

Be it Enacted by the People of the State of Colorado:

Received
Legislative Council Staff
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18-6-901. Declaration of the People.

The People of the State of Colorado find and declare that:

- 1) It is the will of the People of the State of Colorado to uphold the United States Constitution including the Preamble of the United States Constitution and the Fourteenth Amendment of the United States Constitution securing the blessings of life and liberty to our Posterity.
- 2) The state of Colorado exercises its Constitutional and God-given responsibility to ensure equal protection to all individuals within its jurisdiction.
- 3) It is unethical to kill innocent human beings. Children are fully human, alive, and growing from the moment our unique DNA is woven together into a new and unique living human being. The child's development is highly organized and complex, including a beating heart, detectable brainwaves, ability to feel pain, creating blood cells with blood type, fingerprints, and facial expressions before entering fetal development at ten weeks of life. If the preborn child is healthy enough, with normal nutrition, time, and protection, the child will continue to live through birth, typically forty weeks.
- 4) It is not necessary to intentionally cause the death of a child. Though not always successful, medical personnel shall make every attempt to save all lives. Children must not be dismembered, scalded, poisoned, or caused fatal harm through inhumane treatment.
- 5) A child's bodily autonomy does not diminish the bodily autonomy or protection of others. No one benefits from physically harming or taking the life of a child. Children shall be allowed to continue to live, protected, nourished, comforted, and welcomed into the world.
- 6) No human being is property of another human to dispose of at-will. No human being shall be denied equal protection as persons simply because they cannot defend themselves.
- 7) Every living child deserves to live his or her one life, without discrimination for age, developmental ability or disability, health, prognoses, sex, socio-economic background, origin, nationality, ethnicity, or birth status.
- 8) Resources and non-violent alternatives are available for all children and their parents to address individual needs without resorting to the violence of physically harming or taking a child's life.

SECTION 1. IN COLORADO REVISED STATUTES, ADD PART 9 TO ARTICLE 6 OF TITLE 18 AS FOLLOWS:

PART 9

EQUAL PROTECTION OF EVERY LIVING CHILD IN COLORADO

18-6-902. DEFINITIONS.

DEFINITION OF A LIVING CHILD. DEFINITION AS USED IN THIS PART 9: "LIVING CHILD" OR "CHILD" REFERS TO ANY LIVING HUMAN BEING FROM THE MOMENT HUMAN LIFE BIOLOGICALLY BEGINS AT CONCEPTION UNTIL THE CHILD REACHES EMANCIPATION AS AN ADULT. "LIVING CHILD" DOES NOT REFER TO A CHILD NO LONGER LIVING.

DEFINITION OF A DISPENSARY. DEFINITION AS USED IN THIS PART 9: "DISPENSARY" REFERS TO ANY PHARMACY, WAREHOUSE, OR DISTRIBUTION SERVICE KNOWINGLY PROVIDING A DRUG, MEDICATION, OR SURGICAL TOOL FOR THE PURPOSE OF CAUSING A CHILD'S DEATH. "DISPENSARY" DOES NOT INCLUDE PROVIDING SURGICAL TOOLS OR MEDICATIONS THAT DO NOT HAVE THE PURPOSE OF KILLING A CHILD.

DEFINITION OF A FACILITY. DEFINITION AS USED IN THIS PART 9: "FACILITY" MEANS ANY LOCATION THAT USES A DRUG, MEDICINE, OR SURGICAL TOOL TO CAUSE PHYSICAL DAMAGE TO A CHILD'S BODY INTENDED TO CAUSE DEATH OR DISABILITY.

18-6-903. EQUAL PROTECTION OF EVERY LIVING CHILD

- 1) **LAWFUL PROTECTION.** A LIVING CHILD MUST NOT BE INTENTIONALLY DISMEMBERED, MUTILATED, POISONED, SCALDED, OR TREATED INHUMANELY TO CAUSE PHYSICAL DAMAGE LEADING TO DEATH OR DISABILITY.

- 2) **ENFORCEMENT.** ANY FACILITY OR DISPENSARY ENGAGED IN OR FACILITATING A VIOLATION OF 18-6-903(1) SHALL BE PERMANENTLY CLOSED AND ALL PERMITS AND LICENSES OF THE FACILITY, DISPENSARY, AND PERSONNEL SHALL BE PERMANENTLY REVOKED, REGARDLESS OF THE LIVING CHILD'S AGE OR DEVELOPMENTAL STAGE AT THE TIME OF THE VIOLATION OR WHETHER THE CHILD WAS BORN AT THE TIME OF THE VIOLATION. DISTRICT ATTORNEYS, LOCAL LAW ENFORCEMENT, LOCAL MUNICIPALITIES, CITY COUNCILS, AND COUNTY COMMISSIONERS SHALL HAVE CONCURRENT JURISDICTION WITH THE ATTORNEY GENERAL TO ENFORCE 18-6-903(1), INCLUDING PROSECUTING FACILITIES AND DISPENSARIES ENGAGED IN, OR FACILITATING, A VIOLATION OF 18-6-903(1), AND TO DENY ANY PERMIT, OR REVOKE ANY PERMIT, TO ANY FACILITY OR DISPENSARY THAT MAY ENGAGE IN OR IS ENGAGED IN VIOLATION OF 18-6-903(1).

18-6-904. SELF-EXECUTING. SECTIONS 18-6-902 AND 18-6-903 SHALL BE SELF-EXECUTING AND SUPERSEDE ANY CONFLICTING STATUTES, LEGISLATION, OR JUDGMENTS.

SECTION 2. APPLICABILITY. THIS ACT APPLIES TO OFFENSES COMMITTED ON OR AFTER JANUARY 1, 2025.

SECTION 3. EFFECTIVE DATE. THIS ACT SHALL TAKE EFFECT JANUARY 1, 2025, IF APPROVED BY THE VOTE OF THE PEOPLE.