

STATE OF COLORADO

Colorado General Assembly

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MEMORANDUM

To: Tanya Nathan and Lindsey Rasmussen

From: Legislative Council Staff and Office of Legislative Legal Services

Date: February 28, 2026

Subject: Proposed Initiative Measure 2025-2026 #241

Section 1-40-105 (1), Colorado Revised Statutes, requires the directors of the Legislative Council Staff and the Office of Legislative Legal Services to "review and comment" on initiative petitions for proposed laws and amendments to the Colorado Constitution. We hereby submit our comments and questions to you regarding the appended proposed initiative.

The purpose of this statutory requirement of the directors of Legislative Council Staff and the Office of Legislative Legal Services is to provide comments and questions intended to aid designated representatives, and the proponents they represent, in determining the language of their proposal and to avail the public of the contents of the proposal. Our first objective is to be sure we understand your intended purposes of the proposal. We hope that the comments and questions in this memorandum provide a basis for discussion and understanding of the proposal. Discussion between designated representatives or their legal representatives and employees of the Legislative Council Staff and the Office of Legislative Legal Services is encouraged during review and comment meetings, but comments or discussion from anyone else is not permitted.

This proposed initiative **2025-2026 #241** was submitted by the same designated representatives as a part of a group of related proposed initiatives, including proposed initiatives **2025-2026 #239**, **#240**, and **#242**. The comments and questions raised in this memorandum do not include comments and questions that were addressed in the memoranda for proposed initiatives **2025-2026 #239**, **#240**, and **#242**, except as necessary to fully understand proposed initiative **2025-2026 #241**. Comments and

questions addressed in those memoranda may also be relevant, and those questions and comments are considered part of this memorandum.

Purposes

Purposes for Proposed Initiative 2025-2026 #241

The major purposes of the proposed amendments to the Colorado Constitution and to the Colorado Revised Statutes appear to be to:

1. Make findings and declarations of the people of the state of Colorado; and
2. Repeal article V, sections 44 through 44.6 of the Colorado Constitution and reenact most of the language of article V, sections 44 through 44.6 of the Colorado Constitution in part 1 of article 1 of title 2 of the Colorado Revised Statutes, thereby recreating the independent congressional redistricting commission in statute, only if, at the November 2026 statewide election, a ballot issue amending section 2-1-105, C.R.S., to create temporary new congressional districts to be used in the 2028 and 2030 election cycles is approved by the people.

Substantive Comments and Questions

The substance of the proposed initiative raises the following comments and questions:

1. Article V, section 1 (5.5) of the Colorado Constitution requires all proposed initiatives to have a single subject. What is the single subject of the proposed initiative?
2. In the proposed initiative, sections 2-1-105.2 through 2-1-105.7 appear to largely reenact article V, sections 44 through 44.6 of the Colorado Constitution, which the initiative proposes to repeal. Why does the proposed initiative reenact these provisions in statute rather than the Colorado Constitution?
3. Why is the repeal of article V, sections 44 through 44.6 of the Colorado Constitution and the enactment of sections 2-1-105.2 through 2-1-105.7, C.R.S., contingent upon a ballot issue creating temporary new congressional districts to be used in the 2028 and 2030 election cycles being approved by the people at the November 2026 statewide election?

Technical Comments

The following comments address technical issues raised by the form of the proposed initiatives. These comments will be read aloud at the public meeting only if the designated representatives so request. You will have the opportunity to ask questions about these comments at the review and comment meeting. Please consider revising the proposed initiative as follows:

1. There are no additional technical comments.