

SENATE JOURNAL
Sixty-second General Assembly
STATE OF COLORADO
Second Regular Session

57th Legislative Day

Wednesday, March 1, 2000

Call to Order By the President at 9:00 a.m.

Prayer By the chaplain, Rabbi Gorden Rubenstein, Aurora.

Roll Call Present--Total, 32.
Absent/Excused--Lacy, Nichol, Tebedo--Total, 3.
Present later--Lacy, Nichol, Tebedo.

Quorum The President announced a quorum present.

Reading of Journal	On motion of Senator Owen, reading of the Journal of Tuesday, February 29 th was dispensed with and the Journal stands approved as corrected by the Secretary.
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THIRD READING OF BILLS--FINAL PASSAGE

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

HB 00-1046 by Rep. Spence; Sen. Teck--The Supplemental Public Securities Act

The question being "Shall the bill pass?" the roll was called with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Anderson	Y	Evans	Y	Musgrave	Y	Tanner	Y
Andrews	Y	Feeley	Y	Nichol	E	Tebedo	Y
Arnold	Y	Hernandez	Y	Owen	Y	Teck	Y
Blickensderfer	Y	Hillman	Y	Pascoe	Y	Thiebaut	Y
Chlouber	Y	Lacy	E	Perlmutter	Y	Wattenberg	Y
Congrove	Y	Lamborn	Y	Phillips	Y	Weddig	Y
Dennis	Y	Linkhart	Y	Reeves	Y	Wham	Y
Dyer	Y	Martinez	Y	Rupert	Y	Mr. President	Y
Epps	Y	Matsunaka	Y	Sullivant	Y		

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

HB 00-1194 by Rep. George; Sen. Powers--Campaign Finance

Laid over until later in the day, March 1.

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

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB 00-183 by Sen. Feeley; Rep. McPherson--Colorado Institute Of Technology

Laid over until Thursday, March 2, retaining its place on the calendar.

SB00-051 by Sen. Tebedo; Rep. Spradley--Child Care Omnibus

Senator Tebedo moved that the Senate concur in House amendments to SB00-051, as printed in House Journal, February 28, page 783 and February 29, page 793. The motion was adopted by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Anderson	Y	Evans	Y	Musgrave	Y	Tanner	Y
Andrews	Y	Feeley	Y	Nichol	Y	Tebedo	Y
Arnold	Y	Hernandez	Y	Owen	Y	Teck	Y
Blickensderfer	Y	Hillman	Y	Pascoe	Y	Thiebaut	Y
Chlouber	Y	Lacy	E	Perlmutter	Y	Wattenberg	Y
Congrove	Y	Lamborn	Y	Phillips	Y	Weddig	Y
Dennis	Y	Linkhart	Y	Reeves	Y	Wham	Y
Dyer	Y	Martinez	Y	Rupert	Y	Mr. President	Y
Epps	Y	Matsunaka	Y	Sullivan	Y		

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Anderson	Y	Evans	Y	Musgrave	Y	Tanner	Y
Andrews	Y	Feeley	Y	Nichol	Y	Tebedo	Y
Arnold	Y	Hernandez	Y	Owen	Y	Teck	Y
Blickensderfer	Y	Hillman	Y	Pascoe	Y	Thiebaut	Y
Chlouber	Y	Lacy	E	Perlmutter	Y	Wattenberg	Y
Congrove	Y	Lamborn	Y	Phillips	Y	Weddig	Y
Dennis	Y	Linkhart	Y	Reeves	Y	Wham	Y
Dyer	Y	Martinez	Y	Rupert	Y	Mr. President	Y
Epps	Y	Matsunaka	Y	Sullivan	Y		

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

SB00-077 by Sen. Reeves; Rep. Larson--POST Board Matters

Senator Reeves moved that the Senate concur in House amendments to SB00-077, as printed in House Journal, February 28, pages 783. The motion was adopted by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Anderson	Y	Evans	Y	Musgrave	Y	Tanner	Y
Andrews	Y	Feeley	Y	Nichol	Y	Tebedo	Y
Arnold	Y	Hernandez	Y	Owen	Y	Teck	Y
Blickensderfer	Y	Hillman	Y	Pascoe	Y	Thiebaut	Y
Chlouber	Y	Lacy	E	Perlmutter	Y	Wattenberg	Y
Congrove	Y	Lamborn	Y	Phillips	Y	Weddig	Y
Dennis	Y	Linkhart	Y	Reeves	Y	Wham	Y
Dyer	Y	Martinez	Y	Rupert	Y	Mr. President	Y
Epps	Y	Matsunaka	Y	Sullivan	Y		

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Anderson	Y	Evans	Y	Musgrave	Y	Tanner	Y
Andrews	Y	Feeley	Y	Nichol	Y	Tebedo	Y
Arnold	Y	Hernandez	Y	Owen	Y	Teck	Y
Blickensderfer	Y	Hillman	Y	Pascoe	Y	Thiebaut	Y
Chlouber	Y	Lacy	E	Perlmutter	Y	Wattenberg	Y
Congrove	Y	Lamborn	Y	Phillips	Y	Weddig	Y
Dennis	Y	Linkhart	Y	Reeves	Y	Wham	Y
Dyer	Y	Martinez	Y	Rupert	Y	Mr. President	Y
Epps	Y	Matsunaka	Y	Sullivan	Y		

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

SB00-129 by Sen. Dyer--Deregulation Of Railroad Fares

Laid over until Thursday, March 2, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE JOINT RESOLUTION

SJR 00-003 by Sen. Wattenberg; Rep. Young--Water Pollution Fund Eligibility List

Senator Wattenberg moved that the Senate concur in House amendments to SJR00-003, as printed in House Journal, February 28, pages 785-786. The motion was adopted by the following roll call vote:

YES35		NO0		EXCUSED0		ABSENT0	
Anderson	Y	Evans	Y	Musgrave	Y	Tanner	Y
Andrews	Y	Feeley	Y	Nichol	Y	Tebedo	Y
Arnold	Y	Hernandez	Y	Owen	Y	Teck	Y
Blickensderfer	Y	Hillman	Y	Pascoe	Y	Thiebaut	Y
Chlouber	Y	Lacy	Y	Perlmutter	Y	Wattenberg	Y
Congrove	Y	Lamborn	Y	Phillips	Y	Weddig	Y
Dennis	Y	Linkhart	Y	Reeves	Y	Wham	Y
Dyer	Y	Martinez	Y	Rupert	Y	Mr. President	Y
Epps	Y	Matsunaka	Y	Sullivan	Y		

The question being"Shall the resolution, as amended, pass?" the roll was called with the following result:

YES35		NO0		EXCUSED0		ABSENT0	
Anderson	Y	Evans	Y	Musgrave	Y	Tanner	Y
Andrews	Y	Feeley	Y	Nichol	Y	Tebedo	Y
Arnold	Y	Hernandez	Y	Owen	Y	Teck	Y
Blickensderfer	Y	Hillman	Y	Pascoe	Y	Thiebaut	Y
Chlouber	Y	Lacy	Y	Perlmutter	Y	Wattenberg	Y
Congrove	Y	Lamborn	Y	Phillips	Y	Weddig	Y
Dennis	Y	Linkhart	Y	Reeves	Y	Wham	Y
Dyer	Y	Martinez	Y	Rupert	Y	Mr. President	Y
Epps	Y	Matsunaka	Y	Sullivan	Y		

A majority of all members elected to the Senate having voted in the affirmative, the resolution, as amended, was declared REPASSED.

Co-sponsors added: Chlouber, Powers.

THIRD READING OF BILL--FINAL PASSAGE

On Third Reading, the title of the following bill was publicly read, the reading at length having been dispensed with by unanimous consent:

HB 00-1194 by Rep. George; Sen. Powers--Campaign Finance

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

Third Reading Amendment No. 1, by Senator Powers

Amend revised bill, page 22, line 25, strike "person," and substitute "natural person, corporation, labor organization,".

