

HOUSE JOURNAL
SIXTY-SEVENTH GENERAL ASSEMBLY
STATE OF COLORADO
Second Regular Session

One hundred-fourteenth Legislative Day Thursday, May 6, 2010

1 Prayer by Dr. Gary Bowser, First Baptist Church, Denver.
2
3 The Speaker called the House to order at 9:00 a.m.
4
5 Pledge of Allegiance led by Lisa Wise, Rocky Top Middle School,
6 Thornton.
7
8 The roll was called with the following result:
9
10 Present--59.
11 Excused--Representative(s) Kagan, McNulty, Pace, Pommer,
12 Schafer, Sonnenberg--6.
13 Present after roll call--Representative(s) Kagan, McNulty,
14 Pommer, Schafer, Sonnenberg.

15
16 The Speaker declared a quorum present.

17 _____
18
19 On motion of Representative Nikkel, the reading of the journal of
20 May 5, 2010, was declared dispensed with and approved as corrected by
21 the Chief Clerk.

22 _____
23
24
25 On motion of Representative Merrifield, the House resolved itself into
26 Committee of the Whole for consideration of General Orders, and he was
27 called to the Chair to act as Chairman.

28 _____
29
30 **GENERAL ORDERS--SECOND READING OF BILLS**

31
32 The Committee of the Whole having risen, the Chairman reported the
33 titles of the following bills had been read (reading at length had been
34 dispensed with by unanimous consent), the bills considered and action
35 taken thereon as follows:

36
37 (Amendments to the committee amendment are to the printed committee
38 report which was printed and placed in the members' bill file.)

39
40 **SB10-087** by Senator(s) Steadman; also Representative(s)Liston--
41 Concerning the authority of the secretary of state in
42 connection with the regulation of lobbyists, and making an
43 appropriation therefor.

- 1 Amendment No. 1, State, Veterans, & Military Affairs Report, dated
2 March 25, 2010, and placed in member's bill file; Report also printed in
3 House Journal, March 26, pages 995-996.
4
- 5 Amendment No. 2, Appropriations Report, dated April 30, 2010, and
6 placed in member's bill file; Report also printed in House Journal,
7 April 30, page 1559.
8
- 9 Amendment No. 3, by Representative(s) Liston.
10
- 11 Amend the Appropriations Committee Report, dated April 30, 2010,
12 page 1, strike lines 3 through 13 and substitute:
13
- 14 ""Page 9 of the reengrossed bill, line 15, strike "**or volunteer**".
15
- 16 Page 9 of the bill, strike lines 17 and 18 and substitute "**declaration**.
17 (1) Any professional lobbyist, before engaging in lobbying,".
18
- 19 Page 10 of the bill, strike lines 13 through 15 and substitute:
20
- 21 "(2), and in processing and maintaining the disclosure information
22 required by this part 3. The"."."
23
- 24 Page 1 of the Appropriations Committee Report, after line 13 insert:
25
- 26 "Page 2 of the State, Veterans, & Military Affairs Committee Report,
27 strike lines 5 and 6 and substitute:
28
- 29 "Page 11 of the bill, line 19, strike "~~volunteer lobbyist~~," and substitute
30 "volunteer lobbyist,"."
31
- 32 Page 2 of the State, Veterans, & Military Affairs Committee Report,
33 strike lines 8 through 17 and substitute:
34
- 35 "Page 12 of the bill, strike lines 1 through 24."."
36
- 37 Page 2 of the Appropriations Committee Report, after line 14 insert:
38
- 39 "Page 16 of the reengrossed bill, line 24, strike "EITHER" and strike
40 "OR".
41
- 42 Page 16 of the bill, line 25, strike "VOLUNTEER".".
43
- 44 As amended, ordered revised and placed on the Calendar for Third
45 Reading and Final Passage.
46
- 47 **SB10-076** by Senator(s) Carroll M.; also Representative(s)
48 Primavera--Concerning unreasonable insurance claims
49 settlement practices.
50
- 51 Amendment No. 1, Judiciary Report, dated April 29, 2010, and placed in
52 member's bill file; Report also printed in House Journal, April 30,
53 page 1535.
54
- 55 As amended, ordered revised and placed on the Calendar for Third
56 Reading and Final Passage.

- 1 **SB10-141** by Senator(s) King K.; also Representative(s) Lambert--
2 Concerning the transfer of responsibility for the regulation
3 of games of chance from the secretary of state to the
4 department of revenue in accordance with House
5 Concurrent Resolution 09-1003, and making an
6 appropriation therefor.
7
- 8 Amendment No. 1, Appropriations Report, dated May 3, 2010, and placed
9 in member's bill file; Report also printed in House Journal, May 3,
10 pages 1576-1577.
11
- 12 As amended, ordered revised and placed on the Calendar for Third
13 Reading and Final Passage.
14
15
- 16 **SB10-187** by Senator(s) Tochtrop; also Representative(s) Riesberg--
17 Concerning workers' compensation.
18
- 19 Ordered revised and placed on the Calendar for Third Reading and Final
20 Passage.
21
- 22 **SB10-194** by Senator(s) Boyd; also Representative(s) Riesberg--
23 Concerning the requirement that entities operating
24 pursuant to certain federal waivers that provide certain
25 services to persons with developmental disabilities obtain
26 licensure as home care agencies.
27
- 28 Ordered revised and placed on the Calendar for Third Reading and Final
29 Passage.
30
31
- 32 **SB10-128** by Senator(s) Hudak, Newell, Carroll M., Steadman; also
33 Representative(s) Rice--Concerning invasion of privacy,
34 and making an appropriation in connection therewith.
35
- 36 Amendment No. 1, Judiciary Report, dated May 3, 2010, and placed in
37 member's bill file; Report also printed in House Journal, May 4,
38 page 1627.
39
- 40 As amended, ordered revised and placed on the Calendar for Third
41 Reading and Final Passage.
42
- 43 **SB10-201** by Senator(s) Mitchell and Romer, Foster, Hodge, Kester,
44 Kopp, Morse, Newell, Penry, Scheffel, Shaffer B., Tapia;
45 also Representative(s) Soper and Balmer, Baumgardner,
46 Bradford, Casso, DelGrosso, Hullinghorst, Kagan, Liston,
47 Looper, McNulty, Merrifield, Priola, Rice, Scanlan,
48 Sonnenberg, Stephens--Concerning enforcement of the
49 motor vehicle franchise laws against certain types of
50 licensees.
51
- 52 Ordered revised and placed on the Calendar for Third Reading and Final
53 Passage.
54
55

1 **SB10-054** by Senator(s) Hudak, Steadman; also Representative(s)
 2 Levy--Concerning the provision of educational services
 3 for juveniles against whom charges have been filed in
 4 district court, and making an appropriation therefor.

5
 6 Ordered revised and placed on the Calendar for Third Reading and Final
 7 Passage.

8
 9 **HB10-1282** by Representative(s) King S. and Bradford; also Senator(s)
 10 Penry--Concerning the imposition of a moratorium on the
 11 closure of coal-solar power plants.

12
 13 Laid over until May 10, retaining place on Calendar.

14
 15 On motion of Representative Weissmann, the remainder of the General
 16 Orders Calendar (**HCR10-1002, SB10-012, 013, 179, 184, 180**) was laid
 17 over until May 7, retaining place on Calendar.

18
 19
 20
 21 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

22
 23 Passed Second Reading: **SB10-087 amended, 076 amended, 141**
 24 **amended, 187, 194, 128 amended, 201, 054.**

25
 26 Laid over until date indicated retaining place on Calendar: **HCR10-1002,**
 27 **SB10-012, 013, 179, 184, 180--May 7, 2010.**
 28 **HB10-1282--May 10, 2010.**

29
 30 The Chairman moved the adoption of the Committee of the Whole
 31 Report. As shown by the following roll call vote, a majority of those
 32 elected to the House voted in the affirmative, and the Report was
 33 **adopted.**

	YES	59	NO	0	EXCUSED	6	ABSENT	0
36	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
37	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
38	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
39	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	E
40	Benefield	E	Kefalas	Y	Middleton	Y	Sonnenberg	E
41	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
42	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
43	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
44	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
45	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
46	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	E
47	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
48	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
49	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
50	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
51	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
52							Speaker	E

53
 54
 55 House in recess. House reconvened.
 56

1 **CONSIDERATION OF CONFERENCE COMMITTEE REPORT(S)**

2
3 **HJR10-1015** by Representative(s) Roberts, Tipton; also Senator(s)
4 Whitehead--Concerning the removal of FCC broadcasting
5 restrictions to allow access to Denver television stations
6 in southwestern Colorado.

7
8 (Conference committee report printed in House Journal, May 5.)

9
10 On motion of Representative Roberts, the Conference Committee Report
11 was **adopted** by the following roll call vote:

	YES	57	NO	0	EXCUSED	8	ABSENT	0
14	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
15	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
16	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
17	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	E
18	Benefield	E	Kefalas	Y	Middleton	E	Sonnenberg	E
19	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
20	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
21	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
22	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
23	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
24	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	E
25	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
26	Frangas	Y	Looper	Y	Priola	E	Vaad	Y
27	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
28	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
29	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
30							Speaker	E

31
32 On motion of Representative Roberts, the resolution as amended was
33 **adopted** by **viva voce** vote.

34
35 **HB10-1125** by Representative(s) Hullinghorst; also Senator(s)
36 Schwartz--Concerning the authority of the department of
37 public health and environment to regulate certain
38 activities with respect to waste grease derived from food
39 preparation, and making an appropriation therefor.

40
41 (Conference committee report printed in House Journal, May 5.)

42
43 On motion of Representative Hullinghorst, the Conference Committee
44 Report was **adopted** by the following roll call vote:

	YES	53	NO	6	EXCUSED	6	ABSENT	0
47	Acree	N	Gerou	Y	McFadyen	Y	Ryden	Y
48	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
49	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
50	Baumgardner	N	Kagan	Y	Merrifield	Y	Solano	E
51	Benefield	E	Kefalas	Y	Middleton	Y	Sonnenberg	E
52	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
53	Casso	Y	Kerr J.	N	Murray	Y	Stephens	Y
54	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
55	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
56	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	N

1	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	E
2	Fischer	Y	Liston	N	Primavera	Y	Tyler	Y
3	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
4	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
5	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
6	Gardner C.	N	McCann	Y	Roberts	Y	Weissmann	Y
7							Speaker	E

8
9 The question being "Shall the bill, as amended, pass?".
10 A roll call vote was taken. As shown by the following recorded vote, a
11 majority of those elected to the House voted in the affirmative and the
12 bill, as amended, was declared **repassed**.

14	YES	39	NO	20	EXCUSED	6	ABSENT	0
15	Acree	N	Gerou	Y	McFadyen	Y	Ryden	Y
16	Apuan	Y	Hullinghorst	Y	McKinley	N	Scanlan	Y
17	Balmer	N	Judd	Y	McNulty	Y	Schafer S.	Y
18	Baumgardner	N	Kagan	Y	Merrifield	Y	Solano	E
19	Benefield	E	Kefalas	Y	Middleton	Y	Sonnenberg	E
20	Bradford	N	Kerr A.	Y	Miklosi	Y	Soper	Y
21	Casso	Y	Kerr J.	N	Murray	N	Stephens	N
22	Court	Y	King S.	N	Nikkel	N	Summers	N
23	Curry	Y	Labuda	Y	Pace	E	Swalm	N
24	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	N
25	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	E
26	Fischer	Y	Liston	N	Primavera	Y	Tyler	Y
27	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
28	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
29	Gardner B.	N	May	N	Riesberg	Y	Waller	N
30	Gardner C.	N	McCann	Y	Roberts	Y	Weissmann	Y
31							Speaker	E

32 Co-sponsor(s) added: Representative(s) Fischer, McFadyen, Pommer, Soper.

35 CONSIDERATION OF RESOLUTION(S)

37 **HJR10-1022** by Representative(s) Tipton and Baumgardner; also
38 Senator(s) White--Concerning modification of the federal
39 "Hatch Act of 1939" for certain government employees in
40 rural areas whose positions preclude them from running
41 for partisan political office.

43 (Printed and placed in members' file)

45 On motion of Representative Tipton, the resolution was **adopted by viva**
46 **voce** vote.

48 Co-sponsor(s) added: Representative(s) Acree, Apuan, Bradford, Court, Curry,
49 DelGrosso, Ferrandino, Judd, King S., Levy, Liston, McFadyen, Murray,
50 Nikkel, Peniston, Primavera, Riesberg, Schafer S., Soper, Stephens, Summers,
51 Tyler, Vaad, Vigil, Waller

54 On motion of Representative Weissmann, **SB10-184, 180** were made
55 Special Orders on Thursday, May 7, 2010, at 11:10 a.m.

1 The hour of 11:10 a.m., having arrived, on motion of Representative
2 Curry, the House resolved itself into Committee of the Whole for
3 consideration of Special Orders and she was called to the Chair to act as
4 Chairman.

5
6
7 **SPECIAL ORDERS--SECOND READING OF BILLS**
8

9 The Committee of the Whole having risen, the Chairman reported the
10 titles of the following bills had been read (reading at length had been
11 dispensed with by unanimous consent), the bills considered and action
12 taken thereon as follows:

13
14 (Amendments to the committee amendment are to the printed committee
15 report which was printed and placed in the members' bill file.)
16

17 **SB10-184** by Senator(s) Romer and Gibbs, Penry, Schwartz, Hodge,
18 Kopp, Williams, Bacon, Boyd, Carroll M., Foster, Heath,
19 Hudak, Johnston, Kester, Lundberg, Mitchell, Morse,
20 Newell, Renfroe, Scheffel, Schultheis, Shaffer B., Spence,
21 Steadman, Tapia, Tochtrop, Whitehead; also
22 Representative(s) Scanlan and King S., Casso, Court,
23 Curry, Ferrandino, Fischer, Frangas, Kerr A., Kerr J.,
24 Levy, Looper, Massey, McCann, McFadyen, Miklosi,
25 Pace, Peniston, Pommer, Primavera, Rice, Schafer S.,
26 Soper, Swalm, Todd, Tyler--Concerning transportation
27 demand management solutions for traffic congestion in the
28 interstate 70 mountain corridor, and, in connection
29 therewith, authorizing the high-performance transportation
30 enterprise to contract with the department of transportation
31 to provide and operate reversible highway lanes within a
32 specified portion of the corridor.
33

34 Ordered revised and placed on the Calendar for Third Reading and Final
35 Passage.
36

37 **SB10-180** by Senator(s) Williams, Penry, Schwartz, Kester, Boyd,
38 Carroll M., Hudak, Johnston, Morse, Romer, Bacon,
39 Heath, Hodge, Keller, Newell, Shaffer B., Tapia; also
40 Representative(s) Kerr A., Casso, Court, Curry, Fischer,
41 Hullinghorst, Miklosi, Solano--Concerning the
42 development of a smart grid for Colorado, and, in
43 connection therewith, convening a task force to
44 recommend legislative and administrative measures to
45 encourage the orderly implementation of smart grid
46 technology in Colorado.
47

48 Amendment No. 1, Transportation & Energy Report, dated May 4, 2010,
49 and placed in member's bill file; Report also printed in House Journal,
50 May 5, page 1643.
51

52 As amended, ordered revised and placed on the Calendar for Third
53 Reading and Final Passage.
54
55
56

1 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

2
3 Passed Second Reading: **SB10-184, 180 amended.**

4
5 The Chairman moved the adoption of the Committee of the Whole
6 Report. As shown by the following roll call vote, a majority of those
7 elected to the House voted in the affirmative, and the Report was
8 **adopted.**

9

	YES	57	NO	1	EXCUSED	7	ABSENT	0
11	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
12	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
13	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
14	Baumgardner	N	Kagan	Y	Merrifield	E	Solano	E
15	Benefield	E	Kefalas	Y	Middleton	Y	Sonnenberg	E
16	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
17	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
18	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
19	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
20	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
21	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	E
22	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
23	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
24	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
25	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
26	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
27							Speaker	E

28
29
30
31 **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS**

32
33 **HB10-1334** by Representative(s) King S.; also Senator(s) Steadman--
34 Concerning changes to indecency crimes.

35
36 (Amended as printed in Senate Journal, April 30, page 1142.)

37
38 Representative King S. moved that the House **concur** in Senate
39 amendments. The motion was declared **passed** by the following roll call
40 vote:

41

	YES	57	NO	0	EXCUSED	8	ABSENT	0
43	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
44	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
45	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
46	Baumgardner	Y	Kagan	Y	Merrifield	E	Solano	E
47	Benefield	E	Kefalas	Y	Middleton	E	Sonnenberg	E
48	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
49	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
50	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
51	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
52	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
53	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	E
54	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
55	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
56	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y

1	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
2	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
3							Speaker	E

4
5 The question being, "Shall the bill, as amended, pass?".
6 A roll call vote was taken. As shown by the following recorded vote, a
7 majority of those elected to the House voted in the affirmative, and the
8 bill, as amended, was declared **repassed**.

9	YES	58	NO	0	EXCUSED	7	ABSENT	0
11	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
12	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
13	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
14	Baumgardner	Y	Kagan	Y	Merrifield	E	Solano	E
15	Benefield	E	Kefalas	Y	Middleton	Y	Sonnenberg	E
16	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
17	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
18	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
19	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
20	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
21	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	E
22	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
23	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
24	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
25	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
26	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
27							Speaker	E

28 Co-sponsor(s) added: Representative(s) Gardner B., Labuda, Lambert, McCann.

29
30 **HB10-1018** by Representative(s) Looper and Primavera, Frangas,
31 McFadyen, Solano; also Senator(s) Gibbs, Romer,
32 Williams--Concerning increased authority to regulate
33 waste tires, and making an appropriation therefor.

34
35 (Amended as printed in Senate Journal, May 3, pages 1164-1166 and on
36 May 4.)

37
38 Representative Primavera moved that the House **concur** in Senate
39 amendments. The motion was declared **passed** by the following roll call
40 vote:

41	YES	58	NO	0	EXCUSED	7	ABSENT	0
43	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
44	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
45	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
46	Baumgardner	Y	Kagan	Y	Merrifield	E	Solano	E
47	Benefield	E	Kefalas	Y	Middleton	Y	Sonnenberg	E
48	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
49	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
50	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
51	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
52	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
53	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	E
54	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
55	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
56	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y

1	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
2	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
3							Speaker	E

4
5 The question being, "Shall the bill, as amended, pass?".
6 A roll call vote was taken. As shown by the following recorded vote, a
7 majority of those elected to the House voted in the affirmative, and the
8 bill, as amended, was declared **repassed**.

9	YES	56	NO	6	EXCUSED	3	ABSENT	0
11	Acree	N	Gerou	Y	McFadyen	Y	Ryden	Y
12	Apuan	Y	Hullinghorst	Y	McKinley	N	Scanlan	Y
13	Balmer	Y	Judd	Y	McNulty	N	Schafer S.	Y
14	Baumgardner	N	Kagan	Y	Merrifield	E	Solano	Y
15	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
16	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
17	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
18	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
19	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
20	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	N
21	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
22	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
23	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
24	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
25	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
26	Gardner C.	N	McCann	Y	Roberts	Y	Weissmann	Y
27							Speaker	Y

28 Co-sponsor(s) added: Representative(s) Apuan, Gagliardi, Hullinghorst,
29 Middleton.

32 33 **THIRD READING OF BILL(S)--FINAL PASSAGE**

34
35 The following bill(s) was(were) considered on Third Reading. The
36 title(s) was(were) publicly read. Reading of the bill at length was
37 dispensed with by unanimous consent.

38
39 **HB10-1426** by Representative(s) Riesberg and Todd; also Senator(s)
40 Williams and Spence--Concerning creation of a separate
41 fund for the Trinidad state nursing home, and making an
42 appropriation in connection therewith.

43
44 The question being "Shall the bill pass?".
45 A roll call vote was taken. As shown by the following recorded vote, a
46 majority of those elected to the House voted in the affirmative and the bill
47 was declared **passed**.

48	YES	62	NO	0	EXCUSED	3	ABSENT	0
50	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
51	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
52	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
53	Baumgardner	Y	Kagan	Y	Merrifield	E	Solano	Y
54	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
55	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
56	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y

1	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
2	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
3	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
4	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
5	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
6	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
7	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
8	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
9	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
10							Speaker	Y

11 Co-sponsor(s) added: Representative(s) Fischer, Gerou, Kerr J., Labuda,
12 Lambert, McKinley, Murray, Ryden, Vigil.

13
14 **SB10-178** by Senator(s) Hodge and Mitchell; also Representative(s)
15 Gerou and Miklosi--Concerning fairness in workers'
16 compensation health care provider review processes, and,
17 in connection therewith, requiring performance programs
18 to be transparent, include objective and standardized
19 criteria that are applied consistently, and provide minimum
20 due process to providers.

21
22 The question being "Shall the bill pass?".

23 A roll call vote was taken. As shown by the following recorded vote, a
24 majority of those elected to the House voted in the affirmative and the bill
25 was declared **passed**.

26	YES	63	NO	0	EXCUSED	2	ABSENT	0
28	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
29	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
30	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
31	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
32	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
33	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
34	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
35	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
36	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
37	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
38	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
39	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
40	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
41	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
42	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
43	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
44							Speaker	Y

45 Co-sponsor(s) added: Representative(s) Acree, Apuan, Kerr J., Labuda,
46 Scanlan.

47
48 **SB10-126** by Senator(s) Carroll M.; also Representative(s) Tyler--
49 Concerning increased transparency reporting requirements
50 for certain pharmaceutical manufacturers.

51
52 The question being "Shall the bill pass?".

53 A roll call vote was taken. As shown by the following recorded vote, a
54 majority of those elected to the House voted in the affirmative and the bill
55 was declared **passed**.

56

	YES	36	NO	27	EXCUSED	2	ABSENT	0
1								
2	Acree	N	Gerou	N	McFadyen	Y	Ryden	Y
3	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
4	Balmer	N	Judd	Y	McNulty	N	Schafer S.	Y
5	Baumgardner	N	Kagan	Y	Merrifield	Y	Solano	Y
6	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
7	Bradford	N	Kerr A.	Y	Miklosi	Y	Soper	Y
8	Casso	N	Kerr J.	N	Murray	N	Stephens	N
9	Court	Y	King S.	N	Nikkel	N	Summers	N
10	Curry	Y	Labuda	Y	Pace	E	Swalm	N
11	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	N
12	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
13	Fischer	Y	Liston	N	Primavera	Y	Tyler	Y
14	Frangas	Y	Looper	N	Priola	N	Vaad	N
15	Gagliardi	Y	Massey	N	Rice	Y	Vigil	Y
16	Gardner B.	N	May	N	Riesberg	Y	Waller	N
17	Gardner C.	N	McCann	Y	Roberts	N	Weissmann	Y
18							Speaker	Y

19 Co-sponsor(s) added: Representative(s) Fischer, Labuda, Pommer, Riesberg,
20 Todd.

21

22 **SB10-189** by Senator(s) Steadman, Boyd, Carroll M., Heath, Romer,
23 Tochtrop; also Representative(s) Weissmann, Levy,
24 Riesberg--Concerning authorization for government
25 agencies to approve clean syringe exchange programs to
26 reduce the spread of blood-borne disease.

27

28 The question being "Shall the bill pass?".

29 A roll call vote was taken. As shown by the following recorded vote, a
30 majority of those elected to the House voted in the affirmative and the bill
31 was declared **passed**.

32

	YES	57	NO	6	EXCUSED	2	ABSENT	0
33								
34	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
35	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
36	Balmer	Y	Judd	Y	McNulty	N	Schafer S.	Y
37	Baumgardner	N	Kagan	Y	Merrifield	Y	Solano	Y
38	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
39	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
40	Casso	Y	Kerr J.	Y	Murray	N	Stephens	Y
41	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
42	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
43	DelGrosso	Y	Lambert	N	Peniston	Y	Tipton	N
44	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
45	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
46	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
47	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
48	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
49	Gardner C.	N	McCann	Y	Roberts	Y	Weissmann	Y
50							Speaker	Y

51 Co-sponsor(s) added: Representative(s) Apuan, Court, Ferrandino, Fischer,
52 Frangas, Gagliardi, Hullinghorst, Judd, Kagan, Kefalas, Labuda, McCann,
53 McFadyen, Merrifield, Pommer, Priola, Ryden, Schafer S., Todd, Vigil,
54 Speaker.

55

1 **SB10-028** by Senator(s) Heath; also Representative(s) Pace--
 2 Concerning the establishment of the Colorado "Work
 3 Share Program" to allow payment of unemployment
 4 compensation benefits to eligible employees who have
 5 received a reduction in work hours.

6
 7 Laid over until May 7, retaining place on Calendar.

8
 9 **SB10-114** by Senator(s) Carroll M.; also Representative(s)
 10 Weissmann--Concerning the "Colorado Taxpayer
 11 Transparency Act of 2010".

12
 13 Laid over until May 7, retaining place on Calendar.

14
 15 **SB10-139** by Senator(s) Kester; also Representative(s) Sonnenberg--
 16 Concerning the addition of a line to Colorado state
 17 individual income tax return forms whereby individual
 18 taxpayers may make a voluntary contribution benefiting
 19 the unwanted horse fund.

20
 21 Laid over until May 7, retaining place on Calendar.

22
 23 **HB10-1430** by Representative(s) Solano and Scanlan, Benefield,
 24 Ferrandino, Fischer, Massey, Merrifield, Middleton,
 25 Peniston, Ryden, Schafer S., Todd, Vigil; also Senator(s)
 26 Hudak--Concerning assessments in the elementary and
 27 secondary education system., and making an appropriation
 28 in connection therewith.

29
 30 The question being "Shall the bill pass?".

31 A roll call vote was taken. As shown by the following recorded vote, a
 32 majority of those elected to the House voted in the affirmative and the bill
 33 was declared **passed**.

	YES	47	NO	16	EXCUSED	2	ABSENT	0
36	Acree	N	Gerou	N	McFadyen	Y	Ryden	Y
37	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
38	Balmer	Y	Judd	Y	McNulty	N	Schafer S.	Y
39	Baumgardner	N	Kagan	Y	Merrifield	Y	Solano	Y
40	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
41	Bradford	N	Kerr A.	Y	Miklosi	Y	Soper	Y
42	Casso	Y	Kerr J.	Y	Murray	N	Stephens	N
43	Court	Y	King S.	N	Nikkel	N	Summers	Y
44	Curry	Y	Labuda	Y	Pace	E	Swalm	N
45	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	Y
46	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
47	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
48	Frangas	Y	Looper	Y	Priola	Y	Vaad	N
49	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
50	Gardner B.	N	May	Y	Riesberg	Y	Waller	N
51	Gardner C.	N	McCann	Y	Roberts	Y	Weissmann	Y
52							Speaker	Y

53 Co-sponsor(s) added: Representative(s) Apuan, Casso, Court, Curry, Frangas,
 54 Gagliardi, Hullinghorst, Kefalas, Labuda, May, McFadyen, Primavera,
 55 Riesberg, Weissmann, Speaker.

56

1 **HB10-1428** by Representative(s) Middleton; also Senator(s) Romer--
 2 Concerning student loans.
 3

4 The question being "Shall the bill pass?".
 5 A roll call vote was taken. As shown by the following recorded vote, a
 6 majority of those elected to the House voted in the affirmative and the bill
 7 was declared **passed**.
 8

	YES	63	NO	0	EXCUSED	2	ABSENT	0
10	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
11	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
12	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
13	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
14	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
15	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
16	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
17	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
18	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
19	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
20	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
21	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
22	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
23	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
24	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
25	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
26							Speaker	Y

27 Co-sponsor(s) added: Representative(s) Casso, Court, Labuda, Massey,
 28 Pommer, Todd, Speaker.
 29

30 **HB10-1431** by Representative(s) McKinley; also Senator(s) Penry--
 31 Concerning the methodology used to value renewable
 32 energy facilities for purposes of property taxation.
 33

34 As shown by the following roll call vote, a majority of all members
 35 elected to the House voted in the affirmative, and Representative
 36 McKinley was given permission to offer a Third Reading amendment:
 37

	YES	63	NO	0	EXCUSED	2	ABSENT	0
39	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
40	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
41	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
42	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
43	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
44	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
45	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
46	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
47	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
48	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
49	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
50	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
51	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
52	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
53	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
54	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
55							Speaker	Y

56

1 **Third Reading amendment No. 1**, by Representative McKinley.
 2 Amend engrossed bill, page 3, line 9, after "section." insert "FOR A
 3 RENEWABLE ENERGY FACILITY THAT BEGINS GENERATING ENERGY BEFORE
 4 JANUARY 1, 2012, THE ADMINISTRATOR SHALL INCLUDE ONLY THE COST
 5 OF ALL PROPERTY REQUIRED TO GENERATE AND DELIVER RENEWABLE
 6 ENERGY TO THE INTERCONNECTION METER THAT DOES NOT EXCEED THE
 7 COST OF PROPERTY REQUIRED TO GENERATE NONRENEWABLE ENERGY.".

8
 9 Page 3, line 14, before "DELIVER" insert "GENERATE AND".

10
 11 The amendment was declared **passed** by the following roll call vote:

	YES	61	NO	2	EXCUSED	2	ABSENT	0
14	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
15	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
16	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
17	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
18	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
19	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
20	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
21	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
22	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
23	DelGrosso	Y	Lambert	N	Peniston	Y	Tipton	Y
24	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
25	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
26	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
27	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
28	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
29	Gardner C.	N	McCann	Y	Roberts	Y	Weissmann	Y
30							Speaker	Y

31
 32 The question being, "Shall the bill, as amended, pass?".
 33 A roll call vote was taken. As shown by the following recorded vote, a
 34 majority of those elected to the House voted in the affirmative, and the
 35 bill, as amended, was declared **passed**.

	YES	50	NO	13	EXCUSED	2	ABSENT	0
38	Acree	N	Gerou	Y	McFadyen	Y	Ryden	Y
39	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
40	Balmer	N	Judd	Y	McNulty	Y	Schafer S.	Y
41	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
42	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
43	Bradford	N	Kerr A.	Y	Miklosi	Y	Soper	Y
44	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	N
45	Court	Y	King S.	Y	Nikkel	N	Summers	Y
46	Curry	Y	Labuda	Y	Pace	E	Swalm	N
47	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	N
48	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
49	Fischer	Y	Liston	N	Primavera	Y	Tyler	Y
50	Frangas	Y	Looper	Y	Priola	N	Vaad	N
51	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
52	Gardner B.	Y	May	N	Riesberg	Y	Waller	Y
53	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
54							Speaker	Y

55 Co-sponsor(s) added: Representative(s) Frangas, Labuda, McFadyen,
 56 Middleton.

1 **HB10-1420** by Representative(s) Peniston; also Senator(s) Morse--
 2 Concerning collection of the penalty surcharge imposed on
 3 persons referred to a driver improvement school by a court
 4 for a traffic violation.

5
 6 The question being "Shall the bill pass?".
 7 A roll call vote was taken. As shown by the following recorded vote, less
 8 than a majority of those elected to the House voted in the affirmative and
 9 the bill was declared **lost**.

10

	YES	32	NO	31	EXCUSED	2	ABSENT	0
12	Acree	N	Gerou	N	McFadyen	Y	Ryden	Y
13	Apuan	N	Hullinghorst	Y	McKinley	N	Scanlan	Y
14	Balmer	N	Judd	Y	McNulty	N	Schafer S.	Y
15	Baumgardner	N	Kagan	Y	Merrifield	Y	Solano	Y
16	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
17	Bradford	N	Kerr A.	Y	Miklosi	Y	Soper	Y
18	Casso	N	Kerr J.	N	Murray	N	Stephens	N
19	Court	Y	King S.	N	Nikkel	N	Summers	N
20	Curry	N	Labuda	Y	Pace	E	Swalm	N
21	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	N
22	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
23	Fischer	Y	Liston	N	Primavera	Y	Tyler	Y
24	Frangas	Y	Looper	N	Priola	N	Vaad	N
25	Gagliardi	Y	Massey	N	Rice	N	Vigil	Y
26	Gardner B.	N	May	N	Riesberg	Y	Waller	N
27	Gardner C.	N	McCann	Y	Roberts	N	Weissmann	Y
28							Speaker	Y

29

30

31

32 CONSIDERATION OF ADHERENCE ON HB10-1098

33

34 **HB10-1098** by Representative(s) Levy; also Senator(s) Hodge--
 35 Concerning increased transparency in the governance of
 36 cooperative electric associations.

37

38 (Amended as printed in Senate Journal, April 1, page 741.)

39

40 Representative Levy moved that the House **recede** from its position and
 41 discharge the Conference Committee on **HB10-1098**. The motion was
 42 declared **passed** by the following roll call vote:

43

	YES	60	NO	3	EXCUSED	2	ABSENT	0
45	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
46	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
47	Balmer	Y	Judd	Y	McNulty	N	Schafer S.	Y
48	Baumgardner	N	Kagan	Y	Merrifield	Y	Solano	Y
49	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
50	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
51	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
52	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
53	Curry	Y	Labuda	Y	Pace	E	Swalm	Y
54	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
55	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
56	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y

1	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
2	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
3	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
4	Gardner C.	N	McCann	Y	Roberts	Y	Weissmann	Y
5							Speaker	Y

6
7 Representative Levy moved that the House **concur** in Senate
8 amendments. The motion was declared **passed** by the following roll call
9 vote:

11	YES	56	NO	7	EXCUSED	2	ABSENT	0
12	Acree	Y	Gerou	Y	McFadyen	N	Ryden	Y
13	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
14	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
15	Baumgardner	N	Kagan	Y	Merrifield	N	Solano	Y
16	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
17	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
18	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
19	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
20	Curry	N	Labuda	Y	Pace	E	Swalm	Y
21	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	N
22	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
23	Fischer	Y	Liston	Y	Primavera	N	Tyler	Y
24	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
25	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
26	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
27	Gardner C.	N	McCann	Y	Roberts	Y	Weissmann	Y
28							Speaker	Y

29
30 The question being, "Shall the bill, as amended, pass?".
31 A roll call vote was taken. As shown by the following recorded vote, a
32 majority of those elected to the House voted in the affirmative, and the
33 bill, as amended, was declared **repassed**.

35	YES	45	NO	18	EXCUSED	2	ABSENT	0
36	Acree	Y	Gerou	N	McFadyen	Y	Ryden	Y
37	Apuan	Y	Hullinghorst	Y	McKinley	N	Scanlan	Y
38	Balmer	N	Judd	Y	McNulty	Y	Schafer S.	Y
39	Baumgardner	N	Kagan	Y	Merrifield	Y	Solano	Y
40	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	E
41	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
42	Casso	Y	Kerr J.	N	Murray	Y	Stephens	N
43	Court	Y	King S.	Y	Nikkel	Y	Summers	N
44	Curry	N	Labuda	Y	Pace	E	Swalm	N
45	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	N
46	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
47	Fischer	Y	Liston	N	Primavera	Y	Tyler	Y
48	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
49	Gagliardi	Y	Massey	N	Rice	Y	Vigil	Y
50	Gardner B.	N	May	Y	Riesberg	Y	Waller	N
51	Gardner C.	N	McCann	Y	Roberts	N	Weissmann	Y
52							Speaker	Y

53 Co-sponsor(s) added: Representative(s) McFadyen.

54
55
56

1 **SB10-161** be amended as follows, and as so amended, be referred to
2 the Committee on Appropriations with favorable
3 recommendation:
4

5 Amend reengrossed bill, page 4, after line 6 insert:
6

7 **"SECTION 5.** 22-30.5-503, Colorado Revised Statutes, is
8 amended BY THE ADDITION OF A NEW SUBSECTION to read:
9

10 **22-30.5-503. State charter school institute - establishment.**

11 (3.5) (a) THE STATE CHARTER SCHOOL INSTITUTE MAY ACT AS THE LOCAL
12 EDUCATION AGENCY AND FISCAL AGENT FOR A DISTRICT CHARTER SCHOOL
13 OR AN INSTITUTE CHARTER SCHOOL THAT CHOOSES TO APPLY FOR A GRANT
14 THROUGH A NONFORMULAIC, COMPETITIVE GRANT PROGRAM CREATED BY
15 FEDERAL STATUTE; EXCEPT THAT THE PROVISIONS OF THIS SUBSECTION
16 (3.5) SHALL NOT APPLY TO AN APPLICATION FOR:
17

18 (I) A GRANT PROGRAM CREATED IN THE FEDERAL "INDIVIDUAL
19 WITH DISABILITIES EDUCATION ACT", 20 U.S.C. SEC. 1400 ET SEQ., AS
20 AMENDED, OR IN ITS IMPLEMENTING REGULATIONS; OR
21

22 (II) A GRANT PROGRAM CREATED IN THE FEDERAL "ELEMENTARY
23 AND SECONDARY EDUCATION ACT OF 1965", 20 U.S.C. SEC. 6301 ET SEQ.,
24 AS AMENDED, OR IN ITS IMPLEMENTING REGULATIONS.
25

26 (b) IN ACTING AS A LOCAL EDUCATION AGENCY AND FISCAL AGENT
27 PURSUANT TO THIS SUBSECTION (3.5), THE INSTITUTE SHALL TREAT
28 DISTRICT CHARTER SCHOOLS AND INSTITUTE CHARTER SCHOOLS EQUALLY.
29

30 (c) THE INSTITUTE BOARD, BY RULE, MAY ESTABLISH A FEE THAT
31 A DISTRICT CHARTER SCHOOL OR AN INSTITUTE CHARTER SCHOOL SHALL
32 PAY IF IT REQUESTS THE THAT INSTITUTE ACT AS THE LOCAL EDUCATION
33 AGENCY AND FISCAL AGENT FOR THE CHARTER SCHOOL PURSUANT TO THIS
34 SUBSECTION (3.5). THE AMOUNT OF THE FEE SHALL NOT EXCEED THE
35 DIRECT COSTS INCURRED BY THE INSTITUTE IN IMPLEMENTING THE
36 PROVISIONS OF THIS SUBSECTION (3.5). ANY AMOUNT RECEIVED BY THE
37 INSTITUTE FROM FEES PAID PURSUANT TO THIS SUBSECTION (3.5) IS
38 CONTINUOUSLY APPROPRIATED TO THE INSTITUTE FOR THE COSTS
39 INCURRED IN IMPLEMENTING THIS SUBSECTION (3.5). THE INSTITUTE
40 BOARD SHALL ADOPT RULES AS NECESSARY TO IMPLEMENT THE
41 PROVISIONS OF THIS SUBSECTION (3.5).
42

43 **SECTION 6.** 22-30.5-104, Colorado Revised Statutes, is
44 amended BY THE ADDITION OF A NEW SUBSECTION to read:
45

46 **22-30.5-104. Charter school - requirements - authority.**

47 (11) IF A CHARTER SCHOOL CHOOSES TO APPLY FOR A GRANT THROUGH A
48 NONFORMULAIC, COMPETITIVE GRANT PROGRAM CREATED BY FEDERAL
49 STATUTE, THE CHARTER SCHOOL, PURSUANT TO THE PROVISIONS OF
50 SECTION 22-30.5-503 (3.5), MAY REQUEST THAT THE STATE CHARTER
51 SCHOOL INSTITUTE ACT AS A LOCAL EDUCATION AGENCY AND FISCAL
52 AGENT FOR THE CHARTER SCHOOL FOR PURPOSES OF THE GRANT. THE
53 CHARTER SCHOOL SHALL PAY THE FEE, IF ANY, IMPOSED BY THE STATE
54 CHARTER SCHOOL INSTITUTE BOARD AS PROVIDED IN SECTION 22-30.5-503
55 (3.5)."
56

1 Renumber succeeding sections accordingly.

2

3 Page 4, strike lines 23 through 27.

4

5 Page 5, strike lines 1 through 4.

6

7 Page 5, line 6, strike "(a)".

8

9 Page 5, line 13, strike "COLLABORATIVE, EXCEPT AS" and substitute
10 "COLLABORATIVE."

11

12 Page 5, strike lines 14 through 27.

13

14 Page 6, strike lines 1 through 20.

15

16 Page 7, line 1, strike "PROPERTY." and substitute "PROPERTY; EXCEPT
17 THAT A CHARTER SCHOOL COLLABORATIVE MAY HOLD TITLE TO REAL
18 PROPERTY ONLY FOR THE USE OF THE PARTICIPATING CHARTER SCHOOLS."

19

20 Page 9, line 1, strike "COLLABORATIVE;" and substitute "COLLABORATIVE,
21 INCLUDING BUT NOT LIMITED TO DISTRIBUTION UPON DISSOLUTION OF THE
22 CHARTER COLLABORATIVE OF THE EQUITY IN ANY REAL PROPERTY THAT
23 THE CHARTER SCHOOL COLLABORATIVE MAY HOLD;"

24

25 Page 9, after line 22 insert:

26

27 **"22-30.5-605. Administration fee.** THE STATE BOARD OF
28 EDUCATION, BY RULE, MAY ESTABLISH A FEE TO BE PAID BY EACH
29 CHARTER SCHOOL COLLABORATIVE TO OFFSET ANY DIRECT COSTS THAT
30 THE DEPARTMENT OF EDUCATION MAY INCUR IN COLLECTING DATA FROM
31 OR REGULATING THE CHARTER SCHOOL COLLABORATIVE. THE AMOUNT OF
32 THE FEE SHALL NOT EXCEED THE AMOUNT OF SAID DIRECT COSTS. ANY
33 AMOUNT IN FEES RECEIVED BY THE DEPARTMENT OF EDUCATION
34 PURSUANT TO THIS SECTION IS CONTINUOUSLY APPROPRIATED TO THE
35 DEPARTMENT FOR SAID DIRECT COSTS."

36

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40 **FINANCE**

41 After consideration on the merits, the Committee recommends the
42 following:

43

44 **HCR10-1008** be postponed indefinitely.

45

46

47 **SB10-133** be postponed indefinitely.

48

49

50 **SB10-206** be postponed indefinitely.

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1 **HEALTH & HUMAN SERVICES**

2 After consideration on the merits, the Committee recommends the
3 following:

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5 **SB10-195** be amended as follows, and as so amended, be referred to
6 the Committee on Appropriations with favorable
7 recommendation:
8

9 Amend reengrossed bill, page 7, line 7, after the semi-colon add "AND".

10
11 Page 7, line 9, strike "HOUSE OF REPRESENTATIVES." and substitute
12 "SENATE."
13

14 Page 12, line 19, strike "(a)".
15

16 Page 12, strike lines 21 through 23 and substitute "SECTION AS THE
17 "FUND". THE FUND SHALL CONSIST OF SUCH FEDERAL MONEYS AS THE
18 GOVERNOR MAY".
19

20 Page 12, line 26, strike "CONTINUOUSLY APPROPRIATED" and substitute
21 "AVAILABLE".
22

23 Page 13, line 2, strike "(b)" and substitute "(2)".
24

25 Page 13, strike lines 10 through 17 and substitute:
26

27 **"24-44.7-105. Repeal of article. THIS ARTICLE IS REPEALED,**
28 **EFFECTIVE JULY 1, 2013."**
29

30 Page 14, line 3, strike "(3)," and substitute "(3) and 26-6.5-105 (3) (d) and
31 (3) (e),".
32

33 Page 14, line 4, strike "is" and substitute "are".
34

35 Page 14, after line 9 insert:
36

37 "(d) Advising on the development and implementation of an
38 evaluation of the barriers to successful operation of the local councils,
39 including the efficiency and effectiveness of the state department, in
40 collaboration with the advisory team, in supporting the needs of the
41 councils; ~~and~~
42

43 (e) Advising on the development and implementation of technical
44 assistance to councils related to developing a local early childhood
45 system and infrastructure to improve and coordinate early childhood
46 services; AND
47

48 (f) REPORTING ANNUALLY TO THE EARLY CHILDHOOD LEADERSHIP
49 COMMISSION CREATED IN ARTICLE 44.7 OF TITLE 24, C.R.S., REGARDING
50 THE ACTIVITIES AND RECOMMENDATIONS OF THE ADVISORY TEAM."
51

52

53

54 **SB10-197** be referred to the Committee of the Whole with favorable
55 recommendation.
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STATE, VETERANS, & MILITARY AFFAIRS

After consideration on the merits, the Committee recommends the following:

HCR10-1009 be postponed indefinitely.

HR10-1009 be postponed indefinitely.

TRANSPORTATION & ENERGY

After consideration on the merits, the Committee recommends the following:

SB10-196 be referred to the Committee of the Whole with favorable recommendation.

MESSAGE(S) FROM THE SENATE

The Senate has postponed indefinitely HB10-1012. The bill is returned herewith.

LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Weissmann, the following item(s) on the Calendar (was)were laid over until May 7, retaining place on Calendar:

Consideration of Resolution(s)--**HJR10-1024, 1025, 1028, 1033, 1035.**

On motion of Representative Weissmann, the House adjourned until 9:00 a.m., May 7, 2010.

Approved:
TERRANCE D. CARROLL,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk