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

One hundred-nineteenth Legislative Day Tuesday, May 4, 2004

Prayer by the Reverend Brad Meuli, Denver Rescue Mission. 1 2 3 The Speaker called the House to order at 9:00 a.m. 4 5 Pledge of Allegiance led by Representative Johnson R. 6 7 The roll was called with the following result: 8 9 Present--64. 10 Absent--Representative Mitchell--1. 11 Present after roll call--Representative Mitchell. 12 13 The Speaker declared a quorum present. 14 15 On motion of Representative Butcher, the reading of the journal of 16 May 3, 2004, was declared dispensed with and approved as corrected by 17 18 the Chief Clerk. 19 20 21 **REPORTS OF COMMITTEES OF REFERENCE** 22 23 24 APPROPRIATIONS 25 After consideration on the merits, the Committee recommends the 26 following: 27 HB04-1001 28 The Committee returns herewith HB04-1001 and reports that said bill has been considered on its merits and voted 29 upon by the Committee, and that final action has not been 30 31 taken by this Committee. Said bill cannot be passed within the time remaining in the current legislative session; therefore, said bill is deemed to be postponed 32 33 34 indefinitely. 35 36 37 HB04-1097 The Committee returns herewith HB04-1097 and reports 38 that said bill has been considered on its merits and voted 39 upon by the Committee, and that final action has not been 40 taken by this Committee. Said bill cannot be passed within the time remaining in the current legislative 41 session; therefore, said bill is deemed to be postponed 42 43 indefinitely.

	Page 1792	House Journal119th DayMay 4, 2004
1 2 3 4 5 6 7 8	<u>HB04-1297</u>	The Committee returns herewith HB04-1297 and reports that said bill has been considered on its merits and voted upon by the Committee, and that final action has not been taken by this Committee. Said bill cannot be passed within the time remaining in the current legislative session; therefore, said bill is deemed to be postponed indefinitely.
9 10 11 12 13 14 15 16 17	<u>HB04-1452</u>	The Committee returns herewith HB04-1452 and reports that said bill has been considered on its merits and voted upon by the Committee, and that final action has not been taken by this Committee. Said bill cannot be passed within the time remaining in the current legislative session; therefore, said bill is deemed to be postponed indefinitely.
18 19 20 21 22 23 24 25 26 27 28 29 30	HB04-1461 BUSINESS 4	The Committee returns herewith HB04-1461 and reports that said bill has been considered on its merits and voted upon by the Committee, and that final action has not been taken by this Committee. Said bill cannot be passed within the time remaining in the current legislative session; therefore, said bill is deemed to be postponed indefinitely.
30 31 32 33		eration on the merits, the Committee recommends the
34 35	<u>HB04-1460</u>	be postponed indefinitely.
36 37 38 39 40	HCR04-1018	be postponed indefinitely.
41 42 43 44	<b>EDUCATIO</b> After consider following:	$\underline{N}$ eration on the merits, the Committee recommends the
45 46 47 48 49 50 51 52	<u>HCR04-1006</u>	The Committee returns herewith HCR04-1006 because consideration of the measure was postponed for more than 30 days or until a date beyond the date for adjournment sine die of the legislative session. Therefore, under House Rule 25 (j) (3), said resolution is deemed to be postponed indefinitely.
53 54 55 56	<u>HJR04-1086</u>	The Committee returns herewith HCR04-1086 because consideration of the measure was postponed for more than 30 days or until a date beyond the date for adjournment

sine die of the legislative session. Therefore, under House 1 2 3 4 Rule 25 (j) (3), said resolution is deemed to be postponed indefinitely. 5 6 7 FIRST REPORT OF FIRST CONFERENCE COMMITTEE 8 on HB04-1003 9 10 This Report Amends the Rerevised Bill. 11 12 To the President of the Senate and the 13 Speaker of the House of Representatives: 14 Your first conference committee appointed on HB04-1003, 15 concerning laws related to the impersonation of a peace officer, and 16 17 making an appropriation therefor, has met and reports that it has agreed upon the following: 18 19 20 That the House accede to the Senate amendments made to the bill, 21 as said amendments appear in the rerevised bill, with the following 22 changes: 23 24 Amend rerevised bill, page 3, after line 15, insert the following: 25 26 "SECTION 4. Repeal. 42-4-220 (3) (b), Colorado Revised 27 Statutes, is repealed as follows: 28 29 42-4-220. Motorized bicycles - motor-driven cycles - lighting 30 equipment - department control - use and operation. (3) (b) No person shall equip, drive, or move any vehicle or equipment upon any 31 32 highway with any lamp or device thereon capable of displaying a red or 33 blue light visible from directly in front of the center thereof. This section shall not apply to any vehicle upon which such lights visible from the 34 35 front are expressly authorized or required by this article.". 36 37 Renumber succeeding sections accordingly. 38 39 Page 6, line 17, strike "5, and 6" and substitute "6, and 7". 40 41 Respectfully submitted, 42 House Committee: Senate Committee: 43 Bob McCluskey Steve Johnson 44 Joe Stengel Ken Kester 45 Terrance Carroll **Peggy Reeves** 46 47 48 49 FIRST REPORT OF FIRST CONFERENCE COMMITTEE 50 on HB04-1141 51 52 This Report Amends the Rerevised Bill. 53 To the President of the Senate and the 54 55 Speaker of the House of Representatives: 56

Your first conference committee appointed on HB04-1141, concerning charter schools, and, in connection therewith, providing for the creation of state charter schools, and making an appropriation therefor, has met and reports that it has agreed upon the following: 1. That the House accede to the Senate amendments made to the bill, as said amendments appear in the rerevised bill, with the following changes: Amend rerevised bill, page 11, strike lines 4 through 27. Strike pages 12 and 13. Renumber succeeding sections accordingly. Page 21, line 6, strike "DISTRICT"; line 7, before "SCHOOL", insert "CHARTERING"; line 8, before "SCHOOL", insert "CHARTERING"; line 9, before "SCHOOL", insert "CHARTERING"; line 12, before "SCHOOL", insert "CHARTERING". Page 25, line 22, strike "(a)". Page 26, strike lines 3 and 4 and substitute the following: "CHARTER APPLICATION. Applications must be filed with the local"; strike lines 19 through 27. Page 27, strike lines 1 and 2; line 11, strike "(a)"; strike line 15; line 16, strike "(2), the" and substitute "The"; line 19, strike "PARAGRAPH (a) OF"; strike lines 24 through 27. Page 28, strike lines 1 through 9; line 18, strike "DIRECT" and substitute "ENCOURAGE"; line 19, strike "NEEDS AND FROM" and substitute "NEEDS."; strike lines 20 and 21. Page 29, line 4, strike "(a)"; 

56 strike lines 18 through 27.

1 Page 31, strike lines 16 and 17 and substitute the following: 2 3 "(2) A charter applicant or any other person who wishes". 4 5 Page 32, strike lines 7 through 27. 6 7 Page 33, strike lines 1 through 4. 8 9 Page 34, line 4, strike the second "OR"; 10 line 5, strike "FIFTEEN-DAY period, WHICHEVER IS APPLICABLE," and 11 12 substitute "period"; 13 14 line 24, strike "IN DETERMINING THE BEST INTERESTS"; 15 strike lines 25 and 26. 16 17 Page 35, strike lines 8 through 11 and substitute the following: 18 19 20 "TO THE LOCAL BOARD OF EDUCATION."; 21 22 line 12, strike "(I)"; 23 24 strike lines 15 through 27. 25 26 Page 36, strike lines 1 through 8. 27 28 Page 37, strike lines 18 through 27 and substitute the following: 29 "(4) If the notice of appeal, or the motion to review by the state 30 board, relates to a local board's decision to grant a charter, the appeal and 31 review process shall be as follows: 32 33 (a) (I) Within sixty days after receipt of the notice of appeal or the making of a motion to review by the state board and after reasonable 34 public notice, the state board, at a public hearing which may be held in 35 36 the district in which the proposed charter school has applied for a charter, 37 shall review the decision of the local board of education and determine whether such decision was arbitrary and capricious or whether the 38 39 establishment or operation of the proposed charter school would: 40 41 (A) Violate any federal or state laws concerning civil rights; 42 43 (B) Violate any court order; 44 45 (C) Threaten the health and safety of pupils in the school district; 46 47 (D) Violate the provisions of section 22-30.5-109 (2), prescribing 48 the permissible number of charter schools; or 49 50 (E) Be inconsistent with the equitable distribution of charter 51 schools among school districts. 52 53 (II) If such a determination is made, the state board shall remand 54 such decision to the local board with instructions to deny the charter 55 application. The decision of the state board shall be final and not subject

56 to appeal.".

Page 38, strike lines 1 through 12; 3 4 strike lines 22 through 27. Strike pages 39 through 42. Page 43, strike lines 1 through 3. Page 48, strike lines 18 through 21 and substitute the following: "GREATER consideration be given to charter school applications designed to increase the". Page 61, line 19, strike "DEPARTMENT OF EDUCATION." and substitute "DEPARTMENT.". Page 62, line 11, strike the second "DISTRICT"; line 13, after "(9)", insert "OF ISSUES ARISING ON OR AFTER JULY 1, 2004,"; line 16, strike "FUNDING." and substitute "FUNDING; EXCEPT THAT, IF THE CHARTER CONTRACT REQUIRES THE CHARTER SCHOOL TO COMPLETE ANY REQUIREMENTS PRIOR TO SEEKING A DETERMINATION FROM THE DEPARTMENT PURSUANT TO THIS SUBSECTION (9), THE CHARTER SCHOOL SHALL SUBMIT THE REQUEST NO LATER THAN THE END OF THE NEXT FISCAL YEAR FOLLOWING THE FISCAL YEAR IN WHICH THE CHARTER SCHOOL COMPLETES SAID REQUIREMENTS."; line 27, strike the second "DISTRICT". Page 63, line 3, strike the second "DISTRICT". Page 65, strike lines 10 through 27. Strike pages 66 through 73. Page 74, strike lines 1 through 4. Renumber succeeding sections accordingly. Page 103, line 21, strike "(2) (k) and (3) (a)," and substitute "(2) (k),"; line 22, strike "are" and substitute "is". Page 104, strike lines 3 through 7. Page 116, strike lines 19 through 27. Strike pages 117 and 118. Page 119, strike lines 1 through 13. Renumber succeeding sections accordingly. Page 126, strike lines 10 through 27. 

Strike pages 127 through 130. 3 Page 131, strike lines 1 through 14. Renumber succeeding sections accordingly. 2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended: Amend rerevised bill, page 10, strike lines 8 through 13 and substitute the following: "1."; line 14, strike "(4)" and substitute "(3)"; strike lines 16 and 17; line 18, strike "(6)" and substitute "(4)"; line 20, strike "(7)" and substitute "(5)"; line 24, strike "(8)" and substitute "(6)"; line 27, strike "(9)" and substitute "(7)". Page 11, strike lines 1 through 3. Page 14, line 5, strike "school. which operates within a public school district." and substitute "school which operates within a public school district."; line 11, strike "DISTRICT"; line 13, strike "DISTRICT"; line 14, strike "DISTRICT"; strike lines 21 through 26. Page 15, line 3, strike "DISTRICT"; line 5, strike "DISTRICT"; line 7, strike "DISTRICT"; line 8, strike "DISTRICT"; strike line 15 and substitute the following: "the CHARTERING local board of education. A charter"; line 26, strike "DISTRICT". Page 16, strike lines 1 through 3 and substitute the following: "obligations.";

Page 1798

line 10, strike "DISTRICT"; line 19, strike "DISTRICT"; line 27, strike "DISTRICT". Page 17, line 2, strike "A STATE"; strike lines 3 and 4; line 5, strike "CHARTER SCHOOLS BY RULE."; strike lines 14 and 15; line 16, strike "(d)" and substitute "(c)". Page 18, line 11, strike "a school district ITS CHARTERING AUTHORITY" and substitute "a school district"; line 12, strike "district CHARTERING AUTHORITY" and substitute "district"; line 16, strike "school"; strike lines 17 and 18 and substitute the following: "school district facilities. All other costs for the operation and"; line 20, strike "the school district ITS" and substitute "the school district."; strike line 21. Page 19, line 3, strike "AUTHORITY." and substitute "SCHOOL DISTRICT."; strike lines 4 through 11; line 16, strike "the local board of education" and substitute "the CHARTERING local board of education."; strike line 17; line 18, strike "DISTRICT"; line 20, strike "DISTRICT"; strike lines 21 through 25 and substitute the following: "policies.". Page 20, line 4, strike "the local" and substitute "the CHARTERING local board of education approved on or after July": strike line 5; line 12, strike "DISTRICT"; 56 line 17, strike "DISTRICT";

line 21, strike "DISTRICT"; line 22, strike "DISTRICT". Page 21, line 3, strike "DISTRICT"; line 16, strike "DISTRICT"; line 18, strike "DISTRICT". Page 22, line 1, strike "DISTRICT"; line 3, strike "DISTRICT"; line 5, strike "DISTRICT"; line 14, strike "local board of education" and substitute "CHARTERING local board of education"; line 15, strike "CHARTERING AUTHORITY"; line 26, strike "AUTHORITY" and substitute "LOCAL BOARD OF EDUCATION". Page 24, line 2, strike "AUTHORITY" and substitute "LOCAL BOARD OF EDUCATION". Page 25, line 17, strike "school district CHARTERING AUTHORITY," and substitute "CHARTERING school district.". Page 29, line 5, strike "DISTRICT"; line 9, strike "DISTRICT"; line 12, strike "DISTRICT"; line 13, strike "DISTRICT". Page 30, strike lines 1 through 26. Renumber succeeding sections accordingly. Page 31, line 7, strike "DISTRICT"; line 9, strike "DISTRICT"; line 11, strike "DISTRICT"; line 19, strike "DISTRICT"; line 21, strike "DISTRICT"; line 25, strike "DISTRICT"; line 27, strike "DISTRICT". 

- 1 Page 32, line 4, strike "DISTRICT";
- 23 line 5, strike "DISTRICT".
- 45 Page 33, strike lines 8 through 26.
- 67 Page 34, line 3, strike "DISTRICT";
- 89 line 4, strike "DISTRICT";
- 10 11 line 10, strike "DISTRICT";
- 1213 line 12, strike "DISTRICT".
- 1415 Page 36, line 10, strike "DISTRICT";
- 16 17 line 11, strike "DISTRICT";
- 1819 line 23, strike "DISTRICT".
- 20 21 Page 37, line 1, strike "DISTRICT";
- 2223 line 2, strike "DISTRICT";
- 2425 line 8, strike "DISTRICT";
- 2627 line 14, strike "DISTRICT";
- 2829 strike lines 15 through 17 and substitute the following:
- 3031 "A CHARTER APPLICANT OR A CHARTER SCHOOL.".
- 3233 Page 38, line 15, strike "DISTRICT";
- 3435 strike lines 19 through 21.
- 3637 Page 43, strike lines 4 through 27.
- 3839 Strike pages 44 through 46.
- 40 41 Page 47, strike lines 1 through 19.
- 4243 Renumber succeeding sections accordingly.
- 44
- 45 Page 47, line 22, strike "**reporting.**" and substitute "**reporting** 46 **publicizing limits on enrollment moratorium prohibited.**";
- 4748 strike line 26 and substitute the following:
- 4950 "CHARTER SCHOOL SHALL".
- 51 52 Page 48, line 2, strike "AND STATE CHARTER";
- 53 54 line 3, strike "SCHOOLS".
- 55
- 56 Page 49, after line 26, insert the following:

"(8) THE LOCAL BOARD OF EDUCATION OF A SCHOOL DISTRICT SHALL NOT IMPOSE A MORATORIUM ON THE APPROVAL OF CHARTER APPLICATIONS FOR CHARTER SCHOOLS WITHIN THE SCHOOL DISTRICT.". Page 50, line 4, strike "CHARTERING AUTHORITY" and substitute "LOCAL BOARD OF EDUCATION"; strike lines 7 through 9 and substitute the following: "PERIODS."; strike lines 12 and 13 and substitute the following: "submit a renewal application to the CHARTERING local board of education. The CHARTERING local board of education"; line 14, strike "CHARTERING AUTHORITY"; line 17, strike "local" and substitute "CHARTERING local board of education shall contain:"; strike line 18; line 22, strike "CONTRACT," and substitute "CONTRACT AND"; strike lines 24 through 26 and substitute the following: "ASSESSMENT PROGRAM;". Page 51, line 12, strike "local board" and substitute "CHARTERING local board of education if such board IT determines that"; strike line 13; strike lines 21 through 23. Page 52, strike line 5 and substitute the following: "(4.5) If a local board of education"; line 6, strike "board CHARTERING AUTHORITY" and substitute "board"; line 8, strike "DISTRICT"; strike lines 11 through 27. Page 53, strike lines 1 through 5. Renumber succeeding sections accordingly. Page 53, strike lines 6 through 27 and substitute the following: "**SECTION 10.** 22-30.5-112 (2) (a) (III) (A), (2) (a.4) (III), (2) (c) (II), (2) (d), (5), and (6), Colorado Revised Statutes, are amended, and the said 22-30.5-112 is further amended BY THE ADDITION OF THE 

56 FOLLOWING NEW SUBSECTIONS, to read:

22-30.5-112. Charter schools - financing - guidelines - repeal. (2) (a) (III) (A) For budget year 2000-01 and budget years thereafter". Page 54, strike lines 1 though 7; line 9, strike "DISTRICT"; line 11, strike "DISTRICT"; line 13, strike "DISTRICT"; line 15, strike "DISTRICT"; line 17, strike "DISTRICT"; line 19, strike "DISTRICT"; line 21, strike "DISTRICT"; line 23, strike "DISTRICT"; strike lines 24 through 27. Strike page 55. Page 56, strike lines 1 through 5; line 6, strike "(III)" and substitute "(a.4) (III)"; strike lines 12 through 27. Strike page 57. Page 58, strike lines 1 through 26; line 27, strike "(II)" and substitute "(c) (II)". Page 59, line 1, strike "DISTRICT"; line 6, strike "DISTRICT"; line 7, strike "DISTRICT"; strike lines 14 through 27. Strike page 60. Page 61, strike lines 1 through 6; line 14, strike "DISTRICT"; line 27, strike "DISTRICT". Page 62, line 1, strike "DISTRICT"; 56 line 4, strike "DISTRICT";

- 1 line 5, strike the second "DISTRICT";
- 23 line 6, strike "DISTRICT";
- 45 line 7, strike "DISTRICT";
- 67 line 8, strike "DISTRICT";
- 89 line 11, strike the first "DISTRICT";
- 10 11 line 17, strike "DISTRICT";
- 1213 line 20, strike "DISTRICT";
- 1415 line 21, strike "DISTRICT";
- 1617 line 22, strike "DISTRICT";
- 1819 line 26, strike "DISTRICT".
- 2021 Page 63, line 9, strike the second "DISTRICT";
- 2223 line 15, strike "DISTRICT";
- 2425 line 18, strike the first "DISTRICT";
- 2627 line 19, strike "DISTRICT";
- 2829 line 25, strike "DISTRICT";
- 3031 line 26, strike "DISTRICT".
- 3233 Page 64, line 4, strike "DISTRICT";
- 3435 line 8, strike the second "DISTRICT";
- 3637 line 9, strike "DISTRICT";
- 3839 line 12, strike "DISTRICT";
- 40 41 line 15, strike "DISTRICT";
- 4243 line 19, strike "DISTRICT";
- 44 45 line 21, strike "DISTRICT";
- 46 47 line 26 strike "DISTRICT"
- 47 line 26, strike "DISTRICT".48
- 49 Page 65, line 3, strike the second "DISTRICT";
- 50 51 strike line 7 and substitute the following:
- 52
- 53 "CHARTER SCHOOL, THE CHARTER SCHOOL SHALL PAY".
- 54 55 Page 74, strike lines 5 through 27.
- 56

Strike page 75. 3 Page 76, strike lines 1 through 24. Renumber succeeding sections accordingly. Page 77, line 9, strike "DISTRICT"; line 10, strike "EDUCATION AND" and substitute "EDUCATION."; strike line 11; line 12, strike "DEPARTMENT."; strike lines 22 through 27. Strike pages 78 through 95. Page 96, strike lines 1 through 8. Renumber succeeding sections accordingly. Page 96, line 19, strike "TITLE, INCLUDING BUT NOT LIMITED" and substitute "TITLE."; strike lines 20 and 21. Page 97, strike lines 10 through 27. Strike pages 98 through 102. Page 103, strike lines 1 through 20. Renumber succeeding sections accordingly. Page 104, strike lines 8 through 27. Strike pages 105 through 115. Page 116, strike lines 1 through 18. Renumber succeeding sections accordingly. Page 119, strike lines 14 through 27. Strike pages 120 through 125. Page 126, strike lines 1 through 9. Renumber succeeding sections accordingly. Page 131, line 26, strike "STATE" and substitute "THE STATE CHARTER SCHOOL INSTITUTE"; line 27, strike "CHARTER SCHOOLS". 

Page 132, line 10, strike "A STATE" and substitute "THE STATE CHARTER SCHOOL INSTITUTE"; line 11, strike "CHARTER SCHOOL"; strike line 14 and substitute the following: "OR BY THE STATE CHARTER SCHOOL INSTITUTE BOARD."; strike lines 25 through 27 and substitute the following: "(5) "STATE CHARTER SCHOOL INSTITUTE" OR "INSTITUTE" MEANS THE STATE CHARTER SCHOOL INSTITUTE CREATED PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE.". Page 133, line 7, strike "STATE CHARTER SCHOOL" and substitute "THE STATE CHARTER SCHOOL INSTITUTE"; line 10, strike "STATE" and substitute "THE INSTITUTE"; line 11, strike "CHARTER SCHOOL"; line 16, strike "STATE CHARTER SCHOOL'S" and substitute "THE **INSTITUTE'S**"; line 18, strike "STATE CHARTER" and substitute "INSTITUTE'S"; line 19, strike "SCHOOL'S"; strike line 23 and substitute the following: "ENTERED INTO BY THE STATE CHARTER SCHOOL INSTITUTE,"; line 24, strike "22-30.5-104 (7) (b),". Page 134, line 2, strike "STATE CHARTER SCHOOL" and substitute "THE **INSTITUTE**"; strike line 8 and substitute the following: "<del>no school district</del> NEITHER A SCHOOL DISTRICT NOR THE STATE CHARTER SCHOOL INSTITUTE shall receive a"; line 13, strike "STATE CHARTER SCHOOL" and substitute "THE INSTITUTE"; line 18, strike "STATE CHARTER SCHOOL" and substitute "THE INSTITUTE"; line 20, strike "STATE CHARTER SCHOOL" and substitute "THE INSTITUTE"; line 24, strike "OR STATE CHARTER SCHOOL" and substitute "AND THE INSTITUTE". Page 135, line 1, strike "STATE" and substitute "THE INSTITUTE"; line 2, strike "CHARTER SCHOOL"; 

line 4, strike "STATE CHARTER SCHOOL." and substitute "THE INSTITUTE."; strike lines 9 and 10 and substitute the following: "each school district entitled to and desiring reimbursement under this article, AND THE STATE CHARTER SCHOOL INSTITUTE BOARD, shall"; line 14, strike "STATECHARTER SCHOOL," and substitute "THEINSTITUTE,"; line 15, strike "STATE CHARTER SCHOOL'S" and substitute "THE INSTITUTE'S"; line 20, strike "STATE CHARTER SCHOOL" and substitute "THE INSTITUTE"; line 24, strike "STATE CHARTER" and substitute "THE INSTITUTE"; line 25, strike "SCHOOLS". Page 136, line 1, strike "STATE CHARTER SCHOOL" and substitute "THE INSTITUTE"; line 10, strike "STATE CHARTER SCHOOL" and substitute "THE STATE CHARTER SCHOOL INSTITUTE"; line 11, strike "STATE" and substitute "THE INSTITUTE"; line 12, strike "CHARTER SCHOOL"; line 16, strike "EACH STATE CHARTER SCHOOL" and substitute "THE STATE CHARTER SCHOOL INSTITUTE"; line 18, strike "STATE CHARTER SCHOOL;" and substitute "THE INSTITUTE;"; line 26, strike "STATE CHARTER SCHOOL" and substitute "THE STATE CHARTER SCHOOL INSTITUTE". Page 137, line 2, strike "STATE CHARTER" and substitute "THE INSTITUTE"; line 3, strike "SCHOOL"; line 5, strike "STATE CHARTER SCHOOL" and substitute "THE STATE CHARTER SCHOOL INSTITUTE"; line 7, strike "STATE CHARTER SCHOOL" and substitute "THE INSTITUTE"; line 10, strike "STATE CHARTER SCHOOL." and substitute "THE STATE CHARTER SCHOOL INSTITUTE."; line 14, strike "STATE CHARTER SCHOOLS" and substitute "OF THE STATE CHARTER SCHOOL INSTITUTE"; line 15, strike "STATE CHARTER" and substitute "THE INSTITUTE"; line 16, strike "SCHOOL"; 

line 18, strike "STATE CHARTER SCHOOLS." and substitute "OF THE STATE 1 2 CHARTER SCHOOL INSTITUTE.". 3 4 Page 138, line 4, strike "any school district <del>which</del>" and substitute "<del>any</del> A 5 school district which OR THE STATE CHARTER SCHOOL INSTITUTE SHALL 6 NOT BE ENTITLED TO ANY REIMBURSEMENT UNDER THIS ARTICLE IF THE 7 SCHOOL DISTRICT OR THE INSTITUTE"; 8 9 line 5, strike "OR STATE CHARTER SCHOOL THAT"; 10 line 8, strike "22-51-108 shall not be entitled to" and substitute 11 12 "22-51-108. shall not be entitled to any reimbursement under this article."; 13 14 strike line 9; 15 16 17 line 16, strike "STATE CHARTER SCHOOLS," and substitute "BY THE STATE 18 CHARTER SCHOOL INSTITUTE,"; 19 20 strike lines 21 through 27. 21 22 Strike pages 139 through 167. 23 24 Page 168, strike lines 1 through 10. 25 26 Renumber succeeding sections accordingly. 27 28 Page 168, strike lines 20 through 26 and substitute the following: 29 30 "SECTION 24. The introductory portion to 22-30.5-503 (1) (b), 31 Colorado Revised Statutes, as enacted by House Bill 04-1362, enacted at 32 the Second Regular Session of the Sixty-fourth General Assembly, is 33 amended to read: 34 35 22-30.5-503. State charter school institute - establishment. 36 (1) (b) IN ADDITION TO ANY OTHER POWERS OR DUTIES GRANTED BY LAW 37 TO THE INSTITUTE, the institute shall: 38 SECTION 25. Repeal. 22-30.5-112 (5), Colorado Revised 39 Statutes, as amended by House Bill 04-1362, enacted at the Second 40 41 Regular Session of the Sixty-fourth General Assembly, is repealed as 42 follows: 43 44 22-30.5-112. Charter schools - financing - guidelines - repeal. 45 (5) The department of education will prepare an annual report and 46 evaluation for the governor and the house and senate committees on 47 education on the success or failure of charter schools and institute charter 48 schools, their relationship to other school reform efforts, and suggested 49 changes in state law necessary to strengthen or change the charter school 50 program and institute charter school programs. 51 52 SECTION 26. 22-30.5-113, Colorado Revised Statutes, as amended by House Bill 04-1362, enacted at the Second Regular Session 53 54 of the Sixty-fourth General Assembly, is REPEALED AND 55 REENACTED, WITH AMENDMENTS, to read:

1 22-30.5-113. State board - department of education - duties -2 charter schools - evaluation - report. (1) BEGINNING IN THE 2004-05 3 BUDGET YEAR, AND AT LEAST EVERY THREE YEARS THEREAFTER, THE 4 DEPARTMENT SHALL PREPARE A REPORT AND EVALUATION FOR THE 5 GOVERNOR AND THE HOUSE AND SENATE COMMITTEES ON EDUCATION ON 6 THE SUCCESS OR FAILURE OF CHARTER SCHOOLS AND OF INSTITUTE 7 CHARTER SCHOOLS AUTHORIZED PURSUANT TO PART 5 OF THIS ARTICLE, 8 THEIR RELATIONSHIP TO OTHER SCHOOL REFORM EFFORTS, AND 9 SUGGESTED CHANGES IN STATE LAW NECESSARY TO STRENGTHEN OR 10 CHANGE THE CHARTER SCHOOL PROGRAM DESCRIBED IN THIS ARTICLE. 11

12 (2) THE STATE BOARD SHALL COMPILE EVALUATIONS OF CHARTER 13 SCHOOLS RECEIVED FROM LOCAL BOARDS OF EDUCATION AND 14 EVALUATIONS OF INSTITUTE CHARTER SCHOOLS PREPARED BY THE STATE CHARTER SCHOOL INSTITUTE CREATED IN SECTION 22-30.5-503. THE 15 16 STATE BOARD SHALL REVIEW INFORMATION REGARDING THE STATUTES, 17 REGULATIONS, AND POLICIES FROM WHICH CHARTER SCHOOLS WERE RELEASED PURSUANT TO SECTION 22-30.5-105 AND FROM WHICH 18 19 INSTITUTE CHARTER SCHOOLS WERE RELEASED PURSUANT TO SECTION 20 22-30.5-508 TO DETERMINE IF THE RELEASES ASSISTED OR IMPEDED THE 21 CHARTER SCHOOLS OR THE INSTITUTE CHARTER SCHOOLS IN MEETING 22 THEIR STATED GOALS AND OBJECTIVES. 23

(3) IN PREPARING THE REPORT REQUIRED BY THIS SECTION, THE
STATE BOARD SHALL COMPARE THE PERFORMANCE OF CHARTER SCHOOL
PUPILS AND INSTITUTE CHARTER SCHOOL PUPILS WITH THE PERFORMANCE
OF ETHNICALLY AND ECONOMICALLY COMPARABLE GROUPS OF PUPILS IN
OTHER PUBLIC SCHOOLS WHO ARE ENROLLED IN ACADEMICALLY
COMPARABLE COURSES.

30

SECTION 27. 22-30.5-507 (7), Colorado Revised Statutes, as enacted by House Bill 04-1362, enacted at the Second Regular Session of the Sixty-fourth General Assembly, is amended to read: 34

35 22-30.5-507. Institute charter school - requirements -36 **authority.** (7) Pursuant to the charter contract, an institute charter 37 school may operate free from specified statutes and state board rules. 38 The state board may waive state statutory requirements or rules 39 promulgated by the state board; except that the state board may not waive 40 any state statute or rule relating to the assessments required to be 41 administered pursuant to section 22-7-409, any state statute or rule 42 necessary to prepare the school accountability reports pursuant to part 6 43 of article 7 of this title, or ANY STATUTE OR RULE NECESSARY TO 44 IMPLEMENT THE PROVISIONS OF THE "PUBLIC SCHOOL FINANCE ACT OF 45 1994", ARTICLE 54 OF THIS TITLE, OR any state statute or rule relating to the "Children's Internet Protection Act", article 87 of this title. Any 46 47 waiver of state statute or state board rule made pursuant to this subsection 48 (7) shall be for the term of the contract for which the waiver is made. A request for a waiver may be submitted to the institute as a part of the 49 50 application for an institute charter school.

51

52 **SECTION 28.** 22-32-124 (2), Colorado Revised Statutes, is 53 amended to read:

1 22-32-124. **Building** codes zoning planning. -2 (2) (a) Notwithstanding the provisions of section 8-20-101 (4), C.R.S., 3 upon request of the division of oil and public safety after consulting with 4 the affected board of education, the appropriate building department of 5 a county, town, city, or city and county wherein a building or structure 6 has been erected pursuant to subsection (1) OR SUBSECTION (1.5) of this 7 section may make the necessary inspections to determine that such building or structure has been erected in conformity with the standards of 8 9 the division of oil and public safety and, if such building or structure is 10 in conformity, shall issue the necessary certificate of occupancy prior to 11 use of the building or structure by the school district OR BY THE INSTITUTE 12 CHARTER SCHOOL. A fee may be charged for such inspections upon 13 approval of the board of education, if the amount of the fee is determined 14 on the basis of the direct cost of providing such service. If the division 15 of oil and public safety, after consulting with the affected board of 16 education OR THE STATE CHARTER SCHOOL INSTITUTE CREATED PURSUANT 17 TO SECTION 22-30.5-503, requests inspections by the building department, 18 such inspections shall be in lieu of any inspections made by the division 19 of oil and public safety; except that this subsection (2) shall not be 20 construed to relieve the division of oil and public safety of the 21 responsibility to conduct such inspections if the appropriate county, town, 22 city, or city and county agency does not conduct the inspections. Any 23 county, town, city, or city and county conducting such inspections shall 24 also be authorized to annually reinspect the building or structure to assure 25 that it is maintained and operated in accordance with the fire code 26 adopted by the director of the division of oil and public safety. The 27 inspecting entity shall cooperate with the affected school district OR THE 28 STATE CHARTER SCHOOL INSTITUTE in carrying out the duties of this 29 section.

30

31 (b) If the division of oil and public safety conducts the necessary 32 inspection to determine that a building or structure erected pursuant to 33 subsection (1) OR SUBSECTION (1.5) of this section has been erected in 34 conformity with the standards of the division of oil and public safety, it 35 shall charge a fee of two hundred dollars for such inspection; except that 36 the director of the division of oil and public safety by rule or as otherwise 37 provided by law may reduce the amount of the fee if necessary pursuant to section 24-75-402 (3), C.R.S., to reduce the uncommitted reserves of 38 39 the fund to which all or any portion of the fee is credited. After the 40 uncommitted reserves of the fund are sufficiently reduced, the director of 41 the division of oil and public safety by rule or as otherwise provided by 42 law may increase the amount of the fee as provided in section 24-75-402 43 (4), C.R.S. Any fees collected by the division of oil and public safety pursuant to this paragraph (b) shall be transmitted to the state treasurer, 44 45 who shall credit the same to the public safety inspection fund created 46 pursuant to section 8-1-151, C.R.S.

47

48 **SECTION 29. Effective date.** This act shall take effect upon 49 passage; except that sections 15 through 22 and 24 through 28 of this act 50 shall take effect only if House Bill 04-1362 is enacted and becomes law; 51 and except that section 11 of this act shall not take effect if House Bill 52 04-1362 is enacted and becomes law.".

- 54 Renumber succeeding section accordingly.
- 55

	Page 1810	House Journal119th DayMay 4, 2004						
1 2 3 4	Page 1, line 101, strike "SC and substitute "SCHOOLS."	CHOOLS, AND IN CONNECTION THEREWITH,";						
4 5	strike lines 102 and 103.							
6 7 8 9 10 11 12	Respectfully submitted, House Committee: Keith King Nancy Spence Terrance Carroll	Senate Committee: John Andrews Andy McElhany Peter Groff						
13 14	FIRST REPORT OF	FIRST CONFERENCE COMMITTEE						
15 16		on HB04-1261						
17 18	This Report	Amends the Reengrossed Bill.						
19 20 21	To the President of the Ser Speaker of the House of Re							
22 23 24 25	Your first conference committee appointed on HB04-1261, concerning the regulation of dangerous dogs, has met and reports that it has agreed upon the following:							
26 27 28	That the Senate recede from its amendments made to the bill and that the reengrossed bill be adopted without change.							
29 30 31 32 33 34	Respectfully submitted, House Committee: Don Lee Diane Hoppe K. Jerry Frangas	Senate Committee: Steve Johnson Ken Kester Peggy Reeves						
35 36 37	FIRST REPORT OF	FIRST CONFERENCE COMMITTEE on HB04-1311						
38 39	This Repor	t Amends the Rerevised Bill.						
40 41 42 43	To the President of the Ser Speaker of the House of Re							
44 45 46 47	Your first confere concerning identity theft, h following:	nce committee appointed on HB04-1311, as met and reports that it has agreed upon the						
48 49 50 51		accede to the Senate amendments made to the ppear in the rerevised bill, with the following						
51 52 53 54 55 56	"(3) A PUBLIC EN COMPLIANCE WITH PART 1	e 3, after line 9, insert the following: NTITY THAT IS MANAGING ITS RECORDS IN OF ARTICLE 80 OF TITLE 24, C.R.S., SHALL BE OBLIGATIONS UNDER SUBSECTION (1) OF THIS						

1 (4)UNLESS AN ENTITY SPECIFICALLY CONTRACTS WITH A 2 RECYCLER OR DISPOSAL FIRM FOR DESTRUCTION OF DOCUMENTS THAT 3 CONTAIN PERSONAL IDENTIFYING INFORMATION, NOTHING HEREIN SHALL 4 REQUIRE A RECYCLER OR DISPOSAL FIRM TO VERIFY THAT THE DOCUMENTS 5 CONTAINED IN THE PRODUCTS IT RECEIVES FOR DISPOSAL OR RECYCLING 6 HAVE BEEN PROPERLY DESTROYED OR DISPOSED OF AS REQUIRED BY THIS 7 SECTION.": 8 9 line 26, strike "USE"; 10 strike line 27. 11 12 13 Page 4, strike lines 1 and 2; 14 line 9, strike "BEGINNING" and substitute "AFTER", and after "2006,", 15 16 insert "UPON ISSUANCE OR RENEWAL OF AN INSURANCE POLICY,". 17 2. That, under the authority granted the committee to consider 18 19 matters not at issue between the two houses, the following amendment be 20 recommended: 21 22 Amend rerevised bill, page 4, after line 12, insert the following: "SECTION 5. Part 1 of article 5 of title 18, Colorado Revised 23 Statutes, is amended BY THE ADDITION OF A NEW SECTION to 24 25 read: 26 27 18-5-117. Unlawful possession of personal identifying 28 information. (1)A PERSON SHALL NOT POSSESS THE PERSONAL 29 IDENTIFYING INFORMATION OF ANOTHER PERSON WITH THE INTENT TO USE 30 THE INFORMATION, OR TO AID OR PERMIT ANOTHER TO USE THE 31 INFORMATION, TO UNLAWFULLY GAIN A BENEFIT FOR HIMSELF OR HERSELF 32 OR ANOTHER PERSON, OR TO INJURE OR DEFRAUD ANOTHER PERSON. 33 34 UNLAWFUL POSSESSION OF PERSONAL IDENTIFYING (2)35 INFORMATION IS A CLASS 1 MISDEMEANOR. 36 37 (3)AS USED IN THIS SECTION, "PERSONAL IDENTIFYING INFORMATION" SHALL HAVE THE SAME MEANING AS PROVIDED IN SECTION 38 39 6-1-712 (2), C.R.S., BUT SHALL NOT INCLUDE A FINANCIAL TRANSACTION 40 DEVICE AS DEFINED IN SECTION 18-5-701 (3).". 41 42 Renumber succeeding section accordingly. 43 44 Page 4, line 13, strike "date." and substitute "date - applicability. (1)"; 45 46 after line 21, add the following: 47 48 "(2) The provisions of Section 5 of this act shall apply to offenses 49 committed on or after the applicable effective date of this act.". 50 51 Respectfully submitted, 52 House Committee: Senate Committee: 53 Pam Rhodes Ed Jones 54 Robert McCluskey Doug Lamborn 55 Jerry Frangas Deanna Hanna 56

### **MESSAGE FROM THE SENATE**

23 Madam Speaker:

4

1

The Senate has adopted the First Report of the First Conference Committee on HB04-1311, as printed in Senate Journal, April 29, pages 1094-1095, and repassed the bill as amended. The bill is returned herewith.

9 The Senate has adopted the First Report of the First Conference 10 Committee on HB04-1261, as printed in Senate Journal, May 3, and 11 repassed the bill as amended. The bill is returned herewith.

12 The Senate has adopted the First Report of the First Conference 13 Committee on HB04-1003, as printed in Senate Journal, May 3, and 14 repassed the bill as amended. The bill is returned herewith.

15 The Senate has adopted the First Report of the First Conference 16 Committee on HB04-1141, as printed in Senate Journal, May 3, and 17 repassed the bill as amended. The bill is returned herewith.

18 The Senate granted permission to members of the First Conference 19 Committee on SB04-153 to consider matters not at issue between the two

20 houses.

21 The Senate has voted not to concur in House Amendments to SB04-225,

22 and requests that a Conference Committee be appointed. The President

23 appointed Senators Hillman, chairman, Entz, and Grossman as members

of the First Conference Committee on SB04-225. The bill is transmittedherewith.

The President appointed Senators McElhany, chairman, Andrews, and
Gordon as members of the First Conference Committee on HB04-1104.

- 29
- 2) 30 31

## **CONSIDERATION OF RESOLUTIONS**

HJR04-1084 by Representative(s) Boyd; also Senator(s) Keller- Concerning Drum Corps International Week in Colorado.

36 (Printed and placed in member's file.)

On motion of Representative Boyd, the resolution was adopted by viva
voce vote.

40

41 Co-sponsors added: Roll Call of the House.

- 42
   43 HJR04-1060 by Representative(s) Stengel; also Senator(s) Grossman--Concerning the creation of Paralegal Day.
  - 44

46 (Printed and placed in member's file.)

4748 Representative Stengel moved that the resolution be adopted.

- 49
- 50 <u>Amendment No. 1</u>, moved by Representative Stengel.
  - 51

52 Amend printed joint resolution, page 2, line 7, strike "Colorado, as well

- 53 as" and substitute "Colorado";
- 54

55 strike lines 8 through 10 and substitute the following:

56 "for their outstanding work and";

1 strike lines 15 through 19.

23 The amendment was declared **passed** by **viva voce** vote.

On motion of Representative Stengel, the resolution as amended was
adopted by viva voce vote.

Co-sponsors added: Roll Call of the House.

# THIRD READING OF BILLS--FINAL PASSAGE

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

17 **HCR04-1014** by Representative(s) Hefley, Schultheis, Briggs, Crane, 18 Hoppe, King, Lee, Lundberg, McCluskey, Rippy, Rose, Sinclair, Spence, Spradley, Welker, Wiens, Young; also Senator(s) Dyer, Evans--Submitting to the registered 19 20 21 22 electors of the state of Colorado amendments to section 1 23 of article IV and section 3 of article V of the constitution 24 of the state of Colorado, concerning a uniform limitation 25 on the number of years that an elected public official of 26 Colorado state government shall be allowed to serve in 27 consecutive terms, and, in connection therewith, 28 increasing existing limits on the number of consecutive 29 terms of office of future statewide elected officials and 30 members of the general assembly and enabling each statewide elected official or member of the general 31 32 assembly to serve not more than twelve consecutive years 33 in the same office.

34

8

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

38								
39	YES	65	NO	00	EXCUSED	00	ABSENT	00
40	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
41	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
42	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
43	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
44	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
45	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
46	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
47	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
48	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
49	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
50	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
51	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
52	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
53	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
54	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
55	Frangas	Y	May	Y	Schultheis	Y	Young	Y
56			-				Speaker	Y

1 <u>**Third Reading amendment No. 1**</u>, by Representative Hefley.

Amend engrossed concurrent resolution, page 3, strike lines 13 through
4 and substitute the following:

5

6 "DECLARE THAT INCREASING THE NUMBER OF TERMS OF OFFICE THAT 7 FUTURE".

89 Page 5, strike lines 7 through 18 and substitute the following:

10

11 "DECLARE THAT INCREASING THE NUMBER OF TERMS OF OFFICE THAT 12 FUTURE".

13

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

13								
16	YES	65	NO	00	EXCUSED	00	ABSENT	00
17	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
18	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
19	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
20	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
21	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
22	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
23	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
24	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
25	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
26	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
27	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
28	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
29	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
30	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
31	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
32	Frangas	Y	May	Y	Schultheis	Y	Young	Y
33			-				Speaker	Y

34 35

The question being, "Shall the concurrent resolution, as amended, 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 concurrent resolution, as amended, was declared **passed**.

40								
41	YES	48	NO	17	EXCUSED	00	ABSENT	00
42	Berry	Ν	Garcia	Y	McCluskey	Y	Sinclair	Y
43	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
44	Boyd	Ν	Harvey	Y	McGihon	Ν	Spence	Y
45	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
46	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
47	Butcher	Y	Hoppe	Y	Mitchell	Ν	Tochtrop	Ν
48	Cadman	Ν	Jahn	Y	Paccione	Y	Vigil	Y
49	Carroll	Ν	Johnson	Y	Plant	Y	Weddig	Y
50	Cerbo	Ν	Judd	Y	Pommer	Y	Weissmann	Ν
51	Clapp	Y	King	Ν	Ragsdale	Y	Welker	Y
52	Cloer	Ν	Larson	Y	Rhodes	Ν	White	Y
53	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
54	Crane	Y	Lundberg	Ν	Romanoff	Y	Williams S.	Y
55	Decker	Ν	Madden	Ν	Rose	Y	Williams T.	Y
56	Fairbank	Ν	Marshall	Y	Salazar	Y	Witwer	Y

1 Y Schultheis Y Frangas N May Y Young 2 3 Speaker Y Representatives King, Lundberg requested their names be removed as 4 sponsors. 5 Co-sponsors added: Representatives Butcher, Jahn, Merrifield, Plant, Smith, 6 Stengel, Weddig, Williams S., Williams T. 7 8 SB04-235 by Senator(s) Hillman; also Representative(s) Brophy--Concerning creation of a Republican river water 9 10 conservation district. 11 12 As shown by the following roll call vote, a majority of all members elected to the House voted in the affirmative, and Representative Brophy 13 was given permission to offer a Third Reading amendment: 14 15 NO 16 YES 61 04 **EXCUSED** 00 ABSENT 00 17 Y Y Y Y Berry Garcia **McCluskey** Sinclair Borodkin Y McFadyen Y 18 Hall Y Y Smith Y 19 Boyd Y Harvey Y McGihon Y Spence 20 Briggs Y Y Merrifield Y Stafford Y Hefley 21 Brophy Y Hodge Y Miller Y Stengel Y 22 Y Y Y Y Mitchell Tochtrop Butcher Hoppe 23 Y Cadman Ν Jahn Y Paccione Y Vigil 24 Carroll Y Johnson Y Plant Y Weddig Y 25 Cerbo Ν Judd Y Pommer Y Weissmann Υ Y 26 Y Y Ragsdale Y Welker Clapp King 27 Y Y Rhodes Y White Y Cloer Larson 28 Coleman Y Lee Rippy Y Wiens Y Ν 29 Y Y Crane Lundberg Y Romanoff Y Williams S. 30 Y Y Decker Madden Y Rose Y Williams T. 31 Witwer Y Fairbank Y Marshall Y Salazar Y 32 Frangas Y May Ν Schultheis Y Young Y 33 Y Speaker 34 35 Third Reading amendment No. 1, by Representative Brophy. 36 37 Amend revised bill, page 5, line 1, strike "DIRECTOR." and substitute "DIRECTOR, WHO SHALL BE A RESIDENT OF THE RESPECTIVE COUNTY.". 38 39 40 The amendment was declared **passed** by the following roll call vote: 41 42 YES ABSENT 65 NO 00 EXCUSED 00 00 43 Y Y Y Sinclair Y Berry Garcia McCluskey 44 Borodkin Y Y Y Y Hall McFadyen Smith 45 Boyd Y Harvey Y McGihon Y Spence Y 46 Briggs Y Hefley Y Merrifield Y Stafford Y Y Y Y Y 47 Brophy Hodge Miller Stengel 48 Y Y Butcher Y Y Mitchell Tochtrop Hoppe 49 Cadman Y Jahn Paccione Y Vigil Y Y 50 Y Y Weddig Y Carroll Johnson Y Plant 51 Cerbo Y Judd Y Pommer Y Weissmann Y Welker Y 52 Clapp Y King Y Ragsdale Y 53 Y Rhodes Y White Y Cloer Larson Y 54 Coleman Y Lee Y Rippy Y Wiens Y 55 Crane Y Lundberg Y Romanoff Y Williams S. Y Decker Y Madden Y Rose Y Williams T. Y 56

	Page 1816			Hou	se Journal11	9th ]	DayMay 4,	2004
$\frac{1}{2}$	Fairbank Frangas	Y Y	Marshall May	Y Y	Salazar Schultheis	Y Y	Witwer Young	Y Y
2 3 4	6						Speaker	Y
4 5 6 7 8 9	A roll call v	ote w those	as taken. A elected to the	s shov he Ho	as amended, j vn by the follo use voted in t sed.	bwin	ig recorded v	ote, a id the
10	YES	64	NO	01	EXCUSED	00	ABSENT	00
11	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
12	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
13	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
14	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
15	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
16	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
17	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
18	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
19	Cerbo	Ŷ	Judd	Ŷ	Pommer	Ŷ	Weissmann	Ň
20	Clapp	Ŷ	King	Ŷ	Ragsdale		Welker	Y
21	Cloer	Ŷ	Larson	Ŷ	Rhodes		White	Ŷ
22	Coleman	Ŷ	Lee	Ŷ	Rippy		Wiens	Ŷ
$\frac{1}{23}$	Crane	Ŷ	Lundberg	Ŷ			Williams S.	Ŷ
24 24	Decker	Ŷ	Madden	Ŷ			Williams T.	Ŷ
25	Fairbank	Ŷ	Marshall	Ŷ		Ŷ	Witwer	Ŷ
$\overline{26}$	Frangas	Ŷ	May	Ŷ	Schultheis	Ŷ	Young	Ŷ
27		-	1.1.00	-	2010101010	-	Speaker	Ŷ
28 29	Co-sponsors	added	l: Representa	tives H	lodge, Young.			-
30 31	<u>SB04-053</u>				Reeves, Teck; cerning chang			
32		SP.	rucicy, iting		coming onding		ii the traffic i	u w b.
33	The question	n beir						
34 35	A roll call v		ig "Shall the	e bill p	bass?".			
36	majority of t	ote w	as taken. A	s show	wn by the foll			
	was declared	ote w hose	as taken. A elected to the	s show				
37 38		ote w hose o d <b>pas</b>	as taken. A elected to the	s show e Hous 02	wn by the follo se voted in the EXCUSED	affin 00	mative and th	ne bill 00
37 38 39	was declared YES Berry	ote w hose o d <b>pas</b> 63 Y	as taken. A elected to the sed. <u>NO</u> Garcia	s show e Hous 02 Y	wn by the follo se voted in the	affin 00 Y	rmative and th	e bill 00 Y
37 38 39 40	was declared YES Berry Borodkin	ote w hose of d <b>pas</b> d <b>pas</b> <del>63</del> Y Y	as taken. A elected to the sed. <u>NO</u> Garcia Hall	s show e Hous 02 Y Y	wn by the folle se voted in the EXCUSED McCluskey McFadyen	affin 00 Y Y	rmative and th ABSENT Sinclair Smith	e bill 00 Y Y
37 38 39 40 41	was declared <b>YES</b> Berry Borodkin Boyd	ote w hose of d <b>pas</b> d <b>pas</b> <del>63</del> Y Y Y Y	as taken. A elected to the sed. <u>NO</u> Garcia Hall Harvey	s show e Hous 02 Y Y Y Y	wn by the folle se voted in the EXCUSED McCluskey McFadyen McGihon	affin 00 Y Y Y Y	Tmative and th ABSENT Sinclair Smith Spence	e bill 00 Y Y Y Y
37 38 39 40 41 42	was declared YES Berry Borodkin Boyd Briggs	ote w hose of d <b>pas</b> d <b>pas</b> <del>63</del> Y Y Y Y Y	as taken. A elected to the sed. <u>NO</u> Garcia Hall Harvey Hefley	s show e Hous 02 Y Y Y Y Y	wn by the follo se voted in the <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield	affin 00 Y Y Y Y Y	ABSENT         Sinclair         Smith         Spence         Stafford	e bill 00 Y Y Y Y Y
<ul> <li>37</li> <li>38</li> <li>39</li> <li>40</li> <li>41</li> <li>42</li> <li>43</li> </ul>	was declared YES Berry Borodkin Boyd Briggs Brophy	ote w hose of d <b>pas</b> 63 Y Y Y Y Y Y Y	as taken. A elected to the sed. NO Garcia Hall Harvey Hefley Hodge	s show e Hous 02 Y Y Y Y Y Y Y	wn by the follo se voted in the <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller	affin 00 Y Y Y Y Y Y	ABSENTSinclairSmithSpenceStaffordStengel	00 Y Y Y Y Y Y Y
37 38 39 40 41 42 43 44	was declared YES Berry Borodkin Boyd Briggs Brophy Butcher	ote w hose of d <b>pas</b> 63 Y Y Y Y Y Y Y Y Y	as taken. A elected to the sed. NO Garcia Hall Harvey Hefley Hodge Hoppe	s show e Hous 02 Y Y Y Y Y Y Y Y Y	wn by the follo se voted in the EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell	affin 00 Y Y Y Y Y Y Y	ABSENTSinclairSmithSpenceStaffordStengelTochtrop	00 Y Y Y Y Y Y Y Y
<ul> <li>37</li> <li>38</li> <li>39</li> <li>40</li> <li>41</li> <li>42</li> <li>43</li> <li>44</li> <li>45</li> </ul>	was declared <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman	ote w hose of d <b>pas</b> <del>63</del> <del>Y</del> <del>Y</del> <del>Y</del> <del>Y</del> <del>Y</del> <del>Y</del> <del>Y</del> <del>Y</del> <del>Y</del> <del>Y</del>	as taken. A elected to the sed. MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn	s show e Hous 02 Y Y Y Y Y Y Y Y Y Y	wn by the folle se voted in the <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione	affin 00 Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil	00 Y Y Y Y Y Y Y Y Y Y
37 38 39 40 41 42 43 44 45 46	was declared YES Berry Borodkin Boyd Briggs Brophy Butcher	ote w hose of d <b>pas</b> <b>63</b> Y Y Y Y Y Y Y Y Y Y Y	as taken. A elected to the sed. NO Garcia Hall Harvey Hefley Hodge Hoppe	s show e Hous 02 Y Y Y Y Y Y Y Y Y Y Y	wn by the follo se voted in the EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell	affin 00 Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig	00 Y Y Y Y Y Y Y Y Y Y Y
37 38 39 40 41 42 43 44 45 46 47	was declared YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo	ote w hose of d <b>pas</b> <del>63</del> Y Y Y Y Y Y Y Y Y Y Y Y	as taken. A elected to the sed. MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn	s show e Hous <u>02</u> Y Y Y Y Y Y Y Y Y Y Y	wn by the folle se voted in the <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione	affin 90 Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann	00 Y Y Y Y Y Y Y Y Y Y Y Y
37 38 39 40 41 42 43 44 45 46 47 48	was declared <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll	ote w hose of d <b>pas</b> d <b>pas</b> y Y Y Y Y Y Y Y Y Y Y Y Y Y	as taken. A elected to the sed. MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson	s show e Hous 02 Y Y Y Y Y Y Y Y Y Y Y Y Y	wn by the folle se voted in the <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant	affin 00 Y Y Y Y Y Y Y Y Y Y N	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig	00 Y Y Y Y Y Y Y Y Y Y Y Y Y
<ul> <li>37</li> <li>38</li> <li>39</li> <li>40</li> <li>41</li> <li>42</li> <li>43</li> <li>44</li> <li>45</li> <li>46</li> <li>47</li> <li>48</li> <li>49</li> </ul>	was declared YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo	ote w hose of d <b>pas</b> d <b>pas</b> d <b>pas</b> y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	as taken. A elected to the sed. MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd	s show e Hous 02 Y Y Y Y Y Y Y Y Y Y Y Y Y Y	wn by the folle se voted in the <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer	affin 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y
<ul> <li>37</li> <li>38</li> <li>39</li> <li>40</li> <li>41</li> <li>42</li> <li>43</li> <li>44</li> <li>45</li> <li>46</li> <li>47</li> <li>48</li> <li>49</li> <li>50</li> </ul>	was declared YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp	ote w hose of d <b>pas</b> d <b>pas</b> for Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	as taken. A elected to the sed. NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King	s show e Hous 02 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	wn by the folle se voted in the EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale	affin 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
<ul> <li>37</li> <li>38</li> <li>39</li> <li>40</li> <li>41</li> <li>42</li> <li>43</li> <li>44</li> <li>45</li> <li>46</li> <li>47</li> <li>48</li> <li>49</li> <li>50</li> <li>51</li> </ul>	was declared YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane	ote w hose of d <b>pas</b> d <b>pas</b> d	as taken. A elected to the sed. NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg	s show e Hous <u>02</u> Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	wn by the folle se voted in the EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes	affin 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S.	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
<ul> <li>37</li> <li>38</li> <li>39</li> <li>40</li> <li>41</li> <li>42</li> <li>43</li> <li>44</li> <li>45</li> <li>46</li> <li>47</li> <li>48</li> <li>49</li> <li>50</li> <li>51</li> <li>52</li> </ul>	was declared YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman	ote w hose of d pass G Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	as taken. A elected to the sed. NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee	s show e Hous 02 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	wn by the follo se voted in the EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy	affin 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
<ul> <li>37</li> <li>38</li> <li>39</li> <li>40</li> <li>41</li> <li>42</li> <li>43</li> <li>44</li> <li>45</li> <li>46</li> <li>47</li> <li>48</li> <li>49</li> <li>50</li> <li>51</li> <li>52</li> <li>53</li> </ul>	was declared YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane	ote w hose of d <b>pas</b> d <b>pas</b> y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	as taken. A elected to the sed. NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg	s show e Hous 02 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	wn by the folle se voted in the <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar	affin 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54	was declared <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker	ote w hose of d pass G Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	as taken. A elected to the sed.	s show e Hous 02 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	wn by the folle se voted in the <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose	affin 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer Young	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
<ul> <li>37</li> <li>38</li> <li>39</li> <li>40</li> <li>41</li> <li>42</li> <li>43</li> <li>44</li> <li>45</li> <li>46</li> <li>47</li> <li>48</li> <li>49</li> <li>50</li> <li>51</li> <li>52</li> <li>53</li> </ul>	was declared YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank	ote w hose of d <b>pas</b> d <b>pas</b> d <b>pas</b> y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	as taken. A elected to the sed. NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall May	s show e Hous 02 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	wn by the folle se voted in the EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar Schultheis	affin 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y

56 Co-sponsor added: Representative Frangas

HB04-1465
 by Representative(s) Witwer, Young, Plant; also Senator(s) Teck, Owen, Reeves--Concerning the capital development committee, and making an appropriation in connection therewith.

- 56 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**.

10								
11	YES	65	NO	00	EXCUSED	00	ABSENT	00
12	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
13	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
14	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
15	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
16	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
17	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
18	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
19	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
20	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
21	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
22	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
23	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
24	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
25	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
26	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
27	Frangas	Y	May	Y	Schultheis	Y	Young	Y
28	5		-				Speaker	Y

29 Co-sponsor added: Representative Rose.

30 31

- 32
- 33 34

35

- **SB04-239** by Senator(s) Evans, Gordon, Grossman, Jones; also Representative(s) Lee, Hefley, Judd, Marshall, Smith--Concerning the revision of statutes in the Colorado Revised Statutes, as amended, amending or repealing obsolete, inconsistent, and conflicting provisions of law and clarifying the language to reflect the legislative intent of the laws.
- 36 37 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**.

	3
4	-

15								
44	YES	65	NO	00	EXCUSED	00	ABSENT	00
45	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
46	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
47	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
48	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
49	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
50	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
51	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
52	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
53	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
54	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
55	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
56	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y

House Journal--119th Day--May 4, 2004 Page 1818 Crane Williams S. Y 1 Y Lundberg Y Romanoff Y 2 Y Decker Y Madden Rose Y Williams T. Y 3 Fairbank Y Marshall Y Salazar Y Witwer Y 4 Y Y Y Frangas May Schultheis Y Young 5 6 Speaker Y Co-sponsors added: Representatives Carroll, Garcia, Johnson, Paccione, Rose, 7 Schultheis, Weddig, Williams S. 8 9 SCR04-023 by Senator(s) Andrews; also Representative(s) Fairbank--10 Submitting to the registered electors of the state of 11 Colorado an amendment to section 2 of article XXI of the 12 constitution of the state of Colorado, concerning elections to recall state elected officials, and, in connection 13 14 therewith, providing for the deadlines regarding recall petitions and hearings to be set in statute rather than in the 15 16 constitution and stating that a recall election shall be held 17 as part of a general election if a general election will be 18 held between fifty and ninety days after the time for filing 19 a protest has passed and all protests have been finally 20 decided. 21 22 Laid over until May 5, retaining place on Calendar. 23 by Representative(s) Witwer, Young, Plant; Senator(s) Reeves, Owen, Teck--Concerning 24 HB04-1464 also 25 the 26 authorization of additional personnel to the department of 27 education to provide assistance to public schools relating 28 to school capital construction. 29 The question being "Shall the bill pass?". 30 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 **EXCUSED** 35 YES 55 NO 10 00 ABSENT 00 Y Y **McCluskey** Y Sinclair Y 36 Berry Garcia Y 37 Borodkin Y Y Hall Y McFadyen Smith 38 Boyd Y Harvey Y McGihon Y Spence Y 39 Briggs Y Y Merrifield Stafford Y Hefley Y 40 Hodge Y Y Y Brophy Ν Miller Stengel Tochtrop 41 Butcher Y Hoppe Y Mitchell Ν Y Y Y 42 Cadman Ν Jahn Y Paccione Vigil 43 Carroll Y Johnson Y Plant Y Weddig Y 44 Y Judd Y Weissmann Y Cerbo Y Pommer 45 Y Y Ragsdale Y Welker Ν Clapp King Y 46 Cloer Y Larson Y Rhodes Ν White Y Y Y 47 Coleman Lee Ν Rippy Wiens 48 Ν Lundberg Ν Romanoff Y Y Crane Williams S. 49 Y Y Rose Y Y Decker Madden Williams T. 50 Fairbank Y Marshall Y Salazar Y Witwer Y 51 Y Ν Y Frangas May Ν Schultheis Young 52 Speaker Y

53 Co-sponsors added: Representatives Coleman, Madden, McFadyen, Paccione,

54 Romanoff.

55

SB04-226
 by Senator(s) Taylor; also Representative(s) Cadman--Concerning fingerprint-based criminal history record checks for applicants for explosives permits, and making an appropriation therefor.

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								
11	YES	61	NO	04	EXCUSED	00	ABSENT	00
12	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
13	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
14	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
15	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
16	Brophy	Ν	Hodge	Y	Miller	Y	Stengel	Y
17	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
18	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
19	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
20	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Ν
21	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
22	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
23	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
24	Crane	Y	Lundberg	Ν	Romanoff	Y	Williams S.	Y
25	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
26	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
27	Frangas	Y	May	Y	Schultheis	Ν	Young	Y
28			-				Speaker	Y

29 Co-sponsors added: Representatives Fairbank, Frangas, Jahn, Romanoff, Rose,
 30 Spence.

- 30 31
- 32

HB04-1463
 by Representative(s) Harvey, Rose; also Senator(s) Tapia- Concerning the capital development committee.

3536 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**.

40								
41	YES	64	NO	01	EXCUSED	00	ABSENT	00
42	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
43	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
44	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
45	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
46	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
47	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
48	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
49	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
50	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
51	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
52	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
53	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
54	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
55	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
56	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y

	Page 1820	House Journal119th DayMay 4, 2004
$\frac{1}{2}$	Frangas	Y May N Schultheis Y Young Y Speaker Y
2 3 4 5	Co-sponsors a	dded: Representatives McFadyen, Plant, Speaker.
5 6 7 8 9 10	Committee of	of Representative Smith, the House resolved itself into f the Whole for consideration of Special Orders and he was Chair to act as Chairman.
11 12	SPEC	IAL ORDERSSECOND READING OF BILLS
13 14 15 16 17 18	titles of the f	tee of the Whole having risen, the Chairman reported the following bills had been read (reading at length had been th by unanimous consent), the bills considered and action as follows:
19 20 21		s to the committee amendment are to the printed committee was printed and placed in the members' bill file.)
21 22 23 24 25 26 27 28	<u>SCR04-005</u>	by Senator(s) Owen; also Representative(s) Williams T Submitting to the registered electors of the state of Colorado amendments to articles IV, VI, VII, IX, XVII, XVIII, and XXIV of the constitution of the state of Colorado, concerning the elimination of obsolete provisions of the state constitution.
29 30 31	Ordered revis Passage.	sed and placed on the Calendar for Third Reading and Final
32 33 34 35 36 37	<u>SB04-231</u>	by Senator(s) Owen; also Representative(s) White Concerning the utilization of electronic services related to documents filed with the department of state, and making an appropriation therefor.
38 39 40 41		<u>No. 1</u> , Appropriations Report, dated April 30, 2004, and mber's bill file; Report also printed in House Journal, April 1.
41 42 43 44 45		, ordered revised and placed on the Calendar for Third Final Passage.
43 46 47 48 49 50 51	<u>SB04-256</u>	by Senator(s) Taylor; also Representative(s) White Concerning the sale of securities in the custody of the state treasurer as the administrator of unclaimed property to provide a source of revenue from the investment of the sale proceeds for the promotion of tourism in the state.
52 53 54 55 56		<u>No. 1</u> , Finance Report, dated April 29, 2004, and placed in I file; Report also printed in House Journal, April 29, page

<u>Amendment No. 2</u>, Appropriations Report, dated April 30, 2004, and placed in member's bill file; Report also printed in House Journal, April 1 2 3 30, pages 1701-1702. 4 5 As amended, ordered revised and placed on the Calendar for Third 6 Reading and Final Passage. 7 8 SB04-246 by Senator(s) Johnson S.; also Representative(s) Clapp--9 Concerning the number of pharmacy personnel that a 10 pharmacist may supervise. 11 12 Ordered revised and placed on the Calendar for Third Reading and Final 13 Passage. 14 <u>SB04-252</u> by Senator(s) McElhany; also Representative(s) King--15 Concerning financing of state institutions of higher 16 17 education. 18 19 Amendment No. 1, Education Report, dated April 30, 2004, and placed 20 in member's bill file; Report also printed in House Journal, April 30, pages 21 1719-1721. 22 23 Amendment No. 2, Appropriations Report, dated May 3, 2004, and placed 24 in member's bill file; Report also printed in House Journal, May 3. 25 26 Amendment No. 3, by Representative King. 27 28 Amend reengrossed bill, page 4, line 14, strike "SECTION 23-5-101.7." and substitute "ANY OTHER PROVISION OF THIS ARTICLE.". 29 30 Page 7, line 9, after "PURSUANT", insert "TO". 31 32 33 Page 9, strike line 12 and substitute the following: 34 "(2)"; 35 36 37 line 13, strike "and". 38 39 As amended, ordered revised and placed on the Calendar for Third 40 Reading and Final Passage. 41 42 SB04-244 by Senator(s) May R.; also Representative(s) Rippy--43 Concerning the statewide internet portal. 44 45 Amendment No. 1, Information & Technology Report, dated May 3, 2004, and placed in member's bill file; Report also printed in House 46 47 Journal, May 3. 48 49 Amendment No. 2, by Representative McGihon. 50 51 Amend reengrossed bill, page 9, after line 11, insert the following: 52 "(3) ANY CURRENT OR PENDING ACTION OR ARRANGEMENT BY ANY 53 STATE AGENCY, THE OFFICE OF THE GOVERNOR, ANY SPECIAL PURPOSE 54 AUTHORITY, ENTERPRISE, OR OTHER ENTITY OF THE STATE RELATING TO 55 THE STATEWIDE INTERNET PORTAL THAT CONFLICTS WITH THE PROVISIONS 56 OF THIS ACT SHALL BE VOID.".

1 Page 17, after line 13, insert the following:

2
3 "SECTION 3. Effective date. This act shall take effect on
4 passage.".

5
6 Renumber succeeding section accordingly.
7

8 <u>Amendment No. 3</u>, by Representative Cadman.

10 Amend reengrossed bill, page 5, strike lines 6 through 8 and substitute the 11 following:

- 12
- 13 "(6) THE BOARD SHALL ANNUALLY ELECT A CHAIRPERSON OF THE
  14 AUTHORITY FROM THOSE MEMBERS OF THE BOARD WHO ARE ELECTED
  15 OFFICIALS SERVING ON THE BOARD AND SHALL ANNUALLY ELECT ANOTHER
  16 MEMBER AS SECRETARY.".

17

As amended, ordered revised and placed on the Calendar for ThirdReading and Final Passage.

- 20
- 21
- 22 23 24

25

# ADOPTION OF COMMITTEE OF THE WHOLE REPORT

26 Passed Second Reading: SCR04-005, SB04-231 amended, 256 27 amended, 246, 252 amended, 244 amended.

28

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

33

34	YES	64	NO	00	EXCUSED	01	ABSENT	00
35	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
36	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
37	Boyd	Y	Harvey	Е	McGihon	Y	Spence	Y
38	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
39	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
40	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
41	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
42	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
43	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
44	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
45	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
46	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
47	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
48	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
49	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
50	Frangas	Y	May	Y	Schultheis	Y	Young	Y
51			-				Speaker	Y
52								

53

54

**MESSAGE FROM THE SENATE** 1 2 3 Madam Speaker: 4 5 The Senate granted permission to members of the First Conference Committee on SB04-225 to consider matters not at issue between the two 6 7 houses. 8 The Senate voted to dissolve the Conference Committee on SB04-131, 9 and lay the bill over to May 6. 10 11 12 **APPOINTMENTS TO CONFERENCE COMMITTEE** 13 The Speaker appointed House conferees to the First Conference 14 Committees as follows: 15 16 17 SB04-225--Representatives Hoppe, Chairman, Harvey and Madden 18 19 **CONSENT GRANTED TO CONFERENCE COMMITTEE** 20 21 Representative Hoppe moved that the First Conference Committee on 22 SB04-225 be granted permission to go beyond the scope of the difference 23 between the House and the Senate. The motion was passed by the 24 following roll call vote: 25 26 27 YES 63 NO 00 **EXCUSED** 01 ABSENT 01 28 Y Y **McCluskey** Y Y Berry Garcia Sinclair 29 Borodkin Y Hall Y McFadyen Y Smith Y 30 Boyd Y Ε McGihon Y Spence Y Harvey Y Y Stafford 31 Briggs Hefley Merrifield Y Y 32 Y Stengel Y Brophy Y Hodge Miller Y 33 Butcher Y Hoppe Mitchell Tochtrop Y Y Y 34 Cadman Y Jahn Y Paccione Y Vigil Y Weddig 35 Carroll Y Johnson Y Plant Y Y Y Y Weissmann Y 36 Cerbo Judd Y Pommer Y 37 Ragsdale Y Y King Y Welker Clapp 38 Cloer Y Larson Y Rhodes Y White Y 39 Rippy Coleman Y Lee Y Y Wiens 40 Y Lundberg Romanoff Y Williams S. Y Crane Y Y Madden Rose Williams T. 41 Decker Y Y Y Y Witwer Y 42 Fairbank Marshall Y Salazar Y 43 Y May Y Schultheis Y Young Y Frangas 44 Y Speaker 45 46 47 **CONSENT GRANTED TO CONFERENCE COMMITTEE** 48 49 Representative McCluskey moved that the First Conference Committee 50 on **SB04-153** be granted permission to go beyond the scope of the difference between the House and the Senate. The motion was passed by 51 the following roll call vote: 52 53 NO **EXCUSED** YES 65 00 00 ABSENT 00 54 Y Garcia Y McCluskey Y Sinclair Y Berry 55 Borodkin Y Y McFadyen Y Y Hall Smith

56

Boyd

Y

Harvey

Y

McGihon

Y

Spence

Y

	Page 1824				House Journal119th DayMay 4, 2004					
$ \begin{array}{c} 1\\2\\3\\4\\5\\6\\7\\8\\9\\10\\11\\12\\13\\14\end{array} $	Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank Frangas	Y	Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall May	Y Y Y Y Y Y Y Y Y Y Y	Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar Schultheis	Y Y Y	Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer Young Speaker	Y Y Y Y Y Y Y Y Y Y Y Y Y		
15 16										
17 18 10	CC	DNSI	DERATION	N OF S	SENATE AMI	END	MENTS			
<ul> <li>HB04-1199</li> <li>W Representative(s) Lee, Briggs, Crane, Hef. King, Larson, Pommer, Rose, Schultheis, Sinclai Stafford, Welker, Williams S.; also Senator(s) M Concerning nonfelony traffic matters involvin under the age of eighteen years.</li> </ul>								ence, any		
23 26 27	(Amended as Reading as p	prin rinte	ited in Senat	e Jouri Journa	nal, April 30, j al, April 28.)	page	1143 and on	Third		
28 29 30 31 32 33	Reading as printed in Senate Journal, April 28.) Representative Lee moved that the House <b>not concur</b> in Senate amendments and that a Conference Committee be appointed. A substitute motion by Representative Garcia that the House <b>concur</b> in Senate amendments was declared <b>passed</b> by the following roll call vote:									
34	YES	33	NO	32	EXCUSED	00	ABSENT	00		
35	Berry	Y	Garcia	Y	McCluskey	Ν	Sinclair	Y		
36	Borodkin	Y	Hall	Ν	McFadyen	Y	Smith	Ν		
37	Boyd	Y	Harvey	N	McGihon	Y	Spence	N		
38	Briggs	N	Hefley	N	Merrifield	Y		Y		
39	Brophy	N	Hodge	Y	Miller	Y	Stengel	N		
40	Butcher	N	Hoppe	N	Mitchell	Y	Tochtrop	Y		
41	Cadman	N	Jahn	Y	Paccione	Y	Vigil	Y		
42	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y		
43	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y		
44	Clapp	Ν	King	N	Ragsdale	Y	Welker	N		
45	Cloer	Ν	Larson	Y	Rhodes	Ν	White	Ν		
46	Coleman	Y	Lee	Ν	Rippy	Ν	Wiens	Ν		
47	Crane	Ν	Lundberg	Ν	Romanoff	Y	Williams S.	Y		
48	Decker	Ν	Madden	Y	Rose	Ν	Williams T.	Ν		
40				37	C - 1	V	XX 7*.	11		
49	Fairbank	Ν	Marshall	Y	Salazar	Y	Witwer	N		
50		N Y	Marshall May	Y N	Salazar Schultheis	r N	Witwer Young			
50 51	Fairbank						Young	Ν		
	Fairbank							N N		
50 51	Fairbank Frangas	Y	May	N		N	Young Speaker	N N		

\_

1

#### HOUSE RECEDES ON HB04-1123

2
3 Representative Spradley moved that the House recede from its position
4 on HB04-1123 and that the Conference Committee be discharged. The
5 motion was declared passed by viva voce vote.

6

7 Representative Spradley moved that the House concur in Senate
8 amendments. The motion was declared passed by the following roll call
9 vote:

YES 11 63 NO 01 **EXCUSED** 01 ABSENT 00 Y Y 12 Y Garcia Y **McCluskey** Sinclair Berry Borodkin Y 13 Hall Y McFadyen Y Smith Y 14 Boyd Y Harvey Y McGihon Y Spence Y 15 Briggs Y Hefley Y Merrifield Y Stafford Y Y Y Y 16 Brophy Hodge Miller Y Stengel Tochtrop Y 17 Butcher Ν Hoppe Y Mitchell Y Vigil 18 Cadman Y Jahn Y Paccione Y Y 19 Carroll Y Johnson Y Plant Y Weddig Y 20 Cerbo Y Judd Y Pommer Y Weissmann Y Y 21 Clapp King Y Ragsdale Y Welker Y Y Rhodes Y White 22 Cloer Larson Y E 23 Coleman Y Lee Y Rippy Y Wiens Y 24 Crane Y Lundberg Y Romanoff Y Williams S. Y 25 Decker Y Madden Y Rose Y Williams T. Y Y 26 Fairbank Y Marshall Y Salazar Y Witwer Young 27 Frangas Y May Y Schultheis Y Y 28 Speaker Y 29

30 The question being, "Shall the bill, as amended, 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, as amended, was declared **repassed**.

34 35	YES	62	NO	02	EXCUSED	01	ABSENT	00
36	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
37	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
38	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
39	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
40	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
41	Butcher	Ν	Hoppe	Y	Mitchell	Y	Tochtrop	Y
42	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
43	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
44	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
45	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
46	Cloer	Y	Larson	Y	Rhodes	Y	White	Е
47	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
48	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
49	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
50	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
51	Frangas	Y	May	Y	Schultheis	Y	Young	Y
52	U		•				Speaker	Ν
53	Co-sponsors	added	l: Representa	tives Ja	ahn, Merrifield,	, Stei	ngel.	

- 54
- 55
- 56

**REPORT OF COMMITTEE OF REFERENCE** 1 2 3 FINANCE 4 After consideration on the merits, the Committee recommends the 5 following: 6 7 SB04-203 be amended as follows, and as so amended, be referred to 8 the Committee on Appropriations with favorable 9 recommendation: 10 11 Amend reengrossed bill, page 20, strike line 16; 12 line 17, strike "NINE HUNDRED TWENTY-ONE" and substitute "TO 13 14 THIRTY-SEVEN MILLION FOUR HUNDRED THOUSAND"; 15 strike line 26; 16 17 line 27, strike "HUNDRED TWENTY-ONE DOLLARS" and substitute "TO 18 19 FORTY-SEVEN MILLION SIX HUNDRED EIGHTY THOUSAND DOLLARS PLUS 20 THE DIFFERENCE BETWEEN SAID AMOUNT AND ANY AMOUNT TRANSFERRED 21 FROM THE STATE RAINY DAY FUND TO THE GENERAL FUND FOR THE PRIOR 22 FISCAL YEAR PURSUANT TO SUB-SUBPARAGRAPH (A) OF THIS 23 SUBPARAGRAPH (I)". 24 25 Page 30, strike lines 1 through 4. 26 27 Reletter succeeding paragraphs accordingly. 28 29 Page 30, line 7, after "MILLION", insert "TWO HUNDRED THOUSAND". 30 31 Page 31, strike lines 24 through 26 and substitute the following: 32 33 "GENERAL PROVIDER THAT IS A DISPROPORTIONATE SHARE HOSPITAL IN 34 PROPORTION TO EXISTING DISTRIBUTION FORMULAS. 35 36 (i) FOR FISCAL YEAR 2004-05 ONLY, IN ADDITION TO ANY OTHER 37 MONEYS TRANSFERRED TO THE GENERAL FUND PURSUANT TO SECTION 38 24-82.5-110 (3) (b) (I) (A), THE GENERAL FUND SHALL RECEIVE ONE 39 MILLION SIX HUNDRED SEVEN THOUSAND FOUR HUNDRED EIGHTY-ONE 40 DOLLARS.". 41 42 Page 34, strike lines 19 through 21 and substitute the following: 43 44 "GENERAL PROVIDER THAT IS A DISPROPORTIONATE SHARE HOSPITAL IN 45 PROPORTION TO EXISTING DISTRIBUTION FORMULAS. 46 47 (XI) FOR FISCAL YEARS 2006-07, 2007-08, AND 2008-09 ONLY, 48 JUVENILE DIVERSION PROGRAMS ADMINISTERED BY THE DEPARTMENT OF 49 PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE, SHALL RECEIVE TWO 50 MILLION TWO HUNDRED THOUSAND DOLLARS PER YEAR.". 51 52 Page 36, line 15, strike "(g)," and substitute "(f),". 53 54 Page 37, line 16, strike "(c)," and substitute "(b) AND (1) (j) (XI)". 55 56 Page 39, line 13, strike "(g)" and substitute "(f)".

1 Page 40, line 25, strike "(h)" and substitute "(g)".

<sup>3</sup> Page 43, line 7, strike "(b)" and substitute "(k)";

4 5 line 24, strike "(b)" and substitute "(k)".

67 Page 44, line 3, strike "(b)" and substitute "(k)";

89 line 14, strike "(e)," and substitute "(d),".

1011 Page 46, strike lines 6 through 16 and substitute the following:

"SECTION 19. 26-4-301 (1), Colorado Revised Statutes, is
amended BY THE ADDITION OF THE FOLLOWING NEW
PARAGRAPHS to read:

17 26-4-301. Optional provisions - optional groups - repeal. (1) The federal government allows the state to select optional groups to 18 19 receive medical assistance. Pursuant to federal law, any person who is 20 eligible for medical assistance under the optional groups specified in this 21 section shall receive both the mandatory services specified in sections 22 26-4-202 and 26-4-203 and the optional services specified in sections 23 26-4-302 and 26-4-303. Subject to the availability of federal financial aid 24 funds, the following are the individuals or groups which Colorado has 25 selected as optional groups to receive medical assistance pursuant to this 26 article:

27

28 (r) ON AND AFTER JANUARY 1, 2005, INDIVIDUALS WHO ARE 29 OUALIFIED ALIENS WHO WERE OR WOULD HAVE BEEN ELIGIBLE FOR 30 SUPPLEMENTAL SECURITY INCOME AS A RESULT OF A DISABILITY BUT WHO 31 ARE NOT ELIGIBLE FOR SUCH SUPPLEMENTAL SECURITY INCOME AS A 32 RESULT OF THE PASSAGE OF THE FEDERAL "PERSONAL RESPONSIBILITY 33 AND WORK OPPORTUNITY RECONCILIATION ACT OF 1996", PUBLIC LAW 34 104-193, IF SUCH INDIVIDUALS MEET THE RESOURCE, INCOME, AND DISABILITY REQUIREMENTS FOR SUPPLEMENTAL SECURITY INCOME 35 36 ELIGIBILITY; 37

(s) ON AND AFTER JANUARY 1, 2005, OTHER QUALIFIED ALIENS
WHO ENTERED OR WERE PRESENT IN THE UNITED STATES BEFORE AUGUST
22, 1996.

SECTION 20. 26-4-301 (5), Colorado Revised Statutes, is
 amended, and the said 26-4-301 is further amended BY THE ADDITION
 OF THE FOLLOWING NEW SUBSECTIONS, to read:

**26-4-301. Optional provisions - optional groups - repeal.** (5) (a) A qualified alien shall not be eligible for services under this article except as provided for in sections 26-4-201 (2) and 26-4-203 (3). Qualified aliens who are not eligible for services pursuant to section 26-4-201 (2) shall not be an optional group.

51

(b) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF THIS
SUBSECTION (5), FROM JANUARY 1, 2005, THROUGH JUNE 30, 2005, A
QUALIFIED ALIEN SHALL BE ELIGIBLE FOR SERVICES UNDER THIS ARTICLE,
AND QUALIFIED ALIENS WHO ARE NOT ELIGIBLE FOR SERVICES PURSUANT
TO SECTION 26-4-201 (2) SHALL BE AN OPTIONAL GROUP.

1 (6) FROM JANUARY 1, 2005, THROUGH JUNE 30, 2005, A QUALIFIED 2 ALIEN WHO ENTERED THE UNITED STATES ON OR AFTER AUGUST 22, 1996, 3 SHALL NOT BE ELIGIBLE FOR BENEFITS UNDER THIS ARTICLE, EXCEPT AS 4 PROVIDED IN SECTION 26-4-203 (3), FOR FIVE YEARS AFTER THE DATE OF 5 ENTRY INTO THE UNITED STATES UNLESS HE OR SHE MEETS THE EXCEPTIONS DESCRIBED IN THE FEDERAL "PERSONAL RESPONSIBILITY AND 6 7 WORK OPPORTUNITY RECONCILIATION ACT OF 1996", PUBLIC LAW 8 104-193, AS AMENDED. AFTER FIVE YEARS, SUCH QUALIFIED ALIEN SHALL 9 BE ELIGIBLE FOR BENEFITS UNDER THIS ARTICLE BUT SHALL HAVE SPONSOR 10 INCOME AND RESOURCES DEEMED TO THE INDIVIDUAL OR FAMILY UNDER 11 RULES ESTABLISHED BY THE STATE BOARD PURSUANT TO SECTION 12 26-2-137. 13 (7) FROM JANUARY 1, 2005, THROUGH JUNE 30, 2005, A LEGAL 14 15 IMMIGRANT WHO IS RECEIVING MEDICAID NURSING FACILITY CARE OR 16 HOME- AND COMMUNITY-BASED SERVICES ON JULY 1, 1997, SHALL 17 CONTINUE TO RECEIVE SUCH SERVICES AS LONG AS HE OR SHE MEETS THE 18 ELIGIBILITY REQUIREMENTS OTHER THAN CITIZEN STATUS. STATE GENERAL 19 FUNDS MAY BE USED TO REIMBURSE SUCH CARE IN THE EVENT THAT 20 FEDERAL FINANCIAL PARTICIPATION IS NOT AVAILABLE. 21 22 (8) FROM JANUARY 1, 2005, THROUGH JUNE 30, 2005, A PREGNANT 23 LEGAL IMMIGRANT SHALL BE ELIGIBLE TO RECEIVE PRENATAL AND 24 MEDICAL SERVICES FOR LABOR AND DELIVERY AS LONG AS SHE MEETS 25 ELIGIBILITY REQUIREMENTS OTHER THAN CITIZEN STATUS. STATE GENERAL 26 FUNDS MAY BE USED TO REIMBURSE SUCH CARE IN THE EVENT THAT 27 FEDERAL FINANCIAL PARTICIPATION IS NOT AVAILABLE. 28 29 (9) PARAGRAPHS (r) AND (s) OF SUBSECTION (1) OF THIS SECTION, 30 PARAGRAPH(b) OF SUBSECTION(5) OF THIS SECTION, SUBSECTIONS(6), (7),31 AND (8) OF THIS SECTION, AND THIS SUBSECTION (9) ARE REPEALED, 32 EFFECTIVE JULY 1, 2005. 33 34 **SECTION 21.** Part 2 of article 15 of title 26. Colorado Revised 35 Statutes, is amended BY THE ADDITION OF A NEW SECTION to 36 read: 37 38 **26-15-204.5.** Suspension of part - repeal. (1) EXCEPT FOR THIS 39 SUBSECTION (1), THE PROVISIONS OF THIS PART 2 ARE SUSPENDED FROM 40 JANUARY 1, 2005, THROUGH JUNE 30, 2005, AND SHALL HAVE NO LEGAL 41 EFFECT DURING SAID PERIOD. 42 43 (2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2005. 44 SECTION 22. 26-19-109 (6), Colorado Revised Statutes, as 45 enacted by House Bill 04-1447, enacted at the Second Regular Session 46 47 of the Sixty-fourth General Assembly, is amended to read: 48 26-19-109. Eligibility - children - pregnant women - repeal. 49 50 (6) (a) The state department shall provide a child who is no longer 51 eligible for the state's medicaid program due to the implementation of 52 Senate Bill 03-176, as enacted at the first regular session of the sixty-fourth general assembly, with the appropriate notice of the 53 54 opportunity to choose to be enrolled in the plan prior to the child's 55 disenrollment from medicaid. If the child's parent or legal guardian 56 chooses to have the child enrolled in the plan, affirms income eligibility,

and agrees to any applicable cost-sharing, the state department shall
enroll the child in the plan with no lapse of coverage between the child's
enrollment in medicaid and the child's enrollment in the plan. The child
shall be eligible for the plan for a period of twelve months consistent with
the provisions of subsection (4) of this section.

7 (b) (I) THE PROVISIONS OF PARAGRAPH (a) OF THIS SUBSECTION (6)
8 ARE SUSPENDED FROM JANUARY 1, 2005, THROUGH JUNE 30, 2005, AND
9 SHALL HAVE NO LEGAL EFFECT DURING SAID PERIOD.

10

11 12 (II) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JULY 1, 2005.

SECTION 23. Repeal of nonstatutory appropriation for House
 Bill 04-1415. Section 3 of House Bill 04-1415, enacted at the Second
 Regular Session of the Sixty-fourth General Assembly, is repealed,
 effective July 1, 2004.

18 SECTION 24. Repeal of nonstatutory appropriation for House
19 Bill 04-1447. Section 5 of House Bill 04-1447, enacted at the Second
20 Regular Session of the Sixty-fourth General Assembly, is repealed,
21 effective July 1, 2004.

- 22 23 SECTION 25. **Appropriation.** In addition to any other 24 appropriations, there is hereby appropriated, to the department of health 25 care policy and financing, medical services premiums, for the fiscal year 26 beginning July 1, 2004, the sum of five million one hundred forty-two 27 thousand seventeen dollars (\$5,142,017), or so much thereof as may be 28 necessary, for the purpose of implementing this act. Of said sum, two 29 million five hundred seventy-one thousand nine dollars (\$2,571,009) shall 30 be from the general fund and two million five hundred seventy-one 31 thousand eight dollars (\$2,571,008) shall be federal funds.".
- 3233 Renumber succeeding sections accordingly.
- 34
- 35

Page 46, line 18, strike "(h)" and substitute "(g)";

36 37

43

line 22, strike "law." and substitute "law, and sections 22 and 24 of this
act shall take effect only if House Bill 04-1447 is enacted at the Second
Regular Session of the Sixty-fourth General Assembly and becomes
law.".

#### 44 45 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

46
47 The Speaker has signed: HR04-1008; SB04-094, 115, 186, 189;
48 SJR04-044.
49

# **MESSAGE FROM THE SENATE**

- 5253 Madam Speaker:
- 54

50

51

55 The Senate has passed on Third Reading and returns herewith 56 HB04-1447, 1454, 1446, 1449, 1456.

The Senate has passed on Third Reading and transmitted to the Revisor 1 2 of Statutes: 3 SB04-260, amended as printed in Senate Journal, May 3, 2004, page 4 1191. 5 HB04-1193, amended as printed in Senate Journal, May 3, 2004, page 6 1176. 7 8 9 10 **IMMEDIATE RECONSIDERATION OF HB04-1199** 11 12 HB04-1199 by Representative(s) Lee, Briggs, Crane, Hefley, Jahn, King, Larson, Pommer, Rose, Schultheis, Sinclair, Spence, 13 Stafford, Welker, Williams S.; also Senator(s) McElhany--14 15 Concerning nonfelony traffic matters involving minors 16 under the age of eighteen years. 17 (Amended as printed in Senate Journal, April 30, page 1143 and on Third 18 19 Reading as printed in Senate Journal, April 28.) 20 21 Representative Stafford moved for reconsideration of the last House action 22 (Concurrence in Senate amendments) on HB04-1199. As shown by the 23 following recorded vote, a majority of those elected voted in the 24 affirmative the motion was declared **passed**: 25 YES 26 34 NO 31 **EXCUSED** 00 ABSENT 00 27 **McCluskey** Sinclair Berry Ν Garcia Ν Y Ν Borodkin Y Y 28 Ν Hall McFadyen Smith Ν 29 Boyd Ν Harvey Y McGihon Ν Spence Y Y 30 Briggs Hefley Stafford Y Y Merrifield Ν 31 Brophy Y Hodge Ν Miller Ν Stengel Y Tochtrop 32 Butcher Y Hoppe Y Mitchell Ν Ν Y Vigil 33 Cadman Jahn Ν Paccione Ν Ν 34 Carroll Ν Plant Ν Weddig Ν Johnson Ν 35 Cerbo Ν Judd Ν Pommer Ν Weissmann Ν Y Ragsdale Welker Y 36 Clapp King Y Ν Y 37 Y Y Rhodes White Cloer Larson Ν 38 Coleman Y Lee Y Rippy Y Wiens Y 39 Crane Y Lundberg Y Romanoff Ν Williams S. Ν 40 Decker Y Madden Ν Rose Y Williams T. Y Y Y 41 Fairbank Marshall Ν Salazar Ν Witwer 42 Frangas Ν Mav Y Schultheis Y Young Y 43 Speaker Y 44 45 Representative Lee moved for House concurrence in Senate amendments to **HB04-1199**. As shown by the following recorded vote, less than a 46 47 majority of those elected voted in the affirmative the motion was declared 48 lost: 49 50 YES 32 NO 33 **EXCUSED** 00 ABSENT 00 51 Berry Y Garcia Y **McCluskey** Ν Sinclair Y 52 Borodkin Y Hall Ν McFadven Y Smith Ν 53 Boyd Y Harvey McGihon Y Spence Ν Ν Stafford 54 Briggs Merrifield Y Ν Ν Heflev Ν Stengel Ν

Y 55 Brophy Ν Hodge Miller Y 56 Butcher Ν Hoppe Ν Mitchell Y

Tochtrop

Y

## House Journal--119th Day--May 4, 2004

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

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

10								
17	YES	34	NO	31	EXCUSED	00	ABSENT	00
18	Berry	Ν	Garcia	Ν	McCluskey	Y	Sinclair	Ν
19	Borodkin	Ν	Hall	Y	McFadyen	Ν	Smith	Y
20	Boyd	Ν	Harvey	Y	McGihon	Ν	Spence	Y
21	Briggs	Y	Hefley	Y	Merrifield	Ν	Stafford	Y
22	Brophy	Y	Hodge	Ν	Miller	Ν	Stengel	Y
23	Butcher	Y	Hoppe	Y	Mitchell	Ν	Tochtrop	Ν
24	Cadman	Y	Jahn	Ν	Paccione	Ν	Vigil	Ν
25	Carroll	Ν	Johnson	Ν	Plant	Ν	Weddig	Ν
26	Cerbo	Ν	Judd	Ν	Pommer	Y	Weissmann	Ν
27	Clapp	Y	King	Y	Ragsdale	Ν	Welker	Y
28	Cloer	Y	Larson	Ν	Rhodes	Y	White	Y
29	Coleman	Ν	Lee	Y	Rippy	Y	Wiens	Y
30	Crane	Y	Lundberg	Y	Romanoff	Ν	Williams S.	Ν
31	Decker	Y	Madden	Ν	Rose	Y	Williams T.	Y
32	Fairbank	Y	Marshall	Ν	Salazar	Ν	Witwer	Y
33	Frangas	Ν	May	Y	Schultheis	Y	Young	Y
34			-				Speaker	Y

The Speaker appointed Representatives Lee, Chairman, Witwer and
Frangas as House conferees to the bill.

## **REPORTS OF COMMITTEES OF REFERENCE**

### 46 APPROPRIATIONS

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

49
50 **SB04-257** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

53

35

44 45

Amend reengrossed bill, page 39, line 14, strike "(\$117,891) and 1.0 FTE," and substitute "(\$117,891),";

56

	Page 1832	House Journal119th DayMay 4, 2004
1 2 3	line 19, strike	e "and 1.0 FTE".
3 4 5		
6 7 8	<b><u>FINANCE</u></b> After consider following:	eration on the merits, the Committee recommends the
9 10 11 12 13 14 15 16 17 18	<u>HB04-1453</u>	The Committee returns herewith HB04-1453 because consideration of the measure was postponed for more than 30 days or until a date beyond the date for adjournment sine die of the legislative session. Therefore, under House Rule 25 (j) (3), said resolution is deemed to be postponed indefinitely.
19	INFODMAT	YON & TECHNOLOCY
20 21	After conside	<u><b>TON &amp; TECHNOLOGY</b></u> eration on the merits, the Committee recommends the
22 23	following:	· · · · · · · · · · · · · · · · · · ·
24 25 26 27	<u>SB04-248</u>	be postponed indefinitely.
28		-
29 30 31	JUDICIARY After consider following:	eration on the merits, the Committee recommends the
32 33 34 35	<u>SB04-253</u>	be referred to the Committee of the Whole with favorable recommendation.
36 37 38		
39 40 41 42	<b>STATE, VE</b> After consider following:	<b><u>TERANS, &amp; MILITARY AFFAIRS</u></b> eration on the merits, the Committee recommends the
43 44	<u>HCR04-1011</u>	L be postponed indefinitely.
45 46 47	<u>HCR04-1019</u>	be postponed indefinitely.
48 49 50	<u>SJR04-010</u>	be referred out for final action.
51 52 53		

- 55

#### FIRST REPORT OF FIRST CONFERENCE COMMITTEE 1 2 3 4 on HB04-1236 This Report Amends the Rerevised Bill. 5 6 To the President of the Senate and the 7 Speaker of the House of Representatives: 8 9 Your first conference committee appointed on HB04-1236, 10 concerning notice requirements to be made by an insurer to an applicant 11 for homeowner's insurance, has met and reports that it has agreed upon 12 the following: 13 1. That the House accede to the Senate amendments made to the 14 15 bill as said amendments appear in the rerevised bill. 16 17 2. That, under the authority granted the committee to consider 18 matters not at issue between the two houses, the following amendments 19 be recommended: 20 21 Amend rerevised bill, page 3, line 4, before "THAT", insert "PURSUANT TO 22 SECTION 10-4-110"; 23 24 strike line 14 and substitute the following: 25 26 "TO PUBLIC EXAMINATION; EXCEPT THAT THE COMMISSIONER MAY USE 27 INFORMATION FROM THE UNDERWRITING METHODOLOGIES FILED 28 PURSUANT TO THIS SUBSECTION (4) THAT DOES NOT IDENTIFY A SPECIFIC 29 INSURER FOR CONSUMER INFORMATION PUBLICATIONS CONCERNING 30 HOMEOWNER'S INSURANCE. 31 32 (5) IF AN INSURER ISSUES A BINDER OR A POLICY OF INSURANCE 33 DURING A PERIOD IN WHICH THE INSURER ASSESSES THE RISK RELATED TO 34 AN INDIVIDUAL'S REAL AND PERSONAL PROPERTY FOR THE PURPOSES OF 35 HOMEOWNER'S INSURANCE, THE INSURER SHALL PROVIDE NOTICE TO THE 36 POTENTIAL INSURED THAT THE DOCUMENTS ARE CONDITIONAL AND THAT 37 THE INSURER HAS THIRTY BUSINESS DAYS, COMMENCING ON THE 38 EFFECTIVE DATE OF THE CONDITIONAL COVERAGE, TO EVALUATE THE 39 ISSUANCE OF A POLICY FOR HOMEOWNER'S INSURANCE. IF THE INSURER 40 REFUSES TO ISSUE A POLICY OF HOMEOWNER'S INSURANCE OR CANCELS A 41 CONDITIONAL POLICY THAT HAS BEEN ISSUED AS OF AN EFFECTIVE DATE 42 WITHIN THIS THIRTY-BUSINESS-DAY PERIOD, THE INSURER SHALL NOTIFY 43 THE HOMEOWNER OF THE INSURER'S DECISION. IF, PRIOR TO THE 44 EXPIRATION OF THE THIRTY-BUSINESS-DAY PERIOD, THE INSURER OBTAINS 45 INFORMATION SHOWING AN ARTICULABLE AND REASONABLE BASIS ON 46 WHICH THE INSURER MIGHT BE JUSTIFIED IN CANCELLING COVERAGE AND 47 THE INSURER BELIEVES THAT FURTHER INVESTIGATION OR REPAIR OF THE 48 PROPERTY IS NECESSARY, THE THIRTY-BUSINESS-DAY PERIOD MAY BE 49 EXTENDED. THE INSURER SHALL COMPLETE ANY INSPECTION ASSOCIATED 50 WITH THE UNDERWRITING OF THE NEW PROPERTY WITHIN THE 51 THIRTY-BUSINESS-DAY PERIOD. 52 53 **SECTION 2.** Part 1 of article 4 of title 10, Colorado Revised

- 53 **SECTION 2.** Part 1 of article 4 of title 10, Colorado Revised 54 Statutes, is amended BY THE ADDITION OF THE FOLLOWING NEW 55 SECTIONS to read:
- 56

10-4-110.6. Homeowner's insurance - definition. FOR THE 1 2 PURPOSES OF THIS ARTICLE, "HOMEOWNER'S INSURANCE" MEANS 3 INSURANCE THAT COVERS DAMAGE OR LOSS TO ALL TYPES OF HOMES, 4 INCLUDING, BUT NOT LIMITED TO, SITE-BUILT HOMES, MANUFACTURED 5 HOMES, FACTORY-BUILT HOMES, AND MOBILE HOMES. 6 7 10-4-110.8. Homeowner's insurance - prohibited practice -8 definitions. (1) AN INSURER MAY NOT CANCEL OR FAIL TO RENEW 9 COVERAGE OF AN INSURED SOLELY BECAUSE THE INSURED INQUIRES ABOUT 10 COVERAGE FOR HOMEOWNER'S INSURANCE AND THE INQUIRY IS NOT 11 RELATED TO AN ACTUAL CLAIM TO THE PROPERTY INSURED. 12 13 (2) AN INSURER MAY ONLY PROVIDE INFORMATION REGARDING 14 CLAIMS TO AN ENTITY THAT COMPILES OR MONITORS PERSONAL CLAIM OR 15 LOSS EXPERIENCE SHARED BY INSURERS FOR UNDERWRITING OR RATING 16 PURPOSES. 17 18 (3) FOR THE PURPOSES OF THIS SECTION, UNLESS THE CONTEXT 19 OTHERWISE REQUIRES, "CLAIM" INCLUDES A DEMAND FOR PAYMENT OF A 20 BENEFIT BY THE INSURED, THE PAYMENT OF A COVERED BENEFIT BY AN 21 INSURER, A LOSS RESERVE ESTABLISHED BY THE INSURER, A LOSS 22 ADJUSTMENT EXPENSE INCURRED BY THE INSURER, OR A PAYMENT MADE 23 TO THE INSURED. 24 25 (4) FOR THE PURPOSES OF THIS SECTION, "INQUIRY" MEANS A 26 REQUEST FOR INFORMATION REGARDING THE TERMS, CONDITIONS, OR 27 COVERAGES AFFORDED UNDER AN INSURANCE CONTRACT. 28 29 **10-4-116.** Loss history information report - notice to insured 30 - definition. (1) EACH INSURER SHALL PRINT IN AT LEAST TWELVE-POINT 31 BOLD-FACED TYPE, ON THE FIRST PAGE OF EACH PACKET CONTAINING THE 32 INSURANCE POLICY AND EACH PACKET CONTAINING THE RENEWAL NOTICE 33 FOR HOMEOWNER'S INSURANCE OR AS A SEPARATE DOCUMENT: 34 35 (a) INFORMATION REGARDING HOW AN INSURED MAY OBTAIN A 36 FREE COPY OF HIS OR HER LOSS HISTORY INFORMATION REPORT; 37 38 (b) A TOLL-FREE TELEPHONE NUMBER THAT THE INSURED MAY 39 CALL TO OBTAIN THE LOSS HISTORY INFORMATION REPORT; AND 40 41 (c) A WEBSITE ADDRESS THAT THE INSURED MAY ACCESS TO 42 OBTAIN THE LOSS HISTORY INFORMATION REPORT. 43 44 (2)FOR THE PURPOSES OF THIS SECTION, "LOSS HISTORY INFORMATION REPORT" MEANS A COMPILATION OF AN INSURED'S PRIOR 45 46 LOSS HISTORY INFORMATION USED BY AN INSURER IN THE INSURED'S 47 HOMEOWNER'S INSURANCE UNDERWRITING PROCESS. SUCH INFORMATION 48 MAY INCLUDE, BUT NEED NOT BE LIMITED TO, THE INSURED'S NAME, DATE 49 OF BIRTH, AND CLAIM INFORMATION SUCH AS DATE OF LOSS, TYPE OF LOSS, 50 AND THE AMOUNTS PAID FOR THE LOSS, IF ANY, OR ANY OTHER 51 INFORMATION THAT MAY NEGATIVELY AFFECT THE INSURED'S RATE OF 52 HOMEOWNER'S INSURANCE OR ABILITY TO OBTAIN HOMEOWNER'S 53 INSURANCE. A LOSS HISTORY INFORMATION REPORT SHALL INCLUDE ONLY 54 INFORMATION REGARDING CLAIMS MADE TO AN INSURER AND SHALL NOT 55 INCLUDE INFORMATION REGARDING INQUIRIES MADE TO THE INSURER.

56

1 **10-4-117.** Severability. IF ANY PROVISION OR CLAUSE OF THIS 2 PART 1 OR APPLICATION THEREOF TO ANY PERSON OR CIRCUMSTANCES IS 3 HELD INVALID, SUCH INVALIDITY SHALL NOT AFFECT OTHER PROVISIONS 4 OR APPLICATIONS OF THIS PART 1 THAT CAN BE GIVEN EFFECT WITHOUT 5 THE INVALID PROVISION OR APPLICATION, AND TO THIS END THE PROVISIONS OF THIS TITLE ARE DECLARED TO BE SEVERABLE.". 6 7 8 Renumber succeeding section accordingly. 9 10 Respectfully submitted, 11 House Committee: Senate Committee: 12 Bob McCluskey **Bruce Cairns** Cheri Jahn 13 Jennifer Veiga 14 Lauri Clapp Andy McElhany 15 16 17 FIRST REPORT OF FIRST CONFERENCE COMMITTEE 18 19 on SB04-225 20 21 This Report Amends the Rerevised Bill. 22 23 To the President of the Senate and the 24 Speaker of the House of Representatives: 25 26 Your first conference committee appointed on SB04-225, 27 concerning the enforcement of orders for the unauthorized use of 28 designated ground water, and making an appropriation in connection therewith, has met and reports that it has agreed upon the following: 29 30 1. That the Senate accede to the House amendments made to the 31 32 bill, as said amendments appear in the rerevised bill, with the following 33 changes: 34 35 Amend rerevised bill, page 3, line 17, after "(1)", insert "(a)"; 36 37 line 24, strike "(a)" and substitute "(I)". 38 Page 4, line 1, strike "(b)" and substitute "(II)"; 39 40 41 after line 2, insert the following: 42 "(b) IN THE PROCEEDING, THE PREVAILING PARTY SHALL BE 43 ENTITLED TO THE COSTS OF THE PROCEEDING AND REASONABLE ATTORNEY FEES.". 44 45 46 2. That, under the authority granted the committee to consider 47 matters not at issue between the two houses, the following amendments 48 be recommended: 49 50 Page 2, line 12, after "WELLS", insert "PUMPING DESIGNATED GROUND 51 WATER" 52 Page 3, line 3, before "GROUND", insert "DESIGNATED"; 53 54 line 14, after the period, add "THIS PARAGRAPH (i) SHALL NOT APPLY TO ANY PERSON DIVERTING BY MEANS OF A WELL DESCRIBED IN SECTION 55 56 37-90-105 (1) (a).";

	Page 1836	House Journal119th DayMay 4, 2004
$     \begin{array}{c}       1 \\       2 \\       2     \end{array} $	line 19, strike "37-90-11 DESIGNATED GROUND WA	0," and substitute "37-90-110 IN RELATION TO TER,".
3 4 5	Page 5, after line 21, inse	ert the following:
6 7 8		GRAPH (a) SHALL NOT APPLY TO ANY PERSON A WELL DESCRIBED IN SECTION 37-90-105 (1)
9 10	Page 6, strike lines 24 thr	rough 27.
11 12	Strike page 7.	
13 14	Page 8, strike lines 1 thro	ugh 3.
15 16	Renumber succeeding see	ctions accordingly.
17 18 19 20 21 22 23	Respectfully submitted, Senate Committee: Mark Hillman Daniel Grossman Lewis H. Entz	House Committee: Diane Hoppe Ted Harvey Alice Madden
24 25 26	DELIVER	Y OF BILLS TO GOVERNOR
27		
27 28 29 30 31 32	bills have been delivered	louse of Representatives reports the following to the Office of the Governor: <b>HB-04-1150</b> , at 11:44 a.m., on May 4, 2004.
28 29 30 31 32 33 34	bills have been delivered <b>1237</b> , <b>1348</b> , <b>1357</b> , <b>1400</b>	to the Office of the Governor: <b>HB-04-1150</b> ,
28 29 30 31 32 33 34 35 36	bills have been delivered <b>1237</b> , <b>1348</b> , <b>1357</b> , <b>1400</b>	to the Office of the Governor: <b>HB-04-1150</b> , at 11:44 a.m., on May 4, 2004.
28 29 30 31 32 33 34 35 36 37 38	bills have been delivered 1237, 1348, 1357, 1400 MESSA Madam Speaker: The Senate has passed on	to the Office of the Governor: <b>HB-04-1150</b> , at 11:44 a.m., on May 4, 2004.
28 29 30 31 32 33 34 35 36 37 38 39 40 41 42	bills have been delivered 1237, 1348, 1357, 1400 MESSA Madam Speaker: The Senate has passed on of Statutes: HB04-1021, amended as	to the Office of the Governor: <b>HB-04-1150</b> , at 11:44 a.m., on May 4, 2004.  GES FROM THE SENATE
28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49	bills have been delivered 1237, 1348, 1357, 1400 MESSA Madam Speaker: The Senate has passed on of Statutes: HB04-1021, amended as 1192-1193, and on Third The President appointed S as members of the First C The Senate has adopted Committee on HB04-122	<ul> <li>to the Office of the Governor: HB-04-1150, at 11:44 a.m., on May 4, 2004.</li> <li>GES FROM THE SENATE</li> <li>Third Reading and transmitted to the Revisor printed in Senate Journal, May 3, 2004, pages</li> </ul>
28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48	bills have been delivered 1237, 1348, 1357, 1400 MESSA Madam Speaker: The Senate has passed on of Statutes: HB04-1021, amended as 1192-1193, and on Third The President appointed S as members of the First O The Senate has adopted Committee on HB04-127 repassed the bill as amend	to the Office of the Governor: <b>HB-04-1150</b> , at 11:44 a.m., on May 4, 2004. <b>GES FROM THE SENATE</b> Third Reading and transmitted to the Revisor printed in Senate Journal, May 3, 2004, pages Reading as printed in Senate Journal, May 4. enators McElhany, chairman, May, and Nichol, Conference Committee on HB04-1199. 1 the First Report of the First Conference 36, as printed in Senate Journal, May 4, and

1	MESSAGES FROM THE REVISOR
2 3	<b>XX7 1 1.1</b> . 1.
	We herewith transmit:
4	Without comment, as amended, HB04-1193.
5	Without comment, as amended, SB04-260.
6 7	
8	We herewith transmit:
9	Without comment, as amended, HB04-1021.
10	Whilout comment, us unlended, 11D0+ 1021.
11	
12	
13	
14	INTRODUCTION OF BILL
15	First Reading
16	
17	The following bill was read by title and referred to the committee
18	indicated:
19	<b>SP04 260</b> by Senator(a) Evanation Depresentative(a) Lea
20 21	<b><u>SB04-260</u></b> by Senator(s) Evans; also Representative(s) Lee Concerning the definition of the price of property on which the sales tax is imposed, and, in connection
$\frac{21}{22}$	which the sales tax is imposed and in connection
$\frac{22}{23}$	therewith, excluding from the definition separately stated
$\frac{23}{24}$	charges for services performed after the property is offered
25	for sale.
26	Committee on Finance
27	
28	
29	House in recess. House reconvened.
30	
31	
32 33	<b>REPORTS OF COMMITTEES OF REFERENCE</b>
33 34	<b>REFORTS OF COMMITTEES OF REFERENCE</b>
35	APPROPRIATIONS
36	After consideration on the merits, the Committee recommends the
37	following:
38	· ·
39	<b><u>SB04-203</u></b> be amended as follows, and as so amended, be referred to
40	the Committee of the Whole with favorable
41	recommendation:
42	Amond the Einspee Committee Depart dated May 4 2004 mage 1 line
43	Amend the Finance Committee Report, dated May 4, 2004, page 1, line 7, strike "SAID AMOUNT" and substitute "THIRTY-SEVEN MILLION FOUR
44 45	HUNDRED THOUSAND DOLLARS";
45 46	HUNDRED THOUSAND DOLLARS,
<del>4</del> 7	strike lines 15 and 16 and substitute the following:
48	stine mes is and io and substitute the following.
49	"GENERAL PROVIDER THAT QUALIFIES FOR THE PAYMENT FORMULA
50	DISPROPORTIONATE SHARE HOSPITAL FACTOR UNDER SECTION 26-15-106
51	(19), C.R.S., ENACTED BY HOUSE BILL 04-1438 AT THE SECOND REGULAR
52	SESSION OF THE SIXTY-FOURTH GENERAL ASSEMBLY, IN ACCORDANCE
53	WITH SAID PAYMENT FORMULA.".
54	Dage 2 strike lines 7 and 8 and substitute the following:
55 56	Page 2, strike lines 7 and 8 and substitute the following:
50	

1 "GENERAL PROVIDER THAT QUALIFIES FOR THE PAYMENT FORMULA 2 DISPROPORTIONATE SHARE HOSPITAL FACTOR UNDER SECTION 26-15-106 3 (19), C.R.S., ENACTED BY HOUSE BILL 04-1438 AT THE SECOND REGULAR 4 SESSION OF THE SIXTY-FOURTH GENERAL ASSEMBLY, IN ACCORDANCE 5 WITH SAID PAYMENT FORMULA.". 6 7 Page 3, line 7, strike "ON AND AFTER JANUARY 1, 2005," and substitute 8 "FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2004, AND ENDING ON JUNE 9 30, 2005,"; 10 11 line 16, strike "ON AND AFTER JANUARY 1, 2005," and substitute "FOR THE 12 FISCAL YEAR BEGINNING ON JULY 1, 2004, AND ENDING ON JUNE 30, 13 2005,"; 14 line 28, strike "JANUARY 1, 2005," and substitute "JULY 1, 2004,"; 15 16 17 line 32, strike "JANUARY 1, 2005," and substitute "JULY 1, 2004,". 18 19 Page 4, line 8, strike "JANUARY 1, 2005," and substitute "JULY 1, 2004,"; 20 21 line 15, strike "JANUARY 1, 2005," and substitute "JULY 1, 2004,"; 22 line 30, strike "JANUARY 1, 2005," and substitute "JULY 1, 2004,". 23 24 25 Page 5, line 15, strike "JANUARY 1, 2005," and substitute "JULY 1, 2004,". 26 27 Page 5, after line 34, insert the following: 28 29 "Page 46, after line 16, insert the following: 30 31 "SECTION 26. Appropriation. In addition to any other 32 appropriation, there is hereby appropriated, out of any moneys in the 33 general fund not otherwise appropriated, for the fiscal year beginning July 1, 2004, the sum of forty-two million nine hundred twenty-one 34 thousand seventy-nine dollars (\$42,921,079), or so much as may be 35 36 necessary, to be allocated as follows: 37 38 (1) Nine million dollars (\$9,000,000) to the department of health 39 care policy and financing, indigent care program, safety net provider 40 payments; 41 42 (2) One million dollars (\$1,000,000) to the department of human 43 services, mental health and alcohol and drug abuse services, alcohol and 44 drug abuse division; 45 46 (3) Two million dollars (\$2,000,000) to the department of human 47 services, adult assistance programs, community services for the elderly, 48 state funding for senior services; 49 50 (4) Three million four hundred thousand dollars (\$3,400,000) to the department of public health and environment, disease control and 51 52 environmental epidemiology division, special purpose disease control 53 program, Ryan White act, operating expenses; 54 55 (5) Two million two hundred thousand dollars (\$2,200,000) to the 56 juvenile diversion cash fund created in section 19-2-303.5, Colorado

1 Revised Statutes, and such sum, or so much thereof as may be necessary, 2 3 is further appropriated to the department of public safety, division of criminal justice, juvenile justice and delinquency prevention; and 4 5 (6) Twenty-five million three hundred twenty-one thousand 6 seventy-nine dollars (25,321,079) to the fire and police members' benefit 7 fund created in section 31-31-301, Colorado Revised Statutes. 8 9 **SECTION 27. Transfer.** There is hereby transferred, from the 10 state rainy day fund created in section 24-82.5-110 (3) (a), Colorado 11 Revised Statutes, to the general fund, for the fiscal year beginning July 12 1, 2004, the sum of forty-two million nine hundred twenty-one thousand seventy-nine dollars (\$42,921,079), which shall be used to replenish the 13 general fund reserve.". 14 15 16 Renumber succeeding sections accordingly.". 17 18 Page 6, after line 5, insert the following: 19 20 "Page 1, line 106, strike "AND"; 21 22 line 108, strike "PURPOSES." and insert "PURPOSES, AND MAKING AN **APPROPRIATION THEREFOR.**".". 23 24 25 26 27 **BUSINESS AFFAIRS & LABOR** 28 After consideration on the merits, the Committee recommends the 29 30 following: 31 32 <u>SB04-251</u> be referred to the Committee of the Whole with favorable 33 recommendation. 34 35 be referred to the Committee of the Whole with favorable 36 SB04-254 37 recommendation. 38 39 40 FIRST REPORT OF FIRST CONFERENCE COMMITTEE 41 42 on SB04-153 43 44 This Report Amends the Rerevised Bill. 45 46 To the President of the Senate and the 47 Speaker of the House of Representatives: 48 Your first conference committee appointed on SB04-153, 49 concerning combining polling places, and, in connection therewith, 50 authorizing designated election officials to establish vote centers where 51 52 any elector registered in the political subdivision may vote, has met and 53 reports that it has agreed upon the following: 54 55 1. That the Senate accede to the House amendments made to the 56 bill, as said amendments appear in the rerevised bill.

2. That, under the authority granted the committee to consider 1 2 matters not at issue between the two houses, the following amendment be 3 recommended: 4 5 Amend rerevised bill, page 4, after line 24, insert the following: 6 7 "(8) (a) IN ELECTIONS HELD BEFORE JANUARY 1, 2006, THE 8 ELECTION JUDGES SHALL MAKE ONE CERTIFICATE FOR EACH VOTE CENTER IN THE FORM REQUIRED BY SECTION 1-7-601."; 9 10 line 25, strike "(8) THE" and substitute "(b) IN ELECTIONS HELD ON AND 11 12 AFTER JANUARY 1, 2006, THE". 13 Respectfully submitted, 14 Senate Committee: 15 House Committee: Steve Johnson **Bob McCluskey** 16 17 Ken Kester Gayle Berry Peggy Reeves Terrance Carroll 18 19 20 21 22 **CONSIDERATION OF SENATE AMENDMENTS** 23 HB04-1187 by Representative(s) Harvey, May M.; also Senator(s) 24 Andrews--Concerning an alien's ability to establish 25 26 Colorado domicile for in-state tuition purposes. 27 28 Representative King moved the bill be laid over until May 6. The motion was declared **passed** by the following roll call vote: 29 30 31 YES 49 NO 16 **EXCUSED** 00 ABSENT 00 32 Y Y Y Berry Garcia Ν **McCluskey** Sinclair 33 Borodkin Ν Hall Y McFadyen Ν Smith Y 34 Boyd Ν Harvey Y McGihon Ν Spence Y Briggs Y Merrifield Stafford Y 35 Hefley Y Ν 36 Brophy Y Hodge Ν Miller Ν Stengel Y 37 Y Tochtrop Y Butcher Hoppe Y Mitchell Y 38 Y Vigil Cadman Jahn Y Paccione Y Y 39 Ν Weddig Ν Carroll Johnson Y Plant Y Ν 40 Cerbo Ν Judd Pommer Weissmann Ν Ν 41 Clapp Y King Y Ragsdale Y Welker Y Y Rhodes White 42 Cloer Larson Y Y Y 43 Coleman Y Lee Y Rippy Y Wiens Y 44 Y Y Romanoff Y Williams S. Crane Lundberg Ν 45 Decker Y Madden Y Rose Y Williams T. Y 46 Fairbank Y Marshall Y Salazar Y Witwer Y Y 47 Ν May Y Schultheis Y Young Frangas 48 Speaker Y 49 Bill is deemed lost. 50 HB04-1240 51 by Representative(s) Cadman, Brophy, Butcher, McGihon, 52 Rhodes, Welker; also Senator(s) Hagedorn--Concerning 53 continuation of the regulation of bail bonding agents by 54 the division of insurance. 55

56 (Amended as printed in Senate Journal, April 29, pages 1102-1105.)

Representative Cadman moved that the House concur in Senate
 amendments. The motion was declared passed by the following roll call
 vote:

4 5	YES	64	NO	01	EXCUSED	00	ABSENT	00
6	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
7	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
8	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
9	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
10	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
11	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
12	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
13	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
14	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Ν
15	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
16	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
17	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
18	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
19	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
20	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
21	Frangas	Y	May	Y	Schultheis	Y	Young	Y
22	J		-				Speaker	Y
23							•	

24 The question being, "Shall the bill, as amended, 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, as amended, was declared **repassed**.

20								
29	YES	64	NO	01	EXCUSED	00	ABSENT	00
30	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
31	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
32	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
33	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
34	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
35	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
36	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Ν
37	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
38	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
39	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
40	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
41	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
42	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
43	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
44	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
45	Frangas	Y	May	Y	Schultheis	Y	Young	Y
46	E .		-				Speaker	Y
47								

by Representative(s) Fairbank, Jahn; also Senator(s)

48

49 **<u>HB04-1193</u>** 

- 50 51
- Hillman, Veiga--Concerning requirements for operating a motor vehicle with valid proof of complying insurance.

52 53 (Amended as printed in Senate Journal, May 3, page 1176)

54

Representative Fairbank moved that the House concur in Senate
 amendments. The motion was declared passed by the following roll call
 vote:

5	YES	52	NO	12	EXCUSED	00	ABSENT	01
6	Berry	Y	Garcia	Ν	McCluskey	Y	Sinclair	Y
7	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
8	Boyd	Y	Harvey	Y	McGihon	Ν	Spence	Y
9	Briggs	-	Hefley	Y	Merrifield	Ν	Stafford	Y
10	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
11	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
12	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
13	Carroll	Ν	Johnson	Y	Plant	Ν	Weddig	Ν
14	Cerbo	Ν	Judd	Y	Pommer	Y	Weissmann	Ν
15	Clapp	Y	King	Y	Ragsdale	Ν	Welker	Y
16	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
17	Coleman	Ν	Lee	Y	Rippy	Y	Wiens	Y
18	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Ν
19	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
20	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
21	Frangas	Y	May	Y	Schultheis	Y	Young	Y
22			-				Speaker	Ν
23								

24 The question being, "Shall the bill, as amended, 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, as amended, was declared **repassed**.

28 29	YES	52	NO	13	EXCUSED	00	ABSENT	00
30	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
31	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
32	Boyd	Y	Harvey	Y	McGihon	Ν	Spence	Y
33	Briggs	Y	Hefley	Y	Merrifield	Ν	Stafford	Y
34	Brophy	Ν	Hodge	Y	Miller	Y	Stengel	Y
35	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
36	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
37	Carroll	Ν	Johnson	Y	Plant	Ν	Weddig	Ν
38	Cerbo	Ν	Judd	Y	Pommer	Y	Weissmann	Ν
39	Clapp	Y	King	Y	Ragsdale	Ν	Welker	Y
40	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
41	Coleman	Ν	Lee	Y	Rippy	Y	Wiens	Y
42	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
43	Decker	Y	Madden	Ν	Rose	Y	Williams T.	Y
44	Fairbank	Y	Marshall	Y	Salazar	Ν	Witwer	Y
45	Frangas	Y	May	Y	Schultheis	Y	Young	Y
46			-				Speaker	Ν
47	Co-sponsors	added	l: Representa	atives C	rane, Rippy, R	omai	noff, Rose, Sp	ence.
48								

HB04-1021
 by Representative(s) Briggs, Merrifield; also Senator(s)
 McElhany--Concerning the consumption of alcohol, and making an appropriation therefor.

52

53 (Amended as printed in Senate Journal, May 3, pages 1192-1193, and on 54 Third Beading as printed in Senate Journal May 4)

54 Third Reading, as printed in Senate Journal, May 4.)

- 55
- 56

28 29 30

31 32

Representative Briggs moved that the House concur in Senate
 amendments. A substitute motion by Representative Rose that the House
 not concur in Senate amendments and that a Conference Committee be
 appointed was declared passed by the following roll call vote:

5								
6	YES	65	NO	00	EXCUSED	00	ABSENT	00
7	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
8	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
9	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
10	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
11	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
12	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
13	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
14	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
15	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
16	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
17	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
18	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
19	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
20	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
21	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
22	Frangas	Y	May	Y	Schultheis	Y	Young	Y
23	Ũ		2				Speaker	Y
24							•	

The Speaker appointed Representatives Briggs, Chairman, Rose and
Coleman as House conferees to the bill.

HOUSE RECEDES ON HB04-1104

Representative King moved that the House recede from its position on
 HB04-1104, that the Conference Committee be discharged and the House
 concur in Senate amendments. The motion was declared passed by the
 following roll call vote:

37 38	YES	65	NO	00	EXCUSED	00	ABSENT	00
39	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
40	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
41	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
42	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
43	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
44	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
45	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
46	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
47	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
48	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
49	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
50	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
51	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
52	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
53	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
54	Frangas	Y	May	Y	Schultheis	Y	Young	Y
55			-				Speaker	Y
56							-	

1 The question being, "Shall the bill, as amended, 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

4 bill, as amended, was declared **repassed**.

6	YES	57	NO	08	EXCUSED	00	ADSENIT	00
			NO				ABSENT	
7	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
8	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
9	Boyd	Y	Harvey	Y	McGihon	Ν	Spence	Y
10	Briggs	Y	Hefley	Y	Merrifield	Ν	Stafford	Y
11	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
12	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
13	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
14	Carroll	Y	Johnson	Y	Plant	Ν	Weddig	Y
15	Cerbo	Ν	Judd	Y	Pommer	Y	Weissmann	Ν
16	Clapp	Y	King	Y	Ragsdale	Ν	Welker	Y
17	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
18	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
19	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
20	Decker	Y	Madden	Ν	Rose	Y	Williams T.	Y
21	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
22	Frangas	Ν	May	Y	Schultheis	Y	Young	Y
23	U		2				Speaker	Y
24							•	

## HOUSE RECEDES ON HB04-1117

Representative Rhodes moved that the House recede from its position on
HB04-1117, the Conference Committee be discharged, and the House
concur in Senate amendments. The motion was declared passed by the
following roll call vote:

2	2
J	J

25 26

27 28

55								
34	YES	65	NO	00	EXCUSED	00	ABSENT	00
35	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
36	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
37	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
38	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
39	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
40	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
41	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
42	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
43	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
44	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
45	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
46	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
47	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
48	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
49	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
50	Frangas	Y	May	Y	Schultheis	Y	Young	Y
51	Ũ		-				Speaker	Y
52							_	

52

53 The question being, "Shall the bill, as amended, pass?".

54 A roll call vote was taken. As shown by the following recorded vote, a

55 majority of those elected to the House voted in the affirmative, and the

56 bill, as amended, was declared **repassed**.

1	YES	65	NO	00	EXCUSED	00	ABSENT	00
2	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
3	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
4	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
5	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
6	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
7	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
8	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
9	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
10	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
11	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
12	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
13	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
14	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
15	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
16	Fairbank	Y	Marshall	Y Y	Salazar Schultheis	Y	Witwer	Y Y
17 18	Frangas	Y	May	I	Schultneis	Y	Young	Y
10	Co-sponsors	addec	l. Representa	tives (	oleman, Staffo	ord	Speaker	I
20	CO-sponsors	auuct	i. Representa		oleman, Stano	nu.		
20								
$\frac{21}{22}$								
$\bar{23}$	CONSIDE	ERAT	TON OF CO	)NFEF	RENCE COM	міт	TEE REPOR	RTS
24								
25	SB04-225	by	Senator(s)	Hillm	an; also Rep	resei	ntative(s) Ho	ppe
26		Ćo	oncerning the	eenfor	cement of ord	ers fo	or the unautho	brized
27		use			ground wa			
28		ap	propriation	in con	nection therew	vith.		-
29								
30			imittee Rep	ort pri	nted in House	Jou	rnal, May 4, j	pages
31	1835-1836.)	)						
32	On motion	f Da	magantativa	Hone	, the Conform		Committee D	anaant
33 34	was <b>adopte</b>				e, the Confere	ence	Commutee R	lepon
34	was auopie	ubyi		gion				
36	YES	65	NO	00	EXCUSED	00	ABSENT	00
37	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
38	Borodkin	Ŷ	Hall	Ŷ	McFadyen	Ŷ	Smith	Ŷ
39	Boyd	Ŷ	Harvey	Ŷ	McGihon	Ŷ	Spence	Ŷ
40	Briggs	Ŷ	Hefley	Ŷ	Merrifield	Ŷ	Stafford	Ŷ
41	Brophy	Ŷ	Hodge	Ŷ	Miller	Ŷ	Stengel	Ŷ
42	Butcher	Ŷ	Hoppe	Ŷ	Mitchell	Ŷ	Tochtrop	Ŷ
43	Cadman	Ŷ	Jahn	Ŷ	Paccione	Ŷ	Vigil	Ŷ
44	Carroll	Ŷ	Johnson	Ŷ	Plant	Ŷ	Weddig	Ŷ
45	Cerbo	Ŷ	Judd	Ŷ	Pommer	Ŷ	Weissmann	Ŷ
46	Clapp	Ŷ	King	Ŷ	Ragsdale	Ŷ	Welker	Ŷ
	- · · · · · · · · · · · · · · · · · · ·			Ŷ	Rhodes	Ŷ		_
47		Y	Laison		mouco		White	Y
47 48	Cloer	Y Y	Larson Lee			Y	White Wiens	Y Y
48	Cloer Coleman	Y	Lee	Y	Rippy	Y Y	Wiens	
48 49	Cloer Coleman Crane	Y Y	Lee Lundberg	Y Y		Y	Wiens Williams S.	Y Y
48 49 50	Cloer Coleman Crane Decker	Y	Lee Lundberg Madden	Y	Rippy Romanoff Rose		Wiens	Y
48 49 50 51	Cloer Coleman Crane Decker Fairbank	Y Y Y	Lee Lundberg Madden Marshall	Y Y Y	Rippy Romanoff	Y Y	Wiens Williams S. Williams T. Witwer	Y Y Y
48 49 50 51 52 53	Cloer Coleman Crane Decker	Y Y Y Y	Lee Lundberg Madden	Y Y Y Y	Rippy Romanoff Rose Salazar	Y Y Y	Wiens Williams S. Williams T.	Y Y Y Y
48 49 50 51 52	Cloer Coleman Crane Decker Fairbank	Y Y Y Y	Lee Lundberg Madden Marshall	Y Y Y Y	Rippy Romanoff Rose Salazar	Y Y Y	Wiens Williams S. Williams T. Witwer Young	Y Y Y Y Y

1

The question being "Shall the bill, as amended, pass?". A roll call vote was taken. As shown by the following recorded vote, a 2 3 majority of those elected to the House voted in the affirmative and the

4 bill, as amended, was declared **repassed**.

5	,	,		•				
6	YES	65	NO	00	EXCUSED	00	ABSENT	00
7	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
8	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
9	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
10	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
11	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
12	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
13	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
14	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
15	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
16	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
17	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
18	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
19	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
20	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
21	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
22	Frangas	Y	May	Y	Schultheis	Y	Young	Y
23			-				Speaker	Y
24	Co-sponsors	added	l: Representa	tives B	rophy, Young.			
25			_		_	_		~
26	HB04-1311	bv	Representat	tive(s)	Frangas, Clo	er. S	Schultheis. H	eflev

by Representative(s) Frangas, Cloer, Schultheis, Hefley, Jahn, Lundberg, May M., Tochtrop, Weissmann; also 26 <u>HBU4-1311</u> 27 28 Senator(s) Jones--Concerning identity theft. 29

30 (Conference Committee Report printed in House Journal, May 4, pages 1810-1811.) 31

32

On motion of Representative Frangas, the Conference Committee Report 33 34 was **adopted** by the following roll call vote: 35

33 36	YES	65	NO	00	EXCUSED	00	ABSENT	00
37	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
38	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
39	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
40	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
41	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
42	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
43	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
44	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
45	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
46	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
47	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
48	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
49	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
50	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
51	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
52	Frangas	Y	May	Y	Schultheis	Y	Young	Y
53			-				Speaker	Y
54							*	

The question being "Shall the bill, as amended, 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, as amended, was declared **repassed**. 1 2 3 4 5

6	YES	65	NO	00	EXCUSED	00	ABSENT	00
7	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
8	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
9	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
10	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
11	Brophy	Ŷ	Hodge	Ŷ	Miller	Ŷ	Stengel	Ŷ
12	Butcher	Ŷ	Hoppe	Ŷ	Mitchell	Ŷ	Tochtrop	Ŷ
13	Cadman	Ŷ	Jahn	Ŷ	Paccione	Ŷ	Vigil	Ŷ
14	Carroll	Ŷ	Johnson	Ŷ	Plant	Ŷ	Weddig	Ŷ
15	Cerbo	Ŷ	Judd	Ŷ	Pommer	Ŷ	Weissmann	Ŷ
16	Clapp	Ŷ	King	Ŷ	Ragsdale	Ŷ	Welker	Ŷ
17	Cloer	Ŷ	Larson	Ŷ	Rhodes	Ŷ	White	Ŷ
18	Coleman	Ŷ	Lee	Ŷ	Rippy	Ŷ	Wiens	Ŷ
19	Crane	Ŷ	Lundberg	Ŷ	Romanoff	Ŷ	Williams S.	Ŷ
20	Decker	Ŷ	Madden	Ŷ	Rose	Ŷ	Williams T.	Ŷ
$\frac{20}{21}$	Fairbank	Ŷ	Marshall	Ŷ	Salazar	Ŷ	Witwer	Ŷ
$\frac{21}{22}$	Frangas	Ŷ	May	Ŷ	Schultheis	Ŷ	Young	Ŷ
$\frac{22}{23}$	Tangas	1	Widy	1	Schulthers	1	Speaker	Y
$\frac{23}{24}$	Co-sponsor a	dded:	Representat	ive Joh	inson		Бреакег	T
25	eo sponsor a	iaaca.	Representat	100 001	moon.			
$\overline{26}$								
27 27	HB04-1261	bv	Representa	tive(s)	) Lee; also S	enat	or(s) Johnson	1 S
$\frac{1}{28}$	11201 1201	Ć	ncerning the	e regu	lation of dang	erou	s dogs.	1 51
<u>2</u> 9		00	incerning the	regu	auton of duing	0100	b <b>u</b> 0 <u>5</u> b.	
30	(Conference	Cor	nmittee Re	nort 1	printed in U		Τ	1
						1150	Journal Ma	av 4.
31				pon		Juse	Journal, Ma	ay 4,
31 32	page1810.)			port	printed in Th	Juse	Journal, Ma	ay 4,
32	page1810.)							•
32 33 34	page1810.)	fRep	resentative	Lee, th	e Conference			•
32 33 34 35	page1810.) On motion o <b>adopted</b> by	f Rep the fo	resentative l bllowing rol	Lee, th I call v	e Conference vote:	Con	nmittee Repor	rt was
32 33 34 35 36	page1810.) On motion o <b>adopted</b> by YES	f Rep the fo	resentative l ollowing rol	Lee, th l call v	e Conference vote: EXCUSED	Con	nmittee Repor	rt was
32 33 34 35 36 37	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry	f Rep the fo <u>62</u> Y	resentative l bllowing rol <u>NO</u> Garcia	Lee, the local value $\frac{03}{Y}$	e Conference vote: <u>EXCUSED</u> McCluskey	Con 00 Y	nmittee Repor ABSENT Sinclair	rt was
32 33 34 35 36 37 38	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin	f Rep the fo 62 Y Y	resentative l ollowing rol <u>NO</u> Garcia Hall	Lee, the call $\frac{03}{Y}$	e Conference vote: EXCUSED McCluskey McFadyen	Con 00 Y Y	nmittee Repor ABSENT Sinclair Smith	rt was 00 Y Y
32 33 34 35 36 37 38 39	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd	$\frac{f \operatorname{Rep}}{f \operatorname{CP}}$	resentative l ollowing rol <u>NO</u> Garcia Hall Harvey	Lee, th l call v 03 Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon	Con 00 Y Y Y	ABSENT Sinclair Smith Spence	rt was 00 Y Y Y Y
32 33 34 35 36 37 38 39 40	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs	$\frac{f \operatorname{Rep}}{f \operatorname{Rep}}$	resentative l ollowing rol <u>NO</u> Garcia Hall Harvey Hefley	Lee, th call v 03 Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield	Con 00 Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford	ot was
32 33 34 35 36 37 38 39 40 41	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy	f Rep the fo 62 Y Y Y Y Y N	resentative l ollowing rol NO Garcia Hall Harvey Hefley Hodge	Lee, th l call v 03 Y Y Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller	Con 00 Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel	t was 00 Y Y Y Y Y Y Y
32 33 34 35 36 37 38 39 40 41 42	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher	f Rep the for 62 Y Y Y Y Y Y N Y	resentative l ollowing rol <b>NO</b> Garcia Hall Harvey Hefley Hodge Hoppe	Lee, the call v 03 Y Y Y Y Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell	Con 00 Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop	t was 00 Y Y Y Y Y Y Y Y
32 33 34 35 36 37 38 39 40 41 42 43	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman	f Rep the for <u>62</u> Y Y Y Y Y Y Y Y Y Y	resentative l ollowing rol MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn	Lee, the call v 03 Y Y Y Y Y Y Y Y Y Y	e Conference vote: EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione	Con 00 Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil	t was 00 Y Y Y Y Y Y Y Y Y Y
32 33 34 35 36 37 38 39 40 41 42 43 44	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll	f Rep the for <u>62</u> Y Y Y Y Y Y Y Y Y Y	resentative l ollowing rol MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson	Lee, th l call v <u>03</u> Y Y Y Y Y Y Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant	Con 00 Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig	t was 00 Y Y Y Y Y Y Y Y Y Y Y
32 33 34 35 36 37 38 39 40 41 42 43 44 45	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo	f Rep the for <u>62</u> Y Y Y Y Y Y Y Y Y Y	resentative l ollowing rol NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd	Lee, th l call v <u>03</u> Y Y Y Y Y Y Y Y Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer	Con 00 Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann	t was 00 Y Y Y Y Y Y Y Y Y Y N
32 33 34 35 36 37 38 39 40 41 42 43 44 45 46	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp	f Rep the for <u>62</u> Y Y Y Y Y Y Y Y Y Y	resentative l ollowing rol NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King	Lee, th l call v Y Y Y Y Y Y Y Y Y Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale	Con 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker	t was 00 Y Y Y Y Y Y Y Y Y Y Y Y Y
32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer	f Rep the for 62 Y Y Y Y Y Y Y Y Y Y Y N	resentative l ollowing rol NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson	Lee, the l call v 03 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes	Con 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White	t was 00 Y Y Y Y Y Y Y Y Y Y Y Y Y
32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48	page1810.) On motion o adopted by YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman	f Rep the for 62 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	resentative l ollowing rol NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee	Lee, th l call v 03 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	e Conference vote: EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy	Con 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens	t was 00 Y Y Y Y Y Y Y Y Y Y Y Y Y
32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane	f Rep the for Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	resentative l ollowing rol Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg	Lee, the l call v 03 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff	Con 00       Y <td>ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S.</td> <td>et was 00 Y Y Y Y Y Y Y Y Y Y Y Y Y</td>	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S.	et was 00 Y Y Y Y Y Y Y Y Y Y Y Y Y
32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker	f Rep the for Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	resentative l ollowing rol Mo Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden	Lee, the l call v V Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose	Con 7 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T.	t was 00 Y Y Y Y Y Y Y Y Y Y Y Y Y
32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank	f Rep the for Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	resentative l ollowing rol NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall	Lee, the l call v Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar	Con 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer	t was 00 Y Y Y Y Y Y Y Y Y Y Y Y Y
32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker	f Rep the for Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	resentative l ollowing rol Mo Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden	Lee, the l call v V Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose	Con 7 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer Young	t was 00 Y Y Y Y Y Y Y Y Y Y Y Y Y
32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank	f Rep the for Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	resentative l ollowing rol NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall	Lee, the l call v Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar	Con 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer	t was 00 Y Y Y Y Y Y Y Y Y Y Y Y Y
32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52	page1810.) On motion o <b>adopted</b> by <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank	f Rep the for Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	resentative l ollowing rol NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall	Lee, the l call v Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	e Conference vote: <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar	Con 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer Young	t was 00 Y Y Y Y Y Y Y Y Y Y Y Y Y

1

The question being "Shall the bill, as amended, 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, as amended, was declared **repassed**. 2 3 4 5

5								
6	YES	46	NO	19	EXCUSED	00	ABSENT	00
7	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
8	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Ν
9	Boyd	Y	Harvey	Y	McGihon	Ν	Spence	Y
0	Briggs	Y	Hefley	Y	Merrifield	Ν	Stafford	Y
1	Brophy	Ν	Hodge	Ν	Miller	Y	Stengel	Y
2	Butcher	Y	Hoppe	Y	Mitchell	Ν	Tochtrop	Y
3	Cadman	Ň	Jahn	Ŷ	Paccione	Y	Vigil	Ŷ
4	Carroll	N	Johnson	Ň	Plant	Ň	Weddig	Ŷ
5	Cerbo	N	Judd	Ŷ	Pommer	N	Weissmann	Ň
6	Clapp	Ŷ	King	Ŷ	Ragsdale	Y	Welker	Ŷ
7	Cloer	N	Larson	Ŷ	Rhodes	Ŷ	White	Ŷ
8	Coleman	Y	Lee	Ý	Rippy	Ŷ	Wiens	Ŷ
9	Crane	Y		N	Romanoff	Y		Y
			Lundberg					
0	Decker	Y	Madden	N	Rose	Y		Y
1	Fairbank	Y	Marshall	N	Salazar	Y	Witwer	Y
2	Frangas	Y	May	Y	Schultheis	Ν	Young	Y
3					<u> </u>		Speaker	Ν
1 5	Co-sponsor a	aaea:	Representati	ve ko	manon.			
7 3 9 1		Co to	oncerning not an applicant	tice re for he	McCluskey; a equirements to omeowner's ir nted in House	be i sura	made by an ir ince.	isur
7 3 9 0 1 2 3 4 5	(Conference 1833-1835.) On motion (	Co to Con of Re	oncerning not an applicant nmittee Repo epresentative	tice re for he ort print McC	equirements to omeowner's in	Jour Conf	nade by an ir ince. rnal, May 4,	nsur pag
7 3 9 1 2 3 4 5 5	(Conference 1833-1835.) On motion (	Co to Con of Re	oncerning not an applicant nmittee Repo epresentative	tice re for he ort print McC	equirements to omeowner's ir nted in House Cluskey, the Q	Jour Conf	nade by an ir ince. rnal, May 4,	nsur pag
7 3 )) 1 2 3 4 5 5 7	(Conference 1833-1835.) On motion of Report was a YES	Co to Com of Re adop	an applicant an applicant amittee Repo epresentative ted by the fo	tice re for he ort prin e McCollowi	equirements to omeowner's ir nted in House Cluskey, the C ng roll call vo EXCUSED	Jour Jour Conf	nade by an ir ince. rnal, May 4, erence Comr ABSENT	nsur pag nitt
7 3 9 9 9 9 9 9 9 9 7 3	(Conference 1833-1835.) On motion of Report was a YES Berry	$\frac{\text{Co}}{\text{to}}$	epresentative ted by the for Garcia	tice re for he ort pri e McC ollowi <u>00</u> Y	equirements to omeowner's ir nted in House Cluskey, the O ng roll call vo EXCUSED McCluskey	be 1 Isura Jou: Conf te: 00 Y	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair	nsur pag nitt 00 Y
7 3 ) ) 2 3 4 5 5 7 8 )	(Conference 1833-1835.) On motion of Report was a <u>YES</u> Berry Borodkin	$\frac{\text{Co}}{\text{to}}$ $\frac{\text{Com}}{\text{of Real}}$ $\frac{\text{of Real}}{\text{adop}}$ $\frac{65}{\text{Y}}$ $\text{Y}$	epresentative ted by the for Garcia Hall	tice re for he ort pri e McC ollowi 00 Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen	be 1 Isura Jou Conf te: 00 Y Y Y	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith	nsur pag nitt 00 Y Y
7 3)) 22 34 5 5 7 3)))	(Conference 1833-1835.) On motion of Report was a <u>YES</u> Berry Borodkin Boyd	Co to Com of Re adop <u>65</u> Y Y Y Y	epresentative ted by the for Garcia Hall Harvey	tice re for he ort prime McCollowi 00 Y Y Y Y	equirements to omeowner's ir nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon	be 1 Isura Jou Confi te: 00 Y Y Y Y	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith Spence	nsur pag nitt 00 Y Y Y Y
7 3 3 ) 1 2 3 4 5 5 7 3 )	(Conference 1833-1835.) On motion of Report was a <u>YES</u> Berry Borodkin Boyd Briggs	Co to Com of Re adop <u>65</u> Y Y Y Y Y	epresentative ted by the fc Garcia Hall Harvey Hefley	tice re for he ort print e McC ollowi 00 Y Y Y Y Y Y	equirements to omeowner's ir nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield	be 1 isura Jou: Confi te: 00 Y Y Y Y Y	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford	nsur pag nitt <u>00</u> Y Y Y Y Y
7 3 9 1 2 3 4 5 5 7 3 9 1 2	(Conference 1833-1835.) On motion of Report was a <u>YES</u> Berry Borodkin Boyd Briggs Brophy	Co to Correction of Re adop <u>65</u> Y Y Y Y Y Y Y	epresentative ted by the for Garcia Hall Harvey Hefley Hodge	tice re for he ort print e McC ollowi 00 Y Y Y Y Y Y Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller	be insuration of the second se	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel	nsur pag mitt 00 Y Y Y Y Y Y Y
	(Conference 1833-1835.) On motion of Report was a YES Berry Borodkin Boyd Briggs Brophy Butcher	$\frac{\text{Co}}{\text{to}}$ $\frac{\text{corr}}{\text{corr}}$ $\frac{\text{corr}}{\text{corr}}$ $\frac{65}{\text{Y}}$ $\frac{65}{\text{Y}}$ $\frac{7}{\text{Y}}$ $\frac{7}{\text{Y}}$ $\frac{7}{\text{Y}}$ $\frac{7}{\text{Y}}$ $\frac{7}{\text{Y}}$	epresentative ted by the for Garcia Hall Harvey Hefley Hodge Hoppe	tice re for he ort prive McCollowi 00 Y Y Y Y Y Y Y Y Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell	be insuration of the second se	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop	nsur pag mitt <u>00</u> Y Y Y Y Y Y Y
7390123455573901234	(Conference 1833-1835.) On motion of Report was a YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman	Co to Corr of Re adop <u>65</u> Y Y Y Y Y Y Y Y Y Y Y	epresentative ted by the for Garcia Hall Harvey Hefley Hodge Hoppe Jahn	tice re for he ort print e McCollowi ollowi Y Y Y Y Y Y Y Y Y Y Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione	be insuration of the second se	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil	nsur pag mitt <u>000</u> Y Y Y Y Y Y Y Y Y
73)	(Conference 1833-1835.) On motion of Report was a <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll	Co to Com of Re adop <u>65</u> Y Y Y Y Y Y Y Y Y Y Y Y	epresentative ted by the for Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson	tice re for he ort pri McCollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant	be insuration of the second se	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig	nsur pag mitt <u>000</u> Y Y Y Y Y Y Y Y Y Y
739)123455739)123455	(Conference 1833-1835.) On motion of Report was a YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo	$\begin{array}{c} \text{Co}\\ \text{to}\\ \text{c}\\ \text{Com} \end{array}$	ncerning not an applicant mittee Repo- epresentative ted by the for NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd	tice re for he ort print e McC ollowi V Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer	be 1 isura Jou: Confite: 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann	nsur pag mitt <u>00</u> Y Y Y Y Y Y Y Y Y Y Y
739)123455739)1234557	(Conference 1833-1835.) On motion of Report was a <b>YES</b> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp	$\begin{array}{c} \text{Co}\\ \text{to}\\ \text{c}\\ \text{corr}\\ \text{of Real}\\ \text{adop}\\ \hline \hline \\ \hline \\ \\ \\ \hline \\ \hline \\ \\ \hline \\ \hline \\ \\ \hline \\ \\ \hline \hline \\ \hline \\ \hline \\ \hline \\ \hline \hline \hline \\ \hline \hline \hline \hline \\ \hline \hline \hline \\ \hline \hline \hline \hline \\ \hline \hline$	ncerning not an applicant mittee Repo- epresentative ted by the for NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King	tice re for he ort print e McC ollowi V Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale	be insuration of the second se	nade by an ir ince. rnal, May 4, erence Comr ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker	nsur pag mitto <u>00</u> Y Y Y Y Y Y Y Y Y Y Y Y
739)123455739012345573	(Conference 1833-1835.) On motion of Report was a <b>YES</b> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer	$ \begin{array}{c} \text{Co} \\ \text{to} \\ \text{construction} \\ cons$	epresentative ted by the for MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson	tice re for he ort print McCollowi MCCollowi MCCollowi Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes	be insuration of the second se	nade by an ir ince. rnal, May 4, erence Comr ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White	nsur pag nitto 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
73901234557390123455739	(Conference 1833-1835.) On motion of Report was a <b>YES</b> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman	$\begin{array}{c} \text{Co}\\ \text{to}\\ \text{to}\\ \text{constant}\\ c$	ncerning not an applicant mittee Repo- epresentative ted by the for NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee	tice re for he ort prive McCollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy	be insuration of the second se	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens	nsur pag mitto 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
739012345573901234557390	(Conference 1833-1835.) On motion of Report was a <b>YES</b> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer	$\begin{array}{c} \text{Co}\\ \text{to}\\ \text{c}\\ \text{corr}\\ \text{of Readop}\\ \hline \\ \hline$	epresentative ted by the for MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg	tice re for he ort prize McCollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes	be insuration of the second se	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S.	nsur pag mitte 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
739)123455739)123455739)1	(Conference 1833-1835.) On motion of Report was a <b>YES</b> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman	$\begin{array}{c} \text{Co}\\ \text{to}\\ \text{to}\\ \text{constant}\\ c$	ncerning not an applicant mittee Repo- epresentative ted by the for NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee	tice re for he ort prive McCollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy	be insuration of the second se	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S.	nsur pag mitte 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
7390123455739012345573901	(Conference 1833-1835.) On motion of Report was a <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane	$\begin{array}{c} \text{Co}\\ \text{to}\\ \text{c}\\ \text{corr}\\ \text{of Readop}\\ \hline \\ \hline$	epresentative ted by the for MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg	tice re for he ort prize McCollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff	be insuration of the second se	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S.	nsur pag mitte 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
8 9 0 1 2 3 4	(Conference 1833-1835.) On motion of Report was a <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker	$\begin{array}{c} \text{Co}\\ \text{to}\\ \text{c}\\ \text{corr}\\ \text{of Readop}\\ \hline \\ \hline \\ \hline \\ \hline \\ \hline \\ \hline \\ \\ \\ \hline \\$	epresentative ted by the for MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden	tice re for he ort print McCollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	equirements to omeowner's in nted in House Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose	be insuration of the second se	nade by an ir ince. rnal, May 4, erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T.	nsur pag nitto <u>00</u> Y Y Y Y Y Y Y

56

The question being "Shall the bill, as amended, 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, as amended, was declared **repassed**. 1 2 3 4 5

YES	65	NO	00	EXCUSED	00	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
Cadman	Ŷ	Jahn	Ŷ	Paccione	Ŷ	Vigil	Ŷ
Carroll	Ŷ	Johnson	Ŷ	Plant	Ŷ	Weddig	Ŷ
Cerbo	Ŷ	Judd	Ŷ	Pommer	Ŷ	Weissmann	Ŷ
Clapp	Ŷ	King	Ŷ	Ragsdale	Ŷ	Welker	Ŷ
Cloer	Ŷ	Larson	Ŷ	Rhodes	Ŷ	White	Ŷ
Coleman	Ŷ	Lee	Ŷ	Rippy	Ŷ	Wiens	Ŷ
Crane	Ý	Lundberg	Ý	Romanoff	Ŷ		Ŷ
Decker	Y	Madden	Ý	Rose	Y		Y
	Y						Y
Fairbank		Marshall	Y	Salazar	Y	Witwer	
Frangas	Y	May	Y	Schultheis	Y	Young	Y
<b>1</b>		1. D				Speaker	Y
_o-sponsors	saddec	i: Representa	lives E	Boyd, Hall, Johi	ison.		
	S pea e Con	ace officer, a	g laws and m	s related to the aking an approprimed in Ho	ne in opria	npersonation ation therefor	•
(Conferenc page1793.)	S pea e Con	-Concerning ace officer, a nmittee Rej	g laws and m port j	s related to the aking an appropriated in Ho	ne ir opria ouse	npersonation ation therefor Journal, M	: ay
(Conferenc page1793.) On motion	S pea e Con of Re	-Concerning ace officer, a mmittee Representative	g laws and m port j e McC	s related to the aking an approximation of the second seco	ne ir opria ouse Confe	npersonation ation therefor Journal, M	: ay
(Conferenc page1793.) On motion	S pea e Con of Re	-Concerning ace officer, a mmittee Representative	g laws and m port j e McC	s related to the aking an appropriated in Ho Cluskey, the O	ne ir opria ouse Confe	npersonation ation therefor Journal, M	: ay
(Conferenc page1793.) On motion Report was YES	S pea e Con of Re <b>adop</b>	-Concerning ace officer, a mmittee Representative ted by the fo	g laws and m port j e McC ollowi	s related to the aking an appro- printed in Ho Cluskey, the Cong roll call vo	ne in opria ouse Confete:	npersonation ation therefor Journal, M erence Comr	ay nitt
(Conferenc page1793.) On motion Report was	S pea e Con of Re <b>adop</b>	-Concerning ace officer, a nmittee Representative ted by the for NO	g laws and m port j e McC bllowi 00	s related to the aking an appropriated in Hoconstant of the constant of the co	ne ir opria ouse Confo te: <u>00</u> Y	npersonation ation therefor Journal, M erence Comr ABSENT	: ay nit <u>0</u> Y
(Conferenc page1793.) On motion Report was <u>YES</u> Berry Borodkin	S pea e Con of Re <b>adop</b> $\overline{65}$ Y Y	-Concerning ace officer, a mmittee Representative ted by the for NO Garcia Hall	g laws and m port p e McC bllowi 00 Y Y	s related to the aking an appro- printed in Ho Cluskey, the O ng roll call vo <u>EXCUSED</u> McCluskey McFadyen	ne ir opria ouse Confe te: <u>00</u> Y Y	npersonation ation therefor Journal, M erence Comr ABSENT Sinclair Smith	· ay nitt <u>0</u> Y
(Conferenc page1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd	S pea e Con of Re adop $\overline{65}$ Y Y Y Y	-Concerning ace officer, a mmittee Re- epresentative ted by the for <u>NO</u> Garcia Hall Harvey	g laws and m port p e McC bllowi 00 Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon	ne in opria ouse Confete: 00 Y Y Y Y	npersonation ation therefor Journal, M erence Comr <u>ABSENT</u> Sinclair Smith Spence	·. ay mit <u>0</u> Y Y Y
(Conferenc page1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs	S pea e Con of Re <b>adop</b> <u>65</u> Y Y Y Y Y	-Concerning ace officer, a mmittee Representative ted by the for <u>NO</u> Garcia Hall Harvey Hefley	g laws and m port p e McC bllowi 00 Y Y Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield	ne in opria ouse Confo te: <u>00</u> Y Y Y Y	npersonation ation therefor Journal, M erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford	·. ay mit <u>0</u> Y Y Y Y
(Conferenc page1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs Brophy	S pea e Con of Re adop $\overline{}$  $\overline{}$ $\overline{}$ $\overline{}$  $\overline{}$ $\overline$	-Concerning ace officer, a nmittee Representative ted by the for MO Garcia Hall Harvey Hefley Hodge	g laws and m port p e McC ollowi 00 Y Y Y Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller	ne in opria ouse Confe te: <u>00</u> Y Y Y Y Y Y	npersonation ation therefor Journal, M erence Comr ABSENT Sinclair Smith Spence Stafford Stengel	·. ay mit <u>0</u> Y Y Y Y Y
Conferenc bage1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher	S pea e Con of Re <b>adop</b> 65 Y Y Y Y Y Y Y Y Y	-Concerning ace officer, a mmittee Representative <b>ted</b> by the for Garcia Hall Harvey Hefley Hodge Hoppe	g laws and m port p e McC ollowi 00 Y Y Y Y Y Y Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell	ne in opria ouse Confe te: <u>00</u> Y Y Y Y Y Y Y Y Y	npersonation ation therefor Journal, M erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop	·. ay mit <u>0</u> Y Y Y Y Y Y
Conferenc bage1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman	S pea e Con of Re <b>adop</b> 65 Y Y Y Y Y Y Y Y Y Y Y	-Concerning ace officer, a mmittee Representative ted by the for MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn	g laws and m port p e McC ollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y	s related to the aking an appropriate printed in Ho Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione	ne in opria ouse Confo te: <u>00</u> Y Y Y Y Y Y Y Y Y Y Y	npersonation ation therefor Journal, M erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil	· ay nit <u>0</u> Y Y Y Y Y Y
(Conferenc page1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll	S pea e Con of Re <b>adop</b> <u>65</u> Y Y Y Y Y Y Y Y Y Y Y	-Concerning ace officer, a mmittee Representative <b>ted</b> by the for Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson	g laws and m port p e McC ollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant	ne in opria ouse Confo te: $\overline{\begin{array}{c}00\\Y\\Y\\Y\\Y\\Y\\Y\\Y\\Y\\Y\\Y\\Y\\Y\\Y\\Y\\Y\\Y\\Y\\Y\\$	npersonation ation therefor Journal, M erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig	· ay nit <u>0</u> Y Y Y Y Y Y Y
(Conferenc page1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo	S pea of Re <b>adop</b> 65 Y Y Y Y Y Y Y Y Y Y Y Y	-Concerning ace officer, a mmittee Reg epresentative <b>ted</b> by the for MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd	g laws and m port p e McC bllowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer	ne in opria ouse Confo te: <u>00</u> Y Y Y Y Y Y Y Y Y Y Y Y Y	npersonation ation therefor Journal, M erence Comr ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann	· ay nit <u>0</u> Y Y Y Y Y Y Y
(Conferenc page1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp	S pea e Con of Re adop $\overline{65}$ Y Y Y Y Y Y Y Y Y Y Y Y Y Y	-Concerning ace officer, a nmittee Rej epresentative <b>ted</b> by the fo MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King	g laws and m port p e McC ollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale	ne in opria ouse Confo te: <u>00</u> Y Y Y Y Y Y Y Y Y Y Y Y Y	npersonation ation therefor Journal, M erence Comr ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker	: ay nit <u>0</u> Y Y Y Y Y Y Y Y
(Conferenc page1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer	S pea e Con of Re adop 65 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	-Concerning ace officer, a mmittee Rej epresentative <b>ted</b> by the fo MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson	g laws and m port p e McC ollowi 7 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes	ne in opria ouse Confo te: <u>00</u> Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	npersonation ation therefor Journal, M erence Comr ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White	: ay nit <u>0</u> Y Y Y Y Y Y Y
(Conferenc page1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman	S pea of Re adop 65 Y Y Y Y Y Y Y Y Y Y	-Concerning ace officer, a mmittee Rej epresentative <b>ted</b> by the fo MO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee	g laws and m port p e McC ollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy	he in opriable confidence of the confidence of	npersonation ation therefor Journal, M erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens	· ay nit <u>0</u> Y Y Y Y Y Y Y Y Y
Conferenc Dage1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane	S pea of Re adop 65 Y Y Y Y Y Y Y Y Y Y	-Concerning ace officer, a mmittee Representative <b>ted</b> by the for <b>NO</b> Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg	g laws and m port p e McCollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff	ne in opria ouse Confo te: <u>00</u> Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	npersonation ation therefor Journal, M erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S.	: ay nit <u>0</u> Y Y Y Y Y Y Y Y Y
Conferenc Dage1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker	S pea of Re adop 65 Y Y Y Y Y Y Y Y Y Y	-Concerning ace officer, a mmittee Representative <b>ted</b> by the for <b>NO</b> Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden	g laws and m port p e McCollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose	ne in opria ouse Confo te: $\overline{\begin{array}{c} 00\\ Y\\ Y\\$	npersonation ation therefor Journal, M erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T.	initian initia
(Conferenc page1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank	S pea of Re <b>adop</b> 65 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	-Concerning ace officer, a mmittee Reg epresentative ted by the for <u>NO</u> Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall	g laws and m port p e McCollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar	ne in opria ouse Confo te: <u>00</u> Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	npersonation ation therefor Journal, M erence Comr ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer	: ay nitt <u>00</u> Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
Conferenc Dage1793.) On motion Report was <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker	S pea of Re adop 65 Y Y Y Y Y Y Y Y Y Y	-Concerning ace officer, a mmittee Representative <b>ted</b> by the for <b>NO</b> Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden	g laws and m port p e McCollowi 00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	s related to the aking an appro- printed in Ho Cluskey, the C ng roll call vo <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose	ne in opria ouse Confo te: $\overline{\begin{array}{c} 00\\ Y\\ Y\\$	npersonation ation therefor Journal, M erence Comr <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T.	: ay nitt <u>00</u> Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y

56

The question being "Shall the bill, as amended, 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, as amended, was declared **repassed**.

5	
J	

55

56

Cloer

Coleman

Y

Y Lee

Larson

Y

Y

Rhodes

Rippy

Y

Y

White

Wiens

Y

Y

5								
6	YES	61	NO	04	EXCUSED	00	ABSENT	00
7	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
8	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
9	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
10	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
11	Brophy	Ŷ	Hodge	Ŷ	Miller	Ŷ	Stengel	Ŷ
12	Butcher	Ŷ	Hoppe	Ŷ	Mitchell	Ŷ	Tochtrop	Ŷ
13	Cadman	Ň	Jahn	Ŷ	Paccione	Ŷ	Vigil	Ŷ
14	Carroll	Y	Johnson	Ŷ	Plant	Ŷ	Weddig	Ŷ
15	Cerbo	Ŷ	Judd	Ý	Pommer	Ŷ	Weissmann	N
16	Clapp	Ŷ	King	Ŷ	Ragsdale	Ŷ		Y
17	Cloer	Y	Larson	Y	Rhodes	Y		Y
18	Coleman	Y		Y		Y		Y
			Lee		Rippy			Y
19	Crane	Y	Lundberg	N	Romanoff		Williams S.	
20	Decker	Y	Madden	Y	Rose		Williams T.	Y
21	Fairbank	Y	Marshall	Y	Salazar	Y		Y
22	Frangas	Y	May	Y	Schultheis	Ν	Young	Y
23		11			<u>, , , , , , , , , , , , , , , , , , , </u>	. 1	Speaker	Y
24	Co-sponsors a	addec	I: Representa	tives F	Iall, Johnson, N	/larsh	nall.	
25			D				a 1 a	11
26	<u>HB04-1141</u>	by	Representa	ative(s	) King, Brig	gs,	Cadman, Ca	arroll,
27					e, Decker, Fa			
28					undberg, May			
29					ultheis, Sincla			
30					hite, Wiens, V			- `~ `
31					Chlouber,			Groff,
32		Ha	gedorn, Hill	lman,	Johnson S., Jo	ones,	Kester, Lam	ıborn,
33		Ma	ay R., McE	Elhany	, Owen, Tec	kC	oncerning cl	harter
34		scł	nools, and, i	n con	nection therev	vith,	providing for	or the
35		cre	eation of s	state	charter scho	ols,	and makin	g an
36		ap	propriation t	herefo	or.			C
37		11						
38	(Conference	Con	mittee Repo	ort pri	nted in House	Jou	rnal, May 4,	pages
39	1793-1810.)		1	I				
40	,							
41	On motion of	of Re	presentative	King	, the Confere	nce	Committee R	leport
42	was adopted	bv t	he followin	g roll (	call vote:			- I
43	·····			6				
44	YES	55	NO	10	EXCUSED	00	ABSENT	00
45	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
46	Borodkin	N	Hall	Ŷ	McFadyen	N	Smith	Ŷ
40 47		Y		Ý	McGihon	Y		Y
	Boyd		Harvey				Spence Stafford	
48	Briggs	Y	Hefley	Y	Merrifield	N V	Stafford	Y
49	Brophy	Y	Hodge	Y	Miller	Y	Stengel	N
50	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
51	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
52	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
53	Cerbo	Ν	Judd	Y	Pommer	Ν	Weissmann	Y
54	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
55	Cloer	$\mathbf{V}$		$\mathbf{V}$	Phodes	$\mathbf{V}$	White	$\mathbf{V}$

House Journal--119th Day--May 4, 2004

2       Decker       Y       Madden       N       Rose       Y       Wilkerry       Y         3       Fairbank       Y       Marshall       Y       Schultheis       N       Wilkerry       Y         4       Frangas       N       May       Y       Schultheis       Y       Young       Y         7       The question being "Shall the bill, as amended, pass?".       A roll call vote was taken. As shown by the following recorded vote, a         9       majority of those elected to the House voted in the affirmative and the       bill, as amended, was declared repassed.         11       YES       41       NO       24       EXCUSED       00       ABSENT       00         13       Berry       Y       Garcia       Y       McGluskey       Y       Sinclair <y< td="">         14       Borodkin       N       Hall       Y       McGluskey       N       Sinclair<y< td="">         15       Boyd       Y       Hefley       Y       McGinon       N       Spence       Y         16       Briggs       Y       Hefley       Y       McGinon       N       Spence       Y         17       Brophy       Y       Holge       N       Miller       &lt;</y<></y<>	1	Crane	Y	Lundberg	Y	Romanoff	Y		N
4       Frangas       N       May       Y       Schultheis       Y       Young       Y         7       The question being "Shall the bill, as amended, pass?".       A       A       as addition the affirmative and the bill, as amended, was declared repassed.         10       bill, as amended, was declared repassed.       The question the affirmative and the bill, as amended, was declared repassed.         11       YES       41       NO       24       EXCUSED       00       ABSENT       00         13       Berry       Y       Garcia       Y       McCluskey       Y       Sinclair       Y         14       Borodkin       Hall       Y       McFadyen       N mith       Y         15       Boyd       Y       Herley       Y       McGihon       N Spence       Y         16       Briggs       Y       Hefley       Y       McGihon       N Spence       Y         17       Brophy       Y       Holge       N       Miller       Y       Stafford       Y         18       Butcher       N       Haln       Y       Paccione       N       Veiksmann       N         20       Clarp       Y       King       Y       Ragsdale	2	Decker			N V	Rose			Y V
Speaker       Y         6       Speaker       Y         7       The question being "Shall the bill, as amended, 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, as amended, was declared repassed.         11       YES       41       NO       24       EXCUSED       00       ABSENT       00         11       Borodkin       N       Hall       Y       McCluskey       Y       Sinclair       Y         12       WES       41       NO       24       EXCUSED       00       ABSENT       00         13       Berry       Y       Garcia       Y       McCluskey       Y       Sinclair       Y         14       Borodkin       N       Hall       Y       McCluskey       Y       Sinclair       Y         15       Boyd       Y       Haftey       Y       McCluskey       Y       Sinclair       Y         16       Briggs       Y       Hefley       Y       Merifield       N       Sinford       Y         17       Brophy       Y       Hodge       N       Miller       Y       Sinford       Y         18									
6         7       The question being "Shall the bill, as amended, pass?".         8       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, as amended, was declared repassed.         11       YES       41       NO       24       EXCUSED       00       ABSENT       00         12       YES       41       NO       24       EXCUSED       00       ABSENT       00         13       Berry       Y       Garcia       Y       McCluskey       Y       Sinclair       Y         14       Borodkin       N       Hall       Y       McFadyen       N       Sinclair       Y         15       Boyd       Y       Harvey       Y       McCluskey       Y       Sinclair       Y         16       Briggs       Y       Hodge       N       Miller       Y       Sinclair       Y         17       Brophy       Y       Hodge       N       Miller       Y       Sinclair       Y         18       Butcher       N       Haccione       N Wilking       N       Sinclair       Y         17       Brophy       Y       Hodge       N <t< td=""><td></td><td>Tangas</td><td>11</td><td>Widy</td><td>1</td><td>Schultheis</td><td>1</td><td></td><td></td></t<>		Tangas	11	Widy	1	Schultheis	1		
7       The question being "Shall the bill, as amended, pass?".         8       A roll call vote was taken. As shown by the following recorded vote, a         9       majority of those elected to the House voted in the affirmative and the         11       11         12       YES       41       NO       24       EXCUSED       00       ABSENT       00         13       Berry       Y       Garcia       Y       McCluskey       Y       Sinclair       Y         14       Borodkin       N       Hall       Y       McGradyen       N       Smith       Y         15       Boyd       Y       Harvey       Y       McCiluskey       Y       Sinclair       Y         16       Briggs       Y       Hefley       Y       McCiluskey       Y       Sinclair       Y         17       Brophy       Y       Hodge       N       Miller       Y       Stafford       Y         18       Butcher       N       Holge       N       Miller       Y       Stafford       Y         17       Brophy       Y       Holge       N       Milchell       N       Tochtrop       N         14       Bohge       Y <td>6</td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td>Бреакег</td> <td>I</td>	6							Бреакег	I
8       A roll call vote was taken. As shown by the following recorded vote, a         9       majority of those elected to the House voted in the affirmative and the         111       bill, as amended, was declared repassed.         112       YES       41       NO       24       EXCUSED       00       ABSENT       00         118       Berry       Y       Garcia       Y       McCluskey       Y       Sinclair       Y         12       WES       41       NO       24       EXCUSED       00       ABSENT       00         13       Berry       Y       Garcia       Y       McCluskey       Y       Sinclair       Y         14       Borodkin       N       Hall       Y       McCluskey       Y       Sinclair       Y         15       Boyd       Y       Harvey       Y       McCluskey       Y       Sinclair       Y         16       Briggs       Y       Hefley       Y       McCluskey       Y       Sinclair       Y         17       Brophy       Y       Hodge       N       Miltchell       Y       Tochtrop       N         18       Butcher       N       Jahn       P Paecione       N Wik		The question	n beir	ng "Shall the	bill, a	as amended, p	ass?	".	
10 bill, as amended, was declared repassed.         YES 41 NO 24 EXCUSED 00 ABSENT 00         11       YES 41 NO 24 EXCUSED 00 ABSENT 00         13       Berry Y Garcia Y McCluskey Y Sinclair Y         14       Borodkin N Hall Y McGalyen N Smith Y         15       Boyd Y Harvey Y McCiluon N Spence Y         16       Briggs Y Hefley Y Merrifield N Stafford Y         17       Brophy Y Hodge N Milter Y Stengel N         18       Butcher N Hoppe N Mitchell Y Tochrop N         10       Carroll Y Johnson Y Plant N Weddig N         21       Cerbo N Judd N Pommer N Weissmann N         22       Cloer Y Larson Y Rhodes Y White Y         23       Cloeman N Lee Y Rippy Y Wiens Y         24       Coleman N Lee Y Romanoff Y Williams S. N         25       Crane Y Lundberg Y Romanoff Y Williams S. N         26       Decker Y Madden N Rose Y Williams S. N         27       Fairbank Y Marshall N Salazar N Witwer Y         28       Frangas N May Y Schultheis Y Young Y         29       Sepaker Y         30       Stafford Y Word Schultheis Y Young Y         31       SB04-153       by Senator(s) Johnson S., Reeves; also Representative(s) McCluskey, Lundberg, Paccione, Witwer-Concerning combining polling places, and, in connection therewith, 44         33 <t< td=""><td>8</td><td>A roll call v</td><td>ote w</td><td>as taken. A</td><td>s shov</td><td>vn by the foll</td><td>owin</td><td>ig recorded v</td><td>ote, a</td></t<>	8	A roll call v	ote w	as taken. A	s shov	vn by the foll	owin	ig recorded v	ote, a
11       YES       41       NO       24       EXCUSED       00       ABSENT       00         13       Berry       Y       Garcia       Y       McCluskey       Y       Sinclair       Y         14       Borodkin       N       Hall       Y       McCluskey       Y       Sinclair       Y         15       Boyd       Y       Harvey       Y       McCluskey       Y       Sinclair       Y         16       Briggs       Y       Hefley       Y       Mcrifield       N       Stafford       Y         17       Brophy       Y       Hodge       N       Miller       Y       Stafford       Y         18       Butcher       N       Hoppe       N       Mitchell       Y       Tochtrop       N         10       Caroll       Y       Johnson       Y       Plant       N       Weddig       N         20       Cloer       Y       Larson       Y       Ragsdale       N       Welker       Y         21       Cloer       Y       Landberg       Y       Romanoff       Y       Williams S.       N         22       Cloer       Y							the a	iffirmative an	nd the
12       YES       41       NO       24       EXCUSED       00       ABSENT       00         13       Berry       Y       Garcia       Y       McCluskey       Y       Sinclair       Y         14       Borodkin       N       Hall       Y       McCluskey       Y       Sinclair       Y         14       Borodkin       N       Hall       Y       McCluskey       Y       Sinclair       Y         15       Boyd       Y       Harvey       Y       McCluskey       Y       Sinclair       Y         16       Briggs       Y       Hefley       Y       Mcrifield       N       Stafford       Y         17       Brophy       Y       Hodge       N       Miller       Y       Stafford       Y         18       Butcher       N       Hodge       N       Miller       Y       Stafford       N         17       Brophy       Y       Hodge       N       Miller       Y       Stafford       N         14       Borokin       N       Larson       Y       Riggadale       N       Welker       Y         14       Coleman       N <td< td=""><td></td><td>bill, as amer</td><td>nded,</td><td>was declare</td><td>d repa</td><td>assed.</td><td></td><td></td><td></td></td<>		bill, as amer	nded,	was declare	d repa	assed.			
14BorodkinNHallYMcFadyenNSmithY15BoydYHarveyYMcGihonNSpenceY16BriggsYHefleyYMerrifieldNStaffordY17BrophyYHodgeNMillerYStengelN18ButcherNHoppeNMitchellYTochtropN19CadmanYJahnYPaccioneNVigilN20CarrollYJohnsonYPlantNWeddigN21CerboNJuddNPommerNWeissmannN22CloerYLarsonYRippyYWierY23CloerYLarsonYRobesYWilliams S.N24ColemanNLeeYRippyYWiensY25CraneYLundbergYRomanoffYWilliams S.N26DeckerYMaddenNRoseYWilliams S.N27FairbankYMarshallNSalazarNWitwerY28BrangasNMayYSchultheisYYoungY27Sib04-153by Senator(s) Johnson S., Reeves; alsoRepresentative(s)28McCluskey, Lundberg, Paccione, Witwer-Concerningcenters where any elector re		YES	41	NO	24	EXCUSED	00	ABSENT	00
15BoydYHarveyYMcGihonNSpenceY16BriggsYHefleyYMerrifieldNStaffordY17BrophyYHodgeNMillerYStengelN18ButcherNHoppeNMitchellYTochtropN19CadmanYJahnYPaccioneNVigilN20CarrollYJohnsonYPlantNWeddigN21CerboNJuddNPommerNWeikerY23CloerYLarsonYRhodesYWiliamsS.24ColemanNLeeYRippyYWiliams S.N25CraneYLundbergYRomanoffYWilliams T.Y26FrabankYMarshallNSalazarNWitwerY27FairbankYMarshallNSalazarNWitwerY28BragasNMayYSchultheisYYoungY29Sb04-153by Senator(s) Johnson S., Reeves; also Representative(s)McCluskey, Lundberg, Paccione, Witwer-Concerning20combining polling places, and, inconnection therewith,31Sb04-153by Senator(s) Johnson S., Reeves; also Representative(s)36centerswhere any elector registered in the political3	13	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
16BriggsYHefleyYMerrifieldNStaffordY17BrophyYHodgeNMillerYStengelN18ButcherNHoppeNMitchellYTochtropN19CadmanYJahnYPaccioneNVigilN20CarrollYJohnsonYPlantNWeddigN21CerboNJuddNPommerNWeikerY22CloerYLarsonYRhodesYWhiteY23CloerYLarsonYRomanoffYWilliams S.N24ColemanNLeeYRippyYWiensY25CraneYLundbergYRomanoffYWilliams S.N26DeckerYMarshallNSalazarNWitwerY27FairbankYMarshallNSalazarNWitwerY29SB04-153by Senator(s) Johnson S., Reeves; also Representative(s)31SB04-153by Senator(s) Johnson Paccione, WitwerConcerning combining polling places, and, in connection therewith, authorizing designated election officials to establish vote centers where any elector registered in the political subdivision may vote.37KeiseNOAccluskey, Lundberg, Paccione, Witwer-YY38(Conference Committee Report printed	14	Borodkin	Ν	Hall	Y	McFadyen	Ν	Smith	Y
17       Brophy       Y       Hodge       N       Miller       Y       Stengel       N         18       Butcher       N       Hoppe       N       Mitchell       Y       Tochrop       N         19       Cadman       Y       Jahn       Y       Paccione       N       Vigil       N         10       Carroll       Y       Johnson       Y       Plant       N       Weddig       N         20       Carroll       Y       Johnson       Y       Plant       N       Weddig       N         21       Cerbo       N       Judd       N       Pommer       N       Weissmann       N         22       Cloer       Y       Larson       Y       Rhodes       Y       Whiter       Y         23       Cloer       Y       Larson       Y       Rhodes       Y       Williams S.       N         24       Coleran       N       Lace       Y       Ringas       N       Williams S.       N         25       Crane       Y       Lundberg       Romanoff       Y       Williams T.       Y         26       Decker       Y       Marshall       N<	15			Harvey					
18       Butcher       N       Hoppe       N       Mitchell       Y       Tochtrop       N         19       Cadman       Y       Jahn       Y       Paccione       N       Vigil       N         20       Carroll       Y       Johnson       Y       Plant       N       Weddig       N         20       Carroll       Y       Johnson       Y       Plant       N       Weddig       N         21       Cerbo       N       Judd       N       Pommer       N       Weissmann       N         22       Cloer       Y       Larson       Y       Rhodes       Y       White       Y         23       Cloer       Y       Larson       Y       Romanoff       Y       Williams S.       N         24       Coleman       N       Lee       Y       Rippy       Y       Wiens       Y         25       Crane       Y       Madden       N       Rose       Y       Williams S.       N         26       Crane       Y       Marshall       N       Salazar       N       Williams S.       N         27       Fairbank       Marshall       N <td></td> <td></td> <td></td> <td>•</td> <td></td> <td></td> <td></td> <td></td> <td></td>				•					
19CadmanYJahnYPaccioneNVigilN20CarrollYJohnsonYPlantNWeddigN21CerboNJuddNPommerNWeissmannN22ClappYKingYRagsdaleNWelkerY23CloerYLarsonYRhodesYWhiteY24ColemanNLeeYRippyYWiensY25CraneYLundbergYRomanoffYWilliams S.N26DeckerYMaddenNRoseYWilliams T.Y27FairbankYMarshallNSalazarNWitwerY28FrangasNMayYSchultheisYYoungY29SpeakerYSpeakerYSpeakerY30SB04-153by Senator(s) Johnson S., Reeves; also Representative(s)McCluskey, Lundberg, Paccione, WitwerConcerning combining polling places, and, in connection therewith, authorizing designated election officials to establish vote31SB04-153by Senator(s) Johnson zueSenator(s) JohnsonSenator(s) Johnson33ConferenceCommitteeReport printed in House Journal, May 4, pages1839-1840.)44YES65NO00EXCUSED0045BerryYGarciaYMcCluskey, YSinclair									
20       Carroll       Y       Johnson       Y       Plant       N       Weddig       N         21       Cerbo       N       Judd       N       Pommer       N       Weissmann       N         22       Clapp       Y       King       Y       Ragsdale       N       Welker       Y         23       Cloer       Y       Larson       Y       Rhodes       Y       White       Y         24       Coleman       N       Lee       Y       Rippy       Y       Wiens       Y         25       Crane       Y       Lundberg       Y       Romanoff       Y       Williams S.       N         26       Decker       Y       Madden       N       Salazar       N       Witwer       Y         27       Fairbank       Y       Marshall       N       Salazar       N       Witwer       Y         29       -       -       Speaker       Y       Speaker       Y       Speaker       Y         30       SB04-153       by Senator(s) Johnson S., Reeves; also Representative(s)       McCluskey, Lundberg, Paccione, WitwerConcerning       combining polling places, and, in connection therewith, authorizing designated election offic									
21       Cerbo       N       Judd       N       Pommer       N       Weissmann       N         22       Cloer       Y       Larson       Y       Ragsdale       N       Welker       Y         23       Cloer       Y       Larson       Y       Rhodes       Y       White       Y         23       Cloer       Y       Larson       Y       Rhodes       Y       White       Y         24       Coleman       N       Lee       Y       Rippy       Y       Wiens       Y         25       Crane       Y       Lundberg       Y       Romanoff       Y       Williams S.       N         26       Decker       Y       Madden       N       Rose       Y       Williams S.       N         27       Fairbank       Y       Madden       N       Salazar       N       Witwer       Y         28       Frangas       N       May       Y       Schultheis       Y       Young       Y         29       McCluskey, Lundberg, Paccione, WitwerConcerning       combining polling places, and, in connection therewith,       authorizing designated election officials to establish vote       centers where any elector registered in t									
22       Clapp       Y       King       Y       Ragsdale       N       Welker       Y         23       Cloer       Y       Larson       Y       Rhodes       Y       White       Y         24       Coleman       N       Lee       Y       Rippy       Y       Wiens       Y         25       Crane       Y       Lundberg       Y       Romanoff       Y       Williams S.       N         26       Decker       Y       Madden       N       Rose       Y       Williams T.       Y         27       Fairbank       Y       Marshall       N       Salazar       N       Witwer       Y         29									
23       Cloer       Y       Larson       Y       Rhodes       Y       White       Y         24       Coleman       N       Lee       Y       Rippy       Y       Wiens       Y         25       Crane       Y       Lundberg       Y       Romanoff       Y       Williams S. N         26       Decker       Y       Madden       N       Rose       Y       Williams T. Y         7       Fairbank       Y       Marshall       N       Salazar       N       Witwer       Y         29       Seatzar       N       May       Y       Schultheis       Y       Young       Y         30       SB04-153       by Senator(s) Johnson S., Reeves; also Representative(s)       McCluskey, Lundberg, Paccione, WitwerConcerning         31       SB04-153       by Senator(s) Johnson S., Reeves; also Representative(s)       McCluskey, Lundberg, Paccione, WitwerConcerning         32       McCluskey, Lundberg, Paccione, WitwerConcerning       combining polling places, and, in connection therewith,         33       authorizing designated election officials to establish vote       centers where any elector registered in the political         36       centers where any elector registered in the political       subdivision may vote.									
24       Coleman       N       Lee       Y       Rippy       Y       Wiens       Y         25       Crane       Y       Lundberg       Y       Romanoff       Y       Williams S. N         26       Decker       Y       Madden       N       Rose       Y       Williams T. Y         27       Fairbank       Y       Marshall       N       Salazar       N       Witwer       Y         28       Frangas       N       May       Y       Schultheis       Y       Young       Y         29       SB04-153       by Senator(s) Johnson S., Reeves; also Representative(s)       McCluskey, Lundberg, Paccione, WitwerConcerning         31       SB04-153       by Senator(s) Johnson S., Reeves; also Representative(s)         32       McCluskey, Lundberg, Paccione, WitwerConcerning       conterest where any elector registered in the political         33       conference       Committee Report printed in House       Journal, May 4,         34       authorizing designated election officials to establish vote       centers where any elector registered in the political         36       genet twas adopted by the following roll call vote:       44       YES       65       NO       00       ABSENT       00         44 </td <td></td> <td></td> <td></td> <td>U</td> <td></td> <td></td> <td></td> <td></td> <td></td>				U					
25       Crane       Y       Lundberg       Y       Romanoff       Y       Williams S.       N         26       Decker       Y       Madden       N       Rose       Y       Williams T.       Y         27       Fairbank       Y       Marshall       N       Salazar       N       Witwer       Y         28       Frangas       N       May       Y       Schultheis       Y       Young       Y         29       SB04-153       by Senator(s) Johnson S., Reeves; also Representative(s)       McCluskey, Lundberg, Paccione, WitwerConcerning         30       McCluskey, Lundberg, Paccione, WitwerConcerning       combining polling places, and, in connection therewith,         31       McCluskey, Lundberg, Paccione, WitwerConcerning       combining polling places, and, in connection therewith,         32       McCluskey, there any elector registered in the political       subdivision may vote.         37       (Conference Committee Report printed in House Journal, May 4,       pages1839-1840.)         40       On motion of Representative McCluskey, the Conference Committee       Report was adopted by the following roll call vote:         44       YES       65       NO       00       EXCUSED       00       ABSENT       00         45 <t< td=""><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></t<>									
26       Decker       Y       Madden       N       Rose       Y       Williams T.       Y         27       Fairbank       Y       Marshall       N       Salazar       N       Witwer       Y         28       Frangas       N       May       Y       Schultheis       Y       Young       Y         29       Speaker       Y       Speaker       Y       Speaker       Y         30       SB04-153       by Senator(s) Johnson S., Reeves; also Representative(s)       McCluskey, Lundberg, Paccione, WitwerConcerning         30       Combining polling places, and, in connection therewith, authorizing designated election officials to establish vote centers where any elector registered in the political subdivision may vote.         37       (Conference Committee Report printed in House Journal, May 4, pages1839-1840.)       44         41       On motion of Representative McCluskey, the Conference Committee Report was adopted by the following roll call vote:         43       WES       65       NO       00       ABSENT       00         44       YES       65       NO       00       ABSENT       00         45       Berry       Y       Garcia       Y       McCluskey       Y       Sinclair       Y         46									
27 PairbankFairbank FrangasY MarshallN SalazarN SalazarN WitwerY Young SpeakerY Young Y SpeakerY Y SpeakerY Y SpeakerY Y SpeakerY Y SpeakerY Y SpeakerY Y SpeakerY Y SpeakerY Y Speaker <th< td=""><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></th<>									
28       Frangas       N       May       Y       Schultheis       Y       Young       Y         30       SB04-153       by Senator(s) Johnson S., Reeves; also Representative(s)         31       SB04-153       by Senator(s) Johnson S., Reeves; also Representative(s)         32       McCluskey, Lundberg, Paccione, WitwerConcerning         33       combining polling places, and, in connection therewith,         44       authorizing designated election officials to establish vote         55       centers where any elector registered in the political         36       subdivision may vote.         37       (Conference Committee Report printed in House Journal, May 4,         9       pages1839-1840.)         40       On motion of Representative McCluskey, the Conference Committee         41       On motion of Representative McCluskey, the Conference Committee         42       Report was adopted by the following roll call vote:         43       44         44       YES       65       NO       00       ABSENT       00         45       Berry       Y       Garcia       Y       McCluskey       Y       Sinclair       Y         46       Borodkin       Y       Hall       Y       McCluskey       Y Sinclair </td <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td> <td></td>									
29SpeakerY30SB04-153by Senator(s) Johnson S., Reeves; also Representative(s)31McCluskey, Lundberg, Paccione, WitwerConcerning33combining polling places, and, in connection therewith,44authorizing designated election officials to establish vote55centers where any elector registered in the political36subdivision may vote.37(Conference Committee Report printed in House Journal, May 4,49pages1839-1840.)40On motion of Representative McCluskey, the Conference Committee42Report was adopted by the following roll call vote:44YES6544Yes45Berry46Borodkin47Boyd48Briggs49Brodkin49Brophy49Brophy49Brophy40Y50Butcher51Cadman52Carroll53Cerbo54Clapp55Cloer55Cloer55Cloer55Cloer56Y57555657									
<ul> <li>30</li> <li>31 SB04-153 by Senator(s) Johnson S., Reeves; also Representative(s) McCluskey, Lundberg, Paccione, WitwerConcerning combining polling places, and, in connection therewith, authorizing designated election officials to establish vote centers where any elector registered in the political subdivision may vote.</li> <li>38 (Conference Committee Report printed in House Journal, May 4, pages1839-1840.)</li> <li>40 On motion of Representative McCluskey, the Conference Committee Report was adopted by the following roll call vote:</li> <li>44 YES 65 NO 00 EXCUSED 00 ABSENT 00 Berry Y Garcia Y McCluskey Y Sinclair Y Borodkin Y Hall Y McFadyen Y Smith Y Boyd Y Harvey Y McGihon Y Spence Y 48 Briggs Y Hefley Y Merrifield Y Stafford Y 49 Brophy Y Hodge Y Miller Y Stengel Y 50 Butcher Y Hoppe Y Mitchell Y Tochtrop Y 51 Cadman Y Jahn Y Paccione Y Vigil Y 52 Carroll Y Johnson Y Plant Y Weddig Y 53 Cerbo Y Judd Y Pommer Y Weissmann Y 54 Clapp Y King Y Ragsdale Y Welker Y 55 Cloer Y Larson Y Rhodes Y White Y</li> </ul>		Frangas	IN	May	I	Schultneis	I	U	
<ul> <li>31 SB04-153 McCluskey, Lundberg, Paccione, WitwerConcerning combining polling places, and, in connection therewith, authorizing designated election officials to establish vote centers where any elector registered in the political subdivision may vote.</li> <li>37 (Conference Committee Report printed in House Journal, May 4, pages1839-1840.)</li> <li>41 On motion of Representative McCluskey, the Conference Committee Report was adopted by the following roll call vote:</li> <li>44 YES 65 NO 00 EXCUSED 00 ABSENT 00 Berry Y Garcia Y McCluskey Y Sinclair Y Hall Y McFadyen Y Smith Y Boyd Y Harvey Y McGihon Y Spence Y Briggs Y Hefley Y Merrifield Y Stafford Y Briggs Y Hefley Y Miller Y Stafford Y Brophy Y Hodge Y Miller Y Stengel Y So Butcher Y Hoppe Y Mitchell Y Tochtrop Y Carroll Y Johnson Y Plant Y Weddig Y Carroll Y Johnson Y Plant Y Weddig Y Si Carpp Y King Y Ragsdale Y Welker Y So Cloer Y Larson Y Rhodes Y White Y</li> </ul>								Бреакег	1
32McCluskey, Lundberg, Paccione, WitwerConcerning combining polling places, and, in connection therewith, authorizing designated election officials to establish vote centers where any elector registered in the political subdivision may vote.36subdivision may vote.37(Conference Committee Report printed in House Journal, May 4, pages1839-1840.)41On motion of Representative McCluskey, the Conference Committee Report was adopted by the following roll call vote:44YES45Berry46Borodkin47Boyd48Briggs49Brophy49Brophy49Brophy49Brophy50Butcher51Cadman52Carroll53Cerbo54Clapp55Cloer55Cloer55Cloer55Cloer55Cloer55Cloer55 <td></td> <td>SB04-153</td> <td>bv</td> <td>Senator(s) ]</td> <td>ohnso</td> <td>n S., Reeves:</td> <td>also</td> <td>Representat</td> <td>ive(s)</td>		SB04-153	bv	Senator(s) ]	ohnso	n S., Reeves:	also	Representat	ive(s)
<ul> <li>combining polling places, and, in connection therewith, authorizing designated election officials to establish vote centers where any elector registered in the political subdivision may vote.</li> <li>(Conference Committee Report printed in House Journal, May 4, pages1839-1840.)</li> <li>On motion of Representative McCluskey, the Conference Committee Report was adopted by the following roll call vote:</li> <li>YES 65 NO 00 EXCUSED 00 ABSENT 00 Berry Y Garcia Y McCluskey Y Sinclair Y Borodkin Y Hall Y McFadyen Y Smith Y Boyd Y Harvey Y McGihon Y Spence Y Briggs Y Hefley Y McGihon Y Spence Y Biggs Y Hefley Y Miller Y Stafford Y Borohy Y Hodge Y Miller Y Stengel Y Sucher Y Hoppe Y Mitchell Y Tochtrop Y Cadman Y Jahn Y Paccione Y Vigil Y Scerbo Y Judd Y Pommer Y Weissmann Y Clapp Y King Y Ragsdale Y Welker Y Stoler Y Larson Y Rhodes Y White Y</li> </ul>		5201100	M	Cluskev. L	undbe	rg. Paccione	. W	itwerConce	rning
34authorizing designated election officials to establish vote35centers where any elector registered in the political36subdivision may vote.37(Conference Committee Report printed in House Journal, May 4,38pages1839-1840.)40On motion of Representative McCluskey, the Conference Committee41 <b>YES65</b> 44 <b>YES65</b> 44 <b>YES65</b> 44 <b>YES65</b> 45BerryY46Borodkin47Boyd48Briggs49Brophy49Brophy49Brophy50Butcher71Cadman72Carroll73Mitchell74Clapp75Cloer75Cloer76Y77King78Y79Y7374Stafford75Cloer74Y75Y75Y75Y75Y75 <td></td> <td></td> <td>col</td> <td>mbining pol</td> <td>ling p</td> <td>laces, and, in</td> <td>con</td> <td>nection there</td> <td>with,</td>			col	mbining pol	ling p	laces, and, in	con	nection there	with,
<ul> <li>35 centers where any elector registered in the political subdivision may vote.</li> <li>37</li> <li>38 (Conference Committee Report printed in House Journal, May 4, pages1839-1840.)</li> <li>40</li> <li>41 On motion of Representative McCluskey, the Conference Committee Report was adopted by the following roll call vote:</li> <li>44 YES 65 NO 00 EXCUSED 00 ABSENT 00</li> <li>45 Berry Y Garcia Y McCluskey Y Sinclair Y</li> <li>46 Borodkin Y Hall Y McFadyen Y Smith Y</li> <li>47 Boyd Y Harvey Y McGihon Y Spence Y</li> <li>48 Briggs Y Hefley Y Merrifield Y Stafford Y</li> <li>49 Brophy Y Hodge Y Miller Y Stengel Y</li> <li>50 Butcher Y Hoppe Y Mitchell Y Tochtrop Y</li> <li>51 Cadman Y Jahn Y Paccione Y Vigil Y</li> <li>52 Carroll Y Johnson Y Plant Y Weddig Y</li> <li>53 Cerbo Y Judd Y Pommer Y Weissmann Y</li> <li>54 Clapp Y King Y Ragsdale Y Welker Y</li> <li>55 Cloer Y Larson Y Rhodes Y White Y</li> </ul>			aut	thorizing des	signate	ed election of	ficia	ls to establish	n vote
<ul> <li>37</li> <li>38 (Conference Committee Report printed in House Journal, May 4, pages1839-1840.)</li> <li>41 On motion of Representative McCluskey, the Conference Committee Report was adopted by the following roll call vote:</li> <li>44 YES 65 NO 00 EXCUSED 00 ABSENT 00</li> <li>45 Berry Y Garcia Y McCluskey Y Sinclair Y</li> <li>46 Borodkin Y Hall Y McFadyen Y Smith Y</li> <li>47 Boyd Y Harvey Y McGihon Y Spence Y</li> <li>48 Briggs Y Hefley Y Merrifield Y Stafford Y</li> <li>49 Brophy Y Hodge Y Miller Y Stengel Y</li> <li>50 Butcher Y Hoppe Y Mitchell Y Tochtrop Y</li> <li>51 Cadman Y Jahn Y Paccione Y Vigil Y</li> <li>52 Carroll Y Johnson Y Plant Y Weddig Y</li> <li>53 Cerbo Y Judd Y Pommer Y Weissmann Y</li> <li>54 Clapp Y King Y Ragsdale Y Welker Y</li> <li>55 Cloer Y Larson Y Rhodes Y White Y</li> </ul>	35		cer	nters where	any	elector regis	tered	l in the pol	litical
<ul> <li>38 (Conference Committee Report printed in House Journal, May 4, pages1839-1840.)</li> <li>40</li> <li>41 On motion of Representative McCluskey, the Conference Committee Report was adopted by the following roll call vote:</li> <li>44 YES 65 NO 00 EXCUSED 00 ABSENT 00</li> <li>45 Berry Y Garcia Y McCluskey Y Sinclair Y</li> <li>46 Borodkin Y Hall Y McFadyen Y Smith Y</li> <li>47 Boyd Y Harvey Y McGihon Y Spence Y</li> <li>48 Briggs Y Hefley Y Merrifield Y Stafford Y</li> <li>49 Brophy Y Hodge Y Miller Y Stengel Y</li> <li>50 Butcher Y Hoppe Y Mitchell Y Tochtrop Y</li> <li>51 Cadman Y Jahn Y Paccione Y Vigil Y</li> <li>52 Carroll Y Johnson Y Plant Y Weddig Y</li> <li>53 Cerbo Y Judd Y Pommer Y Weissmann Y</li> <li>54 Clapp Y King Y Ragsdale Y Welker Y</li> <li>55 Cloer Y Larson Y Rhodes Y White Y</li> </ul>			suł	odivision ma	ıy vote	e			
<ul> <li>39 pages1839-1840.)</li> <li>40</li> <li>41 On motion of Representative McCluskey, the Conference Committee</li> <li>42 Report was adopted by the following roll call vote:</li> <li>44 <ul> <li>44</li> <li>45 Serry</li> <li>47 Garcia</li> <li>48 McCluskey</li> <li>49 Sinclair</li> <li>40</li> <li>47 Boyd</li> <li>40 Y Harvey</li> <li>40 Y McGihon</li> <li>41 Spence</li> <li>42 Yes</li> <li>43</li> </ul> </li> <li>44 A Second State S</li></ul>					-				
40On motion of Representative McCluskey, the Conference Committee41On motion of Representative McCluskey, the Conference Committee42Report was adopted by the following roll call vote:4344YES65NO00EXCUSED00ABSENT0045BerryYGarciaYMcCluskeyYSinclairY46BorodkinYHallYMcFadyenYSmithY47BoydYHarveyYMcGihonYSpenceY48BriggsYHefleyYMerrifieldYStaffordY49BrophyYHodgeYMillerYStengelY50ButcherYHoppeYMitchellYTochtropY51CadmanYJahnYPaccioneYVigilY52CarrollYJuddYPommerYWeissmannY53CerboYJuddYPommerYWeikerY55CloerYLarsonYRhodesYWhiteY					port p	printed in Ho	ouse	Journal, Ma	ay 4,
<ul> <li>41 On motion of Representative McCluskey, the Conference Committee</li> <li>42 Report was adopted by the following roll call vote:</li> <li>43</li> <li>44 YES 65 NO 00 EXCUSED 00 ABSENT 00</li> <li>45 Berry Y Garcia Y McCluskey Y Sinclair Y</li> <li>46 Borodkin Y Hall Y McFadyen Y Smith Y</li> <li>47 Boyd Y Harvey Y McGihon Y Spence Y</li> <li>48 Briggs Y Hefley Y Merrifield Y Stafford Y</li> <li>49 Brophy Y Hodge Y Miller Y Stengel Y</li> <li>50 Butcher Y Hoppe Y Mitchell Y Tochtrop Y</li> <li>51 Cadman Y Jahn Y Paccione Y Vigil Y</li> <li>52 Carroll Y Johnson Y Plant Y Weddig Y</li> <li>53 Cerbo Y Judd Y Pommer Y Weissmann Y</li> <li>54 Clapp Y King Y Ragsdale Y Welker Y</li> <li>55 Cloer Y Larson Y Rhodes Y White Y</li> </ul>		pages1839-1	840.	)					
42Report was adopted by the following roll call vote:43444444458erry478orodkin488riggs498rophy498rophy408utcher408utcher41424344458utcher44458utcher44458utcher44458utcher44458utcher44458utcher44458utcher44458utcher44458utcher458utcher4445444545464647488utcher498utcher408utcher4040414242434444454546464748494940404040414243444445454646 <t< td=""><td></td><td></td><td>( D</td><td>•</td><td></td><td>1 1 .1 .</td><td></td><td>C</td><td>•</td></t<>			( D	•		1 1 .1 .		C	•
4344YES65NO00EXCUSED00ABSENT0045BerryYGarciaYMcCluskeyYSinclairY46BorodkinYHallYMcFadyenYSmithY47BoydYHarveyYMcGihonYSpenceY48BriggsYHefleyYMerrifieldYStaffordY49BrophyYHodgeYMillerYStengelY50ButcherYHoppeYMitchellYTochtropY51CadmanYJahnYPaccioneYVigilY52CarrollYJohnsonYPlantYWeissmannY53CerboYJuddYPommerYWeikerY54ClappYKingYRagsdaleYWeikerY55CloerYLarsonYRhodesYWhiteY								erence Comr	nittee
44YES65NO00EXCUSED00ABSENT0045BerryYGarciaYMcCluskeyYSinclairY46BorodkinYHallYMcFadyenYSmithY47BoydYHarveyYMcGihonYSpenceY48BriggsYHefleyYMerrifieldYStaffordY49BrophyYHodgeYMillerYStengelY50ButcherYHoppeYMitchellYTochtropY51CadmanYJahnYPaccioneYVigilY52CarrollYJohnsonYPlantYWeissmannY53CerboYJuddYPommerYWeikerY54ClappYKingYRagsdaleYWeikerY55CloerYLarsonYRhodesYWhiteY		Report was a	adop	ted by the Id	DIIOW1	ng roll call vo	te:		
46BorodkinYHallYMcFadyenYSmithY47BoydYHarveyYMcGihonYSpenceY48BriggsYHefleyYMerrifieldYStaffordY49BrophyYHodgeYMillerYStengelY50ButcherYHoppeYMitchellYTochtropY51CadmanYJahnYPaccioneYVigilY52CarrollYJohnsonYPlantYWeddigY53CerboYJuddYPommerYWeissmannY54ClappYKingYRagsdaleYWeikerY55CloerYLarsonYRhodesYWhiteY		YES	65	NO	00	EXCUSED	00	ABSENT	00
47BoydYHarveyYMcGihonYSpenceY48BriggsYHefleyYMerrifieldYStaffordY49BrophyYHodgeYMillerYStengelY50ButcherYHoppeYMitchellYTochtropY51CadmanYJahnYPaccioneYVigilY52CarrollYJohnsonYPlantYWeddigY53CerboYJuddYPommerYWeissmannY54ClappYKingYRagsdaleYWelkerY55CloerYLarsonYRhodesYWhiteY	45	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
48BriggsYHefleyYMerrifieldYStaffordY49BrophyYHodgeYMillerYStengelY50ButcherYHoppeYMitchellYTochtropY51CadmanYJahnYPaccioneYVigilY52CarrollYJohnsonYPlantYWeddigY53CerboYJuddYPommerYWeissmannY54ClappYKingYRagsdaleYWelkerY55CloerYLarsonYRhodesYWhiteY	46	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
49BrophyYHodgeYMillerYStengelY50ButcherYHoppeYMitchellYTochtropY51CadmanYJahnYPaccioneYVigilY52CarrollYJohnsonYPlantYWeddigY53CerboYJuddYPommerYWeissmannY54ClappYKingYRagsdaleYWelkerY55CloerYLarsonYRhodesYWhiteY	47	Boyd	Y	Harvey	Y	McGihon	Y	Spence	
50ButcherYHoppeYMitchellYTochtropY51CadmanYJahnYPaccioneYVigilY52CarrollYJohnsonYPlantYWeddigY53CerboYJuddYPommerYWeissmannY54ClappYKingYRagsdaleYWelkerY55CloerYLarsonYRhodesYWhiteY	48	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	
51CadmanYJahnYPaccioneYVigilY52CarrollYJohnsonYPlantYWeddigY53CerboYJuddYPommerYWeissmannY54ClappYKingYRagsdaleYWelkerY55CloerYLarsonYRhodesYWhiteY		Brophy	Y	Hodge	Y	Miller	Y	Stengel	
52CarrollYJohnsonYPlantYWeddigY53CerboYJuddYPommerYWeissmannY54ClappYKingYRagsdaleYWelkerY55CloerYLarsonYRhodesYWhiteY		Butcher		Hoppe				Tochtrop	
53CerboYJuddYPommerYWeissmannY54ClappYKingYRagsdaleYWelkerY55CloerYLarsonYRhodesYWhiteY									
54ClappYKingYRagsdaleYWelkerY55CloerYLarsonYRhodesYWhiteY									
55 Cloer Y Larson Y Rhodes Y White Y									
		Clapp	Y	-		Kagsdale			
56   Coleman Y Lee Y Rippy Y Wiens Y		01	<b>*</b> *		<b>T</b> 7	D1 1		<b>TT 71 *</b> .	
									Y

House Journal--119th Day--May 4, 2004 Page 1852 1 Crane Lundberg Y Romanoff Y Williams S. Y Y 2 Y Decker Y Madden Rose Y Williams T. Y 3 Fairbank Y Marshall Y Salazar Y Witwer Y 4 Y Y Young Y Frangas May Schultheis Y 5 6 Speaker Y 7 The question being "Shall the bill, as amended, pass?". 8 A roll call vote was taken. As shown by the following recorded vote, a 9 majority of those elected to the House voted in the affirmative and the 10 bill, as amended, was declared repassed. 11 12 YES 59 NO 06 00 **EXCUSED** ABSENT 00 Y 13 Berry Y Garcia Ν **McCluskey** Sinclair Y 14 Borodkin Y Hall Y McFadyen Y Smith Y 15 Y Y Y Y Boyd Harvey McGihon Spence 16 Briggs Y Hefley Y Merrifield Y Stafford Y Y 17 Brophy Ν Hodge Y Miller Y Stengel 18 Butcher Y Hoppe Y Mitchell Y Tochtrop Y 19 Cadman Y Jahn Y Paccione Y Vigil Y Y Weddig Y 20 Carroll Johnson Y Plant Ν Ν Weissmann 21 Cerbo Judd Y Pommer Y Ν 22 Y Y Clapp King Y Ragsdale Y Welker 23 Y Larson Y Rhodes Y White Y Cloer 24 Coleman Y Lee Y Rippy Y Wiens Y 25 Y Romanoff Y Y Lundberg Y Williams S. Crane Y Madden Rose Y Williams T. Y 26 Decker Ν 27 Fairbank Y Marshall Y Salazar Y Witwer Y Y 28 Frangas May Y Schultheis Y Young Y 29 Y Speaker 30 Co-sponsors added: Representatives Hall, Johnson, Plant. 31 32 33 FIRST REPORT OF FIRST CONFERENCE COMMITTEE 34 35 on HB04-1203 36 37 This Report Amends the Rerevised Bill. 38 39 To the President of the Senate and the 40 Speaker of the House of Representatives: 41 42 Your first conference committee appointed on HB04-1203, 43 concerning limitations on the power of governmental entities to restrict the rights of property owners, has met and reports that it has agreed upon 44 45 the following: 46 47 1. That the House accede to the Senate amendments made to the 48 bill, as said amendments appear in the rerevised bill. 49 50 2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments 51 be recommended: 52 53 Amend rerevised bill, page 4, line 24, strike "AUTHORITY" and substitute 54 55 "GOVERNING BODY". 56

Page 8, line 26, strike "3." and substitute "4.". 1 2 3 Renumber succeeding sections accordingly. 4 5 Page 12, line 17, strike "REQUIRED" and substitute "NECESSARY". 6 7 Page 13, line 11, strike "subsection (2)" and substitute "subsection (2) or 8 (3)"; 9 10 after line 13, insert the following: 11 12 "(2) The provisions of section 31-25-105.5 (4), Colorado Revised 13 Statutes, in section 1 of this act shall apply to any property for which a condemnation proceeding is commenced on or after the effective date of 14 15 this act."; 16 17 line 14, strike "(2)" and substitute "(3)"; 18 19 after line 16, insert the following: 20 21 "SECTION 8. Severability. If any provision of this act or the 22 application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the act that 23 24 can be given effect without the invalid provision or application, and to 25 this end the provisions of this act are declared to be severable.". 26 27 Renumber succeeding section accordingly. 28 29 Respectfully submitted, 30 House Committee: Senate Committee: 31 Shawn Mitchell Mark Hillman 32 Greg Brophy Doug Lamborn 33 Carl Miller Alice Nichol 34 35 36 37 **MESSAGE FROM THE SENATE** 38 39 Madam Speaker: 40 41 The Senate has postponed indefinitely HB04-1463. The bill is returned 42 herewith. 43 The Senate has adopted the First Report of the First Conference Committee on HB04-1203, as printed in Senate Journal, May 4, and 44 repassed the bill as amended. The bill is returned herewith. 45 46 47 48 49 **CONSIDERATION OF CONFERENCE COMMITTEE REPORT** 50 HB04-1203 by Representative(s) Mitchell, May M., Schultheis, 51 52 Carroll, Cloer, Harvey, Hoppe, Lundberg, McFadyen, 53 Miller, Spradley, Young; also Senator(s) Hillman, 54 Anderson, Johnson S.--Concerning limitations on the 55 power of governmental entities to restrict the rights of

56 property owners.

(Conference Committee Report printed in House Journal, May 4, pages 1 2 3 1852-1853.)

4 On motion of Representative Mitchell, the Conference Committee Report 5 was **adopted** by the following roll call vote:

5	was auopic	uυyι		gion				
6	YES	55	NO	09	EXCUSED	00	ABSENT	01
7	Berry	Y	Garcia	Ν	McCluskey	Y	Sinclair	Y
8	Borodkin	Ν	Hall	Y	McFadyen	Y	Smith	Y
9	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
10	Briggs	Y	Hefley	Y	Merrifield	Ν	Stafford	Y
11	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
12	Butcher	Ν	Hoppe	Y	Mitchell	Y	Tochtrop	Y
13	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
14	Carroll	Ν	Johnson	Y	Plant	Y	Weddig	Y
15	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Ν
16	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
17	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
18	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
19	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
20	Decker	Y	Madden	Ν	Rose	Ν	Williams T.	Y
21	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
22	Frangas	Ν	May	Y	Schultheis	-	Young	Y
23	5		-				Speaker	Y
24								

24

20

25

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

29								
30	YES	41	NO	24	EXCUSED	00	ABSENT	00
31	Berry	Ν	Garcia	Ν	McCluskey	Y	Sinclair	Y
32	Borodkin	Ν	Hall	Y	McFadyen	Y	Smith	Y
33	Boyd	Ν	Harvey	Y	McGihon	Ν	Spence	Y
34	Briggs	Y	Hefley	Y	Merrifield	Ν	Stafford	Y
35	Brophy	Y	Hodge	Ν	Miller	Y	Stengel	Y
36	Butcher	Ν	Hoppe	Y	Mitchell	Y	Tochtrop	Ν
37	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Ν
38	Carroll	Y	Johnson	Y	Plant	Ν	Weddig	Y
39	Cerbo	Ν	Judd	Ν	Pommer	Ν	Weissmann	Ν
40	Clapp	Y	King	Y	Ragsdale	Ν	Welker	Y
41	Cloer	Y	Larson	Ν	Rhodes	Y	White	Y
42	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
43	Crane	Y	Lundberg	Y	Romanoff	Ν	Williams S.	Ν
44	Decker	Y	Madden	Ν	Rose	Ν	Williams T.	Y
45	Fairbank	Y	Marshall	Ν	Salazar	Ν	Witwer	Y
46	Frangas	Ν	May	Y	Schultheis	Y	Young	Y
47			-				Speaker	Y

48 Co-sponsors added: Representatives Crane, Williams T.

49 50

## **IMMEDIATE RECONSIDERATION OF HB04-1203**

51 52

Having voted on the prevailing side, Representative Mitchell moved for immediate reconsideration of **HB04-1203**. As shown by the following 53 54 recorded vote less than a majority of those elected to the House voted in 55

56 the affirmative and the motion was declared **lost**:

			-	•			0		
1	YES	27	NO	37	EXCUSED	00	ABSENT	01	
2	Berry	Y	Garcia	Y	McCluskey	Ν	Sinclair	Ν	
3	Borodkin	Y	Hall	Ν	McFadyen	Ν	Smith	Ν	
4	Boyd	Y	Harvey	Ν	McGihon	Y	Spence	Ν	
5	Briggs	Ν	Hefley	Ν	Merrifield	Y	Stafford	Ν	
6	Brophy	Ν	Hodge	Y	Miller	Ν	Stengel	Ν	
7	Butcher	Y	Hoppe	-	Mitchell	Ν	Tochtrop	Y	
8	Cadman	Ν	Jahn	N		Y	Vigil	Y	
9	Carroll	N	Johnson	N	Plant	Y	Weddig	Y	
10	Cerbo	Y	Judd	Y	Pommer		Weissmann	Y	
11 12	Clapp Cloer	N N	King Larson	N Y	Ragsdale Rhodes		Welker White	N N	
12	Coleman	Y	Larson	I N	Rippy		Wiens	N	
13	Crane	N	Lundberg	N	Romanoff		Williams S.	Y	
15	Decker	Y	Madden	Ŷ			Williams T.	N	
16	Fairbank	Ň	Marshall	Ŷ			Witwer	N	
17	Frangas	Ŷ	May	Ň	Schultheis	N	Young	N	
18		-	1.1.00			-	Speaker	N	
19	<u></u>						<b>I</b>		
20									
21									
22	<b>RE</b>	POR	TS OF CO	MMI	<b>TTEES OF R</b>	<b>(EF</b> ]	ERENCE		
23		гатт	ONG						
24 25	APPROPR			marit	s, the Comm	ittaa	racommand	e tha	
23 26	following:	iciati	ion on the	mern	s, the Comm	nice	recomment	s the	
27	ionowing.								
28	<u>SB04-233</u>	be	amended as	folloy	ws, and as so a	men	ded. be refer	red to	
29	<u> </u>	the			of the Wh			rable	
30		rec	commendatio	on:					
31				_					
32	Amend reen	gros	sed bill, pag	ge 2,	line 2, after	"Th	e", insert "ca	apitol	
33	parking auth	ority	created pur	suant	to section 24	-82-	103(5), Colo	orado	
34 35	Revised Stat	utes,	within the;						
36	line 3 strike	""de	nartment"" a	and su	ubstitute ""aut	horit	w"".		
37	inic 5, suike	uc	partment t	ina se	iostitute aut		·y ,		
38	line 13, after	: "dei	partment", in	sert "	of personnel a	and t	he authority"	:	
39	,	1	, , , , , , , , , , , , , , , , , , ,		1		2	,	
40	line 19, strik	e "de	epartment" a	nd su	bstitute "autho	ority'	".		
41									
42	Page 3, line	11, s	trike "depart	ment	' and substitut	e "a	uthority";		
43	1:			1 1	L _ 4 . 4				
44	line 17, strik	e de	epartment" a	na su	bstitute "autho	ority	•		
45 46	Dage 1 line	12 c	trika "dapart	mont	' and substitut		uthority".		
40 47	1 age 4, inte	15, 8	uike uepait	mem	and substitut	e a	unonty,		
48	line 19. str	ike '	"amended"	and s	substitute "an	nend	ed, and the	said	
49					Y THE ADI				
50	SUBSECTIO								
		,							
51	Page 5, after line 4, insert the following:								
52	Page 5, after	line	4, insert the	follo	wing:				
52 53	C ·				C				
52 53 54	"(5) (	(a) '	There is he	EREBY	CREATED IN				
52 53	"(5) ( PERSONNEL	(a) THE	There is he capitol par	EREBY RKING	C	REF	ERRED TO IN	THIS	

1 DIRECTION OF THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF 2 PERSONNEL AND THE DIRECTOR OF THE DIVISION OF CENTRAL SERVICES. 3 THE AUTHORITY SHALL CONSTITUTE AN ENTERPRISE FOR THE PURPOSES OF 4 SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION SO LONG AS THE 5 AUTHORITY RETAINS THE AUTHORITY TO ISSUE REVENUE BONDS PURSUANT 6 TO PARAGRAPH (b) OF THIS SUBSECTION (5), AND THE AUTHORITY 7 RECEIVES LESS THAN TEN PERCENT OF ITS TOTAL ANNUAL REVENUES FROM 8 GRANTS, AS DEFINED IN SECTION 24-77-102 (7), FROM ALL COLORADO 9 STATE AND LOCAL GOVERNMENTS COMBINED. SO LONG AS THE 10 AUTHORITY CONSTITUTES AN ENTERPRISE PURSUANT TO THIS SECTION, THE 11 AUTHORITY SHALL NOT BE SUBJECT TO ANY OF THE PROVISIONS OF 12 SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION. 13 14 (b) SUBJECT TO APPROVAL BY THE GENERAL ASSEMBLY, EITHER BY BILL OR BY JOINT RESOLUTION, AND AFTER APPROVAL BY THE GOVERNOR 15 PURSUANT TO SECTION 39 OF ARTICLE V OF THE STATE CONSTITUTION, THE 16 17 AUTHORITY IS HEREBY AUTHORIZED TO ISSUE REVENUE BONDS TO FINANCE 18 THE ACQUISITION OF LAND FOR OFF-STREET PARKING OR THE 19 CONSTRUCTION OF RELATED FACILITIES.". 20 21 22 23 24 FINANCE After consideration on the merits, the Committee recommends the 25 26 following: 27 28 SB04-260 be amended as follows, and as so amended, be referred to 29 the Committee of the Whole with favorable 30 recommendation: 31 32 Amend reengrossed bill, page 2, line 19, after "OTHER", insert 33 "SEPARABLE". 34 35 36 37 38 39 40 On motion of Representative King, SB04-253, 257, 251, 254 were made 41 Special Orders on Tuesday, May 4, 2004, at 6:26 p.m. 42 43 44 45 46 The hour of 6:26 p.m., having arrived, on motion of Representative 47 Smith, the House resolved itself into Committee of the Whole for 48 consideration of Special Orders and he was called to the Chair to act as 49 Chairman. 50 51 52 53 54

1	SPEC	IAL ORDERSSECOND READING OF BILLS
2 3 4 5 6 7	titles of the f dispensed wi taken thereon (Amendment	s to the committee amendment are to the printed committee
8 9	report which	was printed and placed in the members' bill file.)
10 11 12 13	<u>SB04-253</u>	by Senator(s) Reeves; also Representative(s) Judd Concerning the interception of certain moneys payable to a defendant to satisfy the defendant's obligations imposed pursuant to a judicial proceeding.
14 15 16	Ordered revis Passage.	sed and placed on the Calendar for Third Reading and Final
17 18 19 20 21	<u>SB04-257</u>	by Senator(s) Owen; also Representative(s) Young Concerning modifications to the retirement plans for public
21 22 23 24 25	Amendment member's bill 1831-1832.	<u>No. 1</u> , Finance Report, dated May 4, 2004, and placed in I file; Report also printed in House Journal, May 4, pages
26 27 28 29	Amendment placed in men 3, pages 1740	<u>No. 2</u> , Appropriations Report, dated May 3, 2004, and mber's bill file; Report also printed in House Journal, May 0-1741.
30 31 32		, ordered revised and placed on the Calendar for Third Final Passage.
33 34 35	<u>SB04-251</u>	by Senator(s) Teck; also Representative(s) Young Concerning the authority of the department of regulatory agencies to contract for personal services.
36 37 38	Ordered revis Passage.	sed and placed on the Calendar for Third Reading and Final
39 40 41 42 43 44	<u>SB04-254</u>	by Senator(s) Teck; also Representative(s)Rose, Berry Concerning the clarification of the regulatory relationship between special events and wine festivals, and, in connection therewith, authorizing joint fines.
44 45 46 47	Ordered revis Passage.	sed and placed on the Calendar for Third Reading and Final
48 49 50	ADOPTIO	ON OF COMMITTEE OF THE WHOLE REPORT
50 51 52	Passed Secon	nd Reading: SB04-253, 257 amended, 251, 254.
52 53 54 55 56	Report. As s	an moved the adoption of the Committee of the Whole shown by the following roll call vote, a majority of those he House voted in the affirmative, and the Report was

Page 1858

	•							
1	YES	62	NO	00	EXCUSED	00	ABSENT	03
2	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
3	Borodkin	Y	Hall	Y	McFadyen	Y		Y
4	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
5	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
6	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
7	Butcher	Y	Hoppe	-	Mitchell	-	Tochtrop	Y
8	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
9	Carroll	Y	Johnson	Y		Y	Weddig	Y
10	Cerbo	Y	Judd	Y	Pommer	Y		Y
11	Clapp	Y	King	Y	Ragsdale		Welker	Y
12	Cloer	Y	Larson	Y	Rhodes		White	Y
13	Coleman	Y	Lee	Y	Rippy		Wiens	Y
14	Crane	Y	Lundberg	Y	Romanoff		Williams S.	-
15	Decker	Y	Madden	Y	Rose		Williams T. Witwer	Y
16	Fairbank	Y	Marshall	Y Y	Salazar			Y
17 18	Frangas	Y	May	I	Schultheis	Y	Young Speaker	Y Y
18							Бреакег	1
20								
$\overline{21}$								
22			MESSAGE	FRO	M THE SEN	[AT]	E	
23								
24	Madam Spe	aker:						
25			10		<b>T</b> 11 1 1		T 13	<b>.</b> .
26	The Presider	nt app	ointed Sena	tors M	cElhany, chai	rmai	1, Jones, and V	eiga,
27 28					e Committee of ely HB04-140			urnad
28 29	herewith.	nas po	ostponed inc		ciy 11D04-140	).		unicu
30		voted	to adhere to	o its p	osition on SB	04-0	53.	
31					ouse amendme			, and
32	repassed the	bill a	as amended.					
33					use amendm	ents	to SB04-235	, and
34	repassed the					.1		
35	The Senate	has	adopted the $152$	e Fir	st Report of	the	First Confe	rence
36 37	commutee	On S	B04-155, a	s prin	ted in Senate	e joi	urnal May 4	, and
38	repassed the				st Report of	the	First Confe	rence
39					ted in Senate			
40	repassed the				ica in Senat		annur iviug i	, und
41					ouse amendme	ents	to SB04-196	, and
42	repassed the							
43	-							
44								
45	GIAN			DEC		<b>1</b> . // 1		1
46 47	SIGNI	NG (	JF BILLS .	- KES	OLUTIONS	- IVI	EMORIALS	)
47 48	The Speaker	r hae	signed <b>HR</b>	04_13	47 1445			
40 49	The speaker	. 1145	orgineu. IID	v <del>4</del> -13	<b>-</b> /, <b>1-</b> <i>J</i> .			
<del>4</del> 9 50								
51								
52	CON	<b>SID</b>	ERATION	OF A	DHERENCE	E ON	<b>SB04-053</b>	
53	-				_			
54					t the House a			
55	<b>SB04-053</b> .	The	motion was	passe	<b>d</b> by the follo	wing	g roll call vot	e:
56								

YES	64	NO	01	EXCUSED	00	ABSENT	0(
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
Carroll	Y	Johnson	Y	Plant	Ν	Weddig	Y
Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
Cloer	Y	Larson	Y	Rhodes	Y	White	Y
Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
Decker	Y	Madden	Y	Rose	Y		Y
Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
Frangas	Y	May	Y	Schultheis	Y	Young	Y
						Speaker	Y
		Damagantat		) Butcher Da	ocion	na: also Sana	toi
<b>JID</b> 0/ 101	1 hu					ie, aiso sena	ιOI
HJR04-101	<u>0</u> by Ta	niaConcert	ning	an analysis o	of th	e feasibility	of
HJR04-101	Ta	piaConceri	ning	an analysis o	of th	e feasibility	oi v
	Ta pas Co	pia-Conceri	ning servic rtmer	an analysis of e along the Fi nt of Transport	of th cont	e feasibility Range area b	ot y 1
	Ta pas Co plac	piaConcern ssenger rail s lorado Depa ed in membe presentative I	ning servic rtmer er's fil	an analysis of e along the Fi nt of Transport	of th cont tatio	e feasibility Range area b n.	<b>y</b> 1
Printed and On motion o	Ta pas Co plac	piaConcern ssenger rail s lorado Depa ed in membe presentative I	ning servic rtmer er's fil	an analysis on the along the Fi the of Transport e.)	of th cont tatio	e feasibility Range area b n.	oy 1
Printed and On motion o following ro	Ta pa: Co plac f Rep oll cal	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote:	ning servic artmer er's fil Butch	an analysis of e along the Fi at of Transpor- e.) er, the resoluti	of the contraction that is the contraction of the c	e feasibility Range area b n. vas <b>adopted</b> b	oy 1 oy 1 0
Printed and On motion o following ro YES	Ta pas Co plac of Rep oll cal	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: NO	ning servic rtmer er's fil Butch 27	an analysis of e along the Fi nt of Transpor- e.) er, the resoluti EXCUSED	of the contraction that is the contraction of the	e feasibility Range area b n. vas <b>adopted</b> b ABSENT	oy 1 oy 1 <u>0</u> N
Printed and On motion o Collowing ro <u>YES</u> Berry	Ta pas Co l plac of Rep oll cal <u>37</u> N	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: <u>NO</u> Garcia	$\frac{1}{27}$	an analysis of e along the Fi nt of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey	of the contraction the contraction of the contract	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair	oy 1 oy 1 <u>0</u> Y
Printed and On motion o Following ro YES Berry Borodkin	Ta pas Co plac of Rep oll cal <u>37</u> N Y	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: <u>NO</u> Garcia Hall	ning servic rtmer er's fil Butch 27 Y N	an analysis of re along the Finat of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey McFadyen	of the contraction that is the contraction of the	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith	by 1 by 1 by 1 by 1 N N
Printed and On motion o Following ro YES Berry Borodkin Boyd	Ta pas Co plac of Rep oll cal <u>37</u> N Y Y	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: <u>NO</u> Garcia Hall Harvey	ning servic rtmer er's fil Butch 27 Y N N	an analysis of re along the Finat of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey McFadyen McGihon	of the contraction the contraction of the contract	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence	by 1 by 1 0 N Y N N
Printed and On motion o following ro <u>YES</u> Berry Borodkin Boyd Briggs	Ta pas Co plac of Rep oll cal <u>37</u> N Y Y Y Y	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: <u>NO</u> Garcia Hall Harvey Hefley	ning servic artmer er's fil Butch 27 Y N N N N	an analysis of e along the Fint of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield	of the contraction tation $v$ to $v$	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence Stafford	by 1 by 1 by 1 by 1 N N N N N N
Printed and On motion o following ro YES Berry Borodkin Boyd Briggs Brophy	Ta pas Co f Rep fl cal dl cal <u>37</u> N Y Y Y N	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: <u>NO</u> Garcia Hall Harvey Hefley Hodge	ning servic servic rtmer er's fil Butch 27 Y N N N Y	an analysis of e along the Fint of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller	of the contraction tation $v$ to $v$	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel	by 1 by 1 by 1 N Y Y
Printed and On motion o Collowing ro YES Berry Borodkin Boyd Briggs Brophy Butcher	Ta pas Co f Rep oll cal <u>37</u> N Y Y Y Y Y Y Y	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: <u>NO</u> Garcia Hall Harvey Hefley Hodge Hoppe	ning servic artmer er's fil Butch 27 Y N N N Y N N Y N	an analysis of e along the Fint of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell	of the continuation from v from v fro	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop	by by 0 N N N N N N N N N N N N N
Printed and On motion o Collowing ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman	Ta pas Co f Rep oll cal 37 N Y Y Y N Y N Y N Y N	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: <u>NO</u> Garcia Hall Harvey Hefley Hodge Hoppe Jahn	ning servic servic er's fil Butch 27 Y N N Y N Y N Y	an analysis of e along the Fint of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione	of the contraction to the contraction of the contra	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil	oy oy N N N N N N N N N N N N N
Printed and On motion o following ro VES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp	Ta pas Co plac of Rep oll cal 37 N Y Y Y Y Y N Y Y N Y N Y N Y N	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: <u>NO</u> Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson	ning servic servic rtmer er's fil Butch 27 Y N N Y N Y N Y N Y N Y N	an analysis of e along the Fint of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale	of the contraction to the contraction of the contra	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker	by 1 by 1 0 N Y Y Y Y Y Y
Printed and On motion o following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer	Ta pa: Co Co f Report C	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: <u>NO</u> Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd	ning servic artmer er's fil Butch 27 Y N N Y N Y N Y N Y N Y N Y N	an analysis of e along the Fint of Transport e.) er, the resoluti EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes	of the contraction to the contraction of the contra	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White	Dy 1 0 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
Printed and On motion o following ro VES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp	Ta pas Co f plac of Rep oll cal $\overline{37}$ N Y Y Y N Y Y N Y Y N Y Y Y Y	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: <u>NO</u> Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee	ning servic servic rtmer er's fil Butch 27 Y N N Y N Y N Y N Y N Y N	an analysis of e along the Fint of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy	of the contraction of the contra	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens	Dy 1 Dy 1 Oy 1 N Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
Printed and On motion o following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer	Ta pas Co f Rep oll cal $\overline{37}$ N Y Y Y N Y Y N Y Y N Y Y N Y Y N Y N	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg	ning servic artmer er's fil Butch 27 Y N N Y N Y N Y N Y N Y N Y N N Y N N N N N N	an analysis of e along the Fint of Transport e.) er, the resoluti EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes	tatio tatio tatio ton v tatio Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S.	Dy 1 0 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
Printed and On motion o Collowing ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman	Ta pas Co f Rep oll cal $\overline{37}$ N Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: <u>NO</u> Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee	ning servic servic rtmer er's fil Butch 27 Y N N Y N Y N Y N Y N Y N Y N Y N Y	an analysis of e along the Finat of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose	of the contraction of the contra	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T.	oy 1 0 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
Printed and On motion o Following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane	Ta pas Co f Rep oll cal $\overline{37}$ N Y Y Y N Y Y N Y Y N Y N Y N Y N Y N	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg	ning servic artmer er's fil Butch 27 Y N N Y N Y N Y N Y N Y N Y Y Y	an analysis of e along the Finat of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff	of the contraction of the contra	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S.	oy t
Printed and On motion o ollowing ro <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker	Ta pas Co f Rep oll cal $\overline{37}$ N Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden	ning servic servic rtmer er's fil Butch 27 Y N N Y N Y N Y N Y N Y N Y N Y N Y	an analysis of e along the Finat of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose	of the contraction of the contra	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer Young	Dy 1 Dy 1 0 N Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
Printed and On motion o ollowing ro <u>YES</u> Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank Frangas	Ta pas Co f Rep f Rep fl cal $\overline{37}$ N Y Y Y N Y Y N Y N Y N Y N Y N Y N Y	piaConcern ssenger rail s lorado Depa ed in membe presentative I l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall May	ning servic servic rtmer er's fil Butch 27 Y N N Y N Y N Y N Y N Y N Y N Y N Y N	an analysis of e along the Finat of Transport e.) er, the resoluti <u>EXCUSED</u> McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar	of the contraction of the contra	e feasibility Range area b n. vas <b>adopted</b> b <u>ABSENT</u> Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer Young Speaker	0       0       0       1 <t< td=""></t<>

House Journal--119th Day--May 4, 2004 Page 1860 HJR04-1042 by Representative(s) Butcher; also Senator(s) Tapia--1 2 3 4 Concerning the reduction of geographic case characteristics for the purposes of small group health insurance. 5 6 (Printed and placed in member's file.) 7 8 Representative Butcher moved that the resolution be adopted. 9 10 Amendment No. 1, moved by Representative Butcher. 11 12 Amend printed joint resolution, page 2, strike line 21 and substitute the 13 following: 14 15 "including health benefit coverage; and 16 17 WHEREAS, Health care utilization patterns, clinical practice 18 patterns, and incidence of disease can influence health care costs; now, 19 therefore,"; 20 21 line 33, strike "and"; 22 23 strike line 36 and substitute the following: 24 25 "adjustments should be made; and 26 27 (5) That the General Assembly should encourage collection of 28 data to better evaluate and understand the impact of health care utilization patterns, clinical practice patterns, incidence of disease, denving medical 29 30 care, treatment of the uninsured, cost-shifting, and uniformity of 31 premiums on health care costs.". 32 33 The amendment was declared passed by viva voce vote. 34 On motion of Representative Butcher, the resolution as amended was 35 36 **adopted** by the following roll call vote: 37 YES 43 NO 22 **EXCUSED** 00 ABSENT 00 Berry 38 Y **McCluskey** Sinclair Ν Garcia Y Ν 39 Borodkin Y Hall Y **McFadyen** Y Smith Y 40 Y McGihon Y Spence Ν Boyd Harvey Ν **Briggs** Y Y Stafford Y 41 Hefley Ν Merrifield Y 42 Brophy Y Hodge Miller Y Stengel Y 43 Butcher Y Hoppe Ν Mitchell Ν Tochtrop Y 44 Cadman Ν Jahn Y Paccione Y Vigil Y 45 Y Ν Y Weddig Y Carroll Johnson Plant 46 Cerbo Y Judd Y Pommer Y Weissmann Y 47 Clapp Ν King Y Ragsdale Y Welker Ν Y 48 Cloer Y Larson Ν Rhodes Ν White 49 Y Y Wiens Y Coleman Lee Ν Rippy 50 Crane Ν Lundberg Ν Romanoff Y Williams S. Y 51 Decker Ν Madden Y Rose Ν Williams T. Ν 52 Ν Y Fairbank Marshall Y Salazar Y Witwer 53 Y Ν Y Frangas May Schultheis Ν Young 54 Speaker Y Co-sponsors added: Representatives Coleman, Marshall, McFadyen, McGihon, 55

56 Merrifield, Ragsdale, Romanoff, Smith, Tochtrop, Vigil, Williams S.

SJR04-036 by Senator(s) Jones, Andrews, Arnold, Cairns, Chlouber, 1 Dyer, Evans, Groff, Hillman, Johnson S., Kester, 2 3 4 5 6 Lamborn, May R., McElhany, Owen, Sandoval, Tapia, Teck; also Representative(s) Spence--Concerning the Colorado Legislative Education Reform Caucus. 7 (Printed and placed in member's file.) 8 9 On motion of Representative Spence, the resolution was **adopted** by **viva** 10 voce vote. 11 12 Co-sponsors added: Representatives Fairbank, Ragsdale, Rippy, Rose, Salazar, 13 Wiens. 14 SJR04-059 15 by Senator(s) Hillman, Andrews, Fitz-Gerald; also Representative(s) Cloer, Johnson R., Garcia, Jahn--16 Concerning the retention of officers and employees of the 17 18 Second Regular Session of the Sixty-fourth General 19 Assembly. 20 21 (Printed and placed in member's file.) 22 23 On motion of Representative Cloer, the resolution was adopted by viva 24 voce vote. 25 26 Co-sponsors added: Roll Call of the House. 27 28 by Senator(s) Hillman; also Representative(s) King--SJR04-057 29 Concerning a limitation on the number of bills that may be 30 sponsored by committees that meet during the legislative 31 interim. 32 33 (Printed and placed in member's file.) 34 On motion of Representative King, the resolution was **adopted** by the 35 following roll call vote: 36 37 38 YES 53 NO 12 **EXCUSED** 00 ABSENT 00 39 Y Y Y Berry Garcia Ν **McCluskey** Sinclair 40 Borodkin Y Hall Y McFadyen Y Smith Y Y 41 Y Y Boyd Ν Harvey McGihon Spence 42 Briggs Y Hefley Y Merrifield Ν Stafford Y 43 Ν Hodge Y Ν Brophy Y Miller Stengel 44 Butcher Ν Hoppe Y Mitchell Y Tochtrop Y 45 Cadman Y Y Paccione Y Vigil Y Jahn 46 Carroll Y Johnson Y Plant Y Weddig Y 47 Ν Ν Cerbo Judd Y Pommer Y Weissmann 48 Y Y Y Clapp King Ragsdale Ν Welker 49 Ν Larson Y Rhodes Y White Y Cloer Rippy Wiens 50 Coleman Ν Lee Y Y Y Ν 51 Y Y Romanoff Y Crane Lundberg Williams S. 52 Y Y Williams T. Y Decker Madden Rose Y 53 Fairbank Y Marshall Y Salazar Y Witwer Y

Y

Schultheis

Y

Young

Speaker

Y

Y

54 55

Frangas

56 Co-sponsor added: Representative Schultheis.

May

Y

Page 1862

**HJR04-1054**by Representative(s) Carroll, Paccione, Cerbo, Hefley,Judd, Lee, Marshall, McGihon, Merrifield, Pommer,Romanoff, Stengel, Vigil, Weissmann, White, WilliamsS.; also Senator(s) Groff, Grossman, Tupa, Veiga--Concerning the commemoration of the 50th anniversary ofthe United States Supreme Court's decision in Brown v.Board of Education of Topeka, Kansas.

9 (Printed and placed in member's file.)

10

11 On motion of Representative Carroll, the resolution was **adopted** by the 12 following roll call vote:

12

13	YES	65	NO	00	EXCUSED	00	ABSENT	00
15	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
16	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
17	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
18	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
19	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
20	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
21	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
22	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
23	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
24	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
25	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
26	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
27	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
28	Decker	Y	Madden	Y	Rose	Y	Williams T.	Y
29	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
30	Frangas	Y	May	Y	Schultheis	Y	Young	Y
31	C		•				Speaker	Y
32					orodkin, Boyd,			
22	Cloar Color	on Cr	ona Daalzar	Dairba	nlz Erongog Ca	rain	Uall John Joh	maan

Cloer, Coleman, Crane, Decker, Fairbank, Frangas, Garcia, Hall, Jahn, Johnson,
King, Larson, Madden, May, McCluskey, Miller, Mitchell, Plant, Ragsdale,
Rhodes, Rippy, Rose, Salazar, Smith, Spence, Stafford, Tochtrop, Welker,
Wiens, Williams T., Witwer, Young, Speaker.

37

38 SJR04-038 by Senator(s) Teck, Isgar, Johnson S.: also 39 Representative(s) Berry--Concerning the use of 40 technology and electronic monitoring devices (telehealth 41 care) in the delivery of health care services in the home.

- 4243 (Printed and placed in member's files.)
- 44

45 Representative Berry moved that the resolution be adopted.

46

47 Representative Berry moved the following amendment:

48

49 <u>Amendment No. 1</u>, by Health, Environment, Welfare & Institutions 50 Report, dated May 3, 2004, and placed in member's bill file; Report also 51 printed in House Journal May 3.)

51 printed in House Journal, May 3.)

52

53 The amendment was declared **lost** by **viva voce** vote.

54

55 On motion of Representative Berry, the resolution was **adopted** by the

56 following roll call vote:

1	YES	63	NO	02	EXCUSED	00	ABSENT	00
								00 V
2	Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
3	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	Y
4	Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
5	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
6	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
7	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
8	Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
9	Carroll	Y	Johnson	Y	Plant	Y	Weddig	Y
10	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
11	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
12	Cloer	Y	Larson	Y	Rhodes	Y		Y
13	Coleman	Y	Lee	Y	Rippy	Y		Y
14	Crane	Y	Lundberg	Ν	Romanoff	Y		Y
15	Decker	Y	Madden	Y	Rose	Y		Y
16	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
17	Frangas	Y	May	Y	Schultheis	Ν	Young	Y
18				_			Speaker	Y
19					oyd, Carroll, C			
20				Roma	noff, Smith, S	taffo	rd, Tochtrop,	Vigil,
21	Weddig, Will	iams S	S.					
22								
23	<u>SJR04-040</u>				R., Jones;			
24		Sir	clairConc	erning	g American p	oatric	otism in Col	orado
25		scł	nools.	-	-			
26								
27	(Printed and	nlac	ad in manula		``			
	(1 micu anu	i piac	eu minembe	er s m	e.)			
28	(I Inited and	piac		er s m	e.)			
		•				ion v	vas <b>adopted</b> b	by the
28		of Rep	presentative S		e.) ir, the resoluti	ion v	vas <b>adopted</b> b	by the
28 29 30 31	On motion o	of Rep	presentative S	Sincla	ir, the resoluti	ion v	vas <b>adopted</b> b	by the
28 29 30 31 32	On motion o	of Repoll cal	presentative S	Sincla	ir, the resoluti	00	vas <b>adopted</b> b ABSENT	00 00
28 29 30 31	On motion of following ro	of Rep oll cal	presentative s l vote:	Sincla	ir, the resoluti		-	•
28 29 30 31 32	On motion of following ro	of Repoll cal	presentative S l vote: NO	Sincla	ir, the resoluti	00	ABSENT	00
28 29 30 31 32 33	On motion of following room of the second se	of Repoll cal	oresentative S l vote: <u>NO</u> Garcia Hall	Sincla	ir, the resoluti EXCUSED McCluskey	00 Y	ABSENT Sinclair Smith	00 Y
28 29 30 31 32 33 34 35	On motion of following room of the second se	of Repoll cal	oresentative S l vote: <u>NO</u> Garcia Hall Harvey	Sincla 00 Y Y Y Y	ir, the resoluti EXCUSED McCluskey McFadyen McGihon	00 Y Y Y	ABSENT Sinclair Smith Spence	00 Y Y Y
28 29 30 31 32 33 34 35 36	On motion of following ro <u>YES</u> Berry Borodkin Boyd Briggs	of Rep oll cal 65 Y Y Y Y Y	oresentative S l vote: NO Garcia Hall Harvey Hefley	Sincla 00 Y Y Y Y Y	ir, the resoluti EXCUSED McCluskey McFadyen McGihon Merrifield	00 Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford	00 Y Y Y Y Y
28 29 30 31 32 33 34 35 36 37	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy	of Repoll cal	oresentative S l vote: NO Garcia Hall Harvey Hefley Hodge	Sincla 00 Y Y Y Y Y Y Y	ir, the resoluti EXCUSED McCluskey McFadyen McGihon Merrifield Miller	00 Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel	00 Y Y Y Y Y Y
28 29 30 31 32 33 34 35 36 37 38	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher	of Rep oll cal <u>65</u> Y Y Y Y Y Y Y Y	oresentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe	Sincla 00 Y Y Y Y Y Y Y Y	ir, the resoluti EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell	00 Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop	00 Y Y Y Y Y Y Y Y
28 29 30 31 32 33 34 35 36 37 38 39	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman	of Rep oll cal <u>65</u> Y Y Y Y Y Y Y Y Y	oresentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn	Sincla 00 Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione	00 Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil	00 Y Y Y Y Y Y Y Y Y
28 29 30 31 32 33 34 35 36 37 38 39 40	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll	of Rep oll cal <u>65</u> Y Y Y Y Y Y Y Y Y Y	oresentative S l vote: <u>NO</u> Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant	00 Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig	00 Y Y Y Y Y Y Y Y Y Y Y
28 29 30 31 32 33 34 35 36 37 38 39 40 41	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo	of Rep oll cal <u>65</u> Y Y Y Y Y Y Y Y Y Y Y	oresentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer	00 Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann	00 Y Y Y Y Y Y Y Y Y Y Y Y
28 29 30 31 32 33 34 35 36 37 38 39 40 41 42	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp	of Rep oll cal 65 Y Y Y Y Y Y Y Y Y Y Y Y Y	oresentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale	00 Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker	00 Y Y Y Y Y Y Y Y Y Y Y Y Y
28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer	of Rep oll cal 65 Y Y Y Y Y Y Y Y Y Y Y Y Y	oresentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes	00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y
28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman	of Repoll cal	oresentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane	of Repoll cal	resentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S.	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker	of Rep oll cal 65 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	oresentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T.	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
$\begin{array}{c} 28\\ 29\\ 30\\ 31\\ 32\\ 33\\ 34\\ 35\\ 36\\ 37\\ 38\\ 39\\ 40\\ 41\\ 42\\ 43\\ 44\\ 45\\ 46\\ 47\\ \end{array}$	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank	of Rep oll cal 65 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	oresentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
$\begin{array}{c} 28\\ 29\\ 30\\ 31\\ 32\\ 33\\ 34\\ 35\\ 36\\ 37\\ 38\\ 39\\ 40\\ 41\\ 42\\ 43\\ 44\\ 45\\ 46\\ 47\\ 48 \end{array}$	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker	of Rep oll cal 65 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	oresentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer Young	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank Frangas	of Repoll cal	oresentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall May	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar Schultheis	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer Young Speaker	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y
$\begin{array}{c} 28\\ 29\\ 30\\ 31\\ 32\\ 33\\ 34\\ 35\\ 36\\ 37\\ 38\\ 39\\ 40\\ 41\\ 42\\ 43\\ 44\\ 45\\ 46\\ 47\\ 48\\ 49\\ 50\\ \end{array}$	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank Frangas	of Rep oll cal 65 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	oresentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall May : Representat	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar Schultheis	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams T. Witwer Young Speaker man, Crane, Fain	00YY
$\begin{array}{c} 28\\ 29\\ 30\\ 31\\ 32\\ 33\\ 34\\ 35\\ 36\\ 37\\ 38\\ 39\\ 40\\ 41\\ 42\\ 43\\ 44\\ 45\\ 46\\ 47\\ 48\\ 49\\ 50\\ 51 \end{array}$	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank Frangas	of Repoll cal	resentative s l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall May : Representat Hall, Johnson	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar Schultheis riggs, Carroll, C , Larson, Lee,	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams S. Williams T. Witwer Young Speaker an, Crane, Fair Cluskey, Merr	00YY
$\begin{array}{c} 28\\ 29\\ 30\\ 31\\ 32\\ 33\\ 34\\ 35\\ 36\\ 37\\ 38\\ 39\\ 40\\ 41\\ 42\\ 43\\ 44\\ 45\\ 46\\ 47\\ 48\\ 49\\ 50\\ 51\\ 52 \end{array}$	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank Frangas Co-sponsors Frangas, Gar Miller, Mitch	of Rep oll cal 65 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	resentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall May : Representat Iall, Johnson Paccione, Rho	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar Schultheis riggs, Carroll, C , Larson, Lee, Rippy, Rose, S	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams S. Williams T. Witwer Young Speaker man, Crane, Fair Cluskey, Mern , Spence, Sta	00YY
$\begin{array}{c} 28\\ 29\\ 30\\ 31\\ 32\\ 33\\ 34\\ 35\\ 36\\ 37\\ 38\\ 39\\ 40\\ 41\\ 42\\ 43\\ 44\\ 45\\ 46\\ 47\\ 48\\ 49\\ 50\\ 51\\ 52\\ 53\\ \end{array}$	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank Frangas Co-sponsors Frangas, Gar Miller, Mitch	of Rep oll cal 65 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	resentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall May : Representat Iall, Johnson Paccione, Rho	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar Schultheis riggs, Carroll, C , Larson, Lee,	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams S. Williams T. Witwer Young Speaker man, Crane, Fair Cluskey, Mern , Spence, Sta	00YY
$\begin{array}{c} 28\\ 29\\ 30\\ 31\\ 32\\ 33\\ 34\\ 35\\ 36\\ 37\\ 38\\ 39\\ 40\\ 41\\ 42\\ 43\\ 44\\ 45\\ 46\\ 47\\ 48\\ 49\\ 50\\ 51\\ 52 \end{array}$	On motion of following ro YES Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer Coleman Crane Decker Fairbank Frangas Co-sponsors Frangas, Gar Miller, Mitch	of Rep oll cal 65 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	resentative S l vote: NO Garcia Hall Harvey Hefley Hodge Hoppe Jahn Johnson Judd King Larson Lee Lundberg Madden Marshall May : Representat Iall, Johnson Paccione, Rho	Sincla 00 Y Y Y Y Y Y Y Y Y Y Y Y Y	ir, the resolution EXCUSED McCluskey McFadyen McGihon Merrifield Miller Mitchell Paccione Plant Pommer Ragsdale Rhodes Rippy Romanoff Rose Salazar Schultheis riggs, Carroll, C , Larson, Lee, Rippy, Rose, S	00 Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y Y	ABSENT Sinclair Smith Spence Stafford Stengel Tochtrop Vigil Weddig Weissmann Welker White Wiens Williams S. Williams S. Williams T. Witwer Young Speaker man, Crane, Fair Cluskey, Mern , Spence, Sta	00YY

55

Page 1864

**SJR04-042** by Senator(s) Chlouber; also Representative(s) Witwer--1 2 3 4 5 Concerning an Office of Men's Health, and, in connection therewith, requesting that Congress pass S. 1028 and H.R. 1734 to amend the "Public Health Service Act" to create such office. 6

7 (Printed and placed in member's file.)

8

9 On motion of Representative Witwer, the resolution was **adopted** by the 10 following roll call vote:

11	YES	53	NO	12	EXCUSED	00	ABSENT	00
12	Berry	Y	Garcia	Ν	McCluskey	Y	Sinclair	Y
13	Borodkin	Y	Hall	Ν	McFadyen	Y	Smith	Y
14	Boyd	Y	Harvey	Ν	McGihon	Y	Spence	Ν
15	Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
16	Brophy	Y	Hodge	Y	Miller	Y	Stengel	Y
17	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
18	Cadman	Ν	Jahn	Y	Paccione	Y	Vigil	Y
19	Carroll	Y	Johnson	Ν	Plant	Y	Weddig	Y
20	Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
21	Clapp	Y	King	Ν	Ragsdale	Y	Welker	Y
22	Cloer	Y	Larson	Y	Rhodes	Y	White	Ν
23	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
24	Crane	Y	Lundberg	Ν	Romanoff	Y	Williams S.	Y
25	Decker	Y	Madden	Y	Rose	Y	Williams T.	Ν
26	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
27	Frangas	Y	May	Y	Schultheis	Ν	Young	Ν
28			-				Speaker	Y

29 Co-sponsors added: Representatives Cloer, Tochtrop, Williams T.

30

**SJR04-011** 

- 31 32
- 33
- 34
- 35

36

37 (Printed and placed in member's file.)

38 39 On motion of Representative Brophy, the resolution was **lost** by the 40 following roll call vote: 41

by Senator(s) Evans, Andrews, Dyer, Hillman, Lamborn,

Owen; also Representative(s) Brophy, Schultheis, Lee, Lundberg, May M., Rhodes--Concerning support for the federal "Fair Tax Act of 2003" by the Colorado

congressional delegation in the United States congress.

42 YES 19 **EXCUSED** ABSENT NO 46 00 00 43 Ν Garcia Ν **McCluskey** Ν Sinclair N Berry 44 Borodkin Ν Y Hall Ν McFadyen Ν Smith Spence 45 Boyd Ν Harvey McGihon Ν Ν Ν 46 **Briggs** Ν Hefley Y Merrifield Ν Stafford Ν Y Stengel 47 Brophy Hodge Ν Miller Ν Ν 48 Y Mitchell Y Ν Butcher Ν Hoppe Tochtrop Y 49 Cadman Jahn Ν Paccione Ν Vigil Ν 50 Weddig Carroll Ν Johnson Y Plant Ν Ν 51 Cerbo Ν Judd Ν Pommer Ν Weissmann Ν Welker Y 52 Clapp Ν King Ν Ragsdale Ν 53 Rhodes Y White Ν Larson Y Ν Cloer 54 Coleman Ν Lee Y Rippy Ν Wiens Ν 55 Crane Y Lundberg Y Romanoff Ν Williams S. Ν 56 Decker Ν Madden Ν Rose Y Williams T. Ν

1 2 3 4	Fairbank Frangas	Y N	Marshall May	N Y	Salazar Schultheis	N Y	Witwer Young Speaker	Y Y N
5 6		С	ONSIDERA	ATIO	N OF MEM	ORL	AL	
7 8 9	<u>SJM04-004</u>				d, Andrews; zing Congr		Representat to abolish	
10					tax for indivi			
11 12 13	(Printed and	-						
14 15	On motion of following rol			Mitch	ell, the memor	rial v	vas <b>adopted</b> b	by the
16	YES	<u>1 car</u> 39	NO	24	EXCUSED	01	ABSENT	01
17	Berry	N	Garcia	N	McCluskey	N	Sinclair	Y
18	Borodkin	N	Hall	Ŷ	McFadyen	N	Smith	Ŷ
19	Boyd	N	Harvey	Ŷ	McGihon	-	Spence	Ŷ
20	Briggs	Y	Hefley	Ŷ	Merrifield	Ν	Stafford	Ŷ
$\overline{21}$	Brophy	Ŷ	Hodge	Ň	Miller	Y	Stengel	Ŷ
22	Butcher	Ň	Норре	Y	Mitchell	Ŷ	Tochtrop	Ň
23	Cadman	Y	Jahn	Ŷ	Paccione	Ň	Vigil	N
24	Carroll	Ň	Johnson	Ŷ	Plant	N	Weddig	N
25	Cerbo	N	Judd	Ň	Pommer	Y	Weissmann	N
26	Clapp	Y	King	Y	Ragsdale	Ν	Welker	Y
27	Cloer	Ŷ	Larson	Ŷ	Rhodes	Y	White	Ŷ
$\frac{1}{28}$	Coleman	Ň	Lee	Ŷ	Rippy	Ŷ		Ŷ
29	Crane	Y	Lundberg	Ŷ	Romanoff	Ŷ		Ň
30	Decker	Ň	Madden	Ň	Rose	Ŷ		Y
31	Fairbank	Y	Marshall	Ē	Salazar	Ŷ	Witwer	Ŷ
32	Frangas	Ň	May	Ÿ	Schultheis	Ŷ	Young	Ŷ
33	11000800		1.140	-		-	Speaker	Ŷ
34	Co-sponsors	adde	d: Represent	tatives	Crane, Fairb	ank,		Rippy,
35	Schultheis, We					,		110
36								
37	SJM04-003	by	Senator(s)	Tupa	, Andrews,	Arno	old, Cairns,	Entz,
38		Ĕv	ans, Gordo	n, Ĝr	off, Grossma	an, I	Hagedorn, H	anna,
39		H1	llman, John	son S	., Jones, Kes	ster,	Lamborn, N	ichol,
40		Ov	ven, Reeves	, San	doval, Tapia,	Tay	vlor, Teck, V	<sup>7</sup> eiga,
41					sentative(s) C			
42		Bo	orodkin, Boy	d, Bri	ggs, Brophy,	Butc	her, Cerbo, C	Clapp,
43		Cl	oer, Crane,	Fairb	ank, Frangas,	Hal	l, Hefley, H	oppe,
44		Jał	nn, Lee, Lu	indbei	rg, Madden,	May	/ M., McFa	dyen,
45					l, Miller, Pacc			
46					alazar, Schul			
47					Vigil, Weddig			
48		Υc	oungMemo	prializ	ing Congre	ess .	to propose	an
49					ited States Co			
50		the	e total amou	int of	all federal a	ppro	priations mad	de by
51					scal year not			of all
52		est	imated feder	ral rev	venues for that	t IISC	cai year.	
53	(Drive to d = 1	<b>n</b> 1a -	ad in	anta fil				
54	(Printed and					ام۳		
55 56	Laiu over uni		iay 5, retain	ing pla	ace on Calend	idi.		

56

	Page 1866	House Journal119th DayMay 4, 2004
$\frac{1}{2}$		CONSIDERATION OF RESOLUTION
2 3 4 5 6 7	<u>HJR04-1065</u>	by Representative(s) Clapp; also Senator(s) Dyer Concerning a declaration that Xcel Energy should adopt certain measures to ensure uninterrupted electric service in Colorado.
/ 8 9	(Printed and p	placed in member's file.)
9 10 11 12	Laid over unti	1 May 6. Deemed <b>lost</b> .
13 14		MESSAGES FROM THE SENATE
15 16 17	Madam Speak	ler:
18 19 20 21 22	In response to receded from In response to receded from	b your message notifying the Senate that the House has its position on HB04-1104, the bill is returned herewith. b your message notifying the Senate that the House has its position on HB04-1123, the bill is returned herewith.
23 24 25 26 27	The Senate v transmitted he	oted to adhere to its position on SB04-168. The bill is prewith.
28 29 30		House in recess. House reconvened.
31 32 33	APPOIN	NTMENTS TO CONFERENCE COMMITTEES
34 35 36	The Speaker Committees as	appointed House conferees to the First Conference s follows:
37 38 39	SB04-216Re	epresentatives Cloer, Chairman, Stengel and Judd.
40 41 42 43	On motion of Orders on Tue	Representative King, <b>SB04-203, 233</b> were made Special esday, May 4, 2004, at 9:02 p.m.
44 45 46 47 48	Smith, the H	9:02 p.m., having arrived, on motion of Representative ouse resolved itself into Committee of the Whole for of Special Orders and he was called to the Chair to act as
49 50	SPECI	AL ORDERSSECOND READING OF BILLS
51 52 53 54 55 56	titles of the fo	ee of the Whole having risen, the Chairman reported the ollowing bills had been read (reading at length had been h by unanimous consent), the bills considered and action 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 **SB04-203** by Senator(s) Anderson, Andrews; also Representative(s) 5 Young, Fairbank--Concerning tobacco litigation settlement 6 moneys, and, in connection therewith, creating a tobacco 7 litigation settlement financing corporation for the purpose 8 of securitizing tobacco settlement revenues scheduled to 9 be received by the state, creating a state rainy day fund, 10 and requiring securitization proceeds to be credited to the 11 fund and expended for specified purposes. 12 Amendment No. 1, Finance Report, dated May 4, 2004, and placed in 13 member's bill file; Report also printed in House Journal, May 4, pages 14 15 1826-1829. 16 17 Amendment No. 2, Appropriations Report, dated May 4, 2004, and placed in member's bill file; Report also printed in House Journal, May 18 19 4, pages 1837-1839. 20 Amendment No. 3, by Representative Young. 21 22 23 Amend the Appropriations Committee Report, dated May 4, 2004, page 2, line 14, strike "July 1, 2004," and substitute "July 1, 2004, but not 24 25 including January 1, 2005,". 26 27 <u>Amendment No. 4</u>, by Representative Young. 28 29 Amend the Finance Committee Report, dated May 4, 2004, page 5, line 30 29, strike "July 1, 2004," and substitute "July 1, 2004, but not including January 1, 2005,". 31 32 33 As amended, declared **lost** on Second Reading. 34 35 SB04-233 by Senator(s) McElhany; also Representative(s) Harvey--36 Concerning the construction of a parking structure in the 37 capitol complex. 38 39 Amendment No. 1, Appropriations Report, dated May 4, 2004, and 40 placed in member's bill file; Report also printed in House Journal, May 4, pages 1855-1856. 41 42 43 As amended, ordered revised and placed on the Calendar for Third Reading and Final Passage. 44 45 46 47 48 49 AMENDMENTS TO THE COMMITTEE OF THE WHOLE REPORT 50 51 Representatives Young and Harvey moved to amend the Report of the 52 Committee of the Whole to show that the following Harvey amendment, 53 to SB04-203, did pass, and that SB04-203, as amended, did pass. 54 55 Amend reengrossed bill, page 3, line 16, strike "TO"; 56

1 strike lines 17 through 19 and substitute the following: 2 3 4 "то: 5 6 (I) EFFICIENTLY ADDRESS CRITICAL CAPITAL CONSTRUCTION NEEDS OF THE STATE BY: 7 8 (A) PROVIDING A SOURCE OF DIRECT FUNDING FOR CONSTRUCTION 9 OF A HIGH-CUSTODY BED FACILITY FOR THE COLORADO STATE 10 PENITENTIARY II CORRECTIONAL FACILITY AND ANCILLARY FACILITIES AND 11 ACADEMIC FACILITIES FOR THE UNIVERSITY OF COLORADO HEALTH 12 SCIENCES CENTER AT THE FORMER FITZSIMONS ARMY BASE THAT WOULD 13 OTHERWISE HAVE TO BE FINANCED THROUGH LEASE-PURCHASE 14 AGREEMENTS; 15 16 (B) FUNDING DEBT SERVICE ON ALL OUTSTANDING CERTIFICATES 17 OF PARTICIPATION THAT CANNOT IMMEDIATELY BE PAID IN FULL; AND 18 19 (C) INCREASING THE PRINCIPAL BALANCE OF THE PERMANENT 20 SCHOOL FUND CREATED IN SECTION 3 OF ARTICLE IX OF THE STATE 21 CONSTITUTION AND USING INTEREST AND INCOME EARNED ON THE DEPOSIT 22 AND INVESTMENT OF THE FUND TO INVEST IN BONDS OF SCHOOL DISTRICTS, 23 GUARANTY BONDS OF SCHOOL DISTRICTS, AND MAKE LOANS TO SCHOOL 24 DISTRICTS AS AUTHORIZED BY SAID SECTION 3; AND 25 26 (II)ENSURE THAT FUTURE BENEFITS OBLIGATIONS OWED TO 27 FIREFIGHTERS AND POLICE OFFICERS WILL BE PAID BY FULLY FUNDING THE 28 PRESENT VALUE OF THE OBLIGATIONS.". 29 30 Page 4, line 12, strike "CREDITED TO THE STATE RAINY DAY FUND" and 31 substitute "DEPOSITED IN THE TOBACCO SECURITIZATION ACCOUNT OF THE 32 GENERAL FUND". 33 34 Page 19, line 22, strike "STATE RAINY DAY"; 35 36 strike line 23 and substitute the following: 37 38 "TOBACCO SECURITIZATION ACCOUNT OF THE GENERAL FUND CREATED IN 39 SECTION 24-75-1104.5 (1)."; 40 41 strike lines 24 through 27. 42 43 Strike page 20. 44 45 Page 21, strike lines 1 through 21. 46 47 Page 29, strike lines 19 through 27. 48 49 Strike pages 30 through 34. 50 51 Page 35, strike lines 1 through 15 and substitute the following: 52 53 "24-75-1104.5. Tobacco securitization account - creation - use 54 of moneys. (1) THE TOBACCO SECURITIZATION ACCOUNT IS HEREBY 55 CREATED IN THE GENERAL FUND. THE ACCOUNT SHALL CONSIST OF ALL

56 NET PROCEEDS OF A PROPERTY SALE CONTRACT DEPOSITED INTO THE

ACCOUNT PURSUANT TO SECTION 24-82.5-110 (2) AND ALL INTEREST OR 1 2 INCOME EARNED ON THE DEPOSIT AND INVESTMENT OF MONEYS IN THE 3 ACCOUNT. 4 5 (2) MONEYS IN THE TOBACCO SECURITIZATION ACCOUNT SHALL BE 6 TRANSFERRED, EXPENDED, AND APPROPRIATED AS FOLLOWS: 7 8 (a) AS SOON AS FEASIBLE FOLLOWING THE DEPOSIT OF THE NET 9 PROCEEDS OF A PROPERTY SALE CONTRACT INTO THE ACCOUNT PURSUANT 10 TO SECTION 24-82.5-110 (2), THE STATE TREASURER SHALL TRANSFER 11 FROM THE ACCOUNT TO THE FIRE AND POLICE MEMBERS' BENEFIT FUND 12 CREATED IN SECTION 31-31-301 (1) (a), C.R.S., AN AMOUNT THAT WILL 13 ENSURE THAT THE PRESENT VALUE OF ALL STATE LIABILITY OF THE FUND 14 IS FULLY FUNDED AS OF THE DATE OF THE TRANSFER. 15 16 (b) SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL 17 ASSEMBLY, THE STATE TREASURER SHALL PAY FROM THE ACCOUNT ALL 18 OBLIGATIONS OF THE STATE OWED ON CERTIFICATES OF PARTICIPATION 19 THAT ARE OUTSTANDING AS OF THE DATE ON WHICH NET PROCEEDS OF A 20 PROPERTY SALE CONTRACT ARE DEPOSITED INTO THE ACCOUNT PURSUANT 21 TO SECTION 24-82.5-110 (2). 22 23 (c) THE GENERAL ASSEMBLY SHALL APPROPRIATE MONEYS FROM 24 THE ACCOUNT TO FUND THE MAXIMUM AMOUNT OF THE COSTS OF 25 CONSTRUCTION OF A HIGH-CUSTODY BED FACILITY FOR THE COLORADO 26 STATE PENITENTIARY II CORRECTIONAL FACILITY AND ANCILLARY 27 FACILITIES AND ACADEMIC FACILITIES FOR THE UNIVERSITY OF COLORADO HEALTH SCIENCES CENTER AT THE FORMER FITZSIMONS ARMY BASE THAT 28 29 COULD OTHERWISE HAVE BEEN FUNDED THROUGH LEASE-PURCHASE AGREEMENTS AUTHORIZED BY HOUSE BILL 03-1256, ENACTED AT THE 30 31 FIRST REGULAR SESSION OF THE SIXTY-FOURTH GENERAL ASSEMBLY. 32 NOTWITHSTANDING THE PROVISIONS OF HOUSE BILL 03-1256, WHICH 33 AUTHORIZE THE STATE TO EXECUTE LEASE-PURCHASE AGREEMENTS TO 34 FUND THE CONSTRUCTION OF SAID FACILITIES, THE STATE SHALL NOT 35 ENTER INTO ANY LEASE-PURCHASE AGREEMENT TO FUND SAID FACILITIES 36 ON OR AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH (c). 37 38 (d) THE GENERAL ASSEMBLY, IN CONSULTATION WITH THE STATE 39 TREASURER, SHALL DETERMINE THE AMOUNT OF MONEYS IN THE ACCOUNT 40 NEEDED TO MAKE THE TRANSFER, EXPENDITURES, AND APPROPRIATIONS 41 REQUIRED BY PARAGRAPHS (a) TO (c) OF THIS SUBSECTION (2). UPON THE DETERMINATION OF THE AMOUNT, THE TREASURER SHALL TRANSFER ALL 42 43 MONEYS IN THE ACCOUNT IN EXCESS OF THE DETERMINED AMOUNT TO THE 44 PERMANENT SCHOOL FUND, AS DEFINED IN SECTION 22-43.7-102 (2.7), 45 C.R.S. MONEYS TRANSFERRED TO THE PERMANENT SCHOOL FUND AND 46 ANY INTEREST OR INCOME EARNED ON THE DEPOSIT AND INVESTMENT OF 47 THE MONEYS MAY BE USED AS PRESCRIBED BY SECTION 3 OF ARTICLE IX 48 OF THE STATE CONSTITUTION AND APPLICABLE LAW. 49 50 (3) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (2) OF 51 THIS SECTION, TO THE EXTENT NECESSARY TO PRESERVE THE TAX-EXEMPT 52 STATUS OF BONDS ISSUED ON A TAX-EXEMPT BASIS BY THE CORPORATION, 53 THE TRANSFERS, EXPENDITURES, AND APPROPRIATIONS REQUIRED BY SAID 54 SUBSECTION (2) SHALL BE MADE FROM GENERAL FUND MONEYS THAT ARE 55 NOT PART OF THE TOBACCO SECURITIZATION ACCOUNT AND THAT WOULD

56 OTHERWISE BE USED TO MAINTAIN THE GENERAL FUND RESERVE REQUIRED

House Journal--119th Day--May 4, 2004 Page 1870 BY SECTION 24-75-201.1 (1) (d), AND EQUIVALENT AMOUNTS SHALL BE TRANSFERRED FROM THE ACCOUNT TO THE GENERAL FUND IN ORDER TO **REPLENISH THE RESERVE.**". Page 36, line 3, before "APPROPRIATED", insert "TRANSFERRED, EXPENDED, AND"; strike lines 7 through 9 and substitute the following: "SECTION 4. 24-75-1104, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:"; line 10, strike "(1) For the"; strike lines 11 through 19. Page 37, line 7, strike "BUT SHALL INSTEAD BE MADE" and substitute "BUT TRANSFERS, EXPENDITURES, AND APPROPRIATIONS SHALL INSTEAD BE MADE FROM THE TOBACCO SECURITIZATION ACCOUNT OF THE GENERAL FUND"; strike lines 9 through 20. Renumber succeeding sections accordingly. Page 38, line 24, strike "24-75-1104.5(1)(k)(IV), C.R.S." and substitute "24-75-1104.5 (2) (c), C.R.S.". Page 39, strike lines 6 through 13 and substitute the following: "AGREEMENT.". Page 40, strike lines 17 through 27. Page 41, strike lines 1 through 7. Renumber succeeding sections accordingly. Page 41, strike lines 17 through 27. Page 42, strike lines 1 through 7. Renumber succeeding sections accordingly. Page 43, strike lines 6 and 7 and substitute the following: "SUBSECTION (2.5), BUT MONEYS SHALL INSTEAD BE TRANSFERRED, EXPENDED, AND APPROPRIATED AS SPECIFIED IN SECTION 24-75-1104.5(2), C.R.S."; strike lines 17 through 27. Strike page 44. Page 45, strike lines 1 through 25. 

Renumber succeeding sections accordingly. 1

2 3 4 Page 46, strike lines 17 through 22.

5 Renumber succeeding section accordingly.

6

Page 1, line 105, strike "STATE RAINY DAY" and substitute "TOBACCO 7 8 SECURITIZATION ACCOUNT IN THE GENERAL".". 9

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

11								
12	YES	27	NO	38	EXCUSED	00	ABSENT	00
13	Berry	Y	Garcia	Y	McCluskey	Ν	Sinclair	Ν
14	Borodkin	Ν	Hall	Y	McFadyen	Ν	Smith	Ν
15	Boyd	Ν	Harvey	Y	McGihon	Ν	Spence	Y
16	Briggs	Ν	Hefley	Ν	Merrifield	Ν	Stafford	Y
17	Brophy	Y	Hodge	Ν	Miller	Y	Stengel	Y
18	Butcher	Ν	Hoppe	Y	Mitchell	Y	Tochtrop	Ν
19	Cadman	Ν	Jahn	Ν	Paccione	Ν	Vigil	Ν
20	Carroll	Ν	Johnson	Y	Plant	Ν	Weddig	Ν
21	Cerbo	Ν	Judd	Ν	Pommer	Ν	Weissmann	Ν
22	Clapp	Y	King	Ν	Ragsdale	Ν	Welker	Y
23	Cloer	Y	Larson	Ν	Rhodes	Y	White	Y
24	Coleman	Ν	Lee	Y	Rippy	Y	Wiens	Ν
25	Crane	Y	Lundberg	Y	Romanoff	Ν	Williams S.	Ν
26	Decker	Ν	Madden	Ν	Rose	Ν	Williams T.	Ν
27	Fairbank	Y	Marshall	Ν	Salazar	Ν	Witwer	Y
28	Frangas	Ν	May	Y	Schultheis	Y	Young	Y
29	Ũ		-				Speaker	Y
30							-	

- 30
- 31 32 33

# ADOPTION OF COMMITTEE OF THE WHOLE REPORT

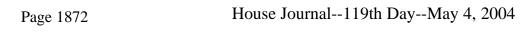
34 Passed Second Reading: SB04-233 amended. 35

36 Lost on Second Reading: SB04-203 amended.

37 38

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

YES	59	NO	06	EXCUSED	00	ABSENT	00
Berry	Y	Garcia	Y	McCluskey	Y	Sinclair	Y
Borodkin	Y	Hall	Ν	McFadyen	Y	Smith	Y
Boyd	Y	Harvey	Y	McGihon	Y	Spence	Y
Briggs	Y	Hefley	Y	Merrifield	Y	Stafford	Y
Brophy	Y	Hodge	Y	Miller	Y	Stengel	Ν
Butcher	Y	Hoppe	Ν	Mitchell	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Paccione	Y	Vigil	Y
Carroll	Y	Johnson	Ν	Plant	Y	Weddig	Y
Cerbo	Y	Judd	Y	Pommer	Y	Weissmann	Y
Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
Cloer	Y	Larson	Y	Rhodes	Y	White	Y
Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
	Berry Borodkin Boyd Briggs Brophy Butcher Cadman Carroll Cerbo Clapp Cloer	BerryYBorodkinYBoydYBriggsYBrophyYButcherYCadmanYCarrollYCerboYClappYCloerY	BerryYGarciaBorodkinYHallBoydYHarveyBriggsYHefleyBrophyYHodgeButcherYHoppeCadmanYJahnCarrollYJohnsonCerboYJuddClappYKingCloerYLarson	BerryYGarciaYBorodkinYHallNBoydYHarveyYBriggsYHefleyYBrophyYHodgeYButcherYHoppeNCadmanYJahnYCarrollYJohnsonNCerboYJuddYClappYKingYCloerYLarsonY	BerryYGarciaYMcCluskeyBorodkinYHallNMcFadyenBoydYHarveyYMcGihonBriggsYHefleyYMerrifieldBrophyYHodgeYMillerButcherYHoppeNMitchellCadmanYJahnYPaccioneCarrollYJohnsonNPlantCerboYJuddYPommerClappYKingYRagsdaleCloerYLarsonYRhodes	BerryYGarciaYMcCluskeyYBorodkinYHallNMcFadyenYBoydYHarveyYMcGihonYBriggsYHefleyYMerrifieldYBrophyYHodgeYMillerYButcherYHoppeNMitchellYCadmanYJahnYPaccioneYCerboYJuddYPommerYClappYKingYRagsdaleYCloerYLarsonYRhodesY	BerryYGarciaYMcCluskeyYSinclairBorodkinYHallNMcFadyenYSmithBoydYHarveyYMcGihonYSpenceBriggsYHefleyYMerrifieldYStaffordBrophyYHodgeYMillerYStengelButcherYHoppeNMitchellYTochtropCadmanYJahnYPaccioneYVigilCarrollYJohnsonNPlantYWeddigCerboYJuddYPommerYWeissmannClappYKingYRagsdaleYWelkerCloerYLarsonYRhodesYWhite



1 2	Crane Decker	Y Y	Madden	Y Y	Rose	Y	Williams S. Williams T.	Y Y
3	Fairbank	Y	Marshall	Y			Witwer	Y
4	Frangas	Y	May	Y	Schultheis	Y	Young	Ν
5							Speaker	Ν
6								
7								
8		-						
9		L	AY OVER	OF C	ALENDAR	ITE	MS	
10		( D	<i>, ,</i> •	17'	4 6 11 .	•,	4 0 1	1
11	On motion (	of Rej	presentative	King,	, the followin	g iter	ns on the Cal	endar
12	were laid ov	er un	itii May 5, re	tainii	ng place on C	alenc	iar:	
13	Consideratio	n of I	Decolutions	пп	04 1040 HD	01 1		1073
14 15					.04-1040, HR R04-056, 058			1072,
15 16	1073, 1074, Consideration	$\frac{10}{0}$	Governor's I	i, OJI Dartia	l Veto <b>HB0</b>	), UI / 1 117		
17	Consideratio			aitia		<b>+</b> -1 <b>+</b> 2		
18								
19								
20	On motion o	of Rer	presentative <b>k</b>	King.	the House adj	iourn	ed until 10:00	a.m.
21	May 5, 2004				ine mouse auj	000111		<i>u</i> ,
22	,							
22 23 24 25 26						A	Approved:	
24							11	
25								
26								
27						Ι	.OLA SPRAD	DLEY,
28						S	speaker	
29	Attest:							
30								
31	JUDITH R		AIGUE,					
32	Chief Cler	K						