

CHAPTER 87

ELECTIONS

SENATE BILL 25-172

BY SENATOR(S) Carson and Sullivan;
also REPRESENTATIVE(S) Clifford, Pugliese.

AN ACT

**CONCERNING CLARIFICATION OF THE CONDITIONS UNDER WHICH AN UNCONTESTED ELECTION IN
A SPECIAL DISTRICT DIRECTOR DISTRICT MAY BE CANCELED.**

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

SECTION 1. In Colorado Revised Statutes, 1-13.5-513, **amend** (4); and **add** (3.5) as follows:

1-13.5-513. Election may be canceled - when - definition. (3.5) (a) IF, PURSUANT TO SECTION 32-1-902.7, THE BOARD OF DIRECTORS OF A SPECIAL DISTRICT HAS ADOPTED A RESOLUTION TO DIVIDE THE SPECIAL DISTRICT INTO DIRECTOR DISTRICTS AND HAS DESIGNATED THAT THE DIRECTORS REPRESENTING THE DIRECTOR DISTRICTS MUST BE ELECTED BY THE ELIGIBLE ELECTORS WITHIN EACH DIRECTOR DISTRICT, THEN THE GOVERNING BODY MAY CANCEL THE ELECTION FOR ONE OR MORE DIRECTOR DISTRICTS IF, WITH RESPECT TO EACH SUCH DIRECTOR DISTRICT, ALL THE CONDITIONS OF SUBSECTION (1) OF THIS SECTION EXIST AND ALL BALLOT ISSUES OR BALLOT QUESTIONS, IF ANY, HAVE BEEN WITHDRAWN FROM THE BALLOT PURSUANT TO SUBSECTION (2) OF THIS SECTION.

(b) AS USED IN THIS SUBSECTION (3.5), "DIRECTOR DISTRICT" MEANS THE AREA REPRESENTED BY ONE DIRECTOR WITHIN A SPECIAL DISTRICT IN WHICH THE BOARD HAS ADOPTED A RESOLUTION TO DIVIDE THE SPECIAL DISTRICT INTO DIRECTOR DISTRICTS PURSUANT TO SECTION 32-1-902.7.

(4) Except as provided in ~~subsection (2)~~ SUBSECTIONS (2) AND (3.5) of this section, no election may be canceled in part.

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

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period after final adjournment of the general assembly; 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 2026 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 held on or after the applicable effective date of this act.

Approved: April 18, 2025