

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

Addendum

(As authorized by Section 26, Article V of
the Constitution of the State of Colorado)

COMMITTEE OF REFERENCE REPORTS

Judiciary The Senate Committee on Judiciary has had under consideration SJR02-042.
Adjournment sine die of the Second Regular Session of the 63rd General Assembly having
passed, SJR02-042 is returned herewith to the Senate.

Judiciary The Senate Committee on Judiciary has had under consideration SJR02-034.
Adjournment sine die of the Second Regular Session of the 63rd General Assembly having
passed, SJR02-034 is returned herewith to the Senate.

MESSAGE FROM THE HOUSE

May 8, 2002

Mr. President:

The House has voted to recede from its position, dissolve the First Conference Committee
on HB02-1295, and concur in Senate amendments, and has repassed the bill. The House
requests return of the bill.

May 8, 2002

Mr. President:

The House has adopted and returns herewith SJR02-044.

The House has voted to concur in the Senate amendments to HB02-1203 and has repassed
the bill as so amended.

May 8, 2002

Mr. President:

The House has voted to concur in the Senate amendments to HB02-1459, 1288, 1147, and
has repassed the bills as so amended.

The House has adopted the First Report of the First Conference Committee on HB02-
1310, as printed in House Journal, May 8, and has repassed the bill as amended.

May 9, 2002

Mr. President:

Due to sine die, the following bills received no action: The bills are returned herewith.
SB02-065, 232, 062, 064, & 167; SJR02-023, SJM02-002

Due to sine die, the following bills received no action: HB02-1359, 1136, 1185

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SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The President has signed: SB02-010, SB02-016, SB02-018, SB02-019, SB02-027, SB02-032, SB02-039, SB02-049, SB02-050, SB02-053, SB02-054, SB02-057, SB02-059, SB02-068, SB02-071, SB02-078, SB02-086, SB02-087, SB02-089, SB02-090, SB02-094, SB02-097, SB02-099, SB02-109, SB02-113, SB02-124, SB02-132, SB02-142, SB02-152, SB02-156, SB02-157, SB02-159, SB02-160, SB02-161, SB02-168, SB02-169, SB02-179, SB02-175, SB02-181, SB02-185, SB02-187, SB02-188, SB02-196, SB02-197, SB02-198, SB02-200, SB02-201, SB02-203, SB02-207, SB02-210, SB02-214, SB02-218, SB02-219, SB02-221, SB02-230, SB02-231, SB02-233, SB02-235; SCR02-006; SJM02-001; SJR02-006, SJR02-008, SJR02-025, SJR02-026, SJR02-035, SJR02-038, SJR02-040, SJR02-044, SJR02-045, SJR02-046; SR02-013, SR02-014, SR02-017, SR02-018, SR02-019; HB02-1003, HB02-1009, HB02-1010, HB02-1013, HB02-1014, HB02-1015, HB02-1019, HB02-1024, HB02-1027, HB02-1029, HB02-1034, HB02-1036, HB02-1038, HB02-1039, HB02-1044, HB02-1046, HB02-1054, HB02-1061, HB02-1066, HB02-1067, HB02-1070, HB02-1084, HB02-1090, HB02-1099, HB02-1101, HB02-1113, HB02-1114, HB02-1119, HB02-1125, HB02-1129, HB02-1131, HB02-1135, HB02-1138, HB02-1139, HB02-1141, HB02-1146, HB02-1147, HB02-1152, HB02-1155, HB02-1161, HB02-1165, HB02-1173, HB02-1179, HB02-1180, HB02-1186, HB02-1189, HB02-1191, HB02-1203, HB02-1209, HB02-1210, HB02-1218, HB02-1220, HB02-1221, HB02-1225, HB02-1226, HB02-1229, HB02-1237, HB02-1241, HB02-1245, HB02-1246, HB02-1259, HB02-1260, HB02-1262, HB02-1263, HB02-1265, HB02-1276, HB02-1281, HB02-1283, HB02-1284, HB02-1287, HB02-1288, HB02-1292, HB02-1293, HB02-1295, HB02-1297, HB02-1300, HB02-1301, HB02-1303, HB02-1304, HB02-1307, HB02-1306, HB02-1310, HB02-1312, HB02-1313, HB02-1315, HB02-1316, HB02-1319, HB02-1321, HB02-1323, HB02-1324, HB02-1326, HB02-1329, HB02-1330, HB02-1333, HB02-1336, HB02-1338, HB02-1339, HB02-1341, HB02-1342, HB02-1344, HB02-1349, HB02-1352, HB02-1353, HB02-1355, HB02-1357, HB02-1358, HB02-1364, HB02-1395, HB02-1396, HB02-1397, HB02-1399, HB02-1400, HB02-1401, HB02-1403, HB02-1404, HB02-1409, HB02-1411, HB02-1412, HB02-1414, HB02-1415, HB02-1417, HB02-1419, HB02-1420, HB02-1425, HB02-1427, HB02-1437, HB02-1440, HB02-1442, HB02-1443, HB02-1444, HB02-1447, HB02-1450, HB02-1452, HB02-1455, HB02-1456, HB02-1457, HB02-1458, HB02-1459, HB02-1465, HB02-1468, HB02-1471, HB02-1472, HB02-1473, HB02-1474, HB02-1475, HB02-1477, HB02-1478; HJR02-1023, HJR02-1027, HJR02-1028, HJR02-1029, HJR02-1030, HJR02-1031, HJR02-1033, HJR02-1034, HJR02-1036, HJR02-1038, HJR02-1041, HJR02-1042, HJR02-1043, HJR02-1044, HJR02-1045, HJR02-1046, HJR02-1047, HJR02-1049, HJR02-1050, HJR02-1051, HJR02-1052, HJR02-1054, HJR02-1055, HJR02-1056, HJR02-1061, HJR02-1062, HJR02-1063, HJR02-1064, HJR02-1065, HJR02-1066, HJR02-1070, HJR02-1071, HJR02-1072, HJR02-1073, HJR02-1074, HJR02-1076, HJR02-1077, HJR02-1078, HJR02-1079, HJR02-1081, HJR02-1082.

SENATE SERVICES REPORT

Senate Services

Correctly engrossed: SR02-014, 017, 018, 019; SJR02-23, 040, 044; SJM02-002.
 Correctly revised: HJR02-1027, 1038, 1051, 1065, 1070, 1071, 1077, 1078, 1079, 1082.
 Correctly rerevised: HB02-1003, 1015, 1024, 1038, 1041, 1044, 1046, 1136, 1147, 1203, 1237, 1259, 1288, 1297, 1303, 1315, 1319, 1326, 1344, 1358, 1395, 1399, 1403, 1409, 1415, 1440, 1447, 1450, 1455, 1456, 1458, 1459, 1465, 1468, 1471, 1472, 1473, 1474, 1475, 1477, 1478.

To the Governor for signature on Monday, May 20, 2002, at 10:45 A.M.
 SB02-032, SB02-050, SB02-087, and SB02-156.

To the Governor for signature on Tuesday, May 21, 2002, at 11:45am.
 SB02-016, SB02-027, SB02-039, SB02-054, SB02-059, SB02-068, SB02-089, SB02-097, SB02-099, SB02-132, SB02-160, SB02-175, SB02-181, SB02-185, SB02-187, SB02-197, SB02-198, SB02-200, and SB02-201.

To the Governor for signature on Tuesday, May 21, 2002, at 11:45am.
 SB02-016, SB02-027, SB02-039, SB02-054, SB02-059, SB02-068, SB02-089, SB02-097, SB02-099, SB02-132, SB02-160, SB02-175, SB02-181, SB02-185, SB02-187, SB02-197, SB02-198, SB02-200, and SB02-201.

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To the Governor for signature on Wednesday, May 29, 2002, at 10:45am;
SB02-010, SB02-018, SB02-019, SB02-049, SB02-057, SB02-071, SB02-078, SB02-086,
SB02-109, SB02-124, SB02-152, SB02-159, SB02-161, SB02-168, SB02-179, SB02-196,
SB02-210, SB02-214, SB02-219.

To the Governor for signature on Thursday, May 30, 2002, at 3:15pm;
SB02-113.

MESSAGE FROM THE GOVERNOR

May 16, 2002

To the Honorable
Senate
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:

S.B. 02-006 – Concerning Workers’ Compensation Coverage For Public Safety Personnel
Exposed To Hepatitis C.

Approved May 16, 2002 at 11:14 a.m.

Sincerely,

(Signed)
Bill Owens
Governor

Rec'd: 05/20/02
H. Horvath, Asst. Secretary

May 23, 2002

To the Honorable
Senate
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:

S.B. 02-156 – Concerning The Authorization Of Changes Of Absolute Water Rights For
Purposes Of Instream Use.

Approved May 21, 2002 at 9:58 a.m.

Sincerely,

(Signed)
Bill Owens
Governor

Rec'd: 05/23/02
H. Horvath, Asst. Secretary

May 24, 2002

To the Honorable
Senate
Sixty-third General Assembly
Second Regular Session
Denver, CO 80203

Ladies and Gentlemen:

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

S.B. 02-094 – Concerning Accountability for Alternative Schools.

Approved May 24, 2002 at 8:08 a.m.

S.B. 02-132 – Concerning The Reformation Of The Regulation Of Persons Who Tow Abandoned Motor Vehicles, And, In Connection Therewith, Recodifying The Laws Regulating Towing Abandoned Vehicles.

Approved May 24, 2002 at 8:09 a.m.

S.B. 02-169 – Concerning The Exemption Of Roth Individual Retirement Accounts From Levy And Sale.

Approved May 24, 2002 at 8:10 a.m.

S.B. 02-175 – Concerning Clarification Of The Crime Of Sexual Conduct In Penal Institutions.

Approved May 24, 2002 at 8:12 a.m.

S.B. 02-181 – Concerning Immunity From Suit For Parole Release Hearing Officers.

Approved May 24, 2002 at 8:13 a.m.

Sincerely,

(Signed)
Bill Owens
Governor

Rec'd: 02/24/02
H. Horvath, Asst. Secretary

May 24, 2002

To the Honorable
Senate
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 acts:

S.B. 02-016 – Concerning Screening Of Certain Persons For Mental Illness.

Approved May 24, 2002 at 12:28 p.m.

S.B. 02-059 – Concerning The Design Of Assessments Administered Through The Colorado Student Assessment Program.

Approved May 24, 2002 at 12:30 p.m.

S.B. 02-099 – Concerning The Updating Of Statutory Provisions Regarding The State Military Forces.

Approved May 24, 2002 at 12:32 p.m.

S.B. 02-187 – Concerning The Requirement That School Employees Report Allegations Of Sex Crimes To Law Enforcement Agencies.

Approved May 24, 2002 at 11:42 p.m.

Sincerely,

(Signed)
Bill Owens
Governor

Rec'd: 02/24/02
H. Horvath, Asst. Secretary

May 24, 2001

The Honorable Colorado Senate
Sixty-Third General Assembly
Second Regular Session
Denver, CO 80203

Ladies and Gentlemen:

I am filing with the Secretary of State Senate Bill 02-201, "Concerning the Colorado Commission on Taxation." I vetoed this bill as of 1:02 p.m. today, and this letter sets forth my reasons for doing so.

Senate Bill 02-201 extends the Colorado Commission on Taxation until 2005 and directs it to make recommendations about the creation of a center for state and local fiscal analysis.

When the General Assembly created the commission during the 2000 session, it charged this body with proposing changes to the state's tax system to make it more closely aligned with the "principles and values" of Colorado's citizens. Despite using an extension that I signed into law last year, the commission has been unable to develop substantive reform proposals, due in large part to the difficulties it had raising private funds.

The commission's fund raising efforts were the result of the legislature's decision not to fund this work for three years in a row. Estimates have set the necessary funding to complete the commission's task at more than \$1.6 million. Since the business community has been unable to raise this money and the legislature is unwilling to use state funding, it is clear that the commission will not have the resources needed to fulfill its mission.

Accordingly, I have vetoed this bill.

Sincerely,

(Signed)
Bill Owens
Governor

Rec'd: 05/24/02
H. Horvath, Asst. Secretary

May 29, 2002

The Honorable Senate
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 acts:

S.B. 02-089 – Concerning Disclosure of Credit Scoring Information to Consumers for Consumer Loans Secured by a Dwelling.

