

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

One-hundredth Legislative Day

Thursday, April 19, 2001

Prayer By the chaplain, Reverend Clyde Miller, Washington Park United Church of Christ.

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

Roll Call Present--Total, 29.
Absent/Excused--Andrews, Hillman, Musgrave, Nichol, Perlmutter, Phillips--Total, 6.
Present later--Nichol, Perlmutter, Phillips.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Cairns, reading of the Journal of Wednesday, April 18, 2001, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Senate Services To the Governor for signature on Thursday, April 18, 2001, at 4:16 pm:
SB 01-116, 158.

Correctly printed: SB01-224.

Correctly reengrossed: SB01-206, 098, 122, 063, 089, 154, 164.

Correctly engrossed: SJR01-027, SJM01-001.

Correctly revised: HJR01-1025.

Correctly enrolled: SB01-116, 158.

COMMITTEE OF REFERENCE REPORTS

The committees recommend the following:

Health, Environment, Children and Families The committee has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed.

MEMBERS OF THE
COLORADO COMMISSION
ON THE AGING

for a term expiring July 1, 2004:

Joseph H. Sims of Denver, Colorado, to serve as a Republican from the First Congressional District, reappointed.

Health, Environment, Children and Families After consideration on the merits, the committee recommends that **HB01-1343** be referred favorably to the Committee on Appropriations.

Health, Environment, Children and Families After consideration on the merits, the committee recommends that **HB01-1079** be referred favorably to the Committee on Appropriations.

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Business,
Labor, and
Finance

After consideration on the merits, the committee recommends that **HB01-1097** be amended as follows and, as so amended be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, line 8, strike "OR";

line 12, change the period to a semi-colon and add "OR";

after line 12, insert the following:

"(f) NOTWITHSTANDING THIS SUBSECTION (1), AN INVESTMENT BY A CERTIFIED INVESTOR IN A CERTIFIED CAPITAL COMPANY PURSUANT TO AN ALLOCATION OF PREMIUM TAX CREDITS IN ACCORDANCE WITH SECTION 10-3.5-106 SHALL NOT CAUSE SUCH CERTIFIED CAPITAL COMPANY TO BECOME AN AFFILIATE OF SUCH CERTIFIED INVESTOR."

Page 9, strike lines 25 through 27.

Renumber succeeding subparagraphs accordingly.

Page 14, line 27, strike "ONE AND ONE-HALF" and substitute "TWO".

Page 18, after line 10, insert the following:

"(e) DURING EACH CALENDAR YEAR FROM 2003 TO 2010, THE OFFICE SHALL HOLD A MEETING IN EACH OF FIVE COUNTIES THAT HAVE POPULATIONS OF NO MORE THAN ONE HUNDRED FIFTY THOUSAND PERSONS AT WHICH A REPRESENTATIVE FROM EACH CERTIFIED CAPITAL COMPANY SHALL BE PRESENT TO REVIEW BUSINESS PLANS FROM QUALIFIED BUSINESSES HEADQUARTERED IN THOSE COUNTIES."

Business,
Labor, and
Finance

After consideration on the merits, the committee recommends that **SB01-217** be referred favorably to the Committee of the Whole and placed on the Consent Calendar.

Business,
Labor, and
Finance

After consideration on the merits, the committee recommends that **SB01-218** be referred favorably to the Committee of the Whole.

Public
Policy and
Planning

After consideration on the merits, the committee recommends that **HB01-1341** be referred favorably to the Committee on Appropriations.

INTRODUCTION OF BILLS--FIRST READING

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

SB01-225

by Senator Linkhart; also Representative Groff--Concerning parental consent for the transfer of handguns to underage persons.
Judiciary

SB01-226

by Senator Thiebaut; also Representative Spradley--Concerning the creation of a temporary executive committee of the legislative council to serve during each period commencing after a general election and ending following the convening of the next general assembly when a new executive committee is formed.
Public Policy and Planning

SB01-227

by Senator Thiebaut; also Representative Lawrence--Concerning local regulation of hazardous waste sites, and, in connection therewith, expanding the "State Hazardous Waste Incinerator Siting Act" to include all hazardous waste processors.
Government, Veterans and Military Relations, and Transportation

HB01-1219

by Representative Swenson; also Senator Teck--Concerning a credit against state income tax for contributions that are directed to organizations that provide educational assistance.
Public Policy and Planning
Appropriations

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HB01-1353 by Representative Kester; also Senator Teck--Concerning the management of natural areas
by the natural areas council.
Public Policy and Planning

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SR01-015 by Senator Cairns--Concerning an invitation to Evan Todd to address the Colorado Senate.
Laid over one day under Senate Rule 30(c).

SJR01-029 by Senator Tupa; also Representative Madden--Concerning the 125th anniversary of the
University of Colorado.

Laid over one day under Senate Rule 30(b).

SJR01-030 by Senator Matsunaka--Concerning honoring Colorado teachers.

Laid over one day under Senate Rule 30(b).

SIGNING OF BILLS--RESOLUTIONS--MEMORIALS

The President has signed: **HB01-1088**.

Senate in Recess--Senate Reconvened.

COMMITTEE OF REFERENCE REPORTS

The committees recommend the following:

Government, Veterans and Military Relations, and Transportation
After consideration on the merits, the committee recommends that **HB01-1359** be
amended as follows and, as so amended be referred to the Committee of the Whole with
favorable recommendation.

Amend reengrossed bill, page 3, line 12, strike "MINUTES" and substitute
"RECORD";

line 16, strike "CHAIRMAN" and substitute "CHAIR".

Page 4, line 6, after "SESSION.", add "THE PROVISIONS OF THIS
SUB-SUBPARAGRAPH (A) SHALL NOT APPLY TO DISCUSSIONS OF INDIVIDUAL
STUDENTS BY A STATE PUBLIC BODY PURSUANT TO PARAGRAPH (b) OF
SUBSECTION (3) OF THIS SECTION.";

line 11, strike "OR MINUTES";

strike lines 14 through 16 and substitute the following:

"DISCUSSION SHALL REFLECT THAT NO FURTHER RECORD WAS KEPT";

line 25, after "AND", insert "A SIGNED STATEMENT FROM THE CHAIR OF THE
EXECUTIVE SESSION ATTESTING THAT THE PORTION OF THE EXECUTIVE
SESSION THAT WAS NOT RECORDED".

Page 5, line 1, strike "MINUTES" and substitute "RECORD";

line 3, strike "MINUTES" and substitute "RECORD";

line 9, strike "MINUTES" and substitute "RECORD" and strike "REFLECT"
and substitute "REFLECTS";

line 14, strike "MINUTES" and substitute "RECORD";

line 20, strike "MINUTES" and substitute "RECORD".

Page 6, line 4, strike "MINUTES" and substitute "RECORD";

HB01-1359

line 8, strike "CHAIRMAN" and substitute "CHAIR";

line 22, strike "OR MINUTES";

strike lines 25 through 27 and substitute the following:

"DISCUSSION SHALL REFLECT THAT NO FURTHER RECORD WAS KEPT".

Page 7, line 9, after "AND", insert "A SIGNED STATEMENT FROM THE CHAIR OF THE EXECUTIVE SESSION ATTESTING THAT THE PORTION OF THE EXECUTIVE SESSION THAT WAS NOT RECORDED";

line 12, strike "MINUTES" and substitute "RECORD";

line 14, strike "MINUTES" and substitute "RECORD";

line 20, strike "MINUTES" and substitute "RECORD" and strike "REFLECT" and substitute "REFLECTS";

line 25, strike "MINUTES" and substitute "RECORD".

Page 8, line 4, strike "MINUTES" and substitute "RECORD".

Page 13, line 13, strike "MINUTES" and substitute "RECORD".

Page 14, line 13, strike "MINUTES" and substitute "RECORD";

line 22, strike "MINUTES" and substitute "RECORD" and strike "REFLECT" and substitute "REFLECTS";

strike lines 26 and 27 and substitute the following:

"PUBLIC INSPECTION."

Government,
Veterans and
Military
Relations, and
Transportation

After consideration on the merits, the committee recommends that **HB01-1358** be amended as follows and, as so amended be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 6, strike "FEBRUARY 1, 2003," and substitute "JANUARY 1, 2003,";

line 12, strike "FEBRUARY 1, 2003," and substitute "JANUARY 1, 2003,";

line 18, strike "FEBRUARY 1, 2003," and substitute "JANUARY 1, 2003,";

line 21, strike "(1) (b) and";

line 22, strike "are" and substitute "is".

Page 4, strike lines 1 and 2;

line 5, strike "~~Douglas~~," and substitute "Douglas,";

after line 10, insert the following:

SECTION 3. 38-37-105 (1) (b) and (1) (c), Colorado Revised Statutes, are amended to read:

38-37-105. Classification of counties for purposes of regulating fees and salaries of public trustees. (1) For the purpose of providing for and regulating the fees and salaries of public trustees, the said several counties of this state are classified with reference to population and divided into three classes, as follows:

(b) Class 2: Adams, Arapahoe, Boulder, DOUGLAS, El Paso, Jefferson, Larimer, Mesa, Pueblo, and Weld;

(c) Class 3: Alamosa, Archuleta, Baca, Bent, Chaffee, Cheyenne,

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HB01-1358

Clear Creek, Conejos, Costilla, Crowley, Custer, Delta, Dolores, ~~Douglas~~, Eagle, Elbert, Fremont, Garfield, Gilpin, Grand, Gunnison, Hinsdale, Huerfano, Jackson, Kiowa, Kit Carson, Lake, La Plata, Las Animas, Lincoln, Logan, Mineral, Moffat, Montezuma, Montrose, Morgan, Otero, Ouray, Park, Phillips, Pitkin, Prowers, Rio Blanco, Rio Grande, Routt, Saguache, San Juan, San Miguel, Sedgwick, Summit, Teller, Washington, and Yuma."

Renumber succeeding sections accordingly.

line 21, strike "3, and 4" and substitute "4, and 5".

Page 5, after line 11, insert the following:

"(3) Section 3 of this act shall take effect January 1, 2003, unless a referendum petition is filed during the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution. If such a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part shall take effect on the specified date only if approved by the people."

Judiciary

After consideration on the merits, the committee recommends that **SB01-219** be amended as follows and, as so amended be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 1, strike "(1) and (2), Colorado Revised Statutes, are" and substitute "(1), Colorado Revised Statutes, is".

Page 2, line 3, strike "(a)";

strike lines 10 through 23 and substitute the following:

"SECTION 2. 12-7-109 (1), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

12-7-109. Prohibited activities - penalties. (1) It is unlawful for any licensee under this article to engage in any of the following activities:

(p) PAY A FEE OR COMMISSION TO ANY INDIVIDUAL OR BUSINESS ENTITY NOT HOLDING A LINE OF INSURANCE AUTHORITY AS A BAIL BONDING AGENT PURSUANT TO SECTION 10-2-407 (1) (f), C.R.S."

Renumber succeeding sections accordingly.

Page 2, line 25, strike "2001." and substitute "2001, and section 2 of this act shall apply to offenses committed on or after said date."

MESSAGE FROM THE HOUSE

April 19, 2001

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB01-1272, amended as printed in House Journal, April 18, page 1264. HB01-1324, amended as printed in House Journal, April 18, page 1264.

MESSAGE FROM THE REVISOR

We herewith transmit:

without comment, as amended, HB01-1272 and 1324.

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CHANGE IN SPONSORSHIP

Due to the resignation of Senator Dennis, the President announced the following change in sponsorship.

HCR01-1001 -- Senator Dyer (Arapahoe)

On motion of Senator Thiebaut, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, **SB01-218, SB01-012, SB01-081, SB01-204, SB01-029, SB01-078, SB01-067** were made Special Orders at 1:45 p.m.

Committee of the Whole

The hour of 1:45 p.m. having arrived, Senator Hernandez moved that the Senate resolve itself into Committee of the Whole for consideration of Special Orders--Second Reading of Bills. Senator Hernandez was called to the Chair to act as Chairman.

SPECIAL ORDERS--SECOND READING OF BILLS

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

SB01-218

by Senator Thiebaut; also Representative Johnson--Concerning the requirement of a pretermination meeting prior to the termination of certain local government employees.

Amendment No. 1(L.003), by Senator Thiebaut.

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

"**SECTION 1.** 30-10-506, Colorado Revised Statutes, is amended to read:

30-10-506. Deputies - liability of sheriff - pretermination meetings. (1) Each sheriff may appoint as many deputies as he may think proper, for whose official acts and those of his undersheriff he shall be responsible, and may revoke such appointments at his pleasure. Persons may also be deputized by such sheriff or undersheriff in writing to do particular acts; the sheriff and his sureties shall be responsible on his official bond for the default or misconduct of his undersheriff and deputies.

(2) (a) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (1) OF THIS SECTION, NO DEPUTY SHERIFF SHALL BE TERMINATED FROM EMPLOYMENT UNTIL THE DEPUTY SHERIFF HAS RECEIVED A PRETERMINATION MEETING PURSUANT TO THIS SUBSECTION (2) WITH THE SHERIFF EMPLOYING THE DEPUTY SHERIFF OR THE UNDERSHERIFF OF SAID SHERIFF.

(b) AT LEAST SEVEN DAYS PRIOR TO THE PRETERMINATION MEETING, THE DEPUTY SHERIFF SHALL BE GIVEN WRITTEN NOTICE OF THE DATE, TIME, AND LOCATION OF THE MEETING. SAID NOTICE SHALL CONTAIN THE SPECIFIC REASON FOR TERMINATION AND A STATEMENT THAT THE DEPUTY SHERIFF HAS THE RIGHT TO BRING A REPRESENTATIVE TO THE MEETING.

(c) AT THE PRETERMINATION MEETING, THE DEPUTY SHERIFF OR THE DEPUTY SHERIFF'S REPRESENTATIVE, AT THE REQUEST OF THE DEPUTY SHERIFF, SHALL HAVE THE OPPORTUNITY TO RESPOND TO THE ALLEGATIONS AGAINST THE DEPUTY SHERIFF AS SET FORTH IN THE NOTICE PROVIDED PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (2).

(d) NOTHING IN THIS SUBSECTION (2) SHALL BE CONSTRUED TO PREVENT A DEPUTY SHERIFF FROM BEING SUSPENDED FROM EMPLOYMENT PENDING THE PRETERMINATION MEETING.

(e) FOR PURPOSES OF THIS SUBSECTION (2), "DEPUTY SHERIFF" MEANS ANY DEPUTY SHERIFF WHO IS RANKED NO HIGHER THAN LIEUTENANT.

SECTION 2. Safety clause. The general assembly hereby finds,

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SB01-218

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Page 1, line 102, strike "LOCAL GOVERNMENT" and substitute "DEPUTY SHERIFFS.";

strike line 103.

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

SB01-081

by Senator Phillips; also Representative Kester--Concerning local financing of school capital construction projects.

Laid over until Friday, April 20, 2001, retaining its place on the General Orders Calendar.

SB01-012

by Senators Linkhart and Epps; also Representatives Chavez, Alexander, Johnson and Tochtrop--Concerning the provision of publicly funded services for children in out-of-home placements.

Amendment No. 1, Health, Environment, Children & Families Committee Amendment.
(Printed in Senate Journal, February 9, 2001, pages 240-242.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 12, 2001, page 820-821.)

Amendment No. 3(L.012), by Senator Linkhart.

Amend the Appropriations Committee amendment, as printed in Senate Journal, April 12, page 820, after line 53, insert the following:

"Page 241, line 44, strike "A NEW PARAGRAPH" and substitute "THE FOLLOWING NEW PARAGRAPHS";";

line 55 of the Appropriations Committee amendment, strike "page 241,";

line 61 of the Appropriations Committee amendment, strike "training." and substitute "training.";

after line 61 of the Appropriations Committee amendment, insert the following:

"after line 71, insert the following:

"(r) INITIAL AND ONGOING TRAINING OF PROVIDERS OF FOSTER CARE SERVICES IN FACILITIES LICENSED AND CERTIFIED PURSUANT TO THIS PART 1, INCLUDING ORIENTATION AND PRELICENSING TRAINING FOR CHILD PLACEMENT AGENCY STAFF.".

Page 821, after line 19, insert the following:

"**SECTION 8.** 26-2-102.5, Colorado Revised Statutes, is amended to read:

26-2-102.5. Foster care - Title IV-E of the Social Security Act.

(1) Eligibility of a child for Title IV-E foster care shall be based on the AFDC rules in effect on ~~June 1, 1995~~ JULY 16, 1996.

(2) Such child shall meet all of the following conditions:

(a) The placement and care of such child are the responsibility of the state department of human services or a county department of social services;

(b) Such child has been placed in a foster home or child care institution as a result of a judicial determination or voluntary placement agreement;

(c) ~~Court proceedings leading to the judicial determination were initiated in a month in which such child would have been eligible to receive AFDC under the rules in effect on June 1, 1995, or would have~~

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SB01-012

~~been eligible except that such child was not living with a caretaker relative. If such child lived with a caretaker relative within six months prior to the month in which court proceedings were initiated, such child shall be eligible. SUCH CHILD:~~

(I) WOULD HAVE RECEIVED AID IN OR FOR THE MONTH IN WHICH SUCH AGREEMENT OR COURT PROCEEDINGS RESULTING IN SUCH JUDICIAL DETERMINATION WERE INITIATED;

(II) WOULD HAVE RECEIVED THE AID DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (c) IF APPLICATION HAD BEEN MADE THEREFOR; OR

(III) HAD BEEN LIVING WITH A RELATIVE WITHIN THE SIX MONTHS PRIOR TO THE MONTH IN WHICH SUCH AGREEMENT OR COURT PROCEEDINGS RESULTING IN SUCH JUDICIAL DETERMINATION WERE INITIATED, AND SUCH CHILD WOULD HAVE RECEIVED THE AID DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (c) IF IN SUCH MONTH HE OR SHE HAD BEEN LIVING WITH SUCH RELATIVE AND APPLICATION THEREFOR HAD BEEN MADE.

SECTION 9. 26-5-104, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

26-5-104. Funding of child welfare services. (6.5) THE STATE DEPARTMENT SHALL ANALYZE AND EVALUATE EXPENDITURES AS REPORTED BY CHILD PLACEMENT AGENCIES EACH YEAR AND COMPARE SUCH EXPENDITURES TO COUNTY EXPENDITURES FOR THE PROVISION OF FOSTER CARE SERVICES. THE STATE DEPARTMENT SHALL PROVIDE, AT LEAST ON AN ANNUAL BASIS, SUCH ANALYSES AND COMPARISONS TO COUNTY DEPARTMENTS.

SECTION 10. 26-6-102 (1), (2), (3), and (8), Colorado Revised Statutes, are amended to read:

26-6-102. Definitions. As used in this article, unless the context otherwise requires:

- (1) "Affiliate of a licensee" means:
 - (a) Any person or entity that owns more than five percent of the ownership interest in the business operated by the licensee or the applicant for a license; or
 - (b) Any person who is directly responsible for the care and welfare of children served; OR
 - (c) ANY EXECUTIVE, OFFICER, MEMBER OF THE GOVERNING BOARD, OR EMPLOYEE OF A LICENSEE.

(2) "Child placement agency" means any corporation, partnership, association, firm, agency, institution, or person, ~~whatsoever~~ UNRELATED TO THE CHILD BEING PLACED, who places or who arranges for placement for care of any child under the age of eighteen years with any family, person, or institution. ~~other than persons related to said child.~~ A child placement agency may place or arrange for the placement of a child for the purpose of adoption, TREATMENT, or foster care. The natural parents or guardian of any child who places said child for care with any facility licensed as a "family child care home" or "child care center" as defined by this section shall not be deemed a child placement agency.

(3) "Department" OR "STATE DEPARTMENT" means the STATE department of human services.

(8) "Residential child care facility" means a facility licensed by the STATE department pursuant to this part 1 to provide twenty-four-hour group care and treatment for five or more children operated under private, public, or nonprofit sponsorship. A residential child care facility may be eligible for designation by the executive director of the STATE department of ~~human services~~ pursuant to article 10 of title 27, C.R.S.

SECTION 11. 26-6-104 (1) and (7), Colorado Revised Statutes,

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SB01-012

are amended, and the said 26-6-104 is further amended BY THE ADDITION OF A NEW SUBSECTION, to read:

26-6-104. Licenses - out-of-state notices and consent.

(1) (a) No person shall operate any agency or facility defined in this part 1 without first being licensed to operate or maintain such agency or facility by the STATE department and paying the fee prescribed therefor. EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION (1) AND PARAGRAPH (c) OF THIS SUBSECTION (1), ANY such license issued by the STATE department shall be permanent unless otherwise revoked or suspended pursuant to section 26-6-108. ~~except that the state board of human services shall promulgate rules requiring the recertification of foster care homes every three years and setting forth the procedural requirements associated with such recertification.~~

(b) (I) A person operating a foster care home shall not obtain a license if such person holds a certificate to operate such home from any county department or a child placement agency licensed under the provisions of this part 1. ALL SUCH CERTIFICATES SHALL BE CONSIDERED LICENSES FOR THE PURPOSE OF THIS PART 1, INCLUDING BUT NOT LIMITED TO THE INVESTIGATION AND CRIMINAL HISTORY BACKGROUND CHECKS REQUIRED UNDER SECTION 26-6-107. ~~Said~~ EACH certificate shall be in such form as prescribed and provided by the STATE department, shall certify that such person ~~is a suitable person~~ AND ANY OTHER ADULTS RESIDING IN THE HOME WHO ARE ACTING AS CARE GIVERS ARE SUITABLE PERSONS to operate a FOSTER CARE home OR PROVIDE CARE FOR A CHILD, and shall contain such information as the STATE department requires. A CHILD placement agency issuing or renewing any such certificate shall transmit a copy or report thereof to the STATE department.

(II) ON AND AFTER JULY 1, 2002, AND CONTINGENT UPON THE TIME LINES FOR IMPLEMENTATION OF THE COMPUTER "TRAILS" ENHANCEMENTS, THE STATE BOARD SHALL PROMULGATE RULES REQUIRING THE ANNUAL RECERTIFICATION OF FOSTER CARE HOMES AND SETTING FORTH THE PROCEDURAL REQUIREMENTS ASSOCIATED WITH RECERTIFICATION. SUCH RULES SHALL INCLUDE REQUIREMENTS THAT THE CERTIFYING ENTITY SHALL PERFORM ON-SITE VISITS TO EACH FOSTER CARE HOME APPLYING FOR CERTIFICATION OR RECERTIFICATION AND SHALL REQUIRE INSPECTIONS OF THE ENTIRE PREMISES OF THE FOSTER CARE HOME, INCLUDING SLEEPING AREAS, AS WELL AS OTHER ASSESSMENTS OF THE FOSTER CARE HOME. No foster care home shall be certified by more than one CHILD placement agency or county department.

(III) A foster care home, when certified by a CHILD placement agency or county department, may receive for care a child from sources other than the certifying CHILD PLACEMENT agency or county department upon the written consent and approval of the CHILD PLACEMENT agency or county department as to each such child. ~~All such certificates shall be considered licenses for the purpose of this part 1, including but not limited to the investigation and criminal background checks required under section 26-6-107.~~

(c) (I) ON AND AFTER JULY 1, 2002, AND CONTINGENT UPON THE TIME LINES FOR IMPLEMENTATION OF THE COMPUTER "TRAILS" ENHANCEMENTS, CHILD PLACEMENT AGENCIES THAT CERTIFY FOSTER CARE HOMES SHALL BE LICENSED ANNUALLY UNTIL THE IMPLEMENTATION OF ANY RISK-BASED SCHEDULE FOR THE RENEWAL OF CHILD PLACEMENT AGENCY LICENSES PURSUANT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH (c). THE STATE BOARD SHALL PROMULGATE RULES SPECIFYING THE PROCEDURAL REQUIREMENTS ASSOCIATED WITH THE RENEWAL OF SUCH CHILD PLACEMENT AGENCY LICENSES. SUCH RULES SHALL INCLUDE REQUIREMENTS THAT THE STATE DEPARTMENT CONDUCT ASSESSMENTS OF THE CHILD PLACEMENT AGENCY.

(II) (A) ON AND AFTER JANUARY 1, 2004, AND UPON THE FUNCTIONALITY OF THE COMPUTER "TRAILS" ENHANCEMENTS, THE STATE DEPARTMENT MAY IMPLEMENT A SCHEDULE FOR RELICENSING OF CHILD PLACEMENT AGENCIES THAT CERTIFY FOSTER CARE HOMES THAT IS BASED ON RISK FACTORS SUCH THAT CHILD PLACEMENT AGENCIES WITH LOW RISK FACTORS SHALL RENEW THEIR LICENSES LESS FREQUENTLY THAN CHILD

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PLACEMENT AGENCIES WITH HIGHER RISK FACTORS.

(B) PRIOR TO JANUARY 1, 2004, AND CONTINGENT UPON THE TIME LINES FOR IMPLEMENTATION OF THE COMPUTER "TRAILS" ENHANCEMENTS, THE STATE DEPARTMENT SHALL CREATE CLASSIFICATIONS OF CHILD PLACEMENT AGENCY LICENSES THAT CERTIFY FOSTER CARE HOMES THAT ARE BASED ON RISK FACTORS AS THOSE FACTORS ARE ESTABLISHED BY RULE OF THE STATE BOARD.

(7) (a) (I) No license or certificate to operate a family child care home, a foster care home, a child care center, a residential child care facility, a secure residential child care facility, or a child placement agency shall be issued by the STATE department, a county department or a child placement agency licensed under the provisions of this part 1 if the person applying for such a license or certificate has been convicted of:

(A) Felony child abuse, as specified in section 18-6-401, C.R.S.;

(B) A crime of violence, as defined in section 16-11-309, C.R.S.;

(C) Any felony offenses involving unlawful sexual behavior, as defined in section 18-3-412.5, C.R.S.;

(D) Any felony, the underlying factual basis of which has been found by the court on the record to include an act of domestic violence, as defined in section 18-6-800.3, C.R.S.;

(D.5) ANY FELONY INVOLVING PHYSICAL ASSAULT, BATTERY, OR A DRUG-RELATED OFFENSE WITHIN THE FIVE YEARS PRECEDING THE DATE OF APPLICATION FOR A LICENSE OR CERTIFICATE; OR

(E) Any felony offense in any other state, the elements of which are substantially similar to the elements of any one of the offenses described in sub-subparagraphs (A) to ~~(D)~~ (D.5) of this subparagraph (I).

(II) For purposes of this paragraph (a), "convicted" means a conviction by a jury or by a court and shall also include a deferred judgment and sentence agreement, a deferred prosecution agreement, a deferred adjudication agreement, an adjudication, and a plea of guilty or nolo contendere.

(b) The convictions identified in paragraph (a) of this subsection (7) shall be determined according to the records of the Colorado bureau of investigation or any other source. A certified copy of the judgment of a court of competent jurisdiction of such conviction, deferred judgment and sentence agreement, deferred prosecution agreement, or deferred adjudication agreement shall be prima facie evidence of such conviction or agreement. No license or certificate to operate a family child care home, a foster care home, a child care center, a residential child care facility, a secure residential child care facility, or a child placement agency shall be issued if the STATE department has a certified court order from another state indicating that the person applying for such a license or certificate has been convicted of felony child abuse or any unlawful sexual offense against a child under a law of any other state or the United States or the STATE department has a certified court order from another state that the person applying for the license or certificate has entered into a deferred judgment or deferred prosecution agreement in another state as to felony child abuse or any sexual offense against a child.

(8) NO LICENSE OR CERTIFICATE TO OPERATE ANY AGENCY OR FACILITY DEFINED IN THIS PART 1 SHALL BE ISSUED BY THE STATE DEPARTMENT, A COUNTY DEPARTMENT, OR A CHILD PLACEMENT AGENCY LICENSED UNDER THE PROVISIONS OF THIS PART 1 IF THE PERSON APPLYING FOR SUCH LICENSE OR CERTIFICATE OR AN AFFILIATE OF THE APPLICANT, A PERSON EMPLOYED BY THE APPLICANT, OR A PERSON WHO RESIDES WITH THE APPLICANT AT THE FACILITY:

(a) HAS BEEN DETERMINED TO BE INSANE OR MENTALLY INCOMPETENT BY A COURT OF COMPETENT JURISDICTION AND, SHOULD A COURT ENTER, PURSUANT TO PART 3 OR PART 4 OF ARTICLE 14 OF TITLE 15,

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C.R.S., OR SECTION 27-10-109 (4) OR 27-10-125, C.R.S., AN ORDER SPECIFICALLY FINDING THAT THE MENTAL INCOMPETENCY OR INSANITY IS OF SUCH A DEGREE THAT THE APPLICANT IS INCAPABLE OF OPERATING A FAMILY CHILD CARE HOME, FOSTER CARE HOME, CHILD CARE CENTER, OR CHILD PLACEMENT AGENCY, THE RECORD OF SUCH DETERMINATION AND ENTRY OF SUCH ORDER BEING CONCLUSIVE EVIDENCE THEREOF; OR

(b) HAS A PATTERN OF COMMITTING MISDEMEANORS WITHIN THE TEN YEARS IMMEDIATELY PRECEDING SUBMISSION OF THE APPLICATION. SUCH PATTERN OF COMMITTING MISDEMEANORS SHALL BE DEFINED BY RULE OF THE STATE BOARD.

SECTION 12. The introductory portion to 26-6-105 (1) (a) and 26-6-105 (2) (a) and (2) (b) (II), Colorado Revised Statutes, are amended to read:

26-6-105. Fees - when original applications, reapplications, and renewals for licensure are required - creation of child care licensing cash fund. (1) (a) The STATE department is hereby authorized to establish, pursuant to rules ~~and regulations~~ promulgated by the state board, ~~of human services~~, full and provisional license fees and fees for continuation OR RENEWAL, WHICHEVER IS APPLICABLE, of a full license for the following types of child care arrangements:

(2) (a) The fees specified in subsection (1) of this section shall be paid when application is made for any license OR WHEN RENEWAL OF A CHILD PLACEMENT AGENCY LICENSE IS SOUGHT and shall not be subject to refund. Applications for licenses shall be required in the situations ~~which~~ THAT are set forth in paragraph (b) of this subsection (2) and shall be made on forms prescribed by the STATE department. Each completed application shall set forth such information as required by the STATE department. All full licenses shall continue in force until revoked, ~~or~~ surrendered, OR EXPIRED.

(b) (II) A reapplication and fee shall be required and received by the STATE department in the manner specified in rules ~~and regulations~~ promulgated by the state board. ~~of human services~~. AN INDIVIDUAL, PARTNERSHIP, CORPORATION, OR ASSOCIATION SEEKING TO RENEW A CHILD PLACEMENT AGENCY LICENSE SHALL SUBMIT A REAPPLICATION AND FEE TO THE STATE DEPARTMENT AS SPECIFIED IN RULES PROMULGATED BY THE STATE BOARD.

SECTION 13. 26-6-105.5, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

26-6-105.5. Application forms - criminal sanctions for perjury. (3) EVERY APPLICATION FOR CERTIFICATION OR LICENSURE AS A FOSTER CARE HOME SHALL PROVIDE NOTICE TO THE APPLICANT THAT THE APPLICANT MAY BE SUBJECT TO IMMEDIATE REVOCATION OF CERTIFICATION OR LICENSURE OR OTHER NEGATIVE LICENSING ACTION AS SET FORTH IN THIS SECTION, SECTION 26-6-107.7, AND AS DESCRIBED BY RULE OF THE STATE BOARD.

SECTION 14. 26-6-107 (1) (a) (I), (1) (a.5), (1) (b), and (2), Colorado Revised Statutes, are amended to read:

26-6-107. Investigations and inspections - local authority - reports - rules. (1) (a) (I) (A) The STATE department shall investigate and pass on each original application for a license, ~~and~~ each application for a permanent license following the issuance of a probationary or provisional license, AND ON AND AFTER JULY 1, 2002, EACH APPLICATION FOR RENEWAL, to operate a facility or an agency prior to granting such license OR RENEWAL. As part of such investigation, the STATE department shall require each applicant, owner, employee, newly hired employee, licensee, and any adult who resides in the licensed facility to obtain a FINGERPRINT-BASED criminal ~~record~~ HISTORY BACKGROUND check by reviewing any record that shall be used to assist the STATE department in ascertaining whether the person being investigated has been convicted of any of the criminal offenses specified in section 26-6-104 (7) or any other felony. The state board ~~of human services~~ shall promulgate rules that define and identify what the criminal HISTORY background check shall

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entail.

(B) ~~Such~~ Rules PROMULGATED BY THE STATE BOARD PURSUANT TO THIS SUBPARAGRAPH (I) shall allow an exemption from the criminal background investigation and the state central registry of child protection investigation for those out-of-state employees working in Colorado at a children's resident camp in a temporary capacity for fewer than ninety days. Each person so exempted from fingerprinting and the state central registry of child protection investigation shall sign a statement that affirmatively states that he or she has not been convicted of any charge of child abuse, unlawful sexual offense, or any felony. Prospective employers of such exempted persons shall conduct reference checks of the prospective employees in order to verify previous work history and shall conduct personal interviews with each such prospective employee.

(C) ~~The~~ Rules PROMULGATED BY THE STATE BOARD PURSUANT TO THIS SUBPARAGRAPH (I) shall require the FINGERPRINT-BASED criminal HISTORY background check in all ~~other~~ circumstances, OTHER THAN THOSE IDENTIFIED IN SUB-SUBPARAGRAPH (B) OF THIS SUBPARAGRAPH (I), to include a ~~fingerprint~~ FINGERPRINT-BASED CRIMINAL HISTORY BACKGROUND check through the Colorado bureau of investigation, EXCEPT FOR PERSONS RESIDING IN THIS STATE LESS THAN TWO YEARS WHO SHALL BE REQUIRED TO HAVE A FEDERAL BUREAU OF INVESTIGATION FINGERPRINT-BASED CRIMINAL HISTORY BACKGROUND CHECK THROUGH THE COLORADO BUREAU OF INVESTIGATION. As part of said investigation, the state central registry of child protection shall be accessed to determine whether the owner, applicant, employee, newly hired employee, licensee, or individual who resides in the licensed facility being investigated is the subject of a report of known or suspected child abuse. Pursuant to section 19-1-307 (2) (j), C.R.S., information shall be made available if a person's name is on the central registry of child protection, or has been designated as "status pending" pursuant to section 19-3-313, C.R.S. Any change in ownership of a licensed facility or the addition of a new resident adult or newly hired employee to the licensed facility shall require a new investigation as provided for in this section.

(D) The state board of ~~human services~~ shall promulgate rules to implement this subparagraph (I).

(a.5) An applicant for certification as a foster care home shall provide the child placement agency or the COUNTY department of ~~social services~~ from whom the certification is sought with a list of all the prior child placement agencies and county departments of ~~social services~~ that ~~had previously certified~~ TO WHICH the applicant HAD PREVIOUSLY APPLIED, AND A RELEASE OF INFORMATION FROM SUCH CHILD PLACEMENT AGENCIES AND COUNTY DEPARTMENTS TO WHICH THE APPLICANT HAD PREVIOUSLY APPLIED, TO OBTAIN INFORMATION ABOUT THE APPLICATION AND ANY CERTIFICATION GIVEN BY SUCH CHILD PLACEMENT AGENCIES AND COUNTY DEPARTMENTS. A child placement agency or county department of ~~social services~~ from whom the certification is sought shall conduct a reference check of the applicant AND ANY ADULT RESIDENT OF THE FOSTER CARE HOME WHO IS ACTING AS A CARE GIVER by contacting all of the child placement agencies and county departments of ~~social services~~ identified by the applicant before issuing the certification for that foster care home. CHILD PLACEMENT AGENCIES SHALL BE HELD HARMLESS FOR INFORMATION RELEASED, IN GOOD FAITH, TO OTHER CHILD PLACEMENT AGENCIES OR COUNTY DEPARTMENTS.

(b) (I) When the STATE department, county department, or child placement agency is satisfied that the applicant or licensee is competent and will operate adequate facilities to care for children under the requirements of this part 1 and that standards are being met and will be complied with, it shall issue the license for which applied. The STATE department shall inspect or cause to be inspected the facilities to be operated by an applicant for an original license before the license is granted and shall thereafter inspect or cause to be inspected the facilities of all licensees that, during the period of licensure, have been found to be the subject of complaints or to be out of compliance with the standards set forth in section 26-6-106 and the rules of the STATE department or that otherwise appear to be placing children at risk. The STATE department may make such other inspections as it deems necessary to ensure that the

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requirements of this article are being met and that the health, safety, and welfare of the children being placed are protected. ~~The state board shall adopt rules concerning the on-site public availability of the most recent inspection report results of child care center facilities and family child care home facilities, when requested. The state board shall also adopt rules concerning a requirement that child care center facilities and family child care home facilities post their licenses and information regarding the procedures for filing a complaint under this part 1 directly with the department, which rules shall require that each such facility display its license and complaint procedures in a prominent and conspicuous location at all times during operational hours of the facility.~~ IF, AS A RESULT OF AN INSPECTION OF A CERTIFIED FOSTER CARE HOME, THE STATE DEPARTMENT DETERMINES THAT ANY CHILD RESIDING IN SUCH FOSTER CARE HOME IS SUBJECT TO AN IMMEDIATE AND DIRECT THREAT TO HIS OR HER SAFETY AND WELFARE OR THAT A SUBSTANTIAL VIOLATION OF A FUNDAMENTAL STANDARD OF CARE WARRANTS IMMEDIATE ACTION, THE STATE DEPARTMENT MAY REQUIRE A COUNTY DEPARTMENT TO IMMEDIATELY REMOVE SUCH CHILD FROM THE FOSTER CARE HOME.

(II) THE STATE BOARD SHALL ADOPT RULES CONCERNING THE ON-SITE PUBLIC AVAILABILITY OF THE MOST RECENT INSPECTION REPORT RESULTS OF CHILD CARE CENTER FACILITIES AND FAMILY CHILD CARE HOME FACILITIES, WHEN REQUESTED. THE STATE BOARD SHALL ALSO ADOPT RULES CONCERNING A REQUIREMENT THAT ALL FACILITIES LICENSED UNDER THIS PART 1, EXCEPT FOR FOSTER CARE HOMES, POST THEIR LICENSES AND INFORMATION REGARDING THE PROCEDURES FOR FILING A COMPLAINT UNDER THIS PART 1 DIRECTLY WITH THE STATE DEPARTMENT, WHICH RULES SHALL REQUIRE THAT EACH SUCH FACILITY DISPLAY ITS LICENSE AND COMPLAINT PROCEDURES IN A PROMINENT AND CONSPICUOUS LOCATION AT ALL TIMES DURING OPERATIONAL HOURS OF THE FACILITY.

(III) THE STATE DEPARTMENT SHALL MONITOR AND TRACK COMPLAINTS INVOLVING CHILD PLACEMENT AGENCIES AND SHALL INVESTIGATE SUCH COMPLAINTS THAT, IN THE DETERMINATION OF THE STATE DEPARTMENT, ARE MERITORIOUS. COUNTY DEPARTMENTS SHALL REPORT ALL KNOWN COMPLAINTS INVOLVING CHILD PLACEMENT AGENCIES DIRECTLY TO THE STATE DEPARTMENT. ON AND AFTER JULY 1, 2002, COUNTY DEPARTMENTS SHALL CONSULT WITH THE STATE DEPARTMENT PRIOR TO REFERRING A CHILD TO A CHILD PLACEMENT AGENCY FOR PLACEMENT IN ORDER TO ASCERTAIN WHETHER THE CHILD PLACEMENT AGENCY ITSELF IS THE SUBJECT OF A PENDING INVESTIGATION BY THE STATE DEPARTMENT DUE TO COMPLAINTS BROUGHT BY OTHER COUNTIES OR ANY OTHER PERSON. HOWEVER, SUCH REQUIREMENT SHALL NOT APPLY IN CIRCUMSTANCES IN WHICH THERE IS AN EMERGENCY OR A NEED FOR AN IMMEDIATE PLACEMENT OF A CHILD. THE COUNTY DEPARTMENT SHALL SUSPEND THE REFERRAL OF THE CHILD WHILE SUCH INVESTIGATION IS PENDING. THE COUNTY DEPARTMENT SHALL ALSO SUSPEND THE REFERRAL OF A CHILD TO A FOSTER HOME WHICH IS UNDER INVESTIGATION FOR CHILD ABUSE OR DOMESTIC VIOLENCE WHILE SUCH INVESTIGATION IS PENDING.

~~(H)~~ (IV) If, as a result of an inspection of a licensed child care center facility or family child care home facility, the STATE department determines that there were no serious violations of any of the standards prescribed and published by the STATE department or any of the provisions of this part 1, within twenty days after completing the inspection the STATE department shall send a written notice to such facility indicating such fact. Within ten days after receipt of such written notice, the licensee shall provide a copy of the written notice to the parents and legal guardians of the children cared for at the child care center facility or family child care home facility.

(2) The STATE department may authorize or contract with any county department, ~~of social services~~, the county department of health, or any other publicly or privately operated organization that has a declared interest in children and experience working with children or on behalf of children to investigate and inspect the facilities applying for an original OR RENEWAL license or applying for a permanent license following the issuance of a ~~probation~~ PROBATIONARY or provisional license under this part 1 and may accept reports on such investigations and inspections from such agencies or organizations as a basis for such

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licensing. When contracting for investigations and inspections, the STATE department shall assure that the contractor is qualified by training and experience and has no conflict of interest with RESPECT TO the facilities to be inspected. A city, county, or city and county may impose and enforce higher standards and requirements for facilities licensed under this part 1 than the standards and requirements specified under this part 1.

SECTION 15. Part 1 of article 6 of title 26, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

26-6-107.7. Revocation of certification of foster care home - emergency procedures - due process. NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, A COUNTY DEPARTMENT MAY ACT IMMEDIATELY TO REVOKE THE CERTIFICATION OF A COUNTY-CERTIFIED FOSTER CARE HOME WHEN THE COUNTY DEPARTMENT HAS REASON TO BELIEVE THAT A CHILD RESIDING IN SUCH FOSTER CARE HOME IS SUBJECT TO AN IMMEDIATE AND DIRECT THREAT TO HIS OR HER SAFETY AND WELFARE OR WHEN A SUBSTANTIAL VIOLATION OF A FUNDAMENTAL STANDARD OF CARE WARRANTS IMMEDIATE ACTION. IF THE COUNTY DEPARTMENT ACTS PURSUANT TO THIS SECTION, A DUE PROCESS HEARING SHALL BE HELD WITHIN FIVE DAYS AFTER SUCH ACTION AND CONDUCTED AS SUCH HEARING WOULD NORMALLY BE CONDUCTED PURSUANT TO ARTICLE 4 OF TITLE 24, C.R.S.

SECTION 16. The introductory portion to 26-6-108 (2.5) (a), Colorado Revised Statutes, is amended, and the said 26-6-108 (2.5) (a) is further amended BY THE ADDITION OF A NEW SUBPARAGRAPH, to read:

26-6-108. Denial of original license - suspension - revocation - probation - refusal to renew license - fines. (2.5) (a) The STATE department shall deny a license under the circumstances described in section 26-6-104 (7). The STATE department shall revoke a license previously issued if:

(II.5) THE LICENSEE, AN AFFILIATE OF THE LICENSEE, A PERSON EMPLOYED BY THE LICENSEE, OR A PERSON WHO RESIDES WITH THE LICENSEE AT THE FACILITY HAS BEEN DETERMINED TO BE INSANE OR MENTALLY INCOMPETENT BY A COURT OF COMPETENT JURISDICTION AND, SHOULD A COURT ENTER, PURSUANT TO PART 3 OR PART 4 OF ARTICLE 14 OF TITLE 15, C.R.S., OR SECTION 27-10-109 (4) OR 27-10-125, C.R.S., AN ORDER SPECIFICALLY FINDING THAT THE MENTAL INCOMPETENCY OR INSANITY IS OF SUCH A DEGREE THAT THE LICENSEE IS INCAPABLE OF OPERATING A FAMILY CHILD CARE HOME, FOSTER CARE HOME, OR CHILD CARE CENTER, THE RECORD OF SUCH DETERMINATION AND ENTRY OF SUCH ORDER BEING CONCLUSIVE EVIDENCE THEREOF.

SECTION 17. Part 1 of article 6 of title 26, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

26-6-117. Child placement agencies - information sharing - investigations by state department. (1) IF A COUNTY DEPARTMENT HAS SUBSTANTIATED EVIDENCE THAT A CHILD PLACEMENT AGENCY WITH WHICH THE COUNTY HAS CONTRACTED TO PROVIDE FOSTER CARE SERVICES HAS VIOLATED THE PROVISIONS OF THIS PART 1 OR ANY RULE OF THE STATE BOARD, IT SHALL COMMUNICATE SUCH INFORMATION TO THE STATE DEPARTMENT. A COUNTY DEPARTMENT SHALL ALSO IDENTIFY WHETHER IT IS REQUESTING THE STATE DEPARTMENT TO INVESTIGATE A COMPLAINT AGAINST A CHILD PLACEMENT AGENCY FOR POSSIBLE NEGATIVE LICENSING ACTION AGAINST THE CHILD PLACEMENT AGENCY.

(2) UPON RECEIPT OF A REQUEST FOR INVESTIGATION OF A CHILD PLACEMENT AGENCY FROM A COUNTY DEPARTMENT, THE STATE DEPARTMENT SHALL COMMENCE AN INVESTIGATION AND, UPON CONCLUSION, REPORT ITS FINDINGS TO THE REQUESTING COUNTY DEPARTMENT.

(3) THE STATE DEPARTMENT SHALL PROVIDE DIRECT ACCESS TO

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INFORMATION CONCERNING THE RESULTS OF ANY INVESTIGATION OR NEGATIVE LICENSING ACTION TAKEN AGAINST A CHILD PLACEMENT AGENCY LICENSED TO PROVIDE FOSTER CARE SERVICES IN COLORADO."

Renumber succeeding sections accordingly.

Amendment No. 4(L.014), by Senator Epps.

Amend proposed amendment L.012, page 3, line 22, strike "LICENSEE." and substitute "LICENSEE; OR";

after line 22, insert the following:

"(d) A RELATIVE OF A LICENSEE, WHICH RELATIVE PROVIDES CARE TO CHILDREN AT THE LICENSEE'S FACILITY OR IS OTHERWISE INVOLVED IN THE MANAGEMENT OR OPERATIONS OF THE LICENSEE'S FACILITY."

Page 14, after line 13, insert the following:

"SECTION 16. 26-6-108, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

26-6-108. Denial of original license - suspension - revocation - probation - refusal to renew license - fines. (2.4) THE STATE DEPARTMENT MAY DENY AN APPLICATION FOR A CHILD PLACEMENT AGENCY LICENSE PURSUANT TO THIS PART 1 IF SUCH APPLICANT IS A RELATIVE AFFILIATE OF A LICENSEE, AS DESCRIBED IN SECTION 26-6-102 (1)(d), OF A CHILD PLACEMENT AGENCY LICENSED PURSUANT TO THIS PART 1, WHICH LICENSEE IS THE SUBJECT OF A PREVIOUS NEGATIVE LICENSING ACTION OR IS THE SUBJECT OF A PENDING INVESTIGATION BY THE STATE DEPARTMENT THAT MAY RESULT IN A NEGATIVE LICENSING ACTION."

Renumber succeeding sections accordingly.

Amendment No. 5(L.015), by Senator Evans.

Amend the Linkhart floor amendment (SB012.012), page 15, line 13, after "(2)" insert "(a)";

after line 17 insert the following:

"(b) THE STATE DEPARTMENT SHALL REPORT ANY INCIDENTS INVOLVING CRIMINAL WRONGDOING OR CHILD ABUSE TO THE DISTRICT ATTORNEY IN THE APPROPRIATE JURISDICTION."

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

SB01-204

by Senators Reeves, Tate and Owen; also Representatives Young, Berry and Saliman-- Concerning state policies relating to the implementation of section 17 of article IX of the state constitution.

(Amended as printed in Senate Journal April 17, 2001, pages 861-862.)

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

SB01-029

by Senator Gordon--Concerning the residence of a child of the parties to a domestic relations proceeding.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 13, 2001, pages 275-276.)

Amendment No. 2(L.011), by Senator Gordon.

Amend the Judiciary Committee amendment, as printed in Senate Journal, February 13, page 275, line 21, after "MODIFICATION", insert "OF PARENTING TIME";

line 23, strike "SECTION 14-10-124 (1.5) (a)" and substitute "PARAGRAPH (c) OF SUBSECTION (2) OF THIS SECTION.";

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SB01-029

strike lines 24 and 25;

line 26, strike "CHILD."

Page 276, strike lines 8 through 21 and substitute the following:

"AND THE OTHER PARTY. A COURT HEARING ON ANY MODIFICATION OF PARENTING TIME DUE TO AN INTENT TO RELOCATE SHALL BE GIVEN A PRIORITY ON THE COURT'S DOCKET. IN DETERMINING WHETHER THE MODIFICATION OF PARENTING TIME IS IN THE BEST INTERESTS OF THE CHILD, THE COURT SHALL TAKE INTO ACCOUNT ALL RELEVANT FACTORS, INCLUDING WHETHER A PARTY HAS BEEN A PERPETRATOR OF SPOUSE ABUSE AS THAT TERM IS DEFINED IN SECTION 14-10-124 (4) WHICH FACTOR SHALL BE SUPPORTED BY CREDIBLE EVIDENCE, AND ALL OTHER FACTORS ENUMERATED IN SECTION 14-10-124 (1.5) (a) AND:

(I) THE REASONS WHY THE PARTY WISHES TO RELOCATE WITH THE CHILD;

(II) THE REASONS WHY THE OPPOSING PARTY IS OBJECTING TO THE PROPOSED RELOCATION;

(III) THE HISTORY AND QUALITY OF EACH PARTY'S RELATIONSHIP WITH THE CHILD SINCE ANY PREVIOUS PARENTING TIME ORDER;

(IV) THE EDUCATIONAL OPPORTUNITIES FOR THE CHILD AT THE EXISTING LOCATION AND AT THE PROPOSED NEW LOCATION;

(V) THE PRESENCE OR ABSENCE OF EXTENDED FAMILY AT THE EXISTING LOCATION AND AT THE PROPOSED NEW LOCATION;

(VI) ANY ADVANTAGES OF THE CHILD REMAINING WITH THE PRIMARY CAREGIVER;

(VII) THE ANTICIPATED IMPACT OF THE MOVE ON THE CHILD;

(VIII) WHETHER THE COURT WILL BE ABLE TO FASHION A REASONABLE PARENTING TIME SCHEDULE IF THE RELOCATION IS PERMITTED; AND

(IX) ANY OTHER RELEVANT FACTORS BEARING ON THE BEST INTERESTS OF THE CHILD; OR".

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

SB01-078

by Senators Windels, Linkhart and Gordon; also Representative Jahn--Concerning improving quality of care in nursing facilities, and, in connection therewith, creating deadlines for responses to complaints, developing a consumer satisfaction survey, creating a program to recognize the highest-quality nursing facilities, and improving grants received by nursing facilities from the department of health care policy and financing.

Amendment No. 1, Health, Environment, Children and Families Committee Amendment. (Printed in Senate Journal, February 8, 2001, page 221-223.)

Amendment No. 2, Appropriations Committee Amendment. (Printed in Senate Journal, April 12, 2001, page 829-833.)

Amendment No. 3(L.012), by Senator Windels.

Amend the Appropriations Committee amendment, as printed in Senate Journal, April 12, page 829, after line 67, insert the following:

"strike lines 5 through 15 and substitute the following:

"strike lines 2 through 13 and substitute the following:

"INFORMATION ABOUT RESULTS OF THE MOST RECENT CONSUMER SATISFACTION SURVEY AND HOW SUCH SURVEY WAS CONDUCTED SHALL BE INCLUDED BY THE FACILITY IN ALL INFORMATIONAL MATERIALS PROVIDED TO PERSONS WHO INQUIRE ABOUT THE FACILITY. THE

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SB01-078

DEPARTMENT SHALL MAKE THE RESULTS OF CONSUMER SATISFACTION SURVEYS AVAILABLE TO THE PUBLIC.";

line 17, strike "UNASSISTED" and substitute "UNASSISTED; EXCEPT THAT THE DEPARTMENT OR ITS DESIGNATED REPRESENTATIVE MAY ASSIST A RESIDENT OR RESIDENT'S FAMILY WITH FILLING OUT THE SURVEY.";"".

Page 830, strike lines 17 through 22 and substitute the following:

"WARRANT.";"";

strike line 36 and substitute the following:

"RESOLVED AND AN INVESTIGATION IS FINALIZED. AT THE REQUEST OF THE COMPLAINANT, THE DEPARTMENT SHALL NOT MAINTAIN SUCH CONTACT."."

Page 831, strike lines 11 through 13 and substitute the following:

"Page 223, strike lines 6 through 8 and substitute the following:

"INFORMATION. FOR EACH NURSING FACILITY, THIS REPORT SHALL CONTAIN INFORMATION ON THE SURVEY RESULTS, NUMBER OF COMPLAINTS, AND THE NUMBER OF OCCURRENCES, THAT ARE REPORTED TO THE DEPARTMENT PURSUANT TO SECTION 25-1-124, C.R.S.";"";

line 30, strike "TEN-MEMBER" and substitute "TWELVE-MEMBER";

after line 37, insert the following:

"(I) ONE MEMBER SHALL BE A MEMBER OF THE SENATE APPOINTED BY THE PRESIDENT OF THE SENATE, AND ONE MEMBER SHALL BE A MEMBER OF THE HOUSE OF REPRESENTATIVES APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES;"

Renumber succeeding subparagraphs accordingly.

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

SB01-067

by Senator Dyer (Arapahoe), Dyer (Durango); also Representative Stafford--Concerning state-funded scholarships based upon merit for members of the Colorado national guard.

Laid over until Friday, April 20, 2001, to follow **SB01-081** on the General Orders Calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hernandez, 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:

Passed on Second Reading: **SB01-218** as amended, **SB01-012** as amended, **SB01-204** as amended, **SB01-029** as amended, **SB01-078** as amended.

Laid over until Friday, April 20, 2001: **SB01-081**, **SB01-067**.

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolution **HJR01-1032**.

CONSIDERATION OF RESOLUTIONS

HJR01-1032 by Representative Dean; also Senator Matsunaka--Concerning Colorado's support for the move of the Boeing Company's world headquarters to Colorado.

