

SENATE JOURNAL
 Sixty-seventh General Assembly
STATE OF COLORADO
 Second Regular Session

65th Legislative Day Thursday, March 18, 2010

- Prayer 10
 By the chaplain, Reverend Paul Kottke, University Park United Methodist Church,
 Denver. 11
- Call to Order 12
 By the President at 9:00 a.m. 13
- Pledge 14
 By Senator Keller. 15
- Roll Call 16
 Present--31. 17
 Absent--1, Romer. 18
 Excused--3, Lundberg, Mitchell, Renfroe. 19
 Present later--1, Romer. 20
- Quorum 21
 The President announced a quorum present. 22
- Reading of Journal 23
 On motion of Senator Heath, reading of the Journal of Wednesday, March 17, 2010, was
 dispensed with and the Journal was approved as corrected by the Secretary. 24

On motion of Senator Morse, and with a majority of those elected to the Senate having
 voted in the affirmative, the Senate proceeded out of order for consideration of Governor's
 appointments. 25

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Tochtrop, the following Governor's appointments were confirmed
 by a roll call vote: 26

MEMBERS OF THE
 STATE PERSONNEL BOARD

for a term expiring June 30, 2013: 27

Anthony M. Marquez of Denver, Colorado, to fill the vacancy occasioned by the
 resignation of Mary Ann F. Whiteside of Denver, Colorado, appointed. 28

for a term expiring June 30, 2014: 29

Garth C. Lucero of Boulder, Colorado, appointed. 30

YES	31	NO	0	EXCUSED	3	ABSENT	1
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	A	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Heath, the following Governor's appointments were confirmed by a
 roll call vote: 31

MEMBERS OF THE
COLORADO BOARD OF VETERANS AFFAIRS

for a term expiring June 30, 2011:

Franklin DB Jackson of Denver, Colorado, a Democrat and a veteran who has been honorably released or separated from the armed forces of the United States, to fill the vacancy occasioned by the resignation of William D. Sinclair of Colorado Springs, appointed;

for terms expiring June 30, 2013:

James W. Stanko of Steamboat Springs, a Democrat and a veteran who has been honorably released or separated from the armed forces of the United States, and a Democrat, reappointed.

for a term expiring June 30, 2010:

James C. Bobick of Aurora, Colorado, to fill the vacancy occasioned by the resignation of Joseph V. Potter of Colorado Springs, Colorado, and to serve as a veteran and as a Republican, appointed;

effective June 30, 2010, for terms expiring June 30, 2014:

James C. Bobick of Aurora, Colorado, to serve as a veteran and as a Republican, reappointed.

YES	31	NO	0	EXCUSED	3	ABSENT	1
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	A	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Heath, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
BOARD OF COMMISSIONERS OF STATE
AND VETERANS NURSING HOMES

for a term expiring July 1, 2011:

James C. Bobick of Aurora, Colorado, a veteran and the designee of the State Board of Veterans Affairs.

for a term expiring July 1, 2013:

Virginia A. Bedford of Denver, Colorado, who has expertise in nursing home operations and who has experience in multi-facility management of nursing homes, reappointed.

YES	31	NO	0	EXCUSED	3	ABSENT	1
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	A	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Sandoval, the following Governor's appointments were confirmed by a roll call vote:

STATE BOARD OF EQUALIZATION

for terms expiring September 2, 2013:

Sandra M. Adams of Denver, Colorado, to serve as a representative with knowledge of property taxation, appointed;

Charles S. Brown of Littleton, Colorado, to serve as a representative with knowledge of property taxation, reappointed

YES	31	NO	0	EXCUSED	3	ABSENT	1
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	A	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Sandoval, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE FINANCIAL SERVICES BOARD

for terms expiring July 1, 2013:

Keith M. Cowling of Arvada, Colorado, an executive officer of a state credit union and a Republican, appointed;

Nilsa Guerrero-Mahon of Brighton, Colorado, to serve as a public member with expertise in finance, appointed.

Stephen R. Williams of Gunnison, Colorado, an executive officer of a state savings and loan association and a Democrat, reappointed

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Carroll, the following Governor's appointment was confirmed by a roll call vote:

MEMBER COLORADO COMMISSION ON JUDICIAL DISCIPLINE

for a term expiring on June 30, 2013:

Richard O. Campbell of Denver.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Tochtrop, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
EXAMINING BOARD OF PLUMBERS

for terms expiring July 1, 2013:

Janice K. Snidow of Thornton, Colorado, a Democrat and a journeyman plumber, appointed;

Janine K. Snyder of Fairplay, Colorado, an Unaffiliated member or employee of a local government agency conducting plumbing inspections, appointed;

Robin A. Vidimos of Centennial, Colorado, an Unaffiliated member of the public at large, reappointed;

Steven J. Callahan of Arvada, Colorado, a Republican and a master plumber, reappointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Tochtrop, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE
STATE ELECTRICAL BOARD

for a term expiring July 1, 2012:

George A. Nightingale of Hudson, Colorado, an electrical contractor who has a masters' license, reappointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Tochtrop, the following Governor's appointment was confirmed by a roll call vote:

**MEMBER OF THE
SPECIAL FUNDS BOARD FOR
WORKERS' COMPENSATION SELF INSURERS**

for terms expiring July 1, 2011:

Richard Pellicore of Denver, Colorado, a manager or employee of self-insured employers in good standing, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Bacon, the following Governor's appointments were confirmed by a roll call vote:

**MEMBERS OF THE
COLORADO COMMISSION ON HIGHER EDUCATION**

for terms expiring July 1, 2013:

Regina M. Rodriguez of Denver, Colorado, a resident of the 7th Congressional District and a Democrat, appointed;

David L. Edwards of Fort Collins, Colorado, a resident of the 4th Congressional District and an Unaffiliated, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Bacon, the following Governor's appointments were confirmed by a roll call vote:

**MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD**

for terms expiring July 1, 2012:

Patricia M. Hayes of Aurora, Colorado to serve as a member with experience as a charter school board member or founder of a charter school, experience as a public school administrator with experience working with charter schools, other board or public service experience, and as a Republican, appointed;

Amy B. Anderson of Denver, Colorado, to serve as a member with experience as a charter school board member or founder of a charter school, other board or public service experience, on-line education and on-line curriculum development experience, and as a Democrat, appointed;

for a term expiring July 1, 2010:

Cecilia K. Sanchez de Ortiz of Denver, Colorado, to fill the vacancy occasioned by the resignation of Van Schoales of Denver, Colorado, and to serve as a member with other board or public service experience, and as a Democrat, appointed;

effective July 1, 2010, for terms expiring July 1, 2013:

Cecilia K. Sanchez de Ortiz of Denver, Colorado, to serve as a member with other board or public service experience, and as a Democrat, reappointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Bacon, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE COLORADO SCHOOL OF MINES, BOARD OF TRUSTEES

effective January 1, 2010 for terms expiring December 31, 2013:

Stewart A. Bliss of Denver, Colorado, a Republican who is not a graduate of the Colorado School of Mines, appointed;

Mohan S. Misra of Golden, Colorado, an Unaffiliated graduate of the Colorado School of Mines, appointed.

for a term expiring December 31, 2010:

Richard H. Truly of Golden, Colorado, an Unaffiliated who is not a graduate of the Colorado School of Mines, to fill the vacancy occasioned by the death of Michael S. Nyikos of Grand Junction, Colorado, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Boyd, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE AIR QUALITY CONTROL COMMISSION

for a term expiring January 31, 2011:

John H. Loewy of Greenwood Village, Colorado, a Democrat with appropriate legal training and experience, to fill the vacancy occasioned by the resignation of Cynthia S. Peterson of Littleton, Colorado, appointed.

for terms expiring January 31, 2013:

Barbara W. Roberts of Broomfield, Colorado, to serve as a representative with legal and scientific experience, reappointed;

James M. Wilson of Superior, Colorado, to serve as a representative with technical and private sector experience, reappointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Boyd, the following Governor's appointment was confirmed by a roll call vote:

**MEMBER OF THE
STATE HOUSING BOARD**

for terms expiring January 31, 2013:

Theophilus D. Gregory of Colorado Springs, Colorado, a Republican and resident of the 5th Congressional District, reappointed;

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Boyd, the following Governor's appointments were confirmed by a roll call vote:

**MEMBERS OF THE
HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD**

for terms expiring May 15, 2011:

Thomas N. Henton of Monte Vista, Colorado, an employee of a hospital in Colorado, appointed;

for terms expiring May 15, 2013:

Madeleine L. Roberson of Greenwood Village, Colorado, an employee of a hospital in Colorado, appointed;

Christopher W. Underwood of Evergreen, Colorado, an employee of the state department, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Hodge, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for a term expiring October 1, 2012:

Don C. Carlson of Loveland, Colorado, to fill the vacancy occasioned by the resignation of Steve O. Sims of Greeley, Colorado, and to serve as a representative of the South Plate Drainage Basin, and as a representative of water project financing, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Hodge, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for a term expiring April 15, 2011:

Norma V. Anderson of Lakewood, Colorado, a Republican and resident of the 7th Congressional District, reappointed;

for terms expiring April 15, 2013:

Christian K. Meyer of Erie, Colorado, a Republican and resident of the 2nd Congressional District, appointed;

James S. Lochhead of Glenwood Springs, Colorado, a Democrat and resident of the 3rd Congressional District, appointed;

Heather L. Carroll of Colorado Springs, Colorado, a Democrat and resident of the 5th Congressional District, appointed;

Timothy P. Daly of Evergreen, Colorado, a Democrat and resident of the 6th Congressional District, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Tochtrop, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

effective July 2, 2009 for terms expiring July 1, 2010:
 James R. Meurer of Golden, Colorado, reappointed;
 MaryKay Kelley of Silverthorne, Colorado, reappointed;
 Diane M. DeVries of Wheat Ridge, Colorado, reappointed;
 Lyle D. Hansen of Denver, Colorado, reappointed;
 A. Louesa Maricle of Denver, appointed;
 effective July 2, 2009 for a term expiring July 1, 2013:
 Debra Ann Baumbach of Littleton, Colorado, reappointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Tochtrop, the following Governor's appointments were confirmed by a roll call vote:

**MEMBERS OF THE
 SPECIAL FUNDS BOARD FOR
WORKERS' COMPENSATION SELF INSURERS**

for a term expiring July 1, 2010:

David L. Roper of Grand Junction, Colorado, a manager or employee of self-insured employers in good standing, with knowledge of risk management and finance, reappointed.

for a term expiring July 1, 2012:

Elda de la Pena of Firestone, Colorado, a manager or employee of self-insured employers in good standing, reappointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of conference committee reports.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB10-1339 by Representative(s) Pommer, Ferrandino, Lambert; also Senator(s) White, Keller, Tapia-
-Concerning the distribution of limited gaming fund moneys for the 2009-10 state fiscal
year, and making an appropriation in connection therewith.

Senator White moved for the adoption of the first report of the first conference
committee on **HB10-1339**, as printed in Senate journal, March 11, page 503. The
motion was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the
following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill,
as amended, was **repassed**.

HB10-1327 by Representative(s) Pommer, Ferrandino, Lambert; also Senator(s) White, Keller, Tapia-
-Concerning the augmentation of the general fund through transfers of certain moneys.

Senator White moved for the adoption of the first report of the first conference
committee on **HB10-1327**, as printed in Senate journal, March 12, pages 533-534. The
motion was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the
following result:

YES	23	NO	9	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	N	Johnston	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	N
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	N	Lundberg	E	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Call of the Senate.

Call raised.

HB10-1320 by Representative(s) Pommer, Ferrandino, Lambert; also Senator(s) Tapia, Keller, White-
-Concerning the use of tobacco revenues generated under section 21 of article X of the
state constitution in a state fiscal emergency, and making an appropriation therefor.

Senator Tapia moved for the adoption of the first report of the first conference committee
on **HB10-1320**, as printed in Senate journal, March 17, pages 568-569. The motion was
adopted by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the
following result:

YES	27	NO	5	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	N	Johnston	Y	Penry	Y	Tapia	Y
Cadman	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	N	Williams	Y
Harvey	N	Lundberg	E	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill,
as amended, was **repassed**.

RECONSIDERATION OF HB10-1327

HB10-1327 by Representative(s) Pommer, Ferrandino, Lambert; also Senator(s) White, Keller, Tapia-
-Concerning the augmentation of the general fund through transfers of certain moneys.

Having voted on the prevailing side, Senator Morse moved for reconsideration of the
last Senate action, repassage, on HB10-1327.

A majority of all members elected to the Senate having voted in the affirmative,
reconsideration was granted.

REPASSAGE OF HB10-1327

HB10-1327 by Representative(s) Pommer, Ferrandino, Lambert; also Senator(s) White, Keller, Tapia--Concerning the augmentation of the general fund through transfers of certain moneys.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	20	NO	12	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	N
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	N	Johnston	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	N	Whitehead	N
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	N	Lundberg	E	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of house amendments to senate bills.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB10-109 by Senator(s) Romer and Spence, Boyd, Bacon, Hodge, Hudak, Johnston, Tapia, Tochtrop; also Representative(s) Massey and McCann, Rice, Frangas, McFadyen--Concerning regulation of the physician-patient relationship for medical marijuana patients, and making appropriations in connection therewith.

Laid over until Friday, March 19, retaining its place on the calendar.

SB10-034 by Senator(s) Whitehead; also Representative(s) Looper--Concerning the administration of laws regulating pesticides, and, in connection therewith, amending the "Pesticide Act" to authorize the commissioner of the department of agriculture to inspect refillers, impose residue removal and record-keeping requirements, and set expiration dates for pesticide and device registrations by rule.

Senator Whitehead moved that the Senate concur in House amendments to **SB10-034**, as printed in House journal, March 8, page 710. The motion was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

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

Senator Kester moved that the Senate concur in House amendments to **SB10-083**, as printed in House journal, March 10, page 728. The motion was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	6	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	N	Lundberg	E	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB10-009 by Senator(s) Sandoval, Boyd, Hudak; also Representative(s) Gagliardi, Kefalas--Concerning the duties of the economic opportunity poverty reduction task force.

Senator Sandoval moved that the Senate concur in House amendments to **SB10-009**, as printed in House journal, March 12, pages 763-764. The motion was **adopted** by the following roll call vote:

YES	31	NO	1	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	24	NO	8	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	N	Johnston	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	N	Lundberg	E	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB10-115

by Senator(s) Tochtrop, Bacon, Carroll M., Williams; also Representative(s) Primavera and Merrifield--Concerning the authority of licensed health care facilities to redispense unused medications.

Senator Tochtrop moved that the Senate concur in House amendments to **SB10-115**, as printed in House journal, March 12, page 764. The motion was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB10-081 by Senator(s) Sandoval; also Representative(s) Solano--Concerning creation of the "Farm-to-School Healthy Kids Act", and, in connection therewith, establishing an interagency task force to develop farm-to-school program policies.

Senator Sandoval moved that the Senate concur in House amendments to **SB10-081**, as printed in House journal, March 12, page 765. The motion was **adopted** by the following roll call vote:

YES	31	NO	1	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	6	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	N	Johnston	Y	Penry	Y	Tapia	Y
Cadman	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	N	Lundberg	E	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB10-019 by Senator(s) Schwartz, Brophy, Hodge, White, Whitehead; also Representative(s) Fischer, Baumgardner, Curry, Gardner C., McKinley--Concerning the valuation of new hydroelectric energy facilities for the purpose of property taxation.

Senator Schwartz moved that the Senate concur in House amendments to **SB10-019**, as printed in House journal, March 15, page 793. The motion was **adopted** by the following roll call vote:

YES	26	NO	6	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	N	Johnston	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB10-102 by Senator(s) Gibbs; also Representative(s) Fischer--Concerning the certification of users of prescribed fire according to standards established by the Colorado state forest service.

Senator Gibbs moved that the Senate concur in House amendments to **SB10-102**, as printed in House journal, March 15, page 765. The motion was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB10-158 by Senator(s) Newell, Bacon, Carroll M., Gibbs, Heath, Hodge, Hudak, Johnston, Keller, Kester, Lundberg, Morse, Romer, Sandoval, Schwartz, Spence, Steadman, Tapia, Tochtrop, White, Whitehead, Williams; also Representative(s) Rice, Ryden--Concerning the creation of the creative industries division within the Colorado office of economic development, and, in connection therewith, recodifying the statutory provisions that create the Colorado office of film, television, and media, the council on creative industries, and the art in public places program.

Senator Newell moved that the Senate concur in House amendments to **SB10-158**, as printed in House journal, March 15, pages 795-796. The motion was **adopted** by the following roll call vote:

YES	31	NO	1	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	27	NO	5	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB10-082

by Senator(s) Whitehead; also Representative(s) Roberts--Concerning the Southern Ute Indian tribe/state of Colorado environmental commission, and, in connection therewith, repealing term limits applicable to the commission and repealing a moot condition related to the repeal of the commission.

Senator Whitehead moved that the Senate concur in House amendments to **SB10-082**, as printed in House journal, March 16, page 809. The motion was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

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

Senator Sandoval moved that the Senate concur in House amendments to **SB10-027**, as printed in House journal, March 16, page 809. The motion was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB10-1245 by Representative(s) Liston, Balmer; also Senator(s) Johnston--Concerning the continuation of the regulation of boxing by the boxing commission.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsors added: Penry

SB10-175 by Senator(s) Boyd; also Representative(s) Riesberg--Concerning the relocation of

provisions relating to behavioral health.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsors added: Newell, Tochtrop and Williams.

HB10-1036 by Representative(s) Scanlan and Massey, Merrifield, Middleton, Stephens; also Senator(s) Romer, Johnston, King K., Spence, Steadman--Concerning on-line public access to public school financial information.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsors added: Bacon, Boyd, Cadman, Foster, Gibbs, Hodge, Hudak, Keller, Kopp, Newell and Schultheis.

HB10-1185 by Representative(s) Priola, Balmer, Bradford, DelGrosso, Labuda, Nikkel, Riesberg, Schafer S., Stephens, Todd, Waller; also Senator(s) Schwartz--Concerning extending certain dates related to the petroleum storage tank fund.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsors added: Gibbs, Hodge, Kopp and Whitehead.

HB10-1024 by Representative(s) Balmer and Riesberg; also Senator(s) Williams, Newell--Concerning eliminating the ability of advanced practice nurses to declare patients

terminally ill.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsors added: Boyd

HB10-1050 by Representative(s) Tyler, Riesberg, Soper; also Senator(s) Tochtrop, Williams-- Concerning a central on-line registry of medical orders for scope of treatment forms.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsors added: Boyd, Newell and Steadman.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB10-1141 by Representative(s) Carroll T.; also Senator(s) Tochtrop--Concerning a requirement for mortgage companies to be registered by the division of real estate.

Laid over until Friday, March 19, retaining its place on the calendar.

HB10-1034 by Representative(s) Massey, Middleton, Scanlan; also Senator(s) King K., Johnston, Spence--Concerning the credentialing of school speech-language pathology assistants.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsors added: Heath, Hudak, Kester, Newell and Schwartz.

SB10-110 by Senator(s) Williams; also Representative(s) Ryden, Court, Hullinghorst, Judd, Levy, Middleton, Rice--Concerning the enforcement of offenses involving failure of certain persons in a vehicle to use an appropriate restraining device.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	11	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	N
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	N	Johnston	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	N	Romer	Y	White	N
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	N	Lundberg	E	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

SB10-120 by Senator(s) White, Bacon, Steadman; also Representative(s) Rice, Bradford, McCann--Concerning the inclusion of prepaid wireless telephone service among the services subject to the surcharge that funds enhanced 911 emergency services.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	8	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	N	Johnston	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	N	Scheffel	N	Williams	Y
Harvey	N	Lundberg	E	Schultheis	N	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsors added: Boyd, Foster, Gibbs, Heath, Hodge, Johnston, Keller, Tochtrop, Whitehead and Williams.

SB10-108 by Senator(s) King K., Bacon, Scheffel, Schultheis, Spence, Steadman; also Representative(s) Middleton, Massey, Summers, Gardner B., King S., McNulty, Murray--Concerning implementation of general education core courses at institutions of higher education.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsors added: Boyd, Brophy, Cadman, Gibbs, Heath, Hodge, Hudak, Johnston, Morse, Penry, Romer, Schwartz, Tochtrop, White, Whitehead and Williams.

SB10-143

by Senator(s) Morse; also Representative(s) Scanlan--Concerning the refund of moneys erroneously collected by the Colorado department of state on or after a certain date, and, in connection therewith, authorizing the state controller to issue warrants to refund such moneys to the proper persons.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsors added: Boyd, Foster, Gibbs, Heath, Hodge, Johnston, King K., Newell, Penry, Romer, Shaffer B., Steadman, Whitehead and Williams.

HB10-1233

by Representative(s) Ryden; also Senator(s) Newell--Concerning the relocation of the crime of stalking in the Colorado Revised Statutes.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsors added: Schwartz, Steadman and Williams.

HB10-1137

by Representative(s) Gardner B.; also Senator(s) Steadman--Concerning the use of people first language in the drafting of laws.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	1	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	N	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsors added: Bacon, Boyd, Hudak, Newell and Williams.

HB10-1170 by Representative(s) DelGrosso, Nikkel; also Senator(s) Bacon--Concerning the provision of alcohol beverages in sealed containers in luxury boxes located in entertainment venues with a seating capacity of at least one thousand five hundred seats.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsors added: Foster and Penry.

SB10-174 by Senator(s) Schwartz, Gibbs, Whitehead; also Representative(s) Massey and Scanlan--Concerning the regulation of the development of geothermal resources.

A majority of those elected to the Senate having voted in the affirmative, Senator Schwartz was given permission to offer a third reading amendment.

Third Reading Amendment No.1,(L.008), by Senator Schwartz.

Amend engrossed bill, page 7, strike lines 23 through 27.

Page 8, strike lines 1 through 8.

Renumber succeeding sections accordingly.

The amendment was passed on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

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

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	0	EXCUSED	3	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	Y	Tapia	Y
Cadman	Y	Keller	Y	Renfroe	E	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	*	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	E	Schultheis	Y	President	Y
Heath	Y	Mitchell	E	Schwartz	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsors added: Boyd, Foster, Heath, Hodge, Morse, Newell, Shaffer B., Steadman, White, Whitehead and Williams.

* Abstaining from voting under Senate Rule 17(c) -- Senator Romer.

COMMITTEE OF REFERENCE REPORTS

- Finance After consideration on the merits, the Committee recommends that **SB10-124** be referred to the Committee on Appropriations with favorable recommendation.
- Judiciary After consideration on the merits, the Committee recommends that **HB10-1346** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- Judiciary After consideration on the merits, the Committee recommends that **HB10-1288** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, after line 11 insert:

"(1) "AGREEMENT" MEANS A WRITTEN LISTING AGREEMENT, WRITTEN COMPENSATION AGREEMENT, OR OTHER WRITTEN AGREEMENT BETWEEN A REAL ESTATE BROKER AND AN OWNER THAT GRANTS THE REAL ESTATE BROKER A RIGHT TO COMPENSATION FOR PROFESSIONAL SERVICES IN CONNECTION WITH LEASING OR ATTEMPTING TO LEASE COMMERCIAL REAL ESTATE."

Renumber succeeding subsections accordingly. 1

Page 3, strike lines 10 and 11 and substitute "SET FORTH IN THE 2
AGREEMENT, IF:". 3

Page 3, strike lines 13 through 16 and substitute "UNDER TERMS OF AN 4
AGREEMENT OR IS THE SUBJECT OF AN AGREEMENT; AND". 5

Page 3, strike line 20 and substitute "WITH THE AGREEMENT. 6
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(2) THE LIEN CREATED BY THIS SECTION MAY BE WAIVED BY 9
MEANS OF A WRITTEN WAIVER, SIGNED BY THE REAL ESTATE BROKER, 10
AT ANY TIME AFTER THE REAL ESTATE BROKER HAS EARNED THE RIGHT 11
TO COMPENSATION IN ACCORDANCE WITH THE LISTING AGREEMENT OR 12
COMPENSATION AGREEMENT.". 13
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Renumber succeeding subsection accordingly. 17

Page 5, line 11, strike "**installments.**" and substitute "**installments - 18
affirmative defense.**". 19

Page 5, strike lines 15 through 18 and substitute: 20
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"(I) PROCURES A PERSON OR ENTITY WHO LEASES THE 22
PROPERTY IN ACCORDANCE WITH THE AGREEMENT; OR 23
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"(II) HAS OTHERWISE EARNED A FEE OR COMMISSION IN 25
ACCORDANCE WITH THE AGREEMENT;". 26
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Page 5, line 26, after "LIEN," insert "BUT NOT MORE THAN NINETY 30
DAYS AFTER THE TENANT TAKES POSSESSION OF THE LEASED PROPERTY 31
OR NINETY DAYS AFTER THE COMPENSATION IS DUE UNDER THE 32
COMPENSATION AGREEMENT, WHICHEVER IS LATER,". 33
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Page 6, line 10, strike "COMPENSATION". 35

Page 6, line 16, strike "WRITTEN". 36

Page 6, line 19, strike "WRITTEN". 37
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Page 6, after line 19 insert: 39
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"(4) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE TO 41
THE CONTRARY, IT SHALL BE AN AFFIRMATIVE DEFENSE IN AN ACTION 42
TO FORECLOSE A LIEN PURSUANT TO THIS ARTICLE THAT THE OWNER 43
HAS PAID TO THE LISTING BROKER AN AMOUNT SUFFICIENT TO SATISFY 44
THE CONTRACTUAL AND LEGAL OBLIGATIONS OF THE OWNER, 45
INCLUDING COMPENSATION TO THE TENANT'S BROKER.". 46
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Page 7, line 4, after "ACTION" insert "TO FORECLOSE THE LIEN". 50

Page 7, line 5, strike "TIME TO ENFORCE THE SAME," and substitute 51
"TIME,". 52
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Page 7, strike lines 15 through 25 and substitute: 54
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38-22.5-108. Priority of liens. THE PRIORITY OF A LIEN 56
CREATED UNDER THIS ARTICLE IN RELATION TO OTHER INTERESTS IN 57
THE SUBJECT PROPERTY SHALL BE DETERMINED IN ACCORDANCE WITH 58
SECTION 38-35-109.". 59
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Page 9, line 24, strike "a". 61
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Page 9, strike line 25 and substitute "an agreement, as defined in 63
section 38-22.5-102, Colorado Revised Statutes, is entered into on". 64
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Judiciary	After consideration on the merits, the Committee recommends that SB10-185 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
	Amend printed bill, page 4, line 23, after "SECTION," insert "IN ADDITION TO ANY OTHER REMEDIES PERMITTED BY LAW,".	5 6 7 8
Health & Human Services	After consideration on the merits, the Committee recommends that HB10-1224 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	9 10 11 12
	Amend reengrossed bill, page 5, line 13, after "licensed" insert "BEFORE JULY 1, 2010,".	13 14 15
	Page 5, strike line 14 and substitute: " (a) Is certified".	16 17 18 19
	Page 5, line 15, strike "FOOT AND ANKLE SURGERY".	20 21
	Page 5, line 18, strike "IN RECONSTRUCTIVE REARFOOT/ANKLE".	22 23
	Page 5, line 19, strike "SURGERY OR FOOT AND ANKLE SURGERY".	24 25
	Page 5, line 20, after "ORGANIZATION;" add "EXCEPT THAT, IF THE SUPERVISING PODIATRIST IS LICENSED ON OR AFTER JULY 1, 2010, THE SUPERVISING PODIATRIST SHALL BE CERTIFIED IN RECONSTRUCTIVE REARFOOT/ANKLE SURGERY OR FOOT AND ANKLE SURGERY BY THE AMERICAN BOARD OF PODIATRIC SURGERY OR ITS SUCCESSOR ORGANIZATION; OR".	26 27 28 29 30 31 32
	Page 5, line 25, strike "ORGANIZATION; OR" and substitute "ORGANIZATION.".	33 34 35
	Page 5, strike lines 26 and 27 and substitute: " (2) SURGICAL PROCEDURES ON THE ANKLE BELOW THE LEVEL OF THE DERMIS MAY BE PERFORMED BY A PODIATRIST LICENSED ON OR AFTER JULY 1, 2010, IN THIS STATE WHO: (a) IS CERTIFIED IN RECONSTRUCTIVE REARFOOT/ANKLE SURGERY OR FOOT AND ANKLE SURGERY BY THE AMERICAN BOARD OF PODIATRIC SURGERY OR ITS SUCCESSOR ORGANIZATION; (b) IS PERFORMING SURGERY UNDER THE DIRECT SUPERVISION OF A LICENSED PODIATRIST CERTIFIED BY THE AMERICAN BOARD OF PODIATRIC SURGERY OR ITS SUCCESSOR ORGANIZATION; EXCEPT THAT, IF THE SUPERVISING PODIATRIST IS LICENSED ON OR AFTER JULY 1, 2010, THE SUPERVISING PODIATRIST SHALL BE CERTIFIED IN RECONSTRUCTIVE REARFOOT/ANKLE SURGERY OR FOOT AND ANKLE SURGERY BY THE AMERICAN BOARD OF PODIATRIC SURGERY OR ITS SUCCESSOR ORGANIZATION; (c) IS PERFORMING SURGERY UNDER THE DIRECT SUPERVISION OF A PERSON LICENSED TO PRACTICE MEDICINE AND CERTIFIED BY THE AMERICAN BOARD OF ORTHOPEDIC SURGERY OR ITS SUCCESSOR ORGANIZATION OR BY THE AMERICAN OSTEOPATHIC BOARD OF ORTHOPEDIC SURGERY OR ITS SUCCESSOR ORGANIZATION; OR (d) HAS COMPLETED A THREE-YEAR SURGICAL RESIDENCY APPROVED BY THE COLORADO PODIATRY BOARD.".	36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63
	Page 23, line 10, after "(1)" insert "(a)".	64 65
	Page 23, strike lines 12 and 13 and substitute "license, but in no event shall the board require more than fourteen hours' credit of continuing".	66 67

Page 23, strike lines 19 through 24 and substitute:

"(b) ON OR BEFORE THE 2013 PODIATRIST LICENSE RENEWAL CYCLE, THE COLORADO PODIATRY BOARD SHALL PROMULGATE RULES AND IMPLEMENT AN ONGOING PROFESSIONAL DEVELOPMENT PROGRAM THAT SHALL BE DEVELOPED IN CONJUNCTION WITH STATEWIDE PROFESSIONAL ASSOCIATIONS THAT REPRESENT PODIATRISTS. THE PROFESSIONAL DEVELOPMENT PROGRAM MAY INCLUDE THE CONTINUING EDUCATION REQUIREMENTS IN PARAGRAPH (a) OF THIS SUBSECTION (1)."

Health & Human Services

After consideration on the merits, the Committee recommends that **HB10-1004** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 6, strike "ADOPT".

Page 2, strike lines 7 through 12 and substitute:

"CONVENE A GROUP OF STAKEHOLDERS, INCLUDING CARRIERS, PROVIDERS, AND CONSUMERS, TO DEVELOP A STANDARDIZED FORMAT FOR THE FOLLOWING REGARDING HEALTH BENEFIT PLANS, LIMITED BENEFIT HEALTH INSURANCE, AND DENTAL PLANS:

(a) SECTION NAMES AND THE PLACEMENT OF THOSE SECTIONS IN THE POLICY FORMS ISSUED BY ALL CARRIERS; AND

(b) THE REQUIRED INFORMATION FOR CARRIERS TO PROVIDE ON AN EXPLANATION OF BENEFITS FORM SENT TO COVERED PERSONS OR PROVIDERS MAKING A CLAIM FOR BENEFITS UNDER A HEALTH BENEFIT PLAN, LIMITED BENEFIT HEALTH INSURANCE, OR DENTAL PLAN.

(2) THE COMMISSIONER SHALL ADOPT RULES AFTER CONSIDERING THE INPUT FROM CARRIERS, PROVIDERS, CONSUMERS, AND".

Page 2, line 14, strike "FORMS." and substitute "FORMS AND EXPLANATION OF BENEFIT FORMS."

Page 2, line 16, strike "JULY 1, 2011." and substitute "JANUARY 1, 2012."

Page 2, strike lines 17 through 25.

Page 3, strike lines 1 through 3.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB10-1329** be referred to the Committee on Finance with favorable recommendation.

Education

After consideration on the merits, the Committee recommends that **HB10-1183** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 4, line 26, strike "STATE" and substitute "PER PUPIL".

Page 6, after line 5, insert:

"(3) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE TO THE CONTRARY, A CHARTER SCHOOL THAT APPLIES TO PARTICIPATE IN THE PILOT PROGRAM SHALL FIRST OBTAIN THE WRITTEN CONSENT OF ITS AUTHORIZER AND SHALL SUBMIT A COPY OF THE WRITTEN CONSENT WITH ITS APPLICATION."

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Renumber succeeding subsections accordingly.

Page 6, line 20, before "A" insert "(a)".

Page 6, line 27, strike "(a)" and substitute "(I)".

Page 7, line 4, strike "(b)" and substitute "(II)".

Page 7, after line 8 insert:

"(b) ANY WAIVER GRANTED BY THE STATE BOARD PURSUANT TO THIS SUBSECTION (6) SHALL NOT EXTEND BEYOND THE REPEAL OF THIS ARTICLE."

Page 7, line 22, strike "PRESIDENT" and substitute "CHAIR".

Education After consideration on the merits, the Committee recommends that **HB10-1256** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

MESSAGE FROM THE REVISOR OF STATUTES

March 17, 2010

We herewith transmit:

With comment, as amended, HB10-1260.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB10-187 by Senator(s) Tochtrop; also Representative(s) Riesberg--Concerning workers' compensation. Judiciary
HB10-1119 by Representative(s) Ferrandino, Carroll T., Court, Fischer, Gagliardi, Hullinghorst, Kerr A., Labuda, Levy, Merrifield, Middleton, Pace, Pommer, Primavera, Rice, Scanlan, Schafer S., Solano, Todd, Weissmann; also Senator(s) Shaffer B., Boyd, Steadman--Concerning the process by which the state annually allocates moneys for its budget and, in connection therewith, anticipating the receipt of federal funds to be used therefor. Finance
HB10-1164 by Representative(s) Kerr A., Ferrandino, Scanlan, Solano; also Senator(s) Tochtrop, Romer--Concerning service of process in actions concerning incidents that may be covered by a motor vehicle insurance policy. Judiciary
HB10-1166 by Representative(s) Kefalas, Casso, Fischer, Frangas, Gagliardi, Hullinghorst, Primavera, Tyler, Vigil; also Senator(s) Newell--Concerning the use of plain language in insurance policies. Business, Labor and Technology
HB10-1205 by Representative(s) Ryden, Todd; also Senator(s) Spence, Williams--Concerning land use planning by local governments to address the impacts of land use development upon military installations in close proximity to such governments. State, Veterans & Military Affairs
HB10-1210 by Representative(s) Weissmann, Carroll T., May; also Senator(s) Morse, Shaffer B., Penry--Concerning the redistricting process.

	State, Veterans & Military Affairs	1
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HB10-1228	by Representative(s) Benefield, Ferrandino, Primavera; also Senator(s) Hudak, Romer-- Concerning the responsibility of the state personnel director to remove ineligible dependents from group benefit plans, and making an appropriation therefor. Health and Human Services	3 4 5 6 7
HB10-1249	by Representative(s) Labuda and Primavera; also Senator(s) Johnston, Hudak-- Concerning expedited residential foreclosure sales. Judiciary	8 9 10 11
HB10-1250	by Representative(s) Fischer, Curry, Apuan, Baumgardner, Hullinghorst, Kefalas, Looper, Roberts, Ryden, Scanlan, Solano, Sonnenberg, Tyler, Vigil; also Senator(s) Hodge, Gibbs, Kester, Schwartz, White, Whitehead--Concerning the funding of Colorado water conservation board projects, and making appropriations in connection therewith. Agriculture and Natural Resources	12 13 14 15 16 17 18
HB10-1259	by Representative(s) Nikkel; also Senator(s) Lundberg--Concerning amendments to the "Municipal Annexation Act of 1965" in order to conform the act to provisions of the state constitution. Local Government and Energy Judiciary	19 20 21 22 23 24
HB10-1267	by Representative(s) Kerr A., Fischer, Gardner C., Looper, McNulty, Merrifield, Miklosi; also Senator(s) Romer, Penry--Concerning the property tax treatment of an independently owned residential solar electric generation facility. Local Government and Energy	25 26 27 28 29
HB10-1276	by Representative(s) Levy; also Senator(s) Mitchell--Concerning the sale by a railroad company of its right-of-way for the operation of a public passenger rail service. Transportation	30 31 32 33
HB10-1340	by Representative(s) Vigil; also Senator(s) Newell--Concerning the notice sent by a law enforcement agency when a vehicle has been towed from public property. Judiciary	34 35 36 37 38 39

SENATE SERVICES REPORT

Correctly Engrossed: SJR10-017.

Correctly Enrolled: SB10-014, 015, 052 and 146.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB10-1023, 1037, 1071, 1090, 1097, 1175, 1203, 1223, 1321;
SB10-018, 056, 142 and 165; SJR10-016; SM10-001; SR10-006 and SR10-007.

On motion of Senator Morse, and with a majority of those elected to the Senate having
voted in the affirmative, the balance of the calendar of Thursday, March 18 was laid over
until Friday, March 19, retaining its place on the calendar.

General Orders -- Second Reading of Bills -- Consent Calendar: HB10-1108, HB10-
1227, SB10-176, HB10-1140, HB10-1128

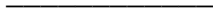
General Orders -- Second Reading of Bills: SB10-073, HB10-1135, HB10-1010, HB10-
1171, HB10-1054, HB10-1057, HB10-1109, HB10-1123, HB10-1115, HB10-1069,
HB10-1211, HB10-1212, SB10-070, HB10-1208, HB10-1030, HB10-1044, HB10-
1058, HB10-1197, SB10-172, HB10-1025, HB10-1202, HB10-1043, HB10-1188,
HB10-1244.

Consideration of Resolutions: SJR10-010.

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CHANGE IN SPONSORSHIP

Upon announcement of President Shaffer, Senator Newell was added as a joint prime sponsor on HB10-1160.



On motion of Senator Morse, the Senate adjourned until 9:00 a.m., Friday, March 19, 2010.

Approved:

Brandon C. Shaffer
President of the Senate

Attest:

Karen Goldman
Secretary of the Senate

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