

Initiative 2025-2026 #222 REVISED

Section 1. ~~Definitions.~~ Declaration.

Currently, more than 4 million dollars are earmarked by the Colorado legislature to pay businesses that intentionally kill children, and there is nothing Coloradans can do about it except pass a Constitutional Amendment. This amendment will override the abortion amendment that allows tax funds to pay for killing children all nine months of pregnancy. It will close unregulated abortion death facilities and stop the dangerous abortion pill that kills children while leaving their formerly pregnant mothers with physical, spiritual, and emotional damage grieving the loss of their children. It will prevent doctors from coercing mothers to abort their healthy babies and stop partners from pressuring pregnant mothers to abort the children they love. It will prevent living children being left in the utility closets of hospitals gasping for breath and shaking from cold and hungry in their tummies with no one to comfort them.

In 1967, Colorado allowed the first legally induced abortions performed on pregnant mothers that have come to include starvation, asphyxiation, poison, and dismemberment of children who can see, hear, and feel the pain of being starved, stabbed, cut, dismembered, poisoned, forced to suffer heart attack, and their only life being taken from them. While this is difficult to think about, and many women felt coerced or pressured into the decision, like it was her only choice, or was the best decision at the time because she didn't know where else to turn, we have since learned the devastating consequences to women's long-term emotional, spiritual, and physical health and recognize the brutality and cruelty we are doing to children who move away from abortion instruments and deserve to live as much as any other innocent living human being deserves to live. (This use of the term "abortion" here is not to be confused with a naturally occurring miscarriage where the child has already died or labor cannot be stopped. Within this context, "abortion" is referring to the intentional and deliberate taking away of a human life from a child who is viably living and would continue to live if simply left alone. This may also include children currently living who are expected to die later naturally, anyway - they don't have to be tortured to death.)

Prior to 1967, mothers' lives were saved without intentionally killing the child through abortion by monitoring pregnancy, inducing early delivery if separation was needed (and providing humane care for the child at birth), assisting natural childbirth, or providing emergency Cesarean section (C-section) which is much safer and faster for the mother, too, than trying to deliver a dead baby through painful labor and delivery (aka "late term abortion"). Pregnant mothers' lives may continue to be saved without treating a child inhumanely or committing violence against a child to purposefully kill them.

The current abortion amendment in the Colorado Constitution allowing for these kinds of torturous deaths to children all nine months of pregnancy is in direct violation of the Fourteenth Amendment of the United States Constitution that was put in place to prevent human beings from being killed and treated like property as many states allowed through slavery, much like we treat children currently in Colorado law,

No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws. [14th Amendment, emphasis added]

Acknowledging a child's God-given right to life does not in any way negate a woman's right to make her own health care decisions or determine what happens to her own body, so long as she does not actively work to kill her own child. Acknowledging a child's right to live from the moment a child is conceived does not force a mother to do anything but continue the choices she has already made in conceiving a child. If it's important to a woman that she not become pregnant, she has the ability not to engage in activity known to cause pregnancy. If raped, that is another matter where the perpetrator needs to be brought to justice and the innocent child should not be punished for the father's crime, nor should the mother suffer further from the crime by enduring the painful loss of her own child. Where the life of the mother is in jeopardy, doctors may attempt to save all lives rather than purposefully destroy anyone's only life, allowing both mother and her child to reach for their personal potential. Pregnancy does not have to limit a mother's potential. If the mother does not wish to parent her child, modern adoption agencies provide no-cost services where she may choose the adoptive parents she would like to raise her child so that the child goes directly from her arms into the arms of the adoptive parents. She may also choose how involved she'd like to be in her child's life and if she would like an adoption ceremony. This also allows for screening of the new parents and the transfer of important medical records from the child's family history.

Everything we are putting forward in this initiative is an attempt to protect both the pregnant mother and her child or children. There are no gimmicks and nothing hidden to the voter or the legislator. And it does not redefine any roles of the three branches of government – executive who enforces the law, legislature who creates laws, or judiciary that tests the actions of those potentially breaking the law using due process and a presumption of innocence until proven guilty by witnesses and evidence. Our intentions are clear. We want every child to have the opportunity to reach for their full potential and every mother to be supported by a culture of life to carry her child without the added stress and agony of being pressured

to only have some children while aborting others. The added stress is not good for her wellbeing nor that of her offspring who is affected by her stress. The study of embryology and pregnancy are still relatively new and doctors are often wrong about the prospects of health for mother and child. So, unless there is a true emergency where the child needs to be separated from the mother (and both given proper care), pregnancy is a healthy part of human development for both the mother and the child and should not be interrupted for transient or superfluous causes. No matter how dire they may appear in the moment, when given time and outside perspective, circumstances can turn around for the better during the nine-month period before every pregnancy naturally terminates in the living birth of a child.

Given our current shortage of babies, and in the interest of all of us to protect our own young, and the dependence of all children until reaching adulthood upon adults, families, and parents to protect them, we are compelled to ask our fellow citizens of the state of Colorado if we cannot have at least the decency to allow these children to continue living and refer their parents for help in bringing them to birth? The law itself would read as follows:

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

Section 2. In the Constitution of the state of Colorado, **add** section 33 to Article II as follows:

Section 33. Right to be born.

- (1) "CHILD" OR "CHILDREN" REFERS TO A YOUNG LIVING HUMAN BEING FROM THE MOMENT OF CONCEPTION AS INDICATED BY THE FLASH OF LIGHT THAT OCCURS AT THE MOMENT A NEW HUMAN BEING IS CREATED AND BEGINS GROWING, CONTINUING THROUGHOUT CHILDHOOD DEVELOPMENTAL STAGES OF HEARTBEAT AT 21 DAYS, DETECTABLE BRAINWAVES BY THIRTY-FOUR DAYS, SENSITIVITY AND MOVING AWAY FROM TOUCH BY SEVEN WEEKS, AND CONTINUING THROUGH BIRTH.
- (2) CHILDREN HAVE THE RIGHT TO CONTINUE LIVING FROM THE MOMENT THEY ARE CONCEIVED. GOVERNMENT SHALL PROTECT A CHILD'S RIGHT TO LIFE, INCLUDING:
 - (a) GOVERNMENT SHALL NOT PERMIT BUSINESSES TO OPERATE THAT INTENTIONALLY END THE LIVES OF CHILDREN OR ADVERTISE TO END THE LIVES OF CHILDREN,
 - (b) GOVERNMENT SHALL NOT PERMIT DRUGS IN THE STATE INTENDED TO END THE LIVES OF CHILDREN,
 - (c) GOVERNMENT SHALL NOT INFRINGE UPON A CHILD'S RIGHT TO CONTINUE LIVING,
 - (d) GOVERNMENT AGENCIES AND MEDICAL PROVIDERS SHALL REFER PARENTS TO LIFE-AFFIRMING MEDICAL CARE AND RESOURCES THAT MAY INCLUDE PRENATAL CARE, PREGNANCY CARE CENTERS, AND MODERN ADOPTION AGENCIES.
 - ~~(e) BUSINESSES SHALL NO LONGER OPERATE THAT INTENTIONALLY KILL CHILDREN OR ADVERTISE TO KILL CHILDREN.~~
 - ~~(f) DRUGS INTENDED TO KILL CHILDREN SHALL NOT BE DISPENSED, POSSESSED, CONSUMED, TRANSPORTED, OR MAILED.~~
 - ~~(g) CHILDREN CREATED IN A LAB SHALL BE IMPLANTED, AND CHILDREN IMPLANTED SHALL BE ALLOWED A LIVING BIRTH.~~
 - (h) CHILDREN SHALL BE GIVEN HUMANE CARE AT BIRTH CONSISTENT WITH INFANT CARE INCLUDING WARMTH, AIR OR OXYGEN, FLUIDS AND NOURISHMENT AS APPROPRIATE, AND HUMAN COMFORT.
 - (i) CHILDREN SHALL NOT BE USED FOR EXPERIMENTATION KNOWING THE EXPERIMENTATION HOLDS NO POTENTIAL BENEFIT FOR THE CHILD AND WILL RESULT IN THE CHILD'S DEATH.
 - ~~(j) LIVING CHILDREN SHALL NOT BE INTENTIONALLY HARMED TO CAUSE INTENDED UNTIMELY DEATH.~~
 - (k) IN A MEDICAL EMERGENCY WHERE THE PHYSICAL LIFE OF A MOTHER OR HER CHILD IS IN JEOPARDY, LICENSED MEDICAL PROFESSIONALS MAY TRIAGE PATIENTS FOR BEST OUTCOMES OF ALL PATIENTS.
- (3) PERMITS AND LICENSING SHALL NOT BE GRANTED, AND SHALL BE REVOKED, FOR ANY BUSINESS OR INDIVIDUAL THAT HAS INTENTIONALLY CAUSED THE DEATH OF A CHILD OR REFERS OR ASSISTS A MOTHER IN KILLING HER CHILD, BY THE APPLICABLE GOVERNMENT DEPARTMENT OR AGENCY WITH JURISDICTION.
- ~~(4) BECAUSE THE DEATHS OF CHILDREN AFFECT ALL OF US, AND CHILDREN NEED ADULTS TO PROTECT THEM, CIVIL ACTION MAY BE TAKEN ON BEHALF OF THE CHILD AGAINST ANY BUSINESS OR INDIVIDUAL THAT VIOLATES THIS RIGHT OF A CHILD BY CAUSING THE INTENTIONAL DEATH OF A CHILD. ATTORNEY FEES AND COURT COSTS SHALL BE AWARDED THE ONE BRINGING THE CASE ON BEHALF OF THE CHILD IF THE CASE IS NOT FRIVOLOUS.~~

Section 3. Self-Executing. This provision shall be self-executing.

- (a) ~~Effective date.~~ This provision shall take effect, ~~December 25, 2026, if approved by the vote of the people.~~
- (b) ~~Applicability.~~ This provision and applies beginning December 25, 2026, if approved by the vote of the people, and is not retroactive.
- (c) ~~Severability.~~ If any part of this provision is found to be unenforceable, the remainder of this provision shall remain in effect.

Section 4. In the Constitution of the state of Colorado, **repeal** section 32 to Article II.