

STATE OF COLORADO

Colorado General Assembly

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MEMORANDUM

TO: Michael Fields and Lindsey Singer

FROM: Legislative Council Staff and Office of Legislative Legal Services

DATE: February 18, 2020

SUBJECT: Proposed initiative measure 2019-2020 #275, concerning voter approval of enterprises

Section 1-40-105 (1), Colorado Revised Statutes, requires the directors of the Colorado Legislative Council 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 to you regarding the appended proposed initiative.

The purpose of this statutory requirement of the directors of Legislative Council and the Office of Legislative Legal Services is to provide comments intended to aid proponents in determining the language of their proposal and to avail the public of knowledge of the contents of the proposal. Our first objective is to be sure we understand your intent and your objective in proposing the amendment. We hope that the statements and questions contained in this memorandum will provide a basis for discussion and understanding of the proposal.

This initiative was submitted with a series of initiatives including proposed initiatives 2019-2020 ##273 to 275. The comments and questions raised in this memorandum will not include comments and questions that were addressed in the memoranda for proposed initiatives 2019-2020 ##273 and 274, except as necessary to fully understand the issues raised by the revised proposed initiative. Comments and questions addressed in those other memoranda may also be relevant, and those questions and comments are hereby incorporated by reference in this memorandum. Only new comments and questions are included in this memorandum.

Purposes

The major purposes of the proposed amendment to the Colorado Revised Statutes appear to be to require:

1. Voter approval for enterprises with a projected collection of more than fifty million dollars in their first three fiscal years;
2. That the calculation of the projected collection of an enterprise include the fees collected by any enterprises that serve primarily the same purpose; and
3. The ballot title for a question about the approval of an enterprise to state "Shall an enterprise be created to collect fees totaling (full dollar collection for first five fiscal year) in its first five years?"

Substantive Comments and Questions

There are no new substantive comments and questions.

Technical Comments

There are no new technical comments.