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SENATE CONCURRENT RESOLUTION 24-002

BY SENATOR(S) Fenberg and Pelton B., Bridges, Exum, Priola, Sullivan;
also REPRESENTATIVE(S) Brown and Frizell, Duran, Jodeh, McLachlan,
Parenti, Sirota, Snyder, Titone, McCluskie.

SUBMITTING TO THE REGISTERED ELECTORS OF THE STATE OF COLORADO AN
AMENDMENT TO THE COLORADO CONSTITUTION CONCERNING THE
MODIFICATION OF CERTAIN DEADLINES IN CONNECTION WITH
SPECIFIED ELECTIONS.

*Be It Resolved by the Senate of the Seventy-fourth General Assembly of the
State of Colorado, the House of Representatives concurring herein:*

SECTION 1. At the election held on November 5, 2024, the secretary of state shall submit to the registered electors of the state the ballot title set forth in section 2 for the following amendments to the state constitution:

In the constitution of the state of Colorado, section 1 of article V, **amend** (2), (3), and (7.3) as follows:

Section 1. General assembly - initiative and referendum. (2) The first power hereby reserved by the people is the initiative, and signatures by

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

registered electors in an amount equal to at least five percent of the total number of votes cast for all candidates for the office of secretary of state at the previous general election shall be required to propose any measure by petition, and every such petition shall include the full text of the measure so proposed. Initiative petitions for state legislation and amendments to the constitution, in such form as may be prescribed pursuant to law, shall be addressed to and filed with the secretary of state at least three months AND ONE WEEK before the general election at which they are to be voted upon.

(3) The second power hereby reserved is the referendum, and it may be ordered, except as to laws necessary for the immediate preservation of the public peace, health, or safety, and appropriations for the support and maintenance of the departments of state and state institutions, against any act or item, section, or part of any act of the general assembly, either by a petition signed by registered electors in an amount equal to at least five percent of the total number of votes cast for all candidates for the office of the secretary of state at the previous general election or by the general assembly. Referendum petitions, in such form as may be prescribed pursuant to law, shall be addressed to and filed with the secretary of state not more than ~~ninety days~~ EIGHTY-THREE DAYS after the final adjournment of the session of the general assembly that passed the bill on which the referendum is demanded. The filing of a referendum petition against any item, section, or part of any act shall not delay the remainder of the act from becoming operative.

(7.3) Before any election at which the voters of the entire state will vote on any initiated or referred constitutional amendment or legislation, the nonpartisan research staff of the general assembly shall cause to be published the text and title of every such measure. Such publication shall be made at least one time in at least one legal publication of general circulation in each county of the state and shall be made at least ~~fifteen days prior to the final date of voter registration for~~ FORTY-FIVE DAYS BEFORE the election. The form and manner of publication shall be as prescribed by law and shall ensure a reasonable opportunity for the voters statewide to become informed about the text and title of each measure.

In the constitution of the state of Colorado, **amend** section 25 of article VI as follows:

Section 25. Election of justices and judges. A justice of the

supreme court or a judge of any other court of record, who shall desire to retain ~~his~~ THE JUSTICE'S OR JUDGE'S judicial office for another term after the expiration of ~~his~~ THE JUSTICE'S OR JUDGE'S then term of office shall file with the secretary of state, not more than six months AND ONE WEEK nor less than three months AND ONE WEEK prior to the general election next prior to the expiration of ~~his~~ THE JUSTICE'S OR JUDGE'S then term of office, a declaration of ~~his~~ THE JUSTICE'S OR JUDGE'S intent to run for another term. Failure to file such a declaration within the time specified ~~shall create~~ CREATES a vacancy in that office at the end of ~~his~~ THE JUSTICE'S OR JUDGE'S then term of office. Upon the filing of such a declaration, a question shall be placed on the appropriate ballot at such general election, as follows:

"Shall Justice (Judge) of the Supreme (or other) Court be retained in office? YES/.../NO/.../." If a majority of those voting on the question vote "Yes", the justice or judge is thereupon elected to a succeeding full term. If a majority of those voting on the question vote "No", this will cause a vacancy to exist in that office at the end of his then present term of office.

In the case of a justice of the supreme court or any intermediate appellate court, the electors of the state at large; in the case of a judge of a district court, the electors of that judicial district; and in the case of a judge of the county court or other court of record, the electors of that county; shall vote on the question of retention in office of the justice or judge.

SECTION 2. Each elector voting at the election may cast a vote either "Yes/For" or "No/Against" on the following ballot title: "Shall there be an amendment to the Colorado constitution concerning the modification of certain deadlines in connection with specified elections?"

SECTION 3. Except as otherwise provided in section 1-40-123, Colorado Revised Statutes, if at least fifty-five percent of the electors voting

on the ballot title vote "Yes/For", then the amendment will become part of the state constitution.

Steve Fenberg
PRESIDENT OF
THE SENATE

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES