

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

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8th Legislative Day Wednesday, January 20, 2010

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Prayer	By the chaplain, Reverend Vern Rempel, First Mennonite Church of Denver.	11
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Call to Order	By the President at 9:00 a.m.	13
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Pledge	By Senator Boyd.	15
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Roll Call	Present--34.	17
	Excused--1, Romer.	18
	Present later--1, Romer.	19
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Quorum	The President announced a quorum present.	22
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Reading of Journal	On motion of Senator Scheffel, reading of the Journal of Tuesday, January 19, 2010, was dispensed with and the Journal was approved as corrected by the Secretary.	24
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**MESSAGE FROM THE HOUSE**

January 19, 2010

The House has adopted and returns herewith SJR10-005.

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**COMMITTEE OF REFERENCE REPORTS**

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that <b>SJR10-002</b> be referred to the Senate for final action.	39 40 41 42
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**MESSAGE FROM THE GOVERNOR**

January 15, 2010

To the Honorable Senate  
 Sixty-eighth General Assembly  
 First Regular Session  
 State Capitol  
 Denver, CO 80203

Ladies and Gentlemen:

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

**SB10-036** CONCERNING REQUIRING THE DEPARTMENT OF EDUCATION TO PREPARE AN ANNUAL REPORT ANALYZING EDUCATOR PREPARATION PROGRAM EFFECTIVENESS USING DATA OBTAINED THROUGH THE EDUCATOR IDENTIFIER SYSTEM.

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Approved January 15, 2010 at 2:09 pm.

Sincerely,  
Bill Ritter, Jr.  
Governor  
Rec'd 01/19/2010, 10:21 a.m.  
Karen Goldman, Secretary of the Senate

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the rules were suspended for consideration of resolutions.

**CONSIDERATION OF RESOLUTIONS**

**SJR10-002** by Senator(s) Heath, Brophy, Morse; also Representative(s) Court, Ferrandino, Gerou-- Concerning a request for a comprehensive tax study.

On motion of Senator Heath, the resolution was **adopted** by the following roll call vote:

YES	34	NO	1	EXCUSED	0	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	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	Y	Scheffel	Y	Williams	Y
Harvey	Y	Lundberg	Y	Schultheis	Y	President	Y
Heath	Y	Mitchell	Y	Schwartz	Y		

Co-sponsors added: Bacon, Boyd, Carroll M., Gibbs, Hodge, Hudak, Johnston, Keller, Newell, Romer, Sandoval, Schwartz, Shaffer B., Steadman, Tapia, Tochtrop, Whitehead and Williams.

**INTRODUCTION OF BILLS -- FIRST READING**

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

- SB10-084** by Senator(s) Tochtrop, Carroll M.; also Representative(s) Gagliardi--Concerning the creation of a Colorado peace officers' bill of rights.  
Judiciary
- SB10-085** by Senator(s) Scheffel; also Representative(s) Priola--Concerning the creation of a business personal property tax exemption reimbursement pilot program.  
State, Veterans & Military Affairs
- SB10-086** by Senator(s) Scheffel; also Representative(s) Priola--Concerning a phased-in exemption for fully depreciated business personal property.  
State, Veterans & Military Affairs
- SB10-087** by Senator(s) Steadman; also Representative(s) Liston--Concerning the authority of the secretary of state in connection with the regulation of lobbyists.  
State, Veterans & Military Affairs
- SB10-088** by Senator(s) Johnston; also Representative(s) Massey--Concerning authorization of two-year degrees with academic designation.  
Education
- SB10-089** by Senator(s) Schultheis, Harvey, Lundberg, Cadman, Renfroe, Mitchell, Scheffel, King K., Brophy; also Representative(s) Sonnenberg--Concerning the creation of religious bills of rights for individuals connected to public schools.

	Judiciary	1
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<b>SB10-090</b>	by Senator(s) Johnston; also Representative(s) Riesberg--Concerning the creation of the Colorado bioscience and clean technology capital investment bulletin board. Business, Labor and Technology	3 4 5 6
<b>SB10-091</b>	by Senator(s) Harvey; also Representative(s) Stephens--Concerning requiring local education providers to maintain on-line public access to financial data, and, in connection therewith, enacting the "Public School Financial Transparency Act". State, Veterans & Military Affairs	7 8 9 10 11
<b>SB10-092</b>	by Senator(s) Schultheis, Brophy, Cadman, Harvey, Kopp, Lundberg, Renfroe, Mitchell, Scheffel, King K.; also Representative(s) King S., Sonnenberg, Gardner C., Stephens, Waller, Bradford, Baumgardner--Concerning the exemption from federal regulation of certain items related to exercising the right to bear arms. State, Veterans & Military Affairs	12 13 14 15 16 17
<b>SB10-093</b>	by Senator(s) Lundberg; --Concerning the orderly resolution of claims in foreclosures involving junior liens. Business, Labor and Technology	18 19 20 21
<b>SB10-094</b>	by Senator(s) Steadman, Bacon, Newell, Schwartz, Boyd, Carroll M., Foster, Heath, Hudak, Johnston, Romer, Spence, Tapia, Tochtrop, Whitehead, Williams; also Representative(s) Rice, Benefield, Ferrandino, Fischer, Frangas, Gagliardi, Hulinghorst, Kerr A., Labuda, Massey, McFadyen, Merrifield, Middleton, Miklosi, Peniston, Ryden, Scanlan, Schafer S., Solano, Todd, Vigil--Concerning the definition of capital construction appropriation for purposes of the art in public places program administered by the state council on the arts. Business, Labor and Technology	22 23 24 25 26 27 28 29
<b>SB10-095</b>	by Senator(s) Renfroe, Lundberg, Mitchell, Harvey, Schultheis, Cadman, Brophy, Penry, Scheffel; also Representative(s) Vaad, Nikkel, DelGrosso--Concerning the automobile inspection and readjustment program, and, in connection therewith, repealing the substantive changes effected by Senate Bill 09-003 by moving Weld and Larimer counties from the enhanced emissions program back to the basic emissions program, reinstating the geographical boundaries of the program area to the specifications that existed prior to the passage of Senate Bill 09-003, and restoring criteria used to determine which motor vehicles qualify as collector's items. State, Veterans & Military Affairs	30 31 32 33 34 35 36 37 38 39 40
<b>SB10-096</b>	by Senator(s) Renfroe, Brophy, Harvey, Lundberg, Penry, Schultheis; also Representative(s) DelGrosso--Concerning a requirement that utilities disclose costs associated with customers' utility bills. Local Government and Energy	41 42 43 44 45
<b>SB10-097</b>	by Senator(s) Boyd; also Representative(s) Gagliardi--Concerning the method by which a county home rule charter commission is created for the purpose of proposing a home rule charter. Local Government and Energy	46 47 48 49 50
<b>SB10-098</b>	by Senator(s) Tochtrop; also Representative(s) Sonnenberg--Concerning the allocation of moneys to promote conservation of the state's natural resources. Agriculture and Natural Resources	51 52 53 54
<b>SB10-099</b>	by Senator(s) Cadman, Morse, Penry; --Concerning the acceptance by members of the general assembly from a joint governmental agency of this state of the payment of or reimbursement for certain expenses related to the member's attendance at a meeting of the joint governmental agency. Judiciary	55 56 57 58 59 60
<b>SB10-100</b>	by Senator(s) Schwartz, Carroll M., Foster, Gibbs, Heath, Newell, Romer; also Representative(s) Miklosi--Concerning greater financing flexibility for local districts organized for purposes related to energy. Local Government and Energy	61 62 63 64 65
<b>SB10-101</b>	by Senator(s) Gibbs, Schwartz, Romer, Bacon, Cadman, Hudak, Johnston, Kester, Sandoval, Scheffel, Steadman, Tapia, White; also Representative(s) Scanlan and Massey, Balmer, Baumgardner, Curry, Frangas, Liston, Merrifield, Pace--Concerning authorizing Colorado mountain college to offer baccalaureate degrees. Education	66 67 68 69 70 71
<b>SB10-102</b>	by Senator(s) Gibbs; also Representative(s) Fischer--Concerning the certification of users of	72

	prescribed fire according to standards established by the Colorado state forest service.	1
	Agriculture and Natural Resources	2
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<b>SB10-103</b>	by Senator(s) Sandoval, Schwartz, Gibbs, Harvey, Hudak, Kester, Morse, Romer, Tochtrop, White, Williams; also Representative(s) Baumgardner, Bradford, Fischer, Frangas, Gardner B., Kerr A., McFadyen, McNulty, Miklosi, Murray, Nikkel, Primavera, Priola, Solano, Tyler--Concerning the creation of a Colorado state parks special license plate.	4
	Transportation	5
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<b>SB10-104</b>	by Senator(s) Lundberg, Penry, Brophy, Renfroe, Cadman, Scheffel; also Representative(s) Murray, Kerr J., Baumgardner, DelGrosso--Concerning the conduct of voter registration drives, and, in connection therewith, requiring voter registration drive circulators to be registered electors of the state and to submit an affidavit and photo identification, requiring voter registration drive organizers to submit a list of circulators to the secretary of state, requiring the secretary of state to assign unique identifying numbers to circulators, and requiring voter registration drive agents to make themselves available for legal proceedings.	10
	State, Veterans & Military Affairs	11
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<b>SB10-105</b>	by Senator(s) Cadman, Kester, Kopp, Penry; --Concerning a prohibition on the expenditure of state moneys to disseminate information in the mass media that features specified elected state officials.	19
	State, Veterans & Military Affairs	20
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<b>SB10-106</b>	by Senator(s) Bacon, Boyd, Newell, Sandoval; also Representative(s) Looper--Concerning the creation of a food systems advisory council.	24
	Health and Human Services	25
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<b>SB10-107</b>	by Senator(s) Williams, Bacon, Heath, Spence, Steadman, Tapia; also Representative(s) Todd, Ryden, Merrifield, Schafer S., Solano--Concerning the use of American Indian mascots by public high schools.	28
	Education	29
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<b>SB10-108</b>	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.	33
	Education	34
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<b>SB10-109</b>	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.	39
	Health and Human Services	40
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<b>SB10-110</b>	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.	44
	Transportation	45
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**COMMITTEE OF REFERENCE REPORTS**

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Finance	After consideration on the merits, the Committee recommends that <b>SJR10-003</b> be referred to the Senate for final action.	54
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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that <b>SB10-035</b> be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	57
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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that <b>SB10-031</b> be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	62
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On motion of Senator Morse, the Senate adjourned until 9:00 a.m., Thursday, January 21, 2010.

Approved:

Brandon C. Shaffer  
President of the Senate

Attest:

Karen Goldman  
Secretary of the Senate

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