

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

Ninety-third Legislative Day

Thursday, April 10, 2003

1 Prayer by Pastor Curtis Miller, Worship Center of Brighton.

2

3 The Speaker called the House to order at 8:00 a.m.

4

5 Pledge of Allegiance led by Representative Williams S.

6

7 The roll was called with the following result:

8

9 Present--50.

10 Excused--Representatives Berry, Butcher, Fairbank, Garcia,
11 Hoppe, King, Lee, Plant, Pommer, Rose, Stengel, Weissmann,
12 Williams T., Witwer, Young--15.

13 Present after roll call--Representatives Berry, Butcher, Fairbank,
14 Garcia, Hoppe, King, Plant, Pommer, Rose, Stengel,
15 Weissmann, Williams T., Witwer, Young.

16

17 The Speaker declared a quorum present.

18

19

20 On motion of Representative Paccione, the reading of the journal of
21 April 9, 2003, was declared dispensed with and approved as corrected by
22 the Chief Clerk.

23

24

25

26

PRINTING REPORT

27

28 The Chief Clerk reports the following bills have been correctly printed:
29 **HB03-1351, 1352, 1353, 1354; HCR03-1006.**

30

31

32

33

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

34

35 The Speaker has signed: **SB03-021, 117.**

36

37

38

39

House in recess. House reconvened.

40

41

42

43

REPORTS OF COMMITTEES OF REFERENCE**AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES**

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

SB03-276 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 4, line 4, strike "AND";

line 7, strike "ENTITIES." and substitute "ENTITIES; AND";

after line 7, insert the following:

"(VII) ALL SERVICES AND PROGRAMS PROVIDED BY THE DIVISION THAT ARE NOT REQUIRED BY EITHER STATE OR FEDERAL STATUTE AND THE JUSTIFICATION FOR SUCH ACTIVITIES.";

strike lines 8 through 11 and substitute the following:

"SECTION 2. Part 2 of article 1.5 of title 25, Colorado Revised Statutes, as enacted by Senate Bill 03-002, enacted at the First Regular Session of the Sixty-fourth General Assembly, is amended BY THE ADDITION OF A NEW SECTION, to read:

25-1.5-209. Drinking water fee - cash fund - repeal.
(1) RECOGNIZING THE BENEFIT DERIVED BY THE GENERAL PUBLIC";

line 13, strike "SECTION" and substitute "PART 2";

line 21, strike "SECTION:" and substitute "PART 2:";

line 25, strike "(A)" and substitute "(a)".

Page 5, line 10, strike "(B)" and substitute "(b)";

line 19, strike "(C)" and substitute "(c)".

Page 6, line 1, strike "(D)" and substitute "(d)";

line 10, strike "(E)" and substitute "(e)";

line 19, strike "(F)" and substitute "(f)".

Page 7, line 2, strike "(G)" and substitute "(g)";

line 11, strike "(H)" and substitute "(h)";

line 20, strike "(I)" and substitute "(i)".

Page 8, line 3, strike "(II)" and substitute "(2)", and strike "PARAGRAPH (x.7)" and substitute "SECTION";

line 10, strike "SECTION." and substitute "PART 2.";

- 1 line 17, strike "(III)" and substitute "(3)";
2
3 line 19, strike "PARAGRAPH (x.7)" and substitute "SECTION";
4
5 line 22, strike "(A)" and substitute "(a)";
6
7 line 23, strike "PARAGRAPH (x.7)" and substitute "SECTION";
8
9 line 25, strike "(B)" and substitute "(b)";
10
11 line 26, strike "SECTION" and substitute "PART 2".
12
13 Page 9, line 1, strike "SECTION;" and substitute "PART 2;";
14
15 line 2, strike "(C)" and substitute "(c)";
16
17 line 3, strike "SECTION;" and substitute "PART 2;";
18
19 line 4, strike "(D)" and substitute "(d)";
20
21 line 6, strike "(E)" and substitute "(e)";
22
23 line 7, strike "SECTION;" and substitute "PART 2;";
24
25 line 8, strike "(F)" and substitute "(f)";
26
27 line 12, strike "(IV)" and substitute "(4)", and strike "PARAGRAPH (x.7)"
28 and substitute "SECTION".
29
30
31
32 **SB03-278** be amended as follows, and as so amended, be referred to
33 the Committee of the Whole with favorable
34 recommendation:
35
36 Amend reengrossed bill, page 2, line 15, strike "(I)", and strike "A" and
37 substitute "AN ABSOLUTE";
38
39 line 17, strike "(A)" and substitute "(I)";
40
41 line 19, strike "(B)" and substitute "(II)";
42
43 strike line 21.
44
45 Page 3, line 5, strike "AUGMENTATION,";
46
47 line 11, strike "AUGMENTATION,";
48
49 line 18, strike "WHEN DUE;" and substitute "WITHIN THIRTY DAYS AFTER
50 THE DATE THE FEE ASSESSMENT IS RECEIVED;";
51
52 after line 24, insert the following:
53
54 "(d) THE STATE ENGINEER SHALL NOT ASSESS MORE THAN ONE FEE
55 AGAINST A PARTICULAR DECREED WATER RIGHT IN ANY STATE FISCAL
56 YEAR."

1 Page 4, line 8, strike "FEE." and substitute "FEE, INCLUDING A PROCEDURE
2 FOR APPEAL IF THE OWNER BELIEVES THE ASSESSED AMOUNT IS
3 INCORRECT.";

4
5 line 22, strike "THE COLORADO";

6
7 line 23, strike "WATER CONGRESS AND".

8
9 Page 6, line 2, strike "WHEN DUE" and substitute "WITHIN THIRTY DAYS
10 AFTER THE DATE THE FEE ASSESSMENT IS RECEIVED";

11
12 line 3, strike "TRIPLE";

13
14 line 6, strike "FEES." and substitute "FEES, UNLESS SUCH FEE IS APPEALED
15 AND DETERMINED TO HAVE BEEN IMPROPERLY ASSESSED.";

16
17 line 16 strike "\$1,689,539) and 5.7 FTE." and substitute "\$1,689,539).".

18
19

20

21 **SB03-297** be amended as follows, and as so amended, be referred to
22 the Committee of the Whole with favorable
23 recommendation:

24

25 Amend reengrossed bill, page 2, line 16, after "(p)", insert "(I)".

26
27

28 Page 3, after line 1, insert the following:

29

30 "(II) FEES ESTABLISHED PURSUANT TO THIS PARAGRAPH (p) THAT
31 EXCEED THE AMOUNT OF ANY CORRESPONDING FEES THAT WERE IN EFFECT
32 AS OF APRIL 1, 2003, AND ANY NEW OR ADDITIONAL FEES ESTABLISHED
33 AFTER APRIL 1, 2003, SHALL BE SUBJECT TO APPROVAL BY THE GENERAL
34 ASSEMBLY AS FOLLOWS:

35

36 (A) ON OR BEFORE FEBRUARY 15 OF EACH YEAR, THE COMMISSION
37 SHALL SUBMIT A LIST OF ALL SUCH FEES TO THE GENERAL ASSEMBLY.

38

39 (B) ON OR BEFORE APRIL 1 OF EACH YEAR, THE LIST SHALL BE
40 APPROVED, OR APPROVED AS AMENDED, BY A JOINT RESOLUTION SIGNED
41 BY THE GOVERNOR.".

42

43 (III) THIS PARAGRAPH (p) IS REPEALED, EFFECTIVE JULY 1, 2005.";

44

45 line 5, strike "**creation.** (1) ALL" and substitute "**creation - repeal.**
46 (1) TO AND INCLUDING JUNE 30, 2005, ALL";

47

48 after line 23, insert the following:

49

50 "(3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2005. ANY
51 UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE
52 INSPECTION AND CONSUMER SERVICES CASH FUND AS OF JUNE 30, 2005,
53 SHALL BE TRANSFERRED TO THE GENERAL FUND.".

54

55 Page 5, strike line 5 and substitute the following:
56 "SECTION 35-1-106.5 OR, ON OR AFTER JULY 1, 2005, TO THE GENERAL
FUND.".

1 Page 7, strike line 20 and substitute the following:
2 "SECTION 35-1-106.5 OR, ON OR AFTER JULY 1, 2005, TO THE GENERAL
3 FUND."

4
5 Page 9, strike line 20 and substitute the following:
6 "SECTION 35-1-106.5 OR, ON OR AFTER JULY 1, 2005, TO THE GENERAL
7 FUND."

8
9 Page 10, line 19, strike "35-1-106.5." and substitute "35-1-106.5 OR, ON
10 OR AFTER JULY 1, 2005, TO THE GENERAL FUND."

11
12 Page 14, line 11, strike "35-1-106.5." and substitute "35-1-106.5 OR, ON
13 OR AFTER JULY 1, 2005, TO THE GENERAL FUND."

14
15 Page 15, line 8, strike "35-1-106.5." and substitute "35-1-106.5 OR, ON OR
16 AFTER JULY 1, 2005, TO THE GENERAL FUND."

17
18 Page 19, line 8, strike "35-1-106.5." and substitute "35-1-106.5 OR, ON OR
19 AFTER JULY 1, 2005, TO THE GENERAL FUND.";

20
21 line 14, strike "35-1-106.5." and substitute "35-1-106.5 OR, ON OR AFTER
22 JULY 1, 2005, TO THE GENERAL FUND."

23
24 Page 20, line 6, strike "35-1-106.5." and substitute "35-1-106.5 OR, ON OR
25 AFTER JULY 1, 2005, TO THE GENERAL FUND.";

26
27 line 12, strike "35-1-106.5." and substitute "35-1-106.5 OR, ON OR AFTER
28 JULY 1, 2005, TO THE GENERAL FUND."

29
30 Page 21, line 3, strike "35-1-106.5." and substitute "35-1-106.5 OR, ON OR
31 AFTER JULY 1, 2005, TO THE GENERAL FUND."

32
33 Page 23, line 8, strike "35-1-106.5." and substitute "35-1-106.5 OR, ON OR
34 AFTER JULY 1, 2005, TO THE GENERAL FUND.";

35
36 line 14, strike "Shall" and substitute "(I) TO AND INCLUDING JUNE 30,
37 2005, shall";

38
39 strike line 26 and substitute the following:

40
41 "CREATED IN SECTION 35-41-102, C.R.S.

42
43 (II) ON AND AFTER JULY 1, 2005, EVERY SUCH PERSON SHALL
44 OBTAIN A LICENSE FROM THE DEPARTMENT OF AGRICULTURE AND SHALL
45 PAY THEREFOR AN ANNUAL LICENSE FEE WHICH SHALL BE ESTABLISHED BY
46 THE STATE BOARD OF STOCK INSPECTION COMMISSIONERS IN A MANNER
47 CONSISTENT WITH THE PROVISIONS OF SECTION 24-34-105, C.R.S., AND
48 WHICH, IN THE BOARD'S DISCRETION, MAY BE BASED UPON THE NUMBER OF
49 ANIMALS SLAUGHTERED DURING THE PREVIOUS CALENDAR YEAR, AS
50 DETERMINED FROM RECORDS OF THE DEPARTMENT OR THE RECORDS OF
51 THE PERSON.

52
53 (III) ~~The applicant~~ EVERY SUCH PERSON shall maintain".

54
55 Page 24, line 27, strike "INSPECTION AND".

56

- 1 Page 25, strike line 1 and substitute "GENERAL FUND:";
 2
 3 line 13, strike "C.R.S." and substitute "C.R.S., OR, ON OR AFTER JULY 1,
 4 2005, TO THE GENERAL FUND."
 5
 6 Page 26, strike lines 4 and 5 and substitute the following:
 7 "WHO SHALL CREDIT THE SAME TO THE GENERAL FUND."
 8
 9 line 21, strike "C.R.S." and substitute "C.R.S., OR, ON OR AFTER JULY 1,
 10 2005, TO THE GENERAL FUND."
 11
 12 line 27, strike "C.R.S." and substitute "C.R.S., OR, ON OR AFTER JULY 1,
 13 2005, TO THE GENERAL FUND."
 14
 15
 16
 17

18 APPROPRIATIONS

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

21
 22 **SB03-258** be referred to the Committee of the Whole with favorable
 23 recommendation.
 24

25
 26 **SB03-265** be referred to the Committee of the Whole with favorable
 27 recommendation.
 28

29
 30 **SB03-268** be amended as follows, and as so amended, be referred to
 31 the Committee of the Whole with favorable
 32 recommendation:
 33

34 Amend reengrossed bill, page 9, line 8, after "BOARD", insert "OR A
 35 DESIGNEE OF A MEMBER OF THE BOARD";

36
 37 line 9, after "MEMBER", insert "OR DESIGNEE".
 38

39 Page 11, after line 4, insert the following:

40
 41 "(5) THE EXECUTIVE OFFICER AND ANY OTHER PERSONNEL
 42 APPOINTED BY THE BOARD ARE IMMUNE FROM PERSONAL LIABILITY FOR
 43 ANY ACTIONS TAKEN BY THEM THAT ARE WITHIN THE SCOPE OF THE
 44 AUTHORITY GRANTED TO THEM BY THIS ARTICLE OR DELEGATED TO THEM
 45 BY THE BOARD."
 46

47 Page 19, line 3, after "RESOLUTION", insert "OR TRUST INDENTURE".
 48

49 Page 21, line 20, after "RESOLUTION", add "OR TRUST INDENTURE".
 50

51 Page 28, after line 9, insert the following:

52
 53 "SECTION 2. 24-22-115 (1), Colorado Revised Statutes, is
 54 amended to read:

55
 56 **24-22-115. Tobacco litigation settlement cash fund - creation.**

1 (1) There is hereby created in the state treasury the tobacco litigation
 2 settlement cash fund. The cash fund shall consist of all moneys
 3 transmitted to the state treasurer in accordance with the terms of the
 4 master settlement agreement, the smokeless tobacco master settlement
 5 agreement, and the consent decree approved and entered by the court in
 6 the case denominated *State of Colorado, ex rel. Gale A. Norton, Attorney*
 7 *General v. R.J. Reynolds Tobacco Co.; American Tobacco Co., Inc.;*
 8 *Brown & Williamson Tobacco Corp.; Liggett & Myers, Inc.; Lorillard*
 9 *Tobacco Co., Inc.; Phillip Morris, Inc.; United States Tobacco Co.;*
 10 *B.A.T. Industries, P.L.C.; The Council For Tobacco Research--U.S.A.,*
 11 *Inc.; and Tobacco Institute, Inc.,* Case No. 97 CV 3432, in the district
 12 court for the city and county of Denver other than moneys credited to the
 13 tobacco litigation settlement trust fund pursuant to section 24-22-115.5.
 14 Except as provided in subsection (2) of this section, all interest derived
 15 from the deposit and investment of moneys in the cash fund shall be
 16 credited to the cash fund; except that beginning with the fiscal year
 17 2001-02, and each fiscal year thereafter, all interest derived from the
 18 deposit and investment of moneys in the cash fund shall be credited to the
 19 breast and cervical cancer prevention and treatment fund created pursuant
 20 to section 26-4-532, C.R.S. Except as provided in subsection (2) of this
 21 section, all moneys in the cash fund shall be subject to appropriation by
 22 the general assembly for such purposes as may be authorized by law in
 23 accordance with the terms of the settlement agreements and the consent
 24 decree. EXCEPT AS PROVIDED IN SUBSECTION (2) OF THIS SECTION, AT THE
 25 END OF THE 2004-05 FISCAL YEAR AND AT THE END OF EACH SUCCEEDING
 26 FISCAL YEAR, BUT PRIOR TO THE MAKING OF ANY TRANSFER OF MONEYS
 27 FROM THE CASH FUND TO THE TOBACCO LITIGATION SETTLEMENT TRUST
 28 FUND AT THE END OF THE FISCAL YEAR AS REQUIRED BY THIS SUBSECTION
 29 (1), FIFTY PERCENT OF ALL UNEXPENDED AND UNENCUMBERED MONEYS
 30 AND ALL MONEYS NOT APPROPRIATED FOR THE FOLLOWING FISCAL YEAR
 31 IN THE CASH FUND SHALL BE TRANSFERRED TO THE GENERAL FUND AND
 32 CONTINUOUSLY APPROPRIATED FOR THE IMPLEMENTATION OF THE TONY
 33 GRAMPSAS YOUTH SERVICES PROGRAM CREATED AND EXISTING PURSUANT
 34 TO PART 2 OF ARTICLE 20.5 OF TITLE 25, C.R.S. Except as provided in
 35 subsection (2) of this section, at the end of any fiscal year, all
 36 unexpended and unencumbered moneys and all moneys not appropriated
 37 for the following fiscal year in the cash fund shall be transferred to the
 38 tobacco litigation settlement trust fund."

39

40 Renumber succeeding sections accordingly.

41

42 Page 32, strike lines 12 through 16 and substitute the following:

43 "SETTLEMENT MONEYS."

44

45 Page 38, strike lines 14 through 18.

46

47

48

49 **SB03-279** be referred to the Committee of the Whole with favorable
 50 recommendation.

51

52

53 **SB03-292** be amended as follows, and as so amended, be referred to
 54 the Committee of the Whole with favorable
 55 recommendation:

56

1 Amend reengrossed bill, page 2, strike lines 2 and 3 and substitute the
2 following:

3
4 **"SECTION 1.** 22-7-409 (1) (e), (1) (f), (1) (g), (1.5) (a), (1.5) (b)
5 (II), and (1.9), Colorado Revised Statutes, are";

6
7 strike lines 19 through 25.

8
9 Page 3, strike lines 1 through 13;

10
11 strike lines 23 through 25 and substitute the following:
12 "READING FOR STUDENTS ENROLLED IN THE NINTH GRADE."

13
14 Page 4, strike lines 10 and 11;

15
16 line 12, strike "ASSESSMENTS IN".

17
18 Page 7, strike lines 6 through 27.

19
20 Page 8, strike lines 1 and 2.

21
22 Page 10, strike lines 8 and 9 and substitute the following:
23 "program, is decreased by two million four hundred fifty-nine thousand
24 dollars (\$2,459,000).".

25
26
27

28 **SB03-305** be amended as follows, and as so amended, be referred to
29 the Committee of the Whole with favorable
30 recommendation:

31
32 Amend reengrossed bill, page 3, after line 14, insert the following:

33
34 **"SECTION 2. Appropriation.** In addition to any other
35 appropriation, there is hereby appropriated, to the legislative department
36 of the state of Colorado, the sum of twenty-six million eighty-one
37 thousand seven hundred six dollars (\$26,081,706), or so much thereof as
38 may be necessary, of which amount twenty-four million eight hundred
39 thirty-seven thousand nine hundred forty-nine dollars (\$24,837,949) shall
40 be out of any moneys in the general fund not otherwise appropriated,
41 ninety thousand dollars (\$90,000) shall be from cash funds, and one
42 million one hundred fifty-three thousand seven hundred fifty-seven
43 dollars (\$1,153,757) shall be from cash funds exempt, for payment of the
44 expenses of the legislative department for the fiscal year beginning July
45 1, 2003, to be allocated as follows:

46		
47	House of representatives and senate	\$ 10,036,070 ^{1/}
48		(73.2 FTE)
49		
50	State auditor	6,612,976 ^{2/}
51		(73.0 FTE)
52		
53	Joint budget committee	1,190,793
54		(16.0 FTE)
55		

1	Legislative council	4,121,032
2		(54.6 FTE)
3		
4	Committee on legal services	4,120,835 ^{3/}
5		<u>(56.0 FTE)</u>
6		
7	Total legislative department	\$26,081,706

8
9 ^{1/} Of this amount, \$90,000 is appropriated out of cash funds
10 generated by the sale of bill boxes and legislative directories and
11 \$9,946,070 is appropriated out of the general fund.

12
13 ^{2/} Of this amount, \$5,459,219 is appropriated out of the general
14 fund, \$550,000 is appropriated out of cash funds exempt received
15 from various departments for audits, \$500,000 is appropriated out
16 of cash funds exempt received from the department of human
17 services for evaluation of the works program pursuant to section
18 26-2-723, Colorado Revised Statutes, and \$103,757 is
19 appropriated out of cash funds exempt received from the agencies
20 audited under the provisions of tobacco settlement programs
21 pursuant to section 2-3-113 (7), Colorado Revised Statutes.

22
23 ^{3/} In addition, it is anticipated that, during the 2003-04 fiscal year,
24 the tax levy on civil actions provided for in section 2-5-119,
25 Colorado Revised Statutes, will return approximately \$250,000 to
26 the general fund to offset expenses of the revision of statutes by
27 the office of legislative legal services.

28
29 **SECTION 3. Effective date.** This act shall take effect upon
30 passage; except that section 1 of this act shall take effect only if the
31 amendment to section 24-50-104 (4) (d), Colorado Revised Statutes,
32 specifying that the recommended changes in state contributions for group
33 benefit plans shall be effective January 1 of the next fiscal year as
34 contained in House Bill 03-1316 is not enacted at the First Regular
35 Session of the Sixty-fourth General Assembly and does not become law,
36 and section 2 of this act shall take effect only if the amendment to section
37 24-50-104 (4) (d), Colorado Revised Statutes, specifying that the
38 recommended changes in state contributions for group benefit plans shall
39 be effective January 1 of the next fiscal year as contained in House Bill
40 03-1316 is enacted at the First Regular Session of the Sixty-fourth
41 General Assembly and becomes law."

42
43 Renumber succeeding section accordingly.

44
45
46
47
48 **TRANSPORTATION & ENERGY**

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

51
52 **SB03-267** be referred to the Committee of the Whole with favorable
53 recommendation.

54
55

1 **SB03-272** 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 8, strike "PLACARDS,";
6
7 line 10, strike "PLACARD,";
8
9 line 12, strike "PLACARDS,".

10
11 Page 3, line 7, strike "PLACARDS,";
12
13 strike lines 16 through 19 and substitute the following:
14

15 "(IV) TWO DOLLARS AND TWENTY CENTS FOR THE ISSUANCE OF A
16 REPLACEMENT REGISTRATION AND ELEVEN CENTS FOR EITHER A YEAR TAB
17 THAT IS NOT STUFFED AND MAIL READY OR A MONTH TAB, WHICH TABS ARE
18 ISSUED PURSUANT TO THIS SECTION OR SECTION 42-3-115;
19

20 (V) TWO DOLLARS AND TWENTY CENTS FOR THE ISSUANCE OF A
21 REPLACEMENT REGISTRATION AND TWENTY-TWO CENTS FOR A YEAR TAB
22 THAT IS NOT STUFFED AND MAIL READY AND A MONTH TAB, WHICH TABS
23 ARE ISSUED PURSUANT TO THIS SECTION OR SECTION 42-3-115;"

24
25 Page 4, strike lines 3 and 4.

26
27 Renumber succeeding subparagraph accordingly.

28
29 Page 4, line 8, after "SHALL", insert "NOT".
30

31 Page 9, strike lines 1 and 2 and substitute the following:
32 "out of any moneys in the license plate cash fund created in section
33 42-3-113 (6), Colorado Revised Statutes, not".
34

DELIVERY OF BILL TO GOVERNOR

35
36
37
38
39 The Chief Clerk of the House of Representatives reports the following
40 bill has been delivered to the Office of the Governor: **HB03-1160** at
41 1:16 p.m., April 10, 2003.
42

MESSAGE FROM THE GOVERNOR

43
44
45
46
47 I certify I received the following on the 10th day of April, 2003, at
48 10:30 a.m. The original is on file in the records of the House of
49 Representatives of the General Assembly.
50

51 Judith Rodrigue,
52 Chief Clerk of the House

53 April 9, 2003
54

55 To the Honorable
56 House of Representatives

1 Sixty-fourth General Assembly
2 First Regular Session
3 Denver, CO 80203

4

5 Ladies and Gentlemen:

6

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

9

10 **HB03-1077** Concerning The Establishment Of A Process For The
11 Resolution Of Disputes Among Local Governments
12 Arising Out Of A Petition For Annexation Of Land That
13 Is Located Within The Boundaries Of A Development
14 Plan Entered Into By Local Governments Through
15 Intergovernmental Agreement.

16

17 Approved April 9, 2003 at 4:22 P.M.

18

19 Sincerely,
20 (signed)
21 Bill Owens
22 Governor

23

24

25

26 On motion of Representative King, **SB03-260, 261, 262, 263, 266, 271,**
27 **273, 274, 275, 276, 277, 278, 279, 280, 284, 285, 286, 287, 288, 290,**
28 **296, 297, 299, 302, 305, 246, 259, 267, 269, 291, 295, 300, 282, 272,**
29 **292, 265, 268** were added to the Special Orders calendar on Thursday,
30 April 10, 2003.

31

32

33 On motion of Representative Rhodes, the House resolved itself into
34 Committee of the Whole for consideration of Special Orders and she was
35 called to the Chair to act as Chairman.

36

37

38

SPECIAL ORDERS--SECOND READING OF BILLS

39

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

44

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

47

48 **HB03-1178** by Representative(s) Vigil, Coleman, Frangas, Butcher,
49 Salazar, Sanchez; also Senator(s) Tapia, Sandoval--
50 Concerning in-state tuition for a student who has attended
51 school in Colorado for a specified period of time as of the
52 date the student receives a secondary school certificate.

