

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

106th Legislative Day Wednesday, April 28, 2010

Prayer By the chaplain, Reverend Dwight Blackstock, Retired, Presbyterian Church, Denver.

Call to Order By the President at 9:00 a.m.

Pledge By Senator Spence.

Roll Call Present--31.
 Absent-- 2, Johnston, Mitchell.
 Excused-- 2, Kester, Kopp.
 Present later-- 3, Johnston, Kester, Mitchell.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Carroll, reading of the Journal of Tuesday, April 27, 2010, was dispensed with and the Journal was approved as corrected by the Secretary.

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 resolutions.

CONSIDERATION OF RESOLUTIONS

SJR10-046 by Senator(s) Newell; also Representative(s) Miklosi--Concerning the value of conflict resolution, and, in connection therewith, recognizing October as "Conflict Resolution Month".

On motion of Senator Newell, the resolution was read at length and **adopted** by the following roll call vote:

YES	31	NO	2	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	N	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

Co-sponsors added: Bacon, Boyd, Carroll M., Foster, Gibbs, Heath, Hudak, Johnston, Morse, Shaffer B., Steadman, Tapia, Tochtrop, Whitehead and Williams.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR10-1021 by Representative(s) Nikkel and McCann; also Senator(s) Newell and Kopp--Concerning recognition of the month of April as Child Abuse Prevention Month.

Laid over one day under Senate Rule 30(e).

**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:

HB10-1362 by Representative(s) Vigil; also Senator(s) Schwartz--Concerning the inactive status of a special district.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

HB10-1359 by Representative(s) McCann; also Senator(s) Steadman--Concerning change of venue in dependency and neglect proceedings, and, in connection therewith, clarifying the role of the county departments of social or human services when jurisdiction over a case is transferred between counties.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	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 Williams.

SB10-194 by Senator(s) Boyd; also Representative(s) Riesberg--Concerning the requirement that entities operating pursuant to certain federal waivers that provide certain services to persons with developmental disabilities obtain licensure as home care agencies.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: Newell and Williams.

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.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: Carroll M., Newell, Schwartz, Whitehead and Williams.

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

Upon request of Senator Morse, **HB10-1260** was removed from the Third Reading of Bills Final Passage Consent Calendar of Wednesday, April 28 and was placed at the beginning of the Third Reading of Bills Final Passage Calendar of Wednesday, April 28.

HB10-1045 by Representative(s) Miklosi; also Senator(s) Romer--Concerning the address of a person on file with specified state agencies, and making an appropriation therefor.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

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

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

SB10-064 by Senator(s) Bacon; also Representative(s) Merrifield--Concerning authorization for an institution of higher education to apply for stipends from the college opportunity fund, and making an appropriation therefor.

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

YES	32	NO	1	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	N	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: King K., Newell and Williams.

HB10-1224 by Representative(s) Gerou and Gagliardi, Primavera, Riesberg, Tyler; also Senator(s) Boyd--Concerning the continuation of the Colorado podiatry board, and making an appropriation therefor.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	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.

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:

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

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

Third Reading Amendment No. 1,(L.012) , by Senator Boyd.

Amend revised bill, page 15, line 6, strike "and" and substitute "**and**".

Page 15, line 7, after "osteopathy," insert "AND ONE PHYSICIAN ASSISTANT,".

The amendment was **passed** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

YES	32	NO	1	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	N	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: Tochtrop and Williams.

SB10-185 by Senator(s) Shaffer B., Bacon, Boyd, Carroll M., Foster, Heath, Hudak, Johnston, Keller, Morse, Sandoval, Schwartz, Steadman, Tapia, Tochtrop, Whitehead, Williams; also Representative(s) Merrifield, Apuan, Benefield, Casso, Ferrandino, Fischer, Gagliardi, Hullinghorst, Kagan, Kefalas, Kerr A., Labuda, Levy, McCann, Miklosi, Pace, Peniston, Pommer, Schafer S., Solano, Soper, Todd, Tyler, Vigil, Weissmann--Concerning modifications to the residential warranty of habitability for the purpose of protecting renters.

Laid over until Thursday, April 29, retaining its place on the calendar.

HB10-1243 by Representative(s) McFadyen, Massey, May, Scanlan; also Senator(s) Gibbs, Tapia, Williams--Concerning the powers of a special district that provides transportation-related services, and, in connection therewith, authorizing a special district that provides such services to levy a voter-approved sales tax and to join a regional transportation authority.

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

YES	22	NO	11	EXCUSED	2	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	N	Tochtrop	Y
Carroll M.	N	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	N	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, Foster and Newell.

HB10-1348 by Representative(s) McFadyen, Massey; also Senator(s) Kester and Bacon--Concerning increased regulatory authority regarding radioactive materials.

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

YES	24	NO	9	EXCUSED	2	ABSENT	0
Bacon	Y	Hodge	N	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	N	Schwartz	Y		

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

Co-sponsors added: Carroll M., Foster and Newell.

SB10-184

by Senator(s) Romer and Gibbs, Penry, Schwartz, Hodge, Kopp, Williams, Bacon, Boyd, Carroll M., Foster, Heath, Hudak, Johnston, Kester, Lundberg, Mitchell, Morse, Newell, Renfroe, Scheffel, Schultheis, Shaffer B., Spence, Steadman, Tapia, Tochtrop, Whitehead; also Representative(s) Scanlan and King S., Casso, Court, Curry, Ferrandino, Fischer, Frangas, Kerr A., Kerr J., Levy, Looper, Massey, McCann, McFadyen, Miklosi, Pace, Peniston, Pommer, Primavera, Rice, Schafer S., Soper, Swalm, Todd, Tyler--Concerning transportation demand management solutions for traffic congestion in the interstate 70 mountain corridor, and, in connection therewith, authorizing the high-performance transportation enterprise to contract with the department of transportation to provide and operate reversible highway lanes within a specified portion of the corridor.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: King K. and White.

HB10-1051

by Representative(s) Pommer; also Senator(s) Whitehead--Concerning additional information regarding covered entities' water efficiency plans.

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

YES	31	NO	2	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	N	President	Y
Heath	Y	Mitchell	N	Schwartz	Y		

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

Co-sponsors added: Carroll M., Foster and Tochtrop.

RECONSIDERATION OF HB10-1348

HB10-1348

by Representative(s) McFadyen, Massey; also Senator(s) Kester and Bacon--Concerning increased regulatory authority regarding radioactive materials.

Having voted on the prevailing side, Senator Gibbs moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB10-1348**.

Reconsideration was granted on the following roll call vote:

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

THIRD READING OF BILLS -- FINAL PASSAGE

HB10-1348 by Representative(s) McFadyen, Massey; also Senator(s) Kester and Bacon--Concerning increased regulatory authority regarding radioactive materials.

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

YES	24	NO	9	EXCUSED	2	ABSENT	0
Bacon	Y	Hodge	N	Morse	Y	Spence	N
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	N	Johnston	Y	Penry	Y	Tapia	Y
Cadman	N	Keller	Y	Renfroe	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	N
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	N	Schwartz	Y		

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

Co-sponsors added: Carroll M., Foster, Newell, Penry and Williams.

HB10-1363 by Representative(s) Scanlan, Liston, McFadyen; also Senator(s) White, Boyd, Gibbs, Hodge, Johnston--Concerning incentives for the production of biogenic gas that was created as a result of human intervention.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: Newell, Schwartz and Whitehead.

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

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

YES	22	NO	11	EXCUSED	2	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	N	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	N	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, Carroll M., Foster, Morse, Newell, Shaffer B. and Tochtrop.

HB10-1125 by Representative(s) Hullinghorst; also Senator(s) Schwartz--Concerning the authority of the department of public health and environment to regulate certain activities with respect to waste grease derived from food preparation.

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

YES	22	NO	11	EXCUSED	2	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	N	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	N	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 Williams.

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

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

YES	25	NO	8	EXCUSED	2	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	Y
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	N	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	Y	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, Foster, Hodge, Hudak, Newell, Schwartz, Steadman and Tochtrop.

HB10-1341 by Representative(s) Judd; also Senator(s) Keller--Concerning the transfer of moneys from the motorist insurance identification account in the highway users tax fund to the Colorado state titling and registration account in the highway users tax fund.

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

YES	21	NO	12	EXCUSED	2	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	N	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	Y	Whitehead	N
Gibbs	Y	Kopp	E	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	N	Schwartz	Y		

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

HB10-1330 by Representative(s) Kefalas and Kagan, Apuan, Court, Fischer, Gagliardi, Levy, Miklosi, Pace, Primavera, Rice, Riesberg, Solano, Tyler, Vigil; also Senator(s) Morse--Concerning the creation of an advisory committee to make recommendations regarding the creation of a Colorado all-payer health claims database for the purpose of transparent public reporting of health care information.

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

YES	21	NO	12	EXCUSED	2	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	N
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	N	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	N
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	N	Williams	N
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	N	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, Foster, Heath, Newell, Steadman, Tapia and Tochtrop.

IMMEDIATE RECONSIDERATION OF HB10-1330

HB10-1330 by Representative(s) Kefalas and Kagan, Apuan, Court, Fischer, Gagliardi, Levy, Miklosi, Pace, Primavera, Rice, Riesberg, Solano, Tyler, Vigil; also Senator(s) Morse--Concerning the creation of an advisory committee to make recommendations regarding the creation of a Colorado all-payer health claims database for the purpose of transparent public reporting of health care information.

Having voted on the prevailing side, Senator Morse moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB10-1330**.

Reconsideration was granted on the following roll call vote:

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

THIRD READING OF BILLS -- FINAL PASSAGE

HB10-1330 by Representative(s) Kefalas and Kagan, Apuan, Court, Fischer, Gagliardi, Levy, Miklosi, Pace, Primavera, Rice, Riesberg, Solano, Tyler, Vigil; also Senator(s) Morse--Concerning the creation of an advisory committee to make recommendations regarding the creation of a Colorado all-payer health claims database for the purpose of transparent public reporting of health care information.

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

YES	22	NO	11	EXCUSED	2	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	N
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	Y	Johnston	Y	Penry	N	Tapia	Y
Cadman	N	Keller	Y	Renfroe	N	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	N
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	N	Schwartz	Y		

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

Co-sponsors added: Shaffer B. and Williams.

HB10-1210 by Representative(s) Weissmann, Carroll T., May; also Senator(s) Morse, Shaffer B., Penry--Concerning the redistricting process.

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

YES	33	NO	0	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: Steadman

HB10-1106 by Representative(s) Casso; also Senator(s) Sandoval--Concerning bringing certain statutory provisions concerning child welfare into compliance with federal law, and making an appropriation therefor.

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

YES	32	NO	1	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	N	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: Boyd, Carroll M., Hudak, Keller, Morse, Newell, Shaffer B. and Williams.

HB10-1161 by Representative(s) Nikkel; also Senator(s) Spence--Concerning the creation of a livery license plate for certain motor vehicles used to transport people for hire, and making an appropriation therefor.

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

YES	32	NO	1	EXCUSED	2	ABSENT	0
Bacon	Y	Hodge	N	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

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.

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

YES	32	NO	1	EXCUSED	2	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	N	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: Newell

HB10-1053 by Representative(s) Riesberg, Kefalas; also Senator(s) Boyd--Concerning community long-term care savings, and making an appropriation therefor.

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

YES	23	NO	10	EXCUSED	2	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	N	Tochtrop	Y
Carroll M.	Y	Kester	E	Romer	Y	White	N
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

Co-sponsors added: Newell and Williams.

HB10-1333 by Representative(s) Vigil, Todd, Apuan, Court, Curry, Ferrandino, Fischer, Frangas, Gagliardi, Hullinghorst, Kagan, Kefalas, Levy, Massey, McFadyen, McKinley, Middleton, Miklosi, Pace, Peniston, Pommer, Riesberg, Ryden, Scanlan, Schafer S., Solano, Soper, Tyler; also Senator(s) Schwartz and Newell--Concerning the creation of the green jobs Colorado training program in the office of the governor, and, in connection therewith, creating the green jobs Colorado advisory council and the green jobs Colorado training fund.

