

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

Thirty-first Legislative Day

Friday, February 8, 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--63.

8

9 Excused--Representatives Paschall, Rippey--2.

10 The Speaker declared a quorum present.

11

12

13 On motion of Representative Stafford, the reading of the journal of
 14 February 7, 2002, was declared dispensed with and approved as corrected
 15 by the Chief Clerk.

16

17

18

19

THIRD READING OF BILLS--FINAL PASSAGE

20

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

24

25 **HB02-1208** by Representative(s) Stengel; also Senator(s) Phillips--
 26 Concerning compliance with federal law in the imposition
 27 of a sales tax in the state on mobile telecommunications
 28 service.

29

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

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

34

35 YES 63 NO 0 EXCUSED 2 ABSENT 0

36

37 Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
38 Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
39 Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
40 Borodkin	Y	Hefley	Y	Paschall	E	Stengel	Y
41 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
42 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
43 Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y

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

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

36

37

38

39

40

41

42

43

44

45

46

47

48

49

50

51

52

53

54

55

56

Co-sponsors added: Representatives Crane, Garcia, Kester.

HB02-1127 by Representative(s) Vigil, Coleman, Scott, Williams T.; also Senator(s) Anderson, Taylor, Tupa--Concerning the cost of home- and community-based services.

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**.

YES	63	NO	0	EXCUSED	2	ABSENT	0
-----	----	----	---	---------	---	--------	---

23

24

25

26

27

28

29

30

31

32

33

34

35

36

37

38

39

40

41

42

43

44

45

46

47

48

49

50

51

52

53

54

55

56

Co-sponsors added: Representatives Borodkin, Groff, Hodge, Jahn, Larson, Mace, Plant, Romanoff, Sanchez, Tapia, Tochtrop.

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.

1 As shown by the following roll call vote, a majority of all members
 2 elected to the House voted in the affirmative, and Representative Vigil
 3 was given permission to offer a Third Reading amendment:

	YES 62	NO 1	EXCUSED 2	ABSENT 0			
7 Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
8 Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
9 Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
10 Borodkin	Y	Hefley	Y	Paschall	E	Stengel	Y
11 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
12 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
13 Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
14 Clapp	Y	Jameson	Y	Rippy	E	Veiga	Y
15 Cloer	Y	Johnson	N	Romanoff	Y	Vigil	Y
16 Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
17 Crane	Y	King	Y	Sanchez	Y	Weddig	Y
18 Daniel	Y	Larson	Y	Schultheis	Y	White	Y
19 Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
20 Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
21 Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
22 Garcia	Y	Madden	Y	Snook	Y	Young	Y
						Mr. Speaker	Y

26 **Third Reading amendment No. 1**, by Representatives Vigil and
 27 Mitchell.

29 Amend engrossed bill, page 2, line 8, strike "IS PREPARED AND SHALL
 30 USE" and substitute "RELATES, INCLUDING THE USE OF THE CONSUMER'S
 31 SOCIAL SECURITY NUMBER IN ACCORDANCE WITH SECTION 12-14.3-103 (1)
 32 (c) (I) BY A PERSON INTENDING TO USE THE INFORMATION CONTAINED IN
 33 A CONSUMER REPORT IN CONNECTION WITH A CREDIT TRANSACTION
 34 INVOLVING THE CONSUMER WHEN THE SOCIAL SECURITY NUMBER IS
 35 PROVIDED BY THE CONSUMER TO THE USER.";

37 strike lines 9 through 15.

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

	YES 63	NO 0	EXCUSED 2	ABSENT 0			
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	Y
49 Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
50 Clapp	Y	Jameson	Y	Rippy	E	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	Y
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

6 The question being, "Shall the bill, as amended, pass?".
 7 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
 9 bill, as amended, was declared **passed**.

10								
11	<u>YES</u>	63	<u>NO</u>	0	<u>EXCUSED</u>	2	<u>ABSENT</u>	0
12								
13	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
14	Bacon	Y	Grossman	Y	Miller	Y	Spradley	Y
15	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
16	Borodkin	Y	Hefley	Y	Paschall	E	Stengel	Y
17	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
18	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
19	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
20	Clapp	Y	Jameson	Y	Rippy	E	Veiga	Y
21	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
22	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
23	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
24	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
25	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
26	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
27	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
28	Garcia	Y	Madden	Y	Snook	Y	Young	Y
29							Mr. Speaker	Y

31 Co-sponsors added: Representatives Bacon, Borodkin, Boyd, Cloer, Coleman,
 32 Daniel, Garcia, Groff, Hodge, Jahn, Jameson, Mace, Miller, Mitchell, Plant,
 33 Ragsdale, Romanoff, Sanchez, Tapia, Williams S .

34
 35 **HB02-1011** by Representative(s) Sinclair; also Senator(s) Nichol--
 36 Concerning the reduction of the number of available types
 37 of special license plates.

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

43								
44	<u>YES</u>	61	<u>NO</u>	2	<u>EXCUSED</u>	2	<u>ABSENT</u>	0
45								
46	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
47	Bacon	Y	Grossman	Y	Miller	Y	Spradley	N
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	Y
52	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
53	Clapp	Y	Jameson	Y	Rippy	E	Veiga	Y
54	Cloer	N	Johnson	Y	Romanoff	Y	Vigil	Y
55	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
56	Crane	Y	King	Y	Sanchez	Y	Weddig	Y

1	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
2	Decker	Y	Lawrence	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 Borodkin, Garcia, Scott, Webster.

10 **HB02-1098** by Representative(s) Spradley; also Senator(s) Owen--
 11 Concerning a requirement that any donation of a perpetual
 12 conservation easement for which a credit against state
 13 income tax is claimed be eligible to qualify as a qualified
 14 conservation contribution pursuant to requirements
 15 specified in the federal internal revenue code.

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

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

22 YES 63 NO 0 EXCUSED 2 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	Y
30	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
31	Clapp	Y	Jameson	Y	Rippy	E	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	Y
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

42 Co-sponsors added: Representatives Bacon, Fairbank, Fritz, Grossman, Hoppe,
 43 Jameson, Kester, Plant, Stengel, Veiga.

47 On motion of Representative Johnson, the House resolved itself into
 48 Committee of the Whole for consideration of General Orders, and he was
 49 called to the Chair to act as Chairman.

53 GENERAL ORDERS--SECOND READING OF BILLS

55 The Committee of the Whole having risen, the Chairman reported the
 56 titles of the following bills had been read (reading at length had been

1 dispensed with by unanimous consent), the bills considered and action
2 taken thereon as follows:

3

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

6

7 **HB02-1164** by Representative(s) Hefley, King, Schultheis, Alexander,
8 Crane, Stafford, White, Williams T.--Concerning the
9 expansion of health insurance products for employers with
10 fewer than fifty-one employees.

11

12 Amendment No. 1, Business Affairs & Labor Report, dated January 31,
13 2002, and placed in member's bill file; Report also printed in House
14 Journal, February 1, pages 283-285.

15

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

18 (For change in action, see Amendments to Report, page 353.)

19

20 **HB02-1100** by Representative(s) Snook, Mitchell--Concerning
21 appellate review in class action lawsuits.

22

23 Amendment No. 1, Civil Justice & Judiciary Report, dated January 31,
24 2002, and placed in member's bill file; Report also printed in House
25 Journal, February 1, page 274.

26

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

29

30 **HB02-1106** by Representative(s) Chavez--Concerning the admis-
31 sibility of testimony concerning prior statements made by
32 persons incapable of testifying.

33

34 Ordered engrossed and placed on the Calendar for Third Reading and
35 Final Passage.

36

37 **HB02-1139** by Representative(s) Crane; also Senator(s) Cairns--
38 Concerning protections for persons on state military duty.

39

40 Ordered engrossed and placed on the Calendar for Third Reading and
41 Final Passage.

42

43 **HB02-1131** by Representative(s) Hodge; also Senator(s) Takis--
44 Concerning the qualifications required of an applicant
45 before a special license plate may be issued.

46

47 Amendment No. 1, Transportation & Energy Report, dated January 31,
48 2002, and placed in member's bill file; Report also printed in House
49 Journal, February 1, pages 277-278.

50

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

53

54

55 **HB02-1191** by Representative(s) Decker, Tapia, Webster--Concerning
56 the "Colorado Common Interest Ownership Act".

1 Amendment No. 1, State, Veterans, & Military Affairs Report, dated
 2 January 31, 2002, and placed in member's bill file; Report also printed in
 3 House Journal, February 1, page 276.

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

7
 8
 9 On motion of Representative Spradley, the remainder of the General
 10 Orders Calendar (**HB02-1145, 1111, 1163, 1051, 1089, 1151, 1169**) was
 11 laid over until February 11, retaining place on Calendar.

12
 13
 14
 15 **AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT**

16
 17 Representative Jameson moved to amend the Report of the Committee of
 18 the Whole to show that the following Jameson amendment, to
 19 HB02-1164, did pass, and that **HB02-1164, as amended**, did pass.

20
 21 Amend the Business Affairs and Labor Committee Report, dated January
 22 31, 2002, page 2, line 14, strike "ARRANGEMENTS; AND" and substitute
 23 "ARRANGEMENTS.";

24
 25 strike lines 15 through 25.

26
 27 Strike page 3 and substitute the following:

28
 29 "Page 4, strike lines 2 through 14."

30
 31 The amendment was declared **passed** by the following roll call vote:

32
 33 YES 35 NO 28 EXCUSED 2 ABSENT 0

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

52
 53
 54
 55
 56

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

15
16 Co-sponsors added: Representatives Cadman, Chavez, Clapp, Coleman, Harvey,
17 Jahn, Johnson, Larson, Lawrence, Lee, Mace, Rhodes, Smith, Stafford,
18 Swenson, Vigil, Williams S., Young, Mr. Speaker.
19
20

21 22 **REPORTS OF COMMITTEES OF REFERENCE**

23 24 **AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES**

25 After consideration on the merits, the Committee recommends the
26 following:
27

28 **HB02-1012** be referred favorably to the Committee on Appropriations.
29

30
31 **HB02-1024** be amended as follows, and as so amended, be referred to
32 the Committee on Appropriations with favorable
33 recommendation:
34

35 Amend printed bill, page 2, line 5, after "(1)", insert "(a)";
36

37 after line 26, insert the following:
38

39 "(b) NOTWITHSTANDING PARAGRAPH (a) OF THIS SUBSECTION (1),
40 IF SECTION 37-98-103 HAS BEEN REPEALED AND HAS NOT BEEN
41 REENACTED, THE COMMITTEE SHALL NEITHER MEET NOR REPORT ANY
42 BILLS."
43

44 Page 3, line 11, after "**introduction.**", insert "(1)";
45

46 after line 22, insert the following:
47

48 "(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2003."
49

50 after line 26, insert the following:
51

52 "**SECTION 4. Appropriation.** In addition to any other
53 appropriation, there is hereby appropriated, out of any moneys in the
54 operational account in the severance tax trust fund created in section
55 39-29-109 (1) (a) (II), Colorado Revised Statutes, not otherwise
56 appropriated, to the legislative department, for the fiscal year beginning

1 July 1, 2002, the sum of thirty-three thousand six hundred forty-five
2 dollars (\$33,645) and 0.4 FTE, or so much thereof as may be necessary,
3 for the implementation of this act."
4

5 Renumber succeeding section accordingly.
6

7 Page 1, line 102, strike "ASSEMBLY." and substitute "ASSEMBLY, AND
8 MAKING AN APPROPRIATION THEREFOR."
9

10
11 **HB02-1142** be referred favorably to the Committee on Appropriations.
12

13
14
15 **HB02-1152** be amended as follows, and as so amended, be referred to
16 the Committee on Appropriations with favorable
17 recommendation:
18

19 Amend printed bill, page 3, line 6, strike "Trust" and substitute "Trust^a";
20
21 after line 7, insert the following:
22

23 ^a This loan is to refinance a water project wholly or partially
24 completed."
25

26 Page 4, line 10, strike "Construction" and substitute "Construction^a";
27
28 after line 13, insert the following:
29

30 ^a This loan is to refinance a water project wholly or partially
31 completed."
32

33 Page 6, line 22, strike "THE FUND from" and substitute "from".
34

35 Page 7, strike lines 9 and 10 and substitute the following:
36

37 "(III) TO DEFEND AND PROTECT COLORADO'S ALLOCATIONS OF
38 WATER IN INTERSTATE STREAMS AND RIVERS; AND".
39

40 Page 10, strike lines 23 through 27 and substitute the following:
41

42 "located in the San Luis Valley."
43

44 Page 11, line 6, after "rehabilitating", insert "or redrilling".
45

46 Page 18, line 13, after "year", insert "FOLLOWING THE YEAR".
47

48
49
50 **HB02-1183** be postponed indefinitely.
51

52
53
54
55

1 **APPROPRIATIONS**

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

4
5 **HB02-1002** be referred to the Committee of the Whole with favorable
6 recommendation.

7
8
9 **HB02-1034** be referred to the Committee of the Whole with favorable
10 recommendation.

11
12
13 **HB02-1059** be referred to the Committee of the Whole with favorable
14 recommendation.

15
16
17 **HB02-1087** be referred to the Committee of the Whole with favorable
18 recommendation.

19
20
21 **HB02-1197** be postponed indefinitely.

22
23
24 **SB02-108** be referred to the Committee of the Whole with favorable
25 recommendation.

