

**IN RE: TITLE, BALLOT TITLE, AND SUBMISSION CLAUSE
FOR INITIATIVE 2025 -2026 #317
("SEPARATION OF PINNACOL ASSURANCE FROM THE STATE TO FUND
WORKFORCE DEVELOPMENT")**

Initiative Proponents: John Matthews and Larry James Blackshear

MOTION FOR REHEARING

By undersigned counsel, the designated representatives, John Matthews and Larry James Blackshear, request that the Board amend the titles set for Initiative #317, pursuant to C.R.S. § 1-40-107(1)(a)(I).

On April 15, 2026, the Title Board set the following ballot title and submission clause for Initiative #317:

Shall there be a change to the Colorado Revised Statutes converting Pinnacol Assurance from a state subdivision that provides workers' compensation insurance to an independent mutual insurance company to finance workforce development, and, in connection therewith, requiring Pinnacol Assurance to pay the state \$150 million and taxes on insurance premiums and, until January 1, 2029, to provide workers' compensation coverage for employers who cannot otherwise secure coverage; exempting the payment from Pinnacol Assurance to the state from the Taxpayer's Bill of Rights' limitation on state fiscal year spending; and depositing the payment and taxes on insurance premiums into a workforce development fund to provide scholarships for training in essential job categories?

I. Modest revisions to the title will better effectuate the clear title requirement.

Upon consideration of the title set on April 15, 2026, and reflecting upon the discussion on the titles for Initiatives ## 249 and 317 as well as other measures, the designated representatives have identified a modest change to the title that may better meet the clear title standard.

A title should enable voters to understand "the effect of a 'yes/for' or 'no/against' vote," see C.R.S. § 1-40-106(3)(b), and be drafted to "allow voters, whether or not they are familiar with the subject matter of a particular proposal, to determine intelligently whether to support or oppose the proposal." *In re Title, Ballot Title & Submission Clause for 2019-2020 #3 "State Fiscal Policy"*, 2019 CO 107, ¶ 15. To effectuate these standards, the Board has been endeavoring to use plain language in setting titles. The designated representatives believe a modest "plain language" change to the title furthers these principles.

The title's concluding clause states: "and depositing the payment and taxes on insurance premiums into a workforce development fund to provide scholarships for training in essential job categories." Although this language is accurate, it could be rephrased to be more informative. The fund name does not aid a voter's decision, and the phrase "essential job categories" may not be as clear for voters as it is a defined term in the measure. As a defined term, providing context from the measure's definition may aid voters in understanding it. The definition includes example types of job categories to provide specifically this context.

Accordingly, the designated representatives respectfully request that the Board amend the title to #317 as follows:

Shall there be a change to the Colorado Revised Statutes converting Pinnacol Assurance from a state subdivision that provides workers' compensation insurance to an independent mutual insurance company to finance workforce development, and, in connection therewith, requiring Pinnacol Assurance to pay the state \$150 million and taxes on insurance premiums and, until January 1, 2029, to provide workers' compensation coverage for employers who cannot otherwise secure coverage; exempting the payment from Pinnacol Assurance to the state from the Taxpayer's Bill of Rights' limitation on state fiscal year spending; and ~~using depositing~~ the payment and taxes on insurance premiums ~~into a workforce development fund~~ to provide workers with scholarships for training in essential job categories such as nurses, firefighters, welders, plumbers and electricians?

WHEREFORE, in light of the arguments and legal precedent cited above, the Title Board should revise the titles so that they fully satisfy the clear title requirement.

RESPECTFULLY SUBMITTED this 22nd day of April, 2026.

RECHT KORNFELD, P.C.

s/ Thomas M. Rogers III

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CERTIFICATE OF SERVICE

I, Erin Mohr, hereby affirm that a true and accurate copy of the **MOTION FOR REHEARING ON INITIATIVE 2025 -2026 #317** was sent this day, April 22, 2026, via email to:

Kyle Holter
Assistant Attorney General

s/ Erin Mohr