

RESOLUTION NO. 25-10

**THE BOARD OF COUNTY COMMISSIONERS OF
PARK COUNTY COLORADO**

A RESOLUTION OPPOSING HOUSE BILL 25-1312 - KELLY LOVING ACT

WHEREAS, House Bill 25-1312, hereinafter referred to as "HB25-1312" or the "Kelly Loving Act," has been introduced in the Colorado General Assembly with the purported aim of protecting minors claiming transgender status; and

WHEREAS, this Board has grave concerns that, notwithstanding its stated purpose, HB25-1312 would unduly infringe upon the fundamental rights of parents to direct the upbringing and care of their children, potentially leading to the removal of children from their parental homes; and

WHEREAS, HB25-1312 explicitly states that the act of "deadnaming, misgendering, or threatening to publish material related to an individual's gender-affirming health-care services" shall be deemed "coercive control" and shall be considered by the courts when making child custody determinations and assessing the best interests of a child for the purposes of parenting time; and

WHEREAS, the provisions of HB25-1312 would establish legal grounds for allegations of discrimination under the Colorado Anti-Discrimination Act, thereby creating a pathway for the State to intervene and potentially revoke the custody of parents who utilize a child's birth name ("deadnaming") or fail to use a child's preferred pronouns ("misgendering"); and

WHEREAS, this Board recognizes that HB25-1312 raises significant concerns regarding the First Amendment rights of parents, particularly in relation to their freedom of speech and religious expression; and further notes with alarm the implications of the bill's provisions for children who identify as transgender; and

WHEREAS, the designation within HB25-1312 of "misgendering" and "deadnaming" as acts of "coercive control" to be considered in parental responsibility determinations grants the judiciary broad discretion to potentially penalize parents for exercising their parental rights and expressing their sincerely held beliefs; and

WHEREAS, the language of HB25-1312 suggests that a parent's refusal to fully affirm a child's asserted gender identity could be utilized by courts as justification to deny or limit that parent's custody or visitation rights, extending beyond custody disputes to potentially impact intact, two-parent families wherein a judge deems the parents' level of affirmation to be insufficient, thereby compelling adherence to a specific ideological viewpoint; and

WHEREAS, credible reports indicate that similar legislation enacted in other jurisdictions, such as Canada, has resulted in the arrest of parents for declining to consent to irreversible and life-altering gender transition procedures, including surgeries and pharmaceutical interventions, for their children; and

WHEREAS, this Board is deeply concerned that HB25-1312 could be interpreted and applied in a manner that effectively criminalizes the expression and practice of sincerely held religious beliefs regarding the nature of gender;

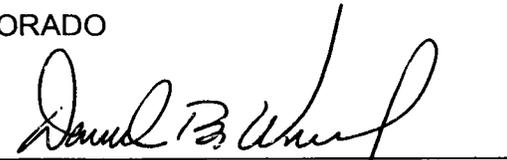
NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Park County, Colorado, that this Board hereby formally opposes the passage of House Bill 25-1312, the "Kelly Loving Act," due to its potential to undermine fundamental parental rights, infringe upon First Amendment freedoms, and interfere with the best interests of children and families within Park County and the State of Colorado.

BE IT FURTHER RESOLVED, that the Park County Clerk and Recorder is hereby directed to transmit copies of this Resolution to the Governor of the State of Colorado, members of the Colorado General Assembly, and other relevant stakeholders to express the strong opposition of this Board to HB25-1312.

PASSED AND ADOPTED this 23th day of April 2025 in Park County, Colorado.

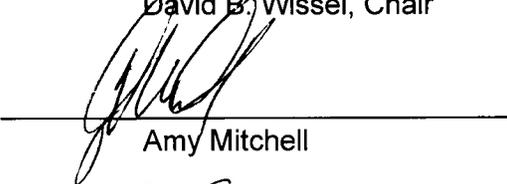
THE BOARD OF COUNTY COMMISSIONERS OF PARK COUNTY,
COLORADO

BY:



David B. Wissel, Chair

BY:



Amy Mitchell

BY:



Jason Gemmer