STATE OF COLORADO
Department of State
1700 Broadway
Suite 250
Denver, CO 80290

Mike Coffman
Secretary of State

Holly Z. Lowder
Director, Elections Division

NOTICE OF PROPOSED RULEMAKING
Office of the Secretary of State
Election Rules
8 CCR 1505-1

February 29, 2008

Pursuant to the requirements of section 24-4-103(3)(a), C.R.S., (2007), notice of proposed rulemaking is hereby given by the Secretary of State. A rulemaking hearing will be held on **March 31, 2008 from 2:00 p.m. to 5:00 p.m.** in the Blue Spruce Conference Room on the second floor of the Office of the Secretary of State at 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 "Election Rules" of the Colorado Secretary of State, 8 C.C.R. 1505-1.

Subject of the Proposed Rulemaking

Amendments and revisions to the Colorado Secretary of State Election Rules as may be necessary or appropriate to improve the administration of elections in Colorado. The revisions and amendments to be considered include rules concerning: establishment of rules pertaining to voter registration of Address Confidentiality Program participants; clarification regarding preservation of records; voter notification of accessible voting system availability for mail or mail-in ballot elections; mail ballot election plans; lease, loan or rental of voting system equipment; and challenges to voting. The Secretary of State shall also consider such other rule amendments as may be necessary to answer questions arising under Tile 1 of the Colorado Revised Statutes.

Authority for Proposed Rulemaking

Revisions and amendments to the "Election Rules" of the Colorado Secretary of State, 8 C.C.R. 1505-1, are proposed pursuant to the following statutes:

1. Section 1-1-107(2)(a), C.R.S., (2007), which authorizes the Secretary of State "[t]o promulgate, publish and distribute . . . such rules as the secretary finds necessary for the proper administration and enforcement of the election laws."

2. Section 1-1.5-104(1)(e), C.R.S., (2007), which authorizes the Secretary of State to "[p]romulgate rules in accordance with article 4 of title 24, C.R.S., as the secretary finds necessary for proper administration and implementation of [the "Help America Vote Act of 2002", 42 U.S.C. 15301-15545]."

Main Number	(303) 894-2200	Web Site	www.sos.state.co.us
TDD	(303) 869-4867	E-mail	elections@sos.state.co.us
Fax	(303) 869-4861		

Copies of the initial draft of the proposed rules may be obtained from the office of the Secretary of State at 1700 Broadway, Suite 270, Denver, Colorado, 80290, or by calling (303) 894-2200, extension 6329. The proposed rules are also posted on the Secretary of State website at www.sos.state.co.us.

A final copy of the proposed rules for consideration at the public rulemaking hearing will be posted on the Secretary of State website and made available to the public no later than March 24, 2008 in accordance with section 24-4-103(4)(a), C.R.S., (2007), which states that "[a]ny proposed rule or revised proposed rule by an agency which is to be considered at the public hearing . . . shall be made available to any person at least five days prior to said hearing."

The rulemaking hearing on March 31, 2008 will be held in accordance with section 24-4-103, C.R.S., (2007). 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 March 31, 2008 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. The hearing will be audio recorded and broadcast over the Internet. The broadcast may be accessed through the Secretary of State website at www.sos.state.co.us on the "Information Center" page under "Broadcast and Recorded Meetings." For additional information, please contact Andrea Gyger, Elections Division at andrea.gyger@sos.state.co.us or (303) 894-2200 ext. 6329.

Dated this 29th Day of February, 2008.

William A. Hobbs
Deputy Secretary of State

For

Mike Coffman
Colorado Secretary of State