

**SENATE JOURNAL**  
Sixty-third General Assembly  
**STATE OF COLORADO**  
First Regular Session

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Tenth Legislative Day Friday, January 19, 2001

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Prayer By the chaplain, Father Dennis Woerter, St. Dominic Catholic Parish.

Call to Order By the President at 9:00 a.m.

Roll Call Present--Total, 26.  
Absent/Excused--Chlouber, Dennis, Dyer E., Epps, Evans, Gordon, Owen, Tate, Tupa--  
Total 9.  
Present later--Dennis, Epps, Gordon, Tate, Tupa.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Cairns, reading of the Journal of January 18, 2001 was dispensed with and the Journal was approved as corrected by the Secretary.

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**SENATE SERVICES REPORT**

Senate Services Correctly printed: SB 01-103, SR 01-006, SR 01-007.

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**COMMITTEE OF REFERENCE REPORTS**

Health, Environment, Children and Families The Committee has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

**MEMBERS OF THE  
STATE BOARD OF NURSING**

for a term expiring July 1, 2001:

Gynia Lea Crane of Aurora, Colorado to fill the vacancy occasioned by the resignation of Theresa Y. Jamison and to serve as a licensed professional nurse engaged in home health care, appointed;

for terms expiring July 1, 2003:

Janet Elaine Ferguson of Pueblo West, Colorado, to serve as a staff nurse employed in a nursing care facility, appointed;

David M. Rodriguez of Denver, Colorado, to serve as an advanced practice nurse, appointed;

Nichole S. Jenkins of Grand Junction, Colorado, to serve as a member engaged in nursing service administration, appointed.

**MEMBERS OF THE  
COLORADO COMMISSION ON THE AGING**

for a term expiring July 1, 2002:

William F. Smith of Lakewood, Colorado, to replace Phyllis Foster, deceased, and to serve as a Democrat from the Sixth Congressional District, appointed;

for terms expiring July 1, 2004:

Harriet A. Azari of Fort Collins, Colorado, to serve as a Democrat from the Fourth Congressional District, appointed;

Marian P. Fairbank of Aurora, Colorado, to serve as a Republican from the Sixth Congressional District, appointed;

Wilfred O. Martinez of Pueblo, Colorado, to serve as a Democrat from the Third Congressional District, appointed;

Janice L. Friddle of Manitou Springs, Colorado, to serve as a Democrat from the Fifth Congressional District, reappointed.

MEMBERS OF THE  
STATEWIDE POISON CONTROL OVERSIGHT BOARD

for terms expiring July 1, 2004:

Dr. Michael D. Aduddell of Grand Junction, Colorado, to serve as a member from the Third Congressional District with expertise in public health and as a Republican, reappointed;

Dr. Benjamin Honigman of Denver, Colorado, to serve as a member from the First Congressional District who is involved in the provision of hospital emergency care services and as an Unaffiliated, reappointed;

Randy B. Gorton of Stratton, Colorado, to serve as a public member from the Fourth Congressional District and as a Republican, reappointed.

MEMBERS OF THE  
COLORADO HEALTH FACILITIES AUTHORITY

for a term expiring June 30, 2001:

Andrea C. Koeneke of Denver, Colorado, to fill the vacancy occasioned by the withdrawal of George Gray III and as a Republican, appointed;

for terms expiring June 30, 2003:

Mary Fairchild of Denver, Colorado, to serve as a Democrat, reappointed;

Katherine Spines of Boulder, Colorado, to serve as a Republican, reappointed.

for terms expiring June 30, 2004:

James C. Lewien of Aurora, Colorado, to serve as a Republican, reappointed.

MEMBERS OF THE  
COLORADO COMMISSION FOR THE DEAF  
AND HARD OF HEARING

for terms expiring July 1, 2004:

Jill E. Boice of Denver, Colorado, to serve as a professional in the field of deafness and as a Democrat, appointed;

Leeanne G. Seaver of Denver, Colorado, to serve as a parent of a deaf or hard of hearing person and as an Unaffiliated, appointed; and

Susan J. Dickinson of Littleton, Colorado, to serve as a member who is late deafened and as a Democrat, appointed.

for terms expiring July 1, 2006:

Joseph M. Benedetto of Northglenn, Colorado, to serve as a member who is deaf and as a Republican, appointed;

Reniece Ann Jones of Aurora, Colorado, to fill the vacancy occasioned by the resignation of Liz Brunett and to serve as an interpreter for the deaf or hard of hearing and as a Republican, appointed.

