

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

One hundred-nineteenth Legislative Day

Tuesday, May 8, 2001

Prayer By the chaplain, Rabbi Jeffrey Kaye, Director of Chaplaincy Services, Rose Medical Center. 11

Call to Order By the President at 9:30 a.m. 14

Roll Call Present--Total, 23. 17
Absent/Excused--Chlouber, Dyer (Durango), Evans, Hernandez, Lamborn, Linkhart, 18
Nichol, Owen, Phillips, Reeves, Tate, Teck--Total, 12. 19
Present later--Chlouber, Dyer (Durango), Evans, Hernandez, Lamborn, Linkhart, Nichol, 20
Owen, Phillips, Reeves, Tate, Teck. 21

Quorum The President announced a quorum present. 23

Reading of Journal On motion of Senator Gordon, reading of the Journal of Monday, May 7, 2001, was 25
dispensed with and the Journal was approved as corrected by the Secretary. 26

SENATE SERVICES REPORT

Senate Services Correctly rerevised: HB01-1357, 1359, 1354, 1385, 1134, 1402. 31

Correctly reengrossed: SB01-067, 240, 238, 241. 33

Correctly revised: HJR01-1045, HJR01-1037, HJR01-1047, HB01-1388, 1398, 1368, 35
1397, 1404, 1396. 36

Correctly engrossed: SJR01-030, SJR01-029. 38

Correctly enrolled: SB01-066 . 40

MESSAGE FROM THE HOUSE

May 7, 2001 45

Mr. President: 47

The House has postponed indefinitely SCR01-005. The bill is returned herewith. 49

May 8, 2001 52

Mr. President: 54

The House has adopted and transmits herewith HJR01-1034, as printed in House Journal, 56
April 19, pages 1293-1294. 57

The House has adopted and transmits herewith HJR01-1035, as printed in House Journal, 59
April 19, page 1294, and amended as printed in House Journal, May 8. 60

The House has adopted and transmits herewith HJR01-1046, as printed in House Journal, 62
April 19, pages 1308-1309, and amended as printed in House Journal, May 3, pages 1582- 63
1584, and on May 8. 64

The House has adopted and returns herewith SJR01-030, amended as printed in House 66
Journal, May 8. 67

The House has adopted and returns herewith SJM01-001. 69

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INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR01-1034 By Representative Spradley; also Senator Thiebaut--Concerning declaration of the week of May 6, 2001, as Correctional Employees Appreciation Week.

Senator Thiebaut moved to suspend Senate rule 30(e), for immediate consideration of **HJR01-1034**.

A majority of those elected to the Senate having voted in the affirmative, immediate consideration was granted.

On motion of Senator Thiebaut, the resolution was read at length and **adopted** by the following roll call vote:

YES	24	NO	0	EXCUSED	11	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	E
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	E	Teck	E
Chlouber	E	Hanna	Y	Owen	E	Thiebaut	Y
Dyer, E.	E	Hernandez	E	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	E	Phillips	E	Mr. President	Y
Epps	Y	Linkhart	E	Reeves	E		

Co-sponsors added: The present roll call of the Senate.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The President has signed: **HJR01-1022**.

THIRD READING--FINAL PASSAGE OF BILLS

On Third Reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent.

HB01-1345 by Representatives Hoppe, Miller, Snook, Rippy and Webster; also Senator Dyer (Durango)--Concerning the creation of the mineral and energy reclamation trust fund for the purpose of repairing damage to land following the extraction of certain elements.

Laid over until May, 9, 2001, retaining its place on the calendar.

HB01-1097 by Representative Dean; also Senator Matsunaka--Concerning creation of the "Certified Capital Company Act", and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Anderson	N	Evans	N	May	N	Takis	Y
Andrews	N	Fitz-Gerald	Y	McElhany	N	Tate	Y
Arnold	N	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	N	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	N	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	N	Hillman	N	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	N	Phillips	Y	Mr. President	Y
Epps	N	Linkhart	Y	Reeves	Y		

A majority of members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsor added: Linkhart.

HB01-1388 by Representative Spradley; also Senator Thiebaut--Concerning the reimbursement of individuals appointed to committees of reference for attendance at certain legislative meetings during periods when the general assembly does not meet for more than three days.

The question being "Shall the bill pass?", the roll call was taken with the following result:

HB01-1388

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

HB01-1398

by Representative Clapp; also Senator Phillips--Concerning legislative approval of air quality improvement strategies necessary for the redesignation of the Denver region to attainment status for compliance with federal air quality standards, and, in connection therewith, approving the Denver element of the PM-10 state implementation plan.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

HB01-1368

by Representatives Schultheis, Nunez, Alexander, Cadman, Clapp, Cloer, Crane, Dean, Fritz, Hefley, Lee, Mitchell, Paschall, Rhodes, Smith and Snook; also Senator Cairns--Concerning the modification of the elected boards that oversee state education to reflect the addition of a seventh congressional district in Colorado.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsor added: May.

HB01-1397

by Representatives Snook, Fairbank, Fritz, Hoppe, Kester, Larson, Miller, Rhodes, Rippy, Schultheis, Sinclair, Tochtrop and White; also Senator Chlouber--Concerning the requirement that explosives be marked with identifying codes.

The question being "Shall the bill pass?", the roll call was taken with the following result:

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HB01-1397

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

HB01-1404

by Representative Alexander; also Senator Dyer (Durango)--Concerning amendments to Colorado law to conform to federal law regarding the treatment of Indian tribes for unemployment insurance purposes.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsor added: Tate.

HB01-1396

by Representative Spradley; also Senator Hagedorn--Concerning measures to improve the availability of employer-sponsored health insurance for employers with fewer than fifty employees.

A majority of those elected to the Senate having voted in the affirmative, Senator Hagedorn was given permission to offer a Third Reading Amendment.

Third Reading Amendment, by Senator Hagedorn.

Amend revised bill, page 3, line 1, strike "portions" and substitute "portion";

line 2, strike "and (10) (b) (II)";

strike lines 26 and 27.

Page 4, strike lines 1 through 6;

strike lines 20 and 21 and substitute the following:

"SECTION 3. 10-16-105 (7.4) (c), Colorado Revised Statutes, is amended to read:".

Page 5, strike lines 4 through 12.

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

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

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HB01-1396

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsors added: Dyer (Durango), Entz, Fitz-Gerald, Hanna, Hernandez, Matsunaka, Nichol, Pascoe, Reeves, Thiebaut, Tupa, Windels.

HB01-1195

by Representative Smith; also Senator Hagedorn--Concerning procedures to resolve conflicts arising from local government decisions relating to public utilities that provide energy for consumption, and making an appropriation therefor.

A majority of those elected to the Senate having voted in the affirmative, Senator Hagedorn was given permission to offer a Third Reading Amendment.

Third Reading Amendment, by Senator Hagedorn.

Amend revised bill, page 7, line 23, strike "AND".

Page 8, line 5, change the period to a semicolon and add "AND";

after line 5, insert the following:

"(IX) THE SAFETY OF RESIDENTS WITHIN AND WITHOUT THE BOUNDARIES OF THE JURISDICTION OF THE LOCAL GOVERNMENT.";

line 25, strike "LAW." and substitute "LAW, OR ANY APPEAL BROUGHT IN CONNECTION WITH ANY DECISION BY THE PUBLIC UTILITIES COMMISSION UNDER THIS SUBSECTION (5). APPEALS BROUGHT UNDER THE PARAGRAPH (h) SHALL BE GIVEN PRIORITY OVER OTHER PENDING MATTERS.".

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

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	N
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	N	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsors added: Lamborn, Musgrave.

COMMITTEE OF REFERENCE REPORTS

The committee recommends the following:

After consideration on the merits, the committee recommends that **HJR01-1011** be postponed indefinitely.

Appropriations

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**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB01-1298**

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB01-1298,
concerning creation of a statewide common course numbering system for
the transfer of course credits among state-supported institutions of higher
education, has met and reports that it has agreed upon the following:

That the House accede to the Senate amendments made to the
bill, as said amendments appear in the rerevised bill, with the following
changes:

Amend rerevised bill, page 3, strike lines 16 through 19 and substitute the
following:

"(c) "GENERAL EDUCATION COURSES" MEANS THE GROUP OF
COURSES OFFERED BY AN INSTITUTION OF HIGHER EDUCATION THAT EVERY
STUDENT ENROLLED IN THE INSTITUTION MUST SUCCESSFULLY COMPLETE
TO ATTAIN AN ASSOCIATE'S OR BACHELOR'S DEGREE."

Page 4, line 9, strike "2003," and substitute "2002,";

strike lines 12 and 13 and substitute the following:

"GENERAL EDUCATION COURSES, THE COUNCIL SHALL REVIEW THE COURSE
DESCRIPTIONS, AND MAY REQUEST SUMMARIES OF COURSE SYLLABI FOR
REVIEW, FOCUSING FIRST ON LOWER DIVISION GENERAL EDUCATION
COURSES. THE COMMISSION SHALL";

line 17, strike "2004." and substitute "2003.";

line 23, strike "BOTH";

strike line 24 and substitute the following:

"DESCRIPTIONS, AND THE COUNCIL MAY REQUEST SUMMARIES OF COURSE
SYLLABI FOR FURTHER REVIEW.";

line 25, strike "2003," and substitute "2002,".

Page 5, line 11, strike "AND COURSE SYLLABI," and substitute "AND, UPON
REQUEST OF THE COMMISSION, SUMMARIES OF COURSE SYLLABI,";

line 13, strike the first "2004," and substitute "2003,", and strike the
second "2004" and substitute "2003";

line 15, strike "2004," and substitute "2003,".

Respectfully submitted,

House Committee:

(signed)
Representative Berry, Chairman

Senate Committee:

(signed)
Senator Tate, Chairman

(signed)
Representative Hefley

(signed)
Senator Windels

(signed)
Representative Daniel

(signed)
Senator Owen

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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 Senate proceeded out of order for Consideration of Conference Committee Reports.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB01-131

by Senator Hanna; also Representative Mitchell--Concerning the regulation of pet animal facilities, and, in connection therewith, clarifying the definition of feline hobby breeder, reducing the time an animal may be held in an animal shelter, and allowing animal shelter supervisors to make determinations with respect to the immediate disposition of animals experiencing extreme pain or suffering.

Senator Hanna moved for the adoption of the First Report of the First Conference Committee on **SB01-131**, as printed in Senate Journal, April 26, 2001, page 1001. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Anderson	N	Evans	Y	May	N	Takis	Y
Andrews	N	Fitz-Gerald	Y	McElhany	N	Tate	Y
Arnold	N	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	N	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	N	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	N	Linkhart	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

HB01-1272

by Representative Williams T.; also Senator Takis, Pascoe, Tupa and Windels-- Concerning school funding to purchase textbooks.

Senator Takis moved for the adoption of the First Report of the First Conference Committee on **HB01-1272**, as printed in Senate Journal, May 7, 2001, pages 1260-1261. The motion was **adopted** by the following roll call vote:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Anderson	N	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	N	Tate	N
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	N	Thiebaut	Y
Dyer, E.	N	Hernandez	Y	Pascoe	Y	Tupa	N
Dyer, F.	N	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	N		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

HB01-1272

YES	31	NO	4	EXCUSED	0	ABSENT	0
Anderson	N	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	N	Tate	N
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	N	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

Co-sponsors added: Fitz-Gerald, Matsunaka, Nichol, Pascoe, Thiebaut, Tupa, Windels.

HB01-1096

by Representative Vigil; also Senator Hagedorn--Concerning the authority to allow recipients to supplement the amount received through the child care assistance program.

Senator Hagedorn moved for the adoption of the First Report of the First Conference Committee on **HB01-1096**, as printed in Senate Journal, May 7, 2001, page 1261-1262. The motion was **adopted** by the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	N	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	29	NO	6	EXCUSED	0	ABSENT	0
Anderson	N	Evans	N	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	N	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	N	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	N	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	N	Linkhart	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

HB01-1155

by Representatives Stengel, Fairbank, Lawrence, Lee, Mitchell, Stafford, White, Williams S. and Young; also Senator Hagedorn--Concerning the availability of information concerning sexual offenders, and making an appropriation in connection therewith.

Senator Hagedorn moved for the adoption of the First Report of the First Conference Committee on **HB01-1155**, as printed in Senate Journal, May 7, 2001, pages 1243-1244. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

HB01-1155

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	N
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	N	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

Co-sponsors added: May, Nichol.

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of House Amendments to Senate Bill, **SB01-089**.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB01-089

by Senators Tupa, Fitz-Gerald, Hernandez and Windels; also Representatives Williams S., and Bacon--Concerning class sizes in kindergarten through twelfth grade public schools.

Senator Tupa moved that the Senate not concur in House amendments to **SB01-089**, as printed in House Journal, May 1, 2001, page 1480, and that a Conference Committee be appointed.

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

(For further action, see Appointments to Conference Committees.)

COMMITTEE OF REFERENCE REPORTS

The committee recommends the following:

Appropriations

After consideration on the merits, the committee recommends that **HB01-1394** be referred favorably to the Committee of the Whole.

Appropriations

After consideration on the merits, the committee recommends that **HB01-1376** be postponed indefinitely.

Appropriations

After consideration on the merits, the committee recommends that **HB01-1240** be amended as follows and, as so amended be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 7, after "PROVIDE", insert "AN INTERIM COMMITTEE AS" and strike "SHALL," and substitute "SHALL";

line 8, strike "ON A CONTINUAL AND REGULAR BASIS,";

line 19, strike the second "AND";

line 22, strike "CLAIMS." and substitute "CLAIMS; AND";

after line 22, insert the following:

"(f) TO CONTINUE THE STUDIES OF THE SPECIAL WATER COMMITTEE PURSUANT TO SENATE BILL 96-074."

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HB01-1240

Page 3, line 4, strike "BETWEEN SESSIONS OF THE GENERAL ASSEMBLY";
 line 5, strike "ANNUALLY";
 line 23, strike "FOUR" and substitute "FIVE";
 line 24, after "SENATE,", insert "THREE" and, after "AND", insert "TWO APPOINTED";
 line 26, strike "SIX" and substitute "FIVE";
 line 27, after "REPRESENTATIVES,", insert "THREE".

Page 4, line 1, strike "AFTER CONSULTATION WITH" and substitute "AND TWO APPOINTED BY";
 line 19, strike "THE CHAIR AND";
 strike lines 20 through 22;
 strike lines 24 and 25 and substitute the following:
 "IN THE INTERIM PERIOD."

Page 5, line 11, strike "15 IN EVEN-NUMBERED" and substitute "15, 2001.";
 strike line 12;
 line 14, strike "2011." and substitute "2002."

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MESSAGE FROM THE HOUSE

May 8, 2001

Mr. President:

The House has voted to recede from its position, dissolve the First Conference Committee on HB01-1289, and concur in Senate amendments, and has repassed the bill. The House requests return of the bill.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB01-1408.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB01-1401, amended as printed in House Journal, May 7, page 1663.
HB01-1393, amended as printed in House Journal, May 7, page 1678.
HB01-1409, amended as printed in House Journal, May 7, pages 1675-1676.
SB01-224, amended as printed in House Journal, May 7, pages 1672-1674.

The House has passed on Third Reading and returns herewith SB01-220, 211, 239.

The House has postponed indefinitely SB01-238. The bill is returned herewith.

In response to the request of the Senate, the Speaker has appointed Representatives King, chairman, Spence, and Mace as House conferees on the First Conference Committee on SB01-098.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

HJR01-1035 by Representative Dean; also Senator Matsunaka--Concerning Peace Officers' Memorial Day and Police Week.

Laid over one day under Senate Rule 30(e).

HJR01-1046 by Representatives Romanoff, Alexander, Boyd, Cloer, Fritz, Groff, Jameson, Johnson, Kester, Larson, Lawrence, Mace, Madden, Rippy, Sanchez, Sinclair, Stafford, Tapia, Vigil, Weddig, White, Williams T. and Witwer; also Senators Dyer (Durango), Fitz-Gerald and Taylor--Concerning the creation of a task force to study affordable housing solutions for Colorado.

Laid over one day under Senate Rule 30(e).

Senate in Recess--Senate Reconvened.

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB01-1264**

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB01-1264, concerning child support obligations, and making an appropriation in connection therewith, has met and reports that it has agreed upon the following:

That the House accede to the Senate amendments made to the bill, as said amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 4, strike lines 18 through 27.

Page 5, strike lines 1 through 19.

Renumber succeeding sections accordingly.

Page 10, strike lines 16 through 27.

Page 11, strike lines 1 through 5.

Renumber succeeding sections accordingly.

Page 12, strike lines 3 through 5.

Renumber succeeding section accordingly.

Respectfully submitted,

House Committee:	Senate Committee:
(signed)	(signed)
Representative Stafford, Chairman	Senator Hagedorn, Chairman
(signed)	(signed)
Representative Jahn	Senator Epps
(signed)	(signed)
Representative Clapp	Senator Hernandez

MESSAGE FROM THE HOUSE

May 8, 2001

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes;

HB01-1405, amended as printed in House Journal, May 7, page 1686-1687, and amended on Third Reading as printed in House Journal, May 8.

In response to the request of the Senate, the Speaker has appointed Representatives Fritz, chairman, Rippy, and Romanoff as House conferees on the First Conference Committee on SB01-142.

In response to the request of the Senate, the Speaker has appointed Representatives Stengel, chairman, Hefley, and S. Williams as House conferees on the First Conference Committee on SB01-089.

MESSAGE FROM THE REVISOR

We herewith transmit:

without comment, HB01-1408; and
without comment, as amended, HB01-1401, 1393, and 1409 and SB01-224.

We herewith transmit:

without comment, as amended, HB01-1405.

On motion of Senator Thiebaut, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, **HB01-1377**, **HB01-1403**, **HB01-1199** were made Special Orders at 11:58 a.m.

Committee of the Whole

The hour of 11:58 a.m. having arrived, Senator Owen moved that the Senate resolve itself into Committee of the Whole for consideration of Special Orders--Second Reading of Bills. Senator Owen was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB01-1199

by Representatives Johnson, Tochtrop, Witwer, Alexander, Fritz, Hefley, Lee, Romanoff and Sinclair; also Senators Reeves, Epps, Anderson, Evans and Hanna--Concerning medical assistance reforms, and making an appropriation in connection therewith.

Ordered revised and placed on the calendar for Third Reading and Final Passage.

HB01-1377

by Representative Williams T.; also Senator Tate--Concerning probate matters.

Amendment No. 1(L.005), by Senator Evans.

Amend reengrossed bill, page 8, strike lines 25 through 27.

Strike page 9.

Renumber succeeding sections accordingly.

Amendment No. 2(L.006), by Senator Evans.

Amend reengrossed bill, page 10, line 9, strike "IN" and substitute "IN CIRCUMSTANCES WHERE THE TERMS OF AN INSTRUMENT CREATING AN ESTATE OR TRUST CREATED PRIOR TO JANUARY 1, 2001, OR IN";

line 13, after "ORDERS" insert "OR TERMS OF THE INSTRUMENT".

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

HB01-1403

by Representative Dean; also Senator Teck--Concerning the continued payment of expenses related to the disbursement of all forms of moneys received by the treasury.

Ordered revised and placed on the calendar for Third Reading and Final Passage.

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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Owen, the Report of the Committee of the Whole was adopted and, a majority of all members elected having voted in the affirmative, the following action was taken:

Passed on Second Reading: **HB01-1199, HB01-1377** as amended, **HB01-1403**.

INTRODUCTION OF BILLS--FIRST READING

The following bills were read by title and referred to the committees indicated:

HB01-1393 by Representatives Scott, Paschall, Swenson, Grossman, Fairbank, Garcia, Groff, Marshall and Mitchell; also Senator Fitz-Gerald--Concerning the adoption of the "Uniform Electronic Transactions Act".
Business, Labor, and Finance

HB01-1401 by Representatives Saliman, Berry, Grossman, Lawrence and Tapia; also Senators Anderson, Owen, Reeves and Tate--Concerning participation in the comprehensive primary and preventive care grant program.
Health, Environment, Children & Families

HB01-1405 by Representatives White, Kester and Larson; also Senators Chlouber and Fitz-Gerald-- Concerning the creation of a telemarketing no-call list for telephone subscribers.
Business, Labor, and Finance

HB01-1408 by Representatives Lawrence, Larson and Miller; also Senators Phillips and Windels-- Concerning a supplemental appropriation for specified department of human services, division of youth corrections, department of education, school for the deaf and blind, and department of higher education, Colorado historical society capital construction projects.
Appropriations

HB01-1409 by Representatives Lawrence, Larson and Miller; also Senators Phillips, Windels and McElhany--Concerning the authorization of the executive director of the department of personnel to purchase, on behalf of the state, property located at 1570 Grant Street, Denver, Colorado, and making an appropriation in connection therewith.
Appropriations

MESSAGE FROM THE HOUSE

May 8, 2001

Mr. President:

The House has voted to recede from its position, dissolve the First Conference Committee on HB01-1169, and concur in Senate amendments, and has repassed the bill. The House requests return of the bill.

Senate in recess--Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

The committees recommend the following:

Appropriations After consideration on the merits, the committee recommends that **HB01-1409** be amended as follows and, as so amended be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 9, line 4, after "(B)", insert "and Part VII (2)(B)" and, strike "is" and substitute "are".

Page 10, line 8, in the ITEM & SUBTOTAL column, strike "5,660,531" and substitute "6,730,265" and, in the CAPITAL CONSTRUCTION FUND EXEMPT column, strike "5,660,531" and substitute "6,730,265";

line 10, in the ITEM & SUBTOTAL column, strike "2,139,469" and

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HB01-1409

substitute "1,069,735" and, in the CAPITAL CONSTRUCTION FUND EXEMPT column, strike "2,139,469" and substitute "1,069,735".

Page 11, after line 1, insert the following:

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Appropriations

After consideration on the merits, the committee recommends that **HB01-1408** be referred favorably to the Committee of the Whole.

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Health, Environment, Children and Families

After consideration on the merits, the committee recommends that **HB01-1401** be referred favorably to the Committee of the Whole.

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Public Policy and Planning

After consideration on the merits, the committee recommends that **HB01-1406** be amended as follows and, as so amended be referred to the Committee of the Whole with favorable recommendation.

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Amend reengrossed bill, page 2, strike lines 8 and 9 and substitute the following:

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"REGION SURROUNDING THE UNIVERSITY OF CHANGING ITS NAME AND MAKING";

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line 10, strike "UNIVERSITY." and substitute "UNIVERSITY AND THE IMPLICATIONS TO ITS AUTONOMY AS A REGIONAL INSTITUTION IN EXCHANGE FOR NAME AND ROLE AND MISSION CHANGES.";

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line 11, strike "DETAIL" and substitute "INCLUDE A PLAN THAT DEMONSTRATES" and strike "MEET" and substitute "ACHIEVE";

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after line 12, insert the following:

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"(a) ADOPTION OF ADMISSION STANDARDS COMPATIBLE WITH THE UNIVERSITY'S MISSION IN ACADEMIC AREAS THAT UNIQUELY SERVE SOUTHEASTERN COLORADO;"

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Reletter succeeding paragraphs accordingly.

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Page 2, line 13, strike "EFFECTIVE" and substitute "COST-EFFECTIVE";

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line 14, after "ENROLLMENT", insert "AND RETENTION OF ENROLLMENT";

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strike line 16 and substitute the following:

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"SERVES, IDENTIFYING IMPROVEMENTS IN PROGRAMS THAT ASSIST STUDENTS TO RECEIVE ADDITIONAL MERIT-BASED AND NEED-BASED FINANCIAL AID AND THAT ASSIST STUDENTS TO MASTER BASIC ACADEMIC SKILLS AND EMPHASIZING COLLABORATIVE EFFORTS WITH REGIONAL COMMUNITY COLLEGES TO TRANSITION STUDENTS INTO THE UNIVERSITY;"

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line 17, strike "DEMONSTRATION OF INCREASING" and substitute "ADVANCEMENT TOWARD INCREASED";

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line 18, strike "UNIVERSITY;" and substitute "UNIVERSITY, DETAILING ENHANCEMENTS TO PROFESSIONAL AND ENGINEERING TECHNOLOGY PROGRAMS, EDUCATION PROGRAMS, TRADITIONAL LIBERAL ARTS AND SCIENCES PROGRAMS, AND SELECT GRADUATE PROGRAMS AND ASSESSING THE DESIRABILITY FOR INCREASED FACULTY RESEARCH AND GRADUATE STUDENT RESEARCH AND THE PROSPECTS FOR ACCESSING RESEARCH GRANTS IN COLLABORATION WITH OTHER STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION THAT FOCUS ON DISTINCTIVE COMPETENCIES AND REGIONAL NEEDS;"

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strike lines 19 through 23.

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Page 3, strike line 1.

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Reletter succeeding paragraphs accordingly.

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Page 3, line 5, strike "WITH THE GOAL OF FACILITATING" and substitute "RECOGNIZING THE NEED TO FACILITATE";

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line 6, strike "MOVING" and substitute "TRANSFERRING";

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HB01-1406

strike line 7 and substitute "INSTITUTIONS AND FOR FACULTY COLLABORATION IN PROGRAM ARTICULATION, CURRICULUM DEVELOPMENT AND REVIEW, AND EVALUATION";

strike lines 9 and 10 and substitute "DEGREES WITH OTHER STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION, TAKING INTO CONSIDERATION";

line 11, strike "FOR";

strike line 12 and substitute the following:

"SEPARATING INSTITUTIONS;

(f) ESTABLISHMENT OF STANDARDS FOR FACULTY APPOINTMENT, PROMOTION, TENURE, CLASS LOADS, CREATIVE AND SCHOLARLY WORK, OVERALL PERFORMANCE, AND SALARIES THAT ARE COMPARABLE TO STANDARDS APPLIED BY OTHER STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION, TAKING INTO CONSIDERATION INSTITUTIONAL SIZE, ROLE, MISSION, AND STUDENT ADMISSION STANDARDS;

(g) ATTAINMENT OF RESOURCES ADEQUATE TO ENHANCE THE UNIVERSITY'S ROLE AND MISSION, IDENTIFYING ADDITIONAL RESOURCES REQUIRED TO MEET AN ENHANCED ROLE AND MISSION, INCLUDING RESOURCES TO EMPLOY THE NECESSARY FACULTY AND STAFF, AND TO PROVIDE ACADEMIC PROGRAM SERVICES, SUCH AS INFORMATION TECHNOLOGY, LIBRARY AND LABORATORY INSTRUCTIONAL OFFERINGS, AND FACULTY, STAFF, AND STUDENT DEVELOPMENT; AND".

Reletter succeeding paragraphs accordingly.

Page 3, line 16, strike "COLORADO STATE";

strike line 17 and substitute the following:

"OTHER STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION.

(2) THE REPORT SHALL IDENTIFY EXISTING COLLABORATIVE EFFORTS WITHIN THE COLORADO STATE UNIVERSITY SYSTEM IN THE AREA OF ACADEMICS, FACULTY AND STUDENT AFFAIRS, AND ADMINISTRATIVE SERVICES, ASSESSING THEIR VALUE TO THE REGION SURROUNDING THE UNIVERSITY OF SOUTHERN COLORADO."

Renumber succeeding subsections accordingly.

Page 3, line 18, strike "THE GENERAL ASSEMBLY ESTABLISHES AN INTERIM" and substitute "A";

line 19, after "COMMITTEE", insert "OR TASK FORCE" and strike "INTERIM," and substitute "INTERIM IS ESTABLISHED, OR THERE IS ANY MEETING OF THE JOINT EDUCATION COMMITTEE,";

line 21, strike "INTERIM COMMITTEE" and substitute "COMMITTEE OR TASK FORCE";

line 22, after the period, add "AFTER REVIEWING THE STATUS REPORT ON THE UNIVERSITY OF SOUTHERN COLORADO'S GOAL PLANNING PROCESS, THE COMMITTEE MAY REQUEST ADDITIONAL INFORMATION FROM THE BOARD OR THE UNIVERSITY, AS THE COMMITTEE DEEMS NECESSARY.";

line 26, after the period, add "AFTER REVIEWING THE REPORT ON THE UNIVERSITY OF SOUTHERN COLORADO'S GOAL PLANNING PROCESS, THE EDUCATION COMMITTEES, OR ANY OF THE EDUCATION COMMITTEE MEMBERS, MAY REQUEST ADDITIONAL INFORMATION FROM THE BOARD OR THE UNIVERSITY, AS DEEMED NECESSARY." .

Page 4, line 1, strike "(2)," and substitute "(3),".

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Public Policy and Planning

The committee returns herewith Senate Concurrent Resolution 01-006 because consideration of the measure was postponed for more than 30 days or until a date beyond the date for adjournment sine die of the legislative session. Therefore, under Senate Rule 22 (f), said resolution is deemed to be postponed indefinitely.

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Public Policy and Planning

After consideration on the merits, the committee recommends that **SB01-242** be postponed indefinitely.

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Business, Labor, and Finance

After consideration on the merits, the committee recommends that **HB01-1405** be referred favorably to the Committee of the Whole.

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Business, Labor, and Finance

After consideration on the merits, the committee recommends that **HB01-1301** be postponed indefinitely.

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Business, Labor, and Finance

After consideration on the merits, the committee recommends that **HJR01-1016** be postponed indefinitely.

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Business, Labor, and Finance

After consideration on the merits, the committee recommends that **HB01-1374** be postponed indefinitely.

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Business, Labor, and Finance

The committee returns herewith House Bill 01-1393 because consideration of the measure was postponed for more than 30 days or until a date beyond the date for adjournment sine die of the legislative session. Therefore, under Senate Rule 22 (f), said resolution is deemed to be postponed indefinitely.

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FIRST REPORT OF FIRST CONFERENCE COMMITTEE ON HB01-1184

THIS REPORT AMENDS THE
REREVISED BILL

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To the President of the Senate and the Speaker of the House of Representatives:

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Your first conference committee appointed on HB01-1184, concerning domestic violence, and making an appropriation therefor, has met and reports that it has agreed upon the following:

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1. That the House accede to the Senate amendments made to the bill, as said amendments appear in the rerevised bill, with the following changes:

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Amend rerevised bill, page 8, line 24, strike "ninety-eight thousand nine"; line 25, strike "hundred dollars (\$98,900) and 0.5 FTE," and substitute "one hundred twenty-two thousand seven hundred eighty-eight dollars (\$122,788) and 1.0 FTE,".

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2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

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Amend rerevised bill, page 3, line 6, after "CONCERNING", insert

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HB01-1184

"DOMESTIC VIOLENCE";

line 8, strike "CHILDREN." and substitute "CHILDREN, IN APPROPRIATE CASES.".

Page 5, line 11, after "CONCERNING", insert "DOMESTIC VIOLENCE";

line 13, strike "CHILDREN." and substitute "CHILDREN, IN APPROPRIATE CASES.".

Page 9, after line 4, insert the following:

"SECTION 8. Appropriation - legislative intent. (1) (a) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the judicial department, for allocation to the family violence justice fund established pursuant to section 14-4-107, Colorado Revised Statutes, for the purpose of allowing the state court administrator to make grants from such fund pursuant to the provisions of sections 13-3-101 (6) and 14-4-107, Colorado Revised Statutes, for the fiscal year beginning July 1, 2001, the sum of twenty-six thousand seven hundred seventy-six dollars (\$26,776), or so much thereof as may be necessary, for the implementation of this act.

(b) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of human services, for allocation to the Colorado domestic abuse program fund established pursuant to section 39-22-802, Colorado Revised Statutes, for the fiscal year beginning July 1, 2001, the sum of twenty-six thousand seven hundred seventy-six dollars (\$26,776), or so much thereof as may be necessary, for the implementation of this act.

(2) It is the intent of the general assembly that the general fund appropriation for the implementation of this act contained in subsection (1) of this section shall be derived from savings generated from the implementation of the provisions of S.B. 01-077, as enacted during the first regular session of the sixty-third general assembly.

SECTION 9. Future appropriations - legislative intent.

(1) (a) In addition to any other appropriation set forth in this act, it appears that this act will require additional future appropriations from the general fund to the judicial department, for allocation to the family violence justice fund established pursuant to section 14-4-107, Colorado Revised Statutes, for the purpose of allowing the state court administrator to make grants from such fund pursuant to the provisions of sections 13-3-101 (6) and 14-4-107, Colorado Revised Statutes, and the amount required to be appropriated for the fiscal year beginning July 1, 2002, is estimated to be one hundred thousand dollars (\$100,000).

(b) In addition to any other appropriation set forth in this act, it appears that this act will require additional future appropriations from the general fund to the department of human services, for allocation to the Colorado domestic abuse program fund established pursuant to section 39-22-802, Colorado Revised Statutes, and the amount required to be appropriated for the fiscal year beginning July 1, 2002, is estimated to be one hundred thousand dollars (\$100,000).

(2) It is the intent of the general assembly that the general fund appropriation for the implementation of this act shall be derived from savings generated from the implementation of the provisions of S.B. 01-077, as enacted during the first regular session of the sixty-third general assembly.".

Renumber succeeding section accordingly.

Page 9, line 5, after "date.", insert "(1)";

after line 13, add the following:

"(2) Sections 1, 2, 3, 4, 5, 6, 7, and 10 of this act shall take upon passage. Sections 8 and 9 of this act shall take effect upon passage;

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HB01-1184

except that sections 8 and 9 of this act shall only take effect if:

(a) The final fiscal estimate for S.B. 01-077, as reflected in the appropriations clause for said act, shows a net general fund savings that is equal to or greater than the final general fund fiscal estimate for this act, as reflected in sections 8 and 9 of this act; and

(b) S.B. 01-077 is enacted at the first regular session of the sixty-third general assembly and becomes law."

Page 1, line 101, strike "AN APPROPRIATION" and substitute "APPROPRIATIONS IN CONNECTION THEREWITH.";

strike line 102.

Respectfully submitted,

House Committee:

Senate Committee:

(signed)
Representative Lawrence, Chairman

(signed)
Senator Perlmutter, Chairman

(signed)
Representative Hefley

(signed)
Senator Gordon

(signed)
Representative Veiga

(signed)
Senator Lamborn

MESSAGE FROM THE HOUSE

May 8, 2001

Mr. President:

The House has voted to authorize the House conferees on the First Conference Committee on HB01-1269 to consider matters not at issue between the two houses.

The House has voted not to concur in the Senate amendments to HB01-1097 and requests that a conference committee be appointed. The Speaker has appointed Representatives Dean, chairman, Hoppe, and Chavez as House conferees on the First Conference Committee on HB01-1097. The bill is transmitted herewith.

On motion of Senator Thiebaut, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, **HB01-1406, HB01-1408, HB01-1409, HB01-1401, HB01-1387, HB01-1390** were made Special Orders at 3:45 p.m.

Committee of the Whole

The hour of 3:45 p.m. having arrived, Senator Tate moved that the Senate resolve itself into Committee of the Whole for consideration of Special Orders--Second Reading of Bills. Senator Tate was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB01-1406

by Representative Lawrence; also Senator Thiebaut--Concerning the university of southern Colorado goal planning process.

Amendment No. 1, Public Policy and Planning Committee Amendment.
(Printed in Senate Journal, May 8, 2001, pages 1298-1299.)

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

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- HB01-1408** by Representatives Lawrence, Larson and Miller; also Senators Phillips and Windels-- Concerning a supplemental appropriation for specified department of human services, division of youth corrections, department of education, school for the deaf and blind, and department of higher education, Colorado historical society capital construction projects. 1
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Ordered revised and placed on the calendar for Third Reading and Final Passage. 6
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- HB01-1409** by Representatives Lawrence, Larson and Miller; also Senators Phillips, Windels and McElhany--Concerning the authorization of the executive director of the department of personnel to purchase, on behalf of the state, property located at 1570 Grant Street, Denver, Colorado, and making an appropriation in connection therewith. 8
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Amendment No. 1, Appropriations Committee Amendment. 13
(Printed in Senate Journal, May 8, 2001, pages 1293-1297.) 14
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As amended, ordered revised and placed on the calendar for Third Reading and Final Passage. 16
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- HB01-1401** by Representatives Saliman, Berry, Grossman, Lawrence and Tapia; also Senators Anderson, Owen, Reeves and Tate--Concerning participation in the comprehensive primary and preventive care grant program. 19
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Ordered revised and placed on the calendar for Third Reading and Final Passage. 23
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- HB01-1387** by Representative Snook; also Senator Entz--Concerning measures designed to mitigate hazards originating from solid waste, and, in connection therewith, making an appropriation. 25
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Amendment No. 1, Government, Veterans and Military Relations and Transportation Committee Amendment. 29
(Printed in Senate Journal, May 4, 2001, pages 1241-1242.) 30
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Amendment No. 2, Appropriations Committee Amendment. 33
(Printed in Senate Journal, May 7, 2001, page 1273.) 34
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As amended, ordered revised and placed on the calendar for Third Reading and Final Passage. 36
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- HB01-1390** by Representatives Romanoff, Fairbank, Grossman, Mitchell and Sinclair; also Senator McElhany--Concerning the enforcement of the reporting requirements under the "Fair Campaign Practices Act". 39
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Amendment No. 1, Judiciary Committee Amendment. 43
(Printed in Senate Journal, May 7, 2001, page 1277.) 44
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As amended, ordered revised and placed on the calendar for Third Reading and Final Passage. 46
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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Tate, the Report of the Committee of the Whole was adopted and, a majority of all members elected having voted in the affirmative, the following action was taken: 52
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Passed on Second Reading: **HB01-1406** as amended, **HB01-1408**, **HB01-1409** as amended, **HB01-1401**, **HB01-1387** as amended, **HB01-1390** as amended. 56
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MESSAGE FROM THE HOUSE

May 8, 2001 61
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Mr. President: 64
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The House has postponed indefinitely SB01-241. The bill is returned herewith. 66
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The House has passed on Third Reading and transmitted to the Revisor of Statutes HB01-1305, amended as printed in House Journal, May 7, pages 1676-1677. 68
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May 8, 2001

Mr. President:

The House has adopted the First Report of the First Conference Committee on HB01-1155, as printed in House Journal, May 8, page 1708, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on SB01-100, as printed in House Journal, May 7, pages 1660-1661, and has repassed the bill as so amended. The bill is returned herewith.

The House has adopted the First Report of the First Conference Committee on SB01-088, as printed in House Journal, May 1, pages 1494-1495, and has repassed the bill as so amended. The bill is returned herewith.

The House has adopted the First Report of the First Conference Committee on SB01-140, as printed in House Journal, April 26, page 1428-1430, and has repassed the bill as so amended. The bill is returned herewith.

MESSAGE FROM THE REVISOR

We herewith transmit:

without comment, as amended, HB01-1305.

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

HB01-1269 by Representative Chavez; also Senator Epps--Concerning punishment of criminal gang activities, and making an appropriation in connection therewith.

Senator Epps moved that the Senate Conferees on the First Conference Committee on **HB01-1269** be given the powers to go beyond the scope of the differences between the two Houses.

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

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of House Amendments to Senate Bills.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB01-046 by Senator Fitz-Gerald; also Representative Scott--Concerning unlawful acts at licensed gaming establishments, and making an appropriation in connection therewith.

Senator Fitz-Gerald moved that the Senate concur in House amendments to **SB01-046**, as printed in House Journal, May 1, 2001, page 1491. The motion was **passed** by the following roll call vote:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	N	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	N	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

SB01-046

YES	31	NO	4	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	N	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	N	Taylor	Y
Cairns	N	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	N	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

Co-sponsors added: Chlouber, McElhany.

SB01-057

by Senator Entz; also Representative Stengel--Concerning the imposition of surcharges on certain outdoor recreation activities in order to fund rescue activities, and making an appropriation therefor.

Senator Entz moved that the Senate concur in House amendments to **SB01-057**, as printed in House Journal, May 1, 2001, page 1492. More than a majority of those elected to the Senate having voted in the affirmative, the amendments were declared **adopted**.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	N
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

Co-sponsors added: Chlouber, Dyer (Durango), Fitz-Gerald, Gordon, Teck.

SB01-204

by Senators Reeves, Tate and Owen; also Representatives Young, Berry and Saliman--Concerning state policies relating to the implementation of section 17 of article IX of the state constitution.

Senator Reeves moved that the Senate not concur in House amendments to **SB01-204**, as printed in House Journal, May 3, 2001, pages 1591-1592, and that a Conference Committee be appointed.

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

Senator Reeves moved that the Senate Conferees on the First Conference Committee on **SB01-204** be given the powers to go beyond the scope of the differences between the two Houses.

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

(For further action, see Appointments to Conference Committees.)

SB01-228

by Senators Windels and Perlmutter; also Representatives Scott--Concerning the exclusive authority of the oil and gas conservation commission to regulate the closure of underground natural gas storage caverns.

Senator Windels moved that the Senate concur in House amendments to **SB01-228**, as printed in House Journal, May 4, 2001, page 1621. The motion was **passed** by the following roll call vote:

SB01-228

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

SB01-138

by Senators Perlmutter, Arnold and Matsunaka; also Representatives Smith, Coleman, and Grossman--Concerning the revision of statutes in the Colorado Revised Statutes, as amended, amending or repealing obsolete, inconsistent, and conflicting provisions of law and clarifying the language to reflect the legislative intent of the laws.

Senator Thiebaut moved that the Senate concur in House amendments to **SB01-138**, as printed in House Journal, May 3, 2001, page 1591 and May 7, 2001, page 1645-1647. The motion was **passed** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

SB01-082

by Senators Matsunaka, Fitz-Gerald, Tupa and Windels; also Representative Spence--Concerning the implementation of section 17 of article IX of the state constitution, and making an appropriation in connection therewith.

SB01-082

Senator Matsunaka moved that the Senate not concur in House amendments to **SB01-082**, as printed in House Journal, May 7, 2001, pages 1649-1652, and that a Conference Committee be appointed.

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

Senator Matsunaka moved that the Senate Conferrees on the First Conference Committee on **SB01-082** be given the powers to go beyond the scope of the differences between the two Houses.

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

(For further action, see Appointments to Conference Committee.)

SB01-006

by Senators Entz, Chlouber, Dyer (Durango); also Representatives Larson, Stengel-- Concerning the creation of the habitat partnership program, and, in connection therewith, changing the duties of the habitat partnership council, habitat partnership committee, and director of the division of wildlife, and funding the habitat partnership cash fund.

Senator Entz moved that the Senate concur in House amendments to **SB01-006**, as printed in House Journal, April 23, 2001, page 1341. The motion was **passed** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

Co-sponsors added: Taylor.

SB01-205

by Senator Takis; also Representative Williams T.--Concerning the continuation beyond their scheduled termination date in the current calendar year of certain health benefit plans for small employers.

Senator Takis moved that the Senate concur in House amendments to **SB01-205**, as printed in House Journal, April 19, 2001, pages 1282-1283. The motion was **passed** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

SB01-205

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

SB01-224

by Senator Hagedorn; also Representative Spradley--Concerning the enhancement of health care services for rural areas of Colorado, and, in connection therewith, enhancing flexibility for network adequacy, enhancing provider service networks, creating community contracted health care providers, expanding the use of telemedicine, and creating an interim committee to study health care issues.

Senator Hagedorn moved that the Senate concur in House amendments to **SB01-224**, as printed in House Journal, May 8, 2001, pages 1672-1673. The motion was **passed** by the following roll call vote:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Anderson	N	Evans	Y	May	N	Takis	Y
Andrews	N	Fitz-Gerald	N	McElhany	N	Tate	Y
Arnold	N	Gordon	Y	Musgrave	N	Taylor	Y
Cairns	N	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	N	Linkhart	Y	Reeves	N		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	N	Takis	Y
Andrews	N	Fitz-Gerald	Y	McElhany	N	Tate	Y
Arnold	N	Gordon	Y	Musgrave	N	Taylor	Y
Cairns	N	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	N	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	N	Phillips	Y	Mr. President	Y
Epps	N	Linkhart	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

Co-sponsor added: Taylor.

