

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

One Hundred-twentieth Legislative Day Wednesday, May 9, 2001

1 Prayer by Pastor Dan Elliott, South Fellowship, Littleton.

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--65.

8
9 The Speaker declared a quorum present.

10
11
12 On motion of Representative Romanoff, the reading of the journal of
13 May 8, 2001, was declared dispensed with and approved as corrected by
14 the Chief Clerk.

15
16
17
18 **THIRD READING OF BILLS--FINAL PASSAGE**

19
20 The following bills were considered on Third Reading. The titles were
21 publicly read. Reading of the bill at length was dispensed with by
22 unanimous consent.

23
24 **SB01-214** by Senator(s) Dyer (Durango); also Representative(s)
25 Hoppe--Concerning the application of state air quality
26 standards to the use of prescribed fire for management
27 activities within the state, and making an appropriation
28 therefor.

29
30 The question being "Shall the bill pass?".
31 A roll call vote was taken. As shown by the following recorded vote, a
32 majority of those elected to the House voted in the affirmative and the bill
33 was declared **passed**.

34
35 YES 65 NO 0 EXCUSED 0 ABSENT 0

36								
37	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
38	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
39	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
40	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
41	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
42	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
43	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
44	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
45	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y

1	Coleman	Y	King	Y	Saliman	Y	Webster	Y
2	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
3	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
4	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
5	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
6	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
7	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
8							Mr. Speaker	Y
9								

10 Co-sponsors added: Representatives Alexander, Rippy, Young.

11
12 **SB01-210** by Senator(s) Arnold; also Representative(s) Mitchell--
13 Concerning penalties for the offense of failure to register
14 as a sex offender, and making an appropriation therefor.

15
16 The question being "Shall the bill pass?".

17 A roll call vote was taken. As shown by the following recorded vote, a
18 majority of those elected to the House voted in the affirmative and the bill
19 was declared **passed**.

20	YES	65	NO	0	EXCUSED	0	ABSENT	0
21								
22								
23	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
24	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
25	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
26	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
27	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
28	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
29	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
30	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
31	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
32	Coleman	Y	King	Y	Saliman	Y	Webster	Y
33	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
34	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
35	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
36	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
37	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
38	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
39							Mr. Speaker	Y
40								

41 Co-sponsors added: Representatives Boyd, Crane, Fairbank, Hefley, Jahn, Lee,
42 Nuñez, Rhodes, Romanoff, Schultheis, Spradley, Williams S., Mr. Speaker.

43
44
45 **SB01-216** by Senator(s) Entz, Dyer (Durango), Hanna; also
46 Representative(s) Spradley, Plant, Sinclair, Young--
47 Concerning the establishment of a procedure for the
48 adjudication of a recreational in-channel diversion by a
49 local government, and making an appropriation therefor.

50
51 The question being "Shall the bill pass?".

52 A roll call vote was taken. As shown by the following recorded vote, a
53 majority of those elected to the House voted in the affirmative and the bill
54 was declared **passed**.

55

	YES 58	NO 7	EXCUSED 0	ABSENT 0
1				
2				
3	Alexander	Y Groff	Y Miller	Y Spence Y
4	Bacon	N Grossman	N Mitchell	Y Spradley Y
5	Berry	Y Hefley	Y Nuñez	Y Stafford Y
6	Borodkin	Y Hodge	Y Paschall	Y Stengel Y
7	Boyd	Y Hoppe	Y Plant	N Swenson Y
8	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
9	Chavez	Y Jameson	N Rhodes	Y Tochtrop Y
10	Clapp	Y Johnson	Y Rippy	Y Veiga Y
11	Cloer	Y Kester	Y Romanoff	Y Vigil Y
12	Coleman	Y King	Y Saliman	N Webster Y
13	Crane	Y Larson	Y Sanchez	Y Weddig Y
14	Daniel	Y Lawrence	Y Schultheis	Y White Y
15	Decker	N Lee	Y Scott	Y Williams S. Y
16	Fairbank	Y Mace	Y Sinclair	Y Williams T. Y
17	Fritz	Y Madden	N Smith	Y Witwer Y
18	Garcia	Y Marshall	Y Snook	Y Young Y
19				Mr. Speaker Y
20				

21 Representative Plant requested his name be removed as sponsor.

22 Co-sponsors added: Representatives Johnson, Larson, Swenson, Weddig,
23 Williams S.

24
25
26 **SB01-229** by Senator(s) Anderson, Perlmutter; also Representative(s)
27 Witwer, Daniel--Concerning the use of performance
28 contracts for state-supported institutions of higher
29 education.

30
31 As shown by the following roll call vote, a majority of all members
32 elected to the House voted in the affirmative, and Representative Witwer
33 was given permission to offer a Third Reading amendment:

	YES 65	NO 0	EXCUSED 0	ABSENT 0
35				
36				
37	Alexander	Y Groff	Y Miller	Y Spence Y
38	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
39	Berry	Y Hefley	Y Nuñez	Y Stafford Y
40	Borodkin	Y Hodge	Y Paschall	Y Stengel Y
41	Boyd	Y Hoppe	Y Plant	Y Swenson Y
42	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
43	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
44	Clapp	Y Johnson	Y Rippy	Y Veiga Y
45	Cloer	Y Kester	Y Romanoff	Y Vigil Y
46	Coleman	Y King	Y Saliman	Y Webster Y
47	Crane	Y Larson	Y Sanchez	Y Weddig Y
48	Daniel	Y Lawrence	Y Schultheis	Y White Y
49	Decker	Y Lee	Y Scott	Y Williams S. Y
50	Fairbank	Y Mace	Y Sinclair	Y Williams T. Y
51	Fritz	Y Madden	Y Smith	Y Witwer Y
52	Garcia	Y Marshall	Y Snook	Y Young Y
53				Mr. Speaker Y
54				
55				

1 **Third Reading amendment No. 1**, by Representative Witwer.
 2
 3 Amend revised bill, page 5, line 8, strike "BE LIMITED TO" and substitute
 4 "INCLUDE";
 5
 6 line 10, strike "OR" and substitute "AND";
 7
 8 strike lines 22 and 23 and substitute the following:
 9 "PERFORMANCE CONTRACT.";
 10
 11 line 24, strike "SCHOOL OF MINES OR FUNDING FOR HIGHER EDUCATION.".

12
 13 The amendment was declared **passed** by the following roll call vote:

15	YES 60	NO 5	EXCUSED 0	ABSENT 0
16				
17	Alexander	Y Groff	Y Miller	Y Spence
18	Bacon	Y Grossman	Y Mitchell	Y Spradley
19	Berry	Y Hefley	Y Nuñez	N Stafford
20	Borodkin	Y Hodge	Y Paschall	N Stengel
21	Boyd	Y Hoppe	Y Plant	Y Swenson
22	Cadman	N Jahn	Y Ragsdale	Y Tapia
23	Chavez	Y Jameson	Y Rhodes	Y Tochtrop
24	Clapp	Y Johnson	Y Rippy	Y Veiga
25	Cloer	Y Kester	Y Romanoff	Y Vigil
26	Coleman	Y King	N Saliman	Y Webster
27	Crane	Y Larson	Y Sanchez	Y Weddig
28	Daniel	Y Lawrence	Y Schultheis	N White
29	Decker	Y Lee	Y Scott	Y Williams S.
30	Fairbank	Y Mace	Y Sinclair	Y Williams T.
31	Fritz	Y Madden	Y Smith	Y Witwer
32	Garcia	Y Marshall	Y Snook	Y Young
33				Mr. Speaker
34				Y

35
 36 The question being, "Shall the bill, as amended, pass?"
 37 A roll call vote was taken. As shown by the following recorded vote, a
 38 majority of those elected to the House voted in the affirmative, and the
 39 bill, as amended, was declared **passed**.

41	YES 65	NO 0	EXCUSED 0	ABSENT 0
42				
43	Alexander	Y Groff	Y Miller	Y Spence
44	Bacon	Y Grossman	Y Mitchell	Y Spradley
45	Berry	Y Hefley	Y Nuñez	Y Stafford
46	Borodkin	Y Hodge	Y Paschall	Y Stengel
47	Boyd	Y Hoppe	Y Plant	Y Swenson
48	Cadman	Y Jahn	Y Ragsdale	Y Tapia
49	Chavez	Y Jameson	Y Rhodes	Y Tochtrop
50	Clapp	Y Johnson	Y Rippy	Y Veiga
51	Cloer	Y Kester	Y Romanoff	Y Vigil
52	Coleman	Y King	Y Saliman	Y Webster
53	Crane	Y Larson	Y Sanchez	Y Weddig
54	Daniel	Y Lawrence	Y Schultheis	Y White
55	Decker	Y Lee	Y Scott	Y Williams S.
56	Fairbank	Y Mace	Y Sinclair	Y Williams T.

1	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
2	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
3							Mr. Speaker	Y

4
5 Co-sponsors added: Representatives Boyd, Paschall, Rippy, Spence, Williams S.

6
7 **SB01-157** by Senator(s) Dyer (Durango), Evans; also
8 Representative(s) Hoppe--Concerning the funding of
9 Colorado water conservation board projects, and making
10 appropriations in connection therewith.

11
12 The question being "Shall the bill pass?".

13 A roll call vote was taken. As shown by the following recorded vote, a
14 majority of those elected to the House voted in the affirmative and the bill
15 was declared **passed**.

16
17 YES 65 NO 0 EXCUSED 0 ABSENT 0

18								
19	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
20	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
21	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
22	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
23	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
24	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
25	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
26	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
27	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
28	Coleman	Y	King	Y	Saliman	Y	Webster	Y
29	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
30	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
31	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
32	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
33	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
34	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
35							Mr. Speaker	Y

36
37 Co-sponsors added: Representatives Jameson, Marshall, Mitchell, Plant, Rippy,
38 Smith, Spradley.

39
40 **SB01-231** by Senator(s) Entz; also Representative(s) Snook--
41 Concerning the concurrent jurisdiction of the state of
42 Colorado and the United States over newly designated
43 lands dedicated to national park purposes.

44
45 The question being "Shall the bill pass?".

46 A roll call vote was taken. As shown by the following recorded vote, a
47 majority of those elected to the House voted in the affirmative and the bill
48 was declared **passed**.

49
50 YES 63 NO 2 EXCUSED 0 ABSENT 0

51								
52	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
53	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
54	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
55	Borodkin	Y	Hodge	Y	Paschall	N	Stengel	Y
56	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y

1	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
2	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
3	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
4	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
5	Coleman	Y	King	Y	Saliman	Y	Webster	Y
6	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
7	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
8	Decker	Y	Lee	N	Scott	Y	Williams S.	Y
9	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
10	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
11	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
12							Mr. Speaker	Y

13
14 Co-sponsor added: Representative Swenson.

15
16 **SB01-234** by Senator(s) Reeves, Tate, Owen; also Representative(s)
17 Saliman, Young, Berry--Concerning the date by which the
18 state personnel director shall submit the annual total
19 compensation survey to the governor and the joint budget
20 committee.

21
22 The question being "Shall the bill pass?".

23 A roll call vote was taken. As shown by the following recorded vote, a
24 majority of those elected to the House voted in the affirmative and the bill
25 was declared **passed**.

26	YES	65	NO	0	EXCUSED	0	ABSENT	0
27	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
28	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
29	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
30	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
31	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
32	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
33	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
34	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
35	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
36	Coleman	Y	King	Y	Saliman	Y	Webster	Y
37	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
38	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
39	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
40	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
41	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
42	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
43							Mr. Speaker	Y

44
45
46
47 Co-sponsor added: Representative Vigil.

48
49 **SB01-235** by Senator(s) Tate, Reeves, Owen; also Representative(s)
50 Young, Berry, Saliman--Concerning the repeal of obsolete
51 provisions of state law in order to clarify the status of the
52 Colorado geological survey as a separate division in the
53 department of natural resources.

54
55 The question being "Shall the bill pass?".

56 A roll call vote was taken. As shown by the following recorded vote, a

1 majority of those elected to the House voted in the affirmative and the bill
 2 was declared **passed**.

3

4	YES 65	NO 0	EXCUSED 0	ABSENT 0	
5					
6	Alexander	Y Groff	Y Miller	Y Spence	Y
7	Bacon	Y Grossman	Y Mitchell	Y Spradley	Y
8	Berry	Y Hefley	Y Nuñez	Y Stafford	Y
9	Borodkin	Y Hodge	Y Paschall	Y Stengel	Y
10	Boyd	Y Hoppe	Y Plant	Y Swenson	Y
11	Cadman	Y Jahn	Y Ragsdale	Y Tapia	Y
12	Chavez	Y Jameson	Y Rhodes	Y Tochtrop	Y
13	Clapp	Y Johnson	Y Rippy	Y Veiga	Y
14	Cloer	Y Kester	Y Romanoff	Y Vigil	Y
15	Coleman	Y King	Y Saliman	Y Webster	Y
16	Crane	Y Larson	Y Sanchez	Y Weddig	Y
17	Daniel	Y Lawrence	Y Schultheis	Y White	Y
18	Decker	Y Lee	Y Scott	Y Williams S.	Y
19	Fairbank	Y Mace	Y Sinclair	Y Williams T.	Y
20	Fritz	Y Madden	Y Smith	Y Witwer	Y
21	Garcia	Y Marshall	Y Snook	Y Young	Y
22				Mr. Speaker	Y

23
 24 Co-sponsor added: Representative Daniel.

25
 26 **SB01-240** by Senator(s) Thiebaut; also Representative(s) Smith--
 27 Concerning article 9 of the uniform commercial code, and,
 28 in connection therewith, amending the duties of the
 29 secretary of state and the central information board.

30
 31 The question being "Shall the bill pass?".
 32 A roll call vote was taken. As shown by the following recorded vote, a
 33 majority of those elected to the House voted in the affirmative and the bill
 34 was declared **passed**.

35

36	YES 58	NO 7	EXCUSED 0	ABSENT 0	
37					
38	Alexander	Y Groff	Y Miller	Y Spence	Y
39	Bacon	Y Grossman	Y Mitchell	Y Spradley	Y
40	Berry	Y Hefley	Y Nuñez	Y Stafford	Y
41	Borodkin	Y Hodge	Y Paschall	N Stengel	N
42	Boyd	Y Hoppe	Y Plant	Y Swenson	Y
43	Cadman	N Jahn	Y Ragsdale	Y Tapia	Y
44	Chavez	Y Jameson	Y Rhodes	Y Tochtrop	Y
45	Clapp	Y Johnson	Y Rippy	N Veiga	Y
46	Cloer	Y Kester	Y Romanoff	Y Vigil	Y
47	Coleman	Y King	Y Saliman	Y Webster	Y
48	Crane	N Larson	Y Sanchez	Y Weddig	Y
49	Daniel	Y Lawrence	Y Schultheis	Y White	Y
50	Decker	Y Lee	N Scott	Y Williams S.	Y
51	Fairbank	Y Mace	Y Sinclair	Y Williams T.	Y
52	Fritz	Y Madden	Y Smith	Y Witwer	Y
53	Garcia	Y Marshall	Y Snook	Y Young	Y
54				Mr. Speaker	N

55
 56 Co-sponsors added: Representatives Coleman, Weddig.

1 **SB01-233** by Senator(s) Hernandez; also Representative(s) Dean--
 2 Concerning the use of moneys allocated from the
 3 employment support fund for existing programs in the
 4 department of labor and employment, and, in connection
 5 therewith, making an appropriation.
 6

7 The question being "Shall the bill pass?".
 8 A roll call vote was taken. As shown by the following recorded vote, a
 9 majority of those elected to the House voted in the affirmative and the bill
 10 was declared **passed**.

	YES 65	NO 0	EXCUSED 0	ABSENT 0			
14 Alexander	Y	Groff	Y	Miller	Y	Spence	Y
15 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
16 Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
17 Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
18 Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
19 Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
20 Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
21 Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
22 Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
23 Coleman	Y	King	Y	Saliman	Y	Webster	Y
24 Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
25 Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
26 Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
27 Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
28 Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
29 Garcia	Y	Marshall	Y	Snook	Y	Young	Y
						Mr. Speaker	Y

32 Co-sponsors added: Representatives Larson, Mace, Young.

36 **CONSIDERATION OF CONFERENCE COMMITTEE REPORTS**

38 **SB01-118** by Senator(s) Hernandez, Epps, Hagedorn; also
 39 Representative(s) Mace--Concerning the regulation of
 40 direct-entry midwives, and, in connection therewith,
 41 continuing the regulation of direct-entry midwives by the
 42 division of registrations in the department of regulatory
 43 agencies.
 44

45 (Conference Committee Report printed in House Journal, May 4, pages
 46 1619-1620.)
 47

48 On motion of Representative Mace, the Conference Committee Report
 49 was **adopted** by the following roll call vote:

	YES 65	NO 0	EXCUSED 0	ABSENT 0			
53 Alexander	Y	Groff	Y	Miller	Y	Spence	Y
54 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
55 Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
56 Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y

1	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
2	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
3	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
4	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
5	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
6	Coleman	Y	King	Y	Saliman	Y	Webster	Y
7	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
8	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
9	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
10	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
11	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
12	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
13							Mr. Speaker	Y

15
16 The question being "Shall the bill, as amended, pass?".
17 A roll call vote was taken. As shown by the following recorded vote, a
18 majority of those elected to the House voted in the affirmative and the
19 bill, as amended, was declared **repassed**.

21	YES	60	NO	5	EXCUSED	0	ABSENT	0
22								
23	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
24	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
25	Berry	Y	Hefley	Y	Nuñez	N	Stafford	Y
26	Borodkin	Y	Hodge	Y	Paschall	N	Stengel	Y
27	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
28	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
29	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
30	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
31	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
32	Coleman	Y	King	Y	Saliman	Y	Webster	Y
33	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
34	Daniel	Y	Lawrence	Y	Schultheis	N	White	Y
35	Decker	Y	Lee	N	Scott	Y	Williams S.	Y
36	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
37	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
38	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
39							Mr. Speaker	Y

40
41 Co-sponsors added: Representatives Borodkin, Jahn, Marshall.

42
43 **SB01-219** by Senator(s) Hernandez; also Representative(s) White--
44 Concerning restrictions on bail bonding agents.

45
46 (Report printed in House Journal, May 8, pages 1752-1753.)

47
48 Representative White moved for adoption of the Conference Committee
49 Report. A substitute motion by Representative Williams T., that the
50 House **adhere** to its position was **passed** by the following roll call vote:

52	YES	50	NO	12	EXCUSED	3	ABSENT	0
53								
54	Alexander	N	Groff	Y	Miller	N	Spence	E
55	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
56	Berry	Y	Hefley	Y	Nuñez	N	Stafford	Y

1	Borodkin	Y	Hodge	N	Paschall	Y	Stengel	Y
2	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
3	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
4	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
5	Clapp	Y	Johnson	Y	Rippy	N	Veiga	Y
6	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	N
7	Coleman	Y	King	E	Saliman	Y	Webster	Y
8	Crane	Y	Larson	N	Sanchez	Y	Weddig	Y
9	Daniel	Y	Lawrence	Y	Schultheis	Y	White	N
10	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
11	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
12	Fritz	Y	Madden	Y	Smith	N	Witwer	Y
13	Garcia	Y	Marshall	Y	Snook	Y	Young	N
14							Mr. Speaker	N

House in recess. House reconvened.

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
on SB01-082**

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 SB01-082,
concerning the implementation of section 17 of article IX of the state
constitution, has met and reports that it has agreed upon the following:

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

Amend rerevised bill, page 12, strike lines 20 through 27.

Strike page 13.

Page 14, strike lines 1 through 3.

strike lines 17 through 27.

Page 15, strike lines 1 through 11.

Renumber succeeding C.R.S. sections accordingly.

Page 16, line 23, strike "SECTION, AND THE ALLOCATION" and substitute
"SECTION. THE GENERAL ASSEMBLY MAY ANNUALLY DETERMINE THE
PARTICULAR CATEGORICAL PROGRAMS FOR WHICH STATE FUNDING WILL
BE INCREASED FOR PURPOSES OF COMPLYING WITH THE REQUIREMENTS OF
SUBSECTION (1) OF THIS SECTION, AND THE ALLOCATION".

Page 17, line 3, strike "22-55-105 AND 22-55-106." and substitute
"22-55-103 AND 22-55-104.";

1 line 6, strike "22-55-105 AND 22-55-106." and substitute "22-55-103 AND
2 22-55-104.";

3
4 line 23, strike "22-55-107" and substitute "22-55-105".

5
6 Page 18, line 4, strike "22-55-105 AND 22-55-106" and substitute
7 "22-55-103 AND 22-55-104";

8
9 line 8, strike "22-55-105 AND 22-55-106." and substitute "22-55-103 AND
10 22-55-104.".

11
12 2. That, under the authority granted to the committee to consider
13 matters not at issue between the two houses, the following amendments
14 are recommended:

15
16 Amend rerevised bill, page 3, strike lines 9 through 16 and substitute the
17 following:

18
19 "(a) SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION,
20 WHICH WAS APPROVED BY THE REGISTERED ELECTORS OF THIS STATE AT
21 THE 2000 GENERAL ELECTION, REQUIRES THE GENERAL ASSEMBLY TO
22 INCREASE FUNDING FOR PRESCHOOL THROUGH TWELFTH GRADE PUBLIC
23 EDUCATION AND FOR CATEGORICAL PROGRAMS.

24
25 (b) SPECIFICALLY, SECTION 17 OF ARTICLE IX OF THE STATE
26 CONSTITUTION REQUIRES:

27
28 (I) A SPECIFIED PERCENTAGE OF STATE INCOME TAX REVENUES
29 COLLECTED ON INCOME EARNED ON OR AFTER DECEMBER 28, 2000, TO BE
30 DIVERTED TO A NEWLY CREATED STATE EDUCATION FUND FROM WHICH
31 MONEYS MAY BE APPROPRIATED ONLY FOR SPECIFIED EDUCATION-RELATED
32 PURPOSES;

33
34 (II) THE GENERAL ASSEMBLY TO ANNUALLY INCREASE THE
35 STATEWIDE BASE PER PUPIL FUNDING FOR PUBLIC EDUCATION FROM
36 PRESCHOOL THROUGH THE TWELFTH GRADE AND TOTAL STATE FUNDING
37 FOR ALL CATEGORICAL PROGRAMS BY AT LEAST THE RATE OF INFLATION
38 PLUS ONE PERCENTAGE POINT FOR STATE FISCAL YEARS 2001-02 THROUGH
39 2010-11, AND BY AT LEAST THE RATE OF INFLATION FOR STATE FISCAL
40 YEAR 2011-2012 AND EACH SUCCEEDING STATE FISCAL YEAR; AND

41
42 (III) THE GENERAL ASSEMBLY TO ANNUALLY INCREASE THE
43 GENERAL FUND APPROPRIATION FOR TOTAL PROGRAM EDUCATION FUNDING
44 UNDER THE "PUBLIC SCHOOL FINANCE ACT OF 1994", ARTICLE 54 OF THIS
45 TITLE, OR ANY SUCCESSOR ACT, FOR EACH STATE FISCAL YEAR FROM
46 2001-02 THROUGH 2010-11 BY AT LEAST FIVE PERCENT OVER THE AMOUNT
47 OF THE PRIOR YEAR'S GENERAL FUND APPROPRIATION FOR TOTAL PROGRAM
48 EDUCATION FUNDING, UNLESS COLORADO PERSONAL INCOME GROWS LESS
49 THAN FOUR AND ONE-HALF PERCENT BETWEEN THE TWO CALENDAR YEARS
50 PRECEDING THE STATE FISCAL YEAR IN WHICH AN APPROPRIATION IS MADE.

51
52 (2) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT:

53
54 (a) IT IS THE DUTY AND INTENT OF THE GENERAL ASSEMBLY TO
55 COMPLY WITH THE REQUIREMENTS OF SECTION 17 OF ARTICLE IX OF THE
56 STATE CONSTITUTION.

1 (b) IT IS WITHIN THE LEGISLATIVE PREROGATIVE OF THE GENERAL
2 ASSEMBLY TO ENACT LEGISLATION TO IMPLEMENT SECTION 17 OF ARTICLE
3 IX OF THE STATE CONSTITUTION THAT WILL ENSURE COMPLIANCE WITH
4 THE REQUIREMENTS OF SAID SECTION 17 OF ARTICLE IX AND FACILITATE
5 ITS OPERATION.

6
7 (c) IN ENACTING LEGISLATION TO IMPLEMENT SECTION 17 OF
8 ARTICLE IX OF THE STATE CONSTITUTION:

9
10 (I) THE GENERAL ASSEMBLY HAS ATTEMPTED TO INTERPRET THE
11 PROVISIONS OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION IN
12 A MANNER THAT GIVES ITS WORDS THEIR NATURAL AND OBVIOUS
13 SIGNIFICANCE.

14
15 (II) THE GENERAL ASSEMBLY HAS ATTEMPTED TO ASCERTAIN THE
16 INTENT OF THE PROPONENTS WHO INITIATED SECTION 17 OF ARTICLE IX OF
17 THE STATE CONSTITUTION AND THE VOTERS WHO ADOPTED IT AND TO
18 APPLY OTHER GENERALLY ACCEPTED RULES OF CONSTITUTIONAL
19 CONSTRUCTION WHERE THE MEANING OF SAID SECTION 17 OF ARTICLE IX
20 IS UNCERTAIN.

21
22 (3) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT:

23
24 (a) BECAUSE THE AMOUNT OF FUNDING PROVIDED FOR THE PRIOR
25 STATE FISCAL YEAR PLAYS A SIGNIFICANT ROLE IN THE CALCULATION OF
26 THE MINIMUM AMOUNT OF THE INCREASE IN STATE APPROPRIATIONS FOR
27 EDUCATION REQUIRED FOR EACH STATE FISCAL YEAR BY SECTION 17 OF
28 ARTICLE IX OF THE STATE CONSTITUTION, THE AMOUNT OF MONEY THAT
29 THE STATE WILL BE REQUIRED TO SPEND FOR EDUCATION FUNDING FOR
30 EACH STATE FISCAL YEAR WILL INCREASE DRAMATICALLY OVER TIME DUE
31 TO A COMPOUNDING EFFECT.

32
33 (b) SINCE SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION
34 DOES NOT CREATE ANY NEW TAX, INCREASE THE RATE OF ANY EXISTING
35 TAX, OR OTHERWISE INCREASE THE AMOUNT OF REVENUES THAT WILL BE
36 COLLECTED BY THE STATE, SOME OF THE INCREASES IN STATE EDUCATION
37 FUNDING THAT SAID SECTION 17 OF ARTICLE IX REQUIRES WILL AFFECT
38 THE AMOUNT OF MONEY AVAILABLE TO FUND OTHER STATE PROGRAMS
39 AND SERVICES.

40
41 (c) IN ENACTING LEGISLATION TO IMPLEMENT SECTION 17 OF
42 ARTICLE IX OF THE STATE CONSTITUTION, IT IS THE DUTY, INTENT, AND
43 LEGISLATIVE PREROGATIVE OF THE GENERAL ASSEMBLY TO MITIGATE ANY
44 ADVERSE IMPACT THAT THE STATE EDUCATION FUNDING REQUIREMENTS OF
45 SAID SECTION 17 OF ARTICLE IX MAY HAVE ON THE FINANCIAL CONDITION
46 OF THE STATE AND OTHER STATE PROGRAMS AND SERVICES BY ENSURING
47 THAT MONEYS ARE CREDITED TO THE STATE EDUCATION FUND, INVESTED
48 WHILE IN THE FUND, AND EXPENDED FROM THE FUND IN A MANNER THAT
49 WILL ENSURE THAT THE FUND REMAINS VIABLE AND THAT FUND MONEYS
50 WILL ALWAYS BE AVAILABLE TO MEET A SIGNIFICANT PORTION OF THE
51 LONG-TERM STATE EDUCATION FUNDING REQUIREMENTS OF SAID SECTION
52 17 OF ARTICLE IX.

53
54 (d) THIS ARTICLE REFLECTS THE CONSIDERED JUDGMENT OF THE
55 GENERAL ASSEMBLY REGARDING THE MEANING AND IMPLEMENTATION OF
56 THE PROVISIONS OF SECTION 17 OF ARTICLE IX OF THE STATE

- 1 CONSTITUTION."
- 2
- 3 Page 4, strike lines 1 through 23.
- 4
- 5 Page 7, strike lines 13 through 19.
- 6
- 7 Renumber succeeding subsections accordingly.
- 8
- 9 Page 8, strike lines 19 through 21.
- 10
- 11 Renumber succeeding subsections accordingly.
- 12
- 13 Page 9, strike lines 22 through 27.
- 14
- 15 Strike pages 10 and 11.
- 16
- 17 Page 12, strike lines 1 through 19.
- 18
- 19 Renumber succeeding C.R.S. sections accordingly.
- 20
- 21 Page 14, strike lines 4 through 16.
- 22

23 Respectfully submitted,

24 Senate Committee:	House Committee:
25 Stan Matsunaka	Nancy Spence
26 Ron Tupa	Brad Young
27 Bruce Cairns	Todd Saliman

28

29

30

31 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**

32 **on SB01-089**

33

34 This Report Amends the Rerevised Bill.

35

36 To the President of the Senate and the

37 Speaker of the House of Representatives:

38

39 Your first conference committee appointed on SB01-089,

40 concerning class sizes in kindergarten through twelfth grade public

41 schools, has met and reports that it has agreed upon the following:

42

43 That the House accede to the Senate amendments made to the bill,

44 as said amendments appear in the rerevised bill, with the following

45 changes:

46

47 Amend rerevised bill, page 2, strike lines 10 through 12 and substitute the

48 following:

49

50 "ENROLLED IN A CLASS."

51

52 Page 3, line 1, after "SCHOOL.", add "FOR THE 2001-02 SCHOOL YEAR, THE

53 CLASS SIZE DATA SHALL ONLY BE COLLECTED AND REPORTED FOR CLASSES

54 IN THE FIRST PRIORITY STATE MODEL CONTENT STANDARD AREAS, AS

55 DESCRIBED IN SECTION 22-7-406 (1) (a). FOR THE 2002-03 SCHOOL YEAR,

56 AND EACH YEAR THEREAFTER, THE DATA SHALL BE COLLECTED AND

1 REPORTED FOR EACH CLASS IN THE FIRST AND SECOND PRIORITY STATE
 2 MODEL CONTENT STANDARD AREAS, AS DESCRIBED IN SECTION 22-7-406
 3 (1) (a).";

4
 5 line 6, after "SIZE", insert "IN FIRST PRIORITY STATE MODEL CONTENT
 6 STANDARD AREA CLASSES, AS DESCRIBED IN SECTION 22-7-406 (1) (a).".

7
 8 Respectfully submitted,
 9 Senate Committee: House Committee:
 10 Ron Tupa Joe Stengel
 11 Joan Fitz-Gerald Lynn Hefley
 12 Ronald Teck Suzanne Williams

13
 14
 15
 16

 17 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
 18 **on SB01-204**

19 This Report Amends the Rerevised Bill.

20
 21 To the President of the Senate and the
 22 Speaker of the House of Representatives:

23
 24 Your first conference committee appointed on SB01-204,
 25 concerning state policies relating to the implementation of section 17 of
 26 article IX of the state constitution, has met and reports that it has agreed
 27 upon the following:

28
 29 1. That the Senate accede to the House amendments made to the
 30 bill, as the amendments appear in the rerevised bill.

31
 32 2. That, under the authority granted the committee to consider
 33 matters not at issue between the two houses, the following amendments
 34 are recommended:

35
 36 Amend rerevised bill, page 4, strike lines 9 through 20 and substitute the
 37 following:

38
 39 "(a) SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION,
 40 WHICH WAS APPROVED BY THE REGISTERED ELECTORS OF THIS STATE AT
 41 THE 2000 GENERAL ELECTION, REQUIRES THE GENERAL ASSEMBLY TO
 42 INCREASE FUNDING FOR PRESCHOOL THROUGH TWELFTH GRADE PUBLIC
 43 EDUCATION AND FOR CATEGORICAL PROGRAMS.

44
 45 (b) SPECIFICALLY, SECTION 17 OF ARTICLE IX OF THE STATE
 46 CONSTITUTION REQUIRES:

47
 48 (I) A SPECIFIED PERCENTAGE OF STATE INCOME TAX REVENUES
 49 COLLECTED ON INCOME EARNED ON OR AFTER DECEMBER 28, 2000, TO BE
 50 DIVERTED TO A NEWLY CREATED STATE EDUCATION FUND FROM WHICH
 51 MONEYS MAY BE APPROPRIATED ONLY FOR SPECIFIED EDUCATION-RELATED
 52 PURPOSES;

53
 54 (II) THE GENERAL ASSEMBLY TO ANNUALLY INCREASE THE
 55 STATEWIDE BASE PER PUPIL FUNDING FOR PUBLIC EDUCATION FROM
 56 PRESCHOOL THROUGH THE TWELFTH GRADE AND TOTAL STATE FUNDING

1 FOR ALL CATEGORICAL PROGRAMS BY AT LEAST THE RATE OF INFLATION
2 PLUS ONE PERCENTAGE POINT FOR STATE FISCAL YEARS 2001-02 THROUGH
3 2010-11, AND BY AT LEAST THE RATE OF INFLATION FOR STATE FISCAL
4 YEAR 2011-2012 AND EACH SUCCEEDING STATE FISCAL YEAR; AND
5

6 (III) THE GENERAL ASSEMBLY TO ANNUALLY INCREASE THE
7 GENERAL FUND APPROPRIATION FOR TOTAL PROGRAM EDUCATION FUNDING
8 UNDER THE "PUBLIC SCHOOL FINANCE ACT OF 1994", ARTICLE 54 OF THIS
9 TITLE, OR ANY SUCCESSOR ACT, FOR EACH STATE FISCAL YEAR FROM
10 2001-02 THROUGH 2010-11 BY AT LEAST FIVE PERCENT OVER THE AMOUNT
11 OF THE PRIOR YEAR'S GENERAL FUND APPROPRIATION FOR TOTAL PROGRAM
12 EDUCATION FUNDING, UNLESS COLORADO PERSONAL INCOME GROWS LESS
13 THAN FOUR AND ONE-HALF PERCENT BETWEEN THE TWO CALENDAR YEARS
14 PRECEDING THE STATE FISCAL YEAR IN WHICH AN APPROPRIATION IS MADE.
15

16 (2) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT:
17

18 (a) IT IS THE DUTY AND INTENT OF THE GENERAL ASSEMBLY TO
19 COMPLY WITH THE REQUIREMENTS OF SECTION 17 OF ARTICLE IX OF THE
20 STATE CONSTITUTION.
21

22 (b) IT IS WITHIN THE LEGISLATIVE PREROGATIVE OF THE GENERAL
23 ASSEMBLY TO ENACT LEGISLATION TO IMPLEMENT SECTION 17 OF ARTICLE
24 IX OF THE STATE CONSTITUTION THAT WILL ENSURE COMPLIANCE WITH
25 THE REQUIREMENTS OF SAID SECTION 17 OF ARTICLE IX AND FACILITATE
26 ITS OPERATION.
27

28 (c) IN ENACTING LEGISLATION TO IMPLEMENT SECTION 17 OF
29 ARTICLE IX OF THE STATE CONSTITUTION:
30

31 (I) THE GENERAL ASSEMBLY HAS ATTEMPTED TO INTERPRET THE
32 PROVISIONS OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION IN
33 A MANNER THAT GIVES ITS WORDS THEIR NATURAL AND OBVIOUS
34 SIGNIFICANCE.
35

36 (II) THE GENERAL ASSEMBLY HAS ATTEMPTED TO ASCERTAIN THE
37 INTENT OF THE PROPONENTS WHO INITIATED SECTION 17 OF ARTICLE IX OF
38 THE STATE CONSTITUTION AND THE VOTERS WHO ADOPTED IT AND TO
39 APPLY OTHER GENERALLY ACCEPTED RULES OF CONSTITUTIONAL
40 CONSTRUCTION WHERE THE MEANING OF SAID SECTION 17 OF ARTICLE IX
41 IS UNCERTAIN.
42

43 (3) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT:
44

45 (a) BECAUSE THE AMOUNT OF FUNDING PROVIDED FOR THE PRIOR
46 STATE FISCAL YEAR PLAYS A SIGNIFICANT ROLE IN THE CALCULATION OF
47 THE MINIMUM AMOUNT OF THE INCREASE IN STATE APPROPRIATIONS FOR
48 EDUCATION REQUIRED FOR EACH STATE FISCAL YEAR BY SECTION 17 OF
49 ARTICLE IX OF THE STATE CONSTITUTION, THE AMOUNT OF MONEY THAT
50 THE STATE WILL BE REQUIRED TO SPEND FOR EDUCATION FUNDING FOR
51 EACH STATE FISCAL YEAR WILL INCREASE DRAMATICALLY OVER TIME DUE
52 TO A COMPOUNDING EFFECT.
53

54 (b) SINCE SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION
55 DOES NOT CREATE ANY NEW TAX, INCREASE THE RATE OF ANY EXISTING
56 TAX, OR OTHERWISE INCREASE THE AMOUNT OF REVENUES THAT WILL BE

1 COLLECTED BY THE STATE, SOME OF THE INCREASES IN STATE EDUCATION
2 FUNDING THAT SAID SECTION 17 OF ARTICLE IX REQUIRES WILL AFFECT
3 THE AMOUNT OF MONEY AVAILABLE TO FUND OTHER STATE PROGRAMS
4 AND SERVICES.
5

6 (c) IN ENACTING LEGISLATION TO IMPLEMENT SECTION 17 OF
7 ARTICLE IX OF THE STATE CONSTITUTION, IT IS THE DUTY, INTENT, AND
8 LEGISLATIVE PREROGATIVE OF THE GENERAL ASSEMBLY TO MITIGATE ANY
9 ADVERSE IMPACT THAT THE STATE EDUCATION FUNDING REQUIREMENTS OF
10 SAID SECTION 17 OF ARTICLE IX MAY HAVE ON THE FINANCIAL CONDITION
11 OF THE STATE AND OTHER STATE PROGRAMS AND SERVICES BY ENSURING
12 THAT MONEYS ARE CREDITED TO THE STATE EDUCATION FUND, INVESTED
13 WHILE IN THE FUND, AND EXPENDED FROM THE FUND IN A MANNER THAT
14 WILL ENSURE THAT THE FUND REMAINS VIABLE AND THAT FUND MONEYS
15 WILL ALWAYS BE AVAILABLE TO MEET A SIGNIFICANT PORTION OF THE
16 LONG-TERM STATE EDUCATION FUNDING REQUIREMENTS OF SAID SECTION
17 17 OF ARTICLE IX.
18

19 (d) THIS ARTICLE REFLECTS THE CONSIDERED JUDGMENT OF THE
20 GENERAL ASSEMBLY REGARDING THE MEANING AND IMPLEMENTATION OF
21 THE PROVISIONS OF SECTION 17 OF ARTICLE IX OF THE STATE
22 CONSTITUTION."
23

24 Strike page 5.
25

26 Page 6, strike lines 1 through 12.
27

28 Page 7, strike lines 10 through 16.
29

30 Renumber succeeding subsections accordingly.
31

32 Page 7, line 23, strike "FUNDING PROVIDED BY THE STATE" and substitute
33 "STATE FUNDING";
34

35 strike line 27.
36

37 Strike pages 8 and 9.
38

39 Page 10, strike lines 1 through 23.
40

41 Renumber succeeding C.R.S. sections accordingly.
42

43 Page 10, strike line 25 and substitute the following:
44

45 "**estimates - legislative declaration.** (1) THE GENERAL ASSEMBLY FINDS
46 AND DECLARES THAT:
47

48 (a) SECTION 17 (4) (a) OF ARTICLE IX OF THE STATE CONSTITUTION
49 REQUIRES THAT A PORTION OF STATE INCOME TAX REVENUES BE DEPOSITED
50 IN THE NEWLY CREATED STATE EDUCATION FUND.
51

52 (b) SECTION 17 (4) (b) OF ARTICLE IX OF THE STATE CONSTITUTION
53 AUTHORIZES THE GENERAL ASSEMBLY TO ANNUALLY APPROPRIATE
54 MONEYS FROM THE STATE EDUCATION FUND TO COMPLY WITH THE
55 REQUIRED INCREASE IN FUNDING FOR PRESCHOOL THROUGH TWELFTH
56 GRADE PUBLIC EDUCATION AND FOR CATEGORICAL PROGRAMS.

1 (c) IN ORDER TO ENSURE THE AVAILABILITY OF MONEYS IN THE
2 STATE EDUCATION FUND TO COMPLY WITH THE INCREASE IN FUNDING FOR
3 PRESCHOOL THROUGH TWELFTH GRADE PUBLIC EDUCATION AND FOR
4 CATEGORICAL PROGRAMS, THE GENERAL ASSEMBLY MUST PRESERVE THE
5 FUND, FOSTER ITS GROWTH, AND PROTECT ITS SOLVENCY.
6

7 (d) TO PRESERVE THE FUND, FOSTER ITS GROWTH, AND PROTECT
8 ITS SOLVENCY, THE GENERAL ASSEMBLY MUST RESTRICT APPROPRIATIONS
9 FROM THE FUND AND MAKE AN ANNUAL DETERMINATION OF THE MAXIMUM
10 AMOUNT THAT MAY BE APPROPRIATED FROM THE FUND BASED ON
11 ANALYSES PREPARED ON A REGULAR BASIS.
12

13 (2) (a) BY MARCH 1, 2002, AND BY MARCH 1 OF EACH YEAR".
14

15 Page 11, line 8, strike "(2)" and substitute "(3)";
16

17 line 12, strike "22-55-106 AND 22-55-107" and substitute "22-55-105 AND
18 22-55-106";
19

20 line 16, strike "22-55-106 AND 22-55-107" and substitute "22-55-105 AND
21 22-55-106";
22

23 line 23, strike "22-55-105" and substitute "22-55-104";
24

25 line 24, strike "22-55-106 AND 22-55-107" and substitute "22-55-105 AND
26 22-55-106".
27

28 Page 12, strike lines 5 and 6 and substitute the following:
29

30 "NEXT STATE FISCAL YEAR FOR PROGRAMS THAT MAY BE AUTHORIZED BY
31 LAW AND THAT ARE CONSISTENT WITH SECTION 17 (4) (b) OF ARTICLE IX
32 OF THE STATE CONSTITUTION.";
33

34 line 11, strike "(2)" and substitute "(3)".
35

36 Page 13, line 2, strike "22-55-106" and substitute "22-55-105";
37

38 line 3, strike "22-55-107" and substitute "22-55-106";
39

40 line 6, strike "22-55-106" and substitute "22-55-105";
41

42 line 7, strike "22-55-107" and substitute "22-55-106";
43

44 line 12, strike "22-55-106" and substitute "22-55-105";
45

46 line 13, strike "22-55-107" and substitute "22-55-106";
47

48 line 19, strike "(2)" and substitute "(3)";
49

50 strike lines 21 and 22 and substitute the following:
51

52 "NEXT STATE FISCAL YEAR FOR PROGRAMS THAT MAY BE AUTHORIZED BY
53 LAW AND THAT ARE CONSISTENT WITH SECTION 17 (4) (b) OF ARTICLE IX
54 OF THE STATE CONSTITUTION."
55

1 Page 15, strike line 5 and substitute the following:

2

3 "(2) THE";

4

5 strike line 25 and substitute the following:

6

7 "(2) THE".

8

9 Respectfully submitted,

10 Senate Committee:

11 Peggy Reeves

12 Penfield Tate

13 Dave Owen

14

House Committee:

Brad Young

Gayle Berry

Todd Saliman

15

16

17 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

18

19 The Speaker has signed: **HB01-1239, 1343, 1378.**

20

21

22

23 **MESSAGES FROM THE SENATE**

24 Mr. Speaker:

25

26 The Senate voted to concur in House amendments to SB01-205, 006, 046,
27 057, 228, 138, 224 and repassed the bills as amended.

28

29 The Senate has postponed indefinitely and returns herewith: HB01-1376,
30 1301, 1374, 1393.

31

32 The Senate has postponed indefinitely and returns herewith:
33 HJR01-1011, 1016.

34

35 In response to the request of the House for a Conference Committee on
36 HB01-1396, the President appointed Senators Hagedorn, Chm., Takis and
37 Taylor as members of the First Conference Committee on the part of the
38 Senate.

39

40 The Senate has adopted and transmits herewith: SJR01-018.

41

42

43 In response to the request of the House for a Conference Committee on
44 HB01-1097, the President appointed Senators Matsunaka, Chm., Linkhart
45 and Teck as members of the First Conference Committee on the part of
46 the Senate.

47

48 The Senate has adopted and transmits herewith: SJM01-003.

49

50

51 Pursuant to Joint Rule No. 5, the Senate voted to recede from its position
52 to request a Conference Committee on SB01-142, concurred in House
53 amendments thereto, and repassed the bill as so amended. The Senate
54 requests that the Conference Committee be dissolved, and requests the
55 return of the bill.

56

1 **INTRODUCTION OF RESOLUTION**

2
3 The following resolution was read by title and laid over until later in the
4 day:

5
6 **SJR01-018** by Senator(s) Lamborn, May, Andrews, Epps, Hillman,
7 McElhany, Musgrave; also Representatives Hefley,
8 Nuñez--Concerning naming a portion of Interstate 25.
9

10
11 **INTRODUCTION OF MEMORIAL**

12
13
14 The following memorial was read by title and laid over until later in the
15 day:

16
17 **SJM01-003** by Senator(s) Thiebaut; also Representative(s) Grossman--
18 Memorializing the honorable Robert Knous, former
19 senator and lieutenant governor.
20

21
22 **CONSIDERATION OF RESOLUTIONS**

23
24
25 **HJR01-1055** by Representative(s) Spradley, Dean, Grossman; also
26 Senator(s) Thiebaut, Matsunaka, Andrews--Concerning
27 the appointment of a joint committee to notify the
28 governor that the First Regular Session of the Sixty-third
29 General Assembly is about to adjourn Sine Die.
30

31 (Printed and placed in member's file; also printed in House Journal,
32 May 7, page 1671.)
33

34 On motion of Representative Spradley, the resolution was **adopted** by
35 **viva voce** vote.
36

37 The Speaker appointed Representatives Sinclair, Fairbank, Miller
38 pursuant to the resolution.
39

40 Co-sponsors added: Representatives Alexander, Cadman, Crane, Hodge, Hoppe,
41 Madden, Swenson, Tapia, Tochtrop, Veiga.
42

43
44 **SJR01-023** by Senator(s) Musgrave; also Representative(s) Spradley,
45 Hoppe--Concerning honoring the class 1A girls basketball
46 champions.
47

48 (Printed and placed in member's file.)
49

50 On motion of Representative Spradley, the resolution was **adopted** by
51 **viva voce** vote.
52

53 Co-sponsors added: Roll call of the House.
54
55
56

1 **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS**

2

3 **HB01-1344** by Representative(s) Rhodes; also Senator(s) Arnold--
 4 Concerning the limitation for commencing criminal
 5 proceedings, and making an appropriation therefor.

6

7 (Amended as printed in Senate Journal, May 1, page 1095.)

8

9 Representative Rhodes moved that the House **concur** in Senate amend-
 10 ments. The motion was declared **passed** by the following roll call vote:

11

12	YES 61	NO 0	EXCUSED 4	ABSENT 0				
14	Alexander	Y	Groff	Y	Miller	Y	Spence	E
15	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
16	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
17	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E
18	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
19	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
20	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
21	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
22	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
23	Coleman	Y	King	E	Saliman	Y	Webster	Y
24	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
25	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
26	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
27	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
28	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
29	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
30							Mr. Speaker	Y

31

32

33 The question being, "Shall the bill, as amended, pass?".

34 A roll call vote was taken. As shown by the following recorded vote, a
 35 majority of those elected to the House voted in the affirmative, and the
 36 bill, as amended, was declared **repassed**.

37

38	YES 61	NO 0	EXCUSED 4	ABSENT 0				
39	Alexander	Y	Groff	Y	Miller	Y	Spence	E
40	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
41	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
42	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E
43	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
44	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
45	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
46	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
47	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
48	Coleman	Y	King	E	Saliman	Y	Webster	Y
49	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
50	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
51	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
52	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
53	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
54	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
55							Mr. Speaker	Y

56

1 **HB01-1022** by Representative(s) Tochtrop; also Senator(s) Linkhart--
 2 Concerning transitional medicaid.
 3

4 (Amended as printed in Senate Journal, May 2, page 1121.)
 5

6 Representative Tochtrop moved that the House **concur** in Senate amend-
 7 ments. The motion was declared **passed** by the following roll call vote:
 8

9	YES 61	NO 0	EXCUSED 4	ABSENT 0			
10							
11	Alexander	Y	Groff	Y	Miller	Y	Spence E
12	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley Y
13	Berry	Y	Hefley	Y	Nuñez	Y	Stafford Y
14	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel E
15	Boyd	Y	Hoppe	Y	Plant	Y	Swenson Y
16	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia Y
17	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop Y
18	Clapp	Y	Johnson	Y	Rippy	Y	Veiga Y
19	Cloer	Y	Kester	Y	Romanoff	Y	Vigil Y
20	Coleman	Y	King	E	Saliman	Y	Webster Y
21	Crane	Y	Larson	Y	Sanchez	Y	Weddig Y
22	Daniel	Y	Lawrence	Y	Schultheis	Y	White Y
23	Decker	Y	Lee	Y	Scott	Y	Williams S. Y
24	Fairbank	Y	Mace	E	Sinclair	Y	Williams T. Y
25	Fritz	Y	Madden	Y	Smith	Y	Witwer Y
26	Garcia	Y	Marshall	Y	Snook	Y	Young Y
27							Mr. Speaker Y

28
 29
 30 The question being, "Shall the bill, as amended, pass?".
 31 A roll call vote was taken. As shown by the following recorded vote, a
 32 majority of those elected to the House voted in the affirmative, and the
 33 bill, as amended, was declared **repassed**.
 34

35	YES 57	NO 4	EXCUSED 4	ABSENT 0			
36							
37	Alexander	Y	Groff	Y	Miller	Y	Spence E
38	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley Y
39	Berry	Y	Hefley	Y	Nuñez	N	Stafford Y
40	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel E
41	Boyd	Y	Hoppe	Y	Plant	Y	Swenson Y
42	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia Y
43	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop Y
44	Clapp	Y	Johnson	Y	Rippy	Y	Veiga Y
45	Cloer	Y	Kester	Y	Romanoff	Y	Vigil Y
46	Coleman	Y	King	E	Saliman	Y	Webster Y
47	Crane	Y	Larson	Y	Sanchez	Y	Weddig Y
48	Daniel	Y	Lawrence	Y	Schultheis	N	White Y
49	Decker	Y	Lee	N	Scott	Y	Williams S. Y
50	Fairbank	Y	Mace	E	Sinclair	Y	Williams T. Y
51	Fritz	Y	Madden	Y	Smith	Y	Witwer Y
52	Garcia	Y	Marshall	Y	Snook	Y	Young Y
53							Mr. Speaker Y

54
 55 Co-sponsors added: Representatives Ragsdale, Romanoff.
 56

1 **HB01-1234** by Representative(s) Boyd; also Senator(s) Linkhart--
 2 Concerning interviews with participants of the Colorado
 3 works program.
 4

5 (Amended as printed in Senate Journal, May 2, page 1121.)
 6

7 Representative Boyd moved that the House **concur** in Senate amend-
 8 ments. The motion was declared **passed** by the following roll call vote:
 9

10	YES 61	NO 0	EXCUSED 4	ABSENT 0				
11								
12	Alexander	Y	Groff	Y	Miller	Y	Spence	E
13	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
14	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
15	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E
16	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
17	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
18	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
19	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
20	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
21	Coleman	Y	King	E	Saliman	Y	Webster	Y
22	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
23	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
24	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
25	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
26	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
27	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
28							Mr. Speaker	Y
29								

30
 31 The question being, "Shall the bill, as amended, pass?".
 32 A roll call vote was taken. As shown by the following recorded vote, a
 33 majority of those elected to the House voted in the affirmative, and the
 34 bill, as amended, was declared **repassed**.
 35

36	YES 51	NO 10	EXCUSED 4	ABSENT 0				
37								
38	Alexander	Y	Groff	Y	Miller	Y	Spence	E
39	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
40	Berry	Y	Hefley	Y	Nuñez	N	Stafford	Y
41	Borodkin	Y	Hodge	Y	Paschall	N	Stengel	E
42	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
43	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
44	Chavez	Y	Jameson	Y	Rhodes	N	Tochtrop	Y
45	Clapp	N	Johnson	Y	Rippy	Y	Veiga	Y
46	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
47	Coleman	Y	King	E	Saliman	Y	Webster	Y
48	Crane	N	Larson	Y	Sanchez	Y	Weddig	Y
49	Daniel	Y	Lawrence	Y	Schultheis	N	White	Y
50	Decker	Y	Lee	N	Scott	Y	Williams S.	Y
51	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
52	Fritz	N	Madden	Y	Smith	Y	Witwer	N
53	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
54							Mr. Speaker	Y
55								

56 Co-sponsors added: Representatives Marshall, Romanoff.

1 **HB01-1383** by Representative(s) Tapia, Larson; also Senator(s)
 2 McElhany--Concerning the simplification of regulatory
 3 treatment by the public utilities commission for small
 4 privately owned water companies.

5
 6 (Amended as printed in Senate Journal, May 3, page 1139.)

7
 8 Representative Tapia moved that the House **concur** in Senate amend-
 9 ments. The motion was declared **passed** by the following roll call vote:

10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30
	YES 58	NO 3	EXCUSED 4	ABSENT 0																
13	Alexander	Y	Groff	Y	Miller	Y	Spence	E												
14	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y												
15	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y												
16	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E												
17	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y												
18	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y												
19	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y												
20	Clapp	Y	Johnson	Y	Rippy	N	Veiga	Y												
21	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y												
22	Coleman	Y	King	E	Saliman	Y	Webster	Y												
23	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y												
24	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y												
25	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y												
26	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y												
27	Fritz	N	Madden	Y	Smith	Y	Witwer	Y												
28	Garcia	Y	Marshall	Y	Snook	Y	Young	N												
29							Mr. Speaker	Y												

31
 32 The question being, "Shall the bill, as amended, pass?".
 33 A roll call vote was taken. As shown by the following recorded vote, a
 34 majority of those elected to the House voted in the affirmative, and the
 35 bill, as amended, was declared **repassed**.

36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	
	YES 61	NO 0	EXCUSED 4	ABSENT 0																
38	Alexander	Y	Groff	Y	Miller	Y	Spence	E												
39	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y												
40	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y												
41	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E												
42	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y												
43	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y												
44	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y												
45	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y												
46	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y												
47	Coleman	Y	King	E	Saliman	Y	Webster	Y												
48	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y												
49	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y												
50	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y												
51	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y												
52	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y												
53	Garcia	Y	Marshall	Y	Snook	Y	Young	Y												
54							Mr. Speaker	Y												

55
 56 Co-sponsors added: Representatives Borodkin, Kester, Young.

1 **HB01-1381** by Representative(s) Grossman, Miller, Scott, Smith,
 2 Veiga; also Senator(s) Hagedorn--Concerning utility cost-
 3 savings measures that may be financed by governmental
 4 agencies.

5
 6 (Amended as printed in Senate Journal, May 3, page 1144.)

7
 8 Representative Grossman moved that the House **concur** in Senate amend-
 9 ments. The motion was declared **passed** by the following roll call vote:

10	11	YES 61	NO 0	EXCUSED 4	ABSENT 0		
12	Alexander	Y	Groff	Y	Miller	Y	Spence E
13	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley Y
14	Berry	Y	Hefley	Y	Nuñez	Y	Stafford Y
15	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel E
16	Boyd	Y	Hoppe	Y	Plant	Y	Swenson Y
17	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia Y
18	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop Y
19	Clapp	Y	Johnson	Y	Rippy	Y	Veiga Y
20	Cloer	Y	Kester	Y	Romanoff	Y	Vigil Y
21	Coleman	Y	King	E	Saliman	Y	Webster Y
22	Crane	Y	Larson	Y	Sanchez	Y	Weddig Y
23	Daniel	Y	Lawrence	Y	Schultheis	Y	White Y
24	Decker	Y	Lee	Y	Scott	Y	Williams S. Y
25	Fairbank	Y	Mace	E	Sinclair	Y	Williams T. Y
26	Fritz	Y	Madden	Y	Smith	Y	Witwer Y
27	Garcia	Y	Marshall	Y	Snook	Y	Young Y
28							Mr. Speaker Y

29
 30
 31 The question being, "Shall the bill, as amended, pass?"

32 A roll call vote was taken. As shown by the following recorded vote, a
 33 majority of those elected to the House voted in the affirmative, and the
 34 bill, as amended, was declared **repassed**.

35	36	YES 61	NO 0	EXCUSED 4	ABSENT 0		
37	Alexander	Y	Groff	Y	Miller	Y	Spence E
38	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley Y
39	Berry	Y	Hefley	Y	Nuñez	Y	Stafford Y
40	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel E
41	Boyd	Y	Hoppe	Y	Plant	Y	Swenson Y
42	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia Y
43	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop Y
44	Clapp	Y	Johnson	Y	Rippy	Y	Veiga Y
45	Cloer	Y	Kester	Y	Romanoff	Y	Vigil Y
46	Coleman	Y	King	E	Saliman	Y	Webster Y
47	Crane	Y	Larson	Y	Sanchez	Y	Weddig Y
48	Daniel	Y	Lawrence	Y	Schultheis	Y	White Y
49	Decker	Y	Lee	Y	Scott	Y	Williams S. Y
50	Fairbank	Y	Mace	E	Sinclair	Y	Williams T. Y
51	Fritz	Y	Madden	Y	Smith	Y	Witwer Y
52	Garcia	Y	Marshall	Y	Snook	Y	Young Y
53							Mr. Speaker Y

54
 55 Co-sponsors added: Representatives Borodkin, Decker, Garcia, Sanchez,
 56 Weddig.

1 **HB01-1375** by Representative(s) Scott, Johnson, Madden, Mitchell,
 2 Plant, Witwer; also Senator(s) Teck--Concerning the
 3 issuance of bonds by the trust fund board of the great
 4 outdoors Colorado trust fund for the purpose of financing
 5 expenditures that may be made from the trust fund.
 6

7 (Amended as printed in Senate Journal, May 3, page 1144.)
 8

9 Representative Scott moved that the House **concur** in Senate amend-
 10 ments. The motion was declared **passed** by the following roll call vote:
 11

12	YES 60	NO 1	EXCUSED 4	ABSENT 0			
13	Alexander	Y Groff	Y Miller	Y Spence	E		
14	Bacon	Y Grossman	Y Mitchell	Y Spradley	Y		
15	Berry	Y Hefley	Y Nuñez	Y Stafford	Y		
16	Borodkin	Y Hodge	Y Paschall	Y Stengel	E		
17	Boyd	Y Hoppe	N Plant	Y Swenson	Y		
18	Cadman	Y Jahn	Y Ragsdale	Y Tapia	Y		
19	Chavez	Y Jameson	Y Rhodes	Y Tochtrop	Y		
20	Clapp	Y Johnson	Y Rippy	Y Veiga	Y		
21	Cloer	Y Kester	Y Romanoff	Y Vigil	Y		
22	Coleman	Y King	E Saliman	Y Webster	Y		
23	Crane	Y Larson	Y Sanchez	Y Weddig	Y		
24	Daniel	Y Lawrence	Y Schultheis	Y White	Y		
25	Decker	Y Lee	Y Scott	Y Williams S.	Y		
26	Fairbank	Y Mace	E Sinclair	Y Williams T.	Y		
27	Fritz	Y Madden	Y Smith	Y Witwer	Y		
28	Garcia	Y Marshall	Y Snook	Y Young	Y		
29				Mr. Speaker	Y		

31
 32 The question being, "Shall the bill, as amended, pass?".
 33 A roll call vote was taken. As shown by the following recorded vote, a
 34 majority of those elected to the House voted in the affirmative, and the
 35 bill, as amended, was declared **repassed**.
 36

37	YES 37	NO 24	EXCUSED 4	ABSENT 0			
38	Alexander	N Groff	Y Miller	Y Spence	E		
39	Bacon	Y Grossman	Y Mitchell	N Spradley	N		
40	Berry	Y Hefley	N Nuñez	N Stafford	N		
41	Borodkin	Y Hodge	Y Paschall	N Stengel	E		
42	Boyd	Y Hoppe	N Plant	Y Swenson	N		
43	Cadman	N Jahn	Y Ragsdale	Y Tapia	Y		
44	Chavez	Y Jameson	Y Rhodes	N Tochtrop	Y		
45	Clapp	N Johnson	Y Rippy	N Veiga	Y		
46	Cloer	N Kester	N Romanoff	Y Vigil	Y		
47	Coleman	Y King	E Saliman	Y Webster	N		
48	Crane	N Larson	Y Sanchez	Y Weddig	Y		
49	Daniel	Y Lawrence	Y Schultheis	N White	N		
50	Decker	Y Lee	N Scott	Y Williams S.	Y		
51	Fairbank	Y Mace	E Sinclair	Y Williams T.	N		
52	Fritz	N Madden	Y Smith	Y Witwer	Y		
53	Garcia	Y Marshall	Y Snook	Y Young	N		
54				Mr. Speaker	N		

55
 56 Co-sponsors added: Representatives Fairbank, Romanoff, Weddig.

1 **HB01-1400** by Representative(s) Berry, Young, Saliman; also
 2 Senator(s) Owen, Reeves, Tate--Concerning a one year
 3 waiver of the target reserve requirement for five specific
 4 cash funds for the 2000-01 fiscal year only, and, in
 5 connection therewith, authorizing a one time waiver of the
 6 target reserve requirement for the educator licensure cash
 7 fund, the supplier database cash fund, the emergency
 8 services medical services account of the highway users tax
 9 fund, the wildlife cash fund, and the historical society
 10 enterprise services fund.

11
 12 (Amended as printed in Senate Journal, May 3, page 1145.)

13
 14 Representative Berry moved that the House **concur** in Senate amend-
 15 ments. The motion was declared **passed** by the following roll call vote:

16

17	YES 62	NO 0	EXCUSED 3	ABSENT 0		
18						
19	Alexander	Y	Groff	Y	Miller	Y Spence E
20	Bacon	Y	Grossman	Y	Mitchell	Y Spradley Y
21	Berry	Y	Hefley	Y	Nuñez	Y Stafford Y
22	Borodkin	Y	Hodge	Y	Paschall	Y Stengel Y
23	Boyd	Y	Hoppe	Y	Plant	Y Swenson Y
24	Cadman	Y	Jahn	Y	Ragsdale	Y Tapia Y
25	Chavez	Y	Jameson	Y	Rhodes	Y Tochtrop Y
26	Clapp	Y	Johnson	Y	Rippy	Y Veiga Y
27	Cloer	Y	Kester	Y	Romanoff	Y Vigil Y
28	Coleman	Y	King	E	Saliman	Y Webster Y
29	Crane	Y	Larson	Y	Sanchez	Y Weddig Y
30	Daniel	Y	Lawrence	Y	Schultheis	Y White Y
31	Decker	Y	Lee	Y	Scott	Y Williams S. Y
32	Fairbank	Y	Mace	E	Sinclair	Y Williams T. Y
33	Fritz	Y	Madden	Y	Smith	Y Witwer Y
34	Garcia	Y	Marshall	Y	Snook	Y Young Y
35						Mr. Speaker Y

36
 37
 38 The question being, "Shall the bill, as amended, pass?".
 39 A roll call vote was taken. As shown by the following recorded vote, a
 40 majority of those elected to the House voted in the affirmative, and the
 41 bill, as amended, was declared **repassed**.

42

43	YES 62	NO 0	EXCUSED 3	ABSENT 0		
44						
45	Alexander	Y	Groff	Y	Miller	Y Spence E
46	Bacon	Y	Grossman	Y	Mitchell	Y Spradley Y
47	Berry	Y	Hefley	Y	Nuñez	Y Stafford Y
48	Borodkin	Y	Hodge	Y	Paschall	Y Stengel Y
49	Boyd	Y	Hoppe	Y	Plant	Y Swenson Y
50	Cadman	Y	Jahn	Y	Ragsdale	Y Tapia Y
51	Chavez	Y	Jameson	Y	Rhodes	Y Tochtrop Y
52	Clapp	Y	Johnson	Y	Rippy	Y Veiga Y
53	Cloer	Y	Kester	Y	Romanoff	Y Vigil Y
54	Coleman	Y	King	E	Saliman	Y Webster Y
55	Crane	Y	Larson	Y	Sanchez	Y Weddig Y
56	Daniel	Y	Lawrence	Y	Schultheis	Y White Y

1	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
2	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
3	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
4	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
5							Mr. Speaker	Y

8 **HB01-1357** by Representative(s) Lawrence, Berry, Saliman, Young;
 9 also Senator(s) Epps--Concerning creation of the
 10 community accountability program for adjudicated
 11 juveniles, and making an appropriation in connection
 12 therewith.

14 (Amended as printed in Senate Journal, May 4, page 1210.)

16 Representative Lawrence moved that the House **concur** in Senate amend-
 17 ments. The motion was declared **passed** by the following roll call vote:

19	YES 62	NO 0	EXCUSED 3	ABSENT 0				
21	Alexander	Y	Groff	Y	Miller	Y	Spence	E
22	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
23	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
24	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
25	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
26	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
27	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
28	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
29	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
30	Coleman	Y	King	E	Saliman	Y	Webster	Y
31	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
32	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
33	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
34	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
35	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
36	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
37							Mr. Speaker	Y

40 The question being, "Shall the bill, as amended, pass?"

41 A roll call vote was taken. As shown by the following recorded vote, a
 42 majority of those elected to the House voted in the affirmative, and the
 43 bill, as amended, was declared **repassed**.

45	YES 62	NO 0	EXCUSED 3	ABSENT 0				
47	Alexander	Y	Groff	Y	Miller	Y	Spence	E
48	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
49	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
50	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
51	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
52	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
53	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
54	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
55	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
56	Coleman	Y	King	E	Saliman	Y	Webster	Y

1	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
2	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
3	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
4	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
5	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
6	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
7							Mr. Speaker	Y

8
9 Co-sponsors added: Representatives Boyd, Clapp, Coleman, Marshall, Plant.

10
11 **HB01-1359** by Representative(s) Mitchell, Grossman; also Senator(s)
12 Matsunaka, Andrews--Concerning public access to
13 information, and, in connection therewith, providing for
14 public access to information discussed in certain meetings
15 of public bodies and providing remedies and penalties for
16 violations of the open meetings law and the open records
17 act.

18
19 (Amended as printed in Senate Journal, May 4, page 1211, and May 7.)

20
21 Representative Mitchell moved that the House **concur** in Senate amend-
22 ments. The motion was declared **passed** by the following roll call vote:

23	YES	61	NO	0	EXCUSED	4	ABSENT	0
24	Alexander	Y	Groff	Y	Miller	Y	Spence	E
25	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
26	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
27	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E
28	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
29	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
30	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
31	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
32	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
33	Coleman	Y	King	E	Saliman	Y	Webster	Y
34	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
35	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
36	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
37	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
38	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
39	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
40							Mr. Speaker	Y

41
42
43
44
45 The question being, "Shall the bill, as amended, pass?"

46 A roll call vote was taken. As shown by the following recorded vote, a
47 majority of those elected to the House voted in the affirmative, and the
48 bill, as amended, was declared **repassed**.

49	YES	55	NO	6	EXCUSED	4	ABSENT	0
50	Alexander	Y	Groff	N	Miller	Y	Spence	E
51	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
52	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
53	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E
54	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y

1	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
2	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
3	Clapp	Y	Johnson	Y	Rippy	N	Veiga	Y
4	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
5	Coleman	N	King	E	Saliman	Y	Webster	Y
6	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
7	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
8	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
9	Fairbank	Y	Mace	E	Sinclair	N	Williams T.	Y
10	Fritz	N	Madden	Y	Smith	Y	Witwer	Y
11	Garcia	Y	Marshall	N	Snook	Y	Young	Y
12							Mr. Speaker	Y

14 Co-sponsors added: Representatives Cloer, Weddig.

16 **HB01-1354** by Representative(s) Hoppe, Young, Kester, Dean,
 17 Fairbank, Hefley, Lawrence, Snook, Spradley, Tapia,
 18 Webster, White; also Senator(s) Dennis, Hagedorn--
 19 Concerning the establishment of a water banking system,
 20 and, in connection therewith, making an appropriation.

22 (Amended as printed in Senate Journal, May 4, page 1228.)

24 Representative Hoppe moved that the House **concur** in Senate amend-
 25 ments. The motion was declared **passed** by the following roll call vote:

27	YES 61	NO 0	EXCUSED 4	ABSENT 0				
29	Alexander	Y	Groff	Y	Miller	Y	Spence	E
30	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
31	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
32	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E
33	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
34	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
35	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
36	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
37	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
38	Coleman	Y	King	E	Saliman	Y	Webster	Y
39	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
40	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
41	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
42	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
43	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
44	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
45							Mr. Speaker	Y

48 The question being, "Shall the bill, as amended, pass?"

49 A roll call vote was taken. As shown by the following recorded vote, a
 50 majority of those elected to the House voted in the affirmative, and the
 51 bill, as amended, was declared **repassed**.

53	YES 61	NO 0	EXCUSED 4	ABSENT 0				
54	Alexander	Y	Groff	Y	Miller	Y	Spence	E
55	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
56	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y

1	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E
2	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
3	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
4	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
5	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
6	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
7	Coleman	Y	King	E	Saliman	Y	Webster	Y
8	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
9	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
10	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
11	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
12	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
13	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
14							Mr. Speaker	Y

15
16 Co-sponsors added: Representatives Cloer, Weddig.

17
18
19 **HB01-1397** by Representative(s) Snook, Fairbank, Fritz, Hoppe,
20 Kester, Larson, Miller, Rhodes, Rippy, Schultheis,
21 Sinclair, Tochtrop, White; also Senator(s) Chlouber--
22 Concerning the requirement that explosives be marked
23 with identifying codes.

24
25 (Amended as printed in Senate Journal, May 7, pages 1267, and May 8.)

26
27 Representative Snook moved that the House **concur** in Senate amend-
28 ments. The motion was declared **passed** by the following roll call vote:

30	YES	61	NO	0	EXCUSED	4	ABSENT	0
31								
32	Alexander	Y	Groff	Y	Miller	Y	Spence	E
33	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
34	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
35	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E
36	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
37	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
38	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
39	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
40	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
41	Coleman	Y	King	E	Saliman	Y	Webster	Y
42	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
43	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
44	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
45	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
46	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
47	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
48							Mr. Speaker	Y

49
50
51 The question being, "Shall the bill, as amended, pass?"

52 A roll call vote was taken. As shown by the following recorded vote, a
53 majority of those elected to the House voted in the affirmative, and the
54 bill, as amended, was declared **repassed**.

55

	YES 61	NO 0	EXCUSED 4	ABSENT 0
1				
2				
3	Alexander	Y Groff	Y Miller	Y Spence E
4	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
5	Berry	Y Hefley	Y Nuñez	Y Stafford Y
6	Borodkin	Y Hodge	Y Paschall	Y Stengel E
7	Boyd	Y Hoppe	Y Plant	Y Swenson Y
8	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
9	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
10	Clapp	Y Johnson	Y Rippy	Y Veiga Y
11	Cloer	Y Kester	Y Romanoff	Y Vigil Y
12	Coleman	Y King	E Saliman	Y Webster Y
13	Crane	Y Larson	Y Sanchez	Y Weddig Y
14	Daniel	Y Lawrence	Y Schultheis	Y White Y
15	Decker	Y Lee	Y Scott	Y Williams S. Y
16	Fairbank	Y Mace	E Sinclair	Y Williams T. Y
17	Fritz	Y Madden	Y Smith	Y Witwer Y
18	Garcia	Y Marshall	Y Snook	Y Young Y
19				Mr. Speaker Y

20
21 Co-sponsor added: Representative Cadman.

22
23
24 House in recess. House reconvened.
25

26
27
28 **REPORTS OF COMMITTEES OF REFERENCE**

29
30 **APPROPRIATIONS**

31 After consideration on the merits, the Committee recommends the
32 following:

33
34 **HB01-1384** be postponed indefinitely.

35
36 **SB01-063** be postponed indefinitely.

37
38 **SB01-105** be postponed indefinitely.
39

40
41
42 **MESSAGES FROM THE SENATE**

43 Mr. Speaker:

44
45 The Senate has adopted the First Report of the First Conference
46 Committee on HB01-1298, as printed in Senate Journal, May 8, page
47 1296, and repassed the bill as amended. The bill is returned herewith.

48
49 The Senate has adopted the First Report of the First Conference
50 Committee on HB01-1264, as printed in Senate Journal, May 8, page
51 1291, and repassed the bill as amended. The bill is returned herewith.

52
53 The Senate has adopted the First Report of the First Conference
54 Committee on HB01-1184, as printed in Senate Journal, May 8, pages
55 1300-1302, and repassed the bill as amended. The bill is returned
56 herewith.

1 The Senate has adopted the First Report of the First Conference
2 Committee on HB01-1269, as printed in Senate Journal, May 8, pages
3 1308-1309, and repassed the bill as amended. The bill is returned
4 herewith.

5
6 The Senate has adopted the First Report of the First Conference
7 Committee on SB01-140, as printed in Senate Journal, May 9, and
8 repassed the bill as amended.

9
10 The Senate has adopted the First Report of the First Conference
11 Committee on SB01-100, as printed in Senate Journal, May 9, and
12 repassed the bill as amended.

13
14 The Senate has adopted the First Report of the First Conference
15 Committee on SB01-088, as printed in Senate Journal, May 9, and
16 repassed the bill as amended.

17 _____
18
19
20 The Senate has adopted and transmits herewith: SJM01-002.
21 The Senate has adopted and returns herewith: HJM01-1001.
22 The Senate has adopted and returns herewith: HJR01-1046.

23 _____
24
25
26 The Senate has adopted and returns herewith: HJR01-1027, 1038.

27 _____
28
29
30 Pursuant to Joint Rule No. 5, the Senate voted to recede from its position
31 to request a Conference Committee on SB01-219, concurred in House
32 amendments thereto, and repassed the bill as so amended. The Senate
33 requests that the Conference Committee be dissolved.

34
35 The Senate has adopted the First Report of the First Conference
36 Committee on SB01-118, as printed in Senate Journal, May 9, and
37 repassed the bill as amended.

38 _____
39
40
41 The Senate has passed on Third Reading and returns herewith
42 HB01-1199, 1403, 1408, 1401, 1386, 1405

43
44 The Senate has passed on Third Reading and transmitted to the Revisor
45 of Statutes:

46
47 HB01-1377, amended as printed in Senate Journal, May 8, page 1292;
48 HB01-1406, amended as printed in Senate Journal, May 8, page 1302;
49 HB01-1387, amended as printed in Senate Journal, May 8, page 1303;
50 HB01-1390, amended as printed in Senate Journal, May 8, page 1303;
51 HB01-1242, amended as printed in Senate Journal, May 8, page 1327;
52 HB01-1262, amended as printed in Senate Journal, May 8, pages
53 1329-1331;
54 HB01-1394, amended as printed in Senate Journal, May 8, page 1331;
55 HB01-1240, amended as printed in Senate Journal, May 8, page 1331;
56 _____

1 **MESSAGE FROM THE REVISOR**

2
3 We herewith transmit without comment, as amended, HB01-1377, 1406,
4 1387, 1390, 1242, 1262, 1394, and 1240.

5
6
7
8 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
9 **on HB01-1184**

10 This Report Amends the Rerevised Bill.

11
12 To the President of the Senate and the
13 Speaker of the House of Representatives:

14
15 Your first conference committee appointed on HB01-1184,
16 concerning domestic violence, and making an appropriation therefor, has
17 met and reports that it has agreed upon the following:

18
19 1. That the House accede to the Senate amendments made to the
20 bill, as said amendments appear in the rerevised bill, with the following
21 changes:

22
23 Amend rerevised bill, page 8, line 24, strike "ninety-eight thousand nine";
24
25 line 25, strike "hundred dollars (\$98,900) and 0.5 FTE," and substitute
26 "one hundred twenty-two thousand seven hundred eighty-eight dollars
27 (\$122,788) and 1.0 FTE,".

28
29 2. That, under the authority granted the committee to consider
30 matters not at issue between the two houses, the following amendments
31 be recommended:

32
33 Amend rerevised bill, page 3, line 6, after "CONCERNING", insert
34 "DOMESTIC VIOLENCE";

35
36 line 8, strike "CHILDREN." and substitute "CHILDREN, IN APPROPRIATE
37 CASES.".

38
39 Page 5, line 11, after "CONCERNING", insert "DOMESTIC VIOLENCE";

40
41 line 13, strike "CHILDREN." and substitute "CHILDREN, IN APPROPRIATE
42 CASES.".

43
44 Page 9, after line 4, insert the following:

45
46 **"SECTION 8. Appropriation - legislative intent.** (1) (a) In
47 addition to any other appropriation, there is hereby appropriated, out of
48 any moneys in the general fund not otherwise appropriated, to the
49 judicial department, for allocation to the family violence justice fund
50 established pursuant to section 14-4-107, Colorado Revised Statutes, for
51 the purpose of allowing the state court administrator to make grants from
52 such fund pursuant to the provisions of sections 13-3-101 (6) and
53 14-4-107, Colorado Revised Statutes, for the fiscal year beginning July
54 1, 2001, the sum of twenty-six thousand seven hundred seventy-six
55 dollars (\$26,776), or so much thereof as may be necessary, for the
56 implementation of this act.

1 (b) In addition to any other appropriation, there is hereby
2 appropriated, out of any moneys in the general fund not otherwise
3 appropriated, to the department of human services, for allocation to the
4 Colorado domestic abuse program fund established pursuant to section
5 39-22-802, Colorado Revised Statutes, for the fiscal year beginning July
6 1, 2001, the sum of twenty-six thousand seven hundred seventy-six
7 dollars (\$26,776), or so much thereof as may be necessary, for the
8 implementation of this act.

9
10 (2) It is the intent of the general assembly that the general fund
11 appropriation for the implementation of this act contained in subsection
12 (1) of this section shall be derived from savings generated from the
13 implementation of the provisions of S.B. 01-077, as enacted during the
14 first regular session of the sixty-third general assembly.

15
16 **SECTION 9. Future appropriations - legislative intent.**

17 (1) (a) In addition to any other appropriation set forth in this act, it
18 appears that this act will require additional future appropriations from the
19 general fund to the judicial department, for allocation to the family
20 violence justice fund established pursuant to section 14-4-107, Colorado
21 Revised Statutes, for the purpose of allowing the state court administrator
22 to make grants from such fund pursuant to the provisions of sections
23 13-3-101 (6) and 14-4-107, Colorado Revised Statutes, and the amount
24 required to be appropriated for the fiscal year beginning July 1, 2002, is
25 estimated to be one hundred thousand dollars (\$100,000).

26
27 (b) In addition to any other appropriation set forth in this act, it
28 appears that this act will require additional future appropriations from the
29 general fund to the department of human services, for allocation to the
30 Colorado domestic abuse program fund established pursuant to section
31 39-22-802, Colorado Revised Statutes, and the amount required to be
32 appropriated for the fiscal year beginning July 1, 2002, is estimated to be
33 one hundred thousand dollars (\$100,000).

34
35 (2) It is the intent of the general assembly that the general fund
36 appropriation for the implementation of this act shall be derived from
37 savings generated from the implementation of the provisions of S.B.
38 01-077, as enacted during the first regular session of the sixty-third
39 general assembly."

40
41 Renumber succeeding section accordingly.

42
43 Page 9, line 5, after "**date.**", insert "(1)";

44
45 after line 13, add the following:

46
47 "(2) Sections 1, 2, 3, 4, 5, 6, 7, and 10 of this act shall take upon
48 passage. Sections 8 and 9 of this act shall take effect upon passage;
49 except that sections 8 and 9 of this act shall only take effect if:

50
51 (a) The final fiscal estimate for S.B. 01-077, as reflected in the
52 appropriations clause for said act, shows a net general fund savings that
53 is equal to or greater than the final general fund fiscal estimate for this
54 act, as reflected in sections 8 and 9 of this act; and

55
56 (b) S.B. 01-077 is enacted at the first regular session of the

1 sixty-third general assembly and becomes law."
 2
 3 Page 1, line 101, strike "AN APPROPRIATION" and substitute
 4 "APPROPRIATIONS IN CONNECTION THEREWITH."
 5
 6 strike line 102.

7
 8 Respectfully submitted,
 9 House Committee: Senate Committee:
 10 Joyce Lawrence Ed Perlmutter
 11 Lynn Hefley Ken Gordon
 12 Jennifer Veiga Doug Lamborn

13
 14
 15
 16 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
 17 **on HB01-1264**

18 This Report Amends the Rerevised Bill.

19
 20 To the President of the Senate and the
 21 Speaker of the House of Representatives:

22
 23 Your first conference committee appointed on HB01-1264,
 24 concerning child support obligations, and making an appropriation in
 25 connection therewith, has met and reports that it has agreed upon the
 26 following:

27
 28 That the House accede to the Senate amendments made to the bill,
 29 as said amendments appear in the rerevised bill, with the following
 30 changes:

31
 32 Amend rerevised bill, page 4, strike lines 18 through 27.

33
 34 Page 5, strike lines 1 through 19.

35
 36 Renumber succeeding sections accordingly.

37
 38 Page 10, strike lines 16 through 27.

39
 40 Page 11, strike lines 1 through 5.

41
 42 Renumber succeeding sections accordingly.

43
 44 Page 12, strike lines 3 through 5.

45
 46 Renumber succeeding section accordingly.

47
 48 Respectfully submitted,
 49 House Committee: Senate Committee:
 50 Debbie Stafford Bob Hagedorn
 51 Cheri Jahn Mary Ellen Epps
 52 Lauri Clapp Rob Hernandez

53
 54
 55
 56

1 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
2 **on HB01-1269**

3
4 This Report Amends the Rerevised Bill.

5
6 To the President of the Senate and the
7 Speaker of the House of Representatives:

8
9 Your first conference committee appointed on HB01-1269,
10 concerning punishment of criminal gang activities, and making an
11 appropriation in connection therewith, has met and reports that it has
12 agreed upon the following:

13
14 1. That the House accede to the Senate amendments made to the
15 bill, as said amendments appear in the rerevised bill, with the following
16 changes:

17
18 Amend rerevised bill, page 3, line 4, strike "GANG, WITH THE INTENT THAT
19 SUCH PERSON PROMOTES," and substitute "GANG; OR";
20
21 strike lines 5 and 6;
22
23 line 18, strike "TITLE 18, C.R.S." and substitute "THIS TITLE.".

24
25 2. That, under the authority granted the committee to consider
26 matters not at issue between the two houses, the following amendment be
27 recommended:

28
29 Amend rerevised bill, page 3, strike lines 11 through 16 and substitute the
30 following:

31
32 "(2) RECRUITMENT OF A JUVENILE FOR A CRIMINAL STREET GANG
33 IS A CLASS 1 MISDEMEANOR.";

34
35 strike lines 19 through 27.

36
37 Strike pages 4 through 6.

38
39 Page 7, strike lines 1 through 11.

40
41 Re-number succeeding sections accordingly.

42
43 Page 1, line 101, strike "ACTIVITIES, AND" and substitute "ACTIVITIES."
44
45 strike line 102.

46
47 Respectfully submitted,
48 House Committee:
49 Mary Ellen Epps
50 Ken Gordon
51 Penfield Tate

Senate Committee:
Lauri Clapp
Nolbert Chavez
Lynn Hefley

52
53
54
55

**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:

Gayle Berry
Lynn Hefley
Kelley Daniel

Senate Committee:

Penfield Tate
Sue Windels
Dave Owen

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
on SB01-113**

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 SB01-113, 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, has met and reports that it has agreed upon the following:

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

Amend rerevised bill, page 9, strike lines 3 through 6, and substitute the following:

~~"limit of liability per year for all claims of one hundred fifty thousand dollars with a top limit of liability for all claims during the year of three hundred thousand dollars~~ AN AMOUNT FOR EACH CLAIM OF AT LEAST ONE HUNDRED THOUSAND DOLLARS MULTIPLIED BY THE NUMBER OF PERSONS LICENSED TO PRACTICE PHYSICAL THERAPY EMPLOYED BY THE CORPORATION. THE POLICY SHALL PROVIDE FOR AN AGGREGATE TOP LIMIT OF LIABILITY PER YEAR FOR ALL CLAIMS OF THREE HUNDRED THOUSAND DOLLARS ALSO MULTIPLIED BY THE NUMBER OF PERSONS LICENSED TO PRACTICE PHYSICAL THERAPY EMPLOYED BY THE CORPORATION, BUT NO FIRM SHALL BE REQUIRED TO CARRY INSURANCE IN EXCESS OF THREE HUNDRED THOUSAND DOLLARS FOR EACH CLAIM WITH AN AGGREGATE TOP LIMIT OF LIABILITY FOR ALL CLAIMS DURING THE YEAR OF NINE HUNDRED THOUSAND DOLLARS."

Respectfully submitted,
House Committee:
Rob Hernandez
Bob Hagedorn
Mary Ellen Epps

Senate Committee:
Lauri Clapp
Mark Cloer
Desiree Sanchez

INTRODUCTION OF MEMORIAL

The following memorial was read by title and laid over until later in the day:

SJM01-002 by Senator(s) Thiebaut; also Representative(s) Grossman--
Memorializing former Minnesota Governor Harold
Stassen.

1 **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILL**

2

3 **HB01-1406** by Representative(s) Lawrence; also Senator(s) Thiebaut--
 4 Concerning the university of southern Colorado goal
 5 planning process.

6

7 (Amended as printed in Senate Journal, May 8, page 1302.)

8

9 Representative Lawrence moved that the House **not concur** in Senate
 10 amendments and that a Conference Committee be appointed with permis-
 11 sion to go beyond the scope of the differences between the House and the
 12 Senate. The motion was declared **passed** by the following roll call vote:

13

14 YES 62 NO 0 EXCUSED 3 ABSENT 0

15

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

33

34 The Speaker appointed Representatives Lawrence, Chairman, Spence and
 35 Daniel as House conferees to the bill.

36

37

38

39

DEMAND ON HB01-1225

40

41 Pursuant to Joint Rule 7, Representative Dean placed a Demand on the
 42 Conference Committee Report on HB01-1225. The report is to be
 43 received by 8:00 p.m., May 9, 2001. The Demand was declared **passed**
 44 by the following roll call vote:

45

46 YES 64 NO 0 EXCUSED 1 ABSENT 0

47 Alexander	Y	Groff	Y	Miller	Y	Spence	Y
48 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
49 Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
50 Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
51 Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
52 Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
53 Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
54 Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
55 Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
56 Coleman	Y	King	Y	Saliman	Y	Webster	Y

1	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
2	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
3	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
4	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
5	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
6	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
7							Mr. Speaker	Y

9

10

11

12

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

13

14 **SB01-204** by Senator(s) Reeves, Tate, Owen; also Representative(s)
 15 Young, Berry, Saliman--Concerning state policies relating
 16 to the implementation of section 17 of article IX of the
 17 state constitution.

18

19 (Conference Committee Report printed in House Journal, May 9, pages
 20 1772-1776.)

21

22 On motion of Representative Young, the Conference Committee Report
 23 was **adopted** by the following roll call vote:

24

25	YES 58	NO 0	EXCUSED 3	ABSENT 4
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26

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

44

45

46 The question being "Shall the bill, as amended, pass?".

47 A roll call vote was taken. As shown by the following recorded vote, a
 48 majority of those elected to the House voted in the affirmative and the
 49 bill, as amended, was declared **repassed**.

50

51	YES 60	NO 0	EXCUSED 4	ABSENT 1
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52

53	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
54	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
55	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
56	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y

1	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	E
2	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	-
3	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
4	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
5	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
6	Coleman	Y	King	E	Saliman	Y	Webster	Y
7	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
8	Daniel	Y	Lawrence	E	Schultheis	Y	White	Y
9	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
10	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
11	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
12	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
13							Mr. Speaker	Y

14

15 Co-sponsors added: Representatives Boyd, Marshall.

16

17 **HB01-1269** by Representative(s) Chavez; also Senator(s) Epps--
 18 Concerning punishment of criminal gang activities, and
 19 making an appropriation in connection therewith.

20

21 (Conference Committee Report printed in House Journal, May 9,
 22 page 1794.)

23

24 On motion of Representative Chavez, the Conference Committee Report
 25 was **adopted** by the following roll call vote:

26

27	YES 61	NO 0	EXCUSED 4	ABSENT 0
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28

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

46

47

48 The question being "Shall the bill, as amended, pass?".

49 A roll call vote was taken. As shown by the following recorded vote, a
 50 majority of those elected to the House voted in the affirmative and the
 51 bill, as amended, was declared **repassed**.

52

53	YES 52	NO 9	EXCUSED 4	ABSENT 0
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54	Alexander	Y	Groff	Y	Miller	Y	Spence	E
55	Bacon	Y	Grossman	Y	Mitchell	N	Spradley	Y
56	Berry	Y	Hefley	Y	Nuñez	N	Stafford	Y

1	Borodkin	Y	Hodge	Y	Paschall	N	Stengel	Y
2	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
3	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
4	Chavez	Y	Jameson	Y	Rhodes	N	Tochtrop	Y
5	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
6	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
7	Coleman	Y	King	E	Saliman	Y	Webster	Y
8	Crane	N	Larson	Y	Sanchez	Y	Weddig	Y
9	Daniel	Y	Lawrence	E	Schultheis	Y	White	Y
10	Decker	Y	Lee	N	Scott	N	Williams S.	Y
11	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
12	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
13	Garcia	Y	Marshall	Y	Snook	Y	Young	N
14							Mr. Speaker	Y

15
16 Co-sponsors added: Representatives Boyd, Hefley, Jahn, Jameson, Larson,
17 Marshall, Romanoff.

18
19 **HB01-1298** by Representative(s) Berry; also Senator(s) Tate--
20 Concerning creation of a statewide common course
21 numbering system for the transfer of course credits among
22 state-supported institutions of higher education.

23
24 (Conference Committee Report printed in House Journal, May 9,
25 page 1795.)

26
27 On motion of Representative Berry, the Conference Committee Report
28 was **adopted** by the following roll call vote:

30	YES	59	NO	0	EXCUSED	6	ABSENT	0
31								
32	Alexander	Y	Groff	Y	Miller	Y	Spence	E
33	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
34	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
35	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
36	Boyd	Y	Hoppe	Y	Plant	E	Swenson	Y
37	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
38	Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop	Y
39	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
40	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
41	Coleman	Y	King	E	Saliman	Y	Webster	Y
42	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
43	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
44	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
45	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
46	Fritz	Y	Madden	E	Smith	Y	Witwer	Y
47	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
48							Mr. Speaker	Y

49
50
51 The question being "Shall the bill, as amended, pass?".

52 A roll call vote was taken. As shown by the following recorded vote, a
53 majority of those elected to the House voted in the affirmative and the
54 bill, as amended, was declared **repassed**.

55

	YES 59	NO 0	EXCUSED 6	ABSENT 0		
1						
2	Alexander	Y Groff	Y Miller	Y Spence	E	
3	Bacon	Y Grossman	Y Mitchell	Y Spradley	Y	
4	Berry	Y Hefley	Y Nuñez	Y Stafford	Y	
5	Borodkin	Y Hodge	Y Paschall	Y Stengel	Y	
6	Boyd	Y Hoppe	Y Plant	E Swenson	Y	
7	Cadman	Y Jahn	Y Ragsdale	Y Tapia	Y	
8	Chavez	E Jameson	Y Rhodes	Y Tochtrop	Y	
9	Clapp	Y Johnson	Y Rippy	Y Veiga	Y	
10	Cloer	Y Kester	Y Romanoff	Y Vigil	Y	
11	Coleman	Y King	E Saliman	Y Webster	Y	
12	Crane	Y Larson	Y Sanchez	Y Weddig	Y	
13	Daniel	Y Lawrence	Y Schultheis	Y White	Y	
14	Decker	Y Lee	Y Scott	Y Williams S.	Y	
15	Fairbank	Y Mace	E Sinclair	Y Williams T.	Y	
16	Fritz	Y Madden	E Smith	Y Witwer	Y	
17	Garcia	Y Marshall	Y Snook	Y Young	Y	
18				Mr. Speaker	Y	
19						

20 Co-sponsor added: Representative Larson.

21
 22 **HB01-1264** by Representative(s) Stafford; also Senator(s) Hagedorn--
 23 Concerning child support obligations, and making an
 24 appropriation in connection therewith.
 25

26 (Conference Committee Report printed in House Journal, May 9,
 27 page 1793.)
 28

29 On motion of Representative Stafford, the Conference Committee Report
 30 was **adopted** by the following roll call vote:
 31

	YES 59	NO 0	EXCUSED 6	ABSENT 0		
32						
33						
34	Alexander	Y Groff	Y Miller	Y Spence	E	
35	Bacon	Y Grossman	Y Mitchell	Y Spradley	Y	
36	Berry	Y Hefley	Y Nuñez	Y Stafford	Y	
37	Borodkin	Y Hodge	Y Paschall	Y Stengel	Y	
38	Boyd	Y Hoppe	Y Plant	E Swenson	Y	
39	Cadman	Y Jahn	Y Ragsdale	Y Tapia	Y	
40	Chavez	E Jameson	Y Rhodes	Y Tochtrop	Y	
41	Clapp	Y Johnson	Y Rippy	Y Veiga	Y	
42	Cloer	Y Kester	Y Romanoff	Y Vigil	Y	
43	Coleman	Y King	E Saliman	Y Webster	Y	
44	Crane	Y Larson	Y Sanchez	Y Weddig	Y	
45	Daniel	Y Lawrence	Y Schultheis	Y White	Y	
46	Decker	Y Lee	Y Scott	Y Williams S.	Y	
47	Fairbank	Y Mace	E Sinclair	Y Williams T.	Y	
48	Fritz	Y Madden	E Smith	Y Witwer	Y	
49	Garcia	Y Marshall	Y Snook	Y Young	Y	
50				Mr. Speaker	Y	
51						
52						

53 The question being "Shall the bill, as amended, pass?".

54 A roll call vote was taken. As shown by the following recorded vote, a
 55 majority of those elected to the House voted in the affirmative and the
 56 bill, as amended, was declared **repassed**.

	YES 59	NO 0	EXCUSED 6	ABSENT 0				
1	Alexander	Y	Groff	Y	Miller	Y	Spence	E
2	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
3	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
4	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
5	Boyd	Y	Hoppe	Y	Plant	E	Swenson	Y
6	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
7	Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop	Y
8	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
9	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
10	Coleman	Y	King	E	Saliman	Y	Webster	Y
11	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
12	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
13	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
14	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
15	Fritz	Y	Madden	E	Smith	Y	Witwer	Y
16	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
17							Mr. Speaker	Y

18
19
20 Co-sponsor added: Representative Hefley.

21
22 **HB01-1184** by Representative(s) Veiga; also Senator(s) Perlmutter--
23 Concerning domestic violence, and making an
24 appropriation therefor.

25
26 (Conference Committee Report printed in House Journal, May 9,
27 pages 1791-1793.)

28
29 On motion of Representative Veiga, the Conference Committee Report
30 was **adopted** by the following roll call vote:

	YES 59	NO 0	EXCUSED 6	ABSENT 0				
31	Alexander	Y	Groff	Y	Miller	Y	Spence	E
32	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
33	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
34	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
35	Boyd	Y	Hoppe	Y	Plant	E	Swenson	Y
36	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
37	Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop	Y
38	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
39	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
40	Coleman	Y	King	E	Saliman	Y	Webster	Y
41	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
42	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
43	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
44	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
45	Fritz	Y	Madden	E	Smith	Y	Witwer	Y
46	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
47							Mr. Speaker	Y

48
49
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51
52
53 The question being "Shall the bill, as amended, pass?".

54 A roll call vote was taken. As shown by the following recorded vote, a
55 majority of those elected to the House voted in the affirmative and the
56 bill, as amended, was declared **repassed**.

	YES 53	NO 7	EXCUSED 5	ABSENT 0		
1	Alexander	Y Groff	Y Miller	Y Spence	E	
2	Bacon	Y Grossman	Y Mitchell	N Spradley	Y	
3	Berry	Y Hefley	Y Nuñez	N Stafford	Y	
4	Borodkin	Y Hodge	Y Paschall	N Stengel	Y	
5	Boyd	Y Hoppe	Y Plant	E Swenson	Y	
6	Cadman	N Jahn	Y Ragsdale	Y Tapia	Y	
7	Chavez	E Jameson	Y Rhodes	N Tochtrop	Y	
8	Clapp	Y Johnson	Y Rippy	Y Veiga	Y	
9	Cloer	Y Kester	Y Romanoff	Y Vigil	Y	
10	Coleman	Y King	E Saliman	Y Webster	Y	
11	Crane	Y Larson	Y Sanchez	Y Weddig	Y	
12	Daniel	Y Lawrence	Y Schultheis	N White	Y	
13	Decker	Y Lee	N Scott	Y Williams S.	Y	
14	Fairbank	Y Mace	E Sinclair	Y Williams T.	Y	
15	Fritz	Y Madden	Y Smith	Y Witwer	Y	
16	Garcia	Y Marshall	Y Snook	Y Young	Y	
17				Mr. Speaker	Y	
18						
19						

20 Co-sponsors added: Representatives Larson, Marshall, Weddig.

21
 22 **SB01-089** by Senator(s) Tupa, Fitz-Gerald, Hernandez, Windels; also
 23 Representative(s) Williams S., Bacon--Concerning class
 24 sizes in kindergarten through twelfth grade public schools.
 25

26 (Conference Committee Report printed in House Journal, May 9,
 27 pages 1771-1772.)
 28

29 On motion of Representative Williams S., the Conference Committee
 30 Report was **adopted** by the following roll call vote:
 31

	YES 46	NO 14	EXCUSED 5	ABSENT 0		
32	Alexander	Y Groff	Y Miller	Y Spence	E	
33	Bacon	Y Grossman	Y Mitchell	N Spradley	N	
34	Berry	N Hefley	Y Nuñez	Y Stafford	Y	
35	Borodkin	Y Hodge	Y Paschall	N Stengel	Y	
36	Boyd	Y Hoppe	Y Plant	E Swenson	Y	
37	Cadman	N Jahn	Y Ragsdale	Y Tapia	Y	
38	Chavez	E Jameson	Y Rhodes	Y Tochtrop	Y	
39	Clapp	Y Johnson	Y Rippy	N Veiga	Y	
40	Cloer	Y Kester	Y Romanoff	Y Vigil	Y	
41	Coleman	Y King	E Saliman	Y Webster	N	
42	Crane	Y Larson	Y Sanchez	Y Weddig	Y	
43	Daniel	Y Lawrence	Y Schultheis	N White	Y	
44	Decker	N Lee	N Scott	N Williams S.	Y	
45	Fairbank	Y Mace	E Sinclair	N Williams T.	N	
46	Fritz	Y Madden	Y Smith	Y Witwer	Y	
47	Garcia	Y Marshall	Y Snook	N Young	Y	
48				Mr. Speaker	Y	
49						
50						
51						
52						

53 The question being "Shall the bill, as amended, pass?".

54 A roll call vote was taken. As shown by the following recorded vote, a
 55 majority of those elected to the House voted in the affirmative and the
 56 bill, as amended, was declared **repassed**.

	YES 36	NO 24	EXCUSED 5	ABSENT 0
1				
2				
3	Alexander	N Groff	Y Miller	Y Spence E
4	Bacon	Y Grossman	Y Mitchell	N Spradley N
5	Berry	N Hefley	Y Nuñez	N Stafford N
6	Borodkin	Y Hodge	Y Paschall	N Stengel Y
7	Boyd	Y Hoppe	N Plant	E Swenson Y
8	Cadman	N Jahn	Y Ragsdale	Y Tapia Y
9	Chavez	E Jameson	Y Rhodes	N Tochtrop Y
10	Clapp	Y Johnson	Y Rippy	Y Veiga Y
11	Cloer	Y Kester	Y Romanoff	Y Vigil Y
12	Coleman	Y King	E Saliman	Y Webster N
13	Crane	N Larson	Y Sanchez	Y Weddig Y
14	Daniel	Y Lawrence	Y Schultheis	N White Y
15	Decker	N Lee	N Scott	N Williams S. Y
16	Fairbank	N Mace	E Sinclair	N Williams T. N
17	Fritz	N Madden	Y Smith	Y Witwer N
18	Garcia	Y Marshall	Y Snook	N Young N
19				Mr. Speaker N

20
21 Co-sponsors added: Representatives Boyd, Weddig.

22
23 **SB01-113** by Senator(s) Hernandez, Evans, Hagedorn, Hanna; also
24 Representative(s) Clapp--Concerning regulation of
25 physical therapists, and, in connection therewith,
26 continuing the regulation of physical therapists by the
27 director of the division of registrations in the department
28 of regulatory agencies.

29
30 (Conference Committee Report printed in House Journal, May 9,
31 page 1796.)

32
33 On motion of Representative Clapp, the Conference Committee Report
34 was **adopted** by the following roll call vote:

	YES 60	NO 0	EXCUSED 5	ABSENT 0
35				
36				
37				
38	Alexander	Y Groff	Y Miller	Y Spence E
39	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
40	Berry	Y Hefley	Y Nuñez	Y Stafford Y
41	Borodkin	Y Hodge	Y Paschall	Y Stengel Y
42	Boyd	Y Hoppe	Y Plant	E Swenson Y
43	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
44	Chavez	E Jameson	Y Rhodes	Y Tochtrop Y
45	Clapp	Y Johnson	Y Rippy	Y Veiga Y
46	Cloer	Y Kester	Y Romanoff	Y Vigil Y
47	Coleman	Y King	E Saliman	Y Webster Y
48	Crane	Y Larson	Y Sanchez	Y Weddig Y
49	Daniel	Y Lawrence	Y Schultheis	Y White Y
50	Decker	Y Lee	Y Scott	Y Williams S. Y
51	Fairbank	Y Mace	E Sinclair	Y Williams T. Y
52	Fritz	Y Madden	Y Smith	Y Witwer Y
53	Garcia	Y Marshall	Y Snook	Y Young Y
54				Mr. Speaker Y

55
56

1 The question being "Shall the bill, as amended, pass?".
 2 A roll call vote was taken. As shown by the following recorded vote, a
 3 majority of those elected to the House voted in the affirmative and the
 4 bill, as amended, was declared **repassed**.

	YES 59	NO 1	EXCUSED 5	ABSENT 0		
8 Alexander	Y	Groff	Y	Miller	Y	Spence E
9 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley Y
10 Berry	Y	Hefley	Y	Nuñez	Y	Stafford Y
11 Borodkin	Y	Hodge	Y	Paschall	Y	Stengel Y
12 Boyd	Y	Hoppe	Y	Plant	E	Swenson Y
13 Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia Y
14 Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop Y
15 Clapp	Y	Johnson	Y	Rippy	Y	Veiga Y
16 Cloer	Y	Kester	Y	Romanoff	Y	Vigil Y
17 Coleman	Y	King	E	Saliman	Y	Webster Y
18 Crane	Y	Larson	Y	Sanchez	Y	Weddig Y
19 Daniel	Y	Lawrence	Y	Schultheis	Y	White Y
20 Decker	Y	Lee	N	Scott	Y	Williams S. Y
21 Fairbank	Y	Mace	E	Sinclair	Y	Williams T. Y
22 Fritz	Y	Madden	Y	Smith	Y	Witwer Y
23 Garcia	Y	Marshall	Y	Snook	Y	Young Y
						Mr. Speaker Y

26 Co-sponsor added: Representative Cloer.

HOUSE RECEDES

32 **HB01-1406** by Representative(s) Lawrence; also Senator(s) Thiebaut--
 33 Concerning the university of southern Colorado goal
 34 planning process.

36 (Amended as printed in Senate Journal, May 8, page 1302.)

38 Representative Lawrence moved that the House **recede** from its position
 39 on **HB01-1406**. The motion was declared **passed** by the following roll
 40 call vote:

	YES 60	NO 0	EXCUSED 5	ABSENT 0		
44 Alexander	Y	Groff	Y	Miller	Y	Spence E
45 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley Y
46 Berry	Y	Hefley	Y	Nuñez	Y	Stafford Y
47 Borodkin	Y	Hodge	Y	Paschall	Y	Stengel Y
48 Boyd	Y	Hoppe	Y	Plant	E	Swenson Y
49 Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia Y
50 Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop Y
51 Clapp	Y	Johnson	Y	Rippy	Y	Veiga Y
52 Cloer	Y	Kester	Y	Romanoff	Y	Vigil Y
53 Coleman	Y	King	E	Saliman	Y	Webster Y
54 Crane	Y	Larson	Y	Sanchez	Y	Weddig Y
55 Daniel	Y	Lawrence	Y	Schultheis	Y	White Y
56 Decker	Y	Lee	Y	Scott	Y	Williams S. Y

1	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
2	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
3	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
4							Mr. Speaker	Y

6
7 Representative Lawrence moved that the House **concur** in Senate amend-
8 ments. The motion was declared **passed** by the following roll call vote:

9								
10	<u>YES 59</u>	<u>NO 0</u>	<u>EXCUSED 6</u>	<u>ABSENT 0</u>				
11								
12	Alexander	Y	Groff	Y	Miller	Y	Spence	E
13	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
14	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
15	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
16	Boyd	Y	Hoppe	Y	Plant	E	Swenson	Y
17	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
18	Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop	Y
19	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
20	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
21	Coleman	Y	King	E	Saliman	Y	Webster	Y
22	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
23	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
24	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
25	Fairbank	Y	Mace	E	Sinclair	E	Williams T.	Y
26	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
27	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
28							Mr. Speaker	Y

29
30
31 The question being, "Shall the bill, as amended, pass?".
32 A roll call vote was taken. As shown by the following recorded vote, a
33 majority of those elected to the House voted in the affirmative, and the
34 bill, as amended, was declared **repassed**.

35								
36	<u>YES 59</u>	<u>NO 0</u>	<u>EXCUSED 6</u>	<u>ABSENT 0</u>				
37								
38	Alexander	Y	Groff	Y	Miller	Y	Spence	E
39	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
40	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
41	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
42	Boyd	Y	Hoppe	Y	Plant	E	Swenson	Y
43	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
44	Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop	Y
45	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
46	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
47	Coleman	Y	King	E	Saliman	Y	Webster	Y
48	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
49	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
50	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
51	Fairbank	Y	Mace	E	Sinclair	E	Williams T.	Y
52	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
53	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
54							Mr. Speaker	Y

55
56 Co-sponsor added: Representative Young.

1 **HB01-1086** by Representative(s) Alexander, Coleman, Hodge,
 2 Johnson, Snook, Webster; also Senator(s) Dyer (Durango)
 3 --Concerning the creation of the agriculture value-added
 4 development fund program, and making an appropriation
 5 therewith.
 6

7 (Amended as printed in Senate Journal, May 1, page 1097.)
 8

9 Representative Alexander moved that the House **recede** from its position
 10 on **HB01-1086**. The motion was declared **passed** by the following roll
 11 call vote:
 12

13	YES 56	NO 2	EXCUSED 7	ABSENT 0		
15	Alexander	Y	Groff	Y	Miller	Y Spence E
16	Bacon	Y	Grossman	Y	Mitchell	Y Spradley N
17	Berry	Y	Hefley	Y	Nuñez	Y Stafford Y
18	Borodkin	Y	Hodge	Y	Paschall	E Stengel Y
19	Boyd	Y	Hoppe	Y	Plant	Y Swenson Y
20	Cadman	Y	Jahn	Y	Ragsdale	Y Tapia Y
21	Chavez	E	Jameson	Y	Rhodes	Y Tochtrop Y
22	Clapp	Y	Johnson	Y	Rippy	Y Veiga Y
23	Cloer	Y	Kester	Y	Romanoff	Y Vigil Y
24	Coleman	Y	King	E	Saliman	Y Webster Y
25	Crane	Y	Larson	Y	Sanchez	Y Weddig Y
26	Daniel	Y	Lawrence	Y	Schultheis	Y White Y
27	Decker	Y	Lee	Y	Scott	Y Williams S. Y
28	Fairbank	Y	Mace	E	Sinclair	E Williams T. Y
29	Fritz	Y	Madden	E	Smith	Y Witwer Y
30	Garcia	Y	Marshall	Y	Snook	Y Young N
31						Mr. Speaker Y

32
 33
 34 Representative Alexander moved that the House **concur** in Senate amend-
 35 ments. The motion was declared **passed** by the following roll call vote:
 36

37	YES 51	NO 7	EXCUSED 7	ABSENT 0		
39	Alexander	Y	Groff	Y	Miller	Y Spence E
40	Bacon	Y	Grossman	Y	Mitchell	Y Spradley N
41	Berry	Y	Hefley	Y	Nuñez	Y Stafford Y
42	Borodkin	Y	Hodge	Y	Paschall	E Stengel N
43	Boyd	Y	Hoppe	Y	Plant	Y Swenson Y
44	Cadman	N	Jahn	Y	Ragsdale	Y Tapia Y
45	Chavez	E	Jameson	Y	Rhodes	Y Tochtrop Y
46	Clapp	Y	Johnson	Y	Rippy	Y Veiga Y
47	Cloer	N	Kester	Y	Romanoff	Y Vigil Y
48	Coleman	Y	King	E	Saliman	Y Webster Y
49	Crane	Y	Larson	Y	Sanchez	Y Weddig Y
50	Daniel	Y	Lawrence	Y	Schultheis	Y White Y
51	Decker	Y	Lee	Y	Scott	N Williams S. Y
52	Fairbank	Y	Mace	E	Sinclair	E Williams T. Y
53	Fritz	Y	Madden	E	Smith	Y Witwer Y
54	Garcia	Y	Marshall	Y	Snook	Y Young N
55						Mr. Speaker N

56

1 The question being, "Shall the bill, as amended, pass?".
 2 A roll call vote was taken. As shown by the following recorded vote, a
 3 majority of those elected to the House voted in the affirmative, and the
 4 bill, as amended, was declared **repassed**.

	YES 51	NO 6	EXCUSED 8	ABSENT 0		
8 Alexander	Y	Groff	Y	Miller	Y	Spence E
9 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley Y
10 Berry	Y	Hefley	Y	Nuñez	N	Stafford Y
11 Borodkin	Y	Hodge	Y	Paschall	E	Stengel N
12 Boyd	Y	Hoppe	Y	Plant	Y	Swenson Y
13 Cadman	N	Jahn	Y	Ragsdale	Y	Tapia Y
14 Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop Y
15 Clapp	Y	Johnson	Y	Rippy	Y	Veiga Y
16 Cloer	Y	Kester	Y	Romanoff	Y	Vigil Y
17 Coleman	Y	King	E	Saliman	E	Webster Y
18 Crane	Y	Larson	Y	Sanchez	Y	Weddig Y
19 Daniel	Y	Lawrence	Y	Schultheis	N	White Y
20 Decker	Y	Lee	N	Scott	N	Williams S. Y
21 Fairbank	Y	Mace	E	Sinclair	E	Williams T. Y
22 Fritz	Y	Madden	E	Smith	Y	Witwer Y
23 Garcia	Y	Marshall	Y	Snook	Y	Young Y
						Mr. Speaker Y

CONSIDERATION OF RESOLUTIONS

31 **HJR01-1054** by Representative(s) Alexander, Chavez, Mace, Rhodes;
 32 also Senator(s) Thiebaut, Matsunaka, Andrews--
 33 Concerning the retention of officers and employees of the
 34 First Regular Session of the Sixty-third General Assembly.

36 (Printed and placed in member's file; also printed in House Journal,
 37 May 7, pages 1670-1671.)

39 On motion of Representative Spradley, the resolution was **adopted** by the
 40 following roll call vote:

	YES 58	NO 0	EXCUSED 7	ABSENT 0		
44 Alexander	Y	Groff	Y	Miller	Y	Spence E
45 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley Y
46 Berry	Y	Hefley	Y	Nuñez	Y	Stafford Y
47 Borodkin	Y	Hodge	Y	Paschall	E	Stengel Y
48 Boyd	Y	Hoppe	Y	Plant	Y	Swenson Y
49 Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia Y
50 Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop Y
51 Clapp	Y	Johnson	Y	Rippy	Y	Veiga Y
52 Cloer	Y	Kester	Y	Romanoff	Y	Vigil Y
53 Coleman	Y	King	E	Saliman	Y	Webster Y
54 Crane	Y	Larson	Y	Sanchez	Y	Weddig Y
55 Daniel	Y	Lawrence	E	Schultheis	Y	White Y
56 Decker	Y	Lee	Y	Scott	Y	Williams S. Y

1	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y
2	Fritz	Y	Madden	E	Smith	Y	Witwer	Y
3	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
4							Mr. Speaker	Y

5
6 Co-sponsor added: Mr. Speaker.

7
8
9
10 **CONSIDERATION OF MEMORIAL**

11
12 **SJM01-003** by Senator(s) Thiebaut; also Representative(s) Grossman--
13 Memorializing the honorable Robert Knous, former
14 senator and lieutenant governor.

15
16 On motion of Representative Grossman, the memorial was read at length
17 and **adopted** by **viva voce** vote.

18
19 Co-sponsors added: Roll call of the House.

20
21
22
23 **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS**

24
25 **HB01-1263** by Representative(s) King, Crane, Lee; also Senator(s)
26 Teck--Concerning state institutions of higher education
27 degree requirements.

28
29 (Amended as printed in Senate Journal, May 1, page 1099.)

30
31 Representative King moved that the House **concur** in Senate amend-
32 ments. The motion was declared **passed** by the following roll call vote:

33
34 YES 57 NO 0 EXCUSED 8 ABSENT 0

35								
36	Alexander	Y	Groff	Y	Miller	E	Spence	Y
37	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
38	Berry	E	Hefley	Y	Nuñez	Y	Stafford	Y
39	Borodkin	Y	Hodge	Y	Paschall	E	Stengel	E
40	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
41	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
42	Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop	Y
43	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
44	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
45	Coleman	Y	King	Y	Saliman	E	Webster	Y
46	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
47	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
48	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
49	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
50	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
51	Garcia	Y	Marshall	Y	Snook	Y	Young	E
52							Mr. Speaker	E

53
54
55 The question being, "Shall the bill, as amended, pass?"

56 A roll call vote was taken. As shown by the following recorded vote, a

1 majority of those elected to the House voted in the affirmative, and the
 2 bill, as amended, was declared **repassed**.

	YES 57	NO 0	EXCUSED 8	ABSENT 0				
6	Alexander	Y	Groff	Y	Miller	E	Spence	Y
7	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
8	Berry	E	Hefley	Y	Nuñez	Y	Stafford	Y
9	Borodkin	Y	Hodge	Y	Paschall	E	Stengel	E
10	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
11	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
12	Chavez	E	Jameson	Y	Rhodes	Y	Tochtrop	Y
13	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
14	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
15	Coleman	Y	King	Y	Saliman	E	Webster	Y
16	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
17	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
18	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
19	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
20	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
21	Garcia	Y	Marshall	Y	Snook	Y	Young	E
22							Mr. Speaker	E

24 Co-sponsors added: Representatives Hoppe, Mace, Rippy.

26 **HB01-1134** by Representative(s) Decker; also Senator(s) Dennis--
 27 Concerning infectious and communicable diseases.

29 (Amended as printed in Senate Journal, May 4, page 1230.)

31 Representative Decker moved that the House **concur** in Senate amend-
 32 ments. A substitute motion by Representative Lee that the House **not**
 33 **concur** in Senate amendments and that a Conference Committee be
 34 appointed was declared **lost** by the following roll call vote:

	YES 17	NO 40	EXCUSED 4	ABSENT 4				
38	Alexander	N	Groff	N	Miller	E	Spence	-
39	Bacon	N	Grossman	N	Mitchell	Y	Spradley	Y
40	Berry	N	Hefley	N	Nuñez	Y	Stafford	Y
41	Borodkin	N	Hodge	N	Paschall	Y	Stengel	E
42	Boyd	N	Hoppe	N	Plant	N	Swenson	N
43	Cadman	Y	Jahn	N	Ragsdale	N	Tapia	N
44	Chavez	E	Jameson	N	Rhodes	Y	Tochtrop	N
45	Clapp	Y	Johnson	Y	Rippy	N	Veiga	N
46	Cloer	Y	Kester	N	Romanoff	N	Vigil	N
47	Coleman	N	King	-	Saliman	N	Webster	N
48	Crane	Y	Larson	N	Sanchez	N	Weddig	N
49	Daniel	N	Lawrence	N	Schultheis	Y	White	N
50	Decker	N	Lee	Y	Scott	Y	Williams S.	N
51	Fairbank	Y	Mace	-	Sinclair	Y	Williams T.	Y
52	Fritz	-	Madden	N	Smith	N	Witwer	N
53	Garcia	N	Marshall	N	Snook	N	Young	N
54							Mr. Speaker	E

1 Representative Decker's motion that the House **concur** in Senate
2 amendments was declared **passed** by the following roll call vote:

	YES 42	NO 15	EXCUSED 7	ABSENT 1		
3						
4	Alexander	Y Groff	Y Miller	E Spence	E	
5	Bacon	Y Grossman	Y Mitchell	N Spradley	Y	
6	Berry	Y Hefley	Y Nuñez	N Stafford	N	
7	Borodkin	Y Hodge	Y Paschall	N Stengel	E	
8	Boyd	Y Hoppe	Y Plant	Y Swenson	Y	
9	Cadman	N Jahn	Y Ragsdale	Y Tapia	Y	
10	Chavez	E Jameson	Y Rhodes	N Tochtrop	Y	
11	Clapp	N Johnson	N Rippy	Y Veiga	Y	
12	Cloer	Y Kester	Y Romanoff	Y Vigil	Y	
13	Coleman	Y King	E Saliman	Y Webster	Y	
14	Crane	N Larson	Y Sanchez	Y Weddig	Y	
15	Daniel	Y Lawrence	Y Schultheis	N White	Y	
16	Decker	Y Lee	N Scott	N Williams S.	Y	
17	Fairbank	N Mace	E Sinclair	N Williams T.	Y	
18	Fritz	- Madden	Y Smith	Y Witwer	Y	
19	Garcia	Y Marshall	Y Snook	Y Young	N	
20				Mr. Speaker	E	

21
22
23
24 The question being, "Shall the bill, as amended, pass?".
25 A roll call vote was taken. As shown by the following recorded vote, a
26 majority of those elected to the House voted in the affirmative, and the
27 bill, as amended, was declared **repassed**.

	YES 43	NO 15	EXCUSED 6	ABSENT 1		
28						
29	Alexander	Y Groff	Y Miller	E Spence	E	
30	Bacon	Y Grossman	Y Mitchell	N Spradley	Y	
31	Berry	Y Hefley	Y Nuñez	N Stafford	N	
32	Borodkin	Y Hodge	Y Paschall	N Stengel	E	
33	Boyd	Y Hoppe	Y Plant	Y Swenson	Y	
34	Cadman	N Jahn	Y Ragsdale	Y Tapia	Y	
35	Chavez	Y Jameson	Y Rhodes	N Tochtrop	Y	
36	Clapp	N Johnson	N Rippy	Y Veiga	Y	
37	Cloer	Y Kester	Y Romanoff	Y Vigil	Y	
38	Coleman	Y King	E Saliman	Y Webster	Y	
39	Crane	N Larson	Y Sanchez	Y Weddig	Y	
40	Daniel	Y Lawrence	Y Schultheis	N White	Y	
41	Decker	Y Lee	N Scott	N Williams S.	Y	
42	Fairbank	N Mace	E Sinclair	N Williams T.	Y	
43	Fritz	- Madden	Y Smith	Y Witwer	Y	
44	Garcia	Y Marshall	Y Snook	Y Young	N	
45				Mr. Speaker	E	

46
47
48
49 Co-sponsors added: Representatives Borodkin, Chavez, Groff, Hodge, Jameson,
50 Larson, Marshall, Ragsdale, Tapia, Veiga, Vigil, Witwer.

51
52 **HB01-1195** by Representative(s) Smith; also Senator(s) Hagedorn--
53 Concerning procedures to resolve conflicts arising from
54 local government decisions relating to public utilities that
55 provide energy for consumption, and making an
56 appropriation therefor.

1 (Amended as printed in Senate Journal, May 4, pages 1210, and May 8.)

2

3 Representative Smith moved that the House **concur** in Senate amend-
4 ments. The motion was declared **passed** by the following roll call vote:

5

6	YES 55	NO 2	EXCUSED 7	ABSENT 1	
7					
8	Alexander	Y Groff	Y Miller	E Spence	E
9	Bacon	Y Grossman	Y Mitchell	Y Spradley	Y
10	Berry	Y Hefley	Y Nuñez	Y Stafford	Y
11	Borodkin	Y Hodge	Y Paschall	Y Stengel	E
12	Boyd	Y Hoppe	Y Plant	N Swenson	Y
13	Cadman	Y Jahn	Y Ragsdale	Y Tapia	Y
14	Chavez	Y Jameson	Y Rhodes	E Tochtrop	Y
15	Clapp	Y Johnson	Y Rippy	Y Veiga	Y
16	Cloer	Y Kester	Y Romanoff	Y Vigil	Y
17	Coleman	Y King	E Saliman	N Webster	Y
18	Crane	Y Larson	Y Sanchez	Y Weddig	-
19	Daniel	Y Lawrence	Y Schultheis	Y White	Y
20	Decker	Y Lee	Y Scott	Y Williams S.	Y
21	Fairbank	Y Mace	E Sinclair	Y Williams T.	Y
22	Fritz	Y Madden	Y Smith	Y Witwer	Y
23	Garcia	Y Marshall	Y Snook	Y Young	Y
24				Mr. Speaker	E

24

25

26

27 The question being, "Shall the bill, as amended, pass?".

28 A roll call vote was taken. As shown by the following recorded vote, a
29 majority of those elected to the House voted in the affirmative, and the
30 bill, as amended, was declared **repassed**.

31

32	YES 53	NO 5	EXCUSED 7	ABSENT 0	
33					
34	Alexander	Y Groff	Y Miller	E Spence	E
35	Bacon	N Grossman	Y Mitchell	Y Spradley	Y
36	Berry	Y Hefley	Y Nuñez	Y Stafford	Y
37	Borodkin	Y Hodge	Y Paschall	Y Stengel	E
38	Boyd	Y Hoppe	Y Plant	N Swenson	Y
39	Cadman	Y Jahn	Y Ragsdale	Y Tapia	Y
40	Chavez	Y Jameson	N Rhodes	E Tochtrop	Y
41	Clapp	Y Johnson	Y Rippy	Y Veiga	Y
42	Cloer	Y Kester	Y Romanoff	Y Vigil	Y
43	Coleman	Y King	E Saliman	N Webster	Y
44	Crane	Y Larson	Y Sanchez	Y Weddig	Y
45	Daniel	Y Lawrence	Y Schultheis	Y White	Y
46	Decker	Y Lee	Y Scott	Y Williams S.	Y
47	Fairbank	Y Mace	E Sinclair	Y Williams T.	Y
48	Fritz	Y Madden	N Smith	Y Witwer	Y
49	Garcia	Y Marshall	Y Snook	Y Young	Y
50				Mr. Speaker	E

50

51

52 Representative Rhodes excused from voting under House Rule 21(c).

53 Co-sponsors added: Representatives Boyd, Decker, Rippy, Weddig, Young.

54

55

1 **HB01-1377** by Representative(s) Williams T.; also Senator(s) Tate--
 2 Concerning probate matters.

3
 4 (Amended as printed in Senate Journal, May 8, page 1292.)

5
 6 Representative Williams T. moved that the House **concur** in Senate
 7 amendments. The motion was declared **passed** by the following roll call
 8 vote:

10	YES 59	NO 0	EXCUSED 6	ABSENT 0
11				
12	Alexander	Y Groff	Y Miller	E Spence E
13	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
14	Berry	Y Hefley	Y Nuñez	Y Stafford Y
15	Borodkin	Y Hodge	Y Paschall	Y Stengel E
16	Boyd	Y Hoppe	Y Plant	Y Swenson Y
17	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
18	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
19	Clapp	Y Johnson	Y Rippy	Y Veiga Y
20	Cloer	Y Kester	Y Romanoff	Y Vigil Y
21	Coleman	Y King	E Saliman	Y Webster Y
22	Crane	Y Larson	Y Sanchez	Y Weddig Y
23	Daniel	Y Lawrence	Y Schultheis	Y White Y
24	Decker	Y Lee	Y Scott	Y Williams S. Y
25	Fairbank	Y Mace	E Sinclair	Y Williams T. Y
26	Fritz	Y Madden	Y Smith	Y Witwer Y
27	Garcia	Y Marshall	Y Snook	Y Young Y
28				Mr. Speaker E

29
 30
 31 The question being, "Shall the bill, as amended, pass?".
 32 A roll call vote was taken. As shown by the following recorded vote, a
 33 majority of those elected to the House voted in the affirmative, and the
 34 bill, as amended, was declared **repassed**.

36	YES 60	NO 0	EXCUSED 5	ABSENT 0
37				
38	Alexander	Y Groff	Y Miller	E Spence E
39	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
40	Berry	Y Hefley	Y Nuñez	Y Stafford Y
41	Borodkin	Y Hodge	Y Paschall	Y Stengel E
42	Boyd	Y Hoppe	Y Plant	Y Swenson Y
43	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
44	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
45	Clapp	Y Johnson	Y Rippy	Y Veiga Y
46	Cloer	Y Kester	Y Romanoff	Y Vigil Y
47	Coleman	Y King	E Saliman	Y Webster Y
48	Crane	Y Larson	Y Sanchez	Y Weddig Y
49	Daniel	Y Lawrence	Y Schultheis	Y White Y
50	Decker	Y Lee	Y Scott	Y Williams S. Y
51	Fairbank	Y Mace	E Sinclair	Y Williams T. Y
52	Fritz	Y Madden	Y Smith	Y Witwer Y
53	Garcia	Y Marshall	Y Snook	Y Young Y
54				Mr. Speaker Y

55
 56

1 **HB01-1387** by Representative(s) Snook; also Senator(s) Entz--
 2 Concerning measures designed to mitigate hazards
 3 originating from solid waste, and, in connection therewith,
 4 making an appropriation.
 5

6 (Amended as printed in Senate Journal, May 8, page 1303.)
 7

8 Representative Snook moved that the House **concur** in Senate amend-
 9 ments. The motion was declared **passed** by the following roll call vote:

10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30
	YES 57	NO 3	EXCUSED 5	ABSENT 0																
13	Alexander	Y	Groff	Y	Miller	E	Spence	E												
14	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	N												
15	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y												
16	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E												
17	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y												
18	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y												
19	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y												
20	Clapp	Y	Johnson	Y	Rippy	N	Veiga	Y												
21	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y												
22	Coleman	Y	King	E	Saliman	Y	Webster	Y												
23	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y												
24	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y												
25	Decker	Y	Lee	N	Scott	Y	Williams S.	Y												
26	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y												
27	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y												
28	Garcia	Y	Marshall	Y	Snook	Y	Young	Y												
29							Mr. Speaker	Y												

31
 32 The question being, "Shall the bill, as amended, pass?".
 33 A roll call vote was taken. As shown by the following recorded vote, a
 34 majority of those elected to the House voted in the affirmative, and the
 35 bill, as amended, was declared **repassed**.
 36

37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	
	YES 57	NO 3	EXCUSED 5	ABSENT 0																
38	Alexander	Y	Groff	Y	Miller	E	Spence	E												
39	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y												
40	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y												
41	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E												
42	Boyd	Y	Hoppe	Y	Plant	N	Swenson	Y												
43	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y												
44	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y												
45	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y												
46	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y												
47	Coleman	Y	King	E	Saliman	N	Webster	Y												
48	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y												
49	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y												
50	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y												
51	Fairbank	Y	Mace	E	Sinclair	Y	Williams T.	Y												
52	Fritz	Y	Madden	N	Smith	Y	Witwer	Y												
53	Garcia	Y	Marshall	Y	Snook	Y	Young	Y												
54							Mr. Speaker	Y												

55
 56 Co-sponsors added: Representatives Rippy, Sanchez, Smith, Webster, Weddig.

1 **HB01-1242** by Representative(s) Mitchell; also Senator(s) Gordon--
 2 Concerning substantive changes for strengthening of the
 3 criminal laws.

4
 5 (Amended as printed in Senate Journal, May 8, page 1327.)

6
 7 Representative Mitchell moved that the House **concur** in Senate amend-
 8 ments. The motion was declared **passed** by the following roll call vote:

10	YES 49	NO 12	EXCUSED 4	ABSENT 0
11				
12	Alexander	Y Groff	Y Miller	Y Spence E
13	Bacon	Y Grossman	Y Mitchell	Y Spradley N
14	Berry	N Hefley	Y Nuñez	Y Stafford Y
15	Borodkin	Y Hodge	Y Paschall	Y Stengel E
16	Boyd	Y Hoppe	Y Plant	Y Swenson Y
17	Cadman	N Jahn	Y Ragsdale	Y Tapia Y
18	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
19	Clapp	Y Johnson	Y Rippy	Y Veiga Y
20	Cloer	N Kester	Y Romanoff	N Vigil Y
21	Coleman	Y King	E Saliman	Y Webster Y
22	Crane	Y Larson	Y Sanchez	Y Weddig Y
23	Daniel	N Lawrence	Y Schultheis	Y White N
24	Decker	N Lee	Y Scott	Y Williams S. Y
25	Fairbank	Y Mace	E Sinclair	N Williams T. Y
26	Fritz	Y Madden	Y Smith	N Witwer Y
27	Garcia	Y Marshall	Y Snook	Y Young N
28				Mr. Speaker N

29
 30
 31 The question being, "Shall the bill, as amended, pass?".
 32 A roll call vote was taken. As shown by the following recorded vote, a
 33 majority of those elected to the House voted in the affirmative, and the
 34 bill, as amended, was declared **repassed**.

36	YES 60	NO 1	EXCUSED 4	ABSENT 0
37				
38	Alexander	Y Groff	Y Miller	Y Spence E
39	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
40	Berry	Y Hefley	Y Nuñez	Y Stafford Y
41	Borodkin	Y Hodge	Y Paschall	Y Stengel E
42	Boyd	Y Hoppe	Y Plant	Y Swenson Y
43	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
44	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
45	Clapp	Y Johnson	Y Rippy	Y Veiga Y
46	Cloer	Y Kester	Y Romanoff	Y Vigil Y
47	Coleman	Y King	E Saliman	Y Webster Y
48	Crane	Y Larson	Y Sanchez	Y Weddig Y
49	Daniel	Y Lawrence	Y Schultheis	Y White Y
50	Decker	Y Lee	Y Scott	Y Williams S. Y
51	Fairbank	Y Mace	E Sinclair	Y Williams T. Y
52	Fritz	Y Madden	Y Smith	Y Witwer Y
53	Garcia	Y Marshall	Y Snook	Y Young Y
54				Mr. Speaker N

55
 56 Co-sponsor added: Representative Lee.

1 **HB01-1394** by Representative(s) Sinclair, Marshall; also Senator(s)
 2 Matsunaka--Concerning the authority of the commissioner
 3 of insurance to establish component rating credit
 4 insurance, and making an appropriation therefor.
 5

6 (Amended as printed in Senate Journal, May 8, page 1331.)
 7

8 Representative Sinclair moved that the House **concur** in Senate amend-
 9 ments. The motion was declared **passed** by the following roll call vote:
 10

11	YES 61	NO 0	EXCUSED 4	ABSENT 0		
13	Alexander	Y	Groff	Y	Miller	Y Spence E
14	Bacon	Y	Grossman	Y	Mitchell	Y Spradley Y
15	Berry	Y	Hefley	Y	Nuñez	Y Stafford Y
16	Borodkin	Y	Hodge	Y	Paschall	Y Stengel E
17	Boyd	Y	Hoppe	Y	Plant	Y Swenson Y
18	Cadman	Y	Jahn	Y	Ragsdale	Y Tapia Y
19	Chavez	Y	Jameson	Y	Rhodes	Y Tochtrop Y
20	Clapp	Y	Johnson	Y	Rippy	Y Veiga Y
21	Cloer	Y	Kester	Y	Romanoff	Y Vigil Y
22	Coleman	Y	King	E	Saliman	Y Webster Y
23	Crane	Y	Larson	Y	Sanchez	Y Weddig Y
24	Daniel	Y	Lawrence	Y	Schultheis	Y White Y
25	Decker	Y	Lee	Y	Scott	Y Williams S. Y
26	Fairbank	Y	Mace	E	Sinclair	Y Williams T. Y
27	Fritz	Y	Madden	Y	Smith	Y Witwer Y
28	Garcia	Y	Marshall	Y	Snook	Y Young Y
29						Mr. Speaker Y

31
 32 The question being, "Shall the bill, as amended, pass?".
 33 A roll call vote was taken. As shown by the following recorded vote, a
 34 majority of those elected to the House voted in the affirmative, and the
 35 bill, as amended, was declared **repassed**.
 36

37	YES 61	NO 0	EXCUSED 4	ABSENT 0		
39	Alexander	Y	Groff	Y	Miller	Y Spence E
40	Bacon	Y	Grossman	Y	Mitchell	Y Spradley Y
41	Berry	Y	Hefley	Y	Nuñez	Y Stafford Y
42	Borodkin	Y	Hodge	Y	Paschall	Y Stengel E
43	Boyd	Y	Hoppe	Y	Plant	Y Swenson Y
44	Cadman	Y	Jahn	Y	Ragsdale	Y Tapia Y
45	Chavez	Y	Jameson	Y	Rhodes	Y Tochtrop Y
46	Clapp	Y	Johnson	Y	Rippy	Y Veiga Y
47	Cloer	Y	Kester	Y	Romanoff	Y Vigil Y
48	Coleman	Y	King	E	Saliman	Y Webster Y
49	Crane	Y	Larson	Y	Sanchez	Y Weddig Y
50	Daniel	Y	Lawrence	Y	Schultheis	Y White Y
51	Decker	Y	Lee	Y	Scott	Y Williams S. Y
52	Fairbank	Y	Mace	E	Sinclair	Y Williams T. Y
53	Fritz	Y	Madden	Y	Smith	Y Witwer Y
54	Garcia	Y	Marshall	Y	Snook	Y Young Y
55						Mr. Speaker Y

56

1 **HB01-1240** by Representative(s) Hoppe; also Senator(s) Entz--
 2 Concerning the creation of the water resources legislation
 3 review committee.

4
 5 (Amended as printed in Senate Journal, May 8, page 1331.)

6
 7 Representative Hoppe moved that the House **concur** in Senate amend-
 8 ments. The motion was declared **passed** by the following roll call vote:

9
 10 YES 61 NO 0 EXCUSED 4 ABSENT 0
 11 Alexander Y Groff Y Miller Y Spence E
 12 Bacon Y Grossman Y Mitchell Y Spradley Y
 13 Berry Y Hefley Y Nuñez Y Stafford Y
 14 Borodkin Y Hodge Y Paschall Y Stengel E
 15 Boyd Y Hoppe Y Plant Y Swenson Y
 16 Cadman Y Jahn Y Ragsdale Y Tapia Y
 17 Chavez Y Jameson Y Rhodes Y Tochtrop Y
 18 Clapp Y Johnson Y Rippy Y Veiga Y
 19 Cloer Y Kester Y Romanoff Y Vigil Y
 20 Coleman Y King E Saliman Y Webster Y
 21 Crane Y Larson Y Sanchez Y Weddig Y
 22 Daniel Y Lawrence Y Schultheis Y White Y
 23 Decker Y Lee Y Scott Y Williams S. Y
 24 Fairbank Y Mace E Sinclair Y Williams T. Y
 25 Fritz Y Madden Y Smith Y Witwer Y
 26 Garcia Y Marshall Y Snook Y Young Y
 27 Mr. Speaker Y

28
 29
 30 The question being, "Shall the bill, as amended, pass?"

31 A roll call vote was taken. As shown by the following recorded vote, a
 32 majority of those elected to the House voted in the affirmative, and the
 33 bill, as amended, was declared **repassed**.

34
 35 YES 54 NO 8 EXCUSED 3 ABSENT 0
 36 Alexander N Groff Y Miller N Spence E
 37 Bacon Y Grossman Y Mitchell Y Spradley Y
 38 Berry Y Hefley Y Nuñez Y Stafford Y
 39 Borodkin Y Hodge Y Paschall Y Stengel Y
 40 Boyd Y Hoppe Y Plant N Swenson Y
 41 Cadman Y Jahn Y Ragsdale Y Tapia Y
 42 Chavez Y Jameson Y Rhodes Y Tochtrop Y
 43 Clapp Y Johnson N Rippy Y Veiga Y
 44 Cloer Y Kester Y Romanoff Y Vigil Y
 45 Coleman Y King E Saliman N Webster Y
 46 Crane Y Larson N Sanchez Y Weddig Y
 47 Daniel Y Lawrence Y Schultheis Y White Y
 48 Decker Y Lee Y Scott Y Williams S. Y
 49 Fairbank Y Mace E Sinclair Y Williams T. Y
 50 Fritz Y Madden N Smith N Witwer Y
 51 Garcia Y Marshall Y Snook Y Young Y
 52 Mr. Speaker Y

53
 54 Co-sponsors added: Representatives Decker, Hodge, Spradley, Young,
 55 Mr. Speaker.

56

1 House in recess. House reconvened.
 2
 3

4
 5 **CONSIDERATION OF MEMORIAL**
 6

7 **SJM01-002** by Senator(s) Thiebaut; also Representative(s) Grossman--
 8 Memorializing former Minnesota Governor Harold
 9 Stassen.

10
 11 On motion of Representative Grossman, the memorial was **adopted** by
 12 the following roll call vote:
 13

14	YES 65	NO 0	EXCUSED 0	ABSENT 0				
16	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
17	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
18	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
19	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
20	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
21	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
22	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
23	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
24	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
25	Coleman	Y	King	Y	Saliman	Y	Webster	Y
26	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
27	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
28	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
29	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
30	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
31	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
32							Mr. Speaker	Y

33
 34 Co-sponsors added: Roll call of the House.
 35
 36

37
 38 **CONSENT GRANTED TO CONFERENCE COMMITTEE**
 39

40 Representative King moved that the First Conference Committee on
 41 **SB01-098** be granted permission to go beyond the scope of the difference
 42 between the House and the Senate. The motion was passed by the
 43 following roll call vote:
 44

45	YES 65	NO 0	EXCUSED 0	ABSENT 0				
47	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
48	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
49	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
50	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
51	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
52	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
53	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
54	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
55	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
56	Coleman	Y	King	Y	Saliman	Y	Webster	Y

1	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
2	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
3	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
4	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
5	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
6	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
7							Mr. Speaker	Y

8
9

10
11

MESSAGE FROM THE SENATE

12
13 Mr. Speaker:

14
15

The Senate voted to concur in House amendments to SB01-214, 210, 157,

16 240, 229 and repassed the bills as amended.

17
18

The Senate voted to concur in House amendments to SJR01-030 and

19 repassed the resolution as amended.

20
21

The Senate has adopted the First Report of the First Conference

22 Committee on HB01-1097, as printed in Senate Journal, May 9, and

23 repassed the bill as amended. The bill is returned herewith.

24
25

The Senate has adopted the First Report of the First Conference

26 Committee on HB01-1396, as printed in Senate Journal, May 9, and

27 repassed the bill as amended. The bill is returned herewith.

28
29

The Senate has adopted the First Report of the First Conference

30 Committee on SB01-113, as printed in Senate Journal, May 9, and

31 repassed the bill as amended.

32
33

The Senate has adopted the First Report of the First Conference

34 Committee on SB01-204, as printed in Senate Journal, May 9, and

35 repassed the bill as amended.

36
37

The Senate has adopted and returns herewith: HJR01-1055, 1054.

38
39

The Senate has passed on Third Reading and transmitted to the Revisor

40 of Statutes:

41
42

HB01-1409, amended as printed in Senate Journal, May 8, page 1303 and

43 on May 9.

44
45

In response to the request from the House HB01-1406, 1086 are returned

47 herewith.

48
49

50
51

FIRST REPORT OF FIRST CONFERENCE COMMITTEE on HB01-1097

52
53

This Report Amends the Reengrossed Bill.

54
55

To the President of the Senate and the

56 Speaker of the House of Representatives:

1 Your first conference committee appointed on HB01-1097,
2 concerning creation of the "Certified Capital Company Act", and, in
3 connection therewith, making an appropriation, has met and reports that
4 it has agreed upon the following:
5

6 That the Senate recede from its amendments made to the bill, as
7 said amendments appear in the rerevised bill, and that the following
8 amendments be substituted therefor:
9

10 Amend reengrossed bill, page 3, line 15, after "(1)", insert "(a)";

11
12 line 17, strike "(a)" and substitute "(I)";

13
14 line 19, strike "TEN" and substitute "FIFTEEN";

15
16 line 20, after "OTHER", insert "VOTING";

17
18 line 23, strike "(b)" and substitute "(II)" and, strike "TEN" and substitute
19 "FIFTEEN";

20
21 line 24, after "OTHER", insert "VOTING".

22
23 Page 4, line 4, strike "(c)" and substitute "(III)";

24
25 line 7, strike "(d)" and substitute "(IV)";

26
27 line 9, strike "(e)" and substitute "(V)";

28
29 after line 12, insert the following:
30

31 "(b) NOTWITHSTANDING PARAGRAPH (a) OF THIS SUBSECTION (1),
32 AN INVESTMENT BY A CERTIFIED INVESTOR IN A CERTIFIED CAPITAL
33 COMPANY PURSUANT TO AN ALLOCATION OF PREMIUM TAX CREDITS IN
34 ACCORDANCE WITH SECTION 10-3.5-106 SHALL NOT CAUSE SUCH
35 CERTIFIED CAPITAL COMPANY TO BECOME AN AFFILIATE OF SUCH
36 CERTIFIED INVESTOR.";

37
38 line 27, strike "BUSINESSES," and substitute "BUSINESSES OR QUALIFIED
39 RURAL BUSINESSES,".

40
41 Page 5, after line 4, insert the following:
42

43 "(6) "DESIGNATED RURAL COUNTY" MEANS ANY COUNTY, BUT NOT
44 ANY CITY AND COUNTY, IN THIS STATE THAT, AS OF THE EFFECTIVE DATE
45 OF THIS ARTICLE, HAS A POPULATION OF NOT MORE THAN ONE HUNDRED
46 FIFTY THOUSAND PEOPLE AND, IF THE COUNTY'S POPULATION EXCEEDS
47 TWENTY THOUSAND PEOPLE, THAT HAS A GROWTH RATE THAT DOES NOT
48 EXCEED THE STATEWIDE AVERAGE FOR THE PERIOD 1990-2000 BY MORE
49 THAN TWENTY-FIVE PERCENT AS DEFINED IN THE TWO MOST RECENT
50 DECENNIAL CENSUSES.

51
52 (7) "DISTRESSED URBAN COMMUNITY" MEANS ANY COUNTY OR
53 PORTION OF A COUNTY IN THIS STATE AS DEFINED BY THE OFFICE.".

54
55 Renumber succeeding subsections accordingly.
56

1 Page 5, line 13, after "SHALL", insert "INDICATE WHETHER THE PREMIUM
2 TAX CREDIT ALLOCATION CLAIM IS FOR AN ALLOCATION OF PREMIUM TAX
3 CREDITS PURSUANT TO SECTION 10-3.5-106 (2) (a) (I), (2) (a) (II), (2) (b)
4 (I), OR (2) (b) (II), AND SHALL".

5
6 Page 6, line 3, strike "ACCOUNTANTS, LAWYERS, OR" and substitute
7 "ACCOUNTANTS OR LAWYERS.";

8
9 strike line 4.

10
11 Page 7, line 14, after "BUSINESS", insert "OR QUALIFIED RURAL BUSINESS";

12
13 line 19, strike "WARRANTS." and substitute "WARRANTS; EXCEPT THAT
14 WITH RESPECT TO ALL CERTIFIED CAPITAL INVESTED PURSUANT TO AN
15 ALLOCATION OF TAX CREDITS PURSUANT TO SECTION 10-3.5-106 (2) (a) (I)
16 OR (2) (b) (I), THE INVESTMENT SHALL BE MADE IN A QUALIFIED RURAL
17 BUSINESS.";

18
19 before line 20, insert the following:

20
21 "(15) "QUALIFIED RURAL BUSINESS" MEANS A QUALIFIED BUSINESS
22 THAT HAS ITS PRINCIPAL BUSINESS OPERATIONS IN A DESIGNATED RURAL
23 COUNTY.".

24
25 Renumber succeeding subsection accordingly.

26
27 Page 8, line 17, after "OF", insert "MONEY MANAGEMENT" and, strike
28 "INDUSTRY." and substitute "INDUSTRY; EXCEPT THAT AN APPLICANT THAT
29 SEEKS TO BE CERTIFIED WITH RESPECT TO PREMIUM TAX CREDITS TO BE
30 ALLOCATED PURSUANT TO SECTION 10-3.5-106 (2) (a) (I) OR (2) (b) (I)
31 NEED ONLY HAVE AT LEAST TWO PRINCIPALS OR AT LEAST TWO PERSONS
32 EMPLOYED TO MANAGE THE FUNDS WHO EACH HAVE AT LEAST TWO YEARS
33 OF EXPERIENCE IN EITHER THE VENTURE CAPITAL OR INVESTMENT BANKING
34 INDUSTRY.".

35
36 Page 9, line 22, after the period, add "THE CERTIFICATION ISSUED BY THE
37 OFFICE SHALL INDICATE WHETHER THE CERTIFICATION IS APPLICABLE ONLY
38 TO CREDITS TO BE ALLOCATED PURSUANT TO SECTION 10-3.5-106 (2) (a)
39 (I) OR (2) (b) (I).";

40
41 strike lines 25 through 27 and substitute the following:

42
43 "(I) BENEFICIALLY OWN, WHETHER THROUGH RIGHTS, OPTIONS,
44 CONVERTIBLE INTERESTS, OR OTHERWISE, FIFTEEN PERCENT OR MORE OF
45 THE VOTING SECURITIES OR OTHER VOTING OWNERSHIP INTERESTS OF A
46 CERTIFIED CAPITAL COMPANY;".

47
48 Page 11, strike line 16 and substitute the following:

49
50 "FORWARD FOR UP TO TEN YEARS FROM THE DATE ON WHICH THE CREDIT
51 MAY FIRST BE UTILIZED.".

52
53 Page 12, line 11, strike "(1)." and substitute "(1); EXCEPT THAT A
54 CERTIFIED CAPITAL COMPANY WHOSE CERTIFICATION IS APPLICABLE ONLY
55 TO CREDITS TO BE ALLOCATED PURSUANT TO SECTION 10-3.5-106 (2) (a)
56 (I) OR (2) (b) (I) SHALL NOT FILE PREMIUM TAX CREDIT ALLOCATION

1 CLAIMS IN EXCESS OF THE MAXIMUM AMOUNT OF CERTIFIED CAPITAL FOR
2 WHICH PREMIUM TAX CREDITS MAY BE ALLOWED PURSUANT TO SUCH
3 SECTION 10-3.5-106 (2) (a) (I) OR (2) (b) (I) AT THE TIME OF FILING.";

4
5 strike lines 12 through 16 and substitute the following:

6
7 "(2) (a) WITH REGARD TO INVESTMENTS TO BE MADE IN CERTIFIED
8 CAPITAL COMPANIES NO EARLIER THAN JANUARY 31, 2002, BUT PRIOR TO
9 JANUARY 31, 2004:

10
11 (I) TWENTY-FIVE MILLION DOLLARS OF CERTIFIED CAPITAL FOR
12 WHICH PREMIUM TAX CREDITS ARE ALLOWED SHALL BE ALLOCATED TO
13 CERTIFIED INVESTORS IN CERTIFIED CAPITAL COMPANIES IN THE ORDER IN
14 WHICH PREMIUM TAX CREDIT ALLOCATION CLAIMS THAT REQUEST AN
15 ALLOCATION OF PREMIUM TAX CREDITS UNDER THIS SUBPARAGRAPH (I)
16 ARE FILED WITH THE OFFICE BY CERTIFIED CAPITAL COMPANIES ON BEHALF
17 OF THEIR CERTIFIED INVESTORS; AND

18
19 (II) AFTER ALL TWENTY-FIVE MILLION DOLLARS HAVE BEEN
20 ALLOCATED PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH (a),
21 SEVENTY-FIVE MILLION DOLLARS OF CERTIFIED CAPITAL FOR WHICH
22 PREMIUM TAX CREDITS ARE ALLOWED SHALL BE ALLOCATED TO CERTIFIED
23 INVESTORS IN CERTIFIED CAPITAL COMPANIES IN THE ORDER IN WHICH
24 PREMIUM TAX CREDIT ALLOCATION CLAIMS THAT REQUEST AN ALLOCATION
25 OF PREMIUM TAX CREDITS UNDER THIS SUBPARAGRAPH (II) ARE FILED WITH
26 THE OFFICE BY CERTIFIED CAPITAL COMPANIES ON BEHALF OF THEIR
27 CERTIFIED INVESTORS.

28
29 (b) WITH REGARD TO INVESTMENTS TO BE MADE IN CERTIFIED
30 CAPITAL COMPANIES AFTER JANUARY 31, 2004:

31
32 (I) TWENTY-FIVE MILLION DOLLARS OF CERTIFIED CAPITAL FOR
33 WHICH PREMIUM TAX CREDITS ARE ALLOWED SHALL BE ALLOCATED TO
34 CERTIFIED INVESTORS IN CERTIFIED CAPITAL COMPANIES IN THE ORDER IN
35 WHICH PREMIUM TAX CREDIT ALLOCATION CLAIMS THAT REQUEST AN
36 ALLOCATION OF PREMIUM TAX CREDITS UNDER THIS SUBPARAGRAPH (I)
37 ARE FILED WITH THE OFFICE BY CERTIFIED CAPITAL COMPANIES ON BEHALF
38 OF THEIR CERTIFIED INVESTORS; AND

39
40 (II) AFTER ALL TWENTY-FIVE MILLION DOLLARS HAVE BEEN
41 ALLOCATED PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH (b),
42 SEVENTY-FIVE MILLION DOLLARS OF CERTIFIED CAPITAL FOR WHICH
43 PREMIUM TAX CREDITS ARE ALLOWED SHALL BE ALLOCATED TO CERTIFIED
44 INVESTORS IN CERTIFIED CAPITAL COMPANIES IN THE ORDER IN WHICH
45 PREMIUM TAX CREDIT ALLOCATION CLAIMS THAT REQUEST AN ALLOCATION
46 OF PREMIUM TAX CREDITS UNDER THIS SUBPARAGRAPH (II) ARE FILED WITH
47 THE OFFICE BY CERTIFIED CAPITAL COMPANIES ON BEHALF OF THEIR
48 CERTIFIED INVESTORS.";

49
50 line 18, after "CLAIMS", insert "SEEKING AN ALLOCATION OF PREMIUM TAX
51 CREDITS PURSUANT TO THE SAME SUBPARAGRAPH OF THE SAME
52 PARAGRAPH OF SUBSECTION (2) OF THIS SECTION";

53
54 line 22, strike "SUBSECTION (1) OF THIS SECTION" and substitute "SUCH
55 PARTICULAR SUBPARAGRAPH";

56

1 line 23, after "ALLOWED", insert "UNDER SUCH PARTICULAR
2 SUBPARAGRAPH";

3
4 line 27, strike "SUBSECTION (1) OF THIS SECTION" and substitute "SUCH
5 PARTICULAR SUBPARAGRAPH".

6
7 Page 13, line 1, after "CLAIM", insert "UNDER SUCH PARTICULAR
8 SUBPARAGRAPH";

9
10 line 2, after "CLAIMS", insert "SEEKING AN ALLOCATION OF PREMIUM TAX
11 CREDITS PURSUANT TO THE SAME SUBPARAGRAPH OF THE SAME
12 PARAGRAPH OF SUBSECTION (2) OF THIS SECTION";

13
14 line 18, after "COMPANIES", insert "THAT FILED PREMIUM TAX CREDIT
15 ALLOCATION CLAIMS UNDER THE SAME SUBPARAGRAPH UNDER WHICH THE
16 FORFEITED CREDITS WERE ALLOCATED".

17
18 Page 14, line 3, strike "FILING." and substitute the following:

19
20 "FILING; EXCEPT THAT A CERTIFIED INVESTOR THAT FILES A PREMIUM TAX
21 CREDIT ALLOCATION CLAIM FOR AN INVESTMENT IN A CERTIFIED CAPITAL
22 COMPANY WHOSE CERTIFICATION IS APPLICABLE ONLY TO CREDITS TO BE
23 ALLOCATED PURSUANT TO SECTION 10-3.5-106 (2) (a) (I) OR (2) (b) (I)
24 SHALL NOT FILE, ON AN AGGREGATE BASIS WITH ITS AFFILIATES, PREMIUM
25 TAX CREDIT ALLOCATION CLAIMS IN EXCESS OF THE MAXIMUM AMOUNT OF
26 CERTIFIED CAPITAL FOR WHICH PREMIUM TAX CREDITS MAY BE ALLOWED
27 PURSUANT TO SUCH SECTIONS AT THE TIME OF FILING.

28
29 (7) UNLESS ITS CERTIFICATION INDICATES OTHERWISE, A CERTIFIED
30 CAPITAL COMPANY MAY FILE PREMIUM TAX CREDIT ALLOCATION CLAIMS
31 ON BEHALF OF ITS CERTIFIED INVESTORS PURSUANT TO EITHER OR BOTH OF
32 THE SUBPARAGRAPHS OF PARAGRAPHS (a) AND (b) OF SUBSECTION (2) OF
33 THIS SECTION. IF THE CERTIFIED INVESTORS OF A CERTIFIED CAPITAL
34 COMPANY ARE ALLOCATED PREMIUM TAX CREDITS PURSUANT TO BOTH
35 SUBPARAGRAPHS OF PARAGRAPHS (a) AND (b) OF SUBSECTION (2) OF THIS
36 SECTION, THE REQUIREMENTS OF THIS ACT SHALL APPLY TO THE CERTIFIED
37 CAPITAL INVESTED PURSUANT TO EACH SUCH ALLOCATION ON A SEPARATE
38 AND INDEPENDENT BASIS.";

39
40 line 23, strike "INVESTS IN A" and substitute "HAS RAISED CERTIFIED
41 CAPITAL PURSUANT TO AN ALLOCATION UNDER SECTION 10-3.5-106 (2) (a)
42 (II) OR (2) (b) (II) SHALL BE DEEMED TO HAVE INVESTED TWO DOLLARS
43 FOR EVERY DOLLAR ACTUALLY INVESTED IN A QUALIFIED RURAL BUSINESS
44 OR QUALIFIED BUSINESS THAT HAS ITS PRINCIPAL BUSINESS OPERATIONS
45 LOCATED IN A DISTRESSED URBAN COMMUNITY FROM CERTIFIED CAPITAL
46 RAISED UNDER SUCH SECTION.";

47
48 strike lines 24 through 27.

49
50 Page 15, line 1, strike "INVESTED.";

51
52 line 5, after "QUALIFIED BUSINESS", insert "OR QUALIFIED RURAL
53 BUSINESS";

54
55 line 7, after "BUSINESS", insert "OR QUALIFIED RURAL BUSINESS, AS
56 APPLICABLE,";

- 1 line 11, after "QUALIFIED BUSINESS", insert "OR QUALIFIED RURAL
2 BUSINESS, AS APPLICABLE,";
3
- 4 line 15, strike "BUSINESS." and substitute "BUSINESS OR QUALIFIED RURAL
5 BUSINESS.";
6
- 7 line 19, strike "BUSINESS." and substitute "BUSINESS OR QUALIFIED RURAL
8 BUSINESS, AS APPLICABLE.";
9
- 10 line 22, after "BUSINESS", insert "OR QUALIFIED RURAL BUSINESS, AS
11 APPLICABLE,";
12
- 13 line 27, strike "BUSINESS." and substitute "BUSINESS OR QUALIFIED RURAL
14 BUSINESS, AS APPLICABLE.".
15
- 16 Page 16, line 3, strike "(9)," and substitute "(11) OR (15), AS
17 APPLICABLE,";
18
- 19 line 4, after "BUSINESS", insert "OR QUALIFIED RURAL BUSINESS, AS
20 APPLICABLE,";
21
- 22 line 5, strike "OFFICE" and substitute "COLORADO ECONOMIC
23 DEVELOPMENT COMMISSION".
24
- 25 Page 17, line 6, after "SHALL", insert "PROVIDE THE OFFICE WITH A COPY
26 OF ALL DOCUMENTS RELATING TO EACH CERTIFIED INVESTOR'S
27 INVESTMENT OF CERTIFIED CAPITAL, AND SHALL".
28
- 29 Page 18, after line 10, insert the following:
30
- 31 "(e) DURING EACH CALENDAR YEAR FROM 2003 TO 2010, THE
32 OFFICE SHALL HOLD A MEETING IN EACH OF FIVE COUNTIES THAT HAVE
33 POPULATIONS OF NO MORE THAN ONE HUNDRED FIFTY THOUSAND PERSONS
34 AT WHICH A REPRESENTATIVE FROM EACH CERTIFIED CAPITAL COMPANY
35 SHALL BE PRESENT TO REVIEW BUSINESS PLANS FROM QUALIFIED
36 BUSINESSES HEADQUARTERED IN THOSE COUNTIES."
37
- 38 Page 19, line 15, strike "FIFTEEN" and substitute "TEN";
39
- 40 line 22, strike "FIFTEEN" and substitute "TEN";
41
- 42 line 25, strike "TWENTY-FIVE" and substitute "THIRTY";
43
- 44 line 27, strike "FIFTEEN" and substitute "TEN".
45
- 46 Page 20, line 7, after "TO", insert "ONE-HALF OF".
47
- 48 Page 21, after line 10, insert the following:
49
- 50 "(d) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN
51 SERVICES SHALL DIRECT EACH CERTIFIED CAPITAL COMPANY THAT
52 REPORTS TO THE DIVISION PURSUANT TO PARAGRAPH (b) OF THIS
53 SUBSECTION (3) TO TRANSFER TO ONE OR MORE APPROVED COMMUNITY
54 MENTAL HEALTH CLINICS OR APPROVED COMMUNITY MENTAL HEALTH
55 CENTERS, AS DEFINED IN SECTION 27-1-201, C.R.S., AN AMOUNT OF
56 MONEY EQUAL TO ONE-HALF OF THE AMOUNT IDENTIFIED IN SUCH REPORT

1 TO BE USED SOLELY FOR THE PURPOSES IDENTIFIED IN SECTIONS 27-1-203
2 AND 27-1-204 (5), C.R.S., TAKING INTO ACCOUNT THE STANDARDS
3 CONTAINED IN SECTION 27-1-205, C.R.S."

4

5 Page 22, line 6, strike "MAY" and substitute "SHALL".

6

7 Page 26, after line 4, insert the following:

8

9 "(4) BY JANUARY 1, 2004, THE OFFICE SHALL SUBMIT A REPORT TO
10 THE GENERAL ASSEMBLY REGARDING THE EFFECTS OF THE
11 IMPLEMENTATION OF ARTICLE 3.5 OF TITLE 10, C.R.S.";

12

13 strike lines 26 and 27.

14

15 Page 27, strike lines 1 through 14, and substitute the following:

16

17 **"SECTION 4. Appropriation.** (1) In addition to any other
18 appropriation, there is hereby appropriated, out of any moneys in the
19 division of insurance cash fund created in section 10-1-103, Colorado
20 Revised Statutes, not otherwise appropriated, to the governor - lieutenant
21 governor - state planning and budgeting, for allocation to the office of
22 economic development, for the fiscal year beginning July 1, 2001, the
23 sum of eighty-four thousand one hundred sixty-eight dollars (\$84,168)
24 and 1.0 FTE, or so much thereof as may be necessary, for the
25 implementation of this act.

26

27 (2) In addition to any other appropriation, there is hereby
28 appropriated, out of any moneys in the division of insurance cash fund
29 created in section 10-1-103, Colorado Revised Statutes, not otherwise
30 appropriated, to the governor - lieutenant governor - state planning and
31 budgeting, for allocation to the office of the governor, for the provision
32 of legal services, for the fiscal year beginning July 1, 2001, the sum of
33 two thousand two hundred thirty-two dollars (\$2,232), or so much thereof
34 as may be necessary, for the implementation of this act.

35

36 (3) In addition to any other appropriation, there is hereby
37 appropriated, to the department of law, for the fiscal year beginning July
38 1, 2001, the sum of two thousand two hundred thirty-two dollars
39 (\$2,232), or so much thereof as may be necessary, for the provision of
40 legal services to the office of economic development related to the
41 implementation of this act. Such sum shall be from cash funds exempt
42 received from the office of the governor out of the appropriation made in
43 subsection (2) of this section."

44

45 Respectfully submitted,

46

House Committee:

47

Doug Dean

48

Nolbert Chavez

49

Diane Hoppe

50

51

52

53

54

55

Senate Committee:

Stan Matsunaka

Doug Linkhart

Ronald Teck

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
on HB01-1396**

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 HB01-1396,
concerning measures to improve the availability of employer-sponsored
health insurance for employers with fewer than fifty employees, has met
and reports that it has agreed upon the following:

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

Amend rerevised bill, page 3, line 12, strike "taxable" and substitute
"~~taxable~~ GROSS";

line 15, strike "taxable" and substitute "~~taxable~~ GROSS".

Respectfully submitted,

House Committee:

Lola Spradley
Tambor Williams
Abel Tapia

Senate Committee:

Bob Hagedorn
Stephanie Takis
Jack Taylor

CONSIDERATION OF RESOLUTION

SJR01-018 by Senator(s) Lamborn, May, Andrews, Epps, Hillman,
McElhany, Musgrave; also Representative(s) Hefley,
Nuñez--Concerning naming a portion of Interstate 25.

On motion of Representative Hefley, the resolution was read at length
and **adopted** by **viva voce** vote.

Co-sponsors added: Representatives Alexander, Berry, Cadman, Clapp, Cloer,
Crane, Dean, Decker, Fairbank, Fritz, Hoppe, Johnson, Kester, King, Larson,
Lawrence, Miller, Mitchell, Paschall, Rippy, Rhodes, Schultheis, Scott, Sinclair,
Smith, Snook, Spence, Spradley, Stafford, Stengel, Swenson, Webster, White,
Witwer, Young, Mr. Speaker.

MESSAGE FROM THE SENATE

Mr. Speaker:

The Senate has postponed indefinitely and returns herewith: HB01-1003.

MESSAGE FROM THE REVISOR

We herewith transmit without comment, as amended, HB01-1409.

1 **CONSIDERATION OF CONFERENCE COMMITTEE REPORTS**

2
3 **HB01-1097** by Representative(s) Dean; also Senator(s) Matsunaka--
4 Concerning creation of the "Certified Capital Company
5 Act", and, in connection therewith, making an
6 appropriation.

7
8 (Conference Committee Report printed in House Journal, May 9,
9 pages 1819-1825.)

10
11 On motion of Representative Dean, the Conference Committee Report
12 was **adopted** by the following roll call vote:

13
14 YES 53 NO 12 EXCUSED 0 ABSENT 0

15								
16	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
17	Bacon	N	Grossman	Y	Mitchell	N	Spradley	N
18	Berry	Y	Hefley	Y	Nuñez	N	Stafford	Y
19	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	N
20	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
21	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
22	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
23	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
24	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
25	Coleman	Y	King	Y	Saliman	Y	Webster	Y
26	Crane	Y	Larson	N	Sanchez	Y	Weddig	Y
27	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
28	Decker	N	Lee	N	Scott	N	Williams S.	Y
29	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	N
30	Fritz	Y	Madden	Y	Smith	Y	Witwer	N
31	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
32							Mr. Speaker	Y

33
34
35

36 The question being "Shall the bill, as amended, pass?".

37 A roll call vote was taken. As shown by the following recorded vote, a
38 majority of those elected to the House voted in the affirmative and the
39 bill, as amended, was declared **repassed**.

40
41 YES 51 NO 13 EXCUSED 1 ABSENT 0

42								
43	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
44	Bacon	N	Grossman	Y	Mitchell	N	Spradley	N
45	Berry	Y	Hefley	Y	Nuñez	N	Stafford	Y
46	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	E
47	Boyd	Y	Hoppe	Y	Plant	N	Swenson	Y
48	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
49	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	N
50	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
51	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
52	Coleman	Y	King	Y	Saliman	N	Webster	Y
53	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
54	Daniel	Y	Lawrence	Y	Schultheis	N	White	Y
55	Decker	N	Lee	Y	Scott	N	Williams S.	Y
56	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	N

1	Fritz	Y	Madden	Y	Smith	Y	Witwer	N
2	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
3							Mr. Speaker	Y

4
5 Co-sponsors added: Representatives Chavez, Daniel, Groff, Marshall, Rippy,
6 Tapia, Webster.

7
8 **HB01-1396** by Representative(s) Spradley; also Senator(s) Hagedorn--
9 Concerning measures to improve the availability of
10 employer-sponsored health insurance for employers with
11 fewer than fifty employees.

12
13 (Conference Committee Report printed in House Journal, May 9,
14 page 1826.)

15
16 On motion of Representative Spradley, the Conference Committee Report
17 was **adopted** by the following roll call vote:

18	19	YES	62	NO	2	EXCUSED	1	ABSENT	0
20	21	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
	22	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
	23	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
	24	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
	25	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
	26	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
	27	Chavez	Y	Jameson	N	Rhodes	Y	Tochtrop	Y
	28	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
	29	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
	30	Coleman	Y	King	Y	Saliman	Y	Webster	Y
	31	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
	32	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
	33	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
	34	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
	35	Fritz	E	Madden	Y	Smith	Y	Witwer	Y
	36	Garcia	N	Marshall	Y	Snook	Y	Young	Y
	37							Mr. Speaker	Y

38
39
40 The question being "Shall the bill, as amended, pass?".

41 A roll call vote was taken. As shown by the following recorded vote, a
42 majority of those elected to the House voted in the affirmative and the
43 bill, as amended, was declared **repassed**.

44	45	YES	62	NO	3	EXCUSED	0	ABSENT	0
46	47	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
	48	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
	49	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
	50	Borodkin	Y	Hodge	N	Paschall	Y	Stengel	Y
	51	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
	52	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
	53	Chavez	Y	Jameson	N	Rhodes	Y	Tochtrop	Y
	54	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
	55	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
	56	Coleman	Y	King	Y	Saliman	Y	Webster	Y

1	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
2	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
3	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
4	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
5	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
6	Garcia	N	Marshall	Y	Snook	Y	Young	Y
7							Mr. Speaker	Y

8
9 Co-sponsors added: Representatives Marshall, Young, Mr. Speaker.

10
11
12
13 **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS**

14
15 **HB01-1402** by Representative(s) Paschall, Dean; also Senator(s) Dyer
16 (Arapahoe)--Concerning extension of the contract for
17 enhanced emissions inspections for motor vehicles, and
18 making an appropriation in connection therewith.

19
20 (Amended as printed in Senate Journal, May 4, pages 1228-1230.)

21
22 Representative Paschall moved that the House **concur** in Senate amend-
23 ments. The motion was declared **passed** by the following roll call vote:

24								
25	<u>YES</u>	58	<u>NO</u>	6	<u>EXCUSED</u>	1	<u>ABSENT</u>	0
26								
27	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
28	Bacon	Y	Grossman	Y	Mitchell	E	Spradley	N
29	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
30	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
31	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
32	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
33	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
34	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
35	Cloer	N	Kester	Y	Romanoff	Y	Vigil	Y
36	Coleman	Y	King	N	Saliman	Y	Webster	Y
37	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
38	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
39	Decker	N	Lee	Y	Scott	Y	Williams S.	Y
40	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
41	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
42	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
43							Mr. Speaker	N

44
45
46 The question being, "Shall the bill, as amended, pass?".

47 A roll call vote was taken. As shown by the following recorded vote, a
48 majority of those elected to the House voted in the affirmative, and the
49 bill, as amended, was declared **repassed**.

50								
51	<u>YES</u>	64	<u>NO</u>	0	<u>EXCUSED</u>	1	<u>ABSENT</u>	0
52								
53	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
54	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
55	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
56	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y

1	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
2	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
3	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
4	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
5	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
6	Coleman	Y	King	Y	Saliman	Y	Webster	Y
7	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
8	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
9	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
10	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	E
11	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
12	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
13							Mr. Speaker	Y

15 Co-sponsors added: Representatives Chavez, Groff, Hoppe, Larson, Mace,
16 Miller, Rippy, Williams S.

17
18
19 **HB01-1390** by Representative(s) Romanoff, Fairbank, Grossman,
20 Mitchell, Sinclair; also Senator(s) McElhany--Concerning
21 the enforcement of the reporting requirements under the
22 "Fair Campaign Practices Act".
23

24 (Amended as printed in Senate Journal, May 8, page 1303, and on Third
25 Reading, May 9.)
26

27 Representative Romanoff moved that the House **concur** in Senate amend-
28 ments. The motion was declared **passed** by the following roll call vote:
29

30	YES	65	NO	0	EXCUSED	0	ABSENT	0
31								
32	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
33	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
34	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
35	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
36	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
37	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
38	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
39	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
40	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
41	Coleman	Y	King	Y	Saliman	Y	Webster	Y
42	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
43	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
44	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
45	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
46	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
47	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
48							Mr. Speaker	Y

50
51 The question being, "Shall the bill, as amended, pass?"

52 A roll call vote was taken. As shown by the following recorded vote, a
53 majority of those elected to the House voted in the affirmative, and the
54 bill, as amended, was declared **repassed**.

55

	YES 64	NO 1	EXCUSED 0	ABSENT 0			
1							
2							
3	Alexander	Y Groff	Y Miller	Y Spence	Y		Y
4	Bacon	Y Grossman	Y Mitchell	Y Spradley	Y		Y
5	Berry	Y Hefley	Y Nuñez	Y Stafford	Y		Y
6	Borodkin	Y Hodge	Y Paschall	Y Stengel	Y		Y
7	Boyd	Y Hoppe	Y Plant	Y Swenson	Y		Y
8	Cadman	Y Jahn	Y Ragsdale	Y Tapia	Y		Y
9	Chavez	Y Jameson	Y Rhodes	N Tochtrop	Y		Y
10	Clapp	Y Johnson	Y Rippy	Y Veiga	Y		Y
11	Cloer	Y Kester	Y Romanoff	Y Vigil	Y		Y
12	Coleman	Y King	Y Saliman	Y Webster	Y		Y
13	Crane	Y Larson	Y Sanchez	Y Weddig	Y		Y
14	Daniel	Y Lawrence	Y Schultheis	Y White	Y		Y
15	Decker	Y Lee	Y Scott	Y Williams S.	Y		Y
16	Fairbank	Y Mace	Y Sinclair	Y Williams T.	Y		Y
17	Fritz	Y Madden	Y Smith	Y Witwer	Y		Y
18	Garcia	Y Marshall	Y Snook	Y Young	Y		Y
19				Mr. Speaker	Y		Y

21
 22 **HB01-1262** by Representative(s) Spence; also Senator(s) Anderson--
 23 Concerning the implementation of section 17 of article IX
 24 of the state constitution.

25
 26 (Amended as printed in Senate Journal, May 8, pages 1329-1331.)

27
 28 Representative Spence moved that the House **concur** in Senate amend-
 29 ments. The motion was declared **passed** by the following roll call vote:

	YES 65	NO 0	EXCUSED 0	ABSENT 0			
31							
32							
33	Alexander	Y Groff	Y Miller	Y Spence	Y		Y
34	Bacon	Y Grossman	Y Mitchell	Y Spradley	Y		Y
35	Berry	Y Hefley	Y Nuñez	Y Stafford	Y		Y
36	Borodkin	Y Hodge	Y Paschall	Y Stengel	Y		Y
37	Boyd	Y Hoppe	Y Plant	Y Swenson	Y		Y
38	Cadman	Y Jahn	Y Ragsdale	Y Tapia	Y		Y
39	Chavez	Y Jameson	Y Rhodes	Y Tochtrop	Y		Y
40	Clapp	Y Johnson	Y Rippy	Y Veiga	Y		Y
41	Cloer	Y Kester	Y Romanoff	Y Vigil	Y		Y
42	Coleman	Y King	Y Saliman	Y Webster	Y		Y
43	Crane	Y Larson	Y Sanchez	Y Weddig	Y		Y
44	Daniel	Y Lawrence	Y Schultheis	Y White	Y		Y
45	Decker	Y Lee	Y Scott	Y Williams S.	Y		Y
46	Fairbank	Y Mace	Y Sinclair	Y Williams T.	Y		Y
47	Fritz	Y Madden	Y Smith	Y Witwer	Y		Y
48	Garcia	Y Marshall	Y Snook	Y Young	Y		Y
49				Mr. Speaker	Y		Y

50
 51
 52 The question being, "Shall the bill, as amended, pass?"

53 A roll call vote was taken. As shown by the following recorded vote, a
 54 majority of those elected to the House voted in the affirmative, and the
 55 bill, as amended, was declared **repassed**.

56

	YES 65	NO 0	EXCUSED 0	ABSENT 0
1				
2				
3	Alexander	Y Groff	Y Miller	Y Spence Y
4	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
5	Berry	Y Hefley	Y Nuñez	Y Stafford Y
6	Borodkin	Y Hodge	Y Paschall	Y Stengel Y
7	Boyd	Y Hoppe	Y Plant	Y Swenson Y
8	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
9	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
10	Clapp	Y Johnson	Y Rippy	Y Veiga Y
11	Cloer	Y Kester	Y Romanoff	Y Vigil Y
12	Coleman	Y King	Y Saliman	Y Webster Y
13	Crane	Y Larson	Y Sanchez	Y Weddig Y
14	Daniel	Y Lawrence	Y Schultheis	Y White Y
15	Decker	Y Lee	Y Scott	Y Williams S. Y
16	Fairbank	Y Mace	Y Sinclair	Y Williams T. Y
17	Fritz	Y Madden	Y Smith	Y Witwer Y
18	Garcia	Y Marshall	Y Snook	Y Young Y
19				Mr. Speaker Y

20
21 Co-sponsor added: Representative Lee.

22
23 **HB01-1409** by Representative(s) Lawrence, Larson, Miller; also
24 Senator(s) Phillips, Windels, McElhany--Concerning the
25 authorization of the executive director of the department
26 of personnel to purchase, on behalf of the state, property
27 located at 1570 Grant Street, Denver, Colorado, and
28 making an appropriation in connection therewith.

29
30 (Amended as printed in Senate Journal, May 8, page 1303 and on May 9.)

31
32 Representative Lawrence moved that the House **concur** in Senate amend-
33 ments. The motion was declared **passed** by the following roll call vote:

	YES 65	NO 0	EXCUSED 0	ABSENT 0
35				
36				
37	Alexander	Y Groff	Y Miller	Y Spence Y
38	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
39	Berry	Y Hefley	Y Nuñez	Y Stafford Y
40	Borodkin	Y Hodge	Y Paschall	Y Stengel Y
41	Boyd	Y Hoppe	Y Plant	Y Swenson Y
42	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
43	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
44	Clapp	Y Johnson	Y Rippy	Y Veiga Y
45	Cloer	Y Kester	Y Romanoff	Y Vigil Y
46	Coleman	Y King	Y Saliman	Y Webster Y
47	Crane	Y Larson	Y Sanchez	Y Weddig Y
48	Daniel	Y Lawrence	Y Schultheis	Y White Y
49	Decker	Y Lee	Y Scott	Y Williams S. Y
50	Fairbank	Y Mace	Y Sinclair	Y Williams T. Y
51	Fritz	Y Madden	Y Smith	Y Witwer Y
52	Garcia	Y Marshall	Y Snook	Y Young Y
53				Mr. Speaker Y

54
55

1 The question being, "Shall the bill, as amended, pass?".
 2 A roll call vote was taken. As shown by the following recorded vote, a
 3 majority of those elected to the House voted in the affirmative, and the
 4 bill, as amended, was declared **repassed**.

	YES 64	NO 1	EXCUSED 0	ABSENT 0			
8 Alexander	Y	Groff	Y	Miller	Y	Spence	Y
9 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
10 Berry	Y	Hefley	Y	Nuñez	N	Stafford	Y
11 Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
12 Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
13 Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
14 Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
15 Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
16 Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
17 Coleman	Y	King	Y	Saliman	Y	Webster	Y
18 Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
19 Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
20 Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
21 Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
22 Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
23 Garcia	Y	Marshall	Y	Snook	Y	Young	Y
						Mr. Speaker	Y

26 Co-sponsors added: Representatives Coleman, Mace, Rippy.

MESSAGE FROM THE SENATE

31 Mr. Speaker:

33 The Senate has adopted and returns herewith: HJR01-1035.

36 The Senate has adopted the First Report of the First Conference
 37 Committee on SB01-089, as printed in Senate Journal, May 9, and
 38 repassed the bill as amended.

40 The Senate granted permission to members of the First Conference
 41 Committee on SB01-098 to consider matters not at issue between the
 42 two houses.

45 House in recess. House reconvened.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

51 **SB01-082** by Senator(s) Matsunaka, Fitz-Gerald, Tupa, Windels;
 52 also Representative(s) Spence--Concerning the
 53 implementation of section 17 of article IX of the state
 54 constitution, and making an appropriation in connection
 55 therewith.

56

1 (Conference Committee Report printed in House Journal, May 9,
2 pages 1768-1771.)
3

4 On motion of Representative Spence, the Conference Committee Report
5 was **adopted** by the following roll call vote:
6

7	YES 65	NO 0	EXCUSED 0	ABSENT 0	8			
9	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
10	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
11	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
12	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
13	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
14	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
15	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
16	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
17	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
18	Coleman	Y	King	Y	Saliman	Y	Webster	Y
19	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
20	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
21	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
22	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
23	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
24	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
25							Mr. Speaker	Y

26
27
28 The question being "Shall the bill, as amended, pass?".
29 A roll call vote was taken. As shown by the following recorded vote, a
30 majority of those elected to the House voted in the affirmative and the
31 bill, as amended, was declared **repassed**.
32

33	YES 65	NO 0	EXCUSED 0	ABSENT 0	34			
35	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
36	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
37	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
38	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
39	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
40	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
41	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
42	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
43	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
44	Coleman	Y	King	Y	Saliman	Y	Webster	Y
45	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
46	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
47	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
48	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
49	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
50	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
51							Mr. Speaker	Y

52
53 Co-sponsors added: Representatives Boyd, Cloer, Daniel, Hodge, Hoppe,
54 Lawrence, Lee, Miller, Plant, Stafford, Williams T., Mr. Speaker.
55
56

1 **SECOND REPORT OF FIRST CONFERENCE COMMITTEE**
2 **on SB01-098**

3
4 This Report Amends the Reengrossed Bill
5 and is a corrected report.

6
7 To the President of the Senate and the
8 Speaker of the House of Representatives:

9
10 Your first conference committee appointed on SB01-098,
11 concerning school improvement, and making an appropriation therefor,
12 has met and reports that it has agreed upon the following:

13
14 1. That the House recede from its amendments made to the bill,
15 as said amendments appear in the rerevised bill.

16
17 2. That, under the authority granted the committee to consider
18 matters not at issue between the two houses, the following amendments
19 be recommended:

20
21 Amend reengrossed bill, page 3, strike line 2 and substitute the following:

22
23 **"SECTION 1.** 22-7-601 (1) (e), (1) (f), and (2), Colorado Revised
24 Statutes, are";

25
26 strike line 4 and substitute the following:

27
28 **"22-7-601. Legislative declaration.** (1) The general assembly
29 hereby finds that:

30
31 (e) Giving each public school ~~a report card grading~~ AN
32 ACCOUNTABILITY REPORT ON its performance and improvement in
33 academic achievement will assist the general assembly, parents, and
34 taxpayers in identifying those public schools that are providing students
35 with an opportunity for a quality education; and

36
37 (f) By requiring annual ~~school report cards~~ ACCOUNTABILITY
38 REPORTS, the general assembly, parents, and taxpayers will be able to
39 monitor the progress that schools make toward providing students with
40 an opportunity for a quality education in a safe learning environment.

41
42 (2) The general assembly";

43
44 line 21, strike "year." and substitute "year AND FOR THE
45 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAMINATIONS
46 REQUIRED BY SECTION 22-7-409 (1.5).".

47
48 Page 4, line 13, strike "report cards" and substitute "~~report cards~~
49 ACCOUNTABILITY REPORTS";

50
51 after line 14, insert the following:

52
53 **"SECTION 3.** 22-7-603 (1), Colorado Revised Statutes, is
54 amended to read:

55
56 **22-7-603. State data reporting system.** (1) The department

1 shall develop and implement a comprehensive data collection and
2 reporting system for collecting and reporting performance indicators from
3 each public school. On or before September 1, 2000, the department
4 shall contract out for the development of the state data reporting system.
5 The department shall award the contract based upon a competitive bid;
6 except that the provisions of the "Procurement Code", articles 101 to 112
7 of title 24, C.R.S., shall not apply to this contract. The state data
8 reporting system shall be designed to collect, through electronic transfer
9 where possible, all student and public school performance data required
10 to ascertain the degree to which public schools and school districts are
11 meeting state performance standards and shall be capable of producing
12 data for decision-making and for the comprehensive annual report cards
13 SCHOOL ACCOUNTABILITY REPORTS on public school and district
14 performance pursuant to sections 22-7-604 and 22-7-605. The state data
15 reporting system shall be designed to protect the privacy of individual
16 students and individually identifying data. In addition, the state data
17 reporting system shall be designed to include all the information and data
18 elements needed for measuring student and school performance,
19 including fiscal, student, program, personnel, facility, community,
20 evaluation, and other relevant data and shall allow for the analysis of the
21 relationship between school district and public school expenditures and
22 effectiveness. Data elements collected and provided by the department,
23 school districts, and individual public schools shall be compatible. The
24 state data reporting system shall be managed and administered by the
25 department. Each school district that has a unique information
26 management system shall assure that compatibility exists between its
27 unique system and the data elements of the state data reporting system so
28 that all data required to be input into the state data reporting system is
29 made available through electronic transfer and in the appropriate input
30 format."

31
32 Renumber succeeding sections accordingly.

33
34 Page 4, line 15, strike "(4),";

35
36 line 19, strike "2000-01 2001-02" and substitute "2000-01";

37
38 line 21, strike ""SATISFACTORY"," and substitute ""AVERAGE",";

39
40 line 27, strike ""SATISFACTORY":" and substitute ""AVERAGE":".

41
42 Page 5, line 5, strike "and curriculum-based," and substitute "and
43 curriculum-based,";

44
45 line 6, strike "achievement college entrance exams" and substitute
46 "achievement college entrance exams";

47
48 strike lines 11 through 26.

49
50 Page 6, line 3, after "school," insert "STARTING WITH THE 2001-02
51 SCHOOL YEAR,";

52
53 line 10, strike "or curriculum-based, achievement college" and substitute
54 "or curriculum-based, achievement college";

55
56 line 11, strike "entrance exam" and substitute "entrance exam";

- 1 line 17, strike "YEAR FOLLOWING THE".
 2
 3 Page 7, line 6, strike ""Satisfactory";" and substitute "Average";
 4
 5 line 20, strike "YEAR FOLLOWING THE".
 6
 7 Page 8, line 17, strike "report cards" and substitute "report cards
 8 ACCOUNTABILITY REPORTS";
 9
 10 line 20, after "that", insert "grade level or exclude from any
 11 curriculum-based, achievement college entrance exam more than ten
 12 percent of the students required to take such exam, any representation of
 13 that public school's overall academic";
 14
 15 line 25, strike "2001-02 2002-03" and substitute "2001-02";
 16
 17 line 26, strike "school." and substitute "school".
 18
 19 Page 9, strike lines 2 and 3 and substitute the following:
 20
 21 ~~"section. The academic improvement grades shall correspond to the~~
 22 ~~categories described in subsection (1) of this section. OF "SIGNIFICANT~~
 23 ~~IMPROVEMENT", "IMPROVEMENT", "STABLE", "DECLINE", OR "SIGNIFICANT~~
 24 ~~DECLINE". The academic";~~
 25
 26 line 19, strike ""NO" and substitute "STABLE";
 27
 28 line 20, strike "SIGNIFICANT CHANGE".
 29
 30 Page 11, strike lines 11 through 13 and substitute the following:
 31
 32 **"SECTION 5.** 22-7-605 (1), (2) (a), (2) (b), (2) (c), and (3) (a),
 33 the introductory portion to 22-7-605 (3) (b), 22-7-605 (3) (c) and (4), the
 34 introductory portion to 22-7-605 (5), 22-7-605 (5) (e), the introductory
 35 portion to 22-7-605 (6), and 22-7-605 (6) (a) (III), (6) (d) (IV), (7) (a), (7)
 36 (b) (I), (7) (d) (II), (7) (d) (III), (7) (d) (V), (7) (d) (VI), (8), (9) (a), (9)
 37 (d), and (10), Colorado Revised Statutes, are amended to read:";
 38
 39 line 14, strike "report cards" and substitute "accountability reports";
 40
 41 line 16, strike "a report card" and substitute "a AN ACCOUNTABILITY
 42 report card";
 43
 44 strike lines 17 and 18 and substitute the following:
 45
 46 "The ACCOUNTABILITY report card shall be issued in an easy-to-read
 47 format and shall include the public school's overall";
 48
 49 line 21, strike "a report card" and substitute "a AN ACCOUNTABILITY
 50 report card";
 51
 52 after line 22, insert the following:
 53
 54 "(2) (a) (I) TERMS AND DATA ELEMENTS USED IN THE STATE
 55 SCHOOL ACCOUNTABILITY REPORTS SHALL BE AS DEFINED IN THE CHART
 56 OF ACCOUNTS AND PERSONNEL CLASSIFICATION SYSTEM DEVELOPED

1 PURSUANT TO SECTION 22-44-105 (4) (a).

2

3 (II) On or before September 1, 2000, the state board by rule shall
4 define, consistent with the provisions of this part 6, any ADDITIONAL data
5 elements included on the school ~~report cards~~ ACCOUNTABILITY REPORTS
6 and the information that shall be collected and reported to ensure the
7 existence, accuracy, and relevancy of the data elements reported on the
8 school ~~report cards~~ ACCOUNTABILITY REPORTS developed pursuant to this
9 section.

10

11 (b) Each public school and school district shall report accurately
12 any data required to produce a school ACCOUNTABILITY report ~~card~~ for
13 each public school, using whenever possible the state data reporting
14 system described in section 22-7-603. The state board shall seek to
15 minimize and eliminate the duplication of data reporting required under
16 this section and that required by other state or federal statutes or rules so
17 that school districts may satisfy multiple reporting requirements within
18 a single reporting framework. The state board in particular shall note the
19 data collection and reporting already required and conducted by the
20 department, public schools, and school districts in sections 22-2-112,
21 22-7-105, 22-11-104, 22-11-201, 22-30.5-110, 22-32-109, 22-32-110,
22 22-33-105, 22-44-105, 22-44-111, and 22-54-112.

23

24 (c) Each public school and each school district shall meet data
25 submission timetables adopted by rule of the state board in order to
26 comply with the schedule required by this section to produce ~~report cards~~
27 THE ACCOUNTABILITY REPORTS. If, after a reasonable period of time, the
28 department determines that a public school or a school district has failed
29 to comply fully and accurately with the data reporting and collection
30 requirements of this section, the state board shall rescind the accreditation
31 of the school district pursuant to article 11 of this title.

32

33 (3) (a) The ACCOUNTABILITY report ~~card~~ produced for each public
34 school pursuant to this section shall not contain any information other
35 than the information specified in this section. The information specified
36 in this section shall be arranged on the ACCOUNTABILITY report ~~card~~ in
37 the order it appears in this section.

38

39 (b) Each ACCOUNTABILITY report ~~card~~ shall be printed
40 double-sided on paper eleven inches by seventeen inches. The two sides
41 shall contain the following:

42

43 (c) The ACCOUNTABILITY report ~~card~~ shall be folded in such a
44 way that the eleven-by-seventeen-inch paper has two folds to comprise
45 six panels, corresponding to the above divisions and that after folding
46 only the title page and the "Taxpayers' Report" page appear.";

47

48 line 24, strike "report card:" and substitute "ACCOUNTABILITY report:
49 ~~card:~~";

50

51 after line 24, insert the following:

52

53 "(a) **Title.** The ACCOUNTABILITY report ~~card~~ shall include in large
54 font, superimposed on a faint rendition of the state seal, the name of the
55 public school. Immediately underneath shall be the words "School
56 ACCOUNTABILITY Report" ~~Card~~" and "[year]-[year] school year" on

1 which the information in the ACCOUNTABILITY report ~~card~~ is based.";

2

3 strike lines 25 and 26 and substitute the following:

4

5 "(b) **Ratings.** (I) The ACCOUNTABILITY report ~~card~~ shall contain
6 a heading "School Performance".

7

8 Page 12, line 16, strike ""Overall Academic" and substitute ""~~Overall~~
9 ~~Academic~~";

10

11 line 17, strike "Performance" or, if applicable," and substitute
12 "~~Performance~~" or, if applicable,";

13

14 strike lines 22 through 27 and substitute the following:

15

16 "(c) **Comparison.** The ACCOUNTABILITY report ~~card~~ shall contain
17 the following subtitle, "How [name of the public school] Compares To
18 Nearby [school level] Schools". Below this subtitle, the
19 ACCOUNTABILITY report ~~card~~ shall contain a list of the ten schools,
20 whether public or private, of the same school level as the subject school
21 that are closest geographically to the subject public school and that
22 received a AN ACCOUNTABILITY report ~~card~~ pursuant to this part 6; except
23 that no school shall be listed if it is located more than seventy-five miles
24 from the subject public school. Immediately following the name of each
25 school shall be the overall academic performance ~~grade~~ RATING for each
26 school as calculated pursuant to section ~~22-7-604~~ 22-7-604 (5). The
27 names of the ten schools and the overall academic performance ~~grade~~
28 RATING shall form two columns, titled "School" and "Academic". If any
29 of the ten schools used for comparison for this paragraph (c) are from a
30 different school district or are nonpublic schools, a footnote number shall
31 be inserted after the name of each such school and a footnote shall follow
32 the listing of the ten schools identifying the other school district or
33 nonpublic schools."

34

35 Page 13, strike lines 1 through 23 and substitute the following:

36

37 "(d) **Preparation and verification information.** The
38 ACCOUNTABILITY report ~~card~~ shall contain the following statement:
39 "~~School Report Cards~~ ACCOUNTABILITY REPORTS prepared by the
40 Colorado Department of Education are independently audited and
41 verified by [name of the consulting firm whose services are procured
42 pursuant to section 22-7-606 (4)]." At the bottom of the title page of the
43 ACCOUNTABILITY report ~~card~~ shall appear the following statement: "For
44 more information on additional schools, visit www.state.co.us/schools".";

45

46 line 24, strike "report card" and substitute "ACCOUNTABILITY report ~~card~~";

47

48 strike line 27.

49

50 Page 14, strike lines 1 through 27 and substitute the following:

51

52 "(e) **Ratings description.** Directly below the information
53 contained in paragraph (d) of this subsection (5) shall appear a chart
54 containing the following ~~lines~~ TWO COLUMNS:

55

56 (I) "~~Key: Academic Performance Letter Grades:~~"; THE FIRST

1 COLUMN SHALL BE ENTITLED "OVERALL ACADEMIC PERFORMANCE
 2 RATINGS" IN BOLD FONT AND CAPITAL LETTERS. IMMEDIATELY
 3 FOLLOWING THIS TITLE SHALL BE THE FOLLOWING WORDS LISTED IN A
 4 COLUMN, EACH PRECEDED BY A BULLET POINT: "EXCELLENT"; "HIGH";
 5 "AVERAGE"; "LOW"; AND "UNSATISFACTORY".
 6

7 (II) ~~"A – Excellent Academic Performance";~~ THE SECOND
 8 COLUMN SHALL BE ENTITLED "SCHOOL IMPROVEMENT RATINGS" IN BOLD
 9 FONT AND CAPITAL LETTERS. IMMEDIATELY FOLLOWING THIS TITLE SHALL
 10 BE THE FOLLOWING WORDS LISTED IN A COLUMN, EACH PRECEDED BY A
 11 BULLET POINT: "SIGNIFICANT IMPROVEMENT"; "IMPROVEMENT";
 12 "STABLE"; "DECLINE"; AND "SIGNIFICANT DECLINE".
 13

14 (III) ~~"B – Above Average Academic Performance";~~

15 (IV) ~~"C – Average Academic Performance";~~

16 (V) ~~"D – Below Average Academic Performance"; and~~

17 (VI) ~~"F – Failing Academic Performance".~~
 18
 19
 20
 21

22 Page 15, strike line 1;

23
 24 line 2, strike "report card" and substitute "ACCOUNTABILITY report card";

25
 26 line 12, strike "school WHO ARE" and substitute "school.".";

27
 28 strike line 13;

29
 30 line 14, strike "DAY.".";

31
 32 strike lines 18 through 27 and substitute the following:
 33

34 "(d) **Salaries.** The "About Our Staff" page shall also include the
 35 subtitle, "Salaries". Directly below this subtitle shall be a table with four
 36 columns:
 37

38 (IV) Immediately following shall be the name, address, and
 39 telephone number of the school on which the ACCOUNTABILITY report is
 40 prepared. Following this, at the bottom of the page shall be: "For more
 41 information and further details about this report, visit:
 42 www.state.co.us/schools". The last line of the page shall be: "Colorado
 43 Department of Education [address]".
 44

45 (7) **Student performance.** (a) The ACCOUNTABILITY report card
 46 shall contain a page clearly marked in large font as the "Student
 47 Performance" page. This page shall contain the following statement
 48 immediately under the title: "Colorado students are assessed once a year
 49 in order to measure their performance on state academic content
 50 standards, using the Colorado Student Assessment Program (CSAP). The
 51 chart below shows the results for grades [grade]-[grade] in the subject
 52 areas of reading, writing, and math FOR ALL STUDENTS TESTED."
 53

54 (b) (I) Following the text specified in paragraph (a) of this
 55 subsection (7), a solid line shall appear followed by "CSAP [year]
 56 Spring". Under this heading shall appear the correct number of columns

1 corresponding to each grade level in the public school that took at least
 2 one test through the CSAP program. Each column shall be clearly
 3 marked as to the corresponding grade level. Underneath each grade level,
 4 three rows of pie charts shall appear. The first row shall be clearly
 5 marked underneath each pie chart as "Reading", the second row shall be
 6 clearly marked underneath each pie chart as "Writing", and the third row
 7 shall be clearly marked underneath each pie chart as "Math". Such pie
 8 charts shall report information collected pursuant to section 22-7-409
 9 INCLUDING, BEGINNING WITH THE 2001-02 SCHOOL YEAR, THE
 10 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM. On each
 11 pie chart shall be printed the corresponding percentages. Pie charts shall
 12 be printed in color and shall clearly delineate student scores on
 13 assessments.

14
 15 (d) Directly below the "CSAP" key".

16
 17 Page 16, strike line 1;

18
 19 strike line 4 and substitute the following:

20
 21 (II) The second column shall be entitled "Your School", the third
 22 column shall be entitled "District", and the fourth column shall be entitled
 23 "State". The pie chart shall be entitled "~~Percent of Student Test Scores~~
 24 ~~Counted~~ USED FOR CALCULATING OVERALL ACADEMIC PERFORMANCE".

25
 26 (III) The pie chart shall have an answer key directly to the right
 27 containing the following information:

28
 29 (A) "Test Scores ~~Counted~~ USED....[percentage]_ %";

30
 31 (B) "Test scores not ~~counted~~ USED due to Language...
 32 [percentage]_ %";

33
 34 (C) "Test scores not ~~counted~~ USED due to Special Ed...
 35 [percentage]_ %"; and

36
 37 (D) "Test scores not ~~counted~~ USED due to New Student...
 38 [percentage]_ %".

39
 40 (V) Immediately";

41
 42 line 5, after the second "the", insert "ACCOUNTABILITY";

43
 44 line 6, strike "card" and substitute "~~card~~";

45
 46 line 8, strike "'SATISFACTORY'," and substitute "'AVERAGE','";

47
 48 line 13, strike "who," and substitute "who";

49
 50 strike lines 14 through 18 and substitute the following:

51
 52 "enrolled in the ~~Colorado~~ public school system after ~~October~~ FEBRUARY
 53 1 of this school year. Your school's ~~grade~~ RATING was determined by
 54 the".

55
 56 Page 17, line 5, strike "report card" and substitute "ACCOUNTABILITY

1 report card";
2
3 strike lines 9 through 11 and substitute the following:
4
5 "22-7-604 (5) in the current year, the immediately preceding year, and the
6 year before the immediately preceding year.";
7
8 line 16, strike "BEGINNING WITH" and substitute "IMMEDIATELY";
9
10 line 17, strike "THE 2001-02 SCHOOL YEAR, IMMEDIATELY";
11
12 strike lines 21 through 24 and substitute the following:
13
14 "(6) ~~when applicable~~, in the current year, the immediately preceding year,
15 and the year before the immediately preceding year."
16
17 Page 18, strike line 6 and substitute the following:
18
19 "(d) Directly below the";
20
21 line 11, strike "'NO SIGNIFICANT CHANGE'," and substitute "'STABLE','".
22
23 Page 19, after line 8, insert the following:
24
25 "(9) **Taxpayers' report.** (a) The ACCOUNTABILITY report card
26 shall contain a page clearly marked in large-size font as the "Taxpayers'
27 Report" page. Financial data from this page shall be from the most
28 recently audited fiscal year.
29
30 (d) The bottom of the page described in this subsection (9) shall
31 list in bold font the name of the public school that the school
32 ACCOUNTABILITY report card is detailing and its address. The second
33 from last line of the page shall state: "For more information and further
34 details about this report, visit: www.state.co.us/schools". The last line
35 of the page shall state: "Colorado Department of Education [address]".
36
37 (10) The department shall make only the necessary modifications
38 to the ACCOUNTABILITY report card to ensure that a public school's
39 ACCOUNTABILITY report card is formatted with the appropriate
40 information for elementary schools, middle schools, junior high schools,
41 and senior high schools. The department shall employ such layout,
42 design, color, and graphical elements necessary for the ACCOUNTABILITY
43 report card to be parent-friendly and easy to read and to enhance rather
44 than detract from the data to be reported. IF A SCHOOL FAILS TO REPORT
45 DATA, THE DEPARTMENT SHALL CLEARLY NOTE ON THE SCHOOL
46 ACCOUNTABILITY REPORT: "DATA NOT REPORTED TO STATE".";
47
48 line 9, strike "22-7-606 (3)," and substitute "22-7-606,";
49
50 strike lines 11 and 12 and substitute the following:
51
52 "**22-7-606. School accountability reports - delivery website -**
53 **repeal.** (1) (a) The department shall deliver each public school's annual
54 ACCOUNTABILITY report card to the public school by ~~August~~ SEPTEMBER
55 15, 2001, and by ~~August~~ SEPTEMBER 15 each year thereafter. The
56 department shall print and provide to the public school copies of the

1 ~~report cards~~ ACCOUNTABILITY REPORTS in the amount of: Total pupil
 2 enrollment at last annual count, plus the total number of teachers as listed
 3 on the school ACCOUNTABILITY report, ~~card~~, plus an additional
 4 twenty-five percent.
 5

6 (b) On or before January 1, 2001, the department shall enter into
 7 a contract for the production of the school ~~report cards~~ ACCOUNTABILITY
 8 REPORTS. The department shall award the contract based upon a
 9 competitive bid; except that the provisions of the "Procurement Code",
 10 articles 101 to 112 of title 24, C.R.S., shall not apply to this contract.
 11

12 (2) The public school shall distribute its annual ACCOUNTABILITY
 13 report ~~card~~ to the parent or legal guardian of each student enrolled in the
 14 public school and to any members of the public who request a copy.
 15

16 (3) The department shall develop an internet website, which
 17 homepage";
 18

19 line 14, strike "report card" and substitute "ACCOUNTABILITY report ~~card~~";
 20

21 line 15, strike "report card" and substitute "ACCOUNTABILITY report ~~card~~";
 22

23 line 18, strike "report card" and substitute "ACCOUNTABILITY report ~~card~~";
 24

25 line 20, strike "report cards." and substitute "~~report cards~~
 26 ACCOUNTABILITY REPORTS.";
 27

28 line 26, strike "~~2001~~ 2002," and substitute "2001,";
 29

30 line 27, after "school", insert "ACCOUNTABILITY".
 31

32 Page 20, line 1, strike "card" and substitute "~~card~~";
 33

34 after line 3, insert the following:
 35

36 "(4) On or before January 1, 2001, and on or before each January
 37 1 thereafter, the state board shall contract with a nationally recognized,
 38 independent auditing firm to annually audit the process of preparing the
 39 ~~report cards~~ ACCOUNTABILITY REPORTS developed pursuant to section
 40 22-7-605 to ensure data and reporting integrity and quality control. The
 41 department shall award the contract based upon a competitive bid; except
 42 that the provisions of the "Procurement Code", articles 101 to 112 of title
 43 24, C.R.S., shall not apply to this contract. The name of the independent
 44 auditing firm shall appear on all ~~report cards~~ ACCOUNTABILITY REPORTS
 45 printed pursuant to this section.
 46

47 (5) (a) During February 2005, the state board shall report to the
 48 education committees of the senate and the house of representatives on
 49 all aspects of the school ~~report cards~~ ACCOUNTABILITY REPORTS issued
 50 pursuant to this part 6. Such report shall include but not be limited to:
 51

52 (I) Whether the scores of students have improved since the ~~report~~
 53 ~~cards~~ ACCOUNTABILITY REPORTS were issued;
 54

55 (II) Data on safety incidents involving students;
 56

1 (III) Whether the format of the school ~~report cards~~
 2 ACCOUNTABILITY REPORTS could be improved;

3
 4 (IV) Whether the state board or department has been informed of
 5 problems with the ~~report cards~~ ACCOUNTABILITY REPORTS; and

6
 7 (V) Whether the state board recommends that the school ~~report~~
 8 ~~cards~~ ACCOUNTABILITY REPORTS should be continued.

9
 10 (b) This subsection (5) is repealed, effective July 1, 2005.

11
 12 **SECTION 7.** 22-7-607, Colorado Revised Statutes, is amended
 13 to read:

14
 15 **22-7-607. School accountability reports - nonpublic schools.**

16 The state board shall promulgate rules and procedures by which any
 17 nonpublic school in Colorado may opt to have the state complete a school
 18 ACCOUNTABILITY report ~~card~~ on its school. The state board shall ensure
 19 that the nonpublic school reports the assessment and safety data
 20 necessary to prepare the ACCOUNTABILITY report ~~card~~ pursuant to this
 21 part 6. Furthermore, the state board shall charge a fee to the nonpublic
 22 school for the cost of preparing and printing the school ACCOUNTABILITY
 23 report. ~~card~~. Any ACCOUNTABILITY report ~~card~~ prepared for a nonpublic
 24 school shall be included in all listings and comparisons of school
 25 performance and shall be made available to the general public. The
 26 information shall be placed on the school ACCOUNTABILITY report ~~card~~
 27 website along with all other public school ~~report cards~~ ACCOUNTABILITY
 28 REPORTS and shall be integrated into the search and sort functions of the
 29 website."

30
 31 Renumber succeeding sections accordingly.

32
 33 Page 20, strike lines 6 through 27 and substitute the following:

34
 35 **"SECTION 9.** 22-7-609 (3) (c) and (5), Colorado Revised
 36 Statutes, are amended, and the said 22-7-609 is further amended BY THE
 37 ADDITION OF A NEW SUBSECTION, to read:

38
 39 **22-7-609. School improvement plans.** (3) (c) ~~Within forty-five~~
 40 ~~days after the state board's receipt of a school improvement plan under~~
 41 ~~this section,~~ The department shall ~~forward back~~ RETURN to the local
 42 board of education comments and suggestions on the plan. The
 43 comments and suggestions of the department shall be advisory. If the
 44 local board of education adopts any of the suggestions and comments, the
 45 local board of education shall submit to the state board an amended
 46 school improvement plan adopted by the local board of education after
 47 a public hearing on the proposed amended plan.

48
 49 (5) (a) If, upon completion of the first school year of operation
 50 under a school improvement plan pursuant to this section, a public school
 51 receives an overall academic performance ~~grade~~ RATING of "F"
 52 "UNSATISFACTORY" pursuant to section 22-7-604 (5), the state board shall
 53 proceed with the recommendation for the conversion to an independent
 54 charter school pursuant to part 3 of article 30.5 of this title; except that
 55 the state board shall not proceed with the recommendation if the public
 56 school had an improvement of 0.5 of a point or greater from the standard

1 deviation over the immediately preceding year's overall standardized,
2 weighted total score pursuant to ~~22-7-604(6)~~ SECTION 22-7-604 (5), and
3 the school district shall be allowed to continue to operate that school
4 under the school improvement plan for another year.
5

6 (b) If, upon completion of the second school year of operation
7 under a school improvement plan pursuant to this section, a public school
8 receives an overall academic performance ~~grade~~ RATING of "F"
9 "UNSATISFACTORY" pursuant to section 22-7-604 (5), the state board shall
10 proceed with the recommendation for the conversion to an independent
11 charter school pursuant to part 3 of article 30.5 of this title.
12

13 (6) IF, UPON THE COMPLETION OF THE THIRD YEAR OF THE
14 SCHOOL".
15

16 Strike page 21.

17
18 Page 22, strike lines 9 through 27.

19
20 Strike pages 23 and 24.

21
22 Page 25, strike lines 1 through 8.

23
24 Renumber succeeding sections accordingly.

25
26 Page 27, line 26, strike ""SATISFACTORY"" and substitute ""AVERAGE"".

27
28 Page 28, strike lines 24 through 27 and substitute the following:
29

30 **"SECTION 13.** The introductory portion to 22-7-409 (1.2) (d) (I),
31 and 22-7-409 (1.2) (d) (I) (B), (1.2) (d) (I) (C), (1.2) (d) (III), (1.5), and
32 (1.9), Colorado Revised Statutes, are amended, and the said 22-7-409
33 (1.2) (d) is further amended BY THE ADDITION OF A NEW
34 SUB-PARAGRAPH, to read:
35

36 **22-7-409. Assessments - repeal.** (1.2) (d) (I) Every student
37 enrolled in a public school shall be required".
38

39 Strike page 29.

40
41 Page 30, strike lines 1 and 2;

42
43 strike lines 4 and 5 and substitute the following:
44

45 "section; except that the students";
46

47 strike lines 12 through 27 and substitute the following:
48

49 "(B) Any student who transfers into the school ~~from another state~~
50 after ~~October~~ FEBRUARY 1 of the school year in which the assessment is
51 administered; and
52

53 (C) Any student who at the time that he or she enrolls in any
54 public school of the state is defined as a student whose dominant
55 language is not English pursuant to section 22-24-103 (4) (a) or (4) (b).
56 However, if such student is enrolled in third grade, that student's scores

1 shall be used for calculating academic performance and improvement
2 ~~grades~~ RATINGS and for accreditation purposes after the student has been
3 enrolled in any public school in the state for two years. In addition, if
4 such student is enrolled in one of grades four through ten, that student's
5 scores shall be used for calculating academic performance and
6 improvement ~~grades~~ RATINGS and for accreditation purposes after the
7 student has been enrolled in any public school in the state for three years.
8 THE PROVISIONS OF THIS SUB-SUBPARAGRAPH (C) SHALL APPLY
9 REGARDLESS OF WHETHER SUCH STUDENT TAKES THE ASSESSMENT IN
10 ENGLISH OR IN ANY OTHER LANGUAGE.

11
12 (I.5) NOTWITHSTANDING THE EXCEPTIONS SPECIFIED IN
13 SUBPARAGRAPH (I) OF THIS PARAGRAPH (d), THE ACADEMIC PERFORMANCE
14 RATINGS CALCULATED FOR THE 2000-01 SCHOOL YEAR SHALL INCLUDE
15 THE SCORES OF ALL STUDENTS WHO TOOK THE ASSESMENT IN A LANGUAGE
16 OTHER THAN ENGLISH. THIS SUBPARAGRAPH (I.5) IS REPEALED, EFFECTIVE
17 JULY 1, 2002."

18
19 Page 31, strike lines 1 through 19.

20
21 Page 32, strike lines 1 through 27 and substitute the following:

22
23 "(1.5) (a) Beginning in the spring semester 2001, and each spring
24 semester thereafter, all students enrolled in the eleventh grade in public
25 schools throughout the state shall be required to take a standardized,
26 curriculum-based, achievement, college entrance examination selected by
27 the department, administered throughout the United States, and relied
28 upon by institutions of higher education that, at a minimum, tests in the
29 areas of reading, writing, mathematics, and science, referred to in this
30 section as the "curriculum-based, achievement college entrance exam".
31 The department shall pay all costs associated with administering the
32 curriculum-based, achievement college entrance exam. ~~and~~

33
34 (b) (I) THE DEPARTMENT shall schedule a day during which the
35 curriculum-based, achievement college entrance exam shall be
36 administered to all eleventh grade students enrolled in public schools
37 throughout the state.

38
39 (II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF
40 THIS PARAGRAPH (b), ANY STUDENT WHO CAN SHOW A NEED TO TAKE THE
41 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM ON A DATE
42 ON WHICH THE EXAM IS ADMINISTERED THROUGHOUT THE COUNTRY MAY
43 TAKE THE EXAM ON SUCH A DATE, PRIOR TO THE DATE ESTABLISHED BY
44 THE DEPARTMENT PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH
45 (b). THE DEPARTMENT SHALL PAY ALL COSTS ASSOCIATED WITH A
46 STUDENT TAKING THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE
47 ENTRANCE EXAM PURSUANT TO THIS SUBPARAGRAPH (II).

48
49 (c) The state board shall adopt rules to ensure that any
50 requirements of the administrator of the curriculum-based, achievement
51 college entrance exam, such as a secure environment, are met AND TO
52 IDENTIFY THE STUDENTS WHOSE NEED TO TAKE THE CURRICULUM-BASED,
53 ACHIEVEMENT COLLEGE ENTRANCE EXAM ON A DATE ON WHICH THE EXAM
54 IS ADMINISTERED THROUGHOUT THE COUNTRY JUSTIFIES THEM TAKING IT
55 ON SUCH A DATE.

56

1 (1.9) The results of the assessments required by subsection (1) of
2 this section shall be included on each student's final report card for that
3 school year and shall be part of the student's permanent academic record.
4 The results of the curriculum-based, achievement college entrance exam
5 conducted OR PAID FOR pursuant to subsection (1.5) of this section shall
6 be included on each student's transcript; except that, if the student retakes
7 the curriculum-based, achievement college entrance exam at a later time
8 at the student's expense, the student may request that the later results be
9 placed on the student's transcript instead of the results of the
10 curriculum-based, achievement college entrance exam administered OR
11 PAID FOR pursuant to subsection (1.5) of this section."
12

13 Page 33, line 2, strike "(2) (a)," and substitute "(2) (a) (II),";

14
15 strike lines 7 through 11;

16
17 line 12, strike "(II)" and substitute "(a) (II)";

18
19 strike lines 17 and 18.
20

21 Renumber succeeding sections accordingly.
22

23 Page 34, line 23, strike "(3) (e),".
24

25 Page 35, strike lines 10 and 11 and substitute the following:

26
27 "~~of this section~~ THIS SUBSECTION (3) to ~~the superintendent of a~~ ANY
28 school district within the state.";

29
30 strike lines 12 through 21.
31

32 Page 36, strike lines 17 through 19 and substitute the following:
33

34 "SAID school district, with the consent of the child's parent or legal
35 guardian. The school district shall accept the transcripts FOR CREDIT from
36 the non-public home-based educational program for any such child;
37 EXCEPT THAT THE SCHOOL DISTRICT MAY REJECT SUCH TRANSCRIPTS IF
38 THE SCHOOL DISTRICT ADMINISTERS TESTING TO SUCH CHILD AND THE
39 TESTING DOES NOT VERIFY THE ACCURACY OF SUCH TRANSCRIPTS.";

40
41 strike lines 21 and 22 and substitute the following:
42

43 "participating in a nonpublic home-based educational program shall have
44 the same rights as a student enrolled in a public ~~or private~~ school OF THE
45 SCHOOL DISTRICT IN WHICH THE CHILD RESIDES OR IS ENROLLED ~~to~~ AND
46 MAY";
47

48 after line 27, insert the following:
49

50 "SECTION 18. 22-7-605, Colorado Revised Statutes, is amended
51 BY THE ADDITION OF A NEW SUBSECTION to read:
52

53 **22-7-605. School accountability reports - format.**
54 (11) NOTHING IN THIS SECTION SHALL PROHIBIT A SCHOOL DISTRICT, AT
55 ITS OWN EXPENSE, FROM INCLUDING WITH A SCHOOL ACCOUNTABILITY
56 REPORT ADDITIONAL INFORMATION CONCERNING THE PERFORMANCE OF A

1 SCHOOL NOT CONTAINED IN THE SCHOOL ACCOUNTABILITY REPORT
2 DESCRIBED IN THIS SECTION. THE ADDITIONAL INFORMATION AUTHORIZED
3 BY THIS SUBSECTION (11) MAY NOT REFUTE THE RATINGS OR STATEMENTS
4 MADE IN THE REPORT.
5

6 **SECTION 19.** Part 6 of article 7 of title 22, Colorado Revised
7 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
8 read:
9

10 **22-7-607.5. Teacher pay incentive program - repeal.** (1) AS
11 USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:
12

13 (a) "ELIGIBLE SCHOOL" MEANS A PUBLIC SCHOOL THAT RECEIVES
14 AN ACADEMIC PERFORMANCE RATING OF "LOW" OR "UNSATISFACTORY",
15 PURSUANT TO SECTION 22-7-604, FOR THE 2000-01 SCHOOL YEAR.
16

17 (b) "PROGRAM" MEANS THE TEACHER PAY INCENTIVE PROGRAM
18 ESTABLISHED PURSUANT TO SUBSECTION (2) OF THIS SECTION.
19

20 (c) "TEACHER" MEANS A PERSON WHO IS LICENSED PURSUANT TO
21 ARTICLE 60.5 OF THIS TITLE, OR AUTHORIZED BY A LETTER OF
22 AUTHORIZATION ISSUED PURSUANT TO SECTION 22-60.5-111, TO TEACH
23 AND IS PRIMARILY ENGAGED IN TEACHING DURING THE MAJORITY OF A
24 SCHOOL DAY.
25

26 (2) (a) THERE IS HEREBY ESTABLISHED IN THE DEPARTMENT THE
27 TEACHER PAY INCENTIVE PROGRAM TO PROVIDE MONEYS TO SCHOOL
28 DISTRICTS WITH POORLY PERFORMING SCHOOLS TO RECRUIT AND
29 MAINTAIN QUALITY TEACHERS. IN THE FIRST SCHOOL YEAR FOLLOWING
30 THE YEAR THAT A PUBLIC SCHOOL BECOMES AN ELIGIBLE SCHOOL, AND FOR
31 EACH OF THE THREE SUBSEQUENT SCHOOL YEARS, AN ELIGIBLE SCHOOL
32 SHALL RECEIVE A GRANT FROM THE PROGRAM IN AN AMOUNT EQUAL TO
33 THE PER PUPIL GRANT AMOUNT CALCULATED PURSUANT TO PARAGRAPH (b)
34 OF THIS SUBSECTION (2), MULTIPLIED BY THE NUMBER OF STUDENTS
35 ENROLLED IN THE ELIGIBLE SCHOOL. IF, IN ANY SCHOOL YEAR DURING THE
36 PERIOD IN WHICH THE ELIGIBLE SCHOOL RECEIVES GRANTS, THE ELIGIBLE
37 SCHOOL RECEIVES A SCHOOL IMPROVEMENT RATING OF "SIGNIFICANT
38 IMPROVEMENT", THE ELIGIBLE SCHOOL SHALL RECEIVE AN ADDITIONAL
39 AWARD IN AN AMOUNT EQUAL TO THE SIGNIFICANT IMPROVEMENT BONUS
40 PER PUPIL AMOUNT CALCULATED PURSUANT TO PARAGRAPH (c) OF THIS
41 SUBSECTION (2), MULTIPLIED BY THE NUMBER OF STUDENTS ENROLLED IN
42 THE ELIGIBLE SCHOOL. IF, IN ANY SCHOOL YEAR DURING THE PERIOD IN
43 WHICH THE ELIGIBLE SCHOOL RECEIVES GRANTS, THE ELIGIBLE SCHOOL
44 RECEIVES A SCHOOL IMPROVEMENT RATING OF "IMPROVEMENT", THE
45 ELIGIBLE SCHOOL SHALL RECEIVE AN ADDITIONAL AWARD IN AN AMOUNT
46 EQUAL TO THE IMPROVEMENT BONUS PER PUPIL AMOUNT CALCULATED
47 PURSUANT TO PARAGRAPH (d) OF THIS SUBSECTION (2), MULTIPLIED BY THE
48 NUMBER OF STUDENTS ENROLLED IN THE ELIGIBLE SCHOOL.
49

50 (b) THE PER PUPIL GRANT AMOUNT SHALL BE AN AMOUNT EQUAL
51 TO TWELVE MILLION SIX HUNDRED THIRTY THOUSAND DOLLARS DIVIDED
52 BY THE TOTAL NUMBER OF STUDENTS ENROLLED IN ALL ELIGIBLE SCHOOLS.
53

54 (c) THE SIGNIFICANT IMPROVEMENT BONUS PER PUPIL AMOUNT
55 SHALL BE AN AMOUNT EQUAL TO FOUR HUNDRED TWENTY THOUSAND
56 DOLLARS DIVIDED BY THE TOTAL NUMBER OF STUDENTS ENROLLED IN ALL

1 ELIGIBLE SCHOOLS THAT RECEIVE A SCHOOL IMPROVEMENT RATING OF
2 "SIGNIFICANT IMPROVEMENT".

3
4 (d) THE IMPROVEMENT BONUS PER PUPIL AMOUNT SHALL BE AN
5 AMOUNT EQUAL TO TWO HUNDRED TEN THOUSAND DOLLARS DIVIDED BY
6 THE TOTAL NUMBER OF STUDENTS ENROLLED IN ALL ELIGIBLE SCHOOLS
7 THAT RECEIVE A SCHOOL IMPROVEMENT RATING OF "IMPROVEMENT".

8
9 (3) (a) MONEYS RECEIVED FROM AN AWARD UNDER THIS SECTION
10 SHALL BE PAID ONLY AS BONUSES TO TEACHERS OR FOR THE PAYMENT OF
11 THE COSTS OF OTHER BENEFITS ASSOCIATED WITH A BONUS PAID TO A
12 TEACHER. THE DISTRICT SCHOOL BOARD OF ANY SCHOOL DISTRICT WITH
13 AN ELIGIBLE SCHOOL SHALL DETERMINE IN ACCORDANCE WITH THIS
14 SECTION THE POLICIES AND PROCEDURES BY WHICH TEACHERS SHALL
15 RECEIVE A BONUS AND THE AMOUNT OF THE BONUS; EXCEPT THAT THE
16 MINIMUM AMOUNT OF A YEARLY BONUS TO A TEACHER SHALL BE ONE
17 THOUSAND DOLLARS. THE BONUSES MAY ONLY BE USED TO:

18
19 (I) REWARD OUTSTANDING TEACHER PERFORMANCE;

20
21 (II) OFFER A RECRUITMENT BONUS TO ENCOURAGE A TEACHER
22 WHO HOLDS A MASTER CERTIFICATE PURSUANT TO SECTION 22-60.5-202
23 TO TEACH AT THE ELIGIBLE SCHOOL OR A RETENTION BONUS TO SUCH A
24 TEACHER WHO HAS TAUGHT AT THE SCHOOL FOR AT LEAST ONE SCHOOL
25 YEAR;

26
27 (III) OFFER A RECRUITMENT BONUS TO ENCOURAGE A TEACHER IN
28 A HARD-TO-RECRUIT SUBJECT OR A RETENTION BONUS TO SUCH A TEACHER
29 WHO HAS TAUGHT AT THE SCHOOL FOR AT LEAST ONE SCHOOL YEAR; OR

30
31 (IV) DEFRAY HOUSING AND LIVING EXPENSES IF AN ELIGIBLE
32 SCHOOL IS LOCATED IN A COMMUNITY WITH A LACK OF ADEQUATE
33 AFFORDABLE HOUSING.

34
35 (b) (I) TO GIVE A BONUS UNDER SUBPARAGRAPH (I) OF PARAGRAPH
36 (a) OF THIS SUBSECTION (3), THE DISTRICT SCHOOL BOARD OR DISTRICT
37 SUPERINTENDENT MUST SPECIFICALLY IDENTIFY A DATA-DRIVEN
38 EVALUATION BASED UPON THE RESULTS OF STUDENT PERFORMANCE ON
39 THE ASSESSMENTS ADMINISTERED PURSUANT TO SECTION 22-7-409 THAT
40 WAS USED TO DETERMINE WHICH TEACHERS SHOULD RECEIVE THE BONUS.

41
42 (II) TO GIVE A RECRUITMENT BONUS UNDER SUBPARAGRAPH (II) OR
43 (III) OF PARAGRAPH (a) OF THIS SUBSECTION (3), THE DISTRICT SCHOOL
44 BOARD OR DISTRICT SUPERINTENDENT MUST IDENTIFY AN OPEN TEACHING
45 POSITION THAT IS FILLED BY A NEW TEACHER.

46
47 (III) THE STATE BOARD SHALL DETERMINE BY RULE WHAT
48 SUBJECTS CONSTITUTE HARD-TO-RECRUIT SUBJECTS FOR PURPOSES OF
49 SUBPARAGRAPH (III) OF PARAGRAPH (a) OF THIS SUBSECTION (3).

50
51 (c) ANY MONEYS RECEIVED BY A TEACHER AS A BONUS PURSUANT
52 TO THIS SECTION SHALL BE IN ADDITION TO ANY OTHER SALARY DUE SUCH
53 TEACHER PURSUANT TO THE SALARY SCHEDULE OR POLICY ADOPTED
54 PURSUANT TO SECTION 22-63-401.

55
56 (4) DURING FEBRUARY, 2005, THE DEPARTMENT SHALL REPORT TO

1 THE GOVERNOR AND TO THE EDUCATION COMMITTEES OF THE SENATE AND
2 THE HOUSE OF REPRESENTATIVES ON THE PROGRAM. SUCH REPORT SHALL
3 INCLUDE BUT NEED NOT BE LIMITED TO:

4
5 (a) WHETHER THE PROGRAM HAD AN IMPACT ON TEACHER
6 RECRUITMENT, RETENTION, AND QUALITY;

7
8 (b) HOW THE CHANGES IN THE OVERALL STANDARDIZED,
9 WEIGHTED SCORES FOR PUBLIC SCHOOLS RECEIVING AWARDS COMPARED
10 TO PUBLIC SCHOOLS THAT DID NOT RECEIVE THE AWARDS;

11
12 (c) WHETHER THERE WAS ANY DIFFERENCE IN THE OVERALL
13 STANDARDIZED, WEIGHTED SCORES FOR ELIGIBLE SCHOOLS THAT USED
14 MONEYS MOSTLY FOR RECRUITMENT AND RETENTION RATHER THAN
15 BONUSES; AND

16
17 (d) WHETHER THE DEPARTMENT RECOMMENDS THAT THE
18 PROGRAM SHOULD BE CONTINUED.

19
20 (5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2005.

21
22 **SECTION 20.** 22-2-117 (1) (b) (III), Colorado Revised Statutes,
23 is amended to read:

24
25 **22-2-117. Additional power - state board - waiver of**
26 **requirements - rules.** (1) (b) The state board shall not waive any of the
27 requirements specified in any of the following statutory provisions:

28
29 (III) Any provision of part 6 of article 7 of this title pertaining to
30 the data necessary for school ~~report cards~~ ACCOUNTABILITY REPORTS.

31
32 **SECTION 21.** 22-11-104 (2) (a) (II), Colorado Revised Statutes,
33 is amended to read:

34
35 **22-11-104. Accreditation indicators. (2) Contents.** The
36 accreditation indicators shall include but shall not be limited to the
37 following:

38
39 (a) (II) All accreditation indicators relating to the statewide
40 assessments shall be consistent with the methodology for determining
41 academic performance ~~grades~~ RATINGS pursuant to section 22-7-604. The
42 baseline year for the accreditation indicators shall be the 2000 - 2001
43 school year.

44
45 **SECTION 22.** 22-30.5-104 (6), Colorado Revised Statutes, is
46 amended to read:

47
48 **22-30.5-104. Charter school - requirements - authority.**
49 (6) Pursuant to contract, a charter school may operate free from specified
50 school district policies and state regulations. Pursuant to contract, a local
51 board of education may waive locally imposed school district
52 requirements, without seeking approval of the state board. The state
53 board may waive state statutory requirements or rules promulgated by the
54 state board; except that the state board may not waive any statute or rule
55 relating to the assessments required to be administered pursuant to section
56 22-7-409 or necessary to prepare the school ~~report cards~~

1 ACCOUNTABILITY REPORTS pursuant to part 6 of article 7 of this title.
2 Upon request of the charter applicant, the state board and the local board
3 of education shall provide summaries of such regulations and policies to
4 use in preparing a charter school application. The department of
5 education shall prepare the summary of state regulations within existing
6 appropriations. Any waiver of state or local school district regulations
7 made pursuant to this subsection (6) shall be for the term of the charter
8 for which the waiver is made; except that a waiver of state statutes or
9 regulations by the state board shall be subject to review every two years
10 and may be revoked if the waiver is deemed no longer necessary by the
11 state board.

12
13 **SECTION 23.** 22-30.5-204 (1.5), Colorado Revised Statutes, is
14 amended to read:

15
16 **22-30.5-204. Charter school districts - creation - requirements.**
17 (1.5) Notwithstanding the provisions of subsection (1) of this section, all
18 charter school districts shall be subject to the Colorado statewide
19 assessment program established in part 4 of article 7 of this title and shall
20 supply to the department all information required to prepare the school
21 ~~report cards~~ ACCOUNTABILITY REPORTS pursuant to part 6 of article 7 of
22 this title.

23
24 **SECTION 24.** 22-30.5-304 (1) (e) (II) and (1) (f) (II), Colorado
25 Revised Statutes, are amended to read:

26
27 **22-30.5-304. Review committee - membership -**
28 **recommendations.** (1) Whenever an independent charter school is to be
29 organized pursuant to this part 3, on or before January 15 of the year in
30 which the independent charter school is to open, the commissioner shall
31 cause a review committee to be formed. The review committee shall
32 consist of:

33
34 (e) (II) In appointing a principal pursuant to this paragraph (e), the
35 governor shall appoint a principal of a public school that received an
36 academic performance ~~grade~~ RATING of "A" "EXCELLENT", pursuant to
37 section ~~22-7-604~~ 22-7-604 (5), for the immediately preceding school
38 year.

39
40 (f) (II) In appointing a teacher pursuant to this paragraph (f), the
41 governor shall appoint a teacher from a public school that received an
42 academic performance ~~grade~~ RATING of "A" "EXCELLENT", pursuant to
43 section ~~22-7-604~~ 22-7-604 (5); and

44
45 **SECTION 25.** 22-30.5-306 (2) (a), (3) (b), and (5), Colorado
46 Revised Statutes, are amended to read:

47
48 **22-30.5-306. Independent charter schools - charter - term.**
49 (2) With the assistance from the commissioner or the commissioner's
50 designee, the selected applicant and the local board of education shall
51 negotiate the terms of the independent charter, which may be different
52 from or in addition to the terms of the response to the request for
53 proposals; except that:

54
55 (a) The independent charter school shall be entitled to use the
56 school building in which the public school that received an academic

1 performance ~~grade~~ RATING of "F" "UNSATISFACTORY" was operated. The
 2 independent charter school and the local board of education shall
 3 negotiate an amount of rent to be paid, which shall be not more than
 4 twelve dollars per year, and all other costs for the operation and
 5 maintenance of the building and related facilities; and
 6

7 (3) (b) Notwithstanding the provisions of paragraph (a) of this
 8 subsection (3), if, during the year prior to the year in which the
 9 independent charter school is to open, the school receives an academic
 10 performance ~~grade~~ RATING of "D" "LOW" or better, the local board of
 11 education and the applicant may jointly agree to allow the school to
 12 remain under the administration of the local board of education.
 13

14 (5) (a) If, during the first two years of an independent charter, an
 15 independent charter school receives an academic performance ~~grade~~
 16 RATING of "F" "UNSATISFACTORY" pursuant to section ~~22-7-604~~ 22-7-604
 17 (5), the independent charter school shall not be subject to the provisions
 18 of section 22-30.5-303 that would require the establishment of a new
 19 independent charter school.
 20

21 (b) If, during the first two years of the independent charter, the
 22 independent charter school receives an academic performance ~~grade~~
 23 RATING of "D" "LOW" pursuant to section ~~22-7-604~~ 22-7-604 (5), the
 24 independent charter school shall not be subject to the provisions of
 25 section 22-7-608 that require appointment of an assessment team for
 26 low-performing schools.
 27

28 **SECTION 26.** 22-30.5-307 (1) and (2), Colorado Revised
 29 Statutes, are amended to read:
 30

31 **22-30.5-307. Independent charter schools - expiration -**
 32 **renewal - conversion.** (1) If the academic performance ~~grade~~ RATING of
 33 an independent charter school is a "D" "LOW" or an "F"
 34 "UNSATISFACTORY", as determined pursuant to section ~~22-7-604~~ 22-7-604
 35 (5), during the third year of the school's independent charter, the state
 36 board shall issue a new request for proposals pursuant to section
 37 22-30.5-303 (2), and a new independent charter school application
 38 process shall commence.
 39

40 (2) If the academic performance ~~grade~~ RATING of an independent
 41 charter school is higher than a "D" "LOW", as determined pursuant to
 42 section ~~22-7-604~~ 22-7-604 (5), during the third year of the school's
 43 independent charter, the parents and legal guardians of the students
 44 enrolled at the independent charter school shall decide by majority vote
 45 whether, at the expiration of the independent charter school's charter, the
 46 school shall apply for a renewal of the independent charter or shall seek
 47 to become a regular school of the school district in which the independent
 48 charter school is located.
 49

50 **SECTION 27.** Part 4 of article 7 of title 22, Colorado Revised
 51 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
 52 read:
 53

54 **22-7-411. Student assessments - study - students whose**
 55 **dominant language is not English - report - repeal.** (1) THE
 56 DEPARTMENT, IN CONJUNCTION WITH THE STUDY COMMITTEE APPOINTED

1 PURSUANT TO SUBSECTION (2) OF THIS SECTION, SHALL CONDUCT A STUDY
2 OF THE ADMINISTRATION OF ASSESSMENTS FOR STUDENTS WHOSE
3 DOMINANT LANGUAGE IS NOT ENGLISH. THE STUDY SHALL INCLUDE, BUT
4 NEED NOT BE LIMITED TO, AN EXAMINATION AND EVALUATION OF:
5

6 (a) A CATALOGUE OF THE NUMBER AND TYPES OF LANGUAGES
7 OTHER THAN ENGLISH THAT ARE SPOKEN AS THE DOMINANT LANGUAGE BY
8 SIGNIFICANT POPULATIONS OF STUDENTS IN COLORADO PUBLIC SCHOOLS,
9 WITH A BREAKDOWN BY SCHOOL DISTRICT FOR EACH LANGUAGE;
10

11 (b) THE EFFECT ON STUDENT ACADEMIC ACHIEVEMENT OF
12 ASSESSMENTS ADMINISTERED IN A LANGUAGE OTHER THAN ENGLISH FOR
13 STUDENTS WHOSE DOMINANT LANGUAGE IS NOT ENGLISH AND WHOSE
14 ASSESSMENT SCORES ARE NOT USED TO CALCULATE SCHOOL ACADEMIC
15 PERFORMANCE RATINGS PURSUANT TO SECTION 22-7-409 (1.2) (d) (I) (C);
16

17 (c) THE NEED FOR SCHOOL DISTRICTS TO BE HELD ACCOUNTABLE
18 FOR TEACHING STATE CONTENT STANDARDS TO STUDENTS WHOSE
19 DOMINANT LANGUAGE IS NOT ENGLISH AT THE TIME OF ENROLLMENT AND
20 FOR MOVING STUDENTS WHOSE DOMINANT LANGUAGE IS NOT ENGLISH TO
21 PROFICIENCY IN ENGLISH LANGUAGE LITERACY AND COMPREHENSION;
22

23 (d) THE EFFECT OF BOTH INCLUDING AND NOT INCLUDING THE
24 SCORES OF STUDENTS WHO ARE GIVEN ASSESSMENTS IN LANGUAGES OTHER
25 THAN ENGLISH IN THE CALCULATIONS OF SCHOOL PERFORMANCE RATINGS
26 PURSUANT TO SECTION 22-7-604;
27

28 (e) A SURVEY OF THE TYPES OF ASSESSMENTS USED BY OTHER
29 STATES IN ASSESSING STUDENTS WHOSE DOMINANT LANGUAGE IS NOT
30 ENGLISH AND WHETHER OTHER STATES USE THOSE ASSESSMENT SCORES IN
31 CALCULATING SCHOOL PERFORMANCE RATINGS; AND
32

33 (f) FEDERAL CONSTITUTIONAL, LEGAL, AND REGULATORY ISSUES
34 SURROUNDING THE ASSESSMENT OF STUDENTS WHOSE DOMINANT
35 LANGUAGE IS NOT ENGLISH AND HOW FEDERAL FUNDING OF PUBLIC
36 SCHOOLS MAY BE IMPACTED BY ADMINISTERING SUCH ASSESSMENTS.
37

38 (2) (a) THERE IS HEREBY CREATED A STUDY COMMITTEE TO WORK
39 WITH THE DEPARTMENT IN CONDUCTING THE STUDY REQUIRED BY THIS
40 SECTION. THE STUDY COMMITTEE SHALL CONSIST OF MEMBERS APPOINTED
41 AS PROVIDED IN PARAGRAPHS (b) AND (c) OF THIS SUBSECTION (2).
42 NOTWITHSTANDING THE PROVISIONS OF SECTION 2-2-307 (3) AND (5),
43 C.R.S., ALL MEMBERS OF THE STUDY COMMITTEE, INCLUDING LEGISLATIVE
44 MEMBERS, SHALL SERVE WITHOUT COMPENSATION, INCLUDING PER DIEM
45 AND COMPENSATION FOR EXPENSES.
46

47 (b) EIGHT MEMBERS OF THE STUDY COMMITTEE SHALL BE
48 APPOINTED AS FOLLOWS:
49

50 (I) FOUR REPRESENTATIVES APPOINTED BY THE SPEAKER OF THE
51 HOUSE OF REPRESENTATIVES, NO MORE THAN TWO OF WHOM ARE
52 MEMBERS OF THE SAME POLITICAL PARTY;
53

54 (II) FOUR SENATORS APPOINTED BY THE PRESIDENT OF THE SENATE,
55 NO MORE THAN TWO OF WHOM ARE MEMBERS OF THE SAME POLITICAL
56 PARTY.

1 (c) SEVEN MEMBERS OF THE STUDY COMMITTEE SHALL BE
2 APPOINTED BY THE GOVERNOR. NO MORE THAN FOUR OF THE MEMBERS
3 APPOINTED BY THE GOVERNOR SHALL BE FROM THE SAME POLITICAL
4 PARTY. THE MEMBERS SHALL BE APPOINTED AS FOLLOWS:

5
6 (I) ONE MEMBER WHO IS A REPRESENTATIVE OF A
7 COMMUNITY-BASED ORGANIZATION THAT FOCUSES ON STUDENTS WHOSE
8 DOMINANT LANGUAGE IS NOT ENGLISH;

9
10 (II) ONE MEMBER WHO IS A REPRESENTATIVE OF AN ASSOCIATION
11 OF EDUCATORS WHO WORK WITH STUDENTS WHOSE DOMINANT LANGUAGE
12 IS NOT ENGLISH;

13
14 (III) ONE MEMBER WHO IS EMPLOYED BY AN INSTITUTION OF
15 HIGHER EDUCATION IN THIS STATE AND WHO SPECIALIZES IN RESEARCH
16 REGARDING STUDENTS WHOSE DOMINANT LANGUAGE IS NOT ENGLISH;

17
18 (IV) ONE MEMBER WHO IS A MEMBER OF A SCHOOL DISTRICT
19 BOARD OF EDUCATION IN A SCHOOL DISTRICT THAT ENROLLS A
20 SIGNIFICANT NUMBER OF STUDENTS WHOSE DOMINANT LANGUAGE IS NOT
21 ENGLISH;

22
23 (V) ONE MEMBER WHO IS EMPLOYED AS A SCHOOL
24 ADMINISTRATOR IN A SCHOOL DISTRICT THAT ENROLLS A SIGNIFICANT
25 NUMBER OF STUDENTS WHOSE DOMINANT LANGUAGE IS NOT ENGLISH;

26
27 (VI) ONE MEMBER WHO IS A CLASSROOM TEACHER WHO SPENDS A
28 SIGNIFICANT AMOUNT OF TIME TEACHING STUDENTS WHOSE DOMINANT
29 LANGUAGE IS NOT ENGLISH; AND

30
31 (VII) ONE MEMBER WHO IS A REPRESENTATIVE OF THE
32 DEPARTMENT OF EDUCATION.

33
34 (3) NO LATER THAN DECEMBER 31, 2001, THE DEPARTMENT SHALL
35 PRESENT ITS FINDINGS AND RECOMMENDATIONS REGARDING THE
36 ASSESSMENT OF STUDENTS WHOSE DOMINANT LANGUAGE IS NOT ENGLISH
37 IN A REPORT TO THE STATE BOARD OF EDUCATION AND THE EDUCATION
38 COMMITTEES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES.

39
40 (4) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT,
41 FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION,
42 THE IMPLEMENTATION OF THE STUDY OF ASSESSMENTS ADMINISTERED TO
43 STUDENTS WHOSE DOMINANT LANGUAGE IS NOT ENGLISH IS AN IMPORTANT
44 ELEMENT OF ACCOUNTABLE EDUCATION REFORM AND MAY THEREFORE
45 RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION
46 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION.

47
48 (5) THIS SECTION IS REPEALED, EFFECTIVE JANUARY 1, 2002.

49
50 **SECTION 28.** 22-11-104 (2) (h), Colorado Revised Statutes, is
51 amended, and the said 22-11-104 (2) is further amended BY THE
52 ADDITION OF A NEW PARAGRAPH, to read:

53
54 **22-11-104. Accreditation indicators. (2) Contents.** The
55 accreditation indicators shall include but shall not be limited to the
56 following:

1 (h) Results of the school district tests administered pursuant to
2 section 22-7-407; AND

3
4 (i) THE PERCENTAGE OF STUDENTS WHOSE DOMINANT LANGUAGE
5 IS NOT ENGLISH.

6
7 **SECTION 29.** 22-24-105, Colorado Revised Statutes, is amended
8 BY THE ADDITION OF A NEW SUBSECTION to read:

9
10 **22-24-105. District - powers and duties.** (2) THE ASSESSMENTS
11 DESCRIBED IN PARAGRAPH (b) OF SUBSECTION (1) OF THIS SECTION AND
12 THE CERTIFICATION DESCRIBED IN PARAGRAPH (c) OF SUBSECTION (1) OF
13 THIS SECTION SHALL BE CONDUCTED ON AT LEAST AN ANNUAL BASIS AND
14 EACH DISTRICT SHALL PRESENT THE RESULTS THEREFROM TO THE
15 DEPARTMENT FOR INCLUSION IN THE RELEVANT ANNUAL REPORT OF
16 ACHIEVEMENT OF ACCREDITATION INDICATORS REQUIRED BY SECTION
17 22-11-105.

18
19 **SECTION 30.** Title 23, Colorado Revised Statutes, is amended
20 BY THE ADDITION OF A NEW ARTICLE to read:

21
22 **ARTICLE 3.9**
23 **Teacher Loan Forgiveness Program**

24
25 **23-3.9-101. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE
26 CONTEXT OTHERWISE REQUIRES:

27
28 (1) "APPROVED PROGRAM OF PREPARATION" MEANS A PROGRAM
29 OF STUDY FOR PREPARATION THAT IS APPROVED BY THE COLORADO
30 COMMISSION ON HIGHER EDUCATION PURSUANT TO SECTION 23-1-121 AND
31 THAT UPON COMPLETION LEADS TO A RECOMMENDATION FOR LICENSURE
32 BY AN ACCEPTED INSTITUTION OF HIGHER EDUCATION IN COLORADO.

33
34 (2) "COMMISSION" MEANS THE COLORADO COMMISSION ON
35 HIGHER EDUCATION.

36
37 (3) "FACILITY SCHOOL" MEANS A SCHOOL THAT IS OPERATED BY A
38 RESIDENTIAL CHILD CARE FACILITY, A RESIDENTIAL TREATMENT CENTER,
39 OR ANOTHER FACILITY INCLUDED ON THE FACILITY LIST MAINTAINED BY
40 THE STATE BOARD OF EDUCATION PURSUANT TO SECTION 22-2-107 (1) (p),
41 C.R.S., AND THAT RECEIVES A PORTION OF THE PER PUPIL OPERATING
42 REVENUES OF ONE OR MORE SCHOOL DISTRICTS TO PROVIDE EDUCATIONAL
43 SERVICES FOR CHILDREN WHO ARE INCLUDED ON THE ROLL OF
44 OUT-OF-DISTRICT PLACED CHILDREN.

45
46 (4) "QUALIFIED POSITION" MEANS A TEACHING POSITION IN MATH,
47 SCIENCE, SPECIAL EDUCATION, OR LINGUISTICALLY DIVERSE EDUCATION
48 IN A COLORADO PUBLIC SCHOOL OR A FACILITY SCHOOL.

49
50 **23-3.9-102. Teacher loan forgiveness pilot program -**
51 **administration - fund - conditions.** (1) (a) THE GENERAL ASSEMBLY
52 HEREBY AUTHORIZES THE COMMISSION TO DEVELOP AND MAINTAIN A
53 TEACHER LOAN FORGIVENESS PILOT PROGRAM FOR IMPLEMENTATION
54 BEGINNING IN THE 2001-02 ACADEMIC YEAR FOR PAYMENT OF ALL OR
55 PART OF THE PRINCIPAL AND INTEREST OF THE EDUCATIONAL LOANS OF
56 EACH FIRST-YEAR TEACHER WHO IS HIRED FOR A QUALIFIED POSITION.

1 REPAYMENT OF LOANS THROUGH THE TEACHER LOAN FORGIVENESS PILOT
2 PROGRAM MAY BE MADE USING MONEYS IN THE TEACHER LOAN
3 FORGIVENESS FUND, CREATED IN PARAGRAPH (b) OF THIS SUBSECTION (1),
4 OR MONEYS ALLOCATED TO THE PROGRAM BY THE COLORADO STUDENT
5 OBLIGATION BOND AUTHORITY. THE COMMISSION IS AUTHORIZED TO
6 RECEIVE AND EXPEND GIFTS, GRANTS, AND DONATIONS FOR THE TEACHER
7 LOAN FORGIVENESS PILOT PROGRAM. ONLY GRADUATES OF INSTITUTIONS
8 OF HIGHER EDUCATION WHOSE LOANS HAVE COLORADO STUDENT
9 OBLIGATION BOND AUTHORITY ELIGIBILITY MAY RECEIVE REPAYMENT OF
10 THEIR LOANS USING MONEYS ALLOCATED TO THE PROGRAM BY THE
11 COLORADO STUDENT OBLIGATION BOND AUTHORITY.

12

13 (b) THERE IS HEREBY CREATED THE TEACHER LOAN FORGIVENESS
14 FUND, WHICH CONSISTS OF ALL MONEYS APPROPRIATED BY THE GENERAL
15 ASSEMBLY FOR THE TEACHER LOAN FORGIVENESS PILOT PROGRAM AND
16 ANY GIFTS, GRANTS, AND DONATIONS RECEIVED FOR SAID PURPOSE.
17 MONEYS IN THE FUND ARE HEREBY CONTINUOUSLY APPROPRIATED TO THE
18 DEPARTMENT OF HIGHER EDUCATION FOR THE TEACHER LOAN
19 FORGIVENESS PILOT PROGRAM. AT THE END OF ANY FISCAL YEAR, ALL
20 UNEXPENDED AND UNENCUMBERED MONEYS IN THE FUND SHALL REMAIN
21 THEREIN AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL
22 FUND OR ANY OTHER FUND.

23

24 (2) IN ADDITION TO ANY QUALIFICATIONS SPECIFIED BY THE
25 COMMISSION, TO QUALIFY FOR THE TEACHER LOAN FORGIVENESS PILOT
26 PROGRAM, A TEACHER SHALL:

27

28 (a) GRADUATE FROM AN APPROVED PROGRAM OF PREPARATION;

29

30 (b) MEET LICENSURE REQUIREMENTS PURSUANT TO SECTION
31 22-60.5-201 (1) (b) OR (1) (c) OR 22-60.5-210, C.R.S.;

32

33 (c) (I) DEMONSTRATE PROFESSIONAL COMPETENCIES CONSISTENT
34 WITH STATE BOARD OF EDUCATION RULES IN THE SUBJECT MATTER IN
35 WHICH THE TEACHER OBTAINS A QUALIFIED POSITION; OR

36

37 (II) BE FULLY QUALIFIED UNDER A TRAINING PROGRAM APPROVED
38 BY A FEDERAL COURT OR AGENCY OR THE DEPARTMENT; AND

39

40 (d) CONTRACT FOR THE TEACHER'S FIRST YEAR OF TEACHING IN A
41 QUALIFIED POSITION NO EARLIER THAN JUNE 2001, AND NO LATER THAN
42 THE END OF THE 2005-06 ACADEMIC YEAR.

43

44 (3) A TEACHER WHO QUALIFIES UNDER SUBSECTION (2) OF THIS
45 SECTION MAY BE ELIGIBLE FOR UP TO TWO THOUSAND DOLLARS IN LOAN
46 FORGIVENESS FOR THE FIRST YEAR OF TEACHING IN A QUALIFIED POSITION
47 AND UP TO TWO THOUSAND DOLLARS IN LOAN FORGIVENESS FOR EACH OF
48 THE NEXT THREE YEARS OF TEACHING IN A QUALIFIED POSITION.

49

50 **23-3.9-103. Reporting.** ON OR BEFORE DECEMBER 15, 2002, AND
51 ON OR BEFORE EACH DECEMBER 15 THEREAFTER, THE COMMISSION SHALL
52 SUBMIT AN ANNUAL REPORT TO THE EDUCATION COMMITTEES OF THE
53 SENATE AND THE HOUSE OF REPRESENTATIVES THAT INCLUDES, BUT IS NOT
54 LIMITED TO, THE NUMBER OF PARTICIPANTS IN THE PROGRAM, THE AMOUNT
55 OF FUNDS APPLIED TOWARD LOAN FORGIVENESS, AND THE SOURCES OF
56 THOSE FUNDS.

1 **23-3.9-104. Repeal.** THIS ARTICLE IS REPEALED, EFFECTIVE JULY
2 1, 2008."

3
4 Page 37, strike lines 1 through 17 and substitute the following:

5
6
7 **SECTION 31.** 22-7-605 (7) (c), Colorado Revised Statutes, is
8 amended to read:

9
10 **22-7-605. School accountability reports - format. (7) Student**
11 **performance.** (c) At the bottom of the table entitled "CSAP" there shall
12 appear a key that explains the outcome of the tests portrayed in the pie
13 chart as follows:

14
15 (I) "[color] % Advanced";

16
17 (II) "[color] % Proficient";

18
19 (III) "[color] % Partially Proficient"; and

20
21 (IV) "[color] % Unsatisfactory"; AND

22
23 (V) "[COLOR] % NO SCORE."

24
25 **SECTION 32.** The introductory portion to 22-7-605 (6) (c) (I)
26 and the introductory portion to 22-7-605 (6) (c) (I.5), Colorado Revised
27 Statutes, as amended by House Bill 01-1215, enacted at the First Regular
28 Session of the Sixty-third General Assembly, are amended to read:

29
30 **22-7-605. School accountability report - format. (6) Staff**
31 **information.** The report card shall contain a page clearly marked as the
32 "About Our Staff" page in large font which shall contain the following
33 information:

34
35 (c) **Professional experience of teachers.** The "About Our Staff"
36 page shall also contain the subtitle, "Professional Experience of
37 Teachers". Immediately underneath this subtitle shall be a table with
38 three columns:

39
40 (I) For ~~report cards~~ ACCOUNTABILITY REPORTS for high schools,
41 middle schools, and junior high schools, the first column shall contain the
42 following seven lines:

43
44 (I.5) For ~~report cards~~ ACCOUNTABILITY REPORTS for elementary
45 schools, the first column shall contain the following six lines:

46
47 **SECTION 33.** The introductory portion to 22-7-605 (5) (c) (I),
48 the introductory portion to 22-7-605 (5) (c) (I.5), and 22-7-605 (5) (c)
49 (III), and (5) (c) (IV), Colorado Revised Statutes, as amended by House
50 Bill 01-1222, enacted at the First Regular Session of the Sixty-third
51 General Assembly, are amended to read:

52
53 **22-7-605. School accountability report - format. (5) Safety**
54 **and school environment.** The report card shall contain a page clearly
55 marked as the "Safety and School Environment" page containing the
56 following:

1 (c) **Student attendance and time spent in classroom.** The
2 "Safety and School Environment" page shall contain the subtitle, "Student
3 Attendance and Time Spent in Classroom". Immediately underneath this
4 subtitle shall appear a table with two columns and a graph as follows:
5

6 (I) For ~~report cards~~ ACCOUNTABILITY REPORTS for middle, junior
7 high, and high schools, the first column shall contain the school year on
8 which the information in the ~~report cards~~ ACCOUNTABILITY REPORTS is
9 based and the following six lines:
10

11 (I.5) For ~~report cards~~ ACCOUNTABILITY REPORTS for elementary
12 schools, the first column shall contain the school year on which the
13 information in the ~~report cards~~ ACCOUNTABILITY REPORTS is based and
14 the following five lines:
15

16 (III) For ~~report cards~~ ACCOUNTABILITY REPORTS for middle, junior
17 high, and high schools, immediately to the right of the table described in
18 subparagraph (I) of this paragraph (c), shall be a graph titled "Dropout
19 Rate". The graph shall have two bars, one for the previous academic year
20 and one for the academic year on which the ~~report cards~~
21 ACCOUNTABILITY REPORTS is based. The bars shall be labeled with the
22 yearly dates. The graph shall show the student dropout rate for said two
23 years.
24

25 (IV) For ~~report cards~~ ACCOUNTABILITY REPORTS for elementary
26 schools, immediately to the right of the table described in subparagraph
27 (I.5) of this paragraph (c), shall be a graph titled "Average Daily
28 Attendance". The graph shall have two bars, one for the previous
29 academic year and one for the academic year on which the ~~report cards~~
30 ACCOUNTABILITY REPORTS is based. The bars shall be labeled with the
31 yearly dates. The graph shall show the average daily attendance for said
32 two years.
33

34 **SECTION 34.** 22-7-604 (1.5), Colorado Revised Statutes, as
35 enacted by House Bill 01-1348, enacted at the First Regular Session of
36 the Sixty-third General Assembly, is amended to read:
37

38 **22-7-604. Academic performance - academic improvement -**
39 **grading - designation and methodology.** (1.5) (a) By rule, the state
40 board may exempt from the requirement that an academic performance
41 ~~grade~~ RATING be assigned to each public school any school in which more
42 than ninety-five percent of students enrolled in the school have an
43 individual educational program pursuant to section 22-20-108. Before an
44 exemption is granted, such schools must establish a public process that
45 will provide for accountability.
46

47 (b) The scores of certain students specified in section 22-7-409
48 (1.2) (d) (I) shall not be used to calculate a school's academic
49 performance or academic improvement ~~grade~~ RATINGS pursuant to this
50 section.
51

52 **SECTION 35.** 22-7-609.5 (1) (b), (5) (b), and (6), Colorado
53 Revised Statutes, as enacted by Senate Bill 01-129, enacted at the First
54 Regular Session of the Sixty-third General Assembly, are amended to
55 read:
56

1 **22-7-609.5. School improvement grant program - repeal.**

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

3

4 (b) "Eligible school" means a public school that has received an
5 academic performance ~~grade~~ RATING of "F" "UNSATISFACTORY" on the
6 school ~~report card~~ ACCOUNTABILITY REPORT prepared pursuant to this part
7 6 for the school year 2000-01.

8

9 (5) On or before January 1, 2002, and on or before January 1,
10 2003, the department shall submit a report on the school improvement
11 grant program to the governor, the education committees of the senate
12 and the house of representatives, and the local board of education for
13 each school district that has received a school improvement grant
14 pursuant to this section. The report shall include, but need not be limited
15 to:

16

17 (b) The academic performance ~~grade~~ RATING received for the
18 immediately preceding school year by each eligible school for which
19 grant moneys have been provided; and

20

21 (6) The general assembly hereby finds and declares that, for
22 purposes of section 17 of article IX of the state constitution, establishing
23 a school improvement grant program to provide funding to public schools
24 that received an academic performance ~~grade~~ RATING of "F"
25 "UNSATISFACTORY" on the school ACCOUNTABILITY report ~~card~~ prepared
26 pursuant to this part 6 for the school year 2000-01 is an important
27 element of accountable education reform and therefore may receive
28 funding from the state education fund created in section 17 (4) of article
29 IX of the state constitution.

30

31 **SECTION 36.** 22-7-609 (2), Colorado Revised Statutes, as
32 enacted by Senate Bill 01-129, amended at the First Regular Session of
33 the Sixty-third General Assembly, is amended to read:

34

35 **22-7-609. School improvement plans.** (2) ~~On or before June 15,~~
36 ~~2001, and on or before each June 15 thereafter,~~ The state board shall
37 notify a local board of education what school, if any, in its district will
38 receive an academic performance ~~grade~~ RATING of "F"
39 "UNSATISFACTORY", pursuant to section 22-7-604 (5), on the school
40 ACCOUNTABILITY report ~~card~~ being prepared for that academic year;
41 except that, beginning in 2003, for any school that received an academic
42 performance ~~grade~~ RATING of "F" "UNSATISFACTORY" on the school
43 ACCOUNTABILITY report ~~card~~ prepared for the immediately preceding
44 academic year, the state board shall notify the local board of education
45 for that school no later than May 1, 2003, and each May 1 thereafter if
46 that school will receive an academic performance ~~grade~~ RATING of "F"
47 "UNSATISFACTORY" on the school ACCOUNTABILITY report ~~card~~ prepared
48 for that academic year. The state board shall notify the local board of
49 education that it must submit a school improvement plan pursuant to this
50 section.

51

52 **SECTION 37.** 22-7-409 (1.2) (a) (I), Colorado Revised Statutes,
53 as amended by Senate Bill 01-129, enacted at the First Regular Session
54 of the Sixty-third General Assembly, is amended to read:

55

56 **22-7-409. Assessments - repeal.** (1.2) (a) (I) The assessments

1 required by subsection (1) of this section shall be aligned with the model
2 content standards adopted by the state board pursuant to section
3 22-7-406. The assessments shall be conducted during the period
4 beginning the second Monday in March and ending on the third Monday
5 in April of each year. ~~No later than June 1 of each year,~~ The department
6 shall provide to each public school results of all assessments
7 administered. ~~except that,~~ Beginning in 2003, for purposes of notifying
8 local boards of education pursuant to section 22-7-609 (2), the
9 department shall provide the results of the assessments of students
10 enrolled in schools that received an academic performance ~~grade~~ RATING
11 of "F" "UNSATISFACTORY" on the school ACCOUNTABILITY report ~~card~~
12 prepared for the immediately preceding academic year no later than May
13 1, 2003, and May 1 of each year thereafter. For reporting purposes only,
14 results shall include diagnostic reporting for each student's performance
15 on each assessment, including but not limited to content-based sub-test
16 scores for several components of each of the standards assessed pursuant
17 to this section.

18

19 **SECTION 38.** Part 4 of article 7 of title 22, Colorado Revised
20 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
21 read:

22

23 **22-7-412. Student assessments - study - curriculum-based,**
24 **achievement college entrance exam - report - repeal.** (1) THE
25 DEPARTMENT SHALL CONTRACT FOR A STUDY OF THE USE OF THE
26 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM
27 DESCRIBED IN SECTION 22-7-409 (1.5). THE STUDY SHALL INCLUDE, BUT
28 NEED NOT BE LIMITED TO, AN EXAMINATION AND EVALUATION OF:

29

30 (a) THE NUMBER OF STUDENTS STATEWIDE WHO TOOK THE
31 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM IN BOTH
32 1999 AND 2000, AND THE PERCENTAGE OF ALL STUDENTS ENROLLED IN
33 ELEVENTH GRADE IN COLORADO PUBLIC SCHOOLS WHO TOOK SAID EXAM;

34

35 (b) THE PUBLIC SCHOOLS AND SCHOOL DISTRICTS THAT
36 ADMINISTERED THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE
37 ENTRANCE EXAM TO ALL STUDENTS ENROLLED IN THE ELEVENTH GRADE IN
38 SUCH PUBLIC SCHOOLS OR SCHOOL DISTRICTS IN 1998, 1999, OR 2000;

39

40 (c) THE ALIGNMENT OF EACH CONTENT AREA OF THE
41 CURRICULUM-BASED, ACHIEVEMENT COLLEGE ENTRANCE EXAM TO THE
42 STATE MODEL CONTENT STANDARDS DESCRIBED IN SECTION 22-7-406 (1);

43

44 (d) THE COMPARATIVE DIFFERENCES BETWEEN ANY STANDARDIZED
45 COLLEGE ENTRANCE EXAMINATIONS ADMINISTERED THROUGHOUT THE
46 UNITED STATES AND RELIED UPON BY INSTITUTIONS OF HIGHER
47 EDUCATION;

48

49 (e) THE COST OF DEVELOPING AND ADMINISTERING A STATEWIDE
50 ASSESSMENT IN READING, WRITING, MATHEMATICS, AND SCIENCE TO ALL
51 STUDENTS ENROLLED IN ELEVENTH GRADE IN PUBLIC SCHOOLS
52 THROUGHOUT THE STATE;

53

54 (f) THE RANGE OF DIAGNOSTIC REPORTING FOR EACH STUDENT'S
55 PERFORMANCE ON THE CURRICULUM-BASED, ACHIEVEMENT COLLEGE
56 ENTRANCE EXAM AS COMPARED TO THE DIAGNOSTIC REPORTING FOR EACH

1 STUDENT'S PERFORMANCE ON STATEWIDE ASSESSMENTS; AND

2

3 (g) THE PROBABLE RATE AND APPROPRIATENESS OF TEST TAKING
4 BY ELEVENTH GRADE STUDENTS OF BOTH THE CURRICULUM-BASED,
5 ACHIEVEMENT COLLEGE ENTRANCE EXAM AND A STATEWIDE ASSESSMENT.

6

7

8 (2) NO LATER THAN JULY 1, 2001, THE DEPARTMENT SHALL ISSUE
9 A REQUEST FOR PROPOSALS FOR AN INDEPENDENT, THIRD-PARTY EXPERT
10 TO CONDUCT THE STUDY DESCRIBED IN SUBSECTION (1) OF THIS SECTION.
11 THE DEPARTMENT SHALL CONTRACT WITH SUCH EXPERT AND SUCH
12 CONTRACTOR SHALL HAVE EXPERIENCE WITH:

13

14 (a) STATEWIDE ASSESSMENTS, BUT NOT NECESSARILY THE
15 STATEWIDE ASSESSMENTS USED IN COLORADO PUBLIC SCHOOLS ON THE
16 EFFECTIVE DATE OF THIS SECTION;

17

18 (b) STANDARDIZED, CURRICULUM-BASED, ACHIEVEMENT, COLLEGE
19 ENTRANCE EXAMINATIONS ADMINISTERED THROUGHOUT THE UNITED
20 STATES AND RELIED UPON BY INSTITUTIONS OF HIGHER EDUCATION;

21

22 (c) THE ALIGNMENT OF STATEWIDE ASSESSMENTS WITH STATE
23 MODEL CONTENT STANDARDS; AND

24

25 (d) ISSUES OF EQUITY REGARDING THE PREPARATION OF
26 EXAMINATIONS.

27

28 (3) NO LATER THAN DECEMBER 1, 2001, THE DEPARTMENT SHALL
29 PRESENT THE FINDINGS OF THE STUDY DESCRIBED IN SUBSECTION (1) OF
30 THIS SECTION IN A REPORT TO THE GOVERNOR, THE STATE BOARD OF
31 EDUCATION, AND THE EDUCATION COMMITTEES OF THE SENATE AND THE
32 HOUSE OF REPRESENTATIVES.

33

34 (4) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT,
35 FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION,
36 THE IMPLEMENTATION OF THE STUDY OF THE CURRICULUM-BASED,
37 ACHIEVEMENT COLLEGE ENTRANCE EXAM IS AN IMPORTANT ELEMENT OF
38 ACCOUNTABLE EDUCATION REFORM AND MAY THEREFORE RECEIVE
39 FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4)
40 OF ARTICLE IX OF THE STATE CONSTITUTION.

41

42 (5) THIS SECTION IS REPEALED, EFFECTIVE JANUARY 1, 2002.

43

44 **SECTION 39.** 22-7-409, Colorado Revised Statutes, is amended
45 BY THE ADDITION OF A NEW SUBSECTION to read:

46

47 **22-7-409. Assessments - repeal.** (4) THE DEPARTMENT SHALL
48 REVIEW AND UPDATE ALL ASSESSMENTS ADMINISTERED PURSUANT TO THIS
49 SECTION, INCLUDING BUT NOT LIMITED TO ANY ASSESSMENTS
50 ADMINISTERED IN LANGUAGES OTHER THAN ENGLISH, AS NECESSARY TO
51 MAINTAIN THE INTEGRITY OF THE ASSESSMENTS. THE GENERAL ASSEMBLY
52 HEREBY FINDS AND DECLARES THAT, FOR PURPOSES OF SECTION 17 OF
53 ARTICLE IX OF THE STATE CONSTITUTION, MAINTAINING THE INTEGRITY OF
54 THE ASSESSMENTS ADMINISTERED PURSUANT TO THIS SECTION IS AN
55 IMPORTANT ELEMENT OF AN ACCOUNTABLE PROGRAM TO MEET STATE
56 ACADEMIC STANDARDS AND THEREFORE MAY RECEIVE FUNDING FROM THE

1 STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE
2 STATE CONSTITUTION.

3
4 **SECTION 40.** 22-7-605 (5) (b) (I) and (5) (d), Colorado Revised
5 Statutes, as amended by Senate Bill 01-098, enacted at the First Regular
6 Session of the Sixty-third General Assembly, are amended to read:

7
8 **22-7-605. School accountability reports - format.** (5) **Safety**
9 **and school environment.** The accountability report shall contain a page
10 clearly marked as the "Safety and School Environment" page containing
11 the following:

12
13 (b) **Safety and discipline.** The "Safety and School Environment"
14 page shall contain the subtitle, "Safety and Discipline" and the following
15 explanation: "Safe schools are a top priority for parents, teachers, and
16 communities. Your school's safety and discipline record for the [year] -
17 [year] school year is:". Immediately underneath this explanation shall be
18 a table with the following seven columns:

19
20 (I) The first column, entitled "Type of Incident", shall contain the
21 following seven lines:

- 22
23 (A) "Substance Abuse -- DRUGS";
24
25 (A.5) "SUBSTANCE ABUSE -- ALCOHOL";
26
27 (B) "~~Classroom Suspensions~~ SUBSTANCE ABUSE -- TOBACCO";
28
29 (C) "Assaults/Fights";
30
31 (D) "Habitually Disruptive Students";
32
33 (E) "Deadly Weapons"; AND
34
35 (F) "~~Other Felonies as Defined by Statute~~"; and
36
37 (G) "Other Violations of Code of Conduct".

38
39 (d) **Student information over time.** The "Safety and School
40 Environment" page shall contain the subtitle, "Student Information Over
41 Time". Immediately underneath this subtitle shall be a table with four
42 columns:

- 43
44 (I) The first column shall contain:
45
46 (A) "Student Average Daily Attendance";
47
48 (B) "Student Dropouts";
49
50 (C) "Safety and Discipline Total Incidents Reported";
51
52 (D) "STUDENT ENROLLMENT STABILITY";
53
54 (E) "STUDENTS ELIGIBLE FOR FREE LUNCH";
55
56 (II) The second and subsequent columns shall contain the year

1 that the data was compiled, for the current year and two previous years.
2 The items in sub-subparagraphs (A) and (B) of subparagraph (I) of this
3 paragraph (d) shall be reported in percentages and the item in
4 sub-subparagraph (C) of subparagraph (I) of this paragraph (d) shall be
5 reported as a whole number.
6

7 (III) AS USED IN THIS PARAGRAPH (d), "STUDENT ENROLLMENT
8 STABILITY" MEANS THE PERCENTAGE OF THE STUDENT ENROLLED IN THE
9 PUBLIC SCHOOL ON OCTOBER 1 OF ANY ACADEMIC YEAR WHO ARE STILL
10 ENROLLED IN THE PUBLIC SCHOOL ON FEBRUARY 1 OF THE SAME ACADEMIC
11 YEAR.
12

13 **SECTION 41. Appropriation.** (1) In addition to any other
14 appropriation, there is hereby appropriated, to the department of
15 education, for the fiscal year beginning July 1, 2001, the sum of twelve
16 million six hundred thirty thousand dollars (\$12,630,000), or so much
17 thereof as may be necessary, for the implementation of section
18 22-7-607.5, Colorado Revised Statutes. Said sum shall be from the state
19 education fund created in section 17 (4) of article IX of the state
20 constitution.
21

22 (2) In addition to any other appropriation, there is hereby
23 appropriated, to the department of education, for the fiscal year beginning
24 July 1, 2001, the sum of fifty-thousand dollars (\$50,000), or so much
25 thereof as may be necessary, for the implementation of section 22-7-411,
26 Colorado Revised Statutes. Said sum shall be from the state education
27 fund created in section 17 (4) of article IX of the state constitution.
28

29 (3) In addition to any other appropriation, there is hereby
30 appropriated, to the department of education, for the fiscal year beginning
31 July 1, 2001, the sum of fifty-thousand dollars (\$50,000), or so much
32 thereof as may be necessary, for the implementation of section 22-7-412,
33 Colorado Revised Statutes. Said sum shall be from the state education
34 fund created in section 17 (4) of article IX of the state constitution.
35

36 (4) In addition to any other appropriation, there is hereby
37 appropriated, to the department of education, for the fiscal year beginning
38 July 1, 2001, the sum of four hundred eleven thousand nine hundred
39 fifty-three dollars (\$411,953), or so much thereof as may be necessary,
40 for the implementation of the amendments to section 22-7-409 (4),
41 Colorado Revised Statutes. Said sum shall be from the state education
42 fund created in section 17 (4) of article IX of the state constitution.
43

44 (5) In addition to any other appropriation, there is hereby
45 appropriated, to the department of education, for the fiscal year beginning
46 July 1, 2001, the sum of twenty-five thousand dollars (\$25,000), or so
47 much thereof as may be necessary, for the implementation of the
48 amendments to section 22-7-409 (1.2) (d) (I.5), Colorado Revised
49 Statutes. Said sum shall be from the state education fund created in
50 section 17 (4) of article IX of the state constitution.
51

52 (6) In addition to any other appropriation, there is hereby
53 appropriated, to the department of education, for the fiscal year beginning
54 July 1, 2001, the sum of fifty thousand dollars (\$50,000), or so much
55 thereof as may be necessary, for the implementation of the amendments
56 to section 22-7-605 (5) (d), Colorado Revised Statutes. Said sum shall be

1 from the state education fund created in section 17 (4) of article IX of the
2 state constitution.

3
4 **SECTION 42. No appropriation.** The general assembly has
5 determined that the teacher loan forgiveness program developed pursuant
6 to article 3.9 of title 23, Colorado Revised Statutes, contained in section
7 28 of this act, can be implemented within existing appropriations, and
8 therefore no separate appropriation of state moneys is necessary to carry
9 out the purposes of this act.

10
11 **SECTION 43. Effective date.** This act shall take effect upon
12 passage; except that section 40 shall take effect July 1, 2002.".

13
14 Renumber succeeding section accordingly.

15 Respectfully submitted,

16 Senate Committee:	House Committee:
17 Pat Pascoe	Keith King
18 Stan Matsunaka	Nancy Spence
19 John Evans	Frana Mace

20
21
22
23 **CONSIDERATION OF CONFERENCE COMMITTEE REPORT**

24
25 **SB01-098** by Senator(s) Pascoe, Thiebaut, Matsunaka; also
26 Representative(s) King--Concerning school improvement,
27 and making an appropriation therefor.

28
29 (Second report of the First Conference Committee printed in House
30 Journal, May 9, pages 1835-1864.)

31
32 On motion of Representative King, the Second report of the First
33 Conference Committee was **adopted** by the following roll call vote:

34	35 YES 63	NO 1	EXCUSED 1	ABSENT 0	36
37 Alexander	Y	Groff	Y	Miller	Y Spence Y
38 Bacon	Y	Grossman	Y	Mitchell	Y Spradley Y
39 Berry	Y	Hefley	Y	Nuñez	Y Stafford Y
40 Borodkin	Y	Hodge	Y	Paschall	Y Stengel Y
41 Boyd	Y	Hoppe	Y	Plant	E Swenson Y
42 Cadman	Y	Jahn	Y	Ragsdale	Y Tapia Y
43 Chavez	Y	Jameson	Y	Rhodes	Y Tochtrop Y
44 Clapp	Y	Johnson	Y	Rippy	Y Veiga Y
45 Cloer	Y	Kester	Y	Romanoff	Y Vigil Y
46 Coleman	Y	King	Y	Saliman	Y Webster Y
47 Crane	Y	Larson	Y	Sanchez	Y Weddig N
48 Daniel	Y	Lawrence	Y	Schultheis	Y White Y
49 Decker	Y	Lee	Y	Scott	Y Williams S. Y
50 Fairbank	Y	Mace	Y	Sinclair	Y Williams T. Y
51 Fritz	Y	Madden	Y	Smith	Y Witwer Y
52 Garcia	Y	Marshall	Y	Snook	Y Young Y
53					Mr. Speaker Y

1 The question being "Shall the bill, as amended, pass?".
 2 A roll call vote was taken. As shown by the following recorded vote, a
 3 majority of those elected to the House voted in the affirmative and the
 4 bill, as amended, was declared **repassed**.

	YES 64	NO 1	EXCUSED 0	ABSENT 0
8 Alexander	Y	Groff	Y	Miller Spence Y
9 Bacon	Y	Grossman	Y	Mitchell Spradley Y
10 Berry	Y	Hefley	Y	Nuñez Stafford Y
11 Borodkin	Y	Hodge	Y	Paschall Stengel Y
12 Boyd	Y	Hoppe	Y	Plant Swenson Y
13 Cadman	Y	Jahn	Y	Ragsdale Tapia Y
14 Chavez	Y	Jameson	Y	Rhodes Tochtrop Y
15 Clapp	Y	Johnson	Y	Rippy Veiga Y
16 Cloer	Y	Kester	Y	Romanoff Vigil Y
17 Coleman	Y	King	Y	Saliman Webster Y
18 Crane	Y	Larson	Y	Sanchez Weddig N
19 Daniel	Y	Lawrence	Y	Schultheis White Y
20 Decker	Y	Lee	Y	Scott Williams S. Y
21 Fairbank	Y	Mace	Y	Sinclair Williams T. Y
22 Fritz	Y	Madden	Y	Smith Witwer Y
23 Garcia	Y	Marshall	Y	Snook Young Y
				Mr. Speaker Y

26 Co-sponsors added: Representatives Alexander, Borodkin, Boyd, Cadman,
 27 Chavez, Cloer, Coleman, Crane, Daniel, Decker, Fairbank, Fritz, Groff,
 28 Grossman, Hodge, Hoppe, Jahn, Kester, Lawrence, Lee, Mace, Madden, Miller,
 29 Plant, Ragsdale, Romanoff, Sanchez, Scott, Sinclair, Snook, Spence, Stafford,
 30 Stengel, Swenson, Tapia, Tochtrop, Veiga, Webster, White, Williams T.,
 31 Mr. Speaker.

32
 33
 34
 35 **CONSIDERATION OF RESOLUTION**

36
 37
 38 **HJR01-1056** by Representative(s) **Spradley**, Dean, Grossman; also
 39 Senator(s) Thiebaut, Matsunaka, Andrews--Concerning
 40 the adjournment sine die of the first regular session of the
 41 sixty-third General Assembly.

42
 43 (Printed and placed in member's file; also printed in House Journal,
 44 May 7, page 1671.)

45
 46 On motion of Representative Spradley, the resolution was **adopted** by
 47 **viva voce** vote.

48
 49 Co-sponsors added: Representatives Alexander, Bacon, Berry, Borodkin, Boyd,
 50 Cadman, Cloer, Crane, Daniel, Decker, Fairbank, Fritz, Garcia, Groff, Hefley,
 51 Hodge, Hoppe, Jahn, Jameson, King, Larson, Lawrence, Lee, Mace, Madden,
 52 Marshall, Miller, Mitchell, Nuñez, Paschall, Ragsdale, Rhodes, Rippy,
 53 Romanoff, Saliman, Sanchez, Schultheis, Scott, Sinclair, Smith, Snook, Spence,
 54 Stafford, Stengel, Swenson, Tapia, Tochtrop, Veiga, Webster, Weddig, White,
 55 Williams S., Witwer, Young.

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House in recess. House reconvened.



REPORT OF SINE DIE COMMITTEE

The Committee appointed pursuant to HJR01-1055 reported they had notified Governor Owens that the First Regular Session of the Sixty-third General Assembly was ready to adjourn sine die.



The following bills and resolution did not receive final action in the House: **HJR01-1048** (on the Calendar for Consideration of Resolution), **SB01-165, 178** (on the Calendar for Consideration of Adherence).



At the hour of 10:37 p.m., with both the House of Representatives and the Senate being in agreement, on motion of Representative Spradley, the First Regular Session of the Sixty-third General Assembly was declared adjourned sine die.

Approved:

DOUG DEAN,
Speaker

Attest:

JUDITH RODRIGUE,
Chief Clerk