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On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the Second Reading calendar of Friday, January 19, 2001 was laid over until Monday, January 22, 2001 retaining its place on the calendar.

CONSIDERATION OF RESOLUTIONS

SJR01-003

by Senators Thiebaut and Matsunaka; also Representatives Spradley and Dean-- Concerning oversight responsibilities of committees of reference.

Amendment No. 1, by Senator Thiebaut

Amend printed resolution, page 1, strike lines 9 through 12, and substitute the following:

"(b)FOR PURPOSES OF IMPLEMENTING SUBSECTION (a) OF THIS RULE, THE DIVISION OF RESPONSIBILITIES OF THE PRINCIPAL DEPARTMENTS AMONG HOUSE AND SENATE COMMITTEES OF REFERENCE SHALL BE AS FOLLOWS; EXCEPT THAT, THE LISTING OF A DEPARTMENT IN THIS SUBSECTION (b) SHALL NOT PREVENT HOUSE AND SENATE COMMITTEES OF REFERENCE OR THE CAPITAL DEVELOPMENT COMMITTEE FROM REQUESTING OR RECEIVING INFORMATION CONCERNING A DIVISION, SECTION, OFFICE, AGENCY OR SPECIFIC OPERATION OR PROGRAM WITHIN THE SUBJECT-MATTER JURISDICTION OF THE COMMITTEE:

Senate Committees:

House Committees:

- AGRICULTURE AND NATURAL RESOURCES
● AGRICULTURE
● NATURAL RESOURCES

- AGRICULTURE, LIVESTOCK, AND NATURAL RESOURCES
● AGRICULTURE
● NATURAL RESOURCES

- BUSINESS, LABOR AND FINANCE
● LABOR AND EMPLOYMENT
● PERSONNEL/GENERAL SUPPORT SERVICES
● PUBLIC EMPLOYEES' RETIREMENT ASSOCIATION
● REGULATORY AGENCIES
● REVENUE
● TREASURY

- BUSINESS AFFAIRS AND LABOR
● LABOR AND EMPLOYMENT
● PERSONNEL/GENERAL SUPPORT SERVICES
● REGULATORY AGENCIES
FINANCE
● PUBLIC EMPLOYEES' RETIREMENT ASSOCIATION
● REVENUE
● TREASURY

- EDUCATION
● EDUCATION
● HIGHER EDUCATION

- EDUCATION
● EDUCATION
● HIGHER EDUCATION

- GOVERNMENT, VETERANS AND MILITARY RELATIONS, AND TRANSPORTATION
● LOCAL AFFAIRS
● MILITARY AFFAIRS
● STATE
● STATE PLANNING AND BUDGETING
● TRANSPORTATION

- LOCAL GOVERNMENT
● LOCAL AFFAIRS
STATE, VETERANS, AND MILITARY AFFAIRS
● MILITARY AFFAIRS
● STATE
● STATE PLANNING AND BUDGETING

- HEALTH, ENVIRONMENT, CHILDREN AND FAMILIES
● HEALTH CARE POLICY AND FINANCING
● HUMAN SERVICES
● PUBLIC HEALTH AND ENVIRONMENT

- HEALTH, ENVIRONMENT, WELFARE, AND INSTITUTIONS
● HEALTH CARE POLICY AND FINANCING
● HUMAN SERVICES
● PUBLIC HEALTH AND ENVIRONMENT

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SJR 01-003

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- JUDICIARY
  - CORRECTIONS
  - JUDICIAL
  - LAW
  - PUBLIC SAFETY
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- CIVIL JUSTICE AND JUDICIARY
  - JUDICIAL
  - LAW
- 
- CRIMINAL JUSTICE
  - CORRECTIONS
  - PUBLIC SAFETY
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That Rule No. 25 (a), 25 (c), and 25 (d) of the Joint Rules of the Senate and the House of Representatives is amended to read:

**25. OVERSIGHT RESPONSIBILITIES OF COMMITTEES OF REFERENCE AND STATUTORY COMMITTEES**

(a)It shall be the duty of the committees of reference and the Capital Development Committee of the House and Senate to keep themselves advised of the activities, functions, problems, new developments, and budgets of the principal departments, divisions, sections, offices, agencies and specified operations and programs of the executive department and the judicial department of state government, and of instrumentalities of state government, which are within the subject-matter jurisdiction of each committee. as provided in subsection (b) of this rule. The chairman CHAIR of a committee shall, from time to time, invite the principal personnel of the respective departments, divisions, sections, offices, agencies, operations , programs, and instrumentalities under the committee's jurisdiction to appear before the committee to keep members so advised. Such personnel shall also furnish the committee with additional information as may be requested.

(c)Committees of reference and the Capital Development Committee shall also be kept advised by staff members assigned thereto and by personnel of departments, divisions, sections, offices, agencies, operations, and programs and instrumentalities under their jurisdiction of new or proposed federal legislation, proposed uniform or model acts, suggested state legislation and compacts, and efforts in the area of interstate cooperation, which may affect their areas of responsibility. as provided in subsection (b) of this rule

(d)Committees of reference and the Capital Development Committee shall also review, each year, the budget of all the Departments of state government or the portions thereof for any divisions, sections, offices, agencies, or operations and programs that are within the subject-matter jurisdiction of each committee, as provided in subsection (b) of this rule. To facilitate this review, the committees of reference of each house and the Capital Development Committee shall conduct short hearings during the first weeks of the legislative session. Any such hearing may be held jointly by House and Senate committees of reference. or by the Capital Development Committee and committees of reference The deadline for completing the hearings is the thirtieth legislative day. At such hearings, personnel of the departments shall provide to the appropriate committee that has subject matter jurisdiction a brief, summarized, overview of the same materials and testimony previously provided to the Joint Budget Committee during the department's budget hearing. In addition to such hearings, prior to the thirtieth legislative day, the Joint Budget Committee members shall also be available to provide the respective committees with assistance and to explain any Joint Budget Committee responses or recommendations regarding the department's hearing before the Joint Budget Committee. After completion of the hearings, and receiving any assistance and explanation from the Joint Budget Committee members, the chairmen of the committees shall communicate any concerns or comments regarding preparation of the long appropriation bill to the Joint Budget Committee members of that house."

Strike pages 2 through 4.

A majority of all members elected to the Senate having voted in the affirmative, the amendment was declared **adopted**.

On motion of Senator Thiebaut, the Resolution, as amended, was **adopted** by the following roll call vote:

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**SJR01-003**

YES	30	NO	0	EXCUSED	5	ABSENT	0
Anderson	Y	Evans	E	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	E	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	E	Hanna	Y	Owen	E	Thiebaut	Y
Dennis	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, E.	E	Hillman	Y	Perlmutter	Y	Windels	Y
Dyer, F.	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

**HJR01-1007** by Representative Dean; also Senator Matsunaka—Concerning the appointment of members of the Colorado Commission on Uniform State Laws.

On motion of Senator Thiebaut, the Resolution was **adopted** by the following roll call vote:

YES	30	NO	0	EXCUSED	5	ABSENT	0
Anderson	Y	Evans	E	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	E	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	E	Hanna	Y	Owen	E	Thiebaut	Y
Dennis	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, E.	E	Hillman	Y	Perlmutter	Y	Windels	Y
Dyer, F.	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

On motion of Senator Thiebaut, **HJR01-1005** was laid over and placed on the calendar for Monday, January 29, retaining its place on the calendar.

On motion of Senator Thiebaut, **SR01-006** and **SR01-007** were laid over and placed on the calendar for Monday, January 22, retaining their place on the calendar.

Senate in Recess--Senate Reconvened

**NOTICE OF INTENT TO MOVE FOR RECONSIDERATION**

**HJR01-1007** by Representative Dean; also Senator Matsunaka—Concerning the appointment of members of the Colorado Commission on Uniform State Laws.

Having voted on the prevailing side, Senator Lamborn gave notice of intent to move for reconsideration of **HJR01-1007**.

On motion of Senator Thiebaut, the Senate adjourned until 10:00 a.m., January 22, 2001.

Approved:

Stan Matsunaka  
President of the Senate

Attest:

Karen Goldman  
Secretary of the Senate

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