

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

Ninety-second Legislative Day

Wednesday, April 11, 2012

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

2

3 Prayer by the Reverend Tim Mooney, Peoples' Presbyterian Church,
4 Denver.

5

6 Pledge of Allegiance led by Charles Young from Hill Middle school,
7 Denver, Xavion Young from Montclair Elementary, Denver and
8 Isaiah Young.

9

10 The roll was called with the following result:

11

12 Present--65.

13

14 The Speaker declared a quorum present.

15

16

17 On motion of Representative Joshi, the reading of the journal of
18 April 10, 2012, was declared dispensed with and approved as corrected
19 by the Chief Clerk.

20

21 House in recess. House reconvened.

22

23

24

INTRODUCTION OF BILL
First Reading

25

26
27 The following bill was read by title and referred to the committee
28 indicated:

29

30 **SB12-161** by Senator(s) Nicholson, King S.; also Representative(s)
31 Bradford--Concerning measures to reduce health care
32 costs in correctional facilities.

33 Committee on Health and Environment

34

35

36

INTRODUCTION OF RESOLUTIONS

37

38 The following resolutions were read by title and laid over one day under
39 the rules:

40

41 **SJR12-006** by Senator(s) Roberts; also Representative(s) Brown--
42 Concerning a prohibition on mandates to state and local
43 governments without adequate funding.

1 **SJR12-024** by Senator(s) Bacon, Schwartz, Renfro; also
2 Representative(s) Sonnenberg, Brown, Vigil--Concerning
3 the abatement of environmental contaminants in and
4 demolition of structures on land located in the city of
5 Pueblo, adjacent to the Colorado State Fair grounds.
6
7
8

9 On motion of Representative Gardner, the House resolved itself into
10 Committee of the Whole for consideration of General Orders, and he was
11 called to the Chair to act as Chairman.
12
13

14 **GENERAL ORDERS--SECOND READING OF BILLS**

15
16 The Committee of the Whole having risen, the Chairman reported the
17 titles of the following bills had been read (reading at length had been
18 dispensed with by unanimous consent), the bills considered and action
19 taken thereon as follows:
20

21 (Amendments to the committee amendment are to the printed committee
22 report which was printed and placed in the members' bill file.)
23

24 **HB12-1335** by Representative(s) Gerou, Becker, Levy; also Senator(s)
25 Hodge, Steadman, Lambert--Concerning the provision for
26 payment of the expenses of the executive, legislative, and
27 judicial departments of the state of Colorado, and of its
28 agencies and institutions, for and during the fiscal year
29 beginning July 1, 2012, except as otherwise noted.
30

31 Amendment No. 1, by Representative(s) Kagan, Bradford, DelGrosso,
32 Fields, Hamner, Hullinghorst, A. Kerr, Labuda, Lee, Kefalas, McCann,
33 Peniston, Ryden, Williams, and Young.
34

35 Amend printed bill, page 255, line 3, in the ITEM & SUBTOTAL
36 column strike "2,000,000" and substitute "2,200,000" and in the
37 GENERAL FUND column strike "2,000,000" and substitute
38 "2,200,000".
39

40 Adjust affected totals accordingly.
41

42 Amendment No. 2, by Representative(s) Stephens.
43

44 Amend printed bill, page 20, line 8, in the ITEM & SUBTOTAL column
45 strike "42,363,061" and substitute "42,287,905" and in the GENERAL
46 FUND column strike "41,092,220" and substitute "41,017,064".
47

48 Page 20, line 9, in the ITEM & SUBTOTAL column strike "537,151" and
49 substitute "535,860" and in the GENERAL FUND column strike
50 "521,650" and substitute "520,359".
51

52 Page 20, line 11, in the ITEM & SUBTOTAL column strike "9,768,352"
53 and substitute "9,745,013" and in the GENERAL FUND column strike
54 "9,469,770" and substitute "9,446,431".
55

56 Page 20, line 14, in the ITEM & SUBTOTAL column strike "8,340,754"

1 and substitute "8,320,697" and in the GENERAL FUND column strike
2 "8,084,160" and substitute "8,064,103".
3
4 Adjust affected totals accordingly.
5
6 Page 26, line 3, in the ITEM & SUBTOTAL column strike "17,974,485"
7 and substitute "17,930,205".
8
9 Page 26, line 4, in the ITEM & SUBTOTAL column strike "(300.4 FTE)"
10 and substitute "(299.5 FTE)".
11
12 Page 26, line 5, in the ITEM & SUBTOTAL column strike "5,334,085"
13 and substitute "5,261,740".
14
15 Page 26, line 7, in the ITEM & SUBTOTAL column strike "24,776,390"
16 and substitute "24,659,765" and in the GENERAL FUND column strike
17 "24,776,390" and substitute "24,659,765".
18
19 Page 26, line 10, in the ITEM & SUBTOTAL column strike
20 "160,469,421^a" and substitute "159,930,305^a" and in the GENERAL
21 FUND column strike "160,466,474" and substitute "159,927,358".
22
23 Page 26, line 11, in the GENERAL FUND column strike "(3,052.1 FTE)"
24 and substitute "(3,031.9 FTE)".
25
26 Page 26, line 12, in the ITEM & SUBTOTAL column strike "1,829,858"
27 and substitute "1,807,249" and in the GENERAL FUND column strike
28 "1,829,858" and substitute "1,807,249".
29
30 Adjust affected totals accordingly.
31
32 Page 27, line 8, in the ITEM & SUBTOTAL column strike "15,590,439"
33 and substitute "15,347,897" and in the GENERAL FUND column strike
34 "15,510,439" and substitute "15,267,897".
35
36 Adjust affected totals accordingly.
37
38 Page 28, line 2, in the ITEM & SUBTOTAL column strike "2,590,939"
39 and substitute "2,581,364" and in the GENERAL FUND column strike
40 "2,590,939" and substitute "2,581,364".
41
42 Adjust affected totals accordingly.
43
44 Page 29, line 2, in the ITEM & SUBTOTAL column strike "2,118,511"
45 and substitute "2,099,960".
46
47 Page 29, line 3, in the ITEM & SUBTOTAL column strike "4,356,704"
48 and substitute "4,338,153" and in the GENERAL FUND column strike
49 "4,356,704" and substitute "4,338,153".
50
51 Page 29, line 8, in the ITEM & SUBTOTAL column strike "3,347,725"
52 and substitute "3,312,490".
53
54 Page 29, line 10, in the ITEM & SUBTOTAL column strike "13,978,130"
55 and substitute "13,942,895" and in the GENERAL FUND column strike
56 "13,978,130" and substitute "13,942,895".

- 1 Page 30, line 6, in the ITEM & SUBTOTAL column strike "15,280,425"
2 and substitute "15,158,111".
3
- 4 Page 30, line 7, in the ITEM & SUBTOTAL column strike "(214.9 FTE)"
5 and substitute "(212.2 FTE)".
6
- 7 Page 30, line 8, in the ITEM & SUBTOTAL column strike "159,680" and
8 substitute "159,018".
9
- 10 Page 30, line 9, in the ITEM & SUBTOTAL column strike "15,440,105"
11 and substitute "15,317,129" and in the GENERAL FUND column strike
12 "15,440,105" and substitute "15,317,129".
13
- 14 Page 30, line 14, in the ITEM & SUBTOTAL column strike "260,123"
15 and substitute "259,477" and in the GENERAL FUND column strike
16 "260,123" and substitute "259,477".
17
- 18 Adjust affected totals accordingly.
19
- 20 Page 31, line 6, in the ITEM & SUBTOTAL column strike "1,498,362"
21 and substitute "1,470,396" and in the GENERAL FUND column strike
22 "1,498,362" and substitute "1,470,396".
23
- 24 Adjust affected totals accordingly.
25
- 26 Page 35, line 4, in the ITEM & SUBTOTAL column strike "277,405" and
27 substitute "276,430".
28
- 29 Page 35, line 5, in the ITEM & SUBTOTAL column strike "2,133,087"
30 and substitute "2,132,112" and in the GENERAL FUND column strike
31 "2,133,087" and substitute "2,132,112".
32
- 33 Adjust affected totals accordingly.
34
- 35 Page 37, line 1, in the ITEM & SUBTOTAL column strike "88,052" and
36 substitute "85,764".
37
- 38 Page 37, line 2, in the ITEM & SUBTOTAL column strike "5,374,219"
39 and substitute "5,371,931" and in the GENERAL FUND column strike
40 "5,374,219" and substitute "5,371,931".
41
- 42 Page 37, line 5, in the ITEM & SUBTOTAL column strike "11,542,516"
43 and substitute "11,434,266" and in the GENERAL FUND column strike
44 "10,628,255" and substitute "10,520,005".
45
- 46 Page 37, line 6, in the GENERAL FUND column strike "(174.2 FTE)"
47 and substitute "(172.4 FTE)".
48
- 49 Page 37, line 7, in the ITEM & SUBTOTAL column strike "2,450,962"
50 and substitute "2,444,298" and in the CASH FUNDS column strike
51 "1,839,947^a" and substitute "1,833,283^a".
52
- 53 Adjust affected totals accordingly.
54
- 55 Page 37, line 14, strike "\$1,328,479" and substitute "\$1,321,815".
56

- 1 Page 38, line 8, in the ITEM & SUBTOTAL column strike "71,200" and
2 substitute "69,276" and in the CASH FUNDS column strike "71,200"^{aa}
3 and substitute "69,276"^{aa}.
4
5 Adjust affected totals accordingly.
6
7 Page 208, line 9, in the ITEM & SUBTOTAL column strike "2,335,970"
8 and substitute "3,703,167" and in the GENERAL FUND column insert
9 "1,367,197".
10
11 Adjust affected totals accordingly.
12
13 Amendment No. 3, by Representative(s) Waller.
14
15 Amend printed bill, page 23, line 13, in the ITEM & SUBTOTAL column
16 strike "64,027,488" and substitute "63,027,488" and in the GENERAL
17 FUND column strike "61,668,781" and substitute "60,668,781".
18
19 Adjust affected totals accordingly.
20
21 Page 25, line 12, in the ITEM & SUBTOTAL column strike "20,025,190"
22 and substitute "18,525,190" and in the GENERAL FUND strike
23 "18,974,356" and substitute "17,474,356".
24
25 Adjust affected totals accordingly.
26
27 Page 26, line 3, in the ITEM & SUBTOTAL column strike "17,974,485"
28 and substitute "16,774,485".
29
30 Page 26, line 4, in the ITEM & SUBTOTAL column strike "(300.4 FTE)"
31 and substitute "(280.3 FTE)".
32
33 Page 26, line 5, in the ITEM & SUBTOTAL column strike "5,334,085"
34 and substitute "5,034,085".
35
36 Page 26, line 7, in the ITEM & SUBTOTAL column strike "24,776,390"
37 and substitute "23,276,390" and in the GENERAL FUND column strike
38 "24,776,390" and substitute "23,276,390".
39
40 Adjust affected totals accordingly.
41
42 Page 34, line 11, in the ITEM & SUBTOTAL column strike "2,766,619"
43 and substitute "2,566,619" and in the GENERAL FUND column strike
44 "2,382,278" and substitute "2,182,278".
45
46 Adjust affected totals accordingly.
47
48 Page 60, line 2, in the ITEM & SUBTOTAL column strike
49 "3,309,457,170" and substitute "3,313,657,170" and in the GENERAL
50 FUND column strike "2,482,867,253" and substitute "2,487,067,253".
51
52 Adjust affected totals accordingly.
53
54 Amendment No. 4, by Representative(s) Vigil.
55
56 Amend printed bill, page 23, line 13, in the ITEM & SUBTOTAL column

- 1 strike "64,027,488" and substitute "63,927,488" and in the GENERAL
2 FUND column strike "61,668,781" and substitute "61,568,781".
3
4 Adjust affected total accordingly.
5
6 Page 293, line 8, in the ITEM & SUBTOTAL column strike "1,430,824"
7 and substitute "1,530,824" and in the GENERAL FUND column strike
8 "991,316" and substitute "1,091,316".
9
10 Adjust affected totals accordingly.
11
12 Amendment No. 5, by Representative(s) Sonnenberg.
13
14 Amend printed bill, page 327, line 5, in the ITEM & SUBTOTAL column
15 strike "1,619,588" and substitute "1,628,784" and in the CASH FUNDS
16 column strike "1,153,204^b" and substitute "1,162,400^b".
17
18 Adjust affected totals accordingly.
19
20 Page 327, line 13, strike "\$208,075" and substitute "\$217,271".
21
22 Page 329, line 11, in the ITEM & SUBTOTAL column strike "2,976,008"
23 and substitute "2,920,400" and in the CASH FUNDS column strike
24 "2,500,473^b" and substitute "2,444,865^b".
25
26 Adjust affected totals accordingly.
27
28 Page 330, line 4, strike "\$1,250,000" and substitute "\$1,194,392".
29
30 Page 330, line 10, in the ITEM & SUBTOTAL column strike "3,086,715"
31 and substitute "3,027,267" and in the CASH FUNDS column strike
32 "1,981,451^a" and substitute "1,922,003^a".
33
34 Page 330, line 11, in the CASH FUNDS column strike "(23.9 FTE)" and
35 substitute "(22.9 FTE)".
36
37 Page 330, line 12, in the ITEM & SUBTOTAL column strike "414,659"
38 and substitute "409,989" and in the CASH FUNDS column strike
39 "321,101^a" and substitute "316,431^a".
40
41 Adjust affected totals accordingly.
42
43 Page 331, line 2, strike "\$885,905" and substitute "\$821,787".
44
45 Page 332, line 12, in the ITEM & SUBTOTAL column strike "7,420,896"
46 and substitute "7,002,410" and in the CASH FUNDS column strike
47 "5,924,391^a" and substitute "5,505,905^a".
48
49 Page 332, line 13, in the CASH FUNDS column strike "(77.9 FTE)" and
50 substitute "(71.9 FTE)".
51
52 Page 332, line 14, in the ITEM & SUBTOTAL column strike "461,540"
53 and substitute "433,520" and in the CASH FUNDS column strike
54 "444,187^a" and substitute "416,167^a".
55
56 Adjust affected totals accordingly.

- 1 Page 333, line 6, strike "\$6,321,473" and substitute "\$5,874,967".
2
3 Page 334, line 5, in the ITEM & SUBTOTAL column strike "2,049,741"
4 and substitute "2,066,244" and in the CASH FUNDS column strike
5 "911,888^b" and substitute "928,391^b".
6
7 Adjust affected totals accordingly.
8
9 Page 334, line 11, strike "\$50,000" and substitute "\$66,503".
10
11 Page 349, line 4, in the ITEM & SUBTOTAL column strike "3,598,339"
12 and substitute "3,607,548" and in the CASH FUNDS column strike
13 "985,656^a" and substitute "994,865^a".
14
15 Adjust affected totals accordingly.
16
17 Page 361, line 9, in the ITEM & SUBTOTAL column strike "2,422,897"
18 and substitute "2,443,597" and in the CASH FUNDS column strike
19 "1,099,415^a" and substitute "1,120,115^a".
20
21 Adjust affected totals accordingly.
22
23 Amendment No. 6, by Representative(s) Swalm.
24
25 Amend printed bill, page 395, line 7, strike "**(4) OFFICE OF**
26 **CONSUMER COUNSEL**".
27
28 Page 395, line 8, strike "Personal Services", in the ITEM & SUBTOTAL
29 column strike "792,953", and in the CASH FUNDS column strike
30 "792,953^a".
31
32 Page 395, line 9, in the CASH FUNDS column strike "(7.0 FTE)".
33
34 Page 395, line 10, strike "Operating Expenses", in the ITEM &
35 SUBTOTAL column strike "55,787", and in the CASH FUNDS column
36 strike "55,787^a".
37
38 Page 395, line 11, strike "Indirect Cost Assessment", in the ITEM &
39 SUBTOTAL column strike "48,510", and in the CASH FUNDS column
40 strike "48,510^a".
41
42 Page 395, line 12, in the TOTAL column strike "897,250".
43
44 Page 395, line 14, strike "^a These amounts shall be from the Public
45 Utilities Commission Fixed Utility Fund created in Section 40-2-114,
46 C.R.S.".
47
48 Adjust affected totals accordingly.
49
50 Renumber succeeding divisions accordingly.
51
52 Amendment No. 7, by Representative(s) Young, Pabon, Hullinghorst.
53
54 Amend printed bill, page 417, line 14, strike "**Services**" and substitute
55 "**Services**^{49a}".
56

1 Page 430, after line 1 insert:

2 "49a Department of Revenue, Division of Motor Vehicles,
3 Driver and Vehicle Services -- It is the intent of the
4 General Assembly that the Department of Revenue provide
5 efficient, effective, and customer-oriented service in the
6 Division of Motor Vehicles."

7
8 Amendment No. 8, by Representative(s) Hullinghorst, Pabon, Labuda.

9
10 Amend printed bill, page 431, line 2, strike "STATE" and substitute
11 "STATE^{50a}".

12
13 Page 435, after line 15 insert:

14 "**FOOTNOTES** -- The following statement is referenced
15 to the numbered footnotes throughout Section 2.

16
17 50a Department of State -- It is the intent of the General
18 Assembly that moneys expended from the
19 Department of State Cash Fund to the Department
20 of State be used, in part, to fully enfranchise
21 voters."

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

25 (For change in action, see Amendments to Report, pages 942 and 947.)

26
27
28 **HB12-1286** by Representative(s) Massey and Ferrandino, Todd,
29 Brown, Casso, Coram, Court, Duran, Fields, Fischer,
30 Hamner, Hullinghorst, Kagan, Kefalas, Kerr A., Kerr J.,
31 Liston, McCann, Miklosi, Pabon, Pace, Peniston, Priola,
32 Ryden, Schafer S., Singer, Soper, Summers, Swerdfeger,
33 Vigil, Williams A., Wilson, Young; also Senator(s) Newell
34 and White, Aguilar, Bacon, Boyd, Foster, Heath, Jahn,
35 Morse, Nicholson, Shaffer B., Steadman, Williams S.--
36 Concerning film production activities in Colorado, and, in
37 connection therewith, making an appropriation.

38
39 Amendment No. 1, Economic & Business Development Report, dated
40 February 16, 2012, and placed in member's bill file; Report also printed
41 in House Journal, February 17, pages 294-295.

42
43 Amendment No. 2, Finance Report, dated February 29, 2012, and placed
44 in member's bill file; Report also printed in House Journal, March 1,
45 page 503.

46
47 Amendment No. 3, Appropriations Report, dated April 5, 2012, and
48 placed in member's bill file; Report also printed in House Journal, April 5,
49 page 903.

50
51 Amendment No. 4, by Representative(s) Massey.

52 Amend printed bill, page 10, line 7, after "COMMERCIAL" insert "OR VIDEO
53 GAME".

54
55 As amended, ordered engrossed and placed on the Calendar for Third
56 Reading and Final Passage.

1 **HB12-1315** by Representative(s) Becker; also Senator(s) Steadman--
2 Concerning the reorganization of the governor's energy
3 office.
4

5 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,
6 dated March 28, 2012, and placed in member's bill file; Report also
7 printed in House Journal, March 29, pages 849-861.
8

9 Amendment No. 2, Appropriations Report, dated April 5, 2012, and
10 placed in member's bill file; Report also printed in House Journal, April 5,
11 pages 903-906.
12

13 Amendment No. 3, by Representative(s) Becker.
14

15 Amend the Appropriations Committee Report, dated April 5, 2012, page
16 2, strike lines 19 through 28 and substitute:
17

18 "(2) (a) (I) Of the total gross receipts realized from the severance taxes
19 imposed on minerals and mineral fuels under the provisions of this article
20 after ~~June 30, 1981~~ JUNE 30, 2012, ONE MILLION FIVE HUNDRED
21 THOUSAND DOLLARS SHALL BE ANNUALLY TRANSFERRED ON JULY 1, 2012,
22 AND EACH JULY 1 THEREAFTER THROUGH JULY 1, 2016, TO THE
23 INNOVATIVE ENERGY FUND CREATED IN SECTION 24-38.5-102.5, C.R.S. OF
24 THE REMAINDER OF THE TOTAL GROSS RECEIPTS IN EACH FISCAL YEAR
25 AFTER EACH JULY 1 TRANSFER TO THE INNOVATIVE ENERGY FUND, fifty
26 percent shall be credited to the state severance tax trust fund created by
27 section 39-29-109, and fifty percent shall be credited to the local
28 government severance tax fund created by section 39-29-110."
29

30 Page 2, line 33, strike "JUNE 30, 2016," and substitute "JUNE 30, 2017,".
31

32 Amendment No. 4, by Representative(s) Levy.
33

34 Amend the Agriculture, Livestock, & Natural Resources Committee
35 Report, dated March 28, 2012, page 5, strike lines 24 and 25 and
36 substitute:
37

38 "Page 13, strike lines 11 through 18.
39

40 Renumber succeeding sections accordingly."
41

42 Page 9 of the Committee Report, strike lines 13 through 18 and substitute:
43

44 "Page 27, strike lines 12 through 23 and substitute:
45

46 **"to audit.** (1) NO LATER THAN JULY 1, 2017, THE STATE AUDITOR SHALL
47 COMPLETE A PERFORMANCE AUDIT OF THE COLORADO ENERGY OFFICE.
48 THE STATE AUDITOR SHALL PRESENT THE PERFORMANCE AUDIT REPORT TO
49 THE LEGISLATIVE AUDIT COMMITTEE. AFTER THE PERFORMANCE AUDIT
50 REPORT IS RELEASED BY THE LEGISLATIVE AUDIT COMMITTEE, THE STATE
51 AUDITOR SHALL PROVIDE COPIES TO THE HOUSE AGRICULTURE, LIVESTOCK,
52 NATURAL RESOURCES COMMITTEE, THE SENATE AGRICULTURE AND
53 NATURAL RESOURCES COMMITTEE, AND THE JOINT BUDGET COMMITTEE."
54

55 Renumber succeeding sections accordingly."."
56

1 Amendment No. 5, by Representative(s) Levy.

2

3 Amend printed bill, page 14, after line 8 insert:

4

5 "(d) PROMOTE ENERGY EFFICIENCY;"

6

7 Reletter succeeding paragraphs accordingly.

8

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

11

12 **HB12-1326** by Representative(s) Acree and Kefalas; also Senator(s)
13 Johnston--Concerning assistance to the elderly, and, in
14 connection therewith, making an appropriation.

15

16 Amendment No. 1, Appropriations Report, dated April 5, 2012, and
17 placed in member's bill file; Report also printed in House Journal, April 5,
18 page 906.

19

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

22

23 **HB12-1336** by Representative(s) Becker and Levy, Gerou; also
24 Senator(s) Steadman and Lambert, Hodge--Concerning
25 authorization of a prison utilization analysis, and, in
26 connection therewith, making an appropriation.

27

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

30

31 **HB12-1337** by Representative(s) Gerou and Levy, Becker; also
32 Senator(s) Steadman and Lambert, Hodge--Concerning the
33 closure of the south campus of the Centennial correctional
34 facility for housing purposes.

35

36 Ordered engrossed and placed on the Calendar for Third Reading and
37 Final Passage.

38

39 **HB12-1339** by Representative(s) Becker, Gerou, Levy; also Senator(s)
40 Lambert, Hodge, Steadman--Concerning the Colorado
41 benefits management system improvement and
42 modernization project, and, in connection therewith,
43 making an appropriation.

44

45 Ordered engrossed and placed on the Calendar for Third Reading and
46 Final Passage.

47

48 **HB12-1338** by Representative(s) Gerou, Becker, Levy; also Senator(s)
49 Hodge, Steadman, Lambert--Concerning the transfer of
50 general fund surplus moneys to the state education fund at
51 the end of certain fiscal years.

52

53 Amendment No. 1, by Representative(s) Massey and Jones.

54

55 Amend printed bill, page 2, line 10, strike "FIFTY-NINE MILLION DOLLARS
56 FROM".

1 Page 2, line 14, strike "24-75-201.1 (1) (d)." and substitute "24-75-201.1
 2 (1) (d), IN THE FOLLOWING AMOUNTS:
 3

4 (a) FIFTY-NINE MILLION DOLLARS.
 5

6 (b) AN AMOUNT EQUAL TO THE AMOUNT BY WHICH THE ACTUAL
 7 GENERAL FUND REVENUE FOR THE 2011-12 FISCAL YEAR EXCEEDS THE
 8 MARCH 2012 ESTIMATE OF GENERAL FUND REVENUE PREPARED BY THE
 9 OFFICE OF STATE PLANNING AND BUDGETING FOR THE 2011-12 FISCAL
 10 YEAR."
 11

12 As amended, ordered engrossed and placed on the Calendar for Third
 13 Reading and Final Passage.
 14

15 **HB12-1340** by Representative(s) Becker, Gerou, Levy; also Senator(s)
 16 Lambert, Hodge, Steadman--Concerning a reduction in the
 17 general fund portion of the per diem rates paid to nursing
 18 facilities, and, in connection therewith, reducing an
 19 appropriation.
 20

21 Amendment No. 1, by Representative(s) Sonnenberg, Bradford, Kefalas,
 22 Singer, Vigil.
 23

24 Amend printed bill, page 2, strike lines 6 and 7 and substitute "OTHER
 25 PROVISION OF LAW, COMMENCING JULY 1, 2012, THROUGH JUNE 30, 2013,
 26 THE GENERAL FUND PORTION OF THE PER DIEM RATE".
 27

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

31 _____
 32
 33 **AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT**
 34

35 Representative Hamner moved to amend the Report of the Committee of
 36 the Whole to reverse the action taken by the Committee in not adopting
 37 the following Hamner, Hullinghorst, and Wilson amendment, to
 38 HB12-1335, to show that said amendment passed, and that **HB12-1335**,
 39 as amended, passed.
 40

41 Amend printed bill, page 2, strike lines 19 through 21.
 42

43 Reletter succeeding paragraphs accordingly.
 44

45 Page 2, line 25, strike "\$87,500,000" and substitute "\$100,500,000".
 46

47 Page 15, after line 5 insert:
 48

	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$
"Agriculture Development Board	169,487	169,487".

55
 56 Adjust affected totals accordingly.

1 Page 18, line 9, in the ITEM & SUBTOTAL column strike "450,000" and
 2 substitute "602,538" and in the GENERAL FUND column insert
 3 "152,538".

4
 5 Adjust affected totals accordingly.

6
 7 Page 80, line 5, in the ITEM & SUBTOTAL column strike "6,500,000"
 8 and substitute "9,804,991" and in the GENERAL FUND column insert
 9 "3,304,991".

10
 11 Adjust affected totals accordingly.

12
 13 Page 128, line 13, in the ITEM & SUBTOTAL column strike
 14 "421,567,311" and substitute "422,397,797" and in the GENERAL
 15 FUND column insert "830,486".

16
 17 Adjust affected totals accordingly.

18
 19 Page 163, line 15, in the ITEM & SUBTOTAL column strike
 20 "48,093,420" and substitute "49,195,084" and in the GENERAL FUND
 21 column insert "1,101,664".

22
 23 Adjust affected totals accordingly.

24
 25 Page 274, after line 8 insert:

	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$
31 "Species Conservation		
32 Trust Fund	2,237,226	2,237,226".

33
 34 Adjust affected totals accordingly.

35
 36 Page 285, line 2, in the ITEM & SUBTOTAL column strike "2,684,673"
 37 and substitute "3,600,397" and in the GENERAL FUND column insert
 38 "915,724".

39
 40 Adjust affected totals accordingly.

41
 42 Page 288, line 7, in the ITEM & SUBTOTAL column strike "1,304,544"
 43 and substitute "1,746,750" and in the GENERAL FUND column insert
 44 "442,206".

45
 46 Adjust affected totals accordingly.

47
 48 Page 291, line 7, in the ITEM & SUBTOTAL column strike "598,788"
 49 and substitute "785,223" and in the GENERAL FUND column insert
 50 "186,435".

51
 52 Page 291, line 10, in the ITEM & SUBTOTAL column strike "1,141,167"
 53 and substitute "1,393,725" and in the GENERAL FUND column insert
 54 "252,558".

55
 56 Page 292, after line 2 insert:

1
2 ITEM &
3 SUBTOTAL GENERAL
4 \$ FUND
5 "Water Supply
6 Reserve Account 3,389,736 3,389,736".
7
8 Adjust affected totals accordingly.
9
10 Page 374, line 7, in the ITEM & SUBTOTAL column strike "2,157,955"
11 and substitute "2,174,904" and in the GENERAL FUND column strike
12 "226,634" and substitute "243,583".

13
14 Adjust affected totals accordingly.

15
16 Page 546, strike lines 1 through 6.

17
18 Renumber succeeding section accordingly.

19
20 The amendment was declared **lost** by the following roll call vote:

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

40
41 Representative Young moved to amend the Report of the Committee of
42 the Whole to reverse the action taken by the Committee in not adopting
43 the following Young, Kerr A., Kefalas, Hamner, Lee, Ferrandino,
44 Hullinghorst, McCann, and Ryden amendment, to HB12-1335, to show
45 that said amendment passed, and that **HB12-1335**, as amended, passed.

46
47 Amend printed bill, page 2, line 21, strike "\$13,000,000" and substitute
48 "\$8,000,000".

49
50 Page 2, line 25, strike "\$87,500,000" and substitute "\$92,500,000".

51
52 Page 83, line 12, in the ITEM & SUBTOTAL column strike "2,065,853"
53 and substitute "7,065,853" and in the GENERAL FUND column strike
54 "1,467,716" and substitute "6,467,716".

55
56 Adjust affected totals accordingly.

1 Page 546, line 5, strike "\$13,000,000" and substitute "\$8,000,000".

2

3 The amendment was declared **lost** by the following roll call vote:

4

	YES	30	NO	35	EXCUSED	0	ABSENT	0
6	Acree	N	Fischer	Y	Looper	N	Solano	Y
7	Balmer	N	Gardner B.	N	Massey	N	Sonnenberg	N
8	Barker	N	Gerou	N	McCann	Y	Soper	N
9	Baumgardner	N	Hamner	Y	McKinley	Y	Stephens	N
10	Becker	N	Holbert	N	Miklosi	Y	Summers	N
11	Beezley	N	Hullinghorst	Y	Murray	N	Swalm	N
12	Bradford	N	Jones	Y	Nikkel	N	Swerdfeger	N
13	Brown	N	Joshi	N	Pabon	Y	Szabo	N
14	Casso	Y	Kagan	Y	Pace	Y	Todd	Y
15	Conti	N	Kefalas	Y	Peniston	Y	Tyler	Y
16	Coram	N	Kerr A.	Y	Priola	N	Vaad	N
17	Court	Y	Kerr J.	N	Ramirez	N	Vigil	Y
18	DelGrosso	N	Labuda	Y	Ryden	Y	Waller	N
19	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
20	Ferrandino	Y	Levy	N	Scott	N	Wilson	Y
21	Fields	Y	Liston	N	Singer	Y	Young	Y
22							Speaker	N

23

24 Representative Duran moved to amend the Report of the Committee of
 25 the Whole to reverse the action taken by the Committee in not adopting
 26 the following Duran, Labuda, Fields, Tyler, Hullinghorst, and McCann
 27 amendment, to HB12-1335, to show that said amendment passed, and that
 28 **HB12-1335**, as amended, passed.

29

30 Amend printed bill, page 363, line 8, after "each." insert "This prohibition
 31 in funding shall not apply to contraception."

32

33 The amendment was declared **lost** by the following roll call vote:

34

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

53

54 Representative Peniston moved to amend the Report of the Committee of
 55 the Whole to reverse the action taken by the Committee in not adopting
 56 the following Peniston, Williams, Ryden, Labuda, Kagan, Hamner, Lee,

1 Ferrandino, Young, Hullinghorst, and McCann amendment, to
 2 HB12-1335, to show that said amendment passed, and that **HB12-1335**,
 3 as amended, passed.

4
 5 Amend printed bill, page 54, line 13, in the ITEM & SUBTOTAL column
 6 strike "6,357,743" and substitute "107,743" and in the CASH FUNDS
 7 column strike "6,357,743" and substitute "107,743".

8
 9 Adjust affected totals accordingly.

10
 11 Page 60, line 2, in the GENERAL FUND column strike "2,482,867,253"
 12 and substitute "2,476,617,253" and in the CASH FUNDS column strike
 13 "514,387,293" and substitute "520,637,293".

14
 15 Page 61, line 1, strike "\$189,922,411" and substitute "\$196,172,411".

16
 17 Adjust affected totals accordingly.

18
 19 Page 85, line 4, in the ITEM & SUBTOTAL column strike "1,092,280"
 20 and substitute "7,342,280" and in the GENERAL FUND column strike
 21 "1,013,764" and substitute "7,263,764".

22
 23 Adjust affected totals accordingly.

24
 25 The amendment was declared **lost** by the following roll call vote:

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

45
 46 Representative Labuda moved to amend the Report of the Committee of
 47 the Whole to reverse the action taken by the Committee in not adopting
 48 the following Labuda amendment, to HB12-1335, to show that said
 49 amendment passed, and that **HB12-1335**, as amended, passed.

50
 51 Amend printed bill, page 23, line 13, in the ITEM & SUBTOTAL column
 52 strike "64,027,488" and substitute "54,427,488" and in the GENERAL
 53 FUND column strike "61,668,781" and substitute "52,068,781".

54
 55 Adjust affected totals accordingly.

56

1 Page 60, line 2, in the ITEM & SUBTOTAL column strike
 2 "3,309,457,170" and substitute "3,319,057,170" and in the GENERAL
 3 FUND column strike "2,482,867,253" and substitute "2,492,467,253".

4
 5 Adjust affected totals accordingly.

6
 7 The amendment was declared **lost** by the following roll call vote:

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

27
 28 Representative Court moved to amend the Report of the Committee of the
 29 Whole to reverse the action taken by the Committee in not adopting the
 30 following Court, Williams, Labuda, Kefalas, Peniston, Tyler, Young,
 31 Schafer, and Hullinghorst amendment, to HB12-1335, to show that said
 32 amendment passed, and that **HB12-1335**, as amended, passed.

33
 34 Amend printed bill, page 123, line 10, strike "**PROGRAM**" and
 35 substitute "**PROGRAM**^{15a}".

36
 37 Page 140, after line 9 insert:

38
 39 "15a Department of Higher Education, College Opportunity Fund
 40 Program -- It is the intent of the General Assembly that higher
 41 education institutions that receive money through the College
 42 Opportunity Fund Program use the \$23.2 million that was restored
 43 from the original proposed cut of \$29.0 million in the Department
 44 of Higher Education to limit tuition increases."

45
 46 The amendment was declared **lost** by the following roll call vote:

	YES	30	NO	35	EXCUSED	0	ABSENT	0
49	Acree	N	Fischer	Y	Looper	N	Solano	Y
50	Balmer	N	Gardner B.	N	Massey	N	Sonnenberg	N
51	Barker	N	Gerou	N	McCann	N	Soper	Y
52	Baumgardner	N	Hamner	Y	McKinley	Y	Stephens	N
53	Becker	N	Holbert	N	Miklosi	Y	Summers	N
54	Beezley	N	Hullinghorst	Y	Murray	N	Swalm	N
55	Bradford	N	Jones	Y	Nikkel	N	Swerdfeger	N
56	Brown	N	Joshi	N	Pabon	Y	Szabo	N

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

10

11 Representative Jones moved to amend the Report of the Committee of the
 12 Whole to reverse the action taken by the Committee in not adopting the
 13 following Jones, Court, Kagan, Lee, Ryden, Peniston, Tyler, Young,
 14 Schafer, Hullinghorst, and Court amendment, to HB12-1335, to show that
 15 said amendment passed, and that **HB12-1335**, as amended, passed.

16

17 Amend printed bill, page 23, line 13, in the ITEM & SUBTOTAL column
 18 strike "64,027,488" and substitute "55,027,488" and in the GENERAL
 19 FUND column strike "61,668,781" and substitute "52,668,781".

20

21 Adjust affected totals accordingly.

22

23 Page 112, line 9, in the ITEM & SUBTOTAL column strike
 24 "340,502,802" and substitute "358,502,802", in the GENERAL FUND
 25 column strike "170,251,400(M)" and substitute "179,251,400(M)", and
 26 in the FEDERAL FUNDS column strike "170,251,401" and substitute
 27 "179,251,401".

28

29 Adjust affected totals accordingly.

30

31 Page 179, line 12, strike "Costs²⁸" and substitute "Costs^{28, 28a}".

32

33 Page 179, line 14, strike "4,267.7" and substitute "4,458.7".

34

35 Page 179, line 15, in the ITEM & SUBTOTAL column strike
 36 "303,205,654" and substitute "318,301,721".

37

38 Page 180, line 3, strike "3,358.3" and substitute "3,435.3".

39

40 Page 180, line 4, in the ITEM & SUBTOTAL column strike "44,117,306"
 41 and substitute "45,290,940".

42

43 Page 180, line 8, strike "393" and substitute "447.4".

44

45 Page 180, line 9, in the ITEM & SUBTOTAL column strike "7,530,361"
 46 and substitute "8,572,719".

47

48 Page 180, line 11, strike "8,019" and substitute "8,341.4".

49

50 Page 180, line 12, in the ITEM & SUBTOTAL column strike
 51 "28,796,235" and substitute "29,484,176".

52

53 Page 180, line 14, in the ITEM & SUBTOTAL column strike
 54 "401,176,649" and substitute "419,176,649" and in the
 55 REAPPROPRIATED FUNDS column strike "340,502,802^b" and
 56 substitute "358,502,802^b".

1 Adjust affected totals accordingly.

2

3 Page 201, after line 11 insert:

4

5 "28a Department of Human Services, Services for
6 People with Disabilities, Community Services for
7 People With Developmental Disabilities, Program
8 Costs -- The appropriation in this subsection
9 includes an increase of \$18.0 million dollars
10 reappropriated funds to be used to fund placements
11 and case management for individuals on the
12 waiting list. This includes 191 comprehensive
13 residential placements, 77 supported living
14 placements, and 54.4 children's extensive services
15 placements. It is the intent of the General
16 Assembly that these funds be transferred among the
17 line items as needed to serve those individuals on
18 the waiting list with the highest level of need."
19

20 The amendment was declared **lost** by the following roll call vote:

21

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

40

41 Representatives Brown and Sonnenberg moved to amend the Report of
42 the Committee of the Whole to reverse the action taken by the Committee
43 in not adopting the following Brown amendment, to HB 12-1335, to show
44 that said amendment passed, and that **HB12-1335**, as amended, passed.

45

46 Amend printed bill, page 2, strike lines 19 through 21.

47

48 Reletter succeeding paragraphs accordingly.

49

50 Page 2, line 25, strike "\$87,500,000" and substitute "\$100,500,000".

51

52 Page 470, after line 2 insert:

53

54

55

56

ITEM &
SUBTOTAL
\$

CAPITAL
CONSTRUCTION
FUND
\$

1 "Level 2 Controlled
 2 Maintenance Projects 13,000,000 13,000,000".
 3

4 Adjust affected totals accordingly.
 5

6 Page 546, strike lines 1 through 6.
 7

8 Renumber succeeding section accordingly.
 9

10 The amendment was declared **passed** by the following roll call vote:
 11

	YES	62	NO	3	EXCUSED	0	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	N	McCann	Y	Soper	Y
16	Baumgardner	Y	Hamner	Y	McKinley	Y	Stephens	Y
17	Becker	N	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	Y	Kagan	Y	Pace	Y	Todd	Y
22	Conti	Y	Kefalas	Y	Peniston	Y	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	Y	Waller	Y
26	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
27	Ferrandino	Y	Levy	N	Scott	Y	Wilson	Y
28	Fields	Y	Liston	Y	Singer	Y	Young	Y
29							Speaker	Y

30
 31 Representative Pace moved to amend the Report of the Committee of the
 32 Whole to reverse the action taken by the Committee in not adopting the
 33 following Pace amendment, to HB 2-1335, to show that said amendment
 34 passed, and that **HB12-1335**, as amended, passed.
 35

36 Amend printed bill, page 257, line 10, strike "Disbursements" and
 37 substitute "Disbursements^{40a}".
 38

39 Page 264, after line 1 insert:
 40

41 **FOOTNOTES** -- The following statements are referenced
 42 to the numbered footnotes throughout section 2.
 43

44 40a Department of Local Affairs, Division of Local
 45 Governments, Local Government and Community
 46 Services, Local Government Services,
 47 Conservation Trust Fund Disbursements -- It is the
 48 intent of the General Assembly that the first
 49 \$326,000 of any Conservation Trust Fund moneys
 50 allocated to the Department in excess of \$45
 51 million be allocated to metropolitan districts that
 52 have one thousand or more individuals residing
 53 within their territory, have only elected board
 54 members, and provide only parks and recreation
 55 facilities that are open to the general public
 56 including individuals who are not residents of the

1 district. Each metropolitan district share shall be
 2 apportioned according to that percentage which the
 3 population of the surrounding county is to the total
 4 population of all counties in the State."

5
 6 The amendment was declared **lost** by the following roll call vote:

	YES	28	NO	37	EXCUSED	0	ABSENT	0
9 Acree	N		Fischer	Y	Looper	N	Solano	Y
10 Balmer	N		Gardner B.	N	Massey	N	Sonnenberg	N
11 Barker	N		Gerou	N	McCann	Y	Soper	N
12 Baumgardner	N		Hamner	Y	McKinley	Y	Stephens	N
13 Becker	N		Holbert	N	Miklosi	Y	Summers	N
14 Beezley	N		Hullinghorst	Y	Murray	N	Swalm	N
15 Bradford	N		Jones	Y	Nikkel	N	Swerdfeger	N
16 Brown	N		Joshi	N	Pabon	Y	Szabo	N
17 Casso	Y		Kagan	Y	Pace	Y	Todd	Y
18 Conti	N		Kefalas	Y	Peniston	Y	Tyler	Y
19 Coram	N		Kerr A.	Y	Priola	N	Vaad	N
20 Court	Y		Kerr J.	N	Ramirez	N	Vigil	N
21 DelGrosso	N		Labuda	Y	Ryden	N	Waller	N
22 Duran	Y		Lee	Y	Schafer S.	Y	Williams A.	Y
23 Ferrandino	Y		Levy	N	Scott	N	Wilson	Y
24 Fields	Y		Liston	N	Singer	Y	Young	Y
25							Speaker	N

26
 27 Representative Lee moved to amend the Report of the Committee of the
 28 Whole to reverse the action taken by the Committee in not adopting the
 29 following Lee, Ryden, Fields, Kerr A., Todd, and Young amendment, to
 30 **HB12-1335**, to show that said amendment passed, and that HB12-1335,
 31 as amended, passed.

32
 33 Amend printed bill, page 23, line 13, in the ITEM & SUBTOTAL column
 34 strike "64,027,488" and substitute "62,027,488" and in the GENERAL
 35 FUND column strike "61,668,781" and substitute "59,668,781".

36
 37 Adjust affected totals accordingly.

38
 39 Page 268, after line 12 insert:

	ITEM & SUBTOTAL	GENERAL FUND
	\$	\$
44 "Colorado		
45 State Veterans		
46 Trust Fund	2,000,000	2,000,000".

47
 48 Adjust affected totals accordingly.

49
 50 The amendment was declared **lost** by the following roll call vote:

	YES	30	NO	35	EXCUSED	0	ABSENT	0
53 Acree	N		Fischer	Y	Looper	N	Solano	Y
54 Balmer	N		Gardner B.	N	Massey	N	Sonnenberg	N
55 Barker	N		Gerou	N	McCann	Y	Soper	Y
56 Baumgardner	N		Hamner	Y	McKinley	N	Stephens	N

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

14
15 Representative A. Kerr moved to amend the Report of the Committee of
16 the Whole to reverse the action taken by the Committee in not adopting
17 the following Kerr A., Todd, Hamner, Labuda, Court, Fields, Peniston,
18 Tyler, Young, Schafer, and McCann amendment, to HB12-1335, to show
19 that said amendment passed, and that **HB12-1335**, as amended, passed.

20
21 Amend printed bill, page 23, line 13, in the ITEM & SUBTOTAL column
22 strike "64,027,488" and substitute "58,627,488" and in the GENERAL
23 FUND column strike "61,668,781" and substitute "56,268,781".

24
25 Adjust affected totals accordingly.

26
27 The amendment was declared **lost** by the following roll call vote:

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

47
48 Representatives Ryden and Todd moved to amend the Report of the
49 Committee of the Whole to reverse the action taken by the Committee in
50 Amendment No. 5 by Representative Sonnenberg (printed in House
51 Journal page 930, lines 12-56 and page 931, lines 1-21), to HB12-1335,
52 to show that said amendment lost, and that **HB12-1335**, as amended,
53 passed.

54
55 The amendment was declared **lost** by the following roll call vote:

56

	YES	31	NO	34	EXCUSED	0	ABSENT	0
1								
2	Acree	N	Fischer	Y	Looper	N	Solano	Y
3	Balmer	N	Gardner B.	N	Massey	N	Sonnenberg	N
4	Barker	N	Gerou	Y	McCann	Y	Soper	Y
5	Baumgardner	N	Hamner	Y	McKinley	N	Stephens	N
6	Becker	Y	Holbert	N	Miklosi	Y	Summers	N
7	Beezley	N	Hullinghorst	Y	Murray	N	Swalm	N
8	Bradford	N	Jones	Y	Nikkel	N	Swerdfeger	N
9	Brown	N	Joshi	N	Pabon	Y	Szabo	N
10	Casso	N	Kagan	Y	Pace	N	Todd	Y
11	Conti	N	Kefalas	Y	Peniston	Y	Tyler	Y
12	Coram	N	Kerr A.	Y	Priola	N	Vaad	N
13	Court	Y	Kerr J.	N	Ramirez	N	Vigil	Y
14	DelGrosso	N	Labuda	Y	Ryden	Y	Waller	N
15	Duran	Y	Lee	Y	Schafer S.	Y	Williams A.	Y
16	Ferrandino	Y	Levy	Y	Scott	N	Wilson	Y
17	Fields	Y	Liston	N	Singer	Y	Young	Y
18							Speaker	N
19								

20 Representative Lee moved to amend the Report of the Committee of the
 21 Whole to reverse the action taken by the Committee in not adopting the
 22 following Lee, Williams, Labuda, Ryden, Kagan, Tyler, Young, and
 23 Hullinghorst amendment, to HB12-1335, to show that said amendment
 24 passed, and that **HB12-1335**, as amended, passed.

25
 26 Amend printed bill, page 83, line 7, strike "**PROGRAMS**" and substitute
 27 "**PROGRAMS^{9a}**".

28
 29 Page 94, after line 9 insert:

30
 31 "**FOOTNOTES** -- The following statements are referenced
 32 to the numbered footnotes throughout section 2.

33
 34 9a Governor - Lieutenant Governor - State Planning and
 35 Budgeting, Economic Development Programs -- It is the
 36 intent of the General Assembly that funds appropriated to
 37 the Governor's Office of Economic Development and
 38 International Trade be expended with preference given to
 39 companies domiciled in Colorado and employing workers
 40 domiciled in Colorado."

41
 42 The amendment was declared **lost** by the following roll call vote:

	YES	31	NO	34	EXCUSED	0	ABSENT	0
45	Acree	N	Fischer	Y	Looper	N	Solano	Y
46	Balmer	N	Gardner B.	N	Massey	N	Sonnenberg	N
47	Barker	N	Gerou	N	McCann	Y	Soper	Y
48	Baumgardner	N	Hamner	Y	McKinley	Y	Stephens	N
49	Becker	N	Holbert	N	Miklosi	Y	Summers	N
50	Beezley	N	Hullinghorst	Y	Murray	N	Swalm	N
51	Bradford	N	Jones	Y	Nikkel	N	Swerdfeger	N
52	Brown	N	Joshi	N	Pabon	Y	Szabo	N
53	Casso	Y	Kagan	Y	Pace	Y	Todd	Y
54	Conti	N	Kefalas	Y	Peniston	Y	Tyler	Y
55	Coram	N	Kerr A.	Y	Priola	N	Vaad	N
56	Court	Y	Kerr J.	N	Ramirez	N	Vigil	Y

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

6
7 Representative Ferrandino moved to amend the Report of the Committee
8 of the Whole to reverse the action taken by the Committee in adopting
9 Amendment No. 6 by Representative Swalm (printed in House Journal
10 page 931, lines 23-50), to HB12-1335, to show that said amendment lost,
11 and that **HB12-1335**, as amended, passed.

12
13 The amendment was declared **passed** by the following roll call vote:
14

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

33
34
35
36
37 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

38
39 Passed Second Reading: **HB12-1335 amended, 1286 amended, 1315**
40 **amended, 1326 amended, 1336, 1337, 1339, 1338 amended, 1340**
41 **amended.**

42
43 The Chairman moved the adoption of the Committee of the Whole
44 Report. As shown by the following roll call vote, a majority of those
45 elected to the House voted in the affirmative, and the Report was
46 **adopted.**

48	YES	65	NO	0	EXCUSED	0	ABSENT	0
49	Acree	Y	Fischer	Y	Looper	Y	Solano	Y
50	Balmer	Y	Gardner B.	Y	Massey	Y	Sonnenberg	Y
51	Barker	Y	Gerou	Y	McCann	Y	Soper	Y
52	Baumgardner	Y	Hamner	Y	McKinley	Y	Stephens	Y
53	Becker	Y	Holbert	Y	Miklosi	Y	Summers	Y
54	Beezley	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
55	Bradford	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
56	Brown	Y	Joshi	Y	Pabon	Y	Szabo	Y

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

10

11

12

13

SIGNING OF BILLS - RESOLUTIONS - MEMORIALS

15

16 The Speaker has signed: **HB12-1228, 1271, 1318, 1323.**

17

18

19

20

MESSAGE(S) FROM THE SENATE

21

22 The President appoints Senators Giron Chair, S. King, and Carroll as
23 conferees on the First Conference Committee on HB12-1053.

24

25

26 The President appoints Senators Jahn Chair, Carroll, and Grantham as
27 conferees on the First Conference Committee on HB12-1002.

28

29

30 The Senate has passed on Third Reading and returns herewith HB12-1297
31 and HB12-1080.

32

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

35

36 SB12-001 amended as printed in Senate Journal, April 10, 2012,
37 pages 702-703.

38

39

40 The Senate has adopted and transmits herewith: SJR12- 031.

41

42

MESSAGE(S) FROM THE REVISOR

43

44 We herewith transmit:

45 Without comment, as amended, SB12-001.

46

47

48

49

50

LAY OVER OF CALENDAR ITEM(S)

51

52 On motion of Representative Stephens, the following item(s) on the
53 Calendar was (were) laid over until April 12, retaining place on Calendar:

54

55 Consideration of Third Reading--**HB12-1066, 1161, SB12-128,**
56 **HB12-1328, SB12-134, HB12-1293, SB12-013, 124, 036.**

1 Consideration of General Orders--**HB12-1048, 1317, SB12-087,**
2 **HB12-1294, 1281, SB12-118, HB12-1332, 1037, 1341, 1342, 1343,**
3 **1344, SB12-110, 156, 158.**

4 Consideration of Senate Amendment(s)--**HJR12-1010, HB12-1008,**
5 **1034, 1114, 1151, 1070, 1270, 1224, 1262, 1239, 1244, 1276, 1307,**
6 **1012, 1052, 1019, 1063, 1105, 1146.**

7
8
9

10 On motion of Representative Stephens, the House adjourned until
11 10:00 a.m., April 12, 2012.

12

13

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18

Approved:
FRANK McNULTY,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk

