

Second Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. R24-0544.01 Shelby Ross x4510

HCR24-1005

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HOUSE SPONSORSHIP

DeGraaf,

SENATE SPONSORSHIP

(None),

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House Committees

State, Civic, Military, & Veterans Affairs

Senate Committees

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HOUSE CONCURRENT RESOLUTION 24-1005

101        SUBMITTING TO THE REGISTERED ELECTORS OF THE STATE OF  
102                COLORADO AN AMENDMENT TO THE COLORADO CONSTITUTION  
103                CONCERNING CREATING A PARENTS' BILL OF RIGHTS, AND, IN  
104                CONNECTION THEREWITH, ESTABLISHING CERTAIN RIGHTS FOR  
105                PARENTS, INCLUDING THE RIGHT TO DIRECT THE PARENT'S  
106                CHILD'S EDUCATION, UPBRINGING, AND MORAL OR RELIGIOUS  
107                TRAINING; TO ENROLL THE PARENT'S CHILD IN A PUBLIC  
108                SCHOOL, PRIVATE SCHOOL, OR ANY OTHER SCHOOL CHOICE  
109                OPTION; TO CONSENT TO MEDICAL OR MENTAL HEALTH-CARE  
110                TREATMENT FOR THE PARENT'S CHILD; TO BE PROMPTLY  
111                NOTIFIED IF AN EMPLOYEE OF THE STATE SUSPECTS THAT A  
112                CRIMINAL OFFENSE HAS BEEN COMMITTED AGAINST THE  
113                PARENT'S CHILD; TO CONSENT OR WITHHOLD CONSENT TO THE

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.*  
*Dashes through the words or numbers indicate deletions from existing law.*

101 PARENT'S CHILD'S PARTICIPATION IN REPRODUCTIVE HEALTH  
102 AND SAFETY EDUCATION PROGRAMS; TO SEEK MEDICAL OR  
103 RELIGIOUS EXEMPTIONS FROM IMMUNIZATION REQUIREMENTS;  
104 TO OPT OUT OF DATA COLLECTION; TO OPT OUT OF STUDENT  
105 INFORMATION SURVEYS; TO REVIEW ALL AVAILABLE MATERIALS  
106 THAT THE PARENT'S CHILD HAS BORROWED FROM A SCHOOL  
107 LIBRARY OR ACCESSED IN THE CLASSROOM; TO ACCESS THE  
108 PARENT'S CHILD'S EDUCATION RECORDS OR HEALTH RECORDS;  
109 AND TO BE NOTIFIED IF THE PARENT'S CHILD IS EXPERIENCING  
110 GENDER INCONGRUENCE.

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### Resolution Summary

*(Note: This summary applies to this resolution as introduced and does not reflect any amendments that may be subsequently adopted. If this resolution passes third reading in the house of introduction, a resolution summary that applies to the reengrossed version of this resolution will be available at <http://leg.colorado.gov/>.)*

The concurrent resolution creates a parents' bill of rights and establishes certain rights for parents, including the right to:

- Direct the parent's child's education, upbringing, and moral or religious training;
- Enroll the parent's child in a public school, private school, or any other school choice option;
- Consent to medical or mental health-care treatment for the parent's child;
- Be promptly notified if an employee of the state suspects that a criminal offense has been committed against the parent's child;
- Consent or withhold consent to the parent's child's participation in reproductive health and safety education programs;
- Seek medical or religious exemptions from immunization requirements;
- Opt out of data collection and student information surveys;
- Review all available materials that the parent's child has borrowed from a school library or accessed in the classroom;
- Access the parent's child's education records or health

- records and be promptly notified of changes in the parent's child's education and health services or monitoring; and  
● Be notified if the parent's child is experiencing gender incongruence.

The concurrent resolution prohibits a health-care provider, practitioner, or facility from providing, soliciting, or arranging for the treatment of a child without first obtaining written or documented consent from the child's parent.

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1           *Be It Resolved by the House of Representatives of the*  
2           *Seventy-fourth General Assembly of the State of Colorado, the Senate*  
3           *concurring herein:*

4           **SECTION 1.** At the election held on November 5, 2024, the  
5           secretary of state shall submit to the registered electors of the state the  
6           ballot title set forth in section 2 for the following amendment to the state  
7           constitution:

8           In the constitution of the state of Colorado, **add** section 32 to  
9           article II as follows:

10           **Section 32. Parents' bill of rights - access to education records**  
11           **- consent to medical treatment - definitions.** (1) AS USED IN THIS  
12           SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

13           (a) "CHILD" MEANS AN INDIVIDUAL WHO IS LESS THAN EIGHTEEN  
14           YEARS OF AGE AND WHO HAS NOT BEEN EMANCIPATED.

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

18           (c) "PARENT" MEANS AN INDIVIDUAL WHO HAS LEGAL CUSTODY OF  
19           A CHILD, INCLUDING A NATURAL PARENT, AN ADOPTIVE PARENT, OR A  
20           LEGAL GUARDIAN.

