

Second Regular Session  
Seventy-fifth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 26-0788.01 Stephanie Schrab x4330

HOUSE BILL 26-1293

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HOUSE SPONSORSHIP

**Espenoza and Luck**, Carter

SENATE SPONSORSHIP

**Exum**,

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**House Committees**

State, Civic, Military, & Veterans Affairs

**Senate Committees**

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A BILL FOR AN ACT

101 CONCERNING THE MODERNIZATION OF REQUIREMENTS FOR THE  
102 BALLOT INFORMATION BOOKLET.

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)*

**Statutory Revision Committee.** The bill amends the statutory requirements for the ballot information booklet (booklet) to conform with modern drafting practices and to remove antiquated and redundant language from the booklet's required text. The bill also repeals obsolete provisions regarding transfers to and from the ballot information publication and distribution revolving fund in state fiscal year 2007-08

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.*  
*Dashes through the words or numbers indicate deletions from existing law.*

through state fiscal year 2010-11.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1.** In Colorado Revised Statutes, 1-40-124.5, **amend**  
3 (1.7)(b) and (3) as follows:

4           **1-40-124.5. Ballot information booklet.**

5           (1.7) (b) (I) Each person submitting written comments in  
6 accordance with section 1 (7.5)(a)(II) of article V of the state constitution  
7 shall provide ~~his or her~~ THE PERSON'S name and the name of any  
8 organization the person represents or is affiliated with for purposes of  
9 making the comments.

10           ~~(II) The arguments for and against each measure in the EACH~~  
11 ~~analysis section of the ballot information booklet shall be preceded by the~~  
12 ~~phrase: "For information on those issue committees that support or~~  
13 ~~oppose the measures on the ballot at the (date and year) election, go to the~~  
14 ~~Colorado secretary of state's elections center website hyperlink for ballot~~  
15 ~~and initiative information (appropriate secretary of state website~~  
16 ~~address)."~~ MUST INCLUDE AN EXPLANATION OF HOW TO ACCESS  
17 INFORMATION FROM THE SECRETARY OF STATE ABOUT ISSUE COMMITTEES  
18 THAT SUPPORT OR OPPOSE THE MEASURES ON THE BALLOT AND THE  
19 WEBSITE ADDRESS TO ACCESS THIS INFORMATION.

20           (3) (a) There is ~~hereby~~ established in the state treasury the ballot  
21 information publication and distribution revolving fund. ~~Except as~~  
22 ~~otherwise provided in paragraph (b) of this subsection (3), Moneys~~ THE  
23 GENERAL ASSEMBLY shall ~~be appropriated~~ APPROPRIATE MONEY to the  
24 fund each year ~~by the general assembly~~ in the annual general  
25 appropriation act. All interest earned on the investment of ~~moneys~~ MONEY

1 in the fund ~~shall be~~ IS credited to the fund. ~~Moneys~~ MONEY in the  
2 revolving fund ~~are~~ IS continuously appropriated to the legislative council  
3 of the general assembly to pay the costs of publishing the text and title of  
4 each constitutional amendment, each initiated or referred measure, or part  
5 of a measure, and the text of a referred or initiated question arising under  
6 section 20 of article X of the state constitution, as defined in section  
7 1-41-102 (3), in at least one legal publication of general circulation in  
8 each county of the state, as required by section 1-40-124, and the costs of  
9 distributing the ballot information booklet, as required by subsection (2)  
10 of this section. Any ~~moneys~~ MONEY credited to the revolving fund and  
11 unexpended at the end of any given fiscal year ~~shall remain~~ REMAINS in  
12 the fund and ~~shall~~ DOES not revert to the general fund.

13 (b) ~~Notwithstanding any law to the contrary, any moneys~~  
14 ~~appropriated from the general fund to the legislative department of the~~  
15 ~~state government for the fiscal year commencing on July 1, 2007, that are~~  
16 ~~unexpended or not encumbered as of the close of the fiscal year shall not~~  
17 ~~revert to the general fund and shall be transferred by the state treasurer~~  
18 ~~and the controller to the ballot information publication and distribution~~  
19 ~~revolving fund created in paragraph (a) of this subsection (3); except that~~  
20 ~~the amount so transferred shall not exceed five hundred thousand dollars.~~

21 (c) ~~Notwithstanding any law to the contrary, any moneys~~  
22 ~~appropriated from the general fund to the legislative department of the~~  
23 ~~state government for the fiscal year commencing on July 1, 2008, that are~~  
24 ~~unexpended or not encumbered as of the close of the fiscal year shall not~~  
25 ~~revert to the general fund and shall be transferred by the state treasurer~~  
26 ~~and the controller to the ballot information publication and distribution~~  
27 ~~revolving fund created in paragraph (a) of this subsection (3).~~

1           (d) ~~Notwithstanding any law to the contrary, any moneys~~  
2 ~~appropriated from the general fund to the legislative department of the~~  
3 ~~state government for the fiscal year commencing on July 1, 2009, that are~~  
4 ~~unexpended or not encumbered as of the close of the fiscal year and that~~  
5 ~~are in excess of the amount of one million forty-two thousand dollars~~  
6 ~~shall not revert to the general fund and shall be transferred by the state~~  
7 ~~treasurer and the controller to the ballot information publication and~~  
8 ~~distribution revolving fund created in paragraph (a) of this subsection (3);~~  
9 ~~except that the amount so transferred shall not exceed one million one~~  
10 ~~hundred twenty-nine thousand six hundred seven dollars.~~

11           (e) ~~Notwithstanding any provision of this subsection (3) to the~~  
12 ~~contrary, on August 11, 2010, the state treasurer shall deduct one million~~  
13 ~~one hundred twenty-nine thousand six hundred seven dollars from the~~  
14 ~~ballot information publication and distribution revolving fund and~~  
15 ~~transfer such sum to the redistricting account within the legislative~~  
16 ~~department cash fund.~~

17           **SECTION 2. Act subject to petition - effective date.** This act  
18 takes effect at 12:01 a.m. on the day following the expiration of the  
19 ninety-day period after final adjournment of the general assembly (August  
20 12, 2026, if adjournment sine die is on May 13, 2026); except that, if a  
21 referendum petition is filed pursuant to section 1 (3) of article V of the  
22 state constitution against this act or an item, section, or part of this act  
23 within such period, then the act, item, section, or part will not take effect  
24 unless approved by the people at the general election to be held in  
25 November 2026 and, in such case, will take effect on the date of the  
26 official declaration of the vote thereon by the governor.