

SENATE JOURNAL
 Sixty-eighth General Assembly
STATE OF COLORADO
 Second Regular Session

83rd Legislative Day Monday, April 2, 2012

Prayer	By the chaplain, Pastor Bob Kaylor, Tri-Lakes United Methodist Church, Monument.	1 2 3 4 5 6 7 8 9 10 11
Call to Order	By the President at 10:00 a.m.	12 13 14 15
Pledge	By Senator Guzman.	16 17
Roll Call	Present--34 Excused--1, Cadman.	18 19 20
Quorum	The President announced a quorum present.	21 22
Reading of Journal	On motion of Senator White, reading of the Journal of Friday, March 30, 2012, was dispensed with and the Journal was approved as corrected by the Secretary.	23 24 25 26 27

SENATE SERVICES REPORT

Correctly Printed: SB12-166, 167 and 168.
 Correctly Engrossed: SB12-158; SJR12-027.
 Correctly Revised: HJR12-1018.
 Correctly Enrolled: SB12-040, 045, 056, 074, 091, 092, 131 and 148.

MESSAGE FROM THE HOUSE

March 30, 2012

The House has adopted and transmits herewith HJR12-1017.

The House has adopted and returns herewith SJR12-027.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

HJR12-1017 by Representative(s) Priola and Kerr A., Waller; also Senator(s) Steadman and Roberts--
 Concerning the designation of the Denver-Boulder Turnpike portion of United States
 Highway 36 as the "Buffalo Highway".
 State, Veterans & Military Affairs

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**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the title of the following bill was publicly read, the reading at length having been dispensed with by unanimous consent:

SB12-158 by Senator(s) Boyd; also Representative(s) Bradford--Concerning the consolidation of two public housing agencies within the division of housing in the department of local affairs.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lundberg	Y	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	Y	Spence	Y
Brophy	Y	Hodge	Y	Morse	Y	Steadman	Y
Cadman	E	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	Y	Newell	Y	White	Y
Foster	Y	Johnston	Y	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	Y	Renfro	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was passed.

Co-sponsors added: Aguilar, Foster, Guzman, Hodge, Newell, Schwartz and Williams S.

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the Third Reading of Bills -- Final Passage Calendar (SB12-015, SB12-129) of Monday, April 2 was laid over until Monday, April 9, retaining its place on the calendar.

Committee of the Whole On motion of Senator Schwartz, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar and Senator Schwartz was called to the Chair to act as Chairman.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

HB12-1228 by Representative(s) DelGrosso, McCann; also Senator(s) Steadman--Concerning criminal background checks for neighborhood youth organizations seeking to obtain a license.

Ordered revised 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.

Ordered revised and placed on the calendar for third reading and final passage.

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

Ordered revised and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Schwartz, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lundberg	Y	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	Y	Spence	Y
Brophy	Y	Hodge	Y	Morse	Y	Steadman	Y
Cadman	E	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	Y	Newell	Y	White	Y
Foster	Y	Johnston	Y	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB12-1228, HB12-1323, HB12-1318.

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Governor's Appointments.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Tochtrop, the following Governor's appointments were confirmed by a roll call vote:

**MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS**

for terms expiring September 1, 2015:

Pamela M. Feely of Lakewood, Colorado to serve as a representative of a board of directors of a special district, appointed;

Timothy J. Nash of Greeley, Colorado to serve as a representative of Colorado municipal employers, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lundberg	Y	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	Y	Spence	Y
Brophy	Y	Hodge	Y	Morse	Y	Steadman	Y
Cadman	E	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	Y	Newell	Y	White	Y
Foster	Y	Johnston	Y	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

On motion of Senator Heath, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE BOARD OF COMMISSIONERS OF STATE AND VETERANS NURSING HOMES

for terms expiring July 1, 2015:

Justin A. Martinez of Highlands Ranch, Colorado, to serve as a member with expertise in nursing home operations, who is a nursing home administrator at the time of appointment, who is experienced in the financial operations of a nursing home and as an Unaffiliated voter, reappointed;

James C. Bobick of Aurora, Colorado, a veteran and the designee of the State Board of Veterans Affairs; reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lundberg	Y	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	Y	Spence	Y
Brophy	Y	Hodge	Y	Morse	Y	Steadman	Y
Cadman	E	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	Y	Newell	Y	White	Y
Foster	Y	Johnston	Y	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

On motion of Senator Johnston, the following Governor's appointment was confirmed by a roll call vote:

EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE

effective July 18, 2011 for a term expiring at the pleasure of the Governor:

Barbara J. Brohl of Lakewood, Colorado.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lundberg	Y	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	Y	Spence	Y
Brophy	Y	Hodge	Y	Morse	Y	Steadman	Y
Cadman	E	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	Y	Newell	Y	White	Y
Foster	Y	Johnston	Y	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

On motion of Senator Johnston, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE COLORADO LIMITED GAMING CONTROL COMMISSION

for a term expiring July 1, 2012:

Charles J. Murphy of Colorado Springs, Colorado, to fill the vacancy occasioned by the removal of Florence E. Hunt to serve as a member from the 5th Congressional District representing registered electors, and as a Democrat, appointed;

for terms expiring July 1, 2014:

Jannine Mohr of Loveland, Colorado, to serve as a member from the Fourth Congressional District and to serve as an attorney and as a Democrat, appointed;

Robert M. Webb of Golden, Colorado, to serve as a member from the Seventh Congressional District and to serve as a representative for CPAs, corporate finance and as a Libertarian, appointed;

Lowell R. Hutson of Denver, Colorado, to fill the vacancy occasioned by the removal of Debbie J. Jessup of Centennial, Colorado, and to serve as member from the First Congressional District and as a representative who has been engaged in business in a management-level capacity for at least five years, and as a Republican, appointed.

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	N	Scheffel	Y
Bacon	Y	Harvey	Y	Lundberg	Y	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	Y	Spence	Y
Brophy	Y	Hodge	Y	Morse	Y	Steadman	Y
Cadman	E	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	Y	Newell	Y	White	Y
Foster	Y	Johnston	Y	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB12-1026, 1085, 1094, 1097, 1125, 1144, 1178, 1181, 1206, 1216, 1220, 1222, 1229, 1269, 1285, 1289, 1299, 1312.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, April 2, 2012 at 8:38 a.m.: SB12-007, 023, 030, 031, 033, 062, 066, 077, 099 and 146.

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Monday, April 2 was laid over until Tuesday, April 3, retaining its place on the calendar.

General Orders -- Second Reading of Bills: SB12-001, SB12-155, SB12-070, SB12-086, SB12-132, SB12-004, SB12-068, HB12-1271, HB12-1160, SCR12-001, HB12-1017, HB12-1237, HB12-1304, HCR12-1001.
 Consideration of Resolutions: SJR12-006, HJR12-1004, HJR12-1016.
 Consideration of Memorials: SM12-003
 Consideration of Governor's Appointments:
 Members of the Oil and Gas Conservation Commission of the State of Colorado.
 Conference Committees to Report: SB12-020.

On motion of Senator Morse, the Senate adjourned until 9:00 a.m., Tuesday, April 2, 2012.

Approved:

Brandon C. Shaffer
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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