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

YES	23	NO	11	EXCUSED	1	ABSENT	0
Bacon	Y	Hodge	Y	Morse	Y	Spence	N
Boyd	Y	Hudak	Y	Newell	Y	Steadman	Y
Brophy	N	Johnston	Y	Penry	Y	Tapia	Y
Cadman	N	Keller	Y	Renfroe	N	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	N
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	N	Schwartz	Y		

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

Co-sponsors added: Bacon, Foster, Gibbs, Morse, Shaffer B. and Tochtrop.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB10-1383 by Representative(s) Pommer, Ferrandino, Lambert; also Senator(s) White, Keller, Tapia-- Concerning funding for student financial aid for higher education, and making an appropriation therefor.

Senator White moved for the adoption of the first report of the first conference committee on **HB10-1383**, as printed in Senate journal, April 21, pages 967-968 . The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

YES	25	NO	9	EXCUSED	1	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	N	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	N	Schwartz	Y		

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

HB10-1388 by Representative(s) Ferrandino, Pommer, Lambert; also Senator(s) Tapia, Keller, White-- Concerning the augmentation of the general fund through transfers of certain moneys.

Senator Tapia moved for the adoption of the first report of the first conference committee on **HB10-1388**, as printed in Senate journal, April 21, page 968 . The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

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

YES	21	NO	13	EXCUSED	1	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	N	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	N	Whitehead	N
Gibbs	Y	Kopp	E	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	N	Schwartz	Y		

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

RECONSIDERATION OF REPASSAGE OF BILLS

HB10-1383 by Representative(s) Pommer, Ferrandino, Lambert; also Senator(s) White, Keller, Tapia-- Concerning funding for student financial aid for higher education, and making an appropriation therefor.

Having voted on the prevailing side, Senator King moved for reconsideration of the last Senate action, Repassage of **HB10-1383**.

Reconsideration was granted on the following roll call vote:

YES	34	NO	0	EXCUSED	1	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	Y	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

REPASSAGE OF HB10-1383

HB10-1383 by Representative(s) Pommer, Ferrandino, Lambert; also Senator(s) White, Keller, Tapia-- Concerning funding for student financial aid for higher education, and making an appropriation therefor.

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

YES	23	NO	11	EXCUSED	1	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	N	Tochtrop	Y
Carroll M.	Y	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	N	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	N	Williams	Y
Harvey	N	Lundberg	N	Schultheis	N	President	Y
Heath	Y	Mitchell	N	Schwartz	Y		

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

SENATE ADHERE ON HB10-1098

HB10-1098 by Representative(s) Levy; also Senator(s) Hodge--Concerning increased transparency in the governance of cooperative electric associations.

Senator Hodge moved that the first conference committee on **HB10-1098** be dissolved, that the Senate conferees be discharged, and that the Senate adhere to its position. The motion was adopted by the following roll call vote:

YES	33	NO	1	EXCUSED	1	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	Y	Tochtrop	Y
Carroll M.	N	Kester	Y	Romer	Y	White	Y
Foster	Y	King K.	Y	Sandoval	Y	Whitehead	Y
Gibbs	Y	Kopp	E	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor Ritter were read and assigned to committees as follows:

April 27, 2010

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

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

for a term expiring April 15, 2013:

Alan E. Schwartz of Snowmass Village, Colorado, a Democrat and resident of the 3rd Congressional District, to fill the vacancy occasioned by the resignation of James S. Lochhead of Glenwood Springs, Colorado, appointed.

Sincerely,
(signed)
Bill Ritter, Jr.
Governor
Rec'd: 4/27/10
Karen Goldman, Secretary of the Senate

Committee on Agriculture and Natural Resources

April 27, 2010

To the Honorable
Colorado State Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

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Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution of the State of Colorado, I have the honor to designate, appoint and submit for your consideration, the following:

MEMBER OF THE
COLORADO COMMISSION ON JUDICIAL DISCIPLINE

for a term expiring on June 30, 2011:

Norma V. Anderson of Lakewood.

Sincerely,
Bill Ritter, Jr.
Governor
Rec'd: 4/28/10
Karen Goldman, Secretary of the Senate

Committee on Judiciary

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB10-206 by Senator(s) White; also Representative(s) Scanlan--Concerning the distribution of fifty percent of the limited gaming fund allocated to the state general fund or such other fund as the general assembly provides as specified in section 9 (5) (b) (II) of article XVIII of the state constitution.
Finance

COMMITTEE OF REFERENCE REPORTS

Finance The Committee on Finance has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBER OF THE
COLORADO LOTTERY COMMISSION

for terms expiring July 1, 2014:

Dana M. Franzen of Monument, Colorado, a Republican and certified public accountant who has practiced accountancy in Colorado for at least five years, reappointed;

Robin H. Wise of Denver, Colorado, a Republican, reappointed.

Finance After consideration on the merits, the Committee recommends that **HB10-1209** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB10-1018** be referred to the Committee of the Whole with favorable recommendation.

Trans- After consideration on the merits, the Committee recommends that **SJR10-044** be portation postponed indefinitely.

Trans- After consideration on the merits, the Committee recommends that **HB10-1139** be referred portation to the Committee on Appropriations with favorable recommendation.

Local After consideration on the merits, the Committee recommends that **HB10-1358** be Government amended as follows, and as so amended, be referred to the Committee of the Whole with and Energy favorable recommendation.

Amend reengrossed bill, page 4, line 3, strike "PROPERTY" and substitute "PROPERTY, IF OFFERED BY THE WATER UTILITY,".

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Page 6, strike lines 7 and 8.

Renumber succeeding subsections accordingly.

Local
Government
and Energy

After consideration on the merits, the Committee recommends that **HB10-1284** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, line 23, strike "MEDICAL MARIJUANA CENTER" and substitute "LOCALLY LICENSED BUSINESS FOR THE PURPOSE OF CULTIVATION, MANUFACTURE, OR SALE OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS".

Page 3, line 25, strike "CENTER" and substitute "BUSINESS".

Page 3, line 26, after the period insert "HOWEVER, APPLICATIONS FOR NEW LOCAL LICENSES SHALL NOT BE ACCEPTED AFTER JUNE 30, 2010.".

Page 3, line 27, strike "MEDICAL MARIJUANA CENTER" and substitute "BUSINESS" and strike "CENTER" and substitute "IT".

Page 4, line 2, strike "MEDICAL MARIJUANA CENTER" and substitute "BUSINESS".

Page 4, line 3, strike "OF THE CENTER".

Page 4, line 11, strike "MEDICAL MARIJUANA CENTER".

Page 4, line 13, strike "MEDICAL MARIJUANA CENTERS" and substitute "BUSINESSES FOR THE PURPOSE OF CULTIVATION, MANUFACTURE, OR SALE OF MEDICAL MARIJUANA OR MEDICAL MARIJUANA-INFUSED PRODUCTS".

Page 5, line 8, strike "ARTICLE OR" and substitute "ARTICLE,".

Page 5, line 9, strike "ARTICLE;" and substitute "ARTICLE, OR ANY SUPPLEMENTAL LOCAL LAW, RULES, OR REGULATIONS;".

Page 8, strike lines 13 and 14 and substitute "CITY, OR CITY AND COUNTY, VOTE TO PROHIBIT THE OPERATION OF MEDICAL MARIJUANA CENTERS, OPTIONAL PREMISES CULTIVATION OPERATIONS, AND MEDICAL MARIJUANA-INFUSED PRODUCTS MANUFACTURERS' LICENSES.".

Page 10, line 2, strike "C.R.S.;" and substitute "C.R.S. THE STATE LICENSING AUTHORITY MAY, AT ITS DISCRETION, DELEGATE TO THE DEPARTMENT OF REVENUE HEARING OFFICERS THE AUTHORITY TO CONDUCT LICENSING, DISCIPLINARY, AND RULEMAKING HEARINGS UNDER SECTION 24-4-105, C.R.S. WHEN CONDUCTING SUCH HEARINGS, THE HEARING OFFICERS SHALL BE EMPLOYEES OF THE STATE LICENSING AUTHORITY UNDER THE DIRECTION AND SUPERVISION OF THE EXECUTIVE DIRECTOR AND THE STATE LICENSING AUTHORITY.".

Page 11, line 25, strike "MEDICAL MARIJUANA CENTERS" and substitute "ANY PREMISES LICENSED PURSUANT TO THIS ARTICLE, INCLUDING, AT A".

Page 11, strike line 26.

Page 17, strike lines 24 and 25 and substitute "PROVIDED FOR IN THIS SECTION FOR GOOD CAUSE, SUBJECT TO".

Page 21, line 18, strike "AND" and substitute "OR".

Page 22, line 17, strike "OR".

Page 22, line 20, strike "REGISTRANT." and substitute "REGISTRANT; OR".

Page 22, after line 20 insert:

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"(XIII) A PERSON WHO HAS NOT BEEN A RESIDENT OF COLORADO FOR AT LEAST TWO YEARS PRIOR TO THE DATE OF THE PERSON'S APPLICATION."

Page 32, line 17, after "(1)" insert "FOR A MEDICAL MARIJUANA CENTER".

Page 32, line 18, after "LICENSED" insert "MEDICAL MARIJUANA CENTER".

Page 35, after line 17 insert:

"(3) A STATE CHARTERED BANK OR A CREDIT UNION MAY LOAN MONEY TO ANY PERSON LICENSED PURSUANT TO THIS ARTICLE FOR THE OPERATION OF A LICENSED BUSINESS."

Page 48, line 7, strike "STATE".

Page 48, line 8, strike "OR".

Page 50, line 1, strike "OR".

Page 50, line 5, strike "SOLD." and substitute "SOLD; OR".

Page 50, after line 5, insert:

"(1) TO SELL, SERVE, OR DISTRIBUTE MEDICAL MARIJUANA AT ANY TIME OTHER THAN BETWEEN THE HOURS OF 8:00 A.M. AND 7:00 P.M. MONDAY THROUGH SUNDAY."

Page 50, line 27, strike "C.R.S. IF THE" and substitute "C.R.S.; EXCEPT FOR VIOLATIONS THAT WOULD ALSO CONSTITUTE A VIOLATION OF TITLE 18, C.R.S., WHICH VIOLATION SHALL BE CHARGED AND PROSECUTED PURSUANT TO TITLE 18, C.R.S.".

Page 51, strike lines 1 through 3.

Page 53, line 14, after the semicolon add "EXCEPT THAT THE ACT OF SUPPLYING MEDICAL MARIJUANA OR MARIJUANA PARAPHERNALIA, BY ITSELF, IS INSUFFICIENT TO CONSTITUTE "SIGNIFICANT RESPONSIBILITY FOR MANAGING THE WELL-BEING OF A PATIENT";".

Page 56, line 24, strike "TO PASS".

Page 56, strike lines 25 through 27.

Page 57, strike line 1.

Page 58, strike lines 20 through 23 and substitute "SECTION; EXCEPT THAT, WHEN A PHYSICIAN'S VIOLATION IS THE BASIS FOR ADVERSE ACTION, THE STATE HEALTH AGENCY MAY ONLY DENY OR REVOKE A PATIENT'S APPLICATION OR REGISTRY IDENTIFICATION CARD WHEN THE PHYSICIAN'S VIOLATION IS RELATED TO THE ISSUANCE OF A MEDICAL MARIJUANA RECOMMENDATION."

Page 63, line 23, strike "**Medical**" and substitute "**Director of**" and after "**enforcement**" insert "**and medical marijuana enforcement**".

Page 66, strike lines 13 through 16 and substitute "THE FIRST TWO MILLION DOLLARS OF SALES TAXES ATTRIBUTABLE TO SALES TAXES PAID BY PERSONS OR ENTITIES LICENSED BY ARTICLE 43.3 OF TITLE 12, C.R.S., OR EQUALLY APPROPRIATE THE SALES TAXES ATTRIBUTABLE TO SALES TAXES PAID BY PERSONS OR ENTITIES LICENSED BY ARTICLE 43.3 OF TITLE 12, C.R.S., IF LESS THAN TWO MILLION DOLLARS IS GENERATED."

Page 71, line 18, strike "12-43.3-103 and 12-43.3-104" and substitute "12-43.3-103, 12-43.3-104, and 12-43.3-106".

Page 71, line 19, after "12," insert "Colorado Revised Statutes,".

Page 71, line 21, after "2," insert, "4, 5, 6," and strike "15" and substitute

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"16".

Page 71, line 23, strike "12" and substitute "13".

Page 71, line 26, strike "13" and substitute "14" and after "effect" insert "only".

SENATE SERVICES REPORT

Correctly Printed: SB10-204 and 205; SJR10-047.
Correctly Engrossed: SB10-064, 184 and 194; SJR10-040.
Correctly Reengrossed: SB10-002, 013, 144, 161, 179 and 180.
Correctly Revised: HB10-1035, 1045, 1051, 1053, 1106, 1125, 1161, 1210, 1224, 1228, 1243, 1260, 1267, 1291, 1330, 1333, 1335, 1341, 1348, 1359, 1362 and 1363.
Correctly Rerevised: HB10-1060, 1221, 1342 and 1355.

MESSAGE FROM THE HOUSE

April 28, 2010

The Speaker announced the following change in sponsorship on SB10-190. Representative Pommer to be removed as dual prime sponsor.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB10-1360, amended as printed in House Journal, April 27, page 1434. HB10-1374, amended as printed in House Journal, April 27, page 1435.

The House has adopted the First Report of the First Conference Committee on HB10-1099, as printed in House Journal, April 14, page 1226, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB10-1171, as printed in House Journal, April 27, page 1449, and has repassed the bill as amended.

The House has voted to concur in the Senate amendments to HB10-1118, 1147 1149, 1328, 1332, and has repassed the bills as so amended.

The House has adopted and returns herewith SJR10-046.

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 Wednesday, April 28 was laid over until Thursday, April 29, retaining its place on the calendar.

General Orders -- Second Reading of Bills: HB10-1141, SB10-167, HB10-1351.
Consideration of Resolutions: SJR10-033, SJR10-039, SJR10-041, SJR10-042, SJR10-043, SR10-009, SJR10-047.
Consideration of Memorials: SJM10-002.
Consideration of House Amendments to Senate Bills: SB10-071, SB10-153, SB10-159, SB10-162.
Consideration of Governor's Appointments:
Board of Directors of Denver Metropolitan Major League Stadium District
Members of the Colorado Channel Authority Board of Directors
Members of the Charter School Institute Board
Consideration of Conference Committee Reports: SB10-109.
Conference Committees to Report: HB10-1273, HB10-1252, HJR10-1015.
Requests for Conference Committee: HB10-1188.

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TRIBUTES

Honoring:

- Catherine Beckel - - By Senator Scheffel.
- Katlyn Ducote - - By Senator Scheffel.
- Lyndsey Heffner - - By Senator Scheffel.
- Michelle Hicks - - By Senator Scheffel.
- Erica Vlahinos - - By Senator Scheffel.
- Ian Bruns - - By Senator Scheffel.
- Marguerite Salazar - - By Senator Schwartz.
- Breanne Daymon - - By Senator Penry.
- Jennifer Rauen - - By Senator Penry.
- Kayla Golub - - By Senator Penry.
- Shae Roberts - - By Senator Penry.
- Adrienne Petch - - By Senator Penry.
- Amanda Stites - - By Senator Penry.

On motion of Senator Morse, the Senate adjourned until 9:00 a.m., Thursday, April 29, 2010.

Approved:

Brandon C. Shaffer
 President of the Senate

Attest:

Karen Goldman
 Secretary of the Senate

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