

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

Forty-third Legislative Day                      Wednesday, February 19, 2003

1 Prayer by Pastor Kraig Burleson, Loving Saints Christian Fellowship,  
2 Denver.

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

5  
6 Pledge of Allegiance led by Representative Merrifield.

7  
8 The roll was called with the following result:

- 9  
10 Present--63.  
11 Vacancy--1.  
12 Absent--Representative Briggs--1.  
13 Present after roll call--Representative Briggs.  
14

15 The Speaker declared a quorum present.

16  
17  
18 On motion of Representative Judd, the reading of the journal of  
19 February 18, 2003, was declared dispensed with and approved as  
20 corrected by the Chief Clerk.

**THIRD READING OF BILLS--FINAL PASSAGE**

21  
22  
23  
24  
25  
26 The following bills were considered on Third Reading. The titles were  
27 publicly read. Reading of the bill at length was dispensed with by  
28 unanimous consent.

29  
30 **HB03-1081** by Representative(s) Coleman, Vigil, White, Williams T.;  
31 also Senator(s) Takis, Anderson, Taylor, Tupa--  
32 Concerning foster care services.  
33

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

Vacancy	YES	62	NO	02	EXCUSED	00	ABSENT	00
Berry	Y				McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall		Y	McFadyen	Y	Smith	N
Boyd	Y	Harvey		Y	Merrifield	Y	Spence	Y
Briggs	Y	Hefley		Y	Miller	Y	Stafford	Y

1	Brophy	Y	Hodge	Y	Mitchell	Y	Stengel	Y
2	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
3	Cadman	Y	Jahn	Y	Plant	Y	Veiga	Y
4	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
5	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
6	Coleman	Y	King	Y	Rhodes	Y	Weissmann	Y
7	Crane	Y	Larson	Y	Rippy	Y	White	Y
8	Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
9	Fairbank	Y	Lundberg	Y	Rose	N	Williams S.	Y
10	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y
11	Fritz	Y	Marshall	Y	Sanchez	Y	Witwer	Y
12	Garcia	Y	May	Y	Schultheis	Y	Young	Y
13							Speaker	Y

14 Co-sponsors added: Representatives Boyd, Decker, Frangas, Jahn, Madden,  
 15 Paccione, Ragsdale, Romanoff, Sanchez, Veiga.

16  
 17 **HB03-1158** by Representative(s) Romanoff; also Senator(s) Entz,  
 18 Teck--Concerning landlord and tenant relations.

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

25	Vacancy	1	YES	51	NO	13	EXCUSED	00	ABSENT	00
26	Berry		Y				McCluskey	Y	Sinclair	Y
27	Borodkin	Y		Hall	N		McFadyen	Y	Smith	N
28	Boyd	Y		Harvey	Y		Merrifield	Y	Spence	N
29	Briggs	Y		Hefley	N		Miller	Y	Stafford	Y
30	Brophy	N		Hodge	Y		Mitchell	N	Stengel	N
31	Butcher	Y		Hoppe	Y		Paccione	Y	Tochtrop	Y
32	Cadman	N		Jahn	Y		Plant	Y	Veiga	Y
33	Clapp	N		Johnson	Y		Pommer	Y	Vigil	Y
34	Cloer	Y		Judd	Y		Ragsdale	Y	Weddig	Y
35	Coleman	Y		King	Y		Rhodes	Y	Weissmann	Y
36	Crane	N		Larson	Y		Rippy	Y	White	Y
37	Decker	Y		Lee	Y		Romanoff	Y	Wiens	Y
38	Fairbank	Y		Lundberg	N		Rose	N	Williams S.	Y
39	Frangas	Y		Madden	Y		Salazar	Y	Williams T.	Y
40	Fritz	Y		Marshall	Y		Sanchez	Y	Witwer	Y
41	Garcia	Y		May	Y		Schultheis	N	Young	Y
42									Speaker	Y

43 Co-sponsors added: Representatives Borodkin, Boyd, Decker, Madden,  
 44 Paccione, Pommer, Ragsdale, Sanchez, Tochtrop, Veiga, Weddig, Weissmann,  
 45 Williams S.

46  
 47 **HB03-1256** by Representative(s) Spradley, Fairbank, Fritz, Hefley,  
 48 McFadyen, Miller, Rippy, Rose, Veiga, Boyd, Briggs,  
 49 Garcia, Hall, Hoppe, Jahn, Mitchell, Stengel, Weddig,  
 50 White, Wiens; also Senator(s) Anderson, Kester,  
 51 Chlouber, Entz, Dyer--Concerning the authority of the  
 52 state to enter into lease-purchase agreements, and, in  
 53 connection therewith, authorizing lease-purchase  
 54 agreements for a high-custody correctional facility and for  
 55 the university of Colorado health sciences center at  
 56 Fitzsimons.

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**.

	Vacancy	1	YES	41	NO	23	EXCUSED	00	ABSENT	00
7	Berry		Y				McCluskey	Y	Sinclair	N
8	Borodkin	Y	Hall		Y		McFadyen	Y	Smith	Y
9	Boyd	Y	Harvey		N		Merrifield	N	Spence	Y
10	Briggs	Y	Hefley		Y		Miller	Y	Stafford	Y
11	Brophy	N	Hodge		Y		Mitchell	Y	Stengel	Y
12	Butcher	Y	Hoppe		Y		Paccione	N	Tochtrop	N
13	Cadman	N	Jahn		Y		Plant	N	Veiga	Y
14	Clapp	N	Johnson		Y		Pommer	Y	Vigil	Y
15	Cloer	N	Judd		N		Ragsdale	N	Weddig	Y
16	Coleman	Y	King		N		Rhodes	N	Weissmann	N
17	Crane	Y	Larson		N		Rippy	Y	White	Y
18	Decker	N	Lee		N		Romanoff	Y	Wiens	Y
19	Fairbank	Y	Lundberg		N		Rose	Y	Williams S.	Y
20	Frangas	Y	Madden		N		Salazar	Y	Williams T.	Y
21	Fritz	Y	Marshall		N		Sanchez	Y	Witwer	Y
22	Garcia	Y	May		Y		Schultheis	N	Young	N
23									Speaker	Y

24 Co-sponsors added: Representatives Butcher, Coleman, Frangas, Hodge,  
 25 Spence, Stafford, Williams S.

26  
 27 **HB03-1127** by Representative(s) Smith; also Senator(s) Arnold--  
 28 Concerning allegations against education providers.

