

First Extraordinary Session
Sixty-fifth General Assembly
STATE OF COLORADO

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 06B-2033.01 Dan Cartin

SENATE BILL 06S-007

SENATE SPONSORSHIP

Gordon,

HOUSE SPONSORSHIP

Buescher,

Senate Committees

Judiciary
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING PENALTIES FOR VOTING BY PERSONS WHO ARE NOT**
102 **ENTITLED TO VOTE IN AN ELECTION, AND MAKING AN**
103 **APPROPRIATION IN CONNECTION THEREWITH.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Makes voting by a person in an election in which that person knows he or she is not entitled to vote a class 5 felony.

Makes a 5-year statutory appropriation.

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.

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

2 **SECTION 1.** Part 7 of article 13 of title 1, Colorado Revised
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
4 read:

5 **1-13-704.5. Voting by persons not entitled to vote - penalty.**

6 ANY PERSON VOTING IN ANY ELECTION PROVIDED BY LAW KNOWING THAT
7 HE OR SHE IS NOT ENTITLED TO VOTE IN SUCH ELECTION COMMITS A CLASS
8 5 FELONY AND SHALL BE PUNISHED AS PROVIDED IN SECTION 18-1.3-401,
9 C.R.S.

10 **SECTION 2.** Part 1 of article 1 of title 17, Colorado Revised
11 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
12 read:

13 **17-1-160. Appropriation to comply with section 2-2-703 - SB**

14 06S-007. (1) PURSUANT TO SECTION 2-2-703, C.R.S., THE FOLLOWING
15 STATUTORY APPROPRIATIONS, OR SO MUCH THEREOF AS MAY BE
16 NECESSARY, ARE MADE IN ORDER TO IMPLEMENT S.B. 06S-007, ENACTED
17 AT THE FIRST EXTRAORDINARY SESSION OF THE SIXTY-FIFTH GENERAL
18 ASSEMBLY:

19 (a) FOR THE FISCAL YEAR BEGINNING JULY 1, 2006, IN ADDITION
20 TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED FROM
21 THE CAPITAL CONSTRUCTION FUND CREATED IN SECTION 24-75-302,
22 C.R.S., TO THE CORRECTIONS EXPANSION RESERVE FUND CREATED IN
23 SECTION 17-1-116, THE SUM OF EIGHTY-SEVEN THOUSAND ONE HUNDRED
24 NINETY-FOUR DOLLARS (\$87,194). == ==

25 (b) FOR THE FISCAL YEAR BEGINNING JULY 1, 2007, IN ADDITION
26 TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE
27 DEPARTMENT OF CORRECTIONS, OUT OF ANY MONEYS IN THE GENERAL

1 FUND NOT OTHERWISE APPROPRIATED, THE SUM OF TWENTY-SIX
2 THOUSAND EIGHT HUNDRED THIRTEEN DOLLARS (\$26,813) _____

3 (c) FOR THE FISCAL YEAR BEGINNING JULY 1, 2008, IN ADDITION
4 TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE
5 DEPARTMENT OF CORRECTIONS, OUT OF ANY MONEYS IN THE GENERAL
6 FUND NOT OTHERWISE APPROPRIATED, THE SUM OF TWENTY-ONE
7 THOUSAND FOUR HUNDRED FIFTY DOLLARS (\$21,450). _____

8 **SECTION 3.** 24-75-302 (2) (s), Colorado Revised Statutes, is
9 amended to read:

10 **24-75-302. Capital construction fund - capital assessment fees**
11 **- calculation.** (2) As of July 1, 1988, and July 1 of each year thereafter
12 through July 1, 2010, a sum as specified in this subsection (2) shall accrue
13 to the capital construction fund. The state treasurer and the controller
14 shall transfer such sum out of the general fund and into the capital
15 construction fund as moneys become available in the general fund during
16 the fiscal year beginning on said July 1. Transfers between funds
17 pursuant to this subsection (2) shall not be deemed to be appropriations
18 subject to the limitations of section 24-75-201.1. The amount which shall
19 accrue pursuant to this subsection (2) shall be as follows:

20 (s) On July 1, 2006, forty-six million nine hundred forty-four
21 thousand six hundred eighty-seven dollars, plus twenty-two thousand nine
22 hundred twenty-four dollars pursuant to section 3 of H.B. 02S-1006,
23 enacted at the third extraordinary session of the sixty-third general
24 assembly; plus two hundred ninety-one thousand seven hundred sixty-one
25 dollars pursuant to H.B. 03-1004, enacted at the first regular session of
26 the sixty-fourth general assembly; plus one hundred twenty-five thousand
27 forty-one dollars pursuant to H.B. 03-1138, enacted at the first regular

1 session of the sixty-fourth general assembly; plus sixty-nine thousand
2 four hundred sixty-seven dollars pursuant to H.B. 03-1213, enacted at the
3 first regular session of the sixty-fourth general assembly; plus sixty-nine
4 thousand four hundred sixty-seven dollars pursuant to H.B. 03-1317,
5 enacted at the first regular session of the sixty-fourth general assembly;
6 plus ninety thousand three hundred seven dollars pursuant to H.B.
7 04-1021, enacted at the second regular session of the sixty-fourth general
8 assembly; plus sixty-nine thousand four hundred sixty-seven dollars
9 pursuant to H.B. 04-1016, enacted at the second regular session of the
10 sixty-fourth general assembly; plus fifteen million dollars pursuant to
11 H.B. 06-1373, enacted at the second regular session of the sixty-fifth
12 general assembly; plus one hundred seventy-four thousand three hundred
13 eighty-eight dollars pursuant to S.B. 06-206, enacted at the second regular
14 session of the sixty-fifth general assembly; plus one hundred seventy-four
15 thousand three hundred eighty-eight dollars pursuant to S.B. 06-207,
16 enacted at the second regular session of the sixty-fifth general assembly;
17 plus six hundred ten thousand three hundred fifty-eight dollars pursuant
18 to H.B. 06-1326, enacted at the second regular session of the sixty-fifth
19 general assembly; plus eighty-seven thousand one hundred ninety-four
20 dollars pursuant to H.B. 06-1145, enacted at the second regular session
21 of the sixty-fifth general assembly; plus four hundred thirty-five thousand
22 nine hundred seventy dollars pursuant to H.B. 06-1092, enacted at the
23 second regular session of the sixty-fifth general assembly; plus
24 eighty-seven thousand one hundred ninety-four dollars pursuant to H.B.
25 06-1151, enacted at the second regular session of the sixty-fifth general
26 assembly; plus five hundred twenty-three thousand one hundred
27 sixty-four dollars pursuant to H.B. 06-1011, enacted at the second regular

1 session of the sixty-fifth general assembly; PLUS EIGHTY-SEVEN
2 THOUSAND ONE HUNDRED NINETY-FOUR DOLLARS PURSUANT TO
3 S.B. 06S-007, ENACTED AT THE FIRST EXTRAORDINARY SESSION OF THE
4 SIXTY-FIFTH GENERAL ASSEMBLY;

5 == == ==

6 **SECTION 4. Applicability.** This act shall apply to offenses
7 committed on or after the effective date of this act.

8 **SECTION 5. Safety clause.** The general assembly hereby finds,
9 determines, and declares that this act is necessary for the immediate
10 preservation of the public peace, health, and safety.