

SENATE JOURNAL
Sixty-fourth General Assembly
STATE OF COLORADO
First Regular Session

One-hundred-fourth Legislative Day Monday, April 21, 2003

- Prayer By the chaplain, Dr. James Diehl.
- Pledge By Senator Groff.
- Call to Order By the President at 10:00 a.m.
- Roll Call Present--34.
Absent/Excused--1; Taylor.
Present later--Taylor.
- Quorum The President announced a quorum present.
- Reading of Journal On motion of Senator Johnson, reading of the Journal of April 18, 2003 was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB03-009**

**THIS REPORT AMENDS THE
REREVISED BILL**

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on SB03-009,
concerning fingerprint-based criminal history record checks for
emergency medical technician certificate applicants, has met and reports
that it has agreed upon the following:

1. That the Senate accede to the House amendments made to the
bill, as the amendments appear in the rerevised bill.

2. That, under the authority granted the committee to consider
matters not at issue between the two houses, the following amendments
be recommended:

Amend rerevised bill, page 4, line 23, after "A", insert "SUBSEQUENT" and
strike "CHECK AT" and substitute "CHECK.";

strike line 24.

Page 5, line 8, after "A", insert "SUBSEQUENT" and strike "CHECK AT" and
substitute "CHECK.";

strike line 9.

Respectfully submitted,

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SB03-009

Senate Committee:	House Committee:	1
(signed)	(signed)	2
Senator Johnson, Chairman	Representative Mitchell, Chairman	3
Senator Kester	Representative Fritz	4
Senator Tupa	Representative Coleman	5

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB03-297

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on SB03-297, concerning a reduction in the level of funding provided from the state general fund for certain activities of the department of agriculture, and, in connection therewith, creating an inspection and consumer services cash fund and granting authority to the agricultural commission to set fees for the support of such activities and making an appropriation, has met and reports that it has agreed upon the following:

That the Senate accede to the House amendments made to the bill, as said amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 3, line 5, strike "SUBJECT TO APPROVAL BY THE GENERAL";

strike lines 6 through 11 and substitute the following:

"REPORTED, ON OR BEFORE DECEMBER 1 OF EACH YEAR, TO THE AGRICULTURE, NATURAL RESOURCES AND ENERGY COMMITTEE OF THE SENATE AND THE AGRICULTURE, LIVESTOCK, AND NATURAL RESOURCES COMMITTEE OF THE HOUSE OF REPRESENTATIVES."

Page 11, strike lines 13 through 19 and substitute the following:

"(b) FEES ESTABLISHED PURSUANT TO THIS SECTION SHALL BE REPORTED, ON OR BEFORE DECEMBER 1 OF EACH YEAR, TO THE AGRICULTURE, NATURAL RESOURCES AND ENERGY COMMITTEE OF THE SENATE AND THE AGRICULTURE, LIVESTOCK, AND NATURAL RESOURCES COMMITTEE OF THE HOUSE OF REPRESENTATIVES."

Respectfully submitted,

Senate Committee:	House Committee:
(signed)	(signed)
Senator Owen, Chairman	Representative Young, Chairman
Senator Teck	Representative Witwer
Senator Reeves	Representative Plant

MESSAGE FROM THE HOUSE

April 18, 2003
Mr. President:

In response to the request of the Senate for the recall of HB03-1224, the bill is transmitted herewith.

INTRODUCTION OF RESOLUTION

The following resolution was read by title:

HJR03-1029 by Representative(s) Clapp, Cadman, Frangas, Harvey, Hefley, Jahn, Judd, King, May M., Rhodes, Schultheis, Smith, Stafford, Wiens; also Senator(s) Johnson S.--Concerning Foster Care Month.

Laid over one day under Senate Rule 30(e).

INTRODUCTION OF BILLS--FIRST READING

The following bills were read by title and referred to the committees indicated:

SB03-333 by Senator(s) May R.; also Representative(s) Berry--Concerning the use of electronic formats in the enforcement of traffic law.
Transportation

SB03-334 by Senator(s) Grossman; --Concerning the period in which an application for the property tax exemption for qualifying seniors may be filed.
Finance

SENATE SERVICES REPORT

Senate Services Correctly engrossed: SB03-307, 308;
SJR03-032, 041;
SR03-017.

Correctly reengrossed: SB03-073, 087.

Correctly revised: HB03-1073, 1163, 1330;
HJR03-1016, 1017, 1033.

Correctly rerevised: HB03-1322.

Correctly enrolled: SB03-305.

To the Governor for signature on Friday, April 18, 2003, at 8:50 a.m.,
SB03-015, 044, 056, 079, 102, 107, 120, 233, 241.

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The President has signed: HB03-1161.

The President has signed: SB03-305.

On motion of Senator Anderson, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolution: **SJR03-033**.

CONSIDERATION OF RESOLUTION--SJR03-033

SJR03-033 by Senator(s) Jones, May R.; also Representative(s) Sinclair--Concerning honoring the Tuskegee Airmen.

On motion of Senator Jones, the resolution was read at length and **adopted** by the following roll call vote:

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SJR03-033

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	Y	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

Co-sponsors added: Anderson, Andrews, Arnold, Cairns, Chlouber, Dyer, Entz, Evans, Fitz-Gerald, Gordon, Groff, Grossman, Hagedorn, Hanna, Hillman, Isgar, Johnson, Keller, Kester, Lamborn, Linkhart, McElhany, Nichol, Owen, Phillips, Reeves, Sandoval, Takis, Tapia, Taylor, Teck, Tupa, and Windels.

THIRD READING--FINAL PASSAGE OF BILLS

On Third Reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

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

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	Y	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsors added: Arnold, Cairns, Isgar, Lamborn, Nichol, and Teck.

HB03-1073 by Representative(s) Smith; also Senator(s) Entz--Concerning clarification of the types of aircraft that are exempt from the excise tax imposed on gasoline in Colorado.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	Y	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsors added: Isgar, Taylor, and Teck.

HB03-1330 by Representative(s) Stengel; also Senator(s) Dyer--Concerning measures to ensure compliance with existing statutory provisions that govern tobacco escrow funds.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	Y	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsors added: Groff.

SB03-307 by Senator(s) Cairns; also Representative(s) Mitchell--Concerning the continuation of the requirement that the state individual income tax return form include a line whereby an individual taxpayer may make a contribution to the Colorado special olympics fund.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	Y	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsors added: Groff, Hanna, and Sandoval.

SB03-308 by Senator(s) May R., Anderson; also Representative(s) Witwer--Concerning the use of advanced technology fund moneys.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	Y	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsors added: Entz, Evans, Groff, Grossman, Hanna, Hillman, Isgar, Kester, Taylor, Teck, and Tupa.

HB03-1163 by Representative(s) Marshall; also Senator(s) Takis--Concerning administrative changes to the operation of CoverColorado, and, in connection therewith, directing to CoverColorado a portion of the premium tax, fines, and penalties collected by the division of insurance from health insurers authorized to conduct business in Colorado.

A majority of those elected to the Senate having voted in the affirmative, Senator Takis was given permission to offer a Third Reading amendment.

Third Reading Amendment No. 1(L.008), by Senator Takis.

Amend revised bill, page 4, line 27, strike "(1.5) (f)".

Page 6, strike lines 5 through 10;

after line 17, insert the following:

"SECTION 7. Repeal. 10-8-530 (1.5) (f), Colorado Revised Statutes, is repealed."

Renumber succeeding sections accordingly.

A majority of all members elected to the Senate having voted in the affirmative, the amendment was declared **adopted**.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	Y	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsors added: Fitz-Gerald, Hagedorn, Nichol, and Phillips.

RECALL OF HB03-1263

Senator Anderson moved for recall of **HB03-1263** from the House of Representatives for purpose of reconsideration. The motion was passed by unanimous consent. The bill was ordered recalled.

Committee of the Whole

On motion of Senator Hillman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills and Senator Hillman was called to the Chair to act as Chairman.

GENERAL ORDERS--SECOND READING OF BILLS

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

SB03-232 by Senator(s) Chlouber; --Concerning the office of consumer counsel.

Laid over until May 8, 2003.

- SB03-244** by Senator(s) Cairns, Lamborn, Andrews; also Representative(s) Schultheis--Concerning an exemption for all business personal property. 1
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Laid over until Tuesday, April 22, retaining its place on the calendar. 4
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- 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. 6
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Laid over until Tuesday, April 22, retaining its place on the calendar. 10
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- SB03-236** by Senator(s) Dyer, Andrews, Hagedorn, Hillman; also Representative(s) Hoppe, Briggs, Brophy, Cadman, Clapp, Decker, Fritz, Hall, Harvey, Hefley, Johnson R., King, McCluskey, Sinclair, Stengel, Weddig--Concerning an authorization of the issuance of voter-approved revenue bonds for the purpose of financing water infrastructure projects by the state, and, in connection therewith, excluding revenues derived from bond proceeds and projects financed by bonds from state fiscal year spending. 12
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Laid over until Tuesday, April 22, retaining its place on the calendar. 19
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- SB03-312** by Senator(s) McElhany; also Representative(s) Fairbank--Concerning clarification that offering a fee-for-service dental plan for which premiums are not charged shall not be considered transacting the business of insurance. 21
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Ordered engrossed and placed on the calendar for Third Reading and Final Passage. 25
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- SB03-077** by Senator(s) Jones, Chlouber, Entz, Johnson S., Lamborn, May R., Andrews, Cairns, Evans, Kester; --Concerning a pilot program to provide financial assistance to families of students attending poorly performing public schools. 27
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Amendment No. 1, Education Committee Amendment. 31
(Printed in Senate Journal, January 31, pages 214-215 and placed in members' bill files.) 32
33
Amendment No. 2, Appropriations Committee Amendment. 34
(Printed in Senate Journal, April 15, page 1034 and placed in members' bill files.) 35
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As amended, declared **LOST** on Second Reading. 37
(For further action, see Amendment to the Report of the Committee of the Whole.) 38
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- SB03-257** by Senator(s) Andrews; --Concerning additional purposes related to the sales tax levied by the regional transportation district for which the registered electors within the geographical boundaries of the district may use the initiative process. 40
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Laid over until Tuesday, April 22, retaining its place on the calendar. 44
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- HB03-1274** by Representative(s) Mitchell; also Senator(s) Arnold--Concerning modifications to the program under which the state treasurer makes loans to school districts with general fund cash deficits. 46
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Laid over until Tuesday, April 22, retaining its place on the calendar. 50
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- SB03-251** by Senator(s) Hagedorn, Hillman, Isgar, Johnson S., McElhany; also Representative(s) Mitchell, Carroll, McFadyen, Stafford--Concerning a prohibition on the use by local governments of amortization to eliminate nonconforming uses of property. 52
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Laid over until Tuesday, April 22, retaining its place on the calendar. 56
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- SB03-310** by Senator(s) Evans; also Representative(s) Smith--Concerning estate planning. 58
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Amendment No. 1(L.003), by Senator Dyer. 60
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Amend printed bill, page 16, strike lines 5 through 27. 62
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Page 17, strike lines 1 through 21. 64
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Renumber succeeding sections accordingly. 66
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SB03-310

As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.

The remaining bills were laid over until later in the day, April 21: HB03-1191, HB03-1292, HB03-1249, SB03-255, HB03-1040, SB03-324, HB03-1089, HB03-1244, HB03-1130, HB03-1137, SB03-315, HB03-1021, HB03-1170, SB03-309.

AMENDMENT TO THE REPORT OF THE COMMITTEE OF THE WHOLE

Senator Jones moved to amend the Report of the Committee of the Whole to show that **SB03-077**, as amended, was laid over to Tuesday, April 22, retaining its place on the calendar.

A majority of all members elected to the Senate having voted in the affirmative, the amendment to the Report of the Committee of the Whole was declared **adopted**.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hillman, the Report of the Committee of the Whole was adopted and, a majority of all members elected to the Senate having voted in the affirmative, the following action was taken:

Passed on Second Reading: SB03-312, SB03-310 as amended.
Laid over until later in the day, April 21: HB03-1191, HB03-1292, HB03-1249, SB03-255, HB03-1040, SB03-324, HB03-1089, HB03-1244, HB03-1130, HB03-1137, SB03-315, HB03-1021, HB03-1170, SB03-309.
Laid over until Tuesday, April 22: SB03-244, HB03-1314, SB03-236, SB03-257, HB03-1274, SB03-251, SB03-077 as amended.
Laid over until May 8, 2003: SB03-232.

RECONSIDERATION OF HB03-1224

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

Senator Anderson moved for reconsideration of **HB03-1224**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

RECONSIDERATION OF THE FIRST REPORT OF THE FIRST CONFERENCE COMMITTEE TO HB03-1224

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

Senator Anderson moved for reconsideration of the First Report of the First Conference Committee to **HB03-1224**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration of the First Report of the First Conference Committee on **HB03-1224** was granted.

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HB03-1224

Senator Anderson moved to **reject** the First Report of the First Conference Committee on **HB03-1224**, as printed in Senate Journal, April 15, pages 1025-1026, and that a Second Conference Committee be formed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**.

MESSAGE FROM THE HOUSE

April 21, 2003
Mr. President:

The House has adopted and transmits herewith HJR03-1040, as printed in House Journal, March 27, pages 1313-1314.

The House has passed on Third Reading and transmitted to the Revisor of Statutes
 HB03-1123, amended as printed in House Journal, April 18, page 1765.
 HB03-1317, amended as printed in House Journal, April 18, pages 1771-1772.
 HB03-1188, amended as printed in House Journal, April 18, pages 1765-1770.
 HB03-1210, amended as printed in House Journal, April 18, pages 1770-1771.
 HB03-1213, amended as printed in House Journal, April 18, page 1771.
 HB03-1345, amended as printed in House Journal, April 18, page 1772.
 HB03-1339, amended as printed in House Journal, April 18, page 1773.
 HB03-1323, amended as printed in House Journal, April 18, page 1773.
 HB03-1316, amended as printed in House Journal, April 18, page 1773.

In response to the request of the Senate for recall of HB03-1263, the bill is transmitted herewith.

The House has adopted and returns herewith SJR03-033.

In response to the request of the Senate, the Speaker has appointed Representatives Young, chairman, Witwer, and Plant as House conferees on the First Conference Committee on SB03-271.

The House has voted to authorize the House conferees on the First Conference Committee on SB03-271 to consider matters not at issue between the two houses.

The House has voted to authorize the House conferees on the First Conference Committee on SB03-291 to consider matters not at issue between the two houses.

APPOINTMENTS TO CONFERENCE COMMITTEES

The President appointed Senators Teck, Chairman, Entz, and Nichol as Senate Conferees on the First Conference Committee on **HB03-1147**.

Senate in recess.

Senate reconvened.

Senator Anderson moved a Call of the Senate.

COMMITTEE OF REFERENCE REPORTS

FIRST REPORT OF FIRST CONFERENCE COMMITTEE ON HB03-1305

***** THIS REPORT AMENDS THE REREVISED BILL *****

To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on HB03-1305, concerning standards of conduct regarding dead human bodies, has met and reports that it has agreed upon the following:

- 1. That the House accede to the Senate amendments made to the bill, as said amendments appear in the rerevised bill.
2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Amend rerevised bill, page 8, strike line 14, and substitute the following:

"BODY IN VIOLATION OF THIS ARTICLE."

Page 14, line 25, after "(5)", insert "(a)";

line 27, strike the first "AFTER".

Page 15, line 1, strike "OR EMBALMER";

line 8, strike "DIRECTOR OR EMBALMER." and substitute "DIRECTOR.";

after line 8, insert the following:

"(b) IF THE PERSON WAS CREMATED PRIOR TO JULY 1, 2003, AND THE FUNERAL DIRECTOR REASONABLY ATTEMPTS TO NOTIFY THE PERSON WITH THE RIGHT OF FINAL DISPOSITION OF THE PROVISIONS OF THIS SUBSECTION (5), THE FUNERAL DIRECTOR MAY DISPOSE OF CREMATED REMAINS IN ACCORDANCE WITH THIS SUBSECTION (5) NOTWITHSTANDING A FAILURE TO PROVIDE THE NOTICE OF THE PROVISIONS OF THIS SUBSECTION (5) TO THE PERSON WITH THE RIGHT OF FINAL DISPOSITION PRIOR TO DISPOSING OF THE REMAINS.";

strike lines 9 through 15 and substitute the following:

"12-54-109. Effect of criminal charges. A PERSON WHO HAS BEEN ARRESTED ON SUSPICION OF HAVING COMMITTED, IS CHARGED WITH, OR HAS BEEN CONVICTED OF, ANY FELONY OFFENSE SPECIFIED IN PART 1 OF ARTICLE 3 OF TITLE 18, C.R.S., INVOLVING THE DEATH OF THE DECEASED PERSON SHALL NOT DIRECT THE FINAL DISPOSITION OF THE DECEASED PERSON OR ARRANGE THE CEREMONIES FOR THE DECEASED PERSON. IF CHARGES ARE NOT BROUGHT, CHARGES ARE BROUGHT BUT DISMISSED, OR THE PERSON CHARGED IS ACQUITTED OF THE ALLEGED CRIME BEFORE FINAL DISPOSITION OF THE DECEASED PERSON'S BODY, THIS SECTION SHALL NOT APPLY."

Page 16, strike lines 21 through 23 and insert the following:

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HB03-1305

"SECTION 6. 12-54-117 (2), Colorado Revised Statutes, as enacted by Senate Bill 03-038, enacted at the First Regular Session of the Sixty-Fourth General Assembly is amended, WITH THE RELOCATION OF A PROVISION, WITH AMENDMENTS, to read.

12-54-104. [Formerly 12-54-117] Unlawful acts. (2) For purposes of this section only, "next of kin" "~~kin~~", or "~~family member~~" shall not include any person who is arrested on suspicion of having committed, is charged with, or has been convicted of, any felony offense specified in part 1 of article 3 of title 18, C.R.S., involving the death of the ~~decedent~~ DECEASED PERSON. IF CHARGES ARE NOT BROUGHT, CHARGES ARE BROUGHT BUT DISMISSED, OR THE PERSON CHARGED IS ACQUITTED OF THE ALLEGED CRIME BEFORE FINAL DISPOSITION OF THE DECEASED PERSON'S BODY, THIS SUBSECTION (2) SHALL NOT APPLY.

SECTION 7. Effective date - applicability. (1) Except as otherwise provided in subsection (2) of this section, this act shall take effect July 1, 2003, and shall apply to acts performed, committed, or occurring on or after said date.

(2) Section 6 of this act shall only take effect if Senate Bill 03-038 is enacted at the First Regular Session of the Sixty-Fourth General Assembly and becomes law."

Renumber succeeding section accordingly.

Respectfully submitted,

House Committee:
(signed)
Representative Stafford, Chairman
Senator Hanna
Representative Frangas

Senate Committee:
(signed)
Senator Johnson, Chairman
Senator Kester
Representative Clapp

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

UNIVERSITY OF COLORADO HOSPITAL AUTHORITY
BOARD OF DIRECTORS

Timothy J. "Tim" Travis as a resident of the Seventh Congressional District, for a term effective March 1, 2003, and continuing until February 28, 2007 (or until his successor is appointed by the Board of Regents);

Elizabeth Hoffman, Ph.D., as a resident of the Second Congressional District, for a term effective March 1, 2003, and continuing until February 28, 2007 (or until her successor is appointed by the Board of Regents).

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB03-275

THIS REPORT ADOPTS THE
REREVISED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

SB03-275

Your first conference committee appointed on SB03-275, concerning the distribution of school accountability reports, and making an appropriation in connection therewith, has met and reports that it has agreed upon the following:

That the Senate accede to the House amendment made to the bill and that the rerevised bill be adopted without change.

Respectfully submitted,

Senate Committee: (signed) Senator Teck, Chairman Senator Reeves Senator Owen	Senate Committee: (signed) Representative Young, Chairman Representative Witwer Representative Plant
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FIRST REPORT OF FIRST CONFERENCE COMMITTEE ON HB03-1025

THIS REPORT AMENDS THE REENGROSSED BILL

To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on HB03-1025, concerning the option of addressing any special education history in a juvenile adjudication proceeding, has met and reports that it has agreed upon the following:

1. That the Senate recede from its amendment made to the bill, as said amendment appears in the rerevised bill, and that the following amendment be substituted therefor:

Amend reengrossed bill, page 2, after line 22, insert the following:

"SECTION 3. 19-2-905 (1) (a), Colorado Revised Statutes, is amended to read:

19-2-905. Presentence investigation. (1) (a) Prior to the sentencing hearing, the juvenile probation department for the judicial district in which the juvenile is adjudicated shall conduct a presentence investigation unless waived by the court on its own determination or on recommendation of the prosecution or the juvenile. The presentence investigation shall take into consideration and build on the intake assessment performed by the screening team. The presentence investigation may address, but is not limited to, the following:

- (I) The details of the offense;
- (II) Statements made by the victims of the offense;
- (III) The amount of restitution, if any, that should be imposed on the juvenile or the juvenile's parent, guardian, or legal custodian;
- (IV) The juvenile's previous criminal record, if any, if the juvenile has not been adjudicated for an act that constitutes unlawful sexual behavior as defined in section 16-22-102 (9), C.R.S.;
- (V) Any history of substance abuse by the juvenile;

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HB03-1025

(VI) The juvenile's education and employment history, INCLUDING ANY SPECIAL EDUCATION HISTORY AND ANY CURRENT INDIVIDUAL EDUCATION PROGRAM THE JUVENILE MAY HAVE PURSUANT TO SECTION 22-20-108, C.R.S.;

(VI.5) THE JUVENILE'S EMPLOYMENT HISTORY;

(VII) The juvenile's family;

(VIII) The juvenile's peer relationships;

(IX) The status of juvenile programs and community placements in the juvenile's judicial district of residence;

(X) Other related material;

(XI) Review of placement and commitment criteria adopted pursuant to section 19-2-212, which shall be the criteria for any sentencing recommendations included in the presentence investigation;

(XII) Assessment of the juvenile's needs; and

(XIII) Recommendations and a proposed treatment plan for the juvenile.".

Renumber succeeding section accordingly.

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendment be recommended:

Amend reengrossed bill, page 2, line 19, strike "PROGRAM;" and substitute "PROGRAM, TAKING INTO ACCOUNT THE INTELLECTUAL FUNCTIONING, ADAPTIVE BEHAVIOR, AND EMOTIONAL BEHAVIORS ASSOCIATED WITH THE JUVENILE'S DISABILITIES, AND SUBJECT TO A MANIFESTATION DETERMINATION PURSUANT TO SECTION 22-33-106(1)(c), C.R.S.;".

Respectfully submitted,

House Committee:
(signed)
Representative Lee, Chairman
Representative Hefley
Representative Frangas

Senate Committee:
(signed)
Senator Dyer, Chairman
Senator Hillman
Senator Keller

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB03-271

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on SB03-271, concerning the augmentation of the general fund through transfers of certain moneys, has met and reports that it has agreed upon the following:

1. That the Senate accede to the House amendments made to the bill, as the amendments appear in the rerevised bill.

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SB03-271

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendment be recommended:

Amend rerevised bill, page 5, after line 27, insert the following:

"SECTION 5. 33-14.5-106, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

33-14.5-106. Off-highway vehicle recreation fund - creation - use of moneys. (3) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, ON JANUARY 1, 2004, THE STATE TREASURER SHALL DEDUCT SEVEN HUNDRED THOUSAND DOLLARS FROM THE OFF-HIGHWAY VEHICLE RECREATION FUND AND TRANSFER SUCH SUM TO THE GENERAL FUND."

Renumber succeeding sections accordingly.

Respectfully submitted,

Senate Committee: (signed) Senator Owen, Chairman Senator Teck Senator Reeves	Senate Committee: (signed) Representative Young, Chairman Representative Witwer Representative Plant
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FIRST REPORT OF FIRST CONFERENCE COMMITTEE ON SB03-258

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on SB03-258, concerning the provision for payment of the expenses of the executive, legislative, and judicial departments of the state of Colorado, and of its agencies and institutions, for and during the fiscal year beginning July 1, 2003, except as otherwise noted, has met and reports that it has agreed upon the following:

1. That the Senate accede to the House amendments made to the bill, as said amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 18, line 6, in the ITEM & SUBTOTAL column, strike "(18.0 FTE)" and substitute "(18.7 FTE)".

Page 20, line 11, strike "Personal Services" and substitute "Personal Services^{1a}".

Page 26, after line 11, insert the following:

1a Department of Agriculture, Agricultural Services Division, Personal Services -- It is the intent of the General Assembly that the Department of Agriculture provide 2.0 FTE to the Bureau of Animal Protection without an increase to the number of total FTE appropriated to the Agricultural Services Division. Such an allocation of FTE may be accomplished through lay-offs or vacancies in other programs, employee turnover or other methods."

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SB03-258

Page 66, after line 5, insert the following:

	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$
"Additional State Aid Related to Locally Negotiated Business Incentive Agreements	2,379,672	2,379,672".

Adjust affected totals accordingly.

Page 537, strike lines 9 through 14;

line 15, strike "(e)" and substitute "(d)".

Page 109, line 2, in the ITEM & SUBTOTAL column, strike "24,902,965" and substitute "23,902,965" and, in the GENERAL FUND column, strike "7,182,451" and substitute "6,182,451";

line 6, in the ITEM & SUBTOTAL column, strike "77,123,182" and substitute "74,589,396", in the CASH FUNDS EXEMPT column, strike "27,136,447^d" and substitute "26,249,622^d", and, in the FEDERAL FUNDS column, strike "49,986,735" and substitute "48,339,774";

line 9, in the ITEM & SUBTOTAL column, strike "7,089,019" and substitute "6,766,213", in the CASH FUNDS EXEMPT column, strike "2,481,156^d" and substitute "2,368,174^d", and, in the FEDERAL FUNDS column, strike "4,607,863" and substitute "4,398,039".

Adjust affected totals accordingly.

Page 123, line 8, strike "52,980" and substitute "50,571".

Page 127, line 12, in the ITEM & SUBTOTAL column, strike "97,377" and substitute "2,097,377", in the CASH FUNDS column, strike "97,377(T)^a" and substitute "168,025(T)^a", and, in the CASH FUNDS EXEMPT column, insert "1,929,352(T)^b".

Adjust affected totals accordingly.

Page 127, line 13, in the CASH FUNDS column, strike "(2.1 FTE)" and, in the CASH FUNDS EXEMPT column, insert "(28.9 FTE)".

Page 128, after line 2, insert the following:

"^b This amount shall be from statewide and departmental indirect cost recoveries."

Page 142, line 10, in the GENERAL FUND column, strike "6,347,871" and substitute "8,347,871", in the CASH FUNDS column, strike "70,648(T)^b", and, in the CASH FUNDS EXEMPT column, strike "2,087,009(T)^a" and substitute "157,657(T)^a".

Adjust affected totals accordingly.

Page 142, strike lines 13 and 14.

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Amend rerevised bill, page 11, after line 18, insert the following:

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SB03-258

"(VIII) Up to \$87,400,000 of state properties as designated by the Governor."

Page 87, line 12, strike "Costs^{27a}" and substitute "Costs^{27a, 27b}".

Page 95, after line 7, insert the following:

27b Governor - Lieutenant Governor - State Planning and Budgeting, Economic Development Programs, Colorado Promotion - Other Program Costs -- It is the intent of the General Assembly that during figure setting for FY 2004-05, the Joint Budget Committee will restore base funding for tourism to \$5,374,129. This amount reflects the funding level established by the Joint Budget Committee prior to the transfer of \$2.5 million to the Older Coloradans Program."

Page 156, line 9, in the ITEM & SUBTOTAL column, strike "1,250,080" and substitute "1,665,381" and, in the FEDERAL FUNDS column, strike "250,016^d" and substitute "665,317^d";

line 10, in the ITEM & SUBTOTAL column, strike "(14.0 FTE)" and substitute "(20.0 FTE)".

Adjust affected subtotals accordingly.

Page 187, line 7, strike "Costs^{87, 88}" and substitute "Costs^{87, 88, 88a}".

Page 189, line 2, strike "Families⁸⁹" and substitute "Families^{88a, 89}".

Page 220, after line 1, insert the following:

88a Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Community Services, Adult Program Costs; and Services for Children and Families -- It is the intent of the General Assembly that the reduction in State Supported Living Services funding shall not result in fewer consumers being served and shall be implemented in such a manner as to reduce the average funding level per consumer currently enrolled in the program. It is the intent of the General Assembly that Community Centered Boards implement this service reduction on a locally determined basis. It is the intent of the General Assembly that Community Centered Boards continue to serve no fewer consumers in the Family Support Services Program than the number for whom funding was provided by the State in FY 2002-03, despite the reduction in FY 2003-04 funding for this program. It is the intent of the General Assembly that Community Centered Boards implement this service reduction on a locally determined basis."

Page 529, after line 7, insert the following:

ITEM &
SUBTOTAL
\$

"Third Party Audit
Contract Services 600,000";

line 9, in the TOTAL column, strike "1,385,238" and substitute "1,985,238" and, in the CASH FUNDS column, strike "594,928^b" and substitute "1,194,928^b".

Adjust affected totals accordingly.

Page 529, strike lines 14 and 15, and substitute the following:

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SB03-258

"^b Of this amount, \$643,135 shall be from the principal balance of the Unclaimed Property Trust Fund pursuant to Section 38-13-116.5, C.R.S., and \$551,793 shall be from cash management transaction fees assessed by the State Treasurer in accordance with Section 24-36-120, C.R.S. Of the amount from the principal balance of the Unclaimed Property Trust Fund, \$600,000 shall be from revenues that are collected by third party auditors on behalf of the State Treasurer.".

Page 542, after line 3, insert the following:

	ITEM & SUBTOTAL	TOTAL	CASH FUNDS EXEMPT
	\$	\$	\$
"(1) MESA STATE COLLEGE			
(A) Capital Construction			
Tolman Hall			
Renovation	411,793		411,793 ^a
Pinon Hall and Mary			
Rait Hall Renovations	<u>1,552,946</u>		1,552,946 ^a
		1,964,739	

^a These amounts shall be from exempt institutional sources. They meet the criteria in Section 24-75-303(3) (a) (II), C.R.S., and are shown here for informational purposes only. Therefore, they shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply.".

Adjust affected totals accordingly.

Renumber succeeding subsections accordingly.

Page 543, after line 6, insert the following:

	ITEM & SUBTOTAL	CASH FUNDS EXEMPT
	\$	\$
"University Center		
for the Arts	4,920,000	4,920,000 ^a ".

Adjust affected totals accordingly.

Page 544, line 9, in the ITEM & SUBTOTAL column, insert "10,617,000" and, in the TOTAL column, strike "10,617,000";

after line 9, insert the following:

	ITEM & SUBTOTAL	TOTAL	CASH FUNDS EXEMPT
	\$	\$	\$
"Technical Correction of Costs			
to Suspend Work on the Alliance			
for Teaching, Learning and Society			
Center, the Business School Renovation			
and Addition, and the			
New Law School	<u>3,287,017</u>	13,904,017".	3,287,017 ^a

Adjust affected totals accordingly.

Page 544, after line 12, insert the following:

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	ITEM & SUBTOTAL	TOTAL	CASH FUNDS EXEMPT
	\$	\$	\$
"(5) UNIVERSITY OF COLORADO AT COLORADO SPRINGS			
(A) Capital Construction			
Main and Cragmor Halls, Renovation and Technology Upgrade			
	3,500,000		3,500,000 ^a
Purchase University Hall			
	8,200,000		8,200,000 ^a
Public Garage and Public Safety Facility			
	<u>6,000,000</u>		6,000,000 ^b
		17,700,000	

^a These amounts shall be from exempt institutional sources.
^b This amount shall be from exempt institutional sources. It meets the criteria in Section 24-75-303 (3) (a) (II), C.R.S., and is shown here for informational purposes only. Therefore, it shall not be accounted for in the State's Capital Construction Fund and the limitations on encumbrance timeliness and use of internal workforce do not apply."

Adjust affected totals accordingly.
 Renumber succeeding subsections accordingly.

Page 545, after line 7, insert the following:

	ITEM & SUBTOTAL	CASH FUNDS EXEMPT
	\$	\$
"Fitzsimons, Infrastructure Phase 7 ^{1a}		
	5,424,376	5,424,376 ^a
Fitzsimons, Research Complex II ^{1b}		
	205,820,165	205,820,165 ^{a"} .

Adjust affected totals accordingly.
 Page 546, line 3, strike "of" and substitute "and".

Page 550, line 2, in the ITEM & SUBTOTAL column, insert "19,000,000" and, in the TOTAL column, strike "19,000,000";

after line 2, insert the following:

	ITEM & SUBTOTAL	TOTAL	FEDERAL FUNDS
	\$	\$	
"New Department of Labor and Employment Building, 251 E. 12th Ave.			
	<u>4,660,000</u>		4,660,000 ^b
		23,660,000";	

after line 4, insert the following:

^b This amount shall be from Reed Act funds distributed to the State of Colorado on March 13, 2002, pursuant to Section 903(d) of the Social Security Act. These funds shall be used for demolition of an existing, condemned parking garage and construction of a building thereon situated at 251 E. 12th Avenue, Denver, Colorado, for the administration of the State's unemployment compensation law and public employment offices and for such improvement, facilities, paving, landscaping, and fixed equipment as may be required for its proper use and operation."

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Adjust affected totals accordingly.

Page 551, after line 9, insert the following:

	ITEM & SUBTOTAL	CASH FUNDS EXEMPT
	\$	\$
"Cheyenne Mountain State Park	2,239,000	2,239,000 ^a
Information Technology Projects	175,000	175,000 ^{a"} .

Adjust affected totals accordingly.

Page 553, line 11, strike "\$7,336,000" and substitute "\$8,250,000" and, strike "\$8,860,000" and substitute "\$10,360,000".

Page 561, after line 15, insert the following:

1a Capital Construction, Department of Higher Education, University of Colorado Health Sciences Center, Capital Construction, Fitzsimons, Infrastructure Phase 7 -- It is the intent of the General Assembly that the State Controller restrict these funds pending notification by the Capital Development Committee and the Joint Budget Committee that the Commission on Higher Education has approved the facility program plan for this project.

1b Capital Construction, Department of Higher Education, University of Colorado Health Sciences Center, Capital Construction, Fitzsimons, Research Complex II -- It is the intent of the General Assembly that the State Controller restrict these funds pending notification by the Capital Development Committee and the Joint Budget Committee that the Board of Regents has approved the facility program plan and the financing plan for this project, and that the Commission on Higher Education has approved the facility program plan for this project."

Page 552, line 7, in the ITEM & SUBTOTAL column, strike "1,750,000" and substitute "1,050,000" and, in the CASH FUNDS column, strike "1,600,000^c" and substitute "900,000^c".

Adjust affected totals accordingly.

Page 566, line 3, strike "BY THE ADDITION OF A NEW FOOTNOTE TO READ".

Page 570, line 8, in the ITEM & SUBTOTAL column, strike "2,478,397,625" and substitute "~~2,478,397,625~~";

line 9, in the ITEM & SUBTOTAL column, insert "2,477,480,641" and, in the GENERAL FUND column, strike "2,138,276,706" and substitute "2,137,359,722".

Adjust affected totals accordingly.

Page 590, line 12, in the ITEM & SUBTOTAL column, strike "701,495" and substitute "~~701,495~~", in the GENERAL FUND column, strike "339,312(M)" and substitute "~~339,312(M)~~", and, in the FEDERAL FUNDS column, strike "361,933" and substitute "~~361,933~~";

after line 12, in the ITEM & SUBTOTAL column, insert "678,162", in the GENERAL FUND column, insert "327,645(M)", and, in the FEDERAL FUNDS column, insert "350,267".

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Page 595, line 7, in the TOTAL column, strike "56,065,324" and substitute "56,041,991".

Page 596, line 8, strike "35,757" and substitute "35,892";

line 12, strike "\$15,046.16" and substitute "\$15,002.45";

line 13, in the ITEM & SUBTOTAL column, strike "538,005,456" and substitute "538,472,979".

Page 597, line 1, strike "5,723" and substitute "5,742";

line 5, strike "\$10,147.12" and substitute "\$10,119.84";

line 6, in the ITEM & SUBTOTAL column, strike "58,071,979" and substitute "58,111,489".

Page 598, line 1, strike "49,794" and substitute "49,911";

line 6, strike "\$9,208.82" and substitute "\$9,195.37";

line 7, in the ITEM & SUBTOTAL column, strike "458,543,928" and substitute "458,946,877";

line 8, strike "42,832" and substitute "42,941";

line 12, strike "\$2,832.04" and substitute "\$2,831.84";

line 13, in the ITEM & SUBTOTAL column, strike "121,302,047" and substitute "121,603,144".

Page 599, line 2, strike "177,399" and substitute "177,538";

line 7, strike "\$1,411.68" and substitute "\$1,411.55";

line 8, in the ITEM & SUBTOTAL column, strike "250,430,006" and substitute "250,604,875";

line 9, strike "13,319" and substitute "13,334";

line 12, strike "\$2,380.97" and substitute "\$2,380.71";

line 13, in the ITEM & SUBTOTAL column, strike "31,712,161" and substitute "31,745,210".

Page 600, line 1, strike "6,279" and substitute "6,322";

line 4, strike "\$5,670.07" and substitute "\$5,665.98";

line 5, in the ITEM & SUBTOTAL column, strike "35,602,366" and substitute "35,822,223".

Page 601, line 14, in the TOTAL column, strike "1,549,243,786" and substitute "1,550,882,640", in the GENERAL FUND column, strike "712,717,157(M)" and substitute "713,577,407(M)", in the CASH FUNDS EXEMPT column, strike "69,448,751" and substitute "69,448,751^{ab}" and, in the FEDERAL FUNDS column, strike "767,077,878" and substitute "767,856,482".

Page 607, line 15, in the ITEM & SUBTOTAL column, strike "144,568,227" and substitute "144,705,027", in the GENERAL FUND column, strike "72,284,113(M)^b" and substitute "72,352,513(M)^b", and, in the FEDERAL FUNDS column, strike "72,284,114^b" and substitute "72,352,514^b".

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Page 609, line 9, in the ITEM & SUBTOTAL column, strike "173,961,089" and substitute "174,097,889".

Page 614, line 2, in the TOTAL column, strike "529,018,318" and substitute "529,155,118";

line 8, in the TOTAL column, strike "\$2,524,298,965" and substitute "\$2,526,051,286", in the GENERAL FUND column, strike "\$1,038,029,488^a" and substitute "\$1,038,946,471^a", and, in the FEDERAL FUNDS column, strike "\$1,256,782,375" and substitute "\$1,257,617,713".

Page 637, line 5, in the ITEM & SUBTOTAL column, strike "144,568,227" and substitute "144,705,027" and, in the CASH FUNDS EXEMPT column, strike "144,568,227(T)^a" and substitute "144,705,027(T)^a".

Page 639, line 15, in the ITEM & SUBTOTAL column, strike "221,885,005" and substitute "222,021,805".

Page 645, line 12, strike "343,600,313" and substitute "343,737,133".

Page 657, line 9, in the TOTAL column, strike "1,824,906,216" and substitute "1,825,043,016" and, in the CASH FUNDS EXEMPT column, strike "752,893,607^b" and substitute "753,030,407^b";

line 12, strike "\$583,045,900" and substitute "\$583,182,700".

Page 681, after line 9, insert the following:

"SECTION 13. Part XI (1) and the affected totals of section 3 of chapter 399, Session Laws of Colorado 2002, as the affected totals are amended by section 3 of chapter 395, Session Laws of Colorado 2002, and as the affected totals are further amended by section 15 of Senate Bill 03-179, enacted at the First Regular Session of the Sixty-fourth General Assembly, are amended to read:

Section 3. Capital construction appropriation.

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Page 10, line 11, strike "(20)," and substitute "(22),";

line 12, strike "(20)," and substitute "(22),";

line 17, strike "20" and substitute "(22)";

line 20, strike "(20)," and substitute "(22),";

line 22, strike "(20)" and substitute "(22)";

line 25, strike "(20)" and substitute "(22)".

Page 62, line 7, in the GENERAL FUND column, strike "(60.5 FTE)" and substitute "(59.5 FTE)" and, in the CASH FUNDS EXEMPT column, strike "(14.5 FTE)" and substitute "(15.5 FTE)".

