## HOUSE JOURNAL SIXTY-SEVENTH GENERAL ASSEMBLY STATE OF COLORADO

## Second Regular Session

Sixteenth Legislative Day

Thursday, January 28, 2010

3       The Speaker called the House to order at 9:00 a.m.         4       5       Pledge of Allegiance led by J. T. Weinroth, Cold         6       University, Sedalia.       7         7       The roll was called with the following result:         9       Present63.         11       ExcusedRepresentative(s) Balmer, Swalm2.         12       Present after roll callRepresentative(s) Swalm.         13       The Speaker declared a quorum present.         15	1 2	Prayer by Dr. G	ary Bowser, F	irst E	Baptist Church	ı, De	enver.		
<ul> <li>5 Pledge of Allegiance led by J. T. Weinroth, Cold University, Sedalia.</li> <li>7</li> <li>8 The roll was called with the following result:</li> <li>9</li> <li>9 Present63.</li> <li>11 ExcusedRepresentative(s) Balmer, Swalm2.</li> <li>12 Present after roll callRepresentative(s) Swalm.</li> <li>13</li> <li>14 The Speaker declared a quorum present.</li> <li>15 <ul> <li>16</li> <li>17 On motion of Representative Apuan, the reading of January 27, 2010, was declared dispensed with and approted by the Chief Clerk.</li> <li>21</li> <li>22</li> <li>23</li> <li>24</li> <li>25 The following bills were considered on Third Reading.</li> <li>26 publicly read. Reading of the bill at length was distunanimous consent.</li> </ul> </li> <li>28</li> <li>29</li> <li>29</li> <li>20</li> <li>21</li> <li>21</li> <li>22</li> <li>31</li> <li>32</li> <li>33</li> <li>34</li> <li>34</li> <li>35</li> <li>35</li> <li>36</li> <li>37</li> <li>38</li> <li>39</li> <li>39</li> <li>34</li> <li>39</li> <li>34</li> <li>34</li> <li>34</li> <li>35</li> <li>36</li> <li>37</li> <li>38</li> <li>39</li> <li>36</li> <li>39</li> <li>36</li> <li>37</li> <li>38</li> <li>39</li> <li>36</li> <li>37</li> <li>38</li> <li>39</li> <li>36</li> <li>37</li> <li>38</li> <li>39</li> <li>34</li> <li>34</li> <li>35</li> <li>35</li> <li>36</li> <li>37</li> <li>38</li> <li>39</li> <li>36</li> <li>37</li> <li>38</li> <li>39</li> <li>39</li> <li>30</li> <li>31</li> <li>32</li> <li>34</li> <li>35</li> <li>35</li> <li>36</li> <li>37</li> <li>38</li> <li>39</li> <li>39</li> <li>30</li> <li>31</li> <li>32</li> <li>34</li> <li>35</li> <li>35</li> <li>36</li> <li>37</li> <li>38</li> <li>39</li> <li>39</li> <li>30</li> <li>31</li> <li>31</li> <li>32</li> <li>34</li> <li>35</li> <li>35</li> <li>36</li> <li>37</li> <li>37</li> <li>38</li> <li>39</li> <li>39</li> <li>30</li> <li>30</li> <li>31</li> <li>32</li> <li>34</li> <li>35</li> <li>35</li> <li>36</li> <li>37</li> <li>37</li> <li>38</li> <li>39</li> <li>30</li> <li>31</li> <li>32</li> <li>34</li> <li>35</li> <li< td=""><td>3</td><td>The Speaker call</td><td>led the House</td><td>to or</td><td>der at 9:00 a.r</td><td>n.</td><td></td><td></td><td></td></li<></ul>	3	The Speaker call	led the House	to or	der at 9:00 a.r	n.			
