

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

Seventy-sixth Legislative Day

Monday, March 24, 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 Crane.

6

7 The roll was called with the following result:

8

9 Present--64.

10 Absent--Representative Mitchell--1.

11 Present after roll call--Representative Mitchell.

12

13 The Speaker declared a quorum present.

14

15

16 On motion of Representative McFadyen, the reading of the journal of
 17 March 21, 2003, was declared dispensed with and approved as corrected
 18 by the Chief Clerk.

19

20

21

THIRD READING OF BILLS--FINAL PASSAGE

22

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

27

28 **SB03-224** by Senator(s) Jones; also Representative(s) Butcher--
 29 Concerning the continuation of the workers' compensation
 30 physician accreditation program under rules adopted by
 31 the director of the division of workers' compensation.

32

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

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

37

	YES	65	NO	00	EXCUSED	00	ABSENT	00
39	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
40	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
41	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
42	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
43	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y

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

13 Co-sponsor added: Representative Coleman.

14
 15 **SB03-098** by Senator(s) Arnold, Anderson, Entz; also
 16 Representative(s) Fritz, Marshall--Concerning benefit
 17 provisions of the public employees' retirement association.

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**.

24	YES	65	NO	00	EXCUSED	00	ABSENT	00
25	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
26	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
27	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
28	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
29	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
30	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
31	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
32	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
33	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
34	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
35	Cloer	Y	King	Y	Rhodes	Y	White	Y
36	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
37	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
38	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
39	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
40	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
41							Speaker	Y

42 Co-sponsors added: Representatives Frangas, Jahn, Stafford, Vigil.

43
 44 **HB03-1056** by Representative(s) Stengel, Spradley; also Senator(s)
 45 Anderson--Concerning the extension of certain solid waste
 46 disposal fees, and making an appropriation in connection
 47 therewith.

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**.

54	YES	55	NO	10	EXCUSED	00	ABSENT	00
55	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
56	Borodkin	Y	Garcia	N	McCluskey	Y	Smith	Y

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

16 Co-sponsors added: Representatives Frangas, Plant.

17
 18 **HB03-1137** by Representative(s) King, Williams T., Fritz, Berry,
 19 Briggs, Cadman, Clapp, Crane, Decker, Fairbank, Hall,
 20 Harvey, Hefley, Hoppe, Lee, Lundberg, May M.,
 21 McCluskey, Mitchell, Rhodes, Rippy, Rose, Schultheis,
 22 Sinclair, Spence, Stafford, White, Wiens; also Senator(s)
 23 Hagedorn--Concerning a credit against state income tax
 24 for contributions to nonprofit organizations that provide
 25 resources for education, and making an appropriation in
 26 connection therewith.

27
 28 As shown by the following roll call vote, a majority of all members
 29 elected to the House voted in the affirmative, and Representative
 30 Paccione was given permission to offer a Third Reading amendment:

31	YES	65	NO	00	EXCUSED	00	ABSENT	00
33	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
34	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
35	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
36	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
37	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
38	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
39	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
40	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
41	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
42	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
43	Cloer	Y	King	Y	Rhodes	Y	White	Y
44	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
45	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
46	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
47	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
48	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
49							Speaker	Y

50
 51 **Third Reading amendment No. 1**, by Representative Paccione.

52
 53 Amend engrossed bill, page 5, line 16, strike "THIRTY" and substitute
 54 "FIFTY".

55
 56 Page 6, line 1, strike "THIRTY" and substitute "FIFTY".

1 The amendment was declared **passed** by the following roll call vote:

	YES	53	NO	12	EXCUSED	00	ABSENT	00
4	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
5	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
6	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
7	Briggs	Y	Harvey	N	Merrifield	N	Stafford	Y
8	Brophy	N	Hefley	Y	Miller	Y	Stengel	Y
9	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
10	Cadman	N	Hoppe	Y	Paccione	Y	Veiga	Y
11	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
12	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
13	Clapp	N	Judd	Y	Ragsdale	Y	Weissmann	Y
14	Cloer	Y	King	Y	Rhodes	N	White	Y
15	Coleman	Y	Larson	N	Rippy	Y	Wiens	Y
16	Crane	N	Lee	Y	Romanoff	Y	Williams S.	N
17	Decker	Y	Lundberg	N	Rose	Y	Williams T.	N
18	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
19	Frangas	Y	Marshall	Y	Schultheis	N	Young	Y
20							Speaker	Y

21
22 As shown by the following roll call vote, a majority of all members
23 elected to the House voted in the affirmative, and Representative King
24 was given permission to offer a Third Reading amendment:

	YES	65	NO	00	EXCUSED	00	ABSENT	00
27	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
28	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
29	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
30	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
31	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
32	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
33	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
34	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
35	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
36	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
37	Cloer	Y	King	Y	Rhodes	Y	White	Y
38	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
39	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
40	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
41	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
42	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
43							Speaker	Y

44
45 **Third Reading amendment No. 2**, by Representative King.

46
47 Amend engrossed bill, page 10, line 10, strike "1," and substitute "20,";
48
49 line 11, strike "1," and substitute "20,".

50
51 The amendment was declared **passed** by the following roll call vote:

	YES	65	NO	00	EXCUSED	00	ABSENT	00
54	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
55	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
56	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y

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

15
 16 The question being, "Shall the bill, as amended, 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
 19 bill, as amended, was declared **passed**.

20								
21	YES	35	NO	30	EXCUSED	00	ABSENT	00
22	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
23	Borodkin	N	Garcia	N	McCluskey	Y	Smith	Y
24	Boyd	N	Hall	Y	McFadyen	N	Spence	Y
25	Briggs	Y	Harvey	Y	Merrifield	N	Stafford	Y
26	Brophy	Y	Hefley	Y	Miller	N	Stengel	Y
27	Butcher	N	Hodge	N	Mitchell	Y	Tochtrop	N
28	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	N
29	Carroll	N	Jahn	N	Plant	N	Vigil	N
30	Cerbo	N	Johnson	N	Pommer	N	Weddig	N
31	Clapp	Y	Judd	N	Ragsdale	N	Weissmann	N
32	Cloer	N	King	Y	Rhodes	Y	White	Y
33	Coleman	N	Larson	N	Rippy	Y	Wiens	Y
34	Crane	Y	Lee	Y	Romanoff	N	Williams S.	N
35	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
36	Fairbank	Y	Madden	N	Salazar	N	Witwer	Y
37	Frangas	N	Marshall	N	Schultheis	Y	Young	Y
38							Speaker	Y

39 Co-sponsor added: Representative Paccione.

40
 41
 42 **HB03-1147** by Representative(s) Frangas, Butcher, Spence, Vigil; also
 43 Senator(s) Teck--Concerning existing income tax
 44 checkoffs, and, in connection therewith, exempting the
 45 western slope military veterans' cemetery income tax
 46 checkoff from the requirement that a checkoff must
 47 receive ten percent of the total amount contributed to all
 48 checkoffs in a year in order to remain on the income tax
 49 form the following year.

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	61	NO	04	EXCUSED	00	ABSENT	00
1								
2	Berry	Y	Fritz	Y	May	N	Sinclair	Y
3	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
4	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
5	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
6	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
7	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
8	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
9	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
10	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
11	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
12	Cloer	Y	King	Y	Rhodes	Y	White	Y
13	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
14	Crane	N	Lee	N	Romanoff	Y	Williams S.	Y
15	Decker	Y	Lundberg	N	Rose	Y	Williams T.	Y
16	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
17	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
18							Speaker	Y

19 Co-sponsors added: Representatives Berry, Borodkin, Cloer, Hoppe, Rippy,
20 Romanoff, Salazar, Smith, Stafford, Stengel, Veiga, Weissmann, Williams S.,
21 Speaker.

22
23 **HB03-1238** by Representative(s) Brophy; also Senator(s) McElhany--
24 Concerning a requirement that the general fund surplus be
25 determined based upon the accrual system of accounting,
26 as enunciated by the governmental accounting standards
27 board.

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

52 Co-sponsors added: Representatives Frangas, Fritz, Garcia, Hall, Hoppe, Lee,
53 Plant, Stengel, Weddig, Young.

54
55

1 **HB03-1249** by Representative(s) Sinclair, May M., Ragsdale; also
 2 Senator(s) Lamborn--Concerning the powers of the
 3 adjutant general, and, in connection therewith, authorizing
 4 the appointment of assistant adjutant generals, the receipt
 5 of gifts, grants, and donations, and the public or private
 6 use of distance learning facilities.

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**.

	YES	64	NO	01	EXCUSED	00	ABSENT	00
14	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
15	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
16	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
17	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
18	Brophy	N	Hefley	Y	Miller	Y	Stengel	Y
19	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
20	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
21	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
22	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
23	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
24	Cloer	Y	King	Y	Rhodes	Y	White	Y
25	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
26	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
27	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
28	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
29	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
30							Speaker	Y

31 Co-sponsors added: Representatives Cloer, Frangas, Schultheis, Weddig.

32
 33 **SB03-133** by Senator(s) Dyer; also Representative(s) Stengel,
 34 Mitchell--Concerning civil forfeiture in title 16, Colorado
 35 revised statutes.

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**.

	YES	65	NO	00	EXCUSED	00	ABSENT	00
43	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
44	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
45	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
46	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
47	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
48	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
49	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
50	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
51	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
52	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
53	Cloer	Y	King	Y	Rhodes	Y	White	Y
54	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
55	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
56	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y

1	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
2	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
3							Speaker	Y

4 Co-sponsors added: Representatives Madden, McFadyen, Schultheis.

5
 6 **SB03-009** by Senator(s) Tupa, Anderson, Takis; also Representative(s) Coleman, Vigil, White, Williams T.--Concerning fingerprint-based criminal history record checks for emergency medical technician certificate applicants.

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

16	YES	65	NO	00	EXCUSED	00	ABSENT	00
17	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
18	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
19	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
20	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
21	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
22	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
23	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
24	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
25	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
26	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
27	Cloer	Y	King	Y	Rhodes	Y	White	Y
28	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
29	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
30	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
31	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
32	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
33							Speaker	Y

34 Co-sponsors added: Representatives Marshall, Paccione, Romanoff, Stafford, Veiga.

36
 37 **HB03-1314** by Representative(s) Fairbank; also Senator(s) McElhany--Concerning a requirement that a meeting of a school board at which employment contracts are negotiated be open to the public.