Approved May 28, 2002 at 4:40 p.m.

S.B. 02-090 – Concerning Personal Injury Protection Insurance Coverage for Persons Injured as the Result of an Accident Involving a Motor Vehicle, and Making an Appropriation Therefor.

Approved May 28, 2002 at 4:41 p.m.

S.B. 02-200 – Concerning Probate Matters

Approved May 28, 2002 at 4:42 p.m.

S.B. 02-203 – Concerning the Rule-making Authority of the State Board of Nursing Related to the Nurse Diversion Program.

Approved May 28, 2002 at 4:43 p.m.

S.B. 02-207 – Concerning Alcohol Beverage Licensing, and Making an Appropriation Therewith.

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Approved May 28, 2002 at 4:45 p.m.

Sincerely,

(Signed)
Bill Owens
Governor

Rec'd: 05/29/02
K. Goldman

May 31, 2002

The Honorable Senate
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:

S.B. 02-179 – Concerning Transport Funding, And Making An Appropriation In Connection Therewith.

Approved May 30, 2002 at 2:17 p.m.

Sincerely,

(Signed)
Bill Owens
Governor

Rec'd: 05/31/02
D. Votava, Senate Finance Clerk

June 4, 2002

To the Honorable Senate
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:

SB02-010 – Concerning sex offender registration.

Approved June 3, 2002 at 2:46 p.m.

SB02-018 – Concerning the continued funding of the domination drug courts through the increase of probation supervision fees, and making an appropriation in connection therewith.

Approved June 1, 2002 at 8:35 p.m.

SB02-019 – Concerning DNA testing of all felons.

Approved June 3, 2002 at 2:00 p.m.

SB02-027 – Concerning the creation of in-home support services, and making an appropriation in connection therewith.

Approved June 1, 2002 at 8:38 p.m.

SB02-054 – Concerning sources of information for the master juror list.

Approved June 1, 2002 at 8:40 p.m.

SB02-068 – Concerning per diem compensation for the appointed members of the Colorado Water Conservation Board, and making an appropriation in connection therewith.

Approved June 1, 2002 at 8:41 p.m.

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SB02-078 – Concerning genetic privacy.	1
Approved June 1, 2002 at 8:41 p.m.	2 3 4
SB02-086 – Concerning neighborhood notification of transportation construction projects.	5
Approved June 1, 2002 at 8:41 p.m.	6 7 8
SB02-087 – Concerning the requirement that Colorado State Individual Income Tax Return Forms contain a line whereby individual taxpayers may make a voluntary contribution to the Colorado Watershed Protection Fund, and making an appropriation in connection therewith.	9 10 11
Approved June 3, 2002 at 12:30 p.m.	12 13 14
SB02-109 – Concerning the assessment of students whose dominant language is not English.	15
Approved June 1, 2002 at 8: 42 p.m.	16 17 18
SB02-113 – Concerning cooperation by institutions of higher education with federal anti-terrorism measures.	19 20
Approved June 1, 2002 at 8:44 p.m.	21 22 23
SB02-124 – Concerning the resolution of disputes arising from a charter school contract, and, in connection therewith, specifying procedures for the use of forms of alternative dispute resolution and modifying the process of appeals to the State Board of Education.	24 25 26 27
Approved June 1, 2002 at 8:44 p.m.	28 29
SB02-142 – Concerning the elimination of obsolete provisions of law.	30
Approved June 1, 2002 at 8:45 p.m.	31 32 33
SB02-157 – Concerning the taxation of possessory interests in exempt real property.	34
Approved June 1, 2002 at 8:46 p.m.	35 36 37
SB02-159 – Concerning the revision of statutes in the Colorado Revised Statutes, as amended, amending or repealing obsolete, inconsistent, and conflicting provisions of law and clarifying the language to reflect the legislative intent of the laws.	38 39 40 41
Approved June 1, 2002 at 8:47 p.m.	42 43
SB02-160 – Concerning provisions relating to the disposition of property under the “Uniform Dissolution of Marriage Act.”	44 45 46
Approved June 1, 2002 at 8:47 p.m.	47 48
SB02-196 – Concerning real estate brokers who are engaged by members of the public.	49
Approved June 1, 2002 at 8:50 p.m.	50 51 52
SB02-197 – Concerning home-and community-based services for persons with major mental illnesses.	53 54 55
Approved June 1, 2002 at 8:52 p.m.	56 57
SB02-198 – Concerning the administrative repeal of those portions of state law regarding the clean vehicle fleet program that are no longer enforceable as a part of Colorado’s State Implementation Plan.	58 59 60 61
Approved June 1, 2002 at 8:55 p.m.	62 63
SB02-210 – Concerning mandatory reporting of child abuse or neglect by clergy members.	64
Approved June 3, 2002 at 1:58 p.m.	65 66 67
SB02-214 – Concerning the relocation of existing provisions of the Colorado Revised Statutes governing the Moffat Tunnel.	68 69 70
Approved June 1, 2002 at 8:57 p.m.	71 72

