

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

Thirty-fifth Legislative Day

Tuesday, February 15, 2011

- 1 Prayer by Pastor Mark Phillips, Berean Bible Church, Haxtun.
2
3 The Speaker called the House to order at 9:00 a.m.
4
5 Pledge of Allegiance led by Isabelle May, Ashley and Bradford Murphy,
6 Celia Morin, Sarah Kubik from Good Shepard School, Denver.
7
8 The roll was called with the following result:
9
10 Present--52.
11 Excused for Legislative Business--Representative(s) Becker,
12 DelGrosso, Ferrandino, Gardner B., Gerou, Hullinghorst,
13 Kerr A., Looper, Pabon, Riesberg, Solano, Sonnenberg,
14 Vaad--13.
15 Present after roll call--Representative(s) Becker, DelGrosso,
16 Ferrandino, Gardner B., Gerou, Hullinghorst, Kerr A.,
17 Looper, Pabon, Riesberg, Solano, Sonnenberg, Vaad.
18
19 The Speaker declared a quorum present.
20
21 _____
22 On motion of Representative Coram, the reading of the journal of
23 February 14, 2011, was declared dispensed with and approved as
24 corrected by the Chief Clerk.
25
26 _____
27 House in recess. House reconvened.
28
29 _____
30
31 **THIRD READING OF BILL(S)--FINAL PASSAGE**
32
33 The following bill(s) was(were) considered on Third Reading. The
34 title(s) was(were) publicly read. Reading of the bill at length was
35 dispensed with by unanimous consent.
36
37 **HB11-1030** by Representative(s) Gardner B.; also Senator(s) Boyd--
38 Concerning modifications to the set aside program that
39 requires a state agency to first solicit bids for certain
40 services from nonprofit agencies that employ persons with
41 severe disabilities.
42
43 The question being "Shall the bill pass?".

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

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

23 Co-sponsor(s) added: Representative(s) Fields, Kefalas, Kerr J., Labuda, Lee,
 24 Liston, Looper, Peniston, Priola, Soper, Stephens, Todd, Vigil, Waller.

25
 26 **HB11-1058** by Representative(s) Pabon; and Senator(s) Jahn--
 27 Concerning a requirement that the entity that administers
 28 the electronic public assistance benefits transfer service
 29 prohibit recipients from accessing cash benefits at
 30 specified locations.

31
 32 The question being "Shall the bill pass?".
 33 A roll call vote was taken. As shown by the following recorded vote, a
 34 majority of those elected to the House voted in the affirmative and the bill
 35 was declared **passed**.

	YES	48	NO	17	EXCUSED	0	ABSENT	0
38 Acree	Y		Fischer	Y	Liston	Y	Scott	Y
39 Balmer	N		Gardner B.	Y	Looper	N	Solano	Y
40 Barker	N		Gardner D.	Y	Massey	Y	Sonnenberg	N
41 Baumgardner	N		Gerou	N	McCann	Y	Soper	Y
42 Becker	N		Hamner	Y	McKinley	N	Stephens	Y
43 Beezley	Y		Holbert	N	Miklosi	Y	Summers	Y
44 Bradford	Y		Hullinghorst	Y	Murray	N	Swalm	Y
45 Brown	N		Jones	Y	Nikkel	N	Swerdfeger	Y
46 Casso	Y		Joshi	N	Pabon	Y	Szabo	Y
47 Conti	Y		Kagan	Y	Pace	Y	Todd	Y
48 Coram	N		Kefalas	N	Peniston	Y	Tyler	Y
49 Court	Y		Kerr A.	Y	Priola	Y	Vaad	Y
50 DelGrosso	Y		Kerr J.	Y	Ramirez	Y	Vigil	Y
51 Duran	Y		Labuda	N	Riesberg	Y	Waller	Y
52 Ferrandino	Y		Lee	Y	Ryden	Y	Williams A.	Y
53 Fields	Y		Levy	N	Schafer S.	Y	Wilson	Y
54							Speaker	Y

55 Co-sponsor(s) added: Representative(s) Fields, Hullinghorst, Schafer S.,
 56 Swalm, Todd, Tyler.

1 **HB11-1083** by Representative(s) Swerdfeger, Brown, Coram,
 2 Gardner B., Joshi, Liston, Looper, Massey, Ramirez,
 3 Sonnenberg, Soper, Szabo; also Senator(s) Giron and
 4 Grantham--Concerning the consideration of new
 5 hydroelectricity projects, and, in connection therewith,
 6 allowing the public utilities commission to consider
 7 hydroelectricity and pumped hydroelectricity for the
 8 generation of electricity.
 9

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

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

33 Co-sponsor(s) added: Representative(s) Acree, Barker, Baumgardner, Becker,
 34 Casso, Conti, Duran, Ferrandino, Fields, Fischer, Kerr J., Labuda, Murray,
 35 Nikkel, Pace, Priola, Scott, Stephens, Summers, Todd, Vigil, Wilson, Speaker.
 36

37 **HB11-1159** by Representative(s) Coram; also Senator(s) Schwartz--
 38 Concerning a requirement that the commissioner of
 39 agriculture license grain protein analyzers prior to
 40 commercial use, and, in connection therewith, exempting
 41 grain protein analyzers from the requirement that a
 42 certificate of conformance be issued prior to use for
 43 commercial or law enforcement purposes.
 44

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

	YES	60	NO	5	EXCUSED	0	ABSENT	0
51	Acree	N	Fischer	Y	Liston	Y	Scott	Y
52	Balmer	Y	Gardner B.	Y	Looper	N	Solano	Y
53	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
54	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
55	Becker	Y	Hamner	Y	McKinley	Y	Stephens	Y
56	Beezley	N	Holbert	Y	Miklosi	Y	Summers	Y

1	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	N
2	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
3	Casso	Y	Joshi	Y	Pabon	Y	Szabo	N
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	Y

12 Co-sponsor(s) added: Representative(s) Barker, Brown, Sonnenberg.

13
14 **HB11-1069** by Representative(s) Massey and Fields; also Senator
15 Aguilar--Concerning measures to increase physical
16 activity in public 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	39	NO	26	EXCUSED	0	ABSENT	0
24	Acree	N	Fischer	Y	Liston	N	Scott	N
25	Balmer	N	Gardner B.	N	Looper	N	Solano	Y
26	Barker	N	Gardner D.	Y	Massey	Y	Sonnenberg	N
27	Baumgardner	N	Gerou	N	McCann	Y	Soper	Y
28	Becker	N	Hamner	Y	McKinley	Y	Stephens	N
29	Beezley	Y	Holbert	N	Miklosi	Y	Summers	Y
30	Bradford	N	Hullinghorst	Y	Murray	N	Swalm	N
31	Brown	N	Jones	Y	Nikkel	N	Swerdfeger	Y
32	Casso	Y	Joshi	N	Pabon	Y	Szabo	N
33	Conti	N	Kagan	Y	Pace	Y	Todd	Y
34	Coram	N	Kefalas	Y	Peniston	Y	Tyler	Y
35	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
36	DelGrosso	N	Kerr J.	Y	Ramirez	N	Vigil	Y
37	Duran	Y	Labuda	Y	Riesberg	Y	Waller	N
38	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
39	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
40							Speaker	N

41 Co-sponsor(s) added: Representative(s) Casso, Duran, Ferrandino, Fischer,
42 Hullinghorst, Kefalas, Labuda, Lee, Miklosi, Pabon, Pace, Peniston, Priola,
43 Riesberg, Schafer S., Solano, Soper, Todd, Tyler, Vigil, Williams A., Wilson.

44
45 **HB11-1109** by Representative(s) Liston, Balmer, Bradford, DelGrosso,
46 Holbert, Kerr J., Looper, Nikkel, Priola, Ramirez,
47 Schafer S., Stephens; also Senator(s) Giron--Concerning
48 the authority for a local government to create an
49 exemption from local sales tax for the sale of equipment
50 used directly in the provision of telecommunications
51 services.

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	Y	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	N
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) Barker, Casso, Lee.

20
 21 **HB11-1148** by Representative(s) Labuda and Nikkel, Summers, Acree,
 22 Kagan; also Senator(s) Boyd--Concerning the disclosure
 23 of employment information to an employer regarding a
 24 health care worker, and, in connection therewith, granting
 25 immunity from civil liability for the disclosure of
 26 information and creating an exception from the prohibition
 27 against blacklisting for the disclosure of information.
 28

29 The question being "Shall the bill pass?".
 30 A roll call vote was taken. As shown by the following recorded vote, a
 31 majority of those elected to the House voted in the affirmative and the bill
 32 was declared **passed**.
 33

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

52 Co-sponsor(s) added: Representative(s) Barker, Fields, Gerou, Kerr J., Murray,
 53 Pace, Schafer S., Scott, Stephens, Todd.
 54
 55

1 **HB11-1053** by Representative(s) Solano, Massey; also Senator(s)
 2 Steadman--Concerning court proceedings initiated to
 3 compel a minor to attend school.
 4

5 The question being "Shall the bill pass?".
 6 A roll call vote was taken. As shown by the following recorded vote, a
 7 majority of those elected to the House voted in the affirmative and the bill
 8 was declared **passed**.
 9

	YES	65	NO	0	EXCUSED	0	ABSENT	0
11	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
12	Balmer	Y	Gardner B.	Y	Looper	Y	Solano	Y
13	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
14	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
15	Becker	Y	Hamner	Y	McKinley	Y	Stephens	Y
16	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
17	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
18	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
19	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
20	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
21	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
22	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
23	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
24	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
25	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
26	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
27							Speaker	Y

28 Co-sponsor(s) added: Representative(s) Duran, Gardner B., Labuda, Nikkel,
 29 Pabon, Ryden, Schafer S., Summers, Todd, Vigil.
 30

31
 32 **HB11-1073** by Representative(s) Barker; also Senator(s) Morse--
 33 Concerning peace officer designation for United States
 34 marshals.
 35

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 bill
 39 was declared **passed**.
 40

	YES	63	NO	2	EXCUSED	0	ABSENT	0
42	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
43	Balmer	Y	Gardner B.	Y	Looper	N	Solano	Y
44	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
45	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
46	Becker	Y	Hamner	Y	McKinley	N	Stephens	Y
47	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
48	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
49	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
50	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
51	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
52	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
53	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
54	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
55	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
56	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y

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

10 Co-sponsor(s) added: Representative(s) Becker, Conti, Ferrandino, Gerou,
 11 Liston, Looper, Murray, Priola, Schafer S., Sonnenberg, Stephens, Summers.

12
 13 **HB11-1033** by Representative(s) Williams A.; also Senator(s) Jahn--
 14 Concerning the elimination of the requirement that certain
 15 insurers file Colorado-specific financial information with
 16 the commissioner of insurance.

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	63	NO	2	EXCUSED	0	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	Y	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	N
37	Duran	Y	Labuda	Y	Riesberg	N	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) Fields, Ryden, Wilson.

42
 43 **HB11-1202** by Representative(s) Labuda, Casso, Soper; also
 44 Senator(s) Tochtrop--Concerning a requirement that a
 45 public entity have appropriations available to it prior to the
 46 performance of any work conducted by a contractor
 47 pursuant to a change order.

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	65	NO	0	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	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) Brown, Fields, Fischer, Schafer S.,
 17 Wilson.

18
 19 **HB11-1177** by Representative(s) Sonnenberg and Jones; also
 20 Senator(s) Schwartz and White--Concerning an extension
 21 of the ability to make voluntary contributions via income
 22 tax to the Colorado healthy rivers fund.

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

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

47 Co-sponsor(s) added: Representative(s) Barker, Baumgardner, Becker, Coram,
 48 Duran, Fields, Fischer, Kefalas, Labuda, Lee, Massey, Nikkel, Pabon, Pace,
 49 Schafer S., Scott, Solano, Vigil, Wilson.

50
 51 **HB11-1187** by Representative(s) Sonnenberg; also Senator(s) Brophy--
 52 Concerning personnel employed to operate the public
 53 golfing club at Northeastern junior college.

54
 55 The question being "Shall the bill pass?".
 56 A roll call vote was taken. As shown by the following recorded vote, a

1 majority of those elected to the House voted in the affirmative and the bill
2 was declared **passed**.

	YES	59	NO	6	EXCUSED	0	ABSENT	0
5	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
6	Balmer	Y	Gardner B.	Y	Looper	Y	Solano	N
7	Barker	Y	Gardner D.	N	Massey	Y	Sonnenberg	Y
8	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
9	Becker	Y	Hamner	Y	McKinley	Y	Stephens	Y
10	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
11	Bradford	Y	Hullinghorst	N	Murray	Y	Swalm	Y
12	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
13	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
14	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
15	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	N
16	Court	Y	Kerr A.	N	Priola	Y	Vaad	Y
17	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
18	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
19	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
20	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	N
21							Speaker	Y

22 Co-sponsor(s) added: Representative(s) Becker, Brown.

23
24 **HB11-1027** by Representative(s) Looper; also Senator(s) Newell--
25 Concerning the creation of the department of defense
26 quality child care standards pilot program.

27
28 The question being "Shall the bill pass?".

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

	YES	65	NO	0	EXCUSED	0	ABSENT	0
34	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
35	Balmer	Y	Gardner B.	Y	Looper	Y	Solano	Y
36	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
37	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
38	Becker	Y	Hamner	Y	McKinley	Y	Stephens	Y
39	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
40	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
41	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
42	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
43	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
44	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
45	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
46	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
47	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
48	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
49	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
50							Speaker	Y

51 Co-sponsor(s) added: Representative(s) Barker, Casso, Conti, Court, Fields,
52 Hullinghorst, Kefalas, Kerr J., Labuda, Liston, Massey, Nikkel, Pace, Priola,
53 Ryden, Schafer S., Scott, Solano, Stephens, Summers, Swerdfeger, Todd, Vigil,
54 Wilson.

55

1 **HB11-1117** by Representative(s) McCann and Court, Gardner B.,
 2 Kagan, Kerr A., Lee, Liston, Looper, Ryden, Waller; also
 3 Senator(s) King S.--Concerning subpoenas issued by
 4 administrative law judges in campaign finance
 5 proceedings.
 6

7 The question being "Shall the bill pass?".
 8 A roll call vote was taken. As shown by the following recorded vote, a
 9 majority of those elected to the House voted in the affirmative and the bill
 10 was declared **passed**.
 11

	YES	61	NO	4	EXCUSED	0	ABSENT	0
13	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
14	Balmer	Y	Gardner B.	Y	Looper	Y	Solano	Y
15	Barker	N	Gardner D.	Y	Massey	Y	Sonnenberg	N
16	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
17	Becker	Y	Hamner	Y	McKinley	Y	Stephens	Y
18	Beezley	N	Holbert	Y	Miklosi	Y	Summers	Y
19	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	N
20	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
21	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
22	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
23	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
24	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
25	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
26	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
27	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
28	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
29							Speaker	Y

30 Co-sponsor(s) added: Representative(s) Ferrandino, Fields, Gardner D., Gerou,
 31 Labuda, Schafer S., Todd, Tyler, Williams A., Wilson.
 32

33 **HB11-1176** by Representative(s) Ramirez; also Senator(s) Renfro--
 34 Concerning an exemption of crude oil from designated
 35 routes set by the state patrol for the transportation of
 36 hazardous substances by motor vehicle.
 37

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

	YES	64	NO	1	EXCUSED	0	ABSENT	0
44	Acree	Y	Fischer	Y	Liston	Y	Scott	Y
45	Balmer	Y	Gardner B.	Y	Looper	Y	Solano	Y
46	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
47	Baumgardner	Y	Gerou	Y	McCann	Y	Soper	Y
48	Becker	Y	Hamner	Y	McKinley	Y	Stephens	Y
49	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
50	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
51	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
52	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
53	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
54	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
55	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
56	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y

1	Duran	Y	Labuda	N	Riesberg	Y	Waller	Y
2	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
3	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
4							Speaker	Y

5 Co-sponsor(s) added: Representative(s) Bradford, Brown, Holbert, Kerr J.,
6 Looper, Nikkel, Schafer S., Vigil, Wilson.

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

11

12

13 **AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES**

14 After consideration on the merits, the Committee recommends the
15 following:

16

17 **HB11-1068** be postponed indefinitely.

18

19

20 **HB11-1107** be postponed indefinitely.

21

22

23 **HB11-1111** be amended as follows, and as so amended, be referred to
24 the Committee of the Whole with favorable
25 recommendation:

26

27 Amend printed bill, page 2, strike lines 17 through 21 and substitute:

28

29 "ALL-HAZARDS SECURITY SYSTEM; EXCEPT THAT, DATA WITHIN ANY
30 ALL-HAZARDS SECURITY SYSTEM MAY BE SHARED FOR RESPONSE TO OR
31 PARTICIPATION IN ANY ALL-HAZARDS EVENT LIMITED TO THE SCOPE OF
32 EACH INDIVIDUAL ALL-HAZARDS EVENT AND TO THE SCOPE OF ONLY THOSE
33 AGENCIES DIRECTLY INVOLVED IN THE ALL-HAZARDS EVENT. AS USED IN
34 THIS SECTION, "ALL-HAZARDS EVENT" MEANS THE OCCURRENCE OF ANY
35 CATASTROPHIC EVENT OR INCIDENT THAT IS EITHER NATURAL, SUCH AS A
36 BLIZZARD, FIRE, FLOOD, TORNADO, EARTHQUAKE, OR DISEASE OUTBREAK,
37 OR MAN-MADE AND THAT COULD BE OF BIOLOGICAL, CHEMICAL,
38 RADIOLOGICAL, NUCLEAR, OR EXPLOSIVE ORIGIN."

39

40

41

42 **HB11-1125** be postponed indefinitely.

43

44

45 **HB11-1170** be referred favorably to the Committee on Finance.

46

47

48

49

50 **APPROPRIATIONS**

51 After consideration on the merits, the Committee recommends the
52 following:

53

54 **SB11-135** be referred to the Committee of the Whole with favorable
55 recommendation.

56

- 1 **SB11-136** be referred to the Committee of the Whole with favorable
2 recommendation.
3
4
- 5 **SB11-137** be referred to the Committee of the Whole with favorable
6 recommendation.
7
8
- 9 **SB11-138** be referred to the Committee of the Whole with favorable
10 recommendation.
11
12
- 13 **SB11-139** be referred to the Committee of the Whole with favorable
14 recommendation.
15
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- 17 **SB11-140** be referred to the Committee of the Whole with favorable
18 recommendation.
19
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- 21 **SB11-141** be referred to the Committee of the Whole with favorable
22 recommendation.
23
24
- 25 **SB11-142** be referred to the Committee of the Whole with favorable
26 recommendation.
27
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- 29 **SB11-143** be referred to the Committee of the Whole with favorable
30 recommendation.
31
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- 33 **SB11-144** be referred to the Committee of the Whole with favorable
34 recommendation.
35
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- 37 **SB11-145** be referred to the Committee of the Whole with favorable
38 recommendation.
39
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- 41 **SB11-146** be referred to the Committee of the Whole with favorable
42 recommendation.
43
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- 45 **SB11-147** be referred to the Committee of the Whole with favorable
46 recommendation.
47
48
- 49 **SB11-148** be referred to the Committee of the Whole with favorable
50 recommendation.
51
52
- 53 **SB11-149** be referred to the Committee of the Whole with favorable
54 recommendation.
55
56

- 1 **SB11-150** be amended as follows, and as so amended, be referred to
2 the Committee of the Whole with favorable
3 recommendation:
4
- 5 Amend printed bill, page 28, line 8, strike "PROGRAM" and substitute
6 "LICENSE".
7
- 8 Page 28, line 9, strike "25-1.5-106 (16)," and substitute "12-43.3-501
9 (1),".
10
- 11
- 12
- 13 **SB11-151** be referred to the Committee of the Whole with favorable
14 recommendation.
15
- 16
- 17 **SB11-152** be referred to the Committee of the Whole with favorable
18 recommendation.
19
- 20
- 21 **SB11-153** be referred to the Committee of the Whole with favorable
22 recommendation.
23
- 24
- 25 **SB11-154** be referred to the Committee of the Whole with favorable
26 recommendation.
27
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- 29 **SB11-155** be referred to the Committee of the Whole with favorable
30 recommendation.
31
- 32
- 33 **SB11-156** be referred to the Committee of the Whole with favorable
34 recommendation.
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- 37 **SB11-157** be referred to the Committee of the Whole with favorable
38 recommendation.
39
- 40
- 41 **SB11-159** be referred to the Committee of the Whole with favorable
42 recommendation.
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- 44
- 45 **SB11-160** be referred to the Committee of the Whole with favorable
46 recommendation.
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- 49 **SB11-161** be referred to the Committee of the Whole with favorable
50 recommendation.
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- 53 **SB11-163** be referred to the Committee of the Whole with favorable
54 recommendation.
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- 56

1 **SB11-164** be referred to the Committee of the Whole with favorable
2 recommendation.
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After consideration on the merits, the Committee recommends the following:

HB11-1057 be postponed indefinitely.

HB11-1121 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

Amend printed bill, page 2, strike lines 2 and 3.

Renumber succeeding sections accordingly.

Page 6, line 25, after "(6.5)" insert "(a)".

Page 7, line 1, strike "(a)" and substitute "(I)".

Page 7, line 4, strike "(I)" and substitute "(A)".

Page 7, line 6, strike "(II)" and substitute "(B)".

Page 7, line 8, strike "(III)" and substitute "(C)".

Page 7, line 10, strike "(IV) A" and substitute "(D) EXCEPT AS PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (6.5), A".

Page 7, line 13, strike "(V) A" and substitute "(E) EXCEPT AS PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (6.5), A".

Page 7, line 14, strike "C.R.S.;" and substitute "C.R.S., COMMITTED ON OR AFTER AUGUST 25, 2012;".

Page 7, line 15, strike "(VI)" and substitute "(F)".

Page 7, line 17, strike "(VII)" and substitute "(G)".

Page 7, strike line 20 and substitute "DESCRIBED IN SUB-SUBPARAGRAPHS (A) TO (F) OF THIS SUBPARAGRAPH (I);".

Page 7, line 21, strike "(b)" and substitute "(II)".

Page 7, line 25, strike "(c)" and substitute "(III)".

Page 8, after line 1 insert:

"(b) THE DISQUALIFICATION FROM EMPLOYMENT PURSUANT TO SUB-SUBPARAGRAPHS (D) AND (E) OF SUBPARAGRAPH (I) OF PARAGRAPH (a) OF THIS SUBSECTION (6.5) SHALL ONLY APPLY IF LESS THAN FIVE YEARS

1 HAVE PASSED SINCE THE DATE THE OFFENSE WAS COMMITTED. AN
2 EMPLOYEE TERMINATED FROM EMPLOYMENT SOLELY ON THE BASIS OF THE
3 DISQUALIFICATION CONTAINED IN SUB-SUBPARAGRAPHS (D) AND (E) OF
4 SUBPARAGRAPH (I) OF PARAGRAPH (a) OF THIS SUBSECTION (6.5) MAY
5 REAPPLY FOR EMPLOYMENT AFTER FIVE YEARS HAVE PASSED SINCE THE
6 DATE THE OFFENSE WAS COMMITTED.

7
8 (c) NOTHING IN THIS SUBSECTION (6.5) SHALL REQUIRE A SECOND
9 OR SUBSEQUENT FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK
10 TO BE CONDUCTED FOR AN EMPLOYEE FOR WHOM A FINGERPRINT-BASED
11 CRIMINAL HISTORY RECORD CHECK HAS BEEN COMPLETED PRIOR TO THE
12 EFFECTIVE DATE OF THIS SUBSECTION (6.5)."

13
14 Page 9, line 15, after "(2) (f)," insert "(2.5) (a) (I) (D), (2.5) (b),".

15
16 Page 10, after line 15 insert:

17
18 "(2.5) (a) A license, certificate, endorsement, or authorization
19 shall be denied, annulled, suspended, or revoked in the manner prescribed
20 in section 22-60.5-108, notwithstanding the provisions of subsection (1)
21 of this section to the contrary, in the following circumstances:

22
23 (I) When the applicant or holder is convicted of one of the
24 following offenses:

25
26 (D) EXCEPT AS PROVIDED IN PARAGRAPH (c) OF THIS SUBSECTION
27 (2.5), a felony, the underlying factual basis of which has been found by
28 the court on the record to include an act of domestic violence, as defined
29 in section 18-6-800.3, C.R.S.;

30
31 (b) For purposes of this subsection (2.5), "convicted" or
32 "conviction" means a conviction by a jury verdict or by entry of a verdict
33 or acceptance of a guilty plea OR A PLEA OF NOLO CONTENDERE by a
34 court."

35
36 Page 10, strike lines 16 through 27 and substitute:

37
38 "(2.6) (a) IN ADDITION TO THE OFFENSES DESCRIBED IN
39 SUBSECTION (2.5) OF THIS SECTION, THE STATE BOARD OF EDUCATION
40 SHALL DENY, ANNUL, SUSPEND, OR REVOKE A LICENSE, CERTIFICATE,
41 ENDORSEMENT, OR AUTHORIZATION IF THE APPLICANT FOR OR HOLDER OF
42 THE LICENSE, CERTIFICATE, ENDORSEMENT, OR AUTHORIZATION IS
43 CONVICTED OF A FELONY DRUG OFFENSE DESCRIBED IN PART 4 OF ARTICLE
44 18 OF TITLE 18, C.R.S., COMMITTED ON OR AFTER AUGUST 25, 2012. THE
45 REQUIREMENT THAT THE STATE BOARD OF EDUCATION DENY, ANNUL,
46 SUSPEND, OR REVOKE A LICENSE, CERTIFICATE, ENDORSEMENT, OR
47 AUTHORIZATION SHALL ONLY APPLY FOR A PERIOD OF FIVE YEARS
48 FOLLOWING THE DATE OF THE CONVICTION."

49
50 Page 11, strike lines 1 through 12 and substitute:

51
52 "(b) NOTHING IN THIS SUBSECTION (2.6) SHALL LIMIT THE
53 AUTHORITY OF THE STATE BOARD OF EDUCATION TO DENY, ANNUL,
54 SUSPEND, OR REVOKE A LICENSE, CERTIFICATE, ENDORSEMENT, OR
55 AUTHORIZATION IF THE APPLICANT OR HOLDER IS CONVICTED OF A FELONY
56 DRUG OFFENSE DESCRIBED IN PART 4 OF ARTICLE 18 OF TITLE 18, C.R.S.,

1 COMMITTED PRIOR TO AUGUST 25, 2012."

2

3 Page 11, line 15, after "PLEA" insert "OR A PLEA OF NOLO CONTENDERE".

4

5 Page 12, after line 10 insert:

6

7 **"SECTION 8.** 22-60.5-107 (2.5), Colorado Revised Statutes, is
8 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

9

10 **22-60.5-107. Grounds for denying, annulling, suspending, or**
11 **revoking license, certificate, endorsement, or authorization.**

12 (2.5) (c) THE GROUNDS FOR MANDATORY DENIAL, ANNULMENT,
13 SUSPENSION, OR REVOCATION OF A LICENSE, CERTIFICATE, ENDORSEMENT,
14 OR AUTHORIZATION PURSUANT TO SUB-SUBPARAGRAPH (D) OF
15 SUBPARAGRAPH (I) OF PARAGRAPH (a) OF THIS SUBSECTION (2.5) SHALL
16 ONLY APPLY IF LESS THAN FIVE YEARS HAVE PASSED SINCE THE DATE THE
17 OFFENSE WAS COMMITTED."

18

19 Renumber succeeding sections accordingly.

20

21 Page 1, strike line 102 through 104 and substitute "**CONVICTION OF**
22 **CERTAIN OFFENSES.**".

23

24

25

26 **HB11-1126** be amended as follows, and as so amended, be referred to
27 the Committee of the Whole with favorable
28 recommendation:

29

30 Amend printed bill, page 3, line 8, strike "SHALL" and substitute "IS
31 ENCOURAGED TO".

32

33 Page 3, line 11, strike "SHALL" and substitute "MAY".

34

35 Page 3, line 16, strike "SHALL" and substitute "IS ENCOURAGED TO".

36

37 Page 3, strike lines 18 through 20 and substitute "IMPLEMENTING THE
38 POLICY. EACH SCHOOL DISTRICT'S".

39

40 Page 5, line 16, strike "SHALL" and substitute "IS ENCOURAGED TO".

41

42 Page 5, line 18, strike "AT A".

43

44 Page 5, strike line 19 and substitute "THE SCHOOL DISTRICT MAY POST A
45 COPY OF THE POLICY TO".

46

47 Page 5, line 26, after "THE" insert "SCHOOL DISTRICT IS ENCOURAGED TO
48 ENSURE THAT THE".

49

50 Page 6, line 2, strike "SHALL BE" and substitute "ARE".

51

52 Page 6, line 6, strike "SHALL" and substitute "IS ENCOURAGED TO".

53

54 Page 6, line 8, strike "SHALL" and substitute "IS ENCOURAGED TO".

55

56 Page 6, line 13, strike "EACH" and substitute "IF A SCHOOL DISTRICT

- 1 ADOPTS A PARENT INVOLVEMENT POLICY, EACH".
2
3 Page 6, strike lines 21 and 22 and substitute:
4 "(5) IF THE STATE BOARD OF EDUCATION,".
5
6 Page 7, line 1, strike "SIXTY" and substitute "FOURTEEN".
7
8 Page 7, line 10, after the period insert "AT THE PUBLIC HEARING, THE
9 SCHOOL PRINCIPAL OR THE DISTRICT BOARD OF EDUCATION SHALL ALSO
10 REVIEW THE SCHOOL'S PROGRESS IN IMPLEMENTING ITS PLAN FOR THE
11 PRECEDING YEAR AND IN IMPROVING ITS PERFORMANCE."
12
13 Page 7, strike lines 13 through 21.
14
15 Page 7, line 25, strike "THE" and substitute "A".
16
17 Page 8, line 14, strike "SHALL" and substitute "IS ENCOURAGED TO".
18
19 Page 8, line 16, strike "SHALL" and substitute "MAY".
20
21 Page 8, strike lines 21 through 23 and substitute "IN SECTION 22-7-302
22 (5). THE PARENT INVOLVEMENT POLICY MAY INCLUDE, BUT NEED".
23
24 Page 10, line 19, strike "SHALL" and substitute "IS ENCOURAGED TO".
25
26 Page 10, line 20, strike "SHALL" and substitute "IS ENCOURAGED TO".
27
28 Page 10, strike line 23 and substitute "SCHOOL. EACH INSTITUTE CHARTER
29 SCHOOL MAY POST".
30
31 Page 11, line 5, strike "THE" and substitute "EACH INSTITUTE CHARTER
32 SCHOOL IS ENCOURAGED TO ENSURE THAT THE".
33
34 Page 11, strike line 6 and substitute "BETWEEN THE INSTITUTE CHARTER
35 SCHOOL OR AN EMPLOYEE OF THE".
36
37 Page 11, line 8, strike "SHALL BE" and substitute "ARE".
38
39 Page 11, line 12, strike "SHALL" and substitute "IS ENCOURAGED TO".
40
41 Page 11, line 14, strike "SHALL" and substitute "IS ENCOURAGED TO".
42
43 Page 11, line 18, strike "EACH" and substitute "IF THE INSTITUTE BOARD
44 ADOPTS A PARENT INVOLVEMENT POLICY, EACH".
45
46 Page 11, strike lines 26 and 27 and substitute:
47 "(5) IF THE STATE BOARD OF EDUCATION, PURSUANT TO SECTION
48 22-11-210,".
49
50 Page 12, line 5, strike "SIXTY" and substitute "FOURTEEN".
51
52 Page 12, line 14, after the period insert "AT THE PUBLIC HEARING, THE
53 INSTITUTE CHARTER SCHOOL PRINCIPAL OR THE INSTITUTE SHALL ALSO
54 REVIEW THE INSTITUTE CHARTER SCHOOL'S PROGRESS IN IMPLEMENTING
55 ITS PLAN FOR THE PRECEDING YEAR AND IN IMPROVING ITS
56 PERFORMANCE.".

1 Page 12, strike lines 17 through 26.

2

3 Page 13, line 3, strike "THE" and substitute "A".

4

5 Page 13, line 15, strike "(4) (a)." and substitute "(5)."

6

7 Page 13, line 24, strike "(4) (a)." and substitute "(5)."

8

9 Page 14, line 10, strike "(4) (a)." and substitute "(5)."

10

11 Page 14, line 19, strike "(4) (a)." and substitute "(5)."

12

13 Page 15, line 4, strike "(4) (a)." and substitute "(5)."

14

15 Page 15, line 13, strike "(4) (a)." and substitute "(5)."

16

17 Page 15, after line 13 insert:

18 "SECTION 7. Part 1 of article 2 of title 22, Colorado Revised
19 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
20 read:

21

22 **22-2-140. Parent involvement policies - resource bank.**

23 (1) THE DEPARTMENT SHALL CREATE AND MAINTAIN A RESOURCE BANK
24 OF MATERIALS PERTAINING TO PARENT INVOLVEMENT IN EDUCATION FOR
25 SCHOOL DISTRICTS, THE STATE CHARTER SCHOOL INSTITUTE, AND PUBLIC
26 SCHOOLS IN THE STATE. THE DEPARTMENT SHALL WORK WITH THE
27 COLORADO STATE ADVISORY COUNCIL FOR PARENT INVOLVEMENT IN
28 EDUCATION, CREATED IN SECTION 22-7-303, IN GATHERING THE
29 MATERIALS. AT A MINIMUM, THE RESOURCE BANK SHALL INCLUDE MODEL
30 PARENT INVOLVEMENT POLICIES, MODEL PROGRAMS TO INCLUDE PARENTS
31 IN IMPROVING THEIR CHILDREN'S EDUCATION, AND DESCRIPTIONS OF BEST
32 PRACTICES AND STRATEGIES FOR INCREASING PARENT INVOLVEMENT IN
33 SCHOOLS. TO THE EXTENT POSSIBLE, THE DEPARTMENT SHALL ENSURE
34 THAT THE MATERIALS INCLUDED IN THE RESOURCE BANK REPRESENT VERY
35 HIGH-QUALITY PROGRAMS THAT HAVE DEMONSTRATED EFFECTIVENESS.
36 THE DEPARTMENT SHALL MAKE THE MATERIALS AVAILABLE
37 ELECTRONICALLY THROUGH ITS WEB SITE.

38

39 (2) THE DEPARTMENT SHALL IMPLEMENT THE PROVISIONS OF THIS
40 SECTION TO THE FULLEST DEGREE POSSIBLE WITHIN EXISTING RESOURCES.
41 THE DEPARTMENT MAY SEEK, ACCEPT, AND EXPEND PUBLIC OR PRIVATE
42 GIFTS, GRANTS, OR DONATIONS TO IMPLEMENT THIS SECTION."

43

44 Renumber succeeding section accordingly.

45

46

47

48

49 **LOCAL GOVERNMENT**

50 After consideration on the merits, the Committee recommends the
51 following:

52

53 **HB11-1079** be amended as follows, and as so amended, be referred to
54 the Committee of the Whole with favorable
55 recommendation:

56

1 Amend printed bill, strike everything below the enacting clause and
2 substitute the following:

3
4 **"SECTION 1.** 26-5.7-102 (2) and (5), Colorado Revised Statutes,
5 are amended, and the said 26-5.7-102 is further amended BY THE
6 ADDITION OF A NEW SUBSECTION, to read:

7
8 **26-5.7-102. Definitions.** As used in this article, unless the context
9 otherwise requires:

10
11 (2) (a) "Homeless youth" means a CHILD OR youth who is at least
12 ~~fifteen~~ ELEVEN years of age but is less than ~~eighteen~~ TWENTY-ONE years
13 of age and who:

14
15 (I) Lacks a fixed, regular, and adequate nighttime residence; or

16
17 (II) Has a primary nighttime residence that is:

18
19 (A) A supervised, publicly or privately operated shelter designed
20 to provide temporary living accommodations; or

21
22 (B) A public or private place not designed for, nor ordinarily used
23 as, a regular sleeping accommodation for human beings.

24
25 (b) "Homeless youth" shall not include any individual imprisoned
26 or otherwise detained pursuant to an act of congress or a state law.

27
28 (3.5) "LICENSED HOST FAMILY HOME" MEANS A HOME THAT MEETS
29 THE REQUIREMENTS ESTABLISHED BY THE STATE BOARD BY RULE
30 PURSUANT TO SECTION 26-6-106 (5).

31
32 (5) "Youth" or "child" means any person who is at least ~~fifteen~~
33 ELEVEN years of age but is less than ~~eighteen~~ TWENTY-ONE years of age.

34
35 **SECTION 2.** 26-5.7-105, Colorado Revised Statutes, is amended
36 to read:

37
38 **26-5.7-105. Child care facilities - homeless youth shelters -**
39 **authority - duties.** (1) Licensed child care facilities, ~~and~~ licensed
40 homeless youth shelters, ~~AND LICENSED HOST FAMILY HOMES~~ may provide
41 both crisis intervention services and alternative residential services to
42 homeless youth.

43
44 (2) Any youth admitted to a licensed child care facility, ~~or~~ licensed
45 homeless youth shelter, ~~OR LICENSED HOST FAMILY HOME~~ pursuant to this
46 article and who is not returned to the home of the youth's parent or is not
47 placed in a voluntary alternative residential placement pursuant to section
48 26-5.7-107 shall reside at a facility, ~~or~~ shelter, ~~OR LICENSED HOST FAMILY~~
49 HOME described in subsection (1) of this section for a period not to exceed
50 ~~two weeks~~ TWENTY-ONE DAYS from the time of intake except as
51 otherwise provided in this article. A licensed child care facility, ~~or~~
52 licensed homeless youth shelter, ~~OR A LICENSED HOST FAMILY HOME~~ shall
53 make a concerted effort to achieve a reconciliation of the family. If a
54 reconciliation and voluntary return of the youth have not been achieved
55 within forty-eight hours, excluding Saturdays, Sundays, and legal
56 holidays, from the time of intake and THE DIRECTOR OF the facility OR

1 SHELTER, OR OTHER PERSON IN CHARGE, does not consider it likely that
2 reconciliation will be achieved within the ~~two-week~~ TWENTY-ONE-DAY
3 period, then the director of the facility or shelter, or other person in
4 charge, shall provide the youth and the youth's parent with a statement
5 identifying:

- 6
7 (a) The availability of counseling services;
8
9 (b) The availability of longer term residential arrangements; and
10
11 (c) The possibility of referral to the county department.

12
13 (3) The state department shall develop a written statement of the
14 rights and counseling services set forth in subsection (2) of this section
15 and shall distribute the statement to each law enforcement agency,
16 licensed child care facility, ~~and~~ licensed homeless youth shelter, AND
17 LICENSED HOST FAMILY HOME. Each law enforcement officer taking a
18 youth into custody pursuant to this article shall provide the youth and the
19 youth's parent with a copy of the statement. Each licensed child care
20 facility, ~~and~~ licensed homeless youth shelter, AND LICENSED HOST FAMILY
21 HOME shall provide each resident youth and the youth's parent with a copy
22 of the statement.
23

24 (4) WHEN A YOUTH UNDER FIFTEEN YEARS OF AGE IS ADMITTED TO
25 A LICENSED CHILD CARE FACILITY, LICENSED HOMELESS YOUTH SHELTER,
26 OR LICENSED HOST FAMILY HOME, THE DIRECTOR OF THE FACILITY,
27 SHELTER, OR OTHER PERSON IN CHARGE SHALL NOTIFY THE COUNTY
28 DEPARTMENT OF THE COUNTY OF RESIDENCE OF THE PARENTS OF THE
29 YOUTH WITHIN SEVENTY-TWO HOURS OF THE YOUTH'S ADMISSION.
30

31 (5) IF THE DIRECTOR OF THE FACILITY, SHELTER, OR OTHER PERSON
32 IN CHARGE DETERMINES THAT A REFERRAL FOR ADDITIONAL SERVICES
33 NEEDS TO BE MADE, THE DIRECTOR OR OTHER PERSON IN CHARGE SHALL
34 MAKE THE REFERRAL TO THE COUNTY OF RESIDENCE OF THE PARENTS OF
35 THE YOUTH.
36

37 (6) A LICENSED FAMILY FOSTER HOME APPROVED AS A LICENSED
38 HOST FAMILY HOME SHALL NOT ACCEPT A HOMELESS YOUTH FOR
39 PLACEMENT UNDER THIS SECTION IF THERE ARE ANY FOSTER CHILDREN
40 CURRENTLY PLACED IN THE HOME.
41

42 (7) IF A YOUTH WHO IS AT LEAST ELEVEN YEARS OF AGE BUT LESS
43 THAN FIFTEEN YEARS OF AGE HAS BEEN SERVED UP TO TWENTY-ONE DAYS
44 AND RETURNS AGAIN TO THE LICENSED CHILD CARE FACILITY, LICENSED
45 HOMELESS YOUTH SHELTER, OR LICENSED HOST FAMILY HOME AFTER
46 LEAVING THE FACILITY, SHELTER, OR HOST HOME, THE DIRECTOR OF THE
47 LICENSED CHILD CARE FACILITY OR LICENSED HOMELESS YOUTH SHELTER
48 OR OTHER PERSON IN CHARGE SHALL MAKE A REFERRAL FOR SERVICES TO
49 THE COUNTY OF RESIDENCE OF THE PARENTS OF THE YOUTH.
50

51 **SECTION 3.** 26-5.7-108 (1), the introductory portion to
52 26-5.7-108 (2), and 26-5.7-108 (2) (a), Colorado Revised Statutes, are
53 amended to read:
54

55 **26-5.7-108. Voluntary alternative residence - lack of parental**
56 **agreement.** (1) If the youth and the youth's parent cannot agree on an

1 initial voluntary alternative residence within ~~two weeks~~ TWENTY-ONE
2 DAYS after admission to the alternative out-of-home residence, a referral
3 to the county department may be made.
4

5 (2) The licensed child care facility, ~~or the~~ licensed homeless youth
6 shelter, OR LICENSED HOST FAMILY HOME to which the youth has been
7 admitted may arrange for the establishment of a supervised independent
8 living arrangement or may arrange a voluntary residential agreement
9 between the youth and a relative or other responsible adult, a licensed
10 child care facility, ~~or~~ a licensed homeless youth shelter, OR A LICENSED
11 HOST FAMILY HOME if the youth has been admitted to a licensed child care
12 facility, ~~or~~ licensed homeless youth shelter, OR LICENSED HOST FAMILY
13 HOME and:
14

15 (a) ~~Two weeks~~ TWENTY-ONE DAYS have passed since admission;
16

17 **SECTION 4.** 26-5.9-103 (2), Colorado Revised Statutes, is
18 amended to read:
19

20 **26-5.9-103. Definitions.** As used in this article, unless the context
21 otherwise requires:
22

23 (2) "Homeless youth" means a youth who is at least ~~fifteen~~
24 ELEVEN years of age but is younger than twenty-one years of age and who
25 is not imprisoned or otherwise detained pursuant to a federal or state law
26 and who:
27

28 (a) Lacks a fixed, regular, and adequate nighttime residence; or
29

30 (b) Has a primary nighttime residence that is:
31

32 (I) A supervised, publicly or privately operated shelter designed
33 to provide temporary living accommodations; or
34

35 (II) A public or private place not designed for, nor ordinarily used
36 as, a regular sleeping accommodation for human beings.
37

38 **SECTION 5.** 26-6-102 (5.1), Colorado Revised Statutes, is
39 amended to read:
40

41 **26-6-102. Definitions.** As used in this article, unless the context
42 otherwise requires:
43

44 (5.1) "Homeless youth shelter" means a facility that, in addition
45 to other services it may provide, provides services and mass temporary
46 shelter for a period of three days or more to youths who are at least ~~fifteen~~
47 ELEVEN years of age, or older, and who otherwise are homeless youth as
48 that term is defined in section 26-5.7-102 (2).
49

50 **SECTION 6.** 26-5.9-105, Colorado Revised Statutes, is amended
51 BY THE ADDITION OF A NEW SUBSECTION to read:
52

53 **26-5.9-105. Administration.** (3) ON OR BEFORE JANUARY 15,
54 2012, AND ON OR BEFORE EACH JANUARY 15 THEREAFTER, THE OFFICE OF
55 HOMELESS YOUTH SERVICES, IN CONJUNCTION WITH THE PREVENTION
56 SERVICES DIVISION IN THE DEPARTMENT OF PUBLIC HEALTH AND

1 ENVIRONMENT AND THE DEPARTMENT OF EDUCATION, SHALL SUBMIT A
2 CONSOLIDATED REPORT TO THE GENERAL ASSEMBLY OF EXISTING REPORTS
3 RELATING TO PREVENTION, INTERVENTION, AND TREATMENT SERVICES
4 PROVIDED TO HOMELESS YOUTH EIGHTEEN YEARS OF AGE TO TWENTY-ONE
5 YEARS OF AGE BY THE DEPARTMENT OF HUMAN SERVICES, COUNTY
6 DEPARTMENTS OF SOCIAL SERVICES, AND OTHER STATE DEPARTMENTS
7 THAT OPERATE PREVENTION, INTERVENTION, AND TREATMENT PROGRAMS
8 SERVING YOUTH EIGHTEEN YEARS OF AGE TO TWENTY-ONE YEARS OF AGE.
9 THE REPORT SHALL ALSO INCLUDE THE DATA THAT THE DEPARTMENT OF
10 EDUCATION ANNUALLY COMPILES ON THE NUMBER OF HOMELESS YOUTH
11 ENROLLED IN PUBLIC SCHOOLS IN THE STATE, THE TYPE OF HOMELESSNESS,
12 AND THE LIST OF SERVICES THAT ARE PROVIDED TO SUCH HOMELESS
13 YOUTH. THE CONSOLIDATED REPORT SHALL INCLUDE THE NUMBER OF
14 YOUTH SERVED, THE TYPES OF SERVICES PROVIDED, AND THE OUTCOMES
15 DERIVED FROM SUCH SERVICES.

16
17 **SECTION 7.** 26-6-106, Colorado Revised Statutes, is amended
18 BY THE ADDITION OF A NEW SUBSECTION to read:

19
20 **26-6-106. Standards for facilities and agencies.** (5) THE STATE
21 BOARD SHALL PROMULGATE RULES TO DEFINE THE REQUIREMENTS FOR
22 LICENSURE FOR A LICENSED HOST FAMILY HOME SERVING HOMELESS
23 YOUTH PURSUANT TO THE "HOMELESS YOUTH ACT", ARTICLE 5.7 OF THIS
24 TITLE.

25
26 **SECTION 8.** 19-3-205, Colorado Revised Statutes, is amended
27 to read:

28
29 **19-3-205. Continuing jurisdiction.** (1) Except as otherwise
30 provided in this article, the jurisdiction of the court over any child
31 adjudicated as neglected or dependent shall continue until he becomes
32 twenty-one years of age unless earlier terminated by court order.

33
34 (2) COMMENCING JANUARY 1, 2012, THE COURT SHALL CONSIDER
35 THE INDIVIDUAL CIRCUMSTANCES OF EACH YOUTH IN OUT-OF-HOME
36 PLACEMENT WHO IS AT LEAST SEVENTEEN YEARS OF AGE BUT WHO HAS
37 NOT YET REACHED EIGHTEEN YEARS OF AGE TO DETERMINE IF THE YOUTH
38 IS READY TO BECOME INDEPENDENT UPON REACHING EIGHTEEN YEARS OF
39 AGE OR WHETHER THE YOUTH SHOULD REMAIN UNDER THE CARE AND
40 SUPERVISION OF THE COUNTY UNTIL THE YOUTH REACHES TWENTY-ONE
41 YEARS OF AGE. THE COURT SHALL DETERMINE IF THE YOUTH IS ENGAGED
42 IN ONE OF THE FOLLOWING ACTIVITIES:

43
44 (a) COMPLETING SECONDARY EDUCATION OR IS ENROLLED IN A
45 PROGRAM LEADING TO AN EQUIVALENT CREDENTIAL;

46
47 (b) ENROLLED IN AN INSTITUTION THAT PROVIDES
48 POSTSECONDARY OR VOCATIONAL EDUCATION;

49
50 (c) PARTICIPATING IN A PROGRAM OR ACTIVITY DESIGNED TO
51 PROMOTE OR REMOVE BARRIERS TO EMPLOYMENT;

52
53 (d) EMPLOYED FOR AT LEAST EIGHTY HOURS PER MONTH; OR

54
55 (e) IF A YOUTH'S MEDICAL CONDITION MAKES HIM OR HER
56 INCAPABLE OF ENGAGING IN ANY OF THE ACTIVITIES DESCRIBED IN

1 PARAGRAPHS (a) TO (d) OF THIS SUBSECTION (2), THE APPLICABLE COUNTY
2 DEPARTMENT SHALL MAINTAIN INFORMATION ABOUT THE YOUTH'S
3 CONDITION IN THE YOUTH'S CASE PLAN.
4

5 **SECTION 9. Act subject to petition - effective date.** This act
6 shall take effect at 12:01 a.m. on the day following the expiration of the
7 ninety-day period after final adjournment of the general assembly (August
8 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a
9 referendum petition is filed pursuant to section 1 (3) of article V of the
10 state constitution against this act or an item, section, or part of this act
11 within such period, then the act, item, section, or part shall not take effect
12 unless approved by the people at the general election to be held in
13 November 2012 and shall take effect on the date of the official
14 declaration of the vote thereon by the governor."
15
16
17

18 **HB11-1140** be amended as follows, and as so amended, be referred to
19 the Committee on Appropriations with favorable
20 recommendation:
21

22 Amend printed bill, page 2, line 14, after "INITIATIVE." insert "IN
23 IMPLEMENTING THE SECURE COMMUNITIES INITIATIVE, EACH LOCAL
24 GOVERNMENT SHALL COMPLY WITH THE PROVISIONS OF SECTION
25 29-29-103 (2) (a) (II)."
26

27 Page 4, strike lines 2 through 27.
28

29 Page 5, strike lines 1 through 15.
30

31 Renumber succeeding sections accordingly.
32

33 Page 6, strikes lines 4 through 9 and substitute: "passage; except that
34 Section 2 of this act shall take effect thirty days after the United States
35 department of homeland security's immigration and customs enforcement
36 agency's secure communities initiative is made available to each local
37 government in the state."
38
39
40

41 **HB11-1154** be postponed indefinitely.
42
43
44

45 **PRINTING REPORT**

46
47 The Chief Clerk reports the following bills have been correctly printed:
48 **HB11-1261, 1262, 1263, 1264.**
49
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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 February 16, retaining place on Calendar:

- Consideration of Resolution(s)--**HR11-1005**.
 - Consideration of Senate Amendment(s)--**HB11-1011**.
-

On motion of Representative Stephens, the House adjourned until 9:00 a.m., February 16, 2011.

Approved:
FRANK McNULTY,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk

