

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

Twenty-first Legislative Day

Tuesday, January 30, 2001

Prayer By the chaplain, Reverend Arlyn Tolzmann, Holy Cross Lutheran Church, Wheat Ridge.

Call to Order By the President at 9:00 a.m.

Roll Call Present--Total, 33.
Absent/Excused--Chlouber, Tupa--Total 2.
Present later--Tupa.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Fitz-Gerald, reading of the Journal of January 29, 2001, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Senate Services Correctly printed: SB 01-147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178.

Correctly engrossed: SB 01-054, 077, 084, 049, 002, 058, 071, 020, 110, 011, SR 01-008, SJR 01-007.

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

CONSIDERATION OF RESOLUTIONS

SJR01-008 by Senators Epps and Arnold; also Representative Dean--Concerning the commendation of law enforcement officers for the capture of the escaped prisoners from Texas/

The resolution was read at length and on motion of Senator Epps, the resolution was **adopted** by the following roll call vote:

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

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

**CHANGE TO THE THIRD READING--FINAL PASSAGE--
CONSENT CALENDAR**

SB01-020 by Senators Lamborn, Anderson, Linkhart, Reeves, Taylor and Windels; also Representatives Coleman and Young--Concerning identification of public depository accounts.

Upon request of Senator Lamborn, **SB01-020** was removed from the January 30, 2001 Consent Calendar and was placed at the end of the Third Reading--Final Passage Calendar of Wednesday, January 31, 2001.

**THIRD READING OF BILLS--FINAL PASSAGE--
CONSENT CALENDAR**

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

SB01-049 by Senators Windels, Anderson, Lamborn, Reeves and Taylor; also Representative Vigil--Concerning preschool program community providers.

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

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

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

Co-sponsor added: Phillips.

SB01-002 by Senators Perlmutter and Hagedorn; also Representative Paschall--Concerning extension of the special water committee.

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

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

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

Co-sponsors added: Phillips, Musgrave.

SB01-058 by Senators Arnold, Matsunaka and Perlmutter; also Representative Coleman, Smith and Grossman--Concerning the enactment of Colorado Revised Statutes 2000 as the positive and statutory law of the state of Colorado.

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

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

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

Co-sponsor added: Tate.

SB01-071

by Senators Arnold and Phillips; also Representative Spence--Concerning the creation of a student loan guarantee fund.

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

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

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

Co-sponsors added: Fitz-Gerald, Teck.

SB01-110

by Senator Takis and Lamborn; Representative Miller--Concerning continuation of the workers' compensation classification appeals board.

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

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

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

Co-sponsor added: Nichol.

SB01-011

by Senator Epps; also Representative Cloer--Concerning changes to the "Respiratory Therapy Practice Act", and, in connection therewith, adding practices that are specifically not prohibited and authorizing injunctions against practices that are prohibited.

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

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

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

Co-sponsor added: Phillips.

THIRD READING OF BILLS--FINAL PASSAGE

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

SB01-015

by Senator Teck; also Representative Hefley—Concerning community supervision placement review for persons in phase III of the youthful offender system.

Laid over until Wednesday, January 31, 2001, retaining its place on the calendar.

SB01-084

by Senator Perlmutter; also Representative Witwer—Concerning the inmate disaster relief program.

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

YES	33	NO	1	EXCUSED	1	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	E	Hanna	Y	Owen	Y	Thiebaut	Y
Dennis	N	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, E.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Dyer, F.	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

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

SB01-054

by Senator McElhany; also Representative Rippy—Concerning a limitation on the state's liability for damage to livestock.

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

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

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

SB01-047

by Senator Hanna; also Representative Stafford—Concerning a requirement certain counseling professions report child abuse.

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

YES	27	NO	7	EXCUSED	1	ABSENT	0
Anderson	Y	Evans	Y	May	N	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	N	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	N	Hagedorn	Y	Nichol	Y	Teck	N
Chlouber	E	Hanna	Y	Owen	N	Thiebaut	Y
Dennis	N	Hernandez	N	Pascoe	Y	Tupa	Y
Dyer, E.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Dyer, F.	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

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

Co-sponsors added: Dyer (Arapahoe), Dyer (Durango), Hagedorn, Linkhart, Nichol, Perlmutter, Tupa Windels.

SB01-077

by Senator Perlmutter; also Representative Veiga—Concerning the length of juvenile parole.

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

SB01-077

YES	29	NO	5	EXCUSED	1	ABSENT	0
Anderson	Y	Evans	Y	May	N	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	N	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	N	Taylor	N
Cairns	N	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	E	Hanna	Y	Owen	Y	Thiebaut	Y
Dennis	Y	Hernandez	Y	Pascoe	Y	Tupa	Y
Dyer, E.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Dyer, F.	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

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

Co-sponsors added: Hernandez, Linkhart, Windels.

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the Second Reading Consent Calendar of Tuesday, January 30, was laid over until Monday, February 5, retaining its place on the calendar.

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the Second Reading Calendar of Tuesday, January 30, was laid over until Wednesday, January 31, retaining its place on the calendar.

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

CONSIDERATION OF RESOLUTIONS

HJR01-1006 by Representatives Stengel, Young, Berry and Saliman; also Senator s Fitz-Gerald, Reeves, Tate and Owen—Concerning the certification by the general assembly of its estimate of state general fund revenues and allowable state general fund appropriations for the 2001-02 budget year.

On motion of Senator Fitz-Gerald, the Resolution was **adopted** by the following roll call vote:

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

HJR01-1005 by Representatives Dean, Coleman, King, Smith, Williams T.; also Senators Anderson, Andrews, Owen, Pascoe and Tate—Concerning changes to joint rule 36 of the rules of the Senate and the House of Representatives.

Laid over until January 31, 2001, retaining its place on the calendar.

Senate in Recess--Senate Reconvened.

COMMITTEE OF REFERENCE REPORTS

The committees recommend the following:

Business,
Labor, and
Finance

After consideration on the merits, the committee recommends that **SB01-004** be postponed indefinitely.

Business,
Labor, and
Finance

After consideration on the merits, the committee recommends that **SB01-046** be amended as follows and, as so amended be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 6, after "(8)", insert "(a)";
after line 13, insert the following:

"(b) THE COSTS FOR SENTENCING TO THE DEPARTMENT OF CORRECTIONS AN OFFENDER CONVICTED UNDER THIS SECTION SHALL BE PAID FOR FROM THE LIMITED GAMING FUND, ESTABLISHED PURSUANT TO SECTION 9 OF ARTICLE XVIII OF THE STATE CONSTITUTION. THE DEPARTMENT OF CORRECTIONS SHALL REQUEST MONEYS FOR SUCH COSTS FROM THE COLORADO LIMITED GAMING CONTROL COMMISSION, CREATED IN SECTION 12-47.1-301, IN A MANNER PRESCRIBED BY THE COMMISSION.";

line 16, after "(2)", insert "(a)";

after line 23, insert the following:

"(b) THE COSTS FOR SENTENCING TO THE DEPARTMENT OF CORRECTIONS AN OFFENDER CONVICTED UNDER THIS SECTION SHALL BE PAID FOR FROM THE LIMITED GAMING FUND, ESTABLISHED PURSUANT TO SECTION 9 OF ARTICLE XVIII OF THE STATE CONSTITUTION. THE DEPARTMENT OF CORRECTIONS SHALL REQUEST MONEYS FOR SUCH COSTS FROM THE COLORADO LIMITED GAMING CONTROL COMMISSION, CREATED IN SECTION 12-47.1-301, IN A MANNER PRESCRIBED BY THE COMMISSION.";

strike lines 24 through 27 and substitute the following:

SECTION 3. 18-20-109 (8), Colorado Revised Statutes, is amended to read:

18-20-109. Use of counterfeit or unapproved chips or tokens or unlawful coins or devices - possession of certain unlawful devices, equipment, products, or materials. (8) (a) Any person issued a license pursuant to article 47.1 of title 12, C.R.S., violating any provision of this section commits a class 6 felony; and any other person violating any provision of this section commits a class 1 misdemeanor. EXCEPT THAT, if the person is a repeating gambling offender, the person commits a class 5 felony.

(b) THE COSTS FOR SENTENCING TO THE DEPARTMENT OF CORRECTIONS AN OFFENDER CONVICTED UNDER THIS SECTION SHALL BE PAID FOR FROM THE LIMITED GAMING FUND, ESTABLISHED PURSUANT TO SECTION 9 OF ARTICLE XVIII OF THE STATE CONSTITUTION. THE DEPARTMENT OF CORRECTIONS SHALL REQUEST MONEYS FOR SUCH COSTS FROM THE COLORADO LIMITED GAMING CONTROL COMMISSION, CREATED IN SECTION 12-47.1-301, C.R.S., IN A MANNER PRESCRIBED BY THE COMMISSION.

SECTION 4. 18-20-110 (2), Colorado Revised Statutes, is amended to read:

18-20-110. Cheating game and devices. (2) (a) Any person issued a license pursuant to article 47.1 of title 12, C.R.S., violating any provision of this section commits a class 6 felony; and any other person violating this section commits a class 1 misdemeanor. EXCEPT THAT, if the person is a repeating gambling offender, the person commits a class 5 felony.

(b) THE COSTS FOR SENTENCING TO THE DEPARTMENT OF CORRECTIONS AN OFFENDER CONVICTED UNDER THIS SECTION SHALL BE PAID FOR FROM THE LIMITED GAMING FUND, ESTABLISHED PURSUANT TO SECTION 9 OF ARTICLE XVIII OF THE STATE CONSTITUTION. THE DEPARTMENT OF CORRECTIONS SHALL REQUEST MONEYS FOR SUCH COSTS FROM THE COLORADO LIMITED GAMING CONTROL COMMISSION, CREATED IN SECTION 12-47.1-301, C.R.S., IN A MANNER PRESCRIBED BY THE COMMISSION.

SECTION 5. Determination concerning section 2-2-703. The general assembly has determined that because the costs of the increase in periods of imprisonment caused by this act will not be funded out of the general fund, this act is an exception to section 2-2-703 and no appropriation of moneys is necessary in this act."

Renumber succeeding sections accordingly.

Strike pages 3 through 6.

Page 7, strike lines 1 through 3.

Renumber succeeding sections accordingly.

Page 1, strike lines 102 and 103 and substitute the following:

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SB01-046	"ESTABLISHMENTS."	1
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Business, Labor, and Finance	After consideration on the merits, the committee recommends that SB01-055 be referred favorably to the Committee of the Whole.	3 4 5 6
Judiciary	After consideration on the merits, the committee recommends that SB01-010 be referred favorably to the Committee on Health, Environment, Children and Families:	7 8 9
Judiciary	After consideration on the merits, the committee recommends that SB01-017 be postponed indefinitely.	10 11 12
Judiciary	After consideration on the merits, the committee recommends that SB01-060 be postponed indefinitely.	13 14 15

MESSAGE FROM THE HOUSE

January 30, 2001

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB01-1048,1057,1060,1095,1128,1164,1200.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB01-1030, amended as printed in House Journal, January 29, page 201.
HB01-1064, amended as printed in House Journal, January 29, pages 199-200.
HB01-1074, amended as printed in House Journal, January 29, pages 200-201.
HB01-1096, amended as printed in House Journal, January 29, pages 202-203.

January 30, 2001

Mr. President:

The House has adopted and returns herewith SJR01-008.

MESSAGE FROM THE REVISOR

We herewith transmit:

without comment, HB01-1048, 1057, 1060, 1095, 1128, 1164, and 1200;
without comment, as amended, HB01-1030, 1064, 1074, and 1096.

MESSAGE FROM THE GOVERNOR

Appointments Letters of designation and appointment from Governor Owens were read and assigned to Committee as follows:

June 8, 2000

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

**MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS**

for terms expiring July 1, 2001

Karen E. Hart of Kiowa, Colorado, to serve as a public employee experienced in property evaluation and taxation, reappointed;

Mark R. Linne of Bailey, Colorado, to serve as a public employee experienced in property evaluation and taxation and as a Republican, appointed;

Debra Baumbach of Littleton, Colorado, to serve as a public employee, experienced in residential appraisals and as an Unaffiliated, reappointed;

Meredith McWilliams of Denver, Colorado, to serve as a public employee experienced in residential appraisals and as an Unaffiliated, appointed;

Sincerely,
(Signed)
Bill Owens
Governor

Rec'd 6/21/00
P. Dicks, Secretary

Committee on Government, Veterans and Military Relations and Transportation.

June 27, 2000

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBER OF THE
BOARD OF ASSESSMENT APPEALS

for a term expiring July 1, 2001:

Joseph R. Shaw of Highlands Ranch, Colorado, to serve as a public employee experienced in property evaluation and taxation and as a Republican, appointed.

Sincerely,
(Signed)
Bill Owens
Governor

Rec'd 7/10/00
G. Aberle, Ass't. Secretary

Committee on Government, Veterans and Military Relations and Transportation.

August 16, 2000

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBER OF THE
CHILDREN'S BASIC HEALTH
PLAN POLICY BOARD

for a term expiring June 30, 2001:

Orville F. Petersen of Grand Junction, Colorado to fill the vacancy occasioned by the resignation of John L. Moss and to serve as a representative of business, appointed.

Sincerely,
(Signed)
Bill Owens
Governor

Rec'd 8/25/00
P. Dicks, Secretary

Committee on Health, Environment, Children and Families.

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October 11, 2000

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
COAL MINE BOARD OF EXAMINERS

for terms expiring July 1, 2004:

Frank A. Self, Craig, Colorado, to serve as a Colorado coal mine owner, operator, or manager engaged in surface mining industry, reappointed.

Trent A. Peterson of Marvel, Colorado, to serve as an engineer experienced in coal mining, reappointed.

Sincerely,
(Signed)
Bill Owens
Governor

Rec'd 10/26/00
P. Dicks, Secretary

Committee on Agriculture and Natural Resources.

November 2, 2000

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
COAL MINE BOARD OF EXAMINERS

for terms expiring July 1, 2004:

Kathleen G. Welt of Hotchkiss, Colorado, to serve as a Colorado coal mine owner, operator, or manager engaged in surface mining industry, appointed.

Crecencio Orlando Salazar of Hayden, Colorado, to serve as a coal miner of known experience and practice in underground coal mining, appointed.

Sincerely,
(Signed)
Bill Owens
Governor

Rec'd 11/16/00
P. Dicks, Secretary

Committee on Agriculture and Natural Resources.

August 10, 2000

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

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Ladies and Gentlemen:
Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

for terms expiring July 1, 2004:

William T. Martin of Colorado Springs, Colorado, to serve as a Republican from the Fifth Congressional District, reappointed;

Jeannie G. Reeser of Thornton, Colorado, to serve as a Democrat from the Fourth Congressional District, appointed.

Sincerely,
(Signed)
Bill Owens
Governor

Rec'd 8/25/00
P. Dicks, Secretary

Committee on Education.

September 26, 2000

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:
Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO EDUCATIONAL AND CULTURAL
FACILITIES AUTHORITY

expiring June 30, 2004:

Ann C. Kiley of Denver, Colorado, to serve as a Democrat, reappointed;

Kent C. Veio of Denver, Colorado, to serve as a Republican, appointed.

Sincerely,
(Signed)
Bill Owens
Governor

Rec'd 10/13/00
P. Dicks, Secretary

Committee on Education.

May 18, 2000

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:
Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBER OF THE
STATE ELECTRICAL BOARD

for a term expiring July 1, 2002:

Richard D. Brinkley of Glenwood Springs, Colorado, to serve as a representative of electric utility, and as a Republican, to fill a vacancy occasioned by the resignation of David N. Atwood, appointed.

Sincerely,
(Signed)
Bill Owens
Governor

Rec'd 5/24/00
G. Aberle, Asst. Secretary

Committee on Business, Labor and Finance.

June 27, 2000

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to withdraw the nomination due to resignation of the following:

MEMBER OF THE
STATE ELECTRICAL BOARD

for a term expiring July 1, 2003:

Leigh Ann McKenna of Boulder, Colorado, to serve as an electrical contractor who has a masters license and as a Democrat, appointed.

Sincerely,
(Signed)
Bill Owens
Governor

Rec'd 1/26/01
K. Goldman, Secretary

Committee on Business, Labor and Finance.

July 25, 2000

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for a term expiring November 1, 2000:

Dominic A. Lloyd of Denver, Colorado, to fill the vacancy occasioned by the resignation of Frances Koncilja and as a representative of the First Congressional District and as an Unaffiliated, appointed;

for terms expiring November 1, 2003:

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Gary L. Yourtz of Englewood, Colorado, to serve as a representative of the Sixth Congressional District and as a Democrat, appointed;

Russell N. Johnson of Sterling, Colorado, to serve as a representative of the Fourth Congressional District and as a Republican, reappointed.

Sincerely,
(Signed)
Bill Owens
Governor

Rec'd 8/11/00
P. Dicks, Secretary

Committee on Government, Veterans and Military Relations and Transportation.

September 20, 2000

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for terms effective November 1, 2000 and expiring November 1, 2004:

Dominic A. Lloyd of Denver, Colorado, to serve as a representative of the First Congressional District and as an Unaffiliated, reappointed;

Selman Thomas Harned of Gypsum, Colorado, to serve as a representative of the Third Congressional District and as a resident of the Western Slope and as a Republican, reappointed;

Alex "Sandy" Clark of Pueblo West, Colorado, to serve as a resident of the county in which the Colorado State Fair is held and as a representative of the Third Congressional District and as Democrat, reappointed.

Sincerely,
(Signed)
Bill Owens
Governor

Rec'd 9/27/00
P. Dicks, Secretary

Committee on Government, Veterans and Military Relations and Transportation.

October 11, 2000

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and resubmit to your consideration, the following:

MEMBERS OF THE
GROUND WATER COMMISSION

for a term expiring May 1, 2004:

Dennis W. Coryell of Burlington, Colorado, to serve as a resident agriculturist of the Northern High Plains ground water basin, reappointed.

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Larry William Clever of Grand Junction, Colorado, to serve as a representative of municipal and industrial water users and as a member residing west of the continental divide, appointed.

Sincerely,
(Signed)
Bill Owens
Governor

Rec'd: 10/26/00
P. Dicks, Secretary

Committee on Agriculture and Natural Resources.

INTRODUCTION OF BILLS--FIRST READING

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

- HB01-1030** by Representatives Young and Miller; also Senators Reeves, Anderson, Linkhart, Taylor and Windels--Concerning periodic adjustment of the annual salaries of the commissioners of the public utilities commission based on an objective standard.
Government, Veterans and Military Relations, and Transportation
- HB01-1048** by Representative Vigil; also Senator Hagedorn--Concerning the treatment of half siblings as part of an assistance unit for purposes of the Colorado works program.
Health, Environment, Children & Families
- HB01-1057** by Representatives Stafford and Bacon; also Senator Hanna--Concerning participation by a retiree of the public employees' retirement association in the voluntary investment program administered by the association.
Business, Labor, and Finance
- HB01-1060** by Representative Garcia; also Senator Lamborn--Concerning the fee collected by a state agency for issuing a certificate of taxes due.
Government, Veterans and Military Relations, and Transportation
- HB01-1064** by Representative Scott; also Senator Phillips--Concerning uniform accounting principles for insurers authorized to conduct business within Colorado.
Business, Labor, and Finance
- HB01-1074** by Representative Kester; also Senator Hillman--Concerning acceptance by the state of the Fort Lyon property conveyed by the federal government.
Health, Environment, Children & Families
- HB01-1095** by Representative Stengel; also Senator Hillman--Concerning selection of depositories for state moneys by the state treasurer.
Government, Veterans and Military Relations, and Transportation
- HB01-1096** by Representative Vigil; also Senator Hagedorn--Concerning the authority to allow recipients to supplement the amount received through the child care assistance program.
Health, Environment, Children & Families
- HB01-1128** by Representative Fairbank; also Senator Tate--Concerning the use of means of payment other than petty cash to pay liabilities incurred on behalf of the state without previously filed commitment vouchers.
Government, Veterans and Military Relations, and Transportation
- HB01-1164** by Representatives Stengel, Berry, Daniel, Dean, Mitchell, Nunez, Paschall, White and Williams S.; also Senator Perlmutter--Concerning the extension of the time within which the Colorado commission on taxation shall accomplish its duties.
Public Policy and Planning
- HB01-1200** by Representatives Cadman, Decker, Fairbank, Fritz, Hefley and Paschall; also Senator McElhany--Concerning the elimination of payment of unemployment insurance taxes owed by an employer when the amount of unemployment insurance tax is less than five dollars in a calendar quarter.
Business, Labor, and Finance
- HB01-1008** by Representatives Scott, Alexander, Mace, Miller, Plant, Ragsdale and Smith; also Senator Taylor--Concerning calculations of the contributions necessary to eliminate the unfunded liability of state-assisted old hire police officers' and firefighters' pension plans.
Government, Veterans and Military Relations, and Transportation

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HB01-1025	by Representative Bacon; also Senator Tupa--Concerning the privacy of motor vehicle records maintained by the department of revenue. Business, Labor, and Finance	1 2 3 4
HB01-1040	by Representatives Young and Miller; also Senator Reeves, Anderson, Lamborn, Linkhart, Taylor, Windels--Concerning penalties for false medicaid claims. Judiciary	5 6 7 8
HB01-1063	by Representative Webster; also Senator Owen--Concerning the authorization of governmental entities to establish drainage authorities by intergovernmental agreement for the purpose of developing drainage facilities. Agriculture and Natural Resources	9 10 11 12 13
HB01-1067	by Representative Rippy; also Senator McElhany--Concerning real estate broker licenses, and, in connection therewith, facilitating electronic transactions, eliminating the requirement that a designated broker be an officer, director, or member of a licensed entity, and adjusting disciplinary provisions. Business, Labor, and Finance	14 15 16 17 18 19
HB01-1124	by Representatives Swenson and Lee; also Senator Nichol--Concerning limitations on the authority to issue special license plates. Government, Veterans and Military Relations, and Transportation	20 21 22 23
HB01-1129	by Representatives King, Cadman, Cloer, Fritz, Larson, Rhodes, Schultheis, Spence and Williams T.; also Senator Dyer (Durango)--Concerning conditions of participation in extracurricular activities sponsored by school districts. Education	24 25 26 27 28
HB01-1131	by Representatives Spence, Alexander, Cadman, Clapp, Coleman, Dean, Decker, Fritz, Hefley, Johnson, Kester, King, Larson, Marshall, Mitchell, Nunez, Rippy, Tochtrop, Weddig, White, Williams S., Williams T. and Witwer; also Senator Anderson--Concerning changes to the terminology describing information on school performance, and, in connection therewith, changing the name of school report cards to school accountability reports, replacing letter grades with descriptive measurements, and applying the same descriptive measurements for school improvement to all schools. Education	29 30 31 32 33 34 35 36 37
HB01-1146	by Representatives Larson, Dean, King and Spence; also Senator Pascoe--Concerning the performance evaluation of the superintendent of a school district by a school district board of education. Education	38 39 40 41 42
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	On motion of Senator Phillips, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Tuesday, January 30, 2001 was laid over until Wednesday, January 31, retaining its place on the calendar.	44 45 46 47
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	On motion of Senator Phillips, the Senate adjourned until 9:00 a.m., Wednesday, January 31, 2001.	49 50 51
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	Approved:	53 54
	Stan Matsunaka	55
Attest:	President of the Senate	56 57
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Karen Goldman		59
Secretary of the Senate		60