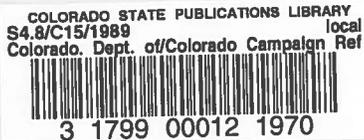


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COLORADO CAMPAIGN REFORM ACT INSTRUCTION MANUAL

for

Municipal Elections
Recall Elections
Special District Elections
Issue Elections



NATALIE MEYER, Secretary of State

Denver, Colorado

Secretary of State
Election Division
1560 Broadway - Suite 200
Denver, CO 80202
(303) 894-2211

Donetta Davidson, Election Officer
Vikki Lindsey, Admin. Officer II

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NATALIE MEYER
Secretary of State

DEPARTMENT OF STATE
1560 Broadway — Suite 200
Denver 80202

ADMINISTRATION	866-2762
CORPORATIONS	866-2361
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INTRODUCTION

Each election year, my office prepares a manual to assist candidates and treasurers of committees.

Persons participating in municipal, special district, and recall elections may face filing and reporting requirements on candidacy, political committee formation and reporting of campaign contributions and expenditures. This booklet is designed to assist all persons involved in these elections by providing a copy of the law, forms and procedures for compliance with the Colorado Campaign Reform Act.

The reports filed with either the Municipal Clerk or the County Clerk are subject to audit. Failure to file required reports in careful compliance with the instructions in this manual can result in civil criminal actions or disqualification as a candidate. These reports are available for public inspection during business hours.

All contributions and expenditures made to or by a candidate or a political committee must be reported within specific reporting periods. There is no limitation on the amount which may be contributed or spent for political campaigns, or by candidates themselves, or who may contribute funds. The law does, however, prohibit coin and currency cash contributions and expenditures of over \$100.

I hope this pamphlet, which compiles into one place a copy of the Colorado Campaign Reform Act, report forms, and procedures will help you during the election year.



Natalie Meyer

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THE COLORADO CAMPAIGN REFORM ACT
(for Municipal, Recall, Special District and Issue Elections)

The Colorado Campaign Reform Act was initiated to ensure public disclosure and regulate campaign practices which will increase the people's confidence in their elected officials.

Appropriate Officers - Where to File

(1) Candidates and political committees for municipal offices file with the municipal clerk and issue committees are filed with the county clerk and recorder of that county:

CRA-10 - Candidate Affidavit

A candidate for public office covered under the Campaign Reform Act is required and personally responsible for filing a candidate affidavit (CRA-10) within 10 days after becoming a candidate (as defined in CRS 1-45-103[3]), stating that he/she is familiar with the provisions of the Campaign Reform Act.

If a candidate fails to file an affidavit pursuant to Title 1, Article 45, it shall result in the disqualification of that individual as a candidate, after proper notification.

CRA-30 POLITICAL COMMITTEES

The Colorado Campaign Reform Act does not recognize the formation of what has been stereotyped as a "PAC" or defined as a "political action committee", it does however regulate and scrutinize the activities of a political committee.

Political committees are then separated into four categories according to purpose, as the following:

1. candidate political committees (organized for the support/opposition of a candidate);
2. issue political committee (organized for the support/opposition to recalls and other issues);
3. party political committee (organized for the major political parties and other political organizations);
4. multi-purpose (associations, organization, or other groups of persons that are formed for other purposes, but wish to contribute to other municipal political committees).

A political committee must file a committee statement of organization with the appropriate officer within 15 days of opening a bank account.

All contributions received by a candidate political committee or other political committee must be deposited in a financial institution in a **segregated** account, and include the name of the candidate (if it's a candidate committee) or political committee. The name of the committee must be a complete name; initials and acronyms are not considered a complete name. All funds received or expended must be processed through that bank account.

If a political committee engages in activity on the state, county and municipal levels then funds (bank accounts) and filings are separate, and should be filed with the appropriate officer.

CORPORATE CONTRIBUTIONS (Profit Only)

Profit corporation's that take money from the general fund and then contribute those funds to a candidate political committee or other political committees are acceptable in Colorado.

Funds that are to be contributed must come from the general operating fund and cannot be combined with any funds from other sources, (i.e. board of directors, corporate executives, or employee political pool).

If those funds become integrated with other funds then they are defined as "associated with", "cooperated with", "two or more persons", thereby, bringing the corporation into the realm of the definition for a political committee and having to file pursuant to CRS 1-45-106.

A profit corporation that contributes to a candidate political committee or other political committee has no disclosing responsibility, however, if that corporation makes expenditures directly or indirectly in an aggregate amount exceeding one hundred dollars in support of or in opposition to any specific candidate or issue other than by contribution or contribution in kind to that candidate committee or other political committee, the corporation shall file an independent expenditure statement. (CRA-50)

RECALL COMMITTEES

Any political committee whose purpose is the recall of any state, county, municipal, special district, or school district elected officer must file a report of contributions and expenditures within 15 days after filing the statement of organization and every 30 days thereafter until the date of the recall election has been established. The committee then must file 11 days prior and 30 days after the election. The report reflects the status of the committee 16 days before and 25 days after the elections.

If a political committee is formed to oppose the recall issue, the committee must abide by the same filing requirements as a committee formed for the purpose of supporting the recall.

Officeholders for the office to be recalled are required to file. All state, legislative and judicial district recall committees file with the Secretary of State. All county, municipal and school district recall committees file with the County Clerk and Recorder. Municipal recall committees may file a duplicate report with the Municipal Clerk.

CAMPAIGN MATERIAL IDENTIFICATION (CRS 1-13-108)

All campaign material must have a disclaimer, it must be clearly set apart from the text and identify the name of person(s)* as sponsors responsible for the publication/or printing; the name of the president, chairman, treasurer or other responsible official.

If identification does not appear on campaign materials it is an election offense. An individual may file an affidavit stating the name of any person(s) who have violated this provision and stating the facts which constitute the alleged offense with the district attorney or the attorney general.

CRA-40 CAMPAIGN FUNDS

Candidate political committees and other political committees must file a report (CRA-40) of all contributions received and all expenditures made 11 days before and 30 days after an election. All transactions shall be reflected up to the 16th day before the election and thru the 25th day after, this constitutes the reporting period to be covered.

Contributions and expenditures shall be reported within the reporting period they are received or receivable and made or incurred. Do not submit a continuous list from one reporting period into another.

All contributions in excess of \$25 are to be itemized and listed either in chronological order by date of receipt or by the contributor's name. Each itemized list regardless of the manner of listing shall contain the following information:

1. contributor's complete name
2. contributor's address (number, street, city, state and zip)
3. date of receipt
4. amount of contribution

If any requirement is missing from the itemization, the report will be deemed incomplete and returned to the treasurer for an addendum. Non itemized contributions will be listed in total.

Contributions in kind are items that are of real or personal property and can be returned to the original contributor for their reuse. Examples of this type of contributions are chairs, desks, computers, typewriters, other office equipment, office space, cars, airplanes, and mobile homes. In determining the value of a contribution in kind use a reasonable estimate of the fair market value.

The name and address (number, street, city, state and zip) date of receipt and amount that each person who has made an aggregate contribution in kind in excess of \$100 during the reporting period is to be listed. Contributions in kind are reported separately but in the same manner as other contributions.

All expenditures in excess of \$25 shall be itemized and listed by the name and address (number, street, city, state and zip), date, amount and purpose for which the expenditure was made.

*

Person means any individual, partnership, committee, association, corporation, labor organization, or other organization or group of persons.

If any requirement is missing from the itemization, the report will be deemed incomplete and returned to the treasurer for an addendum. Non itemized expenditure will be listed in total.

Attached lists of contributions and expenditures to a report (CRA-40) are to be submitted on 8 1/2 x 11 inch size paper only and are to be originals this will allow for a clear photocopy and microfilm. (No transparent or onion skin type paper)

CANDIDATE'S ACCEPTING NO CONTRIBUTIONS

A candidate who does not accept any contributions or contributions in kind, but expends personal funds on behalf of his campaign will file a statement of expenditures (CRA-40B).

RECALL LAWS - REIMBURSEMENT

The office holder subject to a recall, if not recalled at the recall election, may file with the appropriate officer (as specified in the law) a statement of personal expenditures for which he may be reimbursed, if approved, from the state treasury.

CRS, 24-9.5-109 State & District Offices

CRS, 30-10-208 County Offices

CRS, 31-4-504.5 Municipal Officers

CRA FORM GUIDE

<u>Form #</u>	<u>Form Name</u>	<u>Time Sequence</u>
CRA-10	Candidate Affidavit	due 10 days after announcement of candidacy intention/notarization required (CRS 1-45-105 [1])
CRA-30	Committee Statement of Organization	due no later than 15 days after opening a bank account (CRS 1-45-106)
CRA-40	Report of Contributions and Expenditures	due 11 days before and 30 days after any election (CRS 1-45-108 [1])
CRA-40B	Report of Expenditures By Candidate (Candidate's who accept no contributions or contributions in-kind, but do expend personal funds on behalf of their campaign)	due 11 days before and 30 days after any election (CRS 1-45-108 [c])
CRA-40C	Candidate Reimbursement Expenditure Report	no more than 10 working days after such expenditures (CRS 1-45-116 [3])
CRA-50	Expenditure By A Person Other Than Candidates or Political Committees	11 days before and 30 days after any election (CRS 1-45-110)
CRA-60	Major Contributor	only if a contribution or contribution in-kind in excess of five hundred dollars is <u>received within</u> the 16 days <u>before</u> the election (CRS 1-45-108 [6])

TITLE 1
ELECTIONS

ELECTION CAMPAIGN REGULATIONS

ARTICLE 45
Campaign Reform Act

- 1-45-101. Short title.
- 1-45-102. Legislative declaration.
- 1-45-103. Definitions.
- 1-45-104. Filing - where to file.
- 1-45-105. Candidate affidavit - disclosure statement.
- 1-45-106. Organization of political committees.
- 1-45-107. Deposit of contributions.
- 1-45-108. Reports - certification and filing.
- 1-45-109. Unexpended contributions and expenditure deficits.
- 1-45-110. Reporting requirements - persons.
- 1-45-111. Limitations - cash contributions.
- 1-45-112. Expenditures in cash - limited.
- 1-45-113. Duties of the secretary of state.
- 1-45-114. Secretary of state - additional duties.
- 1-45-115. Duties of municipal clerk and county clerk and recorder.
- 1-45-116. State and political subdivisions - limitations on contributions.
- 1-45-117. Campaign funds - use restricted.
- 1-45-118. Expenditures - political advertising - rates and charges.
- 1-45-119. Encouraging withdrawal from campaign prohibited.
- 1-45-120. Applicability.
- 1-45-121. Penalty - affirmative defense.

