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Amending Sections 51, 73 (5) and (6), and 101 (1) and (2) of Chapter 118, Session Laws of Colorado 1963, Concerning State Senatorial and Representative Districts.

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CHAPTER 50

ELECTIONS AND SUFFRAGE

STATE SENATORIAL OR REPRESENTATIVE DISTRICTS

[49-28-1 et seq.]

(House Bill No. 1060. By Representatives Quinlan, Schleffelin, and Gossard; also Senator Hewett.)

AN ACT

AMENDING SECTIONS 51, 73 (5) AND (6), AND 101 (1) AND (2) OF CHAPTER 118, SESSION LAWS OF COLORADO 1963, CONCERNING STATE SENATORIAL AND REPRESENTATIVE DISTRICTS.

Be It Enacted by the General Assembly of the State of Colorado:

Section 1. Section 51 of chapter 118, Session Laws of Colorado 1963, is hereby amended to read:

Section 51.—**Delegates to party assemblies.**—(1) Delegates to county assemblies shall be elected at precinct caucuses to be held in each precinct at a time and place to be fixed by the county central committee of each political party. Precinct caucuses shall be held not less than five nor more than fifteen days prior to county assemblies. The county central committee shall fix the number of delegates from each precinct to participate in the county assembly. The persons receiving the highest number of votes at the precinct caucus shall be the delegates to the county assembly from such precinct. EXCEPT AS PROVIDED IN SUBSECTIONS (2) AND (3) OF THIS SECTION, delegates to all other party assemblies shall be selected by the respective county assemblies from among the members of the county assemblies.

(2) IN EACH STATE SENATORIAL AND REPRESENTATIVE DISTRICT COMPRISED OF A PORTION OF A COUNTY, PERSONS ELECTED AT PRECINCT CAUCUSES AS DELEGATES TO THE COUNTY ASSEMBLIES SHALL SERVE ALSO AS DELE-

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

GATES TO THE SENATORIAL AND REPRESENTATIVE DISTRICT ASSEMBLIES.

(3) IN CASE ANY ANNEXATION WHICH CHANGES COUNTY BOUNDARIES RESULTS IN A STATE REPRESENTATIVE DISTRICT COMPRISED OF PORTIONS OF TWO OR MORE COUNTIES, THE COUNTY CENTRAL COMMITTEE OF THE COUNTY WHICH CONTAINS THE MAJOR PORTION OF THE POPULATION OF SUCH DISTRICT, AS DETERMINED BY THE LAST PRECEDING FEDERAL DECENNIAL CENSUS, SHALL FIX THE NUMBER OF DELEGATES TO ITS DISTRICT ASSEMBLY FROM EACH NEW PRECINCT CREATED IN THE OTHER COUNTY OR COUNTIES. AT THE PRECINCT CAUCUS IN EACH NEW PRECINCT, DELEGATES SHALL BE ELECTED TO SERVE IN THE COUNTY ASSEMBLY AND ALTERNATE DELEGATES SHALL BE ELECTED TO SERVE IN THE REPRESENTATIVE DISTRICT ASSEMBLY. DELEGATES FROM PRECINCTS LOCATED IN THE COUNTY WHICH CONTAINS SUCH MAJOR PORTION OF THE POPULATION OF SUCH DISTRICT SHALL BE SELECTED AS PROVIDED IN SUBSECTION (2) OF THIS SECTION.

(4) All ~~disputes~~ QUESTIONS regarding the qualifications of any delegate or the conduct of any precinct caucus at which such delegates were voted on shall be determined by the credentials committees of the respective party COUNTY, REPRESENTATIVE AND SENATORIAL assemblies.

Section 2. Section 73 (5) (a) and (b) and (6) (a) and (b) of chapter 118, Session Laws of Colorado 1963, are hereby amended to read:

Section 73.—**Party committees.**—(5) (a) The chairmen and vice-chairmen of the several party county central committees within each state senatorial district COMPRISED OF ONE OR MORE WHOLE COUNTIES, together with the elected state senator of the party for the state senatorial district and the state representatives of the party who reside within the state senatorial district, shall constitute the state senatorial central committee. When the state senatorial district is comprised of ~~one county or a~~ portion of one county, the elected precinct committeemen and committeewomen, THE ELECTED STATE SENATOR, AND THE ELECTED STATE REPRESENTATIVES, ALL OF WHOM ARE of the party AND RESIDE in that senatorial district shall also be members of CONSTITUTE that state senatorial central committee; IN ADDITION, THE CHAIRMAN AND VICE-CHAIRMAN OF THE PARTY COUNTY CENTRAL COMMIT-

TEE SHALL BE MEMBERS OF EACH STATE SENATORIAL CENTRAL COMMITTEE WITHIN THE COUNTY AND SHALL HAVE THE AUTHORITY TO SET THE TIME AND PLACE OF MEETINGS OF SUCH SENATORIAL CENTRAL COMMITTEES AND OF ASSEMBLIES IN SUCH SENATORIAL DISTRICTS.

(b) If in any county within the A state senatorial district COMPRISED OF TWO OR MORE WHOLE COUNTIES and ANY political party shall have polled at least ten thousand votes at the last preceding general election for its candidate for governor or president of the United States, said county shall be entitled to two additional members of the state senatorial central committee of such political party. Two additional members shall be allowed for each additional ten thousand votes or major portion thereof so polled in such county. The additional members shall be elected by the county central committee of the political party. One of each two such additional members shall be a woman.

(6) (a) The chairmen and vice-chairmen of the several party county central committees within each state representative district COMPRISED OF ONE OR MORE WHOLE COUNTIES, together with the elected state representative of the party for the state representative district and EACH state senator of the party who resides within that representative district, shall constitute the state representative central committee. When the state representative district is comprised of ~~one county~~ or a portion of one county, OR PORTIONS OF TWO OR MORE COUNTIES, the elected precinct committeemen and committeewomen, THE ELECTED STATE REPRESENTATIVE, AND THE ELECTED STATE SENATORS, ALL OF WHOM ARE of the party AND RESIDE in that representative district shall also be members of CONSTITUTE that state representative central committee; IN ADDITION, THE CHAIRMAN AND VICE-CHAIRMAN OF THE PARTY COUNTY CENTRAL COMMITTEE OF THE COUNTY WHICH CONTAINS ALL OR THE MAJOR PORTION OF THE POPULATION OF SUCH DISTRICT, AS DETERMINED BY THE LAST PRECEDING FEDERAL DECENNIAL CENSUS, SHALL BE MEMBERS OF SUCH STATE REPRESENTATIVE CENTRAL COMMITTEE AND SHALL HAVE THE AUTHORITY TO SET THE TIME AND PLACE OF MEETINGS OF SUCH REPRESENTATIVE CENTRAL COMMITTEE AND OF ASSEMBLIES IN SUCH REPRESENTATIVE DISTRICT. IN CASE OF AN ANNEXATION WHICH CHANGES

COUNTY BOUNDARIES, ANY COMMITTEEMAN OR COMMITTEEWOMAN FROM A NEW PRECINCT CREATED PURSUANT TO SECTION 101 (2) OF THIS ACT, MAY DESIGNATE AN ALTERNATE FROM THAT PRECINCT TO SERVE ON THE STATE REPRESENTATIVE CENTRAL COMMITTEE.

(b) If in any county with the A state representative district COMPRISED OF TWO OR MORE WHOLE COUNTIES any political party shall have polled at least ten thousand votes at the last preceding general election for its candidate for governor or president of the United States, said county shall be entitled to two additional members of the state representative central committee of such political party. Two additional members shall be allowed for each additional ten thousand votes or major portion thereof so polled in such county. The additional members shall be elected by the county central committee of the political party. One of each two such additional members shall be a woman.

Section 3. Section 101 (1) and (2) of Chapter 118, Session Laws of Colorado 1963, are hereby amended to read:

Section 101.—Establishing precincts and polling places.—(1) The boards of county commissioners of the several counties shall divide their respective counties into as many election precincts for all general, primary, and special elections as they may deem expedient for the convenience of electors of the county, and shall, EXCEPT AS PROVIDED IN SUBSECTION (2) OF THIS SECTION, designate the place in each precinct at which elections are to be held. The precincts shall be numbered consecutively, beginning with number one in each district or county, at least once before each general election. The precincts and places of holding elections thus established shall so remain until consolidated, divided, or otherwise changed by the board of county commissioners. CHANGES IN THE PRECINCT BOUNDARIES OF A COUNTY SHALL BE MADE ONLY WITHIN THE DISTRICT BOUNDARIES OF EACH REPRESENTATIVE AND SENATORIAL DISTRICT.

(a) In counties which use paper ballots, the commissioners shall establish at least one precinct for every five hundred registered electors.

(b) In counties which use voting machines, the commissioners shall establish at least one precinct for every one thousand registered electors.

(2) (a) IN CASE OF A CHANGE IN COUNTY BOUNDARIES RESULTING FROM THE ANNEXA-

TION OF TERRITORY IN ONE STATE REPRESENTATIVE DISTRICT BY A COUNTY COMPRISING ONE OR MORE OTHER STATE REPRESENTATIVE DISTRICTS, THE BOARD OF COUNTY COMMISSIONERS OF THE ANNEXING COUNTY SHALL CREATE ONE OR MORE NEW WHOLE PRECINCTS WITHIN THE TERRITORY SO ANNEXED; PROVIDED, THAT IF THE ANNEXING COUNTY SUBSEQUENTLY ANNEXES ADJOINING TERRITORY IN THE SAME REPRESENTATIVE DISTRICT, SUCH ADJOINING TERRITORY SHALL BE MADE A PART OF SUCH NEW PRECINCT OR PRECINCTS, SUBJECT TO THE MAXIMUM NUMBER OF REGISTERED ELECTORS PER PRECINCT PROVIDED IN SUBSECTION (1) OF THIS SECTION. UNTIL SUCH TIME AS A PRECINCT CREATED HEREUNDER CONTAINS MORE THAN FIFTY REGISTERED ELECTORS, THE BOARD OF COUNTY COMMISSIONERS MAY REQUIRE THE REGISTERED ELECTORS THEREIN TO VOTE AT THE POLLING PLACE IN AN ADJOINING PRECINCT.

(b) Changes in the boundaries of precincts or the creation of new precincts shall be completed not less than five months prior to any general election, except in cases of precinct changes resulting from changes in county boundaries.

Section 4.—**Safety clause.**—The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 24, 1964.