SB02-218 – Concerning the repeal of the requirement that the state sales tax refund mechanism used to refund excess state revenues as required by section 20 of article X of the State Constitution by calculated to refund the amount of excess state revenues not refunded by other mechanisms by one hundred five percent.

Approved June 1, 2002 at 9:00 p.m.

SB02-221 – Concerning the extension of the effective dates of certain horse racing statutes for five years.

Approved June 1, 2002 at 9:01 p.m.

SB02-230 – Concerning the designation of the county in which specified actions related to the activities of a public trustee may occur.

Approved June 1, 2002 at 9:03 p.m.

SB02-231 – Concerning the administration of retirement plans by the state deferred compensation committee.

Approved June 1, 2002 at 9:05 p.m.

SB02-233 – Concerning a clarification that for the purposes of determining and maintaining compensation for state troopers employed by the Colorado State Patrol the nonsalary elements of such troopers’ total compensation shall be the same as for all other state employees.

Approved June 1, 2002 at 9:10 p.m.

SB02-235 – Concerning the intergovernmental agreement between the Southern Ute Indian Tribe and the State of Colorado on air quality control on the Southern Ute Indian Reservation.

Approved June 1, 2002 at 9:12 p.m.

Sincerely,

(Signed)
Bill Owens
Governor

Rec'd: 06/04/02
D. Votava, Senate Finance Clerk

June 2, 2002

The Honorable Colorado Senate
Sixty-Third General Assembly
Second Regular Session
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

I am filing with the Secretary of State Senate Bill 02-049, “Concerning Limits on Access to Court Records in Domestic Relations Actions Filed Pursuant to Title 14, Colorado Revised Statutes.” I vetoed this bill as of 9:15 a.m. today, and this letter sets forth my reasons for doing so.

The Colorado Open Records Act establishes the policy of the State that all public records are open for inspection by any person at reasonable times. I agree with this policy and believe that any efforts to close documents to public scrutiny deserve a careful review of the necessity of the proposed restrictions balanced against Colorado’s long tradition of open government. The State of Colorado is known nationwide as a “good government” state in part because of the openness of process that we require by law. The integrity of the Colorado Sunshine laws including the Colorado Open Records Act upholds that excellent reputation.

Senate Bill 02-049 denies public access to several categories of judicial documents concerning divorce, child custody and child support. In a climate that promotes open government, such a closure must be accompanied by an undeniable public interest in restricting those particular documents. I am concerned that this bill compromises judicial accountability in the area of family law. If these records are unavailable to the public, we will have no effective means to determine how the judicial branch in general and individual judges in particular handle dissolution of marriage, child custody and child support matters. I have reviewed this bill carefully and conclude that the broad categories of records shielded by SB 02-049 should not be closed to the public.

Accordingly, I have vetoed this bill.

Sincerely,

(Signed)
Bill Owens
Governor

Rec'd:06/04/02
D. Votave, Senate Finance Clerk

June 7, 2002

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

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

SB02-032—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.

Approved June 7, 2002 at 12:36 p.m.

SB02-050 – Concerning a prohibition on the possession of certain substances used to manufacture controlled substances, and making an appropriation in connection therewith.

Approved June 6, 2002 at 9:45 a.m.

SB02-057 – Concerning a nonsubstantive recodification of statutes relating to the operation of motor vehicles by persons who have consumed chemical substances including alcohol.

Approved June 7, 2002 at 12:23 p.m.

SB02-071 – Concerning the implementation of consumer satisfaction surveys to determine the level of satisfaction among nursing facility residents, and making an appropriation in connection therewith.

Approved June 7, 2002 at 12:31 p.m.

SB02-097—Concerning the modification of state housing authority law to make the statutory provisions governing all housing authorities consistent with the provisions governing city housing authorities, and making an appropriation in connection therewith.

Approved June 7, 2002 at 12:34 p.m.

SB02-152—Concerning programs to prepare persons for licensure as school principals.

Approved June 7, 2002 at 11:56 a.m.

SB02-161 – Concerning modification of procedures for the foreclosure of deeds of trust.

Approved June 7, 2002 at 11:55 a.m.

SB02-168—Concerning the revision of antiquated statutes concerning the death a human being.

Approved June 7, 2002 at 11:57 a.m.

SB02-185 – Concerning measures to oppose certain forms of tuberculosis.

Approved June 7, 2002 at 10:51 a.m.

SB02-188 – Concerning a requirement that health benefit plans issue prescription cards containing uniform information.

Approved June 7, 2002 at 10:50 a.m.

SB02-219 – Concerning property exempt from levy and sale under writ.

Approved June 7, 2002 at 12:20 p.m.

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Sincerely,

(Signed)
Bill Owens
Governor

Rec'd: 06/07/02
H. Horvath, Asst. Secretary

June 7, 2002

The Honorable Colorado Senate
Sixty-third General Assembly
Second Regular Session
Denver, Colorado 80203

Dear Ladies and Gentlemen:

I am filing with the Secretary of State Senate Bill 02-039, "Concerning penalties for persons convicted of criminal violations." I have vetoed this bill as of 12:40 p.m. today and this letter sets forth my reasons for doing so.

As you know, S.B. 02-039 reduces prison sentences for drug offenders and diverts the projected savings into a new drug treatment bureaucracy. At a time in which we have been forced to cut more than \$45 million dollars from this year's budget, I do not believe it is appropriate to divert much needed operating dollars from the Department of Corrections to fund a new duplicative bureaucratic institution that will put more criminals on our streets.

As Governor, I strongly support providing people with drug treatment options, both inside and outside of prison. Under our current system, however, the vast majority of those that are currently in prison for drug possession crimes have earned their way into prison through multiple criminal violations, including property crimes and crimes against persons, as well as drug possession. It is a sad fact that those who are addicted to illicit substances are more likely to commit other types of crimes in order to feed their habit and that the most effective way to rehabilitate these offenders is through the type of long-term drug treatment program offered in our prisons.

I agree with the General Assembly's desire to increase funding for drug treatment. I do not agree, however, with the method that has been utilized by S.B. 02-039. Our desire to fund drug treatment programs should not be done at the expense of public safety. The General Assembly's legislative council estimates that S.B. 02-039 will result in more than 200 drug offenders remaining on our streets over the next several years and their projections do not factor in population growth and the recent downturn in our economy.

I am troubled that the General Assembly failed to utilize the existing statutory framework for providing drug treatment to offenders. S.B. 02-039 creates an entirely new system for distributing these funds. This system is not accountable to, nor utilizes the expertise of, the Executive Branch. For example, the civil forfeiture reform bill that I recently signed, diverts what is estimated to be several million dollars to drug treatment through existing state and local drug offender frameworks.

Furthermore, I am concerned with the lack of accountability these new drug offender boards have to both the Executive Branch and the General Assembly. S.B. 02-039 does not currently mandate that these boards report back to either branch of government regarding the effectiveness of the programs they are operating or how they are using the funds they have received.

I look forward to working with the General Assembly to ensure that we adequately fund drug offender treatment and prevention programs, without risking public safety. I believe that we should focus our efforts on increasing the effectiveness and funding of our drug treatment programs within the Department of Corrections, as well as those successful programs that seek to keep people away from illegal lifestyles.

Accordingly, I have vetoed this bill.

Sincerely,

(Signed)
Bill Owens
Governor

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Approved: 1
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Stan Matsunaka 4
President of the Senate 5
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Attest:

Karen Goldman
Secretary of the Senate