

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on State, Civic, Military, & Veterans Affairs.

HB26-1113 be amended as follows:

1 Amend printed bill, page 43, after line 17 insert:

2 "SECTION 43. In Colorado Revised Statutes, 1-40-116, **amend**
3 (2) as follows:

4 **1-40-116. Validation - ballot issues - random sampling - rules.**

5 (2) Upon submission of the petition, the secretary of state shall
6 examine each name and signature on the petition. The petition shall not
7 be available to the public FOR EXAMINATION for a period of ~~no~~ NOT more
8 than ~~thirty~~ SIXTY calendar days ~~for the examination~~; EXCEPT THAT, THE
9 PERIOD SHALL NOT BE MORE THAN THIRTY CALENDAR DAYS AFTER THE
10 DEADLINE TO FILE A PETITION FOR THAT PETITION TO APPEAR ON THE
11 UPCOMING BALLOT. The secretary shall assure that the information
12 required by sections 1-40-110 and 1-40-111 is complete, that the
13 information on each signature line was written by the person making the
14 signature, and that no signatures have been added to any sections of the
15 petition after the affidavit required by section 1-40-111 (2) has been
16 executed.

17 **SECTION 44.** In Colorado Revised Statutes, 1-40-118, **amend**
18 (1) as follows:

19 **1-40-118. Protest.** (1) A protest in writing, under oath, together
20 with three copies thereof, may be filed in the district court for the county
21 in which the petition has been filed by some registered elector, within
22 fifteen days after the secretary of state issues a statement as to whether the
23 petition has a sufficient number of valid signatures, which statement must
24 be issued no later than ~~thirty~~ SIXTY calendar days after the petition has
25 been filed; EXCEPT THAT, A STATEMENT MUST BE ISSUED NO LATER THAN
26 THIRTY CALENDAR DAYS AFTER THE DEADLINE TO FILE A PETITION FOR
27 THAT PETITION TO APPEAR ON THE UPCOMING BALLOT. If the secretary of
28 state fails to issue a statement ~~within thirty calendar days~~ BY THE
29 DEADLINE REQUIRED BY THIS SECTION, the petition is deemed sufficient.
30 Regardless of whether the secretary of state has issued a statement of
31 sufficiency or if the petition is deemed sufficient because the secretary of
32 state has failed to issue a statement of sufficiency within thirty calendar
33 days, no further agency action is necessary for the district court to have
34 jurisdiction to consider the protest. During the period a petition is being
35 examined by the secretary of state for sufficiency, the petition shall not
36 be available to the public; except that such period must not exceed ~~thirty~~
37 ~~calendar days~~ THE DEADLINE REQUIRED BY THIS SECTION. Immediately
38 after the secretary of state issues a statement of sufficiency or, if the
39 petition is deemed sufficient because the secretary of state has failed to

1 issue the statement, ~~after thirty calendar days~~ BY THE DEADLINE REQUIRED
2 BY THIS SECTION, the secretary of state shall make the petition available
3 to the public for copying upon request."

4 Renumber succeeding sections accordingly.

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