

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

87th Legislative Day

Friday, April 3, 2009

Prayer By Senator Newell.

Pledge By Senator Newell.

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

Roll Call Present--31
Excused--4, Mitchell, Renfroe, Romer, White.
Present later--1, Romer.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator King, reading of the Journal of Thursday, April 2, 2009, was dispensed with and the Journal was approved as corrected by the Secretary.

On motion of Senator Shaffer, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (SB09-180, HB09-1180, HB09-1042, SB09-235) was laid over to follow the General Orders -- Second Reading of Bills Calendar.

COMMITTEE OF REFERENCE REPORTS

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
ADAMS STATE COLLEGE**

effective December 12, 2009 for a term expiring December 31, 2008:

Mary K. Griffin of Boulder, Colorado, a Democrat, to fill the vacancy occasioned by the resignation of Peggy Lamm of Superior, Colorado, appointed;

effective January 1, 2009 for terms expiring December 31, 2012:

Mary K. Griffin of Boulder, Colorado, a Democrat, reappointed.

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

**MEMBER OF THE
BOARD OF TRUSTEES FOR
WESTERN STATE COLLEGE OF COLORADO**

for terms expiring December 31, 2012:

Meyer M. Saltzman of Denver, Colorado, a Republican, appointed.

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Education After consideration on the merits, the Committee recommends that **HB09-1295** 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 **HB09-1063** be referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

April 1, 2009
Mr. President:

In response to the request of the Senate, the Speaker has appointed Representatives Merrifield, chairman, A. Kerr, and McNulty, as House conferees on the First Conference Committee on SB09-148.

INTRODUCTION OF BILLS -- FIRST READING

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

SB09-258 by Senator(s) Veiga; also Representative(s) Scanlan--Concerning required acts of employee leasing companies by the department of labor and employment pursuant to the "Colorado Employment Security Act".
Business, Labor and Technology

On motion of Senator Shaffer, 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--SJR09-033.

CONSIDERATION OF RESOLUTIONS

SJR09-033 by Senator(s) Kopp, Harvey, Brophy, Kester, Cadman, Scheffel, Spence, Newell, King K., Penry, Renfroe, Schultheis, White; also Representative(s) Rice and McNulty, Priola, Kerr J., Looper--Concerning the designation of a portion of State Highway 85 as the "Navy SEAL Danny Phillip Dietz, Jr., Memorial Highway".

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
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	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
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	E	Schwartz	Y		

Co-sponsors added: Bacon, Boyd, Carroll M., Foster, Gibbs, Groff, Heath, Hodge, Hudak, Isgar, Keller, Lundberg, Morse, Romer, Sandoval, Schwartz, Shaffer B., Tapia, Tochtrop and Williams.

On Motion of Senator Kopp and with those elected to the senate having voted in the affirmative, the remarks of Senator Kopp in honor of Danny Phillip Dietz, Jr., were ordered spread upon the pages of the journal.

Edited Excerpts from the book Lone Survivor by Marcus Luttrell

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3 [1] I asked Mikey where the hell were Axe and Danny, and of course neither of us knew.
4 All we knew was they were up the mountain, not yet having jumped, as we had.
5 "Guess Axe must have dug in and kept fighting out on the left," he said. "Danny's got a
6 better chance of radio contact high up than he would down here."
7
- 8 [2] We risked a look up through the gloom, and we saw a figure plummeting down the
9 mountain, just to the left of where we had fallen. Axe, no doubt, but could he survive that
10 fall? He was on the first slope before the trees, and a second later he hurtled over the ski
11 jump, flipped, and crashed down the almost sheer cliff face.
12
- 13 [3] The question was, Where was Danny? Was that little mountain lion still fighting, still
14 trying to make contact, as he pounded away at Sharmak's troops? Was he still trying to get
15 through to HQ? None of us knew, but the answer was not long in arriving. From high up on
16 the right on the main cliff face there was a sudden, unusual movement. Someone was
17 falling, and it had to be Danny.
18
- 19 [4] The flailing body crashed through the high woods and flipped at the ski jump,
20 tumbling, tumbling, all the way to the bottom. Danny never moved, just lay there, either
21 stunned or dead. And the folklore of brotherhood stood starkly before both Mikey and me:
22 No SEAL was ever left alone to die on the battlefield. No SEAL.
23
- 24 [5] Danny fought back, cleared his head, and tried to get up. But his face was rigid.
25 "I've been shot, Marcus, can you help me?" he said.
26 "We've all been shot," replied Mikey. "Can you fight?"
27 I stared at Danny's right hand. And I saw him grit his teeth and nod, sweat streaming down
28 his blackened face. He adjusted his rifle, banged in a new magazine with the butt of his
29 hand, and took his place in the center of our little gun line. Then he turned to face the
30 enemy once more. He was a bullmastiff, glaring up the mountain, and he opened fire with
31 everything he had.
32
- 33 [6] There were so many of them, and we found ourselves slipping inexorably back down
34 the hill as the turbaned warriors closed in on us, driving us back by sheer weight of
35 numbers, sheer volume of fire. When they loosed off another battery of RPG's we had no
36 other option but to retreat and dive back behind the crossed logs before they blew....
37
- 38 [7] And once more all four of us clutched our rifles, stood up, braved the flying bullets,
39 and headed for the precipice. We leaped into the void, Mikey first, me next, then Axe, then
40 Danny. The drop must have been about thirty of forty feet, down into a thicket of shrubs
41 alongside a little stream.
42
- 43 [8] Murph and Danny had picked up the fight on the left and were still firing, still hitting
44 them pretty good.
45
- 46 [9] We tried to take the fight to them, concentrating on their strongest positions, pushing
47 them to reinforce their line of battle. No three guys ever fought with higher courage than
48 my buddies up there in those mountains. And near surrounded as we were, we still
49 believed we would ultimately defeat our enemy. We still had plenty of ammunition.
50
- 51 [10] But then Danny was shot again. Danny couldn't even speak now, but he wouldn't give
52 in. He propped himself up against a rock for cover and opened fire again against the
53 Taliban, signaling he might need a new magazine. I just stood there for a moment,
54 helplessly, fighting back my tears, witnessing a brand of valor I had never before been
55 privileged to see. What a guy. What a friend.
56
- 57 [11] I had no idea whether Danny could even move again, with all his wounds.
58
- 59 [12] I watched in horror as Danny went down, this beautiful guy, husband of Patsy, a
60 friend of mine for four years, a guy who had always been last away while we retreated, a
61 guy who had provided our covering fire until he couldn't stand anymore.
62
- 63 [13] What I really remember is, he would not let go of his rifle. I raised him by the
64 shoulders and hauled him into and almost sitting position. Then, grasping him under the
65 arms, I started to drag him backward, toward cover. And would you believe, that little iron
66 man opened fire at the enemy once again, almost lying on his back, blasting away up the
67 hill while I kept dragging.
68
- 69 [14] I just kept trying to drag Danny to safety. And, like Axe, Danny just kept firing.

[15] Mikey and Axe were about seventy-five yards in front, and I was dragging Danny along while he did everything he could to help, trying to walk, trying to give up covering fire. "It's okay, Danny," I kept saying. "We just need to catch up with the others. It's gonna be alright."

[Then Danny was mortally wounded.]

[16] The gunfire never abated. I dragged Danny off the open ground maybe fire feet, and then I had to say good-bye to him. I lowered him down, and I had to leave him or else die out here with him. But I knew one thing for certain. I still had my rifle and I was not alone, and neither was Danny. I left him with God.

THIRD READING OF BILLS -- FINAL PASSAGE

On Third Reading, the title of the following bill was publicly read, the reading at length having been dispensed with by unanimous consent:

SB09-256 by Senator(s) Romer and Bacon; also Representative(s) Pommer and Scanlan--Concerning the financing of public schools.

A majority of those elected to the Senate having voted in the affirmative, Senator King was given permission to offer a Third Reading amendment.

Third Reading Amendment No. 1, by Senator King.

Amend engrossed bill, page 65, strike line 27 and substitute the following:

"two million two hundred six thousand one hundred sixty-four dollars (\$2,206,164). Said sum".

The amendment was declared **passed** on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
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	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
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	E	Schwartz	Y		

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

YES	30	NO	2	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Shaffer B.	Y
Boyd	Y	Hudak	Y	Newell	Y	Spence	Y
Brophy	N	Isgar	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
Foster	Y	King K.	Y	Sandoval	Y	White	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	N	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

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

Co-sponsors added: Groff, Heath, King K., Kopp, Penry, Sandoval, Scheffel, Spence and White.

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

Upon request of Senator Shaffer, HB09-1248 and HB09-1222 were removed from the General Orders -- Second Reading of Bills -- Consent Calendar and placed on the General Orders -- Second Reading of Bills Calendar of Friday, April 3.

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

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:

SB09-248 by Senator(s) Heath; also Representative(s) McNulty--Concerning contractor surety requirements for public works project contracts, and, in connection therewith, requiring a bond, letter of credit, or other acceptable surety to be filed and current in each calendar year in which a multiple-year public works contract is to be performed.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 26, page 869 and placed in members' bill files.)

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

SB09-251 by Senator(s) Romer; also Representative(s) Riesberg--Concerning the authority of a licensed health care provider to charge a fee for certain ophthalmic devices.