53

54 Laid over until April 15, retaining place on Calendar.

55

1 **SB03-260** by Senator(s) Teck, Owen, Reeves; also Representative(s)
2 Plant, Witwer, Young--Concerning the registration of
3 wholesale food manufacturers, and, in connection
4 therewith, assessing a wholesale food manufacturing and
5 storage fee and making an appropriation.
6

7 Ordered revised and placed on the Calendar for Third Reading and Final
8 Passage.
9

10 **SB03-261** by Senator(s) Teck, Owen, Reeves; also Representative(s)
11 Witwer, Plant, Young--Concerning fees assessed for the
12 costs of administering programs in the department of local
13 affairs, and, in connection therewith, increasing certain
14 fees collected by the bond allocations committee, the
15 office of the property tax administrator, and the board of
16 assessment appeals, and making an appropriation.
17

18 Amendment No. 1, by Representative Spradley.
19

20 Amend reengrossed bill, page 3, line 3, strike "**balance.**" and substitute
21 "**balance -repeal.**";
22

23 line 13, after "(b)", insert "(I)";
24

25 after line 25, insert the following:
26

27 "(II) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JULY 1, 2005,
28 UNLESS THE DEPARTMENT'S AUTHORITY TO CHARGE AN ADMINISTRATIVE
29 FEE IS EXTENDED BY THE GENERAL ASSEMBLY ACTING BY BILL PRIOR TO
30 SAID DATE."
31

32 As amended, ordered revised and placed on the Calendar for Third
33 Reading and Final Passage.
34

35 **SB03-262** by Senator(s) Owen, Reeves, Teck; also Representative(s)
36 Witwer, Plant, Young--Concerning transfers of moneys
37 related to capital construction.
38

39 Ordered revised and placed on the Calendar for Third Reading and Final
40 Passage.
41

42 **SB03-263** by Senator(s) Owen, Reeves, Teck; also Representative(s)
43 Witwer, Plant, Young--Concerning when the annual state
44 contribution to the fire and police pension association to
45 assist in amortizing the unfunded accrued liability of old
46 hire pension plans shall be transferred, and, in connection
47 therewith, eliminating the state contribution to the old hire
48 pension plans for the 2003-04 and 2004-05 state fiscal
49 years, extending the state contribution through the 2011-
50 12 state fiscal year, and changing the date on which the
51 state makes the annual contribution to April 30, and
52 making an appropriation.
53

54 Ordered revised and placed on the Calendar for Third Reading and Final
55 Passage.
56

1 **SB03-266** by Senator(s) Reeves, Owen, Teck; also Representative(s)
2 Young, Plant, Witwer--Concerning the authority of the
3 department of health care policy and financing to charge
4 a nursing facility provider fee to certain medicaid
5 providers in order to establish nursing facility-related
6 programs, and, in connection therewith, establishing the
7 nursing facility quality of care grant program and the state
8 nursing facility service program for specified legal
9 immigrants, and making appropriations in connection
10 therewith.

11
12 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,
13 dated April 9, 2003, and placed in member's bill file; Report also printed
14 in House Journal, April 9, page 1539.

15
16 Amendment No. 2, by Representative Young.

17
18 Amend reengrossed bill, page 3, after line 23, insert the following:

19
20 "(c) THE STATE DEPARTMENT SHALL NOT COLLECT A FEE PURSUANT
21 TO THIS SUBSECTION (1) FOR PURPOSES OF THE STATE NURSING FACILITY
22 SERVICE PROGRAM, ESTABLISHED IN PART 2 OF ARTICLE 15 OF THIS TITLE,
23 UNLESS PART 2 OF ARTICLE 15 OF THIS TITLE IS IMPLEMENTED."

24
25 Page 6, line 16, strike "APRIL 1, 2003," and substitute "THE
26 IMPLEMENTATION DATE OF SENATE BILL 03-176, AS ENACTED AT THE FIRST
27 REGULAR SESSION OF THE SIXTY-FOURTH GENERAL ASSEMBLY,";

28
29 line 18, strike "OF" and substitute "FOR ANY";

30
31 line 19, strike "APRIL 1, 2003," and substitute "THE IMPLEMENTATION
32 DATE OF SENATE BILL 03-176, AS ENACTED AT THE FIRST REGULAR
33 SESSION OF THE SIXTY-FOURTH GENERAL ASSEMBLY,".

34
35 Page 8, after line 2, insert the following:

36
37 "**26-15-204. Implementation of part.** THIS PART 2 SHALL ONLY
38 BE IMPLEMENTED WHEN SENATE BILL 03-176, AS ENACTED AT THE FIRST
39 REGULAR SESSION OF THE SIXTY-FOURTH GENERAL ASSEMBLY, IS
40 IMPLEMENTED.";

41
42 line 3, strike "**26-15-204.**" and substitute "**26-15-205.**".

43
44 Amendment No. 3, by Representative Young.

45
46 Amend reengrossed bill, page 7, strike lines 14 through 16 and substitute
47 the following:

48
49 "NURSING FACILITY SERVICE PROGRAM UNLESS THE PROVIDER IS ELIGIBLE
50 TO RECEIVE PAYMENT FOR SUCH SERVICES UNDER ARTICLE 4 OF THIS
51 TITLE."

52
53 As amended, ordered revised and placed on the Calendar for Third
54 Reading and Final Passage.

55

- 1 **SB03-271** by Senator(s) Owen, Reeves, Teck; also Representative(s)
2 Young, Plant, Witwer--Concerning the augmentation of
3 the general fund through transfers of certain moneys.
4
- 5 Amendment No. 1, Finance Report, dated April 9, 2003, and placed in
6 member's bill file; Report also printed in House Journal, April 9,
7 pages 1537-1538.
8
- 9 As amended, ordered revised and placed on the Calendar for Third
10 Reading and Final Passage.
11
- 12 **SB03-276** by Senator(s) Reeves, Owen, Teck; also Representative(s)
13 Plant, Witwer, Young--Concerning cash funding of water
14 quality programs, and, in connection therewith, making
15 appropriations.
16
- 17 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,
18 dated April 9, 2003, and placed in member's bill file; Report also printed
19 in House Journal, April 10, pages 1555-1556.
20
- 21 As amended, ordered revised and placed on the Calendar for Third
22 Reading and Final Passage.
23
- 24 **SB03-278** by Senator(s) Reeves, Owen, Teck; also Representative(s)
25 Young, Plant, Witwer--Concerning the collection of a
26 water administration fee from users of adjudicated water
27 rights for allocation to the division of water resources,
28 and, in connection therewith, making an appropriation.
29
- 30 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,
31 dated April 10, 2003, and placed in member's bill file; Report also printed
32 in House Journal, April 10, pages 1547-1548.
33
- 34 Amendment No. 2, by Representative Hoppe, Young.
35
- 36 Amend reengrossed bill, page 3, line 25, after "ENGINEER", insert "MAY
37 DEFINE RELEVANT TERMS AND PROCEDURES AND".
38
- 39 As amended, ordered revised and placed on the Calendar for Third
40 Reading and Final Passage.
41
- 42 **SB03-279** by Senator(s) Owen, Reeves, Teck; also Representative(s)
43 Young, Plant, Witwer--Concerning limitations on the
44 provision of services in the medical assistance program.
45
- 46 Ordered revised and placed on the Calendar for Third Reading and Final
47 Passage.
48
- 49 **SB03-277** by Senator(s) Reeves, Owen, Teck; also Representative(s)
50 Plant, Witwer, Young--Concerning the inclusion of
51 amounts of salary reductions resulting from the
52 furloughing of certain members of the public employees'
53 retirement association when calculating the highest
54 average salary of such members for retirement purposes.
55

1 Amendment No. 1, by Representative Plant.

2

3 Amend reengrossed bill, page 2, strike lines 11 and 12 and substitute the
4 following:

5

6 "PAY DURING THE THREE MONTHS PRIOR TO THE EFFECTIVE DATE OF
7 RETIREMENT THE FULL MEMBER CONTRIBUTION UPON AND BE";

8

9 line 14, strike "ANNUAL" and substitute "AVERAGE";

10

11 strike line 22 and substitute the following:

12

13 "(II) EACH EMPLOYER SHALL FORWARD TO THE ASSOCIATION A
14 LIST OF ITS RETIRED EMPLOYEES WHO HAD A FURLOUGH FROM JULY 1,
15 2002, THROUGH JUNE 30, 2003. THE LIST SHALL SHOW THE AMOUNT OF
16 PAY REDUCTION THAT RESULTED FROM THE FURLOUGH OF SUCH EMPLOYEE
17 FOR EACH MONTH DURING THAT PERIOD. THE RETIREE MAY PAY THE
18 MEMBER CONTRIBUTION ON SUCH AMOUNT IN FULL WITHIN THIRTY DAYS
19 OF THE DATE THE ASSOCIATION NOTIFIES THE RETIREE OF THE AMOUNT
20 DUE. IF THE EMPLOYEE PAYS THAT CONTRIBUTION, THEN THE EMPLOYER
21 SHALL FORWARD TO THE ASSOCIATION THE FULL AMOUNT OF THE
22 EMPLOYER CONTRIBUTION ON THE AMOUNT OF PAY REDUCTION WITHIN
23 TEN BUSINESS DAYS FOLLOWING NOTICE BY THE ASSOCIATION OF THE
24 AMOUNT DUE PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH (d).
25 UPON RECEIPT OF BOTH CONTRIBUTIONS, THE ASSOCIATION SHALL
26 INCLUDE THE AMOUNT OF PAY REDUCTION THAT RESULTED FROM THE
27 FURLOUGH FOR THE PERIOD USED IN THE CALCULATION OF HIGHEST
28 AVERAGE SALARY."

29

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

32

33

34 **SB03-280** by Senator(s) Teck, Owen, Reeves; also Representative(s)
35 Witwer, Plant, Young--Concerning the hazardous
36 substance response fund, and, in connection therewith,
37 making an appropriation.

38

39 Ordered revised and placed on the Calendar for Third Reading and Final
40 Passage.

41

42

43 **SB03-284** by Senator(s) Teck, Owen, Reeves; also Representative(s)
44 Young, Plant, Witwer--Concerning the reduction of the
45 period of mandatory juvenile parole, and making an
46 appropriation in connection therewith.

47

48 Amendment No. 1, Judiciary Report, dated April 8, 2003, and placed in
49 member's bill file; Report also printed in House Journal, April 9,
50 page 1513.

51

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

54

55

1 **SB03-285** by Senator(s) Owen, Reeves, Teck; also Representative(s)
2 Young, Plant, Witwer--Concerning the reduction of the
3 statutorily required general fund reserve for the 2002-03
4 state fiscal year due to a revenue shortfall.
5

6 Ordered revised and placed on the Calendar for Third Reading and Final
7 Passage.
8

9 **SB03-286** by Senator(s) Reeves, Owen, Teck; also Representative(s)
10 Plant, Witwer, Young--Concerning a limitation on the
11 number of juvenile detention beds in the state of Colorado,
12 and, in connection therewith, creating a working group to
13 manage the use of juvenile detention beds within the
14 limitation and making an appropriation.
15

16 Amendment No. 1, Judiciary Report, dated April 8, 2003, and placed in
17 member's bill file; Report also printed in House Journal, April 9,
18 pages 1513-1514.
19

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

23 **SB03-287** by Senator(s) Teck, Owen, Reeves; also Representative(s)
24 Witwer, Plant, Young--Concerning an increase in the
25 annual license fees paid by health facilities, and making an
26 appropriation therefor.
27

28 Ordered revised and placed on the Calendar for Third Reading and Final
29 Passage.
30

31 **SB03-288** by Senator(s) Owen, Reeves, Teck; also Representative(s)
32 Witwer, Plant, Young--Concerning limitations on the
33 provision of private duty nursing services under medical
34 assistance, and making an appropriation in connection
35 therewith.
36

37 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,
38 dated April 9, 2003, and placed in member's bill file; Report also printed
39 in House Journal, April 9, page 1540.
40

41 Amendment No. 2, by Representative Witwer.
42

43 Amend the Health, Environment, Welfare, and Institutions Committee
44 Report, dated April 9, 2003, page 2, strike lines 4 through 9 and substitute
45 the following:
46

47 "premiums, shall be decreased by nine hundred ninety-one thousand one
48 hundred eighty-eight dollars (\$991,188). Of said sum, four hundred
49 ninety-five thousand five hundred ninety-four dollars (\$495,594) shall be
50 from the general fund and four hundred ninety-five thousand five hundred
51 ninety-four dollars (\$495,594) shall be from federal funds."
52

53 Amendment No. 3, by Representatives Stengel, Hefley, Clapp,
54 Spradley, Stafford.
55

56 Amend reengrossed bill, page 3, strike line 19, and substitute the

1 following:

2

3 "date; except that, this act shall not take effect if Senate Bill 03-107, as
4 enacted at the First Regular Session of the Sixty-fourth General
5 Assembly, becomes law.".

