

Second Regular Session
Seventy-third General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. R22-0443.01 Jessica Herrera x4218

SCR22-001

SENATE SPONSORSHIP

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SENATE CONCURRENT RESOLUTION 22-001

101 SUBMITTING TO THE REGISTERED ELECTORS OF THE STATE OF
102 COLORADO AN AMENDMENT TO THE COLORADO CONSTITUTION
103 CONCERNING REQUIRING A TWO-THIRDS VOTE OF ALL MEMBERS
104 ELECTED TO EACH HOUSE OF THE GENERAL ASSEMBLY FOR ANY
105 BILL THAT INCREASES A FEE.

Resolution Summary

(Note: This summary applies to this resolution as introduced and does not reflect any amendments that may be subsequently adopted. If this resolution passes third reading in the house of introduction, a resolution summary that applies to the reengrossed version of this resolution will be available at <http://leg.colorado.gov/>.)

The concurrent resolution requires any bill that imposes a new fee, authorizes the imposition of a new fee, increases an existing fee, or

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

authorizes the increase of an existing fee to be approved by a two-thirds vote of all members elected to each house of the general assembly, taken on 2 separate days in each house, to become law.

The concurrent resolution defines a "fee" as a charge that is levied to defray the cost of a particular government service provided to those charged or to mitigate the impact of an activity engaged in by those charged and that is not levied for the purpose of raising any revenue for a general public purpose.

1 *Be It Resolved by the Senate of the Seventy-third General*
2 *Assembly of the State of Colorado, the House of Representatives*
3 *concurring herein:*

4 **SECTION 1.** At the election held on November 8, 2022, the
5 secretary of state shall submit to the registered electors of the state the
6 ballot title set forth in section 2 for the following amendment to the state
7 constitution:

8 In the constitution of the state of Colorado, **amend** section 22 of
9 article V as follows:

10 **Section 22. Reading and passage of bills - definition.** (1) Every
11 bill shall be read by title when introduced, and at length on two different
12 days in each house; provided, however, any reading at length may be
13 dispensed with upon unanimous consent of the members present. All
14 substantial amendments made thereto shall be printed for the use of the
15 members before the final vote is taken on the bill, and, EXCEPT AS
16 PROVIDED IN SUBSECTION (2) OF THIS SECTION, no bill shall become a law
17 except by a vote of the majority of all members elected to each house
18 taken on two separate days in each house, nor unless upon its final
19 passage the vote be taken by ayes and noes and the names of those voting
20 be entered on the journal.

21 (2) NO BILL THAT IMPOSES A NEW FEE, AUTHORIZES THE

1 IMPOSITION OF A NEW FEE, INCREASES AN EXISTING FEE, OR AUTHORIZES
2 THE INCREASE OF AN EXISTING FEE SHALL BECOME A LAW EXCEPT BY A
3 VOTE OF TWO-THIRDS OF ALL MEMBERS ELECTED TO EACH HOUSE OF THE
4 GENERAL ASSEMBLY, TAKEN ON TWO SEPARATE DAYS IN EACH HOUSE.
5 THIS SECTION APPLIES ONLY TO THE VOTE ON FINAL PASSAGE OF THE BILL
6 IN EACH HOUSE OF THE GENERAL ASSEMBLY.

- 7 (3) AS USED IN THIS SECTION, "FEE" MEANS A CHARGE THAT IS:
- 8 (a) LEVIED TO DEFRAY THE COST OF THE PARTICULAR
9 GOVERNMENT SERVICE PROVIDED TO THOSE CHARGED OR TO MITIGATE
10 THE IMPACT OF AN ACTIVITY ENGAGED IN BY THOSE CHARGED; AND
- 11 (b) NOT LEVIED FOR THE PURPOSE OF RAISING ANY REVENUE FOR
12 A GENERAL PUBLIC PURPOSE.

13 **SECTION 2.** Each elector voting at the election may cast a vote
14 either "Yes/For" or "No/Against" on the following ballot title: "Shall
15 there be an amendment to the Colorado constitution concerning requiring
16 a two-thirds vote of all members elected to each house of the general
17 assembly for any bill that increases a fee?"

18 **SECTION 3.** Except as otherwise provided in section 1-40-123,
19 Colorado Revised Statutes, if at least fifty-five percent of the electors
20 voting on the ballot title vote "Yes/For", then the amendment will become
21 part of the state constitution.