

**First Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**INTRODUCED**

LLS NO. 23-1005.02 Jane Ritter x4342

**HOUSE BILL 23-1296**

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**HOUSE SPONSORSHIP**

**Ortiz and Herod,**

**SENATE SPONSORSHIP**

**(None),**

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**House Committees**

State, Civic, Military, & Veterans Affairs

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE CREATION OF A TASK FORCE TO STUDY ISSUES**  
102 **RELATED TO THE RIGHTS OF COLORADANS WITH DISABILITIES.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

The bill creates the task force on the rights of Coloradans with disabilities (task force) in the Colorado civil rights commission. The task force shall create a minimum of 4 subcommittees to study and make recommendations on specific issues related to persons with disabilities:

- The rewrite subcommittee, which must study and make recommendations concerning the various issues related to

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.  
Dashes through the words or numbers indicate deletions from existing law.*



1 BEST INTERESTS OF ALL COLORADANS, AND ESPECIALLY COLORADANS  
2 LIVING WITH DISABILITIES, TO FORM SEVERAL GROUPS TO STUDY AND  
3 MAKE RECOMMENDATIONS FOR CHANGE ON ISSUES RELATED TO CIVIL  
4 RIGHTS AND BASIC ACCESSIBILITY FOR PERSONS WITH DISABILITIES.

5 **24-34-1002. Definitions.** AS USED IN THIS PART 10, UNLESS THE  
6 CONTEXT OTHERWISE REQUIRES:

7 (1) "ADAPTIVE OUTDOOR RECREATION USER" MEANS A PERSON  
8 WITH A DISABILITY WHO USES THE COLORADO OUTDOORS, INCLUDING BUT  
9 NOT LIMITED TO THOSE PERSONS USING SKI AREAS AND PERSONS USING  
10 ADAPTIVE OR SPECIALIZED RECREATION EQUIPMENT.

11 (2) "BASIC ACCESS", OR "BASIC ACCESSIBILITY", CONSTITUTE  
12 PUBLIC SAFETY ISSUES AND MEAN THE GENERAL PRACTICE OF MAKING  
13 INFORMATION, ACTIVITIES, AND ENVIRONMENTS SENSIBLE, MEANINGFUL,  
14 USABLE, AND SAFE FOR AS MANY PEOPLE AS POSSIBLE.

15 (3) "COLORADO OUTDOORS" MEANS COLORADO'S OPEN SPACES,  
16 STATE PARKS, PUBLIC LANDS, AND ANY OTHER OUTDOOR RECREATION  
17 AREAS OPEN TO THE PUBLIC IN THE STATE.

18 (4) "COMMISSION" MEANS THE COLORADO CIVIL RIGHTS  
19 COMMISSION CREATED IN SECTION 24-34-303.

20 (5) "GOVERNMENT SUBCOMMITTEE" MEANS THE SUBCOMMITTEE  
21 CREATED IN SECTION 24-34-1007 TO STUDY AND MAKE  
22 RECOMMENDATIONS RELATED TO PHYSICAL AND PROGRAMMATIC BASIC  
23 ACCESSIBILITY WITHIN STATE AND LOCAL GOVERNMENT.

24 (6) "HOUSING SUBCOMMITTEE" MEANS THE SUBCOMMITTEE  
25 CREATED IN SECTION 24-34-1006 TO STUDY AND MAKE  
26 RECOMMENDATIONS RELATED TO THE AFFORDABILITY, ACCESSIBILITY,  
27 AND ATTAINABILITY OF HOUSING FOR PERSONS WITH DISABILITIES.

1 (7) "OUTDOORS SUBCOMMITTEE" MEANS THE SUBCOMMITTEE  
2 CREATED IN SECTION 24-34-1005 TO STUDY AND MAKE  
3 RECOMMENDATIONS RELATED TO BASIC ACCESS TO THE COLORADO  
4 OUTDOORS FOR PERSONS WITH DISABILITIES.

5 (8) "REWRITE SUBCOMMITTEE" MEANS THE SUBCOMMITTEE  
6 CREATED IN SECTION 24-34-1004 TO STUDY AND MAKE  
7 RECOMMENDATIONS CONCERNING THE VARIOUS ISSUES RELATED TO THE  
8 REWRITE AND MODERNIZATION OF THE COLORADO REVISED STATUTES  
9 CONCERNING CIVIL RIGHTS FOR PERSONS WITH DISABILITIES.

10 (9) "TASK FORCE" MEANS THE TASK FORCE ON THE RIGHTS OF  
11 COLORADANS WITH DISABILITIES CREATED IN SECTION 24-34-1003.

12 **24-34-1003. Task force on the rights of Coloradans with**  
13 **disabilities - creation - membership - report.** (1) THERE IS CREATED IN  
14 THE COMMISSION THE TASK FORCE ON THE RIGHTS OF COLORADANS WITH  
15 DISABILITIES. THE MISSION OF THE TASK FORCE IS TO BRING TOGETHER THE  
16 APPROPRIATE STAKEHOLDERS, EXPERTS, AND IMPACTED GROUPS TO STUDY  
17 AND MAKE RECOMMENDATIONS CONCERNING ISSUES RELATED TO PERSONS  
18 WITH DISABILITIES. THE TASK FORCE SHALL CREATE SUBCOMMITTEES TO  
19 STUDY AND REPORT FINDINGS ON THE FOLLOWING ISSUES:

20 (a) REWRITING AND MODERNIZING THE COLORADO REVISED  
21 STATUTES CONCERNING CIVIL RIGHTS FOR PERSONS WITH DISABILITIES;

22 (b) BASIC ACCESS TO THE COLORADO OUTDOORS FOR PERSONS  
23 WITH DISABILITIES;

24 (c) THE AFFORDABILITY, ACCESSIBILITY, AND ATTAINABILITY OF  
25 HOUSING FOR PERSONS WITH DISABILITIES;

26 (d) PHYSICAL AND PROGRAMMATIC BASIC ACCESS WITHIN STATE  
27 AND LOCAL GOVERNMENT; AND

1 (e) ANY OTHER ISSUE RELATED TO ACCESSIBILITY AND THE CIVIL  
2 RIGHTS OF PERSONS WITH DISABILITIES.

3 (2) THE TASK FORCE INCLUDES THE FOLLOWING MEMBERS,  
4 APPOINTED ON OR BEFORE AUGUST 1, 2023:

5 (a) THE LIEUTENANT GOVERNOR, OR THE LIEUTENANT GOVERNOR'S  
6 DESIGNEE, WHO IS A NON-VOTING MEMBER EXCEPT AS NECESSARY TO  
7 BREAK A TIE;

8 (b) FOUR VOTING MEMBERS WHO ARE EITHER FROM A DISABILITY  
9 RIGHTS ADVOCACY ORGANIZATION OR A VETERANS SERVICE  
10 ORGANIZATION THAT SERVES VETERANS WITH A DISABILITY. THE SPEAKER  
11 OF THE HOUSE OF REPRESENTATIVES, THE PRESIDENT OF THE SENATE, THE  
12 MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES, AND THE  
13 MINORITY LEADER OF THE SENATE SHALL EACH APPOINT ONE VOTING  
14 MEMBER.

15 (c) FOUR VOTING MEMBERS AS APPOINTED BY THE GOVERNOR; AND

16 (d) SUBJECT MATTER EXPERTS MUST BE ALLOWED TO PARTICIPATE  
17 IN TASK FORCE DISCUSSIONS UPON THE INVITATION OF THE TASK FORCE.  
18 THE SUBJECT MATTER EXPERTS PRESENCE IS NOT REQUIRED OR INCLUDED  
19 IN DETERMINING A QUORUM OF THE TASK FORCE. THE SUBJECT MATTER  
20 EXPERTS MUST INCLUDE, BUT NEED NOT BE LIMITED TO:

21 (I) REPRESENTATION FROM THE DEPARTMENT OF LOCAL AFFAIRS;

22 (II) REPRESENTATION FROM THE DIVISION OF HOUSING WITHIN THE  
23 DEPARTMENT OF LOCAL AFFAIRS;

24 (III) REPRESENTATION FROM THE DEPARTMENT OF REGULATORY  
25 AGENCIES;

26 (IV) REPRESENTATION FROM THE COLORADO CIVIL RIGHTS  
27 COMMISSION;

1 (V) REPRESENTATION FROM THE COLORADO OFFICE OF ECONOMIC  
2 DEVELOPMENT AND INTERNATIONAL TRADE;

3 (VI) REPRESENTATION FROM THE OFFICE OF STATE PLANNING AND  
4 BUDGETING;

5 (VII) REPRESENTATION FROM VARYING ADVOCACY  
6 ORGANIZATIONS AS DEEMED APPROPRIATE;

7 (VIII) DISABILITY LAW EXPERTS;

8 (IX) OTHER LEGAL EXPERTS; AND

9 (X) PERSONS WHO REPRESENT COLORADO'S FEDERAL PARTNERS.

10 (3) THE TASK FORCE SHALL CREATE THE SUBCOMMITTEES  
11 IDENTIFIED IN SECTIONS 24-34-1004 TO 24-34-1007, AND THE GOVERNOR  
12 SHALL MAKE APPOINTMENTS TO EACH SUBCOMMITTEE, BASED ON  
13 RECOMMENDATIONS FROM THE TASK FORCE. EACH SUBCOMMITTEE SHALL  
14 MAKE SEPARATE REPORTS ON ITS FINDINGS AND RECOMMENDATIONS AND  
15 PROVIDE THE REPORTS TO THE TASK FORCE.

16 (4) THE TASK FORCE SHALL PRODUCE A FINAL REPORT, INCLUDING  
17 RECOMMENDATIONS, AND SUBMIT IT TO THE GOVERNOR AND GENERAL  
18 ASSEMBLY ON OR BEFORE JANUARY 30, 2025. THE TASK FORCE SHALL  
19 CONSIDER THE REPORTS OF THE SUBCOMMITTEES BUT IS NOT BOUND BY  
20 ANY FINDINGS OR CONCLUSIONS OF ANY SUBCOMMITTEE IN PRODUCING ITS  
21 FINAL REPORT.

22 (5) THE TASK FORCE MAY EMPLOY ONE-AND-A-HALF FULL-TIME  
23 EMPLOYEES AND CONTRACT WITH A VENDOR TO FACILITATE AND ASSIST  
24 WITH THE OPERATIONS AND DUTIES OF THE TASK FORCE AND  
25 SUBCOMMITTEES. TASK FORCE MEMBERS AND SUBCOMMITTEE MEMBERS  
26 MAY RECEIVE PER DIEM COMPENSATION AND MAY BE REIMBURSED FOR  
27 ACTUAL AND NECESSARY EXPENSES INCURRED WHILE ON OFFICIAL TASK

1 FORCE OR SUBCOMMITTEE BUSINESS, AS PROVIDED IN SECTION 12-20-103  
2 (6).

3 **24-34-1004. Subcommittee on the rewrite and modernization**  
4 **of the Colorado Revised Statutes concerning civil rights of persons**  
5 **with disabilities - membership - purpose - reporting.** (1) ON OR  
6 BEFORE SEPTEMBER 15, 2023, THE TASK FORCE SHALL CREATE THE  
7 SUBCOMMITTEE ON THE REWRITE AND MODERNIZATION OF THE COLORADO  
8 REVISED STATUTES CONCERNING THE CIVIL RIGHTS OF PERSONS WITH  
9 DISABILITIES. THE PURPOSE OF THE REWRITE SUBCOMMITTEE IS TO STUDY  
10 THE CURRENT COLORADO REVISED STATUTES CONCERNING THE CIVIL  
11 RIGHTS OF PERSONS WITH DISABILITIES AND MAKE RECOMMENDATIONS  
12 FOR A THOROUGH REVISION AND REWRITE TO IMPROVE CLARITY, ENSURE  
13 THE CIVIL RIGHTS OF COLORADANS ARE PROTECTED, AND ENSURE THE  
14 PROTECTIONS ARE ENFORCEABLE.

15 (2) THE REWRITE SUBCOMMITTEE MUST, AT A MINIMUM, INCLUDE  
16 REPRESENTATION FROM DISABILITY ADVOCATES AND GOVERNMENT  
17 REPRESENTATIVES WITH LEGAL EXPERTISE, APPOINTED BY THE GOVERNOR,  
18 BASED ON RECOMMENDATIONS FROM THE TASK FORCE. AT A MINIMUM,  
19 THE REWRITE SUBCOMMITTEE INCLUDES:

20 (a) FOUR MEMBERS WHO REPRESENT DISABILITY RIGHTS  
21 ADVOCACY ORGANIZATIONS, WITH AT LEAST TWO MEMBERS WHO ARE  
22 INDIVIDUALS LIVING WITH A DISABILITY, INCLUDING:

- 23 (I) TWO ATTORNEYS WITH LITIGATION EXPERIENCE;
- 24 (II) ONE MEMBER WITHOUT LITIGATION EXPERIENCE; AND
- 25 (III) ONE MEMBER WHO REPRESENTS A VETERANS SERVICE  
26 ORGANIZATION THAT SERVES VETERANS WITH A DISABILITY.

27 (b) FOUR MEMBERS WHO REPRESENT GOVERNMENT AND BUSINESS

1 COMMUNITY INTERESTS.

2 (3) THE REWRITE SUBCOMMITTEE SHALL SUBMIT AN INITIAL  
3 REPORT WITH ITS FINDINGS AND RECOMMENDATIONS TO THE TASK FORCE  
4 ON OR BEFORE DECEMBER 1, 2023, AND A FINAL REPORT TO THE TASK  
5 FORCE ON OR BEFORE DECEMBER 1, 2024. THE REPORT MUST INCLUDE, AT  
6 A MINIMUM, RECOMMENDATIONS FOR CLARITY AND IMPROVEMENT OF THE  
7 COLORADO REVISED STATUTES CONCERNING THE CIVIL RIGHTS OF  
8 PERSONS WITH DISABILITIES; A DISCUSSION OF DAMAGES FOR EMOTIONAL  
9 DISTRESS FOR PERSONS SUBJECT TO DISCRIMINATION; CONSIDERATIONS  
10 FOR PUBLIC ENTITIES AND PRIVATE BUSINESSES, INCLUDING SIZES OF  
11 ENTITIES AND GENERAL CLARITY ON REQUIREMENTS, TO COMPLY WITH THE  
12 COLORADO REVISED STATUTES CONCERNING THE CIVIL RIGHTS OF  
13 PERSONS WITH DISABILITIES.

14 **24-34-1005. Subcommittee on basic access to Colorado**  
15 **outdoors for persons with disabilities - membership - purpose -**  
16 **reporting.** (1) ON OR BEFORE OCTOBER 30, 2023, THE TASK FORCE SHALL  
17 CREATE THE SUBCOMMITTEE ON BASIC ACCESS TO THE COLORADO  
18 OUTDOORS FOR PERSONS WITH DISABILITIES. THE PURPOSE OF THE  
19 OUTDOORS SUBCOMMITTEE IS TO IDENTIFY BARRIERS TO BASIC ACCESS TO  
20 AND THE ENJOYMENT OF THE COLORADO OUTDOORS FOR PERSONS WITH  
21 DISABILITIES AND TO MAKE RECOMMENDATIONS FOR ADDRESSING THOSE  
22 BARRIERS.

23 (2) THE OUTDOORS SUBCOMMITTEE MUST, AT A MINIMUM,  
24 INCLUDE REPRESENTATION FROM DISABILITY ADVOCATES, ATHLETES AND  
25 OUTDOOR ENTHUSIASTS WITH DISABILITIES, AND GOVERNMENT  
26 REPRESENTATIVES FROM APPROPRIATE AGENCIES. INDIVIDUALS ARE  
27 APPOINTED BY THE GOVERNOR BASED ON RECOMMENDATIONS FROM THE

1 TASK FORCE AND AT A MINIMUM, THE OUTDOORS SUBCOMMITTEE  
2 INCLUDES:

3 (a) FOUR MEMBERS WHO REPRESENT ADAPTIVE OUTDOOR  
4 RECREATION USERS, ADAPTIVE OUTDOOR RECREATION PROGRAMS, AND  
5 ADAPTIVE TRAILS; VETERAN SERVICE ORGANIZATIONS THAT SERVE  
6 VETERANS WITH A DISABILITY; AND DISABILITY RIGHTS ADVOCACY  
7 ORGANIZATIONS; AND

8 (b) FOUR MEMBERS WHO REPRESENT COLORADO'S OUTDOOR  
9 RECREATION INDUSTRY AND APPROPRIATE GOVERNMENT AGENCIES.

10 (3) THE OUTDOORS SUBCOMMITTEE SHALL SUBMIT A REPORT WITH  
11 ITS FINDINGS AND RECOMMENDATIONS, INCLUDING RECOMMENDATIONS  
12 ON BEST PRACTICES AND GUIDANCE FOR CREATING BASIC ACCESS TO  
13 COLORADO OUTDOOR SPACES FOR PEOPLE WITH DISABILITIES, TO THE TASK  
14 FORCE ON OR BEFORE DECEMBER 1, 2024.

15 **24-34-1006. Subcommittee on affordability, accessibility, and**  
16 **attainability of housing for persons with disabilities - membership -**  
17 **purpose - reporting.** (1) ON OR BEFORE OCTOBER 30, 2023, THE TASK  
18 FORCE SHALL CREATE THE SUBCOMMITTEE ON THE AFFORDABILITY,  
19 ACCESSIBILITY, AND ATTAINABILITY OF HOUSING FOR PERSONS WITH  
20 DISABILITIES. THE PURPOSE OF THE HOUSING SUBCOMMITTEE IS TO  
21 IDENTIFY BARRIERS TO SECURING AND ENJOYING SECURE AND  
22 AFFORDABLE, ACCESSIBLE, AND ATTAINABLE HOUSING FOR PERSONS WITH  
23 DISABILITIES AND TO MAKE RECOMMENDATIONS FOR ADDRESSING THOSE  
24 BARRIERS.

25 (2) THE GOVERNOR SHALL APPOINT MEMBERS TO THE HOUSING  
26 SUBCOMMITTEE BASED ON RECOMMENDATIONS FROM THE TASK FORCE.  
27 THE HOUSING SUBCOMMITTEE INCLUDES, AT A MINIMUM:

1 (a) FOUR MEMBERS WHO REPRESENT DISABILITY RIGHTS  
2 ADVOCACY ORGANIZATIONS AND VETERANS SERVICE ORGANIZATIONS  
3 THAT SERVE DISABLED VETERANS; AND

4 (b) FOUR MEMBERS WHO REPRESENT THE COLORADO HOUSING  
5 INDUSTRY AND APPROPRIATE GOVERNMENT AGENCIES.

6 (3) THE HOUSING SUBCOMMITTEE SHALL SUBMIT A REPORT WITH  
7 ITS FINDINGS AND RECOMMENDATIONS OUTLINING THE CURRENT NEED FOR  
8 AND INVENTORY OF ACCESSIBLE HOUSING IN COLORADO, THE PROJECTED  
9 INCREASED NEED FOR ACCESSIBLE HOUSING IN THE NEXT DECADE, AND  
10 RECOMMENDATIONS TO MEET FUTURE HOUSING DEMAND, INCLUDING  
11 FINANCING FOR LOW-INCOME HOUSING DEVELOPMENT AND ANY  
12 STATUTORY REQUIREMENTS, TO THE TASK FORCE ON OR BEFORE  
13 DECEMBER 1, 2024.

14 **24-34-1007. Subcommittee on physical and programmatic**  
15 **basic access within state and local government for persons with**  
16 **disabilities - membership - purpose - reporting.** (1) ON OR BEFORE  
17 OCTOBER 30, 2023, THE TASK FORCE SHALL CREATE THE SUBCOMMITTEE  
18 ON PHYSICAL AND PROGRAMMATIC BASIC ACCESS WITHIN STATE AND  
19 LOCAL GOVERNMENT FOR PERSONS WITH DISABILITIES. THE PURPOSE OF  
20 THE GOVERNMENT SUBCOMMITTEE IS TO STUDY AND MAKE  
21 RECOMMENDATIONS ON ISSUES TO ENSURE PEOPLE WITH DISABILITIES  
22 HAVE ACCESS TO THE SERVICES THEY NEED, ARE ABLE TO EFFECTIVELY  
23 PARTICIPATE IN PUBLIC DISCUSSION, ARE ABLE TO BE EMPLOYED BY  
24 GOVERNMENTAL AGENCIES, AND CAN RUN FOR AND EFFECTIVELY SERVE  
25 IN ELECTED POSITIONS.

26 (2) THE GOVERNMENT SUBCOMMITTEE MUST, AT A MINIMUM,  
27 INCLUDE REPRESENTATION FROM DISABILITY ADVOCATES. THE GOVERNOR

1 SHALL APPOINT MEMBERS TO THE GOVERNMENT SUBCOMMITTEE BASED ON  
2 RECOMMENDATIONS FROM THE TASK FORCE AND SHALL APPOINT MORE  
3 MEMBERS WHO REPRESENT DISABILITY ADVOCATES THAN MEMBERS WHO  
4 REPRESENT GOVERNMENT AGENCIES. AT A MINIMUM, THE GOVERNMENT  
5 SUBCOMMITTEE INCLUDES:

6 (a) FOUR MEMBERS WHO REPRESENT DISABILITY RIGHTS  
7 ADVOCACY ORGANIZATIONS AND VETERANS SERVICE ORGANIZATIONS  
8 THAT SERVE VETERANS WITH DISABILITIES; AND

9 (b) FOUR MEMBERS WHO REPRESENT LOCAL AND STATE  
10 GOVERNMENT.

11 (3) THE GOVERNMENT SUBCOMMITTEE SHALL SUBMIT A REPORT  
12 WITH ITS FINDINGS AND RECOMMENDATIONS TO THE TASK FORCE ON OR  
13 BEFORE DECEMBER 1, 2024.

14 **24-34-1008. Repeal of part.** THIS PART 10 IS REPEALED,  
15 EFFECTIVE JUNE 30, 2025.

16 **SECTION 2.** In Colorado Revised Statutes, **amend** 24-34-301 as  
17 follows:

18 **24-34-301. Definitions.** As used in parts 3 to 8 **10** of this article  
19 34, unless the context otherwise requires:

20 (1) "Age" means a chronological age of at least forty years.

21 ~~(1.1)~~ (2) "Agency" or "state agency" means any board, bureau,  
22 commission, department, institution, division, section, or officer of the  
23 state.

24 (3) "BASIC ACCESS", OR "BASIC ACCESSIBILITY" CONSTITUTE  
25 PUBLIC SAFETY ISSUES AND MEAN THE GENERAL PRACTICE OF MAKING  
26 INFORMATION, ACTIVITIES, AND ENVIRONMENTS SENSIBLE, MEANINGFUL,  
27 USABLE, AND SAFE FOR AS MANY PEOPLE AS POSSIBLE.

1           ~~(1.5)~~ (4) "Commission" means the Colorado civil rights  
2 commission created in section 24-34-303.

3           ~~(1.6)~~ (5) "Commissioner" means a member of the Colorado civil  
4 rights commission.

5           ~~(2)~~ (6) "Director" means the director of the Colorado civil rights  
6 division ~~which office is~~ created in section 24-34-302.

7           ~~(2.5)~~ (7) "Disability" has the same meaning as set forth in the  
8 federal "Americans with Disabilities Act of 1990", 42 U.S.C. sec. 12101  
9 et seq., and its related amendments and implementing regulations.

10          ~~(3)~~ (8) "Division" means the Colorado civil rights division,  
11 created in section 24-34-302.

12          ~~(3.3)~~ (9) "Gender expression" means an individual's way of  
13 reflecting and expressing the individual's gender to the outside world,  
14 typically demonstrated through appearance, dress, and behavior.

15          ~~(3.5)~~ (10) "Gender identity" means an individual's innate sense of  
16 the individual's own gender, which may or may not correspond with the  
17 individual's sex assigned at birth.

18          ~~(4) (Deleted by amendment, L. 93, p. 1655, § 59, effective July 1,~~  
19 ~~1993.)~~

20          ~~(4.1)~~ (11) "Housing" means a building, structure, vacant land, or  
21 part thereof offered for sale, lease, rent, or transfer of ownership; except  
22 that "housing" does not include any room offered for rent or lease in a  
23 single-family dwelling maintained and occupied in part by the owner or  
24 lessee of ~~said~~ THE dwelling as ~~his or her~~ THE OWNER'S OR LESSEE'S  
25 household.

26          ~~(4.2)~~ (12) "Housing accommodations" means any real property or  
27 portion thereof that is used or occupied, or intended, arranged, or

1 designed to be used or occupied, as the home, residence, or sleeping place  
2 of one or more persons but does not include any single family residence,  
3 the occupants of which rent, lease, or furnish for compensation not more  
4 than one room in that residence.

5 (13) "INDIVIDUAL WITH A DISABILITY" MEANS AN INDIVIDUAL WITH  
6 A DISABILITY OR DISABILITIES.

7 ~~(4.5)~~ (14) "Marital status" means a relationship or a spousal status  
8 of an individual, including, but not limited to, being single, cohabitating,  
9 engaged, widowed, married, in a civil union, or legally separated, or a  
10 relationship or a spousal status of an individual who has had or is in the  
11 process of having a marriage or civil union dissolved or declared invalid.

12 ~~(5)~~ (15) (a) "Person" means one or more individuals, limited  
13 liability companies, partnerships, associations, corporations, legal  
14 representatives, trustees, receivers, or the state of Colorado and all of its  
15 political subdivisions and agencies.

16 (b) For the purposes of part 5 of this article 34, "person" does not  
17 include any private club not open to the public that, as an incident to its  
18 primary purpose or purposes, provides lodgings that it owns or operates  
19 for other than a commercial purpose, unless the club has the purpose of  
20 promoting discrimination in the matter of housing against any person  
21 because of disability, race, creed, color, religion, sex, sexual orientation,  
22 gender identity, gender expression, marital status, familial status, national  
23 origin, or ancestry.

24 ~~(5.1)~~ (16) "Place of public accommodation" or "public  
25 accommodation" has the same meaning as set forth in Title III of the  
26 federal "Americans with Disabilities Act of 1990", 42 U.S.C. sec. 12181  
27 (7), and its related amendments and implementing regulations.

1           ~~(5.3)~~(17) "Protective hairstyle" includes such hairstyles as braids,  
2 locs, twists, tight coils or curls, cornrows, Bantu knots, Afros, and  
3 headwraps.

4           ~~(5.4)~~(18) "Public entity" means:

5           (a) Any state or local government; or

6           (b) Any department, agency, special district, or other  
7 instrumentality of a state or local government.

8           ~~(5.5)~~(19) "Public transportation service" means a common carrier  
9 of passengers or any other means of public conveyance or modes of  
10 transportation, including, but not limited to, airplanes, motor vehicles,  
11 railroad trains, motor buses, streetcars, boats, or taxis.

12           ~~(5.6)~~(20) "Qualified individual with a disability" or "individual  
13 with a disability" has the same meaning as set forth in the federal  
14 "Americans with Disabilities Act of 1990", 42 U.S.C. sec. 12131, and its  
15 related amendments and implementing regulations.

16           ~~(5.8)~~(21) "Race" includes hair texture, hair type, or a protective  
17 hairstyle that is commonly or historically associated with race.

18           ~~(6)~~(22) "Respondent" means any person, agency, organization, or  
19 other entity against whom a charge is filed pursuant to any of the  
20 provisions of parts 3 to 8 of this ~~article~~ ARTICLE 34.

21           ~~(6.5)~~(23) "Service animal" has the same meaning as set forth in  
22 the implementing regulations of Title II and Title III of the federal  
23 "Americans with Disabilities Act of 1990", 42 U.S.C. sec. 12101 et seq.

24           ~~(7)~~(24) "Sexual orientation" means an individual's identity, or  
25 another individual's perception thereof, in relation to the gender or  
26 genders to which the individual is sexually or emotionally attracted and  
27 the behavior or social affiliation that may result from the attraction.

1           ~~(8)~~ (25) "Trainer of a service animal" means a person who  
2 individually trains a service animal.

3           **SECTION 3.** In Colorado Revised Statutes, 18-13-107, **amend**  
4 (1) and (3) as follows:

5           **18-13-107. Interference with persons with disabilities.** (1) A  
6 person shall not falsely impersonate an individual with a disability, as that  
7 term is defined in ~~section 24-34-301 (5.6), C.R.S.~~ SECTION 24-34-301.

8           (3) A person shall not knowingly deny an individual with a  
9 disability, as defined in ~~section 24-34-301 (5.6), C.R.S.~~ SECTION  
10 24-34-301, any right or privilege protected in section 24-34-502,  
11 24-34-502.2, 24-34-601, 24-34-802, ~~(1)~~, or 24-34-803. ~~C.R.S.~~

12           **SECTION 4.** In Colorado Revised Statutes, 24-32-706, **amend**  
13 (1) as follows:

14           **24-32-706. State housing board.** (1) There is created, within the  
15 division of housing, the state housing board. The governor shall appoint  
16 one member from each congressional district in the state TO THE BOARD.  
17 The member must be a qualified elector of the congressional district from  
18 which the member is appointed. In making appointments to the board, the  
19 governor shall include representation by at least one member who is a  
20 person with a disability, as defined in ~~section 24-34-301 (2.5)~~ SECTION  
21 24-34-301, a family member of a person with a disability, or a member of  
22 an advocacy group for persons with disabilities.

23           **SECTION 5.** In Colorado Revised Statutes, 24-34-501, **amend**  
24 (3) as follows:

25           **24-34-501. Definitions.** As used in this part 5, unless the context  
26 otherwise requires:

27           (3) "Person" has the ~~meaning ascribed to such term in section~~

1 ~~24-34-301 (5)~~ SAME MEANING AS SET FORTH IN SECTION 24-34-301 and  
2 includes any owner, lessee, proprietor, manager, employee, or any agent  
3 of a person; but, for purposes of this part 5, "person" does not include any  
4 private club not open to the public that, as an incident to its primary  
5 purpose or purposes, provides lodgings that it owns or operates for other  
6 than a commercial purpose, unless the club has the purpose of promoting  
7 discrimination in the matter of housing against any person because of  
8 disability, race, creed, color, religion, sex, sexual orientation, gender  
9 identity, gender expression, marital status, familial status, veteran or  
10 military status, national origin, or ancestry.

11 **SECTION 6.** In Colorado Revised Statutes, 24-34-802, **amend**  
12 (1)(b) and (2)(a) introductory portion as follows:

13 **24-34-802. Violations - penalties - immunity.** (1) (b) An  
14 individual with a disability, as defined in ~~section 24-34-301 (5.6)~~ SECTION  
15 24-34-301, must not, by reason of the individual's disability, be excluded  
16 from participation in or be denied the benefits of services, programs, or  
17 activities provided by a public entity, as defined in section 24-34-301, or  
18 a state agency, as defined in section 24-37.5-102, or be subjected to  
19 discrimination by any such public entity or state agency.

20 (2) (a) An individual with a disability, as defined in ~~section~~  
21 ~~24-34-301 (5.6)~~ SECTION 24-34-301, who is subject to a violation of  
22 subsection (1) of this section or of section 24-34-502, 24-34-502.2,  
23 24-34-601, or 24-34-803 based on the individual's disability may bring a  
24 civil suit in a court of competent jurisdiction and, except as provided in  
25 section 24-85-103, is entitled to any of the following remedies:

26 **SECTION 7.** In Colorado Revised Statutes, 25-1-103, **amend**  
27 (1)(d) as follows:

1           **25-1-103. State board of health created.** (1) (d) The term of  
2 office for each appointed member is four years. In making appointments  
3 to the board, the governor shall ensure that no business or professional  
4 group constitutes a majority of the board. In making appointments to the  
5 board, the governor is encouraged to include representation by at least  
6 one member who is a person with a disability, as defined in ~~section~~  
7 ~~24-34-301 (2.5)~~ SECTION 24-34-301, a family member of a person with a  
8 disability, or a member of an advocacy group for persons with disabilities  
9 if the other requirements of this subsection (1) are met.

10           **SECTION 8.** In Colorado Revised Statutes, 25-4-1615, **amend**  
11 (4) as follows:

12           **25-4-1615. Pet dogs in retail food establishments - prohibited**  
13 **- exceptions.** (4) Nothing in this section is intended to restrict the  
14 presence of a service animal, as defined in ~~section 24-34-301 (6.5)~~  
15 SECTION 24-34-301.

16           **SECTION 9.** In Colorado Revised Statutes, 25.5-1-301, **amend**  
17 (1)(d)(III) as follows:

18           **25.5-1-301. Medical services board - creation.** (1) (d) In  
19 making appointments to the board, the governor shall include:

20           (III) Representation by at least one member who is a person with  
21 a disability, as defined in ~~section 24-34-301 (2.5)~~ SECTION 24-34-301, a  
22 family member of a person with a disability, or a member of an advocacy  
23 group for persons with disabilities, provided that the other requirements  
24 of this subsection (1) are met.

25           **SECTION 10.** In Colorado Revised Statutes, 26-1-107, **amend**  
26 (1)(b)(I) as follows:

27           **26-1-107. State board of human services - rules.** (1) (b) The

1 board consists of:

2 (I) One member who is a person with a disability, as defined in  
3 ~~section 24-34-301(2.5)~~ SECTION 24-34-301, a family member of a person  
4 with a disability, or a member of an advocacy group for persons with  
5 disabilities;

6 **SECTION 11.** In Colorado Revised Statutes, 26.5-3-204, **amend**  
7 (2)(e) as follows:

8 **26.5-3-204. Colorado child abuse prevention board - creation**  
9 **- members - terms - vacancies.** (2) The board consists of nineteen  
10 members, with a consideration for geographic diversity, as follows:

11 (e) Three persons appointed by the governor and confirmed by the  
12 senate who are knowledgeable in the area of child abuse prevention and  
13 represent some of the following areas: Law enforcement, medicine, law,  
14 business, public policy, mental health, intimate partner violence, early  
15 childhood education, elementary and secondary education, reducing  
16 poverty and helping families gain economic stability, the connection  
17 between housing instability and trauma, higher education, research and  
18 program evaluation, and social work. In making appointments to the  
19 board, the governor is encouraged to include representation by at least  
20 one member who is a person with a disability, as defined in ~~section~~  
21 ~~24-34-301(2.5)~~ SECTION 24-34-301, a family member of a person with a  
22 disability, or a member of an advocacy group for persons with disabilities,  
23 so long as the other requirements of this subsection (2)(e) are met.

24 **SECTION 12.** In Colorado Revised Statutes, 27-50-702, **amend**  
25 (2)(a)(IV) as follows:

26 **27-50-702. Advisory council - membership.** (2) (a) The  
27 advisory council consists of not less than fifteen members and not more

1 than twenty members appointed by the commissioner for three-year  
2 terms; except that some of the initial terms may be for two years. In  
3 addition to maintaining a majority of members who represent individuals  
4 with lived behavioral health experience or families of individuals with  
5 lived behavioral health experience, the commissioner shall appoint at  
6 least one member that represents:

7 (IV) Persons with disabilities, as defined in ~~section 24-34-301~~  
8 ~~(2.5)~~ SECTION 24-34-301, a family member of a person with a disability,  
9 or an advocacy organization for persons with disabilities;

10 **SECTION 13.** In Colorado Revised Statutes, 27-65-130, **amend**  
11 (1)(b) as follows:

12 **27-65-130. Advisory board - created - service standards and**  
13 **rules.** (1) (b) In making appointments to the board, the governor is  
14 encouraged to include representation by at least one member who is a  
15 person with a disability, as defined in ~~section 24-34-301~~ ~~(2.5)~~ SECTION  
16 24-34-301, a family member of a person with a disability, or a member of  
17 an advocacy group for persons with disabilities, provided that the other  
18 requirements of this section are met.

19 **SECTION 14.** In Colorado Revised Statutes, 43-1-106, **amend**  
20 (4)(c) as follows:

21 **43-1-106. Transportation commission - powers and duties -**  
22 **efficiency and accountability committee - rules - definitions.**

23 (4) (c) As the terms of the members of the commission expire, the  
24 governor shall consider the appointment to the commission of one or  
25 more individuals with knowledge or experience in mass transportation ~~in~~  
26 ~~order~~ to provide for a commission with expertise in different modes of  
27 transportation and shall consider the appointment to the commission of

1 at least one individual with knowledge or experience in engineering. In  
2 making appointments to the commission, the governor is encouraged to  
3 include representation by at least one member who is a person with a  
4 disability, as defined in ~~section 24-34-301 (2.5)~~ SECTION 24-34-301, a  
5 family member of a person with a disability, or a member of an advocacy  
6 group for persons with disabilities, provided that the other requirements  
7 of this subsection (4)(c) are met.

8 **SECTION 15. Safety clause.** The general assembly hereby finds,  
9 determines, and declares that this act is necessary for the immediate  
10 preservation of the public peace, health, or safety.