A BILL FOR AN ACT

CONCERNING THE CANCELLATION OF A PRIMARY ELECTION WHERE A MAJOR POLITICAL PARTY HAS NO CONTESTED RACES ON THE PRIMARY ELECTION BALLOT.

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.)

If, at the close of business on the sixtieth day before the primary election, a major political party has no contested races on the primary election ballot, the bill requires the designated election official to cancel the primary election for that political party and declare the uncontested
candidate of that party in each race the party nominee for that office at the
general election. For purposes of other applicable law, the nominee is
deemed a candidate in and the winner of the primary election. The name
of each nominee is to be printed on the official ballot prepared for the
ensuing general election.

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

SECTION 1. In Colorado Revised Statutes, 1-4-104.5, amend (2)
and (3) as follows:

1-4-104.5. Primary election canceled - when. (2) If a major
political party has more than one candidate nominated for any office on
the primary election ballot, the primary election shall be conducted as
provided in section 1-4-101. If, at the close of business on the
sixtieth day before the primary election, a major political party
has no contested races on the primary election ballot, the
designated election official shall cancel the primary election
for that political party and declare the uncontested candidate
of that party in each race the party nominee for that office at
the general election. For purposes of other applicable law, such
nominee shall be deemed a candidate in and the winner of the
primary election. The name of each nominee shall be printed on
the official ballot prepared for the ensuing general election.

(3) If, at the close of business on the sixtieth day before the
primary election, there is not more than one candidate for each major
political party who has been nominated in accordance with this article for
any office on the primary election ballot and a minor political party has
more than one candidate nominated for any such office, the primary
election shall be conducted as provided in section 1-4-101 for the
nomination of the minor political party candidate only.
SECTION 2. Act subject to petition - effective date - applicability. (1) This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 7, 2013, if adjournment sine die is on May 8, 2013); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2014 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor. (2) This act applies to elections conducted on or after the applicable effective date of this act.