

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

Fifty-first Legislative Day

Thursday, March 1, 2012

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

2

3 Prayer by the reverend Dan Davis, Campbell AME Church, Denver.

4

5 Pledge of Allegiance led by Annette Akers and Amy Chavez,
6 Silverthorne Elementary.

7

8 The roll was called with the following result:

9

10 Present--62.

11 Excused--Representative(s) Casso, DelGrosso--2.

12 Absent--Representative(s) Miklosi--1.

13 Present after roll call--Representative(s) DelGrosso, Miklosi.

14

15 The Speaker declared a quorum present.

16

17

18 On motion of Representative Schafer, the reading of the journal of
19 February 29, 2012, was declared dispensed with and approved as
20 corrected by the Chief Clerk.

21

22

23

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

25

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

29

30 **HB12-1269** by Representative(s) Kerr J.; also Senator(s) Roberts--
31 Concerning the threshold amount of campaign activity by
32 a candidate committee in connection with a special district
33 election that triggers disclosure requirements under the
34 "Fair Campaign Practices Act".

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

41

42

43

| YES | 50 | NO | 13 | EXCUSED | 2 | ABSENT | 0 |
|--------|----|------------|----|---------|---|------------|---|
| Acree | Y | Fischer | N | Looper | Y | Solano | Y |
| Balmer | Y | Gardner B. | Y | Massey | Y | Sonnenberg | Y |

| | | | | | | | | |
|----|-------------|---|--------------|---|------------|---|-------------|---|
| 1 | Barker | Y | Gerou | Y | McCann | Y | Soper | Y |
| 2 | Baumgardner | Y | Hamner | N | McKinley | Y | Stephens | Y |
| 3 | Becker | Y | Holbert | Y | Miklosi | N | 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 | N | Szabo | Y |
| 7 | Casso | E | Kagan | N | Pace | N | Todd | Y |
| 8 | Conti | Y | Kefalas | Y | Peniston | Y | Tyler | N |
| 9 | Coram | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 10 | Court | N | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 11 | DelGrosso | E | Labuda | Y | Ryden | Y | Waller | Y |
| 12 | Duran | N | Lee | Y | Schafer S. | Y | Williams A. | N |
| 13 | Ferrandino | Y | Levy | N | Scott | Y | Wilson | N |
| 14 | Fields | Y | Liston | Y | Singer | N | Young | Y |
| 15 | | | | | | | Speaker | Y |

16 Co-sponsor(s) added: Representative(s) Holbert, Joshi, Kerr A., Schafer S.,
17 Summers, Todd.

18
19 **HB12-1105** by Representative(s) Becker; also Senator(s) Tochtrop--
20 Concerning wind energy property rights.

21
22 The question being "Shall the bill pass?".

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

| 26 | YES | 63 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|----|-------------|----|--------------|---|------------|---|-------------|---|
| 27 | | | | | | | | |
| 28 | Acree | Y | Fischer | Y | Looper | Y | Solano | Y |
| 29 | Balmer | Y | Gardner B. | Y | Massey | Y | Sonnenberg | Y |
| 30 | Barker | Y | Gerou | Y | McCann | Y | Soper | Y |
| 31 | Baumgardner | Y | Hamner | Y | McKinley | Y | Stephens | Y |
| 32 | Becker | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 33 | Beezley | Y | Hullinghorst | Y | Murray | Y | Swalm | Y |
| 34 | Bradford | Y | Jones | Y | Nikkel | Y | Swerdfeger | Y |
| 35 | Brown | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 36 | Casso | E | Kagan | Y | Pace | Y | Todd | Y |
| 37 | Conti | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 38 | Coram | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 39 | Court | Y | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 40 | DelGrosso | E | Labuda | Y | Ryden | Y | Waller | Y |
| 41 | Duran | Y | Lee | Y | Schafer S. | Y | Williams A. | Y |
| 42 | Ferrandino | Y | Levy | Y | Scott | Y | Wilson | Y |
| 43 | Fields | Y | Liston | Y | Singer | Y | Young | Y |
| 44 | | | | | | | Speaker | Y |

45 Co-sponsor(s) added: Representative(s) Barker, Brown, Coram, Ferrandino,
46 Fischer, Gerou, Holbert, Hullinghorst, Jones, Kerr A., Kerr J., Labuda, Nikkel,
47 Pabon, Pace, Schafer S., Stephens, Todd, Vigil, Wilson.

48
49 **HB12-1237** by Representative(s) Williams A.; also Senator(s) Harvey--
50 -Concerning the records kept by the unit owners'
51 association of a common interest community.

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 | 63 | NO | 0 | EXCUSED | 2 | ABSENT | 0 |
|----|-------------|----|--------------|---|------------|---|-------------|---|
| 1 | | | | | | | | |
| 2 | Acree | Y | Fischer | Y | Looper | Y | Solano | Y |
| 3 | Balmer | Y | Gardner B. | Y | Massey | Y | Sonnenberg | Y |
| 4 | Barker | Y | Gerou | Y | McCann | Y | Soper | Y |
| 5 | Baumgardner | Y | Hamner | Y | McKinley | Y | Stephens | Y |
| 6 | Becker | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 7 | Beezley | Y | Hullinghorst | Y | Murray | Y | Swalm | Y |
| 8 | Bradford | Y | Jones | Y | Nikkel | Y | Swerdfeger | Y |
| 9 | Brown | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 10 | Casso | E | Kagan | Y | Pace | Y | Todd | Y |
| 11 | Conti | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 12 | Coram | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 13 | Court | Y | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 14 | DelGrosso | E | Labuda | Y | Ryden | Y | Waller | Y |
| 15 | Duran | Y | Lee | Y | Schafer S. | Y | Williams A. | Y |
| 16 | Ferrandino | Y | Levy | Y | Scott | Y | Wilson | Y |
| 17 | Fields | Y | Liston | Y | Singer | Y | Young | Y |
| 18 | | | | | | | Speaker | Y |

19 Co-sponsor(s) added: Representative(s) Bradford, Court, Duran, Fields,
 20 Holbert, Kerr A., Kerr J., Labuda, Ramirez, Schafer S., Todd, Tyler, Wilson.

21
 22 **HB12-1283** by Representative(s) Barker; also Senator(s) Giron--
 23 Concerning the department of public safety, and, in
 24 connection therewith, renaming and reorganizing certain
 25 existing entities.

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

| | YES | 61 | NO | 2 | EXCUSED | 2 | ABSENT | 0 |
|----|-------------|----|--------------|---|------------|---|-------------|---|
| 33 | Acree | Y | Fischer | N | Looper | Y | Solano | Y |
| 34 | Balmer | Y | Gardner B. | Y | Massey | Y | Sonnenberg | Y |
| 35 | Barker | Y | Gerou | Y | McCann | Y | Soper | Y |
| 36 | Baumgardner | Y | Hamner | Y | McKinley | Y | Stephens | Y |
| 37 | Becker | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 38 | Beezley | Y | Hullinghorst | Y | Murray | Y | Swalm | Y |
| 39 | Bradford | Y | Jones | Y | Nikkel | Y | Swerdfeger | Y |
| 40 | Brown | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 41 | Casso | E | Kagan | Y | Pace | Y | Todd | Y |
| 42 | Conti | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 43 | Coram | N | Kerr A. | Y | Priola | Y | Vaad | Y |
| 44 | Court | Y | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 45 | DelGrosso | E | Labuda | Y | Ryden | Y | Waller | Y |
| 46 | Duran | Y | Lee | Y | Schafer S. | Y | Williams A. | Y |
| 47 | Ferrandino | Y | Levy | Y | Scott | Y | Wilson | Y |
| 48 | Fields | Y | Liston | Y | Singer | Y | Young | Y |
| 49 | | | | | | | Speaker | Y |

50 Co-sponsor(s) added: Representative(s) Fields, Todd, Vigil.

51
 52 **HB12-1125** by Representative(s) Ramirez, Sonnenberg, Looper; also
 53 Senator(s) Steadman--Concerning procedures related to
 54 the costs of impounded animals.

55
 56 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 bill
3 was declared **passed**.

| | YES | 57 | NO | 6 | EXCUSED | 2 | ABSENT | 0 |
|----|-------------|----|--------------|---|------------|---|-------------|---|
| 6 | Acree | Y | Fischer | Y | Looper | N | Solano | Y |
| 7 | Balmer | Y | Gardner B. | Y | Massey | Y | Sonnenberg | Y |
| 8 | Barker | N | Gerou | Y | McCann | Y | Soper | Y |
| 9 | Baumgardner | Y | Hamner | Y | McKinley | N | Stephens | Y |
| 10 | Becker | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 11 | Beezley | Y | Hullinghorst | Y | Murray | Y | Swalm | Y |
| 12 | Bradford | Y | Jones | Y | Nikkel | N | Swerdfeger | Y |
| 13 | Brown | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 14 | Casso | E | Kagan | Y | Pace | Y | Todd | Y |
| 15 | Conti | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 16 | Coram | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 17 | Court | Y | Kerr J. | Y | Ramirez | Y | Vigil | N |
| 18 | DelGrosso | E | Labuda | N | Ryden | Y | Waller | Y |
| 19 | Duran | Y | Lee | Y | Schafer S. | Y | Williams A. | Y |
| 20 | Ferrandino | Y | Levy | Y | Scott | Y | Wilson | Y |
| 21 | Fields | Y | Liston | Y | Singer | Y | Young | Y |
| 22 | | | | | | | Speaker | Y |

23 Representative Looper requested her name be removed as a sponsor.
24 Co-sponsor(s) added: Representative(s) Brown, Court, Fischer, Kefalas, Liston,
25 Todd.

26
27 **HB12-1149** by Representative(s) Beezley, Holbert, Acree, Balmer,
28 Becker, Murray, Ramirez, Summers; also Senator(s)
29 Johnston--Concerning parents' authority to request
30 interventions for low-performing schools.

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 | 33 | NO | 31 | EXCUSED | 1 | ABSENT | 0 |
|----|-------------|----|--------------|----|------------|---|-------------|---|
| 38 | Acree | Y | Fischer | N | Looper | Y | Solano | N |
| 39 | Balmer | Y | Gardner B. | Y | Massey | Y | Sonnenberg | Y |
| 40 | Barker | Y | Gerou | Y | McCann | N | Soper | N |
| 41 | Baumgardner | Y | Hamner | N | McKinley | N | Stephens | Y |
| 42 | Becker | Y | Holbert | Y | Miklosi | N | Summers | Y |
| 43 | Beezley | Y | Hullinghorst | N | Murray | Y | Swalm | Y |
| 44 | Bradford | Y | Jones | N | Nikkel | Y | Swerdfeger | Y |
| 45 | Brown | Y | Joshi | Y | Pabon | N | Szabo | Y |
| 46 | Casso | E | Kagan | N | Pace | N | Todd | N |
| 47 | Conti | Y | Kefalas | N | Peniston | N | Tyler | N |
| 48 | Coram | Y | Kerr A. | N | Priola | Y | Vaad | Y |
| 49 | Court | N | Kerr J. | Y | Ramirez | Y | Vigil | N |
| 50 | DelGrosso | Y | Labuda | N | Ryden | N | Waller | Y |
| 51 | Duran | N | Lee | N | Schafer S. | N | Williams A. | N |
| 52 | Ferrandino | N | Levy | N | Scott | Y | Wilson | N |
| 53 | Fields | N | Liston | Y | Singer | N | Young | N |
| 54 | | | | | | | Speaker | Y |

55 Co-sponsor(s) added: Representative(s) Barker, Conti, Kerr J., Looper, Nikkel,
56 Priola, Sonnenberg, Stephens, Speaker.

1 **HB12-1216** by Representative(s) Becker, Gerou, Levy; also Senator(s)
 2 Lambert, Hodge, Steadman--Concerning the financing of
 3 the division of motor vehicles in the department of
 4 revenue, and, in connection therewith, making and
 5 reducing appropriations.
 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 | 59 | NO | 5 | EXCUSED | 1 | ABSENT | 0 |
|----|-------------|----|--------------|---|------------|---|-------------|---|
| 13 | Acree | Y | Fischer | Y | Looper | Y | Solano | Y |
| 14 | Balmer | Y | Gardner B. | Y | Massey | Y | Sonnenberg | Y |
| 15 | Barker | Y | Gerou | Y | McCann | Y | Soper | Y |
| 16 | Baumgardner | Y | Hamner | N | McKinley | N | Stephens | Y |
| 17 | Becker | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 18 | Beezley | Y | Hullinghorst | Y | Murray | Y | Swalm | Y |
| 19 | Bradford | Y | Jones | Y | Nikkel | Y | Swerdfeger | Y |
| 20 | Brown | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 21 | Casso | E | Kagan | Y | Pace | Y | Todd | Y |
| 22 | Conti | Y | Kefalas | Y | Peniston | N | Tyler | Y |
| 23 | Coram | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 24 | Court | Y | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 25 | DelGrosso | Y | Labuda | Y | Ryden | N | Waller | Y |
| 26 | Duran | Y | Lee | Y | Schafer S. | Y | Williams A. | Y |
| 27 | Ferrandino | Y | Levy | Y | Scott | Y | Wilson | Y |
| 28 | Fields | Y | Liston | Y | Singer | Y | Young | N |
| 29 | | | | | | | Speaker | Y |

30 Co-sponsor(s) added: Representative(s) Fischer, Kerr J.
 31
 32

33 House in recess. House reconvened.
 34
 35

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

37 **FINANCE**

38 After consideration on the merits, the Committee recommends the
 39 following:
 40

41 **HB12-1048** be referred favorably to the Committee on Appropriations.
 42

43 **HB12-1063** be referred to the Committee of the Whole with favorable
 44 recommendation.
 45

46 **HB12-1162** be referred favorably to the Committee on Appropriations.
 47
 48

49 **HB12-1241** be amended as follows, and as so amended, be referred to
 50 the Committee of the Whole with favorable
 51 recommendation:
 52
 53
 54
 55
 56

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

3

4 **"SECTION 1.** In Colorado Revised Statutes, 39-30-103, **amend**
5 (1) (a), (1.3), (2), and (4) (b) introductory portion as follows:

6

7 **39-30-103. Zones established - review - termination - repeal.**

8 (1) Any municipality, county, or group of contiguous municipalities or
9 counties may propose an area of such municipality, county, or group of
10 municipalities or counties to be designated as an enterprise zone if the
11 area has a population of no more than one hundred fifteen thousand
12 persons as calculated pursuant to subsection (1.3) of this section, or one
13 hundred fifty thousand persons as calculated pursuant to subsection (1.3)
14 of this section if the area is a rural area, and meets at least one of the
15 following additional criteria:

16

17 (a) ~~An unemployment rate at least twenty-five percent above the~~
18 ~~state average for the most recent period of twelve consecutive months for~~
19 ~~which data is available from the department of labor and employment~~
20 AREA FOR WHICH THE SEASONALLY ADJUSTED U-3 UNEMPLOYMENT RATE,
21 OR SUCCESSOR INDEX, IS AT LEAST TWENTY-FIVE PERCENT ABOVE THE
22 CORRESPONDING AVERAGE RATE FOR THE STATE OF COLORADO OF THE
23 MOST RECENT PERIOD OF TWELVE CONSECUTIVE MONTHS FOR WHICH DATA
24 IS PUBLISHED BY THE UNITED STATES SECRETARY OF LABOR;

25

26 (1.3) For the purposes of this article, the population of an
27 enterprise zone shall be calculated using data from the ~~most recent federal~~
28 ~~decennial~~ UNITED STATES census BUREAU OR THE DEPARTMENT OF LOCAL
29 AFFAIRS at the county, municipal, or block levels. Such calculations that
30 require the use of block level data shall include the entire population of
31 each block in which the enterprise zone is located.

32

33 (2) (a) EXCEPT AS PROVIDED IN PARAGRAPHS (b) AND (c) OF THIS
34 SUBSECTION (2), the director of the Colorado office of economic
35 development shall determine whether an area meets the criteria specified
36 in subsection (1) of this section based on the most recent statistics
37 available. EXCEPT AS PROVIDED IN PARAGRAPHS (b) AND (c) OF THIS
38 SUBSECTION (2), all decisions concerning the designation or termination
39 of an enterprise zone or any portion of an enterprise zone shall be made
40 by the Colorado economic development commission created in section
41 24-46-102, C.R.S., upon the recommendations of the director of the
42 Colorado office of economic development.

43

44 (b) (I) IN ORDER TO REVIEW THE EFFECTIVENESS OF THE "URBAN
45 AND RURAL ENTERPRISE ZONE ACT", THERE IS HEREBY CREATED AN
46 ENTERPRISE ZONE REVIEW TASK FORCE, REFERRED TO IN THIS PARAGRAPH
47 (b) AS THE "TASK FORCE".

48

49 (II) THE TASK FORCE CONSISTS OF THIRTEEN MEMBERS AS
50 FOLLOWS:

51

52 (A) THE DIRECTOR OF THE OFFICE OF ECONOMIC DEVELOPMENT OR
53 THE DIRECTOR'S DESIGNEE; AND SUCH MEMBER SHALL SERVE AS CHAIR OF
54 THE TASK FORCE;

55

56 (B) FOUR ZONE ADMINISTRATORS REPRESENTING VARIOUS PARTS

1 OF THE STATE WITH VARIOUS POPULATION DENSITIES;

2

3 (C) TWO ECONOMIC DEVELOPMENT PROFESSIONALS;

4

5 (D) THE DIRECTOR OF THE DEPARTMENT OF REVENUE OR THE
6 DIRECTOR'S DESIGNEE;

7

8 (E) THREE BUSINESS OWNERS, ONE WITH FEWER THAN FIFTY
9 EMPLOYEES, ONE WITH FIFTY TO ONE HUNDRED AND FIFTY EMPLOYEES,
10 AND ONE WITH MORE THAN ONE HUNDRED FIFTY EMPLOYEES; AND

11

12 (F) TWO PERSONS KNOWLEDGEABLE ABOUT THE STATE'S BUDGET
13 ISSUES.

14

15 (III) THE MEMBERS OF THE TASK FORCE SHALL BE APPOINTED BY
16 THE OFFICE OF ECONOMIC DEVELOPMENT ON OR BEFORE JULY 1, 2012.

17

18 (IV) MEMBERS OF THE TASK FORCE SHALL SERVE AT THE WILL OF
19 THE PERSON APPOINTING THE MEMBER.

20

21 (V) MEMBERS OF THE TASK FORCE SHALL NOT BE COMPENSATED
22 FOR OR REIMBURSED FOR THEIR EXPENSES INCURRED IN ATTENDING
23 MEETINGS OF THE TASK FORCE.

24

25 (VI) THE TASK FORCE SHALL MEET AS OFTEN AS NECESSARY AND
26 MAY ADOPT POLICIES AND PROCEDURES NECESSARY TO CARRY OUT ITS
27 DUTIES.

28

29 (VII) THE TASK FORCE SHALL REVIEW:

30

31 (A) THE CRITERIA FOR DESIGNATION OF AN ENTERPRISE ZONE;

32

33 (B) THE TAX CREDITS AVAILABLE IN THIS ARTICLE TO ASSESS THEIR
34 EFFECTIVENESS IN ACHIEVING THE PURPOSES OF THE ENTERPRISE ZONES
35 AND EXPANDING ECONOMIC DEVELOPMENT IN SUCH ZONES; AND

36

37 (C) ALL OTHER ISSUES RELATED TO ENTERPRISE ZONES THAT THE
38 TASK FORCE FINDS NECESSARY.

39

40 (VIII) THE TASK FORCE SHALL REPORT ITS PROGRESS, FINDINGS,
41 AND RECOMMENDATIONS TO THE FINANCE COMMITTEES OF THE HOUSE OF
42 REPRESENTATIVES AND THE SENATE, THE HOUSE ECONOMIC AND BUSINESS
43 DEVELOPMENT COMMITTEE, AND THE SENATE BUSINESS, LABOR, AND
44 TECHNOLOGY COMMITTEE, OR ANY SUCCESSOR COMMITTEES, ON OR
45 BEFORE NOVEMBER 1, 2013.

46

47 (IX) (A) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JULY 1,
48 2014.

49

50 (B) PRIOR TO SAID REPEAL, THE TASK FORCE CREATED PURSUANT
51 TO THIS SECTION SHALL BE REVIEWED AS PROVIDED IN SECTION 2-3-1203,
52 C.R.S.

53

54 (c) (I) COMMENCING JANUARY 1, 2016, THE DIRECTOR OF THE
55 COLORADO OFFICE OF ECONOMIC DEVELOPMENT AND THE COLORADO
56 ECONOMIC DEVELOPMENT COMMISSION SHALL REVIEW THE ENTERPRISE

1 ZONE DESIGNATIONS NO LESS FREQUENTLY THAN ONCE EVERY FIVE YEARS
2 TO ENSURE THAT THE EXISTING ZONES CONTINUE TO MEET THE CRITERIA
3 SPECIFIED IN SUBSECTION (1) OF THIS SECTION. THE DIRECTOR AND THE
4 COMMISSION MAY MODIFY EXISTING ENTERPRISE ZONE DESIGNATIONS
5 BASED ON THE REVIEW SPECIFIED IN THIS PARAGRAPH (c). IF IT IS
6 DETERMINED THAT EXISTING ENTERPRISE ZONE DESIGNATIONS NEED TO BE
7 MODIFIED, SUCH MODIFICATION SHALL NOT BE UNDERTAKEN IN A HIGH
8 UNEMPLOYMENT PERIOD. ANY MODIFICATION SHALL BE REPORTED TO THE
9 LEGISLATIVE AUDIT COMMITTEE IN CONJUNCTION WITH THE ANNUAL
10 PRESENTATION DESCRIBED IN PARAGRAPH (b.7) OF SUBSECTION (4) OF THIS
11 SECTION, AND SHALL ALSO BE REPORTED TO THE FINANCE COMMITTEES OF
12 THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR
13 COMMITTEES.

14
15 (II) FOR PURPOSES OF THIS SECTION, "HIGH UNEMPLOYMENT
16 PERIOD" MEANS A PERIOD IN WHICH THE AVERAGE OF THE SEASONALLY
17 ADJUSTED U-3 UNEMPLOYMENT RATE, OR SUCCESSOR INDEX, FOR
18 COLORADO AS DETERMINED BY THE UNITED STATES SECRETARY OF
19 LABOR, FOR THE MOST RECENT THREE MONTHS FOR WHICH DATA FOR
20 COLORADO IS PUBLISHED, EQUALS OR EXCEEDS EIGHT PERCENT.

21
22 ~~(4) (b) For any area designated as an enterprise zone or as a~~
23 ~~portion of an enterprise zone prior to July 1, 1999,~~ The Colorado
24 economic development commission shall work with the zone
25 administrator ADMINISTRATORS OF EACH ENTERPRISE ZONE to ensure that
26 ~~the area~~ EACH ZONE has specific economic development objectives with
27 outcomes that can be measured with specific, verifiable data. The director
28 of the Colorado office of economic development shall require the zone
29 administrators for each zone to submit annual documentation of efforts
30 to improve conditions in areas designated as enterprise zones and the
31 results of those efforts. Such annual documentation shall include specific,
32 verifiable data that can be used to measure whether the zone has achieved
33 the specific economic development objectives for the zone that have
34 measurable outcomes. In order for the commission to determine if the
35 enterprise zones or portions thereof are achieving the specific economic
36 development objectives submitted pursuant to this paragraph (b) or to
37 paragraph (d) of subsection (3) of this section, such annual documentation
38 shall include, but need not be limited to, the most recent statistics
39 available for companies claiming enterprise zone tax credits on:

40
41 **SECTION 2.** In Colorado Revised Statutes, 2-3-1203, **add** (3)
42 (aa) (VI) as follows:

43
44 **2-3-1203. Sunset review of advisory committees.** (3) The
45 following dates are the dates for which the statutory authorization for the
46 designated advisory committees is scheduled for repeal:

47
48 (aa) July 1, 2014:

49
50 (VI) THE ENTERPRISE ZONE REVIEW TASK FORCE, CREATED IN
51 SECTION 39-30-103, C.R.S.;

52
53 **SECTION 3. Safety clause.** The general assembly hereby finds,
54 determines, and declares that this act is necessary for the immediate
55 preservation of the public peace, health, and safety."
56

- 1 **HB12-1251** be postponed indefinitely.
- 2
- 3
- 4 **HB12-1260** be postponed indefinitely.
- 5
- 6
- 7 **HB12-1275** be referred favorably to the Committee on Appropriations.
- 8
- 9
- 10 **HB12-1286** be amended as follows, and as so amended, be referred to
- 11 the Committee on Appropriations with favorable
- 12 recommendation:
- 13

14 Amend printed bill, page 9, after line 13 insert:

15

16 "(4) NO LATER THAN JULY 1, 2017, THE STATE AUDITOR SHALL

17 COMPLETE A PERFORMANCE AUDIT OF THE OFFICE, THE

18 PERFORMANCE-BASED INCENTIVE PROGRAM FOR FILM PRODUCTION IN

19 COLORADO SPECIFIED IN SECTION 24-48.5-116, AND THE LOAN

20 GUARANTEE PROGRAM SPECIFIED IN SUBSECTION (3) OF THIS SECTION. THE

21 STATE AUDITOR SHALL PRESENT THE PERFORMANCE AUDIT REPORT TO THE

22 LEGISLATIVE AUDIT COMMITTEE. AFTER THE PERFORMANCE AUDIT REPORT

23 IS RELEASED BY THE LEGISLATIVE AUDIT COMMITTEE, THE STATE AUDITOR

24 SHALL PROVIDE COPIES TO THE FINANCE COMMITTEES OF THE HOUSE OF

25 REPRESENTATIVES AND SENATE."

26

27

28

- 29 **HB12-1299** be amended as follows, and as so amended, be referred to
- 30 the Committee of the Whole with favorable
- 31 recommendation:
- 32

33 Amend printed bill, page 2, line 3, strike "(II)" and substitute "(II); and

34 **add** (2) (c)".

35

36 Page 2, after line 22 insert:

37

38 "(c) IF A MOTOR VEHICLE IS LEASED, THE LESSEE, NOT THE LESSOR,

39 IS ALLOWED TO CLAIM THE CREDIT ALLOWED PURSUANT TO THIS

40 SECTION."

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44 **PRINTING REPORT**

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

47 **HB12-1319.**

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51 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

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53 The Speaker has signed: **HB12-1301, SB12-008, 043, 094.**

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MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 1st day of March, 2012, at 2:00 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

March 1, 2012

To the Honorable House of Representatives
Sixty-Eighth General Assembly
Second Regular Session
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

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

HB12-1200 CONCERNING FUNDING FOR CAPITAL CONSTRUCTION, AND MAKING SUPPLEMENTAL APPROPRIATIONS IN CONNECTION THEREWITH

Approved March 1, 2012 at 12:33 pm

HB12-1201 CONCERNING ADJUSTMENTS IN THE AMOUNT OF TOTAL PROGRAM FUNDING FOR PUBLIC SCHOOLS FOR THE 2011-12 BUDGET YEAR, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS

Approved March 1, 2012 at 12:34 pm

HB12-1202 CONCERNING AUTHORIZATION FOR THE APPROPRIATION OF TOBACCO EDUCATION PROGRAM FUND MONEYS TO THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING IN ORDER TO OBTAIN FEDERAL MATCHING FUNDS FOR THE COLORADO QUITLINE PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS

Approved March 1, 2012 at 12:34 pm

HB12-1203 CONCERNING THE REENACTMENT OF THE STATUTES THAT AUTHORIZE GRANTS FROM THE PRIMARY CARE FUND FOR COMPREHENSIVE PRIMARY CARE SERVICES

Approved March 1, 2012 at 12:35 pm

Sincerely,
(signed)
John W. Hickenlooper
Governor

INTRODUCTION OF BILLS
First Reading

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

SB12-031 by Senator(s) White; also Representative(s) Bradford and Baumgardner--Concerning federal mineral lease districts.
Committee on Local Government

SB12-120 by Senator(s) Foster; also Representative(s) Massey and Fischer--Concerning the existing ability of qualified interior designers to submit certain interior design construction documents to local government officials in connection with an application for a building permit.
Committee on Local Government

CHANGE IN SPONSORSHIP

The Speaker announced the following change in sponsorship:
SB12-031--Representative Baumgardner to be added as dual prime sponsor with Representative Bradford.

LAY OVER OF CALENDAR ITEM(S)

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

Consideration of General Orders--**HB12-1017, 1005, 1026, 1121, 1116, 1140, 1228, 1304, 1036, 1262, SB12-048, 097, HB12-1220, 1239.**
Consideration of Resolution(s)--**SJR12-016, HR12-1004.**
Consideration of Senate Amendment(s)--**HB12-1078, 1055, HJR12-1010, HB12-1177, 1212.**

On motion of Representative Stephens, the House adjourned until 9:00 a.m., March 2, 2012.

Approved:
FRANK McNULTY,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk

