



## **Statement of Justification and Reasons for Adoption of Temporary Rules**

### **Office of the Secretary of State Rules Concerning Campaign and Political Finance 8 CCR 1505-6**

**September 15, 2015**

Repealed Rule: 2.3.2

Amended Rules: 9.1 and 10.8.1

In accordance with Colorado campaign and political finance laws,<sup>1</sup> the Secretary of State finds that certain amendments to the existing campaign and political finance rules must be adopted and effective immediately to ensure the uniform and proper administration and enforcement of Colorado campaign and political finance laws during the 2015 election cycle. Temporary adoption is necessary both to comply with law and to preserve the public welfare generally.

Repealing Rule 2.3.2 coincides with the lack of a constitutional or statutory basis exempting a candidate running for a Junior College Board of Trustee to file a candidate affidavit or reports with the Secretary of State. Amendments to Rule 9.1 clarify that a candidate must sign any registration form or report filed by a candidate or candidate committee. The amendment to Rule 10.8.1 remove language that is currently addressed by Colo. Const. Article XXVIII, Section 4(2).

Adoption of these rules on a temporary basis is necessary to provide clear guidance to interested parties, including, but not limited to: candidates, political parties, political organizations, and committees, given the close proximity of the November 2015 Coordinated Election. Concurrently with this notice, the Secretary of State is issuing a notice of proposed rulemaking in accordance with the State Administrative Procedure Act<sup>2</sup> to consider permanent adoption of the amended rules.

For these reasons, and in accordance with the State Administrative Procedure Act, the Secretary of State finds that adoption and immediate effect of the amendments to existing campaign and political finance rules is imperatively necessary to comply with state and federal law and to promote public interests.<sup>3</sup>

---

<sup>1</sup> Article XXVIII, Section 9(1)(b), of the Colorado Constitution and section 1-45-111.5(1), C.R.S. (2015).

<sup>2</sup> Section 24-4-103(3)(a), C.R.S. (2015).

<sup>3</sup> Section 24-4-103(3)(6), C.R.S. (2015).