SENATE JOURNAL
Sixty-fifth General Assembly
STATE OF COLORADO
First Regular Session

94th Legislative Day Friday, April 15, 2005

Prayer — By the chaplain, Father Dennis Woerter, St. Dominic Catholic Parish, Denver.

Pledge — By Senator Hagedorn

Call to Order — By the President *pro tem* at 9:00 a.m.

Roll Call — Present--31.
Absent/Excused--4; Bacon, Fitz-Gerald, Grossman, Hanna.
Present later--Bacon, Grossman.

Quorum — The President announced a quorum present.

Reading of Journal — On motion of Senator Mitchell, reading of the Journal of April 14, 2005 was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy — After consideration on the merits, the Committee recommends that **HB05-1177** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, line 5, strike "CURRENTLY";

line 12, strike "EXISTING";

line 27, strike "PRIMARY".

Page 4, line 6, strike "AND";

after line 6, insert the following:

"(b) OVERSEE AND DIRECT THE EXPENDITURE OF MONEYS APPROPRIATED PURSUANT TO THIS ARTICLE; AND".

Reletter succeeding paragraph accordingly.

Page 4, line 12, after "(1)", insert "(a)";

after line 18, insert the following:

"(b) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF NATURAL RESOURCES SHALL TAKE SUCH ACTIONS AS MAY BE NECESSARY TO ENSURE PROPER INTEGRATION AND NONDUPLICATION OF ACTIVITIES OCCURRING PURSUANT TO THE STATEWIDE WATER SUPPLY INITIATIVE AND THIS ARTICLE.".

Page 5, strike lines 1 through 5 and substitute the following:

"(II) AS DEEMED APPROPRIATE BY THE EXECUTIVE DIRECTOR, THE";

line 15, strike "CONJUNCTION" and substitute "COOPERATION".

Page 7, line 2, strike "DOLORES" and substitute "DOLORES, SAN MIGUEL,";

after line 4, insert the following:

"FOLLOWING AREAS IN WATER DIVISION 1: THOSE PORTIONS OF WATER".

Page 8, line 8, strike "(a)," and substitute "(a) IN CONSULTATION WITH THE DIRECTOR OF COMPACT NEGOTIATIONS,";

line 9, strike "INTERESTS," and substitute "INTERESTS AND WHO SHALL BE SELECTED FROM NOMINEES SUBMITTED BY ONE OR MORE REGIONALLY, STATE-WIDE, OR NATIONALLY RECOGNIZED ENVIRONMENTAL CONSERVATION ORGANIZATIONS THAT HAVE OPERATED IN COLORADO FOR AT LEAST FIVE YEARS,";

line 11, after "LOCAL", insert "DOMESTIC";

line 13, strike "RIGHTS OR OWN" and substitute "RIGHTS, INCLUDING OWNERS OF";

line 14, strike "COMPANY." and substitute "COMPANY OR THEIR AGENTS, OR SHALL HAVE A CONTRACT FOR WATER WITH THE FEDERAL BUREAU OF RECLAMATION OR THEIR AGENTS.";

line 15, strike "UP TO THREE" and substitute "(A) THREE" and, strike "APPOINTED" and substitute "SHALL BE SELECTED";

after line 20, insert the following:

"(B) IF NO ONE QUALIFIES FOR SELECTION PURSUANT TO SUB-SUBPARAGRAPH (A) OF THIS SUBPARAGRAPH (VI), THREE NONVOTING MEMBERS SHALL BE SELECTED FROM OUTSIDE THE BASIN WHO HAVE INTERESTS IN AND ARE KNOWLEDGEABLE ABOUT WATER MATTERS.";

line 21, strike "YEARS." and substitute "YEARS; EXCEPT THAT INITIAL TERMS SHALL BE STAGGERED PURSUANT TO EACH ROUNDTABLE'S BYLAWS.";

line 26, strike "BASIN ROUNDTABLE'S" and substitute "BOARD'S" and, strike "BOARD" and substitute "BASIN ROUNDTABLE".

Page 9, after line 5, insert the following:

"(5) A BASIN ROUNDTABLE SHALL BE DEEMED TO BE A LOCAL PUBLIC BODY FOR PURPOSES OF THE OPEN MEETINGS LAW, PART 4 OF ARTICLE 6 OF TITLE 24, C.R.S.";

line 6, after "**committee -**", insert "**report -**" and, after "(1)", insert "(a)";

line 11, strike "RIGHTS OR OWN" and substitute "RIGHTS, INCLUDING OWNERS OF";

line 12, strike "COMPANY," and substitute "COMPANY OR THEIR AGENTS,";

after line 22, insert the following:

"(b) AS SOON AS PRACTICABLE FOLLOWING THE EFFECTIVE DATE OF THIS ARTICLE, THE COMMITTEE SHALL ESTABLISH BYLAWS TO GOVERN ITS ACTIONS, INCLUDING A PROCEDURE WHEREBY BASIN ROUNDTABLES THAT OPT OUT OF THE PROCEDURES ESTABLISHED IN THIS ARTICLE ARE NO LONGER REPRESENTED ON THE COMMITTEE BUT MAY OPT BACK IN.".

Page 10, line 16, after "AGREEMENTS", insert "BETWEEN ROUNDTABLES";

line 18, strike "PROCEDURES" and substitute "SUBJECT TO THE PRINCIPLES ESTABLISHED IN SECTION 37-75-102, PROCEDURES";

line 22, strike "A" and substitute "SUCH";

line 25, strike "COMMITTEE," and substitute "COMMITTEE BUT SUBJECT TO THE PRINCIPLES ESTABLISHED IN SECTION 37-75-102,";

line 26, after "AGREEMENTS", insert "BETWEEN ROUNDTABLES".

Page 11, after line 7, insert the following:

"(4) COMMENCING IN 2006, THE COMMITTEE SHALL SUBMIT AN ANNUAL REPORT TO THE HOUSE OF REPRESENTATIVES COMMITTEE ON AGRICULTURE, LIVESTOCK, AND NATURAL RESOURCES AND THE SENATE COMMITTEE ON AGRICULTURE, NATURAL RESOURCES, AND ENERGY BY OCTOBER 31 CONCERNING THE STATUS OF COMPACT NEGOTIATIONS.

(5) THE COMMITTEE SHALL BE DEEMED TO BE A STATE PUBLIC BODY FOR PURPOSES OF THE OPEN MEETINGS LAW, PART 4 OF ARTICLE 6 OF TITLE 24, C.R.S.";

line 8, strike "**Legislative declaration - public**" and substitute "**Public**";

strike lines 9 through 11 and substitute the following:

"**outreach.** (1) THE INTERBASIN".

Page 12, strike lines 5 through 14 and substitute the following:

"**SECTION 3. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.".

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FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB05-014

****
THIS REPORT AMENDS THE
REENGROSSED BILL
****

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on SB05-014, concerning the registration of a motor vehicle after it has been purchased, has met and reports that it has agreed upon the following:

That the House recede from its amendments made to the bill and that the reengrossed bill be adopted without change.

Respectfully submitted,

(signed)	(signed)
Senator Entz, Chair	Representative Massey, Chair
Senator Takis	Representative Lindstrom
Senator Isgar	Representative Judd

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MESSAGE FROM THE HOUSE

April 14, 2005
Madame President:

The House has voted to concur in the Senate amendments to HB05-1315, and 1316, and has repassed the bills as so amended.

The House has voted to authorize the House conferees on the Second Conference Committee on SB05-200 to consider matters not at issue between the two houses.

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INTRODUCTION OF CONCURRENT RESOLUTIONS -- FIRST READING

The following concurrent resolution was read by title and referred to the committee indicated:

SCR05-006 by Senator(s) Evans, Mitchell, Wiens; also Representative(s) Sullivan--Submitting to the registered electors of the state of Colorado an amendment to section 20 (9) of article X of the constitution of the state of Colorado, concerning clarification of the circumstances in which a local district may limit the amount of the subsidy it pays to a state-mandated program, and, in connection therewith, specifying that a local district includes, but is not limited to, a county, municipality, or special district and that a subsidy includes, but is not limited to, a payment made for goods or services that the state requires the local district to purchase or provide or a payment made directly to an individual as program benefits.
Local Government

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title and referred to the committee indicated:

SR05-008 by Senator(s) Evans; --Concerning changes to the rules of the senate concerning a committee on ethics.
Judiciary

SJR05-029 by Senator(s) Entz; also Representative(s) Schultheis--Concerning freedom of speech and press in China.

CONSIDERATION OF RESOLUTIONS

SJR05-029 by Senator(s) Entz; also Representative(s) Schultheis--Concerning freedom of speech and press in China.

On motion of Senator Entz, the resolution was read at length and **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Anderson	Y	Hanna	E	McElhany	Y	Teck	Y
Bacon	Y	Hillman	Y	Mitchell	Y	Tochtrop	Y
Dyer	Y	Isgar	Y	Owen	Y	Tupa	Y
Entz	Y	Johnson	Y	Sandoval	Y	Veiga	Y
Evans	Y	Jones	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Keller	Y	Spence	Y	Williams	Y
Groff	Y	Kester	Y	Takis	Y	Windels	Y
Grossman	Y	Lamborn	Y	Tapia	Y	Mdm. President	E
Hagedorn	Y	May	Y	Taylor	Y		

Co-sponsors added: Anderson, Bacon, Dyer, Evans, Gordon, Groff, Grossman, Hagedorn, Hillman, Isgar, Johnson, Jones, Keller, Kester, Lamborn, May, McElhany, Mitchell, Owen, Sandoval, Shaffer, Spence, Takis, Tapia, Taylor, Teck, Tochtrop, Tupa, Veiga, Wiens, Williams, and Windels.

INTRODUCTION OF BILLS--FIRST READING

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

SB05-222 by Senator(s) Entz, May R., Isgar, Spence, Takis, Wiens, Williams; also Representative(s) Larson--Concerning gasoline and special fuel tax, and, in connection therewith, reconciling different measurements used for calculating tax on gasoline and special fuel, requiring electronic fund transfers for gasoline and special fuel tax remittances, and changing the due date for the filing of reports and remittances of tax.
Agriculture, Natural Resources & Energy

SB05-223 by Senator(s) Grossman, Entz, Evans, Wiens; also Representative(s) Rose, Harvey, Larson, Lindstrom, Pommer, Riesberg--Concerning the consolidated communications network authority.
State, Veterans & Military Affairs

HB05-1110 by Representative(s) Decker, Kerr; also Senator(s) Bacon--Concerning the retail sale of methamphetamine precursor drugs.
Judiciary

HB05-1146 by Representative(s) Massey; also Senator(s) Hagedorn--Concerning the creation of incentives for the motion picture industry to work in Colorado.
Business, Labor and Technology

HB05-1196 by Representative(s) Hall, Plant, Buescher; also Senator(s) Tapia, Keller, Owen--Concerning the extension of the period for which appropriations from the highway users tax fund to the department of revenue for specified purposes related to the motor vehicle business group are authorized, and making an appropriation in connection therewith.
Finance

On motion of Senator Gordon, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR05-027 by Senator(s) Keller; also Representative(s) Carroll M.--Concerning National Library Week.

On motion of Senator Keller, the resolution was **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Anderson	Y	Hanna	E	McElhany	Y	Teck	Y
Bacon	Y	Hillman	Y	Mitchell	Y	Tochtrop	Y
Dyer	Y	Isgar	Y	Owen	Y	Tupa	Y
Entz	Y	Johnson	Y	Sandoval	Y	Veiga	Y
Evans	Y	Jones	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Keller	Y	Spence	Y	Williams	Y
Groff	Y	Kester	Y	Takis	Y	Windels	Y
Grossman	Y	Lamborn	Y	Tapia	Y	Mdm. President	E
Hagedorn	Y	May	Y	Taylor	Y		

Co-sponsors added: Anderson, Bacon, Dyer, Entz, Evans, Gordon, Groff, Grossman, Hagedorn, Hillman, Isgar, Johnson, Jones, Kester, Lamborn, May, McElhany, Mitchell, Owen, Sandoval, Shaffer, Spence, Takis, Tapia, Taylor, Teck, Tochtrop, Tupa, Veiga, Wiens, Williams, and Windels.

SJR05-024 by Senator(s) Sandoval, Williams; also Representative(s) Cloer--Concerning an expression of sympathy for the victims of the tragedy at Red Lake High School and condolences for their families and the community at the Red Lake Reservation in Minnesota.

On motion of Senator Sandoval, the resolution was read at length and **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Anderson	Y	Hanna	E	McElhany	Y	Teck	Y
Bacon	Y	Hillman	Y	Mitchell	Y	Tochtrop	Y
Dyer	Y	Isgar	Y	Owen	Y	Tupa	Y
Entz	Y	Johnson	Y	Sandoval	Y	Veiga	Y
Evans	Y	Jones	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Keller	Y	Spence	Y	Williams	Y
Groff	Y	Kester	Y	Takis	Y	Windels	Y
Grossman	Y	Lamborn	Y	Tapia	Y	Mdm. President	E
Hagedorn	Y	May	Y	Taylor	Y		

Co-sponsors added: Anderson, Bacon, Dyer, Entz, Evans, Gordon, Groff, Grossman, Hagedorn, Hillman, Isgar, Johnson, Jones, Keller, Kester, Lamborn, May, McElhany, Mitchell, Owen, Shaffer, Spence, Takis, Tapia, Taylor, Teck, Tochtrop, Tupa, Veiga, Wiens, and Windels.

COMMITTEE OF REFERENCE REPORTS

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBER OF THE
BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE

for a term expiring January 1, 2009:

Linda A. Campbell of Ignacio, Colorado, to serve as a Republican, reappointed.

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
BOARD OF TRUSTEES FOR
WESTERN STATE COLLEGE OF COLORADO

for terms expiring January 1, 2009:

Paul M. Rady of Englewood, Colorado, reappointed;

Valerie Y. Schmalz of Gunnison, Colorado, to serve as a representative of Gunnison County, reappointed;

Gregg P. Rippy of Glenwood Springs, Colorado, appointed.

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
PRIVATE OCCUPATIONAL SCHOOL BOARD

for terms expiring July 1, 2008:

Gayla G. Henry of Aurora, Colorado, to serve as an owner or operator of a private occupational school that receives Title IV funds, reappointed;

Thomas J. Twardowski of Colorado Springs, Colorado, to serve as an owner or operator of a private occupational school that receives Title IV funds, reappointed.

Education After consideration on the merits, the Committee recommends that **SB05-214** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 19, line 20, strike "TEN" and substitute "ELEVEN".

Page 20, after line 4, insert the following:

"(D) A MEMBER WHO IS A REPRESENTATIVE OF A CHARTER SCHOOL;".

Reletter succeeding sub-subparagraphs accordingly.

Page 27, line 16, strike "(a)";

strike lines 24 through 27.

Page 28, strike lines 1 through 5.

Page 29, line 17, after "SCHOOL", insert "BOARD MEMBERS,".

Page 31, line 22, after "DISTRICT", insert "OR THE STATE CHARTER SCHOOL INSTITUTE";

strike line 24 and substitute the following:

"DISTRICT OR THE STATE CHARTER SCHOOL INSTITUTE:".

Page 32, line 4, strike "STUDENT-PER-TEACHER" and substitute "STUDENT-PER-SELECTED CLASSROOM TEACHER";

strike lines 5 through 7 and substitute the following:

"RATIO FOR ALL CLASSES EXCEPT ART, PHYSICAL EDUCATION, MUSIC, SPECIAL EDUCATION, AND INNOVATIVE PROGRAMS UNDER 20 U.S.C. SEC. 7211;";

line 16, strike "DISTRICT," and substitute "DISTRICT OR THE STATE CHARTER SCHOOL INSTITUTE,".

Page 33, strike lines 12 through 16 and substitute the following:

"(IV) AN INDICATION AS TO WHICH COURSES ARE OFFERED AT THE SCHOOL FOR WHICH THERE IS A STATE MODEL CONTENT STANDARD ESTABLISHED PURSUANT TO SECTION 22-7-406 BUT FOR WHICH AN ASSESSMENT IS NOT ADMINISTERED PURSUANT TO SECTION 22-7-409; AND".

Page 53, strike lines 23 through 26 and substitute the following:

"for students with disabilities, also known as the "CSAP-A", ~~or other assessment approved by rule by the board according to the annual review of the student's individual educational program pursuant to section 22-20-108; except that the results of any CSAP-A or other approved~~".

Page 54, line 1, strike "ASSESSMENTS" and substitute "CSAP-A.";

strike line 2.

THIRD READING--FINAL PASSAGE OF BILLS

On Third Reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB05-099 by Senator(s) Owen; also Representative(s) Buescher--Concerning the exemption from sales and use tax of machines used to provide telephone and telegraph services.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	29	NO	4	EXCUSED	2	ABSENT	0
Anderson	Y	Hanna	E	McElhany	Y	Teck	Y
Bacon	Y	Hillman	Y	Mitchell	Y	Tochtrop	Y
Dyer	Y	Isgar	Y	Owen	Y	Tupa	N
Entz	Y	Johnson	Y	Sandoval	Y	Veiga	N
Evans	Y	Jones	Y	Shaffer	Y	Wiens	Y
Gordon	N	Keller	Y	Spence	Y	Williams	Y
Groff	N	Kester	Y	Takis	Y	Windels	Y
Grossman	Y	Lamborn	Y	Tapia	Y	Mdm. President	E
Hagedorn	Y	May	Y	Taylor	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsors added: Anderson, Dyer, Entz, Evans, Grossman, Hagedorn, Isgar, Jones, Kester, Lamborn, May, McElhany, Mitchell, Sandoval, Shaffer, Spence, Taylor, Teck, Wiens, and Williams.

HB05-1208 by Representative(s) Marshall; also Senator(s) Veiga--Concerning the ability of an employer subject to the "Colorado Employment Security Act" to claim a credit against unemployment insurance taxes under specified circumstances, and making an appropriation in connection therewith.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Anderson	Y	Hanna	E	McElhany	Y	Teck	Y
Bacon	Y	Hillman	Y	Mitchell	Y	Tochtrop	Y
Dyer	Y	Isgar	Y	Owen	Y	Tupa	Y
Entz	Y	Johnson	Y	Sandoval	Y	Veiga	Y
Evans	Y	Jones	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Keller	Y	Spence	Y	Williams	Y
Groff	Y	Kester	Y	Takis	Y	Windels	Y
Grossman	Y	Lamborn	Y	Tapia	Y	Mdm. President	E
Hagedorn	Y	May	Y	Taylor	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsors added: Anderson.

SB05-107 by Senator(s) Owen; also Representative(s) Jahn--Concerning the authorization of viatical settlements, and, in connection therewith, protecting the rights of a life insurance policy owner to seek a viatical settlement, regulating viatical settlement transactions, licensing viatical settlement providers, requiring anti-fraud measures, specifying penalties, and making an appropriation therefor.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Anderson	Y	Hanna	E	McElhany	Y	Teck	Y
Bacon	Y	Hillman	Y	Mitchell	Y	Tochtrop	Y
Dyer	Y	Isgar	Y	Owen	Y	Tupa	Y
Entz	Y	Johnson	Y	Sandoval	Y	Veiga	Y
Evans	Y	Jones	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Keller	Y	Spence	Y	Williams	Y
Groff	Y	Kester	Y	Takis	Y	Windels	Y
Grossman	Y	Lamborn	Y	Tapia	Y	Mdm. President	E
Hagedorn	Y	May	Y	Taylor	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

SB05-137 by Senator(s) Grossman; also Representative(s) Paccione, Frangas--Concerning identity theft.

Laid over until Monday, April 18, retaining its place on the calendar.

SB05-191 by Senator(s) Hillman, Entz, Isgar, Kester, Taylor; also Representative(s) Merrifield, Brophy, Gallegos, Hoppe, Larson, Massey--Concerning the teacher loan forgiveness pilot program, and, in connection therewith, promoting recruitment of teachers to teach in high-poverty public schools in rural school districts.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Anderson	Y	Hanna	E	McElhany	Y	Teck	Y
Bacon	Y	Hillman	Y	Mitchell	Y	Tochtrop	Y
Dyer	Y	Isgar	Y	Owen	Y	Tupa	Y
Entz	Y	Johnson	Y	Sandoval	Y	Veiga	Y
Evans	Y	Jones	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Keller	Y	Spence	Y	Williams	Y
Groff	Y	Kester	Y	Takis	Y	Windels	Y
Grossman	Y	Lamborn	Y	Tapia	Y	Mdm. President	E
Hagedorn	Y	May	Y	Taylor	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

Co-sponsors added: Bacon, Gordon, Groff, Grossman, Johnson, Jones, Keller, Mitchell, Sandoval, Shaffer, Spence, Teck, Tochtrop, Tupa, Veiga, Wiens, Williams, and Windels.

SB05-097 by Senator(s) Williams, May R., Spence, Tupa, Veiga, Wiens; also Representative(s) Sullivan, Harvey, Hodge, Liston, Merrifield, Todd--Concerning the adjudication of toll evasion cases.

A majority of those elected to the Senate having voted in the affirmative, Senator Williams was given permission to offer a Third Reading amendment.

Third Reading Amendment No. 1(L.007), by Senator Williams.

Amend engrossed bill, page 6, line 24, strike "AUTHORITY." and substitute "AUTHORITY, EXCEPT AS OTHERWISE PROVIDED BY PARAGRAPH (a.5) OF THIS SUBSECTION (6).".

A majority of all members elected to the Senate having voted in the affirmative, the amendment was declared **adopted**.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Anderson	Y	Hanna	E	McElhany	Y	Teck	Y
Bacon	Y	Hillman	Y	Mitchell	Y	Tochtrop	Y
Dyer	Y	Isgar	Y	Owen	Y	Tupa	Y
Entz	Y	Johnson	Y	Sandoval	Y	Veiga	Y
Evans	Y	Jones	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Keller	Y	Spence	Y	Williams	Y
Groff	Y	Kester	Y	Takis	Y	Windels	Y
Grossman	Y	Lamborn	Y	Tapia	Y	Mdm. President	E
Hagedorn	Y	May	Y	Taylor	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was declared **passed**.

SB05-198 by Senator(s) Gordon, Mitchell; also Representative(s) Madden--Concerning the conduct of elections.

Laid over until Monday, April 18, retaining its place on the calendar.

Committee of the Whole

On motion of Senator Evans, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills and Senator Evans was called to the Chair to act as Chairman.

GENERAL ORDERS--SECOND READING OF BILLS

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

SB05-090 by Senator(s) Groff, Hillman; also Representative(s) Marshall, Hoppe--Concerning the implementation of tobacco taxes for health-related purposes pursuant to section 21 of article X of the state constitution, and, in connection therewith, implementing programs concerning the prevention, early detection, and treatment of cancer and cardiovascular and pulmonary diseases and creating the health disparities grant program.

Laid over until Monday, April 18, retaining its place on the calendar.

SB05-086 by Senator(s) Tupa; also Representative(s) Todd--Concerning the creation of an incentive to recruit enlistments for the national guard.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page 795 and placed in members' bill files.)

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

SB05-053 by Senator(s) Taylor, Anderson, Takis, Tupa; also Representative(s) Coleman, Vigil--Concerning the Colorado national guard tuition assistance program.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, February 9, page 179 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, pages 795-796 and placed in members' bill files.)

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

SB05-030 by Senator(s) Shaffer; --Concerning the "Family-friendly Courts Act".

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 27, page 95-96 and placed in members' bill files.)

Amendment No. 2(L.002), by Senator Shaffer.

Amend the Judiciary Committee Report, dated January 26, 2005, page 2, strike lines 7 through 10 and substitute the following:

"~~(IV) Meeting the licensing requirements for child care facilities set forth in part 1 of article 6 of title 26, C.R.S., and all child care licencing rules promulgated by the state board of human services in connection therewith;~~";

line 11, strike "(V)" and substitute "(IV)";

line 18, strike "~~(V)~~ (VI)" and substitute "(V)".

Page 3, line 20, strike "~~(VI)~~ (VII)" and substitute "(VI)";

after line 35, insert the following:

"(d) THE JUDICIAL DISTRICTS THAT ARE SELECTED BY THE STATE COURT ADMINISTRATOR TO PROVIDE FAMILY-FRIENDLY COURT SERVICES THAT PROVIDE CHILD CARE SERVICES SHALL MEET THE LICENSING REQUIREMENTS FOR CHILD CARE FACILITIES SET FORTH IN PART 1 OF ARTICLE 6 OF TITLE 26, C.R.S., AND ALL CHILD CARE LICENSING RULES PROMULGATED BY THE STATE BOARD OF HUMAN SERVICES IN CONNECTION THEREWITH.".

Page 4, strike "~~(c)~~ (d)" and substitute "~~(c)~~ (e)".

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

SB05-028 by Senator(s) Veiga; also Representative(s) Madden--Concerning the expansion of employment nondiscrimination protections.

Laid over until Monday, April 18, retaining its place on the calendar.

SB05-006 by Senator(s) Tupa, Anderson, Takis, Taylor; also Representative(s) Schultheis, Vigil--Concerning the suspension of professional licenses for failure to pay debts to the state.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, pages 798-799 and placed in members' bill files.)

Amendment No. 2(L.002), by Senator Tupa.

Amend printed bill, page 2, line 7, strike "PURSUANT TO SECTION 24-30-202.4";

line 8, strike "OR" and substitute "MADE IN ACCORDANCE WITH THE AGENCY'S STATUTORY AUTHORITY, IS THE SUBJECT OF A";

line 9, strike "DECISION" and substitute "DECISION,".

As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.
(For further action, see Amendments to the Report of the Committee of the Whole.)

HB05-1286 by Representative(s) Cadman; also Senator(s) Grossman--Concerning the elimination of the automatic repeal of the department of personnel's authority to deposit user charges of public safety radio systems into the telecommunications revolving fund.

Ordered revised and placed on the calendar for Third Reading and Final Passage.

SB05-207 by Senator(s) Grossman; also Representative(s) Larson, Lindstrom, Benefield, Borodkin, Green, Plant, Soper, Todd--Concerning enactment of the "Colorado Clean Indoor Air Act", and, in connection therewith, prohibiting smoking in indoor enclosed areas, including places of employment.

Laid over until Monday, April 18, retaining its place on the calendar.

SB05-208 by Senator(s) Gordon, Anderson, Bacon, Entz, Fitz-Gerald, Groff, Grossman, Hagedorn, Isgar, Johnson, Keller, Kester, May R., Shaffer, Spence, Tapia, Teck, Tochtrop, Tupa, Wiens, Williams, Windels; also Representative(s) Madden, Larson, Frangas, White, Riesberg, Witwer--Concerning a requirement for increased resource efficiency for state-owned buildings.

Laid over until Tuesday, April 19, retaining its place on the calendar.

SB05-195 by Senator(s) Tochtrop; also Representative(s) Butcher--Concerning a prohibition against the use of credit-based insurance scoring for insurance underwriting purposes.

Laid over until May 12, 2005.

SB05-063 by Senator(s) Tochtrop; --Concerning the designation of an area as blighted for purposes of statutory provisions governing urban renewal.

Laid over until Monday, April 18, retaining its place on the calendar.

HB05-1111 by Representative(s) Madden; also Senator(s) Veiga--Concerning offers of settlement in civil actions.

Laid over until Monday, April 18, retaining its place on the calendar.

HB05-1148 by Representative(s) Madden; also Senator(s) Mitchell--Concerning the statewide tolling enterprise.

Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, April 13, page 845 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

HB05-1302 by Representative(s) Frangas; also Senator(s) Sandoval--Concerning the licensure of air ambulance services.

Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, April 13, page 846 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB05-006 by Senator(s) Tupa, Anderson, Takis, Taylor; also Representative(s) Schultheis, Vigil--Concerning the suspension of professional licenses for failure to pay debts to the state.

Senator Hillman moved to amend the Report of the Committee of the Whole to show that the following amendment to SB 05-006 did pass.

Amend printed bill, page 2, line 11, strike "DEPARTMENT OF REGULATORY AGENCIES," and substitute "STATE OF COLORADO,".

Page 4, line 11, strike "DEPARTMENT OF REGULATORY";

line 12, strike "AGENCIES" and substitute "STATE OF COLORADO";

line 18, strike "DEPARTMENT OF";

line 19, strike "REGULATORY AGENCIES," and substitute "STATE OF COLORADO,".

Page 5, line 14, strike "DEPARTMENT OF REGULATORY";

line 15, strike "AGENCIES" and substitute "STATE OF COLORADO";

line 18, strike "DEPARTMENT OF";

line 19, strike "REGULATORY AGENCIES," and substitute "STATE OF COLORADO,".

Page 6, line 15, strike "DEPARTMENT OF REGULATORY";

line 16, strike "AGENCIES" and substitute "STATE OF COLORADO";

line 25, strike "DEPARTMENT OF REGULATORY AGENCIES," and substitute "STATE OF COLORADO,".

Page 8, line 16, strike "DEPARTMENT OF REGULATORY AGENCIES" and substitute "STATE OF COLORADO".

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the Report of the Committee of the Whole was declared **LOST**.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Evans, the Report of the Committee of the Whole was adopted and, a majority of all members elected to the Senate having voted in the affirmative, the following action was taken:

Passed on Second Reading: SB05-086 as amended, SB05-053 as amended, SB05-030 as amended, SB05-006 as amended, HB05-1286, HB05-1148 as amended, HB05-1302 as amended.
Laid over until Monday, April 18: SB05-090, SB05-028, SB05-207, SB05-063, HB05-1111.
Laid over until Tuesday, April 19: SB05-208.
Laid over until May 12, 2005: SB05-195.

COMMITTEE OF REFERENCE REPORTS

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
COLORADO SCHOOL OF MINES, BOARD OF TRUSTEES

effective March 23, 2005 for terms expiring March 23, 2009:

Terrance G. Tschatschula of Denver, Colorado, to serve as a representative of non-graduates, reappointed;

Frank DeFilippo of Golden, Colorado, to serve as a representative of graduates, appointed.

Finance

After consideration on the merits, the Committee recommends that **SB05-171** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, strike everything below the enacting clause and substitute the following:

"**SECTION 1.** The introductory portion to 22-64-220 (4) (a) and 22-64-220 (4) (a) (I), (4) (a) (IV), (4) (a) (V), (4) (c), (4) (d), (4) (f), (4) (h), (4) (I), (4) (j), (4) (k), (4) (l), (4) (m), (5), and (6), Colorado Revised Statutes, are amended, and the said 22-64-220 (4) (a) is further amended BY THE ADDITION OF A NEW SUBPARAGRAPH, to read:

22-64-220. Merger. (4) (a) The effective date of the merger, unless terminated as herein provided, shall be ~~January 1, 2005~~ JANUARY 1, 2007, at which time all assets, liabilities, and obligations of the merging system shall become the assets, liabilities, and obligations of the continuing system without any further act or document of transfer by the governing bodies of the merging system, continuing system, and school district. ~~Costs of the merger allocated to the school district as calculated in the December 2003 valuation shall be paid on the effective date of the merger. On or before July 1, 2004, the merging system, school district, or continuing system may terminate the merger by giving written notice of termination to the other parties. The right to terminate the merger on or before July 1, 2004, shall be unrestricted and may be exercised without cause. After July 1, 2004, to December 31, 2004~~ HOWEVER, IF THE CONTINUING SYSTEM, MERGING SYSTEM, AND SCHOOL DISTRICT DO NOT EXECUTE THE WRITTEN AGREEMENT SPECIFIED IN SUBSECTION (5) OF THIS SECTION ON OR BEFORE OCTOBER 1, 2005, THEN THE CONTINUING SYSTEM, MERGING SYSTEM, OR SCHOOL DISTRICT MAY, ON OR BEFORE OCTOBER 15, 2005, TERMINATE THE MERGER BY PROVIDING WRITTEN NOTICE OF TERMINATION OF THE MERGER TO THE OTHER PARTIES. ANY AMOUNTS DUE THE CONTINUING SYSTEM UPON THE MERGER IN ADDITION TO SUCCESSION TO THE ASSETS, LIABILITIES, AND OBLIGATIONS OF THE MERGING SYSTEM AS PROVIDED SHALL BE DETERMINED IN ACCORDANCE WITH THE PROVISIONS OF PARAGRAPHS (j) AND (k) OF THIS SUBSECTION (4) AND PAID BY THE SCHOOL DISTRICT IN THE MANNER PROVIDED. ON OR BEFORE OCTOBER 1, 2006, the merging system, school district, or continuing system shall have the right to terminate the merger by giving written notice of termination to the other parties ~~but only in the event that~~ FOR one or more of the following ~~conditions exists~~ REASONS:

(I) The retirement assets of the merging system and moneys available to the school district for transfer to the continuing system upon merger are insufficient to ~~fully~~ fund all liabilities ~~associated with benefits, as calculated under the rules of the merging system as they existed the day before the effective date of the merger, and merger costs and fund all other actuarial costs at the funded ratio of the continuing system as of December 31, 2003;~~ AS DESCRIBED IN PARAGRAPH (k) OF THIS SUBSECTION (4).

(IV) Litigation has been commenced against any of the parties wherein claims or damages are asserted that are uninsured, OTHER THAN CUSTOMARY RETENTIONS OR DEDUCTIBLES, or the subject matter of the litigation relates to the merger provided for herein.

(V) The continuing system is unsuccessful in obtaining a ~~determination letter~~ RULING from the federal internal revenue service ~~as to~~ REGARDING THE TRANSFER OF ASSETS FROM THE MERGING SYSTEM TO THE CONTINUING SYSTEM UNDER the ~~continued qualified status of the continuing system based on the~~ merger agreement OR IF THE CONTINUING SYSTEM SEEKS A DETERMINATION LETTER THAT PERTAINS TO THE MERGER AND THE FEDERAL INTERNAL REVENUE SERVICE WILL NOT ISSUE A

FAVORABLE LETTER.

(VI) THE SCHOOL DISTRICT HAS NOT APPROVED THE ISSUANCE OF PENSION CERTIFICATES OF PARTICIPATION, AND THE SCHOOL DISTRICT AND THE CONTINUING SYSTEM HAVE NOT MUTUALLY AGREED UPON ANOTHER FUNDING SOURCE, TO FUND THE AMOUNTS DUE TO THE CONTINUING SYSTEM UPON FINAL RECONCILIATION, AS DESCRIBED IN PARAGRAPH (j) OF THIS SUBSECTION (4).

(a.5) IF, ON OR BEFORE DECEMBER 13, 2006, THE SCHOOL DISTRICT HAS NOT COMPLETED ISSUANCE OF AND RECEIVED THE PROCEEDS FROM THE PENSION CERTIFICATES OF PARTICIPATION IN CONNECTION WITH THE SALE OF LANDS, BUILDINGS, OR LANDS AND BUILDINGS AS DESCRIBED IN SECTION 22-45-112 (3), IN AN AMOUNT SUFFICIENT TO FUND THE AMOUNTS DUE TO THE CONTINUING SYSTEM UPON FINAL RECONCILIATION, AS DESCRIBED IN PARAGRAPHS (j) AND (k) OF THIS SUBSECTION (4) AS DETERMINED BY THE CONTINUING SYSTEM IN ACCORDANCE WITH THE TERMS OF THE WRITTEN AGREEMENT SPECIFIED IN SUBSECTION (5) OF THIS SECTION AND THE SCHOOL DISTRICT AND THE CONTINUING SYSTEM HAVE NOT MUTUALLY AGREED UPON ANOTHER FUNDING SOURCE, THEN THE CONTINUING SYSTEM MAY TERMINATE THE MERGER BY PROVIDING WRITTEN NOTICE OF THE TERMINATION TO THE OTHER PARTIES ON OR BEFORE DECEMBER 15, 2006.

(c) (I) The merger shall not result in a reduction of retirement benefits for any person who, as of the day ~~before~~ PRECEDING the effective date of the merger, is:

(A) A retiree or a beneficiary receiving a current benefit FROM THE MERGING SYSTEM, as such ~~benefits~~ BENEFIT existed on ~~the~~ SUCH PRECEDING day; ~~before the effective date of the merger.~~

(B) A MEMBER OF THE MERGING SYSTEM WHO HAD APPLIED FOR A DISABILITY RETIREMENT BENEFIT ON OR BEFORE SUCH PRECEDING DAY AND ESTABLISHES ELIGIBILITY FOR SUCH BENEFIT BASED ON SUCH APPLICATION; OR

(C) A PERSON WHO, BASED ON THE DEATH OF A MEMBER OF THE MERGING SYSTEM WHO DIED ON OR BEFORE SUCH PRECEDING DAY AND WHO, UPON DEATH, FULFILLED THE REQUIREMENTS OF THE MERGING SYSTEM PERMITTING PAYMENT OF SURVIVOR BENEFITS TO SUCH MEMBER'S SURVIVORS, WAS WITHIN THE CATEGORY OF PERSONS THEN ELIGIBLE OR WHO MIGHT BECOME ELIGIBLE FOR SURVIVOR BENEFITS THEREAFTER UPON MEETING THE QUALIFICATIONS FOR SUCH ENTITLEMENT UNDER THE RULES OF THE MERGING SYSTEM.

(II) A PERSON DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (c) SHALL, ON AND AFTER THE EFFECTIVE DATE OF THE MERGER, RECEIVE BENEFITS FROM AND ADMINISTERED BY THE CONTINUING SYSTEM. SUCH BENEFITS SHALL BE PAID IN ACCORDANCE WITH THE RULES OF THE MERGING SYSTEM AS THEY EXISTED ON THE DAY PRECEDING THE EFFECTIVE DATE OF THE MERGER, INCLUDING, WITHOUT LIMITATION, ANY ANNUAL BENEFIT ADJUSTMENTS. FOR ADMINISTRATIVE CONVENIENCE, SUCH ANNUAL BENEFIT ADJUSTMENTS MAY BE SCHEDULED SO THAT THEY WILL COINCIDE WITH THE DATES ON WHICH BENEFIT ADJUSTMENTS ARE EFFECTIVE UNDER THE RULES OF THE CONTINUING SYSTEM. HOWEVER, NO ANNUAL BENEFIT ADJUSTMENT SHALL BE PAID IN 2007 TO RETIREES AND BENEFICIARIES OF THE MERGING SYSTEM WHO RECEIVED AN ADJUSTMENT IN THEIR RETIREMENT BENEFITS EFFECTIVE ON OR BEFORE DECEMBER 31, 2006, AND IN ADDITION TO THE REGULAR ADJUSTMENT EFFECTIVE JANUARY 1, 2006.

(d) A retiree or a beneficiary of a retiree of the merging system receiving a benefit on the day before the effective date of the merger shall ~~receive the same retirement benefit increases and~~ have the same eligibility for health insurance participation and premium subsidies as other retirees of the continuing system. ~~However, any retirement benefit increase awarded to retirees of the continuing system in March 2005 shall not be awarded to retirees of the merging system as they will receive an annual~~

~~cost of living increase in their retirement benefits effective on or before December 31, 2004.~~

(f) The retirement benefits and any other benefits of those persons hired or rehired by the employer, AS DEFINED IN SECTION 22-64-201 (10), on or after the effective date of the merger shall be governed exclusively by the statutes and rules of the continuing system as they exist or are amended. The benefits of such persons shall not be governed by any provisions of paragraphs (c), (d), (e), and (h) of this ~~subsection (2)~~ SUBSECTION (4).

(h) A person who is a retiree of the merging system before the effective date of the merger shall not be subject to a benefit reduction due to postretirement employment with an affiliated employer of the continuing system EXISTING before the effective date of the merger as long as the retiree continues to be employed by that same employer. A person who is a retiree of the continuing system before the effective date of the merger shall not be subject to a benefit reduction due to postretirement employment with an employer AS DEFINED IN SECTION 22-64-201 (10) AND EXISTING BEFORE THE EFFECTIVE DATE OF THE MERGER as long as the retiree continues to be employed by the same employer. A retiree so situated shall be entitled to a second and entirely separate retirement coverage segment under the laws and rules governing the continuing system.

(I) An actuarial valuation regarding the merger shall establish an estimated cost of the merger, including assets, liabilities, other obligations, and administrative costs, as of ~~December 31, 2003.~~ DECEMBER 31, 2004, AND DECEMBER 31, 2005. In determining the cost of the merger, the assets of the merging system shall be valued at their market values on the relevant valuation dates, and the liabilities, obligations, and administrative costs shall be actuarially determined based upon generally accepted actuarial principles.

(j) (I) A final actuarial valuation of the costs of the merger, based upon the actuarial valuation dated ~~December 31, 2004~~ DECEMBER 31, 2006, shall be received no later than ~~June 1, 2005.~~ JUNE 1, 2007. Upon receipt of the final actuarial valuation, a final reconciliation of the costs and actuarial funding of the merger by the respective parties shall be determined.

(II) In the event ~~of an actuarial funding differential whereby the merging system funding ratio is below that of the continuing system relating to retirement benefits, the contribution rate for employers, as defined in section 22-64-201 (10), shall be increased for so long as necessary to actuarially amortize such differential, together with a rate of return equivalent to the actuarial investment assumption rate of the continuing system, over a period agreed upon but not to exceed ten years.~~ THAT AMOUNTS ARE DUE THE CONTINUING SYSTEM IN ADDITION TO THE ASSETS OF THE MERGING SYSTEM IN ORDER TO MEET THE REQUIREMENTS OF PARAGRAPH (k) OF THIS SUBSECTION (4), SUCH AMOUNTS SHALL BE PAID BY THE SCHOOL DISTRICT NO LATER THAN SIXTY DAYS AFTER RECEIPT OF THE FINAL ACTUARIAL VALUATION OR AT THE END OF THE SCHOOL DISTRICT'S THEN-CURRENT FISCAL YEAR, WHICHEVER IS EARLIER.

(III) ~~In the event of~~ IF THERE IS an actuarial funding differential whereby the merging system ~~funding~~ FUNDED ratio is above that of the continuing system relating to retirement benefits, the contribution rate for employers, as defined in section 22-64-201 (10), shall be reduced for so long as necessary to actuarially amortize such differential over a period agreed upon, but in no event shall the reduction in employer contribution cause the contribution rate of employers, as defined in section 22-64-201 (10), to be below the amount necessary to pay the employer actuarial normal cost of the continuing system combined with the statutory contribution rate specified to be made to the health care trust fund of the continuing system.

(IV) Final reconciliation of any costs of the merger not related to retirement benefits shall be paid ~~within~~ NO LATER THAN sixty days

following receipt of the final actuarial valuation OR AT THE END OF THE SCHOOL DISTRICT'S THEN-CURRENT FISCAL YEAR, WHICHEVER IS EARLIER.

(k) (I) The merger shall not require subsidy by or between the merging system and the continuing system or the school district and the continuing system, RECOGNIZING THAT ACTUARIAL CALCULATIONS AND VALUATIONS ARE BASED ON VARYING ASSUMPTIONS. The continuing system shall receive from the merging system and school district assets sufficient, BASED ON ACTUARIAL VALUATIONS, to: ~~fully fund, all liabilities associated with benefits calculated under the rules of the merging system as they existed the day before the effective date of the merger and merger costs and fund all other actuarial costs at the funded ratio of the continuing system as of December 31, 2004.~~

(A) FULLY FUND ALL LIABILITIES ASSOCIATED WITH BENEFITS PAYABLE TO RETIREES AND BENEFICIARIES OF THE MERGING SYSTEM, AS OF THE DAY PRECEDING THE EFFECTIVE DATE OF THE MERGER IN ACCORDANCE WITH THE RULES OF THE MERGING SYSTEM AS THEY EXIST ON SUCH PRECEDING DAY, INCLUDING ALL THOSE PERSONS DESCRIBED IN SUBPARAGRAPH (I) OF PARAGRAPH (c) OF THIS SUBSECTION (4);

(B) FULLY FUND THE LIABILITY ASSOCIATED WITH ENHANCED BENEFITS RESULTING FROM THE MERGER AND PAYABLE TO MEMBERS AND BENEFICIARIES OF THE MERGING SYSTEM;

(C) FUND ALL OTHER ACTUARIAL COSTS AT THE FUNDED RATIO OF THE CONTINUING SYSTEM BASED ON THE ACTUARIAL VALUATIONS AS OF DECEMBER 31, 2006; AND

(D) FULLY FUND THOSE COSTS INCIDENTAL TO THE MERGER IDENTIFIED IN THE MERGER AGREEMENT.

(II) IF THE PARTIES WISH TO TAKE INTO ACCOUNT EXPERIENCE FOLLOWING THE MERGER, THE PARTIES SHALL PROVIDE IN THE MERGER AGREEMENT FOR AN ESCROW ARRANGEMENT AS FOLLOWS:

(A) THE ACTUARIAL COST OF SUCH BENEFITS SHALL FIRST BE CALCULATED IN ACCORDANCE WITH THE HIGHEST REASONABLE ESTIMATE DETERMINED BY THE ACTUARIES FOR THE CONTINUING SYSTEM, AND FROM THE AMOUNT SO CALCULATED SHALL BE DEDUCTED AN AMOUNT CALCULATED AS THE LOWEST REASONABLE COST OF SUCH BENEFITS, SIMILARLY DETERMINED. THE RESULTING AMOUNT, PLUS INTEREST ON SUCH AMOUNT AT THE EARNINGS ASSUMPTION RATE APPLICABLE AT THE TIME THE ESCROW IS ESTABLISHED AND COMPOUNDED ANNUALLY FROM SUCH DATE TO THE DATE OF THE TERMINATION OF THE ESCROW, SHALL BE PLACED IN AN ESCROW ACCOUNT FOR ULTIMATE DISTRIBUTION AS HEREINAFTER PROVIDED. PAYMENT INTO THE ESCROW ACCOUNT SHALL BE MADE BY THE SCHOOL DISTRICT NO LATER THAN SIXTY DAYS AFTER THE EARLIER OF THE RECEIPT OF THE FINAL ACTUARIAL VALUATION OR THE END OF THE SCHOOL DISTRICT'S THEN-CURRENT FISCAL YEAR. THE PARTIES SHALL DETERMINE IN THE MERGER AGREEMENT DESCRIBED IN SUBSECTION (5) OF THIS SECTION THE PERIOD FOLLOWING THE EFFECTIVE DATE OF THE MERGER OVER WHICH ADDITIONAL EXPERIENCE IS TO BE ACCUMULATED REGARDING THE COST OF SUCH BENEFITS, WHICH PERIOD SHALL NOT EXCEED TEN YEARS FOLLOWING THE EFFECTIVE DATE OF THE MERGER. AT THE END OF SUCH PERIOD, A FINAL ACTUARIAL VALUATION OF THE COST OF THE PARTICULAR BENEFITS INVOLVED SHALL BE MADE.

(B) UPON CERTIFICATION OF SUCH COST BY THE ACTUARIES FOR THE CONTINUING SYSTEM, THE AMOUNT IN THE ESCROW ACCOUNT SHALL BE DISBURSED AS FOLLOWS: THE CONTINUING SYSTEM SHALL RECEIVE THE AMOUNT OF THE ACTUARIAL COST OF SUCH BENEFITS SO DETERMINED IN EXCESS OF THE AMOUNT PREVIOUSLY PAID AS THE LOWEST REASONABLE ESTIMATE OF SUCH COST PLUS INTEREST ON SUCH EXCESS FROM THE DATE OF ESTABLISHMENT OF THE ESCROW, CALCULATED AT THE EARNINGS ASSUMPTION RATE UTILIZED BY THE CONTINUING SYSTEM OVER THE PERIOD OF THE ESCROW AND COMPOUNDED ANNUALLY; AND ANY REMAINDER OF THE ESCROW ACCOUNT SHALL BE RETURNED TO THE SCHOOL DISTRICT.

(III) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ANY PROCEEDS THAT ARE HELD IN A SEPARATE ACCOUNT TO SECURE THE SCHOOL DISTRICT'S OBLIGATION TO MAKE PAYMENTS TO THE CONTINUING SYSTEM IN CONNECTION WITH SUCH MERGER MAY BE INVESTED BY THE SCHOOL DISTRICT IN ANY INVESTMENT IN WHICH MONEYS OF THE CONTINUING SYSTEM MAY BE INVESTED. IF THE PROCEEDS SO INVESTED AND EARNINGS THEREON ARE IN EXCESS OF THE AMOUNTS PAYABLE TO THE CONTINUING SYSTEM IN CONNECTION WITH THE MERGER, THE EXCESS SHALL BE DEPOSITED IN THE GENERAL FUND OF THE SCHOOL DISTRICT AND SHALL BE USED TO PAY THE SCHOOL DISTRICT'S EMPLOYER CONTRIBUTION TO THE CONTINUING SYSTEM AFTER THE MERGER, OR AS OTHERWISE AGREED BY THE SCHOOL DISTRICT AND THE CONTINUING SYSTEM.

(l) Continuing fiduciary liability insurance protection and general business and employer's liability insurance coverage shall be provided to members and former members of the governing body of the merging system and to employees and former employees of the merging system on and after the effective date of the merger. The insurance shall also name the continuing system, the members of the governing body ~~and~~ OF THE CONTINUING SYSTEM, employees OF THE CONTINUING SYSTEM AND THE SCHOOL DISTRICT, MEMBERS OF THE GOVERNING BODY OF THE SCHOOL DISTRICT, AND EMPLOYEES OF THE SCHOOL DISTRICT as named insureds. The insurance shall be maintained by the continuing system for ~~not less than ten years~~ A PERIOD AS AGREED UPON BY THE PARTIES after the date of merger, and the cost shall be paid by the school district or merging system OR BY THE ESCROW ACCOUNT DESCRIBED IN SUBPARAGRAPH (II) OF PARAGRAPH (k) OF THIS SUBSECTION (4).

(m) Each staff member employed by the merging system on the date of the merger shall become an employee-at-will of the continuing system at a salary not less than the annual salary received from the merging system as of ~~June 1, 2004~~ A DATE AGREED UPON IN THE MERGER AGREEMENT DESCRIBED IN SUBSECTION (5) OF THIS SECTION, and the staff member's employment thereafter shall be governed by the policies, rules, and statutes applicable to the employees of the continuing system. The school district or merging system shall be responsible for the payment to the continuing system of any accrued employment benefits other than benefits provided for under the retirement system owed to each employee of the merging system.

(5) The final terms of the merger shall be fixed by agreement among the governing bodies of the merging system, continuing system, and school district in accordance with their respective internal procedures and the requirements set forth in this section. The agreement, once executed by the governing bodies of the merging system, continuing system, and school district, shall be binding upon the merging system, continuing system, and school district and shall thereafter govern the resulting relationship among the merging system, continuing system, and school district and the payment of benefits to members of the merging system and their beneficiaries. THE SCHOOL DISTRICT AND THE CONTINUING SYSTEM MAY AGREE IN THE WRITTEN AGREEMENT TO AN ARRANGEMENT FOR FUNDING COSTS RELATED TO PREPARATION FOR THE MERGER, WITHOUT REGARD FOR WHETHER THE MERGER BECOMES EFFECTIVE.

(6) It is the intent of this section to protect AND preserve ~~and, in some instances, improve~~ the benefits of the members and beneficiaries of the merging system. However, integrating the two systems, avoiding unnecessary administrative burdens, and preserving flexibility in the future will require a complex agreement among the governing bodies of the merging system, continuing system, and school district and one with many interrelationships. In recognition of the foregoing, of the increased portability of benefits, and of other advantages that will accrue to the parties to the agreement, the school districts of Colorado, and the public, it shall be presumed that the agreement, once executed, substantially meets the requirements of this section, improves the benefits of members of the merging system and their beneficiaries, and complies with all applicable legal and fiduciary requirements. Any person who contends otherwise shall bear the burden of proving that any provision challenged

does not substantially meet all legal requirements applicable in the circumstances and considering the agreement in its totality.

SECTION 2. 22-45-112 (1), Colorado Revised Statutes, is amended, and the said section 22-45-112 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

22-45-112. Sale of assets. (1) Except as authorized by subsection (2) OR (3) of this section, if lands, buildings, or lands and buildings are sold by a school district, the proceeds, less the costs, of such sale shall be deposited in and expended from either the bond redemption fund or the capital reserve fund, or both such funds of the school district, as determined by the board of education. This provision shall apply also to the proceeds from any insurance which may accrue as a result of fire, explosion, or other casualty when such insurance proceeds cannot be used in an advantageous manner to repair the property to which the damage occurred.

(3) THE PROCEEDS, LESS THE COSTS, OF THE SALE OF LANDS, BUILDINGS, OR LANDS AND BUILDINGS THAT ARE SOLD BY A SCHOOL DISTRICT MAY BE APPLIED, IN THE DISCRETION OF THE BOARD OF EDUCATION, TO PENSION LIABILITIES OF THE DISTRICT OR TO MAKE PAYMENTS TO THE PUBLIC EMPLOYEES' RETIREMENT ASSOCIATION OF COLORADO OR OTHERS IN CONNECTION WITH THE MERGER OF THE RETIREMENT SYSTEM OF THE SCHOOL DISTRICT INTO THE ASSOCIATION PURSUANT TO SECTION 22-64-220. NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ANY SUCH PROCEEDS THAT ARE HELD IN A SEPARATE ACCOUNT TO SECURE THE SCHOOL DISTRICT'S OBLIGATION TO MAKE PAYMENTS TO THE ASSOCIATION OR OTHERS IN CONNECTION WITH SUCH MERGER MAY BE INVESTED BY THE DISTRICT IN ANY INVESTMENT IN WHICH MONEYS OF THE ASSOCIATION MAY BE INVESTED. IF THE PROCEEDS SO INVESTED AND EARNINGS THEREON ARE IN EXCESS OF THE AMOUNTS PAYABLE TO THE ASSOCIATION OR OTHERS IN CONNECTION WITH THE MERGER, THE EXCESS SHALL BE DEPOSITED IN THE GENERAL FUND OF THE SCHOOL DISTRICT AND SHALL BE USED TO PAY THE SCHOOL DISTRICT'S EMPLOYER CONTRIBUTION TO THE ASSOCIATION AFTER THE MERGER.

SECTION 3. 24-51-101 (20), Colorado Revised Statutes, is amended to read:

24-51-101. Definitions. As used in this article, unless the context otherwise requires:

(20) "Employer" means the state of Colorado, the general assembly, any state department, board, commission, bureau, agency, or institution, the Colorado association of school boards, the Colorado high school activities association, the Colorado association of school executives, the fire and police pension association, the special districts association, the Colorado water resources and power development authority, the public employees' retirement association, all school districts in Colorado, EXCEPT, UNTIL THE EFFECTIVE DATE OF THE MERGER DESCRIBED IN SECTIONS 22-64-220 (4) (a) AND 22-64-221, C.R.S., IN THE CITY AND COUNTY OF DENVER including a charter school district, and any political subdivision, city, municipality, county, housing authority, special district, library district, regional planning commission, public hospital, county or district health department, state university, state college, state junior college, or other public entity that is affiliated with the plan.

SECTION 4. 24-51-219, Colorado Revised Statutes, is amended to read:

24-51-219. Merger of school district retirement system. (1) The board shall be empowered to negotiate and implement a merger of a school district retirement system created pursuant to part 2 of article 64 of title 22, C.R.S., into the association in accordance with the provisions of sections 22-64-220 and 22-64-221, C.R.S.

(2) ON AND AFTER THE EFFECTIVE DATE OF THE MERGER

DESCRIBED IN SECTIONS 22-64-220 (4) (a) AND 22-64-221, C.R.S., THE BOARD SHALL BE AUTHORIZED TO ADMINISTER BENEFITS IN ACCORDANCE WITH SECTION 22-64-220 AND THE WRITTEN AGREEMENT DESCRIBED IN SECTION 22-64-220 (5), INCLUDING, BUT NOT LIMITED TO, ADMINISTERING THE PROVISIONS REGARDING THE BENEFIT INCREASES PURSUANT TO SECTION 22-64-220 (4) (c) (II), C.R.S.

SECTION 5. 24-51-602, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

24-51-602. Service retirement eligibility. (4) PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION SHALL APPLY TO PERSONS WHO:

(a) ON THE DAY BEFORE THE EFFECTIVE DATE OF THE MERGER WERE MEMBERS OF THE SCHOOL DISTRICT RETIREMENT SYSTEM CREATED PURSUANT TO PART 2 OF ARTICLE 64 OF TITLE 22, C.R.S., AND

(b) BECOME MEMBERS OF THE ASSOCIATION BECAUSE OF THE MERGER DESCRIBED IN SECTIONS 22-64-220 (4) (a) AND 22-64-221, C.R.S.

SECTION 6. 24-51-1002 (1) (a.5), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

24-51-1002. Annual percentages to be used. (1) (a.5) (III) SUBSECTION (1) OF THIS SECTION SHALL APPLY TO PERSONS WHO:

(A) WERE HIRED ON OR BEFORE JUNE 30, 2005, BY AN EMPLOYER PARTICIPATING IN A SCHOOL DISTRICT RETIREMENT SYSTEM CREATED PURSUANT TO PART 2 OF ARTICLE 64 OF TITLE 22, C.R.S.;

(B) ON THE DAY BEFORE THE EFFECTIVE DATE OF THE MERGER, WERE MEMBERS OF THE SCHOOL DISTRICT RETIREMENT SYSTEM CREATED PURSUANT TO PART 2 OF ARTICLE 64 OF TITLE 22, C.R.S.; AND

(C) BECOME MEMBERS OF THE ASSOCIATION BECAUSE OF THE MERGER DESCRIBED IN SECTIONS 22-64-220 (4) (a) AND 22-64-221, C.R.S.

SECTION 7. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.".

Finance — After consideration on the merits, the Committee recommends that **HB05-1289** be referred to the Committee of the Whole with favorable recommendation.

Health and Human Services — The Committee on Health and Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2008:

Marian P. Fairbank of Aurora, Colorado, to serve as a Republican from the Seventh Congressional District, reappointed.

Health and Human Services — After consideration on the merits, the Committee recommends that **SB05-221** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 6, line 26, strike "NINETY DAYS" and substitute "SIX MONTHS".

Page 7, line 15, after "RECIPIENTS", insert "UNDER THE WAIVER";

line 16, strike "RECIPIENTS;" and substitute "RECIPIENTS NOT UNDER THE WAIVER;".

FIRST REPORT OF SECOND CONFERENCE COMMITTEE
ON SB05-200

****
THIS REPORT AMENDS THE
REREVISED BILL
****

To the President of the Senate and the
Speaker of the House of Representatives:

Your second conference committee appointed on SB05-200, concerning the financing of public schools, and making an appropriation therefor, has met and reports that it has agreed upon the following:

1. That the Senate accede to the House amendments made to the bill, as said amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 4, line 1, strike "(3.5)," and strike "(4.5), (5) (c)";

line 2, strike "(II) (B.1), (5) (c) (III) (A),";

strike lines 3 and 4 and substitute the following:

"amended to read:";

strike lines 26 and 27.

Page 5, strike lines 1 through 18.

Page 6, strike lines 26 and 27.

Page 7, strike lines 1 through 21;
strike lines 23 through 27.

Strike page 8.

Page 9, strike lines 1 through 3.

Page 10, strike lines 7 through 25.

Renumber succeeding sections accordingly.

Strike page 15.

Page 16, strike lines 1 through 14.

Renumber succeeding sections accordingly.

Page 24, strike lines 1 through 17.

Renumber succeeding sections accordingly.

Page 26, strike lines 4 through 20.

Renumber succeeding sections accordingly.

Page 28, strike lines 23 through 27.

Page 29, strike lines 1 through 3.

Renumber succeeding sections accordingly.

Page 30, strike lines 2 through 6.

Reletter succeeding paragraphs accordingly.

Page 30, strike lines 15 through 19.

Reletter succeeding paragraphs accordingly.

Strike page 31.

Page 32, strike lines 1 through 7.

Renumber succeeding section 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 16, line 15, strike "**Repeal.** 22-54-117 (1.7)," and substitute "22-54-117 (1.7) (a),";

line 16, strike "repealed as follows:" and substitute "amended to read:";

strike lines 18 through 27 and substitute the following:

"**expenditures reserve.** (1.7) (a) In addition to any amount annually appropriated by the general assembly to the state public school fund as a contingency reserve and any amount appropriated from the general fund to the state public school fund as a school capital construction expenditures reserve in accordance with section 24-75-201.1 (4) (b), C.R.S., and subsection (1.5) of this section, for the 2001-02 budget year and ~~for~~ the 2005-06 budget year, ~~and budget years thereafter,~~ an amount equal to the amount appropriated for the budget year from the state education fund created in section 17 (4) of article IX of the state constitution to the department of education pursuant to section 22-54-124 (4) shall be appropriated from the state education fund to the school capital construction expenditures reserve created in said subsection (1.5) to be used only as provided in said subsection (1.5).".

Strike page 17.

Renumber succeeding sections accordingly.

Page 23, strike lines 1 through 6;

line 7, strike "(b)" and substitute "(6) (a)", and strike the second " THE";

strike line 8 and substitute the following:

"CIVIC EDUCATION";

strike lines 13 through 15 and substitute the following:

"THAT ADDRESS THE STATE MODEL CONTENT STANDARDS FOR CIVICS AND PROMOTE BEST PRACTICES IN CIVIC EDUCATION.";

line 16, strike "(c)" and substitute "(b)";

strike lines 22 through 25 and substitute the following:

"AND SECONDARY STUDENTS THAT ADDRESS THE STATE MODEL CONTENT STANDARDS FOR CIVICS AND PROMOTE BEST PRACTICES IN CIVIC EDUCATION ASSIST THESE STUDENTS IN MEETING".

Page 30, strike lines 7 through 14.

Reletter succeeding paragraphs accordingly.

Respectfully submitted,

Senate Committee:	House Committee:
(signed)	(signed)
Senator Windels, Chair	Representative Pommer, Chair
Senator Bacon	Representative Merrifield
Senator Spence	Representative King

INTRODUCTION OF BILLS--FIRST READING

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

HB05-1322 by Representative(s) Buescher, Plant, Hall; also Senator(s) Owen, Tapia, Keller--Concerning a supplemental appropriation to the department of natural resources.
Appropriations

SB05-224 by Senator(s) Bacon, Johnson, Tochtrop; also Representative(s) McCluskey--Concerning a process for addressing county service impacts related to an urban renewal project, and, in connection therewith, requiring analysis of and a plan for financing such impacts, allowing agreements concerning such impacts, and establishing a process for dispute resolution where agricultural land is involved.
Local Government

SENATE SERVICES REPORT

Correctly Printed: SJR05-026, 027, and 028.
Correctly Engrossed: SB05-097, 099, 107, 137, 191, 198.
Correctly Revised: HB05-1208.
Correctly Enrolled: SB05-058, 089, and 181.

On motion of Senator Gordon, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Conference Committee Reports.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB05-1035 by Representative(s) Hall; also Senator(s) Williams--Concerning public access to information regarding persons required to register as sex offenders.

Senator Williams moved for the adoption of the First Report of the First Conference Committee on **HB05-1035**, as printed in Senate Journal, April 14, pages 873-875. The motion was **adopted** by the following roll call vote:

YES	32	NO	1	EXCUSED	2	ABSENT	0
Anderson	Y	Hanna	E	McElhany	Y	Teck	Y
Bacon	Y	Hillman	Y	Mitchell	Y	Tochtrop	Y
Dyer	Y	Isgar	Y	Owen	Y	Tupa	Y
Entz	Y	Johnson	Y	Sandoval	Y	Veiga	Y
Evans	Y	Jones	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Keller	Y	Spence	Y	Williams	Y
Groff	Y	Kester	Y	Takis	Y	Windels	Y
Grossman	N	Lamborn	Y	Tapia	Y	Mdm. President	E
Hagedorn	Y	May	Y	Taylor	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33		NO	0		EXCUSED	2		ABSENT	0	
Anderson		Y	Hanna		E	McElhany		Y	Teck		Y
Bacon		Y	Hillman		Y	Mitchell		Y	Tochtrop		Y
Dyer		Y	Isgar		Y	Owen		Y	Tupa		Y
Entz		Y	Johnson		Y	Sandoval		Y	Veiga		Y
Evans		Y	Jones		Y	Shaffer		Y	Wiens		Y
Gordon		Y	Keller		Y	Spence		Y	Williams		Y
Groff		Y	Kester		Y	Takis		Y	Windels		Y
Grossman		Y	Lamborn		Y	Tapia		Y	Mdm. President		E
Hagedorn		Y	May		Y	Taylor		Y			

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

Co-sponsors added: Anderson, Grossman, and Mitchell.

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MESSAGE FROM THE HOUSE

April 15, 2005
Madame President:

The House has adopted the First Report of the Second Conference Committee on SB05-200, as printed in House Journal, April 15, and has repassed the bill as so amended. The bill is returned herewith.

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On motion of Senator Gordon, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Conference Committee Reports -- SB05-200.

_____

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB05-200 by Senator(s) Windels; also Representative(s) Pommer--Concerning the financing of public schools, and making an appropriation therefor.

Senator Windels moved for the adoption of the First Report of the Second Conference Committee on **SB05-200**, as printed in Senate Journal, April 15, pages 898-900. The motion was **adopted** by the following roll call vote:

YES	33		NO	0		EXCUSED	2		ABSENT	0	
Anderson		Y	Hanna		E	McElhany		Y	Teck		Y
Bacon		Y	Hillman		Y	Mitchell		Y	Tochtrop		Y
Dyer		Y	Isgar		Y	Owen		Y	Tupa		Y
Entz		Y	Johnson		Y	Sandoval		Y	Veiga		Y
Evans		Y	Jones		Y	Shaffer		Y	Wiens		Y
Gordon		Y	Keller		Y	Spence		Y	Williams		Y
Groff		Y	Kester		Y	Takis		Y	Windels		Y
Grossman		Y	Lamborn		Y	Tapia		Y	Mdm. President		E
Hagedorn		Y	May		Y	Taylor		Y			

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	21	NO	12	EXCUSED	2	ABSENT	0
Anderson	Y	Hanna	E	McElhany	N	Teck	N
Bacon	Y	Hillman	N	Mitchell	N	Tochtrop	Y
Dyer	N	Isgar	Y	Owen	N	Tupa	Y
Entz	Y	Johnson	N	Sandoval	Y	Veiga	Y
Evans	N	Jones	N	Shaffer	Y	Wiens	N
Gordon	Y	Keller	Y	Spence	Y	Williams	Y
Groff	Y	Kester	Y	Takis	Y	Windels	Y
Grossman	Y	Lamborn	N	Tapia	Y	Mdm. President	E
Hagedorn	Y	May	N	Taylor	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was declared **repassed**.

On motion of Senator Gordon, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of April 15, was laid over until Monday, April 18, retaining its place on the calendar.

Consideration of Resolutions: SJR05-010, SJR05-021, SJR05-008, HJR05-1039, HJR05-1036, HJR05-1019, HJR05-1020, SJR05-025, SJR05-026, SJR05-028.
Consideration of Memorials: SJM05-004, SJM05-007.
Consideration of House Amendments to Senate Bills: SB05-134, SB05-042, SB05-094, SB05-210.
Consideration of Governor's Veto: SB05-130.
Consideration of Governor's Appointments:
Members of the Medical Services Board.
Consideration of Conference Committee Reports: SB05-146.
Conference Committees to Report: SB05-014, HB05-1101, HB05-1197, SB05-037, SB05-071, SB05-091, SB05-095, SB05-188, SB05-019.
Request for Conference Committee: SB05-038, HB05-1027, HB05-1104, HB05-1183, HB05-1266.

On motion of Senator Gordon, the Senate adjourned until 10:00 a.m., Monday, April 18, 2005.

Approved:

Peter C. Groff
President *pro tem* of the Senate

Attest:

Karen Goldman
Secretary of the Senate