



## **NOTICE OF PROPOSED RULEMAKING**

Pursuant to the requirements of section 24-4-103, C.R.S., notice of proposed rulemaking is hereby given by the Secretary of State. **A rulemaking hearing will be held on June 12, 2006 at 2:00 p.m. in the Secretary of State's conference room, Suite 270, 1700 Broadway, Denver, Colorado 80290.** All interested persons will be afforded an opportunity to be heard on the subject of revisions and amendments to the Secretary of State's "Rules Concerning Campaign and Political Finance", 8 CCR 1505-6.

### Subject of the Proposed Rulemaking

Revision of the Secretary of State's "Rules Concerning Campaign and Political Finance" as may be necessary or appropriate to administer the provisions of Article XXVIII of the Colorado Constitution and Article 45 of Title 1, Colorado Revised Statutes, including revisions concerning the following: Donated services; the definition of "electioneering communication"; contributions between issue committees and between political committees; loans to candidate committees; reporting periods; membership dues; due dates for disclosure reports filed electronically; information required for complaints; requirements relating to recall elections; data processing fees for disclosure reports filed in paper form; technical corrections and clarifications; and rules necessary to implement amendments made to Article 45 of Title 1 of the Colorado Revised Statutes during the 2006 regular session of the 65<sup>th</sup> General Assembly.

### Authority for Proposed Rulemaking

Additions and amendments to the Secretary of State's "Rules Concerning Campaign and Political Finance" [8 CCR 1505-6] are proposed pursuant to the following statutes and constitutional provisions:

1. Article XXVIII, Section 9(1)(b), Colorado Constitution, which authorizes the Secretary of State to "promulgate such rules, in accordance with article 4 of title 24, C.R.S., or any successor section, as may be necessary to administer and enforce any provision of" Article XXVIII of the Colorado State Constitution.
2. Section 1-1-107(2)(a), C.R.S. (2005), which authorizes the Secretary of State "to promulgate, publish and distribute...such rules as the secretary of state finds necessary for the proper administration and enforcement of the election laws..."

3. Section 1-45-111(1)(a.5), C.R.S. (2005), which authorizes the Secretary of State to “promulgate such rules...as may be necessary to administer and enforce any provision of” Article 45 of Title 1 of the Colorado Revised Statutes.

Copies of the proposed rules may be obtained from the office of the Secretary of State, 1700 Broadway, Suite 270, Denver, Colorado 80290, or by calling 303-894-2200, ext. 6332. An initial copy will be given free of charge. The proposed rules also will be published on the Secretary of State’s Internet Web site at [www.sos.state.co.us](http://www.sos.state.co.us). A preliminary draft of the proposed rules is available from the office of the Secretary, and a final draft of the proposed rules will be available on or before June 2, 2006.

The hearing will be held in accordance with Section 24-4-103, C.R.S. (2005). Written and oral data, comments and arguments, will be received from all interested parties. Written submissions must be filed at or before the commencement of the hearing on June 12, 2006 at 2:00 p.m. in order to be considered. Oral testimony may be limited, in order to allow the proceedings to go forward with reasonable promptness and efficiency. Also, the hearing will be broadcast over the Internet from the Secretary of State’s web site (go to [www.sos.state.co.us](http://www.sos.state.co.us), click on “Information Center” and then “Broadcast and Recorded Meetings”).

**For more information, please contact Christi Heppard, Elections Division at [christi.heppard@sos.state.co.us](mailto:christi.heppard@sos.state.co.us) or (303)-894-2200, ext., 6332.**

Dated this 21<sup>st</sup> day of April, 2006.

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J. Wayne Munster