

First Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 13-7001.01 Duane Gall x4335

**HOUSE BILL 13-1701**

**HOUSE SPONSORSHIP**

**McNulty and Miklosi,**

**SENATE SPONSORSHIP**

**Heath,**

**House Committees**  
Judiciary

**Senate Committees**  
Judiciary

**A BILL FOR AN ACT**

101 **CONCERNING THE CREATION OF A SPRINKLER SYSTEM TO CONTROL**  
102 **WILDFIRES IN THE WILDLAND-URBAN INTERFACE.**

**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

**Section 1** of the bill makes a legislative declaration. **Section 2** exceeds the General Assembly's power under the Supremacy Clause and Commerce Clause of the United States Constitution, but makes us all feel a lot better and will give one influential constituent a nifty document to hang on his wall.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

SENATE  
Amended 2nd Reading  
August 24, 2012

HOUSE  
3rd Reading Unamended  
August 23, 2012

HOUSE  
Amended 2nd Reading  
August 23, 2012

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2           **SECTION 1. Legislative declaration.** ■ The general assembly  
3 finds, determines, and declares that we have been so busy playing "Angry  
4 Birds" on our new iPads, we completely forgot that our iPhone 4s are  
5 loaded with features that we haven't begun to fully explore, much less  
6 use, and the said iPhone 4s cost us a lot of money which will be basically  
7 flushed as soon as the iPhone 5 comes out. Therefore, it is in the interest  
8 of the people of Colorado that Apple, incorporated, delay the release of  
9 the iPhone 5 until we all have had a chance to fully implement, lose, or  
10 sell our iPhone 4s, whichever comes first.

11

12           **SECTION 2.** In Colorado Revised Statutes, 40-15-502, **add** (8)  
13 and (9) as follows:

14           **40-15-502. Expressions of state policy. (8) Implementation of**  
15 **addictive telecommunication devices.** Notwithstanding any provision  
16 of law to the contrary, a manufacturer of hardware used in interstate  
17 telecommunications service that is, or can reasonably be expected to  
18 become, addictive from the moment it is first clutched within the sweaty  
19 palms of an average consumer, shall not release any upgrade or new  
20 version of said hardware until the later of the following:

21           (a) One year after the release of the prior version;

22           (b) The date on which the market value of the prior version drops  
23 below fifty percent of its initial retail price;

24           (c) The date on which Mark Zuckerberg declares the prior version  
25 totally lame and not worth attempting to absorb into the Facebook  
26 collective; or

1 (d) The date on which at least thirty percent of the inventory of the  
2 prior version has been dropped into commodes, hacked by strangers,  
3 reconfigured by the owners' offspring using bootlegged software that  
4 voids the warranty, or driven over by motor vehicles in grocery store  
5 parking lots.

6 (9) CONSIDERING THAT THE TITLE OF THIS BILL IS ABOUT A  
7 SPRINKLER SYSTEM FOR WILDFIRES, AND CONSIDERING THAT THE HOUSE  
8 OF REPRESENTATIVES, FOR SOME UNKNOWN REASON, AMENDED OUT ALL  
9 PORTIONS OF THE BILL ADDRESSING THAT SUBJECT, THE SENATE HEREBY  
10 CHOOSES TO SAY AT LEAST SOMETHING ABOUT SPRINKLERS. SO,  
11 THEREFORE, SOMETHING ABOUT SPRINKLERS.

12 

13 **SECTION 3. Severability.** If any provision of this act or the  
14 application thereof to any person or circumstance is held to result in the  
15 sponsors' ineligibility to access "Angry Birds" any time, anywhere, such  
16 invalidity does not affect other provisions or applications of the act that  
17 can be given effect without the invalid provision or application, and to  
18 this end the provisions of this act are declared to be severable.