

CHAPTER 125

CRIMINAL LAW AND PROCEDURE

HOUSE BILL 01-1286

BY REPRESENTATIVE(S) Alexander, Borodkin, Boyd, Coleman, Garcia, Grossman, Hefley, Lawrence, Mace, Romanoff, Saliman, Tochtrop, Veiga, and Williams S.;
also SENATOR(S) Hagedorn, Hernandez, Linkhart, and Teck.

AN ACT

CONCERNING FAITH HEALING IN THE CRIME OF CHILD ABUSE.

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

SECTION 1. Repeal. 18-6-401 (6), Colorado Revised Statutes, is repealed as follows:

~~**18-6-401. Child abuse.** (6) A parent, guardian, or legal custodian who chooses and legitimately practices treatment by spiritual means through prayer in accordance with section 19-3-103, C.R.S., shall not be considered to have injured or endangered the child and to be criminally liable under the laws of this state solely because he fails to provide medical treatment for the child, unless such person inhibits or interferes with the provision of medical treatment for the child in accordance with a court order, or unless there is an additional reason, other than health care, to consider the said child to be injured or endangered.~~

SECTION 2. Effective date - applicability. This act shall take effect July 1, 2001, and shall apply to offenses committed on or after said date.

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, and safety.

Approved: April 16, 2001

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.