

Initiative 2025-2026 #16  
Voter Approval for Statewide Fees

Received by Legislative Council Staff  
1/24/25 at 4:10 pm

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

**SECTION 1.** In the Colorado constitution, section 20 of article X, **add** (2)(d.5) as follows:

**(2) Term definitions.** Within this section:

(d.5) “FEE” MEANS A VOLUNTARILY INCURRED GOVERNMENTAL CHARGE IN EXCHANGE FOR SPECIFIC BENEFIT CONFERRED ON THE PAYER, WHICH FEE SHOULD REASONABLY APPROXIMATE THE PAYER’S FAIR SHARE OF THE COSTS INCURRED BY THE GOVERNMENT IN PROVIDING SAID SPECIFIC BENEFIT.

(d.6) AFTER JANUARY 1, 2027, ANY STATEWIDE FEE ESTABLISHED OR INCREASED WITH A PROJECTED OR ACTUAL REVENUE OF OVER \$100,000,000 TOTAL IN THE FIRST FIVE FISCAL YEARS MUST BE APPROVED AT A STATEWIDE ELECTION. BALLOT TITLES FOR SUCH FEES SHALL BEGIN, “SHALL A FEE BE ENACTED TO COLLECT REVENUE TOTALING (FULL DOLLAR COLLECTION FOR FIRST FIVE FISCAL YEARS) IN ITS FIRST FIVE YEARS...?”

(d.7) FEES COLLECTED TO FUND SIMILAR PURPOSES CREATED OR INCREASED SIMULTANEOUSLY OR WITHIN THE FIVE PRECEDING YEARS SHALL BE AGGREGATED IN CALCULATING THE APPLICABILITY OF THIS SECTION.

(d.8) REVENUE COLLECTED FOR ENTERPRISES CREATED SIMULTANEOUSLY OR WITHIN THE FIVE PRECEDING YEARS SERVING SIMILAR PURPOSES SHALL BE AGGREGATED IN CALCULATING THE APPLICABILITY OF THIS SECTION.

**SECTION 2. Effective date – applicability.**

(1) Effective date. This act takes effect upon the official declaration of the vote thereon by proclamation of the Governor.

(2) This definition applies to fees enacted or increased on or after the effective date of this act.