

**FILE COPY**

DIGEST  
OF  
SENATE AND HOUSE BILLS ENACTED  
BY THE  
FORTY-FIFTH GENERAL ASSEMBLY  
OF THE  
STATE OF COLORADO

(1965 - First Regular Session)

and

APPROVED OR VETOED BY THE GOVERNOR.

(Together with a Subject Index)

\* \* \* \* \*

Compiled by the  
Legislative Reference Office  
323 State Capitol  
Denver

\* \* \* \* \*

**Note:** The first date appearing after the act is the date on which it was approved by the Governor; the second date is the effective date of the act.

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HOUSE BILLS ENACTED AND APPROVED  
(Also includes vetoed bills)

- | <u>No.</u> | <u>Subject</u>   |             |             |
|------------|--|-------------|-------------|
| 1002       | <u>Validation of C.R.S. 1963 - effective date.</u> Provides that the 1963 biennial supplement and Colorado Revised Statutes 1963, effective on October 23, 1964, and proceedings of committee on statute revision are ratified and validated.  | February 16 | February 16 |
| 1007       | <u>Public health - PKU tests.</u> Places duty on chief medical staff officer or other person in charge of each institution caring for newborn infants, or if child not born at such an institution, the person responsible for signing the birth certificate, to cause to be obtained a specimen to be sent to the state department of public health or a laboratory approved by the department for testing for phenylketonuria or other metabolic defects in order to prevent mental retardation. The state board of health shall prescribe the tests to be made and shall promulgate rules and regulations concerning the obtaining, handling, and testing of specimens. Excepts testing of children of persons whose religious convictions are against medical treatment. Appropriates \$15,000 to carry out purposes of act. | April 28    | April 28    |
| 1008       | <u>Financial transactions of school districts.</u> Adds a new definition of "capital outlay expenditures" as those which result in acquisition of fixed assets. Provides that all revenues, except those for bond redemption, capital reserve, and those authorized by state board of education, shall be accounted for in general fund of district. Provides that school busses and other equipment, the estimated unit cost of which is in excess of \$25,000, shall be expenditures under capital reserve fund.   | February 23 | February 23 |
| 1010       | <u>Schools - handicapped children.</u> Rewrites the law on education of handicapped children, adding emotionally handicapped children to the program and amending formula for reimbursement by the state of costs of programs conducted and paid by school districts.  | April 16    | July 1      |
| 1012       | <u>Colleges and universities - granting of degrees.</u> Prohibits the granting or issuing of any degree or honorary degree containing the words "associate", "bachelor", "baccalaureate", "master", or "doctor", or any abbreviation thereof, except by a state college or university, or a private college or university, or  |             |             |

No.

Subject

1012 a seminary or bible college. Defines each type of college,  
cont. university, seminary, or bible college. Act to be administered  
by state department of education, which may enforce the act  
through injunctive actions. Provides criminal penalties for  
violations of act.

May 17

May 17

1013 School districts - change of fiscal year. Permits board of  
education of any school district making a change to a calendar  
year fiscal year, which has a general fund deficit as of Decem-  
ber 31st of the year in which change is made, to obtain a loan,  
not to exceed the amount of such deficit, to be fully repaid  
within six months. Subsequent similar loans may be made each  
year, in smaller amounts, each to be fully repaid in six months,  
and scheduled to liquidate the deficit within ten years from  
the date of the first loan. Any outstanding amount of such  
debt may be shown as a nonrevenue item in the annual budget of  
such school district.

May 6

July 1, 1966

1014 "Migrant Children Educational Act". Provides for the educa-  
tion, either during regular school term or summer term, of  
migrant children who are in custody of migrant agricultural  
workers, under administration and general supervision of the  
state board of education. Any school district which has mi-  
grant children may participate in program under standards and  
requirements prescribed by act. Costs are paid jointly by  
state and school district under computation formula set forth  
in act.

March 24

July 1

1016 Public schools - reorganization of districts. Completely re-  
writes "The School District Organization Act of 1957" with the  
following major changes:

1. No new district shall be formed which shall have fewer  
than fifty pupils enrolled in grades nine through twelve, un-  
less approved by the state board of education.

2. Election procedures changed to conform to new school  
election laws enacted in 1964.

3. Provides for submission to the electors of the proposed  
district the question of four or six year terms for directors.

4. The question of assumption of all or a portion of the  
bonded indebtedness of an old district shall be submitted only  
at the organization election.

5. Dissolution and annexation of school districts shall



No.                      Subject

1016 be mandatory for nonoperating school districts.  
cont.

June 2

July 1

1021 Fair housing. Amends "Colorado Fair Housing Act of 1959" to redefine "housing" therein and to amend procedures thereunder. Act amended to apply to all defined "housing" during the period it is advertised, listed, or publicly offered for sale, lease, rent, or transfer of ownership, but does not apply to a room or rooms in single family dwelling partly occupied by owner or lessee as his household. Prohibits any person having right of ownership, possession, or transfer of any housing, or his agent, to refuse to show or sell any housing, or to refuse to receive and transmit any bona fide offer to buy, sell, rent, or lease housing.

If a complaint filed with the antidiscrimination commission alleges an unfair housing practice involving a refusal to show any housing, the commission is authorized to investigate and to issue its order that the same be shown to the complainant, and to seek court order enforcing the same. Provides for injunctive proceedings to prohibit unfair housing practices and to prevent the selling, renting, or otherwise making unavailable the housing involved pending final determination of the proceedings.

Provides for civil remedies and damages in cases of unfair housing practices.

April 8

April 8

1025 Community mental health clinics. Increases payments for services purchased by state from community mental health clinics from fifty per cent to sixty per cent of the hourly cost thereof, and increases the maximum amount of such payments from five to six dollars per hour. Increases amount of total annual purchases from any clinic from twenty-five to forty cents per capita of the population served by such clinic.

May 17

May 17

1026 County superintendent of schools - procedure to abolish office of. Implements constitutional amendment adopted at 1964 general election by establishing procedures for placing question on ballot at a general election in any county as to whether the office of county superintendent of schools for that county shall be abolished. Such procedure may be commenced either by a resolution of the board of county commissioners or a petition signed by at least eight per cent of the electors of the county. Provides for the transfer of duties of county superintendent to other officers and agencies following abolition of the office.

May 12

May 12

- | <u>No.</u> | <u>Subject</u>  |             |             |
|------------|---|-------------|-------------|
| 1027       | <u>Juvenile delinquency - venue of actions.</u> Permits juvenile delinquency action to be filed either in county of residence of the child, or in the county where acts of juvenile delinquency allegedly occurred if the county of residence fails to act within ten days. Permits transfer of case from other county to county of residence for purpose of probationary supervision.  | April 16    | April 16    |
| 1030       | <u>Deputy clerks of courts - powers.</u> In addition to other persons now authorized by law to administer oaths and affirmations, and to take affidavits and depositions, deputy clerks of all courts in state are given like power.  | February 23 | February 23 |
| 1038       | <u>Garnishment and attachment prior to judgment.</u> Provides that no order of attachment prior to judgment on any garnishee shall be issued by any court of record for any sum less than \$20; that wages, fees, or commissions shall not be subject to a writ of garnishment issued by any such court until a complaint has been filed; that after a defendant in any case has become subject to the jurisdiction of such court, no wages, fees, or commissions shall be subject to garnishment theretofore or thereafter issued in such case except in aid of execution of judgment. Section does not apply to collection of state income taxes or to collection of employer payments under state employment security payment. | April 8     | April 8     |
| 1043       | <u>Sentencing to Colorado state reformatory.</u> The law before this amendment provided that a person convicted of a crime punishable by imprisonment in the penitentiary (other than a crime punishable by death or life imprisonment) could be sentenced to the reformatory <u>if at the time of sentencing he is sixteen years of age or older.</u> The underlined age requirement is removed by this act.   | March 12    | March 12    |
| 1046       | <u>Bounty on mountain lions.</u> Repeals the bounty of fifty dollars on mountain lions.   | March 12    | March 12    |
| 1048       | <u>Department of agriculture - funds.</u> Abolishes all special funds created for purposes of the department of agriculture, and provides that all taxes, fees, and other moneys collected by said department be deposited in the state treasury and credited to  |             |             |

- | <u>No.</u>    | <u>Subject</u>  |             |        |
|---------------|---|-------------|--------|
| 1048<br>cont. | the general fund. Provides that the general assembly shall appropriate moneys from the general fund for services rendered by the department, and requires that certain accounting records be kept by the department with respect to each service rendered by it and moneys received for such service.   | March 12    | July 1 |
| 1049          | <u>Oil and gas conservation fund.</u> Repeals the "continuing" appropriation of all moneys in the oil and gas conservation fund to the oil and gas conservation commission, and provides that the general assembly shall annually make appropriations for purposes of said commission.  | February 23 | July 1 |
| 1050          | <u>Department of public health - fee for search of records of birth or death.</u> The fee for any search of the files and records of any birth or death by the department of public health is increased from 50¢ to \$2.00 for each hour or fractional hour of time of search, all such fees to be credited to the general fund of the state.   | March 12    | July 1 |
| 1051          | <u>Legislative state auditor.</u> This is the enabling act to make effective the constitutional amendment adopted at the 1964 general election providing for a state auditor under the legislative department to replace the auditor of state under the executive department. The act creates a bipartisan legislative audit committee composed of four members of the senate and four members of the house of representatives; provides for the election of such auditor by the general assembly, upon nominations submitted by the committee, for a 5 year term, with the first term beginning July 1, 1966. Provides that the auditor be a certified public accountant licensed to practice in the state to be appointed without regard to political affiliation; provides for the duties, principally to conduct post audits of all financial transactions and accounts kept by any state agency, including educational institutions, and of similar audits of political subdivisions of the state as may be required by law; and to make an annual report thereon to the committee. Also provides that the salary of the auditor be determined by the committee, for the transfer of records, funds, and employees of the elected state auditor upon termination of his term of office, and for access by the legislative auditor to all records of state agencies. Special audits of any state agency may be requested by any member of the general assembly or the governor, and emergency reports may be made on any such agency if evidence is found of apparent illegal transactions. |             |        |

(The constitutional amendment adopted at the 1964 general election

No.                      Subject

1051 provides that the present elected auditor of state shall re-  
cont. tain his office until the 2nd Tuesday in January, 1967; also  
that not more than 3 members of the staff of the legislative  
auditor shall be exempt from the classified civil service.)

March 24

March 24

1052 Incentive award suggestion system. Establishes system for  
suggestions by state employees leading to greater economy and  
efficiency in state government. Provides for payments equal  
to ten per cent of first year's savings, not to exceed one  
hundred dollars per award, for such suggestions. Creates  
supervising board composed of seven members of the executive  
department, including the state controller, state purchasing  
agent, state personnel director, with the controller designated  
as chairman. The other four members shall be rotating members  
from executive department agencies and shall serve terms of  
not over two years. The board shall establish procedures for  
the conduct of the program, evaluate and purchase suggestions  
producing economies, and assist in the implementation thereof.  
All state officers and employees are eligible to participate  
except members of board and their assistants, personnel in  
management analysis and budget offices, elected officials, and  
members of the general assembly. Appropriates \$2,000 to com-  
mence program.

April 7

July 1

1056 Local improvement and service districts. Provides limitations  
on formation of special improvement and service districts after  
May 1, except for those entirely within any municipality. Re-  
quires a service plan containing financial and engineering sur-  
veys and other specified information, and the payment of a two  
hundred dollar processing fee to be filed with the board of  
county commissioners of each county having territory included  
within the proposed district. Any petition for the formation  
of any such special district filed with any district court of  
competent jurisdiction shall be accompanied by a resolution of  
each such board of county commissioners approving the service  
plan thereof. Establishes standards for approval of such ser-  
vice plans, and provides for public hearings and for judicial  
review. Provides for similar procedure to modify original ser-  
vice plan after formation of a special district, but processing  
fee shall not exceed one hundred dollars.

April 9

May 1

1057 Speed limits - local county authorities may lower. After an  
engineering and traffic survey, county authorities may lower  
speed limits within their jurisdiction; provided, that standard  
signs approved by the state highway department and giving notice  
of the authorized speed are erected, and that written approval

No.                      Subject

1057 of such lower speed has been obtained from the state highway  
cont. department.

February 17                      February 17

1059 Police protection districts. Repeals provisions permitting  
formation of police protection districts under the provisions  
of the metropolitan district law.

April 9                              April 9

1060 "Colorado Local Government Audit Law". As of July 1, each  
county, city and county, city, town, school district, junior  
college district, local improvement or service district, or  
any other political subdivision having power to levy taxes or  
impose assessments shall cause an annual audit to be made, as  
of the end of its fiscal year, by a certified public accountant  
or registered accountant licensed in this state, except that  
any such "local government" having neither revenues nor expen-  
ditures for the fiscal year in excess of twenty thousand dol-  
lars may, with the approval of the state auditor, be exempt  
from such requirements. Such audits shall be completed within  
six months after the fiscal year end and shall be reported to  
the state auditor within thirty days after completed. If any  
local government shall fail to make such required audit, the  
state auditor shall make or cause to be made such an audit at  
the expense of such local government. The state auditor shall  
examine all audits and if a violation of a state law is indicated,  
he shall consult with the attorney general, and if he then has  
reason to believe a violation has occurred, he shall certify  
the facts to the appropriate district attorney for appropriate  
proceedings. Provides penalties for violations. Amends water  
and sanitation district law to conform with the provisions of  
the act. Repeals prior audit laws.

March 12                              July 1

1061 Local governments - uniform accounting. Enacts "Colorado Local  
Government Uniform Accounting Law" applicable to all local gov-  
ernments and political subdivisions of the state. Creates ad-  
visory committee on governmental accounting to assist auditor  
in formulating and prescribing a uniform classification of  
accounts for every level of government, pursuant to authority  
given him in the act. The advisory committee shall consist of  
six members, one of whom shall be a certified public accountant  
and five of whom shall be active in finance matters, either as  
elected officials or finance officers of local government.  
After completion of classification of accounts for each level  
of government, the auditor shall distribute published copies  
thereof to each local governmental unit of the state, and may

No.                      Subject

1061 assist the officials thereof in implementing the same, at the  
cont. expense of such local government. The state auditor shall pub-  
lish an annual compendium of local government, including there-  
in all audit reports for fiscal years ending during such year.

May 18

May 18

1064 Motor vehicles - suspension or revocation by courts of licenses to operate. Authorizes any court of record, upon the conviction of any person therein of a violation of a law regulating the operation of motor vehicles, to include in its judgment, order, or determination its recommendation for the suspension, or suspension and restricted or probationary use of such person's license to operate a motor vehicle. Upon receipt of such recommendation in the report of conviction, the department of revenue shall process the conviction and take action against the license of such person in accord with the court's recommendation, without further hearing.

Vetoed - May 12

1065 Licenses for operators and chauffeurs of motor vehicles. Provides for minor operators' licenses for persons sixteen and seventeen years old, for provisional operators' and provisional chauffeurs' licenses for persons eighteen through twenty years old, and for operators' or chauffeurs' licenses for persons twenty-one years old and older. Repeals provision for special restricted license for operation of a motorscooter or motor-bicycle for persons fourteen and fifteen years old. Requires special chauffeur's license to operate a school bus. Permits a minor operator seventeen years of age to obtain chauffeur's privileges upon proof of employment requiring operation of a motor vehicle.

Provides for temporary instruction permits for any minor at least fifteen years and nine months old authorizing him to operate a motor vehicle when accompanied by a licensed operator or chauffeur twenty-one years of age or older, which permit shall be valid for one hundred twenty days and renewable for an additional sixty days. No minor operator's license shall be issued unless the applicant has been issued an instruction permit for at least ninety days or unless licensed by another state. Each application for a minor operator's license shall be accompanied by a sworn statement as to any driving offense committed during the previous three years.

Fees for the new licenses shall be as follows: For provisional operator's license, two dollars and twenty-five cents; for provisional chauffeur's license, five dollars and twenty-five cents; and for minor operator's license, two dollars and twenty-five cents.

No.

Subject

1065 cont. Each minor operator's license shall contain the numbers "16-17" in large red letters on the face thereof, and each provisional operator's and provisional chauffeur's license shall contain the numbers "18-20" in the same manner.

Provides that no liability or sanction shall be imparted to any person who relies on the birth date or identification contained on any license to operate a motor vehicle.

Provides for suspension of any provisional operator's or provisional chauffeur's license when the licensee has accumulated eight points in twelve months, twelve points in twenty-four months, or fourteen points in the time period for which the license was issued, or in the case of a minor operator, when he has accumulated more than four points in twelve months, or more than six points in the time period for which the license was issued. The number of points accumulated for the suspension of any chauffeur's license, if the licensee in the course of his employment has principal duties of operation of a motor vehicle, shall be sixteen points in one year, twenty-four points in two years, or twenty-eight points in four years, only if all such points are accumulated in the course of his employment.

Authorizes the denial for not more than one year of any license to a person who, during the thirty-six months prior to the application therefor, has operated a motor vehicle in this state without a license. Any points accumulated under an instruction permit shall carry over to a minor operator's, provisional operator's, or provisional chauffeur's license subsequently issued. Permits minor operator's licenses issued prior to effective date of act to be extended until twenty days after licensee's eighteenth birthday. Act does not otherwise affect validity of any license issued prior to its effective date; however, the accumulation of points of persons under twenty-one years of age on the effective date of the act shall commence on such effective date.

May 18

January 1, 1966

1066 Water - state engineer. Provides for administration of state laws relative to distribution of surface waters. Authorizes injunctive proceedings to enforce orders of state engineer and to prevent material injury to vested rights of appropriators of water. Makes it unlawful to divert waters from a stream or waters tributary thereto when there is insufficient water available to supply senior appropriators and following notice to that effect from the state engineer.

May 3

May 3

House Bills

No.

Subject

- 1070 Savings and loan associations. Reduces the number of favorable votes of stockholders required to amend the articles of incorporation of savings and loan associations from two-thirds to a majority, except as to associations having permanent stock.

March 12

March 12

- 1071 State parole board. Amends procedure for revocation of parole to distinguish between parolees in or out of this state. If the parolee is in this state, then within three days after a report of parole violation is filed by an investigating officer, or if without this state, then within eighteen days thereafter, the parole director shall temporarily suspend his parole. Provides that no parolee shall be kept in jail outside this state for more than thirty days on any one occasion. Provides that if parolee is outside this state in violation of his parole agreement, or if in this state and cannot be apprehended, his parole shall be suspended pending the action of the parole board.

May 7

May 7

- 1072 Public trustee - annexed property. Where a deed of trust has been filed for record in one county concerning property subsequently annexed to another county, the public trustee of the former county is authorized to handle the advertising and sale of the property; provided, that he advertises such sale and records all documents in the county in which the annexed property is then located as well as in his own county. Validates prior sales of property and releases of deeds of trust previously made by public trustees in such cases.

April 9

April 9

- 1077 Private detectives. Changes administration of licensing of detectives from governor to secretary of state, and provides that the attorney general, upon being satisfied of the good repute of the applicant, shall fix the amount of bond to be given by the applicant, and shall approve the same.

April 23

July 1

- 1086 Poultry eggs. Provides for the inspection and grading of eggs, and provides requirements for candling, refrigeration, transportation, labeling, advertising, and health standards of eggs. Establishes license requirements and fees for vendors of eggs. The commissioner of agriculture shall administer the act. Provides for penalties and suspension of licenses for violations.

March 24

July 1

House Bills



- | <u>No.</u> | <u>Subject</u>   |                   |             |
|------------|--|-------------------|-------------|
| 1088       | <u>Outdoor recreation resources.</u> Designates the game, fish, and parks commission as the state agency to accept and administer funds and to enter into agreements with the United States, pursuant to the federal "Land and Water Conservation Fund Act of 1965", for the purposes of planning and development of outdoor recreation in the state. Prescribes powers and duties of commission with respect thereto.   | April 30          | April 30    |
| 1090       | <u>Purchase of services for mentally retarded or handicapped.</u> Authorizes local governmental units to purchase services or furnish money for mentally retarded and seriously handicapped persons through community incorporated boards.   | February 10       | February 10 |
| 1091       | <u>Initiative and referendum.</u> Changes qualifications of electors signing initiative petitions, to remove requirements of residing in city or town at least thirty days, and changes requirements of residency in precinct from fifteen to twenty days.   | Vetoed - April 21 |             |
| 1092       | <u>Elections - technical amendments.</u> Amends "Colorado Election Code of 1963" to cover problem areas encountered during 1964 elections. Major changes include residence in precincts for at least twenty days, to correspond with registration deadline; registration by county clerk at subsidiary offices regularly maintained; training of precinct registration committee members; changes precinct registration days from twenty-five to twenty-eight days before elections; provides procedures for branch registration; selection of designees and nominees in cases of tie votes; elimination of requirement of a cross mark (X) after the name of a write-in candidate; makes any candidate defeated in the primary election ineligible for election to the same office at the next general election; delays appointment of election judges for one month; simplifies filling of vacancies in judges of election; increases compensation of judges and clerks of election to not less than ten dollars nor more than twenty dollars; provides for assistance to voters unable to read or write; authorizes voting booths for absent voters polling places when paper ballots are used; and amends provision for filling vacancy in office of district attorney to conform to court reorganization amendment to the state constitution. | May 27            | May 27      |
| 1093       | <u>Municipal elections.</u> Amends the laws relating to towns and cities to conform the following elections to the "Colorado Municipal Election Code of 1965": Incorporation of municipalities; elections of town and city officials; adoption of city   |                   |             |

No.

Subject

1093 council-city manager form of government; elections to reorgan-  
cont. ize or to consolidate municipalities, or to dissolve and annex  
municipalities; annexation elections; and various other elec-  
tions required in the exercise of municipal powers and func-  
tions.

May 27

August 1

1094 Municipal elections. Enacts the "Colorado Municipal Election  
Code of 1965" and repeals the 1955 law. Applies to all municipi-  
palities except home rule cities; provided, that any home rule  
city may adopt the code by reference. Makes the following  
major changes in municipal election laws:

1. Generally conforms municipal election procedures to  
those of general elections.

2. Each municipal clerk may act as deputy county clerk  
for purposes of registration only, thus eliminating need for  
any person to register separately for municipal and for general  
elections. Registrations not later than twenty days before  
election are delivered by municipal clerk to the county clerk,  
who shall prepare a list of all registered electors in each  
precinct in the municipality and deliver the same or the regis-  
tration books to the municipal clerk prior to the municipal  
election.

3. Candidates for municipal elections shall have resided  
in the municipality, or municipality and ward, for not less  
than twelve months prior to the election.

4. Requires municipal election precincts to consist of  
one or more whole general election precincts wherever practicable.

5. Eliminates requirement of a cross mark (X) after a  
name written in by the voter.

6. Provides for penalties for violations similar to the  
general election laws.

May 27

July 1

1095 Highways - dumping of trash. Requires department of highways  
to erect signs on highways advising public of prohibition of  
trash dumping on state highways and of maximum penalty therefor.  
Creates presumption that driver of motor vehicle from which  
trash is discharged was the person who discharged the trash.  
Authorizes director and every warden or conservation officer  
of game, fish, and parks department, every sheriff, and other  
peace officers in their respective jurisdictions to enforce  
provisions of law relative to dumping of trash. Provides pro-  
cedure following arrest of any violator.

April 28

April 28

- | <u>No.</u> | <u>Subject</u>  |          |          |
|------------|---|----------|----------|
| 1096       | <u>Weights and measures.</u> Permits reimbursement of department of agriculture for expenses of testing of weights and measures of state agencies. Requires testing of weights and measures of city inspectors every two rather than five years. Increases license fees for scales, tanks, and meters, and establishes fees and expenses for special tests. Provides for testing of weights and measures used in connection with packaging of commodities but any scale or device used in internal control and not used to establish weight, measure, or count of a product shall be exempt.  | April 16 | July 1   |
| 1097       | <u>Transfer of state lands authorized.</u> Authorizes the conveyance of certain lands in Delta county by the Colorado national guard to the Delta county joint school district no. 50.  | March 4  | March 4  |
| 1102       | <u>Irrigation districts.</u> Amends provisions for annual election of directors and for directors' meetings. Provides that annual election shall be held in January at a date, time, and place designated by the board, and that immediately following such election, the board shall hold its organizational meeting, and that the remaining three regular meetings shall be either on the first Tuesday of April, July, and October of each year, or on such alternate dates designated by the board. Deletes requirement that all meetings be held in the office of the board, and requirement that all elections be held in the office of the district. | March 12 | March 12 |
| 1103       | <u>Motor vehicles - air pollution control systems.</u> Prohibits issuance of an inspection certificate for any gasoline powered automobile or truck manufactured in the United States after July 1, 1965, unless such vehicle is equipped with a crankcase ventilating system designed to prevent air pollution.  | April 1  | April 1  |
| 1104       | <u>Requiring inspection of air pollution control systems on vehicles.</u> Requires that after July 1, 1965, air pollution control systems of vehicles equipped with same shall be inspected.  | April 1  | July 1   |

House Bills

No.

Subject

1106 Appropriation - for Mrs. Catherine Carter. For damages arising by the theft of her automobile by an escaped convict from the penitentiary, and subsequent collision of said automobile while in the convict's possession - \$700.

March 12

March 12

1112 Public trustees - reading of simplified notice of sale. Provides that a public trustee shall be required to read only a simplified notice of sale in order to expedite foreclosure sales.

April 9

April 9

1113 Game, fish, and parks commission. Provides that of the two members of the commission appointed from the state at large, not more than one shall be affiliated with the same political party.

April 3

April 3

1115 Public housing. Authorizes two or more housing authorities to join or cooperate with each other in exercising powers relative to financing, planning, undertaking, owning, constructing, operating, or contracting with respect to any housing project or projects in the area of any of such authorities. Provides for submitting the question of creating a housing authority to a vote of the people if the governing body of the political subdivision denies a petition to create the same. Any petition to submit such question shall be signed by qualified electors of the political subdivision not less in number than five per cent of the votes cast therein at the last general election for governor or president. The number of signatures required on a petition to submit a question of construction or acquisition of a new housing project in housing authorities having over 300,000 population is amended from not less than one per cent to not less than three per cent of the number of votes cast for governor or president in the last general election.

May 6

May 6

1116 Motor vehicles. Completely rewrites financial responsibility law, making the following major changes:

1. Requires furnishing evidence of financial responsibility pending hearing and prior to effective date of order of director of revenue, to prevent frivolous requests for hearing and appeals.

No.

Subject

1116 2. Raises from fifty to one hundred dollars the minimum cont. limit of property damage required for reporting of accident.

3. Provides that if any person is required to deposit security for past accidents, he shall also furnish statement in writing evidencing he is then insured as required by law.

4. Repeals provisions concerning suspension of motor vehicle registration certificates and plates under this law.

5. Increases minimum liability insurance coverage from five thousand to ten thousand dollars for any one person injured or killed, from ten thousand to twenty thousand dollars for all persons injured or killed, and from one thousand to five thousand dollars for property damage.

6. Provides that accident reports and information regarding security deposits or proof of financial responsibility shall not be used as evidence in civil or criminal actions resulting from vehicle accidents.

Also requires payment of ten dollar reinstatement fee for reissuance of suspended or revoked operator's or chauffeur's license, and, effective July 1, 1966, requires that all automobile liability insurance policies contain uninsured motorist coverage provisions, but the purchaser of the insurance shall have the right to refuse such coverage and have it removed from policy.

April 30

January 1, 1966

1117 Pest control district - advisory committee - county tax levy. Provides for appointment by the county commissioners of an advisory committee of five or more members, and limits the county tax levy to real property for purpose of paying the cost of the control or eradication of weeds, pests, or diseases in the district or districts in the county.

March 24

March 24

1119 Sales and use tax. Increases sales and use taxes from two per cent to three per cent, effective June 1, 1965. Imposes sales and use taxes on sales of fermented malt beverages, and on malt, vinous, and spirituous liquors, and exempts therefrom all sales of drugs dispersed under prescription and all sales of prosthetic devices. Provides for inclusion of tax in sales price of malt, vinous, or spirituous liquors by the drink. Effective July 1, vendors may deduct only three and one-third per cent instead of five per cent of taxes remitted to the state. Vendors of property through coin-operated vending machines shall be subject to the three per cent sales tax on all sales of items with a sales price in excess of ten cents each.

No.

Subject

1119 cont. Allows credit or refund of food sales taxes equal to seven dollars per person, to be recovered by resident individuals as a credit against their income taxes or as a direct refund to persons not having taxable income, but for the first taxable year ending after June 1, 1965, and before January 1, 1966, the credit or refund shall be reduced by one-half.

May 17

June 1

1120 Cigarette tax. Imposes additional tax at the rate of two cents on each pack of twenty cigarettes, making the total tax five cents per pack. Reduces discount on sales of tax stamps from ten to six per cent of face value.

May 17

June 1

1131 Crimes and punishments - possession of weapons. Amends possession of firearms or weapons statute to apply to any person previously convicted of kidnapping, and to apply said statute to any person convicted of specified crimes under the laws of Colorado, the United States, or any other state or country.

April 16

April 16

1137 County jails - employment of prisoners. Authorizes the court sentencing any person to a county jail to grant such person the privilege of leaving the jail during necessary and reasonable hours to seek or engage in his employment, to conduct his own business or, in the case of a woman, to attend to the needs of her home and family, to attend an educational institution, or to obtain medical treatment. If the prisoner is employed, the sheriff may collect his wages or salary and deposit the same in a trust checking account for disbursement in the following order: The board of the prisoner at the jail; necessary travel expense to and from work; support of the prisoner's dependents, if any; payment of prisoner's obligations acknowledged by him in writing or reduced to judgment; and the balance to the prisoner upon discharge. The court may authorize the employment of the prisoner in another county after arrangements with the sheriff of such other county have been made concerning custody of the prisoner. The board of county commissioners may direct that the supervision of the employment, the collection and deposit of wages and salaries, and the disbursements of the funds of the prisoner be performed by the county department of public welfare, or the court may direct that the same be performed by the clerk of the court. Act applies only to the city and county of Denver.

May 17

July 1

No.

Subject

1139 Motor vehicles - revocation of registration. Provides that where payment of the registration fee and ownership tax for any motor vehicle is made by a negotiable instrument which is dishonored and not paid, the county clerk or the manager of revenue is authorized to revoke the registration of such vehicle and to recover the license plates, license fee receipt, and tax receipt therefor. Provides procedures for such revocation and recovery, and authorizes refunds to county clerk or manager of revenue from county treasurers and the department of revenue.

April 7

April 7

1140 Fees of county clerks. Increases fees charged by county clerks to the following amounts: Filing fees for papers not otherwise provided for, one dollar; taking affidavits, fifty cents; filing bond and license, one dollar twenty-five cents; certificate of magistracy, seventy-five cents; additional entries, twenty-five cents each; taking acknowledgments, fifty cents; recording plats, ten dollars; entry of subsequent taxes paid in tax sale record, fifty cents; entering certificate of redemption, one dollar; copies of records, twenty-five cents per folio, or twenty-five cents per page if photographed; minimum fees for recording instruments, one dollar fifty cents, and for additional folios, twenty-five cents, or one dollar fifty cents per page if photographed.

March 12

April 1

1149 Vaccination of swine at sales rings. Requires that swine be vaccinated with live virus and serum or with other products approved by the United States department of agriculture.

March 24

March 24

1153 Forestry - forest fires. Provides for state responsibility for preventing and suppressing forest fires in certain areas of the state, to be designated by state forester and approved by the governor. Authorizes counties to cooperate with fire protection districts, municipalities, private parties, other counties, and the state forester in preventing and suppressing forest fires. Authorizes governor to declare hazardous areas and to close such land and prohibit or limit burning thereon.

April 28

July 1

1155 Hotels and motels - procuring food or lodging with intent to defraud. Provides that any person who, with intent to defraud, procures food or accommodations in any establishment selling prepared food or beverages, or renting sleeping accommodations

No.

Subject

1155 cont. to the public, and does not make payment therefor according to his agreement with the establishment shall be guilty of a misdemeanor if the total amount due is not over fifty dollars, or if the amount exceeds fifty dollars, shall be guilty of a felony, punishable by imprisonment in the state penitentiary not less than one nor more than ten years. Provides that no conviction shall be had unless a copy of the law has been posted in the sleeping accommodations.

May 6

May 6

1156 Motor vehicles - revocation of license to operate. Amends mandatory revocation provision by deleting the word "insane" and substituting the words "mentally incompetent".

May 6

May 6

1160 Divorce, annulment, and separate maintenance - enforcement of restraining orders. Provides that after a copy of a restraining order has been issued and served upon the person named therein, if such person shall commit a violation of such order in the presence of any sheriff or police officer and a certified copy of such order is exhibited to such officer, it shall be the duty of such officer to arrest the violator and take him immediately before the court issuing the same or to the nearest jail to await the convening of such court.

May 12

May 12

1162 Theft of use of property. Provides that any person who obtains use of personal property which is available only for hire, by threat or deception, or without consent of the owner thereof, or who having lawfully obtained possession for temporary use thereof, willfully fails to reveal the whereabouts of or to return such property within seventy-two hours after the time he agreed to return the same, is guilty of a misdemeanor. If the value of the property is not over one hundred dollars, he shall be punished by a fine not exceeding three hundred dollars, or by imprisonment in the county jail for not more than six months, or by both such fine and imprisonment. If the value of the property exceeds one hundred dollars, he shall be punished by a fine not to exceed one thousand dollars, or by imprisonment in the county jail not more than one year, or by both such fine and imprisonment. Requires such provisions to be printed on each rental contract or a copy thereof to be attached to the contract. Provides for the awarding of damages against complainant who fails or refuses to cooperate in the prosecution of any person under this act.

May 12

May 12



No.

Subject

- 1163 Local improvement and service districts. Requires the Colorado tax commission to compile and maintain a list by name of all local improvement and service districts organized pursuant to chapter 89, C.R.S. 1963, except those organized pursuant to articles 2 and 4 thereof, stating the date of incorporation and the boundaries thereof, and to publish annually a current list. No organization or dissolution of any such district shall be effective until notice of such action, together with the boundaries of the area affected, shall be filed with the commission and with the clerk of the county wherein such action was taken.
- April 23                      April 23
- 1169 Motor vehicles - length of. Permits two-unit as well as three-unit combinations of vehicles not to exceed a total over-all length of sixty-five feet.
- March 17                      March 17
- 1170 Colorado commission on higher education. Establishes the commission as an agency in the executive department of the state. The commission shall be composed of seven members to be appointed by the governor with the consent of the senate, and to serve for four-year terms. Purposes of the commission are to simplify administrative procedures concerning state institutions of higher education, to coordinate educational programs therein and avoid duplication thereof, and to effect the best utilization of available resources and facilities in providing adequate higher education in the most economic manner. Creates advisory committee of nine members comprised of two state senators, two state representatives, and five representatives of the state institutions of higher education. Provides for employment of an executive director and professional and clerical personnel. Budget proposals, requests for state appropriations, capital construction programs, and long-range planning shall be reviewed and approved by the commission prior to submission to the general assembly. Educational programs, including degree, nondegree, and new degree programs, shall also be reviewed and approved or may be consolidated or eliminated by the commission. Designates the commission as the state commission for the administration of federal funds received pursuant to the "Higher Education Facilities Act".
- June 2                              June 2
- 1172 Insurance. Defines "real estate" and "real property" as used in insurance statutes as including fee simple and leasehold estates.

April 9

April 9

House Bills

No.

Subject

- 1173 Insurance - investments of domestic companies. Changes "real estate and buildings" to "real property" in the designation of permissible investments of domestic insurance companies.
- April 9 April 9
- 1174 Purchase of insurance by firemen and policemen. Permits firemen's and policemen's pension funds to purchase disability insurance in addition to other forms of insurance previously allowed.
- April 9 April 9
- 1175 Insurance - investments of officers, directors, and shareholders of domestic companies. Requires any person having beneficial ownership in more than ten per cent of any class of security of a domestic stock insurance company to file a statement with the commissioner of insurance on or before January 31, 1966, or within ten days after he obtains such, or within ten days after the end of the month in which there is a change in such ownership, specifying the amount of all classes of securities of such company of which he is the beneficial owner. Provides for the recovery by any such domestic company of any profits realized by any such beneficial owner, director, or officer, by reason of his relationship with such company, from the purchase and sale or the sale and purchase of any securities of such company within any period of less than six months; provided, an action to recover the same is commenced within two years. Except for securities dealers, prohibits the sale of any security of any such company if the seller is not the owner thereof; or as to the owner, prohibits such sale where the seller does not deliver the security within twenty days or deposit it in the mail within five days after such sale.
- April 9 January 1, 1966
- 1176 Insurance - proxies, consents, and authorizations. Regulates solicitation of proxies, consents, and authorizations with respect to securities of domestic stock insurers having one hundred or more stockholders, in conformity with the federal "Securities Acts Amendments of 1964". Does not apply to any insurer if ninety-five per cent or more of its stock is owned or controlled by a parent or affiliated insurer and the remaining shares are held by less than five hundred stockholders.
- April 9 April 9
- 1177 Franchise insurance. Authorizes life or accident and sickness insurance plans either for four or more employees of any employer

House Bills

No.

Subject

1177 or for ten or more members, employees, or employees of mem-  
cont. bers of any labor union or of any trade, business, industrial,  
or professional association. Permits premium rates which re-  
flect a differential from those charged for identical policies  
issued on an individual basis. Provides for conversion pro-  
visions for life insurance policies in the event of termination  
of employment of any insured employee.

April 9

April 9

1178 Insurance - investments of domestic companies. Authorizes in-  
vestments by domestic insurance companies in electronic or  
mechanical data processing or accounting system equipment if  
the cost thereof is at least twenty-five thousand dollars, and  
if the depreciation rate thereof is not greater than ten per  
cent per annum.

April 9

April 9

1179 Group life insurance. Adds new category of group life insur-  
ance plans for the issuance of such insurance to any associa-  
tion, other than of public employees or a labor union, formed  
for the purpose other than obtaining insurance, to insure mem-  
bers of such association for the benefit of persons other than  
the association or any of its officers. Not less than twenty-  
five persons must comprise the group insured, the persons  
eligible for insurance shall be all the members of the associa-  
tion or all of any class or classes thereof, and individual  
selection of amounts of insurance is precluded.

April 9

April 9

1180 Insurance - capacity of minors. Authorizes any minor not under  
eighteen years of age to contract for annuities or insurance on  
his own life, to exercise all rights and powers with respect to  
any such contract, and to give valid discharge for any benefit  
accruing or money payable thereunder. No such minor shall be  
entitled to rescind, avoid, or repudiate the contract or any  
exercise of a right or privilege thereunder, except that no such  
minor shall be bound by any unperformed promise to pay any pre-  
mium on such contract. If such a minor has an estate adminis-  
tered by a guardian, no such contract shall be binding on the  
estate except as agreed to by the guardian and approved by the  
court having jurisdiction of such estate. Authorizes any minor  
of such age to receive and give full acquittance and discharge for  
any payment or payments not exceeding twenty-five hundred dollars  
in any one year made by a life insurer under a life insurance  
contract, if such contract provides for payment to the minor and

- | <u>No.</u> | <u>Subject</u>  |          |          |
|------------|---|----------|----------|
| 1180       | no notice of appointment of a guardian of the estate of such cont. minor has been received by the insurer.  | April 23 | April 23 |
| 1181       | <u>Insurance - valuation of reserves.</u> Adds provision that valuations of policy reserves of any alien company shall be limited to its United States business.  | April 9  | April 9  |
| 1184       | <u>Insurance - nonforfeiture and valuation.</u> Amends the "Standard Nonforfeiture and Valuation Act" to provide that in the case of a policy providing a varying amount of insurance on the life of a child under age ten, the equivalent uniform amount may be computed as if the amount of insurance thereof prior to age ten were the amount provided at age ten. Provides that as to certain industrial policies, adjusted premiums and values shall be calculated on the basis of the 1961 standard industrial mortality table, and provides for the filing with the commissioner of insurance of a notice of election to comply with such provision, but not later than January 1, 1968. | April 9  | April 9  |
| 1190       | <u>County courts - simplified procedure.</u> Provides that pleadings filed in a county court by an attorney for a client need not be verified. If an attorney issues a summons, it shall be filed with the complaint within ten days instead of three days after service thereof. Repeals additional causes for attachment in simplified procedure in county courts.  | May 17   | May 17   |
| 1192       | <u>Crimes and punishments - theft of telecommunication services.</u> Prohibits the manufacture, possession, use, or sale or offering for sale of any equipment designed or adapted for theft of telecommunication service or the concealment of the existence, origin, or destination of any telecommunication. Provides that any violation is punishable by a fine of not more than one thousand dollars, or by imprisonment in the county jail for not more than one year, or by both. Upon a second conviction, the offender shall be punished by imprisonment in the state penitentiary for not less than one year nor more than five years.  | April 23 | April 23 |
| 1193       | <u>Real estate brokers and salesmen.</u> Redefines "real estate broker" for purposes of licensing and regulation, and adds the categories of option dealers; real estate sales or leasing agents of owners of real estate which agents are compensated by a   |          |          |

No.

Subject

1193 salary, fee, commission, or other consideration; and business  
cont. or business opportunities brokers to such definition. Excludes  
attorneys in fact without compensation; public officials per-  
forming official duties; receivers, trustees, administrators,  
executors, guardians, and the like; owners of real estate act-  
ing personally or through officers or employees; any purchasers  
or lessees of real estate; attorneys at law representing clients;  
and persons acquiring oil and gas or other mineral leases or  
interests.

April 16

April 16

1200 Interstate compact on mental health. Authorizes governor to  
enter into an interstate compact providing for the cooperation  
between states in the care and treatment of the mentally ill  
and mentally deficient, irrespective of their legal residence.  
Provides for joint or cooperative services or facilities main-  
tained by two or more party states. Designates the director  
of the department of institutions as the compact administrator.

May 3

May 3

1201 Securities - registration. Limits the registration filing fee  
of one-twentieth of one per cent to the first one million dol-  
lars of aggregate offering, and imposes a fee of one two-  
hundredths of one per cent of any amount in excess of one  
million dollars. Retains minimum fee of twenty-five dollars,  
but repeals maximum fee limit of three hundred dollars. Ap-  
plies the same standards in regulating or denying the regis-  
tration of securities by coordination as previously applied  
only to registration by qualification. Provides that in case  
of a material variation in the use of proceeds from the sale of  
securities, the issuer is required to file the proposed change  
with the commissioner rather than first obtaining the consent  
of the purchasers of the securities or making an offer to re-  
turn the investment; provided, that the commissioner may re-  
quire such consent or offer to return. Provides that any use  
of money by the issuer in variance with the purposes stated  
in the registration statement without compliance with the re-  
quirement of the commissioner shall constitute a violation of  
the securities act.

June 2

July 1

1202 Securities - bond requirements of dealers. Deletes reference  
to issuer-dealers in minimum capital requirements and in licens-  
ing requirements for posting surety bonds. Deletes the exemp-  
tion from posting surety bonds for any registrant having net  
capital exceeding ten thousand dollars.

June 2

June 2

- | <u>No.</u> | <u>Subject</u>   |          |        |
|------------|--|----------|--------|
| 1203       | <u>Mountain lions declared big game.</u> Removes mountain lions from classification of predatory animal and declares them to be big game. Requires special license to kill mountain lions, but permits killing without a license when necessary to protect livestock.  | April 3  | July 1 |
| 1204       | <u>Local boards of health - regulation of septic tanks.</u> Provides for the regulation of construction of septic tanks by local boards of health in areas designated by the boards of county commissioners. Requires application for a construction and use permit to be filed with the board of health and accompanied by the proposed plans and specifications of the septic tank and leach lines to be constructed. The health officer or his representative shall inspect the site, test the soil, and determine the suitability of the site for such proposed construction, and shall make his report and recommendations to the local board of health. If the board approves the application, the health officer shall issue the permit. Authorizes boards of health to adopt uniform minimum standards of construction not more stringent than those established by the United States department of health, education, and welfare. Provides for permit fee of not more than twenty-five dollars, and provides for hearings concerning the issuance or denial of any permit. Provides for a fine of not more than three hundred dollars for any violation. | April 16 | July 1 |
| 1205       | <u>County and district health departments - septic tanks.</u> Provides similar powers, duties, and procedures for regulation of septic tanks in areas having a county or district health department as provided in H.B. No. 1204 for areas having a local board of health.   | April 16 | July 1 |
| 1206       | <u>County powers - licensing and regulation of dogs.</u> Provides that county license fees for dogs shall be payable annually not later than March 1 and deletes provision for kennel licenses. Increases fee for duplicate license tags from twenty-five to fifty cents. Requires a register of all licenses issued, including the name and address of the owner and the description of the dog licensed. Authorizes the board of county commissioners to enact and enforce within the jurisdiction of the county, or any portion thereof, a dog restraint resolution. If the board of county commissioners has not adopted a dog restraint resolution, the question of restraining dogs running at large may be placed on the ballot at any general  |          |        |

No.Subject

1206 cont. election by a petition signed by qualified electors of the county equal in number to eight per cent of the votes cast in that county for secretary of state at the latest election for that office. Authorizes the seizure, impounding, and disposal of dogs found running at large in violation of such resolution. Exempts the board of county commissioners and other persons enforcing any dog restraint resolution from liability for any accident or subsequent disease which may occur in the administration thereof. Provides that any person violating any provision of the dog licensing law shall be punished by a fine of not more than one hundred dollars or imprisoned in the county jail for not more than thirty days. Repeals requirement that the county assessor maintain a list of all persons having dogs.

April 26

April 26

1210 Boats. Repeals prior boat licensing law and enacts new boat licensing and safety law to conform to the federal laws, rules, and regulations concerning the licensing, equipping, and operation of boats. Provides for license fee of three dollars and fifty cents, and license transfer fee of three dollars. Provides for classification of all types of boats, and specifies minimum safety and operation equipment requirements for each of such classes. Provides basic rules for operation of boats on the waters of the state. Requires reports of collisions, accidents, or other casualties involving death, injury, or property damage in excess of one hundred dollars to be filed with the game, fish, and parks department, and requires the operator of a boat involved in any collision, accident, or other casualty to give his name, address, and identification of his boat in writing to any person injured or whose property has been damaged therein. Regulates the operation of boats towing persons on water skis or surfboards. Provides for the enforcement of the act by peace officers, game wardens, and boat wardens. Permits municipalities and quasi-municipalities to police lakes or bodies of water located within their boundaries, and to enforce the provisions of this act and to charge and collect additional fees in connection with the operation of boats thereon. Provides that any person violating any provision of the act shall be punished by a fine of not more than three hundred dollars. Requires that a copy of the act and all rules and regulations affecting boats be furnished each person purchasing or renewing any boat license required by this act.

May 12

January 1, 1966

1213 Hail insurance. Repeals laws relating to hail insurance administered by the commissioner of agriculture.

April 9

April 9

- | <u>No.</u> | <u>Subject</u>   |          |          |
|------------|--|----------|----------|
| 1215       | <u>Agriculture - inspection of fruits and vegetables.</u> Applies prohibition of false or misleading grade designations on containers or subcontainers of fruits or vegetables at the retail level. Provides that the removal or cancellation of names, brands, or marks on any container of fresh fruits or vegetables shall not be required if the container is repacked with a different kind of fruit or vegetable. Clarifies provision permitting sale of fruits or vegetables in bulk by the grower to include all or any part of his crop where the same is sold to a packer for grading, packing, or storage within the state. Requires all head lettuce shipped in this state to be inspected by the commissioner of agriculture or his agents.                             | April 16 | April 16 |
| 1220       | <u>Department of institutions - federal grants for mental health and mental retardation.</u> Designates the department of institutions as the official mental health and mental retardation authority for the state and authorizes the department to receive federal grants-in-aid with respect thereto.   | April 9  | April 9  |
| 1221       | <u>Community mental health centers and mental retardation facilities.</u> Provides for the licensing and regulation of community mental health centers and mental retardation facilities by the state department of public health, the same as hospitals, nursing homes, and the like. Defines the terms "community mental health center" and "facility for the mentally retarded".  | April 30 | April 30 |
| 1226       | <u>Public employees' retirement.</u> Adds definition of "regular salary" to include the contract or agreed rate of compensation, including overtime and compensation for additional duties but not including commissions, bonuses, or reimbursements of expenses. Provides that after June 30, 1966, only the service of a state employee subsequent to the date of his membership shall be allowed in computing retirement benefits. Provides that after the termination of employment of any state employee, for any reason other than death or retirement, and upon application by the employee, the association shall have not more than ninety days to refund the full amount of the accumulated deductions standing to the credit of the employee's account, without interest. | April 30 | April 30 |
| 1228       | <u>Colorado state fair and industrial exposition.</u> Changes name of Colorado state fair to the Colorado state fair and industrial  |          |          |



No.Subject

1228. exposition, and extends the classes of displays to include  
cont. mining, water conservation, tourist industry, recreational,  
educational, and scientific facilities, processes, and  
products of the state. Increases the commission from five to  
nine members, and provides that not less than one nor more  
than two members of the commission shall be residents of the  
county of Pueblo, and not less than one nor more than three  
members of the commission shall be appointed from each con-  
gressional district of the state. Authorizes the commission  
to obtain a license to conduct horse race meets at the state  
fair and industrial exposition on such dates not to exceed  
six days as set by the Colorado racing commission, and pro-  
vides that the fees paid to the racing commission shall be  
two per cent of the gross receipts of the pari mutuel wagering  
at such race meets.

April 15

April 15

1233 Soil conservation districts - withdrawal of lands. Landowner  
may withdraw lands from a soil conservation district within  
fifteen days after an election approving the formation of such  
district, or he may withdraw his lands after the district has  
been in operation if he presents a petition signed by sixty-  
six and two-thirds per cent of the owners of land in the dis-  
trict approving such withdrawal.

April 12

April 12

1234 Gifts to minors. Deletes provision that a donor who is also  
the custodian may not designate his successor, and provides  
that any custodian, irrespective of when appointed and whether  
or not a donor, may resign and designate his successor.

May 6

May 6

1235 Wills and estates - small estates. Increases maximum value of  
estate to come under small estates law from one thousand five  
hundred dollars to three thousand five hundred dollars, and  
eliminates thirty-day waiting period prior to filing petition  
under such law. Provides that in the case of a ward, the court,  
in its discretion, may order the distribution of any surplus  
to the guardian, if any, of such ward or to a next friend ap-  
pointed by the court, if not to the ward himself.

May 6

May 6

1237 Powers of appointment. Completely rewrites the law on powers  
of appointment. Defines "power of appointment", "donor", "donee",  
"objects", "appointees", and "takers in default" with respect  
to such powers, and classifies such powers as general, special,  
by will, and by deed. Distinguishes between and defines vested  
and contingent powers of appointment. Re-enacts provisions of

No.

Subject

1237 prior law concerning releases of powers of appointment. Clarifies that a partial exercise of a power of appointment is permissive, that an exercise of a power may be in trust for beneficiaries, and retains existing law that a power shall not be considered exercised by a residuary clause in a will unless such a clause expressly exercises the power. Re-enacts article on powers of attorney under different article number but does not change present law.

Vetoed - May 13

1239 Gift taxation of powers of appointment. Imposes a gift tax upon the exercise of a power of appointment by deed, if the property is thereby transferred to a person other than himself, his creditors, or his estate. Provides for a credit against such tax equal to any gift, inheritance, estate, or other transfer tax previously paid upon the prior transfer of such property. Provides that the release or nonexercise of a power of appointment shall not constitute a taxable transfer for purposes of gift taxation. Provides that no taxable transfer shall be deemed to take place upon the exercise of any other power of appointment.

Vetoed - May 13

1240 Inheritance taxation of powers of appointment. Provides that a power of appointment is subject to inheritance tax only in the estate of the donee of the power when the property subject to the power passes at or after the death of such donee to any appointee or taker in default. Provides for a credit against such tax equal to any gift, inheritance, estate, or other transfer tax previously paid upon the prior transfer of such property. Provides that where property is transferred subject to contingencies or conditions whereby the transfer may be wholly or in part created, defeated, extended, or abridged, the inheritance tax shall be imposed at the highest rate which would probably become payable under the circumstances. Upon the happening of such contingency or condition, a refund is authorized if the tax paid exceeds the tax actually due. Upon the vesting of a contingent power of appointment, such refund shall be based on the amount of tax payable if the power had been a vested power at the date of its creation.

Vetoed - May 13

1241 Wills and estates - evidence of disbursements. Authorizes evidence of payments and disbursements other than vouchers to be filed by a fiduciary of an estate upon approval of the court.

May 6

May 6

1243 Probate court of the city and county of Denver. Changes "mentally incompetent" to "mentally ill or mentally deficient";

No.

Subject

1243 and clarifies jurisdiction of the probate court to include the  
cont. determination of heirship in probate proceedings and the devolu-  
tion of title to property in probate proceedings. Also amends  
jurisdiction provisions to permit the court to grant relief  
where the decedent allegedly breached an agreement to make or  
not to make a will; to impose or raise a trust concerning the  
property of a decedent in any case involving the administration  
of the estate of a decedent; to partition any of the real or  
personal property of any estate; and to determine all questions  
concerning express trusts. Clarifies provisions concerning  
service of process and other documents.

May 12

May 12

1249 Crimes and punishments - assaults on children. Amends defini-  
tion of crime of assault on child under sixteen to include an  
assault with intent to take indecent and improper liberties  
with the person of such child. Adds new provision that any per-  
son who shall take immodest, immoral liberties with any child  
under sixteen years of age, without an assault, shall be pun-  
ished, if eighteen years old or older, by imprisonment in the  
penitentiary not less than one year nor more than ten years, or  
if under eighteen years of age, by commitment to the state re-  
formatory.

May 6

May 6

1250 Uniform principal and income act. Amends uniform act to pro-  
vide if no rule is provided by law or by direction of the per-  
son establishing the principal, income and principal shall be  
determined on a reasonable and equitable basis, and if the  
trustee or other person is granted discretion, no inference  
of partiality or imprudence shall arise if he makes an alloca-  
tion contrary to the uniform act. Provides that distributions  
from ordinary income by an investment trust, a regulated invest-  
ment company, or by a real estate investment trust shall be  
deemed income, and all other distributions shall be deemed  
principal. Provides that the consideration as principal of  
proceeds from depletion allowances shall apply whether permanent  
severance commenced before or after the establishment of the  
principal. Provides that expenses incurred to construe the  
trust shall be paid out of principal. Applies to receipts  
received and expenses incurred after the effective date of  
this act.

May 6

May 6

1252 Crimes and punishments - murder. Permits plea of guilty to a  
charge of murder in the first degree only if a written consent,  
setting forth the basis of such consent, is filed with the  
court by the district attorney, and if such plea is made in  
open court by the defendant, and if the defendant is repre-  
sented by counsel who shall appear with him in open court when

No.

Subject

1252 cont. the plea is tendered. The refusal or consent of the district attorney or the court to accept such plea of guilty shall not be assignable as error. After the acceptance of such plea, the court shall take such testimony to show the truth of the charge and the surrounding circumstances in mitigation or aggravation. Entry of the plea and acceptance thereof by the court shall constitute a waiver of trial by jury, and the court shall advise the defendant of such. Within ninety days after the close of the testimony, the court shall fix the penalty either at life imprisonment or at death.

May 6

May 6

1254 Wills and estates - valuation of property. Adds provision that in estates qualifying for marital deduction, if the fiduciary is authorized to satisfy a bequest or transfer with property in kind and the instrument does not require the same to be satisfied with property having an aggregate fair market value on the date or dates of distribution of not less than the amount of such bequest or transfer, the distributee thereof shall be entitled to property which will have an aggregate fair market value fairly representative of the distributee's proportionate share of the appreciation or depreciation in the value to the date or dates of distribution of all property.

May 12

May 12

1255 Courts - jurisdiction - service of process. Provides that the courts of this state shall have jurisdiction over the person or his personal representative in any cause of action arising from the transaction of any business within this state, from the commission of a tortious act within this state, the ownership, use, or possession of any real property situated within this state, or from contracting to insure any person, property, or risk residing or located within this state at the time of contracting. Service of process on any such person may be made by personally serving the person outside this state in the manner provided in the Colorado rules of civil procedure. No service of process on any corporation shall be made outside this state when the corporation maintains an agent for process upon whom service may be made.

May 10

May 10

1256 General property tax - freeport merchandise. Defines "freeport merchandise" as stocks of merchandise in transit through this state, held in storage in transit, and which have acquired a taxable situs in this state; or those stocks of merchandise manufactured or produced in this state, remaining in a finished state and stored for shipment to a destination outside this state. Provides that for 1966 taxes, the valuation for assessment of freeport merchandise shall be an amount equal to seventeen and one-half per cent of the actual value thereof, and that for

No.

Subject

1256 1967 and thereafter, such valuation for assessment shall be  
cont. five per cent of the actual value. Requires assessors to  
maintain separate records of the valuation for assessment of  
all freeport merchandise and to certify the same to the Colo-  
rado tax commission annually. The actual value of such free-  
port merchandise shall be determined in the same manner as  
other stocks of merchandise, except that the value shall be  
determined only on an average monthly basis rather than quarter-  
ly or annually. Permits any county adversely affected by the  
impact of this act to report to the joint budget committee of  
the general assembly, which committee shall make its recom-  
mendations to the general assembly.

April 9

April 9

1258 Appropriation - local county or district health departments.  
To the state department of public health for allocation to  
local county and district health departments for local health  
services - \$162,924, in addition to any other moneys allocated  
by the state department of public health.

May 17

May 17

1260 Water - ground water. Requires the state engineer to make a  
determination as to whether or not the exercise of a permit  
for a new, increased, or additional supply of ground water from  
an area outside the boundaries of a ground water district will  
materially injure the vested water rights of others. If he  
shall find no such injury, he shall issue a permit, but not  
otherwise.

Vetoed - May 3

1262 Passenger tramways. Regulates and requires the registration  
of all ski tows, lifts, and tramways. Establishes tramway  
safety board as a division of the department of state, with  
five members appointed by governor and one member designated  
by United States forest service. Provides that each tramway  
operated in the state shall be registered annually not later  
than November 1, and specifies registration fees for each type  
of tramway. Provides for powers and duties of board, including  
establishment of minimum standards of construction, operation,  
and maintenance of tramways not less than those established by  
the American Standards Association, and enforcement of the same.  
The board shall cause tramways to be inspected and may order  
any tramway shut down for not more than 48 hours if unreason-  
able hazard exists, pending further investigation. The board  
may bring injunctive proceedings to compel compliance with its  
lawful orders, and may suspend registration of any tramway if  
its operator fails to comply with a board order. Provides for  
judicial review. Provides that any violation of the act is a

- | <u>No.</u> | <u>Subject</u>   |          |          |
|------------|--|----------|----------|
| 1262       | <u>misdemeanor.</u> Does not prevent operation of existing tramways<br>cont. if application for registration is made by November 1, 1965.  | May 12   | July 1   |
| 1264       | <u>Game and fish.</u> Repeals requirement of attaching certificate<br>to birds or fish lawfully taken.   | April 21 | April 21 |
| 1265       | <u>Game and fish.</u> Provides that any alteration or changing of any<br>game and fish license or permit shall constitute a misdemeanor.   | April 21 | April 21 |
| 1266       | <u>Game and fish.</u> Repeals prohibition against possession of game<br>or fish more than five days after the season.  | April 21 | April 21 |
| 1267       | <u>Game, fish, and parks.</u> Provides numerous penalties and penalty<br>assessments for violation of game, fish, and parks laws.  | May 3    | May 3    |
| 1268       | <u>Game and fish - use of aircraft or motor vehicles in hunting.</u><br>Makes it unlawful to shoot at any protected game from any air-<br>craft or motor vehicle, whether moving or not.   | April 21 | April 21 |
| 1270       | <u>Motor fuel tax - special fuel tax.</u> Defines "special fuel" to<br>include kerosene, diesel fuel, liquefied petroleum gases, and<br>other combustible gases and liquids usable in motor vehicles,<br>except those defined as "motor fuel". Provides alternate method<br>of collecting special fuel tax on liquefied petroleum gases by<br>permitting owners or operators of motor vehicles using such<br>gases to obtain special fuel dealers' licenses. Each such<br>licensee shall post a surety bond of not less than \$500 nor<br>more than \$10,000 and shall pay the tax on such gases monthly.<br>Eliminates requirement of such owners or operators to obtain<br>permit for each such vehicle. Deletes exception as to report-<br>ing sales or deliveries of special fuel in amounts of ten gal-<br>lons or less and used for lighting or heating. | May 6    | July 1   |
| 1284       | <u>Municipal incorporations.</u> Provides that for a period of ninety<br>days after the first election of municipal officers, or until<br>superseded by municipal ordinance, whichever is sooner, the<br>county and its officers shall perform all duties and responsi-<br>bilities required by law and to apply all zoning, subdivision,  |          |          |

No.

Subject

1284 and other regulations within the area of a newly incorporated  
cont. municipality. Provides that no ordinance enacted by the gov-  
erning board of a newly incorporated municipality shall be-  
come effective until thirty days after its passage and publi-  
cation.

May 12

May 12

1285 Mentally ill or deficient persons. Completely rewrites proced-  
ures for short term involuntary hospitalization, providing  
additional safeguards for the person alleged to be mentally  
ill or deficient, including the requirements that except in  
emergencies the petition for hospitalization be accompanied by  
a statement from the district attorney or, in Denver, the  
county attorney that probable cause exists for an order for  
hospitalization, that the respondent be advised of his right  
to a hearing, that a copy of the hospitalization order be per-  
sonally served upon the respondent, and that judicial review  
be afforded the respondent. Provides for extension of initial  
hospitalization for an additional three months. Provides that  
commitment may be to the department of institutions. Permits  
a medical commission to recommend short term involuntary  
hospitalization without adjudication, and thereupon the court  
shall proceed pursuant to short term hospitalization procedures.  
Provides procedures if suitable space is not available in insti-  
tutions for persons under age sixteen. Changes "insane" to  
"mentally ill", and makes other technical changes. Provides  
that if another state shall request the transfer to Colorado of  
a mentally ill person, resident of this state, the county de-  
partment of public welfare of the county of alleged residence  
shall investigate and report to the director of the department  
of institutions as to such residence. Provides that if Colo-  
rado becomes a party state to the interstate compact on mental  
health, the transfer procedures shall apply only as to states  
not parties to the compact. Provides that if any respondent  
issued a conditional release shall not be returned within one  
year, he shall be administratively discharged. Deletes provi-  
sion that minor patients shall remain Colorado residents after  
one or both of his parents leave this state.

May 10

July 1

1286 Agricultural commission - districts. Provides for appointment  
of agricultural commissioners from agricultural districts, which  
districts consist of the same counties as the congressional  
districts of the state consisted prior to the 1964 reapportion-  
ment.

April 9

April 9

House Bills

No.

Subject

1288 Municipal police courts. Repeals differences in organization of police courts in cities under fifty thousand population, and applies to police courts in all cities the provisions previously pertaining only to cities of from 25,000 to less than 50,000 population.

May 17

May 17

1289 Cities and towns - public works fund. Governing boards of all cities and towns authorized to create a public works fund for the purpose of construction of public buildings or additions thereto or to supplement bond issues for such purposes. Authorizes an annual tax levy to raise the necessary revenues; provided, that if the annual levy shall exceed two mills, the governing body may submit the question of making such levy to the taxpaying electors of the municipality. The ballot shall describe the buildings to be constructed, the estimated costs thereof, and the maximum mill levy required. Each project costing over ten thousand dollars shall be printed separately on the ballot. The governing board may change the purpose for which the fund may be expended only after a public hearing. Any unexpended moneys in the fund after completion of construction and payment of costs thereof shall be transferred to the general fund.

June 2

June 2

1291 Schools - certificate or letter of authorization. Provides that a statement certifying that the teacher has completed an approved program of preparation shall not be required for the renewal of his certificate of authorization. Requires that the six semester hours of credit earned each five years shall be such as will maintain or improve the teacher in his employment, and deletes requirement that such credit be applicable to type B or D certificates. Permits applicant for vocational or special certificate, in lieu of such credit, to substitute evidence of additional training or experience.

June 4

June 4

1292 Motor vehicles - tire equipment. Permits single tired passenger vehicles and other vehicles with not more than three-fourths ton rated capacities to use tires having studs which do not project beyond the tread of the tire more than one-sixteenth inch.

April 29

April 29

1297 Banking - stockholders' meetings. Deletes requirement of annual stockholders' meeting in January, and provides that all stockholders' meetings shall be held at a time and place designated in the by-laws.

April 23

April 23



No.

Subject

- 1299 Horse racing. Clarifies law that any horse race meet shall not exceed thirty racing days, excluding Sundays. Defines race day as any twenty-four hour period beginning at midnight during the race meet on which racing is held. Dark days during a race meet shall not be considered racing days. Race meets conducted by any state, county, or other fair commission or association shall be held on the dates and for periods of time, not exceeding six days, set by the racing commission.
- April 29                      April 29
- 1300 Dentistry - license fees. Increases license renewal fee from \$4 to \$8.
- April 16                      April 16
- 1309 Schools - cooperative services. Authorizes two or more re-organized school districts or school districts having more than eight thousand enrollment to establish a board of cooperative services to jointly furnish services authorized by law. Such board shall have not less than five nor more than nine members; provided, that if more than nine districts form any such board, there shall be one member from each district; and provided further, that each district shall have at least one member of its board of education on the board. Financing of cooperative services shall be by contribution of each participating school district on the basis of proportions agreed upon by all districts. Provides powers and duties of boards; authorizes use of contributions from participating districts to match state, federal, or other available funds; authorizes board to hold real and personal property in the names of the participating districts; authorizes any member school district to incur bonded indebtedness for acquisition of sites, buildings, and equipment necessary for such services and to charge member districts for the use thereof; and authorizes board to borrow moneys from permanent school fund to acquire sites and construct buildings for use by the board, and to repay the same from payments from participating districts based on agreed proportions.
- May 28                      May 28
- 1311 General property tax - valuation of mines. Rewrites article in 1964 property tax law on valuation of mines. Adds definitions of "mines", "mining claims", and "ore". Makes technical changes in the listing of mines by the county assessor and in the schedules to be filed by owners or operators of producing mines. Clarifies the definitions of producing mines and nonproducing mines and the methods of determining the valuations for assessment thereof. Makes technical changes in apportionment of

No.

Subject

1311 valuation for assessment of mines and tunnels in more than one cont. county or in more than one lesser political subdivision within any county.

May 28

May 28

1314 Livestock - swine diseases. Increases quarantine time from eighteen to twenty-one days for hogs at destination. Adds new provisions regulating hog cholera vaccines, and vaccinations, and requiring vaccinated hogs to be identified. Requires persons feeding garbage to hogs to first heat such garbage to boiling for thirty minutes, and prescribes methods for heating garbage, but this shall not apply to any person feeding hogs owned by him garbage from his own household. Requires permit to be obtained from the state agricultural commission by any person feeding garbage to swine. Excludes from quarantine, vaccine, and vaccination provisions any person producing veterinary biologicals under a United States veterinary license.

May 6

May 6

1324 Special service districts - exclusion of land. Provides procedures and conditions for exclusion of territory from special district when such territory has been annexed to any municipality. Permits the governing body of the annexing municipality, or the governing body of the special district, or fifty per cent of the taxpaying electors of the territory so annexed to petition the court for such exclusion. Sets forth conditions to be met before the court may order the exclusion of the territory. Such exclusion shall become effective on January 1 next following the court's order. Provides that excluded territory shall remain liable for its proportionate share of outstanding bonded indebtedness of the district.

May 27

May 27

1331 Daylight saving time. Provides that from 1:00 A.M. on the last Sunday of April until 2:00 A.M. on the last Sunday of October in 1965 and 1966, the standard time of this state shall be one hour in advance of the United States Mountain Standard Time. Provides that in all legal and contractual matters and in the operation of the state and its political subdivisions, the time any right shall accrue or act shall be performed shall be as provided in this act. Under the referendum clause of the constitution, submits the "Daylight Saving Time Act" to the people at the 1966 general election for their adoption or rejection of daylight saving time for the year 1967 and thereafter.

April 3

April 3

1338 Savings and loan associations. Provides that the limitation on loans to any member of a savings and loan association to five per cent of the gross assets of the association or on the total

No.

Subject

1338 of all loans over \$50,000 to twenty per cent of such gross  
cont. assets shall not apply to any association subject to regula-  
tion by the federal savings and loan insurance corporation.

April 28

April 28

1344 Courts - change of person's name. Confers on superior courts  
jurisdiction for actions to change a person's name.

May 6

May 6

1345. Business development corporations. Authorizes formation of  
corporations for the purposes of encouraging and assisting  
through financial aid and technical assistance the location of  
new businesses and industries and the improvement and expansion  
of existing businesses and industries throughout this state,  
and to cooperate with the division of commerce and development  
and other organizations to accomplish such purposes. Requires  
approval in writing by the governor prior to the formation of  
such a corporation. Limits power of any such corporation to  
make loans only to applicants therefor whose applications for  
loans have been refused in writing by any financial or invest-  
ment institution or organization. Authorizes any person, cor-  
poration, public utility, financial institution, or labor union  
to acquire and dispose of any of the capital stock or other  
securities of such a corporation. Provides that financial  
institutions may become "members" of the corporation, and as  
such shall make loans to the corporation when called upon so to  
do, up to an established loan limit. No member may acquire  
stock of the corporation in excess of ten per cent of the mem-  
ber's loan limit. Members shall have voting rights in the  
corporation on the basis of one vote for each \$1,000 of loan  
limit. Stockholders shall have one vote per share of capital  
stock. The capital stock of any corporation shall consist  
only of stock having a par value of \$100 per share and issued  
only for cash. No preferred stock shall be authorized. The  
minimum capital of any such corporation shall be \$100,000 be-  
fore transacting any business other than its organization.  
Voting by stockholders and members shall be by class, with the  
members electing two-thirds of the directors and the stock-  
holders electing one-third of the directors. The articles of  
incorporation shall not be amended to increase the obligation  
of any member to make loans to the corporation or to vary the  
terms of loans made without the prior consent of each member  
affected thereby. Provides for accumulation of surplus until  
it equals one-half of the amounts paid in on the capital stock  
outstanding, for designation of depositories for corporate  
funds, and for the keeping of records of the corporation.

April 29

April 29

- |            |  |        |        |
|------------|--|--------|--------|
| <u>No.</u> | <u>Subject</u>   |        |        |
| 1347       | <p><u>Wills and estates - afterborn children.</u> Provides that as to an afterborn child, unless the will indicates an intent to disinherit, the shares of heirs, devisees, and legatees shall abate in the manner otherwise provided by law for abatement, and so far as feasible, in kind, proportionately. Deletes prior provision of equal abatement of devises and legacies. The personal representative shall have the same powers as if the child had not been born. Orders of distribution of real property shall be deemed to provide that the real property shall vest in the distributee.</p>   | May 6  | May 6  |
| 1348       | <p><u>Wills and estates - personal representatives.</u> Amends powers and duties of personal representative to change "widow's, wife's, orphan's, or minor's" to "spouse's, surviving spouse's, or minor children's".</p>  | May 6  | May 6  |
| 1349       | <p><u>Employment of prisoners in correctional institutions.</u> Authorizes establishment of industries for the employment of prisoners in state correctional institutions under the department of institutions. Creates five-member advisory committee to consider feasibility of establishing any such industry. Authorizes any state agency or political subdivision, or any charitable, civic, educational, fraternal, or religious body, to purchase for its own use the products produced or manufactured by such prisoners. Requires department of institutions to have prepared a catalogue of all products manufactured or produced by it and to distribute the same to all state agencies, and to make the same accessible to all political subdivisions. Authorizes department of institutions to establish prices for such products and provides that the requirements of state agencies shall be first supplied with such products. All proceeds from sales of such products shall be credited to the "correctional industries account" with the state treasurer; and shall be used only for the purchase of supplies, equipment, and facilities, and to pay the necessary personnel; provided, that any excess over the requirements of such activities shall be transferred to the general fund. Limits the acquisition of equipment, materials, and supplies to be purchased unless a larger amount is approved by the governor. Prohibits the sale of such products on the open market, and provides any violation of this provision shall be a misdemeanor.</p> | May 12 | July 1 |
| 1350       | <p><u>Wills and estates - order of abatement.</u> Amends statutory order of abatement of shares of heirs, devisees, and legatees to provide for afterborn children and to conform to the provisions of H.B. No. 1347.</p>  | May 6  | May 6  |

No.

Subject

1354 Mechanics' liens. Makes technical changes as to persons entitled to mechanics' liens and types of improvements giving rise to such liens. Provides for notice to disbursers of construction funds of claims by persons performing labor or furnishing materials to or for a principal contractor, for the purpose of withholding of funds paid to principal contractors. Deletes two months requirement of filing lien statements by subcontractors and materialmen, and requires all lien claimants except laborers to file lien statements within three months after the day on which the last labor was performed or material furnished, subject to extension of time by filing of notices hereinafter provided for. Trivial imperfections or omissions in construction shall not postpone the running of any time limit for filing lien statements or notices of liens. Changes from 30 days to 3 months the time period in which abandonment of work or supplying of materials shall constitute a completion thereof. Provides for the filing of a notice by a person performing labor or furnishing services, materials, or equipment that such person may file a lien statement on described property, which filing shall extend for three months the time limit within which he shall have to file such a lien statement. Such notice shall remain effective for no more than one year. Provides that no lien, except as claimed by laborers or mechanics, shall encumber property acquired by a bona fide purchaser for value of a single or double family dwelling unless (1) the purchaser has actual notice of the lien, or (2) it was filed prior to the conveyance, or (3) unless a notice has been filed by the claimant either within one month after completion or prior to conveyance, whichever is later. Provides for recording notices of names and addresses of owners, principal contractors, and disbursers of construction funds, and provides procedure for lien claimants to give notice to disbursers of such funds of possible lien claims. The disburser shall determine the amounts due such persons and shall pay such amounts to or for such claimants.

May 28

October 1

1357 Game, fish, and parks commission. Authorizes commission to receive and expend grants, gifts, and bequests, including federal funds made available for purposes for which the commission is authorized, and to enter into agreements with the federal government with respect thereto. Such receipts and expenditures shall be reported to the joint budget committee of the general assembly.

May 12

May 12

1358 Juvenile parole board. Extends powers of juvenile parole board to paroles of juveniles committed to other juvenile facilities under the direction of the department of institutions, and

No.

Subject

1358 authorizes all juvenile parole officers to supervise juvenile cont. parolees up to one year after the date of parole.

May 12

May 12

1361 Electricity, electricians, and electrical contractors. Increases state electrical board from five to seven members, to include two members representing electric utilities. Updates minimum electrical construction standards to include the 1962 national fire protection association standards. Authorizes employment of a state electrical director. Provides for licensing of electrical contractors and for license fees. Requires inspection of all new electrical work by either a state or local electrical inspector, except in certain specified instances and except for certain repairs and maintenance. Provides inspection fees. Exempts from regulation certain installation, repair, and maintenance work on elevators, escalators, and conveyors. Provides additional regulation of apprentices and imposes responsibility for their work on the employers or direct supervisors of apprentices. Provides for denial, suspension, or revocation of licenses and specifies grounds therefor. Repeals authority of industrial commission of Colorado to regulate electrical work and to establish minimum standards.

June 7

June 7

1364 Insurance - fees. Provides additional fees for insurance companies, including: change of corporate name, \$25; agent's examination, \$10; agent's initial license, \$5; filing articles of merger, \$25; restated articles of incorporation, \$25; amended certificate of authority, \$25; application for withdrawal, \$5; broker's examination, \$10; and notice of intent to retain agent's license, \$2.

April 30

April 30

1365 Insurance - fraternal benefit societies. Effective January 1, 1966, requires licensing of agents of fraternal benefit societies who are employed after such date to solicit life insurance, disability insurance, or annuity contracts, and of all agents who devote more than 50% of their time to the solicitation of such contracts. Any agent selling more than \$50,000 in life insurance, or selling other types of insurance to more than 25 persons, in any one year, shall be presumed to devote more than 50% of his time soliciting such contracts.

May 3

May 3

1378 Professional engineers. Completely rewrites law on licensing and regulation of professional engineers. Changes the state board of registration for professional engineers from five to seven members, all of whom shall be professional engineers.

<u>No.</u>	<u>Subject</u>		
1378 cont.	Provides specific powers and duties of the board, and provides procedures for hearings on complaints and charges. Provides for records to be kept on all licensees and applicants. Provides eligibility requirements and qualifications for professional engineers and for engineers-in-training. Requires written examinations on fundamentals of engineering for applicants for license as engineers-in-training, and on principles and practice of engineering for professional engineers. Provides schedule of fees for applicants and licensees, and provides exemptions from regulation by this act.	June 2	July 1
1386	<u>County courts - Eagle county.</u> Authorizes one additional assistant county judge for Eagle county, to preside at the town of Basalt, and to be initially appointed by the board of county commissioners thereof.	May 12	May 12
1389	<u>Taxation - procedures.</u> Enacts new article providing procedures applicable to income, gross ton-mile, passenger mile, motor fuel, cigarette, and sales and use taxes. Provisions apply to hearings, appeals, compromises, limitations, refunds, interest on taxes due and on refunds, assessments and demands, enforcement and collection, closing agreements, exemptions, and powers and duties of director of revenue. Because of the length and technical nature of the act, no digest of the bill is feasible.	May 17	July 1
1390	<u>Revisor of statutes - retirement.</u> Authorizes retirement compensation of \$3,000 annually for any revisor of statutes who has served as such not less than 10 years and has attained the age of 70 years, and who shall voluntarily resign such office.	April 30	April 30
1392	<u>County courts - Mesa county.</u> Authorizes one additional county judge for Mesa county, who shall be initially appointed by the board of county commissioners thereof.	May 6	May 6
1395	<u>Ditch and reservoir companies.</u> Permits recovery of delinquent installments due on shares of stock and delinquent assessments on stockholders of stock of ditch and reservoir companies by the forfeiture or sale of such stock after 30 days' prior demand for such delinquent payments.	May 3	May 3

No.

Subject

1403 Improvement districts in cities and towns. Provides for tax-paying property owners, not electors in the city or town, to file their consent to the inclusion of their property in the district at the time of filing the petition to organize the district. Provides that the taxpaying electors signing the petition and the consenting owners shall own property having a total valuation for assessment of not less than one-half of the total valuation for assessment of all property in the district; otherwise, the petition shall be dismissed.

May 27

June 3

1412 Water - adjudication days. Changes the biennial adjudication day from the day of opening of the first term of the district court in even-numbered years to the same day in 1966 and each even-numbered year thereafter as the day upon which the first term of the district court opened in 1964.

May 10

May 10

1413 District planning commissions. Provides procedures for the dissolution of any commission where the entire district is covered by a county zoning resolution. Dissolution to be commenced either by petition by at least fifty owners of real property in the district or by action of the board of county commissioners.

May 27

May 27

1430 General assembly. Deletes provision concerning the election of temporary clerk of the house of representatives during the organization of the house. Provides for appointment of credentials committees of the house and of the senate instead of the election thereof. Repeals obsolete and conflicting provisions concerning compensation and reimbursement of expenses of the members of the general assembly, and repeals the sales ratio study provisions.

May 27

May 27

1431 County welfare departments. Authorizes use of services of the Colorado children's diagnostic center for children in the care, custody, or supervision of county welfare departments and for the payment of the costs thereof by such departments. Requires, where necessary, prior parental consent to the evaluation of any such child.

April 29

April 29

1432 Child welfare. Changes name of division of child welfare of the state department of public welfare to the "division of children and youth".

April 29

April 29

House Bills



- | <u>No.</u> | <u>Subject</u>  |        |        |
|------------|---|--------|--------|
| 1436       | <u>Airports - airport authorities.</u> Authorizes the creation of airport authorities by two or more municipalities or by a county independently, to acquire, construct, operate, and maintain airports and airport facilities. Authorizes such authorities to contract for bonded indebtedness payable in whole or in part from the revenue of any such authority, and to refund the same. No election to approve or disapprove such indebtedness shall be required. Provides tax-exempt status for any airport or airport facilities and that the bonds and income therefrom shall be free from taxation except for transfer, inheritance, and estate taxes. Provides for investment of surplus funds of any authority. | May 27 | May 27 |
| 1437       | <u>Title and guaranty companies.</u> Increases minimum capital stock requirements from \$100,000 to \$250,000, and increases minimum policy reserves from \$50,000 to \$200,000. Deletes limitations on investments to first mortgages on improved Colorado real property. Provides that existing title and guaranty companies shall have until July 1, 1970, to comply with such minimum requirements.   | May 13 | May 13 |
| 1450       | <u>Appropriation - supplemental - to the department of institutions.</u> For settlement of a claim for overpayment by the agricultural stabilization and conservation service of the United States department of agriculture - \$6,856.50.  | May 12 | May 12 |
| 1457       | <u>Capital punishment - referendum.</u> Provides for submission to the qualified electors of the state, for their approval or disapproval, at the next general election, of an act abolishing the death penalty, effective after January 1, 1967, and providing that the maximum penalty imposed for any criminal offense committed after said date shall be life imprisonment. Provides that the trial court may include in its sentence that a person convicted of first degree murder shall never be eligible for parole.  | May 6  | May 6  |
| 1461       | <u>"The Labor Peace Act" - mass transportation systems.</u> Extends "The Labor Peace Act" to cases where the state or any political subdivision thereof acquires a mass transportation system. Provides that before the state or any state agency or any municipality, city and county, or county, or any combination thereof, shall acquire and operate a mass transportation system, the industrial commission shall determine that arrangements shall be made to preserve collective bargaining arrangements, if any, previously made, and the rights, privileges, and benefits  |        |        |

No.                      Subject

1461 cont. acquired by the employees thereunder. Provides for mediation and arbitration of labor disputes and for judicial review of any order with respect thereto by the industrial commission. Requires forty days' notice of intent to strike, which notice shall be filed with the commission and provides that the commission shall enter its order within twenty days thereafter, either allowing or denying the strike. Any order denying a strike shall include an order to arbitrate.

May 6

July 1

1466 Local improvement and service districts. Requires information concerning the date of incorporation and of the organization of any such district, and the changes, if any, in the boundaries thereof during the previous year to be included in the budget filed with the Colorado tax commission pursuant to "The Local Government Budget Law of Colorado". Provides that no organization or dissolution of any such district shall become effective until notice of such action, together with a legal description and a map of the territory affected is filed with the tax commission. A copy thereof shall also be filed with the county clerk of county where organization or dissolution is effected

May 12

May 12

1474 Universities and colleges - residency for tuition purposes. Provides that if a woman student has been enrolled prior to her marriage as a resident student at a Colorado institution of higher learning, she shall retain her Colorado residency for tuition purposes after marriage. Deletes provision that a member of the armed forces may in all cases obtain resident status for his children after living in Colorado for one year. Adds provision that any adult who moves to Colorado, is employed full time, pays or is subject to Colorado taxation, and renounces his residency in another state, may apply for in-state classification for his minor children. Provides that a student, registered as a full-time student for more than 8 hours (formerly 5 hours), shall not qualify for a change in classification for tuition purposes unless he has been a resident for 12 months and not attended an institution of higher learning in state or been in the armed forces.

May 6

September 1

1476 Industrial banks. Provides technical amendments to incorporation and charter provisions, including limiting capital stock to one class of par value of not less than \$10 per share, limiting the purposes of any such bank corporation to industrial banking as provided by law, and increasing charter application

No.

Subject

1476 fees from \$250 to \$500. Changes minimum capital requirements  
cont. to \$50,000 for banks in a city or county with 10,000 or less  
population; \$100,000 in a city or county with over 10,000 but  
less than 50,000 population; and \$200,000 in a city or county  
with 50,000 or more population. Except for stock dividends,  
capital stock shall not be issued other than for cash. Requires  
all assets and funds of any industrial bank to be maintained in  
the United States. Amends provisions concerning investments  
and concerning interest rates and other charges on loans.  
Authorizes bank officer or employee, if a licensed insurance  
agent or broker, to assist in procuring insurance for a borrower,  
but prohibits, as a condition of making a loan, the requirement  
that insurance be purchased from such officer or employee or  
any specified agent or broker. Requires that before any note  
is signed, a borrower shall be given a written statement contain-  
ing a copy of the provisions of law limiting interest rates and  
charges on loans, the date of the loan, the amount of any cash  
advanced, the agreed rate of interest and total charges on the  
loan, a schedule of payments to be made, the borrower's rights  
to prepayment, and a description of the security for such loan.  
Requires any such bank to report to the bank commissioner any  
change in executive officers and directors. Prohibits other  
businesses at the place of business of new industrial banks,  
except as permitted by law. Other such businesses in banks  
chartered before this act shall be identified by conspicuous  
signs at the bank entrance. Limits investments of deposit re-  
serves to government, state, and municipal obligations. Re-  
quires books of each bank to be kept at its banking offices.  
Empowers the bank commissioner, after notice and hearing, to  
suspend any officer or director of an industrial bank for fraud,  
embezzlement, or violation of industrial banking laws or any  
valid order or regulation of the bank commissioner, or to order  
any such bank to cease making loans if the reserves against  
deposits are impaired, or to cease taking deposits if the capital  
and surplus of the bank is impaired. Requires approval by the  
commissioner for loans over \$3,500 to any employee of the bank.  
Prohibits false or misleading advertising by any such bank as  
to the terms of or charges on loans, or as to its savings de-  
posits or investment certificates. Increases examination fees  
for such banks, and adds provision that upon written application  
by the directors or two-fifths of the stockholders of any such  
bank, the commissioner shall, or on his own motion, he may cause  
a special examination to be made of an industrial bank and that  
the bank shall pay a fee therefor of \$75 per day. Restricts the  
secured borrowing by any such bank through pledging or assigning  
notes, mortgages, contracts, or other assets unless it shall re-  
tain notes, mortgages, and contracts not pledged or assigned in  
an amount not less than the total of its savings deposits, in-  
vestment certificates, contracts, or agreements. Prescribes  
certain acts which will constitute misdemeanors, and provides  
penalties.

