

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

One hundred-thirteenth Legislative Day Wednesday, May 2, 2012

1 The Speaker called the House to order at 9:00 a.m.
2
3 Prayer by the Reverend Doctor Cynthia Cearley, Montview Presbyterian
4 Church, Denver.
5
6 Pledge of Allegiance led by Jorge Chavez, Zachary Aragon, Berania
7 Urias, Zulema Rodriguez, Alberto Sandoval, Parents and Youth
8 United, Escuela Tlatelolco School, Denver.
9

10 The roll was called with the following result:
11
12 Present--62.
13 Excused--Representative(s) Barker, Baumgardner, Sonnenberg--3.
14 Present after roll call--Representative(s) Baumgardner,
15 Sonnenberg.
16

17 The Speaker declared a quorum present.
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19

20 On motion of Representative Coram, the reading of the journal of
21 May 1, 2012, was declared dispensed with and approved as corrected by
22 the Chief Clerk.
23

24
25 House in recess. House reconvened.
26
27

MESSAGE(S) FROM THE SENATE

28
29
30
31 The Senate has adopted and transmits herewith: SJR12- 040, SJR12-048.
32
33

INTRODUCTION AND CONSIDERATION OF RESOLUTION

34
35
36 On motion of Representative Stephens, the rules were suspended and the
37 following resolution was given immediate consideration.
38

39 **SJR12-040** by Senator(s) Lambert and Shaffer B., Harvey, Mitchell,
40 Renfroe, Scheffel, Williams S., Morse, Boyd, Aguilar,
41 Schwartz, Giron, Jahn, Steadman, Guzman, Hodge,
42 Tochtrop, Bacon, Brophy, Cadman, Grantham, Heath,
43 Johnston, King K., King S., Lundberg, Neville, Roberts,

1 Spence, White; also Representative(s) Soper and Waller--
 2 Concerning service to veterans by the Colorado Bar
 3 Association and the Veteran Trauma Court.

4
 5 (Printed and placed in member's file).

6
 7 On motion of Representative Waller, the resolution was read at length
 8 and **adopted** by **viva voce** vote.

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

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 19
 20 House in recess. House reconvened.

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

24
 25 The Senate has adopted and transmits herewith: SJM12-004.

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 29 **INTRODUCTION AND CONSIDERATION OF RESOLUTION**

30
 31 On motion of Representative Stephens, the rules were suspended and the
 32 following resolution was given immediate consideration.

33
 34 **SJM12-004** by Senator(s) Mitchell; also Representative(s) Priola--
 35 Memorializing former Senator Ted L. Strickland.

36
 37 (Printed and placed in member's file).

38
 39 Representative Priola moved that the Memorial be read at length and be
 40 adopted.

41
 42
 43 Pursuant to House Rule 26(f) the House stood in recess to allow the
 44 following former members to speak on behalf of the honorable Ted L.
 45 Strickland: Former Senators Richard Mutzebaugh and Bill Schroeder.

46
 47
 48 House reconvened.

49
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 51 The memorial was **adopted** by the following roll call vote:

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 53

	YES	55	NO	0	EXCUSED	10	ABSENT	0
54	Acree	Y	Fischer	Y	Looper	Y	Solano	Y
55	Balmer	E	Gardner B.	E	Massey	Y	Sonnenberg	E
56	Barker	E	Gerou	Y	McCann	Y	Soper	Y

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

15 Current Roll Call added as co-sponsor(s): Representative(s) Acree, Beezley,
 16 Bradford, Brown, Casso, Conti, Coram, Court, DelGrosso, Duran, Ferrandino,
 17 Fields, Fischer, Gerou, Hamner, Holbert, Hullinghorst, Jones, Joshi, Kagan,
 18 Kefalas, Kerr A., Kerr J., Labuda, Lee, Levy, Liston, Looper, Massey, McCann,
 19 Miklosi, Murray, Nikkel, Pabon, Peniston, Ramirez, Ryden, Schafer S., Singer,
 20 Solano, Soper, Stephens, Summers, Swalm, Swerdfeger, Szabo, Todd, Tyler,
 21 Vaad, Vigil, Williams A., Wilson, Young, Speaker.

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27 INTRODUCTION AND CONSIDERATION OF RESOLUTION

28

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

31

32 **SJR12-048** by Senator(s) White and Tochtrop; also Representative(s)
 33 Bradford--Concerning the designation of May 13 through
 34 19, 2012, as "National Nursing Home Week".

35

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

37

38 On motion of Representative Bradford, the resolution was read at length
 39 and **adopted** by **viva voce** vote.

40

41 Current Roll Call added as Co-sponsor(s): Representative(s) Acree, Balmer,
 42 Baumgardner, Becker, Beezley, Brown, Casso, Conti, Coram, Court,
 43 DelGrosso, Duran, Ferrandino, Fields, Fischer, Gardner B., Gerou, Hamner,
 44 Holbert, Hullinghorst, Jones, Joshi, Kagan, Kefalas, Kerr A., Kerr J., Labuda,
 45 Lee, Levy, Liston, Looper, Massey, McCann, McKinley, Miklosi, Murray,
 46 Nikkel, Pabon, Pace, Peniston, Priola, Ramirez, Ryden, Schafer S., Scott,
 47 Singer, Solano, Sonnenberg, Soper, Stephens, Summers, Swalm, Swerdfeger,
 48 Szabo, Todd, Tyler, Vaad, Vigil, Waller, Williams A., Wilson, Young, Speaker.

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THIRD READING OF BILL(S)--FINAL PASSAGE

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

HB12-1327 by Representative(s) Coram; also Senator(s) Roberts and King S.--Concerning financial responsibility requirements for motor carriers, and, in connection therewith, repealing the surety bond requirement for towing carriers, imposing a period of disqualification from the right to operate as a towing carrier as an additional penalty for failure to respond as required after violating applicable provisions, creating a designated tow truck license plate, and, in connection therewith, making an appropriation.

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

YES	63	NO	1	EXCUSED	1	ABSENT	0
Acree	Y	Fischer	Y	Looper	Y	Solano	Y
Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
Barker	E	Gerou	Y	McCann	Y	Soper	Y
Baumgardner	Y	Hamner	Y	McKinley	Y	Stephens	Y
Becker	Y	Holbert	Y	Miklosi	Y	Summers	Y
Beezley	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
Bradford	Y	Jones	N	Nikkel	Y	Swerdfeger	Y
Brown	Y	Joshi	Y	Pabon	Y	Szabo	Y
Casso	Y	Kagan	Y	Pace	Y	Todd	Y
Conti	Y	Kefalas	Y	Peniston	Y	Tyler	Y
Coram	Y	Kerr A.	Y	Priola	Y	Vaad	Y
Court	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
DelGrosso	Y	Labuda	Y	Ryden	Y	Waller	Y
Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
Ferrandino	Y	Levy	Y	Scott	Y	Wilson	Y
Fields	Y	Liston	Y	Singer	Y	Young	Y
						Speaker	Y

Co-sponsor(s) added: Representative(s) Bradford, Brown, Conti, Gerou, Kerr J., Labuda, Looper, Ramirez, Schafer S., Scott, Vigil.

HB12-1352 by Representative(s) Gardner B. and Gerou; also Senator(s) Cadman--Concerning the creation of a state commission to address matters arising out of the lower north fork wildfire, and, in connection therewith, making an appropriation.

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

YES	44	NO	20	EXCUSED	1	ABSENT	0
Acree	Y	Fischer	N	Looper	Y	Solano	N
Balmer	N	Gardner B.	Y	Massey	Y	Sonnenberg	Y

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

16 Co-sponsor(s) added: Representative(s) Baumgardner, Beezley, Bradford,
 17 Holbert, Joshi, Kerr J., Liston, Loooper, Miklosi, Murray, Nikkel, Pace, Priola,
 18 Ramirez, Scott, Stephens, Summers, Szabo, Speaker.

19
 20 **HB12-1353** by Representative(s) Becker, Gerou, Levy; also Senator(s)
 21 Steadman, Hodge, Lambert--Concerning the mitigation of
 22 the effect of automatic proportional reductions to the tier
 23 2 transfers out of the operational account of the severance
 24 tax trust fund when revenue shortfalls occur.

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**.

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

49 Co-sponsor(s) added: Representative(s) Kerr J.

50
 51 **HB12-1351** by Representative(s) Becker; also Senator(s) Tochtrop--
 52 Concerning inclusion under the renewable energy
 53 standard's definition of recycled energy such energy that
 54 combusts gas generated from synthetic gas derived from
 55 waste materials through pyrolysis as the fuel source for
 56 generation.

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	35	NO	29	EXCUSED	1	ABSENT	0
7	Acree	Y	Fischer	N	Looper	Y	Solano	N
8	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
9	Barker	E	Gerou	Y	McCann	N	Soper	Y
10	Baumgardner	Y	Hamner	N	McKinley	Y	Stephens	Y
11	Becker	Y	Holbert	Y	Miklosi	N	Summers	Y
12	Beezley	Y	Hullinghorst	N	Murray	Y	Swalm	Y
13	Bradford	Y	Jones	N	Nikkel	Y	Swerdfeger	Y
14	Brown	Y	Joshi	Y	Pabon	N	Szabo	Y
15	Casso	N	Kagan	N	Pace	N	Todd	N
16	Conti	Y	Kefalas	N	Peniston	N	Tyler	N
17	Coram	Y	Kerr A.	Y	Priola	Y	Vaad	Y
18	Court	N	Kerr J.	Y	Ramirez	Y	Vigil	N
19	DelGrosso	Y	Labuda	N	Ryden	N	Waller	Y
20	Duran	N	Lee	N	Schafer S.	N	Williams A.	N
21	Ferrandino	N	Levy	N	Scott	Y	Wilson	N
22	Fields	N	Liston	Y	Singer	N	Young	N
23							Speaker	Y

24 Co-sponsor(s) added: Representative(s) Baumgardner, Beezley, Brown, Gerou,
 25 Holbert, Kerr J., Liston, Looper, McKinley, Murray, Nikkel, Scott, Summers,
 26 Vaad.

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

32

33 **HB12-1307** by Representative(s) Kerr J. and Summers; also Senator(s)
 34 Roberts--Concerning the authority of a nonlawyer trustee
 35 of a certain size trust to represent the trust before the board
 36 of assessment appeals.

37

38 (Amended as printed in Senate Journal, March 26, page 579.)

39

40 Representative Kerr J. moved that the House **concur** in Senate
 41 amendments. The motion was declared **passed** by the following roll call
 42 vote:

43

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

1	DelGrosso	Y	Labuda	Y	Ryden	Y	Waller	Y
2	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
3	Ferrandino	Y	Levy	Y	Scott	Y	Wilson	Y
4	Fields	Y	Liston	Y	Singer	Y	Young	Y
5							Speaker	Y

6
7 The question being, "Shall the bill, as amended, 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
10 bill, as amended, was declared **repassed**.

11	YES	64	NO	0	EXCUSED	1	ABSENT	0
12	Acree	Y	Fischer	Y	Looper	Y	Solano	Y
13	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
14	Barker	E	Gerou	Y	McCann	Y	Soper	Y
15	Baumgardner	Y	Hamner	Y	McKinley	Y	Stephens	Y
16	Becker	Y	Holbert	Y	Miklosi	Y	Summers	Y
17	Beezley	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
18	Bradford	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
19	Brown	Y	Joshi	Y	Pabon	Y	Szabo	Y
20	Casso	Y	Kagan	Y	Pace	Y	Todd	Y
21	Conti	Y	Kefalas	Y	Peniston	Y	Tyler	Y
22	Coram	Y	Kerr A.	Y	Priola	Y	Vaad	Y
23	Court	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
24	DelGrosso	Y	Labuda	Y	Ryden	Y	Waller	Y
25	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
26	Ferrandino	Y	Levy	Y	Scott	Y	Wilson	Y
27	Fields	Y	Liston	Y	Singer	Y	Young	Y
28							Speaker	Y

29
30 Co-sponsor(s) added: Representative(s) Gerou, Murray.

31
32 **HB12-1052** by Representative(s) Summers; also Senator(s) Boyd and
33 Roberts--Concerning the collection of health care work
34 force data from health care professionals, and, in
35 connection therewith, making an appropriation.

36
37 (Amended as printed in Senate Journal, March 28, page 602.)

38
39 Representative Summers moved that the House **concur** in Senate
40 amendments. The motion was declared **passed** by the following roll call
41 vote:

42	YES	55	NO	9	EXCUSED	1	ABSENT	0
43	Acree	N	Fischer	Y	Looper	N	Solano	Y
44	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	N
45	Barker	E	Gerou	Y	McCann	Y	Soper	Y
46	Baumgardner	N	Hamner	Y	McKinley	Y	Stephens	Y
47	Becker	Y	Holbert	Y	Miklosi	Y	Summers	Y
48	Beezley	N	Hullinghorst	Y	Murray	Y	Swalm	N
49	Bradford	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
50	Brown	Y	Joshi	N	Pabon	Y	Szabo	Y
51	Casso	Y	Kagan	Y	Pace	Y	Todd	Y
52	Conti	Y	Kefalas	Y	Peniston	Y	Tyler	Y
53	Coram	Y	Kerr A.	Y	Priola	Y	Vaad	Y
54	Court	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
55	DelGrosso	N	Labuda	Y	Ryden	Y	Waller	N

1	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
2	Ferrandino	Y	Levy	Y	Scott	Y	Wilson	Y
3	Fields	Y	Liston	Y	Singer	Y	Young	Y
4							Speaker	Y

5
6
7 The question being, "Shall the bill, as amended, 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
10 bill, as amended, was declared **repassed**.

11	YES	42	NO	22	EXCUSED	1	ABSENT	0
13	Acree	N	Fischer	Y	Looper	N	Solano	Y
14	Balmer	N	Gardner B.	N	Massey	Y	Sonnenberg	N
15	Barker	E	Gerou	Y	McCann	Y	Soper	Y
16	Baumgardner	N	Hamner	Y	McKinley	Y	Stephens	N
17	Becker	N	Holbert	N	Miklosi	Y	Summers	Y
18	Beezley	N	Hullinghorst	Y	Murray	N	Swalm	N
19	Bradford	Y	Jones	Y	Nikkel	N	Swerdfeger	Y
20	Brown	N	Joshi	N	Pabon	Y	Szabo	N
21	Casso	Y	Kagan	Y	Pace	Y	Todd	Y
22	Conti	N	Kefalas	Y	Peniston	Y	Tyler	Y
23	Coram	N	Kerr A.	Y	Priola	N	Vaad	Y
24	Court	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
25	DelGrosso	N	Labuda	Y	Ryden	Y	Waller	N
26	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
27	Ferrandino	Y	Levy	Y	Scott	Y	Wilson	Y
28	Fields	Y	Liston	N	Singer	Y	Young	Y
29							Speaker	Y

30 Co-sponsor(s) added: Representative(s) Kagan.

31
32
33 **HB12-1105** by Representative(s) Becker; also Senator(s) Tochtrop--
34 Concerning wind energy property rights.

35
36 (Amended as printed in Senate Journal, April 9, page 677.)

37
38 Representative Becker moved that the House **concur** in Senate
39 amendments. The motion was declared **passed** by the following roll call
40 vote:

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

1	Ferrandino	Y	Levy	Y	Scott	Y	Wilson	Y
2	Fields	Y	Liston	Y	Singer	Y	Young	Y
3							Speaker	Y

4
5 The question being, "Shall the bill, as amended, 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
8 bill, as amended, was declared **repassed**.

9	YES	64	NO	0	EXCUSED	1	ABSENT	0
11	Acree	Y	Fischer	Y	Looper	Y	Solano	Y
12	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
13	Barker	E	Gerou	Y	McCann	Y	Soper	Y
14	Baumgardner	Y	Hamner	Y	McKinley	Y	Stephens	Y
15	Becker	Y	Holbert	Y	Miklosi	Y	Summers	Y
16	Beezley	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
17	Bradford	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
18	Brown	Y	Joshi	Y	Pabon	Y	Szabo	Y
19	Casso	Y	Kagan	Y	Pace	Y	Todd	Y
20	Conti	Y	Kefalas	Y	Peniston	Y	Tyler	Y
21	Coram	Y	Kerr A.	Y	Priola	Y	Vaad	Y
22	Court	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
23	DelGrosso	Y	Labuda	Y	Ryden	Y	Waller	Y
24	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
25	Ferrandino	Y	Levy	Y	Scott	Y	Wilson	Y
26	Fields	Y	Liston	Y	Singer	Y	Young	Y
27							Speaker	Y

28 Co-sponsor(s) added: Representative(s) Hamner, Looper, Sonnenberg,
29 Summers.

30
31 **HB12-1146** by Representative(s) Nikkel, Todd, Massey, Beezley,
32 Murray, Solano, Summers; also Senator(s) Giron--
33 Concerning programs to allow students to enroll in
34 postsecondary institutions to complete high school
35 graduation requirements.

36
37 (Amended as printed in Senate Journal, April 9, page 678.)

38
39 Representative Nikkel moved that the House **concur** in Senate
40 amendments. The motion was declared **passed** by the following roll call
41 vote:

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

1	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
2	Ferrandino	Y	Levy	Y	Scott	Y	Wilson	Y
3	Fields	Y	Liston	Y	Singer	Y	Young	Y
4							Speaker	Y

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

10	YES	62	NO	2	EXCUSED	1	ABSENT	0
12	Acree	Y	Fischer	Y	Looper	Y	Solano	Y
13	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
14	Barker	E	Gerou	Y	McCann	Y	Soper	Y
15	Baumgardner	N	Hamner	Y	McKinley	N	Stephens	Y
16	Becker	Y	Holbert	Y	Miklosi	Y	Summers	Y
17	Beezley	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
18	Bradford	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
19	Brown	Y	Joshi	Y	Pabon	Y	Szabo	Y
20	Casso	Y	Kagan	Y	Pace	Y	Todd	Y
21	Conti	Y	Kefalas	Y	Peniston	Y	Tyler	Y
22	Coram	Y	Kerr A.	Y	Priola	Y	Vaad	Y
23	Court	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
24	DelGrosso	Y	Labuda	Y	Ryden	Y	Waller	Y
25	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
26	Ferrandino	Y	Levy	Y	Scott	Y	Wilson	Y
27	Fields	Y	Liston	Y	Singer	Y	Young	Y
28							Speaker	Y

29 Co-sponsor(s) added: Representative(s) Court, Holbert, Kefalas, Priola, Singer,
30 Williams A.

31
32 **HB12-1321** by Representative(s) Ferrandino and Vaad; also Senator(s)
33 Johnston and King K.--Concerning the state personnel
34 system, and, in connection therewith, enacting the
35 "Modernization of the State Personnel System Act".

36
37 (Amended as printed in Senate Journal, April 12, page 725.)

38
39 Representative Ferrandino moved that the House **concur** in Senate
40 amendments. The motion was declared **passed** by the following roll call
41 vote:

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

1	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
2	Ferrandino	Y	Levy	Y	Scott	Y	Wilson	Y
3	Fields	Y	Liston	Y	Singer	Y	Young	Y
4							Speaker	Y

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

10	YES	64	NO	0	EXCUSED	1	ABSENT	0
12	Acree	Y	Fischer	Y	Looper	Y	Solano	Y
13	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
14	Barker	E	Gerou	Y	McCann	Y	Soper	Y
15	Baumgardner	Y	Hamner	Y	McKinley	Y	Stephens	Y
16	Becker	Y	Holbert	Y	Miklosi	Y	Summers	Y
17	Beezley	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
18	Bradford	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
19	Brown	Y	Joshi	Y	Pabon	Y	Szabo	Y
20	Casso	Y	Kagan	Y	Pace	Y	Todd	Y
21	Conti	Y	Kefalas	Y	Peniston	Y	Tyler	Y
22	Coram	Y	Kerr A.	Y	Priola	Y	Vaad	Y
23	Court	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
24	DelGrosso	Y	Labuda	Y	Ryden	Y	Waller	Y
25	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
26	Ferrandino	Y	Levy	Y	Scott	Y	Wilson	Y
27	Fields	Y	Liston	Y	Singer	Y	Young	Y
28							Speaker	Y

29 Co-sponsor(s) added: Representative(s) Jones, Kagan, Lee, Nikkel, Scott, Tyler.

30
31 **HCR12-1001** by Representative(s) Ferrandino and Vaad; also Senator(s)
32 Johnston and King K.--Submitting to the registered
33 electors of the state of Colorado an amendment to the
34 Colorado constitution concerning the state personnel
35 system, and, in connection therewith, expanding the
36 veterans' preference; increasing the number of candidates
37 eligible to be appointed to a position; adjusting the
38 duration of allowable temporary employment; allowing the
39 flexibility to remove a limited number of positions from
40 the system; modifying the residency requirement;
41 adjusting the terms of service for members of the state
42 personnel board; and requiring merit-based appointments
43 to be made through a comparative analysis process.

44
45 (Amended as printed in Senate Journal, May 1.)

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

51	YES	64	NO	0	EXCUSED	1	ABSENT	0
52	Acree	Y	Fischer	Y	Looper	Y	Solano	Y
53	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
54	Barker	E	Gerou	Y	McCann	Y	Soper	Y
55	Baumgardner	Y	Hamner	Y	McKinley	Y	Stephens	Y
56	Becker	Y	Holbert	Y	Miklosi	Y	Summers	Y

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

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

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

38 Co-sponsor(s) added: Representative(s) Looper.

39
40
41 On motion of Representative Stephens, **HB12-1119, 1349, 1355** were
42 made Special Orders on Wednesday, May 2, 2012, at 11:05 a.m.

43
44
45 The hour of 11:05 a.m., having arrived, on motion of Representative
46 Scott, the House resolved itself into Committee of the Whole for
47 consideration of Special Orders and he was called to the Chair to act as
48 Chairman.

51 SPECIAL ORDERS--SECOND READING OF BILLS

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

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

4 **HB12-1119** by Representative(s) Coram; also Senator(s) Giron and
5 King S.--Concerning limitations on the imposition of fines
6 by state agencies for minor violations, and, in connection
7 therewith, defining a minor violation as an inspection-
8 related or paperwork violation of state law or state agency
9 rule that does not harm or threaten public health or safety
10 and requiring a state agency to provide a violator with
11 notice and an opportunity to cure a minor violation before
12 imposing a fine.
13

14 Amendment No. 1, by Representative(s) Coram.
15

16 Strike the Appropriations Committee Report, dated April 17, 2012, and
17 substitute:
18

19 "Strike the Finance Committee Report, dated March 28, 2012, and
20 substitute:
21

22 "Strike the Economic and Business Development Committee Report,
23 dated March 8, 2012, and substitute:
24

25 "Amend printed bill, strike everything below the enacting clause and
26 substitute:
27

28 **"SECTION 1.** In Colorado Revised Statutes, 25-8-608, **amend**
29 (1) introductory portion; and **add** (3) as follows:
30

31 **25-8-608. Civil penalties - rules - fund created - temporary**
32 **moratorium on penalties for minor violations - definitions - repeal.**

33 (1) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (3) OF THIS SECTION,
34 any person who violates any provision of this article or of any permit
35 issued under this article, or any control regulation promulgated pursuant
36 to this article, or any final cease-and-desist order or clean-up order shall
37 be subject to a civil penalty of not more than ten thousand dollars per day
38 for each day during which such violation occurs. In determining the
39 amount of a penalty under this part 6, the following factors shall be
40 considered:

41 (3) (a) AS USED IN THIS SUBSECTION (3):

42 (I) "INSPECTION-RELATED VIOLATION" MEANS A CIVIL VIOLATION
43 OF A PROVISION OF THIS ARTICLE OR OF A PERMIT ISSUED UNDER THIS
44 ARTICLE THAT GOVERNS STORM WATER DISCHARGES OCCURRING IN
45 CONNECTION WITH CONSTRUCTION ACTIVITIES AND THAT THE DIVISION OR
46 ITS AGENT DISCOVERS THROUGH AN INSPECTION OF THE FACILITIES OR OF
47 WORK PERFORMED BY THE VIOLATOR.

48 (II) "MINOR VIOLATION" MEANS A VIOLATION THAT DOES NOT
49 HARM OR THREATEN PUBLIC SAFETY AND THAT IS EITHER AN
50 INSPECTION-RELATED VIOLATION OR A PAPERWORK VIOLATION.

51 (III) "PAPERWORK VIOLATION" MEANS A CIVIL VIOLATION OF A
52 PROVISION OF THIS ARTICLE OR OF A PERMIT ISSUED UNDER THIS ARTICLE
53 THAT GOVERNS STORM WATER DISCHARGES OCCURRING IN CONNECTION
54 WITH CONSTRUCTION ACTIVITIES AND THAT:

55 (A) INVOLVES THE FAILURE OF THE VIOLATOR TO MEET A FILING
56 DEADLINE OR OTHER DEADLINE; OR

(B) IS A NONSUBSTANTIVE TECHNICAL ERROR OR, AS DETERMINED

1 BY THE DIVISION OR BY THE COMMISSION, A SUBSTANTIVE ERROR
2 REASONABLY MADE BY THE VIOLATOR IN GOOD FAITH, ON A REQUIRED
3 FORM OR FILING.

4 (IV) "VIOLATOR" MEANS ANY INDIVIDUAL OR ENTITY, INCLUDING
5 BUT NOT LIMITED TO AN "MS4 PERMITTEE", AS DEFINED IN SECTION
6 25-8-801 (7), WHO COMMITS A MINOR VIOLATION.

7 (b) THE DIVISION SHALL NOT COMMENCE ANY ENFORCEMENT
8 ACTION AGAINST A VIOLATOR FOR A MINOR VIOLATION COMMITTED ON OR
9 AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH (b) UNLESS THE DIVISION
10 NOTIFIES THE VIOLATOR OF THE VIOLATION AND THE VIOLATOR FAILS TO
11 CURE THE VIOLATION WITHIN A REASONABLE TIME AS DETERMINED BY THE
12 DIVISION.

13 (c) COMMENCING AS SOON AS FEASIBLE AFTER THE EFFECTIVE
14 DATE OF THIS PARAGRAPH (c), THE DIVISION SHALL COLLABORATE WITH
15 THE CONSTRUCTION INDUSTRY AND OTHER INTERESTED PERSONS TO
16 DEVELOP MORE RESPONSIVE AND STREAMLINED PROCESSES FOR
17 PREVENTING VIOLATIONS OF PROVISIONS OF THIS ARTICLE AND OF PERMITS
18 ISSUED UNDER THIS ARTICLE THAT GOVERN STORM WATER DISCHARGES
19 OCCURRING IN CONNECTION WITH CONSTRUCTION ACTIVITIES AND FOR
20 ENFORCING SUCH PROVISIONS WHEN VIOLATIONS OCCUR. NO LATER THAN
21 DECEMBER 1, 2012, THE DIVISION SHALL SUBMIT TO THE GENERAL
22 ASSEMBLY A WRITTEN REPORT THAT INCLUDES THE RESULTS OF THE
23 COLLABORATION, THE ACTIONS IT PLANS TO TAKE TO DEVELOP MORE
24 STREAMLINED AND RESPONSIVE PROCESSES, AND ANY LEGISLATIVE
25 RECOMMENDATIONS THAT IT MAY HAVE.

26 (d) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JULY 1, 2013.

27 **SECTION 2. No appropriation.** The general assembly has
28 determined that this act can be implemented within existing
29 appropriations, and therefore no separate appropriation of state moneys
30 is necessary to carry out the purposes of this act.

31 **SECTION 3. Safety clause.** The general assembly hereby finds,
32 determines, and declares that this act is necessary for the immediate
33 preservation of the public peace, health, and safety."

34

35 Page 1 of the bill, strike lines 101 to 109 and substitute:

36

37 **"CONCERNING VIOLATIONS OF STATE REQUIREMENTS ENFORCED BY
38 THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT THAT
39 PERTAIN TO CONSTRUCTION-RELATED DISCHARGES OF STORM
40 WATER." ". ". "**

41

42 Amendment No. 2, by Representative(s) Coram.

43

44 Amend Amendment No. 1 by Representative Coram printed in House
45 Journal, page 1239, line 48, after "PUBLIC" insert "HEALTH OR".

46

47 Page 1239, line 56, strike "DIVISION OR BY THE COMMISSION," and
48 substitute "DIVISION,".

49

50 Page 1240, strike lines 4 through 6.

51

52 Amendment No. 3, by Representative(s) Ferrandino.

53

54 Amend Amendment No 1, by Representative Coram printed in House
55 Journal page 1239, line 48, after "SAFETY" insert "OR THE ENVIRONMENT".

56

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

16
17
18
19 **CONSENT GRANTED TO CONFERENCE COMMITTEE**

20
21 Representative Summers moved that the First Conference Committee on
22 **SB12-020** be granted permission to go beyond the scope of the difference
23 between the House and the Senate. The motion was passed by the
24 following roll call vote:

26	YES	59	NO	5	EXCUSED	1	ABSENT	0
27	Acree	Y	Fischer	N	Looper	Y	Solano	Y
28	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
29	Barker	E	Gerou	Y	McCann	Y	Soper	Y
30	Baumgardner	Y	Hamner	Y	McKinley	Y	Stephens	Y
31	Becker	Y	Holbert	Y	Miklosi	Y	Summers	Y
32	Beezley	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
33	Bradford	Y	Jones	N	Nikkel	Y	Swerdfeger	Y
34	Brown	Y	Joshi	Y	Pabon	Y	Szabo	Y
35	Casso	Y	Kagan	N	Pace	Y	Todd	Y
36	Conti	Y	Kefalas	Y	Peniston	Y	Tyler	Y
37	Coram	Y	Kerr A.	Y	Priola	Y	Vaad	Y
38	Court	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
39	DelGrosso	Y	Labuda	Y	Ryden	N	Waller	Y
40	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
41	Ferrandino	Y	Levy	Y	Scott	Y	Wilson	N
42	Fields	Y	Liston	Y	Singer	Y	Young	Y
43							Speaker	Y

44
45
46
47
48 **REPORT(S) OF COMMITTEE(S) OF REFERENCE**

49
50 **HEALTH & ENVIRONMENT**

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

53
54 **SB12-159** be amended as follows, and as so amended, be referred to
55 the Committee of the Whole with favorable
56 recommendation:

1 Amend reengrossed bill, page 3, line 25, after "(9)" insert "and (10)".

2

3 Page 5, after line 20 insert:

4

5 "(10) SO LONG AS CHILDREN WHO ARE DETERMINED ELIGIBLE FOR
6 THE AUTISM WAIVER PROGRAM ARE ON A WAIT LIST TO RECEIVE SERVICES,
7 THE STATE DEPARTMENT'S PRIORITY SHALL BE TO MOVE OFF OF THE WAIT
8 LIST AND INTO THE AUTISM WAIVER PROGRAM THOSE CHILDREN WHO ARE
9 DETERMINED TO HAVE AN IMMINENT NEED FOR SERVICES AS DETERMINED
10 THROUGH AN OBJECTIVE ASSESSMENT PROCESS. THE STATE DEPARTMENT'S
11 OBJECTIVE ASSESSMENT PROCESS FOR DETERMINING IMMINENT NEED FOR
12 SERVICES UNDER THE AUTISM WAIVER PROGRAM SHALL INCORPORATE
13 NORM-REFERENCED AUTISM ASSESSMENT FINDINGS AND PRIORITIZE
14 CHILDREN BASED ON THE SEVERITY OF THE CHILD'S ASSESSED CONDITION.
15 THIS SUBSECTION (10) SHALL APPLY ONLY UPON THE APPROVAL BY THE
16 CENTERS FOR MEDICARE AND MEDICAID SERVICES THAT IT IS CONSISTENT
17 WITH FEDERAL LAW."

18

19 Page 6, line 11, strike "State department review of autism" and
20 substitute "Autism".

21

22 Page 6, strike lines 12 through 27 and substitute "**program**
23 **evaluation.** (1) AS PROVIDED IN SUBSECTION (2) OF THIS SECTION, THE
24 STATE".

25

26 Renumber succeeding subsection accordingly.

27

28

29

30

31 **JUDICIARY**

32 After consideration on the merits, the Committee recommends the
33 following:

34

35 **SB12-175** be amended as follows, and as so amended, be referred to
36 the Committee of the Whole with favorable
37 recommendation:

38

39 Amend reengrossed bill, page 89, line 25, strike "FORTY-NINE" and
40 substitute "SIXTY-THREE".

41

42 Page 94, line 13, strike "FORTY-NINE" and substitute "SIXTY-THREE".

43

44 Page 98, strike lines 12 through 27.

45

46 Page 99, strike lines 1 through 14.

47

48 Renumber succeeding sections accordingly.

49

50

51

52

52 **PRINTING REPORT**

53

54 The Chief Clerk reports the following bill has been correctly printed:

55 **HB12-1360.**

56

1 **DELIVERY OF BILL TO GOVERNOR**

2
3 The Chief Clerk of the House of Representatives reports the following
4 bill has been delivered to the Office of the Governor: **HB12-1080** at
5 10:34 a.m. on May 2, 2012.

6
7
8 House in recess. House reconvened.
9
10

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

12 **FINANCE**

13
14
15 After consideration on the merits, the Committee recommends the
16 following:

17
18 **HB12-1357** be referred to the Committee of the Whole with favorable
19 recommendation.

20
21
22 **HB12-1359** 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, strike lines 6 through 9 and substitute:

27
28 "(4.5) "INTERNET LOTTERY" MEANS ANY LOTTERY AUTHORIZED
29 AND DESCRIBED IN THE FEDERAL MEMORANDUM OPINION FOR THE
30 ASSISTANT ATTORNEY GENERAL, CRIMINAL DIVISION, DATED SEPTEMBER
31 20, 2011, IN THE *OPINIONS OF THE OFFICE OF LEGAL COUNSEL IN VOLUME*
32 *35*".

33
34
35
36 **SB12-164** be referred favorably to the Committee on Appropriations.

37
38
39 **SB12-166** be amended as follows, and as so amended, be referred to
40 the Committee of the Whole with favorable
41 recommendation:

42
43 Amend reengrossed bill, page 4, after line 26 insert:

44
45 "**SECTION 6.** In Colorado Revised Statutes, 24-47-101, **amend**
46 (2) (g) as follows:

47 **24-47-101. Colorado international trade office - created - staff.**

48 (2) The Colorado international trade office shall:

49 (g) Inform the general assembly about ongoing trade negotiations,
50 trade development, and the possible impacts on Colorado's economy and
51 laws. The director OR THE DIRECTOR'S DESIGNEE shall ~~make a presentation~~
52 ~~to the legislative council during the interim and~~ SUBMIT A REPORT ON
53 SUCH MATTERS by ~~March~~ NOVEMBER 1 of each year to the finance
54 committees, or their successor committees, of the senate and house of
55 representatives ~~The legislative council shall notify all members of the~~
56 ~~general assembly of such presentations~~ and shall make available to all

1 members of the general assembly a copy of all materials provided to ~~the~~
2 ~~legislative council~~ THOSE COMMITTEES by the state trade representative.".

3
4 Renumber succeeding section accordingly.

5
6
7
8 **MESSAGE(S) FROM THE SENATE**
9

10 Upon announcement of President Shaffer, Senator Heath will replace
11 Senator Grantham as prime sponsor on HB12-1267.

12
13
14 The Senate has postponed indefinitely HB12-1075. The bills are returned
15 herewith.

16
17
18 The Senate has granted permission to the First Conference Committee to
19 go beyond the scope of the differences between the two houses, on
20 SB12-020.

21
22 The President appoints Senators Morse Chair, Johnston, and S. King as
23 conferees on the First Conference Committee on HB12-1168.

24
25
26 The Senate has passed on Third Reading and returns herewith
27 HB12-1331, HB12-1302.

28
29 The Senate has passed on Third Reading and transmits to the Revisor of
30 Statutes: SB12-086.

31
32 SB12-132 amended as printed in Senate Journal, May 1, 2012, pages
33 956-957.

34 SB12-172 amended as printed in Senate Journal, May 1, 2012, pages
35 957-958.

36 SB12-163 amended as printed in Senate Journal, May 1, 2012,
37 page 958.

38 SB12-162 amended as printed in Senate Journal, May 1, 2012,
39 page 958.

40 SB12-117 amended as printed in Senate Journal, May 1, 2012,
41 page 959.

42 HB12-1274 amended as printed in Senate Journal, May 1, 2012,
43 page 955.

44 HB12-1294 amended as printed in Senate Journal, May 1, 2012,
45 page 958.

46 HB12-1226 amended as printed in Senate Journal, May 1, 2012,
47 page 959.

48 HB12-1303 amended as printed in Senate Journal, May 1, 2012,
49 page 959.

50

51

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MESSAGE(S) FROM THE REVISOR1
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We herewith transmit:
Without comment, SB12-086 .
Without comment, as amended, HB12-1274, 1294, 1226, and 1303 .
Without comment, as amended, SB12-132, 172, 163, and 162.
With comment, as amended, SB12-117.

**INTRODUCTION OF BILLS
First Reading**

The following bills were read by title and referred to the committees indicated:

SB12-086 by Senator(s) Cadman, Shaffer B.; also Representative(s) Szabo--Concerning a study of the cost of regulatory compliance for businesses in Colorado.
Committee on Economic and Business Development

SB12-117 by Senator(s) King S.; also Representative(s) Waller--Concerning the penalties for persons who drive while under the influence of alcohol or drugs, and, in connection therewith, making an appropriation.
Committee on Judiciary

SB12-132 by Senator(s) Grantham, Cadman, Scheffel, Brophy, Harvey, King S., Lambert, Lundberg, Neville, Renfro, Roberts, Spence; also Representative(s) Becker--Concerning timely issuance of environmental control permits, and, in connection therewith, making an appropriation.
Committee on Agriculture, Livestock, & Natural Resources

SB12-162 by Senator(s) Tochtrop; also Representative(s) Peniston--Concerning remediation performed on property contaminated by an illegal drug laboratory, and, in connection therewith, making an appropriation.
Committee on Judiciary

SB12-163 by Senator(s) Mitchell and Steadman, Aguilar, Grantham, Guzman, Jahn, Neville, Spence; also Representative(s) Beezley and Levy, Barker, DelGrosso, Ferrandino, Massey, McCann, Nikkel, Singer, Vigil--Concerning changes to improve outcomes for persons convicted of possession of certain controlled substances crimes.
Committee on Judiciary

SB12-172 by Senator(s) Johnston and Spence, Bacon, Heath, Hudak; also Representative(s) Massey and Hamner--Concerning student assessments adopted by the state board.
Committee on Education

LAY OVER OF CALENDAR ITEM(S)

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On motion of Representative Stephens, the following item(s) on the Calendar was (were) laid over until May 3, retaining place on Calendar:

- Consideration of Third Reading--**SB12-160, 026, 078.**
- Consideration of General Orders--**SB12-118, HB12-1109, 1347, 1278, 1354.**
- Consideration of Conference Committee Report(s)--**HB12-1002.**
- Consideration of Resolution(s)--**HJR12-1020, 1021, SJR12-041, HJR12-1023.**
- Consideration of Senate Amendment(s)--**HJR12-1010, HB12-1270, 1275, 1059, 1081, 1304, 1324, 1124, 1041, 1068.**



On motion of Representative Stephens, the House adjourned until 9:00 a.m., May 3, 2012.

Approved:
FRANK McNULTY,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk

