

HOUSE JOURNAL
SIXTY-EIGHTH GENERAL ASSEMBLY
STATE OF COLORADO
First Regular Session

Eighty-fourth Legislative Day

Tuesday, April 5, 2011

1 The Speaker *Pro tempore* called the House to order at 9:00 a.m.
2
3 Prayer by Acharya Kailash Upadhyay, Hindu temple at the Cultural
4 Center of Colorado, Littleton.
5
6 Pledge of Allegiance led by Peter Barstad, Christopher Boham, and Tate
7 Bredenkamp, Home Schooled from Castle Rock.
8
9 The roll was called with the following result:

10
11 Present--61.
12 Excused--Representative(s) Balmer, Bradford, McKinley,
13 Williams A.--4.
14 Present after roll call--Representative(s) Bradford, Williams A.
15

16 The Speaker declared a quorum present.
17
18

19 On motion of Representative Joshi, the reading of the journal of
20 April 4, 2011, was declared dispensed with and approved as corrected by
21 the Chief Clerk.
22
23

24
25 **CONSIDERATION OF CONFERENCE COMMITTEE REPORT(S)**
26

27 **HB11-1069** by Representative(s) Massey and Fields; also Senator(s)
28 Aguilar--Concerning measures to increase physical
29 activity in public schools.
30

31 (Conference committee report printed in House Journal, March 31,
32 page 844.)
33

34 On motion of Representative Fields, the Conference Committee Report
35 was **adopted** by the following roll call vote:
36

	YES	57	NO	2	EXCUSED	6	ABSENT	0
38	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
39	Balmer	E	Gardner B.	Y	Looper	Y	Solano	Y
40	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	N
41	Baumgardner	Y	Gerou	E	McCann	Y	Soper	Y
42	Becker	E	Hamner	Y	McKinley	E	Stephens	Y
43	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y

1	Bradford	E	Hullinghorst	Y	Murray	Y	Swalm	Y
2	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
3	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
4	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
5	Coram	N	Kefalas	Y	Peniston	Y	Tyler	Y
6	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
7	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
8	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
9	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
10	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
11							Speaker	E

12

13 The question being "Shall the bill, as amended, pass?".

14 A roll call vote was taken. As shown by the following recorded vote, a
 15 majority of those elected to the House voted in the affirmative and the
 16 bill, as amended, was declared **repassed**.

17

18	YES	36	NO	23	EXCUSED	6	ABSENT	0
19	Acree	N	Fischer	Y	Liston	N	Scott	N
20	Balmer	E	Gardner B.	N	Looper	N	Solano	Y
21	Barker	N	Gardner D.	Y	Massey	Y	Sonnenberg	N
22	Baumgardner	N	Gerou	E	McCann	Y	Soper	Y
23	Becker	E	Hamner	Y	McKinley	E	Stephens	N
24	Beezley	N	Holbert	N	Miklosi	Y	Summers	Y
25	Bradford	E	Hullinghorst	Y	Murray	N	Swalm	N
26	Brown	N	Jones	Y	Nikkel	N	Swerdfeger	Y
27	Casso	Y	Joshi	N	Pabon	Y	Szabo	N
28	Conti	N	Kagan	Y	Pace	Y	Todd	Y
29	Coram	N	Kefalas	Y	Peniston	Y	Tyler	Y
30	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
31	DelGrosso	N	Kerr J.	Y	Ramirez	N	Vigil	Y
32	Duran	Y	Labuda	Y	Riesberg	Y	Waller	N
33	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
34	Fields	Y	Levy	N	Schafer S.	Y	Wilson	Y
35							Speaker	E

36 Co-sponsor(s) added: Representative(s) Kerr A.

37

38

39

40 **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS**

41

42 **HB11-1169** by Representative(s) Levy, Court, Fischer, Gardner B.,
 43 Labuda, Lee, Looper, McCann, Peniston, Ryden, Waller,
 44 Wilson; also Senator(s) Heath--Concerning information-
 45 sharing at Colorado state institutions of higher education.

46

47 (Amended as printed in Senate Journal, March 25, page 574.)

48

49 Representative Levy moved that the House **concur** in Senate
 50 amendments. The motion was declared **passed** by the following roll call
 51 vote:

52

53	YES	59	NO	0	EXCUSED	6	ABSENT	0
54	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
55	Balmer	E	Gardner B.	Y	Looper	Y	Solano	Y
56	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y

1	Baumgardner	Y	Gerou	E	McCann	Y	Soper	Y
2	Becker	E	Hamner	Y	McKinley	E	Stephens	Y
3	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
4	Bradford	E	Hullinghorst	Y	Murray	Y	Swalm	Y
5	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
6	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
7	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
8	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
9	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
10	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
11	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
12	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
13	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
14							Speaker	E

16 The question being, "Shall the bill, as amended, pass?".
 17 A roll call vote was taken. As shown by the following recorded vote, a
 18 majority of those elected to the House voted in the affirmative, and the
 19 bill, as amended, was declared **repassed**.

	YES	45	NO	14	EXCUSED	6	ABSENT	0
22	Acree	Y	Fischer	Y	Liston	N	Scott	N
23	Balmer	E	Gardner B.	Y	Looper	Y	Solano	Y
24	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	N
25	Baumgardner	N	Gerou	E	McCann	Y	Soper	Y
26	Becker	E	Hamner	Y	McKinley	E	Stephens	Y
27	Beezley	N	Holbert	N	Miklosi	Y	Summers	Y
28	Bradford	E	Hullinghorst	Y	Murray	N	Swalm	N
29	Brown	N	Jones	Y	Nikkel	Y	Swerdfeger	Y
30	Casso	Y	Joshi	N	Pabon	Y	Szabo	N
31	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
32	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
33	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
34	DelGrosso	N	Kerr J.	N	Ramirez	N	Vigil	Y
35	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
36	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
37	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
38							Speaker	E

39 Co-sponsor(s) added: Representative(s) Vigil.

41 **HB11-1181** by Representative(s) Kefalas; also Senator(s) Newell--
 42 Concerning the department of human services child
 43 fatality review team.

45 (Amended as printed in Senate Journal, March 25, page 574, and on Third
 46 Reading as printed in Senate Journal March 30.)

48 Representative Kefalas moved that the House **concur** in Senate
 49 amendments. The motion was declared **passed** by the following roll call
 50 vote:

	YES	59	NO	0	EXCUSED	6	ABSENT	0
53	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
54	Balmer	E	Gardner B.	Y	Looper	Y	Solano	Y
55	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
56	Baumgardner	Y	Gerou	E	McCann	Y	Soper	Y

1	Becker	E	Hamner	Y	McKinley	E	Stephens	Y
2	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
3	Bradford	E	Hullinghorst	Y	Murray	Y	Swalm	Y
4	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
5	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
6	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
7	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
8	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
9	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
10	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
11	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
12	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
13							Speaker	E

14

15 The question being, "Shall the bill, as amended, pass?".

16 A roll call vote was taken. As shown by the following recorded vote, a
 17 majority of those elected to the House voted in the affirmative, and the
 18 bill, as amended, was declared **repassed**.

19

20	YES	54	NO	5	EXCUSED	6	ABSENT	0
21	Acree	Y	Fischer	Y	Liston	N	Scott	N
22	Balmer	E	Gardner B.	Y	Looper	Y	Solano	Y
23	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	N
24	Baumgardner	N	Gerou	E	McCann	Y	Soper	Y
25	Becker	E	Hamner	Y	McKinley	E	Stephens	Y
26	Beezley	Y	Holbert	N	Miklosi	Y	Summers	Y
27	Bradford	E	Hullinghorst	Y	Murray	Y	Swalm	Y
28	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
29	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
30	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
31	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
32	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
33	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
34	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
35	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
36	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
37							Speaker	E

38 Co-sponsor(s) added: Representative(s) Solano, Vigil, Wilson.

39

40 **HB11-1126** by Representative(s) Duran; also Senator(s) Hudak--
 41 Concerning measures to encourage greater parent
 42 involvement in public schools.

43

44 (Amended as printed in Senate Journal, April 1, page 624.)

45

46 Representative Duran moved that the House **concur** in Senate
 47 amendments. The motion was declared **passed** by the following roll call
 48 vote:

49

50	YES	59	NO	0	EXCUSED	6	ABSENT	0
51	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
52	Balmer	E	Gardner B.	Y	Looper	Y	Solano	Y
53	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
54	Baumgardner	Y	Gerou	E	McCann	Y	Soper	Y
55	Becker	E	Hamner	Y	McKinley	E	Stephens	Y
56	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y

1	Bradford	E	Hullinghorst	Y	Murray	Y	Swalm	Y
2	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
3	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
4	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
5	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
6	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
7	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
8	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
9	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
10	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
11							Speaker	E

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

17	YES	41	NO	18	EXCUSED	6	ABSENT	0
19	Acree	N	Fischer	Y	Liston	Y	Scott	N
20	Balmer	E	Gardner B.	N	Looper	N	Solano	Y
21	Barker	N	Gardner D.	Y	Massey	Y	Sonnenberg	N
22	Baumgardner	N	Gerou	E	McCann	Y	Soper	Y
23	Becker	E	Hamner	Y	McKinley	E	Stephens	N
24	Beezley	N	Holbert	N	Miklosi	Y	Summers	Y
25	Bradford	E	Hullinghorst	Y	Murray	Y	Swalm	N
26	Brown	N	Jones	Y	Nikkel	N	Swerdfeger	Y
27	Casso	Y	Joshi	N	Pabon	Y	Szabo	Y
28	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
29	Coram	N	Kefalas	Y	Peniston	Y	Tyler	Y
30	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
31	DelGrosso	N	Kerr J.	N	Ramirez	Y	Vigil	Y
32	Duran	Y	Labuda	Y	Riesberg	Y	Waller	N
33	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
34	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
35							Speaker	E

36
37
38
39
40 On motion of Representative Stephens, **HB11-1157, 1196, 1274, 1283,**
41 **SB11-037, 094** were made Special Orders on Tuesday, April 5, 2011, at
42 9:44 a.m.

43
44
45 The hour of 9:44 a.m., having arrived, on motion of Representative Scott,
46 the House resolved itself into Committee of the Whole for consideration
47 of Special Orders and he was called to the Chair to act as Chairman.

48 49 50 **SPECIAL ORDERS--SECOND READING OF BILLS**

51
52 The Committee of the Whole having risen, the Chairman reported the
53 titles of the following bills had been read (reading at length had been
54 dispensed with by unanimous consent), the bills considered and action
55 taken thereon as follows:
56

1 (Amendments to the committee amendment are to the printed committee
2 report which was printed and placed in the members' bill file.)
3

4 **HB11-1157** by Representative(s) Casso--Concerning the exemption
5 from the heavy-duty diesel inspection program of heavy-
6 duty diesel vehicles based outside the program area as part
7 of a fleet registered in the program area.
8

9 Amendment No. 1, Transportation, dated February 16, 2011, and placed
10 in member's bill file; Report also printed in House Journal, February 17,
11 pages 322-323.
12

13 Amendment No. 2, Appropriations, dated April 1, 2011, and placed in
14 member's bill file; Report also printed in House Journal, April 4,
15 pages 851-852.
16

17 As amended, ordered engrossed and placed on the Calendar for Third
18 Reading and Final Passage.
19

20 **HB11-1196** by Representative(s) Summers; also Senator(s) Foster--
21 Concerning measures to increase flexibility in funding
22 services for families.
23

24 Amendment No. 1, Local Government, dated February 21, 2011, and
25 placed in member's bill file; Report also printed in House Journal,
26 February 22, page 396.
27

28 Amendment No. 2, by Representative(s) Summers.
29

30 Amend the Local Government committee report, dated February 21,
31 2011, page 1, strike lines 1 through 7 and substitute "Amend printed bill,
32 page 2, strike lines 10 and 11 and substitute "families who are involved
33 in, OR WHO ARE AT RISK OF BEING INVOLVED IN, the child welfare,".
34

35 Amendment No. 3, by Representative(s) Summers.
36

37 Amend printed bill, page 2, after line 1, insert:
38

39 "SECTION 1. 26-5.5-103 (1), Colorado Revised Statutes, is
40 amended to read:
41

42 **26-5.5-103. Definitions.** As used in this article, unless the context
43 otherwise requires:
44

45 (1) "At-risk family" means a family unit with a child who meets
46 out-of-home placement criteria as established by the state board OR WHO,
47 WITHOUT INTERVENTION, RISKS CONTINUED INVOLVEMENT WITH THE
48 CHILD WELFARE SYSTEM AS ESTABLISHED BY THE STATE BOARD."
49

50 Renumber succeeding sections accordingly.
51

52 Page 2, line 2, strike "(b)," and substitute "(b) and (4) (a) (I)," and strike
53 "is" and substitute "are".
54

55 Page 2, after line 12, insert:
56

1 "(4) (a) Intensive services shall be available for an at-risk family
2 in the family home, as deemed necessary by the family development
3 specialist. Intensive services shall include, at a minimum:
4

5 (I) Family preservation services described in subsection (3) of this
6 section; except that the screening of a family for intensive services shall
7 occur within twenty-four hours after referral by the investigating or
8 placement agency to decide the appropriateness of providing intensive
9 services to the family where the child has been determined by the
10 investigating or placement agency to be at imminent risk of out-of-home
11 placement OR AT RISK OF CONTINUED INVOLVEMENT IN THE CHILD
12 WELFARE SYSTEM;"

13
14 Amendment No. 4, by Representative(s) Summers.

15
16 Amend printed bill, page 5, after line 8, insert:

17
18 "**SECTION 5.** 26-5.5-103 (1.5), Colorado Revised Statutes, is
19 repealed as follows:

20
21 **26-5.5-103. Definitions.** As used in this article, unless the context
22 otherwise requires:

23
24 (1.5) ~~"Family development specialist" means a person who meets~~
25 ~~the qualification criteria and training standards that the executive director~~
26 ~~of the state department shall establish through the adoption of rules.~~

27
28 **SECTION 6.** The introductory portion to 26-5.5-104 (4) (a) and
29 26-5.5-104 (4) (a) (II) and (4) (a) (III), Colorado Revised Statutes, are
30 amended to read:

31
32 **26-5.5-104. Statewide family preservation program - creation**
33 **- single state agency designated - program criteria established -**
34 **available services - powers and duties of agencies - local oversight -**
35 **feasibility report.** (4) (a) Intensive services shall be available for an
36 at-risk family in the family home, as deemed necessary by the family
37 development specialist COUNTY DEPARTMENT. Intensive services shall
38 include, at a minimum:

39
40 (II) Crisis intervention, including in-home counseling, by a family
41 development specialist CASE MANAGER OR CASE WORKER, which
42 intervention shall be available on a twenty-four-hour basis;

43
44 (III) Concentrated assistance in the development and enhancement
45 of parenting skills, stress reduction, and problem-solving from a family
46 development specialist CASE MANAGER OR CASE WORKER; and".

47
48 Renumber succeeding section accordingly.

49
50 Amendment No. 5, by Representative(s) Summers.

51
52 Amend printed bill, page 4, line 9, strike "SHALL RETAIN" and substitute
53 "MAY RETAIN UP TO".

54
55 Page 4, line 11, after the period add "IN ADDITION, THE STATE, IN
56 ACCORDANCE WITH THE PROVISIONS OF SECTION 26-1-109 (4) (d), SHALL

1 RECOVER ANY FEDERAL FUNDS RECEIVED BY THE COUNTY THROUGH THE
2 CERTIFICATION OF PUBLIC EXPENDITURES THAT ARE SUBSEQUENTLY
3 DETERMINED TO BE INELIGIBLE FOR FEDERAL REIMBURSEMENT."

4

5 Page 5, line 6, strike "SHALL" and substitute "MAY RETAIN UP TO".

6

7 Page 5, line 7, strike "RETAIN".

8

9 Page 5, line 8, after the period add "IN ADDITION, THE STATE, IN
10 ACCORDANCE WITH THE PROVISIONS OF SECTION 26-1-109 (4) (d), C.R.S.,
11 SHALL RECOVER ANY FEDERAL FUNDS RECEIVED BY THE COUNTY
12 THROUGH THE CERTIFICATION OF PUBLIC EXPENDITURES THAT ARE
13 SUBSEQUENTLY DETERMINED TO BE INELIGIBLE FOR FEDERAL
14 REIMBURSEMENT."

15

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

18

19 **HB11-1274** by Representative(s) Sonnenberg; also Senator(s)
20 Schwartz--Concerning the funding of Colorado water
21 conservation board projects, and making appropriations in
22 connection therewith.

23

24 Ordered engrossed and placed on the Calendar for Third Reading and
25 Final Passage.

26

27 **HB11-1283** by Representative(s) Gerou and Riesberg, Massey; also
28 Senator(s) Steadman--Concerning the extension of the
29 bioscience discovery evaluation grant program.

30

31 Ordered engrossed and placed on the Calendar for Third Reading and
32 Final Passage.

33

34 **SB11-037** by Senator(s) Heath; also Representative(s) Kerr J.--
35 Concerning the creation of a world war II special license
36 plate, and making an appropriation therefor.

37

38 Amendment No. 1, Transportation, dated March 16, 2011, and placed in
39 member's bill file; Report also printed in House Journal, March 17,
40 page 667.

41

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

44

45

46 **SB11-094** by Senator(s) Boyd, Aguilar, Carroll, Foster, Newell,
47 White; also Representative(s) Summers--Concerning the
48 continuation of the state board of optometric examiners,
49 and, in connection therewith, implementing the sunset
50 review recommendations of the department of regulatory
51 agencies, and making an appropriation.

52

53 Amendment No. 1, Health & Environment, dated March 17, 2011, and
54 placed in member's bill file; Report also printed in House Journal,
55 March 18, pages 688-696.

56

1 Amendment No. 2, Appropriations, dated April 1, 2011, and placed in
 2 member's bill file; Report also printed in House Journal, April 4,
 3 page 853.

4
 5 As amended, ordered revised and placed on the Calendar for Third
 6 Reading and Final Passage.

7
 8
 9
 10 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

11
 12 Passed Second Reading: **HB11-1157 amended, 1196 amended, 1274,**
 13 **1283, SB11-037 amended, 094 amended.**

14
 15 The Chairman moved the adoption of the Committee of the Whole
 16 Report. As shown by the following roll call vote, a majority of those
 17 elected to the House voted in the affirmative, and the Report was
 18 **adopted.**

19
 20

	YES	63	NO	0	EXCUSED	2	ABSENT	0
21	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
22	Balmer	E	Gardner B.	Y	Looper	Y	Solano	Y
23	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
24	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
25	Becker	Y	Hamner	Y	McKinley	E	Stephens	Y
26	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
27	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
28	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
29	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
30	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
31	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
32	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
33	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
34	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
35	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
36	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
37							Speaker	Y

38
 39
 40
 41 House in recess. House reconvened.
 42
 43
 44

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

46 **AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES**

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

49
 50
 51 **HB11-1223** be amended as follows, and as so amended, be referred to
 52 the Committee on Appropriations with favorable
 53 recommendation:

54
 55 Amend printed bill, page 2, strike lines 6 through 19.
 56

1 Page 3, strike lines 1 through 12 and substitute:

2

3 ~~"shall consist~~ CONSISTS of ~~nine~~ ELEVEN members, ~~seven~~ NINE of whom
 4 ~~shall be~~ ARE appointed by the governor with the consent of the senate and
 5 two of whom, the executive director of the department of natural
 6 resources and the executive director of the department of public health
 7 and environment, ~~shall be~~ ARE ex officio ~~voting~~ NONVOTING members.
 8 ~~At least two~~ THE GOVERNOR SHALL APPOINT THE NINE VOTING MEMBERS
 9 IN ACCORDANCE WITH THE FOLLOWING:

10

11 (A) **Geographical representation.** AT LEAST THREE members
 12 shall be appointed from west of the continental divide, ONE MEMBER
 13 FROM THE EASTERN SLOPE, and, to the extent possible, consistent with this
 14 paragraph (a), the other members shall be appointed taking into account
 15 the need for geographical representation of other areas of the state with
 16 high levels of oil and gas activity or employment. THE MEMBER
 17 APPOINTED FROM THE EASTERN SLOPE AND AT LEAST ONE MEMBER
 18 APPOINTED FROM WEST OF THE CONTINENTAL DIVIDE MUST BE MEMBERS
 19 WITH SUBSTANTIAL EXPERIENCE IN THE OIL AND GAS INDUSTRY.

20

21 (B) **Particular qualifications.** ~~Three~~ FIVE members ~~shall be~~
 22 ~~individuals with~~ MUST HAVE substantial experience in the oil and gas
 23 industry, and at least two of ~~said three~~ THOSE FIVE members ~~shall~~ MUST
 24 have a college degree in petroleum geology or petroleum engineering;
 25 one member shall be a local government official; one member shall have
 26 formal training or substantial experience in environmental or wildlife
 27 protection; one member shall have formal training or substantial
 28 experience in soil conservation or reclamation; and one member shall be
 29 actively engaged in agricultural production and also be a royalty owner.

30

31 (C) **Political party affiliation.** Excluding the executive directors
 32 from consideration, no more than ~~four~~ FIVE members of the commission
 33 shall be members of the same political party."

34

35 Page 1, strike lines 102 through 106 and substitute "CONSERVATION
 36 COMMISSION."

37

38

39

40

41 **EDUCATION**

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

44

45 **SB11-188** be amended as follows, and as so amended, be referred to
 46 the Committee of the Whole with favorable
 47 recommendation:

48

49 Amend reengrossed bill, page 5, line 18, strike "ESTABLISHED" and
 50 substitute "EXPENDED".

51

52 Page 6, strike lines 26 and 27.

53

54 Page 7, strike lines 1 through 9.

55

56 Page 8, line 26, strike "(3)," and substitute "(3) (a),".

1 Page 8, line 27, strike "GREATER." and substitute "LATER."
2

3 Page 11, line 1, strike "GREATER." and substitute "LATER."
4

5
6
7 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**
8

9 The Speaker has signed: **HJR11-1013; SB11-007, 081, 082, 084, 110,**
10 **115 and 175.**
11

12
13
14 **DELIVERY OF BILLS TO GOVERNOR**
15

16 The Chief Clerk of the House of Representatives reports the following
17 bills have been delivered to the Office of the Governor: **HB11-1013,**
18 **1124, 1130, 1192, 1206** at 2:22 p.m. on April 5, 2011.
19

20
21
22 **MESSAGE(S) FROM THE SENATE**
23

24 The Senate has passed on Third Reading and transmitted to the Revisor
25 of Statutes:

26
27 SB11-173 amended as printed in Senate Journal, April 1, 2011,
28 page 620.
29

30
31
32 **MESSAGE(S) FROM THE REVISOR**
33

34 We herewith transmit:
35 Without comment, as amended, SB11-173.
36

37
38
39 **LAY OVER OF CALENDAR ITEM(S)**
40

41 On motion of Representative Stephens, the following item(s) on the
42 Calendar (was)were laid over until April 6, retaining place on Calendar:
43

44 Consideration of General Orders--**HB11-1005, 1284, 1282, SB11-063.**
45 Consideration of Senate Amendment(s)--**HB11-1097, 1209, 1185.**
46

47
48
49 On motion of Representative Stephens, the House adjourned until
50 9:00 a.m., April 6, 2011.
51

52 Approved:
53 FRANK McNULTY,
54 Speaker

55 Attest:
56 MARILYN EDDINS,

1 Chief Clerk