

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

First Legislative Day Wednesday, January 9, 2002

Prayer By the chaplain, Arlyn Tolzmann.

Call to Order By the President at 10:00 a.m.

Roll Call Present--Total, 35.

Quorum The President announced a quorum present.

Election of Secretary On motion of Senator Thiebaut, Karen Goldman was elected to serve as Secretary of the Senate during the Second Regular Session of the Sixty-third General Assembly.

The motion was adopted by a unanimous vote.

The President administered the oath of office to Karen Goldman as Secretary of the Senate.

Temporary Rules On motion of Senator Thiebaut, and with the unanimous consent of the Senate the Rules of the Senate of the First Regular Session of the Sixty-third General Assembly were made the Temporary Rules of the Second Regular Session of the Sixty-third General Assembly.

On motion of Senator Thiebaut, and with the unanimous consent of the Senate, the President appointed Senators Fitz-Gerald, Pascoe and Lamborn as members of the committee of three to notify the House that the Senate was organized and ready for business.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR02-001 by Senator(s) Thiebaut, Matsunaka, Andrews; also Representative(s) Spradley, Dean, Grossman--Concerning the appointment of a joint committee to notify the Governor that the Second Regular Session of the Sixty-third General Assembly is organized and ready to transact business.

Senator Thiebaut moved to suspend Senate Rule 30(b) for immediate consideration of **SJR02-001**.

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

The Resolution was adopted by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Fitz-Gerald	Y	May	Y	Takis	Y
Andrews	Y	Gordon	Y	McElhany	Y	Tate	Y
Arnold	Y	Hagedorn	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hanna	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hernandez	Y	Owen	Y	Thiebaut	Y
Dyer	Y	Hillman	Y	Pascoe	Y	Tupa	Y
Entz	Y	Isgar	Y	Perlmutter	Y	Windels	Y
Epps	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Evans	Y	Linkhart	Y	Reeves	Y		

The President appointed Senators Hernandez and Epps to serve on the committee to notify the Governor.

SJR02-002 by Senator(s) Thiebaut, Matsunaka, Andrews; also Representative(s) Spradley, Dean, Grossman--Concerning employee salary ranges for the Second Regular Session of the Sixty-third General Assembly.

SJR02-002

Senator Thiebaut moved to suspend Senate Rule 30(b) for immediate consideration of **SJR02-002**.

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

The Resolution was adopted by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Fitz-Gerald	Y	May	Y	Takis	Y
Andrews	Y	Gordon	Y	McElhany	Y	Tate	Y
Arnold	Y	Hagedorn	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hanna	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hernandez	Y	Owen	Y	Thiebaut	Y
Dyer	Y	Hillman	Y	Pascoe	Y	Tupa	Y
Entz	Y	Isgar	Y	Perlmutter	Y	Windels	Y
Epps	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Evans	Y	Linkhart	Y	Reeves	Y		

SR02-001

by Senator(s) Thiebaut, Matsunaka, Andrews; --Concerning the appointment of officers and employees for the Senate of the Sixty-third General Assembly.

Be It Resolved by the Senate of the Sixty-third General Assembly of the State of Colorado:

That the following named persons be appointed as officers and employees of the Senate of the Second Regular Session of the Sixty-third General Assembly, to the positions set opposite their respective names:

- Secretary of the Senate: Karen Goldman
- Assistant Secretary/Journal Clerk: Heidi Horvath
- Calendar Clerk: JoAnn Whitehead
- Front Desk/Docket Clerk: Renee Baca
- Reading Clerk/Admin. Assistant to Sec. of Senate: . . . Alfredo Kemm
- Finance Clerk: David J. Votava
- Chief of Staff - Majority: Danielle Radovich Piper
- Chief of Staff - Minority: Clifford F. Dodge
- Chief Sergeant-at-Arms: Jerry Garland
- Assistant Sergeant-at-Arms: Harold Jackson
- Assistant Sergeant-at-Arms: Frank Garcilaso
- Assistant Sergeant-at-Arms: Bruce Daly
- Assistant Sergeant-at-Arms: Elaine Calzolari
- Chief Enrolling Clerk: Bernadette Benham
- Assistant Enrolling Clerk: Jaima Mellor-Lindquist
- Assistant Enrolling Clerk: Vicki Healey
- Bill Room Clerk: Charlotte A. Jackson
- Bill Room Clerk: Sharon Suman
- Secretary to the President: Mickey Pearce
- Secretary to Majority Leadership: Lesley Fuller
- Secretary to Minority Leadership: Amy Musgrave
- Administrative Assistant to Majority Leader: Denis Berckefeldt
- Administrative Assistant to President Pro Tem: Dion Spencer
- Majority Media Relations Director: Ellen Dumm
- Majority Media Relations Assistant: Karen Carrillo
- Minority Media Relations: Darin D. Goens
- Chief Legislative Secretary - Majority: Martina McCray
- Chief Legislative Secretary - Minority: Miriam Frey
- Legislative Secretary - Majority: DeAnn Harris
- Legislative Secretary - Minority: Elizabeth Bliss
- Legislative Secretary - Minority: Sean Shields
- Senate Services Secretary: Debra Monroe
- Telephone Receptionist - Minority: Donna Cooley
- Receptionist - President's Office:
- Chief Assignable Clerk: Royda Kimball
- Assistant Assignable Clerk: Nathan Carr
- Assistant Assignable Clerk: Debra Miller
- Visitors' Aide: Renee White

Senator Thiebaut moved to suspend Senate Rule 30(c) for immediate consideration of **SR02-001**.

SR02-001

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

The Resolution was adopted by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Fitz-Gerald	Y	May	Y	Takis	Y
Andrews	Y	Gordon	Y	McElhany	Y	Tate	Y
Arnold	Y	Hagedorn	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hanna	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hernandez	Y	Owen	Y	Thiebaut	Y
Dyer	Y	Hillman	Y	Pascoe	Y	Tupa	Y
Entz	Y	Isgar	Y	Perlmutter	Y	Windels	Y
Epps	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Evans	Y	Linkhart	Y	Reeves	Y		

SR02-002

by Senator(s) Thiebaut, Matsunaka, Andrews; --Concerning payment of employees for pre-session work for the Senate convened in the Second Regular Session of the Sixty-third General Assembly.

Be It Resolved by the Senate of the Sixty-third General Assembly of the State of Colorado:

That the following named individuals who received training or who performed pre-session work for the Senate be compensated for such training and pre-session work:

Dion Spencer	Grade G38	2.0 Days	
Vicki Healey		Grade G38	2.0 Days
Debra Miller		Grade G30	2.0 Days
Frank Garcilaso		Grade D30	2.0 Days
Debra Monroe	Grade G30	3.0 Days	
Sean Shields		Grade G30	2.5 Days

Senator Thiebaut moved to suspend Senate Rule 30(c) for immediate consideration of **SR02-002**.

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

The Resolution was adopted by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Fitz-Gerald	Y	May	Y	Takis	Y
Andrews	Y	Gordon	Y	McElhany	Y	Tate	Y
Arnold	Y	Hagedorn	Y	Musgrave	Y	Taylor	Y
Cairns	Y	Hanna	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hernandez	Y	Owen	Y	Thiebaut	Y
Dyer	Y	Hillman	Y	Pascoe	Y	Tupa	Y
Entz	Y	Isgar	Y	Perlmutter	Y	Windels	Y
Epps	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Evans	Y	Linkhart	Y	Reeves	Y		

MESSAGE FROM THE HOUSE

January 9, 2002

Mr. President:

The House has adopted and transmits herewith HJR02-1001, as printed in House Journal, January 9, 2002.

Pursuant to the resolution, the Speaker has appointed Representatives Alexander, chairman, Berry, and Groff.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR02-1001 by Representative(s) Spradley, Dean, Grossman; also Senators Thiebaut, Matsunaka, Andrews--Concerning a Joint Session of the House of Representatives and the Senate for the purpose of hearing a message from His Excellency, Governor Bill Owens, and appointing a committee to escort the Governor.

Senator Thiebaut moved to suspend Senate Rule 30(e) for immediate consideration of HJR02-1001.

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

The Resolution was adopted by the following roll call vote:

Table with 4 columns: YES (35), NO (0), EXCUSED (0), ABSENT (0). Rows list names of senators and their votes (Y/N).

The President appointed Senators Perlmutter and Anderson to serve on the committee to escort the Governor to the Joint Session of the House of Representatives and the Senate.

On motion of Senator Thiebaut, and with the unanimous consent of those elected to the Senate, the Senate stood in recess to hear the opening day remarks of Senate President Matsunaka and Minority Leader Andrews. The text of their remarks follows.

President Matsunaka's Remarks:

Reverend Tolzmann, Senator Andrews, colleagues, friends.

This is the eighth, and last time, I will stand for the opening of a legislative session, and I still get the same feelings as my first year: apprehension at the responsibilities we as legislators bear for the people of Colorado, and a sense of wonder at the opportunities our democracy provides us.

As I thought about the challenges of this session, a quote by author and philosopher Barbara J. Winter stuck in my mind --

"When you come to the edge of all the light you know, and are about to step off into the darkness of the unknown, faith is knowing one of two things will happen. There will be something to stand on, or you will be taught how to fly."

We are poised for flight in this session. After serving the people of Colorado for the last eight years, I know this. That we in Colorado have a great gift -- one solid and enduring unlike in any other state. It's called Colorado values.

These values -- sharing responsibilities, giving back to our communities and acting with courage -- are at the core of our experience. If we follow these values, there is no limit to how high we can fly, or how much we can do. As the 2002 legislative session opens, our resolve to draw on Colorado's values, and to strengthen our families, has only deepened.

Don't let the cynics tell you that because this is an election year, nothing positive will happen under this dome. Colorado has a proud heritage of political strength and courage. I personally draw inspiration from Republican Governor, Ralph Carr, who demonstrated great political courage by condemning the internment of Japanese Americans. Governor Carr may have lost his political career through his actions, but he maintained his conviction and gained a well-deserved position in our history.

I've had the privilege of going on a unique journey across Colorado this past year, traveling thousands of miles -- in nearly every county -- accompanied by friends from the House and Senate. We listened to the people of Colorado. They told us one thing -- that the Colorado dream is in danger.

Our quality of life suffers from traffic and congestion. Our educational system is still

shaken from years of neglect. Our open spaces and mountain vistas lack the protection they deserve. And most seriously, too many of our families face the anxiety of economic recession, and the uncertainty of a health care system in crisis.

Today, Colorado again needs political courage.

Our success this session will not be about which party is right or wrong, but what's best for Colorado. That means ensuring a quality of life for people who live in Colorado today...and ensuring a better life for our children tomorrow. This is a Colorado first agenda, NOT a special interests agenda.

As a fourth generation Coloradan, I know we can learn from the lessons of those who have gone before us. Let's resolve to draw on our Colorado's values to strengthen our families, provide health care to all those who need it, give educators the tools they need to teach our children, ensure that our communities are safe and that our economy is healthy all across this great state.

Over the last 40 years the state legislature has given away over 100 special interest tax cuts and exemptions, including hundreds of millions dollars worth in 1999. But just three years later the folly of permanent tax cuts is clear. The Colorado investment fund – our budget surplus – is gone, and with it much of our prosperity.

And though we face difficult decisions about cutting budgets and balancing priorities, we will hold to the principals that fiscal responsibility does not mean buying voters' affection, that the state budget isn't just your money or my money but OUR money, and that we will not and cannot stabilize our budget on the backs of the poor, the distressed, our schools or our families.

Examples abound of how we can rededicate our legislative agenda toward our communities and our families. One fifth grade class at Bill Metz Elementary School in Monte Vista made public service announcements in support of their community. Another elementary school class visits nursing homes to comfort its residents. This is the spirit of courage and community that will revitalize our families and restore the promise of Colorado.

We can work together to revitalize our economy. Let's support modifying our energy portfolio to include renewable energies as it will help towns like Peetz, which just opened a wind farm that created four new jobs. Multiply that in rural towns across Colorado and the number of families sustained with new jobs starts to add up.

This year let's make substantive repairs to the CSAP tests and report cards because you know, as I do, that a good doctor does more than just tell us we are sick. A good doctor diagnoses the illness and prescribes a specific treatment. I challenge us to be good education doctors and make our CSAP tests truly diagnostic so that we can work to improve education, not just label schools and children.

Last year, through bi-partisan compromise we made strides toward a solution on growth. But, the job is far from complete. We can again reach bi-partisan agreement on easing the impacts of growth on our schools and strengthening the tools that allow communities to plan for growth.

