

Please accept the following as our initial draft to be considered as a ballot initiative in the 2008 election cycle.

Those people submitting this proposed initiative are:

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

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3 THE CONSTITUTION OF THE STATE OF COLORADO IS AMENDED BY THE  
4 ADDITION OF A NEW SECTION to read:

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6 **SECTION 33. CONSUMER CHOICE PROTECTION.** (1)(a) BASED UPON A  
7 COMPREHENSIVE REPORT BY THE NATIONAL INSTITUTE OF MEDICINE  
8 AND OTHER STUDIES, INCLUDING A STUDY PUBLISHED BY THE NEW  
9 ENGLAND JOURNAL OF MEDICINE, IT IS EVIDENT THAT APPROXIMATELY  
10 SIXTY-TWO PERCENT OF COLORADANS, MORE THAN ONE MILLION FIVE  
11 HUNDRED THOUSAND, ARE PRESENTLY RECEIVING A SUBSTANTIAL  
12 VOLUME OF HEALTH CARE SERVICES FROM COMPLEMENTARY AND  
13 ALTERNATIVE HEALTH CARE PRACTITIONERS. THE STUDIES FURTHER  
14 INDICATE THAT INDIVIDUALS USING COMPLEMENTARY AND  
15 ALTERNATIVE HEALTH CARE SERVICES ENCOMPASS A WIDE VARIETY OF  
16 AGE, ETHNIC, SOCIOECONOMIC, AND OTHER DEMOGRAPHIC  
17 CATEGORIES.

18

19 (b) MANY HEALING AND HEALTH CARE PRACTICES ARE A NORMAL AND  
20 NECESSARY PART OF SOCIAL BEHAVIOR AND ARE INHERENT RIGHTS AND  
21 ARE NOT DANGEROUS AND SHOULD NOT BE CONSIDERED PRIVILEGES TO  
22 BE DOLED OUT BY A GOVERNMENT. THE CONCEPT OF HEALING, AS A  
23 RIGHT OF ALL PEOPLE SHOULD BE PRESERVED. AN EXAMPLE OF  
24 PRACTITIONERS PERFORMING HEALING ARTS WOULD BE: A PERSON  
25 ENGAGED IN TRADITIONAL, CULTURAL, COMPLEMENTARY, OR  
26 ALTERNATIVE HEALTH CARE UTILIZING BUT NOT LIMITED TO LIFESTYLE  
27 COUNSELING, NUTRITION AND OTHER NATURAL FORMS OF HEALING.

28

29 c) NOTWITHSTANDING THE WIDESPREAD UTILIZATION  
OF THESE HEALTH

30 CARE AND HEALING ARTS SERVICES BY RESIDENTS OF COLORADO, THE  
31 PROVISION OF SUCH SERVICES IN MANY CIRCUMSTANCES MAY BE  
32 INTERPRETED AS BEING ILLEGAL IN THE STATE OF COLORADO AS A  
33 VIOLATION OF PROFESSIONAL PRACTICE ACTS GOVERNING HEALTH  
34 CARE PRACTITIONERS. AS A RESULT, A PROVIDER OF HEALING ARTS  
35 WHO IS NOT LICENSED, CERTIFIED, OR REGISTERED BY THIS STATE AS A  
36 HEALTH CARE PRACTITIONER UNDER AN OCCUPATIONAL BOARD OR  
37 UNDER THE DIVISION OF REGISTRATIONS COULD BE SUBJECT TO FINES,  
38 PENALTIES AND RESTRICTION OF HIS OR HER PRACTICE, ALTHOUGH HIS  
39 OR HER PRACTICE DOES NOT POSE AN IMMINENT AND DISCERNIBLE RISK  
40 OF SIGNIFICANT HARM TO THE PUBLIC'S HEALTH AND SAFETY.

41

42 (d) BECAUSE THE PEOPLE OF THE STATE OF COLORADO  
RECOGNIZES THE

43 FREEDOM OF CONSUMERS TO USE HEALTH CARE PRACTITIONERS THAT  
44 ARE NOT LICENSED, CERTIFIED, OR REGISTERED BY THE STATE AS AN

45                                   OPTION FOR CONSUMERS, IN ORDER TO PROTECT  
46 THOSE OPTIONS AND IN  
47 CONSIDERATION OF THE PUBLIC’S HEALTH AND WELFARE, THE CITIZENS  
48 OF COLORADO HEREBY CLAIM THIS CONSTITUTIONAL AMENDMENT TO  
49 REMOVE TECHNICAL BARRIERS THAT IMPEDE THE PUBLIC’S ACCESS TO  
50 UNREGULATED PRACTITIONERS.

51                                   (e) BE IT FURTHER KNOWN THAT NO BILL, ACT OR  
52 RESOLUTION MAY BE  
53 PASSED INTO LAW TO LIMIT THE PUBLIC’S CONSTITUTIONAL AND GOD  
54 GIVEN RIGHT TO OBTAIN COMPLEMENTARY AND ALTERNATIVE HEALTH  
55 CARE BY IMPOSING GOVERNMENTAL OVERSIGHT OF COMPLEMENTARY  
56 AND ALTERNATIVE HEALTH CARE PRACTITIONERS.

57 (2) AS USED IN THIS SECTION:

58  
59                                   (a) “ALTERNATIVE AND COMPLEMENTARY HEALTH CARE  
60 PRACTITIONERS ” MEANS THOSE PERSONS PRACTICING NORMAL  
61 AND NATURAL HEALING ACTS WHICH SUPPORT AND STIMULATE A  
62 PERSON’S INHERENT SELF-HEALING PROCESS AND DOES NOT  
63 INCLUDE, SURGERIES, PUNCTURING OF THE SKIN OR PRESCRIBING  
64 LEGEND DRUGS WHICH ARE CONSIDERED ALLOPATHIC MEDICINE,  
65 NOR DOES IT INCLUDE CHIROPRACTIC ADJUSTMENTS.  
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