

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

79th Legislative Day Thursday, March 23, 2000

- Call to Order By the President at 9:00 a.m.
- Prayer By the chaplain, Reverend Arlyn Tolzmann, Holy Cross Lutheran Church, Wheat Ridge.
- Roll Call Present--Total, 31.
Absent/Excused--Evans, Lacy, Musgrave, Nichol--Total, 4.
Present later--Evans, Lacy, Nichol.
- Quorum The President announced a quorum present.
- Reading of Journal On motion of Senator Anderson, reading of the Journal of Wednesday, March 22nd was dispensed with and the Journal stands approved as corrected by the Secretary.

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 00-1322 by Rep. McKay; Sen. Musgrave--Species Introduction Limits
Laid over until Friday, March 24, retaining its place on the calendar.
- HB 00-1057 by Rep. Swenson; Senator Musgrave--Allow At-grade Intersections If Approved
Laid over until Friday, March 24, retaining its place on the calendar.
- HB 00-1269 by Rep. Coleman; Senator Epps--Info Technology For Blind

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Anderson	Y	Evans	Y	Musgrave	E	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		

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

Co-sponsors added: Evans, Hernandez, Linkhart, Martinez, Pascoe, Powers, Reeves, Rupert, Tebedo.

- HB 00-1222 by Rep. Bacon; Senator Matsunaka--School Dist Critical Shortage Hirings

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Anderson	Y	Evans	Y	Musgrave	E	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	Sullivan	Y		

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

SB 00-164 by Sen. Lamborn; Rep. McElhany--CSOBA

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

YES	28	NO	4	EXCUSED	3	ABSENT	0
Anderson	Y	Evans	Y	Musgrave	E	Tanner	Y
Andrews	Y	Feeley	Y	Nichol	E	Tebedo	Y
Arnold	Y	Hernandez	Y	Owen	Y	Teck	Y
Blickensderfer	Y	Hillman	Y	Pascoe	N	Thiebaut	N
Chlouber	Y	Lacy	E	Perlmutter	Y	Wattenberg	Y
Congrove	Y	Lamborn	Y	Phillips	Y	Weddig	Y
Dennis	Y	Linkhart	N	Reeves	Y	Wham	Y
Dyer	Y	Martinez	Y	Rupert	N	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 was declared PASSED.

Co-sponsors added: Congrove, Evans, Owen, Powers, Tebedo.

SB 00-172 by Sen. Evans; Rep. Kaufman--Title Setting Procedures

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Anderson	Y	Evans	Y	Musgrave	E	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	Sullivan	Y		

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

Co-sponsors added: Blickensderfer, Lamborn.

HB 00-1313 by Rep. McElhany; Sen. Epps--Voting Assistance At Elections

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Anderson	Y	Evans	Y	Musgrave	E	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	Sullivan	Y		

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

Co-sponsors added: Congrove, Hernandez, Martinez, Pascoe, Rupert, Tebedo.

HB 00-1326 by Rep. Scott; Sen. Lamborn--Uniform Principal And Income Act

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

YES	31	NO	1	EXCUSED	3	ABSENT	0
Anderson	Y	Evans	Y	Musgrave	E	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	N
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 was declared PASSED.

HB 00-1225 by Rep. King; Senator Owen--Defined Comp Plan For Deferred Comp

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Anderson	Y	Evans	Y	Musgrave	E	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	Sullivan	Y		

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

Co-sponsors added: Hernandez, Lamborn.

HB 00-1234 by Rep. Mitchell; Sen. Hillman--Death Penalty Aggravator

Laid over until Friday, March 24, retaining its place on the calendar.

Committee of the Whole On motion of Senator Congrove, the Senate resolved itself into Committee of the Whole for consideration of General Orders and Senator Congrove 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:

HB 00-1095 by Rep. Berry; Senator Blickensderfer--Municipal Elections Revisions

Amendment No. 1, State, Veterans, and Military Affairs Committee Amendment (Printed in Senate Journal, March 6, pages 516-517.)

Amendment No. 2, by Senator Blickensderfer

Amend the State, Veterans, and Military Affairs Committee amendment, as printed in Senate Journal, March 6, page 517, line 23, strike "until he" and substitute "until he THE OFFICER";

strike line 24 and substitute the following:

"has actually held his THE office for at least six months unless he";

strike line 26 and substitute the following:

"THE OFFICER’S ELECTION OR REELECTION.

SECTION 13. Part 5 of article 4 of title 31, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

31-4-506. Disclosure of contributions, contributions in kind, and expenditures. NOTWITHSTANDING THE PROVISIONS OF SECTION 1-45-108 (6), C.R.S., ANY OFFICER AGAINST WHOM A RECALL PETITION HAS BEEN FILED PURSUANT TO THIS PART 5 AND ANY CANDIDATE WHO SUBMITS NOMINATING PETITIONS PURSUANT TO SECTION 31-4-504 (4) SHALL REPORT CONTRIBUTIONS, CONTRIBUTIONS IN KIND, AND EXPENDITURES MADE IN SUPPORT OF THE OFFICER’S RETENTION IN OFFICE OR THE CANDIDATE’S ELECTION TO OFFICE IN THE MANNER REQUIRED FOR CANDIDATE ELECTIONS PURSUANT TO THE "FAIR CAMPAIGN PRACTICES ACT", ARTICLE 45 OF TITLE 1, C.R.S.".

after line 28, insert the following:

"Page 13, line 6, strike "31-4-506." and substitute "31-4-507.".

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

SB 00-196 by Sen. Wattenberg; Rep. George--Utility Service For Subdivisions
 Laid over until Friday, March 24, retaining its place on the calendar.

SB 00-197 by Sen. Wattenberg; Rep. George--Utility Siting Of Electrical Facility
 Laid over until Friday, March 24, retaining its place on the calendar.

HB 00-1336 by Rep. Coleman; Senator Linkhart--Access To Adoption Records
 Laid over until Friday, March 24, retaining its place on the calendar.

HB 00-1299 by Rep. McPherson; Senator Powers--Trial Judge Impose Death Penalty
 Laid over until Friday, March 24, retaining its place on the calendar.

HB 00-1319 by Rep. Takis; Sen. Weddig--Notice Of Election Requirements

Amendment No. 1, State, Veterans, and Military Affairs Committee Amendment
 (Printed in Senate Journal, March 17, page 667.)

Amendment No. 1, by Senator Weddig

Amend printed bill, page 2, after line 21, insert the following:

"(a.5) NO LATER THAN FIFTEEN DAYS BEFORE ANY ELECTION CONDUCTED BY MAIL BALLOT, THE DESIGNATED ELECTION OFFICIAL OR COORDINATED ELECTION OFFICIAL SHALL EITHER MAIL A VOTER INFORMATION CARD TO EACH HOUSEHOLD WHERE ONE OR MORE ACTIVE ELIGIBLE ELECTORS RESIDE OR PROVIDE NOTICE BY PUBLICATION, PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (2). THE INFORMATION REQUIRED ON THE VOTER INFORMATION CARD MAY BE INCLUDED WITH THE BALLOT ISSUE NOTICE, AND, IF SO INCLUDED, NO SEPARATE MAILING PURSUANT TO THIS PARAGRAPH (a.5) IS REQUIRED."

line 26, strike "(a)" and substitute "(a.5)".

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

- HB 00-1096 by Rep. Leyba; Senator Reeves--Agency-Based Human Resources
Amendment No. 1, State, Veterans, and Military Affairs Committee Amendment
(Printed in Senate Journal, March 17, page 667.)
As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.
- HB 00-1202 by Rep. Clapp; Sen. Musgrave--Access To Student Records
Laid over until Friday, March 24, retaining its place on the calendar.
- HB 00-1277 by Rep. Dean; Sen. Sullivant--Condemnation By Park & Rec District
Laid over until Friday, May 5, 2000.
- HB 00-1150 by Rep. Leyba; Sen. Feeley--Parole For Special Needs Offenders
Amendment No. 1, Judiciary Committee Amendment
(Printed in Senate Journal, March 16, page 648.)
As amended, laid over until Friday, March 24, retaining its place on the calendar.
- HB 00-1208 by Rep. Clapp; Senator Teck--Lawsuits Against Firearms Manufacturers
Laid over until Friday, March 24, retaining its place on the calendar.
- HB 00-1284 by Rep. Tate; Sen. Tanner--Modify Housing Authority Laws
Amendment No. 1, Local Government Committee Amendment
(Printed in Senate Journal, March 2, page 467.)
Amendment No. 2, Finance Committee Amendment
(Printed in Senate Journal, March 17, page 668.)
As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.
- SB 00-141 by Sen. Wham; Rep. Lawrence--Enforcement Authority Of Cap Adv Comm
Amendment No. 1, State, Veterans, and Military Affairs Committee Amendment
(Printed in Senate Journal, March 3, page 476.)
As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.
- SB 00-178 by Sen. Teck; Rep. Spence--Teacher Employment
(Amended in General Orders as printed in Senate Journal, February 22, pages 377-378.)
Amendment No. 1, by Senator Teck
Amend the Education Committee amendment, as printed in Senate Journal, February 14, page 307, strike lines 51 through 53 and substitute the following:
"(7) ANY PARENT WHO HAS EXHAUSTED THE COMPLAINT

PROCESSES AVAILABLE TO HIM OR HER THROUGH BOTH A SCHOOL DISTRICT'S INFORMAL COMPLAINT OR CONFLICT RESOLUTION PROCESS AND THE PROVISIONS OF SECTION 22-7-106 AND HAS NOT RECEIVED A SATISFACTORY RESOLUTION TO HIS OR HER COMPLAINT CONCERNING A TEACHER MAY FILE A COMPLAINT WITH THE DEPARTMENT OF EDUCATION. IN THE EVENT THE DEPARTMENT OF EDUCATION RECEIVES COMPLAINTS RELATING TO A TEACHER'S COMPETENCY OR PERFORMANCE FROM PARENTS WHOSE CHILDREN";

line 55 of the committee amendment, strike "SHALL" and substitute "MAY".

Amendment No. 3, by Senator Teck

Amend Amendment No. 2, by Senator Teck, as printed in Senate Journal, February 22, page 378, after line 3, insert the following:

"(4) ANY PARENT WHO IS NOT SATISFIED WITH THE RESOLUTION OF HIS OR HER COMPLAINT FOLLOWING COMPLETION OF THE COMMUNICATIONS COMMITTEE PROCESS DESCRIBED IN THIS SECTION MAY SUBMIT A COMPLAINT TO THE DEPARTMENT OF EDUCATION PURSUANT TO SECTION 22-60.5-107 (7).";

line 5, strike "(4)" and substitute "(5)".

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

HB 00-1056 by Rep. Spradley; Senator Teck--Funding For Unemployment Insurance Fraud

Amendment No. 1, Appropriations Committee Amendment
(Printed in Senate Journal, March 20, page 671.)

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

HB 00-1122 by Rep. Witwer; Senator Owen--Colo School Of Mines Interest Earnings

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

HB 00-1333 by Rep. McPherson; Senator Epps--State Board Of Parole

Amendment No. 1, Judiciary Committee Amendment
(Printed in Senate Journal, March 2, page 465.)

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

HB 00-1167 by Rep. Swenson; Sen. Musgrave--Waste Tire Cleanup Fund

Laid over until Friday, March 24, retaining its place on the calendar.

HB 00-1182 by Rep. Williams T.; Senator Nichol--Continue Regulating Collection Agencies

Laid over until Monday, March 27, retaining its place on the calendar.

HB 00-1001 by Rep. Gotlieb; Senator Reeves--Master Plan Criteria

Amendment No. 1, Local Government Committee Amendment
(Printed in Senate Journal, February 28, pages 433-434.)

Amendment No. 2, Agriculture, Natural Resources and Energy Committee Amendment
(Printed in Senate Journal, March 20, pages 680-682.)

Amendment No. 3, by Senator Reeves

Amend the Agriculture, Natural Resources and Energy Committee amendment, as printed in Senate Journal, March 20, page 680, strike lines 21 through 26 and substitute the following:

""line 18 of the reengrossed bill, strike "WILDLIFE AREAS, AND" and substitute "AND DESIGNATED FEDERAL, STATE, AND LOCAL WILDLIFE AREAS;";

strike line 19 of the reengrossed bill.";"

Page 681 of the journal, strike lines 20 through 23 and substitute the following:

""Page 7of the reengrossed bill, strike line 2 and substitute the following:

"open spaces, TRAILS, AND DESIGNATED FEDERAL, STATE, AND LOCAL WILDLIFE AREAS;";;"

Amendment No. 4, by Senator Reeves

Amend the Agriculture, Natural Resources and Energy Committee amendment, as printed in Senate Journal, March 20, page 680, line 70, after "THE", insert "UNITED STATES FISH AND WILDLIFE SERVICE OF THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE";

after line 71, insert the following:

"(C) THE UNITED STATES ARMY CORPS OF ENGINEERS AND THE UNITED STATES FISH AND WILDLIFE SERVICE NATIONAL WETLANDS INVENTORY FOR DEFINING AND MAPPING WETLANDS;".

Reletter succeeding sub-subparagraphs accordingly.

Page 681, line 66, after "THE", insert "UNITED STATES FISH AND WILDLIFE SERVICE OF THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE";

after line 67, insert the following:

"(III) THE UNITES STATES ARMY CORPS OF ENGINEERS AND THE UNITED STATES FISH AND WILDLIFE SERVICE NATIONAL WETLANDS INVENTORY FOR DEFINING AND MAPPING WETLANDS;".

Renumber succeeding subparagraphs accordingly.

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

HB 00-1352 by Rep. Dean; Senator Blickensderfer--Legislative Appropriation

Amendment No. 1, Appropriations Committee Amendment
(Printed in Senate Journal, March 20, pages 672-674.)

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

HB 00-1394 by Rep. McPherson; Sen. Blickensderfer--Prevent Voter Fraud
Laid over until Friday, March 24, retaining its place on the calendar.

HB 00-1347 by Rep. Spradley; Senator Perlmutter--Sweepstakes And Contests
Amendment No. 1, State, Veterans, and Military Affairs Committee Amendment
(Printed in Senate Journal, March 17, pages 664-665.)

Amendment No. 2, by Senator Perlmutter

Amend reengrossed bill, page 3, line 20, after "NOTICE," insert "OTHER
THAN AN ADVERTISEMENT APPEARING IN A MAGAZINE OR NEWSPAPER OF
GENERAL CIRCULATION,".
Page 5, strike line 20;
line 21, strike "WON", OR "YOU ARE THE WINNER OF", ".
Page 6, strike line 13 and substitute the following:
"UNLESS IT IS TRUE.";
strike lines 14 through 19.

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

HB 00-1291 by Rep. Kester; Senator Dennis--Wages Due Upon Employee Termination

Amendment No. 1, by Senator Feeley

Amend reengrossed bill, page 1, line 2, strike "(1)" and substitute "(1)
(a)".
Page 2, strike line 8 and substitute "TO";
strike lines 9 and 10;
line 11, strike "(III) THE" and substitute "THE";
strike lines 12 through 21.

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

HB 00-1249 by Rep. Paschall; Senator Andrews--Strengthen The Marriage Relationship
Laid over until Friday, March 24, retaining its place on the calendar.

The following bills on the General Orders calendar of Thursday, March 23, were laid
over until Friday, March 24:
HB00-1144, HB00-1229.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

HB00-1122 declared passed on Second Reading.
SB00-141, as amended; SB00-178, as amended; HB00-1095, as amended; HB00-1319, as amended; HB00-1096, as amended; HB00-1284, as amended; HB00-1056, as amended; HB00-1333, as amended; HB00-1001, as amended; HB00-1352, as amended; HB00-1347, as amended; HB00-1291, as amended, declared passed on Second Reading.
SB00-196, SB00-197, HB00-1336, HB00-1299, HB00-1202, HB00-1208, HB00-1167, HB00-1394, HB00-1249, HB00-1144, HB00-1229 laid over until Friday, March 24, retaining their place on the calendar.
HB00-1150, as amended, laid over until Friday, March 24, retaining its place on the calendar.
HB00-1182, laid over until Monday, March 27, retaining its place on the calendar.
HB00-1277 laid over until May 5, 2000.

On motion of Senator Blickensderfer, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, March 23, was laid over until Friday, March 24, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

March 23, 2000

Mr. President:

In response to the request of the Senate, the Speaker has appointed Representatives Allen, chairman, Dean, and Mace as House conferees on the First Conference Committee on SB00-186. The House has voted to authorize the House conferees on the First Conference Committee on SB00-186 to consider matters not at issue between the two houses.

Senate in recess.

Senate reconvened.

SENATE SERVICES REPORT

Senate Services

Correctly engrossed: SB 00-141, 178.
Correctly revised: HB 00-1001, 1056, 1095, 1096, 1122, 1284, 1291, 1319, 1333, 1347, 1352.
Correctly enrolled: SB 00-039, 055, 058, 067, 075, 086, 093, 101, 138, 187.

COMMITTEE OF REFERENCE REPORTS

Education

After consideration on the merits, the committee recommends that the following be postponed indefinitely: HB00-1081

Business Affairs and Labor

After consideration on the merits, the committee recommends that the following be referred favorably to the Committee on Appropriations: HB00-1420

Business Affairs and Labor

After consideration on the merits, the committee recommends that the following be referred favorably to the Committee on Appropriations: SB00-206

Business
Affairs
and Labor

After consideration on the merits, the committee recommends that the following be referred favorably to the Committee on Appropriations: HB00-1083

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INTRODUCTION OF BILL

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

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SB 00-210

by Senators Anderson and Powers; also Representative George--Concerning joint governmental agencies.
Business Affairs & Labor

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INTRODUCTION OF RESOLUTION

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The following resolution was read by title:

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SJR 00-013

by Senator Musgrave; also Representative Hoppe--Concerning relief for Morgan County School District RE-3 in funding the abatement of asbestos in Fort Morgan High School.

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Laid over one day under Senate Rule 30(b), and placed on the calendar of Friday, March 24.

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INTRODUCTION OF MEMORIAL

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The following memorial was read by title:

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SM 00-002

by Senator Wattenberg--Memorializing former Senator Fay DeBerard.

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WHEREAS, By the Will of Divine Providence, our beloved Senator Fay DeBerard departed this life on January 20, 2000, at the age of 94; and

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WHEREAS, Senator DeBerard was born on March 15, 1905, in Sedgwick, Colorado; and

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WHEREAS, Senator DeBerard graduated from Kremmling Union High School where he enjoyed basketball, track, and boxing; and

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WHEREAS, Senator DeBerard then went on to further his education at Colorado State University where he studied animal husbandry and participated in ROTC; and

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WHEREAS, While a rancher in Kremmling, Senator DeBerard enjoyed hunting, golf, and fishing and stayed close to his agricultural roots by serving as president of the Colorado Hereford Association and as a member of numerous other local and state organizations; and

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WHEREAS, Senator DeBerard also served on the Middle Park Hospital Board and the Grand County Fair Board and held the offices of Grand County Commissioner and West Grand School Board President; and

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WHEREAS, After being appointed to the Colorado Senate in 1954, Senator DeBerard chaired the Livestock, Fish and Game, Transportation, and Education committees and served on numerous other committees, including the Water and Water Resources, Mining, Judiciary, and Wildlife, Parks, Natural Resources, and Energy committees; and

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WHEREAS, Senator DeBerard served as the Senate assistant majority leader for four years and as the Senate President Pro Tem for four years; and

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WHEREAS, Throughout his life, Senator DeBerard was dedicated to water, education, environment, and agriculture issues which led to his selection as one of the five original inductees to the Colorado Agricultural Hall of Fame; now, therefore,

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Be It Resolved by the Senate of the Sixty-second General Assembly of the State of Colorado:

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That, in the death of Fay DeBerard, the people of the state of Colorado have lost a
dedicated public servant and outstanding citizen, and that we, the members of the Senate
of the Sixty-second General Assembly, do hereby extend our deep and heartfelt sympathy
to the members of his family and pay tribute to a man who served his state well and
faithfully.

Be It Further Resolved, That copies of this Memorial be sent to Senator DeBerard's sons
Fay DeBerard, Jr. of Phoenix, Arizona, and Robert DeBerard of Twin Falls, Idaho,
daughter Marilyn Curry of Hotchkiss, Colorado, and sister Sarah Orr of Kremmling,
Colorado.

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