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

	Vacancy	1	YES	64	NO	00	EXCUSED	00	ABSENT	00
36	Berry		Y				McCluskey	Y	Sinclair	Y
37	Borodkin	Y	Hall		Y		McFadyen	Y	Smith	Y
38	Boyd	Y	Harvey		Y		Merrifield	Y	Spence	Y
39	Briggs	Y	Hefley		Y		Miller	Y	Stafford	Y
40	Brophy	Y	Hodge		Y		Mitchell	Y	Stengel	Y
41	Butcher	Y	Hoppe		Y		Paccione	Y	Tochtrop	Y
42	Cadman	Y	Jahn		Y		Plant	Y	Veiga	Y
43	Clapp	Y	Johnson		Y		Pommer	Y	Vigil	Y
44	Cloer	Y	Judd		Y		Ragsdale	Y	Weddig	Y
45	Coleman	Y	King		Y		Rhodes	Y	Weissmann	Y
46	Crane	Y	Larson		Y		Rippy	Y	White	Y
47	Decker	Y	Lee		Y		Romanoff	Y	Wiens	Y
48	Fairbank	Y	Lundberg		Y		Rose	Y	Williams S.	Y
49	Frangas	Y	Madden		Y		Salazar	Y	Williams T.	Y
50	Fritz	Y	Marshall		Y		Sanchez	Y	Witwer	Y
51	Garcia	Y	May		Y		Schultheis	Y	Young	Y
52									Speaker	Y

53 Co-sponsors added: Representatives Boyd, Cloer, Frangas, Garcia, Merrifield,  
 54 Mitchell, Paccione, Pommer, Wiens, Williams S., Williams T.

55  
 56

1 **HB03-1160** by Representative(s) Spence, Briggs, Cadman, Clapp,  
 2 Crane, Fairbank, Harvey, Hefley, King, Lee, Lundberg,  
 3 Rhodes, Rose, Schultheis, Spradley, Stafford, White,  
 4 Williams T., Witwer--Concerning the provision of  
 5 financial assistance for kindergarten through twelfth grade  
 6 education to disadvantaged children.

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

Vacancy	1	YES	35	NO	29	EXCUSED	00	ABSENT	00
Berry		Y				McCluskey	Y	Sinclair	Y
Borodkin		N	Hall		Y	McFadyen	N	Smith	Y
Boyd		N	Harvey		Y	Merrifield	N	Spence	Y
Briggs		Y	Hefley		Y	Miller	N	Stafford	Y
Brophy		Y	Hodge		N	Mitchell	Y	Stengel	Y
Butcher		N	Hoppe		Y	Paccione	N	Tochtrop	N
Cadman		Y	Jahn		N	Plant	N	Veiga	N
Clapp		Y	Johnson		N	Pommer	N	Vigil	N
Cloer		Y	Judd		N	Ragsdale	N	Weddig	N
Coleman		N	King		Y	Rhodes	Y	Weissmann	N
Crane		Y	Larson		N	Rippy	Y	White	Y
Decker		Y	Lee		Y	Romanoff	N	Wiens	Y
Fairbank		Y	Lundberg		Y	Rose	Y	Williams S.	N
Frangas		N	Madden		N	Salazar	N	Williams T.	Y
Fritz		Y	Marshall		N	Sanchez	N	Witwer	Y
Garcia		N	May		Y	Schultheis	Y	Young	Y
								Speaker	Y

31 Co-sponsors added: Representatives Fritz, Wiens.

32  
 33  
 34  
 35 **IMMEDIATE RECONSIDERATION OF HB03-1160**

36  
 37 Having voted on the prevailing side, Representative Spence moved for  
 38 immediate reconsideration of **HB03-1160**. As shown by the following  
 39 recorded vote less than a two-thirds majority of those elected to the  
 40 House voted in the affirmative and the motion was declared **lost**:

Vacancy	1	YES	29	NO	35	EXCUSED	00	ABSENT	00
Berry		N				McCluskey	N	Sinclair	N
Borodkin		Y	Hall		N	McFadyen	Y	Smith	N
Boyd		Y	Harvey		N	Merrifield	Y	Spence	N
Briggs		N	Hefley		N	Miller	Y	Stafford	N
Brophy		N	Hodge		Y	Mitchell	N	Stengel	N
Butcher		Y	Hoppe		N	Paccione	Y	Tochtrop	Y
Cadman		N	Jahn		Y	Plant	Y	Veiga	Y
Clapp		N	Johnson		Y	Pommer	Y	Vigil	Y
Cloer		N	Judd		Y	Ragsdale	Y	Weddig	Y
Coleman		Y	King		N	Rhodes	N	Weissmann	Y
Crane		N	Larson		Y	Rippy	N	White	N
Decker		N	Lee		N	Romanoff	Y	Wiens	N
Fairbank		N	Lundberg		N	Rose	N	Williams S.	Y
Frangas		Y	Madden		Y	Salazar	Y	Williams T.	N

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

4  
5  
6  
7 **HB03-1112** by Representative(s) McFadyen; also Senator(s) Tapia--  
8 Concerning the inadmissibility of certain confidential  
9 communications by juveniles.

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	Vacancy	1	YES	52	NO	12	EXCUSED	00	ABSENT	00
17	Berry	Y					McCluskey	Y	Sinclair	N
18	Borodkin	Y	Hall		Y		McFadyen	Y	Smith	Y
19	Boyd	Y	Harvey		Y		Merrifield	Y	Spence	N
20	Briggs	Y	Hefley		N		Miller	Y	Stafford	Y
21	Brophy	Y	Hodge		Y		Mitchell	Y	Stengel	Y
22	Butcher	Y	Hoppe		Y		Paccione	Y	Tochtrop	Y
23	Cadman	N	Jahn		Y		Plant	Y	Veiga	Y
24	Clapp	N	Johnson		Y		Pommer	Y	Vigil	Y
25	Cloer	Y	Judd		Y		Ragsdale	Y	Weddig	Y
26	Coleman	Y	King		N		Rhodes	N	Weissmann	Y
27	Crane	Y	Larson		Y		Rippy	Y	White	Y
28	Decker	Y	Lee		N		Romanoff	Y	Wiens	N
29	Fairbank	N	Lundberg		N		Rose	Y	Williams S.	Y
30	Frangas	Y	Madden		Y		Salazar	Y	Williams T.	Y
31	Fritz	Y	Marshall		Y		Sanchez	Y	Witwer	Y
32	Garcia	Y	May		Y		Schultheis	N	Young	Y
33									Speaker	Y

34 Co-sponsors added: Representatives Borodkin, Boyd, Butcher, Cloer, Coleman,  
35 Frangas, Garcia, Jahn, Merrifield, Miller, Paccione, Sanchez, Smith, Tochtrop,  
36 Vigil, Weissmann.

37  
38 **HB03-1087** by Representative(s) Veiga; also Senator(s) Gordon--  
39 Concerning requirements related to student transfers, and,  
40 in connection therewith, adopting a policy establishing  
41 that an applicant with a proficiency rating of  
42 unsatisfactory in one or more academic areas who attends  
43 an unsatisfactory school, as defined by section 22-7-604  
44 (1), shall have priority over any other applicant for  
45 enrollment purposes.

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

52	Vacancy	1	YES	57	NO	07	EXCUSED	00	ABSENT	00
53	Berry	Y					McCluskey	Y	Sinclair	Y
54	Borodkin	Y	Hall		Y		McFadyen	Y	Smith	Y
55	Boyd	Y	Harvey		Y		Merrifield	Y	Spence	N
56	Briggs	Y	Hefley		Y		Miller	Y	Stafford	N

1	Brophy	N	Hodge	Y	Mitchell	N	Stengel	Y
2	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
3	Cadman	N	Jahn	Y	Plant	Y	Veiga	Y
4	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
5	Cloer	N	Judd	Y	Ragsdale	Y	Weddig	Y
6	Coleman	Y	King	Y	Rhodes	Y	Weissmann	Y
7	Crane	Y	Larson	Y	Rippy	Y	White	Y
8	Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
9	Fairbank	Y	Lundberg	Y	Rose	N	Williams S.	Y
10	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y
11	Fritz	Y	Marshall	Y	Sanchez	Y	Witwer	Y
12	Garcia	Y	May	Y	Schultheis	Y	Young	Y
13							Speaker	Y

14 Co-sponsors added: Representatives Borodkin, Boyd, Jahn, McFadyen,  
15 Merrifield, Paccione.

16  
17 **HB03-1174** by Representative(s) Williams S., Frangas, Briggs,  
18 Butcher, Coleman, Groff, Hefley, Jahn, McFadyen,  
19 Merrifield, Paccione, Plant, Romanoff, Salazar, Spence,  
20 White; also Senator(s) Kester, Entz, Hanna, Johnson S.,  
21 Keller, Tapia, Windels--Concerning full-day kindergarten  
22 for low-performing schools.

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

29	Vacancy	1	YES	35	NO	29	EXCUSED	00	ABSENT	00
30	Berry			N			McCluskey	N	Sinclair	N
31	Borodkin	Y		Hall	Y		McFadyen	Y	Smith	N
32	Boyd	Y		Harvey	N		Merrifield	Y	Spence	N
33	Briggs	Y		Hefley	Y		Miller	Y	Stafford	N
34	Brophy	N		Hodge	Y		Mitchell	N	Stengel	N
35	Butcher	Y		Hoppe	N		Paccione	Y	Tochtrop	Y
36	Cadman	N		Jahn	Y		Plant	Y	Veiga	Y
37	Clapp	N		Johnson	N		Pommer	Y	Vigil	Y
38	Cloer	Y		Judd	Y		Ragsdale	Y	Weddig	Y
39	Coleman	Y		King	N		Rhodes	N	Weissmann	Y
40	Crane	N		Larson	Y		Rippy	Y	White	Y
41	Decker	Y		Lee	N		Romanoff	Y	Wiens	N
42	Fairbank	N		Lundberg	N		Rose	N	Williams S.	Y
43	Frangas	Y		Madden	Y		Salazar	Y	Williams T.	N
44	Fritz	N		Marshall	Y		Sanchez	Y	Witwer	N
45	Garcia	Y		May	N		Schultheis	N	Young	N
46									Speaker	N

47 Co-sponsors added: Representatives Borodkin, Boyd, Decker, Garcia, Hodge,  
48 Madden, Marshall, Miller, Pommer, Ragsdale, Sanchez, Vigil, Weddig,  
49 Weissmann.

50  
51 **HB03-1186** by Representative(s) Mitchell; also Senator(s) Teck--  
52 Concerning the assertion of claims for exemplary  
53 damages.

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**.

	Vacancy	1	YES	40	NO	24	EXCUSED	00	ABSENT	00
5	Berry		Y				McCluskey	Y	Sinclair	Y
6	Borodkin	N		Hall	Y		McFadyen	Y	Smith	Y
7	Boyd	N		Harvey	Y		Merrifield	N	Spence	Y
8	Briggs	Y		Hefley	Y		Miller	Y	Stafford	Y
9	Brophy	Y		Hodge	N		Mitchell	Y	Stengel	Y
10	Butcher	N		Hoppe	Y		Paccione	N	Tochtrop	N
11	Cadman	Y		Jahn	N		Plant	N	Veiga	N
12	Clapp	Y		Johnson	Y		Pommer	N	Vigil	N
13	Cloer	Y		Judd	N		Ragsdale	N	Weddig	N
14	Coleman	N		King	Y		Rhodes	Y	Weissmann	N
15	Crane	Y		Larson	Y		Rippy	Y	White	Y
16	Decker	Y		Lee	Y		Romanoff	N	Wiens	Y
17	Fairbank	Y		Lundberg	Y		Rose	Y	Williams S.	N
18	Frangas	N		Madden	N		Salazar	Y	Williams T.	Y
19	Fritz	Y		Marshall	N		Sanchez	N	Witwer	Y
20	Garcia	N		May	Y		Schultheis	Y	Young	Y
21									Speaker	Y

22 Co-sponsors added: Representatives Brophy, Miller.

23  
24 **HB03-1153** by Representative(s) Weddig; also Senator(s) Hanna--  
25 Concerning the conduct of absentee mail ballot elections.

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**.

	Vacancy	1	YES	58	NO	06	EXCUSED	00	ABSENT	00
33	Berry		Y				McCluskey	N	Sinclair	Y
34	Borodkin	Y		Hall	Y		McFadyen	Y	Smith	Y
35	Boyd	Y		Harvey	Y		Merrifield	Y	Spence	Y
36	Briggs	Y		Hefley	N		Miller	Y	Stafford	Y
37	Brophy	N		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	N		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	Y		Lundberg	Y		Rose	N	Williams S.	Y
46	Frangas	Y		Madden	Y		Salazar	Y	Williams T.	Y
47	Fritz	Y		Marshall	Y		Sanchez	Y	Witwer	Y
48	Garcia	Y		May	Y		Schultheis	Y	Young	N
49									Speaker	Y

50 Co-sponsors added: Representatives Frangas, Garcia.

51  
52 **HB03-1157** by Representative(s) Sinclair, Decker, May M., Rhodes,  
53 Smith; also Senator(s) Kester--Concerning credit terms for  
54 the sale of alcohol beverages to retailers.

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

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

	Vacancy	1	YES	64	NO	00	EXCUSED	00	ABSENT	00
6	Berry		Y				McCluskey	Y	Sinclair	Y
7	Borodkin	Y		Hall	Y		McFadyen	Y	Smith	Y
8	Boyd	Y		Harvey	Y		Merrifield	Y	Spence	Y
9	Briggs	Y		Hefley	Y		Miller	Y	Stafford	Y
10	Brophy	Y		Hodge	Y		Mitchell	Y	Stengel	Y
11	Butcher	Y		Hoppe	Y		Paccione	Y	Tochtrop	Y
12	Cadman	Y		Jahn	Y		Plant	Y	Veiga	Y
13	Clapp	Y		Johnson	Y		Pommer	Y	Vigil	Y
14	Cloer	Y		Judd	Y		Ragsdale	Y	Weddig	Y
15	Coleman	Y		King	Y		Rhodes	Y	Weissmann	Y
16	Crane	Y		Larson	Y		Rippy	Y	White	Y
17	Decker	Y		Lee	Y		Romanoff	Y	Wiens	Y
18	Fairbank	Y		Lundberg	Y		Rose	Y	Williams S.	Y
19	Frangas	Y		Madden	Y		Salazar	Y	Williams T.	Y
20	Fritz	Y		Marshall	Y		Sanchez	Y	Witwer	Y
21	Garcia	Y		May	Y		Schultheis	Y	Young	Y
22									Speaker	Y

23 Co-sponsors added: Representatives Cadman, Frangas, Hoppe, Vigil.

24  
 25 **HB03-1192** by Representative(s) Rhodes; also Senator(s) Sandoval--  
 26 Concerning actions taken by the Colorado state board of  
 27 chiropractic examiners that affect a chiropractor's  
 28 licensing status.

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

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

	Vacancy	1	YES	64	NO	00	EXCUSED	00	ABSENT	00
36	Berry		Y				McCluskey	Y	Sinclair	Y
37	Borodkin	Y		Hall	Y		McFadyen	Y	Smith	Y
38	Boyd	Y		Harvey	Y		Merrifield	Y	Spence	Y
39	Briggs	Y		Hefley	Y		Miller	Y	Stafford	Y
40	Brophy	Y		Hodge	Y		Mitchell	Y	Stengel	Y
41	Butcher	Y		Hoppe	Y		Paccione	Y	Tochtrop	Y
42	Cadman	Y		Jahn	Y		Plant	Y	Veiga	Y
43	Clapp	Y		Johnson	Y		Pommer	Y	Vigil	Y
44	Cloer	Y		Judd	Y		Ragsdale	Y	Weddig	Y
45	Coleman	Y		King	Y		Rhodes	Y	Weissmann	Y
46	Crane	Y		Larson	Y		Rippy	Y	White	Y
47	Decker	Y		Lee	Y		Romanoff	Y	Wiens	Y
48	Fairbank	Y		Lundberg	Y		Rose	Y	Williams S.	Y
49	Frangas	Y		Madden	Y		Salazar	Y	Williams T.	Y
50	Fritz	Y		Marshall	Y		Sanchez	Y	Witwer	Y
51	Garcia	Y		May	Y		Schultheis	Y	Young	Y
52									Speaker	Y

53 Co-sponsor added: Representative Frangas.

54  
 55

1 **HB03-1214** by Representative(s) Harvey; also Senator(S) Cairns--  
 2 Concerning not requiring notification to a parent that the  
 3 parent's minor child is seeking an abortion in a case of a  
 4 medical emergency.

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 bill  
 9 was declared **passed**.

Vacancy	1	YES	38	NO	26	EXCUSED	00	ABSENT	00
Berry		Y				McCluskey	Y	Sinclair	Y
Borodkin		N	Hall	Y		McFadyen	N	Smith	Y
Boyd		N	Harvey	Y		Merrifield	N	Spence	Y
Briggs		Y	Hefley	Y		Miller	Y	Stafford	Y
Brophy		Y	Hodge	N		Mitchell	Y	Stengel	Y
Butcher		Y	Hoppe	Y		Paccione	N	Tochtrop	N
Cadman		Y	Jahn	N		Plant	N	Veiga	N
Clapp		Y	Johnson	Y		Pommer	N	Vigil	N
Cloer		Y	Judd	N		Ragsdale	N	Weddig	N
Coleman		Y	King	Y		Rhodes	Y	Weissmann	N
Crane		Y	Larson	N		Rippy	N	White	Y
Decker		Y	Lee	Y		Romanoff	N	Wiens	Y
Fairbank		Y	Lundberg	Y		Rose	N	Williams S.	N
Frangas		N	Madden	N		Salazar	Y	Williams T.	Y
Fritz		Y	Marshall	N		Sanchez	N	Witwer	Y
Garcia		N	May	Y		Schultheis	Y	Young	Y
								Speaker	Y

29 Co-sponsors added: Representatives Brophy, Cadman, Clapp, Cloer, Crane,  
 30 Fairbank, Hefley, Lee, May, Rhodes, Stafford, Wiens.

### IMMEDIATE RECONSIDERATION OF HB03-1214

37 Having voted on the prevailing side, Representative Harvey moved for  
 38 immediate reconsideration of **HB03-1214**. As shown by the following  
 39 recorded vote less than a two-thirds majority of those elected to the  
 40 House voted in the affirmative and the motion was declared **lost**:

Vacancy	1	YES	26	NO	38	EXCUSED	00	ABSENT	00
Berry		N				McCluskey	N	Sinclair	N
Borodkin		Y	Hall	N		McFadyen	Y	Smith	N
Boyd		Y	Harvey	N		Merrifield	Y	Spence	N
Briggs		N	Hefley	N		Miller	Y	Stafford	N
Brophy		N	Hodge	Y		Mitchell	N	Stengel	N
Butcher		Y	Hoppe	N		Paccione	Y	Tochtrop	Y
Cadman		N	Jahn	Y		Plant	Y	Veiga	Y
Clapp		N	Johnson	N		Pommer	Y	Vigil	Y
Cloer		N	Judd	Y		Ragsdale	Y	Weddig	Y
Coleman		N	King	N		Rhodes	N	Weissmann	Y
Crane		N	Larson	Y		Rippy	N	White	N
Decker		N	Lee	N		Romanoff	Y	Wiens	N
Fairbank		N	Lundberg	N		Rose	N	Williams S.	Y
Frangas		Y	Madden	Y		Salazar	N	Williams T.	N

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

4  
5  
6  
7 **HB03-1243** by Representative(s) Marshall; also Senator(s) Chlouber--  
8 Concerning the application of the statute of limitations for  
9 prosecuting offenses based on a series of acts performed  
10 at different times to criminal violations under the  
11 "Colorado Securities Act".

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

17	Vacancy	1	YES	63	NO	01	EXCUSED	00	ABSENT	00
18	Berry		Y				McCluskey	Y	Sinclair	Y
19	Borodkin	Y		Hall	Y		McFadyen	Y	Smith	Y
20	Boyd	Y		Harvey	Y		Merrifield	Y	Spence	Y
21	Briggs	Y		Hefley	Y		Miller	Y	Stafford	Y
22	Brophy	Y		Hodge	Y		Mitchell	Y	Stengel	Y
23	Butcher	Y		Hoppe	Y		Paccione	Y	Tochtrop	Y
24	Cadman	Y		Jahn	Y		Plant	Y	Veiga	Y
25	Clapp	Y		Johnson	Y		Pommer	Y	Vigil	Y
26	Cloer	N		Judd	Y		Ragsdale	Y	Weddig	Y
27	Coleman	Y		King	Y		Rhodes	Y	Weissmann	Y
28	Crane	Y		Larson	Y		Rippy	Y	White	Y
29	Decker	Y		Lee	Y		Romanoff	Y	Wiens	Y
30	Fairbank	Y		Lundberg	Y		Rose	Y	Williams S.	Y
31	Frangas	Y		Madden	Y		Salazar	Y	Williams T.	Y
32	Fritz	Y		Marshall	Y		Sanchez	Y	Witwer	Y
33	Garcia	Y		May	Y		Schultheis	Y	Young	Y
34									Speaker	Y

35  
36 Co-sponsors added: Representatives Coleman, Frangas, Jahn, Stengel.

37  
38 **HB03-1128** by Representative(s) Stafford, Crane, Harvey, Rhodes,  
39 Schultheis, Sinclair; also Senator(s) Cairns, Andrews,  
40 Arnold, Hillman, Johnson S., Kester, Lamborn, May R.--  
41 Concerning the required display of the national motto in  
42 public buildings in the state.

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

48	Vacancy	1	YES	36	NO	28	EXCUSED	00	ABSENT	00
49	Berry		Y				McCluskey	Y	Sinclair	Y
50	Borodkin	N		Hall	Y		McFadyen	Y	Smith	Y
51	Boyd	N		Harvey	Y		Merrifield	N	Spence	Y
52	Briggs	Y		Hefley	Y		Miller	Y	Stafford	Y
53	Brophy	Y		Hodge	N		Mitchell	Y	Stengel	N
54	Butcher	Y		Hoppe	Y		Paccione	N	Tochtrop	N
55	Cadman	Y		Jahn	N		Plant	N	Veiga	N

1	Clapp	Y	Johnson	N	Pommer	N	Vigil	N
2	Cloer	Y	Judd	N	Ragsdale	N	Weddig	N
3	Coleman	N	King	Y	Rhodes	Y	Weissmann	N
4	Crane	Y	Larson	N	Rippy	N	White	Y
5	Decker	Y	Lee	Y	Romanoff	N	Wiens	Y
6	Fairbank	Y	Lundberg	Y	Rose	Y	Williams S.	Y
7	Frangas	N	Madden	N	Salazar	N	Williams T.	Y
8	Fritz	Y	Marshall	N	Sanchez	N	Witwer	Y
9	Garcia	N	May	Y	Schultheis	Y	Young	N
10							Speaker	Y

11 Co-sponsors added: Representatives Cadman, Clapp, Cloer, Decker, Fairbank,  
12 Lundberg, Mitchell, Rose.

13

14

15

### 16 IMMEDIATE RECONSIDERATION OF HB03-1128

17

18 Having voted on the prevailing side, Representative Stafford moved for  
19 immediate reconsideration of **HB03-1128**. As shown by the following  
20 recorded vote less than a two-thirds majority of those elected to the  
21 House voted in the affirmative and the motion was declared **lost**:

22

23	Vacancy 1	YES	26	NO	38	EXCUSED	00	ABSENT	00
24	Berry	N				McCluskey	N	Sinclair	N
25	Borodkin	Y	Hall	N		McFadyen	N	Smith	N
26	Boyd	Y	Harvey	N		Merrifield	Y	Spence	N
27	Briggs	N	Hefley	N		Miller	N	Stafford	N
28	Brophy	N	Hodge	Y		Mitchell	N	Stengel	N
29	Butcher	Y	Hoppe	N		Paccione	Y	Tochtrop	Y
30	Cadman	N	Jahn	Y		Plant	Y	Veiga	Y
31	Clapp	N	Johnson	N		Pommer	Y	Vigil	Y
32	Cloer	N	Judd	Y		Ragsdale	Y	Weddig	Y
33	Coleman	Y	King	N		Rhodes	N	Weissmann	Y
34	Crane	N	Larson	Y		Rippy	N	White	N
35	Decker	N	Lee	N		Romanoff	Y	Wiens	N
36	Fairbank	N	Lundberg	N		Rose	N	Williams S.	Y
37	Frangas	Y	Madden	Y		Salazar	Y	Williams T.	N
38	Fritz	N	Marshall	Y		Sanchez	Y	Witwer	N
39	Garcia	Y	May	N		Schultheis	N	Young	N
40								Speaker	N

41

42

43

44 **HB03-1193** by Representative(s) Berry; also Senator(s) Teck--  
45 Concerning the membership of a board of cooperative  
46 services that consists of a single school district and a  
47 single postsecondary institution.

48

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

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

53

54	Vacancy 1	YES	64	NO	00	EXCUSED	00	ABSENT	00
55	Berry	Y				McCluskey	Y	Sinclair	Y
56	Borodkin	Y	Hall	Y		McFadyen	Y	Smith	Y

1	Boyd	Y	Harvey	Y	Merrifield	Y	Spence	Y
2	Briggs	Y	Hefley	Y	Miller	Y	Stafford	Y
3	Brophy	Y	Hodge	Y	Mitchell	Y	Stengel	Y
4	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
5	Cadman	Y	Jahn	Y	Plant	Y	Veiga	Y
6	Clapp	Y	Johnson	Y	Pommer	Y	Vigil	Y
7	Cloer	Y	Judd	Y	Ragsdale	Y	Weddig	Y
8	Coleman	Y	King	Y	Rhodes	Y	Weissmann	Y
9	Crane	Y	Larson	Y	Rippy	Y	White	Y
10	Decker	Y	Lee	Y	Romanoff	Y	Wiens	Y
11	Fairbank	Y	Lundberg	Y	Rose	Y	Williams S.	Y
12	Frangas	Y	Madden	Y	Salazar	Y	Williams T.	Y
13	Fritz	Y	Marshall	Y	Sanchez	Y	Witwer	Y
14	Garcia	Y	May	Y	Schultheis	Y	Young	Y
15							Speaker	Y

16 Co-sponsor added: Representative Smith.

17

18

19 **HB03-1226** by Representative(s) Frangas, Williams S.; also Senator(s)  
20 Sandoval--Concerning a juvenile's right to counsel at  
21 proceedings under the "School Attendance Law of 1963".

22

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

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

27

28	Vacancy	1	YES	64	NO	00	EXCUSED	00	ABSENT	00
29	Berry		Y				McCluskey	Y	Sinclair	Y
30	Borodkin		Y		Hall	Y	McFadyen	Y	Smith	Y
31	Boyd		Y		Harvey	Y	Merrifield	Y	Spence	Y
32	Briggs		Y		Hefley	Y	Miller	Y	Stafford	Y
33	Brophy		Y		Hodge	Y	Mitchell	Y	Stengel	Y
34	Butcher		Y		Hoppe	Y	Paccione	Y	Tochtrop	Y
35	Cadman		Y		Jahn	Y	Plant	Y	Veiga	Y
36	Clapp		Y		Johnson	Y	Pommer	Y	Vigil	Y
37	Cloer		Y		Judd	Y	Ragsdale	Y	Weddig	Y
38	Coleman		Y		King	Y	Rhodes	Y	Weissmann	Y
39	Crane		Y		Larson	Y	Rippy	Y	White	Y
40	Decker		Y		Lee	Y	Romanoff	Y	Wiens	Y
41	Fairbank		Y		Lundberg	Y	Rose	Y	Williams S.	Y
42	Frangas		Y		Madden	Y	Salazar	Y	Williams T.	Y
43	Fritz		Y		Marshall	Y	Sanchez	Y	Witwer	Y
44	Garcia		Y		May	Y	Schultheis	Y	Young	Y
45									Speaker	Y

46 Co-sponsors added: Representatives Jahn, Paccione, Spence, Vigil, Weissmann.

47

48

49

50

## CONSIDERATION OF RESOLUTION

51

52 **SJR03-020** by Senator(s) Anderson, Andrews, Fitz-Gerald, Owen,  
53 Teck, Reeves; also Representative(s) King, Spradley,  
54 Young, Witwer, Plant, Veiga--Concerning a Joint Session  
55 of the House of Representatives and Senate of the Sixty-  
56 fourth General Assembly for the purpose of presenting

1 fiscal information to the members of the General  
2 Assembly on the potential state fiscal emergency for the  
3 2003-04 fiscal year.  
4

5 (Printed and placed in member's file.)  
6

7 On motion of Representative King, the resolution was **adopted** by **viva**  
8 **voce** vote.  
9

10 Co-sponsors added: Representatives Garcia, Marshall, Weddig.  
11  
12

13  
14 On motion of Representative King, **HB03-1257** was added to the Special  
15 Orders Calendar on Tuesday, February 19, 2003, at 10:25 a.m.  
16  
17

18 The hour of 10:25 a.m., having arrived, on motion of Representative  
19 Larson, the House resolved itself into Committee of the Whole for  
20 consideration of Special Orders and he was called to the Chair to act as  
21 Chairman.  
22  
23

#### 24 **SPECIAL ORDERS--SECOND READING OF BILLS**

25

26 The Committee of the Whole having risen, the Chairman reported the  
27 titles of the following bills had been read (reading at length had been  
28 dispensed with by unanimous consent), the bills considered and action  
29 taken thereon as follows:  
30

31 (Amendments to the committee amendment are to the printed committee  
32 report which was printed and placed in the members' bill file.)  
33

34 **HB03-1232** by Representative(s) Stafford, Spradley; also Senator(s)  
35 Johnson S.--Concerning evidence of admissions in civil  
36 proceedings related to the provision of medical care.  
37

38 Amendment No. 1, by Representatives Romanoff, Stafford.  
39

40 Amend printed bill, page 2, line 8, strike "WRITINGS,";  
41

42 line 11, after "MADE", insert "BY A HEALTH CARE PROVIDER OR AN  
43 EMPLOYEE OF A HEALTH CARE PROVIDER";  
44

45 after line 18, insert the following:  
46

47 "(a) "HEALTH CARE PROVIDER" MEANS ANY PERSON LICENSED OR  
48 CERTIFIED BY THE STATE OF COLORADO TO DELIVER HEALTH CARE AND  
49 ANY CLINIC, HEALTH DISPENSARY, OR HEALTH FACILITY LICENSED BY THE  
50 STATE OF COLORADO. THE TERM INCLUDES ANY PROFESSIONAL  
51 CORPORATION OR OTHER PROFESSIONAL ENTITY COMPRISED OF SUCH  
52 HEALTH CARE PROVIDERS AS PERMITTED BY THE LAWS OF THIS STATE."  
53

54 Reletter succeeding paragraphs accordingly.  
55

1 Amendment No. 2, by Representative Judd.

2

3 Amend printed bill, page 2, line 16, strike "INTEREST." and substitute  
4 "INTEREST AS TO LACK OF REASONABLE CARE, FAILURE TO MEET A  
5 STANDARD OF CARE, OR NEGLIGENCE; BUT NOT AS TO THE OCCURRENCE OR  
6 NONOCCURRENCE OF AN EVENT."

7

8 As amended, ordered engrossed and placed on the Calendar for Third  
9 Reading and Final Passage.

10

11 **HB03-1257** by Representative(s) Marshall; also Senator(s) Lamborn--  
12 Concerning a nonsubstantive recodification of Colorado's  
13 banking laws.

14

15 Amendment No. 1, Business Affairs & Labor Report, dated February 14,  
16 2003, and placed in member's bill file; Report also printed in House  
17 Journal, February 17, pages 759-766.).

18

19 As amended, ordered engrossed and placed on the Calendar for Third  
20 Reading and Final Passage.

21

22 **HB03-1283** by Representative(s) Stafford; also Senator(s) Johnson S.--  
23 Concerning qualifications for designation as a managed  
24 service organization for the purchase of treatment services  
25 related to alcohol and drug abuse.

26

27 Ordered engrossed and placed on the Calendar for Third Reading and  
28 Final Passage.

29

30 **HB03-1218** by Representative(s) Rose, Stengel; also Senator(s) Jones--  
31 Concerning a prohibition on a public corporation from  
32 making loans to directors.

33

34 Amendment No. 1, Information & Technology Report, dated February  
35 10, 2003, and placed in member's bill file; Report also printed in House  
36 Journal, February 11, page 626.

37

38 Amendment No. 2, by Representative Rose.

39

40 Amend printed bill, page 3, line 21, strike "EMPLOYEE;" and substitute  
41 "EMPLOYEE TO BUY, TRADE, OR CARRY SECURITIES;"

42

43 line 23, strike "SUCH" and substitute the following:

44

45 "(III) AN";

46

47 line 24, after "CREDIT", insert "PURSUANT TO SUBPARAGRAPH (II) OF THIS  
48 PARAGRAPH (b)";

49

50 line 26, strike "AND", and strike "PUBLIC." and substitute "PUBLIC, AND  
51 MADE IN THE ORDINARY COURSE OF BUSINESS."

52

53 As amended, ordered engrossed and placed on the Calendar for Third  
54 Reading and Final Passage.

55

1 **HB03-1224** by Representative(s) Lee, Schultheis, Harvey, Briggs,  
 2 Brophy, Cadman, Clapp, Crane, Decker, Fairbank, Fritz,  
 3 Hall, Hefley, King, Larson, Lundberg, May M.,  
 4 McCluskey, Mitchell, Rhodes, Rose, Sinclair, Spence,  
 5 Spradley, Stafford, Stengel, White, Wiens; also Senator(s)  
 6 Andrews, May R., Chlouber, Arnold, Cairns, Dyer, Entz,  
 7 Hillman, Johnson S., Jones, Kester, McElhany, Owen,  
 8 Taylor, Teck--Concerning a prohibition against the  
 9 acceptance by public entities of identity documents that  
 10 are not secure.

11  
 12 Amendment No. 1, Information & Technology Report, dated February  
 13 10, 2003, and placed in member's bill file; Report also printed in House  
 14 Journal, February 11, pages 626-627.

15  
 16 Amendment No. 2, by Representative Brophy.

17  
 18 Amend the Information and Technology Committee Report, dated  
 19 February 10, 2003, page 1, line 5, strike "ISSUING A CITATION,".

20  
 21 As amended, ordered engrossed and placed on the Calendar for Third  
 22 Reading and Final Passage.

23  
 24  
 25  
 26 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

27  
 28 Passed Second Reading: **HB03-1232 amended, 1257 amended, 1283,**  
 29 **1218 amended, 1224 amended.**

30  
 31 The Chairman moved the adoption of the Committee of the Whole  
 32 Report. As shown by the following roll call vote, a majority of those  
 33 elected to the House voted in the affirmative, and the Report was  
 34 **adopted.**

35

Vacancy I	YES	63	NO	00	EXCUSED	00	ABSENT	01
Berry	Y				McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall		Y	McFadyen	Y	Smith	Y
Boyd	Y	Harvey		Y	Merrifield	Y	Spence	Y
Briggs	-	Hefley		Y	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	Y	Lundberg		Y	Rose	Y	Williams S.	Y
Frangas	Y	Madden		Y	Salazar	Y	Williams T.	Y
Fritz	Y	Marshall		Y	Sanchez	Y	Witwer	Y
Garcia	Y	May		Y	Schultheis	Y	Young	Y
							Speaker	Y

53  
 54  
 55  
 56

**REPORTS OF COMMITTEES OF REFERENCE****BUSINESS AFFAIRS & LABOR**

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

**HB03-1275** be postponed indefinitely.

**HB03-1287** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, strike lines 2 through 11.

Renumber succeeding sections accordingly.

Page 3, line 25, after "UNRESTORED," insert "THE APPLICANT HAS HAD A CERTIFIED VEHICLE IDENTIFICATION NUMBER INSPECTION PERFORMED ON THE VEHICLE, AND THE APPLICANT PRESENTS A NOTARIZED BILL OF SALE WITHIN FORTY-FIVE DAYS OF SUCH SALE WITH THE TITLE APPLICATION, THEN";

line 27, after "BOND.", insert "IN ORDER TO BE EXCEPTED FROM THE SAVINGS ACCOUNT, DEPOSIT, CERTIFICATE OF DEPOSIT, OR BOND REQUIREMENT, AN APPLICANT SHALL SUBMIT AN AFFIDAVIT TO THE DEPARTMENT THAT IS SWORN TO UNDER PENALTY OF PERJURY THAT STATES SUCH REQUIRED DOCUMENTS SUBMITTED ARE TRUE AND CORRECT.".

**HB03-1294** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 4, line 9, strike "OBTAINED";

line 10, strike "COVERAGE" and substitute "PARTICIPATED IN A HEALTH BENEFIT PLAN";

line 13, strike "OR";

line 14, strike "OBTAINED";

line 15, strike "COVERAGE THROUGH" and substitute "PARTICIPATED IN A HEALTH BENEFIT PLAN SPONSORED BY";

line 16, strike "HAS";

line 17, strike "DISASSOCIATED ALL BUSINESS ACTIVITY WITH THE" and substitute "IS NO LONGER A PARTY TO AN".

line 18, change the period to a semi-colon and add "OR";

after line 18, insert the following:

1           "(F) A SMALL EMPLOYER THAT IS CURRENTLY USING THE SERVICES  
2 OF AN EMPLOYEE LEASING COMPANY, AS DEFINED IN SECTION 8-70-114 (2)  
3 (a) (I), C.R.S., THAT DOES NOT OFFER A HEALTH BENEFIT PLAN AS PART OF  
4 ITS EMPLOYEE LEASING SERVICES OR BECAUSE OF AN ACTION BY AN  
5 INSURER, HAS CEASED OFFERING A HEALTH BENEFIT PLAN TO EMPLOYEES  
6 ASSIGNED TO CLIENT LOCATIONS PURSUANT TO AN EMPLOYEE LEASING  
7 CONTRACT.";

8  
9 line 27, after "SMALL" insert "GROUP".

10

11

12

13 **HB03-1298** be referred to the Committee of the Whole with favorable  
14 recommendation.

15

16

17

18

19 **HEALTH, ENVIRONMENT, WELFARE, & INSTITUTIONS**

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

22

23 **HB03-1211** be referred to the Committee of the Whole with favorable  
24 recommendation.

25

26

27 **HB03-1229** be referred to the Committee of the Whole with favorable  
28 recommendation.

29

30

31 **HB03-1264** be postponed indefinitely.

32

33

34 **HJR03-1006** be postponed indefinitely.

35

36

37

38

**MESSAGE FROM THE SENATE**

39

40 Madam Speaker:

41

42 The Senate has passed on Third Reading and transmitted to the Revisor  
43 of Statutes: SB03-137,

44

45 SB03-058, amended as printed in Senate Journal, February 18, page 413,

46 SB03-085, amended as printed in Senate Journal, February 18, page 413,

47 SB03-139, amended as printed in Senate Journal, February 18, page 414,

48 SB03-015, amended as printed in Senate Journal, February 18, page 414.

49

50

51

**MESSAGE FROM THE REVISOR**

52

53 We herewith transmit:

54 Without comment, SB03-137.

55 Without comment, as amended, SB03-058, 085, 139, and 015.

56

**MESSAGE FROM THE GOVERNOR**

I certify I received the following on the 19th day of February, 2003, at 9:10 a.m. The original is on file in the records of the House of Representatives of the General Assembly.

Judith Rodrigue,  
Chief Clerk of the House

February 13, 2003

To the Honorable  
House of Representatives  
Sixty-fourth General Assembly  
First 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:

**HB03-1091** Concerning The Enactment Of Colorado Revised Statutes 2002 As The Positive And Statutory Law Of The State of Colorado.

Approved February 13, 2003 at 4:55 P.M.

Sincerely,  
(signed)  
Bill Owens  
Governor

**INTRODUCTION OF RESOLUTION**

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

**HJR03-1018** by Representative(s) Berry; also Senator(s) Chlouber--  
Concerning American heart month.

WHEREAS, Cardiovascular disease is the nation's leading cause of death with direct and indirect costs estimated to be \$352 billion in 2003; and

WHEREAS, One in 5 Americans have some form of cardiovascular disease; and

WHEREAS, Death from sudden cardiac arrest is a major health problem that has received much less attention than heart attack; and

WHEREAS, Nationwide, approximately 250,000 Americans die from sudden cardiac arrest each year; and

WHEREAS, Up to 80% of these deaths occur in the home; and

WHEREAS, The research is clear that there are tools available to increase survival rates from sudden cardiac arrest; and

1 WHEREAS, President George W. Bush has declared February  
2 2003 as American Heart Month and asked that Governors, State  
3 Legislatures, and the American people join him in reaffirming our  
4 commitment to combating cardiovascular disease; and  
5

6 WHEREAS, Efforts of the American Heart Association encourage  
7 citizens to help save lives by learning the signs of sudden cardiac arrest,  
8 calling 9-1-1 if they occur, being trained in CPR, and encouraging  
9 comprehensive automated external defibrillator (AED) programs in their  
10 communities; and  
11

12 WHEREAS, The American Heart Association is celebrating  
13 February 2003 as American Heart Month with the theme "Get Hands On  
14 and Help Save a Life" and promoting education and awareness by  
15 encouraging citizens to learn CPR with just a few hours of training; now,  
16 therefore,  
17

18 *Be It Resolved by the House of Representatives of the Sixty-fourth*  
19 *General Assembly of the State of Colorado, the Senate concurring*  
20 *herein:*  
21

22 That the Colorado General Assembly, in recognition of the  
23 importance of the ongoing fight against heart disease, hereby proclaims  
24 February 2003 as American Heart Month in Colorado and urges all  
25 citizens to recognize the critical importance of tools and skills that will  
26 increase survival rates from cardiac arrest. By incorporating these tools  
27 into aggressive programs, we can save thousands of lives each year.  
28

29 *Be It Further Resolved,* That a copy of this Joint Resolution be  
30 sent to the Colorado chapter of the American Heart Association.  
31

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### 32 CHANGES IN SPONSORSHIP

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34  
35  
36 Due to the resignation of Representative Groff, the Speaker announced  
37 the following changes in bill sponsorship:  
38

39 Representative Garcia to be the prime sponsor on **HB03-1036**  
40 Representative Frangas to be the prime sponsor on **HB03-1144**  
41

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### 42 LAY OVER OF CALENDAR ITEMS

43  
44  
45 On motion of Representative King, the following items on the Calendar  
46 were laid over until February 20, retaining place on Calendar:  
47

48 Consideration of Special Orders--**HB03-1272, 1273, 1212.**  
49 Consideration of General Orders--**SB03-071, HB03-1139, 1246, 1194,**  
50 **1266, SB03-059, HB03-1240, 1271, 1140, 1146, 1205, 1230, 1242,**  
51 **1286, 1221, 1228, 1281, 1216, 1197, 1204, 1222, 1288, 1142, 1290,**  
52 **1295, 1225, 1237.**  
53 Consideration of Conference Committee Reports--**SB03-185, 175, 183.**  
54 Consideration of Resolutions--**SJR03-016, HR03-1010.**  
55  
56

1 On motion of Representative King, the House adjourned until 9:00 a.m.,  
2 February 20, 2003.

3

4

Approved:

5

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8

LOLA SPRADLEY,  
Speaker

9

10 Attest:

11

12 JUDITH RODRIGUE,  
13 Chief Clerk