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2005-2006 #55 Attachment (2): Original Amendment 2005 submittal

DEC 16 2005

ELECTIONS / LICENSING
SECRETARY OF STATE

Via
Email
8/25/05
C.H. WEE

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

SECTION 1. Article V of the Colorado constitution is amended BY THE ADDITION OF A NEW SECTION to read:

SECTION 51. Restrictions on Non-Emergency Services

- (1) EXCEPT AS MANDATED BY FEDERAL LAW, THE PROVISION OF NON-EMERGENCY SERVICE BY THE STATE OF COLORADO OR ANY CITY, COUNTY OR OTHER POLITICAL SUBDIVISION THEREOF, IS RESTRICTED TO CITIZENS OF AND ALIENS LAWFULLY PRESENT IN THE UNITED STATES OF AMERICA.
- (2) ANY PERSON LAWFULLY RESIDING IN THE STATE OF COLORADO SHALL HAVE STANDING TO SUE THE STATE OF COLORADO OR ANY COUNTY, CITY, OR OTHER POLITICAL SUBDIVISION OF THE STATE OF COLORADO, TO ENFORCE THIS SECTION.
 - (a) COURTS OF RECORD OF THE STATE OF COLORADO SHALL HAVE JURISDICTION TO HEAR CASES BROUGHT TO ENFORCE THIS SECTION.
 - (b) THE GENERAL ASSEMBLY MAY PROVIDE REASONABLE AND APPROPRIATE LIMITS ON THE TIME AND MANNER OF SUITS BROUGHT UNDER THIS SECTION.
- (3) THE GENERAL ASSEMBLY SHALL HAVE THE AUTHORITY TO IMPLEMENT THIS SECTION BY DEFINITIONS AND OTHER APPROPRIATE LEGISLATION.

SECTION 2. Effective date – applicability. THIS SECTION SHALL TAKE EFFECT THIRTY DAYS FROM THE DATE OF ADJOURNMENT OF THE REGULAR SESSION OF THE GENERAL ASSEMBLY FOLLOWING THE PROCLAMATION OF THE VOTE BY THE GOVERNOR, AND SHALL APPLY TO CAUSES OF ACTION ACCRUING ON OR AFTER SAID DATE.