

Second Regular Session
Sixty-fourth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. R04-0397.01 Jerry Barry

HR04-1007

HOUSE SPONSORSHIP

Brophy, Cadman, Harvey, Schultheis, Lundberg, Crane, Cloer, Decker, Fairbank, Lee, May M., Rhodes, Rose, Sinclair, Stafford, Welker, and Wiens

House Committees

Judiciary

HOUSE RESOLUTION 04-1007

101 CONCERNING THE IMPEACHMENT OF JUDGE JOHN W. COUGHLIN.

1 WHEREAS, Pursuant to Article XIII of the State Constitution, the
2 House of Representatives has the power of impeachment; and

3 WHEREAS, John W. Coughlin is a judge of the Second Judicial
4 District and under Article XIII is subject to impeachment for high crimes
5 or misdemeanors or malfeasance in office; and

6 WHEREAS, In the case of *In re the interest of E.L.M.C.*, Case No.
7 96 DR 39, in the district court for the city and county of Denver, Judge
8 Coughlin, in his order dated April 28, 2003, granted parenting time and
9 joint decision-making responsibilities to a non-parent even though the
10 court found that the child had a fit adoptive parent; and

11 WHEREAS, Judge Coughlin's order was contrary to Colorado
12 statutes and the parent's constitutional right to direct the upbringing of the
13 child; and

14 WHEREAS, In the same case, Judge Coughlin ordered that the
15 child's parent ensure that her daughter not be exposed to anything in her
16 religious upbringing or teaching "that can be considered homophobic";
17 and

18 WHEREAS, The actions of Judge Coughlin constitute a clear
19 violation of the parent's constitutional right to direct the upbringing,
20 including religious instruction, of her child and the child's right to
21 religious freedom; and

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.

Capital letters indicate new material to be added to existing statute.

Dashes through the words indicate deletions from existing statute.

