

**HOUSE JOURNAL**  
**SIXTY-THIRD GENERAL ASSEMBLY**  
**STATE OF COLORADO**  
**First Regular Session**

Eightieth Legislative Day

Friday, March 30, 2001

1 Prayer by Father Ed Judy, Samaritan House, Denver.  
 2

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

5 The roll was called with the following result:  
 6

7 Present--63.

8 Excused--Representatives Nuñez, Williams S.--2.

9 Present after roll call--Representative Williams S.  
 10

11 The Speaker declared a quorum present.  
 12  
 13

14 On motion of Representative Jahn, the reading of the journal of  
 15 March 29, 2001, was declared dispensed with and approved as corrected  
 16 by the Chief Clerk.  
 17  
 18

19  
 20 **THIRD READING OF BILLS--FINAL PASSAGE**  
 21

22 The following bills were considered on Third Reading. The titles were  
 23 publicly read. Reading of the bill at length was dispensed with by  
 24 unanimous consent.  
 25

26 **HB01-1170** by Representative(s) Fritz, Cadman, Paschall; also  
 27 Senator(s) May--Concerning the issuance of documents by  
 28 the department of revenue, and making an appropriation in  
 29 connection therewith.  
 30

31 The question being "Shall the bill pass?".

32 A roll call vote was taken. As shown by the following recorded vote, a  
 33 majority of those elected to the House voted in the affirmative and the bill  
 34 was declared **passed**.  
 35

	YES 63	NO 0	EXCUSED 2	ABSENT 0			
38 Alexander	Y	Groff	Y	Miller	Y	Spence	Y
39 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
40 Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
41 Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
42 Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
43 Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
44 Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
45 Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y

1	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
2	Coleman	Y	King	Y	Saliman	Y	Webster	Y
3	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
4	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
5	Decker	Y	Lee	Y	Scott	Y	Williams S.	E
6	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
7	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
8	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
9							Mr. Speaker	Y

10

11 Co-sponsors added: Representatives Coleman, Rhodes, Sanchez.

12

13 **SB01-027** by Senator(s) Nichol; also Representative(s) Larson--  
 14 Concerning the requirement that an owner of a consumer  
 15 credit transaction secured by residential real property give  
 16 notice to each person liable on the loan that the owner  
 17 intends to foreclose on the deed of trust prior to the  
 18 commencement of foreclosure proceedings.

19

20 The question being "Shall the bill pass?".

21 A roll call vote was taken. As shown by the following recorded vote, a  
 22 majority of those elected to the House voted in the affirmative and the bill  
 23 was declared **passed**.

24

25	YES 63	NO 0	EXCUSED 2	ABSENT 0
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26

27	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
28	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
29	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
30	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
31	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
32	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
33	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
34	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
35	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
36	Coleman	Y	King	Y	Saliman	Y	Webster	Y
37	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
38	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
39	Decker	Y	Lee	Y	Scott	Y	Williams S.	E
40	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
41	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
42	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
43							Mr. Speaker	Y

44

45 Co-sponsors added: Representatives Mace, Tochtrop, Vigil.

46

47  
 48 **SB01-158** by Senator(s) Pascoe, Gordon, Takis, Windels; also Rep-  
 49 resentative(s) Smith--Concerning spousal maintenance.

50

51 The question being "Shall the bill pass?".

52 A roll call vote was taken. As shown by the following recorded vote, a  
 53 majority of those elected to the House voted in the affirmative and the bill  
 54 was declared **passed**.

55

	YES 62	NO 1	EXCUSED 2	ABSENT 0
1				
2				
3	Alexander	Y Groff	Y Miller	Y Spence Y
4	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
5	Berry	Y Hefley	N Nuñez	E Stafford Y
6	Borodkin	Y Hodge	Y Paschall	Y Stengel Y
7	Boyd	Y Hoppe	Y Plant	Y Swenson Y
8	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
9	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
10	Clapp	Y Johnson	Y Rippy	Y Veiga Y
11	Cloer	Y Kester	Y Romanoff	Y Vigil Y
12	Coleman	Y King	Y Saliman	Y Webster Y
13	Crane	Y Larson	Y Sanchez	Y Weddig Y
14	Daniel	Y Lawrence	Y Schultheis	Y White Y
15	Decker	Y Lee	Y Scott	Y Williams S. E
16	Fairbank	Y Mace	Y Sinclair	Y Williams T. Y
17	Fritz	Y Madden	Y Smith	Y Witwer Y
18	Garcia	Y Marshall	Y Snook	Y Young Y
19				Mr. Speaker Y
20				

21 Co-sponsors added: Representatives Boyd, Coleman, Jahn, Plant, Veiga, Vigil,  
22 Williams S.

23  
24 **SB01-040** by Senator(s) Matsunaka; also Representative(s) Smith--  
25 Concerning notice requirements for persons holding title  
26 to property in a representative capacity.

27  
28 The question being "Shall the bill pass?".

29 A roll call vote was taken. As shown by the following recorded vote, a  
30 majority of those elected to the House voted in the affirmative and the bill  
31 was declared **passed**.

	YES 64	NO 0	EXCUSED 1	ABSENT 0
33				
34				
35	Alexander	Y Groff	Y Miller	Y Spence Y
36	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
37	Berry	Y Hefley	Y Nuñez	E Stafford Y
38	Borodkin	Y Hodge	Y Paschall	Y Stengel Y
39	Boyd	Y Hoppe	Y Plant	Y Swenson Y
40	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
41	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
42	Clapp	Y Johnson	Y Rippy	Y Veiga Y
43	Cloer	Y Kester	Y Romanoff	Y Vigil Y
44	Coleman	Y King	Y Saliman	Y Webster Y
45	Crane	Y Larson	Y Sanchez	Y Weddig Y
46	Daniel	Y Lawrence	Y Schultheis	Y White Y
47	Decker	Y Lee	Y Scott	Y Williams S. Y
48	Fairbank	Y Mace	Y Sinclair	Y Williams T. Y
49	Fritz	Y Madden	Y Smith	Y Witwer Y
50	Garcia	Y Marshall	Y Snook	Y Young Y
51				Mr. Speaker Y
52				

53 Co-sponsor added: Representative Webster.

54  
55

1 **SB01-150** by Senator(s) Tate; also Representative(s) Mitchell--  
 2 Concerning individual development accounts.  
 3

4 The question being "Shall the bill pass?".

5 A roll call vote was taken. As shown by the following recorded vote, a  
 6 majority of those elected to the House voted in the affirmative and the bill  
 7 was declared **passed**.

9	YES 39	NO 25	EXCUSED 1	ABSENT 0
10				
11	Alexander	Y Groff	Y Miller	Y Spence
12	Bacon	Y Grossman	Y Mitchell	Y Spradley
13	Berry	N Hefley	N Nuñez	E Stafford
14	Borodkin	N Hodge	N Paschall	N Stengel
15	Boyd	N Hoppe	Y Plant	Y Swenson
16	Cadman	N Jahn	N Ragsdale	N Tapia
17	Chavez	N Jameson	Y Rhodes	N Tochtrop
18	Clapp	Y Johnson	Y Rippy	Y Veiga
19	Cloer	Y Kester	Y Romanoff	Y Vigil
20	Coleman	N King	N Saliman	Y Webster
21	Crane	N Larson	N Sanchez	Y Weddig
22	Daniel	Y Lawrence	Y Schultheis	Y White
23	Decker	Y Lee	Y Scott	Y Williams S.
24	Fairbank	Y Mace	N Sinclair	N Williams T.
25	Fritz	Y Madden	N Smith	Y Witwer
26	Garcia	Y Marshall	Y Snook	Y Young
27				Mr. Speaker
28				

29 Co-sponsor added: Representative Webster.  
 30

31  
 32 **SB01-131** by Senator(s) Hanna; also Representative(s) Mitchell--  
 33 Concerning the regulation of pet animal facilities, and, in  
 34 connection therewith, clarifying the definition of feline  
 35 hobby breeder, reducing the time an animal may be held  
 36 in an animal shelter, and allowing animal shelter  
 37 supervisors to make determinations with respect to the  
 38 immediate disposition of animals experiencing extreme  
 39 pain or suffering.  
 40

41 As shown by the following roll call vote, a majority of all members  
 42 elected to the House voted in the affirmative, and Representative Mitchell  
 43 was given permission to offer a Third Reading amendment:  
 44

45	YES 61	NO 3	EXCUSED 1	ABSENT 0
46				
47	Alexander	Y Groff	Y Miller	Y Spence
48	Bacon	Y Grossman	N Mitchell	Y Spradley
49	Berry	Y Hefley	Y Nuñez	E Stafford
50	Borodkin	Y Hodge	Y Paschall	Y Stengel
51	Boyd	Y Hoppe	Y Plant	Y Swenson
52	Cadman	Y Jahn	Y Ragsdale	Y Tapia
53	Chavez	Y Jameson	Y Rhodes	Y Tochtrop
54	Clapp	Y Johnson	Y Rippy	Y Veiga
55	Cloer	Y Kester	N Romanoff	Y Vigil
56	Coleman	Y King	Y Saliman	Y Webster

1	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
2	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
3	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
4	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
5	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
6	Garcia	Y	Marshall	N	Snook	Y	Young	Y
7							Mr. Speaker	Y

10  
11 **Third Reading amendment No. 1**, by Representative Mitchell.

12  
13 Amend revised bill, page 2, after line 8, insert the following:

14  
15 "SECTION 2. 35-80-103 (2) (i), Colorado Revised Statutes, is  
16 amended to read:

17  
18 **35-80-103. Scope of article.** (2) The provisions of this article  
19 shall not apply to:

20  
21 (i) Any owner, breeder, handler, or trainer while TRANSPORTING  
22 A PET ANIMAL TO OR FROM OR exhibiting or competing at any event  
23 licensed, regulated, or sanctioned by the American kennel club, united  
24 kennel club, or any other nationally recognized registering organization.".

25  
26 Renumber succeeding sections accordingly.

27  
28 The amendment was declared **passed** by the following roll call vote:

29  
30 YES 61                      NO 3                      EXCUSED 1                      ABSENT 0

31								
32	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
33	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
34	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
35	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	N
36	Boyd	Y	Hoppe	Y	Plant	N	Swenson	Y
37	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
38	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
39	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
40	Cloer	N	Kester	Y	Romanoff	Y	Vigil	Y
41	Coleman	Y	King	Y	Saliman	Y	Webster	Y
42	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
43	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
44	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
45	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
46	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
47	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
48							Mr. Speaker	Y

49  
50  
51 The question being, "Shall the bill, as amended, pass?".

52 A roll call vote was taken. As shown by the following recorded vote, a  
53 majority of those elected to the House voted in the affirmative, and the  
54 bill, as amended, was declared **passed**.

55

	YES 58	NO 6	EXCUSED 1	ABSENT 0
1				
2				
3	Alexander	Y Groff	Y Miller	Y Spence Y
4	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
5	Berry	Y Hefley	Y Nuñez	E Stafford Y
6	Borodkin	Y Hodge	Y Paschall	Y Stengel N
7	Boyd	Y Hoppe	Y Plant	Y Swenson Y
8	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
9	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
10	Clapp	Y Johnson	Y Rippy	Y Veiga Y
11	Cloer	N Kester	Y Romanoff	Y Vigil Y
12	Coleman	Y King	Y Saliman	Y Webster Y
13	Crane	Y Larson	N Sanchez	Y Weddig Y
14	Daniel	Y Lawrence	Y Schultheis	Y White Y
15	Decker	N Lee	N Scott	Y Williams S. Y
16	Fairbank	Y Mace	Y Sinclair	Y Williams T. Y
17	Fritz	Y Madden	Y Smith	Y Witwer Y
18	Garcia	Y Marshall	Y Snook	Y Young Y
19				Mr. Speaker N

20  
21  
22  
23 **SB01-080** by Senator(s) Tate; also Representative(s) Lee--Concerning  
24 the prevention of bullying.

25  
26 The question being "Shall the bill pass?".

27 A roll call vote was taken. As shown by the following recorded vote, a  
28 majority of those elected to the House voted in the affirmative and the bill  
29 was declared **passed**.

	YES 39	NO 25	EXCUSED 1	ABSENT 0
30				
31				
32				
33	Alexander	N Groff	Y Miller	Y Spence N
34	Bacon	Y Grossman	Y Mitchell	N Spradley Y
35	Berry	N Hefley	N Nuñez	E Stafford Y
36	Borodkin	Y Hodge	Y Paschall	N Stengel N
37	Boyd	Y Hoppe	N Plant	Y Swenson N
38	Cadman	N Jahn	Y Ragsdale	Y Tapia Y
39	Chavez	Y Jameson	Y Rhodes	N Tochtrop Y
40	Clapp	N Johnson	Y Rippy	Y Veiga Y
41	Cloer	Y Kester	N Romanoff	Y Vigil Y
42	Coleman	Y King	N Saliman	Y Webster N
43	Crane	N Larson	Y Sanchez	Y Weddig N
44	Daniel	Y Lawrence	N Schultheis	N White N
45	Decker	N Lee	Y Scott	N Williams S. Y
46	Fairbank	Y Mace	Y Sinclair	N Williams T. Y
47	Fritz	Y Madden	Y Smith	Y Witwer N
48	Garcia	Y Marshall	Y Snook	Y Young N
49				Mr. Speaker Y

50  
51 Co-sponsors added: Representatives Bacon, Borodkin, Boyd, Chavez, Coleman,  
52 Daniel, Fairbank, Garcia, Groff, Grossman, Jahn, Mace, Madden, Marshall,  
53 Plant, Ragsdale, Saliman, Sanchez, Tapia, Veiga, Vigil, Williams S.

54  
55

1 **SB01-118** by Senator(s) Hernandez, Epps, Hagedorn; also Representative(s) Mace--Concerning the regulation of direct-entry midwives, and, in connection therewith, continuing the regulation of direct-entry midwives by the division of registrations in the department of regulatory agencies.

7 The question being "Shall the bill pass?".

8 A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

	YES 59	NO 5	EXCUSED 1	ABSENT 0			
14 Alexander	Y	Groff	Y	Miller	Y	Spence	Y
15 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
16 Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
17 Borodkin	Y	Hodge	Y	Paschall	N	Stengel	Y
18 Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
19 Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
20 Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
21 Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
22 Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
23 Coleman	Y	King	Y	Saliman	Y	Webster	Y
24 Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
25 Daniel	Y	Lawrence	Y	Schultheis	N	White	Y
26 Decker	Y	Lee	N	Scott	N	Williams S.	Y
27 Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
28 Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
29 Garcia	Y	Marshall	Y	Snook	Y	Young	Y
						Mr. Speaker	Y

32 Co-sponsors added: Representatives Boyd, Chavez, Cloer, Coleman, Plant, Saliman, Tapia, Williams S.

35 **SB01-104** by Senator(s) Fitz-Gerald; also Representative(s) Mitchell--Concerning the determination of whether a convicted person is mentally incompetent to be executed.

39 The question being "Shall the bill pass?".

40 A roll call vote was taken. As shown by the following recorded vote, a majority of those elected to the House voted in the affirmative and the bill was declared **passed**.

	YES 54	NO 10	EXCUSED 1	ABSENT 0			
46 Alexander	Y	Groff	N	Miller	Y	Spence	Y
47 Bacon	N	Grossman	Y	Mitchell	Y	Spradley	Y
48 Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
49 Borodkin	N	Hodge	Y	Paschall	Y	Stengel	Y
50 Boyd	N	Hoppe	Y	Plant	Y	Swenson	Y
51 Cadman	Y	Jahn	N	Ragsdale	Y	Tapia	Y
52 Chavez	Y	Jameson	N	Rhodes	Y	Tochtrop	Y
53 Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
54 Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
55 Coleman	Y	King	Y	Saliman	N	Webster	Y
56 Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y

1	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
2	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
3	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
4	Fritz	Y	Madden	N	Smith	Y	Witwer	Y
5	Garcia	N	Marshall	N	Snook	Y	Young	Y
6							Mr. Speaker	Y

8 Co-sponsors added: Representatives Clapp, Coleman.

10 **SB01-178** by Senator(s) Nichol; also Representative(s) Sinclair--  
 11 Concerning preparation for elections, and, in connection  
 12 therewith, permitting partial cancellation of nonpartisan  
 13 elections and changing certain deadlines.

15 The question being "Shall the bill pass?".

16 A roll call vote was taken. As shown by the following recorded vote, a  
 17 majority of those elected to the House voted in the affirmative and the bill  
 18 was declared **passed**.

20	YES 40	NO 24	EXCUSED 1	ABSENT 0
----	--------	-------	-----------	----------

22	Alexander	Y	Groff	N	Miller	Y	Spence	Y
23	Bacon	N	Grossman	N	Mitchell	Y	Spradley	Y
24	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
25	Borodkin	N	Hodge	N	Paschall	Y	Stengel	Y
26	Boyd	N	Hoppe	Y	Plant	N	Swenson	Y
27	Cadman	Y	Jahn	N	Ragsdale	N	Tapia	N
28	Chavez	N	Jameson	N	Rhodes	Y	Tochtrop	N
29	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	N
30	Cloer	Y	Kester	Y	Romanoff	N	Vigil	N
31	Coleman	Y	King	Y	Saliman	N	Webster	Y
32	Crane	Y	Larson	Y	Sanchez	N	Weddig	N
33	Daniel	N	Lawrence	Y	Schultheis	Y	White	Y
34	Decker	Y	Lee	Y	Scott	Y	Williams S.	N
35	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
36	Fritz	Y	Madden	N	Smith	Y	Witwer	Y
37	Garcia	N	Marshall	N	Snook	Y	Young	Y
38							Mr. Speaker	Y

40 Co-sponsors added: Representatives Cadman, Decker, Hefley, Hoppe, Stafford,  
 41 Stengel, Swenson, White, Young, Mr. Speaker.

43 **HB01-1370** by Representative(s) Saliman, Berry, Hefley, Young; also  
 44 Senator(s) Tate, Reeves--Concerning parole of persons  
 45 sentenced to the department of corrections.

47 The question being "Shall the bill pass?".

48 A roll call vote was taken. As shown by the following recorded vote, a  
 49 majority of those elected to the House voted in the affirmative and the bill  
 50 was declared **passed**.

52	YES 64	NO 0	EXCUSED 1	ABSENT 0
----	--------	------	-----------	----------

54	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
55	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
56	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y



1	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
2	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
3	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
4	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
5	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
6	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
7	Coleman	Y	King	Y	Saliman	Y	Webster	Y
8	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
9	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
10	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
11	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
12	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
13	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
14							Mr. Speaker	Y
15								

16 Co-sponsors added: Representatives Chavez, Grossman, Jahn, Mace, Madden,  
17 Marshall, Plant, Spradley, Tapia, Veiga, Williams S.

18  
19  
20  
21 On motion of Representative Spradley, **SB01-054, HB01-1156, 1366,**  
22 **1017** were added to the Special Orders Calendar on Friday, March 30,  
23 2001.

24  
25  
26 On motion of Representative Schultheis, the House resolved itself into  
27 Committee of the Whole for consideration of Special Orders and he was  
28 called to the Chair to act as Chairman.

### 31 SPECIAL ORDERS--SECOND READING OF BILLS

32  
33 The Committee of the Whole having risen, the Chairman reported the  
34 titles of the following bills had been read (reading at length had been  
35 dispensed with by unanimous consent), the bills considered and action  
36 taken thereon as follows:

37  
38 (Amendments to the committee amendment are to the printed committee  
39 report which was printed and placed in the members' bill file.)

40  
41 **SB01-140** by Senator(s) Matsunaka; also Representative(s) Johnson--  
42 Concerning small claims court.

43  
44 Amendment No. 1, Civil Justice & Judiciary Report, dated March 1,  
45 2001, and placed in member's bill file; Report also printed in House  
46 Journal, March 2, page 665.

47  
48 Amendment No. 2, Finance Report, dated March 14, 2001, and placed in  
49 member's bill file; Report also printed in House Journal, March 15,  
50 page 798.

51  
52 Amendment No. 3, by Representative Johnson.

53  
54 Amend reengrossed bill, page 3, line 12, strike "five" and substitute "five  
55 TEN";

56

1 line 16, strike "five" and substitute "~~five~~ TEN";

2

3 line 20, strike "five" and substitute "~~five~~ TEN";

4

5 line 25, strike "five" and substitute "~~five~~ TEN".

6

7 Page 10, line 10, strike "FIVE" and substitute "TEN".

8

9 Page 11, line 7, strike "FIVE" and substitute "TEN".

10

11 As amended, ordered revised and placed on the Calendar for Third  
12 Reading and Final Passage.

13

14 **SB01-054** by Senator(s) McElhany; also Representative(s) Rippy--  
15 Concerning a limitation on the state's liability for damage  
16 to livestock.

17

18 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,  
19 dated March 21, 2001, and placed in member's bill file; Report also  
20 printed in House Journal, March 22, page 908.

21

22 Amendment No. 2, by Representative Snook.

23

24 Amend the Agriculture, Livestock, & Natural Resources Committee  
25 Report, dated March 21, 2001, page 1, strike line 2 and substitute the  
26 following:

27

28 ~~""bear and mountain lion;~~ BIG GAME; EXCEPT THAT DAMAGES TO  
29 LIVESTOCK SHALL BE LIMITED TO PHYSICAL TRAUMA RESULTING IN INJURY  
30 OR DEATH;";";

31

32 line 3, strike "9 and substitute "~~mountain lion~~;" and substitute "9."."

33

34 As amended, ordered revised and placed on the Calendar for Third  
35 Reading and Final Passage.

36

37 **HB01-1156** by Representative(s) Lawrence, Snook, Weddig, Chavez,  
38 Hefley, Stengel, Tochtrop, White, Witwer; also Senator(s)  
39 Hernandez--Concerning mandatory insurance coverage for  
40 medical foods for persons with inherited metabolic  
41 disorders.

42

43 Amendment No. 1, Health, Environment, Welfare, & Institutions Report,  
44 dated March 26, 2001, and placed in member's bill file; Report also  
45 printed in House Journal, March 27, pages 963-965.

46

47 As amended, ordered engrossed and placed on the Calendar for Third  
48 Reading and Final Passage.

49

50 **HB01-1366** by Representative(s) Fritz, Stengel; also Senator(s)  
51 Phillips--Concerning the adjustment of the ratio of  
52 valuation for assessment for residential real property.)

53

54 Ordered engrossed and placed on the Calendar for Third Reading and  
55 Final Passage.

56

1 **HB01-1017** by Representative(s) Swenson also Senator(s) Nichol--  
 2 Concerning registration requirements for motor vehicles,  
 3 and, in connection therewith, authorizing two- and five-  
 4 year registration periods and authorizing discretionary  
 5 vehicle identification number inspections.  
 6

7 Amendment No. 1, Transportation & Energy Report, dated January 17,  
 8 2001, and placed in member's bill file; Report also printed in House  
 9 Journal, January 18, page 118.

10  
 11 Amendment No. 2, by Representative Swenson.

12  
 13 Amend printed bill, page 2, line 11, before "COMMENCING", insert "IF  
 14 APPLICABLE,".

15  
 16 Page 3, line 1, before "COMMENCING", insert "IF APPLICABLE,".

17  
 18 As amended, ordered engrossed and placed on the Calendar for Third  
 19 Reading and Final Passage.  
 20

21  
 22  
 23 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

24  
 25 Passed Second Reading: **SB01-140 amended, 054 amended, HB01-1156**  
 26 **amended, 1366, 1017 amended.**

27  
 28 The Chairman moved the adoption of the Committee of the Whole  
 29 Report. As shown by the following roll call vote, a majority of those  
 30 elected to the House voted in the affirmative, and the Report was  
 31 **adopted.**

32  
 33 YES 64                      NO 0                      EXCUSED 1                      ABSENT 0

34								
35	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
36	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
37	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
38	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
39	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
40	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
41	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
42	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
43	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
44	Coleman	Y	King	Y	Saliman	Y	Webster	Y
45	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
46	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
47	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
48	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
49	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
50	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
51							Mr. Speaker	Y

52  
 53  
 54  
 55

1 **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS**

2

3

4 **HB01-1011** by Representative(s) Mace, Alexander, Miller, Plant,  
 5 Ragsdale, Scott, Smith; also Senator(s) Andrews--  
 6 Concerning revisions to the laws governing new hire fire  
 7 and police pension plans.

8

9 (Amended as printed in Senate Journal, March 5, page 474.)

10

11 Representative Mace moved that the House **concur** in Senate  
 12 amendments. The motion was declared **passed** by the following roll call  
 13 vote:

14

15 YES 64                      NO 0                      EXCUSED 1                      ABSENT 0

16

17 Alexander	Y	Groff	Y	Miller	Y	Spence	Y
18 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
19 Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
20 Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
21 Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
22 Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
23 Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
24 Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
25 Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
26 Coleman	Y	King	Y	Saliman	Y	Webster	Y
27 Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
28 Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
29 Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
30 Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
31 Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
32 Garcia	Y	Marshall	Y	Snook	Y	Young	Y
33						Mr. Speaker	Y

33

34

35

36

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

38 A roll call vote was taken. As shown by the following recorded vote, a  
 39 majority of those elected to the House voted in the affirmative, and the  
 40 bill, as amended, was declared **repassed**.

41

42 YES 64                      NO 0                      EXCUSED 1                      ABSENT 0

43

44 Alexander	Y	Groff	Y	Miller	Y	Spence	Y
45 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
46 Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
47 Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
48 Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
49 Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
50 Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
51 Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
52 Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
53 Coleman	Y	King	Y	Saliman	Y	Webster	Y
54 Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
55 Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
56 Decker	Y	Lee	Y	Scott	Y	Williams S.	Y

1	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
2	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
3	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
4							Mr. Speaker	Y

5  
6 Co-sponsor added: Representative Boyd.

7  
8 **HB01-1288** by Representative(s) Schultheis, Crane, Nuñez; also  
9 Senator(s) Takis--Concerning an increase in civil fees  
10 collected by sheriffs.

11  
12 (Amended as printed in Senate Journal, March 19, page 566.)

13  
14 Representative Schultheis moved that the House **concur** in Senate amend-  
15 ments. The motion was declared **passed** by the following roll call vote:

16	YES	61	NO	2	EXCUSED	1	ABSENT	1
17	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
18	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
19	Berry	Y	Hefley	-	Nuñez	E	Stafford	Y
20	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
21	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
22	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
23	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
24	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
25	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
26	Coleman	Y	King	Y	Saliman	Y	Webster	Y
27	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
28	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
29	Decker	Y	Lee	N	Scott	Y	Williams S.	Y
30	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
31	Fritz	Y	Madden	Y	Smith	N	Witwer	Y
32	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
33							Mr. Speaker	Y

34  
35  
36  
37  
38 The question being, "Shall the bill, as amended, pass?"

39 A roll call vote was taken. As shown by the following recorded vote, a  
40 majority of those elected to the House voted in the affirmative, and the  
41 bill, as amended, was declared **repassed**.

42	YES	64	NO	0	EXCUSED	1	ABSENT	0
43	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
44	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
45	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
46	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
47	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
48	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
49	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
50	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
51	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
52	Coleman	Y	King	Y	Saliman	Y	Webster	Y
53	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
54	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y

1	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
2	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
3	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
4	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
5							Mr. Speaker	Y

8 **HB01-1325** by Representative(s) Mitchell; also Senator(s) Anderson--  
 9 Concerning requirements for a stillborn fetus.

10

11 (Amended as printed in Senate Journal, March 19, page 572.)

12

13 Representative Mitchell moved that the House **concur** in Senate amend-  
 14 ments. A substitute motion by Representative Grossman, that the House  
 15 **not concur** in Senate amendments and that a Conference Committee be  
 16 appointed with permission to go beyond the scope of the differences  
 17 between the House and the Senate was declared **lost** by the following roll  
 18 call vote:

19

20	YES	31	NO	33	EXCUSED	1	ABSENT	0
22	Alexander	N	Groff	Y	Miller	Y	Spence	N
23	Bacon	Y	Grossman	Y	Mitchell	N	Spradley	N
24	Berry	Y	Hefley	N	Nuñez	E	Stafford	N
25	Borodkin	Y	Hodge	Y	Paschall	N	Stengel	Y
26	Boyd	Y	Hoppe	N	Plant	Y	Swenson	N
27	Cadman	N	Jahn	Y	Ragsdale	Y	Tapia	Y
28	Chavez	Y	Jameson	Y	Rhodes	N	Tochtrop	Y
29	Clapp	N	Johnson	N	Rippy	N	Veiga	Y
30	Cloer	N	Kester	N	Romanoff	Y	Vigil	Y
31	Coleman	Y	King	N	Saliman	Y	Webster	N
32	Crane	N	Larson	Y	Sanchez	Y	Weddig	N
33	Daniel	Y	Lawrence	N	Schultheis	N	White	N
34	Decker	N	Lee	N	Scott	N	Williams S.	Y
35	Fairbank	N	Mace	Y	Sinclair	N	Williams T.	Y
36	Fritz	N	Madden	Y	Smith	N	Witwer	N
37	Garcia	Y	Marshall	Y	Snook	N	Young	Y
38							Mr. Speaker	N

39

40

41 Representative Mitchell's motion that the House **concur** in Senate  
 42 amendments was declared **passed** by the following roll call vote:

43

44	YES	39	NO	25	EXCUSED	1	ABSENT	0
45	Alexander	Y	Groff	N	Miller	Y	Spence	Y
46	Bacon	N	Grossman	N	Mitchell	Y	Spradley	Y
47	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
48	Borodkin	N	Hodge	N	Paschall	Y	Stengel	Y
49	Boyd	N	Hoppe	Y	Plant	N	Swenson	Y
50	Cadman	Y	Jahn	N	Ragsdale	N	Tapia	N
51	Chavez	N	Jameson	N	Rhodes	Y	Tochtrop	N
52	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	N
53	Cloer	Y	Kester	Y	Romanoff	N	Vigil	N
54	Coleman	N	King	Y	Saliman	N	Webster	Y
55	Crane	Y	Larson	Y	Sanchez	N	Weddig	N
56	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y

1	Decker	Y	Lee	Y	Scott	Y	Williams S.	N
2	Fairbank	Y	Mace	N	Sinclair	Y	Williams T.	Y
3	Fritz	Y	Madden	N	Smith	Y	Witwer	Y
4	Garcia	N	Marshall	N	Snook	Y	Young	Y
5							Mr. Speaker	Y

6  
7  
8 The question being, "Shall the bill, as amended, pass?".  
9 A roll call vote was taken. As shown by the following recorded vote, a  
10 majority of those elected to the House voted in the affirmative, and the  
11 bill, as amended, was declared **repassed**.

12	13	YES 40	NO 24	EXCUSED 1	ABSENT 0				
14	15	Alexander	Y	Groff	N	Miller	Y	Spence	Y
16	16	Bacon	N	Grossman	N	Mitchell	Y	Spradley	Y
17	17	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
18	18	Borodkin	N	Hodge	N	Paschall	Y	Stengel	Y
19	19	Boyd	Y	Hoppe	Y	Plant	N	Swenson	Y
20	20	Cadman	Y	Jahn	N	Ragsdale	N	Tapia	N
21	21	Chavez	N	Jameson	N	Rhodes	Y	Tochtrop	N
22	22	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	N
23	23	Cloer	Y	Kester	Y	Romanoff	N	Vigil	N
24	24	Coleman	N	King	Y	Saliman	N	Webster	Y
25	25	Crane	Y	Larson	Y	Sanchez	N	Weddig	N
26	26	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
27	27	Decker	Y	Lee	Y	Scott	Y	Williams S.	N
28	28	Fairbank	Y	Mace	N	Sinclair	Y	Williams T.	Y
29	29	Fritz	Y	Madden	N	Smith	Y	Witwer	Y
30	30	Garcia	N	Marshall	N	Snook	Y	Young	Y
31	31							Mr. Speaker	Y

32  
33 Co-sponsor added: Representative Paschall.

34  
35 **HB01-1224** by Representative(s) Witwer; also Senator(s) Evans--  
36 Concerning the administration of the property tax  
37 exemption for qualifying seniors created under section 3.5  
38 of article X of the state constitution by a vote of the people  
39 at the 2000 general election.

40  
41 (Amended as printed in Senate Journal, March 19, page 572.)

42  
43 Representative Witwer moved that the House **concur** in Senate amend-  
44 ments. The motion was declared **passed** by the following roll call vote:

45	46	YES 64	NO 0	EXCUSED 1	ABSENT 0				
47	48	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
49	49	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
50	50	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
51	51	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
52	52	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
53	53	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
54	54	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
55	55	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
56	56	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y

1	Coleman	Y	King	Y	Saliman	Y	Webster	Y
2	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
3	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
4	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
5	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
6	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
7	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
8							Mr. Speaker	Y

9

10

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

15

16	<u>YES 64</u>	<u>NO 0</u>	<u>EXCUSED 1</u>	<u>ABSENT 0</u>
----	---------------	-------------	------------------	-----------------

17

18	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
19	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
20	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
21	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
22	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
23	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
24	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
25	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
26	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
27	Coleman	Y	King	Y	Saliman	Y	Webster	Y
28	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
29	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
30	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
31	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
32	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
33	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
34							Mr. Speaker	Y

35

36 Co-sponsors added: Representatives Kester, King, Marshall, Ragsdale, Sanchez,  
 37 Tapia, Veiga.

38

39 **HB01-1187** by Representative(s) Hefley; also Senator(s) Linkhart --  
 40 Concerning procedural changes for the strengthening of  
 41 criminal laws.

42

43 (Amended as printed in Senate Journal, March 19, page 571.)

44

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

48

49	<u>YES 64</u>	<u>NO 0</u>	<u>EXCUSED 1</u>	<u>ABSENT 0</u>
----	---------------	-------------	------------------	-----------------

50

51	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
52	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
53	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
54	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
55	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
56	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y



1	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
2	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
3	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
4	Coleman	Y	King	Y	Saliman	Y	Webster	Y
5	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
6	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
7	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
8	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
9	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
10	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
11							Mr. Speaker	Y

12  
13 The Speaker appointed Representatives Hefley, Chairman, Snook and  
14 Miller as House conferees to the bill.

15  
16 **HB01-1275** by Representative(s) Paschall; also Senator(s) Hagedorn,  
17 May--Concerning the Colorado institute of technology.

18  
19 (Amended as printed in Senate Journal, March 26, page 656.)

20  
21 Representative Paschall moved that the House **concur** in Senate amend-  
22 ments. The motion was declared **passed** by the following roll call vote:

23	YES	64	NO	0	EXCUSED	1	ABSENT	0
24	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
25	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
26	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
27	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
28	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
29	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
30	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
31	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
32	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
33	Coleman	Y	King	Y	Saliman	Y	Webster	Y
34	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
35	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
36	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
37	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
38	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
39	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
40							Mr. Speaker	Y

41  
42  
43  
44  
45 The question being, "Shall the bill, as amended, pass?"

46 A roll call vote was taken. As shown by the following recorded vote, a  
47 majority of those elected to the House voted in the affirmative, and the  
48 bill, as amended, was declared **repassed**.

49	YES	64	NO	0	EXCUSED	1	ABSENT	0
50	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
51	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
52	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
53	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
54	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y

1	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
2	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
3	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
4	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
5	Coleman	Y	King	Y	Saliman	Y	Webster	Y
6	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
7	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
8	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
9	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
10	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
11	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
12							Mr. Speaker	Y

13  
14 Co-sponsor added: Representative Young.

15  
16 **HB01-1166** by Representative(s) Stengel; also Senator(s) Fitz-Gerald--  
17 Concerning actions asserting construction defect claims  
18 for property loss and damage, and in connection therewith,  
19 creating a disclosure requirement in certain actions,  
20 restricting construction defect negligence claims,  
21 modifying the statute of limitations for certain claims, and  
22 requiring the disclosure of construction defect litigation by  
23 the executive board of a unit owners' association to the  
24 unit owners.

25  
26 (Amended as printed in Senate Journal, March 27, page 671.)

27  
28 Representative Stengel moved that the House **concur** in Senate amend-  
29 ments. The motion was declared **passed** by the following roll call vote:

31	YES 64	NO 0	EXCUSED 1	ABSENT 0				
33	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
34	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
35	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
36	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
37	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
38	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
39	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
40	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
41	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
42	Coleman	Y	King	Y	Saliman	Y	Webster	Y
43	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
44	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
45	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
46	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
47	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
48	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
49							Mr. Speaker	Y

50  
51  
52 The question being, "Shall the bill, as amended, pass?"

53 A roll call vote was taken. As shown by the following recorded vote, a  
54 majority of those elected to the House voted in the affirmative, and the  
55 bill, as amended, was declared **repassed**.

56

	YES 64	NO 0	EXCUSED 1	ABSENT 0
1				
2				
3	Alexander	Y Groff	Y Miller	Y Spence Y
4	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
5	Berry	Y Hefley	Y Nuñez	E Stafford Y
6	Borodkin	Y Hodge	Y Paschall	Y Stengel Y
7	Boyd	Y Hoppe	Y Plant	Y Swenson Y
8	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
9	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
10	Clapp	Y Johnson	Y Rippy	Y Veiga Y
11	Cloer	Y Kester	Y Romanoff	Y Vigil Y
12	Coleman	Y King	Y Saliman	Y Webster Y
13	Crane	Y Larson	Y Sanchez	Y Weddig Y
14	Daniel	Y Lawrence	Y Schultheis	Y White Y
15	Decker	Y Lee	Y Scott	Y Williams S. Y
16	Fairbank	Y Mace	Y Sinclair	Y Williams T. Y
17	Fritz	Y Madden	Y Smith	Y Witwer Y
18	Garcia	Y Marshall	Y Snook	Y Young Y
19				Mr. Speaker Y

20  
21 Co-sponsor added: Representative Jahn.

22  
23 **HB01-1287** by Representative(s) Spradley; also Senator(s) Perlmutter--  
24 Concerning business personal property tax, and, in  
25 connection therewith, increasing the amount of the credit  
26 against state taxes for a portion of business personal  
27 property tax paid and modifying the administration of the  
28 credit.  
29

30 (Amended as printed in Senate Journal, March 27, pages 671-672.)

31  
32 Representative Spradley moved that the House **concur** in Senate amend-  
33 ments. The motion was declared **passed** by the following roll call vote:  
34

	YES 64	NO 0	EXCUSED 1	ABSENT 0
35				
36				
37	Alexander	Y Groff	Y Miller	Y Spence Y
38	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
39	Berry	Y Hefley	Y Nuñez	E Stafford Y
40	Borodkin	Y Hodge	Y Paschall	Y Stengel Y
41	Boyd	Y Hoppe	Y Plant	Y Swenson Y
42	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
43	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
44	Clapp	Y Johnson	Y Rippy	Y Veiga Y
45	Cloer	Y Kester	Y Romanoff	Y Vigil Y
46	Coleman	Y King	Y Saliman	Y Webster Y
47	Crane	Y Larson	Y Sanchez	Y Weddig Y
48	Daniel	Y Lawrence	Y Schultheis	Y White Y
49	Decker	Y Lee	Y Scott	Y Williams S. Y
50	Fairbank	Y Mace	Y Sinclair	Y Williams T. Y
51	Fritz	Y Madden	Y Smith	Y Witwer Y
52	Garcia	Y Marshall	Y Snook	Y Young Y
53				Mr. Speaker Y

54  
55

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

	YES 57	NO 7	EXCUSED 1	ABSENT 0			
8 Alexander	Y	Groff	N	Miller	Y	Spence	Y
9 Bacon	Y	Grossman	N	Mitchell	Y	Spradley	Y
10 Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
11 Borodkin	N	Hodge	Y	Paschall	Y	Stengel	Y
12 Boyd	Y	Hoppe	Y	Plant	N	Swenson	Y
13 Cadman	Y	Jahn	Y	Ragsdale	N	Tapia	Y
14 Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
15 Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
16 Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
17 Coleman	Y	King	Y	Saliman	N	Webster	Y
18 Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
19 Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
20 Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
21 Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
22 Fritz	Y	Madden	N	Smith	Y	Witwer	Y
23 Garcia	Y	Marshall	Y	Snook	Y	Young	Y
						Mr. Speaker	Y

26 Co-sponsor added: Representative Jahn.

29 **HB01-1292** by Representative(s) Williams S., Bacon, Cloer, Tapia,  
 30 Mace, Johnson, Groff, Grossman, Hefley, Weddig; also  
 31 Senator(s) Matsunaka, Evans, Windels--Concerning  
 32 character education programs in school districts.

34 (Amended as printed in Senate Journal, March 26, page 657.)

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

	YES 61	NO 3	EXCUSED 1	ABSENT 0			
43 Alexander	Y	Groff	Y	Miller	Y	Spence	Y
44 Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
45 Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
46 Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
47 Boyd	Y	Hoppe	Y	Plant	N	Swenson	Y
48 Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
49 Chavez	Y	Jameson	N	Rhodes	Y	Tochtrop	Y
50 Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
51 Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
52 Coleman	Y	King	Y	Saliman	N	Webster	Y
53 Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
54 Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
55 Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
56 Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y

1	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
2	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
3							Mr. Speaker	Y

4  
5 The Speaker appointed Representatives Hefley, Chairman, Williams S.  
6 and Lee as House conferees to the bill.

7  
8  
9 **HB01-1256** by Representative(s) Webster; also Senator(s) Phillips--  
10 Concerning an expansion of the definition of "farm  
11 equipment" under the state sales and use tax to include  
12 dairy equipment.

13  
14 (Amended as printed in Senate Journal, March 27, page 672.)

15  
16 Representative Webster moved that the House **concur** in Senate amend-  
17 ments. The motion was declared **passed** by the following roll call vote:

19	YES 64	NO 0	EXCUSED 1	ABSENT 0				
21	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
22	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
23	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
24	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
25	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
26	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
27	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
28	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
29	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
30	Coleman	Y	King	Y	Saliman	Y	Webster	Y
31	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
32	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
33	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
34	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
35	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
36	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
37							Mr. Speaker	Y

38  
39  
40 The question being, "Shall the bill, as amended, pass?"

41 A roll call vote was taken. As shown by the following recorded vote, a  
42 majority of those elected to the House voted in the affirmative, and the  
43 bill, as amended, was declared **repassed**.

45	YES 60	NO 4	EXCUSED 1	ABSENT 0				
47	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
48	Bacon	Y	Grossman	N	Mitchell	Y	Spradley	Y
49	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
50	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
51	Boyd	Y	Hoppe	Y	Plant	N	Swenson	Y
52	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
53	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
54	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	N
55	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
56	Coleman	Y	King	Y	Saliman	N	Webster	Y

1	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
2	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
3	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
4	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
5	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
6	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
7							Mr. Speaker	Y

8  
9 Co-sponsor added: Representative Fritz.

10  
11 **HB01-1308** by Representative(s) Cloer, Borodkin, Daniel, Groff,  
12 Hodge, Jahn, Jameson, Madden, Scott, Sinclair, Stafford,  
13 Tochtrop, Vigil, White, Williams S., Witwer; also  
14 Senator(s) Hernandez--Concerning the treatment of the  
15 remains of a fetal death.

16  
17 (Amended as printed in Senate Journal, March 28, page 690.)

18  
19 Representative Cloer moved that the House **concur** in Senate amend-  
20 ments. The motion was declared **passed** by the following roll call vote:

21	YES	64	NO	0	EXCUSED	1	ABSENT	0
22	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
23	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
24	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
25	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
26	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
27	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
28	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y
29	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
30	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
31	Coleman	Y	King	Y	Saliman	Y	Webster	Y
32	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
33	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
34	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
35	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
36	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
37	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
38							Mr. Speaker	Y

39  
40  
41  
42  
43 The question being, "Shall the bill, as amended, pass?".

44 A roll call vote was taken. As shown by the following recorded vote, a  
45 majority of those elected to the House voted in the affirmative, and the  
46 bill, as amended, was declared **repassed**.

47	YES	64	NO	0	EXCUSED	1	ABSENT	0
48	Alexander	Y	Groff	Y	Miller	Y	Spence	Y
49	Bacon	Y	Grossman	Y	Mitchell	Y	Spradley	Y
50	Berry	Y	Hefley	Y	Nuñez	E	Stafford	Y
51	Borodkin	Y	Hodge	Y	Paschall	Y	Stengel	Y
52	Boyd	Y	Hoppe	Y	Plant	Y	Swenson	Y
53	Cadman	Y	Jahn	Y	Ragsdale	Y	Tapia	Y
54	Chavez	Y	Jameson	Y	Rhodes	Y	Tochtrop	Y

1	Clapp	Y	Johnson	Y	Rippy	Y	Veiga	Y
2	Cloer	Y	Kester	Y	Romanoff	Y	Vigil	Y
3	Coleman	Y	King	Y	Saliman	Y	Webster	Y
4	Crane	Y	Larson	Y	Sanchez	Y	Weddig	Y
5	Daniel	Y	Lawrence	Y	Schultheis	Y	White	Y
6	Decker	Y	Lee	Y	Scott	Y	Williams S.	Y
7	Fairbank	Y	Mace	Y	Sinclair	Y	Williams T.	Y
8	Fritz	Y	Madden	Y	Smith	Y	Witwer	Y
9	Garcia	Y	Marshall	Y	Snook	Y	Young	Y
10							Mr. Speaker	Y

11  
12 \_\_\_\_\_  
13 Co-sponsor added: Representative Young.  
14 \_\_\_\_\_

15  
16 On motion of Representative Spradley, **HB01-1204** was made Special  
17 Orders on Friday, March 30, 2001, at 10:49 a.m.  
18 \_\_\_\_\_

19  
20 The hour of 10:49 a.m, having arrived, on motion of Representative  
21 Schultheis, the House resolved itself into Committee of the Whole for  
22 consideration of Special Orders and he was called to the Chair to act as  
23 Chairman.  
24 \_\_\_\_\_

## 25 26 **SPECIAL ORDERS--SECOND READING OF BILL**

27  
28 The Committee of the Whole having risen, the Chairman reported the title  
29 of the following bill had been read (reading at length had been dispensed  
30 with by unanimous consent), the bill considered and action taken thereon  
31 as follows:  
32

33 (Amendments to the committee amendment are to the printed committee  
34 report which was printed and placed in the members' bill file.)  
35

36 **HB01-1204** by Representative(s) Hefley, Cadman, Clapp, Crane,  
37 Fairbank, Johnson, King, Mitchell, Nuñez, Scott,  
38 Williams T.; also Senator(s) Hagedorn--Concerning  
39 enhanced penalties for offenses committed against  
40 pregnant women, and making an appropriation therefor.  
41

42 Rereferred to the Committee on Appropriations.  
43 \_\_\_\_\_

## 44 45 46 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

47  
48 Rereferred to Committee indicated:  
49 **HB01-1204**--Committee on Appropriations.  
50

51 The Chairman moved the adoption of the Committee of the Whole  
52 Report. As shown by the following roll call vote, a majority of those  
53 elected to the House voted in the affirmative, and the Report was  
54 **adopted**.  
55

	YES 63	NO 0	EXCUSED 2	ABSENT 0
1				
2				
3	Alexander	Y Groff	Y Miller	Y Spence Y
4	Bacon	Y Grossman	Y Mitchell	Y Spradley Y
5	Berry	Y Hefley	Y Nuñez	E Stafford Y
6	Borodkin	Y Hodge	Y Paschall	Y Stengel Y
7	Boyd	Y Hoppe	Y Plant	Y Swenson Y
8	Cadman	Y Jahn	Y Ragsdale	Y Tapia Y
9	Chavez	Y Jameson	Y Rhodes	Y Tochtrop Y
10	Clapp	Y Johnson	Y Rippy	Y Veiga Y
11	Cloer	Y Kester	Y Romanoff	Y Vigil Y
12	Coleman	Y King	Y Saliman	Y Webster Y
13	Crane	Y Larson	E Sanchez	Y Weddig Y
14	Daniel	Y Lawrence	Y Schultheis	Y White Y
15	Decker	Y Lee	Y Scott	Y Williams S. Y
16	Fairbank	Y Mace	Y Sinclair	Y Williams T. Y
17	Fritz	Y Madden	Y Smith	Y Witwer Y
18	Garcia	Y Marshall	Y Snook	Y Young Y
19				Mr. Speaker Y

**REPORTS OF COMMITTEES OF REFERENCE**

**APPROPRIATIONS**

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

**HB01-1003** be referred to the Committee of the Whole with favorable recommendation.

**HB01-1090** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Strike the Finance Committee Report, dated February 7, 2001, and substitute the following:

"Amend printed bill, page 2, line 13, strike "2000" and substitute "2000,";

line 14, strike "2001," and substitute "AND, WITH REGARD TO ANY CREDIT OVER THE AMOUNT OF ONE HUNDRED THOUSAND DOLLARS, FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2003,";

line 26, strike "CLAIMED:" and substitute "CLAIMED A SUMMARY OF A qualified appraisal, as defined in ~~26 C.F.R. 1.170A-13 (c) (3) (1988)~~, with the department of revenue at the same time as the taxpayer files a return for the taxable year in which the credit is claimed. 26 C.F.R. 1.170A-13 (c) (4) (1998); HOWEVER, IF REQUESTED BY THE DEPARTMENT, THE TAXPAYER SHALL SUBMIT THE APPRAISAL ITSELF. "

Strike page 3 and substitute the following:

"(4) (a) For a conservation easement in gross created in



1 accordance with article 30.5 of title 38, C.R.S., that is donated to a  
2 governmental entity or a charitable organization described in section  
3 38-30.5-104 (2), C.R.S., the credit provided for in subsection (2) of this  
4 section shall be an amount equal to ONE HUNDRED PERCENT OF THE FIRST  
5 ONE HUNDRED THOUSAND DOLLARS OF the fair market value of the  
6 donated portion of such conservation easement in gross when created,  
7 ~~The amount of the credit allowed pursuant to this subsection (4) shall not~~  
8 ~~exceed one hundred thousand dollars per donation.~~ AND FORTY PERCENT  
9 OF ALL AMOUNTS OF THE DONATION IN EXCESS OF ONE HUNDRED  
10 THOUSAND DOLLARS; EXCEPT THAT IN NO CASE SHALL THE CREDIT EXCEED  
11 TWO HUNDRED SIXTY THOUSAND DOLLARS PER DONATION. IN NO EVENT  
12 SHALL A CREDIT CLAIMED BY A TAXPAYER FILING A JOINT FEDERAL  
13 RETURN, OR THE SUM OF THE CREDITS CLAIMED BY TAXPAYERS FILING  
14 MARRIED SEPARATE FEDERAL RETURNS, EXCEED THE DOLLAR LIMITATIONS  
15 OF THIS SECTION."

16  
17 Page 4, strike lines 1 through 5;

18  
19 line 12, strike "FIVE" and substitute "TWO HUNDRED SIXTY";

20  
21 line 13, strike "HUNDRED".

22  
23 Page 6, strike lines 6 through 27 and substitute the following:

24  
25 **"SECTION 2. Effective date - applicability.** (1) This act shall  
26 take effect January 1, 2003, unless a referendum petition is filed during  
27 the ninety-day period after final adjournment of the general assembly that  
28 is allowed for submitting a referendum petition pursuant to article V,  
29 section 1 (3) of the state constitution. If such a referendum petition is  
30 filed against this act or an item, section, or part of this act within such  
31 period, then the act, item, section, or part shall take effect on the specified  
32 date only if approved by the people.

33  
34 (2) The provisions of this act shall apply to conservation  
35 easements donated on or after the earliest applicable effective date of this  
36 act."

37  
38 Strike page 7."

39  
40  
41  
42 **HB01-1097** be amended as follows, and as so amended, be referred to  
43 the Committee of the Whole with favorable  
44 recommendation:

45  
46 Amend printed bill, page 23, strike lines 1 through 7, and substitute the  
47 following:

48  
49 **"SECTION 4. Appropriation.** (1) In addition to any other  
50 appropriation, there is hereby appropriated, out of any moneys in the  
51 division of insurance cash fund created in section 10-1-103, Colorado  
52 Revised Statutes, not otherwise appropriated, to the governor - lieutenant  
53 governor - state planning and budgeting, for allocation to the office of  
54 economic development, for the fiscal year beginning July 1, 2001, the  
55 sum of eighty-six thousand four hundred dollars (\$86,400) and 1.0 FTE,

1 or so much thereof as may be necessary, for the implementation of this  
2 act.

3  
4 (2) In addition to any other appropriation, there is hereby  
5 appropriated, to the department of law, for the fiscal year beginning July  
6 1, 2001, the sum of two thousand two hundred thirty-two dollars  
7 (\$2,232), or so much thereof as may be necessary, for the provision of  
8 legal services to the office of economic development related to the  
9 implementation of this act. Such sum shall be from cash funds exempt  
10 received from the office of economic development out of the  
11 appropriation made in subsection (1) of this section."

12

13

14

15 **HB01-1225** be amended as follows, and as so amended, be referred to  
16 the Committee of the Whole with favorable  
17 recommendation:

18

19 Amend printed bill, page 67, after line 26, insert the following:

20

21 **"SECTION 4. Appropriation - adjustments to the 2001 long**  
22 **bill.** (1) In addition to any other appropriation, there is hereby  
23 appropriated, out of any moneys in the general fund not otherwise  
24 appropriated, to the department of local affairs, for the fiscal year  
25 beginning July 1, 2001, the sum of twenty-three thousand four hundred  
26 fifty-five dollars (\$23,455) and 0.5 FTE, or so much thereof as may be  
27 necessary, for the implementation of this act.

28

29 (2) For the implementation of this act, appropriations made in the  
30 annual general appropriation act for the fiscal year beginning July 1,  
31 2001, shall be adjusted as follows:

32

33 (a) The general fund appropriation to the department of local  
34 affairs, community development, division of local governments, field  
35 services, Colorado heritage communities fund, is decreased by twenty-  
36 three thousand four hundred fifty-five dollars (\$23,455).

37

38 (b) The cash funds exempt appropriation to the department of local  
39 affairs, community development, division of local governments, field  
40 services, Colorado heritage communities grants, is decreased by twenty-  
41 three thousand four hundred fifty-five dollars (\$23,455)."

42

43 Renumber succeeding sections accordingly.

44

45 Page 1, line 101, strike "**COLORADO.**" and substitute "**COLORADO, AND**  
46 **MAKING AN APPROPRIATION THEREFOR.**"

47

48

49

50 **HB01-1233** be postponed indefinitely.

51

52

53 **HB01-1284** be referred to the Committee of the Whole with favorable  
54 recommendation.

55

56

1 **HB01-1294** be amended as follows, and as so amended, be referred to  
2 the Committee of the Whole with favorable  
3 recommendation:  
4

5 Amend printed bill, page 20, after line 12, insert the following:  
6

7 **"SECTION 5. Appropriation.** In addition to any other  
8 appropriation, there is hereby appropriated, out of any moneys in the  
9 distributive data processing account in the highway users tax fund not  
10 otherwise appropriated, to the department of revenue, for the fiscal year  
11 beginning July 1, 2001, the sum of one thousand nine hundred fifty-five  
12 dollars (\$1,955), or so much thereof as may be necessary, for the  
13 implementation of this act."  
14

15 Renumber succeeding section accordingly.  
16

17 Page 1, line 106, strike "MECHANISM." and substitute "MECHANISM, AND  
18 MAKING AN APPROPRIATION IN CONNECTION THEREWITH."  
19  
20  
21

22 **HB01-1326** be amended as follows, and as so amended, be referred to  
23 the Committee of the Whole with favorable  
24 recommendation:  
25

26 Amend printed bill, page 8, line 23, after "made" insert "from the  
27 stationary sources control fund created in section 25-7-114.7 (2) (b),  
28 Colorado Revised Statutes, to the Department of Public Health and  
29 Environment,";  
30

31 after line 25, insert the following:  
32

33 "(a) The appropriation to administration and support, personal  
34 services, is increased by six thousand one hundred seventy-four dollars  
35 (\$6,174).  
36

37 (b) The appropriation to laboratory and radiation services,  
38 chemistry and microbiology, is increased by one thousand eight hundred  
39 seventy-nine dollars (\$1,879).  
40

41 (c) The appropriation to laboratory and radiation services,  
42 director's office, is increased by two thousand nine hundred seventy-six  
43 dollars (\$2,976).  
44

45 (d) The appropriation to air quality control division,  
46 administration, personal services, is increased by seven thousand  
47 seventeen dollars (\$7,017).  
48

49 (e) The appropriation to air quality control division, technical  
50 services, air quality monitoring, personal services, is increased by four  
51 thousand eight hundred fourteen dollars (\$4,814).  
52

53 (f) The appropriation to air quality control division, technical  
54 services, air quality monitoring, local contracts, is increased by six  
55 hundred ninety-five dollars (\$695).  
56

1 (g) The appropriation to air quality control division, technical  
2 services, modeling and analysis, personal services, is increased by four  
3 thousand three hundred seventy-four dollars (\$4,374).

4  
5 (h) The appropriation to air quality control division, technical  
6 services, modeling and analysis, operating expenses, is increased by eight  
7 hundred twenty-six dollars (\$826).

8  
9 (i) The appropriation to air quality control division, technical  
10 services, visibility and risk assessment, personal services, is increased by  
11 twelve thousand five hundred one dollars (\$12,501).

12  
13 (j) The appropriation to air quality control division, stationary  
14 sources, inventory and support services, personal services, is increased by  
15 fifty-four thousand six hundred twenty-five dollars (\$54,625).

16  
17 (k) The appropriation to air quality control division, stationary  
18 sources, inventory and support services, operating expenses, is increased  
19 by sixteen thousand three hundred twenty dollars (\$16,320).

20  
21 (l) The appropriation to air quality control division, stationary  
22 sources, permits and compliance assurance, personal services, is  
23 increased by one hundred thirty thousand eight hundred twenty-five  
24 dollars (\$130,825).

25  
26 (m) The appropriation to air quality control division, stationary  
27 sources, permits and compliance assurance, operating expenses, is  
28 increased by two thousand one hundred thirty-eight dollars (\$2,138).

29  
30 (n) The appropriation to air quality control division, stationary  
31 sources, permits and compliance assurance, local contracts, is increased  
32 by six thousand three hundred fifty-three dollars (\$6,353).

33  
34 (o) The appropriation to air quality control division, stationary  
35 sources, hazardous and toxic control, personal services, is increased by  
36 thirty-five thousand two hundred forty dollars (\$35,240).

37  
38 (p) The appropriation to air quality control division, stationary  
39 sources, hazardous and toxic control, operating expenses, is increased by  
40 one thousand seven hundred eighty dollars (\$1,780).

41  
42 (q) The appropriation to air quality control division, stationary  
43 sources, hazardous and toxic control, preservation of the ozone layer, is  
44 increased by two thousand one hundred forty-three dollars (\$2,143).";

45  
46 strike lines 26 through 27.

47  
48 Page 9, strike lines 1 through 6.

49  
50  
51  
52 **HB01-1343** be amended as follows, and as so amended, be referred to  
53 the Committee of the Whole with favorable  
54 recommendation:

55  
56 Amend printed bill, page 6, after line 5, insert the following:

1           **"SECTION 4. Appropriation - adjustments to the 2001 long**  
2 **bill.** (1) In addition to any other appropriation, there is hereby  
3 appropriated, out of any moneys in the general fund not otherwise  
4 appropriated, to the department of health care policy and financing,  
5 medical programs administration, for payment of medicaid management  
6 information systems changes, for the fiscal year beginning July 1, 2001,  
7 the sum of six thousand two hundred dollars (\$6,200), or so much thereof  
8 as may be necessary, for the implementation of this act. Said sum shall  
9 be subject to the "(M)" notation as defined in the general appropriation  
10 act. In addition, the general assembly anticipates that, for the fiscal year  
11 beginning July 1, 2001, the department of health care policy and  
12 financing, medical programs administration, will receive the sum of  
13 eighteen thousand six hundred dollars (\$18,600) in federal funds for the  
14 implementation of this act. Although these funds are not appropriated in  
15 this act, they are noted for the purpose of indicating the assumptions used  
16 relative to these funds.

17  
18           (2) For the implementation of this act, appropriations made in the  
19 annual general appropriation act for the fiscal year beginning July 1,  
20 2001, shall be adjusted as follows:

21  
22           (a) The general fund appropriation to the department of health  
23 care policy and financing, medical services premiums, is decreased by  
24 three hundred thousand dollars (\$300,000).

25  
26           (b) The federal funds anticipated to be received by the department  
27 of health care policy and financing, medical services premiums, are  
28 reduced by three hundred thousand dollars (\$300,000).".

29  
30 Renumber succeeding section accordingly.

31  
32 Page 1, line 102, strike "MANAGED CARE." and substitute "MANAGED  
33 CARE, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH.".

34  
35  
36  
37  
38 **INFORMATION & TECHNOLOGY**

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

41  
42 **HB01-1359** be amended as follows, and as so amended, be referred to  
43 the Committee of the Whole with favorable  
44 recommendation:

45  
46 Amend printed bill, page 13, after line 1, insert the following:

47  
48           **"SECTION 5.** 24-4-103 (4) (a.5), Colorado Revised Statutes, is  
49 amended to read:

50  
51           **24-4-103. Rule-making - procedure.** (4) (a.5) Any study or  
52 other documentation utilized by an agency as the basis of a proposed rule  
53 shall be a public document in accordance with the provisions of part 2 of  
54 article 72 of this title and shall be open for public inspection. All  
55 information, including, but not limited to, THE CONCLUSIONS AND  
56 UNDERLYING research data FROM ANY STUDIES, REPORTS, published

1 papers, and documents, used by the agency in the development of a  
2 proposed rule shall be a public document in accordance with the  
3 provisions of part 2 of article 72 of this title and shall be open for public  
4 inspection.".

5  
6 Renumber succeeding section accordingly.  
7

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8  
9  
10 **PRINTING REPORT**

11  
12 The Chief Clerk reports the following bill has been correctly printed:  
13 **HB01-1374.**

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14  
15  
16  
17 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

18  
19 The Speaker has signed: **HB01-1008, 1217, 1254, 1283, 1297, 1321,**  
20 **1340.**

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21  
22  
23  
24 **INTRODUCTION OF BILLS**  
25 **First Reading**

26  
27 The following bills were read by title and referred to the committees  
28 indicated:

29  
30 **HB01-1375** by Representative(s) Scott, Johnson, Madden, Mitchell,  
31 Plant, Witwer; also Senator(s) Teck--Concerning the  
32 issuance of bonds by the trust fund board of the great  
33 outdoors Colorado trust fund for the purpose of financing  
34 expenditures that may be made from the trust fund.

35 Committee on Finance

36  
37 **HB01-1376** by Representative(s) Fritz, Lee, Cadman, Coleman,  
38 Fairbank, Hodge, Jahn, Johnson, King, Lawrence,  
39 Marshall, Mitchell, Nuñez, Paschall, Rhodes, Rippey,  
40 Snook, Spradley, Tapia, Vigil; also Senator(s) Dyer  
41 (Durango)--Concerning the protection of children in  
42 public facilities from access to harmful materials on the  
43 internet.

44 Committee on Information & Technology  
45

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46  
47  
48 **INTRODUCTION OF RESOLUTION**

49  
50 The following resolution was read by title and laid over one day under the  
51 rules:

52  
53 **HJR01-1024** by Representative(s) Alexander, Clapp, Coleman, Groff,  
54 Hefley, Jahn, Johnson, Larson, Mace, Schultheis, Stafford,  
55 Tochtrop, Williams S., Witwer--Concerning recognition of  
56 April as Child Abuse Prevention Month.

1 WHEREAS, Children are this state's most valuable resource and  
2 are the key to its future success and prosperity; and  
3

4 WHEREAS, All children have a right to a happy and healthy  
5 childhood, to have the opportunity to grow up in a loving, nurturing  
6 environment, and to be safe and secure in their homes, schools, and  
7 communities; and  
8

9 WHEREAS, Child abuse is a serious problem which has  
10 far-reaching effects on individual children and on society as a whole,  
11 robbing children of the chance for a normal, happy childhood and  
12 undermining the foundation of communities by destroying family  
13 relationships; and  
14

15 WHEREAS, Approximately 3 million children are reported to be  
16 abused and neglected in this country each year, including 5,000 children  
17 in the state of Colorado last year alone; and  
18

19 WHEREAS, Each one of these young, innocent victims of abuse  
20 will carry the scars of such trauma for life; and  
21

22 WHEREAS, Child abuse is a serious community issue and  
23 preventing child abuse depends upon the involvement and cooperation of  
24 all people and organizations within the state of Colorado; and  
25

26 WHEREAS, Effective child abuse prevention programs succeed  
27 when partnerships are created between and among government and social  
28 service agencies, schools, religious and civic organizations, law  
29 enforcement agencies, health care providers, the media, the business  
30 community, and especially parents themselves; and  
31

32 WHEREAS, All citizens must work to prevent child abuse within  
33 their community by becoming aware of the problem of child abuse and  
34 its negative impacts, by working to protect children, and by giving parents  
35 the support they need to raise their children in a safe, nurturing  
36 environment; now, therefore,  
37

38 *Be It Resolved by the House of Representatives of the Sixty-third*  
39 *General Assembly of the State of Colorado, the Senate concurring*  
40 *herein:*  
41

42 (1) That the month of April, 2001, be proclaimed Child Abuse  
43 Prevention Month in the state of Colorado.  
44

45 (2) That each individual has a responsibility to perform some  
46 positive act each day on behalf of children.  
47

48 (3) That the General Assembly calls upon all citizens, community  
49 and religious organizations, businesses, and government agencies to  
50 create alliances and increase their efforts to prevent child abuse, thereby  
51 strengthening the communities of this state.  
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**LAY OVER OF CALENDAR ITEMS**

On motion of Representative Spradley, the following items on the Calendar were laid over until April 2, retaining place on Calendar:

- Consideration of General Orders--**HB01-1358, 1079, 1268, 1363, 1371.**
- Consideration of Resolutions--**SJR01-012, HJR01-1021, HR01-1013, SJR01-021, HJR01-1023.**
- Consideration of Senate Amendments--**HB01-1113, 1163, 1236, 1210, 1160, 1239, 1348, 1096, 1025, 1238, 1169.**

On motion of Representative Spradley, the House adjourned until 10:00 a.m., April 2, 2001.

Approved:

DOUG DEAN,  
Speaker

Attest:

JUDITH RODRIGUE,  
Chief Clerk