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

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

YES20		NO15		EXCUSED0		ABSENT0	
Anderson	Y	Evans	Y	Musgrave	Y	Tanner	N
Andrews	Y	Feeley	N	Nichol	N	Tebedo	Y
Arnold	Y	Hernandez	N	Owen	Y	Teck	Y
Blickensderfer	Y	Hillman	Y	Pascoe	N	Thiebaut	N
Chlouber	Y	Lacy	Y	Perlmutter	N	Wattenberg	Y
Congrove	Y	Lamborn	Y	Phillips	N	Weddig	N
Dennis	Y	Linkhart	N	Reeves	N	Wham	Y
Dyer	N	Martinez	N	Rupert	N	Mr. President	Y
Epps	Y	Matsunaka	N	Sullivan	Y		

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

Senate in recess.

Senate reconvened.

SENATE SERVICES REPORT

Senate
Services

Correctly enrolled: SJR 00-003, 004.

COMMITTEE OF REFERENCE REPORTS

Judiciary

After consideration on the merits, the committee recommends that the following be referred favorably to the Committee on Appropriations: HB00-1116

Finance

After consideration on the merits, the committee recommends that HB00-1268 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 2, strike lines 15 through 26.

Page 3, strike line 1.

Renumber succeeding sections accordingly.

Finance

After consideration on the merits, the committee recommends that HB00-1358 be amended as follows and, as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend reengrossed bill, page 2, strike lines 13 and 14 and substitute the following:

"DEFERRAL IS CLAIMED. INTEREST SHALL ACCRUE ON TAXES".

INTRODUCTION OF BILLS

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

- SB 00-200
- by Senators Lacy, Owen and Tanner; also Representatives Berry, Tool and Saliman--
Concerning coordination of prevention services.
Health, Environment, Welfare & Institutions
Appropriations
- HB 00-1422
- by Representatives Leyba and Johnson; also Senator Perlmutter--Concerning the continued
use of the animal cruelty prevention fund.
Agriculture, Natural Resources, and Energy
Appropriations

INTRODUCTION OF RESOLUTION

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

- SJR 00-006
- by Senator Wattenberg; also Representative Young--Concerning the long-term funding for
endangered fish recovery programs designed to ensure the continued issuance of permits
for water project construction, and, in connection therewith, leading to the delisting of four
native fish species.
Agriculture, Natural Resources, and Energy

SIGNING OF BILLS

The President has signed: SJR 00-003, 004.

The President has signed: HB00-1402, 1413, 1414.

TRIBUTES--A POINT OF INTEREST

Memorializing William "Bill" Charles Pumphrey by Senator Bill Thiebaut

Memorializing Louise C. Mauro by Senator Bill Thiebaut

Memorializing Donald "Duane" Graham by Senator Bill Thiebaut

REPORTS

Pursuant to CRS 12-47-601(8), the State Licensing Authority, Liquor Enforcement Division has submitted its report of enforcement actions for all licensing authorities for calendar year 1999. A copy of this report is on file with the Legislative Council Library.

Pursuant to CRS 42-1-206 (3.7)(c)(I), and HB99-1293, the Department of Revenue, Driver Services Division, has submitted a report about the contracts entered into between the department and vendors or primary users of motor vehicle data. A copy of this report is on file with the Legislative Council Library.

The Division of Gaming, Limited Gaming Control Commission has submitted its 1999 annual report. A copy of this report is on file with the Legislative Council Library.

The Department of Local Affairs, Colorado Economic Development Commission has submitted its activity report for 1999. A copy of this report is on file with the Legislative Council Library.

The Colorado Division of Wildlife has submitted its 1999 annual report. A copy of this report is on file with the Legislative Council Library.

The St. Vrain and Left Hand Water Conservancy District has submitted its 1999 Annual Report. A copy of this report is on file with the Legislative Council Library.

The Colorado Department of Human Services, Governor's Task Force on Child Welfare has submitted its report and final recommendations, dated January 2000. A copy of this report is on file with the Legislative Council Library.

The Scientific and Cultural Facilities District has submitted its 1998/1999 annual report. A copy of this report is on file with the Legislative Council Library.

Pursuant to CRS 26-12-108(1)(c), the Colorado Department of Human Services, Office of Adult and Veterans Services, Division of State and Veterans Nursing Homes has submitted its annual report for fiscal year 1998-99. A copy of this report is on file with the Legislative Council Library.

The Colorado Department of Regulatory Agencies has submitted a report on their regulatory assessment evaluation of the Colorado Department of Regulatory Agencies, dated November 1999. A copy of this report is on file with the Legislative Council Library.

Pursuant to CRS 37-87-114.4, the Department of Natural Resources, Office of the State Engineer, Division of Water Resources, has submitted its report covering the activities of the State Engineer on dam safety in Colorado for Fiscal Year 1998-99. A copy of this report is on file with the Legislative Council Library.

Pursuant to SB99-215 footnotes, the Department of Local Affairs has submitted two reports to the Joint Budget Committee on the Moffat Tunnel Improvement District and the Energy and Mineral Impact Program Fund Balances. A copy of these reports is on file with the Legislative Council Library.

Pursuant to SB99-215, the Department of Local Affairs, Division of Housing, has submitted its reports to the Joint Budget Committee on the impact of its programs to address the lack of affordable housing for both renters and home buyers in the State and its Affordable Housing Regulatory Barriers Impact Report. A copy of these reports is on file with the Legislative Council Library.

Pursuant to CRS 24-77-103(7), the State Colleges in Colorado has submitted its enterprise activities report for the first quarter of Fiscal Year 2000. A copy of this report is on file with the Legislative Council Library.

Pursuant to CRS 35-65-406, the Colorado State Fair and Exposition has submitted its annual report on the Colorado state fair, dated October 1999. A copy of this report is on file with the Legislative Council Library.

Pursuant to SB98-152, the Colorado Electricity Advisory Panel has submitted its draft evaluation study report, dated July 1999. A copy of this report is on file with the Legislative Council Library.

Pursuant to SB98-152, the Colorado Electricity Advisory Panel has submitted its final evaluation study report, dated November 1999. A copy of this report is on file with the Legislative Council Library.

The Colorado Department of Corrections has submitted its statistical report for fiscal year 1998 on the inmate population and the operation of the correctional system. A copy of this report is on file with the Legislative Council Library.

Pursuant to CRS 8-45-121(4), the Department of Regulatory Agencies, Division of Insurance, has submitted its report on the examination of the Colorado Compensation Insurance Authority. A copy of this report is on file with the Legislative Council Library.

The Colorado Department of Public Safety, Division of Criminal Justice, Juvenile Justice and Delinquency Prevention Council has submitted its 1998 annual report, dated July 1999. A copy of this report is on file with the Legislative Council Library.

Pursuant to CRS 12-47.1-203(i), the Department of Revenue, Division of Gaming, has submitted its statement of gaming revenues, gaming taxes, and expenditures for the twelve months ended, June 30, 1999. A copy of this report is on file with the Legislative Council Library.

Pursuant to CRS 12-47.1-203(i), the Department of Revenue, Division of Gaming, has submitted its statements of gaming revenues, gaming taxes, and expenditures for the three months ended September 1999 and for the six months ended December 1999. A copy of these reports is on file with the Legislative Council Library.

Pursuant to CRS 24-35-204, the Colorado Lottery has submitted its statements of lottery revenues, prize disbursements and other expenses for two months ended August 1999 and for four months ended October 1999. Copies of these reports are on file with the Legislative Council Library.

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The Colorado Lottery has submitted its financial statement for the first quarter ended September 1999. A copy of this report is on file with the Legislative Council Library.

On motion of Senator Blickensderfer, the Senate adjourned until 9:00 a.m., Thursday, March 2, 2000.

Approved:

Ray Powers
President of the Senate

Attest:

Patricia K. Dicks
Secretary of the Senate

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