

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

Ninety-fourth Legislative Day

Friday, April 11, 2003

1 Prayer by Father John Toepfer, Annunciation Church.

2

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

4

5 Pledge of Allegiance led by Representative Fairbank.

6

7 The roll was called with the following result:

8

9 Present--63.

10 Excused--Representatives McFadyen, Mitchell--2.

11 Present after roll call--Representative McFadyen.

12

13 The Speaker declared a quorum present.

14

15

16 On motion of Representative Paccione, the reading of the journal of
17 April 10, 2003, was declared dispensed with and approved as corrected
18 by the Chief Clerk.

19

20

21

22

CONSIDERATION OF RESOLUTIONS

23

24 **HJR03-1037** by Representative(s) Garcia, Hodge, May M., Spence,
25 Stafford, Weddig, Williams S.; also Senator(s) Takis,
26 Andrews, Cairns, Chlouber, Evans, Hagedorn--Concerning
27 support for the establishment of a veterans affairs medical
28 center at Fitzsimons.

29

30 (Printed and placed in member's file, also printed in House Journal
31 March 26, pages 1276-1277.)

32

33 On motion of Representative Garcia, the resolution was read at length and
34 **adopted by viva voce** vote.

35

36 Co-sponsors added: Roll call of the House.

37

38

39 **HR03-1016** by Representative(s) Merrifield--Concerning National
40 Library Week.

41

42 (Printed and placed in member's file, also printed in House Journal
43 April 9, pages 1519-1520.)

1 On motion of Representative Merrifield, the resolution was read at length
 2 and **adopted** by **viva voce** vote.

3
 4 Co-sponsors added: Representatives Borodkin, Boyd, Briggs, Brophy, Butcher,
 5 Carroll, Cerbo, Cloer, Coleman, Decker, Frangas, Garcia, Hall, Harvey, Hefley,
 6 Hodge, Hoppe, Jahn, Johnson, Judd, Larson, Madden, Marshall, McCluskey,
 7 McFadyen, Miller, Paccione, Pommer, Ragsdale, Rhodes, Rippy, Romanoff,
 8 Salazar, Schultheis, Sinclair, Spence, Stafford, Stengel, Tochtrop, Veiga, Vigil,
 9 Weddig, Weissmann, White, Wiens, Williams S., Williams T., Witwer, Young,
 10 Speaker.

11
 12
 13
 14 **THIRD READING OF BILLS--FINAL PASSAGE**

15
 16 The following bills were considered on Third Reading. The titles were
 17 publicly read. Reading of the bill at length was dispensed with by
 18 unanimous consent.

19
 20 **SB03-260** by Senator(s) Teck, Owen, Reeves; also Representative(s)
 21 Plant, Witwer, Young--Concerning the registration of
 22 wholesale food manufacturers, and, in connection
 23 therewith, assessing a wholesale food manufacturing and
 24 storage fee and making an appropriation.

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

30
 31

YES	64	NO	00	EXCUSED	01	ABSENT	00
Berry	Y	Fritz	Y	May	Y	Sinclair	Y
Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
Cloer	Y	King	Y	Rhodes	Y	White	Y
Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
						Speaker	Y

48
 49 Co-sponsor added: Representative Paccione.

50
 51
 52 **SB03-261** by Senator(s) Teck, Owen, Reeves; also Representative(s)
 53 Witwer, Plant, Young--Concerning fees assessed for the
 54 costs of administering programs in the department of local
 55 affairs, and, in connection therewith, increasing certain
 56 fees collected by the bond allocations committee, the

1 office of the property tax administrator, and the board of
2 assessment appeals, and making an appropriation.
3

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

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

	YES	58	NO	06	EXCUSED	01	ABSENT	00
10	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
11	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
12	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
13	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
14	Brophy	N	Hefley	Y	Miller	Y	Stengel	Y
15	Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
16	Cadman	Y	Hoppe	Y	Paccione	N	Veiga	Y
17	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
18	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
19	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
20	Cloer	N	King	Y	Rhodes	N	White	Y
21	Coleman	Y	Larson	Y	Rippy	Y	Wiens	N
22	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
23	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
24	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
25	Frangas	Y	Marshall	Y	Schultheis	N	Young	Y
26							Speaker	Y

27
28 **SB03-262** by Senator(s) Owen, Reeves, Teck; also Representative(s)
29 Witwer, Plant, Young--Concerning transfers of moneys
30 related to capital construction.
31

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

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

	YES	60	NO	04	EXCUSED	01	ABSENT	00
38	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
39	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
40	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
41	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
42	Brophy	Y	Hefley	Y	Miller	N	Stengel	Y
43	Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
44	Cadman	Y	Hoppe	Y	Paccione	N	Veiga	Y
45	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
46	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
47	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
48	Cloer	Y	King	Y	Rhodes	Y	White	Y
49	Coleman	Y	Larson	N	Rippy	Y	Wiens	Y
50	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
51	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
52	Fairbank	Y	Madden	Y	Salazar	N	Witwer	Y
53	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
54							Speaker	Y

55 Co-sponsor added: Representative Rippy.
56

1 **SB03-263** by Senator(s) Owen, Reeves, Teck; also Representative(s)
 2 Witwer, Plant, Young--Concerning when the annual state
 3 contribution to the fire and police pension association to
 4 assist in amortizing the unfunded accrued liability of old
 5 hire pension plans shall be transferred, and, in connection
 6 therewith, eliminating the state contribution to the old hire
 7 pension plans for the 2003-04 and 2004-05 state fiscal
 8 years, extending the state contribution through the 2011-
 9 12 state fiscal year, and changing the date on which the
 10 state makes the annual contribution to April 30, and
 11 making an appropriation.
 12

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

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

36 Co-sponsors added: Representative Frangas.
 37

38 **SB03-266** by Senator(s) Reeves, Owen, Teck; also Representative(s)
 39 Young, Plant, Witwer--Concerning the authority of the
 40 department of health care policy and financing to charge
 41 a nursing facility provider fee to certain medicaid
 42 providers in order to establish nursing facility-related
 43 programs, and, in connection therewith, establishing the
 44 nursing facility quality of care grant program and the state
 45 nursing facility service program for specified legal
 46 immigrants, and making appropriations in connection
 47 therewith.
 48

49 The question being "Shall the bill pass?".
 50 A roll call vote was taken. As shown by the following recorded vote, a
 51 majority of those elected to the House voted in the affirmative and the bill
 52 was declared **passed**.
 53

	YES	62	NO	02	EXCUSED	01	ABSENT	00
55	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
56	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y

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

16 Co-sponsors added: Representatives Boyd, Cloer, Frangas, Jahn, Stafford,
17 Williams S.

18
19 **SB03-271** by Senator(s) Owen, Reeves, Teck; also Representative(s)
20 Young, Plant, Witwer--Concerning the augmentation of
21 the general fund through transfers of certain moneys.

22
23 The question being "Shall the bill pass?".

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

27	YES	45	NO	19	EXCUSED	01	ABSENT	00
28								
29	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
30	Borodkin	Y	Garcia	N	McCluskey	Y	Smith	Y
31	Boyd	Y	Hall	Y	McFadyen	N	Spence	Y
32	Briggs	Y	Harvey	N	Merrifield	N	Stafford	Y
33	Brophy	Y	Hefley	Y	Miller	N	Stengel	Y
34	Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
35	Cadman	N	Hoppe	Y	Paccione	N	Veiga	Y
36	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
37	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	N
38	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	N
39	Cloer	N	King	Y	Rhodes	N	White	N
40	Coleman	Y	Larson	N	Rippy	Y	Wiens	N
41	Crane	N	Lee	Y	Romanoff	Y	Williams S.	Y
42	Decker	Y	Lundberg	N	Rose	N	Williams T.	Y
43	Fairbank	Y	Madden	N	Salazar	Y	Witwer	Y
44	Frangas	Y	Marshall	Y	Schultheis	N	Young	Y
45							Speaker	Y

46
47 **SB03-276** by Senator(s) Reeves, Owen, Teck; also Representative(s)
48 Plant, Witwer, Young--Concerning cash funding of water
49 quality programs, and, in connection therewith, making
50 appropriations.

51
52 The question being "Shall the bill pass?".

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

56

	YES	49	NO	15	EXCUSED	01	ABSENT	00
1								
2	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
3	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	N
4	Boyd	Y	Hall	Y	McFadyen	N	Spence	Y
5	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
6	Brophy	Y	Hefley	Y	Miller	N	Stengel	Y
7	Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
8	Cadman	N	Hoppe	Y	Paccione	N	Veiga	Y
9	Carroll	Y	Jahn	N	Plant	Y	Vigil	Y
10	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
11	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
12	Cloer	Y	King	N	Rhodes	N	White	N
13	Coleman	N	Larson	N	Rippy	Y	Wiens	Y
14	Crane	N	Lee	N	Romanoff	Y	Williams S.	Y
15	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
16	Fairbank	Y	Madden	Y	Salazar	N	Witwer	Y
17	Frangas	Y	Marshall	Y	Schultheis	N	Young	Y
18							Speaker	Y
19								

20 **SB03-277** by Senator(s) Reeves, Owen, Teck; also Representative(s)
 21 Plant, Witwer, Young--Concerning the inclusion of
 22 amounts of salary reductions resulting from the
 23 furloughing of certain members of the public employees'
 24 retirement association when calculating the highest
 25 average salary of such members for retirement purposes.

26
 27 The question being "Shall the bill pass?".

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

	YES	64	NO	00	EXCUSED	01	ABSENT	00
33	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
34	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
35	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
36	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
37	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
38	Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
39	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
40	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
41	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
42	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
43	Cloer	Y	King	Y	Rhodes	Y	White	Y
44	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
45	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
46	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
47	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
48	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
49							Speaker	Y

50 Co-sponsors added: Representatives Garcia, Hodge, Marshall, Paccione,
 51 Ragsdale, Veiga, Weddig, Weissmann.

52
 53
 54 **SB03-278** by Senator(s) Reeves, Owen, Teck; also Representative(s)
 55 Young, Plant, Witwer--Concerning the collection of a
 56 water administration fee from users of adjudicated water

1 rights for allocation to the division of water resources,
2 and, in connection therewith, making an appropriation.
3

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

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

	YES	38	NO	26	EXCUSED	01	ABSENT	00
10	Berry	N	Fritz	Y	May	Y	Sinclair	N
11	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	N
12	Boyd	Y	Hall	Y	McFadyen	N	Spence	Y
13	Briggs	Y	Harvey	N	Merrifield	Y	Stafford	Y
14	Brophy	N	Hefley	Y	Miller	N	Stengel	Y
15	Butcher	N	Hodge	Y	Mitchell	E	Tochtrop	Y
16	Cadman	N	Hoppe	Y	Paccione	N	Veiga	Y
17	Carroll	Y	Jahn	N	Plant	Y	Vigil	Y
18	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
19	Clapp	Y	Judd	Y	Ragsdale	N	Weissmann	Y
20	Cloer	N	King	N	Rhodes	N	White	N
21	Coleman	N	Larson	N	Rippy	Y	Wiens	Y
22	Crane	N	Lee	N	Romanoff	Y	Williams S.	Y
23	Decker	N	Lundberg	N	Rose	N	Williams T.	Y
24	Fairbank	Y	Madden	Y	Salazar	N	Witwer	Y
25	Frangas	Y	Marshall	Y	Schultheis	N	Young	Y
26							Speaker	N

27
28 **SB03-279** by Senator(s) Owen, Reeves, Teck; also Representative(s)
29 Young, Plant, Witwer--Concerning limitations on the
30 provision of services in the medical assistance program.
31

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

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

	YES	45	NO	19	EXCUSED	01	ABSENT	00
38	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
39	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
40	Boyd	Y	Hall	Y	McFadyen	N	Spence	Y
41	Briggs	Y	Harvey	Y	Merrifield	N	Stafford	Y
42	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
43	Butcher	N	Hodge	N	Mitchell	E	Tochtrop	N
44	Cadman	Y	Hoppe	Y	Paccione	N	Veiga	N
45	Carroll	N	Jahn	N	Plant	Y	Vigil	Y
46	Cerbo	N	Johnson	Y	Pommer	N	Weddig	N
47	Clapp	Y	Judd	Y	Ragsdale	N	Weissmann	N
48	Cloer	N	King	Y	Rhodes	Y	White	Y
49	Coleman	N	Larson	Y	Rippy	Y	Wiens	Y
50	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
51	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
52	Fairbank	Y	Madden	N	Salazar	Y	Witwer	Y
53	Frangas	N	Marshall	N	Schultheis	Y	Young	Y
54							Speaker	Y

55

1 **SB03-280** by Senator(s) Teck, Owen, Reeves; also Representative(s)
 2 Witwer, Plant, Young--Concerning the hazardous
 3 substance response fund, and, in connection therewith,
 4 making an appropriation.
 5

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

	YES	61	NO	03	EXCUSED	01	ABSENT	00
12	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
13	Borodkin	Y	Garcia	N	McCluskey	Y	Smith	Y
14	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
15	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
16	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
17	Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
18	Cadman	Y	Hoppe	Y	Paccione	N	Veiga	Y
19	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
20	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
21	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
22	Cloer	Y	King	Y	Rhodes	N	White	Y
23	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
24	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
25	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
26	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
27	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
28							Speaker	Y

29
 30
 31 **SB03-284** by Senator(s) Teck, Owen, Reeves; also Representative(s)
 32 Young, Plant, Witwer--Concerning the reduction of the
 33 period of mandatory juvenile parole, and making an
 34 appropriation in connection therewith.
 35

36 The question being "Shall the bill pass?".
 37 A roll call vote was taken. As shown by the following recorded vote, a
 38 majority of those elected to the House voted in the affirmative and the bill
 39 was declared **passed**.
 40

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

1	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
2							Speaker	Y

3 Co-sponsors added: Representatives Carroll, Frangas, Marshall, Paccione,
4 Salazar.

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

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

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

34 Co-sponsor added: Representative Paccione.

35
36 **SB03-286** by Senator(s) Reeves, Owen, Teck; also Representative(s)
37 Plant, Witwer, Young--Concerning a limitation on the
38 number of juvenile detention beds in the state of Colorado,
39 and, in connection therewith, creating a working group to
40 manage the use of juvenile detention beds within the
41 limitation and making an appropriation.

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

48	YES	64	NO	00	EXCUSED	01	ABSENT	00
49	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
50	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
51	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
52	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
53	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
54	Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
55	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
56	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y

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

10 Co-sponsor added: Representative Frangas.

11

12 **SB03-287** by Senator(s) Teck, Owen, Reeves; also Representative(s)
 13 Witwer, Plant, Young--Concerning an increase in the
 14 annual license fees paid by health facilities, and making an
 15 appropriation therefor.

16

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

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

21

22	YES	57	NO	07	EXCUSED	01	ABSENT	00
23	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
24	Borodkin	N	Garcia	Y	McCluskey	Y	Smith	Y
25	Boyd	Y	Hall	Y	McFadyen	N	Spence	Y
26	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
27	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
28	Butcher	N	Hodge	Y	Mitchell	E	Tochtrop	N
29	Cadman	Y	Hoppe	Y	Paccione	N	Veiga	Y
30	Carroll	Y	Jahn	Y	Plant	Y	Vigil	N
31	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
32	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
33	Cloer	Y	King	Y	Rhodes	Y	White	Y
34	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
35	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
36	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
37	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
38	Frangas	N	Marshall	Y	Schultheis	Y	Young	Y
39							Speaker	Y

40

41 **SB03-288** by Senator(s) Owen, Reeves, Teck; also Representative(s)
 42 Witwer, Plant, Young--Concerning limitations on the
 43 provision of private duty nursing services under medical
 44 assistance, and making an appropriation in connection
 45 therewith.

46

47 As shown by the following roll call vote, a majority of all members
 48 elected to the House voted in the affirmative, and Representative Stengel
 49 was given permission to offer a Third Reading amendment:

50

51	YES	64	NO	00	EXCUSED	01	ABSENT	00
52	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
53	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
54	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
55	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
56	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y

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

13
14 **Third Reading amendment No. 1**, by Representative Stengel.

15
16 Amend revised bill, page 3, line 1, after "**bill.**", insert "(1)";

17
18 after line 9, insert the following:

19
20 "(2) If Senate Bill 03-107, as enacted at the First Regular Session
21 of the Sixty-fourth General Assembly, becomes law, the additional
22 revenues generated by Senate Bill 03-107 shall first be used to restore the
23 moneys to pay for the expenses associated with private duty nursing
24 services that would have been reduced if sections 1 through 3 of this act
25 became law, and the reductions required by subsection (1) of this section
26 shall not take effect.";

27
28 line 12, after "that,", insert "sections 1 through 3 of".

29
30 The amendment was declared **passed** by the following roll call vote:

31	YES	64	NO	00	EXCUSED	01	ABSENT	00
32								
33	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
34	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
35	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
36	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
37	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
38	Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
39	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
40	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
41	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
42	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
43	Cloer	Y	King	Y	Rhodes	Y	White	Y
44	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
45	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
46	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
47	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
48	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
49							Speaker	Y

50
51 The question being, "Shall the bill, as amended, pass?"

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

55

	YES	61	NO	03	EXCUSED	01	ABSENT	00
1								
2	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
3	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
4	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
5	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
6	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
7	Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
8	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
9	Carroll	Y	Jahn	Y	Plant	Y	Vigil	N
10	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
11	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	N
12	Cloer	N	King	Y	Rhodes	Y	White	Y
13	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
14	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
15	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
16	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
17	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
18							Speaker	Y

19 Co-sponsors added: Representatives Borodkin, Boyd, Frangas, Hefley, Jahn,
20 Spence, Stengel, Williams S.

21

22

23 **SB03-290** by Senator(s) Owen, Reeves, Teck; also Representative(s)
24 Young, Plant, Witwer--Concerning the authority of the
25 board of parks and outdoor recreation regarding its budget,
26 and, in connection therewith, allowing the board to
27 establish fees by rule and creating a stores revolving fund,
28 and making an appropriation.

29

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

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

34

	YES	59	NO	05	EXCUSED	01	ABSENT	00
35								
36	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
37	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	N
38	Boyd	Y	Hall	Y	McFadyen	N	Spence	Y
39	Briggs	Y	Harvey	Y	Merrifield	N	Stafford	Y
40	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
41	Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
42	Cadman	Y	Hoppe	Y	Paccione	N	Veiga	Y
43	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
44	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
45	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
46	Cloer	Y	King	Y	Rhodes	Y	White	Y
47	Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
48	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
49	Decker	Y	Lundberg	Y	Rose	N	Williams T.	Y
50	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
51	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
52							Speaker	Y

53 Co-sponsors added: Representatives Stengel, Williams S.

54

55

1 **SB03-296** by Senator(s) Reeves, Owen, Teck; also Representative(s)
 2 Young, Plant, Witwer--Concerning the diversion of the
 3 unemployment tax surcharge from the unemployment
 4 compensation fund to the general fund.
 5

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

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

30 **SB03-297** by Senator(s) Owen, Reeves, Teck; also Representative(s)
 31 Plant, Witwer, Young--Concerning a reduction in the level
 32 of funding provided from the state general fund for certain
 33 activities of the department of agriculture, and, in
 34 connection therewith, creating an inspection and consumer
 35 services cash fund and granting authority to the
 36 agricultural commission to set fees for the support of such
 37 activities and making an appropriation.
 38

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

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YES	51	NO	13	EXCUSED	01	ABSENT	00
Berry	Y	Fritz	Y	May	Y	Sinclair	Y
Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
Boyd	Y	Hall	Y	McFadyen	N	Spence	Y
Briggs	Y	Harvey	N	Merrifield	N	Stafford	Y
Brophy	Y	Hefley	Y	Miller	N	Stengel	Y
Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
Cadman	N	Hoppe	Y	Paccione	N	Veiga	Y
Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
Clapp	Y	Judd	Y	Ragsdale	N	Weissmann	Y
Cloer	N	King	Y	Rhodes	N	White	Y
Coleman	N	Larson	Y	Rippy	Y	Wiens	N

1	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
2	Decker	Y	Lundberg	Y	Rose	N	Williams T.	Y
3	Fairbank	Y	Madden	Y	Salazar	N	Witwer	Y
4	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
5							Speaker	Y

6
 7 **SB03-299** by Senator(s) Owen, Reeves, Teck; also Representative(s)
 8 Young, Plant, Witwer--Concerning a reduction in the
 9 transfer of specified tax revenue to the supplemental old
 10 age pension health and medical care fund, and making an
 11 appropriation in connection therewith.
 12

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

18	YES	41	NO	22	EXCUSED	01	ABSENT	01
19	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
20	Borodkin	N	Garcia	-	McCluskey	Y	Smith	Y
21	Boyd	N	Hall	Y	McFadyen	N	Spence	Y
22	Briggs	Y	Harvey	Y	Merrifield	N	Stafford	Y
23	Brophy	Y	Hefley	Y	Miller	N	Stengel	Y
24	Butcher	N	Hodge	N	Mitchell	E	Tochtrop	N
25	Cadman	Y	Hoppe	Y	Paccione	N	Veiga	N
26	Carroll	N	Jahn	N	Plant	Y	Vigil	N
27	Cerbo	N	Johnson	Y	Pommer	N	Weddig	Y
28	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	N
29	Cloer	Y	King	Y	Rhodes	Y	White	Y
30	Coleman	N	Larson	Y	Rippy	Y	Wiens	Y
31	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	N
32	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
33	Fairbank	Y	Madden	N	Salazar	N	Witwer	Y
34	Frangas	N	Marshall	Y	Schultheis	Y	Young	Y
35							Speaker	N

36
 37 **SB03-302** by Senator(s) Reeves, Owen, Teck; also Representative(s)
 38 Plant, Witwer, Young--Concerning the temporary repeal
 39 of annual gathering of statistical information by the
 40 division of insurance regarding the workers' compensation
 41 system of Colorado, and making an appropriation therefor.
 42

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

48	YES	63	NO	01	EXCUSED	01	ABSENT	00
49	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
50	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
51	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
52	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
53	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
54	Butcher	Y	Hodge	Y	Mitchell	E	Tochtrop	Y
55	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
56	Carroll	Y	Jahn	Y	Plant	Y	Vigil	N

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

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

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

YES	62	NO	02	EXCUSED	01	ABSENT	00
Berry	Y	Fritz	Y	May	Y	Sinclair	Y
Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
Butcher	N	Hodge	Y	Mitchell	E	Tochtrop	Y
Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
Clapp	Y	Judd	Y	Ragsdale	N	Weissmann	Y
Cloer	Y	King	Y	Rhodes	Y	White	Y
Coleman	Y	Larson	Y	Rippy	Y	Wiens	Y
Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
						Speaker	Y

Co-sponsors added: Representatives Fairbank, Frangas, Jahn, Larson, Paccione, Rhodes.

On motion of Representative Fairbank, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

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

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

3

4 **SB03-273** by Senator(s) Owen, Reeves, Teck; also Representative(s)
5 Young, Plant, Witwer--Concerning the elimination of
6 salary increases for certain state employees for the 2003-
7 04 fiscal year, and making an appropriation in connection
8 therewith.

9

10 Amendment No. 1, Business Affairs & Labor Report, dated April 8,
11 2003, and placed in member's bill file; Report also printed in House
12 Journal, April 9, page 1523.

13

14 Amendment No. 2, by Representative Young.

15

16 Amend reengrossed bill, page 2, strike "A NEW PARAGRAPH," and
17 substitute "THE FOLLOWING NEW PARAGRAPHS,".

18

19 Page 3, strike line 1 and substitute the following:

20

21 "requests.

22

23 (d) (I) FOR FISCAL YEARS COMMENCING PRIOR TO THE 2003-04
24 FISCAL YEAR, the recommended changes to salaries shall be effective on
25 July";

26

27 line 7, strike "FOR THE 2003-04";

28

29 strike lines 8 through 10 and substitute the following:

30

31 (II) FOR THE 2003-04 FISCAL YEAR AND EVERY FISCAL YEAR
32 THEREAFTER, THE RECOMMENDED CHANGES TO SALARIES SHALL BE
33 EFFECTIVE ON JULY 1 OF THE FISCAL YEAR FOLLOWING THE FISCAL YEAR
34 FOR WHICH THE RECOMMENDED CHANGES WERE MADE UNLESS THE
35 GENERAL ASSEMBLY, ACTING BY BILL, ESTABLISHES A DIFFERENT
36 EFFECTIVE DATE FOR THAT FISCAL YEAR OR THE GOVERNOR ORDERS
37 OTHERWISE PURSUANT TO SECTION 24-50-109.5 AND SUCH ORDER IS
38 ADOPTED BY THE GENERAL ASSEMBLY THROUGH A JOINT RESOLUTION
39 DECLARING A FISCAL EMERGENCY AND APPROVED BY THE GOVERNOR IN
40 ACCORDANCE WITH SECTION 39 OF ARTICLE V OF THE COLORADO
41 CONSTITUTION.";

42

43 strike lines 11 through 20 and substitute the following:

44

45 "(e) THE PROVISIONS OF SUBPARAGRAPH (II) OF PARAGRAPH (d) OF
46 THIS SUBSECTION (4)";

47

48 line 23, strike "THIS PARAGRAPH (d)" and substitute "SUBPARAGRAPH (II)
49 OF PARAGRAPH (d) OF THIS SUBSECTION (4)".

50

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

53

54 **SB03-274** by Senator(s) Owen, Reeves, Teck; also Representative(s)
55 Young, Plant, Witwer--Concerning the suspension of
56 certain transfers of state limited gaming revenues to funds

1 other than the state general fund, and making an
2 appropriation in connection therewith.

3
4 Ordered revised and placed on the Calendar for Third Reading and Final
5 Passage.

6
7
8 **SB03-246** by Senator(s) Owen, Reeves, Teck; also Representative(s)
9 Witwer, Plant, Young--Concerning the authority of the
10 department of human services to charge a monthly
11 administrative fee to specified public assistance recipients
12 receiving benefits via the electronic benefits transfer
13 service.

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

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

21
22
23 **SB03-267** by Senator(s) Reeves, Owen, Teck; also Representative(s)
24 Young, Plant, Witwer--Concerning the method by which
25 the motor vehicle business group within the department of
26 revenue is annually funded, and making an appropriation
27 therefor.

28
29 Amendment No. 1, by Representative Young.

30
31 Amend reengrossed bill, page 5, after line 20, insert the following:

32
33 **"SECTION 5. Appropriation - adjustments in long bill.**
34 (1) For the implementation of this act, appropriations made in the annual
35 general appropriation act to the department of revenue for the fiscal year
36 beginning July 1, 2003, shall be adjusted as follows:

37
38 (a) The general fund appropriation for motor vehicle business
39 group, motor vehicle division, personal services is decreased by one
40 million one hundred eighty-eight thousand nine hundred forty-two dollars
41 (\$1,188,942).

42
43 (b) The cash funds exempt appropriation for motor vehicle
44 business group, motor vehicle division, personal services is increased by
45 one million one hundred eighty-eight thousand nine hundred forty-two
46 dollars (\$1,188,942). Such sum shall be from the highway users tax fund
47 pursuant to section 43-4-201 (3) (a) (I) (b), Colorado Revised Statutes."

48
49 Renumber succeeding sections accordingly.

50
51 Page 5, line 24, strike the second "and";

52
53 line 26, strike "assembly and does not become law." and substitute
54 "Assembly and does not become law, and section 5 of this act shall take
55 effect only if Senate Bill 03-272 is enacted at the First Regular Session
56 of the Sixty-fourth General Assembly and becomes law."

1 Amendment No. 3, by Representative Young.

2

3 Amend reengrossed bill, page 4, after line 21 insert the following:

4

5 "SECTION 3. 43-4-201 (3) (a) (III) (C), Colorado Revised
6 Statutes, is amended to read:

7

8 **43-4-201. Funds created - repeal.** (3) (a) (III) (C) The general
9 assembly shall not make any annual appropriation or statutory
10 distribution from the highway users tax fund for the fiscal year 1997-98
11 or for any succeeding fiscal year authorized by subparagraph (II) of this
12 paragraph (a), excluding the annual appropriation or statutory distribution
13 to the Colorado state patrol and the ports of entry section and excluding
14 any appropriation to the department of revenue for replacement of license
15 plates as authorized by sub-subparagraph (K) of subparagraph (II) of this
16 paragraph (a) OR TO THE DEPARTMENT OF REVENUE FOR EXPENSES
17 INCURRED IN CONNECTION WITH THE ADMINISTRATION OF THE MOTOR
18 VEHICLE BUSINESS GROUP AND THE MOTOR VEHICLE DIVISION OF THE
19 MOTOR VEHICLE BUSINESS GROUP WITHIN THE DEPARTMENT WITH THE
20 EXCEPTION OF EXPENSES INCURRED BY THE MOTOR VEHICLE DIVISION IN
21 CONNECTION WITH LICENSE PLATE ORDERING AS AUTHORIZED BY
22 SUB-SUBPARAGRAPH (M) OF SUBPARAGRAPH (II) OF THIS PARAGRAPH (a).".

23

24 Renumber succeeding sections accordingly.

25

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

28

29 **SB03-269** by Senator(s) Owen, Reeves, Teck; also Representative(s)
30 Young, Plant, Witwer--Concerning allocation of state
31 moneys to nonpublic higher education institutions for
32 need-based financial aid, and making an appropriation in
33 connection therewith.

34

35 Laid over until April 14, retaining place on Calendar.

36

37 **SB03-291** by Senator(s) Owen, Reeves, Teck; also Representative(s)
38 Young, Plant, Witwer--Concerning changes to the
39 children's basic health plan, and making an appropriation
40 in connection therewith.

41

42 Amendment No. 1, by Representative Young.

43

44 Amend reengrossed bill, page 4, line 14, strike "53,457" and substitute
45 "51,551".

46

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

49

50 **SB03-295** by Senator(s) Owen, Reeves, Teck; also Representative(s)
51 Young, Plant, Witwer--Concerning a reduction in the
52 allocation of revenue to the older Coloradans fund, and
53 making an appropriation in connection therewith.

54

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

1 **SB03-259** by Senator(s) Teck, Owen, Reeves; also Representative(s)
2 Witwer, Plant, Young--Concerning the authority of the
3 department of health care policy and financing to charge
4 a monthly fee to specified families whose children are
5 enrolled in a children's home- and community-based
6 services waiver program.
7

8 Amendment No. 1, Finance Report, dated April 9, 2003, and placed in
9 member's bill file; Report also printed in House Journal, April 9,
10 page 1536.

11
12 Amendment No. 2, by Representative Witwer.

13
14 Amend reengrossed bill, page 7, line 10, strike "\$25,833 cash funds." and
15 substitute "twenty-five thousand four hundred ninety-nine dollars
16 (\$25,499) cash funds."
17

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

21 **SB03-300** by Senator(s) Teck, Owen, Reeves; also Representative(s)
22 Plant, Witwer, Young--Concerning the imposition of a
23 management fee on certain funds that are invested by the
24 state treasurer.
25

26 Amendment No. 1, by Representative Lundberg.

27
28 Amend reengrossed bill, page 2, line 10, strike "OR ANY OTHER
29 AVAILABLE MONEYS IN" and substitute "OF".
30

31 Amendment No. 2, by Representative Rhodes.

32
33 Amend reengrossed bill, page 2, line 4, strike "**fee.**" and substitute "**fee**
34 **- repeal.**".
35

36 Page 3, after line 22, insert the following:
37

38 "(j) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JULY 1, 2004."
39

40 As amended, ordered revised and placed on the Calendar for Third
41 Reading and Final Passage.
42

43 **SB03-282** by Senator(s) Teck, Owen, Reeves; also Representative(s)
44 Witwer, Plant, Young--Concerning tobacco litigation
45 settlement moneys received by the state, and, in
46 connection therewith, reallocating a portion of the moneys
47 received in the 2002-03 fiscal year for the purpose of
48 augmenting the state general fund, modifying
49 appropriations for the 2002-03 fiscal year, and reducing
50 and eliminating funding of specified programs from
51 tobacco litigation settlement moneys in the 2003-04 fiscal
52 year.
53

54 Laid over until April 14, retaining place on Calendar.
55

1 **SB03-272** by Senator(s) Teck, Owen, Reeves; also Representative(s)
2 Witwer, Plant, Young--Concerning cash funding license
3 plate issuance from license plate fees, and making an
4 appropriation therefor.
5

6 Amendment No. 1, Transportation & Energy Report, dated April 10,
7 2003, and placed in member's bill file; Report also printed in House
8 Journal, April 10, page 1554.
9

10 Amendment No. 2, by Representative Larson.
11

12 Amend the House Transportation & Energy Committee Report, dated
13 April 9, 2002, page 2, strike line 2 and substitute the following:
14

15 "Page 4, strike lines 7 through 9 and substitute the following:
16

17 "(b) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE,
18 WITH THE EXCEPTION OF SPECIAL LICENSE PLATES ISSUED PURSUANT TO
19 SECTION 42-3-115.5 FOR PURPLE HEART RECIPIENTS, FORMER PRISONERS
20 OF WAR, DISABLED VETERANS, OR RECIPIENTS OF A MEDAL OF HONOR, THE
21 FEES IMPOSED BY THIS SUBSECTION (7) SHALL APPLY TO ALL OTHER
22 SPECIAL LICENSE PLATES ISSUED IN ACCORDANCE WITH THE
23 REQUIREMENTS OF THIS ARTICLE."."
24

25 As amended, ordered revised and placed on the Calendar for Third
26 Reading and Final Passage.
27

28 **SB03-292** by Senator(s) Reeves, Owen, Teck; also Representative(s)
29 Young, Plant, Witwer--Concerning a suspension of the
30 administration of certain statewide assessments, and
31 making an appropriation in connection therewith.
32

33 Laid over until April 14, retaining place on Calendar.
34

35 **SB03-275** by Senator(s) Teck, Owen, Reeves; also Representative(s)
36 Witwer, Plant, Young--Concerning the distribution of
37 school accountability reports, and making an appropriation
38 in connection therewith.
39

40 Laid over until April 14, retaining place on Calendar.
41

42 **SB03-265** by Senator(s) Teck, Owen, Reeves; also Representative(s)
43 Young, Plant, Witwer--Concerning the property tax
44 exemption for qualifying seniors, and, in connection
45 therewith, lowering the maximum amount of actual value
46 of the primary owner-occupied residence of a qualifying
47 senior that is partly exempt from property taxation, and
48 making an appropriation in connection therewith.
49

50 Laid over until April 14, retaining place on Calendar.
51

52 **SB03-268** by Senator(s) Reeves, Owen, Teck; also Representative(s)
53 Plant, Witwer, Young--Concerning tobacco litigation
54 settlement moneys, and, in connection therewith, creating
55 a tobacco litigation settlement financing corporation for
56 the purpose of securitizing a portion of the tobacco

1 settlement revenues scheduled to be received by the state,
2 requiring the net proceeds of any securitization to be used
3 to fund the three percent reserve required by the state
4 constitution and a cash flow reserve, and modifying the
5 level of future appropriations for programs funded with
6 tobacco litigation settlement moneys.

7
8 Amendment No. 1, Appropriations Report, dated April 10, 2003, and
9 placed in member's bill file; Report also printed in House Journal,
10 April 10, pages 1550-1551.

11
12 Amendment No. 2, by Representative Plant.

13
14 Amend reengrossed bill, page 31, line 15, after "TREASURER", insert "IN
15 CONSULTATION WITH THE OFFICE OF THE GOVERNOR AND THE OFFICE OF
16 THE STATE CONTROLLER".

17
18 As amended, laid over until April 14, retaining place on Calendar.

19
20
21
22 **AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT**

23
24 Representatives Boyd and Tochtrop moved to amend the Report of the
25 Committee of the Whole to show that the following Boyd amendment, to
26 SB03-246, did pass, and that SB03-246, as amended, did pass.

27
28 Amend reengrossed bill, page 2, line 8, strike the second "THE";

29
30 line 9, strike "COLORADO WORKS PROGRAM,";

31
32 line 10, after the first comma, insert "AND", and strike "BLIND,
33 LOW-INCOME ENERGY ASSISTANCE, AND" and substitute "BLIND.";

34
35 line 11, strike "CHILD CARE ASSISTANCE.".

36
37 Page 3, after line 9, insert the following:

38
39 **"SECTION 2. Appropriation - adjustments to the 2003 long**
40 **bill.** For the implementation of this act, appropriations made in the
41 annual general appropriation act for the fiscal year beginning July 1,
42 2003, to the department of human services, shall be adjusted as follows:

43
44 (1) The appropriation of federal funds to the office of self
45 sufficiency, special purpose, for the electronic benefits transfer service,
46 is increased by two hundred eighty-eight thousand six hundred ninety-six
47 dollars (\$288,696). Said sum shall be from the temporary assistance for
48 needy families block grant.

49
50 (2) The appropriation to the office of self sufficiency, special
51 purpose, for the electronic benefits transfer service, is decreased by two
52 hundred eighty-eight thousand six hundred ninety-six dollars (\$288,696).
53 Said sum shall be from the electronic benefits transfer service fund,
54 created in section 26-2-104 (2) (d) (II), Colorado Revised Statutes."

55
56 Renumber succeeding sections accordingly.

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

	YES	24	NO	38	EXCUSED	03	ABSENT	00
4	Berry	N	Fritz	N	May	N	Sinclair	N
5	Borodkin	Y	Garcia	N	McCluskey	N	Smith	N
6	Boyd	Y	Hall	N	McFadyen	Y	Spence	N
7	Briggs	N	Harvey	N	Merrifield	Y	Stafford	N
8	Brophy	N	Hefley	N	Miller	N	Stengel	N
9	Butcher	E	Hodge	Y	Mitchell	E	Tochtrop	Y
10	Cadman	N	Hoppe	N	Paccione	Y	Veiga	Y
11	Carroll	Y	Jahn	Y	Plant	N	Vigil	Y
12	Cerbo	Y	Johnson	N	Pommer	Y	Weddig	Y
13	Clapp	N	Judd	Y	Ragsdale	Y	Weissmann	Y
14	Cloer	N	King	N	Rhodes	N	White	N
15	Coleman	Y	Larson	E	Rippy	N	Wiens	N
16	Crane	N	Lee	N	Romanoff	Y	Williams S.	Y
17	Decker	N	Lundberg	N	Rose	N	Williams T.	N
18	Fairbank	N	Madden	Y	Salazar	Y	Witwer	N
19	Frangas	Y	Marshall	Y	Schultheis	N	Young	N
20							Speaker	N

21
22
23 Representatives Boyd and Tochtrop moved to amend the Report of the
24 Committee of the Whole to show that the following amendment, to
25 SB03-246, did pass, and that SB03-246, as amended, did pass.

26
27 Amend reengrossed bill, page 2, line 9, strike "AID TO THE NEEDY";
28
29 line 10, strike "DISABLED, AID TO THE BLIND,".

30
31 Page 3, after line 9, insert the following:

32
33 **"SECTION 2. Appropriation - adjustments to the 2003 long**
34 **bill.** For the implementation of this act, appropriations made in the
35 annual general appropriation act for the fiscal year beginning July 1,
36 2003, to the department of human services, shall be adjusted as follows:

37
38 (1) The appropriation of federal funds to the office of self
39 sufficiency, special purpose, for the electronic benefits transfer service,
40 is increased by seventy-six thousand five hundred ninety-three dollars
41 (\$76,593). Said sum shall be from the temporary assistance for needy
42 families block grant.

43
44 (2) The appropriation to the office of self sufficiency, special
45 purpose, for the electronic benefits transfer service, is decreased by
46 seventy-six thousand five hundred ninety-three dollars (\$76,593). Said
47 sum shall be from the electronic benefits transfer service fund, created in
48 section 26-2-104 (2) (d) (II), Colorado Revised Statutes."

49
50 Renumber succeeding sections accordingly.

51
52 Page 1, line 104, strike "SERVICE." and substitute "SERVICE, AND
53 MAKING AN APPROPRIATION THEREFOR."

54
55 The amendment was declared **lost** by the following roll call vote:

56

	YES	25	NO	37	EXCUSED	03	ABSENT	00
1								
2	Berry	N	Fritz	N	May	N	Sinclair	N
3	Borodkin	Y	Garcia	N	McCluskey	N	Smith	N
4	Boyd	Y	Hall	N	McFadyen	Y	Spence	N
5	Briggs	N	Harvey	N	Merrifield	Y	Stafford	N
6	Brophy	N	Hefley	N	Miller	N	Stengel	N
7	Butcher	E	Hodge	Y	Mitchell	E	Tochtrop	Y
8	Cadman	N	Hoppe	N	Paccione	Y	Veiga	Y
9	Carroll	Y	Jahn	Y	Plant	N	Vigil	Y
10	Cerbo	Y	Johnson	N	Pommer	Y	Weddig	Y
11	Clapp	N	Judd	Y	Ragsdale	Y	Weissmann	Y
12	Cloer	Y	King	N	Rhodes	N	White	N
13	Coleman	Y	Larson	E	Rippy	N	Wiens	N
14	Crane	N	Lee	N	Romanoff	Y	Williams S.	Y
15	Decker	N	Lundberg	N	Rose	N	Williams T.	N
16	Fairbank	N	Madden	Y	Salazar	Y	Witwer	N
17	Frangas	Y	Marshall	Y	Schultheis	N	Young	N
18							Speaker	N

19
20
21
22 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

23
24 Passed Second Reading: **SB03-273 amended, 274, 246 amended,**
25 **267 amended, 291 amended, 295, 259 amended, 300 amended,**
26 **272 amended.**

27
28 Laid over until date indicated retaining place on Calendar:
29 **SB03-275, 269, 282, 292, 265, 268 amended--April 14, 2003.**

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

	YES	62	NO	00	EXCUSED	03	ABSENT	00
37	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
38	Borodkin	Y	Garcia	Y	McCluskey	Y	Smith	Y
39	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
40	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
41	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
42	Butcher	E	Hodge	Y	Mitchell	E	Tochtrop	Y
43	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
44	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
45	Cerbo	Y	Johnson	Y	Pommer	Y	Weddig	Y
46	Clapp	Y	Judd	Y	Ragsdale	Y	Weissmann	Y
47	Cloer	Y	King	Y	Rhodes	Y	White	Y
48	Coleman	Y	Larson	E	Rippy	Y	Wiens	Y
49	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
50	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
51	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
52	Frangas	Y	Marshall	Y	Schultheis	Y	Young	Y
53							Speaker	Y

1 **RECONSIDERATION OF HB03-1290**

2
3 On motion of Representative Lee, House Rule 35(a) was suspended by
4 unanimous consent for the purpose of reconsideration of the last House
5 action on HB03-1290.

6
7 Representative Lee moved for reconsideration of the last House action
8 (repassage, April 1, page 1375) on **HB03-1290**. As shown by the
9 following recorded vote, a two-thirds majority of those elected to the
10 House voted in the affirmative and the motion was declared **passed**.

11

12	YES	52	NO	10	EXCUSED	03	ABSENT	00
13	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
14	Borodkin	N	Garcia	N	McCluskey	Y	Smith	Y
15	Boyd	Y	Hall	Y	McFadyen	Y	Spence	Y
16	Briggs	Y	Harvey	Y	Merrifield	N	Stafford	Y
17	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
18	Butcher	E	Hodge	Y	Mitchell	E	Tochtrop	Y
19	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
20	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
21	Cerbo	N	Johnson	Y	Pommer	N	Weddig	Y
22	Clapp	Y	Judd	Y	Ragsdale	N	Weissmann	Y
23	Cloer	Y	King	Y	Rhodes	Y	White	Y
24	Coleman	N	Larson	E	Rippy	Y	Wiens	Y
25	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	N
26	Decker	N	Lundberg	Y	Rose	Y	Williams T.	Y
27	Fairbank	Y	Madden	Y	Salazar	Y	Witwer	Y
28	Frangas	Y	Marshall	N	Schultheis	Y	Young	Y
29							Speaker	Y

30
31 Representative Lee moved for reconsideration of House concurrence with
32 Senate amendments to **HB03-1290**. The motion was declared **passed** by
33 the following roll call vote:

34

35	YES	51	NO	11	EXCUSED	03	ABSENT	00
36	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
37	Borodkin	N	Garcia	N	McCluskey	Y	Smith	Y
38	Boyd	N	Hall	Y	McFadyen	Y	Spence	Y
39	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
40	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
41	Butcher	E	Hodge	N	Mitchell	E	Tochtrop	Y
42	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
43	Carroll	Y	Jahn	Y	Plant	Y	Vigil	Y
44	Cerbo	N	Johnson	Y	Pommer	N	Weddig	Y
45	Clapp	Y	Judd	Y	Ragsdale	N	Weissmann	Y
46	Cloer	Y	King	Y	Rhodes	Y	White	Y
47	Coleman	N	Larson	E	Rippy	Y	Wiens	Y
48	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
49	Decker	N	Lundberg	Y	Rose	Y	Williams T.	Y
50	Fairbank	Y	Madden	N	Salazar	Y	Witwer	Y
51	Frangas	Y	Marshall	N	Schultheis	Y	Young	Y
52							Speaker	Y

53
54 Representative Lee moved that the House **not concur** in Senate
55 amendments and that a Conference Committee be appointed. The motion
56 was declared **passed** by the following roll call vote:

	YES	51	NO	11	EXCUSED	03	ABSENT	00
1								
2	Berry	Y	Fritz	Y	May	Y	Sinclair	Y
3	Borodkin	N	Garcia	N	McCluskey	Y	Smith	Y
4	Boyd	N	Hall	Y	McFadyen	Y	Spence	Y
5	Briggs	Y	Harvey	Y	Merrifield	Y	Stafford	Y
6	Brophy	Y	Hefley	Y	Miller	Y	Stengel	Y
7	Butcher	E	Hodge	N	Mitchell	E	Tochtrop	Y
8	Cadman	Y	Hoppe	Y	Paccione	Y	Veiga	Y
9	Carroll	Y	Jahn	Y	Plant	N	Vigil	Y
10	Cerbo	N	Johnson	Y	Pommer	N	Weddig	Y
11	Clapp	Y	Judd	Y	Ragsdale	N	Weissmann	Y
12	Cloer	Y	King	Y	Rhodes	Y	White	Y
13	Coleman	N	Larson	E	Rippy	Y	Wiens	Y
14	Crane	Y	Lee	Y	Romanoff	Y	Williams S.	Y
15	Decker	Y	Lundberg	Y	Rose	Y	Williams T.	Y
16	Fairbank	Y	Madden	N	Salazar	Y	Witwer	Y
17	Frangas	Y	Marshall	N	Schultheis	Y	Young	Y
18							Speaker	Y

19 The Speaker appointed Representatives Lee, Chairman, Fritz and Miller
20 as House conferees to the bill.

23 24 **REPORTS OF COMMITTEES OF REFERENCE**

25 26 **APPROPRIATIONS**

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

29
30 **HB03-1099** be rereferred favorably to the Committee on Agriculture,
31 Livestock, & Natural Resources.

32
33
34 **HB03-1176** be postponed indefinitely.

35
36
37 **HB03-1316** be amended as follows, and as so amended, be referred to
38 the Committee of the Whole with favorable
39 recommendation:

40
41 Amend printed bill, page 10, line 14, strike "employers, and jobs," and
42 substitute "employers and jobs,".

43
44 Page 11, line 18, strike "increased" and substitute "~~increased~~";

45
46 line 19, strike "INCREASES";

47
48 line 20, strike "INCREASES FOR";

49
50 line 23, strike "INCLUDE" and substitute "REFLECT A CONSIDERATION OF
51 THE RESULTS OF THE ANNUAL COMPENSATION SURVEY, FISCAL
52 CONSTRAINTS, THE ABILITY TO RECRUIT AND RETAIN STATE EMPLOYEES,
53 APPROPRIATE ADJUSTMENTS WITH RESPECT TO STATE EMPLOYEE
54 COMPENSATION, AND";

55
56 line 26, after "~~and~~", insert "THE ANNUAL COMPENSATION REPORT SHALL

1 INCLUDE THE RESULTS OF THE SURVEYS OF PUBLIC OR PRIVATE EMPLOYERS
2 AND JOBS FOR PREVAILING TOTAL COMPENSATION AND THE REASONS FOR
3 ANY DEVIATION FROM PREVAILING TOTAL COMPENSATION IN THE
4 RECOMMENDATIONS SUBMITTED TO THE GOVERNOR AND THE JOINT
5 BUDGET COMMITTEE."

6

7 Page 12, line 13, after "AWARDS", insert "AND ANY ADJUSTMENTS TO THE
8 RECOMMENDED CHANGES MADE BY THE GENERAL ASSEMBLY IN THE
9 ANNUAL GENERAL APPROPRIATIONS ACT FOR THE NEXT FISCAL YEAR";

10

11 line 14, strike "year" and substitute "year,";

12

13 line 15, after "PLANS", insert "AND ANY ADJUSTMENTS TO THE
14 RECOMMENDED CHANGES MADE BY THE GENERAL ASSEMBLY IN THE
15 ANNUAL GENERAL APPROPRIATIONS ACT FOR THE NEXT FISCAL YEAR";

16

17 line 16, strike "YEAR" and substitute "YEAR,".

18

19 Page 21, after line 16, insert the following:

20

21 **"SECTION 10. Appropriation - adjustments to the 2003 long**
22 **bill.** For the implementation of section 24-50-104 (4) (d), Colorado
23 Revised Statutes, appropriations made in the general appropriation act,
24 for the fiscal year beginning July 1, 2003, for health, life, and dental,
25 shall be decreased by the sum of one hundred eighty-two thousand four
26 hundred ninety-four dollars (\$182,494). Said sum shall be from such
27 sources as detailed in the following table:

28

1	Department	General Fund	Cash Funds	Cash Funds Exempt	Highway Users Tax Fund	Federal Funds	Total
2	Agriculture	(1,080)	(1,486)	0	0	(19)	(2,585)
3	Corrections	(42,503)	(73)	(1,485)	0	0	(44,061)
4	Education	(2,087)	(93)	(314)	0	(1,252)	(3,746)
5	Governor	(752)	0	(140)	0	(230)	(1,122)
6	Health Care Policy	(610)	0	(7)	0	(752)	(1,369)
7	and Financing						
8	Higher Education	(1,012)	(185)	(115)	0	0	(1,312)
9	Human Services	(21,358)	(117)	(8,171)	0	(4,050)	(33,696)
10	Judicial	(25,441)	(2,329)	0	0	0	(27,770)
11	Labor and	0	(1,616)	(948)	0	(5,225)	(7,789)
12	Employment						
13	Law	(863)	(16)	(1,779)	0	(51)	(2,709)
14	Local Affairs	(1,221)	(69)	(83)	0	(283)	(1,656)
15	Military and	(263)	0	0	0	(300)	(563)
16	Veterans Affairs						
17	Natural Resources	(4,792)	(1,511)	(5,911)	0	(951)	(13,165)
18	Personnel and	(1,813)	(120)	(2,591)	0	0	(4,524)
19	Administration						

	Department	General Fund	Cash Funds	Cash Funds Exempt	Highway Users Tax Fund	Federal Funds	Total
1	Public Health and	(1,149)	(1,469)	(1,564)	0	(4,339)	(8,521)
2	Environment						
3	Public Safety	(2,085)	(499)	(464)	(7,155)	(589)	(10,792)
4	Regulatory	(155)	(3,197)	(592)	0	0	(3,944)
5	Agencies						
6	Revenue	(7,080)	(356)	(1,739)	(1,078)	0	(10,253)
7	State	0	(753)	0	0	0	(753)
8	Transportation	0	(46)	(1,911)	0	0	(1,957)
9	Treasury	<u>(142)</u>	<u>0</u>	<u>(65)</u>	<u>0</u>	<u>0</u>	<u>(207)</u>
10	Total	(114,406)	(13,935)	(27,879)	(8,233)	(18,041)	(182,494) "
11							

1 Renumber succeeding section accordingly.

2

3 Page 1, line 102, strike "**EMPLOYEES.**" and substitute, "**EMPLOYEES, AND**
4 **MAKING AN APPROPRIATION THEREFORE.**".

5

6

7

8 **HB03-1323** be referred to the Committee of the Whole with favorable
9 recommendation.

10

11

12 **HB03-1328** be postponed indefinitely.

13

14

15 **HB03-1329** be amended as follows, and as so amended, be referred to
16 the Committee of the Whole with favorable
17 recommendation:

18

19 Amend the Finance Committee Report, dated March 13, 2003, page 1,
20 strike lines 3 through 18 and substitute the following:

21

22 **""SECTION 3. Appropriation.** In addition to any other
23 appropriation, there is hereby appropriated, out of any moneys in the
24 processors and end users of waste tires cash fund, created in section 25-
25 17-202.5, Colorado revised statutes, not otherwise appropriated, to the
26 department of local affairs, for the fiscal year beginning July 1, 2003, the
27 sum of three hundred fifty-five thousand, nine hundred seventy-eight
28 dollars (\$355,978), or so much thereof as may be necessary, for the
29 implementation of this act.

30

31 **SECTION 4. Effective date - applicability.** (1) This act shall
32 take effect January 1, 2004.

33

34 (2) However, if a referendum petition is filed against this act or
35 an item, section, or part of this act during the 90-day period after final
36 adjournment of the general assembly that is allowed for submitting a
37 referendum petition pursuant to article V, section 1 (3) of the state
38 constitution, then the act, item, section, or part, shall not take effect
39 unless approved by the people at a biennial regular general election and
40 shall take effect on the date specified in subsection (1) or on the date of
41 the official declaration of the vote thereon by proclamation of the
42 governor, whichever is later.

43

44 (3) The provisions of this act shall apply to fees due on or after
45 the applicable effective date of this act."."

46

47 Page 2 of the Finance Committee Report, dated March 13, 2003, after
48 line 1, insert the following:

49 "Page 1, line 102, strike "**TIRES.**" and substitute "**TIRES, AND MAKING AN**
50 **APPROPRIATION THEREFOR.**"."

51

52

53

54 **HB03-1342** be amended as follows, and as so amended, be referred to
55 the Committee of the Whole with favorable
56 recommendation:

1 Amend printed bill, page 2, strike lines 2 through 9.

2

3 Renumber succeeding sections accordingly.

4

5 Page 2, line 10, after "(2),", insert "(4),";

6

7 line 14, strike "cents." and substitute "cents, WHICH SHALL BE DISPOSED

8 PURSUANT TO SECTION 42-6-138, C.R.S.".

9

10 Page 3, line 12, after "issuance", insert "OR RECORDING", and strike "ON
11 THE";

12

13 line 13, strike "CERTIFICATE";

14

15 after line 13, insert the following:

16

17 "(4) Upon the release and satisfaction of any mortgage and upon
18 application to the authorized agent for the notation thereof on the
19 certificate of title in the manner prescribed in section 38-29-131, such
20 authorized agent shall be paid a fee of ~~one dollar~~ SEVEN DOLLARS and
21 ~~fifty~~ TWENTY cents, WHICH SHALL BE DISPOSED PURSUANT TO SECTION
22 42-6-138, C.R.S.".

23

24 Page 4, line 6, strike "FEE," and substitute "FEE FOR VEHICLE AND
25 MANUFACTURED HOME RECORDS,".

26

27 Page 5, line 12, strike "(a) OR (2)," and substitute "(a), (2), OR (5),".

28

29 Page 6, line 2, after "38-29-138", insert "(1) (a), (4), OR".

30

31

32

33 **SB03-051** be referred to the Committee of the Whole with favorable
34 recommendation.

35

36

37

38

39

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

40

41 The speaker has signed: **HB03-1020, 1026, 1046, 1053, 1097, 1100,**
42 **1127, 1153, 1159, 1175, 1205, 1212, 1257; SB03-034, 042, 067, 119,**
43 **147, 243.**

44

45

46

47

DELIVERY OF BILLS TO GOVERNOR

48

49 The Chief Clerk of the House of Representatives reports the following
50 bills have been delivered to the Office of the Governor: **HB03-1020,**
51 **1026, 1046, 1053, 1097, 1100, 1127, 1153, 1159, 1175, 1205, 1212, 1257**
52 at 12:17 p.m., April 11, 2003.

53

54

55

1 **MESSAGES FROM THE SENATE**

2
3 Madam Speaker:

4
5 The Senate has adopted and returns herewith: HJR03-1037.

6
7 The Senate has adopted and transmits herewith: SJR03-034.

8
9 The Senate has voted not to concur in House Amendments to SB03-038
10 and requests that a Conference Committee be appointed. The Senate
11 granted permission to members of the First Conference Committee on
12 SB03-038 to consider matters not at issue between the two houses. The
13 bill is transmitted herewith.

14
15
16 The Senate has passed on Third Reading and transmitted to the Revisor of
17 Statutes:

18
19 HB03-1256, amended as printed in Senate Journal, April 9, pages 972-973,
20 HB03-1016, amended as printed in Senate Journal, April 10, page 988.

21
22
23
24 **MESSAGE FROM THE REVISOR**

25
26 We herewith transmit:

27 Without comment, as amended, HB03-1256 and 1016.

28
29
30
31 **INTRODUCTION OF BILLS**
32 **First Reading**

33
34 The following bills were read by title and referred to the committees
35 indicated:

36
37 **HB03-1355** by Representative(s) Carroll, Coleman, Madden, Marshall,
38 Paccione, Weissmann--Concerning whistleblower
39 protection for those alleging violation of standards
40 applicable to health care facilities.

41 Committee on Health, Environment, Welfare, & Institutions

42
43 **SB03-019** by Senator(s) Anderson; also Representative(s) Rhodes--
44 Concerning program reviews of tobacco settlement
45 programs, and making an appropriation therefor.

46 Committee on Health, Environment, Welfare, & Institutions

47 Committee on Appropriations

48
49 **SB03-022** by Senator(s) Johnson S., Anderson; also
50 Representative(s) Sinclair--Concerning the administration
51 of the old age pension health and medical care programs,
52 and making an appropriation therefor.

53 Committee on Health, Environment, Welfare, & Institutions

54 Committee on Appropriations

55

- 1 **SB03-076** by Senator(s) Teck, Arnold, Taylor; also Representative(s)
 2 Mitchell--Concerning time frames applicable to penalties
 3 for offenses relating to the use of substances, and making
 4 an appropriation in connection therewith.
 5 Committee on Judiciary
 6 Committee on Appropriations
 7
- 8 **SB03-103** by Senator(s) Reeves, Teck; also Representative(s) Berry,
 9 Larson--Concerning training programs for Colorado peace
 10 officers overseen by the peace officer standards and
 11 training board, and, in connection therewith, providing
 12 funding for such peace officer training programs, and
 13 making an appropriation therefor.
 14 Committee on Transportation & Energy
 15 Committee on Appropriations
 16
- 17 **SB03-167** by Senator(s) Isgar; also Representative(s) Brophy--
 18 Concerning the valuation of possessory interests in land
 19 leased by the state board of land commissioners for
 20 purposes of property taxation.
 21 Committee on Finance
 22
- 23 **SB03-230** by Senator(s) May R., Lamborn, Cairns, Andrews, Fitz-
 24 Gerald; also Representative(s) Fritz--Concerning an
 25 authorization for the secretary of state to promulgate rules
 26 pursuant to the "Uniform Electronic Transactions act", and
 27 making an appropriation therefor.
 28 Committee on State, Veterans, & Military Affairs
 29 Committee on Appropriations
 30
- 31 **SB03-239** by Senator(s) Chlouber; also Representative(s) Berry--
 32 Concerning the enforcement of compulsory motor vehicle
 33 insurance, and, in connection therewith, continuing the
 34 motorist insurance identification database program, and
 35 making an appropriation therefor.
 36 Committee on Transportation & Energy
 37 Committee on Appropriations
 38

INTRODUCTION OF RESOLUTION

40
 41
 42 The following resolution was read by title and laid over one day under the
 43 rules:
 44

- 45 **SJR03-034** by Senator(s) Keller; also Representative(s) Jahn--
 46 Concerning National Philanthropy Day.
 47

INTRODUCTION OF MEMORIALS

48
 49
 50
 51 The following memorials were read by title and laid over one day under
 52 the rules:
 53

- 54 **SJM03-001** by Senator(s) Hanna, Phillips, Arnold, Dyer, Entz, Fitz-
 55 Gerald, Gordon, Groff, Grossman, Hagedorn, Hillman,
 56 Isgar, Johnson S., Keller, Kester, Linkhart, Nichol, Owen,

1 Reeves, Sandoval, Taylor, Teck, Windels; also
2 Representative(s) Young, Borodkin, Coleman, Frangas,
3 Paccione, Ragsdale, Rippy, Vigil, Weddig--Memorializing
4 Congress to fulfill the pledge to help fund states to fight
5 terrorist attacks.
6

7 **SJM03-002** by Senator(s) Evans, Andrews; also Representative(s)
8 Wiens, Brophy--Concerning memorializing the United
9 States Senate to support the floor vote and nomination of
10 federal judicial nominee Miguel Estrada.
11

12 **SJM03-004** by Senator(s) Entz; also Representative(s) Rippy--
13 Memorializing the Congress of the United States to
14 appropriate the authorized amount of payments in lieu of
15 taxes.
16

18 LAY OVER OF CALENDAR ITEMS

19
20
21 On motion of Representative King, the following items on the Calendar
22 were laid over until April 14, retaining place on Calendar:
23

24 Consideration of General Orders--**HB03-1311, 1132, 1247, 1344, 1123,**
25 **1317, 1210, 1213, 1280, HCR03-1003, HB03-1105, 1339.**

26 Consideration of Conference Committee Report--**SB03-226.**

27 Consideration of Resolutions--**HJR03-1029, 1038, 1040, 1042, 1043,**
28 **SJR03-030, HJR03-1049, 1050.**

29 Consideration of Senate amendments--**HB03-1197, 1001, 1121, 1303.**
30

31
32
33 On motion of Representative King, the House adjourned until 10:00 a.m.,
34 April 14, 2003.
35

36 Approved:

37
38
39
40 LOLA SPRADLEY,
41 Speaker

42 Attest:

43
44 JUDITH RODRIGUE,
45 Chief Clerk