LLS NO. 13-0548.01 Kate Meyer x4348

HOUSE BILL 13-1050

HOUSE SPONSORSHIP

Saine, Holbert

SENATE SPONSORSHIP

Grantham,

House Committees	Senate Committees
State, Veterans, & Military Affairs	
Judiciary	
Appropriations	

A BILL FOR AN ACT

101 **C**ONCERNING THE DUTY OF THE SECRETARY OF STATE TO
102   ELECTRONICALLY CANCEL THE VOTER REGISTRATION RECORD
103   OF A PERSON ON THE COMPUTERIZED STATEWIDE VOTER
104   REGISTRATION LIST WHO IS NOT A **U**NITED **S**TATES CITIZEN.

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 the secretary of state to coordinate the computerized statewide voter registration list with citizenship records

maintained by federal and state agencies. Upon learning that a particular person registered to vote is not a United States citizen, the secretary of state, after conducting an administrative hearing, is directed to electronically cancel that person's voter registration record.

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

2   **SECTION 1. Legislative declaration.** (1) The general assembly

3   hereby finds and declares that:

4   (a) The ability of eligible electors to vote is one of the most

5   fundamentally important and cherished rights in our nation and our state;

6   (b) The general assembly is constitutionally obligated to pass laws

7   to secure the purity of elections and guard against abuses of the elective

8   franchise;

9   (c) The secretary of state has unambiguous existing authority to

10   detect and electronically cancel the registrations of electors who are

11   deceased or have been convicted of a felony, but there is no explicit

12   analogous authority pertaining to removal of noncitizens from the voter

13   registration record; and

14   (d) Therefore, consistent with the foregoing, the general assembly

15   finds it necessary to:

16   (I) Direct the secretary of state to ensure that the names of persons

17   who are not citizens of the United States and thus ineligible to vote do not

18   appear in the voter registration record; and

19   (II) Clearly affirm the ability of the secretary of state to cancel

20   ineligible voters from the voter registration record.

21   **SECTION 2.** In Colorado Revised Statutes, 1-2-302, **add** (3.5)

22   (c) as follows:

23   **1-2-302. Maintenance of computerized statewide voter**

1 **registration list - confidentiality.** (3.5) (c) THE SECRETARY OF STATE

2 SHALL COORDINATE THE COMPUTERIZED STATEWIDE VOTER REGISTRATION

3 LIST WITH RECORDS MAINTAINED BY FEDERAL AND STATE AGENCIES,

4 INCLUDING THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY,

5 THAT PERTAIN TO OR CONTAIN CITIZENSHIP STATUS DATA. UPON

6 OBTAINING INFORMATION THAT A PARTICULAR PERSON REGISTERED TO

7 VOTE IS NOT A UNITED STATES CITIZEN, THE SECRETARY OF STATE SHALL,

8 AFTER A HEARING CONDUCTED IN ACCORDANCE WITH SECTION 24-4-105,

9 C.R.S., ELECTRONICALLY CANCEL THAT PERSON'S VOTER REGISTRATION

10 RECORD.

11 **SECTION 3. No appropriation.** The general assembly has

12 determined that this act can be implemented within existing

13 appropriations, and therefore no separate appropriation of state moneys

14 is necessary to carry out the purposes of this act.

15 **SECTION 4. Safety clause.** The general assembly hereby finds,

16 determines, and declares that this act is necessary for the immediate

17 preservation of the public peace, health, and safety.