

**Second Regular Session  
Sixty-third General Assembly  
STATE OF COLORADO**

**REENGROSSED**

*This Version Includes All Amendments  
Adopted in the House of Introduction*

LLS NO. 02-0832.01 Michael Dohr

**HOUSE BILL 02-1356**

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**A BILL FOR AN ACT**

101     **CONCERNING PROHIBITIONS ON THE ESTABLISHMENT OF**  
102             **PARENT-CHILD RELATIONSHIPS IN WHICH THERE ARE MULTIPLE**  
103             **PARENTS OF THE SAME SEX.**

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**Bill Summary**

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

Prohibits the issuance of a new birth certificate with more than one female or more than one male parent. Proscribes the maintenance of a maternity suit in which the birth mother is known and a female is seeking maternity with the birth mother. Disallows the maintenance of a paternity suit in which the birth father is known and a male is seeking paternity with the birth father.

**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.*

HOUSE  
3rd Reading Unamended  
March 27, 2002

HOUSE  
2nd Reading Unamended  
March 26, 2002

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

2           **SECTION 1.** 25-2-113, Colorado Revised Statutes, is amended  
3 BY THE ADDITION OF A NEW SUBSECTION to read:

4           **25-2-113. New certificates of birth following adoption -**  
5 **legitimation - parentage determination.** (7) NO NEW CERTIFICATE OF  
6 BIRTH SHALL BE PREPARED BY THE STATE REGISTRAR THAT REFLECTS  
7 MORE THAN ONE FEMALE PARENT OR MORE THAN ONE MALE PARENT.

8           **SECTION 2.** 19-4-124 (1), Colorado Revised Statutes, is  
9 amended to read:

10           **19-4-124. Birth records.** (1) Upon order of a court of this state  
11 or upon an order issued and filed pursuant to article 13.5 of title 26,  
12 C.R.S., or upon request of a court of another state, the state registrar of  
13 vital statistics shall prepare a new certificate of birth consistent with the  
14 findings of the court and shall substitute the new certificate for the  
15 original certificate of birth; EXCEPT THAT NO NEW CERTIFICATE OF BIRTH  
16 SHALL BE PREPARED THAT REFLECTS MORE THAN ONE FEMALE PARENT OR  
17 MORE THAN ONE MALE PARENT.

18           **SECTION 3.** 19-4-125, Colorado Revised Statutes, is amended  
19 to read:

20           **19-4-125. "Father" defined.** In case of a maternity suit against  
21 a purported mother, where appropriate in the context, the word "father"  
22 shall mean "mother". IT SHALL NOT BE APPROPRIATE TO SUBSTITUTE THE  
23 WORD "MOTHER" FOR "FATHER" IF THE SUIT INVOLVES A FEMALE SEEKING  
24 MATERNITY WITH THE KNOWN MOTHER.

25           **SECTION 4.** Article 4 of title 19, Colorado Revised Statutes, is  
26 amended BY THE ADDITION OF A NEW SECTION to read:

1           **19-4-131. Maternity and paternity suits - maintainability.**

2           (1) NO MATERNITY SUIT SHALL BE MAINTAINED IN WHICH THE BIRTH  
3           MOTHER IS KNOWN AND ANOTHER FEMALE IS SEEKING MATERNITY WITH  
4           THE KNOWN MOTHER.

5           (2) NO PATERNITY SUIT SHALL BE MAINTAINED IN WHICH THE  
6           BIRTH FATHER IS KNOWN AND ANOTHER MALE IS SEEKING PATERNITY WITH  
7           THE KNOWN FATHER.

8           **SECTION 5. Safety clause.** The general assembly hereby finds,  
9           determines, and declares that this act is necessary for the immediate  
10          preservation of the public peace, health, and safety.