Page 71, line 6, in the ITEM & SUBTOTAL column, strike "14,858,600" and substitute "14,585,895" and, in the CASH FUNDS EXEMPT column, strike "14,858,600(T)^e" and substitute "14,585,895(T)^e".

Adjust affected totals and (T) notation totals accordingly.

Page 112, line 11, in the CASH FUNDS EXEMPT column, strike "15,059,519(M)^d" and substitute "15,131,305(M)^d" and, in the FEDERAL FUNDS column, strike "14,657,681" and substitute "14,585,895".

Adjust affected totals accordingly.

Page 98, line 7, in the ITEM & SUBTOTAL column, strike "357,844" and substitute "228,468", in the GENERAL FUND column, strike "146,451(M)" and substitute "81,763(M)", and, in the FEDERAL FUNDS column, strike "178,922" and substitute "114,234".

Adjusted affected totals accordingly.

Page 99, line 7, in the ITEM & SUBTOTAL column, strike "20,276,916" and substitute "20,398,619", in the GENERAL FUND column, strike "4,904,148(M)" and substitute "4,934,574(M)", and, in the FEDERAL FUNDS column, strike "15,223,230" and substitute "15,314,507".

Adjust affected totals accordingly.

Page 109, line 12, in the ITEM & SUBTOTAL column, strike "6,000,000" and substitute "5,939,047" and, in the CASH FUNDS EXEMPT column, strike "6,000,000^e" and substitute "5,939,047^e";

line 15, in the ITEM & SUBTOTAL column, strike "6,000,000" and substitute "5,939,047" and, in the CASH FUNDS EXEMPT column, strike "6,000,000^f" and substitute "5,939,047^f".

Adjust affected totals accordingly.

Page 112, line 9, in the CASH FUNDS EXEMPT column, strike "1,504,809(M)^c" and substitute "1,504,809(T)^c".

Adjust affected (T) notation totals accordingly.

Page 113, line 1, strike "from the Tobacco Litigation Settlement Cash Fund created in Section 24-22-115, C.R.S." and substitute "a transfer from the Department of Public Health and Environment."

Page 116, strike lines 8 through 10;

line 11, strike "Awards" and substitute "Mental Health Capitation".

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Page 122, line 15, strike "this intergovernmental transfer will" and substitute "there will not be an intergovernmental transfer in FY 2003-04.";

strike line 16.

Page 123, line 3, strike "with its budget request evaluating" and substitute "by February 1, 2004, which evaluates".

Page 164, line 6, strike "Administration" and substitute "Administration^{64a}".

Page 211, after line 8, insert the following:

64a Department of Human Services, County Administration, County Administration -- It is the intent of the General Assembly that the Department provide a plan that includes options and Department recommendations for reducing county administration workloads. The Department, with the participation of counties, should examine and propose statutory or regulatory changes that will measurably reduce county workloads in the areas including but not limited to, compliance, monitoring, evaluation and training. The Department is requested to submit this plan to the Joint Budget Committee on or before October 15, 2003."

Page 188, line 2, strike "Centers" and substitute "Centers^{88b}".

Page 220, after line 1, insert the following:

88b Department of Human Services, Services for People with Disabilities, Developmental Disability Services, Regional Centers -- The Department is requested to develop options for downsizing the state's regional centers in an effort to comply with the Olmstead v. L.C. Supreme Court decision and to reduce program expenditures associated with these state facilities. The options provided to the Joint Budget Committee should include estimates of a minimum number of persons being served by the regional centers; identification of populations to be served in state facilities if any; and estimated costs and savings associated with these options including the sale of state property and facilities. The Department is requested to work with the community centered boards and other stakeholder groups in the development of these options. The department is requested to submit these options to the Joint Budget Committee on or before October 1, 2004."

Page 219, line 4, after "beds", insert "and other more expensive rehabilitation alternatives";

line 5, after "control", insert "or comparison".

Page 255, line 10, in the ITEM & SUBTOTAL column, strike "2,104,515" and substitute "1,944,432".

Page 257, line 8, in the TOTAL column, strike "22,131,084" and substitute "21,971,001", in the CASH FUNDS column, strike "7,453,265^a" and substitute "7,420,288^a", in the CASH FUNDS EXEMPT column, strike "1,081,944^b" and substitute "1,063,102^b", and, in the FEDERAL FUNDS column, strike "13,595,875" and substitute "13,487,611".

Adjust affected totals accordingly.

Page 257, line 12, strike "\$533,653" and substitute "\$500,676";

line 13, strike "\$648,879" and substitute "\$630,037".

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Page 278, line 12, strike "\$95,028" and substitute "\$98,075" and strike "\$25,007" and substitute "\$25,808";

line 13, strike "\$30,009" and substitute "\$31,064" and strike "\$10,003" and substitute "\$10,324".

Page 290, line 5, in the CASH FUNDS EXEMPT column, strike "30,000(T)" and substitute "30,000".

Adjust affected (T) notation totals accordingly.

Page 291, line 6, strike "These amounts" and substitute "This amount";

after line 12, insert the following:

"¹ This amount shall be from donations."

Page 380, strike line 12 and substitute the following:

"^b This amount shall be from various exempt sources of cash funds."

Page 384, line 10, in the ITEM & SUBTOTAL column, strike "1,285,008" and substitute "1,468,693" and, in the CASH FUNDS column, strike "1,079,220^a" and substitute "1,262,905^a".

Adjust affected totals accordingly.

Page 385, line 3, strike "\$1,938,561" and substitute "\$2,122,246".

Page 490, line 4, in the ITEM & SUBTOTAL column, strike "628,761" and substitute "637,761" and, in the GENERAL FUND column, strike "628,761" and substitute "637,761".

Adjust affected totals accordingly.

Page 516, line 2, strike "\$4,165,923" and substitute "\$5,155,385" and strike "\$1,458,464" and substitute "\$607,964";

line 3, strike "\$406,141" and substitute "\$267,179".

Page 518, line 2, strike "\$3,628,312" and substitute "\$3,610,603" and strike "\$877,120" and substitute "\$888,777";

line 3, strike "\$142,077" and substitute "\$148,129".

Page 591, line 3, in the GENERAL FUND column, strike "4,406,396(M)" and substitute "4,406,396(M)" and, in the CASH FUNDS EXEMPT column, strike "147,191^c" and substitute "147,191^c";

line 4, in the GENERAL FUND column, strike "4,437,396(M)" and, in the CASH FUNDS EXEMPT column, insert "178,191^c".

Page 614, line 8, in the GENERAL FUND column, strike "\$1,038,029,488^a" and substitute "\$1,037,998,488^a" and, in the CASH FUND EXEMPT column, strike "\$228,125,327^b" and substitute "\$228,156,327^b".

Page 593, line 6, in the CASH FUNDS column, strike "177,243(H)" and in the CASH FUNDS EXEMPT column, insert "177,243(H)".

Page 614, line 8, in the CASH FUNDS column, strike "\$1,361,775" and substitute "\$1,184,532" and, in the CASH FUNDS EXEMPT column, strike "\$228,125,327^b" and substitute "\$228,302,570^b".

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Page 604, line 8, in the ITEM & SUBTOTAL column, strike "6,359,497" and substitute "~~6,359,497~~", in the CASH FUNDS EXEMPT column, strike "2,225,824^e" and substitute "2,225,824^e", and, in the FEDERAL FUNDS column, strike "4,133,673" and substitute "~~4,133,673~~";

after line 8, in the ITEM & SUBTOTAL column, insert "6,460,018", in the CASH FUNDS EXEMPT column, insert "2,261,006^e", and, in the FEDERAL FUNDS column, insert "4,199,012".

Page 605, line 2, in the TOTAL column, strike "322,090,293" and substitute "322,190,814".

Page 614, line 8, in the TOTAL column, strike "\$2,524,298,965" and substitute "\$2,524,399,486", in the CASH FUND EXEMPT column, strike "\$228,125,327^b" and substitute "\$228,160,509^b", and, in the FEDERAL FUNDS column, strike "\$1,256,782,375" and substitute "\$1,256,847,714".

Respectfully submitted,

Senate Committee:
(signed)
Senator Owen, Chairman
Senator Teck
Senator Reeves

Senate Committee:
(signed)
Representative Young, Chairman
Representative Witwer
Representative Plant

MESSAGE FROM THE REVISOR OF STATUTES

April 21, 2003

We herewith transmit:

Without comment, as amended, HB03-1123, 1317, 1188, 1210, 1213, 1345, 1339, 1323, and 1316.

INTRODUCTION OF RESOLUTION

The following resolution was read by title and referred to the committee indicated:

HJR03-1040 by Representative(s) Spence, Briggs, McCluskey, Paccione, Salazar; also Senator(s) Teck, Reeves--Concerning the 50th anniversary of the Western Interstate Commission for Higher Education and its contributions to higher education in Colorado and the Western states.

Laid over one day under Senate Rule 30(e).

INTRODUCTION OF BILLS--FIRST READING

The following bills were read by title and referred to the committees indicated:

SB03-335 by Senator(s) Lamborn; --Concerning the enactment of the "Colorado Uniform Trust Code", and, in connection therewith, making conforming amendments.
Judiciary

HB03-1210 by Representative(s) Madden; also Senator(s) Hillman--Concerning a list of delinquent state taxpayers that is made available on the internet.
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S.B. 03-147 – Concerning Strengthening Colorado’s Criminal Procedure Laws.

Approved April 17, 2003 at 4:04 p.m.

S.B. 03-243 – Concerning The Statewide Travel Management Program.

Approved April 17, 2003 at 4:05 p.m.

Sincerely,
(signed)
Bill Owens
Governor
Rec'd 04-18-03 11:20 a.m.
Mona Heustis, Secretary of the Senate

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The President has signed: HB03-1033, 1208, 1236, 1241, 1267, 1297, 1298, 1304.

IMMEDIATE RECONSIDERATION OF HB03-1263

HB03-1263 by Representative(s) Plant; also Senator(s) Owen, Teck--Concerning the granting of parole to special needs offenders.

Senator Anderson moved for immediate reconsideration of **HB03-1263**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

RECONSIDERATION OF THIRD READING--FINAL PASSAGE OF HB03-1263

HB03-1263 by Representative(s) Plant; also Senator(s) Owen, Teck--Concerning the granting of parole to special needs offenders.

Senator Owen moved for reconsideration of **HB03-1263**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

A majority of those elected to the Senate having voted in the affirmative, Senator Owen was given permission to offer a Third Reading amendment.

Third Reading Amendment No. 1(L.005), by Senator Owen.

Amend revised bill, page 2, line 8, strike "handicapped, mentally ill," and substitute "handicapped ~~mentally ill~~";

line 12, strike "CONDITION" and substitute "CONDITION, OTHER THAN A MENTAL ILLNESS,".

Laid over until after General Orders--Second Reading.

Committee of the Whole On motion of Senator Hillman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills and Senator Hillman was called to the Chair to act as Chairman.

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GENERAL ORDERS--SECOND READING OF BILLS

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

- HB03-1191** by Representative(s) Clapp; also Senator(s) Jones--Concerning the prohibition of computer dissemination of indecent material to children. 7
 Ordered revised and placed on the calendar for Third Reading and Final Passage. 10
- HB03-1292** by Representative(s) Williams S., Borodkin, Boyd, Briggs, Frangas, Jahn, Plant, Romanoff, Sinclair, Stafford; also Senator(s) Teck--Concerning service fees for intermediate care facilities for the mentally retarded, and making an appropriation therefor. 13
Amendment No. 1, Finance Committee Amendment. 17
 (Printed in Senate Journal, April 15, page 1048 and placed in members' bill files.) 18
 As amended, ordered revised and placed on the calendar for Third Reading and Final Passage. 20
- HB03-1249** by Representative(s) Sinclair, May M., Ragsdale; also Senator(s) Lamborn--Concerning the powers of the adjutant general, and, in connection therewith, authorizing the appointment of assistant adjutant generals, the receipt of gifts, grants, and donations, and the public or private use of distance learning facilities. 23
 Ordered revised and placed on the calendar for Third Reading and Final Passage. 28
- SB03-255** by Senator(s) Chlouber; --Concerning provisions relating to selective service registration as a prerequisite for enrolling at a state-supported institution of higher education. 30
Amendment No. 1, Appropriations Committee Amendment. 33
 (Printed in Senate Journal, April 17, page 1089 and placed in members' bill files.) 34
 As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage. 36
- HB03-1040** by Representative(s) McCluskey; also Senator(s) Johnson S.--Concerning repeal of the authority for a motor vehicle owner to continue to use certain types of license plates. 39
Amendment No. 1(L.003), by Senator Johnson. 42
 Amend printed bill, page 2, after line 12, insert the following: 44
"SECTION 2. 42-3-114 (7), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read: 46
42-3-114. Issuance of personalized plates authorized. 49
 (7) (e) NOTWITHSTANDING PARAGRAPHS (a) TO (d) OF THIS SUBSECTION (7), IN LIEU OF SUCH FEES, THE FEE FOR A LICENSE PLATE THAT CONTAINS ONLY TWO ALPHABETIC FIGURES AND UP TO FOUR NUMERIC FIGURES SHALL BE THE ACTUAL COST OF ISSUING SUCH PLATE. 50-53
SECTION 3. 42-3-114 (9), Colorado Revised Statutes, is amended to read: 55
42-3-114. Issuance of personalized plates authorized. (9) All applications for special registration of motor vehicles shall be made directly to the department, and all matters pertaining thereto shall be administered by such department. All fees received from special registrations shall be placed by the department in the same fund as its other registration fees; except that two dollars of each such special registration fee shall be remitted to the county general fund AND THE ENTIRE FEE COLLECTED PURSUANT TO PARAGRAPH (e) OF SUBSECTION (7) OF THIS SECTION SHALL BE TRANSFERRED TO THE HIGHWAY USERS TAX FUND CREATED IN SECTION 43-4-201, C.R.S." 54-66

HB03-1040

Renumber succeeding section accordingly.

Amendment No. 2(L.004), by Senator Taylor.

Amend reengrossed bill, page 2, line 1, strike "**Repeal.**";

line 2, strike "repealed as follows:" and substitute "amended to read:"

line 12, after the period, add "PERSONS WHO HAVE BEEN APPROVED TO BE ISSUED A LICENSE PLATE BEFORE JULY 1, 2003, PURSUANT TO THIS SECTION AS IT EXISTED ON JULY 1, 2003, SHALL BE ISSUED SUCH PLATE, SHALL BE AUTHORIZED TO CONTINUE USING SUCH PLATE, AND SHALL NOT BE REQUIRED TO PAY ADDITIONAL FEES BEYOND THE EXISTING TAXES AND FEES IMPOSED FOR MOTOR VEHICLE REGISTRATION. SUCH ISSUANCE OF LICENSE PLATES THAT CONTAIN ONLY TWO ALPHABETIC FIGURES AND UP TO FOUR NUMERIC FIGURES SHALL BE ISSUED AS PERSONALIZED LICENSE PLATES PURSUANT TO SECTION 42-3-114, WHICH ARE A FLAT-STYLE LICENSE PLATE. IF THE SAME ALPHANUMERIC COMBINATION IS ISSUED TO MULTIPLE VEHICLES, THE DEPARTMENT SHALL COMPARE THE LAST FOUR NUMBERS OF THE VEHICLE IDENTIFICATION NUMBER OF THE MOTOR VEHICLES TO WHICH SUCH PLATES ARE ISSUED AND ISSUE SUCH ALPHANUMERIC COMBINATION ONLY TO THE VEHICLE WITH THE LOWEST LAST FOUR NUMBERS.".

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

SB03-324

by Senator(s) Taylor; also Representative(s) Berry--Concerning the expenditure of moneys in the petroleum storage tank fund to implement the regulation of fuel products by the division of oil and public safety.

Amendment No. 1(L.002), by Senator Taylor.

Amend printed bill, page 2, line 2, strike "(a) and (1) (c)," and substitute "(a), the introductory portion to 8-20-206.5 (1) (b), and 8-20-206.5 (1) (c) and (4),";

line 16, before "LOCOMOTIVES.", insert "EQUIPMENT OR";

after line 16, insert the following:

"(b) In the event the ~~revenues~~ AVAILABLE FUND BALANCE in the petroleum storage tank fund ~~are~~ IS greater than thirty million dollars, no surcharge shall be imposed, but if the ~~revenues~~ AVAILABLE FUND BALANCE in the fund ~~are~~ IS less than:";

line 18, strike "revenues" and substitute "~~revenues~~ AVAILABLE FUND BALANCE";

line 19, strike "are" and substitute "~~are~~ IS";

line 20, strike "revenues" and substitute "~~revenues~~ AVAILABLE FUND BALANCE", and strike "are" and substitute "~~are~~ IS";

after line 22, insert the following:

"(4) For the purposes of this section:

(a) "AVAILABLE FUND BALANCE" MEANS THE SUM OF THE CURRENT YEAR REVENUES AND THE PREVIOUS FUND BALANCE MINUS THE SUM OF THE OBLIGATIONS APPROVED BY THE PETROLEUM STORAGE TANK COMMITTEE PURSUANT TO SECTION 8-20.5-104 AND THE COSTS INCURRED BY THE DIVISION OF OIL AND PUBLIC SAFETY FOR PURPOSES OF ADMINISTERING ARTICLES 20 AND 20.5 OF THIS TITLE.

SB03-324

(b) ~~the term~~ "Fuel product" means gasoline, blended gasoline, gasoline sold for gasohol production, gasohol, diesel and special fuels, and special fuel mixes with alcohol."

As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.

HB03-1089

by Representative(s) Mitchell; also Senator(s) Taylor--Concerning reimbursement to owners whose property is acquired by a condemning authority in eminent domain proceedings.

Laid over until Tuesday, April 21, retaining its place on the calendar.

HB03-1244

by Representative(s) Ragsdale; also Senator(s) Tapia--Concerning penalties imposed for committing the crime of defacing property.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, March 21, pages 697-698 and placed in members' bill files.)

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

HB03-1130

by Representative(s) Witwer, Cloer, Brophy, Hefley, Paccione, Romanoff, Rose, Salazar, Williams S.; also Senator(s) Kester, Entz, Keller, Windels--Concerning the addition of a line to Colorado state individual income tax return forms whereby individual taxpayers may make a voluntary contribution to the family resource centers fund, and making an appropriation in connection therewith.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, April 14, page 646 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 17, page 1089 and placed in members' bill files.)

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

HB03-1137

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

Laid over until Wednesday, April 23, retaining its place on the calendar.

SB03-315

by Senator(s) Gordon, Anderson, Chlouber; --Concerning the funding of the motor vehicle business group within the department of revenue from moneys in the highway users tax fund, and making an appropriation therefor.

Ordered engrossed and placed on the calendar for Third Reading and Final Passage.

HB03-1021

by Representative(s) King; also Senator(s) Arnold--Concerning the financing of capital construction for qualified charter schools that have bonds issued on their behalf by the Colorado educational and cultural facilities authority, and making an appropriation in connection therewith.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 17, page 1090 and placed in members' bill files.)

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

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HB03-1170 by Representative(s) Frangas, Butcher, Crane, Jahn, May M., Spence, Vigil; also Senator(s) Anderson--Concerning the penalties for a person convicted of certain crimes involving motor vehicles.

Ordered revised and placed on the calendar for Third Reading and Final Passage.

SB03-309 by Senator(s) Anderson; also Representative(s) Young--Concerning a suspension of the administration of statewide assessments in writing.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, April 11, page 1004 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 17, page 1090 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.

AMENDMENT TO THE REPORT OF THE COMMITTEE OF THE WHOLE

Senator Tupa moved to amend the Report of the Committee of the Whole to show that the following amendment to **SB03-255** did pass.

Amend printed bill, page 2, line 20, strike "SHALL" and substitute "IS AUTHORIZED TO".

The motion was declared **LOST** by the following roll call vote:

YES	14	NO	21	EXCUSED	0	ABSENT	0
Anderson	N	Groff	Y	Kester	N	Sandoval	Y
Arnold	N	Grossman	N	Lamborn	N	Takis	Y
Cairns	N	Hagedorn	N	Linkhart	Y	Tapia	Y
Chlouber	N	Hanna	Y	May	N	Taylor	N
Dyer	N	Hillman	N	McElhany	N	Teck	N
Entz	N	Isgar	Y	Nichol	N	Tupa	Y
Evans	N	Johnson	N	Owen	N	Windels	Y
Fitz-Gerald	Y	Jones	N	Phillips	Y	Mr. President	N
Gordon	Y	Keller	Y	Reeves	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hillman, the Report of the Committee of the Whole was adopted and, a majority of all members elected to the Senate having voted in the affirmative, the following action was taken:

Passed on Second Reading: HB03-1191, HB03-1292 as amended, HB03-1249, SB03-255 as amended, HB03-1040 as amended, SB03-324 as amended, HB03-1244 as amended, HB03-1130 as amended, SB03-315, HB03-1021 as amended, HB03-1170, SB03-309 as amended.

Laid over until Tuesday, April 22: HB03-1089.

Laid over until Wednesday, April 23: HB03-1137.

On motion of Senator Anderson, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of **HB03-1263** on Third Reading--Final Passage.

THIRD READING--FINAL PASSAGE OF BILLS

On Third Reading, the title of the following bill was publicly read, the reading at length having been dispensed with by unanimous consent:

HB03-1263 by Representative(s) Plant; also Senator(s) Owen, Teck--Concerning the granting of parole to special needs offenders.

A majority of those elected to the Senate having voted in the affirmative, Senator Owen was given permission to offer a Third Reading amendment.

Third Reading Amendment No. 1(L.005), by Senator Owen.

Amend revised bill, page 2, line 8, strike "handicapped, mentally ill," and substitute "handicapped ~~mentally ill~~";

line 12, strike "CONDITION" and substitute "CONDITION, OTHER THAN A MENTAL ILLNESS,".

A majority of all members elected to the Senate having voted in the affirmative, the amendment was declared **adopted**.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	Y	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that **SB03-328** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB03-327** be referred to the Committee of the Whole with favorable recommendation.

Business Affairs and Labor The Committee on Business Affairs and Labor has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
MOTION PICTURE AND TELEVISION
ADVISORY COMMISSION

for terms expiring June 30, 2007:

George R. Turner of Canon City, Colorado, to serve as a Republican from the Fifth Congressional District, appointed;

Joel C. Ehrlich of Nederland, Colorado, to serve as a Democrat from the Second Congressional District, reappointed.

Business
Affairs and
Labor

The Committee on Business Affairs and Labor has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

**MEMBERS OF THE
COVER COLORADO BOARD OF DIRECTORS**

for terms expiring July 1, 2006:

John P. Hopkins of Grand Junction, Colorado, to serve as a representative of a health maintenance organization, reappointed;

Judith M. Jung of Denver, Colorado, to serve as a representative of a sickness and accident insurance carrier, reappointed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

HB03-1301 by Representative(s) Hall; also Senator(s) Teck--Concerning the penalties for persons who issue checks to the department of revenue that are returned as unpaid for any reason caused by the maker.

Senator Teck moved to dissolve the First Conference Committee and appoint a Second Conference Committee on **HB03-1301**.

A majority of all members elected to the Senate having voted in the affirmative the motion was **adopted**.

The President appointed Senators Teck, Chairman, Anderson, and Sandoval as Senate Conferees on the Second Conference Committee on **HB03-1301**.

**MEMORANDUM
REPORT FROM THE HOUSE AND SENATE
COMMITTEES ON DELAYED BILLS**

Pursuant to Joint Rule 23 (c), the House and Senate Committees on Delayed Bills, acting jointly, extend the following deadline for Senate Bill No. 03-248, Concerning the Financing of Public Schools and Making an Appropriation Therefor:

The Friday, March 14 deadline (the 66th legislative day) for final passage, including any conference committee report, for any bill prescribing all or a substantial portion of the total funding for public schools pursuant to the "Public School Finance Act of 1994", article 54 of title 22, Colorado Revised Statutes, as extended until Friday, March 28, 2003 (the 80th legislative day), Friday, April 4, 2003 (the 87th legislative day), Friday, April 18, 2003 (the 101st legislative day), and Monday, April 21, 2003 (the 104th legislative day) is further extended is further extended Friday, April 25, 2003 (the 108th legislative day).

This memorandum shall be printed in the journal of each house as is required by said Joint Rule 23 (c).

(signed)	(signed)
Representative Spradley	Senator Andrews
Speaker of the House of Representatives	President of the Senate

(signed)	(signed)
Representative King	Senator Anderson
House Majority Leader	Senate Majority Leader

(signed)	(signed)
Representative Veiga	Senator Fitz-Gerald
House Minority Leader	Senate Minority Leader

Senate in recess.

Senate reconvened.

Senator Anderson moved a Call of the Senate.

MESSAGE FROM THE HOUSE

April 21, 2003
Mr. President:

The House has adopted the First Report of the First Conference Committee on SB03-258, as printed in House Journal, April 21, and has repassed the bill as so amended. The bill is returned herewith.

On motion of Senator Anderson the rules were suspended for the Consideration of the First Report of the First Conference Committee on **SB03-258**.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SB03-258 by Senator(s) Owen, Teck, Reeves; also Representative(s) Young, Witwer, Plant-- Concerning the provision for payment of the expenses of the executive, legislative, and judicial departments of the state of Colorado, and of its agencies and institutions, for and during the fiscal year beginning July 1, 2003, except as otherwise noted.

Senator Owen moved for the adoption of the First Report of the First Conference Committee on **SB03-258**, as printed in Senate Journal, April 21, pages 1124-1137. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	A	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	27	NO	7	EXCUSED	0	ABSENT	1
Anderson	Y	Groff	N	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	N	Takis	Y
Cairns	N	Hagedorn	Y	Linkhart	A	Tapia	Y
Chlouber	Y	Hanna	Y	May	N	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	N	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	N
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	N	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

MESSAGE FROM THE HOUSE

April 21, 2003
Mr. President:

The House has adopted the First Report of the First Conference Committee on SB03-271, as printed in House Journal, April 21, and has repassed the bill as so amended. The bill is returned herewith.

The House has adopted the First Report of the First Conference Committee on SB03-291, as printed in House Journal, April 21, and has repassed the bill as so amended. The bill is returned herewith.

The House has voted to reject the First Report of the First Conference Committee on SB03-300, and requests the Conferees be discharged and that a second Conference Committee be appointed. The Speaker has appointed Representatives Young, chairman, Plant, and Witwer as House conferees on the Second Conference Committee on SB03-300. The bill is returned herewith.

IMMEDIATE CONSIDERATION OF SB03-271

SB03-271 by Senator(s) Owen, Reeves, Teck; also Representative(s) Young, Plant, Witwer--
Concerning the augmentation of the general fund through transfers of certain moneys.

Senator Anderson moved to suspend the Rules for immediate consideration of **SB03-271**.

A majority of all members elected to the Senate having voted in the affirmative, consideration was granted.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SB03-271 by Senator(s) Owen, Reeves, Teck; also Representative(s) Young, Plant, Witwer--
Concerning the augmentation of the general fund through transfers of certain moneys.

Senator Owen moved for the adoption of the First Report of the First Conference Committee on **SB03-271**, as printed in Senate Journal, April 21, pages 1123-1124. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	A	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	0	ABSENT	1
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	A	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	N	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

SB03-271

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

COMMITTEE OF REFERENCE REPORTS

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB03-291**

**THIS REPORT AMENDS THE
REREVISED BILL**

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on SB03-291, concerning changes to the children's basic health plan, and making an appropriation in connection therewith, has met and reports that it has agreed upon the following:

1. That the Senate accede to the House amendments made to the bill, as said amendments appear in the rerevised bill, with the following change:

Amend rerevised bill, page 4, line 13, strike "51,551" and substitute "52,965".

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Amend rerevised bill, page 2, line 20, strike "UNTIL" and substitute "THROUGH";

line 22, strike "PROGRAM" and substitute "PLAN";

line 23, strike "THEN" and substitute "SUBSEQUENTLY" and strike "PROGRAM OR WHO" and substitute "PLAN OR ANY WOMAN WHO".

Page 3, line 1, strike "PREGNANCY." and substitute "PREGNANCY UNDER THE PLAN UNTIL NOVEMBER 1, 2003. EFFECTIVE NOVEMBER 1, 2003, ANY SUCH WOMAN WHO STILL REQUIRES PRENATAL CARE OR POSTPARTUM CARE BEYOND NOVEMBER 1, 2003, SHALL NO LONGER BE ENROLLED IN THE PLAN ON OR AFTER NOVEMBER 1, 2003, BUT SHALL BE ENROLLED IN THE STATE-ONLY PRENATAL PROGRAM CREATED IN SECTION 26-19-107.5 AND SHALL CONTINUE TO RECEIVE HER PRENATAL CARE AND POSTPARTUM CARE FROM THE STATE-ONLY PRENATAL PROGRAM CREATED IN SECTION 26-19-107.5.";

line 9, strike "PRENATAL PROGRAM." and substitute "PLAN.";

after line 11, insert the following:

"SECTION 2. Article 19 of title 26, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

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SB03-291

26-19-107.5. State-only prenatal program - legislative declaration - repeal. (1) THE GENERAL ASSEMBLY HEREBY DECLARES THAT ITS INTENT IN CREATING THE STATE-ONLY PROGRAM FOR PRENATAL AND POSTPARTUM CARE FOR PREGNANT WOMEN IN THIS SECTION IS TO ESTABLISH A TRANSITIONAL PROGRAM TO PROVIDE PRENATAL CARE AND POSTPARTUM CARE FOR THAT GROUP OF WOMEN WHO WERE ALREADY DETERMINED ELIGIBLE UNDER THE PLAN OR WHO WERE ALREADY ENROLLED IN THE PLAN PRIOR TO THE SUSPENSION OF PRENATAL AND POSTPARTUM SERVICES UNDER THE PLAN.

(2) SUBJECT TO AVAILABLE APPROPRIATIONS, THERE IS HEREBY CREATED IN THE DEPARTMENT A STATE-ONLY PROGRAM FOR PRENATAL AND POSTPARTUM CARE, REFERRED TO IN THIS SECTION AS THE "STATE-ONLY PRENATAL PROGRAM", WHICH SHALL PROVIDE PRENATAL CARE AND SIXTY DAYS OF POSTPARTUM CARE TO ANY WOMAN WHO WAS DETERMINED PRESUMPTIVELY ELIGIBLE BY THE ADMINISTRATOR OF THE PLAN AS DESCRIBED IN SECTION 26-19-109 (5) (a) (I) PRIOR TO THE EFFECTIVE DATE OF THIS SECTION AND WHO WAS SUBSEQUENTLY DETERMINED ELIGIBLE FOR THE PLAN OR ANY WOMAN WHO WAS ENROLLED IN SUCH PLAN PRIOR TO THE EFFECTIVE DATE OF THIS SECTION. THE DEPARTMENT SHALL ENROLL SUCH WOMEN IN THE STATE-ONLY PRENATAL PROGRAM, EFFECTIVE NOVEMBER 1, 2003. THE DEPARTMENT SHALL ONLY PROVIDE SERVICES UNDER THE STATE-ONLY PRENATAL PROGRAM TO SUCH WOMEN ON OR AFTER NOVEMBER 1, 2003, AND UNTIL THE LAST WOMAN ELIGIBLE FOR THE STATE-ONLY PRENATAL PROGRAM HAS RECEIVED CARE. THE STATE-ONLY PRENATAL PROGRAM SHALL BE FUNDED FROM APPROPRIATIONS MADE TO THE DEPARTMENT BY THE GENERAL ASSEMBLY.

(3) THE MEDICAL SERVICES BOARD SHALL ADOPT RULES AS NECESSARY TO IMPLEMENT THE STATE-ONLY PRENATAL PROGRAM, INCLUDING THE PATIENT'S RIGHTS AND RESPONSIBILITIES, ELIGIBILITY, ENROLLMENT, AND THE TYPES OF SERVICES COVERED.

(4) THE DEPARTMENT MAY CONTRACT WITH THE PROVIDERS WHO PROVIDE PRENATAL AND POSTPARTUM SERVICES UNDER THE PLAN TO PROVIDE SUCH SERVICES UNDER THE STATE-ONLY PRENATAL PROGRAM. SUCH CONTRACTS MAY BE ENTERED INTO IN THE SAME MANNER AS THOSE FOR THE PLAN.

(5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2004.

SECTION 3. 26-19-108 (4), Colorado Revised Statutes, is amended to read:

26-19-108. Financial management. (4) (a) Nothing in this article or any rules promulgated pursuant to the plan shall be interpreted to create a legal entitlement in any person to coverage under the plan. Enrollment in the plan shall be limited based upon annual appropriations made out of the trust by the general assembly as described in section 26-19-105 and any grants and donations. The general assembly shall annually establish maximum enrollment figures for subsidized children. Such enrollment caps shall not be exceeded by the department regardless of whether the funding comes from annual appropriations or grants and donations. When enrollment in the plan must be limited pursuant to this subsection (4), the department shall give priority to children who would qualify for medicaid as if there were no asset testing and to children with family incomes under one hundred thirty-three percent of the federal poverty level.

(b) THE DEPARTMENT SHALL REPORT QUARTERLY TO THE JOINT BUDGET COMMITTEE ON ANY ENROLLMENT CAPS THAT HAVE BEEN INSTITUTED FOR THE PLAN AND THE NUMBER OF CHILDREN WHO ARE ON WAITING LISTS."

Renumber succeeding sections accordingly.

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SB03-291

Page 4, after line 9, insert the following:

"(2) (a) For the implementation of this act, appropriations made in the annual general appropriation act to the department of health care policy and financing for the fiscal year beginning July 1, 2003, shall be adjusted as follows:

(I) The general fund appropriation for the indigent care program, HB 97-1304 children's basic health plan trust, is increased by three hundred thousand dollars (\$300,000).

(II) The appropriation for the indigent care program, children's basic health plan, premium costs, is increased by seven hundred sixty one-thousand five hundred three dollars (\$761,503). Of said sum, two hundred sixty-six thousand five hundred twenty-six dollars (\$266,526) shall be from the children's basic health plan trust established in section 26-19-105, Colorado Revised Statutes, and four hundred ninety-four thousand nine hundred seventy-seven dollars (\$494,977) shall be from federal funds.

(III) The appropriation for the indigent care program, children's basic health plan, dental benefit costs, is increased by ninety-five thousand one hundred thirty-four dollars (\$95,134). Of said sum, thirty-three thousand two hundred ninety-seven dollars (\$33,297) shall be from the children's basic health plan trust established in section 26-19-105, Colorado Revised Statutes, and sixty-one thousand eight hundred thirty seven dollars (\$61,837) shall be from federal funds.

(b) It is the intent of the general assembly that the appropriations made in paragraph (a) of this subsection (2) for the implementation of this act shall be derived from savings generated from the implementation of the provisions of SB 03-101, as enacted during the first regular session of the sixty-fourth general assembly.

(3) (a) For the implementation of this act, appropriations made in the annual general appropriation act to the department of health care policy and financing for the fiscal year beginning July 1, 2003, shall be adjusted as follows:

(I) The general fund appropriation for the indigent care program, HB 97-1034, children's basic health plan trust, is increased by four hundred eighty-four thousand dollars (\$484,000).

(II) The appropriation for the indigent care program, children's basic health plan, premium costs, is increased by one million two hundred twenty-eight thousand five hundred three dollars (\$1,228,503). Of said sum, four hundred twenty-nine thousand, nine hundred seventy-six dollars (\$429,976) shall be from the children's basic health plan trust established in section 26-19-105, Colorado Revised Statutes, and seven hundred ninety-eight thousand five hundred twenty-seven dollars (\$798,527) shall be from federal funds.

(III) The appropriation for the indigent care program, children's basic health plan, dental benefit costs, is increased by one hundred fifty-three thousand four hundred seventy-five dollars (\$153,475). Of said sum, fifty-three thousand seven hundred sixteen dollars (\$53,716) shall be from the children's basic health plan trust established in section 26-19-105, Colorado Revised Statutes, and ninety-nine thousand seven hundred fifty-nine dollars (\$99,759) shall be from federal funds.

(b) It is the intent of the general assembly that the appropriations made in paragraph (a) of this subsection (3) for the implementation of this act shall be derived from savings generated from the implementation of the provisions of SB 03-107, as enacted during the first regular session of the sixty-fourth general assembly.";

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SB03-291

line 10, strike "(2)" and substitute "(4)";

line 14, strike "2,450" and substitute "2,417";

line 17, strike "350" and substitute "342";

after line 21, insert the following:

"SECTION 5. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2003, the sum of forty-three thousand seven hundred dollars (\$43,700), or so much thereof as may be necessary, for the purpose of providing a state-only prenatal program as described in section 26-19-107.5, Colorado Revised Statutes.

(2) It is the intent of the general assembly that the general fund appropriation for the implementation of the state-only prenatal program created in section 26-19-107.5, Colorado Revised Statutes, shall be derived from savings generated from the implementation of the provisions of SB 03-101, as enacted during the first regular session of the sixty-fourth general assembly."

Renumber succeeding section accordingly.

Respectfully submitted,

Senate Committee:
(signed)
Senator Owen, Chairman
Senator Teck
Senator Reeves

House Committee:
(signed)
Representative Young, Chairman
Representative Witwer
Representative Plant

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SB03-291

by Senator(s) Owen, Reeves, Teck; also Representative(s) Young, Plant, Witwer--
Concerning changes to the children's basic health plan, and making an appropriation in connection therewith.

Senator Owen moved for the adoption of the First Report of the First Conference Committee on **SB03-291**, as printed in Senate Journal, April 21, pages 1148-1151. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	A	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

SB03-291

YES	32	NO	2	EXCUSED	0	ABSENT	1
Anderson	Y	Groff	N	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	N	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	A	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

IMMEDIATE CONSIDERATION OF SB03-300

SB03-300 by Senator(s) Teck, Owen, Reeves; also Representative(s) Plant, Witwer, Young-- Concerning the imposition of a management fee on certain funds that are invested by the state treasurer.

Senator Anderson moved to suspend the Rules for immediate consideration of **SB03-300**.

A majority of all members elected to the Senate having voted in the affirmative, consideration was granted.

CONSIDERATION OF CONFERENCE COMMITTEE REPORT

SB03-300 by Senator(s) Teck, Owen, Reeves; also Representative(s) Plant, Witwer, Young-- Concerning the imposition of a management fee on certain funds that are invested by the state treasurer.

Senator Teck moved that the Senate recede from its position and concur in House Amendments. The motion was **adopted** by the following roll call vote:

YES	33	NO	1	EXCUSED	0	ABSENT	1
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	A	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	N
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	0	ABSENT	1
Anderson	Y	Groff	Y	Kester	Y	Sandoval	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Takis	Y
Cairns	Y	Hagedorn	Y	Linkhart	A	Tapia	Y
Chlouber	Y	Hanna	Y	May	Y	Taylor	Y
Dyer	Y	Hillman	Y	McElhany	Y	Teck	Y
Entz	Y	Isgar	Y	Nichol	Y	Tupa	Y
Evans	Y	Johnson	Y	Owen	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Phillips	Y	Mr. President	Y
Gordon	Y	Keller	Y	Reeves	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

MESSAGE FROM THE HOUSE

April 21, 2003
Mr. President:

The House has granted permission to go beyond the scope of differences on SB03-282.

On motion of Senator Anderson, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of April 21, was laid over until Tuesday, April 22, retaining its place on the calendar.

Consideration of Resolutions: SJR03-036, SJR03-038, HJR03-1043, SJR03-040, SJR03-042, SJR03-046.

Consideration of Memorials: SJM03-006, SM03-001, SJM03-007, SJM03-008.

Consideration of Governor's Vetoes: SB03-207.

Consideration of Governor's Appointments:

Members of the State Housing Board;

Members of the Colorado Civil Rights Commission.

Conference Committees to Report: HB03-1025, SB03-098, HB03-1111, SB03-009, SB03-065, HB03-1218, HB03-1305, HB03-1253, SB03-088, SB03-007, HB03-1092, HB03-1237, HB03-1007, SB03-038, HB03-1219, SB03-113, SB03-106, SB03-282, SB03-268, SB03-297, HB03-1290, SB03-275, SB03-235, HB03-1172, HB03-1240, HB03-1228, SB03-248.

Request for Conference Committees: HB03-1147.

On motion of Senator Anderson, the Senate adjourned until 9:00 a.m., Tuesday, April 22, 2003.

Approved:

John Andrews
President of the Senate

Attest:

Mona Heustis
Secretary of the Senate

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