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

71st Legislative Day Wednesday, March 19, 2008

Prayer By the chaplain, Rev. Dr. Louise Barger, Retired Executive Minister, American Baptist Churches of the Rocky Mountains.

Pledge By Senator Windels.

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

Roll Call Present--33.
Absent--1; Romer.
Excused--1; Mitchell.
Present later--Mitchell, Romer.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Gibbs, reading of the Journal of March 18, 2008 was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Trans-portation After consideration on the merits, the Committee recommends that **HB08-1257** be referred to the Committee on Appropriations with favorable recommendation.

Trans-portation After consideration on the merits, the Committee recommends that **HB08-1139** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, strike line 6 and substitute the following:

"FACTORS DEEMED SIGNIFICANT BY THE BOARD. IN CONSIDERING THE EFFECT ON REGIONAL OR LOCAL TRANSPORTATION PLANS, THE BOARD SHALL CONSULT WITH THE APPROPRIATE REGIONAL OR LOCAL TRANSPORTATION PLANNING AGENCY. THE BOARD MAY BID ON OR PROPOSE TO".

INTRODUCTION OF BILLS -- FIRST READING

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

HB08-1227 by Representative(s) Madden; also Senator(s) Tapia--Concerning the public utilities commission, and, in connection therewith, continuing the public utilities commission under the sunset law.
Business, Labor and Technology

On motion of Senator Gordon, 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 -- SJR08-016 and SJR08-015.

CONSIDERATION OF RESOLUTIONS

SJR08-016 by Senator(s) Isgar; also Representative(s) Curry--Concerning the recognition of the week of March 16, 2008, as "National Agriculture Week".

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	E	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

Co-sponsors added: Bacon, Boyd, Brophy, Cadman, Gibbs, Gordon, Groff, Hagedorn, Harvey, Johnson, Keller, Kester, Kopp, McElhany, Morse, Penry, Renfroe, Romer, Sandoval, Schultheis, Schwartz, Shaffer, Spence, Takis, Tapia, Taylor, Tochtrop, Tupa, Veiga, Ward, Wiens, Williams and Windels.

SJR08-015 by Senator(s) Schwartz; also Representative(s) Marshall--Concerning endorsement of the federal "Post 9/11 Veterans Educational Assistance Act of 2007".

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	E	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

Co-sponsors added: Bacon, Boyd, Brophy, Cadman, Gibbs, Gordon, Groff, Hagedorn, Harvey, Isgar, Johnson, Keller, Kester, Kopp, McElhany, Morse, Penry, Renfroe, Romer, Sandoval, Schultheis, Shaffer, Spence, Takis, Tapia, Taylor, Tochtrop, Tupa, Veiga, Ward, Wiens, Williams and Windels.

THIRD READING OF BILLS -- FINAL PASSAGE -- CONSENT CALENDAR

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

HB08-1275 by Representative(s) Carroll T.; also Senator(s) Isgar--Concerning certain organizations that incorrectly filed the annual report required to maintain property tax-exempt status.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	E	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Co-sponsors added: Gibbs, Sandoval, Shaffer, Taylor and Veiga.

HB08-1261 by Representative(s) Buescher; also Senator(s) Bacon--Concerning the exemption from sales tax of the sale of aircraft to be removed from the state.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	E	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Co-sponsors added: Brophy, Cadman, Gibbs, Gordon, Groff, Harvey, Isgar, Kopp, McElhany, Penry, Romer, Sandoval, Schultheis, Shaffer, Spence, Taylor, Veiga, Ward, Wiens, Williams and Windels.

HB08-1121 by Representative(s) Marostica; also Senator(s) Takis--Concerning changes in Colorado law to comply with federal requirements for the administration of a commercial driver's license under the federal "Motor Carrier Safety Improvement Act of 1999", and, in connection therewith, broadening the scope of a conviction for a vehicle offense, prohibiting diversion programs for holders of a commercial driver's license, deleting redundant language, ensuring that conviction notices are provided in a timely manner, and limiting a commercial driver's license permit to one year.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	E	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

HB08-1147 by Representative(s) Todd and Middleton; also Senator(s) Spence--Concerning a report regarding witness protection training.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	E	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Co-sponsors added: Boyd, Gibbs, Groff, Schwartz, Shaffer and Williams.

HB08-1192 by Representative(s) Mitchell V., Kerr J.; also Senator(s) Spence, Taylor--Concerning charges to inmates for health care services.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	E	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Co-sponsors added: Schultheis.

HB08-1197 by Representative(s) McFadyen, Marostica, Riesberg; also Senator(s) Windels, Bacon, Penry--Concerning an extension of the repeal of the Fitzsimons trust fund.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	E	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Co-sponsors added: Williams.

HB08-1075 by Representative(s) Kefalas, Gagliardi, Stafford; also Senator(s) Schultheis--Concerning the creation of a professional review committee by the medical staff of an ambulatory surgical center.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	E	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Co-sponsors added: Boyd and Taylor.

HB08-1063 by Representative(s) Primavera, Kerr J., Marshall, Mitchell V.; also Senator(s) Isgar, Spence, Takis, Taylor--Concerning capitated payments to medicaid mental health care providers.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	E	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Co-sponsors added: Gibbs, Shaffer, Tochtrop and Williams.

HB08-1057 by Representative(s) Sonnenberg, Levy, McFadyen, McNulty, Rice, Swalm; also Senator(s) Williams, Gibbs, Isgar--Concerning tourist-oriented directional signs along rural highways.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	E	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Co-sponsors added: Schwartz and Taylor.

HB08-1260 by Representative(s) Hodge; also Senator(s) Penry--Concerning the regulation of manufactured homes.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	E	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Co-sponsors added: Bacon, Tochtrop and Wiens.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB08-1189 by Representative(s) Riesberg; also Senator(s) Gibbs--Concerning a prohibition of strikes against employers whose employees are in the state personnel system.

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

YES	33	NO	2	EXCUSED	0	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	N
Boyd	Y	Keller	Y	Sandoval	N	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	Y	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Co-sponsors added: Cadman and Johnson.

SB08-201 by Senator(s) Isgar; also Representative(s) Curry--Concerning requirements for confinement of specified livestock.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	Y	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Co-sponsors added: Gibbs, Schwartz and Windels.

SB08-181 by Senator(s) Wiens, Cadman, Kopp, Mitchell S.; also Representative(s) Massey--Concerning measures to improve coordination among agencies when responding to school incidents.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	Y	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Co-sponsors added: Boyd, Brophy, Gibbs, Gordon, Groff, Harvey, Isgar, Johnson, Keller, Kester, McElhany, Morse, Renfroe, Romer, Sandoval, Schwartz, Shaffer, Spence, Tapia, Taylor, Tochtrop, Veiga, Ward, Williams and Windels.

RECONSIDERATION OF HB08-1261

HB08-1261 by Representative(s) Buescher; also Senator(s) Bacon--Concerning the exemption from sales tax of the sale of aircraft to be removed from the state.

Having voted on the prevailing side, Senator Gordon moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage -- Consent Calendar, on HB08-1261.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

THIRD READING OF BILLS -- FINAL PASSAGE -- CONSENT CALENDAR

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

HB08-1261 by Representative(s) Buescher; also Senator(s) Bacon--Concerning the exemption from sales tax of the sale of aircraft to be removed from the state.

Laid over until Wednesday, March 26, retaining its place on the calendar.

On motion of Senator Gordon, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills -- Consent Calendar (HB08-1099, HB08-1144) of March 19 was laid over until Thursday, March 20, retaining its place on the calendar.

On motion of Senator Gordon, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills calendar (SB08-054, HB08-1196, HB08-1276, HB08-1016, HB08-1076, HB08-1003, HB08-1203, HB08-1195, HB08-1138, HB08-1248, HB08-1274, HB08-1148, HB08-1209, HB08-1249, HB08-1079, HB08-1002, HB08-1019, HB08-1159, HB08-1210, HB08-1135, HB08-1128, SB08-192, SB08-157, HB08-1041, SB08-055, SB08-153, SB08-135, SB08-169, SB08-178, SB08-098, HB08-1183, HB08-1310, SB08-020, SB08-154, SB08-167) of March 19 was laid over until Thursday, March 20, retaining its place on the calendar.

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

MEMBERS OF THE
BOARD OF TRUSTEES FOR
WESTERN STATE COLLEGE OF COLORADO

for a term expiring December 31, 2009:

Sandra L. Mark of Gunnison, Colorado, to fill the vacancy occasioned by the resignation of Paul M. Rady of Englewood, Colorado, and to serve as a Democrat, appointed.

for a term expiring December 31, 2011:

George H. Delaney of Castle Rock, Colorado to serve as a Democrat, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	Y	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

MEMBERS OF THE
BOARD OF TRUSTEES FOR THE COLORADO
SCHOOL FOR THE DEAF AND THE BLIND

for terms expiring July 1, 2010:

Richard E. Hartman of Grand Junction, Colorado to serve as a Democrat, reappointed;

Kay A. Ferrell of Greeley, Colorado to serve as a Democrat, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Bacon	Y	Johnson	Y	Romer	Y	Tochtrop	Y
Boyd	Y	Keller	Y	Sandoval	Y	Tupa	Y
Brophy	Y	Kester	Y	Schultheis	Y	Veiga	Y
Cadman	Y	Kopp	Y	Schwartz	Y	Ward	Y
Gibbs	Y	McElhany	Y	Shaffer	Y	Wiens	Y
Gordon	Y	Mitchell S.	Y	Spence	Y	Williams	Y
Hagedorn	Y	Morse	Y	Takis	Y	Windels	Y
Harvey	Y	Penry	Y	Tapia	Y	President	Y
Isgar	Y	Renfroe	Y	Taylor	Y		

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

Consideration of Resolutions: HJR08-1008.
Consideration of Memorials: SM08-001.
Consideration of House Amendments to Senate Bills: SB08-059, SB08-105, SB08-035, SB08-122, SB08-139, SB08-082, SB08-022.
Consideration of Governor's Appointments:
Members of the State Board of Human Services.
Members of the State Board of Nursing.
Members of the Colorado Children's Trust Fund Board.
Members of the Colorado Commission for the Deaf and Hard of Hearing.
Members of the Colorado Traumatic Brain Injury Board.
Conference Committees to Report: SB08-036, SB08-138.

SENATE SERVICES REPORT

Correctly Printed: SB08-208, 209, and 210.
Correctly Engrossed: SB08-181, and 201.
Correctly Revised: HB08-1057, 1063, 1075, 1121, 1147, 1189, 1192, 1197, 1260, 1261, and 1275.
Correctly Rerevised: HB08-1297, 1300, 1321, and 1333.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Finance

After consideration on the merits, the Committee recommends that **HB08-1173** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, strike lines 6 through 8;

line 14, strike "AND" and substitute "OR";

line 20, after "C.R.S.,", insert "OR FUNDS HELD BY A SCHOOL DISTRICT RETIREMENT SYSTEM ESTABLISHED PURSUANT TO PART 2 OF ARTICLE 64 OF TITLE 22, C.R.S.,";

strike lines 21 and 22 and substitute the following:

"(A) PROGRAM-RELATED ASSETS;".

Page 9, line 17, strike "(1)".

Page 10, strike lines 2 through 21.

Finance

After consideration on the merits, the Committee recommends that **HB08-1091** be postponed indefinitely.

Finance

After consideration on the merits, the Committee recommends that **HB08-1001** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB08-1105** be referred to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB08-1212** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 36, strike lines 18 through 24 and substitute the following:

"**SECTION 40.** 12-61-204, Colorado Revised Statutes, is amended to read:

12-61-204. Repeal of part. This part 2 is repealed, effective July 1, ~~2008~~ 2017. Prior to such repeal, the provisions in this part 2 shall be reviewed as provided for in section 24-34-104, C.R.S.

SECTION 41. 12-61-408, Colorado Revised Statutes, is amended to read:

12-61-408. Repeal of part. This part 4 is repealed, effective July 1, ~~2008~~ 2017. Prior to such repeal, the provisions in this part 4 shall be reviewed as provided for in section 24-34-104, C.R.S.

SECTION 42. 12-61-615, Colorado Revised Statutes, is amended to read:

12-61-615. Repeal of part. This part 6 is repealed, effective July 1, ~~2008~~ 2017. Prior to such repeal, the provisions in this part 6 shall be reviewed as provided for in section 24-34-104, C.R.S.".

Renumber succeeding sections accordingly.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB08-1319** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, line 8, strike "THE INSTALLER" and substitute "AND SPECIFY THE INSTALLER AND INSPECTOR";

line 9, strike "33." and substitute "33 AND TO OVERSEE SUCH EDUCATION AND TESTING.".

Page 4, line 15, strike "EIGHT HOURS OF";

strike line 16 and substitute the following:

"EITHER:

(a) TWELVE HOURS OF DIVISION-APPROVED EDUCATION AND TWELVE HOURS OF INTERNATIONAL CODE COUNCIL EDUCATION EVERY THREE CALENDAR YEARS; OR

(b) TWENTY-FOUR HOURS OF DIVISION-APPROVED EDUCATION EVERY THREE CALENDAR YEARS.";

strike lines 25 through 27.

Page 5, strike lines 1 through 8 and substitute the following:

"**SECTION 6. Effective date.** This act shall take effect upon passage; except that section 2 of this act shall take effect March 1, 2009.

SECTION 7. 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.".

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB08-1058** be referred to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB08-1228** 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 16, strike "INCORRECT";

strike line 17 and substitute the following:

"VIOLATION OF THIS TITLE.";

line 25, strike "THE PROVISIONS OF THIS ARTICLE" and substitute "THIS TITLE".

Page 3, strike line 6 and substitute the following:

"VIOLATION OF THIS TITLE.".

Agriculture, Natural Resources, & Energy

After consideration on the merits, the Committee recommends that **SB08-202** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Education

After consideration on the merits, the Committee recommends that **HB08-1027** be referred to the Committee on Appropriations with favorable recommendation.

MESSAGE FROM THE HOUSE

March 19, 2008
Mr. President:

The House has voted to concur in the Senate amendments to HB08-1321 and has repassed the bill as so amended.

The House has voted to grant the House conferees on the First Conference Committee on SB08-138 to consider matters not at issue between the two houses.

The House has adopted and returns herewith SJR08-016.

The Speaker has appointed Representatives McNulty, chairman, A. Kerr, and Hodge as House conferees on the First Conference Committee on SB08-117.

INTRODUCTION OF BILLS -- FIRST READING

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

HB08-1347 by Representative(s) McKinley; also Senator(s) Shaffer--Concerning provisions whereby a city and county may enter into an intergovernmental agreement with a law enforcement agency of another state for the performance of law enforcement duties.
Judiciary

HB08-1348 by Representative(s) Witwer, Carroll T.; also Senator(s) Spence--Concerning the authorization of officers of the federal protective service to act as peace officers in Colorado.
Judiciary

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB08-1045, 1062, 1074, 1102, 1166, 1205, 1320.

On motion of Senator Tapia, the Senate adjourned until 9:00 a.m., Thursday, March 20, 2008.

Approved:

Peter C. Groff
President of the Senate

Attest:

Karen Goldman
Secretary of the Senate