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

HJR01-1032

YES	31	NO	1	EXCUSED	3	ABSENT	0
Anderson	Y	Evans	Y	May	Y	Takis	Y
Andrews	E	Fitz-Gerald	Y	McElhany	Y	Tate	Y
Arnold	Y	Gordon	Y	Musgrave	E	Taylor	Y
Cairns	Y	Hagedorn	Y	Nichol	Y	Teck	Y
Chlouber	Y	Hanna	Y	Owen	Y	Thiebaut	Y
Dyer, E.	Y	Hernandez	Y	Pascoe	Y	Tupa	N
Dyer, F.	Y	Hillman	E	Perlmutter	Y	Windels	Y
Entz.	Y	Lamborn	Y	Phillips	Y	Mr. President	Y
Epps	Y	Linkhart	Y	Reeves	Y		

Co-sponsors added: Cairns, Chlouber, Dyer (Arapahoe), Dyer (Durango), Entz, Epps, Evans, Fitz-Gerald, Hagedorn, Hanna, Hernandez, Lamborn, May, Owen, Takis, Taylor, Teck.

INTRODUCTION OF BILLS--FIRST READING

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

SB01-228 by Senators Windels and Perlmutter; also Representative Scott--Concerning the exclusive authority of the oil and gas conservation commission to regulate the closure of underground natural gas storage caverns.
Agriculture and Natural Resources

HB01-1272 by Representative Williams T.; also Senator Takis--Concerning school funding to purchase textbooks, and making an appropriation in connection therewith.
Education
Appropriations

HB01-1324 by Representative Hefley; also Senator Andrews--Concerning an incentive program for teachers, and making an appropriation in connection therewith.
Education
Appropriations

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SR01-016 by Senator Cairns--Concerning the optimization of transportation funding.

WHEREAS, Colorado motorists currently pay state and federal motor fuel taxes for each gallon of fuel they purchase; and

WHEREAS, A significant portion of that total motor fuel tax is sent to the federal government in Washington, D.C. and deposited into the Highway Trust Fund pursuant to the Intermodal Surface Transportation Efficiency Act of 1991; and

WHEREAS, The Transportation Equity Act for the 21st Century (TEA 21) mandated that states receive no less than a 90.5% return on those motor fuel taxes in the form of formula and discretionary funds from Congress; and

WHEREAS, Congress will revisit and revise TEA 21 by October 2003; now, therefore,

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

(1) That the Senate of the state of Colorado hereby encourages Colorado's Congressional delegation to advocate an approach that maintains or increases the 90.5% rate of return that Colorado receives on motor fuel tax revenues generated within the state.

(2) That the Senate of the state of Colorado hereby encourages Colorado's Congressional delegation to maximize opportunities to secure discretionary funding to improve and enhance Colorado's transportation infrastructure.

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SR01-016

(3) That the Senate of the state of Colorado hereby encourages the General Assembly and the United States Congress, the state and federal Departments of the Treasury, the state and federal Departments of Transportation, and any other state and federal executive branch agencies responsible for preparing, monitoring, or distributing fiscal information used to calculate the distribution of federal fuel tax revenues to the state of Colorado to work to reconcile and standardize any such fiscal information in a manner that maximizes the amount of revenues that are available under any revisions to TEA 21 to the state of Colorado to assist in providing needed highway and beltway superstructures that accommodate the state's front range rapid population growth.

(4) That the Senate of the state of Colorado hereby encourages Colorado's Congressional delegation, when Congress revisits and revises TEA 21 for new roads in Colorado, to work for changes that return or keep all of Colorado's fuel tax dollars.

Be It Further Resolved, That copies of this Resolution be sent to the members of Colorado's Congressional delegation.

Government, Veterans and Military Relations, and Transportation

SR01-017

by Senator Lamborn--Concerning Pregnancy and Infant Loss Remembrance Day.

WHEREAS, An overwhelming number of American families suffer the heartbreak of miscarriage, stillbirth, and infant loss every year; and

WHEREAS, According to a study by the Centers for Disease Control, in 1996 16 percent of over 6 million pregnancies ended in either miscarriage or stillbirth, totaling nearly one million prenatal losses. Although 3,720,000 of those pregnancies resulted in live births, 26,784 of those infants died within the first 11 months; and

WHEREAS, While miscarriages and stillbirths are most often caused by abnormal development in the womb, the exact cause of a loss of a pregnancy often goes unexplained; and

WHEREAS, Because of the nature of miscarriages and stillbirths and the lack of understanding of pregnancy loss among the public, women and families that suffer this tragedy are often forced to bear their pain and sorrow over their loss in private and are not given the opportunity to grieve publicly; and

WHEREAS, Infant death results from a number of causes including Sudden Infant Death Syndrome, or SIDS, which kills many more children than cancer, heart disease, pneumonia, child abuse, AIDS, cystic fibrosis, and muscular dystrophy, combined; and

WHEREAS, The availability of information about pregnancy and infant loss is of the utmost importance to those who suffer this tragedy, and a public that is well informed and well educated about pregnancy and infant loss and its effects upon individuals and families can better respond with compassion and understanding to affected families; and

WHEREAS, Professionals, such as health care providers, clergy, funeral directors, and law enforcement officers, who come in contact with individuals and families who have suffered pregnancy or infant loss can better serve families if they have special training and knowledge of pregnancy and infant loss and its effects; and

WHEREAS, Support from family, friends, and members of the community is essential in helping those who have suffered from pregnancy and infant loss to cope with their loss; now, therefore,

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

(1) That we, the members of the Senate of the General Assembly, proclaim October 15, 2001, Pregnancy and Infant Loss

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SR01-017

Remembrance Day to remember all of the pregnancies and infants lost, to lend support and comfort in a time of pain and heartache for those who have suffered from pregnancy and infant loss, and to create hope for the future.

(2) That citizens of the State of Colorado be called upon to become educated and informed about the effects of pregnancy and infant loss in order to provide compassionate support to individuals and families who are affected by this tragedy.

Laid over one day under Senate Rule 30(c).

SR01-018

by Senator Matsunaka--Concerning the recognition of Workers' Memorial Day.

WHEREAS, Coloradans appreciate the hard work and dedication provided by public and private employees and their efforts to protect and improve the quality of life in our communities; and

WHEREAS, April 28, 2001, has been chosen as Workers' Memorial Day by the unions of the AFL-CIO to remember those who have been victims of workplace injuries; and

WHEREAS, While remembering those workers who were killed, disabled, or injured on the job, we must rededicate ourselves to the effort to improve safety and health conditions for all those in public and private workplaces; now, therefore,

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

That the Senate hereby recognizes April 28, 2001, as Workers' Memorial Day in the State of Colorado.

Laid over one day under Senate Rule 30(c).

SR01-019

by Senator Perlmutter--Concerning the National Renewable Energy Laboratory.

WHEREAS, The National Renewable Energy Laboratory in Golden, Colorado, is the world's leading laboratory in the research, development, and demonstration of clean and inexhaustible renewable energy technologies using sun, wind, water, biomass, and the earth's own heat, as well as advanced energy efficiency technologies; and

WHEREAS, The talented scientists and researchers at the National Renewable Energy Laboratory have made tremendous progress in advancing clean, low-carbon energy technologies to the point where many of them are becoming cost-competitive with conventional energy technologies; and

WHEREAS, Many innovative technologies researched and developed at the National Renewable Energy Laboratory are now being applied successfully in our nation's energy, electricity, and transportation sectors, with ongoing research proceeding in other such important clean-energy technology applications; and

WHEREAS, Secure and uninterrupted energy supplies are crucial to our national security, economic health, and world leadership; and

WHEREAS, Renewable energy generation facilities offer Colorado's rural and agricultural areas significant and sustainable new economic development opportunities; and

WHEREAS, Negotiations are taking place to build a 162-megawatt wind farm near Lamar, Colorado, which would be the largest such facility in the entire Rocky Mountain region; and

WHEREAS, Colorado currently has one of the country's most successful voluntary "green pricing" programs, with the state's various investor-owned, municipal, and rural electric utilities offering over 25 megawatts of wind power to more than 20,000 consumers and businesses

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SR01-019

statewide; and

WHEREAS, The Electric Power Research Institute has reported that "electricity-based innovation is central to productivity growth", thus providing an important competitive advantage to Colorado, which has one of the largest business, industry, and intellectual resource bases in the world in renewable energy and energy efficiency technologies; and

WHEREAS, Recent events in California demonstrate the vital importance of ensuring a diverse and sufficient portfolio of electricity generation and transmission assets, particularly in a rapidly growing state such as Colorado; and

WHEREAS, Proposed cuts in the U.S. Department of Energy's fiscal year 2002 funding for renewable energy and energy efficiency programs could seriously harm the National Renewable Energy Laboratory, causing job losses for one-third to one-half of the laboratory's staff and hindering the development of secure, new energy sources for the United States; now, therefore,

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

(1) That the Colorado Senate salutes the many contributions of the more than 1,000 researchers at the National Renewable Energy Laboratory and other laboratories throughout the state to the research, development, and demonstration of innovative new sources of energy.

(2) That the Colorado Senate recognizes the importance of the state's businesses and industries involved in innovative new low-carbon energy technologies that promise to make Colorado an internationally competitive leader in this high-growth industry of the future.

(3) That the Colorado Senate urges the state government to recognize the full potential offered by renewable energy technologies for Colorado's future energy and electricity needs.

(4) That the Colorado Senate urges the United States Congress to provide full funding for all renewable energy and energy efficiency programs in fiscal year 2002 so that important research, development, and demonstration of these critically important energy technologies of the future can be continued without costly disruption.

Be It Further Resolved, That copies of this resolution be transmitted to President George W. Bush, the members of the Colorado Congressional delegation, and to Spencer Abraham, the United States Secretary of Energy.

Laid over one day under Senate Rule 30(c).

SJR01-031

by Senator Hernandez; also Representative Clapp--Concerning the creation of an interim committee to study changes to corporate law that affect the practice of many professions including health care professionals.

Laid over one day under Senate Rule 30(b).

SCR01-005

by Senator Pascoe, Teck, Epps; also Representative Alexander--Concerning the submission to the registered electors of the state of Colorado of an amendment to article XIV of the constitution of the state of Colorado, authorizing the general assembly to establish qualifications for the office of county coroner.
Judiciary

SCR01-006

by Senator Matsunaka; also Representative Spradley--Concerning the submission to the registered electors of the state of Colorado of an amendment to section 7 of article V of the constitution of the state of Colorado, affecting sessions of the general assembly, and, in connection therewith, specifying that a regular session of the general assembly shall commence no later than the first Wednesday of February of each year, decreasing the number of members of each house whose written request is sufficient to convene the general assembly in special session, decreasing the maximum length of regular sessions of the general assembly from one hundred twenty calendar days to ninety consecutive calendar days in odd-numbered years and to one hundred consecutive calendar days in

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SCR01-006 even-numbered years, and authorizing the general assembly to convene for not more than three additional consecutive calendar days prior to the regular session.
Public Policy and Planning

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INTRODUCTION OF MEMORIALS

The following memorials were read by title:

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SJM01-002 by Senator Thiebaut; also Representative Grossman--Memorializing former Minnesota Governor Harold Stassen.

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Laid over one day under Senate Rule 30(d).

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SJM01-003 by Senator Thiebaut; also Representative Grossman--Memorializing the honorable Robert Knous, former senator and lieutenant governor.

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Laid over one day under Senate Rule 30(d).

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MESSAGE FROM THE HOUSE

April 19, 2001

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Mr. President:

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The House has postponed indefinitely SB01-093, 127. The bills are returned herewith.

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Senate in Recess--Senate Reconvened.

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INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

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SJR01-032 by Senators Hanna, Dyer (Durango), Entz, Owen, Taylor and Windels; also Representatives Plant, Hodge, Jameson, Johnson, Smith, Tochtrop and Young--Concerning the creation of an interim committee to study the expansion of Colorado agricultural markets.

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Laid over one day under Senate Rule 30(b).

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SJR01-033 by Senator Epps; also Representative Alexander--Concerning Foster Care Month.

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Laid over one day under Senate Rule 30(b).

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SR01-020 by Senators Tate and Thiebaut--Concerning encouragement of a study of the death penalty.

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WHEREAS, The imposition of the death penalty is the ultimate punishment that the State of Colorado imposes upon any person, the execution of an innocent person would be the worst possible injustice, and the state's capital punishment system must be administered with as much fairness as is humanly possible; and

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WHEREAS, Despite the fact that the participants in the criminal justice system in Colorado work diligently and professionally to ensure that the procedures for imposing a death sentence are administered properly, concerns exist as to fairness and due process in the imposition of the death penalty; and

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WHEREAS, These concerns have arisen not out of any belief that there are any innocent persons currently under a sentence of death in Colorado, but out of a fear that factors such as the race, wealth, and gender of the defendants and victims, the mental health of the defendants, and the effectiveness of counsel provided to the defendants may have inappropriately influenced the imposition of death sentences; and

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WHEREAS, A bill currently before the United States Congress, Senate Bill 233, would place a moratorium on executions by the federal government and urge the states to do the same, pending a review by the

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National Commission on the Death Penalty of the fairness of imposition of death sentences; and

WHEREAS, The State of Colorado has not undertaken such a study, despite the fact it appears that members of racial minority groups and poor persons are disproportionately represented among those persons sentenced to death in Colorado; and

WHEREAS, A review of the procedures used by all persons and agencies involved in the imposition of death sentences and in the administration of capital punishment can help determine whether these fears are justified and whether there are better ways to administer the state's capital punishment system; and

WHEREAS, The increase in the number of cases in which the death penalty is being sought increases the danger of an innocent person being sentenced to death, and otherwise increases the strain on the criminal justice system; now, therefore,

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

That the Senate of the State of Colorado calls upon all prosecutors, defense lawyers, judges, law enforcement personnel, and state agencies involved in the administration of capital punishment in Colorado to review all of the procedures they employ in investigating, prosecuting, and defending cases in which the death penalty is sought and in implementing the capital punishment system in Colorado in order to ensure that the highest possible standards of fairness and justice are consistently employed in every aspect of the administration of the capital punishment system.

Laid over one day under Senate Rule 30(c).

**MEMORANDUM
REPORT FROM THE HOUSE AND SENATE
COMMITTEES ON DELAYED BILLS**

Pursuant to Joint Rule 23 (c), the House and Senate Committees on Delayed Bills, acting jointly, extend the following deadlines for the Long Appropriation Bill:

The Monday, March 26 deadline (the 76th legislative day) for introduction of the long appropriation bill in the Senate is extended until Friday, March 30, 2001 (the 80th legislative day).

The Friday, March 30 deadline (the 80th legislative day) for final passage of the long appropriation bill in the Senate is extended until Thursday, April 5, 2001 (the 86th legislative day).

The Friday, April 6 deadline (the 87th legislative day) for final passage of the long appropriation bill in the House is extended until Thursday, April 12, 2001 (the 93rd legislative day).

The Friday, April 13 deadline (the 94th legislative day) for adoption of the conference committee report on the long appropriation bill is extended until Tuesday, April 24, 2001 (the 105th legislative day).

This memorandum shall be printed in the journal of each house as is required by said Joint Rule 23 (c).

(signed)
Representative Dean
Speaker of the House of Representatives

(signed)
Senator Matsunaka
President of the Senate

(signed)
Representative Spradley
House Majority Leader

(signed)
Senator Thiebaut
Senate Majority Leader

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(signed)
Representative Grossman
House Minority Leader

Senator Andrews
Senate Minority Leader

On motion of Senator Thiebaut, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, April 19, 2001, was laid over until Friday, April 20, retaining its place on the calendar.

General Orders--Second Reading of Bills: **HB01-1371, HB01-1153, HB01-1260, HB01-1268, SCR01-004.**

Consideration of Resolutions: **SJR01-010, SJR01-023, SJR01-024, HJR01-1021, SJR01-026, SJR01-018.**

Consideration of Memorials: **SM01-001, HJM01-1001.**

Consideration of House Amendments to Senate Bill: **SB01-077.**

Consideration of House Adherence: **HJR01-1010.**

Consideration of Governors Appointments

Colorado Commission on the Aging

Colorado Aeronautical Board

Consideration of Conference Committee Reports: **HB01-1250, HB01-1124, HB01-1187, HB01-1034, HB01-1292.**

TRIBUTES--A POINT OF INTEREST

Honoring Brianna Craig by Senators Reeves and Matsunaka

Honoring Angie Asmussen by Senators Reeves and Matsunaka

Honoring Peter Gross by Senator Matsunaka

Honoring Michael Spanarella by Senator Matsunaka

Honoring Tara Egemo by Senator Matsunaka

Honoring Matthew Hardwick by Senator Matsunaka

Honoring Candace Taylor by Senators Matsunaka and Hanna

Honoring DeAnn Dickinson by Senators Matsunaka and Hanna

Honoring Stan Eigsti by Senators Hanna and Matsunaka

Honoring Megan Tarr by Senators Hanna and Matsunaka

Honoring David Connolly by Senators Hanna and Matsunaka

Honoring Fran Yehle by Senator Hanna and Representatives Boyd & Daniel

Honoring Donna Johnson by Senators Pascoe and Matsunaka

Honoring Olivia Sebastian by Senators Pascoe and Matsunaka

Honoring Thaiesha Smith by Senators Tate and Matsunaka

Honoring Lloyd Covens by Senators Tate and Matsunaka

Honoring Derek Officer by Senators Tate and Matsunaka

Honoring Fran Mattedi by Senators Nichol and Matsunaka

Honoring Doug Lasky by Senators Takis and Matsunaka

Honoring Andrew Gau by Senators Takis and Matsunaka

Honoring Pamela McAdams by Senators Thiebaut and Matsunaka

Honoring Hiro Yamakawa by Senators Matsunaka and Thiebaut

Honoring Laura Bruckheimer by Senators Matsunaka and Thiebaut

Honoring Cynthia Kean by Senators Matsunaka and Thiebaut

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Honoring Janet Prinn by Senators Matsunaka and Thiebaut

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Honoring Mike Thomas by Senators Thiebaut and Matsunaka

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Honoring Buffie McFayden by Senators Thiebaut and Matsunaka

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On motion of Senator Thiebaut, the Senate adjourned until 9:00 a.m., Friday, April 20, 2001.

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Approved:

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Stan Matsunaka
President of the Senate

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Attest:

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Karen Goldman
Secretary of the Senate

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