

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

Thirty-first Legislative Day

Friday, February 6, 2004

Prayer By the chaplain, Rabbi Hillel Goldberg, Intermountain Jewish News.

Pledge By Senator Anderson.

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

Roll Call Present--33.
Absent/Excused--2; Cairns, Isgar.
Present later--Cairns, Isgar.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Keller, reading of the Journal of February 5, 2004, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Business Affairs & Labor The Committee on Business Affairs and Labor has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

**MEMBERS OF THE
WORKERS' COMPENSATION COST
CONTAINMENT BOARD**

for terms expiring December 13, 2006:

Jerry L. Mosley of Golden, Colorado, to serve as an employer with good risk management experience with respect to their workers' compensation insurance, reappointed;

Christopher B. Peck of Longmont, Colorado, to fill the vacancy occasioned by the resignation of Linda L. Reno, and to serve as an employer with good risk management experience with respect to their workers' compensation insurance, appointed.

Business Affairs & Labor After consideration on the merits, the Committee recommends that **SB04-105** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 15, strike lines 17 through 23.

Reletter succeeding sub-subparagraphs accordingly.

Page 22, line 18, strike "10-1-117, 10-1-118, 10-1-121," and substitute "10-1-116, 10-1-117, 10-1-118,";

line 19, strike "10-1-122,".

Business Affairs & Labor After consideration on the merits, the Committee recommends that **SB04-155** be referred to the Committee on State, Veterans, and Military Affairs with favorable recommendation.

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Business Affairs & Labor	After consideration on the merits, the Committee recommends that SB04-101 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
Business Affairs & Labor	After consideration on the merits, the Committee recommends that SB04-166 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	5 6 7 8
	Amend printed bill, page 2, line 18, strike "by more than one hundred percent." and substitute "significantly."	9 10 11
	page 3, line 13, strike "losses." and substitute "losses, future medical and other health care costs, or both.";	12 13 14
	strike lines 22 and 23 and substitute "limitations."	15 16
	Page 4, line 3, after "ON", insert "FIFTY PERCENT OF".	17 18 19
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB04-1032 be referred to the Committee of the Whole with favorable recommendation.	20 21 22 23 24
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB04-066 be postponed indefinitely.	25 26 27 28 29
Trans- portation	After consideration on the merits, the Committee recommends that SB04-124 be postponed indefinitely.	30 31 32 33
Trans- portation	After consideration on the merits, the Committee recommends that SB04-086 be postponed indefinitely.	34 35 36 37
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB04-157 be referred to the Committee of the Whole with favorable recommendation.	38 39 40 41 42
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB04-172 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	43 44 45 46 47
	Amend printed bill, strike everything below the enacting clause and substitute the following:	48 49 50
	SECTION 1. 42-4-1208 (1) (a), the introductory portion to 42-4-1208 (2), and 42-4-1208 (3) (a) and (13) (a), Colorado Revised Statutes, are amended to read:	51 52 53 54
	42-4-1208. Parking privileges for persons with disabilities - applicability. (1) As used in this section:	55 56 57
	(a) (I) ON OR AFTER JUNE 30, 2007, "license plate or placard" means a license plate or placard issued pursuant to section 42-3-121 (2).	58 59 60
	(II) (A) TO JUNE 30, 2007, "LICENSE PLATE OR PLACARD" MEANS A LICENSE PLATE OR PLACARD ISSUED PURSUANT TO SECTION 42-3-121 (2) OR A DISABLED VETERAN SPECIAL LICENSE PLATE ISSUED PURSUANT TO SECTION 42-3-115.5 (5).	61 62 63 64 65
	(B) THIS SUBPARAGRAPH (II) IS REPEALED, EFFECTIVE JUNE 30, 2007.	66 67 68 69

(2) In a jurisdiction recognizing the privilege defined by this subsection (2), a vehicle with a VALID COLORADO license plate or a placard, ~~obtained pursuant to section 42-3-121~~ or as otherwise A VEHICLE WITH A LICENSE PLATE OR PLACARD OF ANOTHER STATE authorized by subsection (4) of this section may be parked in public parking areas along public streets regardless of ~~any~~ A time limitation imposed upon parking in such area; except that a jurisdiction shall not limit such a privilege to park on ~~any~~ A public street to less than four hours. The respective jurisdiction shall clearly post the appropriate time limits in such area. Such privilege need not apply to zones in which:

(3) (a) A person with a disability may park in a parking space identified as being reserved for use by persons with disabilities whether on public property or private property available for public use. A COLORADO license plate or placard ~~obtained pursuant to section 42-3-121~~ or as otherwise A VALID LICENSE PLATE OR PLACARD OF ANOTHER STATE authorized by subsection (4) of this section shall be displayed at all times on the vehicle while parked in such space.

(13) (a) For purposes of this subsection (13), "holder" means a person with a disability as defined in section 42-3-121 (1) (b) who has lawfully obtained a license plate or placard ~~issued pursuant to section 42-3-121 (2)~~ IN THIS STATE or as otherwise A VALID LICENSE PLATE OR PLACARD OF ANOTHER STATE authorized by subsection (4) of this section.

SECTION 2. 42-3-121 (1) (b) and (2) (a) (III), Colorado Revised Statutes, are amended to read:

42-3-121. Parking privileges for persons with disabilities - applicability. (1) As used in this section:

(b) (I) "Person with a disability" means a person WHO:

(A) IS so severely impaired that such person is unable to move from place to place without the aid of a mechanical device; ~~or~~

(B) ~~who~~ Has a physical impairment verified, in writing, by the director of the division of rehabilitation (which has been administratively created by the department of human services) or a physician licensed to practice medicine or practicing medicine pursuant to section 12-36-106 (3) (i), C.R.S., or a podiatrist licensed under the provisions of article 32 of title 12, C.R.S., that such impairment limits substantially the person's ability to move from place to place; OR

(C) A PERSON WHO QUALIFIES FOR A DISABLED VETERAN SPECIAL LICENSE PLATE PURSUANT TO SECTION 42-3-115.5 (5). THIS SUB-SUBPARAGRAPH (C) IS REPEALED, EFFECTIVE JUNE 30, 2007.

(II) Before ~~such~~ a verification UNDER SUB-SUBPARAGRAPH (B) OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (b) can be made, ~~said~~ THE director, physician, or podiatrist shall certify to the department of revenue that the standards established by the executive director of the department or his or her designee, in consultation with the director of the division of rehabilitation, for such a determination have been met.

(2) (a) A person with a disability may apply to the department for:

(III) EFFECTIVE JUNE 30, 2007, disabled veteran special license plates with the identifying feature for a person with a physical impairment affecting mobility, so long as the disabled person meets the eligibility criteria specified in section 42-3-115.5 (5).

SECTION 3. 42-3-115.5 (5) (a) (II), Colorado Revised Statutes, is amended to read:

42-3-115.5. Special plates - military veterans - rules - retirement. (5) **Disabled veterans.** (a) (II) EFFECTIVE JUNE 30, 2007, in addition to requirements of subparagraph (I) of this paragraph (a), if the applicant demonstrates that he or she has a physical impairment

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affecting mobility under the standards provided in section 42-3-121 (1), then such special license plate shall have an additional identifying feature, as determined by the department, to indicate that the owner of the vehicle is authorized to make use of parking privileges for persons with disabilities.

SECTION 4. Effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of 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 (August 4, 2004, if adjournment sine die is on May 5, 2004); except that, if 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, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor."

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB04-151** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, after line 1, insert the following:

"SECTION 1. 13-5.5-102 (1) (a), Colorado Revised Statutes, is amended to read:

13-5.5-102. State commission on judicial performance - repeal.

(1) (a) (I) There is hereby established the state commission on judicial performance, referred to in this article as the "state commission". The state commission shall consist of ten members. The speaker of the house of representatives and the president of the senate shall each appoint ~~one attorney~~ TWO ATTORNEYS and one nonattorney. The governor ~~and the chief justice of the supreme court~~ shall each appoint ~~one attorney~~ TWO ATTORNEYS and two nonattorneys. All members of the state commission shall serve terms of four years; except that, of those first appointed, one person appointed by each appointing authority shall serve for a term of two years. All initial appointments shall be completed by July 1, 1988. The term of any member of the state commission serving as of June 30, 1997, shall expire on November 30 of the year in which the term is scheduled to expire. The term of any member appointed on or after July 1, 1997, to replace a member of the state commission at the end of his or her term shall commence on December 1 of the year in which the previous member's term is scheduled to expire.

(II) (A) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (a), A MEMBER OF THE STATE COMMISSION SERVING AS OF JULY 1, 2004, WHO WAS APPOINTED BY THE CHIEF JUSTICE OF THE SUPREME COURT MAY CONTINUE TO SERVE UNTIL THE END OF HIS OR HER TERM. ON AND AFTER JULY 1, 2004, THE PRESIDENT OF THE SENATE SHALL APPOINT AN ATTORNEY TO FILL THE FIRST VACANCY OF A MEMBER OF THE STATE COMMISSION FORMERLY APPOINTED BY THE CHIEF JUSTICE, THE GOVERNOR SHALL APPOINT AN ATTORNEY TO FILL THE SECOND VACANCY OF A MEMBER OF THE STATE COMMISSION FORMERLY APPOINTED BY THE CHIEF JUSTICE, AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL APPOINT AN ATTORNEY TO FILL THE THIRD VACANCY OF A MEMBER OF THE STATE COMMISSION FORMERLY APPOINTED BY THE CHIEF JUSTICE.

(B) THIS SUBPARAGRAPH (II) IS REPEALED, EFFECTIVE JULY 1, 2006."

Renumber succeeding sections accordingly.

Page 2, after line 10, insert the following:

"SECTION 3. 13-5.5-104 (1) (a), Colorado Revised Statutes, is amended to read:

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13-5.5-104. District commission on judicial performance - repeal. (1) (a) (I) There is hereby established in each judicial district a district commission on judicial performance, referred to in this article as the "district commission". The district commission shall consist of ten members. The speaker of the house of representatives and the president of the senate shall each appoint ~~one attorney~~ TWO ATTORNEYS and one nonattorney. The governor ~~and the chief justice of the supreme court~~ shall each appoint ~~one attorney~~ TWO ATTORNEYS and two nonattorneys. All members of the district commission shall serve terms of four years; except that, of those first appointed, one person appointed by each appointing authority shall serve for a term of two years. All initial appointments shall be completed by July 1, 1989. The appointing authority may remove members of the district commissions for cause. The term of any member of a district commission serving as of June 30, 1997, shall expire on November 30 of the year in which the term is scheduled to expire. The term of any member appointed on or after July 1, 1997, to replace a member of a district commission at the end of his or her term shall commence on December 1 of the year in which the previous member's term is scheduled to expire.

(II) (A) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (a), A MEMBER OF A DISTRICT COMMISSION SERVING AS OF JULY 1, 2004, WHO WAS APPOINTED BY THE CHIEF JUSTICE OF THE SUPREME COURT MAY CONTINUE TO SERVE UNTIL THE END OF HIS OR HER TERM. ON AND AFTER JULY 1, 2004, THE PRESIDENT OF THE SENATE SHALL APPOINT AN ATTORNEY TO FILL THE FIRST VACANCY ON EACH DISTRICT COMMISSION OF A MEMBER FORMERLY APPOINTED BY THE CHIEF JUSTICE, THE GOVERNOR SHALL APPOINT AN ATTORNEY TO FILL THE SECOND VACANCY ON EACH DISTRICT COMMISSION OF A MEMBER FORMERLY APPOINTED BY THE CHIEF JUSTICE, AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL APPOINT AN ATTORNEY TO FILL THE THIRD VACANCY ON EACH DISTRICT COMMISSION OF A MEMBER FORMERLY APPOINTED BY THE CHIEF JUSTICE.

(B) THIS SUBPARAGRAPH (II) IS REPEALED, EFFECTIVE JULY 1, 2006."

Renumber succeeding sections accordingly.

Page 4, line 16, after "PROCEDURAL," insert "CONSTITUTIONAL,";

line 17, after "PROCEDURAL," insert "CONSTITUTIONAL,".

Page 5, strike line 25 and substitute the following:

"SECTION 6. 13-5.5-106 (1) (b) and (2) (b), Colorado Revised Statutes, are amended, and the said 13-5.5-106 is further amended";

line 26, strike "SUBSECTIONS" and substitute "SUBSECTIONS,".

Page 6, strike lines 1 and 2 and substitute the following:

"13-5.5-106. Recommendations on retention of justices and judges. (1) (b) After the requirement of paragraph (a) of this subsection (1) is met, the state commission shall make a recommendation regarding the retention of each appellate justice or judge who declares his OR HER intent to stand for retention, which recommendation shall be stated as "retain", "do not retain", or "no opinion". A "no opinion" recommendation shall be made only when the state commission concludes that results are not sufficiently clear to make a firm recommendation and shall be accompanied by a detailed explanation. THE RETENTION RECOMMENDATION MADE PURSUANT TO THIS PARAGRAPH (b) SHALL APPEAR ON THE GENERAL ELECTION BALLOT NEXT TO THE JUSTICE'S OR JUDGE'S NAME.

(1.5) ON AND AFTER JULY 1, 2005, IN ADDITION TO THE EVALUATIONS REQUIRED BY".

Page 7, after line 2, insert the following:

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"(2) (b) After the requirement of paragraph (a) of this subsection (2) is met, the district commission shall make a recommendation regarding the retention of each district or county judge who declares his OR HER intent to stand for retention, which recommendation shall be stated as "retain", "do not retain", or "no opinion". A "no opinion" recommendation shall be made only when the district commission concludes that results are not sufficiently clear to make a firm recommendation and shall be accompanied by a detailed explanation. THE RETENTION RECOMMENDATION MADE PURSUANT TO THIS PARAGRAPH (b) SHALL APPEAR ON THE GENERAL ELECTION BALLOT NEXT TO THE JUDGE'S NAME.";

after line 23, insert the following:

"SECTION 8. 13-5.5-107, Colorado Revised Statutes, is amended to read:

13-5.5-107. Acceptance of private or federal grants - general appropriations. (1) The state commission is authorized to accept any grants of federal or private funds made available for any purpose consistent with the provisions of this article. Any funds received pursuant to this section shall be transmitted to the state treasurer, who shall credit the same to the state commission on judicial performance cash fund, which is hereby created and referred to in this section as the "fund". The fund shall also include the amount of the increases in docket fees collected pursuant to sections 13-32-105 (1) and 42-4-1710 (4) (a), C.R.S. Any interest derived from the deposit and investment of moneys in the fund shall be credited to the fund. Any unexpended and unencumbered moneys remaining in the fund at the end of any fiscal year shall remain in the fund and shall not be credited or transferred to the general fund or another fund. Moneys in the fund may be expended by the state commission OR A DISTRICT COMMISSION, subject to annual appropriation by the general assembly, for the purposes of this article. APPROPRIATIONS FOR THE STATE COMMISSION AND THE DISTRICT COMMISSIONS SHALL BE BY SEPARATE LINE ITEMS. In addition, the general assembly may make annual appropriations from the general fund for the purposes of this article.

(2) THE STATE COMMISSION IS ALSO AUTHORIZED TO ACCEPT GIFTS, GRANTS, AND DONATIONS TO PAY FOR THE COSTS ASSOCIATED WITH MAKING THE NARRATIVE PROFILE, THE RETENTION RECOMMENDATION, AND ANY OTHER INFORMATION GENERATED BY THE STATE COMMISSION OR A DISTRICT COMMISSION, WIDELY KNOWN TO THE PUBLIC THROUGH THE STATE HOME PAGE AND OTHER MASS COMMUNICATIONS MEDIA. ANY SUCH GIFTS, GRANTS, OR DONATIONS SHALL BE DEPOSITED IN THE FUND AND SHALL BE SUBJECT TO ANNUAL APPROPRIATION."

Renumber succeeding section accordingly.

MESSAGE FROM THE REVISOR OF STATUTES

February 5, 2004

We herewith transmit:

Without comment, HB04-1212.

Without comment, as amended, HB04-1177, 1004, 1080, 1109, 1115.

INTRODUCTION OF RESOLUTION

The following resolution was read by title:

SJR04-014 by Senator(s) Lamborn; also Representative(s) White--Concerning Congress giving first priority to supporting and passing the defense appropriations bill.
Laid over one day under Senate Rule 30(b).

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INTRODUCTION OF BILLS--FIRST READING

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

- SB04-177** by Senator(s) Gordon, Arnold, Cairns, Chlouber, Dyer, Entz, Evans, Fitz-Gerald, Groff, Grossman, Hanna, Hillman, Isgar, Johnson S., Jones, Keller, Kester, Phillips, Sandoval, Takis, Tapia, Taylor, Veiga, Windels; also Representative(s) Hefley, Stafford, Pommer, Borodkin, Briggs, Carroll, Coleman, Decker, Frangas, Hodge, Jahn, Judd, Madden, Marshall, McCluskey, McFadyen, McGihon, Miller, Rippy, Romanoff, Rose, Salazar, Stengel, Welker, Tochtrop, Weissmann, White, Williams S.--Concerning home- and community-based services under the state's medicaid program for children with autism.
Health, Environment, Welfare & Institutions
- SB04-178** by Senator(s) Lamborn; also Representative(s) Mitchell--Concerning the promotion of anatomical donations, and, in connection therewith, eliminating the requirement that an individual who chooses to authorize an anatomical donation by driver's license or identification card sign the back of the license or card, requiring the department of revenue to place contact information for the organ and tissue donor registry on the back of each minor driver's license, driver's license, and state identification card, and adding a line to Colorado state individual income tax return forms that allows an individual taxpayer to make a voluntary contribution to the organ and tissue donation awareness fund.
Health, Environment, Welfare & Institutions
- SB04-179** by Senator(s) Dyer; --Concerning collection of moneys for the costs incurred by the judicial department.
Judiciary
- HB04-1004** by Representative(s) Stafford, Welker; also Senator(s) Lamborn--Concerning enhanced protection for child users of public library services from harmful materials on the internet.
State Veterans & Military Affairs
- HB04-1109** by Representative(s) Marshall, Coleman, Harvey, Hodge, Hoppe, Larson, McCluskey, Paccione, Rhodes, White, Wiens, Williams T.; also Senator(s) Lamborn--Concerning the continuation of the regulation of securities by the division of securities, and, in connection therewith, narrowing the exemption for certain annuities, amending procedures for the issuance of cease-and-desist orders, registration of federally registered securities, and discipline of licensees, specifying conditions for rescission of sales, and reducing the number of required meetings of the municipal bond authority advisory committee.
State Veterans & Military Affairs
- HB04-1115** by Representative(s) Rhodes, Coleman, Harvey, Hodge, Hoppe, Larson, Marshall, McCluskey, Paccione, Wiens, White, Williams T.; also Senator(s) Tapia--Concerning the continuation of the state board of registration for professional engineers and professional land surveyors.
Business Affairs & Labor
- HB04-1177** by Representative(s) Spradley, Cloer; also Senator(s) Hillman--Concerning health insurance, and, in connection therewith, making it a deceptive trade practice in the business of insurance to deny coverage to an individual solely on the basis that the individual donated a kidney, making it a deceptive trade practice under the consumer protection act to sell health discount services without certain disclosures, and increasing incentives for insurers to provide health benefit coverage to multiple employer welfare arrangements.
Health, Environment, Welfare & Institutions
- HB04-1212** by Representative(s) Mitchell, Berry, Borodkin, Boyd, Briggs, Carroll, Cerbo, Cloer, Coleman, Crane, Decker, Frangas, Hodge, Jahn, Johnson R., Judd, Larson, Madden, Marshall, May M., McGihon, Ragsdale, Rippy, Romanoff, Sinclair, Smith, Spence, Stafford, Vigil, Weddig, White, Wiens, Williams S., Williams T.; also Senator(s) Anderson, Arnold, Entz, Fitz-Gerald, Gordon, Groff, Grossman, Hagedorn, Isgar, Johnson S., Jones, Keller, Kester, Phillips, Reeves, Sandoval, Takis, Taylor, Windels--Concerning the scientific and cultural facilities district, and, in connection therewith, amending the ballot question concerning the extension of the district that will be submitted to the voters and modifying statutory provisions concerning the administration of the district.
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On motion of Senator Hillman, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolutions.

CONSIDERATION OF RESOLUTION -- SJR04-009

SJR04-009 by Senator(s) Taylor; also Representative(s) Rippy, White--Concerning the designation of Steamboat Springs as a Preserve America Community .

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

Amend printed joint resolution, page 2, line 13, strike "attendant"; line 18, strike "inclusion" and substitute "designation as a Preserve America Community and as shown"; line 19, strike "www.PreserveAmerica.com;" and substitute "www.preserveamerica.gov;"; strike line 27 and substitute the following: "to become designated as Preserve America Communities."

On motion of Senator Taylor, the resolution, as amended, was read at length and adopted by the following roll call vote:

Table with 8 columns: YES (35), NO (0), EXCUSED (0), ABSENT (0) and rows of names with their respective votes (Y for Yes).

Co-sponsors added: Anderson, Andrews, Arnold, Cairns, Chlouber, Dyer, Entz, Evans, Fitz-Gerald, Gordon, Groff, Grossman, Hagedorn, Hanna, Hillman, Isgar, Johnson, Jones, Keller, Kester, Lamborn, May, McElhany, Nichol, Owen, Phillips, Reeves, Sandoval, Takis, Tapia, Teck, Tupa, Veiga, and Windels.

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

CONSIDERATION OF RESOLUTION -- SJR04-012

SJR04-012 by Senator(s) Lamborn; also Representative(s) Spradley--Concerning recognizing Ronald Reagan Day in Colorado.

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

Table with 8 columns: YES (35), NO (0), EXCUSED (0), ABSENT (0) and rows of names with their respective votes (Y for Yes).

Co-sponsors added: Anderson, Andrews, Arnold, Cairns, Chlouber, Dyer, Entz, Evans, Fitz-Gerald, Gordon, Groff, Grossman, Hagedorn, Hanna, Hillman, Isgar, Johnson, Jones, Keller, Kester, May, McElhany, Nichol, Owen, Phillips, Reeves, Sandoval, Takis, Tapia, Taylor, Teck, Tupa, Veiga, and Windels.

MESSAGE FROM THE HOUSE

February 6, 2004
Mr. President:

The House has adopted and transmits herewith HJR04-1011.

INTRODUCTION OF RESOLUTION

The following resolution was read by title:

HJR04-1011 by Representative(s) Borodkin, Berry, Boyd, Butcher, Decker, Hefley, Hodge, Jahn, Judd, Larson, Miller, Paccione, Rhodes, Rose, Tochtrop, Witwer; also Senator(s) Fitz-Gerald-- Concerning American Heart Month and "Go Red for Women Day".
Laid over one day under Senate Rule 30(e).

IMMEDIATE CONSIDERATION OF RESOLUTION -- HJR04-1011

HJR04-1011 by Representative(s) Borodkin, Berry, Boyd, Butcher, Decker, Hefley, Hodge, Jahn, Judd, Larson, Miller, Paccione, Rhodes, Rose, Tochtrop, Witwer; also Senator(s) Fitz-Gerald-- Concerning American Heart Month and "Go Red for Women Day".

Senator Hillman moved to suspend the rules for immediate consideration of HJR04-1011.

