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

One Hundred-fourth Legislative Day Monday, April 22, 2002

Prayer by the Reverend Doctor Cynthia Cearley, Montview Presbyterian 1 2 3 Church, Denver. 4 The Speaker called the House to order at 10:00 a.m. 5 6 7 8 The roll was called with the following result: Present--64. 9 Excused--Representative Coleman--1. Present after roll call--Representative Coleman. 10 11 12 The Speaker declared a quorum present. 13 14 On motion of Representative Garcia, the reading of the journal of 15 April 19, 2002, was declared dispensed with and approved as corrected 16 by the Chief Clerk. 17 18 19 20 **CONSIDERATION OF RESOLUTION** 21 $\overline{22}$ HJR02-1056 by Representative(s) Jahn, Alexander, Larson, Romanoff, 23 Williams S.; also Senator(s) Anderson--Concerning 24 Colorado Crime Victims' Rights Week. 25 26 (Printed and placed in member's file; also printed in House Journal, 27 April 16, pages 1372-1373.) 28 29 On motion of Representative Jahn, the resolution was read at length and 30 adopted by viva voce vote. 31 32 Co-sponsors added: Roll call of the House. 33 34 35 THIRD READING OF BILLS--FINAL PASSAGE 36 37 The following bills were considered on Third Reading. The titles were publicly read. Reading of the bill at length was dispensed with by 38 39 unanimous consent. 40 41 HB02-1125 by Representative(s) Saliman; also Senator Gordon--Concerning the creation of a Colorado stroke advisory 42 43 board, and making an appropriation therefor.

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Williams T.

Y Sinclair

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The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**. 2 3 4 5 6

56 Fairbank

Y Lee

6			2	FIGUR				
7	YES 65	NO ()	EXCUS	ED 0	ABS	ENT 0	
8			~ ~~~				~	
9	Alexander		Groff	Y	Marshall	Y	Spence	Y
10	Bacon		Brossman			Y	Spradley	Y
11	Berry		Iarvey	Y		Y	Stafford	Y
12	Borodkin		Iefley	Y		Y	Stengel	Y
13	Boyd		Iodge	Y	Plant	Y	Swenson	Y
14	Cadman		Ioppe	Y	Ragsdale	Y	Tapia	Y
15	Chavez	Y J	ahn	Y	Rhodes	Y	Tochtrop	Y
16	Clapp	Y J	ameson	Y	Rippy	Y	Veiga	Y
17	Cloer	Y J	ohnson	Y	Romanoff	Y	Vigil	Y
18	Coleman	Y K	Kester	Y	Saliman	Y	Webster	Y
19	Crane		King	Y	Sanchez	Y	Weddig	Y
20	Daniel		arson	Y	Schultheis	Y	White	Y
21	Decker		awrence	Y		Y	Williams S.	Y
22	Fairbank		lee	Y		Y	Williams T.	Y
$\overline{23}$	Fritz		/lace	Ŷ	Smith	Ŷ	Witwer	Ŷ
24	Garcia		/ladden	Ŷ	Snook	Ŷ	Young	Ŷ
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26							iiii. Speaker	1
27	Co-sponsors	added Re	nresenta	tives Bo	vd Fairbank	Grof	f, Hoppe, Mac	re .
$\overline{28}$	Marshall, Plan							,
29 29	ivia shan, i lan	it, itoinain	on, baile	nez, sta	iora, roenno	<i>p</i> , •••	marins D.	
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31	HB02-1363	hy Por	racantat	iva(c) I	awrence I	Zina	also Senator((e)
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33 34		therefor		nogram	, and mak	ing ai	n appropriatio	Л
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39	was declared	passed.						
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41	YES 65	NO ()	EXCUS	ED 0	ABS	ENT 0	
42			n 66	. 7		• •	G	.
43	Alexander	Y C		Y	Marshall	Y	Spence	Y
44	Bacon		Brossman		Miller	Y	Spradley	Y
45	Berry		Iarvey	Y	Mitchell	Y	Stafford	Y
46	Borodkin		Iefley	Y	Paschall	Y	Stengel	Y
47	Boyd		Iodge	Y	Plant	Y	Swenson	Y
48	Cadman		Ioppe	Y	Ragsdale	Y	Tapia	Y
49	Chavez		ahn	Y	Rhodes	Y	Tochtrop	Y
50	Clapp		ameson	Y	Rippy	Y	Veiga	Y
51	Cloer		ohnson	Y	Romanoff	Y	Vigil	Y
52	Coleman		Kester	Ŷ	Saliman	Ŷ	Webster	Ŷ
53	Crane		King	Ŷ	Sanchez	Ŷ	Weddig	Ŷ
54	Daniel		arson	Ŷ	Schultheis	Ŷ	White	Ŷ
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	House Journa	al104	th DayApri	1 22,	2002		Page 14	83
1 2 3 4	Fritz Garcia	Y Y	Mace Madden	Y Y	Smith Snook	Y Y	Witwer Young Mr. Speaker	Y Y Y
5 6 7		, Jahn,	Kester, Lee, N	Aace,	Madden, Mar	shall,	, Coleman, Gro Miller, Ragsda Villiams S.	
8 9 10 11 12 13 14 15 16	<u>HB02-1396</u>	Clapy Johns Snoo Conc crimi	p, Coleman, son, Lawrend k, Tochtrop erning the s	Fain Faince, F Fo, Vo tatuto	bank, Gross hodes, Ripp eiga; also of limitatio	sman by, R Senat ons f	ander, Cadma , Hefley, Jah omanoff, Sco or(s) Gordor or commencin mes committe	n, ett, 1 ng
17 18 19 20 21		te was lose ele	taken. As sheeted to the He	nown	by the follow		recorded vote, ative and the b	
22	YES 65	NO	0 EX	XCUS	SED 0	ABS	SENT 0	
23 24 25 26 27 28 29 30 31 23 34 35 36 37 38 90 41 42 43 44 546 47 48 9	Alexander Bacon Berry Borodkin Boyd Cadman Chavez Clapp Cloer Coleman Crane Daniel Decker Fairbank Fritz Garcia	Y Y Y Y Y Y Y Y Y Y Y Y Y Y	Groff Grossman Harvey Hefley Hodge Hoppe Jahn Jameson Johnson Kester King Larson Lawrence Lee Mace Madden	Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	Miller Mitchell Paschall Plant Ragsdale Rhodes Rippy Romanoff Saliman Sanchez Schultheis Scott Sinclair	Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	Spence Spradley Stafford Stengel Swenson Tapia Tochtrop Veiga Vigil Webster Weddig White Williams S. Williams T. Witwer Young Mr. Speaker	Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
	Co-sponsors added: Representatives Borodkin, Boyd, Crane, Daniel, Garcia, Groff, Harvey, Hoppe, Mace, Madden, Marshall, Miller, Paschall, Plant, Schultheis, Spence, Stafford, Tapia, Weddig, White, Williams S., Young.SB02-168by Senator(s) Thiebaut; also Representative(s) Smith Concerning the revision of antiquated statutes concerning the death of a human being.							
50 51 52 53 54 55		te was ose ele	taken. As sheeted to the He	nown	by the follow		recorded vote, ative and the b	

	Page 1484		H	Iouse	Jo	urnal104th	n Day-	-April 22, 200)2
$\frac{1}{2}$	YES 65	NO	0	EXC	US	ED 0	ABS	ENT 0	
$2 \\ 3 \\ 4 \\ 5 \\ 6 \\ 7 \\ 8 \\ 9 \\ 10 \\ 11 \\ 12 \\ 13 \\ 14 \\ 15 \\ 16 \\ 17 \\ 18 \\ 19 \\ 20 \\$	Alexander Bacon Berry Borodkin Boyd Cadman Chavez Clapp Cloer Coleman Crane Daniel Decker Fairbank Fritz Garcia	Y Y Y Y Y Y Y Y Y Y Y Y Y Y	Groff Grossmar Harvey Hefley Hodge Hoppe Jahn Jameson Johnson Kester King Larson Lawrence Lee Mace Madden		YYYYYYYYYYYYYYYYY	Paschall Plant Ragsdale Rhodes Rippy Romanoff Saliman Sanchez Schultheis Scott	Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	Spence Spradley Stafford Stengel Swenson Tapia Tochtrop Veiga Vigil Webster Weddig White Williams S. Williams T. Witwer Young Mr. Speaker	Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
20 21 22	Co-sponsor ad	lded: Re	epresentati	ve Sta	ffo	rd.			
23 24 25 26 27 28 29 30	SB02-185 The question A roll call vo majority of th was declared	Tocht of tub being te was ose ele	tropCon berculosis. "Shall the taken. As cted to the	cernir bill p s shov	ng ass vn	measures to s?". by the follo	oppos wing	ive(s) Staffor se certain form recorded vote, ative and the b	ns , a
31 32 33	YES 65	NO	0	EXC	US	ED 0	ABS	ENT 0	
33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51	Alexander Bacon Berry Borodkin Boyd Cadman Chavez Clapp Cloer Coleman Crane Daniel Decker Fairbank Fritz Garcia	Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	Groff Grossman Harvey Hefley Hodge Hoppe Jahn Jameson Johnson Kester King Larson Lawrence Lee Mace Madden		YYYYYYYYYYYYYYYYY	Marshall Miller Mitchell Paschall Plant Ragsdale Rhodes Rippy Romanoff Saliman Sanchez Schultheis Scott Sinclair Smith Snook	Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	Spence Spradley Stafford Stengel Swenson Tapia Tochtrop Veiga Vigil Webster Weddig White Williams S. Williams T. Witwer Young Mr. Speaker	Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
51 52 53	Co-sponsors a Romanoff, Tai	dded: H	Representat	tives E	Bor	odkin, Colen	nan, Ci	cane, Groff, Jah	ın,

53 Romanoff, Tapia, Williams S.
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by Senator(s) Entz; also Representative(s) Hoppe--Concerning per diem compensation for the appointed members of the Colorado water conservation board, and <u>SB02-068</u> 1234567 making an appropriation in connection therewith.

The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a 8 majority of those elected to the House voted in the affirmative and the bill 9 10 was declared **passed**.

10								
11	YES 65	NO	0	EXCUS	ED 0	ABS	ENT 0	
12								
13	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
14	Bacon	Y		Y	Miller	Y	Spradley	Y
15	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
16	Borodkin	Ŷ	Hefley	Ŷ	Paschall	Ŷ	Stengel	Ŷ
17	Boyd	Ŷ	Hodge	Ŷ	Plant	Ŷ	Swenson	Ŷ
18	Cadman	Ŷ	Hoppe	Ŷ	Ragsdale	Ŷ	Tapia	Ŷ
19	Chavez	Ŷ	Jahn	Ŷ	Rhodes	Ŷ	Tochtrop	Ŷ
20	Clapp	Ŷ	Jameson	Ŷ	Rippy	Ŷ	Veiga	Ŷ
$\overline{21}$	Cloer	Ŷ	Johnson	Ŷ	Romanoff	Ŷ	Vigil	Ŷ
$\overline{22}$	Coleman	Ŷ	Kester	Ŷ	Saliman	Ŷ	Webster	Ŷ
$\overline{23}$	Crane	Ŷ	King	Ŷ	Sanchez	Ŷ	Weddig	Ŷ
$\overline{24}$	Daniel	Ŷ	Larson	Ŷ	Schultheis	Ŷ	White	Ŷ
$\overline{25}$	Decker	Ŷ	Lawrence	Ŷ	Scott	Ŷ	Williams S.	Ŷ
$\frac{1}{26}$	Fairbank	Ŷ	Lee	Ŷ	Sinclair	Ŷ	Williams T.	Ŷ
$\overline{27}$	Fritz	Ŷ	Mace	Ŷ	Smith	Ŷ	Witwer	Ŷ
$\overline{28}$	Garcia	Ŷ	Madden	Ŷ	Snook	Ŷ	Young	Ŷ
29 29	Gureia	-	Widden	1	BHOOK		Mr. Speaker	Ŷ
30							init opeaner	-
31	Co-sponsors a	dded: R	epresentati	ves Alexa	ander. Crane.	Harve	y, Kester, Larso	n.
32	Marshall, Rho					1141 / 0	<i>j</i> , <i>iiestei</i> , <i>Lais</i>	,
33	Trui Shun, Turo		oon, stano	14, 1100	, , , , , , , , , , , , , , , , , , , ,			
34	HB02-1046	by Re	epresentati	ve(s)Le	e. Decker. G	roff. I	Hefley, Madde	n.
35	11201 1010						Arnold, Gordo	
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37		crimi	nal senten	cing sta	tutes to a n	ew ar	ticle in title 1	8
38		Color	rado Revis	ed Statu	ites.	e vi ui		ο,
39		COIO						
40	The question	being	"Shall the	bill pase	s?"			
40 41	The question A roll call yo	being	"Shall the taken As	bill pass	s?". by the follo	wing	recorded vote	а
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41 42 43	A roll call vo	te was ose ele	taken. As cted to the	shown	by the follo	wing affirm	recorded vote, ative and the bi	a ill
41 42 43 44	A roll call vo majority of th was declared	te was ose ele passe	taken. As cted to the 1 .	s shown House v	by the follo voted in the a	ıffirm	ative and the bi	a ill
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41 42 43 44 45 46	A roll call vo majority of th was declared YES 65	te was ose ele passe NO	taken. As cted to the 1.	s shown House v <u>EXCUS</u>	by the follo voted in the a	ABS	ative and the bi	i11
41 42 43 44 45 46 47	A roll call vo majority of th was declared <u>YES 65</u> Alexander	te was ose ele passe <u>NO</u> Y	taken. As cted to the 1 . <u>0</u> Groff	s shown House v <u>EXCUS</u> Y	by the follo voted in the a <u>ED 0</u> Marshall	affirm <u>ABS</u> Y	ative and the bi <u>ENT 0</u> Spence	ill Y
41 42 43 44 45 46 47 48	A roll call vo majority of th was declared <u>YES 65</u> Alexander Bacon	te was ose ele passe <u>NO</u> Y Y	taken. As cted to the 1 . <u>0</u> Groff Grossman	s shown House v <u>EXCUS</u> Y Y	by the follo voted in the a <u>ED 0</u> Marshall Miller	ABS ABS Y Y	ative and the bi <u>ENT 0</u> Spence Spradley	ill — Y Y
41 42 43 44 45 46 47 48 49	A roll call vo majority of th was declared <u>YES 65</u> Alexander Bacon Berry	te was ose ele passee <u>NO</u> Y Y Y Y	taken. As cted to the 1. 0 Groff Grossman Harvey	s shown House v <u>EXCUS</u> Y Y Y Y	by the follo voted in the a <u>ED 0</u> Marshall Miller Mitchell	ABS ABS Y Y Y Y	ative and the bi ENT 0 Spence Spradley Stafford	III Y Y Y
41 42 43 44 45 46 47 48 49 50	A roll call vo majority of th was declared <u>YES 65</u> Alexander Bacon Berry Borodkin	te was ose ele passe <u>NO</u> Y Y Y Y Y	taken. As cted to the d. <u>0</u> Groff Grossman Harvey Hefley	s shown House v EXCUS Y Y Y Y Y	by the follo voted in the a ED 0 Marshall Miller Mitchell Paschall	ffirm <u>ABS</u> Y Y Y Y Y	ative and the bi ENT 0 Spence Spradley Stafford Stengel	III Y Y Y Y Y
41 42 43 44 45 46 47 48 49 50 51	A roll call vo majority of th was declared <u>YES 65</u> Alexander Bacon Berry Borodkin Boyd	te was ose ele passe <u>NO</u> Y Y Y Y Y Y	taken. As cted to the d. Groff Grossman Harvey Hefley Hodge	s shown House v EXCUS Y Y Y Y Y Y Y	by the follo voted in the a <u>ED 0</u> Marshall Miller Mitchell Paschall Plant	ABS Y Y Y Y Y Y Y	ative and the bi ENT 0 Spence Spradley Stafford Stengel Swenson	III Y Y Y Y Y Y
41 42 43 44 45 46 47 48 49 50 51 52	A roll call vo majority of th was declared <u>YES 65</u> Alexander Bacon Berry Borodkin Boyd Cadman	te was ose ele passe <u>NO</u> Y Y Y Y Y Y Y Y	taken. As cted to the d. Groff Grossman Harvey Hefley Hodge Hoppe	s shown House v EXCUS Y Y Y Y Y Y Y Y	by the follo voted in the a <u>ED 0</u> Marshall Miller Mitchell Paschall Plant Ragsdale	ABS Y Y Y Y Y Y Y Y	ENT 0 Spence Spradley Stafford Stengel Swenson Tapia	Y Y Y Y Y Y
41 42 43 44 45 46 47 48 49 50 51 52 53	A roll call vo majority of th was declared <u>YES 65</u> Alexander Bacon Berry Borodkin Boyd Cadman Chavez	te was ose ele passe <u>NO</u> Y Y Y Y Y Y Y Y Y	taken. As cted to the d. Groff Grossman Harvey Hefley Hodge Hoppe Jahn	s shown House v <u>EXCUS</u> Y Y Y Y Y Y Y Y Y	by the follo voted in the a <u>ED 0</u> Marshall Miller Mitchell Paschall Plant Ragsdale Rhodes	ABS Y Y Y Y Y Y Y Y Y Y	ENT 0 Spence Spradley Stafford Stengel Swenson Tapia Tochtrop	Y Y Y Y Y Y Y Y
41 42 43 44 45 46 47 48 49 50 51 52 53 54	A roll call vo majority of th was declared <u>YES 65</u> Alexander Bacon Berry Borodkin Boyd Cadman Chavez Clapp	te was ose ele passe NO Y Y Y Y Y Y Y Y Y Y	taken. As cted to the d. Groff Grossman Harvey Hefley Hodge Hoppe Jahn Jameson	s shown House v EXCUS Y Y Y Y Y Y Y Y Y Y Y	by the follo voted in the a <u>ED 0</u> Marshall Miller Mitchell Paschall Plant Ragsdale Rhodes Rippy	ABS Y Y Y Y Y Y Y Y Y Y Y	ative and the bi <u>ENT 0</u> Spence Spradley Stafford Stengel Swenson Tapia Tochtrop Veiga	Y Y Y Y Y Y Y Y
41 42 43 44 45 46 47 48 49 50 51 52 53	A roll call vo majority of th was declared <u>YES 65</u> Alexander Bacon Berry Borodkin Boyd Cadman Chavez	te was ose ele passe <u>NO</u> Y Y Y Y Y Y Y Y Y	taken. As cted to the d. Groff Grossman Harvey Hefley Hodge Hoppe Jahn	s shown House v <u>EXCUS</u> Y Y Y Y Y Y Y Y Y	by the follo voted in the a <u>ED 0</u> Marshall Miller Mitchell Paschall Plant Ragsdale Rhodes	ABS Y Y Y Y Y Y Y Y Y Y	ENT 0 Spence Spradley Stafford Stengel Swenson Tapia Tochtrop	Y Y Y Y Y Y Y Y

House Journal--104th Day--April 22, 2002 Page 1486 1 Crane Y King Sanchez Y Weddig Y Y 2 Y Daniel Y Larson Y Schultheis Y White 3 Decker Scott Y Y Y Lawrence Y Williams S. 4 Fairbank Y Lee Y Sinclair Y Williams T. Y 5 Y Y Y Y Fritz Mace Smith Witwer 6 Garcia Y Madden Y Snook Y Young Y 7 Y Mr. Speaker 8 9 Co-sponsors added: Representatives Jahn, Marshall, Romanoff. 10 11 HB02-1266 by Representative(s) Fritz; also Senator Teck--Concerning 12 the protection of children in public schools from access to 13 harmful materials on the internet, and making an 14 appropriation therefor. 15 The question being "Shall the bill pass?". 16 17 A roll call vote was taken. As shown by the following recorded vote, a 18 majority of those elected to the House voted in the affirmative and the bill 19 was declared **passed**. 20 21 YES 56 NO 9 EXCUSED 0 ABSENT 0 22 23 Y Alexander Groff Y Marshall Y Spence Y 24 Y Bacon Y Grossman Y Miller Y Spradley 25 Y Y Y Berry Y Harvey Mitchell Stafford 26 Borodkin N Hefley Y Paschall Y Stengel Y 27 Y Y Boyd Hodge Plant Ν Swenson Ν 28 Y Y Y Y Cadman Hoppe Ragsdale Tapia 29 Y Ν Chavez Y Jahn Y Rhodes Tochtrop Ν 30 Clapp Y Jameson Y Rippy Y Veiga 31 Cloer Y Johnson Y Romanoff Y Vigil Ν 32 Y Kester Y Saliman Ν Webster Y Coleman Y 33 Crane Y King Y Sanchez Ν Weddig Y 34 Daniel Y Schultheis Y Larson Y White Y 35 Decker Y Lawrence Y Scott Y Williams S. 36 Y Lee Y Sinclair Y Williams T. Y Fairbank Y 37 Fritz Y Mace Y Smith Y Witwer 38 Y Y Y Garcia Madden Ν Snook Young 39 Y Mr. Speaker 40 41 Co-sponsors added: Representatives Clapp, Coleman, Crane, Decker, Fairbank, 42 Garcia, Groff, Harvey, Hefley, Hoppe, Jahn, Johnson, King, Lawrence, Lee, 43 Mace, Miller, Mitchell, Paschall, Rhodes, Schultheis, Scott, Smith, Snook, 44 Spence, Spradley, Stafford, Webster, White, Williams S., Mr. Speaker. 45 46 47 by Representative(s) Scott; also Senator(s) Perlmutter--HB02-1015 48 Concerning a requirement that a portion of the general 49 fund surplus for any fiscal year be reserved until such time 50 as the state resumes the use of the accrual system of 51 accounting, as enunciated by the governmental accounting 52 standards board, to determine the general fund surplus. 53 54 As shown by the following roll call vote, a majority of all members 55 elected to the House voted in the affirmative, and Representative Saliman 56 was given permission to offer a Third Reading amendment:

1	YES 65	NO	0	EXCUS	ED 0	ARS	ENT 0	
$\frac{1}{2}$	Alexander	Y	Groff	<u>LACUS</u> Y	Marshall	<u>ADS</u> Y		Y
$\frac{2}{3}$							Spence	
	Bacon		Grossman			Y	Spradley	Y
4	Berry	Y	Harvey		Mitchell	Y	Stafford	Y
5	Borodkin	Y	Hefley	Y		Y	Stengel	Y
6	Boyd	Y	Hodge		Plant	Y	Swenson	Y
7	Cadman	Y	Hoppe	Y		Y	Tapia	Y
8	Chavez	Y	Jahn	Y		Y	Tochtrop	Y
9	Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
10	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
11	Coleman	Y	Kester	Y		Y	Webster	Y
12	Crane	Y	King	Y		Y	Weddig	Y
13	Daniel	Y	Larson	Y		Y	White	Y
14	Decker		Lawrence			Y	Williams S.	Y
15	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
16	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
17	Garcia	Y	Madden	Y	Snook	Y	Young	Y
18							Mr. Speaker	Y
19							Ĩ	
20								
21 22	Third Reading	<u>g ame</u>	endment N	<u>No. 1,</u> b <u></u>	y Representa	tive S	aliman.	
22								
$\overline{23}$ 24	Amend engross	sed bi	II, page 2,	line 16	, strike "ANY	" and	substitute "AN	['';
24 25	line 19, strike ".	11 50	" and cube	tituto "E		TECCI		ΛТ
$\frac{25}{26}$	AMOUNT OF GE					LESSI	CK OF THE TOTA	₹ L
26 27	AMOUNT OF GE	NEKA	L FUND RE	VENUES	,			
21	ling 21 strilts !			and au	actituta "OD			
28	line 21, strike '	PLUS	IWENIY	and su	ostitute OR	IWEN	IY-FIVE .	
29	The survey due of	4	, de alamad		her the feller			
30	The amendmen	it was	s declared	passed	by the follo	wing	foll call vote:	
31	VEC 65	NO	0	EVCUS			ENT O	
32 33	YES 65	NO	0	EXCUS		ADS	ENT 0	
33 34	Alexander	\mathbf{v}	Groff	v	Marshall	Y	Spanca	Y
35		Y					Spence	Y
	Bacon			Y		Y	Spradley	
36	Berry Dono dlyin	Y	Harvey			Y	Stafford	Y
37	Borodkin		Hefley		Paschall	Y	Stengel	Y
38	Boyd	Y	Hodge	Y		Y	Swenson	Y
39	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
40	Chavez	Y	Jahn	Y		Y	Tochtrop	Y
41	Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
42	Cloer	Y	Johnson	Y		Y	Vigil	Y
43	Coleman	Y	Kester	Y		Y	Webster	Y
44	Crane	Y	King	Y		Y	Weddig	Y
45	Daniel	Y	Larson	Y		Y	White	Y
46	Decker	Y	Lawrence			Y	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								
	The question h							

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

	Page 1488		Н	louse Jo	urnal104th	Day-	-April 22, 200)2
$\frac{1}{2}$	YES 65	NO ()	EXCUS	ED 0	ABS	ENT 0	
$\begin{array}{c} 2\\ 3\\ 4\\ 5\\ 6\\ 7\\ 8\\ 9\\ 10\\ 11\\ 12\\ 13\\ 14\\ 15\\ 16\\ 17\\ 18\\ 19\\ 20\\ 21\\ \end{array}$	Alexander Bacon Berry Borodkin Boyd Cadman Chavez Clapp Cloer Coleman Crane Daniel Decker Fairbank Fritz Garcia	Y C Y H Y H Y H Y Ja Y Ja Y JA Y K Y L Y L Y L Y N Y N	Groff Grossman Iarvey Iefley Iodge Ioppe ahn ameson ohnson Cester Cing Carson Carson Carson Carson Carson Carson Carson	Y Y Y Y Y Y Y Y Y Y Y Y	Miller Mitchell Paschall Plant Ragsdale Rhodes Rippy Romanoff Saliman Sanchez Schultheis Scott Sinclair Smith Snook	Y Y Y Y Y Y Y Y Y Y Y Y Y Y	Spence Spradley Stafford Stengel Swenson Tapia Tochtrop Veiga Vigil Webster Weddig White Williams S. Williams T. Witwer Young Mr. Speaker	Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
21 22 23 24 25	Co-sponsors a Grossman, Har Rhodes, Roma White, William	vey, Jahn noff, Smi	ı, King, L ith, Snoo	awrence k, Sprad	, Marshall, M ley, Stengel,	iller, N	Aitchell, Pascha	11,
26 27	<u>HB02-1401</u>	Concer	ning th	e cont	inuation o		nator(s) Owen credit again	
28 29 30 31 32 33	The question A roll call vot majority of the was declared	being "S te was ta ose elect	ken. As	bill pass shown	s?". by the follo	wing 1 ffirma	recorded vote, ative and the bi	a ill
34 35 36	YES 65	NO ()	EXCUS	ED 0	ABS	ENT 0	
36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54	Alexander Bacon Berry Borodkin Boyd Cadman Chavez Clapp Cloer Coleman Crane Daniel Decker Fairbank Fritz Garcia	Y C Y H Y H Y H Y J Y J Y J Y J Y K Y L Y L Y L Y M	Groff Grossman Iarvey Iefley Iodge Ioppe ahn ameson ohnson Cester Cing Carson C	Y Y Y Y Y Y Y Y Y	Paschall	Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	Spence Spradley Stafford Stengel Swenson Tapia Tochtrop Veiga Vigil Webster Weddig White Williams S. Williams T. Witwer Young Mr. Speaker	$\begin{array}{c} Y \\ Y $
54 55 56	Co-sponsors ad	lded: Rep	presentati	ives Jahn	, Spradley, M	Ir. Spe	eaker.	

1 HB02-1155 by Representative(s) Clapp, Fairbank, Fritz, Hefley, 23456 Hoppe, Kester, Lawrence, Mace, Mitchell, Scott, Snook, Spence, Stafford, Swenson, Webster, White, Witwer; also Senator(s) Owen--Concerning the coverage of pregnant women under the children's basic health plan, and making an appropriation therefor. 7 8 The question being "Shall the bill pass?". A roll call vote was taken. As shown by the following recorded vote, a 9 10 majority of those elected to the House voted in the affirmative and the bill 11 was declared **passed**. 12 13 EXCUSED 0 YES 65 NO 0 ABSENT 0 14 Alexander Groff Marshall 15 Y Y Y Spence Y 16 Bacon Y Grossman Y Miller Y Spradley Y 17 Y Harvey Y Mitchell Y Stafford Y Berry Y 18 Borodkin Paschall Y Y Heflev Y Stengel 19 Y Boyd Y Hodge Y Plant Y Swenson 20 Cadman Y Hoppe Y Y Y Ragsdale Tapia 21 Chavez Y Jahn Y Rhodes Y Tochtrop Y 22 Jameson Rippy Y Y Clapp Y Y Veiga 23 Y Cloer Y Johnson Romanoff Y Vigil Y 24 Y Y Saliman Y Coleman Y Kester Webster 25 Y Y Y Crane King Y Sanchez Weddig 26 Daniel Y Larson Y Schultheis Y White Y 27 Decker Y Lawrence Y Scott Y Williams S. Y 28 Fairbank Y Y Sinclair Y Williams T. Y Lee 29 Y Y Mace Y Y Fritz Smith Witwer Madden 30 Garcia Y Y Y Snook Y Young 31 Mr. Speaker Y 32 Co-sponsors added: Representatives Alexander, Boyd, Chavez, Cloer, Coleman, 33 Groff, Grossman, Harvey, Jahn, King, Madden, Marshall, Miller, Plant, 34 Ragsdale, Rhodes, Romanoff, Saliman, Sanchez, Schultheis, Tapia, Tochtrop, 35 36 Vigil, Williams S. 37 38 by Representative(s) Webster; also Senator(s) Takis--HB02-1319 39 Concerning the acquisition of rights to a noninterfering 40 use of railroad rights-of-way. 41 42 The question being "Shall the bill pass?". 43 A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill 44 45 was declared **passed**. 46 47 EXCUSED 0 ABSENT 0 YES 64 NO 1 Spence 48 Alexander Y Groff Y Marshall Y Y 49 Bacon Y Y Miller Y Grossman Y Spradley 50 Y Y Y Mitchell Y Berry Harvey Stafford Y 51 Borodkin Y Hefley Y Paschall Y Stengel Plant Y 52 Boyd Hodge Y Y Swenson Υ Y 53 Tapia Cadman Y Hoppe Y Ragsdale Y 54 Chavez Y Jahn Y Rhodes Y Tochtrop Y 55 Y Rippy Clapp Y Jameson Y Y Veiga Y 56 Cloer Ν Johnson Y Romanoff Y Vigil

House Journal--104th Day--April 22, 2002 Page 1490 1 Coleman Y Kester Saliman Y Webster Y Y 2 Y Crane Y King Y Sanchez Y Weddig 3 Y Daniel Y Larson Y Schultheis Y White Y 4 Decker Y Lawrence Y Scott Y Williams S. 5 Y Y Lee Y Sinclair Y Williams T. Fairbank Y 6 Fritz Y Mace Y Smith Y Witwer 7 Y Y Garcia Y Madden Y Snook Young 8 Y Mr. Speaker 10 11 Co-sponsors added: Representatives Alexander, Chavez, Coleman, Hoppe, Jahn, 12 Kester, Mace, Plant, Rhodes, Rippy, Spradley, Vigil, White. 13 14 by Representative(s) Johnson, Plant; also Senator(S) HB02-1416 15 Matsunaka--Concerning procedures to be followed by 16 county governments in connection with the merging of 17 parcels of land. 18 19 The question being "Shall the bill pass?". 20 A roll call vote was taken. As shown by the following recorded vote, a 21 majority of those elected to the House voted in the affirmative and the bill 22 was declared **passed**. 23 24 ABSENT 0 YES 48 NO 17 EXCUSED 0 25 26 Alexander Y Groff Y Marshall Y Spence Y 27 Bacon Y Grossman Ν Miller Y Spradley Y 28 Y Y Mitchell Y Stafford Y Berry Harvey 29 Y Borodkin Y Paschall Y N Hefley Stengel 30 Y Ν Bovd Y Hodge Plant Swenson Ν 31 Y Cadman Y Hoppe Y Ragsdale Ν Tapia 32 Chavez Y Jahn Y Rhodes Y Tochtrop Ν 33 Y Jameson Rippy Y Veiga Ν Clapp Ν Ν 34 Romanoff Cloer Y Johnson Y Ν Vigil Y 35 Y Kester Saliman Coleman Y Ν Webster Y King Ν 36 Crane Y Sanchez Ν Weddig 37 Daniel Y Larson Y Schultheis Ν Y White Y 38 Decker Y Lawrence Y Scott Y Williams S. 39 Y Fairbank Y Lee Y Sinclair Y Williams T. Y 40 Y Mace Y Fritz Ν Smith Witwer Y 41 Garcia Ν Madden Ν Snook Y Young 42 Mr. Speaker Y 43 44 Representative Plant requested his name be removed as sponsor. 45 Co-sponsors added: Representatives Coleman, Crane, Fritz, Harvey, Hefley, 46 Hoppe, Lee, Mitchell, Rhodes, Scott, Spradley, Stafford, Williams T. 47 48 by Representative(s) Johnson; also Senator(s) Reeves--HB02-1411 49 Concerning the air quality control commission's authority 50 to submit a redesignation request to the federal environ-51 mental protection agency regarding Fort Collins' com-52 pliance with the carbon monoxide national ambient air 53 quality standard without first undergoing legislative 54 review. 55 56 Laid over until April 23, retaining place on Calendar. 57

1 On motion of Representative Spradley, HB02-1398, 1410, 1395, 1362 2 3 were made Special Orders on Monday, April 22, 2002, at 10:36 a.m. 4 5 The hour of 10:36 a.m., having arrived, on motion of Representative 6 White, the House resolved itself into Committee of the Whole for 7 consideration of Special Orders and he was called to the Chair to act as 8 Chairman. 9 10 11 12 SPECIAL ORDERS--SECOND READING OF BILLS 13 14 The Committee of the Whole having risen, the Chairman reported the titles of the following bills had been read (reading at length had been 15 16 dispensed with by unanimous consent), the bills considered and action 17 taken thereon as follows: 18 19 (Amendments to the committee amendment are to the printed committee 20 report which was printed and placed in the members' bill file.) 21 22 by Representative(s) Rippy, Cadman, Fritz, Schultheis, HB02-1398 23 Snook, White, Williams T.--Concerning the limiting of 24 damages in any civil action that arises out of the 25 improvement of real property. 26 27 Amendment No. 1, Business Affairs & Labor Report, dated April 9, 28 2002, and placed in member's bill file; Report also printed in House 29 Journal, April 10, pages 1232-1233. 30 31 As amended, declared **lost** on Second Reading. 32 33 by Representative(s) Tochtrop, White, Johnson, Alexander, Berry, Cloer, Dean, Kester, Lee, Miller, 34 HB02-1410 35 36 Snook, Stengel, Swenson, Tapia, Webster; also Senator(s) 37 Chlouber, Matsunaka, Entz, Epps, Evans, Hagedorn, Isgar, 38 McElhany, Nichol, Owen, Teck--Concerning permits that 39 authorize carrying of concealed handguns in areas other 40 than public kindergarten through twelfth-grade school 41 environments issued to persons with handgun training who 42 pass background checks that include fingerprinting to 43 ensure such persons are not a danger, and, in connection 44 therewith, identifying the issuance of permits that 45 authorize carrying of concealed handguns as an issue of 46 statewide concern and making an appropriation. 47 48 <u>Amendment No. 1</u>, Civil Justice & Judiciary Report, dated April 5, 2002, 49 and placed in member's bill file; Report also printed in House Journal, 50 April 8, pages 1210-1211. 51 Amendment No. 2, Appropriations Report, dated April 16, 2002, and 52 53 placed in member's bill file; Report also printed in House Journal, 54 April 16, page 1370.

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1 <u>Amendment No. 3</u>, by Representative Tochtrop. 2 3 Amend the Civil Justice & Judiciary Committee Report, dated April 5, 2002, page 3, line 2, strike "OLDER";" and substitute "OLDER"."; 4 5 6 strike line 3. 7 8 <u>Amendment No. 4</u>, by Representative Tochtrop. 9 10 Amend the Civil Justice & Judiciary Committee Report, dated April 5, 11 2002, page 2, strike line 15 of the committee report and substitute the 12 following: 13 14 "line 22, after "OR", insert "UPON A SHERIFF'S REQUEST PURSUANT TO SECTION"."; 15 16 17 strike line 16 of the committee report and substitute the following: 18 19 "Page 17, strike lines 4 through 7 and substitute the following: 20 21 "(2) THE BUREAU SHALL USE THE FINGERPRINTS RECEIVED 22 PURSUANT TO THIS PART 2 SOLELY FOR THE PURPOSES OF: 23 24 (a) OBTAINING INFORMATION FOR THE ISSUANCE OR RENEWAL OF 25 PERMITS; AND 26 27 (b) NOTIFYING AN ISSUING SHERIFF THAT A PERMIT HOLDER HAS 28 BEEN ARRESTED FOR OR CHARGED WITH AN OFFENSE THAT WOULD 29 REQUIRE REVOCATION OR SUSPENSION OF THE PERMIT OR THAT A PERMIT 30 HOLDER HAS BEEN CONVICTED OF SUCH AN OFFENSE."."; 31 32 strike lines 17 and 18 of the committee report and substitute the 33 following: 34 35 "Page 19, line 4, strike "(5), AND THE FINGERPRINT" and substitute "(5)."; 36 37 strike lines 5 through 9;". 38 39 Page 3 of the committee report, strike lines 4 through 8. 40 41 <u>Amendment No. 5</u>, by Representative Tochtrop. 42 43 Amend printed bill, page 20, after line 19, insert the following: 44 45 "(4) THIS PART 2 SHALL NOT APPLY TO ANY PERSON EMPLOYED BY 46 A SCHOOL DISTRICT AS A SCHOOL SECURITY OFFICER WHILE SUCH PERSON 47 IS ON DUTY. NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE 48 CONTRARY, ANY PERSON EMPLOYED BY A SCHOOL DISTRICT AS A SCHOOL 49 SECURITY OFFICER MAY CARRY A CONCEALED HANDGUN ONTO THE REAL 50 PROPERTY, OR INTO ANY IMPROVEMENT ERECTED THEREON, OF ANY 51 PUBLIC ELEMENTARY, MIDDLE, JUNIOR HIGH, OR HIGH SCHOOL WHILE SUCH 52 PERSON IS ON DUTY.". 53 54 <u>Amendment No. 6</u>, by Representative Tochtrop.

- 55
- 56 Amend printed bill, page 10, line 25, strike "PERMITTEE." and substitute

"PERMITTEE PRIOR TO THE DATE ON WHICH THE PERMITTEE WAS CHARGED 3 WITH FAILURE TO CARRY AND PRODUCE THE PERMIT.". Amendment No. 7, by Representative Swenson. Amend printed bill, page 11, line 5, strike "OR"; line 9, strike "HUNTING." and substitute "HUNTING; OR"; after line 9, insert the following: "(III) THE HANDGUN IS IN THE POSSESSION OF A PERSON WHO IS LEGALLY ENGAGED IN HUNTING ACTIVITIES ON UNDEVELOPED REAL PROPERTY WITHIN THE STATE.". As amended, ordered engrossed and placed on the Calendar for Third Reading and Final Passage. 20 A motion by Representative Spradley that the Committee rise, report progress and beg leave to sit again at 1:30 p.m., was adopted by unanimous consent. House reconvened. The Committee of the Whole reported it had risen, reported progress and would sit again at 1:30 p.m. **APPOINTMENTS** The Speaker announced the following temporary changes in committee assignment: For today only, Representative Spradley to replace Representative Rhodes on the Committee on Health, Environment, Welfare, & Institutions Representative Grossman announced the following temporary changes in committee assignment: For today only, Representative Garcia to replace Representative Bacon on the Committee on Education House in recess. House reconvened.

1 On motion of Representative White, the House resolved itself into 2 Committee of the Whole for continuation of consideration of Special 3 Orders, and he returned to the Chair to act as Chairman. 4 5 6 SPECIAL ORDERS--SECOND READING OF BILLS 7 (Continued from page 1493) 8 by Representative(s) Sinclair, Cadman, Crane, Decker, 9 <u>HB02-1395</u> 10 Hodge, Miller, Ragsdale; also Senator(s) Taylor--11 Concerning the denial of the right of inspection of certain 12 military records filed with the county clerk and recorder's 13 office regarding a member of the military's separation 14 from service. 15 16 Amendment No. 1, State, Veterans, & Military Affairs Report, dated 17 April 18, 2002, and placed in member's bill file; Report also printed in 18 House Journal, April 19, page 1470. 19 20 As amended, ordered engrossed and placed on the Calendar for Third 21 Reading and Final Passage. 22 23 by Representative(s) Paschall, Crane, Lee, Schultheis, <u>HB02-1362</u> 24 Williams T., Clapp, Harvey, Johnson, Rhodes, Rippy, 25 Spradley, Stafford, Swenson--Concerning a statewide pilot 26 program for group benefit plans for state employees for 27 purposes of providing better medical benefit options to 28 state employees. 29 30 <u>Amendment No. 1</u>, Health, Environment, Welfare, & Institutions Report, dated March 20, 2002, and placed in member's bill file; Report also 31 32 printed in House Journal, March 21, pages 951-952. 33 Amendment No. 2, Appropriations Report, dated April 12, 2002, and 34 35 placed in member's bill file; Report also printed in House Journal, 36 April 12, page 1266. 37 38 As amended, ordered engrossed and placed on the Calendar for Third 39 Reading and Final Passage. 40 41 42 43 AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT 44 45 Representative Rippy moved to amend the Report of the Committee of 46 the Whole to show that **HB02-1398**, as amended, did pass. 47 48 Pursuant to House Rule 16, Representative Stengel moved "Shall the main question be now put?" The motion was declared **lost** by the 49 50 51 following roll call vote: 52 53 <u>YES</u> 25 NO 36 EXCUSED 3 ABSENT 1 54 Marshall Y Alexander Ε Groff Ν Y Spence 55 Bacon E Grossman Y Miller Ν Spradley Ν 56 Berry N Mitchell Ν Harvey Ν Stafford -

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1 2 3 4 5 6 7 8	Borodkin Boyd Cadman Chavez Clapp Cloer Coleman Crane	Y Y N Y N N Y	Hefley Hodge Hoppe Jahn Jameson Johnson Kester King	N Y Y Y Y N	Paschall Plant Ragsdale Rhodes Rippy Romanoff Saliman Sanchez	Y Y N N N N N	Stengel Swenson Tapia Tochtrop Veiga Vigil Webster Weddig	Y N Y Y N Y N
9 10 11 12 13 14 15	Daniel Decker Fairbank Fritz Garcia	Y Y N N Y	Larson Lawrence Lee Mace Madden	E N N Y	Schultheis Scott Sinclair Smith Snook	N N Y N N	White Williams S. Williams T. Witwer Young Mr. Speaker	Y N N N N
16 17 18 19 20 21	The amendme following roll YES 29	ent by call v <u>NO</u>	ote:	tative EXCUS			red lost by tl SENT 0	he
22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40	Alexander Bacon Berry Borodkin Boyd Cadman Chavez Clapp Cloer Coleman Crane Daniel Decker Fairbank Fritz Garcia	Y E Y N Y N Y N Y N Y N Y N	Groff Grossman Harvey Hefley Hodge Hoppe Jahn Jameson Johnson Kester King Larson Lawrence Lee Mace Madden	N N Y Y N Y N Y Y N Y N N N N N	Marshall Miller Mitchell Paschall Plant Ragsdale Rhodes Rippy Romanoff Saliman Sanchez Schultheis Scott Sinclair	N N Y Y N Y N Y Y Y Y	Spence Spradley Stafford Stengel Swenson Tapia Tochtrop Veiga Vigil Webster Weddig White Williams S. Williams T. Witwer Young Mr. Speaker	Y Y N N Y N N N Y N Y N Y N Y Y
41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56	Representative the Whole to HB02-1410, d Amend printed "18-12-205 of FINGERPRINT O BUREAU OF INV strike lines 20 Page 16, strike Renumber suc	o sho id pas d bill, R UPC CHECH VESTIO throu e line	ow that t page 15, 1 on RECEIPT (S CONDUC GATION, WH gh 27. 1.	he foll HB02- line 5, s AND F TED BY HICHEVI	owing Jam 1 410, as an strike "18-12 REVIEW OF T THE BUREA ER IS LATER,	eson nende 2-205, THE R AU AN	amendment d , did pass. " and substitu ESULTS OF TH	to te HE

2	The amendme			5		C		
2 3 4	YES 21	NO	43	EXCUS	SED 1	ABS	SENT 0	
5	Alexander	Ν	Groff	Y	Marshall	Y	Spence	Ν
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7	Berry	Ν	Harvey	Ν	Mitchell	Ν	Stafford	Ν
8	Borodkin	Y	Hefley	Ν		Ν	Stengel	Ν
9	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Ν
10	Cadman	Ν	Hoppe	Ν	Ragsdale	Y	Tapia	N
11	Chavez	Y	Jahn	Y	Rhodes	Ν	Tochtrop	Ν
12	Clapp	Ν	Jameson	Y	Rippy	Ν	Veiga	Y
13	Cloer	Ν	Johnson	Ν	Romanoff	Y	Vigil	Y
14	Coleman	Ν	Kester	Ν	Saliman	Y	Webster	Ν
15	Crane	Ν	King	Ν	Sanchez	Y	Weddig	Y
16	Daniel	Y	Larson	Ν	Schultheis	Ν	White	Ν
17	Decker	Ν	Lawrence	Ν	Scott	Ν	Williams S.	Y
18	Fairbank	Ν	Lee	Ν	Sinclair	Ν	Williams T.	Ν
19	Fritz	N	Mace	N	Smith	Ν	Witwer	Ν
20	Garcia	Y	Madden	Y	Snook	Ν	Young	N
21							Mr. Speaker	Ν
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23								
24 25	Doprosontativ	o Gros	amon mou	ad to ar	nand the Dar	ort o	f the Committe	00
23 26	Representative of the Whole							ee
20 27				02-171	, as amenu	cu, ui	u not pass.	
$\overline{28}$	The amendme	ent was	s declared	lost by	the followin	g roll	call vote:	
29				2000 0 5		81011		
30	YES 22	NO	42	EXCUS	SED 1	ABS	SENT 0	
31 32	Alexander	Ν	Groff	Y	Marshall	Y	Spence	Ν
33	Bacon	Ē	Grossman	Ŷ	Miller	N	Spradley	N
34	Berry	Ň	Harvey	N	Mitchell	N	Stafford	N
35	Borodkin	Ŷ	Hefley	N	Paschall	Y	Stengel	N
36	Boyd	Ŷ	Hodge	Ŷ	Plant	Ŷ	Swenson	N
37	Cadman	Ň	Норре	Ň	Ragsdale	Ŷ	Tapia	Ŷ
38	Chavez	Ŷ	Jahn	Ŷ	Rhodes	Ň	Tochtrop	Ň
39	Clapp	Ň	Jameson	Ŷ	Rippy	N	Veiga	Y
40	Cloer	N	Johnson	Ň	Romanoff	Y	Vigil	Ŷ
41	Coleman	Ν	Kester	Ν	Saliman	Y	Webster	Ν
42	Crane	Ν	King	Ν	Sanchez	Y	Weddig	Ν
43	Daniel	Y	Larson	Ν	Schultheis	Y	White	Ν
44	Decker	Ν	Lawrence	Ν	Scott	Ν	Williams S.	Y
45	Fairbank	Ν	Lee	Ν	Sinclair	Ν	Williams T.	Ν
46	Fritz	Ν	Mace	Ν	Smith	Ν	Witwer	Ν
47	Garcia	Ν	Madden	Y	Snook	Ν	Young	Ν
48							Mr. Speaker	Ν
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1 The amendment was declared **lost** by the following roll call vote:

54 55

ADOPTION OF COMMITTEE OF THE WHOLE REPORT 1 2 3 Passed Second Reading: HB02-1410 amended, 1395 amended, 4 1362 amended. 5 6 Lost on Second Reading: HB02-1398 amended. 7 8 The Chairman moved the adoption of the Committee of the Whole Report. As shown by the following roll call vote, a majority of those 9 elected to the House voted in the affirmative, and the Report was 10 11 adopted. 12 13 YES 64 NO 0 EXCUSED 1 ABSENT 0 14 15 Alexander Groff Y Y Marshall Y Spence Y 16 Bacon Grossman Y Miller E Y Spradley Y Y 17 Berry Y Harvey Y Mitchell Y Stafford 18 Borodkin Y Y Heflev Y Paschall Y Stengel 19 Bovd Plant Swenson Y Y Hodge Y Y Y Hoppe 20 Cadman Y Y Y Ragsdale Tapia 21 Chavez Y Jahn Y Rhodes Y Tochtrop Y 22 Clapp Y Jameson Rippy Y Veiga Y Y 23 Cloer Y Y Johnson Y Romanoff Y Vigil Y Kester 24 Coleman Y Y Saliman Y Webster Y 25 Crane Y King Y Sanchez Y Weddig 26 Daniel Y Larson Y Schultheis Y White Y 27 Decker Y Lawrence Y Scott Y Williams S. Y Y Lee 28 Fairbank Williams T. Y Sinclair Y Y 29 Fritz Y Y Mace Y Smith Y Witwer Young 30 Garcia Y Madden Y Snook Y Y 31 Mr. Speaker Y 32 33 34 35 **REPORTS OF COMMITTEES OF REFERENCE** 36 37 38 **APPROPRIATIONS** After consideration on the merits, the Committee recommends the 39 40 following: 41 42 HB02-1189 be rereferred favorably to the Committee on Business 43 Affairs & Labor. 44 45 46 47 **BUSINESS AFFAIRS & LABOR** 48 After consideration on the merits, the Committee recommends the 49 50 following: 51 52 SB02-083 be postponed indefinitely. 53 54

- 55 **<u>SB02-098</u>** be postponed indefinitely.
- 56

1 FIRST REPORT OF FIRST CONFERENCE COMMITTEE 2 3 4 5 6 on HB02-1019 This Report Amends the Rerevised Bill. To the President of the Senate and the 7 Speaker of the House of Representatives: 8 9 Your first conference committee appointed on HB02-1019, 10 concerning registration with local law enforcement agencies as a 11 condition of release for certain persons found not guilty by reason of 12 insanity, has met and reports that it has agreed upon the following: 13 14 That the House accede to the Senate amendments made to the bill, 15 as said amendments appear in the rerevised bill, with the following 16 changes: 17 18 Amend rerevised bill, page 7, strike lines 6 through 15 and substitute the 19 following: 20 21 "(i) (I) ANY DEFENDANT REQUIRED TO REGISTER AS A CONDITION 22 OF RELEASE PURSUANT TO THIS SUBSECTION (4), UPON COMPLETION OF A 23 PERIOD OF NOT LESS THAN TWENTY YEARS FROM THE DATE THE 24 DEFENDANT IS PLACED ON CONDITIONAL RELEASE, MAY PETITION THE 25 DISTRICT COURT FOR AN ORDER THAT DISCONTINUES THE REQUIREMENT 26 FOR SUCH REGISTRATION AND REMOVES THE DEFENDANT'S NAME FROM 27 THE CENTRAL REGISTRY ESTABLISHED PURSUANT TO SECTION 18-3-412.5, 28 C.R.S. THE COURT MAY ISSUE SUCH ORDER ONLY IF THE COURT MAKES 29 WRITTEN FINDINGS OF FACT THAT THE DEFENDANT HAS NEITHER BEEN 30 CONVICTED NOR FOUND NOT GUILTY BY REASON OF INSANITY OF AN 31 OFFENSE INVOLVING UNLAWFUL SEXUAL BEHAVIOR SUBSEQUENT TO HIS OR 32 HER CONDITIONAL RELEASE AND THAT THE DEFENDANT WOULD NOT POSE 33 AN UNDUE THREAT TO THE COMMUNITY IF ALLOWED TO LIVE IN THE 34 COMMUNITY WITHOUT REGISTRATION. 35 36 (II)UPON THE FILING OF A PETITION PURSUANT TO THIS 37 PARAGRAPH (i), THE COURT SHALL SET A DATE FOR A HEARING ON THE 38 PETITION. THE DEFENDANT SHALL NOTIFY THE LOCAL LAW ENFORCEMENT 39 AGENCY WITH WHICH THE DEFENDANT IS REQUIRED TO REGISTER AND THE 40 PROSECUTING ATTORNEY FOR THE JURISDICTION IN WHICH THE LOCAL LAW 41 ENFORCEMENT AGENCY IS LOCATED OF THE FILING OF THE PETITION AND THE HEARING DATE. UPON THE VICTIM'S REQUEST, THE COURT SHALL 42 43 NOTIFY THE VICTIM OF THE FILING OF THE PETITION AND THE HEARING 44 DATE. AT THE HEARING, THE COURT SHALL GIVE OPPORTUNITY TO THE 45 VICTIM TO PROVIDE WRITTEN OR ORAL TESTIMONY. IF THE COURT ENTERS 46 AN ORDER DISCONTINUING THE DEFENDANT'S DUTY TO REGISTER, THE 47 DEFENDANT SHALL SEND A COPY OF THE ORDER TO THE LOCAL LAW 48 ENFORCEMENT AGENCY AND THE COLORADO BUREAU OF INVESTIGATION.". 49 50 Page 9, strike lines 8 through 16 and substitute the following: 51 52 "(d) (I) ANY DEFENDANT REQUIRED TO REGISTER PURSUANT TO 53 THIS SUBSECTION (2), UPON COMPLETION OF A PERIOD OF NOT LESS THAN 54 TWENTY YEARS FROM THE DATE THE DEFENDANT BEGINS RECEIVING 55 TREATMENT AND REHABILITATION ACTIVITIES INVOLVING TEMPORARY 56 PHYSICAL REMOVAL OF THE DEFENDANT FROM THE INSTITUTION, MAY

1 PETITION THE DISTRICT COURT FOR AN ORDER THAT DISCONTINUES THE 2 REOUIREMENT FOR SUCH REGISTRATION AND REMOVES THE DEFENDANT'S 3 NAME FROM THE CENTRAL REGISTRY ESTABLISHED PURSUANT TO SECTION 4 18-3-412.5, C.R.S. THE COURT MAY ISSUE SUCH ORDER ONLY IF THE 5 COURT MAKES WRITTEN FINDINGS OF FACT THAT THE DEFENDANT HAS 6 NEITHER BEEN CONVICTED NOR FOUND NOT GUILTY BY REASON OF 7 INSANITY OF AN OFFENSE INVOLVING UNLAWFUL SEXUAL BEHAVIOR 8 SUBSEQUENT TO SUCH TEMPORARY REMOVAL AND THAT THE DEFENDANT 9 WOULD NOT POSE AN UNDUE THREAT TO THE COMMUNITY IF ALLOWED TO 10 LIVE IN THE COMMUNITY WITHOUT REGISTRATION. 11 12 UPON THE FILING OF A PETITION PURSUANT TO THIS (II)13 PARAGRAPH (d), THE COURT SHALL SET A DATE FOR A HEARING ON THE 14 PETITION. THE DEFENDANT SHALL NOTIFY THE LOCAL LAW ENFORCEMENT 15 AGENCY WITH WHICH THE DEFENDANT IS REQUIRED TO REGISTER AND THE 16 PROSECUTING ATTORNEY FOR THE JURISDICTION IN WHICH THE LOCAL LAW 17 ENFORCEMENT AGENCY IS LOCATED OF THE FILING OF THE PETITION AND 18 THE HEARING DATE. UPON THE VICTIM'S REQUEST, THE COURT SHALL 19 NOTIFY THE VICTIM OF THE FILING OF THE PETITION AND THE HEARING 20 DATE. AT THE HEARING, THE COURT SHALL GIVE OPPORTUNITY TO THE 21 VICTIM TO PROVIDE WRITTEN OR ORAL TESTIMONY. IF THE COURT ENTERS 22 AN ORDER DISCONTINUING THE DEFENDANT'S DUTY TO REGISTER, THE 23 DEFENDANT SHALL SEND A COPY OF THE ORDER TO THE LOCAL LAW 24 ENFORCEMENT AGENCY AND THE COLORADO BUREAU OF INVESTIGATION.". 25 26 Respectfully submitted, 27 House Committee: Senate Committee: 28 Ken Gordon Nancy Spence 29 Lynn Hefley Sue Windels 30 Abel Tapia Jim Dyer 31 32 33 34 **PRINTING REPORT** 35 36 The Chief Clerk reports the following bill has been correctly printed: 37 HB02-1455. 38 39 40 SIGNING OF BILLS - RESOLUTIONS - MEMORIALS 41 42 43 The Speaker pro tem has signed: **HB02-1413**. 44 45 46 **DELIVERY OF BILL TO GOVERNOR** 47 48 49 The Chief Clerk of the House of Representatives reports the following bill has been delivered to the Office of the Governor: HB02-1413 at 50 51 3:40 p.m., on April 19, 2002. 52 53 54 55

1 **MESSAGES FROM THE SENATE** 2 Mr. Speaker: $\overline{3}$ 4 In response to the request of the House for a Conference Committee on 5 HB02-1420, the President appointed Senators Reeves, Chm., Tate and Owen as members of the First Conference Committee on the part of the 6 7 Senate. 8 9 10 The Senate has passed on Third Reading and returns herewith: 11 HB02-1159. 12 13 The Senate has adopted and returns herewith: HJR02-1056. 14 15 The Senate has adopted the First Report of the First Conference Committee on HB02-1019, as printed in Senate Journal, April 17, pages 16 17 899-900, and repassed the bill as amended. The bill is returned herewith. 18 19 The Senate has passed on Third Reading and transmitted to the Revisor 20 of Statutes: 21 22 HB02-1152, amended as printed in Senate Journal, April 19, page 926; 23 HB02-1306, amended as printed in Senate Journal, April 19, page 926; HB02-1036, amended as printed in Senate Journal, April 19, page 926; 24 HB02-1090, amended as printed in Senate Journal, April 19, page 926; 25 HB02-1119, amended as printed in Senate Journal, April 19, page 927. 26 27 28 29 30 **MESSAGE FROM THE REVISOR** 31 32 We herewith transmit without comment, as amended, HB02-1152, 1306, 33 1036, 1090, and 1119. 34 35 36 37 **MESSAGE FROM THE GOVERNOR** 38 I certify I received the following on the 22nd day of April, 2002, at 39 10:04 a.m. The original is on file in the records of the House of 40 41 Representatives of the General Assembly. 42 43 Judith Rodrigue, 44 Chief Clerk of the House 45 April 19, 2002 46 47 To the Honorable House of Representatives 48 49 Sixty-third General Assembly 50 Second Regular Session Denver, CO 80203 51 52 53 Ladies and Gentlemen: 54 55 I have the honor to inform you that I have approved and filed with 56 the Secretary of State the following acts:

1 2 3 4 5 6	HB02-1050	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.
6 7		Approved April 19, 2002 at 2:10 p.m.
8 9 10	HB02-1051	Concerning Measures Pertaining To Employers For The Protection Of Employees Who Are Victims.
10 11 12		Approved April 19, 2002 at 2:12 p.m.
12 13 14	HB02-1053	Concerning School Grants.
15		Approved April 19, 2002 at 2:14 p.m.
16 17 18 19 20 21 22 23 24 25	HB02-1057	Concerning The Modification Of The Existing State Excess Revenue Refund Mechanism That Reduces The Sales Tax Rate On Specified Vehicles With A Gross Vehicle Weight Rating In Excess Of Twenty-six Thousand Pounds To Allow The Determination Of Whether The Mechanism Will Be Utilized In A Given State Fiscal Year To Be Made Prior To The End Of The Preceding State Fiscal Year.
26 27		Approved April 19, 2002 at 2:16 p.m.
28 29 30	HB02-1164	Concerning The Expansion Of Health Insurance Products For Employers With Fewer Than Fifty-one Employees.
31 32		Approved April 19, 2002 at 2:21 p.m.
33 34 35	HB02-1168	Concerning The Availability Of A Notation Indicating Adoption When A New Birth Certificate Is Issued.
36 37		Approved April 19, 2002 at 2:22 p.m.
38 39 40 41	HB02-1224	Concerning The Use Of Sales Tax Revenue By A Local Improvement District To Promote Business Development Within The District.
41 42 43		Approved April 19, 2002 at 2:22 p.m.
44 45	HB02-1331	Concerning The Use Of Electronic Technology When Administering The "Colorado Employment Security Act."
46 47		Approved April 19, 2002 at 2:28 p.m.
48 49 50 51 52 53 54 55	Sincerely, (signed) Bill Owens Governor	

	Page 1502	House Journal104th DayApril 22, 2002					
$ \begin{array}{c} 1 \\ 2 \\ 2 \end{array} $	INTRODUCTION OF BILLS First Reading						
1 2 3 4 5 6	The following indicated:	g bills were read by title and referred to the committees					
7 8 9 10	<u>HB02-1456</u>	by Representative(s) Williams TConcerning statutory provisions governing business entities contained in title 7 of the Colorado Revised Statutes, and making an appropriation therefor.					
11 12 13		Business Affairs & Labor Appropriations					
14 15 16	<u>SB02-009</u>	by Senator(s) Tate; also Representative(s) LarsonCon- cerning the expansion of the crime of ethnic intimidation, and, in connection therewith, providing for training,					
17 18	Committee on	changing the name of the crime to a bias-motivated crime. State, Veterans, & Military Affairs					
19 20 21 22	<u>SB02-074</u>	by Senator(s) Linkhart; also Representative(s) Veiga Concerning the expansion of employment nondis- crimination protections.					
23 24	Committee on	State, Veterans, & Military Affairs					
25 26 27 28 29 30 31 32 33	<u>SB02-081</u>	by Senator(s) Hagedorn, Takis; also Representative(s) Boyd, TochtropConcerning measures to enhance the availability of prescription drugs, and, in connection therewith, providing for subsidies to senior citizens for pharmaceutical services, requiring the state to enter into regional bulk purchasing agreements for prescription drugs, expanding the medicaid reimbursement rate to persons eligible for medicare, and enhancing medical assistance practices for the management of chronic illness.					
34 35		Health, Environment, Welfare, & Institutions					
36 37 38 39 40 41		by Senator(s) Hernandez; also Representative(s) Groff Concerning a demographic study of the state's prison population, and making an appropriation in connection therewith. Criminal Justice Appropriations					
42 43 44 45	<u>SB02-134</u>	by Senator(s) Hagedorn; also Representative(s) Tochtrop Concerning measures to reduce the shortage of nurses in Colorado.					
46 47 48		Health, Environment, Welfare, & Institutions Appropriations					
49 50 51 52 53 54 55	<u>SB02-162</u>	by Senator(s) Tate; also Representative(s) Madden Concerning the provision of prescription drug coverage, and, in connection therewith, creating a prescription card program that relies on negotiated prices and creating uniform prescription information cards, and making an appropriation in connection therewith.					
55 56		Health, Environment, Welfare, & Institutions Appropriations					

1 2 3 4 5 6 7 8	SB02-173	by Senator(s) Linkhart; also Representative(s) Mace Concerning the deletion of provisions requiring the offset from workers' compensation benefits of amounts received by injured firefighters and peace officers under employee benefit plans. Business Affairs & Labor
7	Committee of	i Dusiness Analis & Labor
9 10 11	<u>SB02-177</u>	by Senator(s) Gordon; also Representative(s) Mitchell Concerning substitute service of process upon the secretary of state due to defendant's absence from the state, and making an appropriation in connection
12 13 14 15		therewith. n Civil Justice & Judiciary n Appropriations
16 17 18	<u>SB02-183</u>	by Senator(s) Thiebaut; also Representative(s) Tochtrop Concerning the requirement of a pretermination meeting prior to the termination of certain deputy sheriffs.
19	Committee or	n Local Government
20 21 22	<u>SB02-201</u>	by Senator(s) Teck; also Representative(s) Stengel Concerning the Colorado commission on taxation.
23	Committee or	
24 25 26		
27		INTRODUCTION OF RESOLUTION
28 29 30	The following rules:	gresolution was read by title and laid over one day under the
31 32 33 34 35 36 37 38 39 40 41 42 43	<u>SJR02-027</u>	by Senator(s) Teck, Anderson, Andrews, Arnold, Cairns, Chlouber, Dyer, Entz, Epps, Evans, Fitz-Gerald, Gordon, Hagedorn, Hanna, Hernandez, Hillman, Isgar, Lamborn, Linkhart, Matsunaka, May, McElhany, Musgrave, Nichol, Owen, Pascoe, Perlmutter, Phillips, Reeves, Takis, Tate, Taylor, Thiebaut, Tupa, Windels; also Representative(s) Berry, Smith, Crane, Hefley, Hoppe, Johnson, Kester, Lawrence, Lee, Mitchell, Snook, Spence, Stafford, White Concerning honoring Ryan Patterson for his astounding achievement in the field of science technology.
44 45 46		LAY OVER OF CALENDAR ITEMS
47 48 49		of Representative Spradley, the following items on the e laid over until April 23, retaining place on Calendar:
50 51 52 53 54 55 56	086, 087, 097 Consideration HR02-1010, 1055, HR02- 1066, 1070, 1	n of General OrdersSB02-064, HB02-1361, SB02-018, 7, 054, 057, 059, 071, 109, HB02-1397, SB02-169. n of ResolutionsSJR02-008, HJR02-1037, 1038, 1032, SJR02-018, 028, 029, HJR02-1049, 1052, 1053, 1054, 1013, 1014, HJR02-1059, 1061, 1062, 1063, 1064, 1065, 071, 1072, 1073, HR02-1016, HJR02-1074, 1075. n of MemorialHM02-1001.

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Consideration of Senate Amendments--HB02-1064, 1141, 1333, 1245, 1191, 1225, 1146, 1013, 1287, 1218, 1221, 1135, 1139, 1336, 1210, 1220, 1034, 1014, 1341, 1425, 1427, 1437, 1349, 1442, 1443, 1444, 1066, 1284, 1246, 1352. 1 2 3 4 5 6 7 8 On motion of Representative Spradley, the House adjourned until 9:00 a.m., April 23, 2002. 9 10 Approved: 11 12 13 14 DOUG DEAN, 15 Speaker 16 Attest: 17 JUDITH RODRIGUE, 18

19 Chief Clerk