6

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

9

10 **SB03-290** by Senator(s) Owen, Reeves, Teck; also Representative(s)
11 Young, Plant, Witwer--Concerning the authority of the
12 board of parks and outdoor recreation regarding its budget,
13 and, in connection therewith, allowing the board to
14 establish fees by rule and creating a stores revolving fund.

15

16 Amendment No. 1, Finance Report, dated April 9, 2003, and placed in
17 member's bill file; Report also printed in House Journal, April 9,
18 pages 1538-1539.

19

20 Amendment No. 2, by Representative Spradley.

21

22 Amend the Finance Committee Report, dated April 9, 2003, page 1, strike
23 line 1 and substitute the following:

24

25 "Amend reengrossed bill, page 2, line 3, strike "amended" and substitute
26 "amended, and the said 33-10-111 (5) is further amended BY THE
27 ADDITION OF A NEW PARAGRAPH,";

28

29 line 5, strike "**highways.**" and substitute "**highways - repeal.**";

30

31 line 15, after "COMMITTEE,", insert "THE";

32

33 strike lines 4 through 7 of the committee report and substitute the
34 following:

35

36 "after line 18, insert the following:

37

38 "(c) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JULY 1, 2004.".

39

40 Page 3, line 3, strike "**fees.**" and substitute "**fees - repeal.**";

41

42 strike lines 21 through 23 and substitute the following:

43

44 "(3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2004.".

45

46 Amendment No. 3, by Representative Young.

47

48 Amend the Finance Committee Report, dated April 9, 2003, page 2, line
49 2, strike "APPROPRIATION IN" and substitute "APPROPRIATION.".

50

51 strike line 3.

52

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

55

1 **SB03-296** by Senator(s) Reeves, Owen, Teck; also Representative(s)
 2 Young, Plant, Witwer--Concerning the diversion of the
 3 unemployment tax surcharge from the unemployment
 4 compensation fund to the general fund.

5
 6 Ordered revised and placed on the Calendar for Third Reading and Final
 7 Passage.

8
 9 **SB03-297** by Senator(s) Owen, Reeves, Teck; also Representative(s)
 10 Plant, Witwer, Young--Concerning a reduction in the level
 11 of funding provided from the state general fund for certain
 12 activities of the department of agriculture, and, in
 13 connection therewith, creating an inspection and consumer
 14 services cash fund and granting authority to the
 15 agricultural commission to set fees for the support of such
 16 activities and making an appropriation.

17
 18 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,
 19 dated April 9, 2003, and placed in member's bill file; Report also printed
 20 in House Journal, April 10, pages 1548-1550.

21
 22 Amendment No. 2, by Representative Spradley.

23
 24 Amend the Agriculture, Livestock, and Natural Resources Committee
 25 report, dated April 9, 2003, page 2, strike lines 15 and 16 and substitute
 26 the following:

27
 28 "Page 10, line 16, after "(4)", insert "(a)";

29
 30 line 19, strike "35-1-106.5." and substitute "35-1-106.5 OR, ON OR AFTER
 31 JULY 1, 2005, TO THE GENERAL FUND.";

32
 33 after line 19, insert the following:

34
 35 "(b) FEES ESTABLISHED PURSUANT TO THIS SECTION SHALL BE
 36 SUBJECT TO APPROVAL BY THE GENERAL ASSEMBLY AS FOLLOWS:

37
 38 (I) ON OR BEFORE FEBRUARY 15 OF EACH YEAR, THE COMMISSION
 39 SHALL SUBMIT A LIST OF ALL SUCH FEES TO THE GENERAL ASSEMBLY.

40
 41 (II) ON OR BEFORE APRIL 1 OF EACH YEAR, THE LIST SHALL BE
 42 APPROVED, OR APPROVED AS AMENDED, BY A JOINT RESOLUTION SIGNED
 43 BY THE GOVERNOR."."

44
 45 As amended, ordered revised and placed on the Calendar for Third
 46 Reading and Final Passage.

47
 48 **SB03-299** by Senator(s) Owen, Reeves, Teck; also Representative(s)
 49 Young, Plant, Witwer--Concerning a reduction in the
 50 transfer of specified tax revenue to the supplemental old
 51 age pension health and medical care fund, and making an
 52 appropriation in connection therewith.

53
 54 Ordered revised and placed on the Calendar for Third Reading and Final
 55 Passage.

56

1 **SB03-302** by Senator(s) Reeves, Owen, Teck; also Representative(s)
2 Plant, Witwer, Young--Concerning the repeal of annual
3 gathering of statistical information by the division of
4 insurance regarding the workers' compensation system of
5 Colorado, and making an appropriation therefor.
6

7 Amendment No. 1, by Representative Larson.
8

9 Amend reengrossed bill, strike everything below the enacting clause and
10 substitute the following:
11

12 "SECTION 1. 8-44-113 (1) (a) and (1) (c) and the introductory
13 portion to 8-44-113 (4) (b), Colorado Revised Statutes, are amended to
14 read:
15

16 **8-44-113. Data from insurance carriers and self-insured**
17 **employers related to workers' compensation - studies related to**
18 **workers' compensation system.** (1) (a) BEGINNING JULY 1, 2005, the
19 director shall work with the commissioner of insurance, who shall
20 promulgate rules for the purpose of collecting data and statistics regarding
21 the workers' compensation system of Colorado and insurance companies
22 covering such risk. The ~~regulations~~ RULES shall provide for the collection
23 of statistics from licensed insurance carriers and Pinnacol Assurance
24 concerning the costs of providing benefits pursuant to articles 40 to 47 of
25 this title. The data collected pursuant to this paragraph (a) shall be for the
26 confidential use of the commissioner and employees of the division of
27 insurance. Any person who releases confidential data obtained under this
28 paragraph (a) commits a class 2 misdemeanor and shall be punished as
29 provided in section 18-1.3-501, C.R.S.
30

31 (c) BEGINNING JULY 1, 2005, the commissioner of insurance shall
32 have the authority to suspend or revoke the license or authority of any
33 insurance carrier who does not fully comply with the commissioner's data
34 collection ~~regulations~~ RULES promulgated pursuant to this section.
35

36 (4) (b) BEGINNING JULY 1, 2005, the executive director annually
37 shall collect data from self-insured employers comparable to the data
38 collected from insurers by the commissioner of insurance for purposes of
39 updating the 1993 Colorado workers' compensation closed claim study.
40 The general assembly intends that this data collection requirement be no
41 more burdensome than necessary and that each element of the data
42 collected and all elements of data be no more inclusive than the
43 corresponding element of data and all elements collected by the
44 commissioner of insurance. In addition:
45

46 **SECTION 2. Appropriation - adjustments in 2003 long bill.**
47 For the implementation of this act, appropriations made in the annual
48 general appropriation act for the fiscal year beginning July 1, 2003, shall
49 be adjusted as follows: The appropriation to the department of regulatory
50 agencies, division of insurance, for workers' compensation studies, is
51 decreased by sixty-seven thousand seven hundred twenty-five dollars
52 (\$67,725) cash funds exempt. Said amount shall be from reserves in the
53 workers' compensation cash fund created in section 8-44-112 (7),
54 Colorado Revised Statutes.
55

56 **SECTION 3. Safety clause.** The general assembly hereby finds,

1 determines, and declares that this act is necessary for the immediate
2 preservation of the public peace, health, and safety."
3

4 Page 1, line 101, after "**THE**", insert "**TEMPORARY**".
5

6 As amended, ordered revised and placed on the Calendar for Third
7 Reading and Final Passage.
8

9 **SB03-305** by Senator(s) Anderson, Andrews, Fitz-Gerald; also
10 Representative(s) King, Spradley, Veiga--Concerning
11 payment of expenses of the legislative department, and
12 making an appropriation in connection therewith.
13

14 Amendment No. 1, Appropriations Report, dated April 10, 2003, and
15 placed in member's bill file; Report also printed in House Journal,
16 April 10, pages 1552-1553.
17

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

21 On motion of Representative King, the remainder of the Special Orders
22 Calendar (**SB03-273, 274, 275, 246, 259, 267, 269, 291, 295, 300, 282,**
23 **272, 292, 265, 268**) was laid over until April 11, retaining place on
24 Calendar.
25

27 ADOPTION OF COMMITTEE OF THE WHOLE REPORT

28
29 Passed Second Reading: **SB03-260, 261 amended, 262, 263,**
30 **266 amended, 271 amended, 276 amended, 278 amended, 279,**
31 **277 amended, 280, 284 amended, 285, 286 amended, 287,**
32 **288 amended, 290 amended, 296, 297 amended, 299, 302 amended,**
33 **305 amended.**
34

35 Laid over until date indicated retaining place on Calendar:
36 **SB03-273, 274, 275, 246, 259, 267, 269, 291, 295, 300, 282, 272, 292,**
37 **265, 268--April 11, 2003.**
38 **HB03-1178--April 15, 2003.**
39

40 The Chairman moved the adoption of the Committee of the Whole
41 Report. As shown by the following roll call vote, a majority of those
42 elected to the House voted in the affirmative, and the Report was
43 **adopted.**
44

45	YES	63	NO	00	EXCUSED	01	ABSENT	01
46	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
47	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
48	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
49	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
50	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
51	Butcher	Y	Hodge	Y	Mitchell	Y	Tochtrop	Y
52	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
53	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
54	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	-
55	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
56	Cloer	Y	King	Y	Rhodes	Y	White	Y

1	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
2	Crane	Y	Lee	E	Romanoff	Y	Williams S.	Y
3	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
4	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
5	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
6							Speaker	Y

DELIVERY OF BILLS TO GOVERNOR

10
11 The Chief Clerk of the House of Representatives reports the following
12 bills have been delivered to the Office of the Governor: **HB03-1006,**
13 **1008** at 2:46 p.m., April 10, 2003.

MESSAGES FROM THE SENATE

17
18 Madam Speaker:

19
20 The Senate has passed on Third Reading and transmitted to the Revisor of
21 Statutes:

22
23 SB03-082, amended as printed in Senate Journal, April 9, page 974,
24 SB03-019, amended as printed in Senate Journal, April 9, pages 974-975,
25 SB03-033, amended as printed in Senate Journal, April 9, pages 975-976,
26 SB03-167, amended as printed in Senate Journal, April 9, page 976,
27 SB03-022, amended as printed in Senate Journal, April 9, page 976,
28 SB03-049, amended as printed in Senate Journal, April 9, page 976,
29 SB03-239, amended as printed in Senate Journal, April 9, page 976,
30 SB03-103, amended as printed in Senate Journal, April 9, page 976-977,
31 SB03-076, amended as printed in Senate Journal, April 9, page 977,
32 SB03-005, amended as printed in Senate Journal, April 9, page 977,
33 SB03-230, amended as printed in Senate Journal, April 9, page 977,
34 HB03-1140, amended as printed in Senate Journal, April 9, 2003,
35 pages 973-974, and on Third Reading in Senate Journal, April 10.

37
38 The Senate has adopted and returns herewith: HJR03-1032, 1020, 1047,
39 HJR03-1041, amended as printed in Senate Journal, April 10.

40
41 The Senate has adopted and transmits herewith: SJM03-002, 004,
42 SJM03-001, amended as printed in Senate Journal, April 8, page 943.

44
45 The Senate has voted not to concur in House Amendments to SB03-088 and
46 requests that a Conference Committee be appointed. The President appointed
47 Senators Chlouber, Chm., Evans, and Linkhart as members of the First
48 Conference Committee on the part of the Senate. The bill is transmitted
49 herewith.

50
51 The Senate voted to concur in House amendments to SB03-044, 079, 241, and
52 repassed the bills as amended.

54
55 The Senate has postponed indefinitely HB03-1325. The bill is returned
56 herewith.

MESSAGE FROM THE REVISOR

We herewith transmit:

Without comment, as amended, SB03-082, 019, 033, 167, 022, 049, 239, 103, 076, 005, 230 and HB03-1140.

APPOINTMENTS TO CONFERENCE COMMITTEES

The Speaker appointed Representatives Clapp, Chairman, Stafford and Frangas as House conferees to the First Conference Committee on **HB03-1172**.

Pursuant to a request from the Senate, the Speaker appointed House conferees to the First Conference Committees as follows:
SB03-007--Representatives Harvey, Chairman, Pommer, Berry
SB03-088--Representatives Lee, Chairman, Smith, Plant

LAY OVER OF CALENDAR ITEMS

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

Consideration of General Orders--**HB03-1311, 1132, 1247, 1344, 1123, 1317, 1210, 1213, 1280, HCR03-1003, HB03-1105**.
Consideration of Conference Committee Report--**SB03-226**.
Consideration of Resolutions--**HJR03-1029, 1037, 1038, 1040, 1042, 1043, SJR03-030, HJR03-1049, 1050, HR03-1016**.
Consideration of Senate amendments--**HB03-1197, 1001**.

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

Approved:

LOLA SPRADLEY,
Speaker

Attest:

JUDITH RODRIGUE,
Chief Clerk