

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

Fifty-eighth Legislative Day

Thursday, March 11, 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 Kelsey Stauffer, Rylee Caldwell, Mountain  
6 Range High School, Westminster.  
7  
8 The roll was called with the following result:  
9  
10 Present--63.  
11 Excused--Representative(s) McFadyen, Schafer--2.  
12 Present after roll call--Representative(s) McFadyen, Schafer.  
13

14 The Speaker declared a quorum present.  
15  
16

17 On motion of Representative Kagan, the reading of the journal of  
18 March 10, 2010, was declared dispensed with and approved as corrected  
19 by the Chief Clerk.  
20  
21

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

24 The following bill(s) was(were) considered on Third Reading. The  
25 title(s) was(were) publicly read. Reading of the bill at length was  
26 dispensed with by unanimous consent.  
27

28  
29 **SB10-083** by Senator(s) Kester; also Representative(s) Middleton--  
30 Concerning the enforcement of federal law pertaining to  
31 the extension of credit for the sale of alcohol beverages.  
32

33 The question being "Shall the bill pass?".  
34 A roll call vote was taken. As shown by the following recorded vote, a  
35 majority of those elected to the House voted in the affirmative and the bill  
36 was declared **passed**.  
37

	YES	54	NO	11	EXCUSED	0	ABSENT	0
39	Acree	N	Gerou	N	McFadyen	Y	Ryden	Y
40	Apuan	Y	Hullinghorst	Y	McKinley	N	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	Y

1	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
2	Casso	Y	Kerr J.	N	Murray	N	Stephens	Y
3	Court	Y	King S.	Y	Nikkel	N	Summers	Y
4	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
5	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	Y
6	Ferrandino	Y	Levy	N	Pommer	Y	Todd	Y
7	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
8	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
9	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
10	Gardner B.	Y	May	N	Riesberg	Y	Waller	Y
11	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	N
12							Speaker	Y

13 Co-sponsor(s) added: Representative(s) Casso, Labuda.

14  
 15 **HB10-1020** by Representative(s) Weissmann; also Senator(s) Morse--  
 16 Concerning contracts of the legislative department, and  
 17 making an appropriation therefor.

18  
 19 The question being "Shall the bill pass?".  
 20 A roll call vote was taken. As shown by the following recorded vote, a  
 21 majority of those elected to the House voted in the affirmative and the bill  
 22 was declared **passed**.

23	YES	65	NO	0	EXCUSED	0	ABSENT	0
25	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
26	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
27	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
28	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
29	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
30	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
31	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
32	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
33	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
34	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
35	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
36	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
37	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
38	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
39	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
40	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
41							Speaker	Y

42 Co-sponsor(s) added: Representative(s) Kerr J., Lambert.

43  
 44 **HB10-1035** by Representative(s) Massey and Solano, Benefield,  
 45 Peniston; also Senator(s) Steadman, Hodge, Hudak,  
 46 Williams--Concerning eligibility determinations for the  
 47 Colorado child care assistance program to promote  
 48 stability in early childhood care, and making an  
 49 appropriation therefor.

50  
 51 The question being "Shall the bill pass?".  
 52 A roll call vote was taken. As shown by the following recorded vote, a  
 53 majority of those elected to the House voted in the affirmative and the bill  
 54 was declared **passed**.

	YES	64	NO	1	EXCUSED	0	ABSENT	0
1								
2	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
3	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
4	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
5	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
6	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
7	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
8	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
9	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
10	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
11	DelGrosso	Y	Lambert	N	Peniston	Y	Tipton	Y
12	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
13	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
14	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
15	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
16	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
17	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
18							Speaker	Y

19 Co-sponsor(s) added: Representative(s) Apuan, Casso, Court, Frangas,  
20 Gagliardi, Labuda, Pommer, Scanlan, Summers, Todd, Vigil.

21  
22 **HB10-1083** by Representative(s) Gardner B.; also Senator(s)  
23 Steadman--Concerning the authority of the state to enter  
24 into lease-purchase agreements for a day surgery center.

25  
26 The question being "Shall the bill pass?".  
27 A roll call vote was taken. As shown by the following recorded vote, a  
28 majority of those elected to the House voted in the affirmative and the bill  
29 was declared **passed**.

	YES	65	NO	0	EXCUSED	0	ABSENT	0
31								
32	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
33	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
34	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
35	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
36	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
37	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
38	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
39	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
40	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
41	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
42	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
43	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
44	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
45	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
46	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
47	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
48							Speaker	Y

49 Co-sponsor(s) added: Representative(s) Curry, Fischer, Kagan, Kerr J., King S.,  
50 Labuda, Massey, McFadyen, Merrifield, Nikkel, Pace, Pommer, Primavera,  
51 Priola, Riesberg, Ryden, Solano, Stephens, Summers, Todd.

52  
53 **HB10-1101** by Representative(s) Baumgardner; also Senator(s)  
54 Harvey--Concerning the registration of a vehicle used for  
55 agricultural production.

56

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

	YES	65	NO	0	EXCUSED	0	ABSENT	0
7	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
8	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
9	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
10	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
11	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
12	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
13	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
14	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
15	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
16	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
17	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
18	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
19	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
20	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
21	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
22	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
23							Speaker	Y

24 Co-sponsor(s) added: Representative(s) Gardner C., Kerr J., Labuda, Lambert,  
 25 Merrifield, Murray, Nikkel, Pace, Priola, Sonnenberg, Stephens, Tipton, Waller.

26  
 27 **SB10-146** by Senator(s) Keller, Tapia, White; also Representative(s)  
 28 Pommer, Ferrandino, Lambert--Concerning a temporary  
 29 modification to the contribution rates for certain divisions  
 30 of the public employees' retirement association, and  
 31 making an appropriation therefor.

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

	YES	59	NO	6	EXCUSED	0	ABSENT	0
39	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
40	Apuan	Y	Hullinghorst	Y	McKinley	N	Scanlan	Y
41	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
42	Baumgardner	N	Kagan	Y	Merrifield	Y	Solano	Y
43	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
44	Bradford	Y	Kerr A.	Y	Miklosi	N	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	N	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	N	Tyler	Y
51	Frangas	N	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 **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS**

2  
3 **HB10-1080** by Representative(s) Lambert; also Senator(s) Sandoval--  
4 Concerning the expansion of duties of the legislative  
5 emergency epidemic response committee to include  
6 preparation for disaster emergencies, and, in connection  
7 therewith, changing the name of the committee and  
8 allowing the committee to recommend legislation  
9 pertaining to the preparedness, response, and recovery by  
10 the general assembly in the event of an emergency  
11 epidemic or disaster.  
12

13 (Amended as printed in Senate Journal, March 8, page 450.)  
14

15 Representative Lambert moved that the House **concur** in Senate amend-  
16 ments. The motion was declared **passed** by the following roll call vote:  
17

	YES	65	NO	0	EXCUSED	0	ABSENT	0
19	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
20	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
21	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
22	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
23	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
24	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
25	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
26	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
27	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
28	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
29	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
30	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
31	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
32	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
33	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
34	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
35							Speaker	Y

36  
37 The question being, "Shall the bill, as amended, pass?"

38 A roll call vote was taken. As shown by the following recorded vote, a  
39 majority of those elected to the House voted in the affirmative, and the  
40 bill, as amended, was declared **repassed**.  
41

	YES	65	NO	0	EXCUSED	0	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	Y	Solano	Y
47	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
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	Y	Swalm	Y
52	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
53	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
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	Y

4 Co-sponsor(s) added: Representative(s) McFadyen, Vigil.

5  
6 **HB10-1112** by Representative(s) Miklosi; also Senator(s) Newell--  
7 Concerning the "Correctional Education Program Act of  
8 1990".  
9

10 (Amended as printed in Senate Journal, March 8, page 451.)

11  
12 Representative Miklosi moved that the House **concur** in Senate amend-  
13 ments. The motion was declared **passed** by the following roll call vote:  
14

15	YES	65	NO	0	EXCUSED	0	ABSENT	0
16	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
17	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
18	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
19	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
20	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
21	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
22	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
23	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
24	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
25	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
26	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
27	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
28	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
29	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
30	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
31	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
32							Speaker	Y

33  
34 The question being, "Shall the bill, as amended, pass?".

35 A roll call vote was taken. As shown by the following recorded vote, a  
36 majority of those elected to the House voted in the affirmative, and the  
37 bill, as amended, was declared **repassed**.

38	YES	52	NO	13	EXCUSED	0	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	N	Schafer S.	Y
42	Baumgardner	N	Kagan	Y	Merrifield	Y	Solano	Y
43	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	N
44	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
45	Casso	Y	Kerr J.	N	Murray	Y	Stephens	Y
46	Court	Y	King S.	N	Nikkel	N	Summers	N
47	Curry	Y	Labuda	Y	Pace	Y	Swalm	N
48	DelGrosso	Y	Lambert	N	Peniston	Y	Tipton	Y
49	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
50	Fischer	Y	Liston	N	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.	N	May	N	Riesberg	Y	Waller	Y
54	Gardner C.	N	McCann	Y	Roberts	Y	Weissmann	Y
55							Speaker	Y

56 Co-sponsor(s) added: Representative(s) Apuan, Fischer, Primavera, Stephens.

1 **HB10-1049** by Representative(s) Rice and Looper, Balmer, Court,  
 2 Hullinghorst, King S., May, McNulty, Nikkel, Scanlan,  
 3 Sonnenberg, Stephens, Summers, Primavera; also  
 4 Senator(s) Romer and Mitchell, Foster, Hodge, Lundberg,  
 5 Penry, Shaffer B.--Concerning the franchise rights of  
 6 motor vehicle dealers.

7  
 8 (Amended as printed in Senate Journal, March 8, pages 451-456.)  
 9

10 Representative Rice moved that the House **concur** in Senate amendments.  
 11 The motion was declared **passed** by the following roll call vote:  
 12

	YES	55	NO	10	EXCUSED	0	ABSENT	0
14	Acree	Y	Gerou	N	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	N
19	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
20	Casso	Y	Kerr J.	N	Murray	N	Stephens	Y
21	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
22	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
23	DelGrosso	N	Lambert	Y	Peniston	Y	Tipton	Y
24	Ferrandino	Y	Levy	N	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	N	Riesberg	N	Waller	Y
29	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	N
30							Speaker	N

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 **repassed**.  
 36

	YES	60	NO	5	EXCUSED	0	ABSENT	0
38	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
39	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
40	Balmer	Y	Judd	N	McNulty	Y	Schafer S.	Y
41	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
42	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
43	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
44	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
45	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
46	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
47	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
48	Ferrandino	Y	Levy	N	Pommer	N	Todd	Y
49	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
50	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
51	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
52	Gardner B.	Y	May	Y	Riesberg	N	Waller	Y
53	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	N
54							Speaker	Y

55 Co-sponsor(s) added: Representative(s) Peniston, Soper, Vaad, Vigil.  
 56

1 House in recess. House reconvened.  
2  
3  
4

5 **REPORT FROM THE HOUSE ETHICS COMMITTEE**  
6

7 Dear Mr. Speaker:  
8

9 Please be advised that the Ethics Committee you appointed pursuant to House  
10 Rule 49 has now met to consider the Complaint filed by Colorado Ethics  
11 Watch, through Luis Toro, against Representative Steve King. The Ethics  
12 Committee met on January 22, February 3, and February 12, 2010. Minutes of  
13 the discussions and actions taken at those meetings, along with the evidentiary  
14 information compiled by the Committee, are maintained by the Legislative  
15 Council staff and may be reviewed at that office.  
16

17 In conducting its preliminary investigation, the Ethics Committee limited its  
18 focus to the issue framed in the Complaint and your letter to the Chief Clerk,  
19 dated January 19, 2010, concerning whether Representative King claimed  
20 reimbursement for travel expenses from both his campaign fund and from the  
21 state during the 2009 legislative session. At the meeting on February 12, 2010,  
22 the Ethics Committee, upon a unanimous vote, found that there was no probable  
23 cause to believe that an ethics violation had occurred. It is therefore appropriate  
24 that, pursuant to House Rule 49, the Complaint be dismissed.  
25

26 However, the members of the Ethics Committee expressed concern about two  
27 issues: Representative King's use of his campaign fund as a source for short-  
28 term loans; and reimbursing himself for gas and maintenance expenses for the  
29 same travel for which Representative King received mileage reimbursement  
30 from the state. The mileage reimbursement that members receive from the state  
31 is intended to cover all expenses associated with the use of a vehicle for the  
32 mileage claimed.  
33

34 The Ethics Committee also acknowledged that, although section 2-2-317 (2)  
35 (b), C.R.S., does not require supporting documentation beyond the legislator's  
36 own certification in order to claim reimbursement for travel expenses,  
37 legislators should be especially conscientious and scrupulous in making such  
38 claims. To avoid even the perception of impropriety, the Ethics Committee  
39 strongly urges members to first direct inquiries regarding such matters to the  
40 appropriate agencies, such as the Secretary of State's office and Legislative  
41 Council staff, to distinguish what activities constitute the proper or improper  
42 use of one's campaign fund and to clarify what travel-related expenses are  
43 actually permissible, prior to claiming them.  
44

45 Respectfully submitted,  
46

47 (signed)

48 Representative Nancy Todd, Chairman  
49 Representative Cheri Gerou, Vice-chairman  
50 Representative Jim Riesberg  
51 Representative Claire Levy  
52 Representative Mark Waller  
53  
54  
55  
56



**REPORT(S) OF COMMITTEE(S) OF REFERENCE****AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES**

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

**SB10-027** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 2, strike lines 17 through 26.

Page 3, strike lines 1 and 2 and substitute:

**"SECTION 2. Applicability.** The provisions of this act shall apply to conduct occurring on or after the effective date of this act.

**SECTION 3. 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."

**SB10-037** be referred to the Committee of the Whole with favorable recommendation.

**SB10-102** be referred to the Committee of the Whole with favorable recommendation.

**BUSINESS AFFAIRS & LABOR**

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

**HB10-1166** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend printed bill, page 2, strike lines 2 through 8.

Renumber succeeding sections accordingly.

Page 2, line 13, after "ISSUING" insert "OR RENEWING".

Page 2, line 14, after "ISSUE" insert "OR RENEW".

Page 2, line 17, strike "SIXTY" and substitute "FIFTY".

Page 3, line 4, strike "TWELVE-POINT" and substitute "TEN-POINT".

Page 3, strike lines 5 through 7 and substitute:

"(3) FOR PURPOSES OF SUBSECTION (1) OF THIS SECTION, THE

1 FOLLOWING SHALL APPLY:

2

3 (a) (I) A CONTRACTION, HYPHENATED WORD, OR NUMBERS AND  
4 LETTERS, WHEN SEPARATED BY SPACES, SHALL COUNT AS ONE WORD;

5

6 (II) A UNIT OF WORDS ENDING WITH A PERIOD, SEMICOLON, OR A  
7 COLON, BUT EXCLUDING HEADINGS AND CAPTIONS, SHALL BE COUNTED AS  
8 A SENTENCE; AND

9

10 (III) A SYLLABLE MEANS A UNIT OF SPOKEN LANGUAGE  
11 CONSISTING OF ONE OR MORE LETTERS OF A WORD AS DIVIDED BY AN  
12 ACCEPTED DICTIONARY. IF THE DICTIONARY SHOWS TWO OR MORE  
13 EQUALLY ACCEPTABLE PRONUNCIATIONS OF A WORD, THE  
14 PRONUNCIATIONS CONTAINING FEWER SYLLABLES MAY BE USED.

15

16 (b) "TEXT" INCLUDES ALL PRINTED MATTER EXCEPT THE  
17 FOLLOWING:

18

19 (I) THE NAME AND ADDRESS OF THE INSURER; THE NAME, NUMBER,  
20 OR TITLE OF THE POLICY; THE TABLE OF CONTENTS OR INDEX; CAPTIONS  
21 AND SUBCAPTIONS; AND SPECIFICATION PAGES, SCHEDULES, OR TABLES;  
22 AND

23

24 (II) ANY POLICY LANGUAGE THAT IS DRAFTED TO CONFORM TO THE  
25 REQUIREMENTS OF ANY FEDERAL LAW OR REGULATION; ANY POLICY  
26 LANGUAGE REQUIRED BY ANY COLLECTIVELY BARGAINED AGREEMENT;  
27 ANY MEDICAL TERMINOLOGY; ANY WORDS THAT ARE DEFINED IN THE  
28 POLICY; AND ANY POLICY LANGUAGE REQUIRED BY LAW OR REGULATION  
29 IF THE INSURER IDENTIFIES THE LANGUAGE OR TERMINOLOGY EXCEPTED  
30 AND CERTIFIES IN WRITING THAT THE LANGUAGE OR TERMINOLOGY IS  
31 ENTITLED TO BE EXCEPTED.

32

33 (4) THE COMMISSIONER SHALL PROMULGATE RULES REGARDING  
34 THE ELECTRONIC DISSEMINATION OF NEWLY ISSUED OR RENEWED POLICY  
35 FORMS OR ENDORSEMENTS.

36

37 (5) (a) THE REQUIREMENTS OF THIS SECTION SHALL NOT APPLY TO  
38 COMMERCIAL AUTOMOBILE INSURANCE COVERAGE.

39

40 (b) FOR THE PURPOSE OF THIS SUBSECTION (5), "COMMERCIAL  
41 AUTOMOBILE INSURANCE COVERAGE" MEANS ANY INSURANCE COVERAGE  
42 PROVIDED TO AN INSURED, REGARDLESS OF THE NUMBER OF VEHICLES OR  
43 ENTITIES COVERED, UNDER A COMMERCIAL AUTOMOBILE, GARAGE, MOTOR  
44 CARRIER, OR TRUCKERS COVERAGE POLICY FORM AND RATED USING  
45 EITHER A COMMERCIAL MANUAL OR RATING RULE."

46

47 Page 3, line 12, after "ISSUING" insert "OR RENEWING".

48

49 Page 3, line 14, after "ISSUE" insert "OR RENEW".

50

51 Page 3, line 17, strike "SIXTY" and substitute "FIFTY".

52

53 Page 3, line 27, strike "TWELVE-POINT" and substitute "TEN-POINT".

54

55 Page 4, strike lines 1 through 3 and substitute:

56

1           "(3) FOR PURPOSES OF SUBSECTION (1) OF THIS SECTION, THE  
2 FOLLOWING SHALL APPLY:

3  
4           (a) (I) A CONTRACTION, HYPHENATED WORD, OR NUMBERS AND  
5 LETTERS, WHEN SEPARATED BY SPACES, SHALL COUNT AS ONE WORD;

6  
7           (II) A UNIT OF WORDS ENDING WITH A PERIOD, SEMICOLON, OR A  
8 COLON, BUT EXCLUDING HEADINGS AND CAPTIONS, SHALL BE COUNTED AS  
9 A SENTENCE; AND

10  
11           (III) A SYLLABLE MEANS A UNIT OF SPOKEN LANGUAGE  
12 CONSISTING OF ONE OR MORE LETTERS OF A WORD AS DIVIDED BY AN  
13 ACCEPTED DICTIONARY. IF THE DICTIONARY SHOWS TWO OR MORE  
14 EQUALLY ACCEPTABLE PRONUNCIATIONS OF A WORD, THE  
15 PRONUNCIATIONS CONTAINING FEWER SYLLABLES MAY BE USED.

16  
17           (b) "TEXT" INCLUDES ALL PRINTED MATTER EXCEPT THE  
18 FOLLOWING:

19  
20           (I) THE NAME AND ADDRESS OF THE CARRIER; THE NAME, NUMBER,  
21 OR TITLE OF THE POLICY; THE TABLE OF CONTENTS OR INDEX; CAPTIONS  
22 AND SUBCAPTIONS; AND SPECIFICATION PAGES, SCHEDULES, OR TABLES;  
23 AND

24  
25           (II) ANY POLICY LANGUAGE THAT IS DRAFTED TO CONFORM TO THE  
26 REQUIREMENTS OF ANY FEDERAL LAW OR REGULATION; ANY POLICY  
27 LANGUAGE REQUIRED BY ANY COLLECTIVELY BARGAINED AGREEMENT;  
28 ANY MEDICAL TERMINOLOGY; ANY WORDS THAT ARE DEFINED IN THE  
29 POLICY; AND ANY POLICY LANGUAGE REQUIRED BY LAW OR REGULATION  
30 IF THE CARRIER IDENTIFIES THE LANGUAGE OR TERMINOLOGY EXCEPTED  
31 AND CERTIFIES IN WRITING THAT THE LANGUAGE OR TERMINOLOGY IS  
32 ENTITLED TO BE EXCEPTED.

33  
34           (4) THE COMMISSIONER SHALL PROMULGATE RULES REGARDING  
35 THE ELECTRONIC DISSEMINATION OF NEWLY ISSUED OR RENEWED POLICY  
36 FORMS OR ENDORSEMENTS.

37  
38           (5) FOR THE PURPOSES OF SUBSECTION (1) OF THIS SECTION, FOR  
39 GROUP HEALTH BENEFIT PLANS, THE EVIDENCE OF COVERAGE SHALL BE  
40 THE ONLY TEXT FOR THE PURPOSES OF THE FLESCHE-KINCAID GRADE LEVEL  
41 FORMULA AND THE FLESCHE READING EASE FORMULA."

42  
43 Page 4, line 5, strike "July 1, 2011;" and substitute "January 1, 2012;".

44  
45 Page 4, line 11, strike "July 1, 2011," and substitute "January 1, 2012,".

46  
47 Page 4, line 15, after "renewed" insert "and being marketed".

48  
49  
50  
51 **SB10-116**       be referred to the Committee of the Whole with favorable  
52 recommendation.

53  
54  
55

1 **SB10-155** be amended as follows, and as so amended, be referred to  
2 the Committee on Finance with favorable  
3 recommendation:  
4

5 Amend reengrossed bill, page 2, line 17, after "PAPER;" insert "A PREPAID  
6 TELECOMMUNICATIONS OR TECHNOLOGY CARD;"

7  
8 Page 2, line 23, strike "ISSUED BY A".  
9

10 Page 2, line 24, strike "DEPOSITORY INSTITUTION".  
11  
12  
13

14 **SB10-158** be amended as follows, and as so amended, be referred to  
15 the Committee of the Whole with favorable  
16 recommendation:  
17

18 Amend reengrossed bill, page 2, line 7, strike "**funding**".  
19

20 Page 2, line 8, strike "**recommendations.**" and substitute "**creative**  
21 **industries cash fund - creation - repeal.**"  
22

23 Page 3, strike lines 8 through 15 and substitute:  
24

25 "(2) (a) THERE IS HEREBY CREATED IN THE STATE TREASURY THE  
26 CREATIVE INDUSTRIES CASH FUND, REFERRED TO IN THIS SECTION AS THE  
27 "FUND". THE FUND SHALL CONSIST OF:  
28

29 (I) (A) MONEYS TRANSFERRED TO THE FUND PURSUANT TO  
30 SECTIONS 24-48.5-308 (3), 24-48.5-311 (5) (d), AND 24-48.5-312 (7) (b).  
31

32 (B) THIS SUBPARAGRAPH (I) IS REPEALED, EFFECTIVE JULY 1, 2011.  
33

34 (II) MONEYS TRANSFERRED TO THE FUND IN ACCORDANCE WITH  
35 SECTION 12-47.1-701 (4), C.R.S.;  
36

37 (III) MONEYS CREDITED TO THE FUND BY THE STATE TREASURER  
38 FOR PURPOSES OF THE ART IN PUBLIC PLACES PROGRAM PURSUANT TO  
39 SECTION 24-48.5-312 (7) (b.5);  
40

41 (IV) MONEYS APPROPRIATED TO THE FUND BY THE GENERAL  
42 ASSEMBLY; AND  
43

44 (V) ANY GIFTS, GRANTS, OR DONATIONS FROM PRIVATE OR PUBLIC  
45 SOURCES THAT THE DIVISION IS HEREBY AUTHORIZED TO SEEK AND  
46 ACCEPT.  
47

48 (b) THE MONEYS IN THE FUND SHALL BE ANNUALLY APPROPRIATED  
49 TO THE DIVISION FOR THE OPERATION OF THE DIVISION, AND FOR THE  
50 FOLLOWING:  
51

52 (I) FOR PURPOSES OF THE COUNCIL ON CREATIVE INDUSTRIES,  
53 INCLUDING THE ADMINISTRATION OF THE COUNCIL;  
54

55 (II) FOR THE OPERATION OF THE COLORADO OFFICE OF FILM,  
56 TELEVISION, AND MEDIA AND FOR THE PERFORMANCE-BASED INCENTIVE

1 FOR FILM PRODUCTION IN COLORADO AS SPECIFIED IN SECTION  
2 24-48.5-311 (1); AND

3

4 (III) FOR THE PURCHASE OF WORKS OF ART PURSUANT TO THE ART  
5 IN PUBLIC PLACES PROGRAM, TAKING INTO CONSIDERATION THE ARTIST'S  
6 PRELIMINARY SITE VISIT, THE DESIGN FEE, THE TOTAL COSTS OF  
7 CONSTRUCTION AND INSTALLATION OF THE WORK OF ART, JURY EXPENSES,  
8 AND PROGRAM ADMINISTRATION IN COMPLIANCE WITH THE PROVISIONS OF  
9 SECTION 24-48.5-312 (6).

10

11 (c) ALL MONEYS NOT EXPENDED OR ENCUMBERED, AND ALL  
12 INTEREST EARNED ON THE INVESTMENT OR DEPOSIT OF MONEYS IN THE  
13 FUND, SHALL REMAIN IN THE FUND AND SHALL NOT REVERT TO THE  
14 GENERAL FUND OR ANY OTHER FUND AT THE END OF ANY FISCAL YEAR.  
15 ANY MONEYS NOT EXPENDED OR ENCUMBERED FROM ANY APPROPRIATION  
16 AT THE END OF ANY FISCAL YEAR SHALL REMAIN AVAILABLE FOR  
17 EXPENDITURE IN THE NEXT FISCAL YEAR WITHOUT FURTHER  
18 APPROPRIATION."

19

20 Page 9, line 23, strike "**Council on creative**" and substitute "**State**  
21 **council on the arts cash fund - creation - repeal**".

22

23 Page 9, line 24, strike "**industries cash fund - creation**".

24

25 Page 9, strike line 25 and substitute "treasury the state council on the arts  
26 cash fund,".

27

28 Page 9, line 26, strike "The" and substitute "FOR FISCAL YEARS PRIOR TO  
29 THE 2010-11 FISCAL YEAR, the".

30

31 Page 10, line 1, strike "~~and~~" and substitute "and".

32

33 Page 10, line 2, strike "assembly;" and substitute "assembly".

34

35 Page 10, strike lines 3 through 5.

36

37 Page 10, line 6, strike "The" and substitute "FOR FISCAL YEARS PRIOR TO  
38 THE 2010-11 FISCAL YEAR, the".

39

40 Page 10, strike line 7 and substitute "general assembly for the purposes  
41 of THE".

42

43 Page 10, after line 14 insert:

44

45 "(3) ANY MONEYS REMAINING IN THE FUND ON JULY 1, 2010,  
46 SHALL BE TRANSFERRED TO THE CREATIVE INDUSTRIES CASH FUND  
47 CREATED IN SECTION 24-48.5-301.

48

49 (4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2011."

50

51 Page 16, line 8, after "(4)" insert "(a)".

52

53 Page 16, line 10, strike "The" and substitute "FOR FISCAL YEARS PRIOR TO  
54 THE 2010-11 FISCAL YEAR, the".

55

56 Page 16, line 14, strike "(a)" and substitute "(I)".

1 Page 16, line 16, strike "(b)" and substitute "(II)".

2

3 Page 16, line 18, strike "(c)" and substitute "(III)".

4

5 Page 16, after line 19 insert:

6

7 "(b) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JULY 1, 2011".

8

9 Page 16, line 20, strike "The" and substitute "FOR FISCAL YEARS PRIOR TO  
10 THE 2010-11 FISCAL YEAR, the".

11

12 Page 16, line 21, strike "office DIVISION" and substitute "office".

13

14 Page 16, strike lines 24 through 27.

15

16 Page 17, strike lines 1 through 4 and substitute:

17

18 "(b) ~~The total amount of performance-based incentives that the~~  
19 ~~office issues pursuant to this section in any fiscal year shall not exceed the~~  
20 ~~amount appropriated to the office to be used for the purposes of this~~  
21 ~~section in the applicable fiscal year. If the office receives applications for~~  
22 ~~incentives that exceed the amount appropriated by the general assembly~~  
23 ~~for the fiscal year, the office shall issue incentives to production~~  
24 ~~companies in the order in which the commission received applications~~  
25 ~~until the amount appropriated has been expended."~~

26

27 Page 17, after line 8 insert:

28 "(d) ANY MONEYS REMAINING IN THE FUND ON JULY 1, 2010,  
29 SHALL BE TRANSFERRED TO THE CREATIVE INDUSTRIES CASH FUND  
30 CREATED IN SECTION 24-48.5-301.

31

32 (e) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JULY 1, 2011.

33

34 (6) THE TOTAL AMOUNT OF PERFORMANCE-BASED INCENTIVES  
35 THAT THE OFFICE ISSUES PURSUANT TO THIS SECTION IN ANY FISCAL YEAR  
36 SHALL NOT EXCEED THE AMOUNT APPROPRIATED TO THE DIVISION TO BE  
37 USED FOR THE PURPOSES OF THIS SECTION IN THE APPLICABLE FISCAL  
38 YEAR. IF THE OFFICE RECEIVES APPLICATIONS FOR INCENTIVES THAT  
39 EXCEED THE AMOUNT APPROPRIATED BY THE GENERAL ASSEMBLY FOR THE  
40 FISCAL YEAR, THE OFFICE SHALL ISSUE INCENTIVES TO PRODUCTION  
41 COMPANIES IN THE ORDER IN WHICH THE COMMISSION RECEIVED  
42 APPLICATIONS UNTIL THE AMOUNT APPROPRIATED HAS BEEN EXPENDED."

43

44 Page 17, line 11, strike "**definitions.**" and substitute "**definitions -  
45 repeal.**".

46

47 Page 23, line 7, strike "state council on the arts DIVISION," and substitute  
48 "state council on the arts,".

49

50 Page 23, line 13, strike "All" and substitute "PRIOR TO THE 2010-11  
51 FISCAL YEAR, all".

52

53 Page 23, line 17, after "fund." add "ANY MONEYS REMAINING IN THE  
54 WORKS OF ART IN PUBLIC PLACES FUND ON JULY 1, 2010, SHALL BE  
55 TRANSFERRED TO THE CREATIVE INDUSTRIES CASH FUND CREATED IN  
56 SECTION 24-48.5-301."

1 Page 23, after line 27 insert:

2

3 "(e) THIS SUBSECTION (7) IS REPEALED, EFFECTIVE JULY 1, 2011.

4

5 (8) FOR THE 2010-11 FISCAL YEAR AND EACH FISCAL YEAR  
6 THEREAFTER, ALL MONEYS ALLOCATED FOR THE ACQUISITION OF WORKS  
7 OF ART PURSUANT TO SUBSECTION (3) OF THIS SECTION SHALL BE  
8 TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME  
9 TO THE CREATIVE INDUSTRIES CASH FUND CREATED IN SECTION  
10 24-48.5-301."

11

12 Page 24, line 1, strike "(8)" and substitute "(9)".

13

14 Page 25, line 8, after "(A)," insert "and", and strike "and (4) (a) (VI),".

15

16 Page 25, line 24, strike "state council on the" and substitute "state council  
17 on the".

18

19 Page 25, line 25, strike "arts CREATIVE INDUSTRIES" and substitute "arts".

20

21 Page 26, line 1, strike "C.R.S." and substitute "C.R.S.; EXCEPT THAT, FOR  
22 THE 2010-11 FISCAL YEAR AND EACH FISCAL YEAR THEREAFTER, THE  
23 AMOUNT THAT WOULD OTHERWISE BE TRANSFERRED TO THE STATE  
24 COUNCIL ON THE ARTS CASH FUND PURSUANT TO THIS SUB-SUBPARAGRAPH  
25 (A) SHALL INSTEAD BE TRANSFERRED TO THE CREATIVE INDUSTRIES CASH  
26 FUND, CREATED IN SECTION 24-48.5-301, C.R.S.".

27

28 Page 26, strike lines 22 and 23 and substitute "if any, that should be  
29 transferred to the state council on the arts cash fund OR THE CREATIVE  
30 INDUSTRIES CASH FUND, AS APPLICABLE, the new jobs incentive cash fund,  
31 and the".

