

REQUEST FOR SB 93 FOLLOW-UP BILL

CLARIFICATION RE. LOCAL GOVERNMENT INITIATIVE AND REFERENDUM PROCEDURES

UPDATE TITLE 7 RE. INITIATIVE OR REFERENDUM ELECTIONS

- **7-5-132(4)(c)** - The references to the sections in Title 13 should be removed as they are inaccurate for local government petitions.
- **7-5-132(4)(c)** - A referendum by a local government should be treated separately (as to form) than a referendum by petition, so this subsection needs clarifying.

CREATE NEW CHAPTER IN TITLE 13 RE. LOCAL PETITIONS

- Clarify that petitions filed with the election administrator should be immediately referred to the county attorney and reviewed by the county attorney as to form and approved/rejected by the county attorney (not the election administrator).
- Clarify the form for all local petitions should be in the format of the new sections (e.g., recall petitions in Title 2 and wherever else local government petitions appear throughout Title 7).
- Move the form of the petition and the new sections into Title 13 and give the SOS rulemaking to standardize the format rather than leaving it in 7.
- Clarify that petitions should be verified as to signatures in substantially the same manner as 13-27-Part 3 and that challenges may be brought in the same way (by copying 13-27-303 & 306 into a new chapter for local government petitions).
- Ensure a new version of 13-27-610/611 applies to local government petitions - false entries / signing twice / physical prevention of obtaining signatures.
- Provide a clear timeline for when local government petitions must be submitted by prior to the election to make it on the ballot.
- Provide the same requirements re. statement of purpose and implication (the 135 word limit from 13-27-212 or the 100 word ballot statement / 25 word statement of purpose and implication limit from 7-5-134) for both citizen-initiated, as well as local government-initiated, ballot issues. Clarify what ballot statements should be in the government-initiated ballot issues and how wordy they can be, and which ones for the citizen-initiated.