



CITY AND COUNTY OF DENVER

REVIEW AND COMMENT ON AN INITIATED ORDINANCE

CERTIFICATE OF COMPLIANCE

**TO:** Denver Elections Division  
**FROM:** Office of the City Council  
Office of the City Attorney

This is to certify that the Denver City Council and the Denver City Attorney's Office received an amended initiated ordinance proposal as required by Sec. 15-3(b), D.R.M.C. The initial review and comment hearing was held on 11-20-2020, in accordance with § 8.3.7 of the Denver Charter. The amendments to the proposed initiated ordinance are deemed non-substantive by the Denver City Attorney's Office. The full text of the amended ordinance is attached.

**Short Title of proposed measure: Pandemic Research Fund**

**Proponent(s): Jillian L. Andrews**

**Changes Submitted: Non-substantive**

**Date Received: 3-11-21**

**Date and Time of Hearing: No additional Review and Comment Hearing needed**

Certified By:

Office of the Denver City Council

By:

Signature: Rothmier, Zachary M. - CC Senior Legislative Policy Analyst  
Digitally signed by Rothmier, Zachary M. - CC Senior Legislative Policy Analyst  
Date: 2021.03.15 15:10:33 -0600

Date: 3-15-21

Office of the Denver City Attorney

By:

Signature: Jonathan Griffin  
Digitally signed by Jonathan Griffin  
Date: 2021.03.15 15:14:03 -0600

Date: 3-15-21

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BALLOT TITLE

SHALL DENVER RETAIL MARIJUANA SALES TAX BE INCREASED BY \$7 MILLION ANNUALLY, BEGINNING JANUARY 1, 2022, AND BY WHATEVER ADDITIONAL AMOUNTS ARE RAISED ANNUALLY THEREAFTER, FROM A ONE AND ONE-HALF (1.5) PERCENT RETAIL MARIJUANA SALES TAX TO BE USED TO FUND:

- PANDEMIC RESEARCH FOR ADVANCED TECHNOLOGIES TO PROTECT THE PUBLIC FROM THE SPREAD OF PANDEMIC PATHOGENS, INCLUDING AT SCHOOLS, BUSINESSES, AND HOSPITALS;
- PANDEMIC RESEARCH FOR PANDEMIC PREPAREDNESS AND RECOVERY, INCLUDING URBAN, ECONOMIC, AND SCHOOL PLANNING;

PROVIDED THAT THE FUNDS WILL BE DEDICATED ENTIRELY TO THE UNIVERSITY OF COLORADO DENVER CITYCENTER WHICH WILL BE REQUIRED TO EQUITABLY ALLOCATE THE FUNDS WHEREIN SEVENTY-FIVE (75) PERCENT OF THE FUNDS ARE LIMITED TO THE THREE RESEARCH CATEGORIES OF: PERSONAL PROTECTIVE EQUIPMENT; DISINFECTION AND STERILIZATION TECHNOLOGY; AND DESIGN FEATURES OF PHYSICAL SPACES, AND THAT TWENTY-FIVE (25) PERCENT OF THE FUNDS ARE LIMITED TO RESEARCHING PUBLIC POLICY AND PLANNING, THAT NO MORE THAN EIGHT (8) PERCENT OF THE TAX REVENUE IN ANY YEAR SHALL BE SPENT ON ADMINISTRATIVE EXPENSES, THAT AFTER TWENTY YEARS THE AREAS OF TECHNOLOGICAL RESEARCH TO REDUCE THE SPREAD OF PANDEMIC PATHOGENS MAY BE EXPANDED, THAT OVERSIGHT WILL REQUIRE ANNUAL AUDIT AND REPORTING REQUIREMENTS, AND REQUIRING THAT REVENUES FROM THESE INCREASED TAXES SHALL BE COLLECTED AND SPENT WITHOUT REGARD TO ANY EXPENDITURE, REVENUE-RAISING, OR OTHER LIMITATION CONTAINED WITHIN ARTICLE X, SECTION 20 OF THE COLORADO CONSTITUTION OR ANY OTHER LAW?

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Pandemic Research Fund

*Be it enacted by the City and County of Denver:*

**Section 1.** Chapter 53 Section 92, D.R.M.C. Imposition of Tax shall be amended by the addition of a new subsection (d):

Sec. 53-92. - Imposition of Tax.

(d) In addition to the sale tax imposed by division 1 of this Article II, the sale tax imposed by subsection (a) of this Section 53-92, beginning January 1, 2022, there is imposed upon all sales of retail marijuana and retail marijuana products to a consumer by a retail marijuana store a tax at the rate of one and one-half (1.5) percent of the amount of the sale. The one and one-half (1.5) percent tax described in this subsection 53-92(d) shall be dedicated to the Pandemic Research Fund for pandemic research by University of Colorado Denver CityCenter.

**Section 2.** Chapter 53, D.R.M.C. shall be amended by the addition of a new Section 95 to read as follows:

Sec. 53-95. - Pandemic Research Fund

The Pandemic Research Fund is created for the purpose of receiving revenues derived from the retail marijuana sale tax described in subsection 53-92(d) for research into the reduction of risks from pathogens of pandemic potential. All revenue collected by the city pursuant to section 53-92(d), less administrative costs incurred in the tax's collection, not to exceed eight (8) percent of the total revenue, shall be remitted to the Pandemic Research Fund, the funds from which shall be dedicated entirely to the University of Colorado Denver CityCenter.

(a) Description of activities to be funded.

Upon receipt of the funds from the Pandemic Research Fund, the University of Colorado Denver CityCenter shall establish equitable mechanisms to identify and select projects, and allocate the funds, less any administrative costs, which shall not be subject to any cap unless otherwise agreed upon by the city and the University, as follows:

(1) Three fourths of the funds shall be allocated to developing, implementing, and evaluating practical, step-change technological advances to protect the population from pathogens (whether known or potential) of pandemic potential.

(i) From the enactment of this ordinance until 20 years thereafter, the research to be funded under this subsection (a)(1) shall be limited to the pursuit of technological advances in the following categories:

(A) Personal protective equipment, particularly that which is (1) intuitive, readily accessible, and desirable to health care workers, other essential workers, and members of the public of all ages, (2) affords a high level of protection against infection to the

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wearer, and (3) provides exceptional source control (such as preventing a pathogen's spread from infectious wearers to others).

(B) Disinfection and sterilization technology for quickly eliminating microbial threats from surfaces, air, hands, and the like without harming humans or animals.

(C) Design features of built and transport environments (such as offices, classrooms, buses, and hospitals, including ventilation systems, architectural layout, and antimicrobial surfaces) that complement other infection control technologies and sharply curtail the potential for the spread of microbial threats, without harming humans or animals.

(ii) Beginning 20 years after the enactment of this ordinance, the research to be funded under this provision (a)(1) may be expanded to include any non-pharmaceutical technologies that enable infection control in healthcare and non-healthcare settings, with the goal of drastically reducing the risk of transmission of pathogens (whether known or potential) of pandemic potential.

(2) One fourth of the funds shall be allocated to research as to public policy and planning related to pandemic preparedness and recovery, including:

(i) The role of local, state and federal governments during a pandemic.

(ii) Public policy and strategic planning related to best practices for pandemic control, such as social distancing.

(iii) The potential role of urban planning and architecture in mitigating future pandemics.

(iv) The effects of pandemics on the economy.

(v) Scenario planning for public school systems before, during, and after a pandemic.

(b) Distribution of Funding.

The three-fourths allocation described in section (a)(1) and the one-fourth allocation described in section (a)(2) shall be achieved over a five-year period, such that the overall allocation of funds distributed over the five-year period shall average, as closely as practicable, the ratios specified in section (a). The first five-year period shall begin on January 1, 2022 and a new five-year period shall begin every five years thereafter.

(c) Oversight and Reporting.

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CITY OF DENVER

(1) The University of Colorado Denver CityCenter shall establish mechanisms by which each recipient of funding from the Pandemic Research Fund will submit to the University a report detailing the use of the funds received. The University shall require such report from each recipient not less than once annually, until the recipient has no further information to report.

(2) Expenditures pursuant to this section shall be made pursuant to an agreement between the city and the University of Colorado Denver CityCenter, which agreement shall define the obligations of the university in consideration of such funding. Such agreement shall not restrict the eligibility of funding recipients beyond those criteria described by this ordinance, except as required by municipal or state law. The agreement shall be administered on behalf of the city by the manager of revenue and any expenditure under the agreement shall be subject to audit by the auditor for compliance with the requirements of this section and of the agreement.

(3) Not less than once annually, the University of Colorado Denver CityCenter shall submit to the city auditor and council a report that lists each entity to which the university distributed funding pursuant to this ordinance and the amount of funding each entity received, as well as any administrative costs incurred by the University in the process of selecting recipients and disbursing funds. The auditor shall make such report available to the public.

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# Instructions to Circulators

## Petition for Denver Initiated Ordinance

### 1. How To Circulate a Petition

- A. An initiated ordinance petition may consist of multiple petition sections. There must only be one circulator for each petition section.
- B. Each petition section is bound in a blue manuscript cover and contains: A) an *Affidavit of Petitioners' Committee* containing ballot title and full text, B) an *Instructions to Circulators* page, C) several numbered *Signature Pages* that contain a Warning section at the top of each page, and D) an *Affidavit of Circulator* page.
- C. Read the Warning in this petition section to be aware of who may sign this petition and other legal restrictions on signers of this petition.
- D. A petition section may not be left unattended on a counter or desk for voters to sign.

### 2. Who May Sign a Petition

- A. Signers must be residents of the City and County of Denver and registered to vote in Denver.
- B. Circulators may not sign their own petition section. Notaries may not notarize a petition section they have signed.

### 3. How To Sign a Petition - Signers Must:

- A. Print clearly.
- B. Use blue or black ink. Do not use ditto marks ("") to provide information on a signature line.
- C. Fill out every required field completely, date it and sign it in the presence of the circulator.
- D. Sign their own signature and print their own legal name in the same manner as the person is registered: last name, first name, and middle initial. (For example: Mary Doe, not Mrs. John Doe)
- E. Use the residence address where they reside and are registered to vote, including street name and street number, city and county. Post office boxes may not be used as a place of residence.
- F. Place their initials on all minor corrections. If a major correction is required, the signer should cross out the entire pair of lines containing the error and use the next pair of blank lines.
- G. Not sign for another signer. However, any person **except the circulator** may assist a signer who has limited literacy or is physically unable to write the required information on the petition. The signer must make his or her mark in the signature space and the person giving assistance must provide their signature and a statement that assistance was given. This statement must be provided on the petition immediately following the name of the elector who received assistance.

### 4. What To Do After Petition Section is Completed

- A. Do not disassemble petition sections. If the original staples are removed, all names on the section are disqualified.
- B. A petition section does not have to be completely filled for the listed names to be valid.
- C. The *Affidavit of Circulator* must be properly signed and notarized. Do not sign or date your *Affidavit of Circulator* until in the presence of the notary.
- D. No additional signatures may be collected after the *Affidavit of Circulator* is notarized. Any subsequent signatures are invalid.
- E. All petition sections must be filed with the Elections Division at one time.

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CITY, DENVER

# Warning and Signature Page Petition for Denver Initiated Ordinance

**"WARNING:  
IT IS AGAINST THE LAW:**

For anyone to sign any initiative petition with any name other than his or her own or to knowingly sign his or her name more than once for the same measure or to knowingly sign a petition when not a registered elector who is eligible to vote on the measure.

**DO NOT SIGN THIS PETITION UNLESS YOU ARE A REGISTERED ELECTOR AND ELIGIBLE TO VOTE ON THIS MEASURE. TO BE A REGISTERED ELECTOR, YOU MUST BE A CITIZEN OF COLORADO AND REGISTERED TO VOTE IN THE CITY AND COUNTY OF DENVER:**

Do not sign this petition unless you have read or had read to you the proposed initiative in its entirety and understand its meaning."

**Ballot Title:**

See attached.

1.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
2.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
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3.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
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4.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
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5.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
6.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
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7.	Date:	Last Name:	First Name:	MI:	Year of Birth (Optional):
	Address – Number, Street, Unit #:		City/County:	Signature:	
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Section 0001, Page 1

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**Section 0001, Page 2**

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**Section 0001, Page 3**

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# Warning and Signature Page Petition for Denver Initiated Ordinance

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**Section 0001, Page 4**

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## Warning and Signature Page Petition for Denver Initiated Ordinance

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**Section 0001, Page 5**

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 CITY & COUNTY, DENVER



Denver Elections  
Division

# Affidavit of Circulator Petition for Denver Initiated Ordinance

I, \_\_\_\_\_, being duly sworn  
(Circulator's Printed Name)

on oath depose and say that I have read and understand the laws governing the circulation of petitions; that

1. I was a citizen of the United States, and at least 16 years of age at the time this petition section was circulated and signed by the listed electors;
2. I personally circulated this section of the petition;
3. All signatures on this petition section were affixed in my presence;
4. Each signature hereon is the genuine signature of the person whose name it purports to be;
5. To the best of my knowledge and belief, each of the persons signing this petition section was, at the time of signing, a registered elector of the City and County of Denver;
6. I have not paid and will not in the future pay and that I believe that no other person has paid or will pay, directly or indirectly, any money or other thing of value to any signer for the purpose of inducing or causing the signer to affix the signer's signature to the petition; and
7. Each signer had an opportunity to read the full text and ballot title of this initiative.

\_\_\_\_\_  
(Signature of Circulator) (Date)

\_\_\_\_\_  
(Circulator's Permanent Residential Address)

STATE OF COLORADO  
CITY AND COUNTY \_\_\_\_\_

Subscribed and sworn to me on this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

[SEAL]

My commission expires: \_\_\_\_\_

\_\_\_\_\_  
(Signature of Notary Public)

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CITY AND COUNTY OF DENVER

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CERTIFICATE OF COMPLIANCE

TO: Denver Elections Division

FROM: Office of the City Council  
Office of the City Attorney

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Short Title of proposed measure: **Pandemic Research Fund**

Proponent(s): **Jillian L. Andrews**

Changes Submitted: **Non-substantive**

Date Received: **3-11-21**

Date and Time of Hearing: **No additional Review and Comment Hearing needed**

Certified By:

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By:

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Digitally signed by Rothmier, Zachary M. - CC Senior Legislative Policy Analyst  
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Signature: Jonathan Griffin  
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