

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

Ninety-seventh Legislative Day

Monday, April 19, 2010

1 Prayer by Father Ben Bacino, St. Mary Help of Christians, Pueblo.  
2  
3 The Speaker called the House to order at 10:00 a.m.  
4  
5 Pledge of Allegiance led by Sam Blehm, Joshua Clyncke, Patrick Lester,  
6 Kyle Schoonover, Cub Scout Den 3, Pack 2000, Colorado Springs.  
7  
8 The roll was called with the following result:  
9  
10 Present--63.  
11 Excused--Representative(s) Baumgardner, McFadyen--2.  
12 Present after roll call--Representative(s) McFadyen.  
13

14 The Speaker declared a quorum present.  
15  
16

17 On motion of Representative Miklosi, the reading of the journal of  
18 April 16, 2010, was declared dispensed with and approved as corrected  
19 by the Chief Clerk.  
20  
21

**CONSIDERATION OF MEMORIAL**

22  
23  
24  
25 **HM10-1004** by Representative(s) King S., Bradford--Memorializing  
26 former Representative Edward F. Carpenter.  
27

28 (Printed and placed in Members' file)  
29

30 On motion of Representative King S., the memorial was read at length.  
31  
32

33 Pursuant to House Rule 26(f) the House stood in recess to allow the  
34 following former members to speak on behalf of the honorable  
35 Edward F. Carpenter: Former Representatives Paul Schauer, Gail Berry;  
36 Former Senators Norma Anderson, Ron Teck.  
37  
38

House reconvened.  
39  
40  
41

42 On motion of Representative King S., the memorial was **adopted** by the  
43 following roll call vote:

	YES	64	NO	0	EXCUSED	1	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	E	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	Y	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 Current Roll Call added as Co-sponsor(s): Representative(s) Acree, Apuan,  
 20 Balmer, Benefield, Casso, Court, Curry, DelGrosso, Ferrandino, Fischer,  
 21 Frangas, Gagliardi, Gardner B., Gardner C., Gerou, Hullinghorst, Judd, Kagan,  
 22 Kefalas, Kerr A., Kerr J., Labuda, Lambert, Levy, Liston, Looper, Massey, May,  
 23 McCann, McFadyen, McKinley, McNulty, Merrifield, Middleton, Miklosi,  
 24 Murray, Nikkel, Pace, Peniston, Pommer, Primavera, Priola, Rice, Riesberg,  
 25 Roberts, Ryden, Scanlan, Schafer S., Solano, Sonnenberg, Soper, Stephens,  
 26 Summers, Swalm, Tipton, Todd, Tyler, Vaad, Vigil, Waller, Weissmann,  
 27 Speaker.

28  
 29 Representative Bradford introduced members of the family that were  
 30 present.

31 \_\_\_\_\_  
 32 House in recess. House reconvened.  
 33 \_\_\_\_\_  
 34

35  
 36 **THIRD READING OF BILL(S)--FINAL PASSAGE**

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

41  
 42 **HB10-1351** by Representative(s) Ferrandino, Apuan, Casso, Curry,  
 43 Gagliardi, Hullinghorst, Kerr A., McCann, Merrifield,  
 44 Miklosi, Pace, Pommer, Ryden, Scanlan, Solano, Tyler,  
 45 Vigil; also Senator(s) Romer, Carroll M., Foster, Keller,  
 46 Morse--Concerning the maximum authorized interest rate  
 47 for a payday loan.  
 48

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

	YES	33	NO	31	EXCUSED	1	ABSENT	0
54								
55	Acree	N	Gerou	N	McFadyen	Y	Ryden	Y
56	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y

1	Balmer	N	Judd	Y	McNulty	N	Schafer S.	N
2	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
3	Benefield	N	Kefalas	Y	Middleton	Y	Sonnenberg	N
4	Bradford	N	Kerr A.	Y	Miklosi	Y	Soper	Y
5	Casso	Y	Kerr J.	N	Murray	N	Stephens	N
6	Court	Y	King S.	N	Nikkel	N	Summers	N
7	Curry	Y	Labuda	N	Pace	Y	Swalm	N
8	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	N
9	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
10	Fischer	Y	Liston	N	Primavera	Y	Tyler	Y
11	Frangas	Y	Looper	N	Priola	N	Vaad	N
12	Gagliardi	Y	Massey	N	Rice	N	Vigil	Y
13	Gardner B.	N	May	N	Riesberg	N	Waller	N
14	Gardner C.	N	McCann	Y	Roberts	N	Weissmann	Y
15							Speaker	Y

16 Representative Casso requested his name be removed as sponsor.

17 Co-sponsor(s) added: Representative(s) Frangas, Speaker.

18

19 **SB10-110** by Senator(s) Williams; also Representative(s) Ryden,  
 20 Court, Hullinghorst, Judd, Levy, Middleton, Rice--  
 21 Concerning the enforcement of offenses involving failure  
 22 of certain persons to properly restrain a child in a vehicle.

23

24 Laid over until April 20, retaining place on Calendar.

25

26 **HB10-1347** by Representative(s) Levy; also Senator(s) Morse--  
 27 Concerning misdemeanor penalties for persons who are  
 28 convicted of multiple traffic offenses involving alcohol or  
 29 drugs, and making an appropriation therefor.

30

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

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

35

	YES	64	NO	0	EXCUSED	1	ABSENT	0
37	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
38	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
39	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
40	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
41	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
42	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
43	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
44	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
45	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
46	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
47	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
48	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
49	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
50	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
51	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
52	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
53							Speaker	Y

54 Co-sponsor(s) added: Representative(s) Apuan, Court, Curry, Ferrandino,  
 55 Frangas, Gardner B., Gardner C., Hullinghorst, Kagan, McCann, Nikkel,  
 56 Peniston, Pommer, Primavera, Schafer S., Waller.

1 **SB10-177** by Senator(s) Schwartz and Gibbs; also Representative(s)  
 2 Scanlan, Merrifield--Concerning the promotion of clean  
 3 energy technologies.  
 4

5 The question being "Shall the bill 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 bill  
 8 was declared **passed**.  
 9

	YES	63	NO	1	EXCUSED	1	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	E	Kagan	Y	Merrifield	Y	Solano	Y
15	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
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	Y	Swalm	Y
20	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
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.	Y	McCann	Y	Roberts	Y	Weissmann	N
27							Speaker	Y

28 Co-sponsor(s) added: Representative(s) Apuan, Curry, Fischer, Frangas, Gerou,  
 29 Kerr J., King S., McFadyen, Middleton, Nikkel, Pace, Pommer, Priola, Tyler,  
 30 Speaker.  
 31  
 32

33 **HB10-1395** by Representative(s) Gardner B.; also Senator(s)  
 34 Steadman--Concerning interlocutory appeals in civil cases.  
 35

36 The question being "Shall the bill pass?".  
 37 A roll call vote was taken. As shown by the following recorded vote, a  
 38 majority of those elected to the House voted in the affirmative and the bill  
 39 was declared **passed**.  
 40

	YES	63	NO	1	EXCUSED	1	ABSENT	0
42	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
43	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
44	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
45	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
46	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
47	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
48	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
49	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
50	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
51	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
52	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
53	Fischer	Y	Liston	N	Primavera	Y	Tyler	Y
54	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
55	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
56	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y

1	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
2							Speaker	Y

3 Co-sponsor(s) added: Representative(s) Kagan, King S., Levy, Liston, Nikkel,  
4 Waller, Speaker.

5  
6 **SB10-182** by Senator(s) Schwartz, Foster, Kester, Newell; also  
7 Representative(s) Peniston--Concerning the  
8 implementation of certain recommendations of the county  
9 elected officials' salary commission.

