

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

90th Legislative Day Monday, April 6, 2009

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Prayer	By the chaplains, Rev. Bill Calhoun, Montview Blvd. Presbyterian Church and Rev. Becky Jones, Episcopal Diocese of Colorado.	11 12
Pledge	By Senator Kester.	13 14
Call to Order	By the President at 10:00 a.m.	15 16 17
Roll Call	Present--33 Excused--2, Mitchell, Veiga. Present later--1, Veiga.	18 19 20 21 22
Quorum	The President announced a quorum present.	23 24
Reading of Journal	On motion of Senator Foster, reading of the Journal of Friday, April 3, 2009, was dispensed with and the Journal was approved as corrected by the Secretary.	25 26 27
	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.	28 29 30 31 32

COMMITTEE OF REFERENCE REPORTS

Appropriations	After consideration on the merits, the Committee recommends that SB09-045 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	36 37 38 39
	Amend the Education Committee Report, dated February 11, 2009, page 2, after line 8, insert the following:	40 41 42
	"line 3, strike "EDUCATION." and substitute "EDUCATION THAT OFFERS A ONE-HUNDRED-TWENTY-HOUR BACCALAUREATE DEGREE PROGRAM THAT IS THE SUBJECT OF THE STATEWIDE ARTICULATION AGREEMENT.".	43 44 45 46
	Page 3 of the committee report, line 3, strike "TO" and substitute "TO:";	47 48
	strike line 4 and substitute the following:	49 50
	"(I) WAIVE OR ADJUST ACADEMIC ENTRANCE REQUIREMENTS ON BEHALF OF A";	51 52 53
	strike lines 6 and 7 and substitute the following:	54 55
	"ARTICULATION AGREEMENT; OR	56 57
	(II) OFFER A PARTICULAR BACCALAUREATE DEGREE PROGRAM TO A STUDENT WHO ELECTS TO TAKE ADVANTAGE OF A STATEWIDE ARTICULATION AGREEMENT, WHICH BACCALAUREATE DEGREE PROGRAM IS NOT ALREADY OFFERED BY THE INSTITUTION.".	58 59 60 61 62
	Page 4 of the committee report, strike line 8 and substitute the following:	63 64
	"AT ITS DISCRETION, DIRECT OTHER MONEYS TO THE FUND.	65 66 67
	SECTION 2. Appropriation. In addition to any other	

appropriation, there is hereby appropriated, out of any moneys in the seamless transferability cash fund created in section 23-1-125, Colorado Revised Statutes, not otherwise appropriated, to the department of higher education, for allocation to the department administration, for the fiscal year beginning July 1, 2009, the sum of one hundred eight thousand forty-seven dollars (\$108,047) cash funds and 1.0 FTE, or so much thereof as may be necessary, for the implementation of this act."

Renumber succeeding section accordingly.

Page 1, line 104, strike "INSTITUTIONS." and substitute "INSTITUTIONS, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH."."

Appropriations

After consideration on the merits, the Committee recommends that **SB09-089** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 35, after line 23, insert the following:

"SECTION 20. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the institute charter school capital construction assistance grant fund created in section 22-30.5-515.5, Colorado Revised Statutes, not otherwise appropriated, to the department of education, for allocation to the state charter school institute, for the fiscal year beginning July 1, 2009, the sum of three hundred sixty-five thousand two hundred twenty-six dollars (\$365,226) cash funds, or so much thereof as may be necessary, for the implementation of this act."

Renumber succeeding section accordingly.

Page 1, line 101, strike "INSTITUTE." and substitute "INSTITUTE, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH."."

INTRODUCTION OF RESOLUTIONS

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

SJR09-035 by Senator(s) White, Keller, Tapia; also Representative(s) Marostica, Ferrandino, Pommer-- Concerning the declaration of a state fiscal emergency pursuant to Section 21 (7) of Article X of the state constitution.
Appropriations

INTRODUCTION OF BILLS -- FIRST READING

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

SB09-259 by Senator(s) Keller, Tapia, White; also Representative(s) Pommer, Ferrandino, Marostica-- Concerning the provision for payment of the expenses of the executive, legislative, and judicial departments of the state of Colorado, and of its agencies and institutions, for and during the fiscal year beginning July 1, 2009, except as otherwise noted.
Appropriations

SB09-260 by Senator(s) White, Keller, Tapia; also Representative(s) Pommer, Ferrandino, Marostica-- Concerning the transfer in state fiscal years 2008-09 and 2009-10 of all moneys not otherwise allocated from state public school lands to the state public school fund instead of the permanent school fund, and making an appropriation in connection therewith.
Appropriations

SB09-261 by Senator(s) Tapia, Keller, White; also Representative(s) Ferrandino, Pommer, Marostica-- Concerning the use of moneys in the supplemental old age pension health and medical care fund to pay for services received by certain persons in the state medicaid program, and making an appropriation therefor.

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	Appropriations	1
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SB09-262	by Senator(s) White, Keller, Tapia; also Representative(s) Marostica, Ferrandino, Pommer--	3
	Concerning the funding source for state costs of the breast and cervical cancer prevention	4
	and treatment program, and making an appropriation therefor.	5
	Appropriations	6
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SB09-263	by Senator(s) White, Keller, Tapia; also Representative(s) Pommer, Ferrandino, Marostica--	8
	Concerning payments to medicaid nursing facility providers.	9
	Appropriations	10
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SB09-264	by Senator(s) Keller, Tapia, White; also Representative(s) Pommer, Ferrandino, Marostica--	12
	Concerning the increased moneys received due to the federal "American Recovery and	13
	Reinvestment Act of 2009", and making appropriations therefor.	14
	Appropriations	15
		16
SB09-265	by Senator(s) White, Keller, Tapia; also Representative(s) Pommer, Ferrandino, Marostica--	17
	Concerning the timing of payments made under public medical assistance programs, and	18
	making appropriations therefor.	19
	Appropriations	20
		21
SB09-266	by Senator(s) Tapia, Keller, White; also Representative(s) Pommer, Ferrandino, Marostica--	22
	Concerning the eligibility of noncitizens for the old age pension.	23
	Appropriations	24
		25
SB09-267	by Senator(s) Tapia, Keller, White; also Representative(s) Ferrandino, Pommer, Marostica--	26
	Concerning the percentage of costs that a county department of social services pays for a	27
	child who is placed in a residential child care facility by the county department, and making	28
	an appropriation in connection therewith.	29
	Appropriations	30
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SB09-268	by Senator(s) Tapia, Keller, White; also Representative(s) Pommer, Ferrandino, Marostica--	32
	Concerning clarifying the appointment of state-paid professionals in cases involving	33
	children.	34
	Appropriations	35
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SB09-269	by Senator(s) White, Keller, Tapia; also Representative(s) Ferrandino, Pommer, Marostica--	37
	Concerning adjustment of the allocation of tobacco litigation settlement moneys received by	38
	the state during specified fiscal years, and, in connection therewith, requiring settlement	39
	moneys that are disputed payments and settlement moneys in excess of a specified amount	40
	to be credited to the general fund, requiring a portion of the moneys so credited to be	41
	transferred to the children's basic health plan trust and the nurse home visitor program fund,	42
	delaying mandated growth in the percentage of settlement moneys allocated for the	43
	Colorado nurse home visitor program by one fiscal year, and making appropriations.	44
	Appropriations	45
		46
SB09-270	by Senator(s) Tapia, Keller, White; also Representative(s) Marostica, Ferrandino, Pommer--	47
	Concerning the crediting to the general fund of earnings generated during specified fiscal	48
	years from the deposit and investment of cash funds that receive revenues from the	49
	constitutionally imposed taxes on cigarettes and tobacco products.	50
	Appropriations	51
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SB09-271	by Senator(s) Tapia, Keller, White; also Representative(s) Ferrandino, Pommer, Marostica--	53
	Concerning the use of tobacco revenues generated under section 21 of article X of the state	54
	constitution in a state fiscal emergency, and making an appropriation therefor.	55
	Appropriations	56
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SB09-272	by Senator(s) White, Keller, Tapia; also Representative(s) Marostica, Ferrandino, Pommer--	58
	Concerning the Colorado high cost support mechanism, and, in connection therewith,	59
	transferring to the state treasurer moneys administered under the direction of the public	60
	utilities commission for the support of universal basic telephone service in high cost areas	61
	of the state.	62
	Appropriations	63
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SB09-273	by Senator(s) White, Keller, Tapia; also Representative(s) Marostica, Ferrandino, Pommer--	65
	Concerning changes in the laws governing Pinnacol Assurance to allow the state to make	66
	use of certain funds authorized by statute to be collected by Pinnacol Assurance, and, in	67

connection therewith, augmenting state revenues by requiring the transmittal of certain surplus funds of Pinnacol Assurance to the state treasury, clarifying the laws governing Pinnacol Assurance's funds, and making an appropriation.
 Appropriations

SB09-274 by Senator(s) Keller, Tapia, White; also Representative(s) Pommer, Ferrandino, Marostica--
 Concerning the financing of the division of motor vehicles in the department of revenue, and, in connection therewith, authorizing appropriations from the highway users tax fund to the division of motor vehicles in the fiscal years 2008-09 and 2009-10, repealing the allocation of fees relating to driver's licenses and identification cards to the highway users tax fund and crediting such fees to the licensing services cash fund, and modifying appropriations made to the division of motor vehicles in the fiscal year 2008-09 long appropriations bill.
 Appropriations

SB09-275 by Senator(s) Tapia, Keller, White; also Representative(s) Ferrandino, Pommer, Marostica--
 Concerning the temporary elimination of the ability of any vendor to retain any amount of state sales tax revenues to compensate for the vendor's expenses incurred in the collection and remittance of the tax revenues to the state.
 Appropriations

SB09-276 by Senator(s) White, Keller, Tapia; also Representative(s) Pommer, Ferrandino, Marostica--
 Concerning the property tax exemptions for qualifying seniors and disabled veterans, and, in connection therewith, lowering for specified property tax years the maximum amount of actual value of the primary owner-occupied residence of a qualifying senior or a qualifying disabled veteran that is partly exempt from property taxation, and making an appropriation in connection therewith.
 Appropriations

SB09-277 by Senator(s) Tapia, Keller, White; also Representative(s) Marostica, Ferrandino, Pommer--
 Concerning the general fund reserve required for the 2009-10 state fiscal year.
 Appropriations

SB09-278 by Senator(s) Tapia, Keller, White; also Representative(s) Ferrandino, Pommer, Marostica--
 Concerning the augmentation of the general fund during specified fiscal years with revenue that would otherwise be transferred to fund the capital construction needs of the state.
 Appropriations

SB09-279 by Senator(s) Tapia, Keller, White; also Representative(s) Pommer, Ferrandino, Marostica--
 Concerning the augmentation of the general fund through transfers of certain moneys.
 Appropriations

SB09-280 by Senator(s) Keller, Tapia, White; also Representative(s) Pommer, Ferrandino, Marostica--
 Concerning funding for capital construction, and making supplemental appropriations in connection therewith.
 Appropriations

SB09-281 by Senator(s) Shaffer B., Groff, Hodge, Keller, Morse, Romer, White, Tapia; also Representative(s) Weissmann--Concerning Pinnacol Assurance, and, in connection therewith, clarifying the operation of Pinnacol Assurance as a political subdivision of the state, requiring Pinnacol Assurance to pay a policyholder dividend, and putting in place measures for the general assembly to assess the operation of Colorado laws governing worker safety and injury compensation.
 Appropriations

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--SR09-014.

CONSIDERATION OF RESOLUTIONS

SR09-014 by Senator(s) Shaffer B., Groff, Penry; --Concerning the appointment of an employee for the Senate of the Sixty-seventh General Assembly.

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On motion of Senator Tochtrop, the resolution was **adopted** by 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	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		

**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:

SB09-248 by Senator(s) Heath; also Representative(s) McNulty--Concerning contractor surety requirements for a public works project contract having a total value of five hundred million dollars or more, and, in connection therewith, requiring a bond or other acceptable surety, including but not limited to a letter of credit, to be filed in a specified minimum amount for the duration of the contract.

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	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		

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

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.

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	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		

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

Co-sponsors added: Boyd and Brophy.

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

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	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		

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

Co-sponsors added: Bacon, Heath, Newell and Williams.

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.

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

YES	31	NO	2	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	N	Keller	Y	Renfroe	Y	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: Foster, Gibbs, Heath, Penry, Shaffer B. and Tochtrop.

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.

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	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		

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

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:

SB09-249 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".

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	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		

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

Co-sponsors added: Boyd

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

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

YES	21	NO	12	EXCUSED	2	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Shaffer B.	Y
Boyd	Y	Hudak	Y	Newell	Y	Spence	N
Brophy	N	Isgar	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	N	Tochtrop	Y
Carroll M.	Y	Kester	N	Romer	Y	Veiga	E
Foster	Y	King K.	N	Sandoval	Y	White	Y
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	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: Foster

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

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

YES	30	NO	3	EXCUSED	2	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Shaffer B.	Y
Boyd	Y	Hudak	Y	Newell	Y	Spence	N
Brophy	Y	Isgar	Y	Penry	Y	Tapia	Y
Cadman	N	Keller	Y	Renfroe	Y	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	N	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: Boyd, Foster, Gibbs, Groff, Heath, Hodge, Keller, Newell, Sandoval, Schwartz, Shaffer B., Tapia, Tochtrop and Williams.

