

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

One Hundred-eighteenth Legislative Day Monday, May 7, 2001

1 Prayer by the Reverend Doctor Cynthia Cearley, Montview Presbyterian
2 Church, Denver.
3
4 The Speaker called the House to order at 10:00 a.m.
5
6 The roll was called with the following result:
7
8 Present--64.
9 Excused--Representative Alexander--1.
10 Present after roll call--Representative Alexander.

11
12 The Speaker declared a quorum present.
13
14

15 On motion of Representative Romanoff, the reading of the journal of
16 May 4, 2001, was declared dispensed with and approved as corrected by
17 the Chief Clerk.
18
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20

THIRD READING OF BILLS--FINAL PASSAGE

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22
23 The following bills were considered on Third Reading. The titles were
24 publicly read. Reading of the bill at length was dispensed with by
25 unanimous consent.
26

27 **SB01-138** by Senator(s) Perlmutter, Arnold, Matsunaka; also
28 Representative(s) Smith, Coleman, Grossman--Concerning
29 the revision of statutes in the Colorado Revised Statutes,
30 as amended, amending or repealing obsolete, inconsistent,
31 and conflicting provisions of law and clarifying the
32 language to reflect the legislative intent of the laws.
33

34 As shown by the following roll call vote, a majority of all members
35 elected to the House voted in the affirmative, and Representative Smith
36 was given permission to offer a Third Reading amendment:
37

	YES 65	NO 0	EXCUSED 0	ABSENT 0			
40 Alexander	Y	Groff	Y	Miller	Y	Spence	Y
41 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
42 Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y
43 Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
44 Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
45 Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y

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

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Third Reading amendment No. 1, by Representative Smith.

Amend revised bill, page 44, strike lines 21 through 27 and substitute the following:

"SECTION 87. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Strike page 45.

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

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

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

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

	YES 65	NO 0	EXCUSED 0	ABSENT 0
1				
2				
3	Alexander	Y Groff	Y Miller	Y Spence Y
4	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
5	Berry	Y Hefley	Y Nuñez	Y Stafford Y
6	Borodkin	Y Hodge	Y Paschall	Y Stengel Y
7	Boyd	Y Hoppe	Y Plant	Y Swenson Y
8	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
9	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
10	Clapp	Y Johnson	Y Rippy	Y Veiga Y
11	Cloer	Y Kester	Y Romanoff	Y Vigil Y
12	Coleman	Y King	Y Saliman	Y Webster Y
13	Crane	Y Larson	Y Sanchez	Y Weddig Y
14	Daniel	Y Lawrence	Y Schultheis	Y White Y
15	Decker	Y Lee	Y Scott	Y Williams S. Y
16	Fairbank	Y Mace	Y Sinclair	Y Williams T. Y
17	Fritz	Y Madden	Y Smith	Y Witwer Y
18	Garcia	Y Marshall	Y Snook	Y Young Y
19				Mr. Speaker Y
20				
21				
22				

23 **SB01-204** by Senator(s) Reeves, Tate, Owen; also Represent-
 24 tive(s) Young, Berry, Saliman--Concerning state policies
 25 relating to the implementation of section 17 of article IX
 26 of the state constitution.

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

53 Co-sponsors added: Representatives Coleman, Groff, Jahn, Plant, Spence,
 54 Weddig.

55

1 **SB01-236** by Senator(s) Windels, Anderson; also Representative(s)
 2 Hefley--Concerning the regulation of tobacco sales based
 3 on quantity.
 4

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

10	YES 53	NO 12	EXCUSED 0	ABSENT 0
11				
12	Alexander	Y Groff	Y Miller	Y Spence Y
13	Bacon	Y Grossman	Y Mitchell	N Spradley N
14	Berry	Y Hefley	Y Nuñez	N Stafford Y
15	Borodkin	Y Hodge	Y Paschall	N Stengel Y
16	Boyd	Y Hoppe	Y Plant	Y Swenson Y
17	Cadman	N Jahn	Y Ragsdale	Y Tapia Y
18	Chavez	Y Jameson	Y Rhodes	N Tochtrop Y
19	Clapp	Y Johnson	Y Rippy	Y Veiga Y
20	Cloer	N Kester	Y Romanoff	Y Vigil Y
21	Coleman	Y King	Y Saliman	Y Webster Y
22	Crane	Y Larson	Y Sanchez	Y Weddig Y
23	Daniel	Y Lawrence	Y Schultheis	N White Y
24	Decker	Y Lee	N Scott	N Williams S. Y
25	Fairbank	Y Mace	Y Sinclair	N Williams T. Y
26	Fritz	Y Madden	Y Smith	Y Witwer Y
27	Garcia	Y Marshall	Y Snook	Y Young Y
28				Mr. Speaker N
29				

30 Co-sponsors added: Representatives Boyd, Chavez, Cloer, Daniel, Groff,
 31 Hodge, Larson, Madden, Marshall, Ragsdale, Romanoff, Tapia, Veiga.
 32

33 **SB01-226** by Senator(s) Thiebaut; also Representative(s) Spradley--
 34 Concerning the creation of a temporary executive
 35 committee of the legislative council to serve during each
 36 period commencing after a general election and ending
 37 following the convening of the next general assembly
 38 when a new executive committee is formed.
 39

40 The question being "Shall the bill pass?".
 41 A roll call vote was taken. As shown by the following recorded vote, a
 42 majority of those elected to the House voted in the affirmative and the bill
 43 was declared **passed**.
 44

45	YES 65	NO 0	EXCUSED 0	ABSENT 0
46				
47	Alexander	Y Groff	Y Miller	Y Spence Y
48	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
49	Berry	Y Hefley	Y Nuñez	Y Stafford Y
50	Borodkin	Y Hodge	Y Paschall	Y Stengel Y
51	Boyd	Y Hoppe	Y Plant	Y Swenson Y
52	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
53	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
54	Clapp	Y Johnson	Y Rippy	Y Veiga Y
55	Cloer	Y Kester	Y Romanoff	Y Vigil Y
56	Coleman	Y King	Y Saliman	Y Webster Y

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

10 **SCR01-002** by Senator(s) Gordon; also Representative(s) Hefley--
 11 Concerning the submission to the registered electors of the
 12 state of Colorado of an amendment to the constitution of
 13 the state of Colorado, exempting district attorneys from
 14 constitutional term limits.

16 The question being "Shall the resolution pass?".
 17 A roll call vote was taken. As shown by the following recorded vote, a
 18 constitutional two-thirds majority of those elected to the House voted in
 19 the affirmative and the resolution was declared **passed**.

21	YES 47	NO 18	EXCUSED 0	ABSENT 0				
23	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
24	Bacon	Y	Grossman	Y	Mitchell	N	Spradley	N
25	Berry	Y	Hefley	Y	Nuñez	N	Stafford	N
26	Borodkin	N	Hodge	Y	Paschall	N	Stengel	Y
27	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	N
28	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
29	Chavez	Y	Jameson	Y	Rhodes	N	Tochtrop	N
30	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
31	Cloer	N	Kester	Y	Romanoff	Y	Vigil	Y
32	Coleman	N	King	N	Saliman	Y	Webster	N
33	Crane	N	Larson	Y	Sanchez	Y	Weddig	Y
34	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
35	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
36	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
37	Fritz	Y	Madden	Y	Smith	Y	Witwer	N
38	Garcia	Y	Marshall	Y	Snook	N	Young	Y
39							Mr. Speaker	N

41 Complete text of SCR01-002 printed in addendum to the Journal.

44 **SB01-082** by Senator(s) Matsunaka, Fitz-Gerald, Tupa, Windels;
 45 also Representative(s) Spence--Concerning the
 46 implementation of section 17 of article IX of the state
 47 constitution.

49 As shown by the following roll call vote, a majority of all members
 50 elected to the House voted in the affirmative, and Representative Spence
 51 was given permission to offer a Third Reading amendment:

53	YES 63	NO 2	EXCUSED 0	ABSENT 0				
54	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
55	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
56	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	Y

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

15
16
17 **Third Reading amendment No. 1**, by Representative Spence.

18
19 Amend revised bill, page 6, strike lines 15 through 27 and substitute the
20 following:

21
22 "(4) "CATEGORICAL PROGRAMS" INCLUDE ONLY THE FOLLOWING
23 PROGRAMS:

24
25 (a) PUBLIC SCHOOL TRANSPORTATION AS DESCRIBED IN ARTICLE 51
26 OF THIS TITLE;

27
28 (b) THE ENGLISH LANGUAGE PROFICIENCY PROGRAM CREATED IN
29 SECTION 22-24-104;

30
31 (c) THE EXPELLED AND AT-RISK STUDENT SERVICES GRANT
32 PROGRAM CREATED IN SECTION 22-33-205;

33
34 (d) SPECIAL EDUCATION PROGRAMS FOR CHILDREN WITH
35 DISABILITIES AS DESCRIBED IN ARTICLE 20 OF THIS TITLE;

36
37 (e) SPECIAL EDUCATION PROGRAMS FOR GIFTED CHILDREN AS
38 DESCRIBED IN ARTICLE 20 OF THIS TITLE;

39
40 (f) THE GRANT PROGRAM FOR IN-SCHOOL OR IN-HOME SUSPENSION
41 DESCRIBED IN ARTICLE 37 OF THIS TITLE;

42 (g) VOCATIONAL EDUCATION AS DESCRIBED IN ARTICLE 8 OF TITLE
43 23, C.R.S.;

44
45 (h) SMALL ATTENDANCE CENTERS FOR WHICH STATE AID IS
46 AVAILABLE PURSUANT TO SECTION 22-54-122;

47
48 (i) THE COMPREHENSIVE HEALTH EDUCATION PROGRAM CREATED
49 IN SECTION 22-25-104; AND

50
51 (j) OTHER CURRENT AND FUTURE ACCOUNTABLE PROGRAMS
52 SPECIFICALLY IDENTIFIED IN STATUTE AS A CATEGORICAL PROGRAM."

53
54 Renumber succeeding subsections accordingly.

55
56 Page 7, strike lines 1 and 2.

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

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

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

33
34 Co-sponsors added: Representatives Coleman, Groff, Jahn, Marshall, Romanoff,
35 Williams S., Young.

36
37 **SB01-217** by Senator(s) Thiebaut; also Representative(s) Smith--
38 Concerning a supplemental appropriation of capital
39 construction funds to the department of transportation for
40 the aviation account of the transportation infrastructure
41 revolving fund.

42
43 The question being "Shall the bill pass?".
44 A roll call vote was taken. As shown by the following recorded vote, a
45 majority of those elected to the House voted in the affirmative and the bill
46 was declared **passed**.

48	YES 59	NO 6	EXCUSED 0	ABSENT 0				
49								
50	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
51	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
52	Berry	Y	Hefley	Y	Nuñez	N	Stafford	Y
53	Borodkin	Y	Hodge	Y	Paschall	N	Stengel	Y
54	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
55	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
56	Chavez	Y	Jameson	Y	Rhodes	N	Tochtrop	Y

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

11
 12 Co-sponsors added: Representatives Borodkin, Larson, Lawrence, Ragsdale,
 13 Rippy, Young.

14
 15 **SB01-222** by Senator(s) Thiebaut; also Representative(s) King--
 16 Concerning the suspension for the fiscal year 2001-02 of
 17 the prohibition against the appropriation of general fund
 18 revenues for public school capital construction projects if
 19 general fund revenues do not exceed general fund
 20 obligations and required allocations to the highway users
 21 tax fund by a specified amount.

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

27
 28 YES 65 NO 0 EXCUSED 0 ABSENT 0

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

47
 48 Co-sponsors added: Representatives Hoppe, Swenson, Young.

49
 50 **SB01-228** by Senator(s) Windels, Perlmutter; also Representative(s)
 51 Scott--Concerning the exclusive authority of the oil and
 52 gas conservation commission to regulate the closure of
 53 underground natural gas storage caverns.

54
 55 The question being "Shall the bill pass?".
 56 A roll call vote was taken. As shown by the following recorded vote, a

1 **SB01-098** by Senator(s) Pascoe, Thiebaut, Matsunaka; also
 2 Representative(s) King--Concerning school improvement,
 3 and making an appropriation therefor.
 4

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

10	YES 62	NO 3	EXCUSED 0	ABSENT 0
11				
12	Alexander	Y Groff	Y Miller	Y Spence
13	Bacon	N Grossman	N Mitchell	Y Spradley
14	Berry	Y Hefley	Y Nuñez	Y Stafford
15	Borodkin	Y Hodge	Y Paschall	Y Stengel
16	Boyd	Y Hoppe	Y Plant	Y Swenson
17	Cadman	Y Jahn	Y Ragsdale	Y Tapia
18	Chavez	Y Jameson	Y Rhodes	Y Tochtrop
19	Clapp	Y Johnson	Y Rippy	Y Veiga
20	Cloer	Y Kester	Y Romanoff	Y Vigil
21	Coleman	Y King	Y Saliman	Y Webster
22	Crane	Y Larson	Y Sanchez	Y Weddig
23	Daniel	N Lawrence	Y Schultheis	Y White
24	Decker	Y Lee	Y Scott	Y Williams S.
25	Fairbank	Y Mace	Y Sinclair	Y Williams T.
26	Fritz	Y Madden	Y Smith	Y Witwer
27	Garcia	Y Marshall	Y Snook	Y Young
28				Mr. Speaker
29				Y

30 Co-sponsors added: Representatives Hefley, Marshall, Paschall, Rhodes,
 31 Schultheis, Vigil, Weddig, Williams S., Young.
 32

33 **SB01-237** by Senator(s) Thiebaut; also Representative(s) King--
 34 Concerning the financing of capital construction needs of
 35 charter schools.
 36

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

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

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

5
 6 Co-sponsors added: Representatives Bacon, Clapp, Decker, Fairbank, Jameson,
 7 Larson, Mace, Paschall, Sanchez, Schultheis, Scott, Sinclair, Tapia, Williams S.

8
 9 **HB01-1301** by Representative(s) Paschall, Cadman, Clapp, Cloer,
 10 Crane, Decker, Fairbank, Fritz, Hefley, Kester, King,
 11 Larson, Lee, Mitchell, Nuñez, Rhodes, Rippy, Schultheis,
 12 Scott, Sinclair, Smith, Spence, Stafford, Webster, White,
 13 Williams T.; also Senator(s) May, Andrews, Arnold,
 14 Cairns, Dyer (Arapahoe), Hillman, Lamborn, McElhany,
 15 Musgrave, Owen--Concerning the prohibition of
 16 discrimination against employees based upon labor union
 17 participation.

18
 19 The question being "Shall the bill pass?".
 20 A roll call vote was taken. As shown by the following recorded vote, a
 21 majority of those elected to the House voted in the affirmative and the bill
 22 was declared **passed**.

23								
24	<u>YES</u>	<u>37</u>	<u>NO</u>	<u>28</u>	<u>EXCUSED</u>	<u>0</u>	<u>ABSENT</u>	<u>0</u>
25								
26	Alexander	Y	Groff	N	Miller	N	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	Y	Rippy	Y	Veiga	N
34	Cloer	Y	Kester	Y	Romanoff	N	Vigil	N
35	Coleman	N	King	Y	Saliman	N	Webster	Y
36	Crane	Y	Larson	Y	Sanchez	N	Weddig	N
37	Daniel	N	Lawrence	N	Schultheis	Y	White	Y
38	Decker	Y	Lee	Y	Scott	Y	Williams S.	N
39	Fairbank	Y	Mace	N	Sinclair	Y	Williams T.	Y
40	Fritz	Y	Madden	N	Smith	Y	Witwer	Y
41	Garcia	N	Marshall	N	Snook	Y	Young	Y
42							Mr. Speaker	Y

43
 44 Co-sponsors added: Representatives Hoppe, Johnson, Young.

45
 46
 47
 48 **MESSAGE FROM THE SENATE**

49
 50 Mr. Speaker:

51
 52 The Senate has adopted and transmits herewith: SJR01-029.

53
 54
 55

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		CAPITOL CONSTRUCTION FUND	CAPITOL CONSTRUCTION FUND	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$ EXEMPT	\$	\$	\$

1 **"SECTION 5.** Part VI (9)(B) of Section 3 of Senate Bill 01-212, enacted at the First Regular Session of the Sixty-third General Assembly, is amended to read:

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Section. 3. **Capital construction appropriation.**

**PART VI
DEPARTMENT OF HIGHER EDUCATION**

(9) UNIVERSITY OF COLORADO HEALTH SCIENCES CENTER

(B) Capital Construction Projects

Fitzsimons, Infrastructure Development ²	943,000		471,500		471,500 ^a
Fitzsimons, Education Facility/Center for Studies in Clinical Performance, Phase 2 of 3 ³	16,327,336		10,727,336		5,600,000 ^b
Fitzsimons, Barbara Davis Center for Childhood Diabetes	16,737,941				16,737,941 ^a

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			CAPITOL CONSTRUCTION FUND	CAPITOL CONSTRUCTION FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1							
2	Fitzsimons Trust Fund			7,800,000			
3		5,660,531		5,660,531			
4							
5	FITZSIMONS TRUST FUND -						
6	AVAILABLE MARCH 1, 2002	2,139,469		2,139,469			
7							
8		41,808,277					
9							
10		44,740,909					

12 ^a These amount shall be from exempt institutional sources.

13 ^b Of this amount, \$4,100,000 shall be from the Fitzsimons Trust Fund, and the remaining \$1,500,000 shall be from exempt institutional sources.".

14 Renumber succeeding section accordingly.

15
16
17

1 COMMUNICATING WITH A PERSON BEING SOLICITED IN ANY MANNER THAT
2 WOULD LEAD A REASONABLE PERSON TO BELIEVE THAT:

3
4 (a) IF THE PERSON BEING SOLICITED MAKES A CONTRIBUTION, HE
5 OR SHE WILL RECEIVE SPECIAL BENEFITS OR FAVORABLE TREATMENT FROM
6 A POLICE, SHERIFF, PATROL, FIREFIGHTING, OR OTHER LAW ENFORCEMENT
7 AGENCY OR DEPARTMENT OF GOVERNMENT; OR

8
9 (b) IF THE PERSON BEING SOLICITED FAILS TO MAKE A
10 CONTRIBUTION, HE OR SHE WILL RECEIVE UNFAVORABLE TREATMENT
11 FROM A POLICE, SHERIFF, PATROL, FIREFIGHTING, OR OTHER LAW
12 ENFORCEMENT AGENCY OR DEPARTMENT OF GOVERNMENT.";

13
14 line 26, strike "PARAGRAPH (b) OR (c) OF".

15
16 Respectfully submitted,

17 Senate Committee:	House Committee:
18 Ken Gordon	Joe Stengel
19 Sue Windels	Ken Kester
20 Jim Dyer (Arapahoe)	Bob Bacon

21
22
23
24 **PRINTING REPORT**

25
26 The Chief Clerk reports the following bills have been correctly printed:
27 **HB01-1408, 1409.**

28
29
30
31 **MESSAGE FROM THE SENATE**

32 Mr. Speaker:

33
34 The Senate voted to concur in House amendments to SB01-084, 078, 121,
35 073, 149, 032, 091, 037, 164, 168, 209, 095, 012, 029,
36 and repassed the bills as amended.

37
38 In response to the request of the House for a Conference Committee on
39 HB01-1184, the President appointed Senators Perlmutter, Chm., Gordon
40 and Lamborn as members of the First Conference Committee on the part
41 of the Senate.

42 The Senate granted permission to members of the First Conference
43 Committee on HB01-1184 to consider matters not at issue between the
44 two houses.

45
46 The Senate has voted not to concur in House Amendments to SB01-113
47 and requests that a Conference Committee be appointed. The President
48 appointed Senators Hernandez, Chm., and Hagedorn and Epps as
49 members of the First Conference Committee on the part of the Senate.
50 The bill is transmitted herewith.

51
52 The Senate has voted not to concur in House Amendments to SB01-088
53 and requests that a Conference Committee be appointed. The President
54 appointed Senators Tupa, Chm., and Linkhart and Epps as members of
55 the First Conference Committee on the part of the Senate. The bill is
56 transmitted herewith.

1 In response to the request of the House for a Conference Committee on
2 HB01-1272, the President appointed Senators Takis, Chm., Nichol and
3 Arnold as members of the First Conference Committee on the part of the
4 Senate.

5
6 In response to the request of the House for a Conference Committee on
7 HB01-1269, the President appointed Senators Epps, Chm., Tate and
8 Gordon as members of the First Conference Committee on the part of the
9 Senate.

10
11
12
13 **ANNOUNCEMENT**

14
15 The Speaker announced the House was in the last three days of session.
16
17 House Rule 36(d) states that "No vote on concurring in any amendment
18 made by the Senate to a House bill or on the adoption of a report of a
19 conference committee shall be taken until such amendment or report shall
20 have been placed on the desk of each member, and particularly referred
21 to in the calendar, but this rule may be suspended during the last three
22 days of session." The Speaker suspended that portion of the rule for the
23 last three days of session.

24
25
26
27 **CONSIDERATION OF RESOLUTION**

28
29 **SJR01-033** by Senator(s) Epps; also Representative(s) Alexander--
30 Concerning Foster Care Month.

31
32 (Printed and placed in member's file.)

33
34 On motion of Representative Alexander, the resolution was **adopted** by
35 **viva voce** vote.

36
37 Co-sponsors added: Roll call of the House.

38
39
40
41 On motion of Representative Spradley, **HB01-1362, 1405, SB01-224,**
42 **HB01-1393, SB01-220, HB01-1408, 1409** were added to the Special
43 Orders Calendar on Monday, May 7, 2001.

44
45
46 On motion of Representative Williams T., the House resolved itself into
47 Committee of the Whole for consideration of Special Orders and she was
48 called to the Chair to act as Chairman.

49
50
51 **SPECIAL ORDERS--SECOND READING OF BILLS**

52
53 The Committee of the Whole having risen, the Chairman reported the
54 titles of the following bills had been read (reading at length had been
55 dispensed with by unanimous consent), the bills considered and action
56 taken thereon as follows:

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

3
4 **HB01-1401** by Representative(s) Saliman, Berry, Grossman,
5 Lawrence, Tapia; also Senator(s) Anderson, Owen,
6 Reeves, Tate--Concerning participation in the
7 comprehensive primary and preventive care grant program.

8
9 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,
10 dated May 2, 2001, and placed in member's bill file; Report also printed
11 in House Journal, May 3, pages 1539.

12
13 As amended, ordered engrossed and placed on the Calendar for Third
14 Reading and Final Passage.

15
16 **HCR01-1003** by Representative(s) Mitchell, Dean, Spradley, Rhodes,
17 Stengel, Webster, Williams T., Lee, Hefley, Kester,
18 Nuñez, Crane, Sinclair, Fairbank, Hoppe, Lawrence,
19 White, Schultheis, Young, Cadman, Clapp, Scott; --
20 Concerning the submission to the registered electors of the
21 state of Colorado of an amendment to article II of the
22 constitution of the state of Colorado, prohibiting
23 discrimination.

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

27
28
29 A motion by Representative Spradley that the Committee rise, report
30 progress and beg leave to sit again at 4:00 p.m., was adopted by
31 unanimous consent.

32 _____
33
34 House reconvened.

35
36 The Committee of the Whole reported it had risen, reported progress and
37 would sit again at 4:00 p.m.

38 _____
39
40
41 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
42 **on HB01-1030**

43
44 This Report Amends the Rerevised Bill.

45
46 To the President of the Senate and the
47 Speaker of the House of Representatives:

48
49 Your first conference committee appointed on HB01-1030,
50 concerning periodic adjustment of the annual salaries of the
51 commissioners of the public utilities commission based on an objective
52 standard, has met and reports that it has agreed upon the following:

53
54 That the House accede to the Senate amendments made to the bill,
55 as said amendments appear in the rerevised bill, with the following
56 changes:

1 Amend rerevised bill, page 3, line 8, strike "EXECUTIVE DIRECTOR OF
2 THE";

3
4 strike lines 9 and 10 and substitute the following:

5
6 "STATE AUDITOR IN CONSULTATION WITH THE EXECUTIVE DIRECTOR OF THE
7 DEPARTMENT OF REGULATORY AGENCIES.".

8
9 Respectfully submitted,

10 House Committee:
11 Brad Young
12 Shawn Mitchell
13 Carl Miller

Senate Committee:
Peggy Reeves
Ron Tupa
Ron Teck

14
15
16
17 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
18 **on HB01-1034**

19
20 This Report Adopts the Reengrossed Bill.

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

24
25 Your first conference committee appointed on HB01-1034,
26 concerning amendments to the "Colorado Auto Accident Reparations
27 Act", and, in connection therewith, consolidating the definition of a
28 resident relative and clarifying the types of insurance policies, has met
29 and reports that it has agreed upon the following:

30
31 That the Senate recede from its amendments made to the bill and
32 that the reengrossed bill be adopted without change.

33
34 Respectfully submitted,

35 House Committee:
36 Al White
37 Joe Stengel
38 Carl Miller

Senate Committee:
Bob Hagedorn
Rob Hernandez
Norma Anderson

39
40
41
42 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
43 **on HB01-1124**

44
45 This Report Amends the Rerevised Bill.

46
47 To the President of the Senate and the
48 Speaker of the House of Representatives:

49
50 Your first conference committee appointed on HB01-1124,
51 concerning limitations on the authority to issue special license plates, has
52 met and reports that it has agreed upon the following:

53
54 That the House accede to the Senate amendments made to the bill,
55 as said amendments appear in the rerevised bill, with the following
56 changes:

1 Amend rerevised bill, page 2, line 21, strike "AGREEMENTS. THE" and
 2 substitute "AGREEMENTS, BUT SHALL BE RETIRED IF SUCH PLATES ARE NOT
 3 ISSUED FOR AT LEAST TWO HUNDRED AND FIFTY VEHICLES PURSUANT TO
 4 RULES PROMULGATED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT.
 5 UNLESS SUCH PLATES WERE APPROVED BEFORE JANUARY 1, 2001, THE".
 6

7 Respectfully submitted,

8 House Committee:
 9 Bill Swenson
 10 Don Lee
 11 Frana Mace

Senate Committee:
 Alice Nichol
 Stephanie Takis
 Ron May

15 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
 16 **on HB01-1187**

17 This Report Adopts the Rerevised Bill.

18
 19 To the President of the Senate and the
 20 Speaker of the House of Representatives:

21
 22 Your first conference committee appointed on HB01-1187,
 23 concerning procedural changes for the strengthening of criminal laws, has
 24 met and reports that it has agreed upon the following:
 25

26 That the House accede to the Senate amendments made to the bill
 27 and that the rerevised bill be adopted without change.
 28

29 Respectfully submitted,

30 House Committee:
 31 Lynn Hefley
 32 Jim Snook
 33 Carl Miller

Senate Committee:
 Doug Linkhart
 Ken Gordon
 Jim Dyer (Arapahoe)

37 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
 38 **on HB01-1250**

39 This Report Adopts the Reengrossed Bill.

40
 41 To the President of the Senate and the
 42 Speaker of the House of Representatives:

43
 44 Your first conference committee appointed on HB01-1250,
 45 concerning interference with the flow of water in a ditch, has met and
 46 reports that it has agreed upon the following:
 47

48 That the Senate recede from its amendment made to the bill and
 49 that the reengrossed bill be adopted without change.
 50

51 Respectfully submitted,

52 House Committee:
 53 Tambor Williams
 54 Gregg Rippy
 55 Alice Madden

Senate Committee:
 Bob Hagedorn
 Jim Dyer (Durango)
 Mark Hillman

1 The Senate has adopted the First Report of the First Conference
2 Committee on HB01-1187, as printed in Senate Journal, April 12, pages
3 934-835, and repassed the bill as amended. The bill is returned herewith.

4
5 The Senate has adopted the First Report of the First Conference
6 Committee on HB01-1034, as printed in Senate Journal, April 16, page
7 848, and repassed the bill as amended. The bill is returned herewith.

8
9 The Senate has adopted the First Report of the First Conference
10 Committee on HB01-1292, as printed in Senate Journal, April 18, pages
11 893-894, and repassed the bill as amended. The bill is returned herewith.

12
13 The Senate has adopted the First Report of the First Conference
14 Committee on HB01-1030, as printed in Senate Journal, April 25, page
15 994, and repassed the bill as amended. The bill is returned herewith.

16
17 The Senate has adopted the First Report of the First Conference
18 Committee on SB01-123, as printed in Senate Journal, April 18, pages
19 893-894, and repassed the bill as amended.

20
21 The Senate has adopted the First Report of the First Conference
22 Committee on SB01-034, as printed in Senate Journal, April 19, pages
23 1347-1348, and repassed the bill as amended.

24
25 The Senate has adopted and transmits herewith: SJR01-030.

26
27
28 The Senate has voted not to concur in House Amendments to SB01-219
29 and requests that a Conference Committee be appointed. The President
30 appointed Senators Hernandez, Chm., and Hagedorn and Epps as
31 members of the First Conference Committee on the part of the Senate.
32 The bill is transmitted herewith.

33
34
35 **APPOINTMENTS TO CONFERENCE COMMITTEES**

36
37 Pursuant to a request from the Senate, the Speaker appointed House
38 conferees to the First Conference Committees as follows:

39
40 **SB01-088** -- Representatives Mitchell, Chairman, Rhodes, Hodge.

41 **SB01-113** -- Representatives Clapp, Chairman, Cloer, Sanchez.

42 **SB01-219** -- Representatives White, Chairman, Cadman, Vigil.

43
44
45 House in recess. House reconvened.

46
47
48
49 **REPORTS OF COMMITTEES OF REFERENCE**

50
51 **AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES**

52 After consideration on the merits, the Committee recommends the
53 following:

54
55 **SB01-235** be referred favorably to the Committee on Appropriations.

56

1 **CRIMINAL JUSTICE**

2 After consideration on the merits, the Committee recommends the
3 following:

4
5 **SB01-210** be amended as follows, and as so amended, be referred to
6 the Committee on Appropriations with favorable
7 recommendation:

8
9 Amend reengrossed bill, page 4, line 16, after "(c)", insert "(I)";
10
11 line 17, after "offender", insert "THAT WOULD CONSTITUTE A FELONY IF
12 COMMITTED BY AN ADULT";

13
14 line 20, after "offender", insert "THAT WOULD CONSTITUTE A FELONY IF
15 COMMITTED BY AN ADULT";

16
17 after line 21, insert the following:

18
19 "(II) ANY JUVENILE ADJUDICATED FOR THE DELINQUENT ACT OF
20 FAILURE TO REGISTER AS A SEX OFFENDER THAT WOULD CONSTITUTE A
21 MISDEMEANOR IF COMMITTED BY AN ADULT SHALL BE SENTENCED TO A
22 THIRTY-DAY MANDATORY MINIMUM DETENTION SENTENCE; EXCEPT THAT
23 ANY JUVENILE ADJUDICATED FOR A SECOND OR SUBSEQUENT DELINQUENT
24 ACT OF FAILURE TO REGISTER AS A SEX OFFENDER THAT WOULD
25 CONSTITUTE A MISDEMEANOR IF COMMITTED BY AN ADULT SHALL BE
26 SENTENCED TO A FORTY-FIVE-DAY MANDATORY MINIMUM DETENTION
27 SENTENCE."

28
29
30
31
32 **HEALTH, ENVIRONMENT, WELFARE, & INSTITUTIONS**

33 After consideration on the merits, the Committee recommends the
34 following:

35
36 **SB01-211** be referred to the Committee of the Whole with favorable
37 recommendation.

38
39
40 **SB01-239** be referred to the Committee of the Whole with favorable
41 recommendation.

42
43
44
45
46 **STATE, VETERANS, & MILITARY AFFAIRS**

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

49
50 **SCR01-005** be postponed indefinitely.

51
52
53
54
55

MESSAGE FROM THE SENATE

1
 2 Mr. Speaker:
 3
 4 The Senate has passed on Third Reading and returns herewith
 5 HB01-1385.
 6
 7 The Senate has passed on Third Reading and transmitted to the Revisor
 8 of Statutes:
 9 SB01-067, amended as printed in Senate Journal, April 6, page 772;
 10 SB01-240, amended as printed in Senate Journal, May 4, page 1227;
 11 SB01-238, amended as printed in Senate Journal, May 4,
 12 pages 1227-1228 and May 7;
 13 SB01-241, amended as printed in Senate Journal, May 4, page 1228;
 14 HB01-1357, amended as printed in Senate Journal, May 4, page 1210;
 15 HB01-1359, amended as printed in Senate Journal, May 4, page 1211
 16 and May 7;
 17 HB01-1354, amended as printed in Senate Journal, May 4, page 1228;
 18 HB01- 1134, amended as printed in Senate Journal, May 4, page 1230;

MESSAGE FROM THE REVISOR

23 We herewith transmit without comment, as amended, SB01-067, 240,
 24 238, and 241 and HB01-1357, 1359, 1354, and 1134.

MESSAGE FROM THE GOVERNOR

29 I certify I received the following on the 7th day of May, 2001, at 3:20 p.m.
 30 The original is on file in the records of the House of Representatives of
 31 the General Assembly.

33 Judith Rodrigue,
 34 Chief Clerk of the House

35 May 4, 2001

37 To the Honorable
 38 House of Representatives
 39 Sixty-second General Assembly
 40 First Regular Session
 41 Denver, CO 80203

43 Ladies and Gentlemen:

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

48 **HB01-1268** Concerning Termination Of The Parent-child Legal
 49 Relationship.

51 Approved May 4, 2001 at 3:16 p.m.

52 Sincerely,
 53 (signed)
 54 Bill Owens
 55 Governor

INTRODUCTION OF BILLS

First Reading

1
2
3
4 The following bills were read by title and referred to the committees
5 indicated:

6
7 **SB01-067** by Senator(s) Dyer (Arapahoe), Dyer (Durango); also
8 Representative(s) Stafford--Concerning state-funded
9 scholarships based upon merit for members of the
10 Colorado national guard.

11 Committee on Education
12 Committee on Appropriations

13
14 **SB01-238** by Senator(s) Pascoe; also Representative(s) Alexander--
15 Concerning services for seriously emotionally disturbed
16 school children, and making an appropriation in
17 connection therewith.

18 Committee on Health, Environment, Welfare, & Institutions
19 Committee on Appropriations

20
21 **SB01-240** by Senator(s) Thiebaut; also Representative(s) Smith--
22 Concerning article 9 of the uniform commercial code, and,
23 in connection therewith, amending the duties of the
24 secretary of state and the central information board.

25 Committee on Business Affairs & Labor

26
27 **SB01-241** by Senator(s) Thiebaut; also Representative(s) Grossman--
28 Concerning the formulation of a statewide multi-modal
29 transportation policy.

30 Committee on Transportation & Energy
31 Committee on Appropriations

INTRODUCTION OF RESOLUTIONS

32
33
34
35
36 The following resolutions were read by title and laid over one day under
37 the rules:

38
39 **HJR01-1054** by Representative(s) Alexander, Chavez, Mace, Rhodes;
40 also Senator(s) Thiebaut, Matsunaka, Andrews--Con-
41 cerning the retention of officers and employees of the First
42 Regular Session of the Sixty-third General Assembly.

43
44 *Be It Resolved by the House of Representatives of the Sixty-third*
45 *General Assembly of the State of Colorado, the Senate concurring*
46 *herein:*

47
48 (1) That the Chief Clerk of the House of Representatives and the
49 Secretary of the Senate remain in such capacity after adjournment of the
50 General Assembly *sine die* until the convening of the Second Regular
51 Session of the Sixty-third General Assembly in January 2002.

52
53 (2) That the Chairman of the House Services Committee, with the
54 authorization of the Speaker, and the Chairman of the Senate Services
55 Committee, with the authorization of the President, are hereby separately
56 authorized to retain such employees for such period of time in the interim

1 between the First Regular Session of the Sixty-third General Assembly
2 and the Second Regular Session of the Sixty-third General Assembly as
3 they deem necessary for their respective houses; except that the office
4 equipment of the General Assembly and the services of such employees
5 shall be used only in connection with official legislative business.
6

7 (3) That the officers named in subsection (1) of this resolution and
8 the employees referred to in subsection (2) of this resolution shall be
9 compensated for their service at the same rate paid to them during the
10 First Regular Session of this Sixty-third General Assembly, as may be
11 modified by any salary survey adjustments to become effective during the
12 fiscal year beginning July 1, 2001, which are approved by the President
13 of the Senate for officers and employees of the Senate and the Speaker of
14 the House of Representatives for officers and employees of the House of
15 Representatives. All such compensation shall be paid from moneys
16 appropriated for such purposes by the Sixty-third General Assembly.
17

18
19 **HJR01-1055** by Representative(s) Spradley, Dean, Grossman; also
20 Senator(s) Thiebaut, Matsunaka, Andrews--Concerning
21 the appointment of a joint committee to notify the
22 governor that the First Regular Session of the Sixty-third
23 General Assembly is about to adjourn Sine Die.
24

25 *Be It Resolved by the House of Representatives of the Sixty-third*
26 *General Assembly of the State of Colorado, the Senate concurring*
27 *herein:*
28

29 That a joint committee of five members, consisting of three
30 members of the House of Representatives and two members of the
31 Senate, be appointed, respectively, by the Speaker of the House of
32 Representatives and the President of the Senate to notify the Honorable
33 Bill Owens, Governor of the State of Colorado, that the First Regular
34 Session of the Sixty-third General Assembly is about to adjourn *sine die*
35 and to inquire if he has any communication to convey to the General
36 Assembly in joint session.
37

38
39 **HJR01-1056** by Representative(s) Spradley, Dean, Grossman; also
40 Senator(s) Thiebaut, Matsunaka, Andrews--Concerning
41 the adjournment sine die of the First Regular Session of
42 the Sixty-third General Assembly.
43

44 *Be It Resolved by the House of Representatives of the Sixty-third*
45 *General Assembly of the State of Colorado, the Senate concurring*
46 *herein:*
47

48 That when the First Regular Session of the Sixty-third General
49 Assembly adjourns on May 9, 2001, it shall stand adjourned *sine die*.
50

51
52
53 **SJR01-030** by Senator(s) Matsunaka; also Representative Daniel--
54 Concerning honoring Colorado teachers.
55
56

1 House in recess. House reconvened.
2
3

4
5 **CONSIDERATION OF RESOLUTION**
6

7 **HR01-1018** by Representative(s) Witwer; --Concerning the grant by
8 the Bill and Melinda Gates Foundation to the Colorado
9 Children's Campaign to promote the quality of children's
10 education in Colorado.

11
12 (Printed and placed in member's file; also printed in House Journal
13 May 3, pages 1586-1587.)
14

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

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

20
21
22 On motion of Representative Spradley, **HB01-1305, SB01-211, 239** were
23 added to the Special Orders Calendar on Monday, May 7, 2001.
24

25
26
27 On motion of Representative Williams T., the House resolved itself into
28 Committee of the Whole for continuation of consideration of Special
29 Orders, and she returned to the Chair to act as Chairman.
30

31
32 **SPECIAL ORDERS--SECOND READING OF BILLS**

33 (Continued from page 1663)
34

35 **HB01-1362** by Representative(s) Paschall, Cadman, Clapp, Crane,
36 Dean, Fairbank, Hefley, Lee, Mitchell, Nuñez, Rhodes,
37 Sinclair, Spence, Stafford; also Senator(s) Musgrave, May,
38 Andrews, Arnold, Cairns, Lamborn, Teck--Concerning the
39 nonrecognition of domestic relationships.
40

41 Declared **lost** on Second Reading.
42
43

44 **SB01-224** by Senator(s) Hagedorn; also Representative(s) Spradley--
45 Concerning the enhancement of health care services for
46 rural areas of Colorado, and, in connection therewith,
47 enhancing flexibility for network adequacy, enhancing
48 provider service networks, creating community contracted
49 health care providers, expanding the use of telemedicine,
50 and creating an interim committee to study health care
51 issues.
52

53 Amendment No. 1, Business Affairs & Labor Report, dated May 3, 2001,
54 and placed in member's bill file; Report also printed in House Journal,
55 May 4, pages 1613-1616.
56

1 Amendment No. 2, by Representative Spradley.
2
3 Amend the Business Affairs and Labor Committee Report, dated May 3,
4 2001, page 2, strike lines 8 through 12;
5
6 line 13, before "strike", insert "Page 11,";
7
8 strike lines 18 and 19;
9
10 line 21, after "EMERGENCY" insert "SERVICES";
11
12 strike line 22.
13
14 Page 3, strike lines 1 through 3;
15
16 line 4, before "line", insert "Page 12,";
17
18 line 6, after "PAY", insert "TO THE PROVIDER";
19
20 strike lines 7 and 8, and substitute the following:
21
22 "line 13, after the period, add "NOTHING IN THIS PARAGRAPH (c) SHALL
23 REQUIRE EITHER A CARRIER OR A NONPARTICIPATING PROVIDER TO
24 ATTEMPT TO NEGOTIATE A REIMBURSEMENT RATE.";
25
26 strike line 12;
27
28 line 13, before "strike" insert "Page 13,";
29
30 line 15, strike "SERVICES THE PERSON MAY BE ANTICIPATING.;" and
31 substitute "SERVICES.;"
32
33 line 17, strike "HAS";
34
35 line 18, strike "SOUGHT" and substitute "IS SEEKING";
36
37 line 20, strike "SERVICES THE COVERED";
38
39 strike line 21 and substitute the following:
40 "SERVICES.;"
41
42 strike line 23 and substitute the following:
43
44 "COMPLAINTS FROM A COVERED PERSON OR A COVERED PERSON'S
45 NONPARTICIPATING TREATING PROVIDER,";
46
47 line 22, strike "AND THE";
48
49 strike line 23 and substitute the following:
50
51 "TO DETERMINE IF THE RATE IS ESTABLISHED PURSUANT TO AN
52 APPROPRIATE METHODOLOGY THAT IS BASED ON GENERALLY ACCEPTED
53 INDUSTRY STANDARDS AND PRACTICES.;"
54
55 Page 4, line 6, strike "OF;" and substitute "SUBPARAGRAPH (I) OF;"
56

1 line 15, strike "SERVICES THE COVERED PERSON MAY BE ANTICIPATING."
2 and substitute "SERVICES."
3

4 (b) IN THE EVENT OF A MATERIAL CHANGE TO THE CARRIER'S
5 NETWORK THAT COULD RESULT IN THE APPLICATION OF SUBPARAGRAPH (I)
6 OF PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION, THE CARRIER
7 SHALL PROVIDE NOTICE OF THE CHANGE TO THE COMMISSIONER AT LEAST
8 FIFTEEN DAYS PRIOR TO THE CHANGE. SUCH CHANGE MAY BE PROVIDED
9 BY ELECTRONIC MEANS.
10

11 (c) IN THE EVENT THAT A NETWORK OF A MANAGED CARE PLAN
12 WITH OUT-OF-NETWORK BENEFITS THAT IS NOT A HEALTH MAINTENANCE
13 ORGANIZATION OR A HEALTH MAINTENANCE ORGANIZATION WITH A POINT
14 OF SERVICE PLAN CHANGES, AND NOTICE TO COVERED PERSONS IS
15 PROVIDED PURSUANT TO SECTION 10-16-705 (7), SUCH NOTICE SHALL
16 INCLUDE AN UNDERSTANDABLE DISCLOSURE OF:
17

18 (I) THE CIRCUMSTANCES UNDER WHICH THE COVERED PERSON MAY
19 BE BALANCE BILLED BY NONPARTICIPATING PROVIDERS; AND
20

21 (II) THE MECHANISMS TO OBTAIN THE CARRIER'S REIMBURSEMENT
22 RATE TO NONPARTICIPATING PROVIDERS FOR SPECIFIC COVERED HEALTH
23 CARE SERVICES.";
24

25 line 16, strike "(b)" and substitute "(d)";
26

27 strike lines 19 and 20 and substitute the following:
28

29 "Page 15, strike lines 3 through 5, and substitute the following:
30

31 "(b) NOTHING IN SUBPARAGRAPH (I) OF PARAGRAPH (b) OF
32 SUBSECTION (2) OF THIS SECTION SHALL EXEMPT A CARRIER FROM HAVING
33 A PARTICIPATING PROVIDER FOR ALL COVERED BENEFITS. IN ANY CASE
34 WHERE THE CARRIER HAS NO PARTICIPATING PROVIDERS TO PROVIDE A
35 COVERED BENEFIT, THE PROVISIONS OF PARAGRAPH (a) OF SUBSECTION (2)
36 OF THIS SECTION SHALL APPLY.";
37

38 strike line 7;
39

40 line 8, strike "TO SUBSECTION (9) OF THIS SECTION," and substitute "AND
41 DISTANCES FOR THE PURPOSES OF THIS SECTION,".
42

43 Page 17, line 13, strike "AN" and substitute "IF THE COVERED PERSON HAS
44 A PHARMACY BENEFIT, AN".".
45

46 Amendment No. 3, by Representative Spradley.
47

48 Amend the Amendment No. 2, by Representative Spradley, printed in
49 House Journal page 1674, line 8, strike the second "CHANGE" and
50 substitute "NOTICE".
51

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

1 **SB01-220** by Senator(s) Entz, Dyer (Durango); also Represent-
2 tive(s) Snook, Miller--Concerning special license plates
3 for members of the United States Marine Corps.
4

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

8 **HB01-1408** by Representative(s) Lawrence, Larson, Miller; also
9 Senator(s) Phillips, Windels--Concerning a supplemental
10 appropriation for specified department of human services,
11 division of youth corrections, department of education,
12 school for the deaf and blind, and department of higher
13 education, Colorado historical society capital construction
14 projects.
15

16 Ordered engrossed and placed on the Calendar for Third Reading and
17 Final Passage.
18

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

26 Amendment No. 1, Appropriations Report, dated May 4, 2001, and
27 placed in member's bill file; Report also printed in House Journal, May 7,
28 pages 1667-1669.
29

30 Amendment No. 2, by Representative Lawrence.
31

32 Amend printed bill, page 4, after line 6, insert the following:
33

34 "SECTION 3. 24-72-302 (2) (n) and (2) (n.5), Colorado Revised
35 Statutes, as amended by Senate Bill 01-232, enacted at the First Regular
36 Session of the Sixty-third General Assembly, are amended to read:
37

38 **24-75-302. Capital construction fund - capital assessment fees**
39 **- calculation.** (2) As of July 1, 1988, and July 1 of each year thereafter
40 through July 1, 2005, a sum as specified in this subsection (2) shall
41 accrue to the capital construction fund. The state treasurer and the
42 controller shall transfer such sum out of the general fund and into the
43 capital construction fund as moneys become available in the general fund
44 during the fiscal year beginning on said July 1. Transfers between funds
45 pursuant to this subsection (2) shall not be deemed to be appropriations
46 subject to the limitations of section 24-75-201.1. The amount which shall
47 accrue pursuant to this subsection (2) shall be as follows:
48

49 (n) On July 1, 2001, one hundred million dollars, plus one
50 hundred fifty-four thousand six hundred thirty-six dollars pursuant to
51 H.B. 97-1186; plus nine hundred five thousand seven hundred
52 twenty-three dollars pursuant to H.B. 97-1077, enacted at the first regular
53 session of the sixty-first general assembly; plus nine thousand eight
54 hundred ninety dollars pursuant to S.B. 98-021, enacted at the second
55 regular session of the sixty-first general assembly; plus three hundred
56 forty-nine thousand fifty-five dollars pursuant to H.B. 98-1160, enacted

1 at the second regular session of the sixty-first general assembly; plus
 2 three hundred twenty-six thousand thirty-two dollars pursuant to H.B.
 3 00-1107, enacted at the second regular session of the sixty-second general
 4 assembly; plus ninety-seven thousand two hundred fifty-four dollars
 5 pursuant to H.B. 00-1111, enacted at the second regular session of the
 6 sixty-second general assembly; plus two hundred ninety-one thousand
 7 seven hundred sixty-one dollars pursuant to H.B. 00-1158, enacted at the
 8 second regular session of the sixty-second general assembly; plus one
 9 million one hundred sixteen thousand nine hundred seventy-one dollars
 10 pursuant to H.B. 00-1201, enacted at the second regular session of the
 11 sixty-second general assembly; plus four hundred sixteen thousand eight
 12 hundred two dollars pursuant to H.B. 00-1214, enacted at the second
 13 regular session of the sixty-second general assembly; plus sixty-nine
 14 thousand four hundred sixty-seven dollars pursuant to H.B. 00-1247,
 15 enacted at the second regular session of the sixty-second general
 16 assembly; plus ~~one hundred fifty-four million two hundred eighty-six~~
 17 ~~thousand six hundred seventy-six dollars~~ ONE HUNDRED FIFTY-TWO
 18 MILLION ONE HUNDRED FORTY-SEVEN THOUSAND TWO HUNDRED SEVEN
 19 DOLLARS pursuant to S.B. 01-232, enacted at the first regular session of
 20 the sixty-third general assembly;

21
 22 (n.5) On March 1, 2002, ~~forty-three million six hundred sixty~~
 23 ~~thousand eight hundred eighty-six dollars~~ FORTY-FIVE MILLION EIGHT
 24 HUNDRED THOUSAND THREE HUNDRED FIFTY-FIVE DOLLARS pursuant to
 25 S.B. 01-232, enacted at the first regular session of the sixty-third general
 26 assembly.".

27
 28 Renumber succeeding sections accordingly.

29
 30 Page 8, strike line 1 and insert the following:

31 **"SECTION 6. Effective date.** Section 3 of this act is effective
 32 upon passage if Senate Bill 01-232 is enacted at the First Regular Session
 33 of the Sixty-third General Assembly and becomes law.

34
 35 **SECTION 7. Safety clause.** The general assembly hereby
 36 finds,".

37
 38 As amended, ordered engrossed and placed on the Calendar for Third
 39 Reading and Final Passage.

40
 41 **HB01-1305** by Representative(s) Smith; also Senator(s) Anderson--
 42 Concerning enhanced land use planning relationships
 43 among local governments.

44
 45 Amendment No. 1, Local Government Report, dated April 25, 2001 and
 46 placed in member's bill file; Report also printed in House Journal,
 47 April 26, pages 1424-1427.

48
 49 Amendment No. 2, by Representative Smith.

50
 51 Amend the Local Government Committee Report, dated April 25, 2001,
 52 page 1, line 5, strike "SERVICES" and substitute "SERVICES, PUBLIC
 53 UTILITIES,".

54
 55 Page 5, line 4, strike "SERVICES" and substitute "SERVICES, PUBLIC
 56 UTILITIES,".

1 Amendment No. 3, by Representative Smith.

2
3 Amend printed bill, page 11, strike lines 2 through 7 and substitute the
4 following:

5 "SECTION 4. 32-12-104 (1) (b) , Colorado Revised Statutes, is
6 amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

7
8 **31-12-104. Eligibility for annexation.** (1) An area is eligible for
9 annexation if the governing body, at a hearing as provided in section
10 31-12-109, finds and determines:

11
12 (b) That a community of interest exists between the area proposed
13 to be annexed and the annexing municipality; that said area is urban or
14 will be urbanized in the near future; and that said area is integrated with
15 or is capable of being integrated with the annexing municipality. The fact
16 that the area proposed to be annexed has the contiguity with the annexing
17 municipality required by paragraph (a) of this subsection (1) shall be a
18 basis for a finding of compliance with these requirements unless the
19 governing body, upon the basis of competent evidence presented at the
20 hearing provided for in section 31-12-109, finds that at least two of the
21 following are shown to exist:

22
23 (IV) THE PROPOSED ANNEXATION IS WITHIN THE".

24
25 Amendment No. 4, by Representative Smith.

26
27 Amend printed bill, page 13, line 19, strike "COUNTY" and substitute
28 "MUNICIPAL".

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

32
33 **SB01-239** by Senator(s) Phillips, Matsunaka; also Representative(s)
34 Spradley--Concerning the prohibition of unauthorized
35 transfers of accounts of prescription drug customers.

36
37 Ordered revised and placed on the Calendar for Third Reading and Final
38 Passage.

39
40 **SB01-229** by Senator(s) Anderson, Perlmutter; also Representative(s)
41 Witwer, Daniel--Concerning the use of performance con-
42 tracts for state-supported institutions of higher education.

43
44 Amendment No. 1, Education Report, dated May 4, 2001, and placed in
45 member's bill file; Report also printed in House Journal, May 4,
46 page 1619.

47
48 Amendment No. 2, by Representative Witwer.

49
50 Amend reengrossed bill, page 5, line 27, strike "THE BOARD OF TRUSTEES
51 SHALL ESTABLISH" and substitute "THE GOVERNOR MAY APPOINT
52 ADDITIONAL".

53
54 Page 6, strike line 1.

55
56 As amended, referred to the Committee on Appropriations.

1 **HB01-1393** by Representative(s) Scott, Paschall, Swenson, Grossman,
2 Fairbank, Garcia, Groff, Marshall, Mitchell; also
3 Senator(s) Fitz-Gerald--Concerning the adoption of the
4 "Uniform Electronic Transactions Act".
5

6 Amendment No. 1, Information & Technology Report, dated May 4,
7 2001, and placed in member's bill file; Report also printed in House
8 Journal, May 4, pages 1641-1643.
9

10 As amended, ordered engrossed and placed on the Calendar for Third
11 Reading and Final Passage.
12

13 **SB01-211** by Senator(s) Musgrave; also Representative(s) Clapp--
14 Concerning alternatives to foster care placement.
15

16 Ordered revised and placed on the Calendar for Third Reading and Final
17 Passage.
18

19 **HB01-1405** by Representative(s) White, Kester, Larson; also
20 Senator(s) Chlouber, Fitz-Gerald--Concerning the creation
21 of a telemarketing no-call list for telephone subscribers.
22

23 Laid over until 8:30 p.m., May 7.
24
25

26 **AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT**
27

28 Representative Paschall moved to amend the Report of the Committee of
29 the Whole to show that the following Paschall amendment to HB01-1393,
30 did pass, and that **HB01-1393, as amended**, did pass.
31

32 Amend the Information and Technology Committee Report, dated May
33 2, 2001, page 1, strike lines 7 through 17 and substitute the following:
34

35 **"24-71.3-117. Applicability to governmental agencies.** EXCEPT
36 AS OTHERWISE PROVIDED BY LAW, THE GENERATION, STORAGE,
37 PROCESSING, COMMUNICATION, OR USE OF ELECTRONIC RECORDS AND
38 SIGNATURES BY A GOVERNMENTAL AGENCY SHALL BE GOVERNED BY THE
39 PROVISIONS OF ARTICLE 71.1 OF THIS TITLE AND NOT BY THE PROVISIONS
40 OF THIS ARTICLE."
41

42 Strike page 2.
43

44 Page 3, strike lines 1 through 7.
45

46 Renumber succeeding sections accordingly.
47

48 The amendment was declared **lost** by the following roll call vote:
49

50 YES 29 NO 31 EXCUSED 5 ABSENT 0
51

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

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

15 Representative Garcia moved to amend the Report of the Committee of
16 the Whole to show that the following Garcia amendment, to
17 HCR01-1003, did pass, and that **HCR01-1003, as amended**, did pass.

19 Amend printed concurrent resolution, page 2, line 12, strike "OR SEX,"
20 and substitute "SEX, AGE, SEXUAL ORIENTATION, GENDER IDENTITY, OR
21 RELIGION,".

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

25	YES	28	NO	35	EXCUSED	2	ABSENT	0
27	Alexander	N	Groff	Y	Miller	Y	Spence	N
28	Bacon	Y	Grossman	Y	Mitchell	N	Spradley	N
29	Berry	N	Hefley	N	Nuñez	N	Stafford	E
30	Borodkin	Y	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	N	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	Y	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	N	Witwer	N
42	Garcia	Y	Marshall	Y	Snook	N	Young	N
43							Mr. Speaker	N

46 Representative Paschall moved to amend the Report of the Committee of
47 the Whole to show that **HB01-1362** did pass.

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

51	YES	20	NO	43	EXCUSED	2	ABSENT	0
53	Alexander	Y	Groff	N	Miller	N	Spence	N
54	Bacon	N	Grossman	N	Mitchell	Y	Spradley	N
55	Berry	N	Hefley	Y	Nuñez	Y	Stafford	E
56	Borodkin	N	Hodge	N	Paschall	Y	Stengel	N

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

ADOPTION OF COMMITTEE OF THE WHOLE REPORT

19 Passed Second Reading: **HB01-1401 amended, HCR01-1003,**
 20 **SB01-224 amended, 220, HB01-1408, 1409 amended, 1305 amended,**
 21 **SB01-239, 229 amended, HB01-1393 amended, SB01-211.**

23 Lost on Second Reading: **HB01-1362.**

25 Laid over until date indicated retaining place on Calendar:
 26 **HB01-1405--8:30 p.m., May 7, 2001.**

28 Referred to Committee indicated:
 29 **SB01-229 amended--Committee on Appropriations.**

31 The Chairman moved the adoption of the Committee of the Whole
 32 Report. As shown by the following roll call vote, a majority of those
 33 elected to the House voted in the affirmative, and the Report was
 34 **adopted.**

36	YES 63	NO 0	EXCUSED 2	ABSENT 0				
38	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
39	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
40	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	E
41	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
42	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
43	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
44	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
45	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
46	Cloer	E	Kester	Y	Romanoff	Y	Vigil	Y
47	Coleman	Y	King	Y	Saliman	Y	Webster	Y
48	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
49	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
50	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
51	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
52	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
53	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
54							Mr. Speaker	Y

REPORTS OF COMMITTEES OF REFERENCE**AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES**

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

SB01-216 be referred favorably to the Committee on Appropriations.

SB01-231 be referred to the Committee of the Whole with favorable recommendation.

APPROPRIATIONS

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

SB01-157 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend revised bill, page 33, strike lines 15 through 27.

Page 34, strike lines 1 through 18.

Re-number succeeding section accordingly.

SB01-214 be referred to the Committee of the Whole with favorable recommendation.

SB01-234 be referred to the Committee of the Whole with favorable recommendation.

MESSAGES FROM THE SENATE

Mr. Speaker:

The Senate has postponed indefinitely and returns herewith: HJR01-1050.

The Senate has postponed indefinitely HB01-1392. The bill is returned herewith.

The Senate has adopted the First Report of the First Conference Committee on HB01-1349, as printed in Senate Journal, May 4, page 1240, and repassed the bill as amended. The bill is returned herewith.

The Senate has adopted the First Report of the First Conference Committee on HB01-1274, as printed in Senate Journal, May 3, page 1146, and repassed the bill as amended. The bill is returned herewith.

1 The Senate has adopted the First Report of the First Conference
2 Committee on HB01-1260, as printed in Senate Journal, May 2, page
3 1130, and repassed the bill as amended. The bill is returned herewith.

4
5 The Senate has adopted and returns herewith: HJR01-1045.

6
7 The Senate has adopted and returns herewith: HJR01-1037.

8
9 The Senate has adopted and returns herewith: HJR01-1047 .

10
11 The Senate has voted not to concur in House Amendments to SB01-98
12 and requests that a Conference Committee be appointed. The President
13 appointed Senators Pascoe, Chm., and Matsunaka and Evans as members
14 of the First Conference Committee on the part of the Senate. The bill is
15 transmitted herewith.

16 _____
17
18
19 House in recess. House reconvened.
20 _____
21

22 **REPORTS OF COMMITTEE OF REFERENCE**

23 **APPROPRIATIONS**

24
25 After consideration on the merits, the Committee recommends the
26 following:

27
28
29 **SB01-210** be referred to the Committee of the Whole with favorable
30 recommendation.

31
32
33 **SB01-216** be amended as follows, and as so amended, be referred to
34 the Committee of the Whole with favorable
35 recommendation:

36
37 Amend reengrossed bill, page 1, line 103, strike "**GOVERNMENT, AND**
38 **MAKING AN APPROPRIATION**" and substitute "**GOVERNMENT.**";

39
40 strike line 104.

41
42
43
44 **SB01-229** be amended as follows, and as so amended, be referred to
45 the Committee of the Whole with favorable
46 recommendation:

47
48 Amend reengrossed bill, page 5, line 11, strike "**REPRESENTATIVES.**" and
49 substitute "**REPRESENTATIVES AND THE JOINT BUDGET COMMITTEE OF THE**
50 **GENERAL ASSEMBLY.**";

51
52 line 12, after "**COMMITTEES**", insert "**AND THE MEMBERS OF THE JOINT**
53 **BUDGET COMMITTEE**";

54
55 line 15, after "**COMMITTEES**", insert "**AND THE MEMBERS OF THE JOINT**
56 **BUDGET COMMITTEE**";

1 line 16, strike "COMMITTEES" and substitute "COMMITTEES, IN
2 COOPERATION WITH THE JOINT BUDGET COMMITTEE,".

3
4 Page 8, line 1, strike "MINES;" and substitute "MINES.";

5
6 strike lines 2 through 7.

7
8
9
10 **SB01-235** be referred to the Committee of the Whole with favorable
11 recommendation.

12
13
14
15 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
16 **on HB01-1260**

17
18 This Report Amends the Rerevised Bill.

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

22
23 Your first conference committee appointed on HB01-1260,
24 concerning the "School Attendance Law of 1963", has met and reports
25 that it has agreed upon the following:

26
27 That the House accede to the Senate amendments made to the bill,
28 as said amendments appear in the rerevised bill, with the following
29 changes:

30
31 Amend rerevised bill, page 3, line 6, strike "(1), (1.5), and (7)," and
32 substitute "(1) and (1.5),";

33
34 strike lines 26 and 27.

35
36 Page 4, strike lines 1 through 11.

37
38 Respectfully submitted,

39 House Committee:
40 Nancy Spence
41 Lynn Hefley
42 Bob Bacon

Senate Committee:
Sue Windels
Ken Gordon
Jim Dyer (Arapahoe)

43
44
45
46 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
47 **on HB01-1274**

48
49 This Report Amends the Rerevised Bill.

50
51 To the President of the Senate and the
52 Speaker of the House of Representatives:

53
54 Your first conference committee appointed on HB01-1274,
55 concerning clarifications to the "Uniform Election Code of 1992", has
56 met and reports that it has agreed upon the following:

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

4
 5 Amend rerevised bill, page 3, line 17, after "(1)", insert "(a)";

6
 7 strike lines 20 and 21 and substitute the following:

8
 9 "TO THE PUBLIC DURING THE CAUCUS in or proximate to each precinct at
 10 a time and place to be";

11
 12 strike lines 24 through 27 and substitute the following:

13
 14 "year, which day shall be known as "precinct caucus day".

15
 16 (b) ANY PRIVATE HOME IN WHICH A PRECINCT CAUCUS IS TO BE
 17 HELD SHALL BE ACCESSIBLE TO PERSONS WITH DISABILITIES IN
 18 ACCORDANCE WITH THE RULES OF THE COUNTY CENTRAL COMMITTEE OR
 19 EXECUTIVE COMMITTEE OF EACH POLITICAL PARTY. THE RULES SHALL
 20 SPECIFY GUIDELINES FOR DETERMINING WHETHER A PRIVATE HOME IS
 21 ACCESSIBLE TO PERSONS WITH DISABILITIES FOR PURPOSES OF THIS
 22 SUBSECTION (1) AND FOR DETERMINING CONTROVERSIES REGARDING SUCH
 23 ACCESSIBILITY."

24
 25 Page 4, strike line 1;

26
 27 strike lines 21 and 22 and substitute the following:

28
 29 "being circulated and, for partisan candidates, is affiliated with the
 30 political party mentioned in the petition at the time the petition is
 31 circulated, as".

32
 33 Respectfully submitted,

34 House Committee:

35 Rob Fairbank
 36 Michael Garcia
 37 Glenn Scott

Senate Committee:

Bill Thiebaut
 Lewis Entz
 Ron Tupa

38
 39
 40
 41 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**
 42 **on HB01-1349**

43
 44 This Report Amends the Rerevised Bill.

45
 46 To the President of the Senate and the
 47 Speaker of the House of Representatives:

48
 49 Your first conference committee appointed on HB01-1349,
 50 concerning clarification that the term "raffle" includes the game
 51 commonly referred to as a "duck race" for purposes of the "Bingo and
 52 Raffles law", and making an appropriation in connection therewith, has
 53 met and reports that it has agreed upon the following:

54
 55 1. That the House accede to the Senate amendments made to the
 56 bill, as the amendments appear in the rerevised bill.

1 2. That, under the authority granted the committee to consider
2 matters not at issue between the two houses, the following amendment be
3 recommended:

4
5 Amend rerevised bill, page 2, after line 22, insert the following:

6
7 "**SECTION 2.** 12-9-107 (1) (b), Colorado Revised Statutes, is
8 amended to read:

9
10 **12-9-107. Persons permitted to conduct games of chance -**
11 **premises - equipment - expenses.** (1) (b) No games of chance shall be
12 conducted with any equipment unless it is owned by a bingo-raffle
13 licensee, owned or leased by a landlord licensee, or owned or leased by
14 a bingo-raffle licensee operating such equipment on premises that are
15 owned, leased, or rented by the bingo-raffle licensee, used as its principal
16 place of business, and controlled so that admittance to the premises is
17 limited to the bingo-raffle licensee's members and bona fide guests;
18 EXCEPT THAT THE IDENTICAL OBJECTS USED IN A DUCK RACE MAY BE
19 RENTED.".

20
21 Renumber succeeding sections accordingly.

22
23 Respectfully submitted,

24 House Committee:

25 Steve Johnson

26 Bill Swenson

27 Suzanne Williams

 Senate Committee:

 Terry Phillips

 Bob Hagedorn

 Ken Chlouber

28
29
30
31 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

32
33 The Speaker has signed: **HJR01-1022; SB01-066.**

34
35
36
37 On motion of Representative Spradley, **SB01-214, 210, 216, 229, 157**
38 were added to the Special Orders Calendar on Monday, May 7, 2001.

39
40
41 On motion of Representative Williams T., the House resolved itself into
42 Committee of the Whole for consideration of Special Orders and she was
43 called to the Chair to act as Chairman.

44
45
46 **SPECIAL ORDERS--SECOND READING OF BILLS**

47
48 The Committee of the Whole having risen, the Chairman reported the
49 titles of the following bills had been read (reading at length had been
50 dispensed with by unanimous consent), the bills considered and action
51 taken thereon as follows:

52
53 (Amendments to the committee amendment are to the printed committee
54 report which was printed and placed in the members' bill file.)

55

- 1 **HB01-1405** by Representative(s) White, Kester, Larson; also
2 Senator(s) Chlouber, Fitz-Gerald--Concerning the creation
3 of a telemarketing no-call list for telephone subscribers.
4
- 5 Amendment No. 1, Appropriations Report, dated May 4, 2001, and
6 placed in member's bill file; Report also printed in House Journal, May 4,
7 pages 1612-1613.
8
- 9 Amendment No. 2, by Representative Dean.
10
- 11 Amend printed bill, page 10, line 21, after "AGENT", insert "OR ANY
12 PERSON OR ENTITY COLLECTING INFORMATION TO BE TRANSMITTED TO THE
13 DESIGNATED AGENT".
14
- 15 Amendment No. 3, by Representative Fritz.
16
- 17 Amend printed bill, page 4, line 4, strike "AND BUSINESS".
18
- 19 Page 5, line 2, strike "OR BUSINESS";
20
21 line 22, strike "OR BUSINESS";
22
23 line 23, strike "OR BUSINESS".
24
- 25 Page 6, line 6, strike "OR BUSINESS";
26
27 line 9, strike "OR BUSINESS";
28
29 line 11, strike "OR BUSINESS".
30
- 31 Page 7, line 5, strike "OR BUSINESS";
32
33 line 10, strike "OR BUSINESS";
34
35 line 14, strike "OR BUSINESS";
36
37 line 18, strike "OR BUSINESS".
38
- 39 Page 8, line 6, strike "AND BUSINESS";
40
41 line 20, strike "AND BUSINESS".
42
- 43 Amendment No. 4, by Representative Fritz.
44
- 45 Amend printed bill, page 9, line 1, strike "OR";
46
47 line 2, strike "BUSINESS".
48
- 49 Page 10, line 3, strike "OR";
50
51 line 4, strike "BUSINESS".
52
- 53 Page 11, line 5, strike "AND";
54
55 line 6, strike "BUSINESS";
56

1 line 26, strike "OR";

2

3 line 27, strike "BUSINESS".

4

5 Page 12, line 14, strike "AND BUSINESS".

6

7 Page 14, line 17, strike "OR BUSINESS".

8

9 Amendment No. 5, by Representative White.

10

11 Amend printed bill, page 4, strike lines 25 through 27.

12

13 Page 5, strike lines 1 through 8 and substitute the following:

14

15 "(7) (a) "ESTABLISHED BUSINESS RELATIONSHIP" MEANS A
16 RELATIONSHIP THAT:

17

18 (I) WAS FORMED, PRIOR TO THE TELEPHONE SOLICITATION,
19 THROUGH A VOLUNTARY, TWO-WAY COMMUNICATION BETWEEN A SELLER
20 OR TELEPHONE SOLICITOR AND A RESIDENTIAL OR BUSINESS SUBSCRIBER,
21 WITH OR WITHOUT CONSIDERATION, ON THE BASIS OF AN APPLICATION,
22 PURCHASE, ONGOING CONTRACTUAL AGREEMENT, OR COMMERCIAL
23 TRANSACTION BETWEEN THE PARTIES REGARDING PRODUCTS OR SERVICES
24 OFFERED BY SUCH SELLER OR TELEPHONE SOLICITOR; AND

25

26 (II) HAS NOT BEEN PREVIOUSLY TERMINATED BY EITHER PARTY;
27 AND

28

29 (III) CURRENTLY EXISTS OR HAS EXISTED WITHIN THE
30 IMMEDIATELY PRECEDING EIGHTEEN MONTHS."

31

32 Amendment No. 6, by Representative Fairbank.

33

34 Amend printed bill, page 12, strike lines 26 and 27 and substitute the
35 following:

36

37 "(2) NOTWITHSTANDING SUBSECTION (1) OF THIS SECTION, IT
38 SHALL NOT BE A VIOLATION OF THIS PART 9 IF:"

39

40 Page 13, line 1, strike "DEFENDANT" and substitute "PERSON OR ENTITY";

41

42 line 7, strike "DEFENDANT," and substitute "PERSON OR ENTITY,";

43

44 line 9, strike "DEFENDANT" and substitute "PERSON OR ENTITY".

45

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

48

49

50 On motion of Representative Spradley, the remainder of the General
51 Orders Calendar (**SB01-214, 210, 216, 229, 157**) was laid over until
52 May 8, retaining place on Calendar.

53

54

55

56

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

2
 3 Representatives Crane and Paschall moved to amend the Report of the
 4 Committee of the Whole to show that the following Crane amendment,
 5 to HB01-1405 did pass, and that **HB01-1405, as amended**, did pass.

6
 7 Amend printed bill, page 7, line 6, after "HER", insert "NAME,", and strike
 8 "NUMBER" and substitute "NUMBER,".

9
 10 Page 9, line 8, after "OF", insert "NAMES,", and strike "NUMBERS" and
 11 substitute "NUMBERS,".

12
 13 Page 10, line 6, after "THE", insert "NAME,";
 14
 15 strike lines 9 and 10 and substitute the following:

16
 17 "PROVIDING SAID INFORMATION VIA A DESIGNATED STATEWIDE,".

18
 19 The amendment was declared **lost** by the following roll call vote:

20

21	YES	20	NO	44	EXCUSED	1	ABSENT	0	
23	Alexander		N	Groff	N	Miller	N	Spence	Y
24	Bacon		N	Grossman	N	Mitchell	Y	Spradley	Y
25	Berry		N	Hefley	Y	Nuñez	Y	Stafford	Y
26	Borodkin		N	Hodge	N	Paschall	Y	Stengel	N
27	Boyd		N	Hoppe	N	Plant	N	Swenson	N
28	Cadman		Y	Jahn	N	Ragsdale	E	Tapia	N
29	Chavez		N	Jameson	N	Rhodes	Y	Tochtrop	N
30	Clapp		Y	Johnson	N	Rippy	N	Veiga	N
31	Cloer		Y	Kester	N	Romanoff	N	Vigil	N
32	Coleman		N	King	Y	Saliman	N	Webster	N
33	Crane		Y	Larson	N	Sanchez	N	Weddig	N
34	Daniel		N	Lawrence	N	Schultheis	Y	White	N
35	Decker		N	Lee	Y	Scott	Y	Williams S.	N
36	Fairbank		Y	Mace	N	Sinclair	N	Williams T.	Y
37	Fritz		N	Madden	N	Smith	N	Witwer	N
38	Garcia		N	Marshall	N	Snook	N	Young	Y
39								Mr. Speaker	Y

40
 41
 42 Representatives Fairbank, Paschall, and Scott moved to amend the Report
 43 of the Committee of the Whole to show that the following Dean
 44 amendment, to HB01-1405 did pass, and that **HB01-1405, as amended**,
 45 did pass.

46
 47 Amend printed bill, page 3, line 16, strike "AND POLITICAL";

48
 49 line 17, strike "9 BECAUSE OF" and substitute "9,";

50
 51 line 18, strike everything up to and including the comma.

52
 53 Page 6, line 3, strike the period and add "OR FOR POLITICAL PURPOSES.";

54
 55 line 14, after the semicolon, add "OR";

56

1 line 18, change the semicolon to a period;

2

3 strike lines 19 through 22.

4

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

6

7	YES 22	NO 42	EXCUSED 1	ABSENT 0			
8							
9	Alexander	N Groff	N Miller	N Spence	Y		
10	Bacon	Y Grossman	N Mitchell	Y Spradley	Y		
11	Berry	Y Hefley	Y Nuñez	Y Stafford	N		
12	Borodkin	N Hodge	N Paschall	Y Stengel	N		
13	Boyd	N Hoppe	Y Plant	N Swenson	N		
14	Cadman	Y Jahn	N Ragsdale	E Tapia	N		
15	Chavez	N Jameson	N Rhodes	Y Tochtrop	N		
16	Clapp	Y Johnson	N Rippy	Y Veiga	N		
17	Cloer	N Kester	N Romanoff	N Vigil	N		
18	Coleman	N King	Y Saliman	N Webster	N		
19	Crane	Y Larson	N Sanchez	N Weddig	N		
20	Daniel	N Lawrence	N Schultheis	Y White	N		
21	Decker	N Lee	Y Scott	Y Williams S.	N		
22	Fairbank	Y Mace	N Sinclair	Y Williams T.	N		
23	Fritz	N Madden	N Smith	N Witwer	N		
24	Garcia	N Marshall	N Snook	N Young	Y		
25				Mr. Speaker	Y		

26

27

28 Representative Lee moved to amend the Report of the Committee of the
29 Whole to show that the following Lee amendment to HB01-1405, did
30 pass, and that **HB01-1405, as amended**, did pass.

31

32 Amend printed bill, page 8, line 16, after the period, add the following:

33

34 "AS A CONDITION PRIOR TO AWARDING THE CONTRACT, THE PERSON OR
35 ENTITY BIDDING ON THE CONTRACT SHALL BE REQUIRED TO SHOW THAT IT
36 IS CAPABLE OF OPERATING WITHIN THE PROJECTED REVENUES IN
37 ACCORDANCE WITH THIS PART 9."

38

39 Page 13, strike lines 18 through 21.

40

41 Renumber succeeding section accordingly.

42

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

44

45	YES 19	NO 45	EXCUSED 1	ABSENT 0			
46							
47	Alexander	N Groff	N Miller	N Spence	Y		
48	Bacon	N Grossman	N Mitchell	Y Spradley	Y		
49	Berry	N Hefley	Y Nuñez	Y Stafford	N		
50	Borodkin	N Hodge	N Paschall	Y Stengel	N		
51	Boyd	N Hoppe	N Plant	N Swenson	N		
52	Cadman	Y Jahn	N Ragsdale	E Tapia	N		
53	Chavez	N Jameson	N Rhodes	Y Tochtrop	N		
54	Clapp	Y Johnson	N Rippy	N Veiga	N		
55	Cloer	N Kester	N Romanoff	N Vigil	N		
56	Coleman	N King	Y Saliman	N Webster	N		

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

10 Representatives Crane and Paschall moved to amend the Report of the
11 Committee of the Whole to show that the following Crane amendment,
12 to HB01-1405 did pass, and that **HB01-1405, as amended**, did pass.

14 Amend printed bill, page 11, line 2, strike "AN ANNUAL" and substitute "A
15 WEEKLY".

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

19	YES 17	NO 47	EXCUSED 1	ABSENT 0				
21	Alexander	N	Groff	N	Miller	N	Spence	Y
22	Bacon	N	Grossman	N	Mitchell	N	Spradley	Y
23	Berry	N	Hefley	Y	Nuñez	Y	Stafford	N
24	Borodkin	N	Hodge	N	Paschall	Y	Stengel	N
25	Boyd	N	Hoppe	N	Plant	N	Swenson	N
26	Cadman	Y	Jahn	N	Ragsdale	E	Tapia	N
27	Chavez	N	Jameson	N	Rhodes	Y	Tochtrop	N
28	Clapp	Y	Johnson	N	Rippy	N	Veiga	N
29	Cloer	N	Kester	N	Romanoff	N	Vigil	N
30	Coleman	N	King	Y	Saliman	N	Webster	N
31	Crane	Y	Larson	N	Sanchez	N	Weddig	N
32	Daniel	N	Lawrence	N	Schultheis	Y	White	N
33	Decker	N	Lee	Y	Scott	Y	Williams S.	N
34	Fairbank	Y	Mace	N	Sinclair	Y	Williams T.	Y
35	Fritz	N	Madden	N	Smith	N	Witwer	N
36	Garcia	N	Marshall	N	Snook	N	Young	N
37							Mr. Speaker	Y

40 Representative Paschall moved to amend the Report of the Committee of
41 the Whole to show that the Business Affairs and Labor Committee Report
42 to HB01-1405, dated May 3, 2001, did pass, and that **HB01-1405, as**
43 **amended**, did pass.

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

47	YES 18	NO 46	EXCUSED 1	ABSENT 0				
49	Alexander	N	Groff	N	Miller	N	Spence	Y
50	Bacon	N	Grossman	N	Mitchell	N	Spradley	Y
51	Berry	Y	Hefley	Y	Nuñez	Y	Stafford	N
52	Borodkin	N	Hodge	N	Paschall	Y	Stengel	N
53	Boyd	N	Hoppe	N	Plant	N	Swenson	N
54	Cadman	Y	Jahn	N	Ragsdale	E	Tapia	N
55	Chavez	N	Jameson	N	Rhodes	Y	Tochtrop	N
56	Clapp	Y	Johnson	N	Rippy	N	Veiga	N

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

10

11

12

13 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

14

15 Passed Second Reading: **HB01-1405 amended.**

16

17 Laid over until date indicated retaining place on Calendar: **SB01-214,**
18 **210, 216, 229, 157--May 8, 2001.**

19

20 The Chairman moved the adoption of the Committee of the Whole
21 Report. As shown by the following roll call vote, a majority of those
22 elected to the House voted in the affirmative, and the Report was
23 **adopted.**

24

25 YES 63 NO 1 EXCUSED 1 ABSENT 0

26

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

44

45

46

47

48 **MESSAGE FROM THE SENATE**

49 Mr. Speaker:

50

51 In response to the request of the House for a Conference Committee on
52 HB01-1155, the President appointed Senators Hagedorn, Chm., Gordon
53 and Arnold as members of the First Conference Committee on the part of
54 the Senate.

55

56

9 **APPOINTMENTS TO CONFERENCE COMMITTEE**

10

11 Pursuant to a request from the Senate, the Speaker appointed
12 Representatives King, Chairman, Spence and Mace as House conferees
13 to the First Conference Committee on **SB01-098**.

14

15

16

17

18 **LAY OVER OF CALENDAR ITEMS**

19

20 On motion of Representative Spradley, the following items on the
21 Calendar were laid over until May 8, retaining place on Calendar:

22

23 Consideration of Conference Committee Reports--**SB01-140, 118**.

24 Consideration of Resolutions--**HJR01-1034, 1035, 1048, 1046,**
25 **SJR01-023**

26 Consideration of Memorial--**SJM01-001**.

27 Consideration of Senate Amendments--**HB01-1331, 1257, 1100, 1193,**
28 **1125, 1313, 1102, 1227, 1017, 1204, 1337, 1271, 1229, 1090, 1344,**
29 **1130, 1263, 1365, 1022, 1234, 1383, 1381, 1375, 1400**.

30 Consideration of Adherence--**SB01-178, 165**.

31

32

33 On motion of Representative Spradley, the House adjourned until
34 9:00 a.m., May 8, 2001.

35

Approved:

36

37

38

39

DOUG DEAN,
Speaker

40

41

Attest:

42

43 JUDITH RODRIGUE,
44 Chief Clerk