

Proposed Initiative #93
Original Text

SAFE WORKPLACE BALLOT INITIATIVE

Purpose and Explanation: This is a proposed initiative to amend title 8, article 2, of the Colorado Revised Statutes by adding a new section requiring employers to maintain a safe and healthy workplace for their employees.

Proposed Initiative:

Be it Enacted by the People of the State of Colorado:

Title 8, article 2, of the Colorado Revised Statutes shall be amended BY THE ADDITION OF A NEW SECTION to read:

8-2-124. Safe workplace. (1) It is the policy of this state that every employee should work in a safe and healthy work environment.

(2) Every employer in this state shall provide a safe and healthy workplace for its employees.

(3) Failure of an employer to comply with its obligations under this section shall be actionable by an injured employee in district court in addition to any rights the employee may have under the workers' compensation system. The injured employee shall be entitled to a jury trial on all issues and to compensatory and punitive damages, including damages for past and future pecuniary losses, pain and suffering, emotional distress, inconvenience, mental anguish, loss of enjoyment of life, and other non-pecuniary losses.

(4) "Employer" and "employee" shall have the meanings set forth in C.R.S. § 8-4-101.

RECEIVED

APR 25 2008
ELECTIONS
SECRETARY OF STATE

1:25 p.m.
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ELECTIONS
SECRETARY OF STATE *DB*

Mike Coffman
Colorado Secretary of State
1700 Broadway, Suite 270
Denver, CO 80290

VIA HAND DELIVERY

Re: **Proposed Initiative Measure 2007-2008 #93 concerning safe workplaces**

Dear Mr. Coffman:

On behalf of the proponents, I am submitting the attached initiative for the Title Board hearing which I understand is scheduled to take place on Wednesday, May 7, 2008. I will plan to be available then. In accordance with requirements, I am submitting (1) the original typed draft submitted to the Legislative Council for a review and comment hearing, (2) an amended typed draft with changes highlighted, and (3) a final typed draft for printing of the proposed initiative.

The proponents of this initiative are Ernest L. Duran, Jr., and Bradley Johnston. Their addresses and other information are as follows:

Ernest L. Duran, Jr., President
United Food & Commercial Workers, Local 7
7760 West 38th Avenue, Suite 400
Wheat Ridge, CO 80033
Telephone: (303) 425-0897
E-mail: eduran@ufew7.com

Bradley Johnston
7047 South Davies Street
Littleton, CO 80120
Telephone: (303) 798-9638
E-mail: easbjohnston@msn.com

Please direct all correspondence related to this initiative to me. Thanks for your cooperation and consideration.

Sincerely,

BERENBAUM, WEINSHIENK & EASON, P.C.

Michael J. Belo

MJB:PBA
Enclosure: Proposed Initiative Measure 2007-2008 #93
cc: Ernest L. Duran, Jr.
Bradley Johnston