



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

Fiscal Note

Drafting Number:	LLS 24-1185	Date:	April 22, 2024
Prime Sponsors:	Sen. Ginal	Bill Status:	Senate State Affairs
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Bill Topic: **PROTECTING THE FREEDOM TO MARRY**

Summary of	<input type="checkbox"/> State Revenue	<input type="checkbox"/> State Transfer	<input type="checkbox"/> Local Government
Fiscal Impact:	<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> TABOR Refund	<input type="checkbox"/> Statutory Public Entity

This resolution refers a constitutional amendment to voters that, if approved, would repeal the provision in the Colorado Constitution stating that a marriage is only valid if it between a man and a woman. The resolution will increase state election costs to refer the ballot measure to voters.

Appropriation Summary: No appropriation is required.

Fiscal Note Status: The fiscal note reflects the introduced resolution.

Summary of Legislation

This concurrent resolution refers a question to voters at the 2024 general election to repeal the constitutional provision that states a marriage is only valid if it is between one man and one woman.

Background

In 2015, the United States Supreme Court ruled in *Obergefell v. Hodges* that all states must grant and recognize same-sex marriages.

State Expenditures

Removing the same-sex marriage prohibition from the state constitution will have no impact on state agency or local government revenue or expenditures, as it conforms the constitution with current practices following the Supreme Court decision in *Obergefell v. Hodges*. However, by referring a measure to voters at the November 2024 general election, this resolution will impact state election costs.

While no additional appropriation is required, certain election costs are incurred by the state when ballot measures are referred. These include reimbursing counties for certain election costs; publishing the text and title of the measure in newspapers across the state; and preparing and mailing the Blue Book.

Effective Date

If approved by voters at the 2024 general election, this measure takes effect upon proclamation of the Governor, no later than 30 days after the official canvass of the vote is completed.

State and Local Government Contacts

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The revenue and expenditure impacts in this fiscal note represent changes from current law under the bill for each fiscal year. For additional information about fiscal notes, please visit the [General Assembly website](#).