

Received  
Legislative Council Staff  
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*Be it Enacted by the People of the State of Colorado.*

SECTION 1. In Colorado Revised Statutes, **add** 34-60-132, as follows:

**34-60-132. Hydraulic fracturing prohibited.**

(1) THE PEOPLE OF THE STATE OF COLORADO FIND AND DECLARE THAT:

(a) HYDRAULIC FRACTURING (FRACKING) HAS DETRIMENTAL IMPACTS ON PUBLIC HEALTH, SAFETY AND WELFARE, THE ENVIRONMENT, AND WILDLIFE; AND

(b) TO PRESERVE PUBLIC HEALTH, SAFETY AND WELFARE, THE ENVIRONMENT, AND WILDLIFE, THE PEOPLE DESIRE TO PROHIBIT ALL HYDRAULIC FRACTURING THAT MAY BE PROHIBITED WITHIN THE STATE OF COLORADO.

(2) ALL HYDRAULIC FRACTURING NOT ON FEDERAL LAND IS PROHIBITED.

(3) THIS SECTION'S EFFECTIVE DATE IS THE DATE OF OFFICIAL DECLARATION OF THE VOTE BY THE GOVERNOR AND IS SELF-EXECUTING.

(4) THIS SECTION APPLIES TO OIL AND GAS DEVELOPMENT PERMITTED BEFORE, ON OR AFTER THE EFFECTIVE DATE.

(5) HYDRAULIC FRACTURING, AS USED IN THIS SECTION, SHALL MEAN ALL STAGES OF THE TREATMENT OF A WELL BY THE APPLICATION OF FLUID UNDER PRESSURE THAT IS INTENDED TO CREATE OR PROPAGATE FRACTURES IN A TARGET GEOLOGIC FORMATION TO CREATE OR ENHANCE PRODUCTION OF OIL AND NATURAL GAS.

(6) THIS SECTION SHALL BE FULLY EFFECTIVE AND ENFORCEABLE NOTWITHSTANDING ANY OTHER CONTRADICTORY, OR ARGUABLY CONTRADICTORY, STATE STATUTE(S) OR REGULATION(S). THIS SECTION MAY BE ENFORCED BY THE ATTORNEY GENERAL OF THE STATE OF COLORADO AND/OR BY ANY ONE OR MORE CIVIL ACTION(S) INITIATED BY ANY RESIDENT OF THE STATE OF COLORADO, WHO SHALL HAVE STANDING TO ENFORCE THIS SECTION AND WHO SHALL BE AWARDED ATTORNEY FEES AND COSTS IF SUCH PERSON IS THE PREVAILING PARTY IN ANY ENFORCEMENT ACTION.