

**First Regular Session  
Seventy-third General Assembly  
STATE OF COLORADO**

**INTRODUCED**

LLS NO. 21-0673.01 Sarah Lozano x3858

**HOUSE BILL 21-1257**

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**HOUSE SPONSORSHIP**

**Garnett and Neville,**

**SENATE SPONSORSHIP**

**Garcia,**

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**House Committees**

State, Civic, Military, & Veterans Affairs

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE RECOGNITION OF VETERANS IN RELATION TO**  
102 **CERTAIN PARKS WITHIN THE STATE CAPITOL COMPLEX.**

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**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://leg.colorado.gov>.)*

The bill authorizes the installation of a sculpture within the state capitol grounds to memorialize Major General Maurice Rose and changes the name of the parks where the sculpture will stand to "Colorado veterans' park".

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

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 24-82-110 as  
3 follows:

4 **24-82-110. Installation of a sculpture and explanatory plaque**  
5 **to memorialize Major General Maurice Rose - legislative declaration**

6 **- definition.** (1) (a) THE GENERAL ASSEMBLY HEREBY FINDS AND  
7 DECLARES THAT:

8 (I) MAJOR GENERAL MAURICE ROSE WAS A COLORADO RESIDENT  
9 AND NATIONAL HERO AND IS AN EXAMPLE TO FUTURE GENERATIONS OF  
10 EXTRAORDINARY PATRIOTISM AND FORTITUDE;

11 (II) GENERAL ROSE WAS BORN NOVEMBER 26, 1899, IN  
12 MIDDLETOWN, CONNECTICUT, AND MOVED TO DENVER WHEN HE WAS  
13 THREE YEARS OLD. HE ATTENDED ELBERT ELEMENTARY, WITTIER  
14 ELEMENTARY, AND EAST HIGH SCHOOL IN DENVER.

15 (III) GENERAL ROSE, HIS PARENTS, BROTHER, WIFE, AND SON ALL  
16 LIVED IN DENVER UNTIL HIS DEATH IN 1945;

17 (IV) WHEN GERMAN FORCES IN TUNISIA WERE REDUCED TO  
18 COMBAT INEFFECTIVENESS, GENERAL ROSE NEGOTIATED WITH THEIR  
19 COMMANDER, FRITZ KRAUSE, ON THE DETAILS OF HIS UNCONDITIONAL  
20 SURRENDER;

21 (V) GENERAL ROSE WAS THE HIGHEST-RANKING UNITED STATES  
22 SERVICEMAN KILLED BY ENEMY FIRE IN THE EUROPEAN THEATER DURING  
23 WORLD WAR II AND WAS THE HIGHEST RANKING AND MOST  
24 DISTINGUISHED JEWISH AMERICAN SOLDIER IN UNITED STATES HISTORY;

25 (VI) GENERAL ROSE HAD ONE OF THE MOST DISTINGUISHED  
26 MILITARY RECORDS AND WAS THE MOST DECORATED ARMORED  
27 BATTLEFIELD COMMANDER IN UNITED STATES HISTORY;

1 (VII) GENERAL ROSE WAS AWARDED THE DISTINGUISHED SERVICE  
2 CROSS, DISTINGUISHED SERVICE MEDAL, SILVER STAR WITH TWO OAK  
3 LEAF CLUSTERS, LEGION OF MERIT WITH OAK LEAF CLUSTER, BRONZE  
4 STAR WITH OAK LEAF CLUSTER, PURPLE HEART WITH OAK LEAF  
5 CLUSTER, FRENCH LEGION OF HONOR, FRENCH CROIX DE GUERRE WITH  
6 PALM, AND THE BELGIAN CROIX DE GUERRE WITH PALM;

7 (VIII) UNDER GENERAL ROSE'S COMMAND, THE FOLLOWING  
8 FIRSTS WERE ACCOMPLISHED IN WORLD WAR II:

9 (A) FIRST TO FIRE ARTILLERY SHELLS INTO GERMANY;

10 (B) FIRST TANK UNIT TO ENTER GERMANY;

11 (C) FIRST TO CAPTURE A GERMAN TOWN;

12 (D) FIRST TO BREACH THE SIEGFRIED LINE;

13 (E) FIRST TO SHOOT DOWN A GERMAN PLANE WITH GUNS PLACED  
14 ON GERMAN SOIL;

15 (F) FIRST ARMOR UNIT TO ENTER THE CITY OF COLOGNE;

16 (G) FIRST GROUND INVASION OF GERMANY SINCE NAPOLEON; AND

17 (H) RECORD HOLDER OF THE LONGEST ONE-DAY ADVANCE IN  
18 HISTORY OF ONE HUNDRED ONE MILES;

19 (IX) GENERAL ROSE NEVER GAINED THE PROMINENCE OF MANY OF  
20 HIS CONTEMPORARIES, FOR REASONS INCLUDING THE FACT THAT HE DID  
21 NOT SURVIVE THE WAR, AND AS AN INTENSELY PRIVATE MAN, HE RARELY  
22 IF EVER SOUGHT PUBLICITY; AND

23 (X) GENERAL ROSE DIED BY ENEMY FIRE ON MARCH 30, 1945. HE  
24 IS BURIED AT THE NETHERLANDS AMERICAN CEMETERY IN MARGRATEN,  
25 NETHERLANDS.

26 (b) THE GENERAL ASSEMBLY HEREBY FURTHER FINDS AND  
27 DECLARES THAT:

1           (I) THE MONUMENT WILL BE A TEN-FOOT FIGURE OF GENERAL  
2 ROSE. HE WILL BE DEPICTED, DRESSED IN HIS TANKER JACKET, CAVALRY  
3 JODHPURS, HELMET, AND SIDE ARM, GALLANTLY LEADING HIS TROOPS;

4           (II) THE MONUMENT WILL BE MODELED IN CLAY, THEN CAST IN  
5 BRONZE;

6           (III) THE MONUMENT WILL BE MOUNTED ON AN EIGHT-FOOT-TALL  
7 PIECE OF SOLID GRANITE, APPROXIMATELY FIVE FEET BY FIVE FEET;

8           (IV) AS THE BASE WILL BE MADE OF GRANITE, THE FOUR SIDES OF  
9 THE PLINTH WILL BE A GOOD SPACE, WITH AMPLE ROOM, ON WHICH TO  
10 ETCH THE STORY OF GENERAL ROSE, INCLUDING ACKNOWLEDGMENT FOR  
11 THOSE WHO MADE THE MONUMENT POSSIBLE; AND

12           (V) THE SCULPTURE WILL WEIGH APPROXIMATELY TWO THOUSAND  
13 POUNDS, AND THE GRANITE BASE WILL WEIGH APPROXIMATELY FIFTY  
14 THOUSAND POUNDS.

15           (c) THE GENERAL ASSEMBLY HEREBY FURTHER FINDS AND  
16 DECLARES THAT:

17           (I) THE MONUMENT WILL BE A TRIBUTE TO COLORADO'S RICH  
18 HISTORY AS WELL AS TO AN INDIVIDUAL AND AN ETHNIC GROUP THAT HAS  
19 NOT BEEN PREVIOUSLY RECOGNIZED WITH A SCULPTURE, STATUE, OR  
20 MONUMENT; AND

21           (II) THE SCULPTURER COMMISSIONED TO PRODUCE THE  
22 MONUMENT, MR. GEORGE LUNDEEN, IS A PRACTITIONER IN THE VISUAL  
23 ARTS AND IS OF SERIOUS INTENT AND ABILITY. HIS WORKS HAVE PUBLIC  
24 PLACEMENTS AT DENVER INTERNATIONAL AIRPORT, THE ALAMO,  
25 STATUARY HALL IN THE UNITED STATES CAPITOL, COORS FIELD, NASA,  
26 THE SMITHSONIAN INSTITUTE, AND MANY OTHER PRESTIGIOUS LOCATIONS  
27 THROUGHOUT THE UNITED STATES.

1           (2) (a) NOTWITHSTANDING SECTION 24-82-108 (3)(h), THE  
2           INSTALLATION OF THE SCULPTURE AND THE ACCOMPANYING  
3           EXPLANATORY PLAQUE ON THE STATE CAPITOL GROUNDS FOR GENERAL  
4           ROSE ON THE SOUTH PORTION OF THE PARK BOUNDED BY LINCOLN ON THE  
5           EAST, BROADWAY ON THE WEST, FOURTEENTH AVENUE ON THE SOUTH,  
6           AND COLFAX AVENUE ON THE NORTH, IS APPROVED.

