SENATE JOURNAL

Sixty-third General Assembly STATE OF COLORADO

Second Regular Session

Sixty-third Legislative Day

Tuesday, March 12, 2002

Prayer

By the chaplain, Father Dennis Woerter, St. Dominic Catholic Parish.

Call to Order

By Senator Pascoe, acting President, at 9:00 a.m.

Roll Call

Present--Total, 28.

Absent/Excused--Cairns, Epps, Hagedorn, Linkhart, Matsunaka, Perlmutter, Phillips--

Total, 7.

Present later--Cairns, Linkhart, Phillips.

Quorum

Senator Pascoe, acting President, announced a quorum present.

Reading of Journal

On motion of Senator Gordon, reading of the Journal of Monday, March 11, was dispensed with and the Journal was approved as corrected by the Secretary.

MESSAGE FROM THE HOUSE

March 11, 2002

Mr. President:

The House has postponed indefinitely SB02-117. The bill is returned herewith.

CHANGES TO THE FINAL PASSAGE--THIRD READING OF BILLS CONSENT CALENDAR.

SB02-168

by Senator(s) Thiebaut--Concerning the revision of antiquated statutes concerning the death of a human being.

Upon request of Senator Thiebaut, **SB02-168** was removed from the March 12, Third Reading--Final Passage of Bills Consent Calendar and was placed at the end of the Third Reading--Final Passage of Bills Calendar of Wednesday, March 13.

THIRD READING--FINAL PASSAGE OF BILLS--CONSENT CALENDAR

On Third Reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB02-1093

by Representative(s) Alexander; also Senator(s) Hernandez--Concerning the recovery of overpayments of public assistance.

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

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | ABSENT | 0 | |
|----------|----|---|-------------|---|---|------------|---|---|---------------|---|---|
| Anderson | | Y | Fitz-Gerald | | Y | May | | Y | Takis | | Y |
| Andrews | | Y | Gordon | | Y | McElhany | | Y | Tate | | Y |
| Arnold | | Y | Hagedorn | | Е | 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 | | Е | Windels | | Y |
| Epps | | Е | Lamborn | | Y | Phillips | | Y | Mr. President | | Е |
| Evans | | Y | Linkhart | | Y | Reeves | | Y | | | |

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

Co-sponsors added: Isgar, Nichol

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HB02-1050

by Representative(s) Coleman; also Senator(s) Hernandez--Concerning disclosures specifically related to the cost savings associated with managed care options in personal injury protection under the no-fault motor vehicle insurance law.

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

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | ABSENT | 0 |
|----------|----|---|-------------|---|---|------------|---|---|---------------|---|
| Anderson | | Y | Fitz-Gerald | | Y | May | | Y | Takis | Y |
| Andrews | | Y | Gordon | | Y | McElhany | | Y | Tate | Y |
| Arnold | | Y | Hagedorn | | Е | 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 | | Ε | Windels | Y |
| Epps | | E | Lamborn | • | Y | Phillips | • | Y | Mr. President | Е |
| Evans | | Y | Linkhart | | Y | Reeves | | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

HB02-1154

by Representative(s) Scott; also Senator(s) Fitz-Gerald--Concerning a prohibition on any retail gaming licensee who holds a license issued by the limited gaming commission to knowingly permit the removal of an alcohol beverage from licensed premises where the liquor license is for on-premises consumption of alcohol beverages only.

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

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | 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 | | Е | Windels | | Y |
| Epps | | Е | Lamborn | • | Y | Phillips | | Y | Mr. President | | Е |
| Evans | | Y | Linkhart | • | Y | Reeves | | Y | | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

HB02-1121

by Representative(s) Kester, Williams S.; also Senator(s) McElhany, Hagedorn--Concerning the requirement that explanations be given prior to the issuance of an auto insurance policy.

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

| YES | 31 | | NO | 0 | - | EXCUSED | 4 | | 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 | | Е | Windels | | Y |
| Epps | | Е | Lamborn | | Y | Phillips | | Y | Mr. President | | Ε |
| Evans | | Y | Linkhart | | Y | Reeves | | Y | | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

HB02-1231

by Representative(s) Snook, Bacon, Boyd, Jahn, Madden, Mitchell; also Senator(s) Isgar--Concerning the continuation of the subpoena powers granted to the director of the Colorado civil rights division in cases relating to allegations of unfair employment practices.

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

HB02-1231

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | 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 | | Е | Windels | | Y |
| Epps | | Е | Lamborn | | Y | Phillips | | Y | Mr. President | | E |
| Evans | | Y | Linkhart | | Y | Reeves | | Y | | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

Co-sponsor added: Tate.

HB02-1077

by Representative(s) Coleman, Scott, Vigil, Williams T.; also Senator(s) Anderson, Taylor, Tupa--Concerning audits performed by the division of criminal justice to determine levels of compliance by community corrections programs with established standards.

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

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | 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 | | Ε | Windels | | Y |
| Epps | | Е | Lamborn | | Y | Phillips | | Y | Mr. President | | E |
| Evans | | Y | Linkhart | | Y | Reeves | | Y | | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

HB02-1167

by Representative(s) Jahn, Bacon, Boyd, Daniel, Groff, Grossman, Hefley, Johnson, Lee, Madden, Marshall, Mitchell, Plant, Rippy, Saliman, Snook, Stengel, Tapia, Vigil; also Senator(s) Anderson--Concerning the repeal of the prohibition of the use of state general fund moneys associated with the notification of victims of crime.

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

| YES | 31 | NO | 0 | EXCUSED | 4 | | ABSENT | 0 |
|----------|----|-------------|---|------------|---|---|---------------|---|
| Anderson | Y | Fitz-Gerald | Y | May | | Y | Takis | Y |
| Andrews | Y | Gordon | Y | McElhany | | Y | Tate | Y |
| Arnold | Y | Hagedorn | Е | 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 | | E | Windels | Y |
| Epps | E | Lamborn | Y | Phillips | | Y | Mr. President | E |
| Evans | Y | Linkhart | Y | Reeves | | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

HB02-1223

by Representative(s) Veiga; also Senator(s) Anderson--Concerning sentencing of persons convicted of offenses committed on or after July 1, 2002, involving unlawful sexual behavior.

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

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64 65

2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 12 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 8 39 40

HB02-1223

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | ABSENT | 0 | |
|----------|----|---|-------------|---|---|------------|---|---|---------------|---|---|
| Anderson | | Y | Fitz-Gerald | , | Y | May | | Y | Takis | 7 | Y |
| Andrews | | Y | Gordon | , | Y | McElhany | | Y | Tate | 7 | Y |
| Arnold | | Y | Hagedorn | | E | Musgrave | | Y | Taylor | 7 | Y |
| Cairns | | Y | Hanna | , | Y | Nichol | | Y | Teck | 7 | Y |
| Chlouber | | Y | Hernandez | , | Y | Owen | | Y | Thiebaut | 1 | Y |
| Dyer | | Y | Hillman | , | Y | Pascoe | | Y | Tupa | | Y |
| Entz | | Y | Isgar | , | Y | Perlmutter | | Е | Windels | | Y |
| Epps | · | Е | Lamborn | | Y | Phillips | | Y | Mr. President | I | Ε |
| Evans | | Y | Linkhart | | Y | Reeves | | Y | | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

Co-sponsor added: Hernandez, Tupa.

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

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

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | ABSENT | 0 | |
|----------|----|---|-------------|---|---|------------|---|---|---------------|---|---|
| Anderson | | Y | Fitz-Gerald | | Y | May | | Y | Takis | | Y |
| Andrews | | Y | Gordon | | Y | McElhany | | Y | Tate | | Y |
| Arnold | | Y | Hagedorn | | Ε | 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 | | Е | Windels | | Y |
| Epps | | Е | Lamborn | | Y | Phillips | | Y | Mr. President | | Е |
| Evans | | Y | Linkhart | | Y | Reeves | | Y | | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

Co-sponsor added: Hernandez.

HB02-1311 by Representative(s) Berry, Hefley, Borodkin, Marshall, Mitchell, Saliman, Sanchez, Stafford, Veiga, Young; also Senator(s) Tate, Hagedorn, Matsunaka, Perlmutter, Phillips, Reeves, Thiebaut--Concerning documents relating to abandoned children.

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

| YES | 31 | NO | 0 | EXCUSED | 4 | 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 | | E Windels | Y |
| Epps | | E Lamborn | Y | Phillips | | Y Mr. President | E |
| Evans | | Y Linkhart | Y | Reeves | | Y | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

Co-sponsors added: Hanna, Hernandez, Teck, Tupa, Windels.

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

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

HB02-1158

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | 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 | | E | Windels | | Y |
| Epps | | Е | Lamborn | | Y | Phillips | | Y | Mr. President | | Е |
| Evans | | Y | Linkhart | | Y | Reeves | _ | Y | | | |

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

HB02-1076

by Representative(s) Madden; also Senator(s) Teck--Concerning certain prerequisites for a tax refund offset.

