

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

Sixty-fifth Legislative Day

Thursday, March 11, 2004

1 Prayer by the Reverend Doctor Cynthia Cearley, Montview Presbyterian  
2 Church, Denver.

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

5  
6 Pledge of Allegiance led by Representative Ragsdale.

7  
8 The roll was called with the following result:

9  
10 Present--59.

11 Excused--Representatives McFadyen, Miller, Smith--3.

12 Absent--Representatives Briggs, Hefley, Plant--3.

13 Present after roll call--Representatives Briggs, Hefley, McFadyen,  
14 Plant.

15  
16 The Speaker declared a quorum present.

17  
18  
19 On motion of Representative Pommer, the reading of the journal of  
20 March 10, 2004, was declared dispensed with and approved as corrected  
21 by the Chief Clerk.

22  
23  
24  
25 **CONSIDERATION OF RESOLUTIONS**

26  
27 **HJR04-1029** by Representative(s) May M., Harvey, Wiens; also  
28 Senator(s) Evans--Concerning support for the Rueter-Hess  
29 Reservoir in the Parker Water and Sanitation District.

30  
31 (Printed and placed in member's file.)

32  
33 On motion of Representative May, the resolution was read at length and  
34 **adopted by viva voce** vote.

35  
36 Co-sponsors added: Representatives Borodkin, Boyd, Briggs, Brophy, Butcher,  
37 Cadman, Carroll, Clapp, Crane, Fairbank, Garcia, Hall, Hefley, Hodge, Hoppe,  
38 Johnson, King, Larson, Lundberg, Marshall, McCluskey, Mitchell, Ragsdale,  
39 Rhodes, Rippy, Rose, Schultheis, Sinclair, Stafford, Stengel, Tochtrop, Vigil,  
40 Welker, White, Williams S., Williams T., Witwer, Young, Speaker.  
41

1 **HJR04-1020** by Representative(s) Spradley; also Senator(s) Lamborn--  
 2 Concerning the abolition of the death tax.

3  
 4 (Printed and placed in member's file.)

5  
 6 On motion of Representative Spradley, the resolution was **adopted** by the  
 7 following roll call vote:

9	YES	49	NO	13	EXCUSED	02	ABSENT	01
10	Berry	Y	Garcia	N	McCluskey	Y	Sinclair	Y
11	Borodkin	Y	Hall	Y	McFadyen	Y	Smith	E
12	Boyd	Y	Harvey	Y	McGihon	N	Spence	Y
13	Briggs	Y	Hefley	Y	Merrifield	N	Stafford	Y
14	Brophy	Y	Hodge	N	Miller	E	Stengel	Y
15	Butcher	Y	Hoppe	Y	Mitchell	Y	Tochtrop	Y
16	Cadman	Y	Jahn	-	Paccione	Y	Vigil	N
17	Carroll	N	Johnson	Y	Plant	N	Weddig	N
18	Cerbo	N	Judd	N	Pommer	N	Weissmann	N
19	Clapp	Y	King	Y	Ragsdale	Y	Welker	Y
20	Cloer	Y	Larson	Y	Rhodes	Y	White	Y
21	Coleman	Y	Lee	Y	Rippy	Y	Wiens	Y
22	Crane	Y	Lundberg	Y	Romanoff	Y	Williams S.	Y
23	Decker	Y	Madden	N	Rose	Y	Williams T.	Y
24	Fairbank	Y	Marshall	Y	Salazar	Y	Witwer	Y
25	Frangas	Y	May	Y	Schultheis	Y	Young	Y
26							Speaker	Y

27 Co-sponsors added: Representatives Berry, Briggs, Brophy, Cadman, Clapp,  
 28 Cloer, Coleman, Crane, Decker, Fairbank, Hall, Harvey, Hoppe, Jahn, Johnson,  
 29 King, Larson, Lee, Lundberg, May, McCluskey, Mitchell, Rhodes, Rippy, Rose,  
 30 Salazar, Schultheis, Sinclair, Spence, Stafford, Stengel, Welker, White, Wiens,  
 31 Williams S., Williams T., Witwer, Young.

### 32 33 34 **CONSIDERATION OF MEMORIAL**

35  
 36 **HM04-1001** by Representative(s) Marshall, Coleman, Carroll,  
 37 Borodkin, Cerbo, Madden, Paccione, Ragsdale, Tochtrop,  
 38 Weddig, Weissmann, Williams S.--Concerning  
 39 memorializing former Representative Arie Taylor.

40  
 41 (Printed and placed in member's file.)

42  
 43 On motion of Representative Marshall, the memorial was read at length.

44  
 45 **Amendment No. 1**, moved by Representative Marshall.

46  
 47 Amend printed memorial, page 1, line 7, strike "under" and substitute  
 48 "as".

49  
 50 The amendment was declared **passed** by **viva voce** vote.

51  
 52 Representative Marshall introduced members of the family that were  
 53 present.

54  
 55  
 56

1 Pursuant to House Rule 26(f) the House stood in recess to allow the  
2 following former members to speak on behalf of the Honorable Arie  
3 Taylor: Representatives Frank DeFilippo, Bob Kirscht, Betty Neale,  
4 Gloria Tanner

5  
6 The Speaker suspended the rules to allow the following former Senator  
7 to speak: Senator Joan Johnson

8  
9  
10 House reconvened.  
11  
12

13 On motion of Representative Marshall, as amended was **adopted** by **viva**  
14 **voce** vote.

15  
16 Co-sponsors added: Roll call of the House.  
17  
18

19  
20  
21 **REPORTS OF COMMITTEES OF REFERENCE**

22  
23 **EDUCATION**

24 After consideration on the merits, the Committee recommends the  
25 following:

26  
27 **SB04-152** be amended as follows, and as so amended, be referred to  
28 the Committee of the Whole with favorable  
29 recommendation:  
30

31 Amend reengrossed bill, page 3, line 2, strike the second "OF" and  
32 substitute "AFTER".  
33  
34  
35  
36

37 **FINANCE**

38 After consideration on the merits, the Committee recommends the  
39 following:  
40

41 **HB04-1381** be amended as follows, and as so amended, be referred to  
42 the Committee of the Whole with favorable  
43 recommendation:  
44

45 Amend printed bill, page 2, strike lines 16 through 19 and substitute the  
46 following:  
47

48 "OF FIFTY THOUSAND DOLLARS FOR ANY SINGLE RESIDENTIAL PROPERTY  
49 TO BE CONDITIONED UPON AN AGREEMENT TO REPAY THE GRANT UPON ANY  
50 SALE OR TRANSFER OF THE PROPERTY WITHIN FIVE YEARS OF THE DATE THE  
51 GRANT IS AWARDED. THE AMOUNT TO BE REPAID SHALL EQUAL THE  
52 AMOUNT OF THE GRANT LESS AN AMOUNT EQUAL TO ONE SIXTIETH OF THE  
53 AMOUNT OF THE GRANT FOR EACH FULL MONTH OCCURRING BETWEEN THE  
54 DATE THE GRANT IS AWARDED AND THE DATE OF THE SALE OR TRANSFER  
55 OF THE PROPERTY."  
56

- 1 **SB04-063** be referred to the Committee of the Whole with favorable  
2 recommendation.  
3  
4  
5 **SB04-120** be referred to the Committee of the Whole with favorable  
6 recommendation.  
7  
8  
9 **SB04-147** be referred to the Committee of the Whole with favorable  
10 recommendation.  
11  
12  
13  
14

15 **INFORMATION & TECHNOLOGY**

16 After consideration on the merits, the Committee recommends the  
17 following:

18  
19 **HB04-1289** be postponed indefinitely.  
20

21  
22 **SB04-139** be postponed indefinitely.  
23  
24  
25  
26

27 **LOCAL GOVERNMENT**

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

30  
31 **HB04-1393** be amended as follows, and as so amended, be referred to  
32 the Committee of the Whole with favorable  
33 recommendation:  
34

35 Amend printed bill, page 6, strike lines 4 through 12.

36  
37 Renumber succeeding sections accordingly.  
38  
39

40  
41  
42 **PRINTING REPORT**  
43

44 The Chief Clerk reports the following bills have been correctly printed:  
45 **HB04-1399; HCR04-1007.**  
46

47  
48  
49 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**  
50

51 The Speaker has signed: **HM04-1001; SB04-022.**  
52  
53  
54  
55

**LAY OVER OF CALENDAR ITEMS**

On motion of Representative King, the following items on the Calendar were laid over until March 12, retaining place on Calendar:

Consideration of Special Orders--**HB04-1257, 1345, 1104, SB04-051, HB04-1315, 1367, SB04-082, 041, 123, HB04-1380, SB04-090, 108, HB04-1203.**

Consideration of General Orders--**HB04-1390, 1355, SB04-007, 143, HB04-1370, SB04-095, 117, HB04-1240, SB04-175, HB04-1382, SB04-182, 089, HB04-1221, 1277, 1279, 1283, 1351, 1365, SB04-098, 109.**

Consideration of Resolutions--**HJR04-1008, 1012, 1013, 1005, 1018, SJR04-015, HJR04-1024, 1010, 1027, 1030.**

Consideration of Memorial--**SJM04-001.**

Consideration of Senate Amendments--**HB04-1115, 1117.**

On motion of Representative King, the House adjourned until 9:00 a.m., March 12, 2004.

Approved:

LOLA SPRADLEY,  
Speaker

Attest:

JUDITH RODRIGUE,  
Chief Clerk