



D 2020 305

EXECUTIVE ORDER

Proclamation

Declaration of Vote on Proposition EE - Cigarette Tobacco and Nicotine Products Tax

Pursuant to the authority vested in the Governor of the State of Colorado, and, in particular, pursuant to Article V, Section 1(4)(a) of the Colorado Constitution, I, Jared Polis, Governor of the State of Colorado, hereby issue this proclamation declaring the vote on Proposition EE.

I. Background and Purpose

Proposition EE was referred to the people of the state at the biennial regular election held on November 3, 2020. Secretary of State Jena Griswold certified on December 11, 2020 that she had canvassed the "Abstract of Votes Cast," and that the measure was approved by a majority of the votes cast.

Pursuant to Article V, Section 1(4)(a) of the Colorado Constitution, measures initiated or referred to the people of the state shall become law or part of the constitution when approved by a majority of the votes cast, and shall take effect from and after the date of the official declaration of the vote by proclamation of the governor, but not later than thirty days after the vote has been canvassed.

II. Declaration

Accordingly, I hereby issue this proclamation declaring the vote of the following measure referred to the people on November 3, 2020:

Shall state taxes be increased by \$294,000,000 annually by imposing a tax on nicotine liquids used in e-cigarettes and other vaping products that is equal to the total state tax on tobacco products when fully phased in, incrementally increasing the tobacco products tax by up to 22% of the manufacturer's list price, incrementally increasing the cigarette tax by up to 9 cents per cigarette, expanding the existing cigarette and tobacco taxes to apply to sales to consumers from outside the state, establishing a minimum tax for moist snuff tobacco products, creating an inventory tax that applies for future cigarette tax increases, and initially using the tax revenue primarily for public school funding to help offset revenue that has been lost as a result of the economic impacts related to COVID-19 and then for programs that reduce the use of tobacco and nicotine products, enhance the voluntary Colorado preschool program and make it widely available for free, and

maintain the funding for programs that currently receive revenue from tobacco taxes, with the state keeping and spending all of the new tax revenue as a voter-approved revenue change?

Yes – 2,134,608 (67.56 percent)

No – 1,025,182 (32.44 percent)



GIVEN under my hand and the Executive Seal of the State of Colorado, this thirty-first day of December, 2020.

A handwritten signature in blue ink that reads "Jared Polis". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Jared Polis
Governor