

Note C/E

FILE COPY

DIGEST OF BILLS

Enacted by The

FORTY-NINTH GENERAL ASSEMBLY

1973 First Regular Session



**COLORADO
LEGISLATIVE DRAFTING OFFICE**

30 State Capitol Bldg.
Denver, Colorado 80203

August, 1973



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

(1973 - First Regular Session)

and

APPROVED OR VETOED BY THE GOVERNOR

(Together with a Subject Index)

Compiled by the
Legislative Drafting Office
30 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.

House Bills passed	236
Senate Bills passed	<u>220</u>
Total	456
Bills enacted and approved	455
Bills vetoed	<u>1</u>
Total	456

SENATE BILLS ENACTED AND APPROVED

No.

Subject

- 1 Legislative service agencies - payment of expenses. Provides that expenses of the state auditor's office and the joint budget committee, including employees' salaries, are to be paid by vouchers signed by the chairman of the legislative audit committee or the joint budget committee, as the case may be. Vouchers concerning the auditor's office for \$1,000 or less may be signed by the state auditor. The chairman of the joint budget committee, if he is to be absent or unavailable, may delegate authority to sign vouchers to the committee's vice chairman or its staff director.

April 9

April 9

- 5 General assembly - compensation of members. Provides that, upon approval of the chairman, members of the joint budget committee shall be reimbursed for necessary attendance at state functions, institutions, and agencies at which matters concerning the joint budget committee are considered. Requires all members of the general assembly, before incurring certain reimbursable expenses, to obtain approval from either the speaker of the house or the majority leader of the senate, who shall also approve vouchers for payment for approved expenses. Specifies that the director of research of the legislative council shall approve payroll vouchers and vouchers for per diem payments. Requires prior approval by the chairman of the appropriate legislative committee before any member may incur expenses related to a national or regional organization in which the state officially participates.

April 9

April 9

- 6 General assembly - contracts - approval. Establishes procedures for approval of contracts entered into by the house of representatives, senate, legislative council, legislative drafting office, office of revisor of statutes, joint budget committee, office of the state auditor, commission on interstate cooperation, or commission on uniform state laws. Requires the speaker of the house of representatives, the majority leader of the senate, or the chairman or vice-chairman of the governing committee of a legislative service agency, as the case may be, to approve contracts. Provides for approval of legislative department contracts by the state controller and by the attorney general as to form, and requires contracts concerning automated data processing operations or equipment to be submitted to the executive director of the department of administration or his designee for recommendations on whether the provisions of the contract are compatible with existing or

No. Subject

6 planned systems.
cont.

March 5

March 5

- 8 Criminal procedures - imposition of sentences. Requires indeterminate sentencing procedures in the case of persons convicted of class 4 and class 5 felonies under the criminal code. No minimum sentence of imprisonment is to be imposed, but only a maximum which is to be no more than the maximum allowed for that class and no less than 1/3 of that. A fine may also be imposed.

July 6

July 6

- 9 Criminal procedures - parole revocation. Rewrites the procedures to be followed in connection with any action for the revocation of the parole previously granted a person convicted of a crime, to bring such procedures into line with recent court decisions holding that due process is required both with respect to the arrest of such a person and as to all proceedings involving parole revocation. A parolee arrested for suspected violation of parole, whether with or without a warrant, must now be taken, without unnecessary delay, to the nearest court of record for an inquiry by the court as to probable cause for arrest, and the parolee must be fully advised of his rights. Procedures before the state board of parole must likewise include the recognized elements of due process.

July 6

July 6

- 10 Interstate compact for the supervision of probationers and parolees - revocation of probation or parole. Conforms procedures under the interstate compact on the supervision of out-of-state probationers and parolees to recent United States supreme court decisions concerning constitutional rights in connection with the revocation of probation or parole. Requires a hearing in Colorado on the issue of whether there is probable cause to believe there has been a violation which may lead to revocation of probation or parole granted in another state, unless the hearing is waived by the probationer or parolee. Provides that the hearing may not be before the person alleging the violation. Guarantees the following rights to the probationer or parolee: Written notice of the allegations made and the nature of the hearing; advice of persons whose assistance he reasonably desires; confrontation and examination of persons making allegations against him, unless presenting a substantial danger to such persons; and opportunity to admit, deny, or explain the alleged violation and to present proof. Requires Colorado authorities, after the

No.

Subject

10 hearing, to notify the compact administrator of the state which
cont. granted probation or parole when consideration should be given
to retaking or reincarceration for a probation or parole
violation, including recommendations on disposition of the
offender. Authorizes state officers to detain the probationer
or parolee for not more than 15 days before the hearing and, if
retaking or reincarceration is likely to follow, for a
reasonable period after the hearing.

Provides that probation or parole violation hearings held
by other states pursuant to similar statutes shall have the
same effect as such proceedings held in Colorado.

March 22

March 22

11 Criminal procedures - effect of criminal conviction -
employment. Declares that, to the extent possible under the
state constitutional provisions (which bar from "any office of
trust or profit" one convicted of a crime involving
embezzlement, bribery, or perjury), any applicant for public
employment, or an applicant for any license or the like
required by law, is not to be denied solely on the grounds of
conviction of a felony or other offense involving moral
turpitude. A state or local agency is to consider criminal
convictions in determining whether an applicant is of good
moral character, and no public agency is required to employ a
convicted felon if the nature of the offense on which the
conviction was based disqualifies the applicant. The declared
purpose of the act is to expand employment opportunities for
persons who have been rehabilitated after such a conviction,
and numerous areas of the law dealing with qualifications
needed for licensing are amended to conform to this purpose.

July 6

July 6

15 Airport authorities - powers of board of commissioners -
voting. Reduces the number of board members of an airport
authority necessary to constitute a quorum from two-thirds to
60%. Provides that all questions other than the inclusion or
exclusion of territory and authorization of expenditures
exceeding \$10,000 shall require the affirmative vote of not
less than 50% of the board.

March 5

July 1

16 State personnel system - payment of salaries. Changes the
method of paying employees in the state personnel system
(except for hourly, overtime, and supplemental compensation)
from 26 pay periods per year to 12 times per year on, or as of,
the last working day of each month. Provides that monthly

No. Subject

16 salaries shall be calculated before pay day. Absolves any
cont. state employee responsible for calculating pay from liability
for overpayment except in cases of gross negligence or fraud.

February 22 February 22

17 General assembly - interference with legislative process.
Allows each house of the general assembly to appoint a chief
security officer as a peace officer with statewide jurisdiction
to insure the orderly operation of each house. Provides that
each house shall have the power to adopt rules regarding the
orderly conduct of its affairs and to protect the members,
officers, and employees of the general assembly in the
performance of their official duties. Indemnifies members,
officers, and employees of the general assembly from financial
loss because of negligence during the performance of their
duties relating to the maintenance of order in the general
assembly. Makes the violation of the rules and regulations of
either house a misdemeanor. Gives the presiding officer of
each house the power to seek injunctive relief against any
person if he has reasonable grounds to believe that the person
will interfere with any proceedings or other business of the
general assembly. Allows either house of the general assembly
to punish any person by contempt proceedings for contempt or
disorderly conduct. Prohibits picketing inside any building in
which the chambers, galleries, or offices of the general
assembly are located and defines a public building to include
premises temporarily used by a public officer in the discharge
of his official duties. Expands the offense of carrying a
concealed weapon to any person who, without legal authority,
possesses a firearm or other dangerous device in any building
in which the general assembly, its officers, or any hearing of
the general assembly is located.

June 11 June 11

18 Public utilities - reduced charge or no charge for certain
persons. Provides that a public utility may furnish its
service, product, or commodity to its employees, pensioners,
officers, directors, or board members at no charge or at
charges less than those prescribed in its published schedules
or tariffs, and that it shall not accrue or be credited with
revenues by reason thereof.

January 29 January 29

19 Health - certificate of public necessity for hospitals and
health care facilities. Requires a permit of public necessity
from the department of health when any new hospital or health
care facility is to be built or modified. The permit is also

- | <u>No.</u> | <u>Subject</u> | | |
|-------------|---|----------|----------|
| 19
cont. | required when any modification or lease involves a capital expenditure of \$100,000 or more or a real property leasing expenditure or equipment leasing expenditure of \$10,000 or more per year, in conjunction with one of the following: A change of health care service, a 10% or greater increase in number of beds, a change in licensure category, the purchase or lease of diagnostic or therapeutic equipment, or the replacement of equipment not conforming with governmental standards. Provides procedures for application for the certificate and review of the decisions based upon the application. Requires an areawide comprehensive health planning agency or the state comprehensive health planning agency to review applications and make recommendations thereon. Provides general principles to govern agencies when reviewing applications. Provides the department with the power to enjoin the construction or modification of a hospital or health care facility for which a certificate of public necessity has not been issued. | May 30 | May 30 |
| 20 | <u>State land - department of institutions authorized to lease.</u>
Authorizes the department of institutions to lease certain described state land in El Paso county. | April 13 | April 13 |
| 22 | <u>Veterans - state veterans nursing home - appropriation.</u>
Authorizes the establishment and construction of the Colorado state veterans nursing home, to be located near Florence, Colorado, with a capacity of not more than 120 beds, to be under the division of services for the aged in the department of social services. The act provides for the executive director of the department to accept a donation of property from the city of Florence and for the application for and use of federal funds for the home, and appropriates \$42,114 out of capital construction funds to the department of social services for planning and engineering services in the construction of a nursing home having 27,800 square feet of space. | July 6 | July 6 |
| 23 | <u>Motor vehicles - fees charged for restoration of licenses.</u>
Increases from \$10 to \$13 the restoration fee to be paid to the department of revenue by one whose license to drive a motor vehicle has been suspended, cancelled, or revoked, if he wishes to acquire another license to drive. | July 6 | July 6 |

No.

Subject

- 25 Motor vehicles - special permits for moving mobile homes. Enacts the following new requirements for special permits issued by the state department of highways, the Colorado state patrol, or local authorities for the movement of mobile homes: Each application for a special permit must be for a single trip only and must include evidence that all current registration and specific ownership taxes on the mobile home have been paid; the permit must include the specific location from which the mobile home is moved and its specific destination if in Colorado; and copies of permits must be promptly transmitted to the department of revenue's authorized agent in the county where the move originated and the county of destination if in Colorado. Provides that if a special permit is issued by the state department of highways or the Colorado state patrol, no permit need be obtained from a local authority for movement over highways under local jurisdiction.

February 21 July 1

- 26 Roads and highways - apportionment of funds. Continues the allocation of a portion of county road and bridge funds to municipalities. Prior law provided that such allocation was to end after 1973.

July 6 July 6

- 27 Motor vehicles - additional registration fee continued. Continues an additional annual registration fee of \$1.50 on motor vehicles. This fee is to be credited to the county road and bridge fund and an appropriate municipal fund for the construction and maintenance of streets, roads, and highways. Prior law provided that this additional registration fee was to terminate after 1973.

July 6 July 6

- 29 Elections - electronic voting equipment. Authorizes the use of electronic voting equipment in elections, and spells out requirements involving the use of voting devices to mark or punch ballots or cards, which are subsequently counted and tabulated by electronic equipment. The secretary of state may authorize the use of colored cards or the like to aid in voting or tabulations. The equipment is required to preserve secrecy of the ballot and be so designed as to permit only the proper number of choices to a voter. Provision is made for testing the equipment before and after an election and for voting procedures, sealing the equipment, and the counting and tabulation of the votes at counting centers, to which ballots cast by this method are to be brought. The county clerk is given primary responsibility for safeguarding the ballots and

- | <u>No.</u> | <u>Subject</u> | | |
|-------------|--|--------|--------|
| 29
cont. | overseeing the counting process. | July 6 | July 6 |
| 30 | <u>Universities and college - trafficking in academic materials.</u>
Declares that "ghostwriting" is not permitted, and, accordingly, prohibits the preparation of any term paper, thesis, dissertation, or the like for another person for a fee. The advertising of such services is also forbidden. The attorney general and district attorneys are authorized to bring actions to enjoin the prohibited acts. | July 6 | July 6 |
| 31 | <u>Schools and school districts - school buildings - bonds.</u>
Contains various amendments involving school facilities and payment therefor, including the following: School boards are granted power to rent, or purchase in installments, buildings and structures for school purposes. Installment purchase agreements involving payments in more than one year, except those subject to annual appropriation, are an indebtedness of the school district and require approval by the electors, and any such obligation is subject to the limitations on the bonded debt of the district. Revenues from levies made to pay purchase price installments or lease rentals are to be accounted for under the bond redemption fund of the district and are to be treated as expenditures for debt service. The limit on bonded indebtedness of school districts is increased from 10% to 20% of the valuation for assessment of property in the district, and the provision authorizing a school district, in an emergency, to get permission from the division of local government to exceed the limitation by up to 5% is repealed. Contains a validation provision for bonds issued pursuant to permission given by the state property tax administrator under the repealed provisions, and also a general validation provision. | July 6 | July 6 |
| 32 | <u>Planning and zoning - review requirements - provision for school structures.</u> Provides that, on and after September 1, 1973, school districts shall be required to submit specific recommendations with respect to the adequacy of school structures when a subdivision plan involves 20 or more dwelling units. | July 6 | July 6 |
| 33 | <u>Universities and colleges - Colorado school of mines - composition of board.</u> Increases the size of the board of | | |

No.

Subject

- 33 trustees of the Colorado school of mines from 5 to 7 members.
cont. Requires the governor to appoint the 2 additional members on or before July 1, 1973, to serve for terms expiring on March 1, 1975, and March 1, 1977, respectively.

February 6 February 6

- 35 Schools - recall of school directors - signatures on petitions. Changes the number of registered electors who must sign a petition for the recall of a school director to require at least 40% of those voting for school director in the election at which the director to be recalled was elected or 10% of the registered electors qualified to vote in school elections, whichever is less, but in no case are more than 30,000 signatures required. Provides that no signature signed to the petition more than 60 days before its filing shall be counted. Requires a subsequent recall petition filed against the same officer during the same term to have 1 1/2 times the number of signatures needed for the first petition, until one year has elapsed since the first recall election.

February 21 February 21

- 37 State funds - regulatory boards - abolition of cash funding. Abolishes cash funds of the boards in the division of registrations of the department of regulatory agencies and the board of registration for professional sanitarians in the department of health, and provides that the operations of such boards will be financed by annual appropriations from the general fund. Affects the following boards in the division of registrations: Abstracters' board of examiners; state board of accountancy; Colorado state board of examiners of architects; state board of examiners of landscape architects; board of examiners concerning barbers, barbering, and barbering schools and colleges; Colorado state board of chiropractic examiners; collection agency board; state board of cosmetology; state board of dental examiners; state board of pharmacy; state board of registration for professional engineers and land surveyors; state cemetery board; board of mortuary science; passenger tramway safety board; Colorado state board of medical examiners; Colorado chiropody board; state board of examiners in the basic sciences; state board of physical therapy; board of examiners of nursing home administrators of the state of Colorado; state board of nursing; board of practical nursing; state board of optometric examiners; Colorado state board of psychologist examiners; real estate commission; state board of shorthand reporters; state athletic commission; state electrical board; and state board of veterinary medicine.

March 22 July 1

No.

Subject

- 38 Children - Colorado youth center. Deletes references in the "Colorado Children's Code" to the Colorado youth center, which was discontinued in 1971 as a facility for the placement of children in need of supervision.

January 29 January 29

- 40 Schools and school districts - capital reserve fund mill levy. Changes the upper limitation on school district capital reserve fund mill levy from 2 mills to 4 mills.

July 6 July 6

- 42 Criminal procedure - conditions of probation. Authorizes the court to require a defendant, as a condition of probation, to pay the reasonable costs of court proceedings or the costs of supervising probation, or both. Provides that the court shall fix the amount of such costs in the same manner as it fixes the amount of any required restitution or reparation to the defendant's victim.

March 22 March 22

- 45 Department of regulatory agencies - hearing officers. Provides that the executive director of the department of regulatory agencies may employ hearing officers to conduct hearings on any matter within the jurisdiction of the examining and licensing boards in the division of registrations. Sets forth qualifications for hearing officers and provides that hearings shall be conducted as provided in section 3-16-4, C.R.S. 1963.

June 21 June 21

- 47 General property tax - form for appeal from valuation by assessor. Provides that the county assessor shall state reasons for denying taxpayer's objection to valuation on a form and mail copies of such form to the taxpayer. The taxpayer may mail a copy of such form to the county board of equalization and be deemed to have filed a petition for appeal to such board; an assessor's failure to properly complete and mail such form shall not deny the taxpayer his right to appeal.

June 7 June 7

- 49 Local improvement and service districts - metropolitan recreation districts - inclusion of territory. In addition to existing procedures for the inclusion of land in a metropolitan recreation district, provides that territory may be included without an election if 100% of the landowners and qualified

No. Subject

49 electors residing upon the land to be included consent to the
cont. inclusion by signing the petition therefor. Requires the
district's board of directors, prior to the adoption of a
resolution effecting the inclusion, to make determination on
the sufficiency of the petition and on whether the inclusion is
in the public interest.

March 22 July 1

51 Regional transportation district - removal of Weld county.
Removes Weld county from the regional transportation district,
and replaces the director from Weld county on the district's
board of directors by an additional at-large director.

May 4 May 4

52 Health - immunization of children before entering schools.
Requires every child upon entering any school for the first
time to present a certificate from a physician or other
authorized person stating that the child has been immunized
against such communicable diseases as may be specified by the
department of health. Failure to present the certificate does
not deny the child's right to enter school, but the department
is to be informed of all those who do not comply with the law
by November 15 of each year. Recognizes exceptions from the
law on the grounds of danger to life or health and on religious
grounds, but declares that there are no exceptions when an
epidemic is threatened. Directs the department to provide
forms for certification as well as to establish rules and
regulations to administer the law. Indigent children will be
immunized at public expense, to the extent of funds available.
Directs that the certifications be delivered to the department
on or before November 15 of each year. The first certification
of immunization is not required until July 1, 1974.

May 21 May 21

54 Corporations - disposition of assets of dissolved corporation.
Provides that one who deposits assets of a dissolved
corporation with the state treasurer because the creditor or
shareholder to whom they are distributable is unknown, cannot
be found, or is under a legal disability is discharged from any
further liability for the distributable portion. Authorizes
the state treasurer to pay over such deposit, without interest,
to one who provides satisfactory proof of his entitlement
within 21 years after the date of the deposit. If no claim is
proved during the 21-year period, the deposit is to be
transferred to the general fund. The state treasurer may
invest the deposit during the 21-year period, and interest on
the investment is to be credited to the general fund.

March 5 March 5

No.

Subject

- 55 Juvenile parole - procedure upon alleged violation of parole. Provides that, upon an alleged violation of condition or conditions of parole, the director of juvenile parole or any juvenile parole counselor may arrest a juvenile parolee, or a juvenile parole counselor may commence a parole revocation proceeding. In case of an arrest a preliminary hearing procedure is provided, and the parolee is to be detained either in a local juvenile detention facility or shelter care facility approved by the department of social services. If probable cause is found, the parolee is to be returned to any of the juvenile corrections facilities of the department of institutions, and a hearing before a hearing panel is conducted at which any evidence with probative value is admissible, the parolee may or may not be allowed to cross-examine and confront witnesses, and a finding of violation of a condition or conditions of parole may be made upon a preponderance of the evidence.

April 5

April 5

- 58 Schools and school districts - regulation of conduct and activities of students. Makes it the duty (rather than merely having the power) of each board of education to adopt written policies, rules, and regulations which may relate to study, discipline, conduct, safety, and welfare of all pupils or any classification of pupils and to adopt written procedures, not inconsistent with article 20 of chapter 123, C.R.S. 1963, for expulsion of or denial of admission to pupils.

July 6

July 6

- 60 Schools and school districts - boards of cooperative services - appropriation. Authorizes the inclusion of state colleges in boards of cooperative services, by mutual agreement. Most powers of boards of education of school districts are made applicable to boards of cooperative services, as well as giving boards of cooperative services, as bodies corporate, status to contract, acquire property, and other similar powers. New provisions set forth standards to be met by any such board before being found eligible for state funds (although the state board of education can "otherwise approve"), and including the following: The maximum number of boards to be approved is 17, each of which must serve at least 4,000 students in school districts having territory in at least 2 counties, and having either 4,000 square miles or more in size or \$60,000,000 in valuation for assessment. Each board meeting the qualifications is to receive state funds of \$10,000 starting in 1973, and the act appropriates \$170,000 to the department of education for such allocation in 1973.

July 6

July 6

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|----------|----------|
| 62 | <u>Schools and school districts - residency requirements - exceptions.</u> Allows pupils who become nonresidents of a district subsequent to the time of enrollment to complete the semester or term of credit (formerly pupils were allowed to complete the school year) or, if a pupil becomes a nonresident while enrolled in the twelfth grade, he may finish that school year as if he were a resident. | July 6 | July 6 |
| 64 | <u>General assembly - committee on legal services - membership.</u> Removes the attorney general from membership on the committee on legal services, and authorizes the chairmen of the house and senate judiciary committees to designate persons to serve in their stead on the committee on legal services. | March 8 | March 8 |
| 65 | <u>State hospital - alternative uses for hospital facilities - appropriation.</u> Provides that the department of institutions may make available to the regents of the university of Colorado a maximum of 10 beds at the state hospital for the purpose of training students in the family medical training program. Appropriates \$253,120 to the general medical division of the state hospital to implement the act. | July 6 | July 6 |
| 66 | <u>State lands - rights-of-way - authority of state board of land commissioners.</u> Adds a general clause authorizing the state board of land commissioners to grant rights-of-way across state lands for any installation necessary for the operation of a ditch, reservoir, railroad, communication system, electric power line, or pipeline. | March 16 | March 16 |
| 67 | <u>Cosmetology.</u> Increases the size of the state board of cosmetology from 3 to 5 members, one to be appointed from each congressional district. Specifies that one member shall be a beauty school owner; one, a beauty school instructor in a public school or public institution of higher education; one, a beauty salon owner; one, a cosmetologist who does not manage a beauty school or beauty salon; and one, a layman. Prohibits any board member from serving more than 2 successive terms. Raises per diem compensation of board members from \$10 to \$30 per day. | | |

Enacts detailed requirements for the orientation of cosmetology students to the functions and purposes of the cosmetology profession. Requires students to receive at least 300 hours of training before practicing on the general public.

No. Subject

67 cont. Provides that examinations must be reviewed and updated annually, and prohibits the administration of any oral examination in connection with the practical demonstrations. Mandates 16 hours of advanced cosmetology training for persons applying for renewal of instructor's certificates. Deletes provisions on licensing, without examination, of applicants having 5 years of continuous practice immediately prior to the application. Requires the governor to appoint a hearing officer to conduct hearings on the denial, suspension, or revocation of cosmetology licenses.

Specifies that unlicensed volunteers may wash and set the hair of persons in hospitals or nursing, convalescent, or boarding homes and persons who are confined to their homes due to age, infirmity, handicap, or lack of transportation and who cannot pay for cosmetology services. States that unlicensed employees, agents, or volunteers of health care facilities may perform cosmetology services if incidental to patient care. Abolishes the board's authority to fix minimum prices for cosmetology work.

Raises the following fees: Application for registration of a beauty school, from \$50 to \$300; application for examination as a cosmetologist or an instructor of cosmetology, from \$10 to \$15; certificate of registration as a managing cosmetologist, from \$10 to \$15, or as an instructor of cosmetology, from \$5 to \$15; certificate of registration as a beauty salon, from \$10 to \$25; renewal of a cosmetologist's certificate, from \$3 to \$5; renewal of a managing cosmetologist's or instructor's certificate, from \$5 to \$12; renewal of a beauty salon's certificate, from \$10 to \$15; and renewal of a beauty school's certificate, from \$25 to \$50. Creates a manicurist's license, with a \$5 fee for applying for the examination and a \$5 renewal fee. Requires a beauty salon desiring a change of location to pay a \$5 transfer fee. Authorizes the issuance of certificates for periods up to 3 years, instead of 1 year, upon payment of the additional yearly fees.

March 30 July 1

71 Game, fish, and parks - regulation of areas under wildlife commission control. Defines the wildlife commission's powers to regulate the use of lands under its control. Provides that fees from snowmobile training courses shall be paid into the wildlife cash fund instead of the parks cash fund.

May 2 May 2

72 Towns and cities - retirement plans for municipal officers and

<u>No.</u>	<u>Subject</u>
72 cont.	<p><u>employees.</u> Extends the statutory provisions governing county retirement systems to any municipality or group of municipalities, thus authorizing the establishment of a plan of retirement benefits for municipal officers and employees. Provides that such plans shall not apply to firemen or policemen. Allows a city manager and not more than 2 members of his staff to be exempted if they and the municipality participate in the international city management association retirement corporations. Vests the management of a municipal retirement system in a 5-member municipal board of retirement patterned after county boards of retirement. Authorizes municipalities to levy a retirement fund tax on the taxable property in the municipality. Provides that municipalities may affiliate with the public employees' retirement system in the manner provided by existing law.</p>

March 8

March 8

74	<p><u>Insurance - services under sickness and accident policies.</u> When a sickness or accident insurance policy provides for reimbursement of services which may be lawfully performed by a licensed chiropractor, in addition to the previously named practitioners of the healing arts, such reimbursements may not be denied if the service is in fact performed by a licensee, regardless of the policy provisions to the contrary. Applies with respect to chiropractic to individual policies issued after July 1, 1973, and to all blanket and group policies issued, renewed, or reinstated on and after said date.</p>
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June 7

July 1

76	<p><u>Animals - protection - crimes - appropriation.</u> Rewrites provisions dealing with cruelty to animals and the duties of the bureau of animal protection. In cases where confined animals need food or water, any bureau officer, other officer, or veterinarian may apply to the district court for an order authorizing entry into the area and may enter on such order to give such care, giving notice thereof to the owner of agent. In cases involving serious mistreatment or neglect, agents of the bureau are required to personally inspect the situation, and if they find that a real emergency exists and requires moving the animals, they may (in addition to giving immediate aid) move the animals upon receiving the concurring opinion of a veterinarian or other qualified person as to the seriousness of the situation. Notice must be given to the animals' owner of the intent to move them, with a copy of the expert's opinion attached, specifying the time and place for the owner to be heard on the matter if he wishes, the time to be between 3 and 7 days after the service of the notice, whether served personally or by posting. The costs of animal care may be</p>
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No.

Subject

76 recovered by the bureau, but lien provisions are repealed.
cont. Criminal provisions are conformed to the criminal code, defining cruelty to animals as a class 1 misdemeanor, with subsequent convictions of a person requiring imprisonment without probation or parole. Appropriates \$68,943 to the department of agriculture solely for the care and protection of animals found mistreated, neglected, or abandoned.

July 6

July 6

78 Motor vehicles - operators' licenses - habitual offenders. Defines "habitual offender" as a person who has accumulated 3 or more convictions in any 7-year period involving any of the following offenses: Driving while under the influence of intoxicating liquors or drugs; reckless driving; driving while the license is suspended or revoked; making a false statement required by the motor vehicle laws; vehicular assault or homicide; manslaughter; criminally negligent homicide; joyriding; or failure to perform the duties required when involved in an accident involving death or personal injuries. Also defines "habitual offender" as a person who has 10 or more convictions of separate offenses which provide the assessment of 4 or more points each, or 18 or more convictions of separate offenses providing an assessment of 3 or more points each, within any 5-year period. Provides for the revocation of the license of an habitual offender for a period of 5 years. Provides that any person found to be an habitual offender who thereafter is convicted of operating a motor vehicle shall be guilty of a class 5 felony.

June 22

July 1

81 Public employees' retirement association - contribution to retirement fund - appropriation. Increases contributions to the retirement fund from 7% to 7 3/4% of salary for most state employees; from 8% to 8 3/4% for officers of the Colorado state patrol; and from 11 1/2% to 12 1/4% for certain employees of the division of wildlife and the division of parks and outdoor recreation. Increases the state's contribution on behalf of state employees, effective July 1, 1973, from 7% to 9 1/2% of salaries paid; effective July 1, 1974, to 10 1/2%; and effective July 1, 1975, to 10.64%. Increases the state's contribution on behalf of officers of the Colorado state patrol, effective July 1, 1973, from 8% to 10 1/2% of salaries paid; effective July 1, 1974, to 11 1/2%; and effective July 1, 1975, to 11.64%. Raises the amount paid into the fund on behalf of certain employees of the division of wildlife and the division of parks and outdoor recreation from 13% to 15% of salaries paid. Appropriates \$3,161,126 (\$1,580,563 from the general fund and \$1,580,563 from cash funds) to the state

No.

Subject

81 controller to pay the state's increased contribution in the
cont. fiscal year 1973-74.

Authorizes employees who cease their state employment before becoming eligible for retirement benefits and who have previously elected a deferred annuity to choose to receive the annuity at age 60 (if the employee has 5 or more years of service) or at age 55 (if he has 20 or more years of service); but provides that the annuity will be reduced by 0.5% of the annuity multiplied by the number of months from the beginning date of the annuity until the employee will become 65.

Provides that the amount of annuities will be based on an average of the highest salaries paid during any 5-year period, regardless of whether such period fell during the 10 years immediately preceding retirement. With regard to disability retirement, eliminates difference in requisite state service between injuries sustained while in the performance of duty and injuries sustained elsewhere, and merely requires 5 years of credited service for disability retirement. Increases the factor for redetermining retirement benefits from 1 1/2% to 3% per year. Authorizes retired school district and municipal employees to work up to 2 hours per day, involving not more than 360 hours per year, without suspension or reduction of retirement benefits.

Enables a widower to qualify for a survivor's annuity even if he was not dependent on his wife for 50% or more of his support. Establishes a new program of survivors' benefits applicable to state employees on and after July 1, 1973, with some changes in amount of credited service required (1 year); minimum amount of the widow's annuity (25% of the employee's final average salary); qualification of children (child may qualify up to 23 years of age if enrolled in a duly accredited school); and amount of annuity for children, for a widow and children, or for dependent parents (based on final average salary instead of a flat amount).

June 29

July 1

82 Supplemental appropriation - payment of judgment against state - Alexander Thiele. \$201,507, out of the state highway fund, to the attorney general, to pay a judgment entered in favor of Alexander Thiele in the district court in and for the city and county of Denver in a civil action authorized by chapter 21, Session Laws of Colorado 1968.

March 22

March 22

84 State funds - division of accounts and control - warrants.

No. Subject

84 Revises provisions on the issuance and payment of warrants,
cont. specifically authorizing the use of facsimile signatures and
 countersignatures affixed by machine. Removes material on the
 allowance of interest on the redemption of warrants and on
 issuance of anticipation warrants for the construction of state
 buildings.

Deletes provision authorizing the state controller to prescribe fiscal rules for the payment of warrants presented more than 6 months from the date of issue. Substitutes a procedure whereby a list of warrants not presented for payment during the last fiscal year is posted each May. Requires such warrants as remain unpaid on the last working day of June to be cancelled and expunged and the amount thereof credited to the general fund or the account originally charged. If a valid claim is subsequently presented, the controller must issue a new warrant.

March 22

March 22

85 Appropriation - state court administrator - judicial facility needs. \$15,000, out of the capital construction fund, to the state court administrator, to determine physical space needs and alternative site locations of the state judiciary system within an integrated program plan. Directs the state court administrator to find long-term space needs with respect to the Colorado supreme court, the supreme court library, the court of appeals, and court administration and, in reviewing sites, to assume the use of existing facilities and combinations of new and existing facilities. Prohibits the use of any part of the appropriation to analyze space needs of the national center for state courts, which has expressed interest in having space in any structure built for the Colorado supreme court. Requires the study to be transmitted no later than April 9, 1973.

March 5

March 5

87 Employment security - records and reports. Makes records kept by the division of employment in the form of letters of reference or similar documents relating to a person available for examination and copying by that person.

July 6

July 6

88 Public school system - public school fund. Repeals and reenacts former article 4 of chapter 123, C.R.S. 1963, dealing with investment of school funds, and provides that the public school fund is to be in the custody of, and invested and reinvested by, the state treasurer. Provides for transfer of relevant records from the state board of land commissioners to

No. Subject

88 the state treasurer.
cont.

April 25 July 1

89 Universities and colleges - educational benefits for dependents of POWs and MIAs. Allows children of prisoners of war or persons missing in action (who were Colorado residents when they entered the armed forces) to attend any state-supported institution of higher education free of tuition to take courses leading toward a bachelor's degree or certificate of completion. Limits the period of free tuition to 12 quarters or 8 semesters, and requires the dependent to maintain standards set by the institution for its students generally. Provides that benefits will not be affected by the return or reported death of a parent. Authorized benefits only for dependents who do not qualify for federal educational benefits.

March 22 August 1

90 Narcotic drugs. Miscellaneous amendments dealing with narcotic drugs, including changes in the requirements relating to licensing and an increase in the annual license fee from \$5 to \$25; professional use of narcotic drugs; and requirements as to the contents of drug labels. Creates 2 new crimes, first degree burglary of drugs and aggravated robbery of drugs, both class 2 felonies.

July 6 July 6

93 Towns and cities - park commissions - management of parks and recreational facilities. Provides that the mayor, with the advice and consent of the city council, shall make appointments to the park commission to fill vacancies, whether occurring by reason of the expiration of a term of for any other cause, instead of having commissioners elected by those existing commissioners whose terms dot not expire.

Authorizes the city council to abolish the park commission by ordinance and to consolidate park and recreation functions under general city control and administration. Provides that the city council may appoint advisory commissions or boards for parks, recreation, and other municipal functions.

March 8 March 8

94 Taxation - duties of board of assessment appeals. Directs the board of assessment appeals to hear appeals from: Determinations by county assessors when a county board of equalization or an assessor has failed to respond within the proper time to a properly filed taxpayer appeal; and decisions

No. Subject

94 of boards of county commissioners when a claim for refund or
cont. abatement of taxes is denied in full or in part, if the claim
 applies to taxes due and paid during the current or preceding
 year.

June 7

June 7

97 Water rights and irrigation - appropriation of water to protect
 the natural environment. As used in the "Water Right
 Determination and Administration Act of 1969", redefines the
 term "appropriation" to mean the application of certain waters
 to a beneficial use, rather than the diversion of waters to a
 beneficial use; redefines the term "beneficial use" to include
 appropriation by the state of Colorado of such minimum flows on
 natural streams and lakes as are necessary to preserve natural
 environment. Such appropriation is to be made by the Colorado
 water conservation board in a manner consistent with sections 5
 and 6 of article XVI of the state constitution.

April 23

July 1

99 Public employees' retirement system - reinstatement rights.
 Any former member of PERA who ceases covered employment but
 thereafter reenters into affiliated employment, regardless of
 the length of the separation, can become reinstated as a PERA
 member after one year of such reemployment. Formerly there was
 a 5-year limit on reinstatement rights, and no minimum term of
 reemployment before reinstatement. The member can have prior
 service credit restored by repaying any moneys withdrawn by him
 following the first separation with compound interest at 6%
 (formerly 4%). However, the employee is no longer allowed (or
 required, as under prior law) to make his service credit
 continuous back to his original date of membership in PERA by
 the payment of the monthly salary deductions he would have paid
 had he not been separated from employment.

June 21

June 21

100 Supplemental appropriation - department of health. \$30,000, to
 replace reductions in federal financing for family planning
 programs.

April 25

April 25

105 Health - powers of boards of trustees of county hospitals.
 Provides for organization of boards of trustees of county
 hospitals to include a secretary-treasurer. Gives the powers
 of investing hospital moneys, leasing property, employing
 certain agents, borrowing money, and incurring indebtedness,
 including bonded indebtedness, on approval of the board of

- | <u>No.</u> | <u>Subject</u> | | |
|--------------|--|----------|----------|
| 105
cont. | county commissioners. | June 11 | June 11 |
| 107 | <u>Public employees' retirement system - additional member of public employees' retirement board.</u> Provides that one additional member shall be elected to the public employees' retirement board by school district employees affiliated with the retirement system. | March 16 | March 16 |
| 108 | <u>Hospital districts - acquisition, construction, and installation of certain health facilities.</u> Authorizes hospital districts to establish, maintain, and operate convalescent care centers, nursing care facilities, intermediate care facilities, emergency facilities, community clinics, and ambulance services and to acquire property and incur debt related to the conduct of such activities. | May 21 | May 21 |
| 109 | <u>General property tax - special districts.</u> No special district may levy a tax for the calendar year in which it is organized unless the assessor and board of county commissioners of each county within which such district is located have received certain notices from the new district and certain materials from the division of local government. Each time a special district is to be formed, the assessor, the board of county commissioners of each county in which the proposed district is to be located, and the division of local government are to be notified. | June 11 | June 11 |
| 111 | <u>Department of treasury - state treasurer - personal profit.</u> Provides that the state treasurer may validate any warrant presented for payment more than 6 months after date of issue and may invest money in repurchase agreements and acceptances of banks that are issued in the regular course of business as well as commercial paper of prime quality. Extends criminal penalty for receiving value in exchange for deposit or investment of state moneys or in consideration of any agreement or arrangement touching upon the use of state moneys to any person employed in the department of the treasury. | March 22 | March 22 |
| 114 | <u>Taxation - general property tax.</u> Changes the amount of the fee from \$3 to \$5 for certifying the amount of taxes due on any | | |

- | <u>No.</u> | <u>Subject</u> | | |
|--------------|--|--------|--------|
| 114
cont. | parcel of real estate or certifying outstanding sales for unpaid taxes, and requires that each separate parcel so certified be charged the fee, contiguous or not. Changes the date for levy against the assessed property in any county from December 1 to November 15. Provides that no installment payment of property taxes can be made that totals less than \$25. | July 6 | July 6 |
| 116 | <u>Planning and zoning - subdivision regulations.</u> Requires county regulations to have subdividers submit maps and plans for facilities to prevent storm water in excess of historic runoff and sets minimum standards for said regulations. Provides that subdivision regulations may require the dedication of such facilities to the county or the public. | July 6 | July 6 |
| 119 | <u>Health - tuberculosis.</u> Declares that tuberculosis endangers the state population, that treatment and control of tuberculosis is a state responsibility, and that it is the duty of the department of health to conduct a program of hospitalization and treatment of persons suffering from the disease. Provides that the department of health is authorized to adopt rules and regulations to insure adequate treatment of tubercular patients. Assistance shall be given to persons without sufficient means or to outpatient tuberculars. Provides the executive director with powers and duties to administer the program. Those persons seeking assistance must have been residents of Colorado for one year. Reimbursements for assistance shall be provided 80% from state funding sources and 20% from the county of the residence of the recipient. Repeals article 2 of chapter 119, C.R.S. 1963, regarding aid to indigent tuberculars. | July 6 | July 6 |
| 120 | <u>Nurses - professional nurses.</u> Reconstitutes the state board of nursing (the "board") to include 7 professional nurses (2 employed for 3 years prior to their terms as educators, 2 employed for such period in nursing administration, and 2 employed for such period as staff duty nurses) and 2 persons not licensed or engaged in any health care occupation. Requires one of the professional nurses to be employed in a county having a population of 60,000 or less. Reduces terms from 5 to 3 years. Authorizes \$35 per diem compensation for board members. Requires 2 meetings of the board per year instead of one. | | |

No.

Subject

120
cont.

Makes numerous other changes in the statute regulating the practice of professional nursing, including the following: Deletes the requirement in the definition of "professional nursing" that services be provided for compensation; eliminates specification of the number of years of experience required for the executive secretary to the board and merely directs the secretary to be experienced in teaching or administration of a nursing education program; authorizes the board to adopt standards for practice and patient care; deletes statutory fees for examinations, license renewal, and the like, and permits the board to fix such fees; allows the board to determine the need for regulation of new occupations related to nursing; authorizes the appointment of advisory committees to assist the board; eliminates requirements that an applicant for licensure complete high school or its equivalent and that he be a U.S. citizen; extends the period of a temporary permit issued to an applicant for licensure to endorsement from 60 days to 4 months; restates criteria for evaluating out-of-state licenses and educational programs; authorizes the board to employ hearing officers to conduct hearings and make initial decisions in cases of license denial, revocation, suspension, or nonrenewal, and adopts the procedures for such administrative actions which apply generally in state government; and allows the board to require relevant continuing education for licensees.

July 6

January 1, 1974

122

Intoxicating liquors - malt liquors - wholesaler's territory. Requires persons licensed to sell malt liquors (defined as barley, malt, and similar beverages containing more than 3.2% alcohol by weight) at wholesale to designate on their license application the territory within which they may sell a brewer's products, as agreed upon by the licensee and the brewer. Declares sales to retail licensees outside such territory to be unlawful.

April 5

April 5

123

Intoxicating liquors - fermented malt beverages - wholesaler's territory. Same as S.B. 122, with respect to wholesale licensees for fermented malt beverages (defined as barley, malt, and similar beverages containing not more than 3.2% alcohol by weight).

April 5

April 5

124

Optometrists - professional service corporations. Authorizes optometrists to form professional service corporations under the Colorado corporation code. Requires the articles of

No. Subject

124 incorporation to include, inter alia, the following:
cont. Organization solely to practice optometry; issuance of shares only to licensed optometrists and disposal of shares only to the corporation or other licensed optometrists; a president who is a shareholder and director and, if possible, other officers and directors who are licensed optometrists; and joint and several liability of all shareholders for acts, errors, and omissions of corporate employees, except when the corporation maintains professional liability insurance meeting specified standards. Requires a certified copy of the article of incorporation and a list of shareholders to be filed with the state board of optometric examiners. Authorizes a professional service corporation to adopt a pension, profit-sharing, health and accident insurance, or welfare plan for its employees if it does not result in fee sharing with lay employees and if payments to lay employees, or on their behalf, are based on compensation or length of service and not on fees or income received.

March 29 March 29

127 Criminal procedure - insanity pleas - psychiatric examinations. Specifies that the provisions of law concerning psychiatric examinations for defendants entering insanity pleas do not abridge the defendant's right, as set forth by statute, to procure his own examination. Declares that court-ordered observation and examination of a defendant may be by one or more physicians.

March 29 March 29

128 Motor vehicles - minor operator's license - notification to responsible adult. Requires the court to notify the person who signed the application for a minor operator's license as a responsible adult whenever the minor operator receives a summons for a traffic violation and has no parents or guardian.

June 21 June 21

129 Supplemental appropriation - department of institutions. \$6,231.91, to the department of institutions, for back pay and the state's contribution to the public employees' retirement association for Isabel P. Baros and Lola M. Williams for the period beginning November 23, 1970, and ending June 30, 1971.

March 30 March 30

132 Criminal proceedings - temporary removal of a person from a mental institution for treatment and rehabilitation. Rather than requiring a written order from the committing court,

No. Subject

132 provides that the chief officer of an institution to which a
cont. defendant has been committed may authorize a defendant to leave
his institution for treatment and rehabilitation if such chief
officer gives written notice to the court, the court gives
notice to the district attorney and defense attorney, and no
objection is filed. If an objection is filed, a hearing is
scheduled and the defendant may not leave such institution
until the hearing is held and approval given by the committing
court after such hearing.

March 22 March 22

135 Public employees' retirement association - municipal and school
employees. Increases employee contributions to the retirement
fund from 7% to 7 3/4% of salaries for municipal and school
district employees. Increases municipal employer
contributions, effective January 1, 1974, from 7% to 8 1/2% of
salaries paid; effective January 1, 1975, to 9 1/2%; and
effective January 1, 1976, to 9.86%. Increases school district
employer contributions, effective January 1, 1974, from 7 1/2%
to 1 1/4% of salaries paid; effective January 1, 1975, to 11
1/4%; and effective January 1, 1976, to 12.10%

With respect to municipal and school district retirement
systems, makes same changes as S.B. 81 on early receipt of
deferred annuities; 5-year salary periods forming the basis of
annuity amounts; disability retirement; redetermination of
benefits; and survivors' annuities.

June 29 July 1

136 Taxation - deposits to secure payment of certain taxes. Any
owner or operator of a vehicle powered by special fuel, any
person selling or offering to sell special fuel for use in a
motor vehicle, or any person desiring to act as a distributor
or refiner of motor fuel required to provide a surety bond to
assure payment of appropriate taxes may, in lieu of a surety
bond, provide a negotiable certificate of deposit issued by a
commercial bank doing business in Colorado in the appropriate
amount. Any owner or operator of a motor vehicle subject to
the ton-mile or passenger mile tax required to provide security
as previously required in section 13-3-25 (4) (a), C.R.S. 1963,
satisfy such requirement by provision of cash, certified check,
bank money order, surety bond, or negotiable certificate of
deposit issued by a commercial bank doing business in Colorado.
Any person claiming a credit against the Colorado income tax
for income tax accrued to another state, which income tax has
not actually been paid but is merely accrued, may satisfy the
executive director's requirement of security as a condition
precedent to granting the credit by use of any acceptable

No. Subject

136 security, as well as a surety bond. The deposits required
cont. above are to be held in the custody of the state treasurer.

April 19 April 19

137 Insurance - countersignatures on policies. Repeals provisions
which authorized out-of-state insurance companies to write
policies on Colorado risks if approved and countersigned by a
Colorado insurance agent who often received a commission
therefor. Results in a requirement that foreign companies
transact their Colorado business through agents who are
residents of Colorado.

March 30 March 30

139 Motor vehicles - proof of financial responsibility for the
future - payment of judgment in installments. Substitutes the
term "proof of financial responsibility for the future" in the
"Motor Vehicle Financial Responsibility Act" for the term
"statement in writing evidencing automobile liability insurance
or bond"; and rewrites for clarification sections 13-7-8,
13-7-15, and 13-7-16, C.R.S. 1963, gathering in the latter
section all exemptions from the requirement of filing security
and proof of financial responsibility for the future and
clarifying the scope of the exemption. Provides that any
person claiming property damage or personal injury may be
required to substantiate the claim by appropriate written
evidence. Provides for restoration of a license if a judgment
debtor has an order of court permitting payment of the judgment
in installments of not less than \$25 per month, and that the
minimum term for a policy or policies of insurance submitted as
proof of financial responsibility for the future shall be 3
months. Provides a mandatory sentence for one whose license is
suspended, canceled, or revoked, and restoration thereof or
issuance of a new license is contingent upon furnishing proof
of financial responsibility for the future and who, during such
suspension or revocation, drives any motor vehicle upon the
highways of the state.

July 6 July 6

141 Division of wildlife - wildlife conservation stamps.
Authorizes the division of wildlife to print and issue wildlife
conservation stamps. The fee for each stamp is \$5. Proceeds
from the stamps are to be used exclusively for the management
and protection of wildlife.

July 6 July 6

142 Wildlife - conservation of nongame and endangered species -

No.

Subject

142 cont. appropriation. Enacts the "Nongame and Endangered Species Conservation Act", and gives duties to the division of wildlife and the wildlife commission with respect to both nongame species of wildlife and endangered species. The commission is to make rules and regulations concerning taking, transporting, sale, and the like of both such species, and violations thereof will be misdemeanors. Management programs are to be instituted, including land acquisition. Appropriates \$15,000 to the department of natural resources out of the wildlife cash fund for the purposes of the act.

April 19

April 19

143 Fiduciary laws - amendment of governing instruments of certain charitable trusts to conform with federal tax laws. If amendment to a charitable trust is consented by all beneficiaries, a copy of the amendment is sent to the attorney general for possible objection. If no objection is made, the amendment may be made. If the attorney general objects or if all trustees and beneficiaries do not consent, or if there are no named beneficiaries, any court of competent jurisdiction may amend the governing instrument if such court finds that the testator's or grantor's intention would not be defeated by the amendment.

April 19

April 19

147 Motor vehicles as collectors' items. Defines the terms "collector" and "collector's item". Provides that collector's items are to be titled, registered, and taxed in the same manner as other vehicles except those vehicles entitled to special registration under section 13-3-28, C.R.S. 1963, and except that a collector's item not operated on the highways of the state and kept on the private property of the owner shall be required only an annual specific ownership tax. Provides that collectors may store motor vehicles and parts on private property so long as the vehicle or surrounding area does not become a nuisance. Exempts collector's items from emission control standards unless emission controls were standard equipment on that particular make or model of vehicle.

June 11

July 1

149 Schools and school districts - capital reserve fund - acquisition of land. Allows expenditures from the capital reserve fund for the acquisition of land with existing structures and equipment thereon and furnishings therein.

July 6

July 6

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|----------|-----------|
| 151 | <u>Supplemental appropriation - state auditor's office.</u> \$17,811, for moving and additional relocation expenses incurred in moving the office of the state auditor from the capitol building to the Lincoln center building. | March 30 | March 30 |
| 152 | <u>Courts - 10th judicial district judge - appropriation.</u> Increases the number of judges in the 10th from 4 to 5, and appropriates \$45,667 to the judicial department for the added expense. | July 6 | January 1 |
| 153 | <u>Surveys and boundaries - disputed boundaries.</u> The statute providing methods of establishing disputed boundaries is amended to make it applicable to any dispute involving the location of any section corner or quarter section corner. | July 6 | July 6 |
| 155 | <u>Insurance - exchanges of interinsurance and reciprocal insurance.</u> Clarifies the sections of article 2 of chapter 72, C.R.S. 1963, which are applicable to interinsurance contracts. Removes language that payment of the annual report filing fee, the fee for certificate of authority, and the annual premium tax are in lieu of all other state, county, and municipal taxes; drops exemption from premium tax for certain reciprocal and interinsurance exchanges; and provides that all other provisions of chapter 72 on insurance not inconsistent with article 4 on interinsurance are applicable to interinsurance and reciprocal exchanges. | April 5 | July 1 |
| 156 | <u>Insurance - reinsurance of risks by insurers.</u> Prohibits a domestic insurer from reinsuring all or a substantial portion of the risks of any insurer unless approved by the commissioner of insurance. Such approval is required regardless of the method by which the reinsurance is accomplished. Prior law stated that no domestic insurer could have all or a substantial portion of its risks insured. | April 5 | April 5 |
| 157 | <u>Insurance - placement of surplus line insurance.</u> Insurers writing surplus line insurance are to maintain on deposit with the commissioner of insurance or the duly authorized officer of some other state cash or securities having a fair market value of at least \$400,000. The deposit is to be held for the | | |

- | <u>No.</u> | <u>Subject</u> | | |
|--------------|---|----------|----------|
| 157
cont. | benefit of all policyholders wherever located. | April 5 | July 1 |
| 158 | <u>Insurance - assumption of subordinated indebtedness by insurance companies.</u> Upon approval of the commissioner of insurance, a domestic insurance company may borrow money upon a written agreement that the money will be repaid only out of surplus of the company in excess of such minimum surplus as stipulated in the agreement. Repayment is to be made only when the commissioner determines that the financial condition of the company justifies such action. The commissioner cannot withhold approval when faced with evidence showing a surplus of not less than the amount stipulated in the agreement. No such loan or advance is part of the company's legal liabilities until authorized for payment by the commissioner, and until authorized to do so, the company is to show the amount remaining as a special surplus account. A company may otherwise borrow money, but the amount and the interest thereon is to be carried by the company as a liability. | April 12 | July 1 |
| 159 | <u>Industrial commission - investment of funds under its jurisdiction.</u> Specifies that the industrial commission may direct the state treasurer to invest the surplus and reserves of the state compensation insurance fund as well as any portion of the fund itself and to invest any portion of any other fund under the jurisdiction of the commission. The amounts are to be designated in writing by the commission for investment in warrants or obligations of the state, in obligations of the U.S., in general obligation bonds of a city and county as well as of counties, municipalities, and school districts of this state, or in other obligations fully or partially insured by the U.S. or any agency thereof. | April 25 | April 25 |
| 160 | <u>Motion picture and television advisory commission - membership.</u> Increases the size of the motion picture and television advisory commission from 6 to 8 members. Requires the governor to appoint one of the 2 additional members for a 1-year term and one for a 3-year term, each term commencing on July 1, 1973. Provides that members must have a record of promoting motion picture and television production in Colorado, not merely of promoting the state itself. | April 5 | April 5 |
| 162 | <u>Insurance - rate regulation.</u> Removes policy forms from the | | |

No. Subject

162 list of items which are not subject to prior filing with, or
cont. the prior approval of, the commissioner of insurance under the
law governing the regulation of insurance rates.

April 5

April 5

167 Securities - "Money Order Act" - licensure. Makes the following miscellaneous changes in the law regulating those who engage in the business of selling or issuing checks, drafts, money orders, or other instruments for the transmission or payment of money or credit: Revises the amount of the corporate surety bond required of licensees from \$10,000 per sales outlet (not to exceed \$50,000 total) to \$25,000 for the first sales outlet and \$5,000 for each additional outlet (not to exceed \$250,000 total); provides that a surety bond replacing any exhausted bond shall be in an equal amount instead of in an additional \$50,000 amount; sets January 1 as the expiration date for licenses, unless the annual fee is paid prior thereto, and deletes failure to pay the annual fee as a ground for license revocation; adds the sale or issuance of exchange without receiving prior payment of the face value thereof as a basis for license revocation, but provides that this basis shall not apply to licensees issuing exchange exclusively for filing, bidding, and offers on federal and state oil and gas leases.

June 7

June 7

170 Schools and school districts - school principals. Authorizes school boards to hire, by written contract, qualified principals to assume administrative responsibility and instructional leadership under the school superintendent. States that the principal's duties include recommendations concerning hiring, promotion, termination and other factors relating to personnel under his supervision.

July 6

July 6

171 Southwestern water conservation district - assessment increase. Raises the maximum levy by the southwestern water conservation district from 0.4 mills to 0.6 mills for every dollar of valuation for assessment.

June 21

June 21

172 Motor vehicles - procedure for driving at a rate less than that of the normal flow of traffic. If a person drives at a rate less than that of the normal flow of traffic on a highway outside an incorporated area or on a controlled-access highway and thereby impedes the reasonable flow of traffic behind him,

No.

Subject

172 he is to drive in the right-hand lane or the extreme right side
cont. of the roadway until the traffic has passed or he is to pull
over where safe to do so and allow the other vehicles to pass.
If uphill lanes or roadside turnouts are available, the slow
driver is to use them to allow others to pass.

June 22

June 22

173 Planning - subdivision regulations. Excepts from the term
"subdivision" or "subdivided land", for purposes of the law
requiring specified kinds of county subdivision regulations,
any division of land which could be created by a court in
Colorado pursuant to the law of eminent domain.

May 21

May 21

176 State lands - acquisition for other state purposes - natural
resources. Authorizes the department of natural resources to
acquire state land under the control of the state board of land
commissioners when the department finds any such land has
unique economic or environmental value to the citizens of the
state which would be lost if the land passed into private
ownership. Procedures are specified for notice by the
executive director of the department to the land board
identifying such land, and the board is to hold a public
hearing on the matter and to promptly render findings and
recommendations as to whether the land qualifies for such
transfer. The proposal may be modified or terminated in light
of such recommendations. Acquisitions may be by condemnation
proceedings or at any public sale of property by the land
board. The acquisition may be of any interest in land up to a
full fee except for agricultural or grazing rights to the land,
which must be reserved by the land board.

July 6

July 6

178 Supplemental appropriation - department of higher education -
Colorado general hospital. Increases the operating expense
appropriation for fiscal year 1972 to the regents of the
university of Colorado for the Colorado general hospital (CGH)
by \$674,950, thus placing the total appropriation for CGH at
\$15,900,065. Accomplishes such increase by increasing the
appropriation from the general fund by \$1,371,685 and
decreasing the appropriation from cash funds by \$696,735.
Specifies that the portion of the appropriation to CGH to be
used to provide for medically indigent care costs shall be
increased from \$4,266,114 to \$5,722,219. Increases the 1971
fiscal year general fund appropriation for CGH by \$427,589, and
decreases the cash fund appropriation for such year in the same
amount.

April 5

April 5

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|----------|----------|
| 179 | <u>State lands - state honor farm - leasehold conveyance authorized.</u> Authorizes the department of institutions to lease the state honor farm in Pueblo county to the city of Pueblo for use as park and recreational facilities. Provides that the property may be reclaimed by the state upon 1-year's notice by the department, and allows lease provisions to include use of appurtenant water rights, construction of roads and trails, planting of vegetation, and other similar improvements. | May 30 | May 30 |
| 180 | <u>Criminal procedure - abatement of public nuisance.</u> Provides that nothing in the statutes governing the abatement of public nuisances affects the validity of bona fide liens on property which appear of record before the seizure of personal property or the recording of court orders involving real estate, as authorized by such statutes. | June 8 | June 8 |
| 187 | <u>Criminal procedure - credit for confinement pending appeal.</u> Provides that a defendant whose sentence was stayed pending appeal prior to July 1, 1972, but who was confined pending disposition of the appeal is entitled to credit against his sentence the entire period of confinement while the stay of execution was in effect. Formerly, such a defendant could receive credit only up to 60 days in such a case. A defendant whose sentence is stayed after July 1, 1972, and is confined pending appeal is entitled to credit that part of such confinement against his sentence which does not exceed 60 days, even though he could have elected to commence serving his sentence before disposition of his appeal. | April 19 | April 19 |
| 189 | <u>Insurance - payment of premium tax.</u> Premium taxes are to be paid to the division of insurance instead of department of revenue. Allows insurance companies to deduct amounts refunded under credit life and credit accident and health insurance. If an insurance company, when required, does not, within 30 days after the time specified, make quarterly payments of either the total tax paid during the preceding calendar year or 80% of actual tax for the current calendar year, such company may be liable for a penalty of up to \$100 per day of delinquency, such penalty to be paid to the division of insurance. | April 19 | July 1 |
| 190 | <u>Insurance - fee for service of process through commissioner of insurance.</u> Raises the fee for service of process through the | | |

- | <u>No.</u> | <u>Subject</u> | | |
|--------------|--|---------|---------|
| 190
cont. | commissioner of insurance from \$2 to \$5. | April 5 | July 1 |
| 191 | <u>Insurance - investments by insurance companies in first liens on real property.</u> On and after April 5, 1973, the maximum amount of a loan or loans secured by first liens on real property made to any one obligor which could be carried as an admitted asset of the insurance company is the greater of \$30,000 or 2% of the company's assets, except that loans then outstanding or loans for which a binding commitment had been made, and which qualified as admitted assets, can be carried as admitted assets of the company. On and after April 5, 1973, real estate loans which qualified as admitted assets cannot exceed 60% of the company's assets, except that a company which already has such investments which total more than 60% shall reduce such assets according to a schedule set forth in the statute. All such loans made on and after July 1, 1973, except those made pursuant to a binding commitment prior to such date, shall be governed by statutory provisions stating the time within which repayment of principal shall be completed. | April 5 | April 5 |
| 192 | <u>Water rights and irrigation - fees to be paid in water proceedings.</u> Provides that the \$20 fee for protesting the ruling of a referee need not be paid by one who has already entered an appearance as an applicant or an objector, and that any other interested person filing entry of appearance at a proceeding by a water judge shall pay the \$20 fee. | April 9 | July 1 |
| 193 | <u>Cities and towns - firemen's pension funds.</u> Raises the maximum amount of the state's annual contribution to the firemen's pension fund from \$1,550,000 to \$1,850,000. | July 6 | July 6 |
| 195 | <u>Motor vehicles - blood tests of certain persons killed in accidents.</u> Reenacts a provision originally enacted in 1971 and which expired on July 1, 1973, with some additions. Requires the department of health to establish a system for obtaining samples of blood or other substance from automobile drivers, plane pilots, and pedestrians who die within 4 hours of their involvement in an accident, such sample to be tested for alcohol, drug, and carbon monoxide concentrations. Persons having custody of a body from which a specimen is to be taken must not commence embalming until it is taken. The state board of health is to establish procedures concerning testing and | | |

No. Subject
195 reporting, and the failure to any one to perform his duties is
cont. to be deemed 2nd degree official misconduct under the criminal
code.

July 6 July 6

197 Commercial code - right of secured party to take possession of collateral. The right of a secured party to take peaceful possession of collateral on the debtor's default without judicial process is subject to an exception when the collateral is a mobile home or movable structure in which the debtor lives. In such case judicial process must be used unless the debtor voluntarily gives possession or abandons the property.

July 6 July 6

201 Insurance - unfair competition and deceptive practices. Collects the law on unfair or deceptive acts or practices in the insurance business in a repealed and reenacted article 14 of chapter 72, C.R.S. 1963. Applies said article 14 to medical service and hospital service plans.

Adds the following to the list of unfair methods of competition and unfair or deceptive acts or practices: Misrepresentation in order to effect a pledge or assignment or to effect a loan against a policy; misrepresentation of an insurance policy as a security; unfair claim settlement practices (including a detailed list); failure to maintain complaint handling procedures; misrepresentation in insurance applications; and requiring an insured or a claimant to submit to a polygraph test concerning an insurance application or claim. Prohibits any person from requiring a borrower to obtain insurance through a particular insurer, agent, or broker; or from unreasonably disapproving the policy provided by a borrower; or from requiring a borrower to pay a separate charge in connection with the handling of any insurance required as security.

Substitutes procedures generally applicable in administrative hearings for particular procedures under this act. Permits the commissioner of insurance to impose a \$1,000 penalty for each unfair or deceptive act (not to exceed an aggregate penalty of \$10,000), or a \$5,000 penalty (not to exceed \$50,000 in a 6-month period) or license suspension or revocation for knowing violations of the act. Authorizes the commissioner to impose a \$10,000 penalty for each act of an insurer violating an administrative cease and desist order and a \$500 penalty for each such act of an individual.

July 6 July 1

No.Subject

- 203 Labor - 8-hour day - compensation of county employees. Allows county employees to work in excess of 8 hours per day whether or not an emergency exists, and provides that county employees may be compensated for such hours at the regular hourly rate in cash or in such compensatory time, to be taken during regularly scheduled hours of work, as a board of county commissioners deems advisable.

June 14

June 14

- 204 Schools and school districts - emeritus retirement fund. Changes the date of eligibility for emeritus retirement from July 1, 1972 to July 1, 1973, and changes the date of application for emeritus retirement from July 1, 1973 to September 1, 1973.

July 6

July 6

- 206 Publication of legal notices and public printing - requisites of a legal newspaper. Removes requirement that a legal newspaper be printed and published in the same county. If a municipality has territory in two counties, each of which has a legal newspaper, publication by the municipality in one such newspaper is valid publication.

April 12

April 12

- 207 Intoxicating liquors - unlawful acts - grounds for revocation or suspension of license. Provides that any action by a person holding a license to sell fermented malt beverages or malt, vinous, or spirituous liquors in reliance upon a person exhibiting a fraudulent proof of age shall not constitute grounds for the revocation or suspension of said license.

July 6

July 6

- 209 Children - detention services and facilities - appropriation. Transfers administration of juvenile detention facilities from the juvenile courts to the department of institutions effective July 1, 1973, and transfers the facilities themselves and the equipment contained therein, together with the duty to operate and maintain such facilities, from the counties to the department effective January 1, 1974. Appropriates \$104,866 to the department for these purposes during the fiscal year 1973-74.