1-45-101. Short title. This article shall be known and may be cited as the "Campaign Reform Act of 1974".

1-45-102. Legislative declaration. The general assembly hereby finds and declares that the interests of the people of this state can be better served through a more informed public; that the trust of the people is essential to representative government; and that public disclosure and regulation of certain campaign practices will serve to increase the people's confidence in their elected officials. Therefore, it is the purpose of this article to promote public confidence in government through a more informed electorate.

1-45-103. Definitions. As used in this article, unless the context otherwise requires:

(1) "Appropriate officer" means the secretary of state, a municipal clerk, or a county clerk and recorder.

(2) "Campaign treasurer" means the treasurer of any candidate for nomination, retention, or election or of any political committee. A candidate may appoint himself campaign treasurer.

(3) "Candidate" means any person who:

(a) Seeks election to any public office which is to be voted for in this state at any general election, special district election, or municipal election. "Candidate" also includes a judge or justice of any court of record who seeks to be retained in office pursuant to the provisions of section 25 of article VI of the state constitution. A person is a candidate for election if he has publicly announced his intention to seek election to public office, has filed nominating petitions for public office in a nonpartisan election, has been chosen as a candidate of a political party after having won a primary election, has filed with the appropriate officer a nominating petition as an independent candidate as provided in section 1-4-801, or has been chosen to fill any vacancy.

(b) Seeks nomination to public office at any primary election held in this state. A person is a candidate for nomination if he has publicly announced his intention to seek election to public office, has been chosen as a political party candidate through a political party designating assembly, has been issued a certificate of designation by said assembly, has filed with the appropriate officer a petition with the required number of signatures to appear on the primary ballot as provided by section 1-4-603, or has been chosen to fill a vacancy in party designation as provided by section 1-4-903.

(c) As an incumbent, still has an unexpended balance of contributions or a debt or deficit or who receives contributions or contributions in kind.

(4) "Contribution" means a gift, loan, pledge, or advance of money or a guarantee of a loan made to or for any candidate or political committee for the purpose of influencing the passage or defeat of any issue or the nomination, retention, election, or defeat of any candidate. "Contribution" includes a transfer of any money between one political committee and another; a gift of money to or for any incumbent in public office from any other person, the purpose of which is to compensate him for his public service or to help defray his expenses incident thereto but which are not

covered by official compensation; the payment of any money by any person, other than a political committee working on a candidate's behalf, for political services rendered to the candidate or political committee; any payment made to third parties at the request of or with the prior knowledge of a candidate, political committee, or agent of either; and any payment made after an election to meet any deficit or debt incurred during the course of the campaign. "Contribution" does not include services provided without compensation by individuals volunteering their time on behalf of a candidate or political committee. Any transfer of money between political committees is an expenditure by the political committee which dispenses the money and is a contribution to the political committee which receives the money.

(5) "Contribution in kind" means a gift or loan of any item of real or personal property, other than money, made to or for any candidate or political committee for the purpose of influencing the passage or defeat of any issue or the nomination, retention, election, or defeat of any candidate. "Contribution in kind" includes a gift or loan of any item of real or personal property, other than money, to or for any incumbent in public office from any other person, the purpose of which is to compensate him for his public service or to help him defray his expenses incident thereto but which are not covered by official compensation. Personal services are a contribution in kind by the person paying compensation therefor; volunteer services are not included. "Contribution in kind" does not include an endorsement of candidacy or issue by any person. In determining the value to be placed on contributions in kind, a reasonable estimate of fair market value shall be used.

(6) "Election" means any general or primary election or any election at which an issue is submitted to the electorate as required or permitted by law. "Election" includes a recall election held pursuant to law but does not include a school district director election. "Election" also includes a special district election at which the office to be voted for has had an annual compensation of more than twelve hundred dollars or a municipal election.

(7) "Expenditure" means the payment, distribution, loan, or advance of any money or contribution in kind by any candidate, political committee, or agent of either for the purpose of influencing the passage or defeat of any issue or the nomination, retention, election, or defeat of any candidate. "Expenditure" does not include services provided without compensation by any candidate or political committee or expenditures from the candidate's own funds for his personal or family activities. An expenditure occurs when the actual payment is made or when there is a contractual agreement and the amount is determined.

(8) "Issue" means any proposition or initiated or referred measure which is to be submitted to the electors for their approval or rejection. An issue includes the recall of any officer as provided by law.

(8.5) "Municipal clerk" means the clerk of the municipality who is the custodian of the official records of the municipality or any person delegated by the clerk to exercise any of his powers, duties, or functions.

(9) "Person" means any individual, partnership, committee, association, corporation, labor organization, or other organization or group of persons.

(10) "Political committee" means any two or more persons who are elected, appointed, or chosen or who have associated themselves or cooperated for the purpose of accepting contributions or contributions in kind or making expenditures to support or oppose a candidate for public office at any election or seek to influence the passage or defeat of any issue. "Political committee" includes any political party or committee thereof at any level or a political organization as defined in section 1-1-104. "Political committee" also includes a separate political education or political action fund or committee which is associated with an organization or association formed principally for some other purpose and includes an organization or association formed principally for some other purpose insofar as it makes contributions or contributions in kind or expenditures but shall not include a single individual, partnership, committee, association, corporation, labor organization, or other organization or group solely making contributions or contributions in kind to support or oppose a candidate for public office or to influence the passage or defeat of any issue at any election.

(11) "Public office" means any office voted for in this state at any election. "Public office" does not include the office of president or vice president of the United States; the office of senator or representative in the congress of the United States; any office in a political party chosen pursuant to sections 1-3-103, 1-4-403, and 1-4-701; any political party office in an assembly or convention, including delegates thereto; any office to be voted upon in a school election; or any elective office within a special district for which the annual compensation is less than twelve hundred dollars. "Public office" includes all of the statewide offices enumerated in subsection (12) of this section.

(12) "Statewide election" means a primary or general election at which nominees or candidates for the office of governor, lieutenant governor, secretary of state, attorney general, state treasurer, state board of education, regents of the university of Colorado, the Colorado court of appeals, or the supreme court of Colorado are to be voted upon by electors

of the entire state.

(13) "Statewide issue" means any proposition or measure which is voted upon by the electors of the entire state.

1-45-104. Filing - where to file. (1) For the purpose of meeting the filing requirements of this article, candidates for statewide election, the general assembly, district attorney, district court judge, or any office representing more than one county and political committees in support of or in opposition to such candidates or in support of or in opposition to statewide issues shall file with the secretary of state. Candidates in municipal elections shall file with the municipal clerk. All other candidates and political committees shall file with the county clerk and recorder of the county of their residence.

(2) Reports required to be filed by this article shall be deemed timely filed if mailed by first-class mail and postmarked or received by the appropriate officer not later than the designated day.

(3) Any political committee in support of or in opposition to any issue which receives during any calendar year contributions or contributions in kind not exceeding, in the aggregate, two hundred fifty dollars or which makes expenditures which do not exceed, in the aggregate, two hundred fifty dollars shall not be subject to the reporting provisions of this article. The provisions of this subsection (3) shall not exempt any political committee from the requirements of section 1-45-106.

(4) For the purpose of meeting the filing requirements of this article, political committees in support of or in opposition to issues which are not statewide issues but are issues in a political subdivision of this state which contains territory in more than one county of this state shall file with the county clerk and recorder of each such county.

1-45-105. Candidate affidavit - disclosure statement. (1) When any individual becomes a candidate, such individual shall certify, by affidavit filed with the appropriate officer within ten days, that he is familiar with the provisions of this article. Any contributions or expenditures received or made in behalf of the candidacy of such individual prior to the filing of such affidavit shall be reported in the first reporting period, and such report shall include the information required under section 1-45-108 (4). Nothing in this section shall prohibit an individual from filing such affidavit prior to the time he becomes a candidate. Failure of any person to file an affidavit as required by this subsection (1) shall result in the disqualification of such person as a candidate.

(2) Not later than ten days after filing the affidavit required by subsection (1) of this section, each candidate for the general assembly, governor, lieutenant governor, secretary of state, attorney general, state treasurer, state board of education, regents of the university of Colorado, the Colorado court of appeals, the supreme court of Colorado, and district attorney shall file with the appropriate officer a statement disclosing the information required by section 24-6-202 (2), C.R.S., in such a form as prescribed by the secretary of state. Failure of any person to file a disclosure statement as required by this subsection (2) shall result in the disqualification of such person as a candidate.

(2.1) Disqualification shall occur only after the secretary of state or county clerk has sent a notice to the person by registered or certified mail, return receipt requested, addressed to him at his usual residence, business or post-office address. Such notice shall state that such person will be disqualified as a candidate if he fails to file an affidavit or disclosure statement within ten days of receipt of the notice.

(3) Any disclosure statement as required by subsection (2) of this section shall be amended no more than thirty days after any termination or acquisition of interests as to which disclosure is required.

(4) If a candidate withdraws his candidacy or is defeated in his candidacy, such person shall not be required to comply with the provisions of subsections (2) and (3) of this section after such withdrawal or defeat.

1-45-106. Organization of political committees. (1) (a) Every political committee supporting or opposing a candidate, statewide issue, or issue shall file a statement of organization with the appropriate officer no later than fifteen days after opening a bank account as required by section 1-45-107.

(b) For the purposes of paragraph (a) of this subsection (1), a political committee in existence on May 17, 1974, shall file a statement of organization with the secretary of state no later than thirty days after said date.

(2) The statement of organization shall include:

(a) The name, the address, the candidate or issue it supports or opposes, and any other purpose of the committee;

(b) The name and address of the campaign treasurer of the political committee.

(3) Any political committee whose purpose is the recall of any elected official shall file a statement of organization

with the appropriate officer no later than fifteen days after opening a bank account. Reports of contributions and expenditures shall be filed with the appropriate officer within fifteen days after the filing of the statement of organization and every thirty days thereafter until the date of the recall election has been established, at which time the political committee shall follow the provisions of section 1-45-108.

1-45-107. Deposit of contributions. All contributions received by a candidate or political committee shall be deposited in a financial institution in a separate account whose title shall include the name of the candidate or political committee. All records pertaining to such accounts shall be maintained by the candidate or political committee for sixty days after submission of the final report unless a complaint is filed, in which case they shall be maintained until final disposition of the complaint and any consequent litigation. Such records shall be subject to inspection at any hearing held pursuant to this article.

1-45-108. Reports - certification and filing. (1) The campaign treasurer shall file reports of all contributions received and all expenditures made by or on behalf of such candidate or political committee. Reports shall be filed eleven days before and thirty days after any election. Filings shall be complete as of five days prior to the filing date.

(2) Any incumbent in, or elected candidate to, as defined in section 1-45-103 (3), public office who receives any contribution or contribution in kind from any other person, the purpose of which is to compensate him for his public services or to help him defray his expenses incident thereto but which are not covered by official compensation, shall file with the appropriate officer, on or before January 15 of each year, a supplemental report for the preceding calendar year. Such report shall be on forms prescribed by the secretary of state and shall contain substantially the same information as prescribed in subsection (4) of this section.

(3) All reports required by this section shall be filed with the appropriate officer and shall be open to inspection by the public during regular business hours. Any report which is deemed to be incomplete by the appropriate officer shall be accepted on a conditional basis, and the campaign treasurer shall be notified by registered mail with respect to any deficiencies found. The campaign treasurer shall have seven days from receipt of such notice to file an addendum to the report providing all information deemed necessary to complete the report in compliance with this section.

(4) Each report required by this section shall contain

the following information:

(a) The amount of funds on hand at the beginning of the reporting period;

(b) The name and address of each person who has made an aggregate contribution to or for such candidate or political committee within the reporting period in excess of twenty-five dollars or a contribution in kind in excess of one hundred dollars, together with the amount and date of such contribution, or a chronological listing of all contributions and contributions in kind, including the name and address of each contributor;

(c) The total sum of all contributions and contributions in kind to or for such candidate or political committee during the reporting period;

(d) The name and address of each person to whom expenditures have been made by or on behalf of the candidate or political committee within the reporting period in excess of twenty-five dollars, together with the amount, date, and purpose of each such expenditure and the name of and the office sought by each candidate on whose behalf such expenditure was made;

(e) The total sum of all expenditures made by such candidate or political committee during the reporting period;

(f) The name and address of any bank or other depository for funds used by the candidate or political committee.

(5) The provisions of this section and section 1-45-105 shall not apply to any association, political party, political organization, corporation, labor organization, or other group of persons which receives contributions or contributions in kind from any person through events such as dinners, luncheons, rallies, or other fund-raising events if such contributions or contributions in kind are intended to be given to another organization or group of persons which in turn distributes or contributes such contributions or contributions in kind to one or more candidates or political committees; except that the provisions of paragraph (b) of subsection (4) of this section shall apply to any such organization or group of persons for each individual contribution or contribution in kind which exceeds twenty-five dollars. The reporting provisions of this section shall apply to the organization or group of persons receiving such contributions or contributions in kind.

(5.5) The filing requirements of this section shall not apply to that part of the organizational structure of a political party, as defined in section 1-1-104 (18), which is responsible for only the day-to-day operations of such

political party at the national level if copies of the reports required to be filed with the federal election commission pursuant to the "Federal Election Commission Act of 1971", as amended, are filed with the secretary of state and include the information required by this section.

(6) Notwithstanding any other reports required under this section, the campaign treasurer shall file reports of any contribution or contribution in kind in excess of five hundred dollars received by the candidate or political committee at any time within sixteen days preceding the election. This report shall be filed or postmarked no later than forty-eight hours after receipt of said contribution.

1-45-109. Unexpended contributions and expenditure deficits. (1) Any report filed under section 1-45-108 shall be final unless it shows an unexpended balance of contributions or expenditure deficit, in which event a supplemental report shall be filed one year after the election to which it applied and annually thereafter until such report shows no such unexpended balance and no such deficit. In the event the status of the balance or deficit is unchanged, the supplemental report shall be filed and shall state that such balance or deficit is unchanged. Each such report shall be complete through the end of the last preceding calendar year and shall state the disposition of any unexpended balance or deficit.

(2) The report required under subsection (1) of this section shall disclose the full amount of any loan reasonably related to the campaign, the method of the loan's disposition, the balance due on the loan, the interest, if any, and the name of the person making the loan. If the loan is not paid in full within thirty days after the election to which it applied, the candidate shall file, annually on the anniversary date of the election to which the loan applied, a report concerning the disposition of the loan until the loan is repaid. Each report concerning loans made to any candidate or political committee shall contain the information required by this section.

1-45-110. Reporting requirements - persons. (1) Not less than eleven days before an election and not more than thirty days after the date of an election, each person who makes any expenditure, directly or indirectly, in an aggregate amount exceeding one hundred dollars in support of or in opposition to any specific candidate or issue, other than by contribution or contribution in kind to a candidate or political committee directly, shall file an individual statement of the expenditure with the appropriate officer, which report shall contain the following information:

(a) The name and address of any person to whom an expenditure in excess of twenty-five dollars has been made by

any such person in support of or in opposition to any such candidate or issue during the reporting period, together with the amount, date, and purpose of each such expenditure;

(b) The total sum of all expenditures made in support of or in opposition to any such candidate or issue.

1-45-111. Limitations - cash contributions. No person shall make any contribution in currency or coin exceeding one hundred dollars in support of or in opposition to any candidate, political committee, or issue.

1-45-112. Expenditures in cash - limited. No candidate or political committee shall make any expenditure in currency or coin exceeding one hundred dollars for any purpose related to such candidate's campaign or to the passage or defeat of an issue.

1-45-113. Duties of the secretary of state. (1) The secretary of state shall:

(a) Prescribe forms for statements and other information required to be filed by this article and furnish such forms and information to municipal clerks and county clerk and recorders free of charge for use by candidates and other persons required to file such statements and information under this article;

(b) Prepare, publish, and furnish free of charge to municipal clerks and county clerk and recorders, candidates, and campaign treasurers and to other persons, at cost, an instruction sheet setting forth a suggested system for accounts for use by persons required to file statements by this article. Any fee collected pursuant to this paragraph (b) shall be deposited in the department of state cash fund created in section 24-21-104 (3), C.R.S.

(c) Develop a filing and indexing system for his office consistent with the purpose of this article;

(d) Make the reports and statements filed with him available for public inspection and copying under his supervision, commencing as soon as practicable but not later than the end of the second day following the day during which it was received. He shall permit copying of any such report or statement by hand or by duplicating machine, as requested by any person, at the expense of such person. No information copied from such reports and statements shall be sold or utilized by any person for the purpose of soliciting contributions or for any commercial purpose. Any fee collected pursuant to this paragraph (d) shall be deposited in the department of state cash fund created in section 24-21-104 (3), C.R.S.

(e) Conduct hearings on any matter within his jurisdiction, as provided in subsection (2) of this section, subject to appropriations made to the secretary of state. Any administrative law judge employed pursuant to this paragraph (e) shall be appointed pursuant to part 10 of article 30 of title 24, C.R.S., subject to appropriations made to the department of administration. Any hearing conducted by an administrative law judge employed pursuant to this paragraph (e) shall be conducted in accordance with the provisions of section 24-4-105, C.R.S.

(f) Within three working days after the date of the deadline for filing reports as specified in section 1-45-108, prepare a report on each contributing entity which has made contributions and contributions in kind, and said report shall be made available to the public on the morning of the fourth working day, and said report shall indicate the total sum of all contributions and contributions in kind made to candidates and issues and the amounts contributed to each candidate and issue.

(2) Any person who believes a violation of this article has occurred may file a written complaint no later than sixty days after the date of the final report of a candidate or political committee with the secretary of state. If the secretary of state determines, after a hearing, that such a violation has occurred, he shall so notify the attorney general who shall institute a civil action for relief, including a permanent or temporary injunction, a restraining order, or any other appropriate order, in the district court. Upon a proper showing that such person has engaged or is about to engage in such acts or practices, a permanent or temporary injunction, restraining order, or other order shall be granted without bond by such court.

1-45-114. Secretary of state - additional duties.

(1) The secretary of state shall immediately notify the person required to file a statement if:

(a) It appears that the person has failed to file a report as required by this article or that a statement filed by a person does not conform to law upon examination of the names on the election ballot or that a complaint has been filed against him; or

(b) A written complaint is filed with the secretary of state by any registered elector, pursuant to section 1-45-113 (2), alleging that a statement filed with said officer does not conform to law or to the truth or that a person has failed to file a statement required by law.

(2) (a) The secretary of state shall preserve any statement or images of that statement required to be filed by this article for a period ending at the termination of the

term of office of the candidate who is elected, and statements or images of those statements of all other candidates shall be preserved for a period of one year after the date of receipt. Thereafter, such statements shall be disposed of in accordance with part 1 of article 80 of title 24, C.R.S. 1973.

(b) Notwithstanding the provisions of paragraph (a) of this subsection (2), any statement required to be filed under this article shall be preserved until any complaint initiated is resolved.

1-45-115. Duties of municipal clerk and county clerk and recorder. (1) The municipal clerk or the county clerk and recorder shall:

(a) Develop a filing and indexing system for his office consistent with the purpose of this article;

(b) Preserve any statement or images of that statement required to be filed by this article for a period ending at the termination of the term of office of the candidate who is elected and statements or images of those statements of all other candidates or political committees for a period of one year after the date of receipt;

(c) Make the reports and statements filed with him available for public inspection and copying under his supervision, commencing as soon as practicable but not later than the end of the second day following the day during which it was received. He shall permit copying of any such report or statement by hand or by duplicating machine, as requested by any person, at the expense of such person. No information copied from such reports and statements shall be sold or utilized by any person for the purpose of soliciting contributions or for any commercial purpose.

(d) Transmit to the secretary of state all records and statements required to be filed by this article which the secretary of state may deem necessary in the investigation of any complaint filed under this article;

(e) Notify the person required to file a statement or report that he has failed to file such statement or report or that a complaint has been filed with the secretary of state alleging a violation of this article;

(f) Report apparent violations of law to appropriate law enforcement authorities.

(2) The secretary of state shall reimburse the municipal clerk and the county clerk and recorder of each county at the rate of two dollars per candidate per election to help defray the cost of implementing this article.

1-45-116. State and political subdivisions - limitations on contributions. (1) No agency, department, board, division, bureau, commission, or council of the state or any political subdivision thereof shall make any contribution or contribution in kind in campaigns involving the nomination, retention, or election of any person to any public office. They may, however, make contributions or contributions in kind in campaigns involving only issues in which they have an official concern. In such instances, unless specifically approved by the governing board or legislative body of the political subdivision involved:

(a) No public funds or supplies shall be expended or used;

(b) No employee or paid officer, other than the candidate, shall work on a campaign during working hours or use any public facility or equipment in a campaign during working hours;

(c) No transportation or advertising involving public property or funds shall be provided for the purpose of influencing, directly or indirectly, the passage or defeat of an issue;

(d) No employee or officer shall be granted leave from his job or office with the public agency, with pay, to work on a campaign.

Editor's note: This version of subsection (1) is effective until January 1, 1989.

(1) (a) No agency, department, board, division, bureau, commission, or council of the state or any political subdivision thereof shall make any contribution or contribution in kind in campaigns involving the nomination, retention, or election of any person to any public office, nor shall any such entity expend any public moneys from any source, or make any contributions in kind, to urge electors to vote in favor of or against any issue before the electorate. However, a member or employee of any such agency, department, board, division, bureau, commission, or council who has policy-making responsibilities may expend not more than fifty dollars of public moneys in the form of letters, telephone calls, or other activities incidental to making himself available to the press or the public for the purpose of responding to questions about any such issue or to express his opinion on any such issue.

(b) (I) Nothing in this subsection (1) shall be construed as prohibiting an agency, department, board, division, bureau, commission, or council of the state or any political subdivision thereof from expending public moneys or making contributions in kind to dispense fair and balanced

information on any issue of official concern before the electorate.

(II) Nothing in this subsection (1) shall be construed as prohibiting an agency, department, board, division, bureau, commission, or council of the state or any political subdivision thereof from passing a resolution or taking a position of advocacy on any issue before the electorate.

(c) Nothing in this subsection (1) shall be construed as prohibiting a member or an employee of an agency, department, board, division, bureau, commission, or council of the state or any political subdivision thereof from expending personal funds, making contributions in kind, or using personal time to urge electors to vote in favor of or against any issue before the electorate.

Editor's note: This version of subsection (1) is effective January 1, 1989.

(2) The provisions of subsection (1) of this section shall not apply to:

(a) An official residence furnished or paid for by the state or a political subdivision;

(b) Security officers who are required to accompany a candidate or the candidate's family;

(c) Publicly owned motor vehicles provided for the use of the chief executive of the state or a political subdivision;

(d) Publicly owned aircraft provided for the use of the chief executive of the state or of a political subdivision or his family for security purposes; except that, if such use is, in whole or in part, for campaign purposes, the expenses relating to the campaign shall be reported and reimbursed pursuant to subsection (3) of this section.

(3) If any candidate who is also an incumbent inadvertently or unavoidably makes any expenditure which involves campaign expenses and official expenses, such expenditure shall be deemed a campaign expense only, unless the candidate, not more than ten working days after such expenditure, files with the appropriate officer such information as the secretary of state may by rule require in order to differentiate between campaign expenses and official expenses. Such information shall be set forth on a form provided by the appropriate officer. In the event that public moneys have been expended for campaign expenses and for official expenses, the candidate shall reimburse the state or political subdivision for the amount of money spent on campaign expenses.

1-45-117. Campaign funds - use restricted. No candidate or campaign treasurer shall use any contribution or contribution in kind received from any person for private purposes not reasonably related to influencing the passage or defeat of any issue or the nomination, retention, election, or defeat of any candidate or to voter registration or political education. Contributions not expended on behalf of the candidate's campaign, upon approval of the candidate or political committee, may be contributed to the county or state central committee of that candidate's political party or any other political committee on file with the secretary of state pursuant to section 1-45-106. Contributions not expended on behalf of a nonpartisan candidate's campaign, upon approval by the nonpartisan candidate or political committee, or contributions not expended on behalf of a political committee's campaign seeking to influence the passage or defeat of any issue, upon approval by said committee, may be contributed to any nonprofit or charitable organization or to the state or any political subdivision thereof, but not to any political party or candidate.

Editor's note: This section is effective until January 1, 1989.

1-45-117. Campaign funds - use restricted. No candidate or campaign treasurer shall use any contribution or contribution in kind received from any person for private purposes not reasonably related to influencing the passage or defeat of any issue or the nomination, retention, election, or defeat of any candidate or to voter registration or political education. Contributions not expended on behalf of the candidate's campaign, upon approval of the candidate or political committee, may be contributed to the county or state central committee of that candidate's political party or any other political committee on file with the appropriate officer pursuant to section 1-45-106. Contributions not expended on behalf of a nonpartisan candidate's campaign, upon approval by the nonpartisan candidate or political committee, or contributions not expended on behalf of a political committee's campaign seeking to influence the passage or defeat of any issue, upon approval by said committee, may be contributed to any nonprofit or charitable organization or to the state or any political subdivision thereof, but not to any political party or candidate.

Editor's note: This section is effective January 1, 1989.

1-45-118. Expenditures - political advertising - rates and charges. No candidate shall pay to any radio or television station, newspaper, periodical, or other supplier of materials or services a higher charge than that normally required for local commercial customers for comparable use of space or materials and services. Any such rate shall not be

rebated, directly or indirectly. Nothing in this section shall be construed to prevent an adjustment in rates related to frequency, volume, production costs, and agency fees if such adjustments are normal charges paid by other advertisers.

1-45-119. Encouraging withdrawal from campaign prohibited. No person shall pay, cause to be paid, or attempt to pay to any candidate or to any political committee any money or any other thing of value for the purpose of encouraging a candidate to withdraw his candidacy, nor shall any candidate offer to withdraw his candidacy in return for money or any other thing of value.

1-45-120. Applicability. (1) The provisions of this article shall apply to any elected office of any county in this state and shall apply to all municipalities, including any city and county, in this state; but any home rule municipality may adopt ordinances or charter provisions with respect to its local elections which are more stringent than any or all of the provisions contained in this article. Any home rule municipality which adopts such ordinances or charter provisions shall not be entitled to reimbursement pursuant to section 1-45-115.

(2) Failure to comply with the provisions of this article in any respect shall have no effect on the validity of any election, issue, statewide issue, or bonds issued pursuant to law; except that the penalty provided in section 1-45-121 for a candidate shall still apply.

1-45-121. Penalty - affirmative defense. (1) Any person who knowingly violates any provision of this article or who gives or accepts any contribution or contribution in kind required to be reported under section 1-45-108 in such a way as to hinder or prevent identification of the true donor commits a class 3 misdemeanor and shall be punished as provided in section 18-1-106, C.R.S. 1973. Any such person who conspires with another to violate any provision of this article and who is also a candidate shall, in addition, forfeit his right to assume the nomination or to take the oath for the office to which he may have been elected, unless he has already taken said oath, in which case the office shall be vacated. In the event the office to which the candidate has been elected is vacated, the vacancy to said office shall be filled as provided by law.

(2) It shall be an affirmative defense to prosecution under this article that the offender did not have actual knowledge of his responsibility under this article and was an uncompensated volunteer.

(3) The appropriate officer, after proper notification by certified mail, shall impose an additional penalty of not more than ten dollars per day for each day that a statement or

other information required to be filed by this article is not filed, and the date of filing shall be the date of the postmark if the report is mailed; except that the appropriate officer may excuse such penalty for bona fide personal exigencies. Revenues collected from penalties assessed by the secretary of state shall be deposited in the department of state cash fund created in section 24-21-104 (3), C.R.S.