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

HB09-1296 by Representative(s) Green; also Senator(s) Hudak--Concerning extending the repeal date for the reading assistance grant program.

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

HB09-1294 by Representative(s) Vigil; also Senator(s) Schwartz--Concerning the voluntary contribution designation benefiting the nongame and endangered wildlife fund that appears on the state individual income tax return forms, and, in connection therewith, extending the period for the contribution designation.

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

HB09-1301 by Representative(s) Judd; also Senator(s) Sandoval--Concerning moneys continuously appropriated from the unclaimed property trust fund to the state treasurer for payment of contract auditor services.

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Kopp, the Report of the Committee of the Whole was adopted on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
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	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
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	E	Schwartz	Y		

The Committee of the Whole took the following action:

Passed on Second Reading: SB09-248 as amended, SB09-251 HB, 09-1296, HB09-1294, HB09-1301.

Removed from the General Orders Second Reading of Bills Consent Calendar and placed on the General Orders Second Reading of Bills Calendar for Friday, April 3 2009: HB09-1248, HB09-1222.

On motion of Senator Shaffer, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (SB09-180, HB09-1180, HB09-1042, SB09-235) of Friday, April 3, was laid over until Monday, April 6, retaining its place on the calendar.

Committee of the Whole On motion of Senator Kopp, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills and Senator Kopp 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:

SB09-249 by Senator(s) Penry and Carroll M.; also Representative(s) Kerr A., Bradford, May-- Concerning the applicability to small common-interest communities of recently enacted provisions of the "Colorado Common Interest Ownership Act".

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

HB09-1250 by Representative(s) Merrifield; also Senator(s) Penry--Concerning increasing the allocation to public schools of federal moneys received by the state on behalf of certain counties pursuant to the act of congress of May 23, 1908, as amended, relating to receipts from national forests.

Laid over until Friday, April 10, retaining its place on the calendar.

HB09-1299 by Representative(s) Kerr A., Benefield, Carroll T., Casso, Court, Curry, Ferrandino, Frangas, Green, Hullinghorst, Kefalas, McCann, Middleton, Miklosi, Pommer, Rice, Scanlan, Schafer S., Solano, Todd, Vigil; also Senator(s) Romer, Bacon, Groff, Veiga-- Concerning adoption of an agreement among the states to elect the president of the United States by national popular vote.

Laid over until Monday, April 6, retaining its place on the calendar.

HB09-1170 by Representative(s) Casso, Pace; also Senator(s) Tochtrop--Concerning unemployment insurance benefits for locked-out employees.

Laid over until Monday, April 6, retaining its place on the calendar.

SB09-170 by Senator(s) Romer, Bacon, Sandoval, Tapia, Groff; also Representative(s) Miklosi-- Concerning nondiscrimination in determining the amount paid for higher education.

Amendment No. 1, General Orders Amendment.

(Printed in Senate Journal, March 13, page 728 and placed in members' bill files.)

As amended, laid over until Monday, April 6, retaining its place on the calendar.

SB09-243 by Senator(s) Boyd, Carroll M.; --Concerning payments for workers' compensation benefits.

Amendment No. 1, Business, Labor & Technology Committee Amendment.

(Printed in Senate Journal, March 12, pages 700-701 and placed in members' bill files.)

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

SB09-110 by Senator(s) Morse, Carroll M., Hudak; also Representative(s) Levy--Concerning the continuation of the regulation of civil rights issues.

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Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 23, page 488-489 and placed in members' bill files.)

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

HB09-1248 by Representative(s) Gerou; also Senator(s) Shaffer B.--Concerning the modification of laws applicable to the conduct of business in Colorado, and, in connection therewith, modifying the requirements of title 7 of the Colorado Revised Statutes applicable to documents filed with the secretary of state, partnership law, and the requirements for boards of directors of nonprofit corporations to take action without a meeting, and making an appropriation.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 26, pages 870-871 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Shaffer.

Amend the State, Veterans, and Military Affairs Committee Report, dated March 25, 2008, page 1, strike line 1 and substitute the following:

"Amend reengrossed bill, page 5, strike line 5 and substitute the following:

"amended to read:";

after line 8, insert the following:

"(a) In the case of a person acquiring a partnership interest directly from the limited partnership, upon compliance with the partnership agreement or, if the partnership agreement does not so provide, upon the written consent of all partners; and

(b) In the case of an assignee of a partnership interest of a partner who has the power, as provided in section 7-62-704, to grant the assignee the right to become a limited partner, upon the exercise of that power and compliance with any conditions limiting the grant or exercise of the power; AND";

Page 8, line 16, strike "(3) (c) AND";

Page 15, after line 18, insert the following:";

line 19 of the committee report, strike "An officer, or director," and substitute "~~An officer or director of a corporation~~ A MANAGER, AS THAT TERM IS DEFINED IN SECTION 7-90-102, C.R.S., AN AGENT, OR AN EMPLOYEE OF AN ENTITY, AS THAT TERM IS DEFINED IN SECTION 7-90-102, C.R.S.,";

strike line 20.

Page 2, strike line 1;

line 11, strike "OTHER";

strike line 12;

line 13, strike "OF STATE" and substitute "ENTITY, AS THAT TERM IS DEFINED IN SECTION 7-90-102,";

line 15, after "MEMBER," , insert "MANAGER,";

line 16, strike "may be designated" and substitute "~~may be~~ AS designated BY THE MUNICIPAL CORPORATION, COUNTY, SPECIAL DISTRICT, OR ENTITY IS ELIGIBLE FOR ELECTION".

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

HB09-1230 by Representative(s) Summers; also Senator(s) Tapia--Concerning the registration of motor vehicles.

Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, April 1, pages 917-918 and placed in members' bill files.)

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

HB09-1222 by Representative(s) Ferrandino, Pommer, Marostica; also Senator(s) Keller, Tapia, White-- Concerning the administration of appropriated moneys.

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

Amend reengrossed bill, page 2, line 7, strike "24-75-106 (2)," and substitute "24-75-106,";

strike lines 9 through 12 and substitute the following:

"24-75-106. Transfers between departments of health care policy and financing and human services for materially similar items of appropriation for medicaid programs - limitation - repeal.

(1) Notwithstanding the effect of the "M" provision in the 1990-91 and subsequent general appropriation acts, the governor may transfer unlimited amounts of general fund appropriations and reappropriated funds to and from the departments of health care policy and financing and human services when required by changes from the appropriated levels in the amount of medicaid cash funds earned through programs or services provided under the supervision of the department of human services or the department of health care policy and financing IF THE TRANSFER OF APPROPRIATIONS IS BETWEEN ONE OR MORE MATERIALLY SIMILAR ITEMS OF APPROPRIATION AND IS FOR PURPOSES OTHER THAN DEPARTMENT ADMINISTRATIVE COSTS ASSOCIATED WITH PROGRAMS OR SERVICES.

(2) This section is repealed, effective ~~September 1, 2009~~ SEPTEMBER 1, 2014.

SECTION 3. Part 1 of article 75 of title 24, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

24-75-106.5. Transfers between departments of health care policy and financing and human services for corresponding items of appropriation - limitations - repeal. (1) SUBJECT TO THE PROVISIONS OF SUBSECTION (2) OF THIS SECTION, UPON APPROVAL OF THE GOVERNOR:

(a) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING MAY TRANSFER GENERAL FUND OR REAPPROPRIATED FUNDS SPENDING AUTHORITY FROM ONE OR MORE ITEMS OF APPROPRIATION MADE TO THAT DEPARTMENT IN THE ANNUAL GENERAL APPROPRIATIONS ACT TO ONE OR MORE CORRESPONDING ITEMS OF APPROPRIATION MADE TO THE DEPARTMENT OF HUMAN SERVICES IN THE ACT.

(b) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES MAY TRANSFER GENERAL FUND OR REAPPROPRIATED FUNDS SPENDING AUTHORITY FROM ONE OR MORE ITEMS OF APPROPRIATION MADE TO THAT DEPARTMENT IN THE ANNUAL GENERAL APPROPRIATIONS ACT TO ONE OR MORE CORRESPONDING ITEMS OF APPROPRIATION MADE TO THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING IN THE ACT.

(2) THE GOVERNOR MAY APPROVE A TRANSFER OF SPENDING AUTHORITY BETWEEN ONE OR MORE CORRESPONDING ITEMS OF APPROPRIATION OF THE DEPARTMENTS OF HEALTH CARE POLICY AND FINANCING AND HUMAN SERVICES PURSUANT TO SUBSECTION (1) OF THIS SECTION ONLY IF:

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(a) AUTHORITY FOR THE TRANSFER OF SPENDING AUTHORITY HAS BEEN EXPRESSLY GRANTED IN A FOOTNOTE IN THE ANNUAL GENERAL APPROPRIATIONS ACT;

(b) THE AMOUNT OF SPENDING AUTHORITY TO BE TRANSFERRED DOES NOT EXCEED THE MAXIMUM AMOUNT, IF ANY, SPECIFIED IN THE FOOTNOTE AUTHORIZING THE TRANSFER; AND

(c) THE TRANSFER IS NOT OTHERWISE AUTHORIZED PURSUANT TO SECTION 24-75-106.

(3) THE TRANSFERS AUTHORIZED BY THIS SECTION SHALL:

(a) BE IN ADDITION TO ANY OTHER TRANSFERS BETWEEN THE DEPARTMENTS OF HEALTH CARE POLICY AND FINANCING AND HUMAN SERVICES AUTHORIZED BY LAW; AND

(b) APPLY TO THE 2008-09 AND SUBSEQUENT GENERAL APPROPRIATIONS ACTS.

(4) THE GOVERNOR SHALL REPORT TO THE JOINT BUDGET COMMITTEE NO LATER THAN OCTOBER 1 AFTER THE CLOSE OF THE FISCAL YEAR ON ANY TRANSFERS APPROVED BY THE GOVERNOR PURSUANT TO THIS SECTION.

(5) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2014."

Renumber succeeding sections accordingly.

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

HB09-1149 by Representative(s) Merrifield; also Senator(s) Carroll M.--Concerning measures to encourage the construction of new homes that make cost-effective use of solar energy.

Amendment No. 1(L.008), by Senator Schwartz.

Amend reengrossed bill, page 2, line 19, after the period, add "IN THE CASE OF PREFABRICATED OR MANUFACTURED HOMES, "CONSTRUCTION SCHEDULE" SHALL INCLUDE THE SCHEDULE FOR COMPLETION OF PREFABRICATED WALLS OR OTHER SUBASSEMBLIES."

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Kopp, the Report of the Committee of the Whole was adopted on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
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	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
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	E	Schwartz	Y		

The Committee of the Whole took the following action:

Passed on Second Reading: SB09-249, SB09-243 as amended, SB09-110 as amended, HB09-1248 as amended, HB09-1230 as amended, HB09-1222 as amended, HB09-1149 as amended.

Laid over until Monday, April 6 retaining their place on the Calendar: HB09-1299, HB09-

1170, SB09-170 as amended.
Laid over until Friday, April 10 retaining its place on the Calendar: HB09-1250

On motion of Senator Shaffer, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the Consideration of Resolutions Calendar (SJR09-032, SR09-014) of Friday, April 3, was laid over until Monday, April 6, retaining its place on the calendar.

On motion of Senator Shaffer, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Memorials Calendar (SJM09-002) of Friday, April 3, was laid over until Monday, April 6, retaining its place on the calendar.

MESSAGE FROM THE GOVERNOR

April 2, 2009

To the Honorable Senate
Sixty-seventh General Assembly
First Regular Session
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

SB09-091 CONCERNING MOTOR VEHICLE DEALER FRANCHISE AGREEMENTS.

Approved April 2, 2009 at 2:48 p.m.

SB09-113 CONCERNING THE CONTINUATION OF THE AUTHORITY OF THE DEPARTMENT OF AGRICULTURE TO REGULATE MEASUREMENT STANDARDS.

Approved April 2, 2009 at 3:02 p.m.

SB09-151 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 FUNCTIONS TO THE STATE BOARD OF STOCK INSPECTION COMMISSIONERS.

Approved April 2, 2009 at 3:02 p.m.

SB09-217 CONCERNING THE REDUCTION OF MONEYS TRANSFERRED TO CERTAIN FUNDS FROM THE PORTION OF LIMITED GAMING FUND MONEYS THAT WOULD OTHERWISE BE TRANSFERRED TO THE GENERAL FUND AFTER THE TRANSFER TO THE LOCAL GOVERNMENT LIMITED GAMING IMPACT FUND.

Approved April 2, 2009 at 3:03 p.m.

Sincerely,

Bill Ritter, Jr.
Governor

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

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SB09-013 by Senator(s) Gibbs and Schwartz, Penry; also Representative(s) Levy and King S.-- Concerning the extension of civil immunity to persons engaged in emergency response activities.

Laid over until Monday, April 6, retaining its place on the calendar.

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 modifying the "Colorado Cares Rx Act" and making an appropriation.

Senator Boyd moved that the Senate concur in House amendments to **SB09-132**, as printed in House Journal, March 31, page 965. The motion was **passed** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
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	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
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	E	Schwartz	Y		

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

YES	31	NO	1	EXCUSED	3	ABSENT	0
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	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
Foster	Y	King K.	Y	Sandoval	Y	White	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	N	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

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

SB09-175 by Senator(s) Sandoval; also Representative(s) Pommer--Concerning the issuance of group special license plates.

Senator Sandoval moved that the Senate concur in House amendments to **SB09-175**, as printed in House Journal, March 31, page 966. The motion was **passed** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
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	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
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	E	Schwartz	Y		

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

YES	30	NO	2	EXCUSED	3	ABSENT	0
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	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
Foster	Y	King K.	Y	Sandoval	Y	White	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	N	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

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

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for a term expiring September 1, 2010:

Susan R. Eaton of Denver, Colorado, a representative of Colorado municipal employers, to fill the vacancy occasioned by the resignation of Patty Lynn Fannin of Colorado Springs, appointed;

for terms expiring September 1, 2012:

Clifford W. Stanton of Denver, Colorado, a member of the state's financial or business community with experience in investments, appointed;

Kirk J. Miller of Denver, Colorado, a representative of full-time paid police officers, reappointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
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	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
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	E	Schwartz	Y		

COMMITTEE OF REFERENCE REPORTS

Appropriations

After consideration on the merits, the Committee recommends that **HB09-1293** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 37, line 27, after "thousand" insert "dollars".

Page 38, line 3, after "thousand" insert "dollars".

Page 39, line 7, strike the second "shall be".

Appropriations

After consideration on the merits, the Committee recommends that **SB09-245** be referred to the Committee of the Whole with favorable recommendation.

Appropriations	After consideration on the merits, the Committee recommends that HB09-1001 be referred to the Committee of the Whole with favorable recommendation.	68 69
Appropriations	After consideration on the merits, the Committee recommends that SB09-135 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	70 71
	Amend printed bill, page 3, after line 19, insert the following:	72 73
	" SECTION 3. No appropriation. The general assembly has determined that this act can be implemented within existing appropriations, and therefore no separate appropriation of state moneys is necessary to carry out the purposes of this act."	74 75 76 77 78
	Renumber succeeding section accordingly.	79 80
Appropriations	After consideration on the merits, the Committee recommends that SB09-239 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	81 82 83
	Amend printed bill, page 24, after line 9, insert the following:	84 85 86
	" SECTION 25. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the division of registrations cash fund created in section 24-34-105 (2) (b) (I), Colorado Revised Statutes, not otherwise appropriated, to the department of regulatory agencies, for allocation to the division of registrations, for the continuation of the state board of nursing, for the fiscal year beginning July 1, 2009, the sum of two hundred fifty-nine thousand eight hundred eighty-one dollars (\$259,881) cash funds and 2.7 FTE, or so much thereof as may be necessary, for the implementation of this act.	87 88 89 90 91 92 93 94 95 96
	(2) In addition to any other appropriation, there is hereby appropriated to the department of law, for the fiscal year beginning July 1, 2009, the sum of thirty-three thousand seven hundred ninety-five dollars (\$33,795) and 0.2 FTE, or so much thereof as may be necessary, for the provision of legal services to the department of regulatory agencies related to the implementation of this act. Said sum shall be from reappropriated funds received from the department of regulatory agencies out of the appropriation made in subsection (1) of this section."	97 98 99 100 101 102 103 104 105
	Renumber seceding sections accordingly.	106 107
	Page 1, line 101, strike "NURSING." and substitute "NURSING, AND MAKING AN APPROPRIATION THEREFOR."	108 109 110
Appropriations	After consideration on the merits, the Committee recommends that SB09-226 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	111 112 113
	Amend printed bill, page 10, after line 2, insert the following:	114 115 116
	" SECTION 7. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of education, assistance to public schools, grant programs, distributions, and other assistance, health and nutrition, federal nutrition programs, for the fiscal year beginning July 1, 2009, the sum of one thousand nine hundred fifty-one dollars (\$1,951), or so much thereof as may be necessary, for the implementation of this act."	117 118 119 120 121 122 123 124 125
	Renumber succeeding section accordingly.	126 127
	Page 1, line 102, strike "CHILDREN." and substitute "CHILDREN, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH."	128 129 130 131 132

Appropriations

After consideration on the merits, the Committee recommends that **SB09-163** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Education Committee Report, dated February 19, 2009, page 46, line 25, strike "and"." and substitute "and";

after line 25, insert the following:

SECTION 58. Appropriation - adjustments to the 2009 long bill. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of education, management and administration, for development of the education data and growth exchange portal and the preparation of school performance reports, for the fiscal year beginning July 1, 2009, the sum of two hundred forty-three thousand five hundred thirty-one dollars (\$243,531) and 2.7 FTE, or so much thereof as may be necessary, for the implementation of this act.

(2) For the implementation of this act, appropriations made in the annual general appropriation act for the fiscal year beginning July 1, 2009, shall be adjusted as follows:

(a) The general fund appropriation to the department of education, management and administration, for legal services, is increased by seven thousand one hundred thirty-five dollars (\$7,135).

(b) The general fund appropriation to the department of education, management and administration, for printing and postage costs related to school accountability reports, is decreased by two hundred fifty-two thousand four hundred forty-five dollars (\$252,445).

(3) In addition to any other appropriation, there is hereby appropriated to the department of law, for the fiscal year beginning July 1, 2009, the sum of seven thousand one hundred thirty-five dollars (\$7,135), or so much thereof as may be necessary, for the provision of legal services to the department of education related to the implementation of this act. Said sum shall be from reappropriated funds received from the department of education out of the appropriation made in subsection (2) (a) of this section."."

after line 26, insert the following:

"Page 1, line 101, strike "SYSTEM." and substitute "SYSTEM, AND MAKING AN APPROPRIATION THEREFOR."."

Appropriations

After consideration on the merits, the Committee recommends that **SB09-130** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Strike the Education Committee Report, dated February 12, 2009, and substitute the following:

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

SECTION 1. 22-30.5-504, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

22-30.5-504. Institute chartering authority - institute charter schools - exclusive authority - retention - recovery - revocation.

(11) (a) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, THE INSTITUTE SHALL SOLICIT CHARTER APPLICATIONS FOR UP TO THREE PILOT INSTITUTE CHARTER SCHOOLS TO SERVE ELIGIBLE STUDENTS, AS DEFINED IN PARAGRAPH (b) OF THIS SUBSECTION (11). BASED ON THE APPLICATIONS RECEIVED, THE INSTITUTE SHALL AUTHORIZE UP TO THREE PILOT INSTITUTE CHARTER SCHOOLS PURSUANT TO THIS SUBSECTION (11), WHICH MAY BE LOCATED IN ANY SCHOOL DISTRICT IN THE STATE REGARDLESS OF WHETHER THE SCHOOL DISTRICT HAS

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EXCLUSIVE AUTHORITY TO AUTHORIZE CHARTER SCHOOLS WITHIN THE GEOGRAPHIC BOUNDARIES OF THE SCHOOL DISTRICT.

(b) FOR PURPOSES OF THIS SUBSECTION (11), "ELIGIBLE STUDENT" MEANS AN ELEMENTARY OR SECONDARY STUDENT IN THE STATE WHOSE SCHOOL DISTRICT OF RESIDENCE HAS IDENTIFIED THE STUDENT AS HAVING AUTISM OR AUTISM SPECTRUM DISORDER AND WHO HAS AN INDIVIDUALIZED EDUCATION PROGRAM IN EFFECT PURSUANT TO PART 1 OF ARTICLE 20 OF THIS TITLE.

SECTION 2. Act subject to petition - 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 5, 2009, if adjournment sine die is on May 6, 2009); 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."

Page 1 of the printed bill, line 101, strike "**THE COLORADO SCHOLARSHIPS FOR**" and substitute "**COLORADO SCHOOLS**";

strike line 102 and substitute "**CHILDREN WITH AUTISM.**".

Appropriations After consideration on the merits, the Committee recommends that **SB09-121** be referred to the Committee of the Whole with favorable recommendation.

Local Government and Energy After consideration on the merits, the Committee recommends that **HB09-1130** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Local Government and Energy After consideration on the merits, the Committee recommends that **HB09-1213** 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 2, line 11, strike "PROGRAM" and substitute "FUND".

Page 3, line 8, after "SECTION.", add "THE MONEYS IN THE FUND MAY BE EXPENDED FOR THE PURPOSE OF FUNDING ACTIVITIES INITIATED DURING THE 2008-09 STATE FISCAL YEAR THAT ARE TO BE COMPLETED IN SUBSEQUENT STATE FISCAL YEARS.";

line 12, strike "COLORADO." and substitute "COLORADO AS WELL AS TO FUND THE ACQUISITION OF HOUSING AND ECONOMIC DATA NECESSARY TO ADVISE THE BOARD ON LOCAL HOUSING CONDITIONS.";

after line 12, insert the following:

"(b) IN THE CASE OF ANY LOAN MADE FROM MONEYS IN THE FUND FOR WHICH THE DIVISION IS THE PRIMARY LENDER, THE BORROWER SHALL BE REQUIRED TO SEEK REPLACEMENT LOANS OR FUNDING NO LATER THAN ONE HUNDRED EIGHTY DAYS FROM THE DATE OF THE LOAN."

Reletter succeeding paragraph accordingly.

Page 3, line 17, after "(3)", insert "(a)";

after line 24, insert the following:

"(b) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, NOT MORE THAN TWO HUNDRED FIFTY THOUSAND DOLLARS MAY BE APPROPRIATED FROM THE GENERAL FUND PURSUANT TO THIS SECTION IN ANY ONE STATE FISCAL YEAR FOR ANY USES NOT RELATED TO CONSTRUCTION GRANTS OR LOANS."

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On motion of Senator Shaffer, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB09-1293 was made Special Orders at 11:10 a.m.

Committee of the Whole The hour of 11:10 a.m. having arrived, Senator Kopp moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills and Senator Kopp was called to the Chair to act as Chairman.

SPECIAL ORDERS -- SECOND READING OF BILLS

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

HB09-1293 by Representative(s) Riesberg and Ferrandino, Pommer, Marostica, Apuan, Carroll T., Court, Curry, Gagliardi, Green, Judd, Kefalas, Levy, Massey, McFadyen, McGihon, Middleton, Miklosi, Pace, Peniston, Primavera, Schafer S., Todd, Vigil, Weissmann; also Senator(s) Keller and Boyd, Tapia, White, Carroll M., Foster, Groff, Hodge, Isgar, Kester, Morse, Newell, Shaffer B., Tochtrop, Williams--Concerning a hospital provider fee, and, in connection therewith, authorizing the department of health care policy and financing to charge and collect a hospital provider fee, specifying the allowable uses of the fees, requiring a post-enactment review of the implementation of this act, and making an appropriation in connection therewith.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 4, page 938 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 3, and placed in members' bill files.)

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Kopp, the Report of the Committee of the Whole was adopted on the following roll call vote:

YES	31	NO	1	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Shaffer B.	Y
Boyd	Y	Hudak	Y	Newell	Y	Spence	Y
Brophy	N	Isgar	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
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	E	Schwartz	Y		

The Committee of the Whole took the following action:

Passed on Second Reading: HB09-1293 as amended.

MESSAGE FROM THE HOUSE

April 3, 2009
Mr. President:

The House has adopted and returns herewith SJR09-028.

The House has postponed indefinitely SB09-018. The bill is returned herewith.

The House has passed on Third Reading and transmitted to the Revisor of Statutes

HB09-1316, amended as printed in House Journal, April 2, page 1001.
HB09-1312, amended as printed in House Journal, April 2, pages 1001-1002.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB09-119, amended as printed in House Journal, April 2, pages 1000-1001.

The House has adopted and returns herewith SJR09-033.

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB09-1153

THIS REPORT AMENDS THE
REENGROSSED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB09-1153,
concerning the requirements applicable to the formation of an issue
committee under Colorado law governing campaign finance, has met
and reports that it has agreed upon the following:

1. That the Senate recede from its amendments made to the bill,
as the amendments appear in the rerevised bill.

2. That, under the authority granted the committee to consider
matters not at issue between the two houses, the following
amendments be recommended:

Amend reengrossed bill, page 3, line 17, strike "A";

strike line 18 and substitute the following:

"CONTRIBUTIONS OR EXPENDITURES IN EXCESS OF TWO HUNDRED
DOLLARS TO".

Page 6, strike line 1 and substitute the following:

"MAKING CONTRIBUTIONS OR EXPENDITURES IN EXCESS OF TWO
HUNDRED".

Respectfully submitted,

House Committee:

Senate Committee:

(signed)
Representative May, Chair
Representative Todd
Representative Miklosi

(signed)
Senator Harvey, Chair
Senator Williams
Senator Bacon

MESSAGE FROM THE HOUSE

April 3, 2009
Mr. President:

The House has adopted and returns herewith SJR09-028.

The House has postponed indefinitely SB09-018. The bill is returned herewith.

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB09-1316, amended as printed in House Journal, April 2, page 1001.
HB09-1312, amended as printed in House Journal, April 2, pages 1001-1002.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB09-119, amended as printed in House Journal, April 2, pages 1000-1001.

The House has adopted and returns herewith SJR09-033.

MESSAGE FROM THE REVISOR OF STATUTES

April 3, 2009

We herewith transmit:

Without comment, as amended, HB09-1312 and 1316.
Without comment, as amended, SB09-119.

SENATE SERVICES REPORT

Correctly Engrossed: SB09-256; SJR09-030.
Correctly Enrolled: SB09-053, 210, 215 and 227.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

SB09-282

by Senator(s) Sandoval and Spence, Bacon, Foster, Groff, Hudak, Veiga; also
Representative(s) Kerr A., Benefield, Court, Ferrandino, Frangas, Judd, Labuda, Levy,
Massey, McCann, Merrifield, Miklosi, Scanlan, Schafer S., Solano, Summers--Concerning
the merger of the Denver public schools retirement system with the public employees'
retirement association.
Finance

On motion of Senator Shaffer, and with a majority of those elected to the Senate having
voted in the affirmative, the balance of the calendar of Friday, April 3 was laid over until
Monday, April 6, retaining its place on the calendar.

Conference Committees to Report: HB09-1057, SB09-101, SB09-131.
Request for Conference Committees: HB09-1281.

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On motion of Senator Shaffer, the Senate adjourned until 10:00 a.m., Monday, April 6, 2009.

Approved:

Peter C. Groff
President of the Senate

Attest:

Karen Goldman
Secretary of the Senate

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