A BILL FOR AN ACT

CONCERNING THE EXPANSION OF PROHIBITIONS AGAINST DISCRIMINATION.

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

For purposes of membership on the Colorado civil rights commission by persons who are members of groups who have been or might be discriminated against, allows for the appointment of persons who have been or might be discriminated against because of sexual orientation. Prohibits discrimination on the basis of sexual orientation in the following areas:
Housing practices;
Places of public accommodation;
Publication of discriminative matter;
Consumer credit transactions;
Membership in labor organizations;
Inclusion in public works projects;
Issuance of license to practice law;
Sales of cemetery plots
Determination of whether expenses paid at or to a club that has a policy to restrict membership are tax deductible;
The provision of funeral services;
Enrollment or classification of students at private occupational schools;
Eligibility for jury service;
Enrollment in a charter school, institute charter school, public school, or pilot school for expelled students;
Written local school boards of education policies regarding employment, promotion, and dismissal;
The assignment or transfer of a public school teacher;
Leasing portions of the grounds of or improvements on the grounds of the Colorado state university - Pueblo and the Colorado school of mines;
Employment in state personnel system;
The provision of adequate hospital facilities;
Availability of family planning services;
Employment practices of county departments of social services involving selection, retention, and promotion of employees;
Participation in the managed care program under the children’s basic health plan;
Making or committing to make a housing facility loan by the Colorado housing and finance authority; and
Imposition of a discriminatory occupancy requirement on charitable property for which the owner is claiming an exemption from property taxes based on the charitable use of the property.

Add prohibitions against discriminating on the basis of sex, marital status, disability, age, national origin, ancestry, and religion, as necessary, for consistency in antidiscrimination laws.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 24-34-301, Colorado Revised Statutes, is amended
BY THE ADDITION OF A NEW SUBSECTION to read:

**24-34-301. Definitions.** As used in parts 3 to 7 of this article, unless the context otherwise requires:

(7) "**Sexual orientation**" means a person's orientation toward heterosexuality, homosexuality, bisexuality, or transgender status or another person's perception thereof.

**SECTION 2.** 24-34-303, Colorado Revised Statutes, is amended to read:

**24-34-303. Civil rights commission - membership.** (1) There is hereby created, within the division, the Colorado civil rights commission. The commission shall consist of seven members, who shall be appointed by the governor, with the consent of the senate, for terms of four years. except that, of the first members appointed, two shall be appointed for terms of two years and two shall be appointed for terms of three years. In making the first two appointments to the commission on or after July 1, 1981, whether such appointments are for a full term or to fill a vacancy, the governor shall appoint one member to represent the business community and one member to represent state or local government entities. In making the next two appointments to the commission, whether such appointments are for a full term or to fill a vacancy, the governor shall appoint one member to represent small business and one member to represent state or local government entities. The governor shall make all subsequent appointments in such a manner that there are at all times two members of the commission representing the business community, at least one of which shall be a representative of small business, two members of the commission representing state or local government entities, and three members of the commission from the
community at large. The membership of the commission shall at all times be comprised of at least four members who are members of groups of people who have been or who might be discriminated against because of disability, race, creed, color, sex, SEXUAL ORIENTATION, national origin, or ancestry, as defined in section 24-34-402 or because of marital status, religion, or age. Appointments shall be made to provide geographical area representation insofar as may be practicable, and no more than four members shall belong to the same political party.

(2) Vacancies ON THE COMMISSION shall be filled by the governor by appointment, with the consent of the senate, and the term of a commissioner so appointed shall be for the unexpired part of the term for which the commissioner is appointed.

(3) Any commissioner may be removed from office by the governor for misconduct, incompetence, or neglect of duty.

(4) Commissioners shall receive a per diem allowance and shall be reimbursed for actual and necessary expenses incurred by them while on official commission business, as provided in section 24-34-102 (13).

(5) The commission may adopt, amend, or rescind rules for governing its meetings. and Four commissioners shall constitute a quorum FOR PURPOSES OF CONDUCTING THE BUSINESS OF THE COMMISSION.

SECTION 3. 24-34-502 (1) (a), (1) (b), (1) (d), (1) (g), (1) (h), (1) (i), (1) (j), and (6), Colorado Revised Statutes, are amended to read:

24-34-502. Unfair housing practices prohibited. (1) It shall be an unfair housing practice and unlawful and hereby prohibited:

(a) For any person to refuse to show, sell, transfer, rent, or lease, or to refuse to receive and transmit any bona fide offer to buy, sell, rent,
or lease, or otherwise make unavailable or deny or withhold from any
person such housing because of disability, race, creed, color, sex, SEXUAL
ORIENTATION, marital status, familial status, religion, national origin, or
ancestry; to discriminate against any person because of disability, race,
creed, color, sex, SEXUAL ORIENTATION, marital status, familial status,
religion, national origin, or ancestry in the terms, conditions, or privileges
pertaining to any housing or the transfer, sale, rental, or lease thereof or
in the furnishing of facilities or services in connection therewith; or to
cause to be made any written or oral inquiry or record concerning the
disability, race, creed, color, sex, SEXUAL ORIENTATION, marital status,
familial status, religion, national origin, or ancestry of a person seeking
to purchase, rent, or lease any housing; however, nothing in this
paragraph (a) shall be construed to require a dwelling to be made
available to an individual whose tenancy would constitute a direct threat
to the health or safety of other individuals or whose tenancy would result
in substantial physical damage to the property of others;

(b) For any person to whom application is made for financial
assistance for the acquisition, construction, rehabilitation, repair, or
maintenance of any housing to make or cause to be made any written or
oral inquiry concerning the disability, race, creed, color, sex, SEXUAL
ORIENTATION, marital status, familial status, religion, national origin, or
ancestry of a person seeking such financial assistance or concerning the
disability, race, creed, color, sex, SEXUAL ORIENTATION, marital status,
familial status, religion, national origin, or ancestry of prospective
occupants to tenants of such housing, or to discriminate against any
person because of the disability, race, creed, color, sex, SEXUAL
ORIENTATION, marital status, familial status, religion, national origin, or
ancestry of such person or prospective occupants or tenants in the terms, conditions, or privileges relating to the obtaining or use of any such financial assistance;

(d) For any person to make, print, or publish or cause to be made, printed, or published any notice or advertisement relating to the sale, transfer, rental, or lease of any housing which indicates any preference, limitation, specification, or discrimination based on disability, race, creed, color, sex, SEXUAL ORIENTATION, marital status, familial status, national origin, or ancestry;

(g) For any person whose business includes residential real estate-related transactions, which transactions involve the making or purchasing of loans secured by residential real estate or the provisions of other financial assistance for purchasing, constructing, improving, repairing, or maintaining a dwelling or the selling, brokering, or appraising of residential real property, to discriminate against any person in making available such a transaction or in fixing the terms or conditions of such a transaction because of race, creed, color, religion, sex, SEXUAL ORIENTATION, marital status, disability, familial status, or national origin or ancestry;

(h) For any person to deny another person access to or membership or participation in any multiple-listing service, real estate brokers' organization or other service, organization, or facility related to the business of selling or renting dwellings or to discriminate against such person in the terms or conditions of such access, membership, or participation on account of race, creed, color, religion, sex, SEXUAL ORIENTATION, disability, marital status, familial status, or national origin or ancestry;
(i) For any person, for profit, to induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry or prospective entry into the neighborhood of a person or persons of a particular race, color, religion, sex, SEXUAL ORIENTATION, disability, familial status, creed, national origin, or ancestry;

(j) For any person to represent to any other person that any dwelling is not available for inspection, sale, or rental, when such dwelling is in fact available, for the purpose of discriminating against another person on the basis of race, color, religion, sex, SEXUAL ORIENTATION, disability, familial status, creed, national origin, or ancestry.

(6) Nothing in this part 5 shall prohibit a person engaged in the business of furnishing appraisals of real property from taking into consideration factors other than race, creed, color, RELIGION, sex, SEXUAL ORIENTATION, marital status, familial status, disability, religion, national origin, or ancestry.

SECTION 4. 24-34-601 (2), Colorado Revised Statutes, is amended to read:

24-34-601. Discrimination in places of public accommodation.

(2) It is a discriminatory practice and unlawful for a person, directly or indirectly, to refuse, withhold from, or deny to an individual or a group, because of disability, race, creed, color, RELIGION, sex, SEXUAL ORIENTATION, marital status, national origin, or ancestry, the full and equal enjoyment of the goods, services, facilities, privileges, advantages, or accommodations of a place of public accommodation or, directly or indirectly, to publish, circulate, issue, display, post, or mail any written or printed communication, notice, or advertisement which indicates
that the full and equal enjoyment of the goods, services, facilities, privileges, advantages, or accommodations of a place of public accommodation will be refused, withheld from, or denied an individual or that an individual's patronage or presence at a place of public accommodation is unwelcome, objectionable, unacceptable, or undesirable because of disability, race, creed, color, RELIGION, sex, SEXUAL ORIENTATION, marital status, national origin, or ancestry.

SECTION 5. 24-34-602, Colorado Revised Statutes, is amended to read:

24-34-602. Penalty and civil liability. (1) Any person who violates any of the provisions of section 24-34-601 by denying to any citizen, except for reasons applicable alike to all citizens of every disability, race, creed, color, RELIGION, sex, SEXUAL ORIENTATION, marital status, national origin, or ancestry, and regardless of disability, race, creed, color, RELIGION, sex, SEXUAL ORIENTATION, marital status, national origin, or ancestry, the full enjoyment of any of the accommodations, advantages, facilities, or privileges in said section enumerated or by aiding or inciting such denial, for every such offense, shall forfeit and pay a sum of not less than fifty dollars nor more than five hundred dollars to the person aggrieved thereby to be recovered in any court of competent jurisdiction in the county where said offense was committed. and also

(2) For every such offense described in subsection (1) of this section, the person is guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than ten dollars nor more than three hundred dollars, or by imprisonment in the county jail for not more than one year, or by both such fine and imprisonment.

(3) A judgment in favor of the party aggrieved or punishment
upon an indictment or information shall be a bar to either prosecution, respectively; but the relief provided by this section shall be an alternative to that authorized by section 24-34-306 (9), and a person who seeks redress under this section shall not be permitted to seek relief from the commission.

SECTION 6. 24-34-701, Colorado Revised Statutes, is amended to read:

24-34-701. Publishing of discriminative matter forbidden. No person, being the owner, lessee, proprietor, manager, superintendent, agent, or employee of any place of public accommodation, resort, or amusement, directly or indirectly, by himself or herself or through another person shall publish, issue, circulate, send, distribute, give away, or display in any way, manner, or shape or by any means or method, except as provided in this section, any communication, paper, poster, folder, manuscript, book, pamphlet, writing, print, letter, notice, or advertisement of any kind, nature, or description which is intended or calculated to discriminate or actually discriminates against any disability, race, creed, color, RELIGION, sex, SEXUAL ORIENTATION, marital status, national origin, or ancestry or against any of the members thereof in the matter of furnishing or neglecting or refusing to furnish to them or any one of them any lodging, housing, schooling, or tuition or any accommodation, right, privilege, advantage, or convenience offered to or enjoyed by the general public or which states that any of the accommodations, rights, privileges, advantages, or conveniences of any such place of public accommodation, resort, or amusement shall or will be refused, withheld from, or denied to any person or class of persons on account of disability, race, creed, color, RELIGION, sex, SEXUAL ORIENTATION, marital status, national origin, or
ancestry or that the patronage, custom, presence, frequenting, dwelling, staying, or lodging at such place by any person or class of persons belonging to or purporting to be of any particular disability, race, creed, color, RELIGION, sex, SEXUAL ORIENTATION, marital status, national origin, or ancestry is unwelcome or objectionable or not acceptable, desired, or solicited.

SECTION 7. 2-4-401, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

2-4-401. Definitions. The following definitions apply to every statute, unless the context otherwise requires:

(13.5) "SEXUAL ORIENTATION" MEANS A PERSON'S ORIENTATION TOWARD HETEROSEXUALITY, HOMOSEXUALITY, BISEXUALITY, OR TRANSGENDER STATUS OR ANOTHER PERSON'S PERCEPTION THEREOF.

SECTION 8. 5-3-210, Colorado Revised Statutes, is amended to read:

5-3-210. Discrimination prohibited. No consumer credit transaction regulated by this code shall be denied any person, nor shall terms and conditions be made more stringent, on the basis of discrimination, solely because of DISABILITY, race, creed, religion, color, sex, SEXUAL ORIENTATION, marital status, national origin, or ancestry. This section shall not apply to any consumer credit transaction made or denied by a seller, lessor, or lender whose total original unpaid balances arising from consumer credit transactions for the previous calendar year are less than one million dollars.

SECTION 9. 8-3-102 (1) (d), Colorado Revised Statutes, is amended to read:

8-3-102. Legislative declaration - matter of statewide concern
prohibition on local enactments. (1) The public policy of the state as to employment relations and collective bargaining, in the furtherance of which this article is enacted, is declared to be as follows:

(d) All rights of persons to join labor organizations or unions and their rights and privileges as members thereof should be recognized, safeguarded, and protected. No person shall be denied membership in a labor organization or union on account of race, CREED, color, religion, sex, SEXUAL ORIENTATION, MARITAL STATUS, DISABILITY, NATIONAL ORIGIN, ANCESTRY, or by any unfair or unjust discrimination. Arbitrary or excessive initiation fees and dues shall not be required, nor shall excessive, unwarranted, arbitrary, or oppressive fines, penalties, or forfeitures be imposed. The members are entitled to full and detailed reports from their officers, agents, or representatives of all financial transactions and shall have the right to elect officers by secret ballot and to determine and vote upon the question of striking, not striking, and other questions of policy affecting the entire membership.

SECTION 10. 8-17-101, Colorado Revised Statutes, is amended to read:

8-17-101. Colorado labor shall be employed on public works. Whenever any public works financed in whole or in part by funds of the state, counties, school districts, or municipalities of the state of Colorado are undertaken in this state, Colorado labor shall be employed to perform the work to the extent of not less than eighty percent of each type or class of labor in the several classifications of skilled and common labor employed on such project or public works. "Colorado labor" as used in this article means any person who is a resident of the state of Colorado, at the time of employment, without discrimination as to race,
color, creed, sex, SEXUAL ORIENTATION, MARITAL STATUS, NATIONAL ORIGIN, ANCESTRY, age, or religion except when sex or age is a bona fide occupational qualification.

**SECTION 11.** 12-5-102, Colorado Revised Statutes, is amended to read:

12-5-102. Race or sex not to disqualify. No person shall be denied a license to practice on account of race, or CREED, COLOR, RELIGION, DISABILITY, AGE, sex, SEXUAL ORIENTATION, MARITAL STATUS, NATIONAL ORIGIN, OR ANCESTRY.

**SECTION 12.** 12-12-114, Colorado Revised Statutes, is amended to read:

12-12-114. Discrimination. There shall be no limitation, restriction, or covenant based upon race, CREED, color, SEX, SEXUAL ORIENTATION, MARITAL STATUS, RELIGION, DISABILITY, national origin, or ancestry on the size, placement, location, sale, or transfer of any cemetery grave space, niche, or crypt or in the interment of a deceased person.

**SECTION 13.** 12-47-416 (3) (b), Colorado Revised Statutes, is amended to read:

12-47-416. Club license - legislative declaration. (3) (b) Any club licensee which has a policy to restrict membership on the basis of sex, SEXUAL ORIENTATION, MARITAL STATUS, race, CREED, religion, color, ancestry, or national origin shall, when issuing a receipt for expenses which may otherwise be used by taxpayers for deduction purposes pursuant to section 162 (a) of the federal "Internal Revenue Code of 1986", as amended, for purposes of determining taxes owed pursuant to article 22 of title 39, C.R.S., incorporate a printed statement on the receipt as follows:
The expenditures covered by this receipt are nondeductible for state income tax purposes.

SECTION 14. 12-54-104 (1) (b), Colorado Revised Statutes, is amended to read:

12-54-104. Unlawful acts. (1) It is unlawful:

(b) To discriminate because of race, creed, color, or RELIGION, DISABILITY, SEX, SEXUAL ORIENTATION, MARITAL STATUS, national origin, OR ANCESTRY in the provision of funeral services;

SECTION 15. 12-59-106 (1) (s), Colorado Revised Statutes, is amended to read:

12-59-106. Minimum standards. (1) In establishing the criteria required by section 12-59-105.3 (1) (a), (1) (b), and (1) (k), the board shall observe and require compliance with at least the following minimum standards for all schools:

(s) That the school shall not deny enrollment of a student or make any distinction or classification of students on account of race, color, creed, RELIGION, national origin, or ANCESTRY, sex, SEXUAL ORIENTATION, or MARITAL STATUS.

SECTION 16. 13-71-104 (3) (a), Colorado Revised Statutes, is amended to read:

13-71-104. Eligibility for juror service - prohibition of discrimination. (3) (a) No person shall be exempted or excluded from serving as a trial or grand juror because of race, color, CREED, religion, sex, SEXUAL ORIENTATION, MARITAL STATUS, national origin, ANCESTRY, economic status, or occupation.

SECTION 17. 22-30.5-104 (3), Colorado Revised Statutes, is amended to read:
22-30.5-104. Charter school - requirements - authority. (3) A charter school shall be subject to all federal and state laws and constitutional provisions prohibiting discrimination on the basis of disability, race, creed, color, gender, SEX, SEXUAL ORIENTATION, national origin, religion, ancestry, or need for special education services. A charter school shall be subject to any court-ordered desegregation plan in effect for the chartering school district. Enrollment in a charter school must be open to any child who resides within the school district; except that no charter school shall be required to make alterations in the structure of the facility used by the charter school or to make alterations to the arrangement or function of rooms within the facility, except as may be required by state or federal law. Enrollment decisions shall be made in a nondiscriminatory manner specified by the charter school applicant in the charter school application.

SECTION 18. 22-30.5-507 (3), Colorado Revised Statutes, is amended to read:

22-30.5-507. Institute charter school - requirements - authority. (3) An institute charter school shall be subject to all federal and state laws and constitutional provisions prohibiting discrimination on the basis of disability, race, creed, color, gender, SEX, SEXUAL ORIENTATION, national origin, religion, ancestry, or need for special education services. Enrollment in an institute charter school shall be open to any child who resides within the state; except that an institute charter school shall not be required to make alterations in the structure of the facility used by the institute charter school or to make alterations to the arrangement or function of rooms within the facility, except as may be required by state or federal law. Enrollment decisions shall be made in
a nondiscriminatory manner specified by the applicant in the institute
charter school application.

SECTION 19. 22-32-109 (1), Colorado Revised Statutes, is
amended BY THE ADDITION OF A NEW PARAGRAPH to read:

22-32-109. Board of education - specific duties. (1) In addition
to any other duty required to be performed by law, each board of
education shall have and perform the following specific duties:

(II) TO ADOPT WRITTEN POLICIES SPECIFYING THAT:

(I) THE SCHOOLS IN THE DISTRICT ARE SUBJECT TO ALL FEDERAL
AND STATE LAWS AND CONSTITUTIONAL PROVISIONS PROHIBITING
DISCRIMINATION ON THE BASIS OF DISABILITY, RACE, CREED, COLOR,
GENDER, SEX, SEXUAL ORIENTATION, NATIONAL ORIGIN, RELIGION,
ANCESTRY, OR NEED FOR SPECIAL EDUCATION SERVICES;

(II) ENROLLMENT IN A SCHOOL IN THE DISTRICT SHALL BE OPEN TO
ANY CHILD WHO RESIDES WITHIN THE STATE; EXCEPT THAT A SCHOOL
SHALL NOT BE REQUIRED TO MAKE ALTERATIONS IN THE STRUCTURE OF
THE FACILITY USED BY THE SCHOOL OR TO MAKE ALTERATIONS TO THE
ARRANGEMENT OR FUNCTION OF ROOMS WITHIN THE FACILITY, EXCEPT AS
MAY BE REQUIRED BY STATE OR FEDERAL LAW; AND

(III) ENROLLMENT DECISIONS SHALL BE MADE IN A
NONDISCRIMINATORY MANNER.

SECTION 20. 22-32-110 (1) (k), Colorado Revised Statutes, is
amended to read:

22-32-110. Board of education - specific powers. (1) In
addition to any other power granted to a board of education of a school
district by law, each board of education of a school district shall have the
following specific powers, to be exercised in its judgment:
(k) To adopt written policies, rules, and regulations, not inconsistent with law, which may relate to the efficiency, in-service training, professional growth, safety, official conduct, and welfare of the employees, or any classification thereof, of the district. The practices of employment, promotion, and dismissal shall be unaffected by the employee's religious beliefs, RELIGION, CREED, SEX, SEXUAL ORIENTATION, marital status, racial or ethnic background, NATIONAL ORIGIN, ANCESTRY, or participation in community affairs.

SECTION 21. 22-38-104 (1) (d), Colorado Revised Statutes, is amended to read:

22-38-104. Pilot schools - requirements - authority. (1) The state board may provide for the establishment and operation of not more than one full-time residential pilot school and not more than three year-round nonresidential pilot schools pursuant to the following provisions:

(d) A pilot school shall be subject to all federal and state laws and constitutional provisions prohibiting discrimination on the basis of disability, race, creed, color, gender, SEX, SEXUAL ORIENTATION, national origin, religion, or ancestry. Enrollment decisions shall be made in a nondiscriminatory manner specified by the pilot school applicant in the pilot school application.

SECTION 22. 22-63-206 (1), Colorado Revised Statutes, is amended to read:

22-63-206. Transfer - compensation. (1) A teacher may be transferred upon the recommendation of the chief administrative officer of a school district from one school, position, or grade level to another within the school district, if such transfer does not result in the
assignment of the teacher to a position of employment for which he OR SHE is not qualified by virtue of academic preparation and certification and if, during the then current school year, the amount of salary of such teacher is not reduced except as otherwise provided in subsections (2) and (3) of this section. There shall be no discrimination shown toward any teacher in the assignment or transfer of that teacher to a school, position, or grade because of sex, SEXUAL ORIENTATION, MARITAL STATUS, race, creed, color, RELIGION, NATIONAL ORIGIN, ANCESTRY, or membership or nonmembership in any group or organization.

SECTION 23. 23-31.5-110 (1), Colorado Revised Statutes, is amended to read:

23-31.5-110. Additional powers of board. (1) The board of governors of the Colorado state university system has the power to lease portions of the grounds of the Colorado state university - Pueblo to private persons and corporations for the construction of dormitory, living, dining, or cottage buildings and to rent, lease, maintain, operate, and purchase such buildings at such university, all in the manner provided by and subject to the limitations contained in sections 23-56-105 to 23-56-111; except that none of such grounds or improvements shall be used in any manner that discriminates against anyone because of race, creed, color, or religion, NATIONAL ORIGIN, ANCESTRY, SEX, OR SEXUAL ORIENTATION.

SECTION 24. 23-41-104 (2), Colorado Revised Statutes, is amended to read:

23-41-104. Control - management. (2) The board of trustees has the power to lease, for terms not exceeding eighty years, real or personal property, or both, to state or federal governmental agencies,
persons, or entities, public or private, for the construction, use, operation, 
maintenance, and improvement of research and development facilities, 
health and recreation facilities, dormitories, and living, dining, and group 
housing buildings and facilities or for any of such purposes and to buy 
land and construct buildings and facilities therefor. None of the grounds 
so leased nor any of the improvements constructed thereon shall be used 
in any manner which discrimates against anyone because of race, 
creed, color, or religion, NATIONAL ORIGIN, ANCESTRY, SEX, OR SEXUAL 
ORIENTATION. The board of trustees has the power to borrow money in 
conjunction with such construction and leases and to assist in effecting 
any of such purposes. Any actions taken prior to May 27, 1965, by the 
board of trustees consistent with any power granted in this subsection (2) 
are ratified and validated.

SECTION 25. 24-50-112.5 (1) (b), Colorado Revised Statutes, 
is amended to read:

24-50-112.5. Selection system. (1) (b) Appointments and 
promotions to positions shall be based on job-related knowledge, skills, 
abilities, competencies, behaviors, and quality of performance as 
demonstrated by fair and open competitive examinations. Selections shall 
be made without regard to race, color, creed, religion, national origin, 
ancestry, age, SEXUAL ORIENTATION, MARITAL STATUS, or political 
affiliation and without regard to sex or disability except as otherwise 
provided by law.

SECTION 26. 25-3-401 (2), Colorado Revised Statutes, is 
amended to read:

25-3-401. Department to administer plan. (2) The state plan 
established under subsection (1) of this section shall provide for adequate
hospital facilities for the people residing in the state, without
discrimination on account of race, creed, or color, RELIGION, DISABILITY,
NATIONAL ORIGIN, ANCESTRY, SEX, OR SEXUAL ORIENTATION, and shall
provide for adequate hospital facilities for persons unable to pay therefor.
The department of public health and environment shall provide minimum
standards for the maintenance and operation of hospitals which receive federal aid under this part 4, and compliance with such standards
shall be required in the case of hospitals which have received federal aid under the provisions of said federal acts, or any amendments thereto.

SECTION 27. 25-6-102 (1), Colorado Revised Statutes, is amended to read:

25-6-102. Policy, authority, and prohibitions against restrictions. (1) All medically acceptable contraceptive procedures, supplies, and information shall be readily and practicably available to each person desirous of the same regardless of sex, SEXUAL ORIENTATION, race, COLOR, CREED, RELIGION, DISABILITY, age, income, number of children, marital status, citizenship, NATIONAL ORIGIN, ANCESTRY, or motive.

SECTION 28. 26-1-120, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

26-1-120. Merit system. (8.5) THE MERIT SYSTEM PROVIDED BY THE COUNTIES SHALL ASSURE FAIR TREATMENT OF APPLICANTS AND EMPLOYEES IN ALL ASPECTS OF PERSONNEL ADMINISTRATION WITHOUT REGARD TO RACE, CREED, COLOR, RELIGION, AGE, DISABILITY, SEX, SEXUAL ORIENTATION, MARITAL STATUS, NATIONAL ORIGIN, OR ANCESTRY.
SECTION 29. 25.5-8-110 (2), Colorado Revised Statutes, is amended to read:

25.5-8-110. Participation by managed care plans.

(2) Managed care plans participating in the plan shall not discriminate against any potential or current enrollee based upon health status, DISABILITY, sex, SEXUAL ORIENTATION, MARITAL STATUS, race, CREED, COLOR, NATIONAL ORIGIN, ANCESTRY, ethnicity, or religion.

SECTION 30. 29-4-717 (2) (a), Colorado Revised Statutes, is amended to read:

29-4-717. Findings - percentage of low-income families required. (2) Prior to the authority's making or committing to make any housing facility loan, the authority shall find:

(a) That, with respect to such housing facility, no restrictions are imposed as to sex, SEXUAL ORIENTATION, race, creed, COLOR, RELIGION, ANCESTRY, or national origin of occupants;

SECTION 31. 39-3-112 (3) (b) (IV), Colorado Revised Statutes, is amended to read:

39-3-112. Definitions - residential property - orphanage - low-income elderly or disabled - homeless or abused - low-income households - charitable purposes - exemption - limitations. (3) In order for property to be exempt from the levy and collection of property tax pursuant to the provisions of subsection (2) of this section, the administrator shall be required to find, pursuant to the provisions of section 39-2-117, that:

(b) The residential structure is efficiently operated. Efficient operation is determined by the following factors:

(IV) That the owners and operators of such residential structure
have no occupancy requirement that discriminates upon the basis of race, creed, or color, RELIGION, SEX, SEXUAL ORIENTATION, NATIONAL ORIGIN, OR ANCESTRY; however, if the owner or sponsoring organization is a religious denomination, said owners or operators may give preference to members of that denomination; and

SECTION 32. 39-22-104 (3) (e) (I), Colorado Revised Statutes, is amended to read:

39-22-104. Income tax imposed on individuals, estates, and trusts - single rate - definitions. (3) There shall be added to the federal taxable income:

(e) (I) Any expenses incurred by a taxpayer with respect to expenditures made at, or payments made to, a club licensed pursuant to section 12-47-416, C.R.S., which has a policy to restrict membership on the basis of sex, SEXUAL ORIENTATION, MARITAL STATUS, race, CREED, religion, color, ancestry, or national origin. Any such club shall provide on each receipt furnished to a taxpayer a printed statement as follows:

The expenditures covered by this receipt are nondeductible for state income tax purposes.

SECTION 33. 39-22-304 (2) (e) (I), Colorado Revised Statutes, is amended to read:

39-22-304. Net income of corporation. (2) There shall be added to federal taxable income:

(e) (I) Any expenses incurred by a taxpayer with respect to expenditures made at, or payments made to, a club licensed pursuant to section 12-47-416, C.R.S., which has a policy to restrict membership on the basis of sex, SEXUAL ORIENTATION, MARITAL STATUS, race, CREED, religion, color, ancestry, or national origin. Any such club shall provide
on each receipt furnished to a taxpayer a printed statement as follows:

The expenditures covered by this receipt are
nondeductible for state income tax purposes.

SECTION 34. Applicability. This act shall apply to
discriminatory acts committed on or after the effective date of this act.

SECTION 35. Safety clause. The general assembly hereby finds,
determines, and declares that this act is necessary for the immediate
preservation of the public peace, health, and safety.