

CHAPTER 287

ELECTIONS

HOUSE BILL 05-1197

BY REPRESENTATIVE(S) Sullivan, Berens, Butcher, Coleman, Frangas, Gallegos, Garcia, Marshall, Riesberg, Todd, Cloer, Lindstrom, and Merrifield;
also SENATOR(S) Mitchell, Anderson, Evans, Kester, Wiens, May R., Sandoval, and Tupa.

AN ACT

CONCERNING THE DESIGNATION OF REFERRED MEASURES ON BALLOTS, AND, IN CONNECTION THEREWITH, REQUIRING EACH STATEWIDE REFERRED MEASURE TO BE LETTERED CONSECUTIVELY IN A REPEATING ALPHABETICAL CYCLE FROM A TO Z COMMENCING WITH THE GENERAL ELECTION HELD IN NOVEMBER 2004, AND REQUIRING A REFERRED MEASURE THAT IS REFERRED TO REGISTERED ELECTORS OF MULTIPLE COUNTIES TO HAVE THE SAME ALPHABETICAL, NUMERICAL, OR ALPHANUMERICAL DESIGNATION ON EACH BALLOT THAT INCLUDES THE MEASURE.

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

SECTION 1. 1-5-407 (5), Colorado Revised Statutes, is amended, and the said 1-5-407 is further amended BY THE ADDITION OF THE FOLLOWING NEW SUBSECTIONS, to read:

1-5-407. Form of ballots. (5) Whenever the approval of a ballot issue or ballot question is submitted to the vote of the people, the ballot issue or question shall be printed upon the ballot following the lists of candidates. Constitutional issues shall be printed first, followed by statewide issues and questions, county issues and questions, municipal issues and questions, school district issues and questions, ballot issues and questions for other political subdivisions which are in more than one county, and then ballot issues and questions for other political subdivisions which are wholly within a county. The measures in each category shall be placed in the following order: Measures to increase taxes; MEASURES TO RETAIN REVENUES IN EXCESS OF A DISTRICT'S FISCAL YEAR SPENDING LIMIT; measures to increase debt; citizen petitions; and referred measures.

(5.4) COMMENCING WITH THE GENERAL ELECTION HELD IN NOVEMBER 2004, EACH STATEWIDE MEASURE REFERRED TO THE PEOPLE BY THE GENERAL ASSEMBLY SHALL BE LETTERED CONSECUTIVELY IN REGULAR ALPHABETICAL ORDER BEGINNING WITH

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

THE LETTER A. THE CONSECUTIVE LETTERING OF STATEWIDE REFERRED MEASURES SHALL CONTINUE AT ANY ODD-YEAR OR GENERAL ELECTION HELD AFTER THE ELECTION AT WHICH ANY STATEWIDE REFERRED MEASURE IS ON THE BALLOT BEGINNING WITH THE LETTER FOLLOWING THE LAST LETTER UTILIZED IN THE PREVIOUS ELECTION UNTIL THE LETTER Z IS UTILIZED AT AN ELECTION FOR A STATEWIDE REFERRED MEASURE. STATEWIDE REFERRED MEASURES SHALL AGAIN BE LETTERED CONSECUTIVELY IN REGULAR ALPHABETICAL ORDER BEGINNING WITH THE LETTER A AND IN ACCORDANCE WITH THIS SUBSECTION (5.4) FOLLOWING THE UTILIZATION OF THE LETTER Z FOR ANY STATEWIDE REFERRED MEASURE. THE SECRETARY OF STATE MAY PROMULGATE RULES AS MAY BE NECESSARY TO ADMINISTER THIS SUBSECTION (5.4), INCLUDING BUT NOT LIMITED TO RULES SPECIFYING THE GROUPING OF STATEWIDE REFERRED MEASURES FOR PURPOSES OF LETTERING OR RESERVING SPECIFIC SEQUENCES OF LETTERS FOR CERTAIN CATEGORIES OF MEASURES. ANY RULES SHALL BE PROMULGATED IN ACCORDANCE WITH ARTICLE 4 OF TITLE 24, C.R.S.

(9) IF A REFERRED MEASURE, INCLUDING BUT NOT LIMITED TO A MEASURE REFERRED BY THE SCHOOL BOARD OF A MULTICOUNTY SCHOOL DISTRICT OR THE BOARD OF DIRECTORS OF A MULTICOUNTY SPECIAL DISTRICT TO THE REGISTERED ELECTORS OF THE SCHOOL DISTRICT OR SPECIAL DISTRICT, IS REFERRED TO REGISTERED ELECTORS OF MULTIPLE COUNTIES, THE ALPHABETICAL, NUMERICAL, OR ALPHANUMERICAL DESIGNATION USED TO IDENTIFY THE MEASURE SHALL BE IDENTICAL ON EACH BALLOT THAT INCLUDES THE MEASURE.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: June 3, 2005