

Final Text 2023-2024 #205

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

SECTION 1. In Colorado Revised Statutes, **add 22-1-144** as follows:

22-1-144. Parental rights - definitions - information regarding gender incongruence.

(1) **Declaration.** WE THE VOTERS OF THE STATE OF COLORADO, HEREBY FIND THAT PARENTS HAVE A RIGHT TO BE NOTIFIED OF THEIR CHILD'S GENDER INCONGRUENCE.

(2) **Definitions.** AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "CHILD" MEANS A PERSON LESS THAN EIGHTEEN YEARS OF AGE WHO HAS NOT BEEN EMANCIPATED.

(b) "GENDER INCONGRUENCE" MEANS A DIFFERENCE BETWEEN A CHILD'S BIOLOGICAL SEX AND THE CHILD'S PERCEIVED OR DESIRED GENDER.

(c) "PARENT" MEANS A NATURAL PARENT, ADOPTIVE PARENT, OR LEGAL GUARDIAN WHO HAS LEGAL CUSTODY OF A CHILD.

(d) "PUBLIC SCHOOL" MEANS ANY PRESCHOOL, PRIMARY, OR SECONDARY SCHOOL THAT RECEIVES STATE OR FEDERAL FUNDS.

(e) "PUBLIC SCHOOL REPRESENTATIVE" MEANS ANY PUBLIC SCHOOL ADMINISTRATOR, TEACHER, NURSE, COUNSELOR, SOCIAL WORKER, OR COACH.

(3) **Information regarding gender incongruence.** A PUBLIC SCHOOL REPRESENTATIVE WHO OBTAINS INFORMATION THAT A CHILD ENROLLED IN THE PUBLIC SCHOOL AT WHICH THEY WORK IS EXPERIENCING GENDER INCONGRUENCE SHALL NOTIFY THE PUBLIC SCHOOL PRINCIPAL WITHIN TWO BUSINESS DAYS AFTER RECEIVING SUCH INFORMATION. THE PUBLIC SCHOOL PRINCIPAL SHALL THEN NOTIFY AT LEAST ONE OF THE CHILD'S PARENTS WITHIN TWO BUSINESS DAYS AFTER THE DATE OF RECEIVING SUCH INFORMATION.

SECTION 2. Effective date - applicability. This measure shall be effective on and after the date it is declared by proclamation of the governor to have been adopted by the registered electors of the state and shall apply to instances occurring on or after the effective date.