Referendum Process Comparison

Current Statute Compared to 1st Sub. H.B. 119 February 26, 2019

Day 33: Budget Review Day 100: Certify Petition

Day 0: Passage

Local governing body passes law

Day 5: Application Due

clerk (20A-7-601(4)(a) and 20A-7-602). must file referendum application with local Within five days of law's passage, five sponsors

Day 8: Budget Officer

Current Statute

application, local clerk sends application to Within three business days of receipt of local budget officer for review (20A-7-602.5(1)).

Day 10: Petition Materials

Within five days of receipt of application, signature sheets (20A-7-604(2)). local clerk provides applicants with

Days:

10

30

40

60

70

80

100

110

120

Referendun

placed or

election ballot*

budget officer sends impact estimate Within 25 days of receipt from clerk, sponsors (20A-7-602.5(3)). to local clerk and referendum

Day 55: Submit Signatures

clerk (20A-7-606(1)). submit signature packets to county materials, last day for sponsors to 45 days after receipt of petition

Day 85: Check Names

Within 30 days of receipt of signature packet them to local clerk (20A-7-606(3)). county clerk to check signatures and submit

Day 30: Budget Review

Day 22: Arguments Due

sponsors and local government Within 15 days after application

and referendum sponsors (20A-7-602.5(3)) officer sends impact estimate to local clerk Within 20 days of receipt from clerk, budget

Day 27: Legally Referable

is legally referable to voters (20A-7-602.7(1)). Within 20 days after application filed, local government reviews to determine whether law

1st Sub. H.B. 119

Day 10: Budget Officer

for/against (20A-7-401.5(1)) may submit arguments

Day 27: Final Arguments Due

own argument (20A-7-401.5(1)) are shared, and each side may revise their Within 20 days after application, arguments

Day 7: Application Due

officer for review (20A-7-602.5(1)). sends application to local budget receipt of application, local clerk Within three business days of

Day 7-37: Ballot Title

process by local governing body and petitioners Ballot title is created and undergoes review

Day 0: Passage

601(4)(a) and 20A-7-602) application with local clerk (20A-7five sponsors must file referendum Within seven days of law's passage,

Local governing body passes law

sufficient. (20A-7-607(2)). whether petitions are county clerk, local clerk counts petition names and declares Within 15 days of receipt from

> Referendun placed on

ballot*

election

Day 100-125: Ballot Title

Ballot title is created and petitioners (20A-7-608). local governing body and

undergoes review process by

Day 77: Submit Signatures submit signature packets to county materials, last day for sponsors to 45 days after receipt of petition clerk (20A-7-606(1)). Day 109: Certify Petition

Day 37: Proposition Information **Pamphlet Published**

published (20A-7-401.5(5) and (6)) determined legally referable to voters, PIP Within 10 days after referendum is

Day 32: Petition Materials

with signature sheets (20A-7-604(2)). referability, local clerk provides applicants Within five days of determination of

whether petitions are sufficient petition names and declares county clerk, local clerk counts (20A-7-607(2)). Within 2 days of receipt from

Day 107: Check Names

them to local clerk (20A-7check signatures and submit signature packet, county clerk to Within 30 days of receipt of

which the referendum petition is declared sufficient (20A-7-609.5). *Date of election may vary if the local clerk chooses to call a special election. Furthermore, for a law that increases a tax or imposes a new tax, and upon which a referendum election is held, a local clerk may conduct the election entirely by mail within 60 days of the day on

Current Statute Compared to 1st Sub. H.B. 119

February 26, 2019

Application Submitted

application with local clerk Five sponsors must file initiative (20A-7-502(1).

Budget Officer

impact estimate (20A-7-502.5(1)). Within three days of receipt of to local budget officer to create fiscal application, local clerk sends application

Current Statute

Petition Materials

application, local clerk provides Within five days of receipt of applicants with signature sheets (20A-7-504(2)).

Budget Review

initiative sponsors (20A-7-502.5(4)). officer sends impact estimate to local clerk and Within 25 days of receipt from clerk, budget

Petition Submission

clerk (20A-7-506(1)). deliver signed and verified after filing the application or Before the sooner of 316 days initiative packets to county April 15, sponsors must

Signature Verification

packets to local clerk (20A-7-7initiative packet and delivers clerk verifies signatures in No later than May 15, county

Ballot Title

placed on Initiative

ballot

Petition Certification

are sufficient (20A-7-507(2)). certifies whether the petitions clerk counts petition names and Unspecified deadline; local

Legislative Body Action

petitioners (20A-7-508(2)).

review process by local governing body and attorney creates ballot title which undergoes 15-25 days after petition is certified, local

3) reject the propose law; or 4) adopt a Within 30 days after certification, local people; 2) Adopt without referring to people; legislative body may: 1) adopt and refer to

competing law and referred both to people (20A-7-501(2) and (3))

Signature Verification

local clerk (20A-7-7-506(3)). packet and delivers packets to verifies signatures in initiative No later than May 15, county clerk

> placed on ballot

Initiative

Petition Submission

after filing the application or clerk (20A-7-506(1)). initiative packets to county deliver signed and verified April 15, sponsors must Before the sooner of 316 days

Day 30: Proposition Information Pamphlet Published

Within 10 days after initiative is determined (20A-7-401.5(5) and (6)) legally referable to voters, PIP published

Legislative Body Action

to people (20A-7-501(2) and (3)). adopt a competing law and referred both people; 3) reject the propose law; or 4) to people; 2) Adopt without referring to legislative body may: 1) adopt and refer Within 30 days after certification, local

Petition Certification

whether the petitions are sufficient counts petition names and certifies (20A-7-507(2))Unspecified deadline; local clerk

Days:

10

20

30

April

May

June

July

August

Day 15: Arguments Due

Day 28: Petition Materials

referability, local clerk provides applicants Within five days of determination of

with signature sheets (20A-7-504(2)).

Within 15 days after submit arguments local government may application, sponsors and

for/against (20A-7-401.5(1)).

Day 23: Budget Review

and initiative sponsors (20A-7-602.5(3)). officer sends impact estimate to local clerk Within 20 days of receipt from clerk, budget

Sub. H.B. 119

process by local governing body and petitioners (20A-7-508(2)). title which undergoes review filed, local attorney creates ballot Within 30 days after application is

Day 3: Budget Officer

application to local budget officer for review (20A-7-502.5(1)). of application, local clerk sends Within three business days of receipt

Day 0 Application Submitted

application with local clerk (20A-7-502(1)) Five sponsors must file initiative

Day 20: Final Arguments Due

initiative is legally referable to voters (20Agovernment reviews to determine whether Within 20 days after application, local Day 20: Legally Referable

own argument (20A-7-401.5(1)). are shared, and each side may revise their Within 20 days after application, arguments