



House of Representatives *State of Utah*

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February 11, 2005

Mr. Speaker:

The Government Operations Committee reports a favorable recommendation on **H.B. 274**, REFERENDUM PROCEDURE, by Representative D. Hogue, with the following amendments:

1. *Page 2, Line 50:*

50 (d) a copy of the law that is subject to ~~{the}~~ a referendum.

2. *Page 2, Lines 56 through 57:*

56 (i) notify the sponsors and identify the corrections that must be made in order
to meet the requirements of
57 Subsection (2); and

3. *Page 4, Lines 112 through 120:*

112 (3) (a) If the lieutenant governor refuses to [~~accept and file any referendum petition~~]
113 certify the referendum for the ballot after it has been declared sufficient, any voter
may apply to the Supreme Court for an
114 extraordinary writ to compel him to do so within ten days after the refusal.
115 (b) If the Supreme Court determines that the referendum [~~petition is legally~~
~~sufficient;~~
116 ~~the lieutenant governor shall file it, with a verified copy of the judgment attached to it, as~~
~~of the~~
117 ~~date on which it was originally offered for filing in his office]~~ has been declared
sufficient and meets the legal requirements to
118 be placed on the ballot, the Supreme Court shall order the lieutenant governor and all
other
119 officers to certify and print the ballot title and numbers of that measure on the official
ballot for
120 the next election.

4. *Page 5, Line 139:*

139 (d) one copy of the law that is subject to ~~{the}~~ a referendum.

Bill Number



HB0274

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5. Page 5, Lines 145 through 146:

145 (i) notify the sponsors and identify the corrections that must be made in order
to meet the requirements of
146 Subsection (2); and

6. Page 7, Lines 202 through 209:

202 (4) (a) If the local clerk refuses to [~~accept and file any referendum petition~~] certify
the
203 referendum for the ballot after it has been declared sufficient , any voter may apply
to the Supreme Court for an extraordinary writ
204 to compel him to do so within ten days after the refusal.

205 (b) If the Supreme Court determines that the referendum [~~petition is legally~~
~~sufficient,~~
206 ~~the local clerk shall file it, with a verified copy of the judgment attached to it, as of the~~
~~date on~~
207 ~~which it was originally offered for filing in his office]~~ has been declared sufficient
and meets the legal requirements to be placed
208 on the ballot, the Supreme Court shall order the local clerk and all other officers to certify
and
209 print the ballot title and numbers of that measure on the official ballot for the next
election.

Respectfully,

Douglas C. Aagard
Committee Chair

Voting: 6-0-5

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