

HB1129_L.002

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Public Health Care & Human Services.

HB19-1129 be amended as follows:

1 Amend printed bill, page 3, line 21, strike ""CONVERSATION" and
2 substitute ""CONVERSION".

3 Page 4, strike lines 20 through 27.

4 Strike page 5 and substitute:

5 "SECTION 6. In Colorado Revised Statutes, 12-240-104, **add as**
6 **relocated by House Bill 19-1172 (5.5)** as follows:

7 **12-240-104. Definitions.** As used in this article 240, unless the
8 context otherwise requires:

9 (5.5) (a) "CONVERSION THERAPY" MEANS ANY PRACTICE OR
10 TREATMENT BY A LICENSED PHYSICIAN SPECIALIZING IN THE PRACTICE OF
11 PSYCHIATRY THAT ATTEMPTS OR PURPORTS TO CHANGE AN INDIVIDUAL'S
12 SEXUAL ORIENTATION OR GENDER IDENTITY, INCLUDING EFFORTS TO
13 CHANGE BEHAVIORS OR GENDER EXPRESSIONS OR TO ELIMINATE OR
14 REDUCE SEXUAL OR ROMANTIC ATTRACTION OR FEELINGS TOWARD
15 INDIVIDUALS OF THE SAME SEX.

16 (b) "CONVERSION THERAPY" DOES NOT INCLUDE PRACTICES OR
17 TREATMENTS THAT PROVIDE:

18 (I) ACCEPTANCE, SUPPORT, AND UNDERSTANDING FOR THE
19 FACILITATION OF AN INDIVIDUAL'S COPING, SOCIAL SUPPORT, AND
20 IDENTITY EXPLORATION AND DEVELOPMENT, INCLUDING SEXUAL
21 ORIENTATION-NEUTRAL INTERVENTIONS TO PREVENT OR ADDRESS
22 UNLAWFUL CONDUCT OR UNSAFE SEXUAL PRACTICES, AS LONG AS THE
23 COUNSELING DOES NOT SEEK TO CHANGE SEXUAL ORIENTATION OR
24 GENDER IDENTITY; OR

25 (II) ASSISTANCE TO A PERSON UNDERGOING GENDER TRANSITION.

26 **SECTION 7.** In Colorado Revised Statutes, 12-240-121, **add as**
27 **relocated by House Bill 19-1172 (1)(ee)** as follows:

28 **12-240-121. Unprofessional conduct - definitions.**

29 (1) "Unprofessional conduct" as used in this article 240 means:

30 (ee) ENGAGING IN CONVERSION THERAPY WITH A PATIENT WHO IS
31 UNDER EIGHTEEN YEARS OF AGE.

32 **SECTION 8.** In Colorado Revised Statutes, 12-245-202, **add as**
33 **relocated by House Bill 19-1172 (3.5)** as follows:

34 **12-245-202. Definitions.** As used in this article 245, unless the
35 context otherwise requires:

36 (3.5) (a) "CONVERSION THERAPY" MEANS ANY PRACTICE OR
37 TREATMENT BY A LICENSEE, REGISTRANT, OR CERTIFICATE HOLDER THAT

1 ATTEMPTS OR PURPORTS TO CHANGE AN INDIVIDUAL'S SEXUAL
2 ORIENTATION OR GENDER IDENTITY, INCLUDING EFFORTS TO CHANGE
3 BEHAVIORS OR GENDER EXPRESSIONS OR TO ELIMINATE OR REDUCE
4 SEXUAL OR ROMANTIC ATTRACTION OR FEELINGS TOWARD INDIVIDUALS
5 OF THE SAME SEX.

6 (b) "CONVERSION THERAPY" DOES NOT INCLUDE PRACTICES OR
7 TREATMENTS THAT PROVIDE:

8 (I) ACCEPTANCE, SUPPORT, AND UNDERSTANDING FOR THE
9 FACILITATION OF AN INDIVIDUAL'S COPING, SOCIAL SUPPORT, AND
10 IDENTITY EXPLORATION AND DEVELOPMENT, INCLUDING SEXUAL
11 ORIENTATION-NEUTRAL INTERVENTIONS TO PREVENT OR ADDRESS
12 UNLAWFUL CONDUCT OR UNSAFE SEXUAL PRACTICES, AS LONG AS THE
13 COUNSELING DOES NOT SEEK TO CHANGE SEXUAL ORIENTATION OR
14 GENDER IDENTITY; OR

15 (II) ASSISTANCE TO A PERSON UNDERGOING GENDER TRANSITION.

16 **SECTION 9.** In Colorado Revised Statutes, 12-245-224, **add as**
17 **relocated by House Bill 19-1172 (1)(t)(V)** as follows:

18 **12-245-224. Prohibited activities - related provisions.** (1) A
19 person licensed, registered, or certified under this article 245 violates this
20 article 245 if the person:

21 (t) Has engaged in any of the following activities and practices:

22 (V) CONVERSION THERAPY WITH A CLIENT WHO IS UNDER
23 EIGHTEEN YEARS OF AGE.

24 **SECTION 10. Act subject to petition - effective date.**

25 (1) Except as otherwise provided in subsection (2) of this section, this act
26 takes effect at 12:01 a.m. on the day following the expiration of the
27 ninety-day period after final adjournment of the general assembly (August
28 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
29 referendum petition is filed pursuant to section 1 (3) of article V of the
30 state constitution against this act or an item, section, or part of this act
31 within such period, then the act, item, section, or part will not take effect
32 unless approved by the people at the general election to be held in
33 November 2020 and, in such case, will take effect on the date of the
34 official declaration of the vote thereon by the governor.

35 (2) Sections 6, 7, 8, and 9 of this act take effect only if House Bill
36 19-1172 becomes law, in which case sections 6, 7, 8, and 9 take effect
37 October 1, 2019."

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