

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

Thirty-eighth Legislative Day

Friday, February 15, 2002

1 Prayer by Father Ed Judy, Former Director Samaritan House, Denver.  
 2  
 3 The Speaker called the House to order at 9:00 a.m.  
 4  
 5 The roll was called with the following result:  
 6  
 7 Present--60.  
 8 Excused--Representatives Fritz, Paschall, Stengel, Tapia,  
 9 Weddig--5.  
 10 Present after roll call--Representatives Fritz, Stengel.

11  
 12 The Speaker declared a quorum present.  
 13  
 14

15 On motion of Representative Snook, the reading of the journal of  
 16 February 14, 2002, was declared dispensed with and approved as  
 17 corrected by the Chief Clerk.  
 18  
 19

**THIRD READING OF BILLS--FINAL PASSAGE**

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

26  
 27 **HB02-1036** by Representative(s) Plant, Mace; also Senator(s) Phillips-  
 28 -Concerning state contributions to volunteer firefighter  
 29 pension plans.  
 30

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

35

YES	62	NO	0	EXCUSED	3	ABSENT	0
38 Alexander	Y	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	E	Stengel	Y
42 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
43 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	E

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

12  
13 Co-sponsors added: Representatives Cadman, Groff, Grossman, Jahn,  
14 Romanoff, Veiga, Vigil, Williams S.

15  
16 **HB02-1232** by Representative(s) Witwer--Concerning an increase in  
17 the amounts of fees relating to inspection of machines that  
18 are sources of ionizing radiation.

19  
20 Laid over until February 18, retaining place on Calendar.

21  
22 **HB02-1123** by Representative(s) Swenson, Crane, Johnson, King,  
23 Webster, Witwer; also Senator(s) Teck--Concerning  
24 procedures for electing members of the board of county  
25 commissioners by district in counties where the  
26 membership of the board of county commissioners is  
27 three.

28  
29 The question being "Shall the bill pass?".

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

33	YES	61	NO	1	EXCUSED	3	ABSENT	0
34								
35								
36	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
37	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
38	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
39	Borodkin	Y	Hefley	Y	Paschall	E	Stengel	Y
40	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
41	Cadman	Y	Hoppe	Y	Ragsdale	N	Tapia	E
42	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
43	Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
44	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
45	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
46	Crane	Y	King	Y	Sanchez	Y	Weddig	E
47	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
48	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
49	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
50	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
51	Garcia	Y	Madden	Y	Snook	Y	Young	Y
52							Mr. Speaker	Y

53  
54 Co-sponsors added: Representatives Garcia, Spradley, Vigil.

55

1 **SB02-031** by Senator(s) Entz; also Representative(s) Spradley--  
 2 Concerning categorization of Custer county for purposes  
 3 of establishing salaries of county officers.  
 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 62	NO 0	EXCUSED 3	ABSENT 0			
12 Alexander	Y	Groff	Y	Marshall	Y	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	E	Stengel	Y
16 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
17 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	E
18 Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
19 Clapp	Y	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	E
23 Daniel	Y	Larson	Y	Schultheis	Y	White	Y
24 Decker	Y	Lawrence	Y	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
						Mr. Speaker	Y

30 Co-sponsor added: Representative Kester.  
 31

32 **HB02-1210** by Representative(s) Spradley; also Senator(s) Musgrave--  
 33 Concerning requirements for disabled persons to obtain  
 34 special license plates, and, in connection therewith,  
 35 allowing such persons to apply for such license plates for  
 36 a motor vehicle owned by a trust set up for the person with  
 37 a disability.  
 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 62	NO 0	EXCUSED 3	ABSENT 0			
46 Alexander	Y	Groff	Y	Marshall	Y	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	E	Stengel	Y
50 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
51 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	E
52 Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
53 Clapp	Y	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	E

1	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
2	Decker	Y	Lawrence	Y	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 Coleman, Groff, Hoppe, Jahn, Kester,  
9 Mace, Marshall, Stafford, Williams S.

10  
11 **HB02-1002** by Representative(s) Scott, Coleman, Vigil, Williams T.;  
12 also Senator(s) Anderson, Takis, Taylor, Tupa--  
13 Concerning an extension of the time during which  
14 transactions involving public school fund investments are  
15 assessed to determine whether losses can be offset by  
16 corresponding gains.

17  
18 As shown by the following roll call vote, a majority of all members  
19 elected to the House voted in the affirmative, and Representative Scott  
20 was given permission to offer a Third Reading amendment:

21	22	23	24	25	26	27	28	29
YES	62	NO	0	EXCUSED	3	ABSENT	0	
24	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
25	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
26	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
27	Borodkin	Y	Hefley	Y	Paschall	E	Stengel	Y
28	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
29	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	E
30	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
31	Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
32	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
33	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
34	Crane	Y	King	Y	Sanchez	Y	Weddig	E
35	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
36	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
37	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
38	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
39	Garcia	Y	Madden	Y	Snook	Y	Young	Y
40							Mr. Speaker	Y

41  
42  
43 **Third Reading amendment No. 1**, by Representative Scott.

44  
45 Amend engrossed bill, page 2, strike lines 15 through 26 and substitute  
46 the following:

47  
48 **"SECTION 2. Effective date - applicability.** This act shall take  
49 effect July 1, 2002, and shall apply to transactions involving public  
50 school fund investments effected on or after said date.

51  
52 **SECTION 3. Safety clause.** The general assembly hereby finds,  
53 determines, and declares that this act is necessary for the immediate  
54 preservation of the public peace, health, and safety."

55  
56 The amendment was declared **passed** by the following roll call vote:

	YES 62	NO 0	EXCUSED 3	ABSENT 0				
1								
2								
3	Alexander	Y	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	E	Stengel	Y
7	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
8	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	E
9	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
10	Clapp	Y	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	E
14	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
15	Decker	Y	Lawrence	Y	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	Y
19							Mr. Speaker	Y
20								

21  
22 The question being, "Shall the bill, as amended, pass?".

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

	YES 62	NO 0	EXCUSED 3	ABSENT 0				
26								
27								
28								
29	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
30	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
31	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
32	Borodkin	Y	Hefley	Y	Paschall	E	Stengel	Y
33	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
34	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	E
35	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
36	Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
37	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
38	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
39	Crane	Y	King	Y	Sanchez	Y	Weddig	E
40	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
41	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
42	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
43	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
44	Garcia	Y	Madden	Y	Snook	Y	Young	Y
45							Mr. Speaker	Y
46								

47 Co-sponsors added: Representatives Jahn, Marshall, Romanoff, Williams S.

48  
49 **HB02-1034** by Representative(s) Veiga; also Senator(s) Anderson--  
50 Concerning fees in connection with restraining orders.

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

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

56

	YES 62	NO 0	EXCUSED 3	ABSENT 0				
1								
2								
3	Alexander	Y	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	E	Stengel	Y
7	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
8	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	E
9	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
10	Clapp	Y	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	E
14	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
15	Decker	Y	Lawrence	Y	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	Y
19							Mr. Speaker	Y

20  
21 Co-sponsors added: Representatives Borodkin, Boyd, Coleman, Garcia, Groff,  
22 Larson, Mace, Madden, Marshall, Romanoff, Sanchez, Stengel.

23  
24  
25 **HB02-1059** by Representative(s) Marshall; also Senator(s) Teck--  
26 Concerning modifications to the state income tax credit  
27 available to Colorado taxpayers who make monetary  
28 contributions to a specified higher education institute, and,  
29 in connection therewith, clarifying the amount of the  
30 credit that may be claimed, requiring submission of certain  
31 documentation when claiming the credit, delaying the  
32 applicability of the credit for one year, and correcting the  
33 name of the institute to which contributions are to be made  
34 in order to qualify for the credit.

35  
36 The question being "Shall the bill pass?".  
37 A roll call vote was taken. As shown by the following recorded vote, a  
38 majority of those elected to the House voted in the affirmative and the bill  
39 was declared **passed**.

	YES 62	NO 0	EXCUSED 3	ABSENT 0				
41								
42								
43	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
44	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
45	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
46	Borodkin	Y	Hefley	Y	Paschall	E	Stengel	Y
47	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
48	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	E
49	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
50	Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
51	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
52	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
53	Crane	Y	King	Y	Sanchez	Y	Weddig	E
54	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
55	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
56	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y

1	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
2	Garcia	Y	Madden	Y	Snook	Y	Young	Y
3							Mr. Speaker	Y

4  
5 Co-sponsors added: Representatives Groff, Jahn, Plant, Scott, Williams S.

6  
7  
8 **HB02-1087** by Representative(s) Johnson; Senator(s) Taylor--  
9 Concerning the provision of temporary veterinary services  
10 at racing operations.

11  
12 The question being "Shall the bill pass?".

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

16  
17 YES 61            NO 1            EXCUSED 3            ABSENT 0

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

36  
37 Co-sponsors added: Representatives Alexander, Borodkin, Hefley, Hodge,  
38 Hoppe, Jahn, Kester, Mace, Miller, Ragsdale, Romanoff, Scott, Stafford,  
39 Tochtrop, Vigil, Williams S.

40  
41 **SB02-108** by Senator(s) Reeves, Tate, Owen; also Representative(s)  
42 Young, Berry, Saliman--Concerning an increase in the  
43 transfer of moneys from the general fund to the capital  
44 construction fund for the 2001-2002 fiscal year necessary  
45 to achieve the amount of reductions in the funding of  
46 capital projects prescribed by Senate Bill 01S2-023  
47 enacted during the second extraordinary session of the  
48 sixty-third general assembly to address the anticipated  
49 revenue shortfall for said fiscal year.

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 62	NO 0	EXCUSED 3	ABSENT 0				
1								
2								
3	Alexander	Y	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	E	Stengel	Y
7	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
8	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	E
9	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
10	Clapp	Y	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	E
14	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
15	Decker	Y	Lawrence	Y	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	Y
19							Mr. Speaker	Y

20  
21 Co-sponsor added: Representative Marshall.

22  
23  
24 **HB02-1103** by Representative(s) Mitchell--Concerning the assertion of  
25 claims for exemplary damages.

26  
27 Laid over until February 18, retaining place on Calendar.

28  
29  
30 **HB02-1104** by Representative(s) Veiga, Hoppe, Snook; also Senator(s)  
31 Anderson, Takis, Windels--Concerning outpatient  
32 treatment certification under specified conditions to  
33 provide continued treatment for previously certified  
34 persons.

35  
36 The question being "Shall the bill pass?".

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

	YES 53	NO 9	EXCUSED 3	ABSENT 0				
40								
41								
42								
43	Alexander	N	Groff	Y	Marshall	Y	Spence	N
44	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
45	Berry	Y	Harvey	N	Mitchell	N	Stafford	Y
46	Borodkin	Y	Hefley	Y	Paschall	E	Stengel	Y
47	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
48	Cadman	N	Hoppe	Y	Ragsdale	Y	Tapia	E
49	Chavez	Y	Jahn	Y	Rhodes	N	Tochtrop	Y
50	Clapp	N	Jameson	Y	Rippy	Y	Veiga	Y
51	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
52	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
53	Crane	Y	King	Y	Sanchez	Y	Weddig	E
54	Daniel	Y	Larson	Y	Schultheis	N	White	Y
55	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
56	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	N



1	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
2	Garcia	Y	Madden	Y	Snook	Y	Young	Y
3							Mr. Speaker	Y

4  
5 Co-sponsors added: Representatives Borodkin, Boyd, Coleman, Decker,  
6 Grossman, Jahn, Mace, Sanchez, Tochtrop, Williams S.

7  
8 **HB02-1168** by Representative(s) Williams S., Coleman, Jahn, Mace,  
9 Stafford; also Senator(s) Epps--Concerning the availability  
10 of a notation indicating adoption when a new birth  
11 certificate is issued.

12  
13 The question being "Shall the bill pass?".

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

17  
18 YES 55            NO 7            EXCUSED 3            ABSENT 0

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

37  
38 Co-sponsors added: Representatives Borodkin, Groff, Ragsdale.

39  
40 **HB02-1171** by Representative(s) Spradley, Jahn; also Senator(s)  
41 Phillips--Concerning the designation of enterprise status  
42 for the canteen fund for the inmates of state correctional  
43 facilities.

44  
45 The question being "Shall the bill pass?".

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

49  
50 YES 62            NO 0            EXCUSED 3            ABSENT 0

51								
52	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
53	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
54	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
55	Borodkin	Y	Hefley	Y	Paschall	E	Stengel	Y
56	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y

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

13  
14 Co-sponsors added: Representatives Boyd, Mace, Stafford, Stengel, Young.

15  
16 **HB02-1308** by Representative(s) Hefley, Berry, Alexander, Williams  
17 S.; also Senator(s) Hernandez--Concerning administration  
18 of the provision of youth services.

19  
20 The question being "Shall the bill pass?".

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

24	YES	62	NO	0	EXCUSED	3	ABSENT	0
25								
26								
27	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
28	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
29	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
30	Borodkin	Y	Hefley	Y	Paschall	E	Stengel	Y
31	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
32	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	E
33	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
34	Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
35	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
36	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
37	Crane	Y	King	Y	Sanchez	Y	Weddig	E
38	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
39	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
40	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
41	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
42	Garcia	Y	Madden	Y	Snook	Y	Young	Y
43							Mr. Speaker	Y

44  
45 Co-sponsors added: Representatives Boyd, Coleman.

46  
47  
48

### 49 MESSAGE FROM THE SENATE

50 Mr. Speaker:

51  
52

The Senate has adopted and transmits herewith: SJR02-005.

53  
54  
55  
56

1     **INTRODUCTION AND CONSIDERATION OF RESOLUTION**

2

3     The following resolution was read at length and given immediate  
4     consideration:

5

6     **SJR02-005**    by Senator(s) Pascoe; also Representative(s) Witwer--  
7                    Concerning Dr. Clay S. Jenkinson and the Colorado  
8                    Endowment for the Humanities.

9

10    With unanimous consent, Mr. Speaker suspended the rules for immediate  
11    consideration.

12

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

15

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

17

18

19

20    On motion of Representative Fritz, the House resolved itself into  
21    Committee of the Whole for consideration of General Orders, and he was  
22    called to the Chair to act as Chairman.

23

24

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

26

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

31

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

34

35

36    On motion of Representative Spradley, consideration of **HB02-1051**,  
37    **1151, 1091, 1074, 1070** was laid over until February 19, 2002.

38

39

40    **HB02-1185**    by Representative(s) Romanoff, Alexander, Bacon, Crane,  
41                    Daniel, Groff, Rippy, Stafford, Williams S.; also  
42                    Senator(s) Anderson, Entz, Evans, Pascoe--Concerning the  
43                    Colorado preschool program.

44

45    Amendment No. 1, State, Veterans, & Military Affairs Report, dated  
46    February 7, 2002, and placed in member's bill file; Report also printed in  
47    House Journal, February 8, page 359.

48

49    Amendment No. 2, by Representative King.

50

51    Amend printed bill, page 2, strike line 22 and substitute the following:

52

53                    "(I) No";

54

55    line 23, strike "no";

56

1 strike lines 25 through 27 and substitute the following:

2

3 "kindergarten in the following academic year. NOTWITHSTANDING SAID  
4 REQUIREMENT, FOR THE 2002-03 SCHOOL YEAR AND EACH SCHOOL YEAR  
5 THEREAFTER, A SCHOOL DISTRICT THAT HAS ENROLLED ALL OF THE  
6 ELIGIBLE FOUR-YEAR-OLD AND FIVE-YEAR-OLD CHILDREN WHO APPLY TO  
7 PARTICIPATE IN THE DISTRICT PRESCHOOL PROGRAM MAY ENROLL  
8 THREE-YEAR-OLD CHILDREN WHO MEET THE CRITERIA SPECIFIED IN".

9

10 Page 3, strike lines 2 and 3 and substitute the following:

11

12 "CRITERIA ESTABLISHED BY RULE."

13

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

16

17

18 **HB02-1158** by Representative(s) Crane, King, Lee, Schultheis, Snook,  
19 Williams S.; also Senator(s) McElhany--Concerning the  
20 right of the life and health insurance protection association  
21 to elect to succeed to the reinsurance contracts of an  
22 insolvent member insurer.

23

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

26

27

28 **HB02-1162** by Representative(s) Cloer, Jahn, Kester, King, Lee,  
29 Mace, Schultheis, Stafford, White; also Senator(s) Epps--  
30 Concerning the prohibition against imposing additional  
31 charges on winners of sweepstakes who must respond to  
32 the sponsor of the sweepstake to claim the prize.

33

34 Amendment No. 1, Business Affairs & Labor Report, dated February 7,  
35 2002, and placed in member's bill file; Report also printed in House  
36 Journal, February 11, page 369.

37

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

40

41

42 **HB02-1246** by Representative(s) King; also Senator(s) Windels--  
43 Concerning the creation of the eligible facilities education  
44 task force.

45

46 Ordered engrossed and placed on the Calendar for Third Reading and  
47 Final Passage.

48

49

50 **HB02-1206** by Representative(s) Plant, Jahn, Saliman, Young; also  
51 Senator(s) Owen, Reeves, Tate--Concerning eligibility  
52 periods for the children's basic health plan.

53

54 Ordered engrossed and placed on the Calendar for Third Reading and  
55 Final Passage.

56

1 **HB02-1230** by Representative(s) Stafford, Cloer, Tochtrop; also  
 2 Senator(s) Phillips--Concerning continuation of the state  
 3 board of optometric examiners.  
 4

5 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,  
 6 dated February 11, 2002, and placed in member's bill file; Report also  
 7 printed in House Journal, February 12, page 381.  
 8

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

12  
 13 **HB02-1282** by Representative(s) Berry, Smith; also Senator(s) Teck--  
 14 Concerning modifications to the home- and community-  
 15 based services program for persons with brain injury.  
 16

17 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,  
 18 dated February 11, 2002, and placed in member's bill file; Report also  
 19 printed in House Journal, February 12, page 381.  
 20

21 As amended, ordered engrossed and placed on the Calendar for Third  
 22 Reading and Final Passage.  
 23

24  
 25 **SB02-028** by Senator(s) Windels, Anderson, Andrews, Hanna; also  
 26 Representative(s) Fairbank, Jahn, Weddig, Witwer--  
 27 Concerning the appointment of county surveyors when a  
 28 vacancy occurs.  
 29

30 Amendment No. 1, Local Government Report, dated February 11, 2002,  
 31 and placed in member's bill file; Report also printed in House Journal,  
 32 February 12, page 382.  
 33

34 As amended, ordered revised and placed on the Calendar for Third  
 35 Reading and Final Passage.  
 36

37  
 38 On motion of Representative Spradley, the remainder of the General  
 39 Orders Calendar (**HB02-1235, 1280, 1231, SB02-025, HB02-1223, 1192,**  
 40 **1245, 1261**) was laid over until February 18, retaining place on Calendar.  
 41

---

42  
 43  
 44 **AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT**  
 45

46 Representatives King, Young, Berry, Lee, and Stengel moved to amend  
 47 the Report of the Committee of the Whole to show that **HB02-1185, as**  
 48 **amended**, did not pass.  
 49

50 The amendment was declared **lost** by the following roll call vote:  
 51

	YES	22	NO	38	EXCUSED	4	ABSENT	1
54 Alexander	N	Groff	N	Marshall	N	Spence	N	
55 Bacon	N	Grossman	N	Miller	N	Spradley	Y	
56 Berry	Y	Harvey	Y	Mitchell	Y	Stafford	N	

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

---

### ADOPTION OF COMMITTEE OF THE WHOLE REPORT

21 Passed Second Reading: **HB02-1185 amended, 1158, 1162 amended,**  
 22 **1246, 1206, 1230 amended, 1282 amended, SB02-028 amended.**

24 Laid over until date indicated retaining place on Calendar:  
 25 **HB02-1235, 1280, 1231, SB02-025, HB02-1223, 1192, 1245, 1261--**  
 26 **February 18, 2002**  
 27 **HB02-1051, 1151, 1091, 1074, 1070--February 19, 2002.**

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

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

---

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

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

**HB02-1097** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, line 22, strike "AND";

line 24, strike "ENTITY." and substitute "ENTITY";

after line 24, insert the following:

"(c) THE RESIDENT BIDDER IS ABLE TO SUPPLY PRODUCTS PRODUCED IN THE STATE IN SUFFICIENT QUANTITY, AS INDICATED IN THE INVITATION FOR BIDS; AND

(d) THE RESIDENT BIDDER'S BID OR QUOTED PRICE FOR PRODUCTS PRODUCED IN THE STATE DOES NOT EXCEED BY MORE THAN FIVE PERCENT THE LOWEST BID OR PRICE QUOTED FOR PRODUCTS PRODUCED OUTSIDE THE STATE.";

strike lines 25 through 27.

Page 3, strike lines 1 through 4 and substitute the following:

"(3) (a) FOR PURPOSES OF THIS SECTION, AN AGRICULTURAL PRODUCT SHALL BE CONSIDERED TO BE AN AGRICULTURAL FOOD PRODUCT PRODUCED IN THE STATE IF EVERY STAGE IN THE PRODUCTION AND, IF APPLICABLE, PACKING OR PROCESSING OF THE PRODUCT OCCURRED IN THE STATE.

(b) A RESIDENT BIDDER THAT SEEKS TO QUALIFY FOR THE PREFERENCE CREATED BY THIS SECTION SHALL CERTIFY TO THE GOVERNMENTAL BODY INVITING THE BID AND PROVIDE DOCUMENTATION CONFIRMING THAT THE RESIDENT BIDDER'S AGRICULTURAL FOOD PRODUCT WAS PRODUCED IN THE STATE. THE GOVERNMENTAL BODY MAY RELY IN GOOD FAITH ON SUCH CERTIFICATION AND DOCUMENTATION."

**HB02-1221** be referred to the Committee of the Whole with favorable recommendation.

**SB02-045** be referred to the Committee of the Whole with favorable recommendation.

1 **APPROPRIATIONS**

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

4  
5 **HB02-1079** be referred to the Committee of the Whole with favorable  
6 recommendation.

7  
8  
9 **HB02-1084** be amended as follows, and as so amended, be referred to  
10 the Committee of the Whole with favorable  
11 recommendation:

12  
13 Amend the Agriculture, Livestock, and Natural Resources Report, dated  
14 January 30, 2002, page 1, line 1, after "Amend", insert "printed bill,".

15  
16 Page 2, strike lines 12 and 13 and substitute the following:

17  
18 "Page 5, strike lines 1 through 11 and substitute the following:

19  
20 "SECTION 2. **Appropriation.** In addition to any other  
21 appropriation, there is hereby appropriated, out of any moneys in the  
22 wildlife cash fund created in section 33-1-112, Colorado Revised  
23 Statutes, not otherwise appropriated, to the department of natural  
24 resources, for allocation to the division of wildlife, for the fiscal year  
25 beginning July 1, 2002, the sum of five thousand eight hundred and sixty-  
26 eight dollars (\$5,868), or so much thereof as may be necessary, for the  
27 implementation of this act.".

28  
29  
30  
31 **HB02-1167** be referred to the Committee of the Whole with favorable  
32 recommendation.

33  
34  
35 **HB02-1327** be referred to the Committee of the Whole with favorable  
36 recommendation.

37  
38  
39 **HB02-1328** be referred to the Committee of the Whole with favorable  
40 recommendation.

41  
42  
43  
44  
45 **CRIMINAL JUSTICE**

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

48  
49 **HB02-1225** be amended as follows, and as so amended, be referred to  
50 the Committee of the Whole with favorable  
51 recommendation:

52  
53 Amend printed bill, page 4, strike lines 21 through 23, and substitute the  
54 following:

55  
56 "A SHOWING THAT THE DISTRICT ATTORNEY HAS A PERSONAL OR



1 FINANCIAL INTEREST OR FINDS SPECIAL CIRCUMSTANCES THAT WOULD  
2 RENDER IT UNLIKELY THAT THE DEFENDANT WOULD RECEIVE A FAIR TRIAL.  
3 A MOTION TO DISQUALIFY A DISTRICT ATTORNEY".

4  
5 Page, 5, strike line 9 and substitute "FINANCIAL INTEREST OR SPECIAL  
6 CIRCUMSTANCES EXIST THAT WOULD".

7  
8  
9  
10 **HB02-1237** be amended as follows, and as so amended, be referred to  
11 the Committee on Appropriations with favorable  
12 recommendation:

13  
14 Amend printed bill, page 4, line 3, strike "TWELVE" and substitute  
15 "THREE".

16  
17  
18 **HB02-1289** be postponed indefinitely.

19  
20  
21  
22  
23 **FINANCE**

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

26  
27 **HB02-1184** be amended as follows, and as so amended, be referred to  
28 the Committee on Appropriations with favorable  
29 recommendation:

30  
31 Amend printed bill, page 3, line 17, strike "TITLE AND" and substitute  
32 "TITLE, WHO IS NOT EMPLOYED BY AN INSTITUTION OF HIGHER EDUCATION,  
33 AND".

34  
35 Page 4, line 10, strike "TITLE." and substitute "TITLE AND WHO IS NOT  
36 EMPLOYED BY AN INSTITUTION OF HIGHER EDUCATION.";

37  
38 line 12, strike "A NEW SUBSECTION" and substitute "THE  
39 FOLLOWING NEW SUBSECTIONS";

40  
41 line 21, after "PLAN.", add "EXCEPT AS PROVIDED IN SUBSECTION (6) OF  
42 THIS SECTION, UPON MAKING AN ELECTION TO PARTICIPATE IN A DEFINED  
43 CONTRIBUTION PLAN PURSUANT TO THIS SUBSECTION (5), AN ELIGIBLE  
44 EMPLOYEE SHALL SUBSEQUENTLY BE ALLOWED TO PARTICIPATE ONLY IN  
45 A DEFINED CONTRIBUTION PLAN WHILE EMPLOYED IN ANY STATE POSITION  
46 AND SHALL NOT BE ALLOWED TO MAKE ANY SUBSEQUENT ELECTION TO  
47 PARTICIPATE IN THE ASSOCIATION. THE DEPARTMENT OF PERSONNEL  
48 SHALL MAINTAIN A RECORD OF EACH EMPLOYEE'S ELECTION USING THE  
49 EMPLOYEE'S DRIVER'S LICENSE NUMBER TO ENSURE COMPLIANCE WITH THE  
50 PROVISIONS OF THIS SUBSECTION (5). FOR PURPOSES OF THIS SECTION,  
51 "DRIVER'S LICENSE" MEANS ANY LICENSE, TEMPORARY INSTRUCTION  
52 PERMIT, OR TEMPORARY LICENSE ISSUED UNDER THE LAWS OF THIS STATE  
53 PERTAINING TO THE LICENSING OF PERSONS TO OPERATE MOTOR VEHICLES  
54 AND ANY IDENTIFICATION CARD ISSUED UNDER PART 4 OF ARTICLE 2 OF  
55 TITLE 42, C.R.S. NOTHING IN THIS SUBSECTION (5) SHALL BE CONSTRUED  
56 TO PROHIBIT AN ELIGIBLE EMPLOYEE WHO IS ALSO AN EMPLOYEE OF A

1 NONSTATE EMPLOYER AFFILIATED WITH THE ASSOCIATION FROM  
2 PARTICIPATING IN THE ASSOCIATION IN CONNECTION WITH SUCH  
3 EMPLOYMENT.

4  
5 (6) THE BOARD OF THE ASSOCIATION MAY ALLOW ELIGIBLE  
6 EMPLOYEES TO MAKE AN ELECTION TO JOIN THE ASSOCIATION AFTER  
7 MAKING AN ELECTION TO PARTICIPATE IN A DEFINED CONTRIBUTION PLAN  
8 PURSUANT TO SUBSECTION (5) OF THIS SECTION IF THE BOARD DETERMINES  
9 THAT ALLOWING SUCH ELECTIONS WILL NOT ADVERSELY AFFECT THE  
10 ACTUARIAL SOUNDNESS OF THE ASSOCIATION."

11

12

13

14 **HB02-1199** be referred to the Committee of the Whole with favorable  
15 recommendation.

16

17

18 **HB02-1218** be referred to the Committee of the Whole with favorable  
19 recommendation.

20

21

22

23

24 **INFORMATION & TECHNOLOGY**

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

27

28 **HB02-1253** be postponed indefinitely.

29

30

31 **HB02-1285** be postponed indefinitely.

32

33

34

35

36 **STATE, VETERANS, & MILITARY AFFAIRS**

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

39

40 **HB02-1242** be amended as follows, and as so amended, be referred to  
41 the Committee on Appropriations with favorable  
42 recommendation:

43

44 Amend printed bill, page 3, line 7, strike "TEN" and substitute "FIFTEEN".

45

46 Page 5, strike lines 10 and 11 and substitute the following:

47

48 "ISSUED BY ANOTHER STATE SHALL BE VALID IN THIS STATE IN ALL".

49

50

51

52 **HB02-1264** be postponed indefinitely.

53

54

55 **HB02-1286** be referred to the Committee of the Whole with favorable  
56 recommendation.

1 **TRANSPORTATION & ENERGY**

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

4  
5 **HB02-1236** be amended as follows, and as so amended, be referred to  
6 the Committee on Criminal Justice with favorable  
7 recommendation:

8  
9 Amend printed bill, page 2, line 4, strike "(a) NO ORDER OF";  
10  
11 strike lines 5 through 16 and substitute the following:

12  
13 "IN CASES INVOLVING A MISDEMEANOR TRAFFIC OFFENSE, THE COURT  
14 SHALL NOT ORDER RESTITUTION IF THE DEFENDANT PROVIDES PROOF OF  
15 COMPLIANCE WITH THE MINIMUM LIMITS OF THE COLORADO AUTO  
16 ACCIDENT REPARATIONS ACT, PART 7 OF ARTICLE 4 OF TITLE 10, C.R.S.  
17 REGARDING LIABILITY COVERAGE."  
18

---

19  
20  
21 **PRINTING REPORT**

22  
23 The Chief Clerk reports the following bills have been correctly printed:  
24 **HB02-1334, 1335, 1336.**  
25

---

26  
27  
28 **INTRODUCTION OF RESOLUTION**

29  
30 The following resolution was read by title and laid over one day under the  
31 rules:

32  
33 **HJR02-1015** by Representative(s) Cloer, Garcia, Snook; also Senator(s)  
34 Lamborn--Concerning the recognition of a Colorado  
35 Greyhound Adoption Day.  
36

37 WHEREAS, The Greyhound dog is one of the oldest currently  
38 existing breeds; and  
39

40 WHEREAS, The origin of the Greyhound is deeply rooted in  
41 ancient history, with dogs looking similar to today's Greyhound being  
42 depicted more than 4,000 years ago on the walls of ancient Egyptian  
43 tombs; and  
44

45 WHEREAS, The Arabs so admired the physical attributes and  
46 speed of the Greyhound that it was the only animal permitted to share  
47 their tents and ride atop their camels; and  
48

49 WHEREAS, The Greyhound arrived in Europe 3,500 years ago,  
50 and in 1014 A.D., King Canute of England enacted the Forest Laws,  
51 which stated that only noblemen could own and hunt with greyhounds;  
52 and  
53

54 WHEREAS, Queen Elizabeth I abolished the Forest Laws in the  
55 1500s and later initiated the first formal rules of greyhound coursing (the  
56 pursuit of hares); and

1 WHEREAS, In the late 1800s, farmers imported Greyhounds to  
2 the United States to help control jackrabbit populations, and because of  
3 their speed and natural instincts, Greyhounds soon became the focus of  
4 popular neighborhood competitions--the first organized Greyhound racing  
5 events; and

6  
7 WHEREAS, Greyhound racing as we know it today began in 1912  
8 with Owen Patrick Smith's invention of a mechanical lure that could  
9 circle a track, with the first track opening in 1919 in Emeryville,  
10 California; and

11  
12 WHEREAS, Greyhounds have an average life expectancy of 12 to  
13 14 years but are retired from racing between 2 to 5 years of age with  
14 many good years left to live; and

15  
16 WHEREAS, There are numerous available Greyhounds waiting  
17 each year to be adopted when they are retired from racing; and

18  
19 WHEREAS, The Greyhound's devotion to people is legendary,  
20 and retired Greyhounds seem especially loyal to their owners as they now  
21 experience the constant love and attention of a family of their own and  
22 they thrive on this love and return it tenfold; now, therefore,

23  
24 *Be It Resolved by the House of Representatives of the Sixty-third*  
25 *General Assembly of the State of Colorado, the Senate concurring*  
26 *herein:*

27  
28 That the General Assembly hereby declares March 15 as Colorado  
29 Greyhound Adoption Day.

30  
31 *Be It Further Resolved,* That copies of this Joint Resolution be  
32 sent to each Greyhound adoption organization in Colorado.

---

### APPOINTMENTS

33  
34  
35  
36  
37  
38 The Speaker announced the following temporary change in committee  
39 assignment:

40 Representative Spradley temporarily to replace Representative Hefley on  
41 the Committee on Criminal Justice

42  
43 Representative Grossman announced the following temporary change in  
44 committee assignment:

45 For today only, Representative Marshall to Replace Representative  
46 Sanchez on the Committee on Health, Environment, Welfare &  
47 Institutions

48  
49  
50 On motion of Representative Spradley, the House adjourned until  
51 10:00 a.m., February 18, 2002.

52 Approved:

53  
54 Attest:  
55 JUDITH RODRIGUE,  
56 Chief Clerk

DOUG DEAN,  
Speaker