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

15	YES	33	NO	31	EXCUSED	1	ABSENT	0
17	Acree	Y	Gerou	N	McFadyen	Y	Ryden	Y
18	Apuan	Y	Hullinghorst	Y	McKinley	N	Scanlan	Y
19	Balmer	N	Judd	Y	McNulty	N	Schafer S.	Y
20	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
21	Benefield	Y	Kefalas	N	Middleton	Y	Sonnenberg	N
22	Bradford	N	Kerr A.	Y	Miklosi	Y	Soper	Y
23	Casso	Y	Kerr J.	N	Murray	N	Stephens	N
24	Court	Y	King S.	N	Nikkel	N	Summers	N
25	Curry	Y	Labuda	Y	Pace	N	Swalm	N
26	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	N
27	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
28	Fischer	Y	Liston	N	Primavera	Y	Tyler	Y
29	Frangas	N	Looper	N	Priola	Y	Vaad	N
30	Gagliardi	N	Massey	N	Rice	Y	Vigil	Y
31	Gardner B.	N	May	N	Riesberg	N	Waller	N
32	Gardner C.	N	McCann	Y	Roberts	N	Weissmann	N
33							Speaker	Y

34  
35 **HB10-1393** by Representative(s) Nikkel; also Senator(s) Kopp--  
36 Concerning the information included in the web-based  
37 system that provides the public access to state financial  
38 information.

39  
40 Laid over until April 21, retaining place on Calendar.

41  
42  
43  
44 **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS**

45  
46 **HB10-1385** by Representative(s) Lambert, Ferrandino, Pommer; also  
47 Senator(s) Tapia, Keller, White--Concerning fees collected  
48 by the division of insurance to fund insurance fraud cases  
49 pursued by the department of law, and making  
50 appropriations in connection therewith.

51  
52 (Amended as printed in Senate Journal, April 8 page 802.)

53  
54 Representative Lambert moved that the House **concur** in Senate  
55 amendments. The motion was declared **passed** by the following roll call  
56 vote:

	YES	63	NO	1	EXCUSED	1	ABSENT	0
1								
2	Acree	Y	Gerou	Y	McFadyen	N	Ryden	Y
3	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
4	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
5	Baumgardner	E	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	Y	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								

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

	YES	52	NO	12	EXCUSED	1	ABSENT	0
26	Acree	N	Gerou	Y	McFadyen	Y	Ryden	Y
27	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
28	Balmer	N	Judd	Y	McNulty	N	Schafer S.	Y
29	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
30	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
31	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
32	Casso	Y	Kerr J.	Y	Murray	N	Stephens	Y
33	Court	Y	King S.	N	Nikkel	Y	Summers	Y
34	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
35	DelGrosso	N	Lambert	Y	Peniston	Y	Tipton	Y
36	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
37	Fischer	Y	Liston	N	Primavera	Y	Tyler	Y
38	Frangas	Y	Looper	N	Priola	N	Vaad	N
39	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
40	Gardner B.	Y	May	Y	Riesberg	Y	Waller	N
41	Gardner C.	N	McCann	Y	Roberts	Y	Weissmann	Y
42							Speaker	Y
43								
44								

45 **HB10-1386** by Representative(s) Ferrandino, Pommer, Lambert; also  
 46 Senator(s) White, Keller, Tapia--Concerning the amounts  
 47 of filing fees charged by the property tax administrator for  
 48 purposes of exemption of property from general taxation,  
 49 and making an appropriation therefor.

50 (Amended as printed in Senate Journal, April 8 pages 801-802.)

51 Representative Ferrandino moved that the House **concur** in Senate  
 52 amendments. The motion was declared **passed** by the following roll call  
 53 vote:  
 54  
 55  
 56

	YES	50	NO	14	EXCUSED	1	ABSENT	0
1								
2	Acree	N	Gerou	Y	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	E	Kagan	Y	Merrifield	Y	Solano	Y
6	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	N
7	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
8	Casso	Y	Kerr J.	N	Murray	Y	Stephens	Y
9	Court	Y	King S.	N	Nikkel	N	Summers	Y
10	Curry	Y	Labuda	Y	Pace	Y	Swalm	N
11	DelGrosso	N	Lambert	Y	Peniston	Y	Tipton	N
12	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
13	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
14	Frangas	Y	Looper	N	Priola	Y	Vaad	Y
15	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
16	Gardner B.	Y	May	Y	Riesberg	Y	Waller	N
17	Gardner C.	N	McCann	Y	Roberts	N	Weissmann	Y
18							Speaker	Y
19								

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

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

	YES	37	NO	27	EXCUSED	1	ABSENT	0
26	Acree	N	Gerou	N	McFadyen	Y	Ryden	Y
27	Apuan	Y	Hullinghorst	Y	McKinley	N	Scanlan	Y
28	Balmer	N	Judd	Y	McNulty	N	Schafer S.	Y
29	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
30	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	N
31	Bradford	N	Kerr A.	Y	Miklosi	Y	Soper	Y
32	Casso	Y	Kerr J.	N	Murray	N	Stephens	N
33	Court	Y	King S.	N	Nikkel	N	Summers	N
34	Curry	Y	Labuda	Y	Pace	Y	Swalm	N
35	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	N
36	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
37	Fischer	Y	Liston	N	Primavera	Y	Tyler	Y
38	Frangas	Y	Looper	N	Priola	N	Vaad	N
39	Gagliardi	Y	Massey	N	Rice	Y	Vigil	Y
40	Gardner B.	N	May	N	Riesberg	Y	Waller	N
41	Gardner C.	N	McCann	Y	Roberts	N	Weissmann	Y
42							Speaker	Y
43								

44 **HB10-1220** by Representative(s) Priola, Liston, Rice, Stephens; also  
 45 Senator(s) Schwartz--Concerning the sunset review of the  
 46 functions of the division of insurance related to the  
 47 regulation of specified lines of insurance, and, in  
 48 connection therewith, continuing the functions of the  
 49 division related to the regulation of property and casualty,  
 50 automobile, and other insurers that do not offer health,  
 51 life, property, casualty, or automobile insurance through  
 52 July 1, 2017; consolidating the sunset review of all  
 53 functions of the division of insurance other than those  
 54 related to the licensing of bail bonding agents; and  
 55 implementing other recommendations contained in the  
 56 sunset report.

1 (Amended as printed in Senate Journal, April 12, pages 843-844.)  
 2  
 3 Representative Priola moved that the House **concur** in Senate  
 4 amendments. The motion was declared **passed** by the following roll call  
 5 vote:  
 6

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

25  
 26 The question being, "Shall the bill, as amended, 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  
 29 bill, as amended, was declared **repassed**.  
 30

	YES	64	NO	0	EXCUSED	1	ABSENT	0
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	E	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) Gerou.  
 50

51 **HB10-1293** by Representative(s) Massey; also Senator(s) Whitehead--  
 52 Concerning the creation of a task force to study property  
 53 tax assessment issues related to the use of land for  
 54 agricultural purposes.  
 55

56 (Amended as printed in Senate Journal, April 12, page 850.)



1 Representative Massey moved that the House **concur** in Senate  
2 amendments. The motion was declared **passed** by the following roll call  
3 vote:

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

23  
24 The question being, "Shall the bill, as amended, pass?".  
25 A roll call vote was taken. As shown by the following recorded vote, a  
26 majority of those elected to the House voted in the affirmative, and the  
27 bill, as amended, was declared **repassed**.

	YES	48	NO	16	EXCUSED	1	ABSENT	0
30	Acree	Y	Gerou	N	McFadyen	Y	Ryden	Y
31	Apuan	Y	Hullinghorst	Y	McKinley	N	Scanlan	Y
32	Balmer	N	Judd	Y	McNulty	N	Schafer S.	Y
33	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
34	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
35	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
36	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	N
37	Court	Y	King S.	N	Nikkel	N	Summers	Y
38	Curry	Y	Labuda	Y	Pace	Y	Swalm	N
39	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	N
40	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
41	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
42	Frangas	Y	Looper	Y	Priola	N	Vaad	Y
43	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
44	Gardner B.	N	May	Y	Riesberg	Y	Waller	N
45	Gardner C.	N	McCann	Y	Roberts	N	Weissmann	Y
46							Speaker	Y

47 Co-sponsor(s) added: Representative(s) Hullinghorst, Merrifield, Middleton.

48  
49  
50 **HB10-1387** by Representative(s) Pommer, Ferrandino, Lambert; also  
51 Senator(s) White, Keller, Tapia--Concerning the financing  
52 of the division of motor vehicles in the department of  
53 revenue, and making appropriations therefor.

54  
55 (Amended as printed in Senate Journal, April 12, pages 844-846.)

56

1 Representative Pommer moved that the House **concur** in Senate  
 2 amendments. The motion was declared **passed** by the following roll call  
 3 vote:

	YES	33	NO	31	EXCUSED	1	ABSENT	0
4								
5	Acree	N	Gerou	N	McFadyen	N	Ryden	N
6	Apuan	Y	Hullinghorst	Y	McKinley	N	Scanlan	Y
7	Balmer	N	Judd	Y	McNulty	Y	Schafer S.	Y
8	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
9	Benefield	Y	Kefalas	N	Middleton	Y	Sonnenberg	Y
10	Bradford	N	Kerr A.	Y	Miklosi	Y	Soper	Y
11	Casso	Y	Kerr J.	N	Murray	N	Stephens	N
12	Court	Y	King S.	N	Nikkel	N	Summers	N
13	Curry	N	Labuda	Y	Pace	N	Swalm	N
14	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	N
15	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
16	Fischer	Y	Liston	N	Primavera	Y	Tyler	N
17	Frangas	Y	Looper	N	Priola	N	Vaad	N
18	Gagliardi	Y	Massey	N	Rice	Y	Vigil	Y
19	Gardner B.	N	May	N	Riesberg	Y	Waller	N
20	Gardner C.	N	McCann	Y	Roberts	N	Weissmann	Y
21							Speaker	Y
22								

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

	YES	36	NO	28	EXCUSED	1	ABSENT	0
28								
29	Acree	N	Gerou	N	McFadyen	Y	Ryden	Y
30	Apuan	Y	Hullinghorst	Y	McKinley	N	Scanlan	Y
31	Balmer	N	Judd	Y	McNulty	N	Schafer S.	Y
32	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
33	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	N
34	Bradford	N	Kerr A.	Y	Miklosi	Y	Soper	Y
35	Casso	Y	Kerr J.	N	Murray	N	Stephens	N
36	Court	Y	King S.	N	Nikkel	N	Summers	N
37	Curry	Y	Labuda	Y	Pace	Y	Swalm	N
38	DelGrosso	N	Lambert	N	Peniston	Y	Tipton	N
39	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
40	Fischer	Y	Liston	N	Primavera	Y	Tyler	Y
41	Frangas	Y	Looper	N	Priola	N	Vaad	N
42	Gagliardi	Y	Massey	N	Rice	N	Vigil	Y
43	Gardner B.	N	May	N	Riesberg	Y	Waller	N
44	Gardner C.	N	McCann	Y	Roberts	N	Weissmann	Y
45							Speaker	Y

46 Representative Looper requested her name be removed as co-sponsor.

47  
 48 **HJR10-1015** by Representative(s) Roberts, Tipton; also Senator(s)  
 49 Whitehead--Concerning the removal of FCC broadcasting  
 50 restrictions to allow access to Denver television stations in  
 51 southwestern Colorado.

52  
 53 Laid over until April 20, retaining place on Calendar.

54  
 55 **HB10-1096** by Representative(s) Tipton; also Senator(s) Morse--  
 56 Concerning the designation of vehicle identification

1 number inspectors by law enforcement officials of local  
 2 governments.  
 3

4 (Amended as printed in Senate Journal, April 13, pages 857.)  
 5

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

	YES	62	NO	2	EXCUSED	1	ABSENT	0
11	Acree	Y	Gerou	Y	McFadyen	N	Ryden	Y
12	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
13	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
14	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
15	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
16	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
17	Casso	Y	Kerr J.	Y	Murray	N	Stephens	Y
18	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
19	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
20	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
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.	Y	McCann	Y	Roberts	Y	Weissmann	Y
27							Speaker	Y

28  
 29 The question being, "Shall the bill, as amended, pass?".  
 30 A roll call vote was taken. As shown by the following recorded vote, a  
 31 majority of those elected to the House voted in the affirmative, and the  
 32 bill, as amended, was declared **repassed**.  
 33

	YES	64	NO	0	EXCUSED	1	ABSENT	0
35	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
36	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
37	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
38	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
39	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
40	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
41	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
42	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
43	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
44	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
45	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
46	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
47	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
48	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
49	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
50	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
51							Speaker	Y

52  
 53 **HB10-1208** by Representative(s) Todd and Murray, Massey,  
 54 Baumgardner, Benefield, Carroll T., Casso, Frangas,  
 55 Gardner C., Looper, May, McFadyen, McKinley,  
 56 McNulty, Merrifield, Middleton, Peniston, Priola, Ryden,

1 Scanlan, Schafer S., Solano, Sonnenberg, Summers,  
 2 Tipton; also Senator(s) Shaffer B. And King K., Cadman,  
 3 Carroll M., Foster, Hodge, Johnston, Keller, Kester, Kopp,  
 4 Lundberg, Newell, Penry, Renfroe, Romer, Scheffel,  
 5 Schultheis, Spence, Steadman, White, Whitehead,  
 6 Williams--Concerning requiring statewide agreements for  
 7 the transfer of two-year degrees among all state  
 8 institutions of higher education in Colorado.  
 9

10 (Amended as printed in Senate Journal, April 13, pages 857.)  
 11

12 Representative Todd moved that the House **concur** in Senate  
 13 amendments. The motion was declared **passed** by the following roll call  
 14 vote:  
 15

	YES	64	NO	0	EXCUSED	1	ABSENT	0
17	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
18	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
19	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
20	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
21	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
22	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
23	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
24	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
25	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
26	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
27	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
28	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
29	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
30	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
31	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
32	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
33							Speaker	Y

34  
 35  
 36 The question being, "Shall the bill, as amended, pass?".  
 37 A roll call vote was taken. As shown by the following recorded vote, a  
 38 majority of those elected to the House voted in the affirmative, and the  
 39 bill, as amended, was declared **repassed**.  
 40

	YES	64	NO	0	EXCUSED	1	ABSENT	0
42	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
43	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
44	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
45	Baumgardner	E	Kagan	Y	Merrifield	Y	Solano	Y
46	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
47	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
48	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
49	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
50	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
51	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
52	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
53	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
54	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
55	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
56	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y

1 | Gardner C. Y McCann Y Roberts Y Weissmann Y |  
 2 | | | | | Speaker Y |  
 3 | Co-sponsor(s) added: Representative(s) Kefalas, Pommer, Tyler, Gagliardi,  
 4 | Levy, McCann.

5 | \_\_\_\_\_  
 6 |  
 7 | House in recess. House reconvened.  
 8 | \_\_\_\_\_  
 9 |

## 10 | **WITHDRAWAL OF BILL(S)**

11 |  
 12 |  
 13 | As prime sponsor Representative Carroll T., has withdrawn **HB10-1343**  
 14 | **and HB10-1344** from further consideration in the Second Regular  
 15 | Session of the 67th General Assembly.

## 16 | **REPORT(S) OF COMMITTEE(S) OF REFERENCE**

### 17 | **APPROPRIATIONS**

18 | After consideration on the merits, the Committee recommends the  
 19 | following:

20 |  
 21 | **HB10-1181** be amended as follows, and as so amended, be referred to  
 22 | the Committee of the Whole with favorable  
 23 | recommendation:  
 24 |

25 | Amend printed bill, page 4, before line 1 insert:

26 | "SECTION 1. 24-30-202 (20.1), Colorado Revised Statutes, is  
 27 | amended to read:  
 28 |

29 | **24-30-202. Procedures - vouchers and warrants - rules -**  
 30 | **penalties.** (20.1) The controller, or the controller's designee, is hereby  
 31 | authorized, upon written request made to the controller, to allow any state  
 32 | department, institution, or agency to draw upon its appropriation a sum  
 33 | set by fiscal rule promulgated by the controller, which fiscal rule may not  
 34 | authorize a sum in excess of two thousand five hundred dollars, and  
 35 | considered appropriate for the circumstances, to be used for the payment  
 36 | of incidental expenses. Items of postage, express, telegrams, and other  
 37 | incidental expenses may be paid from such moneys. At the end of each  
 38 | month, or as often as is practicable, the department, institution, or agency  
 39 | making such incidental expenditures shall submit a voucher to the  
 40 | controller covering the total amount of such expenditures and shall submit  
 41 | a list of all such expenditures, together with proper receipts, if any, and  
 42 | the controller shall draw the controller's warrant against the proper  
 43 | appropriation to cover all items of expenditures which the controller  
 44 | approves. The controller is also authorized, upon the request of any state  
 45 | department, institution, or agency, to allow a reasonable advance of  
 46 | moneys to employees and officials for authorized travel on official state  
 47 | business not to exceed an amount set by fiscal rule promulgated by the  
 48 | controller. ~~which fiscal rule may not authorize a sum in excess of one~~  
 49 | ~~thousand five hundred dollars."~~  
 50 |

51 | Renumber succeeding sections accordingly.  
 52 |  
 53 |  
 54 |  
 55 |  
 56 |

1 Page 6, after line 13 insert:

2

3 "SECTION 3. 24-30-1102 (5), Colorado Revised Statutes, is  
4 amended to read:

5

6 **24-30-1102. Definitions.** As used in this part 11, unless the  
7 context otherwise requires:

8

9 (5) "State agency" means this state or any department, board,  
10 bureau, commission, institution, or other agency of the state; ~~including~~  
11 ~~institutions of higher education but~~ EXCEPT THAT "STATE AGENCY" shall  
12 not include ANY STATE INSTITUTION OF HIGHER EDUCATION OR the state  
13 board of stock INSPECTION commissioners, created pursuant to section  
14 35-41-101, C.R.S.

15

16 **SECTION 4.** 24-30-1104 (1), Colorado Revised Statutes, is  
17 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

18

19 **24-30-1104. Central services functions of the department -**  
20 **definitions.** (1) Within the counties of Adams, Arapahoe, Boulder,  
21 Douglas, Pueblo, El Paso, and Jefferson, the city and county of  
22 Broomfield, and the city and county of Denver, and within any other areas  
23 in the state of Colorado Where central services are offered, the  
24 department of personnel shall perform the following functions for the  
25 executive branch of the state of Colorado, its departments, institutions,  
26 and agencies, under the direction of the executive director:

27

28 (m) OFFER SERVICES TO ANY STATE INSTITUTION OF HIGHER  
29 EDUCATION THAT CHOOSES TO PURCHASE SUCH SERVICES, PROVIDED THAT  
30 THE DEPARTMENT OF PERSONNEL IS ABLE TO OFFER SUCH SERVICES  
31 WITHOUT EXPANDING ITS CURRENT OPERATIONS.

32

33 **SECTION 5.** 24-30-1104 (1), Colorado Revised Statutes, is  
34 amended BY THE ADDITION OF A NEW SUBSECTION to read:

35

36 **24-30-1104. Central services functions of the department -**  
37 **definitions.** (1.5) THE DEPARTMENT OF PERSONNEL SHALL ESTABLISH A  
38 RULE PROVIDING FOR A WAIVER TO A STATE AGENCY OF SUBSECTION (1)  
39 OF THIS SECTION WHEN THE STATE AGENCY CAN PROCURE THE SERVICES  
40 DESCRIBED IN THIS PART 11 AT A NET COST SAVINGS TO THE STATE.

41

42 **SECTION 6.** 24-30-1108 (1), Colorado Revised Statutes, is  
43 amended to read:

44

45 **24-30-1108. Revolving fund - service charges - pricing policy.**  
46 (1) There is hereby created a department of personnel revolving fund for  
47 use in acquiring such materials, supplies, labor, and overhead as are  
48 required. MONEYS COLLECTED AND DEPOSITED IN THE FUND SHALL BE  
49 FROM STATE AND LOCAL GOVERNMENT USER FEES AND FROM REBATES,  
50 INCLUDING, BUT NOT LIMITED TO, REBATES FROM CAR RENTALS, TRAVEL  
51 AGENCIES, LODGING, AND TRAVEL CARDS. The fund shall be under the  
52 direction of the executive director.

53

54 **SECTION 7.** 24-30-1303 (5), Colorado Revised Statutes, is  
55 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

56

**24-30-1303. Department of personnel - responsibilities.**

(5) (d) UPON APPLICATION BY ANY STATE AGENCY THAT DEMONSTRATES INTERNAL EXPERTISE RELATED TO THE LEASING AND ACQUISITION OF COMMERCIAL REAL PROPERTY, THE DEPARTMENT MAY DELEGATE AN INDIVIDUAL EMPLOYED BY THE STATE AGENCY TO ACT ON BEHALF OF THE DEPARTMENT IN THE PERFORMANCE OF THE RESPONSIBILITIES AND FUNCTIONS DESCRIBED IN PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION. THE DELEGATION AUTHORIZED PURSUANT TO THIS PARAGRAPH (d) MAY INCLUDE, WITH THE CONSENT OF THE DEPARTMENT, THE AUTHORITY TO WAIVE THE USE OF THE DEPARTMENT-APPROVED REAL ESTATE LEASE FORM OR REAL ESTATE LEASE AMENDMENT FORM."

12

13 Renumber succeeding sections accordingly.

14

15 Page 17, after line 10 insert:

16

17 "SECTION 21. 24-92-102 (8) (b), Colorado Revised Statutes, is  
18 amended to read:

19

20 **24-92-102. Definitions.** As used in this article, unless the context  
21 otherwise requires:

22

23 (8) (b) Except as provided in paragraph (c) of this subsection (8),  
24 "public project" does not include any project for which appropriation or  
25 expenditure of funds MONEYS may be reasonably expected not to exceed  
26 one FIVE hundred fifty thousand dollars in the aggregate for any fiscal  
27 year. Nothing in this paragraph (b) shall affect the requirements for the  
28 delivery of bonds or security pursuant to sections 24-105-202, 38-26-105,  
29 and 38-26-106, C.R.S."

30

31 Renumber succeeding sections accordingly.

32

33 Page 18, strike lines 4 through 8 and substitute "DEPOSITED AS CASH  
34 REVENUE IN THE GENERAL FUND AND SHALL BE SUBJECT TO ANNUAL  
35 APPROPRIATION BY THE GENERAL ASSEMBLY. UNLESS OTHERWISE  
36 DIRECTED BY THE GENERAL ASSEMBLY, THE STATE CONTROLLER SHALL  
37 MAKE ADJUSTMENTS EQUIVALENT TO SUCH REVENUES IN THE FORM OF A  
38 REDUCTION OF ADMINISTRATIVE COSTS ALLOCATED TO STATE AGENCIES  
39 AND INSTITUTIONS OF HIGHER EDUCATION ON A BASIS PROPORTIONAL TO  
40 EACH STATE AGENCY'S OR INSTITUTION OF HIGHER EDUCATION'S  
41 CONTRIBUTION TO STATEWIDE PROCUREMENT CARD EXPENDITURES, AS  
42 DETERMINED BY THE STATE CONTROLLER, TO ENSURE THAT THE FEDERAL  
43 GOVERNMENT RECEIVES ITS SHARE OF PROCUREMENT CARD REVENUES AS  
44 REQUIRED BY FEDERAL REGULATIONS. FOR PURPOSES OF THIS SUBSECTION  
45 (3) THE TERM "ALLOCATED" DOES NOT MEAN AN APPROPRIATION OR CASH  
46 TRANSFER TO ANY STATE AGENCY OR INSTITUTION OF HIGHER EDUCATION,  
47 BUT REFERS TO AN INTERNAL PROCESS WITHIN THE OFFICE OF THE STATE  
48 CONTROLLER."

49

50 Page 23, after line 10 insert:

51

52 "SECTION 31. **Appropriation - adjustments to the 2010 long**  
53 **bill.** For the implementation of this act, appropriations made in the  
54 annual general appropriation act, to the department of personnel and  
55 administration, for the fiscal year beginning July 1, 2010, shall be  
56 adjusted as follows:

1 (a) The appropriation from the general fund for the executive  
2 director's office, statewide special purpose, Colorado state archives,  
3 personal services, is decreased by six thousand eight hundred two dollars  
4 (\$6,802).

5  
6 (b) The appropriation to the department of personnel and  
7 administration, executive director's office, statewide special purpose,  
8 Colorado state archives, personal services, is increased by six thousand  
9 eight hundred two dollars (\$6,802) cash funds from the state archives and  
10 public records cash fund, created in section 24-80-102 (10), Colorado  
11 Revised Statutes.

12  
13 (c) The appropriation from the debt collection fund created in  
14 section 24-30-202.4 (3) (e), Colorado Revised Statutes, for the division  
15 of accounts and control - controller, collections services, private  
16 collection agency fees is decreased by ninety-four thousand eight hundred  
17 sixty-four dollars (\$94,864) cash funds."

18  
19 Renumber succeeding section accordingly.

20  
21 Page 1, line 102 strike "**PERSONNEL.**" and substitute "**PERSONNEL, AND**  
22 **MAKING AN APPROPRIATION THEREFOR.**"

23  
24  
25  
26 **PRINTING REPORT**

27  
28 The Chief Clerk reports the following bills have been correctly printed:  
29 **HB10-1411, 1412, 1413.**

30  
31  
32 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

33  
34 The Speaker has signed: **HB10-1004, 1076, 1109, 1128, 1138, 1166,**  
35 **1168, 1178, 1183, 1197, 1201, 1218, 1232, 1249, 1265, 1288; SB10-058.**

36  
37  
38 **DELIVERY OF BILLS TO GOVERNOR**

39  
40 The Chief Clerk of the House of Representatives reports the following  
41 bills have been delivered to the Office of the Governor: **HB10-1004,**  
42 **1076, 1109, 1128, 1138, 1166, 1168, 1178, 1183, 1197, 1201, 1218,**  
43 **1232, 1249, 1265, 1288** at 10:54 a.m. on April 19, 2010.

44  
45  
46 **MESSAGE(S) FROM THE SENATE**

47  
48 The Senate has voted to recall HB10-1133 for the purposes of  
49 reconsideration and requests the return of the bill.

50  
51  
52 The Senate has passed on Third Reading and transmitted to the Revisor  
53 of Statutes:

54  
55 HB10-1118 amended as printed in Senate Journal, March 23, 2010,  
56 page 646.



1 In response to the request of the House for a Conference Committee on  
2 HB10-1273, the President appoints Senators Spence, chair, Steadman  
3 and Hudak as conferees on the First Conference Committee on  
4 HB10-1273.

5  
6 In response to the request of the House for a Conference Committee on  
7 HB10-1388, the President appoints Senators Tapia, chair, Keller and  
8 White to the First Conference Committee on HB10-1388.

9  
10 In response to the request of the House for a Conference Committee on  
11 HB10-1383, the President appoints Senators White, chair, Tapia and  
12 Keller to the First Conference Committee on HB10-1383.

13  
14 In response to the request of the House for a Conference Committee on  
15 HB10-1252, the President appoints Senators Boyd, chair, Schwartz and  
16 Mitchell to the First Conference Committee on HB10-1252.

17  
18 The Senate voted to reject the First Report of the First Conference  
19 Committee on SB10-109 as printed in Senate Journal, April 12, 2010,  
20 pages 841-843 and dissolved the Conference Committee. The President  
21 appointed Senators Romer, chair, Spence and Steadman as members of  
22 the Second Conference Committee. The Senate has granted permission  
23 to the Second Conference Committee to go beyond the scope of the  
24 differences between the two houses.

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25  
26  
27  
28 **MESSAGE(S) FROM THE REVISOR**

29  
30 We herewith transmit:  
31 Without comment, as amended, HB10-1118.

---

32  
33  
34  
35 **MESSAGE(S) FROM THE GOVERNOR**

36  
37 I certify I received the following on the 16th day of April, 2010, at  
38 3:35 p.m. The original is on file in the records of the House of  
39 Representatives of the General Assembly.

40  
41 Marilyn Eddins,  
42 Chief Clerk of the House

43  
44 April 14, 2010

45  
46 To the Honorable House of Representatives  
47 Sixty-seventh General Assembly  
48 Second Regular Session  
49 State Capitol  
50 Denver, CO 80203

51  
52 Ladies and Gentlemen:

53  
54 I have the honor to inform you that I have approved and filed with the  
55 Secretary of State the following Acts:

56

1 **HB10-1044** CONCERNING THE LICENSURE OF NEIGHBORHOOD  
2 YOUTH ORGANIZATIONS.

3  
4 Approved April 14, 2010 at 2:06 p.m.  
5

6 **HB10-1107** CONCERNING LIMITATIONS ON THE INCLUSION OF  
7 AGRICULTURAL LANDS WITHIN URBAN RENEWAL  
8 AREAS.

9  
10 Approved April 14, 2010 at 2:52 p.m.  
11

12 **HB10-1135** CONCERNING THE DEFINITION OF DOMESTIC VIOLENCE  
13 WHEN DETERMINING THE BEST INTEREST OF A CHILD.

14  
15 Approved April 14, 2010 at 2:31 p.m.  
16

17 **HB10-1233** CONCERNING THE RELOCATION OF THE CRIME OF  
18 STALKING IN THE COLORADO REVISED STATUTES.

19  
20 Approved April 14, 2010 at 2:34 p.m.  
21

22 Sincerely,  
23 (signed)  
24 Bill Ritter, Jr.  
25 Governor

26  
27 \_\_\_\_\_  
28

29  
30 April 15, 2010  
31

32 To the Honorable House of Representatives  
33 Sixty-seventh General Assembly  
34 Second Regular Session  
35 State Capitol  
36 Denver, CO 80203  
37

38 Ladies and Gentlemen:  
39

40 I have the honor to inform you that I have approved and filed with the  
41 Secretary of State the following Acts:  
42

43 **HB10-1010** CONCERNING AUTHORIZATION FOR AGENCIES OF THE  
44 STATE TO ENTER INTO PUBLIC-PRIVATE INITIATIVE  
45 AGREEMENTS WITH NONPROFIT ENTITIES.

46  
47 Approved April 15, 2010 at 3:10 p.m.  
48

49 **HB10-1011** CONCERNING AUTHORIZATION FOR THE DEPARTMENT  
50 OF REVENUE TO OBTAIN FINGERPRINT-BASED CRIMINAL  
51 HISTORY RECORD CHECKS FOR EMPLOYMENT PURPOSES.

52  
53 Approved April 15, 2010 at 3:50 p.m.  
54  
55  
56

- 1 **HB10-1020** CONCERNING CONTRACTS OF THE LEGISLATIVE  
2 DEPARTMENT, AND MAKING AN APPROPRIATION  
3 THEREFOR.  
4  
5 Approved April 15, 2010 at 3:51 p.m.  
6
- 7 **HB10-1024** CONCERNING ELIMINATING THE ABILITY OF ADVANCED  
8 PRACTICE NURSES TO DECLARE PATIENT TERMINALLY  
9 ILL.  
10  
11 Approved April 15, 2010 at 3:52 p.m.  
12
- 13 **HB10-1025** CONCERNING UPDATES TO THE “COLORADO MEDICAL  
14 TREATMENT DECISION ACT”.  
15  
16 Approved April 15, 2010 at 3:52 p.m.  
17
- 18 **HB10-1026** CONCERNING THE CREATION OF THE COLORADO  
19 QUALITY IN CHILD CARE INCENTIVE PROGRAM.  
20  
21 Approved April 15, 2010 at 3:53 p.m.  
22
- 23 **HB10-1030** CONCERNING THE CREATION OF THE EARLY CHILDHOOD  
24 EDUCATOR DEVELOPMENT SCHOLARSHIP PROGRAM.  
25  
26 Approved April 15, 2010 at 3:53 p.m.  
27
- 28 **HB10-1034** CONCERNING THE CREDENTIALING OF SCHOOL SPEECH-  
29 LANGUAGE PATHOLOGY ASSISTANTS.  
30  
31 Approved April 15, 2010 at 3:54 p.m.  
32
- 33 **HB10-1043** CONCERNING OUTDATED REFERENCES TO THE FEDERAL  
34 AID TO FAMILIES WITH DEPENDENT CHILDREN.  
35  
36 Approved April 15, 2010 at 3:15 p.m.  
37
- 38 **HB10-1054** CONCERNING PRESENTING SCHOOL SAFETY  
39 INFORMATION AT INSTITUTIONS OF HIGHER EDUCATION.  
40  
41 Approved April 15, 2010 at 3:54 p.m.  
42
- 43 **HB10-1057** CONCERNING FEES CHARGED BY COUNTY SHERIFFS  
44 RELATING TO THE SERVICE OF PROCESS.  
45  
46 Approved April 15, 2010 at 3:55 p.m.  
47
- 48 **HB10-1085** CONCERNING LAND SURVEYING, AND, IN CONNECTION  
49 THEREWITH, ALTERING LICENSURE CRITERIA FOR LAND  
50 SURVEYOR APPLICANTS AND SPECIFYING PROCEDURES  
51 FOR ISSUANCE OF A SURVEYOR’S AFFIDAVIT OF  
52 CORRECTION.  
53  
54 Approved April 15, 2010 at 3:38 p.m.  
55  
56

- 1 **HB10-1108** CONCERNING AN EXCLUSION FROM THE EMPLOYMENT  
2 RELATIONSHIP FOR PURPOSES OF STATE EMPLOYMENT  
3 LAWS FOR CERTAIN COACHES WHO ENTER INTO  
4 INDEPENDENT CONTRACTOR RELATIONSHIPS WITH  
5 NONPROFIT YOUTH SPORTS ORGANIZATIONS THAT ARE  
6 EVIDENCED BY A WRITTEN AGREEMENT.  
7  
8 Approved April 15, 2010 at 3:55 p.m.  
9
- 10 **HB10-1115** CONCERNING THE ASSESSMENT OF COSTS BY COUNTY  
11 DEPARTMENTS OF SOCIAL SERVICES TO FAMILIES  
12 RECEIVING CHILD WELFARE SERVICES.  
13  
14 Approved April 15, 2010 at 3:56 p.m.  
15
- 16 **HB10-1123** CONCERNING CONTROLLED AGRICULTURE BURNS IN  
17 ARSON CASES.  
18  
19 Approved April 15, 2010 at 3:56 p.m.  
20
- 21 **HB10-1132** CONCERNING THE PRODUCTION OF RECORDS BY A  
22 BUSINESS IN A CRIMINAL MATTER.  
23  
24 Approved April 15, 2010 at 3:56 p.m.  
25
- 26 **HB10-1137** CONCERNING THE USE OF PEOPLE FIRST LANGUAGE IN  
27 THE DRAFTING OF LAWS.  
28  
29 Approved April 15, 2010 at 3:27 p.m.  
30
- 31 **HB10-1143** CONCERNING THE AUTHORITY OF THE REGIONAL  
32 TRANSPORTATION DISTRICT TO ENTER INTO  
33 AGREEMENTS PERMITTING SPECIFIED USES AT ITS  
34 TRANSFER FACILITIES.  
35  
36 Approved April 15, 2010 at 3:57 p.m.  
37
- 38 **HB10-1165** CONCERNING THE AUTHORITY OF THE STATE BOARD OF  
39 LAND COMMISSIONERS REGARDING STATE LAND.  
40  
41 Approved April 15, 2010 at 3:57 p.m.  
42
- 43 **HB10-1167** CONCERNING THE REGULATION OF INTRASTATE MOTOR  
44 CARRIERS OF PROPERTY FOR HIRE, AND, IN CONNECTION  
45 THEREWITH, CONFORMING STATE LAW IN RESPONSE TO  
46 FEDERAL PREEMPTION AND GRANTING PORTS OF ENTRY  
47 ADDITIONAL AUTHORITY TO ENFORCE INSURANCE AND  
48 SAFETY PROVISIONS.  
49  
50 Approved April 15, 2010 at 3:57 p.m.  
51
- 52 **HB10-1202** CONCERNING HEALTH BENEFIT COVERAGE FOR  
53 CHEMOTHERAPY TREATMENT.  
54  
55 Approved April 15, 2010 at 3:13 p.m.  
56

- 1 **HB10-1212** CONCERNING A REQUIREMENT THAT THE EXECUTIVE  
2 DIRECTOR OF THE DEPARTMENT OF REVENUE  
3 PROMULGATE RULES THAT ESTABLISH CIRCUMSTANCES  
4 IN WHICH A VEHICLE OWNER SHALL BE EXEMPTED FROM  
5 PAYING THE LATE FEE FOR LATE REGISTRATION OF A  
6 VEHICLE.  
7  
8 Approved April 15, 2010 at 3:59 p.m.  
9
- 10 **HB10-1215** CONCERNING THE USE OF CASH BOND DEPOSITS AFTER  
11 THE DISCHARGE OF THE BOND TO SATISFY  
12 OUTSTANDING COURT-ORDERED DEBTS.  
13  
14 Approved April 15, 2010 at 4:00 p.m.  
15
- 16 **HB10-1216** CONCERNING THE OFF-SITE ADMINISTRATION OF  
17 MEDICATIONS BY PERSONS AUTHORIZED TO INJECT  
18 MEDICATIONS PURSUANT TO THE PHARMACY PRACTICE  
19 ACT.  
20  
21 Approved April 15, 2010 at 4:01 p.m.  
22  
23
- 24 **HB10-1226** CONCERNING AN ALTERNATIVE APPROACH FOR A  
25 COUNTY DEPARTMENT OF SOCIAL SERVICES TO USE IN  
26 ADDRESSING CERTAIN INTRAFAMILIAL CHILD ABUSE OR  
27 NEGLECT CASES.  
28  
29 Approved April 15, 2010 at 4:01 p.m.  
30
- 31 **HB10-1227** CONCERNING COMPLIANCE WITH FINANCIAL  
32 RESPONSIBILITY REQUIREMENTS OF THE "HEALTH CARE  
33 AVAILABILITY ACT" BY MAINTAINING INSURANCE  
34 THROUGH APPROVED NONADMITTED INSURERS  
35 AUTHORIZED BY LAW TO INSURE IN COLORADO.  
36  
37 Approved April 15, 2010 at 4:02 p.m.  
38
- 39 **HB10-1245** CONCERNING THE CONTINUATION OF THE REGULATION  
40 OF BOXING BY THE BOXING COMMISSION.  
41  
42 Approved April 15, 2010 at 4:03 p.m.  
43  
44
- 45 **HB10-1255** CONCERNING EXTENDING THE REPEAL DATE FOR THE  
46 COLORADO COMMISSION FOR THE DEAF AND HARD OF  
47 HEARING.  
48  
49 Approved April 15, 2010 at 4:03 p.m.  
50
- 51 **HB10-1256** CONCERNING THE COLORADO HIGH TECHNOLOGY  
52 SCHOLARSHIP PROGRAM.  
53  
54 Approved April 15, 2010 at 4:04 p.m.  
55  
56

1 **HB10-1320** CONCERNING THE USE OF TOBACCO REVENUES  
 2 GENERATED UNDER SECTION 21 OF ARTICLE X OF THE  
 3 STATE CONSTITUTION IN A STATE FISCAL EMERGENCY,  
 4 AND MAKING AN APPROPRIATION THEREFOR.

5  
 6 Approved April 15, 2010 at 4:05 p.m.

7  
 8 **HB10-1327** CONCERNING THE AUGMENTATION OF THE GENERAL  
 9 FUND THROUGH TRANSFERS OF CERTAIN MONEYS.

10  
 11 Approved April 15, 2010 at 4:05 p.m.

12  
 13 **HB10-1339** CONCERNING THE DISTRIBUTION OF LIMITED GAMING  
 14 FUND MONEYS FOR THE 2009-10 STATE FISCAL YEAR, AND  
 15 MAKING AN APPROPRIATION IN CONNECTION  
 16 THEREWITH.

17  
 18 Approved April 15, 2010 at 4:06 p.m.

19  
 20 **HB10-1346** CONCERNING AN INCREASE IN THE NUMBER OF DAYS  
 21 EMERGENCY RULES ADOPTED BY EXECUTIVE BRANCH  
 22 AGENCIES PURSUANT TO THE "STATE ADMINISTRATIVE  
 23 PROCEDURE ACT" MAY BE IN EFFECT.

24  
 25 Approved April 15, 2010 at 4:07 p.m.

26  
 27 **HB10-1367** CONCERNING PAYMENT OF EXPENSES OF THE  
 28 LEGISLATIVE DEPARTMENT.

29  
 30 Approved April 15, 2010 at 4:07 p.m.

31  
 32 Sincerely,  
 33 (signed)  
 34 Bill Ritter, Jr.  
 35 Governor

36 \_\_\_\_\_

37  
 38 I certify I received the following on the 19th day of April, 2010, at  
 39 1:35 p.m. The original is on file in the records of the House of  
 40 Representatives of the General Assembly.

41  
 42 Marilyn Eddins,  
 43 Chief Clerk of the House

44 April 16, 2010

45  
 46 To the Honorable  
 47 House of Representatives  
 48 Sixty-seventh General Assembly  
 49 Second Regular Session  
 50 Denver, CO 80203

51  
 52 Ladies and Gentlemen:

53  
 54 I have the honor to inform you that I have approved and filed with the  
 55 Secretary of State the following act:

56

1 **HB10-1104** CONCERNING AUTHORIZATION FOR THE ESTABLISHMENT OF A  
2 VETERANS TREATMENT COURT PROGRAM IN JUDICIAL  
3 DISTRICTS.

4  
5 Approved April 16, 2010 at 8:56 a.m.

6  
7 **HB10-1140** CONCERNING USING MONEYS IN THE COLORADO STATE  
8 VETERANS TRUST FUND TO CONSTRUCT NATIONAL GUARD  
9 ARMORIES.

10  
11 Approved April 16, 2010 at 8:44 a.m.

12  
13 Sincerely,  
14 (signed)  
15 Bill Ritter, Jr.  
16 Governor

17 \_\_\_\_\_

18  
19 April 19, 2010

20  
21 To the Honorable  
22 House of Representatives  
23 Sixty-seventh General Assembly  
24 Second Regular Session  
25 Denver, CO 80203

26  
27 Ladies and Gentlemen:

28  
29 I have the honor to inform you that I have approved and filed with the  
30 Secretary of State the following act:

31  
32 **HB10-1365** CONCERNING INCENTIVES FOR ELECTRIC UTILITIES TO REDUCE  
33 AIR EMISSIONS, AND, IN CONNECTION THEREWITH, REQUIRING  
34 PLANS TO ACHIEVE SUCH REDUCTIONS THAT GIVE PRIMARY  
35 CONSIDERATION TO REPLACING OR REPOWERING COAL  
36 GENERATION WITH NATURAL GAS AND ALSO CONSIDERING  
37 OTHER LOW-EMITTING RESOURCES, AND MAKING AN  
38 APPROPRIATION.

39  
40 Approved April 19, 2010 at 9:34 a.m.

41  
42 Sincerely,  
43 (signed)  
44 Bill Ritter, Jr.  
45 Governor

46 \_\_\_\_\_

47  
48 **INTRODUCTION OF BILLS**  
49 **First Reading**

50  
51 The following bills were read by title and referred to the committees  
52 indicated:

53  
54 **HB10-1414** by Representative(s) Benefield; also Senator(s) Foster--  
55 Concerning the requirement that a health care facility  
56 report information identifying any individual responsible

1 for the diversion of injectable drugs that were intended for  
2 use by patients of the facility.

3 Committee on Health and Human Services

4

5 **HB10-1415** by Representative(s) Gagliardi; also Senator(s) Morse--  
6 Concerning the registration of persons who assist  
7 surgeons.

8 Committee on Health and Human Services

9

10 **HB10-1416** by Representative(s) Riesberg--Concerning the  
11 administration of drugs by trained chiropractors for the  
12 treatment of neuromusculoskeletal ailments.

13 Committee on Health and Human Services

14

15 **HB10-1417** by Representative(s) Peniston, Casso, Court, Frangas,  
16 Gagliardi, Kefalas, Kerr A., Levy, Merrifield, Middleton,  
17 Pace, Primavera, Ryden, Schafer S., Todd; also Senator(s)  
18 Williams, Bacon, Boyd, Carroll M., Foster, Heath, Hudak,  
19 Keller, Morse, Newell, Romer, Sandoval, Steadman,  
20 Tapia, Tochtrop--Concerning the creation of the pay  
21 equity commission within the department of labor and  
22 employment.

23 Committee on Business Affairs and Labor

24

25 **HB10-1418** by Representative(s) McFadyen and Sonnenberg; also  
26 Senator(s) Bacon--Concerning requirements applicable to  
27 community-based projects that qualify for special  
28 treatment under the renewable energy portfolio standard.

29 Committee on Transportation & Energy

30

31 **HB10-1419** by Representative(s) Middleton, Carroll T., Fischer, Kerr  
32 A., Schafer S.; also Senator(s) Bacon, Steadman--  
33 Concerning standards for the charter school application  
34 review process.

35 Committee on Education

36

37

38

39

### LAY OVER OF CALENDAR ITEM(S)

40

41 On motion of Representative Weissmann, the following item(s) on the  
42 Calendar (was)were laid over until April 20, retaining place on Calendar:

43

44 Consideration of General Orders--**HB10-1217, 1234, 1390, 1391, 1400.**

45 Consideration of Conference Committee Report(s)--**HB10-1099.**

46 Consideration of Resolution(s)--**HJR10-1020, 1021, SJR10-025,**

47 **HJR10-1023, 1019.**

48 Consideration of Senate Amendment(s)--**HB10-1188.**

49

50

51

52

53

54

55



1 On motion of Representative Weissmann, the House adjourned until  
2 9:00 a.m., April 20, 2010.

3

4

5

6

7 Attest:

8 MARILYN EDDINS,

9 Chief Clerk

Approved:

TERRANCE D. CARROLL,

Speaker

