

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

(1964 - Second Regular Session)

and
APPROVED OR VETOED BY THE GOVERNOR
OR BECAME LAW WITHOUT APPROVAL
OF THE GOVERNOR

(Together with a Subject Index)

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Compiled by the
Legislative Reference Office
323 State Capitol
Denver

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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.

SENATE BILLS ENACTED AND APPROVED

No.

Subject

- 1 Children - probation officers - detention facilities. Provides that the district or juvenile courts of two or more counties with a combined population of over twenty-five thousand, whether or not in the same judicial district, or the district court for two or more counties within the same judicial district and without regard to the population thereof, may jointly appoint juvenile probation officers. Provides for state reimbursement of salary of such an officer appointed by any county of at least eighteen thousand population, or jointly by two or more counties with a population of twenty-five thousand or more, or by a group of counties making up an entire judicial district; provided, such reimbursement shall not exceed one-half of the salary of each full-time probation officer, or two hundred dollars per month, whichever is less.

Enacts new article authorizing county commissioners, of counties other than city and county of Denver, to establish juvenile detention facilities separate and removed from any jail, although it may be within the same building, or two or more counties may jointly establish such a facility. Children under the age of eighteen years may be detained by warrant, order, or direction of court. Such facility shall be operated as a division of the district court, with a superintendent and other employees employed by the district judge or judges. The school boards of the school districts which such facility serves shall furnish teachers, books, and equipment for proper education of the children detained, at the expense of the school district or districts served.

February 20

January 12, 1965

- 2 Juvenile court of the city and county of Denver. Establishes a juvenile court of the city and county of Denver, pursuant to the judicial reform amendment, with exclusive original jurisdiction over children who are under eighteen years of age, in actions concerning their neglect, dependency, or delinquency, violations of state laws other than game and fish laws and municipal traffic ordinances, and the adoption, relinquishment, custody, support, or guardianship of such children; provided, that when a child, sixteen or seventeen years of age, is charged with a felony, other than one punishable by life imprisonment or death, the court shall have concurrent jurisdiction with the district court. In cases where a child sixteen or seventeen years of age is charged with a felony punishable by life imprisonment or death, the court shall have no jurisdiction, but if a child under sixteen years is so charged, the juvenile court shall have exclusive jurisdiction.

No.

Subject

2
cont. Provides for two judges of such juvenile court, and specifies the qualifications, compensation, term of office, and election of such judges. Provides for filling of vacancies, obtaining assistance by other judges, appointment of referees, and the appointment of a clerk and the employees of the court. Provides that the juvenile hall of Denver shall be a division of the court and under the direction of the superintendent thereof, subject to the approval of the judges of the juvenile court. The school board of Denver shall furnish teachers, books, and appliances necessary for the proper education of the children detained in the juvenile hall, at the expense of said school board. Repeals prior laws concerning juvenile courts.

February 20

January 12, 1965

3 Probate court of the city and county of Denver. Establishes a probate court of the city and county of Denver, pursuant to the judicial reform amendment, with exclusive original jurisdiction over estates of decedents, wards, and absentees; probate of wills; granting of letters testamentary, of administration, of guardianship, and of conservatorship; and the administration of the same; the determination of heirship; the construction of wills; and the administration of testamentary trusts.

Provides for one judge of the probate court, and specifies the qualifications, compensation, and term of office and election of the judge. Provides for filling of vacancies, assistance by other judges, and the employment of a clerk and other employees of the court.

February 20

January 12, 1965

4 Municipal and police courts. Pursuant to the judicial reform amendment, removes references to justices of the peace, and provides amended appellate procedure from municipal and police courts, specifying that if a superior court has been established, the appeal shall be to the superior court rather than the county court. Amends qualifications of police magistrates to provide that they be qualified electors of the county in which the city is located, and provides that a town police magistrate may also be a county judge.

February 20

January 12, 1965

5 Superior courts. Limits criminal jurisdiction of superior courts to appellate review of cases appealed from municipal, police magistrate, and county courts within the county or city and county. Such review may include trial de novo of cases appealed. Superior courts shall have concurrent original jurisdiction with district courts in civil actions only where the amount involved exceeds five hundred dollars but does not exceed five thousand dollars. In counties where superior court is established, appeal from police magistrate, municipal, and

No. Subject

5 county courts shall be only to superior court, with further
cont. appellate review by the supreme court.

February 20 January 12, 1965

6 Forcible entry and detainer. Amends law to delete justices of the peace, and provides for transfer to the district court of cases in the county court involving amounts in excess of five hundred dollars. Provides for appeal from county court to district court or to superior court if one has been established, with appellate review in the supreme court. Repeals provision for trial de novo on appeal, and prohibits the issuance of writs of restitution prior to forty-eight hours after judgment.

February 20 January 12, 1965

7 Taxation - maintenance of records - motor fuel refund and permit records. Provides that department of revenue, dealers, and users shall retain records applicable to certain taxes, and refund permits and records of motor fuel taxes, for twenty-four months, and provides for per diem charges of twenty-five dollars per day for revenue agents who travel out of state to inspect books of taxpayers, with a minimum charge therefor of seventy-five dollars.

February 20 February 20

9 Trailer coaches and mobile homes - taxation. Repeals provisions for semiannual or quarterly installment payments of specific ownership taxes on trailer coaches and mobile homes. Specifies that it shall be the duty of the county clerk and recorder to locate such trailer coaches and mobile homes within his county and to collect the registration fees and specific ownership taxes thereon. Provides for the allocation and payment of specific ownership taxes to political subdivisions in the county in same manner as ad valorem taxes. Establishes situs of trailer coach or mobile home as basis for allocation, rather than residence of the owner thereof. Permits owner to surrender certificate of registration of trailer coach or mobile home and to file certificate of location of same for assessment thereof by county assessor for the payment of ad valorem taxes.

March 31 January 1, 1965

10 State building authority. Abolishes the authority.

February 3 February 3

12 State historical society. Removes society from department of education and makes it an agency in the executive department.

February 26 February 26

No.

Subject

- 13 Department of revenue - collection of taxes. Authorizes director of revenue to assess and collect taxes due plus fifteen per cent of taxes, penalties, and interest due, or twenty-five dollars, whichever is greater, in cases of taxpayers against whom the department of revenue has had to resort to issuance of distraint warrant three times or more. Such additional fifteen per cent or twenty-five dollars, as the case may be, shall be used to compensate the department for administrative and collection costs as to such delinquent taxes. Applies to all taxes collected by the department, including motor fuel taxes, sales and use taxes, and motor vehicle registration fees.
- March 31 March 31
- 14 Sales and use taxes. Includes steam in definition of "sale", and includes private sales in definition of "farm close out sale". Adds definition of "auction sale". Provides for sales tax upon sales of steam when consumed or used in original form. Provides for apportionment of costs between product and services when sale price includes maintenance services for said product, and permits sales tax on only that portion of cost allocated to sale of the product. Provides that vendors collecting sales taxes less than forty dollars per month may report and make payment thereof at intervals not greater than every three months. Exempts aviation fuel from sales and use taxes. Permits department of revenue to offset sales and use tax deficiencies from subsequent years against claims for sales and use tax refunds for prior years. Reduces interest on unpaid use taxes from two to one per cent per month.
- March 31 March 31
- 15 County courts. Establishes new county court system pursuant to the judicial reform amendment. Provides for concurrent original jurisdiction with the district court in civil actions where the debt, damage, or value of property involved does not exceed five hundred dollars, but the county court shall have no jurisdiction over cases involving the title or boundaries to real property, matters of probate, mental health, divorce, annulment, separate maintenance, matters affecting children, or the issuance of injunctions. The court shall have concurrent original jurisdiction with the district court over misdemeanors, except those involving children, and shall have jurisdiction to issue warrants, conduct preliminary examinations, issue bind-over orders, and admit to bail in felony and misdemeanor cases.

