

## Colorado Legal Resources

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### C.R.S. 31-4-303

#### Copy Citation

Statutes current through Chapter 25 of the 2024 Regular Session, effective as of March 12, 2024. The 2024 legislative changes are not final until compared and reconciled to the 2024 work product of the Colorado Office of Legislative Services later in 2024.

[Colorado Revised Statutes Annotated](#) > [Title 31. Government - Municipal \(§§ 31-1-101 – 31-35-712\)](#) > [Corporate Class - Organization and Territory \(Arts. 1 – 4\)](#) > [Article 4. Organizational Structure and Officers \(Pts. 1 – 5\)](#) > [Part 3. Organizational Structure and Officers of Statutory Towns \(§§ 31-4-301 – 31-4-307\)](#)

#### **31-4-303.** Trustees to fill vacancy - mayor pro tem - clerk pro tem.

**(1)** The board of trustees has the power, by appointment, to fill all vacancies in the board or any other office, and the person so appointed shall hold office until the next regular election and until a successor is elected and has complied with section 31-4-401. The board also has the power to fill a vacancy in the board or in any other elective office of the town by ordering an election to fill the vacancy until the next regular election and until a successor has been elected and has complied with section 31-4-401.

**(2)** If the board, at the time a vacancy occurs or within sixty days thereafter, lacks a sufficient number of members to establish a quorum to fill the vacancy as provided in subsection (1) of this section, the town clerk shall, without further action by the town board, call a special election to be held as soon as practicable to fill the vacancy until the term of office of a successor elected at the next regular election has commenced as provided in section 31-4-301. The board may cancel such election if the board is able to fill the vacancy prior to the date of the special election.

**(3)** At the first meeting, the board shall choose one of the trustees as mayor pro tem who, in the absence of the mayor from any meeting of the board or during the mayor's absence from the town or the mayor's inability to act, shall perform the mayor's duties. The board may elect a clerk pro tem to perform the duties of the clerk during the clerk's absence or inability to act.

#### History

**Source:****L. 75:**Entire title R&RE, p. 1034, § 1, effective July 1.**L. 81:**Entire section amended, p. 1495, § 7, effective June 8.**L. 83:**Entire section amended, p. 1257, § 11, effective July 1.**L. 88:**Entire section amended, p. 1125, § 6, effective April 4.**L. 2023:**Entire section amended,(HB 23-1185), ch. 87, p. 309, § 5, effective August 7.

▼ Annotations

## Research References & Practice Aids

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### Hierarchy Notes:

C.R.S. Title 31

C.R.S. Title 31, Art. 4

## State Notes

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## Notes

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### Editor's note:

This section is similar to former § 31-3-303 as it existed prior to 1975.

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