7           (b) THE INSTALLATION OF THE SCULPTURE AND THE  
8           ACCOMPANYING EXPLANATORY PLAQUE IS A PERMANENT GIFT OF  
9           DONATED ART.

10          (c) THE DONORS SHALL ESTABLISH AN ENDOWMENT FOR THE  
11          PERPETUAL MAINTENANCE OF THE SCULPTURE. FOR PURPOSES OF THIS  
12          SUBSECTION (2)(c), "MAINTENANCE" MEANS A PROGRAM OF INSPECTION  
13          AND CORRECTIVE ACTION TO MINIMIZE DETERIORATION OF THE SCULPTURE  
14          WHILE RECOGNIZING THAT THE SCULPTURE IS SUBJECT TO GRADUAL  
15          INHERENT DETERIORATION FOR WHICH THE STATE IS NOT RESPONSIBLE.

16          **SECTION 2.** In Colorado Revised Statutes, 24-80-1401, **amend**  
17          (4) and (5); and **add** (6) as follows:

18          **24-80-1401. Colorado veterans' monument preservation trust**  
19          **fund - preservation trust committee - park name change.** (4) The  
20          preservation trust committee shall have discretion in determining the  
21          amount of funds to allocate from the trust fund to meet the purposes of  
22          this part 14; except that only the interest derived from the principal in the  
23          trust fund may be expended by the preservation trust committee. All gifts,  
24          grants, and donations received by the department of personnel pursuant  
25          to subsection (5) of this section shall be credited to the trust fund and  
26          retained as principal in the trust fund. All interest earned on the  
27          investment of ~~moneys~~ MONEY in the fund shall be continuously

1 appropriated to the department of personnel for allocation to the  
2 preservation trust committee. The preservation trust committee shall  
3 determine annually how much of the interest generated from the principal  
4 in the trust fund will be spent and shall determine and approve what types  
5 of maintenance and repair work will be performed for the purposes of  
6 maintaining, enhancing, and repairing the Colorado veterans' monument  
7 and any fallen heroes memorials in ~~Lincoln~~ COLORADO VETERANS' park  
8 in Denver, Colorado, and for maintaining ~~Lincoln~~ COLORADO VETERANS'  
9 park. The principal of the trust fund and any unappropriated interest  
10 earned on the principal of the trust fund at the close of any fiscal year  
11 shall remain in the trust fund and shall not be transferred to or revert to  
12 the general fund.

13 (5) The department of personnel is authorized to receive gifts,  
14 grants, and donations from private or public sources for the trust fund.  
15 Such gifts, grants, and donations, together with any other ~~moneys~~ MONEY  
16 appropriated or transferred by the general assembly, shall be transmitted  
17 to the state treasurer who shall credit the same to the trust fund. ~~Moneys~~  
18 MONEY in the trust fund shall be used for maintaining and enhancing the  
19 Colorado veterans' monument and ~~Lincoln~~ COLORADO VETERANS' park,  
20 but shall not be used to supplant existing appropriations for maintenance  
21 of the monument or ~~Lincoln~~ COLORADO VETERANS' park. For purposes of  
22 section 20 of article X of the state constitution, any donations received for  
23 the trust fund shall not be included in state fiscal year spending.

24 (6) NOTWITHSTANDING SECTION 24-82-108 (3)(h), ON AND AFTER  
25 MAY 31, 2021, THE PARKS PREVIOUSLY KNOWN AS "LINCOLN PARK" AND  
26 "LIBERTY PARK", BOUNDED BY LINCOLN ON THE EAST, BROADWAY ON  
27 THE WEST, FOURTEENTH AVENUE ON THE SOUTH, AND COLFAX AVENUE ON

1 THE NORTH, SHALL BE COLLECTIVELY KNOWN AS "COLORADO VETERANS'  
2 PARK".

3 **SECTION 3. Safety clause.** The general assembly hereby finds,  
4 determines, and declares that this act is necessary for the immediate  
5 preservation of the public peace, health, or safety.