

SENATE CALENDAR

Sixty-Eighth General Assembly
STATE OF COLORADO
Second Regular Session

Wednesday, May 9, 2012
120th Legislative Day
Hour of convening 10:00 A.M.

Wednesday May 9, 2012

THIRD READING OF BILLS - FINAL PASSAGE - CONSENT CALENDAR

- [HB12-1119](#) by Representative(s) Coram; also Senator(s) Giron and King S.--Concerning violations of state requirements enforced by the department of public health and environment that pertain to construction-related discharges of storm water.
- [HB12-1327](#) by Representative(s) Coram; also Senator(s) Roberts and King S.--Concerning financial responsibility requirements for motor carriers, and, in connection therewith, repealing the surety bond requirement for towing carriers, imposing a period of disqualification from the right to operate as a towing carrier as an additional penalty for failure to respond as required after violating applicable provisions, creating a designated tow truck license plate, and, in connection therewith, making an appropriation.
- [HB12-1328](#) by Representative(s) Priola, Ferrandino, DelGrosso, Murray, Sonnenberg; also Senator(s) Giron-- Concerning exclusion from the "Uniform Consumer Credit Code" of certain charges by persons regularly engaged in making contracts for purchase of tangible personal property in the course of business if those charges do not exceed amounts permitted by law.
- [HB12-1350](#) by Representative(s) Waller, Balmer, Barker, Casso, Court, Gerou, Hamner, Holbert, Hullinghorst, Jones, Joshi, Kerr A., Liston, Looper, Massey, Pabon, Priola, Ramirez, Soper, Stephens, Summers, Swerdfeger, Vigil; also Senator(s) Hodge, Heath, Guzman, Hudak, King K., Morse, Nicholson-- Concerning in-state tuition classification for dependents of members of the armed forces.
- [HB12-1268](#) by Representative(s) Acree, Beezley, Joshi, Kerr J., McCann, Ramirez; also Senator(s) Hudak-- Concerning a transfer of functions pertaining to health facility compliance with certain building safety standards from the department of public health and environment to the division of fire safety in the office of preparedness, security, and fire safety within the department of public safety, and, in connection therewith, creating the health facility construction and inspection section in the division of fire safety.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1163.)
- [HB12-1045](#) by Representative(s) Bradford; also Senator(s) King S.--Concerning sales and use tax exemptions for the sale and use of wood from trees harvested in Colorado damaged by beetles.
- [HB12-1357](#) by Representative(s) Brown, Sonnenberg, Vigil; also Senator(s) Renfroe, Bacon, Schwartz-- Concerning the use of unspent moneys after completion of capital construction projects at state-supported institutions of higher education authorized by a 2008 federal mineral lease revenues lease-purchase agreement.

THIRD READING OF BILLS - FINAL PASSAGE

- [SB12-135](#) by Senator(s) **Lundberg**, Scheffel, Cadman, Harvey, King K., Lambert, Mitchell, White; also Representative(s) Murray--Concerning the development of an on-line program to which the secretary of state posts election returns by the evenings of specified election days, and, in connection therewith, making an appropriation.
(Amended in General Orders as printed in Senate Journal, May 4, 2012, page 1093.)
(Laid Over from May 8, 2012.)

- [HB12-1345](#) by Representative(s) Massey; also Senator(s) **Bacon**--Concerning the financing of public schools, and, in connection therewith, making and reducing appropriations.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, pages 1164-1166.)
- [HB12-1332](#) by Representative(s) Balmer, Liston, Hullinghorst, Joshi, Kerr J., Peniston, Schafer S., Young, Ramirez; also Senator(s) **Guzman**, Boyd, King S., Morse, Newell--Concerning licensure of anesthesiologist assistants.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, pages 1172-1173.)
- [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.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1173.)
- [HB12-1261](#) by Representative(s) Solano, Massey, Todd; also Senator(s) **Bacon**--Concerning effective educators in low-performing, high-needs schools, and, in connection therewith, making an appropriation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1173.)
- [HB12-1283](#) by Representative(s) Barker; also Senator(s) **Giron**--Concerning the department of public safety, and, in connection therewith, renaming and reorganizing certain existing entities.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, pages 1173-1175.)
- [HB12-1240](#) by Representative(s) Kerr A.; also Senator(s) **Bacon and King K.**--Concerning statutory changes to K-12 education.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1175.)
- [HB12-1317](#) by Representative(s) Sonnenberg; also Senator(s) **Schwartz**--Concerning the creation of the parks and wildlife commission to replace the parks and wildlife board in the department of natural resources, and, in connection therewith, describing the composition and terms of the commission, and reducing appropriations.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1175.)
- [HB12-1266](#) by Representative(s) Sonnenberg, Gardner B.; also Senator(s) **Morse**--Concerning the continuation of the licensing of persons who furnish bail for compensation, and, in connection therewith, reducing an appropriation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, pages 1175-1176.)
- [HB12-1214](#) by Representative(s) Becker, Todd; also Senator(s) **Nicholson and Spence**--Concerning community college two-year degree programs in certain health care fields without a student transfer agreement.
- [HB12-1155](#) by Representative(s) Massey, Fields, Hamner; also Senator(s) **Bacon**--Concerning measures to increase the timely completion of postsecondary degrees.
- [HB12-1281](#) by Representative(s) Young and Gerou, Ferrandino, Fields, Kefalas, Kerr A., McCann, Peniston, Schafer S.; also Senator(s) **Steadman and Roberts**--Concerning a pilot program establishing new payment methodologies in medicaid, and, in connection therewith, making an appropriation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1177.)
- [HB12-1143](#) by Representative(s) Ferrandino; also Senator(s) **Steadman**--Concerning an adjustment in the reimbursement rates the state pays county governments for costs associated with elections involving statewide ballot measures, and, in connection therewith, making an appropriation.
- [HB12-1273](#) by Representative(s) Pabon, Conti, McCann, Swerdfeger; also Senator(s) **Steadman**--Concerning the inclusion of approved facility schools affiliated with a hospital to the definition of child care facility for purposes of the child care contribution income tax credit.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1177.)
- [HB12-1315](#) by Representative(s) Becker; also Senator(s) **Steadman**--Concerning the reorganization of the governor's energy office, and in connection therewith, making an appropriation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1177.)

- [HB12-1311](#) by Representative(s) Summers, Acree, Brown, Fields, Joshi, Kefalas, McCann, Schafer S., Young; also Senator(s) **Boyd**--Concerning continuation of the state board of pharmacy, and, in connection therewith, implementing the recommendations contained in the sunset review and report regarding the board and recodifying the laws regulating pharmacists, the practice of pharmacy, and the manufacture, distribution, and dispensing of prescription drugs and controlled substances, and making an appropriation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, pages 1177-1178.)
- [HB12-1334](#) by Representative(s) Becker, Gerou, Levy; also Senator(s) **Hodge**, Lambert, Steadman--Concerning the extension of severance tax funding for the promotion of agricultural energy-related projects, and, in connection therewith, making an appropriation.
- [HB12-1310](#) by Representative(s) Gardner B., Barker; also Senator(s) **Carroll**, Guzman--Concerning changes to statutory provisions related to criminal proceedings, and, in connection therewith, making an appropriation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1178.)
- [HB12-1110](#) by Representative(s) Williams A.; also Senator(s) **Carroll**--Concerning the regulation of appraisal management companies, and, in connection therewith, making an appropriation.
- [HB12-1326](#) by Representative(s) Acree and Kefalas; also Senator(s) **Spence and Nicholson**--Concerning assistance to the elderly, and, in connection therewith, making an appropriation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1178.)
- [HB12-1286](#) by Representative(s) Massey and Ferrandino, Todd, Brown, Casso, Coram, Court, Duran, Fields, Fischer, Hamner, Hullinghorst, Kagan, Kefalas, Kerr A., Kerr J., Liston, McCann, Miklosi, Pabon, Pace, Peniston, Priola, Ryden, Schafer S., Singer, Soper, Summers, Swerdfeger, Vigil, Williams A., Wilson, Young; also Senator(s) **Newell and White**, Aguilar, Bacon, Boyd, Foster, Heath, Jahn, Morse, Nicholson, Shaffer B., Steadman, Williams S.--Concerning film production activities in Colorado, and, in connection therewith, making an appropriation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1178.)
- [HB12-1038](#) by Representative(s) Looper, Barker, Brown, Priola, Ramirez, Scott, Williams A.; also Senator(s) **Williams S.**--Concerning the creation of a multi-year registration for Class A trailers, and, in connection therewith, making an appropriation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, pages 1178-1179.)
- [HB12-1042](#) by Representative(s) Pace; also Senator(s) **Schwartz**--Concerning a state income tax credit related to the portion of Colorado estate taxes paid that are attributable to agricultural land.
- [HB12-1361](#) by Representative(s) Gardner B. and Gerou; also Senator(s) **Cadman and Nicholson**--Concerning claims against the state arising under the "Colorado Governmental Immunity Act".
- [HB12-1351](#) by Representative(s) Becker, also Senator(s) **Tochtrop**--Concerning inclusion under the renewable energy standard's definition of recycled energy such energy that combusts synthetic gas derived from waste materials through pyrolysis as the fuel source for generation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1179.)
- [HB12-1353](#) by Representative(s) Becker, Gerou, Levy; also Senator(s) **Steadman**, Hodge, Lambert--Concerning the mitigation of the effect of automatic proportional reductions to the tier 2 transfers out of the operational account of the severance tax trust fund when revenue shortfalls occur.
- [HB12-1330](#) by Representative(s) Becker, Priola, Sonnenberg; also Senator(s) **Hodge and Grantham**--Concerning the creation of a hearing process to end a suspension of privileges to attempt to take wildlife, and, in connection therewith, making an appropriation.
- [HB12-1037](#) by Representative(s) Becker; also Senator(s) **Tochtrop**--Concerning the classification of the sales of certain items used in agricultural production as wholesale sales.
- [HB12-1346](#) by Representative(s) Gardner B.; also Senator(s) **King S.**--Concerning sex offender registration.

- [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.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, pages 1183-1184.)
- [HB12-1099](#) by Representative(s) McKinley, Sonnenberg; also Senator(s) **Tochtrop and Williams S.**--Concerning the establishment of an industrial hemp remediation pilot program to study phytoremediation through the growth of hemp on contaminated soil, and, in connection therewith, making an appropriation.
- [HB12-1349](#) by Representative(s) Baumgardner, Brown, Coram, Fischer, Hulinghorst, Jones, Joshi, Looper, McKinley, McNulty, Ryden, Scott, Swerdfeger, Vigil, Wilson; also Senator(s) **Schwartz**--Concerning the species conservation trust fund.
- [HB12-1352](#) by Representative(s) Gardner B. and Gerou; also Senator(s) **Cadman**--Concerning the creation of a state commission to address matters arising out of the lower north fork wildfire, and, in connection therewith, making an appropriation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1185.)
- [HB12-1355](#) by Representative(s) Gerou, Becker, Levy; also Senator(s) **Hodge**, Steadman, Lambert--Concerning the transfer of the geological survey to the Colorado school of mines.
- [HB12-1360](#) by Representative(s) Gerou and Levy, Becker; also Senator(s) **Steadman and Lambert**, Hodge--Concerning the transfer of up to four million dollars from the general fund to the Colorado economic development fund based upon the amount by which the June 2012 estimate of general fund revenue for the 2011-12 fiscal year exceeds the March 2012 estimate of general fund revenue for the 2011-12 fiscal year, and, in connection therewith, making an appropriation.
- [HB12-1358](#) by Representative(s) Massey and McCann; also Senator(s) **Aguilar**--Concerning funding issues related to medical marijuana, and, in connection therewith, making an appropriation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1188.)
- [HB12-1278](#) by Representative(s) Fischer; also Senator(s) **Renfroe**--Concerning the authorization of a study of the South Platte river alluvial aquifer, and, in connection therewith, making an appropriation.
(Amended in General Orders as printed in Senate Journal, May 8, 2012, page 1188.)

GENERAL ORDERS - SECOND READING OF BILLS

- [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 recommends the bill be amended as printed in Senate Journal, March 8, 2012, pages 401-402.)
(Laid Over from May 8, 2012.)
- [HB12-1160](#) by Representative(s) Baumgardner; also Senator(s) **Schwartz**--Concerning methane gas captured from active and inactive coal mines.
(Local Government recommends the bill be amended as printed in Senate Journal, March 28, 2012, pages 596-597.)
(Laid Over from May 8, 2012.)

CONSIDERATION OF RESOLUTIONS

- [SR12-004](#) by Senator(s) **Newell and Boyd**, Aguilar, Bacon, Carroll, Foster, Giron, Harvey, Heath, Hodge, Hudak, Jahn, Johnston, Lambert, Lundberg, Morse, Neville, Nicholson, Scheffel, Schwartz, Shaffer B., Spence, Steadman, Tochtrop, White, Williams S.; --Concerning recognition of the office of Colorado's child protection ombudsman.
(Laid Over from May 8, 2012.)

- [SJR12-034](#) by Senator(s) **Carroll**, Aguilar, Bacon, Boyd, Foster, Giron, Guzman, Heath, Hodge, Hudak, Johnston, Morse, Newell, Nicholson, Schwartz, Shaffer B., Steadman, Tochtrop, Williams S.; also Representative(s) Jones, Court, Casso, Duran, Ferrandino, Fields, Fischer, Hamner, Hullinghorst, Kagan, Kefalas, Kerr A., Labuda, Lee, Levy, McCann, McKinley, Miklosi, Pabon, Pace, Peniston, Ryden, Schafer S., Singer, Solano, Soper, Todd, Tyler, Vigil, Williams A., Wilson, Young--Concerning the expression by the Colorado General Assembly of its strong opposition to recent federal court rulings affecting campaign finance and urging the reversal of the doctrine of corporate personhood as set forth in the case of Citizens United v. Federal Election Commission. (Laid Over from May 8, 2012.)
- [SJR12-037](#) by Senator(s) **Tochtrop**; also Representative(s) Vaad--Concerning the need for adequate and reliable long-term sources of funding for the statewide transportation system. (Transportation recommends the bill be amended as printed in Senate Journal, May 2, 2012, page 1020.) (Laid Over from May 8, 2012.)
- [SJR12-038](#) by Senator(s) **Tochtrop**; also Representative(s) Soper--Concerning the 75th anniversary of Wildlife and Sport Fish Restoration Programs. (Laid Over from May 8, 2012.)
- [SJR12-049](#) by Senator(s) **Morse**, Shaffer B., Cadman; also Representative(s) Stephens, McNulty, Ferrandino--Concerning the appointment of a joint committee to notify the Governor that the Second Regular Session of the Sixty-eighth General Assembly is about to adjourn sine die. (Laid Over from May 8, 2012.)
- [HJR12-1020](#) by Representative(s) Kefalas, Court, Duran, Ferrandino, Fields, Fischer, Hamner, Hullinghorst, Jones, Kagan, Kerr A., Labuda, Lee, Levy, McCann, Pabon, Pace, Peniston, Ryden, Schafer S., Solano, Soper, Todd, Tyler, Williams A., Wilson, Young, Casso, Massey, Miklosi, Swerdfeger, Vigil; also Senator(s) **Nicholson**, Boyd, Shaffer B., Aguilar, Bacon, Carroll, Guzman, Hudak, Jahn, King S., Roberts--Concerning civility and respect in the Colorado general assembly. (Laid Over from May 8, 2012.)

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

- [SB12-026](#) by Senator(s) **Cadman**; also Representative(s) Vaad--Concerning a state agency rule that creates a state mandate on a local government. (Amended as printed in House Journal, May 1, pages 1213-1214.)
- [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. (Amended as printed in House Journal, May 1, pages 1214-1215.)
- [SB12-044](#) by Senator(s) **Guzman**; also Representative(s) Pabon--Concerning failure to present valid evidence of mass transit fare payment, and, in connection therewith, making an appropriation. (Amended as printed in House Journal, May 7, page 1281.)
- [SB12-166](#) by Senator(s) **Giron and Roberts**; also Representative(s) Priola and Williams A.--Concerning the coordination of various economic development reports, and, in connection therewith, requiring the Colorado office of economic development to report annually to the general assembly regarding the programs it administers. (Amended as printed in House Journal, May 7, page 1281.)
- [SB12-175](#) by Senator(s) **Carroll and Roberts**; also Representative(s) Gardner B. and Duran--Concerning statutorily established time intervals. (Amended as printed in House Journal, May 7, pages 1281-1282, and amended on Third Reading as printed in House Journal, May 8, 2012.)

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

BOARD OF PINNACOL ASSURANCE

for terms expiring January 1, 2017:

Jeffrey L. Cummings of Arvada, Colorado, an employer whose liability is insured by Pinnacol Assurance, appointed;

(Judiciary recommends the above appointment be confirmed)

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB12-020

by Senator(s) **Aguilar**, Steadman; also Representative(s) Summers--Concerning immunity from certain criminal offenses when a person reports in good faith an emergency drug or alcohol overdose event.

(Amended as printed in House Journal, March 9, 2012, pages 589-591.)

Senate Conferees: Senators Aguilar - Chair, Carroll, and Roberts

House Conferees: Representatives Summers - Chairman, Waller, and Lee.

Senate members granted permission to go beyond the scope of the differences between the two houses.

(First Report of First Conference Committee printed in Senate Journal, May 3, 2012, pages 1077-1078.)

(Laid Over from May 8, 2012.)

Individuals with disabilities needing auxiliary aids may request assistance by contacting Ms. Stephanie Smith at Legislative Council, Room 029 Capitol. Call 303-866-3521. The TDD number is 303-866-3472.

I certify that the above calendar was posted on Tuesday, May 8, 2012, at 4:00 p.m.

Kristin Albers

Senate Calendar Clerk