Directs the department of institutions to develop statewide plans for detention shelters and services not later than March 1, 1974, and appropriates \$15,000 to the department

No. Subject

209 for such planning purposes. Requires evaluations of children
cont. committed to the department's custody to be conducted at
detention facilities rather than receiving centers, and
provides that materials used in a dispositional hearing shall
be utilized in evaluations to the extent possible and relevant.

Appropriates \$10,870 to the judicial department for
payment of accumulated juvenile detention overtime during the
current fiscal year.

July 6 July 6

210 Courts of record - transcripts - compensation. Allows court
personnel to be compensated in a manner similar to a shorthand
reporter for transcript preparation required in other than
normal working hours where no shorthand reporter is employed by
the court.

July 6 July 6

213 Water rights and irrigation - underground water - permits to
construct wells. Provides that the provisions of subsections
(1) and (2) of section 148-18-36, C.R.S. 1963, shall apply to
the issuance of permits to construct a well in those aquifers
which are not defined as underground water or designated ground
water and are not exempt under sections 148-18-4 and 148-21-45;
except that the state engineer shall consider only that
quantity of water underlying the land owned by the applicant or
owners of the area to be unappropriated; that the aquifer shall
be presumed to have a useful life of 100 years if there is no
substantial artificial recharge; and that no material injury
shall result from the issuance of the permit. Provides that
the state engineer may adopt rules for administration of this
underground water.

July 6 July 6

214 Water rights and irrigation - storing water in reservoirs
through use of erosion dams. Provides specific statutory
requirements for erosion control dams, which must not be in
excess of 15 feet from the bottom of the channel to the bottom
of the spillway, and provides that reservoirs may be
constructed behind such dams if such reservoirs can be drained
to the level of 2 acre-feet within 36 hours.

May 2 May 2

217 Motor vehicles - duty of driver striking unattended property or
traffic devices. A driver who collides with or is involved in
an accident involving any vehicle or unattended property is

No. Subject

217 required to locate and notify the operator or owner thereof, or
cont. leave a note giving his name, address, and the registration
number of the motor vehicle he is driving. Should he be
involved in an accident resulting only in damage to fixtures or
traffic control devices, he is to notify the road authority and
supply the same information. He is to make a report in either
situation as required by section 13-5-22, C.R.S. 1963.

May 4

July 1

219 Elections - registration of electors - master list. Directs
the secretary of state to maintain a master list of registered
qualified electors, by county and by precinct. Provides for
the furnishing by county clerks, within 5 days after
registration books are closed, of electors' names, addresses,
precinct numbers, dates of birth or naturalization, social
security numbers, and dates on which last registered. Requires
county clerks to furnish the secretary of state monthly with
specified information updating the master list.

Enacts procedures for detecting more than one
registration by the same person (only the most recent
registration is to be effective) and voting more than once.
Requires the registration sheets of electors moving out of a
county to be removed from the registration books and preserved
for 2 years. Provides for the compilation of electors' social
security numbers, either at the time of registration or when
offering to vote.

June 22

July 1

221 Restaurants - food service establishments - regulation -
appropriation. Broadens regulation to include all
establishments selling food or drink, whether to be consumed on
or off the premises. Excludes only homes serving families and
nonpaying guests, operations serving 4 or fewer persons,
hospitals and other health care facilities feeding patients,
child care centers, automated food merchandising enterprises,
outdoor recreation operations, grocery stores, and
manufacturing, processing, or packaging plants. Changes
terminology from "restaurant" to "food service establishment".

Specifies that sanitary rules and regulations shall
include design, construction, and maintenance of equipment,
utensils, and facilities for food preparation, service, and
storage; wholesomeness of food and drink; source and protection
of food and water; and waste disposal. Requires plans and
specifications for the construction or extensive remodeling of
a food service establishment to be submitted to the department
of health for approval before such work is begun.

No.

Subject

221
cont. Provides for the issuance of certificates of inspection, rather than licenses, to parochial, public, and private schools, penal institutions, charitable and other nonprofit organizations, and churches and fraternal and veterans' organizations serving less than 7 consecutive days or less than 52 separate days in a calendar year. States that such certificates expire on December 31 of the year for which issued. Raises annual license fee from \$10 to \$20.

Appropriates \$17,369 to the department of health for implementation of the act.

July 6, 1973

January 1, 1974

223 Motor vehicles - height, length, and weight of vehicles - registration fees. Amends provisions limiting the size of motor vehicles and loads, as follows: Maximum height is increased from 12 1/2 to 13 feet; maximum length is increased from 60 to 65 feet. Maximum weights permitted are changed as follows: The formula for weight maximums is changed to allow greater weight, with an overall maximum of 85,000 pounds, and no vehicle in a combination may carry less than 10% of the total weight of the unit. The old formula remains applicable to vehicles using interstate system highways unless federal law or regulations are changed, at which time the state highway commission may authorize higher state limits. Provisions relating to weight limits per axle on other than interstate roads have been repealed but the provisions of section 13-5-124, C.R.S. 1963, limiting weight per axle to a maximum of 18,000 pounds remain in force as to all roads. To pay for the posting of signs giving notice of the new size and weight limits, an extra registration fee of \$23 annually is imposed for 1974 and 1975 on trucks weighing over 12,000 pounds empty and tractors over 6,500 pounds, excluding trucks classed for registration purposes as farm, city, or metro.

July 6

July 6

225 Taxation - administration of inheritance and gift taxes. Eliminates the division of the inheritance tax from the department of law, and creates a new division of inheritance and gift taxation in the department of revenue. Gives all the powers and duties of the inheritance tax commissioner to the executive director of the department of revenue. The act changes the law of inheritance taxation in several respects including the following: The due date for payment of inheritance taxes is 9 months after the decedent's death; if not paid when due, interest runs on the tax at 6% per annum; increases the value of assets which can be delivered without an inheritance tax release from \$1,000 to \$2,000; other documents

No. Subject

225 specifically authorized to be delivered without a release
cont. include a will, deed to a burial plot and burial instructions,
insurance policies payable to named beneficiaries, and
documents having no apparent money value; the optional
valuation date is 6 months from date of death rather than one
year; the penalty for late filing of the inheritance tax
application is 0.5% for each month or portion involved applied
to the tax due, up to a 25% maximum, and if no tax is due the
penalty is \$5.

June 29

July 1

228 Peace officers - standards and training. Repeals and reenacts
the law concerning the law enforcement training academy, a
state educational institution, and adds thereto provisions for
the certification of persons as peace officers. An advisory
board is given duties relating to establishing standards for
training peace officers and is to certify them when qualified,
pursuant to the rules of the board. High school graduation or
its equivalent is required for qualification, and conviction of
a felony or crime involving moral turpitude disqualifies, as
does 3 consecutive years of nonemployment as a peace officer.
Peace officers serving as of July 1, 1973, are automatically
certified if they have been so engaged for more than one year,
but those with less than one year's service must qualify by
July 1, 1975. Provides that the state will pay all expenses
involved in getting peace officers trained for certification at
the basic classification.

July 6

July 6

230 Insurance - health maintenance organizations. Requires a
health maintenance organization, defined as one who provides
health care services (including specified minimum services) to
enrollees on a fixed prepayment basis, to obtain a certificate
of authority from the commissioner of insurance before
operating in Colorado. Directs health maintenance
organizations operating on July 6, 1973, to submit applications
for certificates, and allows them to continue operating until
the commissioner acts on the application. Provides that
applications shall be referred to the executive director of the
department of health for a finding on the applicant's ability
to provide satisfactory health care services. Sets forth
additional criteria for certification, to be evaluated by the
commissioner, including the applicant's competence and
trustworthiness and his financial responsibility.

Empowers health maintenance organizations to own and
operate hospitals and other health care facilities; to make
loans in furtherance of their programs; to furnish services

No. Subject

230 through providers under contract; to contract for insurance,
cont. indemnity, or reimbursement against the cost of services
provided; and to offer health care services in addition to the
minimum, indemnity benefits covering out-of-area, emergency,
and special services not exceeding 10% of total covered
benefits, and indemnity benefits provided through insurers or
nonprofit health care corporations.

Other features include: Requirement that enrollees be
given an opportunity to participate in policy matters;
provisions for the issuance and contents of evidences of
coverage; allowance of charges established on actuarial
principles as long as not determined for an individual
enrollee; approval of schedules of charges by the commissioner;
annual reports to the commissioner and to enrollees;
requirement that a health maintenance organization operate a
system providing reasonable procedures for resolving enrollees'
complaints; prohibition of untrue or misleading advertising,
solicitation, or evidences of coverage and of cancellation or
nonrenewal on the basis of health status; authorization for
insurers or nonprofit health care corporations to organize and
operate health maintenance organizations; examination of health
maintenance organizations at least once every 3 years by the
commissioner, and suspension or revocation of certificates of
authority on specified grounds after a hearing; administrative
penalties in lieu of certificate suspension or revocation;
conferences, cease and desist orders, and injunctive
proceedings for violations of the act; and confidentiality of
information pertaining to the diagnosis, treatment, or health
of enrollees.

July 6 July 6

232 Soil conservation districts - state board. Reconstitutes the
state soil conservation board, providing for a 9-member board,
one member to be appointed by the governor from the state at
large, and 8 members to be elected by current soil conservation
district boards of supervisors from among current or past
supervisors. Redefines areas to be represented and number of
representatives from such areas. Provides that state shall
function as state board of appeals and provides procedure for
transferring lands from one district to another.

May 5 May 5

233 Oil and gas commission - power to plug wells - additional
powers of commission. Authorizes the oil and gas conservation
commission to require the plugging of seismic holes or
exploratory wells.

May 24 May 24

- | <u>No.</u> | <u>Subject</u> | | |
|------------|---|---------|---------|
| 234 | <u>Planning and zoning - subdivision regulations - soil conservation district boards.</u> Broadens the scope of review by soil conservation boards of subdivision plans to include flood water problems and watershed protection. Formerly, soil conservation boards were to review and make recommendations only concerning soil suitability and flooding in general. | June 21 | June 21 |
| 236 | <u>Policemen's pensions - transfer of moneys.</u> Changes the amount of moneys transferred annually from the revenues derived from the tax on foreign insurance companies to the policemen's pension fund from \$1,000,000 to \$1,300,000. | July 6 | July 6 |
| 237 | <u>Agriculture - inspection fees on fruits, vegetables, and other agricultural products.</u> Specifies that inspection fees on fruits, vegetables, and other agricultural products are to be established by the state agricultural commission so that the revenue generated by the fees will pay 50% of the inspection costs. Formerly, the fees were intended to defray the total costs of such inspections. | June 21 | July 1 |
| 239 | <u>Plumbing - examining board of plumbers - membership.</u> Increases the size of the examining board of plumbers from 3 to 5 members. Requires one member to be a plumbing contractor and one to be from the public at large. Requires one board member to be from the area west of the continental divide. | July 6 | July 6 |
| 240 | <u>Real estate brokers and salesmen - exemptions from the terms "real estate broker" and "real estate salesman".</u> Extends previous exemption for a corporation to sale of land on which a building will be erected, rather than land on which a substantially completed building already stands, and creates new exemptions for the following: A Colorado corporation or partnership with regard to Colorado land owned or leased by it which has been or will be the location of a shopping center, office building, or industrial park when such corporation or partnership sells or leases such project in the ordinary course of its business; an owner of apartment units; and a regularly salaried employee of an owner of apartment units when such employee is engaged in leasing or rental of such apartment units. | May 4 | May 4 |

No.

Subject

- 245 County powers and functions - dogs - license fees and rabies vaccinations. Allows boards of county commissioners discretion in setting the amount of annual license fees for dogs. Requires that, after September 1, 1973, registration permit or license shall be issued without satisfactory proof that a dog has been vaccinated against rabies.

May 4

May 4

- 247 Agriculture - branding of calves. Repeals existing law concerning the county-by-county program regulating the moving of unbranded beef calves, and prohibits the sale, offer for sale, slaughter, or move of calves under weaning age that are not branded with the Colorado recorded brand of the mother's owner. Requires the brand to be past the peeling state at the time of sale, offer for sale, slaughter, or move except when the calf is accompanied by its branded ownership-proven mother or by a current brand certificate issued pursuant to an inspection performed when the calf was with its branded ownership-proven mother, or when the calf is a registered purebred or pure dairy breed. Authorizes feedlot or dairy operators to obtain a permit from the state board of stock inspection commissioners for the sale of unbranded calves under 10 days old born at the feedlot or dairy. Provides that mileage expenses incurred by brand inspectors in inspecting calves with their mothers are to be paid by the owners in addition to inspection fees. Specifies that a violation of the statute is a misdemeanor punishable by a fine of not less than \$100 nor more than \$500 and by imprisonment in the county jail for not more than 90 days.

June 22

June 22

- 248 Agriculture - transportation permit for horses. Provides that a transportation permit may be issued to a properly identified unbranded or untattooed horse, but that such permit will be valid for only 12 months. Such a permit may be renewed upon payment of a \$2 fee.

June 22

June 22

- 249 Agriculture - livestock - brands - fees. Increases the fee for use of an unrecorded brand and for sale, transfer, and assignment of such brand from \$10 to \$25. Makes a \$25 assessment on every brand recorded prior to July 1, 1976, except those brands newly recorded during the two fiscal years prior to such date.

May 21

May 21

No.

Subject

- 253 Health - water and wastewater treatment plant operators - certification. Creates a 9-member plant operators' certification board within the department of health, which is to examine and certificate water and wastewater treatment plant operators. Specifies that board members shall be appointed by the governor for 3-year terms and shall include a certified Class A water treatment plant operator, a certified Class A wastewater treatment plant operator, a representative of the Colorado municipal league, a representative recommended by the state board of health, and a representative recommended by the state water pollution control commission.

Establishes 4 classes of water treatment plant operators and 4 classes of wastewater treatment plant operators, based on levels of knowledge and experience. Requires the board to establish for each plant the minimum class required for direct supervision, and provides that compliance shall be mandatory by January 1, 1976. Provides for written examinations of applicants for certification; for certification without examination of persons who operate plants on or before July 1, 1973; and for certification of persons holding certificates of competency issued before July 1, 1973, under a prior voluntary program.

Prohibits the representation that one is a certified water or wastewater treatment plant operator if one is not currently so certificated and the operation of a plant by the owner thereof unless supervised by a certified operator.

April 25 July 1

- 256 Criminal code - rights in stolen property - treble damages and attorney's fees. Allows a victim of a theft, robbery, or burglary to maintain an action for treble damages, costs, and attorney's fees against the taker or any person in possession of his property, except that he cannot recover treble damages and attorney's fees from a good faith purchaser or a good faith holder of the property.

June 21 June 21

- 257 Health - sale and distribution of prophylactics. Narrows the term "prophylactics" to include only an appliance or device which may be used to prevent venereal disease. Provides that prophylactics may be sold or dispensed through vending machines or sold or dispensed at retail without a license. Every unit package is to bear a warning, in English and Spanish, that the product should not be used more than 3 years after the date of manufacture. Advertising on vending machines is to indicate in

No.

Subject

257 English and Spanish the material to be purchased, the price,
cont. and a notice informing the purchaser of local venereal disease
services or clinics. A wholesaler's license, formerly
available only to a wholesale druggist, may be issued to a
prophylactic distributor or jobber. Repeals law concerning the
sale or distribution of prophylactics by physicians or
licensees.

May 21

July 1

258 Income taxation - withholding tax returns - appropriation.
Requires employers who must submit quarterly withholding tax
returns to file additional returns by the last day of the month
following the close of each quarter and to remit any
underpayment for the preceding 3 months. Directs employers
filing monthly to submit their returns by the 15th day of the
following month, rather than the 20th. Provides that failure
to deposit within \$100 of the withholding taxes due within the
time required subjects the employer to an additional penalty of
5% of the underpayment due. Authorizes quarterly returns and
payments to be filed on the 15th day following the close of the
quarter in lieu of the deposit required for the 3rd month of
the quarter.

Appropriates \$59,930 to the department of revenue to
implement the act for the fiscal year beginning October 1,
1973.

July 6

July 6

259 Labor - private employment agencies - refund upon termination
of employment. Provides for a pro rata refund when the
applicant has paid his fee in cash to a private employment
agency and the employment terminates within 120 days without
the fault of the applicant.

June 21

July 1

260 Agriculture - livestock - brand inspection tax. In order to
finance its operations, the state board of stock inspection
commissioners is to levy a graduated per head inspection tax to
be collected by authorized brand inspectors. The tax is to be
paid on all cattle, horses, or mules offered for sale or to be
moved interstate or intrastate as follows: \$1 per head for 5
or less head, 50¢ per head for 6 through 10 head, and not more
than 20¢ per head for all head above 10. The statutory rates
do not apply to 10 or less head that are consigned for sale at
a Colorado licensed public livestock market nor to a packing
house where brand inspection is maintained, and instead the
regular rate applies regardless of the number of head. Prior

No. Subject

260 law stated that the tax imposed was not to exceed 15¢ per head
cont. regardless of the number of head involved.

May 21 May 21

264 Libraries - property tax to support - authorized levy. Raises
the authorized maximum mill levy for the establishment and
maintenance of county, municipal, or regional libraries from 1
1/2 to 2 mills. Requires the question of raising such mill
levy to be submitted to and approved by the qualified electors
at the next municipal election in the case of a municipal
library, or at the next general election in the case of a
county or district library.

July 6 July 6

265 Health - sewage collection and treatment facilities - funding.
Limits responsibility for the provision of sewage collection
works under federal water pollution control programs to those
works which were in existence on January 1, 1953. Eliminates
statutory references to maximizing federal funds for water
pollution control programs, and gives the state water pollution
control commission, instead of the environmental protection
agency, the function of determining eligible project cost.
Provides that state contributions may be made to only those
projects where the local contribution is at least 20% of
eligible project cost.

July 6 July 6

267 Administrative code - incentive award suggestion system.
Provides that the governor shall designate the chairman of the
incentive award suggestion system board, rather than having the
controller statutorily designated as chairman. Shifts
functions presently performed by the division of accounts and
control to the office of the designated chairman. Increases
the maximum award from \$100 to \$1,000.

July 6 July 6

271 Universities and colleges - gifts and bequests. Authorizes
state institutions of higher education to receive gifts and
bequests, to hold them in trust, or to invest or sell them and
use the proceeds for the benefit of the institution, the
students, or others for whose benefit the institutions are
conducted. Directs the governing board of an institution which
is offered a gift of property involving significant ongoing
expenses to require an endowment sufficient to pay such
expenses, unless the Colorado commission on higher education
approves the gift on the basis that funding can be accomplished

No. Subject

271 within available resources. Requires the commission to prepare
cont. a statement of procedures and criteria for such approvals,
which statement must be approved by the governor and the joint
budget committee. Allows nonprofit entities organized for the
sole benefit of a state institution of higher education to
receive gifts and bequests. Subjects all gifts, bequests, and
endowments made to state institutions of higher education to
state audit, unless made to a nonprofit entity entirely
separate from the institution, in which case an independent
accounting firm may be engaged.

July 6 July 6

273 Banks - proximity of detached banking facilities - activities
allowed. Allows a bank to operate a detached facility only if
the detached facility is within 3,000 feet from the bank's
place of business. Prior law required the detached facility to
be within 2,000 feet from the bank's place of business.
Clarifies what banking activities may be conducted at a
detached facility.

June 7 June 7

274 Motor vehicles - specific ownership tax on Class F vehicles.
Provides that specific ownership tax revenues on class F
vehicles (mobile machinery and self-propelled construction
equipment) are to be kept in the county where collected.
Formerly, 65% of such revenues were remitted to the state,
which allocated it back to counties on the basis of the
relative dollar volume of business done within the various
counties by the owners of all class F property. Also, specific
ownership taxes received on class A property will now be
apportioned within a county in the same way as the tax proceeds
of class B, C, D, and F.

April 12 April 12

275 Labor - unemployment compensation fund. Revises and updates
the statutes concerning the unemployment compensation fund, a
special fund administered by the division of employment.
Authorizes the division to make benefit payments by check,
instead of warrants issued by the state treasurer.

Appropriates the moneys in the unemployment revenue fund
by means of a continuing appropriation to the division of
employment for refunds of interest erroneously collected,
expenditures for which allocations of federal moneys have been
requested but not received, and other necessary expenditures
for which no federal allocations have been made.

No.

Subject

275 cont. Provides that administrative costs of the division of employment must be paid pursuant to an appropriation by the general assembly which limits the period during which the appropriation may be obligated to specified times and limits obligations to specified amounts.

May 21

May 21

280 Motor vehicles - safety glazing equipment. Provides that new motor vehicles must have glass described as safety glazing material for any required front windshield, and camper coaches and trucks must also have such glass in compartments which can lawfully be occupied by passengers. Front windshields are required for all motor vehicles except motorcycles and vehicles registered as collectors' items.

July 6

July 6

281 Wills - charitable trusts - filing. Provides that a certified copy of any charitable trust document incorporated by reference in a will must be filed with the clerk of any district court or probate court in this state rather than with the secretary of state.

June 11

June 11

282 Trade names - filing of certificate - fees. Requires the corporation president or vice-president and the secretary or assistant secretary to sign the trade-name certificate which must be acknowledged by one of the officers signing. The words "corporation", "incorporated", or "limited" or their respective abbreviations are to be used exclusively by corporations in their assumed names. Assumed names are not to be too similar to those of foreign (as well as domestic) corporations. Increases the filing fee for trade-name certificates at both the state and county level. Establishes procedures and fees for withdrawing trade names, changing trade names, and merging trade names. A separate certificate is required for each trade name.

June 11

July 1

283 Credit unions - articles of incorporation. Provides that the procedure for filing of articles of incorporation for credit unions with the secretary of state is no longer governed by the law relating to the filing of nonprofit corporation articles of incorporation. Requires incorporators to pay a filing fee of \$20 to the secretary of state and a fee of \$1 for certifying the copy of articles of incorporation.

June 8

July 1

No.

Subject

285 Motor vehicles - instruction permits - motorcycles. Provides that instruction permits now apply to motorcycles as well as to automobiles, thereby enabling a minor to operate a motorcycle when accompanied by or under the supervision of a certified driver education instructor. Instructors in motorcycle safety are to have a valid motorcycle operator's license and be certified in motorcycle safety by the department of revenue.

May 4

May 4

289 Corporations. Includes the following miscellaneous amendments to the "Colorado Corporation Code": Requires duplicate originals to be typed on only one side of each sheet; prohibits the reservation of a corporate name with the secretary of state for more than 120 days and the consecutive reservation of similar names by or for the use of the same person or corporation; states that corporations whose registered agents have resigned and who, after notice mailed to the corporation, have failed to file a change of registered office or registered agent shall, after published notice, be governed by the laws relating to involuntary dissolution of defunct corporations; enacts new requirements for the content of restated articles of incorporation which contain amendments, and establishes a filing fee of \$75 for such restated articles; and provides that a statement of intent to dissolve a corporation voluntarily by consent of shareholders or by act of the corporation, or of revocation of such dissolution proceedings, need contain only a statement that written consent was signed or that an authorizing resolution was adopted, not a copy of the consent or resolution itself.

June 11

June 11

290 Public employees' retirement - judges. Increases salary deduction for judge's pension from 6% to 7%, in line with other PERA plans changed in 1969, and makes miscellaneous changes relating to benefits including the following: Allows earlier retirement in some cases with lessened benefits, and provides additional benefit of 1% per year for service over 20 years; and disability retirement benefit for a judge not eligible for superannuation retirement is to be no less than would be payable for superannuation. Provides changes in benefits to heirs of judges as follows: One year of service is sufficient for some benefit to accrue to the survivor, rather than 3 years; age of surviving spouse is a factor in some cases, unless such spouse is incapacitated; and children of a deceased judge may receive benefits up to age 23, instead of 18, if they are students, and their benefits are stated as percentages of salary rather than dollar amounts. A redetermination of benefits is authorized based upon price indices, similar to

- | <u>No.</u> | <u>Subject</u> | | |
|--------------|---|----------|----------|
| 290
cont. | that provided for other PERA plans in 1969. | July 6 | July 6 |
| 291 | <u>Savings and loan associations - fiscal year - closing dates.</u>
Authorizes a savings and loan association to choose a fiscal year by resolution of its board of directors, instead of the calendar year as previously fixed by statute, but requires the fiscal year to end on the last day of a calendar month. Abolishes the statutorily fixed dates of June 30 and December 31 for closing books, and provides that a savings and loan association shall close its books in accordance with a board resolution but at least once each year. Specifies that no more than 2 transfers to general reserves need be made annually, regardless of the number of closing dates fixed. | June 22 | July 1 |
| 294 | <u>Motor vehicles - nonmotorized traffic on highways.</u> Bicyclists are to comply with motor vehicle laws which can be applicable to them, and likewise with local ordinances. The department of revenue is to make up a digest of applicable motor vehicle laws for bicyclists. Use of highways by persons using skates, coasters, or the like is prohibited except for crossing as pedestrians. The use of animals, bicycles, and other nonmotorized conveyances may be prohibited on busy highways or city streets if suitable alternate facilities in the form of paths or trails are available within the highway right-of-way or within 1/4 mile of the highway or 450 feet of a city street, when proper notice has been posted. Parents and guardians are not to permit any such prohibited use of highways by their children. | July 6 | July 6 |
| 297 | <u>Supplemental appropriation - secretary of state.</u> \$201,977, to be allocated as follows: \$195,347 for publication of the 1972 initiated and referred laws and constitutional amendments, and \$6,630 for general purposes. | April 27 | April 27 |
| 298 | <u>Supplemental appropriation - department of local affairs.</u> \$29,320, to the department of local affairs, to be allocated as follows: | | |
| | Personal services..... | | \$14,561 |
| | Operating expenses..... | | \$4,000 |
| | Travel..... | | \$6,293 |
| | Capital outlay..... | | \$4,466 |

No.

Subject

298 Of the total amount appropriated, \$26,874 was to have been
cont. appropriated from the general fund and \$2,446 was to have been
appropriated from federal funds. The governor vetoed the
appropriation from the federal funds.

May 2

May 2

303 Children. Authorizes transfer of the following additional
types of felony cases from the juvenile court to the district
court: (1) Cases involving children who are 16 years old or
older, who are alleged to have committed a class 2 or class 3
felony or a nonclassified felony punishable by life
imprisonment or death, and who were adjudicated delinquent
within the past 2 years for an act which would be a felony if
committed by an adult, and (2) cases involving children alleged
to have committed a felony after having been subject to prior
proceedings to transfer jurisdiction over an alleged felony to
the district court.

Makes transfer of delinquency and CHINS (child in need of
supervision) cases, filed in a county other than that of the
child's residence, to the county of the child's residence
discretionary rather than mandatory. Clarifies the function of
referees, and provides that findings and recommendations of a
referee are binding on the parties except when review on the
record made before the referee is granted on grounds set forth
in the Colorado rules of civil procedure. Authorizes
expungement of records of children handled by informal
adjustment. Allows the prosecution to appeal questions of law
in delinquency cases to the same extent as in criminal cases.

Authorizes a probation counselor, detention center
counselor, or common jailor to notify the parent, guardian, or
legal custodian of a child placed in detention. Includes new
rules on the admissibility of statements made by a child during
an interrogation. Allows detention beyond 48 hours without the
filing of a petition if the court determines that the child's
or the community's welfare so requires, and prohibits release
if the child was detained for an act which would be a felony if
committed by an adult and a law enforcement agency has
requested a hearing on further detention.

Provides for referral of delinquency cases at the outset
to the district attorney for determination of whether a
petition should be filed (if so, acceptance by the juvenile
court is made mandatory) or whether any other agency should
make a preliminary investigation. Authorizes the court to
conduct a preliminary hearing on a delinquency petition.
Extends the maximum period for informal adjustment from 3 to 6

No.

Subject

303 months, but prohibits the use of informal adjustment for a cont. child who has had a sustained delinquency petition or informal adjustment handling within the preceding 12 months.

Directs the court, at a hearing on the transfer of delinquency cases to the district court, to consider whether there is probable cause to believe the child committed the act charged. Specifies factors affecting the determination of whether the child's and the community's interests would be served by transfer, and provides that 2 or more previously sustained petitions for acts which would be felonies if committed by an adult constitute prima facie evidence that retaining jurisdiction in the juvenile court would be contrary to the best interests of the child or the community.

Authorizes sentencing of a person 18 years old or older on the date of the dispositional hearing to the county jail for not more than 180 days, if he was found delinquent for an act committed before he became 18.

June 22

July 1

309 Cooperatives - organization and operation. Repeals previous articles 1 and 2 of chapter 30, C.R.S. 1963, and reenacts article 1 and repeals and reenacts article 4. New article 1 contains an extended definition of the term "cooperative association" and sets forth: The required and suggested contents of articles of incorporation and bylaws; election, composition, and powers of the board of directors; powers of cooperative associations; shareholder rights; and procedures for merger, consolidation, and dissolution. Provides that agricultural and livestock associations shall be subject to the requirements of the new, comprehensive article 1.

July 6

July 6

310 Corporations - nonprofit corporations. Includes amendments to the "Colorado Nonprofit Corporation Act" which are similar to those made by S.B. 289 to the "Colorado Corporation Code". Changes the minimum number of directors of a nonprofit corporation from 3 to 1. Requires articles of dissolution of nonprofit corporations, and applications for withdrawal by foreign nonprofit corporations, to include all trade names owned or used by them which are on file with the secretary of state. Requires names of domestic and foreign nonprofit corporations which are comprised of initials to have the initials separated by a full typewriter space or followed by a period. Provides that a foreign nonprofit corporation applying for a Colorado certificate of authority may furnish a certificate of good standing from the state of its

No. Subject

310 incorporation, rather than a copy of its articles of
cont. incorporation. Authorizes foreign nonprofit corporations which
merge to file a certificate of fact of merger rather than a
copy of the articles of merger, and provides that the surviving
corporation need not obtain a new certificate of authority if
it wants to pursue additional purposes. Requires a foreign
nonprofit corporation changing its name to submit a certificate
of change of name from the state of its incorporation with the
application for an amended certificate of authority. Revises
procedures and fees for the reinstatement of defunct nonprofit
corporations. Establishes a \$10 fee for filing restated
articles of incorporation or articles of merger or
consolidation containing amendments.

June 21

June 21

312 Motor vehicles - registration fees - trucks. Some classes of
trucks are made subject to different registration fees by this
act, as follows: Creates a new class of truck for registration
purposes, called "noncommercial or recreational", meaning a
truck weighing between 4,500 and 6,500 pounds and not used for
profit-making purposes. Its annual registration fee is \$24.50
plus 60¢ for each 100 pounds over the minimum. Trucks in this
class are to have distinctive license tags and are not subject
to ton-mile taxation. Farm truck registration fees are
increased. The classification of "city" trucks is merged into
the "metro" class. The minimum truck weight to which ton-mile
taxes apply (subject to certain exceptions) is raised from
4,500 to 6,500 pounds, and the registration fees for trucks in
this category, including both "metro" and "state" trucks, is
made substantially higher than registration for trucks subject
to ton-mile taxes.

July 6

January 1, 1974

313 Water rights - reasonable diligence - quadrennial
determination. Requires that a determination of reasonable
diligence with respect to a conditional water right is to be
made every 4 years rather than every 2 years in order for the
owner or user to maintain the right.

June 7

June 7

314 Income taxation - taxpayer to designate school district from
which he reports income. Requires taxpayer to designate on his
income tax return the school district in which he resides. Act
applies to 1973 state income tax returns filed on or after
January 1, 1974.

June 11

July 1

No.

Subject

- 315 Children - relinquishment and adoption. Gives the father of an illegitimate child the same parental rights as the mother with respect to relinquishment and adoption if he acknowledges the child as his own, before entry of a decree of adoption, by having his name affixed to the birth certificate, paying medical or hospital bills associated with the child's birth, paying the child's support, or otherwise asserting his paternity in writing.

June 21

June 21

- 318 Motor vehicles - licenses to operate. Changes the words describing various licenses to drive motor vehicles to make all such licenses "driver" licenses, instead of specific types of licenses such as "operator" or "chauffeur"; license holders aged 21 or older are licensed as "drivers", those aged 18 to 21 as "provisional drivers", and those aged 16 to 18 as "minor drivers".

July 6

July 6

- 319 Taxation - special fuel permits. Extends privilege of not paying special fuel tax to other out-of-state diesel powered vehicles as well as private passenger cars, changes the special fuel permit system to a temporary permit system, and provides that such temporary permits may be obtained at dealers selling diesel fuel.

July 6

July 6

- 321 Motor vehicles - penalties for a misdemeanor - payment of fines. Increases the time limit for the payment of fines for violations of motor vehicle laws under the penalty assessment procedure from 5 to 10 days.

June 21

January 1, 1974

- 326 Oil and gas - petroleum marketing - health and safety regulations. Abolishes statutory requirement for posting of surety bonds by the state inspector of oils ("state inspector") and deputy inspectors of oils. Requires the state inspector to adopt health and safety regulations and standards for storage, handling, and transportation equipment by tank truck or tank trailer and for utilizing liquid fuel products.

Requires petroleum substances used for lubricating purposes to be inspected by the state inspector. Subjects measuring devices for liquid fuels to the requirement that their accuracy be verified by the state inspector.

No.

Subject

326 cont. Orders plans for all liquid fuel storage containers having over 1,500-gallon water capacity to be submitted to the state inspector before beginning construction. Provides that liquid fuel systems and equipment, liquified petroleum gas systems and equipment, and the transportation and handling of liquid fuels and liquified petroleum gas must conform to minimum standards of the national fire code of the national fire protection association. Enacts new requirements concerning the sale of liquid petroleum products by metered liquid measures or by weight; inclusions in sales statements as to quantity and weight or volume of petroleum products sold; and the use of temperature compensating meters for determining amount of liquid petroleum products.

Establishes specifications for commercial grade propane and motor fuels grade propane. Restricts sale of butane-propane mixtures to applications approved by the state inspector for which special use permits have been granted.

June 21

June 21

327 Supplemental appropriation - Colorado 1976 centennial-bicentennial commission. \$8,000, for the expenses of the Colorado 1976 centennial-bicentennial commission.

June 8

June 8

328 Motor vehicles - used motor vehicle dealer - exclusion. Excludes from the definition of "used motor vehicle dealer" mortgagees or secured parties as to sales in any one year of not more than 12 motor vehicles constituting collateral on a mortgage or security agreement, if such mortgagee or secured party does not realize from such sales moneys in excess of the outstanding balance secured by a mortgage or security agreement, plus collection costs.

June 22

July 1

329 Cities and towns - amending the charter of the town of Georgetown. Amends the charter of the town of Georgetown, originally incorporated by territorial law in 1868, in several respects: Reduces the minimum age of voters from 21 to 18 and eliminates a durational residency requirement; provides that the municipal election code of 1965 applies to Georgetown elections; authorizes the imposition of sales, use, or other excise taxes pursuant to statute, and makes levies for the payment of town indebtedness an exception to the 20-mill levy permit for city purposes; authorizes the board of selectmen to require bonds of city officers and to issue revenue bonds for water or sewer systems, or a joint water and sewer system, and

No. Subject

329 cont. to issue refunding revenue bonds, as provided by municipal law and without an election for the issuance of such bonds.

June 22

June 22

332 Landlord and tenant - mobile home parks. Prohibits termination of any tenancy in a mobile home park, created on or after July 1, 1973, except in writing in the form specified by the forcible entry and detainer statute, and requires that the tenant be given at least 30 days (or 60 days in the case of a multi-section mobile home) from the date of the notice to remove his unit from the premises. Provides that the notice shall specify the reason for termination, which may include only the following: Noncompliance with local or state laws or regulations; conduct on the premises which is an annoyance to other tenants or an interference with park management; noncompliance with park regulations established in the rental agreement, or contained in amendments thereto to which the tenant has agreed, or contained in amendments thereto which are reasonable and of which the tenant has been given 60 days' notice; condemnation or change in use of the park; or knowingly false or misleading statements on an application for tenancy.

Requires a tenant to be given at least 5 days from the service or posting of notice of termination for nonpayment of rent to remove his unit from the premises, and mandates 60 days' written notice of rent increases. Authorizes meetings of tenants in park facilities if such facilities are reserved according to park rules and the meetings are held at reasonable hours. Prohibits a landlord from charging any fees or fines except rent, a security deposit against actual damage, governmental fees, utility charges, and incidental charges for services actually performed and agreed to in writing by the tenant.

Provides that no lease may contain provisions waiving a tenant's rights under the act.

June 22

July 1

334 Medicine - regulation of institutions caring for the aged. As of January 1, 1974, no place may be operated for the care of aged persons (65 or over) involving an agreement which is either for care which extends over one year or for care during the lifetime of the aged person, without a license issued by the board of examiners of institutions for aged persons which is created by this act (unless the place is a hospital or other facility licensed by the department of health). The board is to be composed of 9 persons, 7 of whom are to be engaged in some phase of care of the aged, and is made a part of the

No.

Subject

334 cont. division of registrations of the department of regulatory agencies. Annual renewal of licenses or permits is required, and a certificate of authority is necessary to authorize such institution to enter into such agreements for care. Various requirements are imposed upon licensees as to records, bonds, and adequacy of reserves to cover the future care contracted for. Life care agreements are deemed to be preferred claims in the case of asset liquidation, and refunds are required upon the discharge of aged persons, with or without cause, who have prepaid contracts. Institutions are subject to inspection of records, annual audits, and approval of contract forms; advertising is subject to certain restrictions; and criminal penalties are prescribed for violation of various requirements.

July 6

January 1, 1974

336 Administrative code - state solicitor general - appropriation. Creates the division of state solicitor general in the department of law. The attorney general shall appoint the state solicitor general who shall be an assistant attorney general and shall provide legal services for each state agency designated by the attorney general. Transfers persons providing legal services on July 1, 1973, to the new division. Appropriates \$39,500 to the department of law for personal services, operating expenses, capital outlay, and travel for the office of the state solicitor general.

July 6

July 6

337 Criminal code - affirmative defenses. Clarifies the nature of certain acts or behavior as constituting affirmative defenses in the criminal statutes concerning littering, criminal use of a noxious substance, bait advertising, child abuse, obstructing government operations, trading in public office, designation of supplier, interference with personnel of educational institutions, loitering, wiretapping and eavesdropping, display of the flag, use of weapons, and libel.

June 25

June 25

338 Criminal law - unlawful sexual behavior. Minor changes in several definitions of crimes, including reducing the maximum age of the victim from 21 to 18 in charges of corruption of minors and seduction, restating the elements of the crime so that it is applicable to acts of females as well as males, and eliminating a separate crime chargeable only against females. Makes pandering a class 5 felony when the inducement to commit prostitution is by menacing or criminal intimidation. Also makes technical corrections in 2 other sections relating to crimes.

July 6

July 6

No.

Subject

- 339 Workmen's compensation - occupational disease - coverage and benefits. Declares workmen's compensation inapplicable to employees of eleemosynary institutions who are elected or appointed in an advisory capacity and do not receive over \$750 annually therefrom. Provides for establishment of a state average weekly wage to be used in computing maximum workmen's compensation and occupational disease benefits on and after July 1, 1974. Increases maximum medical expense liability of an employer from \$7,500 to \$20,000, and requires employers to procure insurance therefor, unless a medical plan is approved by the director of the division of labor. The amount payable for burial expense of a deceased employee is increased from \$500 to \$1,000. The maximum weekly rate for dependents' death benefits, in the case of accidents occurring between July 1, 1973, and the same date in 1974 is increased from \$64.75 to \$84.00 weekly; thereafter the maximum rate will be 2/3 of the state average weekly wage with a minimum of not less than 25% of that wage. If any dependents of the decedent are wholly dependent children, the benefits are increased \$5 per week per child. No maximums are stated for benefits except in cases of permanent partial disabilities for which the compensation rate remains at \$64.75 per week and schedule disabilities wherein the loss of a member calls for compensation for a certain number of weeks also remains at \$64.75 per week.

Disability benefit payments are to commence on the 10th day after the employee leaves work. No disability payment is due for disability not exceeding 3 days, but if the disability lasts 2 weeks, those first 3 days become compensable.

Occupational disease benefits are likewise changed, and the definition of occupational disease is considerably broadened to include, in addition to specified diseases, any other disease meeting the defined conditions of liability. Provides for abatement of premium tax used to fund the major medical insurance fund for any 6-month period when the fund balance exceeds \$1,000,000.

June 25

July 1

- 340 Motor vehicles - careless driving - penalty. Establishes a \$20 fine for violation of the statute prohibiting careless driving, whether the violation is acknowledged by the penalty assessment procedure or found in court proceedings.

June 21

January 1, 1974

- 349 Mental health - care and treatment of mentally ill. Rewrites the law of civil commitment of mentally ill persons, declaring its purpose to be to give care and treatment to those who may

No.

Subject

349 cont. be mentally ill while respecting their dignity, privacy, and liberty. Voluntary application for mental health services is encouraged, and the age at which one can consent to receive such services is reduced from 18 to 15. No person is to forfeit any legal right or incur any legal disability because of the provisions of the act unless specifically stated in a court order. Provides for 72-hour treatment and evaluation facilities for use in evaluating and treating persons brought thereto by peace officers or professional persons having probable cause to believe the person is an imminent danger to himself or others, or gravely disabled. Such facility may also receive persons under a court order based on an affidavit that a person is such an imminent danger. A petition requesting a court-ordered evaluation may be made by any person stating facts indicating that a person (respondent) may be mentally ill together with information on identity and the like. The court upon finding an evaluation necessary is to designate a facility for evaluation, followed, if necessary, by certification for short-term treatment of not more than 3 months which may be extended for a like period. This is followed, if necessary, by long-term care and treatment which may be ordered for a period of 6 months, but which expires unless an extension is certified to be necessary at least 30 days before expiration.

Significant additions to the law relating to the rights of the mentally ill include the following: Any person for whom a decree was entered adjudicating him mentally ill (not mentally deficient) before the date the act takes effect (July 1, 1974) is deemed restored to legal capacity and competency unless a petition is filed before July 1, 1975, in the same court for appointment of a guardian or conservator. No person who has had an evaluation or treatment under the act is to be discriminated against merely because of that. Rights of persons receiving evaluation, care, or treatment include the right to freely communicate by mail, telephone, or in-person visits, to keep his own property, and the like, which rights may be denied only for good cause by the professional person providing treatment. He is entitled to register and to vote and is to be assisted by the agency or facility in so doing.

Proceedings commencing prior to July 1, 1974, are to be continued under prior law. The term "mentally deficient person" is declared to include numerous words used in the law to indicate a lack of competency for certain purposes. Repeals the election law provision prohibiting registration or voting by any person under guardianship, non compos mentis, or insane.

July 6

July 1, 1974

354 Intoxicating liquors - notice concerning liquor license

- | <u>No.</u> | <u>Subject</u> | | |
|--------------|---|---------|--------|
| 354
cont. | <u>applications.</u> Requires the executive director of the department of revenue (as the state liquor licensing authority) to notify all wholesale liquor license holders of applications received for various types of retail liquor licenses, and also to notify them when any such application has been approved by a local licensing authority. | July 6 | July 6 |
| 355 | <u>Intoxicating liquors - notice of fermented malt beverage license applications.</u> (Companion bill to S.B. 354.) Requires the state licensing authority to notify all licensed wholesalers of fermented malt beverages of all applications for retail licenses to sell fermented malt beverages. | July 6 | July 6 |
| 356 | <u>Wildlife - notice of commission rules and regulations.</u> Notice of rules and regulations promulgated by the wildlife commission is to be published at least once in 2 newspapers in each commissioner district published in and having general circulation throughout the state, stating that copies of rules and regulations are available at the office of the division of wildlife and declaring when such rules and regulations are to take effect, which is to be not less than 10 days after they have been filed with the secretary of state. | July 6 | July 6 |
| 360 | <u>Housing - appointment of housing authority commissioners.</u> The method of choosing housing authority commissioners, in both city and county housing authorities, is changed to allow the city council or the comparable governing body, and the county commissioners, to specify how the commission is to be constituted. In doing so, the city council or comparable body governing the city may specify that it (along with the mayor) will, ex officio, act as the housing authority commissioners. In the alternative, the council may authorize the mayor to appoint the 5 members (it was the mayor's duty under prior law). The council can change the method of selection from one alternative to the other by resolution. Likewise the board of county commissioners can declare itself ex officio the housing authority commissioners of the county or its chairman can appoint 5 others (such was the chairman's duty under prior law), and the county commissioners can likewise, by resolution, change the method of selection. The act declares that all terms of office of commissioners of housing authority expire July 1, 1973, and that the appointment of the new boards shall be made by one of the methods authorized as of that date. | June 11 | July 1 |

No.

Subject

363 State funds - federal revenue sharing. Creates the federal revenue sharing trust fund in the office of the state treasurer, subject to appropriation by the general assembly. Funds in the account are not to revert to the general fund.

July 6

July 6

364 Agriculture - processing products for distribution in Colorado - subject to jurisdiction. Subjects to the jurisdiction of the courts of this state a processor or handler who processes products for market or distribution in this state. An action to enforce the "Colorado Marketing Act of 1939" or an order issued pursuant thereto is deemed to have arisen from the transaction of business in this state and subjects the handler or processor to the jurisdiction of the courts of this state.

June 11

June 11

365 Taxation - ad valorem taxes on vehicles defined as movable structures - appropriation. Rewrites the tax laws to remove large "immobile" mobile homes from specific ownership taxation by calling them "movable structures" and subjecting them to ad valorem taxes similar to other residential property. Movable structures remain subject to the registration and titling provisions for vehicles (they may have a distinctive type of tag), and special permits are required to move them on the highways. Commencing January 1, 1974, ad valorem taxes on movable structures will be collected using the same methods now used to collect specific ownership taxes, through the county clerk. The basic difference is that, instead of using a statutory declining percentage of value to compute the tax, the department of revenue is to establish depreciation schedules to be used by the county clerk to compute actual value and thus to reach the valuation for assessment of movable structures in the same manner as for other property. The county assessor is to value the property only if and when its value cannot be computed by the county clerk from tables showing values and depreciation. The proceeds of this tax are to be distributed in the same manner as when it was denominated a specific ownership tax, pro rata between the county and each other taxing entity within which the movable structure is located.

Miscellaneous provisions include: Sales of movable structures subsequent to the original sale in this state are made exempt from sale and use taxes; amendments are made to conform various provisions to the new property classification; and movable structures are given a \$5,000 exemption from judgments and executions. Appropriates \$69,684 to the department of revenue for the expenses of setting up depreciation schedules, and so forth.

July 6

July 6

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|---------|---------|
| 366 | <u>Banks - industrial banks - charter requirements.</u> Makes miscellaneous changes in the law regarding industrial banks. Applications for charter now require a fee of \$1,000 instead of \$500 plus a deposit covering a transcript of the application hearing, and \$700 of the fee may be refunded if the application for charter is withdrawn before the date set for public hearing thereon. The amount of paid-in capital required of an applicant located in a city or county of not more than 10,000 population is raised from \$50,000 to \$100,000. All applicants must show a cash surplus of 20% and an undivided profits account of 10% of its capital stock, such percentages being double the prior requirements. The banking commissioner is authorized to direct any industrial bank to levy an assessment on stockholders to remedy any impairment of capital found by the commissioner, and provision is made for the sale of shares of stockholders not paying the assessment. | June 21 | July 1 |
| 367 | <u>Banks and banking - "Industrial Bank Savings Guaranty Act".</u> Provides that all existing industrial banks with savings obligations which are not members of the federal deposit insurance corporation shall establish a nonprofit savings guaranty corporation to guarantee full payment of savings obligations up to \$10,000 for specified accounts. Establishes assessments to be made on member banks and procedure to be followed when funds are insufficient to pay savings obligations. The banking commissioner regulates, may investigate and examine, and may, under specified circumstances, take possession of the corporation. | July 6 | July 6 |
| 370 | <u>Intoxicating liquors - authority of liquor inspectors.</u> The inspectors and supervisors of the liquor enforcement division of the department of revenue are given all powers of peace officers, including the issuance of summons and arrest, while performing their duties. | June 21 | June 21 |
| 372 | <u>Insurance - group life insurance - eligibility requirements.</u> Changes eligibility requirements to provide that no policy of group life insurance is to be issued unless 200% rather than 150% of the annual compensation of such person from his employer exceeds \$21,000, in which case term insurance is not to exceed \$100,000 or 200% of such annual compensation, whichever is the lesser. Prior law established the limit for term insurance at \$50,000 or 150% of the annual compensation. | June 21 | June 21 |
| 373 | <u>Higher education - work study programs.</u> States that work study | | |

- | <u>No.</u> | <u>Subject</u> | | |
|--------------|---|---------|---------|
| 373
cont. | programs may provide student employment in positions with nonprofit organizations or governmental agencies with which the institution of higher education may execute student employment contracts, as well as employment with the institution itself. | June 21 | June 21 |
| 375 | <u>Supplemental appropriation - department of higher education. Appropriates \$169,799 to the department of higher education for the increased heating costs related to unanticipated cold weather, to be disbursed as follows: University of Colorado at Boulder - \$54,756, university of Colorado at Denver - \$5,933, Colorado state university - \$54,454, Adams state college - \$14,243, university of northern Colorado - \$40,413. Increases a 1969 capital construction appropriation to southern Colorado state college for an administration/classroom building. Amends 1972 long appropriations bill to reflect increases in amounts appropriated to: The commission on higher education, the Colorado Springs extension center, the trustees of the Colorado school of mines, and Denver community college.</u> | June 29 | June 29 |
| 379 | <u>Criminal procedure - penalty assessments - procedures. Clarifies procedural law controlling penalty assessments, complaints, and felony complaints.</u> | July 6 | July 6 |
| 380 | <u>Schools - state board for community colleges and occupational education - membership and per diem. No officer or employee of a proprietary school is eligible for appointment to the state board for community colleges and occupational education, and the per diem for members of the board is raised from \$20 to \$30.</u> | July 6 | July 6 |
| 382 | <u>Real property - statutory short form deed. Changes form to allow indication of street address and city or town of grantor and grantee.</u> | July 6 | July 6 |
| 386 | <u>Motor vehicles - operators' licenses. Makes general changes relating to motor vehicle operators' licenses, providing that: An applicant under 18 years of age for a certain permit or license may have his foster parents sign his application; certain official actions relating to a license shall be noted by the department of revenue and a driver history maintained;</u> | | |

No.

Subject

386 failure to maintain proof of financial responsibility for the
cont. future at the time of a violation is a ground for mandatory
revocation of license; and a plea of no contest shall be
considered a conviction by the department. Provides that the
minimum fine for driving while license is denied, suspended, or
revoked cannot be reduced or suspended and that the minimum
jail sentence need not be 5 consecutive days but may be served
during any 30-day period. Driving while license is expired for
one year or less is a misdemeanor punishable by fine of \$15; if
expired for more than one year, it is a misdemeanor punishable
by a fine of not less than \$50 nor more than \$500, or by
imprisonment in the county jail for not more than 6 months, or
by both such fine and imprisonment.

July 6

July 6

390 Health - water quality control - appropriation. Repeals and
reenacts article 28 of chapter 66, C.R.S. 1963. The bill can
be broken down into the following significant parts:

(1) General provisions: Changes title of the state
water pollution control commission to the water quality control
commission; and updates and expands definitions section.

(2) Water quality control commission: Retains present
membership of the commission; duties are to be classification
of state waters (indicating relevant characteristics) and
promulgation of water quality standards (describing water
characteristics or the extent of specifically identified
pollutants), control regulations (relating to methods of
pollution control), and waste discharge permit regulations;
performance of duties with respect to sewage treatment plants
and individual sewage disposal systems; and review of
applications for underground detonations and discharges.

(3) Administration: The administrative agency is to be
the division of administration of the department of health
which is to perform, among other duties, monitoring, reporting,
and emergency action functions.

(4) Permit system: Requires acquisition of a permit
from the division of administration for discharge of a
pollutant into any state waters after December 31, 1974; and
provides for administration of the permit system and
interrelationship with federal water quality control laws.

(5) Sewage treatment works: Recodifies former sections
66-28-22 to 66-28-27.

Appropriates \$78,378 to the department of health for the

No.

Subject

390 employment of a director of the water quality control agency,
cont. one secretary, 3 engineering technicians, one chemist, and one
laboratory assistant and costs associated therewith.

July 6

July 6

393 Health - motor vehicle emission control programs -
appropriations. Calls for joint programs by the departments of
health and revenue to establish regulations concerning high
altitude motor vehicle tuning specifications and to complete
pilot programs by December 1, 1973, for testing vehicle
emissions by alternative methods. By July 1, 1974,
state-employed investigators are to test for air pollution by
motor vehicles. No sooner than July 1, 1974, additional
requirements and fees may be imposed by the air pollution
control commission for air contamination control. A charge of
15¢ is added to the inspection fee starting July 1, 1973, the
proceeds to go to motor vehicle emission control activities of
the departments.

Causing air pollution by motor vehicle is made a crime
for diesel-powered vehicles and for gas vehicles in areas which
have been designated by the commission as having a frequent
high carbon monoxide level. Violations are measured by degrees
of opacity (obscuration of view or reduced transmittance of
light) for a specified period of time. The crime is classed as
a second degree petty offense and as of January 1, 1974, is
subject to a \$25 fine, which may be paid under penalty
assessment procedures, can be set for trial, and can be
dismissed if the vehicle owner by affidavit shows that he has
had the vehicle fixed or has permanently disposed of it.

Appropriates \$380,951 to the department of health for the
development of testing and training programs and other measures
relating to vehicle emissions, and appropriates \$25,059 to the
department of revenue for its added duties relating to
inspections and enforcement.

June 29

June 29

395 Special districts - consolidation and merger. Establishes
procedures for consolidation of metropolitan, water,
sanitation, and water and sanitation districts. Provides for a
consolidated board of directors and the conduct and
administration of a consolidated district. A fire protection
district, disposal district, metropolitan recreation district,
or hospital district may merge with a consolidated district
under a procedure provided by the act.

July 6

July 6

No.

Subject

- 396 Irrigation districts - warrants - persons authorized to sign. Provides that warrants of irrigation districts are to be signed by the person or persons authorized to do so by the board of directors of the district. Prior law stated that the warrants were to be signed by the president and the secretary of the district.

June 11

June 11

- 397 Supplemental appropriation - department of institutions. \$416,721, to be allocated as follows: To the office of the executive director, \$75,449 for capital outlay; to the division of youth services, \$210,723, of which \$29,176 is for personal services, \$41,377 is for operating expenses, \$800 is for capital outlay, and \$139,370 is for the purchase of placement services; to the Colorado state hospital at Pueblo, \$40,100 for operating expenses; to the Fort Logan mental health center, \$20,403 for operating expenses; to the state home and training school at Grand Junction, \$11,139 for operating expenses; to the state home and training school at Wheat Ridge, \$37,479 for operating expenses; and to the Colorado state reformatory at Buena Vista, \$21,428 for operating expenses.

June 11

June 11

- 400 Banking - unclaimed property held by bank commissioner. Deals with unclaimed property held in safe deposit boxes being held by the state bank commissioner as of September 16, 1970, as a result of the liquidation of companies (other than banks) which offered such safekeeping facilities. Orders the commissioner to hold such property, subject to the claim of lawful owners, until September 16, 1976, and then to deliver it to the state treasurer, who may sell or otherwise dispose of such property but must hold all sale proceeds in trust until September 16, 1991, for lawful claims thereon, after which date the net proceeds can be put in the state general fund. The act also provides a method for the bank commissioner to get rid of any such property from liquidated banks if he has held it since July 1, 1957, by delivering it to the state treasurer, who is to sell or otherwise dispose of such property and credit all proceeds to the general fund.

June 21

June 21

- 401 Special districts - election procedures. Standardizes election law for most special districts, which formerly had to attempt to follow general election laws with consequential lack of uniformity in practice. A new article, based largely on school district and municipal law, standardizes election procedures as

<u>No.</u>	<u>Subject</u>
401 cont.	to time of election, voter qualifications, and the like. Regular elections are to be held the Tuesday after the first Monday of May in even-numbered years commencing in 1976. Electors of a district include, besides residents qualified to vote in other elections, nonresidents who own property within the district and are qualified to vote in state general elections. The act calls for the reorganization of the boards of all districts at the May, 1976, election and for each board, by resolution, to provide for the number of members on the new board (3, 5, or 7), staggering the first terms of office, with standard 4-year terms to follow the first terms. Procedures are detailed for the recall of any elective officer of a district.

July 6

January 1, 1974

402	<u>Universities and colleges - university of Colorado dental school - appropriations.</u> Appropriates \$3,641,540 to the university of Colorado for capital construction, including \$1,010,000 from private donations and \$33,300 from federal funds, for construction of a dental facility and certain remodeling. Also appropriates to the university of Colorado \$720,898, for dental and science instruction and dental clinic operation for the fiscal year beginning July 1, 1973. Provides that tuition for dental school programs other than full-time dental students is to equal nursing student tuition. Tuition for dental students is to be 100% of direct costs of instruction and is specified to be \$9,242 for the fiscal year starting July 1, 1973. The university regents are authorized to reduce tuition up to 87 1/2% for resident students who agree to practice dentistry in an area of the state which the regents find needs such care.
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June 29

June 29

410	<u>Service authorities - services which may be performed.</u> Clarifies that disposal of solid waste, when performed by a service authority, is not subject to the finding that existing collection service is inadequate.
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June 21

June 21

411	<u>Oil and natural gas - underground storage - definition.</u> Redefines the term "natural gas public utility" to include entities fitting a federal law definition and subject to regulation by the federal power commission.
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July 6

July 6

415	<u>Supplemental appropriation - department of institutions.</u>
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No.

Subject

415 cont. Amends 1972 long bill to provide \$295,000 of additional capital construction funds for construction of the Summit Village 120-bed complex at Ridge, and reduces the specified gross square feet from 79,222 to 63,239.

June 29

June 29

418 Schools - vote recount in school board election. Provides for an automatic recount if any candidate failed to be elected by 0.5% or less of the highest number of votes cast for any candidate for the board and for a procedure for a recount at the request and expense of a candidate losing by greater than the stated margin.

July 6

July 6

420 Appropriation - long appropriation act. For expenses of the executive and judicial departments of state government, for the fiscal year 1973-74, the total operating budget is \$1,000,838,959, of which \$522,590,327 is from the general fund, \$165,063,882 from cash funds, and \$313,184,750 from federal funds. The total capital construction budget is \$58,387,811, of which \$53,963,568 is from the capital construction fund, \$3,222,595 from cash funds, and \$1,201,648 from federal funds. Various footnotes in the bill were disapproved by the governor, and some of those were repassed by two-thirds vote in both houses, thus overcoming such disapprovals. Appropriations for the legislative branch are made by separate bill, H.B. 1373.

June 25

June 25

421 Agriculture - renewal fees charged by the department of agriculture. Provides that the \$25 penalty fee for late application for a license renewal shall not apply to egg and poultry businesses or to licensed scale operators.

July 6

July 6

422 Schools - replacement of reduced or terminated federal funding. Empowers the general assembly to appropriate, out of state funds or federal funds available to the state, moneys to replace federal school moneys reduced or cut off by the federal government.

July 6

July 6

423 General assembly - reapportionment - senate districts. Transfers enumeration districts 4 and 5 in Prowers county from senate district 35 to senate district 34.

July 6

July 6

No.

Subject

425 Motor vehicles - width of vehicles - farm tractors excluded.
Adds farm tractors temporarily moved upon a highway to the list of vehicles excluded from size, weight, and load restrictions. Repeals inconsistent law relating to the maximum width of a farm tractor.

June 21

June 21

→426 Judgment and execution - increase in property and earnings exempt. Increases the amount of value of property exempt from levy and sale under writ of attachment or writ of execution as follows: Necessary wearing apparel (\$250 to \$400), household goods (\$750 to \$1,000 - head of household, \$250 to \$400 - single person), livestock and poultry (\$1,500 to \$2,000 - head of household, \$750 to \$1,000 - single person), agricultural equipment (\$1,000 to \$1,500 - head of household, \$500 to \$750 - single person), stock in trade used in gainful occupation (\$500 to \$750), motor vehicle used in gainful occupation (\$300 to \$500), library of professional person used in profession (\$500 to \$750), and homestead exemption (\$5,000 to \$7,500). The exemption for articles of adornment was reduced from \$150 to \$100, and the aggregate exemptions plus the homestead is limited to \$12,500.

July 6

July 6

HOUSE BILLS ENACTED AND APPROVED

No. Subject

1002 Sports - horse race meets - number. Raises from 2 to 3 the number of horse race meets which the Colorado racing commission may authorize to be conducted on a track in any year. Requires the commission to consider racing dates requested by all Colorado racetracks when determining the number and kind of race meets to be held.

March 29

March 29

1003 Public welfare - 'Colorado Social Services Code' - appropriation. Recodifies the welfare laws of the state, and includes material on aid to the blind, old age pensions, homes for the aged and the Colorado commission on the aging, veterans' programs, and vocational rehabilitation, previously found in other chapters of the statutes, in a repealed and reenacted chapter 119, C.R.S. 1963.

Major changes include the following: Requires 3 currently serving county commissioners to be appointed to the state board of social services; extends for one year the county reimbursement formula enacted in 1972, whereby the state pays 50% of county costs exceeding what would be raised by a 3-mill county levy for specified programs; allows representation by nonlawyers in administrative appeals of cases on the denial, suspension, termination, or modification of public assistance payments; authorizes counties to retain 50% of state funds recovered as support for welfare recipients or as fraudulently obtained public assistance; provides for the use of the state hearing officer in county merit system appeals, although the merit system council retains the duty of making decisions; makes the state hearing officer's decision the decision of the department of social services, unless the state board of social services provides otherwise; abolishes statutory divisions and sections in the department of social services, and authorizes the executive director to establish them administratively; and defines the 2 types of rules of the department, namely, board rules which concern program and policy matters, and executive director rules which concern internal administration. Appropriates \$3,343,128 to finance the county reimbursement formula.

Due to the extensive nature of this act, it cannot be adequately digested, and the act itself should be consulted upon any specific point.

July 6

July 1

No.

Subject

1006 Corporations - "Uniform Management of Institutional Funds Act" - endowment funds. Enacts rules for the management and expenditure of funds donated to organizations, whether incorporated or not, organized and operated exclusively for educational, religious, charitable, or other eleemosynary purposes or to governmental organizations to the extent they hold funds exclusively for such purposes. Provides that such rules shall govern unless the instrument under which the funds were transferred or some other applicable law indicates otherwise.

