

SB026_L.007

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.SB16-026 be amended as follows:

1 Amend printed bill, page 8, after line 18 insert:

2 "SECTION 3. In Colorado Revised Statutes, **add** 15-14-102.7 as
3 follows:4 **15-14-102.7. Personal rights of protected persons.**5 (1) **Obligation of the courts.** THE COURT SHALL CONSTRUE AND APPLY
6 THIS PART 1 AND PARTS 3 AND 4 OF THIS ARTICLE, AND OTHER PROVISIONS
7 OF THIS CODE AS SUCH PROVISIONS RELATE TO A PROTECTED PERSON, IN
8 A MANNER THAT MAXIMIZES THE PROTECTION OF THE PERSONAL RIGHTS
9 OF EACH PROTECTED PERSON.10 (2) **Declaration - uniform law comments.** THE GENERAL
11 ASSEMBLY DECLARES THAT THE COURTS SHOULD EMBRACE THE
12 COMMENTS OF THE UNIFORM LAW COMMISSION THAT ACCOMPANIED THE
13 REENACTMENT OF THIS ARTICLE IN 2000, WHICH ARE SUPPORTIVE OF THE
14 PERSONAL RIGHTS OF A PROTECTED PERSON.15 **SECTION 4.** In Colorado Revised Statutes, 15-14-102, **amend**
16 (11); and **add** (10.5) as follows:17 **15-14-102. Definitions.** In parts 1 to 4 of this article:18 (10.5) "PERSONAL RIGHTS OF A PROTECTED PERSON" MEANS THE
19 RIGHT TO PERSONAL AUTONOMY AND OTHER RIGHTS THAT ALL
20 INDIVIDUALS ARE ENTITLED TO UNDER THE CONSTITUTION AND LAWS OF
21 THE UNITED STATES AND OF THIS STATE, WHICH RIGHTS INCLUDE, BUT ARE
22 NOT LIMITED TO, EQUALITY OF JUSTICE, FREEDOM OF SPEECH, FREEDOM OF
23 RELIGION, FREEDOM OF ASSOCIATION, RIGHT TO COUNSEL, RIGHT TO
24 PETITION, AND DUE PROCESS OF LAW FOR THE PROTECTION OF LIFE,
25 LIBERTY, AND PROPERTY.26 (11) "Protected person" means a minor or other individual for
27 whom a conservator has been appointed or other protective order has
28 been made, AND, AS USED IN SECTIONS 15-14-102.7, 15-14-119.5, AND
29 15-14-119.7, INCLUDES A WARD."

30 Renumber succeeding section accordingly.

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