

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

Sixty-fifth Legislative Day

Thursday, March 13, 2003

1 Prayer by Pastor Rick Long, Grace Church, Arvada.

2

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

4

5 Pledge of Allegiance led by Representative Hall.

6

7 The roll was called with the following result:

8

9 Present--63.

10 Vacancy--1.

11 Excused--Representative Stafford--1.

12 Present after roll call--Representative Stafford.

13

14 The Speaker declared a quorum present.

15

16

17 On motion of Representative McCluskey, the reading of the journal of  
18 March 12, 2003, was declared dispensed with and approved as corrected  
19 by the Chief Clerk.

20

21

22

23

**CONSIDERATION OF RESOLUTION**

24

25 **HR03-1011** by Representative(s) Veiga--Concerning the proclamation  
26 of Cover the Uninsured Week.

27

28 (Printed and placed in member's file, also printed in House Journal  
29 March 11, pages 1110-1111.)

30

31 Representative Veiga moved for adoption of the resolution and requested  
32 it be read at length.

33

34 Amendment No. 1, moved by Representatives Fritz, Clapp, Mitchell.

35

36 Amend printed resolution, page 1, strike lines 5 through 10.

37

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

39

	Vacancy	1	YES	22	NO	38	EXCUSED	04	ABSENT	00
41	Berry	N	Garcia	N	McCluskey	N	Sinclair	N		
42	Borodkin	N	Hall	Y	McFadyen	N	Smith	Y		
43	Boyd	N	Harvey	Y	Merrifield	N	Spence	Y		

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

15

16

17 On motion of Representative Veiga, the resolution was **adopted** by the  
18 following roll call vote:

19

20	Vacancy 1	YES 45	NO 15	EXCUSED 04	ABSENT 00			
21	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
22	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
23	Boyd	Y	Harvey	N	Merrifield	Y	Spence	N
24	Briggs	Y	Hefley	Y	Miller	Y	Stafford	E
25	Brophy	N	Hodge	Y	Mitchell	N	Stengel	N
26	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y
27	Cadman	N	Jahn	Y	Plant	E	Veiga	Y
28	Carroll	Y	Johnson	Y	Pommer	Y	Vigil	Y
29	Clapp	N	Judd	Y	Ragsdale	Y	Weddig	Y
30	Cloer	Y	King	N	Rhodes	Y	Weissmann	Y
31	Coleman	Y	Larson	Y	Rippy	Y	White	Y
32	Crane	N	Lee	N	Romanoff	Y	Wiens	Y
33	Decker	N	Lundberg	N	Rose	N	Williams S.	Y
34	Fairbank	N	Madden	Y	Salazar	Y	Williams T.	Y
35	Frangas	Y	Marshall	Y			Witwer	E
36	Fritz	Y	May	Y	Schultheis	N	Young	E
37							Speaker	Y

38 Co-sponsors added: Representatives Berry, Borodkin, Boyd, Butcher, Carroll,  
39 Coleman, Frangas, Garcia, Hodge, Jahn, Larson, Madden, Marshall, McFadyen,  
40 Merrifield, Miller, Paccione, Pommer, Ragsdale, Romanoff, Salazar, Tochtrop,  
41 Vigil, Weddig, Weissmann, Williams S.

42

43

44

45 On motion of Representative King, **HB03-1021, SB03-024, 025, 130,**  
46 **224** were made Special Orders on Thursday, March 13, 2003, at  
47 10:07 a.m.

48

49

50 The hour of 10:07 a.m., having arrived, on motion of Representative  
51 T. Williams, the House resolved itself into Committee of the Whole for  
52 consideration of Special Orders and she was called to the Chair to act as  
53 Chairman.

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**SPECIAL ORDERS--SECOND READING OF BILLS**

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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:

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

**HB03-1021** by Representative(s) King; also Senator(s) Arnold-- Concerning the financing of capital construction for qualified charter schools that have bonds issued on their behalf by the Colorado educational and cultural facilities authority.

Amendment No. 1, Education Report, dated January 15, 2003, and placed in member's bill file; Report also printed in House Journal, January 16, page 12.

Amendment No. 2, Appropriations Report, dated March 7, 2003, and placed in member's bill file; Report also printed in House Journal, March 7, page 107.

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

**SB03-024** by Senator(s) Chlouber; also Representative(s) White, Rose--Concerning permits that authorize persons who demonstrate competence with handguns to carry concealed handguns in all statutorily authorized areas of the state, and, in connection therewith, identifying the carrying of concealed handguns as an issue of statewide concern, creating statewide standards for issuance of permits to carry concealed handguns, and making an appropriation.

Amendment No. 1, by Representative White.

Amend reengrossed bill, page 9, after line 21, insert the following:

"(IV) PROOF OF HONORABLE DISCHARGE FROM A BRANCH OF THE UNITED STATES ARMED FORCES THAT REFLECTS PISTOL QUALIFICATIONS OBTAINED WITHIN THE TEN YEARS PRECEDING SUBMITTAL OF THE APPLICATION;"

Renumber succeeding subparagraphs accordingly.

Page 9, strike line 24 and substitute the following:

"OBTAINED WITHIN THE TEN YEARS PRECEDING SUBMITTAL OF THE APPLICATION; OR".

Page 12, line 21, strike "ON UNDEVELOPED REAL";

line 22, strike "PROPERTY".

1 Page 17, line 17, after "(3)", insert "(a)";

2

3 strike line 21 and substitute the following:

4 "INFORMATION FROM THE LIST OF PERMITTEES WITH A LAW ENFORCEMENT  
5 AGENCY";

6

7 line 22, strike "UPON REQUEST,";

8

9 after line 25, insert the following:

10

11 "(b) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF  
12 THIS SUBSECTION (3), ON AND AFTER JULY 1, 2007, A SHERIFF SHALL NOT  
13 SHARE INFORMATION FROM THE LIST OF PERMITTEES WITH A LAW  
14 ENFORCEMENT AGENCY FOR THE PURPOSE OF CREATING A STATEWIDE  
15 DATABASE OF PERMITTEES, AND ANY LAW ENFORCEMENT AGENCY THAT  
16 RECEIVES INFORMATION CONCERNING PERMITTEES FROM A SHERIFF SHALL  
17 NOT USE THE INFORMATION TO CREATE OR MAINTAIN A STATEWIDE  
18 DATABASE OF PERMITTEES. ANY INFORMATION CONCERNING A PERMITTEE  
19 THAT IS INCLUDED IN A STATEWIDE DATABASE PURSUANT TO PARAGRAPH  
20 (a) OF THIS SUBSECTION (3) SHALL BE REMOVED FROM THE DATABASE NO  
21 LATER THAN JULY 1, 2007."

22

23 Page 19, after line 26, insert the following:

24

25 "(3) ON OR BEFORE JANUARY 15, 2004, AND ON OR BEFORE  
26 JANUARY 15 EACH YEAR THEREAFTER UNTIL JANUARY 15, 2007, THE  
27 BUREAU SHALL PROVIDE TO THE GENERAL ASSEMBLY A LIST OF THE  
28 JURISDICTIONS IN WHICH THE SHERIFF PROVIDES TO THE BUREAU THE  
29 NAMES OF PERSONS TO WHOM THE SHERIFF ISSUES PERMITS."

30

31 Page 23, line 13, strike "HIS OR HER LAST COMMANDING OFFICER" and  
32 substitute "THE SHERIFF OR CHIEF OF POLICE OF THE JURISDICTION BY  
33 WHICH THE PEACE OFFICER WAS EMPLOYED IMMEDIATELY PRIOR TO  
34 RETIREMENT".

35

36 A motion by Representative King that the Committee rise, report progress  
37 and beg leave to sit again at 1:45 p.m., was adopted by unanimous  
38 consent.

39

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41

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House reconvened.

42

43 The Committee of the Whole reported it had risen, reported progress and  
44 would sit again at 1:45 p.m.

45

46

47

48

## REPORTS OF COMMITTEES OF REFERENCE

49

### AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES

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

52

53  
54 HB03-1319 be amended as follows, and as so amended, be referred to  
55 the Committee on Judiciary with favorable  
56 recommendation:

1 Amend printed bill, page 4, line 18, strike "other than bear or mountain  
 2 lion" and substitute "~~other than bear or mountain lion~~";  
 3  
 4 line 20, strike "other than bear or mountain" and substitute "~~other than  
 5 bear or mountain~~";  
 6  
 7 line 21, strike "lion" and substitute "~~lion~~".  
 8  
 9 Page 6, line 6, strike "COLORADO, AND SUCH CONVICTIONS" and substitute  
 10 "COLORADO AND SUCH FEDERAL CONVICTIONS,".  
 11  
 12 Page 7, strike lines 17 and 18 and substitute the following:  
 13 "~~and an assessment of fifteen license suspension points~~ THE FOLLOWING  
 14 FINES:";  
 15  
 16 line 19, strike "TWO";  
 17  
 18 strike line 20 and substitute the following:  
 19  
 20 "A FINE THAT IS EQUAL TO TWICE THE COST OF THE MOST EXPENSIVE  
 21 LICENSE FOR SUCH SPECIES AND TEN LICENSE SUSPENSION POINTS SHALL  
 22 BE ASSESSED;";  
 23  
 24 line 22, strike "SPECIES." and substitute "SPECIES AND AN ASSESSMENT OF  
 25 FIFTEEN LICENSE SUSPENSION POINTS SHALL BE ASSESSED."  
 26  
 27 Page 10, line 9, strike "ONE HUNDRED";  
 28  
 29 line 10, strike "DOLLARS" and substitute "EQUAL TO TWICE THE COST OF  
 30 THE MOST EXPENSIVE LICENSE FOR SUCH SPECIES".  
 31  
 32 Page 27, strike lines 13 through 16 and substitute the following:  
 33  
 34 "(4) THE REGISTERED OWNER OF A MOTOR VEHICLE IS LIABLE FOR  
 35 PAYMENT OF A PENALTY ASSESSMENT REGARDLESS OF WHETHER THE  
 36 OWNER KNEW OR SHOULD HAVE KNOWN THAT THE VEHICLE WOULD BE OR  
 37 WAS PARKED OR LEFT UNATTENDED IN A MANNER THAT VIOLATED SECTION  
 38 33-15-110.";  
 39  
 40 line 22, strike "COMMISSION." and substitute "BOARD."  
 41  
 42  
 43  
 44 **SB03-115** be referred to the Committee of the Whole with favorable  
 45 recommendation.  
 46  
 47  
 48  
 49  
 50 **BUSINESS AFFAIRS & LABOR**  
 51 After consideration on the merits, the Committee recommends the  
 52 following:  
 53  
 54 **SB03-016** be amended as follows, and as so amended, be referred to  
 55 the Committee of the Whole with favorable  
 56 recommendation:

1 Amend reengrossed bill, page 3, line 3, strike "BANK" and substitute  
2 "FINANCIAL";

3  
4 line 4, strike "1841, ET SEQ." and substitute "1843 (k) (1).";

5  
6 line 6, strike "PERSON." and substitute "PERSON OR THE RETENTION OF  
7 CONTROL OF AN INDUSTRIAL BANK BY A PERSON WHO CONTROLLED AN  
8 INDUSTRIAL BANK PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION  
9 (8).";

10  
11 strike lines 8 through 11 and substitute the following:

12  
13 (I) "COMPANY" MEANS A COMPANY AS DEFINED IN 12 U.S.C. SEC.  
14 1841 (b).

15  
16 (II) "FINANCIAL HOLDING COMPANY" MEANS A FINANCIAL HOLDING  
17 COMPANY AS DEFINED IN 12 U.S.C. SEC. 1841 (p).".

18  
19

20

21 **SB03-070** be amended as follows, and as so amended, be referred to  
22 the Committee on Appropriations with favorable  
23 recommendation:

24

25 Amend reengrossed bill, page 3, strike lines 9 through 14 and substitute  
26 the following:

27

28 "FOR THE PAYMENT OF THE SUBCONTRACTORS, LABORER OR MATERIAL  
29 SUPPLIERS, OR LABORERS WHO HAVE FURNISHED LABORERS, MATERIALS,  
30 SERVICES, OR LABOR, WHO HAVE:";

31

32 strike lines 23 through 26.

33 Page 4, strike lines 1 and 2 and substitute the following:

34

35 "FOR THE SUBCONTRACTORS, LABORER OR MATERIAL SUPPLIERS, OR  
36 LABORERS WHO HAVE FURNISHED LABORERS, MATERIALS, SERVICES, OR  
37 LABOR, WHO HAVE FILED OR MAY FILE A VERIFIED".

38  
39

40

41 **SB03-108** be postponed indefinitely.

42  
43

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45

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

49

50 **HCR03-1001** be postponed indefinitely.

51  
52

53 **SB03-032** be referred to the Committee of the Whole with favorable  
54 recommendation.  
55  
56

1 **SB03-045** be amended as follows, and as so amended, be referred to  
2 the Committee on Appropriations with favorable  
3 recommendation:  
4

5 Amend reengrossed bill, page 14, strike lines 12 through 27.  
6

7 Strike pages 15 through 17.  
8

9 Page 18, strike lines 1 through 9 and substitute the following:  
10

11 "SECTION 13. 37-80-111.5 (1) (d), Colorado Revised Statutes,  
12 as amended by Senate Bill 02-181, enacted at the First Regular Session  
13 of the Sixty-fourth General Assembly, is amended to read:  
14

15 **37-80-111.5. Fees - water data bank cash fund - division of**  
16 **water resources publication cash fund - satellite monitoring system**  
17 **cash fund - ground water management cash fund - well inspection**  
18 **cash fund - created.** (1) (d) The state engineer shall collect fees  
19 pursuant to sections 37-90-105 (3) (a), (3) (e), and (4), 37-90-107 (7) (c)  
20 (I) and (7) (d) (I), 37-90-108 (4) and (6), 37-90-116 (1) (a), (1) (c), (1)  
21 (h), and (1) (i), 37-90-137 (2), (3) (a), and (3) (c), 37-90.5-106,  
22 37-92-602 (3) (a), (3) (d), and (5), and 37-92-308. All such fees shall be  
23 transmitted to the state treasurer, who shall credit the same to the division  
24 of water resources ground water management cash fund, which is hereby  
25 created; except that, of each fee collected pursuant to section 37-90-107  
26 (7) (c) (I) and (7) (d) (I) and section 37-90-116 (1) (a), (1) (h), and (1) (i),  
27 thirty dollars shall be credited to the general fund; of each fee collected  
28 pursuant to section 37-90-137 (2), (3) (a) (I), and (3) (a) (II) and section  
29 37-92-602 (3) (a) for wells applied for pursuant to section 37-92-602 (3)  
30 (b), twenty-five dollars shall be credited to the general fund; of each fee  
31 collected pursuant to section 37-90-116 (1) (c), ten dollars shall be  
32 credited to the general fund; ~~and~~, of each fee collected pursuant to section  
33 37-90-105 (3) (a) and (4) (a) and section 37-92-602 (3) (a) for wells  
34 applied for pursuant to section 37-92-602 (3) (c) and (5), five dollars  
35 shall be credited to the general fund; AND EXCEPT THAT, OF EACH FEE  
36 COLLECTED PURSUANT TO SECTIONS 37-90-105 (3) (a) (I) AND (4) (a),  
37 37-90-107 (7) (d) (I), 37-90-116 (1) (a), (1) (c), AND (1) (h), 37-90-137  
38 (2) (a), AND 37-92-602 (3) (a) AND (5), FORTY DOLLARS SHALL BE  
39 CREDITED TO THE WELL INSPECTION CASH FUND, WHICH FUND IS HEREBY  
40 CREATED. MONEYS IN THE WELL INSPECTION CASH FUND SHALL BE  
41 APPROPRIATED TO AND EXPENDED BY THE STATE ENGINEER FOR THE  
42 PURPOSES ESTABLISHED IN SECTION 37-91-113. ANY MONEYS CREDITED  
43 TO THE WELL INSPECTION CASH FUND AND UNEXPENDED AT THE END OF  
44 ANY GIVEN FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT  
45 REVERT TO THE GENERAL FUND. ALL INTEREST DERIVED FROM THE  
46 DEPOSIT AND INVESTMENT OF THIS FUND SHALL REMAIN IN THE FUND AND  
47 SHALL NOT REVERT TO THE GENERAL FUND. Moneys in the ground water  
48 management cash fund shall be expended by the state engineer for the  
49 purposes of developing an automated well permit processing system that  
50 will expedite the issuance of well permits, creating and maintaining a  
51 ground water information management system, establishing a ground  
52 water data network, establishing ground water recharge programs,  
53 conducting ground water investigations, and for other ground water  
54 related activities that are deemed necessary by the state engineer in  
55 performing statutory duties, subject to appropriation by the general  
56 assembly. Data in the ground water data network shall be made available

1 to the public by the office of the state engineer as expeditiously as  
2 possible.

3

4 **SECTION 14.** 37-90-105 (3) (a) (I) (A), (3) (a) (I) (C), (4) (a) (I)  
5 (A), and (4) (a) (II), Colorado Revised Statutes, as amended by Senate  
6 Bill 02-181, enacted at the First Regular Session of the Sixty-fourth  
7 General Assembly, are amended to read:

8

9 **37-90-105. Small capacity wells - repeal.** (3) (a) (I) (A) Wells  
10 of the type described in this section may be constructed only upon the  
11 issuance of a permit in accordance with the provisions of this section. A  
12 fee of four hundred ~~forty~~ EIGHTY dollars shall accompany any application  
13 for a new well permit under this section; except that, if the application is  
14 for a monitoring well filed pursuant to paragraph (d) of subsection (1) of  
15 this section, the fee shall be one hundred ~~fifty~~ NINETY dollars. A fee of  
16 two hundred FORTY dollars shall accompany any application for a  
17 replacement well of the type described in subsection (1) of this section.

18

19 (C) Effective July 1, 2006, wells of the type described in this  
20 section may be constructed only upon the issuance of a permit in  
21 accordance with the provisions of this section. A fee of ~~sixty~~ ONE  
22 HUNDRED dollars shall accompany any application for a new well permit  
23 under this section. A fee of ~~twenty~~ SIXTY dollars shall accompany any  
24 application for a replacement well of the type described in subsection (1)  
25 of this section.

26

27 (4) (a) (I) (A) Any wells of the type described by this section that  
28 were put to beneficial use prior to May 8, 1972, and any wells that were  
29 used exclusively for monitoring and observation purposes prior to August  
30 1, 1988, not of record in the office of the state engineer, may be recorded  
31 in that office upon written application, payment of a processing fee of  
32 three hundred FORTY dollars, and permit approval. The record shall  
33 include the date the water is claimed to have been first put to beneficial  
34 use.

35

36 (II) Effective July 1, 2006, any wells of the type described by this  
37 section that were put to beneficial use prior to May 8, 1972, and any  
38 wells that were used exclusively for monitoring and observation purposes  
39 prior to August 1, 1988, not of record in the office of the state engineer,  
40 may be recorded in that office upon written application, payment of a  
41 processing fee of ~~sixty~~ ONE HUNDRED dollars, and permit approval. The  
42 record shall include the date the water is claimed to have been first put to  
43 beneficial use.

44

45 **SECTION 15.** 37-90-107 (7) (d) (I) (A) and (7) (d) (I) (C),  
46 Colorado Revised Statutes, as amended by Senate Bill 02-181, enacted  
47 at the First Regular Session of the Sixty-fourth General Assembly, are  
48 amended to read:

49

50 **37-90-107. Application for use of ground water - publication**  
51 **of notice - conditional permit - hearing on objections - well permits -**  
52 **repeal.** (7) (d) (I) (A) Any person desiring a permit for a well to  
53 withdraw ground water for a beneficial use from the Dawson, Denver,  
54 Arapahoe, or Laramie-Fox Hills aquifers shall make application to the  
55 commission on a form to be prescribed by the commission. A fee of four  
56 hundred ~~forty~~ EIGHTY dollars shall be submitted with the application,



1 which sum shall not be refunded.

2

3 (C) Effective July 1, 2006, any person desiring a permit for a well  
4 to withdraw ground water for a beneficial use from the Dawson, Denver,  
5 Arapahoe, or Laramie-Fox Hills aquifers shall make application to the  
6 commission on a form to be prescribed by the commission. A fee of ~~sixty~~  
7 ONE HUNDRED dollars shall be submitted with the application, which sum  
8 shall not be refunded.

9

10 **SECTION 16.** 37-90-116 (1) (a) (I) (A), (1) (a) (II), (1) (c) (I)  
11 (A), (1) (c) (II), (1) (h) (I) (A), and (1) (h) (II), Colorado Revised Statutes,  
12 as amended by Senate Bill 02-181, enacted at the First Regular Session  
13 of the Sixty-fourth General Assembly, are amended to read:

14

15 **37-90-116. Fees - ground water publication fund - repeal.**

16 (1) The state engineer or the commission shall collect the following fees:

17

18 (a) (I) (A) With an application for the use of ground water, four  
19 hundred ~~forty~~ EIGHTY dollars, which sum shall not be refunded;

20

21 (II) Effective July 1, 2006, with an application for the use of  
22 ground water, ~~sixty~~ ONE HUNDRED dollars, which sum shall not be  
23 refunded;

24

25 (c) (I) (A) For issuing a permit to modify or replace an existing  
26 well, two hundred FORTY dollars;

27

28 (II) Effective July 1, 2006, for issuing a permit to modify or  
29 replace an existing well, ~~sixty~~ ONE HUNDRED dollars;

30

31 (h) (I) (A) With an application for any change in a well permit,  
32 whether conditional or final, submitted pursuant to section 37-90-111 (1)  
33 (g), four hundred ~~forty~~ EIGHTY dollars, and with an application to correct  
34 a well location in a permit, one hundred ~~fifty~~ NINETY dollars; which sums  
35 shall not be refunded;

36

37 (II) Effective July 1, 2006, with an application for any change in  
38 a well permit, whether conditional or final, submitted pursuant to section  
39 37-90-111 (1) (g), ~~sixty~~ ONE HUNDRED dollars, which sum shall not be  
40 refunded;

41

42 **SECTION 17.** 37-90-137 (2) (a) (I) (A) and (2) (a) (II), Colorado  
43 Revised Statutes, as amended by Senate Bill 02-181, enacted at the First  
44 Regular Session of the Sixty-fourth General Assembly, are amended to  
45 read:

46

47 **37-90-137. Permits to construct wells outside designated basins**  
48 **- fees - permit no ground water right - evidence - time limitation - well**

49 **permits - repeal.** (2) (a) (I) (A) Upon receipt of an application for a  
50 replacement well or a new, increased, or additional supply of ground  
51 water from an area outside the boundaries of a designated ground water  
52 basin, accompanied by a filing fee of four hundred ~~forty~~ EIGHTY dollars,  
53 the state engineer shall make a determination as to whether or not the  
54 exercise of the requested permit will materially injure the vested water  
55 rights of others; except that, if the application is for only a replacement  
56 well, the filing fee shall be two hundred FORTY dollars.

1 (II) Effective July 1, 2006, upon receipt of an application for a  
2 replacement well or a new, increased, or additional supply of ground  
3 water from an area outside the boundaries of a designated ground water  
4 basin, accompanied by a filing fee of ~~sixty~~ ONE HUNDRED dollars, the  
5 state engineer shall make a determination as to whether or not the  
6 exercise of the requested permit will materially injure the vested water  
7 rights of others.

8  
9 **SECTION 18.** 37-92-602 (3) (a) (I) (A), (3) (a) (II), (5) (a) (I),  
10 and (5) (b), Colorado Revised Statutes, as amended by Senate Bill  
11 02-181, enacted at the First Regular Session of the Sixty-fourth General  
12 Assembly, are amended to read:

13  
14 **37-92-602. Exemptions - presumptions - legislative declaration**  
15 **- repeal.** (3) (a) (I) (A) Wells of the type described in paragraphs (b) to  
16 (d) of subsection (1) of this section may be constructed only upon the  
17 issuance of a permit in accordance with the provisions of this subsection  
18 (3). A person desiring to use such a well shall submit an application for  
19 a permit accompanied by a fee of two hundred FORTY dollars for an  
20 application under paragraph (c) of this subsection (3) and a fee of four  
21 hundred ~~forty~~ EIGHTY dollars for an application under paragraph (b) of  
22 this subsection (3).

23  
24 (II) Effective July 1, 2006, wells of the type described in  
25 paragraphs (b) to (d) of subsection (1) of this section may be constructed  
26 only upon the issuance of a permit in accordance with the provisions of  
27 this subsection (3). A person desiring to use such a well shall submit an  
28 application for a permit accompanied by a fee of ~~twenty~~ SIXTY dollars for  
29 an application under paragraph (c) of this subsection (3) and a fee of ~~sixty~~  
30 ONE HUNDRED dollars for an application under paragraph (b) of this  
31 subsection (3).

32  
33 (5) (a) (I) Any wells exempted by this section that were put to  
34 beneficial use prior to May 8, 1972, and any wells that were used  
35 exclusively for monitoring and observation purposes prior to August 1,  
36 1988, not of record in the office of the state engineer may be recorded in  
37 that office upon written application, payment of a processing fee of three  
38 hundred FORTY dollars, and permit approval. The record shall include the  
39 date the water is claimed to have been appropriated or first put to  
40 beneficial use.

41  
42 (b) Effective July 1, 2006, any wells exempted by this section that  
43 were put to beneficial use prior to May 8, 1972, and any wells that were  
44 used exclusively for monitoring and observation purposes prior to August  
45 1, 1988, not of record in the office of the state engineer may be recorded  
46 in that office upon written application, payment of a processing fee of  
47 ~~sixty~~ ONE HUNDRED dollars, and permit approval. The record shall  
48 include the date the water is claimed to have been appropriated or first  
49 put to beneficial use."

50  
51  
52  
53 **SB03-091** be amended as follows, and as so amended, be referred to  
54 the Committee of the Whole with favorable  
55 recommendation:  
56

1 Amend reengrossed bill, page 5, line 14, after "2010," insert "THE  
2 EXECUTIVE DIRECTOR SHALL ADOPT A POLICY THAT";  
3  
4 line 15, strike "SHALL" and substitute "SHOULD";  
5  
6 line 16, strike "ENSURE" and substitute "ENCOURAGE";  
7  
8 line 17, strike "SUBPARAGRAPH (II)," and substitute "POLICY,";  
9  
10 line 20, strike "REQUIREMENTS." and substitute "MILEPOSTS AND SHALL,  
11 FOR FISCAL YEARS COMMENCING AFTER JULY 1, 2004, REQUIRE THE  
12 COLLECTION OF DATA CONCERNING THE ANNUAL PERCENTAGE OF  
13 STATE-OWNED BI-FUELED VEHICLES THAT WERE FUELED EXCLUSIVELY  
14 WITH AN ALTERNATIVE FUEL.".

15  
16  
17  
18 **SB03-234** be referred to the Committee of the Whole with favorable  
19 recommendation.  
20  
21  
22  
23

24 **HEALTH, ENVIRONMENT, WELFARE, & INSTITUTIONS**  
25 After consideration on the merits, the Committee recommends the  
26 following:  
27

28 **SB03-003** be postponed indefinitely.  
29  
30

31 **SB03-013** be referred to the Committee of the Whole with favorable  
32 recommendation.  
33  
34

35 **SB03-023** be amended as follows, and as so amended, be referred to  
36 the Committee of the Whole with favorable  
37 recommendation:  
38

39 Amend reengrossed bill, page 4, strike lines 6 through 8 and substitute  
40 the following:  
41

42 **"SECTION 3. Effective date.** This act shall take effect at 12:01  
43 a.m. on the day following the expiration of the ninety-day period after  
44 final adjournment of the general assembly that is allowed for submitting  
45 a referendum petition pursuant to article V, section 1 (3) of the state  
46 constitution; except that, if a referendum petition is filed against this act  
47 or an item, section, or part of this act within such period, then the act,  
48 item, section, or part, if approved by the people, shall take effect on the  
49 date of the official declaration of the vote thereon by proclamation of the  
50 governor.".

51  
52  
53  
54  
55

1 **TRANSPORTATION & ENERGY**

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

4  
5 **HB03-1289** be amended as follows, and as so amended, be referred to  
6 the Committee on Appropriations with favorable  
7 recommendation:

8  
9 Amend printed bill, page 4, strike line 22 and substitute the following:

10  
11 (5) "DOCUMENT" MEANS A".

12  
13 Page 7, line 25, strike "PUBLIC LIABILITY AND PROPERTY DAMAGE" and  
14 substitute "MOTOR VEHICLE LIABILITY AND GENERAL LIABILITY".

15  
16 Page 8, line 16, strike "PUBLIC LIABILITY AND PROPERTY DAMAGE" and  
17 substitute "MOTOR VEHICLE LIABILITY AND GENERAL LIABILITY".

18  
19 Page 11, line 11, strike "BEFORE A";

20  
21 strike lines 12 through 14 and substitute the following:

22 "A MOVER WHO PROVIDES ANY MOVING OR ACCESSORIAL SERVICES SHALL  
23 PROVIDE A DOCUMENT AS SPECIFIED BY THE PUBLIC UTILITIES COMMISSION  
24 TO A PROSPECTIVE SHIPPER THAT SHALL BE SIGNED AND DATED";

25  
26 line 15, strike the comma;

27  
28 line 19, strike "CONTRACT FOR SERVICE, A BILL OF LADING, OR" and  
29 substitute "DOCUMENT";

30  
31 line 20, strike "ESTIMATE".

32  
33 Page 12, line 2, strike "AND TOTAL";

34  
35 line 3, strike "ALL COSTS" and substitute "COSTS OR RATES";

36  
37 line 7, strike "THREE" and substitute "FOUR";

38  
39 strike lines 8 and 9 and substitute the following:

40  
41 (I) CASH;

42  
43 (II) CASHIER'S CHECK, MONEY ORDER, OR TRAVELER'S CHECK;".

44  
45 Renumber succeeding subparagraphs accordingly.

46  
47 Page 12, after line 12, insert the following:

48  
49 (g) ANY OTHER ITEMS AS DESIGNATED BY THE RULES OF THE  
50 COMMISSION.";

51  
52 line 14, strike "ESTIMATE AND CONTRACT FOR SERVICES" and substitute  
53 "DOCUMENT";

54  
55 strike line 17 and substitute the following:

56 (3) EACH DOCUMENT";

1 line 18, strike "MOVER";  
 2  
 3 strike line 25 and substitute "DOCUMENT SIGNED AND";  
 4  
 5 line 27, strike "MEDICINES AND" and substitute "MEDICINES, MEDICAL  
 6 EQUIPMENT, MEDICAL DEVICES, OR".

---

7  
8  
9  
10 **REPORT FROM THE SENATE AND HOUSE**  
11 **COMMITTEES ON DELAYED BILLS**  
12

13 Pursuant to Joint Rule 23 (c), the House and Senate Committees on  
14 Delayed Bills, acting jointly, extend the following deadline for OLLS  
15 NO. 03-0173, Concerning the Financing of Public Schools and Making  
16 an Appropriation Therefor:

17  
18 The Friday, March 14 deadline (the 66th legislative day) for final  
19 passage, including any conference committee report, for any bill  
20 prescribing all or a substantial portion of the total funding for public  
21 schools pursuant to the "Public School Finance Act of 1994", article 54  
22 of title 22, Colorado Revised Statutes, is extended until Friday, March 28,  
23 2003 (the 80th legislative day).

24  
25 This memorandum shall be printed in the journal of each house as is  
26 required by said Joint Rule 23 (c).

27  
28 (signed) (signed)  
29 Lola Spradley John Andrews  
30 Keith King Norma Anderson  
31 Jennifer Veiga Joan Fitz-Gerald

---

32  
33  
34 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**  
35

36 The Speaker has signed: **HB03-1009, 1018, 1036, 1037, 1066, 1071,**  
37 **1084, 1107, 1124, 1157, 1185, 1193, 1204; SB03-046, 047, 052, 062,**  
38 **066, 096, 118, 143, 223; SJR03-017, 025.**

---

39  
40  
41  
42 **MESSAGES FROM THE SENATE**  
43

44 Madam Speaker:

45  
46 The Senate has passed on Third Reading and transmitted to the Revisor  
47 of Statutes:

48  
49 SB03-149, amended as printed in Senate Journal, March 10, 2003, pages  
50 604-605, and 607.

---

51  
52  
53 The Senate has adopted and returns herewith: HJR03-1028;  
54 HJR03-1011, amended as printed in Senate Journal, March 6, 2003,  
55 page 560.  
56

---

1 The Senate voted to concur in House amendments to SB03-060, 147, 097,  
2 053, 164, 135, and repassed the bills as amended,  
3

4 The Senate has voted not to concur in House Amendments to SB03-065  
5 and requests that a Conference Committee be appointed. The bill is  
6 transmitted herewith.  
7

8 The Senate has postponed indefinitely HB03-1295. The bill is returned  
9 herewith.  
10

---

11  
12  
13 **MESSAGE FROM THE REVISOR**  
14

15 We herewith transmit:  
16 Without comment, as amended, SB03-149.  
17

---

18  
19  
20 House in recess. House reconvened.  
21

---

22  
23  
24 On motion of Representative T. Williams, the House resolved itself into  
25 Committee of the Whole for continuation of consideration of Special  
26 Orders, and she returned to the Chair to act as Chairman.  
27

---

28  
29 **SPECIAL ORDERS--SECOND READING OF BILLS**  
30 (Continued from page 1122)  
31

32 **SB03-024** by Senator(s) Chlouber; also Representative(s) White,  
33 Rose--Concerning permits that authorize persons who  
34 demonstrate competence with handguns to carry concealed  
35 handguns in all statutorily authorized areas of the state,  
36 and, in connection therewith, identifying the carrying of  
37 concealed handguns as an issue of statewide concern,  
38 creating statewide standards for issuance of permits to  
39 carry concealed handguns, and making an appropriation.  
40

41 (Amendment No. 1 printed on pages 1121-1122)  
42

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

46  
47 **SB03-025** by Senator(s) Dyer; also Representative(s) Hefley--  
48 Concerning limitation of the ability of a local government  
49 to regulate firearms, and, in connection therewith,  
50 identifying firearms regulation as a matter of statewide  
51 concern.  
52

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

1 **SB03-130** by Senator(s) Sandoval; also Representative(s) Jahn--  
 2 Concerning the repeal of the home health services pilot  
 3 program advisory committee.  
 4

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

8 **SB03-224** by Senator(s) Jones; also Representative(s) Butcher--  
 9 Concerning the continuation of the workers' compensation  
 10 physician accreditation program under rules adopted by  
 11 the director of the division of workers' compensation.  
 12

13 Ordered revised and placed on the Calendar for Third Reading and Final  
 14 Passage.  
 15

---

17  
 18 **AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT**  
 19

20 Representative Rhodes moved to amend the Report of the Committee of  
 21 the Whole to show that the following Rhodes amendment, to Amendment  
 22 No. 1, by Representative White (printed in House Journal, page 1121,  
 23 lines 38-56, and page 1122, lines 1-34), to SB03-024, did pass, and that  
 24 SB03-024, as amended, did pass.  
 25

26 Amend the Amendment No. 1, by Representative White, House Journal,  
 27 page 1122, strike lines 31 through 34 and substitute the following:  
 28

29 "Page 23, line 2, strike "(1)";  
 30

31 strike lines 8 through 23."  
 32

33 The amendment was declared **lost** by the following roll call vote:  
 34

Vacancy 1	YES	19	NO	45	EXCUSED	00	ABSENT	00
Berry	N		Garcia	N	McCluskey	N	Sinclair	N
Borodkin	N		Hall	N	McFadyen	N	Smith	N
Boyd	N		Harvey	Y	Merrifield	N	Spence	N
Briggs	N		Hefley	N	Miller	N	Stafford	N
Brophy	Y		Hodge	N	Mitchell	Y	Stengel	N
Butcher	Y		Hoppe	N	Paccione	N	Tochtrop	N
Cadman	Y		Jahn	N	Plant	N	Veiga	N
Carroll	N		Johnson	N	Pommer	N	Vigil	N
Clapp	Y		Judd	N	Ragsdale	Y	Weddig	Y
Cloer	Y		King	N	Rhodes	Y	Weissmann	N
Coleman	N		Larson	N	Rippy	N	White	N
Crane	Y		Lee	Y	Romanoff	N	Wiens	Y
Decker	N		Lundberg	Y	Rose	N	Williams S.	N
Fairbank	Y		Madden	N	Salazar	N	Williams T.	Y
Frangas	N		Marshall	N			Witwer	Y
Fritz	N		May	Y	Schultheis	Y	Young	N
							Speaker	N

54 Representative Rhodes moved to amend the Report of the Committee of  
 55 the Whole to show that the following Rhodes amendment, to SB03-024,  
 56 did pass, and that SB03-024, as amended, did pass.

1 Amend reengrossed bill, page 14, line 17, strike "ONE HUNDRED" and  
2 substitute "FIFTY".

3

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

5

Vacancy 1	YES	18	NO	46	EXCUSED	00	ABSENT	00
7	Berry	N	Garcia	N	McCluskey	N	Sinclair	Y
8	Borodkin	N	Hall	N	McFadyen	N	Smith	N
9	Boyd	N	Harvey	Y	Merrifield	N	Spence	N
10	Briggs	N	Hefley	N	Miller	N	Stafford	N
11	Brophy	Y	Hodge	N	Mitchell	Y	Stengel	N
12	Butcher	N	Hoppe	N	Paccione	N	Tochtrop	N
13	Cadman	Y	Jahn	N	Plant	N	Veiga	N
14	Carroll	N	Johnson	N	Pommer	N	Vigil	N
15	Clapp	Y	Judd	N	Ragsdale	Y	Weddig	N
16	Cloer	Y	King	Y	Rhodes	Y	Weissmann	N
17	Coleman	N	Larson	N	Rippy	N	White	N
18	Crane	Y	Lee	Y	Romanoff	N	Wiens	Y
19	Decker	N	Lundberg	Y	Rose	N	Williams S.	N
20	Fairbank	Y	Madden	N	Salazar	N	Williams T.	N
21	Frangas	N	Marshall	N			Witwer	N
22	Fritz	N	May	Y	Schultheis	Y	Young	N
23							Speaker	Y

24

25 Representative Romanoff moved to amend the Report of the Committee  
26 of the Whole to show that the following Romanoff amendment, to  
27 SB 03-024, did pass, and that SB 03-024, as amended, did pass.

28

29 Amend reengrossed bill, page 25, after line 19, insert the following:

30

31 "(5) A PERMIT ISSUED PURSUANT TO THIS PART 2 DOES NOT  
32 AUTHORIZE A PERSON TO CARRY A CONCEALED HANDGUN IN THE PORTION  
33 OF ANY PREMISES LICENSED TO SELL ALCOHOL BEVERAGES FOR  
34 ON-PREMISES CONSUMPTION, AS PROVIDED IN ARTICLES 46 AND 47 OF  
35 TITLE 12, C.R.S., THAT IS USED PRIMARILY FOR THE SALE OF ALCOHOL  
36 BEVERAGES."

37

38 Renumber succeeding subsections accordingly.

39

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

41

Vacancy 1	YES	21	NO	42	EXCUSED	01	ABSENT	00
43	Berry	N	Garcia	Y	McCluskey	N	Sinclair	N
44	Borodkin	Y	Hall	N	McFadyen	N	Smith	N
45	Boyd	Y	Harvey	N	Merrifield	Y	Spence	N
46	Briggs	N	Hefley	N	Miller	N	Stafford	N
47	Brophy	N	Hodge	Y	Mitchell	N	Stengel	N
48	Butcher	Y	Hoppe	N	Paccione	Y	Tochtrop	N
49	Cadman	N	Jahn	Y	Plant	Y	Veiga	Y
50	Carroll	Y	Johnson	N	Pommer	Y	Vigil	Y
51	Clapp	N	Judd	Y	Ragsdale	Y	Weddig	Y
52	Cloer	N	King	N	Rhodes	N	Weissmann	E
53	Coleman	N	Larson	N	Rippy	N	White	N
54	Crane	N	Lee	N	Romanoff	Y	Wiens	N
55	Decker	N	Lundberg	N	Rose	N	Williams S.	N
56	Fairbank	N	Madden	Y	Salazar	N	Williams T.	N



1	Frangas	Y	Marshall	Y		Witwer	Y
2	Fritz	N	May	N	Schultheis	N	Young
3							Speaker
4							N

4 Representative Weissmann excused from voting under House Rule 21(c).

5  
6

7 Representative Weissmann moved to amend the Report of the Committee  
8 of the Whole to show that the following Weissmann amendment, to  
9 SB03-024, did pass, and that SB03-024, as amended, did pass.

10

11 Amend reengrossed bill, page 25, after line 19, insert the following:

12

13 "(5) A PERMIT ISSUED PURSUANT TO THIS PART 2 DOES NOT  
14 AUTHORIZE A PERSON TO CARRY A CONCEALED HANDGUN INTO A  
15 COURTHOUSE OR INTO A BUILDING IN WHICH A BODY OF ELECTED  
16 OFFICIALS OF THE STATE OR OF A LOCAL GOVERNMENT, INCLUDING BUT  
17 NOT LIMITED TO A SCHOOL DISTRICT OR A SPECIAL DISTRICT, IS MEETING."

18

19 Renumber succeeding subsections accordingly.

20

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

22

23	Vacancy	1	YES	21	NO	43	EXCUSED	00	ABSENT	00
24	Berry	N	Garcia	Y	McCluskey	N	Sinclair	N		
25	Borodkin	Y	Hall	N	McFadyen	N	Smith	N		
26	Boyd	Y	Harvey	N	Merrifield	Y	Spence	N		
27	Briggs	N	Hefley	N	Miller	N	Stafford	N		
28	Brophy	N	Hodge	Y	Mitchell	N	Stengel	N		
29	Butcher	Y	Hoppe	N	Paccione	Y	Tochtrop	N		
30	Cadman	N	Jahn	Y	Plant	Y	Veiga	Y		
31	Carroll	Y	Johnson	N	Pommer	Y	Vigil	Y		
32	Clapp	N	Judd	Y	Ragsdale	Y	Weddig	Y		
33	Cloer	N	King	N	Rhodes	N	Weissmann	Y		
34	Coleman	N	Larson	N	Rippy	N	White	N		
35	Crane	N	Lee	N	Romanoff	Y	Wiens	N		
36	Decker	N	Lundberg	N	Rose	N	Williams S.	N		
37	Fairbank	N	Madden	Y	Salazar	N	Williams T.	N		
38	Frangas	Y	Marshall	Y			Witwer	N		
39	Fritz	N	May	N	Schultheis	N	Young	N		
40							Speaker	N		

41

42 Representative Lundberg moved to amend the Report of the Committee  
43 of the Whole to show that the following Lundberg, May M. amendment,  
44 to Amendment No. 1, by Representative White (printed in House Journal,  
45 page 1121, lines 38-56, and page 1122, lines 1-34), to SB 03-024, did  
46 pass, and that SB 03-024, as amended, did pass.

47

48 Amend the Amendment No. 1, by Representative White, printed in House  
49 Journal, page 1122, line 12, strike "2007," and substitute "2003,";

50

51 line 21, strike "2007." and substitute "2003.";

52

53 strike lines 23 through 29.

54

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

56

	Vacancy 1	YES	22	NO	42	EXCUSED	00	ABSENT	00
1									
2	Berry	N		Garcia	N	McCluskey	N	Sinclair	N
3	Borodkin	Y		Hall	N	McFadyen	N	Smith	N
4	Boyd	Y		Harvey	Y	Merrifield	N	Spence	N
5	Briggs	N		Hefley	N	Miller	N	Stafford	N
6	Brophy	Y		Hodge	N	Mitchell	Y	Stengel	N
7	Butcher	Y		Hoppe	N	Paccione	Y	Tochtrop	N
8	Cadman	Y		Jahn	Y	Plant	N	Veiga	N
9	Carroll	N		Johnson	N	Pommer	Y	Vigil	Y
10	Clapp	Y		Judd	Y	Ragsdale	Y	Weddig	N
11	Cloer	Y		King	N	Rhodes	Y	Weissmann	N
12	Coleman	N		Larson	N	Rippy	N	White	N
13	Crane	Y		Lee	Y	Romanoff	N	Wiens	Y
14	Decker	N		Lundberg	Y	Rose	N	Williams S.	N
15	Fairbank	Y		Madden	N	Salazar	N	Williams T.	N
16	Frangas	N		Marshall	N			Witwer	N
17	Fritz	N		May	Y	Schultheis	N	Young	N
18								Speaker	N
19									
20									

21 Representative Boyd moved to amend the Report of the Committee of the  
 22 Whole to show that the following Boyd amendment, to SB 03-024, did  
 23 pass, and that SB 03-024, as amended, did pass.

24  
 25 Amend reengrossed bill, page 25, after line 19, insert the following:

26  
 27       "(5) A PERMIT ISSUED PURSUANT TO THIS PART 2 DOES NOT  
 28 AUTHORIZE A PERSON TO CARRY A CONCEALED HANDGUN ON THE  
 29 PREMISES, INCLUDING THE REAL PROPERTY AND ANY IMPROVEMENTS  
 30 ERECTED THEREON, OF A VOCATIONAL SCHOOL OR A PUBLIC OR PRIVATE  
 31 COLLEGE, UNIVERSITY, OR SEMINARY.".

32  
 33 Renumber succeeding subsections accordingly.

34  
 35 Page 28, line 4, strike "18-12-214 (3);" and substitute "18-12-214;"

36  
 37 line 10, strike "18-12-214 (3);" and substitute "18-12-214;".

38  
 39  
 40 The amendment was declared **lost** by the following roll call vote:

	Vacancy 1	YES	24	NO	40	EXCUSED	00	ABSENT	00
43	Berry	N		Garcia	Y	McCluskey	N	Sinclair	N
44	Borodkin	Y		Hall	N	McFadyen	N	Smith	N
45	Boyd	Y		Harvey	N	Merrifield	Y	Spence	N
46	Briggs	Y		Hefley	N	Miller	N	Stafford	N
47	Brophy	N		Hodge	Y	Mitchell	N	Stengel	N
48	Butcher	Y		Hoppe	N	Paccione	Y	Tochtrop	N
49	Cadman	N		Jahn	Y	Plant	Y	Veiga	Y
50	Carroll	Y		Johnson	N	Pommer	Y	Vigil	Y
51	Clapp	N		Judd	Y	Ragsdale	Y	Weddig	Y
52	Cloer	N		King	N	Rhodes	N	Weissmann	Y
53	Coleman	Y		Larson	N	Rippy	N	White	N
54	Crane	N		Lee	N	Romanoff	Y	Wiens	N
55	Decker	N		Lundberg	N	Rose	N	Williams S.	N
56	Fairbank	N		Madden	Y	Salazar	N	Williams T.	N

1	Frangas	Y	Marshall	Y		Witwer	Y
2	Fritz	N	May	N	Schultheis	N	Young
3							Speaker
4							N

5  
6 Representative Carroll moved to amend the Report of the Committee of  
7 the Whole to show that the following Carroll amendment, to SB03-025,  
8 did pass, and that SB03-025, as amended, did pass.

9  
10 Amend reengrossed bill, page 3, strike lines 18 through 27.

11  
12 Strike pages 4 and 5.

13  
14 Page 6, strike lines 1 through 7.

15  
16 Renumber succeeding section accordingly.

17  
18 The amendment was declared **lost** by the following roll call vote:

20	Vacancy 1	YES	22	NO	42	EXCUSED	00	ABSENT	00
21	Berry	N	Garcia	Y	McCluskey	N	Sinclair	N	
22	Borodkin	Y	Hall	N	McFadyen	N	Smith	N	
23	Boyd	Y	Harvey	N	Merrifield	Y	Spence	N	
24	Briggs	N	Hefley	N	Miller	N	Stafford	N	
25	Brophy	N	Hodge	Y	Mitchell	N	Stengel	N	
26	Butcher	Y	Hoppe	N	Paccione	Y	Tochtrop	N	
27	Cadman	N	Jahn	Y	Plant	Y	Veiga	Y	
28	Carroll	Y	Johnson	N	Pommer	Y	Vigil	Y	
29	Clapp	N	Judd	Y	Ragsdale	Y	Weddig	Y	
30	Cloer	N	King	N	Rhodes	N	Weissmann	Y	
31	Coleman	N	Larson	N	Rippy	N	White	N	
32	Crane	N	Lee	N	Romanoff	Y	Wiens	N	
33	Decker	N	Lundberg	N	Rose	N	Williams S.	Y	
34	Fairbank	N	Madden	Y	Salazar	N	Williams T.	N	
35	Frangas	Y	Marshall	Y			Witwer	N	
36	Fritz	N	May	N	Schultheis	N	Young	N	
37							Speaker	N	

### ADOPTION OF COMMITTEE OF THE WHOLE REPORT

40  
41  
42 Passed Second Reading: **HB03-1021 amended, SB03-024 amended,**  
43 **025, 130, 224.**

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

50	Vacancy 1	YES	64	NO	00	EXCUSED	00	ABSENT	00
51	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y	
52	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y	
53	Boyd	Y	Harvey	Y	Merrifield	Y	Spence	Y	
54	Briggs	Y	Hefley	Y	Miller	Y	Stafford	Y	
55	Brophy	Y	Hodge	Y	Mitchell	Y	Stengel	Y	
56	Butcher	Y	Hoppe	Y	Paccione	Y	Tochtrop	Y	

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

## INTRODUCTION OF RESOLUTION

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

**HR03-1012** by Representative(s) Butcher, Tochtrop, Borodkin, Boyd, Carroll, Coleman, Hodge, Judd, Marshall, McFadyen, Miller, Paccione, Romanoff, Salazar, Veiga, Weddig, Weissmann--Concerning recognition of the month of June as "Colorado Pain Society Month".

WHEREAS, Nearly four in ten Americans age eighteen or older experience pain each day, and approximately nine in ten American adults experience pain each month, according to a 1999 Gallup Organization study; and

WHEREAS, In the United States, an estimated forty to fifty million Americans suffer from chronic pain, which accounts for more than eighty percent of all physician visits; and

WHEREAS, Although most pain can be relieved or greatly eased with proper pain management, most pain goes untreated, undertreated, or improperly treated; and

WHEREAS, No one should have to suffer needlessly when the knowledge and skills are available today to manage most pain; and

WHEREAS, The National Pain Foundation is a non-profit organization founded in 1998 to advance functional recovery of pain patients through information and education; and

WHEREAS, The National Pain Foundation is built on the belief that proper treatment of pain conditions at any stage can positively change the direction of a person's life; and

WHEREAS, The National Pain Foundation aims to empower patients by teaching them to take a more active role in the design of their treatment plan, exploring both traditional and complementary approaches to pain treatment; and

WHEREAS, The American Academy of Pain Medicine is a not-for-profit educational organization for physicians practicing the specialty of pain medicine in the United States; and

1 WHEREAS, The American Academy of Pain Medicine, founded  
2 in 1983, has the primary mission of promoting quality of care for patients  
3 with pain through research, education, and advocacy; and  
4

5 WHEREAS, The National Pain Society and the American  
6 Academy of Pain Medicine have joined forces to create the National Pain  
7 Awareness Campaign, known as the "Untie the Knot" campaign, in order  
8 to increase the general awareness of available options to manage pain;  
9 and  
10

11 WHEREAS, The "Untie the Knot" campaign seeks to educate pain  
12 patients and their families, providers, insurers, and others, about new pain  
13 management procedures, medications, and devices, as well as significant  
14 events and legislation concerning pain issues; and  
15

16 WHEREAS, The Colorado Pain Society is a Colorado non-profit  
17 organization dedicated to furthering the goals of the National Pain  
18 Awareness Campaign in Colorado; and  
19

20 WHEREAS, The Colorado Pain Society will be participating in  
21 the "Untie the Knot" campaign, addressing public awareness of pain  
22 issues in Colorado; and  
23

24 WHEREAS, Chronic pain is a disease that needs to be diagnosed  
25 and managed as comprehensively as any other disease; now, therefore,  
26

27 *Be It Resolved by the House of Representatives of the Sixty-fourth*  
28 *General Assembly of the State of Colorado:*  
29

30 That we, the members of the House of Representatives of the State  
31 of Colorado, hereby declare the month of June, 2003, as "Colorado Pain  
32 Society Month" in recognition of the efforts of the "Untie the Knot"  
33 campaign in the state of Colorado.  
34

35 *Be It Further Resolved,* That copies of this Resolution be sent to  
36 Doctor Dexter Koons of the Colorado Pain Society and to the offices of  
37 the National Pain Foundation and the American Academy of Pain  
38 Medicine.  
39

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### 40 LAY OVER OF CALENDAR ITEMS

41  
42  
43  
44 On motion of Representative King, the following items on the Calendar  
45 were laid over until March 14, retaining place on Calendar:  
46

47 Consideration of General Orders--**SB03-155, HB03-1311, 1086,**  
48 **SB03-158, 098, HB03-1252, 1016, 1056, 1132, 1137, 1147, 1238, 1249,**  
49 **SB03-133, 112, HB03-1326, SB03-009.**

50 Consideration of Resolutions--**HJR03-1025, 1020, SJR03-022,**  
51 **HJR03-1029.**

52 Consideration of Senate amendments--**HB03-1047, 1026, 1117, 1077,**  
53 **1103, 1287, 1272, 1027, 1301, 1025.**  
54  
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1 On motion of Representative King, the House adjourned until 9:00 a.m.,  
2 March 14, 2003.

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Approved:

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8

LOLA SPRADLEY,  
Speaker

9

10 Attest:

11

12 JUDITH RODRIGUE,  
13 Chief Clerk