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.

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

YES	32	NO	1	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	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	N	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**.

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

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	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		

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

Co-sponsors added: Gibbs, Hodge and Kester.

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

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

Third Reading Amendment No. 1, (L.004), by Senator Boyd.

Amend revised bill, page 6, after line 11, insert the following:

"**SECTION 9.** 26-2-721.7 (1) (a), Colorado Revised Statutes, is amended to read:

26-2-721.7. Colorado works statewide strategic use fund - created - allocations - rules - report. (1) (a) There is hereby created the Colorado works statewide strategic use fund, referred to in this section as the "statewide strategic use fund", which shall consist of the moneys annually appropriated thereto by the general assembly from the Colorado

long-term works reserve. The moneys in the statewide strategic use fund shall be ~~subject to annual appropriation by the general assembly~~ CONTINUOUSLY APPROPRIATED to the state department for the purposes specified in this section. Any unexpended moneys remaining in the statewide strategic use fund at the end of a fiscal year shall REMAIN IN THE STATEWIDE STRATEGIC USE FUND AND SHALL NOT revert to the Colorado long-term works reserve OR ANY OTHER FUND."

Renumber succeeding section accordingly.

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

YES	25	NO	8	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	Y	Tapia	Y
Cadman	N	Keller	Y	Renfroe	N	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
Foster	Y	King K.	N	Sandoval	Y	White	Y
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	Y	Lundberg	N	Schultheis	N	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	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	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		

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

Co-sponsors added: Boyd and Tochtrop.

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.

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

Third Reading Amendment No. 1,(L.009), by Senator Carroll.

Amend revised bill, page 4, strike lines 20 through 22 and substitute the following:

"(7) THIS SECTION SHALL APPLY TO CONTRACTS ENTERED INTO ON OR AFTER AUGUST 10, 2009, TO PURCHASE NEW SINGLE-FAMILY DETACHED RESIDENCES BUILT ON OR AFTER AUGUST 10, 2009; EXCEPT THAT THIS SECTION SHALL NOT APPLY TO UNOCCUPIED HOMES SERVING AS SALES INVENTORY OR MODEL HOMES."

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

YES	31	NO	2	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	N	Keller	Y	Renfroe	N	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	24	NO	9	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	Y	Tapia	Y
Cadman	N	Keller	Y	Renfroe	N	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
Foster	Y	King K.	N	Sandoval	Y	White	Y
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	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: Bacon, Boyd, Heath, Newell, Schwartz, Shaffer B., Tochtrop and Williams.

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.

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	N
Brophy	N	Isgar	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	N	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	Veiga	E
Foster	Y	King K.	N	Sandoval	Y	White	Y
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	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: Bacon, Gibbs and Heath.

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

HB09-1309 by Representative(s) Pace; also Senator(s) Tochtrop--Concerning inspection of boilers.
Ordered revised and placed on the calendar for Third Reading and Final Passage.

SB09-254 by Senator(s) Bacon, Veiga; also Representative(s) Scanlan and Balmer--Concerning the authority of certain licensed beer manufacturers to use common licensed premises for the production of beer products in this state.
Ordered engrossed and placed on the calendar for Third Reading and Final Passage.

SB09-252 by Senator(s) Boyd, Carroll M., Lundberg, Morse, Newell, Spence; also Representative(s) Frangas, Gagliardi, Green, Kefalas, Kerr J., Primavera, Riesberg, Swalm--Concerning mail order prescription drugs for medicaid recipients who have third-party insurance.
Ordered engrossed 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 Sandoval, 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	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: SB09-254, SB09-252, HB09-1309.

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 Memorials--SJM09-002.

CONSIDERATION OF MEMORIALS

SJM09-002 by Senator(s) Sandoval; also Representative(s) Kefalas--Concerning the 2009 reauthorization of the "Child Nutrition and WIC Reauthorization Act of 2004".

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

YES	28	NO	5	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	N	Keller	Y	Renfroe	N	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	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

Co-sponsors added: Boyd, Heath, Hodge, Hudak, Morse, Newell, Shaffer B. and Williams.

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 House Amendments to Senate Bills.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

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

Senator Harvey moved that the Senate concur in House amendments to **SB09-119**, as printed in House Journal, April 2, pages 1000-1001. The motion was **passed** by 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	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	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	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		

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

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.

Senator Gibbs moved that the Senate not concur in House amendments to **SB09-013**, as printed in House Journal, April 3, page 911 and that a Conference Committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**.

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	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 President appointed Senators Gibbs, Chair, Schwartz, and Kopp as Senate Conferees on the First Conference Committee on **SB09-013**.

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 Conference Committee Reports.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB09-1153 by Representative(s) May; also Senator(s) Harvey--Concerning the requirements applicable to the formation of an issue committee under Colorado law governing campaign finance.

Senator Harvey moved for the adoption of the First Report of the First Conference Committee on **HB09-1153**, as printed in Senate Journal, April 3, page 959. The motion was **adopted** by 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	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	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	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		

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

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 General Orders -- Second Reading of Bills.

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

SB09-170 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, Appropriations Committee Amendment.
(Printed in Senate Journal, April 2, page 906 and placed in members' bill files.)

Amendment No. 2(L.031), by Senator Schwartz.

Amend the Education Committee Report, dated March 5, 2009, page 3, strike lines 19 through 21 and substitute the following:

"SECTION 3. Effective date - applicability. This act shall take effect upon the enactment and signing into law of a federal act that repeals 8 U.S.C. sec. 1623 and shall apply to persons admitted to an institution of higher education prior to, on, or after said date."

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

(For further action, see Amendments to the Report of the Committee of the Whole.)

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 Tuesday, April 7, 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 Tuesday, April 7, retaining its place on the calendar.

SB09-093 by Senator(s) Williams, Heath, King K.; also Representative(s) Marostica, Middleton, Rice, Roberts--Concerning identity theft, and making an appropriation in connection therewith.

Laid over until Tuesday, April 7, retaining its place on the calendar.

HB09-1287 by Representative(s) McGihon; also Senator(s) Mitchell--Concerning changes to the "Colorado Probate Code".

Laid over until Tuesday, April 7, retaining its place on the calendar.

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On motion of Senator Shaffer, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (SB09-223) of Monday, April 6, was laid over until Tuesday, April 7, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

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

Senator Kopp moved to amend the Report of the Committee of the Whole to show that the following Kopp floor amendment, (L.033) to SB 09-170, did pass.
 Strike the Appropriations Committee Report, dated April 1, 2009.
 Strike the Education Committee Report, dated March 5, 2009.

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

"SECTION 1. Article 7 of title 23, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

23-7-103.5. Tuition classification - nondiscrimination. AN INSTITUTION OF HIGHER EDUCATION IN COLORADO SHALL NOT DISCRIMINATE AGAINST AMERICAN CITIZENS WHO ARE NOT RESIDENTS OF COLORADO BY PROVIDING IN-STATE TUITION CLASSIFICATION ON THE BASIS OF A RESIDENCY REQUIREMENT TO PERSONS WHO ARE ILLEGAL IMMIGRANTS RESIDING IN THE STATE.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the Report of the Committee of the Whole was declared **lost** on the following roll call vote:

YES	13	NO	21	EXCUSED	1	ABSENT	0
Bacon	N	Hodge	N	Morse	N	Shaffer B.	N
Boyd	N	Hudak	N	Newell	N	Spence	Y
Brophy	Y	Isgar	N	Penry	Y	Tapia	N
Cadman	Y	Keller	N	Renfroe	Y	Tochtrop	N
Carroll M.	N	Kester	Y	Romer	N	Veiga	N
Foster	N	King K.	Y	Sandoval	N	White	Y
Gibbs	N	Kopp	Y	Scheffel	Y	Williams	N
Harvey	Y	Lundberg	Y	Schultheis	Y	President	N
Heath	N	Mitchell	E	Schwartz	N		

Senator Spence requested a roll call vote on **SB09-170**.

YES	16	NO	18	EXCUSED	1	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Shaffer B.	Y
Boyd	Y	Hudak	Y	Newell	N	Spence	N
Brophy	N	Isgar	N	Penry	N	Tapia	Y
Cadman	N	Keller	N	Renfroe	N	Tochtrop	N
Carroll M.	N	Kester	N	Romer	Y	Veiga	Y
Foster	Y	King K.	N	Sandoval	Y	White	N
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

IMMEDIATE RECONSIDERATION OF SB09-170

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

Having voted on the prevailing side, Senator Harvey moved for immediate reconsideration of the last Senate action, roll call vote, on SB09-170. Less than a majority of all members elected to the Senate having voted in the affirmative, the motion was declared **lost**.

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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	19	NO	15	EXCUSED	1	ABSENT	0
Bacon	N	Hodge	N	Morse	N	Shaffer B.	N
Boyd	N	Hudak	N	Newell	Y	Spence	Y
Brophy	Y	Isgar	Y	Penry	Y	Tapia	N
Cadman	Y	Keller	Y	Renfroe	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	N	Veiga	N
Foster	N	King K.	Y	Sandoval	N	White	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	N
Harvey	Y	Lundberg	Y	Schultheis	Y	President	N
Heath	N	Mitchell	E	Schwartz	N		

The Committee of the Whole took the following action:

Lost on Second Reading: SB09-170 as amended.

Laid over until Tuesday, April 7 retaining their place on the Calendar: HB09-1299, HB09-1170, SB09-093, HB09-1287, SB09-223.

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 Monday, April 6 was laid over until Tuesday, April 7, retaining its place on the calendar.

Special Orders -- Second Reading of Bills: SB09-180, HB09-1180, HB09-1042, SB09-235.

Consideration of Resolutions: SJR09-032.

Conference Committees to Report: HB09-1057, SB09-101, SB09-131, SB09-148.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB09-246** be postponed indefinitely.

MESSAGE FROM THE HOUSE

April 6, 2009

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB09-1322, 1325.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB09-1204, amended as printed in House Journal, April 3, page 1021.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB09-031, amended as printed in House Journal, April 3, page 1021. SB09-171, amended as printed in House Journal, April 3, pages 1021-1022.

LETTER OF APPOINTMENT

Appointment

Letter of designation and appointment from Secretary of the Board of Regents, University of Colorado was read and assigned to Committees as follows:

February 26, 2009

Honorable Peter C. Groff, President
Colorado State Senate
Colorado General Assembly
State Capitol Building
200 East Colfax Avenue
Denver, Colorado 80203

Dear President Groff:

On behalf of the Board of Regents of the University of Colorado, I am pleased to forward to you the following appointment to the University of Colorado Hospital Authority Board of Directors:

From the Fifth Congressional District: Jerry G. Rutledge, for a term effective September 1, 2008, and continuing until August 31, 2012 (or until his successor is appointed by the Board of Regents).

This appointment was approved the Board of Regents at its August 1, 2008, meeting. A copy of the resolution to this effect and biographical information are attached.

Per C.R.S. 23-21-503 (2), appointments to the Hospital Authority Board of Directors from the congressional districts are subject to the advice and consent of the Senate.

Sincerely,
(signed)
Cheryl Espinoza
Assistant Secretary of the Board of Regents

Attachment (as referenced)

Rec'd: 4/3/2009
Karen Goldman, Secretary of the Senate

cc: Allen Staver, Vice President and General Counsel, University fo Colorado Hospital
Jeff Thomspson, Director, Government and Corporate Relations, University of Colorado Hospital
Dan Wilkerson, Vice President, University Counsel and Secretary of the Board of Regents, University of Colorado
Tanya Kelly-Bowry, Vice President, Governmental Relations, University of Colorado

Committee on Health & Human Services

MESSAGE FROM THE REVISOR OF STATUTES

April 6, 2009

We herewith transmit:

- Without comment, HB09-1322 and 1325.
- Without comment, as amended, HB09-1204.
- Without comment, as amended, SB09-031 and 171.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Carroll, Chair, Newell, and Cadman as Senate Conferees on the First Conference Committee on **HB09-1281**.

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SENATE SERVICES REPORT

Correctly Printed: SB09-258 and 282.
Correctly Engrossed: SB09-110, 243, 248, 249 and 251; SJR09-033.
Correctly Reengrossed: SB09-256.
Correctly Revised: HB09-1149, 1222, 1230, 1248, 1293, 1294, 1296 and 1301.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB09-112, 117, 210, 215, 225, and 227 and HB09-1034, 1118, 1125, 1143, 1190, 1218, 1253, 1254, 1264, 1297.

On motion of Senator Shaffer, the Senate adjourned until 9:00 a.m., Tuesday, April 7, 2009.

Approved:

Peter C. Groff
 President of the Senate

Attest:

Karen Goldman
 Secretary of the Senate

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