

## SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Gonzales

1 Amend printed bill, page 27, after line 2 insert:

2 "SECTION 26. In Colorado Revised Statutes, 29-20-104, **amend**  
3 (1)(g) as follows:

4 **29-20-104. Powers of local governments - definition.**

5 (1) Except as expressly provided in section 29-20-104.5, the power and  
6 authority granted by this section does not limit any power or authority  
7 presently exercised or previously granted. Each local government within  
8 its respective jurisdiction has the authority to plan for and regulate the use  
9 of land by:

10 (g) (I) Regulating the use of land on the basis of the impact of the  
11 use on the community or surrounding areas;

12 (II) (A) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT  
13 ACCESS TO OUTPATIENT CLINICAL FACILITIES PROVIDING REPRODUCTIVE  
14 HEALTH CARE, AS DEFINED IN SECTION 25-6-402 (4), IS A MATTER OF  
15 STATEWIDE CONCERN AND THAT, FOR PURPOSES OF ZONING AND OTHER  
16 LAND USE PLANNING, SUCH FACILITIES FALL WITHIN THE MEANING OF A  
17 MEDICAL OFFICE USE, A MEDICAL CLINIC USE, A HEALTH-CARE USE, AND  
18 OTHER FACILITIES THAT PROVIDE OUTPATIENT HEALTH-CARE SERVICES.

19 (B) FOR THE PURPOSES OF ZONING AND OTHER LAND USE  
20 PLANNING, EVERY LOCAL GOVERNMENT THAT HAS ADOPTED OR ADOPTS  
21 A ZONING ORDINANCE SHALL RECOGNIZE THE PROVISION OF OUTPATIENT  
22 REPRODUCTIVE HEALTH CARE, AS DEFINED IN SECTION 25-6-402 (4), AS A  
23 PERMITTED USE IN ANY ZONE IN WHICH THE PROVISION OF GENERAL  
24 OUTPATIENT HEALTH CARE IS RECOGNIZED AS A PERMITTED USE.

25 (C) NOTHING IN THIS SUBSECTION (1)(g)(II) RESTRICTS OR  
26 SUPERSEDES THE AUTHORITY OF A LOCAL GOVERNMENT TO ENACT  
27 UNIFORM ZONING ORDINANCES AND OTHER LAND USE REGULATIONS THAT  
28 COMPLY WITH THIS SUBSECTION (1)(g)(II).

29 **SECTION 27.** In Colorado Revised Statutes, 30-28-115, **add**  
30 (1.5) as follows:

31 **30-28-115. Public welfare to be promoted - legislative**  
32 **declaration - construction.** (1.5) (a) THE GENERAL ASSEMBLY FINDS AND  
33 DECLARES THAT ACCESS TO OUTPATIENT CLINICAL FACILITIES PROVIDING  
34 REPRODUCTIVE HEALTH CARE, AS DEFINED IN SECTION 25-6-402 (4), IS A  
35 MATTER OF STATEWIDE CONCERN AND THAT, FOR PURPOSES OF ZONING  
36 AND OTHER LAND USE PLANNING, SUCH FACILITIES FALL WITHIN THE  
37 MEANING OF A MEDICAL OFFICE USE, A MEDICAL CLINIC USE, A  
38 HEALTH-CARE USE, AND OTHER FACILITIES THAT PROVIDE OUTPATIENT  
39 HEALTH-CARE SERVICES.

40 (b) FOR THE PURPOSES OF ZONING AND OTHER LAND USE

1 PLANNING, EVERY LOCAL GOVERNMENT THAT HAS ADOPTED OR ADOPTS  
2 A ZONING ORDINANCE SHALL RECOGNIZE THE PROVISION OF OUTPATIENT  
3 REPRODUCTIVE HEALTH CARE, AS DEFINED IN SECTION 25-6-402 (4), AS A  
4 PERMITTED USE IN ANY ZONE IN WHICH THE PROVISION OF GENERAL  
5 OUTPATIENT HEALTH CARE IS RECOGNIZED AS A PERMITTED USE.

6 (c) NOTHING IN THIS SUBSECTION (1.5) RESTRICTS OR SUPERSEDES  
7 THE AUTHORITY OF A LOCAL GOVERNMENT TO ENACT UNIFORM ZONING  
8 ORDINANCES AND OTHER LAND USE REGULATIONS THAT COMPLY WITH  
9 THIS SUBSECTION (1.5)."

10 Renumber succeeding section accordingly.

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