

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

9th Legislative Day

Thursday, January 19, 2012

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Prayer	By the chaplain, Reverend Paul Kottke, University Park United Methodist Church, Denver.	11
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Call to Order	By the President at 9:00 a.m.	14
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Pledge	By Senator Guzman.	17
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Roll Call	Present--34	19
	Excused--1, Williams S.	20
	Present later--1, Williams S.	21
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Quorum	The President announced a quorum present.	23
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Reading of Journal	On motion of Senator Neville, reading of the Journal of Wednesday, January 18, 2012, was dispensed with and the Journal was approved as corrected by the Secretary.	25
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COMMITTEE OF REFERENCE REPORTS

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Health & Human Services	After consideration on the merits, the Committee recommends that SB12-033 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	33
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	Amend printed bill, page 11, line 6, strike the first "be" and substitute "be".	37
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Health & Human Services	After consideration on the merits, the Committee recommends that SB12-011 be referred to the Committee of the Whole with favorable recommendation.	41
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INTRODUCTION OF RESOLUTIONS

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	The following resolutions were read by title and referred to the committees indicated:	50
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SJR12-004	by Senator(s) Johnston; also Representative(s) DelGrosso--Concerning the certification by the general assembly of its estimate of state general fund revenues for the 2012-13 fiscal year.	52
	Finance	53
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SJR12-005	by Senator(s) Schwartz; also Representative(s) Todd--Concerning the designation of January 30, 2012, as "Colorado 4-H Day".	58
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	Laid over until Monday, January 30, retaining its place on the calendar.	61
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INTRODUCTION OF BILLS -- FIRST READING

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

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| SB12-069 | by Senator(s) Tochtrop; also Representative(s) Gardner B.--Concerning the statutory time limit for commencing certain civil actions.
Judiciary | 7
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| SB12-070 | by Senator(s) Aguilar; also Representative(s) Wilson, Solano--Concerning residential landlords and tenants, and, in connection therewith, enacting the "Uniform Residential Landlord and Tenant Act".
Judiciary | 12
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| SB12-071 | by Senator(s) Giron; also Representative(s) Duran--Concerning a requirement to pursue available loan modification remedies before foreclosing on residential real property.
Judiciary | 18
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| SB12-072 | by Senator(s) Lambert, Newell, Grantham, Scheffel, Cadman, Aguilar, King K., Lundberg, Neville, Renfroe; also Representative(s) Stephens, Holbert, Joshi, Looper, DelGrosso, Gerou--Concerning the Colorado mounted rangers.
Judiciary | 23
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| SB12-073 | by Senator(s) Cadman; --Concerning adding consideration of legislative intent to the standards for rules of executive branch agencies.
Judiciary | 29
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| SB12-074 | by Senator(s) Aguilar; also Representative(s) Gardner B.--Concerning services provided by a person designated by a person eligible for consumer-directed care services.
Judiciary | 34
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| SB12-075 | by Senator(s) Steadman, Spence; also Representative(s) Massey--Concerning a financial cooperative organized exclusively for medical marijuana financial operations.
Finance | 39
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| SB12-076 | by Senator(s) Grantham, Mitchell, Brophy, Lundberg, Cadman, Scheffel, King K., Neville, Renfroe, Roberts, White; --Concerning department of transportation rules governing prequalification of a contractor as a bidder for a department project, and, in connection therewith, prohibiting the department from promulgating or enforcing any rule that allows the department to rely on a contractor's lack of experience in successfully bidding for and completing department projects to disqualify the contractor from prequalification if the contractor has experience in successfully completing local street or bridge or county road or bridge projects or has other construction experience that would cause a reasonable person to believe that the contractor will be able to successfully complete the project.
Transportation | 44
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| SB12-077 | by Senator(s) Jahn, Cadman, Johnston, Newell, Steadman, White, Williams S.; also Representative(s) Sonnenberg, Summers, Coram, Labuda, Nikkel, Swerdfeger, Szabo--Concerning the repeal of laws under which the Colorado department of public health and environment regulates certain activities associated with yellow grease.
Agriculture, Natural Resources, and Energy | 56
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| SB12-078 | by Senator(s) Hudak, Aguilar, Jahn, Newell, Roberts, Tochtrop, White, Williams S.; also Representative(s) Schafer S., Fischer, Kerr A., Kerr J., Ramirez--Concerning protections for at-risk adults.
Health and Human Services | 63
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SB12-079	by Senator(s) King S., Cadman, Morse; also Representative(s) Stephens, Fields, Priola, Schafer S.--Concerning revisions to the safe2tell program relating to advances in communications technology. Local Government	1 2 3 4 5
SB12-080	by Senator(s) Mitchell; --Concerning notices of reported business fiscal impacts. State, Veterans & Military Affairs	6 7 8 9
SB12-081	by Senator(s) Grantham, Renfroe, Mitchell, Cadman, Scheffel, Brophy, King K., Lundberg, Neville, Roberts, White; --Concerning a prohibition on a local government requiring the installation of sprinklers in a single-family dwelling. Local Government	10 11 12 13 14 15
SB12-082	by Senator(s) Harvey; --Concerning the eligibility of a person to receive a retirement benefit from the public employees' retirement association upon reaching the same age required to receive a social security retirement benefit. Finance	16 17 18 19 20
SB12-083	by Senator(s) Scheffel; also Representative(s) DelGrosso--Concerning dynamic modeling to analyze the fiscal impact of proposed legislation. Finance	21 22 23 24 25
SB12-084	by Senator(s) Lambert; also Representative(s) Swalm--Concerning public employees' retirement association transparency. Finance	26 27 28 29 30
SB12-085	by Senator(s) Mitchell; --Concerning reductions in general fund expenditures. Health and Human Services	31 32 33 34
SB12-086	by Senator(s) Cadman, Shaffer B.; --Concerning a study of the cost of regulatory compliance for businesses in Colorado. Finance	35 36 37 38 39
SB12-087	by Senator(s) Foster; --Concerning the period marking the commencement of the accrual of interest on the refund of property taxes erroneously collected. Local Government	40 41 42 43 44
SB12-088	by Senator(s) Harvey, Grantham, Renfroe; --Concerning the preemption of local regulation of oil and gas operations. Local Government	45 46 47 48 49
SB12-089	by Senator(s) Renfroe, Cadman, Grantham, Harvey, Lambert, Lundberg, Mitchell, Neville, Roberts, Scheffel, Spence; also Representative(s) Holbert, Sonnenberg--Concerning the repeal of the motorcycle operator safety training program. Transportation	50 51 52 53 54 55
SB12-090	by Senator(s) Foster, Aguilar, Bacon, Boyd, Carroll, Giron, Guzman, Heath, Hudak, Johnston, Morse, Newell, Nicholson, Schwartz, Williams S.; also Representative(s) Court--Concerning restoring coverage for circumcision of males under medicaid. Health and Human Services	56 57 58 59 60 61
SB12-091	by Senator(s) Tochtrop; also Representative(s) Bradford--Concerning modifications to provisions governing the practice of nursing home administration, and, in connection therewith, modifying the criteria for nursing home administrators to qualify to serve on the board of examiners of nursing home administrators, modifying the experience requirements for persons applying to take the nursing home administrator licensure examination or to participate in the administrator-in-training program, and permitting a nursing home administrator who has passed a national examination and an examination in another state to sit for the Colorado licensure examination. Health and Human Services	62 63 64 65 66 67 68 69 70 71 72

- SB12-092** by Senator(s) Jahn, Cadman, Boyd, Hodge, Hudak, King S., Tochtrop; --Concerning the use of a video display in a motor vehicle that is being operated on a roadway.
Transportation
- SB12-093** by Senator(s) Carroll, Boyd; also Representative(s) Duran--Concerning a requirement that a licensed hospital provide notice to patients of any service not provided by the hospital because of moral convictions based on religious beliefs.
Health and Human Services
- SB12-094** by Senator(s) Hodge, Carroll, Aguilar, Boyd, Giron, Guzman, Harvey, Hudak, Jahn, Mitchell, Neville, Newell, Nicholson, Schwartz, Steadman, Tochtrop, White; also Representative(s) Szabo, Acree, Balmer, Baumgardner, Becker, Beezley, Bradford, Brown, Casso, Conti, DelGrosso, Ferrandino, Gardner B., Holbert, Hullinghorst, Jones, Joshi, Kerr J., Liston, Looper, Murray, Nikkel, Pabon, Priola, Ramirez, Scott, Swalm, Swerdfeger, Todd, Tyler, Waller, Williams A.--Concerning clarification of the definition of food used in state sales tax laws to ensure that the treatment for sales tax purposes of a food product sold for domestic home consumption by a grocery store, supermarket, or convenience store does not change solely because the store sells the food product or markets the food product for sale as a convenience food.
Business, Labor and Technology
- SB12-095** by Senator(s) Lundberg; --Concerning requirements for the valid transfer of title to a motor vehicle.
Transportation
- SB12-096** by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Levy, Becker, Gerou-- Concerning the continuation of the office of information technology's authority to amend existing contracts for information technology resources.
Business, Labor and Technology
- SB12-097** by Senator(s) Hodge; --Concerning a simplified procedure for the adjudication of certain changes of the points of diversion of water rights.
Agriculture, Natural Resources, and Energy

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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 balance of the calendar of Thursday, January 19 was laid over until Friday, January 20, retaining its place on the calendar.

Consideration of Resolutions: SJR12-002.

On motion of Senator Morse, the Senate adjourned until 9:00 a.m., Friday, January 20, 2012.

Approved:

Brandon C. Shaffer
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate