Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 24-34-306, amend (14) as follows:

24-34-306.  Charge - complaint - hearing - procedure - exhaustion of administrative remedies. (14) No person may file a civil action in a district court in this state based on an alleged discriminatory or
unfair practice prohibited by parts 4 to 7 parts 4, 5, and 7 of this article article 34 and excluding part 6 of this article 34 and section 24-34-505.6 without first exhausting the proceedings and remedies available to him the person under this part 3 unless he the person shows, in an action filed in the appropriate district court, by clear and convincing evidence, his that the person's ill health which is of such a nature that pursuing administrative remedies would not provide timely and reasonable relief and would cause irreparable harm. This subsection (14) does not apply to civil actions filed in district court based on alleged discriminatory or unfair practices prohibited by either part 6 of this article 34 or section 24-34-505.6.

SECTION 2. In Colorado Revised Statutes, 24-34-802, amend (1)(b) and (2)(a) introductory portion; and repeal (2)(a)(I) as follows:

24-34-802. Violations - penalties - immunity. (1) (b) An individual with a disability, as defined in section 24-34-301 (5.6), must not, by reason of the individual's disability, be excluded from participation in or be denied the benefits of services, programs, or activities provided by a place of public accommodation, as defined in section 24-34-601 (1), a public entity, as defined in section 24-34-301, or a state agency, as defined in section 24-37.5-102, or be subjected to discrimination by any such place of public accommodation, public entity, or state agency.

(2) (a) An individual with a disability, as defined in section 24-34-301 (5.6), who is subject to a violation of subsection (1) of this section or of section 24-34-502, 24-34-502.2, 24-34-601, or 24-34-803 based on the individual's disability may bring a civil suit in a court of competent jurisdiction and, except as provided in section 24-85-103, is entitled to any of a court order requiring compliance with the provisions of the applicable section and either of the following remedies:

(1) A court order requiring compliance with the provisions of the applicable section;

SECTION 3. Safety clause. The general assembly hereby finds,
determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Steve Fenberg
PRESIDENT OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED________________________________________
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO