

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

Ninety-fourth Legislative Day

Friday, April 15, 2011

1 Prayer by the reverend Russ Matzke, Walsh Baptist Church.  
2  
3 The Speaker called the House to order at 9:00 a.m.  
4  
5 Pledge of Allegiance led by Christopher Love, Kendyl Pearce, Ki Lynn,  
6 Katie Newenn from Cheraw High School.  
7  
8 The roll was called with the following result:  
9  
10 Present--64.  
11 Excused--Representative(s) Beezley--1.

12  
13 The Speaker declared a quorum present.

14 \_\_\_\_\_  
15  
16 On motion of Representative Lee, the reading of the journal of  
17 April 14, 2011, was declared dispensed with and approved as corrected  
18 by the Chief Clerk.

19  
20 \_\_\_\_\_  
21  
22 House in recess. House reconvened.  
23  
24 \_\_\_\_\_

**CONSIDERATION OF RESOLUTION(S)**

25  
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27  
28 **HJR11-1016** by Representative(s) Labuda; also Senator(s) Hudak--  
29 Concerning recognition of the role of libraries in  
30 empowering citizens through access to computer  
31 technology, and, in connection therewith, celebrating  
32 National Library Week.

33  
34 (Printed and placed in members' file)

35  
36 On motion of Representative Labuda, the resolution was read at length  
37 and **adopted** by **viva voce** vote.

38  
39 Current Roll Call added as co-sponsor(s): Representative(s) Acree, Balmer,  
40 Barker, Baumgardner, Becker, Bradford, Brown, Casso, Conti, Coram, Court,  
41 DelGrosso, Duran, Ferrandino, Fields, Fischer, Gardner B., Gardner D., Gerou,  
42 Hamner, Holbert, Hullinghorst, Jones, Joshi, Kagan, Kefalas, Kerr A., Kerr J.,  
43 Lee, Levy, Liston, Looper, Massey, McCann, McKinley, Miklosi, Murray,

1 Nikkel, Pabon, Pace, Peniston, Priola, Ramirez, Riesberg, Ryden, Schafer S.,  
 2 Scott, Solano, Sonnenberg, Soper, Stephens, Summers, Swalm, Swerdfeger,  
 3 Szabo, Todd, Tyler, Vaad, Vigil, Waller, Williams A., Wilson, Speaker.

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6  
7 **THIRD READING OF BILL(S)--FINAL PASSAGE**

8  
9 The following bill(s) was(were) considered on Third Reading. The  
 10 title(s) was(were) publicly read. Reading of the bill at length was  
 11 dispensed with by unanimous consent.

12  
13 **SB11-188** by Senator(s) Bacon and King K.; also Representative(s)  
 14 Casso--Concerning increasing the state's oversight of the  
 15 program that allows the financing of capital construction  
 16 for qualified charter schools.

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

22

	YES	64	NO	0	EXCUSED	1	ABSENT	0
24	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
25	Balmer	Y	Gardner B.	Y	Looper	Y	Solano	Y
26	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
27	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
28	Becker	Y	Hamner	Y	McKinley	Y	Stephens	Y
29	Beezley	E	Holbert	Y	Miklosi	Y	Summers	Y
30	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
31	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
32	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
33	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
34	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
35	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
36	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
37	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
38	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
39	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
40							Speaker	Y

41 Co-sponsor(s) added: Representative(s) Conti, Fields, Labuda, Massey,  
 42 Summers, Todd, Wilson.

43  
44 **HB11-1064** by Representative(s) Waller; also Senator(s) Steadman--  
 45 Concerning a parole presumption pilot program for certain  
 46 drug offenders, and making an appropriation in connection  
 47 therewith.

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

53

	YES	64	NO	0	EXCUSED	1	ABSENT	0
55	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
56	Balmer	Y	Gardner B.	Y	Looper	Y	Solano	Y

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

16 Co-sponsor(s) added: Representative(s) Barker, Conti, Duran, Ferrandino,  
 17 Fields, Fischer, Gardner B., Hullinghorst, Kagan, Kerr J., Labuda, Levy,  
 18 Miklosi, Pace, Ryden, Schafer S., Solano, Summers, Todd, Williams A.,  
 19 Wilson.

20  
 21 **HB11-1265** by Representative(s) Stephens, Waller; also Senator(s)  
 22 Johnston--Concerning the filing of claims for refunds of  
 23 sales or use tax.

24  
 25 The question being "Shall the bill pass?".  
 26 A roll call vote was taken. As shown by the following recorded vote, a  
 27 majority of those elected to the House voted in the affirmative and the bill  
 28 was declared **passed**.

30	YES	64	NO	0	EXCUSED	1	ABSENT	0
31	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
32	Balmer	Y	Gardner B.	Y	Looper	Y	Solano	Y
33	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
34	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
35	Becker	Y	Hamner	Y	McKinley	Y	Stephens	Y
36	Beezley	E	Holbert	Y	Miklosi	Y	Summers	Y
37	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
38	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
39	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
40	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
41	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
42	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
43	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
44	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
45	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
46	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
47							Speaker	Y

48 Co-sponsor(s) added: Representative(s) Becker, Conti, DelGrosso, Ferrandino,  
 49 Fields, Gardner B., Hullinghorst, Kagan, Kerr A., Kerr J., Labuda, Nikkel,  
 50 Pabon, Priola, Schafer S., Summers, Todd, Vaad.

51  
 52  
 53 **HB11-1043** by Representative(s) Massey; also Senator(s) Steadman--  
 54 Concerning medical marijuana, and making an  
 55 appropriation therefor.

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

	YES	52	NO	12	EXCUSED	1	ABSENT	0
7	Acree	N	Fischer	Y	Liston	Y	Scott	Y
8	Balmer	N	Gardner B.	Y	Looper	Y	Solano	Y
9	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
10	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
11	Becker	N	Hamner	Y	McKinley	Y	Stephens	Y
12	Beezley	E	Holbert	N	Miklosi	Y	Summers	Y
13	Bradford	Y	Hullinghorst	N	Murray	Y	Swalm	Y
14	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
15	Casso	N	Joshi	Y	Pabon	N	Szabo	Y
16	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
17	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	N
18	Court	Y	Kerr A.	Y	Priola	Y	Vaad	N
19	DelGrosso	Y	Kerr J.	N	Ramirez	Y	Vigil	Y
20	Duran	Y	Labuda	Y	Riesberg	N	Waller	Y
21	Ferrandino	N	Lee	Y	Ryden	Y	Williams A.	Y
22	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
23							Speaker	Y

24 Co-sponsor(s) added: Representative(s) Labuda.

25  
 26  
 27 **HB11-1288** by Representative(s) Liston and Pabon, DelGrosso,  
 28 Gardner D., Holbert, McNulty, Miklosi, Pace, Peniston,  
 29 Priola, Soper, Swalm, Swerdfeger, Tyler, Williams A.,  
 30 Wilson; also Senator(s) Morse, Aguilar, Shaffer B.,  
 31 Tochtrop, Jahn, Harvey--Concerning unemployment  
 32 insurance solvency reform, and, in connection therewith,  
 33 enacting measures to enhance the solvency of the  
 34 unemployment compensation fund, and making an  
 35 appropriation.

36  
 37 The question being "Shall the bill pass?".  
 38 A roll call vote was taken. As shown by the following recorded vote, a  
 39 majority of those elected to the House voted in the affirmative and the bill  
 40 was declared **passed**.

	YES	63	NO	1	EXCUSED	1	ABSENT	0
43	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
44	Balmer	N	Gardner B.	Y	Looper	Y	Solano	Y
45	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
46	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
47	Becker	Y	Hamner	Y	McKinley	Y	Stephens	Y
48	Beezley	E	Holbert	Y	Miklosi	Y	Summers	Y
49	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
50	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
51	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
52	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
53	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
54	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
55	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
56	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y



**INTRODUCTION OF RESOLUTION**1  
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The following resolution was read by title and laid over one day under the rules:

**HJR11-1017** by Representative(s) Swalm and Casso, Priola, Beezley, Barker, Becker, Bradford, Baumgardner, Joshi, Conti, DelGrosso, Stephens, Szabo, Swerdfeger, Summers, Holbert, Murray, Brown, Balmer, McNulty, Vaad, Ramirez, Acree, Pabon, Soper; also Senator(s) Grantham and White, Lundberg, Mitchell, Cadman, King K., King S., Lambert, Roberts, Scheffel--Concerning a request that Congress call a convention for the limited purpose of considering an amendment to the United States Constitution to require a balanced federal budget and restrain federal spending.

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**LAY OVER OF CALENDAR ITEM(S)**

On motion of Representative Waller, the following item(s) on the Calendar (was)were laid over until April 18, retaining place on Calendar:

Consideration of General Orders--**HB11-1255, 1222, 1271 amended, 1212, 1242, SB11-076, 128, HB11-1250.**

Consideration of Conference Committee Report(s)--**HB11-1258.**

Consideration of Resolution(s)--**SJR11-009.**

Consideration of Senate Amendment(s)---**HB11-1097, 1004, 1042, 1071, 1080, 1156, 1230, 1234, 1216.**

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On motion of Representative Waller, the House adjourned until 10:00 a.m., April 18, 2011.

Approved:  
FRANK McNULTY,  
Speaker

Attest:  
MARILYN EDDINS,  
Chief Clerk