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

47	YES	34	NO	31	EXCUSED	00	ABSENT	00
48	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
49	Borodkin	N	Garcia	N	McCluskey	Y	Smith	Y
50	Boyd	N	Hall	Y	McFadyen	N	Spence	Y
51	Briggs	Y	Harvey	Y	Merrifield	N	Stafford	Y
52	Brophy	Y	Hefley	Y	Miller	N	Stengel	Y
53	Butcher	N	Hodge	N	Mitchell	Y	Tochtrop	N
54	Cadman	Y	Hoppe	Y	Paccione	N	Veiga	N
55	Carroll	N	Jahn	N	Plant	N	Vigil	N
56	Cerbo	N	Johnson	Y	Pommer	N	Weddig	N

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

9 Co-sponsors added: Representatives Brophy, Cadman, Clapp, Crane, Harvey,
10 Hefley, Hoppe, Lee, Mitchell, Rhodes, Rose, Schultheis, Stafford, Stengel,
11 Williams T.

12
13 **HB03-1086** by Representative(s) King; also Senator(s) McElhany--
14 Concerning beneficiary deeds.

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**.

21	YES	65	NO	00	EXCUSED	00	ABSENT	00
22	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
23	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
24	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
25	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
26	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
27	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
28	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
29	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
30	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
31	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
32	Cloer	Y	King	Y	Rhodes	Y	White	Y
33	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
34	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
35	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
36	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
37	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
38							Speaker	Y

39 Co-sponsors added: Representatives Boyd, Coleman, Frangas, Hefley, Jahn,
40 Rhodes, Romanoff, Sinclair, Stengel, Veiga.

41
42
43 **HB03-1016** by Representative(s) Mitchell--Concerning the effective
44 duration of certification of emissions control for motor
45 vehicles.

46
47 Laid over until March 25, retaining place on Calendar.

48
49
50 **SB03-112** by Senator(s) Anderson; also Representative(s) Coleman--
51 Concerning modifications to the program for the medically
52 indigent.

53
54 Laid over until March 25, retaining place on Calendar.

55

1 **HB03-1326** by Representative(s) Fritz, Mitchell, Rhodes, Spradley,
 2 Fairbank, Jahn, Lee, Spence; also Senator(s) Dyer--
 3 Concerning limitations on liability for providers of
 4 services for persons with developmental disabilities.

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**.

	YES	61	NO	04	EXCUSED	00	ABSENT	00
12	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
13	Borodkin	Y	Garcia	N	McCluskey	Y	Smith	Y
14	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
15	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
16	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
17	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
18	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
19	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
20	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	N
21	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	N
22	Cloer	Y	King	Y	Rhodes	Y	White	Y
23	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
24	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
25	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
26	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
27	Frangas	N	Marshall	Y	Schultheis	Y	Young	Y
28							Speaker	Y

29 Co-sponsors added: Representatives Boyd, Clapp, Crane, Paccione, Rippy,
 30 Stengel, Williams T.

31
 32 **SB03-067** by Senator(s) Johnson S.; also Representative(s) Stengel--
 33 Concerning procedures to be followed by county
 34 governments in connection with the merging of parcels of
 35 land.

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**.

	YES	51	NO	14	EXCUSED	00	ABSENT	00
43	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
44	Borodkin	N	Garcia	Y	McCluskey	Y	Smith	Y
45	Boyd	Y	Hall	Y	McFadyen	N	Spence	Y
46	Briggs	Y	Harvey	Y	Merrifield	N	Stafford	Y
47	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
48	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	N
49	Cadman	Y	Hoppe	Y	Paccione	N	Veiga	N
50	Carroll	N	Jahn	Y	Plant	Y	Vigil	N
51	Cerbo	N	Johnson	Y	Pommer	N	Weddig	N
52	Clapp	Y	Judd	N	Ragsdale	Y	Weissmann	N
53	Cloer	Y	King	Y	Rhodes	Y	White	Y
54	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
55	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
56	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y

1	Fairbank	Y	Madden	N	Salazar	Y	Witwer	Y
2	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
3							Speaker	Y

4 Co-sponsors added: Representatives Berry, Cadman, Crane, Fritz, Hall, Harvey,
5 Hoppe, Lee, May, Rhodes, Rose, Schultheis, Sinclair, Speaker.

6
7 **SB03-086** by Senator(s) Hillman, Andrews, Arnold, Dyer, Evans,
8 Hagedorn, Kester, Lamborn, Owen, Teck; also
9 Representative(s) Williams T., Fairbank, Lee, Hefley,
10 Young--Concerning a limitation on the use of contingent
11 fee contracts by governmental entities to retain private
12 attorneys.

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

19	YES	64	NO	01	EXCUSED	00	ABSENT	00
20	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
21	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
22	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
23	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
24	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
25	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
26	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
27	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
28	Cerbo	N	Johnson	Y	Pommer	Y	Weddig	Y
29	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
30	Cloer	Y	King	Y	Rhodes	Y	White	Y
31	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
32	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
33	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
34	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
35	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
36							Speaker	Y

37 Co-sponsors added: Representatives Cadman, Coleman, Hall, Hoppe, King,
38 May, Miller, Rippy, Schultheis, Sinclair, Spence, Speaker.

39
40 **SB03-115** by Senator(s) Hillman, Kester, Entz, Tapia; also
41 Representative(s) Young, McFadyen, Salazar--Concerning
42 the authority of the governing bodies of local governments
43 to protect the in-basin use of agricultural water rights.

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

50	YES	65	NO	00	EXCUSED	00	ABSENT	00
51	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
52	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
53	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
54	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
55	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
56	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y

1	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
2	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
3	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
4	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
5	Cloer	Y	King	Y	Rhodes	Y	White	Y
6	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
7	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
8	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
9	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
10	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
11							Speaker	Y

12 Co-sponsors added: Representatives Hefley, Jahn, King, Merrifield, Paccione,
 13 Rippy, Rose, Stafford, Speaker.

14
 15 **SB03-032** by Senator(s) Phillips; also Representative(s) Stengel--
 16 Concerning the procedures for reviewing materials
 17 submitted by an owner claiming a property tax exemption
 18 for property used for religious purposes.

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	YES	65	NO	00	EXCUSED	00	ABSENT	00
26	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
27	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
28	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
29	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
30	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
31	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
32	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
33	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
34	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
35	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
36	Cloer	Y	King	Y	Rhodes	Y	White	Y
37	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
38	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
39	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
40	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
41	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
42							Speaker	Y

43 Co-sponsors added: Representatives Hodge, King, McFadyen, Weddig.

44
 45 **SB03-234** by Senator(s) Kester; also Representative(s) Hall--
 46 Concerning the date that refund interest begins to accrue
 47 where property tax was erroneously levied as a result of an
 48 error by the taxpayer in completing statements relating to
 49 oil and gas property.

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**.

	YES	65	NO	00	EXCUSED	00	ABSENT	00
1								
2	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
3	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
4	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
5	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
6	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
7	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
8	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
9	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
10	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
11	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
12	Cloer	Y	King	Y	Rhodes	Y	White	Y
13	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
14	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
15	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
16	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
17	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
18							Speaker	Y

19 Co-sponsor added: Representative Frangas.

20
 21 **SB03-013** by Senator(s) Johnson S.; also Representative(s) Berry--
 22 Concerning modifications to the "Comprehensive Primary
 23 and Preventive Care Grant Program Act".
 24

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

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

	YES	65	NO	00	EXCUSED	00	ABSENT	00
31	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
32	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
33	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
34	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
35	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
36	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
37	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
38	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
39	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
40	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
41	Cloer	Y	King	Y	Rhodes	Y	White	Y
42	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
43	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
44	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
45	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
46	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
47							Speaker	Y

48 Co-sponsors added: Representatives Boyd, Butcher, Crane, Johnson, Madden,
 49 Paccione, Salazar, Stafford, Tochtrop.
 50

51 **HB03-1040** by Representative(s) McCluskey; also Senator(s) Johnson
 52 S.--Concerning repeal of the authority for a motor vehicle
 53 owner to continue to use certain types of license plates.
 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	60	NO	05	EXCUSED	00	ABSENT	00
5	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
6	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
7	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
8	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
9	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
10	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	N
11	Cadman	Y	Hoppe	Y	Paccione	N	Veiga	Y
12	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
13	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
14	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	N
15	Cloer	Y	King	Y	Rhodes	Y	White	Y
16	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
17	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
18	Decker	Y	Lundberg	N	Rose	Y	Williams T.	Y
19	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
20	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
21							Speaker	N

22 Co-sponsors added: Representatives Hall, Ragsdale, Weddig, Williams S.

23
24 **HB03-1044** by Representative(s) Williams S., Coleman, Stafford; also
25 Senator(s) May R.--Concerning the enforcement of
26 penalties for toll evasion, and, in connection therewith,
27 requiring courts to report outstanding judgments and
28 warrants and default judgments for toll evasion to the
29 department of revenue, prohibiting a person who has an
30 outstanding judgment or warrant or a default judgment for
31 toll evasion from obtaining or renewing a driver's license,
32 and allowing civil penalty assessment notices for toll
33 evasion that is evidenced by means that do not involve a
34 peace officer to be sent to suspected violators by mail
35 delivery services other than the United States postal
36 service.

37
38 The question being "Shall the bill pass?".

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

	YES	64	NO	01	EXCUSED	00	ABSENT	00
44	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
45	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	N
46	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
47	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
48	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
49	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
50	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
51	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
52	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
53	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
54	Cloer	Y	King	Y	Rhodes	Y	White	Y
55	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
56	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y

1	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
2	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
3	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
4							Speaker	Y

5
6 **HB03-1106** by Representative(s) Harvey--Concerning the authority of
7 a financial institution to organize as a limited liability
8 company.
9

10 Laid over until March 25, retaining place on Calendar.

11
12 **HB03-1318** by Representative(s) Hoppe, Brophy, Hall, Harvey,
13 Hefley, Lee, Plant, Rhodes, Schultheis, Tochtrop, Veiga,
14 Weddig, Wiens, Williams T., Witwer, Young; also
15 Senator(s) Grossman--Concerning the creation of water
16 banks to operate in each water division, and, in connection
17 therewith, making an appropriation.
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

24	YES	46	NO	19	EXCUSED	00	ABSENT	00
25	Berry	Y	Fritz	N	May	Y	Sinclair	Y
26	Borodkin	N	Garcia	N	McCluskey	Y	Smith	Y
27	Boyd	Y	Hall	N	McFadyen	Y	Spence	Y
28	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	N
29	Brophy	Y	Hefley	Y	Miller	Y	Stengel	N
30	Butcher	N	Hodge	Y	Mitchell	N	Tochtrop	Y
31	Cadman	N	Hoppe	Y	Paccione	Y	Veiga	Y
32	Carroll	Y	Jahn	N	Plant	Y	Vigil	N
33	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	N
34	Clapp	N	Judd	Y	Ragsdale	N	Weissmann	Y
35	Cloer	Y	King	Y	Rhodes	N	White	Y
36	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
37	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
38	Decker	Y	Lundberg	N	Rose	Y	Williams T.	Y
39	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
40	Frangas	Y	Marshall	N	Schultheis	N	Young	N
41							Speaker	Y

42 Co-sponsors added: Representatives Boyd, Coleman, Frangas, King, Madden,
43 McFadyen, Paccione.

44 Representatives Harvey, Rhodes, Schultheis, Weddig, Young requested their
45 names be removed as sponsors.
46

47 **SB03-116** by Senator(s) Chlouber; also Representative(s) Larson--
48 Concerning the distinction between a motor vehicle dealer
49 and a motor vehicle service contract provider for purposes
50 of motor vehicle service contract insurance.
51

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

53 A roll call vote was taken. As shown by the following recorded vote, a
54 majority of those elected to the House voted in the affirmative and the bill
55 was declared **passed**.
56

	YES	65	NO	00	EXCUSED	00	ABSENT	00
1								
2	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
3	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
4	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
5	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
6	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
7	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
8	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
9	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
10	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
11	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
12	Cloer	Y	King	Y	Rhodes	Y	White	Y
13	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
14	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
15	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
16	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
17	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
18							Speaker	Y

19
20 **SB03-226** by Senator(s) Kester; also Representative(s) White--
21 Concerning continuation of the examining board of
22 plumbers.
23

24 As shown by the following roll call vote, a majority of all members
25 elected to the House voted in the affirmative, and Representative Larson
26 was given permission to offer a Third Reading amendment:
27

	YES	41	NO	24	EXCUSED	00	ABSENT	00
28								
29	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
30	Borodkin	N	Garcia	N	McCluskey	Y	Smith	N
31	Boyd	N	Hall	Y	McFadyen	N	Spence	Y
32	Briggs	Y	Harvey	Y	Merrifield	N	Stafford	Y
33	Brophy	Y	Hefley	N	Miller	Y	Stengel	Y
34	Butcher	N	Hodge	N	Mitchell	Y	Tochtrop	N
35	Cadman	N	Hoppe	Y	Paccione	Y	Veiga	N
36	Carroll	N	Jahn	N	Plant	N	Vigil	N
37	Cerbo	N	Johnson	Y	Pommer	Y	Weddig	Y
38	Clapp	Y	Judd	N	Ragsdale	Y	Weissmann	Y
39	Cloer	Y	King	Y	Rhodes	Y	White	N
40	Coleman	N	Larson	Y	Rippy	Y	Wiens	Y
41	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	N
42	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
43	Fairbank	Y	Madden	N	Salazar	Y	Witwer	Y
44	Frangas	N	Marshall	N	Schultheis	Y	Young	Y
45							Speaker	Y

46
47 **Third Reading amendment No. 1**, by Representative Larson.
48

49 Amend revised bill, page 3, strike lines 10 through 14 and substitute the
50 following:
51

52 "**variances.** (2) Local governments shall be permitted to amend the code
53 when adopting a plumbing code for their jurisdictions ~~as long as~~ IF:
54

55 (a) THE ADOPTION IS OF A NATIONALLY-RECOGNIZED PLUMBING
56 CODE; OR

1 (b) IF THE ADOPTION IS NOT PURSUANT TO PARAGRAPH (a) OF THIS
 2 SUBSECTION (2), APPROVAL IS FIRST OBTAINED FROM THE BOARD
 3 CONFIRMING THAT such amendments are at least equal to the minimum
 4 requirements set forth in the Colorado plumbing code."

5
 6 The amendment was declared **passed** by the following roll call vote:

	YES	34	NO	31	EXCUSED	00	ABSENT	00
9	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
10	Borodkin	N	Garcia	N	McCluskey	Y	Smith	N
11	Boyd	N	Hall	Y	McFadyen	N	Spence	Y
12	Briggs	Y	Harvey	Y	Merrifield	N	Stafford	Y
13	Brophy	Y	Hefley	N	Miller	Y	Stengel	Y
14	Butcher	N	Hodge	N	Mitchell	Y	Tochtrop	N
15	Cadman	N	Hoppe	Y	Paccione	N	Veiga	N
16	Carroll	N	Jahn	N	Plant	N	Vigil	N
17	Cerbo	N	Johnson	Y	Pommer	Y	Weddig	N
18	Clapp	Y	Judd	N	Ragsdale	N	Weissmann	N
19	Cloer	N	King	Y	Rhodes	Y	White	N
20	Coleman	N	Larson	Y	Rippy	Y	Wiens	Y
21	Crane	Y	Lee	Y	Romanoff	N	Williams S.	N
22	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
23	Fairbank	Y	Madden	N	Salazar	N	Witwer	Y
24	Frangas	N	Marshall	N	Schultheis	Y	Young	Y
25							Speaker	Y

26
 27 The question being, "Shall the bill, as amended, 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
 30 bill, as amended, was declared **passed**.

	YES	54	NO	11	EXCUSED	00	ABSENT	00
33	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
34	Borodkin	N	Garcia	N	McCluskey	Y	Smith	Y
35	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
36	Briggs	Y	Harvey	Y	Merrifield	N	Stafford	Y
37	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
38	Butcher	Y	Hodge	N	Mitchell	Y	Tochtrop	Y
39	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
40	Carroll	Y	Jahn	Y	Plant	N	Vigil	Y
41	Cerbo	N	Johnson	Y	Pommer	Y	Weddig	N
42	Clapp	Y	Judd	Y	Ragsdale	N	Weissmann	Y
43	Cloer	Y	King	Y	Rhodes	Y	White	Y
44	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
45	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
46	Decker	Y	Lundberg	N	Rose	Y	Williams T.	Y
47	Fairbank	Y	Madden	N	Salazar	Y	Witwer	Y
48	Frangas	Y	Marshall	N	Schultheis	Y	Young	Y
49							Speaker	Y

50
 51 **HB03-1208** by Representative(s) Spradley; also Senator(s) Owen--
 52 Concerning the enterprise zone tax benefit extensions that
 53 taxpayers may receive for certain tax benefits after
 54 termination of the enterprise zone.

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**.

	YES	55	NO	10	EXCUSED	00	ABSENT	00
6	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
7	Borodkin	N	Garcia	N	McCluskey	Y	Smith	Y
8	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
9	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
10	Brophy	Y	Hefley	Y	Miller	Y	Stengel	N
11	Butcher	Y	Hodge	N	Mitchell	Y	Tochtrop	Y
12	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
13	Carroll	Y	Jahn	Y	Plant	Y	Vigil	N
14	Cerbo	Y	Johnson	Y	Pommer	N	Weddig	N
15	Clapp	Y	Judd	N	Ragsdale	N	Weissmann	N
16	Cloer	Y	King	Y	Rhodes	Y	White	Y
17	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
18	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
19	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
20	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
21	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
22							Speaker	Y

23 Co-sponsors added: Representatives Carroll, Frangas, Hall, May, Paccione,
 24 Rose.

LAY OVER OF CALENDAR ITEMS

29 On motion of Representative King, the following items on the Calendar
 30 were laid over until March 25, retaining place on Calendar:

32 Consideration of General Orders--**SB03-155, HB03-1311, 1252, 1132,**
 33 **SB03-016, 091, 023, HB03-1085, 1164, 1173, SB03-120, 038,**
 34 **HB03-1330, 1258, SB03-088, HB03-1327, SB03-015, 119, HB03-1325,**
 35 **SB03-034, 044, 056, 102.**

36 Consideration of Resolutions--**HJR03-1025, 1020, SJR03-022,**
 37 **HJR03-1029, HR03-1012, HJR03-1022, 1031, 1032, 1033, 1034.**

38 Consideration of Senate Amendments--**HJR03-1011, HB03-1081, 1003,**
 39 **1005, 1008, 1100, 1175, 1224, 1288, 1239, 1226, 1299, 1127, 1097,**
 40 **1111, 1286.**

REPORTS OF COMMITTEE OF REFERENCE

FINANCE

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

50 **HB03-1319** be referred to the Committee of the Whole with favorable
 51 recommendation.

53 **SB03-042** be referred to the Committee of the Whole with favorable
 54 recommendation.

56 **SB03-101** be referred favorably to the Committee on Appropriations.

1 **SB03-158** be amended as follows, and as so amended, be referred to
2 the Committee of the Whole with favorable
3 recommendation:
4

5 Amend reengrossed bill, page 2, line 14, strike "(2) (a) A" and substitute
6 "(2) (a) PRIOR TO JULY 1, 2005, A".
7
8
9

10 **SB03-222** be referred favorably to the Committee on Appropriations.
11

12
13 **SB03-233** be amended as follows, and as so amended, be referred to
14 the Committee of the Whole with favorable
15 recommendation:
16

17 Amend reengrossed bill, page 2, strike lines 5 through 22 and substitute
18 the following:
19

20 **"24-51-305.5. Employees of district attorneys.** (1) (a) THE
21 BOARDS OF COUNTY COMMISSIONERS OF THE COUNTIES WITHIN A JUDICIAL
22 DISTRICT, IN CONSULTATION WITH THE DISTRICT ATTORNEY FOR THE
23 JUDICIAL DISTRICT, MAY AUTHORIZE ANY ASSISTANT DISTRICT ATTORNEY,
24 CHIEF DEPUTY DISTRICT ATTORNEY, OR DEPUTY DISTRICT ATTORNEY IN
25 THE JUDICIAL DISTRICT TO MAKE A ONE-TIME IRREVOCABLE WRITTEN
26 ELECTION TO BECOME A MEMBER OF THE ASSOCIATION OR PARTICIPATE IN
27 A DEFINED CONTRIBUTION PLAN ESTABLISHED PURSUANT TO THE
28 PROVISIONS OF PART 2 OF ARTICLE 52 OF THIS TITLE. ANY SUCH
29 AUTHORITY SHALL BE GRANTED ON OR BEFORE JANUARY 1, 2004, UNLESS
30 THE BOARDS OF COUNTY COMMISSIONERS MAKE A FINDING THAT IT WAS
31 NOT FISCALLY APPROPRIATE TO MAKE THE ELECTION PRIOR TO SUCH DATE.
32 NO ELECTION SHALL BE MADE PURSUANT TO THIS SUBSECTION (1) UNLESS
33 AUTHORIZED BY THE BOARDS OF COUNTY COMMISSIONERS PURSUANT TO
34 THIS PARAGRAPH (a).
35

36 (b) AN ASSISTANT DISTRICT ATTORNEY, CHIEF DEPUTY DISTRICT
37 ATTORNEY, OR DEPUTY DISTRICT ATTORNEY HIRED PRIOR TO THE DATE
38 UPON WHICH THE BOARDS OF COUNTY COMMISSIONERS AUTHORIZE AN
39 ELECTION PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1) SHALL
40 HAVE SIXTY DAYS FROM SUCH DATE TO MAKE AN ELECTION. IN THE
41 ABSENCE OF SUCH ELECTION, SUCH PERSON SHALL CONTINUE TO
42 PARTICIPATE IN HIS OR HER EXISTING RETIREMENT SYSTEM.
43

44 (c) AN ASSISTANT DISTRICT ATTORNEY, CHIEF DEPUTY DISTRICT
45 ATTORNEY, OR DEPUTY DISTRICT ATTORNEY HIRED ON OR AFTER THE DATE
46 UPON WHICH THE BOARDS OF COUNTY COMMISSIONERS AUTHORIZE AN
47 ELECTION PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1) SHALL
48 HAVE SIXTY DAYS FROM THE DATE OF COMMENCING EMPLOYMENT TO
49 MAKE AN ELECTION. IN THE ABSENCE OF SUCH ELECTION, SUCH PERSON
50 SHALL BE A MEMBER OF THE ASSOCIATION."
51

52 Page 5, after line 11, insert the following:
53

54 "(3) AN ASSISTANT DISTRICT ATTORNEY, CHIEF DEPUTY DISTRICT
55 ATTORNEY, DEPUTY DISTRICT ATTORNEY, OR OTHER EMPLOYEE OF A
56 DISTRICT ATTORNEY WHO BECOMES A MEMBER OF THE ASSOCIATION SHALL

1 BE A MEMBER OF THE STATE CATEGORY OF THE STATE AND SCHOOL
2 DIVISION. THE JUDICIAL DISTRICT EMPLOYING SUCH MEMBER SHALL BE
3 DESIGNATED AS A STATE EMPLOYER THAT HAS AFFILIATED WITH THE
4 ASSOCIATION PURSUANT TO SECTION 24-51-309."

5
6
7
8 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**
9

10 The Speaker has signed: **HB 03-1070, 1101, 1104, 1109, 1156, 1165,**
11 **1194, 1222, 1273, 1281; HR03-1011; HJR03-1028.**

12
13
14
15 **MESSAGES FROM THE SENATE**
16

17 Madam Speaker:

18
19 The President appointed Senators Chlouber, Chm., May, and Isgar as
20 members of the First Conference Committee on HB03-1103.

21
22
23 The Senate has postponed indefinitely and returns herewith: HB03-1308.

24
25
26 The Senate has postponed indefinitely and returns herewith: HB03-1250.

27
28 The Senate failed to pass HB03-1143 on Second Reading. The bill is
29 returned herewith.

30
31
32
33 **MESSAGE FROM THE GOVERNOR**
34

35 I certify I received the following on the 21st day of March, 2003, at
36 3:15 p.m. The original is on file in the records of the House of
37 Representatives of the General Assembly.

38
39 Judith Rodrigue,
40 Chief Clerk of the House

41 March 21, 2003
42

43 To the Honorable
44 House of Representatives
45 Sixty-fourth General Assembly
46 First Regular Session
47 Denver, CO 80203
48

49 Ladies and Gentlemen:
50

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

53
54 **HB03-1124** Concerning A Modification To The Definition Of The
55 Term "Expenditure" For Purposes Of The "Local
56 Government Budget Law Of Colorado" To Exclude The

1 Payment Of Moneys Received From And Required To
2 Be Paid To Another Person By The Office Of The
3 Public Trustee.
4

5 Approved March 21, 2003 at 2:34 p.m.
6

7 Sincerely,
8 (signed)
9 Bill Owens
10 Governor

11 _____
12
13 March 21, 2003
14

15 The Honorable House of Representatives
16 Sixty-fourth General Assembly
17 First Regular Session
18 Denver, CO 80203
19

20 Ladies and Gentlemen:
21

22 I am filing with the Secretary of State, House Bill 03-1009, "Concerning
23 a Statewide Health Care Defined Benefit Plan for Police Officers and
24 Firefighters." I will neither sign nor veto House Bill 03-1009. Therefore,
25 this bill becomes law at 12:01 A.M. on March 25. This letter sets forth
26 my reasons for letting this bill become law without my signature.
27

28 In the past few months, I have expressed concerns about the financial
29 accountability of the Fire and Police Pension Association (FPPA) to the
30 State of Colorado. Tremendous amounts of taxpayer dollars flow into the
31 FPPA and thus its finances should be open to inspection and audit--both
32 to protect the taxpayer and the FPPA's beneficiaries. This bill does
33 nothing to address these concerns, and in fact expands the FPPA's
34 financial commitments through the administration of a new statewide
35 health care plan.
36

37 Accordingly, I am allowing House Bill 03-1009 to become law without
38 my signature.
39

40 Sincerely,
41 (signed)
42 Bill Owens
43

44 _____
45 **INTRODUCTION OF RESOLUTION**
46

47 The following resolution was read by title and laid over one day under the
48 rules:
49

50 **HJR03-1035** by Representative(s) Frangas, Borodkin, Boyd, Butcher,
51 Carroll, Coleman, Garcia, Hodge, Jahn, Judd, Madden,
52 McFadyen, Merrifield, Miller, Paccione, Plant, Pommer,
53 Ragsdale, Romanoff, Salazar, Tochtrop, Veiga, Vigil,
54 Weddig, Weissmann, Williams S.; also Senator(s)
55 Sandoval, Groff, Tapia--Concerning recognition of "Cesar
56 Chavez Day".

1 WHEREAS, Cesar E. Chavez was born March 31, 1927, on a
2 small farm near Yuma, Arizona, and was raised by migrant farm workers;
3 and
4

5 WHEREAS, Chavez left school after the eighth grade to labor in
6 the fields and vineyards to help support his family; and
7

8 WHEREAS, After experiencing years of discrimination and unfair
9 working conditions, Chavez joined the Community Service Organization
10 in 1952, a prominent Latino civil rights group that organized Chicanos to
11 vote and battled racial and economic discrimination; and
12

13 WHEREAS, Chavez formed his own organization in 1962, the
14 National Farm Workers Association, which later became the United Farm
15 Workers of America, to help farm workers like himself fight for equal
16 rights and fair treatment; and
17

18 WHEREAS, Chavez traveled to many California migrant farm
19 communities organizing a strong nucleus of dedicated farm worker
20 members; and
21

22 WHEREAS, The National Farm Workers Association (NFWA),
23 with 1,200 member families, joined an American Federation of Labor and
24 Congress of Industrial Organizations (AFL-CIO) sponsored union to
25 boycott against major Delano area table and wine grape growers,
26 resulting in the merger of the two unions and the birth of the United Farm
27 Workers of America (UFW); and
28

29 WHEREAS, Chavez believed in the principles of nonviolence
30 practiced by Mahatma Gandhi and Dr. Martin Luther King, Jr., and used
31 tactics such as boycotts, pickets, strikes, and fasts to lead a successful
32 five-year strike-boycott that gained millions of members for farm labor
33 unions and supporters across the United States; and
34

35 WHEREAS, By 1970, Chavez and the UFW persuaded grape
36 growers to accept union contracts and had successfully organized almost
37 the entire industry; and
38

39 WHEREAS, Chavez tirelessly devoted himself to making all
40 people aware of the struggles of farm workers and their need for better
41 pay and safer working conditions; and
42

43 WHEREAS, Chavez and the organization he founded, the UFW,
44 achieved the following:
45

- 46 • The first collective bargaining agreement between farm
47 workers and growers in the continental United States; and
48
- 49 • The first union contracts requiring rest periods, clean drinking
50 water, hand washing facilities, and protective clothing against
51 pesticide exposure; and
52
- 53 • The first ban on pesticide spraying while workers were in the
54 fields; and
55
- 56 • The first ban on DDT and other dangerous pesticides; and

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

15

16 Page 1207, strike lines 26-43, and substitute the following:

17	YES	59	NO	00	EXCUSED	06	ABSENT	00
18	Berry	Y	Fritz	Y	May	E	Sinclair	Y
19	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
20	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
21	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	E
22	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
23	Butcher	E	Hodge	Y	Mitchell	Y	Tochtrop	Y
24	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
25	Carroll	Y	Jahn	Y	Plant	E	Vigil	Y
26	Cerbo	Y	Johnson	E	Pommer	Y	Weddig	Y
27	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
28	Cloer	Y	King	Y	Rhodes	Y	White	Y
29	Coleman	Y	Larson	Y	Rippy	Y	Wiens	E
30	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
31	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
32	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
33	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
34							Speaker	Y

35

36

37 On motion of Representative King, the House adjourned until 9:00 a.m.,
38 March 25, 2003.

39

40

Approved:

41

42

43

44

LOLA SPRADLEY,
Speaker

45

46 Attest:

47

48

JUDITH RODRIGUE,
Chief Clerk

49