

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

Forty-ninth Legislative Day

Tuesday, March 1, 2011

1 Prayer by Pastor Timothy Bettger, Saint Paul Lutheran Church, Calhan.

2

3 The Speaker called the House to order at 9:00 a.m.

4

5 Pledge of Allegiance led by Ella Eichberg and Sydney Egan-Fowler from
6 Bromwell Elementary, Denver.

7

8 The roll was called with the following result:

9

10 Present--65.

11

12 The Speaker declared a quorum present.

13

14

15 On motion of Representative Fields, the reading of the journal of
16 February 28, 2011, was declared dispensed with and approved as
17 corrected by the Chief Clerk.

18

19

20

21 **THIRD READING OF BILL(S)--FINAL PASSAGE**

22

23 The following bill(s) was(were) considered on Third Reading. The
24 title(s) was(were) publicly read. Reading of the bill at length was
25 dispensed with by unanimous consent.

26

27 **HB11-1059** by Representative(s) Swalm--Concerning a restriction on
28 fees charged by local governments for costs incurred in
29 connection with responding to motor vehicle accidents.

30

31 Laid over until March 2, retaining place on Calendar.

32

33 **HB11-1013** by Representative(s) Schafer S.; also Senator(s) Bacon--
34 Concerning exemptions from professional regulation for
35 active duty military personnel.

36 The question being "Shall the bill pass?".

37 A roll call vote was taken. As shown by the following recorded vote, a
38 majority of those elected to the House voted in the affirmative and the
39 bill was declared **passed**.

40

	YES	65	NO	0	EXCUSED	0	ABSENT	0
42	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
43	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	Y	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) Casso, Fields, Fischer, Hamner,
17 Hullinghorst, Kerr J., Labuda, Lee, Looper, Miklosi, Pabon, Pace, Priola,
18 Ramirez, Ryden, Scott, Solano, Todd, Vigil, Wilson.

19

20 **HB11-1026** by Representative(s) Gerou; also Senator(s) Jahn--
21 Concerning the designation of storm water management
22 system administrators, and making an appropriation
23 therefor.

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**.

29

30	YES	64	NO	1	EXCUSED	0	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	Y	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	N
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) Fischer, Gardner B., Looper,
49 Schafer S., Wilson.

50

51 **HB11-1100** by Representative(s) Looper, Acree, Baumgardner, Brown,
52 Court, Fields, Holbert, Kerr A., Priola, Ryden, Solano,
53 Soper; also Senator(s) Morse--Concerning the
54 consideration of military experience towards qualification
55 for professional licensure and certification, and making an
56 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	65	NO	0	EXCUSED	0	ABSENT	0
7	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
8	Balmer	Y	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	Y	Hamner	Y	McKinley	Y	Stephens	Y
12	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
13	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
14	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
15	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
16	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
17	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
18	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
19	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
20	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
21	Ferrandino	Y	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) Barker, Beezley, Casso, Conti, Fischer,
 25 Gerou, Hamner, Kerr J., Lee, Massey, Miklosi, Nikkel, Pabon, Pace, Ramirez,
 26 Schafer S., Scott, Summers, Swerdfeger, Szabo, Todd, Williams A., Wilson,
 27 Speaker.

28
 29 **HB11-1130** by Representative(s) Priola, Todd, Liston, Szabo,
 30 Gardner B., Scott, Ramirez, Swerdfeger, Balmer, Barker,
 31 Baumgardner, Beezley, Bradford, Casso, Ferrandino,
 32 Levy, Looper, McNulty, Murray, Nikkel, Solano, Soper,
 33 Stephens, Waller; also Senator(s) Heath--Concerning
 34 commodity metals, and, in connection therewith,
 35 implementing stricter identification and payment
 36 requirements for transactions involving commodity metals,
 37 increasing penalties for violations of the law regulating
 38 purchase of commodity metals, basing the classification of
 39 offense of theft of a commodity metal on the weight of the
 40 metal, and creating the commodity metals theft task force.

41
 42 The question being "Shall the bill pass?".
 43 A roll call vote was taken. As shown by the following recorded vote, a
 44 majority of those elected to the House voted in the affirmative and the bill
 45 was declared **passed**.

	YES	61	NO	4	EXCUSED	0	ABSENT	0
48	Acree	N	Fischer	Y	Liston	Y	Scott	Y
49	Balmer	Y	Gardner B.	Y	Looper	Y	Solano	Y
50	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	N
51	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
52	Becker	Y	Hamner	Y	McKinley	N	Stephens	Y
53	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
54	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
55	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
56	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y

1	Conti	Y	Kagan	Y	Pace	N	Todd	Y
2	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
3	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
4	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
5	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
6	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
7	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
8							Speaker	Y

9 Co-sponsor(s) added: Representative(s) Coram, Pabon, Peniston, Schafer S.,
10 Vigil.

11
12 **HB11-1156** by Representative(s) Becker, Gerou, Ferrandino; also
13 Senator(s) Hodge, Steadman, Lambert--Concerning an
14 extension of conservation district grant funding with
15 severance tax revenues.

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

21	YES	65	NO	0	EXCUSED	0	ABSENT	0
23	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
24	Balmer	Y	Gardner B.	Y	Looper	Y	Solano	Y
25	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
26	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
27	Becker	Y	Hamner	Y	McKinley	Y	Stephens	Y
28	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
29	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
30	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
31	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
32	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
33	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
34	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
35	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
36	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
37	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
38	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
39							Speaker	Y

40 Co-sponsor(s) added: Representative(s) Hamner, Labuda, Looper, Pabon,
41 Stephens, Wilson.

42
43 **HB11-1182** by Representative(s) Ferrandino, Becker, Gerou; also
44 Senator(s) Hodge, Steadman, Lambert--Concerning the
45 adjustment of specified vehicle fees credited to special
46 purpose accounts within the highway users tax fund, and
47 making an appropriation therefor.

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	63	NO	2	EXCUSED	0	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	Y	Holbert	Y	Miklosi	Y	Summers	Y
5	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
6	Brown	N	Jones	Y	Nikkel	Y	Swerdfeger	Y
7	Casso	Y	Joshi	Y	Pabon	Y	Szabo	N
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
17 **HB11-1207** by Representative(s) Massey; also Senator(s) Spence--
18 Concerning the imposition of a fee on movie tickets sold
19 in the state for purposes of funding the performance-based
20 incentive program administered by the Colorado office of
21 film, television, and media.

22
23 The question being "Shall the bill pass?".
24 A roll call vote was taken. As shown by the following recorded vote, a
25 majority of those elected to the House voted in the affirmative and the bill
26 was declared **passed**.

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

46 Co-sponsor(s) added: Representative(s) Coram, Fields, Gerou, Labuda, Liston,
47 Pace, Ryden, Soper, Todd, Williams A.

48
49 **HB11-1167** by Representative(s) Ferrandino, Lee, Levy; also
50 Senator(s) Nicholson, Steadman--Concerning the petition
51 process for the sealing of certain drug offense records.

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

	YES	64	NO	1	EXCUSED	0	ABSENT	0
1								
2	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
3	Balmer	Y	Gardner B.	Y	Looper	Y	Solano	Y
4	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
5	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
6	Becker	Y	Hamner	Y	McKinley	Y	Stephens	Y
7	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
8	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
9	Brown	N	Jones	Y	Nikkel	Y	Swerdfeger	Y
10	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
11	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
12	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
13	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
14	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
15	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
16	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
17	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
18							Speaker	Y

19 Co-sponsor(s) added: Representative(s) Duran, Fields, Kagan, Labuda, Wilson.

20
21 **HB11-1239** by Representative(s) Nikkel, Waller; also Senator(s)
22 Roberts--Concerning a requirement to include additional
23 information in fiscal notes for certain bills related to
24 criminal offenses.

25
26 The question being "Shall the bill pass?".

27 A roll call vote was taken. As shown by the following recorded vote, a
28 majority of those elected to the House voted in the affirmative and the bill
29 was declared **passed**.

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

49 Co-sponsor(s) added: Representative(s) Labuda, Lee, Wilson.

50
51
52
53 **MESSAGE(S) FROM THE SENATE**

54
55 The Senate has adopted and transmits herewith: SJR11-020.

56

1 **INTRODUCTION AND CONSIDERATION OF RESOLUTION**

2

3 On motion of Representative Stephens, the rules were suspended and the
4 following resolution was given immediate consideration.

5

6 **SJR11-020** by Senator(s) Bacon; also Representative(s) Kefalas and
7 Labuda--Concerning the recognition of the Peace Corps on
8 the occasion of its 50th anniversary.

9

10 (Printed and placed in member's file).

11

12 On motion of Representative Labuda, the resolution was **adopted by viva**
13 **voce** vote.

14

15 Current Roll Call added as co-sponsor(s): Representative(s) Acree, Balmer,
16 Barker, Baumgardner, Becker, Beezley, Bradford, Brown, Casso, Conti, Coram,
17 Court, DelGrosso, Duran, Ferrandino, Fields, Fischer, Gardner B., Gardner D.,
18 Gerou, Hamner, Holbert, Hullinghorst, Jones, Joshi, Kagan, Kerr A., Kerr J.,
19 Lee, Levy, Liston, Looper, Massey, McCann, McKinley, Miklosi, Murray,
20 Nikkel, Pabon, Pace, Peniston, Priola, Ramirez, Riesberg, Ryden, Schafer S.,
21 Scott, Solano, Sonnenberg, Soper, Stephens, Summers, Swalm, Swerdfeger,
22 Szabo, Todd, Tyler, Vaad, Vigil, Waller, Williams A., Wilson, Speaker.

23

24

25

26 On motion of Representative Bradford, the House resolved itself into
27 Committee of the Whole for consideration of General Orders, and she
28 was called to the Chair to act as Chairman.

29

30

31 **GENERAL ORDERS--SECOND READING OF BILLS**

32

33 The Committee of the Whole having risen, the Chairman reported the
34 titles of the following bills had been read (reading at length had been
35 dispensed with by unanimous consent), the bills considered and action
36 taken thereon as follows:

37

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

40

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

45

46 Amendment No. 1, Education Report, dated February 23, 2011, and
47 placed in member's bill file; Report also printed in House Journal,
48 February 24, pages 420-421.

49

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

52

53 **HB11-1236** by Representative(s) Todd, Court, Fields, McCann,
54 McKinley, Miklosi; also Senator(s) Williams S.--
55 Concerning a repeal of the requirement that a certain
56 number of group special license plates be issued.

1 Amendment No. 1, Transportation Report, dated February 23, 2011, and
2 placed in member's bill file; Report also printed in House Journal,
3 February 24, pages 425-429.

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

7
8 **HB11-1193** by Representative(s) Labuda; also Senator(s) Boyd--
9 Concerning integrated system-of-care family advocacy
10 programs for mental health juvenile justice populations.

11
12 Amendment No. 1, Health & Environment Report, dated
13 February 24, 2011, and placed in member's bill file; Report also printed
14 in House Journal, February 25, page 457.

15
16 As amended, ordered engrossed and placed on the Calendar for Third
17 Reading and Final Passage.

18
19 **HB11-1120** by Representative(s) Gerou; also Senator(s) Roberts--
20 Concerning the repeal of required registration of persons
21 who work on fire suppression systems.

22
23 Amendment No. 1, Economic & Business Development Report, dated
24 February 8, 2011, and placed in member's bill file; Report also printed in
25 House Journal, February 9, pages 207-209.

26
27 Amendment No. 2, Appropriations Report, dated February 25, 2011, and
28 placed in member's bill file; Report also printed in House Journal,
29 February 25, page 452.

30
31 As amended, ordered engrossed and placed on the Calendar for Third
32 Reading and Final Passage.

33
34 **HB11-1205** by Representative(s) Holbert, Sonnenberg, Acree, Balmer,
35 Barker, Baumgardner, Becker, Bradford, Brown, Conti,
36 DelGrosso, Joshi, Kerr J., Liston, Looper, Massey,
37 McKinley, McNulty, Murray, Nikkel, Priola, Scott,
38 Stephens, Summers, Swerdfeger, Vaad, Waller; also
39 Senator(s) Brophy, Grantham, Renfro, Harvey, Cadman,
40 Lambert, Lundberg, Kopp, Mitchell, King S., Roberts,
41 Scheffel--Concerning the authority of a law-abiding
42 person to carry a concealed handgun without a permit.

43
44 Amendment No. 1, Judiciary Report, dated February 24, 2011, and
45 placed in member's bill file; Report also printed in House Journal,
46 February 25, page 470.

47
48 As amended, ordered engrossed and placed on the Calendar for Third
49 Reading and Final Passage.

50
51
52 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

53
54 Passed Second Reading: **HB11-1169 amended, 1236 amended, 1193**
55 **amended, 1120 amended, 1205 amended.**

56

1 The Chairman moved the adoption of the Committee of the Whole
 2 Report. As shown by the following roll call vote, a majority of those
 3 elected to the House voted in the affirmative, and the Report was
 4 **adopted.**

	YES	65	NO	0	EXCUSED	0	ABSENT	0
7	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
8	Balmer	Y	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	Y	Hamner	Y	McKinley	Y	Stephens	Y
12	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
13	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
14	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
15	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
16	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
17	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
18	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
19	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
20	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
21	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
22	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
23							Speaker	Y

26 REPORT(S) OF COMMITTEE(S) OF REFERENCE

27 EDUCATION

28 After consideration on the merits, the Committee recommends the
 29 following:

30 **HB11-1168** be amended as follows, and as so amended, be referred to
 31 the Committee of the Whole with favorable
 32 recommendation:

33 Amend printed bill, strike everything below the enacting clause and
 34 substitute:

35 **"SECTION 1.** 23-18-202 (2) (b) and (2) (e), Colorado Revised
 36 Statutes, are amended to read:

37 **23-18-202. College opportunity fund - appropriations -**
 38 **payment of stipends - reimbursement - repeal.** (2) (b) For the state
 39 fiscal year commencing July 1, 2005, and for state fiscal years thereafter,
 40 for an eligible undergraduate student attending a state institution of higher
 41 education, the specified amount of the stipend per credit hour shall be an
 42 amount set annually by the general assembly, which in no case shall
 43 exceed the student's total in-state tuition. The value of the per credit hour
 44 stipend shall be the same for each eligible undergraduate student,
 45 regardless of the state institution of higher education that the student
 46 attends. The student shall be responsible for paying the student's share of
 47 total in-state tuition, if any.

48 (2) (e) (I) FOR FISCAL YEARS BEGINNING PRIOR TO JULY 1, 2011,
 49 an eligible undergraduate student who attends a participating private

1 institution of higher education may receive financial assistance under this
 2 part 2 in the amount of fifty percent of the stipend amount; except that the
 3 amount of the stipend under this ~~paragraph (e)~~ SUBPARAGRAPH (I) may
 4 increase in proportion to the percent of unfunded enrollment growth that
 5 is appropriated to the governing boards pursuant to section 23-5-129 (8).
 6

7 (II) FOR FISCAL YEARS BEGINNING ON OR AFTER JULY 1, 2011, AN
 8 ELIGIBLE UNDERGRADUATE STUDENT WHO ATTENDS A PARTICIPATING
 9 PRIVATE INSTITUTION OF HIGHER EDUCATION MAY RECEIVE THE FULL
 10 AMOUNT OF THE STIPEND SET FOR THE APPLICABLE FISCAL YEAR
 11 PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (2). THE AMOUNT OF
 12 THE STIPEND FOR ALL ELIGIBLE UNDERGRADUATE STUDENTS SHALL BE
 13 REDUCED AS NECESSARY TO AVOID AN INCREASE IN THE TOTAL AMOUNT
 14 APPROPRIATED TO THE COLORADO OPPORTUNITY FUND FOR THE STIPENDS.
 15

16 **SECTION 2. Safety clause.** The general assembly hereby finds,
 17 determines, and declares that this act is necessary for the immediate
 18 preservation of the public peace, health, and safety."
 19
 20
 21

22 **SB11-061** be referred to the Committee of the Whole with favorable
 23 recommendation.
 24
 25

26 **SB11-106** be referred to the Committee of the Whole with favorable
 27 recommendation.
 28
 29
 30
 31

32 **LOCAL GOVERNMENT**

33 After consideration on the merits, the Committee recommends the
 34 following:
 35

36 **HB11-1116** be amended as follows, and as so amended, be referred to
 37 the Committee of the Whole with favorable
 38 recommendation:
 39

40 Amend printed bill, page 4, line 12, after the period add "NOTHING IN
 41 THIS PARAGRAPH (c.5) SHALL BE CONSTRUED:
 42

43 (I) TO REQUIRE A LOCAL GOVERNMENT TO OBTAIN VOTER
 44 APPROVAL IN ACCORDANCE WITH THE PROVISIONS OF THIS PARAGRAPH
 45 (c.5) IF, ON THE EFFECTIVE DATE OF THIS PARAGRAPH (c.5), THE LOCAL
 46 GOVERNMENT PROVIDES RESIDENTIAL WASTE SERVICES, CONTRACTS WITH
 47 A WASTE HAULER TO PROVIDE RESIDENTIAL WASTE SERVICES, OR
 48 REQUIRES THE USE OF OR THE IMPOSITION OF A FEE FOR RESIDENTIAL
 49 WASTE SERVICES IN ALL OR ANY PORTION OF THE BOUNDARIES OF THE
 50 LOCAL GOVERNMENT; OR
 51

52 (II) TO AFFECT THE ENFORCEMENT, RENEWAL, EXTENSION, OR
 53 MODIFICATION OF ANY CONTRACT RELATING TO THE PROVISION OF WASTE
 54 SERVICES IN EFFECT ON THE EFFECTIVE DATE OF THIS PARAGRAPH (c.5)."
 55
 56

1 **SB11-086** be referred to the Committee of the Whole with favorable
2 recommendation.
3

4
5 **SB11-104** be referred to the Committee of the Whole with favorable
6 recommendation.
7

8
9 **PRINTING REPORT**

10
11 The Chief Clerk reports the following bills have been correctly printed:
12 **HB11-1268, 1269, 1270.**
13

14
15
16 **DELIVERY OF BILL TO GOVERNOR**

17
18 The Chief Clerk of the House of Representatives reports the following
19 bill has been delivered to the Office of the Governor: **HB11-1050** at
20 3:20 p.m. on February 28, 2011.
21

22
23
24 **MESSAGE(S) FROM THE SENATE**

25
26 The Senate has passed on Third Reading and transmits to the Revisor of
27 Statutes:
28

29 SB11-120 amended in General Orders as printed in Senate Journal,
30 February 25, 2011, pages 312-313, and also on Third Reading
31 as printed in Senate Journal, march 1, 2011.

32 SB11-063 amended in General Orders as printed in Senate Journal,
33 February 25, 2011, pages 314.
34

35
36 The Senate has postponed indefinitely HB11-1044. The bill is returned
37 herewith.
38

39 **MESSAGE(S) FROM THE REVISOR**

40
41 We herewith transmit:
42 Without comment, as amended, SB11-063 and 120.
43

44
45
46 **INTRODUCTION OF BILL**
47 **First Reading**

48
49 The following bill was read by title and referred to the committee
50 indicated:
51

52 **HB11-1271** by Representative(s) Scott; also Senator(s) Jahn--
53 Concerning limitations on electric utilities' ability to
54 establish a graduated scale of charges.
55 Committee on Transportation
56

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LAY OVER OF CALENDAR ITEM(S)

On motion of Representative Stephens, the following item(s) on the Calendar (was)were laid over until March 2, retaining place on Calendar:

Consideration of General Orders--**HB11-1160, 1055, 1119, 1065, 1180.**
Consideration of Senate Amendment(s)--**HB11-1077, 1035.**

On motion of Representative Balmer, the House adjourned until 9:00 a.m., March 2, 2011.

Approved:
FRANK McNULTY,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk