

**First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 13-0505.01 Kate Meyer x4348

HOUSE BILL 13-1147

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A BILL FOR AN ACT

101 **CONCERNING A VOTER REGISTRATION APPLICATION PROVIDED BY**
102 **STATE INSTITUTIONS OF HIGHER EDUCATION.**

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>.)

The bill requires a state institution of higher education (institution) to provide its students, when a student registers at the institution for the first time, the opportunity to apply for voter registration as follows:

! For a student who is registering electronically at the institution and who is eligible to register to vote on-line,

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.

the institution must give him or her the option of registering electronically using the web site maintained by the secretary of state.

! For any student registering at the institution in person or any student ineligible to register to vote electronically, the institution must provide him or her a voter registration application. After the student completes the application, an authorized employee of the institution must forward the application to the county clerk and recorder for the county in which the student resides. The county clerk and recorder determines whether the application is complete. If so, the applicant is deemed registered. If not, the clerk and recorder must so notify the applicant.

The higher education commission and the secretary of state are directed to jointly develop a voter registration application for in-person voter registration applications.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 1-2-213.5 as
3 follows:

4 **1-2-213.5. Registration at state institutions of higher**
5 **education.** (1) (a) A STATE INSTITUTION OF HIGHER EDUCATION, AS
6 DEFINED IN SECTION 23-1-108 (7) (g) (II), C.R.S., MUST PROVIDE TO EACH
7 ELIGIBLE ELECTOR REGISTERING FOR THE FIRST TIME AS A STUDENT AT THE
8 INSTITUTION AN OPPORTUNITY TO REGISTER TO VOTE BY COMPLETING A
9 VOTER REGISTRATION APPLICATION, ON A FORM DEVELOPED PURSUANT TO
10 THIS SECTION, THAT CONTAINS THE NECESSARY INFORMATION REQUIRED
11 BY THIS PART 2.

12 (b) IF AN ELECTOR IS REGISTERING ELECTRONICALLY AT THE STATE
13 INSTITUTION OF HIGHER EDUCATION, THE ELECTOR SHALL BE NOTIFIED
14 THAT, IF HIS OR HER SIGNATURE IS STORED IN DIGITAL FORM IN THE
15 DATABASE SYSTEMS MAINTAINED BY THE DEPARTMENT OF STATE
16 PURSUANT TO SECTION 1-2-301 (1) OR ACCESSIBLE TO THE DEPARTMENT

1 OF STATE IN ACCORDANCE WITH THE REQUIREMENTS OF SECTIONS 1-2-302
2 (6) AND 42-1-211 (1.5), C.R.S., THE ELECTOR MAY ELECTRONICALLY
3 APPLY TO REGISTER TO VOTE. IN SUCH CASE, THE ELECTOR SHALL BE
4 GIVEN THE OPTION TO BE ELECTRONICALLY DIRECTED TO THE OFFICIAL
5 WEB SITE OF THE SECRETARY OF STATE SO THAT HE OR SHE MAY REGISTER
6 IN ACCORDANCE WITH SECTION 1-2-202.5. OTHERWISE, THE ELIGIBLE
7 ELECTOR MUST BE NOTIFIED THAT HE OR SHE MAY APPLY TO REGISTER TO
8 VOTE IN PERSON AT THE INSTITUTION.

9 (2) TO APPLY FOR VOTER REGISTRATION UNDER THIS SECTION, AN
10 ELECTOR MUST READ AND ANSWER THE QUESTIONS REQUIRED BY SECTION
11 1-2-204 AND MAKE A SELF-AFFIRMATION BY SIGNING THE FOLLOWING
12 STATEMENT: "I,....., DO SOLEMNLY AFFIRM THAT I AM A CITIZEN
13 OF THE UNITED STATES AND THAT ON THE DATE OF THE NEXT ELECTION
14 I WILL HAVE ATTAINED THE AGE OF EIGHTEEN YEARS AND WILL HAVE
15 RESIDED IN THE STATE OF COLORADO AT LEAST THIRTY DAYS AND IN MY
16 PRECINCT AT LEAST THIRTY DAYS BEFORE THE ELECTION. I FURTHER
17 AFFIRM THAT THE PRESENT ADDRESS I LISTED HEREIN IS MY SOLE LEGAL
18 PLACE OF RESIDENCE AND THAT I CLAIM NO OTHER PLACE AS MY LEGAL
19 RESIDENCE."

20 (3) (a) (I) AN AUTHORIZED EMPLOYEE OF THE REGISTRAR'S OFFICE
21 SHALL STAMP A VOTER REGISTRATION APPLICATION SUBMITTED BY AN
22 ELECTOR IN PERSON WITH A VALIDATION STAMP AND PROVIDE THE
23 ELECTOR WITH A PHOTOCOPY OR CARBON IMPRINT OF THE COMPLETED
24 APPLICATION FORM, WHICH SERVES AS THE ELECTOR'S RECEIPT SHOWING
25 THAT THE ELECTOR APPLIED FOR VOTER REGISTRATION.

26 (II) AN EMPLOYEE OF THE REGISTRAR'S OFFICE SHALL BE
27 AUTHORIZED IN THE SAME MANNER AS THOSE EMPLOYEES OF DRIVER'S

1 LICENSE EXAMINATION FACILITIES TO PROCESS APPLICATIONS FOR VOTER
2 REGISTRATION UNDER SECTION 1-2-213.

3 (b) THE REGISTRAR'S OFFICE OF A STATE INSTITUTION OF HIGHER
4 EDUCATION SHALL FORWARD VOTER REGISTRATION APPLICATIONS MADE
5 IN PERSON BY AN ELECTOR ON A WEEKLY BASIS, OR ON A DAILY BASIS
6 DURING THE LAST WEEK ALLOWED FOR VOTER REGISTRATION PRIOR TO
7 ANY ELECTION, TO THE COUNTY CLERK AND RECORDER OF THE COUNTY IN
8 WHICH THE APPLICANT RESIDES.

9 (4) (a) UPON RECEIPT OF A VOTER REGISTRATION APPLICATION
10 FORWARDED PURSUANT TO PARAGRAPH (b) OF SUBSECTION (3) OF THIS
11 SECTION, THE COUNTY CLERK AND RECORDER SHALL DETERMINE IF THE
12 APPLICATION IS COMPLETE.

13 (b) IF THE VOTER REGISTRATION APPLICATION IS COMPLETE, THE
14 APPLICANT IS DEEMED REGISTERED AS OF THE DATE OF APPLICATION.

15 (c) IF THE VOTER REGISTRATION APPLICATION IS NOT COMPLETE,
16 THE COUNTY CLERK AND RECORDER SHALL SO NOTIFY THE APPLICANT,
17 STATING THE ADDITIONAL INFORMATION REQUIRED. THE APPLICANT IS
18 DEEMED REGISTERED AS OF THE DATE OF THE APPLICATION IF THE
19 ADDITIONAL INFORMATION IS PROVIDED AT ANY TIME PRIOR TO THE
20 ACTUAL VOTING.

21 (5) (a) (I) THE HIGHER EDUCATION COMMISSION AND THE
22 SECRETARY OF STATE SHALL JOINTLY DEVELOP A VOTER REGISTRATION
23 APPLICATION THAT ALLOWS AN ELECTOR WISHING TO REGISTER TO VOTE
24 TO DO SO BY THE USE OF A SINGLE FORM CONTAINING THE NECESSARY
25 INFORMATION REQUIRED BY THIS PART 2 AND THE INFORMATION REQUIRED
26 FOR REGISTRATION AS A STUDENT AT A STATE INSTITUTION OF HIGHER
27 EDUCATION. THE DEPARTMENT OF HIGHER EDUCATION SHALL FURNISH THE

1 FORMS TO THE REGISTRAR'S OFFICES OF STATE INSTITUTIONS OF HIGHER
2 EDUCATION.

3 (II) THE VOTER REGISTRATION APPLICATION MUST NOT REQUIRE
4 ANY INFORMATION THAT DUPLICATES INFORMATION REQUIRED IN THE
5 STUDENT REGISTRATION PORTION OF THE FORM OTHER THAN A SECOND
6 SIGNATURE OR OTHER INFORMATION NECESSARY TO ASSURE THAT THE
7 APPLICANT MEETS THE ELIGIBILITY REQUIREMENTS FOR REGISTRATION.
8 THE APPLICATION MAY REQUIRE ONLY THE MINIMUM AMOUNT OF
9 INFORMATION NECESSARY TO PREVENT DUPLICATE VOTER REGISTRATIONS
10 AND ENABLE THE COUNTY CLERK AND RECORDER TO ASSESS THE
11 ELIGIBILITY OF THE APPLICANT AND TO ADMINISTER VOTER REGISTRATION
12 AND OTHER PARTS OF THE ELECTION PROCESS.

13 (b) THE VOTER REGISTRATION APPLICATION MUST INCLUDE
14 STATEMENTS THAT:

15 (I) IF AN APPLICANT DECLINES TO REGISTER TO VOTE, THE FACT
16 THAT THE APPLICANT HAS DECLINED TO REGISTER WILL REMAIN
17 CONFIDENTIAL AND WILL BE USED ONLY FOR VOTER REGISTRATION
18 STATISTICS PURPOSES; AND

19 (II) IF AN APPLICANT DOES REGISTER TO VOTE, THE PARTICULAR
20 STATE INSTITUTION OF HIGHER EDUCATION'S REGISTRAR'S OFFICE AT
21 WHICH THE APPLICANT SUBMITS A VOTER REGISTRATION APPLICATION
22 WILL REMAIN CONFIDENTIAL AND WILL BE USED ONLY FOR VOTER
23 REGISTRATION STATISTICS PURPOSES.

24 (c) EACH VOTER REGISTRATION APPLICATION PROVIDED BY STATE
25 INSTITUTIONS OF HIGHER EDUCATION MUST BEAR THE FOLLOWING
26 STATEMENT: "WARNING: IT IS A CLASS 1 MISDEMEANOR TO AFFIRM
27 FALSELY YOUR QUALIFICATIONS TO REGISTER TO VOTE."

1 (6) NO INFORMATION RELATING TO THE FAILURE OF AN APPLICANT
2 REGISTERING AS A STUDENT TO COMPLETE A VOTER REGISTRATION
3 APPLICATION MAY BE USED FOR ANY PURPOSE OTHER THAN VOTER
4 REGISTRATION STATISTICS.

5 **SECTION 2. Act subject to petition - effective date.** This act
6 takes effect at 12:01 a.m. on the day following the expiration of the
7 ninety-day period after final adjournment of the general assembly (August
8 7, 2013, if adjournment sine die is on May 8, 2013); except that, if a
9 referendum petition is filed pursuant to section 1 (3) of article V of the
10 state constitution against this act or an item, section, or part of this act
11 within such period, then the act, item, section, or part will not take effect
12 unless approved by the people at the general election to be held in
13 November 2014 and, in such case, will take effect on the date of the
14 official declaration of the vote thereon by the governor.