

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

Seventy-third Legislative Day

Friday, March 23, 2001

1 Prayer by Father Ed Judy, Samaritan House, Denver.

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--48.
8 Excused for Legislative Business--Representatives Berry,
9 Borodkin, Lawrence, Lee, Madden, Mitchell, Nuñez, Paschall,
10 Plant, Saliman, Scott, Stengel, Tapia, Vigil, Weddig,
11 Williams S., Young--17.

12 Present after roll call--Representatives Berry, Borodkin,
13 Lawrence, Lee, Madden, Mitchell, Nuñez, Paschall, Plant,
14 Saliman, Scott, Stengel, Tapia, Vigil, Weddig, Williams S.,
15 Young.

16
17 The Speaker declared a quorum present.

18
19
20 On motion of Representative Hodge, the reading of the journal of
21 March 22, 2001, was declared dispensed with and approved as corrected
22 by the Chief Clerk.

23
24
25
26 On motion of Representative Spradley, **HB01-1220, 1223, 1264, 1293,**
27 **1307, 1312, 1341, SB01-066, 088, 034, 114, 108, 130** shall be made
28 Special Orders on Friday, March 23, 2001, at 9:18 a.m.

29
30
31 The hour of 9:18, having arrived, on motion of Representative Stafford,
32 the House resolved itself into Committee of the Whole for consideration
33 of Special Orders and she was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

34
35
36
37
38 The Committee of the Whole having risen, the Chairman reported the
39 titles of the following bills had been read (reading at length had been
40 dispensed with by unanimous consent), the bills considered and action
41 taken thereon as follows:

42
43 (Amendments to the committee amendment are to the printed committee
44 report which was printed and placed in the members' bill file.)
45

1 **HB01-1220** by Representative(s) Swenson; also Senator(s) Dennis--
2 Concerning amendments to the multistate highway
3 transportation agreement.
4

5 Ordered engrossed and placed on the Calendar for Third Reading and
6 Final Passage.
7

8
9 **HB01-1223** by Representative(s) Lee, Miller, Fritz, Johnson, Spence;
10 also Senator(s) Hernandez, Phillips, Dyer (Durango),
11 Epps, Hillman, Teck--Concerning the exemption of bingo
12 equipment from sales and use taxes.
13

14 Laid over until March 26, retaining place on Calendar.
15

16
17 **HB01-1264** by Representative(s) Stafford; also Senator(s) Hagedorn--
18 Concerning child support obligations.
19

20 Amendment No. 1, Civil Justice & Judiciary Report, dated February 20,
21 2001, and placed in member's bill file; Report also printed in House
22 Journal, February 20, page 470.
23

24 Amendment No. 2, Appropriations Report, dated March 20, 2001, and
25 placed in member's bill file; Report also printed in House Journal,
26 March 20, pages 883-884.
27

28 As amended, ordered engrossed and placed on the Calendar for Third
29 Reading and Final Passage.
30

31
32 **HB01-1293** by Representative(s) Williams S., Alexander, Bacon,
33 Coleman, Crane, Daniel, Groff, Grossman, Hefley, Hoppe,
34 Jahn, Johnson, Mace, Madden, Romanoff, Sanchez,
35 Stafford, Swenson, Tapia, Vigil, Witwer; also Senator(s)
36 Dyer (Arapahoe), Windels--Concerning the early
37 childhood professional loan repayment program, and
38 making an appropriation therefor.
39

40 Amendment No. 1, Education Report, dated February 14, 2001, and
41 placed in member's bill file; Report also printed in House Journal,
42 February 16, page 432.
43

44 Amendment No. 2, Appropriations Report, dated March 20, 2001, and
45 placed in member's bill file; Report also printed in House Journal,
46 March 20, pages 884-885.
47

48 As amended, ordered engrossed and placed on the Calendar for Third
49 Reading and Final Passage.
50

51
52 **HB01-1307** by Representative(s) Berry; also Senator(s) Reeves--
53 Concerning the computerized election system maintained
54 by the state, and making an appropriation therefor.
55

- 1 Amendment No. 1, Appropriations Report, dated March 20, 2001, and
2 placed in member's bill file; Report also printed in House Journal,
3 March 20, pages 885-886.
4
- 5 As amended, ordered engrossed and placed on the Calendar for Third
6 Reading and Final Passage.
7
- 8 **HB01-1312** by Representative(s) Grossman, Scott; also Senator(s)
9 Andrews--Concerning the conformance of the state
10 penalty for failure to pay estimated income taxes owed to
11 the federal penalty for failure to pay such taxes.
12
- 13 Amendment No. 1, Finance Report, dated February 21, 2001, and placed
14 in member's bill file; Report also printed in House Journal, February 22,
15 page 518.
16
- 17 As amended, ordered engrossed and placed on the Calendar for Third
18 Reading and Final Passage.
19
- 20 **HB01-1341** by Representative(s) Larson, Lawrence, Miller; also
21 Senator(s) Windels, Phillips, McElhany--Concerning an
22 extension of the annual general fund transfer to the capital
23 construction fund.
24
- 25 Ordered engrossed and placed on the Calendar for Third Reading and
26 Final Passage.
27
- 28
- 29 **SB01-066** by Senator(s) Gordon; also Representative(s) Clapp--
30 Concerning increased protections for water quality in
31 Cherry Creek reservoir, and, in connection therewith,
32 adjusting the Cherry Creek basin water quality authority's
33 duties and membership.
34
- 35 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,
36 dated March 7, 2001, and placed in member's bill file; Report also printed
37 in House Journal, March 12, pages 754-755.
38
- 39 Amendment No. 2, by Representative Johnson and Clapp.
40
- 41 Amend reengrossed bill, page 6, strike lines 25 through 27 and substitute
42 the following:
43
- 44 "SHALL EXPEND FUNDS ONLY IN SUPPORT OF, OR IN OPPOSITION TO, ANY
45 PROPOSALS PERTAINING TO THE WATER QUALITY STANDARDS, CONTROL
46 REGULATIONS, OR SIMILAR REGULATIONS REGARDING THE WATER QUALITY
47 OF CHERRY CREEK AND CHERRY CREEK RESERVOIR IF SUCH
48 EXPENDITURES ARE CLEARLY CONSISTENT WITH IMPROVING, PROTECTING,
49 AND PRESERVING SUCH WATER QUALITY."
50
- 51 Page 7, line 1, strike "STANDARD FOR THE RESERVOIR.";
52
- 53 line 2, strike "PROTECTING" and substitute "IMPROVING, PROTECTING,".
54
55

1 Amendment No. 3, by Representative Paschall.

2

3 Amend the amendment No. 2, by Representative Johnson and Clapp,
4 printed in House Journal page 919, line 44, strike "IN SUPPORT OF, OR IN
5 OPPOSITION TO, ANY";

6

7 line 45, strike "PROPOSALS".

8

9 Amendment No. 4, by Representative Hoppe.

10

11 Amend reengrossed bill, page 3, line 20, after "BE", insert "RESIDENTS OF
12 COLORADO AND SHALL BE";

13

14 Amendment No. 5, by Representative Paschall.

15

16 Amend reengrossed bill, page 3, line 25, after the period, insert "AT
17 LEAST THREE OF THE APPOINTED MEMBERS SHALL HAVE BACKGROUNDS IN
18 OR PROFESSIONAL TRAINING REGARDING WATER QUALITY ISSUES.".

19

20 Amendment No. 6, by Representative Clapp.

21

22 Amend reengrossed bill, page 3, line 25, after the period, insert "THE
23 APPOINTED MEMBERS SHALL SERVE AT THE PLEASURE OF THE GOVERNOR,
24 WHO MAY REMOVE THEM AT ANY TIME WITHOUT CAUSE. A SIMPLE
25 MAJORITY OF THE APPOINTED MEMBERS SHALL BE APPOINTED TO
26 FOUR-YEAR TERMS, THE REMAINDER SHALL BE APPOINTED TO INITIAL
27 TWO-YEAR TERMS, AND THE MEMBERS APPOINTED TO FILL THE VACANCIES
28 UPON EXPIRATION OF SUCH TWO-YEAR TERMS SHALL SERVE FOUR-YEAR
29 TERMS.";

30

31 line 27, strike "TWO" and substitute "FOUR".

32

33 Amendment No. 7, by Representative Plant.

34

35 Amend the amendment No. 6, by Representative Clapp, printed in House
36 Journal, page 920, line 22, strike ""THE";

37

38 strike lines 23 and 24 and substitute the following:

39

40 ""A SIMPLE".

41

42 Amendment No. 8, by Representative Clapp.

43

44 Amend reengrossed bill, page 5, line 22, strike "ONE YEAR" and substitute
45 "TWO YEARS".

46

47 As amended, ordered revised and placed on the Calendar for Third
48 Reading and Final Passage.

49

50 **SB01-088** by Senator(s) Tupa, Linkhart, Arnold, Hernandez, Nichol;
51 also Representative(s) Mitchell, Alexander, Hefley, Lee--
52 Concerning criminal history record checks on behalf of
53 entities engaged in care for vulnerable persons.

54

55 Referred to the Committee on Appropriations.

56

1 **SB01-034** by Senator(s) Owen; also Representative(s) Williams T.--
 2 Concerning the regulation of insurance producers by the
 3 division of insurance.

4
 5 Amendment No. 1, Business Affairs & Labor Report, dated March 13,
 6 2001, and placed in member's bill file; Report also printed in House
 7 Journal, March 15, pages 791-795.

8
 9 As amended, ordered revised and placed on the Calendar for Third
 10 Reading and Final Passage.

11
 12
 13 A motion by Representative Spradley that the Committee rise, report
 14 progress and beg leave to sit again at 11:10 a.m., was adopted by
 15 unanimous consent.

16 _____
 17
 18 House reconvened.

19
 20 The Committee of the Whole reported it had risen, reported progress and
 21 would sit again at 11:10 a.m.

22 _____
 23
 24
 25 **REPORTS OF COMMITTEES OF REFERENCE**

26
 27 **APPROPRIATIONS**

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

30
 31 **HB01-1017** be referred to the Committee of the Whole with favorable
 32 recommendation.

33
 34
 35 **HB01-1066** be postponed indefinitely.

36
 37
 38 **SB01-021** be referred to the Committee of the Whole with favorable
 39 recommendation.

40
 41
 42
 43
 44 **CIVIL JUSTICE & JUDICIARY**

45 After consideration on the merits, the Committee recommends the
 46 following:

47
 48 **HB01-1268** be amended as follows, and as so amended, be referred to
 49 the Committee of the Whole with favorable
 50 recommendation:

51
 52 "SECTION 1. 19-3-604 (2), Colorado Revised Statutes, is
 53 amended BY THE ADDITION OF THE FOLLOWING NEW
 54 PARAGRAPHS to read:

55
 56 **19-3-604. Criteria for termination.** (2) In determining

1 unfitness, conduct, or condition for purposes of paragraph (c) of
2 subsection (1) of this section, the court shall find that continuation of the
3 legal relationship between parent and child is likely to result in grave risk
4 of death or serious bodily injury to the child or that the conduct or
5 condition of the parent or parents renders the parent or parents unable or
6 unwilling to give the child reasonable parental care to include, at a
7 minimum, nurturing and safe parenting sufficiently adequate to meet the
8 child's physical, emotional, and mental health needs and conditions. In
9 making such determinations, the court shall consider, but not be limited
10 to, the following:

11
12 (l) WHETHER, ON TWO OR MORE OCCASIONS, A CHILD IN THE
13 PHYSICAL CUSTODY OF THE PARENT HAS BEEN ADJUDICATED DEPENDENT
14 OR NEGLECTED IN A PROCEEDING UNDER THIS ARTICLE OR COMPARABLE
15 PROCEEDINGS UNDER THE LAWS OF ANOTHER STATE OR THE FEDERAL
16 GOVERNMENT;

17
18 (m) WHETHER, ON ONE OR MORE PRIOR OCCASIONS, A PARENT HAS
19 HAD HIS OR HER PARENT-CHILD LEGAL RELATIONSHIP TERMINATED
20 PURSUANT TO THIS ARTICLE OR SECTION 19-5-105 OR COMPARABLE
21 PROCEEDINGS UNDER THE LAWS OF ANOTHER STATE OR THE FEDERAL
22 GOVERNMENT.

23
24 **SECTION 2.** 19-5-105 (3.1) (a) (VI), Colorado Revised Statutes,
25 is amended, and the said 19-5-105 (3.1) (a) is further amended BY THE
26 ADDITION OF THE FOLLOWING NEW SUBPARAGRAPHS, to read:

27
28 **19-5-105. Proceeding to terminate parent-child legal**
29 **relationship.** (3.1) The court may order the termination of the other
30 birth parent's parental rights upon a finding that termination is in the best
31 interests of the child and that there is clear and convincing evidence of
32 one or more of the following:

33
34 (a) That the parent is unfit. In considering the fitness of the
35 child's parent, the court shall consider, but shall not be limited to, the
36 following:

37
38 (VI) Neglect of the child or other children; ~~and~~

39
40 (VIII) WHETHER, ON TWO OR MORE OCCASIONS, A CHILD IN THE
41 PHYSICAL CUSTODY OF THE PARENT HAS BEEN ADJUDICATED DEPENDENT
42 OR NEGLECTED IN A PROCEEDING UNDER ARTICLE 3 OF THIS TITLE OR
43 COMPARABLE PROCEEDINGS UNDER THE LAWS OF ANOTHER STATE OR THE
44 FEDERAL GOVERNMENT;

45
46 (IX) WHETHER, ON ONE OR MORE PRIOR OCCASIONS, A PARENT HAS
47 HAD HIS OR HER PARENT-CHILD LEGAL RELATIONSHIP TERMINATED
48 PURSUANT TO THIS SECTION OR ARTICLE 3 OF THIS TITLE OR COMPARABLE
49 PROCEEDINGS UNDER THE LAWS OF ANOTHER STATE OR THE FEDERAL
50 GOVERNMENT.

51
52 **SECTION 3. Effective date - applicability.** This act shall take
53 effect upon passage and shall apply to motions or petitions to terminate
54 the parent-child legal relationship filed on or after said date.

55

1 **SECTION 4. Safety clause.** The general assembly hereby finds,
2 determines, and declares that this act is necessary for the immediate
3 preservation of the public peace, health, and safety."

4
5
6

7 **SB01-073** be amended as follows, and as so amended, be referred to
8 the Committee on Appropriations with favorable
9 recommendation:

10
11
12
13

Amend reengrossed bill, page 2, line 18, strike "(1)" and substitute "(1),
(3),".

14 Page 3, after line 9, insert the following:

15
16
17
18
19

"(3) The affirmative defense established in subsection (2) of this
section may be used by a retailer only twice at each location within any
~~twelve-month~~ TWENTY-FOUR-MONTH period."

20 Page 5, line 1, after "thereafter." add "THE DEPARTMENT MAY SHARE
21 INFORMATION ON THE NAMES AND ADDRESSES OF PERSONS WHO
22 PURCHASED CIGARETTES FOR RESALE WITH THE DEPARTMENT OF PUBLIC
23 HEALTH AND ENVIRONMENT AND COUNTY AND DISTRICT HEALTH
24 DEPARTMENTS."

25
26
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31

Page 6, line 8, after "thereafter." add "THE DEPARTMENT MAY SHARE
INFORMATION ON THE NAMES AND ADDRESSES OF PERSONS WHO
PURCHASED TOBACCO PRODUCTS FOR RESALE WITH THE DEPARTMENT OF
PUBLIC HEALTH AND ENVIRONMENT AND COUNTY AND DISTRICT HEALTH
DEPARTMENTS."

32 Page 7, line 21, strike "4" and substitute "6".

33
34
35
36

37 **CRIMINAL JUSTICE**

38 After consideration on the merits, the Committee recommends the
39 following:

40
41
42
43
44
45
46

41 **SB01-104** be referred to the Committee of the Whole with favorable
42 recommendation.

47 **STATE, VETERANS, & MILITARY AFFAIRS**

48 After consideration on the merits, the Committee recommends the
49 following:

50
51
52
53

51 **SB01-031** be postponed indefinitely.

54 **SB01-059** be postponed indefinitely.

55
56

1 **SB01-103** be postponed indefinitely.

2

3

4 **SB01-136** be postponed indefinitely.

5

6

7

8

**REPORT FROM THE HOUSE AND SENATE
COMMITTEES ON DELAYED BILLS**

9

10

11 Pursuant to Joint Rule 23 (c), the House and Senate Committees on
12 Delayed Bills, acting jointly, extend the following deadlines for the Long
13 Appropriation Bill:

14

15 The Monday, March 26 deadline (the 76th legislative day) for introduction
16 of the long appropriation bill in the Senate is extended until Friday,
17 March 30, 2001 (the 80th legislative day).

18

19 The Friday, March 30 deadline (the 80th legislative day) for final passage
20 of the long appropriation bill in the Senate is extended until Thursday,
21 April 5, 2001 (the 86th legislative day).

22

23 The Friday, April 6 deadline (the 87th legislative day) for final passage of
24 the long appropriation bill in the House is extended until Thursday, April
25 12, 2001 (the 93rd legislative day).

26

27 The Friday, April 13 deadline (the 94th legislative day) for adoption of the
28 conference committee report on the long appropriation bill is extended
29 until Thursday, April 19, 2001 (the 100th legislative day).

30

31 This memorandum shall be printed in the journal of each house as is
32 required by said Joint Rule 23 (c).

33

34 (signed) (signed)
35 Doug Dean Stan Matsunaka
36 Lola Spradley Bill Thiebaut
37 Dan Grossman John Andrews

38

39

40

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

41

42
43 The Speaker has signed: **SB01-151.**

44

45

46

47

DELIVERY OF BILLS TO GOVERNOR

48

49 The Chief Clerk of the House of Representatives reports the following
50 bills have been delivered to the Office of the Governor: **HB01-1023,**
51 **1056, 1228, 1265, 1323** at 4:40 p.m. on March 22, 2001.

52

53

54

55

MESSAGE FROM THE GOVERNOR

I certify I received the following on the 22nd day of March, 2001, at 1:49 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Judith Rodrigue,
Chief Clerk of the House

March 22, 2001

The Honorable Colorado House of Representatives
Sixty-third General Assembly
First Regular Session
Denver, Colorado 80203

Ladies and Gentlemen:

I am returning to you House Bill 01-1209, "Concerning the Authorization of Alcohol Tastings on Licenses Premises," which I vetoed today at 11:30 am. This letter sets forth my reasons for vetoing the bill.

As you know, HB 01-1209 allows for the free tasting of alcoholic beverages at retail liquor stores or liquor-licensed drugstores. Both as a state legislator and now as Governor, I have worked hard to reduce the incidence of driving while intoxicated and strengthen our road safety laws. However, in 1999, 30% of all traffic fatalities in Colorado involved a blood alcohol content of .05% or higher. While I appreciate the efforts of the sponsors to address concerns about this bill, I nevertheless believe that it establishes a poor precedent by weakening, rather than strengthening, the safety of our roads.

Furthermore, HB 01-1209 places the burden on local governments to opt-out of tastings in their community. It is my belief that the proponents of this program should "opt-in" by convincing local authorities that tastings make sense for their communities. Additionally, the enforcement mechanisms within the bill are weak and could potentially lead to abuse.

Accordingly, I have vetoed this bill.

Sincerely,
(signed)
Bill Owens

INTRODUCTION OF BILLS
First Reading

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

HB01-1370 by Representative(s) Saliman, Berry, Hefley, Young; also
Senator(s) Tate, Reeves--Concerning parole of persons
sentenced to the department of corrections.
Committee on Criminal Justice

1 **HB01-1371** by Representative(s) Cloer; also Senator(s) Anderson--
 2 Concerning the implementation of restrictions on the
 3 medical use of marihuana.
 4 Committee on Criminal Justice

5 _____
 6
 7
 8 On motion of Representative Spradley, **SB01-021** was added to the
 9 Special Orders calendar.

10 _____
 11
 12 On motion of Representative Stafford, the House resolved itself into
 13 Committee of the Whole for continuation of consideration of Special
 14 Orders, and she returned to the Chair to act as Chairman.

15 _____
 16
 17 **SPECIAL ORDERS--SECOND READING OF BILLS**
 18 (Continued from page 921)
 19
 20

21 **SB01-114** by Senator(s) Hernandez, Hagedorn; also Representative(s)
 22 Berry--Concerning income eligibility requirements of the
 23 AIDS drug assistance program.

24
 25 Ordered revised and placed on the Calendar for Third Reading and Final
 26 Passage.

27
 28
 29 **SB01-021** by Senator(s) Anderson, Andrews, Hagedorn, Hernandez,
 30 Owen, Pascoe, Tate, Thiebaut; also Representative(s) Dean,
 31 Coleman, King, Smith, Williams T.--Concerning disclosure
 32 of information relating to the regulation of lobbyists, and
 33 making an appropriation in connection therewith.

34
 35 Amendment No. 1, by Representative Dean.

36
 37 Strike the Information and Technology Committee Report, dated March
 38 21, 2001, and substitute the following:

39
 40 "Amend reengrossed bill, page 7, line 7, after "PERSON", insert "SUBJECT
 41 TO THE FILING REQUIREMENTS OF THIS PART 3 OR HIS OR HER DULY
 42 AUTHORIZED AGENT";

43
 44 strike lines 9 and 10 and substitute the following:

45
 46 "THIS SUBSECTION (6.3) IN ORDER TO MEET SUCH FILING REQUIREMENTS.".

47
 48 Page 9, strike lines 1 through 5 and substitute the following:

49
 50 "(4) THE SECRETARY OF STATE SHALL TIMELY INFORM THE
 51 PRESIDENT OF THE STATE SENATE AND THE SPEAKER OF THE STATE HOUSE
 52 OF REPRESENTATIVES WHENEVER THE SECRETARY OF STATE HAS
 53 REASONABLE GROUNDS TO BELIEVE THAT A VIOLATION OF SECTION
 54 24-6-302 OR 24-6-303 HAS OCCURRED THAT THE SECRETARY OF STATE
 55 DEEMS SUBSTANTIAL.".

56

1 Amendment No. 2, by Representative Dean.

2

3 Amend reengrossed bill, page 10, after line 14, insert the following:

4

5 "(2) Section 5 of this act shall take effect upon passage.";

6

7 line 15, strike "(2)" and substitute "(3)".

8

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

11

12

13 **SB01-108** by Senator(s) Arnold, Matsunaka, Perlmutter; also
14 Representative(s) Smith, Coleman, Grossman--Concerning
15 implementation of recommendations of the committee on
16 legal services in connection with legislative review of rules
17 and regulations of state agencies.

18

19 Ordered revised and placed on the Calendar for Third Reading and Final
20 Passage.

21

22

23 **SB01-130** by Senator(s) Evans; also Representative(s) Nuñez--
24 Concerning the reclassification of counties for purposes of
25 fixing certain county fees.

26

27 Ordered revised and placed on the Calendar for Third Reading and Final
28 Passage.

29

30

31

32 **AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT**

33

34 Representative Spence moved to amend the Report of the Committee of
35 the Whole to show that the following Paschall amendment, to SB01-066,
36 did pass, and that **SB01-066, as amended**, did pass.

37

38 Amend reengrossed bill, page 5, line 25, strike "IF THE AUTHORITY FAILS
39 TO SUBMIT THE PLAN OR IF";

40

41 strike lines 26 and 27.

42

43 Page 6, strike lines 1 through 3.

44

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

46

47 YES 34 NO 26 EXCUSED 5 ABSENT 0

48

49 Alexander	Y	Groff	N	Miller	Y	Spence	Y
50 Bacon	Y	Grossman	N	Mitchell	Y	Spradley	Y
51 Berry	N	Hefley	N	Nuñez	Y	Stafford	N
52 Borodkin	E	Hodge	Y	Paschall	Y	Stengel	Y
53 Boyd	N	Hoppe	Y	Plant	N	Swenson	Y
54 Cadman	Y	Jahn	N	Ragsdale	Y	Tapia	E
55 Chavez	N	Jameson	Y	Rhodes	Y	Tochtrop	N
56 Clapp	N	Johnson	Y	Rippy	Y	Veiga	N

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

10

11

12

13

14 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

15

16 Passed Second Reading: **HB01-1220, 1264 amended, 1293 amended,**
 17 **1307 amended, 1312 amended, 1341, SB01-066 amended, 034**
 18 **amended, 114, 021 amended, 108, 130.**

19

20 Laid over until date indicated retaining place on Calendar: **HB01-1223--**
 21 **March 26, 2001.**

22

23 Referred to Committee indicated: **SB01-088--**Committee on
 24 Appropriations.

25

26 The Chairman moved the adoption of the Committee of the Whole
 27 Report. As shown by the following roll call vote, a majority of those
 28 elected to the House voted in the affirmative, and the Report was
 29 **adopted.**

30

31 YES 61 NO 0 EXCUSED 4 ABSENT 0

32

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

50

51

52

53

54

55

1 **REPORTS OF COMMITTEE OF REFERENCE**

2
3 **APPROPRIATIONS**

4 After consideration on the merits, the Committee recommends the
5 following:

6
7 **HB01-1031** be amended as follows, and as so amended, be referred to
8 the Committee of the Whole with favorable
9 recommendation:

10
11 Amend printed bill, page 7, after line 8, insert the following:

12
13 **"SECTION 4. Appropriation.** (1) In addition to any other
14 appropriation, there is hereby appropriated, out of any moneys in the
15 division of securities cash fund not otherwise appropriated, to the
16 department of regulatory agencies, for allocation to the division of
17 securities, for the fiscal year beginning July 1, 2001, the sum of six
18 thousand thirty-six dollars (\$6,036), or so much thereof as may be
19 necessary, for the implementation of this act."
20

21 Renumber succeeding sections accordingly.

22
23 Page 1, line 102, strike "SECURITIES." and substitute "SECURITIES, AND
24 MAKING AN APPROPRIATION THEREFOR."
25

26
27
28 **HB01-1070** be amended as follows, and as so amended, be referred to
29 the Committee of the Whole with favorable
30 recommendation:

31
32 Amend printed bill, page 3, line 23, strike "WHO HAS THE";

33
34 line 24, strike "TECHNOLOGY AVAILABLE TO ACCESS THE INTERNET";

35
36 line 25, strike "WITH THE SECRETARY OF STATE".

37
38 Page 5, line 2, strike "EACH" and substitute "(I) BEFORE JANUARY 1,
39 2006, EACH";

40
41 line 3, strike "SHALL" and substitute "MAY";

42
43 line 6, strike "STATE AS QUICKLY AS PRACTICABLE." and substitute
44 "STATE.";

45
46 line 7, strike "THE" and substitute the following:

47
48 "(II) ON AND AFTER JANUARY 1, 2006, EACH COUNTY CLERK AND
49 RECORDER SHALL USE THE ELECTRONIC FILING SYSTEM DESCRIBED IN
50 PARAGRAPH (a) OF THIS SUBSECTION (8) TO TRANSMIT ANY REPORT FILED
51 WITH THE COUNTY CLERK AND RECORDER TO THE SECRETARY OF STATE.
52

53 (III) A COUNTY CLERK AND RECORDER SHALL TRANSMIT ANY
54 REPORT TO BE TRANSMITTED TO THE SECRETARY OF STATE PURSUANT TO
55 SUBPARAGRAPH (I) OR (II) OF THIS PARAGRAPH (b) AS QUICKLY AS
56 PRACTICABLE. THE";

1 line 12, strike "STATE." and substitute "STATE PURSUANT TO
2 SUBPARAGRAPH (I) OF THIS PARAGRAPH (b).";

3
4 line 15, strike "ANY" and substitute "(I) BEFORE JANUARY 1, 2006, ANY";

5
6 after line 22, insert the following:

7
8 "(II) ON AND AFTER JANUARY 1, 2006, ANY PERSON REQUIRED TO
9 FILE REPORTS WITH A COUNTY CLERK AND RECORDER PURSUANT TO THIS
10 ARTICLE MAY MEET THE FILING REQUIREMENTS BY USING THE ELECTRONIC
11 FILING SYSTEM DESCRIBED IN PARAGRAPH (a) OF THIS SUBSECTION (8).".

12
13 Page 6, after line 1, insert the following:

14
15 "**SECTION 3. Appropriation.** In addition to any other
16 appropriation, there is hereby appropriated to the department of state, out
17 of cash funds in the department of state cash fund not otherwise
18 appropriated, for the fiscal year beginning July 1, 2001, the sum of one
19 hundred fifty-seven thousand seventy-eight dollars (\$157,078) and 1.9
20 FTE, or so much thereof as may be necessary, for the implementation of
21 this act.".

22
23 Renumber succeeding section accordingly.

24
25 Page 1, line 108, strike "STATE." and substitute "STATE, AND MAKING AN
26 APPROPRIATION THEREFOR.".

27
28
29
30 **HB01-1079** be amended as follows, and as so amended, be referred to
31 the Committee of the Whole with favorable
32 recommendation:

33
34 Amend the Health, Environment, Welfare & Institutions Committee
35 Report, dated February 19, 2001, page 1, line 3, strike "(1), (2), (3), and
36 (4)," and substitute "(2) and (4).";

37
38 strike lines 6 through 20, and substitute the following:
39 "**formula.** (2) Moneys appropriated for the program shall be distributed
40 to".

41
42 Page 2, strike lines 5 through 12.

43
44 Page 3, after line 3, insert the following:

45
46 "**SECTION 3. Appropriation.** In addition to any other
47 appropriation, there is hereby appropriated, out of any moneys in the
48 older Coloradans cash fund not otherwise appropriated, to the department
49 of human services, aging and adult services, for the fiscal year beginning
50 July 1, 2001, the sum of three million dollars (\$3,000,000), or so much
51 thereof as may be necessary for the implementation of this act.".

52
53 Renumber succeeding section accordingly.

54
55 Page 1, line 101, strike "PROGRAM." and substitute "PROGRAM, AND
56 MAKING AN APPROPRIATION THEREFOR.".

- 1 **HB01-1204** be referred favorably to the Committee on Criminal
2 Justice.
3
4
- 5 **HB01-1212** be amended as follows, and as so amended, be referred to
6 the Committee of the Whole with favorable
7 recommendation:
8
- 9 Amend the Finance Committee Report, dated February 21, 2001, page
10 1, line 3, strike "THE THIRD DAY";
11
12 line 4, strike "FOLLOWING".
13
14
15
- 16 **HB01-1221** be amended as follows, and as so amended, be referred to
17 the Committee of the Whole with favorable
18 recommendation:
19
- 20 Amend printed bill, page 3, strike lines 8 through 13 and substitute the
21 following:
22
- 23 "(3) ANY PERSON WHO VIOLATES ANY OF THE PROVISIONS OF
24 SUBSECTION (1) OF THIS SECTION COMMITS A CLASS 1 MISDEMEANOR.";
25
26 strike line 27.
27
- 28 Strike pages 4 through 7.
29
- 30 Page 8, strike lines 1 through 6.
31
- 32 Renumber succeeding sections accordingly.
33
34
- 35 **HB01-1231** be postponed indefinitely.
36
37
- 38 **HB01-1257** be referred to the Committee of the Whole with favorable
39 recommendation.
40
41
- 42 **HB01-1309** be amended as follows, and as so amended, be referred to
43 the Committee of the Whole with favorable
44 recommendation:
45
- 46 Amend the State, Veterans, & Military Affairs Committee Report, dated
47 February 27, 2001, page 1, line 7, after "STATE", insert "OR THE
48 SECRETARY'S DESIGNEE".
49
- 50 Page 4 of the committee report, strike lines 16 through 23 and substitute
51 the following:
52
- 53 "Page 1, line 102, strike "FINANCE, AND IN" and substitute "FINANCE.";
54
55 strike lines 103 through 106."
56
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**INTRODUCTION OF BILL
First Reading**

The following bill was read by title and referred to the committee indicated:

HB01-1372 by Representative(s) Spradley; also Senator(s) Chlouber--
Concerning real property in Fremont county used by the special operations response team of the department of corrections, and making an appropriation in connection therewith.

Committee on Local Government
Committee on Appropriations

LAY OVER OF CALENDAR ITEMS

On motion of Representative Spradley, the following items on the Calendar were laid over until March 29th, retaining place on Calendar:

Consideration of General Orders--**SB01-027, 178, 135, 145, 158, 040, 140, 144, 116, 150, 131, HB01-1170.**

Consideration of Resolutions--**SJR01-012, HJR01-1021.**

Consideration of Senate Amendments--**HB01-1011, 1030, 1124, 1064, 1281, 1288, 1226, 1325, 1224, 1187, 1113.**

Consideration of Governor's Veto--**HB01-1073**

On motion of Representative Spradley, the House adjourned until 10:00 a.m., March 26, 2001.

Approved:

DOUG DEAN,
Speaker

Attest:

JUDITH RODRIGUE,
Chief Clerk.