

1 **BY AUTHORITY**

2 ORDINANCE NO. _____
3 SERIES OF 2019

COUNCIL BILL NO. CB18-1464
COMMITTEE OF REFERENCE:
Finance & Governance

5 **A BILL**

6 **For an ordinance amending Section 15-11 (Initiative and referendum petitions)**
7 **of the Revised Municipal Code of the City and County of Denver to extend the**
8 **timeframe during an election for the review and determination of sufficiency of**
9 **initiative, referendum, and recall petitions and to modify the section heading.**

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

11 **Section 1.** Section 15-11 of the Revised Municipal Code of the City and County of Denver
12 shall be amended by deleting the language stricken and adding the language underlined, to read as
13 follows:

14 **~~Sec. 15-11. - Initiative and referendum petitions~~ Initiative, referendum and recall petitions;**
15 **Fiscal impact estimate and ballot information booklet.**

16 (a) *Provisions applicable to all initiative, referendum or recall petitions.*

17 (5) *Filing of petitions; determination of sufficiency; protest and hearings.* After
18 signatures have been obtained, the petitioners' committee shall file the
19 completed petition with the clerk and recorder by the close of business on a
20 normal business day. All related petition sections shall be filed at the same time.
21 The clerk and recorder shall record the same and shall hold the petition for a
22 period of twenty-five (25) days, during which time the clerk and recorder shall
23 determine whether the petition is signed by the requisite number of registered
24 electors; except that if the petitioners' committee files a completed petition or an
25 addendum during the time that the clerk and recorder has polling locations open
26 for an election, the twenty-five (25) day period shall commence on the day after
27 the election. In the event the clerk and recorder determines that the petition
28 contains an insufficient number of signatures, the clerk and recorder shall notify
29 the petitioners' committee of the insufficiency, and the petitioners' committee
30 may cure the insufficiency by filing an addendum to the original petition for the
31 purpose of offering such number of additional signatures as will cure the

1 insufficiency. Any addendum shall be filed within the time period allowed for the
2 original petition as provided in this Charter. The clerk and recorder shall record
3 and hold any addendum for an additional period of twenty-five (25) days and
4 verify the signatures on the addendum in the same manner as is provided for
5 the original petition. Within the twenty-five-day period for review of the petition
6 or any addendum thereto, a protest subscribed and sworn to under oath may
7 be filed by a registered elector. A protestor shall identify by name the signers
8 protested against or specify the factual and legal basis of any other alleged
9 defects in the petition. The clerk and recorder shall consider the grounds of
10 protest and may hear evidence, after giving notice of the hearings to the
11 petitioners' committee, the protestors, and others the clerk and recorder may
12 require for the hearings. Hearings shall be concluded and findings issued as
13 soon as practicable but not more than fifty (50) days after the filing of a protest
14 with the clerk and recorder.

15 COMMITTEE APPROVAL DATE: December 11, 2018

16 MAYOR-COUNCIL DATE: N/A

17 PASSED BY THE COUNCIL: _____

18 _____ - PRESIDENT

19 APPROVED: _____ - MAYOR _____

20 ATTEST: _____ - CLERK AND RECORDER,
21 EX-OFFICIO CLERK OF THE
22 CITY AND COUNTY OF DENVER

23 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____; _____

24 PREPARED BY: Victoria J. Ortega, Assistant City Attorney DATE: December 13, 2018

25 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the
26 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
27 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §
28 3.2.6 of the Charter.

29
30 Kristin M. Bronson, Denver City Attorney

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32 BY: _____, Assistant City Attorney DATE: _____