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

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | ABSENT | 0 | |
|----------|----|---|-------------|---|---|------------|---|---|---------------|---|---|
| Anderson | | Y | Fitz-Gerald | | Y | May | | Y | Takis | | Y |
| Andrews | | Y | Gordon | | Y | McElhany | | Y | Tate | | Y |
| Arnold | | Y | Hagedorn | | Е | 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 | | E | Windels | | Y |
| Epps | | Е | Lamborn | | Y | Phillips | | Y | Mr. President | | Е |
| Evans | | Y | Linkhart | | Y | Reeves | | Y | | | |

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

Co-sponsor added: Fitz-Gerald, Hernandez, Phillips, Tupa.

THIRD READING--FINAL PASSAGE OF BILLS

On Third Reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB02-011

by Senator(s) Teck; also Representative(s) Larson--Concerning the regulation of motor carrier safety.

Laid over until Wednesday, March 13, retaining its place on the calendar.

HB02-1132

by Representative(s) Marshall, Borodkin, Fritz, Garcia, Groff, Hefley, Lee, Madden, Saliman, Veiga; also Senator(s) Epps--Concerning limitations on the housing used by persons convicted of sex offenses.

Laid over until Wednesday, March 13, retaining its place on the calendar.

HB02-1168

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

Laid over until Wednesday, March 13, retaining its place on the calendar.

HB02-1061

by Representative(s) Garcia; also Senator(s) Entz--Concerning applications for absentee ballots.

Laid over until the end of the Third Reading--Final Passage of Bills Calendar.

HB02-1153

by Representative(s) Vigil, Chavez, Marshall; also Senator(s) Tate--Concerning information contained in a consumer's credit report, and, in connection therewith, requiring consumer reporting agencies and persons who provide credit information to use the consumer's social security number to verify information prior to including the information in the consumer's credit report and prohibiting a consumer reporting agency from furnishing to any person records of requests for credit or insurance that are not initiated by the consumer.

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| YES | 28 | | NO | 3 | | EXCUSED | 4 | | ABSENT | 0 | |
|----------|----|---|-------------|---|---|------------|---|---|---------------|---|---|
| Anderson | | Y | Fitz-Gerald | | Y | May | | N | Takis | | Y |
| Andrews | | N | Gordon | | Y | McElhany | | Y | Tate | | Y |
| Arnold | | Y | Hagedorn | | Е | Musgrave | | Y | Taylor | | Y |
| Cairns | | N | 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 | | Ε | Windels | | Y |
| Epps | | Е | Lamborn | | Y | Phillips | | Y | Mr. President | | Ε |
| Evans | | Y | Linkhart | | Y | Reeves | | Y | | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

Co-sponsors added: Hernandez, Isgar, Nichol, Phillips, Takis, Tupa.

by Representative(s) Young; also Senator(s) Taylor--Concerning school grants. **HB02-1053**

Laid over until Wednesday, March 13, retaining its place on the calendar.

SB02-182 by Senator(s) Thiebaut, Hillman; also Representative(s) Paschall, Grossman--Concerning changes to borders between legislative districts due to a division of a residential parcel.

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

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | ABSENT | 0 | |
|----------|----|---|-------------|---|---|------------|---|---|---------------|---|---|
| Anderson | | Y | Fitz-Gerald | | Y | May | | Y | Takis | | Y |
| Andrews | | Y | Gordon | | Y | McElhany | | Y | Tate | | Y |
| Arnold | | Y | Hagedorn | | Ε | 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 | | E | Windels | | Y |
| Epps | | Е | Lamborn | | Y | Phillips | | Y | Mr. President | ţ | Е |
| Evans | | Y | Linkhart | | Y | Reeves | | Y | | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

Co-sponsors added: Andrews, Hernandez.

SB02-097 by Senator(s) Tate, Fitz-Gerald, Takis--Concerning the provision of affordable housing in the state.

Laid over until Wednesday, March 13, retaining its place on the calendar.

SB02-103 by Senator(s) Evans, Hillman; also Representative(s) Scott--Concerning improvement districts of local general purpose governments.

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

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | 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 | | E | Windels | Y |
| Epps | | Ε | Lamborn | | Y | Phillips | | Y | Mr. President | Е |
| Evans | | Y | Linkhart | | Y | Reeves | | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

Co-sponsor added: Tate.

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HB02-1061

by Representative(s) Garcia; also Senator(s) Entz--Concerning applications for absentee ballots.

A majority of those elected to the Senate having voted in the affirmative, Senator Fitz-Ğerald was given permission to offer a Third Reading amendment.

Third Reading Amendment No. 1, by Senator Fitz-Gerald.

Amend revised bill, page 3, line 6, strike "BALLOT."" and substitute "BALLOT ACCORDING TO THE RULES ESTABLISHED BY THE SECRETARY OF STATE.

A majority of all members elected to the Senate having voted in the affirmative, the amendment was declared adopted.

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

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | 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 | | Е | Windels | Y |
| Epps | | Ε | Lamborn | | Y | Phillips | | Y | Mr. President | E |
| Evans | • | Y | Linkhart | | Y | Reeves | | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared passed.

Co-sponsors added: Fitz-Gerald, Hernandez, Isgar, Nichol, Taylor.

MESSAGE FROM THE HOUSE

March 12, 2002

Mr. President:

The House has adopted and transmits herewith HJR02-1026, as printed in House Journal, March 11, pages 783-784.

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders--Second Reading of Bills Consent Calendar (HB02-1156, HB02-1340, HB02-1235, HB02-1079, HB02-1145, HB02-1127, HB02-1279, HB02-1308) of Tuesday, March 12, was laid over until Monday, March 18, retaining its place on the calendar.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR02-1026

by Representative(s) Lawrence, Alexander, Berry, Borodkin, Boyd, Clapp, Coleman, Hefley, Hodge, Hoppe, Jahn, Mace, Marshall, Ragsdale, Rhodes, Sanchez, Spence, Spradley, Stafford, Tochtrop, Veiga, Williams S., Williams T.; also Senator(s) Anderson--Concerning Girl Scout Day.

Senator Anderson moved to suspend Senate Rule 30(e).

A two-thirds majority of those elected to the Senate having voted in the affirmative, Senate 62 Rule 30(e) was suspended and Immediate Consideration granted.

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

2 3 4 5 6 7 8 9 10 11 2 13 14 15 16 17 18 19 20 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37

HJR02-1026

| YES | 31 | | NO | 0 | | EXCUSED | 4 | | ABSENT | 0 | |
|----------|----|---|-------------|---|---|------------|---|---|---------------|---|---|
| Anderson | | Y | Fitz-Gerald | | Y | May | | Y | Takis | | Y |
| Andrews | | Y | Gordon | | Y | McElhany | | Y | Tate | | Y |
| Arnold | | Y | Hagedorn | | Ε | 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 | | E | Windels | | Y |
| Epps | | Е | Lamborn | | Y | Phillips | | Y | Mr. President | | Е |
| Evans | | Y | Linkhart | | Y | Reeves | | Y | | | |

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

SENATE SERVICES REPORT

Senate Services Correctly engrossed: SB02-097, 103, 168, 182.

Correctly revised: HB02-1050, 1076, 1077, 1093, 1121, 1154, 1158, 1167, 1171, 1223, 1231, 1311.

Correctly rerevised: HB02-1019, 1020, 1026, 1032, 1041, 1056, 1083, 1092, 1118, 1177, 1185, 1230.

MESSAGE FROM THE HOUSE

March 12, 2002

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB02-1320.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB02-1003, amended as printed in House Journal, March 11, pages 777-779. HB02-1350, amended as printed in House Journal, March 11, page 779. HB02-1354, amended as printed in House Journal, March 11, page 780.

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 Tuesday, March 12, was laid over

until Wednesday, March 13, retaining its place on the calendar.
General Orders--Second Reading of Bills: **HB02-1022**, **HB02-1087**, **HB02-1164**, HB02-1111, HB02-1071, HB02-1163, HB02-1282, HB02-1305, HB02-1059, HB02-1280, HB02-1181, HB02-1078, HB02-1208.

Consideration of Resolutions: HJR02-1003, SJR02-004, SJR02-006, HJR02-1015, HJR02-1021, SJR02-012, SJR02-013.

Consideration of Memorials: SJM02-001.

Consideration of House Amendments to Senate Bills: SB02-051, SB02-113.

Consideration of Governor's Veto: SB02-108. Consideration of Governor's Appointments: Statewide Poison Control Oversight Board

State Board of Agriculture Examining Board of Plumbers

Colorado School of Mines Board of Trustees

On motion of Senator Thiebaut, the Senate adjourned until 9:00 a.m., Wednesday, March 13, 2002.

Approved:

Pat Pascoe Acting President of the Senate

Attest:

Karen Goldman Secretary of the Senate 68

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