

HB1057 L.006

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Veterans, & Military Affairs.

HB15-1057 be amended as follows:

- 1 Amend printed bill, page 2, strike line 11 and substitute, "title,".
- 2 Page 3, line 2, strike "(1.3) and (1.7)" and substitute "(1.5)".
- 3 Page 3, line 26, strike "(1.3)" and substitute "(1.5)".
- 4 Page 4, line 2, strike "THE" and substitute "IF ONE OF THE TWO
5 DESIGNATED REPRESENTATIVES FAILS TO ATTEND THE REVIEW AND
6 COMMENT MEETING, THE PETITION IS DEEMED TO BE AUTOMATICALLY
7 RESUBMITTED TO THE DIRECTORS OF THE LEGISLATIVE COUNCIL AND THE
8 OFFICE OF LEGISLATIVE LEGAL SERVICES FOR REVIEW AND COMMENT,
9 UNLESS THE DESIGNATED REPRESENTATIVE PRESENT OBJECTS TO THE
10 AUTOMATIC RESUBMISSION. NO LATER THAN FIVE BUSINESS DAYS AFTER
11 THE RESUBMISSION, THE DIRECTORS SHALL CONDUCT A REVIEW AND
12 COMMENT MEETING IN ACCORDANCE WITH THE REQUIREMENTS OF THIS
13 SECTION. IF BOTH DESIGNATED REPRESENTATIVES FAIL TO ATTEND THE
14 REVIEW AND COMMENT MEETING, THE".
- 15 Page 4, strike lines 5 through 13.
- 16 Page 5, line 7, strike "THE".
- 17 Page 5, strike lines 8 and 9.
- 18 Page 5, line 10, strike "OF THIS SECTION;".
- 19 Page 5, strike lines 14 through 17 and substitute "or constitutional
20 amendment.".
- 21 Page 5, line 20, strike "**Preliminary**" and substitute "**Initial**".
- 22 Page 6, strike lines 1 through 3 and substitute "DESIGNATED
23 REPRESENTATIVES OF THE PROPONENTS OR OTHER INTERESTED PERSON
24 THAT IS SUBMITTED IN ACCORDANCE WITH PARAGRAPH (b) OF THIS
25 SUBSECTION (2), THE OFFICE OF STATE PLANNING AND BUDGETING, AND
26 THE DEPARTMENT OF LOCAL AFFAIRS. THE DIRECTOR SHALL PROVIDE THE".
- 27 Page 6, line 8, strike "SITE." and substitute "SITE ON THE SAME DAY THAT



1 IT IS PROVIDED TO THE DESIGNATED REPRESENTATIVES OF THE
2 PROPONENTS."

3 Page 6, after line 8 insert:

4 "(b) THE DESIGNATED REPRESENTATIVES OF THE PROPONENTS OR
5 ANY OTHER INTERESTED PERSON MAY SUBMIT A FISCAL IMPACT ESTIMATE
6 THAT INCLUDES AN ESTIMATE OF THE EFFECT THE MEASURE WILL HAVE ON
7 STATE AND LOCAL GOVERNMENT REVENUES, EXPENDITURES, TAXES, AND
8 FISCAL LIABILITIES IF IT IS ENACTED. THE DIRECTOR SHALL CONSIDER
9 THESE ESTIMATES AND THE BASES THEREON WHEN PREPARING THE INITIAL
10 FISCAL IMPACT STATEMENT."

11 Reletter succeeding paragraph accordingly.

12 Page 6, strike lines 17 and 18 and substitute "SECTION."

13 Page 7, strike lines 2 through 10 and substitute:

14 "(4) (a) (I) WITHIN SEVEN DAYS AFTER THE INITIAL FISCAL IMPACT
15 STATEMENT HAS BEEN POSTED ON THE LEGISLATIVE COUNCIL STAFF WEB
16 SITE, THE DESIGNATED REPRESENTATIVES OF THE PROPONENTS OR ANY
17 REGISTERED ELECTOR WHO IS NOT SATISFIED WITH THE ABSTRACT MAY
18 SUBMIT A WRITTEN REQUEST TO THE DIRECTOR TO RECONSIDER THE
19 INITIAL FISCAL IMPACT STATEMENT ON THE GROUNDS THAT:

20 (A) AN ESTIMATE INCLUDED IN THE ABSTRACT IS INCORRECT;
21 (B) THE ABSTRACT IS MISLEADING OR PREJUDICIAL; OR
22 (C) THE ABSTRACT DOES NOT COMPLY WITH THE REQUIREMENTS
23 SET FORTH IN SUBSECTION (3) OF THIS SECTION.

24 (II) IF THE PERSON CLAIMS THAT AN ESTIMATE IS INCORRECT, THE
25 REQUEST MUST INCLUDE DOCUMENTATION THAT SUPPORTS A DIFFERENT
26 ESTIMATE. IF THE PERSON CLAIMS THAT THE ABSTRACT IS MISLEADING OR
27 PREJUDICIAL OR DOES NOT COMPLY WITH THE STATUTORY REQUIREMENTS,
28 THE REQUEST MUST SPECIFICALLY IDENTIFY THE SPECIFIC WORDING THAT
29 IS CHALLENGED OR THE REQUIREMENT AT ISSUE.

30 (b) BASED ON A REQUEST TO RECONSIDER, THE DIRECTOR MAY
31 AMEND AN ABSTRACT. IF SO AMENDED, THE DIRECTOR SHALL PROVIDE THE
32 DESIGNATED REPRESENTATIVES OF THE PROPONENTS AND THE SECRETARY
33 OF STATE WITH THE AMENDED VERSION OF THE INITIAL FISCAL IMPACT
34 STATEMENT THAT INCLUDES THE AMENDED ABSTRACT AS SOON AS
35 POSSIBLE, BUT IN NO CASE LATER THAN FOURTEEN DAYS AFTER THE

1 INITIAL FISCAL IMPACT STATEMENT WAS FIRST POSTED ON THE
2 LEGISLATIVE COUNCIL STAFF WEB SITE. THE DIRECTOR SHALL POST THE
3 NEW VERSION OF THE INITIAL FISCAL IMPACT STATEMENT ON THE
4 LEGISLATIVE COUNCIL WEB SITE.

5 (5) THE ABSTRACT FOR A MEASURE MUST BE INCLUDED IN A
6 PETITION SECTION AS PROVIDED IN SECTION 1-40-110 (3).

7 (6) NEITHER THE LEGISLATIVE COUNCIL OF THE GENERAL
8 ASSEMBLY NOR ITS EXECUTIVE COMMITTEE MAY MODIFY THE INITIAL
9 FISCAL IMPACT STATEMENT PREPARED BY THE DIRECTOR. THIS
10 RESTRICTION DOES NOT APPLY TO THE FINAL FISCAL IMPACT STATEMENT
11 PREPARED IN ACCORDANCE WITH SECTION 1-40-124.5."

12 Page 8, strike lines 4 and 5 and substitute "**measure. YOU ARE ALSO**
13 **ENCOURAGED TO READ THE ABSTRACT OF THE INITIAL**
14 **FISCAL IMPACT STATEMENT THAT IS INCLUDED AT THE**
15 **BEGINNING OF THIS PETITION.**".

16 Page 8, line 15, strike "SECTION AND".

17 Page 8, strike lines 16 through 19 and substitute "SECTION."

18 Page 8, line 24, strike "FISCAL IMPACT SUMMARY" and substitute "INITIAL
19 FISCAL IMPACT STATEMENT PREPARED IN ACCORDANCE WITH SECTION
20 1-40-105.5".

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