32

33 Page 27, strike line 8 and substitute "transferred to the state council on the  
34 arts cash".

35

36 Page 27, line 9, strike "fund," and substitute "fund OR THE CREATIVE  
37 INDUSTRIES CASH FUND, AS APPLICABLE,".

38

39 Page 27, line 12, strike "state" and substitute "state".

40

41 Page 27, strike line 13 and substitute "council on the arts cash fund OR  
42 THE CREATIVE INDUSTRIES CASH FUND, AS APPLICABLE, the new jobs".

43

44 Page 27, strike line 18 and substitute "transferred to the state council on  
45 the arts cash".

46

47 Page 27, line 19, strike "fund," and substitute "fund OR THE CREATIVE  
48 INDUSTRIES CASH FUND, AS APPLICABLE,".

49

50 Page 28, line 12, strike "C.R.S." and substitute "C.R.S., EXCEPT THAT,  
51 FOR THE 2010-11 FISCAL YEAR AND EACH FISCAL YEAR THEREAFTER, THE  
52 AMOUNT THAT WOULD OTHERWISE BE TRANSFERRED TO THE COLORADO  
53 OFFICE OF FILM, TELEVISION, AND MEDIA OPERATIONAL ACCOUNT CASH  
54 FUND PURSUANT TO THIS SUB-SUBPARAGRAPH (A) SHALL INSTEAD BE  
55 TRANSFERRED TO THE CREATIVE INDUSTRIES CASH FUND, CREATED IN  
56 SECTION 24-48.5-301, C.R.S.".

- 1 Page 29, line 2, strike "fund or" and substitute "fund, or".  
2  
3 Page 29, line 3, strike "fund" and substitute "fund, OR THE CREATIVE  
4 INDUSTRIES CASH FUND, AS APPLICABLE,".  
5  
6 Page 29, line 11, strike "fund or" and substitute "fund, or".  
7  
8 Page 29, line 12, strike "fund" and substitute "fund, OR THE CREATIVE  
9 INDUSTRIES CASH FUND, AS APPLICABLE,".  
10  
11 Page 29, line 15, strike "fund or" and substitute "fund, or".  
12  
13 Page 29, line 16, strike "fund" and substitute "fund, OR THE CREATIVE  
14 INDUSTRIES CASH FUND, AS APPLICABLE,".  
15  
16 Page 29, line 19, strike "fund or" and substitute "fund, or".  
17  
18 Page 29, line 21, strike "fund" and substitute "fund, OR THE CREATIVE  
19 INDUSTRIES CASH FUND, AS APPLICABLE,".  
20  
21 Page 29, strike line 22 and substitute "to the state council on the arts cash  
22 fund OR THE CREATIVE INDUSTRIES CASH FUND, AS APPLICABLE, the new".  
23  
24 Page 30, strike lines 2 through 24.  
25  
26 Page 32, strike lines 5 through 16.  
27  
28 Renumber succeeding sections accordingly.  
29  
30 Page 33, line 6, strike "24-48.8-101" and substitute "24-46-105.8 (4) (a),  
31 24-48.8-101,".  
32  
33  
34  
35

### FINANCE

37 After consideration on the merits, the Committee recommends the  
38 following:  
39

40 **HB10-1072** be postponed indefinitely.  
41  
42

43 **HB10-1209** be referred favorably to the Committee on Appropriations.  
44  
45  
46  
47

### STATE, VETERANS, & MILITARY AFFAIRS

49 After consideration on the merits, the Committee recommends the  
50 following:  
51

52 **HB10-1111** be postponed indefinitely.  
53  
54  
55



1 **HB10-1242** be amended as follows, and as so amended, be referred to  
 2 the Committee on Finance with favorable  
 3 recommendation:  
 4

5 Amend printed bill, page 2, line 5, strike "A" and substitute "AN INITIAL".  
 6

7 Page 2, line 13, after the period add "THE INITIAL UNIFORM APPLICATION  
 8 FORM SHALL INCLUDE THE NAME OF THE APPLICANT, CONTACT  
 9 INFORMATION FOR THE APPLICANT, OTHER DEMOGRAPHIC INFORMATION  
 10 APPROVED BY THE COMMISSIONER, AND QUESTIONS CONCERNING MEDICAL  
 11 CONDITIONS FOR WHICH THE CARRIER MAY REFUSE TO ISSUE COVERAGE."  
 12

13 Page 2, line 15, before "UNIFORM" insert "INITIAL".  
 14

15 Page 2, line 19, after "THE" insert "INITIAL".  
 16

17 Page 2, line 25, after "THE" insert "INITIAL".  
 18

19 Page 3, after line 1 insert:  
 20

21 "(V) UPON RECEIPT OF AN INITIAL UNIFORM APPLICATION FORM  
 22 FROM A CONSUMER, THE CARRIER SHALL REVIEW THE APPLICATION FORM  
 23 AND DECIDE TO ISSUE COVERAGE, TO ASK FOR ADDITIONAL UNDUPLICATED  
 24 INFORMATION, OR TO DENY COVERAGE.  
 25

26 (VI) IF A CARRIER DECIDES TO DENY COVERAGE BASED UPON  
 27 INFORMATION RECEIVED IN THE INITIAL UNIFORM APPLICATION FORM, THE  
 28 DENIAL OF COVERAGE SHALL SERVE AS A DENIAL FOR PURPOSES OF  
 29 ELIGIBILITY FOR COVERAGE THROUGH COVERCOLORADO PURSUANT TO  
 30 PART 5 OF ARTICLE 8 OF THIS TITLE."  
 31

32 Page 3, strike lines 2 through 6 and substitute:  
 33

34 "**SECTION 2. Act subject to petition - effective date.** This act  
 35 shall take effect at 12:01 a.m. on the day following the expiration of the  
 36 ninety-day period after final adjournment of the general assembly (August  
 37 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a  
 38 referendum petition is filed pursuant to section 1 (3) of article V of the  
 39 state constitution against this act or an item, section, or part of this act  
 40 within such period, then the act, item, section, or part shall not take effect  
 41 unless approved by the people at the general election to be held in  
 42 November 2010 and shall take effect on the date of the official  
 43 declaration of the vote thereon by the governor."  
 44  
 45  
 46

47 **SB10-031** be referred to the Committee of the Whole with favorable  
 48 recommendation.  
 49  
 50

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## 51 PRINTING REPORT

52 The Chief Clerk reports the following bills have been correctly printed:  
 53 **54 HB10-1359, 1360, 1361.**  
 55  
 56

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**MESSAGE(S) FROM THE GOVERNOR**

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I certify I received the following on the 11th day of March, 2010, at 9:10 a.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,  
Chief Clerk of the House

March 10, 2010

To the Honorable House of Representatives  
Sixty-seventh General Assembly  
Second Regular Session  
State Capitol  
Denver, CO 80203

Ladies and Gentlemen:

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

**HB10-1297** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF AGRICULTURE.

Approved March 10, 2010 at 2:55 p.m.

**HB10-1298** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF CORRECTIONS.

Approved March 10, 2010 at 2:55 p.m.

**HB10-1299** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE OFFICES OF THE GOVERNOR, LIEUTENANT GOVERNOR, AND STATE PLANNING AND BUDGETING.

Approved March 10, 2010 at 2:56 p.m.

**HB10-1300** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING.

Approved March 10, 2010 at 2:56 p.m.

**HB10-1301** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF HIGHER EDUCATION.

Approved March 10, 2010 at 2:57 p.m.

**HB10-1302** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES.

Approved March 10, 2010 at 2:58 p.m.

**HB10-1303** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE JUDICIAL DEPARTMENT.

Approved March 10, 2010 at 2:58 p.m.

- 1 **HB10-1304** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE  
2 DEPARTMENT OF LABOR AND EMPLOYMENT.  
3  
4 Approved March 10, 2010 at 2:59 p.m.  
5
- 6 **HB10-1305** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE  
7 DEPARTMENT OF LAW.  
8  
9 Approved March 10, 2010 at 3:00 p.m.  
10
- 11 **HB10-1306** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE  
12 DEPARTMENT OF LEGISLATURE.  
13  
14 Approved March 10, 2010 at 3:00 p.m.  
15
- 16 **HB10-1307** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE  
17 DEPARTMENT OF LOCAL AFFAIRS.  
18  
19 Approved March 10, 2010 at 3:02 p.m.  
20
- 21 **HB10-1308** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE  
22 DEPARTMENT OF MILITARY AND VETERANS AFFAIRS.  
23  
24 Approved March 10, 2010 at 3:03 p.m.  
25
- 26 **HB10-1309** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE  
27 DEPARTMENT OF NATURAL RESOURCES.  
28  
29 Approved March 10, 2010 at 3:04 p.m.  
30
- 31 **HB10-1310** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE  
32 DEPARTMENT OF PERSONNEL AND ADMINISTRATION.  
33  
34 Approved March 10, 2010 at 3:04 p.m.  
35
- 36 **HB10-1311** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE  
37 DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT.  
38  
39 Approved March 10, 2010 at 3:05 p.m.  
40
- 41 **HB10-1312** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE  
42 DEPARTMENT OF PUBLIC SAFETY.  
43  
44 Approved March 10, 2010 at 3:06 p.m.  
45
- 46 **HB10-1313** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE  
47 DEPARTMENT OF REGULATORY AGENCIES.  
48  
49 Approved March 10, 2010 at 3:06 p.m.  
50
- 51 **HB10-1314** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE  
52 DEPARTMENT OF REVENUE.  
53  
54 Approved March 10, 2010 at 3:07 p.m.  
55

- 1 **HB10-1315** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE
- 2 DEPARTMENT OF STATE.
- 3
- 4 Approved March 10, 2010 at 3:08 p.m.
- 5
- 6 **HB10-1316** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE
- 7 DEPARTMENT OF TRANSPORTATION.
- 8
- 9 Approved March 10, 2010 at 3:09 p.m.
- 10
- 11 **HB10-1317** CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE
- 12 DEPARTMENT OF THE TREASURY.
- 13
- 14 Approved March 10, 2010 at 3:10 p.m.
- 15
- 16 **HB10-1095** CONCERNING A LIMITATION ON THE AUTHORITY OF A
- 17 FIRE PROTECTION DISTRICT TO CHARGE FEES FOR
- 18 PROVIDING CERTAIN RESCUE SERVICES TO THOSE
- 19 SERVICES PROVIDED AT THE SCENE OF A MOTOR
- 20 VEHICLE ACCIDENT.
- 21
- 22 Approved March 10, 2010 at 3:10 p.m.
- 23

24 Sincerely,  
 25 (signed)  
 26 Bill Ritter, Jr.  
 27 Governor

28 \_\_\_\_\_

31 **LAY OVER OF CALENDAR ITEM(S)**

32

33 On motion of Representative Scanlan, the following item(s) on the

34 Calendar (was)were laid over until March 12, retaining place on

35 Calendar:

36

37

38 Consideration of Resolution(s)--**HJR10-1015**.

39 \_\_\_\_\_

40

41

42 On motion of Representative Scanlan, the House adjourned until

43 9:00 a.m., March 12, 2010.

44

45 Approved:  
 46 TERRANCE D. CARROLL,  
 47 Speaker

48 Attest:  
 49 MARILYN EDDINS,  
 50 Chief Clerk