

ORIGINAL – NO CHANGES MADE

#28

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

SECTION 1. Article V of the constitution of the state of Colorado is amended BY THE ADDITION OF A NEW SECTION to read:

SECTION 51. PLAIN LANGUAGE LAWMAKING. ANY EXERCISE OF THE LEGISLATIVE POWER OF THE STATE THAT OCCURS AFTER DECEMBER 31, 2010, WILL BE VOID IN ITS ENTIRETY UNLESS EVERY LAW, RULE AND REGULATION THAT IT CHANGES, CREATES OR EXTENDS IS EXPRESSED ENTIRELY IN PLAIN LANGUAGE.

PLAIN LANGUAGE MEANS LANGUAGE THAT IS WORDED WITH SIMPLICITY AND CLARITY AND THAT THE AVERAGE PERSON GRADUATING FROM THE PUBLIC HIGH SCHOOLS OF THE STATE CAN READ AND UNDERSTAND WITHOUT CONFUSION OR DOUBT ABOUT THE CORRECT MEANING.

A LAW, RULE OR REGULATION IS EXPRESSED ENTIRELY IN PLAIN LANGUAGE ONLY IF EACH ONE OF ITS PROVISIONS IS INDIVIDUALLY EXPRESSED ENTIRELY IN PLAIN LANGUAGE.

ANY CROSS REFERENCE IS NOT PLAIN LANGUAGE UNLESS IT IS ACCOMPANIED BY PLAIN LANGUAGE THAT BRIEFLY, ACCURATELY, COMPLETELY AND CLEARLY DESCRIBES THE SUBSTANCE OF THE ITEM TO WHICH REFERENCE IS MADE.

ANY WORD OR PHRASE THAT HAS A DEFINED MEANING IS NOT PLAIN LANGUAGE UNLESS THE DEFINED MEANING, WHEREVER GIVEN, IS EXPRESSED ENTIRELY IN PLAIN LANGUAGE.

ANY PERSON SUBJECT TO A LAW, RULE OR REGULATION THAT IS NOT EXPRESSED ENTIRELY IN PLAIN LANGUAGE MAY BRING AND TRY A SUIT IN THE DISTRICT COURT OF ANY COUNTY OF ANY JUDICIAL DISTRICT OF THE STATE TO ENFORCE THIS SECTION. A PERSON WHO PREVAILS IN SUCH A SUIT IS ENTITLED TO AN AWARD OF COSTS AND REASONABLE ATTORNEY FEES TO BE PAID BY THE STATE.

SECTION 2. This amendment shall take effect 30 days after the vote of the people approving it.

RECEIVED

JAN 21 2010

Colorado Secretary of State

per
3:00P.M.
JC

Robert McGuire

11001 West 120th Ave., Suite 400

Broomfield, CO 80021

303-544-2188

303-544-2187

ram@lawram.com

Betsey McGuire

11001 West 120th Ave., Suite 400

Broomfield, CO 80021

303-544-2188

303-544-2187

ram@lawram.com