Rising health insurance rates hurt every community, every business, and every family. Small businesses cannot absorb the higher costs of health care and shifting costs to business will not restore jobs and prosperity to Colorado. Instead, we must be open to new ideas to deliver health care in the rural areas, new ways to pay for health care, and to do more on prevention of chronic diseases and illnesses. Aside from innovation, we need more consumer protection. We must look at new ideas to hold down costs, and to make insurance companies accountable by supporting a bill to have an office of consumer counsel to review every rate filing.

But the area where we most lack political courage and where every Coloradan knows we need immediate solutions, is transportation. We have the countdown to gridlock on the front range and the countdown to failure of our roads in the rural areas. It's time to end the delay and get real transportation solutions on the table today.

We will push to give RTD the authority it needs so the people can decide whether to complete the light rail system that the Front Range so desperately needs.

We will work to foster creation of New Colorado prosperity corridors to help bring economic development to those that need it most.

As we speak, groups like the Denver Metro Chamber of Commerce are evaluating a range

of ideas to raise the revenue needed to close our \$30 billion investment gap. Working with them, perhaps we can move past the name-calling and toward responsible solutions for meeting our future transportation needs.

We will work to restore a measure of local control over how we invest our rural transportation dollars.

And, perhaps most importantly, we will strive to impose more accountability and responsibility on those in control of our transportation dollars. We have CSAP – the accountability program for schools. Let’s also institute TSAP – the Colorado Transportation Accountability Program. We will scrutinize how our transportation dollars are managed and work to ensure we get the most out of our transportation resources.

We are a select group of 35 senators, and I am proud to call all of you my colleagues and my friends. For those of us who are term-limited or have said this is their last year – Senator Perlmutter, Senator Thiebaut, Senator Pascoe, Senator Hernandez, Senator Epps – we have one last opportunity to finish the work we started.

So let’s not shrink from disagreeing in this session, it’s the public debate that makes the legislative process a healthy one. Let’s do our best to avoid the temptation in an election year to attach partisan labels. Rather, let’s do the truly hard work needed to come up with bipartisan solutions. Let’s dedicate ourselves, like the fifth grade classes in Monte Vista, like the heroes of September 11th, to do all the good we can, by all the means we can, in all the ways we can, for as long as we can.

Side by side let’s bring courage and commitment to Colorado state government, let’s tackle the tough issues and make the hard choices, and together we can restore the promise of a better life in Colorado, today and tomorrow.

Thank you.

Minority Leader Andrew's Remarks:

Mr. President, fellow senators, good morning and happy new year to all of you. Where did the old year go? It seems only yesterday we were in here dealing with Sen. Phillips and his duck bill. In hindsight, Sen. Phillips, those darn ducks were a bad omen for the Fiesta Bowl. Coach Gary Barnett will be contacting you.

Three hundred sixty-six days in the minority, and this is already my fourth speech on opening day. I am ripping through these things twice as fast as Sen. Feeley ever did -- starting to run out of material.

So there’s just one word I hope you would remember from my comments today – just the one word – PERSPECTIVE. A good way to keep perspective is to take the long view, so let me call three witnesses from the pages of history – KOA radio’s legendary Pete Smythe – America’s second president, John Adams – and ancient Israel’s King David.

Pete Smythe, of course, was the self-proclaimed Mayor of East Tincup, Colorado, and in that capacity he commanded more cracker-barrel cowboy wisdom than Sen. Chlouber and Sen. Isgar put together.

If you asked Pete about a political deal that seemed too good to be true, he might say, “Never put down your gun to hug a grizzly.”

If you asked him about the interest groups at budget time, he’d say, “Never ask a barber if he thinks you need a haircut.”

If you asked him about talking a bill to death at this microphone, he’d say, “Never miss a good chance to shut up.”

My point is that perspective means always being able to laugh at ourselves. Let’s remember that for the next 120 days.

John Adams held the thankless job of Vice President under George Washington, then became President and led our young nation through its first undeclared war. In a letter to his wife Abigail, he wrote this:

“I must study politics and war, that my sons may have liberty to study mathematics and philosophy. My sons ought to study mathematics and philosophy, geography [and] natural history... commerce and agriculture -- in order to give their children a right to study paintings [and] poetry, music [and] architecture....”

Let's keep the Adams perspective and remember that what we do here is done for the long future, for generations unborn. We 35 senators are trustees of something precious. The easy times of peace and prosperity are only a memory right now, but if we keep our trust, we can help bring them round again.

We should make a virtue of necessity in this tight budget year by finding ways for government to operate leaner and still deliver good service.

We should keep Colorado's highway expansion program high on the list of essential spending priorities.

We should do our duty and agree on a new congressional map this month, instead of copping out to the courts.

We should revise the legislative reapportionment process so that next time, this branch is not subordinated to the judicial and executive branches.

We should make sure our state is doing everything possible to support Operation Enduring Freedom, the counterattack against global terrorism.

Several weeks ago, Sens. Gordon, Hanna, Lamborn, and I were together in Jerusalem, where we felt surprisingly at home. There too, contentious democracy and courage in the face of terror are facts of daily life.

I thought of King David, a great ruler in that city and a great servant of God, author of the Book of Psalms. One of the psalms gives a vision of ideal government when it says: "Mercy and truth are met together; righteousness and peace have kissed each other."

Just imagine, as we legislate during this session, if both the work we do and the way we do it could be always truthful and at the same time always merciful. Imagine if we could argue our positions righteously and yet treat each other peaceably.

Imagine if we never, ever kidded ourselves that the end justifies the means, or that winning is more important than honor, or that anything is more important than people – individual human beings in God's image.

That would be real perspective. That would be real public service. Why not make it our standard for this year?

Senate Reconvened.

On motion of Senator Thiebaut, and with the unanimous consent of those elected to the Senate, the remarks of President Matsunaka and Minority Leader Andrews were ordered spread upon the pages of the journal.

INTRODUCTION OF BILLS--FIRST READING

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

- SB02-001** by Senator(s) Tupa--Concerning the one-time authority of the board of directors of the regional transportation district upon approval of the eligible electors of the district to increase the rate of sales tax levied by the district to a rate not to exceed one percent.
Government, Veterans and Military Relations, and Transportation
- SB02-002** by Senator(s) Matsunaka--Concerning stimulation of Colorado's rural economy, and, in connection therewith, creating a state procurement preference for Colorado producers of agricultural products, requiring new enterprise zones to be located in rural areas, and creating an interim committee to study potential new markets for agricultural products.
Agriculture and Natural Resources
- SB02-003** by Senator(s) Owen; also Representative(s) Sinclair--Concerning the creation of the veteran of the Korean war special license plate.
Government, Veterans and Military Relations, and Transportation
- SB02-004** by Senator(s) Isgar, Entz, Matsunaka, Reeves; also Representative(s) Larson--Concerning the ability to allow the liquor industry to provide financial assistance to an institution of higher education that holds a liquor license.
Education

SB02-005	by Senator(s) Evans--Concerning the regulation of motor vehicle dealers, and, in connection therewith, enhancing the penalties for unauthorized performance of acts for which a license is required and increasing the authority of investigators working for the motor vehicle dealer board. Business, Labor, and Finance	1 2 3 4 5
SB02-006	by Senator(s) Hanna; also Representative(s) Witwer--Concerning workers' compensation coverage for public safety personnel exposed to hepatitis C. Health, Environment, Children & Families	6 7 8 9
SB02-007	by Senator(s) Hillman; also Representative(s) Kester--Concerning county commissioner redistricting. Public Policy and Planning	10 11 12 13
SB02-008	by Senator(s) Anderson; also Representative(s) Mitchell--Concerning a limitation on the amount of an appeal bond that may be required of a party to a tobacco settlement. Judiciary	14 15 16 17
SB02-009	by Senator(s) Tate; also Representative(s) Larson--Concerning the expansion of the crime of ethnic intimidation, and, in connection therewith, providing for training, changing the name of the crime to a bias-motivated crime, and making an appropriation. Judiciary	18 19 20 21 22
SB02-010	by Senator(s) Anderson; also Representative(s) Veiga--Concerning sex offender registration, and making an appropriation in connection therewith. Judiciary	23 24 25 26
SB02-011	by Senator(s) Teck; also Representative(s) Larson--Concerning the regulation of motor carrier safety. Government, Veterans and Military Relations, and Transportation	27 28 29 30
SB02-012	by Senator(s) Hagedorn; also Representative(s) Spradley--Concerning the definition of basic health benefit coverage. Health, Environment, Children & Families Public Policy and Planning	31 32 33 34 35
SB02-013	by Senator(s) Isgar, Fitz-Gerald, Hagedorn, McElhany, Owen; also Representative(s) Tochtrop, Miller--Concerning prompt payment of health insurance claims. Business, Labor, and Finance	36 37 38 39
SB02-014	by Senator(s) Entz, Isgar, May; also Representative(s) Swenson, Larson, Mace, Ragsdale, Sinclair, Smith, Stafford, Williams S.--Concerning the authority of the executive director of the department of revenue to issue certificates of registration for certain commercial vehicles, and, in connection therewith, authorizing the issuance of such certificates for vehicles that are registered as part of a fleet based in Colorado, owned by a nonresident, and for which the owner obtains apportioned registration. Government, Veterans and Military Relations, and Transportation	40 41 42 43 44 45 46 47
SB02-015	by Senator(s) Arnold; also Representative(s) Larson--Concerning the enforcement of the offense of failure to wear a motor vehicle safety belt. Government, Veterans and Military Relations, and Transportation	48 49 50 51
SB02-016	by Senator(s) Takis, Anderson, Windels; also Representative(s) Hoppe, Snook, Veiga--Concerning screening of certain persons for mental illness. Health, Environment, Children & Families	52 53 54 55
SB02-017	by Senator(s) Windels, Anderson, Takis; also Representative(s) Snook, Hoppe, Veiga--Concerning the expansion of community-based management pilot programs for persons with mental illness who are involved in the criminal justice system. Judiciary	56 57 58 59 60
SB02-018	by Senator(s) Linkhart--Concerning the continued funding of the demonstration drug courts through the increase of probation supervision fees. Judiciary	61 62 63 64
SB02-019	by Senator(s) Lamborn; also Representative(s) Grossman--Concerning DNA testing of all felons. Judiciary	65 66 67
SB02-020	by Senator(s) Gordon; also Representative(s) Mitchell--Concerning a prohibition against the examination of confidential communications made by a minor child to a parent and, in connection therewith, creating exceptions to the prohibition. Judiciary	68 69 70 71 72

SB02-021	by Senator(s) Reeves; also Representative(s) Stafford--Concerning child support guidelines. Judiciary	1 2 3
SB02-022	by Senator(s) Hernandez, Musgrave; also Representative(s) Mace, Clapp, Stafford--Concerning the elimination of barriers to quality care. Health, Environment, Children & Families	4 5 6 7
SB02-023	by Senator(s) Taylor--Concerning decorations awarded by the national guard of Colorado. Government, Veterans and Military Relations, and Transportation	8 9 10
SB02-024	by Senator(s) McElhany, Entz; also Representative(s) Spradley--Concerning the prohibition of certain public agents from having an interest in a limited gaming license. Public Policy and Planning	11 12 13 14
SB02-025	by Senator(s) Perlmutter, Epps, Evans, Gordon, Linkhart; also Representative(s) Groff, Hefley, Lee, Mitchell, Plant--Concerning the enactment of Colorado Revised Statutes 2001 as the positive and statutory law of the state of Colorado. Judiciary	15 16 17 18 19
SB02-026	by Senator(s) Nichol; also Representative(s) Cadman--Concerning death and disability benefits for members of the statewide death and disability plan for police officers and firefighters. Government, Veterans and Military Relations, and Transportation	20 21 22 23
SB02-027	by Senator(s) Hernandez; also Representative(s) Stafford, Mace, Romanoff--Concerning the creation of in-home support services. Health, Environment, Children & Families	24 25 26 27
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	Senators Hernandez and Epps reported that the Governor had been notified that the General Assembly was organized and ready for business.	29 30 31
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	Senators Fitz-Gerald, Pascoe and Lamborn reported that the House had been notified that the Senate was organized and ready for business.	33 34 35
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	Senate in Recess--Senate Reconvened.	37 38
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	The following bills were read by title and referred to the committees indicated:	41 42
SB02-028	by Senator(s) Windels, Anderson, Andrews, Hanna; also Representative(s) Fairbank, Jahn, Weddig, Witwer--Concerning the appointment of county surveyors when a vacancy occurs. Government, Veterans and Military Relations, and Transportation	43 44 45 46
SB02-029	by Senator(s) May--Concerning the allocation of state sales and use tax revenues for the purpose of funding transportation projects, and, in connection therewith, increasing the percentage of such receipts that is credited to the highway users tax fund and eliminating the requirement that the amount of such revenues to be transferred to the fund be reduced as necessary to fully fund general fund expenditures up to the statutory general fund appropriations limit whenever a specified quarterly general fund revenues estimate indicates that there will not be sufficient revenues to fund general fund expenditures up to that limit absent such a reduction. Public Policy and Planning Appropriations	47 48 49 50 51 52 53 54 55 56 57
SB02-030	by Senator(s) Teck; also Representative(s) Sinclair--Concerning compensation of county officers. Government, Veterans and Military Relations, and Transportation	58 59 60
SB02-031	by Senator(s) Entz; also Representative(s) Spradley--Concerning categorization of Custer county for purposes of establishing salaries of county officers. Government, Veterans and Military Relations, and Transportation	61 62 63 64 65
SB02-032	by Senator(s) Teck; also Representative(s) Berry--Concerning the extension of the period that a portion of municipal taxes may be allocated to a special fund to pay indebtedness related to a downtown development authority. Business, Labor, and Finance	66 67 68 69 70 71 72

SB02-033	by Senator(s) Dyer--Concerning state-funded scholarships for members of the Colorado national guard. Education	1 2 3 4
SB02-034	by Senator(s) Cairns--Concerning recognition of the benefits of marriage. Judiciary	5 6 7
SB02-035	by Senator(s) Chlouber; also Representative(s) Lawrence--Concerning the service of women in the state military forces. Government, Veterans and Military Relations, and Transportation	8 9 10 11
SB02-036	by Senator(s) Fitz-Gerald--Concerning the assessment of public service fees. Business, Labor, and Finance	12 13 14
SB02-037	by Senator(s) Anderson, Taylor, Tupa; also Representative(s) Williams T., Coleman, Scott, Vigil-- Concerning repeal of the state crime victim compensation fund, and, in connection therewith, repealing all requirements related to the state crime victim compensation fund. Judiciary	15 16 17 18 19
SB02-038	by Senator(s) Nichol; also Representative(s) Miller--Concerning the display of United States flags by public institutions. Government, Veterans and Military Relations, and Transportation	20 21 22 23
SB02-039	by Senator(s) Gordon, Linkhart, Windels; also Representative(s) Hefley, Groff, Madden-- Concerning penalties for persons convicted of criminal violations. Judiciary	24 25 26 27
SB02-040	by Senator(s) Pascoe; also Representative(s) Stafford--Concerning the safety of children's products. Business, Labor, and Finance	28 29 30 31
SB02-041	by Senator(s) Thiebaut--Concerning local regulation of hazardous waste sites, and, in connection therewith, expanding the "State Hazardous Waste Incinerator Siting Act" to include all hazardous waste processors. Government, Veterans and Military Relations, and Transportation	32 33 34 35 36
SB02-042	by Senator(s) Musgrave--Concerning the enforcement of validated consensual liens. Business, Labor, and Finance	37 38 39
SB02-043	by Senator(s) Takis; also Representative(s) Coleman, Hodge--Concerning a requirement that temporary construction workers receive trade-specific safety training before entering a jobsite. Business, Labor, and Finance	40 41 42 43
SB02-044	by Senator(s) Entz; also Representative(s) Snook--Concerning the limits on the time when a black bear may be taken. Agriculture and Natural Resources	44 45 46 47
SB02-045	by Senator(s) Entz, Isgar, Taylor; also Representative(s) Rippey, Hodge, Hoppe, Tapia, White-- Concerning the reconciliation of inconsistent statutory provisions regarding the qualifications of electors for irrigation districts. Agriculture and Natural Resources	48 49 50 51 52
SB02-046	by Senator(s) Andrews--Concerning an increase in the number of members of the Colorado water conservation board by adding one member from the South Platte drainage basin above the Henderson gauge. Agriculture and Natural Resources	53 54 55 56 57
SB02-047	by Senator(s) Hanna, Chlouber, Hernandez, Musgrave; also Representative(s) Witwer, Clapp, Mace, Romanoff, Stafford--Concerning the creation of a nurse licensure compact. Health, Environment, Children & Families	58 59 60 61
SB02-048	by Senator(s) Hanna--Concerning cruelty to animals, and making an appropriation in connection therewith. Judiciary Appropriations	62 63 64 65 66
SB02-049	by Senator(s) Gordon; also Representative(s) Mitchell--Concerning limits on access to court records in domestic relations actions filed pursuant to title 14, Colorado Revised Statutes. Judiciary	67 68 69 70 71 72

SB02-050	by Senator(s) Gordon; also Representative(s) Decker--Concerning a prohibition on the possession of certain substances used to manufacture controlled substances, and making an appropriation in connection therewith. Judiciary Appropriations	1 2 3 4 5 6
SB02-051	by Senator(s) Windels; also Representative(s) Spence--Concerning changing the charter school application deadline. Education	7 8 9 10
SB02-052	by Senator(s) Owen--Concerning the repeal of provisions allocating certain moneys appropriated to the department of local affairs from the waste tire recycling development cash fund for the Colorado commission on higher education. Education	11 12 13 14 15
SB02-053	by Senator(s) Hernandez--Concerning the designation of the thirty-first day of March as a legal holiday for the observation of the birthday of Cesar Estrada Chavez as "Cesar Chavez day". Health, Environment, Children & Families	16 17 18 19
SB02-054	by Senator(s) Phillips--Concerning sources of information for the master juror list. Judiciary	20 21 22
SB02-055	by Senator(s) Perlmutter--Concerning limitations on the total amount of disability benefits payable under the "Workers' Compensation Act of Colorado". Public Policy and Planning	23 24 25 26 27
SB02-056	by Senator(s) McElhany; also Representative(s) Fairbank--Concerning the collection of payment on debt owed to the state. Business, Labor, and Finance	28 29 30 31
SB02-057	by Senator(s) Hagedorn; also Representative(s) Smith--Concerning a nonsubstantive recodification of statutes relating to the operation of motor vehicles by persons who have consumed chemical substances including alcohol. Judiciary	32 33 34 35 36
SB02-058	by Senator(s) Entz; also Representative(s) Snook--Concerning the exclusion of interstate agencies from the definition of state departments or agencies for purposes of joint budget committee approval of financial assistance by the Colorado economic development commission. Business, Labor, and Finance	37 38 39 40 41

INTRODUCTION OF CONCURRENT RESOLUTIONS

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

SCR02-001	by Senator(s) Owen, Fitz-Gerald, Hagedorn, Isgar; also Representative(s) Williams T., Miller, Spradley--Submitting to the registered electors of the state of Colorado an amendment to section 2 of article XI of the constitution of the state of Colorado, concerning the authorization for local governments that are lawfully authorized to provide health care to participate with a public or private entity in affecting the provision of such health care, and, in connection therewith, authorizing a county, city, town, township, or special district to become a subscriber, member, or shareholder in or a joint owner with any person or company, public or private, in order to provide such health care without incurring debt and without pledging its credit or faith; requiring any such county, city, town, township, or special district entering such an arrangement to own its just proportion to the whole amount invested; and providing that any such entity or relationship established for such purpose shall not be deemed a political subdivision, local government, or local public body for any purpose. Health, Environment, Children & Families	45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60
SCR02-002	by Senator(s) Pascoe--Submitting to the registered electors of the state of Colorado an amendment to article XIV of the constitution of the state of Colorado, concerning the authority of the general assembly to establish qualifications for the office of county coroner. Government, Veterans and Military Relations, and Transportation	61 62 63 64 65 66 67 68 69 70 71 72

INTRODUCTION OF RESOLUTIONS

The following resolutions was read by title:

SR02-003

by Senator(s) Thiebaut, Matsunaka--Concerning modifications to the membership of certain Senate committees.

Be It Resolved by the Senate of the Sixty-third General Assembly of the State of Colorado:

That the following modifications be made in the membership of the following Senate Committees:

Substitute Senator Pascoe for Senator Matsunaka as Chairman of Education;

Substitute Senator Windels for Senator Pascoe as Vice-chairman of Education;

Substitute Senator Perlmutter for Senator Pascoe as Chairman of Public Policy and Planning;

Substitute Senator Pascoe for Senator Perlmutter for Vice-chairman of Public Policy and Planning.

Laid over one day under Senate Rule 30(c).

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Wednesday, January 9, was laid over until Thursday, January 10, retaining its place on the calendar.

On motion of Senator Thiebaut, the Senate adjourned until 9:00 a.m., Thursday, January 10, 2002.

Approved:

Stan Matsunaka
President of the Senate

Attest:

Karen Goldman
Secretary of the Senate

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