

**JBC STAFF FISCAL ANALYSIS
HOUSE APPROPRIATIONS COMMITTEE**

SUBMITTING TO THE REGISTERED ELECTORS OF THE STATE OF COLORADO AN AMENDMENT TO SECTION 1 OF ARTICLE V OF THE CONSTITUTION OF THE STATE OF COLORADO, CONCERNING INITIATIVES, AND, IN CONNECTION THEREWITH, REQUIRING THE NUMBER OF SIGNATURES GATHERED ON A PROPOSED INITIATIVE PETITION FOR STATE LEGISLATION TO BE EQUAL TO AT LEAST FOUR PERCENT OF THE VOTES CAST IN THE PREVIOUS ELECTION FOR GOVERNOR; REQUIRING THE NUMBER OF SIGNATURES GATHERED ON A PROPOSED INITIATIVE PETITION FOR AN AMENDMENT TO THE CONSTITUTION TO BE EQUAL TO AT LEAST SIX PERCENT OF THE VOTES CAST IN THE PREVIOUS ELECTION FOR GOVERNOR; REQUIRING A MINIMUM NUMBER OF SIGNATURES FOR AN INITIATIVE PETITION TO AMEND THE STATE CONSTITUTION TO BE GATHERED FROM RESIDENTS OF EACH CONGRESSIONAL DISTRICT IN THE STATE ; REQUIRING AN INITIATIVE PETITION FOR AN AMENDMENT TO THE CONSTITUTION TO BE FILED WITH THE SECRETARY OF STATE FIVE MONTHS BEFORE AN ELECTION; AND REQUIRING A TWO-THIRDS VOTE OF ALL MEMBERS ELECTED TO EACH HOUSE OF THE GENERAL ASSEMBLY TO REPEAL OR AMEND ANY LAW ENACTED BY AN INITIATIVE FOR A PERIOD OF SIX YEARS AFTER THE LAW BECOMES EFFECTIVE.

Prime	Senator Tapia	JBC	Caroline Smith
Sponsors:	Representative White	Analyst:	303-866-2061
		Phone:	May 1, 2008
		Date	
		Prepared:	

Summary of Amendments Made to the Bill After the 04/03/08 Legislative Council Staff Fiscal Note Was Prepared (Amended by the Senate State, Veterans, and Military Affairs Committee 04/09/08, the Senate Committee of the Whole 04/18/08, and the House State, Veterans, and Military Affairs Committee 05/01/08)

Senate State, Veterans, and Military Affairs Committee Report (04/09/08):

- For an initiative petition for an amendment to the Constitution, the Report changed the required number of signatures of registered electors who reside in each congressional district from 70 percent to 35 percent of the total number of signatures required for such a petition, divided by the number of the United States congressional districts in Colorado as of the previous general election.
- Changed the deadline for filing initiative petitions for constitutional amendments with the Secretary of State from at least seven months prior to a general or odd-year election to five months prior to an election.

On second reading 04/18/08, the Senate Committee of the Whole adopted the following amendments:

- For an initiative petition for an amendment to the Constitution, the amendment reinstated the minimum number of signatures of registered electors in each Colorado congressional district to 70 percent of the total number of signatures required for such a petition, divided by the number of the United States congressional districts in Colorado as of the previous general election (removing a part of the amendment that was adopted in the Senate State, Veterans, and Military Affairs Committee Report 04/09/08).

The House State, Veterans, and Military Affairs Committee Report (05/01/08):

- Made technical amendments that removed language referring to whether the election occurs in a general or odd-year, so that the bill language applies to all elections.

None of the above amendments affect the fiscal impact of the bill.

JBC Staff Concurrence with Legislative Council Staff Fiscal Note

<input checked="" type="checkbox"/> XXX	Concurs	<input type="checkbox"/>	Does Not Concur	<input type="checkbox"/>	Updated Analysis
---	---------	--------------------------	-----------------	--------------------------	------------------

Amendments/Appropriation Status

The bill requires signatures to be collected from each congressional district and therefore will most likely increase the number of petitions requiring signature verification by the Secretary of State. The Department's budget includes an appropriation for this purpose, although it is possible that the Department will need additional funds to accommodate the increased number of petitions.

Concurrent resolutions do not include an appropriation clause. If voters approve the constitutional amendment referred under this measure, the Department of State will require an appropriation of \$40,200 in FY 2008-09 from the Department of State Cash Fund.

Bill Sponsor Amendments

Staff is not aware of any sponsor amendments to be offered.

Points to Consider

SCR08-003

JBC Staff Analysis
Page 3

None.