

SENATE JOURNAL
Sixty-third General Assembly
STATE OF COLORADO
Second Extraordinary Session

Twentieth Legislative Day Tuesday, October 9, 2001

Prayer By President Stan Matsunaka.

Call to Order By the President at 10:00 a.m.

Roll Call Present--Total, 31.
Absent/Excused--Epps, Gordon, Tupa, Windels--Total, 4.
Present later--Windels.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Takis, reading of the Journal of Friday, October 5, 2001 was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Senate Services Correctly rerevised: HB 01S2-1034, 1006, 1019.

Correctly reengrossed: SB 01S2-023.

Correctly engrossed: SR 01S2-003.

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, Senate Rule 30A(d) and 30A(e) were suspended for the duration of the Second Extraordinary Session of the Sixty-third General Assembly for the purpose of issuance of tributes.

Senate in Recess--Senate Reconvened.

MESSAGE FROM THE HOUSE

October 9, 2001

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB01S2-1013, 1029.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB01S2-1014, amended on Third Reading as printed in House Journal, October 9.

MESSAGE FROM THE REVISOR

We herewith transmit:

Without comment, HB01S2-1013 and 1029.

INTRODUCTION OF BILLS--FIRST READING

The following bills were introduced and referred to the following committee:

HB01S2-1013 by Representative Hefley; also Senator Taylor--Concerning the congressional redistricting of Colorado.
Public Policy and Planning

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HB01S2-1029 by Representative Paschall; also Senator Andrews--Concerning the congressional redistricting of Colorado.
Public Policy and Planning

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MESSAGE FROM THE REVISOR

We herewith transmit:

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Without comment, as amended, HB01S2-1014.

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INTRODUCTION OF BILLS--FIRST READING

The following bill was introduced and referred to the following committee:

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HB01S2-1014 by Representative Decker; also Senator Teck--Concerning the congressional redistricting of Colorado.
Public Policy and Planning

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Senate in Recess--Senate Reconvened

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SENATE SERVICES REPORT

Senate Services Correctly enrolled: SR 01S2-003.

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COMMITTEE OF REFERENCE REPORTS

The committee recommends the following:

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Public Policy and Planning After consideration on the merits, the committee recommends that **HB01S2-1013** be postponed indefinitely.

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Public Policy and Planning After consideration on the merits, the committee recommends that **HB01S2-1014** be postponed indefinitely.

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Public Policy and Planning After consideration on the merits, the committee recommends that **HB01S2-1029** be postponed indefinitely.

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MESSAGE FROM THE HOUSE

October 9, 2001

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Mr. President:

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The House has voted to dissolve the First Conference Committee on HB01S2-1019, and to adhere to its position.

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SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The President has signed: SR 01S2-003.

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The President has signed: HB01S2-1001 and 1020.

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INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR01S2-008 by Senator Thiebaut; also Representative Spradley--Concerning adjournment sine die of the Second Extraordinary Session of the Sixty-third General Assembly.

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Senator Thiebaut moved to suspend Senate Rule 30(b).

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SJR01S2-008 A two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 30(b) was suspended and Immediate Consideration granted.

On motion of Senator Thiebaut, the resolution was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Anderson	Y	Fitz-Gerald	Y	May	Y	Takis	Y
Andrews	Y	Gordon	E	McElhany	Y	Tate	Y
Arnold	Y	Hagedorn	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hanna	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hernandez	Y	Owen	Y	Thiebaut	Y
Dyer, F.	Y	Hillman	Y	Pascoe	Y	Tupa	E
Entz	Y	Isgar	Y	Perlmutter	Y	Windels	Y
Epps	E	Lamborn	Y	Phillips	Y	Mr. President	Y
Evans	Y	Linkhart	Y	Reeves	Y		

Co-sponsors added: Hernandez, Pascoe.

SJR01S2-009 by Senator Thiebaut; also Representative Spradley--Concerning the appointment of a joint committee to notify the Governor that the Second Extraordinary Session of the Sixty-third General Assembly is about to adjourn sine die.

Senator Thiebaut moved to suspend Senate Rule 30(b).

A two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 30(b) was suspended and Immediate Consideration granted.

On motion of Senator Thiebaut, the resolution was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Anderson	Y	Fitz-Gerald	Y	May	Y	Takis	Y
Andrews	Y	Gordon	E	McElhany	Y	Tate	Y
Arnold	Y	Hagedorn	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hanna	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hernandez	Y	Owen	Y	Thiebaut	Y
Dyer, F.	Y	Hillman	Y	Pascoe	Y	Tupa	E
Entz	Y	Isgar	Y	Perlmutter	Y	Windels	Y
Epps	E	Lamborn	Y	Phillips	Y	Mr. President	Y
Evans	Y	Linkhart	Y	Reeves	Y		

Pursuant to **SJR01S2-009**, the President appointed Senators Perlmutter and Anderson to notify the Governor.

MESSAGE FROM THE HOUSE

October 9, 2001

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB01S2-023, amended as printed in House Journal, October 5, page 209, and amended on Third Reading as printed in House Journal, October 9.

MESSAGE FROM THE REVISOR

We herewith transmit:

Without comment, as amended, SB01S2-023.

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

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB01S2-023 by Senators Reeves, Tate and Owen; also Representatives Young, Berry and Saliman--Concerning reductions in the funding of capital projects for purposes of addressing the anticipated revenue shortfall for the 2001-2002 fiscal year.

SB01S2-023 Senator Reeves moved that the Senate concur in House amendments to **SB01S2-023**, as printed in House Journal, October 9, 2001, pages 230-231. The motion was **passed** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Anderson	Y	Fitz-Gerald	Y	May	Y	Takis	Y
Andrews	Y	Gordon	E	McElhany	Y	Tate	Y
Arnold	Y	Hagedorn	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hanna	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hernandez	Y	Owen	Y	Thiebaut	Y
Dyer, F.	Y	Hillman	Y	Pascoe	Y	Tupa	E
Entz	Y	Isgar	Y	Perlmutter	Y	Windels	Y
Epps	E	Lamborn	Y	Phillips	Y	Mr. President	Y
Evans	Y	Linkhart	Y	Reeves	Y		

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

YES	26	NO	6	EXCUSED	3	ABSENT	0
Anderson	Y	Fitz-Gerald	Y	May	N	Takis	Y
Andrews	N	Gordon	E	McElhany	N	Tate	Y
Arnold	Y	Hagedorn	Y	Musgrave	N	Taylor	Y
Cairns	N	Hanna	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hernandez	Y	Owen	Y	Thiebaut	Y
Dyer, F.	Y	Hillman	Y	Pascoe	Y	Tupa	E
Entz	Y	Isgar	Y	Perlmutter	Y	Windels	Y
Epps	E	Lamborn	N	Phillips	Y	Mr. President	Y
Evans	Y	Linkhart	Y	Reeves	Y		

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

Co-sponsor added: Entz.

RECEDE ON HB01S2-1019

HB01S2-1019 by Representative Scott; also Senator Tate--Concerning the adoption of legally enforceable local government master plans.

Senator Andrews moved that the Senate recede from its position on **HB01S2-1019**.

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

YES	16	NO	16	EXCUSED	3	ABSENT	0
Anderson	Y	Fitz-Gerald	N	May	Y	Takis	N
Andrews	Y	Gordon	E	McElhany	Y	Tate	N
Arnold	Y	Hagedorn	N	Musgrave	Y	Taylor	Y
Cairns	Y	Hanna	N	Nichol	N	Teck	Y
Chlouber	Y	Hernandez	N	Owen	Y	Thiebaut	N
Dyer	Y	Hillman	Y	Pascoe	N	Tupa	E
Entz	Y	Isgar	N	Perlmutter	N	Windels	N
Epps	E	Lamborn	Y	Phillips	N	Mr. President	N
Evans	Y	Linkhart	N	Reeves	N		

REPORTS OF SINE DIE COMMITTEE

The committee appointed pursuant to **SJR01S-009** reported they has notified Governor Owens that the Second Extraordinary Session of the Sixth-third General Assembly was ready to adjourn *sine die*.

The following bills did not receive final action in the Senate: **SB01S2-021**, **SB01S2-007**, **SB01S2-014**, **HJR01S2-1006**, **HJR01S2-1007**.

At the hour of 5:10 p.m. with both the Senate and the House of Representatives being in agreement, on motion of Senator Thiebaut, the Second Extraordinary Session of the Sixty-third General Assembly was declared adjourned *sine die*.

Approved:

Stan Matsunaka
President of the Senate

Attest:

Karen Goldman
Secretary of the Senate

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