

**HOUSE JOURNAL**  
**SIXTY-THIRD GENERAL ASSEMBLY**  
**STATE OF COLORADO**  
**Third Extraordinary Session**

Fourth Legislative Day

Thursday, July 11, 2002

1 Prayer by Debbie Stafford.

2

3 The Speaker called the House to order at 9:30 a.m.

4

5 The roll was called with the following result:

6

7 Pledge of Allegiance led by Representative Alexander.

8

9 Present--63.

10 Excused--Representative Bacon--1.

11 Absent--Representative Veiga--1.

12 Present after roll call--Representative Veiga.

13

14 The Speaker declared a quorum present.

15

16

17 On motion of Representative Crane, the reading of the journal of July 10,  
18 2002, was declared dispensed with and approved as corrected by the  
19 Chief Clerk.

20

21

22

23

**MESSAGE FROM THE SENATE**

24 Mr. Speaker:

25

26 The Senate has postponed indefinitely and returns herewith:  
27 HB02S-1022, 1002, 1023.

28

29

30

31

**CONSIDERATION OF RESOLUTIONS**

32

33 **HJR02S-1004** by Representative(s) Larson, Alexander, Rippy; also  
34 Senator(s) Hagedorn, Isgar--Concerning the honoring of  
35 the firefighters who have fought the Colorado wildfires.

36

37 (Printed and placed in member's file, also printed in House Journal,  
38 July 9, page 60.)

39

40 On motion of Representative Larson, the resolution was read at length  
41 and **adopted** by **viva voce** vote.

42

43 Co-sponsors added: Roll call of the House.

1 On motion of Representative Spradley, consideration of **HJR02S-1003**  
 2 and **HM02S-1001** was laid over until July 15 and were deemed lost.  
 3  
 4

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5  
 6  
 7 **THIRD READING OF BILLS--FINAL PASSAGE**  
 8

9 The following bills were considered on Third Reading. The titles were  
 10 publicly read. Reading of the bill at length was dispensed with by  
 11 unanimous consent.  
 12

13 **SB02S-001** by Senator(s) Owen; also Representative(s) Hoppe--  
 14 Concerning drought response, and, in connection  
 15 therewith, creating agricultural emergency drought  
 16 response authority in the state engineer and the director of  
 17 the Colorado water conservation board.  
 18

19 The question being "Shall the bill pass?".  
 20 A roll call vote was taken. As shown by the following recorded vote, a  
 21 majority of those elected to the House voted in the affirmative and the bill  
 22 was declared **passed**.  
 23

	YES 64	NO 0	EXCUSED 1	ABSENT 0			
26 Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
27 Bacon	E	Grossman	Y	Miller	Y	Spradley	Y
28 Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
29 Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
30 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
31 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
32 Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
33 Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
34 Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
35 Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
36 Crane	Y	King	Y	Sanchez	Y	Weddig	Y
37 Daniel	Y	Larson	Y	Schultheis	Y	White	Y
38 Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
39 Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
40 Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
41 Garcia	Y	Madden	Y	Snook	Y	Young	Y
42						Mr. Speaker	Y

43  
 44 Co-sponsors added: Representatives Alexander, Coleman, Fairbank, Johnson,  
 45 Lee, Miller, Plant, Rippy, Romanoff, Stafford, Stengel, Tochtrop, Veiga, Young  
 46

47 **SB02S-012** by Senator(s) Gordon; also Representative(s) Hefley--  
 48 Concerning increased penalties for expelling burning  
 49 materials from a motor vehicle.  
 50

51 The question being "Shall the bill pass?".  
 52 A roll call vote was taken. As shown by the following recorded vote, a  
 53 majority of those elected to the House voted in the affirmative and the bill  
 54 was declared **passed**.  
 55

	YES 50	NO 14	EXCUSED 1	ABSENT 0			
1							
2	Alexander	Y	Groff	Y	Marshall	Y	Spence N
3	Bacon	E	Grossman	Y	Miller	Y	Spradley N
4	Berry	N	Harvey	Y	Mitchell	N	Stafford Y
5	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel Y
6	Boyd	Y	Hodge	Y	Plant	Y	Swenson N
7	Cadman	N	Hoppe	N	Ragsdale	Y	Tapia Y
8	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop Y
9	Clapp	N	Jameson	Y	Rippy	Y	Veiga Y
10	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil Y
11	Coleman	Y	Kester	Y	Saliman	Y	Webster Y
12	Crane	Y	King	N	Sanchez	Y	Weddig Y
13	Daniel	Y	Larson	Y	Schultheis	Y	White Y
14	Decker	N	Lawrence	Y	Scott	Y	Williams S. Y
15	Fairbank	Y	Lee	N	Sinclair	Y	Williams T. N
16	Fritz	Y	Mace	Y	Smith	Y	Witwer Y
17	Garcia	Y	Madden	Y	Snook	N	Young N
18							Mr. Speaker Y
19							

20 Co-sponsors added: Representatives Coleman, Daniel, Garcia, Groff, Grossman,  
21 Madden, Marshall, Plant, Romanoff, Saliman, Stafford, Tapia, Veiga, Vigil,  
22 Weddig, Williams S.

23  
24 **SB02S-007** by Senator(s) Isgar, Entz, Fitz-Gerald; also  
25 Representative(s) Larson--Concerning the availability of  
26 insurance for properties that are within federally  
27 designated disaster areas.

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 50	NO 14	EXCUSED 1	ABSENT 0			
33							
34							
35							
36	Alexander	Y	Groff	Y	Marshall	Y	Spence Y
37	Bacon	E	Grossman	N	Miller	Y	Spradley Y
38	Berry	Y	Harvey	N	Mitchell	N	Stafford Y
39	Borodkin	Y	Hefley	Y	Paschall	Y	Stengel Y
40	Boyd	Y	Hodge	Y	Plant	Y	Swenson Y
41	Cadman	N	Hoppe	N	Ragsdale	Y	Tapia Y
42	Chavez	Y	Jahn	Y	Rhodes	N	Tochtrop Y
43	Clapp	Y	Jameson	Y	Rippy	Y	Veiga N
44	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil Y
45	Coleman	Y	Kester	Y	Saliman	Y	Webster Y
46	Crane	N	King	Y	Sanchez	Y	Weddig Y
47	Daniel	Y	Larson	Y	Schultheis	N	White Y
48	Decker	Y	Lawrence	Y	Scott	Y	Williams S. Y
49	Fairbank	Y	Lee	N	Sinclair	N	Williams T. N
50	Fritz	Y	Mace	Y	Smith	Y	Witwer Y
51	Garcia	Y	Madden	Y	Snook	N	Young N
52							Mr. Speaker Y
53							

54 Co-sponsors added: Representatives Borodkin, Coleman, Lawrence, Mace,  
55 Madden, Marshall, Plant, Tapia, Vigil, Weddig, Williams S.

56

**NOTICE OF INTENT TO RECONSIDER SB02S-012**

Having voted on the prevailing side, Representative Crane served notice of intent to reconsider the last House action (Third Reading) on SB02S-012.

---

House in recess. House reconvened.

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**ANNOUNCEMENT**

The Speaker announced the House was in the last day of session.

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**RECALL OF SB02S-007**

Representative Spradley moved for recall of **SB02S-007** for purpose of reconsideration. The motion passed by **viva voce** vote. The bill was ordered recalled.

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**MESSAGE FROM THE SENATE**

Mr. Speaker:

The Senate has passed on Third Reading and returns herewith: HB02S-1025, 1018.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

HB02S-1010 amended as printed in Senate Journal, July 10, page 26;  
HB02S-1001 amended as printed in Senate Journal, July 10, page 26;  
HB02S-1006 amended as printed in Senate Journal, July 10, page 27.

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House in recess. House reconvened.

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**MESSAGES FROM THE SENATE**

Mr. Speaker:

Pursuant to a request from the House, the Senate returns herewith SB02S-007.

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The Senate has adopted and transmits herewith: SJR02S-002.

The Senate has adopted and transmits herewith: SJR02S-003. Pursuant to the resolution, the President appointed Senators Tate and Epps.

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1                                   **MESSAGE FROM THE REVISOR**

2  
3 We herewith transmit without comment, as amended, HB02S-1010, 1001,  
4 and 1006.

5  
6  
7  
8                                   **RECONSIDERATION OF SB02S-007**

9  
10 Representative Larson moved for reconsideration of the last House action  
11 (Third Reading, July 11, page 91) on **SB02S-007**. As shown by the  
12 following recorded vote, a majority of those elected to the House voted  
13 in the affirmative and the motion was declared **passed**.

14  
15 YES 58            NO 5            EXCUSED 2            ABSENT 0

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

34  
35  
36  
37 As shown by the following roll call vote, a majority of all members  
38 elected to the House voted in the affirmative, and Representative Larson  
39 was given permission to offer a Third Reading amendment:

40  
41 YES 63            NO 0            EXCUSED 2            ABSENT 0

42								
43	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
44	Bacon	E	Grossman	Y	Miller	Y	Spradley	Y
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	Y	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	Y	White	Y
55	Decker	Y	Lawrence	Y	Scott	E	Williams S.	Y
56	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y



1	Fairbank	Y	Lee	N	Sinclair	N	Williams T.	N
2	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
3	Garcia	Y	Madden	Y	Snook	Y	Young	N
4							Mr. Speaker	Y

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### IMMEDIATE RECONSIDERATION OF SB02S-007

10 Representative Larson moved for immediate reconsideration of  
 11 **SB02S-007**. As shown by the following recorded vote less than a two-  
 12 thirds majority of those elected to the House voted in the affirmative and  
 13 the motion was declared **lost**:

14	15	YES	9	NO	54	EXCUSED	2	ABSENT	0
17	Alexander	N	Groff	N	Marshall	N	Spence	N	
18	Bacon	E	Grossman	N	Miller	N	Spradley	N	
19	Berry	N	Harvey	Y	Mitchell	N	Stafford	N	
20	Borodkin	N	Hefley	N	Paschall	N	Stengel	N	
21	Boyd	N	Hodge	N	Plant	N	Swenson	N	
22	Cadman	Y	Hoppe	Y	Ragsdale	N	Tapia	N	
23	Chavez	N	Jahn	N	Rhodes	Y	Tochtrop	N	
24	Clapp	N	Jameson	N	Rippy	N	Veiga	N	
25	Cloer	N	Johnson	N	Romanoff	N	Vigil	N	
26	Coleman	N	Kester	N	Saliman	N	Webster	N	
27	Crane	Y	King	N	Sanchez	N	Weddig	N	
28	Daniel	N	Larson	N	Schultheis	Y	White	N	
29	Decker	Y	Lawrence	N	Scott	E	Williams S.	N	
30	Fairbank	N	Lee	Y	Sinclair	N	Williams T.	N	
31	Fritz	N	Mace	N	Smith	N	Witwer	N	
32	Garcia	N	Madden	N	Snook	N	Young	Y	
33							Mr. Speaker	N	

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### INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

39 The following resolution were read by title and given immediate  
 40 consideration:

42 **SJR02S-002** by Senator Matsunaka; also Senator Dean--Concerning  
 43 adjournment sine die of the Third Extraordinary Session  
 44 of the Sixty-third General Assembly.

46 On motion of Representative Spradley, the rules were suspended and the  
 47 resolution given immediate consideration.

49 On motion of Representative Dean, the resolution was **adopted** by the  
 50 following roll call vote:

51	52	YES	63	NO	0	EXCUSED	2	ABSENT	0
54	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y	
55	Bacon	E	Grossman	Y	Miller	Y	Spradley	Y	
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	Y	Ragsdale	Y	Tapia	Y
4	Chavez	Y	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	Y	White	Y
10	Decker	Y	Lawrence	Y	Scott	E	Williams S.	Y
11	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
12	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
13	Garcia	Y	Madden	Y	Snook	Y	Young	Y
14							Mr. Speaker	Y

16 Co-sponsors added: Representatives Alexander, Berry, Borodkin, Boyd,  
 17 Cadman, Chavez, Clapp, Cloer, Coleman, Decker, Fritz, Harvey, Hefley, Jahn,  
 18 King, Mace, Paschall, Rhodes, Rippy, Romanoff, Smith, Snook, Tapia,  
 19 Tochtrop, Webster, Weddig, Young.

21 **SJR02S-003** by Senator Matsunaka; also Representative Dean--  
 22 Concerning the appointment of a joint committee to notify  
 23 the Governor that the Third Extraordinary Session of the  
 24 Sixty-third General Assembly is about to adjourn sine die.

26 On motion of Representative Spradley, the rules were suspended and the  
 27 resolution given immediate consideration.

29 On motion of Representative Dean, the resolution was **adopted** by the  
 30 following roll call vote:

31	YES	63	NO	0	EXCUSED	2	ABSENT	0
34	Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
35	Bacon	E	Grossman	Y	Miller	Y	Spradley	Y
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	Y	Ragsdale	Y	Tapia	Y
40	Chavez	Y	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	Y	White	Y
46	Decker	Y	Lawrence	Y	Scott	E	Williams S.	Y
47	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
48	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
49	Garcia	Y	Madden	Y	Snook	Y	Young	Y
50							Mr. Speaker	Y

52 Co-sponsors added: Representatives Smith, Webster.  
 53 The Speaker appointed Representatives Stengel, Rippy, Vigil pursuant to  
 54 the resolution.

55  
 56

1                   **IMMEDIATE RECONSIDERATION OF SB02S-012**

2  
3 Representative Hefley moved for immediate reconsideration of  
4 **SB02S-012**. As shown by the following recorded vote less than a  
5 majority of those elected to the House voted in the affirmative and the  
6 motion was declared **lost**:

7  
8    YES 17           NO 46           EXCUSED 2           ABSENT 0

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

27  
28  
29  
30  
31                   House in recess. House reconvened.

32  
33  
34  
35                   **CONSIDERATION OF RESOLUTION**

36  
37 **HR02S-1001** by Representative(s) Spradley--Concerning the recognition  
38 of the ability of the state inmate population to provide  
39 disaster relief.

40  
41 (Printed and placed in member's files; also printed in House Journal,  
42 July 9, pages 49-50.)

43  
44 Amendment No. 1, moved by Representative Spradley.

45  
46 Amend printed resolution, page 2, after line 2, insert the following:

47  
48                   "(1) That, although the state faces a severe budget crisis and must  
49 be fiscally responsible, we, the members of House of Representatives of  
50 the Sixty-third General Assembly, recognize that assistance for  
51 communities that have been devastated by wildfires is of paramount  
52 importance and needs to be accomplished in the most fiscally responsible  
53 manner possible, and we support the low-cost alternative of using the  
54 Colorado inmate population to assist communities in reestablishing their  
55 homes and businesses; and

56

1 (2) That we, the members of House of Representatives of the  
 2 Sixty-third General Assembly, believe the use of inmates for mitigation  
 3 and rehabilitation is a quicker and more cost-effective alternative for the  
 4 citizens of Colorado in the current emergencies than the extensive  
 5 long-term training needed to allow inmates to directly fight forest fires;  
 6 and";  
 7  
 8 line 3, strike "(1)" and substitute "(3)";  
 9  
 10 line 10, strike "(2)" and substitute "(4)".

11  
 12 The amendment was declared **passed** by **viva voce** vote.

13  
 14 On motion of Representative Spradley, the resolution as amended was  
 15 **adopted** by **viva voce** vote.

16  
 17 Co-sponsors added: Representatives Cloer, Crane, Hefley, Hoppe, King, Miller,  
 18 Rhodes, Schultheis, Stafford, Williams T., Young, Mr. Speaker.

19  
 20  
 21  
 22 **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS**

23  
 24 **HB02S-1010** by Representative(s) Young, Miller, Snook; also  
 25 Senator(s) Taylor--Concerning the deferral of the payment  
 26 of taxes on the sale of livestock resulting from weather  
 27 related conditions.

28  
 29 (Amended as printed in Senate Journal, July 10, page 26.)

30  
 31 Representative Young moved that the House **concur** in Senate amend-  
 32 ments. The motion was declared **passed** by the following roll call vote:

33  
 34 YES 59            NO 0            EXCUSED 6            ABSENT 0

35								
36	Alexander	E	Groff	Y	Marshall	Y	Spence	Y
37	Bacon	E	Grossman	Y	Miller	Y	Spradley	Y
38	Berry	Y	Harvey	Y	Mitchell	E	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	Y	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	Y	White	Y
48	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
49	Fairbank	E	Lee	Y	Sinclair	Y	Williams T.	Y
50	Fritz	Y	Mace	Y	Smith	E	Witwer	Y
51	Garcia	Y	Madden	Y	Snook	E	Young	Y
52							Mr. Speaker	Y

53  
 54 Representatives Alexander, Smith excused from voting under House Rule 21(c).

55

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

	YES 59	NO 0	EXCUSED 6	ABSENT 0			
8 Alexander	E	Groff	Y	Marshall	Y	Spence	Y
9 Bacon	E	Grossman	Y	Miller	Y	Spradley	Y
10 Berry	Y	Harvey	Y	Mitchell	E	Stafford	Y
11 Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
12 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
13 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
14 Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
15 Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
16 Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
17 Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
18 Crane	Y	King	Y	Sanchez	Y	Weddig	Y
19 Daniel	Y	Larson	Y	Schultheis	Y	White	Y
20 Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
21 Fairbank	E	Lee	Y	Sinclair	Y	Williams T.	Y
22 Fritz	Y	Mace	Y	Smith	E	Witwer	Y
23 Garcia	Y	Madden	Y	Snook	E	Young	Y
24						Mr. Speaker	Y

25  
 26 Representatives Alexander, Smith excused from voting under House Rule 21(c).  
 27 Co-sponsors added: Representatives Jahn, Lawrence, Mr. Speaker.

28  
 29 **HB02S-1001** by Representative(s) Rippy; also Senator(s) Taylor--  
 30 Concerning recommendations of the water availability task  
 31 force relating to measures to address drought conditions.

32  
 33 (Amended as printed in Senate Journal, July 10, page 26.)

34  
 35 Representative Rippy moved that the House **concur** in Senate amend-  
 36 ments. The motion was declared **passed** by the following roll call vote:

	YES 61	NO 1	EXCUSED 2	ABSENT 1			
40 Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
41 Bacon	E	Grossman	Y	Miller	Y	Spradley	Y
42 Berry	Y	Harvey	Y	Mitchell	E	Stafford	Y
43 Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	Y
44 Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
45 Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
46 Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
47 Clapp	Y	Jameson	Y	Rippy	Y	Veiga	Y
48 Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	Y
49 Coleman	Y	Kester	Y	Saliman	Y	Webster	-
50 Crane	Y	King	Y	Sanchez	Y	Weddig	Y
51 Daniel	Y	Larson	Y	Schultheis	Y	White	Y
52 Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
53 Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
54 Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
55 Garcia	Y	Madden	Y	Snook	Y	Young	Y
56						Mr. Speaker	N

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2

3 The question being, "Shall the bill, as amended, pass?".

4 A roll call vote was taken. As shown by the following recorded vote, a  
5 majority of those elected to the House voted in the affirmative, and the  
6 bill, as amended, was declared **repassed**.

7

8 YES 63            NO 0            EXCUSED 2            ABSENT 0

9

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

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28 Co-sponsor added: Representative Coleman.

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31 **HB02S-1006** by Representative(s) Alexander; also Senator(s) Anderson  
32 --Concerning wildfires, and, in connection therewith,  
33 increasing the penalties for starting fires, and providing  
34 local authorities with the power to control and limit fires,  
35 and making an appropriation in connection therewith.

36

37 (Amended as printed in Senate Journal, July 10, page 27.)

38

39 Representative Alexander moved that the House **concur** in Senate amend-  
40 ments. The motion was declared **passed** by the following roll call vote:

41

42 YES 63            NO 0            EXCUSED 2            ABSENT 0

43

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

1	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
2	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
3	Garcia	Y	Madden	Y	Snook	Y	Young	Y
4							Mr. Speaker	Y

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

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

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30 Co-sponsors added: Representatives Mace, Weddig.

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House in recess. House reconvened.

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### MESSAGES FROM THE SENATE

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The Senate has adopted and returns herewith: HJR02S-1002, 1005, 1004.

The Senate has adopted and returns herewith:  
HJR02S-1007, amended as printed in Senate Journal, July 11.

The Senate has failed to adopt and returns herewith: HJR02S-1006.

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The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

HB02S-1005, amended as printed in Senate Journal, July 10, page 27, and on July 11.

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**MESSAGE FROM THE REVISOR**

We herewith transmit without comment, as amended, HB02S-1005.

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**INTRODUCTION AND CONSIDERATION OF RESOLUTION**

The following resolution was read at length and given immediate consideration:

**SJR02S-001** by Senator(s) Reeves; also Representative(s) Hoppe--  
Concerning the mitigation of wildfire risks to communities in the wildland-urban interface.

On motion of Representative Hoppe, the rules were suspended and the resolution was read at length, given immediate consideration and **adopted** by **viva voce** vote.

Co-sponsors added: Roll call of the House.

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**CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILL**

**HB02S-1005** by Representative(s) Hefley; also Senator(s) Gordon--  
Concerning determination of the death penalty by a jury.

(Amended as printed in Senate Journal, July 10, page 27, and on July 11.)

Representative Hefley moved that the House **concur** in Senate amendments. The motion was declared **passed** by the following roll call vote:

YES 61            NO 0            EXCUSED 4            ABSENT 0

Alexander	Y	Groff	Y	Marshall	Y	Spence	Y
Bacon	E	Grossman	Y	Miller	Y	Spradley	Y
Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y
Borodkin	Y	Hefley	Y	Paschall	Y	Stengel	E
Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y
Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y
Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y
Clapp	Y	Jameson	Y	Rippy	E	Veiga	Y
Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	E
Coleman	Y	Kester	Y	Saliman	Y	Webster	Y
Crane	Y	King	Y	Sanchez	Y	Weddig	Y

1	Daniel	Y	Larson	Y	Schultheis	Y	White	Y
2	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y
3	Fairbank	Y	Lee	Y	Sinclair	Y	Williams T.	Y
4	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y
5	Garcia	Y	Madden	Y	Snook	Y	Young	Y
6							Mr. Speaker	Y

6  
7 The question being, "Shall the bill, as amended, pass?".  
8 A roll call vote was taken. As shown by the following recorded vote, a  
9 majority of those elected to the House voted in the affirmative, and the  
10 bill, as amended, was declared **repassed**.

11	12	YES	56	NO	5	EXCUSED	4	ABSENT	0
14	Alexander	Y	Groff	N	Marshall	Y	Spence	Y	
15	Bacon	E	Grossman	Y	Miller	Y	Spradley	Y	
16	Berry	Y	Harvey	Y	Mitchell	Y	Stafford	Y	
17	Borodkin	Y	Hefley	Y	Paschall	N	Stengel	E	
18	Boyd	Y	Hodge	Y	Plant	Y	Swenson	Y	
19	Cadman	Y	Hoppe	Y	Ragsdale	Y	Tapia	Y	
20	Chavez	Y	Jahn	Y	Rhodes	Y	Tochtrop	Y	
21	Clapp	Y	Jameson	Y	Rippy	E	Veiga	Y	
22	Cloer	Y	Johnson	Y	Romanoff	Y	Vigil	E	
23	Coleman	Y	Kester	Y	Saliman	Y	Webster	Y	
24	Crane	Y	King	Y	Sanchez	N	Weddig	Y	
25	Daniel	Y	Larson	Y	Schultheis	Y	White	Y	
26	Decker	Y	Lawrence	Y	Scott	Y	Williams S.	Y	
27	Fairbank	Y	Lee	N	Sinclair	Y	Williams T.	Y	
28	Fritz	Y	Mace	Y	Smith	Y	Witwer	Y	
29	Garcia	Y	Madden	N	Snook	Y	Young	Y	
30							Mr. Speaker	Y	

### MESSAGE FROM THE SENATE

36 Mr. Speaker:

38 The Senate voted to concur in House amendments to SB02S-007 and  
39 repassed the bill as amended.

### CONSIDERATION OF SENATE AMENDMENTS TO HOUSE RESOLUTION

47 **HJR02S-1007** by Representative(s) Hefley, Alexander, Johnson,  
48 Madden, Snook, Witwer; also Senator(s) Fitz-Gerald,  
49 Isgar, Tupa--Concerning implementation of the National  
50 Fire Plan on federal lands.

52 Representative Hefley moved that the House **concur** in Senate amend-  
53 ments. The motion was declared **passed** by the following roll call vote:

54



	YES 64	NO 0	EXCUSED 1	ABSENT 0		
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2						
3	Alexander	Y	Groff	Y Marshall	Y Spence	Y
4	Bacon	E	Grossman	Y Miller	Y Spradley	Y
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	Y	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	Y White	Y
15	Decker	Y	Lawrence	Y Scott	Y Williams S.	Y
16	Fairbank	Y	Lee	Y Sinclair	Y Williams T.	Y
17	Fritz	Y	Mace	Y Smith	Y Witwer	Y
18	Garcia	Y	Madden	Y Snook	Y Young	Y
19					Mr. Speaker	Y

21  
22 The question being, "Shall the resolution, as amended, be adopted?"  
23 The resolution, as amended, was **adopted** by **viva voce** vote.

24  
25 Co-sponsors added: Representatives Decker, Weddig.

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29 **REPORT OF SINE DIE COMMITTEE**

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31 The Committee appointed pursuant to SJR02S-003 reported that they had  
32 notified Governor Owens that the Third Extraordinary Session of the  
33 Sixty-third General Assembly was ready to adjourn sine die.

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37 The hour of 2:21 p.m., having arrived, and both the House of  
38 Representatives and the Senate being in agreement, on motion of  
39 Representative Spradley, the Third Extraordinary Session of the Sixty-  
40 third General Assembly was declared adjourned sine die.

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43 Approved:

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47 DOUG DEAN,  
48 Speaker

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50 Attest:

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52 JUDITH RODRIGUE,  
53 Chief Clerk

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