

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

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Addendum

(As authorized by Section 26, Article V of  
the Constitution of the State of Colorado)

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MESSAGE FROM THE HOUSE

May 9, 2001

Mr. President:

The House failed to take final action on SB01-165, 178. The bills are returned herewith.

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SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The President has signed: SB01-006, SB01-012, SB01-014, SB01-016, SB01-029, SB01-032, SB01-034, SB01-035, SB01-037, SB01-046, SB01-052, SB01-057, SB01-073, SB01-078, SB01-082, SB01-084, SB01-088, SB01-089, SB01-091, SB01-095, SB01-098, SB01-099, SB01-100, SB01-109, SB01-113, SB01-118, SB01-121, SB01-123, SB01-125, SB01-131, SB01-134, SB01-138, SB01-140, SB01-142, SB01-144, SB01-149, SB01-157, SB01-164, SB01-168, SB01-174, SB01-200, SB01-204, SB01-205, SB01-206, SB01-208, SB01-209, SB01-210, SB01-211, SB01-213, SB01-214, SB01-216, SB01-217, SB01-219, SB01-220, SB01-221, SB01-222, SB01-224, SB01-226, SB01-228, SB01-229, SB01-231, SB01-232, SB01-233, SB01-234, SB01-235, SB01-236, SB01-237, SB01-239, SB01-240, SCR01-002; SJM01-001, SJM01-002, SJM01-003; SJR01-010, SJR01-018, SJR01-023, SJR01-025, SJR01-026, SJR01-027, SJR01-028, SJR01-029, SJR01-030, SJR01-033; SM01-001; SR01-014, SR01-016, SR01-017, SR01-018, SR01-019, SR01-021; HB01-1017, HB01-1018, HB01-1022, HB01-1025, HB01-1030, HB01-1031, HB01-1034, HB01-1060, HB01-1070, HB01-1079, HB01-1081, HB01-1086, HB01-1090, HB01-1096, HB01-1097, HB01-1100, HB01-1102, HB01-1106, HB01-1113, HB01-1114, HB01-1124, HB01-1125, HB01-1130, HB01-1132, HB01-1133, HB01-1134, HB01-1153, HB01-1155, HB01-1160, HB01-1161, HB01-1163, HB01-1169, HB01-1172, HB01-1174, HB01-1184, HB01-1187, HB01-1191, HB01-1193, HB01-1195, HB01-1199, HB01-1204, HB01-1205, HB01-1210, HB01-1220, HB01-1223, HB01-1227, HB01-1229, HB01-1234, HB01-1236, HB01-1240, HB01-1242, HB01-1250, HB01-1252, HB01-1257, HB01-1260, HB01-1262, HB01-1263, HB01-1264, HB01-1269, HB01-1271, HB01-1272, HB01-1274, HB01-1279, HB01-1282, HB01-1284, HB01-1289, HB01-1292, HB01-1293, HB01-1294, HB01-1298, HB01-1312, HB01-1313, HB01-1319, HB01-1326, HB01-1331, HB01-1334, HB01-1337, HB01-1341, HB01-1344, HB01-1348, HB01-1354, HB01-1357, HB01-1358, HB01-1359, HB01-1365, HB01-1366, HB01-1367, HB01-1368, HB01-1372, HM01-1373, HB01-1375, HB01-1377, HB01-1381, HB01-1383, HB01-1385, HB01-1386, HB01-1387, HB01-1388, HB01-1390, HB01-1394, HB01-1396, HB01-1397, HB01-1398, HB01-1400, HB01-1401, HB01-1402, HB01-1403, HB01-1404, HB01-1405, HB01-1406, HB01-1408, HB01-1409; HJM01-1001; HJR01-1012, HJR01-1027, HJR01-1030, HJR01-1033, HJR01-1034, HJR01-1035, HJR01-1036, HJR01-1037, HJR01-1038, HJR01-1039, HJR01-1040, HJR01-1041, HJR01-1042, HJR01-1043, HJR01-1044, HJR01-1045, HJR01-1046, HJR01-1047, HJR01-1052, HJR01-1054, HJR01-1055, HJR01-1056,

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SENATE SERVICES REPORT

Senate  
Services

To the Governor for signature on Monday, May 14, 2001, at 1:45 pm:  
SB 01-016, 052, 084, 091, 095, 125, 134, 149, 200, 209, 213, 221.

To the Governor for signature on Wednesday, May 16, 2001, at 2:20 pm:  
SB 01-035, 109, 144, 211, 216, 217, 231, 234, 236, 237.

To the Governor for signature on Tuesday, May 22, 2001, at 9:20 am:  
SB 01-029, 032, 037, 073, 123, 164, 220, 222, 226, 232, 233, 235, 239.

To the Governor for signature on Tuesday, May 29, 2001, at 3:29 pm:  
SB 01-006, 012, 014, 034, 046, 057, 078, 082, 089, 099, 100, 113, 118, 121, 131, 140,  
142, 157, 174, 204, 205, 206, 224, 228.

To the Governor for signature on Thursday, May 31, 2001, at 3:31 pm:  
SB 01-088, 098, 138, 168, 208, 219, 229, 240.

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**CORRECTED  
MESSAGE FROM THE HOUSE**

May 9, 2001

The House has adopted the Second Report of the First Conference Committee on SB01-098,  
as printed in the House Journal, May 9, page 1864, and repassed the bill as amended.

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**MESSAGE FROM THE GOVERNOR**

May 18, 2001

To the Honorable  
Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State  
the following acts:

**S.B. 01-005** – Concerning A Requirement That An Applicant For Registration Of A  
Commercial Vehicle Declare The Stats Of The Commercial Vehicle When a Vehicle Is  
Registered, And, In Connection Therewith, Creating A Definition Fore Commercial  
Vehicle.

Approved May 18, 2001 at 10:24 a.m.

**S.B. 01-095** – Concerning Appropriations From The Offender Services Fund For Adult  
And Juvenile Probation Services, And Making An Appropriation Therefor.

Approved May 18, 2001 at 10:27 a.m.

**S.B. 01-221** – Concerning Persons Who Are Affiliates Of Child Care Facility Licensees.

Approved May 18, 2001 at 10:27 a.m.

Sincerely,

(Signed)  
Bill Owens  
Governor

Rec'd: 5/22/01  
K. Goldman, Secretary

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May 22, 2001

To the Honorable  
Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State  
the following acts:

**S.B. 01-035** – Concerning The Taxable Value Of Certain Types Of Personal Property,  
And, In Connection Therewith, Changing The Taxable Value Of Class A And B Personal  
Property That Has An Empty Vehicle Weight Of Less Than Of Equal To Sixteen  
Thousand Pounds From Actual Purchase Price To Seventy-five Percent Of The

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Manufacturer’s Suggested Retail Price, And Making An Appropriation In Connection  
Therewith.

Approved May 22, 2001 at 11:40 a.m.

**S.B. 01-052** – Concerning Changes To The Children’s Basic Health Plan, And, In  
Connection Therewith, Making Changes In Enrollment For The Plan And Changing The  
Administrative Structure Of The Plan.

Approved May 22, 2001 at 3:07 a.m.

**S.B.01-109** – Concerning Motor Vehicle Insurance, And, In Connection Therewith,  
Continuing The Motorist Insurance Identification Database Program And The “Colorado  
Auto Accident Reparations Act,” And Making An Appropriation In Connection Therewith.

Approved May 22, 2001 at 11:41 a.m.

Sincerely,

(signed)  
Bill Owens Rec'd: 5/24/01  
Governor K. Goldman, Secretary

May 23, 2001

To the Honorable  
Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State  
the following act:

**S.B. 01-123** – Concerning The Required Expenditure Of A Portion Of A School District’s  
Per Pupil Operating Revenue For The School District’s Preschool Program.

Approved May 23, 2001 at 3:27 p.m.

Sincerely,

(signed)  
Bill Owens  
Governor

Rec'd: 5/24/01  
K. Goldman, Secretary

May 30, 2001

To the Honorable Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State  
the following acts:

**S.B. 01-006** – 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.

Approved May 30, 2001 at 11:31 a.m.

**S.B. 01-032** – Concerning Criminal Background Checks

Approved May 30, 2001 at 11:08 a.m.

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**S.B. 01-037** – Concerning the Conversion of Certain Amounts of Money Owed by the Department of Revenue to a Taxpayer that is Represented by a Warrant that Has Been Cancelled into Unclaimed Property for Which A Claim May Be Filed Under the “Unclaimed Property Act”.

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Approved May 30, 2001 at 11:08 a.m.

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**S.B.01-046** – Concerning Unlawful Acts at Licensed Gaming Established, and Making an Appropriation in Connection Therewith.

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Approved May 30, 2001 at 11:06 a.m.

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**S.B. 01-057** – Concerning the Imposition of Surcharges on Certain Outdoor Recreation Activities in Order to Fund Rescue Activities, and Making an Appropriation Therefor.

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Approved May 30, 2001 at 11:04 a.m.

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**S.B. 01- 73** – Concerning the Sale of Tobacco to Minors, and Making an Appropriation in Connection Therewith.

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Approved May 30, 2001 at 10:59 a.m.

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**S.B. 01-077** – Concerning the Length of Juvenile Parole, and Making an Appropriation in Connection Therewith.

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Approved May 30, 2001 at 10:59 a.m.

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**S.B. 01-082** – Concerning the Implementation of Section 17 of Article IX of the State Constitution.

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Approved May 30, 2001 at 11:21 a.m.

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**S.B. 01-157** – Concerning the Funding of Colorado Water Conservation Board Projects, and Making Appropriations in Connection Therewith.

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Approved May 30, 2001 at 11:22 a.m.

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**S.B. 01-204** – Concerning State Policies Relating to the Implementation of Section 17 of Article IX of the State Constitution.

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Approved May 30, 2001 at 10:58 a.m.

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**S.B. 01-209** – Concerning the Funding of Capital Construction Projects at State-supported Institutions of Higher Education.

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Approved May 30, 2001 at 11:20 a.m.

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**S.B. 01-217** – Concerning a Supplemental Appropriation of Capital Construction Funds to the Department of Transportation for the Aviation Account of the Transportation Infrastructure Revolving Fund.

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Approved May 30, 2001 at 11:11 a.m.

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**S.B. 01- 220** – Concerning Special License Plates for Members of the United State Marine Corps.

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Approved May 30, 2001 at 11:09 a.m.

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**S.B. 01-222** - Concerning the Suspension for the Fiscal Year 2001-02 of the Prohibition Against the Appropriation of General Fund Revenues for Public School Capital Construction Projects if General Fund Revenues Do Not Exceed General Fund Obligations and Required Allocations to the Highway Users Tax Fund by a Specified Amount.

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Approved May 30, 2001 at 11:01 a.m.

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**S.B. 01-237** – Concerning the Financing of Capital Construction Needs of Charter Schools.

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Approved May 30, 2001 at 11:11 a.m.

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Sincerely,

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(signed)  
Bill Owens  
Governor

Rec'd: 5/30/01  
K. Goldman, Secretary

May 29, 2001

To the Honorable  
Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following act:

**S.B. 01-091** – Concerning The Authorization For School Districts To Offer Full-day Kindergarten Educational Programs, And Making An Appropriation In Connection Therewith.

Approved May 29, 2001 at 10:59 a.m.

**S.B. 01-210** – Concerning Penalties For The Offense Of Failure To Register As A Sex Offender, And Making An Appropriation Therefor.

Approved May 29, 2001 at 4:15 p.m.

Sincerely,

(signed)  
Bill Owens  
Governor

Rec'd: 5/30/01  
K. Goldman, Secretary

May 31, 2001

To the Honorable  
Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following act:

**S.B. 01-211** – Concerning Alternatives To Foster Care Placement.

Approved May 31, 2001 at 11:38 a.m.

**S.B. 01-234** – Concerning The Date By Which The State Personnel Director Shall Submit The Annual Total Compensation Survey To The Governor And The Joint Budget Committee.

Approved May 31, 2001 at 11:37a.m.

Sincerely,

(signed)  
Bill Owens  
Governor

Rec'd: 5/31/01  
H. Horvath, Assist. to the Secretary

June 1, 2001

To the Honorable

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Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following acts:

**S.B. 01-012** – Concerning The Provision Of Publicly Funded Services For Children In Out-of-home Placements.

Approved June 1, 2001 at 12:15 p.m.

**S.B. 01-014** – Concerning Regulatory Oversight Of Foster Care.

Approved June 1, 2001 at 12:16 p.m.

**S.B. 01-029** - Concerning The Residence Of A Child Of The Parties To A Domestic Relations Proceeding.

Approved June 1, 2001 at 12:18 p.m.

**S.B.01-099** – Concerning Prohibitions On Trademark Counterfeiting.

Approved June 1, 2001 at 12:19 p.m.

**S.B. 01-121** – Concerning Continuation Of The Asbestos Control Program, And Making An Appropriation In Connection Therewith.

Approved June 1, 2001 at 12:20 p.m.

**S.B. 01-125** – Concerning Regulation Of Foreign Capital Depositories Under The "Colorado Foreign Capital Depository Act."

Approved June 1, 2001 at 12:21 p.m.

**S.B. 01-142** – Concerning The Standard Of Evidence Necessary For Certain Applicants To Establish Their Social Security Numbers With The Department Of Revenue.

Approved June 1, 2001 at 12:22 p.m.

**S.B. 01-149** – Concerning The State Defined Contribution Plan.

Approved June 1, 2001 at 12:23 p.m.

**S.B. 01-168** – Concerning The Requirement Of The Completion Of Level II Alcohol Treatment For Persistent Drunk Drivers, And Making An Appropriation Therefor.

Approved June 1, 2001 at 12:24 p.m.

**S.B. 01-213** – Concerning The Authorization Of The Executive Director Of The Department Of Human Services To Sell Certain Real Property Situated In The City And County Of Denver To The Arapahoe Library District For Library Purposes.

Approved June 1, 2001 at 12:25 p.m.

Sincerely,

(Signed)  
Bill Owens  
Governor

Rec'd: 6/4601  
H. Horvath, Assist. to the Secretary

June 1, 2001

To the Honorable  
Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, CO 80203

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Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following act:

**S.B. 01-066** – Concerning Increased Protections For Water Quality In Cherry Creek Reservoir, And, In Connection Therewith, Adjusting The Cherry Creek Basin Water Quality Authority’s Duties And Membership.

Approved June 1, 2001 at 3:15 p.m.

Sincerely,

(Signed)  
Bill Owens  
Governor

Rec'd: 6/6/01  
H. Horvath, Assist. to the Secretary

June 4, 2001

To the Honorable  
Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following act:

**S.B. 01-164** – Concerning The Creation Of A Loan Repayment Program As An Incentive To Dental Professionals To Provide Dental Services To Underserved Populations, And Making Therefor.

Approved June 4, 2001 at 3:22 p.m.

Sincerely,

(Signed)  
Bill Owens  
Governor

Rec'd: 6/6/01  
H. Horvath, Assist to the Secretary

June 5, 2001

To the Honorable  
Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following acts:

**S.B. 01-016** – Concerning Certification By The Colorado Peace Officers Standards And Training Board.

Approved June 5, 2001 at 4:59 p.m.

**S.B. 01-034** – Concerning The Regulation Of Insurance Producers By The Division Of Insurance.

Approved June 5, 2001 at 4:08 p.m.

**S.B. 01-078** – Concerning Improving Quality Of Care In Nursing Facilities, And, In Connection Therewith, Creating Deadlines For Responses To Complaints, Developing A Consumer Satisfaction Survey, Creating A Program To Recognize The Highest-quality Nursing Facilities, Improving Grants Received By Nursing Facilities From The

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Department Of Health Care Policy And Financing, And Making An Appropriation Therefor.

Approved June 5, 2001 at 4:11 p.m.

**S.B. 01-084** – Concerning The Inmate Disaster Relief Program.

Approved June 5, 2001 at 5:03 p.m.

**S.B. 01-088** – Concerning Criminal History Record Checks On Behalf Of Entities Engaged In Care For Vulnerable Persons.

Approved June 5, 2001 at 4:13 p.m.

**S.B. 01-100** – Concerning The Requirement For Additional Disclosures By Persons Making Charitable Solicitations, And, In Connection Therewith, Prohibiting Certain Practices And Making An Appropriation Therefor.

Approved June 5, 2001 at 4:13 p.m.

**S.B. 01-113** – Concerning Regulation Of Physical Therapists, And, In Connection Therewith, Continuing The Regulation Of Physical Therapists By The Director Of The Division Of Registrations In The Department Of Regulatory Agencies.

Approved June 5, 2001 at 4: 13 p.m.

**S.B. 01-118** – Concerning The Regulation Of Direct-entry Midwives, And, In Connection Therewith, Continuing The Regulation Of Direct-entry Midwives By The Division Of Registrations In The Department Of Regulatory Agencies.

Approved June 5, 2001 at 4:13 p.m.

**S.B. 01-131** – 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.

Approved June 5, 2001 at 4:14 p.m.

**S.B. 01-138** - 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.

Approved June 5, 2001 at 4:15 p.m.

**S.B. 01-174** – Concerning Criminal Background Checks For Emergency Medical Technicians, And Making An Appropriation Therefor.

Approved June 5, 2001 at 4:01 p.m.

**S.B. 01-200** – Concerning Funding For Veterans Programs.

Approved June 5, 2001 at 4:02 p.m.

**S.B. 01-205** – Concerning The Continuation Beyond Their Scheduled Termination Date In The Current Calendar Year Of Certain Health Benefit Plans For Small Employers.

Approved June 5, 2001 at 4:03 p.m.

**S.B. 01-206** – Concerning Recommendations Of The Senate Committee On Health, Environment, Children And Families Relating To The Continuation Of Requirements For Certain Reports To The General Assembly From Executive Agencies Under Article 6.5 Of Title 25 To Article 15 Of Title 27, Colorado Revised Statutes, And, In Connection Therewith, Repealing Reporting Requirements To The General Assembly That Are Obsolete.

Approved June 5, 2001 at 4:04 p.m.

**S.B. 01-208** – Concerning Recommendations Of The Senate Committee On Government, Veterans And Military Relations, And Transportation Relating To Requirements For

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Certain Reports To The General Assembly From Executive Agencies, And, In Connection Therewith, Repealing Reporting Requirements To The General Assembly That Are Obsolete.

Approved June 5, 2001 at 4:05 p.m.

**S.B. 01-214** – Concerning The Application Of State Air Quality Standards To The Use Of Prescribed Fire For Management Activities Within The State, And Making An Appropriation Therefor.

Approved June 5, 2001 at 4:06 p.m.

**S.B. 01-216** – Concerning The Establishment Of A Procedure For The Adjudication Of A Recreation In-channel Diversion By A Local Government, And Making An Appropriation Therefor.

Approved June 5, 2001 at 4:07 p.m.

**S.B. 01-224** – Concerning The Enhancement Of Health Care Services For Rural Areas Of Colorado, And, In Connection Therewith, Enhancing Flexibility For Network Adequacy, Creating Community Contracted Health Care Providers, Expanding The Use Of Telemedicine, And Creating An Interim Committee To Study Health Care Issues.

Approved June 5, 2001 at 4:02 p.m.

**S.B. 01-226** – Concerning The Creation Of A Temporary Executive Committee Of The Legislative Council To Serve During Each Period Commencing After A General Election And Ending Following The Convening Of The Next General Assembly When A New Executive Committee Is Formed.

Approved June 5, 2001 at 4:09 p.m.

**S.B. 01-228** – Concerning The Exclusive Authority Of The Oil And Gas Conservation Commission To Regulate The Closure Of Underground Natural Gas Storage Caverns.

Approved June 5, 2001 at 4:16 p.m.

**S.B. 01-229** – Concerning The Use Of Performance Contracts For State-supported Institutions Of Higher Education.

Approved June 5, 2001 at 4:18 p.m.

**S.B. 01-231** – Concerning The Concurrent Jurisdiction Of The State Of Colorado And The United States Over Newly Designated Lands Dedicated To The National Park Purposes.

Approved June 5, 2001 at 4: 17 p.m.

**S.B. 01-232** – Concerning An Increase In The Transfer Of Moneys From The General Fund To The Capital Construction Fund.

Approved June 5, 2001 at 4:19 p.m.

**S.B. 01-233** – Concerning The Use Of Moneys Allocated From The Employment Support Fund For Existing Programs In The Department Of Labor And Employment, And, In Connection Therewith, Making An Appropriation.

Approved June 5, 2001 at 4:10 p.m.

**S.B. 01-236** – Concerning The Regulation Of Tobacco Sales Based On Quantity.

Approved June 5, 2001 at 4:12 p.m.

**S.B. 01-239** – Concerning The Prohibition Of Unauthorized Transfers Of Accounts Of Prescription Drug Customers.

Approved June 5, 2001 at 4:11 p.m.

**S.B. 01-240** – Concerning Article 9 Of The Uniform Commercial Code, And, In Connection Therewith, Amending The Duties Of The Secretary Of State And The Central Information Board.

Approved June 5, 2001 at 4:19 p.m.

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Sincerely,

(Signed)  
Bill Owens  
Governor

Rec'd: 6/6/01  
H. Horvath, Assist. to the Secretary

June 5, 2001

The Honorable Colorado Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, Colorado 80203

Ladies and Gentlemen:

I am returning to the Secretary of State Senate Bill 01-89, "Concerning class sizes in kindergarten through twelfth grade public schools. I have vetoed this bill as of 4:54 p.m. today and this letter sets forth my reasoning for doing so.

S.B. 01-89 requires an unnecessary duplication of data collection by the Colorado Department of Education. Class size information is already collected and will appear on the school accountability reports issued by the Department.

Furthermore, with the passage this year of House Bill 01-1232, "Concerning plans to use the constitutionally mandated one percent increase in state funding for public schools," the State will receive additional information about class size. Under H.B. 01-1232, school districts with students enrollments of more than 6,000 must report, among other items, average student-to-teacher ratio and the number of classes in which the ratio exceeds seventeen to one and twenty-three to one.

Accordingly, I have vetoed this bill.

Sincerely,

(Signed)  
Bill Owens

Rec'd: 6/6/01  
H. Horvath, Assist. to the Secretary

June 5, 2001

The Honorable Colorado Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, Colorado 80203

Dear Ladies and Gentlemen:

I am returning to the Secretary of State Senate Bill 01-219, "Concerning restrictions on bail bonding agents." I have vetoed this bill as of 4:56 p.m. today and this letter sets forth my reasons for doing so.

As you know, S.B. 01-219 proposes to place additional restrictions on the operations of bail bonding agents in Colorado. I believe that regulating the operations of bail bonding agents is an important function for state government, however, S.B. 01-219 restrains the operation of such entities too severely.

The new rules passed in S.B. 01-219 state that one must be a resident of the state of Colorado in order to qualify as a bail bonding agent and that those agents may not pay, as subcontractors, those that do not also have a bail bonding license.

While I support the stated rationale for these measures – limiting corruption – I believe that less invasive measures could be taken to complete the same goals. Restricting the ability of national companies to operate in Colorado and limiting whom those companies may hire is counter to the principles of reducing governmental regulations and allowing the free market to operate.

In response to concerns about Correctional Officers and State Patrol Officers working for bail bonding agents in their off-time, I am instructing the Executive Directors of the Department of Public Safety and the Department of Corrections to institute rules banning such off-time work.

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Accordingly, I have vetoed this bill.

Sincerely,  
(Signed)  
Bill Owens

Rec'd: 6/6/01  
H. Horvath, Assist. to the Secretary

June 5, 2001

To the Honorable Colorado Senate  
Sixty-third Colorado General Assembly  
First Regular Session  
Denver, CO 80203

Ladies and Gentlemen:

I am returning to the Secretary of State Senate Bill 01-235, "Concerning the repeal of obsolete provisions of state law in order to clarify the status of the Colorado Geological Survey as a separate division in the Department of Natural Resources." I have vetoed this bill as of 4:47 p.m. today, and this letter sets forth my reasoning for doing so.

S.B. 01-235 would create a new division of state government by removing the Colorado Geological Survey from the Division of Minerals and Geology (DMG) within the Department of Natural Resources (DNR).

In 1992, the General Assembly passed legislation to consolidate several mineral and energy divisions in DNR to increase administrative efficiencies, integrate technical staffs, and enhance the planning and policy development for mineral and energy activities at the state and national level. House Bill 92-1223 created the DMG. In 1994, Governor Romer issued Executive Order D0013-94, which made the Survey part of the DMG.

Today, all of the programs within the Survey remain as strong as before the consolidation. There has been no reduction in either the scope or authority of the agency. Since 1992, the agency budget has tripled and the staff has increased 30 percent. The Survey has received an international award for its innovative work on geologic hazards, and State Geologist Vicki Cowart has been elected president of the national organization of state geologists. The agency is internationally recognized for its work in making credible scientific information available to governments and citizens alike.

This year the Joint Budget Committee expressed concerns about conflicting statutes regarding these entities. While I support ensuring that all relevant statutes are clear and consistent, I do not believe there is evidence that creating a new division for the Geological Survey is warranted. Accordingly, I have vetoed S.B. 01-235.

Sincerely,  
(Signed)  
Bill Owens

Rec'd: 6/6/01  
H. Horvath, Assist. to the Secretary

June, 8, 2001

To the Honorable  
Senate  
Sixty-third General Assembly  
First Regular Session  
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following acts:

**S.B. 01-098** – Concerning School Improvement, And Making An Appropriation Therefor.

Approved June 8, 2001 at 11:50 a.m.

**S.B. 01-134** – Concerning An Increase In The Sales Tax That A County May Levy For The Purpose Of Funding Mass Transit.

Approved June 8, 2001 at 12:02 p.m.

**S.B. 01-140** – Concerning Small Claims Court.

Approved June 8, 2001 at 12:00 p.m.

**S.B. 01-144** – Concerning The Promotion Of Energy Efficiency.

Approved June 8, 2001 at 12:06 p.m.

Sincerely,

(Signed)  
Bill Owens  
Governor

Rec'd: 6/12/01  
K. Goldman, Secretary

**MESSAGE FROM LEGISLATIVE COUNCIL STAFF**

The Senate Committee on Government, Veterans and Military Relations and Transportation has had under consideration HJR01-1031. Motions to report the resolution out of the committee and to postpone the resolution indefinitely failed. Adjournment sine die of the First Regular Session of the 63<sup>rd</sup> General Assembly having passed, HJR01-1031 is returned herewith to the Senate.

**SENATE CONCURRENT RESOLUTIONS**

**SCR01-002** By Senators Gordon, Anderson, Dyer (Durango), Hernandez, and Perlmutter; also Representative Hefley--Concerning the submission to the registered electors of the state of Colorado of an amendment to the constitution of the state of Colorado, exempting district attorneys from constitutional term limits.

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

**SECTION 1.** At the next election at which such question may be submitted, there shall be submitted to the registered electors of the state of Colorado, for their approval or rejection, the following amendment to the constitution of the state of Colorado, to wit:

Section 11 (1) of article XVIII of the constitution of the state of Colorado is amended to read:

**Section 11. Elected government officials - limitation on terms.**

(1) In order to broaden the opportunities for public service and to assure that elected officials of governments are responsive to the citizens of those governments, no nonjudicial elected official of any county, city and county, city, town, school district, service authority, or any other political subdivision of the State of Colorado, no member of the state board of education, and no elected member of the governing board of a state institution of higher education shall serve more than two consecutive terms in office, except that with respect to terms of office which are two years or shorter in duration, no such elected official shall serve more than three consecutive terms in office; EXCEPT THAT THIS SECTION SHALL NOT APPLY TO ELECTED DISTRICT ATTORNEYS. This limitation on the number of terms shall apply to terms of office beginning on or after January 1, 1995. For purposes of this Section 11, terms are considered consecutive unless they are at least four years apart.

Section 13 of article VI of the constitution of the state of Colorado is amended to read:

**Section 13. District attorneys - election - term - salary - qualifications.**

In each judicial district there shall be a district attorney elected by the electors thereof, whose term of office shall be four years. District attorneys shall receive such salaries and perform such duties as provided by law. No person shall be eligible to the office of district attorney who shall not, at the time of his OR HER election, possess all the qualifications of district court judges as provided in this article. All district attorneys holding office on the effective date of this amendment shall continue in office for the remainder of the respective terms for which they were elected or appointed. ELECTED DISTRICT ATTORNEYS

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SHALL NOT BE SUBJECT TO THE TERM LIMITS ENUMERATED IN SECTION 11 OF ARTICLE XVIII OF THIS CONSTITUTION.

(signed)  
Stan Matsunaka  
PRESIDENT OF  
THE SENATE

(signed)  
Doug Dean  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

(signed)  
Karen Goldman  
SECRETARY OF  
THE SENATE

(signed)  
Judith Rodrigue  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

**SCR01-005**

By Senators Pascoe, Teck, Epps, Arnold, Chlouber, Dyer (Durango), Fitz-Gerald, Hanna, Hernandez, and Windels;also Representative Alexander--Concerning the submission to the registered electors of the state of Colorado of an amendment to article XIV of the constitution of the state of Colorado, authorizing the general assembly to establish qualifications for the office of county coroner.

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

**SECTION 1.** At the next election at which such question may be submitted, there shall be submitted to the registered electors of the state of Colorado, for their approval or rejection, the following amendment to the constitution of the state of Colorado, to wit:

Article XIV of the constitution of the state of Colorado is amended BY THE ADDITION OF A NEW SECTION to read:

**Section 8.7. Coroner - qualifications.** THE GENERAL ASSEMBLY SHALL HAVE THE AUTHORITY TO ESTABLISH BY LAW QUALIFICATIONS FOR THE OFFICE OF COUNTY CORONER, INCLUDING BUT NOT LIMITED TO TRAINING AND CERTIFICATION REQUIREMENTS.

**SECTION 2.** Each elector voting at said election and desirous of voting for or against said amendment shall cast a vote as provided by law either "Yes" or "No" on the proposition: "AN AMENDMENT TO ARTICLE XIV OF THE CONSTITUTION OF THE STATE OF COLORADO, AUTHORIZING THE GENERAL ASSEMBLY TO ESTABLISH QUALIFICATIONS FOR THE OFFICE OF COUNTY CORONER."

**SECTION 3.** The votes cast for the adoption or rejection of said amendment shall be canvassed and the result determined in the manner provided by law for the canvassing of votes for representatives in Congress, and if a majority of the electors voting on the question shall have voted "Yes", the said amendment shall become a part of the state constitution.

(signed)  
Stan Matsunaka  
PRESIDENT OF  
THE SENATE

(signed)  
Doug Dean  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

(signed)  
Karen Goldman  
SECRETARY OF  
THE SENATE

(signed)  
Judith Rodrigue  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

**TRIBUTES--A POINT OF INTEREST**

Memorializing Betty Jean Wodiuk by Senator Thiebaut

Memorializing Nicholas A. "Tony" Delliquadri by Senator Thiebaut

Memorializing Lois R. Koncilja by Senator Thiebaut

Memorializing James R. DiIorio by Senator Thiebaut

Memorializing Crecescio "Chencho" Mercado by Senator Thiebaut

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Memorializing Annette Clara DiPietro by Senator Thiebaut	1
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Memorializing Rev. Mons. Joseph McGuinness by Senator Thiebaut	3
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Memorializing Dominic Zinno by Senator Thiebaut	5
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Memorializing William "Bill" Berckefeldt by Senator Thiebaut	7
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Memorializing Daniel "Dan" J. Major by Senator Linkhart	9
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Honoring Diane Rittenhouse by Senator Andrews	11
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Honoring Stan Lampe by Senator Musgrave	13
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Honoring Andrew Raney by Senators Andrews and Arnold	15
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Honoring Joseph Battaia by Senators Dyer and Arnold	17
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Honoring Daniel Tanberg by Senators Dyer and Arnold	19
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Honoring Matthew Reynolds by Senators Evans and Arnold	21
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Honoring Robert Burke by Senators Cairns and Arnold	23
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Honoring Stephen King by Senators Cairns and Arnold	25
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Honoring Jeffrey Lambert by Senators Cairns and Arnold	27
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Honoring Timothy Lowe by Senators Chlouber and Arnold	29
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Honoring Benjamin Cooper by Senators Hagedorn and Arnold	31
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Honoring Hally Turner by Senator Chlouber	33
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Honoring Terry Moore by Senator Chlouber	35
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Honoring Christopher Hartless by Senator Chlouber	37
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Honoring Isaiah Cordova y Muenzberg by Senator Chlouber	39
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Honoring Lynne Mason by Senator Arnold	41
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Honoring Deanna Blunt by Senator Arnold	43
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Honoring Donna Chandler by Senator Arnold	45
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Honoring Gail Matheson by Senator Arnold	47
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Honoring Mark Mavrogianes by Senator Arnold	49
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Honoring Ken Grandt by Senator Arnold	51
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Honoring Megan Anacker by Senator Arnold	53
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Honoring Laura Bollinger by Senator Arnold	55
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Honoring Heather Caskey by Senator Arnold	57
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Honoring Emily Marie Curtin by Senator Arnold	59
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Honoring Laura Disney by Senator Arnold	61
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Honoring Melissa Gerlach by Senator Arnold	63
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Honoring Amanda Gibbens by Senator Arnold	65
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Honoring Trina Gutho by Senator Arnold	67
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Honoring Breanne Hicks by Senator Arnold	69
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Honoring Heidi Ronen Hierman by Senator Arnold	71
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Honoring Sarah Longstrom by Senator Arnold	5
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Honoring Erin McKay by Senator Arnold	9
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Honoring Lyndsy Overfelt by Senator Arnold	11
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Honoring Jennifer Price by Senator Arnold	13
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Honoring Rachel Purslow by Senator Arnold	15
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Honoring Emily Purswell by Senator Arnold	17
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Honoring Rachael Randall by Senator Arnold	19
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Honoring April Rhodes by Senator Arnold	21
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Honoring Shannon Schneider by Senator Arnold	23
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Honoring Lesley Schreckengost by Senator Arnold	25
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Honoring Annieliese Stone by Senator Arnold	27
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Honoring Rachel Lynn Stone by Senator Arnold	29
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Honoring Moneka Worah by Senator Arnold	31
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Honoring Sarah Margaret Zilinski by Senator Arnold	33
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Honoring Fran Vallejo by Senator Thiebaut	35
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Honoring JoAnn & Don Watson by Senator Evans	37
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Honoring Dolly & Dale Farmer by Senator Evans	39
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Honoring Bertha & Frank Johnson by Senator Teck	41
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Honoring Kathleen Simoni by Senator Tate	43
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Honoring Sarah Castle by Senator Tate	45
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Honoring John Gerhardt by Senator Tate	47
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Honoring Jacqueline Mitchel by Senator Tate	49
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Honoring Newton Elementary School by Senator Linkhart	51
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Honoring Chris Kubat by Senator Linkhart	53
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Honoring Richard Rosenthal by Senator Linkhart	55
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Honoring Gabriela Quezada by Senator Linkhart	57
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Honoring Joe Cannata by Senator Linkhart	59
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Honoring Ruby Castillo by Senator Linkhart	61
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Honoring Jane Hastings by Senator Linkhart	63
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Honoring Nancy Hasting by Senator Linkhart	65
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Honoring Pat Duran by Senator Linkhart	67
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Honoring Dave Buresh by Senate Members	69
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Honoring Jonathan Martin by Senator Evans	71
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Honoring Ryan Gardner by Senator Evans	1
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Honoring David Fulton by Senator Hanna	3
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Honoring Matt Fulton by Senator Hanna	5
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Honoring Madeliene Fulton by Senator Hanna	7
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Honoring Kim Beck by Senator Hanna	9
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Honoring Camille Ruso by Senator Hanna	11
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Honoring Ryan Stauffer by Senator Hanna	13
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Honoring Kris Notari by Senator Hanna	15
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Honoring Debbie Beck by Senator Hanna	17
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Honoring Mary Lou Notari by Senator Hanna	19
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Honoring Ryan Torres by Senator Epps	21
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Honoring Richard Villaneuva by Senator Epps	23
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Honoring Mark Kuzmic by Senator Epps	25
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Honoring Dawn Bentley by Senator Epps	27
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Honoring Johnny Rowe by Senator Epps	29
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Honoring Ron Salas by Senator Epps	31
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Honoring Tim Willert by Senator Epps	33
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Honoring Christopher Taylor by Senators Perlmutter and Arnold	35
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Honoring Jason Blaszczyk by Senators Windels and Arnold	37
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Honoring Gary Hall by Senators Windels and Arnold	39
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Honoring Matthew Hegarty by Senators Windels and Arnold	41
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Honoring Bradley Lofland by Senators Windels and Arnold	43
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Honoring Timothy Nelson by Senators Windels and Arnold	45
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Honoring Darius Pakbaz by Senators Windels and Arnold	47
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Honoring Ryan Trippe by Senators Windels and Arnold	49
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Honoring David Wells by Senators Windels and Arnold	51
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Honoring John Windholz by Senators Windels and Arnold	53
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Honoring Christopher Barone by Senators Takis and Arnold	55
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Honoring Jonathan Siegel by Senators Gordon and Arnold	57
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Approved:  
Stan Matsunaka  
President of the Senate

Attest:  
  
Karen Goldman  
Secretary of the Senate