on the ballot in their district regardless of their declared party affiliation or non-affiliation, and further, to provide funding for the purchase of elections equipment by counties.

Be it enacted by the People of the State of Colorado:

In Colorado Revised Statutes,

TITLE 1, amend as follows:

Article 2

1-2-218.5. Declaration of affiliation

Amend as follows:

(2) Any eligible elector who has not declared an affiliation with a political party or political organization shall be designated on the registration records of the county clerk and recorder as "unaffiliated". Any unaffiliated eligible elector may ~~declare a political party affiliation when the elector desires to vote at a primary election, as provided in section 1-7-201 (2), or the elector may~~ declare his or her political party or political organization affiliation at any other time during which electors are permitted to register by submitting a letter or a form furnished by the county clerk and recorder, either by mail or in person.

1-2-219. Changing or withdrawing declaration of affiliation

amend as follows:

(1) Any eligible elector desiring to change or withdraw the elector's affiliation may do so by completing and signing a prescribed request for the change or withdrawal and filing it with the county clerk and recorder or by submitting a personal letter written by the elector to the county clerk and recorder at any time up to and including the twenty-ninth day preceding an election. The prescribed form or personal letter for the change shall include the elector's printed name, address within the county, birth date, social security number, if the elector wishes to state it, and signature, the date, the elector's previous affiliation status, and the requested change in affiliation status. A prescribed form shall be furnished by the county clerk and recorder upon the elector's oral or written request. Upon receiving the request, the county clerk and recorder shall change the elector's affiliation on the registration record. If the affiliation is withdrawn, the designation on the registration record shall be changed to "unaffiliated". ~~If an elector changes affiliation, the elector is entitled to vote, at any primary election, only the ballot of the political party to which the elector is currently affiliated.~~ A change or withdrawal of affiliation may not be made by anyone other than the elector.

1-2-222. Errors in recording of affiliation

Repeal

Article 4.

Part 1. Primary elections

Repeal

Add:

Part 1. First-round balloting.

1-4-101. When

FIRST-ROUND BALLOTING SHALL BE HELD ON THE SECOND TUESDAY OF SEPTEMBER OF EVEN-NUMBERED YEARS TO DETERMINE WHICH CANDIDATES SHALL BE ENTITLED TO APPEAR ON THE BALLOT AT THE SUCCEEDING GENERAL ELECTION.

1-4-102. Ballot Access

TO BE ENTITLED TO APPEAR ON THE FIRST-ROUND BALLOT, A CANDIDATE MUST:

- (1) BE NOMINATED NO LESS THAN 60 DAYS PRIOR TO THE FIRST-ROUND BALLOTING BY A POLITICAL PARTY PURSUANT TO 1-4-104,
- (2) BE AN INCUMBENT SEEKING RE-ELECTION TO THE OFFICE AND NOTIFY THE SECRETARY OF STATE NO LESS THAN 60 DAYS PRIOR TO THE FIRST-ROUND BALLOTING OF THEIR INTENTION TO SEEK RE-ELECTION,
- (3) HAVE APPEARED ON THE MOST RECENT PRECEDING GENERAL ELECTION BALLOT FOR THE SAME OFFICE AND RECEIVED AT LEAST THREE PERCENT OF THE VOTE IN THAT ELECTION AND HAVE NOTIFIED THE SECRETARY OF STATE NO LESS THAN 60 DAYS PRIOR TO THE FIRST-ROUND BALLOTING OF THEIR INTEREST IN APPEARING ON THE FIRST-ROUND BALLOT, OR
- (4) HAVE SUBMITTED A PETITION MEETING THE REQUIREMENTS OF SECTION 1-4-103.

1-4-103. Petitions

- (1). CIRCULATING: THE SECRETARY OF STATE SHALL MAKE AVAILABLE PETITIONS TO CANDIDATES SEEKING TO QUALIFY FOR PLACEMENT ON THE FIRST-ROUND BALLOT IN A MANNER AND FORM PRESCRIBED BY THE SECRETARY NO LATER THAN JANUARY 15 IN EVERY EVEN NUMBERED YEAR.

- (2). INTERNET PETITIONS: THE SECRETARY OF STATE SHALL CREATE, MAINTAIN AND OPERATE AS PART OF THE SCORE VOTER REGISTRATION SYSTEM A SECTION OF THE SYSTEM ON THE WORLD WIDE WEB AT WHICH THE PETITIONS ISSUED TO PROSPECTIVE CANDIDATES SHALL BE POSTED, AND AS PART OF THAT SECTION REGISTERED VOTERS SHALL BE ABLE TO ACCESS THE SITE AND SIGN PETITIONS FOR CANDIDATES RUNNING FOR OFFICE, AND THE SECRETARY SHALL ISSUE PERIODIC REPORTS ON THE NUMBER OF SIGNATURES SO COLLECTED. SHALL SEND EMAILS TO REGISTERED VOTERS WHO SUBMIT THEIR EMAIL ADDRESSES TO THE SITE PROVIDING THEM WITH A LINK FROM WHICH THEY CAN ENTER THE SITE. AND SHALL ADD THE SIGNATURES SO COLLECTED TO THE SIGNATURES CANDIDATES SUBMIT FOR QUALIFICATION FOR FIRST-ROUND BALLOT PLACEMENT. THIS ONLINE SYSTEM FOR SIGNING PETITIONS SHALL BE OPERATIONAL NO LATER THAN JAN. 1, 2016.

- (3). PETITION INFORMATION;
A. PETITIONS SHALL:
 - I. INDICATE THE NAME AND ADDRESS OF ANY CANDIDATE FOR THE OFFICE TO BE FILLED, AND, AS SELECTED BY THE CANDIDATE:
 - a. THE CANDIDATE'S PARTY AFFILIATION, OR
 - b. IN NOT MORE THAN THREE WORDS THE POLITICAL OR OTHER NAME SELECTED BY THE CANDIDATE TO IDENTIFY AN UNAFFILIATED CANDIDATE, AS LONG AS NO NAME OF ANY POLITICAL PARTY IS USED, IN WHOLE OR IN PART, OR
 - c. THE DESIGNATION "NO PARTY PREFERENCE."

2. CONTAIN ONLY THE NAME OF ONE CANDIDATE FOR ONE OFFICE; EXCEPT THAT ANY PETITION FOR A CANDIDATE FOR PRESIDENT OF THE UNITED STATES SHALL ALSO INCLUDE A CANDIDATE FOR VICE PRESIDENT. AND A CANDIDATE FOR GOVERNOR SHALL ALSO INCLUDE A CANDIDATE FOR LIEUTENANT GOVERNOR, AND TOGETHER THEY SHALL BE CONSIDERED JOINT CANDIDATES AT THE GENERAL ELECTION. IN THE CASE OF NOMINATIONS FOR ELECTORS OF PRESIDENT AND VICE PRESIDENT OF THE UNITED STATES, THE NAMES OF THE JOINT CANDIDATES MAY BE ADDED TO THE POLITICAL OR OTHER NAME DESIGNATED ON THE PETITION.

B. SELECTION OF A PARTY AFFILIATION BY A CANDIDATE ON THEIR PETITIONS SHALL NOT CONSTITUTE OR IMPLY ENDORSEMENT OF THE CANDIDATE BY THE PARTY DESIGNATED, AND NO CANDIDATE FOR THAT OFFICE SHALL BE DEEMED A NOMINATED CANDIDATE OF ANY PARTY BY VIRTUE OF HIS OR HER SELECTION OF THEIR PARTY AFFILIATION ON THE PETITIONS THEY CIRCULATE.

(4). SIGNER ELIGIBILITY: PETITIONS CAN BE SIGNED BY ELIGIBLE ELECTORS RESIDING WITHIN THE STATE OR DISTRICT FROM WHICH THE OFFICER IS TO BE ELECTED.

(5). SIGNATURE REQUIREMENT: IN ORDER TO OBTAIN PLACEMENT ON THE FIRST-ROUND BALLOT, PETITIONS MUST BE SIGNED BY A REQUISITE NUMBER OF ELIGIBLE ELECTORS, AS FOLLOWS:

(I) AT LEAST FIVE THOUSAND FOR THE OFFICE OF PRESIDENT AND VICE PRESIDENT;

(II) THE LESSER OF ONE THOUSAND OR TWO PERCENT OF THE VOTES CAST FOR ALL CANDIDATES FOR THAT OFFICE IN THE MOST RECENT GENERAL ELECTION FOR ANY STATEWIDE OFFICE;

(III) THE LESSER OF EIGHT HUNDRED OR TWO PERCENT OF THE VOTES CAST IN THE CONGRESSIONAL DISTRICT IN THE MOST RECENT GENERAL ELECTION FOR THE OFFICE OF MEMBER OF THE UNITED STATES HOUSE OF REPRESENTATIVES, MEMBER OF THE STATE BOARD OF EDUCATION FOR A CONGRESSIONAL DISTRICT, OR MEMBER OF THE BOARD OF REGENTS OF THE UNIVERSITY OF COLORADO FOR A CONGRESSIONAL DISTRICT;

(IV) THE LESSER OF SIX HUNDRED OR TWO PERCENT OF THE VOTES CAST IN THE SENATE DISTRICT IN THE MOST RECENT GENERAL ELECTION FOR THE OFFICE OF MEMBER OF THE STATE SENATE;

(V) THE LESSER OF FOUR HUNDRED OR TWO PERCENT OF VOTES CAST IN THE HOUSE DISTRICT IN THE MOST RECENT GENERAL ELECTION FOR THE OFFICE OF MEMBER OF THE STATE HOUSE OF REPRESENTATIVES;

(VI) THE LESSER OF SIX HUNDRED FIFTY OR TWO PERCENT OF THE VOTES CAST IN THE DISTRICT IN THE MOST RECENT GENERAL ELECTION FOR THE OFFICE OF DISTRICT ATTORNEY.

(6). PETITION SUBMISSION; CANDIDATES SEEKING PLACEMENT ON THE FIRST-ROUND BALLOT SHALL SUBMIT PETITIONS NO LATER THAN 60 DAYS PRIOR.

(7). PETITION REVIEW; THE SECRETARY OF STATE SHALL DETERMINE WHETHER THE PETITIONS SUBMITTED – IN COMBINATION WITH THE SIGNATURES COLLECTED ONLINE – MEET THE NUMBER SPECIFIED IN 1-4-103 (5), AND, IN THE EVENT DETERMINES THAT THE NUMBER OF SIGNATURES IS INSUFFICIENT, SHALL NOTIFY THE CANDIDATE NO LESS THAN 15 DAYS AFTER THE PETITIONS ARE SUBMITTED OF THE AMOUNT OF DEFICIENCY AND THAT THEY HAVE AN ADDITIONAL 15 DAYS TO COLLECT THE ADDITIONAL SIGNATURES REQUIRED.

(8) PETITION SIGNATURE VERIFICATION FEE - THE SECRETARY OF STATE SHALL IMPOSE A FEE OF TEN CENTS PER SIGNATURE COLLECTED, OTHER THAN SIGNATURES COLLECTED THROUGH THE INTERNET, BY CANDIDATES SEEKING TO APPEAR ON THE FIRST-ROUND BALLOT. THE SECRETARY OF STATE SHALL WAIVE SUCH FEES IF THE PARTY OR CANDIDATE FILES A STATEMENT OF FINANCIAL HARDSHIP IN A FORM PRESCRIBED BY THE SECRETARY OF STATE.

1-4-104. Political Party Nominations

(1). EACH POLITICAL PARTY CERTIFIED AS SUCH BY THIS SECRETARY OF STATE IN COMPLIANCE WITH SECTIONS 1-1-104 (22) OR PART 13 OF ARTICLE 4 MAY:

A. NOMINATE UP TO TWO PARTY MEMBERS FOR EACH OFFICE BY NOTIFYING THE SECRETARY OF STATE OF THE NOMINATION (S) NO LATER THAN 60 CALENDAR DAYS PRIOR TO THE FIRST-ROUND BALLOTING.

B. ESTABLISH SUCH PROCEDURES AS THEY SEE FIT TO DETERMINE WHICH PARTY MEMBERS TO NOMINATE.

C. WITH RESPECT TO CANDIDATES NOMINATED FOR THE OFFICES OF PRESIDENT AND VICE PRESIDENT OF THE UNITED STATES:

1. IN THE EVENT CANDIDATES SO NOMINATED DO NOT SUBSEQUENTLY SECURE THE NOMINATION AT THE NATIONAL CONVENTION OF THAT PARTY'S NATIONAL AFFILIATE, WITHDRAW THE CANDIDATE THE PARTY HAD NOMINATED AND NOMINATE THE CANDIDATE NOMINATED BY THE NATIONAL PARTY AT THE NATIONAL CONVENTION UP TO 30 DAYS PRIOR TO THE FIRST-ROUND BALLOTING.

2. NOMINATIONS FOR PRESIDENTIAL ELECTORS TO BE ELECTED AT THE GENERAL ELECTION MAY BE MADE BY A CONVENTION OF A POLITICAL PARTY, OR BY A COMMITTEE AUTHORIZED BY THE CONVENTION, OR BY PETITION FOR NOMINATION OF AN UNAFFILIATED CANDIDATE.

1-4-105. Form of Ballot

FOR EACH CANDIDATE ON THE BALLOT, THE BALLOT SHALL LIST:

(1) THE CANDIDATE'S NAME;

(2) THE CANDIDATE'S HOMETOWN, AS DETERMINED BY ZIP CODE OF LEGAL RESIDENCE;

(3) THE NOMINATING POLITICAL PARTY, IF THE CANDIDATE WAS NOMINATED BY A POLITICAL PARTY, DESIGNATED BY THE WORDS "NOMINATED BY";

(4) THE POLITICAL PARTY AFFILIATION, THE THREE-WORD POLITICAL IDENTIFICATION, OR THE DESIGNATION 'NO PARTY PREFERENCE,' AS SELECTED BY THE CANDIDATE WHEN HE OR SHE SECURED PETITIONS FOR BALLOT ACCESS.

1-4-106. Order on Ballot

THE SECRETARY SHALL DETERMINE THE ORDER IN WHICH THE CANDIDATES FOR THE SAME OFFICE APPEAR ON THE BALLOT BY RANDOM SELECTION.

1-4-107. Write-In Candidates

THE SECRETARY SHALL PROVIDE FOR PLACEMENT ON THE BALLOT A PROVISION THROUGH WHICH VOTERS CAN WRITE-IN A CANDIDATE FOR EACH OFFICE ON THE BALLOT.

1-4-108. Who May Vote

ANY REGISTERED VOTER IS ELIGIBLE TO VOTE FOR ANY CANDIDATE ON THE BALLOT IN THEIR DISTRICT REGARDLESS OF HOW THE CANDIDATE SECURED BALLOT STATUS AND REGARDLESS OF THE VOTER'S REGISTERED PARTY AFFILIATION OR NON-AFFILIATION.

1-4-109. Joint Local Elections

COUNTIES MAY HOLD COUNTY, SCHOOL DISTRICT AND SPECIAL DISTRICT ELECTIONS IN CONJUNCTION WITH THE FIRST-ROUND BALLOTING, AND COUNTY CLERKS ARE AUTHORIZED TO HOLD SUCH JOINT ELECTIONS.

Part 2. General Elections

Add:

1-4-207. Candidates On The Ballot

- (1) ANY CANDIDATE FOR THE OFFICE OF MEMBER OF UNITED STATES SENATE, A MEMBER OF THE UNITED STATES HOUSE OF REPRESENTATIVE, OR ANY STATE OFFICE WHO RECEIVED MORE THAN 50 PERCENT OF THE VOTES CAST IN THE FIRST-ROUND BALLOTING SHALL BE THE ONLY CANDIDATE FOR THAT OFFICE ON THE BALLOT.
- (2) IN CONTESTS FOR PRESIDENT AND VICE PRESIDENT OF THE UNITED STATES, AND IN ALL CONTESTS IN WHICH NO CANDIDATE RECEIVED MORE THAN 50 PERCENT OF THE VOTES IN THE FIRST-ROUND, THE FOUR CANDIDATES WITH THE HIGHEST NUMBER OF VOTES IN THE FIRST-ROUND BALLOTING AND ALL OTHER CANDIDATES WITH AT LEAST THREE PERCENT OF THE VOTES CAST IN THE FIRST-ROUND BALLOTING SHALL BE ON THE BALLOT.
- (3) IN ALL CONTESTS, THE BALLOT SHALL PROVIDE FOR THE CASTING OF WRITE-IN VOTES FOR EACH OFFICE ON THE BALLOT.

1-4-208. Ballot Information

THE BALLOT SHALL LIST FOR EACH CANDIDATE THE SAME INFORMATION FOR THAT CANDIDATE THAT APPEARED ON THE FIRST-ROUND BALLOT.

1-4-209 Order of Candidates on Ballot

CANDIDATES SHALL BE LISTED ON THE BALLOT IN RANDOM ORDER, AS DETERMINED BY THE SECRETARY OF STATE.

1-4-210. Ranked Choice Voting

THE ELECTION SHALL BE CONDUCTED BY RANKED CHOICE VOTING.

(1) DEFINITIONS

(A) "RANKED CHOICE VOTING" MEANS A METHOD OF CASTING AND TABULATING VOTES WHEREBY THE VOTERS RANK CANDIDATES ACCORDING TO THE ORDER OF THEIR CHOICE AND COUNTING PROCEEDS IN ROUNDS IN WHICH CANDIDATES ARE DEFEATED AND EVERY CONTINUING BALLOT COUNTS AS ONE VOTE FOR ITS HIGHEST RANKED CONTINUING CANDIDATE.

(B) "CONTINUING CANDIDATE" MEANS A CANDIDATE WHO HAS NOT BEEN DEFEATED.

(C) "CONTINUING BALLOT" MEANS A BALLOT THAT IS NOT AN EXHAUSTED BALLOT.

(D) "EXHAUSTED BALLOT" MEANS A BALLOT THAT DOES NOT RANK ANY CONTINUING CANDIDATE, CONTAINS AN OVERVOTE AT THE HIGHEST CONTINUING RANKING OR CONTAINS TWO OR MORE SEQUENTIAL SKIPPED RANKINGS BEFORE ITS HIGHEST CONTINUING RANKING.

(E) "HIGHEST CONTINUING RANKING" MEANS THE HIGHEST RANKING ON A VOTER'S BALLOT FOR A CONTINUING CANDIDATE.

(2) BALLOT DESIGN

THE BALLOT SHALL ALLOW VOTERS TO RANK UP TO THREE CANDIDATES FOR EACH OFFICE IN ORDER OF PREFERENCE.

(3) TABULATION

TABULATION PROCEEDS IN ROUNDS. IN EACH ROUND, EACH CONTINUING BALLOT SHALL BE COUNTED AS ONE VOTE FOR ITS HIGHEST RANKED CONTINUING CANDIDATE. IF MORE THAN TWO CONTINUING CANDIDATES RECEIVE VOTES IN A ROUND, THE CANDIDATE WITH THE FEWEST VOTES IS DEFEATED, AND A NEW ROUND BEGINS. IF TWO OR FEWER CONTINUING

CANDIDATES RECEIVE VOTES IN A ROUND, THE CANDIDATE WITH THE MOST VOTES IS ELECTED. IF, IN ANY ROUND, TWO OR MORE CANDIDATES ARE TIED AND THE TIE MUST BE RESOLVED TO DETERMINE WHICH CANDIDATE TO DEFEAT OR ELECT, THE TIE SHALL BE BROKEN BY LOT. THE SECRETARY OF STATE MAY RESOLVE PROSPECTIVE TIES BETWEEN CANDIDATES BEFORE THE ELECTION.

(4) EFFECT ON THE RIGHTS OF POLITICAL PARTIES
FOR ALL STATUTORY AND CONSTITUTIONAL PROVISIONS IN THE STATE PERTAINING TO THE RIGHTS OF POLITICAL PARTIES, THE NUMBER OF VOTES CAST FOR A PARTY'S CANDIDATE FOR AN OFFICE ELECTED BY RANKED CHOICE VOTING IS THE NUMBER OF VOTES CREDITED TO THAT CANDIDATE AFTER THE INITIAL ROUND OF COUNTING.

Part 3. Presidential elections

Repeal. 1-4-303.

Part 5. Qualifications and Methods of Nomination

Repeal.

Part 6. Political Party Designation For Primary Election

Repeal

Part 7. Conduct Of Elections

Repeal 1-7-201. Voting at primary election

Part 8. Designation of party candidates by petition

Repeal.

Part 9. Protest of designations and nominations

Repeal (2)

Part 10. Withdrawals From And Vacancies In Nominations And Designations

Repeal

Part 11. Write-In Candidates

Amend as follows:

1-4-1102. Time of filing affidavit

(1) Except as provided in subsection (2) of this section, the affidavit of intent shall be filed by the close of business ~~on the sixty-seventh day before a primary election and by the close of business on the one hundred tenth day before any other election.~~ SIXTY DAYS PRIOR TO FIRST-ROUND BALLOTING.

Part 13. Minor Political Parties

Repeal (1.5) (2) (3) (4) and (5)

Article 5. Notice And Preparation For Elections

Part 1. Polling Locations

1-5-102.9. Voter service and polling centers - number required - services provided - drop-off locations - repeal

repeal (3) (e)

Part 2. Call And Notice

1-5-203. Certification of ballot

amend as follows:

(1) (a) No later than sixty days before ~~any primary election~~ FIRST-ROUND BALLOTING, and no later than ~~fifty-seven~~ FORTY-FIVE days before any general or odd-year November election or congressional vacancy election, the secretary of state shall deliver by electronic transmission and registered mail to the county clerk and recorder of each county a certificate in writing of the ballot order and content for each county, as follows:

(I) For general elections, the certificate shall specify the national and state officers and the district officers of state concern for whom some or all of the eligible electors of the county are entitled to cast ballots at the general election. The certificate shall include the name and party or other designation of each candidate for whom some or all of the eligible electors of the county are entitled to cast ballots and for whom a petition or certificate of nomination has been filed with the secretary of state, the name and party of each candidate ~~nominated at the primary election~~ QUALIFIED BY THE RESULTS OF THE FIRST-ROUND BALLOTING PURSUANT TO 1-4-207 for a national or state office or a district office of state concern, and the order of the ballot and the ballot content for the election. With regard to the election of members to the general assembly, the notice shall also specify the district number and the names of the members whose terms of office will expire.

~~(II) For primary elections, the certificate shall specify the offices for which nominations are to be made. The notice shall include a certified list of persons for whom certificates of designation or petitions have been filed with the secretary of state and the office for which each person is a candidate, together with the other details mentioned in the certificates of designation or petitions, and the order of the ballot for the primary election.~~

(III) For any election at which one or more ballot issues or ballot questions are to be submitted to the eligible electors of the entire state, the secretary of state shall certify the order of ballot and ballot content with respect to such ballot issues or ballot questions to the county clerk and recorder of each county of the state.

(b) The secretary of state shall be solely responsible for the accuracy of the information contained in the certificate.

(2) (Deleted by amendment, L. 2002, p. 1626, § 4, effective June 7, 2002.)

(3) (a) No later than ~~sixty~~ THIRTY days before any election, the designated election official of each political subdivision that intends to conduct an election shall certify the order of the ballot

and ballot content. Such certification shall be delivered to the county clerk and recorder of each county that has territory within the political subdivision if the election is coordinated with the clerk and recorder. The order of the ballot and ballot content shall include the name and office of each candidate for whom a petition has been filed with the designated election official and any ballot issues or ballot questions to be submitted to the eligible electors.

Part 3. Registration Books

1-5-302. Computer lists may be used in lieu of original registration records

amend as follows:

For the purposes of all elections, the county clerk and recorder may substitute and supply computer lists of registered electors within the political subdivision for the original registration record. Following a ~~primary~~ FIRST-ROUND, general, or congressional vacancy election, the county clerk and recorder shall record the date of election ~~and, if a primary election,~~ the party ballot received on the registered elector's original registration record retained and stored as provided in section 1-1-104 (36).

Part 4. Ballots

Amend as follows

1-5-402. ~~Primary Election~~ First-Round Ballots

amend as follows:

(1) No later than thirty-two days before the ~~primary election~~ FIRST-ROUND BALLOTING, the county clerk and recorder shall prepare a ~~separate ballot for each political party~~. The ballots shall be printed in the following manner:

~~(a) All official ballots shall be printed according to the provisions of sections 1-5-407 and 1-5-408; except that across the top of each ballot shall be printed the name of the political party for which the ballot is to be used.~~

(b) (A) The positions on the ballot shall be arranged as follows: First, candidates for United States senator; next, congressional candidates; next, state candidates; next, legislative candidates; next, district attorney candidates; next, other candidates for district offices greater than a county office; next, candidates for county commissioners; next, county clerk and recorder candidates; next, county treasurer candidates; next, county assessor candidates; next, county sheriff candidates; next, county surveyor candidates; and next, county coroner candidates. When other offices are to be filled at the coming general election, the county clerk and recorder, in preparing the ~~primary~~ FIRST-ROUND ballot, shall use substantially the form prescribed by this section, stating the proper designation of the office and placing the names of the candidates for the office under the name of the office.

Part 6. Authorization And Use Of Voting Machines And Electronic Voting Systems

1-5-611. Requirements - non-punch card electronic voting systems

Add:

- (1) (G) IT IS CAPABLE OF PERMITTING VOTING AND TABULATING THE RESULTS OF THE FORM OF BALLOTING SPECIFIED IN 1-4-210.

1-5-615. Electronic and electromechanical voting systems - requirements

Repeal (1) (h) and (n)

Article 7. Conduct of Elections

Repeal
1-7-105

Repeal:
part 2

repeal
1-7-407

Add:

1-7-409- Elections equipment

(1). CERTIFICATION - THE SECRETARY OF STATE SHALL CERTIFY ELECTIONS EQUIPMENT FOR USE BY THE COUNTIES, AND THE COUNTIES SHALL USE ONLY EQUIPMENT SO CERTIFIED FOR ALL ELECTIONS COVERED BY THIS TITLE.

(2). PURCHASE - COUNTY ELECTIONS CLERKS SHALL CERTIFY TO THE SECRETARY OF STATE NO LATER THAN THE FIRST DAY OF EVEN-NUMBER YEARS WHAT ELECTIONS EQUIPMENT THEY SEEK TO PURCHASE. THE STATE TREASURER SHALL SELL BONDS TO RAISE FUNDS SUFFICIENT TO GENERATE THE FUND NECESSARY TO PURCHASE THE ELECTIONS EQUIPMENT, AND THE SECRETARY OF STATE SHALL USE THE FUNDS TO PURCHASE THE EQUIPMENT, AND THEN DISTRIBUTE IT TO THE COUNTY CLERKS IN ACCORDANCE WITH THEIR EQUIPMENT ORDERS. THE BONDS SHALL BE BACKED BY CERTIFICATES OF PARTICIPATION SUBMITTED BY THE COUNTIES SEEKING TO PURCHASE ELECTIONS EQUIPMENT. THE LOAN REPAYMENT TERMS SHALL BE DETERMINED BY THE STATE TREASURER, AND SHALL BE SUFFICIENT TO REPAY THE BONDS AND THE INTERESTS THEREON, PLUS AN ADMINISTRATIVE FEE DETERMINED BY THE TREASURER TO REIMBURSE THE TREASURER'S OFFICE FOR THE COSTS IT INCURS IN ADMINISTERING THE BOND PROGRAM.

Article 7.5. Mail Ballot Elections

Part 1. Mail Ballot Elections

Amend as follows:

1-7.5-107. Procedures for conducting mail ballot election - ~~primary elections~~ FIRST-ROUND BALLOTING- first-time voters casting a mail ballot after having registered by mail to vote - in-person request for ballot

(2.3) (a) Not less than thirty days nor more than forty-five days before a ~~primary election~~ FIRST-ROUND BALLOTING, the county clerk and recorder shall mail a notice by forwardable mail to each unaffiliated active registered eligible elector.

repeal:

~~(b) The notice shall indicate that the unaffiliated elector has the ability to and must affiliate with a political party in order to vote in the primary election.~~

(2.5) (a) (I) No later than twenty days before a general, ~~primary~~ FIRST-ROUND, or other mail ballot election, the county clerk and recorder or designated election official shall provide notice by publication of a mail ballot election conducted pursuant to the provisions of this article, which notice shall state, as applicable for the particular election for which the notice is provided, the items set forth in section 1-5-205 (1) (a) to (1) (c).

repeal:

~~(II) For a primary mail ballot election, in addition to the items described in the notice required by subparagraph (I) of this paragraph (a), such notice shall advise eligible electors who are not affiliated with a political party of the ability to declare an affiliation with a political party and vote in the primary election.~~

1-7.5-116. Applications for absentee ballot

amend as follows:

(1) (a) An application for an absentee ballot must be made in writing, by electronic mail, or by fax, using the application form furnished by the designated election official or in the form of a letter that includes the applicant's printed name, signature, residence address, mailing address if the applicant wishes to receive the mail-in ballot by mail, and date of birth.

(b) If the application is made for a ~~primary election~~ FIRST-ROUND ballot, the application shall name the political party with which the applicant is affiliated or wishes to affiliate.

Article 8. Mail-In And Early Voting

amend as follows:

repeal every reference to "primary election" and substitute "first-round balloting"

Article 8.5. Provisional Ballots

1-8.5-105. Verification of provisional ballot information - counting procedure

amend as follows:

(5) The designated election official shall complete the verification and counting of all provisional ballots within ten days after a ~~primary election~~ FIRST-ROUND BALLOTING and within fourteen days after a general, odd-year, or coordinated election. The designated election official shall count all regular ballots cast in an election before counting any provisional ballots.

Article 10. Survey Of Returns

Part 1. Survey Of Returns - Partisan Elections

1-10-102. Official abstract of votes cast - certification

amend as follows:

(1) No later than the thirteenth day after a ~~primary election~~ FIRST-ROUND BALLOTING and no later than the seventeenth day after any other election coordinated by the county clerk and recorder, the canvass board shall complete its duties.

1-10-103. Transmitting returns to the secretary of state - total of results

amend as follows:

(1) Immediately after the official abstract of votes cast has been certified and no later than the thirteenth day after a ~~primary election~~ FIRST-ROUND BALLOTING and the eighteenth day after a general election, the county clerk and recorder shall transmit to the secretary of state the portion of the abstract of votes cast that contains the statewide abstract of votes cast.

(2) No later than the twentieth day after a ~~primary election~~ FIRST-ROUND BALLOTING and no later than the thirtieth day after any other election, the secretary of state shall compile and total the returns received from all counties for all candidates, ballot issues, and ballot questions certified by the secretary of state, determine if a recount of any office, ballot issue, or ballot question is necessary, and order the appropriate recounts, if any.

Article 10.5. Recounts

amend by repealing all references to primary elections, and substituting therefore ‘first-round balloting.’”

Article 11. Certificates Of Election And Election Contests

Part 1. Tie Votes And Certificates Of Election

1-11-101. Tie votes at partisan elections

amend as follows:

Repeal (3) and (4)

1-11-104. Certificates of election for county and precinct officers

amend as follows:

Except in the case of offices for which a recount is required, immediately after the final abstract of votes cast for county and precinct officers has been prepared and certified, the county clerk and recorder shall make a certificate of election, ~~or a certificate of nomination in the case of a primary election,~~ for each person declared to be elected or nominated to each office and shall deliver the certificates to that person.

Part 2. Election Contests

1-11-203. Contests arising out of primary elections

Repeal

Article 45. Fair Campaign Practices Act

Add 1-45-119

NO LATER THAN THE CLOSE OF THE GENERAL ASSEMBLY CONVENED IN 2015, THE LEGISLATURE SHALL ENACT AMENDMENTS TO THIS ARTICLE SO THAT ITS TERMS CONFORM WITH THE CHANGES ADOPTED TO OTHER ARTICLES OF THIS TITLE AMENDED HEREIN, AND IN SO DOING SHALL AMEND PROVISIONS APPLICABLE TO PRIMARY ELECTION SO THAT THEY ARE APPLICABLE TO THE FIRST-ROUND BALLOTING SET FORTH IN ARTICLE 4.

Title 2. Legislative
General Assembly
Article 2. General Assembly
Part 3. Organization - Operation
2-2-317. Expense, subsistence, and travel allowance
amend as follows:

(3) For purposes of this section, "legislative day" means any day during the legislative session, including legal holidays, ~~primary election days~~ FIRST-ROUND BALLOTING, and Saturdays and Sundays.

Title 29. Government - Local
Miscellaneous
Article 5. Peace Officers And Firefighters
Part 2. Collective Bargaining And Meet And Confer
29-5-203. Definitions
amend as follows:

As used in this part 2, unless the context otherwise requires:

(11) "General election" means a general municipal election, regular special district board election, ~~statewide primary election~~ FIRST-ROUND BALLOTING, or statewide general election.

Self-Executing And Severable

PROVISIONS OF THE CHANGES HEREBY ENACTED ARE SELF-EXECUTING AND SEVERABLE, AND SUPERSEDE CONFLICTING LAWS AND REGULATIONS. LAWS AND REGULATIONS MAY BE ENACTED TO FACILITATE THE OPERATION OF THESE AMENDED SECTIONS .

Effective Date.

THESE AMENDED SECTIONS SHALL BECOME EFFECTIVE UPON OFFICIAL DECLARATION OF THE VOTE HEREON BY PROCLAMATION OF THE GOVERNOR PURSUANT TO SECTION I (4) OF ARTICLE V.