Authorizes the body responsible for managing an endowment fund to appropriate so much of the net appreciation of the fund's assets over its historic dollar value (defined as the fair value of the fund when it became an endowment fund, plus the fair value of donations when made and accumulations when added pursuant to a direction in the gift instrument) as is prudent. Allows the governing board of an institutional fund to invest in any real or personal property, whether or not it produces a current return, and in pooled or common funds, such as mutual funds, real estate investment trusts, or a pooled or common fund maintained by the institution, and permits the governing board to retain property contributed by the donor as long as it deems advisable. Authorizes the governing board to delegate the power to invest and reinvest institutional funds. Provides that the governing board shall exercise the powers specified in the Act with ordinary care and prudence under the facts and circumstances prevailing at the time of the action or decision.

Specifies methods of obtaining a release on a restriction imposed by a gift instrument on the use of an institutional fund.

February 21 July 1

1008 Partnership - liability of partners. Makes the liability of partners for debts and obligations of the partnership joint and several, not merely joint, thus conforming the law to the provisions on partners' wrongful acts or omissions and breaches of trust and to section 76-1-1, C.R.S. 1963, concerning joint rights and obligations. Applies to debts and obligations incurred on or after its effective date.

February 15 February 15

1010 Drainage districts - compensation of boards of directors and secretaries. Amends the general law on drainage districts

No.

Subject

1010
cont. and the law creating the Grand Junction drainage district to remove provisions for compensating members of boards of directors on a per diem basis, and provides that members shall be paid not more than \$600 per year, as determined by the board, and may be reimbursed for their expenses. Prohibits a director from receiving compensation as an officer, engineer, attorney, employee, or other agent of the district. Deletes provision in the general drainage district law for a \$1,200 maximum annual salary for the secretary to the board, and provides that secretaries in all drainage districts shall receive salaries as fixed by resolution of the board.

March 16

March 16

1013 General property tax - capitalization rate for agricultural lands. Changes capitalization rate for agricultural lands from "commonly accepted rates" to a statutorily specified 11 1/2 %.

July 6

July 6

1014 Banks and banking - review of banking board orders. Provides that judicial review of an order of the banking board granting or denying a charter for a new state bank shall be in the court of appeals and not the district court.

January 29

January 29

1017 Motor vehicles - used motor vehicle sales - odometers. Generally, requires the owner of a used car to present to a buyer or transferee an affidavit stating the date the owner bought the used car and the actual mileage of the used car as indicated by its odometer at the time of the sale or transfer or, if the odometer reading is known to the transferor to be different from the number of miles the used car has actually traveled, that the mileage is unknown. Requires a used car dealer, except in the case of a repossession, to present the previous owner's affidavit to a buyer or transferee and, in every case, to present the dealer's similar affidavit. Provides that it is unlawful and punishable as a class 2 misdemeanor for: Any person to advertise, sell, use, or install any device which causes an odometer to register any mileage other than true mileage; any person to disconnect, reset, or alter an odometer with intent to change the number of miles thereon; and for any person, with intent to defraud, to operate a motor vehicle on any street or highway knowing the odometer is disconnected or nonfunctional. Provides that it is unlawful and punishable as a class 2 petty offense for any transferor

<u>No.</u>	<u>Subject</u>
1017 cont.	to fail to give information required under this law or to knowingly give a false statement to a transferee in making any disclosure required by this act. Any person who, with intent to defraud, violates the requirements of the act is liable for treble damages or \$1,500, whichever is greater, plus costs and attorney's fees. Adds violation of a state or federal statute or regulation dealing with odometers as a ground for denial, suspension, or revocation of a motor vehicle dealer's license. Nothing in the act is to prevent service, repair, or replacement of an odometer, as long as the mileage indicated thereon remains the same as before the service, repair, or replacement, or if notice of any change in mileage which results is posted on the left door frame.
	July 6 July 6
1018	<u>Administrative code - department of regulatory agencies - investigations.</u> Authorizes the executive director of the department of regulatory agencies or the director of the division of registrations to investigate complaints presented to him concerning licensees of the boards and agencies in the division of registrations.
	February 16 February 16
1020	<u>Schools - financial policies and procedures.</u> Repeals the "Program Planning, Budgeting, and Evaluating System (PPBES) Act" and enacts the "Financial Policies and Procedures Act". Authorizes testing of a financial policies and procedures handbook by 5 volunteer school districts during the 1974 budget year. Provides for preparation of the final draft of a handbook to be finally adopted by July 1, 1975, and fully implemented by January 1, 1976, the purpose of which will be to adopt a budget format which will allow comparison of budgeted costs with actual costs of designated programs.
	July 6 July 6
1021	<u>Higher education - residency status for tuition purposes.</u> Sets forth new tests for determining whether a person is entitled to in-state classification for tuition purposes. The tests cover factors which are to be considered in determining the domicile of the person and in determining whether a minor has or has not become emancipated (and thus able to establish his own domicile). Factors in determining whether domicile is in Colorado or elsewhere include presence in the state other than during school terms, where employed and when, ownership of residence and its location, where graduated from high school, and any other factors relevant to a particular case. Factors related to

No.

Subject

1021 emancipation deal primarily with financial dependency on
cont. parents or others, the lack of such dependency being
evidence of emancipation. Marriage of a minor results in
his emancipation. Repeals a provision which allowed an
adult employed full time to have a wife or child classified
as in-state students, but not himself. The act applies only
to registration periods subsequent to its passage.

May 29

May 29

1025 Administrative code - department of regulatory agencies -
authority of executive director - licenses - examinations.
Provides that the executive director of the department of
regulatory agencies shall determine the form and content of
licenses and renewals thereof issued by the boards and
commissions in the division of registrations, after
consultation with the board or commission involved.
Authorizes the executive director to review examinations or
other licensing procedures used by the boards and
commissions in the division of registrations, and if he
finds an examination or procedure to be unfair or
unreasonable, he must call on 5 persons licensed in the
occupation involved to review it jointly with him. Declares
any findings of fact and recommendations made by the
licensees and the executive director to be public documents.

March 29

March 29

1027 Motor vehicles - "Colorado Auto Accident Reparations Act".
This act is referred to as "no fault" motor vehicle
insurance and requires every owner of a motor vehicle
operating on Colorado highways to have a "complying policy"
by April 1, 1974. Failure to have such a policy renders the
vehicle owner personally liable for the benefits which would
have been provided by the policy and makes him subject to
the safety responsibility law sanctions relating to driver's
license suspension. A complying policy must contain, in
addition to liability limits for bodily injury and property
damage of 15/30/5 (the same as required for safety
responsibility), "direct benefits" coverage, which
compensates persons covered, without regard to fault, for
medical expenses incurred in amounts up to \$25,000 (minimum
coverage) as a result of accidental bodily injury arising
out of the operation or use of a motor vehicle,
rehabilitation expenses resulting therefrom up to \$25,000,
gross income loss of up to \$125 per week, and expenses of up
to \$15 per day incurred for essential services during
disability.

Persons to be covered by the policy include the named

No.

Subject

1027
cont.

insured and any relative residing in the same household injured while occupying any motor vehicle anywhere (except another vehicle owned by such insured or a relative and not insured as required). The policy also covers injury in Colorado to any other person while occupying the vehicle described in the policy and any pedestrian injured by virtue of its operation. The complying policy covering the described vehicle provides the primary coverage for the claims of persons covered, except when the vehicle is being operated by one who is not its owner or its owner's employee and who has his own complying policy, in which case the driver's policy is primary. Pro rata contribution is required in cases where a person is entitled to benefits under more than one policy. Workmen's compensation benefits are deducted in computing the amount of direct benefits payable under a complying policy.

Direct benefits due under the policy are payable monthly and are overdue and subject to penalties if not paid within 30 days after being reasonably proven. Penalties recoverable in a suit brought against the insurer in contract include 18% annual interest, attorney fees, and treble damages for willful failure to pay when due. Coordination of other types of insurance policies with the complying policy is required to avoid duplication of the primary coverage provided by the complying policy. Coverages in amounts over the minimums required, up to an aggregate limit per person per accident of \$100,000 and 85% of gross wage loss, must be offered by the insurer, as well as deductible collision coverage. Complying policy coverages are applicable while the insured vehicle is in another state, unless that state requires more extensive coverage, in which case the policy coverage is extended to comply with such requirements, and policies issued elsewhere are likewise required to extend coverage to meet the requirements of this act while such vehicles are in this state. The insurance commissioner may approve conditions and exclusions in a policy not inconsistent with the act, such as exclusion of coverage on a person for his intentional acts and exclusion of coverage for one (a "converter") operating a vehicle knowing he does not have the right to do so.

No tort recovery is allowed an insured for benefits required to be paid him under the direct benefit coverage. His insurer may recover amounts over \$500 from an alleged tort feisor who has liability insurance and may recover all payments made if the tort feisor is the owner or operator of a nonprivate passenger vehicle. No person for whom direct benefits are required to be paid may recover such benefits

No.

Subject

1027
cont.

by an action in tort unless his medical expenses exceed \$500, or unless the injury resulted in death, dismemberment, permanent disability or disfigurement, or loss of income or disability extending beyond 52 weeks and not compensated by direct benefits. A tort action for all damages resulting from injury can be maintained against an alleged tortfeasor who was not required to and did not have direct benefit coverage or its equivalent, one who did not have such coverage although required by the act, one who commits an intentional tort, or one who may be liable under products liability.

Self-insurance is authorized for any person owning more than 25 vehicles, if the director of the motor vehicle division finds him financially able and issues a certificate therefor. Arbitration between insurers as to the liability of insureds involving amounts over \$500 is required, the procedures therefor are subject to the approval of the insurance commissioner. Regulations are to be made to authorize premium payments on the required policies in as little as 3-month periods; denial of insurance or nonrenewal is prohibited without good cause (as is cancellation); and procedures for contesting such acts by insurers are set out. One method authorized to avoid such cancellation or nonrenewal is the exclusion of a named person who would be subject to such action from the policy protecting other persons who would not otherwise be subject to such action.

The act applies to auto accidents occurring after its effective date.

May 25

April 1, 1974

1028

University of Colorado - regents - implementing constitutional amendment. Implements the constitutional amendment approved by the voters at the 1972 general election concerning the regents of the university of Colorado. Increases the size of the board of regents from 6 to 9 and removes the president of the university from his membership on the board. Directs the governor to appoint persons to fill the 3 new regent positions, effective July 1, 1973. Provides that the 3 appointees shall serve until the second Tuesday in January of 1975, 1977, and 1979, respectively. Provides for election of 5 regents from specified congressional districts and 4 regents from the state at large, and establishes a system whereby 3 regents will be elected at each general election for 6-year terms.

March 18

July 1

No.

Subject

1029 Schools - extended school year - pilot programs. Authorizes the state board of education to approve pilot programs to evaluate modifications in the traditional school calendar through increased use of school facilities if it finds such programs offer educational opportunities equivalent to a 180-day school program. Provides that a school district operating an approved program shall qualify for full state funding under the "Public School Foundation Act of 1969". Includes amendments to the teacher tenure law, the compulsory school attendance law, and the school foundation law which are required to accommodate the possibility of an academic year lasting less than 180 days.

March 29 March 29

1030 Consumer protection - pyramid promotional schemes. Declares "pyramid promotional schemes" to be deceptive trade practices. Defines them as involving the payment of \$100 or more for the opportunity to receive compensation for inducing others to join in the plan. Such others will themselves try to gain new participants. Gives district attorneys concurrent jurisdiction with the attorney general to act against such schemes, and provides criminal penalties for promoting such schemes.

May 8 July 1

1031 General assembly - reapportionment - senate districts. Transfers enumeration district number 106 in census tract number 15 in Larimer county from senate district 27 to senate district 29.

March 29 March 29

1032 Architects - licensing. Abolishes the requirement that an applicant for an architect's license must be a United States citizen. Removes specific dates for giving examinations and filing applications for licensure and provides that examinations shall be given at least once each year and that applications shall be submitted at least 60 days prior to the examination date. Authorizes the Colorado state board of examiners of architects to adopt the qualifying criteria, examinations, and recommended grading procedures of the national council of architectural registration boards and to accept passing grades on written examinations given by states whose standards are substantially similar to those of Colorado. Provides that a person licensed as an architect in another state who holds a national council of architectural registration board's certificate may be licensed in Colorado without examination upon payment of a

- | <u>No.</u> | <u>Subject</u> | | |
|---------------|--|----------|---------|
| 1032
cont. | \$20 application fee and an additional \$50 prior to the issuance of the license. | March 29 | July 1 |
| 1033 | <u>Disabled persons - identification - duties toward such persons.</u> Enacts the "Uniform Duties to Disabled Persons Act". Disabled persons include those unconscious, semiconscious, incoherent, or otherwise incapacitated to communicate. Identifying devices for persons subject to specified conditions of health are authorized and encouraged, and a driver's license is to be marked by the motor vehicle division with an emergency symbol if requested. Identifying devices are to show the emergency symbol and information needed in an emergency. Peace officers, medical practitioners, and others coming in contact with disabled persons are authorized, without liability, to make reasonable search of the person for identifying devices and to act accordingly for the person's benefit. Carrying a false device with intent to deceive is a misdemeanor. | May 4 | July 1 |
| 1035 | <u>Schools - bond guarantee programs.</u> Provides that school districts, after an election approving issuance of bonds and execution of a guarantee contract, may enter into a guarantee contract, subject to certain conditions, with the state board of land commissioners. Under such a contract, the state board of land commissioners would guarantee interest and principal payments on school district bonds by means of a loan of public school permanent funds. School districts must repay any such loan with interest at the prevailing rate. In case of failure to repay, the general assembly must restore such funds by appropriation. | July 6 | July 6 |
| 1036 | <u>Schools - school bonds exempt from state income tax.</u> Interest income on school bonds and school refunding bonds issued pursuant to articles 11 and 12 of chapter 123, C.R.S. 1963, and issued after July 1, 1973, shall not be added to federal adjusted gross income in computing Colorado income tax. The exemption is applicable and may be taken for such interest income received in taxable year 1973. | June 25 | June 25 |
| 1039 | <u>Wills and estates - Colorado probate code.</u> Repeals and reenacts all of chapter 153, C.R.S. 1963, dealing with wills | | |

No.

Subject

1039
cont.

and estates, and enacts the Colorado probate code, which is based largely upon the uniform act. Major changes in the law, as well as important parts of present law which are retained, include the following:

Inheritance: The share of a surviving spouse is enlarged to the first \$25,000 plus 1/2 of the remainder, when children of the decedent and the surviving spouse survive. An exempt property allowance of \$7,500 and a family allowance of up to \$6,000 (at \$500 per month) is available without court approval. The surviving spouse has the power to take an elective share of the "augmented estate", which is designed to protect a spouse by considering transfers made during life without adequate consideration. To take, an heir must survive the decedent by 5 days. Inheritance is determined by "representation", which in some circumstances varies from the "per stirpes" method of determining shares of heirs. Estate and inheritance taxes are equitably apportioned.

Wills - probate - administration of estates: Execution and proof requirements relating to wills are simplified. Provides for self-proved wills and holographic wills, and recognizes the doctrines of incorporation by reference and events of independent significance. Makes ancillary administration in other states unnecessary in most cases. Abolishes differences in treatment of real and personal property in estates. Provides a flexible system for administration of decedents' estates, including provisions for formal and informal probate and appointment and for supervised and unsupervised administration. A registrar, or clerk, is authorized to perform the necessary duties relating to informal and unsupervised proceedings. Expands the duties and powers of personal representatives by giving administrators and conservators all the powers exercisable under the "Colorado Fiduciaries' Powers Act" without court order. Appraisers are no longer required to be appointed by the court, and the bond requirements for personal representatives are relaxed somewhat. Provides for "reasonable compensation" for personal representatives, their attorneys, and others providing services, with no percentage of assets specified as maximum compensation.

Minors and incapacitated persons: Establishes systems of guardianship of the persons of minors and incapacitated persons; systems of protective proceedings for management of the property of minors and persons under disability; and provides for devices designed to eliminate the necessity for guardianship and protective proceedings in some situations by the use of "facility of payment" provisions and expanded

No.

Subject

1039
cont.

powers of attorney.

Nonprobate transfers: Multiple-party accounts in financial institutions are specifically recognized, including the joint account, the totten trust account, and an account payable on death to a named beneficiary, referred to as a P.O.D. account. Specifies creditors' rights, and protects financial institutions making disbursements from such accounts to survivors and beneficiaries and conforms the banking laws thereto. Recognizes various other devices as nontestamentary transfers.

Trusts: Eliminates the distinction between testamentary and inter vivos trusts, and provides for the registration of both types, with procedures specified for dealing with trusts without the requirements of detailed supervision or routine accounting.

Reenactment of existing laws: Among the provisions of existing Colorado law which are retained by the new code substantially as they now exist, rather than in the form proposed by the uniform act or on which it is silent, are provisions relating to escheat, renunciation, simultaneous death, public administrator, safe deposit box contents, small estate procedures involving wards, provisions for payment or transfer at death, and effect of will as joint tenancy property. Due to the extensive nature of the changes made in the law by this act, it cannot be adequately digested, and the act itself should be consulted upon any specific point.

July 6 July 1, 1974

1040

State agencies - Colorado Olympics commission - abolition. Abolishes the Colorado Olympics commission which had been created in 1971 to act as the state's agency in organizing for the 1976 winter Olympics.

March 8 July 1

1041

Income tax - property tax credit for elderly. Allows eligible elderly persons to claim an income tax credit for 50% of mobile home specific ownership tax paid; increases ceiling on credits allowed; increases net worth and income a person may have and still be eligible for the credit; and clarifies that the tax credit for rental payments extends to rent paid to a public housing agency or rent paid for a mobile home or trailer space. Provides for written notice to those likely to qualify for credit. The act applies to credits and refunds claimed on real property taxes levied

No. Subject

1041 for the year 1972 and actually paid in the year 1973 and to
cont. tax-equivalent amounts paid during 1973, and for each
 succeeding year.

July 6 July 6

1046 Cooperative marketing associations - officers. That
 that the officers of a cooperative marketing association
 shall be elected by its board of directors when and in the
 manner provided by its bylaws. Deletes the statutory
 provision requiring that officers be members of the board
 but states that the bylaws may impose such a requirement.
 The bylaws may provide for the election of a chairman and
 vice-chairman of the board who shall be members thereof and
 for the election or appointment of officers (other than the
 president, vice-presidents, secretary, and treasurer),
 assistant officers, and agents. All officers and agents of
 the association are to have authority and perform duties as
 provided in the bylaws or by resolution of the board not
 inconsistent with the bylaws.

February 23 February 23

1049 Medical practice - miscellaneous provisions. Various
 amendments to the medical practice act, including the
 following: Exemptions from the need for licensing are
 extended to students enrolled in medical colleges; the
 exemption from licensing for one rendering services under
 the direction of a licensed medical doctor does not extend
 to a person qualified to be licensed but not licensed;
 approved postgraduate training is made an acceptable
 alternative to internship in qualifying for a license; in
 proceedings for revocation or suspension of a license on
 grounds of incompetency due to the use of habit forming
 drugs, alcohol, or other substances, or because of mental or
 physical disability, the board or medical examiners may
 require the licensee to submit to mental or physical
 examination, and the board may suspend a license for failure
 to so submit; the licensee is deemed, by practice and
 registration, to have waived all objections to testimony by
 the examining physicians before the board, but examination
 results may not be used in any other proceedings, and
 proceedings and records of the board relating thereto are
 exempt from any requirement of public proceedings or public
 records; licenses upon which the annual registration fee is
 more than 2 years delinquent may not be reinstated unless
 the applicant demonstrates to the board good moral character
 and competence; and any person receiving services which
 constitute the unlawful practice of medicine need not pay
 for such services and may recover back any amounts paid plus

- | <u>No.</u> | <u>Subject</u> | | |
|---------------|---|----------|----------|
| 1049
cont. | a reasonable attorney fee. The board of medical examiners is made immune from any civil or criminal suit arising out of disciplinary action taken by the board in good faith. | June 8 | June 8 |
| 1052 | <u>Public employees' retirement association - investments.</u> To facilitate the sale and exchange of securities purchased for the public employees' retirement fund, such securities may be registered in the name of a nominee, which is to be a partnership made up of officers and employees of the association named by the retirement board and bonded as required by the board. | May 30 | May 30 |
| 1055 | <u>Towns and cities - annexation - filing notice.</u> Provides that certified copies of specified materials pertaining to annexations by municipalities shall be filed with the division of local government in the department of local affairs, instead of with the secretary of state. | March 16 | July 1 |
| 1056 | <u>Local government budget law - fiscal year.</u> Starting in 1975, the fiscal year of each unit of local government subject to article 2 of chapter 88, C.R.S. 1963, is to be the calendar year. | April 19 | April 19 |
| 1057 | <u>State history - ghost towns.</u> Authorizes the state historical society to designate any appropriate area in the state a ghost town, unless any owner of the property objects, and to mark the designated site accordingly. When so designated and marked, it is a misdemeanor to destroy, damage, or deface the property. | May 24 | May 24 |
| 1060 | <u>County roads and highways - county contracts - advertising.</u> Gives county commissioners 2 options for the publication of advertisements for sealed bids for county road work involving less than \$5,000: Either posting notice in the county courthouse or advertising in a legal newspaper. On any larger contract, newspaper advertising is required unless it would be detrimental to the public peace, health, and safety. | May 8 | May 8 |

No.

Subject

1063 Appropriation - attorney general - payment of judgment. \$1,050,615.82, out of the wildlife cash fund, to the attorney general to pay a judgment against the state for damages resulting from the overflow from Clay creek dam.

May 24

May 24

1066 Insurance - nonprofit health services - establishment of rate schedules. Requires nonprofit corporations furnishing health services to subscribers under prepaid service contracts to contract with hospitals and other purveyors of such services on a "prospective reimbursement" basis, which establishes a schedule of rates for services to remain in force for the term of the contract or for at least one year. Such rates are to be mutually agreed upon by the corporation and the hospital, nursing home, or other purveyor of health care services. Various factors are to be used in setting such rates, including historic expenses, current and predicted costs, operating requirements, services offered, geography, and price level indices. Arbitration of rates by the insurance commissioner may be resorted to if necessary, and provision can be made for adjustment of rates under certain circumstances. Copies of such contracts are to be filed with the insurance commissioner. Pilot programs are to be instituted involving a limited number of hospitals and nursing homes designated by the department of health for purposes of evaluating the prospective reimbursement method of setting rates, and the insurance commissioner, assisted by an advisory committee, is to report the results by January 30, 1977, which is the expiration date of the act.

June 18 January 1, 1974

1067 Sports - bingo and raffles. Authorizes the licensed operator of a bingo and raffle game to keep 25% of the net proceeds for the bona fide purposes of the licensee. Authorizes the acquisition and improvement of real and personal property and the purchase of insurance as lawful purposes to which the licensee can apply net proceeds. Reasonable security expense is made a legitimate expense of the licensee in computing net proceeds. Increases maximum number of games permitted annually for a licensee from 96 to 105.

May 2

July 1

1068 Insurance - group health - state employees. Requires health insurance plans for state employees to contain provisions

No.	<u>Subject</u>		
1068 cont.	that, on termination of employment with the state, any insured who has been enrolled in the health plan for at least 180 days is entitled, without further evidence of insurability, to have coverage continued by the carrier at the same rate and benefits for 90 days, at the employee's expense, and that he may convert his coverage to a group or nongroup policy. This provision expires July 1, 1975, to permit the general assembly to assess the fiscal impact on policy rates. Notice of this provision is to be published in the explanatory booklet to employees concerning benefits.	May 30	July 1
1072	<u>Uniform Commercial Code - security interests - disposition of records.</u> Modifies present law which provides that a filing officer may remove a lapsed financing statement from the files and destroy it only when 2 years have elapsed following the time for filing a continuation statement without any such statement being filed. Provides that the filing officer may remove and destroy a lapsed financing statement if he notifies the secured party in writing of the failure to file a continuation statement and no continuation statement is received during the 30-day period following the sending or delivery of such notice. The new provisions do not apply to security interests in goods of a transmitting utility.	March 22	March 22
1074	<u>Social services - state board - membership.</u> Appointments by the governor to fill vacancies on the state board of social services are to be made so that 3 of the 9 members will be county commissioners. If a board member so appointed ceases to be a county commissioner, his office on the state board is to be filled by appointment of another county commissioner. No county commissioner on the state board may vote on any matter which affects his county differently than other counties are affected by the matter.	June 8	June 8
1075	<u>Desertion and nonsupport - spouses and children.</u> Amends the nonsupport law to comply with section 29 of article II of the state constitution. Statutory duty of support now rests on both parents rather than on the father alone.	May 8	July 1
1077	<u>Schools - equalization support - eligibility.</u> Declares that a school district's eligibility for state support is not		

<u>No.</u>	<u>Subject</u>		
1077 cont.	lost or limited when the actual days of school are or have been reduced to less than the scheduled 180 days by closings deemed by the local board to be necessary for the health, safety, and welfare of the students.	April 9	April 9
1078	<u>Counties - power to lease and contract.</u> Specifies that counties have the power to exchange real or personal property and to lease property either as lessor or lessee. Provides that county contracts are not limited to one year.	April 25	April 25
1079	<u>Schools - boards of education - power to purchase insurance.</u> Authorizes boards of education to procure accident insurance covering the medical expenses of pupils injured while being furnished transportation by the school district.	April 5	April 5
1081	<u>Counties - building codes.</u> Authorizes county commissioners to adopt building codes for all or part of a county which is not within an incorporated city or town, eliminating the requirement that an area be zoned and subdivided before being subject to such code. Also eliminated are provisions which allowed the owner of unplatted land to subject it to building codes by petition and allowed the owners of more than half the area involved to prevent, by petition, the adoption of a building code. Prohibits a county building inspector from charging a fee for a building permit unless he is qualified to make the required inspection and actually does so.	April 19	April 19
1084	<u>Insurance - advertising.</u> Requires advertisements in Colorado publications or originating over Colorado radio and television stations to include a statement as to whether the insurance company is licensed in Colorado. Provides that any advertisement which states that the insurance company is registered with or certified or approved by the state of Colorado shall also contain a statement that such registration, certification, or approval does not imply state endorsement of the insurance program or policy offered.	March 8	July 1

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|----------|----------|
| 1085 | <u>Agriculture - nursery stock.</u> Abolishes the requirement that persons residing outside Colorado who ship nursery stock into Colorado for sale must obtain a nursery license, but retains the provisions concerning the state of origin certificate of inspection of such nurseries. Provides that nursery stock shipped into Colorado for sale shall meet all the requirements of Colorado laws and regulations governing nursery stock. Authorizes reimbursement of members of the nursery advisory committee for their traveling and subsistence expenses incurred in the performance of their committee duties. Changes the violation of the "Colorado Nursery Act", or rules promulgated thereunder, by a nurseryman, collector, dealer, landscape contractor, or agent from a misdemeanor to a class 2 petty offense. Creates the offense of the sale or offering for sale of nursery stock in violation of such Act or rules, which is also designated a class 2 petty offense. | March 16 | March 16 |
| 1088 | <u>Public lands - allocation of federal moneys.</u> All moneys received by the state treasurer from the federal government under the Taylor grazing act and the federal laws relating to national forests and flood control projects are to be placed in clearing accounts and paid over to the appropriate counties according to the acreage located within a particular county as well as other factors. Boards of county commissioners are to allocate moneys received under the national forest and flood control laws between the county road and bridge fund and the public schools according to statutory formulas. | July 6 | July 6 |
| 1089 | <u>Sports - closed circuit television broadcasts - gross receipts tax.</u> Imposes a 5% tax on the gross receipts from the sale of tickets to a closed circuit television broadcast of any boxing, sparring, or wrestling contest, match, or exhibition. | March 29 | March 29 |
| 1096 | <u>Insurance - regulation of nonprofit health service corporations.</u> Imposes various new regulations on nonprofit corporations providing prepaid health services for subscribers. Any such corporation having an annual gross subscription income exceeding \$1,000,000 must have on its board of directors a majority who are not members of the medical or nursing professions, who are not employed by a hospital or clinic or by a corporation subject to the | | |

No.

Subject

1096
cont.

article, or who are not connected directly or indirectly with any purveyor of health services. Board members have a duty to represent the subscribers. Complete records are to be kept of all accounts, proceedings, and subscriber lists, and such records are to be available for subscriber inspection. All costs of examinations of the corporation by the insurance commissioner are to be paid by the corporation, in lieu of the previous statutory fee of \$50 per day per examiner.

Rates charged subscribers by such corporations are made subject to the approval of the insurance commissioner, who must consider several specified factors in setting rates. The insurance commissioner is to review rate filings and supporting information and provide for public inspection thereof and public hearings. Any subscriber can request a public hearing. An annual charge of 5¢ per subscriber is imposed on each corporation to cover the cost of administering and implementing the rate review procedures.

June 18 January 1, 1974

1099

Motor vehicles - license number plates - style. Deletes the requirement that the words "Colorful Colorado" appear on license plates for passenger motor vehicles, and provides that plates issued for the calendar years 1975 and 1976 shall have the word "centennial" at the top and the word "Colorado" at the bottom. Authorizes the department of revenue, with the governor's approval, to adopt an appropriate centennial symbol for use on license plates during 1975 and 1976.

March 29 March 29

1101

Relief and public welfare - subsidization of adoption. Provides that the department of social services may make subsidizing payments on behalf of a child with a special, unusual, or significant physical or mental handicap, or an emotional disturbance or other condition which acts as a serious barrier to his adoption, to the adoptive parents of such child.

July 6 July 6

1104

Accountancy - annual permit requirements. Imposes a requirement of continuing education commencing January 1, 1975, for renewal of the annual permit of each holder of a certificate of certified public accountant or registered accountant engaged in public accounting. The board of accountancy is to establish requirements for continuing

<u>No.</u>	<u>Subject</u>		
1104 cont.	education, and failure to comply with the prescribed requirements is grounds for revocation or suspension of a certificate or permit.	April 25	April 25
1105	<u>Intoxicating liquors - employees under age 18 handling fermented malt beverages.</u> Allows persons under age 18 to be employed where fermented malt beverages are sold at retail in containers for off-premises consumption and to handle such products in the normal course of such employment when under the supervision of a person over age 18, except that the person under 18 cannot check proof of age or deliver such products beyond the parking area of the retail outlet.	April 25	April 25
1106	<u>Insurance - nonprofit health service corporations - benefits offered.</u> Authorizes a nonprofit hospital, medical-surgical, or health service corporation to make optometry services available to its members or subscribers, in addition to the services previously authorized.	April 5	April 5
1107	<u>Insurance - sickness and accident - fee schedule.</u> Provides that sickness and accident insurance policies can contain different fee schedules for different health services, but that fee schedules for substantially identical services performed by the various health professions must be the same.	June 7	July 1
1108	<u>Insurance - nonprofit health service contracts.</u> The same provisions set forth in H.B. 1107 concerning fee schedules are made applicable to contracts of nonprofit corporations entered into on or after July 1, 1973, with the various purveyors of health services for the care of their subscribers.	May 24	May 24
1109	<u>Agriculture - budgets and fees relating to marketing orders.</u> Eliminates a requirement that the commissioner of agriculture prepare budgets for the expense of administering marketing orders relating to agricultural products.	March 16	July 1

No.

Subject

1111

Housing - development and financing - appropriation.
Establishes the Colorado housing finance authority and declares it to be a body corporate, a political subdivision of the state, and not subject to administrative direction by any agency of the state. Its board of directors includes the state auditor, one legislator appointed by the heads of the 2 houses for 2 years, and 7 persons appointed by the governor for 7-year terms, after original staggered terms of 2, 4, and 6 years; 4 of those 7 are to have specific qualifications in the fields of banking, architecture, planning, and real estate transactions.

