

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

Eighty-seventh Legislative Day

Friday, April 5, 2002

1 Prayer by Father John Pahls, St. Michael's Episcopal Church, Colorado
2 Springs.

3

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

5

6 The roll was called with the following result:

7

8 Present--61.

9 Excused--Representatives Alexander, Clapp, Lawrence--3.

10 Absent--Representative Mitchell--1.

11 Present after roll call--Representatives Mitchell.

12

13 The Speaker declared a quorum present.

14

15

16 On motion of Representative Jahn, the reading of the journal of April 4,
17 2002, was declared dispensed with and approved as corrected by the
18 Chief Clerk.

19

20

21 House in recess. House reconvened.

22

23

24

25

CONSIDERATION OF RESOLUTION

26

27 **HJR02-1040** by Representative(s) Stafford, Fairbank, Dean, Alexander,
28 Bacon, Berry, Boyd, Cadman, Chavez, Clapp, Cloer,
29 Daniel, Decker, Fritz, Garcia, Groff, Grossman, Harvey,
30 Hefley, Hodge, Hoppe, Jahn, Jameson, Johnson, Kester,
31 King, Larson, Lawrence, Lee, Mace, Madden, Marshall,
32 Miller, Mitchell, Plant, Rhodes, Rippy, Romanoff,
33 Saliman, Sanchez, Schultheis, Scott, Sinclair, Smith,
34 Snook, Spence, Spradley, Stengel, Swenson, Tapia,
35 Tochtrop, Veiga, Vigil, Webster, Weddig, Williams T.,
36 Witwer, Young; also Senator(s) Entz--Concerning the
37 naming of the new flyover structure connecting northwest-
38 bound Parker Road to southbound Interstate 225 as the
39 "Gary McPherson Flyover".

40

41 (Printed and placed in member's file; also printed in House Journal,
42 April 4, pages 1150-1151.)

43

1 On motion of Representative Stafford, the resolution was read at length
 2 and **adopted** by **viva voce** vote.

3
 4 Co-sponsors added: Roll call of the House.

5
 6
 7 House in recess. House reconvened.
 8
 9

10
 11 **APPOINTMENTS**

12
 13 The Speaker announced the following temporary changes in committee
 14 assignments:

15
 16 For today only, Representative King to replace Representative Scott on
 17 the Committee on Appropriations.

18
 19
 20 Representative Grossman announced the following temporary changes in
 21 committee assignments:

22
 23 For today only, Representative Sanchez to replace Representative Boyd
 24 on the Committee on Civil Justice & Judiciary.

25
 26
 27
 28 **THIRD READING OF BILLS--FINAL PASSAGE**

29
 30 The following bills were considered on Third Reading. The titles were
 31 publicly read. Reading of the bill at length was dispensed with by
 32 unanimous consent.

33
 34 **HB02-1222** by Representative(s) Tochtrop; also Senator(s) Nichol--
 35 Concerning careless driving when the person's driving of
 36 a motor vehicle is the proximate cause of at least bodily
 37 injury to a person riding a motorcycle.

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

43
 44 YES 46 NO 15 EXCUSED 4 ABSENT 0

45

46 Alexander	E	Groff	Y	Marshall	E	Spence	Y
47 Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
48 Berry	Y	Harvey	N	Mitchell	N	Stafford	Y
49 Borodkin	Y	Hefley	Y	Paschall	N	Stengel	N
50 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
51 Cadman	N	Hoppe	Y	Ragsdale	N	Tapia	Y
52 Chavez	Y	Jahn	Y	Rhodes	N	Tochtrop	Y
53 Clapp	E	Jameson	Y	Rippy	N	Veiga	Y
54 Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
55 Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
56 Crane	N	King	N	Sanchez	Y	Weddig	Y

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

7
8 Co-sponsors added: Representatives Decker, Mace, Romanoff, Tapia.

9
10 **HB02-1344** by Representative(s) Scott; also Senator(s) Linkhart--
11 Concerning the water quality control discharge permit
12 program, and, in connection therewith, increasing permit
13 fees, requiring a study to determine whether such program
14 should be modified to reasonably accommodate the unique
15 attributes of Colorado's water bodies, and making an
16 appropriation.

17
18 The question being "Shall the bill pass?".

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

22
23 YES 59 NO 2 EXCUSED 4 ABSENT 0

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

42
43 Co-sponsors added: Representatives Decker, Jameson, Plant.

44
45
46 **HB02-1054** by Representative(s) Grossman; also Senator(s) Gordon--
47 Concerning a prohibition against allowing a court to grant
48 a name change to any person convicted of a felony, and
49 making an appropriation in connection therewith.

50
51 The question being "Shall the bill pass?".

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

55

	YES 59	NO 2	EXCUSED 4	ABSENT 0				
1								
2								
3	Alexander	E	Groff	Y	Marshall	E	Spence	Y
4	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
5	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
6	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
7	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
8	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
9	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
10	Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
11	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
12	Coleman	N	Kester	Y	Saliman	Y	Webster	Y
13	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
14	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
15	Decker	Y	Lawrence	E	Scott	Y	Williams S.	Y
16	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
17	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
18	Garcia	Y	Madden	Y	Snook	Y	Young	N
19							Mr. Speaker	Y

20
21 Co-sponsors added: Representatives Cloer, Hefley, Jahn, Romanoff.

22
23 **HB02-1229** by Representative(s) Veiga, Groff, Hefley, Lawrence,
24 Smith; also Senator(s) Tate--Concerning continuation of
25 the regulation of controlled substances, and, in connection
26 therewith, updating the statutes to reflect the regulatory
27 functions within the department of human services, and
28 making an appropriation therefor.

29
30 The question being "Shall the bill pass?".

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

	YES 61	NO 0	EXCUSED 4	ABSENT 0				
34								
35								
36								
37	Alexander	E	Groff	Y	Marshall	E	Spence	Y
38	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
39	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
40	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
41	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
42	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
43	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
44	Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
45	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
46	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
47	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
48	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
49	Decker	Y	Lawrence	E	Scott	Y	Williams S.	Y
50	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
51	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
52	Garcia	Y	Madden	Y	Snook	Y	Young	Y
53							Mr. Speaker	Y

54
55 Co-sponsors added: Representatives Borodkin, Jahn, Jameson, Sanchez,
56 Williams S.

1 **HB02-1262** by Representative(s) Mace; also Senator(s) Hernandez--
 2 Concerning assistance for the benefit of grandchildren
 3 who exit foster care into the legal care of a grandparent.
 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

	YES 61	NO 0	EXCUSED 4	ABSENT 0				
12	Alexander	E	Groff	Y	Marshall	E	Spence	Y
13	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
14	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
15	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
16	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
17	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
18	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
19	Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
20	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
21	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
22	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
23	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
24	Decker	Y	Lawrence	E	Scott	Y	Williams S.	Y
25	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
26	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
27	Garcia	Y	Madden	Y	Snook	Y	Young	Y
28							Mr. Speaker	Y

30 Co-sponsors added: Representatives Borodkin, Boyd, Chavez, Cloer, Coleman,
 31 Decker, Groff, Harvey, Jahn, Jameson, Kester, King, Lee, Rhodes, Romanoff,
 32 Sanchez, Schultheis, Stafford, Stengel, Tapia, Tochtrop, Veiga, Vigil, Weddig,
 33 Williams S.
 34

35 **HB02-1288** by Representative(s) Stengel; also Senator(s) Taylor--
 36 Concerning the assessment of property for property tax
 37 purposes.
 38

39 The question being "Shall the bill pass?".

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

	YES 61	NO 0	EXCUSED 4	ABSENT 0				
46	Alexander	E	Groff	Y	Marshall	E	Spence	Y
47	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
48	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
49	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
50	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
51	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
52	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
53	Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
54	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
55	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
56	Crane	Y	King	Y	Sanchez	Y	Weddig	Y

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

8 Co-sponsors added: Representatives Fritz, Kester, Rhodes.

10 **HB02-1304** by Representative(s) Williams S., Bacon, Groff,
 11 Romanoff, Williams T.; also Senator(s) Anderson, Evans--
 12 Concerning the provision of literacy services to students
 13 preparing to enter the first grade.

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

19
 20 YES 51 NO 10 EXCUSED 4 ABSENT 0

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

40 Co-sponsors added: Representatives Borodkin, Boyd, Cloer, Daniel, Jahn,
 41 Larson, Mace, Madden, Plant, Sanchez, Tapia, Tochtrop, Veiga, Vigil, Weddig.

43 **HB02-1322** by Representative(s) Spradley, Dean, Grossman; also
 44 Senator(s) Thiebaut, Andrews, Matsunaka--Concerning
 45 payment of expenses of the legislative department, and
 46 making an appropriation in connection therewith.

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

52
 53 YES 61 NO 0 EXCUSED 4 ABSENT 0

54	Alexander	E	Groff	Y	Marshall	E	Spence	Y
55	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
56	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y

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

15
16 Co-sponsors added: Representatives Kester, Rippy, Stengel, Tapia.

17
18
19
20 On motion of Representative Spradley, **HB02-1323, SB02-104, 161,**
21 **HB02-1226, 1138, 1161, SB02-182** were made Special Orders on Friday,
22 April 5, 2002, at 10:10 a.m.

23
24
25 The hour of 10:10 a.m., having arrived, on motion of Representative
26 Rippy, the House resolved itself into Committee of the Whole for
27 consideration of Special Orders and he was called to the Chair to act as
28 Chairman.

29
30
31 **SPECIAL ORDERS--SECOND READING OF BILLS**

32
33 The Committee of the Whole having risen, the Chairman reported the
34 titles of the following bills had been read (reading at length had been
35 dispensed with by unanimous consent), the bills considered and action
36 taken thereon as follows:

37
38 (Amendments to the committee amendment are to the printed committee
39 report which was printed and placed in the members' bill file.)

40
41 **HB02-1323** by Representative(s) Berry; also Senator(s) Windels--
42 Concerning assisted living residences.

43
44 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,
45 dated February 18, 2002, and placed in member's bill file; Report also
46 printed in House Journal, February 20, pages 466-467.

47
48 Amendment No. 2, Appropriations Report, dated April 3, 2002, and
49 placed in member's bill file; Report also printed in House Journal,
50 April 4, page 1143.

51
52 Amendment No. 3, by Representative Berry.

53
54 Amend printed bill, page 3, line 21, strike "A PROVIDER AGREEMENT," and
55 substitute "AN AGREEMENT WITH THE RESIDENT,";

56

1 strike lines 22 and 23 and substitute the following:

2

3 "AND AT LEAST THE FOLLOWING SERVICES: PERSONAL SERVICES;
4 PROTECTIVE OVERSIGHT; AND SOCIAL CARE DUE TO IMPAIRED CAPACITY TO
5 LIVE INDEPENDENTLY WITH REGULAR SUPERVISION BEING AVAILABLE ON
6 A TWENTY-FOUR HOUR BASIS, BUT NOT TO THE EXTENT".

7

8 Page 26, line 17, strike "rule ~~regulation~~, or standard" and substitute "rule,
9 regulation, or standard".

10

11 Amendment No. 4, by Representative Boyd.

12

13 Amend printed bill, page 13, after line 11, insert the following:

14

15 "(C) IN THE EVENT A LICENSEE IS NOT SATISFIED WITH THE RESULT
16 OF THE INFORMAL REVIEW OR CHOOSES NOT TO SEEK INFORMAL REVIEW,
17 NO INTERMEDIATE RESTRICTION OR CONDITION ON THE LICENSEE SHALL BE
18 IMPOSED UNTIL AFTER AN OPPORTUNITY FOR A HEARING HAS BEEN
19 AFFORDED THE LICENSEE PURSUANT TO SECTION 24-4-105, C.R.S.".

20

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

23

24 **SB02-104** by Senator(s) Taylor; also Representative(s) White--
25 Concerning authorization for the department of natural
26 resources to acquire rights to specified state lands
27 currently supervised by the state board of land
28 commissioners, and, in connection therewith, authorizing
29 the department to transfer any rights acquired to the
30 county of Eagle.

31

32 Amendment No. 1, by Representative Webster.

33

34 Strike the Agriculture, Livestock, and Natural Resources Committee
35 Report, dated March 13, 2002, and substitute the following:

36

37 Amend reengrossed bill, page 3, line 27, after "AFTER", insert "THE FIRST
38 APPRAISAL IS MADE USING SOUND, FAIR, AND RECOGNIZED APPRAISAL
39 PRACTICES THAT ARE CONSISTENT WITH LAW. NOTICE IN ACCORDANCE
40 WITH SECTION 38-1-121, C.R.S., SHALL BE DEEMED GIVEN ON".

41

42 Page 4, line 2, strike "EFFECTIVE DATE OF THIS";

43

44 line 3, strike "SECTION," and substitute "FIRST APPRAISAL IS MADE,";

45

46 strike line 13 and substitute "SIX MONTHS AFTER THE FIRST APPRAISAL IS
47 MADE.";

48

49 line 18, strike "JANUARY" and substitute "JULY".

50

51 Amendment No. 2, by Representative White.

52

53 Amend reengrossed bill, page 2, strike line 1.

54

55 As amended, declared **lost** on Second Reading.

56

1 **SB02-161** by Senator(s) Perlmutter; also Representative(s) Smith--
2 Concerning the modification of procedures for the
3 foreclosure of deeds of trust.
4

5 Amendment No. 1, Finance Report, dated March 27, 2002, and placed in
6 member's bill file; Report also printed in House Journal, April 1, pages
7 1071-1075.
8

9 Amendment No. 2, by Representative Smith.
10

11 Amend the Finance Committee Report, dated March 27, 2002, page 1,
12 line 11, strike "PROPERTY." and substitute "PROPERTY. NOTHING IN THIS
13 SECTION SHALL PRECLUDE A PERSON LIABLE FOR REPAYMENT OF THE
14 EVIDENCE OF DEBT FROM PURSUING REMEDIES ALLOWED BY LAW,
15 INCLUDING, BUT NOT LIMITED TO, ACTIONS FOR FRAUD.".
16

17 Page 6 of the committee report, after line 4, insert the following:
18

19 "Page 26, after line 26, insert the following:
20

21 "(4.5) IN THE CASE OF THE FILING OF A BANKRUPTCY PETITION
22 UNDER THE FEDERAL BANKRUPTCY CODE OF 1978, TITLE 11 OF THE
23 UNITED STATES CODE, AS AMENDED, DURING THE OWNER'S REDEMPTION
24 PERIOD THAT AFFECTS A PENDING FORECLOSURE, THE REDEMPTION PERIOD
25 IN THAT FORECLOSURE SHALL BE THE TIME PERIOD OTHERWISE PROVIDED
26 BY THIS SECTION OR THE DURATION OF THE TIME PERIOD SPECIFIED UNDER
27 THE PROVISIONS OF SECTION 108 (b) OF THE FEDERAL BANKRUPTCY CODE
28 OF 1978, TITLE 11 OF THE UNITED STATE CODE, AS AMENDED, OR ANY
29 SUCCESSOR STATUTE, WHICHEVER IS LONGER.".
30

31 As amended, ordered revised and placed on the Calendar for Third
32 Reading and Final Passage.
33

34 **HB02-1226** by Representative(s) Williams T., Coleman, Scott, Vigil;
35 also Senator(s) Takis, Anderson, Taylor, Tupa--
36 Concerning the authority of the state personnel director to
37 create a state employee assistance program.
38

39 Amendment No. 1, Appropriations Report, dated March 22, 2002, and
40 placed in member's bill file; Report also printed in House Journal,
41 March 27, pages 1041-1042.
42

43 As amended, ordered engrossed and placed on the Calendar for Third
44 Reading and Final Passage.
45

46 **HB02-1138** by Representative(s) Saliman; also Senator(s) Linkhart--
47 Concerning the provision of child welfare services, and
48 making an appropriation therefor.
49

50 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,
51 dated February 6, 2002, and placed in member's bill file; Report also
52 printed in House Journal, February 7, pages 331-332.
53

54 Amendment No. 2, Appropriations Report, dated April 2, 2002, and
55 placed in member's bill file; Report also printed in House Journal,
56 April 2, pages 1100-1101.

1 Amendment No. 3, by Representative Chavez.

2
3 Amend the Appropriations Committee Report, dated April 2, 2002, page
4 3, strike line 2 and substitute the following:

5
6 ""**SECTION 3.** 19-3-604 (1) (b) (III), Colorado Revised Statutes,
7 is amended to read:

8
9 **19-3-604. Criteria for termination.** (1) The court may order a
10 termination of the parent-child legal relationship upon the finding by
11 clear and convincing evidence of any one of the following:

12
13 (b) That the child is adjudicated dependent or neglected and the
14 court finds that no appropriate treatment plan can be devised to address
15 the unfitness of the parent or parents. In making such a determination,
16 the court shall find one of the following as the basis for unfitness:

17
18 (III) IF THE CHILD IS SIX YEARS OR OLDER, long-term confinement
19 of the parent of such duration that the parent is not eligible for parole for
20 at least six years after the date the child was adjudicated dependent or
21 neglected or, in a county designated pursuant to section 19-1-123, if the
22 child is AT LEAST ONE BUT under six years of age at the time a petition is
23 filed in accordance with section 19-3-501 (2), the long-term confinement
24 of the parent of such duration that the parent is not eligible for parole for
25 at least thirty-six months after the date the child was adjudicated
26 dependent or neglected ~~and the court has found by clear and convincing~~
27 ~~evidence that no appropriate treatment plan can be devised to address the~~
28 ~~unfitness of the parent or parents;~~ OR, IF THE CHILD IS LESS THAN ONE
29 WHEN THE PETITION IS FILED AND THE PARENT IS NOT ELIGIBLE FOR PAROLE
30 FOR AT LEAST THIRTY-SIX MONTHS AFTER THE ADJUDICATION.

31
32 **SECTION 4. Safety clause.** The general assembly hereby finds,".

33
34 Amendment No. 4, by Representative Saliman.

35
36 Amend the Appropriations Committee Report, dated April 2, 2002, page
37 1, strike lines 12 through 13 and substitute the following:

38
39 "DEVELOP, BY RULE, PRINCIPLES OF INTEGRATED CARE MANAGEMENT AND
40 A PROCESS TO ALLOW COUNTIES OR GROUPS OF COUNTIES TO PARTICIPATE
41 IN THE PROGRAM.";

42
43 line 14, strike "CARE MANAGEMENT PRINCIPLES.".

44
45 As amended, ordered engrossed and placed on the Calendar for Third
46 Reading and Final Passage.

47
48 **HB02-1161** by Representative(s) Young; also Senator(s) Hillman--
49 Concerning the creation of enhanced rural enterprise
50 zones, and, in connection therewith, establishing state
51 income tax credits for taxpayers who establish new
52 business facilities in enhanced rural enterprise zones.

53
54 Amendment No. 1, Finance Report, dated January 31, 2002, and placed
55 in member's bill file; Report also printed in House Journal, February 1,
56 pages 275-276.

1 Amendment No. 2, Appropriations Report, dated April 2, 2002, and
 2 placed in member's bill file; Report also printed in House Journal,
 3 April 2, page 1101.

4
 5 As amended, ordered engrossed and placed on the Calendar for Third
 6 Reading and Final Passage.

7
 8 **SB02-182** by Senator(s) Thiebaut, Hillman; also Representative(s)
 9 Paschall, Grossman--Concerning changes to borders
 10 between legislative districts due to a division of a
 11 residential parcel, and making an appropriation in
 12 connection therewith.

13
 14 Amendment No. 1, State, Veterans, & Military Affairs Report, dated
 15 March 21, 2002, and placed in member's bill file; Report also printed in
 16 House Journal, March 22, page 982.

17
 18 As amended, ordered revised and placed on the Calendar for Third
 19 Reading and Final Passage.

20
 21
 22
 23 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

24
 25 Passed Second Reading: **HB02-1323 amended, SB02-161 amended,**
 26 **HB02-1226 amended, 1138 amended, 1161 amended,**
 27 **SB02-182 amended.**

28
 29 Lost on Second Reading: **SB02-104 amended.**

30
 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.**

35
 36 YES 58 NO 1 EXCUSED 6 ABSENT 0

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

55
 56

MESSAGE FROM THE SENATE

1
2 Mr. Speaker:

3
4 The Senate has passed on Third Reading and transmitted to the Revisor
5 of Statutes:

6
7 HB02-1408, amended as printed in Senate Journal, April 4, pages
8 663-664;

MESSAGE FROM THE REVISOR

10
11
12
13 We herewith transmit without comment, as amended, HB02-1408.

CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS

17
18
19 **HB02-1408** by Representative(s) Spradley, Dean, Kester; also
20 Senator(s) Thiebaut--Concerning additional requirements
21 for shipments of certain types of radioactive waste for
22 disposal inside Colorado.

23
24 (Amended as printed in Senate Journal, April 4, pages 663-664.)

25
26 On motion of Representative Spradley, the rules were suspended for
27 immediate consideration of Senate amendments to HB02-1408.

28
29 Representative Spradley moved that the House **concur** in Senate amend-
30 ments. The motion was declared **passed** by the following roll call vote:

31
32 YES 60 NO 0 EXCUSED 5 ABSENT 0

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

51
52
53 The question being, "Shall the bill, as amended, pass?"

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

	YES 60	NO 0	EXCUSED 5	ABSENT 0				
1								
2								
3	Alexander	E	Groff	Y	Marshall	Y	Spence	Y
4	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
5	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
6	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
7	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
8	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
9	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
10	Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
11	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
12	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
13	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
14	Daniel	Y	Larson	Y	Schultheis	Y	White	E
15	Decker	Y	Lawrence	E	Scott	E	Williams S.	Y
16	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
17	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
18	Garcia	Y	Madden	Y	Snook	Y	Young	Y
19							Mr. Speaker	Y

20
21 Co-sponsors added: Representatives Fairbank, King, Schultheis, Tapia.

22
23 **HB02-1144** by Representative(s) Daniel, Boyd, Garcia, Jahn,
24 Romanoff; also Senator(s) Arnold--Concerning restrictions
25 on credit card receipts.

26
27 (Amended as printed in Senate Journal, March 20, page 528.)

28
29 Representative Daniel moved that the House **concur** in Senate amend-
30 ments. The motion was declared **passed** by the following roll call vote:

	YES 40	NO 20	EXCUSED 5	ABSENT 0				
31								
32								
33								
34	Alexander	E	Groff	Y	Marshall	Y	Spence	N
35	Bacon	Y	Grossman	Y	Miller	Y	Spradley	N
36	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
37	Borodkin	Y	Hefley	Y	Paschall	N	Stengel	N
38	Boyd	Y	Hodge	Y	Plant	Y	Swenson	N
39	Cadman	N	Hoppe	N	Ragsdale	Y	Tapia	Y
40	Chavez	Y	Jahn	Y	Rhodes	N	Tochtrop	Y
41	Clapp	E	Jameson	Y	Rippy	N	Veiga	Y
42	Cloer	N	Johnson	Y	Romanoff	Y	Vigil	Y
43	Coleman	Y	Kester	N	Saliman	Y	Webster	Y
44	Crane	Y	King	N	Sanchez	Y	Weddig	Y
45	Daniel	Y	Larson	Y	Schultheis	N	White	E
46	Decker	Y	Lawrence	E	Scott	E	Williams S.	Y
47	Fairbank	N	Lee	N	Sinclair	N	Williams T.	Y
48	Fritz	N	Mace	Y	Smith	Y	Witwer	Y
49	Garcia	Y	Madden	Y	Snook	N	Young	N
50							Mr. Speaker	N

51
52
53 The question being, "Shall the bill, as amended, pass?"

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

	YES 45	NO 15	EXCUSED 5	ABSENT 0			
1							
2							
3	Alexander	E Groff	Y Marshall	Y Spence			N
4	Bacon	Y Grossman	Y Miller	Y Spradley			N
5	Berry	Y Harvey	Y Mitchell	Y Stafford			Y
6	Borodkin	Y Hefley	Y Paschall	N Stengel			N
7	Boyd	Y Hodge	Y Plant	Y Swenson			N
8	Cadman	N Hoppe	Y Ragsdale	Y Tapia			Y
9	Chavez	Y Jahn	Y Rhodes	Y Tochtrop			Y
10	Clapp	E Jameson	Y Rippy	Y Veiga			Y
11	Cloer	N Johnson	Y Romanoff	Y Vigil			Y
12	Coleman	Y Kester	Y Saliman	Y Webster			Y
13	Crane	Y King	N Sanchez	Y Weddig			Y
14	Daniel	Y Larson	Y Schultheis	N White			E
15	Decker	Y Lawrence	E Scott	E Williams S.			Y
16	Fairbank	N Lee	N Sinclair	N Williams T.			Y
17	Fritz	Y Mace	Y Smith	Y Witwer			Y
18	Garcia	Y Madden	Y Snook	N Young			N
19				Mr. Speaker			N

20
21 Co-sponsor added: Representative Tapia.

22
23 **HB02-1258** by Representative(s) Marshall; also Senator(s) Anderson--
24 Concerning increased protections for victims of identity
25 theft, and, in connection therewith, prohibiting the
26 processing of credit report entries that are based on
27 identity theft and expediting judicial determinations
28 concerning identity theft.

29
30 (Amended as printed in Senate Journal, March 20, page 528.)

31
32 Representative Marshall moved that the House **concur** in Senate amend-
33 ments. The motion was declared **passed** by the following roll call vote:

	YES 60	NO 0	EXCUSED 5	ABSENT 0			
34							
35							
36							
37	Alexander	E Groff	Y Marshall	Y Spence			Y
38	Bacon	Y Grossman	Y Miller	Y Spradley			Y
39	Berry	Y Harvey	Y Mitchell	Y Stafford			Y
40	Borodkin	Y Hefley	Y Paschall	Y Stengel			Y
41	Boyd	Y Hodge	Y Plant	Y Swenson			Y
42	Cadman	Y Hoppe	Y Ragsdale	Y Tapia			Y
43	Chavez	Y Jahn	Y Rhodes	Y Tochtrop			Y
44	Clapp	E Jameson	Y Rippy	Y Veiga			Y
45	Cloer	Y Johnson	Y Romanoff	Y Vigil			Y
46	Coleman	Y Kester	Y Saliman	Y Webster			Y
47	Crane	Y King	Y Sanchez	Y Weddig			Y
48	Daniel	Y Larson	Y Schultheis	Y White			E
49	Decker	Y Lawrence	E Scott	E Williams S.			Y
50	Fairbank	Y Lee	Y Sinclair	Y Williams T.			Y
51	Fritz	Y Mace	Y Smith	Y Witwer			Y
52	Garcia	Y Madden	Y Snook	Y Young			Y
53				Mr. Speaker			Y

54
55
56 The question being, "Shall the bill, as amended, pass?".

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

	YES 61	NO 0	EXCUSED 4	ABSENT 0			
6 Alexander	E	Groff	Y	Marshall	Y	Spence	Y
7 Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
8 Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
9 Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
10 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
11 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
12 Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
13 Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
14 Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
15 Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
16 Crane	Y	King	Y	Sanchez	Y	Weddig	Y
17 Daniel	Y	Larson	Y	Schultheis	Y	White	Y
18 Decker	Y	Lawrence	E	Scott	E	Williams S.	Y
19 Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
20 Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
21 Garcia	Y	Madden	Y	Snook	Y	Young	Y
						Mr. Speaker	Y

24 Co-sponsors added: Representatives Borodkin, Hodge, Mace, Ragsdale,
 25 Stafford.

27 **HB02-1078** by Representative(s) Vigil; also Senator(s) Tupa--
 28 Concerning the regulation of boxing in Colorado.

30 (Amended as printed in Senate Journal, March 21, page 540.)

32 Representative Vigil moved that the House **concur** in Senate amend-
 33 ments. The motion was declared **passed** by the following roll call vote:

	YES 60	NO 1	EXCUSED 4	ABSENT 0			
37 Alexander	E	Groff	Y	Marshall	Y	Spence	Y
38 Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
39 Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
40 Borodkin	Y	Hefley	N	Paschall	Y	Stengel	Y
41 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
42 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
43 Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
44 Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
45 Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
46 Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
47 Crane	Y	King	Y	Sanchez	Y	Weddig	Y
48 Daniel	Y	Larson	Y	Schultheis	Y	White	Y
49 Decker	Y	Lawrence	E	Scott	E	Williams S.	Y
50 Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
51 Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
52 Garcia	Y	Madden	Y	Snook	Y	Young	Y
						Mr. Speaker	Y

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

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

	YES 58	NO 3	EXCUSED 4	ABSENT 0			
6 Alexander	E	Groff	Y	Marshall	Y	Spence	Y
7 Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
8 Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
9 Borodkin	Y	Hefley	N	Paschall	Y	Stengel	Y
10 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
11 Cadman	N	Hoppe	Y	Ragsdale	Y	Tapia	Y
12 Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
13 Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
14 Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
15 Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
16 Crane	Y	King	Y	Sanchez	Y	Weddig	Y
17 Daniel	Y	Larson	Y	Schultheis	Y	White	Y
18 Decker	Y	Lawrence	E	Scott	E	Williams S.	Y
19 Fairbank	Y	Lee	N	Sinclair	Y	Williams T.	Y
20 Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
21 Garcia	Y	Madden	Y	Snook	Y	Young	Y
						Mr. Speaker	Y

24
 25 **HB02-1179** by Representative(s) Garcia, Groff, Weddig; also
 26 Senator(s) Anderson--Concerning requirements applicable
 27 to a candidate for elective office under the "Fair Campaign
 28 Practices Act".

29
 30 (Amended as printed in Senate Journal, March 22, page 554.)

31
 32 Representative Garcia moved that the House **not concur** in Senate
 33 amendments and that a Conference Committee be appointed. The motion
 34 was declared **passed** by the following roll call vote:

	YES 61	NO 0	EXCUSED 4	ABSENT 0			
37 Alexander	E	Groff	Y	Marshall	Y	Spence	Y
38 Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
39 Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
40 Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
41 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
42 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
43 Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
44 Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
45 Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
46 Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
47 Crane	Y	King	Y	Sanchez	Y	Weddig	Y
48 Daniel	Y	Larson	Y	Schultheis	Y	White	Y
49 Decker	Y	Lawrence	E	Scott	E	Williams S.	Y
50 Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
51 Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
52 Garcia	Y	Madden	Y	Snook	Y	Young	Y
						Mr. Speaker	Y

53
 54
 55 The Speaker appointed Representatives Fairbank, Chairman, Sinclair and
 56 Garcia as House conferees to the bill.

1 **HB02-1042** by Representative(s) Stafford, Boyd, Clapp, Romanoff;
 2 also Senator(s) Linkhart, Hernandez--Concerning
 3 extensions under the Colorado works program for persons
 4 who have reached the sixty-month lifetime limit for receipt
 5 of TANF assistance.
 6

7 (Amended as printed in Senate Journal, March 22, pages 554- 555.)
 8

9 Representative Stafford moved that the House **concur** in Senate amend-
 10 ments. The motion was declared **passed** by the following roll call vote:
 11

	YES 60	NO 0	EXCUSED 5	ABSENT 0				
13	Alexander	E	Groff	Y	Marshall	Y	Spence	Y
14	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
15	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
16	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
17	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
18	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
19	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
20	Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
21	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
22	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
23	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
24	Daniel	Y	Larson	Y	Schultheis	E	White	Y
25	Decker	Y	Lawrence	E	Scott	E	Williams S.	Y
26	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
27	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
28	Garcia	Y	Madden	Y	Snook	Y	Young	Y
29							Mr. Speaker	Y

30
 31
 32 The question being, "Shall the bill, as amended, pass?".
 33 A roll call vote was taken. As shown by the following recorded vote, a
 34 majority of those elected to the House voted in the affirmative, and the
 35 bill, as amended, was declared **repassed**.
 36

	YES 56	NO 4	EXCUSED 5	ABSENT 0				
38	Alexander	E	Groff	Y	Marshall	Y	Spence	Y
39	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
40	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
41	Borodkin	Y	Hefley	Y	Paschall	N	Stengel	Y
42	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
43	Cadman	N	Hoppe	Y	Ragsdale	Y	Tapia	Y
44	Chavez	Y	Jahn	Y	Rhodes	N	Tochtrop	Y
45	Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
46	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
47	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
48	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
49	Daniel	Y	Larson	Y	Schultheis	E	White	Y
50	Decker	Y	Lawrence	E	Scott	E	Williams S.	Y
51	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
52	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
53	Garcia	Y	Madden	Y	Snook	Y	Young	Y
54							Mr. Speaker	N

55
 56 Co-sponsors added: Representatives Marshall, Sanchez.

1 **HB02-1162** by Representative(s) Cloer, Jahn, Kester, King, Lee,
 2 Mace, Schultheis, Stafford, White; also Senator(s) Epps--
 3 Concerning the prohibition against imposing additional
 4 charges on winners of sweepstakes who must respond to
 5 the sponsor of the sweepstake to claim the prize.
 6

7 (Amended as printed in Senate Journal, March 25, page 569.)
 8

9 Representative Cloer moved that the House **concur** in Senate amend-
 10 ments. The motion was declared **passed** by the following roll call vote:
 11

	YES 60	NO 0	EXCUSED 5	ABSENT 0				
13	Alexander	E	Groff	Y	Marshall	Y	Spence	Y
14	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
15	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
16	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
17	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
18	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
19	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
20	Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
21	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
22	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
23	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
24	Daniel	Y	Larson	Y	Schultheis	E	White	Y
25	Decker	Y	Lawrence	E	Scott	E	Williams S.	Y
26	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
27	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
28	Garcia	Y	Madden	Y	Snook	Y	Young	Y
29							Mr. Speaker	Y

31
 32 The question being, "Shall the bill, as amended, pass?"

33 A roll call vote was taken. As shown by the following recorded vote, a
 34 majority of those elected to the House voted in the affirmative, and the
 35 bill, as amended, was declared **repassed**.
 36

	YES 58	NO 2	EXCUSED 5	ABSENT 0				
38	Alexander	E	Groff	Y	Marshall	Y	Spence	Y
39	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
40	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
41	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
42	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
43	Cadman	Y	Hoppe	Y	Ragsdale	N	Tapia	Y
44	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
45	Clapp	E	Jameson	Y	Rippy	Y	Veiga	Y
46	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
47	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
48	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
49	Daniel	Y	Larson	Y	Schultheis	E	White	Y
50	Decker	Y	Lawrence	E	Scott	E	Williams S.	Y
51	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
52	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
53	Garcia	Y	Madden	Y	Snook	Y	Young	Y
54							Mr. Speaker	N

55
 56 Co-sponsors added: Representatives Smith, Tapia, Weddig.

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REPORTS OF COMMITTEES OF REFERENCE

AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES

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

HJR02-1038 be referred out for final action.

APPROPRIATIONS

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

HB02-1009 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

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

"SECTION 3. Appropriation. In addition to any other appropriation, there is hereby appropriated to the department of public safety, Colorado bureau of investigation, for the fiscal year beginning July 1, 2002, the sum of ninety-two thousand four hundred twenty-seven dollars (\$92,427). Of said sum, thirty-four thousand three hundred forty-seven dollars (\$34,347) shall be from cash funds, and fifty-eight thousand eighty dollars (\$58,080) shall be from cash funds exempt."

Renumber succeeding sections accordingly.

Page 1, line 101, strike "**ORDERS.**" and substitute "**ORDERS, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH.**"

HB02-1012 be postponed indefinitely.

HB02-1046 be referred to the Committee of the Whole with favorable recommendation.

HB02-1067 be referred to the Committee of the Whole with favorable recommendation.

HB02-1080 be postponed indefinitely.

HB02-1102 be postponed indefinitely.

HB02-1113 be referred to the Committee of the Whole with favorable recommendation.

1 **HB02-1116** be postponed indefinitely.

2

3

4 **HB02-1125** be amended as follows, and as so amended, be referred to
5 the Committee of the Whole with favorable
6 recommendation:

7

8 Amend printed bill, page 2, after line 1, insert the following:

9

10 "SECTION 1. 24-75-1104, Colorado Revised Statutes, is
11 amended BY THE ADDITION OF A NEW SUBSECTION to read:

12

13 **24-75-1104. Use of settlement moneys - programs.** (1.5) FOR
14 THE FISCAL YEAR 2001-2002, THE STROKE PREVENTION AND TREATMENT
15 CASH FUND SHALL RECEIVE AN APPROPRIATION AS SPECIFIED IN SECTION
16 25-1-108.5 (5), C.R.S.

17

18 **SECTION 2.** 25-1-108.5 (5), Colorado Revised Statutes, is
19 amended to read:

20

21 **25-1-108.5. Additional powers and duties of the state board of**
22 **health and the department - programs that receive tobacco settlement**
23 **moneys - monitoring - annual report.** (5) The costs incurred by the
24 department in implementing the requirements of this section shall be paid
25 proportionately from the amounts annually appropriated to each tobacco
26 settlement program; except that the amount of said costs shall not exceed
27 four-tenths of one percent of the total amount of moneys received
28 pursuant to the master settlement agreement in any fiscal year. FOR THE
29 FISCAL YEAR 2001-2002, SEVENTY-FIVE THOUSAND NINE HUNDRED
30 SEVENTY-EIGHT DOLLARS FROM THE MONEYS PAID TO THE DEPARTMENT
31 FROM THE TOBACCO SETTLEMENT PROGRAMS PURSUANT TO THIS SECTION
32 SHALL BE APPROPRIATED TO THE STROKE PREVENTION AND TREATMENT
33 CASH FUND CREATED IN SECTION 25-32-105 FOR ALLOCATION TO THE
34 STROKE ADVISORY BOARD CREATED IN SECTION 25-32-104 TO COVER THE
35 COSTS OF SUCH BOARD'S DUTIES PURSUANT TO SUCH SECTION."

36

37 Renumber succeeding sections accordingly.

38

39 Page 5, line 3, strike "**center network**" and substitute "**prevention and**
40 **treatment**";

41

42 line 4, strike "CENTER";

43

44 line 5, strike "NETWORK" and substitute "PREVENTION AND TREATMENT";

45

46 line 20, strike "CENTER NETWORK" and substitute "PREVENTION AND
47 TREATMENT";

48

49 line 22, strike "CENTER";

50

51 line 23, strike "NETWORK" and substitute "PREVENTION AND TREATMENT".

52

53 Page 6, line 4, strike "sum of ____ dollars (\$)" and substitute "sum of
54 thirty-nine thousand eight hundred fifty-seven dollars (\$39,857) and 0.5
55 FTE,".

56

1 strike lines 6 through 14 and substitute the following:

2

3 **"SECTION 5. Safety clause.** The general assembly hereby finds,
4 determines, and declares that this act is necessary for the immediate
5 preservation of the public peace, health, and safety.".

6

7

8

9 **HB02-1190** be postponed indefinitely.

10

11

12 **HB02-1237** be amended as follows, and as so amended, be referred to
13 the Committee of the Whole with favorable
14 recommendation:

15

16 Amend printed bill, page 10, strike lines 9 through 27.

17

18 Page 11, strike lines 1 through 18.

19

20 Renumber succeeding sections accordingly.

21

22 Page 12, strike lines 4 through 15.

23

24 Renumber succeeding sections accordingly.

25

26 Page 18, strike lines 19 through 27.

27

28 Strike pages 19 through 21.

29

30 Page 22, strike lines 1 through 20.

31

32 Renumber succeeding sections accordingly.

33

34 Page 1, strike lines 102 and 103, and substitute "**CRIMINAL LAWS.**"

35

36

37

38 **HB02-1239** be postponed indefinitely.

39

40

41 **HB02-1283** be amended as follows, and as so amended, be referred to
42 the Committee of the Whole with favorable
43 recommendation:

44

45 Amend printed bill, page 3, after line 4, insert the following:

46

47 **"SECTION 2. Exception to the requirements of section**
48 **2-2-703, Colorado Revised Statutes.** The general assembly hereby finds
49 that the amendments to section 18-12-109, Colorado Revised Statutes,
50 enacted in this act will result in the minor fiscal impact of one additional
51 offender being convicted and sentenced to the department of corrections
52 during the five years following passage of the act. Because of the relative
53 insignificance of this degree of fiscal impact, these amendments
54 constitute an exception to the five-year appropriation requirement
55 specified in section 2-2-703, Colorado Revised Statutes.";

56

1 strike lines 5 through 27.

2

3 Renumber succeeding sections accordingly.

4

5 Strike pages 4 through 6.

6

7 Page 7, strike lines 1 through 5.

8

9

10

11 **HB02-1295** be amended as follows, and as so amended, be referred to
12 the Committee of the Whole with favorable
13 recommendation:

14

15 Amend printed bill, page 2, line 6, strike "**residence.**" and substitute
16 "**residence - medical assistance cash fund - repeal.**"

17

18 Page 5, after line 13, insert the following:

19

20 "(5) THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING
21 IS AUTHORIZED TO ACCEPT AND EXPEND GIFTS, GRANTS, AND DONATIONS
22 FROM PRIVATE AND PUBLIC SOURCES FOR THE PURPOSES OF IMPLEMENTING
23 THIS SECTION. THIS SECTION SHALL NOT BE IMPLEMENTED UNTIL
24 SUFFICIENT GIFTS, GRANTS, AND DONATIONS ARE OBTAINED TO SUPPORT
25 IMPLEMENTATION. ANY GIFTS, GRANTS, AND DONATIONS SHALL BE
26 CREDITED TO THE MEDICAL ASSISTANCE CASH FUND, WHICH FUND IS
27 HEREBY CREATED IN THE STATE TREASURY, AND REFERRED TO IN THIS
28 SECTION AS THE "FUND". THE MONEYS IN THE FUND SHALL BE SUBJECT TO
29 ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY FOR THE PURPOSE OF
30 IMPLEMENTING THIS SECTION. ALL INTEREST DERIVED FROM THE DEPOSIT
31 AND INVESTMENT OF MONEYS IN THE MEDICAL ASSISTANCE CASH FUND
32 SHALL BE CREDITED TO THE FUND. ANY MONEYS REMAINING IN THE FUND
33 AT THE END OF EACH FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL
34 NOT BE TRANSFERRED OR REVERT TO THE GENERAL FUND; EXCEPT THAT
35 ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE FUND
36 AS OF JULY 1, 2005, SHALL BE TRANSFERRED TO THE GENERAL FUND,
37 UNLESS OTHERWISE PROVIDED BY THE GENERAL ASSEMBLY ACTING BY
38 BILL.

39

40 (6) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2005. PRIOR TO
41 SUCH REPEAL, THE FUNCTIONS OF THE DEPARTMENT OF CORRECTIONS, THE
42 DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, AND THE
43 DEPARTMENT OF HUMAN SERVICES IN ASSISTING IN AND EXPEDITING THE
44 APPLICATION PROCESS OF AN INMATE FOR RECEIPT OF MEDICAL
45 ASSISTANCE, SOCIAL SECURITY INCOME, OR SOCIAL SECURITY DISABILITY
46 INSURANCE PRIOR TO RELEASE SHALL BE REVIEWED AS PROVIDED FOR IN
47 SECTION 24-34-104, C.R.S.;"

48

49 line 18, strike "**residence.**" and substitute "**residence - repeal.**"

50

51 Page 8, before line 11, insert the following:

52

53 "(5) THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING
54 IS AUTHORIZED TO ACCEPT AND EXPEND GIFTS, GRANTS, AND DONATIONS
55 FROM PRIVATE AND PUBLIC SOURCES FOR THE PURPOSES OF IMPLEMENTING
56 THIS SECTION. THIS SECTION SHALL NOT BE IMPLEMENTED UNTIL

1 SUFFICIENT GIFTS, GRANTS, AND DONATIONS ARE OBTAINED TO SUPPORT
2 IMPLEMENTATION. ANY GIFTS, GRANTS, AND DONATIONS SHALL BE
3 CREDITED TO THE MEDICAL ASSISTANCE CASH FUND, CREATED IN SECTION
4 17-1-113.5 AND REFERRED TO IN THIS SECTION AS THE "FUND". THE
5 MONEYS IN THE FUND SHALL BE SUBJECT TO ANNUAL APPROPRIATION BY
6 THE GENERAL ASSEMBLY FOR THE PURPOSE OF IMPLEMENTING THIS
7 SECTION. ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF
8 MONEYS IN THE MEDICAL ASSISTANCE CASH FUND SHALL BE CREDITED TO
9 THE FUND. ANY MONEYS REMAINING IN THE FUND AT THE END OF EACH
10 FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT BE
11 TRANSFERRED OR REVERT TO THE GENERAL FUND; EXCEPT THAT ANY
12 UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE FUND AS
13 OF JULY 1, 2005, SHALL BE TRANSFERRED TO THE GENERAL FUND, UNLESS
14 OTHERWISE PROVIDED BY THE GENERAL ASSEMBLY ACTING BY BILL.
15

16 (6) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2005. PRIOR TO
17 SUCH REPEAL, THE FUNCTIONS OF THE COMMUNITY CORRECTIONS BOARD,
18 THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, AND THE
19 DEPARTMENT OF HUMAN SERVICES IN ASSISTING IN AND EXPEDITING THE
20 APPLICATION PROCESS OF AN OFFENDER FOR RECEIPT OF MEDICAL
21 ASSISTANCE, SOCIAL SECURITY INCOME, OR SOCIAL SECURITY DISABILITY
22 INSURANCE PRIOR TO RELEASE SHALL BE REVIEWED AS PROVIDED FOR IN
23 SECTION 24-34-104, C.R.S.
24

25 **SECTION 3.** 24-34-104 (36), Colorado Revised Statutes, is
26 amended BY THE ADDITION OF A NEW PARAGRAPH to read:
27

28 **24-34-104. General assembly review of regulatory agencies and**
29 **functions for termination, continuation, or reestablishment.** (36) The
30 following agencies, functions, or both, shall terminate on July 1, 2005:
31

32 (e) THE FUNCTIONS OF THE COMMUNITY CORRECTIONS BOARD,
33 THE DEPARTMENT OF CORRECTIONS, THE DEPARTMENT OF HEALTH CARE
34 POLICY AND FINANCING, AND THE DEPARTMENT OF HUMAN SERVICES IN
35 ASSISTING IN AND EXPEDITING THE APPLICATION PROCESS OF AN INMATE
36 OR AN OFFENDER FOR RECEIPT OF MEDICAL ASSISTANCE, SOCIAL SECURITY
37 INCOME, OR SOCIAL SECURITY DISABILITY INSURANCE PRIOR TO RELEASE
38 IN ACCORDANCE WITH SECTIONS 17-1-113.5 AND 17-27-105.7, C.R.S.
39

40 **SECTION 4. Appropriation.** In addition to any other
41 appropriation, there is hereby appropriated, to the department of health
42 care policy and financing, for the fiscal year beginning July 1, 2002, the
43 sum of fifty thousand five hundred sixty-three dollars (\$50,563), or so
44 much thereof as may be necessary, for the implementation of this act.
45 Said sum shall be from cash funds exempt received from the medical
46 assistance cash fund created in section 17-1-113.5 (5), Colorado Revised
47 Statutes. In addition to said appropriation, the general assembly
48 anticipates that, for the fiscal year beginning July 1, 2002, the department
49 of health care policy and financing will receive the sum of fifty thousand
50 five hundred sixty-three dollars (\$50,563) in federal funds for the
51 implementation of this act. Although the federal funds are not
52 appropriated in this act, they are noted for the purpose of indicating the
53 assumptions used relative to these funds."
54

55 Renumber succeeding section accordingly.
56

1 Page 1, line 103, strike "SYSTEM." and substitute "SYSTEM, AND MAKING
2 AN APPROPRIATION IN CONNECTION THEREWITH."
3

4
5

6 **HB02-1297** be amended as follows, and as so amended, be referred to
7 the Committee of the Whole with favorable
8 recommendation:
9

10 Amend printed bill, page 9, line 25, after "(b)", insert "(I)".
11

12 Page 10, line 1, after the period, add "ANY STATE DEPARTMENT STAFF
13 THAT MAY BE NECESSARY TO SUPPORT THE SCHOOL-READINESS CHILD
14 CARE SUBSIDIZATION PROGRAM SHALL BE FUNDED BY FEDERAL CHILD
15 CARE DEVELOPMENT FUNDS APPROPRIATED FOR THE PROGRAM AND NOT
16 FROM GENERAL FUNDS. THE FTE AUTHORIZATION FOR ANY STAFF
17 NECESSARY TO SUPPORT THE SCHOOL-READINESS CHILD CARE
18 SUBSIDIZATION PROGRAM SHALL BE ELIMINATED SHOULD FEDERAL FUNDS
19 NO LONGER BE AVAILABLE FOR THE PROGRAM."
20

21 after line 1, insert the following:
22

23 "(II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I)
24 OF THIS PARAGRAPH (b), THE GENERAL ASSEMBLY SHALL NOT BE
25 OBLIGATED TO APPROPRIATE GENERAL FUND MONEYS IF PRIVATE
26 MATCHING MONEYS ARE NOT AVAILABLE OR LATER BECOME
27 UNAVAILABLE."
28

29 Page 12, strike line 5 and substitute the following:
30

31 "services, division of child care, for the school-readiness child care
32 subsidization program, for the fiscal year beginning July 1, 2002, the sum
33 of four hundred forty thousand four hundred ninety-three dollars
34 (\$440,493) and 0.5 FTE,"
35

36 line 6, strike "dollars, (\$____),".
37
38
39

40 **HB02-1298** be amended as follows, and as so amended, be referred to
41 the Committee of the Whole with favorable
42 recommendation:
43

44 Amend the State, Veterans, & Military Affairs Committee Report, dated
45 February 21, 2002, page 3, strike lines 5 through 14 and substitute the
46 following:
47

48 **"24-50-804. Development of recommendations for an employee**
49 **incentive program.** (1) IN DEVELOPING RECOMMENDATIONS FOR THE
50 IMPLEMENTATION OF AN EMPLOYEE INCENTIVE PROGRAM TO BE INCLUDED
51 IN THE REPORT TO BE SUBMITTED TO THE JOINT BUDGET COMMITTEE
52 PURSUANT TO SECTION 24-50-803, THE STATE PERSONNEL DIRECTOR SHALL
53 CONSULT WITH REPRESENTATIVES FROM THE STATE PERSONNEL BOARD,
54 THE OFFICE OF STATE PLANNING AND BUDGETING, THE OFFICE OF THE
55 STATE CONTROLLER, THE OFFICE OF THE STATE AUDITOR, AND THE FOUR
56 LARGEST EMPLOYEE ORGANIZATIONS REPRESENTING EMPLOYEES IN THE

1 STATE PERSONNEL SYSTEM. THE STATE PERSONNEL DIRECTOR SHALL ALSO
2 SOLICIT";

3

4 strike line 16 and substitute the following:

5

6 "AND OTHER AFFECTED PARTIES.

