

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

Seventieth Legislative Day

Tuesday, March 20, 2012

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

2

3 Prayer by Father Gary Menard, Arrupe Jesuit High School, Denver.

4

5 Pledge of Allegiance led by Benjamin Hamik, Wilson Lenhart, Kali
6 Waldon, Sonoma Carlos, Palmer Elementary, Denver.

7

8 The roll was called with the following result:

9

10 Present--64.

11 Excused--Representative(s) Miklosi--1.

12

13 The Speaker declared a quorum present.

14

15

16 On motion of Representative Pabon, the reading of the journal of
17 March 19, 2012, was declared dispensed with and approved as corrected
18 by the Chief Clerk.

19

20

21

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

23

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

27

28 **HB12-1103** by Representative(s) Vaad; also Senator(s) Tochtrop--
29 Concerning an authorization for a board of county
30 commissioners to exclude its county from the enhanced
31 automobile inspection and readjustment emissions
32 program area if the excluded county does not violate
33 applicable national ambient air quality standards.

34

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

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

39

40

41

42

43

YES	35	NO	29	EXCUSED	1	ABSENT	0
Acree	Y	Fischer	N	Looper	Y	Solano	N
Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
Barker	Y	Gerou	Y	McCann	N	Soper	N

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

15 Co-sponsor(s) added: Representative(s) Beezley, Brown, DelGrosso, Holbert,
16 Kerr J., Murray, Priola, Sonnenberg, Summers, Swalm.

17
18 **HB12-1118** by Representative(s) Conti, Becker, Beezley, DelGrosso,
19 Gerou, Holbert, Murray, Nikkel, Ramirez, Scott,
20 Summers, Szabo; also Senator(s) Harvey--Concerning
21 ensuring transparency in collective bargaining negotiations
22 between school district boards of education and school
23 employees.

24
25 The question being "Shall the bill pass?".

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

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

48 Co-sponsor(s) added: Representative(s) Barker, Brown, Gardner B., Joshi,
49 Liston, Looper, Stephens, Speaker.

50
51 **HB12-1263** by Representative(s) Levy; also Senator(s) Steadman--
52 Concerning reducing barriers to employment by State of
53 Colorado Agencies for people with criminal records.

54
55 The question being "Shall the bill pass?".

56 A roll call vote was taken. As shown by the following recorded vote, a

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

	YES	33	NO	31	EXCUSED	1	ABSENT	0
5	Acree	N	Fischer	Y	Looper	N	Solano	Y
6	Balmer	N	Gardner B.	N	Massey	N	Sonnenberg	N
7	Barker	N	Gerou	N	McCann	Y	Soper	Y
8	Baumgardner	N	Hamner	Y	McKinley	Y	Stephens	N
9	Becker	N	Holbert	N	Miklosi	E	Summers	N
10	Beezley	N	Hullinghorst	Y	Murray	N	Swalm	N
11	Bradford	N	Jones	Y	Nikkel	Y	Swerdfeger	N
12	Brown	N	Joshi	N	Pabon	Y	Szabo	N
13	Casso	Y	Kagan	Y	Pace	Y	Todd	Y
14	Conti	N	Kefalas	Y	Peniston	Y	Tyler	Y
15	Coram	Y	Kerr A.	Y	Priola	N	Vaad	N
16	Court	Y	Kerr J.	N	Ramirez	N	Vigil	Y
17	DelGrosso	N	Labuda	Y	Ryden	Y	Waller	N
18	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
19	Ferrandino	Y	Levy	Y	Scott	N	Wilson	Y
20	Fields	Y	Liston	N	Singer	Y	Young	Y
21							Speaker	N

22 Co-sponsor(s) added: Representative(s) Court, Hamner, Hullinghorst, Kefalas,
23 Labuda, Pabon, Ryden, Wilson.

24
25 **HB12-1111** by Representative(s) Szabo and Summers; also Senator(s)
26 Mitchell--Concerning the definition of identification for
27 election-related purposes.

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

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

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

52 Co-sponsor(s) added: Representative(s) Barker, Baumgardner, Becker,
53 Gardner B., Holbert, Joshi, Kerr J., Liston, Looper, Murray, Nikkel, Priola,
54 Scott, Sonnenberg, Stephens, Swalm, Speaker.

55

1 **HB12-1275** by Representative(s) Pace; also Senator(s) White--
 2 Concerning the encouragement of outdoor recreational
 3 opportunities, and, in connection therewith, creating the
 4 wildlife sporting license plate, and, in connection there
 5 with, making an appropriation.
 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	48	NO	16	EXCUSED	1	ABSENT	0
13	Acree	N	Fischer	Y	Looper	Y	Solano	Y
14	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	N
15	Barker	N	Gerou	Y	McCann	Y	Soper	Y
16	Baumgardner	Y	Hamner	Y	McKinley	Y	Stephens	Y
17	Becker	N	Holbert	N	Miklosi	E	Summers	N
18	Beezley	N	Hullinghorst	Y	Murray	Y	Swalm	Y
19	Bradford	N	Jones	Y	Nikkel	Y	Swerdfeger	Y
20	Brown	Y	Joshi	Y	Pabon	Y	Szabo	N
21	Casso	Y	Kagan	Y	Pace	Y	Todd	Y
22	Conti	Y	Kefalas	Y	Peniston	Y	Tyler	Y
23	Coram	N	Kerr A.	Y	Priola	Y	Vaad	Y
24	Court	Y	Kerr J.	N	Ramirez	Y	Vigil	Y
25	DelGrosso	Y	Labuda	N	Ryden	Y	Waller	N
26	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
27	Ferrandino	N	Levy	N	Scott	Y	Wilson	Y
28	Fields	Y	Liston	N	Singer	Y	Young	Y
29							Speaker	Y

30 Co-sponsor(s) added: Representative(s) Duran, Fischer, Hamner, Hullinghorst,
 31 Pabon, Wilson.
 32

33 **SB12-077** by Senator(s) Jahn, Cadman, Johnston, Newell, Steadman,
 34 White, Williams S.; also Representative(s) Sonnenberg,
 35 Summers, Coram, Labuda, Nikkel, Swerdfeger, Szabo--
 36 Concerning the repeal of laws under which the Colorado
 37 department of public health and environment regulates
 38 certain activities associated with yellow grease.
 39

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

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

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

7 Co-sponsor(s) added: Representative(s) Kerr A., Kerr J., Liston, Schafer S.,
8 Young.

9
10 **SB12-099** by Senator(s) Spence; also Representative(s) Todd--
11 Concerning expansion of access to services for juveniles
12 at the academic model juvenile facility.

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

18	YES	55	NO	9	EXCUSED	1	ABSENT	0
19	Acree	Y	Fischer	N	Looper	Y	Solano	Y
20	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
21	Barker	Y	Gerou	Y	McCann	Y	Soper	Y
22	Baumgardner	Y	Hamner	Y	McKinley	Y	Stephens	Y
23	Becker	Y	Holbert	Y	Miklosi	E	Summers	Y
24	Beezley	Y	Hullinghorst	N	Murray	Y	Swalm	Y
25	Bradford	Y	Jones	N	Nikkel	Y	Swerdfeger	Y
26	Brown	Y	Joshi	Y	Pabon	N	Szabo	Y
27	Casso	Y	Kagan	Y	Pace	Y	Todd	Y
28	Conti	Y	Kefalas	N	Peniston	Y	Tyler	Y
29	Coram	Y	Kerr A.	Y	Priola	Y	Vaad	Y
30	Court	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
31	DelGrosso	Y	Labuda	Y	Ryden	Y	Waller	Y
32	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
33	Ferrandino	Y	Levy	N	Scott	Y	Wilson	Y
34	Fields	N	Liston	Y	Singer	N	Young	N
35							Speaker	Y

36
37 Co-sponsor(s) added: Representative(s) Kerr A., Kerr J., Labuda, Massey,
38 Nikkel, Ramirez, Ryden, Summers, Williams A., Wilson.

39
40 **SB12-066** by Senator(s) Nicholson; also Representative(s) Gardner--
41 Concerning expanding those persons eligible as guardians
42 in the guardianship assistance program to include persons
43 ascribed by the family as having a family-like relationship
44 with the child.

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

50	YES	64	NO	0	EXCUSED	1	ABSENT	0
51	Acree	Y	Fischer	Y	Looper	Y	Solano	Y
52	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
53	Barker	Y	Gerou	Y	McCann	Y	Soper	Y
54	Baumgardner	Y	Hamner	Y	McKinley	Y	Stephens	Y
55	Becker	Y	Holbert	Y	Miklosi	E	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 Co-sponsor(s) added: Representative(s) Barker, Conti, Fields, Fischer, Kefalas,
14 Kerr A., Kerr J., Labuda, Levy, Ryden, Stephens, Summers, Todd, Tyler,
15 Wilson, Young.

16
17 **HB12-1059** by Representative(s) Looper; also Senator(s) v King, K.--
18 Concerning the authority of a person credentialed in
19 another state whose residence is determined by military
20 orders to practice an occupation regulated by Colorado
21 law.

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

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

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

46 Co-sponsor(s) added: Representative(s) Acree, Barker, Beezley, Casso,
47 Gardner B., Gerou, Hamner, Holbert, Kefalas, Kerr A., Lee, Liston, Massey,
48 Murray, Pace, Priola, Ryden, Schafer S., Scott, Singer, Soper, Todd, Vigil,
49 Young.

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52

53 On motion of Representative Swalm, the House resolved itself into
54 Committee of the Whole for consideration of General Orders, and he was
55 called to the Chair to act as Chairman.

56

GENERAL ORDERS--SECOND READING OF BILLS

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

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

On motion of Representative Waller, the following bills on the General Orders Calendar were laid over until March 21, 2012, retaining place on Calendar: **HB12-1068, 1305, 1080, SB12-148, HB12-1162, 1254, 1303, 1268, SB12-056, 034.**

HB12-1267 by Representative(s) Coram; also Senator(s) Grantham-- Concerning the simplification of certain preelection procedures in order to reduce the cost of administering elections.

Amendment No. 1, State, Veterans, & Military Affairs Report, dated March 7, 2012, and placed in member's bill file; Report also printed in House Journal, March 8, page 583.

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

HB12-1323 by Representative(s) Coram; also Senator(s) Roberts-- Concerning the associate county judge for Montrose county.

Amendment No. 1, Agriculture, Livestock, & Natural Resources Report, dated March 14, 2012, and placed in member's bill file; Report also printed in House Journal, March 15, page 669.

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

HB12-1318 by Representative(s) Brown, Sonnenberg, Vigil; also Senator(s) Schwartz, Bacon, Renfroe--Concerning the development of guidelines regarding the eligibility of controlled maintenance funding for state facilities.

Amendment No. 1, Finance Report, dated March 14, 2012, and placed in member's bill file; Report also printed in House Journal, March 15, page 671.

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

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

1 Amendment No. 1, Local Government Report, dated March 14, 2012, and
2 placed in member's bill file; Report also printed in House Journal, March
3 15, pages 671-672.

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

7
8 A motion by Representative Waller that the Committee rise, report
9 progress and, beg leave to sit again after consideration of a resolution,
10 was adopted by unanimous consent.

11 _____
12
13 House reconvened.
14 _____
15

16 The Committee of the Whole reported it had risen, reported progress and
17 would sit again after consideration of a Senate Joint Resolution.
18 (General Orders continued on page 731).
19 _____
20

21 22 **MESSAGE(S) FROM THE SENATE**

23
24 The Senate has adopted and transmits herewith: SJR12- 021.
25 _____
26

27 28 **INTRODUCTION AND CONSIDERATION OF RESOLUTION**

29
30 On motion of Representative Stephens, the rules were suspended and the
31 following resolution was given immediate consideration.
32

33 **SJR12-021** by Senator(s) Harvey, Scheffel, Grantham, Hodge,
34 Schwartz, Shaffer B.; also Representative(s) Holbert,
35 McNulty, Murray, Looper, Ryden, Sonnenberg--
36 Concerning recognition of the 50th anniversary of Parker
37 water and sanitation district and construction of the
38 Rueter-Hess Reservoir.
39

40 (Printed and placed in member's file).
41

42 On motion of Representative Holbert the resolution was read at length
43 and **adopted** by **viva voce** vote.
44

45 Current Roll Call added a co-sponsor(s): Representative(s) Acree, Balmer,
46 Barker, Baumgardner, Beezley, Bradford, Brown, Casso, Conti, Coram, Court,
47 DelGrosso, Duran, Ferrandino, Fields, Fischer, Gardner B., Hamner,
48 Hullinghorst, Jones, Joshi, Kagan, Kefalas, Kerr A., Kerr J., Labuda, Lee,
49 Liston, Massey, McCann, McKinley, Nikkel, Pabon, Pace, Peniston, Priola,
50 Ramirez, Schafer S., Scott, Singer, Solano, Soper, Stephens, Summers, Swalm,
51 Swerdfeger, Szabo, Tyler, Vaad, Vigil, Waller, Williams A., Wilson, Young.
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1 On motion of Representative Swalm, the House resolved itself into
2 Committee of the Whole for continuation of consideration of General
3 Orders, and he returned to the Chair to act as Chairman.

4
5
6 **GENERAL ORDERS--SECOND READING OF BILLS**
7 (Continued from page 730)
8

9 **SB12-133** by Senator(s) Schwartz, Aguilar, King S., Newell, White;
10 also Representative(s) Coram--Concerning the diversion
11 of electronic devices from landfills.
12

13 Ordered revised and placed on the Calendar for Third Reading and Final
14 Passage.
15

16 **HB12-1313** by Representative(s) Szabo; also Senator(s) Bacon--
17 Concerning procedures related to the statewide initiative
18 title board.
19

20 Ordered engrossed and placed on the Calendar for Third Reading and
21 Final Passage.
22

23 **SB12-062** by Senator(s) Williams S.; also Representative(s) Loooper--
24 Concerning procedures that facilitate voting by military
25 personnel.
26

27 Ordered revised and placed on the Calendar for Third Reading and Final
28 Passage.
29

30 **HB12-1209** by Representative(s) Gardner B.; also Senator(s) Carroll--
31 Concerning the "Uniform Electronic Legal Material Act".
32

33 Amendment No. 1, Appropriations Report, dated March 16, 2012, and
34 placed in member's bill file; Report also printed in House Journal,
35 March 16, pages 686-687.
36

37 As amended, ordered engrossed and placed on the Calendar for Third
38 Reading and Final Passage.
39

40 **HB12-1274** by Representative(s) Swerdfeger; also Senator(s) Jahn--
41 Concerning the regulation of notaries public.
42

43 Amendment No. 1, State, Veterans, & Military Affairs Report, dated
44 February 29, 2012, and placed in member's bill file; Report also printed
45 in House Journal, March 2, page 539.
46

47 Amendment No. 2, Appropriations Report, dated March 16, 2012, and
48 placed in member's bill file; Report also printed in House Journal,
49 March 16, page 688.
50

51 Amendment No. 3, by Representative(s) Swerdfeger.
52

53 Amend the State, Veterans, and Military Affairs Committee Report, dated
54 February 29, 2012, page 1, line 6, strike "NAMES," and substitute
55 "NAMES".
56

1 Page 1 of the report, line 7, strike "RESIDENTIAL ADDRESSES,".

2

3 Page 1 of the report, after line 8 insert:

4

5 "Page 7 of the printed bill, line 9, strike "and **repeal** (3)" and substitute
6 "**repeal** (3); and **add** (2.5)".

7

8 Page 7 of the bill, line 18, after "seal." insert "THE OFFICIAL NOTARY SEAL
9 MUST BE RECTANGULAR.".

10

11 Page 7 of the bill, after line 26 insert:

12 "(2.5) A NOTARY WHO OBTAINED AN OFFICIAL SEAL BEFORE THE
13 EFFECTIVE DATE OF THIS SUBSECTION (2.5) MAY CONTINUE TO USE HIS OR
14 HER SEAL UNTIL RENEWAL OF HIS OR HER NOTARY COMMISSION.".

15

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

18

19 **HB12-1292** by Representative(s) Murray; also Senator(s) Heath--
20 Concerning technical modifications to laws relating to the
21 administration of elections, and, in connection therewith,
22 harmonizing current laws with federal law, altering the
23 time periods within which certain actions must be taken,
24 raising certain fees, and deleting obsolete references.

25

26 Amendment No. 1, State, Veterans, & Military Affairs Report, dated
27 February 29, 2012, and placed in member's bill file; Report also printed
28 in House Journal, March 2, pages 539-540.

29

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

32

33 **HB12-1302** by Representative(s) Massey; also Senator(s) Tochtrop--
34 Concerning the creation of a flight for life Colorado
35 license plate.

36

37 Amendment No. 1, Appropriations Report, dated March 16, 2012, and
38 placed in member's bill file; Report also printed in House Journal,
39 March 16, pages 688-689.

40

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

43

44 **SB12-055** by Senator(s) White, Aguilar, Giron, Guzman, Hudak,
45 Newell, Nicholson, Spence, Steadman, Tochtrop,
46 Williams S.; also Representative(s) McCann--Concerning
47 the voluntary contribution designation benefiting the
48 9Health Fair fund to appear on the state individual income
49 tax return forms.

50

51 Amendment No. 1, Finance Report, dated March 15, 2012, and placed in
52 member's bill file; Report also printed in House Journal, March 16,
53 pages 690-691.

54

55 As amended, ordered revised and placed on the Calendar for Third
56 Reading and Final Passage.

- 1 **SB12-023** by Senator(s) Boyd; also Representative(s) Summers and
2 Kerr A.--Concerning the program of all-inclusive care for
3 the elderly, and, in connection therewith, addressing
4 enrollment of persons who are eligible for the PACE
5 program and addressing how the PACE program works
6 with integrative initiatives involving the medicaid
7 population in Colorado.
8
- 9 Ordered revised and placed on the Calendar for Third Reading and Final
10 Passage.
11
- 12 **HB12-1238** by Representative(s) Massey and Hamner, Fields, Pabon,
13 Priola, Casso, Gerou, Lee, Murray, Pace, Sonnenberg,
14 Swerdfeger; also Senator(s) Johnston and Spence, Bacon,
15 Giron, Jahn, Newell--Concerning literacy education for
16 students enrolled in kindergarten through third grade, and,
17 in connection therewith, creating the "Colorado Early
18 Literacy Act".
19
- 20 Amendment No. 1, Education Report, dated March 12, 2012, and placed
21 in member's bill file; Report also printed in House Journal, March 13,
22 pages 643-648.
23
- 24 Amendment No. 2, Appropriations Report, dated March 14, 2012, and
25 placed in member's bill file; Report also printed in House Journal,
26 March 14, page 652-654.
27
- 28 Amendment No. 3, by Representative(s) Massey.
29
- 30 Amend the Education Committee Report, dated March 12, 2012, page 2,
31 strike lines 8 through 12 and substitute:
32
- 33 "Page 8 of the bill, strike lines 10 through 14.
34
- 35 Renumber succeeding subsections accordingly."
36
- 37 Page 2 of the committee report, strike line 30 and substitute "THE LIST OF
38 APPROVED ASSESSMENTS ADOPTED BY RULE OF THE STATE BOARD
39 PURSUANT TO SECTION 22-7-510 (1)".
40
- 41 Page 3 of the committee report, line 6, strike "AMONG".
42
- 43 Page 3 of the committee report, strike line 7 and substitute "THE LIST OF
44 APPROVED ASSESSMENTS ADOPTED BY RULE OF THE STATE BOARD
45 PURSUANT TO SECTION 22-7-510 (1) THOSE".
46
- 47 Page 4 of the committee report, after line 6, insert:
48
- 49 "Page 14 of the bill, line 15, strike "IN" and substitute "ON".
50
- 51 Page 14 of the bill, strike line 16 and substitute "ADVISORY LIST
52 PREPARED BY THE DEPARTMENT PURSUANT TO SECTION 22-7-510;".
53
- 54 Page 5 of the committee report, line 18, before "APPROVED" insert "LIST
55 OF".
56

1 Page 5 of the committee report, line 21, strike "22-7-505;" and
2 substitute "22-7-505;

3
4 (d) RULES FOR APPROVING ONE OR MORE INDEPENDENT
5 THIRD-PARTY EVALUATORS TO REVIEW READING ASSESSMENTS FOR
6 INCLUSION ON THE APPROVED LIST OF ASSESSMENTS AND TO REVIEW
7 INSTRUCTIONAL PROGRAMMING AND PROFESSIONAL DEVELOPMENT
8 PROGRAMS FOR INCLUSION ON THE ADVISORY LISTS CREATED BY THE
9 DEPARTMENT PURSUANT TO SUBSECTIONS (2) AND (3) OF THIS SECTION;

10
11 (e) RULES TO PROVIDE NOTICE, A HEARING, AND AN APPEALS
12 PROCESS FOR PUBLISHERS WHO SUBMIT MATERIALS FOR INCLUSION ON THE
13 LIST OF APPROVED ASSESSMENTS AND THE ADVISORY LISTS OF
14 INSTRUCTIONAL PROGRAMMING AND PROFESSIONAL DEVELOPMENT
15 PROGRAMS;"

16
17 Reletter succeeding paragraphs accordingly."

18
19 Page 5 of the committee report, strike lines 22 through 30.

20
21 Strike page 6 of the committee report.

22
23 Page 7 of the committee report, strike lines 1 through 21 and substitute:

24
25 "Page 22 of the bill, strike lines 20 through 27.

26
27 Strike pages 23 and 24 of the bill.

28
29 Page 25 of the bill, strike line 1 and substitute:

30
31 "(2) (a) (I) USING THE PROCEDURE DEVELOPED PURSUANT TO
32 SUBSECTION (3) OF THIS SECTION, THE DEPARTMENT SHALL REVIEW AND
33 RECOMMEND TO THE STATE BOARD READING ASSESSMENTS, INCLUDING
34 INTERIM, FORMATIVE, SUMMATIVE, AND DIAGNOSTIC ASSESSMENTS, FOR
35 KINDERGARTEN AND FIRST, SECOND, AND THIRD GRADES THAT, AT A
36 MINIMUM, MEET THE CRITERIA SPECIFIED IN SUBPARAGRAPH (II) OF THIS
37 PARAGRAPH (a). FOLLOWING ACTION BY THE STATE BOARD TO APPROVE
38 READING ASSESSMENTS PURSUANT TO PARAGRAPH (c) OF SUBSECTION (1)
39 OF THIS SECTION, THE DEPARTMENT SHALL CREATE A LIST OF THE
40 APPROVED READING ASSESSMENTS FOR KINDERGARTEN AND FIRST,
41 SECOND, AND THIRD GRADES FOR USE BY LOCAL EDUCATION PROVIDERS.

42
43 (II) THE DEPARTMENT SHALL ENSURE THAT:

44
45 (A) EACH OF THE RECOMMENDED READING ASSESSMENTS IS
46 PROVEN TO EFFECTIVELY AND ACCURATELY MEASURE STUDENTS' READING
47 SKILLS IN THE AREAS OF PHONEMIC AWARENESS; PHONICS; VOCABULARY
48 DEVELOPMENT; READING FLUENCY, INCLUDING ORAL SKILLS; AND
49 READING COMPREHENSION;

50
51 (B) EACH OF THE RECOMMENDED READING DIAGNOSTICS IS
52 PROVEN TO ACCURATELY IDENTIFY STUDENTS' SPECIFIC READING SKILL
53 DEFICIENCIES; AND

54
55 (C) AT LEAST ONE OF THE RECOMMENDED READING ASSESSMENTS
56 FOR KINDERGARTEN AND FIRST, SECOND, AND THIRD GRADES IS NORMED

1 FOR THE PERFORMANCE OF STUDENTS WHO SPEAK SPANISH AS THEIR
2 NATIVE LANGUAGE, WHICH ASSESSMENT IS AVAILABLE IN BOTH ENGLISH
3 AND SPANISH.

4
5 (b) USING THE PROCEDURE DEVELOPED PURSUANT TO SUBSECTION
6 (3) OF THIS SECTION, THE DEPARTMENT SHALL CREATE AN ADVISORY LIST
7 OF SCIENTIFICALLY BASED INSTRUCTIONAL PROGRAMMING IN READING
8 THAT LOCAL EDUCATION PROVIDERS ARE ENCOURAGED TO USE. THE
9 ADVISORY LIST SHALL INCLUDE ONLY PROGRAMMING THAT, AT A
10 MINIMUM:

11 (I) HAS BEEN PROVEN TO ACCELERATE STUDENT PROGRESS IN
12 ATTAINING READING COMPETENCY;

13
14 (II) PROVIDES EXPLICIT AND SYSTEMATIC SKILL DEVELOPMENT IN
15 THE AREAS OF PHONEMIC AWARENESS; PHONICS; VOCABULARY
16 DEVELOPMENT; READING FLUENCY, INCLUDING ORAL SKILLS; AND
17 READING COMPREHENSION;

18
19 (III) INCLUDES SCIENTIFICALLY BASED AND RELIABLE
20 ASSESSMENTS;

21
22 (IV) PROVIDES INITIAL AND ONGOING ANALYSIS OF THE STUDENT'S
23 PROGRESS IN ATTAINING READING COMPETENCY; AND

24
25 (V) INCLUDES TEXTS ON CORE ACADEMIC CONTENT TO ASSIST THE
26 STUDENT IN MAINTAINING OR MEETING GRADE-APPROPRIATE PROFICIENCY
27 LEVELS IN ACADEMIC SUBJECTS IN ADDITION TO READING.

28
29 (c) USING THE PROCEDURE DEVELOPED PURSUANT TO SUBSECTION
30 (3) OF THIS SECTION, THE DEPARTMENT SHALL CREATE AN ADVISORY LIST
31 OF PROFESSIONAL DEVELOPMENT PROGRAMS THAT ARE RELATED TO
32 ADDRESSING READING DEFICIENCIES AND SIGNIFICANT READING
33 DEFICIENCIES AND TO APPLYING INTERVENTION INSTRUCTION AND
34 STRATEGIES, IN ADDITION TO PROGRAMS RELATED TO TEACHING GENERAL
35 LITERACY, THAT LOCAL EDUCATION PROVIDERS ARE ENCOURAGED TO USE.

36
37 (d) THE DEPARTMENT SHALL MAKE THE APPROVED LIST OF
38 ASSESSMENTS AND THE ADVISORY LISTS OF INSTRUCTIONAL
39 PROGRAMMING AND PROFESSIONAL DEVELOPMENT PROGRAMS AVAILABLE
40 ON THE DEPARTMENT WEB SITE ON OR BEFORE JULY 1, 2013. THE
41 DEPARTMENT IS NOT REQUIRED TO PROVIDE COPIES OF ANY READING
42 ASSESSMENTS, INSTRUCTIONAL PROGRAMMING, OR PROFESSIONAL
43 DEVELOPMENT PROGRAMS THAT ARE INCLUDED ON THE LISTS. IF THE
44 DEPARTMENT DOES PROVIDE COPIES OF ANY MATERIALS THAT IT ACQUIRES
45 BY PURCHASE OF A LICENSE FOR USE BY LOCAL EDUCATION PROVIDERS,
46 SAID MATERIALS MAY BE USED ONLY IN ACCORDANCE WITH THE LICENSE.

47
48 (e) EACH LOCAL EDUCATION PROVIDER SHALL SELECT FROM THE
49 LIST OF APPROVED READING ASSESSMENTS THOSE READING ASSESSMENTS
50 THAT IT WILL ADMINISTER TO STUDENTS IN KINDERGARTEN AND FIRST,
51 SECOND, AND THIRD GRADES. EACH LOCAL EDUCATION PROVIDER IS
52 ENCOURAGED TO USE THE INSTRUCTIONAL PROGRAMMING IN READING
53 AND PROFESSIONAL DEVELOPMENT PROGRAMS INCLUDED ON THE
54 ADVISORY LISTS. THE DEPARTMENT AND EACH LOCAL EDUCATION
55 PROVIDER, IN USING THE ASSESSMENTS, INSTRUCTIONAL PROGRAMMING
56 IN READING, AND PROFESSIONAL DEVELOPMENT PROGRAMS THAT ARE

1 INCLUDED ON THE LISTS SHALL COMPLY WITH THE FEDERAL COPYRIGHT
2 LAWS, 17 U.S.C. SEC. 101 ET SEQ.

3
4 (3) THE DEPARTMENT SHALL DEVELOP AND IMPLEMENT A
5 PROCEDURE FOR IDENTIFYING THE READING ASSESSMENTS IT
6 RECOMMENDS TO THE STATE BOARD FOR THE APPROVED LIST OF READING
7 ASSESSMENTS DESCRIBED IN PARAGRAPH (a) OF SUBSECTION (2) OF THIS
8 SECTION AND FOR CREATING THE ADVISORY LISTS OF INSTRUCTIONAL
9 PROGRAMMING AND PROFESSIONAL DEVELOPMENT PROGRAMS DESCRIBED
10 IN PARAGRAPHS (b) AND (c) OF SUBSECTION (2) OF THIS SECTION. AT A
11 MINIMUM, THE PROCEDURE SHALL INCLUDE:

12
13 (a) PERIODICALLY SOLICITING THROUGH PUBLIC NOTICE,
14 ACCEPTING, AND PROMPTLY REVIEWING ASSESSMENTS, INSTRUCTIONAL
15 PROGRAMMING, AND PROFESSIONAL DEVELOPMENT PROGRAMS FROM EACH
16 LOCAL EDUCATION PROVIDER AND FROM PUBLISHERS;

17
18 (b) EVALUATING THE ASSESSMENTS, INSTRUCTIONAL
19 PROGRAMMING, AND PROFESSIONAL DEVELOPMENT PROGRAMS THAT THE
20 DEPARTMENT IDENTIFIES OR RECEIVES, WHICH EVALUATION IS BASED ON
21 THE CRITERIA SPECIFIED IN SUBSECTION (2) OF THIS SECTION AND ANY
22 ADDITIONAL CRITERIA THE STATE BOARD MAY ADOPT BY RULE. THE
23 DEPARTMENT MAY CONTRACT WITH AN INDEPENDENT, THIRD-PARTY
24 EVALUATOR APPROVED BY THE STATE BOARD TO EVALUATE THE
25 MATERIALS. THE DEPARTMENT SHALL RECOMMEND TO THE STATE BOARD
26 THE READING ASSESSMENTS THAT MEET THE REQUIREMENTS SPECIFIED IN
27 PARAGRAPH (a) OF SUBSECTION (2) OF THIS SECTION.

28
29 (c) PERIODICALLY REVIEWING THE LIST OF APPROVED
30 ASSESSMENTS AND THE ADVISORY LISTS TO UPDATE THE LISTS AND ADD
31 ADDITIONAL ITEMS, WHEN APPROPRIATE; AND

32
33 (d) PUBLISHING ON THE DEPARTMENT'S WEBSITE THE INITIAL AND
34 UPDATED APPROVED LIST OF READING ASSESSMENTS AND ADVISORY LISTS
35 OF INSTRUCTIONAL PROGRAMMING AND PROFESSIONAL DEVELOPMENT
36 PROGRAMS."

37
38 Renumber succeeding subsections accordingly."

39
40 Amendment No. 4, by Representative(s) Hamner.

41
42 Amend printed bill, page 6, line 13, strike "THE STUDENT WILL" and
43 substitute "THE STUDENT'S PARENT AND TEACHER AND OTHER PERSONNEL
44 FROM THE STUDENT'S SCHOOL OR SCHOOL DISTRICT WILL DECIDE WHETHER
45 THE STUDENT, DESPITE HAVING A SIGNIFICANT READING DEFICIENCY, IS
46 LIKELY TO BE ABLE TO MAINTAIN ACADEMIC PROGRESS IF THE STUDENT
47 ADVANCES TO THE NEXT GRADE LEVEL AND, THEREFORE, WHETHER THE
48 STUDENT SHOULD ADVANCE TO THE NEXT GRADE LEVEL."

49
50 Page 6, strike line 14.

51
52 Page 11, strike lines 1 through 5 and substitute:

53
54 "(III) IF THE STUDENT ENTERS FOURTH GRADE WITHOUT
55 ACHIEVING READING COMPETENCY, HE OR SHE IS SIGNIFICANTLY MORE
56 LIKELY TO FALL BEHIND IN ALL SUBJECT AREAS BEGINNING IN FOURTH

1 GRADE AND CONTINUING IN LATER GRADES. IF THE STUDENT'S READING
2 SKILL DEFICIENCIES ARE NOT REMEDIATED, IT IS LIKELY THAT THE
3 STUDENT WILL NOT HAVE THE SKILLS NECESSARY TO COMPLETE THE
4 COURSE WORK REQUIRED TO GRADUATE FROM HIGH SCHOOL.

5
6 (IV) READING SKILLS ARE CRITICAL TO SUCCESS IN SCHOOL.
7 UNDER STATE LAW, THE STUDENT QUALIFIES FOR AND THE LOCAL
8 EDUCATION PROVIDER IS REQUIRED TO PROVIDE TARGETED,
9 SCIENTIFICALLY BASED INTERVENTIONS TO REMEDIATE THE STUDENT'S
10 SPECIFIC, DIAGNOSED READING SKILL DEFICIENCIES, WHICH
11 INTERVENTIONS ARE DESIGNED TO ENABLE THE STUDENT TO ACHIEVE
12 READING COMPETENCY AND ATTAIN THE SKILLS NECESSARY TO ACHIEVE
13 THE STATE'S ACADEMIC ACHIEVEMENT GOALS;".

14
15 Renumber succeeding subparagraphs accordingly.

16
17 Page 11, line 22, strike "NOT ADVANCE TO THE NEXT GRADE" and
18 substitute "ADVANCE TO THE NEXT GRADE LEVEL ONLY IF THE STUDENT,
19 DESPITE THE SIGNIFICANT READING DEFICIENCY, IS LIKELY TO BE ABLE TO
20 MAINTAIN ACADEMIC PROGRESS AT THE NEXT GRADE".

21
22 Page 15, after line 4, insert:

23
24 "(4) THE LOCAL EDUCATION PROVIDER SHALL PROVIDE TO THE
25 STUDENT'S PARENT A COPY OF THE STUDENT'S READ PLAN WITH A
26 WRITTEN EXPLANATION OF THE SCIENTIFICALLY BASED READING
27 INSTRUCTIONAL PROGRAMMING AND OTHER READING-RELATED SERVICES
28 THE STUDENT WILL RECEIVE AND THE STRATEGIES THE STUDENT'S PARENT
29 IS ENCOURAGED TO USE IN ASSISTING THE STUDENT TO ACHIEVE READING
30 COMPETENCY. AT THE PARENT'S REQUEST, THE LOCAL EDUCATION
31 PROVIDER SHALL ALSO PROVIDE TO THE PARENT A VERBAL EXPLANATION
32 OF THE ELEMENTS OF THE READ PLAN."

33
34 Page 15, strike lines 25 through 27 and substitute:

35
36 "(a) STATE LAW RECOMMENDS THAT THE STUDENT ADVANCE TO
37 THE NEXT GRADE LEVEL ONLY IF THE STUDENT, DESPITE THE SIGNIFICANT
38 READING DEFICIENCY, IS LIKELY TO BE ABLE TO MAINTAIN ACADEMIC
39 PROGRESS AT THE NEXT GRADE LEVEL;".

40
41 Page 16, strike line 27 and substitute "STUDENT ADVANCE TO THE NEXT
42 GRADE LEVEL ONLY IF THE STUDENT, DESPITE THE SIGNIFICANT READING
43 DEFICIENCY, IS LIKELY TO BE ABLE TO MAINTAIN ACADEMIC PROGRESS AT
44 THE NEXT GRADE LEVEL; AND".

45
46 Page 17, line 7, after "EVIDENCE," insert "THE LIKELIHOOD THAT THE
47 STUDENT, DESPITE THE SIGNIFICANT READING DEFICIENCY, WILL BE ABLE
48 TO MAINTAIN ACADEMIC PROGRESS AT THE NEXT GRADE LEVEL,".

49
50 Amendment No. 5, by Representative(s) Hamner.

51
52 Amend printed bill, page 11, after line 25 insert:

53
54 "(c) IN ADDITION TO THE INFORMATION SPECIFIED IN PARAGRAPHS
55 (a) AND (b) OF THIS SUBSECTION (2), THE LOCAL EDUCATION PROVIDER IS
56 ENCOURAGED TO INCLUDE INFORMATION CONCERNING RESOURCES THAT

1 ARE AVAILABLE THROUGH THE LOCAL EDUCATION PROVIDER OR THROUGH
2 OTHER ENTITIES WITHIN THE COMMUNITY THAT MAY SUPPORT THE
3 STUDENT IN ACHIEVING READING COMPETENCY."

4
5 Reletter succeeding paragraphs accordingly.

6
7 Amendment No. 6, by Representative(s) Ferrandino.

8
9 Amend printed bill, page 15, line 15 strike "ASSESSMENT;" and substitute
10 "ASSESSMENT, OR THE STUDENT IS IDENTIFIED AS HAVING A DISABILITY
11 THAT SUBSTANTIALLY IMPACTS THE STUDENT'S PROGRESS IN DEVELOPING
12 READING SKILLS, RESULTING IN THE STUDENT'S SIGNIFICANT READING
13 DEFICIENCY;"

14
15 Amendment No. 7, by Representative(s) Peniston.

16
17 Amend printed bill, page 26, line 4, after the period add "UPON THE
18 REQUEST OF A RURAL SCHOOL DISTRICT, THE DEPARTMENT SHALL ASSIST
19 THE SCHOOL DISTRICT IN WRITING THE GRANT APPLICATION."

20
21 As amended, ordered engrossed and placed on the Calendar for Third
22 Reading and Final Passage.

23
24 **HB12-1321** by Representative(s) Ferrandino and Vaad; also Senator(s)
25 Johnston and King K.--Concerning the state personnel
26 system, and, in connection therewith, enacting the
27 "Modernization of the State Personnel System Act".

28
29 Amendment No. 1, State, Veterans, & Military Affairs Report, dated
30 March 14, 2012, and placed in member's bill file; Report also printed in
31 House Journal, March 15, page 672.

32
33 Amendment No. 2, by Representative(s) Ferrandino.

34
35 Amend printed bill, page 20, line 10, strike "(4) (a)" and substitute "(4)
36 (a); and **add** (4) (e)".

37
38 Page 22, after line 5 insert:

39
40 "(e) AFTER THE STATE PERSONNEL DIRECTOR'S FINAL DECISION
41 PURSUANT TO THIS SUBSECTION (4), ANY PERSON DIRECTLY AFFECTED BY
42 THE SELECTION AND COMPARATIVE ANALYSIS PROCESS MAY FILE A
43 WRITTEN APPEAL WITH THE STATE PERSONNEL BOARD. THE PETITION MUST
44 BE FILED WITHIN TEN DAYS AFTER THE STATE PERSONNEL DIRECTOR'S
45 FINAL DECISION HAS BEEN RECEIVED BY THE AFFECTED PERSON. THE
46 BOARD MAY GRANT THE PETITION ONLY WHEN IT APPEARS THAT THE
47 DECISION OF THE APPOINTING AUTHORITY VIOLATES THE SELECTION AND
48 COMPARATIVE ANALYSIS STANDARDS SET FORTH IN THIS SECTION, IN ANY
49 OTHER PROVISION OF LAW, OR IN ANY RULES OR PROCEDURES RELATING TO
50 THE SELECTION AND COMPARATIVE ANALYSIS PROCESS. THE BOARD SHALL
51 REVIEW AND SUMMARILY GRANT OR DENY A PETITION WITHIN ONE
52 HUNDRED TWENTY DAYS OF RECEIPT OF THE PETITION. ANY PETITION
53 GRANTED SHALL BE DETERMINED IN ACCORDANCE WITH SECTION
54 24-50-125.4."

55

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

2
3 Amend printed bill, page 17, line 23, after "RANGES." insert "EACH
4 DEPARTMENT MAY PROVIDE THE STATE PERSONNEL DIRECTOR WITH A
5 RECOMMENDATION REGARDING THE AMOUNT OF MONEYS THAT SHOULD
6 BE APPROPRIATED TO THE DEPARTMENT FOR MERIT PAY FOR THE
7 UPCOMING FISCAL YEAR. THE STATE PERSONNEL DIRECTOR SHALL
8 ESTABLISH DEADLINES FOR THE RECOMMENDATIONS AND SHALL INCLUDE
9 A SUMMARY OF ALL THE RECOMMENDATIONS HE OR SHE RECEIVES IN THE
10 ANNUAL COMPENSATION REPORT."

11
12 As amended, ordered engrossed and placed on the Calendar for Third
13 Reading and Final Passage.

14
15 **HCR12-1001** by Representative(s) Ferrandino and Vaad; also Senator(s)
16 Johnston and King K.--Submitting to the registered
17 electors of the state of Colorado amendments to the
18 Colorado constitution concerning the state personnel
19 system, and, in connection therewith, expanding the
20 veterans' preference; increasing the number of candidates
21 eligible to be appointed to a position; adjusting the
22 duration of allowable temporary employment; allowing the
23 flexibility to remove a limited number of positions from
24 the system; modifying the residency requirement;
25 adjusting the terms of service for members of the state
26 personnel board; and requiring merit-based appointments
27 to be made through a comparative analysis process.

28
29 Ordered engrossed and placed on the Calendar for Third Reading and
30 Final Passage.

31

32

33

34 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

35

36 Passed Second Reading: **HB12-1267 amended, 1323 amended, 1318**
37 **amended, SB12-031 amended, 133, HB12-1313, SB12-062, HB12-1209**
38 **amended, 1274 amended, 1292 amended, 1302 amended, SB12-055**
39 **amended, 023, HB12-1238 amended, 1321 amended, HCR12-1001.**

40

41 Laid over until date indicated retaining place on Calendar: **HB12-1068,**
42 **1305, 1080, SB12-148, HB12-1162, 1254, 1303, 1268, SB12-056, 034--**
43 **March 21, 2012.**

44

45 The Chairman moved the adoption of the Committee of the Whole
46 Report. As shown by the following roll call vote, a majority of those
47 elected to the House voted in the affirmative, and the Report was
48 **adopted.**

49

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

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

REPORT(S) OF COMMITTEE(S) OF REFERENCE

EDUCATION

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

SB12-040 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 5, line 11, strike "12-____," and substitute "12-1318,".

Page 6, after line 26 insert:

"SECTION 3. In Colorado Revised Statutes, 24-30-1301, **amend** (7) as follows:

24-30-1301. Definitions. As used in this part 13, unless the context otherwise requires:

(7) "Facility" means any public building or facility of the state but does not include highways. "FACILITY" ALSO INCLUDES AN ACADEMIC OR AUXILIARY FACILITY THAT QUALIFIES FOR CONTROLLED MAINTENANCE AS SPECIFIED IN SECTION 23-1-106 (10.2), C.R.S."

Renumber succeeding section accordingly.

SB12-045 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 4, strike line 1 and substitute:

"(b) THE TWO-YEAR AND FOUR-YEAR INSTITUTIONS SHALL AGREE UPON THE CONTENTS OF THE NOTIFICATION TO ELIGIBLE STUDENTS. AT A MINIMUM, THE NOTIFICATION"

1 **LOCAL GOVERNMENT**

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

4
5 **SB12-003** be postponed indefinitely.
6
7

8
9 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

10
11 The Speaker has signed: **SJR12-015, 018, 019, and 020.**
12
13

14
15 **MESSAGE(S) FROM THE SENATE**

16
17 The Senate has passed on Third Reading and returns herewith
18 HB12-1229, HB12-1094, HB12-1285, HB12-1178, HB12-1181.
19

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

22
23 SB12-134 amended as printed in Senate Journal, March 19, 2012,
24 page 519.

25 HB12-1002 amended as printed in Senate Journal, March 19, 2012,
26 page 520.

27 HB12-1125 amended as printed in Senate Journal, March 19, 2012,
28 pages 520-521.
29
30

31
32 **MESSAGE(S) FROM THE REVISOR**

33
34 We herewith transmit:

35 Without comment, as amended, HB12-1002 and 1125.

36 Without comment, as amended, SB12-134.
37
38

39
40 **MESSAGE(S) FROM THE GOVERNOR**

41
42 I certify I received the following on the 19th day of March, 2012, at
43 3:15 p.m. The original is on file in the records of the House of
44 Representatives of the General Assembly.
45

46
47 Marilyn Eddins,
48 Chief Clerk of the House

49
50 March 19, 2012

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

56 Ladies and Gentlemen:

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

3
4 **HB12-1248** CONCERNING THE RECEIPTS OF CERTAIN MONEYS BY THE
5 DEPARTMENT OF LAW.

6
7 Approved March 19, 2012 at 2:06 pm

8
9 Sincerely,
10 (signed)
11 John W. Hickenlooper
12 Governor

13 _____
14
15
16 **LAY OVER OF CALENDAR ITEM(S)**

17
18 On motion of Representative Waller, the following item(s) on the
19 Calendar was (were) laid over until March 21, retaining place on
20 Calendar:

21
22 Consideration of General Orders--**HB12-1297, SB12-074, 131,**
23 **HB12-1258, SB12-092.**

24 Consideration of Resolution(s)--**HJR12-1016.**

25 Consideration of Senate Amendment(s)---**HJR12-1010, HB12-1008,**
26 **1034, 1114, 1151, 1070.**

27 _____
28
29
30 On motion of Representative Waller, the House adjourned until 9:00 a.m.,
31 March 21, 2012.

32
33 Approved:
34 FRANK McNULTY,
35 Speaker

36 Attest:
37 MARILYN EDDINS,
38 Chief Clerk