

BY AUTHORITY

1
2 ORDINANCE NO. _____
3 SERIES OF 2018

COUNCIL BILL NO. CB18-0661
COMMITTEE OF REFERENCE:
Finance & Governance

A BILL

6 **For an ordinance submitting to a vote of the qualified and registered electors of**
7 **the City and County of Denver at a special municipal election to be held in**
8 **conjunction with the general election of November 6, 2018, a proposed**
9 **amendment to the Charter of the City and County of Denver concerning the right**
10 **to initiative and referendum.**

11 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

12 **Section 1.** There is hereby submitted to the properly qualified and registered electors of
13 the City and County of Denver for their approval or rejection at a special municipal election to be
14 conducted at the same time and in conjunction with the general election to be held in the City and
15 County of Denver on November 6, 2018, a proposed amendment to the Charter of the City and
16 County of Denver, as follows:

17 **Effective upon publication and filing with the Secretary of State pursuant to the**
18 **Constitution and laws of the State of Colorado, the following sections of Part 3**
19 **of Article VIII of the 2002 Charter of the City and County of Denver shall be and**
20 **are hereby amended by deleting the language stricken and adding the language**
21 **underlined, to read as follows:**

22 **§ 8.3.1 - Rights of initiative, referendum and recall reserved to the people.**

23 (B) An ordinance may be initiated by petition of registered electors numbering at a minimum
24 ~~five (5) per cent of the total vote for the office of Mayor in the last election at which a~~
25 ~~Mayor was elected.~~ two (2) percent of the total number of active registered electors as
26 of January 1 each odd-numbered year.

27 (C) An enacted ordinance may be referred by petition of registered electors numbering at a
28 minimum ~~five (5) per cent of the total vote for the office of Mayor in the last election at~~
29 ~~which a Mayor was elected.~~ two (2) percent of the total number of active registered
30 electors as of January 1 each odd-numbered year.

1 **§ 8.3.7 - Review and comment procedures for initiated ordinances and Charter amendments.**

2 A draft of the text of any proposed initiated Charter amendment or ordinance shall be
3 submitted by the proponents to the City Council staff and the City Attorney for review and comment.
4 No later than ten (10) business days after submission of the draft text, unless withdrawn by the
5 proponents, the City Council staff and the City Attorney shall jointly render their comments to the
6 proponents of the proposed measure at a meeting open to the public, which shall be held after full
7 and timely notice to the public. Such meeting shall be held prior to submission of the measure by the
8 proponents to the Clerk and Recorder as required by this Charter or by State Law. Neither the City
9 Council staff nor the City Attorney shall have any power to require any amendment, modification, or
10 other alteration of the text of any such proposed measure, or to impose any procedural requirements
11 on the proponents whatsoever.

12 **Section 2.** All ballots and ballot marking devices for said election shall carry the following
13 designation, which shall be the title and submission clause:

14 **REFERRED QUESTION _____**

15 Shall the Charter of the City and County of Denver be amended to change the number of valid
16 signatures required to place an initiative or referendum on the ballot from a percentage of votes cast
17 for Mayor in the last election to a percentage of active registered voters in Denver and lengthen the
18 amount of time during which City Council and the City Attorney must conduct review and comment
19 for proposed initiatives?

20 **Section 3.** Each elector voting at the election and wishing to vote for or against the
21 amendment shall indicate the elector’s choice by selecting the word “YES” or “NO”, on the ballot or
22 ballot marking device.

23 **Section 4.** The proper officials of the City and County of Denver charged with duties relating
24 to the election shall, before the election, issue such calls, make such certifications and publications,
25 give such notices, make such appointments, and do all such other acts and things in connection with
26 the submission of this Charter amendment to the qualified and registered electors of the City and
27 County of Denver at the election as are required by the Constitution and laws of the State of Colorado
28 and the Charter and ordinances of the City and County of Denver.

