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**RECEIVED**

MAR 18 2014

Colorado Secretary of State

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2:54 P.M.

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Althea M. Gerrard

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Michael P. Taylor

January 27, 2014

Mike Mauer, Director  
Colorado Legislative Council Staff  
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**Petition For An Initiated Law** To Change Voting For Candidates For Elected Office To Answering The Question "Should This Candidate, *Candidate's Name*, Hold This Elected Office?" Yes or No.

**Proposed Name:** Yes/No Initiative

**Simple Description:** This change to Title 1 Elections allows every voter to vote "yes" or "no" for every candidate seeking an elected office. A yes vote counts as +1, a no vote counts as -1. The numerical values are summed for each candidate for a net vote count. The winner of the office is the candidate with the greatest summed numerical value.

There is a compelling state interest in encouraging increased voter participation and the yes/no initiative promotes this interest by allowing the Colorado electorate to more fully participate in the multi-party diverse Colorado political spectrum.

**Example ballot is on next page, followed by proposed wording for the law:**

FEDERAL OFFICES OFICINAS FEDERALES			
PRESIDENTIAL ELECTORS ELECTORES PRESIDENCIALES			
(Vote Yes or No/Vote Si o No)			
American Constitution Constitucion Americana	Should these candidates, Virgil H. Goode Jr. Jim Clymer, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Democratic Democrata	Should these candidates, Barack Obama Joe Biden, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Republican Republicano	Should these candidates, Mitt Romney Paul Ryan, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Libertarian Libertario	Should these candidates, Gary Johnson James P. Gray, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Green Verde	Should these candidates, Jill Stein Cheri Honkala, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Socialist, USA Socialista, USA	Should these candidates, Stewart Alexander Alex Mendoza, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Justice Magistrado	Should these candidates, Ross C. "Rocky" Anderson Luis J. Rodriguez, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Peace and Freedom Paz y Libertad	Should these candidates, Roseanne Barr Cindy Lee Sheehan, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Socialist Workers Trabajadores Socialistas	Should these candidates, James Harris Alyson Kennedy, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
America's De America	Should these candidates, Tom Hoefling Jonathan D. Ellis, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Socialism and Liberation Socialismo y Liberacion	Should these candidates, Gloria La Riva Filberto Ramirez Jr., hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
American Third Position Tercera Posicion Americana	Should these candidates, Merlin Miller Harry V. Bertram, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Unaffiliated Sin Afiliacion	Should these candidates, Jill Reed Tom Cary, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Objectivist Objectivista	Should these candidates, Thomas Robert Stevens Alden Link, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
We the People Nosotros el Pueblo	Should these candidates, Sheila "Samm" Tittle Mathew A. Turner, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Socialist Equality Igualdad Socialistas	Should these candidates, Jerry White Phyllis Scherrer, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
(Write-In/Por escrito)			

STATE OFFICES OFICINAS ESTATALES			
STATE SENATE -- DISTRICT 33 SENADO ESTATAL -- DISTRITO 33			
(Vote Yes or No/Vote Si o No)			
Democratic Democrata	Should this candidate, Mike Johnston, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Republican Republicano	Should this candidate, Jason DeBerry, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
Libertarian Libertario	Should this candidate, Courtney Kolva, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
DISTRICT ATTORNEY- 2 <sup>ND</sup> JUDICIAL DISTRICT FISCAL DE DISTRITO 2do DISTRITO JUDICIAL			
(Vote Yes or No/Vote Si o No)			
Democratic Democrata	Should this candidate, "Mitch" Morrissey, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>
DISTRICT A REGIONAL TRANSPORTATION DISTRICT DIRECTOR DIRECTOR REGIONAL DE DISTRITO DE TRANSPORTE DEL DISTRITO A			
(Vote Yes or No/Vote Si o No)			
	Should this candidate, Bill James, hold this elected office?	Yes Si No No	<input type="checkbox"/> <input type="checkbox"/>

