

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

70th Legislative Day

Tuesday, March 20, 2012

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Prayer	By the chaplain, Reverend Dr. Timothy Tyler, Shorter Community AME 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 Giron.	15
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Roll Call	Present--34	17
	Excused--1, Jahn.	18
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Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Roberts, reading of the Journal of Monday, March 19, 2012, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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Judiciary	After consideration on the merits, the Committee recommends that HB12-1168 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	32
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	Amend reengrossed bill, page 13, line 17, strike "and (9) (c)".	36
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	Page 14, strike lines 5 through 14.	38
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Judiciary	After consideration on the merits, the Committee recommends that HB12-1239 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	41
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	Amend reengrossed bill, page 3, line 21, strike "A" and substitute "EXCEPT AS OTHERWISE DESCRIBED IN PARAGRAPH (d) OF THIS SUBSECTION (2), A".	46
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	Page 3, line 24, strike "AND THAT HAS".	50
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	Page 3, strike lines 25 and 26.	52
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	Page 3, line 27, strike "FROM THE SPECIAL DISTRICT".	54
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	Page 4, line 8, strike "AT" and substitute "PRIOR TO".	56
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	Page 4, line 10, after "REQUESTS." add "FAILURE TO PROVIDE INFORMATION AS REQUESTED BY THE BOARD IS GROUNDS FOR THE BOARD TO DELAY THE PUBLIC HEARING UNTIL THE BOARD RECEIVES THE INFORMATION. THE BOARD SHALL EITHER APPROVE OR DENY THE PROPOSED ACTION WITHIN ONE HUNDRED TWENTY DAYS OF THE PUBLIC HEARING."	58
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	Page 5, line 4, strike "WHEN:" and substitute "IN THE FOLLOWING CIRCUMSTANCES:".	65
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Page 5, strike line 8 and substitute "OWNERS;"

Page 5, line 12, strike "DISTRICT; OR" and substitute "DISTRICT, PURSUANT TO AN INTERGOVERNMENTAL AGREEMENT;"

Page 5, line 14, strike "COUNTY." and substitute "COUNTY; OR (IV) DOMESTIC WATER SERVICE AND SANITARY SEWER SERVICE IS BEING PROVIDED, OR A WATER OR SANITARY SEWER SERVICE AREA EXTENSION HAS BEEN APPROVED BY THE COUNTY INTO WHICH THE SERVICE AREA IS TO BE EXPANDED, WITHIN UNINCORPORATED TERRITORY LOCATED IN THE COUNTY AS OF THE EFFECTIVE DATE OF THIS SUBPARAGRAPH (IV)."

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB12-1115** be postponed indefinitely.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB12-1269** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB12-1159** be postponed indefinitely.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB12-1270** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the consent calendar.

Amend reengrossed bill, page 3, strike line 5 and substitute "(2) (a) introductory portion as follows:"

Page 3, line 6, strike "EXCEPT AS".

Page 3, strike line 7 and substitute "Every person".

Page 3, line 10, strike "title. ~~except that,~~" and substitute "title; except that, during a".

Page 3, line 11, strike "(a.5) (I) During a THE 2013".

Page 3, line 13, strike "ONE" and substitute "TWO".

Page 3, strike lines 14 through 27.

Page 4, strike lines 1 through 5.

Page 4, strike line 7 and substitute "(3) (a) introductory portion as follows:"

Page 4, line 8, strike "EXCEPT AS PROVIDED IN".

Page 4, strike line 9 and substitute "Every person selling alcohol".

Page 4, line 12, strike "title." and substitute "title; except that, during a".

Page 4, strike line 13.

