

Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 12-0487.01 Bob Lackner x4350

HOUSE BILL 12-1111

HOUSE SPONSORSHIP

Szabo and Summers,

SENATE SPONSORSHIP

Mitchell,

House Committees

State, Veterans, & Military Affairs
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING THE DEFINITION OF IDENTIFICATION FOR**
102 **ELECTION-RELATED PURPOSES.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

One of the following is required to be used as identification for election-related purposes:

- ! A valid Colorado driver's license;
- ! A valid identification card issued by the department of revenue;

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

HOUSE
3rd Reading Unamended
March 20, 2012

HOUSE
Amended 2nd Reading
March 19, 2012

- ! A valid United States passport;
- ! A valid employee identification card with a photograph of the eligible elector issued by a governmental entity;
- ! A valid pilot's license issued by the federal aviation administration or other authorized federal agency;
- ! A valid United States military identification card with a photograph of the eligible elector;
- ! A valid medicare or medicaid card issued by the United States health care financing administration that has been issued to an eligible elector who is a resident of a state-licensed facility; or
- ! A valid student identification card with a photograph of the eligible elector issued by an institution of higher education established and existing as an agency of the state of Colorado.

The following documentation is removed from the list of identification that may be used for election-related purposes:

- ! A copy of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the elector;
- ! A certified copy of a birth certificate for the elector issued in the United States; and
- ! Certified documentation of naturalization.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Legislative declaration.** (1) The general assembly
 3 hereby finds, determines, and declares that:

4 (a) The foundation of our political system is best served by
 5 elections that reflect the highest degree of integrity;

6 (b) It is of utmost importance to the continued health of our
 7 republic that citizens function as active voters in the political process;

8 (c) A form of photographic identification is the best and most
 9 widely accepted manner by which to verify an elector's actual identity;

10 (d) In the case of *Crawford v. Marion County Election Board*, 553
 11 U.S. 181 (2008), the United States supreme court upheld an Indiana law
 12 that required photographic identification for voting, finding that any

1 burden placed on voters by this requirement is limited and offset by the
2 legitimate state interest in protecting the integrity and reliability of the
3 electoral process by deterring voter fraud and protecting voter confidence
4 in elections; and

5 (e) By law, access to state-issued photographic identification is
6 available to senior citizens and low-income citizens.

7 **SECTION 2.** In Colorado Revised Statutes, 1-1-104, **amend**
8 (19.5) (a) as follows:

9 **1-1-104. Definitions.** As used in this code, unless the context
10 otherwise requires:

11 (19.5) (a) "Identification" means:

12 (I) A valid Colorado driver's license;

13 (II) A valid identification card issued by the department of
14 revenue in accordance with ~~the requirements of~~ part 3 of article 2 of title
15 42, C.R.S.;

16 (III) A valid United States passport;

17 (IV) A valid employee identification card with a photograph of
18 the eligible elector issued by any branch, department, agency, or entity of
19 the United States government or of this state, or by any county,
20 municipality, board, authority, or other political subdivision of this state;

21 (V) A valid pilot's license issued by the federal aviation
22 administration or other authorized agency of the United States;

23 (VI) A valid United States military identification card with a
24 photograph of the eligible elector;

25 ~~(VII) A copy of a current utility bill, bank statement, government~~
26 ~~check, paycheck, or other government document that shows the name and~~
27 ~~address of the elector;~~

1 (VIII) A valid medicare or medicaid card issued by the United
2 States health care financing administration THAT HAS BEEN ISSUED TO AN
3 ELIGIBLE ELECTOR WHO IS A RESIDENT OF A STATE-LICENSED FACILITY; OR

4 (IX) ~~A certified copy of a birth certificate for the elector issued in~~
5 ~~the United States;~~

6 (X) ~~Certified documentation of naturalization; or~~

7 (XI) A valid student identification card with a photograph of the
8 eligible elector issued by an institution of higher education ~~in Colorado,~~
9 ~~as defined in section 23-3.1-102 (5), C.R.S.~~ ESTABLISHED AND EXISTING
10 BY LAW AS AN AGENCY OF THE STATE OF COLORADO.

11 **SECTION 3. Effective date - applicability.** This act takes effect
12 January 1, 2013, and applies to elections conducted on or after said date.

13 **SECTION 4. Refer to people under referendum.** This act shall
14 be submitted to a vote of the registered electors of the state of Colorado
15 at the next biennial regular general election, for their approval or
16 rejection, under the provisions of the referendum as provided for in
17 section 1 of article V of the state constitution, and in article 40 of title 1,
18 Colorado Revised Statutes. Each elector voting at said election and
19 desirous of voting for or against said act shall cast a vote as provided by
20 law either "Yes" or "No" on the proposition: "Shall certain forms of
21 identification be required for election-related purposes?" The votes cast
22 for the adoption or rejection of said act shall be canvassed and the result
23 determined in the manner provided by law for the canvassing of votes for
24 representatives in Congress.