

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

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91st Legislative Day

Tuesday, April 10, 2012

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Prayer	By the chaplain, Pastor Michael Dent, Trinity United Methodist Church, Denver.	11
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Call to Order	By the President at 9:00 a.m.	13
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Pledge	By Senator King S.	15
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Roll Call	Present--22	17
	Excused--13, Bacon, Carroll, Giron, Grantham, Harvey, Heath, Hodge, Jahn, King K.,	18
	Lambert, Lundberg, Nicholson, Steadman.	19
	Present later--13, Bacon, Carroll, Giron, Grantham, Harvey, Heath, Hodge, Jahn, King K.,	20
	Lambert, Lundberg, Nicholson, Steadman.	21
		22
Quorum	The President announced a quorum present.	23
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Reading of Journal	On motion of Senator Morse, reading of the Journal of Monday, April 9, 2012, was dispensed with and the Journal was approved as corrected by the Secretary.	25
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**COMMITTEE OF REFERENCE REPORTS**

Business, Labor, & Technology      The Committee on Business, Labor, and Technology has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE  
SECURITIES BOARD

for terms expiring July 1, 2014:

Paul E. Washington of Boulder, Colorado, a member of the public at large, reappointed.

Business, Labor, & Technology      After consideration on the merits, the Committee recommends that **HB12-1205** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend reengrossed bill, page 5, line 14, strike "hearing and any parts," and substitute "hearing; and any parts,".

Page 5, strike lines 15 and 16 and substitute "~~attachments, or accessories thereto, including ear molds but excluding batteries and cords; except that~~".

Page 7, line 4, strike "OR NEGOTIATING TO SELL,".

Page 7, line 5, strike "DIRECTLY OR INDIRECTLY,".

Page 7, line 8, strike "practice" and substitute "practice TERM".

Page 7, strike line 9 and substitute "~~counseling and instruction pertaining to the selection, fitting, adaptation,~~".

Page 7, line 10, strike "or sale" and substitute "~~or sale~~ THE FITTING".

Page 8, after line 8 insert:

"(3) NOTHING IN THIS ARTICLE PROHIBITS A LICENSEE FROM:  
 (a) HIRING EMPLOYEES TO ASSIST WITH CONDUCTING BUSINESS PRACTICES WITHOUT REQUIRING SUCH EMPLOYEES TO OBTAIN LICENSURE UNDER THIS ARTICLE, IF THE EMPLOYEES ARE PROPERLY SUPERVISED; OR  
 (b) PERFORMING TASKS THAT WOULD BE PERMISSIBLE IF THE LICENSEE WAS NOT LICENSED."

Page 16, line 17, after "ADMINISTRATION." insert "THE DIRECTOR SHALL NOT ADOPT ANY RULE THAT INCREASES THE REQUIREMENTS OF THIS ARTICLE."

Page 16, after line 22 insert:

"(7) THE DIRECTOR SHALL NOT ENFORCE ANY PROVISIONS OF THIS ARTICLE OR RULES PROMULGATED PURSUANT THERETO THAT ARE HELD UNCONSTITUTIONAL, INVALID, OR INCONSISTENT WITH FEDERAL LAWS OR REGULATIONS, INCLUDING RULES PROMULGATED BY THE UNITED STATES FOOD AND DRUG ADMINISTRATION."

Page 26, line 12, after "made;" insert "AND".

Page 26, strike lines 13 through 18 and substitute:

~~"(III) Proof of having obtained a surety bond or an alternative, as authorized in section 11-35-101, C.R.S., in an amount not to exceed ten thousand dollars. Such surety bond shall require the surety to provide notice to the director within thirty days after receipt of a claim or payment made from such surety bond or if the bond is cancelled for any reason."~~

Page 26, line 19, strike "(IV)" and substitute "(IV) (III)".

Page 26, line 26, strike "PASS" and substitute "HAVE PASSED THE NATIONAL COMPETENCY EXAMINATION OF THE NATIONAL BOARD FOR CERTIFICATION IN HEARING INSTRUMENT SCIENCES (NBC-HIS) OR".

Page 28, line 2, after "audiologist;" insert "AND".

Page 28, strike lines 3 and 4 and substitute:

~~"(b) A trainee shall inform all consumers of his or her status as a trainee, and"~~

Page 28, line 5, strike "(c)" and substitute "(c) (b)".

Page 28, line 14, strike "specify" and substitute "Specify".

Page 37, line 22, strike "~~12-5.5-202~~ 12-32.5-303 (2) (b)," and substitute "~~12-5.5-202~~ (2) (b);".