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Page 4, line 14, strike "(a.5) (I) During a THE 2013".	1
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Page 4, line 16, strike "ONE" and substitute "TWO".	3
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Page 4, strike lines 17 through 27.	5
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Page 5, strike lines 1 through 8.	7
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Page 5, strike line 10 and substitute "(2) (a) introductory portion as follows:".	9
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Page 5, line 11, strike "EXCEPT".	11
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Page 5, strike line 12 and substitute "Every person".	13
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Page 5, line 15, strike "title. except that, " and substitute "title; except that, during a".	15
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Page 5, line 16, strike "(a.5) (I) During a THE 2013".	17
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Page 5, line 18, strike "ONE" and substitute "TWO".	19
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Page 5, strike lines 19 through 27.	21
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Page 6, strike lines 1 through 10.	23
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Page 6, strike line 12 and substitute "(4) (a) introductory portion as follows:".	25
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Page 6, line 13, strike "EXCEPT AS PROVIDED IN".	27
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Page 6, strike line 14 and substitute "Every person selling alcohol".	29
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Page 6, strike line 17 and substitute "this title; except that, during a".	31
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Page 6, line 18, strike "(a.5) (I) During a THE 2013".	33
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Page 6, line 20, strike "ONE" and substitute "TWO".	35
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Page 6, strike lines 21 through 27.	37
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Page 7, strike lines 1 through 12.	39
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Page 7, strike line 14 and substitute "(2) (a) introductory portion as follows:".	41
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Page 7, line 15, strike "EXCEPT AS PROVIDED IN".	43
	44
Page 7, strike line 16 and substitute "Every person selling alcohol".	45
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Page 7, strike line 19 and substitute "title; except that, during a".	47
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Page 7, line 20, strike "(a.5) (I) During a THE 2013".	49
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Page 7, line 22, strike "ONE" and substitute "TWO".	51
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Page 7, strike lines 23 through 27.	53
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Page 8, strike lines 1 through 14.	55
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Page 8, strike line 16 and substitute "(a) introductory portion as follows:".	57
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Page 8, line 17, strike "EXCEPT AS".	59
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Page 8, strike line 18 and substitute "Every person selling".	61
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Page 8, strike line 22 and substitute "this title; except that, during a".	63
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Page 8, line 23, strike "(a.5) (I) During a THE 2013".

Page 8, line 24, strike "ONE" and substitute "TWO".

Page 8, strike lines 25 through 27.

Page 9, strike lines 1 through 16.

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MESSAGE FROM THE HOUSE

March 19, 2012

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB12-1300, amended as printed in House Journal, March 16, pages 676-682, and amended on Third Reading as printed in House Journal, March 19. HB12-1019, amended as printed in House Journal, March 16, page 683, and amended on Third Reading as printed in House Journal, March 19. HB12-1205, amended as printed in House Journal, March 16, pages 683-684. HB12-1271, amended as printed in House Journal, March 16, pages 684-685. HB12-1130, amended as printed in House Journal, March 16, page 685.

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The House has passed on Third Reading and returns herewith SB12-035.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB12-030, amended as printed in House Journal, March 16, pages 682-683. SB12-033, amended as printed in House Journal, March 16, page 684, and amended on Third Reading as printed in House Journal, March 19.

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The Speaker has announced a sponsor change on HB12-1271. Senator Neville is added as Senate co-prime sponsor with Senator Giron.

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MESSAGE FROM THE REVISOR OF STATUTES

March 19, 2012

We herewith transmit:

Without comment, as amended, HB12-1019, 1130, 1205, 1271, and 1300.
Without comment, as amended, SB12-030 and 033.

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SENATE SERVICES REPORT

Correctly Printed: SB12-159, 160, 161 and 162; SJR12-022.
Correctly Engrossed: SB12-134 and 154.
Correctly Revised: HB12-1002, 1094, 1125, 1178, 1181, 1229 and 1285.
Correctly Enrolled: SB12-011, 064, 072, 079 and 096; SJR12-015, 018, 019 and 020; SM12-002.

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**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:

HB12-1229 by Representative(s) Murray; also Senator(s) Scheffel--Concerning publication requirements for a newspaper in which a legal notice or advertisement is printed.

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	Y	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	E	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.

HB12-1094 by Representative(s) Kerr A.; also Senator(s) King S.--Concerning increasing the fine for parking in front of a fire hydrant in an unincorporated area of a county.

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	Y	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	E	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.

HB12-1285 by Representative(s) Gerou; also Senator(s) Jahn--Concerning modifications to statutory provisions governing intergovernmental cooperation to address wildland fire mitigation where a municipality owns land inside a county for utility purposes.

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

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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	Y	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	E	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-sponsors added: Boyd, King S., Newell, Nicholson and Schwartz.

HB12-1178 by Representative(s) Vigil; also Senator(s) Schwartz--Concerning the deadline for filing notice for reimbursement of tax payments for lost gasoline or special fuel.

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	Y	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	E	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.

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:

HB12-1181 by Representative(s) Gerou, Becker, Levy; also Senator(s) Hodge, Steadman, Lambert--Concerning a supplemental appropriation to the department of corrections.

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

YES	31	NO	3	EXCUSED	1	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lundberg	N	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	Y	Spence	Y
Brophy	N	Hodge	Y	Morse	Y	Steadman	Y
Cadman	Y	Hudak	Y	Neville	N	Tochtrop	Y
Carroll	Y	Jahn	E	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: Guzman

SB12-134 by Senator(s) Aguilar, Boyd, Carroll, Foster, Nicholson; also Representative(s) Acree-- Concerning financial assistance in Colorado hospitals.

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

YES	28	NO	6	EXCUSED	1	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	N	Scheffel	N
Bacon	Y	Harvey	N	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	N	Tochtrop	Y
Carroll	Y	Jahn	E	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-sponsors added: Bacon, Giron, Guzman, Mitchell, Morse, Schwartz and Steadman.

HB12-1002 by Representative(s) Sonnenberg; also Senator(s) Jahn--Concerning the rules of state agencies applicable to applications for permits.

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	Y	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	E	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-sponsors added: Aguilar, Boyd, Brophy, Cadman, Grantham, King K., King S., Lambert, Lundberg, Mitchell, Neville, Newell, Renfroe, Roberts, Scheffel, White and Williams S.

SB12-154 by Senator(s) Tochtrop; --Concerning standards for responsible medical marijuana vendors.

Laid over until Wednesday, March 21, retaining its place on the calendar.

HB12-1125 by Representative(s) Ramirez, Sonnenberg; also Senator(s) Steadman--Concerning procedures related to the costs of impounded animals.

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	Y	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	E	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-sponsors added: Guzman and Tochtrop.

RECONSIDERATION OF HB12-1094

HB12-1094 by Representative(s) Kerr A.; also Senator(s) King S.--Concerning increasing the fine for parking in front of a fire hydrant in an unincorporated area of a county.

Having voted on the prevailing side, Senator Morse moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB12-1094.

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

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR -- cont'd**

HB12-1094 by Representative(s) Kerr A.; also Senator(s) King S.--Concerning increasing the fine for parking in front of a fire hydrant in an unincorporated area of a county.

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

YES	31	NO	3	EXCUSED	1	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	Y	Scheffel	N
Bacon	Y	Harvey	Y	Lundberg	N	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	Y	Spence	Y
Brophy	Y	Hodge	Y	Morse	Y	Steadman	Y
Cadman	N	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	E	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 declared passed.

RECONSIDERATION OF HB12-1181

HB12-1181 by Representative(s) Gerou, Becker, Levy; also Senator(s) Hodge, Steadman, Lambert--
Concerning a supplemental appropriation to the department of corrections.

Having voted on the prevailing side, Senator Morse moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB12-1181.

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

THIRD READING OF BILLS -- FINAL PASSAGE - cont'd

HB12-1181 by Representative(s) Gerou, Becker, Levy; also Senator(s) Hodge, Steadman, Lambert--
Concerning a supplemental appropriation to the department of corrections.

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

YES	29	NO	5	EXCUSED	1	ABSENT	0
Aguilar	Y	Guzman	Y	Lambert	Y	Scheffel	N
Bacon	Y	Harvey	Y	Lundberg	N	Schwartz	Y
Boyd	Y	Heath	Y	Mitchell	Y	Spence	Y
Brophy	Y	Hodge	Y	Morse	Y	Steadman	Y
Cadman	N	Hudak	Y	Neville	N	Tochtrop	Y
Carroll	Y	Jahn	E	Newell	Y	White	Y
Foster	N	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 declared **passed**.

CONSIDERATION OF RESOLUTIONS

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

On motion of Senator Harvey, the resolution was read at length and **adopted** by 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	Y	Hudak	Y	Neville	Y	Tochtrop	Y
Carroll	Y	Jahn	E	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		

Co-sponsors added: Aguilar, Bacon, Boyd, Brophy, Cadman, Carroll, Foster, Giron, Guzman, Heath, Hudak, Johnston, King K., King S., Lambert, Lundberg, Mitchell, Morse, Neville, Newell, Nicholson, Renfroe, Roberts, Spence, Steadman, Tochtrop, White and Williams S.

MESSAGE FROM THE HOUSE

March 20, 2012

The House has postponed indefinitely SB12-003. The bill is returned herewith.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB12-1103.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB12-1118, amended as printed in House Journal, March 19, pages 717-718.
HB12-1263, amended as printed in House Journal, March 19, page 718.
HB12-1111, amended as printed in House Journal, March 19, page 718.
HB12-1275, amended as printed in House Journal, March 19, page 718-719.
HB12-1059, amended as printed in House Journal, March 19, page 719-720.

The House has passed on Third Reading and returns herewith SB12-077, 099, 066.

MESSAGE FROM THE GOVERNOR

March 19, 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 Acts:

SB 12-029: CONCERNING THE ENACTMENT OF COLORADO REVISED STATUTES 2011 AS THE POSITIVE AND STATUTORY LAW OF THE STATE OF COLORADO.

Approved March 19, 2012 at 10:08 a.m.

SB 12-042: CONCERNING BRINGING CERTAIN STATUTORY PROVISIONS RELATED TO CHILD SUPPORT INTO COMPLIANCE WITH FEDERAL LAW.

Approved March 19, 2012 at 10:09 a.m.

SB 12-111: CONCERNING DEPARTMENTAL REPORTING OF FULL-TIME EQUIVALENT EMPLOYEES.

Approved March 19, 2012 at 10:09 a.m.

SB 12-112: CONCERNING THE HEADNOTE DEFINITION OF FULL-TIME EQUIVALENT EMPLOYEES USE IN THE ANNUAL GENERAL APPROPRIATIONS ACT.

Approved March 19, 2012 at 10:09 a.m.

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SB 12-113: CONCERNING THE DESIGNATION IN THE ANNUAL GENERAL APPROPRIATIONS ACT OF THE PORTION TO BE REDISTRICTED TO THE COUNTIES OF THE STATE'S SHARE OF RECOVERIES FOR PUBLIC ASSISTANCE PAID FOR FAMILY SUPPORT OBLIGATIONS.

Approved March 19, 2012 at 10:10 a.m.

SB 12-114: CONCERNING THE CREDITING OF ALL DISPUTED PAYMENTS RECEIVED BY THE STATE PURSUANT TO THE TOBACCO SETTLEMENT AGREEMENT ON OR AFTER JULY 1, 2008, TO THE STATE GENERAL FUND.

Approved March 19, 2012 at 10:10 a.m.

SB 12-115: CONCERNING A REQUIREMENT THAT THE LIMITED GAMING CONTROL COMMISSION TAKE INTO ACCOUNT THE IMPACT ON ALL AUTHORIZED RECIPIENTS OF GAMING TAX REVENUE WHEN CONSIDERING CHANGES IN RULES GOVERNING THE TAXES ON LIMITED GAMING ACTIVITY.

Approved March 19, 2012 at 10:11 a.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR12-015, 018, 019 and 020; SM12-002.

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, March 20 was laid over until Wednesday, March 21, retaining its place on the calendar.

General Orders -- Second Reading of Bills -- Consent Calendar: SB12-044, SB12-156, HB12-1222.

General Orders -- Second Reading of Bills: SB12-130, SB12-070, SB12-086, SB12-132, HB12-1053, SB12-149, HB12-1144, HB12-1224, HB12-1097, SB12-078, HB12-1276.

Consideration of Resolutions: SJR12-006, HJR12-1004.

Consideration of Memorials: SJM12-001.

Conference Committees to Report: SB12-020.

Senate in recess. Senate reconvened.

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MESSAGE FROM THE HOUSE

March 20, 2012

The House has adopted and returns herewith SJR12-021.

MESSAGE FROM THE REVISOR OF STATUTES

March 20, 2012

We herewith transmit:

Without comment, HB12-1103.

Without comment, as amended, HB12-1059, 1111, 1118, 1263, and 1275.

INTRODUCTION OF BILLS -- FIRST READING

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

SB12-163 by Senator(s) Mitchell and Steadman, Aguilar, Cadman, Grantham, Guzman, Jahn, Neville, Spence; also Representative(s) Beezley and Levy, Barker, DelGrosso, Ferrandino, Massey, McCann, Nikkel, Singer, Vigil--Concerning changes to improve outcomes for persons convicted of possession of certain controlled substances crimes, and, in connection therewith, establishing a misdemeanor penalty for possession of controlled substances, requiring a post-enactment review of the implementation of this act, and making an appropriation.
Judiciary

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 and 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 in connection therewith, making and reducing appropriations.
Transportation

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- HB12-1059** by Representative(s) Looper; also Senator(s) King K.--Concerning the authority of a person credentialed in another state whose residence is determined by military orders to practice an occupation regulated by Colorado law.
State, Veterans & Military Affairs
- HB12-1103** by Representative(s) Vaad; also Senator(s) Tochtrop--Concerning an authorization for a board of county commissioners to exclude its county from the enhanced automobile inspection and readjustment emissions program area if the excluded county does not violate applicable national ambient air quality standards.
State, Veterans & Military Affairs
- HB12-1111** by Representative(s) Szabo and Summers; also Senator(s) Mitchell--Concerning the definition of identification for election-related purposes.
State, Veterans & Military Affairs
- HB12-1118** by Representative(s) Conti, Becker, Beezley, DelGrosso, Gerou, Holbert, Murray, Nikkel, Ramirez, Scott, Summers, Szabo; also Senator(s) Harvey--Concerning ensuring transparency in collective bargaining negotiations between school district boards of education and school employees.
State, Veterans & Military Affairs
- HB12-1130** by Representative(s) Joshi, Holbert, Acree, Baumgardner, Bradford, Brown, Murray; also Senator(s) Mitchell--Concerning offenses against an unborn child.
Judiciary
- HB12-1205** by Representative(s) Fields, Labuda, Soper; also Senator(s) Tochtrop--Concerning the regulation of persons who engage in business related to persons with hearing impairments, and, in connection therewith, implementing the department of regulatory agencies' sunset review recommendations for audiologists and hearing aid providers, and, in connection therewith, making an appropriation.
Business, Labor and Technology
- HB12-1263** by Representative(s) Levy; also Senator(s) Steadman--Concerning reducing barriers to employment by state of Colorado agencies for people with criminal records.
Judiciary
- HB12-1271** by Representative(s) Nikkel and McCann, Levy; also Senator(s) Giron and Neville--Concerning charging of juveniles by direct file of information or indictment in district court.
Judiciary
- HB12-1275** by Representative(s) Pace; also Senator(s) White--Concerning the encouragement of outdoor recreational opportunities, and, in connection therewith, creating the wildlife sporting license plate, and, in connection therewith, making an appropriation.
Transportation
- HB12-1300** by Representative(s) Gardner B., Barker, Ryden, Waller; also Senator(s) Aguilar--Concerning professional review committees, and, in connection therewith, implementing the sunset review recommendations of the department of regulatory agencies.
Health and Human Services

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MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John Hickenlooper were read and assigned to committees as follows:

March 9, 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, reappoint and submit to your consideration, the following:

**MEMBERS OF THE
COLORADO CIVIL RIGHTS COMMISSION**

for terms expiring March 13, 2016:

Marvin R. Adams of Fountain, Colorado, to serve as a representative of state (or local) government entities and as a Republican, appointed;

Diann L. Rice of Loveland, Colorado, to serve as a representative of the community at large and as an Unaffiliated, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/19/2012
Cindi L. Markwell, Secretary of the Senate

Committee on Judiciary

March 7, 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 reappoint and submit to your consideration the following:

**MEMBERS OF THE
COLORADO TRAUMATIC BRAIN INJURY TRUST FUND BOARD**

for a term expiring June 30, 2014:

Timothy R. Hurtado, D.O. of Colorado Springs, Colorado, reappointed;

for a term expiring June 30, 2015:

Sena K. Harjo of Lakewood, Colorado, appointed;

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Sincerely,
 (signed)
 John W. Hickenlooper
 Governor
 Rec'd: 3/13/2012
 Cindi L. Markwell, Secretary of the Senate
 Committee on Health and Human Services

March 1, 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
 ENERGY AND MINERAL IMPACT ASSISTANCE
 ADVISORY COMMITTEE

for terms expiring August 24, 2015:

- Karla Jean Distel of Durango, Colorado, appointed;
- Susan B. Alvillar of Grand Junction, Colorado, appointed.

Sincerely,
 (signed)
 John W. Hickenlooper
 Governor
 Rec'd: 3/6/2012
 Cindi L. Markwell, Secretary of the Senate
 Committee on Agriculture, Natural Resources, and Energy

On motion of Senator Morse, the Senate adjourned until 9:00 a.m., Wednesday, March 21, 2012.

Approved:

Bob Bacon
 Senior Senator

Attest:

Cindi L. Markwell
 Secretary of the Senate

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