

# Working Draft of Proposed Rules

## Office of the Colorado Secretary of State Election Rules 8 CCR 1505-1

April 25, 2018

### Disclaimer:

The following is a working draft concerning the Election Rules. The Secretary values your input and is seeking feedback about the proposed revisions before a formal notice of rulemaking.

Please send your feedback by 5:00 PM on May 2, 2018. Please reference the specific page and line number in your comments. We will consider all comments submitted by this date for inclusion in the official rulemaking draft.

Please note the following formatting key:

Font effect	Meaning
Sentence case	Retained/modified current rule language
SMALL CAPS	New language
<del>Strikethrough</del>	Deletions
<i>Italic blue font text</i>	Annotations

---

1 *Amendments to 8 CCR 1505-1 follow:*

2 *New Rule 2.3.2(a)(4) concerning acceptable identification:*

3           2.3.2 As used in section 1-1-104(19.5), C.R.S., government document means a document  
4           issued by a city, county, state, or federal government.

5           (a) A government document includes:

6                           (4) WRITTEN CORRESPONDENCE FROM THE COUNTY SHERIFF OR HIS OR HER  
7                           DESIGNEE TO THE COUNTY CLERK INDICATING THAT THE ELECTOR IS  
8                           CONFINED IN A COUNTY JAIL OR DETENTION FACILITY.

9 *New Rule 2.18 concerning voter registration at county jails:*

10 2.18 REGISTRATION OF ELECTORS WHO ARE CONFINED IN A COUNTY JAIL OR DETENTION FACILITY

11           2.18.1 BEFORE EACH ELECTION, BEGINNING WITH THE 2018 GENERAL ELECTION, THE COUNTY  
12           CLERK MUST COORDINATE WITH THE SHERIFF OR HIS OR HER DESIGNEE AT EACH COUNTY  
13           JAIL OR DETENTION CENTER IN THE COUNTY TO PROVIDE CONFINED ELIGIBLE  
14           INDIVIDUALS AN OPPORTUNITY TO REGISTER TO VOTE.

1 *New Rule 7.5 concerning ballot transmission to county jails and detention facilities:*

2 7.5 BEGINNING IN THE 2018 GENERAL ELECTION, THE COUNTY CLERK MUST MAKE EFFORTS TO  
3 COORDINATE WITH THE SHERIFF OR HIS OR HER DESIGNEE AT EACH COUNTY JAIL OR DETENTION  
4 CENTER TO FACILITATE VOTING FOR ALL CONFINED ELIGIBLE ELECTORS.

5 7.5.1 THE COUNTY CLERK MUST DESCRIBE THE FOLLOWING IN ITS MAIL BALLOT PLAN:

6 (A) HOW THE COUNTY CLERK WILL PROVIDE EACH COUNTY JAIL OR DETENTION  
7 CENTER VOTER INFORMATION MATERIALS CONSISTENT WITH MATERIALS  
8 PROVIDED TO NON-CONFINED ELIGIBLE ELECTORS, INCLUDING AT A MINIMUM A  
9 LIST OF ACCEPTABLE FORMS OF IDENTIFICATION UNDER SECTION 1-1-104(19.5),  
10 C.R.S., AND THE INFORMATION REQUIRED BY SECTIONS 1-40-124.5 AND 1-40-  
11 125, C.R.S.

12 (B) THE PROCESS BY WHICH THE COUNTY CLERK AND THE SHERIFF OR HIS OR HER  
13 DESIGNEE WILL FACILITATE VOTER REGISTRATION, AND DELIVERY AND  
14 RETRIEVAL OF MAIL BALLOTS FOR CONFINED ELIGIBLE ELECTORS.

15 *(Not shown: re-numbering of Rules 7.5 through 7.16)*