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB01-1269**

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB01-1269,
concerning punishment of criminal gang activities, and making an

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HB01-1269

appropriation in connection therewith, has met and reports that it has agreed upon the following:

1. That the House accede to the Senate amendments made to the bill, as said amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 3, line 4, strike "GANG, WITH THE INTENT THAT SUCH PERSON PROMOTES," and substitute "GANG; OR";

strike lines 5 and 6;

line 18, strike "TITLE 18, C.R.S." and substitute "THIS TITLE."

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendment be recommended:

Amend rerevised bill, page 3, strike lines 11 through 16 and substitute the following:

"(2) RECRUITMENT OF A JUVENILE FOR A CRIMINAL STREET GANG IS A CLASS 1 MISDEMEANOR.";

strike lines 19 through 27.

Strike pages 4 through 6.

Page 7, strike lines 1 through 11.

Renumber succeeding sections accordingly.

Page 1, line 101, strike "ACTIVITIES, AND" and substitute "ACTIVITIES."; strike line 102.

Respectfully submitted,

Senate Committee:

(signed)
Senator Epps, Chairman

House Committee:

(signed)
Representative Clapp, Chairman

(signed)
Senator Gordon

(signed)
Representative Chavez

(signed)
Senator Tate

(signed)
Representative Hefley

MESSAGE FROM THE HOUSE

May 8, 2001

Mr. President:

The House has adopted the First Report of the First Conference Committee on HB01-1250, as printed in House Journal, May 7, page 1665, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB01-1124, as printed in House Journal, May 7, pages 1664-1665, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB01-1187, as printed in House Journal, May 7, page 1664, and has repassed the bill as amended.

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The House has adopted the First Report of the First Conference Committee on HB01-1034, as printed in House Journal, May 7, page 1664, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB01-1292, as printed in House Journal, May 7, page 1664, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB01-1030, as printed in House Journal, May 7, pages 1663-1664, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB01-1274, as printed in House Journal, May 7, pages 1683-1684, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB01-1260, as printed in House Journal, May 7, page 1683, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB01-1272, as printed in House Journal, May 8, page 1708-1709, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB01-1096, as printed in House Journal, May 8, page 1707-1708, and has repassed the bill as amended.

The House has voted to lay over HB01-1349 until May 10. The bill is deemed lost.

The House has voted not to concur in the Senate amendments to HB01-1396 and requests that a conference committee be appointed. The Speaker has appointed Representatives Spradley, chairman, T. Williams, and Tapia as House conferees on the First Conference Committee on HB01-1396. The bill is transmitted herewith.

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolution **SJR01-018**.

CONSIDERATION OF RESOLUTIONS

SJR01-018 by Senators Lamborn, May, Andrews, Epps, Hillman, McElhany and Musgrave-- Concerning naming a portion of Interstate 25.

On motion of Senator Lamborn, the resolution was adopted by the following roll call vote.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

Co-sponsors added: Andrews, Cairns, Chlouber, Epps, May, Musgrave, Owen, Taylor, Teck.

Senate in Recess--Senate Reconvened.

COMMITTEE OF REFERENCE REPORTS

The committee recommends the following:

Education

After consideration on the merits, the committee recommends that **HB01-1389** be amended as follows and, as so amended be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 6, after "(a)", insert "IN ANY MONTH IN WHICH A CHARTER SCHOOL ANTICIPATES A GENERAL FUND CASH DEFICIT, THE CHARTER SCHOOL MAY APPLY FOR A LOAN FROM THE STATE TREASURER PURSUANT TO THIS SECTION AFTER RECEIVING WRITTEN APPROVAL FROM ITS CHARTERING SCHOOL DISTRICT BOARD. WHEN APPLYING TO THE STATE TREASURER FOR A LOAN PURSUANT TO THIS SECTION, THE CHARTER SCHOOL SHALL PROVIDE THE STATE TREASURER WITH THE WRITTEN APPROVAL FROM THE CHARTERING SCHOOL DISTRICT BOARD, AS WELL AS ANY OTHER INFORMATION AND DOCUMENTATION REQUIRED BY THE STATE TREASURER.";

line 18, after "MONTH.", add "NO LOAN SHALL BE MADE TO ANY CHARTER SCHOOL WHERE AN AUDIT SHOWS THE CHARTER SCHOOL IS LIKELY TO BE INSOLVENT IN THE NEXT SIX MONTHS."

Education

After consideration on the merits, the committee recommends that **HB01-1352** be amended as follows and, as so amended be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, strike everything below the enacting clause and substitute the following:

SECTION 1. 22-7-601 (2), Colorado Revised Statutes, is amended to read:

22-7-601. Legislative declaration. (2) The general assembly recognizes that the ~~grading~~ RATING of public schools will be controversial. Therefore, the general assembly finds that it is important that objective indicators be used in a manner that will ensure consistent application throughout the state IN RATING PUBLIC SCHOOLS. It is the intent of the general assembly that, in calculating a school's academic performance ~~grade~~ RATING, the department of education shall use, except for limited statutory exceptions, the scores and other objective indicators of all students enrolled in the school.

SECTION 2. 22-7-602 (1), (7), and (8), Colorado Revised Statutes, are amended to read:

22-7-602. Definitions. As used in this part 6, unless the context otherwise requires:

(1) "Baseline assessment year" means the 2000-01 school year for all CSAP assessments ~~and the curriculum-based, achievement college entrance examinations~~ required to be administered during that school year and means the 2001-02 school year for all assessments required to be administered for the first time during the 2001-02 school year.

(7) "Public school" means a school that ~~received~~ RECEIVES a majority of its funding from moneys raised by a general state, county, or district tax and whose property is ~~owned and~~ operated by a political subdivision of the state OR A CHARTER SCHOOL ESTABLISHED PURSUANT TO ARTICLE 30.5 OF THIS TITLE.

(8) "School level" means the level of a public school as either elementary, middle, or high school. Schools that cover grades one through five or one through six shall be considered elementary schools. Schools that cover grades six through eight or seven through nine shall be considered middle schools. Schools that cover grades nine through twelve or ten through twelve shall be considered high schools. Schools that cover other combinations of grades shall be considered elementary, middle, or high school as determined by the state board by rule; except that, if a school covers two or three complete school levels, as defined in this subsection (8), it shall be considered as two or three separate schools for purposes of assigning of academic performance and improvement ~~grades~~ RATINGS pursuant to section 22-7-604 and issuing school report cards pursuant to section 22-7-605.

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SECTION 3. 22-7-604 (1), (2), (4), (5), (6), (7), and (8), Colorado Revised Statutes, are amended to read:

22-7-604. Academic performance - academic improvement - measurement - designation and methodology. (1) Beginning with the 2000-01 2001-02 school year and for each school year thereafter, the department shall assign to each public school a letter grade of "A", "B", "C", "D", or "F" RATING OF "EXCELLENT", "HIGH", "SATISFACTORY", "LOW", OR "UNSATISFACTORY" for the public school's overall academic performance as calculated pursuant to this section. The grades RATINGS shall correspond to the following categories:

- (a) "A" "EXCELLENT": Excellent academic performance;
- (b) "B" "HIGH": Above average academic performance;
- (c) "C" "SATISFACTORY": Average academic performance;
- (d) "D" "LOW": Below average academic performance; and
- (e) "F" "UNSATISFACTORY": Failing academic performance.

(2) Grades RATINGS assigned to public schools pursuant to this section shall be determined by the levels of student achievement and improvement on all CSAP assessments and curriculum-based, achievement college entrance exams administered by the public school in each school year pursuant to section 22-7-409. Each new CSAP assessment area and grade level shall enter the calculations of grades RATINGS pursuant to this section at a weight equivalent to that assigned to existing assessment areas and grade levels.

(4) Curriculum-based, achievement college entrance exams. (a) The department shall annually calculate for each public high school, the mean score in the academic areas of reading, writing, and mathematics on the curriculum-based, achievement college entrance exam. No public high school shall be removed from the calculation required by this paragraph (a) for any reason, including but not limited to having a small number of assessed students.

(b) In the baseline performance year, for the academic areas of reading, writing, and mathematics on the curriculum-based, achievement college entrance exam, the department shall calculate a standard normal distribution with a mean of 0.00 and a standard deviation of 1.00 using the appropriate mean scores. Each year, in order to adjust for differences in difficulty between academic areas, the department shall convert the public school's mean score for each academic area to a standard mean score using the conversion table created by the standard normal distribution calculated in the baseline performance year.

(5) Overall academic performance measurement. (a) The department shall average each public school's CSAP-area standardized, weighted total scores calculated pursuant to subsection (3) of this section, and, in the case of a public high school, shall average its CSAP-area standardized, weighted total score calculated pursuant to subsection (3) of this section and its standardized mean scores for the same academic area calculated pursuant to subsection (4) of this section. The average shall be weighted to control for differences in school size and differences in the number of students with valid scores across academic areas. The number of students with valid scores within an academic area will SHALL be multiplied by the CSAP-area or curriculum-based, achievement college entrance exam standard mean score for that academic area. This product will SHALL be summed with all other products for academic areas and divided by the sum of the number of students with valid scores across all academic areas. The department shall use the resulting overall standardized, weighted total score to assign an academic performance grade RATING to each public school.

(b) (I) In the YEAR FOLLOWING THE baseline performance year, the department shall assign an academic performance grade RATING to each public school at each school level based on a public school's overall standardized, weighted total score as follows:

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(A) An academic performance ~~grade~~ RATING of "A" "EXCELLENT" shall be assigned to public schools whose overall standardized, weighted total scores are in the highest eight percent of scores received by public schools at the same school level in the state, including public schools that tie at the lowest eligible score;

(B) An academic performance ~~grade~~ RATING of "B" "HIGH" shall be assigned to public schools whose overall standardized, weighted total scores are below the highest eight percent and above the lowest sixty-seven percent of scores received by public schools at the same school level in the state, including schools that tie at the lowest eligible score;

(C) An academic performance ~~grade~~ RATING of "C" "SATISFACTORY"; shall be assigned to public schools whose overall standardized, weighted total scores are below the highest thirty-three percent and above the lowest twenty-seven percent of scores received by public schools at the same school level in the state, including schools that tie at the lowest eligible score;

(D) An academic performance ~~grade~~ RATING of "D" "LOW" shall be assigned to public schools whose overall standardized, weighted total scores are below the highest seventy-three percent and above the lowest two percent of scores received by public schools at the same school level in the state, including schools that tie at the lowest eligible score;

(E) An academic performance ~~grade~~ RATING of "F" "UNSATISFACTORY" shall be assigned to public schools whose overall standardized, weighted total scores are in the lowest two percent of scores received by public schools at the same school level in the state.

(II) The ~~grades~~ RATINGS assigned in the YEAR FOLLOWING THE baseline performance year pursuant to subparagraph (I) of this paragraph (b) shall establish which overall standardized, weighted total scores are assigned to which ~~grades~~ RATINGS for subsequent years, subject to paragraph (c) of this subsection (5). The conversion tables established in the baseline performance year for converting weighted totals to standardized, weighted totals shall be used in future years until such time as a new baseline year is established. In addition, the conversion tables established in the baseline performance year for converting standardized, weighted totals to ~~letter grades~~ RATINGS shall be used in future years until such time as a new baseline year is established.

(c) As student performance improves, the standard for assessing academic performance ~~grades~~ RATINGS shall be raised. The department shall evaluate this standard annually by reporting to the state board on the overall academic performance ~~grades~~ RATINGS and changes in such ~~grades~~ RATINGS as described in subsections (6) and (7) of this section. In February, 2005, and in February every three years thereafter, the state board shall report to the education committees of the senate and the house of representatives and to the governor on whether it believes that a new year should be used as the baseline performance year to recalculate the overall standardized, weighted total scores assigned to each academic performance ~~grade~~ RATING. The state board shall not establish a new year as the baseline performance year unless it notifies the education committees of the senate and the house of representatives and the governor on or before February 1 of the year in which school report cards would reflect the new baseline performance year.

(d) For public schools that exclude from any CSAP assessment at any grade level more than ten percent of the students enrolled in that grade level, ~~or exclude from any curriculum-based, achievement college and entrance exam more than ten percent of the students required to take such exam~~, any representation of that public school's overall academic performance ~~grade~~ RATING shall be qualified and followed by the words "participation noted".

(6) **School improvement measurement.** (a) Beginning with the ~~2001-02~~ 2002-03 school year, the department shall annually assign a ~~letter grade~~ RATING for academic improvement to each public school. ~~that in the immediately preceding school year received an academic~~

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~~performance grade of "C" or below as calculated pursuant to subsection (5) of this section. The academic improvement grades RATING shall correspond to the categories described in subsection (1) of this section. The academic improvement grade RATING shall be based upon the change in the school's standardized, weighted total score calculated pursuant to subsection (5) of this section.~~

~~(b) For each public school, described in paragraph (a) of this subsection (6); the department shall assign an academic improvement grade RATING as follows:~~

~~(I) An academic improvement grade RATING of "A" "SIGNIFICANT IMPROVEMENT" shall be assigned to each such public school that shows an improvement of 0.5 of a point or greater from the standard deviation over the immediately preceding year's standardized, weighted total score;~~

~~(II) An academic improvement grade RATING of "B" "IMPROVEMENT" shall be assigned to each such public school that shows an improvement of less than 0.5 of a point but 0.3 of a point or greater from the standard deviation over the immediately preceding year's standardized, weighted total score;~~

~~(III) An academic improvement grade RATING of "C" "NO SIGNIFICANT CHANGE" shall be assigned to each such public school that shows an improvement of less than 0.3 of a point from the standard deviation over the immediately preceding year's standardized, weighted total score or that show SHOWS a decline of less than -0.3 of a point from the standard deviation over the immediately preceding year's standardized, weighted total score;~~

~~(IV) An academic improvement grade RATING of "D" "DECLINE" shall be assigned to each such public school that shows a decline of -0.3 of a point or more but less than -0.5 of a point from the standard deviation over the immediately preceding year's standardized, weighted total score; and~~

~~(V) An academic improvement grade RATING of "F" "SIGNIFICANT DECLINE" shall be assigned to each such public school that shows a decline of -0.5 of a point or more from the standard deviation over the immediately preceding year's standardized, weighted total score.~~

~~(7) School improvement designation - "A" and "B" schools - determination. (a) Beginning with the 2001-02 school year, the department shall annually designate the improvement of each public school that received an academic performance grade of "A" or "B", calculated pursuant to subsection (5) of this section. The designations shall be "significant improvement in school performance", "decline in school performance", or "significant decline in school performance". Each such public school shall be assigned such designation based on its CSAP-area standardized, weighted total score calculated pursuant to subsection (5) of this section.~~

~~(b) The department shall assign designations for each public school described in paragraph (a) of this subsection (7) according to its demonstration of the following:~~

~~(I) A school improvement designation of "significant improvement in school performance" shall be assigned to each such public school that shows an improvement of 0.5 of a point or greater from the standard deviation over the immediately preceding year's standardized, weighted total score;~~

~~(II) A school improvement designation of "decline in school performance" shall be assigned to each such public school that shows a decline of -0.3 of a point or more but less than -0.5 of a point from the standard deviation over the immediately preceding year's standardized, weighted total score; and~~

~~(III) A school improvement designation of "significant decline in school performance" shall be assigned to each such public school that shows a decline of -0.5 or more of a point from the standard deviation~~

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over the immediately preceding year's standardized, weighted total score.

(8) The state board shall have the authority to issue any rules necessary to calculate and assign academic performance grades RATINGS and designations pursuant to this section.

SECTION 4. 22-7-605 (1), (4) (b), (4) (c), (5) (d), (5) (e), (6) (a) (III), (6) (b), (7) (d) (V), (7) (d) (VI), and (8), Colorado Revised Statutes, are amended to read:

22-7-605. School report cards - format. (1) Starting in the academic year 2000-01, and for each academic year thereafter, the department shall issue a report card for each public school in the state. The report card shall be issued in an easy-to-read format and, BEGINNING WITH THE 2002-03 SCHOOL YEAR, shall include the public school's overall academic performance grade RATING. The department shall utilize the methodology described in section 22-7-604 and the state data reporting system established pursuant to section 22-7-603 to prepare a report card for every public school.

(4) **Title page.** Information described in paragraphs (a) to (d) of this subsection (4) shall appear on the front of the report card:

(b) **Measurement.** (I) BEGINNING WITH THE 2001-02 SCHOOL YEAR, the report card shall contain a heading "School Performance Summary" immediately followed in large font by the words, "Overall Academic Performance" followed directly by the letter grade RATING corresponding to this category calculated pursuant to section 22-7-604 for the public school.

(II) (A) ~~If the school received an overall academic performance grade of "C", "D", or "F" for the immediately preceding school year, Immediately below the words "Overall Academic Performance" shall appear in smaller type "Academic Improvement: letter grade RATING calculated pursuant to section 22-7-604 (6)". The letter grade RATING shall be in the same size type as the words "Academic Improvement".~~

(B) ~~If the school received an overall academic performance grade of "A" or "B" for the immediately preceding school year and qualified for a designation pursuant to section 22-7-604 (7), immediately below the words "Overall Academic Performance" shall appear in smaller type "Academic Improvement: designation pursuant to section 22-7-604 (7)]."~~

(C) If the school qualifies for an award pursuant to part 3 of article 11 of this title, immediately below the words ["Overall Academic Performance" or, if applicable,] "Academic Improvement", shall appear the words: "Winner of a John Irwin School of Excellence Award for the [year - year] school year." or "Winner of a Governor's Distinguished Improvement Award for the [year - year] school year.", whichever is appropriate.

(c) **Comparison ranking.** The report card shall contain the following subtitle, "How [name of the public school] Compares To Nearby OTHER [school level] Schools". Below this subtitle, the report card shall contain a list of the ten schools, whether public or private, of the same school level as the subject school that are closest geographically to the subject public school and that received a report card pursuant to this part 6; except that no school shall be listed if it is located more than seventy-five miles from the subject public school. Immediately following the name of each school shall be the overall academic performance grade for each school as calculated pursuant to section 22-7-604. The names of the ten schools and the overall academic performance grade shall form two columns, titled "School" and "Academic". If any of the ten schools used for comparison for this paragraph (c) are from a different school district or are nonpublic schools, a footnote number shall be inserted after the name of each such school and a footnote shall follow the listing of the ten schools identifying the other school district or nonpublic schools. HAVE TWO ADJACENT COLUMNS, WITH ONE COLUMN HAVING THE HEADING "CSAP SCORES RANK" AND THE OTHER COLUMN HAVING THE HEADING "POVERTY RANK". UNDER THE HEADING OF "CSAP SCORES RANK", THE REPORT CARD SHALL STATE THE SCHOOL'S NUMERIC RANKING WITHIN THE

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CATEGORY OF SCHOOLS AT THE SAME LEVEL, BASED ON THE OVERALL ACADEMIC PERFORMANCE RATING OF THOSE SCHOOLS, WITH THE HIGHEST SCORING SCHOOL RANKED AS NUMBER ONE. UNDER THE HEADING "POVERTY RANK", THE REPORT CARD SHALL STATE THE SCHOOL'S NUMERIC RANKING WITHIN THE CATEGORY OF SCHOOLS AT THE SAME LEVEL, BASED ON A SYSTEM THAT WOULD SHOW A SCHOOL WITH THE LOWEST PERCENTAGE OF STUDENTS ELIGIBLE FOR FREE LUNCH AS HAVING THE HIGHEST RANK AS NUMBER ONE AND A SCHOOL WITH THE HIGHEST SUCH PERCENTAGE AS HAVING THE LOWEST RANK.

(5) **Safety and school environment.** The report card shall contain a page clearly marked as the "Safety and School Environment" page containing the following:

(d) **Student information over time.** The "Safety and School Environment" page shall contain the subtitle, "Student Information Over Time". Immediately underneath this subtitle shall be a table with four columns:

(I) The first column shall contain:

- (A) "Student Average Daily Attendance";
- (B) "Student Dropouts";
- (C) "Safety and Discipline Total Incidents Reported";
- (D) "ANNUAL TURNOVER IN STUDENT BODY"; AND
- (E) "STUDENTS ELIGIBLE FOR FREE LUNCH".

(II) The second and subsequent columns shall contain the year that the data was compiled, for the current year and two previous years. The items in sub-paragraphs (A), ~~and (B)~~, (D), AND (E) of subparagraph (I) of this paragraph (d) shall be reported in percentages and the item in sub-subparagraph (C) of subparagraph (I) of this paragraph (d) shall be reported as a whole number. THE ITEM IN SUB-SUBPARAGRAPH (D) OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (d) SHALL BE CALCULATED AS THE NUMBER OF STUDENTS WHO HAVE ENROLLED IN THE SCHOOL DURING THE YEAR DIVIDED BY THE CURRENT ENROLLMENT OF THE SCHOOL.

(e) **Measurement list.** Beginning with the 2001-02 school year, directly below the information contained in paragraph (d) of this subsection (5) shall appear a chart containing the following lines:

- (I) "Key: Academic Performance ~~Letter Grades~~ RATING:";
 - (II) "~~A = Excellent Academic Performance~~" "EXCELLENT";
 - (III) "~~B = Above Average Academic Performance~~" "HIGH";
 - (IV) "~~C = Average Academic Performance~~" "SATISFACTORY";
 - (V) "~~D = Below Average Academic Performance~~"; and "LOW";
- AND
- (VI) "~~F = Failing Academic Performance~~" "UNSATISFACTORY".

(6) **Staff information.** The report card shall contain a page clearly marked as the "About Our Staff" page in large font which shall contain the following information:

(a) This page shall contain the subtitle, "School Employment" and the following explanation: "Each year, your school reports to the Colorado Department of Education on the number of adults who work in your school, as well as the type of work they do. Last year, your school employed:". Immediately underneath this subtitle shall be a table with three columns:

(III) Directly below this table shall appear: "*Full-time and

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part-time teachers permanently assigned to this school WHO ARE PRIMARILY ENGAGED IN TEACHING DURING THE FULL REGULAR SCHOOL DAY.". Immediately underneath this explanation shall appear the following sentence: "**School counselors AND LIBRARIANS are included in the Other Professionals category. Your school employed [number] counselor(s)AND [NUMBER] LIBRARIAN(S) last year."

(b) **Average class size.** The "About Our Staff" page shall contain the subtitle, "~~Students-per-Teacher Ratio~~" "AVERAGE CLASS SIZE". Immediately underneath this subtitle shall be a table with three columns:

(I) The first column shall contain lines listing each grade level in the school; except that, for elementary schools, the column shall begin at "Grade 1" and shall not list pre-kindergarten or kindergarten.

(II) The second column shall be entitled "Student Enrollment" and the third column shall be entitled "~~Students-per-Teacher~~" "AVERAGE CLASS SIZE".

(7) **Student performance.** (d) Directly below the "CSAP" key shall appear a table entitled "Percent of Students Scoring Proficient and Advanced". This table shall contain four columns and a pie chart:

(V) BEGINNING WITH THE 2001-02 SCHOOL YEAR, immediately underneath the table and chart described in this paragraph (d), the report card shall contain the following explanation in a small point size: "Each school in the State received a ~~letter grade, A, B, C, D, or F;~~ RATING OF "EXCELLENT", "HIGH", "SATISFACTORY", "LOW", OR "UNSATISFACTORY" for student academic performance in school year [year]-[year] using the CSAP results printed above. Every student in this school who took these tests was included in the calculation used to assign a ~~letter grade~~ RATING, except for students who do not speak English, whose special needs require that they spend less than 45% of their time in a regular classroom, or who, ~~enrolled in the Colorado public school system after October 1 of this school year~~ AT THE TIME OF THE ADMINISTRATION OF THE ASSESSMENTS, HAD NOT BEEN IN ATTENDANCE AT THE SCHOOL FOR AT LEAST TWO-THIRDS OF THE SCHOOL DAYS OF THE SCHOOL YEAR FOR WHICH THE ASSESSMENT WAS ADMINISTERED. Your school's ~~grade~~ RATING was determined by the percentage of students performing in each of the Advanced, Proficient, Partially Proficient, and Unsatisfactory levels. These percentages were weighted and combined across grade levels and academic areas. These weights reward performance at the Advanced and Proficient levels over performance at the Partially Proficient and Unsatisfactory levels. The ~~letter grades~~ RATINGS were assigned after calculating the weighted total for each academic area and grade level for each school and comparing this school to all other [school level] schools for the [year]-[year] school year."

(VI) Below this explanation shall appear in a bold, large font, clearly outstanding: "Overall Academic Performance for the [year]-[year] school year", followed directly by the ~~letter grade~~ RATING corresponding to this category calculated pursuant to section 22-7-604 (5) for the school.

(8) **School history.** (a) The report card shall contain a page clearly marked in large font as the "School History" page. Below the title "School History" shall appear the words "Overall Academic Performance" followed by the ~~grades~~ RATINGS received by the school pursuant to section 22-7-604 (5) in the current year, AND, BEGINNING WITH THE 2001-2002 SCHOOL YEAR, the immediately preceding year, and, BEGINNING WITH THE 2002-03 SCHOOL YEAR, the year before the immediately preceding year. The three ~~grades~~ RATINGS shall form three columns. The columns shall be labeled by the appropriate school year.

(b) ~~If the public school has received in the current year or the two preceding years a grade for school improvement pursuant to section 22-7-604 (6), there shall appear a second row entitled BEGINNING WITH THE 2001-02 SCHOOL YEAR, IMMEDIATELY BELOW THE WORDS "OVERALL ACADEMIC PERFORMANCE" SHALL APPEAR THE WORDS "School Improvement". The words "School Improvement" shall be followed by the grade RATING the public school received pursuant to section 22-7-604 (6) when applicable, in the current year, AND, BEGINNING WITH THE~~

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2002-03 SCHOOL YEAR, the immediately preceding year, and, BEGINNING WITH THE 2003-04 SCHOOL YEAR, the year before the immediately preceding year.

(c) ~~If the public school received a designation in the current year pursuant to section 22-7-604 (7), then immediately below the one or two rows described in paragraphs (a) and (b) of this subsection (8), whichever is applicable, the following words shall appear: "During the [current school year] [name of school] was noted for ["Improvement in School Performance", "Decline in School Performance", or "Significant Decline in School Performance", whichever is applicable pursuant to section 22-7-604 (7)]."~~

(d) BEGINNING WITH THE 2001-02 SCHOOL YEAR, directly below the information contained in paragraphs (a) ~~to (c)~~ AND (b) of this subsection (8) shall appear a paragraph in small point size that states: "A EACH school that received a grade of "C", "D", or "F" for academic performance is graded for RECEIVES A school improvement RATING OF "SIGNIFICANT IMPROVEMENT", "IMPROVEMENT", "NO SIGNIFICANT CHANGE", "DECLINE", OR "SIGNIFICANT DECLINE". THIS RATING IS BASED UPON THE CHANGE IN STUDENT ACADEMIC PERFORMANCE FROM THE previous year. A school that received a grade of "A" or "B" for academic performance may be designated for improvement or decline in performance if its overall academic performance improves or declines notably. Each school receiving a grade of either "B", "C", "D", or "F" can improve its letter grade RATING next year by improving student performance on the [year]-[year] [next academic year] CSAP. "

(e) Below the paragraph specified in paragraph (d) of this subsection (8) shall appear three charts. Each of the three charts shall represent one of the three subject areas tested by the CSAP, "Reading", "Writing", and "Math". Each chart shall contain on the left the following lines: "[Subject Matter Tested] Proficiency Levels Grades __ - __ Percent Proficient and Advanced". It shall then list on separate lines the three most recent years and the combined advanced and proficient scores as a percentage for each year on the assessment given pursuant to section 22-7-409. To the right of this text shall be graphs with three bars that show averages, figured pursuant to section 22-7-409, in ~~100%~~ ONE HUNDRED PERCENT stacked columns for each of the immediately preceding three years. Such years shall appear on the horizontal axis of the chart. The charts shall be clearly delineated by color or shading. From top to bottom, the charts shall show the area representing "Advanced", "Proficient", "Partially Proficient", and "Unsatisfactory", respectively.

SECTION 5. 22-7-606 (3), Colorado Revised Statutes, is amended to read:

22-7-606. School report cards - delivery website - repeal.

(3) The department shall develop an internet website, which homepage address shall be "www.state.co.us/schools", specifically to place each public school's report card on the internet. The department shall design the website so that users may search for a particular school's report card through a number of sorting functions, including but not limited to school district, county, city, and zip code. The department shall annually update the website to include each school report card prepared by the department and shall maintain at the website an archive accessible by internet users of the three previous years' school report cards. The website shall allow users to easily compare schools' overall academic performance ~~grades~~ RATINGS as determined pursuant to section 22-7-604. Such comparison shall be facilitated by search tools that allow a user, at a minimum, to find schools within different geographic ranges of another school and to find schools within different geographic areas and zip codes. On or before January 1, ~~2001~~ 2002, the state board shall contract with a private entity for the design, including the search and sort functions, of the school report card website. The department shall award the contract based upon a competitive bid; except that ~~but~~ the provisions of the "Procurement Code", articles 101 to 112 of title 24, C.R.S., shall not apply to this contract.

SECTION 6. Repeal. 22-7-608, Colorado Revised Statutes, is

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repealed.

SECTION 7. 22-7-609 (2), (3) (a), and (5), Colorado Revised Statutes, are amended, and the said 22-7-609 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

22-7-609. School improvement plans. (2) On or before June 15, 2001, and on or before each June 15 thereafter, the state board shall notify a local board of education what school, if any, in its district will EITHER HAVE STANDARDIZED, WEIGHTED TOTAL SCORES FOR THE PREVIOUS SCHOOL YEAR THAT ARE BELOW THE HIGHEST SEVENTY-THREE PERCENT OF SCORES RECEIVED BY PUBLIC SCHOOLS AT THE SAME SCHOOL LEVEL IN THE STATE OR receive an academic performance ~~grade~~ RATING of "F" "LOW" OR "UNSATISFACTORY", pursuant to section 22-7-604 (5), on the school report card being prepared for that academic year. The state board shall notify the local board of education that it must submit a school improvement plan pursuant to this section. ~~or the state board shall recommend an independent charter school pursuant to part 3 of article 30.5 of this title. The local board of education shall have the option of developing and implementing a school improvement plan pursuant to this section or having the state board recommend an independent charter school.~~ THE SCHOOL IMPROVEMENT PLAN ADOPTED PURSUANT TO THIS SECTION SHALL COVER A PERIOD OF THREE YEARS.

(3) (a) ~~If the local board of education chooses to develop and implement a school improvement plan, THE LOCAL BOARD OF EDUCATION SHALL SUBMIT A SCHOOL IMPROVEMENT PLAN TO THE STATE BOARD within ninety days after receiving the notification from the state board in subsection (2) of this section. the local board of education shall submit to the state board a school improvement plan. The plan must SHALL be adopted by the local board of education ONLY after a public hearing on the proposed plan.~~

(5) (a) ~~If, upon completion of the first school year of operation under a school improvement plan pursuant to this section, a public school receives an overall academic performance grade of "F" pursuant to section 22-7-604 (5), the state board shall proceed with the recommendation for the conversion to an independent charter school pursuant to part 3 of article 30.5 of this title; except that the state board shall not proceed with the recommendation if the public school had an improvement of 0.5 of a point or greater from the standard deviation over the immediately preceding year's overall standardized, weighted total score pursuant to 22-7-604 (6), and the school district shall be allowed to continue to operate that school under the school improvement plan for another year.~~

(b) ~~If, upon completion of the second school year of operation under a school improvement plan pursuant to this section, a public school receives an overall academic performance grade of "F" pursuant to section 22-7-604 (5), the state board shall proceed with the recommendation for the conversion to an independent charter school pursuant to part 3 of article 30.5 of this title.~~

(6) IF, UPON THE COMPLETION OF THE THIRD YEAR OF THE SCHOOL IMPROVEMENT PLAN, A SCHOOL'S CSAP SCORES HAVE NOT IMPROVED SIGNIFICANTLY OVER THE SCORES RECEIVED DURING THE FIRST YEAR OF THE SCHOOL IMPROVEMENT PLAN, THE STATE BOARD MAY REMOVE THE SCHOOL DISTRICT'S ACCREDITATION IN ACCORDANCE WITH A PLAN ADOPTED BY RULE OF THE STATE BOARD. SUCH PLAN SHALL PROVIDE THAT THE STATE BOARD SHALL CONSIDER THE AMOUNT OF TIME NECESSARY TO SIGNIFICANTLY IMPROVE SUCH SCORES BEFORE REMOVAL OF THE SCHOOL DISTRICT'S ACCREDITATION.

SECTION 8. Part 6 of article 7 of title 22, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

22-7-609.5. School improvement grant program - repeal.
(1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

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(a) "ADEQUATE PROGRESS" MEANS IMPROVEMENT OF 0.5 OF A POINT OR GREATER FROM THE STANDARD DEVIATION OVER THE IMMEDIATELY PRECEDING YEAR'S OVERALL STANDARDIZED, WEIGHTED TOTAL SCORE CALCULATED PURSUANT TO SECTION 22-7-604 (5).

(b) "ELIGIBLE SCHOOL" MEANS A PUBLIC SCHOOL THAT HAS RECEIVED AN ACADEMIC PERFORMANCE GRADE OF "F" ON THE SCHOOL REPORT CARD PREPARED PURSUANT TO THIS PART 6 FOR THE SCHOOL YEAR 2000-01.

(c) "GRANT PROGRAM" MEANS THE SCHOOL IMPROVEMENT GRANT PROGRAM CREATED IN THIS SECTION.

(d) "LOCAL BOARD OF EDUCATION" SHALL HAVE THE SAME MEANING AS SET FORTH IN SECTION 22-7-609 (1).

(2) THERE IS HEREBY CREATED IN THE DEPARTMENT OF EDUCATION THE SCHOOL IMPROVEMENT GRANT PROGRAM TO PROVIDE MONEYS TO ANY ELIGIBLE SCHOOL IN THE STATE TO IMPLEMENT A SCHOOL IMPROVEMENT PLAN SUBMITTED PURSUANT TO SECTION 22-7-609 (3).

(3) (a) FOR THE 2001-02 AND 2002-03 SCHOOL YEARS, THE STATE BOARD SHALL AWARD TWO-YEAR SCHOOL IMPROVEMENT GRANTS IN THE AMOUNT OF AT LEAST THREE HUNDRED THOUSAND DOLLARS BUT NOT MORE THAN FIVE HUNDRED FIFTY THOUSAND DOLLARS FOR EACH ELIGIBLE SCHOOL IN THE STATE; EXCEPT THAT NO SCHOOL THAT RECEIVES A SCHOOL IMPROVEMENT GRANT PURSUANT TO THIS SECTION SHALL BE ELIGIBLE TO RECEIVE MONEYS FROM MORE THAN ONE SCHOOL IMPROVEMENT GRANT AND IN NO EVENT SHALL ANY SCHOOL IMPROVEMENT GRANT BE AWARDED FOR ANY SCHOOL YEAR COMMENCING AFTER THE 2002-03 SCHOOL YEAR.

(b) UPON RECEIPT OF A SCHOOL IMPROVEMENT PLAN FOR AN ELIGIBLE SCHOOL SUBMITTED PURSUANT TO SECTION 22-7-609 (3), THE STATE BOARD SHALL AWARD THE ELIGIBLE SCHOOL A SCHOOL IMPROVEMENT GRANT IN THE FOLLOWING AMOUNT:

(I) FOR AN ELIGIBLE ELEMENTARY SCHOOL, ONE HUNDRED FIFTY THOUSAND DOLLARS PER YEAR;

(II) FOR AN ELIGIBLE MIDDLE OR JUNIOR HIGH SCHOOL, TWO HUNDRED THOUSAND DOLLARS PER YEAR; AND

(III) FOR AN ELIGIBLE HIGH SCHOOL, TWO HUNDRED FIFTY THOUSAND DOLLARS PER YEAR.

(c) (I) THE DEPARTMENT SHALL CREDIT TO THE SCHOOL DISTRICT IN WHICH THE ELIGIBLE SCHOOL IS LOCATED THE MONEYS FOR THE FIRST YEAR OF THE GRANT UPON RECEIPT OF THE SCHOOL IMPROVEMENT PLAN. THE DEPARTMENT SHALL CREDIT TO SAID SCHOOL DISTRICT THE MONEYS FOR THE SECOND YEAR OF THE GRANT NO LATER THAN JULY 1 FOLLOWING COMPLETION OF THE FIRST YEAR OF OPERATION UNDER THE SCHOOL IMPROVEMENT PLAN.

(II) IN ADDITION TO THE AMOUNTS SPECIFIED PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (3), THE DEPARTMENT SHALL CREDIT AN ADDITIONAL FIFTY THOUSAND DOLLARS TO THE SCHOOL DISTRICT OF ANY ELIGIBLE SCHOOL THAT HAS MADE ADEQUATE PROGRESS.

(4) (a) MONEYS RECEIVED BY AN ELIGIBLE SCHOOL PURSUANT TO THE GRANT PROGRAM SHALL BE IN ADDITION TO THE MONEYS BUDGETED TO THE SCHOOL BY THE SCHOOL DISTRICT IN WHICH THE SCHOOL IS LOCATED AND SHALL NOT REDUCE THE AMOUNT OF SAID BUDGETED MONEYS THAT THE SCHOOL WOULD HAVE RECEIVED IF IT HAD NOT RECEIVED A GRANT PURSUANT TO THIS SECTION.

(b) GRANTS AWARDED PURSUANT TO THIS SECTION SHALL BE FROM MONEYS IN THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION THAT ARE APPROPRIATED BY THE GENERAL ASSEMBLY FOR THE PURPOSES OF THIS SECTION. IN ACCORDANCE WITH SECTION 17 (3) OF ARTICLE IX OF THE STATE CONSTITUTION, EXPENDITURES OF SUCH MONEYS BY A SCHOOL DISTRICT OR SCHOOL SHALL

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BE EXEMPT FROM THE LIMITATION ON FISCAL YEAR SPENDING SET FORTH IN SECTION 20 (7) (b) OF ARTICLE X OF THE STATE CONSTITUTION.

(5) ON OR BEFORE JANUARY 1, 2002, AND ON OR BEFORE JANUARY 1, 2003, THE DEPARTMENT SHALL SUBMIT A REPORT ON THE SCHOOL IMPROVEMENT GRANT PROGRAM TO THE GOVERNOR, THE EDUCATION COMMITTEES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES, AND THE LOCAL BOARD OF EDUCATION FOR EACH SCHOOL DISTRICT THAT HAS RECEIVED A SCHOOL IMPROVEMENT GRANT PURSUANT TO THIS SECTION. THE REPORT SHALL INCLUDE, BUT NEED NOT BE LIMITED TO:

(a) A LIST OF THE SCHOOL DISTRICTS THAT HAVE RECEIVED GRANTS PURSUANT TO THE GRANT PROGRAM AND THE ELIGIBLE SCHOOLS IN EACH SCHOOL DISTRICT FOR WHICH THE GRANTS WERE RECEIVED;

(b) THE ACADEMIC PERFORMANCE GRADE RECEIVED FOR THE IMMEDIATELY PRECEDING SCHOOL YEAR BY EACH ELIGIBLE SCHOOL FOR WHICH GRANT MONEYS HAVE BEEN PROVIDED; AND

(c) SUCH ADDITIONAL INFORMATION CONCERNING THE IMPLEMENTATION AND EFFECTIVENESS OF THE GRANT PROGRAM AS MAY BE DEEMED BENEFICIAL BY THE STATE BOARD.

(6) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2003.

SECTION 9. 22-7-610, Colorado Revised Statutes, is amended to read:

22-7-610. High-measured or improved school. (1) The general assembly recognizes that if some public schools are singled out for poor performance, other public schools that receive academic performance ~~grades~~ RATINGS pursuant to section ~~22-7-604~~ 22-7-604 (5) of "A" "EXCELLENT" or that show substantial improvement in their academic performance ~~grade~~ RATING should be acknowledged and rewarded.

(2) At the time that the academic performance ~~grades~~ RATINGS are given to public schools pursuant to section 22-7-604, the state board shall provide notice to each district school board of each public school within the school district that is eligible for a monetary award pursuant to part 3 of article 11 of this title.

SECTION 10. 16-11-311 (3.4) (d), Colorado Revised Statutes, is amended to read:

16-11-311. Sentences - youthful offenders - legislative declaration - powers and duties of district court - authorization for youthful offender system - powers and duties of department of corrections - repeal. (3.4) In addition to the powers granted to the department of corrections in subsection (3.3) of this section, the department of corrections may:

(d) Contract with any public or private entity, including but not limited to a school district, for provision or certification of educational services. Offenders receiving educational services or diplomas from a school district under an agreement entered into pursuant to this paragraph (d) shall not be included in computing the school district's student performance on statewide assessments pursuant to section 22-7-409, C.R.S., or the school district's overall academic performance ~~grade~~ RATING or school improvement ~~grade~~ RATING pursuant to part 6 of article 7 of title 22, C.R.S.

SECTION 11. 22-1-122 (1) (a), (2) (b) (III), (2) (b) (IV), (3) (b), (4), and (6) (a) (I), Colorado Revised Statutes, are amended to read:

22-1-122. Transportation token program - legislative declaration - eligibility - fund. (1) (a) It is the intent of the general assembly in enacting this section to improve opportunities for students to gain the knowledge and skills necessary for a successful experience in postsecondary education or as members of the work force. The general assembly finds that a student should not be compelled by the lack of transportation to remain in a school that receives an overall academic

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performance ~~grade~~ RATING of "D" "LOW" or "F" "UNSATISFACTORY" issued pursuant to section ~~22-7-604~~ 22-7-604 (5). It is therefore in the best interests of the citizens of the state to make transportation tokens available to eligible students to enable them to attend a public school that is performing satisfactorily.

(2) As used in this section, unless the context otherwise requires:

(b) "Eligible student" means a student:

(III) (A) Who is enrolled in a neighborhood school that received an academic performance ~~grade~~ RATING of "D" "LOW" or "F" "UNSATISFACTORY", pursuant to section ~~22-7-604~~ 22-7-604 (5), for the preceding school year; or

(B) Who has been in attendance elsewhere in the public school system or who is entering first grade and whose parent or legal guardian has been notified that the student has been assigned to a school that has received an academic performance ~~grade~~ RATING of "D" "LOW" or "F" "UNSATISFACTORY", pursuant to section ~~22-7-604~~ 22-7-604 (5), for the preceding school year; and

(IV) Who, while enrolled in the neighborhood school that received an academic performance ~~grade~~ RATING of "D" "LOW" or "F" "UNSATISFACTORY", pursuant to section ~~22-7-604~~ 22-7-604 (5), met the attendance policies of the school district of the neighborhood school, adopted pursuant to section 22-33-104 (4).

(3) (b) An eligible student shall continue receiving transportation tokens pursuant to this section so long as he or she continues to meet the requirements specified for an eligible student in paragraph (b) of subsection (2) of this section; except that, after the first year in which an eligible student receives transportation tokens, the requirement specified in subparagraph (III) of paragraph (b) of subsection (2) of this section shall no longer apply. An eligible student shall no longer receive transportation tokens pursuant to this section if he or she moves to another residence, the neighborhood school for which received an academic performance ~~grade~~ RATING of "C" "SATISFACTORY" or higher during the school year preceding the year in which the student initially enrolls; except that the eligible student may receive transportation tokens in school years following initial enrollment in the new neighborhood school if he or she again meets the requirements specified for an eligible student in paragraph (b) of subsection (2) of this section.

(4) The state board shall determine a monetary value for the transportation token issued at each public school that receives an academic performance ~~grade~~ RATING of "D" "LOW" or "F" "UNSATISFACTORY", pursuant to section ~~22-7-604~~ 22-7-604 (5). The monetary value may cover a portion of the transportation costs. The transportation token may take the form of, but is not limited to, subsidized tokens, passes, or fares for buses, taxis, or other forms of transportation approved by the state board. In determining the value of a transportation token, the state board shall take into account the various transportation options available to the eligible student and the distance to be traveled by the eligible student to attend a public school outside of the student's neighborhood. The transportation token used by an eligible student shall be redeemable by a transportation provider through the department.

(6) (a) The department shall ensure that for each eligible student the school district of the neighborhood school shall:

(I) Timely notify the eligible student's parent or legal guardian of all options available pursuant to this section as soon as the neighborhood school receives an academic performance ~~grade~~ RATING of "D" "LOW" or "F" "UNSATISFACTORY", pursuant to section ~~22-7-604~~ 22-7-604 (5); and

SECTION 12. The introductory portion to 22-7-409 (1), 22-7-409 (1.2) (a) (I), (1.2) (b), (1.2) (d), (1.5), and (1.9), Colorado Revised Statutes, are amended to read:

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22-7-409. Assessments - repeal. (1) Beginning in the spring semester 1997, the department shall implement the Colorado student assessment program under which the department shall administer statewide assessments adopted by the board pursuant to section 22-7-406 in the first priority areas of reading, writing, mathematics, and science. The department shall administer the English versions of the state assessments and may administer any assessments adopted by the board in languages other than English, as may be appropriate for students whose dominant language is not English. ~~except that any student who has participated in the English language proficiency program, created pursuant to section 22-24-104, for more than a total of three school years shall be ineligible to take the assessments in a language other than English.~~ The statewide assessments shall be administered according to the following implementation schedule:

(1.2) (a) (I) The assessments required by subsection (1) of this section shall be aligned with the model content standards adopted by the state board pursuant to section 22-7-406. The assessments shall be conducted during the period beginning ~~the second Monday in March~~ APRIL 1 and ending on the third Monday in April of each year. No later than ~~June~~ + AUGUST 1 of each year, the department shall provide to each public school results of all assessments administered. For reporting purposes only, results shall include diagnostic reporting for each student's performance on each assessment, including but not limited to content-based sub-test scores for several components of each of the standards assessed pursuant to this section.

(b) Starting with the assessments to be given in the spring of 2002, the assessments shall be designed so that each assessment test shall take no more than four hours to complete. ~~except that this limitation shall not apply to the curriculum-based, achievement college entrance examination.~~

(d) (I) Every student enrolled in a public school shall be required to take the assessments administered pursuant to subsection (1) of this section AT THE GRADE LEVEL IN WHICH THE STUDENT IS ENROLLED, AS DETERMINED BY THE POLICY OF THE DISTRICT; except that the students described in sub-subparagraph (A) of this subparagraph (I) shall be required only to take the assessments required by said sub-subparagraph. However, the scores of the following students shall not be used by the state for purposes of calculating school academic performance ~~grades RATINGS~~ pursuant to section ~~22-7-604~~ 22-7-604 (5) or for accreditation pursuant to article 11 of this title:

(A) Any student who is eligible for the state's alternative assessment for students with disabilities as stated in the student's individual education program pursuant to section 22-20-108; except that the results of any alternative assessment shall be reported to the department;

(A.5) ANY STUDENT WHO, AT THE TIME OF THE ADMINISTRATION OF THE ASSESSMENTS, HAS NOT BEEN IN ATTENDANCE AT THE SCHOOL FOR AT LEAST TWO-THIRDS OF THE SCHOOL DAYS OF THE SCHOOL YEAR FOR WHICH THE ASSESSMENTS ARE ADMINISTERED; AND

(B) Any student who transfers into the school from another state ~~after October 1 of the school year in which the assessment is administered;~~ and

(C) Any student who at the time ~~that he or she enrolls in any public school of the state~~ THE ASSESSMENT IS ADMINISTERED is defined as a student whose dominant language is not English pursuant to section 22-24-103 (4) (a) or (4) (b). However, if such student is ~~enrolled in third grade~~ HAS TAKEN ANY ASSESSMENT ADOPTED BY THE BOARD IN A LANGUAGE OTHER THAN ENGLISH, that student's scores shall be used for calculating academic performance and improvement ~~grades RATINGS~~ and for accreditation purposes. ~~after the student has been enrolled in any public school in the state for two years. In addition, if such student is enrolled in one of grades four through ten, that student's scores shall be used for calculating academic performance and improvement grades and for accreditation purposes after the student has been enrolled in any~~

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public school in the state for three years.

(II) Any student with a disability who is not eligible for the state's alternative assessment but who has an individual educational program pursuant to section 22-20-108 shall be assessed in each CSAP area at the appropriate grade level, as determined by the student's individual educational program. ~~To the extent applicable for the public school's school level, as defined in section 22-7-602, the scores of assessments administered pursuant to this subparagraph (II) shall be used at the grade level specified in the student's individual education plan for purposes of calculating academic performance and improvement grades pursuant to section 22-7-604 and for accreditation pursuant to article 11 of this title.~~

(III) Nothing in this section shall be construed as requiring a child ENROLLED IN A NONPUBLIC SCHOOL OR participating in a nonpublic home-based educational program pursuant to section 22-33-104.5 to take an assessment or exam administered pursuant to this section, EVEN THOUGH THE CHILD MAY ALSO BE ATTENDING A PUBLIC SCHOOL FOR A PORTION OF THE SCHOOL DAY AND THEREFORE INCLUDED IN THE PUPIL ENROLLMENT OF A DISTRICT.

~~(1.5) Beginning in the spring semester 2001, and each spring semester thereafter, all students enrolled in the eleventh grade in public schools throughout the state shall be required to take a standardized, curriculum-based, achievement, college entrance examination selected by the department, administered throughout the United States, and relied upon by institutions of higher education that, at a minimum, tests in the areas of reading, writing, mathematics, and science, referred to in this section as the "curriculum-based, achievement college entrance exam". The department shall pay all costs associated with administering the curriculum-based, achievement college entrance exam and shall schedule a day during which the curriculum-based, achievement college entrance exam shall be administered to all eleventh grade students enrolled in public schools throughout the state. The state board shall adopt rules to ensure that any requirements of the administrator of the curriculum-based, achievement college entrance exam, such as a secure environment, are met.~~

~~(1.9) The results of the assessments required by subsection (1) of this section shall be included on each student's final report card for that school year and shall be part of the student's permanent academic record. The results of the curriculum-based, achievement college entrance exam conducted pursuant to subsection (1.5) of this section shall be included on each student's transcript; except that, if the student retakes the curriculum-based, achievement college entrance exam at a later time at the student's expense, the student may request that the later results be placed on the student's transcript instead of the results of the curriculum-based, achievement college entrance exam administered pursuant to subsection (1.5) of this section.~~

SECTION 13. 22-11-104 (2) (a), Colorado Revised Statutes, is amended to read:

22-11-104. Accreditation indicators. (2) **Contents.** The accreditation indicators shall include but shall not be limited to the following:

(a) (I) Results on statewide assessment instruments administered pursuant to section 22-7-409, including but not limited to the reading assessments implemented pursuant to part 5 of article 7 of this title. ~~and the assessment administered pursuant to section 22-7-409 (1.5).~~ All assessment results shall be aggregated by grade level and subject area.

(II) All accreditation indicators relating to the statewide assessments shall be consistent with the methodology for determining academic performance ~~grades~~ RATINGS pursuant to section 22-7-604. The baseline year for the accreditation indicators shall be the 2000 - 2001 school year.

SECTION 14. Repeal. Part 3 of article 30.5 of title 22, Colorado Revised Statutes, is repealed.

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SECTION 15. 22-11-301 (1), Colorado Revised Statutes, is amended to read:

22-11-301. Colorado school awards program - created - rules.

(1) There is hereby established the Colorado school awards program, referred to in this part 3 as the "program", to be administered by the department. The state board shall promulgate reasonable rules for the administration of this part 3 and the program. Such rules shall include but need not be limited to procedures for transmitting the financial awards to schools that demonstrate outstanding performance or improvement as indicated by the academic performance ~~grades~~ RATINGS issued to public schools pursuant to section 22-7-604.

SECTION 16. 22-11-302 (1), (2) (b) (I), and (3) (b), Colorado Revised Statutes, are amended to read:

22-11-302. Colorado school awards program - John Irwin schools of excellence awards - governor's distinguished improvement awards - repeal. (1) The state board shall annually present financial awards to the highest performing and to the most improved public schools in the state based on the academic performance ~~grades~~ RATINGS pursuant to section 22-7-604.

(2) (b) (I) Notwithstanding the provisions of paragraph (a) of this subsection (2) and subsection (3) of this section, for the first school year that school performance ~~grades~~ RATINGS are issued, all of the moneys available for awards under this part 3 shall be awarded to the public schools that receive an academic performance ~~grade~~ RATING of "A" "EXCELLENT" issued pursuant to section ~~22-7-604~~ 22-7-604 (5).

(3) (b) Of the moneys available for awards pursuant to this subsection (3), awards shall first be made to schools that in the previous school year received an academic performance ~~grade~~ RATING of "D" "LOW" or "F" "UNSATISFACTORY" pursuant to section ~~22-7-604~~ 22-7-604 (5) and that received an academic improvement ~~grade~~ RATING of "A" "SIGNIFICANT IMPROVEMENT", pursuant to section 22-7-604 (6).

SECTION 17. 22-33-104.5 (3) (b), (3) (e), (3) (f), (4), and (6) (b) (I), Colorado Revised Statutes, are amended to read:

22-33-104.5. Home-based education - legislative declaration - definitions - guidelines. (3) The following guidelines shall apply to a nonpublic home-based educational program:

(b) A child who is participating in a nonpublic home-based educational program shall not be subject to compulsory school attendance as provided in this article; except that any child who is habitually truant, as defined in section 22-33-107 (3), at any time during the last six months that the child attended school before proposed enrollment in a nonpublic home-based educational program may not be enrolled in the program unless the child's parents first submit a written description of the curricula to be used in the program along with the written notification of establishment of the program required in paragraph (e) of ~~subsection (2) of this section to the superintendent of a school district within the state.~~ THIS SUBSECTION (3).

(e) Any parent establishing a nonpublic home-based educational program shall provide written notification of the establishment of said program to ~~a~~ THE school district within ~~the state~~ WHICH THE PARENT AND STUDENT RESIDE OR TO A SCHOOL DISTRICT WHOSE BOUNDARIES ARE CONTIGUOUS TO SAID SCHOOL DISTRICT fourteen days prior to the establishment of said program and each year thereafter if the program is maintained. The parent in charge and in control of a nonpublic home-based educational program shall certify, in writing, only a statement containing the name, age, place of residence, and number of hours of attendance of each child enrolled in said program.

(f) Each child participating in a nonpublic home-based educational program shall be evaluated when such child reaches grades three, five, seven, nine, and eleven. Each child shall be given a nationally standardized achievement test to evaluate the child's academic progress,

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or a qualified person shall evaluate the child's academic progress. The test or evaluation results, whichever is appropriate, shall be submitted to the school district that received the notification required by paragraph (e) of this subsection (3) or an independent or parochial school within the state of Colorado. If the test or evaluation results are submitted to an independent or parochial school, the name of such school shall be provided to the school district that received the notification required by paragraph (e) of this subsection (3). The purpose of such tests or evaluations shall be to evaluate the educational progress of each child. No scores for a child participating in a nonpublic home-based educational program shall be considered for awarding academic performance ~~grades~~ RATINGS pursuant to section 22-7-604 or for accreditation pursuant to article 11 of this title.

(4) Any child who has participated in a nonpublic home-based educational program and who subsequently enrolls in the public school system may be tested by the school district IN WHICH THE CHILD HAS ENROLLED for the purpose of placing the child in the proper grade and shall then be placed at the grade level deemed most appropriate by the SAID school district. ~~with the consent of the child's parent or legal guardian. The school district shall accept the transcripts from the non-public home-based educational program for any such child.~~

(6) (b) (I) For purposes of this subsection (6), a child who is participating in a nonpublic home-based educational program ~~shall have the same rights as a student enrolled in a public or private school to~~ MAY participate on an equal basis in any extracurricular or interscholastic activity offered by a public school or offered by a private school, at the private school's discretion, as provided in section 22-32-116.5 and is subject to the same rules of any interscholastic organization or association of which the student's school of participation is a member.

SECTION 18. Appropriation - adjustments to the 2001 long bill. (1) In addition to any other appropriation, there is hereby appropriated, to the department of education, for the fiscal year beginning July 1, 2001, the sum of two million nine hundred thousand dollars (\$2,900,000), or so much thereof as may be necessary, for the implementation of section 22-7-609.5, Colorado Revised Statutes. Said sum shall be from the state education fund created in section 17 (4) of article IX of the state constitution.

(2) For the implementation of this act, appropriations made in the annual general appropriation act to the department of education for the fiscal year beginning July 1, 2001, shall be adjusted as follows:

(a) The general fund appropriation for the school report card and state data reporting system, is increased by fifty thousand dollars (\$50,000).

(b) The general fund appropriation for the Colorado student assessment program, is decreased by one million three hundred thirty-seven thousand dollars (\$1,337,000).

SECTION 19. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety. "

MESSAGE FROM THE HOUSE

May 8, 2001

Mr. President:

The House has voted to concur in the Senate amendments to HB01-1331,1365,1257, 1100,1193,1125,1313,1102,1227,1017,1204,1337,1271,1229,1090,1130 and has repassed the bills as so amended.

In response to the request of the Senate, the Speaker has appointed Representatives Young, chairman, Berry, and Saliman as House conferees on the First Conference Committee on SB01-204. The House has voted to authorize the House conferees on the First Conference

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Committee on SB01-204 to consider matters not at issue between the two houses.

In response to the request of the Senate, the Speaker has appointed Representatives Spence, chairman, Young, and Saliman as House conferees on the First Conference Committee on SB01-082. The House has voted to authorize the House conferees on the First Conference Committee on SB01-082 to consider matters not at issue between the two houses.

On motion of Senator Thiebaut, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, **HB01-1242, HB01-1131, HB01-1262, HB01-1394, HB01-1240, HB01-1386, HB01-1405, HB01-1389, HB01-1352** were made Special Orders at 6:55 p.m.

Committee of the Whole The hour of 6:55 p.m. having arrived, Senator Hernandez moved that the Senate resolve itself into Committee of the Whole for consideration of Special Orders--Second Reading of Bills. Senator Hernandez was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB01-1242 by Representative Mitchell; also Senator Gordon--Concerning substantive changes for strengthening of the criminal laws.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 7, 2001, pages 1253-1254.)

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

HB01-1131 by Representatives Spence, Alexander, Cadman, Clapp, Coleman, Dean, Decker, Fritz, Hefley, Johnson, Kester, King, Larson, Marshall, Mitchell, Nunez, Rippy, Tochtrop, Weddig, White, Williams S., Williams T. and Witwer; also Senator Anderson--Concerning changes to the terminology describing information on school performance, and, in connection therewith, changing the name of school report cards to school accountability reports, replacing letter grades with descriptive measurements, and applying the same descriptive measurements for school improvement to all schools.

Amendment No. 1(L.006), by Senator Anderson.

Amend reengrossed bill, page 5, line 1, strike ""AVERAGE"," and substitute ""SATISFACTORY",".

Page 6, line 24, strike ""AVERAGE"" and substitute ""SATISFACTORY"".

Page 16, line 9, strike ""AVERAGE";" and substitute ""SATISFACTORY";".

Page 17, line 20, strike ""AVERAGE"," and substitute ""SATISFACTORY",".

Page 28, line 18, strike ""AVERAGE"" and substitute ""SATISFACTORY"".

Amendment No. 2(L.007), by Senator Anderson.

Amend reengrossed bill, page 2, line 6, strike "AN" and substitute "A STATE";

line 11, strike "school" and substitute "STATE school".

Page 3, line 15, after "issuing", insert "STATE".

Page 4, line 5, before "ACCOUNTABILITY", insert "STATE".

Page 8, line 10, after "which", insert "STATE".

Page 11, line 16, strike "a AN" and substitute "a STATE";

line 17, after "The", insert "STATE";

HB01-1131

line 21, strike "a AN" and substitute "a STATE";

line 25, after "the", insert "STATE";

line 27, after "the", insert "STATE".

Page 12, line 4, after "a", insert "STATE";

line 18, after "THE", insert "STATE";

line 23, after "The", insert "STATE";

line 26, after "the", insert "STATE".

Page 13, line 1, after "Each", insert "STATE";

line 4, after "The", insert "STATE";

line 9, after "the", insert "STATE";

line 11, after "The", insert "STATE";

line 13, strike ""School" and substitute ""STATE School";

line 16, after "The", insert "STATE".

Page 14, line 13, after "The", insert "STATE";

line 15, after "the", insert "STATE";

line 18, strike "a AN" and substitute "a STATE".

Page 15, line 4, after "The", insert "STATE";

line 6, strike ""School" and substitute ""STATE School";

line 9, after "the", insert "STATE";

line 12, after "The", insert "STATE";

line 20, after "the", insert "STATE";

line 25, after "the", insert "STATE".

Page 16, line 20, after "The", insert "STATE";

line 27, after "the", insert "STATE".

Page 17, line 5, after "The", insert "STATE";

line 17, after "the", insert "STATE".

Page 18, line 15, after "The", insert "STATE".

Page 19, line 26, after "The", insert "STATE".

Page 20, line 4, after "the", insert "STATE";

line 10, after "the", insert "STATE", and after "school's", insert "STATE";

line 14, after "the", insert "STATE";

line 19, strike "**School**" and substitute "**State school**";

line 20, after "annual", insert "STATE";

line 23, after "~~cards~~", insert "STATE";

line 25, after "the", insert "STATE".

Page 21, line 1, after "the", insert "STATE";

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line 5, after "annual", insert "STATE";

line 10, after "school's", insert "STATE";

line 12, after "school's", insert "STATE";

line 15, after "each", insert "STATE";

line 17, after "years", insert "STATE";

line 25, after "the", insert "STATE".

Page 22, line 6, after "cards", insert "STATE";

line 11, after "cards", insert "STATE";

line 15, after "the", insert "STATE";

line 18, after "cards", insert "STATE";

line 20, after "cards", insert "STATE";

line 23, after "cards", insert "STATE";

line 24, after the second "the", insert "STATE".

Page 23, line 2, strike "**School**" and substitute "**State school**";

line 4, after "a", insert "STATE";

line 7, after "the", insert "STATE";

line 9, after "the", insert "STATE";

line 10, after "Any", insert "STATE";

line 13, after "the", insert "STATE";

line 14, after "cards", insert "STATE".

Page 24, line 15, after the first "the", insert "STATE";

line 23, after "the", insert "STATE".

Page 25, line 3, after "the", insert "STATE".

Page 29, line 3, after "for", insert "STATE".

Page 33, line 9, after "the", insert "STATE";

line 26, after the second "the", insert "STATE".

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

HB01-1262

by Representative Spence; also Senator Anderson--Concerning the implementation of section 17 of article IX of the state constitution.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, May 1, 2001, page 1102.)

Amendment No. 2(L.026), by Senator Anderson.

Amend the Education Committee amendment, as printed in Senate Journal, May 1, page 1102, before line 24, insert the following:

"Amend reengrossed bill, page 5, line 26, strike "MEANS:" and substitute "INCLUDE ONLY THE FOLLOWING PROGRAMS:";

strike line 27.

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Page 6, strike lines 1 through 22 and substitute the following:

"(a) PUBLIC SCHOOL TRANSPORTATION AS DESCRIBED IN ARTICLE 51 OF THIS TITLE;

(b) THE ENGLISH LANGUAGE PROFICIENCY PROGRAM CREATED IN SECTION 22-24-104;

(c) THE EXPELLED AND AT-RISK STUDENT SERVICES GRANT PROGRAM CREATED IN SECTION 22-33-205;

(d) SPECIAL EDUCATION PROGRAMS FOR CHILDREN WITH DISABILITIES AS DESCRIBED IN ARTICLE 20 OF THIS TITLE;

(e) SPECIAL EDUCATION PROGRAMS FOR GIFTED CHILDREN AS DESCRIBED IN ARTICLE 20 OF THIS TITLE;

(f) THE GRANT PROGRAM FOR IN-SCHOOL OR IN-HOME SUSPENSION DESCRIBED IN ARTICLE 37 OF THIS TITLE;

(g) VOCATIONAL EDUCATION AS DESCRIBED IN ARTICLE 8 OF TITLE 23, C.R.S.;

(h) SMALL ATTENDANCE CENTERS FOR WHICH STATE AID IS AVAILABLE PURSUANT TO SECTION 22-54-122;

(i) THE COMPREHENSIVE HEALTH EDUCATION PROGRAM CREATED IN SECTION 22-25-104; AND

(j) OTHER CURRENT AND FUTURE ACCOUNTABLE PROGRAMS SPECIFICALLY IDENTIFIED IN STATUTE AS A CATEGORICAL PROGRAM.

(2) "FEDERAL TAXABLE INCOME, AS MODIFIED BY LAW" MEANS FEDERAL TAXABLE INCOME AS MODIFIED BY SECTIONS 39-22-104, 39-22-304, 39-22-509, AND 39-22-518, C.R.S., AND AS APPORTIONED UNDER SECTION 39-22-303 OR 39-22-303.1, C.R.S., TO THE EXTENT FEDERAL TAXABLE INCOME IS NOT BEING MODIFIED TO EFFECTUATE A REFUND OF EXCESS STATE REVENUES REQUIRED PURSUANT TO SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION, EARNED ON OR AFTER DECEMBER 28, 2000."

Re-number succeeding subsections accordingly.

Page 7, strike lines 1 through 5.

Re-number succeeding subsections accordingly.

Page 7, line 9, strike "(a)";

strike lines 15 through 21;

strike line 27.

Page 8, strike lines 1 and 2.

Re-number succeeding subsections accordingly.

Page 8, line 8, strike "PROGRAMS." and substitute "PROGRAMS IN ANY GIVEN FISCAL YEAR, INCLUDING ANY ADJUSTMENTS MADE TO SAID FUNDING THROUGH THE ENACTMENT OF A SUPPLEMENTAL APPROPRIATION BILL OR BILLS FOR THAT FISCAL YEAR.";

strike lines 9 through 14.";

line 24 of the committee amendment, strike "Amend reengrossed bill, page" and substitute "Page";

line 51, strike "BUDGETING, ." and substitute "BUDGETING, ";";

after line 51, insert the following:

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"line 25, strike "SECTIONS 22-55-105 AND 22-55-106" and substitute "SECTION 17 (1) OF ARTICLE (IX) OF THE STATE CONSTITUTION". "

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

HB01-1394 by Representatives Sinclair, Marshall; also Senator Matsunaka--Concerning the authority of the commissioner of insurance to established component rating credit insurance, and making an appropriation therefor.

Amendment No. 1, Business, Labor and Finance Committee Amendment.
(Printed in Senate Journal, May 7, 2001, pages 1269-1270.)

Amendment No. 2(L.011), by Senator Matsunaka.

Amend reengrossed bill, page 7, line 21, strike "and 7" and substitute "7, and 8".

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

HB01-1240 by Representative Hoppe; also Senator Entz--Concerning the creation of the water resources legislation review committee.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 8, 2001, pages 1289-1290.)

Amendment No. 2(L.014), by Senator Entz.

Amend the Appropriations committee amendment (HB 1240_J.006), dated May 8, page 2, line 2, strike ""FIVE";" and substitute ""FIVE".";

strike lines 3 through 5;

line 6, before "line", insert "Page 4,".

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

HB01-1386 by Representative Fritz; also Senator Matsunaka--Concerning the exemption of voter-approved marketing and promotion taxes levied by a local marketing district from the statutory six and ninety one-hundredths percent sales or use tax limit.

Ordered revised and placed on the calendar for Third Reading and Final Passage.

HB01-1405 by Representatives White, Kester and Larson; also Senators Chlouber and Fitz-Gerald--Concerning the creation of a telemarketing no-call list for telephone subscribers.

Ordered revised and placed on the calendar for Third Reading and Final Passage.

HB01-1389 by Representative Plant; also Senator Fitz-Gerald--Concerning creation of an interest-free loan program for charter schools to alleviate cash flow management problems.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, Ma 8, 2001, page 1311.)

Amendment No. 2(L.006), by Senators Anderson and Windels.

Amend reengrossed bill, page 5, after line 7, insert the following:

"(5) A CHARTER SCHOOL SHALL BE ELIGIBLE TO RECEIVE A LOAN PURSUANT TO THIS SECTION ONLY IF THE CHARTER SCHOOL IS CHARTERED BY A SCHOOL DISTRICT THAT ANNUALLY RECEIVES STATE AID IN AN AMOUNT EQUAL TO TWENTY PERCENT OR LESS OF ITS TOTAL PROGRAM FUNDING.".

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

HB01-1352 by Representatives Rhodes, Lee, Paschall and White; also Senator Anderson--Concerning the timing of the release of information concerning the results of student assessments.

HB01-1352 Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, May 8, 2001, pages 1311-1326.)

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Tate, the Report of the Committee of the Whole was adopted and, a majority of all members elected having voted in the affirmative, the following action was taken:

Passed on Second Reading: **HB01-1242** as amended, **HB01-1131** as amended, **HB01-1262** as amended, **HB01-1394** as amended, **HB01-1240** as amended, **HB01-1386**, **HB01-1405**, **HB01-1389** as amended, **HB01-1352** as amended.

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Memorials **SJM01-003**.

CONSIDERATION OF MEMORIALS

SJM01-003 by Senator Thiebaut; also Representative Grossman--Memorializing the honorable Robert Knous, former senator and lieutenant governor.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

Co-sponsors added: The present roll call of the Senate.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Tupa, Chairman, Fitz-Gerald and Teck as Senate Conferees on the First Conference Committee on **SB01-089**.

The President appointed Senators Matsunaka, Chairman, Tupa and Cairns as Senate Conferees on the First Conference Committee on **SB01-082**.

The President appointed Senators Matsunaka, Chairman, Linkhart and Teck as Senate Conferees on the First Conference Committee on **HB01-1097**.

The President appointed Senators Reeves, Chairman, Tate and Owen as Senate Conferees on the First Conference Committee on **SB01-204**.

The President appointed Senators Hagedorn, Chairman, Takis and Taylor as Senate Conferees on the First Conference Committee on **HB01-1396**.

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Tuesday, May 8, 2001, was laid over until Wednesday, May 9, 2001, retaining its place on the calendar.

Consideration of Resolutions: **SR01-017**, **SR01-020**.

Consideration of Memorials: **HJM01-1001**, **SJM01-002**.

Consideration of House Adherence: **HJR01-1010**.

Consideration of Governors Appointments

Colorado Tourism Office

State Housing Board

Board of Directors of the Colorado Compensation Insurance Authority

Securities Board	1
Special Funds Board for Workers' Compensation Self Insurers	2
Wildlife Commission	3
Board of Assessment Appeals	4
State Agricultural Commission	5
Colorado Water Conservation Board	6
Air Quality Control Commission	7
Colorado Racing Commission	8
Colorado Commission of Higher Education	9
Read to Achieve Board	10
Public Utilities Commission of the State of Colorado	11
Colorado Health Facilities Authority	12
Colorado Uninsurable Health Insurance Plan Board of Directors	13

TRIBUTES--POINT OF INTEREST

Honoring Bryce Herdt by Senators Hillman, May and McElhany
and Representatives Cadman and Cloer

Honoring Jeff Brison by Senators Anderson and Arnold

Honoring Peter DeWitt by Senators Anderson and Arnold

Honoring Gregory Donohue by Senators Anderson and Arnold

Honoring Justin Paden by Senators Anderson and Arnold

Honoring Chris DeBeikes by Senators Evans and Arnold

Honoring Kyle O'Rourke by Senators Evans and Arnold

Honoring Michael Losievsky by Senator Arnold

Honoring Andrew Raney by Senators Andrews and Arnold

Honoring Daniel Stackhouse by Senator Fitz-Gerald

Honoring Mike Jenrette by Senators Fitz-Gerald and Arnold

Honoring Danny Mount by Senators Musgrave and Arnold

Honoring Jacob Bohlen by Senators Nichol and Arnold

Honoring Michael Salomonson by Senators Pascoe and Arnold

Honoring Jeffrey Ames by Senators Hanna and Arnold

Honoring Christopher Keough by Senator Arnold

On motion of Senator Thiebaut, the Senate adjourned until 9:00 a.m., Wednesday, May 9,
2001.

Approved:

Stan Matsunaka
President of the Senate

Attest:

Karen Goldman
Secretary of the Senate