

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

21st Legislative Day Tuesday, January 27, 2009

Prayer By the chaplain, Rev. Jeannette Cartin, Harmony Christian Church, Lakewood.

Pledge By Senator Heath.

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

Roll Call Present--31
 Absent--3, Boyd, Romer, Veiga.
 Excused--1, Cadman.
 Present later--3, Boyd, Romer, Veiga.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Foster, reading of the Journal of January 26, 2009, was dispensed with and the Journal was approved as corrected by the Secretary.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB09-053 by Senator(s) Tochtrop; also Representative(s) Schafer S.--Concerning support arrearages that accrue prior to an applicant's eligibility for public assistance.

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

YES	33	NO	0	EXCUSED	1	ABSENT	1
Bacon	Y	Hodge	Y	Morse	Y	Shaffer B.	Y
Boyd	Y	Hudak	Y	Newell	Y	Spence	Y
Brophy	Y	Isgar	Y	Penry	Y	Tapia	Y
Cadman	E	Keller	Y	Renfroe	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	A	Veiga	Y
Foster	Y	King K.	Y	Sandoval	Y	White	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: Boyd, Carroll M., Gibbs, Groff, Hudak, Isgar and Newell.

SB09-010 by Senator(s) Spence; also Representative(s) Primavera--Concerning encouraging the use of automated external defibrillators.

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

YES	32	NO	1	EXCUSED	1	ABSENT	1
Bacon	Y	Hodge	Y	Morse	Y	Shaffer B.	Y
Boyd	Y	Hudak	Y	Newell	Y	Spence	Y
Brophy	Y	Isgar	Y	Penry	Y	Tapia	Y
Cadman	E	Keller	Y	Renfroe	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	A	Veiga	Y
Foster	Y	King K.	Y	Sandoval	Y	White	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	N	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: Boyd, Foster, Gibbs, Groff, Kester, Mitchell, Morse, Newell, Penry, Schwartz, Shaffer B., Tochtrop, White and Williams.

SB09-005 by Senator(s) Spence; also Representative(s) Primavera--Concerning the Colorado traumatic brain injury program.

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

YES	33	NO	0	EXCUSED	1	ABSENT	1
Bacon	Y	Hodge	Y	Morse	Y	Shaffer B.	Y
Boyd	Y	Hudak	Y	Newell	Y	Spence	Y
Brophy	Y	Isgar	Y	Penry	Y	Tapia	Y
Cadman	E	Keller	Y	Renfroe	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	A	Veiga	Y
Foster	Y	King K.	Y	Sandoval	Y	White	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: Bacon, Boyd, Brophy, Carroll M., Foster, Gibbs, Groff, Heath, Hodge, Hudak, Isgar, Keller, Kester, Kopp, Morse, Newell, Penry, Renfroe, Sandoval, Schwartz, Shaffer B., Tapia, Tochtrop, White and Williams.

SB09-062 by Senator(s) Shaffer B.; also Representative(s) Apuan--Concerning incentives for armed forces veterans to enter the teaching profession.

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

YES	33	NO	0	EXCUSED	1	ABSENT	1
Bacon	Y	Hodge	Y	Morse	Y	Shaffer B.	Y
Boyd	Y	Hudak	Y	Newell	Y	Spence	Y
Brophy	Y	Isgar	Y	Penry	Y	Tapia	Y
Cadman	E	Keller	Y	Renfroe	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	A	Veiga	Y
Foster	Y	King K.	Y	Sandoval	Y	White	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: Bacon, Boyd, Carroll M., Foster, Gibbs, Groff, Heath, Hodge, Isgar, Keller, Kester, King K., Mitchell, Morse, Newell, Penry, Schwartz, Spence, Tochtrop, White and Williams.

SB09-044 by Senator(s) Boyd; also Representative(s) Hullinghorst--Concerning administrative procedures in relation to the department of human services.

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

YES	33	NO	0	EXCUSED	1	ABSENT	1
Bacon	Y	Hodge	Y	Morse	Y	Shaffer B.	Y
Boyd	Y	Hudak	Y	Newell	Y	Spence	Y
Brophy	Y	Isgar	Y	Penry	Y	Tapia	Y
Cadman	E	Keller	Y	Renfroe	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	A	Veiga	Y
Foster	Y	King K.	Y	Sandoval	Y	White	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR

SB09-059 by Senator(s) Schwartz, Brophy, Mitchell, Shaffer B., Veiga; also Representative(s) Gardner B., Labuda, Levy, McGihon, Roberts--Concerning the enactment of Colorado Revised Statutes 2008 as the positive and statutory law of the state of Colorado.

Laid over until Wednesday, January 28, retaining its place on the calendar.

SB09-047 by Senator(s) Newell; also Representative(s) Roberts--Concerning the oversight of crime victim services, and, in connection therewith, creating the crime victim services advisory board and repealing the victims compensation and assistance coordinating committee and the victims assistance and law enforcement advisory board.

Laid over until Wednesday, January 28, retaining its place on the calendar.

SB09-017 by Senator(s) Tochtrop, Morse; also Representative(s) Riesberg, Benefield, Labuda, Peniston, Rice--Concerning firefighter and police officer disability and survivor benefits.

Laid over until Wednesday, January 28, retaining its place on the calendar.

GENERAL ORDERS -- SECOND READING OF BILLS

SB09-064 by Senator(s) King K., Romer, Bacon, Groff, Heath, Hudak, Kopp, Spence, Williams; also Representative(s) Massey, Merrifield, Baumgardner, Benefield, Gardner B., Middleton, Murray, Peniston, Priola, Scanlan, Schafer S., Solano, Summers, Todd--Concerning building inspections relating to utilities.

Laid over until Wednesday, January 28, retaining its place on the calendar.

SB09-038 by Senator(s) Hudak, Boyd, Morse, Shaffer B.; also Representative(s) Marostica--Concerning technical changes to judicial fees.

Laid over until Wednesday, January 28, retaining its place on the calendar.

SB09-007 by Senator(s) Veiga; also Representative(s) Riesberg--Concerning making certain duties related to the involuntary commitment process for substance abusers solely the authority of a licensed physician.

Laid over until Wednesday, January 28, retaining its place on the calendar.

SB09-043 by Senator(s) Isgar, Kester, Tapia; also Representative(s) Roberts, Massey, McFadyen, Pace, Tipton--Concerning the merger of Pueblo community college and San Juan basin area vocational school, and, in connection therewith, clarifying the two-year authority of Fort

Lewis college and making an appropriation.

Laid over until Wednesday, January 28, retaining its place on the calendar.

SB09-080 by Senator(s) Isgar, Romer, White; also Representative(s) Looper--Concerning limited exemptions for water collected from certain residential rooftops.

Laid over until Wednesday, January 28, retaining its place on the calendar.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB09-049** be postponed indefinitely.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB09-074** be postponed indefinitely.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB09-084** be referred to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SB09-109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122 and 123.

Correctly Engrossed: SB09-005, 010, 044, 053 and 062; SJR09-009.

Correctly Reengrossed: SB09-001, 015 and 032.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB09-040** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 4, line 6, strike "who desires or" and substitute "~~who desires or~~".

Page 5, line 8, strike "DESIRES OR WHO";

after line 18, insert the following:

"(3) (a) IN ANY CASE IN WHICH THE MANUFACTURED HOME WAS AFFIXED TO THE GROUND AFTER JULY 1, 2008, AND A CERTIFICATE OF PERMANENT LOCATION WAS FILED AND RECORDED, A PERSON WHO IS ENTITLED TO A CERTIFICATE OF TITLE TO A MANUFACTURED HOME SHALL MAKE FORMAL APPLICATION TO THE DIRECTOR UPON A FORM PROVIDED BY THE DIRECTOR. AS PART OF THE APPLICATION, IN ADDITION TO ANY INFORMATION REQUIRED PURSUANT TO SUBSECTION (1) OF THIS SECTION, THE APPLICANT SHALL PROVIDE A COPY OF THE RECORDED CERTIFICATE OF PERMANENT LOCATION, A CERTIFICATE OF REMOVAL, A STATEMENT THAT THE IDENTIFICATION NUMBER HAS BEEN VERIFIED PURSUANT TO SECTION 38-29-122 (3) (a), AND A COPY OF ALL DEEDS RECORDED SINCE THE HOME WAS AFFIXED TO THE GROUND. THE DIRECTOR SHALL ACCEPT THESE DOCUMENTS AS SUFFICIENT EVIDENCE OF THE APPLICANT'S PROOF OF OWNERSHIP OF THE MANUFACTURED HOME.