June 3

July 1

House Bills

- | <u>No.</u> | <u>Subject</u>  |        |        |
|------------|---|--------|--------|
| 1477       | <u>Colorado state penitentiary - appropriation for prior years.</u><br>Reduces 1964 capital construction appropriation for medium security dormitory and plant from \$710,000 to \$267,923.   | May 17 | May 17 |
| 1479       | <u>Wills and estates - foreign wills.</u> Changes place of filing foreign will for probate from county court to district or probate court to conform to judicial reorganization.  | May 6  | May 6  |
| 1487       | <u>Wills and estates - application to determine heirship.</u> Applications to determine heirship where no administration of the estate has been granted in this state or if the administration of the estate has been finally settled without such determination, shall be filed only in the district court. Deletes reference to probate court. Conforms to clarification of jurisdiction of the probate court of the city and county of Denver by H. B. No. 1243. | May 12 | May 12 |
| 1488       | <u>Appropriation - to the parks cash fund.</u> Transfers \$350,000 from general fund to parks cash fund to cover appropriations from parks cash fund made by S. B. No. 344; appropriation to be reduced by revenues from users' fees, license fees, and earnings fees.  | May 17 | May 17 |

SENATE BILLS ENACTED AND APPROVED

- | <u>No.</u> | <u>Subject</u>  |            |            |
|------------|---|------------|------------|
| 1          | <u>Superior courts - jurisdiction.</u> Allows a superior court to retain jurisdiction over civil cases which were filed with it prior to January 12, 1965, and over which it had jurisdiction prior to that date.   | January 19 | January 19 |
| 2          | <u>Fermented malt beverages - qualifications and conditions for license.</u> Amends law to prohibit issuance of licenses to any person convicted of a felony in this state or of a crime elsewhere which would constitute a felony if committed in this state or to any corporation having any officer, director, or stockholder holding over ten per cent of the stock thereof who has been so convicted; but this limitation shall not apply to any person so convicted who was released more than fifteen years prior to application for such license or who has been granted an unconditional pardon following such conviction.   | February 8 | February 8 |
| 3          | <u>"The Liquor Code of 1935" - felony convictions.</u> Amends law to provide that no liquor license shall be issued to any person who has been convicted of a felony in this state or of a crime elsewhere which would constitute a felony if committed in Colorado, nor to any corporation having any officer, director, or stockholder holding over ten per cent of the stock of such corporation who has been so convicted.  | February 8 | February 8 |
| 5          | <u>Claims against the state - Colorado claims commission.</u> Does not waive sovereign immunity of the state. Establishes a Colorado claims commission, composed of the state auditor, controller, and budget director, to hear claims arising from the negligent or wrongful act or omission of a state agency, or of a state employee while acting within the scope of his office or employment. Provides certain jurisdictional limitations for the commission. Claimant shall file his petition with the commission, within a two-year limitation period, for a hearing on his claim. After hearing the claim, the commission shall submit its findings to appropriate committees of the general assembly, which committees may approve the claim and present to the general assembly an appropriation bill or a bill to allow the claimant to sue the state, or may deny the claim and take no action thereon. Acceptance of any award under the act |            |            |

- | <u>No.</u> | <u>Subject</u>   |            |            |
|------------|--|------------|------------|
| 5          | is a complete release of liability to the state or the em-<br>cont. ployee involved.   | April 7    | July 1     |
| 6          | <u>Appropriation - to the attorney general.</u> For settlement of<br>judgment had against the state on a claim for relief by James<br>A. Seibert, III, for negligence of certain state officers and<br>employees - \$1,282.  | April 9    | April 9    |
| 7          | <u>Colorado war veterans memorial commission.</u> Creates the Colo-<br>rado war veterans memorial commission, consisting of 2 senators,<br>2 representatives, and 5 public members. Commission is author-<br>ized to solicit funds for placing suitable memorial on grounds<br>of state capitol in memory of Colorado veterans killed in wars<br>or military actions in which U. S. participated during this<br>century. All funds are to be donated. Commission is author-<br>ized to obtain approval of capitol building section as to suit-<br>able design and location of such memorial.                         | May 18     | May 18     |
| 8          | <u>Appropriation - Cortez firemen's pension fund.</u> Appropriates<br>to the firemen's pension fund of the city of Cortez \$2,373.50<br>from the state firemen's pension fund on April 30, 1965, as<br>the state's contribution to such firemen's fund.  | January 19 | January 19 |
| 9          | <u>Operator's motor vehicle license held by nonresident member of<br/>armed forces or spouse.</u> Exempts from obtaining a Colorado<br>operator's license any nonresident on active duty in the armed<br>forces if he has a valid license issued by his state of domicile,<br>or issued by the armed forces of the U. S. in a foreign country;<br>latter exemption only good for 45 days after licensee has re-<br>turned to U. S. Also exempts spouse of a member of the armed<br>forces accompanying such member on military or naval assignment<br>in this state who has a valid license issued by another state. | May 18     | May 18     |
| 11         | <u>Proof of ownership of motor vehicles by members of armed forces.</u><br>If any member of armed forces who has purchased a vehicle in a<br>foreign country, and registered such vehicle in accordance with<br>directives of U. S. government, is unable to supply proof of<br>ownership as required by this state, evidence of ownership may<br>be supplied by executed document prescribed by secretary of<br>defense and authenticated by officer of armed forces.   | May 18     | May 18     |

No.

Subject

- 12 Registration of motor vehicles of members of armed forces. Provides that requirements of Colorado law relative to registration of motor vehicles and display of number plates shall not apply to motor vehicles owned by military or naval personnel having registrations and plates issued by armed forces of U. S. in foreign country for 45 days after owner thereof has returned to U. S.

May 18

May 18

- 13 No account and short checks. Amends present statutes making certain technical amendments. Provides further that any person who shall make, draw, utter, or deliver any check in the sum of \$50 or more, or a series of checks within any 30 day period totaling \$50 or more, with intent to defraud, cheat, or deceive, knowing that there are insufficient funds for the payment of such check or checks, shall be guilty of a felony. If any person, partnership, or corporation shall institute any prosecution for any violation of the short check statutes, and shall thereafter, whether restitution is made or not, fail to cooperate in such prosecution without reasonable cause, the court having jurisdiction may under certain circumstances assess all costs of such prosecution against complainant. Provides that short check statutes shall not apply to any check made as payment for credit extended prior to time check was made, except if additional credit or other thing of value is secured from person, partnership, or corporation by whom credit was extended because of such check. Repeals provision requiring district attorneys and assistants to prosecute all violations of short check statutes in their districts.

May 10

May 10

- 15 Proposed driver license compact. The general assembly by this act approves and ratifies and the governor shall enter into a compact which basically provides that a driver's out-of-state convictions will be known to his home state. For four offenses -- (1) manslaughter or negligent homicide, (2) driving under the influence of liquor or drugs, (3) any felony in which a motor vehicle is used, and (4) hit-run driving which results in injury or death -- the licensing authority of a party state shall report each such conviction to the home state of the party convicted, and for purposes of suspension, revocation, or limitation of licensee to operate a motor vehicle, the licensing authority of the home state shall give the same effect to the offense reported as if occurring in the home state. Compact would also cover applications for new licenses as to whether applicant has ever been the holder of a license in another state and circumstances pertaining to such license. Head of licensing authority of each party state shall be the administrator of the

Senate Bills

- | <u>No.</u>  | <u>Subject</u>  |            |            |
|-------------|---|------------|------------|
| 15<br>cont. | compact. Provides for taking effect of compact or for withdrawal from compact by a party state. After outline of specific provisions of compact, amendments were made to provide that the compact in Colorado shall apply only to certain offenses; that no conviction in another state for the four offenses specified above shall be considered in this state unless the director of revenue ascertains that certain specified requisites were complied with; that points shall not be assessed against a driver because of convictions reported from other states; and further provides for certain specifications as to requirements of Colorado law concerning the obtaining of an operator's license by a person licensed to drive by another party state. Review by district courts of any act or omission of any Colorado official or employee in enforcing compact is provided for.  | May 27     | May 27     |
| 16          | <u>Appropriation to legislative department.</u> For legislative expenses of the forty-fifth general assembly - \$732,000.   | January 18 | January 18 |
| 17          | <u>Acquisition of lands - appropriation.</u> Appropriates out of the penitentiary land income fund to the department of institutions for the acquisition of certain lands located in Fremont county - \$16,667.   | January 28 | January 28 |
| 20          | <u>Railroad safety signals or devices at highway crossings.</u> Public utilities commission may order, in any proceeding before it, that automatic or other safety signals or devices be installed, reconstructed, or improved, and operated, at any crossing at grade of any public highway or road over the tracks of any railroad corporation or street railway corporation, and shall also determine and order how the cost thereof shall be divided between the corporation and the highway department or political subdivision concerned, but the corporation shall pay 10% of the total cost and shall maintain each such signal or device. The commission shall also order what part of the cost shall be paid by the political subdivision concerned, and by the state highway department from the highway crossing protection fund, which fund is created in the state treasurer's office, and into which shall be paid \$10,000 each month from the highway users tax fund, until \$120,000 shall have been accumulated in said fund after payment of all costs against the fund; the balance in said fund not to exceed \$120,000 at any time. No moneys in said fund shall be used to pay for any signal or device when any part of the cost will be paid from funds available under any federal or federal-aid highway act. Present statutes are amended concerning the county and municipal allocations from the highway |            |            |



No.

Subject

20 users tax fund in order to provide for the payments into the protection fund. Nothing in the act shall be construed to affect, change, or modify existing state law concerning the responsibility or liability of the state or any political subdivision or of any person, firm, or corporation for any accident or occurrence at any crossing.

June 9

June 9

22 Water - evaporation from reservoirs. Adds new provision to water laws providing that, upon order of state engineer, there shall be released from the water in storage in each stream bed reservoir such quantities of water which are necessary to prevent evaporation from the surface of such reservoir from depleting the natural flow of the stream running through such reservoir which would otherwise be available for use by other appropriators. The state engineer shall determine the amount to be released by computing the surface evaporation and deducting any accretions to the stream flow resulting from the existence of the reservoir and any natural depletions to the stream flow which would have resulted if reservoir were not in existence.

May 17

May 17

27 Motor vehicles - depot tags. Permits dealers in motor vehicles, trailers, or semitrailers, or any person or holder of a garage license doing work for such dealers to pay a fee of five dollars to and to obtain from the department of revenue a depot tag to display on unregistered vehicles and to move such vehicles on the streets and highways for purposes of testing, making repairs, and transporting vehicles from point of delivery to dealer's place of business. Such tag shall not be used for any private purpose. Violations of act punishable by a fine of not less than fifty dollars or more than five hundred dollars.

April 9

April 9

28 Official inspection stations for motor vehicles. Changes from fifty to forty-five feet the floor surface requirements of inspection stations, and changes from thirty to twenty-five feet the floor surface requirements for light test machines on vehicles presented for inspection.

March 24

March 24

29 Motor vehicles owned by disabled veterans - registration thereof. Adds the words hereafter shown in capital letters to the present statutes which provide that no fee shall be charged "for the registration or re-registration of a motor vehicle owned by a veteran of any war or armed conflict OR THE ARMED FORCES" who

Senate Bills

No.                      Subject

29     at the time of such registration or re-registration is "re-  
cont.     ceiving compensation from the Veterans Administration OR ANY  
           BRANCH OF THE ARMED FORCES OF THE UNITED STATES for one hundred  
           per cent service connected disability" or other disability  
           specified in the law.

May 18

May 18

30     Jury commissioners and jury lists in counties over 100,000.  
           Deletes from statutes the requirement that the jury commissioner  
           in counties of over 100,000 shall be at his office during all  
           the time any court of record is in session in the county. Pro-  
           vides that the list of persons qualified to serve as petit  
           jurors shall include not less than one nor more than 4 persons  
           for each 100 inhabitants. Statutes before amendment limited  
           such list to not less than one person for each 100 inhabitants  
           and not more than one person for every 75 of said inhabitants.  
           Substitutes in several instances the "jury commissioner" for  
           the "county clerk" in the performance of duties concerning the  
           selection of jurors; and changes from 10 to 20 days the time  
           requirement for the drawing of jurors before they are to be  
           summoned to attend for service.

May 3

May 3

37     Lands and timber under state board of land commissioners. In-  
           creases appraisement fee in all applications of purchase of  
           land from \$10 to \$30, and advertising fee from \$17 to \$35 if  
           the board offers a sale to be made. Provides that lands may  
           be offered for sale in parcels, lots, or tracts consisting of  
           not more than 320 acres each (limited to 160 acres each before  
           amendment). Increases from \$500 to \$1,000 the appraised value  
           of timber before competitive bids shall be required.

April 21

April 21

38     Salaries of members of state board of land commissioners.  
           Increases the annual salary of each member of the state board  
           of land commissioners from \$9,000 to \$11,500.

May 17

July 1

43     Local improvement or service districts - limitation on sub-  
           sequent elections following defeated proposals. Provides that  
           after the defeat of a proposition to create or dissolve any  
           such district or for the creation of bonded indebtedness thereof,  
           no such new proposal shall be made within twelve months there-  
           after.

March 24

March 24

No.

Subject

47 Construction of public buildings to make usable by physically handicapped. Provides that all public buildings and facilities used by the public which are constructed in whole or in part with funds of the state, a county, municipality, or other political subdivision, shall be constructed in accordance with standards and specifications, which are outlined in detail in the act, so that they are more accessible and usable by the physically handicapped, except where the authority responsible for such construction shall determine that full compliance with any particular standard or specification is impractical or unnecessary. The act further provides that in the case of the state, the division of public works shall be responsible for enforcement, and in the case of a county, municipality, or other political subdivision, the governing body shall be so responsible; but any governmental unit responsible for enforcement may exempt any building or facility from any provision of the act upon finding that compliance would subject an undue hardship on the taxpayers of the governmental unit liable for the cost thereof.

May 27

May 27

48 Sale of lands in Jefferson county. Authorizes the state to sell certain described lands in Jefferson county, with funds derived therefrom to be placed in general fund of state.

May 10

May 10

50 Attorney general - duties with respect to state civil service employees. Provides that upon request of a state civil service employee, the attorney general shall represent such employee in any civil action or administrative proceeding instituted against such employee, if such action or proceeding arises out of performance of such employee's duties and was not brought by state personnel director or appointing authority of such employee seeking dismissal or other disciplinary action.

May 17

May 17

55 Juvenile parole board - membership. Increases the size of the board from five to seven members, five of which to be voting members appointed by the governor from the following departments: one member each from the state departments of public welfare, education, institutions, employment, and rehabilitation. In addition, the governor shall appoint two nonvoting members, one from the Lookout Mountain school for boys, and one from the Mount View girls' school.

March 30

March 30

No.

Subject

- 56 Highway safety council. Increases the size of the official committee to include the executive director of the state department of public health, and changes the "chief engineer" to the "state highway engineer".

March 24

March 24

- 57 Teachers' emeritus retirement fund. Provides that, in addition to other eligibility requirements, a person, at least 65 years old, who has been employed by the state department of education for at least 20 years shall be eligible to receive benefits from the teachers' emeritus retirement fund, but no more than 15 years (formerly 10) of employment in the office of the county superintendent and/or the state board of education may be applied to total service; or a person, regardless of age, who has served at least 40 years, including not more than 25 years in the office of the county superintendent of schools and the remainder in the employ of Colorado school districts, shall be eligible to receive such benefits.

May 27

July 1

- 59 Foreclosures - period of redemption. Reduces from 6 months to 75 days, after the date of the sale of real estate through foreclosure or execution and levy, that the premises may be redeemed, but the redemption of "agricultural real estate" as defined in the act, remains at 6 months. Adds two additional sections to present laws: (1) provides that the date of any foreclosure sale shall be not less than 45 nor more than 60 days after the date of filing the notice of election and demand for sale with the public trustee, unless sale is lengthened by terms of deed of trust or continued to a later date in accordance with the provisions of 118-9-15, C.R.S. 1963; or if foreclosure is through court, then not less than 45 days after the date of commencement of action to foreclose; (2) provides that whenever the only default or violation in terms of the note and deed of trust or mortgage being foreclosed is nonpayment of any sum due thereunder, the owner of the property or person liable thereon may cure said default if, at least 5 days prior to date fixed for sale, he gives notice to the officer conducting the sale of intention to cure said default; and if, by 12 o'clock noon on the day before the sale, he pays such officer all delinquent principal and interest payments plus certain costs and fees specified in the act, the proceedings for foreclosure shall terminate.

The provisions of the act apply to all proceedings for foreclosure of deeds of trust and mortgages executed on or after July 1, 1965; to proceedings and actions for the enforcement or foreclosure of any other types of liens upon real estate, and

<u>No.</u>	<u>Subject</u>		
59 cont.	to sales by virtue of execution and levy, where the particular proceeding or action was commenced on and after July 1, 1965. Statutes in effect prior to effective date apply to all other proceedings, actions, or sales.	April 23	April 23
61	<u>Appropriation - supplemental - to the judicial department.</u> For salary, travel, and expenses for additional district court judges and district attorneys - \$215,198.	February 10	February 10
62	<u>Appropriation - supplemental - to the office of the state auditor.</u> For contractual services with public accounting firms - \$20,000.	February 10	February 10
63	<u>Appropriation - secretary of state.</u> For expenses of printing initiated and referred measures for the general election of November 3, 1964 - \$13,750.	February 10	February 10
64	<u>Appropriation - supplemental - secretary of state.</u> For travel expenses of liquor administration and control division - \$3,500.	February 10	February 10
65	<u>Appropriation - supplemental - state board of accountancy.</u> For personal services, travel, and operating expenses - \$4,359.	February 10	February 10
66	<u>Appropriation - supplemental - board of examiners of barbers.</u> For personal services, travel, and operating expenses - \$3,409.	February 10	February 10
67	<u>Appropriation - supplemental - state board of registration for professional engineers.</u> For personal services, operating expenses, and capital outlay - \$10,607.	March 24	March 24
68	<u>Appropriation - supplemental - board of licensed practical nurse examiners.</u> For personal services, operating expenses, travel, and capital outlay - \$10,000.	February 23	February 23

Senate Bills

- | <u>No.</u> | <u>Subject</u>   |             |             |
|------------|--|-------------|-------------|
| 69         | <u>Appropriation - supplemental - state department of public health. For expenses of pesticide residual analysis program - \$13,548.</u>   | February 23 | February 23 |
| 70         | <u>Appropriation - supplemental - department of institutions. For payment of the state's contribution toward salaries of juvenile probation officers - \$20,000.</u>   | February 23 | February 23 |
| 71         | <u>Appropriation - supplemental - Mount View girls' school. For personal services to meet overtime needs - \$38,709.</u>   | February 23 | February 23 |
| 72         | <u>Appropriation - supplemental - Colorado state children's home. For personal services to meet overtime needs - \$21,915.</u>   | February 23 | February 23 |
| 73         | <u>Appropriation - supplemental - Colorado state penitentiary. For operating expenses - \$35,000.</u>  | February 23 | February 23 |
| 74         | <u>Appropriation - supplemental - department of education. For reimbursement to local school districts for expenses of the migrant children education program - \$50,000.</u>  | February 23 | February 23 |
| 75         | <u>Appropriation - supplemental - department of education. For institutions of higher learning emeritus retirement payments - \$7,000.</u>   | February 23 | February 23 |
| 77         | <u>State health facilities advisory council - state department of public health. Expands state advisory hospital council from twelve to eighteen members, adds mental retardation and community mental health centers functions, and changes name to "State Health Facilities Advisory Council", to comply with Public Laws 79-725 and 88-164. Present members of state advisory hospital council to continue to serve balance of terms for which appointed, new members appointed for staggered terms of one, two, and three years; thereafter, all members appointed for three-year terms.</u> | April 7     | April 7     |

No.

Subject

- 79 Humane slaughter of livestock. Requires slaughterer to render livestock insensible to pain by mechanical, electrical, chemical, or other rapid and effective means, prior to being shackled, hoisted, thrown, cast, or cut for slaughter. Provides up to one year's exemption for slaughterer who may suffer undue economic hardship, and exempts from act religious ritual slaughter. Act to be administered by commissioner of agriculture. Violation of act punishable by fine not to exceed five hundred dollars, or imprisonment in county jail not over six months, or by both such fine and imprisonment.

March 24

July 1

- 81 Homicide and assault through operation of motor vehicle. Provides that any person who causes the death of another by operating any motor vehicle in a reckless manner or while engaged in any speed contest, and which conduct is the proximate cause of death, is guilty of a felony, punishable by imprisonment in the state penitentiary not less than one nor more than 14 years; and any person with intent to inflict a personal injury upon another who operates any motor vehicle in a reckless manner or while engaged in a speed contest, and which conduct is the proximate cause of such injury, is guilty of a felony, punishable by imprisonment in the state penitentiary for not less than one nor more than 5 years.

May 18

May 18

- 82 Real property - possibilities of reverter. (1) The bill involves repetitious restrictions on the use of land when they are coupled with a reversionary interest in favor of the grantor or as the penalty for breach of the restriction. The bill does not affect the deed which first imposed the use restriction and reversionary penalty. It affects only the subsequent deeds and other instruments which appear to restrict anew the same use and to create a new reversionary penalty in favor of the later grantor. No doubt in the vast majority of cases, such grantor subsequent to the first meant only to convey the land subject to the initial use restriction and reversionary interest, not to create a new restriction and reversionary interest in himself with respect to the very same use.

(2) The bill provides that beginning on January 1, 1966, language repeating the same use restriction and reversionary penalty will not create a new use restriction and reversionary interest unless the grantor specifically states that such is his intention. The bill further states that with respect to instruments taking effect prior to January 1, 1966, it will be presumed that no new use restriction and reversionary interest were created unless a notice to the contrary is recorded within one year.

<u>No.</u>	<u>Subject</u>		
82	(3) The effect of the bill will be to clear away a multitude of title defects, which in almost all cases were no doubt unintentionally created to begin with, without a lengthy and costly quiet title action.		
	(Digest furnished by Mr. James E. Hegarty, attorney at law)		
		April 26	January 1, 1966
83	<u>Board of land commissioners.</u> Provides that lands acquired by board of land commissioners prior to February 28, 1935, through foreclosure, shall be designated school lands. Proceeds from the sale or use of such lands to be credited to the public school permanent fund or public school income fund.		
		March 24	March 24
84	<u>Identification of certain meat products.</u> Requires that meat or meat products originating from animals dying other than by slaughter, or which have not been slaughtered under certain federal, state, or local veterinary inspections to be identified by an edible green dye.		
		March 2	March 2
87	<u>Appropriation - supplemental - department of education.</u> For payment of county school planning committee expenses - \$5,725.		
		April 7	April 7
91	<u>Passenger car tires - regrooving.</u> Prohibits the alteration of traction surface of passenger car pneumatic tires by regrooving, or the operation on any highway of any passenger car with tires so regrooved, or the sale or exchange of any such tire. Violations shall be punished by a fine of not less than one hundred dollars nor more than one thousand dollars, or by imprisonment in the county jail for not more than ninety days, or by both such fine and imprisonment. Act does not apply to commercial tires regrooved in an acceptable or safe manner.		
		March 30	March 30
99	<u>Appropriation - capital construction - department of game, fish, and parks.</u> Decreases capital construction appropriations from prior years for Rock Creek lake from \$310,000 to \$20,233.96; for Walden lake from \$19,000 to \$5,181.64; for Taylor Park reservoir from \$123,500 to \$6,051.50; and for Chipeta from \$82,660 to \$27,579.49.		
		March 24	March 24



No.

Subject

- 103 Oil and gas - involuntary pooling or unitization. Replaces statutory authorization of voluntary pooling agreements with statutory authorization for the oil and gas commission to order involuntary unitization of one or more pools or units, or parts thereof, in any oil or gas field upon a showing that such is reasonably necessary to increase the ultimate recovery of oil or gas and that the value thereof would exceed estimated additional costs of such unitization. Prescribes the details of the plan of unitization which must be included in the order of the commission. Requires approval of those who will pay at least eighty per cent of the costs of the unit operation and of owners of at least eighty per cent of the production before such order shall become effective. If such approval is not obtained within six months, the order shall be revoked by the commission. Provides for service of notice of hearing on unitization order upon all interested parties.
- April 23                      April 23
- 104 "Uniform Commercial Code". Completely rewrites laws governing commercial transactions concerning sales, commercial paper (including negotiable instruments), bank deposits and collections, letters of credit (a new provision), bulk sales, documents of title (including warehouse receipts and bills of lading), transfers of investment securities, and secured transactions involving personal property. Extensively defines terms used in the code and provides rules of construction. Because of the length and technical aspects of the act, no digest of its provisions would be feasible.
- May 17                      July 1, 1966
- 105 Brands - cancellation. Amends law to provide that upon failure to pay the assessment for brand, after notice of brand assessment has been mailed to brand owner, the state board of stock inspection commissioners may cancel the brand.
- April 7                      April 7
- 106 Personal property taxes. Amends time of publication of delinquent tax list from third week in September to any time during said month. Increases minimum publication fee from fifty cents to one dollar.
- April 9                      April 9
- 109 Tax sales - general property tax - disposition of excess. Amends law to provide that any amount received at tax sale of land for delinquent taxes in excess of taxes, interest, and costs shall be credited to the county general fund.
- April 9                      April 9

Senate Bills

No.

Subject

- 114 Game, fish, and parks - nonresident antelope license. Adds a nonresident antelope license for big game hunting, which may be purchased only by a nonresident who owns land in Colorado suitable for hunting, and who does not post such land against hunting. Fee is \$15, which includes right to transport big game out of state, taken under authority of license, without additional charge.

April 30

April 30

- 115 Advertising fees for tax sales under general property tax. Raises the fee for advertising for tax sales from \$1.50 to actual cost or \$2.50, whichever is greater, and provides that said fee shall apply for each property description that is separately identified by its own parcel number for general property tax purposes. Provides that if taxes on any lot or tract are paid between the date of delivery of the tax list to the publisher or printer and the date of first publication, the treasurer shall collect \$2.50 (formerly \$1.50), and the actual charge made for such omitted lots or tracts on the tax list shall be included as part of the cost of publication. Blank spaces and headings on such list shall be prorated equally between the various lots or tracts of land on the list published.

May 27

May 27

- 116 Agriculture - nursery stock. Re-enacts the entire article on nursery stock. Defines various terms and provides that the commissioner of agriculture and department of agriculture shall administer the act. Provides that all types of nursery stock for sale shall be properly graded and labeled as to name, grade, size, and variety, and that all nurseries or other premises on which nursery stock is kept for sale shall be inspected at least once each year by the commissioner or his agents. Provides that out-of-state nurseries selling stock in this state shall deliver to the department of agriculture a certified copy of the "state of origin" certificate of inspection of the nursery. Provides for the removal from sale of certain stock not meeting indices of vitality, or infected or infested; and sets forth standards which certain types of stock shall meet before being sold, and the conditions of storage and display. Sets fees for licenses and inspection. Creates a nursery advisory committee of 8 members appointed by the state agricultural commission to assist the commissioner in administering the act. Provides penalties for violations of the act.

April 30

April 30

- 118 Colorado law enforcement training academy - appropriation. Establishes the Colorado law enforcement training academy under the control and supervision of the chief of the Colorado state

No.

Subject

118 patrol, who shall be superintendent of the academy. Creates an  
cont. advisory board to the academy to consist of 9 members, with the attorney general as a member and the chairman; other members shall be the special agent in charge of the Denver division of the FBI, 3 active chiefs of police from the cities and towns of the state, 3 active sheriffs from the counties of the state, and one lay member possessing 5 years' experience in law enforcement. The governor appoints all but the 2 ex officio members. The powers and duties of the superintendent are outlined in the act, to be exercised with the advice of the advisory board. The act designates the academy as an educational institution, and provides that each state agency and political subdivision of the state is authorized to send to the academy officers and employees engaged in law enforcement activities within their respective jurisdictions, and to expend moneys to pay the salaries, fees, and expenses of such personnel incidental to such attendance. Appropriates \$25,000 for the operation of the academy, said moneys to be available from effective date of act through June 30, 1966.

May 17

May 17

119 Colorado school of mines. Authorizes school of mines to exchange certain property in Jefferson county for other property in the same county.

March 24

March 24

122 Annexation of territory by municipalities. The act specifies that territory is eligible for annexation if the city council finds (1) that not less than 1/6th of the perimeter of area proposed to be annexed is contiguous with the annexing municipality; (2) that a community of interest exists between the territory to be annexed and the annexing municipality and that the annexed territory is urban or will be urbanized shortly and is capable of being integrated with the annexing municipality. The act outlines in detail other existing conditions and three specific limitations which shall be taken into consideration in any annexations. Specific provisions are outlined for the annexation by ordinance and without petition of unincorporated enclaves existing not less than 3 years; for the annexation of unincorporated area with more than 2/3rds boundary contiguity with the annexing municipality for not less than 3 years; and for the annexation of city owned land.

Annexation may be commenced (1) by petition of landowners of more than 50% of the territory proposed to be annexed; or (2) by petition for an annexation election signed by 75 qualified electors if the territory is in a county of over 25,000 or by 40 qualified electors if in a county of 25,000 or less; in both instances certain other specifications as outlined in the act are to be met. If city council of annexing municipality fails

No.

Subject

122 cont. to act on petitions within one year, annexation may be effected by an action in mandamus to district court. One year must elapse between annexation proceedings of same or substantially the same area. The act provides for a hearing on a petition; the findings upon completion of the hearing; annexation by ordinance without an election; the holding of an election if required and detailed provisions concerning such election and annexation pursuant thereto; the effective date to be the date of the annexing ordinance, but for tax purposes, the effective date to be January 1 next ensuing; procedures to be followed in event of conflicting annexation proceedings of two or more municipalities; and for zoning and subdivision of land during annexation proceedings and after annexation.

If any landowner or qualified elector in the territory proposed to be annexed, or the county commissioners of any county from which territory is to be removed by annexation, be aggrieved by such annexation, the act provides for judicial review in the district court, but in no event prior to effective date of annexing ordinance by the annexing municipality. The act further provides for priority of annexation proceedings and the disconnection of territory annexed, three years or more after annexation, because of failure of the annexing municipality to provide services. Further, that any annexation which would effect the detaching of part of the territory of an existing school district shall not become effective prior to district court approval under procedures outlined in the act, such approval to be based on pupil and property assessment percentages as specified in the act. The act provides for agreements to annex if a city or town furnishes municipal services to outside consumers who are landowners. General laws concerning annexation in effect before this act are repealed, and the act applies to all towns and cities, including home rule cities. Effective date of act is January 1, 1966, but any annexation commenced prior to said date shall continue to its conclusion pursuant to said prior laws.

May 27

January 1, 1966

125 State agencies - power to grant easements or rights-of-way.  
Amends law to authorize state agencies to grant easements or rights-of-way also for public streets and highways.

March 24

March 24

126 Department of highways - disposition of property. Authorizes the department of highways, if approved by state highway commission, to dispose of property or interest therein which the chief engineer determines is no longer needed. Any such sale shall be

- | <u>No.</u>   | <u>Subject</u>   |          |          |
|--------------|--|----------|----------|
| 126<br>cont. | made upon such terms as commission and chief engineer, with approval of governor, may fix. Moneys received therefrom shall be deposited in the state highway supplementary fund. No highway right-of-way upon which a highway has been constructed shall be sold under this act. Original owner shall have first refusal on property sold.   | May 10   | May 10   |
| 130          | <u>Appropriation - supplemental - Colorado state university. For educational and general purposes - \$300,000.</u>   | March 24 | March 24 |
| 131          | <u>Appropriation - supplemental - Colorado state college. For educational and general purposes - \$46,762.</u>   | March 24 | March 24 |
| 132          | <u>Appropriation - supplemental - southern Colorado state college. For educational and general purposes - \$59,114.</u>  | March 24 | March 24 |
| 135          | <u>Appropriation - supplemental - state home and training school at Wheat Ridge. For completion of laundry addition, and remodeling, equipping, and furnishing of said laundry facility - \$48,913.13.</u>   | March 17 | March 17 |
| 136          | <u>Hospital districts.</u> The purpose of the act is to resolve numerous ambiguities and to make several technical amendments to present statutes. The act changes the definition of "taxpaying elector" from one who, among other things, has paid property taxes in the 12 months next preceding a designated event, to one who has paid property taxes in the calendar year or 12 months next preceding a designated event. Adds new provisions that any election required or permitted may be held separately or concurrently with any primary or general election, and specifies requirements as to manner of calling election, provisions for judges, polling places, notice, etc., but does not permit absentee voting. Provides that petitions for organization of a district may be signed by taxpaying electors who are residents of the proposed district and registered electors therein. In addition to numerous other technical provisions to eliminate ambiguities, the bill provides more detailed procedures for dissolution of a district, which may be initiated by petition of at least 15% of the taxpaying electors of the district who are residents thereof and registered electors therein, or initiated by the board of directors on the board's own motion, |          |          |

No.

Subject

136 and approved by a majority of the taxpaying electors at an  
cont. election held for such purpose.

May 27

June 3

139 Appropriation - supplemental - Fort Lewis college. For educa-  
tional and general purposes - \$55,100.

March 24

March 24

140 "Outdoor Advertising Act". Re-enacts law on roadside adver-  
tising. Department of highways administers act. Territory  
under jurisdiction of department includes 660 feet of land be-  
yond edge of right-of-way on either side of the highways of the  
state except highways (1) within corporate limits of munici-  
palities; (2) in unincorporated territory regulated as to road-  
side advertising by zoning regulation adopted prior to effective  
date of act; or (3) in territory declared urban in character by  
county commissioners; but said exceptions do not apply to por-  
tions of interstate system controlled under other provisions  
of act. Act permits certain signs on 660 feet as specified  
above, limited in number, such as signs advertising sale or  
lease of property; promoting business or profession conducted  
on property where sign is located; advertising devices located  
along those portions of interstate system opened to traffic prior  
to July 1, 1965, and constructed prior thereto; advertising de-  
vices located in commercial or industrial zones existing since  
September 21, 1959, if subject to municipal regulations and if  
declared by governing board of municipality to be exempt from  
act; signs which advertise activities within 12 air miles of  
such services or which advertise eating, lodging, tourist attrac-  
tions, etc., but limited by national policies.

Department is authorized to promulgate and enforce regula-  
tions necessary to qualify state for payments available by Con-  
gress and to enter into agreements with U.S. secretary of com-  
merce to carry out national policy.

Fees to be collected by department are as follows:

(1) For persons engaged in outdoor advertising business -  
an annual license fee for each sign for which permit is issued  
of \$2; a bond is also required of such licensees.

(2) For persons whether engaged in outdoor advertising  
business or not - permit fee of \$5.00 for each advertising  
structure erected or maintained, but not applicable to certain  
signs, such as signs advertising sale or rental of property on  
which sign is located; legal advertisements; private residential  
directional signs; advertising business or profession conducted  
on property where sign is located, or advertising goods or  
services produced or sold on property where sign is located;

No.                      Subject

140 signs permitted under certain spacing regulations specified by  
cont. act, etc.

(3) For each sign for which a permit has been issued and the fee of \$5 paid, an annual inspection fee of \$2.50.

Persons securing permits must submit detailed information as specified in act on each advertising structure. Revocation of permit is provided for. The act outlines detailed general regulations covering advertising structures for which no permit shall be issued, such as signs encroaching upon rights-of-way of highway, near intersections, those obstructing view, signs along a scenic highway designated by the highway commission, or used or intended to be used for more than two advertisements facing in same direction. Spacing of signs is provided for on the interstate system and on freeways. Certain signs permitted by act must be eliminated in a period of 3 to 4 years after effective date of act. The act does not limit the control of advertising devices by any municipality or county within its boundaries. Penalties for violation of act are provided.

May 17                      July 1

143 Game, fish, and parks - construction of dams. Repeals authorization for construction of Chief Creek reservoir and Sand Arroyo Creek reservoir.

April 9                      April 9

146 Game and fish licenses and permits - persons selling same. Provides that all license and permit moneys received by any person selling game and fish licenses or permits shall belong to state at all times, and any such person failing to account for licenses or permits, or failing to pay over to the game, fish, and parks commission any moneys received from their sale, is guilty of a misdemeanor, punishable by a fine not exceeding \$1,000 or imprisonment not exceeding 6 months, or both.

May 17                      May 17

151 Appropriation - supplemental - department of vocational education. For administration and distribution to local school districts to match federal funds available under vocational education act of 1963 - \$250,000.

April 23                      April 23

152 Administrative code - reports of requests for grants. Provides that state controller shall make fiscal rules governing submission of requests for grants from private or governmental granting agencies. Gives controller authority over the requests

No.

Subject

152 prior to their submission to the granting agency, and requires  
cont. that joint budget committee be given notice of requests requiring state funds for matching purposes prior to their submission.

April 8

April 8

154 State property - off-street parking. Director of planning authorized to purchase certain property in Denver for off-street parking use, for sum not to exceed \$450,000, to which shall be applied the option sum of \$25,000; and with remodeling and site development authorized in sum not to exceed \$45,000. (See S.B. No. 361 for act replacing this act, because of error in legal description.)

March 24

March 24

155 Pleas of insanity. Allows court to permit the entry of a plea of insanity subsequent to other pleas but before trial on the issue of the guilt of the defendant. Adds provision placing the burden on the prosecution to prove by preponderance of the evidence that the defendant was sane at the time of the alleged commission of the crime. Provides that if such a plea is entered in any court inferior to the district court, the case shall be certified to the district court for determination only as to such plea and not on any other issue. Deletes maximum observation period of one month following entry of the plea, and deletes reference to examination of defendant at the jail where confined. Deletes provisions relating to order of cross-examination of any physician called and examined by the court, and allows physicians to testify concerning conclusions reached from examination of hospital records, laboratory records, X-rays, electroencephalograms, and psychological tests or reports, only if the same are produced at the time of trial. Adds provision for compensation of physician appointed by the court for defendant.

Requires a separate trial on the question of insanity, which shall be to a jury unless the district attorney, the court, and the defendant consent in writing to a trial to the court. The issue of insanity may be tried either before or after a trial on the issue of guilt, but to a different jury. Provides new procedures for discharge and for conditional release, including the following new test for eligibility therefor: "That the defendant has no abnormal mental condition which would be likely to cause him to be dangerous either to himself or to others or to the community in the reasonably foreseeable future." Permits the district attorney and the defendant to have physicians of their own choice examine the defendant, and such physicians may testify at the hearing if they have filed with the court their reports as to the sanity or insanity of the defendant, and as to his eligibility for discharge or conditional release. Provides for habeas corpus proceedings if the superintendent of the institution where defendant is committed acted arbitrarily and



No.                      Subject

155    capriciously in refusing to certify defendant as sane and  
cont. eligible for discharge or conditional release. Provides for  
appointment of physicians and attorneys for indigent defendants.  
Act applies only to persons charged with a crime alleged to  
have been committed on or after the effective date of this act.

June 2

June 2

158    Game, fish, and parks. Repeals law relating to Class A parks  
and lakes.

April 21

April 21

161    Racing - dates of race meets. Amends law to provide that ap-  
plications to conduct race meets shall set forth proposed dates  
of race meets, the dates within such race meets on which racing  
is proposed to be conducted, and the number of races intended  
to be run on such dates. The racing commission shall determine  
the dates for race meets, the dates for racing within each such  
meet, and the number of races on such dates, endeavoring to  
avoid conflicts in racing dates between race tracks conducting  
racing of the same type animals; provided, that conflicting  
dates may be granted a state, county, or other fair commission  
or association conducting a race meet of not over six days'  
duration.

April 19

April 19

162    Metropolitan sewage disposal districts. Provides that meetings  
of a board of directors of any such district may be held any-  
where within the state. Former law required meetings to be held  
in the district.

May 3

May 3

164    Corporations - change of registered office of registered agent.  
Provides that the location of the office of any registered agent  
of a corporation, including a foreign corporation, may be trans-  
ferred to another location within a city or town where located,  
or to any other city or town in the state, upon the filing with  
the secretary of state of the necessary statements and the pay-  
ment of a \$5 fee. The fee provisions of the corporation code  
are also amended to add a fee for multiple filings of a change  
of address of any such registered agent of \$25 for the first  
statement, plus \$1 for each additional statement filed, provided  
such filings are made simultaneously.

May 27

May 27

170    State property - department of institutions. Amends 1963  
authorization to sell certain property of the Lookout mountain

Senate Bills

- | <u>No.</u>   | <u>Subject</u>  |          |          |
|--------------|---|----------|----------|
| 170<br>cont. | school for boys to correct the legal description thereof.   | March 17 | March 17 |
| 172          | <u>Appropriation - supplemental - game, fish, and parks.</u> For game damage prevention, control, and awards - \$75,000.  | April 9  | April 9  |
| 173          | <u>Appropriation - Southern Colorado state college.</u> Reduces capital construction appropriations made at 1963 session for heating plant at college from \$477,500 to \$295,234; and for site development, utilities, and off-site construction from \$391,000 to \$384,452.  | April 26 | April 26 |
| 174          | <u>Powers of county commissioners.</u> Authorizes boards of county commissioners to purchase all necessary uniforms of the county sheriff, undersheriff, and deputies of the county, but no uniforms shall be supplied those persons deputized to perform particular acts. All uniforms so purchased remain the property of the county.   | May 17   | May 17   |
| 176          | <u>Crime of burglary.</u> Adds to section 40-3-5, C.R.S. 1963, a new subsection providing that it shall be unlawful for any person, with intent to commit any felony or steal property of any value, to willfully and forcibly break and enter, or willfully without force (1) enter any humanly inhabited dwelling house, building, railroad car, or trailer, even though inhabitants may be temporarily absent therefrom; or (2) enter any of the above named structures with a dangerous weapon or who arms himself with a dangerous weapon after entering such place; or (3) enter any type of the above named structures, and while within such place, or while escaping therefrom, assaults any person, or with such intention shall assault any person while making such entry. Any violation of the above provisions shall be burglary in the first degree, punishable by confinement in penitentiary for not less than 5 nor more than 20 years.<br><br>Amends present section 40-3-5 by providing that crimes specified therein shall be burglary in the second degree. | June 2   | June 2   |
| 178          | <u>Agriculture - "The Pesticide Act".</u> Re-enacts the entire art. 12 of ch. 6, C.R.S. 1963, containing prior law on insecticides, fungicides, and rodenticides. Act includes 26 definitions of terms, ranging from "pesticide" to "adulteration" and "misbranded". Makes it unlawful to distribute, sell, or offer for sale in this state, or transport in intrastate commerce, any   |          |          |

No.Subject

178 pesticide that is not registered; or if it is not in the regis-  
cont. trant's or manufacturer's unbroken container and correctly  
labeled; or if poisonous, if not so labeled; or, if necessary  
to protect the public health, if it is not specifically colored  
or discolored under regulations pertaining thereto; or if it is  
adulterated or misbranded. The act further provides for unlaw-  
ful acts with respect to altering the label, the revealing of  
the formula of any pesticide (except for the preparation of  
antidotes), the selling from a broken package, or the making of  
false or misleading advertisements with respect to any pesticide.

Registration of every pesticide is required in the office  
of the department of agriculture, to be renewed annually. Each  
registrant shall give such information as is required by the act  
and pay the fees prescribed. The department, at the time of  
application for registration or renewal, may restrict, limit,  
refuse to register, cancel any registration, or require correc-  
tions in labeling -- all of which actions are subject to review  
under the administrative procedures act. The department is  
given power to make rules and regulations with respect to stand-  
ards specified in the act, and to make such rules and regulations  
uniform with those of the U. S. department of agriculture so far  
as possible.

An advisory committee is created to consist of 9 members  
appointed by the state agricultural commission to assist the  
commission in formulating rules and regulations for administering  
the act. Two members of the committee shall be formulators, or  
their Colorado representatives, actively engaged in the sale of  
pesticides in Colorado; 2 members shall be actively engaged in  
the sale of pesticides from permanently established retail out-  
lets in Colorado; 1 member each shall be from the CSU experiment  
station and the CSU extension service; 1 member from the state  
department of public health; 1 from the general public; and 1  
from the state department of agriculture.

Enforcement of the act is placed in the department and district  
attorneys, and the department is given power to issue and enforce  
a "stop sale, use, or removal" order to any owner or custodian  
of any lot of pesticides or device in violation of the act. Cer-  
tain exemptions to the act are provided; misdemeanor penalties  
are prescribed for violations of the act; and seizures for con-  
fiscation of any pesticide or device in violation of the act  
may be effected through any court of competent jurisdiction.

May 27

May 27

180 General Assembly - apportionment of members. Repeals the re-  
apportionment act enacted at the 2nd extra session held in 1964,  
but in effect re-enacts said act with the exception that in  
those counties apportioned more than one senator or representa-  
tive subdistricts are eliminated, so that members are to be

No.

Subject

180 cont. elected at large in said multi-member single-county districts.

Senatorial districts. The act provides for 20 senatorial districts, with 2 so-called "floterial" districts consisting of two counties each from which 1 member is elected at large. The district number, counties comprising, and number of members apportioned to and to be elected from each senatorial district are as follows:

<u>Dist.</u> <u>No.</u>	<u>Counties in district</u>	<u>No. of</u> <u>members</u> <u>apportioned</u> <u>district</u>	<u>No. to be elected</u>	
			<u>1966</u> <u>(and each 4 years</u> <u>thereafter)</u>	<u>1968</u>
1	Denver	9	4	5
2	El Paso	3	1	2
3	Jefferson	3	1	2
4	Pueblo	2	1	1
5	Adams	2		2
6	Arapahoe	2		2
7	Adams and Arapahoe	1		1
8	Weld	1	1	
9	Boulder	1		1
10	Boulder and Weld	1		1
11	Larimer	1	1	
12	Mesa	1	1	
13	Morgan, Logan, Washington	1	1	
14	Sedgwick, Phillips, Yuma, Kit Carson, Cheyenne, Kiowa, Crowley, Lincoln, Elbert	1	1	
15	Gilpin, Clear Creek, Douglas, Park, Teller, Chaffee, Fre- mont, Custer, Saguache	1	1	
16	Prowers, Bent, Baca, Otero	1	1	
17	Las Animas, Huerfano, Cos- tilla, Alamosa, Rio Grande	1	1	
18	Conejos, Archuleta, Mineral, La Plata, San Juan, Dolores, Montezuma	1	1	
19	Gunnison, Hinsdale, Ouray, San Miguel, Montrose, Delta	1	1	
20	Moffat, Routt, Jackson, Grand, Summit, Eagle, Lake, Pitkin, Garfield, and Rio Blanco	1		1
	Totals	35	17	18

Representative districts. The act provides for 26 representa-  
tive districts with all members to be elected at the 1966 elec-  
tion and every 2 years thereafter. The district number,  
counties comprising, and number of members apportioned to each  
representative district are as follows:

<u>No.</u>	<u>Subject</u>		
180 cont.	Dist. No.	<u>Counties in district</u>	
		<u>No. of members apportioned dist.</u>	
	1	Denver	18
	2	El Paso	5
	3	Jefferson	4
	4	Adams	4
	5	Pueblo	4
	6	Arapahoe	4
	7	Boulder	3
	8	Weld	3
	9	Larimer	2
	10	Mesa	2
	11	Bent, Prowers, Baca	1
	12	Logan	1
	13	Fremont, Custer	1
	14	Otero, Crowley	1
	15	Las Animas, Costilla	1
	16	Morgan	1
	17	Yuma, Phillips, Sedgwick, Washington	1
	18	Delta, Gunnison, Hinsdale	1
	19	Park, Teller, Douglas, Chaffee, Lake	1
	20	La Plata, Montezuma	1
	21	Garfield, Eagle, Pitkin, Rio Blanco	1
	22	Summit, Moffat, Routt, Jackson, Grand, Clear Creek, Gilpin	1
	23	Conejos, Rio Grande, Mineral, Archuleta	1
	24	Alamosa, Huerfano, Saguache	1
	25	Montrose, Ouray, San Miguel, Dolores, San Juan	1
	26	Lincoln, Kit Carson, Elbert, Cheyenne, Kiowa	1
		<b>Total</b>	<b>65</b>

All district boundaries are to coincide with county boundaries, and change in the event county boundaries are changed. The act applies to the 46th and subsequent general assemblies.

May 27

May 27

182 Motor vehicles - "Uniform Motor Vehicle Law". The general assembly declares the purpose of this act is to alleviate conflicts and make uniform, as nearly as possible, certain traffic laws of the state with the recommendations of the National Committee on Uniform Traffic Laws and Ordinances as set forth in the committee's "Uniform Vehicle Code". Such provisions shall be applicable and uniform throughout the state and in all political subdivisions and municipalities therein. Local authorities may enact, adopt, or enforce traffic regulations which cover the same subject matter, but no local authority shall adopt, enact, or enforce any ordinance, rule, or regulation in conflict with the state's "Uniform Motor Vehicle Law"

No.

Subject

182 except as specifically provided in this act.  
cont.

The act clarifies and makes uniform with the "Uniform Vehicle Code" numerous traffic regulations, which, because of their length and detail, would not be feasible to digest here. The department of revenue is required by the state "Uniform Motor Vehicle Law", and by amendments made to said law by this act, to prepare a suitable digest for free distribution to acquaint motor and other vehicle owners and the public generally with the provisions of the traffic laws of the state.

May 27

May 27

184 Subdivision developers - registration of. The act amends the present law on the registration of developers to provide that a certificate issued to a developer shall entitle all sales agents and employees of such developer to act in the capacity of a developer as agent for such developer.

May 17

May 17

189 Agriculture - commission merchants, dealers, and brokers. Changes the date from the first day of August to "on or before the first day of July, or before the day of commencing operations, whichever is later" that a licensee must renew his annual license. Removes from the bond provisions the word "grown" so that a bond executed by a dealer or broker shall be to the state in favor of any producer or dealer of farm products within the state, and not necessarily of products grown within the state. Also the word "grown" is omitted from the provision that "any producer or dealer of farm products within the state" claiming to be injured by any dealer may bring action to collect on said bond.

April 30

April 30

193 Livestock - brand inspection tax. Increases from not to exceed 10¢ to not to exceed 15¢ per head the brand inspection tax on livestock within the state, but if, prior to inspection, application is made to the state board of stock inspection commissioners in writing for a waiver of the inspection fee, and the board is satisfied that the livestock will be moved from pasture to another feeding ground for a purpose other than slaughter, sale, change of ownership, or removal from the state, for grazing purposes by the legal owner, who also owns or controls by long-term lease both a ranch or farm in Colorado and in an adjoining state, and the owner guarantees that the livestock will be returned to the Colorado ranch for sale, the board may waive the inspection fee.

Other amendments are made to conform the increase in the inspection fee in other sections of the law; to change the term "livestock sales rings" to "public livestock markets" in

No.                      Subject

193 cont. conformity with S.B. No. 254; and to provide that the inspection tax shall be withheld from the consignor's proceeds of sale by the market operator rather than be paid directly by the consignor.

May 7

May 7

194 Motor vehicles - abandonment. Amends and re-enacts statutes on parking and abandonment of vehicles, by providing that no person shall abandon a vehicle upon private property other than his own without the consent of the owner, and if so left on such property for more than 72 hours, shall be considered abandoned; or if left 24 hours or more on a highway right-of-way outside the limits of an incorporated town or city, shall be presumed abandoned unless the owner conspicuously posts his intention to return and so notifies the police; if left unattended within the limits of a city or town, a vehicle shall be considered abandoned in accordance with limitations prescribed by local ordinances. Provides for the notification of abandonment of any vehicle to law enforcement officers and authorizes such officers to remove any such vehicle without being liable for damages caused by such removal. Provides for removal of any abandoned vehicle to certain garages, for the appraisal of such vehicles; for period for reclaim by the owner; for a report to be made to the Colorado state patrol of such removal; for notification by the patrol of the owner of record or lienholder; and if such owner or lienholder fails to reclaim the vehicle, for its sale at public or private sale. Provision is made for the disposition of moneys from such sales and for transfer and purge of titles of abandoned vehicles.

May 27

May 27

196 State funds deposited with state treasurer. Provides that the state controller shall prescribe the time, other than daily, when any department or officer receiving state moneys, whose office is in the city and county of Denver, shall deposit such moneys with the state treasurer.

May 17

May 17

205 Appropriation - supplemental - department of institutions, division of parole. For personal services - \$4,304.

April 23

April 23

209 Colorado state fair - tax levy on foreign obligations, repeal. Repeals statutes providing that there shall be levied, for the operation of the Colorado state fair, a tax on certain foreign bonds, notes, debentures, and other written or printed obligations issued without the state; and repeals other provisions of law pertaining to said tax.

April 26

April 26

Senate Bills

- | <u>No.</u> | <u>Subject</u>   |        |        |
|------------|--|--------|--------|
| 210        | <u>Medical practice - so-called "Good Samaritan Act"</u> . Provides that any licensed doctor of medicine, osteopathy, or dentistry, or any licensed nurse, whether licensed in this or any other state, who in good faith volunteers his services in time of emergencies shall not be liable for acts or omissions in the performance of such emergency care, if such care is not administered with a wanton or reckless disregard of the injured party's rights and safety.   | May 17 | May 17 |
| 214        | <u>Shooting from a public road or highway</u> . Amends the crimes and punishments statutes concerning offenses relating to public health and safety to provide that any person, except a duly authorized law enforcement agent acting in the line of duty, who discharges any firearm or releases an arrow from, upon, or across a public road or highway in this state is guilty of a misdemeanor.  | May 17 | May 17 |
| 215        | <u>Game, fish, and parks - open season for migratory game birds</u> . To conform to federal law, provides that the open season for all migratory game birds in Colorado shall be the same as that now or hereafter fixed by the U. S. department of the interior, fish and wildlife service, under rulings made by the secretary of the interior. Prior statute designated the U. S. secretary of agriculture as designating such open seasons.  | May 17 | May 17 |
| 216        | <u>State banks - investments in stock of trust company</u> . Provides that a state bank may invest an amount not exceeding 10% of its capital and surplus in stock of a corporation exclusively engaged in trust business and incorporated as a trust company under the banking laws, but every such investment shall be subject to prior approval of the banking board. Removes from the statutes the provisions that such banks may invest such an amount in a corporation owned entirely by a bank or banks or in a trust company maintaining its offices on the premises used by such bank, or by another bank also owning part of its capital stock, or adjacent to the premises of any bank owning part or all of its stock. | June 3 | June 3 |
| 220        | <u>Game, fish, and parks - definitions - rules of construction</u> . Repeals and re-enacts the present definition section of the game, fish, and parks statutes by setting forth numerous new definitions and providing certain rules of construction that are to be applied to chapter 62, C.R.S. 1963, pertaining to   |        |        |



No.                      Subject

220    game, fish, and parks, and regulations made pursuant thereto.  
cont. New definitions include such terms as "game management unit",  
"big game", "game bird", "bag limit", "possession limit",  
"chumming", "sell", "transport", "possession", "trap", "tag"  
or "tagged", "carcass", "small game", etc.

May 28

May 28

224    Appropriation - Del Norte fire protection district. Appropriates  
\$2,103.98 out of moneys transferred to firemen's pension funds  
on April 30, 1965, to the Del Norte fire protection district as  
full payment of the state's contribution to the firemen's pen-  
sion fund of said district for the year 1964.

April 23

April 23

228    City of Central - ordinance codes by reference. Amends the  
charter of the city of Central adopted in 1864, to authorize  
the city council thereof to make, adopt, and publish ordinance  
codes by reference, in the same manner as other municipalities  
of the state pursuant to law, and as may be necessary for the  
execution of the powers specified in said charter. Also makes  
certain clarifications as to the publishing of ordinances not  
adopted by reference.

May 28

May 28

229    Division of public works - creation. Provides for the creation  
in the executive department of a division of public works, by the  
repeal and re-enactment of the statutes creating the division  
of planning, which is abolished. The new division shall consist  
of a director, who shall be the executive officer and respon-  
sible to the governor, and such other personnel as the governor  
and director deem necessary. The governor shall appoint the  
director and officers and employees subject to state civil ser-  
vice. The director, with the governor's approval, may adopt  
rules and regulations for the operation of the division, may  
contract for such services as required, and create subdivisions  
within the division to perform such functions as may be assigned  
thereto.

"Principal representative" is defined as meaning the gov-  
erning board of a state department, institution, or agency; or  
if there is no governing board, then the executive head as  
designated by the governor or general assembly.

The powers and duties of the division are outlined, mainly,  
viz: to provide technical assistance in the preliminary plan of  
a capital construction project; to maintain an approved list of  
qualified architects, engineers, and consultants from which the  
principal representative shall make selections; to develop  
standards of construction; to be responsible for bid procedures;

No.

Subject

229 cont. to maintain approved lists of qualified contractors to bid on construction projects; to inspect construction projects; to maintain an inventory of all real property and improvements thereon owned or held in trust by the state; and to develop a construction procedure manual.

The act provides that all buildings, public works, and improvements for state purposes, except public roads and highways, and game, fish, and parks projects, shall be constructed in conformity with a construction procedure for public works prepared by the division and approved by the governor. The division shall also determine if structures are being maintained properly. With the approval of the governor, the division is empowered to receive and expend all grants, gifts, and bequests, including federal funds. It shall, with the approval of the governor, control, manage, and supervise all buildings and grounds in the capitol buildings group.

The act provides for the transfer of all officers and employees of the division of planning who are required to perform the duties of the new division, and for the transfer of all funds and property to be used in connection with the duties and functions transferred to the new division.

June 3

July 1

230 Children - venue in dependency cases. Makes certain technical changes in regard to the filing of petition in dependency with a district or juvenile court, which may be filed by any officer of such courts, or by any person having knowledge of a child present in or a resident of ANY county who appears to be a dependent or neglected child. Former law provides that child had to be a resident of the county of the person filing the petition. Further provides that when a petition is filed in the county where such child is present and the child's residence is in another county, the court, on its own motion or on motion of any interested person, may order the case transferred to the county of the child's residence, if such transfer does not interfere with the best interests of the child. Provides for procedure of court in making such transfer; and, if such transfer is not made, for publication, if necessary, in the county of the child's residence in lieu of the county where court is situated.

May 17

May 17

231 Radiation control. Defines "radioactive material" and "ionizing radiation". Authorizes the governor to enter into agreements with the federal government providing for the assumption by Colorado, through the state department of public health, and the discontinuance by the federal government, of any and all responsibilities relating to the protection of persons and

No.

Subject

231 cont. property from the hazards of the above defined terms. Agreements may also be entered into by the governor with the federal government, other states, or interstate agencies whereby the department shall perform, on a cooperative basis, inspections or other functions relating to the sources of ionizing radiation.

The department is designated the radiation control agency of the state. It shall issue licenses pertaining to radioactive materials and require registration of other sources of ionizing radiation. The duties and functions of the department are specified in the act with respect to such radiation control and the board shall promulgate rules and regulations modeled after, and neither more or less stringent, than those proposed by the Council of State Governments of Chicago, Illinois, in a publication dated October, 1964.

The governor shall appoint a radiation advisory committee of 9 members, no more than 4 of whom shall represent any one political party, and 3 of whom shall represent industry, 3 the healing arts, and 3 the public and private institutions of higher learning. Said committee shall furnish the department technical advice on matters relating to the radiation control program.

The department is given injunctive powers to enforce the act and the rules and regulations issued thereunder. Certain prohibited acts are, if committed, designated misdemeanors and penalties provided. Certain exemptions, such as sound and radio waves, are specifically exempted from the provisions of parts of the act.

April 23

April 23

232 Family planning and birth control. Authorizes the governing body of each county and each city and county or any health department thereof to provide and pay for family planning and birth control services to every parent receiving public assistance and to every parent or married person who might have an interest in such services; provided, that no such governing body or department is required to seek out such persons. Such services shall include interviews; literature; referral to a physician for consultation, examination, tests, medical treatment, and prescription; distribution of rhythm charts, drugs, medical preparations, contraceptive devices, and similar products. A fee to cover all or any portion of the costs of such services may be charged to the recipients. No person shall be required to accept such services and shall be so advised orally and in writing, nor shall the refusal of such services affect any person's right to public assistance or other public benefit. No employee of any county or city and county shall be required to offer such services where contrary to his personal religious beliefs, nor shall the refusal to offer such be grounds for disciplinary action, dismissal, transfer, or suspension or for any loss in pay or other benefits.

April 19

April 19

Senate Bills

No.

Subject

234 Brake fluid. Enacts new law regulating the sale in this state of brake fluids, and provides for the approval of brake fluids by the state inspector of oils prior to such sale. Prohibits sale of brake fluids which do not meet the minimum specifications established by the inspector of oils, which specifications shall be not less stringent than those of the Society of Automotive Engineers, approved in May, 1963. Requires any district attorney to prosecute or bring an injunctive action against any seller of brake fluid not in conformity with such specifications and who shall continue to offer the same for sale after notice from the inspector of oils to discontinue the sale thereof. Provides that any person violating the act shall be guilty of a misdemeanor and provides penalties.

May 27

May 27

235 Veterans. Provides that the percentage compensation to guardians shall not be allowed on assets received from a prior guardian or received from liquidation of loans or other investments. If 5% of the income is less than \$25, the compensation of the guardian shall be \$25 if the personal property in the estate is \$1,500 or less, or \$50 if the personal property is more than \$1,500. In cases of extra services performed by the guardian, the court may allow reasonable additional compensation.

May 28

May 28

236 Appropriation - Fremont County. For costs incurred in criminal cases involving inmates of the state penitentiary - \$6,782.02.

April 23

April 23

237 Livestock - brand inspection exemptions. Provides that the move of livestock for more than 75 miles, thereby requiring brand inspection, shall be determined by the nearest passable road route. Adds provision that horses transported by the owner or his agent within the state to or from any horse show or gymkhana for the purpose of competing thereat, shall be exempt from brand inspection.

May 17

May 17

238 Towns - abandonment. Provides that if there is no resident owner of land within a town, then said town may be declared abandoned upon petition of any owner of land in said town to the district court.

May 3

May 3

239 Pre-need funeral contracts. Amends definition of "contract" to include any security convertible into a pre-need contract, agreement, or mutual understanding. Redefines such pre-need

No.

Subject

239 "contracts" to include those whereby it is agreed that on the  
cont. death of a specified person, a final resting place, personal  
property, or services shall be provided, delivered, or per-  
formed in connection with the preparation or cremation of such  
person's body, or in connection with the interment, entombment,  
or other disposition of the remains, or in connection with the  
memorializing or marking of the decedent, his remains, or the  
final resting place of the decedent. The term "contract" shall  
not include a life insurance policy or a sale by the owner of a  
cemetery lot, plot, or grave space, or niche or crypt, if the  
purchaser, upon full payment therefor, acquires a conveyance of  
and a vested interest in an existing, specific, and identifi-  
able lot, plot, grave space, niche, or crypt. Transfers the  
administration and enforcement of the law from the state bank  
commissioner to the commissioner of insurance. Requires that  
not less than 85% (formerly 100%) of all funds received by the  
contract seller shall be placed in trust, and that the trustee  
not disburse any of the income and appreciation of trust funds  
until the value of all such trust funds shall exceed the total  
of all funds paid by the contract buyers. Increases license  
application fees of contract sellers from \$10 to \$50, and the  
annual report fees from \$2 to \$10. Also increases agents'  
license fees from \$2 to \$10. Authorizes the commissioner to  
require a written examination of all applicants for agents'  
licenses, concerning their knowledge of the industry and the  
laws on pre-need contracts. Increases annual inspection fees  
according to a schedule based on trust fund deposits. Amends  
requirements for contents of contracts, including requirements  
that if any person other than the contract seller shall perform  
services at a future time, the seller shall furnish the contract  
buyer a copy of the seller's contract with such other person;  
that no contract shall limit the right of the next of kin or  
personal representative to make his own selection of a person to  
provide such goods and services; that, except in case of default  
or cancellation, a contract buyer or his next of kin or legal  
representative may obtain either the performance of the contract  
or, at his option, the payment of the full amounts paid by the  
buyer; that in the event of default or cancellation, no contract  
or promissory note executed therewith shall provide that the  
seller may retain, as liquidated damages, more than the amount  
paid in by the buyer or 15% of the contract price, whichever is  
less; and that every such contract contain the words "NOT INSUR-  
ANCE" on the face thereof. Authorizes the commissioner to bring  
injunctive action against any person violating the pre-need con-  
tract laws. Provides that the rule against perpetuities shall  
not apply to any trust containing pre-need contract funds.

May 28

May 28

240

Crimes relating to the "Uniform Commercial Code". Enacts criminal  
sanctions for violations of certain provisions of the "Uniform

Senate Bills

No.

Subject

240 cont. Commercial Code" enacted by S.B. No. 104, including failure to pay over proceeds of assigned accounts, swearing to false or incomplete statements of creditors in bulk sales, transferring or encumbering secured personal property unless notice is then given of the prior encumbrance and security interest, concealment or removal of secured property without consent of secured creditor, failure to pay over proceeds of sale or transfer of secured personal property retained in possession of debtor, issuance of false or fraudulent warehouse receipt, issuance of a duplicate warehouse receipt without so marking it a duplicate, issuance of warehouse receipt for goods owned wholly or partially by warehouseman without stating such ownership, delivery of goods subject to a negotiable warehouse receipt without obtaining possession of such receipt, and negotiating a warehouse receipt for goods for which one has no title or goods subject to security interest without disclosing lack of title or the existence of such security interest, and provides penalties therefor. Such sanctions replace similar sections of law repealed by said S.B. No. 104.

May 17

July 1, 1966

241 Vocational education. Makes full acceptance and assent to acts of Congress relating to vocational education programs, and designates state board for vocational education as the state agency for the administration of funds appropriated by the Congress for such programs. Increases state board from five to seven members, consisting of one agricultural producer, one homemaker, one distributor, one member representing business and office practices, one representing trades and industries, one representing labor organizations, and one representing employer organizations, which members shall be appointed by the governor for six year terms of office. Provides that approval of state vocational education plans shall be made by the U. S. office of education. Authorizes the state board, and any school district, public education institution, or approved local educational agency to implement such plans by appropriate contract. Authorizes state board to establish minimum qualifications for teachers of vocational and technical subjects and to issue credentials therefor. Authorizes the employment of a director of vocational education, who shall be the executive secretary of the state board. Creates an advisory council to be appointed by the state board and outlines the duties thereof, but the act does not provide for the number of members of such advisory council nor the terms of office thereof. Provides that the safety clause of the act shall take effect on its passage.

June 9

July 1

242 Counties - revenue bonds for airports. Authorizes any county, without election of the electors thereof, to acquire, improve,

No.

Subject

242 cont. and extend airport facilities and to acquire lands, easements, and rights in land in connection therewith; to accept loans or grants, or both, from the United States for work preliminary to the construction of an airport and for the actual construction thereof; to establish and collect user fees, rentals, and charges for the use of any airport or facilities thereof; to issue revenue bonds to finance in whole or in part the costs of acquisition, construction, improvement, or extension thereof; to pledge all or any part of the gross revenues for the payment of such bonds; and to enter into contracts and agreements in connection with such airports and facilities. Provides for the procedures for the authorization and issuance of such bonds by the board of county commissioners, for such bonds to bear interest not over 5%, for the bonds to be payable serially in annual installments beginning not later than 2 years nor more than 40 years after the date thereof, and for the sale thereof to the federal or state governments or any agencies thereof at private sale, or to any other purchaser at public sale. Authorizes the maintenance of a sinking fund for the payment of such bonds. Prohibits the pledging of the general income of the county for the payment of such bonds, and provides that such bonds shall not be an indebtedness of the county. Provides for tax exemption of such bonds except as to inheritance, estate, and transfer taxes. Provides for the rights of holders of such bonds, including the right to compel the county and its governing body to perform all duties and obligations according to law and bond provisions. Powers conferred by this act shall be supplemental to those conferred by any other law. Authorizes the refunding of such bonds in the manner provided by law for refunding other bonds. Resolutions authorizing bonds may provide that bonds may recite that they are issued under the authority of this act, which recital shall impart full compliance with the provisions of this act. Such bonds shall then be incontestable after their delivery for value.

April 22

April 22

249 Promotion and marketing of beef. The general assembly declares that the purpose of the act is that, in the public interest, owners of cattle be authorized and encouraged, in cooperation with other interested persons and organizations, to increase the promotion, sale, and distribution of cattle and beef products, and to provide for a promotion program for the cattle industry.

The Colorado beef board is created, to be appointed by the governor upon certain recommendations, and to consist of 2 persons who raise beef or grow cattle or calves for beef production; 2 persons engaged in the business of feeding cattle and operating a feed lot; 2 persons engaged in the processing, slaughtering, handling, or marketing of beef; 1 person engaged in the production on a dairy farm of fluid milk and the selling of dairy cattle for beef; and 1 person engaged in the processing

No.

Subject

249 and distribution of beef and beef products. The act also re-  
cont. quires other qualifications of the members of the board, covers  
the terms of office of members, vacancies on the board, expenses  
of members, and meetings.

The duties and powers of the board are mainly: to conduct or contract for scientific research and developing the commercial value of beef and beef products; to disseminate information showing the uses of such products; to study state and federal legislation with respect to tariffs, duties, reciprocal trade agreements, import quotas, and other matters concerning the beef industry; to borrow limited amounts of money; to make grants to research agencies for financing studies; to cooperate with the federal government in any program deemed beneficial to beef interests. The board is authorized to accept grants, donations, contributions, or gifts from any source; and to promulgate rules and regulations to administer act.

To finance the administration of the act the state board of stock inspection commissioners shall collect not in excess of 5¢ per head on cattle and calves as a part of the brand inspection, except on certain cattle being moved for grazing purposes. 3% of the fees collected is allowed for administration and a collection procedure is set up in the act; but any person who has paid such fee may, within ten days after payment, ask for a refund, and shall promptly be refunded any moneys so paid after complying with certain requirements.

April 23

April 23

- 252 Soil conservation and soil erosion. Provides that the provisions of the present law contained in section 128-3-3, C.R.S. 1963, shall not apply to any land of less than one acre. Said section 128-3-3 provides that the board of county commissioners may give notice to any landowner that certain treatment of his land is required to be done to prevent soil from blowing thereon. If such treatment is not completed by the date contained in the board's order, or if the owner advises the board that he does not intend to or cannot accomplish the work so ordered to be done, the board shall certify to the state department of agriculture such order and noncompliance therewith.
- 253 Boilers. Amends and re-enacts the law on boilers, their inspection, maintenance, construction, and installation. Provides that the industrial commission shall appoint a director of the boiler inspection division, which division is created by the act, and such other inspectors required to administer the act, all subject to state civil service. The director shall keep a complete record of the names of owners or users of all boilers inspected, and report to the commission the cause of any boiler explosion in the state. The inspectors shall inspect, at least once each year and other times as deemed necessary, every boiler used or proposed to be used in the state for steaming,



No.

Subject

253 cont. hot-water heating purposes, or hot-water supply except the following: boilers in private residences or in apartment houses having less than 6 family units; in cities and towns where the construction code is comparable to that of the state; service water and domestic water heaters; boilers used by the federal government; locomotive boilers subject to federal inspection; and industrial boilers inspected by special inspectors. If a boiler does not conform to the American Society of Mechanical Engineers Construction Code (which is also adopted as the Colorado Boiler Construction Code) it shall be condemned and not used until repairs are made or it is replaced.

Owners are required to report to the division newly installed or relocated boilers. The act provides penalties for violations; establishes a schedule of inspection fees for different types of boilers; provides for special inspectors, to be commissioned by the industrial commission on the request of any company authorized to insure against loss from explosions, to inspect boilers insured by their respective companies; and provides for detailed standards and specifications to be complied with in installing new boilers, or in maintaining installed boilers, too numerous and technical to digest.

June 4

June 4

254 Public livestock markets. Changes name of "livestock sales ring" to "public livestock market". Provides technical amendments to requirements for licenses to operate public livestock markets. Increases bond requirements from \$10,000 to not less than \$25,000, the amount to be determined on the basis of the dollar volume of business of the market, and requires that the bond also be conditioned on payment by the licensee of all brand and sanitary inspection fees due the state. In conformity with S.B. No. 193, provides for increase of brand inspection fees from 10¢ to 15¢, to be withheld from consignor's proceeds of sale by the market operator. Adds provision for a hearing concerning the issuance or denial of a public livestock market license held by at least 3 members of the board of stock inspection commissioners, one of whom shall be the brand commissioner, and provides additional standards for the issuance or denial of such a license.

May 7

May 7

256 School of mines. Authorizes the board of trustees of the Colorado school of mines to lease for not over 80 years real or personal property, or both, to any federal or state agency, or to any public or private person or entity for certain specified purposes; provided, that the same shall not be used in any discriminatory manner. Ratifies and validates prior actions of trustees in this respect. Authorizes bonded indebtedness to finance research and development facilities, and provides for

No.

Subject

256 cont. the repayment thereof. Also authorizes said board of trustees to lease grounds to private persons and corporations for construction of buildings and facilities for specified purposes, and to rent, maintain, operate, and purchase the same from such persons and corporations. Provides that nothing in this act shall create any debt or obligation on the state, shall affect the tax liability of any person not otherwise qualified by law for tax exemption, or authorize the leasing of any lands to fraternities, sororities, or other social organizations. Authorizes the sale of certain described lands in Jefferson County, the proceeds of which shall be placed to the credit of the Colorado school of mines land acquisition fund.

May 27

May 27

257 Colorado civil rights commission. Changes name of Colorado antidiscrimination commission to Colorado civil rights commission.

May 6

May 6

258 Motor vehicle carriers - trash haulers. Amends the definition of "motor vehicle carrier" to include every hauler of ashes, trash, waste, rubbish, and garbage serving the public. Requires such haulers to obtain certificates of convenience and necessity from the public utilities commission before operating any motor vehicle for such purposes.

May 6

May 6

259 State department of public welfare - hearing officer. Adds "aid to the needy disabled" to the statutory list of programs administered by the department. Provides for the appointment by the director of the department from the staff of the department of a hearing officer to conduct hearings pursuant to "The Administrative Code of 1941", as amended.

May 17

May 17

260 Appropriation - Pueblo county. For costs incurred in criminal cases involving inmates at the honor farm of the state penitentiary - \$2,269.58; and for expenses involving escapes of convicts from said honor farm - \$2,192.02.

May 7

May 7

261 Unemployment compensation. Makes many changes in the unemployment compensation act. Among the more important changes are the following: changes exemptions from the act to exclude employees of any church or nonprofit organization when the compensated employment does not exceed 12 hours in any calendar week (formerly 7 consecutive days). Redefines "base period"

No.

Subject

261 cont. to add, as an alternative, the first four of the last five completed quarters immediately prior to the first day of the individual's benefit year, and provides that the commission shall designate which alternative shall be applicable to any claim. Adds provision that part-time employment wage credits may not be used in computing benefits while the claimant is still employed on a part-time basis.

Amends eligibility conditions to provide that decisions of the department of employment as to ability of claimant to work, his availability for work, and his search for work may be appealed by the claimant or the employer within 11 days after the decision is rendered. Provides that no person shall be deemed available for work if he moves to an area with no reasonable expectation of finding suitable employment. Provides that the department in determining if a claimant is actively seeking work shall consider the customary methods of obtaining work in his usual occupation or that for which he is qualified. Provides that no benefits shall be paid for unemployment during a period of disciplinary suspension.

Full award changes: Where employee quits work for health reasons, a medical statement need be furnished only when requested by the employer. In case of injury or sudden illness, notice of health condition may be given after quitting. If the better job accepted terminates within the 90-day period because of unknown or uncontrolled conditions, the 90-day requirement shall not apply. Adds provision for full award for involuntary retirement because of company policy or the volition of the employer.

50% award changes: Allows 50% award also for employee quitting because of violation of company rule.

No award changes: Disqualifies persons quitting because of dissatisfaction with pay, hours, or working conditions generally prevailing in the occupation, and those quitting to marry. Provides no disqualification for lack of transportation where new job site is less accessible or more distant. Disqualifies for seeking other but not better job, and for failure to return from authorized vacation except under lawful conditions. Provides disqualification for quitting for personal reasons not otherwise recognized by law.

Special award changes: Allows such award also to persons having at least 13 weeks employment outside Colorado but under an unemployment insurance law, or combination of such employment outside Colorado and employment in Colorado for at least 13 weeks. Includes persons separated from employment to engage in self-employment, and persons separated under conditions reflecting withdrawal from active attachment to the labor force.

No.

Subject

261 cont. Amends provision for reduction in benefits because of eligibility for social security (OASI) to allow benefits to persons under age 65 who have not applied for OASI. Changes fine for an employer's not furnishing contribution reports from \$25 to \$5 plus \$1 for each day's delinquency. Deletes provision for 52-week denial of benefits for furnishing false or incomplete statements, and substitutes provision for indefinite denial of benefits until the person makes himself available to the court for trial. Repeals 4-year limitation on collection of contributions of employers.

May 18

July 1

262 Inheritance and succession tax - insurance proceeds. Amends 138-3-9 (1), C.R.S. 1963, to provide that the proceeds of insurance policies on the life of a decedent paid or payable by the insurer to his estate shall be taxable, or where a written document requires debts of the decedent or claims against his estate to be paid from the proceeds, they shall be taxable only to the extent that said debts and claims exceed the value of the decedent's other property which is subject to payment of such debts and claims. Prior law provided that such proceeds payable by the insurer in such manner as to be subject to the claims against the decedent's estates, or to be distributed as a part thereof, were taxable.

Subsection (2) of said section 138-3-9 is amended by this act to provide that the exemption of \$75,000 shall not apply to the portion of the proceeds of policies taxable under subsection (1) digested above.

May 28

May 28

263 Highways - relocation of utility facilities. The purpose of this act is to allow the state to more fully avail itself of the benefits of federal funds under the "Federal-aid Road Act" approved July 11, 1916, and amendments or supplements thereto.

The state highway commission is given the following additional powers: to make reasonable regulations for the installation, construction, maintenance, repair, and relocation of certain specified utility facilities of any governmental subdivision of the state, or of an abutting landowner, in, on, along, over, across, through, or under any project on the federal-aid primary and secondary system or on the interstate system, or extensions thereof within urban areas. If the commission determines that any such utility facilities should be relocated, the subdivision or landowner shall relocate the same in accordance with the order of the commission, with the right of said subdivision or landowner to continue to maintain and operate the same, and the cost

Senate Bills

No.                      Subject

263    thereof to be paid from the state highway fund or the state  
cont. highway supplementary fund, to be considered a cost of highway  
construction.

May 27

May 27

269    Workmen's compensation - benefits. Redefines the terms "acci-  
dent", "injury", and "injuries".

The act increases benefits under the workmen's compensation  
act as follows:

Medical, surgical, hospital, and supplies - from \$2,500 to \$3,500  
(former law provided that \$2,500 could be increased by \$1,000 if  
such additional benefits would materially improve condition of  
employee).

Weekly death benefits - maximum, from \$43.75 to \$49; minimum,  
from \$10 to \$11.50; maximum, in cases where there are wholly  
dependent children - from \$54.25 to \$59.50.

Aggregate maximum death from injury benefits if there are wholly  
dependent persons at time of death - from \$13,693.75 to \$15,337;  
if said dependents are wholly dependent children - from \$16,980.25  
to \$18,623.50.

Temporary disability of more than 7 days duration - maximum, from  
\$43.75 to \$49; minimum, from \$10 to \$11.50.

Temporary partial disability, in case of injury resulting in -  
maximum, from \$43.75 to \$49; maximum aggregate - from \$5,600.88  
to \$6,370.00.

Aggregate maximum permanent partial disability - from \$11,376  
to \$12,740.

Aggregate maximum permanent and total disability - from \$13,650  
to \$15,288.

The act further provides that if the period of disability  
lasts longer than three weeks (formerly 6), disability indemnity  
shall be recoverable from the day the injured employee leaves  
work; and if the provisions of the federal OASI act be amended  
to provide for a reduction of a person's disability benefits  
payable under workmen's compensation, then the reduction of such  
compensation benefits shall be decreased by an amount equal to  
such federal reduction.

Act repeals the safety devices and methods functions of the  
industrial commission by the repeal of art. 17, ch. 81, C.R.S.  
1963.

May 6

May 6

Senate Bills

No.

Subject

270 Occupational disease. Increases benefits for occupational disease to the same amounts provided for workmen's compensation in section 81-12-4, C.R.S. 1963, and in S.B. No. 269, digested above. Also permits the same lump sum compensation therefor as for workmen's compensation.

May 6

May 6

271 Medical disaster insurance fund. Establishes additional medical benefits in excess of the \$3,500 maximum provided by S.B. Nos. 269 and 270 digested above. The additional benefits, not to exceed \$35,000 in any one case, shall be available only where a medical commission and the industrial commission find that such will effect the recovery, alleviate pain, or reduce the disability of employees entitled to disability benefits. The medical disaster insurance fund shall be administered by the industrial commission, and shall be funded by a tax of 0.5% on premiums of insurers, including the state compensation insurance fund and self-insurers, insuring employers in this state against liability for personal injury or death of employees under workmen's compensation or occupational disease, or both. The tax shall be abated when the balance of such fund exceeds \$500,000. The maximum of \$35,000 shall be reduced by the value of money expended or services or devices furnished by the employer or his insurer.

Provides that no employer or insurer shall receive credit for any reduction of disability accomplished by expenditures from such fund, unless: (1) the claimant refused medical services necessary to reduce his disability, (2) the claimant had reached maximum improvement prior to application for benefits from such fund, (3) the employer paid weekly benefits or wages based upon permanent disability, or (4) the claimant failed to file a disability claim within two years after the date of the accident or manifestation of the disease.

May 6

May 6

272 Tax on insurance premiums. Amends section 72-1-14 (1) (c), C.R.S. 1963, to permit the levy and collection of a tax on workmen's compensation and occupational disease insurance premiums as provided in S.B. No. 271, digested above.

May 6

May 6

273 State employees and officials - health insurance plan - appropriation. Provides for a state-administered health insurance plan to cover specified state employees, officials, and annuitants, and administered by a board of administration consisting

No.

Subject

273 cont. of the state controller, as chairman, the attorney general, the commissioner of insurance, the manager of the state compensation insurance fund, the director of personnel of the state civil service commission, and two elected members representing the state civil service employees. The board shall prepare specifications for the plan to include basic hospital and medical care benefits and major medical benefits, as defined in the act, and comparable benefits for persons relying on spiritual means for healing, and shall submit the same to qualified carriers who desire to bid on underwriting the plan. The board shall select a qualified statewide indemnity health insurance carrier and a statewide hospital service and medical service plan which provide such hospital and medical benefits. The board may also approve for selection by eligible persons such other hospital or medical service plans, statewide or not, offered by nonprofit corporations.

Provides for the board to enter into contract with the carrier or carriers selected for such plan commencing on January 1, 1966, and extending either 12 or 24 months. Also provides for the contract terms, premiums thereon, claims thereunder, changes in terms or premiums, and changes in carriers.

Any eligible employee or official shall be included in the plan unless within 30 days after its effective date he elects not to become enrolled. Eligible employees entering state service after such effective date may become enrolled by acceptance of such service. Eligible officials elected or appointed after such date may elect to be enrolled within 30 days after taking office. Persons who retired while state employees and receive a retirement allowance to which the state contributed or a family member surviving an annuitant or deceased employee shall be eligible to enroll as an annuitant, but the benefits to annuitants may be limited by the board. Dependents of enrollees may be covered by the plan. If any eligible person does not elect to enroll or to have any dependent covered by the plan, he or any dependent, or both, shall not be eligible for coverage for at least 12 months.

Provides that the state shall pay \$5 per month per employee and official enrolled, and for each annuitant in state service 20 years or more prior to retirement. For annuitants in state service less than 20 years, the state contribution shall be 5% of such sum per year of service prior to retirement. Provides for payroll and annuity payment deductions for enrollees' monthly contributions. Establishes health insurance reserve fund, administered by the state treasurer, into which shall be paid all contributions and all dividend payments from carriers, and from which shall be paid premiums to any carrier and the state's cost of administering the plan, not to exceed \$3 per year per enrollee.

Appropriates \$17,000 to division of accounts and control for

No.                      Subject

273    administration costs, and \$287,700 to the state controller for  
cont. payment of state contributions to the plan.

May 17

May 17

275    Marking and registration of personal property by owners. Pro-  
vides for the registration with the secretary of state of names,  
marks, or devices used to indicate ownership of garments, towels,  
table linens, and the like, intended for reuse in the course of  
trade of the owner thereof, which registration shall be a public  
record. A certificate of registration shall be issued by the  
secretary of state to the owner of such name, mark, or device,  
which certificate shall be assignable upon transfer of record,  
and such certificate shall be admissible in evidence as prima  
facie evidence of the ownership of such articles and supplies  
containing such name, mark, or device. Provides for the cancel-  
lation of certificates upon request of the owner or assignee or  
upon order of court. Provides that the payment of any deposit  
upon any such articles or supplies shall not be deemed a sale  
thereof. Prohibits the purchase, sale, destruction, or other  
disposition of articles or supplies marked with a name, mark,  
or device, or the refusal to return the same, or to obliterate  
or change any name, mark, or device, with intent to defraud, and  
provides that any violation shall be a misdemeanor and provides  
penalties.

May 28

May 28

276    Funeral directors and embalmers. Increases the state board  
from five to seven members, the two additional members to be  
duly ordained or officially designated clergymen of a church,  
engaged as such on a full time basis. Prohibits the making of  
funeral arrangements by any licensed funeral director or em-  
balmer without his furnishing to the person making such arrange-  
ments an itemized list of services and merchandise to be pro-  
vided, together with the prices for each such service and article  
of merchandise, and prohibits discrimination on the basis of  
race, creed, color, or national origin. Clarifies law on em-  
balming to provide that where embalming is performed, it shall  
be performed by a licensed embalmer or by an apprentice super-  
vised by a licensed embalmer.

June 7

July 1

279    Game, fish, and parks - expenses of game wardens. Authorizes  
reimbursement for maintenance and ordinary expenses of chief  
warden, assistant chief wardens, area supervisors, and wildlife  
conservation officers, not to exceed \$50 per month.

May 27

May 27

281    Cemeteries - licensing and regulation - appropriation. Estab-  
lishes state cemetery board of five members appointed for  
three year terms of office by the governor, including at least



No.Subject

281 one each from the four congressional districts. Three members  
cont. shall have been engaged in the administration of a cemetery in  
the state at least 5 years, one member shall be a full time  
clergyman, and one member shall have never been associated with  
the ownership or administration of a cemetery. Requires the  
annual licensing of cemetery authorities of endowment care  
cemeteries in this state, a separate license being required for  
each endowment care cemetery. Provides for applications there-  
for and the contents of such applications, and provides for  
annual license fees of \$50 plus 15¢ for each interment in the  
cemetery during the previous year ending October 31. Provides  
for the suspension, revocation, and reinstatement of licenses  
following violations of this act.

Requires establishment of an endowment care fund for each  
endowment care cemetery in any bank or trust company having  
fiduciary powers, and requires the deposit of moneys in such  
fund under one of three specified plans: Plan A: at least 15%  
of sales price of any grave space and at least 10% of such price  
of any crypt or niche, within 30 days after completed sale;  
Plan B: at least 15% of the payments received on sales contracts  
for any grave space, and at least 10% on the same for a niche or  
crypt, within 30 days after end of the fiscal year in which re-  
ceived; or Plan C (applicable only to sale of a niche or crypt  
in a mausoleum): at least 10% of the sales price of any niche  
or crypt, within 13 months after completed sale, or if sale not  
completed within 24 months after first payment, then within one  
month after the end of the fiscal year in which sale is complete.  
Requires initial deposit in such fund by the cemetery authority  
of any endowment care cemetery, whether now or later established,  
of not less than \$10,000 nor more than \$25,000, depending on  
the population within 20 miles of the cemetery. Requires de-  
posit of all charges for future care of grave markers or memo-  
rials. Prohibits any discrimination on the basis of race, color,  
national origin or ancestry in any cemetery. Requires annual  
reports on endowment funds, including receipts, investments,  
number of interments, and other information relative to the con-  
dition of the fund. Requires examination by a certified public  
or registered accountant representing the board not more than  
once per year but at least once every three years, and provides  
fees therefor. Authorizes nonendowment section in endowment  
care cemeteries where the cemetery authority maintains and  
donates grave spaces for indigent deceased persons.

Requires any cemetery established after the date of this  
act within 20 miles of a city with a population of 5,000 or  
more to be organized as an endowment care cemetery. Requires  
any cemetery licensed under this act to be surveyed and platted  
into blocks, lots, avenues, and walks, and the plat thereof  
filed with the clerk and recorder of the county in which located.  
Requires a duplicate original of each contract entered into by  
an authority concerning the sale of any grave space, interment  
right, niche, or crypt to be given to the buyer at the time of

- | <u>No.</u>   | <u>Subject</u>   |        |        |
|--------------|--|--------|--------|
| 281<br>cont. | execution and of giving of consideration. Provides for violations and penalties therefor. Appropriates \$3,000 to the state cemetery board for the administration of the act.  | May 10 | July 1 |
| 293          | <u>Boards of education of school districts - powers.</u> The boards of education of school districts are given the following additional powers, to be exercised in their discretion, and from federal funds available therefor:  |        |        |
|              | (1) To provide special educational services (such as educational radio, television, and radio services) for educationally deprived children in the district who attend nonpublic schools, without requirement for full-time public school attendance, and without discrimination as to race, color, religion, or national origin.  |        |        |
|              | (2) To provide library resources (including magnetic tapes, films, phonograph records, etc.) and instructional materials for all children in the district and for the use of teachers to benefit all such children, both in public and nonpublic schools, without charge and without discrimination as to race, color, religion, or national origin.   |        |        |
|              |  | May 27 | May 27 |
| 295          | <u>Motor vehicles - tank trailers transporting fertilizers and trailers transporting certain agricultural products.</u> Provides that tank trailers used solely for transporting liquid fertilizer or gaseous fertilizer under pressure, and distributor trailers used solely for transporting and distributing dry fertilizer, are exempt from registration requirements of motor vehicles. Under present law, trailers and semitrailers are required to be equipped with brakes designed to control movement of and to stop the vehicle, and, when applied by the driver of the towing motor vehicle from its cab, shall be so designed and connected that in case of accidental breakaway of the towed vehicle, such brakes shall be automatically applied; and also that such trailers and semitrailers shall be equipped with service brakes. This act exempts the above specified fertilizer trailers if they do not exceed 10,000 lbs. gross weight, and, in addition, in the case of a distributor trailer, when hauled by a truck capable of stopping within certain specified distances. The act also exempts from the above brake requirements trailers owned by farmers when transporting agricultural products produced on the owner's farm or supplies back to the farm of the owner of the trailer. |        |        |
|              |  | June 2 | June 2 |
| 297          | <u>Definition of "professional bondsman".</u> 72-20-1 (5), C.R.S. 1963, defines a "professional bondsman" as a person who furnishes  |        |        |

No.

Subject

297 bail for compensation or otherwise (1) in 5 or more criminal  
cont. cases in any court or courts in a county of 50,000 or more popu-  
lation, or (2) in criminal cases in 2 or more counties, one of  
which has a population of 50,000 or more.

This act adds to the above definition a person who, in either of the aforementioned classifications, is appointed by an insurer by power of attorney to execute or countersign bail bonds in connection with judicial proceedings and receives or is promised money or other things of value therefor, and who is other than a full-time salaried officer of an insurer, or else who pledges U. S. currency or postal money order, or cashier's check, or other property, as security for a bail bond in connection with a judicial proceeding and receives or is promised money or other things of value therefor.

June 3

June 3

300 Motor vehicles, concerning the maximum length of. This act amends 13-5-121 (4), C.R.S. 1963, which was also amended by H.B. No. 1169, enacted by the 45th general assembly and approved prior to this act, and which said H.B. No. 1169, by its amendment, provided that 2-unit, as well as 3-unit combinations of vehicles, not to exceed a total over-all length of 65 feet, are permitted on certain designated highways.

The amendment of said subsection (4) under this act re-enacts the amendment made by H.B. No. 1169 and adds the following definition in the body of the subsection: "A stinger-steered semitrailer is one whose king pin is coupled with the fifth wheel on the tractor not less than two feet to the rear of the center of the rearmost axle of the tractor."

This act also amends subsection (5) of said section 13-5-121 to provide that "a load may project not more than four feet beyond the front head lamp lenses of such a vehicle at a point above the cab of the driver's compartment so long as that part of any load projecting ahead of the rear of the cab or driver's compartment shall be so loaded as not to obscure the vision of the driver to the front or to either side, except for the provisions of 13-5-121 (4)." (underlining identifies new part) (Digester is at a loss to determine the import of this act.)

May 28

May 28

302 Legal investments for governmental units - securities for depository bonds or obligations. Adds to 83-1-1 (13), C.R.S. 1963, the provisions that bonds and other interest bearing obligations as to which the payment of some but less than the full principal and interest is guaranteed by the U. S. or any agency

Senate Bills

No.

Subject

302 thereof may, in addition to other securities now specified by  
cont. law, be used as security for any depository bond or obligation  
to the extent of the portion so guaranteed by the U. S. or its  
agency.

May 10

May 10

303 State funds - securities required of depositories. Amends  
130-4-6 (2), C.R.S. 1963, to provide that any bank or trust  
company receiving deposits of state funds may tender to the  
state treasurer, in addition to other securities now specified  
by law, bonds or other interest bearing obligations guaranteed  
fully or partially by the U. S. or any agency thereof. Former  
law required such securities to be fully guaranteed by U. S.  
Act provides further that in determining the market value of  
securities, in the case of bonds or other interest bearing  
obligations guaranteed as to principal and interest by the U. S.  
or an agency thereof, said market value shall be computed at  
not more than the amount of principal so guaranteed.

May 28

May 28

304 State banks - reserves, loans, and investments of. Deletes the  
provision following in quotes that the reserve fund of a state  
bank may consist of (among other things) money due on demand  
from a federal reserve bank "deposited in a national bank located  
in cities designated by federal law as reserve cities"; changes  
the provision that such reserve fund may consist of money "on  
deposit in banks or trust companies" to "money due on demand  
deposited in banks or trust companies"; and adds the provision  
that said reserve fund may also consist of money deposited in  
any bank having both a combined capital and surplus of at least  
\$1,500,000 and total deposits of at least \$20,000,000.

The act also makes two technical amendments to sections  
14-6-3 and 14-6-6, C.R.S. 1963, by adding the words "Notwith-  
standing any restrictions upon loans secured by real estate  
contained in this section" (14-6-3) and the words "Notwithstand-  
ing any restrictions upon investments in obligations contained  
in this section" (14-6-6).

June 7

June 7

305 State banks - debentures issued. Deletes the provision follow-  
ing in quotes that debentures, subordinate to deposits, may not  
be "retired without approval by the commissioner, and they shall  
so provide in express terms", and substitutes therefor the fol-  
lowing in quotes: Debentures, subordinate to deposits, may not  
be "issued without the prior approval of the banking board of  
all terms and provisions of such debentures including, but not  
limited to, provisions relating to maturity, redemption, amor-  
tization, sinking fund, and retirement."

June 7

June 7

No.                      Subject

- 306      Trust companies - supervision by state bank commissioner. Provides that a trust company shall be subject to examination by the state bank commissioner to the same extent as a state bank is subject thereto under the provisions of section 14-2-8, C.R.S. 1963, and the commissioner shall collect a fee therefor computed on the basis of \$75 per examiner per day.

June 4

June 4

- 308      State banking board, powers - fees for examination with respect to state banking board. Amends section 14-2-3, C.R.S. 1963, concerning the powers of the banking board with respect to state banks to provide that the board may authorize state banks to engage in any banking activity in which such banks could engage were they operating as national banks at the time such authority is granted, notwithstanding any restriction elsewhere contained in the banking code. Former law authorized state bank to engage in any banking activity in which banks subject to the jurisdiction of the federal government authorized by federal registration to engage in and deletes the following sentence: "The board's authority terminates at the close of the next regular session of the legislature of this state after the public agency is created, or after national banks are first authorized to engage in the activity, respectively."

Act also changes fees for regular examination of state banks as follows: Banks having total resources of not over \$300,000, from \$125 to \$175; over \$300,000 and not over \$500,000, from \$175 to \$225; over \$500,000 and under \$1,000,000, from \$200 to \$275; and \$1,000,000 and over, from \$200 to \$275, and in addition a fee of 10¢ (formerly 8¢) for each \$1,000 of such resources in excess of \$1,000,000.

The act adds the following provisions: If a regular examination cannot be concluded within time normally allowed therefor, the commissioner shall charge an additional fee for excess time on the basis of \$75 per examiner per day, with the bank given a right of appeal to the banking board if it objects to such additional assessment, and the board can affirm or reduce the amount of such additional fee. If the commissioner causes a special examination of a state bank to be conducted as a result of a written application made to him by the board of directors or stockholders representing 2/5 of the outstanding stock of such bank, or on his own motion, he shall collect from the bank a fee therefor of \$75 per examiner per day.

June 7

June 7

- 309      The Colorado state veterans center. Changes name of the Monte Vista golden age center to "The Colorado State Veterans Center".

May 17

July 1

- 318      Debt adjusters. Regulates and requires the licensing of any business whereby the planning and management of the financial

No.

Subject

318 cont. affairs of a person in debt is assumed for a fee. Exempts attorneys, banks and similar fiduciaries, title insurers and abstract companies performing escrow functions, employees of licensees under this act, judicial officers and persons acting under court orders, and nonprofit religious, fraternal, or cooperative organizations offering such services gratuitously. Act to be administered by the state bank commissioner.

Prescribes application procedures and requirements, including a bond in the amount of \$25,000, a copy of the contract to be used containing a schedule of fees to be charged debtors, not to exceed 10% of the debts to be adjusted, and a license fee of \$50 together with an investigation fee of \$100. Each office maintained by an applicant shall require a separate application and license. Specifies standards for the initial issuance or denial of a license. All licenses shall expire on December 31 of each year, and may be renewed on or before December 1 upon the payment of a fee of \$100. Each licensee shall appoint the commissioner as agent for service of process. Provides grounds for revocation or suspension of licenses.

Requires that each licensee shall furnish a copy of each written contract to the debtor contracting, which contract shall set forth the complete list of creditors, the total fees charged the debtor, and the term of the contract, which shall not exceed 24 months. Requires licensee to maintain a separate bank account and to deposit therein all payments received from debtors, and to keep complete records and accounts concerning his business and contracts with debtors, including payments, disbursements, and charges. Each licensee shall make remittances to creditors within two days after receipt of any funds, unless the reasonable payment of one or more obligations of a debtor requires accumulation of a sum certain over a longer time, and shall account verbally to the debtor upon request at any time or furnish a written statement of account on request each ninety days. Requires a budget analysis to indicate that the debtor can adequately meet the requirements determined thereby prior to the acceptance of any account by a licensee. All fees shall be agreed upon in advance and stated in the contract, which shall not exceed 12½% of the total indebtedness of the debtor, prorated monthly over the life of the contract. (Prior provision apparently limits such fees to 10% of total debts to be adjusted.) In addition, a licensee may deduct from the first month's payments of a debtor, an application fee not to exceed \$25. If the contract is paid in full before the expiration thereof, the licensee shall collect not more than 25% of the remaining fee, or if cancelled, the licensee shall be entitled to a cancellation fee of \$25. A licensee shall not be entitled to any fee until 80% of the creditors listed agree in writing to a schedule of payments determined by the budget analysis.

Authorizes commissioner, upon 5-day notice, to examine

No.

Subject

318 books of any licensee, and in connection therewith, any licensee,  
cont. officer, director, employee, customer, creditor, or stockholder  
of the licensee, the costs thereof not to exceed \$50 per day,  
shall be paid by the licensee. Prescribes violations of the act  
and provides penalties. Provides that those engaged in debt  
management prior to the effective date of this act shall be en-  
titled to a license by filing an application, furnishing a  
bond, and paying the annual fee within 90 days after the effec-  
tive date hereof. Requires all actions pursuant to this act  
to be commenced within one year after the cause of action accrues.  
All fees collected by the commissioner pursuant to this act  
shall be placed in the general fund.

June 2

June 2

319 General property tax - movable equipment. Amends provision con-  
cerning apportionment of value of movable equipment maintained  
in more than one county to require that the valuation for assess-  
ment of such equipment made by the assessor of the county of  
original assessment shall be used by all county assessors in-  
volved. Provides that the assessor of a county, not included  
in original apportionment, to which any such equipment shall be  
moved shall request an amended apportionment of value, and that  
the failure to do so shall permit the original apportionment to  
stand and no other assessor shall assess such equipment for any  
period during the year of the original assessment.

May 10

May 10

325 1976 Colorado World's Fair Commission - appropriation. Estab-  
lishes the commission, composed of 15 members appointed as  
follows: 3 members, including the chairman, by the governor;  
2 members of the state senate by the lieutenant governor; 2  
members of the house of representatives by the speaker of the  
house of representatives; 3 members by the mayor of the city  
and county of Denver; 1 member each by the board of county com-  
missioners of the counties of Arapahoe, Adams, Boulder, and  
Jefferson; and one member, ex officio, who shall be the direc-  
tor of commerce and development; all of whom shall serve with-  
out compensation, but shall be reimbursed for actual and neces-  
sary expenses incurred. The commission shall be a body cor-  
porate with powers incident thereto, and shall endeavor to  
secure an international exposition in the Denver metropolitan  
area in 1976, or other appropriate time, and to report to the  
general assembly thereon prior to January 1, 1967. Appropriates  
\$10,000 for the necessary expenses incurred in carrying out  
this act.

May 27

May 27

340 Foreign corporations not for profit. Requires certificate of  
authority to be issued by the secretary of state to any foreign  
corporation not for profit prior to its conducting its affairs

No.                      Subject

340 in this state. Provides for application for such certificates  
 cont. and the payment of a fee of \$5, together with a certificate  
 fee of \$1. Requires amendment of application for certificate  
 of authority upon a change of name or address of any such cor-  
 poration, for which the fee shall be \$5, and provides for a  
 fee of \$1 for issuance of a certificate of change of name.  
 Provides for the withdrawal from the state by any such corpora-  
 tion upon filing an application and obtaining a certificate  
 therefor from the secretary of state. The application fee  
 therefor shall be \$5 and the certificate fee shall be \$1. De-  
 fines a foreign corporation not for profit as a corporation  
 organized under laws other than of this state, no part of the  
 income of which is distributable to its members, directors, or  
 officers, other than reasonable salaries for services rendered  
 and payments for expenses incurred by them.

June 2                                      June 2

344 Appropriation - long appropriation act. For expenses of legis-  
 lative, executive, and judicial departments:

	\$142,377,550.00
For capital construction:	14,088,211.00
Total:	<u>\$156,465,761.00</u>

May 17                                      May 17

350 Appropriation - department of game, fish, and parks. For the  
 fiscal year beginning July 1, 1965: Out of the game cash fund,  
 for operating costs of the game and fish functions of the de-  
 partment - \$5,196,462; out of the general fund, \$350,000, and  
 out of the parks cash fund, \$34,703, for the operating costs  
 of the parks function of the department; out of the game cash  
 fund for matching available federal funds between July 1, 1965,  
 and June 30, 1967 - \$350,000; and out of the game cash fund for  
 reimbursement for destruction of property - \$2,874.

May 17                                      May 17

351 Appropriation - to the state department of public welfare.  
 Appropriates from the general fund for the administration of  
 the public welfare programs - \$17,825,000, for the following  
 purposes:

Aid to dependent children.....	\$4,960,000
Aid to needy disabled.....	1,100,000
Child welfare services.....	1,200,000
Aid to the blind.....	100,000



<u>No.</u>	<u>Subject</u>	
351	Tuberculosis hospitalization.....	\$ 190,000
cont.	Emergency and contingent account.....	200,000
	Vendor payments - aid to dependent children	30,000
	Medical assistance for the aged.....	6,750,000
	State's share of county welfare admin- istration.....	3,295,000

May 17

May 17

354 Corporations - service of process - miscellaneous. Rewrites laws on service of process on domestic and foreign corporations and corporations not for profit. Provides that service of process on domestic corporations and foreign corporations having authority to transact business in this state shall be made upon the secretary of state, and the person so serving the secretary of state shall send a notice of such service and a copy of such process by registered or certified mail, return receipt requested, to the corporation at its registered office, if a domestic corporation, or to its principal office, if such a foreign corporation. The service on such corporation shall be complete upon the person's receipt of the return receipt or, if such mail is refused, upon receipt of such mail showing the corporation's refusal to accept the same, and if such process has issued in a court proceeding upon filing with the clerk of such court the return receipt or the returned mail so refused. In lieu thereof, service may be made upon the corporation where found and, if issued in a court proceeding, service shall be complete upon filing proof of such service with the clerk of the court.

Service on foreign corporations not having qualified to transact business in this state and on all corporations not for profit, shall be made in a similar manner to that for other corporations as digested above, except that where any civil action has commenced, the court upon verified motion giving the last known address of the corporation and stating facts showing the transaction of business or conduct of affairs in this state, may ex parte authorize service to be made upon the secretary of state.

Amends provisions concerning annual reports of corporations to require in such reports, effective January 1, 1966, reasonable details concerning the capital of the corporation. Adds provision that upon the serving of the secretary of state or any deputy or employee of his with a subpoena, a fee of fifty dollars plus eight dollars for meals, together with mileage at twenty cents per mile from the capitol building to the place named in the subpoena shall be charged and collected by the secretary of state. If attendance for more than one day is required, an additional fee of fifteen dollars per day shall be paid in advance. Repeals provisions requiring a statement of

No.                      Subject

354    the amount of stated capital of a foreign corporation in its  
cont. application for a certificate of authority and in its applica-  
      tion for a certificate of withdrawal. Effective January 1,  
      1966, repeals a similar provision concerning annual reports  
      of domestic and foreign corporations.

June 2

June 2

359    Relief of Mrs. Mary Farn. Waives time limitation for filing  
      claims against the state with the Colorado claims commission,  
      established by S.B. No. 5, digested herein, so that Mrs. Farn  
      may present her claim against the state for the death of her  
      son at Cherry Creek Reservoir on July 4, 1962.

May 17

May 17

361    State property - authorized purchase. Authorizes purchase of  
      certain described real property in Denver for a price not to  
      exceed \$450,000, to which shall be applied the option price of  
      \$25,000 and remodeling and site development funds authorized  
      in the amount of \$45,000. Corrects erroneous legal description  
      contained in S.B. No. 154, digested above, and repeals said bill.

April 28

April 28

362    Appropriation - state public school fund - public school trans-  
      portation fund - public school property tax relief fund.  
      \$48,695,226 to the state public school fund for the following  
      purposes:

State's share of the state minimum equalization program.....	\$46,073,226
For excess growth.....	1,100,000
For small attendance centers.....	1,222,000
For contingency reserve.....	300,000
	<u>\$48,695,226</u>

Appropriates \$3,773,770 to the public school transporta-  
tion fund.

Appropriates \$18,092,400 to the public school property tax  
relief fund, for distribution, commencing January 1, 1966, to  
school districts of the state. Establishes said public school  
property tax relief fund, out of which direct grants of \$40 per  
pupil in average daily attendance shall be made to the school  
districts, in four equal quarterly payments, which shall be  
credited by the treasurer of each county to the general fund of  
each school district in his county. Provides for pro rata re-  
duction of payments in the event appropriations by the general  
assembly shall be less than total amounts certified and deter-  
mined by the state board of education to be due the school dis-  
tricts. Any surplus shall revert to the general fund.

May 17

May 17

No.

Subject

- 363 Appropriation - junior colleges. \$2,405,500 to state public school fund for distribution to junior college districts at the rate of \$500 for the equivalent of each Colorado resident student carrying not less than 45 quarter hours or 30 semester hours during the current academic year. Appropriates for capital construction matching funds of \$415,361 for Otero junior college; \$410,107 for Trinidad junior college; and \$320,000 for Mesa junior college.
- May 17 July 1
- 365 Appropriation - to the Colorado beef board. For the administration of S.B. No. 249, digested above, and for refunds which may be made thereunder, all moneys collected pursuant to section 15 of said act during the fiscal year beginning July 1, 1965.
- May 17 May 17
- 366 Public school foundation act - contingency reserve. Adds provision concerning the contingency reserve to permit the state board of education, in cases of extreme emergency, to consider other factors deemed by it necessary and proper in granting supplemental assistance to school districts which could not maintain their schools without such additional assistance.
- May 10 May 10
- 367 Water - appropriation and administration of ground water. Modifies doctrine of prior appropriation as to certain designated ground waters of the state, in closed basins, which do not contribute to adjudicated surface rights. Designated ground water is defined as: (1) that which in its natural course would not be available to and required for the fulfillment of decreed surface rights; and (2) that in areas not adjacent to a continuously flowing natural stream, wherein ground water withdrawals have constituted the principal water usage for at least 15 years prior to January 1, 1965.

Increases from five to nine the number of members of the ground water commission appointed by the governor, and retains the ex officio members composed of the governor, the state engineer, and the director of the state water conservation board but provides that they shall be voting members. Provides that the commission shall determine designated ground water basins and subdivisions thereof. Provides for public hearings and publication of a map showing all lands included in such basins and subdivisions, prior to the final determination thereof by the commission. Exempts from the act wells used solely for stock watering purposes or for domestic purposes having discharge pipes of two inches or less in diameter, and all artesian wells with discharge pipes of not more than three inches in diameter. After having designated a ground water basin, the commission, through

No.

Subject

367 the state engineer, shall issue permits for the use of ground  
cont. water and establish a priority date and number for each well. Wells in existence on the effective date of the act shall be issued a priority date in accordance with the records now on file with the state engineer and additional evidence where necessary.

Future permits may be issued in accordance with the doctrine of prior appropriation, but if the commission finds that the issuance of any such permit would unreasonably impair any existing use or would result in the unreasonable lowering of the water table, then a permit may be denied. Provides for publication and hearing on the issuance or denial of any permit. The priority date of such future wells shall be the date of filing the request for a permit with the state engineer. Provides powers of commission, through the state engineer, to conserve the designated ground water resources and to protect vested rights of other appropriators. Provides for judicial review in a trial de novo of all orders of the commission and the state engineer. Provides schedule of fees to be collected by the state engineer in connection with applications, permits, and other documents.

Authorizes the formation of local ground water management districts within designated ground water basins, after approval by the commission. Provides for petition filed with the commission, study, publication, hearing, and judicial review of any action of the commission, and upon approval, the calling of an election on the formation of the district. If the proposal to organize the district is defeated, no new proposal to form such a district shall be considered at an election for one year. If the proposal is approved at the election, the commission shall declare the district formed and designate the first board of directors, which district shall be a political subdivision of the state. Provides for the filing with the clerk and recorder of each county in which the district extends of a copy of the decree of the board incorporating the district. Specifies the qualifications of members of the board of directors, the powers and duties of the board of directors in the management of the district and in the development and use of ground waters in the district but does not grant authority for such board to issue or deny ground water permits, and the raising of revenues through the levy of taxes on the taxable property of the district, which levy shall not exceed one-half mill, and special assessments not to exceed 5¢ per gallon of the rated pump capacity of each well. Authorizes the contracting of bonded indebtedness to pay for the construction, operation, and maintenance of any works of the district, and to submit the question of bonded indebtedness to acquire water supplies, works, or facilities to the qualified taxpaying electors of the district if the ordinary income and revenue of the district is insufficient to retire the same.

No.

Subject

367 Provides procedures for the dissolution of any such district and cont. the disposition of the assets thereof. Provides that it shall be unlawful to divert ground waters of this state outside the state. Retains the existing provisions of law relating to well drillers and the licensing thereof, the filing of well logs, and the bond requirements thereof.

May 17

May 17



SUBJECT INDEX

All appropriation acts listed under APPROPRIATION ACTS on this page and the following two pages

S indicates SENATE BILLS  
H indicates HOUSE BILLS  
V after bill no. indicates VETOED by Governor

	<u>Bill No.</u>
<u>Agriculture (Including state agricultural commission, department, and commissioner of) (See also specific indices)</u>	
Commission - appointment of members from agricultural districts.....	H 1286
Commission merchants, dealers, and brokers.....	S 189
Fruits and vegetables - inspection of.....	H 1215
Funds of department - abolishment of special funds.....	H 1048
Hail insurance - repeal of laws administered by commissioner.....	H 1213
Insecticides, fungicides, and rodenticides.....	S 178
Livestock (See Livestock)	
Nursery stock.....	S 116
Poultry eggs - inspection and grading.....	H 1086
Swine (See Livestock)	
Weights and measures - miscellaneous amendments.....	H 1096
<u>Air pollution</u>	
Motor vehicles - control systems - inspection of.....	(H 1103 H 1104)
<u>Airports</u>	
Airport authorities - creation of.....	H 1436
Revenue bonds - counties issue - to construct.....	S 242
Annexation of territory by municipalities.....	S 122
Antidiscrimination commission - name changed.....	S 257
Antidiscrimination in housing - amendments.....	H 1021

APPROPRIATION ACTS

Accountancy, state board of - supplemental.....	S 65
Attorney general - to pay judgment for Seibert family.....	S 6
Auditor, state - supplemental.....	S 62
Barbers, board of examiners - supplemental.....	S 66





APPROPRIATION ACTS (Cont.)

	<u>Bill No.</u>
Beef board, Colorado.....	S 365
Carter, Mrs. Catherine - relief of.....	H 1106
Cemetery board, state.....	S 281
Children's home, Colorado state - supplemental.....	S 72
Colorado state college - supplemental.....	S 131
Colorado state university - supplemental.....	S 130
Cortez firemen's pension fund.....	S 8
Del Norte fire protection district.....	S 224
Education, department of	
County school planning committee - supplemental.....	S 87
Emeritus retirement - higher education - supplemental..	S 75
Migrant children - supplemental.....	S 74
Engineers, state board of registration for professional - supplemental.....	S 67
Fort Lewis college - supplemental.....	S 139
Fremont county - costs in certain criminal cases.....	S 236
Game, fish, and parks department	
Capital construction projects for prior years - reduced.....	S 99
Operating costs - matching federal funds - destruc- tion of property.....	S 350
Supplemental for game damage and awards.....	S 172
General ("long") appropriation act.....	S 344
Institutions, department of	
Division of parole - supplemental.....	S 205
Claim of U. S. agricultural stabilization and con- servation service - supplemental.....	H 1450
Juvenile probation officers - supplemental.....	S 70
Penitentiary - purchase of lands.....	S 17
Judicial department	
District courts and district attorneys - supplemental..	S 61
Junior colleges - state grants - special grants to Otero, Trinidad, and Mesa.....	S 363
Law enforcement training academy, Colorado.....	S 118



APPROPRIATION ACTS (Cont.)

	<u>Bill No.</u>
Legislative department.....	S 16
"Long" appropriation act.....	S 344
Mount View girls' school - supplemental.....	S 71
Nurse examiners, board of licensed practical - supple- mental.....	S 68
Parks cash fund - to be reduced by fees.....	H 1488
Penitentiary, Colorado state Capital construction amendments.....	H 1477
Supplemental.....	S 73
Public health, state department of For allocation to local county and district health departments.....	H 1258
Pesticide residual analysis program - supplemental.....	S 69
Phenylketonuria testing.....	H 1007
Public welfare, state department of - welfare services....	S 351
Pueblo county - costs in certain criminal cases.....	S 260
Relief of Carter, Mrs. Catherine.....	H 1106
Seibert family - payment of judgment.....	S 6
Schools - foundation act - transportation of pupils - school property tax relief, distribution.....	S 362
Secretary of state Initiated and referred measures.....	S 63
Liquor administration - supplemental.....	S 64
Seibert family - payment of judgment.....	S 6
Southern Colorado state college Capital construction projects.....	S 173
Supplemental.....	S 132
State employees and officials - health insurance plan.....	S 273
State home and training school at Wheat Ridge - supple- mental.....	S 135
Vocational education - supplemental.....	S 151
World's Fair Commission, 1976 Colorado.....	S 325

END OF APPROPRIATION ACTS



GENERAL INDEX (Cont.)

	<u>Bill No.</u>
Attorney general - duties with respect to state civil service employees.....	S 50
Auditor, legislative state.....	H 1051
Banks and banking (Including commissioner and board)	
Industrial banks - miscellaneous amendments.....	H 1476
State banks	
Debentures issued.....	S 305
Investments in stock of trust company.....	S 216
Powers of board and fees for examinations with respect to.....	S 308
Reserves, loans, and investments of.....	S 304
Stockholders' meetings.....	H 1297
Trust companies - examination by commissioner.....	S 306
Beef, promotion and marketing of - board created.....	S 249
Billboards along highways - regulation.....	S 140
Birth and death records - fee for search of.....	H 1050
Birth control and family planning.....	S 232
Boats - regulation, licensing, and safety law.....	H 1210
Boilers - inspection, maintenance, construction, in- stallation.....	S 253
Bondsman, professional - definition of.....	S 297
Brands on livestock (See Livestock)	
Burglary - penalties.....	S 176
Business development corporations.....	H 1345
Capital punishment - referral to people for abolishment...	H 1457
Cemeteries - licensing and regulation of certain.....	S 281
Central City - make and publish codes by reference.....	S 228
Checks (See Short checks)	



	<u>Bill</u> <u>No.</u>
<b>Children</b>	
Assaults on.....	H 1249
Diagnostic center - use of by county welfare depart- ments.....	H 1431
Division of child welfare - change of name.....	H 1432
Handicapped children educational act.....	H 1010
Juvenile delinquency - venue of actions.....	H 1027
Migrant children educational act.....	H 1014
Venue in dependency cases.....	S 230
<b>Cities and towns (See also Local government)</b>	
Abandonment of towns.....	S 238
Annexation of territory.....	S 122
County officers to administer after first election of municipal officers - ordinances to take effect when.	H 1284
General improvement districts in.....	H 1403
Housing authorities.....	H 1115
Public works fund.....	H 1289
Civil rights commission - name changed.....	S 257
<b>Claims against state</b>	
Claims commission.....	S 5
Farn, Mrs. Mary - authorized to bring claim.....	S 359
Colorado Revised Statutes 1963 - supplement - validated...	H 1002
Commission merchants, dealers, and brokers.....	S 189
<b>Community mental health centers (See Mentally ill and retarded persons)</b>	
Controller - make fiscal rules for grants of federal and other nonstate funds for state programs.....	S 152
<b>Corporations</b>	
Foreign - not for profit.....	S 340
Registered agents - statements filed by.....	S 164
Service of process - miscellaneous amendments.....	S 354
<b>Counties (See also other county indices and Local govern- ment)</b>	
Airports - issue bonds to construct.....	S 242
County authorities - lower speed limits of motor vehicles.....	H 1057
<b>County clerks</b>	
Increase in fees charged by.....	H 1140
Procedures for recovery of fees on motor vehicles paid by dishonored negotiable instrument.....	H 1139





Counties (Cont.)

County superintendent of schools - implementing act if office abolished in county.....	H 1026
Diagnostic center, children's - use of by county welfare departments.....	H 1431
Dogs - licensing and regulation by counties.....	H 1206
Housing authorities.....	H 1115
County commissioners	
Formation of local improvement and service districts...	H 1056
Sheriffs, undersheriffs, etc. - supply uniforms for....	S 174
County courts (See Courts)	
County jail, Denver - employment of prisoners.....	H 1137
Courts	
County courts	
Eagle county - additional assistant county judge....	H 1386
Mesa county - additional county judge.....	H 1392
Simplified procedures.....	H 1190
Deputy clerks of all courts - administer oaths and affirmations - take affidavits and depositions.....	H 1030
Municipal police courts.....	H 1288
Probate court of city and county of Denver.....	H 1243
Service of process - jurisdiction of.....	H 1255
Superior court	
Jurisdiction of actions prior to January 12, 1965...	S 1
Jurisdiction of change of person's name.....	H 1344
Crimes (See also specific indices)	
Burglary - penalties.....	S 176
Children - assaults on.....	H 1249
Hotels and motels - procuring food or lodging fraudulently.....	H 1155
Motor vehicles - homicide and assault through opera- tion of.....	S 81
Murder - plea of in first degree.....	H 1252
Personal property for hire - theft of.....	H 1162
Pleas of insanity.....	S 155
Public road or highway - shooting from.....	S 214
Short checks and no account checks.....	S 13
Telecommunication services, theft of.....	H 1192
Uniform commercial code - crimes relating to.....	S 240
Weapons, possession of by certain felons.....	H 1131
Damages - exemption of doctors and nurses for emergency care.....	
	S 210



	<u>Bill No.</u>
Daylight saving time.....	H 1331
Dead human bodies (See Funerals - Cemeteries)	
Death penalty - referral to people for abolishment.....	H 1457
Debt adjusters - regulation of.....	S 318
Degrees - granting of.....	H 1012
Dentists - increase in annual renewal license fee.....	H 1300
Detectives, private - licensing of.....	H 1077
Ditch and reservoir companies - stockholders' delinquent installments and assessments.....	H 1395
Divorce, annulment, and separate maintenance - restrain- ing order - arrest of violator.....	H 1160
Dogs - licensing and regulation by counties.....	H 1206
Eagle county - additional assistant county judge.....	H 1386
Easements or rights-of-way - granted by state agencies....	S 125
Education (See Schools - Universities and Colleges - other specific indices)	
Elections	
"Colorado Election Code of 1963" - technical amend- ments.....	H 1092
"Colorado Municipal Election Code of 1965".....	H 1094
Municipal elections - miscellaneous city elections.....	H 1093
Electricity, electricians, and electrical contractors.....	H 1361
Emeritus retirement fund, teachers'.....	S 57
Engineers, professional - licensing and regulation.....	H 1378
Fair Housing Act, Colorado - amendments.....	H 1021
Fermented malt beverages (See Liquors)	
Firemen and policemen - pension funds - purchase of dis- ability insurance.....	H 1174
Foreclosures - period of redemption.....	S 59



	<u>Bill No.</u>
Forest fires.....	H 1153
Freeport merchandise - taxation of.....	H 1256
Fruits and vegetables - inspection of.....	H 1215
Funerals (See also Cemeteries)	
Funeral directors and embalmers - regulation of.....	S 276
Pre-need agreements - regulation of funds.....	S 239
Game, fish, and parks (Including commission and department)	
Aircraft or motor vehicle - prohibited in taking game..	H 1268
Antelope license - nonresident - fee.....	S 114
Certificate attached to birds or fish - repeal of.....	H 1264
Class C lakes and parks - repeal of.....	S 158
Commission - members at large - political affiliation..	H 1113
Dams - repeal of construction of Chief Creek and Sand Arroyo Creek.....	S 143
Definitions relating to game, fish, and parks laws.....	S 220
Employees - expenses of certain.....	S 279
Game and fish - repeal of prohibition to possess more than 5 days.....	H 1266
Grants, gifts, bequests, and federal funds - commis- sion authorized to receive and expend.....	H 1357
License - game and fish - alteration - misdemeanor.....	H 1265
Licenses and permits - funds collected from persons selling.....	S 146
Mountain lions	
Big game - license to kill.....	H 1203
Bounty on - repealed.....	H 1046
Outdoor recreation resources - commission to accept and administer federal funds.....	H 1088
Seasons and bag limits.....	S 215
Violations of game, fish, and parks laws - penalties...	H 1267
Garnishment and attachment prior to judgment.....	H 1038
General assembly	
Apportionment of members.....	S 180
Organization and operation of.....	H 1430
Gifts to minors.....	H 1234
Hail insurance - repeal of laws administered by commis- sioner of agriculture.....	H 1213
"Handicapped Children Educational Act".....	H 1010
Health facilities advisory council, state - membership....	S 77



	<u>Bill No.</u>
Health, public (Including state department and board of)	
Birth or death records - fee for search of.....	H 1050
Community mental health centers and facilities for mentally retarded - licensing of and regulation.....	H 1221
Septic tanks	
County and district boards of health - regulation of	H 1205
Local boards of health - regulation of.....	H 1204
State health facilities advisory council.....	S 77
Higher education, Colorado commission on.....	H 1170
Highways (Including department of highways and commission)	
Disposition of property not needed by department.....	S 126
Railroad safety signals or devices at highway crossings	S 20
Relocation of utility and certain other facilities.....	S 263
Shooting from public road or highway.....	S 214
Trash, dumping of - highway warning signs - peace officers to enforce.....	H 1095
Highway safety council - official committee - membership..	S 56
Horse racing	
Duration of meets.....	H 1299
State fair - pari mutuel authorized.....	H 1228
Hospital districts - miscellaneous amendments.....	S 136
Hotels and motels - procuring food or lodging fraudulently	H 1155
Housing Act - Colorado Fair.....	H 1021
Housing authorities - cities and counties.....	H 1115
Industrial banks - miscellaneous amendments.....	H 1476
Inheritance tax - certain insurance proceeds subject to...	S 262
Initiative and referendum - qualification of electors signing petitions.....	H 1091 V
Insanity, pleas of - in criminal cases.....	S 155
Insecticides, fungicides, and rodenticides.....	S 178
Institutions, department of - designated agency to receive federal grants on mental health and retardation.....	H 1220





Bill  
No.

Insurance

Domestic companies	
Investment of assets in real property.....	H 1173
Investment of assets in data processing.....	H 1178
Investments of officers, directors, and shareholders	H 1175
Fees - increase - for insurance companies.....	H 1364
Franchise insurance.....	H 1177
Fraternal benefit societies - licensing of agents.....	H 1365
Group life insurance.....	H 1179
Hail insurance - repeal of laws administered by commissioner of agriculture.....	H 1213
Minors, capacity of - to contract for.....	H 1180
Proxies, consents, and authorizations.....	H 1176
"Real estate" and "real property" - definition under insurance laws.....	H 1172
Reserves, valuation of - alien companies.....	H 1181
"Standard Nonforfeiture and Valuation Act".....	H 1184
 Intoxicating liquors (See Liquors)	
 Irrigation districts - election of directors and directors' meetings.....	H 1102
 Jury commissioners and jury lists in counties over 100,000.....	S 30
 Juvenile delinquency - venue of actions.....	H 1027
 Juvenile parole board	
Extension of jurisdiction - supervision for one year...	H 1358
Membership.....	S 55
 "Labor Peace Act" - mass transportation systems.....	H 1461
 Land (See Real property - State lands)	
 Land commissioners, state board of	
Lands acquired prior to February 28, 1935 - proceeds...	S 83
Salaries of members increased.....	S 38
Sale of state lands and timber - fees and acreage increased.....	S 37
 Law enforcement training academy, Colorado.....	S 118
 Legal investments for governmental units.....	S 302
 Liquors (Including fermented malt beverages) (See also Taxation)	



Bill  
No.

Liquors (Cont.)

Fermented malt beverages - felony conviction of applicant for license.....	S 2
Intoxicating liquors - felony conviction of applicant for license.....	S 3
 Livestock (See also Meat and meat products)	
Beef - promotion and marketing of - board created.....	S 249
Brand assessment - if not paid, may be cancelled.....	S 105
Brand inspection certificates and taxes.....	S 193
Humane slaughter of.....	S 79
Inspection exemption when transported.....	S 237
Public livestock markets.....	S 254
 Swine	
Diseases.....	H 1314
Vaccination of.....	H 1149
Local government audit law, Colorado.....	H 1060
Local government uniform accounting law, Colorado.....	H 1061
Local government units - purchase services for mentally retarded and seriously handicapped.....	H 1090
 Local improvement or service districts	
Budgets of - include certain information when filed with tax commission.....	H 1466
General improvement districts in cities and towns.....	H 1403
Limitation on formation.....	H 1056
Limitation on submission of defeated proposals.....	S 43
Metropolitan sewage disposal districts - meetings of board of directors.....	S 162
Police protection districts.....	H 1059
Special service districts - exclusion of land.....	H 1324
Tax commission to maintain list of certain districts...	H 1163
Lookout mountain school for boys - sell property.....	S 170
 Meat and meat products - from nonslaughtered livestock - identification.....	
	S 84
Mechanics' liens - miscellaneous amendments.....	H 1354
 Mentally ill and retarded persons	
Community mental health clinics - services purchased by state - increase.....	H 1025
Interstate compact on mental health.....	H 1200
Licensing by state department of health of community centers and facilities for.....	H 1221



Bill  
No.

Mentally ill and retarded persons (Cont.)

Local government units - purchase services for.....	H 1090
Mentally incompetent - revocation of driver's license.....	H 1156
Short-term involuntary hospitalization.....	H 1285
Metropolitan sewage districts - meetings of board of directors.....	S 162
"Migrant Children Educational Act".....	H 1014
Mines, Colorado school of Board of trustees - powers of.....	S 256
Exchange of property.....	S 119
Mines, valuation of - for general property tax purposes...	H 1311
Minors (See Children - Insurance - Taxation)	
Monte Vista golden age center - name changed.....	S 309
Motor fuel tax - on "special fuel" or "liquefied petroleum gases".....	H 1270
Motor vehicle carriers - trash and garbage collection vehicles included.....	S 258
Motor vehicles	
Abandoned.....	S 194
Agriculture - trailers used to transport produce of owner.....	S 295
Air pollution control systems on.....	H 1103
Air pollution control systems on - inspection of.....	H 1104
Armed forces, members of	
Operator's license held by nonresident or spouse....	S 9
Proof of ownership of motor vehicles by.....	S 11
Registration of motor vehicles of.....	S 12
Veterans, disabled - registration fee.....	S 29
Brake fluid.....	S 234
Compact, proposed interstate driver license.....	S 15
Depot tags - permits for dealer.....	S 27
Fertilizers - tank or distributor trailers.....	S 295
Financial responsibility - rewrite of law.....	H 1116
Homicide and assault through operation of.....	S 81
Inspection stations - floor space requirements.....	S 28
Length of.....	H 1169
License to operate - suspension or revocation by courts.....	H 1064 V
Maximum length of.....	S 300
Mentally incompetent - revocation of driver's license..	H 1156



Motor vehicles (Cont.)

Operators' and chauffeurs' licenses - miscellaneous amendments.....	H 1065
Registration revocation if fees paid by dishonored negotiable instrument.....	H 1139
"Special fuel" tax used in motor vehicles.....	H 1270
Speed limits - county authorities may lower.....	H 1057
Tires on passenger cars	
Regrooving prohibited.....	S 91
Studs - equipped with.....	H 1292
Uniform vehicle code - miscellaneous amendments.....	S 182
Veterans, disabled - registration fee on vehicles owned by.....	S 29
Mountain lions (See Game, fish, and parks)	
Municipal elections.....	H 1094
Municipal police courts.....	H 1288
Murder - plea of guilty to in first degree.....	H 1252
Name, change of person's name - superior court given jurisdiction.....	H 1344
Nursery stock.....	S 116
Occupational diseases	
Medical disaster insurance fund - tax on premiums.....	(S 271
	(S 272
Miscellaneous amendments.....	S 270
Oil and gas conservation fund - continuing appropriation abolished.....	H 1049
Oil and gas - involuntary pooling or unitization.....	S 103
Outdoor advertising signs - regulation of.....	S 140
Outdoor recreation resources - federal funds.....	H 1088
Parole board, state - powers - out-of-state parolees.....	H 1071
Personal property for hire - theft of - penalty.....	H 1162
Personal property taxes (See Taxation)	
Pest control districts - advisory committee - tax on real property only.....	H 1117
Phenylketonuria, testing for in newborn infants.....	H 1007





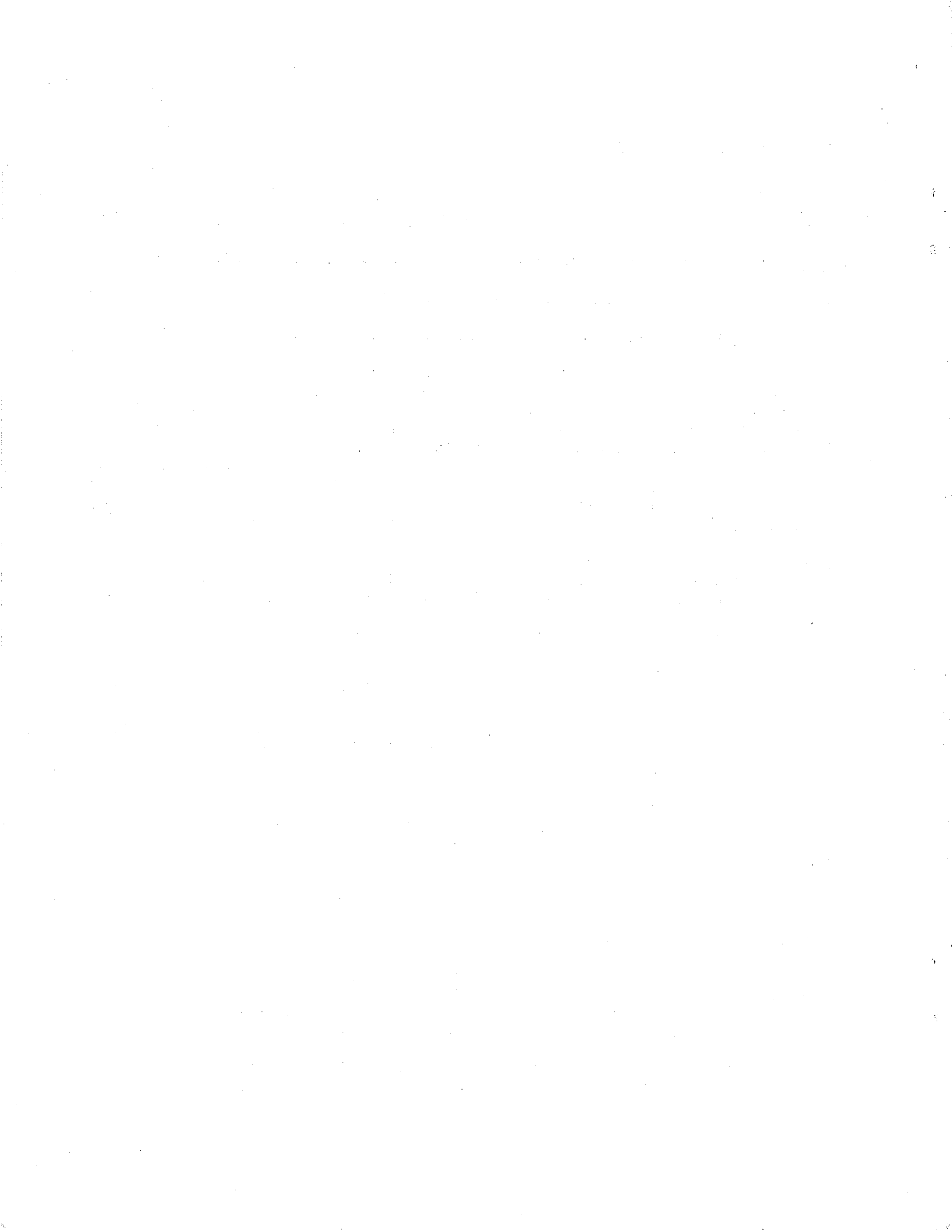
	<u>Bill No.</u>
Physically handicapped - construction of public buildings to make usable by.....	S 47
Planning commissions, district - dissolution of.....	H 1413
Pleas of insanity in criminal cases.....	S 155
Policemen (See Firemen and policemen)	
Police protection districts - repeal of formation under metropolitan district law.....	H 1059
Poultry eggs - inspection and grading.....	H 1086
Powers of appointment and of attorney	
General.....	H 1237 V
Gift taxation.....	H 1239 V
Inheritance taxation.....	H 1240 V
Prisoners	
Employment of prisoners in Denver county jail.....	H 1137
Employment of prisoners in state correctional institutions.....	H 1349
Probate court of city and county of Denver.....	H 1243
Property - marking and registration by owners.....	S 275
Public buildings - constructed to make usable by physically handicapped.....	S 47
Public employees' retirement association.....	H 1226
Public health and state department of (See Health)	
Public trustees	
Deed of trust - filing in annexed territory.....	H 1072
Reading of notice of sale.....	H 1112
Public welfare and department of (See Welfare)	
Public works, division of - creation.....	S 229
Racing	
Dates of race meets.....	S 161
State fair - pari mutuel authorized.....	H 1228
Radiation control.....	S 231
Real estate brokers and salesmen - definition of.....	H 1193



	<u>Bill</u> <u>No.</u>
Real property	
Possibilities of reverter.....	S 82
Subdivision developers - registration.....	S 184
Reformatory, Colorado state - sentencing to.....	H 1043
Revisor of statutes - retirement compensation.....	H 1390
Roadside advertising - regulation.....	S 140
Sales and use taxes (See Taxation)	
Savings and loan associations	
Amendment of articles of incorporation - vote required.	H 1070
Loans - limitation on.....	H 1338
Schools (Including state department and board) (See also Universities and colleges)	
Certificate or letter of authorization - renewal.....	H 1291
Cooperative services, boards of.....	H 1309
County superintendent of schools - implementing act if office abolished in county.....	H 1026
Degrees - granting of.....	H 1012
Education, state board of - additional powers.....	S 293
Financial transactions of school districts.....	H 1008
Fiscal year, change of - short-term loans.....	H 1013
"Handicapped Children Educational Act".....	H 1010
"Migrant Children Educational Act".....	H 1014
Property tax relief fund - distribution of.....	S 362
"Public School Foundation Act" - contingency reserve - payments to certain districts.....	S 366
Reorganization of school districts - rewrite of law....	H 1016
Teachers' emeritus retirement fund.....	S 57
Securities	
Dealers - surety bond requirements of.....	H 1202
Registration of.....	H 1201
Securities for depository bonds or obligations.....	S 302
Septic tanks - regulation by	
County and district boards of health.....	H 1205
Local boards of health.....	H 1204
Service of process	
Corporations.....	S 340
Courts - jurisdiction of.....	H 1255
Sheriffs, undersheriffs, etc. - supply uniforms for.....	S 174
Short checks and no account checks.....	S 13
Ski tows, lifts, and tramways - regulation.....	H 1262

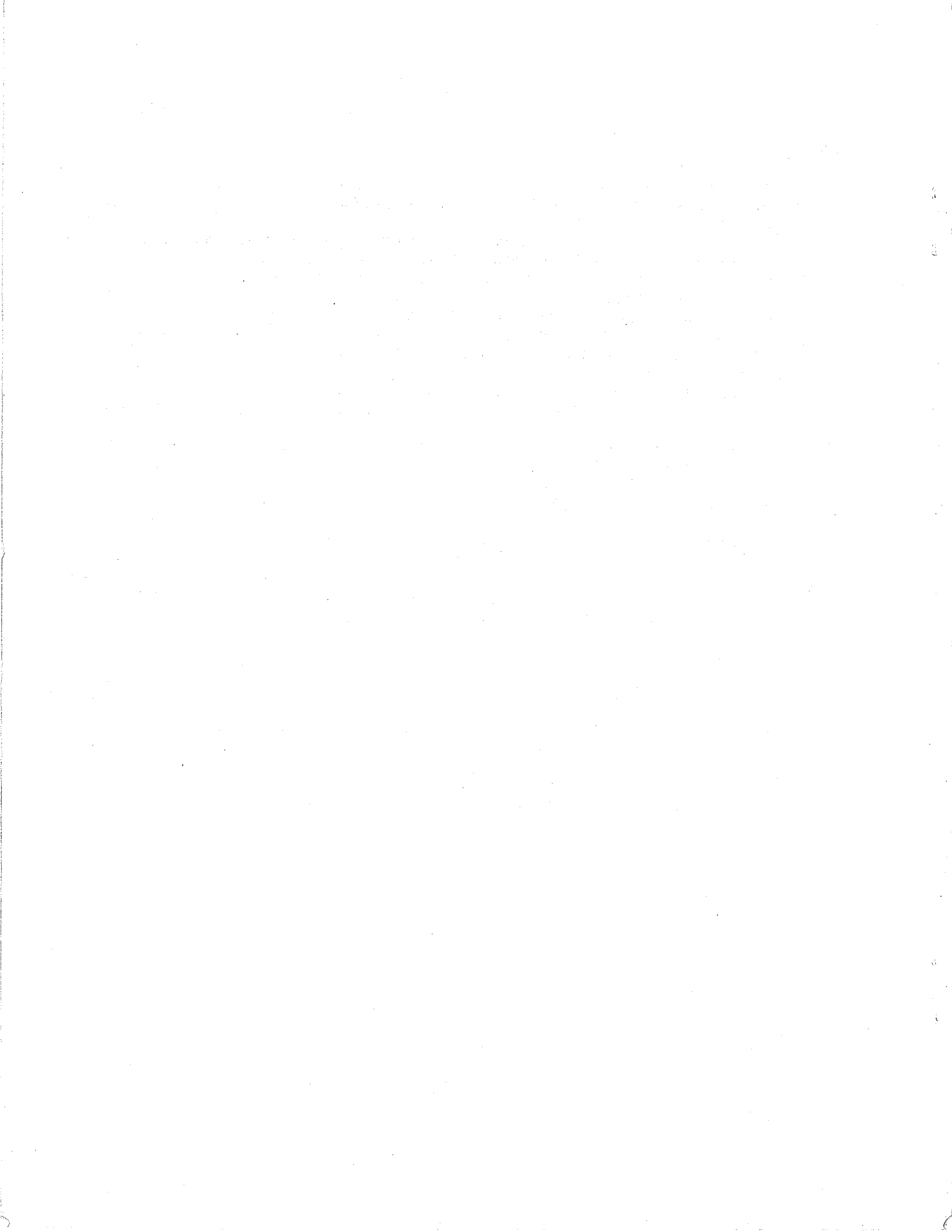


	<u>Bill No.</u>
Soil conservation districts	
Soil erosion.....	S 252
Withdrawal of lands.....	H 1233
"Special fuel" tax used in motor vehicles.....	H 1270
Special service districts - exclusion of land.....	H 1324
State agencies - grant easements or rights-of-way.....	S 125
State auditor, legislative.....	H 1051
State employees (See also Public employees)	
Attorney general - duties with respect to civil service employees.....	S 50
Health insurance.....	S 273
Incentive award suggestion system.....	H 1052
State fair and industrial exposition, Colorado	
Change of name - pari mutuel racing.....	H 1228
Tax on foreign obligations for benefit of - repealed...	S 209
State funds	
Controller prescribe times of deposit.....	S 196
Depositories for - tender of securities.....	S 303
State health facilities advisory council.....	S 77
State lands (See also Land commissioners, state board of)	
Purchase of H. C. Brown's Second Addition - Denver.....	(S 154 S 361)
Sale of - in Jefferson county.....	S 48
Transfer of lands of national guard to Delta county joint school district no. 50.....	H 1097
Statutes	
C.R.S. 1963 - biennial supplement - validated.....	H 1002
Subdivision developers of real property - registration....	S 184
Superior courts - jurisdiction.....	S 1
Swine (See Livestock)	
Taxation (See also Motor vehicles)	
Cigarette tax - increase.....	H 1120
Freeport merchandise.....	H 1256
Gifts to minors.....	H 1234
Inheritance and succession - certain insurance pro- ceeds subject to.....	S 262



Taxation (Cont.)

Liquors - subject to sales tax.....	H 1119
Mines, valuation of - for general property taxation....	H 1311
Personal property tax	
Apportionment of - property in more than one county.	S 319
Publication of delinquent - fee.....	S 106
Procedural, interest, limitation, and penalty provisions of various taxes.....	H 1389
Sales and use tax - increase - inclusions of liquor - exemptions - credit or refund for food.....	H 1119
"Special fuel" tax used in motor vehicles.....	H 1270
Tax sales	
Advertising fees.....	S 115
Disposition of funds.....	S 109
Tax commission - maintain list of certain local improvement and service districts.....	H 1163
Tax sales (See Taxation)	
Telecommunication services, theft of.....	H 1192
Tires on passenger cars	
Regrooving prohibited.....	S 91
Studs - equipped with.....	H 1292
Title and guaranty companies.....	H 1437
Towns and cities (See Cities and towns)	
Trash and garbage collection vehicles - motor carriers....	S 258
Trash, dumping of on highways.....	H 1095
Trust companies - examination by bank commissioner.....	S 306
Tuition of students (See Universities and colleges)	
Unemployment compensation - miscellaneous amendments.....	S 261
Uniform commercial code - crimes relating to.....	(S 104 S 240)
Uniform principal and income act.....	H 1250
Universities and colleges	
Colorado commission on higher education.....	H 1170
Degree granting - prohibitions.....	H 1012
Tuition - classification of pupils for purposes of.....	H 1474





	Bill <u>No.</u>
Vocational education - administration.....	S 241
Veterans (See also Motor vehicles)	
Compensation of guardians.....	S 235
War veterans memorial commission, Colorado.....	S 7
Water	
Adjudication day.....	H 1412
Ground water	
Permit for additional.....	H 1260 V
Re-enactment of ground water law.....	S 367
Reservoirs - evaporation from.....	S 22
State engineer - administer laws on waters.....	H 1066
Weights and measures - miscellaneous amendments.....	H 1096
Welfare, public (Including state department)	
Diagnostic center, children's - use of by county departments.....	H 1431
Division of child welfare - change of name.....	H 1432
Hearing officer for department.....	S 259
Wills and estates	
Afterborn children.....	H 1347
Application to determine heirship - district court.....	H 1487
Evidence of disbursements.....	H 1241
Foreign wills - presented to district court.....	H 1479
Order of abatement.....	H 1350
Personal representatives.....	H 1348
Small estates - maximum value of \$3,500.....	H 1235
Valuation of property.....	H 1254
Workmen's compensation	
Medical disaster insurance fund - tax on premiums.....	(S 271
	(S 272
Miscellaneous amendments.....	S 269
World's fair commission, Colorado - creation.....	S 325

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