

HOUSE JOURNAL
SIXTY-FOURTH GENERAL ASSEMBLY
STATE OF COLORADO
First Regular Session

Thirty-fourth Legislative Day

Monday, February 10, 2003

1 Prayer by the Reverend Brad Meuli, Denver Rescue Mission.

2

3 The Speaker called the House to order at 10:00 a.m.

4

5 Pledge of Allegiance led by Representative Rhodes.

6

7 The roll was called with the following result:

8

9 Present--62.

10 Excused--Representatives Fairbank, Hefley, Sanchez--3.

11

12 The Speaker declared a quorum present.

13

14

15 On motion of Representative Johnson, the reading of the journal of
16 February 7, 2003, was declared dispensed with and approved as corrected
17 by the Chief Clerk.

18

19

20

21

THIRD READING OF BILLS--FINAL PASSAGE

22

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

26

27 On motion of Representative King, Consideration of **SB03-199, 206, 207,**
28 **208, 209, 210, 211, 212, 213, 216, 217, 218, 219, 220** was laid over until
29 February 11, retaining place on Calendar.

30

31

32 **SB03-169** by Senator(s) Teck, Owen, Reeves; also Representative(s)
33 Plant, Witwer, Young--Concerning the elimination of
34 limits on revenues related to the indirect costs incurred by
35 certain entities within the department of agriculture, and,
36 in connection therewith, making a supplemental
37 appropriation.

38

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

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

43

	YES	60	NO	02	EXCUSED	03	ABSENT	00
1								
2	Berry	Y	Groff	Y	McCluskey	Y	Sinclair	Y
3	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
4	Boyd	Y	Harvey	Y	Merrifield	Y	Spence	Y
5	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
6	Brophy	N	Hodge	Y	Mitchell	Y	Stengel	Y
7	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
8	Cadman	Y	Jahn	Y	Plant	Y	Veiga	Y
9	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
10	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
11	Coleman	Y	King	Y	Rhodes	Y	Weissmann	Y
12	Crane	Y	Larson	Y	Rippy	Y	White	Y
13	Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
14	Fairbank	E	Lundberg	Y	Rose	Y	Williams S.	Y
15	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y
16	Fritz	Y	Marshall	Y	Sanchez	E	Witwer	Y
17	Garcia	Y	May	Y	Schultheis	Y	Young	Y
18							Speaker	N

19
20 **SB03-170** by Senator(s) Teck, Owen, Reeves; also Representative(s)
21 Plant, Witwer, Young--Concerning the appropriation of
22 moneys for the support of Metropolitan state college of
23 Denver and Fort Lewis college in the 2002-03 general
24 appropriation bill as a direct appropriation to the board of
25 trustees for each such institution.

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

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

	YES	62	NO	00	EXCUSED	03	ABSENT	00
33	Berry	Y	Groff	Y	McCluskey	Y	Sinclair	Y
34	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
35	Boyd	Y	Harvey	Y	Merrifield	Y	Spence	Y
36	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
37	Brophy	Y	Hodge	Y	Mitchell	Y	Stengel	Y
38	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
39	Cadman	Y	Jahn	Y	Plant	Y	Veiga	Y
40	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
41	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
42	Coleman	Y	King	Y	Rhodes	Y	Weissmann	Y
43	Crane	Y	Larson	Y	Rippy	Y	White	Y
44	Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
45	Fairbank	E	Lundberg	Y	Rose	Y	Williams S.	Y
46	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y
47	Fritz	Y	Marshall	Y	Sanchez	E	Witwer	Y
48	Garcia	Y	May	Y	Schultheis	Y	Young	Y
49							Speaker	Y

50
51 **SB03-172** by Senator(s) Reeves, Owen, Teck; also Representative(s)
52 Young, Plant, Witwer--Concerning docket fees transferred
53 to the family stabilization services fund.

54
55 The question being "Shall the bill pass?".

56 A roll call vote was taken. As shown by the following recorded vote, a

1 majority of those elected to the House voted in the affirmative and the bill
2 was declared **passed**.

