

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

Fifty-first Legislative Day Thursday, February 28, 2002

Prayer By the chaplain, Father Larry Bradford, Church of the Holy Redeemer.

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

Roll Call Present--Total, 32.
Absent/Excused--Evans, Hagedorn, Linkhart--Total, 3.
Present later--Evans, Linkhart.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Isgar, reading of the Journal of Wednesday, February 27, was dispensed with and the Journal was approved as corrected by the Secretary.

MESSAGE FROM THE HOUSE

February 27, 2002

Mr. President:

In response to the request from the Senate, SB02-064 is returned herewith.

February 27, 2002

Mr. President:

The House has adopted and transmits herewith HJR02-1020, as printed in House Journal, February 27.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

The following resolution was read by title:

SJR02-010 by Senator(s) Tupa; also Representative(s) Madden, Saliman--Concerning honoring Coach Gary Barnett and the University of Colorado Buffaloes football team for winning the Big 12 Conference Championship.

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

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

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Anderson	Y	Fitz-Gerald	Y	May	Y	Takis	Y
Andrews	Y	Gordon	Y	McElhany	Y	Tate	Y
Arnold	Y	Hagedorn	E	Musgrave	Y	Taylor	Y
Cairns	Y	Hanna	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hernandez	Y	Owen	Y	Thiebaut	Y
Dyer	Y	Hillman	Y	Pascoe	Y	Tupa	Y
Entz	Y	Isgar	Y	Perlmutter	Y	Windels	Y
Epps	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Evans	Y	Linkhart	Y	Reeves	Y		

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

INTRODUCTION OF RESOLUTIONS

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

HJR02-1020 by Representative(s) Young, Berry, Saliman; also Senator(s) Reeves, Tate, Owen-- Concerning the certification by the general assembly of the amount of state education fund revenues that are available for appropriation for the 2002-03 state fiscal year. Education

RECONSIDERATION OF SB02-064

SB02-064 by Senator(s) Teck; also Representative(s) Lee--Concerning notice of convictions pertaining to employees in public schools.

Having voted on the prevailing side, Senator Teck moved for reconsideration of the last Senate action, adherence on SB02-064. The roll call was taken with the following result:

Table with 4 columns: YES (34), NO (0), EXCUSED (1), ABSENT (0). Rows list names and their corresponding votes (Y, N, E).

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

ADHERE ON SB02-064

SB02-064 by Senator(s) Teck; also Representative(s) Lee--Concerning notice of convictions pertaining to employees in public school

Senator Thiebaut moved that the Senate adhere to its position on SB02-064. The roll call was taken with the following result:

Table with 4 columns: YES (0), NO (34), EXCUSED (1), ABSENT (0). Rows list names and their corresponding votes (N, Y, E).

Less than a majority of all members elected to the Senate having voted in the affirmative, the Senate did not adhere to its position on SB02-064.

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolutions, SJR02-008.

CONSIDERATION OF RESOLUTIONS

SJR02-008 by Senator(s) Thiebaut; also Representative(s) Tapia--Concerning support for the federal Steel Revitalization Act of 2001, and, in connection therewith, endorsing the emergency measures needed to save the American steel industry.

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

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SJR02-008

YES	29	NO	5	EXCUSED	1	ABSENT	0
Anderson	Y	Fitz-Gerald	Y	May	N	Takis	Y
Andrews	N	Gordon	Y	McElhany	N	Tate	Y
Arnold	Y	Hagedorn	E	Musgrave	Y	Taylor	Y
Cairns	N	Hanna	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hernandez	Y	Owen	Y	Thiebaut	Y
Dyer	N	Hillman	Y	Pascoe	Y	Tupa	Y
Entz	Y	Isgar	Y	Perlmutter	Y	Windels	Y
Epps	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Evans	Y	Linkhart	Y	Reeves	Y		

Co-sponsors added: Chlouber, Entz, Fitz-Gerald, Hernandez, Linkhart, Matsunaka, Nichol, Phillips, Tate, Teck, Tupa.

SENATE SERVICES REPORT

Senate Services

To the Governor for signature on Wednesday, February 27, 2002 at 3:40 p.m.: SB 02-031; SB02-045.

Correctly printed: SJR02-008, 009.

Correctly reengrossed: SB02-112, 136, 150, 151.

Correctly enrolled: SB02-031, 45.

COMMITTEE OF REFERENCE REPORTS

Judiciary

After consideration on the merits, the committee recommends that **HB02-1168** be referred favorably to the Committee of the Whole.

Judiciary

After consideration on the merits, the committee recommends that **HB02-1021** be referred favorably to the Committee of the Whole and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the committee recommends that **HB02-1088** be referred favorably to the Committee of the Whole and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the committee recommends that **HB02-1019** be referred favorably to the Committee of the Whole and with a recommendation that it be placed on the Consent Calendar.

Judiciary

After consideration on the merits, the committee recommends that **SJR02-003** be postponed indefinitely.

Judiciary

After consideration on the merits, the committee recommends that **HB02-1132** be amended as follows and, as so amended be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 7, after "RESIDENCES.", insert "THE BOARD SHALL ALSO CONSIDER THE EFFECT ON PUBLIC SAFETY OF LOCAL REGULATIONS REGARDING RESIDENCES OF SEX OFFENDERS.".

Judiciary

After consideration on the merits, the committee recommends that **HB02-1083** be referred favorably to the Committee of the Whole.

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Government,
Veterans and
Military
Relations, and
Transportation

After consideration on the merits, the committee recommends that **SB02-165** be referred favorably to the Committee of the Whole and with a recommendation that it be placed on the Consent Calendar.

Government,
Veterans and
Military
Relations, and
Transportation

After consideration on the merits, the committee recommends that **HB02-1061** be amended as follows and, as so amended be referred to the Committee of the Whole with favorable recommendation.

Amend reegrossed bill, page 3, line 6, strike "WILL" and substitute "MAY".

Government,
Veterans and
Military
Relations, and
Transportation

After consideration on the merits, the committee recommends that **SB02-166** be referred favorably to the Committee of the Whole and with a recommendation that it be placed on the Consent Calendar.

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, February 28, was laid over until Friday, March 1, retaining its place on the calendar.

General Orders--Second Reading of Bills: **SB02-073, SB02-089, SB02-132, SB02-042, SB02-142, SB02-133, SB02-157, HB02-1033, HB02-1110, HB02-1005, HB02-1063, HB02-1031, HB02-1022, SB02-048, SB02-101, SB02-018, SB02-059, SB02-011, SB02-001, HB02-1106.**

Consideration of Resolutions: **HJR02-1003, HJR02-1008, SJR02-004, HJR02-1005, SJR02-006, HJR02-1015, SJR02-009.**

Consideration of House Amendments to Senate Bills: **SB02-028.**

On motion of Senator Thiebaut, the Senate adjourned until 9:00 a.m., Friday, March 1, 2002.

Approved:

Stan Matsunaka
President of the Senate

Attest:

Karen Goldman
Secretary of the Senate

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