Judiciary

After consideration on the merits, the Committee recommends that **SB12-153** be postponed indefinitely.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB12-1292** be referred to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB12-1274** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

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Amend reengrossed bill, page 8, after line 8 insert:

"(d) THE FACT THAT A NOTARY ATTESTS TO AN INSTRUMENT RELATING TO REAL PROPERTY BY AFFIXING A NOTARY SEAL THAT IS NOT IN COMPLIANCE WITH THIS SECTION DOES NOT RENDER THE INSTRUMENT OR THE ATTESTATION INVALID OR INEFFECTIVE, NOR DOES IT RENDER A TITLE UNMARKETABLE."

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB12-1267** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, after line 1 insert:

**SECTION 1.** In Colorado Revised Statutes, add 1-2-229 as follows:

**1-2-229. Change in status of electors deemed "Inactive - failed to vote" - transfer to active status.** NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ANY REGISTERED ELECTOR WHOSE REGISTRATION RECORD HAS BEEN MARKED AS "INACTIVE - FAILED TO VOTE" AS OF THE EFFECTIVE DATE OF THIS SECTION SHALL FROM THAT DATE FORWARD BE DEEMED TO HOLD THE STATUS OF AN ACTIVE ELECTOR.

**SECTION 2.** In Colorado Revised Statutes, 1-2-605, amend (1) (a) (I), (1) (b), (3), (4) introductory portion, (6) (a), and (7); and repeal (2), (5), and (11) as follows:

**1-2-605. Canceling registration - voter confirmation card.**

(1) (a) (I) Communication by mail from the county clerk and recorder to the registered eligible electors of a county shall be in the form of a voter information card, including ~~but not limited to~~ the elector's name and address, precinct number, and polling place, which shall be mailed to the elector's address of record unless the elector has requested that the card be sent to his or her deliverable mailing address pursuant to section 1-2-204 (2) (k). The county clerk and recorder shall send a voter information card by forwardable mail to each active registered eligible elector of the county, as defined in section 1-1-104 (16). ~~and by nonforwardable mail to each inactive registered eligible elector, except an elector whose previous communication from the county clerk and recorder was returned by the United States postal service as undeliverable or an elector whose registration record was marked "Inactive" by the county clerk and recorder pursuant to subsection (2) of this section before the general election of 2006.~~

(b) For all electors whose communication pursuant to paragraph (a) of this subsection (1) is returned by the United States postal service as undeliverable at the elector's voting address, the county clerk and recorder ~~may~~ SHALL mark the registration record of that elector with the word ~~"Inactive"~~ PHRASE "INACTIVE - RETURNED MAIL".

~~(2) A registered elector who is deemed "Active" but who fails to vote in a general election shall have the elector's registration record marked "Inactive (insert date)" by the county clerk and recorder following the general election. In the case of a registered elector to whom the county clerk and recorder mailed a confirmation card pursuant to paragraph (a) of subsection (6) of this section no later than ninety days after the 2008 general election and was returned by the United States postal service as undeliverable, the county clerk and recorder shall mark the registration record of that elector with the words "Inactive - undeliverable".~~

(3) Any registered elector whose registration record has been marked ~~"Inactive"~~ "INACTIVE - RETURNED MAIL" shall be eligible to vote in any election where registration is required and the elector meets all other requirements.

(4) Any ~~"Inactive"~~ "INACTIVE - RETURNED MAIL" elector shall be deemed "Active" if:

~~(5) If a mail or mail-in ballot that was mailed pursuant to the requirements of this article to an elector who has been deemed "Active"~~

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~~is returned to the county clerk and recorder by the United States postal service as undeliverable, the county clerk and recorder shall send to the elector's address of record, unless the elector has requested that such communication be sent to his or her deliverable mailing address pursuant to section 1-2-204 (2) (k), a notice pursuant to section 1-2-509 by forwardable mail and a postage prepaid, preaddressed form by which the elector may verify or correct the address information. If the elector verifies that he or she resides in a county other than the county mailing the mail or mail-in ballot, the county clerk and recorder shall forward the address information to the county clerk and recorder of the county in which the voter resides. If the elector fails to respond, the county clerk and recorder shall mark the registration record of that elector with the word "Inactive".~~

(6) (a) No later than ninety days after any general election, any registered elector whose registration record is marked "Inactive" "INACTIVE - RETURNED MAIL" and who has not previously been mailed a confirmation card shall be mailed a confirmation card by the county clerk and recorder.

(7) If the county clerk and recorder receives no response to the confirmation card and the elector has been designated "Inactive" "INACTIVE - RETURNED MAIL" for two general elections since the confirmation card was mailed pursuant to the requirements of this article, the county clerk and recorder shall cancel the registration record of the elector; except that, notwithstanding any other provision of law, no elector's registration record shall be canceled solely for failure to vote.

(11) ~~Notwithstanding any other provision of this section, requirements pertaining to the verification by a county clerk and recorder of the status of a registered elector who has been deemed "Inactive" in preparation for a mail ballot election shall be governed by the provisions of section 1-7.5-108.5."~~

Renumber succeeding sections accordingly.

Page 2, line 8, strike "EITHER forwardable OR" and substitute "forwardable".

Page 2, strike line 9 and substitute "mail".

Page 2, line 10, strike "RECORDER,".

Page 2, strike lines 11 through 17 and substitute "defined in section 1-1-104 (16). and by nonforwardable mail to each inactive registered eligible elector, except an elector whose previous communication from the county clerk and recorder was returned by the United States postal service as undeliverable or an elector whose registration record was marked "Inactive" by the county clerk and recorder pursuant to section 1-2-605 (2) before the general election of 2006."

Page 3, line 18, before "as" insert "and (3) (a) (II) (A)".

Page 3, line 24, strike "EITHER forwardable OR NONFORWARDABLE" and substitute "forwardable".

Page 3, strike line 25 and substitute "mail to each".

Page 3, strike lines 26 and 27 and substitute "unaffiliated active registered eligible elector. and to each unaffiliated registered eligible elector whose registration record has been marked as".

Strike page 4 and substitute "~~"Inactive - failed to vote"~~".

(3) (a) (II) (A) If a primary election is conducted as a mail ballot election pursuant to this article, ~~in addition~~ A MAIL BALLOT PACKET SHALL BE MAILED to active registered electors who are affiliated with a political party. ~~the mail ballot packet shall be mailed to each registered elector who is affiliated with a political party and whose registration record has been marked as "Inactive - failed to vote"~~.

**SECTION 7.** In Colorado Revised Statutes, 1-7.5-108.5, **amend**

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(2) (c); and **repeal** (1) and (2) (a); and **add** (3) as follows:

**1-7.5-108.5. Voter information card - verification of active status - designation of inactive status - mailing of mail ballots.** (1) ~~Not less than ninety days before a mail ballot election conducted pursuant to this article, the county clerk and recorder shall mail a voter information card to any registered elector whose registration record has been marked "Inactive - failed to vote". For purposes of this section, "Inactive - failed to vote" shall mean a registered elector who is deemed "Active" but who failed to vote in a general election in accordance with the provisions of section 1-2-605 (2), except that the term "Inactive - failed to vote" shall not include an elector whose previous communication from the county clerk and recorder was returned by the United States postal service as undeliverable and is, accordingly, referred to in the registration records of the county as "Inactive - undeliverable" pursuant to section 1-2-605 (2). The voter information card required by this section may be sent as part of the voter information card required to be mailed pursuant to section 1-5-206 (1). The voter information card shall be sent to the elector's address of record unless the elector has requested that such communication be sent to his or her deliverable mailing address pursuant to section 1-2-204 (2) (k) and shall be marked "DO NOT FORWARD".~~

~~(2) (a) If the voter information card required to be sent to a registered elector whose registration record has been marked as "Inactive - failed to vote" pursuant to subsection (1) of this section is returned by the United States postal service as undeliverable, the county clerk and recorder shall mark the registration record of that elector with the words "Inactive - undeliverable".~~

~~(c) In any mail ballot election conducted on or after July 1, 2008, if a mail ballot sent to a registered elector is returned by the United States postal service as undeliverable, the county clerk and recorder shall mark the registration record of that elector with the words "Inactive - undeliverable" "INACTIVE - RETURNED MAIL". THE CLERK AND RECORDER SHALL MAIL A VOTER CONFIRMATION CARD PURSUANT TO SECTION 1-2-605 (6) (b) TO ANY ELECTOR WHOSE BALLOT WAS RETURNED BY THE UNITED STATES POSTAL SERVICE AS UNDELIVERABLE."~~

Page 5, after line 8 insert:

**"SECTION 8.** In Colorado Revised Statutes, 1-8-104.5, **add** (3) and (4) as follows:

**1-8-104.5. Application for permanent mail-in voter status - legislative declaration.** (3) (a) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ANY ELIGIBLE ELECTOR WHOSE REGISTRATION RECORD HAS BEEN MARKED AS "INACTIVE - FAILED TO VOTE", WHOSE STATUS HAS BEEN CHANGED TO ACTIVE IN ACCORDANCE WITH SECTION 1-2-229, AND WHO HAD PREVIOUSLY SELECTED PERMANENT MAIL-IN VOTER STATUS PURSUANT TO THE REQUIREMENTS OF THIS SECTION SHALL HAVE THE STATUS OF PERMANENT MAIL-IN VOTER RESTORED AS OF THE EFFECTIVE DATE OF THIS SUBSECTION (3).

(b) THE GENERAL ASSEMBLY HEREBY FINDS, DETERMINES, AND DECLARES THAT THE PROVISIONS OF PARAGRAPH (a) OF THIS SUBSECTION (3) ARE NECESSARY TO CLARIFY EXISTING LAW AND TO ENSURE A UNIFORM APPLICATION OF THE RECENT JUDICIAL DETERMINATION THAT AN ELECTOR'S STATUS OF "INACTIVE - FAILED TO VOTE" DOES NOT OPERATE TO INVALIDATE, TERMINATE, OR SUSPEND THAT ELECTOR'S REGISTRATION.

(4) IN CONNECTION WITH ANY ELECTION CONDUCTED ON OR AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (4), IF A MAIL-IN BALLOT SENT TO A REGISTERED ELECTOR IS RETURNED BY THE UNITED STATES POSTAL SERVICE AS UNDELIVERABLE, THE COUNTY CLERK AND RECORDER SHALL MARK THE REGISTRATION RECORD OF THAT ELECTOR WITH THE WORDS "INACTIVE - RETURNED MAIL". THE CLERK AND RECORDER SHALL MAIL A VOTER CONFIRMATION CARD PURSUANT TO SECTION 1-2-605 (6) (b) TO ANY ELECTOR WHOSE BALLOT WAS RETURNED BY THE UNITED STATES POSTAL SERVICE AS UNDELIVERABLE."

Renumber succeeding sections accordingly.

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State, Veterans, & Military Affairs 1  
 After consideration on the merits, the Committee recommends that **HB12-1313** be referred 2  
 to the Committee of the Whole with favorable recommendation and with a 3  
 recommendation that it be placed on the Consent Calendar. 4  
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Appropriations 7  
 After consideration on the merits, the Committee recommends that **SB12-026** be referred 8  
 to the Committee of the Whole with favorable recommendation and with a 9  
 recommendation that it be placed on the Consent Calendar. 10  
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Appropriations 12  
 After consideration on the merits, the Committee recommends that **SB12-123** be amended 13  
 as follows, and as so amended, be referred to the Committee of the Whole with favorable 14  
 recommendation and with a recommendation that it be placed on the Consent Calendar. 15  
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Amend printed bill, page 9, after line 9 insert: 17

"SECTION 8. In Colorado Revised Statutes, add 24-21-113 as follows: 18  
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**24-21-113. Secretary of state business software licensing - business computer systems maintenance and enhancement cash fund.** 20  
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(1) THE SECRETARY OF STATE MAY CHARGE FEES FOR THE LICENSING OR SALE OF BUSINESS AND LICENSING SOFTWARE DEVELOPED BY THE DEPARTMENT OF STATE. 22  
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(2) THE SECRETARY OF STATE SHALL TRANSMIT ALL FEES COLLECTED PURSUANT TO SUBSECTION (1) OF THIS SECTION TO THE STATE TREASURER, WHO SHALL CREDIT THEM TO THE BUSINESS COMPUTER SYSTEMS MAINTENANCE AND ENHANCEMENT CASH FUND, WHICH FUND IS HEREBY CREATED. THE SECRETARY OF STATE SHALL USE THE MONEYS CREDITED TO THE FUND ONLY FOR THE MAINTENANCE OR ENHANCEMENT OF THE DEPARTMENT OF STATE'S BUSINESS COMPUTER SYSTEMS. MONEYS TRANSFERRED TO THE FUND SHALL NOT BE DEPOSITED IN OR TRANSFERRED TO THE GENERAL FUND OF THIS STATE OR ANY OTHER FUND. THE MONEYS CREDITED TO THE FUND ARE AVAILABLE FOR APPROPRIATION BY THE GENERAL ASSEMBLY TO THE DEPARTMENT OF STATE IN THE GENERAL APPROPRIATION BILL." 26  
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Amend printed bill, page 9, after line 9 insert: 38  
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"SECTION 9. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the department of state cash fund created in section 24-21-104 (3) (b), Colorado Revised Statutes, not otherwise appropriated, to the department of state, for the fiscal year beginning July 1, 2012, the sum of \$525,788, or so much thereof as may be necessary, for allocation to information technology services for contract computer programming services related to the implementation of this act." 40  
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Renumber succeeding sections. 50  
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Page 1, line 105, strike "MONTH." and substitute "MONTH AND MAKING AN APPROPRIATION." 52  
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Appropriations 56  
 After consideration on the merits, the Committee recommends that **HB12-1209** be referred 57  
 to the Committee of the Whole with favorable recommendation and with a 58  
 recommendation that it be placed on the Consent Calendar. 59  
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Appropriations 61  
 After consideration on the merits, the Committee recommends that **HB12-1236** be referred 62  
 to the Committee of the Whole with favorable recommendation and with a 63  
 recommendation that it be placed on the Consent Calendar. 64  
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Appropriations

After consideration on the merits, the Committee recommends that **HB12-1321** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 14, after line 19 insert:

"(A) "DEPARTMENT" MEANS A PRINCIPAL DEPARTMENT OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT SPECIFIED IN SECTION 24-1-110."

Reletter succeeding sub-subparagraphs accordingly.

Page 15, line 15, strike "PRINCIPAL".

Page 16, line 22, strike "THE" and substitute "IN ORDER TO PROVIDE MONEYS TO A DEPARTMENT THAT IS UNABLE TO GENERATE SUBSTANTIAL REVERSION AMOUNTS BECAUSE OF THE MANNER IN WHICH MONEYS ARE APPROPRIATED TO THE DEPARTMENT OR OTHER FACTORS, THE".

Page 16, line 23, strike "FUND;".

Page 16, line 24, strike "EXCEPT THAT THE" and substitute "FUND. THE".

Appropriations

After consideration on the merits, the Committee recommends that **SB12-101** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 4, after line 22 insert:

**SECTION 3. Appropriation.** (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2012, the sum of \$24,366, or so much thereof as may be necessary, to be allocated for the implementation of this act as follows:

(a) \$2,166 to the taxation business group, taxpayer service division for personal services; and

(b) \$22,200 for the purchase of computer center services.

(2) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2012, the sum of \$22,200, or so much thereof as may be necessary, for allocation to the office of information technology, for the provision of computer center services for the department of revenue related to the implementation of this act. Said sum is from reappropriated funds received from the department of revenue out of the appropriation made in paragraph (b) of subsection (1) of this section."

Renumber succeeding section accordingly.

Page 1, line 101, strike "DISTRICT." and substitute "DISTRICT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB12-139** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB12-047** be referred to the Committee of the Whole with favorable recommendation.

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Appropriations After consideration on the merits, the Committee recommends that **SB12-027** be referred to the Committee of the Whole with favorable recommendation.

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Appropriations After consideration on the merits, the Committee recommends that **SB12-028** be referred to the Committee of the Whole with favorable recommendation.

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Appropriations After consideration on the merits, the Committee recommends that **HB12-1153** be referred to the Committee of the Whole with favorable recommendation.

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**SENATE SERVICES REPORT**

Correctly Printed: SB12-169; SCR12-002.  
Correctly Engrossed: SB12-068, 160 and 168.  
Correctly Reengrossed: SB12-015.  
Correctly Revised: HB12-1006, 1017, 1019, 1023, 1063, 1105, 1126, 1146 and 1290;  
HCR12-1001.

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**INTRODUCTION OF RESOLUTIONS**

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

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**SJR12-031** by Senator(s) Aguilar; also Representative(s) Kefalas--Concerning Hepatitis C Awareness Day.

Laid over one day under Senate Rule 30(b).

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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 Signing of Bills -- Resolutions -- Memorials, Delivery to the Governor, and Messages from the Governor.

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

The President has signed: SB12-035, 067 and 127.

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**DELIVERY TO THE GOVERNOR**

To the Governor for signature on Monday, April 9, 2012, at 3:29 p.m.:  
SB12-022, 034, 040, 045, 055, 056, 057, 059, 061, 074, 091, 092, 095, 102, 131, 148 and 152.

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**MESSAGE FROM THE GOVERNOR**

Appointment A letter of designation and appointment from Governor John Hickenlooper was read and assigned to committee as follows:

April 2, 2012

To the Honorable Colorado Senate  
Colorado General Assembly  
State Capitol Building  
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

**MEMBERS OF THE  
RENEWABLE ENERGY AUTHORITY BOARD OF DIRECTORS**

effective immediately for a term expiring July 1, 2014:

Kenneth W. Lund of Lone Tree, Colorado, appointed;

effective immediately for terms expiring July 1, 2015:

Tanuj "TJ" Deora of Denver, Colorado, appointed;

Kimberley Beth Jordan of Fort Collins, Colorado, reappointed.

Sincerely,  
(signed)  
John W. Hickenlooper  
Governor  
Rec'd: 4/5/2012  
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, and Energy

April 6, 2012

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

Ladies and Gentlemen:

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

**SB12-007 CONCERNING THE STANDARDIZATION OF THE PROCEDURAL REQUIREMENTS FOR THE ISSUANCE OF THE SPECIAL LICENSE PLATES.**

Approved April 6, 2012 at 10:43 a.m.

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**SB12-031** CONCERNING FEDERAL MINERAL LEASE DISTRICTS.

Approved April 6, 2012 at 10:41 a.m.

**SB12-066** CONCERNING EXPANDING THOSE PERSONS ELIGIBLE AS GUARDIANS IN THE GUARDIANSHIP ASSISTANCE PROGRAM TO INCLUDE PERSONS ASCRIBED BY THE FAMILY AS HAVING A FAMILY-LIKE RELATIONSHIP WITH THE CHILD.

Approved April 6, 2012 at 10:42 a.m.

**SB12-077** CONCERNING THE REPEAL OF LAWS UNDER WHICH THE COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT REGULATED CERTAIN ACTIVITIES ASSOCIATED WITH YELLOW GREASE.

Approved April 6, 2012 at 10:42 a.m.

Sincerely,  
(signed)  
John W. Hickenlooper  
Governor

\_\_\_\_\_  
Senate in recess.

\_\_\_\_\_  
Call of the Senate. Call raised.

\_\_\_\_\_  
Senate reconvened.

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

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**HB12-1063** by Representative(s) Ramirez; also Senator(s) Schwartz--Concerning the state veterans nursing home at Homelake, Colorado, and in connection therewith, making an appropriation.

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

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YES	35	NO	0	EXCUSED	0	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	Y	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		

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

Co-sponsor added: Aguilar, Bacon, Boyd, Foster, Giron, Guzman, Heath, Lambert and Williams S.

**HB12-1019** by Representative(s) Vaad, Barker, Looper, Ramirez, Scott, Tyler; also Senator(s) King S., Spence, Williams S.--Concerning the abolition of the motor carrier services division of the division of motor vehicles of the department of revenue, and, in connection therewith, transferring the powers, duties, and functions of the motor carrier services division relating to ports of entry to the Colorado state patrol of the department of public safety, transferring the powers, duties, and functions of the motor carrier services division relating to commercial driver's licenses and the international registration plan to the department of revenue, and making and reducing appropriations.

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

YES	35	NO	0	EXCUSED	0	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	Y	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		

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

Co-sponsor added: Hodge, Jahn, Lambert, Lundberg, Newell and Tochtrop.

**HB12-1126** by Representative(s) Gerou; also Senator(s) Roberts--Concerning on-site wastewater treatment systems, and, in connection therewith, making an appropriation.

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

YES	35	NO	0	EXCUSED	0	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	Y	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		

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

Co-sponsor added: Boyd, Newell and Nicholson.

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

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

YES	26	NO	9	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	N	Scheffel	N
Bacon	Y	Harvey	N	Lundberg	N	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	Y	Spence	Y
Brophy	N	Hodge	Y	Morse	Y	Steadman	Y
Cadman	N	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.	N	Renfroe	N	President	Y
Grantham	Y	King S.	N	Roberts	Y		

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

Co-sponsor added: Aguilar, Bacon, Boyd, Guzman, Heath, Nicholson, Steadman and Williams S.

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

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

**SB12-068** by Senator(s) Guzman; also Representative(s) Massey--Concerning prohibiting the inclusion of industrially produced trans fats in foods made available to students by public schools, and, in connection therewith, making an appropriation.

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

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	N	Scheffel	N
Bacon	Y	Harvey	N	Lundberg	N	Schwartz	N
Boyd	Y	Heath	Y	Mitchell	N	Spence	N
Brophy	N	Hodge	Y	Morse	Y	Steadman	Y
Cadman	N	Hudak	Y	Neville	N	Tochtrop	Y
Carroll	Y	Jahn	N	Newell	Y	White	N
Foster	Y	Johnston	Y	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	N	Renfroe	N	President	Y
Grantham	N	King S.	N	Roberts	N		

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

Co-sponsor added: Boyd, Carroll, Foster, Hudak, Nicholson, Tochtrop and Williams S.

**HB12-1017** by Representative(s) Swerdfeger and Pace; also Senator(s) Giron--Concerning the extension of the local access to health care pilot program operated under the authority of the board of county commissioners of Pueblo county.

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

YES	28	NO	7	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	N	Scheffel	N
Bacon	Y	Harvey	Y	Lundberg	Y	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	Y	Spence	Y
Brophy	N	Hodge	Y	Morse	Y	Steadman	Y
Cadman	N	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.	N	Renfroe	N	President	Y
Grantham	Y	King S.	N	Roberts	Y		

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

Co-sponsor added: Aguilar, Boyd, Foster, Guzman, Heath, Hodge, Morse, Newell, Nicholson, Roberts and Schwartz.

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

Laid over until Tuesday, April 17, retaining its place on the calendar.

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

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

YES	35	NO	0	EXCUSED	0	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	Y	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		

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

Co-sponsor added: Aguilar, Bacon, Boyd, Carroll, Foster, Heath, Hodge, Hudak, Jahn, Johnston, King K., King S., Lambert, Lundberg, Morse, Newell, Roberts, Schwartz, Spence, Steadman, Tochtrop, White and Williams S.

**SB12-160** by Senator(s) Hudak; also Representative(s) Duran--Concerning parent involvement in public education advisory committees.

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

YES	35	NO	0	EXCUSED	0	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	Y	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		

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

Co-sponsor added: Foster, Newell, Schwartz, Tochtrop and Williams S.

**HB12-1290** by Representative(s) Brown; also Senator(s) Tochtrop--Concerning the voluntary contribution designation benefiting the Colorado for Healthy Landscapes fund that appears on the state individual income tax return forms.

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

YES	30	NO	5	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	N	Scheffel	Y
Bacon	Y	Harvey	Y	Lundberg	N	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	N	Spence	Y
Brophy	Y	Hodge	Y	Morse	Y	Steadman	Y
Cadman	N	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	N	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-sponsor added: Schwartz.

**HB12-1023** by Representative(s) Nikkel; also Senator(s) King S.--Concerning the creation of a fallen heroes license plate, and in connection therewith, making an appropriation.

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

YES	33	NO	2	EXCUSED	0	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	N	Morse	Y	Steadman	N
Cadman	Y	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		

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

Co-sponsor added: Aguilar, Cadman, Giron, Harvey, Heath, Johnston, King K., Lambert,

Lundberg, Morse, Neville, Newell, Nicholson, Roberts, Scheffel, Schwartz, Shaffer B., Spence, White and Williams S.

**HB12-1006** by Representative(s) Todd, Barker, Murray, Ramirez, Soper, Summers, Waller; also Senator(s) Spence, Aguilar, Bacon, Brophy, Giron, Roberts--Concerning the voluntary contribution designation benefiting the American Red Cross Colorado disaster response, readiness, and preparedness fund that appears on the state individual income tax return forms.

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

YES	29	NO	6	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	N	Scheffel	Y
Bacon	Y	Harvey	N	Lundberg	N	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	N	Spence	Y
Brophy	Y	Hodge	Y	Morse	Y	Steadman	Y
Cadman	N	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	N	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-sponsor added: Foster, Guzman, Heath, King S., Newell, Schwartz, Tochtrop and Williams S.

**SB12-168** by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Becker, Levy--Concerning a trigger related to general fund obligations created in Senate Bill 09-228.

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

YES	35	NO	0	EXCUSED	0	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	Y	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		

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

Committee of the Whole On motion of Senator Carroll, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar and Senator Carroll 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:

- HB12-1297** by Representative(s) Gardner B., Barker, Ryden, Waller; also Senator(s) Tochtrop-- Concerning the committee on anticompetitive conduct, and, in connection therewith, continuing the committee's statutory authorization until September 1, 2013.  
 Ordered revised and placed on the calendar for third reading and final passage.
- HB12-1080** by Representative(s) Vigil; also Senator(s) Schwartz--Concerning changing the name of Adams state college to Adams state university.  
 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 Carroll, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	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	Y	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: HB12-1297, HB12-1080.

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 an expression of personal privilege.

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

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

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:

- SB12-001** by Senator(s) Hudak, Bacon, Boyd, Foster, Heath, Shaffer B., Steadman; also Representative(s) Duran and Ryden--Concerning contracting preferences for persons who employ at least a specified percentage of Colorado residents to perform the requirements of a government contract.

Amendment No. 1, Local Government Committee Amendment.  
 (Printed in Senate Journal, February 15, pages 167-168 and placed in members' bill files.)



Amendment No. 2, Appropriations Committee Amendment.  
(Printed in Senate Journal, March 9, page 412 and placed in members' bill files.)

Amendment No. 3(L.014), by Senator King K.

Amend printed bill, page 5, after line 26 insert:

"(6) IF THE REQUIREMENTS OF THIS SECTION RESULT IN INCREASED COSTS FOR BUILDING HIGHER EDUCATION FACILITIES, SUCH COSTS SHALL NOT BE PASSED ON TO STUDENTS THROUGH INCREASED TUITION OR FEES."

Page 9, after line 1 insert:

"(6) IF THE REQUIREMENTS OF THIS SECTION RESULT IN INCREASED COSTS FOR BUILDING HIGHER EDUCATION FACILITIES, SUCH COSTS SHALL NOT BE PASSED ON TO STUDENTS THROUGH INCREASED TUITION OR FEES."

Page 12, after line 7 insert:

"(7) IF THE REQUIREMENTS OF THIS SECTION RESULT IN INCREASED COSTS FOR BUILDING HIGHER EDUCATION FACILITIES, SUCH COSTS SHALL NOT BE PASSED ON TO STUDENTS THROUGH INCREASED TUITION OR FEES."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

(For further action, see amendments to the report of the Committee of the Whole.)

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (SB12-155, SB12-070, SB12-086, SB12-132, SB12-004, HB12-1160, SCR12-001, HB12-1237, SB12-144, SB12-005, HB12-1041, HB12-1304, HB12-1081, HB12-1059) of Tuesday, April 10 was laid over until Wednesday, April 11, retaining its place on the calendar.

Call of the Senate. Call raised.

**AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE**

**SB12-001** by Senator(s) Hudak, Bacon, Boyd, Foster, Heath, Shaffer B., Steadman; also Representative(s) Duran and Ryden--Concerning contracting preferences for persons who employ at least a specified percentage of Colorado residents to perform the requirements of a government contract.

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following Harvey floor amendment, (L.011) to SB 12-001, did pass.

Amend the Local Government Committee Report, dated February 14, 2012, page 2, line 5, strike "LAW." and substitute "LAW.

(7) (a) THE DIRECTOR OF THE DIVISION OF LABOR IN THE DEPARTMENT OF LABOR AND EMPLOYMENT SHALL REQUIRE EVERY CONTRACTOR THAT IS ALLOWED A PREFERENCE PURSUANT TO SUBSECTION (2) OF THIS SECTION TO SUBMIT DOCUMENTATION TO THE DIRECTOR THAT DEMONSTRATES THAT THE CONTRACTOR IS IN COMPLIANCE WITH THE EMPLOYMENT VERIFICATION REQUIREMENTS SPECIFIED IN 8 U.S.C. SEC. 1324a (b) AND DOCUMENTATION THAT THE CONTRACTOR HAS COMPLIED

WITH THE REQUIREMENTS OF SECTION 8-2-122 (2), C.R.S., AS OF THE DATE ON WHICH THE CONTRACTOR COMMENCES WORK ON THE PROJECT FOR WHICH A PREFERENCE WAS ALLOWED.

(b) A CONTRACTOR WHO, WITH RECKLESS DISREGARD, FAILS TO SUBMIT THE DOCUMENTATION REQUIRED BY PARAGRAPH (a) OF THIS SUBSECTION (7), OR WHO, WITH RECKLESS DISREGARD, SUBMITS FALSE OR FRAUDULENT DOCUMENTATION, IS SUBJECT TO A FINE OF NOT MORE THAN FIVE THOUSAND DOLLARS FOR THE FIRST OFFENSE AND NOT MORE THAN TWENTY-FIVE THOUSAND DOLLARS FOR THE SECOND AND ANY SUBSEQUENT OFFENSE. THE MONEYS COLLECTED PURSUANT TO THIS PARAGRAPH (b) SHALL BE DEPOSITED IN THE EMPLOYMENT VERIFICATION CASH FUND CREATED IN SECTION 8-2-122 (4), C.R.S."."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **lost** on the following roll call vote:

YES	17	NO	17	EXCUSED	1	ABSENT	0
Aguilar	N	Guzman	N	Lambert	Y	Scheffel	Y
Bacon	N	Harvey	Y	Lundberg	E	Schwartz	N
Boyd	N	Heath	N	Mitchell	Y	Spence	Y
Brophy	Y	Hodge	N	Morse	N	Steadman	N
Cadman	Y	Hudak	N	Neville	Y	Tochtrop	N
Carroll	N	Jahn	Y	Newell	Y	White	Y
Foster	N	Johnston	N	Nicholson	N	Williams S.	Y
Giron	N	King K.	Y	Renfroe	Y	President	N
Grantham	Y	King S.	Y	Roberts	Y		

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

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

YES	24	NO	10	EXCUSED	1	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	N	Scheffel	N
Bacon	Y	Harvey	N	Lundberg	E	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	N	Spence	Y
Brophy	N	Hodge	Y	Morse	Y	Steadman	Y
Cadman	N	Hudak	Y	Neville	N	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	N	President	Y
Grantham	N	King S.	N	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB12-001 as amended.  
 Laid over until Wednesday, April 11: SB12-155, SB12-070, SB12-086, SB12-132, SB12-004, HB12-1160, SCR12-001, HB12-1237, SB12-144, SB12-005, HB12-1041, HB12-1304, HB12-1081, HB12-1059.

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

The President has signed: HB12-1009, 1083, 1204, 1215, 1246, HJR12-1015, 1016, 1018.

**APPOINTMENTS TO CONFERENCE COMMITTEE**

The President appointed Senators Giron, Chair, King S., and Carroll as Senate conferees on the first conference committee on **HB12-1053**.

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 Tuesday, April 10 was laid over until Wednesday, April 11, retaining its place on the calendar.

Consideration of Resolutions: HJR12-1004.

Consideration of Memorials: SM12-003.

Consideration of Governor's Appointments:

Members of the Colorado Housing and Finance Authority Board of Directors.

Members of the Colorado Racing Commission.

Statewide Internet Portal Authority.

Conference Committees to Report: SB12-020.

Requests for Conference Committee: HB12-1002, HB12-1168.

Senate in recess. Senate reconvened.

**INTRODUCTION OF RESOLUTIONS**

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

**SJR12-032** by Senator(s) Guzman, Carroll, Foster, Giron, Grantham, Harvey, Hodge, Hudak, Mitchell, Nicholson, Renfroe, Shaffer B.; also Representative(s) Waller, Court, Duran, Ferrandino, Kagan, Levy, McNulty, Nikkel, Pace, Schafer S., Singer, Todd--Concerning the declaration of April 16 through 22, 2012, as "Holocaust Awareness Week".

Laid over one day under Senate Rule 30(b).

**APPOINTMENTS TO CONFERENCE COMMITTEE**

The President appointed Senators Jahn, Chair, Carroll, and Grantham as Senate conferees on the first conference committee on **HB12-1002**.

On motion of Senator Morse, the Senate adjourned until 9:00 a.m., Wednesday, April 11, 2012.

Approved:

Brandon C. Shaffer  
President of the Senate

Attest:

Cindi L. Markwell  
Secretary of the Senate

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