

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

Second Legislative Day Friday, September 21, 2001

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

Roll Call Present--Total, 31.
Absent/Excused--Cairns, Entz, Pascoe, Tupa--Total, 4.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Hanna, reading of the Journal of Thursday, September 20 was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Senate Services Correctly printed: SJR01S2-001, SJR01S2-002, SJR01S2-003, SJR01S2-004, SJR01S2-005, SJR01S2-006; SR01S2-001; SCR01S2-001.
SB01S2-001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, 012, 013, 014, 015, 016, 017, 018, 019.

Judiciary After consideration on the merits, the committee recommends that **SB01S2-008** be amended as follows and, as so amended be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, after line 15, insert the following:

"**SECTION 2.** 42-2-144 (1), Colorado Revised Statutes, is amended to read:

42-2-144. Reporting by certified level II alcohol and drug education and treatment providers - notice of administrative remedies against a driver's license - rules. (1) The department shall require all providers of level II alcohol and drug education and treatment programs certified by the division of alcohol and drug abuse pursuant to section 42-4-1301 (10) to provide quarterly reports to the department about each person who is enrolled and who ~~is~~ HAS FILED PROOF OF SUCH ENROLLMENT WITH THE DEPARTMENT AS REQUIRED BY SECTION 42-2-126 (7) (c) (III).

~~(a) Required to complete level II alcohol and drug education and treatment pursuant to section 42-2-126 (7) (c) (II); and~~

~~(b) Charged with a subsequent alcohol- or drug-related driving offense, or both."~~

Re-number succeeding sections accordingly.

On motion of Senator Hernandez, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, **SB01S2-008** was made Special Orders at 9:20 a.m.

Committee of the Whole The hour of 9:20 a.m. having arrived, Senator Hernandez moved that the Senate resolve itself into Committee of the Whole for consideration of Special Orders and Senator Hernandez was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported that the following bill, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB01S2-008 by Senator Hagedorn; also Representative Alexander--Clarify Drunk Driving Penalties.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, September 21, page 11.)

As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hernandez, the Report of the Committee of the Whole was adopted and, a majority of all members elected having voted in the affirmative, the following action was taken:

Passed on Second Reading: **SB01S2-008** as amended.

CONSIDERATION OF RESOLUTIONS

HJR01S2-1002 by Representatives Dean, Spradley, Grossman, Fritz, Cloer, Alexander, Bacon, Berry, Borodkin, Boyd, Cadman, Chavez, Clapp, Crane, Daniel, Decker, Fairbank, Garcia, Groff, Hefley, Hodge, Hoppe, Jahn, Jameson, Kester, King, Larson, Lawrence, Lee, Mace, Madden, Marshall, Miller, Mitchell, Nunez, Paschall, Plant, Ragsdale, Rhodes, Rippy, Romanoff, Saliman, Sanchez, Schultheis, Scott, Sinclair, Smith, Snook, Spence, Stafford, Stengel, Swenson, Tapia, Tochtrop, Veiga, Vigil, Webster, Weddig, White, Williams S., Williams T., Witwer, and Young; also Senators Matsunaka, Thiebaut, Andrews, and Perlmutter--Concerning the expression of the sentiments of the General Assembly regarding the terrorist attacks on American soil on September 11, 2001.

On motion of Senator Matsunaka, the Resolution was read at length and adopted by the following roll call vote:

YES	31	NO	0	EXCUSED	4	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	E	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	E	Tupa	E
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	E	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

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

SJR01S2-003 by Senators Matsunaka, Thiebaut, Andrews and Perlmutter; also Representatives Dean, Spradley and Grossman--Concerning the memory of the thousands lost in the terrorist attacks on American soil on September 11, 2001.

On motion of Senator Matsunaka, the Resolution was read at length and adopted by the following roll call vote:

YES	31	NO	0	EXCUSED	4	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	E	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	E	Tupa	E
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	E	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

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

SJR01S2-004 by Senators Matsunaka, Thiebaut, Andrews and Perlmutter; also Representatives Dean, Spradley, and Grossman--Concerning recognition of the service of those who kept Colorado safe during the terrorist attacks on September 11, 2001.

On motion of Senator Matsunaka, the Resolution was read at length and adopted by the following roll call vote:

SJR01S2-004

YES	31	NO	0	EXCUSED	4	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	Y	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	Y	Taylor	Y
Cairns	E	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	E	Tupa	E
Dyer, F.	Y	Hillman	Y	Perlmutter	Y	Windels	Y
Entz	E	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

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

On motion of Senator Theibaut, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the Consideration of Resolutions calendar of Friday, September 21, was laid over until Monday, September 24, retaining its place on the calendar.

On motion of Senator Thiebaut, all correspondence directed to the General Assembly by Colorado's delegation in Washington was ordered spread upon the pages of the journal.

Senator Matsunaka announced that **SB01S2-020** introduced on Thursday, September 20 was a duplicate of **SB01S2-009**.

Senate in Recess--Senate Reconvened.

MESSAGE FROM THE HOUSE

September 21, 2001

Mr. President:

The House has adopted and returns herewith SJR01S2-003.

The House has adopted and returns herewith SJR01S2-004.

INTRODUCTION OF BILLS--FIRST READING

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

SB01S2-020 by Senator Thiebaut--Concerning The Congressional Redistricting of Colorado. Public Policy and Planning

On motion of Senator Linkhart, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Friday, September 21, was laid over until Monday, September 24, retaining its place on the calendar.

On motion of Senator Linkhart, the Senate adjourned until 10:00 a.m., Monday, September 24, 2001.

Approved:

Stan Matsunaka
President of the Senate

Attest:

Karen Goldman
Secretary of the Senate

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72