

First Regular Session
Sixty-third General Assembly
STATE OF COLORADO

REENGROSSED

LLS NO. R01-0679.01 Gregg Fraser

HCR01-1004

HOUSE SPONSORSHIP

Rippy, Berry, Smith, White, and Williams T.

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House Committees

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Senate Committees

HOUSE CONCURRENT RESOLUTION 01-1004

101 **SUBMITTING TO THE REGISTERED ELECTORS OF THE STATE OF**
102 **COLORADO AN AMENDMENT TO ARTICLES V AND XIX OF THE**
103 **CONSTITUTION OF THE STATE OF COLORADO, CONCERNING**
104 **BALLOT MEASURES, AND, IN CONNECTION THEREWITH,**
105 **REQUIRING VOTER APPROVAL OF PROPOSED AMENDMENTS TO**
106 **ADD OR MODIFY A SUBSTANTIVE PROVISION OF THE**
107 **CONSTITUTION BY SIXTY PERCENT OF THE VOTES CAST**
108 **THEREON, AND REQUIRING VOTER APPROVAL TO REPEAL AN**
109 **EXISTING PROVISION OF THE CONSTITUTION WITH A MAJORITY**
110 **OF THE VOTES CAST THEREON.**

Resolution Summary

(Note: This summary applies to this resolution as introduced and

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

HOUSE
3rd Reading Unamended
May 2, 2001

HOUSE
Amended 2nd Reading
May 1, 2001

does not necessarily reflect any amendments that may be subsequently adopted.)

Requires proposed constitutional amendments, whether referred by the general assembly or initiated by the people, to be approved at an election by 60% of the votes cast rather than by a simple majority.

1 *Be It Resolved by the House of Representatives of the Sixty-third*
2 *General Assembly of the State of Colorado, the Senate concurring herein:*

3 **SECTION 1.** At the next election at which such question may be
4 submitted, there shall be submitted to the registered electors of the state
5 of Colorado, for their approval or rejection, the following amendment to
6 the constitution of the state of Colorado, to wit:

7 Section 1 (4) of article V of the constitution of the state of
8 Colorado is amended to read:

9 **Section 1. General assembly - initiative and referendum -**
10 **repeal.** (4) (a) The veto power of the governor shall not extend to
11 measures initiated by or referred to the people. All elections on measures
12 initiated by or referred to the people of the state shall be held at the
13 biennial regular general election. ~~and~~ EXCEPT AS PROVIDED IN
14 PARAGRAPH (b) OF THIS SUBSECTION (4), all such measures shall become
15 the law or a part of the constitution when approved by a majority of the
16 votes cast thereon, and not otherwise, and shall take effect from and after
17 the date of the official declaration of the vote thereon by proclamation of
18 the governor, but not later than thirty days after the vote has been
19 canvassed. This section shall not be construed to deprive the general
20 assembly of the power to enact any measure.

21 (b) ON AND AFTER JANUARY 1, 2003, PROPOSED CONSTITUTIONAL
22 AMENDMENTS THAT ADD OR MODIFY ANY SUBSTANTIVE PROVISION TO THE

1 CONSTITUTION SHALL BECOME A PART OF THE CONSTITUTION WHEN
2 APPROVED BY AT LEAST SIXTY PERCENT OF THE VOTES CAST THEREON AND
3 SHALL TAKE EFFECT FROM AND AFTER THE DATE OF THE OFFICIAL
4 DECLARATION OF THE VOTE THEREON BY PROCLAMATION OF THE
5 GOVERNOR, BUT NOT LATER THAN THIRTY DAYS AFTER THE VOTE HAS BEEN
6 CANVASSED. THE REQUIREMENTS OF THIS SECTION SHALL NOT APPLY TO A
7 PROPOSED CONSTITUTIONAL AMENDMENT THE EFFECT OF WHICH IS LIMITED
8 SOLELY TO REPEALING AN EXISTING PROVISION OF THE CONSTITUTION.

9 Section 2 (1) of article XIX of the constitution of the state of
10 Colorado is amended to read:

11 **Section 2. Amendments to constitution - how adopted - repeal.**

12 (1) (a) Any amendment or amendments to this constitution may be
13 proposed in either house of the general assembly, and, if the same shall
14 be voted for by two-thirds of all the members elected to each house, such
15 proposed amendment or amendments, together with the ayes and noes of
16 each house thereon, shall be entered in full on their respective journals.
17 The proposed amendment or amendments shall be published with the laws
18 of that session of the general assembly. At the next general election for
19 members of the general assembly, the said amendment or amendments
20 shall be submitted to the registered electors of the state for their approval
21 or rejection. ~~and~~ EXCEPT AS PROVIDED IN PARAGRAPH (b) OF THIS
22 SUBSECTION (1), such AMENDMENTS as are approved by a majority of
23 those voting thereon shall become part of this constitution.

24 (b) ON AND AFTER JANUARY 1, 2003, PROPOSED CONSTITUTIONAL
25 AMENDMENTS THAT ADD OR MODIFY ANY SUBSTANTIVE PROVISION TO THE
26 CONSTITUTION SHALL BECOME A PART OF THE CONSTITUTION WHEN
27 APPROVED BY AT LEAST SIXTY PERCENT OF THE VOTES CAST THEREON. THE

1 REQUIREMENTS OF THIS SECTION SHALL NOT APPLY TO A PROPOSED
2 CONSTITUTIONAL AMENDMENT THE EFFECT OF WHICH IS LIMITED SOLELY
3 TO REPEALING AN EXISTING PROVISION OF THE CONSTITUTION.

4 **SECTION 2.** Each elector voting at said election and desirous of
5 voting for or against said amendment shall cast a vote as provided by law
6 either "Yes" or "No" on the proposition: "AN AMENDMENT TO ARTICLES
7 V AND XIX OF THE CONSTITUTION OF THE STATE OF COLORADO,
8 CONCERNING BALLOT MEASURES, AND, IN CONNECTION THEREWITH,
9 REQUIRING VOTER APPROVAL OF PROPOSED AMENDMENTS TO ADD OR
10 MODIFY A SUBSTANTIVE PROVISION OF THE CONSTITUTION BY SIXTY
11 PERCENT OF THE VOTES CAST THEREON, AND REQUIRING VOTER APPROVAL
12 TO REPEAL AN EXISTING PROVISION OF THE CONSTITUTION WITH A
13 MAJORITY OF THE VOTES CAST THEREON.

14 **SECTION 3.** The votes cast for the adoption or rejection of said
15 amendment shall be canvassed and the result determined in the manner
16 provided by law for the canvassing of votes for representatives in
17 Congress, and if a majority of the electors voting on the question shall
18 have voted "Yes", the said amendment shall become a part of the state
19 constitution.