

**Second Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO**

**REVISED**

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 22-0631.01 Pierce Lively x2059

**HOUSE BILL 22-1044**

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**A BILL FOR AN ACT**

101 **CONCERNING THE SELECTION OF MEMBERS OF VACANCY COMMITTEES**  
102 **BY CENTRAL COMMITTEES.**

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**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://leg.colorado.gov>.)*

Under current law, a vacancy in the office of many political officials is filled by a vacancy committee. A vacancy committee is selected by the relevant central committee. The bill requires central committees to include on the vacancy committee at least all of the precinct committeepersons of the central committee's political party for each election precinct within the district administered by the central

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

SENATE  
2nd Reading Unamended  
March 18, 2022

HOUSE  
3rd Reading Unamended  
February 22, 2022

HOUSE  
Amended 2nd Reading  
February 18, 2022

committee and the delegates selected at the most recent caucus meeting to the county assemblies of the central committee's political party for each county within the district administered by the central committee.

The bill also requires that, in the case where a central committee fails to select a vacancy committee, the vacancy consists of all of the precinct committee persons of the central committee's political party for each election precinct within the district administered by the central committee and the delegates selected at the most recent caucus meeting to the county assemblies of the central committee's political party for each county within the district administered by the central committee.

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

2 **SECTION 1.** In Colorado Revised Statutes, 1-3-103, **add** (13) as  
3 follows:

4 **1-3-103. Party committees.** (13) IN SELECTING THE MEMBERS OF  
5 A VACANCY COMMITTEE AUTHORIZED TO FILL VACANCIES IN OFFICE  
6 PURSUANT TO THIS SECTION, THE CENTRAL COMMITTEE OF A JURISDICTION  
7 SHALL SELECT, AT A MINIMUM, THE MEMBERS OF THE JURISDICTION'S  
8 CENTRAL COMMITTEE.

9 **SECTION 2.** In Colorado Revised Statutes, 1-12-206, **amend** (2)  
10 and (3) as follows:

11 **1-12-206. Vacancies in the office of county commissioner.**  
12 (2) If the vacating commissioner was elected by the electors of the whole  
13 county, whether at large or from a district, the successor shall be  
14 appointed by a vacancy committee constituted of those persons selected  
15 at the county central committee organizational meeting of the same  
16 political party as the vacating commissioner. IN SELECTING THE MEMBERS  
17 OF A VACANCY COMMITTEE, THE CENTRAL COMMITTEE OF A JURISDICTION  
18 SHALL SELECT, AT A MINIMUM, THE MEMBERS OF THE JURISDICTION'S  
19 CENTRAL COMMITTEE.

20 (3) If the vacating commissioner was elected only by the electors

1 of the district from which the vacating commissioner was elected, the  
2 county commissioner district central committee of the same district and  
3 political party as the vacating commissioner shall appoint a vacancy  
4 committee whose sole purpose shall be to name a successor to the  
5 position of county commissioner. IN SELECTING THE MEMBERS OF A  
6 VACANCY COMMITTEE, THE CENTRAL COMMITTEE OF A JURISDICTION  
7 SHALL SELECT, AT A MINIMUM, THE MEMBERS OF THE JURISDICTION'S  
8 CENTRAL COMMITTEE. In the event the county commissioner district  
9 central committee fails to appoint a vacancy committee, the vacancy  
10 committee shall consist of the chairperson and the vice-chairperson of the  
11 county commissioner district central committee, and a third person  
12 designated by the chairperson and vice-chairperson from among the  
13 precinct committee persons of the same district and the same political  
14 party as the vacating commissioner. THE MEMBERS OF THE JURISDICTION'S  
15 CENTRAL COMMITTEE.

16 **SECTION 3.** In Colorado Revised Statutes, 22-2-105.5, **amend**  
17 **(3)(a)** as follows:

18 **22-2-105.5. State board of education - definitions - vacancies**  
19 **- procedure for filling.** (3) (a) Any vacancy occurring on the state board,  
20 other than a vacancy in a seat filled by a member elected from the state  
21 at large, shall be filled by the vacancy committee of the party  
22 congressional central committee of the same political party as the  
23 vacating board member for the congressional district represented by the  
24 vacating board member. FOR PURPOSES OF THIS SECTION, IN SELECTING  
25 THE MEMBERS OF A VACANCY COMMITTEE, THE CENTRAL COMMITTEE OF  
26 A JURISDICTION SHALL SELECT, AT A MINIMUM, THE MEMBERS OF THE  
27 JURISDICTION'S CENTRAL COMMITTEE. If no vacancy committee of the

1 party congressional central committee exists, the party congressional  
2 central committee shall perform the functions of the vacancy committee.

3 **SECTION 4. Act subject to petition - effective date -**  
4 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
5 the expiration of the ninety-day period after final adjournment of the  
6 general assembly; except that, if a referendum petition is filed pursuant  
7 to section 1 (3) of article V of the state constitution against this act or an  
8 item, section, or part of this act within such period, then the act, item,  
9 section, or part will not take effect unless approved by the people at the  
10 general election to be held in November 2022 and, in such case, will take  
11 effect on the date of the official declaration of the vote thereon by the  
12 governor.

13 (2) This act applies to vacancies occurring on or after the  
14 applicable effective date of this act.