	YES	57	NO	05	EXCUSED	03	ABSENT	00
5	Berry	Y	Groff	Y	McCluskey	Y	Sinclair	Y
6	Borodkin	N	Hall	Y	McFadyen	Y	Smith	Y
7	Boyd	Y	Harvey	Y	Merrifield	Y	Spence	Y
8	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
9	Brophy	Y	Hodge	Y	Mitchell	Y	Stengel	Y
10	Butcher	Y	Hoppe	Y	Paccione	N	Tochtrop	Y
11	Cadman	Y	Jahn	Y	Plant	Y	Veiga	Y
12	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
13	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
14	Coleman	Y	King	Y	Rhodes	Y	Weissmann	Y
15	Crane	Y	Larson	Y	Rippy	Y	White	Y
16	Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
17	Fairbank	E	Lundberg	Y	Rose	Y	Williams S.	Y
18	Frangas	N	Madden	N	Salazar	Y	Williams T.	Y
19	Fritz	Y	Marshall	Y	Sanchez	E	Witwer	Y
20	Garcia	N	May	Y	Schultheis	Y	Young	Y
21							Speaker	Y

22
23 **SB03-175** by Senator(s) Owen, Reeves, Teck; also
24 Representative(s) Young, Plant, Witwer--Concerning
25 prescribing the use of the nursing home penalty cash fund,
26 and making an appropriation in connection therewith.

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

	YES	54	NO	08	EXCUSED	03	ABSENT	00
34	Berry	Y	Groff	N	McCluskey	Y	Sinclair	Y
35	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
36	Boyd	Y	Harvey	Y	Merrifield	Y	Spence	Y
37	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
38	Brophy	Y	Hodge	Y	Mitchell	Y	Stengel	Y
39	Butcher	Y	Hoppe	Y	Paccione	N	Tochtrop	Y
40	Cadman	Y	Jahn	Y	Plant	Y	Veiga	Y
41	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	N
42	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
43	Coleman	Y	King	Y	Rhodes	Y	Weissmann	N
44	Crane	Y	Larson	N	Rippy	Y	White	Y
45	Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
46	Fairbank	E	Lundberg	Y	Rose	N	Williams S.	Y
47	Frangas	N	Madden	Y	Salazar	Y	Williams T.	Y
48	Fritz	Y	Marshall	N	Sanchez	E	Witwer	Y
49	Garcia	Y	May	Y	Schultheis	Y	Young	Y
50							Speaker	Y

51
52 **SB03-178** by Senator(s) Reeves, Owen, Teck; also Representative(s)
53 Plant, Witwer, Young--Concerning the deposit of revenues
54 from charges for communications services in the
55 telecommunications revolving fund.

56

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

	YES	61	NO	01	EXCUSED	03	ABSENT	00
7	Berry	Y	Groff	Y	McCluskey	Y	Sinclair	Y
8	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
9	Boyd	Y	Harvey	Y	Merrifield	Y	Spence	Y
10	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
11	Brophy	Y	Hodge	Y	Mitchell	Y	Stengel	Y
12	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
13	Cadman	Y	Jahn	Y	Plant	Y	Veiga	Y
14	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
15	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
16	Coleman	Y	King	Y	Rhodes	Y	Weissmann	Y
17	Crane	Y	Larson	Y	Rippy	Y	White	Y
18	Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
19	Fairbank	E	Lundberg	Y	Rose	Y	Williams S.	Y
20	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y
21	Fritz	Y	Marshall	Y	Sanchez	E	Witwer	Y
22	Garcia	N	May	Y	Schultheis	Y	Young	Y
23							Speaker	Y

24
 25 **SB03-181** by Senator(s) Reeves, Owen, Teck; also Representative(s)
 26 Witwer, Plant, Young--Concerning increased fees to be
 27 credited to the ground water management cash fund, and,
 28 in connection therewith, making a supplemental
 29 appropriation.

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

	YES	53	NO	09	EXCUSED	03	ABSENT	00
37	Berry	Y	Groff	Y	McCluskey	Y	Sinclair	Y
38	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
39	Boyd	Y	Harvey	Y	Merrifield	Y	Spence	Y
40	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
41	Brophy	N	Hodge	Y	Mitchell	Y	Stengel	Y
42	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
43	Cadman	N	Jahn	Y	Plant	Y	Veiga	Y
44	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
45	Cloer	N	Judd	Y	Ragsdale	Y	Weddig	Y
46	Coleman	Y	King	Y	Rhodes	Y	Weissmann	Y
47	Crane	N	Larson	Y	Rippy	Y	White	Y
48	Decker	Y	Lee	N	Romanoff	Y	Wiens	Y
49	Fairbank	E	Lundberg	N	Rose	N	Williams S.	Y
50	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y
51	Fritz	Y	Marshall	Y	Sanchez	E	Witwer	Y
52	Garcia	N	May	Y	Schultheis	N	Young	Y
53							Speaker	Y

