

HOUSE JOURNAL
SIXTY-THIRD GENERAL ASSEMBLY
STATE OF COLORADO
First Regular Session

Ninth Legislative Day

Thursday, January 18, 2001

1 Prayer by Pastor Rick Long, Grace Church, Arvada.

2

3 The Speaker called the House to order at 9:00 a.m.

4

5 The roll was called with the following result:

6

7 Present--61.

8

9 Excused--Representatives Alexander, Nuñez, Rhodes, Schultheis--4.

9

Present after roll call--Representative Alexander.

10

11 The Speaker declared a quorum present.

12

13

14 On motion of Representative Borodkin, the reading of the journal of
15 January 17, 2001, was dispensed with and approved as corrected by the
16 Chief Clerk.

17

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19

20 On motion of Representative Lee, the House resolved itself into
21 Committee of the Whole for consideration of General Orders, and he was
22 called to the Chair to act as Chairman.

23

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25

26 **GENERAL ORDERS--SECOND READING OF BILLS**

27

28 The Committee of the Whole having risen, the Chairman reported the
29 titles of the following bills had been read (reading at length had been
30 dispensed with by unanimous consent), the bills considered and action
31 taken thereon as follows:

32

33 (Amendments to the committee amendment are to the printed committee
34 report which was printed and placed in the members' bill file.)

35

36 **HB01-1004** by Representatives Hefley, Lawrence, Tochtrop; also
37 Senators Epps, Evans, Hagedorn, Linkhart--Concerning
38 earned income disregards for the Colorado works program.

39

40 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,
41 dated January 15, 2001, and placed in member's bill file; Report also
42 printed in House Journal, January 16, page 96.

43

44

1 Amendment No. 2, by Representative Hefley.

2

3 Amend the Health, Environment, Welfare, & Institutions Committee
4 Report, dated January 15, 2001, page 1, after line 3, insert the following:

5

6 "line 15, strike "FOR A MAXIMUM OF ONE YEAR." and substitute "DURING
7 THOSE MONTHS.";"

8

9 As amended, ordered engrossed and placed on the Calendar for Third
10 Reading and Final Passage.

11

12 **HB01-1035** by Representatives Spence, Larson; also Senator Tupa--
13 Concerning appointments to higher education boards and
14 commissions.

15

16 Ordered engrossed and placed on the Calendar for Third Reading and
17 Final Passage.

18

19 **HB01-1037** by Representative Fairbank; also Senator Phillips--
20 Concerning the creation of specific requirements for health
21 care provider networks that conduct insurance business in
22 the state of Colorado.

23

24 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,
25 dated January 15, 2001, and placed in member's bill file; Report also
26 printed in House Journal, January 16, page 96.

27

28 As amended, ordered engrossed and placed on the Calendar for Third
29 Reading and Final Passage.

30

31 **HB01-1041** by Representatives Young, Miller; also Senators
32 Anderson, Lamborn, Linkhart, Reeves, Taylor, Windels--
33 Concerning the duties of the Colorado department of
34 education in providing oversight of the Colorado
35 preschool program.

36

37 Amendment No. 1, Education Report, dated January 15, 2001, and placed
38 in member's bill file; Report also printed in House Journal, January 16,
39 page 96.

40

41 As amended, ordered engrossed and placed on the Calendar for Third
42 Reading and Final Passage.

43

44 **HB01-1053** by Representative Fritz; also Senator Hanna--Concerning
45 technical changes to make residential facility terminology
46 uniform.

47

48 Ordered engrossed and placed on the Calendar for Third Reading and
49 Final Passage.

50

51 **HB01-1080** by Representatives Borodkin, Daniel, Hodge; also Senator
52 Hagedorn--Concerning a study by the Colorado health
53 care task force of innovative housing options for older
54 people who can no longer live independently in their
55 communities.

56

1 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,
2 dated January 15, 2001, and placed in member's bill file; Report also
3 printed in House Journal, January 16, page 97.

4
5 As amended, ordered engrossed and placed on the Calendar for Third
6 Reading and Final Passage.

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10 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

11
12 Passed Second Reading: **HB01-1004 amended, 1035, 1037 amended,**
13 **1041 amended, 1053, 1080 amended.**

14
15 The Chairman moved the adoption of the Committee of the Whole
16 Report. As shown by the following roll call vote, a majority of those
17 elected to the House voted in the affirmative, and the Report was
18 **adopted.**

19
20 YES 60 NO 0 EXCUSED 3 ABSENT 2

21								
22	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
23	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
24	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
25	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
26	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
27	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
28	Chavez	Y	Jameson	Y	Rhodes	E	Tochtrop	Y
29	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
30	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
31	Coleman	Y	King	Y	Saliman	Y	Webster	Y
32	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
33	Daniel	Y	Lawrence	Y	Schultheis	E	White	Y
34	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
35	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
36	Fritz	-	Madden	Y	Smith	Y	Witwer	Y
37	Garcia	Y	Marshall	-	Snook	Y	Young	Y
38							Mr. Speaker	Y

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43 **INTRODUCTION AND CONSIDERATION OF RESOLUTION**

44
45 The following resolution was read by title and given immediate
46 consideration:

47
48 **HJR01-1007** by Representative(s) Dean; also Senator(s) Matsunaka--
49 Concerning the appointment of members of the Colorado
50 Commission on Uniform State Laws.

51
52 *Be It Resolved by the Senate of the Sixty-third General Assembly*
53 *of the State of Colorado, the House of Representatives concurring herein:*

54
55 That pursuant to section 2-3-601, Colorado Revised Statutes,
56 Representative Matt Smith, Mr. Donald Mielke, Mr. Wayne Williams,

1 Senator William Thiebaut, Mr. William G. Kaufman, and Mr. Thomas T.
2 Grimshaw are hereby appointed as members of the Colorado Commission
3 on Uniform State Laws for terms of two years each.

4
5
6 On motion of Representative Spradley, the rules were suspended and the
7 resolution given immediate consideration.

8
9 On motion of Representative Dean the resolution was **adopted** by **viva**
10 **voce** vote.

11
12 Co-sponsors added: Representatives Coleman, Jahn, Mace, Madden,
13 Miller, Ragsdale, Romanoff, Sanchez, Swenson, Tochtrop, Williams S.,
14 Young.

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18 **REPORTS OF COMMITTEES OF REFERENCE**

19
20 **AGRICULTURE, LIVESTOCK, AND NATURAL RESOURCES**

21 After consideration on the merits, the Committee recommends the
22 following:

23
24 **HB01-1013** be referred favorably to the Committee on Finance.

25
26
27 **HB01-1020** be referred to the Committee of the Whole with favorable
28 recommendation.

29
30
31 **HB01-1024** be amended as follows, and as so amended, be referred to
32 the Committee on Finance with favorable
33 recommendation:

34
35 Amend printed bill, page 2, strike lines 2 through 26.

36
37 Page 3, strike lines 1 through 20.

38
39 Renumber succeeding sections accordingly.

40
41 Page 4, line 2, strike "resources" and substitute "resources, or prevent the
42 introduction of *myxobolus cerebralis* to any aquaculture facility or
43 prevent the spread of *myxobolus cerebralis*";

44
45 line 5, strike "and";

46
47 line 9, strike "*cerebralis*." and substitute the following:

48
49 "*cerebralis*; and

50
51 (c) Installing best available technology to maintain water quality
52 by controlling the spread of contamination by *myxobolus cerebralis* from
53 any such facility to waters of the state.

54
55 **SECTION 2. Recognition of economic impacts on private**
56 **producers.** The division of wildlife shall pursue actions that encourage

1 cleanup of aquaculture facilities infected with *myxobolus cerebralis*,
2 including strategies that help minimize the economic impact of such
3 infection on such facilities."

4
5 Renumber succeeding section accordingly.

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10 **CRIMINAL JUSTICE**

11 After consideration on the merits, the Committee recommends the
12 following:

13
14 **HB01-1045** be postponed indefinitely.

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17 **HB01-1069** be referred to the Committee of the Whole with favorable
18 recommendation.

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21 **HB01-1102** be referred favorably to the Committee on Appropriations.

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26 **FINANCE**

27 After consideration on the merits, the Committee recommends the
28 following:

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30 **HB01-1005** be referred to the Committee of the Whole with favorable
31 recommendation.

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33
34 **HB01-1023** be amended as follows, and as so amended, be referred to
35 the Committee of the Whole with favorable
36 recommendation:

37
38 Amend printed bill, page 2, strike lines 10 and 11 and substitute the
39 following:

40
41 "AS A PRACTICAL NURSE OR AS A PROFESSIONAL NURSE AND";

42
43 strike lines 22 and 23 and substitute the following:

44
45 "VOLUNTEER NURSING TASKS WITHIN THE SCOPE OF THE NURSE'S
46 LICENSE."

47
48 Page 3, line 4, strike "NOTARIZED STATEMENT" and substitute
49 "STATEMENT SIGNED UNDER PENALTY OF PERJURY";

50
51 line 14, after "FROM", insert "CIVIL";

52
53 line 17, after "LICENSEE.", add "NOTHING IN THIS SUBSECTION (6) SHALL
54 BE CONSTRUED TO LIMIT THE ABILITY OF THE BOARD TO TAKE
55 DISCIPLINARY ACTION AGAINST A LICENSEE."

56

1 **HB01-1056** be amended as follows, and as so amended, be referred to
2 the Committee of the Whole with favorable
3 recommendation:
4

5 Amend printed bill, page 3, line 10, after "year.", add "NOTHING IN THIS
6 PARAGRAPH (b) SHALL AFFECT THE REQUIREMENTS FOR THE DELIVERY OF
7 BONDS OR SECURITY PURSUANT TO SECTIONS 24-105-202, 38-26-105, AND
8 38-26-106, C.R.S.".
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13 **LOCAL GOVERNMENT**

14 After consideration on the merits, the Committee recommends the
15 following:
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17 **HB01-1011** be amended as follows, and as so amended, be referred to
18 the Committee of the Whole with favorable
19 recommendation:
20

21 Amend printed bill, page 13, line 16, strike "member;" and substitute
22 "member IN AN AMOUNT EQUAL TO OR GREATER THAN THE AMOUNT OF
23 THE INCREASE IN THE BENEFIT AUTHORIZED BY THIS SUBPARAGRAPH (I).
24 IF THE AMOUNT OF MAINTENANCE IS LESS THAN THE AMOUNT OF THE
25 INCREASE IN THE BENEFIT AUTHORIZED BY THIS SUBPARAGRAPH (I), THE
26 BENEFIT SHALL BE INCREASED BY AN AMOUNT EQUAL TO THE AMOUNT OF
27 THE MAINTENANCE."
28

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32 **HB01-1027** be referred to the Committee of the Whole with favorable
33 recommendation.
34

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39 **TRANSPORTATION AND ENERGY**

40 After consideration on the merits, the Committee recommends the
41 following:
42

43 **HB01-1017** be amended as follows, and as so amended, be referred to
44 the Committee on Appropriations with favorable
45 recommendation:
46

47 Amend printed bill, page 2, line 11, strike "FEE," and substitute "FEE AND
48 A FIVE-YEAR SPECIFIC OWNERSHIP TAX,";
49

50

51 strike line 16.
52

53

54 Renumber succeeding subparagraphs accordingly.
55

56

57 Page 3, line 1, strike "FEE," and substitute "FEE AND A TWO-YEAR SPECIFIC
58 OWNERSHIP TAX,";
59

60

61 line 2, strike "LESS THAN TWENTY-FIVE YEARS OLD" and substitute "OF A
62 MODEL YEAR 1982 OR NEWER".

1 **HB01-1018** be referred favorably to the Committee on Appropriations.

2

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4 **HB01-1042** be postponed indefinitely.

5

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7 **HB01-1203** be referred to the Committee of the Whole with favorable
8 recommendation.

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PRINTING REPORT

12

13 The Chief Clerk reports the following bills have been correctly printed:
14 **HB01-1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1183, 1184,**
15 **1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195,**
16 **1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204.**

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SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

20

21 The Speaker has signed: **HB01-1107.**

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24

MESSAGE FROM THE GOVERNOR

25

26 I certify I received the following on the 17th day of January, 2001, at
27 4:30 p.m. The original is on file in the records of the House of
28 Representatives of the General Assembly.

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Judith Rodrigue,
Chief Clerk of the House

31 January 17, 2001

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Pursuant to the authority vested in the Office of the Governor of the State of Colorado, I, Joe Rogers, serving in the capacity of the Governor of the State of Colorado as specified in Article IV, Section 13 (5) of the Colorado Constitution, have the honor to inform you that I have approved and filed with the Secretary of State the following act:

HB01-1107 Concerning The Provision Of Additional Funding For The Low-Income Energy Assistance Program, And Making An Appropriation Therefor.

Approved January 17, 2001 at 3:45 p.m.

Sincerely,
(signed)
Joe Rogers
Lieutenant Governor

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LAY OVER OF CALENDAR ITEMS

On motion of Representative Spradley, Consideration of Resolution
(**HR01-1007**) was laid over until January 19, retaining place on Calendar.

On motion of Representative Spradley, the House adjourned until
9:00 a.m., January 19, 2001.

Approved:

DOUG DEAN,
Speaker

Attest:

JUDITH RODRIGUE,
Chief Clerk