## Yes or No Initiative

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

**SECTION 1.** In Colorado Revised Statutes, 1-5-403, **amend** (2) and (3) as follows:

(2) For all elections except those for presidential electors, every ballot FOR OFFICES TO BE VOTED FOR AT THAT ELECTION SHALL CONTAIN THE INSTRUCTION "YOU MAY VOTE YES OR NO FOR EVERY CANDIDATE LISTED", AND shall contain the ~~names of~~ QUESTION, "SHOULD THIS CANDIDATE, (INSERT NAME OF CANDIDATE HERE), HOLD THIS ELECTED OFFICE?" AND THE CHOICE TO VOTE "YES" OR "NO" FOR all candidates ~~for offices to be voted for at that election~~ whose nominations have been made and accepted, except those who have died or withdrawn, and the ballot shall contain no other names. When presidential electors are to be elected, their names shall not be printed on the ballot, but the names of the candidates of the respective political parties or political organizations for president and vice president of the United States shall be printed together in pairs under the title "presidential electors" AND SHALL CONTAIN THE INSTRUCTION "YOU MAY VOTE YES OR NO FOR EVERY PAIR OF CANDIDATES LISTED". The BALLOT SHALL CONTAIN THE QUESTION, "SHOULD THESE CANDIDATES, (INSERT NAMES OF CANDIDATES), HOLD THIS ELECTED OFFICE?" AND THE CHOICE TO VOTE "YES" OR "NO". The pairs shall be arranged in the alphabetical order of the names of the candidates for president in the manner provided for in section 1-5-404. A vote OF "YES" OR "NO" for any pair of candidates is a vote for OR AGAINST the duly nominated presidential electors of the political party or political organization by which the pair of candidates were named.

(3) The names of joint candidates of a political party or political organization for the offices of governor and lieutenant governor shall be printed in pairs AND SHALL CONTAIN THE INSTRUCTION "YOU MAY VOTE YES OR NO FOR EVERY PAIR OF CANDIDATES LISTED". THE BALLOT SHALL CONTAIN THE QUESTION, "SHOULD THESE CANDIDATES, (INSERT NAMES OF CANDIDATES), HOLD THIS ELECTED OFFICE?" AND THE CHOICE TO VOTE "YES OR No". The pairs shall be arranged in the alphabetical order of the names of candidates for governor in the manner provided for in section 1-5-404. A vote OF "YES" OR "NO" for any pair of candidates for governor and lieutenant governor is a vote for OR AGAINST each of the candidates who compose that pair.

**SECTION 2.** In Colorado Revised Statutes, 1-7-601, **amend** (1) as follows:

(1) As soon as all the votes have been read and counted, either at the precincts or at the electronic balloting counting centers, the election judges shall make a certificate for each precinct, stating the name of each candidate, the office for which that candidate

received votes, and stating the number of votes each candidate received. The number shall be expressed in numerical figures. The entry shall be made, as nearly as circumstances will permit, in the following form:

At an election held ....., in precinct ....., in the county of .....and state of Colorado, on the .....day of .....in the year ....., the following named candidates received the number of votes annexed to their respective names for the following described offices: Total number of ballots or votes cast was .... A.B. and E.F. had 72 votes ~~for~~ YES AND 35 VOTES NO WITH A NET VOTE OF 37 VOTES YES FOR governor and lieutenant governor; C.D. and G.H. had 69 votes ~~for~~ YES AND 72 VOTES NO WITH A NET VOTE OF 3 VOTES NO FOR governor and lieutenant governor; J.K. had 68 votes ~~for~~ YES AND 33 VOTES NO WITH A NET VOTE OF 35 VOTES YES FOR representative in congress; L.M. had 70 votes ~~for~~ YES AND 21 VOTES NO WITH A NET VOTE OF 49 VOTES YES FOR representative in congress; N.O. had 72 votes ~~for~~ YES AND 28 VOTES NO WITH A NET VOTE OF 44 VOTES YES FOR state representative; P.Q. had 71 votes ~~for~~ YES AND 10 VOTES NO WITH A NET VOTE OF 61 VOTES YES FOR state representative; R.S. had 84 votes ~~for~~ YES AND 27 VOTES NO WITH A NET VOTE OF 57 VOTES YES FOR sheriff; T.W. had 60 votes ~~for~~ YES AND 67 VOTES NO WITH A NET VOTE OF 7 VOTES NO FOR sheriff; (and the same manner for any other persons voted for).

Certified by us:

A.B. )

C.D. )

E.F. ) Election Judges

**SECTION 3.** In Colorado Revised Statutes, add 1-7-604 as follows:

(1) THE NET VOTE COUNT IS DETERMINED BY COUNTING THE NUMBER OF YES VOTES FOR A CANDIDATE OR PAIR OF CANDIDATES AND MULTIPLYING THAT YES COUNT BY THE NUMBER 1, COUNTING THE NUMBER OF NO VOTES FOR A CANDIDATE OR PAIR OF CANDIDATES AND MULTIPLYING THE NO COUNT BY THE NUMBER -1, THEN ADDING THESE 2 NUMBERS TOGETHER. THE WINNING CANDIDATE OR PAIR OF CANDIDATES FOR AN ELECTED OFFICE SHALL HAVE THE NUMERICALLY GREATEST NET VOTE COUNT.