

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

42nd Legislative Day Tuesday, February 17, 2009

- Prayer 11
 By the chaplain, Rabbi Eliot Baskin, Jewish Community Chaplaincy & Rafael Spiritual Healing Center of Jewish Family Services of Colorado. 12
- Pledge 14
 By Senator Gibbs. 15
- Call to Order 16
 By the President at 9:00 a.m. 17
- Roll Call 19
 Present--35 20
- Quorum 21
 The President announced a quorum present. 22
- Reading of Journal 23
 On motion of Senator Heath, reading of the Journal of February 16, 2009, was dispensed with and the Journal was approved as corrected by the Secretary. 24

COMMITTEE OF REFERENCE REPORTS

- Appropriations 30
 After consideration on the merits, the Committee recommends that **SB09-002** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 31

Amend printed bill, page 2, after line 12, insert the following:

"SECTION 2. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the emergency medical services account within the highway users tax fund created in section 25-3.5-603 (1) (a), Colorado Revised Statutes, not otherwise appropriated, to the department of public health and environment, health facilities and emergency medical services division, for the fiscal year beginning July 1, 2009, the sum of four million nine hundred thirteen thousand nine hundred twenty-three dollars (\$4,913,923) cash funds and 3.0 FTE, or so much thereof as may be necessary, for the purposes set forth in section 25-3.5-603, Colorado Revised Statutes."

Renumber succeeding section accordingly.

Page 1, line 103, strike "**FUND.**" and substitute "**FUND, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH.**".

- Appropriations 54
 After consideration on the merits, the Committee recommends that **SB09-042** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 55

Amend the Finance Committee Report, dated January 20, 2009, page 1, strike lines 1 through 4 and substitute the following:

"Amend printed bill, page 2, strike lines 20 and 21.

Page 3, strike lines 1 through 6 and substitute the following:

"(b) (I) THE OPERATOR OF THE PROPERTY IS A NONPROFIT ENTITY THAT WOULD OTHERWISE QUALIFY FOR PROPERTY TAX EXEMPTION UNDER ARTICLE 3 OF THIS TITLE AND IS A GENERAL MANAGER OR MANAGING

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67

MEMBER OF THE OWNER, AND THE PROPERTY IS OWNED BY:

(A) AN ENTITY ORGANIZED FOR THE PURPOSE OF OBTAINING TAX CREDITS THROUGH THE NEW MARKETS TAX CREDIT PROGRAM UNDER 26 U.S.C. SEC. 45 D OF THE FEDERAL "INTERNAL REVENUE CODE OF 1986", AS AMENDED, AND HAS BEEN ALLOCATED CREDITS; AND

(B) AN ENTITY THAT MAKES PAYMENTS IN LIEU OF PROPERTY TAXES PURSUANT TO SECTION 39-3-114.5.

(II) THE PROVISIONS OF THIS PARAGRAPH (b) SHALL APPLY TO APPLICATIONS FOR EXEMPTION FILED ON OR AFTER JANUARY 1, 2009, OR THAT ARE PENDING ON THAT DATE."."

Page 4 of the printed bill, after line 17, insert the following:

"SECTION 3. Article 3 of title 39, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

39-3-114.5. Charitable exemption - owner claiming federal tax credit - fee in lieu of school district tax. (1) WHENEVER AN ENTITY ORGANIZED FOR THE PURPOSE OF OBTAINING TAX CREDITS THROUGH THE NEW MARKETS TAX CREDIT PROGRAM UNDER 26 U.S.C. SEC. 45 D OF THE FEDERAL "INTERNAL REVENUE CODE OF 1986", AS AMENDED, OWNS AN INTEREST IN REAL PROPERTY FOR WHICH AN EXEMPTION IS CLAIMED, THE ENTITY SHALL PAY ANNUALLY TO THE TREASURER OF THE COUNTY IN WHICH THE PROPERTY IS LOCATED A PAYMENT IN LIEU OF TAXES, WHICH PAYMENT SHALL NOT EXCEED THE AMOUNT OF TAXES THAT WOULD BE DUE FOR TOTAL PROGRAM FOR THE SCHOOL DISTRICT IN WHICH THE PROPERTY IS LOCATED IF THE INTEREST WERE TAXABLE.

(2) EACH YEAR DURING THE REGULAR TAX ASSESSMENT PERIOD, THE BOARD OF COUNTY COMMISSIONERS OF EACH COUNTY IN WHICH A REAL PROPERTY INTEREST DESCRIBED IN SUBSECTION (1) OF THIS SECTION IS LOCATED SHALL PROVIDE TO EACH ENTITY THAT HOLDS SUCH REAL PROPERTY INTEREST THE FOLLOWING INFORMATION IN THE SAME MANNER AS SUCH INFORMATION IS PROVIDED TO ANY OTHER OWNER OF REAL PROPERTY IN THE COUNTY:

(a) THE CURRENT ASSESSED VALUE OF THE REAL PROPERTY INTEREST EXPRESSED IN DOLLARS;

(b) THE AMOUNT OF THE PAYMENT IN LIEU OF TAXES DUE ON THE REAL PROPERTY INTEREST BASED ON THE VALUE AND TAX RATE LEVIED FOR TOTAL PROGRAM FOR THE SCHOOL DISTRICT IN WHICH THE PROPERTY IS LOCATED THAT WOULD BE APPLICABLE TO THE REAL PROPERTY INTEREST IF IT WERE TAXABLE; AND

(c) THE DATE THE PAYMENT IN LIEU OF TAXES IS DUE FOR SUCH REAL PROPERTY INTEREST BASED ON THE DATE PROPERTY TAXES WITHIN THE COUNTY ARE DUE.

(3) THE TREASURER OF EACH COUNTY THAT RECEIVES A PAYMENT IN LIEU OF TAXES PURSUANT TO THIS SECTION SHALL PAY OVER TO THE SCHOOL DISTRICT IN WHICH THE REAL PROPERTY INTEREST DESCRIBED IN SUBSECTION (1) OF THIS SECTION IS LOCATED THE AMOUNT OF THE TOTAL PAYMENT; EXCEPT THAT THE TREASURER MAY DEDUCT THE COSTS INCURRED BY THE TREASURER IN ADMINISTERING THIS SUBSECTION (3).

(4) EACH SCHOOL DISTRICT THAT RECEIVES A PAYMENT IN LIEU OF TAXES PURSUANT TO THIS SECTION SHALL CERTIFY THE AMOUNT PAID OR RECEIVED TO THE STATE BOARD OF EDUCATION."

Renumber succeeding sections accordingly.

Page 5 of the printed bill, after line 12, insert the following:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66

"SECTION 6. 22-54-115 (1) (a), Colorado Revised Statutes, is amended to read:

22-54-115. Distribution from state public school fund. (1) No later than June 30 of each year, the state board shall determine the amount of the state's share of the district's total program for the budget year beginning on July 1, and the total thereof for all districts, which amount shall be payable in twelve approximately equal monthly payments during such budget year; except that:

(a) Such payments shall be adjusted following the certification of pupil enrollments, the certification of valuations for assessment to the state board pursuant to section 22-54-112 (1) and (2), and the certification of the amount of any impact assistance grants on behalf of school districts pursuant to section 30-25-302, C.R.S., AND THE CERTIFICATION OF ANY PAYMENTS IN LIEU OF TAXES RECEIVED BY SCHOOL DISTRICTS PURSUANT TO SECTION 39-3-114.5, C.R.S.:"

Renumber succeeding section accordingly.

Appropriations

After consideration on the merits, the Committee recommends that **SB09-066** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 26, after line 2, insert the following:

"SECTION 23. Appropriation - adjustments to the 2009 long bill. (1) 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 appropriation to the department of personnel, division of human resources, employee benefits services, for personal services, is decreased by one hundred sixty-one thousand three hundred thirty-nine dollars (\$161,339) cash funds and 2.0 FTE. Of said sum, one hundred twenty-one thousand four dollars (\$121,004) shall be from the deferred compensation administration fund created in section 24-52-102 (5) (a), Colorado Revised Statutes, and forty thousand three hundred thirty-five dollars (\$40,335) shall be from the defined contribution plan administration fund created in section 24-52-203 (9) (b), Colorado Revised Statutes.

(b) The appropriation to the department of personnel, division of human resources, employee benefits services, for operating expenses, is decreased by seventeen thousand seven hundred fifty dollars (\$17,750) cash funds. Of said sum, thirteen thousand three hundred twelve dollars (\$13,312) shall be from the deferred compensation administration fund created in section 24-52-102 (5) (a), Colorado Revised Statutes, and four thousand four hundred thirty-eight dollars (\$4,438) shall be from the defined contribution plan administration fund created in section 24-52-203 (9) (b), Colorado Revised Statutes.

(c) The appropriation to the department of personnel, division of human resources, employee benefits services, for deferred compensation plans, is decreased by eighty-four thousand five hundred dollars (\$84,500) reappropriated funds. This amount shall be from the deferred compensation administration fund created in section 24-52-102 (5) (a), Colorado Revised Statutes.

(d) The appropriation to the department of personnel, division of human resources, employee benefits services, for deferred compensation administration (TPA), is decreased by six hundred eighty-two thousand dollars (\$682,000) reappropriated funds. This amount shall be from the deferred compensation administration fund created in section 24-52-102 (5) (a), Colorado Revised Statutes.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67

(e) The appropriation to the department of personnel, division of human resources, employee benefits services, for defined contribution plans, is decreased by eleven thousand two hundred twenty-six dollars (\$11,226) reappropriated funds. This amount shall be from the defined contribution plan administration fund created in section 24-52-203 (9) (b), Colorado Revised Statutes."

Renumber succeeding sections accordingly.

Page 1, line 103, strike "ASSOCIATION." and substitute "ASSOCIATION, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH."

Appropriations After consideration on the merits, the Committee recommends that **SB09-088** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB09-106** be referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

February 16, 2009

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB09-1182, 1265, 1171, 1203, 1168, 1169, 1179.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB09-1059, amended as printed in House Journal, February 13, page 322. HB09-1124, amended as printed in House Journal, February 13, page 322. HB09-1125, amended as printed in House Journal, February 13, page 323. HB09-1189, amended as printed in House Journal, February 13, page 324. HB09-1178, amended as printed in House Journal, February 13, page 325. HB09-1215, amended as printed in House Journal, February 13, page 325. HB09-1219, amended as printed in House Journal, February 13, pages 325-326.

MESSAGE FROM THE REVISOR OF STATUTES

February 16, 2009

We herewith transmit:

Without comment, HB09-1168, 1169, 1171, 1179, 1182, 1203, and 1265. Without comment, as amended, HB09-1059, 1124, 1125, 1178, 1189, 1215, and 1219.

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:

SB09-150 by Senator(s) Heath; also Representative(s) Levy--Concerning the priority of a purchase-money lien for a motor vehicle.

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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	E	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	E
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: Foster, Kester and Tapia.

SB09-139 by Senator(s) Shaffer B.; also Representative(s) McGihon--Concerning the adoption of recent changes to the "Uniform Principal and Income Act" proposed by the national conference of commissioners on uniform state laws.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	E	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	E
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**.

SB09-115 by Senator(s) Brophy, Hodge, Isgar; also Representative(s) Curry--Concerning the continuation of the regulation of public livestock markets.

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	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	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	E
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**.

SB09-109 by Senator(s) Newell, Morse; also Representative(s) Schafer S.--Concerning continuation of provisions related to the fire service training and certification advisory board.

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	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	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	E
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, Gibbs, Heath and Schwartz.

SB09-048 by Senator(s) Schwartz, Isgar, Schultheis, Tochtrop; also Representative(s) Primavera, Kerr J., McNulty--Concerning the financial audit of the office of the child's representative.

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	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	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	E
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**.

SB09-107 by Senator(s) Kester; also Representative(s) Looper--Concerning the time during which a notarized bill of sale will exempt a vehicle that is at least twenty-five years old from being required to have a bonded title.

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	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	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	E
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: Spence

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.

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	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	Y
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	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: Shaffer B.

SB09-104 by Senator(s) Sandoval; also Representative(s) Gagliardi--Concerning the provision of verifiable documents to youth leaving foster care.

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	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	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, Hudak and Schwartz.

SB09-114 by Senator(s) Kester, Hodge, Isgar; also Representative(s) Sonnenberg--Concerning the continuation of the authority of the department of agriculture to regulate the sale of agricultural products, and, in connection therewith, regulating farm products and commodity warehouses.

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

YES	31	NO	4	EXCUSED	0	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	N	Keller	Y	Renfroe	N	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	Y
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	Y	Schwartz	Y		

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

SB09-127 by Senator(s) Schwartz, Hodge, Isgar; also Representative(s) Fischer--Concerning the continuation of the regulation of egg quality.

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

YES	31	NO	4	EXCUSED	0	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	N	Keller	Y	Renfroe	N	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	Y
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	Y	Schwartz	Y		

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

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.

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	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	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, Hodge, Kester and Newell.

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:

SB09-100

by Senator(s) Newell, Mitchell, Carroll M., Foster, Heath, Hodge, Morse; also Representative(s) Frangas, Primavera, Rice--Concerning amending the definition of "noncustodial parent" in the "Colorado Works Program Act" to enable a noncustodial parent to receive employment assistance regardless of whether the noncustodial parent's child is receiving assistance under the Colorado works program.

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	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	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, Hudak and Shaffer B.

SB09-092

by Senator(s) Kopp, Romer, Brophy, White, King K., Penry, Renfroe; also Representative(s) Marostica, King S., Sonnenberg, Stephens, Waller--Concerning the requirement that state-owned motor vehicles operate on compressed natural gas.

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

YES	34	NO	1	EXCUSED	0	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	Y
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	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, Mitchell, Scheffel and Tochtrop.

SB09-030

by Senator(s) Keller; also Representative(s) Schafer S.--Concerning the "Child Mental Health Treatment Act".

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	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	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	E
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, Hodge, Hudak, Morse, Newell, Shaffer B., Tochtrop and Williams.

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 functions to the state board of stock inspection commissioners.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	E	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	E
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: Lundberg

HB09-1014 by Representative(s) Judd; also Senator(s) Isgar--Concerning the provision of additional resources to the division of real estate to provide oversight of conservation easements for which a state income tax credit is claimed.

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

YES	22	NO	11	EXCUSED	2	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Shaffer B.	Y
Boyd	Y	Hudak	Y	Newell	Y	Spence	Y
Brophy	N	Isgar	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	N	Tochtrop	Y
Carroll M.	Y	Kester	N	Romer	E	Veiga	Y
Foster	Y	King K.	N	Sandoval	Y	White	Y
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	Y	Lundberg	N	Schultheis	N	President	E
Heath	Y	Mitchell	N	Schwartz	Y		

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

Co-sponsors added: Hodge

SB09-111 by Senator(s) Bacon, Boyd, Schultheis; also Representative(s) Court--Concerning continuation of the "Notaries Public Act".

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	E	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	E
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**.

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.

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

YES	27	NO	6	EXCUSED	2	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Shaffer B.	Y
Boyd	Y	Hudak	Y	Newell	Y	Spence	Y
Brophy	Y	Isgar	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	Y	Tochtrop	Y
Carroll M.	Y	Kester	N	Romer	E	Veiga	Y
Foster	Y	King K.	N	Sandoval	Y	White	Y
Gibbs	Y	Kopp	Y	Scheffel	N	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	N	President	E
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, Harvey, Heath, Kopp, Newell, Schwartz, Shaffer B. and Tapia.

SB09-101

by Senator(s) White; also Representative(s) Levy--Concerning the requirement for the creation of an independent historic preservation commission by any city receiving moneys from the state historical fund for historic preservation purposes when the city is not a certified local government, and, in connection therewith, establishing the composition and operation of such a commission.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	E	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	E
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: Foster, Hudak, Kester, Newell and Tapia.

SB09-113

by Senator(s) Brophy, Hodge, Isgar; also Representative(s) Sonnenberg--Concerning the continuation of the authority of the department of agriculture to regulate measurement standards.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	E	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	E
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**.

SB09-035

by Senator(s) Renfroe; also Representative(s) Sonnenberg--Concerning a penalty for a violation of certain proscribed acts for government officials.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	E	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	E
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**.

SB09-057 by Senator(s) Harvey, Kopp; also Representative(s) Stephens--Concerning searchable budget database web sites containing public education financial information, and, in connection therewith, enacting the "Public School Financial Transparency Act".

Laid over until Wednesday, February 18, retaining its place on the calendar.

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

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:

SB09-157 by Senator(s) Sandoval; also Representative(s) Hullinghorst--Concerning the retirement plan eligibility of specified employees of the university of Colorado.

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

SB09-117 by Senator(s) Isgar, Hodge; also Representative(s) Vigil--Concerning the continuation of the regulation by the department of agriculture of persons selling processed meat, and, in connection therewith, clarifying the statutory distinction between custom meat processors and the sellers of home food service plans, amending terms to comport with current business practices, and increasing consumer protections.
Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, February 12, pages 265-282 and placed in members' bill files.)
As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.

SB09-119 by Senator(s) Harvey; --Concerning a clarification of the enforcement of water quality laws relating to the discharge of certain hazardous pollutants.

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

HB09-1002 by Representative(s) McFadyen; also Senator(s) Tapia--Concerning the operation of the state lottery.
Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 13, page 299 and placed in members' bill files.)
As amended, ordered revised and placed on the calendar for Third Reading and Final Passage.

SB09-069 by Senator(s) Boyd; --Concerning court-appointed parenting coordinators.
Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 12, page 283 and placed in members' bill files.)
As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.

SB09-169 by Senator(s) Tochtrop; also Representative(s) Riesberg--Concerning the continuation of the board of examiners of nursing home administrators.
Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 12, page 283 and placed in members' bill files.)
As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.

SB09-121 by Senator(s) White; also Representative(s) May--Concerning the sales and use tax exempt status of meals provided to employees of a business where prepared food is regularly sold.

Upon request of Senator Shaffer, SB09-121 was removed from the General Orders -- Second Reading of Bills Consent Calendar and placed at the end of the General Orders -- Second Reading of Bills Calendar of Tuesday, February 17.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66

- SB09-016** by Senator(s) Kopp and Penry, Gibbs, Schwartz; also Representative(s) King S. and Scanlan, Lundberg--Concerning measures to encourage the restoration of forest areas affected by bark beetle infestation.
Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 13, page 299-300 and placed in members' bill files.)
As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.1
2
3
4
5
6
7
8
- SB09-012** by Senator(s) Morse and Kopp, Boyd; also Representative(s) Frangas and Massey, Riesberg--Concerning professional review of health care providers.
Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 13, page 316-318 and placed in members' bill files.)
As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.9
10
11
12
13
14
15
- 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.
Amendment No. 1, Agriculture & Natural Resources Committee Amendment.
(Printed in Senate Journal, February 13, page 327-334 and placed in members' bill files.)
As amended, ordered engrossed and placed on the calendar for Third Reading and Final Passage.16
17
18
19
20
21
22

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	33	NO	0	EXCUSED	2	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		Y Tochtrop	Y
Carroll M.		Y Kester		Y Romer		E 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	E
Heath		Y Mitchell		Y Schwartz		Y	

The Committee of the Whole took the following action:

Passed on Second Reading: SB09-157, SB09-117 as amended, SB09-119, SB09-069 as amended, SB09-169 as amended, SB09-016 as amended, SB09-012 as amended, SB09-141 as amended, HB09-1002 as amended.

Removed from the General Orders Second Reading of Bills Consent Calendar and placed at the end of the General Orders Second Reading of Bills Calendar of Tuesday, February 17: SB09-121.

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, February 18, retaining its place on the calendar.49
50
51
52
53
54
55
- SB09-061** by Senator(s) Carroll M.; also Representative(s) Primavera--Concerning the qualifications of health care professionals who review claims for medical treatment under insurance policies.

Laid over until Wednesday, February 18, retaining its place on the calendar.56
57
58
59
60
61
- 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.

Laid over until Wednesday, February 18, retaining its place on the calendar.62
63
64
65
66
- SB09-156** by Senator(s) Veiga; also Representative(s) Miklosi--Concerning the reduction of plastic67

bag use.

Laid over until Wednesday, February 18, retaining its place on the calendar.

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.

Laid over until Wednesday, February 18, retaining its place on the calendar.

SB09-029 by Senator(s) Shaffer B.; --Concerning a requirement that people on a school bus wear safety belts.

Laid over until Wednesday, February 18, retaining its place on the calendar.

SB09-091 by Senator(s) Romer; also Representative(s) Rice--Concerning motor vehicle dealer franchise agreements.

Laid over until Wednesday, February 18, retaining its place on the calendar.

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.

Laid over until Wednesday, February 18, retaining its place on the calendar.

SB09-129 by Senator(s) Tochtrop; also Representative(s) Gagliardi--Concerning the duties that may be performed by a dental hygienist.

Laid over until Wednesday, February 18, retaining its place on the calendar.

SB09-123 by Senator(s) Williams, Sandoval; also Representative(s) Todd, Solano--Concerning a pilot program to reduce the dropout rate of adolescent students, and making an appropriation therefor.

Laid over until Wednesday, February 18, retaining its place on the calendar.

CONSIDERATION OF RESOLUTIONS

SJR09-013 by Senator(s) Keller; also Representative(s) Gerou--Concerning awareness day for individuals with disabilities.

Laid over until Wednesday, February 18, retaining its place on the calendar.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

MEMBER OF THE BOARD OF REAL ESTATE APPRAISERS

effective July 2, 2008, for a term expiring July 1, 2011:

Frank R. Beltran of Pueblo, Colorado to serve as a county assessor in office, appointed;

Thomas L. Fellows of Colorado Springs, Colorado to serve as a licensed or certified appraiser, reappointed;

Leslie Mitchell of Denver, Colorado to serve as an officer or employee of a commercial bank experienced in real estate lending, appointed.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	E	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	E
Heath	Y	Mitchell	Y	Schwartz	Y		

SENATE SERVICES REPORT

Correctly Printed: SB09-183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221 and 222.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

- Appropriations After consideration on the merits, the Committee recommends that **SB09-183** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB09-184** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB09-185** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB09-186** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB09-187** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB09-188** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB09-189** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB09-190** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB09-191** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB09-192** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB09-193** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB09-194** be referred to the Committee of the Whole with favorable recommendation.
- Appropriations After consideration on the merits, the Committee recommends that **SB09-195** be referred to the Committee of the Whole with favorable recommendation.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67

Appropriations	After consideration on the merits, the Committee recommends that SB09-196 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
Appropriations	After consideration on the merits, the Committee recommends that SB09-197 be referred to the Committee of the Whole with favorable recommendation.	5 6 7
Appropriations	After consideration on the merits, the Committee recommends that SB09-198 be referred to the Committee of the Whole with favorable recommendation.	8 9 10
Appropriations	After consideration on the merits, the Committee recommends that SB09-199 be referred to the Committee of the Whole with favorable recommendation.	11 12 13
Appropriations	After consideration on the merits, the Committee recommends that SB09-200 be referred to the Committee of the Whole with favorable recommendation.	14 15 16
Appropriations	After consideration on the merits, the Committee recommends that SB09-201 be referred to the Committee of the Whole with favorable recommendation.	17 18 19
Appropriations	After consideration on the merits, the Committee recommends that SB09-202 be referred to the Committee of the Whole with favorable recommendation.	20 21 22
Appropriations	After consideration on the merits, the Committee recommends that SB09-203 be referred to the Committee of the Whole with favorable recommendation.	23 24 25
Appropriations	After consideration on the merits, the Committee recommends that SB09-204 be referred to the Committee of the Whole with favorable recommendation.	26 27 28
Appropriations	After consideration on the merits, the Committee recommends that SB09-205 be postponed indefinitely.	29 30 31
Appropriations	After consideration on the merits, the Committee recommends that SB09-206 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. Amend printed bill, page 1, line 102, strike " PROGRAM. " and substitute " PROGRAM, AND REPEALING AN APPROPRIATION THEREFOR. ".	32 33 34 35 36 37 38
Appropriations	After consideration on the merits, the Committee recommends that SB09-207 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. Amend printed bill, page 1, line 102, strike " PROGRAM. " and substitute " PROGRAM, AND REPEALING AN APPROPRIATION THEREFOR. ".	39 40 41 42 43 44 45
Appropriations	After consideration on the merits, the Committee recommends that SB09-208 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. Amend printed bill, page 15, line 2, strike "TWELVE MILLION FIVE HUNDRED THOUSAND" and substitute "FIFTEEN MILLION".	46 47 48 49 50 51 52
Appropriations	After consideration on the merits, the Committee recommends that SB09-209 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. Amend printed bill, page 1, line 102, strike " PROGRAM. " and substitute " PROGRAM, AND REPEALING AN APPROPRIATION THEREFOR. ".	53 54 55 56 57 58 59
Appropriations	After consideration on the merits, the Committee recommends that SB09-210 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. Amend printed bill, page 12, line 14, strike "09-___," and substitute "09-187,".	60 61 62 63 64 65

Page 27, line 3, strike "09-___" and substitute "09-187";

line 4, strike "09-___" and substitute "09-187".

Page 1, line 102, strike "FUNDS." and substitute "FUNDS, AND, IN CONNECTION THEREWITH, MAKING MODIFICATIONS TO APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that **SB09-211** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 1, line 102, strike "PLAN." and substitute "PLAN, AND MAKING MODIFICATIONS TO AN APPROPRIATION THEREFOR."

Appropriations

After consideration on the merits, the Committee recommends that **SB09-215** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, line 27, strike "million" and substitute "TWO million".

Page 4, line 1, strike "ONE" and substitute "SIX" and, strike "for" and substitute "for";

strike lines 2 through 4 and substitute the following:

"all eligible districts and for all eligible institute charter schools from the state education fund. Of such additional moneys appropriated in the 2008-09 budget year, one hundred thirty-five thousand dollars shall".

Page 15, line 3 strike "from the state education fund, created in";

line 4, strike "section 17 (4) of article IX of the state constitution,";

line 7, strike "ONE" and substitute "TWO MILLION SIX";

line 8, strike "(\$135,000)." and substitute "(\$2,635,000). OF SAID SUM, TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$2,500,000) SHALL BE FROM THE GENERAL FUND NOT OTHERWISE APPROPRIATED, AND ONE HUNDRED THIRTY-FIVE THOUSAND DOLLARS (\$135,000) SHALL BE FROM THE STATE EDUCATION FUND, CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION."

Appropriations

After consideration on the merits, the Committee recommends that **SB09-212** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 10, strike "2012." and substitute "2010.";

line 11, strike "2013." and substitute "2011."

Appropriations

After consideration on the merits, the Committee recommends that **SB09-213** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB09-214** be referred to the Committee of the Whole with favorable recommendation.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65

Appropriations

After consideration on the merits, the Committee recommends that **SB09-216** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

1
2
3

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
Amend printed bill, strike pages 14 through 17 and substitute the following:							
"PART XIV DEPARTMENT OF NATURAL RESOURCES							
(8) WATER RESOURCES DIVISION							
Personal Services	18,765,529	18,250,306			515,223*		
	18,803,286	17,815,306			987,980 ^a		
	(263.6 FTE)						
Operating Expenses	1,540,479	1,045,971			494,508*		
		980,971			559,508 ^a		
Interstate Compacts	76,002	76,002					
Republican River Compact							
Compliance	316,744	316,744					
	(4.7 FTE)						
Satellite Monitoring System	369,049	254,160			114,889 ^b		
	(2.0 FTE)						
Augmentation of Water for Sand and							
Gravel Extraction	44,400				44,400 ^c		
Dam Emergency Repair	50,000				50,000 ^d		
Federal Grant	84,000						84,000 ^e
River Decision Support Systems	379,255				379,255 ^d		
					(4.0 FTE)		
H.B. 03-1334 Temporary							
Interruptible Water Supply							
Agreements	61,589				61,589 ^f		
S.B. 04-225 Well Enforcement	1,489				1,489 ^g		

1	Indirect Cost Assessment	<u>56,670</u>		56,062 ^h	608
2			21,745,206		
3			21,782,963		
4					

5 ^a Of these amounts, ~~\$586,206~~ \$1,107,830 shall be from the Division of Water Resources Ground Water Management Cash Fund established pursuant to Section 37-80-111.5 (1) (d), C.R.S., ~~\$363,483~~ \$379,616 shall be from the Well
 6 Inspection Cash Fund established pursuant to Section 37-80-111.5 (1) (d), C.R.S., and \$60,042 shall be from other various sources of cash funds, including indirect cost recoveries.

7 ^b This amount shall be from the Satellite Monitoring System Cash Fund established pursuant to Section 37-80-111.5 (1) (c), C.R.S.

8 ^c This amount shall be from the Gravel Pit Lakes Augmentation Fund established pursuant to Section 37-90-137 (11) (f), C.R.S.

9 ^d These amounts shall be from the Colorado Water Conservation Board Construction Fund established pursuant to Section 37-60-121 (1) (a), C.R.S.

10 ^e This amount reflects funds anticipated to be received from the United States Bureau of Reclamation and from the Federal Emergency Management Agency, and is shown for informational purposes only.

11 ^f This amount shall be from the Division of Water Resources Ground Water Management Cash Fund established pursuant to Section 37-80-111.5 (1) (d), C.R.S.

12 ^g This amount shall be from the Well Enforcement Cash Fund created pursuant to Section 37-90-111.5 (5) (b), C.R.S.

13 ^h Of this amount, \$37,150 shall be from various sources of cash funds, and \$18,912 shall be from reserves in the Colorado Water Conservation Board Construction Fund established pursuant to Section 37-60-121 (1) (a), C.R.S.

14

15 **TOTALS PART XIV**

16	(NATURAL RESOURCES)	\$209,672,063	\$32,095,945	\$152,844,574*	\$7,374,280	\$17,357,264
17		<u>\$209,709,820</u>	<u>\$31,595,945</u>	<u>\$153,382,331^a</u>		
18						

19 ^a This amount includes \$12,112,079 from the Operational Account of the Severance Tax Trust Fund established pursuant to Section 39-29-102 (1) (a) (II), C.R.S., including \$1,370,295 in the Executive Director's Office which is shown
 20 as being from various sources of cash funds."
 21

Appropriations

After consideration on the merits, the Committee recommends that **SB09-217** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB09-218** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB09-219** be referred to the Committee of the Whole with favorable recommendation.

INTRODUCTION OF BILLS -- FIRST READING

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

SB09-223

by Senator(s) Boyd, Kester, White; also Representative(s) Kerr A. and Gardner B.--
Concerning revisions to the retail food establishment inspection process.
Business, Labor and Technology

On motion of Senator Shaffer, the Senate adjourned until 9:00 a.m., Wednesday, February 18, 2009.

Approved:

Peter C. Groff
President of the Senate

Attest:

Karen Goldman
Secretary of the Senate

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40