

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

Article XVIII of the Colorado constitution, with intent to add a new section designated as **SECTION 15.** to read:

Definitions as used in this section.

(1) **“DEMONSTRATION”** MEANS A PUBLIC EXHIBITION OF THE ATTITUDE OF A GROUP OF PERSONS TOWARD A CONTROVERSIAL ISSUE OR OTHER MATTER MADE BY PICKETING OR PARADING DURING A FUNERAL OR MEMORIAL SERVICE.

(2) **“DISTURBANCE”** MEANS AN OUTBREAK OF DISORDER OR A BREACH OF PUBLIC PEACE. ANYONE WHO INTERFERES WITH, ANYTHING THAT HINDERS, OR INTERRUPTS THE QUIET REST OR PEACE OF A FUNERAL TAKING PLACE.

(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 FACILITIES”** MEANS OTHER VENUES SUCH AS PARKS, AMPHITHEATERS, STADIUMS, BUSINESS, OR RESIDENCES WHERE FUNERALS OR MEMORIAL SERVICES ARE 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) **“PROTEST”** MEANS ANYBODY WHO MAKES AN EXPRESSION OR DECLARATION OF OBJECTION DISAPPROVAL OR DISCONTENT DURING A FUNERAL OR MEMORIAL SERVICE.

Summary:

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.

FUNERALS WILL HAVE NO PICKETING.

- (1) MORTUARIES, CEMETERIES, CHURCHES, SYNAGOGUES, MOSQUES 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 DISRUPTING SAID PROCESSIONS.
- (4) PICKETING, PROTESTS, DISTURBANCES, AND DEMONSTRATIONS SHALL BE PROHIBITED WITHIN FIVE HUNDRED (500) FEET, WITHIN AN HOUR (1) PRIOR, DURING, AND FOUR (4) HOURS FOLLOWING FUNERALS AND MEMORIAL SERVICES.

Statement of Purpose:

BY THE PEOPLE OF THE STATE OF COLORADO, BE PROTECTED FROM ANY PROTESTS, PICKETING, DEMONSTRATIONS, OR DISTURBANCES AT FUNERALS, OR MEMORIAL SERVICES. IT IS PROHIBITED FOR ANY PERSONS WITHIN FIVE HUNDRED (500) FEET OF ANY CEMETERY, MORTUARY, CHURCH, SYNAGOGUE, MOSQUE OR "OTHER FACILITY" WITHIN ONE (1) HOUR PRIOR, DURING, AND FOUR (4) HOURS FOLLOWING THE COMMENCEMENT OF A FUNERAL. ANY PERSONS VIOLATING THE PROVISIONS OF THIS SECTION SHALL BE PUNISHED BY A CLASS III MISDEMEANOR, CARRYING A PENALTY OF UP TO A SEVEN HUNDRED AND FIFTY DOLLAR (\$750.00) FINE AND SIX (6) MONTHS IN JAIL. 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. THE PICKETING OF FUNERALS CAUSES EMOTIONAL DISTURBANCE AND DISTRESS TO GRIEVING FAMILIES WHO PARTICIPATE IN THESE SERVICES. AS A RESULT OF THIS NEW SECTION, EVERYONE WILL HAVE THEIR PRIVACY DURING THESE SOLEMN OCCASIONS. THIS SECTION OF THE CONSTITUTION IS TO PROTECT ALL GROUPS, MILITARY OR CIVILIAN.

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