7

8 (2) THE STATE PERSONNEL DIRECTOR SHALL CONSIDER INCLUDING
9 THE".

10

11 Page 4, strike lines 28 and 29.

12

13

14

15 **HB02-1301** be amended as follows, and as so amended, be referred to
16 the Committee of the Whole with favorable
17 recommendation:

18

19 Amend printed bill, page 2, strike line 24 and substitute the following:
20 "18-8-204 (2) (m), Colorado Revised Statutes, are amended, and the said
21 18-8-204 is further amended BY THE ADDITION OF NEW
22 SUBSECTION, to".

23

24 Page 3, strike lines 4 through 8 and substitute the following:

25

26 "(1.5) A PERSON CONFINED IN A DETENTION FACILITY COMMITS
27 INTRODUCING CONTRABAND IN THE SECOND DEGREE IF HE OR SHE
28 KNOWINGLY AND UNLAWFULLY INTRODUCES OR ATTEMPTS TO INTRODUCE
29 CONTRABAND INTO A DETENTION FACILITY OR AT ANY LOCATION WHERE
30 AN INMATE IS LIKELY TO BE LOCATED, WHILE SUCH INMATE IS IN THE
31 CUSTODY AND UNDER THE JURISDICTION OF A POLITICAL SUBDIVISION OF
32 THE STATE OF COLORADO OR THE DEPARTMENT OF CORRECTIONS, BUT NOT
33 ON PAROLE.";

34

35 line 19, strike "02-____." and substitute "02-1301.";

36

37 line 21, strike "H.B. 02-____," and substitute "H.B. 02-1301,";

38

39 strike lines 24 through 27.

40

41 Page 4, strike lines 1 through 15;

42

43 line 16, strike "(II)" and substitute "(a)";

44

45 line 19, strike "OF _____ DOLLARS (\$)." and substitute "OF TWENTY-
46 FOUR THOUSAND FIVE HUNDRED TWENTY-SIX DOLLARS (\$24,526).";

47

48 strike lines 20 through 27.

49

50 Strike pages 5 through 6.

51

52 Page 7, strike lines 1 through 16.

53

54 Renumber succeeding sections accordingly.

55

56

1 **HB02-1303** be amended as follows, and as so amended, be referred to
2 the Committee of the Whole with favorable
3 recommendation:
4

5 Strike the Education Committee Report, dated February 13, 2002, and
6 substitute the following:
7

8 "Amend printed bill, page 3, line 9, strike "**rulemaking.**" and substitute
9 "**rulemaking - repeal.**".
10

11 Page 4, line 3, strike "EDUCATION." and substitute "EDUCATION, AND WHO
12 CAN CERTIFY TO THE DEPARTMENT OF EDUCATION THAT EACH SAID CHILD
13 IS ENROLLED IN A PUBLIC ELEMENTARY OR SECONDARY SCHOOL IN THE
14 STATE."
15

16 Page 5, strike lines 16 and 17.
17

18 Renumber succeeding subparagraphs accordingly.
19

20 Page 8, strike lines 17 through 27.
21

22 Page 9, strike lines 1 and 2;
23

24 line 3, strike "(8)" and substitute "(7)".
25

26 Page 10, line 3, strike "(9)" and substitute "(8)";
27

28 line 11, strike "(9)" and substitute "(8)";
29

30 line 15, strike "(9)" and substitute "(8)";
31

32 strike lines 19 and 20 and substitute the following:
33

34 "SHALL BE CREDITED TO THE FUND.";
35

36 strike lines 25 through 27.
37

38 Page 11, strike lines 1 through 5 and substitute the following:
39

40 "(9) (a) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT NO
41 GENERAL FUND MONEYS BE APPROPRIATED FOR THE PURPOSES OF
42 IMPLEMENTING THIS SECTION.
43

44 (b) (I) IF SUFFICIENT MONEYS HAVE NOT BEEN CREDITED TO THE
45 FAMILY LITERACY EDUCATION FUND PURSUANT TO SUBSECTION (8) OF THIS
46 SECTION PRIOR TO DECEMBER 1, 2002, THE STATE TREASURER SHALL
47 IMMEDIATELY PROVIDE NOTIFICATION OF SUCH FACT TO THE DEPARTMENT
48 AND THE REVISOR OF STATUTES.
49

50 (II) THIS SECTION IS REPEALED UPON RECEIPT BY THE REVISOR OF
51 STATUTES OF THE NOTIFICATION DESCRIBED IN SUBPARAGRAPH (I) OF THIS
52 PARAGRAPH (b).".".
53
54
55

1 **HB02-1319** be referred favorably to the Committee on Local
2 Government.
3

4
5 **HB02-1363** be amended as follows, and as so amended, be referred to
6 the Committee of the Whole with favorable
7 recommendation:
8

9 Amend printed bill, page 3, after line 26, insert the following:
10

11 "(3) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE
12 FACILITY SUMMER SCHOOL GRANT PROGRAM CREATED IN THIS ARTICLE
13 RECEIVE FUNDING FOR THE 2002-03 FISCAL YEAR FROM THE STATE
14 EDUCATION FUND CREATED IN SECTION 17 OF ARTICLE IX OF THE STATE
15 CONSTITUTION AND THAT ANY ADDITIONAL FUNDING IN SUBSEQUENT
16 FISCAL YEARS FROM THE STATE EDUCATION FUND BE SUBJECT TO REVIEW
17 AND DETERMINATION BY THE GENERAL ASSEMBLY ON AN ANNUAL BASIS."
18

19 Page 5, line 2, strike "ARTICLE." and substitute "ARTICLE, SUBJECT TO
20 AVAILABLE APPROPRIATIONS."
21

22
23
24 **HB02-1396** be amended as follows, and as so amended, be referred to
25 the Committee of the Whole with favorable
26 recommendation:
27

28 Amend printed bill, page 4, after line 1, insert the following:
29

30 "**SECTION 3. Exception to the requirements of section**
31 **2-2-703, Colorado Revised Statutes.** The general assembly hereby finds
32 that the amendments to sections 16-5-401 and 18-3-411, Colorado
33 Revised Statutes, enacted in this act will result in the minor fiscal impact
34 of one additional offender being convicted and sentenced to the
35 department of corrections during the five years following passage of the
36 act. Because of the relative insignificance of this degree of fiscal impact,
37 these amendments constitute an exception to the five-year appropriation
38 requirement specified in section 2-2-703, Colorado Revised Statutes."
39

40 Renumber succeeding sections accordingly.
41
42
43
44

45 **CIVIL JUSTICE & JUDICIARY**

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

49 **SB02-168** be referred to the Committee of the Whole with favorable
50 recommendation.
51
52
53
54
55

1 **FINANCE**

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

4
5 **HB02-1345** be postponed indefinitely.

6
7
8 **HB02-1399** be amended as follows, and as so amended, be referred to
9 the Committee of the Whole with favorable
10 recommendation:

11
12 Amend printed bill, page 3, line 25, strike "AND";

13
14 line 26, strike "APPROVED".

15
16 Page 5, line 6, strike "AND";

17
18 line 7, strike "APPROVED";

19
20 line 12, strike "AND APPROVE OR DISAPPROVE".

21
22 Page 9, after line 10, insert the following:

23
24 **"SECTION 6.** 39-30-103 (6), Colorado Revised Statutes, is
25 amended to read:

26
27 **39-30-103. Zones established - termination.** (6) (a) When the
28 termination of an enterprise zone or portion of an enterprise zone would
29 prevent a taxpayer from qualifying for tax benefits under this article and
30 the taxpayer can identify job creation or capital expansion activities that
31 were planned prior to the termination announcement and that would have
32 otherwise entitled the taxpayer to claim tax benefits under section
33 39-30-103.5, 39-30-104, or 39-30-105, the enterprise zone administrator
34 and the taxpayer shall jointly certify the circumstances and detailed plan
35 information prior to the effective date of the termination. Such
36 certification may be filed with the taxpayer's state income tax return to
37 extend the period within which the taxpayer may claim such tax benefits,
38 not to exceed the ~~five~~ TEN tax years following the year of the termination,
39 and the amount of each benefit that the taxpayer may claim during the
40 extension period, based on the plan information filed with the tax return.
41 It is the intent of this subsection (6) only to permit taxpayers to claim tax
42 benefits on which they demonstrably relied in making business planning
43 decisions, and, except as specifically provided in this subsection (6),
44 nothing in this subsection (6) shall be construed to authorize the
45 commission or any enterprise zone administrator to grant tax benefits that
46 have been repealed by the general assembly or to grant tax benefits in
47 excess of the limits established by law.

48
49 (b) NOTWITHSTANDING ANY DATE RESTRICTION SET FORTH IN ITS
50 TEXT, ANY CERTIFICATION THAT WAS PREPARED PURSUANT TO PARAGRAPH
51 (a) OF THIS SUBSECTION (6) PRIOR TO THE EFFECTIVE DATE OF THIS
52 PARAGRAPH (b), THAT EXTENDS THE RIGHT OF A TAXPAYER TO CLAIM TAX
53 BENEFITS FOR THE MAXIMUM PERIOD THAT WAS ALLOWED BY LAW AT THE
54 TIME THE CERTIFICATION WAS PREPARED, AND THAT ALLOWS THE
55 TAXPAYER TO CLAIM TAX BENEFITS FOR ONE OR MORE INCOME TAX YEARS
56 THAT END ON OR AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH (b)

1 SHALL EXTEND THE RIGHT OF THE TAXPAYER TO CLAIM TAX BENEFITS FOR
2 THE MAXIMUM PERIOD SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION
3 (6).".

4
5 Renumber succeeding section accordingly.

6
7 Page 1, line 106, strike "OBTAIN THE APPROVAL OF" and substitute
8 "SUBMIT A BUSINESS INCENTIVE AGREEMENT FOR THE REVIEW OF";
9
10 line 108, strike "ANY" and substitute "THE".

11
12
13
14
15 **STATE, VETERANS, & MILITARY AFFAIRS**

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

18
19 **HB02-1405** be amended as follows, and as so amended, be referred to
20 the Committee of the Whole with favorable
21 recommendation:

22
23 Amend printed bill, strike everything below the enacting clause and
24 substitute the following:

25
26 "SECTION 1. 6-16-104 (2) (f), (4), and (5), Colorado Revised
27 Statutes, are amended to read:

28
29 **6-16-104. Charitable organizations - initial registration -**
30 **annual filing - fees.** (2) The registration statement shall be signed and
31 sworn to under oath by at least two authorized officers of the charitable
32 organization, including its chief fiscal officer, and shall contain the
33 following information:

34
35 (f) A financial report for the most recent fiscal year, upon a form
36 prescribed by the secretary of state, or, in the discretion of the secretary
37 of state, a copy of the charitable organization's federal Form 990, with all
38 schedules except schedules of donors, for the most recent fiscal year. IF,
39 AT THE TIME OF THE INITIAL REGISTRATION, THE CHARITABLE
40 ORGANIZATION DOES NOT HAVE THE REQUIRED FINANCIAL REPORT OR
41 FORM 990 FOR THE MOST RECENT FISCAL YEAR, THE CHARITABLE
42 ORGANIZATION SHALL SUBMIT A FINANCIAL REPORT OR FORM 990 FOR THE
43 MOST RECENT FISCAL YEAR IN WHICH SUCH INFORMATION IS AVAILABLE.
44 AN ORGANIZATION THAT WAS FIRST LEGALLY ESTABLISHED WITHIN THE
45 PAST YEAR AND THUS DOES NOT HAVE FINANCIAL INFORMATION OR A
46 FORM 990 FOR ITS MOST RECENT FISCAL YEAR SHALL PROVIDE TO THE
47 SECRETARY OF STATE A FINANCIAL REPORT BASED ON GOOD FAITH
48 ESTIMATES FOR ITS CURRENT FISCAL YEAR ON A FORM PRESCRIBED BY THE
49 SECRETARY OF STATE.

50
51 (4) The registration of a charitable organization shall be amended
52 annually, on forms prescribed by the secretary of state, to reflect any
53 changes of name, address, principals, corporate forms, tax status, and any
54 other changes that materially affect the identity or business of the
55 charitable organization. ANNUAL AMENDMENTS SHALL BE FILED AT THE
56 SAME TIME AS AND TOGETHER WITH ANY FINANCIAL REPORT REQUIRED IN

1 SUBSECTION (5) OF THIS SECTION REGARDLESS OF WHEN THE CHARITABLE
2 ORGANIZATION FILED ITS INITIAL REGISTRATION PURSUANT TO SUBSECTION
3 (1) OF THIS SECTION.
4

5 (5) Every charitable organization required to register under this
6 section shall annually file with the secretary of state a financial report for
7 the most recent fiscal year on a form prescribed by the secretary of state,
8 or, in the discretion of the secretary of state, a copy of the charitable
9 organization's federal Form 990, with all schedules except schedules of
10 donors, for the most recent fiscal year. Such financial report shall be
11 filed on or before the fifteenth day of the fifth calendar month after the
12 close of each fiscal year in which the charitable organization solicited in
13 this state. A CHARITABLE ORGANIZATION THAT IS UNABLE TO FILE A COPY
14 OF ITS FORM 990 RETURN OR THE SECRETARY OF STATE'S FINANCIAL FORM
15 BY THE PRESCRIBED DEADLINE MAY REQUEST AN EXTENSION OF THE FILING
16 DEADLINE FROM THE SECRETARY OF STATE. ALL SUCH REQUESTS SHALL
17 BE MADE AND GRANTED UNDER TERMS, CONDITIONS, AND PROCEDURES
18 THAT ARE SUBSTANTIALLY SIMILAR TO THE TERMS, CONDITIONS, AND
19 PROCEDURES APPLICABLE TO OBTAINING AN EXTENSION OF TIME TO FILE
20 A FORM 990 RETURN FROM THE INTERNAL REVENUE SERVICE. A
21 CHARITABLE ORGANIZATION SHALL PROVIDE THE SECRETARY OF STATE
22 WITH ITS MOST RECENTLY COMPLETED FORM 990 RETURN, OR SUCH
23 FINANCIAL INFORMATION AS THE SECRETARY OF STATE MAY REQUIRE, IN
24 A FORM PRESCRIBED BY THE SECRETARY OF STATE, DURING THE
25 EXTENSION PERIOD. AN ORGANIZATION THAT WAS FIRST LEGALLY
26 ESTABLISHED WITHIN THE PAST YEAR AND THUS DOES NOT HAVE
27 FINANCIAL INFORMATION OR A FORM 990 FOR ITS MOST RECENT FISCAL
28 YEAR SHALL PROVIDE TO THE SECRETARY OF STATE A FINANCIAL REPORT
29 BASED ON GOOD FAITH ESTIMATES FOR ITS CURRENT FISCAL YEAR ON A
30 FORM PRESCRIBED BY THE SECRETARY OF STATE.
31

32 **SECTION 2.** 6-16-110.5 (3), Colorado Revised Statutes, is
33 amended to read:
34

35 **6-16-110.5. Secretary of state - dissemination of information -**
36 **cooperation with other agencies.** (3) The secretary of state shall have
37 the authority to promulgate rules AS NEEDED FOR THE EFFECTIVE
38 IMPLEMENTATION OF THIS ACT, INCLUDING BUT NOT LIMITED TO
39 PROVIDING FOR THE EXTENSION OF FILING DEADLINES AND providing for
40 the online availability of forms required to be filed pursuant to sections
41 6-16-104 to 6-16-104.6 and for the electronic filing of required forms,
42 including the acceptance of electronic signatures. The secretary of state
43 shall have the authority to mandate electronic filing and to provide, in the
44 secretary of state's discretion, for exceptions to mandatory electronic
45 filing.
46

47 **SECTION 3. Safety clause.** The general assembly hereby finds,
48 determines, and declares that this act is necessary for the immediate
49 preservation of the public peace, health, and safety."
50

51
52
53 **HB02-1413** be amended as follows, and as so amended, be referred to
54 the Committee on Appropriations with favorable
55 recommendation:
56

1 Amend printed bill, page 11, line 10, strike "SECTION 8-72-102 (2)," and
2 substitute "THE "COLORADO WORK FORCE INVESTMENT ACT", PART 2 OF
3 ARTICLE 71 OF TITLE 8,".

4
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6
7 **HJR02-1032** be amended as follows, and as so amended, be referred out
8 for final action.

9
10 Amend printed joint resolution, page 2, strike lines 21 through 25;
11
12 line 28, strike "to obtain those funding agreements and assistance";
13
14 line 36, strike "Training Center for Domestic" and substitute "Training
15 Center for advanced domestic preparedness training that is not provided
16 by the Colorado Division of Fire Safety or other state agencies; and";
17
18 strike line 37.

19
20 Page 3, strike line 1 and substitute the following:
21 "State Training Center for advanced domestic preparedness training that
22 is not provided by the Colorado Division of Fire Safety or other state
23 agencies.

24
25 *Be It Further Resolved*, That the Colorado Department of Public
26 Safety and other state agencies that provide emergency responder training
27 may apply for federal funding to expand the type and quantity of training
28 offerings and, conditioned on receipt of federal funding, may contract
29 with TFCI and other qualified entities to provide advanced domestic
30 preparedness training.";

31
32 strike lines 2 through 5 and substitute the following:

33 *Be It Further Resolved*, That nothing in this resolution is intended
34 to affect the emergency responder training programs and services
35 provided by the Colorado Division of Fire Safety or other state agencies.
36 However, the various agencies of the State of Colorado are encouraged
37 to utilize";

38
39 line 10, strike "a similar";

40
41 strike lines 12 through 17 and substitute "agencies as a national training
42 center for domestic preparedness.".

45 SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

46
47 The Speaker has signed: **HB02-1011, 1079, 1206, 1214, 1217, 1335,**
48 **1350, 1408; SB02-079, 103; SJR02-019, 021.**

51 DELIVERY OF BILLS TO GOVERNOR

52
53 The Chief Clerk of the House of Representatives reports the following
54 bills have been delivered to the Office of the Governor: **HB02-1130,**
55 **1208, 1211** at 8:17 a.m. on April 5, 2002.

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MESSAGES FROM THE SENATE1
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Mr. Speaker:

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB02-160, amended as printed in Senate Journal, April 3, page 633;
SB02-142, amended as printed in Senate Journal, April 3, page 634;
SB02-133, amended as printed in Senate Journal, April 3, page 634;
SB02-181, amended as printed in Senate Journal, April 3, page 634;
SB02-172, amended as printed in Senate Journal, April 3, page 635.

The Senate has adopted and returns herewith: HJR02-1036.

In response to the request of the House for a Conference Committee on HB02-1019, the President appointed Senators Gordon, Chairman, Windels and Dyer as members of the First Conference Committee on the part of the Senate.

In response to the request of the House for a Conference Committee on HB02-1185, the President appointed Senators Anderson, Chairman, and Reeves and Tupa as members of the First Conference Committee on the part of the Senate.

In response to the request of the House for a Conference Committee on HB02-1061, the President appointed Senators Fitz-Gerald, Chairman, Nichol and Entz as members of the First Conference Committee on the part of the Senate.

In response to the request of the House for a Conference Committee on HB02-1131, the President appointed Senators Takis, Chairman, Nichol and May as members of the First Conference Committee on the part of the Senate.

Pursuant to the request of the House, HB02-1250 is returned herewith.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB02-078, amended as printed in Senate Journal, April 4, page 661;
SB02-109, amended as printed in Senate Journal, April 4, page 661;
SB02-130, amended as printed in Senate Journal, April 4, pages 661-662;
SB02-148, amended as printed in Senate Journal, April 4, page 662;
SB02-175, amended as printed in Senate Journal, April 4, page 663;

The Senate has adopted and returns herewith: HJR02-1040.

The Senate has postponed indefinitely HB02-1047, 1002. The bills are returned herewith.

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MESSAGES FROM THE REVISOR

We herewith transmit without comment, as amended, SB02-160, 142, 133, 181, and 172.



We herewith transmit without comment, as amended, SB02-078, 109, 130, 148, and 175.



**INTRODUCTION OF BILLS
First Reading**

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

HB02-1419 by Representative(s) Larson, Alexander; also Senator(s) Isgar--Concerning Fort Lewis college.
Committee on Education

SB02-133 by Senator(s) Thiebaut; also Representative(s) Tapia--Concerning the elimination of outdated provisions of law resulting from the law's obsolescence, infrequency of use, or inapplicability to current society, and, in connection therewith, repealing or amending various provisions of law.
Committee on State, Veterans, & Military Affairs

SB02-142 by Senator(s) Lamborn; also Representative(s) Schultheis--Concerning the elimination of obsolete provisions of law.
Committee on State, Veterans, & Military Affairs

SB02-160 by Senator(s) Hernandez; also Representative(s) Mitchell--Concerning provisions relating to the disposition of property under the "Uniform Dissolution of Marriage Act".
Committee on Civil Justice & Judiciary

SB02-172 by Senator(s) Reeves; also Representative(s) Berry--Concerning training programs for Colorado peace officers overseen by the peace officer standards and training board, and, in connection therewith, providing funding for such peace officer training programs, and making an appropriation Therefor.
Committee on State, Veterans, & Military Affairs
Committee on Appropriations

SB02-181 by Senator(s) Tate; also Representative(s) Saliman--Concerning immunity from suit for parole release hearing officers.
Committee on Criminal Justice



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

HJR02-1042 by Representative(s) Larson, Alexander; also Senator(s) Isgar--Concerning congratulating the 2001-02 Montezuma-Cortez High School boys basketball team on winning the State 4A Championship.

WHEREAS, The Montezuma-Cortez High School Panthers had not won a state basketball title in 40 years; and

WHEREAS, The 2001-02 Montezuma-Cortez High School Panthers boys basketball team finished the season with a sparkling 26-1 record; and

WHEREAS, The Panthers basketball team traveled 410 miles to compete for the State 4A Championship in Denver; and

WHEREAS, The Panthers basketball team was acclaimed by Denver media as "sharp" and "savvy" and credited for playing with composure and intelligence; and

WHEREAS, The Panthers basketball team proved that the Denver metro area does not have a monopoly on talent; and

WHEREAS, The Panthers basketball team beat Broomfield High School by a score of 46-39 to win the State 4A Championship; and

WHEREAS, The Panthers boys basketball program brought pride and celebration to a small community in the farthest corner of the state; now, therefore,

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

That we, the members of the Sixty-third General Assembly, honor the hard work, determination, and sportsmanship shown by the players, coaches, and staff of the 2001-02 Montezuma-Cortez High School boys basketball team and congratulate them for winning the State 4A Basketball Championship.

Be It Further Resolved, That a copy of this Joint Resolution be sent to Montezuma-Cortez High School.

HJR02-1043 by Representative(s) Daniel, Chavez, Paschall, Spence; also Senator(s) Tate, Gordon, Hagedorn, Hernandez, Windels--Concerning congratulating the Metropolitan State College of Denver men's basketball team on winning the NCAA Division II National Championship.

WHEREAS, Metropolitan State College of Denver (MSCD) is

1 among the largest public four-year colleges in the United States and the
2 third largest higher education institution in Colorado, and has received
3 numerous awards for its quality of education and its athletic programs;
4 and
5

6 WHEREAS, On March 23, 2002, the MSCD Roadrunners men's
7 basketball team was crowned the NCAA Division II national champion
8 in Evansville, Indiana, after their 80-72 upset victory over the defending
9 national champion and number one ranked Kentucky Wesleyan College;
10 and
11

12 WHEREAS, Led by the impressive coaching of Mike Dunlap, the
13 strong performances of Patrick Mutombo, honored as the Most
14 Outstanding Player for the tournament, Lee Bethea, and Clayton Smith,
15 a dominating defense, and a fantastic overall team performance, the
16 Roadrunners were able to capture the championship despite playing in
17 front of a crowd of mainly Kentucky Wesleyan fans; and
18

19 WHEREAS, This is MSCD's second national title in three years,
20 the first coming in 2000 when the Roadrunners defeated Kentucky
21 Wesleyan College; and
22

23 WHEREAS, Besides the 2000 Roadrunners team, no other team
24 in Colorado has advanced this far in any NCAA men's basketball
25 division; and
26

27 WHEREAS, The NCAA Division II final is the second-most
28 watched NCAA division championship, second only to the NCAA
29 Division I Final Four championship games; and
30

31 WHEREAS, The Roadrunners finished the 2001-02 season with
32 an impressive record of 29 wins and 6 losses; and
33

34 WHEREAS, The Roadrunners have once again achieved
35 excellence and made the state of Colorado extremely proud with their
36 national championship victory before a nationwide television audience;
37 now, therefore,
38

39 *Be It Resolved by the House of Representatives of the Sixty-third*
40 *General Assembly of the State of Colorado, the Senate concurring*
41 *herein:*
42

43 That we, the members of the General Assembly, extend our
44 highest praise and congratulations to the players, coaches, and staff of the
45 Metropolitan State College of Denver Roadrunners men's basketball team
46 for their tremendous successes and accomplishments during the 2001-02
47 season, including their spectacular NCAA Division II men's basketball
48 championship victory.
49

50 *Be It Further Resolved,* That a copy of this Joint Resolution be
51 transmitted to Mike Dunlap, head coach of the Roadrunners men's
52 basketball team, Sheila Kaplan, president of MSCD, and to each member
53 of Colorado's congressional delegation.
54
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56

1 **HR02-1009** by Representative(s) Scott, Mitchell, Plant, Madden--
2 Concerning the recognition of Ballet Nouveau Colorado.
3

4 WHEREAS, Established in 1992, Ballet Nouveau Colorado is a
5 nonprofit arts organization located in Broomfield, Colorado, that provides
6 unparalleled dance training that combines professional instruction with
7 individual care and attention through an entirely new approach to the art
8 of classical dance; and
9

10 WHEREAS, Ballet Nouveau Colorado currently serves 300
11 students from the ages of 3 to over 60, including dancers of all abilities
12 and aspirations, and provides scholarships to help these dancers study
13 dance; and
14

15 WHEREAS, Ballet Nouveau Colorado has been serving the north
16 metro Denver community for 10 seasons by nurturing, enriching, and
17 inspiring artistic excellence through comprehensive dance education,
18 training, and performance; and
19

20 WHEREAS, Ballet Nouveau Colorado has established a reputation
21 for excellence and innovation both regionally and nationally, and has
22 become a leader in the arts community within Denver's north metro area;
23 and
24

25 WHEREAS, In 1998, Ballet Nouveau Colorado became the second
26 certified school of the arts in Colorado, based on the quality of
27 curriculum, faculty, educational programs, and overall philosophy; and
28

29 WHEREAS, Ballet Nouveau Colorado provides exceptional
30 opportunities for talented young dancers to perform in professional
31 settings, providing valuable experience through roles usually reserved for
32 adults; and
33

34 WHEREAS, Ballet Nouveau Colorado is committed to bringing
35 arts to the community as evidenced through their Outreach performances
36 and educational programs, which bring dance to over 10,000 community
37 members every year; and
38

39 WHEREAS, Ballet Nouveau Colorado's school residency program
40 brings dance to 4th and 5th grade public school students in the context of
41 colonial studies by collaborating closely with each school to fully
42 integrate dance with the official curriculum; and
43

44 WHEREAS, Ballet Nouveau Colorado's free performances,
45 lectures, and demonstrations in schools, senior centers, hospitals, and
46 other community locations bring dance to thousands of individuals, many
47 for the very first time; and
48

49 WHEREAS, Ballet Nouveau Colorado presents two major
50 productions every year, including the Nutcracker, which has been named
51 to the Critic's Choice / Best Bet for the past 3 years by the major Denver
52 newspapers, and the spring concerts, which are well known for their
53 artistic innovations and collaborations; and
54

55 WHEREAS, Ballet Nouveau Colorado serves as a community
56 catalyst for the arts, providing leadership for other arts organizations in

1 the north metro area through seminars, workshops, and one-on-one
 2 advisories, and partners with other regional organizations to broaden the
 3 reach of the arts into the community; and
 4

5 WHEREAS, In 2001, Ballet Nouveau Colorado built a new,
 6 state-of-the-art facility that includes community space and a visual artist
 7 studio and serves as a focal point for the arts in the north metro area,
 8 supplying much needed low-cost rehearsal, performance, and meeting
 9 space; and
 10

11 WHEREAS, Ballet Nouveau Colorado represents the state of
 12 Colorado and the art of dance nationally as chair of the Rocky Mountain
 13 chapter of the National Guild of Community Schools of the Arts, and
 14 actively participates in national seminars, committees, and planning
 15 sessions; and
 16

17 WHEREAS, Ballet Nouveau Colorado is committed to expanding
 18 its programming on a statewide level and bringing arts education and
 19 innovative performance to communities throughout Colorado; now,
 20 therefore,
 21

22 *Be It Resolved by the House of Representatives of the Sixty-third*
 23 *General Assembly of the State of Colorado:*
 24

25 That we, the members of the House of Representatives of the state
 26 of Colorado, hereby recognize Ballet Nouveau Colorado for its
 27 commitment to bringing arts to the metropolitan region and for providing
 28 a wonderful educational haven to individuals who are interested in dance.
 29

30 *Be It Further Resolved,* That a copy of this Resolution be sent to
 31 Ballet Nouveau Colorado and Governor Bill Owens.
 32

33 LAY OVER OF CALENDAR ITEMS

34
 35
 36
 37 On motion of Representative Spradley, the following items on the
 38 Calendar were laid over until April 8, retaining place on Calendar:
 39

40 Consideration of General Orders--**HB02-1015, SB02-064, HB02-1309,**
 41 **1147, 1070, 1242, 1259, 1265.**

42 Consideration of Resolutions--**SJR02-008, HJR02-1037, 1039.**

43 Consideration of Senate Amendments--**HB02-1064, 1089, 1141, 1333,**
 44 **1245, 1191, 1225, 1146, 1013, 1287, 1218, 1269, 1221, 1135.**
 45

46
 47 On motion of Representative Spradley, the House adjourned until
 48 10:00 a.m., April 8, 2002.
 49

Approved:

DOUG DEAN,
 Speaker

50
 51
 52
 53 Attest:

54
 55 JUDITH RODRIGUE,
 56 Chief Clerk