

MAY 05 2006
ELECTIONS/LICENSING
SECRETARY OF STATE
9:29 am
JMS

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

Article XVIII of the Colorado constitution, is amended by a new section designated as "SECTION 15" to read:

Definitions, ^{As} used in this section, unless the context otherwise requires.

(1) "DEMONSTRATION" MEANS A PUBLIC EXHIBITION ~~OF AN ATTITUDE~~ OF A GROUP OF PERSONS OR PERSON TOWARD A ~~POLEMIC~~ ARGUMENT MADE BY PICKETING OR PARADING DURING A FUNERAL OR A MEMORIAL SERVICE.

(2) "DISTURBANCE" MEANS ANYTHING OR ANYONE WHO INTERFERES, INTERRUPTS, OR HINDERS THE MOURNER'S INTENT OF A FUNERAL WITH AN ~~OUTBREAK~~ OF DISORDER OR A BREACH OF PUBLIC PEACE.

(3) "FUNERAL" MEANS THE CEREMONIES, PROCESSIONS, AND MEMORIAL SERVICES HELD IN CONNECTION WITH THE BURIAL OR CREMATION OR A WAKE OR VIEWING OF THE DEAD.

(4) "OTHER FACILITY" MEANS ANOTHER VENUE SUCH ^{AS A} PARK, AN AMPHITHEATER, STADIUM, BUSINESS, OR RESIDENCE WHERE A FUNERAL OR MEMORIAL SERVICE IS TAKING PLACE.

(5) "PICKETING" MEANS PROTEST ACTIVITIES ENGAGED IN BY A PERSON OR PERSONS WITHIN FIVE HUNDRED (500) FEET OF A CEMETERY, MORTUARY, CHURCH, SYNAGOGUE, MOSQUE, OR OTHER FACILITY WITHIN AN HOUR (1) PRIOR TO, DURING, AND FOUR (4) HOURS FOLLOWING THE COMMENCEMENT OF A FUNERAL.

(6) "PROTESTER" MEANS ANYBODY WHO MAKES AN EXPRESSION OR DECLARATION OF OBJECTION, DISAPPROVAL, OR DISCONTENT DURING A FUNERAL OR MEMORIAL SERVICE.

FUNERALS WILL HAVE NO PICKETING.

THE MEASURE AMENDS THE COLORADO CONSTITUTION BY PROTECTING ITS CITIZENS FROM UNLAWFUL ENGAGEMENT OF PICKETING OR OTHER PROTEST ACTIVITIES IN FRONT OF OR ABOUT ANY FUNERAL ESTABLISHMENT, AS DEFINED.

THE MEASURE SPECIFIES THAT THE CONSTITUTIONAL CHANGE SHALL TAKE EFFECT UPON PROCLAMATION OF THE VOTE BY THE GOVERNOR.

(1) CEMETERIES, CHURCHES, MORTUARIES, MOSQUES, SYNAGOGUES, OR ANY OTHER FACILITIES OR AREAS ARE PROTECTED FOR ALL WHO PARTICIPATE.

(2) THIS SECTION WILL PROTECT ALL GROUPS, MILITARY OR CIVILIAN.

(3) THIS SECTION WILL PROTECT ALL PERSONS THAT ARE PART OF A FUNERAL PROCESSION FROM DISRUPTION OF SAID PROCESSIONS CAUSED BY OTHER PERSONS.

(4) DEMONSTRATIONS, DISTURBANCES, PICKETING, AND PROTESTERS, AND SHALL BE PROHIBITED WITHIN FIVE HUNDRED (500) FEET, WITHIN AN HOUR (1) PRIOR, DURING, AND FOUR (4) HOURS FOLLOWING FUNERALS AND MEMORIAL SERVICES.

OR
THE COMMENCEMENT OF A FUNERAL
THE PEOPLE OF THE STATE OF COLORADO WILL BE PROTECTED FROM ANY DEMONSTRATIONS, DISTURBANCES, PICKETING, AND PROTESTERS AT FUNERALS OR MEMORIAL SERVICES. IT IS PROHIBITED FOR ANY PERSONS WITHIN FIVE HUNDRED (500) FEET OF ANY CEMETERY, CHURCH, MORTUARY, MOSQUE, SYNAGOGUE, OR OTHER FACILITY WITHIN ONE (1) HOUR PRIOR, DURING, AND FOUR (4) HOURS FOLLOWING THE COMMENCEMENT OF A FUNERAL. THE GENERAL ASSEMBLY WILL HAVE THE AUTHORITY TO ENACT IMPLEMENTING LEGISLATION ADDRESSING CRIMINAL *CONDUCT* AND PENALTIES. THIS SECTION IS TO PROTECT PERSONS THAT ARE MOURNING FOR THEIR DEPARTED LOVED ONES. THE INTEREST OF FAMILIES PRIVATELY AND PEACEFULLY MOURNING THE LOSS OF DECEASED RELATIVES AND FRIENDS ARE VIOLATED WHEN FUNERALS ARE TARGETED BY PICKETING AND OTHER PUBLIC DEMONSTRATIONS. PICKETING OF FUNERALS CAUSES EMOTIONAL DISTURBANCE AND DISTRESS TO GRIEVING FAMILIES WHO PARTICIPATE IN SAID SERVICES. THIS SECTION OF THE CONSTITUTION IS TO PROTECT ALL GROUPS, MILITARY OR CIVILIAN.

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