<ul> <li>The roll was called with the following result:</li> <li>Present63.</li> <li>ExcusedRepresentative(s) Balmer, Swalm2.</li> <li>Present after roll callRepresentative(s) Swalm.</li> <li>The Speaker declared a quorum present.</li> <li>The Speaker declared a quorum present.</li> <li>On motion of Representative Apuan, the reading of January 27, 2010, was declared dispensed with and approby the Chief Clerk.</li> <li>THIRD READING OF BILLSFINAL PAS</li> <li>The following bills were considered on Third Reading.</li> <li>publicly read. Reading of the bill at length was distinanimous consent.</li> <li>SB10-065</li> <li>by Senator(s) Keller, Tapia, White; also R Pommer, Ferrandino, LambertC supplemental appropriation to the education.</li> <li>The question being "Shall the bill pass?".</li> <li>A roll call vote was taken. As shown by the following majority of those elected to the House voted in the affirmative was declared passed.</li> <li>YES 56 NO 7 EXCUSED 2</li> <li>Acree Y Gerou Y McFadyen Y R Apuan Y Hullinghorst Y McKinley Y S Balmer E Judd Y McNulty Y S</li> </ul>	5 6			y J.	T. Weinroth	ı, C	olorado	Chri	stian
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1 3 4 5 6 7 8 9 10 11 12 13	Benefield Bradford Casso Court Curry DelGrosso Ferrandino Fischer Frangas Gagliardi Gardner B. Gardner C.	Y Y Y Y Y Y Y Y Y	Kefalas Kerr A. Kerr J. Labuda Lambert Levy Liston Looper Massey May McCann	N Y Y Y Y Y Y Y Y Y Y Y Y	Middleton Miklosi Murray Nikkel Pace Peniston Pommer Primavera Priola Rice Riesberg Roberts	Y Y Y Y N Y Y Y Y Y	Sonnenberg Soper Stephens Summers Swalm Tipton Todd Tyler Vaad Vigil Waller Weissmann Speaker	Y Y Y Y Y Y Y Y Y Y Y Y
14 15 16	Co-sponsors ad HB10-1055		-		buda. Kefalas; also	Sena	ator(s) Steadr	nan
17 18 19 20		Co by	ncerning the re a third party fo	equi or co	rement that fee llection of del ollected by the	es foi inqu	r services rend ent taxes be a	dered
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28	Apuan	Y	Hullinghorst	Y	McKinley	Ν	Scanlan	Y
29	Balmer	Ē	Judd	Ŷ	McNulty	Y		Ŷ
30	Baumgardner		Kagan	Ŷ	Merrifield	Ŷ		Ŷ
31	Benefield	Ŷ	Kefalas	Ŷ	Middleton	Ŷ	Sonnenberg	Ŷ
32	Bradford		Kerr A.	Ŷ	Miklosi	Ŷ	Soper	Ŷ
33	Casso	Ŷ	Kerr J.	Ŷ	Murray	Ŷ	Stephens	Ŷ
34	Court	Ŷ	King S.	Ň	Nikkel	Ŷ	Summers	Ŷ
35	Curry	Ŷ	Labuda	Y	Pace	Ŷ	Swalm	Ŷ
36	DelGrosso	Ŷ	Lambert	Ŷ	Peniston	Ŷ	Tipton	Ŷ
37	Ferrandino	Ŷ	Levy	Ŷ	Pommer	Ŷ	Todd	Ŷ
38	Fischer	Ŷ	Liston	Ŷ	Primavera	Ŷ	Tyler	Ŷ
39	Frangas	Ŷ	Looper	Ŷ	Priola	Ŷ	Vaad	Ŷ
40	Gagliardi	Ŷ	Massey	Ŷ	Rice	Ŷ	Vigil	Ŷ
41	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
42	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
43							Speaker	Y
44	Co-sponsor(s)	adde	ed: Representat	ive(s	s) Labuda, Sum	mer	s, Ťyler.	
45								
46	<u>HB10-1046</u>	by	Representati	ve(s	) Tyler; also	) Se	enator(s) Hu	dak
47		Co	ncerning the	reco	rded date of r	ecei	pt of propert	y tax
48					treasurer's of			ment
49		has	s no United St	ates	postal service	pos	tmark.	
50	<b>T</b> 1		101 11 1 1	•11	0.11			
51		hain	ισ "Shall the h	ull n	ass?".			
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52 53	A roll call vot majority of the	te w ose e	as taken. As elected to the H	show	vn by the follo	owin affir	g recorded vo mative and th	ote, a le bill
52	A roll call vot	te w ose e	as taken. As elected to the H	show	vn by the follo	owin affir	g recorded vo mative and th	ote, a le bill

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Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	
Balmer	E	Judd	Y	McNulty Marrifield	Y	Schafer S.	Y
Baumgardner		Kagan	Y	Merrifield	Y	Solano	Y
Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
Casso		Kerr J.	Y	Murray	Y	Stephens	Y
Court	Y	King S.	Y	Nikkel	Y	Summers	Y
Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
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was declared p YES Acree Apuan Balmer Baumgardner Benefield Bradford Casso Court Curry DelGrosso Ferrandino Fischer Frangas Gagliardi Gardner B. Gardner C.	<b>33</b> N N E N Y N Y Y Y Y Y Y N N Y Y Y N N N N	sed. NO Gerou Hullinghorst Judd Kagan Kefalas Kerr A. Kerr J. King S. Labuda Lambert Levy Liston Looper Massey May McCann	31 N Y Y Y N Y N Y N N Y N N N Y	EXCUSED McFadyen McKinley McNulty Merrifield Middleton Miklosi Murray Nikkel Pace Peniston Pommer Primavera Priola Rice Riesberg Roberts	1 Y N Y Y Y Y Y Y Y Y Y Y N Y N N Y N N Y Y N N Y Y N N Y Y N N Y Y N N Y Y N N Y Y N N Y Y N N Y Y N N N Y N N N Y Y N N N Y N N N Y N N N N Y N	ABSENT Ryden Scanlan Schafer S. Solano Sonnenberg Soper Stephens Summers Swalm Tipton Todd Tyler Vaad Vigil Waller Weissmann Speaker	0 Y Y Y Y Y N Y N N N N Y Y N Y N Y N N N N Y Y Y N
was declared p YES Acree Apuan Balmer Baumgardner Benefield Bradford Casso Court Curry DelGrosso Ferrandino Fischer Frangas Gagliardi Gardner B.	<b>33</b> N N E N Y N Y Y Y Y Y Y N N Y Y Y N N N N	sed. NO Gerou Hullinghorst Judd Kagan Kefalas Kerr A. Kerr J. King S. Labuda Lambert Levy Liston Looper Massey May McCann	31 N Y Y Y N Y N Y N N Y N N N Y	EXCUSED McFadyen McKinley McNulty Merrifield Middleton Miklosi Murray Nikkel Pace Peniston Pommer Primavera Priola Rice Riesberg Roberts	1 Y N Y Y Y Y Y Y Y Y Y Y N Y N N Y N N Y Y N N Y Y N N Y Y N N Y Y N N Y Y N N Y Y N N Y Y N N Y Y N N N Y N N N Y Y N N N Y N N N Y N N N N Y N	ABSENT Ryden Scanlan Schafer S. Solano Sonnenberg Soper Stephens Summers Swalm Tipton Todd Tyler Vaad Vigil Waller Weissmann Speaker	0 Y Y Y Y Y N Y N N N N Y Y N Y N N N N
was declared p YES Acree Apuan Balmer Baumgardner Benefield Bradford Casso Court Curry DelGrosso Ferrandino Fischer Frangas Gagliardi Gardner B. Gardner C.	<b>33</b> N N E N Y N Y Y Y Y Y Y N N Y Y Y N N N N	sed. NO Gerou Hullinghorst Judd Kagan Kefalas Kerr A. Kerr J. King S. Labuda Lambert Levy Liston Looper Massey May McCann	31 N Y Y Y N Y N Y N N Y N N N Y	EXCUSED McFadyen McKinley McNulty Merrifield Middleton Miklosi Murray Nikkel Pace Peniston Pommer Primavera Priola Rice Riesberg Roberts	1 Y N Y Y Y Y Y Y Y Y Y Y N Y N N Y N N Y Y N N Y Y N N Y Y N N Y Y N N Y Y N N Y Y N N Y Y N N Y Y N N N Y N N N Y Y N N N Y N N N Y N N N N Y N	ABSENT Ryden Scanlan Schafer S. Solano Sonnenberg Soper Stephens Summers Swalm Tipton Todd Tyler Vaad Vigil Waller Weissmann Speaker	0 Y Y Y Y Y N Y N N N N Y Y N Y N N N N
was declared p YES Acree Apuan Balmer Baumgardner Benefield Bradford Casso Court Curry DelGrosso Ferrandino Fischer Frangas Gagliardi Gardner B. Gardner C.	<b>33</b> N N E N Y N Y Y Y Y N Y Y Y N N Adde	sed. NO Gerou Hullinghorst Judd Kagan Kefalas Kerr A. Kerr J. King S. Labuda Lambert Levy Liston Looper Massey May McCann Ed: Representat	31 N Y Y Y N Y N Y N Y N N Y S S S S S S S	EXCUSED McFadyen McKinley McNulty Merrifield Midleton Miklosi Murray Nikkel Pace Peniston Pommer Primavera Priola Rice Riesberg Roberts	1 Y N Y Y Y Y Y Y Y Y Y N Y N X S Afer S	ABSENT Ryden Scanlan Schafer S. Solano Sonnenberg Soper Stephens Summers Swalm Tipton Todd Tyler Vaad Vigil Waller Weissmann Speaker S.	0 Y Y Y Y Y N Y N Y N Y N Y N Y N Y N Y
was declared p YES Acree Apuan Balmer Baumgardner Benefield Bradford Casso Court Curry DelGrosso Ferrandino Fischer Frangas Gagliardi Gardner B. Gardner C.	pass33NNENYNYYYYYYYNaddeeby ]	sed. NO Gerou Hullinghorst Judd Kagan Kefalas Kerr A. Kerr J. King S. Labuda Lambert Levy Liston Looper Massey May McCann Ed: Representativ	31 N Y Y Y N Y N Y N Y N Y N Y N Y S N Y S S S S	EXCUSED McFadyen McKinley McNulty Merrifield Middleton Miklosi Murray Nikkel Pace Peniston Pommer Primavera Priola Rice Riesberg Roberts S) Labuda, Schu	1 Y N Y Y Y Y Y Y Y Y Y N N X Ssey	ABSENT Ryden Scanlan Schafer S. Solano Sonnenberg Soper Stephens Summers Swalm Tipton Todd Tyler Vaad Vigil Waller Weissmann Speaker S.	0 Y Y Y Y N Y N Y N Y N Y N Y N N Y
was declared p YES Acree Apuan Balmer Baumgardner Benefield Bradford Casso Court Curry DelGrosso Ferrandino Fischer Frangas Gagliardi Gardner B. Gardner C.	<b>33</b> N N E N Y N Y Y Y Y Y N N S adde	sed. NO Gerou Hullinghorst Judd Kagan Kefalas Kerr A. Kerr J. King S. Labuda Lambert Levy Liston Looper Massey May McCann ed: Representativ o Senator(s) H	31 N Y Y Y N Y N Y N Y N Y N N Y S I ive(s) I Hodg	EXCUSED McFadyen McKinley McNulty Merrifield Middleton Miklosi Murray Nikkel Pace Peniston Pommer Primavera Priola Rice Riesberg Roberts (3) Labuda, Sch	1 Y N Y Y Y Y Y Y Y Y N Y N S afer S	ABSENT Ryden Scanlan Schafer S. Solano Sonnenberg Soper Stephens Summers Swalm Tipton Todd Tyler Vaad Vigil Waller Weissmann Speaker S.	0 Y Y Y Y N Y N Y N Y N Y N Y N N Y N N Y N N Y S N N N Y S N N N N
was declared p YES Acree Apuan Balmer Baumgardner Benefield Bradford Casso Court Curry DelGrosso Ferrandino Fischer Frangas Gagliardi Gardner B. Gardner C.	<b>33</b> <b>N</b> <b>N</b> <b>E</b> <b>N</b> <b>Y</b> <b>N</b> <b>Y</b> <b>Y</b> <b>Y</b> <b>Y</b> <b>Y</b> <b>Y</b> <b>Y</b> <b>Y</b> <b>Y</b> <b>Y</b>	sed. NO Gerou Hullinghorst Judd Kagan Kefalas Kerr A. Kerr J. King S. Labuda Lambert Levy Liston Looper Massey May McCann Ed: Representativ	31 N Y Y Y N Y N Y N Y N N Y N N Y S tive(s	EXCUSED McFadyen McKinley McNulty Merrifield Middleton Miklosi Murray Nikkel Pace Peniston Pommer Primavera Priola Rice Riesberg Roberts (3) Labuda, Sch	1 Y N Y Y Y Y Y Y Y Y N Y N S afer S	ABSENT Ryden Scanlan Schafer S. Solano Sonnenberg Soper Stephens Summers Swalm Tipton Todd Tyler Vaad Vigil Waller Weissmann Speaker S.	0 Y Y Y Y N Y N Y N Y N Y N Y N N Y N N Y N N Y S N N N Y S N N N N

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

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5 6	YES	64	NO	0	EXCUSED	1	ABSENT	0
7	Acree	Y	Gerou	Ŷ	McFadyen	Y	Ryden	Ŷ
8	Apuan	Ŷ	Hullinghorst	Ŷ	McKinley	Ŷ	Scanlan	Ŷ
9	Balmer	Ē	Judd	Ŷ	McNulty	Ŷ	Schafer S.	Ŷ
10	Baumgardner		Kagan	Ŷ	Merrifield	Ŷ	Solano	Ŷ
11	Benefield	Ŷ	Kefalas	Ŷ	Middleton	Ŷ	Sonnenberg	Ŷ
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	Nikkeĺ	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) a	ıdde	d: Representati	ve(s)	Casso, Court, I	Fisch	er, Frangas, La	buda
25	Levy, McCann					ola, S	Scanlan, Schaf	er S.
26	Summers, Tode	d, T	yler, Vigil, Spe	eaker				
27								
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29								
30			•	-	.1		1 1 . 1/	•••
31	On motion of	Re	presentative	Fran	igas, the Hou	ise re	esolved itself	i inte
32	Committee of					eral	Orders, and he	e wa
33	called to the C	har	r to act as Cha	aırm	an.			
34								
35	CENEL	<b>.</b>	ODDEDG			TNO		
36	GENEF	KAL	OKDERS	SEC	COND READ	ING	OF BILLS	
37	T1 C		C (1 XX/1 1 ·	· ·	• 41	<u>01</u> .	,	1.1
38	The Committee	$ee_{11}$ o	t the whole	navi	ng risen, the	Chai	rman reporte	d the
39	titles of the fo							
40	dispensed wit			cons	ent), the bills	con	sidered and a	.ct101
41	taken thereon	as I	ollows:					
42	( <b>A</b>	4 - 4	<b>h</b> a a a <b>m</b>	a	and an aret area t	· 41		
43	(Amendments	to t	ne committee	ame	enument are to	) the	printed comn	intte
44	report which y	was	printed and p	lace	a in the memb	bers	0111 Tile.)	
45	<b>TID10 1024</b>	1	Democrat (		N	1.11	Caral	-1
46	<u>HB10-1034</u>	by	Kepresentativ	ve(s)	Massey, Mi	aale	ton, Scanlan;	
47		Ser	hator(s) King	к.,	Johnston, Sp	pence	eConcerning	g <sub>1</sub> the
48			dentialing o	I S	chool speecl	n-Ian	guage patho	blog
10		266	istants					

assistants. 49

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<u>Amendment No. 1</u>, Education Report, dated January 21, 2010, and placed in member's bill file; Report also printed in House Journal, January 22, 51

- 52 pages 70-71.
- 53 54

55 As amended, ordered engrossed and placed on the Calendar for Third

56 Reading and Final Passage.

1 HB10-1036 by Representative(s) Scanlan and Massey, Merrifield, 2 Middleton, Stephens; also Senator(s) Romer, Johnston, 3 King K., Spence, Steadman--Concerning on-line public 4 access to public school financial information. 5 6 Amendment No. 1, Education Report, dated January 21, 2010, and placed 7 in member's bill file; Report also printed in House Journal, January 22, 8 page 71. 9 10 <u>Amendment No. 2</u>, by Representative(s) Scanlan. Amend printed bill, page 5, line 10, strike "JANUARY 1, 2011," and 11 substitute "JULY 1, 2010,". 12 13 Page 5, line 16, after the period add "THE COMMITTEE MAY TAKE INTO 14 15 CONSIDERATION ANY EXISTING TEMPLATES OR REPORTS DEVELOPED BY THE DEPARTMENT FOR PURPOSES OF FINANCIAL REPORTING.". 16 17 18 As amended, ordered engrossed and placed on the Calendar for Third 19 Reading and Final Passage. 20 21 <u>HB10-10</u>37 by Representative(s) Massey, Merrifield, Middleton, 22 Scanlan, Stephens; also Senator(s) Spence, Johnston, King K., Steadman--Concerning the continuation of funding for 23 24 supplemental on-line education services. 25 26 Ordered engrossed and placed on the Calendar for Third Reading and 27 Final Passage. 28 29 <u>HB10-1071</u> by Representative(s) Labuda; also Senator(s) Heath--Concerning elimination of the requirement that a person 30 31 employed in a technical forestry capacity by the board of 32 governors of the Colorado state university system possess 33 at least two years' experience in forest practice. 34 35 Ordered engrossed and placed on the Calendar for Third Reading and Final Passage. 36 37 38 by Representative(s) Gardner B., Kagan, Labuda, Levy, <u>HB10-1039</u> 39 Roberts; also Senator(s) Brophy, Carroll M., Mitchell, 40 Morse, Schwartz--Concerning the enactment of Colorado 41 Revised Statutes 2009 as the positive and statutory law of 42 the state of Colorado. 43 44 Ordered engrossed and placed on the Calendar for Third Reading and Final Passage. 45 46 by Representative(s) Schafer S.; also Senator Hodge--47 HB10-1062 48 Concerning the ability to allow a county to purchase crime 49 insurance coverage in lieu of surety bonds. 50 51 Amendment No. 1, Local Government Report, dated January 21, 2010, and placed in member's bill file; Report also printed in House Journal, 52 53 January 22, pages 72-74. 54 As amended, ordered engrossed and placed on the Calendar for Third 55

56 Reading and Final Passage.

Page 108

 HB10-1010
 by Representative(s) Ferrandino, Court, Gerou; also
 Senator(s) Morse, Brophy, Heath--Concerning authorization for agencies of the state to enter into publicprivate initiative agreements with nonprofit entities.

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<u>Amendment No. 1</u>, State, Veterans, & Military Affairs Report, dated January 21, 2010, and placed in member's bill file; Report also printed in House Journal, January 22, page 74.

- 10 <u>Amendment No. 2</u>, by Representative(s) Ferrandino.
- 11
- 12 Amend printed bill, page 6, line 4, strike "MAY" and substitute "SHALL".
- Amendment No. 3, by Representative(s) Ferrandino.
- 15
- 16 Amend printed bill, page 7, after line 16 insert:
- 17

18 "(12) AT THE TIME A PRINCIPAL DEPARTMENT OF STATE 19 GOVERNMENT SUBMITS ITS ANNUAL BUDGET REQUEST TO THE JOINT 20 BUDGET COMMITTEE OF THE GENERAL ASSEMBLY, THE DEPARTMENT 21 SHALL REPORT TO THE COMMITTEE REGARDING ANY PUBLIC-PRIVATE 22 INITIATIVE AGREEMENT THEN IN EFFECT THAT THE DEPARTMENT OR AN 23 AGENCY WITHIN THE DEPARTMENT HAS ENTERED INTO PURSUANT TO THIS 24 PART 2. THE INFORMATION REPORTED SHALL INCLUDE, AT A MINIMUM, A 25 BRIEF DESCRIPTION OF THE PURPOSE AND TERMS OF THE AGREEMENT, THE 26 AMOUNT OF PUBLIC MONEYS REQUIRED TO BE EXPENDED BY THE STATE 27 UNDER THE TERMS OF THE AGREEMENT, AND THE IDENTITY OF THE 28 PRIVATE PARTNER THAT IS A PARTY TO THE AGREEMENT.". 29

- 30 <u>Amendment No. 4</u>, by Representative(s) May, Gardner C, Stephens.
- 31
- 32 Amend printed bill, page 8, before line 3, insert:
- 33

34 "24-38-205. NOTWITHSTANDING ANY PROVISION OF THIS PART 2
35 TO THE CONTRARY, AN ORGANIZATION BANNED FROM RECEIVING FEDERAL
36 FUNDS, AND THEIR SUCCESSOR ORGANIZATIONS, SHALL NOT BE AWARDED
37 A PUBLIC-PRIVATE INITIATIVE CONTRACT PURSUANT TO THIS PART 2.".

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

HB10-1014
by Representative(s) McFadyen, Baumgardner, Fischer, Frangas, King S., Looper, Primavera, Tyler; also Senator(s) Spence, Gibbs, Romer, Williams--Concerning annual reporting to the general assembly of fatal accidents in state highway work areas.

- 48 Laid over until February 3, retaining place on Calendar.
- 49

- 50 On motion of Representative Weissmann, the remainder of the General
  - 51 Orders Calendar (**HB10-1052**) was laid over until January 29, retaining 52 place on Calendar.
  - 53
  - 54
  - 55
  - 56

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

Passed Second Reading: HB10-1034 amended, 1036 amended, 1037,
1071, 1039, 1062 amended, 1010 amended.

5

6 Laid over until date indicated retaining place on Calendar:

- 7 **HB10-1014**--February 3, 2010.
- 8 **HB10-1052**--January 29, 2010.
- 9

10 The Chairman moved the adoption of the Committee of the Whole 11 Report. As shown by the following roll call vote, a majority of those 12 elected to the House voted in the affirmative, and the Report was 13 **adopted**.

14

34 35

14								
15	YES	64	NO	0	EXCUSED	1	ABSENT	0
16	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
17	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
18	Balmer	E	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								

House in recess. House reconvened.

## 36 37 38 39 **REPORT(S) OF COMMITTEE(S) OF REFERENCE** 40 41 AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES After consideration on the merits, the Committee recommends the 42 43 following: 44 HB10-1060 be amended as follows, and as so amended, be referred to 45 the Committee on Appropriations with favorable 46 47 recommendation: 48 49 Amend printed bill, page 2, strike lines 2 through 4 and substitute: 50 "SECTION 1. 39-29-115 (1), Colorado Revised Statutes, is 51 amended, and the said 39-29-115 is further amended BY THE 52

52 amended, and the said 39-29-115 is further amended BY THE 53 ADDITION OF A NEW SUBSECTION, to read: 54

55 **39-29-115. Penalties and interest.** (1) Any person who fails to 56 file a report or to pay the tax due thereon shall pay a penalty of thirty UP

1 TO TWENTY-FIVE percent of the tax assessed or thirty TWENTY-FIVE 2 dollars, whichever is greater, and the interest due under the provisions of 3 section 39-21-110.5. 4 5 (1.5) ANY PERSON WHO FAILS". 6 7 Page 2, line 6, strike "TEN" and substitute "UP TO TWENTY-FIVE". 8 9 Page 2, line 7, strike "FIFTY" and substitute "TWENTY-FIVE". 10 Page 2, line 12, after "OF" insert "UP TO". 11 12 Page 2, line 13, strike "THIRTY" and substitute "FIFTEEN". 13 14 15 Page 2, line 14, strike "THOUSAND" and substitute "HUNDRED". 16 17 18 be referred to the Committee of the Whole with favorable HB10-1099 19 20 recommendation. 21 22 23 24 **BUSINESS AFFAIRS & LABOR** 25 26 After consideration on the merits, the Committee recommends the 27 following: 28 be referred to the Committee of the Whole with favorable HB10-1003 29 recommendation. 30 31 32 be referred to the Committee of the Whole with favorable 33 HB10-1016 34 recommendation. 35 36 37 <u>HB10-1074</u> be postponed indefinitely. 38 39 be amended as follows, and as so amended, be referred to 40 **HB10-1085** 41 the Committee of the Whole with favorable recommendation: 42 43 Amend printed bill, page 2, line 2, strike "(b)," and substitute "(b) and". 44 45 46 Page 2, line 3, strike "and 12-25-214 (4) (b) (II),". 47 48 Page 2, line 5, strike "THE FOLLOWING" and substitute "A". 49 50 Page 2, line 6, strike "SUBPARAGRAPHS," and substitute "SUBPARAGRAPH.". 51 52 Page 3, line 5, strike "BOARD-APPROVED CREDIT HOURS IN" and substitute 53 54 "SURVEYING COURSE WORK, AS SPECIFIED BY THE BOARD BY RULE;". 55 56 Page 3, strike line 6.

1 Page 3, strike lines 13 through 21. 2 3 Page 3, strike lines 24 through 27. 4 5 Page 4, before line 1 insert: 6 7 "SECTION 2. 12-25-214 (4), Colorado Revised Statutes, is 8 amended BY THE ADDITION OF A NEW PARAGRAPH to read: 9 10 12-25-214. Qualifications for professional land surveyor -11 repeal. (4) (e) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JULY 1, 2020.". 12 13 14 Renumber succeeding sections accordingly. 15 16 Page 4, line 14, after "SURVEYOR" insert "OF RECORD". 17 18 Page 5, line 8, after "CONTAIN" insert "A REFERENCE TO THE RECORDING 19 INFORMATION OF THE DOCUMENT BEING CORRECTED AND". 20 21 Page 5, line 10, strike "RECORD" and substitute "RECORD,". 22 23 Page 5, line 11, after the period add "THE PROFESSIONAL LAND SURVEYOR 24 OF RECORD SHALL SUBMIT A COPY OF THE SURVEYOR'S AFFIDAVIT OF 25 CORRECTION TO THE APPROPRIATE REVIEWING AUTHORITY, CITING THE 26 SPECIFIC PROVISION UNDER SUBSECTION (2) OF THIS SECTION THAT APPLIES 27 TO THE ERROR BEING CORRECTED.". 28 29 Page 5, line 17, strike "WRITTEN REFERENCE" and substitute "CLERK'S 30 NOTE REFERRING". 31 32 Page 5, after line 23 insert: 33 34 "(6) A SURVEYOR'S AFFIDAVIT OF CORRECTION SHALL NOT BE 35 RECORDED FOR A CORRECTION NOT LISTED IN SUBSECTION (2) OF THIS SECTION.". 36 37 38 39 40 41 HB10-1141 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable 42 43 recommendation: 44 45 Amend printed bill, page 4, line 18, after "ASSOCIATION," insert 46 "EMPLOYEES OF A SUBSIDIARY THAT IS OWNED AND CONTROLLED BY A 47 BANK OR SAVINGS ASSOCIATION,". 48 49 50 be referred to the Committee of the Whole with favorable 51 <u>HB10-1144</u> recommendation. 52 53 54 55

1	C	PRINTING REPORT
2 3		
3 4 5	The Chief Cle <b>HB10-1208</b> , 1	rk reports the following bills have been correctly printed: <b>209, 1210</b> .
5 6		
7 8 9	SIGNIN	IG OF BILLSRESOLUTIONSMEMORIALS
10 11	The Speaker h	nas signed: SB10-065; SJR10-007.
12 13 14		MESSAGE(S) FROM THE SENATE
15 16 17 18 19	of Statutes: S	s passed on Third Reading and transmitted to the Revisor B10-031, SB10-014, SB10-010, SB10-018, SB10-047, B10-038, SB10-053, SB10-049.
20 21 22	The Senate ha of Statutes:	s passed on Third Reading and transmitted to the Revisor
22 23 24		nended as printed in Senate Journal, January 26,2010 ge 83.
25 26 27	SB10-052 am	ended as printed in Senate Journal, January 26, 2010 ge 83.
28 29		
30 31		<b>MESSAGE(S) FROM THE REVISOR</b>
31 32 33 34 35	We herewith t Without comm Without comm	ransmit: nent, SB10-031, 014, 010, 018, 047, 037, 038, 049, and 053. nent, as amended, SB10-043 and 052.
36 37		
38 39		INTRODUCTION OF BILLS First Reading
40 41 42 43	The following indicated:	g bills were read by title and referred to the committees
43 44 45 46 47	<u>HB10-1211</u>	by Representative(s) Tyler; also Senator(s) Williams Concerning a reduction in the amount of the penalty for late vehicle registration of a vehicle without motive power that weighs two thousand pounds or less.
48 49	Committee on	Transportation & Energy
50 51 52 53	<u>HB10-1212</u>	by Representative(s) Rice; also Senator(s) Schwartz Concerning a requirement that the executive director of the department of revenue promulgate rules that establish circumstances in which a vehicle owner shall be exempted
54 55 56	Committee on	from paying the late fee for late registration of a vehicle. Transportation & Energy

LAY OVER OF CALENDAR ITEM(S) 1 2 On motion of Representative A. Kerr, the following item(s) on the Calendar were (was) laid over until January 29, retaining place on 3 4 5 Calendar: 6 Consideration of Resolution(s)--**SJR10-003**. 7 8 9 10 On motion of Representative A. Kerr, the House adjourned until 9:00 a.m., January 29, 2010. 11 12 13 14 Approved: TERRANCE D. CARROLL, 15 16 Speaker 17 Attest:

- 18 MARILYN EDDINS,
- 19 Chief Clerk