Classifies counties as follows for the purposes of this act which shall not affect the classifications of counties for other purposes:

Class A: The city and county of Denver;

<u>No.</u>	<u>Subject</u>
15 cont.	Class B: Adams, Arapahoe, Boulder, El Paso, Jefferson, Larimer, Mesa, Pueblo, and Weld;
	Class C: Alamosa, Delta, Fremont, Garfield, La Plata, Las Animas, Logan, Montezuma, Montrose, Morgan, Otero, Prowers, and Rio Grande;
	Class D: All other counties of the state.

Provides for one county judge in each county, except that in the counties of Adams and Jefferson, there shall be three judges; in the counties of Arapahoe, Boulder, El Paso, Pueblo, and Weld, there shall be two judges; and in the city and county of Denver, there shall be the number of judges as provided by the charter and ordinances thereof.

Establishes the qualifications of judges in each class:

Classes A and B: Must be a qualified elector of and reside in the county and admitted to the practice of law in Colorado.

Class C: Must be a qualified elector of and reside in the county and, to be eligible for election must be admitted to the practice of law in Colorado, but to be eligible for appointment (in the case of a vacancy) must be a graduate of high school or the equivalent thereof.

Class D: Must be a qualified elector of and reside in the county, and must be a graduate of high school or the equivalent thereof.

Requires judges-elect who are not admitted to the practice of law to attend an institute on the duties and functions of the county court, which shall be held under the supervision of the supreme court.

Judges in counties of Classes A and B shall devote full time to the office of judge and shall not engage in the private practice of law. Judges in counties of Classes C and D, if admitted to the bar, may engage in the private practice of law in courts other than the county court and in matters which have not and will not come before the county court, and may serve also as municipal judges. Provides for term of office and election of judges, the filling of vacancies, and the posting of qualification bonds by judges.

Provides for associate and assistant county judges who shall be elected by the electors of the county. An associate county judge shall receive a salary of one-half that of a county judge, and an assistant county judge shall receive a salary of one-fourth of the salary of a county judge. Provides for associate county judges as follows: In Larimer county, one in the city of Loveland; in Montrose county, one in the western portion of the county

No. Subject

15 included in the Southwestern Water Conservation District; in
 cont. Garfield county, one in the city of Rifle; in Rio Blanco county,
 one in the city of Rangely; and in the county of Morgan, one in
 the city of Brush. Provides for assistant county judges as
 follows: In Larimer county, one in the town of Estes Park; in
 Moffat county, one in the western portion of the county west
 of range 100 west of the 6th Prime Meridian and south of the
 Yampa river; and in Eagle county, one in the town of Minturn.

Provides for assistance by other judges of courts of record,
 the appointment and duties of clerks of the county courts of
 the state, bonds to be posted by such clerks, appointment of
 other court employees, and procedures of the county courts.

Establishes simplified procedures in civil and in criminal
 cases in the county courts of the state, the appeals from county
 courts, and the transfer of cases to the county courts upon the
 effective date of the act. Repeals various statutes concerning
 the county courts not applicable under judicial reorganization.

March 30

January 12, 1965

16 Operator's, minor operator's, and chauffeur's licenses. Com-
 mencing June 1, 1964, upon the accumulation of twelve points
 in any twelve consecutive months, or eighteen points in any
 twenty-four consecutive months, by any licensee, the department
 of revenue is authorized to suspend such license after a hearing.
 The time periods shall be based upon dates of violations, but
 points shall not be assessed until after conviction. Accumu-
 lation of points will not be affected or "wiped out" by the
 issuance or renewal of any license, nor by any anniversary date
 of the effective date of this act or of the issuance of any
 license.

March 17

June 1

18 Civil defense agency. Specifies that the adjutant general of
 the state shall be the director of the agency.

February 20

February 20

19 Judicial districts and district courts. Divides the state
 into the following judicial districts, with the number of
 judges specified for each district: (Where the number of judges
 is followed by another number in parenthesis, the second number
 indicates the number of judges for such district after January,
 1969.)

<u>Judicial Dist.</u>	<u>Counties</u>	<u>Judges</u>
<u>First</u>	Clear Creek, Gilpin, and Jefferson	5 (6)
<u>Second</u>	City and county of Denver	14
<u>Third</u>	Las Animas and Huerfano	2

<u>No.</u>	<u>Subject</u>	<u>Judicial Dist.</u>	<u>Counties</u>	<u>Judges</u>
19 cont.		<u>Fourth</u>	El Paso, Kit Carson, Lincoln, Teller, and Elbert (H.B. 1101 moves Elbert to the Eighteenth judicial district.)	6
		<u>Fifth</u>	Eagle, Lake, and Summit	1
		<u>Sixth</u>	Archuleta, La Plata, and San Juan	2
		<u>Seventh</u>	Delta, Gunnison, Hinsdale, Montrose, Ouray, and San Miguel	2
		<u>Eighth</u>	Larimer and Jackson	2 (3)
		<u>Ninth</u>	Garfield, Pitkin, and Rio Blanco	2
		<u>Tenth</u>	Pueblo	4
		<u>Eleventh</u>	Chaffee, Custer, Fremont, and Park	2
		<u>Twelfth</u>	Alamosa, Conejos, Costilla, Mineral, Rio Grande, and Saguache	2
		<u>Thirteenth</u>	Logan, Morgan, Phillips, Sedgwick, Washington, and Yuma	4
		<u>Fourteenth</u>	Grand, Moffat, and Routt	1
		<u>Fifteenth</u>	Baca, Cheyenne, Kiowa, and Prowers	2
		<u>Sixteenth</u>	Bent, Crowley, and Otero	2
		<u>Seventeenth</u>	Adams	4 (5)
		<u>Eighteenth</u>	Arapahoe and Douglas (Elbert county added by H.B. 1101)	4 (5)
		<u>Nineteenth</u>	Weld	2
		<u>Twentieth</u>	Boulder	3
		<u>Twenty-first</u>	Mesa	2
		<u>Twenty-second</u>	Dolores and Montezuma	1

Provides for the transfer of cases where counties have been placed in new or different judicial districts from the present, the assignment of judges to the district court of the county of each judge's residence, and the election of additional judges at the 1964 general election in new districts or districts with an increased number of judges. Also provides for the election of all district attorneys at the general election held in 1964.

February 25

January 12, 1965

- 20 Court fees and salaries. Sets salaries of judges of superior and district courts and the juvenile court of the city and county of Denver at \$14,000 per year; and of the probate court of the city and county of Denver at \$14,500 per year. Sets the salary of the county judges of the city and county of Denver at \$12,000. Provides that clerks of the district courts shall pay the state treasurer ten per cent of all docket fees, and the balance of all fees to the county treasurers of the respective counties.

Amends docket fees to be as follows:

Plaintiffs, petitioners, third-party plaintiffs, and counterclaimants in district court actions \$ 20

<u>No.</u>	<u>Subject</u>	
20 cont.	Defendants and respondents not filing a cross-claim or counterclaim in district court action	\$ 10
	Appellants.	15
	Any party in county court	5
	Probate fees:	
	Under small estates act.	3
	Estates of \$500 or less.	10
	Estates over \$500 but not over \$1,500.	15
	Over \$1,500 but not over \$2,500.	30
	Over \$2,500 but not over \$5,000.	35
	Over \$5,000 but not over \$10,000	50
	Over \$10,000 but not over \$20,000.	75
	Over \$20,000 but not over \$30,000.	90
	Over \$30,000 but not over \$50,000.	115
	Over \$50,000 - \$115 plus \$2.00 per \$1,000, or fraction, over \$50,000 of gross inventory value.	
	Caveats.	15
	Sale or mortgage of real estate - \$2.50 per \$1,000 of sales price or mortgage principal in excess of \$1,000 - maximum fee of \$50.00	
	Foreign wills without administration	15
	Testamentary trusts:	
	Estates of \$10,000 or under.	15
	Over \$10,000 but not over \$20,000.	30
	Over \$20,000 but not over \$40,000.	45
	Over \$40,000 but not over \$60,000.	60
	Over \$60,000 - \$60 plus \$1.00 per \$1,000, or fraction, in excess of \$60,000.	
	Mental health:	
	Hospitalization.	7.50
	Proceeding requiring commissioners	15
	Special proceedings:	
	Docket fees in criminal actions	
	(a) In all courts of record except the county and supreme court, defendant's fee	10
	(b) In county court, defendant's fee	5
	Appeals in criminal cases from municipal, police magistrate, or county court.	10

Repeals previous provisions for salaries of juvenile judges, justices of the peace, and constables, and for fees of justices of the peace and constables.

February 20 January 12, 1965

21	<u>Licensed practical nurses - fees.</u> Increases fees as follows:	
	Application for original license	\$ 30
	Reinstatement of suspended license	10
	Renewal fee.	5
	Endorsement to another state	2
	Reapplication for examination after prior failure.	10
	No fee shall be refunded except in the case of application for approval of out-of-state credentials, and if such approval is	

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|-------------|------------------|
| 21 | denied, twenty-five dollars of the thirty dollar fee may be cont. refunded. | | |
| | | March 17 | March 17 |
| 24 | <u>Water conservancy districts.</u> Provides that as to water conservancy districts formed prior to March 12, 1945, when a judicial district in which such a water district was formed is subsequently divided into three or more judicial districts, on and after the second Tuesday in January, 1965, the presiding judge of each judicial district which contains territory included in such water conservancy district shall sit en banc to appoint the directors of such water district. | | |
| | | February 25 | February 25 |
| 25 | <u>Joint budget committee.</u> Increases maximum per diem compensation of members of committee from one thousand to two thousand dollars per year. | | |
| | | March 17 | March 17 |
| 27 | <u>Court reorganization.</u> Amends numerous sections of law to conform with the abolishment of the offices of justice of the peace and of constable, and with the transfers of jurisdiction to other courts as provided in other court reorganization bills. This bill was popularly known as a "housekeeping" bill. | | |
| | | March 24 | January 12, 1965 |
| 28 | <u>Court reorganization.</u> This is another "housekeeping" bill, similar to S.B. 27, amending and repealing additional sections of law to conform to judicial reorganization. | | |
| | | February 26 | January 12, 1965 |
| 33 | <u>Appropriation - supplemental - old age pension medical care.</u>
\$2,000,000. | | |
| | | March 23 | March 23 |
| 35 | <u>Medical assistance for the aged.</u> Implements Kerr-Mills Act to provide medical assistance for the aged apart from the Colorado old age pension medical assistance, to any resident of the state sixty-five years of age or older, not receiving the old age pension, whose need for medical care available under this act has been professionally established and is not otherwise provided under workmen's compensation or contractual obligation or for which the patient is not entitled to reimbursement. Hospital services and physicians' services are equivalent to those furnished under the old age pension; provided, that the patient shall pay the first five dollars of costs for the first three | | |

No.

Subject

35
cont. days of hospitalization, three dollars per day for the next ten days, and one and one-half dollars per day thereafter. Nursing home care and other medical services, optometric or podiatric ancillary services, and other noninstitutional services shall be furnished within the limits of available appropriations and pursuant to rules and regulations of the state department of public welfare. Patients may receive additional amounts for personal needs, not to exceed amounts received by those under the old age pension. Any supplementary income received by a recipient under this program shall be first applied to the costs of services rendered in a nursing home, and the excess, if any, shall be then applied to other medical expenses. Funeral and burial expenses, not to exceed two hundred dollars, shall be paid on the death of any recipient under this program. Provides that records maintained under this program shall be confidential. Provides penalties for violations, authorizes county appropriations to implement this program, provides for state reimbursement at one hundred per cent for recipients in nursing homes, and appropriates \$7,141,759 for services and benefits under this program, and \$250,000 for the administration thereof.

March 23

July 1

HOUSE BILLS ENACTED AND APPROVED
(Also includes vetoed bills)

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|-------------|-------------|
| 1001 | <u>Mental retardation and mental health funds.</u> Designates state department of public health as state agency to receive and administer federal funds and to carry out the purposes of the federal "Mental Retardation and Community Mental Health Centers Construction Act of 1963". Increases state advisory hospital council from nine to twelve members, and provides for qualifications for two additional members thereof to be authorities in the field of mental retardation and mental health, and one a representative of consumers of mental retardation and mental health services. | February 25 | February 25 |
| 1003 | <u>Income tax.</u> Rewrites substantially all of the income tax article, defining Colorado adjusted gross income as the federal adjusted gross income with the following modifications: Add the interest, if any, on obligations of a state or any subdivision thereof (except on obligations of this state which are exempt from the state income tax), state income taxes, federal net operating loss deduction, and federal income tax refunds; and subtract interest income on obligations of the United States or any agency thereof, amounts received from certain pensions, the gain or loss on the disposition of property having higher adjusted basis for Colorado income taxation than for federal taxation purposes, income previously taxed under the income taxes of this state, the Colorado net operating loss deduction, and certain depletion allowances for oil shale production.

Specifies that the itemized deductions shall be the federal itemized deductions with the following modifications: Add the federal income tax liability for the same taxable year, and any income taxes to any foreign country claimed as a credit on the federal return; and subtract the income taxes imposed by this state or any other taxing jurisdiction.

Other important changes are: The dividend exclusion and the "more than six months" holding period for long-term capital gains will apply in the determination of Colorado income taxes. The two thousand dollars exclusion for military pay and the deduction for travel to and from work have been repealed. The drug and medical deductions will be the same as for federal returns. Alimony paid by an ex-husband shall be a deduction from his adjusted gross income and shall be included in the adjusted gross income of the ex-wife. Does not provide for split income advantages if a husband and wife file a joint return. Requires declaration of estimated tax only in cases where the estimated tax exceeds forty dollars. | | |

No.

Subject

1003 cont. Authorizes director of revenue to promulgate withholding tables such that the amount withheld from wages will approximate the income tax due the state. This provision takes effect upon signature of the governor in order to compensate for the 1964 reduction in federal income taxes.

March 24

January 1, 1965

1004 Capital construction fund. Suspends for the current fiscal year the operation of the 1963 law transferring five per cent of all general fund revenues to the capital construction fund, and provides for retransfer to the general fund of any moneys transferred previously to the capital construction fund under said law.

March 17

March 17

1005 General property tax. Completely rewrites general property tax law pursuant to constitutional amendment enacted at the general election of 1962. Eliminates "full cash value" basis for valuation, and establishes new formula using six factors to determine the "actual value" of property. The "valuation for assessment" shall be thirty per cent of actual value, and shall be the valuation to which the mill levy shall be applied to determine the amount of taxes imposed on property. Provides for three years' adjustments to arrive at equalized valuations for assessment. Changes assessment date in each year to twelve noon on January 1. Changes supervision of administration of the valuing of, assessing of, and levying taxes upon property in the state from the Colorado tax commission to the state board of equalization, and provides that the tax commission shall assist and cooperate in the administration of all laws concerning the general property tax. Authorizes the tax commission to prepare manuals for assessors and to require their use by assessors as a guide in valuing property.

Requires annual review of exemptions of religious, school, or charitable property from property tax by the tax commission. Specifically provides for valuation of various classes of utilities by the tax commission and makes uniform the valuation of assessment and the date of such valuation of all utilities. Requires owners of taxable personal property to furnish assessor full information concerning such property and to deliver schedule of such property to assessor not later than April 15 of each year. Changes from July 1 to June 1 the date on which the assessor shall notify property owner of increased valuation, thereby moving ahead one month the appellate process following the assessor's valuation, and permitting more time for the assessor and the county board of equalization to hear objections to such valuations. Requires the assessor to hear from day to day such objections, beginning on the second Monday in June through the last regular working day of June.

No.	<u>Subject</u>		
1005 cont.	Includes iron ore in the classification of metalliferous mines for property tax purposes. Includes new article on taxation of oil and gas producing lands, writing into law the present rates, practices, and methods of valuation and taxation. Requires majority of county board of equalization to transact any business, and requires assessor to furnish county board a list of all persons who appeared before him to present objections to valuations. Appeals from county board of equalization changed until August 1 of following year, but taxes must be paid before appeal may be filed in district court.	March 24	August 1
1006	<u>School attendance - tuition.</u> Amends "School Attendance Law of 1963", to permit charge of tuition during summer school sessions.	February 3	February 3
1007	<u>Display of flags on state institutions.</u> Transfers the provisions of law for display of flags on state institutions from chapter 123, CRS 1953, concerning schools, to chapter 130, CRS 1953, concerning state institutions. Changes the specifications and design of the Colorado flag.	March 31	March 31
1009	<u>County high school districts - dissolution.</u> Requires school planning committee of any county containing a county high school district to develop by February 1, 1965, a plan of organization for a new school district with boundaries coterminous with the county high school district. On such date, each county high school district shall be dissolved, and the new school district shall be incorporated. A special election shall be held on said date to elect school directors pursuant to provisions of The School District Organization Act of 1957. Repeals prior laws as to county high school districts and union high schools.	March 26	March 26
1010	<u>Appropriation for claim of John M. Dolan.</u> \$2,723 to the industrial commission of Colorado, for claim of John M. Dolan for injuries sustained in civil defense duties.	February 25	February 25
1013	<u>"The State Department of Education Act of 1964".</u> Provides for the administrative organization of the department of education and repeals and re-enacts the present law with regard thereto. Provides for non-civil service status of employees of the department whose duties are educational in nature; the composition of the state board of education, its powers and duties, and its authority to accept, use, and administer moneys and properties, including federal grants, granted or made available for educational		

No.

Subject

1013 cont. purposes and not otherwise allocated to another state agency. Provides for the state board of teacher certification, the qualifications of its members, and its duties. Designates the commissioner of education as the chief state school officer and the executive officer of the department, and provides for his duties and powers. Specifies that certain records concerning teachers and pupil test scores, filed in the office of the department, are confidential in nature, but any teacher shall have the right to inspect, copy and challenge his own personal records.

Principal additions to and changes in the powers and duties of the state board and the commissioner are: The board is authorized to appraise, for the purpose of accreditation, any non-public school which requests such appraisal; to prepare and correct any report required by law to be filed by a school district, if any such report is not filed or is grossly inaccurate, and charge the cost thereof to the district; to require a school census to be taken by school districts at any time and upon reasonable notice (replacing the annual school census). Except for the printing of school laws, the printing of pamphlets, instructional guides, and other similar materials will no longer be financed from the public school income fund as at present. The requirement that the commissioner prepare standard courses of study is eliminated.

March 31

July 1

1014 Tax levies and revenues of school districts. Repeals and reenacts the present law on tax levies and revenues of school districts. Provides that the board of education of each district shall certify to the board of county commissioners the separate amounts necessary to be raised from tax levies for the general, bond redemption, and capital reserve funds, for expenditures during the next ensuing fiscal year. Districts with over 70,000 actual enrollment of pupils shall make such certification no later than December 1st; all other districts, no later than October 16th. The levy for the capital reserve fund shall not exceed 2 mills in any year for all districts. Provision is made for the certification of separate levies in cases of reorganization of districts, consolidation, or detachment or annexation of territory from or to districts. A board of education or board of county commissioners shall not modify the amounts certified, except that the board of county commissioners may ascertain if said amounts are within limitations prescribed by law. Provides for the duties of county treasurers in keeping separate accounts by funds and subsidiary accounts for bond redemption funds of each school district; and for their duties with respect to joint districts located in their counties, and for the registration of warrants in the case of those districts having insufficient or no funds to cover warrants issued. No district shall in any fiscal year issue warrants in excess of

No.

Subject

1014 anticipated revenues. Requires depositories in which school
cont. funds are deposited to give a surety bond, or other specified
security, and provides that school moneys may be invested if
not needed for current expenses. Provides that the treasurer
of a school district, if his school funds are not left with the
county treasurer, may issue registered warrants in the same
manner as the county treasurer; that the board of education may
negotiate for short-term loans; and provides for disposition of
revenues and certification of tax levies and other duties with
respect to taxes and revenues for outstanding bonded indebted-
ness of a dissolved school district, or of a reorganized dis-
trict, if not dissolved. Eliminates the statutory provisions
requiring certain fines to be paid into the county public school
fund, and the payment of "school fees" by the game, fish, and
parks commission.

March 26

July 1

1015 School districts - accounting and reporting. Improves account-
ing and financial reporting procedures for school districts.
Provides for three primary funds for each school district:

(1) General fund: Replaces old "special fund", to be
used for current fiscal transactions for ordinary operations
of the district.

(2) Bond redemption fund: Replaces old "bond and interest
fund", to be used for satisfying bonded indebtedness obligations,
with separate subsidiary accounts for each outstanding issue.

(3) Capital reserve fund: Replaces old "capital reserve
building fund", to be used for specified capital outlay purposes,
including acquisition of land, construction of structures there-
on, construction of additions to existing structures, procure-
ment and installation of equipment for such new structures and
additions, improvements to existing structures where costs ex-
ceed five thousand dollars, and acquisition of school busses
where costs exceed five thousand dollars.

Authorizes state board of education to provide for other
funds and accounting procedures therefor by regulation. Speci-
fies procedures for handling and accounting for moneys received
from fees, school fines, school activities, and food services
or lunchrooms. Requires monthly financial reports from county
treasurers, and requires semiannual publication of a report of
the financial condition of each school district. Provides for
removal of any school director, officer, or employee for willful
failure to perform any duties specified by this act.

February 27

July 1

House Bills

No.

Subject

1018 School districts - election of directors. Completely revises school election laws to conform insofar as possible to the Colorado Election Code of 1963. Provides that board of education of each school district shall conduct the election of directors, but may contract with the county clerk to conduct the election. Regular biennial school elections in districts with a school enrollment of seventy thousand or less shall be on the first Tuesday in May; in districts exceeding seventy thousand enrollment, the election shall be on the third Tuesday in May. Requires registration for general elections for all persons desiring to vote at school elections.

Permits school districts to continue with present six-year and four-year terms for school directors, and provides for five, six, or seven men boards of education. School districts with three directors must increase their boards to five members. Provides for the change by any school district from four-year terms to six-year terms for directors, and vice versa. Requires seven directors in districts with school enrollment of forty thousand or more and which have not been organized under either the 1949 or the 1957 acts, or which previously have had only three directors.

Continues director district plan for election of directors in districts organized under the 1957 act, but also allows any other district to adopt such a plan, and provides for changes in director district boundaries. Clarifies law by providing that under director district plan, each director is to be elected by the electors of the entire district.

Provides that school district election precincts shall be comprised of one or more whole general election precincts, and provides for compensation of judges and clerks of election. Authorizes absentee voting at biennial school elections. Provides for recall of any school director in office at least six months, and provides procedures for the recall and the election of a successor for the unexpired term.

Provides for the filling of vacancies in office of director by the board of education of the school district for the remainder of the unexpired term. Defines when a vacancy in office shall occur. Provides that if board does not appoint a person to fill vacancy within sixty days, then the president of the board shall fill the vacancy by appointment.

March 26

July 1

1019 School districts - "The School District Budget Law of 1964". Provides that beginning January 1, 1967, the calendar year shall be the fiscal year of all school districts except junior college districts. Sets forth required contents of a school district budget, permits the establishment of a contingency reserve and

No.

Subject

1019 an operating reserve in the general fund, and requires the
cont. publication of notice of the proposed budget. In school dis-
tricts having a fiscal year beginning on January 1, the pro-
posed budgets shall be submitted to the school board by the
twentieth day of September preceding, and in all other districts
the budget shall be submitted at least thirty days prior to the
beginning of the fiscal year. Certified copies of each budget
shall be filed with the commissioner of education.

Permits transfer of moneys from one function to another
during the last four months of any fiscal year, but only in
case of an "act of God" or an unforeseen event may such a trans-
fer be made during the first eight months. Permits loans be-
tween funds, except from bond redemption fund, which must be
repaid by the end of the fiscal year. Deletes references to
school districts in the "Local Government Budget Law".

March 26

July 1

1020 Appropriation - supplemental - to department of agriculture.
\$20,809 for weights and measures section.

February 3

February 3

1021 Appropriation - supplemental - to Colorado state university.
\$100,000 for educational and general purposes.

February 17

February 17

1022 Appropriation - supplemental - to secretary of state. \$3,800
for liquor administration travel expenses.

February 3

February 3

1023 Appropriation - supplemental - to board of licensed practical
nurse examiners. \$4,112 for personal services, capital outlay,
operating expenses, and travel.

February 3

February 3

1024 Appropriation - supplemental - to Colorado racing commission.
\$24,336 for additional costs of supervising horse racing because
of increase in number of racing days.

February 17

February 17

1025 Game, fish, and parks - appropriations for prior fiscal years.
Repeals 1961 capital construction appropriations for Fort Collins
gravel pit, Porter Creek reservoir, Cory Trout farm, land pur-
chase at Twin Lakes, and easements at Beaver Lake and Crystal
River, and reduces capital construction appropriations for
California Park reservoir and Upper Piedra improvements. Repeals

House Bills

<u>No.</u>	<u>Subject</u>		
1025 cont.	1962 capital construction appropriations for improvements at Coke Oven reservoir, Hart Lake, and Denver Hatchery, and repeals 1963 capital construction appropriations for Battlement Mesa, Rifle Falls Hatchery, S. Lone Pine Lake, and Barber Basin Lake projects, and reduces capital construction appropriation for Boulder Lake.	February 10	February 10
1026	<u>Appropriation to legislative department.</u> For legislative expenses of second regular session of forty-fourth general assembly, and expenses of legislative committees - \$468,000.	January 22	January 22
1027	<u>Appropriation - supplemental - Fort Lewis School.</u> \$80,769 for educational and general purposes.	February 10	February 10
1028	<u>Appropriation - supplemental - department of education.</u> \$15,000 for emeritus retirement benefits for public school teachers.	February 3	February 3
1029	<u>Appropriation - supplemental - to Colorado State Reformatory.</u> \$15,000 for operating expenses.	February 3	February 3
1030	<u>Appropriation - supplemental - to Colorado State Home at Trinidad.</u> \$2,450 for personal services, travel, operating expenses and capital outlay.	February 3	February 3
1031	<u>Appropriation - supplemental - to board of examiners of architects.</u> \$3,200 for personal services and travel.	February 17	February 17
1032	<u>Ton mile tax - records.</u> Permits director of revenue to authorize the filing of ton mile tax return and payment of tax for periods in excess of one month but not to exceed a period of twelve months.	February 3	February 3
1033	<u>Motor vehicles - destruction of records.</u> Reduces period of time the department of revenue must keep records of accidents from ten years to six years.	February 25	February 25

House Bills

No.

Subject

1035 Metropolitan recreation and/or park districts. Permits any home rule city to petition on behalf of property owners of the city to withdraw all property in the city from the district. If the recreation and/or park district board of directors approve such petition, the board shall submit the proposition to electors of the district for approval or disapproval. If approved, the property shall be excluded by order issued by the district court having jurisdiction over said district. Ad valorem taxes shall be prorated on a quarterly basis to the date of exclusion; provided, that such excluded property shall not be relieved of any liability for bonded indebtedness incurred while the property was in the district. The home rule city shall pay the costs of the election, and shall acquire, by condemnation, any property owned by the district within the city.

February 26

February 26

1036 Retail sales tax - lien. Provides that the owner, conditional vendor, or mortgagee of property used by a retailer subject to a lien for retail sales taxes may exempt such property from said lien by requiring the retailer to post security with the department of revenue for the payment of such retail sales taxes and to obtain from the department a certificate that such security has been posted.

Vetoed April 1

1038 Colorado state university - authority to issue revenue bonds. Authorizes state board of agriculture to issue revenue bonds to finance the acquisition of facilities or equipment, or both, for the auditorium-gymnasium at Colorado state university, and to pledge the net income therefrom to repay moneys advanced on such revenue bonds.

February 10

February 10

1039 1963 Supplement to Colorado Revised Statutes 1953. Enacts 1962 and 1963 session laws into supplement to CRS 1953.

February 3

February 3

1040 Pre-supplement publication of statutes. Repeals 1963 law providing for annual publication of pre-supplement to CRS 1953.

February 3

February 3

1041 Fort Lewis College. Changes name of Fort Lewis School to Fort Lewis College.

February 10

April 1

House Bills

- | <u>No.</u> | <u>Subject</u> | | |
|------------|---|-------------|-------------|
| 1042 | <u>State senatorial districts.</u> Provides for attachment of annexed territory, contiguous to two or more senatorial districts, to the senatorial district with the lesser population. | February 25 | February 25 |
| 1043 | <u>Reports of state agencies.</u> Provides that the division of accounts and control shall coordinate and control the publication and distribution of information and reports of state agencies to reduce costs and the volume of such reports. Amends the specific statutes relating to the various state agencies to require compliance with fiscal rules promulgated by the controller relative to publication of reports. | March 31 | July 1 |
| 1045 | <u>Mount View girls' school.</u> Establishes the school as an educational institution for delinquent girls. | February 25 | February 25 |
| 1046 | <u>Lookout Mountain school for boys.</u> Establishes the school as an educational institution for delinquent boys. | February 25 | February 25 |
| 1047 | <u>Appropriation - supplemental - department of institutions.</u> \$8,496 for board and care of female reformatory prisoners. | February 10 | February 10 |
| 1048 | <u>University of Colorado - research building revolving fund.</u> Establishes revolving fund for construction and equipping of research buildings. Authorizes regents to charge and collect rents or fees for use of same, and to issue anticipation warrants not to exceed two million dollars to be repaid by such rents and fees. | February 10 | February 10 |
| 1049 | <u>Colorado state university - research building revolving fund.</u> Establishes revolving fund for construction and equipping of research buildings. Authorizes state board of agriculture to charge and collect rents or fees for use of same, and to issue anticipation warrants not to exceed one million dollars to be repaid by such rents and fees. | February 10 | February 10 |
| 1050 | <u>Air pollution.</u> Establishes standards of air contamination beyond which cities, towns, counties, and cities and counties may act to control, abate, and prevent air pollution. Provides for | | |

<u>No.</u>	<u>Subject</u>		
1050 cont.	testing of air by state department of public health, and notice by the department to the appropriate local governmental agency of air not meeting such standards. Amends 1963 air pollution law to require department of health to continue study and to develop data concerning air pollution by motor vehicles; and adds new powers and duties of the department to act as state agency to receive and distribute federal funds for air pollution control and to disseminate information concerning the same.	March 18	March 18
1053	<u>Colorado state university.</u> Amends 1961-1962 capital construction appropriation for library building to include equipment, fixtures, and furnishings.	February 17	February 17
1057	<u>Barbers - license fees.</u> Increases examination fees to twenty dollars, and license fees to five dollars, and renewal fees to five dollars. Application fee for apprentice barber's certificate increased to three dollars, and renewal fees increased to three dollars. Annual inspection fees for established barber shops shall be five dollars, and initial inspection fees for new barber shops shall be twenty-five dollars. Transfer of license fee for barber shop or barber college shall be five dollars.	March 17	March 17
1059	<u>Elections - new resident ballots.</u> Repeals requirement of oath on application for ballot by new resident.	February 25	February 25
1060	<u>Elections - state senatorial and representative districts.</u> Provides procedures for selecting delegates to state representative and senatorial district party assemblies, including cases where county boundaries change following annexation. Specifies membership of state representative and senatorial district party central committees, including cases where county boundaries change following annexation. Clarifies provision as to election precincts within state senatorial and representative districts, by providing that precinct boundary lines may be changed within the district boundaries of any representative or senatorial district. Requires the formation of one or more whole election precincts in territory annexed when such annexation changes county boundaries and the annexing county contains one or more state representative districts.	March 24	March 24

- | <u>No.</u> | <u>Subject</u> | | |
|------------|---|-------------|-------------|
| 1061 | <u>Elections - absentee ballots.</u> Provides that county clerk shall determine manner of preparation of absentee ballots in counties with multiple state senatorial or representative districts. | February 25 | February 25 |
| 1062 | <u>Appropriation - coordinator of natural resources.</u> \$70,000 for weather modification studies. | February 27 | February 27 |
| 1063 | <u>Service of process.</u> Permits the service anywhere in this state of process issued by the municipal or police court of any city or city and county in the state of over twenty-five thousand population for the violation of any municipal ordinance relating to certain motor vehicle moving violations. Any such city or city and county forwarding to another county, city, or town such process for service shall pay all costs in connection therewith to the county, city, or town serving the same. | March 18 | March 18 |
| 1065 | <u>Bribery.</u> Bribery of peace officer, police officer, and policeman is designated a felony. | February 20 | February 20 |
| 1066 | <u>Trustees of state colleges in Colorado.</u> Authorizes trustees to acquire land and improvements thereon with funds derived from state building tax levy. | February 10 | February 10 |
| 1067 | <u>Securities - licensing fees.</u> Increases original licensing fees of broker-dealers and issuer-dealers to one hundred dollars, and of salesmen to twenty dollars. Provides for renewal fees of fifty dollars for broker-dealers and ten dollars for salesmen. Renewal fees for issuer-dealers shall be included in renewal registration fee. License or renewal fees shall not be refunded. | March 2 | July 1 |
| 1068 | <u>Oil and gas conservation commission.</u> Authorizes commission to charge and collect filing and service fee of seventy-five dollars when issuing drilling permit. | February 25 | July 1 |
| 1069 | <u>Professors' emeritus retirement fund.</u> Amends law defining deductions from benefits from fund, and provides that the deduction will be the amount faculty member was eligible to receive at time of retirement or death. | March 18 | March 18 |

House Bills

No. Subject

- 1072 State compensation insurance fund. Amends present law by providing that salaries of the fund employees shall be paid from appropriations by the general assembly from premiums collected by the fund. Increases advisory council from seven to eleven members, ten of whom shall be appointed by the governor, the other being the commissioner of insurance. Requires an annual audit of said fund by an auditor or firm of auditors, having necessary knowledge and experience, to be retained by the state auditor. Provides that the fund shall employ a qualified actuary, or retain the services of an actuarial firm. Repeals provision that interest from fund investments shall be used to pay employees' salaries.
- February 27 February 27
- 1073 State funds. Abolishes department of revenue administration fund and state public welfare fund, and amends provisions allocating certain moneys and fees to said funds to provide that such moneys and fees shall be deposited into the general fund or into the highway users tax fund. Expenses of the department of revenue and state department of public welfare shall be paid from appropriations made by the general assembly.
- March 2 July 1
- 1074 State institutions - patient care charges. Enacts new article governing charges for care of patients in state institutions, the liability for payment of such charges, the manner in which costs shall be computed, the extent of such liability, the determination of ability to pay such charges, and collection procedures. Amends existing law as to liability of any county for such costs, the application of such provisions, and the admission of patients to said institutions. Amends provisions relating to closing of estates of mentally ill or deficient persons who were patients, and to the requirement of the filing of a certificate from the chief administrator of the institution or the department of institutions before such an estate shall be closed. Repeals prior sections as to liability for such costs and the collection procedures.
- March 16 May 1
- 1075 Appropriation - to the attorney general. \$5,000 for the settlement of claims against the game, fish, and parks department by Bankers Life and Casualty Company for damages resulting from the killing of cattle at Road Canon Reservoir.
- March 16 March 16
- 1076 Trustees of state colleges in Colorado. Authorizes trustees to lease portions of college grounds of Colorado State College and Southern Colorado State College to private persons for construction of dormitories and dining buildings and to rent, lease,

No.

Subject

1076 maintain, operate, and purchase the same. Excludes leasing
cont. grounds for fraternity, sorority, or other club building;
also excludes any use which discriminates against anyone be-
cause of race, creed, color, or religion.

March 16

March 16

1077 School districts - bonded indebtedness - refunding bonds. Re-
peals and re-enacts two articles on bonded indebtedness and on
refunding bonds of school districts. School bond election laws
amended to conform to school district director elections and
the general election laws insofar as possible. Clarifies defi-
nition of "taxpaying elector"; permits watchers at polls; re-
quires registration for general elections for all voters at
school bond elections; authorizes use of voting machines; re-
quires separate ballot boxes for printed ballots in joint bond
and school director elections; conforms absentee voting to re-
quirements of general election code, insofar as possible; and
requires written challenges of persons desiring to vote whose
qualifications are questioned; and authorizes challenged voter
to sign written oath as to qualifications. Eliminates all
references to different classes of school districts, and makes
uniform the limit of bonded indebtedness of all districts at
ten per cent of valuation for assessment of the district; pro-
vided, that Colorado tax commission may authorize an additional
five per cent in emergency cases.

Eliminates fee to county treasurer on moneys received by
him relative to school bonds. Permits board of education of
district to withdraw and invest any funds in bond redemption
fund not then required to satisfy bond obligations. Authorizes
the registration of school bonds and limits contests of validity
of such bonds. New provision authorizes board of education of
district to certify amounts required for future redemption of
bonds prior to their maturities; provided, that such amounts
shall not exceed a tax levy of one mill in any year. School
boards to certify separate amounts for each bond issue. Elim-
inates requirement of tax levy each year for bonds refunded
but not yet redeemed.

Clarifies authority to refund bonds of prior school dis-
tricts by a reorganized district when the latter includes all
the territory of the former. Limits interest on refunding
bonds to six per cent. Requires each school district to file
report within sixty days after issuance of refunding bonds
with state board of education as to the amount of refunding
bonds issued and the terms thereof.

Authorizes an election on the assumption of all or a pro-
portionate part of a previous district's bonded indebtedness,
or that of the territory of another district included in the
new district, at a special election or at a regular school

No. Subject

1077 election. Establishes a new formula to determine annually the
cont. proportionate part of the principal amount of the bonded in-
debtedness assumed by a new district when only a part of another
district is included in the new district, and provides for the
manner of paying the same.

March 26 July 1

1078 Appropriation - supplemental - department of rehabilitation.
\$35,000 for personal services and operating expenses for rehab-
ilitation services at the Colorado state hospital.

March 2 March 2

1082 Appropriation - junior college districts. Appropriates moneys
to various junior college districts as follows:

Mesa Junior College	\$200,392
Lamar Junior College	49,392
Northeastern Junior College	148,235
Otero Junior College	64,911
Trinidad Junior College	71,757

March 16 March 16

1083 Fort Lewis college - purchase of land. Amends 1963 capital
construction appropriation to authorize purchase by the college
of described tracts of land in La Plata County, and appropriates
\$80,000 therefor.

March 17 March 17

1085 School districts - boards of education. Limits the contractual
powers of school districts by removing reference to powers of
municipal corporations and provides for contractual powers only
as authorized by law.

Specifies that the officers of the board of education of
each school district shall be a president, vice-president, secre-
tary, and treasurer, and permits an assistant secretary and an
assistant treasurer. Requires that the president and the vice-
president be members of the board. Provides for the election
by the board of the president and vice-president and, when neces-
sary, a successor to fill a vacancy in either office. The re-
maining officers shall be appointed by the board, and may or
may not be members of the board. Requires the secretary, treas-
urer, assistant secretary, and assistant treasurer each to post
a surety bond in the amount of five thousand dollars. Permits
one person to hold both the offices of secretary and treasurer,
or assistant secretary and assistant treasurer. Except for the
president and vice-president, the officers may receive compensa-
tion for services rendered, and all officers may be reimbursed

No.

Subject

1085 for necessary expenses incurred. Prescribes the duties of the
cont. officers of the board. Provides procedures for regular and
special meetings of the board.

Prescribes the powers and duties of boards of education,
including the following major changes or additions in powers:

(1) To expend school district moneys for the purchase of
athletic, musical, and other similar equipment;

(2) To purchase or erect teacherages without submitting
the question to a vote of the electors of the district unless
such involves the incurring of bonded indebtedness;

(3) To procure various types of insurance, including "all
risk" insurance to cover the property and equipment of the dis-
trict;

(4) To maintain membership in school board organizations;

(5) To reimburse school directors for necessary expenses
incurred within or without the district;

(6) To accept grants, gifts, and donations for purposes
consistent with law;

Prohibits exercise of power of eminent domain outside of
the district. Permits transportation of resident pupils to and
from public schools in an adjacent state when the district pays
to such schools tuition for the pupils. Prohibits any district
from sending all pupils to another district and thus become a
nonoperating district. Specifies when and how much tuition may
be paid by a district for a resident pupil attending school in
another district, and when and how much tuition may be charged
nonresident pupils. Provides for loss or damage deposits on
free textbooks furnished pupils and requires refund if books
returned in good condition.

Authorizes summer school programs on self-sustaining tui-
tion basis. Limits free kindergartens to the instruction of
children one year before the year in which the children will be
eligible for admission to the first grade. Provides for selling
food services at lower than cost.

Permits school districts to use facsimile signature of the
treasurer or assistant treasurer on any warrant, order, or check
when such officer has given written consent to such use and to
the employee designated to affix such facsimile signature. Per-
mits school district to contract with specified agencies to
perform any service, activity, or undertaking which the school
district is authorized to perform, but prohibits spending pro-
ceeds from bonded indebtedness outside the district. Requires

No. Subject

1085 cont. the board of education to consult with the appropriate planning commission, prior to the acquisition of school building sites, relative to the location of such site in order to conform to the adopted plan of the community insofar as is feasible, but the board shall not be required to obtain a permit, pay a fee, or comply with any local building code. All buildings and structures of any school district shall conform to the standards of the industrial commission of Colorado. This act shall apply to junior college districts where applicable.

March 26

July 1

1086 Cigarette tax. Imposes a tax on cigarettes at the rate of three cents per pack, requires a license of each cigarette wholesaler, and requires wholesaler to pay the tax and affix a tax stamp, either by gummed stamp or printed impression, on each package of cigarettes sold or offered for sale in this state. Annual license fee shall be ten dollars. The department of revenue shall administer the act, license wholesalers, and sell stamps or approve metering machines to affix impressions. Stamps shall be sold to wholesalers for cash at a discount of ten per cent of face value. Provides for confiscation, without a warrant, of packages of cigarettes without a stamp or imprint thereon by the department of revenue or by any peace officer of the state when directed or requested to do so by the department of revenue, and for the sale thereof by the department of revenue at public sale. Any person who shall possess for sale any package of cigarettes without the tax stamp or imprint shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine not exceeding one hundred dollars, or by imprisonment in the county jail not to exceed three months, or by both. Requires each licensed wholesaler to retain for three years accurate records of cigarettes purchased and sold, and shall make monthly returns as to cigarettes sold by him and the tax due thereon.

Eighty-five per cent of the tax collected shall be paid to the old age pension fund and fifteen per cent to the general fund. Sales of cigarettes to the United States or any of its agencies shall be exempt from such tax. Nothing in this act shall prevent the imposition of a tax on cigarettes by any city or town in this state, nor shall it affect any existing tax imposed thereon.

March 31

July 1

1087 Appropriation - state penitentiary - purchase of land. Appropriates \$16,667 for the purchase of twenty acres of land adjacent to the state penitentiary in Fremont county.

Vetoed April 1

No.

Subject

1088 Department of highways. Authorizes the department to sell and convey certain real property in Adams county not required for highway purposes.

March 16

March 16

1090 Community centers for mentally retarded and for seriously handicapped persons. Authorizes the purchase by the department of institutions of services through community boards for the mentally retarded and for seriously handicapped persons. Community boards shall purchase such services from public or private non-profit sheltered workshops, day care training centers, universities, colleges, public schools, and preschool nurseries having approved facilities and offering an approved program. Payment for such services shall not exceed one-half the annual cost of any approved program per trainee, but not to exceed the amount of five hundred dollars a year for each trainee. Specifies standards for approval of such community centers by the director of the department of institutions. Creates state coordinating advisory board, consisting of nine members appointed by the governor for three year terms, to advise and consult with the director of the department of institutions. Designates the department of institutions as the state agency to accept any grants of federal funds for purposes consistent with this act. Repeals article relating to trainable mentally retarded children, and repeals 1963 law relating to pilot demonstration program for the mentally retarded and for seriously handicapped persons.

March 27

July 1

1092 Water pollution. Requires submission to state department of public health of plans, specifications, and other data relating to construction of any publicly or privately owned community water or sewage treatment facility, not including industrial plants. Prohibits any cross-connection between any water system supplying drinking water to the public and any pipe, fixture, or water system containing water below the minimum general sanitary standards for drinking water for the public, and permits the state department of public health to require in writing the removal of any such connection.

March 18

March 18

1094 State funds - temporary transfer. Permits the state controller and the state treasurer, upon approval by the governor, to transfer from the capital construction fund to the general fund such amounts of money as shall be necessary to promptly pay all warrants drawn on the general fund; provided, that there shall be sufficient moneys accruing to the general fund in the same fiscal year to repay the capital construction fund, that appropriations from the general fund do not exceed certain limits,

No. Subject

1094 and that there are sufficient funds available in the capital
cont. construction fund to meet its obligations during such period.
Any moneys so transferred shall be retransferred prior to the
end of such fiscal year.

March 17 March 17

1095 Appropriation - state department of public welfare. \$9,807,340,
for the administration of the public welfare programs, as fol-
lows:

Aid to dependent children	\$4,315,504
Aid to needy disabled	860,524
Child welfare services	1,126,312
Aid to the blind	100,000
Tuberculosis hospitalization	190,000
Emergency and contingent account	200,000
Pilot programs	75,000
State's share of county welfare administration	2,940,000

March 17 March 17

1096 Appropriation - long appropriation act. For expenses of legis-
lative, executive, and judicial departments:

	\$ 126,606,695
For capital construction:	11,651,264
Total -	\$ 138,257,959

March 31 March 31

1097 Appropriation - state public school fund - public school trans-
portation fund. \$47,172,325 to the state public school fund for
the following purposes:

State's share of the state minimum equalization program	\$ 43,671,925
For excess growth	1,752,400
For small attendance centers	1,248,000
For contingency reserve	500,000
Total -	\$ 47,172,325

Appropriates \$2,821,543 to the public school transporta-
tion fund.

March 16 March 16

1098 Appropriation - department of game, fish, and parks. For the
fiscal year beginning July 1, 1964: Out of the game cash fund
for operating costs of the department - \$4,289,720; out of the
general fund to the parks cash fund - \$320,000; out of the
parks cash fund for the operating costs of the parks function

No. Subject

1098 of said department - \$294,623; and out of the game cash fund cont. for matching available federal funds between July 1, 1964, and June 30, 1966 - \$350,000.

March 16 March 16

1101 Judicial districts. Amends Senate Bill No. 19 to transfer Elbert county from the fourth judicial district to the eighteenth judicial district, effective 11:59 P.M. on the second Monday in January, 1965.

March 17 March 17

1103 Appropriation - supplemental - division of accounts and control. \$25,000 for state employees overtime costs.

March 16 March 16

1104 Appropriation - junior college districts. \$1,529,500 to state board of education for distribution to junior college districts at the rate of \$500 for the equivalent of each Colorado resident student carrying not less than forty-five quarter hours or thirty semester hours during the preceding academic year.

March 31 March 31

1105 Colorado higher education assistance authority. Creates the authority and appropriates \$50,000 to it for the purpose of guaranteeing not more than eighty per cent of loans to students attending any junior college, university, or college in the state. Designates the authority to receive and expend any federal or private funds available for such purposes. The authority shall consist of the state controller and eight members appointed by the governor for four year terms of office. Specifies the qualifications of the members. Provides that any contributions to the authority shall be allowed as a deduction in computing the net taxable income of any person, corporation, or association for the purposes of the state income tax. Removes the disability of a minor for any person under the age of twenty-one years for the purposes of applying for, receiving, and repaying any loan guaranteed by the authority.

April 1
(Became law without approval of Governor)

1106 Appropriation - division of accounts and control. \$500,000 for state supported colleges and universities in addition to other appropriations for use in lieu of tuition receipts expected but not realized. Upon approval by the governor, the state controller shall under specified conditions allocate said amount to the colleges and universities, except for the Colorado School of Mines, charging tuition as follows: Colorado resident students - twenty to twenty-five per cent of per

No.

Subject

1106 capita operating costs; and nonresident students at universities
cont. - eighty to ninety per cent of such costs, or nonresident stu-
dents at colleges - fifty to sixty per cent of such costs.

March 16

March 16

1108 Judicial districts. Amends section 5 (3) of Senate Bill No. 19,
relating to the eastern and western divisions of the fourth
judicial district, to provide that one district judge shall be
elected as the judge for the eastern division and five judges
shall be elected as judges for the western division of the
fourth judicial district, and also provides that each judge
shall reside within his respective division during his term of
office. Repeals provision that allocation of judges shall be
by court rule or by the departmental justice of the supreme
court.

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