A two-thirds majority of those elected to the Senate having voted in the affirmative, the rules were suspended and immediate consideration granted.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Groff	Y	Kester	Y	Takis	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Tapia	Y
Cairns	Y	Hagedorn	Y	May	Y	Taylor	Y
Chlouber	Y	Hanna	Y	McElhany	Y	Teck	Y
Dyer	Y	Hillman	Y	Nichol	Y	Tupa	Y
Entz	Y	Isgar	Y	Owen	Y	Veiga	Y
Evans	Y	Johnson	Y	Phillips	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Reeves	Y	Mr. President	Y
Gordon	Y	Keller	Y	Sandoval	Y		

Co-sponsors added: Anderson, Andrews, Arnold, Cairns, Chlouber, Dyer, Entz, Evans, Gordon, Groff, Grossman, Hagedorn, Hanna, Hillman, Isgar, Johnson, Jones, Keller, Kester, Lamborn, May, McElhany, Nichol, Owen, Phillips, Reeves, Sandoval, Takis, Tapia, Taylor, Teck, Tupa, Veiga, and Windels.

THIRD READING--FINAL PASSAGE OF BILLS

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

SB04-127 by Senator(s) Veiga; also Representative(s) Carroll--Concerning prohibited conduct of notaries public.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Groff	Y	Kester	Y	Takis	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Tapia	Y
Cairns	Y	Hagedorn	Y	May	Y	Taylor	Y
Chlouber	Y	Hanna	Y	McElhany	Y	Teck	Y
Dyer	Y	Hillman	Y	Nichol	Y	Tupa	Y
Entz	Y	Isgar	Y	Owen	Y	Veiga	Y
Evans	Y	Johnson	Y	Phillips	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Reeves	Y	Mr. President	Y
Gordon	Y	Keller	Y	Sandoval	Y		

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

Co-sponsors added: Chlouber, Gordon, Groff, Grossman, Isgar, Jones, Nichol, Sandoval, Tapia, and Windels.

On motion of Senator Hillman, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for General Orders--Second Reading of Bills.

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

GENERAL ORDERS--SECOND READING OF BILLS

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

SB04-116 by Senator(s) Jones; also Representative(s) McCluskey--Concerning rate-making in workers' compensation cases, and, in connection therewith, setting the effective date of workers' compensation insurance and medical benefit rates.

Amendment No. 1, Business Affairs and Labor Committee Amendment.
(Printed in Senate Journal, January 29, page 145 and placed in members' bill files.)

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

HB04-1007 by Representative(s) Williams T., Coleman, Rhodes; also Senator(s) Takis, Anderson, Taylor, Tupa--Concerning the obligations of a governing body of an institution of higher education that establishes an optional retirement plan.

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

SB04-091 by Senator(s) Teck; --Concerning the provision of waste services within the limits of local government entities.

Laid over until Monday, February 9, retaining its place on the calendar.

SB04-115 by Senator(s) Dyer; also Representative(s) Mitchell--Concerning a limitation on the recovery of noneconomic damages in breach of contract claims.

Laid over until Monday, February 9, retaining its place on the calendar.

HB04-1072 by Representative(s) May M.; also Senator(s) Evans--Concerning the authority of the governing body of a municipality to submit to the registered electors of the municipality the question of changing the regular election date of the municipality.

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

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- SB04-047** by Senator(s) May R.; also Representative(s) Rippy--Concerning documents filed with a county official. 1
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3
Amendment No. 1, Local Government Committee Amendment. 4
(Printed in Senate Journal, January 30, pages 152-153 and placed in members' bill files.) 5
6
Amendment No. 2(L.003), by Senator May. 7
8
Amend the Local Government Committee Report, dated January 29, 9
2004, page 3, line 6, after ""(6)", insert "(a)"; 10
11
line 8, strike "A CONDITION OF"; 12
13
strike lines 9 and 10 and substitute the following: 14
15
"AN EXTENUATING CIRCUMSTANCE PREVENTS THE CLERK AND RECORDER 16
FROM MEETING SUCH DEADLINES. 17
18
(b) AS USED IN THIS SUBSECTION (6), "EXTENUATING 19
CIRCUMSTANCE" MEANS A DISASTER, AS DEFINED IN SECTION 24-32-2103 20
(1.5), C.R.S., OR A TECHNICAL DIFFICULTY RELATED TO COMPUTER 21
HARDWARE OR SOFTWARE THAT IS OUTSIDE THE CONTROL OF THE CLERK 22
AND RECORDER. 23
24
(c) NO DEADLINE SHALL BE EXTENDED PURSUANT TO THIS 25
SUBSECTION (6), UNLESS THE CLERK AND RECORDER MAKES A WRITTEN 26
FINDING OF EXTENUATING CIRCUMSTANCES THAT IS AVAILABLE TO THE 27
PUBLIC. SUCH FINDING SHALL INCLUDE THE DEADLINE THAT HAS BEEN 28
EXTENDED, THE REASON FOR THE EXTENSION, AND THE PERIOD OF THE 29
EXTENSION. 30
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(d) IN THE CASE OF AN EXTENSION RELATED TO A TECHNICAL 32
DIFFICULTY RELATED TO COMPUTER HARDWARE OR SOFTWARE, THE 33
PERIOD OF EXTENSION SHALL NOT EXCEED SEVEN DAYS." 34
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As amended, ordered engrossed and placed on the calendar for Third Reading and Final 37
Passage. 38
39
- SB04-098** by Senator(s) Hanna; also Representative(s) Stengel--Concerning the establishment of a 40
"Structured Settlement Protection Act". 41
42
Laid over until Monday, February 9, retaining its place on the calendar. 43
44
- SB04-128** by Senator(s) Nichol; also Representative(s) Sinclair--Concerning administration of the 45
laws regulating persons who sell interests in motor vehicles. 46
47
Ordered engrossed and placed on the calendar for Third Reading and Final Passage. 48
49
- SB04-045** by Senator(s) Johnson S.; also Representative(s) Vigil--Concerning a prohibition against 50
toughman fighting. 51
52
Amendment No. 1(L.007), by Senator Johnson. 53
54
Amend printed bill, page 2, line 11, strike ""TOUGHMAN" and substitute 55
""TOUGHPERSON" and, strike ""TOUGHWOMAN"; 56
57
line 12, strike the first "FIGHTING","; 58
59
line 17, strike "AWARDED" and substitute "AWARDED, AT THE EVENT OR 60
PROMISED IN FUTURE EVENTS,"; 61
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line 23, strike ""TOUGHMAN" and substitute ""TOUGHPERSON"; 63
64
line 27, strike ""TOUGHMAN" and substitute ""TOUGHPERSON". 65
66
Page 3, line 4, strike "**Toughman**" and substitute "**Toughperson**" and, 67
strike "TOUGHMAN" and substitute "TOUGHPERSON"; 68
69

	line 7, strike "TOUGHMAN" and substitute "TOUGHPERSON";	1
	line 8, strike "TOUGHMAN" and substitute "TOUGHPERSON";	2
	line 16, strike "TOUGHMAN" and substitute "TOUGHPERSON".	3
	Page 1, line 101, strike "TOUGHMAN" and substitute "TOUGHPERSON".	4
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	As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.	7
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SB04-001	by Senator(s) Cairns, Hillman, Andrews, Lamborn; also Representative(s) Spradley, Schultheis, Crane, Harvey, Lundberg, May M., Mitchell, Welker, Williams T.--Concerning the exemption of business personal property from property taxation.	11
	Laid over until Monday, February 9, retaining its place on the calendar.	12
SB04-070	by Senator(s) Lamborn; also Representative(s) Williams T.--Concerning the enactment of the "Colorado Uniform Trust Code".	13
	Laid over until Monday, February 9, retaining its place on the calendar.	14
SB04-064	by Senator(s) Reeves; also Representative(s) Hefley--Concerning support obligations.	15
	Laid over until Monday, February 9, retaining its place on the calendar.	16
SB04-122	by Senator(s) Reeves; also Representative(s) Hefley--Concerning the repeal of family law magistrates.	17
	Laid over until Monday, February 9, retaining its place on the calendar.	18
HB04-1038	by Representative(s) Berry; also Senator(s) Arnold--Concerning an exemption from civil liability for a volunteer at a crisis telephone hotline.	19
	<u>Amendment No. 1, Judiciary Committee Amendment.</u> (Printed in Senate Journal, February 4, page 176 and placed in members' bill files.)	20
	As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.	21
SB04-123	by Senator(s) Anderson; also Representative(s) Spradley--Concerning the authority for the youthful offender system.	22
	Ordered engrossed and placed on the calendar for Third Reading and Final Passage.	23
HB04-1065	by Representative(s) Paccione; also Senator(s) Anderson--Concerning the granting of immunity related to the provision of human services referral information.	24
	Ordered revised and placed on the calendar for Third Reading and Final Passage.	25
HB04-1033	by Representative(s) McFadyen, Merrifield, Welker; also Senator(s) Chlouber, May R.--Concerning information signs on interstate highways within specified populated areas.	26
	Ordered revised and placed on the calendar for Third Reading and Final Passage.	27
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	The remaining bills on the Second Reading--General Orders calendar were laid over until Monday, February 9, retaining their place: SB04-114, SB04-132.	33
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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

Passed on Second Reading: SB04-116 as amended, HB04-1007, HB04-1072, SB04-047 as amended, SB04-128, SB04-045 as amended, HB04-1038 as amended, SB04-123, HB04-1065, HB04-1033.
 Laid over until Monday, February 9: SB04-091, SB04-115, SB04-098, SB04-001, SB04-070, SB04-064, SB04-122, SB04-114, SB04-132.

On motion of Senator Hillman, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Governor's Appointments.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Johnson, the following Governor's appointments were confirmed by a roll call vote:

**MEMBERS OF THE
HAZARDOUS WASTE COMMISSION**

for terms expiring August 1, 2006:

Brenda K. Marriott of Arvada, Colorado, to serve as a representative of the regulated community and as a Republican, reappointed;

Lauren E. Evans of Lakewood, Colorado, to serve as a representative of the public at large and as a Republican, reappointed;

Len Kay Wilson of Denver, Colorado, to serve as a representative of local government and as a Republican, reappointed;

Ann C. Umphres of Golden, Colorado, to serve as a representative of the public at large and as a Democrat, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Groff	Y	Kester	Y	Takis	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Tapia	Y
Cairns	Y	Hagedorn	Y	May	Y	Taylor	Y
Chlouber	Y	Hanna	Y	McElhany	Y	Teck	Y
Dyer	Y	Hillman	Y	Nichol	Y	Tupa	Y
Entz	Y	Isgar	Y	Owen	Y	Veiga	Y
Evans	Y	Johnson	Y	Phillips	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Reeves	Y	Mr. President	Y
Gordon	Y	Keller	Y	Sandoval	Y		

On motion of Senator Johnson, the following Governor's appointments were confirmed by a roll call vote:

**MEMBERS OF THE
STATE BOARD OF NURSING**

Janet E. Ferguson of Pueblo West, Colorado, to serve as a staff nurse employed in a nursing care facility, reappointed;

Sharon H. Pappas of Arvada, Colorado, to serve as a licensed professional nurse engaged in nursing service administration, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Anderson	Y	Groff	Y	Kester	Y	Takis	Y
Arnold	Y	Grossman	Y	Lamborn	Y	Tapia	Y
Cairns	Y	Hagedorn	Y	May	Y	Taylor	Y
Chlouber	Y	Hanna	Y	McElhany	Y	Teck	Y
Dyer	Y	Hillman	Y	Nichol	Y	Tupa	Y
Entz	Y	Isgar	Y	Owen	Y	Veiga	Y
Evans	Y	Johnson	Y	Phillips	Y	Windels	Y
Fitz-Gerald	Y	Jones	Y	Reeves	Y	Mr. President	Y
Gordon	Y	Keller	Y	Sandoval	Y		

COMMITTEE OF REFERENCE REPORTS

Finance

After consideration on the merits, the Committee recommends that HB04-1119 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 7, after "(a)", insert "(I)";

line 8, strike "facility, AS DEFINED IN SECTION 26-6-303 (2),";

strike line 9 and substitute the following:

"facility or CHILD CARE program in the state.

(II) FOR PURPOSES OF THIS PARAGRAPH (a), "CHILD CARE FACILITY OR CHILD CARE PROGRAM" MEANS THE COLORADO OFFICE OF RESOURCE & REFERRAL AGENCIES, INC., DESCRIBED IN SECTION 39-22-1703 (2), OR ANY FACILITY LICENSED PURSUANT TO PART 1 OF ARTICLE 6 OF TITLE 26, C.R.S., THAT IS:

(A) A CHILD CARE CENTER, AS DEFINED IN SECTION 26-6-102 (1.5), C.R.S.;

(B) A CHILD PLACEMENT AGENCY, AS DEFINED IN SECTION 26-6-102 (2), C.R.S.;

(C) A DAY TREATMENT CENTER, AS DEFINED IN SECTION 26-6-102 (2.5), C.R.S.;

(D) A FAMILY CHILD CARE HOME, AS DEFINED IN SECTION 26-6-102 (4), C.R.S.; OR

(E) A RESIDENTIAL CHILD CARE FACILITY, AS DEFINED IN SECTION 26-6-102 (8), C.R.S."

Finance

After consideration on the merits, the Committee recommends that SB04-147 be referred to the Committee of the Whole with favorable recommendation.

Education

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

MEMBERS OF THE COLORADO COMMISSION ON HIGHER EDUCATION

For terms expiring July 1, 2007:

Richard L. Garcia of Erie, Colorado, to serve as a representative of the Second Congressional District and as a Democrat, appointed;

Greg C. Stevinson of Littleton, Colorado, to serve as a representative of the Sixth Congressional District and as a Republican, appointed;

Raymond T. Baker, of Lakewood, Colorado, to serve as a representative of the Seventh Congressional District and as a Republican, reappointed.

Education

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

MEMBERS OF THE BOARD OF TRUSTEES FOR THE UNIVERSITY OF NORTHERN COLORADO

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	for terms expiring June 30, 2007:	1
	Kevin Smith of Littleton, Colorado, reappointed;	2
	Jerry L. Morgenson of Greeley, Colorado, appointed;	3
	Gary M. Reiff of Englewood, Colorado, appointed;	4
	Jerry D. Bryant of Yuma, Colorado, appointed.	5
Education	After consideration on the merits, the Committee recommends that SB04-152 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	6
	Amend printed bill, page 2, line 20, after "CHARGED", insert "CRIMINALLY";	7
	strike lines 24 and 25 and substitute the following:	8
	"DOES NOT RESULT IN A CONVICTION AND THE TEACHER HAS NOT BEEN DISMISSED PURSUANT TO THE PROVISIONS OF THIS SECTION, THE BOARD SHALL REINSTATE THE TEACHER, EFFECTIVE AS OF THE DATE OF THE FINAL DISPOSITION OF THE CASE. WITHIN TEN DAYS OF THE REINSTATEMENT, THE BOARD SHALL PROVIDE THE TEACHER WITH BACK PAY AND LOST BENEFITS AND SHALL RESTORE LOST SERVICE CREDIT."	9
	Page 3, strike line 1.	10
Education	After consideration on the merits, the Committee recommends that SB04-133 be postponed indefinitely.	11
Education	After consideration on the merits, the Committee recommends that SB04-092 be postponed indefinitely.	12
Health, Environment, Welfare, & Institutions	After consideration on the merits, the Committee recommends that SB04-121 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	13
	Amend printed bill, strike everything below the enacting clause and substitute the following:	14
	" SECTION 1. Article 5 of title 29, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:	15
	29-5-112. Fire departments - hazardous materials teams - drug laboratory clean up. (1) A HAZARDOUS MATERIALS TEAM OR A FIRE DEPARTMENT SHALL HAVE THE AUTHORITY TO OVERSEE THE QUARANTINE AND CLEAN UP OF A DRUG LABORATORY WITHIN THEIR FIRE DEPARTMENT'S JURISDICTION, BUT SHALL NOT BE RESPONSIBLE FOR THE COSTS ASSOCIATED WITH THE QUARANTINE AND CLEAN UP.	16
	(2) FOR THE PURPOSES OF THIS SECTION, "DRUG LABORATORY" MEANS THE AREAS WHERE CONTROLLED SUBSTANCES, AS DEFINED BY SECTION 18-18-102, C.R.S., HAVE BEEN MANUFACTURED, PROCESSED, COOKED, DISPOSED OF, OR STORED AND ALL PROXIMATE AREAS THAT ARE LIKELY TO BE CONTAMINATED AS A RESULT OF SUCH MANUFACTURING, PROCESSING, COOKING, DISPOSING, OR STORING.	17
	SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."	18
	Page 1, line 101, strike "LOCAL HEALTH DEPARTMENT" and substitute "HAZARDOUS MATERIALS TEAM".	19

Health,
Environment,
Welfare, &
Institutions

After consideration on the merits, the Committee recommends that **SB04-065** be referred to the Committee on Appropriations with favorable recommendation.

MESSAGE FROM THE HOUSE

February 6, 2004
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB04-1316,1318,1319,1320,1321,1322,1323,1325,1326,1327,1328,1329,1330,1331, 1332,1333,1334,1335,1336,1337.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB04-1317, amended as printed in House Journal, February 5, page 312.
HB04-1324, amended as printed in House Journal, February 5, page 313.
HB04-1338, amended as printed in House Journal, February 5, page 315.

MESSAGE FROM THE REVISOR OF STATUTES

February 6, 2004

We herewith transmit:

Without comment, HB04-1316, 1318, 1319, 1320, 1321, 1322, 1323, 1325, 1326, 1327, 1328, 1329, 1330, 1331, 1332, 1333, 1334, 1335, 1336, 1337.
Without comment, as amended, HB04-1317, 1324, 1338.

MESSAGES FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor Owens was read and assigned to Committee as follows:

January 16, 2004

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, reappoint and submit to your consideration, the following:

**MEMBERS OF THE
AIR QUALITY CONTROL COMMISSION**

for terms expiring January 31, 2007:

Robert E. Brady, Jr. of Lakewood, Colorado, to serve as a member with industrial experience and as a Republican, reappointed;

Jim Evans of Grand Junction, Colorado, to serve as a member with private sector employment experience and as an Unaffiliated, reappointed;

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Christopher J. Neumann of Denver, Colorado, to serve a member with technical experience and as a Republican, appointed.

Sincerely,
(signed)
Bill Owens
Governor
Rec'd: 2/03/04
Renee White
Calendar Clerk

Committee on Health, Environment, Welfare and Institutions

January 16, 2004

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBERS OF THE
MEDICAL SERVICES BOARD

for a term expiring July 1, 2004:

Mary A. "Sally" Schaefer of Grand Junction, Colorado, to fill the vacancy occasioned by the resignation of Doralyn B. Genova of Grand Junction, Colorado, and to serve as a representative of the Third Congressional District and as a Republican, appointed;

for a term expiring July 1, 2005:

David E. Bolin of Broomfield, Colorado, to fill the vacancy occasioned by the resignation of Richard F. Walker of Boulder, Colorado, and to serve as a representative of the Second Congressional District and as a Democrat, appointed.

Sincerely,
(signed)
Bill Owens
Governor
Rec'd: 2/03/04
Renee White
Calendar Clerk

Committee on Health, Environment, Welfare and Institutions

January 16, 2004

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration the following:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2006:

Kathleen B. McSheehy of Arvada, Colorado, to serve as a Democrat from the Seventh Congressional District, appointed.

Sincerely,
(signed)
Bill Owens
Governor
Rec'd: 2/03/04
Renee White
Calendar Clerk

Committee on Health, Environment, Welfare and Institutions

January 16, 2004

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint and submit to your consideration, the following:

MEMBER OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

for a term expiring the Monday preceding the second Tuesday in January, 2008:

Polly E. Page of Aurora, Colorado to serve as a Republican, reappointed.

Sincerely,
(signed)
Bill Owens
Governor
Rec'd: 2/03/04
Renee White
Calendar Clerk

Committee on Business Affairs and Labor

SENATE SERVICES REPORT

Correctly Engrossed: SB04-127.
Correctly Revised: HB04-1098 and 1206.

Senate in recess.

Senate reconvened.

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MESSAGE FROM THE HOUSE

February 6, 2004
Mr. President:

The House has adopted and returns herewith SJR04-012.

INTRODUCTION OF BILLS--FIRST READING

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

- | | | |
|------------------|---|---|
| SB04-180 | by Senator(s) Hillman, Anderson, Andrews, Arnold, Chlouber, Dyer, Kester; also Representative(s) Cadman, Hefley, Miller, White, Wiens--Concerning a motion to dismiss for forum non conveniens.
Judiciary | 1
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| HB04-1316 | by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning a supplemental appropriation to the department of agriculture.
Appropriations | 20
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| HB04-1317 | by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning a supplemental appropriation to the department of corrections.
Appropriations | 24
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27 |
| HB04-1318 | by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning a supplemental appropriation to the department of education.
Appropriations | 28
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31 |
| HB04-1319 | by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.
Appropriations | 32
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| HB04-1320 | by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning a supplemental appropriation to the department of health care policy and financing.
Appropriations | 37
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| HB04-1321 | by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning a supplemental appropriation to the department of higher education.
Appropriations | 42
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45 |
| HB04-1322 | by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning a supplemental appropriation to the department of human services.
Appropriations | 46
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| HB04-1323 | by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning a supplemental appropriation to the judicial department.
Appropriations | 50
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| HB04-1324 | by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning a supplemental appropriation to the department of labor and employment.
Appropriations | 54
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| HB04-1325 | by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning a supplemental appropriation to the department of law.
Appropriations | 58
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| HB04-1326 | by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning a supplemental appropriation to the department of legislature.
Appropriations | 62
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| HB04-1327 | by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves--Concerning a supplemental appropriation to the department of local affairs.
Appropriations | 66
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HB04-1328	by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves-- Concerning a supplemental appropriation to the department of military and veterans affairs. Appropriations	1 2 3 4
HB04-1329	by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves-- Concerning a supplemental appropriation to the department of natural resources. Appropriations	5 6 7 8
HB04-1330	by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves-- Concerning a supplemental appropriation to the department of personnel and administration. Appropriations	9 10 11 12
HB04-1331	by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves-- Concerning a supplemental appropriation to the department of public health and environment. Appropriations	13 14 15 16 17
HB04-1332	by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves-- Concerning a supplemental appropriation to the department of public safety. Appropriations	18 19 20 21
HB04-1333	by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves-- Concerning a supplemental appropriation to the department of regulatory agencies. Appropriations	22 23 24 25
HB04-1334	by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves-- Concerning a supplemental appropriation to the department of revenue. Appropriations	26 27 28 29
HB04-1335	by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves-- Concerning a supplemental appropriation to the department of state. Appropriations	30 31 32 33
HB04-1336	by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves-- Concerning a supplemental appropriation to the department of transportation. Appropriations	34 35 36 37
HB04-1337	by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves-- Concerning a supplemental appropriation to the department of the treasury. Appropriations	38 39 40 41
HB04-1338	by Representative(s) Young, Witwer, Plant; also Senator(s) Owen, Teck, Reeves-- Concerning funding for capital construction, and making supplemental appropriations in connection therewith. Appropriations	42 43 44 45 46
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	On motion of Senator Hillman, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of February 6, 2004, was laid over until Monday, February 9, 2004, retaining its place on the calendar.	48 49 50
	Third Reading of Bills: HB04-1206, HB04-1098. Consideration of Resolutions: SJR04-008, SJR04-011, SJR04-013.	51 52 53 54 55
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On motion of Senator Hillman, the Senate adjourned until 10:00 a.m., Monday, February 9, 2004.

Approved:

John Andrews
President of the Senate

Attest:

Mona Heustis
Secretary of the Senate

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