26
27
28
29
30 **CIVIL JUSTICE & JUDICIARY**

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

33
34 **HB02-1081** The Committee returns herewith HB02-1081 and reports
35 that said bill has been considered on its merits and voted
36 upon by the committee in accordance with House Rules,
37 that the deadline applicable to committees under Joint
38 Rule 23 (a) (1) has passed, that final action has not been
39 taken by this committee within said deadline, and that the
40 Committee on Delayed Bills has not waived said deadline.
41 Pursuant to Joint Rule 23 (a) (3) (A), said bill is deemed
42 to be postponed indefinitely.

43
44
45 **HB02-1103** be referred to the Committee of the Whole with favorable
46 recommendation.

47
48
49 **HB02-1190** be amended as follows, and as so amended, be referred to
50 the Committee on Appropriations with favorable
51 recommendation:

52
53 Amend printed bill, page 7, line 6, strike "CLEAR AND CONVINCING" and
54 substitute "A PREPONDERANCE OF THE";

55

- 1 line 15, strike "BASED UPON CLEAR AND CONVINCING EVIDENCE," and
2 substitute "IF";
3
4 line 23, strike "EMBARKED" and substitute "COMPLETED";
5
6 line 24, strike "UPON A CREDIBLE" and substitute "AN ACCREDITED";
7
8 line 25, after "SELF-IMPROVEMENT", insert "RELATING TO THE ABUSE OR
9 NEGLECT REFERENCED IN THIS SUB-SUBPARAGRAPH (E)".
10
11 Page 12, strike lines 3 and 4;
12
13 line 7, after "of", insert "CHILD ABUSE OR NEGLECT UNDER SECTION
14 18-6-401, C.R.S., OR THE EQUIVALENT LAW OF ANOTHER STATE OR OF";
15
16 line 16, strike "EMBARKED UPON A CREDIBLE" and substitute "COMPLETED
17 AN ACCREDITED";
18
19 line 17, after "SELF-IMPROVEMENT", insert "RELATING TO THE ABUSE OR
20 NEGLECT REFERENCED IN THIS SUBSECTION (4)".
21
22 Page 13, line 14, strike "H.B. 02-____." and substitute "H.B. 02-1190".
23
24
25
26

CRIMINAL JUSTICE

27
28 After consideration on the merits, the Committee recommends the
29 following:

- 30
31 **HB02-1104** be referred to the Committee of the Whole with favorable
32 recommendation.
33
34
35 **HB02-1109** be postponed indefinitely.
36
37
38 **HB02-1178** be postponed indefinitely.
39
40
41
42

FINANCE

43
44 After consideration on the merits, the Committee recommends the
45 following:

- 46
47 **HB02-1045** be referred favorably to the Committee on Appropriations.
48
49
50 **HB02-1168** be referred to the Committee of the Whole with favorable
51 recommendation.
52
53
54 **HB02-1171** be amended as follows, and as so amended, be referred to
55 the Committee of the Whole with favorable
56 recommendation:

1 Amend printed bill, page 4, after line 20, insert the following:

2

3 "SECTION 5. **Effective date.** This act shall take effect July 1,
4 2002."

5

6 Renumber succeeding section accordingly.

7

8

9

10

11 **STATE, VETERANS, & MILITARY AFFAIRS**

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

14

15 **HB02-1166** be postponed indefinitely.

16

17

18 **HB02-1174** be postponed indefinitely.

19

20

21 **HB02-1185** be amended as follows, and as so amended, be referred to
22 the Committee of the Whole with favorable
23 recommendation:

24

25 Amend printed bill, page 2, after line 14, insert the following:

26

27 "SECTION 2. 22-28-105 (2), Colorado Revised Statutes, is
28 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

29

30 **22-28-105. District preschool program council - duties.**

31

32

33 (a.7) PRIOR TO EXPANSION OF THE DISTRICT PRESCHOOL PROGRAM
34 TO SERVE THREE-YEAR-OLD CHILDREN, SURVEY THE HEAD START
35 AGENCIES AND PUBLIC AND PRIVATE CHILD CARE AGENCIES DESIGNATED
36 PURSUANT TO PARAGRAPH (a.5) OF THIS SUBSECTION (2) AS ELIGIBLE FOR
37 PARTICIPATION IN THE DISTRICT PRESCHOOL PROGRAM TO DETERMINE
38 THEIR CAPACITY TO SERVE THREE-YEAR-OLD CHILDREN. THE DISTRICT
39 COUNCIL SHALL ISSUE TO SAID AGENCIES A REQUEST FOR PROPOSALS TO
40 PROVIDE PRESCHOOL SERVICES TO ELIGIBLE THREE-YEAR-OLD CHILDREN.
41 FOLLOWING THE INITIAL REQUEST FOR PROPOSALS, THE DISTRICT COUNCIL
42 SHALL INCLUDE PRESCHOOL SERVICES FOR THREE-YEAR-OLD CHILDREN IN
43 THE FIVE-YEAR ASSESSMENT CONDUCTED PURSUANT TO PARAGRAPH (a.3)
44 OF THIS SUBSECTION (2)."

45

46 Renumber succeeding sections accordingly.

47

48

49

50 **HB02-1193** be postponed indefinitely.

51

52

53

54

55

1 **TRANSPORTATION & ENERGY**

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

4
5 **HB02-1205** be postponed indefinitely.

6
7
8 **HB02-1310** be amended as follows, and as so amended, be referred to
9 the Committee on Finance with favorable
10 recommendation:

11
12 Amend printed bill, page 9, line 17, after "ADDITIONAL", insert "LANE";

13
14 line 18, strike "ON" and substitute "ADDED TO".

15
16 Page 10, line 8, after "**creation.**", insert "(1)";

17
18 line 14, after "FUND.", add "THE STATE TREASURER, AFTER CONSULTING
19 WITH THE BOARD, SHALL INVEST ANY PORTION OF THE SPECIAL FUND,
20 INCLUDING ITS SURPLUS OR RESERVES, WHICH IS NOT NEEDED FOR
21 IMMEDIATE USE. SUCH MONEYS MAY BE INVESTED IN THE TYPES OF
22 INVESTMENTS AUTHORIZED IN SECTIONS 24-36-109, 24-36-112, AND
23 24-36-113, C.R.S.";

24
25 after line 14, insert the following:

26
27 "(2) ALL INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT
28 OF MONEYS IN THE SPECIAL FUND SHALL BE CREDITED TO THE SPECIAL
29 FUND. MONEYS IN THE SPECIAL FUND SHALL BE CONTINUOUSLY
30 APPROPRIATED TO THE AUTHORITY FOR THE PURPOSES SET FORTH IN THIS
31 PART 8. ALL MONEYS DEPOSITED IN THE SPECIAL FUND SHALL REMAIN IN
32 THE SPECIAL FUND FOR THE PURPOSES SET FORTH IN THIS PART 8 AND NO
33 PART OF THE FUND SHALL BE USED FOR ANY OTHER PURPOSES."

34
35 Page 11, line 10, strike "COMMISSION;" and substitute "COMMISSION,
36 EACH OF WHOM SHALL REPRESENT DIFFERENT GEOGRAPHICAL REGIONS OF
37 THE STATE;"

38
39 strike lines 11 and 12 and substitute the following:

40
41 "(D) THE REMAINING TWO MEMBERS SHALL BE FROM THE PRIVATE
42 SECTOR AND SHALL HAVE ENGINEERING, CONSTRUCTION, OR PUBLIC
43 FINANCE EXPERIENCE IN THE TRANSPORTATION INDUSTRY."

44
45 Page 12, line 15, after "BUILDINGS,", insert "MONEYS,".

46
47 Page 16, line 5, strike "OR ANY OTHER HIGHWAY";

48
49 line 8, after "AUTHORITY.", insert "THE BOARD SHALL HAVE EXCLUSIVE
50 AUTHORITY TO BUDGET AND APPROVE THE EXPENDITURE OF MONEYS IN
51 THE SPECIAL FUND."

52
53 Page 19, line 3, strike "ANY MONEYS" and substitute "ANY PROCEEDS AND
54 ANY INTEREST FROM THE SALE OF BONDS";

55

1 **HB02-1326** by Representative(s) Scott, Fritz, Chavez, Coleman,
 2 Crane, Dean, Fairbank, Garcia, Groff, Grossman, Hefley,
 3 Hoppe, Jahn, Johnson, Kester, Mace, Madden, Marshall,
 4 Miller, Mitchell, Plant, Rhodes, Rippy, Romanoff,
 5 Sanchez, Sinclair, Snook, Spradley, Tapia, Tochtrop,
 6 Veiga, Vigil, Weddig, White, Williams S., Williams T.,
 7 Witwer; also Senator(s) Fitz-Gerald--Concerning adoption
 8 of the "Uniform Electronic Transactions Act".
 9 Committee on Business Affairs & Labor

10 _____
 11
 12

13 On motion of Representative Spradley, the House adjourned until
 14 10:00 a.m., February 11, 2002.

15
 16 Approved:

17
 18
 19
 20 DOUG DEAN,
 21 Speaker

22 Attest:
 23
 24 JUDITH RODRIGUE,
 25 Chief Clerk