The board is to consider the financial feasibility of proposals to develop housing to be paid for by revenue bonds of the authority. The board's approval of a plan is contingent on a finding that private financing is not available, that financing by the authority is feasible, and that the applicant is qualified under the law to receive assistance from the authority. The board is authorized to issue revenue bonds and pledge housing authority revenues up to \$50,000,000. On approval of a housing facility plan, the authority may make construction loans to sponsors, housing authority developers, and builders. The authority can take second mortgage deeds of trust and mortgages within stated limits. Mortgagors dealing with the authority are limited in their profit distribution annually to 6% of their equity in any project financed by the authority. To be eligible for assistance from the authority on any project, an organization must be organized under Colorado law, and its proposal must be for facilities to be built or acquired to house low and moderate income families. Provisions are detailed for the issuance of revenue bonds which must indicate on their face that the state has no liability therefor.

Appropriates \$200,000 to the department of local affairs to purchase financial and developmental services for housing facilities for low and moderate income families.

July 6

July 6

1117

Interstate compacts - Cumbres and Toltec scenic railroad.
Authorizes the governor to enter into a compact with New Mexico concerning the acquisition, ownership, and control of the Cumbres and Toltec scenic railroad in southern Colorado and northern New Mexico. Provisions of the compact include: Agreement to jointly acquire, own, and provide for the operation of the railroad; ratification of the July 1, 1970, agreement between the railroad authorities of the 2 states; promise to make such other agreements as may be necessary

- | <u>No.</u> | <u>Subject</u> | | |
|---------------|--|----------|----------|
| 1117
cont. | for the control, operation, or disposition of the railroad; agreement to consider enactment of such laws or constitutional amendments exempting the railroad from state laws as the states may find necessary and proper; and affirmation of the jurisdiction of the interstate commerce commission over, and the applicability of federal tax laws to, the railroad. Specifies that the compact shall not become effective until approved by the United States Congress. | May 4 | May 4 |
| 1121 | <u>Insurance - sickness and accident insurance - dentistry services.</u> When a sickness or accident insurance policy provides for reimbursement for services which may lawfully be performed by a licensed dentist, in addition to previously named practitioners of the healing arts, such reimbursement may not be denied if the service is in fact performed by a licensee, regardless of policy provisions to the contrary. Applies to individual policies issued on and after July 1, 1973, and to blanket and group policies issued, renewed, or reinstated on and after such date. | May 24 | July 1 |
| 1124 | <u>Roads and highways - disposition of property no longer needed.</u> Grants state agencies and political subdivisions of the state a right of first refusal on highway property which is being disposed of because no longer needed for highway purposes, if the agency or political subdivision declares in writing that the property will be used for the restoration, preservation, and enhancement of scenic beauty, the development of rest, recreation, and sanitary facilities, or the development of greenbelts. Provides that any transfer to a state agency or political subdivision shall be subject to a right of reversion if the property is not so used. Requires political subdivisions to submit bids for the property within 90 days after the chief engineer's declaration that the property is no longer needed, and provides that notification of acceptance or rejection of bids must take place 30 days after the bidding closes. Provides that the cost of any property offered to a political subdivision shall not exceed its acquisition cost to the division of highways. States that the new right granted to state agencies and political subdivisions does not authorize conveyances of land on which there has been no construction, and that the original owner shall have first refusal on such property. | April 13 | April 13 |

No.

Subject

1125 Schools - school planning committees - formation of new districts. Alters the statutory criteria governing the formation of school planning committees. If a proposed district extends over more than one county, a joint committee of 3 members from each of the county planning commissions affected shall be formed and shall have the same powers and duties in relation to the joint plan as a county planning commission would have, including the power to dissolve and annex a district or districts under the jurisdiction of such joint committee. In addition, the act provides:

(1) For retirement of warrant indebtedness or outstanding liability of a school district absorbed into a new school district;

(2) A petition procedure for organizing a school planning committee and for citizen initiation of election for approval of school district consolidation upon approval by a majority of the votes cast in the districts to be consolidated; and

(3) A procedure to be followed when boards of education in 2 or more adjoining districts deem it in the best interest of their respective districts to combine the districts by formation of a new district.

July 6

July 6

1126 Towns and cities - firemen - widow's annuity. Provides that the amount of the monthly annuity paid to the widow of a fireman employed by a municipality shall be 1/3 of the monthly salary of the fireman at the time of his death or retirement, plus 1/3 of any increase in salary and other pay based on length of service granted to firemen of the rank which the deceased fireman held when he died or retired, instead of 1/3 of the current monthly salary being paid to a fireman, first grade.

May 4

July 1

1127 Public employees' retirement association - state treasurer's duties. Rewrites the law defining the retirement fund of the public employees' retirement association. Deletes the requirement that the state treasurer transmit to the secretary of the retirement board a detailed monthly statement of all amounts received. Requires the state treasurer to maintain a current inventory of all investments of the fund. Specifies the purposes for which disbursements

- | <u>No.</u> | <u>Subject</u> | | |
|---------------|--|---------|---------|
| 1127
cont. | from the fund may be made. Provides that disbursement procedures shall be governed by the general law on disbursements, and requires vouchers for investment purposes to be countersigned by the state treasurer. | May 24 | May 24 |
| 1128 | <u>Housing - unfair housing practices - discrimination.</u> Adds to the list of acts constituting unfair housing practices the following: The denial of access to housing to anyone on the basis of marital status or religion, or any inquiry into such matters; and, in connection with any application to a lender for financial assistance for housing purposes, any inquiry into the marital status or religion of any applicant for such assistance or any prospective occupant of such housing. These provisions do not affect local zoning ordinances imposing residential restrictions based upon marital status. | June 14 | June 14 |
| 1129 | <u>Consumer credit - discrimination prohibited - civil penalty.</u> Prohibits the refusal to make any credit sale, lease, or loan, or the imposition of more stringent terms thereon, based solely on grounds of race, creed, religion, color, sex, national origin, or ancestry of the applicant, in any transaction which would be subject to the uniform consumer credit code, by a seller, lessor, or lender whose total credit sales, leases, and loans in the previous year were at least \$1,000,000. Provides a civil penalty of from \$100 to \$1,000 actual and exemplary damages, plus court costs and attorney fees, for violation. | June 7 | June 7 |
| 1131 | <u>Wills and estates - disposition of community property at death.</u> Enacts the "Uniform Disposition of Community Property at Death Act". Defines the rights of married persons who have acquired Colorado domiciles to property which was community property under the laws of the state of prior domicile, and to the proceeds of such property, including real property in Colorado. A rebuttable presumption is created that property acquired during marriage in a community property state is community property and that that acquired in a noncommunity property state is not. On death, 1/2 of the property to which the article applies is the property of the surviving spouse and is not subject to disposition as an asset of the decedent, while the other half is an asset of the decedent. Other provisions deal with perfection of title to property in the | | |

No.

Subject

1131
cont.

surviving spouse or the personal representative, as the case may be. Creditor's rights are not affected.

May 29

July 1

1132

Agriculture - bees and bee products. Repeals and reenacts the article on bees and bee products. Retains the basic provisions for an advisory committee of 7 members but provides that they are to be appointed by the commissioner from nominations made by the beekeeping industry. Eliminates provisions for county inspectors and most provisions dealing with bee products. Requires licensing beekeepers with apiaries by March 31 of each year, and increases fees to amounts, measured by the number of colonies, of from \$5 to \$25. Formerly the commissioner could direct that apiaries be registered, with a maximum fee of \$2.50 per apiary. Apiaries without an identification card showing licensing are subject to impoundment and disposal, after notice is given. Inspection for suspected disease is provided for, and conditions are imposed upon the transfer and transportation of bees and related equipment.

April 13

July 1

1142

Schools - junior college revenue bonds - "pledged revenues". Provides that the committee of a junior college district may include in the revenues pledged to pay revenue securities of the district any grants, appropriations, or other donations from the United States or its agencies or from any other donor except the state or its agencies or political subdivisions. Validates any pledges of revenues from the United States or any other donor (except the state, its agencies, or its political subdivisions) made prior to the effective date of this act.

April 5

April 5

1144

State personnel system - military service - reemployment rights. Provisions of the state personnel system act passed in 1972 dealing with the reemployment rights of persons under the system who enter military service are made applicable to those who entered military service on or after August 5, 1964.

April 13

April 13

1150

Identification cards for nondrivers. Authorizes the department of revenue to issue an identification card to any person age 18 or older who does not have a valid Colorado driver's license upon proof under oath to the department of

- | <u>No.</u> | <u>Subject</u> | | |
|---------------|--|--------|--------|
| 1150
cont. | the person's identity, by means of a birth certificate or other documentary evidence required by the department, and payment of a \$3 fee. The card expires on the holder's birthdate in the 5th year after issuance, except for a person under age 21, whose card expires at age 21, and except for a person over age 60, whose card is valid for life. Duplicates are available for \$2. Reports of change of address are required within 10 days. Penalties provided for misuse of cards are similar to those applicable to misuse of driver licenses. | May 30 | July 1 |
| 1153 | <u>Motor vehicles - licensing of used car part dealers and garages.</u> Repeals provision under auto theft law which required that garages and dealers in second hand or used auto parts be licensed. | May 4 | May 4 |
| 1159 | <u>Schools - cooperative teacher education.</u> Authorizes the board of education of each school district to enter into written contractual agreements or arrangements with any college or university for the purpose of providing field experiences in teacher education. Provides that student teachers are public employees for purposes of governmental immunity and workmen's compensation and liability insurance. | July 6 | July 6 |
| 1161 | <u>Wildlife - disposing of animals in emergency situations.</u> Changes somewhat the exceptions to the requirement that a permit be obtained from the wildlife division to kill wildlife causing excessive damage. The exceptions authorize, without a permit, trapping, killing, or other disposal of bears, mountain lions, and dogs when necessary to prevent injury or death to livestock or persons, or where necessary to prevent dogs from killing or injuring elk, deer, or antelope. Bobcats and coyotes may also be taken without a permit. Dogs cannot be killed within the boundaries of a municipality or while in the possession of a person unless a law specifically authorizes it. A report to the wildlife division is required within 5 days of the taking or killing of any bear or mountain lion. | May 24 | May 24 |
| 1162 | <u>Sports - denial or suspension of licenses - racing commission.</u> Authorizes the Colorado racing commission to deny or suspend any license required by the racing statute, | | |

No.

Subject

1162
cont.

and spells out the procedures for hearings, including subpoena powers. The commission may delegate the hearing duties to its board of stewards or judges, and may appoint hearing officers. Licenses may be summarily suspended for 14 days pending a hearing if the continuation of the license may be detrimental to the best interests of racing. Grounds for license denial, suspension, or revocation include, in violation of the racing laws or of the commission's rules and regulations.

June 7

June 7

1163

Public employees' retirement systems - optional forms of annuities. Retirement option provisions for all members of the public employees' retirement systems are changed in 2 respects: After a retiring member has elected any of the 4 optional forms of annuities, that plan of payment cannot be changed after the first annuity check issued has been cashed, or, if not cashed sooner, after 60 days from the date of the check (the time limit was previously based on the date of approval of the application for retirement). The other change provides that all plans involving reduced joint life annuities will now pay to the estate of the survivor a refund of any difference between the amount paid into the retirement fund by the primary annuitant and the amount withdrawn prior to the death of the survivor.

May 4

May 4

1164

Schools and school districts - education of handicapped - appropriation. Rewrites the article on education of handicapped children. Redefines the handicapped child as one who cannot receive reasonable benefit from ordinary education because of a long-term physical impairment or illness, limited intellectual capacity, or significant identifiable disorders involving emotions, behavior, perception, or communication (including speech); similarly defines as handicapped a child whose presence in an ordinary classroom is detrimental to the education of others, but declares that handicapped children should be educated in regular classrooms to the extent practicable. Sets out a time schedule for all school districts to establish special education programs through an administrative unit, which may be either a separate district or a board of cooperative services, to be eligible for reimbursement for the education of handicapped children according to the detailed schedule set forth. Appropriates \$4,660,216 to the department of education for implementation of the act, and includes allocations of amounts to certain parts of the act.

July 6

July 6

No.

Subject

- 1167 Water rights and irrigation - lists of priorities and tabulations - publication, inspection, and preparation. Provides for publication of notice of the tabulation of lists of priorities, revisions thereto, and subsequent tabulations and revisions thereto taking into account abandonment of water rights and conditional water rights, instead of publication of entire tabulations. Provides that a copy of such tabulations and revisions thereto shall be available for inspection at the office of the division engineer and county clerk and recorder, and that copies shall be available for a fee of \$5. Provides that new tabulations shall be made at 4-year intervals rather than at 2-year intervals.
- June 25 June 25
- 1172 Motor vehicles - local traffic control devices. Requires, when practical, synchronization of signal lights by local authorities, sets forth standards to be met, and states that the purpose is to reduce air pollution by enhancing the flow of traffic.
- June 14 July 1
- 1173 Public employees' social security - reports and remittances. Political subdivisions of the state whose employees are under social security, or who are applying to the division of employment for approval of a plan for such coverage, must provide for and make the necessary reports and payments by the 15th day following the calendar quarter being reported, unless federal law or regulation provides otherwise.
- April 12 April 12
- 1174 Motor vehicles - regulation of traffic in tunnels. As a part of its regulation of the use of highways, the state highway commission can adopt rules concerning motor vehicle operation in tunnels which are part of the state highway system, and in so doing the commission is to consider regulations of the public utilities commission and the federal department of transportation relating to transporting dangerous articles.
- May 4 May 4
- 1175 Elections - compensation of election judges. Compensation of judges of all elections is to be set by the county commissioners of each county at between \$25 and \$40. The former minimum and maximum figures were \$10 and \$25. Compensation for delivery of election returns is now \$4 in all cases.
- May 8 July 1

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|----------|----------|
| 1180 | <u>Marriage - blood tests.</u> Removes the requirement of a blood test for rubella immunity and R11 type for women 45 years of age or older and women found by a physician to be incapable of bearing a child. Eliminates determination of blood group. | June 25 | June 25 |
| 1182 | <u>Plumbers - plumbing - defining terms in connection therewith.</u> Declares that "plumbing" means all potable water supply and distribution pipes and piping and the accompanying drains, vents, fixtures, connections, receptacles, and devices. Also lists activities not classed as plumbing, among which are fire protection systems, heating appliances and systems, air conditioners, and garbage disposal units. Defines "potable water" as water which is safe for drinking, cooking, and other domestic purposes and which meets health department requirements. | May 29 | May 29 |
| 1183 | <u>General property tax - property tax administrator.</u> Requires the property tax administrator to advise the state board of equalization of any complaints filed by him or by any tax levying authority of the state concerning valuation for assessment of property in any county in the state. | July 6 | July 6 |
| 1184 | <u>Public trustee - foreclosure sale - disposition of excess moneys.</u> At a foreclosure sale by a public trustee, if the property is sold for an amount which exceeds the expenses of the sale and the moneys due the beneficiary or the creditor, the excess moneys are to be transmitted to the county treasurer to be held in escrow until the close of all redemption periods. If no redemption is made, the excess moneys are to be paid to the junior lienors in the order of their priority and then to the owner of record as of the date of the foreclosure sale. If redemption is made, the escrow funds, not to exceed the amount due on such lien, are to be paid to the person redeeming the property. The public trustee is to use reasonable care to locate the owner of record as of the date of the foreclosure sale and to pay such owner the excess moneys. | April 25 | April 25 |
| 1196 | <u>Fees and salaries - county employees.</u> Except for employees of county welfare departments, boards of county commissioners are empowered to adopt a classification and | | |

- | <u>No.</u> | <u>Subject</u> | | |
|---------------|--|---------|--------|
| 1196
cont. | compensation plan for all county employees paid in whole or in part by the county. | June 22 | July 1 |
| 1197 | <u>Banks - application for charter - fees - duties of directors.</u> Increases the application fee for a bank charter from \$1,000 to \$2,500, and increases the potential refund, if the application is withdrawn prior to public hearing, from \$750 to \$1,500. Provides that notices of public hearing on charter applications for all banks are to include the names of stockholders. Formerly, only the names of the stockholders of an industrial bank had to be included in the notice. The order requiring the commissioner to grant a charter is now to be in writing and issued within 120 days after the hearing. Formerly the time limit for such an order was 60 days. Requires directors to review records of fiduciary accounts once, rather than twice, every year. | May 24 | May 24 |
| 1198 | <u>Banks - compensation of members of banking board.</u> Increases the per diem allowance for members of the banking board from \$30 to \$35, and increases the maximum total allowance per year from \$1,200 to \$1,500. | May 8 | May 8 |
| 1199 | <u>Towns and cities - city officers - election and appointment.</u> Provides that a municipal ordinance establishing 4-year terms for city council members is subject to a referendum authorized by ordinance enacted pursuant to the state constitution. City councils may: By ordinance, provide for 4-year terms for the mayor and all elective offices, subject to referendum under state statute or municipal ordinance; submit to the registered qualified electors the question whether the offices of city clerk, city treasurer, or both should be changed from appointive to elective or from elective to appointive; in the event of vacancy in the office of mayor, order a special election as soon as practicable to fill the vacancy until the next general election and appoint a person to serve as mayor until the special election or, if there is to be no special election, until the next general election; fill vacancies in any elective or appointive office by appointment until the next general election. Extends term of service of city officers to 2 years if not otherwise statutorily delineated. | May 24 | May 24 |

<u>No.</u>	<u>Subject</u>		
1200	<u>Buildings - public safety - fire protection in hotels.</u> Repeals outdated provisions relating to fire escapes and watchmen in hotels.	April 12	April 12
1201	<u>Marriage - husband's liability for wife's debts.</u> Repeals statutory provisions that a husband is liable for the debts and liabilities of the wife contracted before marriage and that such liability continues even after the death of the wife.	May 4	May 4
1202	<u>Fees and salaries - deputy secretary of state - deputy state treasurer.</u> Raises the salary of the deputy secretary of state and the deputy state treasurer from \$12,000 to \$16,000, payable on July 1, 1973, and thereafter.	July 6	July 6
1204	<u>Agriculture - seeds - label requirements - prohibitions.</u> Requires that a container of one pound or less of vegetable or ornamental plant seeds must specify the year for which the seeds were packed. Specifies that if a certificate or application for certificate of plant variety protection under the federal "Plant Variety Protection Act" requires that a seed be sold only as a class of certified seed, such seed should only be distributed by a variety name certified by an official seed certifying agency.	April 25	January 1, 1974
1207	<u>Uniform commercial code - investment securities - clearing corporation.</u> Removes the requirement that all of a clearing corporation's stock be held by or for a registered national securities exchange or association; states that 90% may be held by one or more legal entities which are subject to regulation under certain federal or state banking laws or state insurance laws, or are registered brokers, dealers, or investment companies, or are registered national securities exchanges or associations. Only the latter may hold more than 20% of the capital stock of such clearing corporation. The remaining 10% may be held by individuals who purchased only enough stock to become directors at or prior to the time they became directors.	April 9	April 9

No. Subject

1208 Game, fish, and parks - recreational trails. Extends current definition of "recreational purpose", in the statute limiting the liability of landowners who permit others to use their property for recreational purposes, to include hiking, horseback riding, snowshoeing, cross country skiing, bicycling, or the riding of motorized recreational vehicles. Defines "recreational trail" in the "Recreational Trails System Act of 1971" as a trail used for recreational purposes; recreational trails may not be acquired by eminent domain unless a trail is included in a highway right-of-way; and changes composition of the Colorado recreational trails committee; provides for enforcement of proper use of recreational trails. In the law requiring registration of recreational vehicles, raises the fee for renewal registration of recreational vehicle from \$1 to \$5; establishes the "parks motorized recreational trails fund"; and gives the state highway commission certain powers relating to recreational trails.

June 7

June 7

1214 Veterinarians - practice act. Expands and clarifies definitions section and clarifies exemptions from the act. Provides for the regulation of graduate animal technicians, veterinary student interns, and veterinary student preceptors; a continuing education requirement for annual license renewal; and protection of a veterinarian administering emergency care or treatment except in the event of wanton or reckless disregard of the rights of the owner of the animal. Removes procedure for obtaining a license without examination and extends substantially the statutory statement of grounds for discipline of a veterinarian.

July 6

July 6

1215 Labor - certain covenants not to compete void. Voids any covenant not to compete which restricts the right of any person to receive compensation for performance of skilled or unskilled labor. Provides that the following are exceptions to the rule: Contracts for purchase or sale of a business or for protection of trade secrets; contractual provisions relating to recovery of expense of educating an employee serving less than 2 years; and certain executive and management personnel and officers and their staff.

July 6

July 6

1216 Statutes - 1971 supplement confirmed and validated. Declares that the printing, publication, certification, and

- | <u>No.</u> | <u>Subject</u> | | |
|---------------|--|----------|----------|
| 1216
cont. | deposit of the 1971 supplement to Colorado Revised Statutes 1963 were done in full compliance with all legal requirements, and further declares that the supplement is in full force and effect as of June 1, 1972. | April 5 | April 5 |
| 1217 | <u>Special districts - fire protection - taxing authority.</u>
Provides that boards of directors of fire protection districts which have levied 6 mills for their operations may raise their mill levy by one additional mill without an election and may raise the mill levy one mill further after approval through election. States that the foregoing shall not limit the mill levy for paying the principal of and the interest on the bonds and other obligations of the district issued hereafter. Raises the permissible mill levy limit for such districts from 6 to 8 mills, with an exception for levies for payment of principal and interest on bonds and other obligations of the district issued hereafter. | June 14 | June 14 |
| 1219 | <u>Psychologists - certification - fees - professional corporations.</u> Miscellaneous changes including the following: Members of the Colorado state board of psychologist examiners are to receive \$30 per diem; increases fees for application for certification by the state board; certification renewal fee may be from \$5 to \$25, as determined by the state board; requires proof of annual completion of 14 classroom hours of relevant professional studies approved by the board for renewal of certification; and gives patient an action for fees charged for unlawful practice of psychology. Exemptions from regulation are broadened to include: Activities, services, and use of an official title by a person employed by a private agency or business which does not charge for such services; and employment of a person certified under article 1 of chapter 108, C.R.S. 1963, by a nonprofit corporation or by a licensed physician certified by the American Board of Psychiatry and Neurology. Authorizes professional service corporations for the practice of psychology, and provides for the type and nature of professional liability insurance to be held by such professional corporations. Repeals the state board's power to issue temporary certificates. | June 25 | June 25 |
| 1225 | <u>General assembly - apportionment.</u> Switches census blocks numbered 101, 102, and 104 in census tract number 11 in Weld county from representative district 50 to representative district 48. | April 25 | April 25 |

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|----------|----------|
| 1227 | <u>Colorado criminal code - retrospective application in some circumstances.</u> Allows a postconviction review of a criminal sentence on grounds that retroactive effect should be given in the interests of justice where there has been a significant change in the law. The practical effect is to allow persons sentenced under laws in effect prior to July 1, 1972 and which imposed heavier sentences than those imposed by the criminal code to ask for resentencing under the code even though the crime was committed prior to the effective date of the code. | April 19 | April 19 |
| 1228 | <u>Criminal procedure - consideration of presentence confinement.</u> Provides that the law concerning consideration of presentence confinement applies to persons sentenced both before and after July 1, 1972. | May 24 | May 24 |
| 1230 | <u>Water rights - recording of exempt wells.</u> Provides that wells exempt from the "Water Right Determination and Administration Act of 1969" and which were put to beneficial use prior to May 8, 1972, and wells exempted by section 148-18-4, C.R.S. 1963, and not recorded in the state engineer's office may be recorded upon written application and payment of a filing fee of \$5. The record must include the date the water is claimed to have been first put to beneficial use. | April 25 | April 25 |
| 1231 | <u>Optometrists - state board of optometric examiners.</u> Provides that members of the state board of optometric examiners on July 1, 1973, serve until their terms expire; thereafter terms of newly appointed members shall begin on April 20. The board is increased from 5 to 6 members, with the addition of an at-large member, to be appointed by the governor on or before September 1, 1973. The at-large member shall not be a member or representative of, nor have any direct interest in, any profession, agency, or institution providing health services. No person shall serve more than 2 consecutive terms on the board. Prior law did not limit the number of terms. | May 25 | July 1 |
| 1232 | <u>Optometrists - examination fee.</u> Raises the examination fee for licensure of optometrists from \$25 to \$100. | May 25 | May 25 |

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|--------|--------|
| 1233 | <u>Optometrists - fee for duplicate license certificate.</u>
Raises the fee for an optometrist's duplicate license certificate from \$5 to \$10. | May 25 | May 25 |
| 1234 | <u>Optometrists - license renewal - fee.</u> Changes the annual license renewal date from April 1 to July 1, increases the annual renewal fee from \$25 to \$40, and provides for a penalty fee of \$40 for any renewal application received after July 1. Failure to remit such penalty fee will cause the application to be denied. Prior law did not provide for a penalty fee. | May 30 | May 30 |
| 1235 | <u>Divorce - "Uniform Dissolution of Marriage Act".</u> Clarifies that, for tax purposes, the term "maintenance" includes alimony. Requires domicile in the state for 90 days prior to commencement of an action for dissolution, rather than residence in the state for 90 days, for a decree of dissolution. Allows deferral of entry of decree with respect to custody, support, maintenance, or disposition of property until after the decree of dissolution upon a finding that such deferral is necessary to the best interests of the parties. Temporary orders may now be used in child custody proceedings, and such orders in any authorized proceeding may concern, among other things, payment of debts, use of property, custody, or attorney's fees; a temporary injunction and temporary orders no longer need be in conformity with the sections dealing with maintenance and child support. With regard to declaration of invalidity, the act provides that: A person entitled to such a declaration under certain circumstances has 6 months, rather than 90 days, to commence an action for such declaration; an underaged party or his representative may commence an action within 24 months after the date of marriage and no longer must obtain a decree within that period; and in order to obtain a decree, one of the parties must be domiciled within the state for 30 days preceding commencement of the action or the marriage must have contracted within the state. With regard to disposition of property, the act provides that: Increase and decrease in the value of separate property and depletion of separate property for marital purposes is a factor to be considered in disposition of property; the increase in value of certain separate property during the marriage is marital property; and property is valued as of the date of decree or the date of the dispositional hearing, if the hearing precedes the decree. The act is applicable to actions commenced on or after July 6, 1973. | July 6 | July 6 |

- | <u>No.</u> | <u>Subject</u> | | |
|------------|---|----------|----------|
| 1236 | <u>Specific taxes - municipal use tax.</u> Authorizes incorporated cities and towns to impose a use tax, under conditions parallel to those of the municipal sales tax, upon the privilege of storing, using, or consuming in towns or cities any construction and building materials and motor and other vehicles on which registration is required, generally excepting: Certain property already subject to sales or use tax; certain property used in the manufacture of other property; certain property belonging to a nonresident temporarily in the city; certain property belonging to government; certain motor vehicles purchased elsewhere by nonresidents; certain house personal property and household effects; and certain building and construction materials and vehicles regarding which a commitment was made prior to the effective date of the local use tax ordinance. Where a municipal sales tax has been approved by election before July 1, 1973, a use tax may also be levied without election. | July 6 | July 6 |
| 1237 | <u>Courts of record - increased number of county judges - appropriation.</u> Increases number of county judges to 4 in Adams county and 3 in Pueblo and Weld counties, and appropriates \$203,082 to the judicial department to implement the act. | July 6 | July 6 |
| 1242 | <u>Motor vehicles - executive director - local compliance required.</u> Authorizes the executive director of the department of revenue to order local jurisdictions to conform with state plans for uniform motor vehicle law enforcement reporting. | April 25 | July 1 |
| 1243 | <u>Motor vehicles - point system schedule - safety inspection and registration violations inapplicable.</u> Provides that the point system schedule is inapplicable to violations of the safety inspection law and to violations of the law which requires the registration card to be in the possession of the operator while operating a motor vehicle. | April 25 | April 25 |
| 1244 | <u>Health - pet shops and boarding kennels.</u> Changes the definition of "pet animals" to exclude skunks, monkeys, and other subhuman primates. Expands the definition of "pet shop" to include breeders, wholesalers, and breeders shipping animals into this state for resale. Provides that | | |

No. Subject

1244 a license to operate a pet shop or boarding kennel or a
cont. combination of both is not transferable. Establishes a
 minimum size of enclosures for containing pet animals in
 boarding kennels and pet shops. Allows the executive
 director of the department of health to place an embargo on
 pet animals which appear to be infected with a disease
 dangerous to public health. Deletes reference to board
 regulations for quarantine. Allows the state board of
 health to appoint a hearing officer to conduct any required
 hearing.

Provides that, except for zoos and research institutions, no person shall import any type of skunk or species of subhuman primate into this state. Prior law allowed the importation of pen-raised, second generation skunks. The prohibition does not apply to persons who own and keep as a pet a subhuman primate on or before July 1, 1973.

The law does not apply to veterinary hospitals which board animals being retained for veterinary medical care. Defines "personally owned pet animals" as pet animals kept for exhibit, work, companionship, or protection. Adds a circus to the list of exclusions from the law.

May 24 July 1

1245 County powers and functions - improvement districts in
unincorporated areas. Authorizes counties to make
 improvements according to procedures set forth in this act,
 including grading, paving, curbing, guttering, or otherwise
 improving the whole or any part of any street and including
 the construction of sidewalks adjacent to any such streets.
 Gives boards of county commissioners power to declare that a
 local improvement district exists in an unincorporated area
 of a county and that improvements shall be made in such
 area; improvements can also be initiated by petition. The
 cost of improvements is to be assessed against property
 specially benefited. A property taxpayer 65 years of age or
 over who is subject to an assessment need not pay the
 assessment until transfer of the subject property for actual
 consideration or death of the owner. Compare article 2,
 chapter 89, C.R.S. 1963.

July 6 July 6

1249 General assembly - representative districts - apportionment.
Transfers that part of census tract number 117.06 in
 Jefferson county which is north of Jewell avenue from
 representative district 28 to representative district 26.

April 25 April 25

- | <u>No.</u> | <u>Subject</u> | | |
|------------|---|--------|-----------------|
| 1259 | <u>Marriage - "Uniform Marriage Act".</u> Allow males of the age of 18 or older to obtain a marriage license without the consent of their parents; allows males and females between 16 and 18 to obtain a license with parental consent or judicial approval; and allows males and females under the age of 16 to obtain a license with parental consent and judicial approval. Adopts recent changes in Colorado law regarding physician's certificate and blood tests. A court may authorize performance of a marriage by proxy if certain requirements are fulfilled. One who cohabits with another to whom he is not legally married in the good faith belief that he was married to that person is a putative spouse until in receipt of knowledge that he is not the legal spouse. The act takes effect on January 1, 1974, and applies only to marriage licenses issued on or after such date. | July 6 | January 1, 1974 |
| 1260 | <u>Motor vehicles - temporary registration number plates, tags, or certificates.</u> Provides that temporary registration number plates, tags, or certificates shall be effective for 30 days instead of 20 days, and raises the fee therefor from \$.50 to \$1.25. Authorizes the department of revenue to issue such plates, tags, or certificates in blocks of 25 to licensed motor vehicle dealers. | July 6 | July 6 |
| 1264 | <u>Universities and colleges - authority to sell or exchange certain real property.</u> Authorizes the board of trustees of the Colorado school of mines to sell or exchange certain described real property, the proceeds to go to the college's scholarship fund. Any acquisition of land from proceeds must be approved by the general assembly. | July 6 | July 6 |
| 1265 | <u>Special districts - urban drainage and flood control district - mill levy.</u> Provides that any mill levy in excess of 0.5 mills requires the favorable vote of a majority of the electors voting on the question. Prior law provided for an election for any levy that exceeded 0.1 mills. Not more than 0.1 mills may be used for engineering and operations and not more than 0.4 mills for capital construction. | May 8 | May 8 |
| 1268 | <u>Weather modification - notice - duties of director - reports.</u> Revises the definition of "publication" or | | |

No.

Subject

1268
cont.

"publish" to mean 2 consecutive weekly notices in a newspaper of general circulation in the county or counties, or portion thereof, involved in the proposed operation. Such notice need not be made on the same day in each of the 2 weeks, but at least one week must expire between the first and second publication. States that publication of notices may be made through media other than the press. Prior law stated that the use of other media was supplemental only. Expands definition of "research and development" to include exploration, experimentation, and the extension of investigative findings and theories. Directs rather than merely authorizes the executive director of the department of natural resources to establish rules and regulations to carry out the purposes of the article.

Directs rather than authorizes the executive director to require reports from persons conducting any weather modification in Colorado. States that the executive director shall require biweekly reports which summarize the project's activity and intended results while in actual operation. Requires a written final operation report, preliminary scientific evaluation, final scientific evaluation, and an annual summary report. Establishes time limits for these reports, and states that the annual summary report shall be filed 60 days prior to the renewal of a permit. Declares all such reports to be public records.

May 21

May 21

1269

Schools - position of district director - at-large candidates. Requires candidates for school district director, in school districts which have an at-large method of representation, to designate the term for which they are running. Directs the board of education to publicly announce the number and length of terms to be filled at the regular biennial school election.

May 21

July 1

1270

Damages - contracts - age of competence. On and after July 1, 1973, a person, otherwise competent, who is 18 years of age or older is to be legally bound by his contracts as any other adult person. He may manage his own estate as any other adult except for property given or held under the "Colorado Uniform Gifts to Minors Act"; sue or be sued in any court of this state without the necessity of a guardian ad litem; and make decisions concerning himself and his children to the full extent allowed any other adult. Any contractual obligation incurred by such a person is not to be considered a family expense of the parents of the person who entered into the contract.

June 25

July 1

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|---------|---------|
| 1272 | <u>Department of natural resources - wildlife commission - powers.</u> Empowers the wildlife commission to enter into agreements with landowners to provide public hunting and fishing on private land. The commission is not to be liable for damages caused by the public other than those specified in the agreement. | June 22 | June 22 |
| 1273 | <u>Motor vehicles - implied consent to chemical test - hearing.</u> Provides that upon refusal of a driver to submit to a chemical test for alcohol, a show cause hearing must be held as soon as possible, and that such hearing may not be continued unless the arrested person, or his representative, can establish: That there has been a recent death in the arrested person's immediate family; that the arrested person or a member of his immediate family has recently been hospitalized; that his attorney or a witness is unable to appear; or that a similar good cause exists which prevents the arrested person from appearing at a hearing. Provides that the department of revenue may reschedule the hearing if good cause exists which prevents the hearing from being held at the time scheduled. Directs the hearing to be held in the district office of the department nearest the jurisdiction in which the person was arrested. | May 21 | July 1 |
| 1279 | <u>Health - alcoholism and intoxication treatment.</u> As of July 1, 1974, the crime of public intoxication is abolished, and treatment is prescribed in lieu of prosecution or punishment. All local governments must conform their ordinances accordingly, this being declared to be a matter of statewide concern. The division of alcohol and drug abuse in the department of health is to establish programs for emergency, inpatient, intermediate, and outpatient treatment for alcoholics and intoxicated persons. Public or private facilities may be used, subject to their meeting standards established by the division. Alcoholics and intoxicated persons may apply voluntarily for treatment, may be committed for emergency treatment to protect others, or may be taken into protective custody for their own good. Involuntary commitment to the custody of the division is authorized upon petition by the person's spouse, guardian, relative, certifying physician, or the administrator of a public treatment facility, with notice and hearing as specified. Commitment to the division upon such a petition, if found necessary, is for a 30-day period, and there can be recommitment for 2 periods of 90 days. Emergency service patrols may be formed to give assistance to intoxicated | | |

No.	<u>Subject</u>		
1279 cont.	persons, taking them home or to and from public treatment facilities.	July 6	July 1, 1974
1293	<u>Administrative code - purchasing - limit on price of cars to be purchased by state.</u> Maximum price of any passenger car purchased by the state for use primarily within 50 miles of its base of operations, including all accessories, shall be \$2,500; any other passenger car shall be purchased at the lowest price bid.	July 6	July 6
1299	<u>Labor - employment security - unemployment compensation.</u> Extends definitions of "benefits" and "contributions"; clarifies an exemption from the term "employment"; and provides a penalty for an employer's failure to furnish contribution reports. An employer's account will be charged for benefits paid to a former employee receiving unemployment compensation in another state only if the former employee would have been eligible for benefits based on wages paid in this state alone. Raises minimum weekly benefits for person totally unemployed from \$14 to \$25, but provides a deduction from the total and partial unemployment weekly benefit of that part of wages payable to such individual which is in excess of 25% of his weekly benefit amount. Removes power of the industrial commission to determine the meaning of "nonseasonal period or periods". Raises minimum remuneration necessary to maintain eligibility after filing of a claim for unemployment benefits. Clarifies contribution rate schedule. Provides that a nonprofit organization which terminates its election to make payments in lieu of contributions will have a contribution rate of 2.7% until it develops a record sufficient to justify a different contribution rate.	June 8	July 1
1300	<u>Regional transportation district - authorizing election - sales tax.</u> Under previous law, the statute directed that an election be held on the question of whether the regional transportation district [RTD] would be allowed to issue securities, to be paid from property taxes, for the purpose of developing a mass transportation system for the district. If the voters voted no in that election, the RTD board was to wind up affairs and cause dissolution of the district. This act changes the directive in 2 ways: It postpones the final date for an approving election until December 1, 1975, and provides that 2 authorizing elections may be held prior		

No.

Subject

1300
cont.

to such date; and it provides that the securities shall be payable from a district-wide sales tax. The act also clarifies that the mass transportation system is to be multimodal. Further, the act empowers the district to levy a 0.5% sales tax upon transactions subjected to state sales tax to be administered, collected, and distributed by the executive director of the department of revenue. The RTD retains the power to levy property taxes of 2 mills for annual deficit in operation and maintenance expense and 0.5 mills for all other expenses of the district. Other changes relate to the relationship of sales tax revenues and property tax revenues in the financial operations of the RTD.

July 6

July 6

1302

Fireworks - sales prohibited - public displays - penalty.
Prohibits the sale and use of fireworks except for supervised public displays conducted by municipalities, fair associations, and certain other organizations and groups. Expands the definition of fireworks to include rockets and all fireworks, tablets, or other devices which contain any explosive or flammable compound while excluding toy paper caps, sparklers, certain novelty devices, and emergency signal devices. Reenacts the law concerning performance bonds to require a permittee to post a \$1,000 rather than a \$500 bond, which is conditioned on compliance with the laws and regulations issued pursuant thereto rather than on payment of damages.

Requires a person who sells or offers to sell display fireworks at retail to obtain a license from both the governing body of the jurisdiction in which the sales are to be made and from the secretary of state. Prior law required a retailer of fireworks to obtain a license from the governing body only. States that a retail display fireworks license shall be issued only for sales to those authorized to conduct public fireworks displays or for sales of fireworks to be shipped directly out of the state. Directs the secretary of state rather than the governing body of the local jurisdiction to determine whether the applicant meets the requirements of the law. Increases the fee for a retail license from \$5 to \$50.

Provides for the revocation of a permit upon conviction for a violation of the statute. Directs the local authorities to seize, take, and remove, at the expense of the owner, all stocks of fireworks offered for sale, stored, or held in violation of the law. Repeals inconsistent law relating to private possession of fireworks.

June 11

January 1, 1974

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|---------|---------|
| 1308 | <u>County officers - superintendent of schools - disposition of records.</u> Provides that in counties where the office of superintendent of schools is abolished the records and books of the office shall be turned over to the division of archives and public records of the state and that a microfilm copy of the school census records for servicing may be deposited with the county clerk. | May 21 | May 21 |
| 1310 | <u>Health - regulation of maternity hospitals by the department.</u> Deletes reference to unmarried women. Eliminates requirement that women nurse their children after birth as a precondition to admission to a maternity hospital. | May 2 | May 2 |
| 1311 | <u>Administrative code - interchange or joint employment of personnel.</u> Allows the interchange or joint employment of a head of a principal department or other state officer or employee between state departments, institutions, or agencies. The terms and conditions of such employment must be reduced to writing, and the compensation shall be paid to the principal employer for distribution. | June 11 | June 11 |
| 1320 | <u>State personnel system - appropriation.</u> Authorizes payroll deductions for dues of or economic benefits provided by an employee organization. Requires the state personnel director to publish a policy statement and procedure manual concerning the methodology of the salary and fringe benefits survey.

Repeals the statutory pay plan and authorizes the state personnel director to adopt a plan or plans which include a maximum monthly salary of \$3,227. Directs the state personnel board to provide by rule for salary increases for satisfactory performance, withholding of increases for less than satisfactory performance, and a cash bonus for an unusually outstanding performance, and requires the board to adopt a program of additional compensation for work in a class beyond the time necessary to attain the maximum salary for that class.

Other miscellaneous changes include the following: Elimination of statutory bases for the formula governing reductions in force required by insufficient appropriations; establishment of a program for tuition assistance to | | |

- | <u>No.</u> | <u>Subject</u> | | |
|---------------|---|---------|-----------------|
| 1320
cont. | employees completing approved courses relating to jobs; clarification of the status of persons brought into the state personnel system and of persons leaving for military service; and new rules on employees in the personnel system who are appointed to exempt positions. | | |
| | Appropriates \$150,000 to the state controller for disbursement to the principal departments to implement the cash bonus program, and \$340,000 to the state controller to implement a revised classification plan for state personnel system employees. | | |
| | | July 6 | July 6 |
| 1322 | <u>District attorneys - additional chief deputies - compensation of assistants, deputies, and chief deputies.</u> Provides that a district attorney may appoint not more than 3 chief deputy district attorneys rather than just one, but if the district attorney appoints more than one, he must obtain the prior approval of the board of county commissioners of the county or the city council of the city and county affected. Functions of the chief deputies are no longer limited to assisting the district attorney in the trial of criminal cases. Increases the maximum compensation of chief deputy, deputy, and assistant district attorneys from \$18,000 to \$21,000 per annum. | May 30 | January 1, 1974 |
| 1323 | <u>Securities - investment contracts.</u> Repeals the article concerning investment contracts. | May 24 | May 24 |
| 1324 | <u>Securities - securities commissioner - action for damages.</u> Authorizes the commissioner of securities to include in his action for injunctive relief a claim for damages or restitution on behalf of persons injured by the practice or act sought to be enjoined. The court has jurisdiction to award such relief, if it finds that the enforcement of such rights by civil action, including class actions, would be so burdensome or expensive as to be impractical. | June 25 | June 25 |
| 1331 | <u>County planning - exemption from the term "subdivision".</u> If a division of land is created by the combination of contiguous parcels of land into one larger parcel it shall not be deemed a "subdivision"; however, if the resulting parcel is less than 35 acres, only one interest therein | | |

No. Subject
1331 shall be allowed, and if the resulting parcel is greater
cont. than 35 acres, the parcel must have 35 or more acres per
interest. Easements and rights-of-way are not considered
interests for purposes of the act.

July 6 July 6

1332 County officers - coroner - inquiry - certificate of death.
Repeals and reenacts the section concerning a coroner's
inquest to direct the coroner to conduct an inquiry when, in
addition to the grounds previously stated, there is no
physician in attendance, or where though in attendance, the
physician is unable to certify the cause of death. Provides
that the death certificate is to state findings as to the
nature of the disease or the manner of death, and, if death
is from external causes, the coroner is to state whether in
his opinion the death was accidental, suicidal, or
felonious. The section does not require an investigation,
autopsy, or inquiry where death occurred without medical
attendance because the deceased was under treatment by
prayer in accordance with the practices of a well-recognized
church.

June 25 July 1

1333 Married women - domicile. Provides that the right of any
person (rather than only U.S. citizens) to become a resident
domiciled in this state shall not be denied or abridged
because of sex or marital status.

April 25 April 25

1343 Schools - state board for community colleges and
occupational education - area vocational schools -
appropriation. Adds the powers and duties of the
commissioner of education with respect to local junior
colleges to the duties of the state board for community
colleges and occupational education. Defines and identifies
"area vocational schools"; limits direct fund grants for
junior colleges to students enrolled in postsecondary
courses for credit; and requires the distribution of grants
to area vocational schools to parallel that for junior
colleges. Provides for state reimbursement of area
vocational schools in an amount not to exceed \$1,050 per
full-time equivalent student for direct operating expenses.
Appropriates \$1,915,606 to the state board for community
colleges and occupational education to implement the act.

July 6 July 6

<u>No.</u>	<u>Subject</u>		
1344	<u>Motor vehicles - driver license identification number - appropriation.</u> Provides that after January 1, 1974, each application for a driver's license and each license issued shall have an identification number which shall be the applicant's social security number, and appropriates \$10,000 out of the highway users tax fund to the department of revenue for administration of the act.	July 6	July 6
1346	<u>Universities and colleges - Mesa college - land acquisition.</u> Specifies that any land acquired for Mesa college shall be acquired from funds appropriated by the general assembly.	May 29	May 29
1349	<u>Elections and suffrage - miscellaneous changes.</u> Makes numerous changes in the "Colorado Election Code of 1963", most of which can be grouped into the following categories:		
	(1) Registration: Changes residence requirement in the state from 3 months to 32 days, paralleling the precinct residency requirement; provides a procedure for switching registration and party affiliation from one county to another; requires counties of 50,000 or more population to have branch registration offices, and provides that counties under that number may have them; and repeals sections dealing with precinct registration.		
	(2) Party committees: Changes composition of some party committees; requires state central committee to adopt general guidelines, rules, and regulations for all county party organizational matters; and repeals provisions for weighted membership on certain committees.		
	(3) Designation and nomination: Increases the number of signatures required to place a person's name on a primary ballot and to place an independent candidate's name on the ballot; changes the period in which vacancies in party designations and nominations can be filled to 45 days prior to either a primary or the general election; and statutorily designates the membership of a vacancy committee if such committee is not selected by the appropriate designating assembly.		
	(4) Poll watchers: Requires the certification of poll watchers by the county clerk instead of a political party chairman or candidate; and authorizes only major political parties to have poll watchers present at general and special elections.		

No.

Subject

1349
cont.

(5) Judges: Requires election judges to attend a class of instruction and to be compensated uniformly in a county.

(6) Absentee voting: Provides that absentee ballot and materials must be delivered within 72 hours after receipt of application or printing of ballots, and that ballots may be received and counted until 7:00 p.m. election day; and establishes an emergency absentee voting procedure to be followed by voters confined to a hospital or their residence or unable to go to the polls on election day.

(7) Miscellaneous: Generally conforms the election law to S.B. 29 providing for electronic voting equipment; requires a write-in candidate to file an "affidavit of intent of write-in candidate" in order to have his write-in votes counted; and directs canvassers to complete and mail preliminary abstracts to the secretary of state within 10 days after the general or special election and within 5 days after a primary election. Requires school district elections to be held the Tuesday succeeding the first Monday of each odd-numbered year and according to the election code, regardless of the size of the enrollment of the school district. Specifies that school district elections shall employ general election precincts, polling places, and judges.

July 6

July 6

1351

General property tax - severed mineral interests. Provides that mineral interests severed from real estate shall be taxed, valued at 30% of actual value, and that a minimum valuation for assessment of \$1 per acre shall be established. Tax sales of such severed interests shall be conducted in the usual fashion except that the surface estate owner shall have the right of first refusal.

July 6

July 6

1357

Courts - justices and judges - compensation - appropriation. Increases annual judicial salaries as follows: Associate justices of the supreme court, from \$27,500 to \$35,000; chief justice of the supreme court, from \$28,000 to \$37,500; chief judge of the court of appeals, from \$25,500 to \$32,500; judges of the court of appeals, from \$25,000 to \$32,000; and judges of the district court, the Denver juvenile court, the Denver probate court, and the Denver superior court, from \$22,500 to \$28,000. Increases annual salaries of judges of county courts as follows: In Denver, Adams, Arapahoe, Boulder, El Paso, Jefferson, Larimer, Mesa,

<u>No.</u>	<u>Subject</u>
1357 cont.	Pueblo, and Weld counties, from \$20,000 to \$25,000; in Otero county, from \$12,700 to \$15,875; in Clear Creek, Douglas, Fremont, La Plata, Logan, Las Animas, Morgan, Montrose, and Summit counties, from \$12,000 to \$15,000; in Alamosa, Chaffee, Eagle, Garfield, Gunnison, Huerfano, Lake, Montezuma, Pitkin, Prowers, and Rio Grande counties, from \$10,000 to \$12,500; in Delta county, from \$9,400 to \$11,750; in Baca, Bent, Conejos, Elbert, Grand, Kit Carson, Lincoln, Moffat, Routt, and Yuma counties, from \$8,000 to \$10,000; in Sedgwick, Saguache, Costilla, and San Miguel counties, from \$6,500 to \$8,125; in Archuleta, Cheyenne, Gilpin, Kiowa, Park, Rio Blanco, Teller, and Washington counties, from \$6,000 to \$7,500; in Dolores county, from \$5,600 to \$7,000; in Custer, Crowley, Jackson, Mineral, Ouray, Phillips, and San Juan counties, from \$5,000 to \$6,250; and in Hinsdale county, from \$2,000 to \$2,500. Appropriates \$890,000 to the judicial department for implementation of the act in the 1973-74 fiscal year.

June 13 July 1

1359	<u>Real estate brokers and salesmen - licensure.</u> Authorizes the real estate commission to close records of complaints and staff investigations to public inspection during the investigatory period and until the complaint is dismissed or notice of hearing and charges are served on the licensee. Deletes specific provisions in the real estate license law on written notification of denial of original license or renewal applications, petitions for a hearing on such denial, right to counsel, and notice to licensees subject to suspension or revocation proceedings; states that proceedings for the denial, suspension, or revocation of licenses shall be governed by the general administrative procedure statute, except where the real estate license law provides otherwise. Requires notification of the employing broker when charges are brought against an employed broker.
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June 7 July 1

1360	<u>Courts of record - Denver juvenile judges - appropriation.</u> Increases the number of juvenile judges from 2 to 3, drops the statutory requirement that such judges be elected or appointed in the same manner provided for the election or appointment of district judges, and appropriates \$76,535 to the judicial department for implementation of the act.
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July 6 July 6

1362	<u>Workmen's compensation - state compensation insurance fund - policyholders advisory council.</u> Adds 2 members to the
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No. Subject

1362 policyholders advisory council of the division of the state
cont. compensation insurance fund who must be employees of
 employers insured by the fund. Provides that they shall be
 appointed by the governor, one for a 2-year term and one for
 a 4-year term. Authorizes a \$35 per diem allowance for
 council members in addition to expense reimbursement.
 Increases the number of regular meetings required annually
 from 2 to 4; enables 2 or more council members to call a
 special meeting; and provides that 2 successive unexcused
 absences of an appointed council member from regular
 meetings create an automatic vacancy to be filled by the
 governor.

May 2

July 1

1363 Agriculture - predatory animals. Provides that the
 department of agriculture's duty is to control predatory
 animals rather than to destroy or eradicate them. Makes
 entering into agreements with the federal fish and wildlife
 service permissive rather than mandatory, and removes the
 fish and wildlife service from the procedure for disbursing
 moneys from the predatory animal fund.

April 25

April 25

1364 Schools - use of school buses. Requires school buses to be
 made available to groups, with special consideration given
 to persons 65 years of age or older, at times specified by
 the state board of education and pursuant to policies on
 reasonable use adopted by local boards of education.
 Provides that such buses must be covered by insurance
 similar to that in effect when the buses are used to
 transport pupils, and to the extent such insurance provides
 for reimbursement of the expenses of operating buses,
 specifies that such reimbursement does not subject the
 school district to regulation as a motor vehicle carrier,
 commercial carrier, or private motor carrier. States that
 miles traveled and costs expended are not allowable for
 computation of transportation benefits to school districts.

June 8

January 1, 1974

1365 Railroads - Colorado railroad authority - terms of contracts
 and leases. Authorizes the Colorado railroad authority
 (which operates the Cumbres and Toltec scenic railroad
 jointly with New Mexico) to enter into contracts, leases,
 and other arrangements for terms not exceeding 99, instead
 of 20, years.

May 4

May 4

<u>No.</u>	<u>Subject</u>
1372	<p><u>Counties - mass transportation systems.</u> Authorizes counties (except those counties or portions of counties in the regional transportation district) to develop, maintain, and operate mass transportation systems, either individually or jointly with any other government or political subdivision. Allows a levy for the public works fund or the issuance of bonds to finance mass transportation systems. Requires counties and regions whose master plans include mass transportation to coordinate such plans with those of adjacent counties, regions, or other political subdivisions to eliminate conflicts and assure compatibility and implementation.</p>

May 4 May 4

1373	<p><u>Appropriation - legislative department.</u> Appropriates \$4,654,004 to the legislative department for its expenses for the fiscal year ending June 30, 1974, to be allocated as follows:</p>
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House of representatives and senate.....	\$1,500,000
Refurbishment of legislative spaces under supervision of the services committees of the house and senate.....	185,700
State auditor.....	1,142,233
Joint budget committee.....	198,172
Legislative council.....	433,211
Research studies.....	175,000
Legislative drafting office.....	286,895
Office of revisor of statutes.....	617,743
Committee on legal services.....	67,000
Commission on interstate cooperation.....	42,050
Commission on uniform state laws.....	6,000

June 22 June 22

1374	<p><u>Administrative code - type 1 transfer.</u> Alters the meaning of a type 1 transfer under the "Administrative Organization Act of 1968" to state that any powers, duties, and functions not specifically vested by statute in the transferred agency are to be performed under the direction and supervision of the head of the principal department.</p>
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June 25 June 25

1376	<p><u>Administrative code - office of rural development - appropriation.</u> Creates an office of rural development in the department of local affairs to coordinate the activities of the various divisions within the department of local</p>
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- | <u>No.</u> | <u>Subject</u> | | |
|---------------|--|---------|---------|
| 1376
cont. | affairs for the purpose of providing technical, legal, informational, and developmental assistance to the local officials and local governments of the state. Appropriates \$19,500 to such office to implement this act. | July 6 | July 6 |
| 1378 | <u>Intoxicating liquors - sales on public transportation systems.</u> Specifies that malt, vinous, or spirituous liquors may be sold on election days, Sundays, or Christmas if they are sold and consumed on a dining, club, or parlor car, plane, bus, or other conveyance of a public transportation system. Provides that the sale and consumption of such liquors on planes, buses, and other conveyances of a public transportation system, in addition to railroads, is lawful. Adds planes, buses, and other public conveyances to the category of persons who may purchase a \$25 annual license. | May 24 | May 24 |
| 1379 | <u>Statutes - Christian names - first names.</u> Changes the term "Christian name" to the term "first name" in the statutes concerning proof of such names in certain contract actions, subscriptions on a declaration of right to occupy public land, the rules governing name variances in instruments affecting the title to real property, and trade name affidavits. | May 2 | May 2 |
| 1380 | <u>Administrative code - powers, duties, and functions of department heads.</u> Declares that heads of principal departments are subject to the provisions of the law concerning types of transfers in any action to establish, combine, or abolish divisions, sections, and other units other than those created by law and in any action to reallocate powers, duties, and functions to divisions, sections, and units under the principal department. | June 25 | June 25 |
| 1389 | <u>Schools - bonded indebtedness.</u> Provides that debt contracted by a school district for the purpose of purchasing buildings, equipment, and furnishings must be submitted to and approved by the registered qualified electors of the district, in the same manner as other debt. | June 8 | June 8 |

<u>No.</u>	<u>Subject</u>
1395	Health - "Colorado Hazardous Substances Act of 1973". Repeals the "Colorado Hazardous Household Substances Labeling Act", and enacts a lengthy, technical, complex definitions section which, along with the remainder of the act, closely parallels the "Federal Hazardous Substances Act". Prohibits, generally, the travel in commerce of banned hazardous substances and misbranded hazardous substances. Such prohibitions are to be enforced through investigations, examinations, review of pertinent records, injunction, and embargo and seizure. Adopts the federal regulations presently and hereafter adopted pursuant to the federal act as the hazardous substances regulations in this state.

July 6

July 6

1396	Labor - occupational safety and health - electricians - <u>appropriation.</u> Implements the "Federal Occupational Safety and Health Act of 1970" and enacts similar language into state law. Enacts a new complaint, inspection, and citation procedure. Previously, an employee was required to report an unsafe condition to the employer, and, if the employer failed to act, the employee could file a complaint with the industrial commission. Under new law, the employee may inform the employer, if the employee chooses, and may request an inspection from the division of labor, and the employee is protected from recrimination by the employer. A representative of the employees and a representative of the employer may accompany an inspector on his inspection. The act provides penalties to assure effective inspection procedures. If an inspection reveals a violation, the director of the division of labor or his agent shall issue a citation fixing a reasonable time for abatement of the violation, which citation must be posted by the employer. Within 30 days the division of labor is to inform the employer of the penalty, if any, and the employer has 15 days to give written notice that he wishes to contest. If this notice is not given by the employer, the citation and assessment are final and without appeal. Penalties provided increase in severity according to the degree of danger caused by a violation and the laxity of the employer in correcting the violation. In addition, the act provides for: A temporary order for variance from a standard; enforcement in the courts; definition of employer and employee duties; educational and technical assistance; the development of occupational safety and health programs by political subdivisions and the relationship of the responsible state agencies and such political subdivisions; the effect of the act on existing law; and creation of a health and safety standards board in the division of labor.
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<u>No.</u>	<u>Subject</u>		
1396 cont.	Provides that the division of registrations of the department of regulatory agencies shall perform certain administrative functions for and at the direction of the state electrical board relating to licensing of electricians and electrical contractors, registration of apprentices, collection and disposition of fees, and form of licenses, and may investigate the state board's examination and licensing procedures. The state electrical board is transferred from the division of registrations to the division of labor of the department of labor and employment effective July 1, 1975.		
	Appropriates \$401,934 to the division of labor for the administration and implementation of this act.		
		July 6	July 6
1397	<u>Dentists - power to suspend licenses.</u> Adds willful or repeated use of treatment procedures inconsistent with the demonstrable needs of the patient to the list of grounds for refusal to renew, suspend, or revoke a dentist's license or for reprimand or censure. Provides that license suspensions may be for a 30-, 60-, or 90-day period.		
	Establishes a procedure for requiring a dentist to submit to mental or physical examinations which is similar to that established for doctors by H.B. 1049.		
		May 30	May 30
1402	<u>Public employees' retirement systems - social security.</u> Clarifies that all moneys expended from the administrative expense account within the Colorado social security contribution fund shall be appropriated by the general assembly. Repeals section 111-7-1, C.R.S. 1963, which stated that it was the policy of the general assembly to make available to employees of the political subdivisions of the state benefits similar to those provided by the federal social security act.		
		July 6	July 6
1405	<u>Supplemental appropriation - state treasurer.</u> \$8,175, to the office of the state treasurer, for operating expenses.		
		April 25	April 25
1406	<u>General property tax - livestock taxed as stocks of merchandise.</u> Provides that livestock are included in the		

No. Subject
1406 definition "stocks of merchandise" and are therefor taxable.
cont. Provides a method of determining actual value, and states
 that value for assessment purposes is 13% of actual value,
 multiplied by the months, or any part thereof, such stock
 was owned by the taxpayer, divided by 12.

July 6 January 1, 1974

1408 Podiatry - Colorado podiatry board. Changes the term
 "chiroprody" to "podiatry" in the statutes regulating the
 podiatry profession. Increases the size of the Colorado
 podiatry board from 3 to 5 members, and provides that
 members shall serve for 5 instead of 3 years. Changes
 maximum per diem compensation from \$600 to \$1,000 in any one
 year for the entire board.

 Adds treatment of leg ailments to the definition of
 "podiatry", and excludes only the administration of
 anesthetic from such definition, not all procedures
 involving the use of anesthetic. Requires applications for
 the podiatry examination to be filed 30 days, instead of 10
 days, prior thereto. Deletes foot orthopedics, minor
 surgery, physiology, materia medica, chiropodial medicine,
 ethics, hygiene and sanitation, and neurology from the list
 of subjects to be covered in the podiatry examination, and
 adds to such list the following: Pharmacology, clinical,
 orthopedic, and surgical podiatry, and other subjects deemed
 advisable by the board, as they relate to the human foot.

June 8 June 8

1411 Motor vehicles - medical advisory board. Creates a medical
 advisory board, consisting of a licensed optometrist and 8
 licensed physicians, which shall advise the department of
 revenue on medical criteria and vision standards relating to
 licensing drivers. Such board shall give advice to the
 department regarding licensed drivers or applicants which
 the department has cause to believe may not be physically or
 mentally qualified for a license and shall review cases and
 make recommendations relating to alcohol and drug problems
 relating to licensing of drivers.

July 6 July 6

1418 Schools - absentee voting in school elections. Allows
 voting in a special school election by absent voter's
 ballot.

July 6 July 6

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|--------|--------|
| 1420 | <u>Supplemental appropriation - department of agriculture.</u>
\$43,532, out of the brand inspection fund, to the department of agriculture for allocation to the division of brand inspection, for various personal service costs. | May 8 | May 8 |
| 1424 | <u>Divorce - separate maintenance - annulment - "Uniform Child Custody Jurisdiction Act".</u> Provides specific situations in which a court has jurisdiction to make a child custody determination by initial or modification decree; establishes a procedure for giving notice required for the exercise of jurisdiction over a person outside the state, specifies contents of pleadings, and requires calendar priority for questions of existence and exercise of jurisdiction; states that a court shall not exercise jurisdiction in case of simultaneous proceedings in other states, and that it may decline to exercise jurisdiction in cases of inconvenience of forum or bad conduct of the petitioner; and provides authority and procedures for recognition, modification, filing and enforcement, and registry of out-of-state decrees. Allows significant cooperation between courts of different states, that is, a court of this state may request the appropriate court of another state to order a party to custody proceedings pending in the court of this state to appear in the proceedings, and if that party has physical custody of the child, to appear with the child. | July 6 | July 6 |
| 1430 | <u>Real estate - marginal entries on documents eliminated.</u> Requires homesteads and satisfactions of mortgages or trust deeds to be entered in the real property records by appropriate separate instruments and not by a marginal entry on the mortgage, trust deed, or other instrument. Validates releases by marginal entry made before July 1, 1973. | June 8 | July 1 |
| 1440 | <u>Drugs and druggists - fees.</u> Raises fees collected by the state board of pharmacy as follows: Initial registration as a Class V registered pharmacist, from \$75 to \$150; renewal of registration as a registered pharmacist or assistant pharmacist, from \$10 to \$15; initial registration of a pharmacy, from \$25 to \$100; renewal of registration of a pharmacy, from \$25 to \$35; transfer of pharmacy license to a new owner, from \$10 to \$100; initial registration of a pharmacy intern, from \$2 to \$5; initial or renewal registration of a proprietary or patent medicine dealer, from \$20 to \$25; and initial certificates of registration as | | |

No.	Subject		
1440 cont.	pharmacists, \$10. Authorizes pharmacists and assistant pharmacists who have been registered in Colorado for 50 years or more to practice without payment of any fees.	June 7	July 1
1441	<u>County powers and functions - limitation of county general obligation bonds.</u> The aggregate amount of indebtedness for all purposes of any county in which valuation for assessment exceeds \$1,000,000 shall not exceed 1.5% of valuation for assessment. The act eliminates different limitations based on whether the county's valuation for assessment is more or less than \$5,000,000.	July 6	July 6
1442	<u>Criminal code - promoting obscenity to a minor.</u> States that an owner, director, manager, or performer promotes obscenity to a minor if he causes or allows a performance which is harmful to a minor to be exhibited or to take place in such a way that the performance is easily visible to a minor.	June 25	July 1
1451	<u>Labor - sex discrimination.</u> Requires an employer to furnish separate water closets, rest rooms, or privies for each sex only if 10 or more persons are employed. Repeals requirement that seats be supplied for female employees who are not necessarily engaged in their active duties. Adds the following to the list of unfair employment practices: Refusal by an employment agency to list or refer an individual for employment because of sex, or compliance by an employment agency with an employer's request for referrals if the request indicates discrimination on the basis of sex; exclusion from or expulsion by a labor organization on the basis of sex, or any other sex discrimination by such an organization in the full enjoyment of work opportunity; and the printing or circulation of any material, use of any application form, or making of any inquiry by an employer, employment agency, or labor organization expressing discrimination because of sex, unless based on a bona fide job qualification or required by a governmental agency for security reasons.	June 7	June 7
1452	<u>Chiropractic - unethical advertising.</u> Provides that unethical advertising is unprofessional conduct and grounds for refusal, suspension, or revocation of a license to		

<u>No.</u>	<u>Subject</u>		
1452 cont.	practice chiropractic or electrotherapy by chiropractors. "Unethical advertising" is generally defined as advertising in certain media which employs inflated claims as to the effect of treatment or publicizes a particular chiropractor. Provides specific exclusions from the term "unethical advertising".	July 6	July 6
1454	<u>Supplemental appropriation - department of law. \$12,660, of which \$10,000 is allocated for water rights litigation and \$2,660 is allocated to the inheritance tax division for operating expenses, travel and subsistence, and capital outlay.</u>	May 21	May 21
1455	<u>Real property - public trustee - release of trust deeds. States that no liability is to be imposed upon the public trustee for failure to retain the cancelled note or deed of trust upon a release granted pursuant to law.</u>	June 8	June 8
1457	<u>Motor vehicles - explosives and hazardous materials - emergency equipment. Adds definition of "explosives and hazardous materials" based on federal regulations, and provides that vehicles carrying such materials shall be marked and placarded as provided by federal regulation and shall stop at all railroad grade crossings.</u> Requires nonresident owners of vehicles making occasional trips into Colorado to obtain a trip permit from the department of revenue as well as a permit from the public utilities commission. Exempts vehicles of public utilities temporarily in Colorado from the requirement of obtaining such permits. Any vehicle carrying a truck license and weighing under 6,000 pounds is excluded from the requirement of carrying emergency lighting equipment. States acceptable alternative combinations of emergency equipment.	June 25	July 1
1463	<u>Mines and minerals - reclamation. Mining inspectors are to observe whether the requirements of the law relating to reclamation, as well as to stabilization, of surface areas affected by mining are being followed. The commissioner of mines is empowered to assure that lawful reclamation work is completed.</u>	May 24	May 24

No.

Subject

1464 Insurance - investment of assets of certain domestic insurance companies. Provides that a domestic fire, casualty, or multiple line insurance company may invest an additional 25% of its admitted assets in preferred and common stocks of any corporation organized under the laws of the U.S., any state, territory, or possession of the U.S., the District of Columbia, or the Dominion of Canada or any province thereof. Such investment is subject to the following limitations:

(1) Such companies may invest in preferred stock subject to conditions relating to payment of dividends, current sinking fund payments, and the ratio of net earnings to fixed charges, or in registered or regularly traded common stock subject to conditions relating to payment of cash dividends and earnings.

(2) If the current market value of aggregate investments in common and preferred stock exceeds 50% of the admitted assets of such company, such company is required to liquidate such excess.

(3) Investments in common stock in any one corporation are not to exceed 2% of the admitted assets of the investing insurance company, and at no time is an insurance company to purchase more than 5% of the outstanding shares of stock of any one corporation.

NOTE: See section 52 of H.B. 1627 which amends this bill.

May 24

May 24

1466 Schools - state subsidy of pupil transportation - appropriation. Changes the amount of transportation subsidy from 15¢ per mile to 24¢ per mile or the amount of the district's transportation expense which exceeds 3% of the total current operating expenditures for the previous school year, whichever is greater. Places a ceiling on subsidy of 90% of the district's actual transportation costs. Sets board allowance paid in lieu of transportation at \$1 per day. Appropriates \$2,005,057 to the public school transportation fund for implementation of the act.

July 6

July 6

1470 Supplemental appropriation - department of administration. \$778,321, of which \$83,821 is from the general fund and \$694,500 is from cash funds, to be allocated as follows:

No.

Subject

1470
cont.

Office of the executive director, for lease payments for the high speed ground transportation test facility, to be appropriated from the general fund..... \$ 11,688

Division of accounts and control, for salary survey adjustment and anniversary increases for Colorado university personnel system staff, of which \$56,884 is to be appropriated from the general fund and \$689,394 is to be appropriated from cash funds..... 746,278

Division of automated data processing, agency operated automated data processing, for insurance of computer equipment in the department of revenue, of which \$1,347 is to be appropriated from the general fund and \$5,106 is to be appropriated from cash funds..... 6,453

Division of public works, for rental of office space, to be appropriated from the general fund..... 13,902

May 21

May 21

1480

Fees charged for filing and recording documents on public records. Increases numerous fees charged for filing and recording documents, including those charged by county clerks and documents relating to secured transactions under the "Uniform Commercial Code", whether filed locally or with the secretary of state. Generally, the new fees are approximately double the rates previously in effect.

July 6

July 6

1489

Intoxicating liquors - unlawful acts - manufacturer or importer. States that unless the executive director of the department of revenue determines that such action does not constitute unfair practice or unfair competition, it is unlawful for any person to sell or import any vinous or spirituous liquor in this state unless the manufacturer or importer of such liquor is the primary source of supply in the U.S. for the brand of liquor to be imported or sold and unless such person holds a valid manufacturer's or importer's license. Provides that the act has no effect on and after July 1, 1975.

May 30

May 30

1492

Taxation - cigarettes - share of state tax to local government. Doubles the state excise tax on cigarettes, from 2 1/2 to 5 mills per cigarette, reduces the discount on the tax given cigarette wholesalers from 6% to 4%, and provides that an amount equal to 46% of the gross state

<u>No.</u>	<u>Subject</u>		
1492 cont.	cigarette tax will be paid to cities, towns, and counties of the state subject to several conditions: The share of each city, town, and county is equal to the percentage of all state sales tax revenues which is collected by the department of revenue in each such city, town, and unincorporated area of the county. Denver is a city for this purpose. To participate, a city, town, or county must not impose any tax or fee on cigarettes or on the business of selling them. Distribution of local shares is to be monthly, commencing on or before October 15, 1973. Any city or town having previously pledged its local cigarette tax revenues in payment of bonds can in lieu thereof pledge or put in trust its anticipated share of the state cigarette tax.		
		May 30	July 1
1495	<u>Trades - electrical inspections - fees.</u> Declares that since electrical inspections are matters of statewide concern, the maximum fees charged by any unit of local government for electrical inspections are not to exceed those established by law for state inspection fees.		
		June 7	June 7
1496	<u>Trades: building and mechanical - bonds - electrical contractors.</u> Gives the state electrical board the power to examine and approve or disapprove performance bonds for electrical contractors which may be held in jeopardy if improper work is done by such contractor.		
		May 30	May 30
1503	<u>Health - air pollution control - stationary sources.</u> Defines an "indirect air contamination source" as any facility which can be expected to cause substantial mobile source activity which results in emissions of air contaminants which interfere with the attainment and maintenance of federal ambient air standards. Allows the air pollution control commission to request air pollution information of any person creating an air contamination source. Requires the commission to either issue a cease and desist order requiring immediate discontinuance of air pollution activity, or apply to the district court to restrain air pollution activity, or both issue such order and apply to the court. Allows the commission to notify the governor of ambient air conditions that constitute a condition of clear, present, and immediate danger to the health of the public if continued unabated and to ask the governor to declare a state air pollution emergency in such		

No.

Subject

1503
cont.

portion of this state.

Changes the procedure for court review of orders by the commission for the abatement of pollution to allow the recipient 20 days after receipt of the order or 30 days prior to the effective date of the order to ask for review to determine if a violation exists and whether or not a variance should be granted. Allows the variance board to rehear determinations made within 30 days of the original determination or change a determination within 30 days if the commission believes the original determination will not meet the objectives of article 31 of chapter 66, C.R.S. 1963. Provides that every hearing of the commission shall comply with article 16 of chapter 3, C.R.S. 1963, and that emission data shall be available to the public to the extent required by the federal "Clean Air Act of 1970".

Requires any person constructing or substantially altering any facility, except single family dwellings, which constitutes a new air contamination source or an indirect air contamination source to obtain a permit therefor. Provides that the commission shall establish rules and regulations regarding the provisions of this article for indirect air contamination sources, but in no event shall the rules and regulations be more stringent than those required for compliance with the federal "Clean Air Act of 1970".

July 6

July 6

1507

Chiropractic - professional service corporations. Extends the professional service corporation concept, enacted in recent years in various areas involving services of a professional nature, to the practice of chiropractic.

June 11

June 11

1510

Agriculture - poultry and rabbits. Repeals and reenacts article 8 of chapter 7, C.R.S. 1963; includes rabbits as well as poultry; classifies persons in the poultry and rabbit business as dealers or processors and requires a license for each category; contains detailed provisions relating to conduct and nature of processing and processing plants; provides a grading system for poultry and rabbits where applicable; and requires compliance with federal grades for ready-to-cook poultry and poultry parts sold at retail and eligible for such grading.

June 7

July 1

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|---------|---------|
| 1511 | <u>Health - hemophilia treatment center - appropriation.</u>
Creates a hemophilia treatment center in the university of Colorado school of medicine to assist persons suffering from hemophilia and the effects associated therewith; provides for the governor to appoint a committee to consult with the school of medicine in administering this act. Delineates certain duties of the school of medicine relating to standards for determining eligibility, expansion of treatment programs, extension of financial assistance, and education. Appropriates \$55,000 to the school of medicine for implementation of the act. | July 6 | July 6 |
| 1512 | <u>State history, archives, and emblems - centennial-bicentennial commission.</u> Provides that none of the members of the Colorado 1976 centennial-bicentennial commission shall be members of the general assembly. | June 7 | June 7 |
| 1513 | <u>Motor vehicles - point system schedule - inapplicability.</u>
Amends H.B. 1243 which made the point system schedule relating to the suspension of driving licenses inapplicable to violations relating to vehicle registration and vehicle safety inspections, and extends the inapplicability of such point system schedule to various other provisions of the motor vehicle laws which relate to automobile and operator licensing and inspection certificates and which are not directly concerned with the operation of motor vehicles. | June 25 | June 25 |
| 1517 | <u>Health - reports of maternity hospitals.</u> Repeals a provision which required maternity hospitals to report the names of their patients to the department of health. | June 11 | June 11 |
| 1520 | <u>Universities and colleges - state board of agriculture - membership.</u> Expands the state board of agriculture to include 2 advisory members, one a student and the other a faculty member, each to serve for one academic year. Generally, the other 8 members shall have 4-year terms, and no person shall serve more than 2 terms. | July 6 | July 6 |
| 1522 | <u>Labor and employment - youth employment - hours.</u> Increases from 4 to 6 the maximum number of hours a minor under age 16 may work after school. | May 29 | May 29 |

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|---------|---------|
| 1523 | <u>Trades, building and mechanical - conductors.</u> Provides the state electrical board with the power to prescribe that certain kinds of conductors shall not be used unless national electrical code requirements are met or exceeded. | June 7 | June 7 |
| 1524 | <u>Criminal law - possession of weapons - previous offenders.</u> The definition of "weapons" in connection with the crime of possession of weapons by previous offenders is broadened by the inclusion of all types of firearms and other weapons, as defined in the criminal code. | June 25 | June 25 |
| 1525 | <u>Agriculture - poultry eggs.</u> Clarifies certain definitions. Requires persons buying eggs for resale to grade, as well as candle, shell eggs according to U.S. department of agriculture standards, grades, and weight classes for shell eggs. Classifies an out-of-state wholesaler or trucker selling eggs in this state as a Class IV wholesaler. Drops provision that frozen eggs, egg solids, and egg products not meeting standards are unfit for consumption and must be condemned or returned to the seller. Drops prohibition of selling eggs below the grade of "B" to consumers. | June 18 | July 1 |
| 1529 | <u>Mining - preservation of commercial mineral deposits - reclamation - appropriation.</u> Declares regulation of, preservation of access to, extraction of, and development of a rational plan for extraction of commercial mineral deposits matters of concern in counties of 65,000 population or more. Provides that the Colorado geological survey is to conduct a study of commercial mineral deposits in such counties and that a master plan for extraction of such deposits is to be adopted in the cities, towns, and unincorporated areas of such counties. After July 1, 1973, boards of county commissioners and governing bodies of municipalities are not to allow the use of land in such a manner as would interfere with present or future extraction of such a deposit by an extractor, except that any land zoned on July 1, 1973, may be used in a manner permissible under the zoning applicable at such time. Retitles article 13 of chapter 92, C.R.S. 1963, as the "Colorado Open Mining Land Reclamation Act of 1973", and extends the requirements of such act to extraction of limestone used for construction purposes, sand, gravel, and quarry aggregate as well as coal. Appropriates \$65,915 to the department of natural resources for the purposes of the act. | July 6 | July 6 |

- | <u>No.</u> | <u>Subject</u> | | |
|------------|---|---------|----------------|
| 1530 | <u>Agriculture - pesticide applicators.</u> Provides for termination of the terms of ornamental applicators and agricultural applicators who are currently members of the pesticide advisory committee, and provides that replacements shall serve for 2-year terms only. Requires all pesticide dealers to be licensed in their own right, and requires applicators to attend workshops at least biennially in order to maintain licenses. | June 7 | June 7 |
| 1531 | <u>Wildlife - big game hunting season.</u> Provides that the season to hunt elk with firearms is to commence on the Saturday which falls on October 12 or the first Saturday thereafter each year. Does not affect the power of the wildlife commission to determine the length of the season and establish other pertinent regulations. Regular deer season is to occur on or after the opening date of elk season. | | VETOED June 15 |
| 1532 | <u>Blind and deaf - education of deaf and blind.</u> Restates eligibility requirements for admittance to the Colorado school for deaf and blind, and authorizes establishment of a special class at such school for deaf-blind students or students who have a multiple physical handicap of hearing, sight, and speech and who are unable to receive instruction in a special class in public school. | July 6 | July 6 |
| 1534 | <u>Counties - compensation of officers.</u> Raises the salaries of all county officers in varying amounts, and raises mileage fees from 10¢ to 12¢ per mile for state officers and employees effective July 1, 1973, and for county officers effective January 1, 1974. The new salary schedules will not take effect until the next terms of office of the county officers. | July 6 | July 6 |
| 1535 | <u>Outdoor recreation - miscellaneous amendments.</u> Amends several sections of chapter 62, C.R.S. 1963. Areas of the law most extensively involved include definitions of various terms used in the chapter, licensing of individuals for hunting and fishing, violations of laws with respect to hunting and fishing, and the use of boats and snowmobiles. | June 25 | June 25 |

No.

Subject

1536

Regional transportation district - eminent domain - appropriation for new buses. Gives the regional transportation district [RTD] a specific eminent domain power for acquiring existing mass transportation facilities and related real or personal property which is superior to the right of any city, city and county, county, or other public corporation except a school district. Excludes certain portions of Arapahoe and Adams counties from the district. Provides a section spelling out the district's condemnation powers after the district electorate has approved the imposition of a sales tax and issuance of securities.

Appropriates \$1,250,000 to the department of local affairs to aid in the acquisition of new buses, so long as such funds are matched by other funds on the basis of 2/3 other funds to 1/3 state funds. The state funds shall be distributed to existing systems on the basis of the number of buses an existing system has in use compared to the total number of buses in use in public transportation systems in the state, and state funds shall not be used to acquire existing systems or their equipment.

July 6

July 6

1537

Universities and colleges - governance of higher education - university of northern Colorado - appropriation. Places the university of northern Colorado under a new 7-member board of trustees, provides for its appointment, and transfers the powers, duties, and functions of the trustees of state colleges in Colorado with respect to the university of northern Colorado to the board of trustees for the university of northern Colorado. Appropriates \$8,000 for the operating expenses of the board of trustees of the university of northern Colorado.

July 6

July 6

1538

Supplemental appropriation - department of regulatory agencies. Appropriates to the department of regulatory agencies from the general fund and specified cash funds, \$102,102 to be allocated among the office of the executive director, the division of civil rights, the abstractors' board of examiners, the state board of accountancy, the state board of examiners of architects, the state athletic commission, the state board of examiners in the basic sciences, the state board of dental examiners, the state board of registration for professional engineers and land surveyors, the real estate commission, the state board of

No. Subject

1538 shorthand reporters, and the state board of veterinary
cont. medicine.

May 31 May 31

1541 Supplemental appropriation - department of revenue.
\$60,285, out of the highway users tax fund, to the
department of revenue, to be allocated as follows:

Title section..... \$ 9,971
Master files section..... 25,068
Driver improvement section..... 4,932

May 31 May 31

1552 Supplemental appropriation - judicial department. \$308,626,
to the judicial department, to be allocated as follows:
Court of appeals - personal services, \$3,175; judicial
administration - operating expenses, \$5,049; trial courts -
personal services, \$146,433, operating expenses, \$26,821,
and travel and subsistence, \$68,167; probation services -
personal services, \$22,979; public defender - operating
expenses, \$7,612, travel, \$5,547, and \$9,800 to establish an
office in district 14 made up of \$8,517 personal services,
\$283 operating expenses, and \$1,000 capital outlay, plus the
fifth Denver criminal division - \$13,043.

June 11 June 11

1553 Health - individual sewage disposal systems - appropriation.
Repeals procedure which required review of septic tanks and
nonmunicipal waste disposal systems by regional and county,
district, or local boards of health, and enacts a new
program to regulate "individual sewage disposal systems"
which are defined as systems or facilities for treating,
neutralizing, stabilizing, or disposing of sewage which are
not a part of or connected to a sewage treatment works. The
division of administration of the department of health is to
develop guidelines for rules and regulations to be
promulgated and enforced by local boards of health, relating
to regulation of individual sewage disposal systems. The
act provides an outline for the contents of minimum
standards and prohibits issuance of building permits and
occupancy permits for buildings using individual sewage
disposal systems unless such systems are permitted by the
local board of health. Appropriates \$54,116 to the
department of health for implementation of the act.

July 6 July 6

No.

Subject

1562

Schools and school districts - "Public School Finance Act of 1973" - appropriations. Enacts a new plan for the state's contribution to the financing of public schools, substantially retaining the format of the "Public School Foundation Act of 1969" (which is repealed as of the end of 1973), but changing the basis of state assistance by providing specified levels of state funds for every mill levied for the district's general fund (a "power equalizing" approach) rather than requiring the district to make a certain minimum mill levy before state funds come into the picture. Measured in terms of dollars per mill levied by the district for its general fund, the figure guaranteed by the state for each mill so levied is \$25 per pupil for 1974, \$27 per pupil for 1975, and \$29 per pupil for 1976, which is as far as the plan goes. Special provisions are made for districts whose levies raise more than those amounts per mill without any state aid, giving such districts \$8, \$9, and \$10 per pupil for such years anyway, subsidizing small attendance centers for "bonus" pupils as prior law did, and subsidizing what are basically "large attendance centers", allowing them 115% of the basic figure per pupil.

Limitations are placed on the amount to be spent by a school district by using an "authorized revenue base", the effect of which is to allow districts spending the most money per pupil to increase their budget less than districts which have previously spent less. A state school district budget review board is established to consider the requests of school districts which want to make a mill levy greater than that authorized under the limitations imposed. A school district, starting in 1975, can put the question of an increased mill levy to its electors if not satisfied with the decision of the state review board.

County treasurers can charge a fee of 0.5% of moneys collected for or distributed by them to a school district, but not on state funds. Appropriates \$189,300 to the department of education to compensate some school districts which will have a lower mill levy under the new financing plan for 1973 affecting amounts available for retarded and seriously handicapped children, and appropriates \$66,818,832 to the department of education for the state's increased contribution to school support.

July 6

July 6

1563

Motor vehicles - certificates of title - liens. Provides that the lien of a mortgage on any certificate of title on a vehicle is valid for 5 years instead of 3, and that such lien may be extended for 3-year periods instead of 2-year

- | <u>No.</u> | <u>Subject</u> | | |
|---------------|---|---------|-----------------|
| 1563
cont. | periods. The lien of a mortgage on any mobile home or movable structure, as defined, is made valid for the full term of the mortgage and may be extended for successive 3-year periods in the manner provided for other extensions. | June 11 | July 1 |
| 1565 | <u>Initiative and referendum - publication.</u> Requires that initiatives, referenda, and constitutional amendments shall be published in each legal newspaper in the state. Provides that the charge shall be the lowest bulk comparable or general rate, and requires the secretary of state to provide complete slick proofs or mats of the title and text at least one week before the first publication date. Local initiatives and referenda are to be published in the same manner except that, with regard to some requirements, local discretion is allowed. | July 6 | July 6 |
| 1566 | <u>Motor vehicles - parking privileges for persons with mobility handicaps - appropriation.</u> Provides that, in jurisdictions recognizing such privilege, a car in which a person with a mobility handicap is being transported, or which is operated or owned by such a person, may be parked in public parking areas without regard to the posted time limits. Provides for a special license plate or placard to identify cars entitled to such privilege, and appropriates \$2,200 to the motor vehicle division of the department of revenue for costs of administration of the act. | July 6 | January 1, 1974 |
| 1568 | <u>Towns and cities - municipal water and sewer systems.</u> Gives cities and towns the power, without a special or regular election, to acquire the waterworks of certain water districts which have been dissolved or, through governmental reorganization, the waterworks of another body corporate or politic. Provides that a city or town may, by ordinance, create a board of commissioners to have complete control of its sewerage facilities, water facilities, or joint water and sewer systems, and vests the relevant powers of the municipality in such board. Composition of the board, terms, and compensation are to be as provided by ordinance. The act sets forth the administrative powers of the board and additional general powers and financial powers of the municipality, acting by and through the board. | July 6 | July 6 |

No.	Subject		
1569	<p><u>State resources - historical, prehistorical, archaeological.</u> Establishes the office of state archaeologist as a section in the state historical society in the department of higher education, and provides that the board of directors of the society will select the state archaeologist, who will coordinate, encourage, and preserve the understanding of the state's archaeological resources. The state archaeologist is assigned numerous duties formerly performed directly by the society, relating to permitting persons to investigate, excavate, appropriate, and perform like activities relating to historical, prehistorical, or archaeological resources of the state.</p>	July 6	July 6
1573	<p><u>Supplemental appropriation - department of natural resources.</u> Amends the 1972 long appropriations bill to reflect increased appropriation to match Pittman-Robertson Act moneys and decreased appropriation to match Dingell-Johnson moneys. Also, appropriated: To the department of natural resources, \$11,000 for operating expense of the executive director's office; to the Colorado geological survey, \$14,487 for personal services, operating expense, travel, and capital outlay; to the division of water resources, \$18,385 for personal services, operating expense, travel, and capital outlay; to the division of wildlife, \$119,700 for the purchase of up to 342 acres of the Colorado Kendall ranch corporation located in Mesa county, of which \$59,850 is from private donations and is to be matched by \$59,850 from federal funds.</p>	May 31	May 31
1574	<p><u>Engineers and surveyors - geologists.</u> Adds a new article defining the terms "geologist", "professional geologist", and "geology", and provides that geological reports required by law, rule, or regulation and prepared for presentation to state or local governmental agencies shall be prepared or approved only by a professional geologist.</p>	July 6	July 6
1578	<p><u>Health - sickle cell anemia treatment and research center - appropriation.</u> Creates a sickle cell anemia treatment and research center in the university of Colorado school of medicine to assist persons suffering from sickle cell anemia. Directs the governor to appoint a committee to consult with the school of medicine in administering this act. Delineates certain duties of the school of medicine relating to standards for determining eligibility, expansion</p>		

<u>No.</u>	<u>Subject</u>		
1578 cont.	of treatment programs, extension of financial assistance, and education. Appropriates \$55,000 to the school of medicine for implementation of the act.	July 6	July 6
1581	<u>"County and Municipality Development Revenue Bond Act"</u> . Broadens the projects authorized by the act, originally passed in 1967, to include pollution control of all kinds and hospital facilities. Speaks in terms of revenues from projects, rather than merely rentals, as well as the sale of projects and the granting of options, and authorizes financing agreements to include bonds, mortgages, or trust indenture provisions.	June 25	June 25
1585	<u>Uniform Consumer Credit Code - fees for supervised lenders.</u> Supervised lenders other than supervised financial organizations are required to pay a flat \$150 annual license fee, but, along with supervised financial organizations, are excepted from additional fees based on dollar volume of business.	July 6	July 6
1589	<u>Real estate brokers and salesmen - rental location agents.</u> Defines the term "rental location agent" and requires that any person functioning as such obtain a license from the real estate commission, which is to be granted upon payment of a \$25 fee and a finding that the applicant is trustworthy and bears a reputation for good and fair dealing. Provides for refund of that part of the rental agent's charge which exceeds \$10 if the prospective tenant does not obtain a rental through the listings furnished, and requires the full charge to be refunded if the information furnished is not current or accurate as to type of rental desired. Lists unlawful activities and prescribes criminal penalties therefor.	July 6	August 1
1599	<u>Fiduciary laws - depository nominees.</u> Recodifies previous sections of article 5 of chapter 57, C.R.S. 1963, and adds new sections dealing with the handling of fiduciary securities by a bank or trust company, including deposit of such securities with a clearing corporation. A bank or trust company acting as a custodian is deemed to be a fiduciary, and custodial property is deemed fiduciary property.	June 14	July 1

No.

Subject

1600 Military affairs - disaster emergency services. The division of civil defense created in 1950 is abolished and is replaced in the department of military affairs by the division of disaster emergency services. Gives the governor primary responsibility for meeting the dangers created by disasters from any source, whether natural or man-made. Creates a governor's emergency council composed of the heads of several state agencies. Requires the governor to declare disaster emergencies, and authorizes him to suspend laws, utilize private property, evacuate persons from areas, regulate transportation routes and facilities, make housing available, and suspend the sale of alcohol, firearms, and the like. The division of disaster emergency services, under the state adjutant general as director, is to prepare and maintain a state disaster contingency plan to include numerous elements which may become important in responding to any type of disaster affecting the state. A disaster emergency fund is established to receive appropriations, from which the governor may make funds available with council approval. Each county is to develop a disaster plan, cities may be required to do so, and both cities and counties may participate jointly in establishing plans and agencies responsible for carrying them out. A statewide emergency declared by the governor may not extend over 30 days unless renewed, and a local emergency declaration may not last more than 7 days without local board approval. Compensation of persons for property is provided for under strict limitations. Weather modification activities may be suspended or further modified if precipitation or climate is or may be a factor in a disaster.

July 6

July 6

1605 Mental health - purchase of services - funding formula. Removes the 60¢ limitation on per capita funding for the purchase of services from mental health clinics.

June 25

July 1

1612 General property tax - escrow funds for payment of ad valorem taxes - refund. The act applies to any person holding money in escrow for payment of ad valorem taxes pursuant to an agreement, and requires that, no later than May 30, 1974, and May 30 of each year thereafter, such person shall return or apply for the owner's benefit all funds in such escrow account on May 20 in excess of 1/4 of the previous year's ad valorem taxes. Failure to make such refund as required subjects such person to liability for interest at 6% and an equal amount as penalty.

July 6

July 6

- | <u>No.</u> | <u>Subject</u> | | |
|------------|--|---------|---------------|
| 1616 | <u>Fees and salaries - compensation of certain state officers. Increase yearly salaries of certain appointed state officials as follows: Board of land commissioners, from \$13,200 to \$17,160; public utilities commission members, from \$20,000 to \$28,000; and industrial commission members, from \$17,000 to \$22,000. Appropriates, for the 1973-74 fiscal year, \$12,889 to the department of natural resources, \$16,601 to the department of labor and employment, and \$26,040 to the department of regulatory agencies (of which \$14,791 is from the highway users tax fund and the balance from the public utilities revolving fund) for allocation to the public utilities commission, to cover the respective increases in compensation.</u> | June 25 | July 1 |
| 1618 | <u>Public employees' retirement systems - contribution of county officers and employees. In counties which so elect, when county and employee contributions are each 6%, the employee may contribute an additional 2% of his salary or wage and such will be matched by the county out of federal revenue sharing funds.</u> | July 6 | July 6 |
| 1619 | <u>Motor vehicles - coordination of other coverages with no fault insurance. Requires, generally, that providers of group sickness and accident insurance, nonprofit hospital, medical-surgical, and health service corporations, and health maintenance organizations (rather than providers of all other insurance benefits) coordinate coverages with coverages required by the new no-fault motor vehicle insurance law.</u> | July 6 | April 1, 1974 |
| 1623 | <u>Rights granted to bring civil action. Grants Merle McDaniel as a minor by his father and next friend, Claude McDaniel, Claude McDaniel, Gayle Behan as a minor by her mother and next friend, June Behan, Dennis Behan, and June Behan the right to bring an action against the state of Colorado for personal injury allegedly caused by the negligence of the state of Colorado in failing to exercise due care for the recreational users of the Neeskah reservoir.</u> | July 6 | July 6 |
| 1624 | <u>Mines and mining - inspection fees. Each employer operating a mine, mill, or other activity inspected by the bureau of mines shall pay an annual inspection fee determined by the</u> | | |

<u>No.</u>	<u>Subject</u>		
1624 cont.	average number of full-time production employees engaged in the inspected operation. Oil and gas drilling rig owners shall pay a \$75 fee; and sand and gravel excavators and certain construction companies shall pay 50% of the fee of regular mine operators.	July 6	July 6
1625	<u>Statutes - construction of statutes.</u> Repeals and reenacts previous article 1 of chapter 135, C.R.S. 1963; contains a recodification of previous article 1 and the Uniform Statutory Construction Act. Divides the article into 4 parts: Construction of words and phrases; construction of statutes; amendatory statutes; and definitions. The major change is the addition of certain rules of statutory construction.	July 6	January 1, 1974
1627	<u>Statutes - revisions to conform, correct, and clarify.</u> Consists of revisions of the state statutes recommended by the subcommittee on statute revision of the committee on legal services to conform, correct, and clarify numerous statutory provisions by amendment or repeal. Areas of the law most extensively involved in these changes include courts and judiciary and criminal justice.	July 6	July 6
1631	<u>General assembly - expense, subsistence, and travel allowance.</u> Defines the Denver metropolitan area, and states that a member of the general assembly not residing in that area shall be allowed up to \$20 per day of actual occupancy for lodging and his expenses in Denver during the sessions of the general assembly. The \$10 increase is applicable to the first regular session of the 50th general assembly and subsequent general assemblies.	July 6	January 8, 1975

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