

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

Sixty-fourth Legislative Day

Wednesday, March 17, 2010

1 Prayer by the Reverend Doctor Cynthia Cearley, Montview Presbyterian  
 2 Church, Denver.

3  
 4 The Speaker called the House to order at 9:30 a.m.

5  
 6 Pledge of Allegiance led by Sarah Sather, Sargent Elementary, Monte  
 7 Vista.

8  
 9 The roll was called with the following result:

10  
 11 Present--62.  
 12 Excused--Representative(s) Balmer, Casso, Middleton-3.  
 13 Present after roll call--Representative(s) Balmer, Middleton.

14  
 15 The Speaker declared a quorum present.

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

21  
 22  
 23 **THIRD READING OF BILL(S)--FINAL PASSAGE**

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

28  
 29 **SB10-082** by Senator(s) Whitehead; also Representative(s) Roberts--  
 30 Concerning the Southern Ute Indian tribe/state of  
 31 Colorado environmental commission, and, in connection  
 32 therewith, repealing term limits applicable to the  
 33 commission and repealing a moot condition related to the  
 34 repeal of the commission.

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  
 41

	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

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

16 Co-sponsor(s) added: Representative(s) Court, Curry, Fischer, Gerou, Kerr J.,  
17 Labuda, McFadyen, Merrifield, Middleton, Tipton, Vigil.

18  
19 **SB10-027** by Senator(s) Sandoval; also Representative(s) Roberts--  
20 Concerning a fine for the unauthorized diversion of  
21 surface water.

22  
23 The question being "Shall the bill 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 bill  
26 was declared **passed**.

27	YES	63	NO	1	EXCUSED	1	ABSENT	0
29	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
30	Apuan	Y	Hullinghorst	Y	McKinley	N	Scanlan	Y
31	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
32	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
33	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
34	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
35	Casso	E	Kerr J.	Y	Murray	Y	Stephens	Y
36	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
37	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
38	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
39	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
40	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
41	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
42	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
43	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
44	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
45							Speaker	Y

46 Co-sponsor(s) added: Representative(s) Baumgardner, Curry, Gerou, Looper,  
47 Massey, Priola, Stephens, Vigil.

48  
49 **HB10-1104** by Representative(s) Looper; also Senator(s) Williams,  
50 Penry--Concerning authorization for the establishment of  
51 a veterans treatment court program in judicial districts.

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

	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	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	E	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 Co-sponsor(s) added: Representative(s) Apuan, Baumgardner, Court,  
 20 DelGrosso, Fischer, Frangas, Gardner B., Gardner C., Kagan, Kefalas, Kerr J.,  
 21 King S., Labuda, Lambert, McFadyen, Middleton, Nikkel, Ryden, Schafer S.,  
 22 Solano, Stephens, Summers, Todd.

23  
 24 **HB10-1215** by Representative(s) Waller, Baumgardner, McCann,  
 25 Miklosi, Nikkel, Priola; also Senator(s) Scheffel--  
 26 Concerning the use of cash bond deposits after the  
 27 discharge of the bond to satisfy outstanding court-ordered  
 28 debts.

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

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

53 Co-sponsor(s) added: Representative(s) Kerr J., Labuda, Liston, Looper, Todd.

54  
 55

1 **HB10-1260** by Representative(s) Riesberg and Acree, Gerou, Kefalas,  
 2 Roberts, Tyler; also Senator(s) Boyd and Newell--  
 3 Concerning the sunset review of the Colorado state board  
 4 of medical examiners, and, in connection therewith,  
 5 continuing the board and the regulation of physicians and  
 6 physician assistants until July 1, 2019, and implementing  
 7 the recommendations contained in the sunset review and  
 8 report of the board, and making an appropriation therefor.  
 9

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

	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	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	E	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 Co-sponsor(s) added: Representative(s) Court, Fischer, Kerr J., Labuda,  
 34 Massey, McFadyen, Nikkel, Schafer S., Stephens, Todd, Vigil.  
 35

36 **HB10-1291** by Representative(s) Priola, Acree, Apuan, Balmer,  
 37 Bradford, Kerr J., King S., Labuda, Levy, Liston, Looper,  
 38 Massey, McCann, McFadyen, McNulty, Middleton,  
 39 Murray, Nikkel, Sonnenberg, Stephens, Swalm, Waller;  
 40 also Senator(s) Newell, Hodge, Mitchell--Concerning the  
 41 elimination of certain witness fees, and making an  
 42 appropriation therefor.  
 43

44 The question being "Shall the bill pass?".  
 45 A roll call vote was taken. As shown by the following recorded vote, a  
 46 majority of those elected to the House voted in the affirmative and the bill  
 47 was declared **passed**.  
 48

	YES	63	NO	1	EXCUSED	1	ABSENT	0
50	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
51	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
52	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
53	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
54	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
55	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
56	Casso	E	Kerr J.	Y	Murray	Y	Stephens	Y

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

11 Co-sponsor(s) added: Representative(s) Court, Gardner B., Kefalas, Pace,  
12 Schafer S., Summers, Todd, Vigil.

13  
14 **HB10-1335** by Representative(s) Massey and Scanlan; also Senator  
15 Sandoval--Concerning the authorization of boards of  
16 cooperative services as school food authorities, and, in  
17 connection therewith, creating the BOCES healthy food  
18 grant program.

19  
20 The question being "Shall the bill 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 bill  
23 was declared **passed**.

24	YES	63	NO	1	EXCUSED	1	ABSENT	0
26	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
27	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
28	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
29	Baumgardner	Y	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	E	Kerr J.	Y	Murray	Y	Stephens	Y
33	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
34	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
35	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
36	Ferrandino	Y	Levy	Y	Pommer	Y	Todd	Y
37	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
38	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
39	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
40	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
41	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	N
42							Speaker	Y

43 Co-sponsor(s) added: Representative(s) Apuan, Benefield, Fischer, Gardner B.,  
44 Kefalas, Labuda, Middleton, Primavera, Riesberg, Ryden, Schafer S., Solano,  
45 Stephens, Todd, Vigil.

46  
47 **SB10-119** by Senator(s) Shaffer B.; also Representative(s) May--  
48 Concerning payments made to members of the general  
49 assembly in connection with the performance of their  
50 legislative duties.

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

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

56

	YES	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	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	E	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 Co-sponsor(s) added: Representative(s) Baumgardner, Bradford, DelGrosso,  
 20 Fischer, Gardner B., Gerou, Kefalas, Kerr J., King S., Lambert, Looper,  
 21 Stephens, Vaad, Waller.

22

23

24

25

26 On motion of Representative Kagan, the House resolved itself into  
 27 Committee of the Whole for consideration of General Orders, and he was  
 28 called to the Chair to act as Chairman.

29

30

31

### GENERAL ORDERS--SECOND READING OF BILLS

32

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

37

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

40

41 **HB10-1353** by Representative(s) Pommer, Ferrandino, Lambert; also  
 42 Senator(s) Keller, Tapia, White--Concerning financial  
 43 savings through the alignment of eligibility for the old age  
 44 pension program with eligibility for other public benefit  
 45 programs, and, in connection therewith, aligning the  
 46 waiting period for the old age pension with the waiting  
 47 period for other public benefit programs, including the  
 48 enforcement of financial responsibility requirements for  
 49 relative sponsors of noncitizens, crediting to the general  
 50 fund of sales and use tax revenue that was previously  
 51 required to be credited to the supplemental OAP health  
 52 and medical program fund, and making an appropriation.

53

54 Laid over until July 1, 2010. Bill deemed lost.

55

56

1 **HB10-1149** by Representative(s) Hullinghorst; also Senator(s) Foster--  
2 Concerning the regulation prior to disposal of sources that  
3 emit radiation.  
4

5 Amendment No. 1, Health & Human Services Report,  
6 dated February 25, 2010, and placed in member's bill file; Report also  
7 printed in House Journal, February 26, pages 578-580.  
8

9 As amended, ordered engrossed and placed on the Calendar for Third  
10 Reading and Final Passage.  
11

12 **HB10-1241** by Representative(s) Casso; also Senator(s) Tochtrop--  
13 Concerning required registration for persons who work on  
14 fire suppression systems.  
15

16 Laid over until March 19, retaining place on Calendar.  
17

18 **HB10-1351** by Representative(s) Ferrandino, Apuan, Casso, Curry,  
19 Gagliardi, Hullinghorst, Kerr A., McCann, Merrifield,  
20 Miklosi, Pace, Pommer, Ryden, Scanlan, Solano, Tyler,  
21 Vigil; also Senator(s) Romer, Carroll M., Foster, Keller,  
22 Morse--Concerning the maximum authorized interest rate  
23 for a payday loan.  
24

25 Laid over until March 19, retaining place on Calendar.  
26

27 **HB10-1328** by Representative(s) Miklosi, Apuan, Benefield, Casso,  
28 Court, Curry, Ferrandino, Fischer, Frangas, Gagliardi,  
29 Hullinghorst, Kefalas, Kerr A., Labuda, Levy, McCann,  
30 McFadyen, Merrifield, Middleton, Peniston, Pommer,  
31 Primavera, Ryden, Scanlan, Solano, Todd, Tyler, Vigil,  
32 Weissmann; also Senator(s) Schwartz--Concerning the  
33 "New Energy Jobs Creation Act of 2010", and, in  
34 connection therewith, creating the Colorado new energy  
35 improvement district and authorizing the district to fund  
36 new energy improvements by issuing special assessment  
37 bonds payable from special assessments levied on eligible  
38 real property owned by persons who voluntarily join the  
39 district in order to have the district help them fund new  
40 energy improvements to the eligible real property.  
41

42 Laid over until March 19, retaining place on Calendar.  
43

44 **SB10-008** by Senator(s) Johnston, Romer; also Representative(s)  
45 Scanlan, Massey, Middleton--Concerning a study to  
46 evaluate the feasibility of a system to determine pupil  
47 enrollment for purposes of the "Public School Finance Act  
48 of 1994" based on the average daily membership of pupils  
49 in school districts.  
50

51 Amendment No. 1, Education Report, dated March 1, 2010, and placed  
52 in member's bill file; Report also printed in House Journal, March 2,  
53 pages 622-623.  
54

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

- 1 **SB10-058** by Senator(s) Tapia; also Representative(s) Gagliardi--  
2 Concerning the eligibility requirements for the nursing  
3 teacher loan forgiveness pilot program.  
4  
5 Ordered revised and placed on the Calendar for Third Reading and Final  
6 Passage.  
7  
8 **SB10-150** by Senator(s) Tapia, Keller, White; also Representative(s)  
9 Pommer, Ferrandino, Lambert--Concerning the transfer in  
10 state fiscal year 2010-11 of all moneys not otherwise  
11 allocated from state public school lands to the state public  
12 school fund instead of the permanent school fund.  
13  
14 Ordered revised and placed on the Calendar for Third Reading and Final  
15 Passage.  
16  
17 **SB10-149** by Senator(s) Tapia, Keller, White; also Representative(s)  
18 Ferrandino, Pommer, Lambert--Concerning advancements  
19 to counties from the county tax base relief fund.  
20  
21 Ordered revised and placed on the Calendar for Third Reading and Final  
22 Passage.  
23  
24 **SB10-151** by Senator(s) White, Keller, Tapia; also Representative(s)  
25 Pommer, Ferrandino, Lambert--Concerning the repeal of  
26 the Colorado comprehensive health fund.  
27  
28 Ordered revised and placed on the Calendar for Third Reading and Final  
29 Passage.  
30  
31 **SB10-129** by Senator(s) Hudak, Bacon, Johnston, Keller, Kester; also  
32 Representative(s) Rice--Concerning care coordination  
33 services for children with autism.  
34  
35 Ordered revised and placed on the Calendar for Third Reading and Final  
36 Passage.  
37  
38 **SB10-032** by Senator(s) Tapia; also Representative(s) Lambert--  
39 Concerning the authorization of amendments to existing  
40 state information technology contracts for purposes of  
41 furthering consolidation of the management of state  
42 agency information technology resources in the office of  
43 information technology.  
44  
45 Ordered revised and placed on the Calendar for Third Reading and Final  
46 Passage.  
47  
48 **SB10-047** by Senator(s) King K.; also Representative(s) Loooper--  
49 Concerning rights relating to the disposition of the last  
50 remains of members of the armed forces.  
51  
52 Laid over until March 19, retaining place on Calendar.  
53  
54  
55 **SB10-080** by Senator(s) Newell, Steadman, Bacon, Gibbs, Hudak,  
56 Johnston, Morse, Romer, Sandoval, Tapia, Tochtrop,



1 Williams; also Representative(s) Frangas, Todd--  
 2 Concerning allowing court-entered civil protection orders  
 3 to include directives concerning animals.  
 4

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

8 **SB10-123** by Senator(s) Morse, Brophy, Carroll M., Mitchell,  
 9 Schwartz; also Representative(s) Labuda, Gardner B.,  
 10 Kagan, Levy, Roberts--Concerning on-line publications of  
 11 the secretary of state published pursuant to the "State  
 12 Administrative Procedure Act".  
 13

14 Ordered revised and placed on the Calendar for Third Reading and Final  
 15 Passage.  
 16

17 **SB10-148** by Senator(s) White, Keller, Tapia; also Representative(s)  
 18 Lambert, Ferrandino, Pommer--Concerning the transfer of  
 19 the enterprise facility for operational recovery, readiness,  
 20 response, and transition services from the department of  
 21 state to the office of information technology in the office  
 22 of the governor, and, in connection therewith, developing  
 23 a timeline to transfer funding of the facility from the  
 24 department of state cash fund to the computer services  
 25 Revolving fund over a period of four years.  
 26

27 Ordered revised and placed on the Calendar for Third Reading and Final  
 28 Passage.  
 29

30 **SB10-118** by Senator(s) Tochtrop, Carroll M.; also Representative(s)  
 31 Miklosi, Primavera--Concerning authorizing the  
 32 department of human services to obtain a fingerprint-based  
 33 criminal history record check on an individual who cares  
 34 for a related child whose care is funded in whole or in part  
 35 with moneys received from the Colorado child care  
 36 assistance program.  
 37

38 Ordered revised and placed on the Calendar for Third Reading and Final  
 39 Passage.  
 40

---

41  
 42  
 43 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**  
 44

45 Passed Second Reading: **HB10-1149 amended, SB10-008 amended,**  
 46 **058, 150, 149, 151, 129, 032, 080, 123, 148, 118.**  
 47

48 Laid over until date indicated retaining place on Calendar: **HB10-1241,**  
 49 **1351, 1328, SB10-047--March 19, 2010.**  
 50 **HB10-1353--July 1, 2010. Bill deemed lost.**  
 51

52 The Chairman moved the adoption of the Committee of the Whole  
 53 Report. As shown by the following roll call vote, a majority of those  
 54 elected to the House voted in the affirmative, and the Report was  
 55 **adopted.**  
 56

	YES	61	NO	3	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	N	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	E	Kerr J.	N	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	N	Riesberg	Y	Waller	Y
17	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
18							Speaker	Y

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House in recess. House reconvened.

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**REPORT(S) OF COMMITTEE(S) OF REFERENCE**

**LOCAL GOVERNMENT**

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

**SB10-093** be postponed indefinitely.

**SB10-097** be postponed indefinitely.

**TRANSPORTATION & ENERGY**

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

**HB10-1365** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 1, line 103, strike the second "TO" and substitute "THAT".

Page 1, line 104, strike everything after the first "TO" and substitute "REPLACING OR REPOWERING COAL GENERATION WITH NATURAL GAS AND ALSO CONSIDERING OTHER LOW-EMITTING RESOURCES."

**MEMORANDUM  
REPORT FROM THE HOUSE AND SENATE  
COMMITTEES ON DELAYED BILLS**

Pursuant to Joint Rule 23 (c), the House and Senate Committees on Delayed Bills, acting jointly, extend the following deadline for LLS 10-0975, Concerning the Financing of Public Schools:

The Friday, March 19 deadline (the 66th legislative day) for final passage, including any conference committee report, for any bill prescribing all or a substantial portion of the total funding for public schools pursuant to the "Public School Finance Act of 1994", article 54 of title 22, Colorado Revised Statutes, is extended until Monday, April 5, 2010 (the 83rd legislative day).

This memorandum shall be printed in the journal of each house as is required by said Joint Rule 23 (c).

(signed)

Representative T. Carroll  
Speaker of the House of Representatives

Senator Shaffer  
President of the Senate

Representative Weissmann  
House Majority Leader

Senator Morse  
Senate Majority Leader

Representative May  
House Minority Leader

Senator Penry  
Senate Minority Leader

**SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

The Speaker has signed: **HB10-1049**.

**MESSAGE(S) FROM THE SENATE**

The Senate has adopted and transmits herewith: SJR10-017.

**INTRODUCTION OF BILLS  
First Reading**

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

**HB10-1366** by Representative(s) Apuan, Casso, Court, Hullinghorst, Labuda, McCann, Middleton, Miklosi, Murray, Scanlan, Todd--Concerning the prohibition of a person who is serving a sentence under community supervision as a result of conviction for certain offenses from acting as a petition circulator.

Committee on State, Veterans, & Military Affairs

- 1 **HB10-1367** by Representative(s) Weissmann; also Senator(s) Morse--  
2 Concerning payment of expenses of the legislative  
3 department.  
4 Committee on Appropriations  
5  
6
- 7 **HB10-1368** by Representative(s) Scanlan--Concerning a modification  
8 to planning requirements affecting county governments to  
9 clarify that political subdivisions are not exempt from  
10 county approval of land-use development under the  
11 "Planned Unit Development Act of 1972".  
12 Committee on Local Government  
13
- 14 **HB10-1369** by Representative(s) Scanlan and Pommer; also Senator(s)  
15 Bacon--Concerning the financing of public schools.  
16 Committee on Education  
17  
18
- 19 **SB10-020** by Senator(s) Boyd, Foster, Schwartz; also  
20 Representative(s) Massey, Apuan--Concerning measures  
21 to address the financial viability of the CoverColorado  
22 program.  
23 Committee on Health and Human Services  
24
- 25 **SB10-094** by Senator(s) Steadman, Bacon, Newell, Schwartz, Boyd,  
26 Carroll M., Foster, Heath, Hudak, Johnston, Romer,  
27 Spence, Tapia, Tochtrop, Whitehead, Williams; also  
28 Representative(s) Rice, Benefield, Ferrandino, Fischer,  
29 Frangas, Gagliardi, Hullinghorst, Kerr A., Labuda,  
30 Massey, McFadyen, Merrifield, Middleton, Miklosi,  
31 Peniston, Ryden, Scanlan, Schafer S., Solano, Todd, Vigil-  
32 -Concerning the definition of capital construction  
33 appropriation for purposes of the art in public places  
34 program administered by the state council on the arts.  
35 Committee on Business Affairs and Labor  
36  
37
- 38 **SB10-117** by Senator(s) Foster; also Representative(s) Primavera--  
39 Concerning medicaid coverage for over-the-counter  
40 medications.  
41 Committee on Health and Human Services  
42
- 43 **SB10-138** by Senator(s) Heath; also Representative(s) Peniston--  
44 Concerning the award of expenses in a proceeding to  
45 appeal the valuation of property for property tax purposes.  
46 Committee on Local Government  
47  
48
- 49 **SB10-139** by Senator(s) Kester; also Representative(s) Sonnenberg--  
50 Concerning the addition of a line to Colorado state  
51 individual income tax return forms whereby individual  
52 taxpayers may make a voluntary contribution benefiting  
53 the unwanted horse fund.  
54 Committee on Agriculture, Livestock, & Natural Resources  
55

1 **SB10-170** by Senator(s) Steadman, Boyd, Carroll M., Foster, Morse,  
 2 Newell; also Representative(s) Primavera--Concerning  
 3 continuity of care for patients served by limited services  
 4 clinics located in retail outlets.  
 5 Committee on Health and Human Services  
 6  
 7

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## 8 INTRODUCTION OF CONCURRENT RESOLUTION

9  
 10 The following resolution was read by title and referred to the committee  
 11 indicated:

12  
 13 **HCR10-1001** by Representative(s) Weissmann, Benefield, Curry, Kerr  
 14 J., May, McFadyen, Merrifield, Vaad--Submitting to the  
 15 registered electors of the state of Colorado an amendment  
 16 to sections 8 and 15 of article XIV of the constitution of  
 17 the state of Colorado, concerning the compensation of  
 18 county officers, and, in connection therewith, authorizing  
 19 the board of county commissioners of each county, rather  
 20 than the general assembly, to set the salaries of the officers  
 21 of that county including the county commissioners, clerk  
 22 and recorder, sheriff, coroner, treasurer, assessor, and  
 23 surveyor.  
 24 Committee on Local Government  
 25

---

## 26 INTRODUCTION OF RESOLUTIONS

27  
 28  
 29 The following resolutions were read by title and laid over one day under  
 30 the rules:

31  
 32 **HR10-1007** by Representative(s) Frangas, Curry, Miklosi--Concerning  
 33 the need for assistance from the federal government for  
 34 unemployment insurance benefits, and, in connection  
 35 therewith, urging the federal government to extend the  
 36 interest-free payback period for loans received by the state  
 37 of Colorado.  
 38

39 **SJR10-017** by Senator(s) Hodge; also Representative(s) Fischer,  
 40 Baumgardner, Court, Curry, DelGrosso, Ferrandino,  
 41 Hullinghorst, Kefalas, Kerr J., Labuda, Looper,  
 42 McFadyen, McKinley, Nikkel, Pace, Ryden, Scanlan,  
 43 Solano, Sonnenberg, Tipton, Vigil--Concerning the  
 44 recognition of March 17, 2010, as "National Agriculture  
 45 Day".  
 46

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## 47 LAY OVER OF CALENDAR ITEM(S)

48  
 49  
 50 On motion of Representative Gardner B., the following item(s) on the  
 51 Calendar (was)were laid over until March 18, retaining place on  
 52 Calendar:  
 53

54 Consideration of Resolution(s)--**HJR10-1015**.  
 55 Consideration of Senate Amendment(s)--**HB10-1008, 1021, 1085, 1099,**  
 56 **1107**.

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1 On motion of Representative Gardner B., the House adjourned until  
2 9:00 a.m., March 18, 2010.

3

4

5

6

7 Attest:

8 MARILYN EDDINS,

9 Chief Clerk

Approved:

TERRANCE D. CARROLL,

Speaker