



2022 ELBERT COUNTY CANDIDATE INFORMATION

Elbert County Elections Office

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NOTICE

This manual was created for reference and training purposes only and should not be used as a substitute for legal advice. It is the candidate's responsibility to obtain the actual knowledge of the campaign finance laws and regulations.

TIMELINES

Timelines listed in this document are correct as listed in the 2022 Secretary of State Election Calendar, which can be found on the Colorado Secretary of State's website. Candidates are strongly urged to refer to the Colorado Revised Statutes and the Secretary of State's Rules or consult legal counsel regarding specific questions and timelines addressed in this document.

Running for State Office

If you are considering running for a statewide office (i.e. Governor, Secretary of State, Treasurer, etc.), State House or Senate seat in the General Assembly, judge or District Attorney, please contact your political party and/or the Colorado Secretary of State.

Colorado Secretary of State	www.sos.state.co.us	303-894-2200
State Court Administrator	www.courts.state.co.us	303-861-1111
Colorado Democratic Party	coloradodems.org	303-623-4762
Colorado Republican Party	www.cologop.org	303-758-3333

If you are seeking information related to a County or District Court Judge, contact the Secretary of State or the office of the State Court Administrator, as indicated above.

Running For City / Municipal Offices

Please contact your local municipal clerk.

Running For School District

Please contact your School District's Designated Election Official.

Running For Special Districts

Please contact your Special District's Designated Election Official.

Running for County Office

Qualifications and Duties

If you are considering running for public office, you may first want to ensure that you are qualified to hold the office you seek and are familiar with the duties of the office. You may view and print candidate requirements and office responsibilities/duties from www.lexisnexis.com/hottopics/Colorado/.

Any Public Office	Colorado Revised Statutes Title 1, Article 4, Part 501
County Assessor	Colorado Revised Statutes Title 30, Article 10, Part 8
County Clerk & Recorder	Colorado Revised Statutes Title 30, Article 10, Part 4
County Commissioner	Colorado Revised Statutes Title 1, Article 4, Part 205 Colorado Revised Statutes Title 30, Article 10, Part 3
County Coroner	Colorado Revised Statutes Title 30, Article 10, Part 6
County Sheriff	Colorado Revised Statutes Title 30, Article 10, Part 5
County Surveyor	Colorado Revised Statutes Title 30, Article 10, Part 9
County Treasurer	Colorado Revised Statutes Title 30, Article 10, Part 7
Other County Offices Info	Constitution of Colorado Article XIV, Section 10 Colorado Revised Statutes Title 1, Article 4, Part 206

County Officer Qualifications

Assessor, Clerk & Recorder, Commissioner, Coroner, Sheriff, Surveyor, Treasurer

Age: 18

General Requirements: Must be a registered elector

Residency Requirements: Resident of county for one year preceding his/her election

Term Start & Length:

Term begins: 2nd Tuesday in January

*Treasurer - term begins first day of January (30-10-702, C.R.S.)

Term length: 4 years

Additional Qualifications

Commissioner:

- Must be resident of county and district for one year preceding his/her election

Sheriff & Coroner:

- High school diploma or its equivalent or a college degree
- Fingerprinting by a qualified law enforcement agency
- Has not been convicted of or pleaded guilty to a felony (those pardoned are eligible to run)

Surveyor:

- Shall be a professional land surveyor

County Candidate Responsibilities

Candidate Definition

A person is a candidate for election:

- If the person has publicly announced an intention to seek election to public office or retention of a judicial office and thereafter has received a contribution or made expenditure in support of the candidacy.
- Any person who seeks nomination or election to any state or local public office that is to be voted on in this state at any primary election, general election, school district election, special district election, or municipal election.
- 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.

A person remains a candidate for purposes of this Article so long as the candidate maintains a registered candidate committee. A person who maintains a candidate committee after an election cycle, but who has not publicly announced an intention to seek election to public office in the next or any subsequent election cycle, is a candidate for purposes of this article.

COLORADO CONSTITUTION ARTICLE XXVIII (Amendment 27) Section 2 (2)

Candidate Affidavit

All candidates must file with the TRACER system on the Secretary of State's website:

<http://tracer.sos.colorado.gov> within 10 days of becoming a Candidate, as defined above.

On the candidate affidavit, you certify that you are familiar with Colorado campaign finance rules and laws. You may download Colorado's campaign finance rules, laws and become familiar with the online campaign finance disclosure by accessing TRACER system.

Helpful information will be found in:

- Colorado Constitution, Article XXVIII (Amendment 27)
- Title 1, Article 45, Colorado Revised Statutes (Fair Campaign Practices Act)
- Colorado Secretary of State's Rules Concerning Campaign and Political Finance
- TRACER – Online Filing System
- Colorado Secretary of State's Election Calendar

Campaign and Political Finance

All campaign finance disclosure reports and committee registrations are handled through the online campaign finance disclosure TRACER system on the Secretary of State's website: <http://tracer.sos.colorado.gov> You may contact the Secretary of State Campaign Finance Support team by email at cpfhelp@coloradosos.gov phone at 303-894-2200, extension 6383.

All filings must be submitted within the time allotted by Colorado Law. Please see the Secretary of State's website (www.coloradosos.gov) for current year election and campaign finance filing calendars.

Where to File a County Candidate Acceptance

All county candidates must file an acceptance form with the County Clerk and Recorder.

BALLOT ACCESS for County Candidates

<p>All candidates must be affiliated with the political party for which they are seeking office, or unaffiliated for candidates wishing to petition on to the ballot no later than January 3, 2022.</p>	<p>On which ballot will the Candidate's name appear?</p>						
<p>1. Political Party Candidate Nomination 1-4-601 C.R.S.</p> <ul style="list-style-type: none"> ➤ Must receive thirty percent or more of the votes of all duly accredited assembly delegates at the county assembly. ➤ Must file a written acceptance with the County Clerk's office no later than four days after the adjournment of the assembly. 	<p>PRIMARY BALLOT</p>						
<p>Please contact your political party for more information regarding political party nominations</p>							
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%; padding: 2px;">Elbert County Democratic Party</td> <td style="width: 40%; padding: 2px;">www.elbertcodems.net</td> <td style="width: 30%; padding: 2px;">720-933-0480</td> </tr> <tr> <td style="padding: 2px;">Elbert County Republican Party</td> <td style="padding: 2px;">www.elbertcountyrepublicans.com</td> <td style="padding: 2px;">303-229-6710</td> </tr> </table>	Elbert County Democratic Party	www.elbertcodems.net	720-933-0480	Elbert County Republican Party	www.elbertcountyrepublicans.com	303-229-6710	
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<p>2. Political Party Candidate Petition 1-4-801 C.R.S.</p> <ul style="list-style-type: none"> ➤ Signature requirements: Ten percent of the votes cast in the political subdivision at the last primary election for the political party's candidate for the office for which the petition is being circulated. (See Election Results Page 7) ➤ May begin circulating petitions January 18, 2022. (Third Tuesday in January) ➤ Petitions and candidate forms must be filed with County Clerk no later than March 15, 2022. (Third Tuesday in March) <p>NOTE: No person who attempted and failed to receive at least ten percent of the votes for the nomination of a political party assembly for a particular office shall be placed in nomination by petition on behalf of the political party for the same office. 1-4-801 C.R.S.</p>	<p>PRIMARY BALLOT</p>						
<p>3. Minor Party and Unaffiliated Candidate Petition 1-4-802 C.R.S.</p> <p>Candidates for minor political party or for partisan public offices who do not wish to affiliate (unaffiliated) with a political party may be nominated, other than by a primary election.</p> <ul style="list-style-type: none"> ➤ Signature requirements: Two percent of the votes cast for that office in the most recent general election. (See Election Results Page 8) ➤ May begin circulating petitions May 19, 2022. (173 days before the general election) ➤ Petitions and Candidate Acceptance forms must be filed with County Clerk and Recorder no later than July 14, 2022. (117 days before the general election) 	<p>GENERAL BALLOT</p>						
<p>4. Write-in Affidavit 1-4-1101 C.R.S.</p> <p>A person who wishes to be a write-in candidate for an office in an election may do so by filing a Write-in candidate affidavit of intent.</p> <p>June 28 Primary – File by April 22, 2022. (67 days before a primary election)</p> <p>November 8 General – File by July 21, 2022. (110 days before a general election)</p> <p>NOTE: "No person who has been defeated as a candidate in a primary election shall be eligible for election to the same office by ballot or as a write-in candidate in the next general election unless the party vacancy committee nominates that person." 1-4-105 C.R.S.</p>	<p>PRIMARY OR GENERAL BALLOT</p>						

2018 Election Results

Political Party Candidate Petitions - Primary

2018 Elbert County Primary Election

June 28, 2018

Signatures
needed for
petition

REP - Elbert County Commissioner District 2

Rick Pettitt	2,994	50.01%
Anthony Hartsook	2,993	49.99%
Total Votes	5,987	

10% = 599

REP - Elbert County Clerk and Recorder

Dallas Schroeder	5,380	100.00%
Total Votes	5,380	

10% = 538

REP - Elbert County Treasurer

Sheryl (Sherry) Hewlett	5,315	100.00%
Total Votes	5,315	

10% = 532

REP - Elbert County Assessor

Susan Murphy	3,005	51.59%
Laura Forbes	2,820	48.41%
Total Votes	5,825	

10% = 583

REP - Elbert County Sheriff

Troy McCoy	2,857	45.38%
Timothy D. Norton	3,439	54.62%
Total Votes	6,296	

10% = 630

DEM - Elbert County Sheriff

Donald Charabee	1,196	100.00%
Total Votes	1,196	

10% = 120

REP - Elbert County Surveyor

Keith Westfall	5,324	100.00%
Total Votes	5,324	

10% = 533

REP - Elbert County Coroner

Sandra K (Sandy) Graeff	5,394	100.00%
Total Votes	5,394	

10% = 540

2018 Election Results

Unaffiliated Candidate Petition - General Ballot

2018 Elbert County Primary Election

November 6, 2018

Signatures
needed for
petition

Elbert County Commissioner District 2

Rick Pettitt	REP	11,736	100.00%
Total Votes		11,736	

2% = 235

Elbert County Clerk and Recorder

Dallas Schroeder	REP	11,775	100.00%
Total Votes		11,775	

2% = 236

Elbert County Treasurer

Sheryl (Sherry) Hewlett	REP	11,745	100.00%
Total Votes		11,745	

2% = 235

Elbert County Assessor

Susan Murphy	REP	11,692	100.00%
Total Votes		11,692	

2% = 234

Elbert County Sheriff

Donald Charobee	DEM	3,662	25.70%
Timothy D. Norton	REP	10,585	74.30%
Total Votes		14,247	

2% = 285

Elbert County Surveyor

Keith Westfall	REP	11,672	100.00%
Total Votes		11,672	

2% = 234

Elbert County Coroner

Sandra K (Sandy) Graeff	REP	11,651	100.00%
Total Votes		11,651	

2% = 234

References

1-4-601. Designation of candidates for primary election - definition.

- (1)
- (a) Assemblies of the major political parties may make assembly designations of candidates for nomination on the primary election ballot. Except as provided in subsection (1)(b) of this section, an assembly shall be held no later than seventy-three days preceding the primary election.
 - (b)
 - (f) Repealed.
- (1.5) To be named as a candidate for designation by assembly, a person must provide notice as follows no less than thirty days before the assembly, unless otherwise provided by party rules:
- (a) A person seeking designation by a county assembly must provide notice to the county chair;
 - (b) A person seeking designation by a multi-county district assembly must provide notice to the multi-county district chair and the state chair; and
 - (c) A person seeking designation by the state assembly must provide notice to the state chair.
- (2)
- (a) An assembly must take no more than two ballots for party candidates for each office to be filled at the next general election. Every candidate receiving thirty percent or more of the votes of all duly accredited assembly delegates who are present and voting on that office must be certified by affidavit of the presiding officer and secretary of the assembly. If no candidate receives thirty percent or more of the votes of all duly accredited assembly delegates who are present and voting, a second ballot must be cast on all the candidates for that office. If on the second ballot no candidate receives thirty percent or more of the votes cast, the two candidates receiving the highest number of votes must be certified as candidates for that office by the assembly. The certificate of designation by assembly must state the name of the office for which each person is a candidate and the candidate's name and address, must designate in not more than three words the name of the political party which the candidate represents, and must certify that the candidate has been a member of the political party for the period of time required by party rule or by subsection (4) of this section if the party has no such rule. The candidate's affiliation, as shown in the statewide voter registration system, is prima facie evidence of political party membership. The certificate of designation must indicate the order of the vote received at the assembly by candidates for each office, but no assembly shall declare that any one candidate has received the nomination of the assembly. The certificate of designation must be filed in accordance with section 1-4-604. If two or more candidates receiving designation under this subsection (2) have received an equal number of votes, the order of certification of designation is determined by lot by the candidates. The assembly shall select a vacancy committee for vacancies in designation or nomination only.
 - (b) Repealed.
 - (c) Notwithstanding any provision to the contrary, a delegate may participate in the assembly remotely, including casting the delegate's vote by e-mail, mail, telephone, or through an internet-based application if allowed by the party's rules.
- (3)
- (a) Except as provided in paragraph (b) of this subsection (3), no later than four days after the adjournment of the assembly, each candidate designated by assembly shall file a written acceptance with the officer with whom the certificate of designation is filed. This acceptance may be transmitted by facsimile transmission. If the acceptance is transmitted by facsimile transmission, the original acceptance must also be filed and postmarked no later than ten days after the adjournment of the assembly. The acceptance shall state the candidate's name in the form in which it is to appear on the ballot. The name may include one nickname, if the candidate regularly uses the nickname and the nickname does not include any part of a political party name. If an acceptance is not filed within the specified time, the candidate shall be deemed to have declined the designation; except that the candidate shall not be deemed to have declined the designation and shall be included on the primary ballot if late filing of an acceptance is caused by the failure to timely file a certificate of designation or the failure to file such acceptance with such certificate of designation, as required by section 1-4-604 (1)(a).
 - (b) The written acceptance of a candidate nominated by assembly for any national or state office or for member of the general assembly, district attorney, or district office greater than a county office shall be filed by the presiding officer or secretary of such assembly with the certificate of designation of such assembly, as required by section 1-4-604 (1)(a). Nothing in this paragraph (b) shall prohibit a candidate from filing an acceptance of nomination directly with the officer with whom the certificate of designation is filed following written notice of such filing by the candidate to the presiding officer of the political party holding such assembly.

- (4) (a) No person is eligible for designation by assembly as a candidate for nomination at any primary election unless the person was affiliated with the political party holding the assembly, as shown in the statewide voter registration system, no later than the first business day of the January immediately preceding the primary election, unless otherwise provided by party rules.
(b) Repealed.
- (5) As used in this section, "political party" means a major political party as defined in section 1-1-104 (22).

1-4-801. Designation of party candidates by petition.

- (1) Candidates for political party nominations to be made by primary election may be placed on the primary election ballot by petition. Every petition to nominate candidates for a primary election shall state the name of the office for which the person is a candidate and the candidate's name and address and shall designate in not more than three words the name of the political party which the candidate represents. No petition shall contain the name of more than one person for the same office.
- (2) The signature requirements for the petition are as follows:
(a) Every petition in the case of a candidate for any county office must be signed by electors eligible to vote within the county commissioner district or political subdivision for which the officer is to be elected. Except as otherwise provided in subsection (2)(e) of this section, the petition requires the lesser of one thousand signers or signers equal in number to ten percent of the votes cast in the political subdivision at the contested or uncontested primary election for the political party's candidate for the office for which the petition is being circulated or, if there was no primary election, at the last preceding general election for which there was a candidate for the office. Notwithstanding any other provision of law, an unaffiliated elector is not eligible to sign a petition for a candidate of a major political party.
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- (3) No person shall be placed in nomination by petition on behalf of any political party unless the person was affiliated with the political party, as shown in the statewide voter registration system, no later than the first business day of the January immediately preceding the election for which the person desires to be placed in nomination.
- (4) No person who attempted and failed to receive at least ten percent of the votes for the nomination of a political party assembly for a particular office shall be placed in nomination by petition on behalf of the political party for the same office.
- (5) (a) Party petitions shall not be circulated nor any signatures be obtained prior to the third Tuesday in January. Petitions must be filed no later than the close of business on the third Tuesday in March.
(b) Repealed.

1-4-802. Petitions for nominating minor political party and unaffiliated candidates for a partisan office.

(1) Candidates for partisan public offices to be filled at a general or congressional vacancy election who do not wish to affiliate with a major political party may be nominated, other than by a primary election or a convention, in the following manner:

(a) A petition for nominating minor political party or unaffiliated candidates shall be prepared, indicating the name and address of any candidate for the office to be filled. The petition shall indicate the name of the minor political party or designate in not more than three words the political or other name selected by the signers to identify an unaffiliated candidate. No name of any political party shall be used, in whole or in part, to identify an unaffiliated candidate.

(b) Each petition must contain only the name of one candidate for one office; except that any petition for a candidate for president of the United States must also include a candidate for vice president, and a candidate for governor must also include a candidate for lieutenant governor, and together they shall be considered joint candidates at the general election. In the case of nominations for president and vice president of the United States, the joint candidates shall submit a list of presidential electors endorsed by the electors, and the names of the presidential electors must be added to the petition.

(c) Every petition for the office of president and vice president, for statewide office, for congressional district office, for the office of member of the general assembly, for district attorney, and for county office must be signed by eligible electors residing within the district or political subdivision in which the officer is to be elected. Except as otherwise provided in subsection (2) of this section, the number of signatures of eligible electors on a petition is as follows:

(I) At least one thousand five hundred in each congressional district for the office of president and vice president;

(II)

(A) At least one thousand in each congressional district for the offices of governor, secretary of state, attorney general, or treasurer, or the office of United States senator;

(B) At least five hundred in each congressional district for the office of an at-large seat on either the state board of education or the board of regents of the university of Colorado;

(III) The lesser of one thousand five hundred or two and one-half percent of the votes cast in the congressional district in the most recent general election for the office of member of the United States house of representatives, member of the state board of education for a congressional district, or member of the board of regents of the university of Colorado for a congressional district;

(IV) The lesser of one thousand or three and one-third percent of the votes cast in the senate district in the most recent general election for the office of member of the state senate;

(V) The lesser of one thousand or five percent of votes cast in the house district in the most recent general election for the office of member of the state house of representatives;

(VI) The lesser of one thousand or three percent of the votes cast in the district in the most recent general election for the office of district attorney; and

(VII) The lesser of one thousand or two percent of the votes cast for all candidates for that office in the most recent general election for any county office.

(d)

(I) No petition to nominate an unaffiliated candidate, except petitions for candidates for vacancies to unexpired terms of representatives in congress and for presidential electors, shall be circulated or any signatures obtained thereon earlier than one hundred seventy-three days before the general election.

(II) No petition to nominate a minor political party candidate shall be circulated nor any signatures obtained thereon earlier than the first Monday in February in the general election year.

(e) The petition to nominate an unaffiliated candidate may designate or appoint upon its face one or more unaffiliated registered electors as a committee to fill vacancies in accordance with section 1-4-1008. However, in the case of a petition for the office of state senator or state representative, the petition shall designate or appoint upon its face three or more unaffiliated registered electors as a committee to fill vacancies in accordance with sections 1-4-1008 and 1-12-203.

(f)

(I) Except as provided by subparagraph (II) of this paragraph (f), petitions shall be filed no later than 3 p.m. on the one hundred seventeenth day before the general election or, for a congressional vacancy election, no later than 3 p.m. on the twentieth day after the date of the order issued by the governor.

(II) Petitions to nominate candidates of minor political parties must be filed no later than the close of business on the eighty-fifth day before the primary election as specified in section 1-4-101.

(g)

(I) For congressional vacancy elections, no person shall be placed in nomination by petition unless the person is an eligible elector and was registered as affiliated with a minor political party or as unaffiliated, as shown in the statewide voter registration system, for at least twelve months prior to the last date the petition may be filed.

(II) For general elections, no person shall be placed in nomination by petition unless the person is an eligible elector of the political subdivision or district in which the officer is to be elected and unless the person was registered as affiliated with a minor political party or as unaffiliated, as shown in the statewide voter registration system, no later than the first business day of the January immediately preceding the general election for which the person desires to be placed in nomination; except that, if such nomination is for a nonpartisan election, the person shall be an eligible elector of the political subdivision or district and be a registered elector, as shown in the statewide voter registration system, on the date of the earliest signature on the petition.

(2) Where the electors of the county have voted to increase the membership of the board of county commissioners from three to five pursuant to section 30-10-306.5, C.R.S., or to decrease the membership of the board from five to three pursuant to section 30-10-306.7, C.R.S., for the next two general elections immediately following an election at which the voters have approved a change in the membership of the board, the signature requirements for the petition to select candidates who do not wish to affiliate with a major political party are as follows:

(a) Where any one or more commissioners to be elected to the board of county commissioners will be voted on by voters of the whole county, every petition must require signers equal in number to the lesser of either seven hundred fifty signers or two percent of the average of all votes cast in each county commissioner district for which there was a race on the ballot during the most recent general election;

(b) Where any one or more commissioners to be elected to the board of county commissioners will be voted on only by the electors residing in a particular county commissioner district, every petition must require signers equal in number to the lesser of either:

(I) Seven hundred fifty signers; or

(II) The number realized by first determining two percent of the average of all votes cast in each county commissioner district for which there was a race on the ballot during the most recent general election, and then dividing that number by the total number of commissioner districts in the county where commissioners are voted on only by the electors residing in a district, whether three or five.

(3) Following the first two general elections that are conducted after a change in the membership of the board of county commissioners pursuant to section 30-10-306.5 or 30-10-306.7, C.R.S., the signature requirements for a petition for a county commissioner candidate who does not wish to affiliate with a major political party must follow the procedures specified in subparagraph (VI) of paragraph (c) of subsection (1) of this section.

1-4-1101. Write-in candidate affidavit of intent.

(1) A person who wishes to be a write-in candidate for an office in an election shall file an affidavit of intent stating that he or she desires the office and is qualified to assume its duties if elected. A write-in candidate for governor shall designate in the affidavit a write-in candidate for lieutenant governor. A write-in candidate for president of the United States in the general election shall designate in the affidavit a write-in candidate for vice president of the United States and shall include a list of presidential electors endorsed by the electors. The affidavit shall be filed with the secretary of state if it is for a statewide office, a seat in congress, a seat in the general assembly, the office of district attorney, or any other district office of state concern. The affidavit shall be filed with the county clerk and recorder if it is for a county office and with the designated election official if it is for a local office.

(2) No write-in vote for an office in an election shall be counted unless the person for whom the vote was cast filed the affidavit of intent required by subsection (1) of this section within the time prescribed by section 1-4-1102. No write-in vote for a candidate for governor shall be counted unless the person designated as the write-in candidate for lieutenant governor pursuant to subsection (1) of this section also filed an affidavit of intent within the time prescribed by section 1-4-1102.

1-4-1102. Time of filing affidavit.

(1) Except as provided in subsection (2) of this section, the affidavit of intent shall be filed by the close of business on the sixty-seventh day before a primary election and by the close of business on the one hundred tenth day before any other election.

(2) In a nonpartisan election, the affidavit of intent shall be filed by the close of business on the sixty-fourth day before the election. If the election is to be coordinated by the county clerk and recorder, the designated election official shall forward a copy of the affidavit of intent to the coordinated election official.