(4) No person who has not fully complied with the provisions of this article shall be permitted to be a candidate for any public office in any subsequent election until the deficiencies have been corrected.

For Office Use Only

CANDIDATE AFFIDAVIT

(To be filed with appropriate officer within ten days after becoming a candidate)

To the Hon. _____
County Clerk, or Municipal Clerk

This is to Certify, that I _____
am a candidate for the office of _____

_____, County of _____,
Dist., County, City, Town or Special District

to be voted on at the _____ election to be held on
_____, 19 _____.

I further certify that I am familiar with the provisions of the "Campaign Reform Act of 1974" as contained in Article 45,
Chapter 1, Colorado Revised Statutes 1973 as amended.

Signature of Candidate

Address of Candidate (Zip)

STATE OF COLORADO)
) ss.
_____) County of _____

Before me, _____, an officer duly authorized to
administer oaths, in and for said State, personally appeared _____
whose name is subscribed to the foregoing Candidate Affidavit, and who being first duly sworn, upon oath says,
that the foregoing statements are true and that _____
acknowledges the execution of said instrument to be his free act and voluntary deed for the uses and purposes
therein set forth.

Subscribed and sworn to before me this _____ day of _____, 19 _____.

(SEAL)

(Officer administering oath)

My Commission Expires _____

For Office Use Only

COMMITTEE STATEMENT OF ORGANIZATION

This statement must be filed with appropriate officer no later than fifteen days after opening a bank account.

1. Name of Committee _____
Print

Address _____
Number Street City State Zip

2. List the name, address and telephone number of the treasurer.

Name (Print) Home Business Address Zip Tel. No.

3. If the committee supports a single candidate, identify the candidate.

Name: _____ Office Sought _____ Dist. _____

4. If the committee supports or opposes an issue, identify the issue.

Support () Oppose ()

Name of County, City or District in which issue is being voted _____

_____ Date of Election _____

5. State any other purpose of the committee.

Dated: _____

Signature of Treasurer

For Office Use Only

REPORT OF CONTRIBUTIONS AND EXPENDITURES

(1) _____ (Name of Candidate and/or Political Committee)	Office Sought _____ Dist. # (if Applicable) _____ OR Issue _____ Year of Election _____
(2) _____ (Address -- Number and Street)	
_____ (City. State Zip Code)	
(3) _____ (Name of Bank)	
_____ (Address -- Number & Street City State Zip)	

TYPE OF REPORT
(Check appropriate box)

<input type="checkbox"/> _____ (TYPE OF ELECTION)	<input type="checkbox"/> _____ (DATE OF ELECTION)	<input type="checkbox"/> Annual Up-date _____ date
<input type="checkbox"/> _____ 19____ (Pre-election)	<input type="checkbox"/> _____ 19____ (Post-election)	<input type="checkbox"/> Termination _____ date

SUMMARY OF CONTRIBUTIONS & EXPENDITURES

Period Covered, _____ through _____
(date) (date)

	This Reporting Period	Calendar Year-to Date
SECTION A -- CONTRIBUTIONS		
(4) Total Contributions (From line 10)	\$	\$
SECTION B -- EXPENDITURES		
(5) Total Expenditures (From line 16)	\$	\$
SECTION C -- LOANS		
(6) Funds Secured by Loans this reporting period (From line 26)	\$	
(7) Loan Repayments this reporting period (From line 27)	\$	

I certify that I have examined this report and to the best of my knowledge and belief it is true, correct and complete.

TREASURER _____ HOME/BUSINESS ADDRESS _____
(Number Street)

TELEPHONE NUMBER _____
(City State Zip)

(Signature of Treasurer)

(Date)

ITEMIZATION OF CONTRIBUTIONS & EXPENDITURES

CONTRIBUTIONS	(8) CONTRIBUTIONS: List the name and address of each person who made an aggregate contribution in excess of \$25. (Use additional pages as necessary)			
	NAME	ADDRESS <small>(Number, Street, city & state)</small>	DATE	AMOUNT
	_____	_____	_____	\$ _____
	_____	_____	_____	\$ _____
	_____	_____	_____	\$ _____
	_____	_____	_____	\$ _____
	TOTAL ITEMIZED CONTRIBUTIONS			\$ _____
	(9) Total non-itemized Contributions (Currency & Check)			\$ _____
	(10) TOTAL CONTRIBUTIONS THIS REPORT (Total from lines 8 & 9)			\$ _____
	(11) CONTRIBUTIONS IN-KIND: List the name and address of each person who made an aggregate contribution in-kind in excess of \$100.			
NAME	ADDRESS <small>(Number, Street, city & state)</small>	DATE	AMOUNT	
_____	_____	_____	\$ _____	
_____	_____	_____	\$ _____	
TOTAL ITEMIZED CONTRIBUTIONS IN-KIND			\$ _____	
(12) Total non-itemized contributions in-kind			\$ _____	
(13) TOTAL CONTRIBUTIONS IN-KIND (Total lines 11 & 12)			\$ _____	

EXPENDITURES	(14) EXPENDITURES: Name and address of each person to whom expenditures have been made by or on behalf of the Candidate or Committee in excess of \$25. (Use additional pages as needed)				
	NAME	ADDRESS <small>(Number, Street, city & state)</small>	AMOUNT	DATE	PURPOSE
	_____	_____	\$ _____	_____	_____
	_____	_____	\$ _____	_____	_____
	_____	_____	\$ _____	_____	_____
	TOTAL ITEMIZED EXPENDITURES		\$ _____		
(15) Total non-itemized Expenditures		\$ _____			
(16) TOTAL EXPENDITURES THIS REPORT (Total lines 14 & 15)		\$ _____			

(17) BEGINNING BALANCE FOR REPORTING PERIOD	\$ _____	(from line 24 previous report)
(18) TOTAL CONTRIBUTIONS (line 10)	\$ _____	
(19) FUNDS RECEIVED FROM LOANS THIS REPORTING PERIOD (line 26)	\$ _____	
(20) _____ SUB-TOTAL (Add line 17, 18 & 19)	\$ _____	
(21) TOTAL EXPENDITURES (line 16)	\$ _____	
(22) LOAN RE-PAYMENTS THIS REPORTING PERIOD (line 27)	\$ _____	
(23) _____ SUB-TOTAL (Add lines 21 & 22)	\$ _____	
(24) ENDING BALANCE FOR REPORTING PERIOD (Subtract line 23 from line 20)	\$ _____	

LOANS	(25)	NAME OF CREDITOR	AMOUNT	DATE	INTEREST	PAYMENT THIS REPORT PERIOD	CUMULATIVE PAYMENT TO DATE	OUTSTANDING BALANCE AT CLOSE OF THIS REPORTING PERIOD
	_____	\$ _____	_____	_____	_____	\$ _____	\$ _____	\$ _____
	_____	\$ _____	_____	_____	_____	\$ _____	\$ _____	\$ _____
	_____	\$ _____	_____	_____	_____	\$ _____	\$ _____	\$ _____
	_____	\$ _____	_____	_____	_____	\$ _____	\$ _____	\$ _____

(26) TOTAL LOANS RECEIVED THIS REPORTING PERIOD \$ _____

(27) TOTAL LOAN RE-PAYMENTS THIS REPORTING PERIOD \$ _____

For Office Use Only

REPORT OF CONTRIBUTIONS AND EXPENDITURES

(1) _____ (Name of Candidate and/or Political Committee)	Office Sought _____ Dist. # (if Applicable) _____ OR Issue _____ Year of Election _____
(2) _____ (Address — Number and Street)	
_____ (City, State Zip Code)	
(3) _____ (Name of Bank)	
_____ (Address — Number & Street City State Zip)	

TYPE OF REPORT
(Check appropriate box)

- | | | |
|---|--|---|
| <input type="checkbox"/> _____
(TYPE OF ELECTION) | <input type="checkbox"/> _____
(DATE OF ELECTION) | <input type="checkbox"/> Annual Up-date _____
date |
| <input type="checkbox"/> _____ 19____
(Pre-election) | <input type="checkbox"/> _____ 19____
(Post-election) | <input type="checkbox"/> Termination _____
date |

SUMMARY OF CONTRIBUTIONS & EXPENDITURES

Period Covered, _____ through _____
(date) (date)

	This Reporting Period	Calendar Year-to Date
SECTION A — CONTRIBUTIONS		
(4) Total Contributions (From line 10)	\$	\$
SECTION B — EXPENDITURES		
(5) Total Expenditures (From line 16)	\$	\$
SECTION C — LOANS		
(6) Funds Secured by Loans this reporting period (From line 26)	\$	
(7) Loan Repayments this reporting period (From line 27)	\$	

I certify that I have examined this report and to the best of my knowledge and belief it is true, correct and complete.

TREASURER _____ HOME BUSINESS ADDRESS _____
(Number Street)

TELEPHONE NUMBER _____
(City State Zip)

(Signature of Treasurer)

(Date)

ITEMIZATION OF CONTRIBUTIONS & EXPENDITURES

CONTRIBUTIONS	(8) CONTRIBUTIONS: List the name and address of each person who made an aggregate contribution in excess of \$25. (Use additional pages as necessary)						
	NAME	ADDRESS <small>(Number, Street, city & state)</small>	DATE	AMOUNT			
	_____	_____	_____	\$ _____			
	_____	_____	_____	\$ _____			
	_____	_____	_____	\$ _____			
	_____	_____	_____	\$ _____			
	TOTAL ITEMIZED CONTRIBUTIONS			\$ _____			
	(9) Total non-itemized Contributions (Currency & Check)			\$ _____			
	(10) TOTAL CONTRIBUTIONS THIS REPORT (Total from lines 8 & 9)			\$ _____			
	(11) CONTRIBUTIONS IN-KIND: List the name and address of each person who made an aggregate contribution in-kind in excess of \$100.						
	NAME	ADDRESS <small>(Number, Street, city & state)</small>	DATE	AMOUNT			
	_____	_____	_____	\$ _____			
	_____	_____	_____	\$ _____			
	TOTAL ITEMIZED CONTRIBUTIONS IN-KIND			\$ _____			
	(12) Total non-itemized contributions in-kind			\$ _____			
(13) TOTAL CONTRIBUTIONS IN-KIND (Total lines 11 & 12)			\$ _____				
EXPENDITURES	(14) EXPENDITURES: Name and address of each person to whom expenditures have been made by or on behalf of the Candidate or Committee in excess of \$25. (Use additional pages as needed)						
	NAME	ADDRESS <small>(Number, Street, city & state)</small>	AMOUNT	DATE	PURPOSE		
	_____	_____	\$ _____	_____	_____		
	_____	_____	\$ _____	_____	_____		
	_____	_____	\$ _____	_____	_____		
	TOTAL ITEMIZED EXPENDITURES			\$ _____			
(15) Total non-itemized Expenditures			\$ _____				
(16) TOTAL EXPENDITURES THIS REPORT (Total lines 14 & 15)			\$ _____				
(17) BEGINNING BALANCE FOR REPORTING PERIOD				\$ _____ (from line 24 previous report)			
(18) TOTAL CONTRIBUTIONS (line 10)				\$ _____			
(19) FUNDS RECEIVED FROM LOANS THIS REPORTING PERIOD (line 26)				\$ _____			
(20) _____ SUB-TOTAL (Add line 17, 18 & 19)			\$ _____				
(21) TOTAL EXPENDITURES (line 16)				\$ _____			
(22) LOAN RE-PAYMENTS THIS REPORTING PERIOD (line 27)				\$ _____			
(23) _____ SUB-TOTAL (Add lines 21 & 22)			\$ _____				
(24) ENDING BALANCE FOR REPORTING PERIOD (Subtract line 23 from line 20)				\$ _____			
LOANS	(25)						
	NAME OF CREDITOR	AMOUNT	DATE	INTEREST	PAYMENT THIS REPORT PERIOD	CUMULATIVE PAYMENT TO DATE	OUTSTANDING BALANCE AT CLOSE OF THIS REPORTING PERIOD
	_____	\$ _____	_____	_____	\$ _____	\$ _____	\$ _____
	_____	\$ _____	_____	_____	\$ _____	\$ _____	\$ _____
	_____	\$ _____	_____	_____	\$ _____	\$ _____	\$ _____
_____	\$ _____	_____	_____	\$ _____	\$ _____	\$ _____	

(26) TOTAL LOANS RECEIVED THIS REPORTING PERIOD \$ _____

(27) TOTAL LOAN RE-PAYMENTS THIS REPORTING PERIOD \$ _____

For Office Use Only

REPORT OF CONTRIBUTIONS AND EXPENDITURES

(1) _____ (Name of Candidate and/or Political Committee)	Office Sought _____
(2) _____ (Address — Number and Street)	Dist. # (if Applicable) _____ OR
_____ (City. State Zip Code)	Issue _____
(3) _____ (Name of Bank)	Year of Election _____
_____ (Address — Number & Street City State Zip)	

TYPE OF REPORT
(Check appropriate box)

<input type="checkbox"/> _____ (TYPE OF ELECTION)	<input type="checkbox"/> _____ (DATE OF ELECTION)	<input type="checkbox"/> Annual Up-date _____ date
<input type="checkbox"/> _____ 19____ (Pre-election)	<input type="checkbox"/> _____ 19____ (Post-election)	<input type="checkbox"/> Termination _____ date

SUMMARY OF CONTRIBUTIONS & EXPENDITURES

Period Covered. _____ through _____
(date) (date)

	This Reporting Period	Calendar Year-to-Date
SECTION A — CONTRIBUTIONS		
(4) Total Contributions (From line 10)	\$	\$
SECTION B — EXPENDITURES		
(5) Total Expenditures (From line 16)	\$	\$
SECTION C — LOANS		
(6) Funds Secured by Loans this reporting period (From line 26)	\$	
(7) Loan Repayments this reporting period (From line 27)	\$	

I certify that I have examined this report and to the best of my knowledge and belief it is true, correct and complete.

TREASURER _____ HOME BUSINESS ADDRESS _____
(Number Street)

TELEPHONE NUMBER _____
(City State Zip)

(Signature of Treasurer)

(Date)

ITEMIZATION OF CONTRIBUTIONS & EXPENDITURES

(8) CONTRIBUTIONS: List the name and address of each person who made an aggregate contribution in excess of \$25. (Use additional pages as necessary)

CONTRIBUTIONS

NAME	ADDRESS <small>(Number, Street, city & state)</small>	DATE	AMOUNT
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

TOTAL ITEMIZED CONTRIBUTIONS \$ _____

(9) Total non-itemized Contributions (Currency & Check) \$ _____

(10) TOTAL CONTRIBUTIONS THIS REPORT (Total from lines 8 & 9) \$ _____

(11) CONTRIBUTIONS IN-KIND: List the name and address of each person who made an aggregate contribution in-kind in excess of \$100.

NAME	ADDRESS <small>(Number, Street, city & state)</small>	DATE	AMOUNT
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

TOTAL ITEMIZED CONTRIBUTIONS IN-KIND \$ _____

(12) Total non-itemized contributions in-kind \$ _____

(13) TOTAL CONTRIBUTIONS IN-KIND (Total lines 11 & 12) \$ _____

(14) EXPENDITURES: Name and address of each person to whom expenditures have been made by or on behalf of the Candidate or Committee in excess of \$25. (Use additional pages as needed)

EXPENDITURES

NAME	ADDRESS <small>(Number, Street, city & state)</small>	AMOUNT	DATE	PURPOSE
_____	_____	\$ _____	_____	_____
_____	_____	\$ _____	_____	_____
_____	_____	\$ _____	_____	_____

TOTAL ITEMIZED EXPENDITURES \$ _____

(15) Total non-itemized Expenditures \$ _____

(16) TOTAL EXPENDITURES THIS REPORT (Total lines 14 & 15) \$ _____

(17) BEGINNING BALANCE FOR REPORTING PERIOD	\$ _____	(from line 24 previous report)
(18) TOTAL CONTRIBUTIONS (line 10)	\$ _____	
(19) FUNDS RECEIVED FROM LOANS THIS REPORTING PERIOD (line 26)	\$ _____	
(20) _____ SUB-TOTAL (Add line 17, 18 & 19)	\$ _____	
(21) TOTAL EXPENDITURES (line 16)	\$ _____	
(22) LOAN RE-PAYMENTS THIS REPORTING PERIOD (line 27)	\$ _____	
(23) _____ SUB-TOTAL (Add lines 21 & 22)	\$ _____	
(24) ENDING BALANCE FOR REPORTING PERIOD (Subtract line 23 from line 20)	\$ _____	

LOANS

(25) NAME OF CREDITOR	AMOUNT	DATE	INTEREST	PAYMENT THIS REPORT PERIOD	CUMULATIVE PAYMENT TO DATE	OUTSTANDING BALANCE AT CLOSE OF THIS REPORTING PERIOD
_____	\$ _____	_____	_____	\$ _____	\$ _____	\$ _____
_____	\$ _____	_____	_____	\$ _____	\$ _____	\$ _____
_____	\$ _____	_____	_____	\$ _____	\$ _____	\$ _____
_____	\$ _____	_____	_____	\$ _____	\$ _____	\$ _____

(26) TOTAL LOANS RECEIVED THIS REPORTING PERIOD \$ _____

(27) TOTAL LOAN RE-PAYMENTS THIS REPORTING PERIOD \$ _____

For Office Use Only

REPORT OF CONTRIBUTIONS AND EXPENDITURES

(1) _____ (Name of Candidate and/or Political Committee)	Office Sought _____
(2) _____ (Address — Number and Street)	Dist. # (if Applicable) _____ OR
_____ (City. State Zip Code)	Issue _____
(3) _____ (Name of Bank)	Year of Election _____
_____ (Address — Number & Street City State Zip)	

TYPE OF REPORT
(Check appropriate box)

<input type="checkbox"/> _____ (TYPE OF ELECTION)	<input type="checkbox"/> _____ (DATE OF ELECTION)	<input type="checkbox"/> Annual Up-date _____ date
<input type="checkbox"/> _____ 19____ (Pre-election)	<input type="checkbox"/> _____ 19____ (Post-election)	<input type="checkbox"/> Termination _____ date

SUMMARY OF CONTRIBUTIONS & EXPENDITURES

Period Covered. _____ through _____
(date) (date)

	This Reporting Period	Calendar Year-to-Date
SECTION A — CONTRIBUTIONS		
(4) Total Contributions (From line 10)	\$	\$
SECTION B — EXPENDITURES		
(5) Total Expenditures (From line 16)	\$	\$
SECTION C — LOANS		
(6) Funds Secured by Loans this reporting period (From line 26)	\$	
(7) Loan Repayments this reporting period (From line 27)	\$	

I certify that I have examined this report and to the best of my knowledge and belief it is true, correct and complete.

TREASURER _____ HOME BUSINESS ADDRESS _____
(Number Street)

TELEPHONE NUMBER _____
(City State Zip)

(Signature of Treasurer) _____
(Date)

ITEMIZATION OF CONTRIBUTIONS & EXPENDITURES

CONTRIBUTIONS	(8) CONTRIBUTIONS: List the name and address of each person who made an aggregate contribution in excess of \$25. (Use additional pages as necessary)							
		NAME	ADDRESS <small>(Number, Street, city & state)</small>	DATE		AMOUNT		
		_____	_____	_____		\$ _____		
		_____	_____	_____		\$ _____		
		_____	_____	_____		\$ _____		
		_____	_____	_____		\$ _____		
		TOTAL ITEMIZED CONTRIBUTIONS					\$ _____	
		(9) Total non-itemized Contributions (Currency & Check)					\$ _____	
		(10) TOTAL CONTRIBUTIONS THIS REPORT (Total from lines 8 & 9)					\$ _____	
		(11) CONTRIBUTIONS IN-KIND: List the name and address of each person who made an aggregate contribution in-kind in excess of \$100.						
		NAME	ADDRESS <small>(Number, Street, city & state)</small>	DATE		AMOUNT		
		_____	_____	_____		\$ _____		
		_____	_____	_____		\$ _____		
		TOTAL ITEMIZED CONTRIBUTIONS IN-KIND					\$ _____	
	(12) Total non-itemized contributions in-kind					\$ _____		
	(13) TOTAL CONTRIBUTIONS IN-KIND (Total lines 11 & 12)					\$ _____		
EXPENDITURES	(14) EXPENDITURES: Name and address of each person to whom expenditures have been made by or on behalf of the Candidate or Committee in excess of \$25. (Use additional pages as needed)							
		NAME	ADDRESS <small>(Number, Street, city & state)</small>	AMOUNT	DATE		PURPOSE	
		_____	_____	\$ _____	_____	_____	_____	
		_____	_____	\$ _____	_____	_____	_____	
		_____	_____	\$ _____	_____	_____	_____	
	TOTAL ITEMIZED EXPENDITURES					\$ _____		
	(15) Total non-itemized Expenditures					\$ _____		
	(16) TOTAL EXPENDITURES THIS REPORT (Total lines 14 & 15)					\$ _____		
	(17) BEGINNING BALANCE FOR REPORTING PERIOD	\$ _____	(from line 24 previous report)					
	(18) TOTAL CONTRIBUTIONS (line 10)	\$ _____						
	(19) FUNDS RECEIVED FROM LOANS THIS REPORTING PERIOD (line 26)	\$ _____						
	(20) _____ SUB-TOTAL (Add line 17, 18 & 19)	\$ _____	\$ _____					
	(21) TOTAL EXPENDITURES (line 16)	\$ _____						
	(22) LOAN RE-PAYMENTS THIS REPORTING PERIOD (line 27)	\$ _____						
	(23) _____ SUB-TOTAL (Add lines 21 & 22)	\$ _____	\$ _____					
	(24) ENDING BALANCE FOR REPORTING PERIOD (Subtract line 23 from line 20)	\$ _____	\$ _____					
LOANS	(25)	NAME OF CREDITOR	AMOUNT	DATE	INTEREST	PAYMENT THIS REPORT PERIOD	CUMULATIVE PAYMENT TO DATE	OUTSTANDING BALANCE AT CLOSE OF THIS REPORTING PERIOD
		_____	\$ _____	_____	_____	\$ _____	\$ _____	\$ _____
		_____	\$ _____	_____	_____	\$ _____	\$ _____	\$ _____
		_____	\$ _____	_____	_____	\$ _____	\$ _____	\$ _____
		_____	\$ _____	_____	_____	\$ _____	\$ _____	\$ _____

(26) TOTAL LOANS RECEIVED THIS REPORTING PERIOD \$ _____

(27) TOTAL LOAN RE-PAYMENTS THIS REPORTING PERIOD \$ _____

REPORT OF EXPENDITURES BY CANDIDATE

THIS FORM CAN ONLY BE USED BY A CANDIDATE WHO HAS NOT ACCEPTED ANY CONTRIBUTIONS OR CONTRIBUTIONS IN-KIND FROM OTHER PERSONS AND WHO HAS EXPENDED ONLY HIS OWN FUNDS ON HIS BEHALF

CANDIDATE NAME _____
- (Please Print or Type Name)

OFFICE SOUGHT _____

RESIDENCE ADDRESS _____
(Street & Number)

DIST NO. _____

(City State Zip)

ELECTION YEAR

BUSINESS PHONE _____ RESIDENCE PHONE _____

TYPE OF REPORT
(Check Appropriate Box)

_____ 19__

_____ 19__

_____ 19__

_____ 19__

I HAVE RECEIVED NO CONTRIBUTIONS PURSUANT TO C.R.S. 1-45-103(4)(5)

EXPENDITURES : List the name and address of each person to whom expenditures have been made by the candidate in excess of \$25.

NAME	ADDRESS (number, street, city & state)	AMOUNT	DATE	PURPOSE
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

TOTAL ITEMIZED EXPENDITURES \$ _____

TOTAL NON-ITEMIZED EXPENDITURES \$ _____

TOTAL EXPENDITURES THIS REPORT \$ _____

TOTAL EXPENDITURES TO-DATE \$ _____

I CERTIFY THAT I have examined this report and to the best of my knowledge and belief it is true, correct and complete

CANDIDATE SIGNATURE

DATE

REPORT OF EXPENDITURES BY CANDIDATE

THIS FORM CAN ONLY BE USED BY A CANDIDATE WHO HAS NOT ACCEPTED ANY CONTRIBUTIONS OR CONTRIBUTIONS IN-KIND FROM OTHER PERSONS AND WHO HAS EXPENDED ONLY HIS OWN FUNDS ON HIS BEHALF

CANDIDATE NAME _____ (Please Print or Type Name)

OFFICE SOUGHT _____

RESIDENCE ADDRESS _____ (Street & Number)

DIST NO. _____

(City State Zip)

ELECTION YEAR _____

BUSINESS PHONE _____ RESIDENCE PHONE _____

TYPE OF REPORT (Check Appropriate Box)

_____ 19__

_____ 19__

_____ 19__

_____ 19__

I HAVE RECEIVED NO CONTRIBUTIONS PURSUANT TO C.R.S. 1-45-103(4)(5)

EXPENDITURES : List the name and address of each person to whom expenditures have been made by the candidate in excess of \$25.

NAME	ADDRESS (number, street, city & state)	AMOUNT	DATE	PURPOSE
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

TOTAL ITEMIZED EXPENDITURES \$ _____

TOTAL NON-ITEMIZED EXPENDITURES \$ _____

TOTAL EXPENDITURES THIS REPORT \$ _____

TOTAL EXPENDITURES TO-DATE \$ _____

I CERTIFY THAT I have examined this report and to the best of my knowledge and belief it is true, correct and complete

CANDIDATE SIGNATURE _____

DATE _____

REPORT OF EXPENDITURES BY CANDIDATE

THIS FORM CAN ONLY BE USED BY A CANDIDATE WHO HAS NOT ACCEPTED ANY CONTRIBUTIONS OR CONTRIBUTIONS IN-KIND FROM OTHER PERSONS AND WHO HAS EXPENDED ONLY HIS OWN FUNDS ON HIS BEHALF

CANDIDATE NAME _____
- (Please Print or Type Name)

OFFICE SOUGHT _____

RESIDENCE ADDRESS _____
(Street & Number)

DIST NO. _____

(City _____ State _____ Zip)

ELECTION YEAR _____

BUSINESS PHONE _____ RESIDENCE PHONE _____

TYPE OF REPORT
(Check Appropriate Box)

_____ 19__

_____ 19__

_____ 19__

_____ 19__

I HAVE RECEIVED NO CONTRIBUTIONS PURSUANT TO C.R.S. 1-45-103(4)(5)

EXPENDITURES : List the name and address of each person to whom expenditures have been made by the candidate in excess of \$25.

NAME	ADDRESS (number, street, city & state)	AMOUNT	DATE	PURPOSE
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

TOTAL ITEMIZED EXPENDITURES \$ _____

TOTAL NON-ITEMIZED EXPENDITURES \$ _____

TOTAL EXPENDITURES THIS REPORT \$ _____

TOTAL EXPENDITURES TO-DATE \$ _____

I CERTIFY THAT I have examined this report and to the best of my knowledge and belief it is true, correct and complete

CANDIDATE SIGNATURE _____

DATE _____

REPORT OF EXPENDITURES BY CANDIDATE

THIS FORM CAN ONLY BE USED BY A CANDIDATE WHO HAS NOT ACCEPTED ANY CONTRIBUTIONS OR CONTRIBUTIONS IN-KIND FROM OTHER PERSONS AND WHO HAS EXPENDED ONLY HIS OWN FUNDS ON HIS BEHALF

CANDIDATE NAME _____ (Please Print or Type Name)

OFFICE SOUGHT _____

RESIDENCE ADDRESS _____ (Street & Number)

DIST NO. _____

(City State Zip)

ELECTION YEAR _____

BUSINESS PHONE _____ RESIDENCE PHONE _____

TYPE OF REPORT (Check Appropriate Box)

_____ 19__

_____ 19__

_____ 19__

_____ 19__

I HAVE RECEIVED NO CONTRIBUTIONS PURSUANT TO C.R.S. 1-45-103(4)(5)

EXPENDITURES : List the name and address of each person to whom expenditures have been made by the candidate in excess of \$25.

NAME	ADDRESS (number, street, city & state)	AMOUNT	DATE	PURPOSE
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

TOTAL ITEMIZED EXPENDITURES \$ _____

TOTAL NON-ITEMIZED EXPENDITURES \$ _____

TOTAL EXPENDITURES THIS REPORT \$ _____

TOTAL EXPENDITURES TO-DATE \$ _____

I CERTIFY THAT I have examined this report and to the best of my knowledge and belief it is true, correct and complete

CANDIDATE SIGNATURE _____

DATE _____

CRA-40C

CANDIDATE REIMBURSEMENT EXPENDITURE REPORT
(To be filed by a candidate who is also an Incumbent)

CANDIDATE NAME _____
(Please Print or Type)

CANDIDATE ADDRESS _____
Street Number City Zip

C.R.S. 1-45-116(3) - If any candidate who is also an Incumbent inadvertently or unavoidably makes any expenditure which involves campaign expenses and official expenses, such expenditure shall be deemed a campaign expense only, unless the candidate, not more than ten working days after such expenditure, files with the appropriate officer such information as the secretary of state may by rule require in order to differentiate between campaign expenses and official expenses.

Date of Expenditure or Occasion	Original Purpose of Occasion	Amt of Public Monies Exp. Official Exp.	Amt of Campaign Monies Exp. Campaign Exp.	Total Reimb	Date of Reimb
TOTALS					

LIST ANY ADDITIONAL INFORMATION YOU MAY DESIRE TO DISCLOSE IN REGARDS TO THIS REPORT.

I CERTIFY THAT I have examined this report and to the best of my knowledge and belief it is true, correct and complete.

CANDIDATE SIGNATURE

DATE

CANDIDATE REIMBURSEMENT EXPENDITURE REPORT
 (To be filed by a candidate who is also an Incumbent)

CANDIDATE NAME _____
 (Please Print or Type)

CANDIDATE ADDRESS _____
 Street Number City Zip

C.R.S. 1-45-116(3) - If any candidate who is also an Incumbent inadvertently or unavoidably makes any expenditure which involves campaign expenses and official expenses, such expenditure shall be deemed a campaign expense only, unless the candidate, not more than ten working days after such expenditure, files with the appropriate officer such information as the secretary of state may by rule require in order to differentiate between campaign expenses and official expenses.

Date of Expenditure or Occasion	Original Purpose of Occasion	Amt of Public Monies Exp. Official Exp.	Amt of Campaign Monies Exp. Campaign Exp.	Total Reimb	Date of Reimb
TOTALS					

LIST ANY ADDITIONAL INFORMATION YOU MAY DESIRE TO DISCLOSE IN REGARDS TO THIS REPORT.

I CERTIFY THAT I have examined this report and to the best of my knowledge and belief it is true, correct and complete.

 CANDIDATE SIGNATURE

 DATE

For Office Use Only

EXPENDITURE BY A PERSON TO OTHER THAN CANDIDATES OR POLITICAL COMMITTEE (Aggregate amount exceeding \$100)

Election _____

Date of Election _____

REPORT IDENTITY

(A) Periodic Report Due:

Pre Election 11 days before the election

Post Election 30 days after the election

The "closing date" is five days before the above dates.

Note: Not less than eleven days before an election and not more than thirty days after the day of an election, completed report to be filed with appropriate officer.

Expenditures over \$25 list:

Table with 5 columns: Name, Address (Number, street, city & state), Date, Amount, Purpose. Includes 5 rows for data entry.

Total sum of expenditures made in support of or in opposition to:

Candidate _____ Support () Oppose ()

Issue _____ Support () Oppose ()

Total Expenditures \$ _____

Date _____

Name _____

Address _____

Zip

_____ Sign

For Office Use Only

REPORT OF MAJOR CONTRIBUTOR

Note: Campaign treasurer shall file reports* on any contribution or contribution in kind in excess of five hundred dollars (\$500) received by the candidate at any time within sixteen days preceding the election.

<u>Name</u>	<u>Address</u> (Number, street, city & state)	<u>Amount</u>	<u>*Date</u>
_____	_____	\$ _____	_____
_____	_____	\$ _____	_____
_____	_____	\$ _____	_____
_____	_____	\$ _____	_____
_____	_____	\$ _____	_____
_____	_____	\$ _____	_____

*Report to be filed or postmarked no later than forty-eight hours after receipt of said contribution.

Issue _____ For Against

Candidate _____ Office _____ Dist. _____

Date _____ Treasurer _____
Print

Sign

For Office Use Only

HONORARIUM REPORT
(due Jan. 15th of each year)

NAME _____

_____ number street city State zip

OFFICE _____ DIST. _____

C.R.S. 1973, 1-45-108(2) — Any incumbent, in or elected candidate to, as defined in section 1-45-103(3), public office who receives any contribution or contribution in kind from any other person, the purpose of which is to compensate him for his public services or help him defray his expenses incident thereto but which are not covered by official compensation, shall file with the appropriate officer on or before January 15 of each year a supplemental report for the preceding calendar year.

CONTRIBUTIONS: List the name and address of each person (individual, corporation, organization, association) who made a contribution or contribution in kind to compensate the elected candidate or incumbent for public services or to help defray expenses which are not covered by official compensation.

Date	Contributor Name & Address	Amount of Contribution	Expenditure To Whom & Purpose	Amount
_____	_____	\$ _____	_____	\$ _____
_____	_____	\$ _____	_____	\$ _____
_____	_____	\$ _____	_____	\$ _____
_____	_____	\$ _____	_____	\$ _____
_____	_____	\$ _____	_____	\$ _____
_____	_____	\$ _____	_____	\$ _____
TOTALS		\$ _____		\$ _____

Signature of Office-holder Date

"STATE AND POLITICAL SUBDIVISION - BEWARE!"

It is prohibited that an agency, department, board, division, bureau, commission, or council of the state or any political subdivision thereof make any contribution or contribution in kind to an individual seeking public office; nor shall any such entity expend public moneys of any kind to urge the electors to vote in support of or opposition to any issue. However a member or employee of any such entity who has policy-making responsibilities may expend no more than \$50 of public moneys in the form of letter, telephone call or other activities which would make him/her available to the press or the general public on response to any such issue or to express his/her opinion on any such issue.

An agency, department, board, division, bureau, commission, or council of the state or any political subdivision may expend public moneys or make contributions in kind to dispense a fair and balance information publication on any issue of official concern before the electorate. If you need a legal interpretation of "fair and balance" or "official concern", consult your legal representative. The secretary of state's office does not provide legal interpretations.

Neither is it prohibited for an agency, department, board, division, bureau, commission, or council of the state or any political subdivision to pass a resolution or take a position of advocacy on any issue. A member or employee of the aforementioned entities may expend personal funds, make contributions in kind or use personal time to urge electors to vote in support of or opposition to any issue before the electorate.

Disclosure should be done on a CRA-5 and filed with the appropriate officer 11 days before an election or 30 days after an election.

Money that is expended to dispense a fair and balanced information publication should be disclosed to the appropriate officer, 11 days before an election and 30 days after (see C.R.S. 1-45-110). If any member or employee of an agency, department, board, division, bureau, commission, or council of the state or any political subdivision who makes any expenditure directly or indirectly in an aggregate amount exceeding one hundred dollars in support of or opposition to any issue, other than by contribution or contribution in kind to a political committee directly, is required to file accordingly (see C.R.S. 1-45-110).

1-45-116. State and political subdivisions - limitations on contributions. (1) (a) No agency, department, board, division, bureau, commission, or council of the state or any political subdivision thereof shall make any contribution or contribution in kind in campaigns involving the nomination, retention, or election of any person to any public office, nor shall any such entity expend any public moneys from any source, or make any contributions in kind, to urge electors to vote in favor of or against any issue before the electorate. However, a member or employee of any such agency, department, board, division, bureau, commission, or council who has policy-making responsibilities may expend not more than fifty dollars of public moneys in the form of letters, telephone calls, or other activities incidental to making himself available to the press or the public for the purpose of responding to questions about any such issue or to express his opinion on any such issue.

(a) An official residence furnished or paid for by the state or a political subdivision;

(b) Security officers who are required to accompany a candidate or the candidate's family;

(c) Publicly owned motor vehicles provided for the use of the chief executive of the state or a political subdivision;

(d) Publicly owned aircraft provided for the use of the chief executive of the state or of a political subdivision or his family for security purposes; except that, if such use is, in whole or in part, for campaign purposes, the expenses relating to the campaign shall be reported and reimbursed pursuant to subsection (3) of this section.

(3) If any candidate who is also an incumbent inadvertently or unavoidably makes any expenditure which involves campaign expenses and official expenses, such expenditure shall be deemed a campaign expense only, unless the candidate, not more than ten working days after such expenditure, files with the appropriate officer such information as the secretary of state may by rule require in order to differentiate between campaign expenses and official expenses. Such information shall be set forth on a form provided by the appropriate officer. In the event that public moneys have been expended for campaign expenses and for official expenses, the candidate shall reimburse the state or political subdivision for the amount of money spent on campaign expenses.

(b) (I) Nothing in this subsection (1) shall be construed as prohibiting an agency, department, board, division, bureau, commission, or council of the state or any political subdivision thereof from expending public moneys or making contributions in kind to dispense fair and balanced information on any issue of official concern before the electorate.

(II) Nothing in this subsection (1) shall be construed as prohibiting an agency, department, board, division, bureau, commission, or council of the state or any political subdivision thereof from passing a resolution or taking a position of advocacy on any issue before the electorate.

(c) Nothing in this subsection (1) shall be construed as prohibiting a member or an employee of an agency, department, board, division, bureau, commission, or council of the state or any political subdivision thereof from expending personal funds, making contributions in kind, or using personal time to urge electors to vote in favor of or against any issue before the electorate.

(2) The provisions of subsection (1) of this section shall not apply to: