

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

Eighty-fourth Legislative Day

Tuesday, April 3, 2001

1 Prayer by Rabbi Goldberg, Executive Editor, Intermountain Jewish News,
 2 Denver.

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

5
 6 The roll was called with the following result:

7
 8 Present--64.
 9 Absent--Representative Williams S.--1.
 10 Present after roll call--Representative Williams S.

11
 12 The Speaker declared a quorum present.

13
 14
 15 On motion of Representative Jameson, the reading of the journal of
 16 April 2, 2001, was declared dispensed with and approved as corrected by
 17 the Chief Clerk.

THIRD READING OF BILLS--FINAL PASSAGE

18
 19
 20
 21
 22 The following bills were considered on Third Reading. The titles were
 23 publicly read. Reading of the bill at length was dispensed with by
 24 unanimous consent.

25
 26
 27 **HB01-1358** by Representative(s) Sinclair; also Senator(s) Thiebaut--
 28 Concerning the financing of the offices of public trustees.

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 63 NO 2 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	N	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	N	Madden	Y	Smith	Y	Witwer	Y
7	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
8							Mr. Speaker	Y
9								

10 Co-sponsor added: Representative Mr. Speaker.

11
12 **HB01-1268** by Representative(s) Chavez; also Senator(s) Linkhart--
13 Concerning termination of the parent-child legal
14 relationship.

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	64	NO	1	EXCUSED	0	ABSENT	0
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	Y	Rhodes	Y	Tochtrop	Y
28	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
29	Cloer	N	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	Y	Madden	Y	Smith	Y	Witwer	Y
36	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
37							Mr. Speaker	Y
38								
39								
40								

41 Co-sponsors added: Representatives Boyd, Jahn, Mace, Madden, Saliman, Vigil,
42 Williams S.

43
44 **HB01-1363** by Representative(s) Cloer, Boyd, Clapp, Crane, Mace,
45 Rhodes, Sanchez, Schultheis, Stafford, Tochtrop; also
46 Senator(s) Hernandez, Epps, Hanna--Concerning licensed
47 health care professionals that may verify a person has a
48 physical impairment for the purpose of obtaining disabled
49 parking privileges.

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 64	NO 1	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	N 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-sponsors added: Representatives Coleman, Lawrence, Lee, Marshall, Tapia.

22
23
24 **HB01-1371** by Representative(s) Cloer; also Senator(s) Anderson--
25 Concerning the implementation of restrictions on the
26 medical use of marijuana.

27
28 The question being "Shall the bill 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 bill
31 was declared **passed**.

	YES 55	NO 10	EXCUSED 0	ABSENT 0
32				
33				
34				
35	Alexander	Y Groff	Y Miller	Y Spence Y
36	Bacon	Y Grossman	Y Mitchell	N Spradley Y
37	Berry	Y Hefley	Y Nuñez	N Stafford Y
38	Borodkin	Y Hodge	Y Paschall	N Stengel Y
39	Boyd	Y Hoppe	Y Plant	Y Swenson Y
40	Cadman	N 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	N Larson	Y Sanchez	Y Weddig N
46	Daniel	Y Lawrence	Y Schultheis	Y White Y
47	Decker	Y Lee	N Scott	Y Williams S. Y
48	Fairbank	N Mace	Y Sinclair	N Williams T. Y
49	Fritz	Y Madden	Y Smith	Y Witwer N
50	Garcia	Y Marshall	Y Snook	Y Young Y
51				Mr. Speaker Y

52
53 Co-sponsors added: Representatives Hefley, Mace.

54
55

1 **HB01-1367** by Representative(s) Stengel; also Senator(s) Reeves--
 2 Concerning the refunding of excess state revenues in
 3 addition to the amount of excess state revenues required to
 4 be refunded for any given fiscal year by section 20 of
 5 article X of the Colorado constitution.
 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 56	NO 9	EXCUSED 0	ABSENT 0			
14 Alexander	Y	Groff	Y	Miller	Y	Spence	Y
15 Bacon	Y	Grossman	Y	Mitchell	N	Spradley	N
16 Berry	Y	Hefley	N	Nuñez	N	Stafford	Y
17 Borodkin	Y	Hodge	Y	Paschall	N	Stengel	Y
18 Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
19 Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
20 Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
21 Clapp	N	Johnson	Y	Rippy	Y	Veiga	Y
22 Cloer	N	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	N	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
30						Mr. Speaker	Y

31
 32 Co-sponsors added: Representatives Berry, Boyd, Coleman, Garcia, Jahn,
 33 Jameson.
 34
 35

36 **HB01-1369** by Representative(s) Stafford, Cadman, Cloer, Coleman,
 37 Crane, Dean, Fairbank, Fritz, Hoppe, Johnson, Kester,
 38 King, Larson, Lee, Mace, Nuñez, Rhodes, Rippy,
 39 Schultheis, Scott, Snook, Spence, Spradley, Swenson,
 40 Webster, Williams S.--Concerning unsolicited proposals
 41 for public-private initiatives.
 42

43 Laid over until April 4, retaining place on Calendar.
 44
 45

47 CONSIDERATION OF RESOLUTIONS

49 **HJR01-1024** by Representative(s) Alexander, Clapp, Coleman, Groff,
 50 Hefley, Jahn, Johnson, Larson, Mace, Schultheis, Stafford,
 51 Tochtrop, Williams S., Witwer; also Senator(s) Dyer,
 52 Durango --Concerning recognition of April as Child Abuse
 53 Prevention Month.
 54

55 (Printed and placed in member's file, Report also printed in House
 56 Journal March 30, pages 1052-1053.)

1 Representative Dean moved the following amendment:

2 Amendment No. 1, by Representatives Dean, Lee, Cadman.

3

4 Amend printed joint resolution, page 1, strike lines 1 and 2 and substitute
5 the following:

6

7 "WHEREAS, Children are the key to this state's future success and
8 prosperity; and".

9

10 The amendment was declared **passed** by **viva voce** vote.

11

12 On motion of Representative Alexander, the resolution as amended was
13 **adopted** by **viva voce** vote.

14

15 Co-sponsors added: Roll call of the House.

16

17

18 **SJR01-012** by Senator(s) Reeves, Hagedorn; also Representative(s)
19 Lawrence, Bacon--Concerning the Bone and Joint Decade.

20

21 (Printed and placed in member's bill file.)

22

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

25

26 Co-sponsors added: Representatives Alexander, Borodkin, Boyd, Cadman,
27 Chavez, Cloer, Coleman, Crane, Daniel, Decker, Hefley, Hodge, Hoppe,
28 Jameson, Larson, Mace, Madden, Miller, Plant, Ragsdale, Rippy, Romanoff,
29 Saliman, Sanchez, Schultheis, Scott, Sinclair, Snook, Spradley, Stengel, Tapia,
30 Tochtrop, Veiga, Weddig, Williams S., Williams T., Witwer.

31

32

33

34 On motion of Representative Williams T., the House resolved itself into
35 Committee of the Whole for consideration of General Orders, and she
36 was called to the Chair to act as Chairman.

37

38

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

40

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

45

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

48

49 **HB01-1225** by Representative(s) Stengel; also Senator(s) Perlmutter--
50 Concerning growth management in Colorado.

51

52 Amendment No. 1, Appropriations Report, dated March 30, 2001, and
53 placed in member's bill file; Report also printed in House Journal,
54 March 30, page 1048.

55

1 Amendment No. 2, by Representative Stengel.

2

3 Amend printed bill, page 7, strike lines 9 through 27 and substitute the
4 following:

5

6 "(a) THE POPULATION OF COLORADO IS LIKELY TO INCREASE AT A
7 RATE ABOVE THE NATIONAL AVERAGE FOR THE FORESEEABLE FUTURE.
8 THE CAUSES OF THIS GROWTH IN POPULATION ARE DUE, PRIMARILY, TO
9 CIRCUMSTANCES BEYOND THE CONTROL OF LOCAL GOVERNMENTS AND OF
10 THE STATE OF COLORADO ITSELF.

11

12 (b) THE EXPECTED GROWTH IN COLORADO'S POPULATION
13 NECESSARILY RESULTS IN EITHER THE DEVELOPMENT OF LANDS THAT ARE
14 CURRENTLY UNDEVELOPED OR THE DENSIFICATION OF THE EXISTING
15 DEVELOPED AREAS OF THE STATE. THE GENERAL ASSEMBLY FINDS NO
16 CLEAR CONSENSUS AMONG THE PEOPLE OF THE STATE AS TO WHICH
17 COURSE OF ACTION THEY PREFER AND, THEREFORE, INTERPRETS THIS
18 SENTIMENT AS A DESIRE TO DEVELOP POPULATION GROWTH MANAGEMENT
19 POLICY THAT SEEKS BALANCE BETWEEN THE DEVELOPMENT OF
20 UNDEVELOPED LAND AND THE FURTHER DENSIFICATION OF DEVELOPED
21 LANDS.

22

23 (c) GROWTH PLANNING WILL IMPROVE THE LIKELIHOOD THAT
24 COLORADO WILL RETAIN THE BENEFITS GROWTH PROVIDES WHILE
25 PROTECTING OPEN SPACE, ENSURING COORDINATION OF INFRASTRUCTURE
26 AND CAPITAL FACILITIES, AND PROMOTING THE GOALS OF COMPACT,
27 CONTIGUOUS, AND ORDERLY DEVELOPMENT. DECISIONS OF LOCAL
28 GOVERNMENTS THAT FACILITATE OR RESTRICT GROWTH WITHIN THEIR
29 OWN JURISDICTIONS HAVE SIGNIFICANT IMPACTS OUTSIDE OF SUCH
30 JURISDICTIONS. ACCORDINGLY, MANDATORY MASTER PLANNING USING
31 CERTAIN MINIMUM REQUIRED ELEMENTS AND THE ESTABLISHMENT AND
32 COORDINATION OF URBAN GROWTH AREAS ARE MATTERS OF STATEWIDE
33 INTEREST AND CONCERN."

34

35 Strike page 8.

36

37 Page 9, strike lines 1 through 20;
38 line 21, strike "(2)" and substitute "(d)".

39

40 Page 10, line 1, strike "(3)" and substitute "(2)";
41 strike lines 8 through 12.

42

43 Amendment No. 3, by Representative Stengel.

44

45 Amend printed bill, page 22, line 21, after "AMENDMENT.", add "ALL
46 AMENDMENTS TO THE MASTER PLAN SHALL BE BY ORDINANCE."

47

48 Amendment No. 4, by Representative Plant.

49

50 Amend the Amendment No. 3, by Representative Stengel, printed in
51 House Journal, page 1072, strike line 45 and substitute the following:
52 "Amend printed bill, page 17, line 11, after "ADOPT," insert "BY
53 ORDINANCE,";

54

55 Page 22, line 21, after "AMENDMENT.", add "ALL".

56

1 Amendment No. 5, by Representative Hoppe.

2
3 Amend printed bill, page 66, strike line 10 and substitute the following:
4 "amended, and the said 31-12-105 (1) is further amended BY THE
5 ADDITION OF THE FOLLOWING NEW PARAGRAPHS, to read:".

6
7 Page 67, strike lines 8 through 26 and substitute the following:

8
9 "enterprise zone. PRIOR TO COMPLETION OF AN ANNEXATION IN WHICH
10 THE CONTIGUITY REQUIRED BY SECTION 31-12-104 (1) (a) IS ACHIEVED IN
11 ACCORDANCE WITH THE REQUIREMENTS OF THIS PARAGRAPH (e), THE
12 MUNICIPALITY SHALL ANNEX ANY OF THE FOLLOWING PARCELS THAT ABUT
13 A PLATTED STREET OR ALLEY, A PUBLIC OR PRIVATE RIGHT-OF-WAY, A
14 PUBLIC OR PRIVATE TRANSPORTATION RIGHT-OF-WAY OR AREA, OR A LAKE,
15 RESERVOIR, STREAM, OR OTHER NATURAL OR ARTIFICIAL WATERWAY,
16 WHERE SUCH PARCEL IS INCLUDED WITHIN THE MUNICIPALITY'S URBAN
17 SERVICE AREA DESIGNATED PURSUANT TO SECTION 24-63-307, C.R.S.,
18 WHERE THE PARCEL SATISFIES ALL OF THE ELIGIBILITY REQUIREMENTS
19 PURSUANT TO SECTION 31-12-104, AND FOR WHICH AN ANNEXATION
20 PETITION HAS BEEN RECEIVED BY THE MUNICIPALITY NO LATER THAN
21 FORTY-FIVE DAYS PRIOR TO THE DATE OF THE HEARING SET PURSUANT TO
22 SECTION 31-12-108 (1):

23
24 (I) ANY PARCEL OF PROPERTY HAVING AN INDIVIDUAL SCHEDULE
25 NUMBER FOR COUNTY TAX FILING PURPOSES UPON THE PETITION OF THE
26 OWNER OF SUCH PARCEL;

27
28 (II) ANY SUBDIVISION THAT CONSISTS OF ONLY ONE FILING UPON
29 THE PETITION OF THE REQUISITE NUMBER OF OWNERS OF PROPERTY WITHIN
30 THE SUBDIVISION AS DETERMINED PURSUANT TO SECTION 31-12-107; OR

31
32 (III) ANY FILING WITHIN A SUBDIVISION THAT CONSISTS OF MORE
33 THAN ONE FILING UPON THE PETITION OF THE REQUISITE NUMBER OF
34 OWNERS OF PROPERTY WITHIN THE FILING AS DETERMINED PURSUANT TO
35 SECTION 31-12-107.

36
37 (e.1) THE MUNICIPALITY SHALL ANNEX THE PARCELS DESCRIBED
38 IN PARAGRAPH (e) OF THIS SUBSECTION (1) UNDER THE SAME OR
39 SUBSTANTIALLY SIMILAR TERMS AND CONDITIONS AS, AND CONSIDER THEM
40 AT THE SAME HEARING AND IN THE SAME IMPACT REPORT AS, THE INITIAL
41 ANNEXATION IN WHICH THE CONTIGUITY REQUIRED BY SECTION 31-12-104
42 (1) (a) IS ACHIEVED BY ANNEXING A PLATTED STREET OR ALLEY, A PUBLIC
43 OR PRIVATE RIGHT-OF-WAY, A PUBLIC OR PRIVATE TRANSPORTATION
44 RIGHT-OF-WAY OR AREA, OR A LAKE, RESERVOIR, STREAM, OR OTHER
45 NATURAL OR ARTIFICIAL WATERWAY. IMPACTS OF THE ANNEXATION UPON
46 THE PARCELS DESCRIBED IN PARAGRAPH (e) OF THIS SUBSECTION (1) THAT
47 ABUT SUCH STREET OR ALLEY, RIGHT-OF-WAY, AREA, OR WATERWAY
48 SHALL BE CONSIDERED IN THE IMPACT REPORT REQUIRED BY SECTION
49 31-12-108.5. AS PART OF THE SAME HEARING, THE MUNICIPALITY SHALL
50 CONSIDER AND DECIDE UPON ANY PETITION FOR ANNEXATION OF ANY
51 PARCEL OF PROPERTY HAVING AN INDIVIDUAL SCHEDULE NUMBER FOR
52 COUNTY TAX FILING PURPOSES, WHICH PETITION WAS RECEIVED NOT LATER
53 THAN FORTY-FIVE DAYS PRIOR TO THE HEARING DATE, WHERE THE PARCEL
54 ABUTS ANY PARCEL DESCRIBED IN PARAGRAPH (e) OF THIS SUBSECTION (1),
55 AND WHERE THE PARCEL OTHERWISE SATISFIES ALL OF THE ELIGIBILITY
56 REQUIREMENTS OF SECTION 31-12-104.

1 (e.3) IN CONNECTION WITH ANY ANNEXATION IN WHICH THE
2 CONTIGUITY REQUIRED BY SECTION 31-12-104 (1) (a) IS ACHIEVED BY
3 ANNEXING A PLATTED STREET OR ALLEY, A PUBLIC OR PRIVATE
4 RIGHT-OF-WAY, A PUBLIC OR PRIVATE TRANSPORTATION RIGHT-OF-WAY OR
5 AREA, OR A LAKE, RESERVOIR, STREAM, OR OTHER NATURAL OR ARTIFICIAL
6 WATERWAY, UPON THE LATER OF NINETY DAYS PRIOR TO THE DATE OF THE
7 HEARING SET PURSUANT TO SECTION 31-12-108 OR UPON THE FILING OF
8 THE ANNEXATION PETITION, THE MUNICIPALITY SHALL PROVIDE, BY
9 REGULAR MAIL TO THE OWNER OF ANY ABUTTING PARCEL AS REFLECTED
10 IN THE RECORDS OF THE COUNTY ASSESSOR, WRITTEN NOTICE OF THE
11 ANNEXATION AND OF THE LANDOWNER'S RIGHT TO PETITION FOR
12 ANNEXATION PURSUANT TO SECTION 31-12-107. INADVERTENT FAILURE
13 TO PROVIDE SUCH NOTICE SHALL NEITHER CREATE A CAUSE OF ACTION IN
14 FAVOR OF ANY LANDOWNER NOR INVALIDATE ANY ANNEXATION
15 PROCEEDING."

16
17 Amendment No. 6, by Representative Hoppe.

18
19 Amend printed bill, page 11, line 10, after "JURISDICTION.", add "FOR
20 PURPOSES OF THIS ARTICLE ONLY, "DEVELOPMENT" SHALL NOT INCLUDE
21 THE CONSTRUCTION, OPERATION, MAINTENANCE, REPAIR, OR
22 REPLACEMENT OF FACILITIES FOR THE DIVERSION, STORAGE,
23 TRANSPORTATION, TREATMENT, USE, OR REUSE OF WATER OR
24 WASTEWATER WITHIN THE STATE OF COLORADO.";

25
26 line 12, after "REGULATIONS.", add ""DEVELOPMENT APPLICATION" SHALL
27 NOT INCLUDE AN APPLICATION RELATING TO OR FOR THE CONSTRUCTION,
28 OPERATION, MAINTENANCE, REPAIR, OR REPLACEMENT OF FACILITIES FOR
29 THE DIVERSION, STORAGE, TRANSPORTATION, TREATMENT, USE, OR REUSE
30 OF WATER OR WASTEWATER WITHIN THE STATE OF COLORADO.".

31
32 Amendment No. 7, by Representative Hoppe.

33
34 Amend printed bill, page 32, strike line 27.

35
36 Page 33, strike lines 1 through 3.

37
38 Reletter succeeding paragraphs accordingly.

39
40 Page 33, strike lines 19 through 26 and substitute the following:

41
42 "WITHIN ITS JURISDICTION INTO URBAN SERVICE AREAS, WHICH SHALL BE
43 FURTHER DIVIDED INTO THE FOLLOWING SUBCATEGORIES:

44
45 (a) URBANIZED LAND; AND

46
47 (b) URBANIZING LAND."

48
49 Page 34, strike lines 8 through 27.

50
51 strike pages 35 and 36.

52
53 Page 37, strike lines 1 through 15.

54
55 Renumber succeeding C.R.S. sections accordingly.

56

1 Amendment No. 8, by Representatives Alexander, Paschall.

2

3 Amend the Amendment No. 7, by Representative Hoppe, printed in
4 House Journal, page 1074, strike line 49, and substitute the following:

5

6 "Page 34, strike lines 8 through 27 and substitute the following:

7

8 "(3) NOTHING IN THIS ARTICLE SHALL BE INTERPRETED TO
9 PROHIBIT AN OWNER OF A SINGLE PARCEL OF PROPERTY ON LAND IN AN
10 UNINCORPORATED, NONURBAN AREA, AND OUTSIDE OF AN URBAN SERVICE
11 AREA, FROM CONSTRUCTING A SINGLE-FAMILY RESIDENTIAL DWELLING
12 UTILIZING AN INDIVIDUAL SEPTIC SYSTEM. THIS SUBSECTION (3) SHALL
13 NOT BE CONSTRUED TO PERMIT THE OWNER OF MULTIPLE CONTIGUOUS
14 PARCELS OF LAND TOTALING LESS THAN THIRTY-FIVE ACRES FROM
15 CONSTRUCTING MORE THAN ONE RESIDENTIAL DWELLING UNIT UNLESS
16 OTHER APPLICABLE LAND USE REGULATIONS APPLY."."

17

18 Amendment No. 9, by Representative Swenson.

19

20 Amend printed bill, page 27, after line 16, insert the following:

21

22 "(f) A UTILITY FACILITIES ELEMENT DESIGNED TO PROVIDE
23 ADEQUATE AND RELIABLE UTILITY SERVICE TO THE PLANNING
24 JURISDICTION AND NEIGHBORING COMMUNITIES. TO THE EXTENT THAT THE
25 UTILITY FACILITIES DESCRIBED IN THIS PARAGRAPH (f) ARE NOT OWNED BY
26 THE PLANNING JURISDICTION, THE JURISDICTION MAY RELY UPON
27 INFORMATION PROVIDED BY THE OWNER OF THE UTILITY FACILITIES AND
28 AT THE EXPENSE OF SUCH UTILITY. THE JURISDICTION SHALL OBTAIN THE
29 AGREEMENT OF THE UTILITY FACILITIES THAT THE UTILITY FACILITIES
30 ELEMENT IN THE MASTER PLAN IS FEASIBLE."

31

32 Reletter succeeding paragraphs accordingly.

33

34 Amendment No. 10, by Representative Swenson.

35

36 Amend printed bill, page 16, before line 21, insert the following:

37

38 "**24-63-107. Effect of article - public utilities.** (1) IN
39 CONNECTION WITH PUBLIC UTILITIES, NOTHING IN THIS ARTICLE SHALL BE
40 CONSTRUED AS ENHANCING OR DIMINISHING:

41

42 (a) THE POWER AND AUTHORITY OF THE PUBLIC UTILITIES
43 COMMISSION. ANY ORDER, RULE, AGREEMENT, OR DIRECTIVE ISSUED BY
44 ANY LOCAL GOVERNMENT PURSUANT TO THIS ARTICLE SHALL NOT BE
45 INCONSISTENT WITH, OR IN CONTRAVENTION OF, ANY DECISION, ORDER,
46 RULE, OR FINDING OF THE PUBLIC UTILITIES COMMISSION. THE
47 COMMISSION AND PUBLIC UTILITIES SHALL TAKE INTO CONSIDERATION
48 AND, WHEN FEASIBLE, FOSTER COMPLIANCE WITH MASTER PLANS ADOPTED
49 PURSUANT TO THIS ARTICLE; OR

50

51 (b) THE RIGHTS AND PROCEDURES WITH RESPECT TO THE POWER OF
52 A PUBLIC UTILITY TO ACQUIRE PROPERTY AND RIGHTS-OF-WAY BY
53 EMINENT DOMAIN TO SERVE PUBLIC NEED IN THE MOST ECONOMICAL AND
54 EXPEDIENT MANNER."

55

1 Amendment No. 11, by Representative Jahn.

2

3 Amend the Amendment No. 10, by Representative Swenson, printed in
4 House Journal, page 1075, line 48, strike "WHEN FEASIBLE, FOSTER
5 COMPLIANCE" and substitute "UNLESS NOT FEASIBLE, SHALL COMPLY".

6

7 Amendment No. 12, by Representative Swenson.

8

9 Amend printed bill, page 15, after line 9, insert the following:

10 "(ee) "UTILITY FACILITIES" MEANS "MAJOR NATURAL GAS OR
11 ELECTRIC FACILITIES" AS DEFINED IN SECTION 29-20-108 (3), C.R.S."

12

13 Reletter succeeding paragraph accordingly.

14

15 Page 58, strike line 5 and substitute the following:

16 "ARTICLE;

17

18 (c) ANY PROCEEDING UNDER THE PUBLIC UTILITIES LAWS OF THIS
19 STATE; AND"

20

21 Reletter succeeding paragraph accordingly.

22

23 Amendment No. 13, by Representative Stengel.

24

25 Amend printed bill, page 10, line 19, after "SEWAGE.", add "JOINTLY
26 SHARED SEPTIC OR WATER FACILITIES IN A CLUSTERED DEVELOPMENT
27 PURSUANT TO PART 4 OF ARTICLE 28 OF TITLE 30, C.R.S., SHALL NOT BE
28 INCLUDED WITHIN THE DEFINITION OF "CENTRAL SEWER SYSTEM" FOR
29 PURPOSES OF THIS ARTICLE.";

30

31 line 21, after "WATER.", add "JOINTLY SHARED SEPTIC OR WATER
32 FACILITIES IN A CLUSTERED DEVELOPMENT PURSUANT TO PART 4 OF
33 ARTICLE 28 OF TITLE 30, C.R.S., SHALL NOT BE INCLUDED WITHIN THE
34 DEFINITION OF "CENTRAL WATER SYSTEM" FOR PURPOSES OF THIS
35 ARTICLE."

36

37 Amendment No. 14, by Representative Witwer.

38

39 Amend printed bill, page 16, after line 20, insert the following:

40

41 **"24-63-106. Supplements existing law.** THE PROVISIONS OF THIS
42 ARTICLE SUPPLEMENT, BUT DO NOT REPLACE, THOSE PROVISIONS OF
43 ARTICLE 20 OF TITLE 29, C.R.S., PART 1 OF ARTICLE 28 OF TITLE 30,
44 C.R.S., PART 2 OF ARTICLE 23 OF TITLE 31, C.R.S., AND ANY OTHER
45 STATUTES GRANTING PLANNING AND REGULATORY POWERS TO REGIONS OR
46 LOCAL GOVERNMENTS. IN THE EVENT OF A CONFLICT BETWEEN THE
47 PROVISIONS OF ANY SUCH LAW AND THIS ARTICLE, THE PROVISIONS OF THIS
48 ARTICLE SHALL GOVERN; EXCEPT THAT THESE PROVISIONS SHALL NOT
49 APPLY TO THE LAWFUL EXERCISE OF AUTHORITY UNDER ARTICLE 65.1 OF
50 THIS TITLE."

51

52 Amendment No. 15, by Representative Rippy.

53

54 Amend the Amendment No. 14, by Representative Witwer, printed in
55 House Journal, page 1076, line 50, strike "TITLE." and substitute "TITLE
56 OR ARTICLE 32 OR 32.5 OF TITLE 34, C.R.S."

1 A motion by Representative Spradley that the Committee rise, report
2 progress and beg leave to sit again at 1:30 p.m., was adopted by
3 unanimous consent.

4

5

6

7

House reconvened.

8

9 The Committee of the Whole reported it had risen, reported progress and
10 would sit again at 1:30 p.m.

11

12

13

14

House in recess. House reconvened.

15

16

17

18 On motion of Representative Williams T., the House resolved itself into
19 Committee of the Whole for continuation of consideration of General
20 Orders, and she returned to the Chair to act as Chairman.

21

22

23 GENERAL ORDERS--SECOND READING OF BILLS

24 (Continued)

25

26

27 HB01-1225 (continued)

28

29 Amendment No. 16, by Representative Stafford.

30

31 Amend printed bill, page 16, line 15, after "**Preemption.**", insert "(1)";

32

33 after line 20, insert the following:

34

35 "(2) NOTHING IN THIS ARTICLE SHALL BE INTERPRETED TO PREEMPT
36 THE AUTHORITY OF THE TRANSPORTATION COMMISSION CREATED IN
37 SECTION 43-1-106, C.R.S."

38

39 Amendment No. 17, by Representative Hoppe.

40

41 Amend printed bill, page 39, after line 25 insert the following:

42

43 "(9) THE LAND IS NOT DESIGNATED AS WITHIN URBAN SERVICE
44 AREA SHALL BE AVAILABLE FOR NONURBAN LEVEL DEVELOPMENT AS
45 PERMITTED BY THE LOCAL PLANNING JURISDICTION.

46

47 (10) A PLANNING JURISDICTION SHALL NOT APPROVE ANY
48 DEVELOPMENT APPLICATION FOR URBAN GROWTH UNDER ITS LAND
49 DEVELOPMENT REGULATIONS WITH RESPECT TO LAND OUTSIDE THE URBAN
50 AREA."

51

52 Amendment No. 18, by Representative Lee.

53

54 Amend printed bill, page 15, line 7, strike "CONTROL;" and substitute
55 "CONTROL, SCHOOLS, AND SCHOOL FACILITIES;"

56

1 Amendment No. 19, by Representative Stengel.

2

3 Amend printed bill, page 28, after line 18, insert the following:

4

5 "(j) AN OPEN SPACE ELEMENT THAT ADDRESSES THE DESIRABILITY
6 AND THE ANTICIPATED COST OF ATTEMPTING TO ACQUIRE, PROTECT, OR
7 ENHANCE OPEN SPACE.

8

9 (k) AN ENVIRONMENTAL QUALITY ELEMENT THAT ADDRESSES
10 COMPLIANCE WITH APPLICABLE FEDERAL AND STATE ENVIRONMENTAL
11 LAWS. IN PREPARING THE ENVIRONMENTAL QUALITY ELEMENT, THE
12 PLANNING JURISDICTION SHALL HAVE NO AUTHORITY TO EXPAND OR
13 SUPERSEDE THE REQUIREMENTS PERTAINING TO ENVIRONMENTAL
14 PROTECTION UNDER ANY EXISTING FEDERAL OR STATE ENVIRONMENTAL
15 LAWS."

16

17 Reletter succeeding paragraph accordingly.

18

19 Amendment No. 20, by Representatives Madden, Johnson.

20

21 Amend printed bill, page 56, strike lines 14 through 27 and substitute the
22 following:

23

24

"JUDICIAL REVIEW AND MEDIATION

25

26 **24-63-601. Judicial review.** THE DISTRICT COURTS OF THIS STATE
27 SHALL HAVE JURISDICTION OVER ANY CLAIM OR CAUSE OF ACTION ARISING
28 OUT OF OR RELATED TO THE PROVISIONS OF THIS ARTICLE. SUCH CLAIM OR
29 CAUSE OF ACTION SHALL BE SUBJECT TO THE RULES GOVERNING OTHER
30 CIVIL ACTIONS FILED IN THE DISTRICT COURTS.

31

32 **24-63-602. Dispute resolution.** (1) DISPUTES BETWEEN LOCAL
33 GOVERNMENTS TO THE COMPREHENSIVE PLAN REQUIRED PURSUANT TO
34 THIS ARTICLE SHALL BE RESOLVED USING THE PROCESS ESTABLISHED IN
35 THIS SECTION.

36

37 (2) ANY TWO OR MORE LOCAL GOVERNMENTS THAT HAVE A
38 DISPUTE MAY AGREE, EITHER BY MEANS OF AN EXISTING
39 INTERGOVERNMENTAL OR BY A NEW AGREEMENT, TO RESOLVE THE
40 DISPUTE IN WHATEVER MANNER THEY REQUEST. IN THE ALTERNATIVE, THE
41 PARTIES MAY REQUEST THAT THE DEPARTMENT OF LOCAL AFFAIRS,
42 COORDINATE A MEDIATED SOLUTION TO THE DISPUTE THROUGH THE OFFICE
43 OF SMART GROWTH CREATED IN SECTION 24-32-3203. PARTICIPATION IN
44 THE PROCESS ESTABLISHED PURSUANT TO THIS PART 6 IS A JURISDICTIONAL
45 PREREQUISITE TO FILING ANY COURT PROCEEDING RELATING TO A DISPUTE
46 BETWEEN OR AMONG LOCAL GOVERNMENTS ARISING OUT OF THE
47 COMPREHENSIVE PLAN OR THE COMPREHENSIVE PLANNING PROCESS AS SET
48 FORTH IN THIS ARTICLE.

49

50 (3) THE DISPUTE RESOLUTION PROCESS ESTABLISHED PURSUANT TO
51 THIS PART 6 IS RESERVED FOR LOCAL GOVERNMENTS ONLY.

52

53 (4) TO FULFILL ITS ROLE IN MEDIATING DISPUTES BETWEEN OR
54 AMONG LOCAL GOVERNMENTS PURSUANT TO SUBSECTION (2) OF THIS
55 SECTION, THE DEPARTMENT OF LOCAL AFFAIRS SHALL MAKE USE OF THE

1 LIST OF QUALIFIED PROFESSIONALS THAT IT IS REQUIRED TO MAINTAIN
2 PURSUANT TO SECTION 24-32-3209.

3
4 (5) ANY AGREEMENT OR UNDERSTANDING REACHED BETWEEN TWO
5 OR MORE LOCAL GOVERNMENTS AS A RESULT OF THE DISPUTE RESOLUTION
6 PROCESS ESTABLISHED BY THIS PART 6 IS NOT BINDING IN THE EVENT THAT
7 SUCH GOVERNMENTS ARE ULTIMATELY UNSUCCESSFUL IN RESOLVING
8 THEIR CONFLICT.

9
10 (6) IN THE EVENT THAT THE DISPUTE RESOLUTION PROCESS
11 ESTABLISHED BY THIS PART 6 IS UNSUCCESSFUL IN RESOLVING A
12 PARTICULAR DISPUTE, ANY LOCAL GOVERNMENT THAT IS A PARTY TO THE
13 CONFLICT MAY APPEAL TO THE DISTRICT COURT OF THE JUDICIAL DISTRICT
14 WHERE THE REAL PROPERTY IN DISPUTE IS LOCATED. REVIEW BY THE
15 DISTRICT COURT OF THE DISPUTE SHALL BE ON A DE NOVO BASIS."

16
17 Strike pages 57 through 64.

18
19 Page 65, strike lines 1 through 18.

20
21 Amendment No. 21, by Representative Borodkin.

22
23 Amend printed bill, page 28, after line 6, insert the following:

24
25 "(h) A TRANSPORTATION PLAN ELEMENT THAT SHALL BE
26 SUFFICIENT TO SERVE THE PROJECTED TRANSPORTATION NEEDS OF THE
27 LOCAL GOVERNMENT FOR TWENTY YEARS FROM THE DATE THE PLAN IS
28 ADOPTED AND SHALL INCLUDE MULTI-MODAL TRANSPORTATION OPTIONS
29 AND MASS-TRANSIT OPTIONS WHERE APPROPRIATE.

30
31
32 Amendment No. 22, by Representative Young.

33
34 Amend printed bill, page 16, line 13, strike "THAT IS ADJACENT TO".

35
36
37 Amendment No. 23, by Representative Hefley.

38
39 Amend printed bill, page 56, after line 12, insert the following:

40
41 "(7) WITHIN AN URBANIZING AREA, A PLANNING JURISDICTION MAY
42 CONDITION APPROVAL OF A LAND DEVELOPMENT APPLICATION UPON THE
43 ADEQUATE ACCOMMODATION FOR ANTICIPATED SCHOOLS IN THE AREA
44 REQUIRED AS A RESULT OF THE PROPOSED DEVELOPMENT. SUCH PLANNING
45 JURISDICTION MAY REQUIRE THAT THE DEVELOPMENT APPLICATION
46 REFLECT:

47
48 (a) THE PLOT OR PLOTS OF LAND REQUIRED FOR ANY ANTICIPATED
49 SCHOOLS;

50
51 (b) PLANS TO ASSIST THE SCHOOL DISTRICT IN UNDERWRITING THE
52 COST OF THE PLANS FOR SUCH SCHOOL OR SCHOOLS; AND

53
54 (c) PLANS TO ASSIST THE SCHOOL DISTRICT IN UNDERWRITING THE
55 COST OF INFRASTRUCTURE FOR ANY SUCH SCHOOL OR SCHOOLS."

56

1 Amendment No. 24, by Representative Rippy.

2

3 Amend printed bill, page 28, after line 18, insert the following:

4 "(1) A MINERAL PRESERVATION ELEMENT THAT SHALL SHOW HOW
5 THE PLANNING JURISDICTION INTENDS TO COMPLY WITH PART 3 OF ARTICLE
6 1 OF TITLE 34, C.R.S."

7

8 Reletter succeeding paragraph accordingly.

9

10 Amendment No. 25, by Representative Grossman.

11

12 Amend printed bill, page 22, line 1, strike the first "A".

13

14 Page 23, line 7, after "DENSITIES,", insert "AND".

15

16 Amendment No. 26, by Representative Lee.

17

18 Amend printed bill, page 39, after line 25, insert the following:

19

20 "(11) THE PLANNING JURISDICTION SHALL ESTABLISH A GOAL OF
21 ENSURING THAT A LEVEL OF SERVICE IN THE URBAN SERVICE AREA WILL BE
22 PROVIDED THAT WILL BE APPROXIMATELY EQUAL TO OR GREATER THAN
23 THE CURRENT LEVEL OF SERVICE IN THE LOCAL PLANNING JURISDICTION'S
24 EXISTING URBANIZED AREAS."

25

26 Amendment No. 27, by Representative Paschall.

27

28 Amend printed bill, page 31, after line 2, insert the following:

29

30 "(11) (a) ANY PLANNING JURISDICTION THAT HAS ADOPTED A
31 MASTER PLAN ON OR BEFORE JULY 1, 2001, THAT CONTAINS A SIGNIFICANT
32 PORTION OF THE ELEMENTS DESCRIBED IN THIS SECTION SHALL BE EXEMPT
33 FROM THE PROVISIONS OF THIS ARTICLE.

34

35 (b) ANY PLANNING JURISDICTION MAY ADOPT A MASTER PLAN
36 PRIOR TO THE TIME THE POPULATION OF THE JURISDICTION REACHES THE
37 NUMBER SUFFICIENT TO REQUIRE APPLICATION OF THIS ARTICLE PURSUANT
38 TO SECTION 24-63-104. IN SUCH CASE, THE EXEMPTION PROVIDED BY
39 PARAGRAPH (a) OF THIS SUBSECTION (11) SHALL APPLY."

40

41 Amendment No. 28, by Representative Coleman.

42

43 Amend the Amendment No. 27, by Representative Paschall, printed in
44 House Journal, page 1080, line 39, strike "APPLY."" and substitute
45 "APPLY.";

46

47 after line 40, insert the following:

48 "(c) ANY PLANNING JURISDICTION THAT ADOPTS A MASTER PLAN
49 IN ACCORDANCE WITH THE REQUIREMENTS OF THIS SUBSECTION (11) SHALL
50 REVIEW ITS PLAN NO LESS THAN ONCE EVERY FIVE YEARS TO DETERMINE
51 WHETHER SUCH PLAN STILL SATISFIES THE REQUIREMENTS OF THIS
52 SUBSECTION (11)."

53

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

56 (For change in action, see Amendments to Report, page 1081)

1 On motion of Representative Spradley, the remainder of the General
 2 Orders Calendar (**HB01-1079, HCR01-1002, HB01-1003, 1090, 1097,**
 3 **1284, 1294, 1326, 1343, 1359**) was laid over until April 4, retaining place
 4 on Calendar.

5

6

7

8

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

10

11 Representative Smith moved to amend the Report of the Committee of the
 12 Whole to show that the following Smith amendment to HB01-1225, did
 13 pass, and that **HB01-1225, as amended**, did pass.

14

15 Amend printed bill, page 18, line 14, strike "24-63-310" and substitute
 16 "24-63-309";

17

18 line 20, strike "24-63-310" and substitute "24-63-309".

19

20 Page 38, strike lines 17 and 18.

21

22 Reletter succeeding paragraphs accordingly.

23

24 Page 41, strike lines 26 and 27.

25

26 Strike page 42.

27

28 Page 43, strike lines 1 through 24.

29

30 Renumber succeeding C.R.S. sections accordingly.

31

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

33

34 YES 33 NO 31 EXCUSED 1 ABSENT 0

35

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

53

54

55

1 Representative Plant moved to amend the Report of the Committee of the
2 Whole to show that the following Plant amendment to HB01-1225, did
3 pass, and that **HB01-1225, as amended**, did pass.

4
5 Amend printed bill, page 48, line 19, strike "(1) EXCEPT AS" and
6 substitute the following:

7
8 "(1) FOLLOWING COMPLETION OR REVISION OF A COMPREHENSIVE PLAN,
9 EACH PLANNING JURISDICTION SHALL PUBLISH A SCHEDULE FOR REVIEW OF
10 DEVELOPMENT APPLICATIONS. THE APPROVAL, CONDITIONAL APPROVAL,
11 OR DENIAL OF DEVELOPMENT APPLICATIONS SHALL BE BASED ON THE
12 MASTER PLAN, LAND USE REGULATIONS, AND SITE SPECIFIC CONDITIONS
13 WHERE APPROPRIATE.";

14
15 strike lines 20 through 27.

16
17 Strike pages 49 through 53.

18
19 Page 54, strike lines 1 through 21.

20
21 Renumber succeeding subsections accordingly.

22
23 The amendment was declared **lost** by the following roll call vote:

24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44
	YES	NO	EXCUSED																	
	27	37	1																	0
27	Alexander	N	Groff	Y	Miller	N	Spence	N												
28	Bacon	Y	Grossman	Y	Mitchell	N	Spradley	N												
29	Berry	N	Hefley	N	Nuñez	N	Stafford	N												
30	Borodkin	N	Hodge	Y	Paschall	N	Stengel	N												
31	Boyd	Y	Hoppe	N	Plant	Y	Swenson	N												
32	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y												
33	Chavez	Y	Jameson	Y	Rhodes	N	Tochtrop	Y												
34	Clapp	N	Johnson	Y	Rippy	N	Veiga	Y												
35	Cloer	E	Kester	N	Romanoff	Y	Vigil	Y												
36	Coleman	Y	King	N	Saliman	Y	Webster	N												
37	Crane	N	Larson	N	Sanchez	Y	Weddig	Y												
38	Daniel	Y	Lawrence	N	Schultheis	N	White	N												
39	Decker	N	Lee	N	Scott	N	Williams S.	Y												
40	Fairbank	N	Mace	Y	Sinclair	N	Williams T.	N												
41	Fritz	N	Madden	Y	Smith	Y	Witwer	N												
42	Garcia	Y	Marshall	Y	Snook	N	Young	N												
43							Mr. Speaker	N												

44
45
46
47 Representative Veiga moved to amend the Report of the Committee of the
48 Whole to show that the following Veiga amendment to HB01-1225, did
49 pass, also that Amendment No. 3, by Representative Stengel (printed in
50 House Journal, page 1072, lines 43-46) as amended by Amendment
51 No. 4, by Representative Plant (printed in House Journal page 1072, lines
52 48-55), did not pass, and that **HB01-1225, as amended**, did pass.

53
54 Amend printed bill, page 19, strike lines 3 through 7 and substitute
55 "INITIATE PROCEEDINGS TO AMEND THE MASTER PLAN".

56

1 Page 22, strike lines 17 through 21 and substitute the following:

2

3 "(8) NO MASTER PLAN OF A LOCAL GOVERNMENT SHALL BE
4 AMENDED MORE THAN ONCE EVERY TWO YEARS EXCEPT WHERE THE
5 GOVERNING BODY OF THE PLANNING JURISDICTION HAS MADE SPECIFIC
6 FINDINGS THAT THE PROPOSED AMENDMENT WOULD BENEFIT THE PUBLIC
7 HEALTH, WELFARE, OR SAFETY, AND WOULD ALSO FURTHER THE GOALS
8 OUTLINED IN THE PLAN AND THE INTENT OF THIS ARTICLE AS EXPRESSED IN
9 SECTION 24-63-102."

10

11 Page 23, strike lines 3 through 11 and substitute "MASTER PLAN."

12

13 Page 45, strike lines 19 and 20 and substitute the following:

14

15 "MUNICIPALITY'S URBAN SERVICE AREA. THE REQUIREMENTS OF"

16

17 The amendment was declared **lost** by the following roll call vote:

18

19 YES 26 NO 38 EXCUSED 1 ABSENT 0

20

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

38

39

40

41 Representative Vigil moved to amend the Report of the Committee of the
42 Whole to show that the following Vigil and S. Williams amendment, to
43 HB01-1225, did pass, and that **HB01-1225, as amended**, did pass.

44

45 Amend printed bill, page 54, strike lines 22 through 27 and substitute the
46 following:

47

48 "(5) (a) A PLANNING JURISDICTION MAY CONDITION APPROVAL OF
49 A LAND DEVELOPMENT APPLICATION UPON AN IMPACT FEE OR SITE SPECIFIC
50 PAYMENT OR DEDICATION REQUIREMENT TO ADDRESS THE IMPACT OF THE
51 PROPOSED DEVELOPMENT ON PUBLIC INFRASTRUCTURE, CAPITAL
52 FACILITIES, AND ESSENTIAL SERVICES CONSISTENT WITH EXISTING LAW; A
53 PLANNING JURISDICTION THAT IS A COUNTY SHALL HAVE THE SAME
54 AUTHORITY TO CONDITION SUCH APPROVALS ON SITE SPECIFIC PAYMENTS
55 OR DEDICATION REQUIREMENTS AS MUNICIPALITIES HAVE UNDER EXISTING
56 LAW. IN ADDITION, NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A

1 PLANNING JURISDICTION MAY CONDITION APPROVAL OF A LAND
 2 DEVELOPMENT APPLICATION UPON PAYMENT OF AN IMPACT FEE OR OTHER
 3 DEVELOPMENT CHARGE FOR THE SOLE PURPOSE OF FINANCING THE COSTS
 4 OF PUBLIC SCHOOL CAPITAL PROJECTS."

5
 6 Page 55, strike lines 1 through 18.

7
 8 Renumber succeeding paragraph accordingly.

9
 10 Page 55, line 24, after "URBANIZING", insert "OR NONURBAN".

11
 12 Page 67, after line 26, insert the following:

13
 14 "SECTION 4. 22-54-102 (3), Colorado Revised Statutes, is
 15 amended to read:

16
 17 **22-54-102. Legislative declaration - statewide applicability -**
 18 **intergovernmental agreements.** (3) (a) Nothing in this article shall be
 19 construed to prohibit local governments from cooperating with school
 20 districts through intergovernmental agreements to fund, construct,
 21 maintain, or manage capital construction projects or other facilities as set
 22 forth in section 22-45-103 (1) (c) (I) (A) or (1) (c) (I) (D), including, but
 23 not limited to, swimming pools, playgrounds, or ball fields, as long as
 24 funding for such projects is provided solely from a source of local
 25 government revenue that is otherwise authorized by law. ~~except impact~~
 26 ~~fees or other similar development charges or fees.~~

27
 28 (b) Notwithstanding any provision of paragraph (a) of this
 29 subsection (3) to the contrary, nothing in this subsection (3) shall be
 30 construed to:

31
 32 (I) Limit or restrict a county's power to require the reservation or
 33 dedication of sites and land areas for schools or the payment of moneys
 34 in lieu thereof pursuant to section 30-28-133 (4) (a), C.R.S., or to limit
 35 a local government's ability to accept and expend impact fees or other
 36 similar development charges or fees ~~contributed voluntarily on or before~~
 37 ~~December 31, 1997~~; COLLECTED PURSUANT TO SECTION 30-28-133 (4)
 38 (a.5), C.R.S., to fund the capital projects of school districts; ~~according to~~
 39 ~~the terms of agreements voluntarily entered into on or before June 4,~~
 40 ~~1996, between all affected parties;~~

41
 42 (II) ~~Affect any agreements entered into before May 1, 1996, that~~
 43 ~~were the subject of litigation pending before the Colorado supreme court~~
 44 ~~on May 1, 1996. If a supreme court decision affirms the right to impose~~
 45 ~~impact fees or other similar development charges or fees, a local~~
 46 ~~government that had imposed such fees or charges prior to May 1, 1996,~~
 47 ~~may impose and collect such fees and charges until July 1, 1997. If a~~
 48 ~~decision of the supreme court rejects the right to impose such fees or~~
 49 ~~charges, such local government may impose and collect such fees and~~
 50 ~~charges in connection with or as required by a voluntary agreement~~
 51 ~~entered into before July 1, 1996, for the term of the agreement. In either~~
 52 ~~event, all such impact fees or other similar development charges or fees~~
 53 ~~shall be appropriated on or before December 31, 1997.~~

54
 55 (III) Grant authority to local governments to require the
 56 reservation or dedication of sites and land areas for schools or the

1 payment of moneys in lieu thereof. ~~however, the prohibition on impact~~
 2 ~~fees or other similar development charges or fees contained in this~~
 3 ~~subsection (3) shall not be construed to restrict the authority of any local~~
 4 ~~government to require the reservation or dedication of sites and land areas~~
 5 ~~for schools or the payment of moneys in lieu thereof if such local~~
 6 ~~government otherwise has such authority granted by law."~~

7
 8 The amendment was declared **lost** by the following roll call vote:

9
 10 YES 25 NO 39 EXCUSED 1 ABSENT 0

11								
12	Alexander	N	Groff	Y	Miller	N	Spence	N
13	Bacon	Y	Grossman	Y	Mitchell	N	Spradley	N
14	Berry	N	Hefley	N	Nuñez	N	Stafford	N
15	Borodkin	Y	Hodge	Y	Paschall	N	Stengel	N
16	Boyd	Y	Hoppe	N	Plant	Y	Swenson	Y
17	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	N
18	Chavez	Y	Jameson	Y	Rhodes	N	Tochtrop	Y
19	Clapp	N	Johnson	N	Rippy	N	Veiga	Y
20	Cloer	E	Kester	N	Romanoff	Y	Vigil	Y
21	Coleman	Y	King	N	Saliman	Y	Webster	N
22	Crane	N	Larson	N	Sanchez	Y	Weddig	Y
23	Daniel	N	Lawrence	N	Schultheis	N	White	N
24	Decker	N	Lee	N	Scott	N	Williams S.	Y
25	Fairbank	N	Mace	Y	Sinclair	N	Williams T.	N
26	Fritz	N	Madden	Y	Smith	N	Witwer	N
27	Garcia	Y	Marshall	Y	Snook	N	Young	N
28							Mr. Speaker	N

29
 30
 31
 32 Representative Plant moved to amend the Report of the Committee of the
 33 Whole to show that the following Plant amendment to HB01-1225, did
 34 pass, also that Amendment No. 16, by Representative Stafford (printed
 35 in House Journal page 1077, lines 29-37), to HB01-1225 did not pass,
 36 and that **HB01-1225, as amended**, did pass.

37
 38 Amend printed bill, page 16, strike lines 15 through 20.

39
 40 The amendment was declared **lost** by the following roll call vote:

41
 42 YES 28 NO 36 EXCUSED 1 ABSENT 0

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

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

5
6
7
8 Representative Mitchell moved to amend the Report of the Committee of
9 the Whole to show that the following Mitchell amendment, to
10 HB01-1225, did pass, also that Amendment No. 20, by Representatives
11 Madden and Johnson (printed in House Journal page 1078, lines 19-55,
12 and on page 1079, lines 1-19), to HB01-1225 did not pass, and that
13 **HB01-1225, as amended**, did pass.

14
15 Amend printed bill, page 58, after line 6, insert the following:

16
17 "(d) ANY CLAIM FILED BY ANY PERSON OR NONGOVERNMENTAL
18 ENTITY, WHICH PERSON OR ENTITY SHALL HAVE THE OPTION OF EITHER
19 PROCEEDING UNDER THIS PART 6 OR BY MEANS OF ANY OTHER CIVIL
20 REMEDY."

21
22 The amendment was declared **lost** by the following roll call vote:

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

43
44
45
46 Representative Young moved to amend the Report of the Committee of
47 the Whole to show that the following Young amendment, to HB01-1225,
48 did pass, and that **HB01-1225, as amended**, did pass.

49
50 Amend printed bill, page 16, strike lines 6 and 7 and substitute the
51 following:

52
53 "(1) OF THIS SECTION, IT SHALL BE SUBJECT TO ITS PROVISIONS UNTIL SUCH
54 TIME AS IT NO LONGER IS SUBJECT TO THIS ARTICLE BASED ON THE
55 APPLICABILITY CRITERIA SET FORTH IN THIS SECTION."

56

1 The amendment was declared **lost** by the following roll call vote:

2
 3 YES 21 NO 43 EXCUSED 1 ABSENT 0

4								
5	Alexander	N	Groff	N	Miller	N	Spence	N
6	Bacon	Y	Grossman	N	Mitchell	N	Spradley	Y
7	Berry	Y	Hefley	Y	Nuñez	N	Stafford	N
8	Borodkin	N	Hodge	Y	Paschall	N	Stengel	N
9	Boyd	N	Hoppe	Y	Plant	N	Swenson	N
10	Cadman	N	Jahn	Y	Ragsdale	N	Tapia	Y
11	Chavez	N	Jameson	N	Rhodes	N	Tochtrop	N
12	Clapp	N	Johnson	Y	Rippy	N	Veiga	N
13	Cloer	E	Kester	Y	Romanoff	Y	Vigil	N
14	Coleman	N	King	N	Saliman	N	Webster	N
15	Crane	Y	Larson	Y	Sanchez	N	Weddig	N
16	Daniel	N	Lawrence	N	Schultheis	Y	White	Y
17	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
18	Fairbank	N	Mace	N	Sinclair	N	Williams T.	N
19	Fritz	N	Madden	N	Smith	Y	Witwer	N
20	Garcia	N	Marshall	N	Snook	N	Young	Y
21							Mr. Speaker	N

22
 23
 24
 25 Representative Weddig moved to amend the Report of the Committee of
 26 the Whole to show that Amendment No. 27, by Representative Paschall
 27 (printed in House Journal, page 1080, lines 26-39), as amended by
 28 Amendment No. 28, by Representative Coleman (printed in House
 29 Journal page 1080, lines 41-52), to HB01-1225, did not pass, and that
 30 **HB01-1225, as amended**, did pass.

31
 32 The amendment was declared **lost** by the following roll call vote:

33
 34 YES 31 NO 32 EXCUSED 2 ABSENT 0

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

53
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 56

1 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

2
3 Passed Second Reading: **HB01-1225 amended.**

4
5 Laid over until date indicated retaining place on Calendar: **HB01-1079,**
6 **HCR01-1002, HB01-1003, 1090, 1097, 1284, 1294, 1326, 1343, 1359--**
7 April 4, 2001.

8
9 The Chairman moved the adoption of the Committee of the Whole
10 Report. As shown by the following roll call vote, a majority of those
11 elected to the House voted in the affirmative, and the Report was
12 **adopted.**

13	14	15	16	17	18	19	20	
	<u>YES 48</u>	<u>NO 15</u>	<u>EXCUSED 2</u>	<u>ABSENT 0</u>				
16	Alexander	Y	Groff	N	Miller	Y	Spence	Y
17	Bacon	Y	Grossman	N	Mitchell	Y	Spradley	Y
18	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
19	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
20	Boyd	N	Hoppe	Y	Plant	N	Swenson	Y
21	Cadman	Y	Jahn	N	Ragsdale	Y	Tapia	Y
22	Chavez	N	Jameson	N	Rhodes	Y	Tochtrop	Y
23	Clapp	Y	Johnson	N	Rippy	Y	Veiga	N
24	Cloer	E	Kester	Y	Romanoff	Y	Vigil	Y
25	Coleman	Y	King	Y	Saliman	N	Webster	Y
26	Crane	Y	Larson	Y	Sanchez	Y	Weddig	N
27	Daniel	N	Lawrence	Y	Schultheis	Y	White	Y
28	Decker	Y	Lee	Y	Scott	Y	Williams S.	N
29	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	E
30	Fritz	Y	Madden	Y	Smith	N	Witwer	Y
31	Garcia	Y	Marshall	N	Snook	Y	Young	Y
32							Mr. Speaker	Y

33
34
35
36
37 **PRINTING REPORT**

38
39 The Chief Clerk reports the following bill has been correctly printed:
40 **HB01-1378.**

41
42
43
44 **MESSAGES FROM THE SENATE**

45 Mr. Speaker:

46
47 The Senate has postponed indefinitely HB01-1068, 1062 and 1237. The
48 bills are returned herewith.

49
50
51 The Senate has adopted on Third Reading and transmitted to the Revisor
52 of Statutes:

53
54 SB01-093 amended as printed in Senate Journal, March 27,
55 pages 672-673.
56

1 **MESSAGE FROM THE REVISOR**

2
3 We herewith transmit without comment, as amended, SB01-093.
4

5
6
7 **INTRODUCTION OF BILLS**
8 **First Reading**
9

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

12
13 **SB01-052** by Senator(s) Linkhart, Anderson, Hagedorn, Reeves,
14 Taylor, Windels; also Representative(s) Coleman--
15 Concerning changes to the children's basic health plan,
16 and, in connection therewith, making changes in
17 enrollment for the plan and changing the administrative
18 structure of the plan.

19 Committee on Health, Environment, Welfare, & Institutions
20

21 **SB01-100** by Senator(s) Gordon; also Representative(s) Stengel--
22 Concerning the requirement for additional disclosures by
23 persons making charitable solicitations, and, in connection
24 therewith, prohibiting certain practices and making an
25 appropriation therefor.

26 Committee on Civil Justice & Judiciary

27 Committee on Appropriations
28

29 **SB01-105** by Senator(s) Hanna; also Representative(s) Groff--
30 Concerning reimbursement of the costs incurred by
31 licensed educators in obtaining national credentialing, and
32 making an appropriation in connection therewith.

33 Committee on Education

34 Committee on Appropriations
35

36 **SB01-157** by Senator(s) Dyer (Durango), Evans; also
37 Representative(s) Hoppe--Concerning the funding of
38 Colorado water conservation board projects, and making
39 appropriations in connection therewith.

40 Committee on Agriculture, Livestock, & Natural Resources

41 Committee on Appropriations
42

43
44 **SB01-168** by Senator(s) Hagedorn; also Representative(s) Alexander--
45 Concerning the requirement of the completion of level II
46 alcohol treatment for persistent drunk drivers.

47 Committee on Criminal Justice
48

49 **SB01-209** by Senator(s) Windels, Phillips, McElhany; also
50 Representative(s) Miller, Larson, Lawrence--Concerning
51 the funding of capital construction projects at state-
52 supported institutions of higher education.

53 Committee on Appropriations
54
55
56

INTRODUCTION OF RESOLUTIONS1
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The following resolutions were read by title and laid over one day under the rules:

HJR01-1025 by Representative(s) Borodkin, Grossman, Plant, Romanoff, Saliman, Dean; also Senator(s) Gordon, Perlmutter--Concerning the proclamation of Holocaust Awareness Week.

WHEREAS, From 1933 to 1945 the Nazi regime engaged in the internment and systematic annihilation of six million Jews, which included one-half million children, twelve million people total; and

WHEREAS, The Holocaust was a failure of the German people to resist tyrannical oppression at the expense of basic, civilized, and humane society; and

WHEREAS, The Holocaust ripped at the fabric of all European communities, especially the Jewish community, and effectively destroyed European Jewry; and

WHEREAS, The Holocaust was an example of government's failure to protect individual rights; and

WHEREAS, Protecting the rights of individuals is a paramount and essential role of government; and

WHEREAS, Many leaders stepped forward and exhibited positive leadership under extremely adverse conditions such as the King of Denmark and the leaders of Norway, Finland, and Sweden; and

WHEREAS, Individuals such as Oskar Schindler, Raoul Wallenburg, and countless unrecognized others, also stood up against the atrocities committed by the Nazis; and

WHEREAS, Even under the duress of the ghettos in Warsaw, Vilna, Lublin, Lodz, and Prague, the people came together to maintain a strong Jewish community, which included education, arts, human services, and the aiding of the elderly and the poor; and

WHEREAS, The leadership of these communities, called the Judenrat, were forced to make difficult life and death decisions and created some semblance of positive governmental infrastructure in an otherwise negative situation; and

WHEREAS, Anti-semitism and other forms of hatred and bigotry are still prevalent in today's society; and

WHEREAS, State and local governments have the responsibility to protect the citizens against hatred and bigotry and to set an example with their leadership; now, therefore,

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

1 That we, the members of the Sixty-third General Assembly,
2 commemorate the Holocaust, Yom HaShoah, and those people whose
3 lives were scarred, terrorized, and taken by Nazi Germany and its
4 collaborators, by recognizing the benefits of positive leadership within
5 our constituencies and the community at large, to combat bigotry, hatred,
6 prejudice, and injustice in the state of Colorado.

7
8 *Be It Further Resolved*, That the week of April 15 through 22,
9 2001, be proclaimed "Holocaust Awareness Week".

10

11

12

13 **HJR01-1026** by Representative(s) Miller, Decker, Stengel, White,
14 Williams T.; also Senator(s) Chlouber--Concerning
15 Western State College Week.

16

17 WHEREAS, On April 16, 1901, Governor James B. Orman signed
18 the bill creating the Colorado State Normal School in Gunnison, now
19 Western State College, and the General Assembly appropriated the sum
20 of \$2,500 to secure and prepare a campus; and

21

22 WHEREAS, During the following year the appropriation was
23 spent to purchase and clear the land, build two miles of roads, plant
24 hundreds of trees, and erect a barb-wired fence around the site and the
25 Board of Trustees reported to officials that all but 12 cents of the \$2,500
26 appropriation had been spent; and

27

28 WHEREAS, Colorado State Normal School was the first college
29 on Colorado's western slope and classes began in September of 1911 with
30 13 students and 10 faculty members; and

31

32 WHEREAS, In 1923, the college's name was changed to Western
33 State College as its role expanded from a teaching institution to a liberal
34 arts college; and

35

36 WHEREAS, Western State College has developed strong academic
37 programs in many areas and has attracted an outstanding faculty of
38 individuals who have degrees from prestigious colleges and universities
39 from around the world; and

40

41 WHEREAS, The college takes advantage of its location in a high
42 mountain basin of the Gunnison River in many programs such as geology,
43 anthropology, and biology to expose students to one of the greatest
44 natural laboratories in the world; and

45

46 WHEREAS, The biology program received a "Program of
47 Excellence" award from the Colorado Commission on Higher Education;
48 and

49

50 WHEREAS, Dr. Jessica Young, a biology professor at Western
51 State College, has been instrumental in securing the recent designation of
52 the Gunnison Sage Grouse as a unique species; and

53

54 WHEREAS, For the past several years Western State College has
55 placed in the top ten nationwide in the Sears Cup which ranks NCAA
56 Division II athletic programs for overall accomplishments; and

1 WHEREAS, Western State College has served Gunnison county,
2 the state of Colorado, and the nation in an exemplary fashion over the
3 years, earning a reputation as a college whose faculty members care
4 deeply about teaching and working closely with students; now, therefore,
5

6 *Be It Resolved by the House of Representatives of the Sixty-third*
7 *General Assembly of the State of Colorado, the Senate concurring*
8 *herein:*
9

10 That the General Assembly hereby declares the week of April 16,
11 2001, as Western State College Week in Colorado in honor of the
12 college's 100th anniversary.
13

14 *Be It Further Resolved,* That a copy of this resolution be sent to
15 the President of Western State College.
16

17 _____
18
19 **LAY OVER OF CALENDAR ITEMS**
20

21 On motion of Representative Spradley, the following items on the
22 Calendar were laid over until April 4, retaining place on Calendar:
23

24 Consideration of Resolutions--**HJR01-1021, SJR01-021, HJR01-1023.**
25 Consideration of Senate Amendments--**HB01-1113, 1163, 1236, 1210,**
26 **1160, 1239, 1348, 1096, 1025, 1238, 1169, 1114, 1319.**
27

28 _____
29 On motion of Representative Spradley, the House adjourned until
30 9:00 a.m., April 4, 2001.
31

32 Approved:
33

34
35
36 DOUG DEAN,
37 Speaker

38 Attest:
39

40 JUDITH RODRIGUE,
41 Chief Clerk