Legislative Coffee Friday, March 21 7:30 - 9:00 A.M. Capitol, Second Floor North A Brotherhood Active Towards Education

Legislative Coffee Monday, March 24 8:00 - 10:00 A.M. Capitol, Second Floor North Directors of Volunteers in Agencies

SENATE CALENDAR
Sixty-fourth General Assembly
STATE OF COLORADO

First Regular Session

73rd Legislative Day

Friday, March 21, 2003

Hour of convening: 9:00 a.m.

THIRD READING OF BILLS--FINAL PASSAGE

by Senator(s) May R., Johnson S., McElhany, Chlouber; also Representative(s) Rippy--Concerning the allocation of sales and use tax revenues to the highway users tax fund, and, in connection therewith, increasing the amount of allocations, requiring allocations to be made for every state fiscal year without regard to the amount of state revenues for the fiscal year, and requiring a specified percentage of the revenues allocated to be expended for highway purposes or highway-related capital improvements.

(Amended in General Orders as printed in Senate Journal, March 14, 2003, page 650)

(Laid over from March 20)

by Representative(s) Harvey; also Senator(s) Lamborn--Concerning increased limitations on claims asserting that a mortgage is unconscionable.
 (Amended in General Orders as printed in Senate Journal, March 14, 2003, page 651)

(Amended in General Orders as printed in Senate Journal, March 14, 2003, page (Laid over from March 20)

HB03-1290 by Representative(s) Lee; also Senator(s) Cairns--Concerning declarations of a state of emergency. (Amended in General Orders as printed in Senate Journal, March 17, 2003, pages 674-676) (Laid over from March 20)

GENERAL ORDERS--SECOND READING OF BILLS

SB03-073 by Senator(s) **Owen**; also Representative(s) Hoppe--Concerning an increase in the state engineer's authority to approve the use of water.

(Agriculture, Natural Resources & Energy recommends the bill be amended as printed in Senate Journal, February 17, 2003, pages 392-397)

(Appropriations recommends the bill be amended as printed in Senate Journal, February 24, 2003, page 455)

(Laid over from March 14)

by Senator(s) **Hillman**; also Representative(s) Rhodes--Concerning a prohibition on local governments from requiring an owner of a private residential property to sell the property below its fair market value. (State Veterans & Military Affairs recommends the bill be amended as printed in Senate Journal, February 4, 2003, page 243) (Laid over from March 14)

SB03-232 by Senator(s) **Chlouber**;--Concerning the office of consumer counsel. (Laid over from March 14)

(Laid over from March 14)

SB03-001 by Senator(s) **Cairns**; also Representative(s) Lee--Concerning property tax credits to support education in the state.

(Education recommends the bill be amended as printed in Senate Journal, February 14, 2003, pages 370-371)

(Appropriations recommends the bill be amended as printed in Senate Journal, February 28, 2003, pages 512-513)

(Laid over from March 20)

HB03-1237 by Representative(s) Judd; also Senator(s) **Lamborn**--Concerning technical modifications to the statutes enforced by the administrator of the "Uniform Consumer Credit Code", and, in connection therewith, amending or repealing obsolete, inconsistent, and conflicting provisions of law.

(Business Affairs & Labor recommends the bill be amended as printed in Senate Journal, March 4, 2003, pages 527-528)

(Laid over from March 20)

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.

(State Veterans & Military Affairs recommends the bill be amended as printed in Senate Journal, March 7, 2003, page 565)

(Laid over from March 20)

HB03-1007 by Representative(s) Williams T., Clapp; also Senator(s) **Hillman**--Concerning the limitation on noneconomic damages for certain physical injuries in medical malpractice actions.

(Health, Environment, Welfare & Institutions recommends the bill be amended as printed in Senate Journal, March 7, 2003, page 582)

(Laid over from March 20)

by Senator(s) **McElhany**; also Representative(s) Williams T.--Concerning the preparation of a cost-benefit analysis of rules proposed for adoption by state agencies under the "State Administrative Procedure Act" to determine the impact of the proposed rules on the state's economy.

(Business Affairs & Labor recommends the bill be amended as printed in Senate Journal, March 11, 2003, pages 610-612)

(Laid over from March 20)

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

(Amended in General Orders as printed in Senate Journal, March 17, 2003, page 677) (Laid over from March 20)

- **HB03-1240** by Representative(s) Clapp; also Senator(s) **Dyer**--Concerning changes to the juvenile justice system. (Judiciary recommends the bill be amended as printed in Senate Journal, March 11, 2003, pages 616-617) (Laid over from March 20)
- by Representative(s) McCluskey, Hall, Berry, Briggs, Fairbank, Frangas, Fritz, Hoppe, Larson, Lee, May M., Merrifield, Paccione, Rippy, Rose, Sinclair, Spence, Spradley, Stafford, White, Wiens; also Senator(s)
 Johnson S.--Concerning the penalties associated with impersonating a peace officer.
 (Laid over from March 20)
- by Representative(s) Fritz, Lee, Hefley, Spradley, Fairbank, Frangas, Jahn, Mitchell, White, Williams T.;
 also Senator(s) Dyer, Anderson--Concerning death penalty aggravating factors.
 Judiciary recommends the bill be amended as printed in Senate Journal, March 14, 2003, page 645)
 (Laid over from March 20)
- by Representative(s) Fairbank; also Senator(s) Cairns--Concerning accessibility standards for residential projects designed to serve persons with disabilities.
 (Laid over from March 20)
- https://doi.org/10.1007/10.100

(Local Government recommends the bill be amended as printed in Senate Journal, March 12, 2003, page 621)

(Laid over from March 20)

HB03-1306 by Representative(s) Hall; also Senator(s) **Jones**--Concerning the appointment of independent referees by a board of county commissioners to conduct a hearing related to a petition for an abatement or refund of property taxes.

(Laid over from March 20)

HB03-1244 by Representative(s) Ragsdale; also Senator(s) **Tapia**--Concerning penalties imposed for committing the crime of defacing property.

(Judiciary recommends the bill be amended as printed in Senate Journal, March 12, 2003, pages 626-627) (Laid over from March 20)

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

(Judiciary recommends the bill be amended as printed in Senate Journal, March 12, 2003, page 627) (Laid over from March 20)

by Representative(s) Marshall; also Senator(s) Chlouber--Concerning the application of the statute of limitations for prosecuting offenses based on a series of acts performed at different times to criminal violations under the "Colorado Securities Act".
 (Laid over from March 20)

HB03-1197

by Representative(s) May M., Judd; also Senator(s) **Taylor**, Anderson--Concerning the use of confidential communications between certified public accountants and clients in proceedings relating to the attest activities of certified public accountants, and, in connection therewith, creating an exception to the Colorado accountant-client privilege for purposes of disciplinary functions of the state board of accountancy related to attest services.

(Amended in General Orders as printed in Senate Journal, March 14, 2003, pages 655-656) (Laid over from March 20)

SB03-238 by Senator(s) **Chlouber**; also Representative(s) Stengel--Concerning the recovery of actual costs of utility facility relocation at the request of a government entity.

(Finance recommends the bill be amended as printed in Senate Journal, March 13, 2003, page 629) (Laid over from March 20)

by Representative(s) Spence, Briggs, Cadman, Clapp, Crane, Fairbank, Harvey, Hefley, King, Lee,
 Lundberg, Rhodes, Rose, Schultheis, Spradley, Stafford, White, Williams T., Witwer; also Senator(s)
 Anderson--Concerning the provision of financial assistance for kindergarten through twelfth grade

(Finance recommends the bill be amended as printed in Senate Journal, March 13, 2003, pages 629-630) (Laid over from March 20)

- by Senator(s) May R.; also Representative(s) Rippy--Concerning the continuation of the regulation of certain persons in the business of automotive sales, and, in connection therewith, continuing the regulatory functions of the executive director of the department of revenue related to motor vehicle sales.

 (Laid over from March 20)
- **HB03-1253** by Representative(s) Stengel, Briggs, Coleman, Larson, Ragsdale, Stafford; also Senator(s) **Kester**-Concerning the prevention of discriminatory trade practices in the payment of motor vehicle insurance claims for the repair of damaged motor vehicles.

(Transportation recommends the bill be amended as printed in Senate Journal, March 13, 2003, page 631) (Laid over from March 20)

by Representative(s) McCluskey, Hoppe, Briggs, Brophy, Fairbank, Fritz, Hall, Johnson R., King, May M., Miller, Rose, White, Wiens; also Senator(s) Taylor--Concerning the refund of beef board fees by the board of directors of the Colorado beef council authority.
 (Laid over from March 20)

HB03-1046 by Representative(s) Madden; also Senator(s) **Hillman**--Concerning the creation of a conservation easement in gross through a reservation. (Laid over from March 20)

HB03-1001 by Representative(s) Hoppe; also Senator(s) **Johnson S.**--Concerning increased flexibility in the use of water resources.

(State Veterans & Military Affairs recommends the bill be amended as printed in Senate Journal, March 13, 2003, page 631)

(Laid over from March 20)

education to disadvantaged children.

HB03-1241 by Representative(s) Fairbank; also Senator(s) **McElhany**--Concerning signature verification on election ballots.

(State Veterans & Military Affairs recommends the bill be amended as printed in Senate Journal, March 13, 2003, page 631)

(Laid over from March 20)

HB03-1271 by Representative(s) Sinclair; also Senator(s) **Taylor**--Concerning voting by certain electors who are located outside the state.

(Laid over from March 20)

HB03-1142 by Representative(s) Crane, Clapp, Fairbank, Fritz, Harvey, Hefley, King, Lee, May M., Mitchell, Rhodes, Schultheis, Spence, Stafford, White; also Senator(s) **Chlouber**, Lamborn--Concerning minor political parties.

(Laid over from March 20)

HB03-1255 by Representative(s) Stafford, Williams S.; also Senator(s) **Johnson S.**--Concerning the enhancement of patient safety through the confidential analysis of health care information by nongovernmental patient safety organizations.

(Laid over from March 20)

HB03-1283 by Representative(s) Stafford; also Senator(s) **Johnson S.**--Concerning qualifications for designation as a managed service organization for the purchase of treatment services related to alcohol and drug abuse. (Laid over from March 20)

HB03-1061 by Representative(s) May M.; also Senator(s) **Phillips**--Concerning the repeal of the requirement that the state board of registration for professional engineers and professional land surveyors publish an annual roster.

(Business Affairs & Labor recommends the bill be amended as printed in Senate Journal, March 13, 2003, page 633)

(Laid over from March 20)

HB03-1033 by Representative(s) Spradley, Jahn, Tochtrop; also Senator(s) **Hagedorn**--Concerning the implementation of the federal "Employee Retirement Income Security Act" with regard to the administration of requests for health benefits.

(Business Affairs & Labor recommends the bill be amended as printed in Senate Journal, March 13, 2003, pages 633-634)

(Laid over from March 20)

HB03-1219 by Representative(s) Hall, Fritz, Hoppe, Larson, McCluskey, White, Williams T.; also Senator(s) **Johnson** S.--Concerning the regulation of collection agencies, and, in connection therewith, continuing the collection agency board.

(Laid over from March 20)

HB03-1172 by Representative(s) Clapp, Crane, Hefley, Lee, Lundberg, Rhodes, Spradley, White; also Senator(s) **Dyer**-Concerning school board policies covering when personnel may address health care treatment for student behavior issues.

(Laid over from March 20)

HB03-1083 by Representative(s) Spence, Paccione; also Senator(s) Arnold, Anderson, Dyer, Hanna, Johnson S.--Concerning repeal of the requirement that transfer rules shall not prohibit a student's participation in extracurricular activities if the student enrolls in the transfer school within fifteen days after the school year begins and prior to participating in the activity during the same school year at the prior school of enrollment.

(Laid over from March 20)

HB03-1108

by Representative(s) Paccione; also Senator(s) **Tupa**--Concerning a standard policy for accepting international baccalaureate diploma students in Colorado institutions of higher education.

(Education recommends the bill be amended as printed in Senate Journal, March 13, 2003, pages 634-636) (Laid over from March 20)

HB03-1218

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

(State Veterans & Military Affairs recommends the bill be amended as printed in Senate Journal, March 14, 2003, page 645)

(Laid over from March 20)

HB03-1216

by Representative(s) Stafford; also Senator(s) Cairns--Concerning the equipment required for driving school vehicles.

(Laid over from March 20)

HB03-1053

by Representative(s) Ragsdale, Borodkin, Coleman; also Senator(s) **Teck**, Entz, May, Takis--Concerning emissions testing for diesel vehicles.

(Laid over from March 20)

HB03-1050

by Representative(s) Coleman; also Senator(s) **Kester**--Concerning the creation of the business enterprise program cash fund for the state's vending facility program.

(Laid over from March 20)

HB03-1229

by Representative(s) Cloer, Schultheis; also Senator(s) **Johnson S.**--Concerning an exemption from authority-to-practice requirements for mental health professionals with authority to practice in another state who practice in Colorado up to twenty days annually.

(Laid over from March 20)

HB03-1211

by Representative(s) Williams T.; also Senator(s) **Anderson**--Concerning records of child abuse or neglect for the protection of children.

(Health, Environment, Welfare & Institutions recommends the bill be amended as printed in Senate Journal, March 14, 2003, pages 646-647)

(Laid over from March 20)

HB03-1228

by Representative(s) Cadman, Crane, Fairbank, Rhodes; also Senator(s) **Dyer**--Concerning a limitation on liability for the treatment costs of specified health care conditions of a person in a county jail.

(Local Government recommends the bill be amended as printed in Senate Journal, March 14, 2003, pages 647-648)

(Laid over from March 20)

HB03-1087

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

(Laid over from March 20)

SB03-237

by Senator(s) **Anderson**; also Representative(s) Pommer--Concerning moneys for the repayment of school district obligations.

(Education recommends the bill be amended as printed in Senate Journal, March 14, 2003, page 648) (Laid over from March 20)

CONSIDERATION OF RESOLUTIONS

SJR03-028 by Senator(s) **Dyer**; also Representative(s) Stengel--Concerning proclaiming March 16, 2003, as Liberty

Day in Colorado.

(Laid over from March 20)

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB03-117 by Senator(s) **Cairns**; also Representative(s) Spence--Concerning the schedule by which the department of education releases school accountability reports.

(Amended as printed in House Journal, March 7, page 1071)

(Laid over from March 20)

CONSIDERATION OF GOVERNOR'S VETOES

SB03-207 by Senator(s) **Owen**, Teck, Reeves; also Representative(s) Young, Witwer, Plant--Concerning a supplemental appropriation to the department of labor and employment.

(Veto message as printed in Senate Journal, March 11, page 615)

(Laid over from March 20)

CONFERENCE COMMITTEES TO REPORT

HB03-1161 by Representative(s) Rippy, Fritz, Cadman, White; also Senator(s) **McElhany**--Concerning limitations on claims for damages filed against construction professionals.

(Amended as printed in Senate Journal, March 7, page 584)

House Conferees: Representatives Rippy, chairman, T. Williams, and Miller

Senate Conferees: Senators McElhany, chairman, Hillman, Hanna

(Laid over from March 20)

REQUESTS FOR CONFERENCE COMMITTEES

SB03-065 by Senator(s) **Chlouber**; also Representative(s) Miller--Concerning animal protection.

(Amended as printed in House Journal, March 11, pages 1099-1101)

Senate Conferees: Senators

House Conferees: Representatives

(Laid over from March 20)

HB03-1103 by Representative(s) Briggs; also Senator(s) **Chlouber**--Concerning an increase of the service required to be provided by qualified private businesses pursuant to competitively negotiated contracts to fifty percent of the regional transportation district service that involves transporting the general public by means of any self-propelled vehicle that is designed primarily for travel on the public highways.

(Amended as printed in Senate Journal, March 7, page 578)

House Conferees: Representatives Briggs, chairman, Berry, and Miller

Senate Conferees: Senators (Laid over from March 20)

Page 8 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. (Amended as printed in Senate Journal, March 7, page 579) House Conferees: Representatives Hall, chairman, Stengel, and Jahn Senate Conferees: Senators (Laid over from March 20) HB03-1025 by Representative(s) Frangas; also Senator(s) Keller--Concerning the option of addressing any special education history in a juvenile adjudication proceeding. (Amended as printed in Senate Journal, March 7, page 580) House Conferees: Representatives Lee, chairman, Hefley, and Frangas Senate Conferees: Senators (Laid over from March 20) SENATE COMMITTEE MEETINGS Friday, March 21, 2003 AGRICULTURE, NATURAL RESOURCES and ENERGY UPON ADJOURNMENT 352 (Senators Entz-C, Taylor-VC, Chlouber, Grossman, Hillman, Isgar, & Tapia) HB03-1092 by Representative White; also Senator Anderson--Management Of State Owned Forest Lands by Representative Rippy; also Senator McElhany--Drought Loans Water Instream Flows HB03-1320 APPROPRIATIONS UPON ADJOURNMENT (Senators Owen-C, Teck-VC, Chlouber, Dyer, Grossman, Hillman, Keller, Lamborn, Phillips, & Reeves) by Senator Owen; also Representative Witwer--Admin Fee For Public Program Recipients SB03-246 EDUCATION 1:30 P.M. 353 (Senators Arnold-C, Cairns-VC, Gordon, Jones, McElhany, Tupa, & Windels)

HB03-1250 by Representative Sinclair; also Senator Cairns--Science & Tech Ed Center Grant Awards **HB03-1021** by Representative King; also Senator Arnold--Cap Constr For Qualified Charter Schools

HEALTH, ENVIRONMENT, WELFARE & INSTITUTIONS 1:30 P.M.

354

(Senators Johnson S.-C, Kester-VC, Dyer, Evans, Hagedorn, Hanna, & Sandoval)

SB03-010 by Senator **Tupa**; also Representative White--Crim Hist Check Vulnerable Persons

BUSINESS AFFAIRS and LABOR 1:30 P.M.

354

(Senators McElhany-C, Jones-VC, Johnson S., Kester, Phillips, Takis, & Tapia)

MEMBERS OF THE STATE HOUSING BOARD

for term expiring January 31, 2005:

Rose A. Durham of Colorado Springs, to serve as a member from the Fifth Congressional District and as a Republican, reappointed.

JUDICIARY 1:30 P.M.

352

(Senators Dyer-C, Hillman-VC, Arnold, Evans, Gordon, Groff, & Windels)

SB03-122 by Senator **Fitz-Gerald**; also Representative (None)--Increase Penalty For Water Quality Crime (for action only)

HB03-1236 by Representative Hefley; also Senator Dyer--Changes To Substantive Criminal Law

SB03-247 by Senator **Dyer**; also Representative (None)--Parole Changes

STATE VETERANS and MILITARY AFFAIRS 1:30 P.M.

356

(Senators Lamborn-C, May R.-VC, Andrews, Cairns, Hanna, Keller, & Nichol)

HB03-1256 by Representative Spradley; also Senator Anderson--Lease Purchases For CSPII and Fitzsimons

HB03-1112 by Representative McFadyen; also Senator **Tapia**--Inadmissability Of Juvenile Statements (for action only)

HB03-1214 by Representative Harvey; also Senator Cairns--Abortion Parental Notification Act (for action only)

HB03-1089 by Representative Mitchell; also Senator Taylor--Eminent Domain Reimbursement

HB03-1128 by Representative Stafford; also Senator Cairns--Public Display Of The National Motto

Bills not heard today, will be heard Tuesday, March 25 (upon adjournment)

SENATE COMMITTEE MEETINGS

Tuesday, March 25, 2003

CAPITAL DEVELOPMENT 8:00 A.M. (Senators McElhany-VC, Cairns, & Tapia)

356

Cash Request and Supplemental Request from Mesa State College Supplemental Request from the Department of Revenue FY 2003-04 Cash Request from the Department of Labor and Employment Supplemental Request from the University of Colorado - Colorado Springs

EXECUTIVE COMMITTEE 8:30 A.M.

HCR0112

(Senators Andrews-C, Anderson, & Fitz-Gerald)

(Senators Entz-C, Taylor-VC, Chlouber, Grossman, Hillman, Isgar, & Tapia)

HB03-1140 by Representative Larson; also Senator Entz--Noxious Weed Management

HJR03-1012 by Representative Hoppe; also Senator Entz--Species Conservation Eligibility List

SENATE COMMITTEE MEETINGS

Wednesday, March 26, 2003

BUSINESS AFFAIRS and LABOR 1:30 P.M.

354

(Senators McElhany-C, Jones-VC, Johnson S., Kester, Phillips, Takis, & Tapia)

MEMBERS OF THE PINNACOL ASSURANCE BOARD OF DIRECTORS

for terms expiring January 1, 2008:

Peter M. Meersman of Aurora, Colorado, to serve as an employee representative whose liability is insured by Pinnacol Assurance, reappointed;

Debra E. Lovejoy of Colorado Springs, Colorado, to serve as an employee representative whose liability is insured by Pinnacol Assurance, appointed;

J. Mark Eagleton of Golden, Colorado to serve as an employee representative whose liability is insured by Pinnacol Assurance, appointed;

Gary O. Johnson of Lakewood, Colorado, to serve as a representative with experience in management and operation of an insurance company, appointed;

David L. Stevens of Denver, Colorado, to serve as a representative with experience in investment and finance, appointed.

SENATE COMMITTEE MEETINGS

Thursday, March 27, 2003

JOINT MEETING:

EDUCATION AND

(Senators Arnold-C, Cairns-VC, Gordon, Jones, McElhany, Tupa, & Windels)

FINANCE 8:00 A.M.

354

(Senators Taylor-C, Evans-VC, Anderson, Groff, Lamborn, Phillips, & Sandoval)

MEMBERS OF THE COLORADO STUDENT OBLIGATION BOND AUTHORITY BOARD OF DIRECTORS

for a term expiring July 31, 2003:

Debra A. Baldwin of Cherry Hills Village, Colorado, to fill the vacancy occasioned by the resignation of Joanne G. Ballard, appointed;

effective July 31, 2002 for terms expiring July 31, 2006:

James B. Haass of Englewood, Colorado, appointed;

Gilbert D. Friesen of Westminster, Colorado, reappointed;

Friday, May 2, 2003

CONSIDERATION OF RESOLUTIONS

SJR03-014 by Senator(s) **Arnold,** Cairns, Chlouber, Entz, Hillman, Jones, Kester, May R., McElhany; also Representative(s) Larson--Concerning Colorado peace officer appreciation day. (Laid over from February 5)

Individuals with disabilities needing auxiliary aids may request assistance by contacting Ms. Delphine Whatley at Legislative Council, Room 029 Capitol. Call 303-866-3521. The TDD number is 303-866-3472.

I certify that the above calendar was posted on Thursday, March 20, 2003 at 4:00 p.m.

Renee White Senate Calendar Clerk