



**Colorado
Legislative
Council
Staff**

**SCR16-001
FINAL
FISCAL NOTE**

FISCAL IMPACT: State Local Statutory Public Entity Conditional No Fiscal Impact

Drafting Number: LLS 16-0215
Prime Sponsor(s): Sen. Steadman

Date: June 1, 2016
Bill Status: Postponed Indefinitely
Fiscal Analyst: Anna Gerstle (303-866-4375)

BILL TOPIC: REPEALING OBSOLETE CONSTITUTIONAL PROVISIONS

Fiscal Impact Summary	FY 2016-2017	FY 2017-2018
State Revenue		
State Expenditures	See State Expenditures Section.	
Appropriation Required: None.		
Future Year Impacts: None.		

NOTE: This bill was not enacted into law; therefore the impacts identified in this analysis do not take effect.

Summary of Legislation

This bill refers a ballot question to voters in the November, 2016 election that, if passed, would repeal several provisions in the Colorado Constitution deemed obsolete as a result of being found unconstitutional by the courts. The bill includes the repeal of:

- the "previous participation requirement" related to recall elections in Article XXI;
- language in Article XXVIII that prohibits expenditures that expressly advocate for the election of a candidate and that prohibits corporations or labor unions from providing funding for electioneering communication;
- four definitions that appear in Section 2 of Article XXVIII;
- Sections 15, 16, and 17 of Article XXVIII, which deal with sole source government contracts;
- Section 30b of Article II, which prohibits the state from establishing protected status based on homosexual, lesbian, or bisexual orientation; and
- Section 31 of Article II, which states that only a marriage between one man and one woman is recognized as valid by the state.

State Expenditures

Election expenditure impact (existing appropriations). The bill includes a referred measure that will appear before voters at the November 2016 general election. Although no additional appropriation is required in this bill to cover election costs associated with this ballot measure, certain election costs to the state are appropriated as part of the regular budget process. First, state law requires that the state reimburse counties for costs incurred conducting a ballot measure election, paid from the Department of State Cash Fund. Second, the text and title of the measure must be published in one legal newspaper per county and an analysis of the measure must be included in the Ballot Information Booklet (Blue Book) mailed to all registered voter households prior to the election paid from the Ballot Analysis Revolving Fund. As of this writing, there will be at least one citizen-initiated measure on the ballot at the 2016 election, which will trigger the ballot costs shown in Table 1 below for a single ballot measure. Costs in 2016 will increase by approximately \$100,000 per measure beyond this base amount for any additional referred or initiated measures placed on the ballot.

Cost Component	Amount
County Reimbursement for Statewide Ballot Measures	\$2,400,000
Ballot Information Booklet (Blue Book) & Newspaper Publication	\$670,000
TOTAL	\$3,070,000

Effective Date

The bill was postponed indefinitely by the Senate State, Veterans, and Military Affairs Committee on April 18, 2016.

State and Local Government Contacts

Counties
Municipalities

Judicial
Secretary of State

Law