54 Co-sponsor added: Representative Weddig.
 55

1 **SB03-183** by Senator(s) Reeves, Owen, Teck; also Representative(s)
 2 Plant, Witwer, Young--Concerning the modification of
 3 certain preschool through twelfth grade public education
 4 programs, and making appropriations in connection
 5 therewith.
 6

7 As shown by the following roll call vote, a majority of all members
 8 elected to the House voted in the affirmative, and Representative Veiga
 9 was given permission to offer a Third Reading amendment:
 10

	YES	58	NO	04	EXCUSED	03	ABSENT	00
12	Berry	Y	Groff	Y	McCluskey	Y	Sinclair	Y
13	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
14	Boyd	Y	Harvey	N	Merrifield	Y	Spence	Y
15	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
16	Brophy	Y	Hodge	Y	Mitchell	Y	Stengel	Y
17	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
18	Cadman	Y	Jahn	Y	Plant	Y	Veiga	Y
19	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
20	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
21	Coleman	Y	King	Y	Rhodes	Y	Weissmann	Y
22	Crane	N	Larson	Y	Rippy	Y	White	Y
23	Decker	N	Lee	N	Romanoff	Y	Wiens	Y
24	Fairbank	E	Lundberg	Y	Rose	Y	Williams S.	Y
25	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y
26	Fritz	Y	Marshall	Y	Sanchez	E	Witwer	Y
27	Garcia	Y	May	Y	Schultheis	Y	Young	Y
28							Speaker	Y

29
 30 **Third Reading amendment No. 1**, by Representative Veiga.

31
 32 Amend revised bill, page 8, line 4, after "YEAR", insert "OR THE 2002-03
 33 BUDGET YEAR";

34
 35 line 7, strike "CONSTITUTION." and substitute "CONSTITUTION; EXCEPT
 36 THAT UP TO FIVE HUNDRED THOUSAND DOLLARS OF SUCH AMOUNT SHALL
 37 BE ALLOCATED AND DISBURSED BY THE DEPARTMENT OF EDUCATION
 38 PURSUANT TO SECTION 22-54-123.5 AMONG DISTRICTS PARTICIPATING IN
 39 THE SCHOOL BREAKFAST PROGRAM.".

40
 41 The amendment was declared **lost** by the following roll call vote:
 42

	YES	28	NO	34	EXCUSED	03	ABSENT	00
44	Berry	N	Groff	Y	McCluskey	Y	Sinclair	N
45	Borodkin	Y	Hall	N	McFadyen	Y	Smith	N
46	Boyd	Y	Harvey	N	Merrifield	Y	Spence	N
47	Briggs	N	Hefley	E	Miller	Y	Stafford	N
48	Brophy	N	Hodge	Y	Mitchell	N	Stengel	N
49	Butcher	N	Hoppe	N	Paccione	Y	Tochtrop	Y
50	Cadman	N	Jahn	Y	Plant	N	Veiga	Y
51	Clapp	N	Johnson	N	Pommer	Y	Vigil	Y
52	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
53	Coleman	Y	King	N	Rhodes	N	Weissmann	Y
54	Crane	N	Larson	Y	Rippy	N	White	N
55	Decker	N	Lee	N	Romanoff	Y	Wiens	N
56	Fairbank	E	Lundberg	N	Rose	N	Williams S.	Y

1	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	N
2	Fritz	N	Marshall	Y	Sanchez	E	Witwer	N
3	Garcia	Y	May	N	Schultheis	N	Young	N
4							Speaker	N

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

10	YES	37	NO	25	EXCUSED	03	ABSENT	00
11	Berry	Y	Groff	N	McCluskey	N	Sinclair	Y
12	Borodkin	N	Hall	Y	McFadyen	N	Smith	Y
13	Boyd	N	Harvey	Y	Merrifield	N	Spence	Y
14	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
15	Brophy	Y	Hodge	N	Mitchell	Y	Stengel	Y
16	Butcher	N	Hoppe	Y	Paccione	N	Tochtrop	N
17	Cadman	Y	Jahn	N	Plant	Y	Veiga	N
18	Clapp	N	Johnson	Y	Pommer	N	Vigil	N
19	Cloer	Y	Judd	Y	Ragsdale	N	Weddig	N
20	Coleman	N	King	Y	Rhodes	Y	Weissmann	N
21	Crane	Y	Larson	Y	Rippy	Y	White	Y
22	Decker	N	Lee	Y	Romanoff	N	Wiens	Y
23	Fairbank	E	Lundberg	Y	Rose	Y	Williams S.	Y
24	Frangas	N	Madden	N	Salazar	N	Williams T.	Y
25	Fritz	Y	Marshall	N	Sanchez	E	Witwer	Y
26	Garcia	Y	May	Y	Schultheis	Y	Young	Y
27							Speaker	Y

28
29
30 **SB03-184** by Senator(s) Teck, Owen, Reeves; also Representative(s)
31 Witwer, Plant, Young--Concerning the authority of the
32 state treasurer to assess a fee for performing a cash
33 management transaction affecting a cash balance on behalf
34 of a state department, and making an appropriation in
35 connection therewith.

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

41	YES	62	NO	00	EXCUSED	03	ABSENT	00
42	Berry	Y	Groff	Y	McCluskey	Y	Sinclair	Y
43	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
44	Boyd	Y	Harvey	Y	Merrifield	Y	Spence	Y
45	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
46	Brophy	Y	Hodge	Y	Mitchell	Y	Stengel	Y
47	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
48	Cadman	Y	Jahn	Y	Plant	Y	Veiga	Y
49	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
50	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
51	Coleman	Y	King	Y	Rhodes	Y	Weissmann	Y
52	Crane	Y	Larson	Y	Rippy	Y	White	Y
53	Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
54	Fairbank	E	Lundberg	Y	Rose	Y	Williams S.	Y
55	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y

1	Fritz	Y	Marshall	Y	Sanchez	E	Witwer	Y
2	Garcia	Y	May	Y	Schultheis	Y	Young	Y
3							Speaker	Y

4
5 **SB03-185** by Senator(s) Teck, Owen, Reeves; also Representative(s)
6 Plant, Witwer, Young--Concerning the establishment of a
7 tax amnesty program whereby taxpayers may pay overdue
8 tax liabilities without penalty for a limited time, and
9 making an appropriation in connection therewith.

10
11 The question being "Shall the bill pass?".
12 A roll call vote was taken. As shown by the following recorded vote, a
13 majority of those elected to the House voted in the affirmative and the bill
14 was declared **passed**.

16	YES	51	NO	11	EXCUSED	03	ABSENT	00
17	Berry	Y	Groff	Y	McCluskey	Y	Sinclair	Y
18	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
19	Boyd	Y	Harvey	N	Merrifield	Y	Spence	Y
20	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
21	Brophy	N	Hodge	Y	Mitchell	Y	Stengel	Y
22	Butcher	N	Hoppe	Y	Paccione	Y	Tochtrop	Y
23	Cadman	N	Jahn	Y	Plant	Y	Veiga	Y
24	Clapp	Y	Johnson	Y	Pommer	N	Vigil	Y
25	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
26	Coleman	N	King	Y	Rhodes	N	Weissmann	Y
27	Crane	N	Larson	Y	Rippy	Y	White	Y
28	Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
29	Fairbank	E	Lundberg	N	Rose	N	Williams S.	Y
30	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y
31	Fritz	Y	Marshall	Y	Sanchez	E	Witwer	Y
32	Garcia	Y	May	Y	Schultheis	N	Young	Y
33							Speaker	Y

34 Co-sponsors added: Representatives Cloer, Frangas, Stafford.

35
36 **SB03-186** by Senator(s) Owen, Reeves, Teck; also Representative(s)
37 Young, Plant, Witwer--Concerning an increase in fees
38 collected by the judicial department, and making an
39 appropriation in connection therewith.

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

46	YES	52	NO	10	EXCUSED	03	ABSENT	00
47	Berry	Y	Groff	Y	McCluskey	Y	Sinclair	Y
48	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
49	Boyd	Y	Harvey	N	Merrifield	Y	Spence	Y
50	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
51	Brophy	N	Hodge	Y	Mitchell	Y	Stengel	Y
52	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
53	Cadman	N	Jahn	Y	Plant	Y	Veiga	Y
54	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
55	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
56	Coleman	Y	King	N	Rhodes	N	Weissmann	Y

1	Crane	N	Larson	Y	Rippy	Y	White	Y
2	Decker	Y	Lee	N	Romanoff	Y	Wiens	Y
3	Fairbank	E	Lundberg	N	Rose	Y	Williams S.	Y
4	Frangas	N	Madden	Y	Salazar	Y	Williams T.	Y
5	Fritz	Y	Marshall	Y	Sanchez	E	Witwer	Y
6	Garcia	Y	May	Y	Schultheis	N	Young	Y
7							Speaker	Y

8
9 **SB03-187** by Senator(s) Reeves, Owen, Teck; also Representative(s)
10 Plant, Witwer, Young--Concerning the elimination of
11 specified responsibilities of the department of health care
12 policy and financing during the medicaid enrollment
13 process, and making an appropriation in connection
14 therewith.
15

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

21	YES	58	NO	04	EXCUSED	03	ABSENT	00
22	Berry	Y	Groff	Y	McCluskey	Y	Sinclair	Y
23	Borodkin	Y	Hall	Y	McFadyen	N	Smith	Y
24	Boyd	Y	Harvey	Y	Merrifield	Y	Spence	Y
25	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
26	Brophy	Y	Hodge	Y	Mitchell	Y	Stengel	Y
27	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
28	Cadman	Y	Jahn	Y	Plant	Y	Veiga	Y
29	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
30	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	N
31	Coleman	N	King	Y	Rhodes	Y	Weissmann	N
32	Crane	Y	Larson	Y	Rippy	Y	White	Y
33	Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
34	Fairbank	E	Lundberg	Y	Rose	Y	Williams S.	Y
35	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y
36	Fritz	Y	Marshall	Y	Sanchez	E	Witwer	Y
37	Garcia	Y	May	Y	Schultheis	Y	Young	Y
38							Speaker	Y

39
40
41 **SB03-189** by Senator(s) Teck, Owen, Reeves; also Representative(s)
42 Young, Plant, Witwer--Concerning the annual allowable
43 cash funds for state-supported institutions of higher
44 education, and, in connection therewith, adding funds
45 received from student financial aid, tuition assistance, and
46 scholarships to the maximum amount of cash funds that
47 may be raised, spent, or transferred to reserves by such
48 institutions, and making an appropriation in connection
49 therewith.
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	62	NO	00	EXCUSED	03	ABSENT	00
1								
2	Berry	Y	Groff	Y	McCluskey	Y	Sinclair	Y
3	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
4	Boyd	Y	Harvey	Y	Merrifield	Y	Spence	Y
5	Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
6	Brophy	Y	Hodge	Y	Mitchell	Y	Stengel	Y
7	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
8	Cadman	Y	Jahn	Y	Plant	Y	Veiga	Y
9	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
10	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
11	Coleman	Y	King	Y	Rhodes	Y	Weissmann	Y
12	Crane	Y	Larson	Y	Rippy	Y	White	Y
13	Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
14	Fairbank	E	Lundberg	Y	Rose	Y	Williams S.	Y
15	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y
16	Fritz	Y	Marshall	Y	Sanchez	E	Witwer	Y
17	Garcia	Y	May	Y	Schultheis	Y	Young	Y
18							Speaker	Y

House in recess. House reconvened.

On motion of Representative Rippy, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

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

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

On motion of Representative King, Consideration of **SB03-173** was laid over until February 11, retaining place on Calendar.

SB03-191 by Senator(s) Owen, Reeves, Teck; also Representative(s) Young, Plant, Witwer--Concerning the augmentation of the general fund through transfers of certain moneys in the 2002-03 fiscal year.

Amendment No. 1, Finance Report, dated February 5, 2003, and placed in member's bill file; Report also printed in House Journal, February 6, page 347.

House in recess. House reconvened.

As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage.

1 **SB03-192** by Senator(s) Teck, Owen, Reeves; also Representative(s)
2 Plant, Witwer, Young--Concerning restoration fees for
3 persons who have lost the privilege to operate a motor
4 vehicle, and making an appropriation therefor.
5

6 Amendment No. 1, Transportation & Energy Report, dated February 5,
7 2003, and placed in member's bill file; Report also printed in House
8 Journal, February 6, page 344.
9

10 As amended, ordered revised and placed on the Calendar for Third
11 Reading and Final Passage.
12

13 **SB03-195** by Senator(s) Owen, Reeves, Teck; also Representative(s)
14 Young, Plant, Witwer--Concerning the amount of the
15 general fund appropriation for the state's share of districts'
16 total program funding required to be made to be in
17 compliance with section 17 (5) of article IX of the
18 Colorado constitution, and making appropriations in
19 connection therewith.
20

21 Ordered revised and placed on the Calendar for Third Reading and Final
22 Passage.
23

24 **SB03-196** by Senator(s) Teck, Owen, Reeves; also Representative(s)
25 Witwer, Plant, Young--Concerning the utilization of the
26 cash system of accounting for the financial administration
27 of specified medical services provided under the
28 "Colorado Medical Assistance Act", and, in connection
29 therewith, creating an exception to the requirement that
30 the determination of the general fund surplus be based
31 upon the accrual system of accounting for certain
32 reimbursements made in accordance with said act.
33

34 Ordered revised and placed on the Calendar for Third Reading and Final
35 Passage.
36

37 **SB03-197** by Senator(s) Owen, Reeves, Teck; also Representative(s)
38 Young, Plant, Witwer--Concerning the payment of
39 monthly salaries of state employees, and, in connection
40 therewith, specifying that monthly salaries of state
41 employees for the month of June shall be paid on the first
42 working day of July and creating an exception to the
43 requirement that the determination of the general fund
44 surplus be based upon the accrual system of accounting
45 for payment of monthly salaries of state employees for the
46 month of June.
47

48 Amendment No. 1, Finance Report, dated February 5, 2003, and placed
49 in member's bill file; Report also printed in House Journal, February 6,
50 pages 347-584.
51

52 As amended, ordered revised and placed on the Calendar for Third
53 Reading and Final Passage.
54
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1 **SB03-198** by Senator(s) Owen, Reeves, Teck; also Representative(s)
 2 Witwer, Plant, Young--Concerning the elimination of the
 3 technology learning grant and revolving loan program.
 4

5 Ordered revised and placed on the Calendar for Third Reading and Final
 6 Passage.
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 11 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

12
 13 Passed Second Reading: **SB03-191 amended, 192 amended, 195, 196,**
 14 **197 amended, 198.**

15
 16 Laid over until date indicated retaining place on Calendar:
 17 **SB03-173**--February 11, 2003.
 18

19
 20 The Chairman moved the adoption of the Committee of the Whole
 21 Report. As shown by the following roll call vote, a majority of those
 22 elected to the House voted in the affirmative, and the Report was
 23 **adopted.**
 24

YES	62	NO	00	EXCUSED	03	ABSENT	00
Berry	Y	Groff	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
Boyd	Y	Harvey	Y	Merrifield	Y	Spence	Y
Briggs	Y	Hefley	E	Miller	Y	Stafford	Y
Brophy	Y	Hodge	Y	Mitchell	Y	Stengel	Y
Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Plant	Y	Veiga	Y
Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
Coleman	Y	King	Y	Rhodes	Y	Weissmann	Y
Crane	Y	Larson	Y	Rippy	Y	White	Y
Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
Fairbank	E	Lundberg	Y	Rose	Y	Williams S.	Y
Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y
Fritz	Y	Marshall	Y	Sanchez	E	Witwer	Y
Garcia	Y	May	Y	Schultheis	Y	Young	Y
						Speaker	Y

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 47 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

48
 49 The Speaker has signed: **HJR03-1007, 1008, 1014.**
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LAY OVER OF CALENDAR ITEMS

On motion of Representative King, the following items on the Calendar were laid over until February 11, retaining place on Calendar:

Consideration of General Orders--**HB03-1013, 1081, 1033, 1082, 1143, 1097, 1121, 1101, 1172, SB03-200, 201, 215, HB03-1158, SB03-071, HB03-1127, 1160, 1175, 1112, 1139, 1149, 1111, 1171, SB03-180, HB03-1087, 1174, SB03-190, HB03-1186, 1153.**

Consideration of Resolutions--**SJR03-011, HJR03-1015.**



On motion of Representative King, the House adjourned until 9:00 a.m., February 11, 2003.

Approved:

LOLA SPRADLEY,
Speaker

Attest:

JUDITH RODRIGUE,
Chief Clerk