

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

One hundred-fourteenth Legislative Day      Thursday, May 3, 2012

1 The Speaker called the House to order at 9:00 a.m.  
2  
3 Prayer by Deacon Taylor Elder, Immaculate Heart of Mary, Northglenn.  
4  
5 Pledge of Allegiance led by Cayden Risley from Silver Creek Elementary,  
6 Thornton.  
7  
8 The roll was called with the following result:  
9  
10 Present--47.  
11 Excused--Representative(s) Barker, Becker, DelGrosso, Ferrandino,  
12 Gardner B., Gerou, Hullinghorst, Kerr A., Levy, Looper,  
13 Massey, McCann, Nikkel Pabon, Solano, Sonnenberg, Todd,  
14 Vaad--18.  
15 Present after roll call--Representative(s) Becker, DelGrosso,  
16 Ferrandino, Gardner B., Gerou, Hullinghorst, Kerr A., Levy,  
17 Looper, Massey, McCann, Nikkel Pabon, Solano, Sonnenberg,  
18 Todd, Vaad.  
19

20 The Speaker declared a quorum present.  
21  
22

23 On motion of Representative Coram, the reading of the journal of  
24 May 2, 2012, was declared dispensed with and approved as corrected by  
25 the Chief Clerk.  
26  
27

House in recess. House reconvened.  
28  
29  
30

**MESSAGE(S) FROM THE SENATE**

31  
32  
33 The Senate has adopted and transmits herewith: SJR12- 039.  
34  
35

**INTRODUCTION AND CONSIDERATION OF RESOLUTION**

36  
37  
38 On motion of Representative Stephens, the rules were suspended and the  
39 following resolution was given immediate consideration.  
40

41 **SJR12-039** by Senator(s) Scheffel; also Representative(s) Massey--  
42 Concerning the designation of September 27, 2012, as  
43 "First Responder Appreciation Day".

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

2

3 On motion of Representative Massey, the resolution was read at length  
4 and **adopted** by **viva voce** vote.

5

6 Current Roll Call added as co-sponsor(s): Representative(s) Acree, Balmer,  
7 Baumgardner, Becker, Beezley, Bradford, Brown, Casso, Conti, Coram, Court,  
8 DelGrosso, Duran, Ferrandino, Fields, Fischer, Gardner B., Gerou, Hamner,  
9 Holbert, Hullinghorst, Jones, Joshi, Kagan, Kefalas, Kerr A., Kerr J., Labuda,  
10 Lee, Levy, Liston, Looper, McCann, McKinley, Miklosi, Murray, Nikkel,  
11 Pabon, Pace, Peniston, Priola, Ramirez, Ryden, Schafer S., Scott, Singer,  
12 Solano, Sonnenberg, Soper, Stephens, Summers, Swalm, Swerdfeger, Szabo,  
13 Todd, Tyler, Vaad, Vigil, Waller, Williams A., Wilson, Young, Speaker.

14

15

16 House in recess. House reconvened.

17

18

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

20

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

24

25 **HB12-1119** by Representative(s) Coram; also Senator(s) Giron and  
26 King S.--Concerning violations of state requirements  
27 enforced by the department of public health and  
28 environment that pertain to construction-related discharges  
29 of storm water.

30

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

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

35

	YES	62	NO	1	EXCUSED	2	ABSENT	0
36	Acree	Y	Fischer	N	Looper	Y	Solano	Y
37	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
38	Barker	E	Gerou	Y	McCann	Y	Soper	Y
39	Baumgardner	Y	Hamner	E	McKinley	Y	Stephens	Y
40	Becker	Y	Holbert	Y	Miklosi	Y	Summers	Y
41	Beezley	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
42	Bradford	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
43	Brown	Y	Joshi	Y	Pabon	Y	Szabo	Y
44	Casso	Y	Kagan	Y	Pace	Y	Todd	Y
45	Conti	Y	Kefalas	Y	Peniston	Y	Tyler	Y
46	Coram	Y	Kerr A.	Y	Priola	Y	Vaad	Y
47	Court	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
48	DelGrosso	Y	Labuda	Y	Ryden	Y	Waller	Y
49	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
50	Ferrandino	Y	Levy	Y	Scott	Y	Wilson	Y
51	Fields	Y	Liston	Y	Singer	Y	Young	Y
52							Speaker	Y

53 Co-sponsor(s) added: Representative(s) Becker, Beezley, Bradford, Brown,  
54 DelGrosso, Ferrandino, Gerou, Holbert, Kerr J., Labuda, Lee, Liston, Looper,  
55 Massey, Priola, Ramirez, Scott, Sonnenberg, Stephens, Swalm, Swerdfeger,  
56 Speaker.

1 **APPOINTMENT**

2  
3 The Speaker announced the following appointment:

4  
5 **JUDICIARY**

6 Representative Baumgardner to replace Representative Barker until  
7 further notice on the Judiciary Committee.

8  
9  
10  
11 **REPORT(S) OF COMMITTEE(S) OF REFERENCE**

12  
13 **APPROPRIATIONS**

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

16  
17 **HB12-1358** be amended as follows, and as so amended, be referred to  
18 the Committee of the Whole with favorable  
19 recommendation:

20  
21 Amend printed bill, page 2, line 8, after "marijuana" insert "businesses".

22  
23 Page 2, line 9, strike "license" and substitute "begin licensing".

24  
25 Page 3, line 26, strike "THE EFFECTIVE DATE OF THIS" and substitute "JULY  
26 1, 2012,".

27  
28 Page 3, line 27, strike "PARAGRAPH (d),".

29  
30 Page 4, strike lines 7 through 14.

31  
32 Page 4, line 19, strike "THE COLORADO BUREAU OF INVESTIGATION AND".

33  
34 Page 5, line 16, strike "the local licensing authority has" and substitute  
35 "the local licensing authority has".

36  
37 Page 5, strike lines 17 and 18 and substitute "approved the application for  
38 a local license and issued a local license as provided for in sections  
39 ~~12-43.3-301 to 12-43.3-303~~ IT HAS COMPLETED EACH CRIMINAL HISTORY  
40 BACKGROUND CHECK ASSOCIATED WITH THE APPLICATION. IF THE STATE  
41 LICENSING AUTHORITY ISSUES THE APPLICANT A STATE LICENSE AND THE  
42 LOCAL LICENSING AUTHORITY SUBSEQUENTLY DENIES THE APPLICANT A  
43 LICENSE, THE STATE LICENSING AUTHORITY SHALL IMMEDIATELY RESCIND  
44 THE APPLICANT'S STATE LICENSE. THE STATE".

45  
46 Page 5, after line 23, insert:

47  
48 **"SECTION 5. Appropriation.** (1) In addition to any other  
49 appropriation, there is hereby appropriated, out of any moneys in the  
50 medical marijuana program cash fund created in section 25-1.5-106 (16)  
51 (a), Colorado Revised Statutes, not otherwise appropriated, to the  
52 department of public health and environment, for the center for health and  
53 environmental information, for the fiscal year beginning July 1, 2011, the  
54 sum of \$93,600, or so much thereof as may be necessary, for the  
55 implementation of this act.

56 (2) In addition to any other appropriation, there is hereby

1 appropriated to the department of public safety, for the Colorado crime  
2 information center, for the fiscal year beginning July 1, 2011, the sum of  
3 \$93,600, or so much thereof as may be necessary. Said sum is from  
4 reappropriated funds received from the department of public health and  
5 environment out of the appropriation made in subsection (1) of this  
6 section.

7 **SECTION 6. Appropriation.** In addition to any other  
8 appropriation, there is hereby appropriated, out of any moneys in the  
9 general fund not otherwise appropriated, to the department of public  
10 health and environment, for the fiscal year beginning July 1, 2012, the  
11 sum of \$2,000,000, or so much thereof as may be necessary, for allocation  
12 to the Tony Grampas youth services program related to the  
13 implementation of this act."

14  
15 Renumber succeeding section accordingly.

16  
17 Page 1, line 101, strike "MARIJUANA." and substitute "MARIJUANA, AND,  
18 IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

19  
20  
21  
22 **HB12-1360** be amended as follows, and as so amended, be referred to  
23 the Committee of the Whole with favorable  
24 recommendation:

25  
26 Amend printed bill, page 2, after line 14 insert:

27  
28 **"SECTION 2. Appropriation.** In addition to any other  
29 appropriation, there is hereby appropriated, out of any moneys in the  
30 Colorado economic development fund created in section 24-46-105 (1),  
31 Colorado Revised Statutes, not otherwise appropriated, to the governor -  
32 lieutenant governor - state planning and budgeting, for the fiscal year  
33 beginning July 1, 2012, the sum of \$4,000,000, or so much thereof as may  
34 be necessary, for allocation to economic development programs,  
35 economic development commission - general economic incentives and  
36 marketing, for the provision of incentives to businesses related to the  
37 implementation of this act."

38  
39 Renumber succeeding section accordingly.

40  
41 Page 1, line 106, strike "YEAR." and substitute "YEAR, AND, IN  
42 CONNECTION THEREWITH, MAKING AN APPROPRIATION."

43  
44  
45  
46  
47 **EDUCATION**

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

50  
51 **SB12-046** be referred to the Committee of the Whole with favorable  
52 recommendation.

53  
54  
55  
56

1 **LOCAL GOVERNMENT**

2 After consideration on the merits, the Committee recommends the  
3 following:

4  
5 **SB12-101** be amended as follows, and as so amended, be referred to  
6 the Committee on Appropriations with favorable  
7 recommendation:

8  
9 Amend reengrossed bill, page 2, line 11, strike "district, but no" and  
10 substitute "district; ~~but~~ EXCEPT THAT, IN A DISTRICT IN WHICH A SALES TAX  
11 IS LEVIED, A NONCONTIGUOUS PART OR SECTION MAY ONLY BE INCLUDED  
12 IF THE OWNERS OF ANY PROPERTY WITHIN SUCH PART OR SECTION  
13 PETITIONED TO BE INCLUDED IN THE DISTRICT. No".

14  
15  
16  
17  
18 **STATE, VETERANS, & MILITARY AFFAIRS**

19 After consideration on the merits, the Committee recommends the  
20 following:

21  
22 **HCR12-1002** be postponed indefinitely.

23  
24  
25 **SB12-139** be postponed indefinitely.

26  
27  
28 **SB12-154** be postponed indefinitely.

29  
30  
31  
32  
33 **TRANSPORTATION**

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

36  
37 **SB12-170** be referred to the Committee of the Whole with favorable  
38 recommendation.

39  
40  
41  
42 **FIRST REPORT OF FIRST CONFERENCE COMMITTEE**  
43 **on SB12-020**

44 This Report Amends the Rerevised Bill.

45  
46 To the President of the Senate and the  
47 Speaker of the House of Representatives:

48  
49 Your first conference committee appointed on SB12-020,  
50 concerning immunity from certain criminal offenses when a person  
51 reports in good faith an emergency drug or alcohol overdose event, has  
52 met and reports that it has agreed upon the following:

53  
54 1. That the Senate accede to the House amendments made to the  
55 bill, as the amendments appear in the rerevised bill, with the following  
56 changes:

1 Amend rerevised bill, page 4, strike lines 6 and 7 and substitute  
2 "DESCRIBED IN SECTION 18-18-403.5 (2) (a) (I), (2) (b) (I), OR (2) (c);".  
3

4 2. That, under the authority granted to the committee to consider  
5 matters not at issue between the two houses, the following amendments  
6 be recommended:  
7

8 Amend rerevised bill, page 3, line 12, strike "ARREST AND".  
9

10 Page 5, strike lines 4 through 10 and substitute:

11 "(4) NOTHING IN THIS SECTION SHALL BE INTERPRETED TO  
12 PROHIBIT THE PROSECUTION OF A PERSON FOR AN OFFENSE OTHER THAN AN  
13 OFFENSE LISTED IN SUBSECTION (3) OF THIS SECTION OR TO LIMIT THE  
14 ABILITY OF A DISTRICT ATTORNEY OR A LAW ENFORCEMENT OFFICER TO  
15 OBTAIN OR USE EVIDENCE OBTAINED FROM A REPORT, RECORDING, OR ANY  
16 OTHER STATEMENT PROVIDED PURSUANT TO SUBSECTION (1) OF THIS  
17 SECTION TO INVESTIGATE AND PROSECUTE AN OFFENSE OTHER THAN AN  
18 OFFENSE LISTED IN SUBSECTION (3) OF THIS SECTION."  
19

20 Respectfully submitted,

21 Senate Committee:  
22 (signed)  
23 Irene Aguilar  
24 Ellen Roberts  
25 Morgan Carroll

House Committee:  
(signed)  
Kenneth Summers  
Mark Waller  
Pete Lee

26

27

28

29 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

30

31 The Speaker has signed: **HB12-1012, 1070, 1114, 1140, 1151, 1224,**  
32 **1239, 1244, 1262, 1276.**  
33

34

35

36

37 **MESSAGE(S) FROM THE SENATE**

38

39 The Senate has adopted and transmits herewith: SJR12- 043.  
40

41

42

43

44

45

46

47

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

49

50 **ECONOMIC & BUSINESS DEVELOPMENT**

51 After consideration on the merits, the Committee recommends the  
52 following:  
53

54

55 **SB12-086** be referred favorably to the Committee on Legislative  
Council.  
56

57

58

59

1 **HEALTH & ENVIRONMENT**

2 After consideration on the merits, the Committee recommends the  
3 following:

4  
5 **SB12-090** be referred favorably to the Committee on Appropriations.

6  
7  
8 **SB12-108** be amended as follows, and as so amended, be referred to  
9 the Committee on Appropriations with favorable  
10 recommendation:

11  
12 Amend reengrossed bill, page 4, strike lines 3 through 16 and substitute:

13  
14 "(2) (a) ON OR BEFORE JANUARY 1, 2014, THE STATE DEPARTMENT  
15 SHALL DESIGN AND IMPLEMENT A LIMITED ORAL HEALTH BENEFIT FOR  
16 PREGNANT AND EARLY POSTPARTUM WOMEN USING A COLLABORATIVE  
17 STAKEHOLDER PROCESS TO CONSIDER THE COMPONENTS OF THE BENEFIT,  
18 INCLUDING, BUT NOT LIMITED TO, THE COST, BEST PRACTICES, THE EFFECT  
19 ON HEALTH OUTCOMES, CLIENT EXPERIENCE, SERVICE DELIVERY MODELS,  
20 AND MAXIMUM EFFICIENCIES IN THE ADMINISTRATION OF THE BENEFIT."

21  
22  
23  
24  
25 **JUDICIARY**

26 After consideration on the merits, the Committee recommends the  
27 following:

28  
29 **SB12-028** be referred favorably to the Committee on Appropriations.

30  
31  
32 **SB12-104** be referred favorably to the Committee on Finance.

33  
34  
35 **SB12-116** be amended as follows, and as so amended, be referred to  
36 the Committee on Appropriations with favorable  
37 recommendation:

38  
39 Amend reengrossed bill, page 2, after line 1, insert:

40 **"SECTION 1. Legislative declaration - post-enactment review**  
41 **of this act.** (1) The general assembly hereby determines and declares  
42 that:

43 (a) In accordance with section 2-2-1201, Colorado Revised  
44 Statutes (C.R.S.), the legislative service agencies of the general assembly  
45 shall conduct a post-enactment review of Senate Bill 12-116, enacted in  
46 2012, and report their conclusions to the judiciary committees of the  
47 house of representatives and senate, or any successor committees, and to  
48 the persons described in section 2-2-1201 (3), C.R.S.;

49 (b) Notwithstanding the provisions of section 2-2-1201 (3),  
50 C.R.S., the legislative service agencies of the general assembly shall  
51 complete the post-enactment review of Senate Bill 12-116, enacted in  
52 2012, no later than one hundred eighty days after the one-year anniversary  
53 of the enactment of Senate Bill 12-116, enacted in 2012;

54 (c) Notwithstanding the provisions of section 2-2-1201 (2) (a),  
55 C.R.S., the review shall not make the determinations described in said  
56 section 2-2-1201 (2) (a), C.R.S., but shall include the following

1 information:

2 (I) A comparison of the criminal sanctions for possession of the  
3 controlled substances defined as "cathinones" at section 18-18-102 (3.5),  
4 C.R.S., enacted in section 2 of this act, to the criminal sanctions for  
5 possession of controlled substances, as such criminal sanctions appear in  
6 title 18, C.R.S., following the 2013 regular session of the sixty-ninth  
7 general assembly;

8 (II) Information indicating whether law enforcement agencies  
9 within the state have made efforts since the effective date of Senate Bill  
10 12-116, enacted in 2012, pursuant to the provisions of the "Colorado  
11 Consumer Protection Act", article 1 of title 6, C.R.S., to bring actions  
12 against manufacturers, distributors, or retailers of products containing  
13 cathinones, including information regarding the type of enforcement  
14 actions that have been employed, the law enforcement agency or agencies  
15 involved in each such enforcement action, and the outcome of each such  
16 enforcement action, to the extent that such information is available; and

17 (III) Information indicating whether any criminal cases have been  
18 filed pursuant to the provisions of section 18-18-406.7 or 18-18-406.8,  
19 C.R.S., enacted in section 4 of this act, including the number of such  
20 cases, the jurisdiction in which each such case was filed, the nature of the  
21 charges filed in each such case, and the disposition of each such case, to  
22 the extent that such information is available."  
23

24 Renumber succeeding sections accordingly.  
25

26 Page 2, line 15, strike "( $\alpha$ -PPP);" and substitute "(ALPHA-PPP);".  
27

28 Page 2, line 17, strike "( $\alpha$ -PBP);" and substitute "(ALPHA-PBP);".  
29

30 Page 2, line 18, strike "( $\alpha$ -PVP, PVP);" and substitute "(ALPHA-PVP,  
31 PVP);".  
32

33 Page 3, line 27, strike "A CATHINONE," and substitute "ANY  
34 CATHINONES,".  
35

36 Page 6, after line 13, insert:

37 **"SECTION 7.** In Colorado Revised Statutes, 2-2-1201, **add** (8)  
38 as follows:

39 **2-2-1201. Accountability clauses - post-enactment review of**  
40 **implementation of bills by legislative service agencies - definitions -**  
41 **repeal.** (8) (a) NOTWITHSTANDING ANY OTHER PROVISION OF THIS  
42 SECTION, IN CONDUCTING THE POST-ENACTMENT REVIEW OF SENATE BILL  
43 12-116, ENACTED IN 2012, THE LEGISLATIVE SERVICE AGENCIES SHALL  
44 NOT BE SUBJECT TO:

45 (I) THE REQUIREMENTS OF SUBSECTION (2) OF THIS SECTION; OR

46 (II) THE REQUIREMENT IN SUBSECTION (3) OF THIS SECTION THAT  
47 THE LEGISLATIVE SERVICE AGENCIES COMPLETE THE POST-ENACTMENT  
48 REVIEW NO LATER THAN ONE HUNDRED EIGHTY DAYS AFTER THE  
49 TWO-YEAR OR FIVE-YEAR ANNIVERSARY, AS APPLICABLE, OF THE  
50 ENACTMENT OF SENATE BILL 12-116.

51 (b) IN CONDUCTING THE POST-ENACTMENT REVIEW OF SENATE  
52 BILL 12-116, THE LEGISLATIVE SERVICE AGENCIES SHALL SUBMIT TO THE  
53 MEMBERS OF THE JUDICIARY COMMITTEES OF THE HOUSE OF  
54 REPRESENTATIVES AND SENATE, OR ANY SUCCESSOR COMMITTEES, AND TO  
55 THE PERSONS DESCRIBED IN SUBSECTION (3) OF THIS SECTION, THE  
56 FOLLOWING INFORMATION:



1 (I) A COMPARISON OF THE CRIMINAL SANCTIONS FOR POSSESSION  
 2 OF THE CONTROLLED SUBSTANCES DEFINED AS "CATHINONES" AT SECTION  
 3 18-18-102 (3.5), C.R.S., ENACTED IN SENATE BILL 12-116, ENACTED IN  
 4 2012, AS "CATHINONES", TO THE CRIMINAL SANCTIONS FOR POSSESSION OF  
 5 CONTROLLED SUBSTANCES, AS SUCH CRIMINAL SANCTIONS APPEAR WITHIN  
 6 TITLE 18, C.R.S., FOLLOWING THE 2013 REGULAR SESSION OF THE  
 7 SIXTY-NINTH GENERAL ASSEMBLY;

8 (II) INFORMATION INDICATING WHETHER LAW ENFORCEMENT  
 9 AGENCIES WITHIN THE STATE HAVE MADE EFFORTS SINCE THE EFFECTIVE  
 10 DATE OF THIS SUBSECTION (8) PURSUANT TO THE PROVISIONS OF THE  
 11 "COLORADO CONSUMER PROTECTION ACT", ARTICLE 1 OF TITLE 6, C.R.S.,  
 12 TO BRING ACTIONS AGAINST MANUFACTURERS, DISTRIBUTORS, OR  
 13 RETAILERS OF PRODUCTS CONTAINING CATHINONES, INCLUDING  
 14 INFORMATION REGARDING THE TYPE OF ENFORCEMENT ACTIONS THAT  
 15 HAVE BEEN EMPLOYED, THE LAW ENFORCEMENT AGENCY OR AGENCIES  
 16 INVOLVED IN EACH SUCH ENFORCEMENT ACTION, AND THE OUTCOME OF  
 17 EACH SUCH ENFORCEMENT ACTION, TO THE EXTENT THAT SUCH  
 18 INFORMATION IS AVAILABLE; AND

19 (III) INFORMATION INDICATING WHETHER ANY CRIMINAL CASES  
 20 HAVE BEEN FILED PURSUANT TO THE PROVISIONS OF SECTION 18-18-406.7  
 21 OR 18-18-406.8, C.R.S., ENACTED IN SENATE BILL 12-116, ENACTED IN  
 22 2012, INCLUDING THE NUMBER OF SUCH CASES, THE JURISDICTION IN  
 23 WHICH EACH SUCH CASE WAS FILED, THE NATURE OF THE CHARGES FILED  
 24 IN EACH SUCH CASE, AND THE DISPOSITION OF EACH SUCH CASE, TO THE  
 25 EXTENT THAT SUCH INFORMATION IS AVAILABLE.

26 (c) THE LEGISLATIVE SERVICE AGENCIES SHALL COMPLETE THE  
 27 POST-ENACTMENT REVIEW OF SENATE BILL 12-116, ENACTED IN 2012,  
 28 PURSUANT TO THIS SUBSECTION (8) NO LATER THAN ONE HUNDREDEIGHTY  
 29 DAYS AFTER THE ONE-YEAR ANNIVERSARY OF THE ENACTMENT OF THE  
 30 BILL.

31 (d) THIS SUBSECTION (8) IS REPEALED, EFFECTIVE SEPTEMBER 1,  
 32 2013."

33

34 Renumber succeeding sections accordingly.

35

36 Page 6, after line 22, insert:

37 **"SECTION 9. Accountability.** One year after this act becomes  
 38 law and in accordance with section 2-2-1201, Colorado Revised Statutes,  
 39 the legislative service agencies of the Colorado General Assembly shall  
 40 conduct a post-enactment review of the implementation of this act  
 41 utilizing the information contained in the legislative declaration set forth  
 42 in section 1 of this act, and report their conclusions to the judiciary  
 43 committees of the House of Representatives and Senate, or any successor  
 44 committees."

45

46 Renumber succeeding section accordingly.

47

48 Page 1, line 103, strike "CATHINONE." and substitute "CATHINONE, AND,  
 49 IN CONNECTION THEREWITH, REQUIRING A POST-ENACTMENT REVIEW  
 50 OF THE IMPLEMENTATION OF THIS ACT.

51

52

53

54

55

**SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

The Speaker has signed: **SB12-012, 041, 060, 121, 123, 150, 168; SJM12-002; SJR12-006, 024, 029, 030, 032, 033, 042.**

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**DELIVERY OF BILLS TO GOVERNOR**

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: **HB12-1012, 1070, 1114, 1140, 1151, 1224, 1239, 1244, 1262, 1276** at 10:56 a.m. on May 3, 2012.

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**MESSAGE(S) FROM THE SENATE**

The Senate has passed on Third Reading and transmits to the Revisor of Statutes: SB12-173.

HB12-1036 amended as printed in Senate Journal, May 2, 2012, page 1041.

HB12-1043 amended as printed in Senate Journal, May 2, 2012, page 1041.

HB12-1086 amended as printed in Senate Journal, May 2, 2012, page 1041.

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The Senate has passed on Third Reading and transmits to the Revisor of Statutes:

SB12-129 amended as printed in Senate Journal, March 9, 2012, page 435.

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**MESSAGE(S) FROM THE REVISOR**

We herewith transmit:  
Without comment, SB12-173.  
Without comment, as amended, HB12-1036, 1043, and 1086.

---

We herewith transmit:  
Without comment, as amended, SB12-129.

---

**MESSAGE(S) FROM THE GOVERNOR**

I certify I received the following on the 3rd day of May, 2012, at 4:35 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,  
Chief Clerk of the House

1 May 3, 2012

2

3 To the Honorable House of Representatives

4 Sixty-Eighth General Assembly

5 Second Regular Session

6 State Capitol

7 Denver, CO 80203

8

9 Ladies and Gentlemen:

10

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

13

14 **HB12-1339** CONCERNING THE COLORADO BENEFITS MANAGEMENT  
15 SYSTEM IMPROVEMENT AND MODERNIZATION PROJECT,  
16 AND, IN CONNECTION THEREWITH, MAKING AN  
17 APPROPRIATION.

18

19 Approved May 3, 2012 at 12:41 pm

20

21 **HB12-1337** CONCERNING THE CLOSURE OF THE SOUTH CAMPUS OF  
22 THE CENTENNIAL CORRECTION FACILITY FOR HOUSING  
23 PURPOSES.

24

25 Approved May 3, 2012 at 12:45p m

26

27 **HB12-1131** CONCERNING THE CREATION OF A CHILD LOSS  
28 AWARENESS LICENSE PLATE, AND, IN CONNECTION  
29 THEREWITH, MAKING AN APPROPRIATION.

30

31 Approved May 3, 2012 at 12:54 pm

32

33 **HB12-1258** CONCERNING REGULATION OF PUBLIC UTILITIES IN  
34 TERMS OF ALTERNATIVE FUEL VEHICLES.

35

36 Approved May 3, 2012 at 12:59 pm

37

38 **HB12-1063** CONCERNING THE STATE VETERANS NURSING HOME AT  
39 HOMELAKE, COLORADO, AND IN CONNECTION  
40 THEREWITH, MAKING AN APPROPRIATION.

41

42 Approved May 3, 2012 at 1:06 pm

43

44 **HB12-1162** CONCERNING THE CREATION OF AN OPERATION DESERT  
45 STORM LICENSE PLATE, AND, IN CONNECTION  
46 THEREWITH, MAKING AN APPROPRIATION.

47

48 Approved May 3, 2012 at 1:08 pm

49

50 **HB12-1153** CONCERNING THE CREATION OF A SPECIAL LICENSE  
51 PLATE COMMEMORATING RECIPIENTS OF THE  
52 DISTINGUISHED FLYING CROSS, AND, IN CONNECTION  
53 THEREWITH, MAKING AN APPROPRIATION.

54

55 Approved May 3, 2012 at 12:49 pm

56

1 **HB12-1336** CONCERNING AUTHORIZATION OF A PRISON UTILIZATION  
 2 ANALYSIS, AND, IN CONNECTION THEREWITH, MAKING  
 3 AN APPROPRIATION.

4  
 5 Approved May 3, 2012 at 1:17 pm

6  
 7 **HB12-1338** CONCERNING THE TRANSFER OF GENERAL FUND  
 8 SURPLUS MONEYS TO THE STATE EDUCATION FUND AT  
 9 THE END OF CERTAIN FISCAL YEARS.

10  
 11 Approved May 3, 2012 at 1:18 pm

12  
 13 **HB12-1340** CONCERNING A REDUCTION IN THE GENERAL FUND  
 14 PORTION OF THE PER DIEM RATES PAID TO NURSING  
 15 FACILITIES AND, IN CONNECTION THEREWITH, REDUCING  
 16 AN APPROPRIATION.

17  
 18 Approved May 3, 2012 at 1:18 pm

19  
 20 **HB12-1341** CONCERNING THE REPEAL OF THE STATEWIDE  
 21 STRATEGIC USE FUND.

22  
 23 Approved May 3, 2012 at 1:19 pm

24  
 25 **HB12-1342** CONCERNING A WORK THERAPY PROGRAM IN THE  
 26 DEPARTMENT OF HUMAN SERVICES, AND, IN  
 27 CONNECTION THEREWITH, MAKING AN APPROPRIATION.

28  
 29 Approved May 3, 2012 at 1:19 pm

30  
 31 **HB12-1343** CONCERNING THE TRANSFER OF MONEYS FROM THE  
 32 STATE RAIL BANK FUND TO THE GENERAL FUND.

33  
 34 Approved May 3, 2012 at 1:20 pm

35  
 36 **HB12-1344** CONCERNING TRANSFERS OF MONEYS RELATING TO  
 37 CAPITAL CONSTRUCTION.

38  
 39 Approved May 3, 2012 at 1:21 pm

40  
 41 **HB12-1012** INCREASE AGENCY DISPLACEMENT EXPENSES PAYMENT  
 42 CAP.

43 Approved May 3, 2012 at 1:22 pm

44  
 45 Sincerely,  
 46 (signed)  
 47 John W. Hickenlooper  
 48 Governor

49  
 50 \_\_\_\_\_  
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 52  
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**INTRODUCTION OF BILLS**  
**First Reading**

1  
2  
3  
4 The following bills were read by title and referred to the committees  
5 indicated:

6  
7 **HB12-1361** by Representative(s) Gardner B. and Gerou; also  
8 Senator(s) Cadman and Nicholson--Concerning claims  
9 against the state arising under the "Colorado  
10 Governmental Immunity Act".  
11 Committee on Appropriations

12  
13 **SB12-129** by Senator(s) Schwartz, Aguilar, Bacon, Heath, Hodge,  
14 Hudak, Johnston, King S., Newell, Roberts, Steadman,  
15 Tochtrop, White, Williams S.; also Representative(s)  
16 Coram--Concerning access to affordable broadband  
17 internet connectivity in noncompetitive rural areas.  
18 Committee on Agriculture, Livestock, & Natural Resources

19  
20 **SB12-173** by Senator(s) Jahn, Boyd, Harvey, Lundberg, Neville,  
21 Newell, Roberts, White, Williams S.; also  
22 Representative(s) Summers and DelGrosso--Concerning  
23 repeal of the requirement that mental health professionals  
24 make certain disclosures verbally.  
25 Committee on Health and Environment

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**INTRODUCTION OF RESOLUTIONS**

26  
27  
28  
29 The following resolutions were read by title and laid over one day under  
30 the rules:

31  
32  
33  
34 **SJR12-025** by Senator(s) Grantham; also Representative(s) McKinley--  
35 Concerning recognition of the Amtrak Southwest Chief.

36  
37 **SJR12-043** by Senator(s) White, Foster, Guzman, Hudak, Jahn,  
38 King S., Lundberg, Newell, Nicholson, Roberts, Scheffel,  
39 Shaffer B., Spence, Tochtrop, Williams S.; also  
40 Representative(s) Murray--Concerning ovarian cancer in  
41 Colorado.

42  
43 **SJR12-044** by Senator(s) Grantham; also Representative(s) Becker--  
44 Concerning the 25th anniversary of the Arkansas Valley  
45 Correctional Facility.

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**INTRODUCTION OF MEMORIAL**

46  
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48  
49 The following memorial was read by title and laid over one day under the  
50 rules:

51  
52  
53  
54 **SJM12-003** by Senator(s) Lundberg, Harvey, Grantham, Mitchell,  
55 Renfroe, King S., Cadman, King K., Newell, Roberts,  
56 Spence, Giron, Brophy, Jahn, Lambert, Neville, Scheffel,

1 White; also Representative(s) DelGrosso, Liston--  
2 Memorializing Congress to modify certain reporting  
3 procedures for small nonprofit organizations to require the  
4 Internal Revenue Service to adequately notify such  
5 organizations of the procedures and to allow such  
6 organizations to remedy reporting deficiencies.  
7

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8  
9

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

11  
12 On motion of Representative Stephens, the following item(s) on the  
13 Calendar was (were) laid over until May 4, retaining place on Calendar:  
14

15 Consideration of Special Orders--**HB12-1355**.  
16 Consideration of Third Reading--**SB12-160, 026, 078, HB12-1349**.  
17 Consideration of General Orders--**SB12-118, HB12-1109, 1347, 1278,**  
18 **1354, SB12-044, 051, 068**.  
19 Consideration of Conference Committee Report(s)--**HB12-1002**.  
20 Consideration of Resolution(s)--**HJR12-1020, 1021, SJR12-041,**  
21 **HJR12-1023**.  
22 Consideration of Senate Amendment(s)--**HJR12-1010, HB12-1270,**  
23 **1275, 1059, 1081, 1304, 1324, 1124, 1041, 1068, 1226, 1274, 1294,**  
24 **1303**.  
25

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28 On motion of Representative Gerou, the House adjourned until 9:00 a.m.,  
29 May 4, 2012.

30  
31

Approved:  
FRANK McNULTY,  
Speaker

32  
33

34 Attest:  
35 MARILYN EDDINS,  
36 Chief Clerk