

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

One Hundredth Legislative Day

Thursday, April 18, 2002

1 Prayer by Pastor Rick Long, Grace Church, Arvada.

2

3 The Speaker called the House to order at 9:00 a.m.

4

5 The roll was called with the following result:

6

7 Present--60.

8 Excused--Representatives Chavez, Fritz, Schultheis, Spradley--4.

9

10 Absent--Representative Scott--1.

11

12 Present after roll call--Representatives Fritz, Scott.

13

14

15

16 The Speaker declared a quorum present.

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

THIRD READING OF BILLS--FINAL PASSAGE

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

26

27 **HB02-1417** by Representative(s) Mitchell; also Senator(s) Thiebaut--
28 Concerning clarification of circumstances for awarding an
29 owner recoverable litigation expenses in a highway
30 condemnation action.

31

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

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

36

	YES 61	NO 0	EXCUSED 4	ABSENT 0		
Alexander	Y	Groff	Y	Marshall	Y	Spence Y
Bacon	Y	Grossman	Y	Miller	Y	Spradley E
Berry	Y	Harvey	Y	Mitchell	Y	Stafford Y
Borodkin	Y	Hefley	Y	Paschall	Y	Stengel Y
Boyd	Y	Hodge	Y	Plant	Y	Swenson Y
Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia Y

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

12
13 Co-sponsors added: Representatives Smith, Stengel.

14
15 **HB02-1044** by Representative(s) Williams S., Stafford; also Senator(s)
16 Tupa, Entz, Isgar--Concerning the issuance of certain
17 special license plates, and making an appropriation in
18 connection therewith.

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

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

24	YES	61	NO	0	EXCUSED	4	ABSENT	0
25								
26								
27	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
28	Bacon	Y	Grossman	Y	Miller	Y	Spradley	E
29	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
30	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
31	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
32	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
33	Chavez	E	Jahn	Y	Rhodes	Y	Tochtrop	Y
34	Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
35	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
36	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
37	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
38	Daniel	Y	Larson	Y	Schultheis	E	White	Y
39	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
40	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
41	Fritz	E	Mace	Y	Smith	Y	Witwer	Y
42	Garcia	Y	Madden	Y	Snook	Y	Young	Y
43							Mr. Speaker	Y

44
45 Co-sponsors added: Representatives Cloer, Coleman, Garcia, Jahn, Mace,
46 Romanoff.

47
48 **HB02-1292** by Representative(s) Clapp; also Senator(s) Reeves--
49 Concerning the statewide managed care system under the
50 "Colorado Medical Assistance Act", and making an
51 appropriation in connection therewith.

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

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

	YES	60	NO	1	EXCUSED	4	ABSENT	0	
1									
2									
3	Alexander		Y	Groff	Y	Marshall	Y	Spence	Y
4	Bacon		Y	Grossman	Y	Miller	Y	Spradley	E
5	Berry		Y	Harvey	Y	Mitchell	Y	Stafford	Y
6	Borodkin		Y	Hefley	Y	Paschall	Y	Stengel	Y
7	Boyd		Y	Hodge	Y	Plant	Y	Swenson	Y
8	Cadman		Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
9	Chavez		E	Jahn	Y	Rhodes	Y	Tochtrop	Y
10	Clapp		Y	Jameson	Y	Rippy	Y	Veiga	Y
11	Cloer		Y	Johnson	Y	Romanoff	Y	Vigil	Y
12	Coleman		Y	Kester	Y	Saliman	Y	Webster	Y
13	Crane		Y	King	Y	Sanchez	Y	Weddig	Y
14	Daniel		Y	Larson	Y	Schultheis	E	White	Y
15	Decker		Y	Lawrence	Y	Scott	Y	Williams S.	Y
16	Fairbank		Y	Lee	Y	Sinclair	Y	Williams T.	Y
17	Fritz		E	Mace	Y	Smith	Y	Witwer	N
18	Garcia		Y	Madden	Y	Snook	Y	Young	Y
19								Mr. Speaker	Y

20
21 Co-sponsors added: Representatives Boyd, Coleman, Crane, Hefley, Jahn,
22 Mace, Stafford, Tochtrop, Weddig, Williams S.

23
24
25 **HB02-1405** by Representative(s) Stengel; also Senator(s) Gordon--
26 Concerning the filing of financial information with the
27 secretary of state by charitable organizations.

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

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

	YES	61	NO	0	EXCUSED	4	ABSENT	0	
33									
34									
35									
36	Alexander		Y	Groff	Y	Marshall	Y	Spence	Y
37	Bacon		Y	Grossman	Y	Miller	Y	Spradley	E
38	Berry		Y	Harvey	Y	Mitchell	Y	Stafford	Y
39	Borodkin		Y	Hefley	Y	Paschall	Y	Stengel	Y
40	Boyd		Y	Hodge	Y	Plant	Y	Swenson	Y
41	Cadman		Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
42	Chavez		E	Jahn	Y	Rhodes	Y	Tochtrop	Y
43	Clapp		Y	Jameson	Y	Rippy	Y	Veiga	Y
44	Cloer		Y	Johnson	Y	Romanoff	Y	Vigil	Y
45	Coleman		Y	Kester	Y	Saliman	Y	Webster	Y
46	Crane		Y	King	Y	Sanchez	Y	Weddig	Y
47	Daniel		Y	Larson	Y	Schultheis	E	White	Y
48	Decker		Y	Lawrence	Y	Scott	Y	Williams S.	Y
49	Fairbank		Y	Lee	Y	Sinclair	Y	Williams T.	Y
50	Fritz		E	Mace	Y	Smith	Y	Witwer	Y
51	Garcia		Y	Madden	Y	Snook	Y	Young	Y
52								Mr. Speaker	Y

53
54 Co-sponsors added: Representatives Boyd, Kester, Sanchez.

55

1 **HB02-1419** by Representative(s) Larson, Alexander; also Senator(s)
2 Isgar--Concerning Fort Lewis college.
3

4 As shown by the following roll call vote, a majority of all members
5 elected to the House voted in the affirmative, and Representative Larson
6 was given permission to offer a Third Reading amendment:
7

	YES 61	NO 0	EXCUSED 4	ABSENT 0		
9 Alexander	Y	Groff	Y	Marshall	Y	Spence Y
10 Bacon	Y	Grossman	Y	Miller	Y	Spradley E
11 Berry	Y	Harvey	Y	Mitchell	Y	Stafford Y
12 Borodkin	Y	Hefley	Y	Paschall	Y	Stengel Y
13 Boyd	Y	Hodge	Y	Plant	Y	Swenson Y
14 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia Y
15 Chavez	E	Jahn	Y	Rhodes	Y	Tochtrop Y
16 Clapp	Y	Jameson	Y	Rippy	Y	Veiga Y
17 Cloer	Y	Johnson	Y	Romanoff	Y	Vigil Y
18 Coleman	Y	Kester	Y	Saliman	Y	Webster Y
19 Crane	Y	King	Y	Sanchez	Y	Weddig Y
20 Daniel	Y	Larson	Y	Schultheis	E	White Y
21 Decker	Y	Lawrence	Y	Scott	Y	Williams S. Y
22 Fairbank	Y	Lee	Y	Sinclair	Y	Williams T. Y
23 Fritz	E	Mace	Y	Smith	Y	Witwer Y
24 Garcia	Y	Madden	Y	Snook	Y	Young Y
25						Mr. Speaker Y

26
27
28 **Third Reading amendment No. 1**, by Representative Larson.

29
30 Amend engrossed bill, page 5, line 17, strike "INITIALLY".

31
32 Page 6, line 3, strike "AT LEAST";

33
34 line 5, strike "EITHER".
35

36 The amendment was declared **passed** by the following roll call vote:
37

	YES 61	NO 0	EXCUSED 4	ABSENT 0		
39 Alexander	Y	Groff	Y	Marshall	Y	Spence Y
40 Bacon	Y	Grossman	Y	Miller	Y	Spradley E
41 Berry	Y	Harvey	Y	Mitchell	Y	Stafford Y
42 Borodkin	Y	Hefley	Y	Paschall	Y	Stengel Y
43 Boyd	Y	Hodge	Y	Plant	Y	Swenson Y
44 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia Y
45 Chavez	E	Jahn	Y	Rhodes	Y	Tochtrop Y
46 Clapp	Y	Jameson	Y	Rippy	Y	Veiga Y
47 Cloer	Y	Johnson	Y	Romanoff	Y	Vigil Y
48 Coleman	Y	Kester	Y	Saliman	Y	Webster Y
49 Crane	Y	King	Y	Sanchez	Y	Weddig Y
50 Daniel	Y	Larson	Y	Schultheis	E	White Y
51 Decker	Y	Lawrence	Y	Scott	Y	Williams S. Y
52 Fairbank	Y	Lee	Y	Sinclair	Y	Williams T. Y
53 Fritz	E	Mace	Y	Smith	Y	Witwer Y
54 Garcia	Y	Madden	Y	Snook	Y	Young Y
55						Mr. Speaker Y

56

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

5
6
7 YES 61 NO 0 EXCUSED 4 ABSENT 0

9 Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
10 Bacon	Y	Grossman	Y	Miller	Y	Spradley	E
11 Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
12 Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
13 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
14 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
15 Chavez	E	Jahn	Y	Rhodes	Y	Tochtrop	Y
16 Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
17 Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
18 Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
19 Crane	Y	King	Y	Sanchez	Y	Weddig	Y
20 Daniel	Y	Larson	Y	Schultheis	E	White	Y
21 Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
22 Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
23 Fritz	E	Mace	Y	Smith	Y	Witwer	Y
24 Garcia	Y	Madden	Y	Snook	Y	Young	Y
						Mr. Speaker	Y

26
27 Co-sponsors added: Representatives Berry, Cloer, Coleman, Groff, Lawrence,
28 Marshall, Romanoff, Spence, Williams S., Williams T.

29
30
31 **HB02-1303** by Representative(s) Coleman, Dean, Hefley, Kester,
32 Mace, Sanchez; also Senator(s) Evans, Takis--Concerning
33 the establishment of a family literacy education grant
34 program.

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

40
41 YES 61 NO 0 EXCUSED 4 ABSENT 0

43 Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
44 Bacon	Y	Grossman	Y	Miller	Y	Spradley	E
45 Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
46 Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
47 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
48 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
49 Chavez	E	Jahn	Y	Rhodes	Y	Tochtrop	Y
50 Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
51 Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
52 Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
53 Crane	Y	King	Y	Sanchez	Y	Weddig	Y
54 Daniel	Y	Larson	Y	Schultheis	E	White	Y
55 Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
56 Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y

1 Fritz E Mace Y Smith Y Witwer Y
 2 Garcia Y Madden Y Snook Y Young Y
 3 Mr. Speaker Y
 4

5 Co-sponsors added: Representatives Bacon, Borodkin, Boyd, Cloer, Garcia,
 6 Groff, Hodge, Jahn, Madden, Marshall, Plant, Ragsdale, Rippy, Romanoff,
 7 Snook, Spence, Stafford, Tochtrop, Vigil, Weddig, Williams S., Williams T.
 8

9 **HB02-1237** by Representative(s) Hefley; also Senator(s) Gordon--
 10 Concerning substantive changes for the strengthening of
 11 criminal laws.
 12

13 The question being "Shall the bill pass?".
 14 A roll call vote was taken. As shown by the following recorded vote, a
 15 majority of those elected to the House voted in the affirmative and the bill
 16 was declared **passed**.
 17

18 YES 60 NO 0 EXCUSED 5 ABSENT 0
 19

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

37
 38 Co-sponsors added: Representatives Cloer, Coleman, Groff, Grossman,
 39 Lawrence, Romanoff.
 40

41 **HB02-1297** by Representative(s) Hefley, Spence, Alexander, Bacon,
 42 Clapp, Daniel, Groff, Lawrence, Romanoff; also
 43 Senator(s) Linkhart--Concerning school readiness through
 44 community consolidated child care pilots, and making an
 45 appropriation in connection therewith.
 46

47 The question being "Shall the bill pass?".
 48 A roll call vote was taken. As shown by the following recorded vote, a
 49 majority of those elected to the House voted in the affirmative and the bill
 50 was declared **passed**.
 51

52 YES 60 NO 0 EXCUSED 5 ABSENT 0
 53

54 Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
55 Bacon	Y	Grossman	Y	Miller	Y	Spradley	E
56 Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y

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

15
16 Co-sponsors added: Representatives Borodkin, Boyd, Coleman, Hodge, Jahn,
17 Madden, Marshall, Plant, Sanchez, Stafford, Williams S.

18
19
20 **HB02-1295** by Representative(s) Romanoff, Alexander, Decker,
21 Hefley, Kester, Snook; also Senator(s) Owen, Andrews,
22 Linkhart--Concerning procedures to facilitate the provision
23 of benefits to offenders transitioning from the criminal
24 justice system, and making an appropriation in connection
25 therewith.

26
27 The question being "Shall the bill pass?".

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

31
32 YES 59 NO 1 EXCUSED 5 ABSENT 0

33								
34	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
35	Bacon	Y	Grossman	Y	Miller	Y	Spradley	E
36	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
37	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
38	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
39	Cadman	Y	Hoppe	E	Ragsdale	Y	Tapia	Y
40	Chavez	E	Jahn	Y	Rhodes	Y	Tochtrop	Y
41	Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
42	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
43	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
44	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
45	Daniel	Y	Larson	Y	Schultheis	E	White	Y
46	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
47	Fairbank	Y	Lee	N	Sinclair	Y	Williams T.	Y
48	Fritz	E	Mace	Y	Smith	Y	Witwer	Y
49	Garcia	Y	Madden	Y	Snook	Y	Young	Y
50							Mr. Speaker	Y

51
52 Co-sponsors added: Representatives Bacon, Boyd, Coleman, Groff, Hodge,
53 Jahn, Lawrence, Madden, Marshall, Plant, Sanchez, Smith, Stafford, Tapia,
54 Vigil, Williams S.

55

1 **HB02-1283** by Representative(s) Fritz--Concerning prohibitions
 2 against weapons that may cause mass destruction, and
 3 making an appropriation in connection therewith.
 4

5 Laid over until April 19, retaining place on Calendar.
 6

7 **HB02-1298** by Representative(s) Romanoff, Coleman, Fairbank,
 8 Grossman, Lee, Miller, Plant, Rippy, Saliman, Scott,
 9 Snook, Swenson; also Senator(s) Teck, Reeves--
 10 Concerning improved efficiency in state government.
 11

12 The question being "Shall the bill pass?".
 13 A roll call vote was taken. As shown by the following recorded vote, a
 14 majority of those elected to the House voted in the affirmative and the bill
 15 was declared **passed**.
 16

17 YES 60 NO 0 EXCUSED 5 ABSENT 0

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

36
 37 Co-sponsors added: Representatives Borodkin, Boyd, Daniel, Garcia, Groff,
 38 Jahn, Madden, Marshall, Smith, Stafford, Tapia, Weddig, Williams S.
 39

40 **HB02-1301** by Representative(s) Decker, Hefley, Mitchell, Ragsdale,
 41 Romanoff; also Senator(s) Hillman--Concerning
 42 clarification of the crimes of introducing contraband, and
 43 making an appropriation therefor.
 44

45 The question being "Shall the bill pass?".
 46 A roll call vote was taken. As shown by the following recorded vote, a
 47 majority of those elected to the House voted in the affirmative and the bill
 48 was declared **passed**.
 49

50 YES 60 NO 0 EXCUSED 5 ABSENT 0

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

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

13
14 Co-sponsors added: Representatives Coleman, Larson, Lawrence, Mace.

15
16 **HB02-1112** by Representative(s) White, Johnson; also Senator(s)
17 Taylor--Concerning the creation of the colors of the flag
18 of the United States of America special license plate, and
19 making an appropriation in connection therewith.
20

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

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

25
26 YES 60 NO 0 EXCUSED 5 ABSENT 0

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

45
46 Co-sponsors added: Representatives Alexander, Borodkin, Cloer, Decker,
47 Fairbank, Harvey, Hefley, Jahn, Kester, Larson, Lawrence, Lee, Miller, Rhodes,
48 Romanoff, Snook, Spence, Stafford, Stengel, Swenson, Tochtrop, Williams S.,
49 Witwer, Mr. Speaker.

50
51
52 **HB02-1027** by Representative(s) Romanoff, Mace; also Senator(s)
53 Hernandez, Hanna--Concerning case-mix reimbursement
54 methodology for the reimbursement of services under the
55 "Colorado Medical Assistance Act", and making an
56 appropriation in connection therewith.

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

4
5 Co-sponsors added: Representatives Alexander, Bacon, Borodkin, Boyd, Cloer,
6 Coleman, Decker, Fairbank, Garcia, Groff, Hodge, Jahn, Jameson, Lawrence,
7 Madden, Marshall, Miller, Plant, Ragsdale, Romanoff, Saliman, Sanchez, Smith,
8 Snook, Stafford, Tapia, Tochtrop, Veiga, Vigil, Williams S., Williams T.

9
10 **HB02-1312** by Representative(s) Paschall, Fairbank, Alexander,
11 Borodkin, Boyd, Clapp, Coleman, Crane, Daniel, Decker,
12 Fritz, Garcia, Groff, Harvey, Hefley, Hoppe, King,
13 Larson, Mace, Mitchell, Rhodes, Sanchez, Schultheis,
14 Tochtrop, Vigil, Weddig, Williams S., Witwer; also
15 Senator(s) Linkhart--Concerning the priority of adoption
16 hearings on court dockets.

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

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

22
23 YES 60 NO 0 EXCUSED 5 ABSENT 0

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

42
43 Co-sponsors added: Representatives Jahn, Lawrence, Madden, Romanoff,
44 Spence, Stafford.

45
46
47 **HB02-1038** by Representative(s) Tapia; also Senator(s) Arnold--
48 Concerning the unlawful possession of certain items with
49 intent to manufacture a controlled substance, and making
50 an appropriation in connection therewith.

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

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

56

	YES 60	NO 1	EXCUSED 4	ABSENT 0				
1	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
2	Bacon	Y	Grossman	Y	Miller	Y	Spradley	E
3	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
4	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
5	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
6	Cadman	Y	Hoppe	E	Ragsdale	Y	Tapia	Y
7	Chavez	E	Jahn	Y	Rhodes	Y	Tochtrop	Y
8	Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
9	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
10	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
11	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
12	Daniel	Y	Larson	Y	Schultheis	E	White	Y
13	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
14	Fairbank	Y	Lee	N	Sinclair	Y	Williams T.	Y
15	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
16	Garcia	Y	Madden	Y	Snook	Y	Young	Y
17							Mr. Speaker	Y

18
19
20 Co-sponsors added: Representatives Alexander, Boyd, Coleman, Daniel,
21 Decker, Fritz, Groff, Jahn, Lawrence, Mace, Madden, Marshall, Rhodes,
22 Romanoff, Snook, Tochtrop, Vigil, Weddig, Williams S.

23
24 **HB02-1263** by Representative(s) Alexander; also Senator(s) Hagedorn-
25 -Concerning substance abuse treatment, and making an
26 appropriation in connection therewith.

27
28 The question being "Shall the bill pass?".
29 A roll call vote was taken. As shown by the following recorded vote, a
30 majority of those elected to the House voted in the affirmative and the bill
31 was declared **passed**.

	YES 61	NO 0	EXCUSED 4	ABSENT 0				
32	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
33	Bacon	Y	Grossman	Y	Miller	Y	Spradley	E
34	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
35	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
36	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
37	Cadman	Y	Hoppe	E	Ragsdale	Y	Tapia	Y
38	Chavez	E	Jahn	Y	Rhodes	Y	Tochtrop	Y
39	Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
40	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
41	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
42	Crane	Y	King	Y	Sanchez	Y	Weddig	Y
43	Daniel	Y	Larson	Y	Schultheis	E	White	Y
44	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
45	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
46	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
47	Garcia	Y	Madden	Y	Snook	Y	Young	Y
48							Mr. Speaker	Y

49
50
51
52
53 Co-sponsors added: Representatives Borodkin, Boyd, Coleman, Daniel, Groff,
54 Hefley, Hodge, Jahn, Mace, Madden, Plant, Romanoff, Sanchez, Snook,
55 Tochtrop, Williams S.

56

1
2
3
4
5
6
7
8
9
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

REPORT OF COMMITTEE OF REFERENCE

TRANSPORTATION & ENERGY

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

HJR02-1048 be postponed indefinitely.

PRINTING REPORT

The Chief Clerk reports the following bills have been correctly printed:
HB02-1451, 1452.

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

The Speaker has signed: **SJR02-031.**

MESSAGE FROM THE GOVERNOR

I certify I received the following on the 17th day of April, 2002, at 3:15 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Judith Rodrigue,
Chief Clerk of the House

April 17, 2002

To the Honorable
House of Representatives
Sixty-third General Assembly
Second Regular Session
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following act:

HB02-1346 Concerning The Designation Of Rhodochrosite As The State Mineral.

Approved April 17, 2002 at 12:47 p.m.

Sincerely,
(signed)
Bill Owens
Governor

1 On motion of Representative King, **HB02-1309, 1125, 1363, 1396,**
2 **SB02-168, 185, 068, HB02-1046** were made Special Orders on Thursday,
3 April 18, 2002, at 9:34 a.m.

4
5
6
7 The hour of 9:34 a.m., having arrived, on motion of Representative Mace,
8 the House resolved itself into Committee of the Whole for consideration
9 of Special Orders and she was called to the Chair to act as Chairman.

12 13 **SPECIAL ORDERS--SECOND READING OF BILLS**

14
15 The Committee of the Whole having risen, the Chairman reported the
16 titles of the following bills had been read (reading at length had been
17 dispensed with by unanimous consent), the bills considered and action
18 taken thereon as follows:

19
20 (Amendments to the committee amendment are to the printed committee
21 report which was printed and placed in the members' bill file.)

22
23 **HB02-1309** by Representative(s) Spence, Coleman, Crane, Dean,
24 Hefley, Kester, King, Lee, Swenson, White, Williams T.;
25 also Senator(s) Hernandez, Anderson, Andrews--
26 Concerning a credit against state income tax for
27 contributions that are directed to organizations that
28 provide educational assistance.

29
30 Amendment No. 1, Finance Report, dated February 20, 2002, and placed
31 in member's bill file; Report also printed in House Journal, February 22,
32 pages 506-507.

33
34 Amendment No. 2, Appropriations Report, dated March 15, 2002, and
35 placed in member's bill file; Report also printed in House Journal,
36 March 15, pages 883-884.

37
38 Amendment No. 3, by Representative Spence.

39
40 Amend the Appropriations Committee Report, dated March 15, 2002,
41 page 3, line 1, strike "line 7, strike "Page 18, "." and substitute "strike
42 lines 7 through 16."

43
44 As amended, ordered engrossed and placed on the Calendar for Third
45 Reading and Final Passage.

46
47
48 On motion of Representative King, the remainder of the Special Orders
49 Calendar (**HB02-1125, 1363, 1396, SB02-168, 185, 068, HB02-1046**)
50 was laid over until April 19, retaining place on Calendar.

51
52
53
54
55

1 **AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT**

2

3 Representative Bacon moved to amend the Report of the Committee of
4 the Whole to show that the following Bacon and Williams S. amendment
5 to HB02-1309, did pass, and that **HB02-1309, as amended**, did pass.

6

7 Amend printed bill, page 3, line 24, strike "THAT" and substitute "THAT:";

8

9 strike line 25 and substitute the following:

10

11 "(I) IS LOCATED WITHIN COLORADO; AND

12

13 (II) IN THE CASE OF A NONPUBLIC ELEMENTARY SCHOOL OR
14 SECONDARY SCHOOL, COMPLIES WITH ALL STATUTORY REQUIREMENTS
15 RELATING TO EDUCATIONAL ACCOUNTABILITY THAT ARE IMPOSED ON
16 PUBLIC ELEMENTARY AND SECONDARY SCHOOLS, INCLUDING BUT NOT
17 LIMITED TO REQUIREMENTS RELATED TO THE ADMINISTRATION OF THE
18 STATEWIDE ASSESSMENTS REQUIRED TO BE ADMINISTERED TO STUDENTS
19 ENROLLED IN PUBLIC ELEMENTARY SCHOOLS AND SECONDARY SCHOOLS
20 PURSUANT TO SECTION 22-7-409 (1), C.R.S."

21

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

23

24 YES 23 NO 37 EXCUSED 5 ABSENT 0

25

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

43

44

45 Representative Garcia moved to amend the Report of the Committee of
46 the Whole to show that Amendment No. 3, by Representative Spence
47 (printed in House Journal, page 1432, lines 38-42) to HB02-1309, did not
48 pass, and that **HB02-1309, as amended**, did pass.

49

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

51

52 YES 24 NO 38 EXCUSED 3 ABSENT 0

53

54 Alexander	N	Groff	Y	Marshall	Y	Spence	N
55 Bacon	Y	Grossman	Y	Miller	Y	Spradley	E
56 Berry	N	Harvey	N	Mitchell	N	Stafford	N

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

17 Representative Groff moved to amend the Report of the Committee of the
18 Whole to show that the following Groff, Chavez, Grossman, Jahn, and
19 Sanchez amendment to HB02-1309, did pass, and that **HB02-1309, as**
20 **amended**, did pass.

21
22 Amend printed bill, page 3, line 24, strike "THAT" and substitute "THAT:";
23
24 strike line 25 and substitute the following:

25
26 "(I) IS LOCATED WITHIN COLORADO; AND

27
28 (II) IN THE CASE OF A NONPUBLIC ELEMENTARY SCHOOL OR
29 SECONDARY SCHOOL, ADMINISTERS THE STATEWIDE ASSESSMENTS
30 REQUIRED TO BE ADMINISTERED TO STUDENTS ENROLLED IN PUBLIC
31 ELEMENTARY SCHOOLS AND SECONDARY SCHOOLS PURSUANT TO SECTION
32 22-7-409 (1), C.R.S., TO ITS STUDENTS AS PERMITTED BY SECTION
33 22-7-409 (1.3) (a), C.R.S."

34
35 The amendment was declared **lost** by the following roll call vote:

36								
37	<u>YES</u>	<u>26</u>	<u>NO</u>	<u>36</u>	<u>EXCUSED</u>	<u>3</u>	<u>ABSENT</u>	<u>0</u>
38								
39	Alexander	N	Groff	Y	Marshall	Y	Spence	N
40	Bacon	Y	Grossman	Y	Miller	Y	Spradley	E
41	Berry	N	Harvey	N	Mitchell	N	Stafford	N
42	Borodkin	Y	Hefley	N	Paschall	N	Stengel	N
43	Boyd	Y	Hodge	Y	Plant	Y	Swenson	N
44	Cadman	N	Hoppe	N	Ragsdale	Y	Tapia	Y
45	Chavez	E	Jahn	Y	Rhodes	N	Tochtrop	Y
46	Clapp	N	Jameson	Y	Rippy	N	Veiga	Y
47	Cloer	N	Johnson	N	Romanoff	Y	Vigil	Y
48	Coleman	Y	Kester	N	Saliman	Y	Webster	N
49	Crane	N	King	N	Sanchez	Y	Weddig	Y
50	Daniel	Y	Larson	N	Schultheis	E	White	N
51	Decker	N	Lawrence	N	Scott	N	Williams S.	Y
52	Fairbank	N	Lee	N	Sinclair	N	Williams T.	N
53	Fritz	N	Mace	N	Smith	N	Witwer	N
54	Garcia	Y	Madden	Y	Snook	N	Young	N
55							Mr. Speaker	Y
56								

1 Representative Groff moved to amend the Report of the Committee of the
2 Whole to show that the following Groff, Chavez, and Grossman
3 amendment to HB02-1309, did pass, and that HB02-1309, as amended,
4 did pass.

5
6 Amend printed bill, page 10, before line 2, insert the following:

7
8 "(VIII) WILL ONLY PROVIDE A SCHOLARSHIP TO A STUDENT WHO
9 ATTENDS AN ELIGIBLE SCHOOL OR A PRIVATE PRESCHOOL IF THE ELIGIBLE
10 SCHOOL OR PRIVATE PRESCHOOL ACCEPTS ALL STUDENTS WHO APPLY FOR
11 ENROLLMENT, INCLUDING BUT NOT LIMITED TO STUDENTS WHO NEED
12 SPECIAL EDUCATION SERVICES, TO THE EXTENT THAT SPACE PERMITS AND,
13 IF THE NUMBER OF STUDENTS APPLYING FOR ENROLLMENT EXCEEDS THE
14 NUMBER OF SPACES AVAILABLE, MAKES ENROLLMENT DECISIONS IN A
15 NONDISCRIMINATORY MANNER."

16
17 The amendment was declared **lost** by the following roll call vote:

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

38
39
40
41
42 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

43
44 Passed Second Reading: **HB1309 amended.**

45
46 Laid over until date indicated retaining place on Calendar: **HB02-1125,**
47 **1363, 1396, SB02-168, 185, 068, HB02-1046**--April 19, 2002.

48
49 The Chairman moved the adoption of the Committee of the Whole
50 Report. As shown by the following roll call vote, a majority of those
51 elected to the House voted in the affirmative, and the Report was
52 **adopted.**

	YES 43	NO 19	EXCUSED 3	ABSENT 0				
55	Alexander	Y	Groff	N	Marshall	N	Spence	Y
56	Bacon	N	Grossman	Y	Miller	Y	Spradley	E

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

DELIVERY OF BILLS TO GOVERNOR

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: **HB02-1078, 1111, 1144, 1162, 1305** at 10:35 a.m. on April 18, 2002.

INTRODUCTION OF BILLS First Reading

The following bills were read by title and referred to the committees indicated:

HB02-1453 by Representative(s) White--Concerning the exclusion of health care assistance by a child care provider to a child from the provisions of the "Nurse Practice Act".
Committee on Health, Environment, Welfare, & Institutions

HB02-1454 by Representative(s) Mace, Marshall; also Senator(s) Hernandez, Hagedorn--Concerning the requirement that Colorado state individual income tax return forms contain a line whereby individual taxpayers may make a voluntary contribution to ocean journey.
Committee on Finance

INTRODUCTION OF CONCURRENT RESOLUTIONS

The following resolutions were read by title and referred to the committees indicated:

HCR02-1007 by Representative(s) Cloer; also Senator(s) May--Submitting to the registered electors of the state of Colorado an amendment to section 1 (2) of article V of the constitution of the state of Colorado, concerning the reduction of the number of signatures required to propose a law by initiative petition.
Committee on State, Veterans, & Military Affairs

1 **HCR02-1008** by Representative(s) Cloer; also Senator(s) Lamborn--
2 Submitting to the registered electors of the state of
3 Colorado an amendment to section 1 of article V of the
4 constitution of the state of Colorado, concerning a
5 prohibition on the modification of adopted statewide
6 initiated measures by the general assembly for a period of
7 five years from the effective date of such measures, and,
8 in connection therewith, allowing an initiated state statute
9 to be modified during the five-year period if approved by
10 thirty-eight members of the house of representatives and
11 twenty-three members of the senate.
12 Committee on State, Veterans, & Military Affairs

13
14
15
16 House in recess. House reconvened.
17
18

19 20 **REPORTS OF COMMITTEE OF REFERENCE**

21 22 **FINANCE**

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

25
26 **HB02-1358** be amended as follows, and as so amended, be referred to
27 the Committee on Appropriations with favorable
28 recommendation:
29

30 Amend printed bill, page 4, line 15, after "IS", insert "PRIMARILY";
31
32 line 27, strike "A BED AND".
33

34 Page 5, strike lines 1 through 10 and substitute the following:
35

36 "THE ACTUAL VALUE OF THE LAND CONTAINING A BED AND BREAKFAST
37 SHALL BE DETERMINED BY THE APPLICATION OF THE APPROPRIATE
38 APPROACHES TO APPRAISAL SPECIFIED IN SUBSECTION (5) OF THIS SECTION.
39 THE LAND CONTAINING A BED AND BREAKFAST SHALL BE ASSESSED AS
40 FOLLOWS:
41

42 (I) THE PORTION OF LAND DIRECTLY UNDERNEATH A BED AND
43 BREAKFAST SHALL BE ASSESSED PURSUANT TO THE PROCEDURES
44 PERTAINING TO LAND SET FORTH IN SUBSECTION (9) OF THIS SECTION.
45

46 (II) THERE SHALL BE A REBUTTABLE PRESUMPTION THAT ALL
47 REMAINING LAND SHALL BE ASSESSED AS RESIDENTIAL LAND. SUCH
48 PRESUMPTION SHALL ONLY BE OVERCOME IF THERE IS A NONRESIDENTIAL
49 USE NOT REASONABLY ASSOCIATED WITH THE OPERATION OF THE BED AND
50 BREAKFAST ON SOME PORTION OF THE REMAINING LAND, IN WHICH CASE,
51 SUCH PORTION OF THE REMAINING LAND SHALL BE ASSESSED AS
52 NONRESIDENTIAL LAND.
53

54 (III) SUBPARAGRAPHS (I) OR (II) OF THIS PARAGRAPH (b) SHALL
55 NOT APPLY TO AGRICULTURAL LAND."
56

1 **SB02-101** be postponed indefinitely.

2

3

4 **SB02-169** be referred to the Committee of the Whole with favorable
5 recommendation.

6

7

8

9

INTRODUCTION OF CONCURRENT RESOLUTIONS

10

11 The following resolutions were read by title and referred to the
12 committees indicated:

13

14 **HCR02-1009** by Representative(s) Grossman, Borodkin, Boyd, Chavez,
15 Daniel, Garcia, Groff, Hodge, Jahn, Madden, Marshall,
16 Plant, Ragsdale, Romanoff, Tapia, Tochtrop, Veiga,
17 Weddig--Submitting to the registered electors of the state
18 of Colorado an amendment to article VII of the
19 constitution of the state of Colorado, concerning a
20 limitation on the amount of moneys that may be
21 contributed by a political party in the applicable election
22 cycle to the candidate committee of a candidate seeking
23 state elective office.

24

Committee on State, Veterans, & Military Affairs

25

26 **HCR02-1010** by Representative(s) Paschall--Submitting to the registered
27 electors of the state of Colorado an amendment to article
28 X of the constitution of the state of Colorado, concerning
29 taxation in the state, and, in connection therewith,
30 exempting all personal property from taxation including
31 the specific ownership tax, exempting all property from
32 taxes imposed by a school district for operating expenses,
33 requiring the general assembly to enact laws to provide for
34 the replacement of property tax revenues lost by school
35 districts and all other local governments as a result of the
36 exemption of personal property from taxation and the
37 exemption of all property from taxation by school
38 districts, authorizing the general assembly to enact a
39 combined increase in the state income rate to no more than
40 five and six one hundredths percent and the state sales and
41 use tax rates to no more than four and forty-four one
42 hundredths percent to provide for the replacement of
43 property tax revenues lost by school districts and other
44 local governments, eliminating the required adjustment of
45 the ratio of valuation for assessment for residential real
46 property to maintain the same percentage of aggregate
47 statewide valuation for assessment that is attributable to
48 residential real property, increasing the valuation for
49 assessment ratio for residential real property to twenty-
50 nine percent, and repealing the homestead exemption for
51 qualifying senior citizens after the 2003 property tax year.

52

Committee on Finance

53

Committee on Appropriations

54

55

56

INTRODUCTION OF RESOLUTIONS1
2
3
4
5
6
7
8
9
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

The following resolutions were read by title and laid over one day under the rules:

HJR02-1065 by Representative(s) Boyd, Tochtrop, Alexander, Borodkin, Daniel, Jahn, Sanchez, Veiga; also Senator(s) Windels--Concerning the designation of National Nursing Home Week in Colorado.

WHEREAS, The number of elderly and disabled Coloradans is dramatically increasing; and

WHEREAS, All citizens of the State of Colorado are impacted by the past and present contributions of Colorado's elderly and disabled individuals; and

WHEREAS, We salute our state's citizens, our "Greatest Generation", now residing in nursing facilities, many of whom planted the seeds that made our communities grow and prosper; and

WHEREAS, Nursing facilities provide caring and supportive services that make quality of life possible for our loved ones; and

WHEREAS, Member facilities of the Colorado Health Care Association are providing a host of activities in observance of National Nursing Home Week, guided by this year's theme "Celebrating the Seasons of Life", beginning on Mother's Day, May 12, 2002; now, therefore,

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

(1) That the General Assembly salutes the life-long achievements and contributions of our "Greatest Generation", Colorado's diverse long-term care residents and patients.

(2) That the General Assembly salutes the commitment of Colorado's long-term care provider professionals for their compassionate delivery of quality care and the enhancement of quality life to Colorado's frail, elderly and disabled individuals.

(3) That the General Assembly encourages all citizens of the State of Colorado to join in "Celebrating the Seasons of Life" May 12-18, 2002, by visiting a nursing home in their community and recognizing the accomplishments of our "Greatest Generation" and the dedication of our long-term care providers during National Nursing Home Week.

HJR02-1066 by Representative(s) Madden; also Senator(s) Tupa--Concerning the designation of Shape Up Across Colorado Week.

WHEREAS, Physical activity plays a vital role in quality of life and longevity by reducing the risk of heart disease and high blood

1 pressure; assisting with weight control; maintaining healthy muscles,
2 bones, and joints; and promoting psychological well-being; and
3

4 WHEREAS, Twenty-seven percent of Colorado's citizens are
5 reportedly overweight, due in part to increasingly sedentary lifestyles
6 state wide; and
7

8 WHEREAS, Only 25% of Coloradans make regular and sustained
9 physical activity a part of their everyday lives; and
10

11 WHEREAS, Establishment of good health habits in our children,
12 reinforced by parental example, greatly assists in developing productive
13 futures for generations to come; and
14

15 WHEREAS, A healthier citizenry in Colorado may have a positive
16 impact on both the economic and social conditions of the state; and
17

18 WHEREAS, People who are usually inactive can improve their
19 health and well-being by becoming even moderately active on a regular
20 basis; and
21

22 WHEREAS, Physical activity need not be vigorous in order to
23 achieve significant health benefits; and
24

25 WHEREAS, Health improvements can be achieved by merely
26 increasing the amount—either in duration, frequency, or intensity—of
27 physical activity; and
28

29 WHEREAS, It is appropriate to reserve a specific week to
30 recognize the importance of physical fitness and to encourage the people
31 of Colorado to engage in some type of physical activity such as walking,
32 running, hiking, swimming, biking, or a team sport; now, therefore,
33

34 *Be It Resolved by the House of Representatives of the Sixty-third*
35 *General Assembly of the State of Colorado, the Senate concurring*
36 *herein:*
37

38 That we, the members of the General Assembly, proclaim the first
39 week of May, 2002, and each first week of May hereafter, Shape Up
40 Across Colorado Week to educate Coloradans about the health benefits
41 provided by regular physical activity and to encourage all people in the
42 state to make exercise a part of their lives.
43

44 *Be It Further Resolved,* That copies of this Joint Resolution be
45 sent to Governor Bill Owens and to President Stacy Fowler and
46 Executive Director Daryl Moore of the Colorado Governor's Council for
47 Physical Fitness.
48

49
50 The following resolutions were read by title and referred to the
51 committees indicated:
52

53 **HJR02-1067** by Representative(s) Grossman, Groff, Plant, Saliman,
54 Tapia, Veiga--Concerning notice of consideration of
55 measures by committees of the general assembly.
56 Committee on State, Veterans, & Military Affairs

1 *Be It Resolved by the House of Representatives of the Sixty-third*
2 *General Assembly of the State of Colorado, the Senate concurring*
3 *herein:*

4
5 That Joint Rule No. 23A of the Joint Rules of the Senate and the
6 House of Representatives is amended BY THE ADDITION OF A NEW
7 SUBSECTION to read:

8
9

23A. CONSIDERATION OF BILLS BY COMMITTEES

10

11 (e) (1) AS USED IN THIS SUBSECTION (e), UNLESS THE CONTEXT
12 OTHERWISE REQUIRES:

13

14 (A) "CONSIDERATION OF A MEASURE" INCLUDES PUBLIC
15 DISCUSSION OF, PUBLIC TESTIMONY ON OR RELATED
16 TO, AND ACTION ON A MEASURE BY A COMMITTEE OF
17 REFERENCE OR A CONFERENCE COMMITTEE.

18

19 (B) "MEASURE" MEANS A BILL OR CONCURRENT
20 RESOLUTION.

21

22 (2) (A) EXCEPT AS PROVIDED IN SUBPARAGRAPH (B) OF THIS
23 PARAGRAPH (2), NOTICE OF CONSIDERATION OF A
24 MEASURE BY THE FIRST OR ANY SUBSEQUENT
25 COMMITTEE OF REFERENCE SHALL BE PUBLISHED IN
26 THE CALENDAR OF THE HOUSE IN WHICH THE
27 MEASURE WILL BE CONSIDERED AT LEAST
28 SEVENTY-TWO HOURS BEFORE THE COMMITTEE
29 MEETING. EXCEPT AS PROVIDED IN SUBPARAGRAPH
30 (B) OF THIS PARAGRAPH (2), THE MEASURE SHALL
31 ALSO BE LISTED ON THE COMMITTEE'S AGENDA,
32 WHICH SHALL BE POSTED AT CONSPICUOUS
33 LOCATIONS IN THE STATE CAPITOL BUILDING AND ON
34 THE GENERAL ASSEMBLY'S INTERNET WEBSITE AT
35 LEAST SEVENTY-TWO HOURS BEFORE THE
36 COMMITTEE MEETING. ANY MEASURE THAT IS NOT
37 PUBLISHED IN THE CALENDAR, LISTED ON THE
38 COMMITTEE'S AGENDA, AND POSTED IN ACCORDANCE
39 WITH THIS SUBPARAGRAPH (A) AT LEAST
40 SEVENTY-TWO HOURS BEFORE THE COMMITTEE
41 MEETING SHALL NOT BE CONSIDERED BY THE
42 COMMITTEE. EXCEPT AS PROVIDED IN
43 SUBPARAGRAPH (B) OF THIS PARAGRAPH (2), ANY
44 MEASURE THAT HAS BEEN PROPERLY NOTICED FOR
45 CONSIDERATION PURSUANT TO THIS SUBPARAGRAPH
46 (A) BUT THAT IS NOT ACTUALLY CONSIDERED AT THE
47 COMMITTEE MEETING FOR WHICH THE NOTICE WAS
48 ISSUED SHALL NOT BE SUBSEQUENTLY CONSIDERED
49 BY THE COMMITTEE UNTIL THE NOTICE
50 REQUIREMENTS OF THIS SUBPARAGRAPH (A) HAVE
51 BEEN SATISFIED.

52

53 (B) THE FIRST OR ANY SUBSEQUENT COMMITTEE OF
54 REFERENCE MAY CONSIDER A MEASURE WITH LESS
55 THAN SEVENTY-TWO HOUR'S NOTICE ONLY IF SUCH
56 CONSIDERATION WILL OCCUR ON ONE OF THE LAST

1 THREE DAYS BEFORE ADJOURNMENT SINE DIE OF THE
2 GENERAL ASSEMBLY OR UPON APPROVAL OF
3 TWO-THIRDS OF THE MEMBERS OF THE HOUSE THAT
4 WILL CONSIDER THE MEASURE. IF THE PROVISIONS
5 OF THIS SUBPARAGRAPH (B) APPLY, PRIOR TO THE
6 COMMITTEE MEETING AT WHICH THE MEASURE WILL
7 BE CONSIDERED, PUBLIC ANNOUNCEMENT OF
8 CONSIDERATION OF THE MEASURE SHALL BE MADE
9 FROM THE FLOOR OF THE HOUSE THAT WILL
10 CONSIDER THE MEASURE DURING A SESSION OF THAT
11 HOUSE. WHEN POSSIBLE, NOTICE OF CONSIDERATION
12 OF THE MEASURE SHALL ALSO BE PUBLISHED IN THE
13 CALENDAR OF THE HOUSE THAT WILL CONSIDER THE
14 MEASURE, AND THE MEASURE SHALL BE LISTED ON
15 THE COMMITTEE'S AGENDA, WHICH SHALL BE POSTED
16 AT CONSPICUOUS LOCATIONS IN THE STATE CAPITOL
17 BUILDING AND ON THE GENERAL ASSEMBLY'S
18 INTERNET WEBSITE PRIOR TO THE COMMITTEE
19 MEETING.
20

21 (3) (A) EXCEPT AS PROVIDED IN SUBPARAGRAPH (B) OF THIS
22 PARAGRAPH (3), NOTICE OF CONSIDERATION OF A
23 MEASURE BY A CONFERENCE COMMITTEE SHALL BE
24 PUBLISHED IN THE CALENDAR OF BOTH HOUSES AT
25 LEAST SEVENTY-TWO HOURS BEFORE THE
26 CONFERENCE COMMITTEE MEETING. EXCEPT AS
27 PROVIDED IN SUBPARAGRAPH (B) OF THIS
28 PARAGRAPH (3), THE MEASURE SHALL ALSO BE
29 LISTED ON THE CONFERENCE COMMITTEE'S AGENDA,
30 WHICH SHALL BE POSTED AT CONSPICUOUS
31 LOCATIONS IN THE STATE CAPITOL BUILDING AND ON
32 THE GENERAL ASSEMBLY'S INTERNET WEBSITE AT
33 LEAST SEVENTY-TWO HOURS BEFORE THE
34 CONFERENCE COMMITTEE MEETING. ANY MEASURE
35 THAT IS NOT PUBLISHED IN THE CALENDAR, LISTED
36 ON THE CONFERENCE COMMITTEE'S AGENDA, AND
37 POSTED IN ACCORDANCE WITH THIS SUBPARAGRAPH
38 (A) AT LEAST SEVENTY-TWO HOURS BEFORE THE
39 CONFERENCE COMMITTEE MEETING SHALL NOT BE
40 CONSIDERED BY THE CONFERENCE COMMITTEE.
41 EXCEPT AS PROVIDED IN SUBPARAGRAPH (B) OF THIS
42 PARAGRAPH (3), ANY MEASURE THAT HAS BEEN
43 PROPERLY NOTICED FOR CONSIDERATION PURSUANT
44 TO THIS SUBPARAGRAPH (A) BUT THAT IS NOT
45 ACTUALLY CONSIDERED AT THE CONFERENCE
46 COMMITTEE MEETING FOR WHICH THE NOTICE WAS
47 ISSUED SHALL NOT BE SUBSEQUENTLY CONSIDERED
48 BY THE CONFERENCE COMMITTEE UNTIL THE NOTICE
49 REQUIREMENTS OF THIS SUBPARAGRAPH (A) HAVE
50 BEEN SATISFIED.

51
52 (B) ANY CONFERENCE COMMITTEE MAY CONSIDER A
53 MEASURE WITH LESS THAN SEVENTY-TWO HOUR'S
54 NOTICE ONLY IF SUCH CONSIDERATION WILL OCCUR
55 ON ONE OF THE LAST THREE DAYS BEFORE
56 ADJOURNMENT SINE DIE OF THE GENERAL ASSEMBLY

1 OR UPON APPROVAL OF TWO-THIRDS OF THE
 2 MEMBERS OF BOTH HOUSES. IF THE PROVISIONS OF
 3 THIS SUBPARAGRAPH (B) APPLY, PRIOR TO THE
 4 COMMITTEE MEETING AT WHICH THE MEASURE WILL
 5 BE CONSIDERED, PUBLIC ANNOUNCEMENT OF
 6 CONSIDERATION OF THE MEASURE SHALL BE MADE
 7 FROM THE FLOOR OF BOTH HOUSES DURING A
 8 SESSION THEREOF. WHEN POSSIBLE, NOTICE OF
 9 CONSIDERATION OF THE MEASURE SHALL ALSO BE
 10 PUBLISHED IN THE CALENDAR OF BOTH HOUSES, AND
 11 THE MEASURE SHALL BE LISTED ON THE CONFERENCE
 12 COMMITTEE'S AGENDA, WHICH SHALL BE POSTED AT
 13 CONSPICUOUS LOCATIONS IN THE STATE CAPITOL
 14 BUILDING AND ON THE GENERAL ASSEMBLY'S
 15 INTERNET WEBSITE PRIOR TO THE CONFERENCE
 16 COMMITTEE MEETING.

17
 18 (4) ANY CONSIDERATION OF A MEASURE BY A COMMITTEE OF
 19 REFERENCE OR A CONFERENCE COMMITTEE IN VIOLATION OF
 20 THE PROVISIONS OF THIS SUBSECTION (e) SHALL BE VOID.

21
 22 (5) COMPLIANCE WITH THE PROVISIONS OF THIS SUBSECTION (e)
 23 SHALL CONSTITUTE FULL AND TIMELY NOTICE FOR PURPOSES
 24 OF THE COLORADO OPEN MEETINGS LAW, PART 4 OF ARTICLE
 25 6 OF TITLE 24, COLORADO REVISED STATUTES.

26
 27
 28 **HJR02-1068** by Representative(s) Jahn, Alexander, Groff, Mace,
 29 Williams S.--Concerning long-term health care as a
 30 budgetary priority.
 31 Committee on Health, Environment, Welfare, & Institutions

32
 33 WHEREAS, The number of elderly and disabled Coloradans and
 34 United States citizens is dramatically increasing; and

35
 36 WHEREAS, There is an unprecedented need for the delivery of
 37 quality long-term care services and programs to a diverse population of
 38 over 428,000 individuals; and

39
 40 WHEREAS, The implementation of a 1998 Medicare prospective
 41 payment system (PPS) for skilled nursing care (SNF) resulted in cuts far
 42 deeper than Congress anticipated; and

43
 44 WHEREAS, The fiscal impact on Colorado of such devastating
 45 cuts will be the loss of \$27.4 million in Medicare payments which will
 46 directly impact the State of Colorado's frail elderly and disabled
 47 populations by jeopardizing the delivery of quality care, and by causing
 48 the loss of valuable staff and specialized services; and

49
 50 WHEREAS, The overwhelming 17% Medicare cut will force some
 51 long-term care providers into bankruptcy in an uncertain economy,
 52 resulting in a loss of quality long-term care resources available to
 53 consumers; and

54
 55 WHEREAS, In addition to threatening the quality and availability
 56 of patient care, cuts this deep will result in a significant loss of jobs in a

1 health care employment sector in which there is a direct correlation
2 between numbers of staff and quality of care; now, therefore,
3

4 *Be It Resolved by the House of Representatives of the Sixty-third*
5 *General Assembly of the State of Colorado, the Senate concurring*
6 *herein:*
7

8 (1) That we, the members of the Sixty-third General Assembly,
9 encourage Congress to direct the President of the United States and his
10 administration to halt work on administrative refinements to the resource
11 utilization group system and to redirect resources to the design of a new,
12 reliable patient classification system and SNF payment methodology.
13

14 (2) That the General Assembly recommends Congress extend the
15 payment add-ons until the new and reliable PPS system is implemented
16 to protect beneficiary access to the Medicare SNF benefit, to stimulate
17 market capitalization, and to allow the SNF sector to regain stability.
18

19 (3) That the General Assembly urges Congress to reassure capital
20 markets and to announce immediately, preferably in conjunction with the
21 President of the United States and his administration, that the "Medicare
22 cliff", scheduled to take effect October 1, 2002, will be postponed and
23 that payments for Medicare beneficiaries in SNFs will not be cut by 17%
24 this fall.
25

26 *Be It Further Resolved*, That copies of this Joint Resolution be
27 sent to President George W. Bush and each member of Colorado's
28 congressional delegation.
29

30
31 **HJR02-1069** by Representative(s) Williams S., Bacon, Boyd, Coleman,
32 Daniel, Decker, Jahn, Mace, Romanoff, Sanchez,
33 Tochtrop, Vigil; also Senator(s) Windels, Hagedorn--
34 Concerning the creation of an interim committee to study
35 adult protection issues in Colorado.
36 Committee on Health, Environment, Welfare, & Institutions
37

38 WHEREAS, There are more than five hundred sixty thousand
39 people in Colorado over the age of sixty-five; and
40

41 WHEREAS, There are more than ten thousand adults with
42 developmental disabilities in Colorado; and
43

44 WHEREAS, The most recent statistics indicate that more than five
45 thousand adults were in need of adult protective services in 2001; and
46

47 WHEREAS, Fifty-six percent of reports of abuse and neglect of
48 at-risk and vulnerable adults received result in open cases in the county
49 departments of social services; and
50

51 WHEREAS, The county adult protective services caseload is
52 currently thirty cases per month per caseworker; and
53

54 WHEREAS, Aging and Adult Services in the state Department of
55 Human Services has oversight of adult protection in Colorado; and
56

1 WHEREAS, Within the state, the Office of the Attorney General,
2 Developmental Disabilities Services within the Department of Human
3 Services, and the Health Facilities Division within the Department of
4 Public Health and Environment also have responsibilities that affect
5 adults who need protective services; and
6

7 WHEREAS, Multiple jurisdictions, in addition to those state
8 agencies specified in this Joint Resolution, have responsibilities for
9 sub-sets of groups who are aging, disabled, and vulnerable, including
10 counties and Community Centered Board catchment areas; and
11

12 WHEREAS, Many elderly adults in Colorado are in vulnerable
13 situations and do not know who to contact for protection; now, therefore,
14

15 *Be It Resolved by the House of Representatives of the Sixty-third*
16 *General Assembly of the State of Colorado, the Senate concurring*
17 *herein:*
18

19 (1) That there shall be a committee to meet in the interim after the
20 conclusion of the 2002 Regular Session of the Sixty-third General
21 Assembly to study reporting, oversight, and services for at-risk adults.
22 Such interim committee shall consist of six members of the General
23 Assembly. Three members of the committee shall be from the Senate,
24 two appointed by the President of the Senate and one appointed by the
25 Minority Leader of the Senate and no more than two of the three
26 members shall be from the same political party. Three members of the
27 committee shall be from the House of Representatives, appointed by the
28 Speaker of the House of Representatives after consultation with the
29 Minority Leader of the House of Representatives, and no more than two
30 of the three members shall be from the same political party.
31

32 (2) That the interim committee may study, but shall not be limited
33 to, the following:
34

35 (a) Requiring certain professions and occupations to report
36 mistreatment of at-risk and vulnerable adults;
37

38 (b) The process for filing, investigating, and responding to reports
39 of abuse and neglect of at-risk and vulnerable adults;
40

41 (c) Reviewing the agencies, both state and private, that have
42 responsibility and authority to investigate and provide protection to
43 at-risk and vulnerable adults;
44

45 (d) Methods to ensure collaboration among the agencies of state
46 government that have the authority to provide adult protective services;
47

48 (e) Assessing any possible cost-savings or efficiencies by
49 combining adult protective services into one state agency.
50

51 (3) That the interim committee shall meet four times during the
52 2002 interim.
53

54 (4) That the interim committee shall report its findings and
55 recommendations, including any recommended legislation, to the
56 Legislative Council no later than October 15, 2002. The Legislative

1 Council shall report its findings and recommendations, including any
2 recommended legislation, to the members of the First Regular Session of
3 the Sixty-fourth General Assembly.
4

5 (5) That expenditures incurred in the conduct of the study
6 enumerated in this Joint Resolution shall be approved by the chairperson
7 of the Legislative Council and paid by vouchers and warrants drawn as
8 provided by law from funds allocated to the Legislative Council from
9 appropriations made by the General Assembly.
10

11 (6) That the legislative members of the committee shall be
12 compensated as provided in section 2-2-307, Colorado Revised Statutes,
13 for attendance at meetings of the committee.
14

15 (7) That the Legislative Council staff and the Office of Legislative
16 Legal Services staff shall be available to assist the committee in carrying
17 out its duties.
18

19
20
21 The following resolutions were read by title and laid over one day under
22 the rules:
23

24 **HJR02-1070** by Representative(s) Cloer, Garcia--Concerning the
25 recognition of firefighters who have given their lives in the
26 line of duty.
27

28 WHEREAS, The General Assembly of the state of Colorado
29 wishes to recognize and honor the many sacrifices of firefighters in the
30 state of Colorado and across the country; and
31

32 WHEREAS, Colorado is honored to be the home of the
33 International Fallen Firefighters Memorial, which since 1976 has honored
34 over 1,000 men and women who gave their lives to protect the lives and
35 property of their neighbors; and
36

37 WHEREAS, This year, over 400 names will be added to the Wall
38 of Honor, due in large part to the brave men and women of the New York
39 City Fire Department, who, without any thought of their own safety,
40 rushed to help those caught in the World Trade Center towers on
41 September 11, 2001; and
42

43 WHEREAS, Families from around the United States and Canada
44 will travel to the International Fallen Firefighters Memorial as a way to
45 honor and remember fallen family, friends, and comrades; and
46

47 WHEREAS, The state of Colorado opens its heart and homes to
48 embrace our nation's firefighters and their families during this time of
49 healing and remembrance; now, therefore,
50

51 *Be It Resolved by the House of Representatives of the Sixty-third*
52 *General Assembly of the State of Colorado, the Senate concurring*
53 *herein:*
54

55 That we, the members of the General Assembly of the state of
56 Colorado, hereby recognize the courage and dedication of the brave men

1 and women who make firefighting their profession or avocation, and
2 applaud them for their untiring dedication to protecting the lives of
3 others.

4
5 *Be It Further Resolved*, That copies of this Joint Resolution be
6 sent to the Colorado State Fire Fighters' Association, Colorado
7 Professional Fire Fighters Association, Colorado Springs Professional
8 Fire Fighters Association I.A.F.F. (International Association of
9 Firefighters) Local 5, and Richard Haugen, Executive Director of I.A.F.F.
10 Fallen Fire Fighter Memorial.

11
12
13 **HJR02-1071** by Representative(s) Cloer, Snook, Mace, Coleman,
14 Garcia, Lawrence, Sanchez, Vigil; also Senator(s)
15 Hernandez--Concerning the recognition of Colorado's
16 Hispanic population and designating a month to
17 acknowledge their contributions to the state.

18
19 WHEREAS, The presence of Hispanics in the state of Colorado
20 predates the declaration of statehood, and, as among the first to settle in
21 the state, Hispanics and their descendants have had a profound and
22 lasting influence on the state's history, values, and culture; and

23
24 WHEREAS, The name Colorado is of Hispanic origin meaning
25 reddish in color due to the reddish color of the soil that pervades the state;
26 and

27
28 WHEREAS, Outside of the numerous Native American cultures
29 who inhabited the region, Hispanics such as Francisco Vasquez de
30 Coronado, Juan de Onate, and Padre Silvestre Velez de Escalante were
31 the first to explore and later settle Colorado; and

32
33 WHEREAS, While there were attempts to create settlements in the
34 late 1700s, the first successful settlement came when the town of San
35 Luis was founded in 1851 as the first permanent Hispanic settlement in
36 the state, followed quickly by Trinidad; and

37
38 WHEREAS, Since the times of settlement, the Hispanic population
39 of Colorado has shown a deep commitment to family, community, and
40 religion; and

41
42 WHEREAS, Hispanics have played a prominent role in the
43 agricultural development of Colorado, through their backbreaking work
44 on numerous farms throughout the state and the sugar beet fields of
45 eastern and northern Colorado, fueled by their incredibly strong work
46 ethic; and

47
48 WHEREAS, Throughout Colorado it is clearly visible that
49 Hispanics have played and continue to play an integral role in literature,
50 art, architecture, cuisine, music, television, dance, athletics, politics, the
51 military, and business, and in the overall development of the state; and

52
53 WHEREAS, Businesses and community organizations such as the
54 Colorado Hispanic League, the Hispanic Chamber of Commerce,
55 LARASA (Latin American Research and Service Agency), and others are
56 committed to actively promoting the economic growth and development

1 of Hispanic businesses, improving the health, education, and
2 self-sufficiency of the Hispanic community, and overall improving the
3 lives of Hispanics who call Colorado home; and
4

5 WHEREAS, According to the Denver Hispanic Chamber of
6 Commerce, the number of businesses owned and operated by Hispanics
7 in Colorado has increased by leaps and bounds in the last 30 years and
8 makes up the largest composition of minority-owned businesses by an
9 overwhelming margin in the state; and
10

11 WHEREAS, According to the 2000 census, Hispanics make up
12 17.1% of Colorado's population of 4.3 million, with the percentage
13 increasing yearly, and are a thriving force in our society and a vital part
14 of Colorado's economy and culture; and
15

16 WHEREAS, It is appropriate to celebrate Colorado's rich Hispanic
17 heritage by designating the period between September 15th and October
18 15th as Colorado Hispanic Heritage Month; now, therefore,
19

20 *Be It Resolved by the House of Representatives of the Sixty-third*
21 *General Assembly of the State of Colorado, the Senate concurring*
22 *herein:*
23

24 That we, the members of the General Assembly of the state of
25 Colorado, hereby recognize the Hispanic population of Colorado and the
26 important role they have played in shaping Colorado as it exists today and
27 the important and ever expanding role that Hispanics will play in
28 Colorado's future development, and hereby proclaim that Colorado shall
29 designate the period between September 15th and October 15th as
30 Colorado Hispanic Heritage Month.
31

32 *Be It Further Resolved,* That copies of this Joint Resolution be
33 sent to Governor Bill Owens, the Colorado Springs Hispanic Chamber of
34 Commerce, the Denver Hispanic Chamber of Commerce, and LARASA.
35

36
37 **HJR02-1072** by Representative(s) Alexander--Concerning the
38 designation of the month of May as Foster Care Month in
39 Colorado.
40

41 WHEREAS, The family, serving as the primary source of love,
42 identity, self-esteem, and support, is the very foundation of our
43 communities and our State; and
44

45 WHEREAS, In Colorado, there are 4,300 foster parents providing
46 children with safe, secure, and stable homes along with compassion and
47 nurturing; and
48

49 WHEREAS, Families, who open their homes and hearts to
50 children whose families are in crisis, play a vital role helping children and
51 families heal and reconnect and launching children into successful
52 adulthood; and
53

54 WHEREAS, Foster parents are part of a treatment team working
55 toward permanency for all children; and
56

1 WHEREAS, The majority of children in out-of-home care have
2 siblings, and agencies often are unable to keep these siblings together;
3 and
4

5 WHEREAS, There are numerous individuals and public and
6 private organizations who work to increase public awareness of the needs
7 of children in and leaving foster care, as well as the enduring and
8 valuable contribution of foster parents; now, therefore,
9

10 *Be It Resolved by the House of Representatives of the Sixty-third*
11 *General Assembly of the State of Colorado, the Senate concurring*
12 *herein:*
13

14 That we, the members of the Sixty-third General Assembly of the
15 State of Colorado, hereby proclaim the month of May to be Foster Care
16 Month in Colorado.
17

18 *Be It Further Resolved,* That the General Assembly urges all
19 citizens to volunteer their talents and energies on behalf of children in
20 foster care, foster parents, and the child welfare professional staff
21 working with these children during this month and throughout the year.
22

23
24 **HJR02-1073** by Representative(s) Lawrence--Concerning awareness of
25 Autism, and, in connection therewith, designating April
26 2002 as Autism Awareness Month and April 27, 2002, as
27 Autism Awareness Day.
28

29 WHEREAS, Autism is a complex developmental disability that
30 typically appears during the first 3 years of life, estimated to occur in one
31 in 500 individuals and 4 times more prevalent in boys than in girls, but
32 knowing no racial, ethnic, or social boundaries; and
33

34 WHEREAS, Autism affects the normal development of the brain
35 in the areas of social interaction and communication skills; and
36

37 WHEREAS, Children and adults with Autism typically have
38 difficulties with verbal and nonverbal communication, social interactions,
39 and leisure or play activities; and
40

41 WHEREAS, Autistic children typically have a host of biomedical
42 and neurological problems as well because their intestines are so
43 damaged that they cannot absorb nutrients essential for optimal brain
44 function; and
45

46 WHEREAS, Persons with Autism have impaired liver and kidney
47 functions, causing their bodies to store up high levels of toxins found in
48 the environment such as lead, mercury, arsenic, and other heavy metals,
49 and their immune systems are compromised to the extent that they cannot
50 fight off even the simplest of fungal, parasitic, and bacterial infections;
51 and
52

53 WHEREAS, Children do not outgrow Autism, there is no cure, it
54 is a lifelong disability, persons with Autism have normal life
55 expectancies, and Autism affects over one-half million individuals in the
56 United States, making it more prevalent than Down Syndrome, childhood

1 diabetes, and childhood cancer combined; and

2

3 WHEREAS, One out of every 250 children born in the United
4 States each year is diagnosed with Autism; and

5

6 WHEREAS, Autism has wide-ranging implications, not only for
7 the diagnosed individual but also for his or her entire family; and

8

9 WHEREAS, Early diagnosis, research, training, education, and
10 therapies are vital to reducing the effects of Autism; and

11

12 WHEREAS, Significant progress has been made in the last 30
13 years in the areas of research, medicine, diagnostic issues, and therapies
14 for Autism, resulting in an improved quality of life for individuals with
15 Autism and for their families; and

16

17 WHEREAS, During the month of April, Autism awareness groups
18 and nonprofit organizations will educate the public about Autism to
19 dispel myths and misconceptions about the disorder and inform parents
20 and professionals about available services; now, therefore,

21

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

25

26 That we, the members of the Sixty-third General Assembly, in an
27 effort to heighten the awareness of people to the prevalence of Autism,
28 declare April 2002 as Autism Awareness Month and April 27, 2002, as
29 Autism Awareness Day in Colorado.

30

31 *Be It Further Resolved*, That copies of this Joint Resolution be
32 sent to the Colorado Chapter of the Autism Society of America.

33

34

35

36

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

39

40 **HR02-1015** by Representative(s) Sanchez--Concerning the restoration
41 of funding for state family planning services.
42 Committee on Health, Environment, Welfare, & Institutions

43

44 WHEREAS, Planned Parenthood of the Rocky Mountains has
45 provided state family planning services in full compliance with the
46 Colorado constitution for many years through a contract with the state
47 Department of Public Health and Environment; and

48

49 WHEREAS, Approximately thirteen thousand low-income women
50 rely on government-funded family planning services provided by Planned
51 Parenthood of the Rocky Mountains consisting of family planning,
52 gynecological examinations, basic lab tests and screening tests for high
53 blood pressure, anemia, breast and cervical cancer, sexually transmitted
54 diseases and HIV, pregnancy testing, and sterilization services; and

55

1 WHEREAS, Colorado ranks 20th in the nation in the provision of
2 contraceptive services to women in need, serving only 47% of those
3 needing care; and
4

5 WHEREAS, Nearly half of all pregnancies in Colorado are
6 unintended and almost 40% of women who gave birth in our state said
7 their pregnancies were either mis-timed or unwanted; and
8

9 WHEREAS, Contraceptive services in Colorado help avert
10 thirty-two thousand unintended pregnancies each year; and
11

12 WHEREAS, In some rural and mountainous areas of the state,
13 Planned Parenthood of the Rocky Mountains is the only provider of such
14 services in that community or is the closest provider for miles; and
15

16 WHEREAS, Article V, Section 50 of the Colorado Constitution
17 provides that public funds shall not be used by the state to pay or
18 otherwise reimburse, directly or indirectly, any person or agency for the
19 performance of any induced abortion; and
20

21 WHEREAS, Planned Parenthood of the Rocky Mountains has
22 provided family planning services for many years following a segregation
23 policy established by the Department of Public Health and Environment
24 that required a facility performing induced abortions to segregate public
25 funds; and
26

27 WHEREAS, In a 1998 audit, the State Auditor's Office found that
28 the segregation policy followed by Planned Parenthood of the Rocky
29 Mountains complied with the state constitutional prohibition and that
30 none of the clinics used state or federal funds to perform terminations of
31 pregnancies or were located in the same facilities; and
32

33 WHEREAS, In 1999, the Department of Public Health and
34 Environment issued a new interpretation of the constitutional requirement
35 by providing that any facility that is affiliated with a facility that performs
36 induced abortions must show certain indicators of independence from the
37 facility that performs induced abortions, including separate incorporation,
38 separate facilities, and separate financial records; and
39

40 WHEREAS, Planned Parenthood of the Rocky Mountains took
41 great steps to follow this new affiliation requirement by forming a
42 separate corporation, Planned Parenthood Services Corporation, to which
43 it gave sole responsibility for performing induced abortions; and
44

45 WHEREAS, After separately incorporating, Planned Parenthood
46 of the Rocky Mountains was awarded a contract to provide valuable
47 family planning services in this state; and
48

49 WHEREAS, In the summer of 2001, the Department of Public
50 Health and Environment contracted with an outside accounting firm to
51 conduct a review of Planned Parenthood of the Rocky Mountains; and
52

53 WHEREAS, Based upon such review and an unusually strict
54 interpretation of the affiliation requirement, the Department of Public
55 Health and Environment has now arbitrarily refused to contract with
56 Planned Parenthood of the Rocky Mountains for state family planning

1 services, thus jeopardizing the health of low-income women and causing
2 them to have to drive long distances to receive family planning services,
3 pay fees for such services, or go without such services; and
4

5 WHEREAS, The review questioned the amount of rent charged to
6 Planned Parenthood Services Corporation; and
7

8 WHEREAS, Planned Parenthood of the Rocky Mountains leased
9 space in conformity with the requirements of a nonprofit organization to
10 maintain its property tax exemption; and
11

12 WHEREAS, The Office of the State Auditor reviewed the issues
13 associated with the Department of Public Health and Environment's
14 decision to not contract for state-funded family planning services with
15 Planned Parenthood of the Rocky Mountains and presented four
16 recommendations to the Legislative Audit Committee on April 10, 2002;
17 now, therefore,
18

19 *Be It Resolved by the House of Representatives of the Sixty-third*
20 *General Assembly of the State of Colorado:*
21

22 (1) That the House of Representatives requests the Department of
23 Public Health and Environment to support Recommendation Number 1
24 from the Office of the State Auditor that legislation should be proposed
25 to clarify the constitutional provision which prohibits the public funding
26 of abortions by defining what it means to indirectly reimburse or
27 subsidize abortion activities and by establishing the criteria that would
28 demonstrate sufficient independence to ensure state dollars are not used
29 to indirectly fund abortions;
30

31 (2) That, in response to Recommendation Number 2 of the Office
32 of the State Auditor, the House of Representatives requests the State
33 Board of Health to adopt rules establishing eligibility criteria for state
34 family planning funds once legislation is enacted to give the State Board
35 of Health the statutory authority to adopt rules;
36

37 (3) That, in response to Recommendation Number 3 of the Office
38 of the State Auditor, the House of Representatives recommends the
39 Department of Public Health and Environment evaluate the rent charged
40 by a nonprofit organization bidding to provide state family planning
41 services based upon cost rather than fair market value;
42

43 (4) That, in response to Recommendation Number 4 of the Office
44 of the State Auditor, the House of Representatives requests the
45 Department of Public Health and Environment to make efforts to ensure
46 that the compliance reviews coincide with the annual independent audit
47 as required by the family planning contract; and
48

49 (5) That once the steps outlined in this resolution are completed,
50 the Department of Public Health and Environment restore the eligibility
51 of Planned Parenthood of the Rocky Mountains as a provider of
52 state-funded family planning services without unnecessary regulations
53 and with adequate funding.
54
55
56

1 The following resolution was read by title and laid over one day under the
2 rules:

3
4 **HR02-1016** by Representative(s) Boyd--Concerning excellence in
5 school nutrition programs.

6
7 WHEREAS, The long-term health and well-being of Colorado's
8 children is of critical importance to the state; and

9
10 WHEREAS, The effectiveness of Colorado's educational programs
11 is impacted by children's readiness to learn including whether children
12 come to school healthy and well-fed; and

13
14 WHEREAS, Healthy children who practice good nutritional habits
15 are better prepared to succeed in the classroom; and

16
17 WHEREAS, Research has clearly demonstrated the connection
18 between nutrition and activity and both short-term and long-term health;
19 and

20
21 WHEREAS, There is great concern about the epidemic of obesity
22 in this country, particularly among children, as evidenced by the growing
23 incidence of adult-onset diabetes, hypertension, and heart disease in teens
24 and children; and

25
26 WHEREAS, Schools have a vested interest in diet and activity,
27 both as a responsibility to promote healthy lifestyles and to improve
28 health outcomes, resulting in better educational outcomes; and

29
30 WHEREAS, Most schools in Colorado participate in federal
31 nutrition programs including the National School Lunch Program and the
32 School Breakfast Program; now, therefore,

33
34 *Be It Resolved by the House of Representatives of the Sixty-third*
35 *General Assembly of the State of Colorado:*

36
37 That we, the members of the House of Representatives of the
38 Sixty-third General Assembly, support effective school nutrition
39 programs that promote the long-term health, life-long learning, and
40 overall well-being of our children.

41
42 *Be It Further Resolved,* That the state support excellence in school
43 nutrition programs in low-performing schools and increase its emphasis
44 on improved access to good nutrition for all children.

45
46
47
48 **LAY OVER OF CALENDAR ITEMS**

49
50 On motion of Representative King, the following items on the Calendar
51 were laid over until April 19, retaining place on Calendar:

52
53 Consideration of General Orders--**HB02-1015, SB02-064, HB02-1266,**
54 **1361, 1398, 1401, HCR02-1003, HB02-1362, SB02-018, 086, 087, 097,**
55 **HB02-1155, 1410, SB02-054, 057, 059, 071, 109, HB02-1319, 1411,**
56 **1416.**

1 Consideration of Resolutions--**SJR02-008, HJR02-1037, 1038, 1032,**
2 **HR02-1010, SJR02-018, 028, 029, HJR02-1049, 1052, 1053, 1054,**
3 **1055, 1056, HR02-1013, 1014, HJR02-1059, 1061, 1062, 1063, 1064.**
4 Consideration of Memorial--**HM02-1001.**
5 Consideration of Senate Amendments--**HB02-1064, 1141, 1333, 1245,**
6 **1191, 1225, 1146, 1013, 1287, 1218, 1221, 1135, 1139, 1336, 1210,**
7 **1220, 1034, 1014, 1341, 1425, 1427, 1437, 1349, 1442, 1443, 1444.**

8
9

10 On motion of Representative King, the House adjourned until 9:00 a.m.,
11 April 19, 2002.

12

Approved:

13

14

15

16

DOUG DEAN,
Speaker

17

18

19 Attest:

20

21 JUDITH RODRIGUE,
22 Chief Clerk