21           (d) "STATE" MEANS THE STATE OF COLORADO OR ANY POLITICAL

1 SUBDIVISION OF THE STATE OF COLORADO, INCLUDING A PUBLIC SCHOOL.

2 (2) A PARENT HAS THE FOLLOWING RIGHTS:

3 (a) TO DIRECT THE EDUCATION AND CARE OF THE PARENT'S CHILD;

4 (b) TO DIRECT THE UPBRINGING AND MORAL OR RELIGIOUS  
5 TRAINING OF THE PARENT'S CHILD;

6 (c) TO ENROLL THE PARENT'S CHILD IN A PUBLIC SCHOOL, PRIVATE  
7 SCHOOL, OR ANY OTHER SCHOOL CHOICE OPTION THAT IS AVAILABLE TO  
8 THE PARENT AND FOR WHICH THE CHILD IS OTHERWISE ELIGIBLE IN ORDER  
9 TO COMPLY WITH COMPULSORY ATTENDANCE LAWS;

10 (d) TO CONSENT TO MEDICAL AND MENTAL HEALTH-CARE  
11 TREATMENT FOR THE PARENT'S CHILD, UNLESS OTHERWISE PROVIDED BY  
12 LAW; AND

13 (e) TO BE PROMPTLY NOTIFIED IF AN EMPLOYEE OF THE STATE  
14 SUSPECTS THAT A CRIMINAL OFFENSE HAS BEEN COMMITTED AGAINST THE  
15 PARENT'S CHILD, EXCEPT AS OTHERWISE DIRECTED BY A COURT ORDER.

16 (3) A PARENT HAS THE FOLLOWING RIGHTS WITH REGARD TO THE  
17 PARENT'S CHILD'S EDUCATION:

18 (a) TO CONSENT OR WITHHOLD CONSENT TO THE CHILD'S  
19 PARTICIPATION IN REPRODUCTIVE HEALTH AND SAFETY EDUCATION  
20 PROGRAMS;

21 (b) TO SEEK MEDICAL OR RELIGIOUS EXEMPTIONS FROM  
22 IMMUNIZATION REQUIREMENTS;

23 (c) TO OPT OUT OF DATA COLLECTION FOR THE PARENT'S CHILD;

24 (d) TO OPT OUT OF STUDENT INFORMATION SURVEYS;

25 (e) TO REVIEW ALL AVAILABLE RECORDS AND MATERIALS THAT  
26 THE PARENT'S CHILD HAS BORROWED FROM A SCHOOL LIBRARY OR  
27 ACCESSED IN THE CLASSROOM;

1 (f) TO ACCESS THE PARENT'S CHILD'S EDUCATION RECORDS OR  
2 HEALTH RECORDS AND TO BE PROMPTLY NOTIFIED OF CHANGES IN THE  
3 PARENT'S CHILD'S EDUCATION AND HEALTH SERVICES OR MONITORING;  
4 AND

5 (g) TO BE NOTIFIED IF THE PARENT'S CHILD IS EXPERIENCING  
6 GENDER INCONGRUENCE.

7 (4) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION OR BY A  
8 COURT ORDER, A HEALTH-CARE PROVIDER, PRACTITIONER, OR FACILITY  
9 SHALL NOT PROVIDE, SOLICIT, OR ARRANGE FOR THE TREATMENT OF A  
10 CHILD WITHOUT FIRST OBTAINING WRITTEN OR DOCUMENTED CONSENT  
11 FROM THE CHILD'S PARENT.

12 **SECTION 2.** Each elector voting at the election may cast a vote  
13 either "Yes/For" or "No/Against" on the following ballot title: "Shall  
14 there be an amendment to the Colorado constitution concerning creating  
15 a parents' bill of rights, and, in connection therewith, establishing certain  
16 rights for parents, including the right to direct the parent's child's  
17 education, upbringing, and moral or religious training; to enroll the  
18 parent's child in a public school, private school, or any other school  
19 choice option; to consent to medical or mental health-care treatment for  
20 the parent's child; to be promptly notified if an employee of the state  
21 suspects that a criminal offense has been committed against the parent's  
22 child; to consent or withhold consent to the parent's child's participation  
23 in reproductive health and safety education programs; to seek medical or  
24 religious exemptions from immunization requirements; to opt out of data  
25 collection; to opt out of student information surveys; to review all  
26 available materials that the parent's child has borrowed from a school  
27 library or accessed in the classroom; to access the parent's child's

1 education records or health records; and to be notified if the parent's child  
2 is experiencing gender incongruence?"

3 **SECTION 3.** Except as otherwise provided in section 1-40-123,  
4 Colorado Revised Statutes, if at least fifty-five percent of the electors  
5 voting on the ballot title vote "Yes/For", then the amendment will become  
6 part of the state constitution.