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(b) IN ANY CASE IN WHICH A MANUFACTURED HOME OCCUPIES REAL PROPERTY SUBJECT TO A LONG-TERM LEASE THAT HAS AN EXPRESS TERM OF AT LEAST TEN YEARS, THE MANUFACTURED HOME WAS AFFIXED TO THE GROUND AFTER JULY 1, 2008, AND A CERTIFICATE OF PERMANENT LOCATION WAS FILED AND RECORDED, A PERSON WHO IS ENTITLED TO A CERTIFICATE OF TITLE TO A MANUFACTURED HOME SHALL MAKE FORMAL APPLICATION TO THE DIRECTOR UPON A FORM PROVIDED BY THE DIRECTOR. AS PART OF THE APPLICATION, IN ADDITION TO ANY INFORMATION REQUIRED PURSUANT TO SUBSECTION (1) OF THIS SECTION, THE APPLICANT SHALL PROVIDE A COPY OF THE RECORDED CERTIFICATE OF PERMANENT LOCATION, A STATEMENT THAT THE IDENTIFICATION NUMBER HAS BEEN VERIFIED PURSUANT TO SECTION 38-29-122 (3) (a), AND A COPY OF THE RECORDED LONG-TERM LEASE. THE DIRECTOR SHALL ACCEPT THESE DOCUMENTS AS SUFFICIENT EVIDENCE OF THE APPLICANT'S PROOF OF OWNERSHIP OF THE MANUFACTURED HOME."

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Page 12, strike lines 2 through 4 and substitute the following:

"SECTION 9. 38-29-202 (1) (b), (1) (c), (2) (i), and (2) (l), Colorado Revised Statutes, are amended, and the said 38-29-202 (2) is further amended BY THE ADDITION OF A NEW PARAGRAPH, to read:

38-29-202. Certificate of permanent location. (1) (b) If the certificate of permanent location accompanies an application for purging a manufactured home title pursuant to section 38-29-112 (1.5) or 38-29-118 (2), the certificate shall be filed with the authorized agent for the county or city and county in which the manufactured home is located. FOR A MANUFACTURED HOME THAT OCCUPIES REAL PROPERTY SUBJECT TO A LONG-TERM LEASE THAT HAS AN EXPRESS TERM OF AT LEAST TEN YEARS, A COPY OF THE LEASE SHALL BE FILED ALONG WITH THE CERTIFICATE. The authorized agent, in his or her capacity as the clerk and recorder, shall file and record the certificate of permanent location AND, IF APPLICABLE, THE COPY OF THE LONG-TERM LEASE in his or her office.

(c) If the certificate of permanent location is received in accordance with section 38-29-114 (2) or 38-29-117 (6), the certificate shall be filed with the clerk and recorder for the county or city and county in which the manufactured home is located. FOR A MANUFACTURED HOME THAT OCCUPIES REAL PROPERTY SUBJECT TO A LONG-TERM LEASE THAT HAS AN EXPRESS TERM OF AT LEAST TEN YEARS, A COPY OF THE LEASE SHALL BE FILED ALONG WITH THE CERTIFICATE. The clerk and recorder shall file and record the certificate of permanent location, a copy of the bill of sale, and a copy of the manufacturer's certificate or statement of origin or its equivalent, AND, IF APPLICABLE, THE COPY OF THE LONG-TERM LEASE in his or her office and destroy the original manufacturer's certificate or statement of origin or its equivalent.

(2) The property";

after line 12 insert the following:

"(l) An affirmative statement of relinquishment of all rights in the manufactured home by any owner on the certificate of title of the manufactured home who is not also an owner of the real property to which the manufactured home is to be affixed or permanently located. and THE PROVISIONS OF THIS PARAGRAPH (l) SHALL NOT APPLY TO ANY MANUFACTURED HOME THAT OCCUPIES REAL PROPERTY SUBJECT TO A LONG-TERM LEASE THAT HAS AN EXPRESS TERM OF AT LEAST TEN YEARS.

(1.5) FOR ANY MANUFACTURED HOME THAT OCCUPIES REAL PROPERTY SUBJECT TO A LONG-TERM LEASE THAT HAS AN EXPRESS TERM OF AT LEAST TEN YEARS, AN AFFIRMATIVE STATEMENT THAT ALL OWNERS OF THE REAL PROPERTY AND THE MANUFACTURED HOME CONSENT TO THE AFFIXATION OF THE MANUFACTURED HOME TO THE REAL PROPERTY AND AN ACKNOWLEDGMENT THAT, UPON SUCH AFFIXATION AND UPON THE FILING AND RECORDING OF THE CERTIFICATE OF PERMANENT LOCATION, THE MANUFACTURED HOME WILL BECOME A PART OF THE REAL PROPERTY, SUBJECT TO THE REVERSION OF THE MANUFACTURED HOME TO THE

OWNERS OF THE HOME UPON TERMINATION OF THE LONG-TERM LEASE;
AND".

Page 14, strike lines 9 and 10 and substitute the following:

"SECTION 12. 39-1-102 (7.8), (8), and (14.3), Colorado Revised Statutes, are amended, and the said 39-1-102 is further amended BY THE ADDITION OF THE FOLLOWING NEW SUBSECTIONS, to read:";

after line 12, insert the following:

"(7.7) "LIVESTOCK" INCLUDES ALL ANIMALS.

(7.8) ~~"Livestock" includes all animals.~~ "MANUFACTURED HOME" MEANS ANY PRECONSTRUCTED BUILDING UNIT OR COMBINATION OF PRECONSTRUCTED BUILDING UNITS THAT:

(a) INCLUDES ELECTRICAL, MECHANICAL, OR PLUMBING SERVICES THAT ARE FABRICATED, FORMED, OR ASSEMBLED AT A LOCATION OTHER THAN THE RESIDENTIAL SITE OF THE COMPLETED HOME;

(b) IS DESIGNED AND USED FOR RESIDENTIAL OCCUPANCY IN EITHER TEMPORARY OR PERMANENT LOCATIONS;

(c) IS CONSTRUCTED IN COMPLIANCE WITH THE "NATIONAL MANUFACTURED HOUSING CONSTRUCTION AND SAFETY STANDARDS ACT OF 1974", 42 U.S.C. SEC. 5401 ET SEQ., AS AMENDED;

(d) DOES NOT HAVE MOTIVE POWER;

(e) IS NOT LICENSED AS A VEHICLE; AND

(f) IS ELIGIBLE FOR A CERTIFICATE OF TITLE PURSUANT TO PART 1 OF ARTICLE 29 OF TITLE 38, C.R.S.

(8) "Mobile home" means a manufactured home ~~as defined in section 42-1-102 (106) (b), C.R.S.~~ BUILT PRIOR TO THE ADOPTION OF THE "NATIONAL MANUFACTURED HOUSING CONSTRUCTION AND SAFETY STANDARDS ACT OF 1974", 42 U.S.C. SEC. 5401 ET SEQ., AS AMENDED.

(8.3) "MODULAR HOME" MEANS ANY PRECONSTRUCTED FACTORY-BUILT BUILDING THAT:

(a) IS INELIGIBLE FOR A CERTIFICATE OF TITLE PURSUANT TO PART 1 OF ARTICLE 29 OF TITLE 38, C.R.S.;

(b) IS NOT CONSTRUCTED IN COMPLIANCE WITH THE "NATIONAL MANUFACTURED HOUSING CONSTRUCTION AND SAFETY STANDARDS ACT OF 1974", 42 U.S.C. SEC. 5401 ET SEQ., AS AMENDED; AND

(c) IS CONSTRUCTED IN COMPLIANCE WITH BUILDING CODES ADOPTED BY THE DIVISION OF HOUSING IN THE DEPARTMENT OF LOCAL AFFAIRS.";

line 17, strike "mobile homes and";

strike lines 18 through 23 and insert the following:

~~"mobile homes and manufactured homes as defined in section 42-1-102 (106) (b), C.R.S.~~ A MANUFACTURED HOME AS DEFINED IN SUBSECTION (7.8) OF THIS SECTION, A MOBILE HOME AS DEFINED IN SUBSECTION (8) OF THIS SECTION, AND A MODULAR HOME AS DEFINED IN SUBSECTION (8.3) OF THIS SECTION.

SECTION 13. 39-14-101 (1.5) and (4), Colorado Revised Statutes, are".

Page 15, after line 2, insert the following:

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"(4) "Manufactured home" shall have the same meaning as set forth in ~~section 38-29-102 (6), C.R.S.~~ SECTION 39-1-102 (7.8).".

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB09-071** be postponed indefinitely.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB09-076** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 5, line 17, strike "MAY" and substitute "SHALL";
line 18, strike "FUND" and substitute "FUND. AT ANY OTHER TIME, THE MONEYS IN THE EMPLOYMENT AND TRAINING TECHNOLOGY FUND MAY BE ALLOCATED TO THE UNEMPLOYMENT COMPENSATION FUND.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

January 27, 2009
Mr. President:

The House has adopted and transmits herewith HJR09-1005, as printed in House Journal.

INTRODUCTION OF RESOLUTIONS

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

HJR09-1005

by Representative(s) Judd; also Senator(s) Sandoval--Concerning the certification by the general assembly of its estimate of state general fund revenues and allowable state general fund appropriations for the 2009-10 fiscal year.
Finance

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Finance

After consideration on the merits, the Committee recommends that **HJR09-1005** be referred to the Senate for final action.

MESSAGE FROM THE HOUSE

January 27, 2009
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB09-1155.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB09-1054, amended as printed in House Journal, January 26, page 126.

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MESSAGE FROM THE REVISOR OF STATUTES

January 27, 2009

We herewith transmit:

Without comment, HB09-1155.

Without comment, as amended, HB09-1054.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB09-124** by Senator(s) Isgar; also Representative(s) Roberts--Concerning additional funding for agricultural energy-related projects through the agriculture value-added cash fund.
Agriculture and Natural Resources
- SB09-125** by Senator(s) Isgar; also Representative(s) Curry--Concerning the funding of Colorado water conservation board projects, and making appropriations in connection therewith.
Agriculture and Natural Resources
- SB09-126** by Senator(s) Newell, Hodge, Spence, Tochtrop; also Representative(s) Apuan, Gagliardi, Swalm--Concerning the voluntary contribution designation benefiting the multiple sclerosis fund that appears on the state individual income tax return forms, and, in connection therewith, extending the period for the contribution designation.
Finance
- SB09-127** by Senator(s) Schwartz, Hodge, Isgar; also Representative(s) Fischer--Concerning the continuation of the regulation of egg quality.
Agriculture and Natural Resources
- SB09-128** by Senator(s) Carroll M., Newell, Tochtrop; also Representative(s) Green--Concerning continuation of the regulation of administration of medication by unlicensed persons.
Health and Human Services
- SB09-129** by Senator(s) Tochtrop; also Representative(s) Gagliardi--Concerning the duties that may be performed by a dental hygienist.
Health and Human Services
- SB09-130** by Senator(s) Spence; --Concerning the creation of the Colorado scholarships for children with autism pilot program.
Education
- SB09-131** by Senator(s) Romer; --Concerning the requirement that students in public schools engage in a certain amount of physical activity each week.
Education
- SB09-132** by Senator(s) Boyd; also Representative(s) Kerr J.--Concerning discounted prescription drug programs, and, in connection therewith, providing information regarding discounted prescription drug programs and repealing the "Colorado Cares Rx Act".
Health and Human Services
- SB09-133** by Senator(s) Spence; --Concerning increased surcharges for traffic violations that apply the moneys collected to the Colorado traumatic brain injury trust fund.
Transportation
Finance
- SB09-134** by Senator(s) Renfro; --Concerning community residential homes for persons with developmental disabilities.
Health and Human Services
- SB09-135** by Senator(s) Penry; --Concerning information collection regarding parole decisions.
Judiciary

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SB09-136	by Senator(s) Scheffel; --Concerning eligibility for the alternative principal preparation program. Education	1 2 3 4
SB09-137	by Senator(s) Renfroe; --Concerning the timely payment of debts in relation to a waiver of the right to attach a property lien. Business, Labor and Technology	5 6 7 8
SB09-138	by Senator(s) Boyd, Newell, Tochtrop; also Representative(s) Gagliardi--Concerning the continuation of the certification of nurse aides by the state board of nursing. Health and Human Services	9 10 11 12
SB09-139	by Senator(s) Shaffer B.; --Concerning the adoption of recent changes to the "Uniform Principal and Income Act" proposed by the national conference of commissioners on uniform state laws. Finance	13 14 15 16 17
SB09-140	by Senator(s) Bacon; --Concerning a requirement that public trustees serve at the pleasure of the governor. State, Veterans & Military Affairs	18 19 20 21
SB09-141	by Senator(s) Tapia; also Representative(s) Looper and Pace, Vigil--Concerning the creation of the Fountain creek watershed, flood control, and greenway district. Agriculture and Natural Resources	22 23 24 25
SB09-142	by Senator(s) Tochtrop; --Concerning a requirement that a municipality annex the entire portion of a right-of-way where a portion of the area to be annexed adjoins the right-of-way. Local Government and Energy	26 27 28 29
SB09-143	by Senator(s) Bacon; also Representative(s) Hullinghorst, Fischer--Concerning enforcing traffic regulations through the expanded use of an automated vehicle identification system. Transportation	30 31 32 33
SB09-144	by Senator(s) Kester; also Representative(s) Gagliardi--Concerning programs for the deaf and hard of hearing. Health and Human Services	34 35 36 37
SB09-145	by Senator(s) Schultheis; --Concerning a requirement that proceedings undertaken by public entities seeking the condemnation of property be automatically suspended for a specified period. State, Veterans & Military Affairs	38 39 40 41 42
SB09-146	by Senator(s) Schultheis; also Representative(s) Lambert--Concerning the enforcement of the traffic laws to prevent unlicensed drivers from operating motor vehicles upon the highways. State, Veterans & Military Affairs	43 44 45 46 47
SB09-147	by Senator(s) Hodge, Brophy; also Representative(s) Priola, Gardner C.--Concerning the authorization of substitute water supply plans for the replacement of out-of-priority depletions caused by historic diversions from wells included in decreed augmentation plans entered by the water court for water division 1. Agriculture and Natural Resources	48 49 50 51 52 53
SB09-148	by Senator(s) Brophy, Gibbs; also Representative(s) Merrifield, Carroll T., Kerr A., Marostica, McNulty--Concerning revisions to the rules governing the safe interaction of bicycles with other vehicles on roadways. Transportation	54 55 56 57 58
SB09-149	by Senator(s) Boyd; also Representative(s) Kerr J.--Concerning the method by which a county home rule charter commission is created for the purpose of proposing a home rule charter. Local Government and Energy	59 60 61 62 63
SB09-150	by Senator(s) Heath; --Concerning the priority of a purchase-money lien for a motor vehicle. State, Veterans & Military Affairs	64 65 66
SB09-151	by Senator(s) Isgar, Hodge; also Representative(s) Curry--Concerning the regulation of slaughterers of livestock through the department of agriculture, and, in connection therewith, allowing such function to expire on schedule and reassigning certain regulatory	67 68 69

functions to the state board of stock inspection commissioners.
Agriculture and Natural Resources

SB09-152 by Senator(s) Kopp and Penry; --Concerning a requirement that vacancies in the office of United States senator be filled by a vacancy election.
State, Veterans & Military Affairs

SB09-153 by Senator(s) Penry; --Concerning an analysis of the newborn screening program by the executive director of the department of public health and environment.
Health and Human Services

MESSAGE FROM THE GOVERNOR

January 16, 2009

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
COLORADO TOURISM OFFICE BOARD OF DIRECTORS**

for a term expiring June 1, 2011:

Timothy H. Wolfe of Littleton, Colorado, a representative of the hotel, motel, and lodging industry, to fill the vacancy occasioned by the resignation of John J. Schafer of Parker, Colorado, appointed;

for a term expiring June 1, 2012:

Heidi M. Kercher-Pratt of Broomfield, Colorado, to serve as an at large representative from tourism-based industries, appointed.

Sincerely,
(signed)
Bill Ritter, Jr.
Governor
Rec'd: 1/22/09
Karen Goldman, Secretary of the Senate

Committee on State, Veterans, and Military Affairs

January 16, 2009

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
BOARD OF TRUSTEES FOR MESA STATE COLLEGE**

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for terms expiring December 31, 2012:

Lena Ann Elliott of Grand Junction, Colorado, a Republican resident of Mesa County, reappointed;

Douglas M. Price of Denver, Colorado, a Democrat, appointed.

Sincerely,
(signed)
Bill Ritter, Jr.
Governor
Rec'd: 1/22/09
Karen Goldman, Secretary of the Senate

Committee on Education

January 16, 2009

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 CIVIL RIGHTS COMMISSION

for a term expiring March 13, 2011:

Raju Jairam of Fort Collins, Colorado, an Unaffiliated member of the business community, to fill the vacancy occasioned by the resignation of Antonio M. Arguello of Greeley, Colorado, appointed.

Sincerely,
(signed)
Bill Ritter, Jr.
Governor
Rec'd: 1/22/09
Karen Goldman, Secretary of the Senate

Committee on Judiciary

On motion of Senator Tochtrop, the Senate adjourned until 9:00 a.m., Wednesday, January 28, 2009.

Approved:

Peter C. Groff
President of the Senate

Attest:

Karen Goldman
Secretary of the Senate

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