

**HOUSE JOURNAL**  
**SIXTY-EIGHTH GENERAL ASSEMBLY**  
**STATE OF COLORADO**  
**First Regular Session**

One hundred-eleventh Legislative Day                      Monday, May 2, 2011

1 Prayer by the Reverend Brad Meuli, Denver Rescue Mission.  
2  
3 The Speaker called the House to order at 10:00 a.m.  
4  
5 Pledge of Allegiance led by Nathan Hurt, Jolysa Gallegos, Charles  
6 Grossen, Nicole Labazzetta from Swink High School.  
7  
8 The roll was called with the following result:  
9  
10            Present--63.  
11            Excused--Representative(s) Liston, Pace--2.  
12            Present after roll call--Representative(s) Pace.  
13  
14 The Speaker declared a quorum present.  
15  
16  
17 On motion of Representative Scott, the reading of the journal of  
18 April 29, 2011, was declared dispensed with and approved as corrected  
19 by the Chief Clerk.  
20  
21  
22

**CONSIDERATION OF RESOLUTION(S)**

23  
24  
25 **HJR11-1022** by Representative(s) Fields, Todd, Priola, Acree, Balmer,  
26 Barker, Beezley, Bradford, Brown, Casso, Conti, Court,  
27 Duran, Ferrandino, Fischer, Gardner B., Gardner D.,  
28 Hamner, Holbert, Hullinghorst, Jones, Joshi, Kagan,  
29 Kefalas, Kerr A., Kerr J., Labuda, Lee, Levy, Looper,  
30 Massey, McCann, McKinley, McNulty, Miklosi, Murray,  
31 Pabon, Pace, Peniston, Ramirez, Riesberg, Ryden,  
32 Schafer S., Solano, Soper, Swerdfeger, Szabo, Vigil,  
33 Williams A., Wilson; also Senator(s) Carroll--Concerning  
34 recognition of Military Family Month.  
35  
36 (Printed and placed in members' file)  
37  
38 On motion of Representative Fields, the resolution was **adopted** by **viva**  
39 **voce** vote.  
40  
41 Current Roll Call added as co-sponsor(s): Representative(s) Baumgardner,  
42 Becker, Coram, DelGrosso, Gerou, Nikkel, Scott, Sonnenberg, Stephens,  
43 Summers, Swalm, Tyler, Vaad, Waller.

1 **HJR11-1019** by Representative(s) Gardner B., Conti, Court, Holbert,  
2 Hullinghorst, Joshi, Kerr A., Looper, McCann, Murray,  
3 Pace, Sonnenberg, Stephens, Swalm, Szabo, Williams A.,  
4 Wilson; also Senator(s) Jahn, Bacon, Cadman, Grantham,  
5 King S., Morse, Roberts, Tochtrop, White--Concerning  
6 Lupus awareness, and, in connection therewith,  
7 designating May as "Lupus Awareness Month" in the state  
8 of Colorado.  
9

10 (Printed and placed in members' file)

11  
12 On motion of Representative Gardner B., the resolution was read at  
13 length and **adopted** by **viva voce** vote.  
14

15 Current Roll Call added as co-sponsor(s): Representative(s) Acree, Balmer,  
16 Barker, Baumgardner, Becker, Beezley, Bradford, Brown, Casso, Coram,  
17 DelGrosso, Duran, Ferrandino, Fields, Fischer, Gardner D., Gerou, Hamner,  
18 Jones, Kagan, Kefalas, Kerr J., Labuda, Lee, Levy, Massey, McKinley, Miklosi,  
19 Nikkel, Pabon, Peniston, Priola, Ramirez, Riesberg, Ryden, Schafer S., Scott,  
20 Solano, Soper, Summers, Swerdfeger, Todd, Tyler, Vaad, Vigil, Waller,  
21 Speaker.  
22

23 **HJR11-1021** by Representative(s) Ryden, Todd, Brown, Court, Duran,  
24 Hamner, Jones, Joshi, Labuda, Lee, McCann, McNulty,  
25 Murray, Pabon, Peniston, Vigil, Williams A., Wilson; also  
26 Senator(s) Shaffer B., Boyd, Cadman, Carroll, Foster,  
27 Grantham, Mitchell, Spence, Tochtrop, Williams S.--  
28 Concerning recognition and remembrance of military  
29 veterans in Colorado who served in the Vietnam war.  
30

31 (Printed and placed in members' file)

32  
33 On motion of Representative Ryden, the resolution was read at length and  
34 **adopted** by **viva voce** vote.  
35

36 Current Roll Call added as co-sponsor(s): Representative(s) Acree, Balmer,  
37 Barker, Baumgardner, Becker, Beezley, Bradford, Casso, Conti, Coram,  
38 DelGrosso, Ferrandino, Fields, Fischer, Gardner B., Gardner D., Gerou,  
39 Holbert, Hullinghorst, Kagan, Kefalas, Kerr A., Kerr J., Levy, Looper, Massey,  
40 McKinley, Miklosi, Nikkel, Pace, Priola, Ramirez, Riesberg, Schafer S., Scott,  
41 Solano, Sonnenberg, Soper, Stephens, Summers, Swalm, Swerdfeger, Szabo,  
42 Tyler, Vaad, Waller.  
43

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44  
45  
46  
47 **MESSAGE(S) FROM THE SENATE**  
48

49 The Senate has adopted and transmits herewith: SJR11- 051.  
50  
51  
52  
53  
54  
55

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1    **INTRODUCTION AND CONSIDERATION OF RESOLUTION**

2

3    On motion of Representative Stephens, the rules were suspended and the  
4    following resolution was given immediate consideration.

5

6    **SJR11-051**    by Senator(s) Carroll, Guzman, Newell, Spence,  
7                    Williams S.; also Representative(s) Fields, Acree, Balmer,  
8                    Conti, Ryden, Swalm, Todd--Concerning the 150th  
9                    anniversary of Arapahoe County.

10

11    (Printed and placed in member's file).

12

13    On motion of Representative Fields, the resolution was read at length and  
14    **adopted** by **viva voce** vote.

15

16    Current Roll Call added as co-sponsor(s): Representative(s) Barker,  
17    Baumgardner, Becker, Beezley, Bradford, Brown, Casso, Coram, Court,  
18    DelGrosso, Duran, Ferrandino, Fischer, Gardner B., Gardner D., Gerou,  
19    Hamner, Holbert, Hullinghorst, Jones, Joshi, Kagan, Kefalas, Kerr A., Kerr J.,  
20    Labuda, Lee, Levy, Looper, Massey, McCann, McKinley, Miklosi, Murray,  
21    Nikkel, Pabon, Pace, Peniston, Priola, Ramirez, Riesberg, Schafer S., Scott,  
22    Solano, Sonnenberg, Soper, Stephens, Summers, Swerdfeger, Szabo, Tyler,  
23    Vaad, Vigil, Waller, Williams A., Wilson, Speaker.

24

25

26

27

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House in recess.   House reconvened.

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28

29

30

31

32    **REPORT(S) OF COMMITTEE(S) OF REFERENCE**

33

34    **STATE, VETERANS, & MILITARY AFFAIRS**35    After consideration on the merits, the Committee recommends the  
36    following:

37

38    **HB11-1301**    be amended as follows, and as so amended, be referred to  
39                    the Committee of the Whole with favorable  
40                    recommendation:

41

42    Amend printed bill, page 6, line 5, strike "IS NOT REQUIRED TO BE  
43    INCLUDED" and substitute "SHALL TAKE INTO ACCOUNT THE FACTORS  
44    REQUIRED TO BE SPECIFIED".

45

46    Page 6, line 27, strike "SECTION." and substitute "SECTION, WHICH  
47    GOVERNING BOARD POLICIES SHALL BE IN ACCORDANCE WITH THE  
48    POLICIES ADOPTED BY THE COMMISSION PURSUANT TO SECTION  
49    23-1-105.5".

50

51    Page 7, strike lines 9 through 16.

52

53    Page 9, line 12, after the period add "IN ADDITION, EACH GOVERNING  
54    BOARD SHALL ANNUALLY PROVIDE TO THE DEPARTMENT OF HIGHER  
55    EDUCATION AND THE COMMISSION A COPY OF THE FEE PLAN FOR EACH  
56    INSTITUTION OR CAMPUS IT GOVERNS."

56

1 Page 18, line 5, after "**fees.**", insert "(1)" and strike "IS AUTHORIZED TO  
2 ADOPT GUIDELINES" and substitute "SHALL ADOPT POLICIES".

3  
4 Page 18, line 8, strike "GUIDELINES" and substitute "POLICIES".

5  
6 Page 18, line 11, strike "AND".

7  
8 Page 18, line 12, strike "BALANCES." and substitute "BALANCES, AND THE  
9 MINIMUM LEVEL OF STUDENT INVOLVEMENT IN THE PROCESSES FOR  
10 ESTABLISHING, REVIEWING, CHANGING THE AMOUNT OF, AND  
11 DISCONTINUING STUDENT FEES." and strike "GUIDELINES," and substitute  
12 "POLICIES,".

13  
14 Page 18, line 14, strike "STUDENTS ENROLLED IN" and substitute "THE  
15 STUDENT REPRESENTATIVE TO THE ADVISORY COMMITTEE CREATED  
16 PURSUANT TO SECTION 23-1-103 AND REPRESENTATIVES OF THE STUDENT  
17 GOVERNMENTS AT".

18  
19 Page 18, after line 15 insert:

20  
21 "(2) ON OR BEFORE JANUARY 15, 2012, AND ON OR BEFORE  
22 JANUARY 15 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL REPORT  
23 TO THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND  
24 THE SENATE, OR ANY SUCCESSOR COMMITTEES, CONCERNING THE  
25 GOVERNING BOARD'S FEE POLICIES AND THE COLLECTION AND USE OF  
26 STUDENT FEES.".

27  
28 Page 23, line 22, after "EDUCATION" insert "THAT IS DESIGNATED AS AN  
29 ENTERPRISE PURSUANT TO SECTION 23-5-101.7".

30  
31 Page 24, line 14, strike "the department OF" and substitute "~~the  
32 department and~~".

33  
34 Page 24, line 15, strike "HIGHER EDUCATION and".

35  
36 Page 25, line 26, strike "UPON RECEIPT OF THE REPORTS, THE".

37  
38 Page 25, strike line 27.

39  
40 Page 26, strike line 1.

41  
42 Page 26, after line 23 insert:

43  
44 "**SECTION 13.** 24-37.5-404.5, Colorado Revised Statutes, as  
45 amended by Senate Bill 11-062, is amended to read:

46  
47 **24-37.5-404.5. Institutions of higher education - information**  
48 **security plans.** (1) ~~On or before July 1 of each year,~~ Each institution of  
49 higher education, in coordination with the department of higher  
50 education, shall develop an information security ~~plan~~ PROGRAM. The  
51 information security ~~plan~~ PROGRAM shall provide information security for  
52 the communication and information resources that support the operations  
53 and assets of the institution of higher education.

54  
55 (2) The information security ~~plan~~ PROGRAM shall include:

56

1 (a) Periodic assessments of the risk and magnitude of the harm  
2 that could result from a security incident;

3  
4 (b) A process for providing adequate information security for the  
5 communication and information resources of the institution of higher  
6 education;

7  
8 (c) Information security awareness training ~~for employees of the~~  
9 ~~institution of higher education~~ TO INFORM THE EMPLOYEES,  
10 ADMINISTRATORS, AND USERS AT THE INSTITUTION OF HIGHER EDUCATION  
11 ABOUT THE INFORMATION SECURITY RISKS AND THE RESPONSIBILITY OF  
12 EMPLOYEES, ADMINISTRATORS, AND USERS TO COMPLY WITH THE  
13 INSTITUTION'S INFORMATION SECURITY PROGRAM AND THE POLICIES,  
14 STANDARDS, AND PROCEDURES DESIGNED TO REDUCE THE SECURITY  
15 RISKS;

16  
17 (d) Periodic testing and evaluation of the effectiveness of  
18 information security for the institution of higher education, which shall  
19 be performed not less than annually;

20  
21 (e) A process for detecting, reporting, and responding to security  
22 incidents consistent with the information security policy of the institution  
23 of higher education. The institutions of higher education, the Colorado  
24 commission on higher education, and the chief information security  
25 officer shall establish the terms and conditions by which the institutions  
26 of higher education shall report information security incidents to the chief  
27 information security officer.

28  
29 (f) Plans and procedures to ensure the continuity of operations for  
30 information resources that support the operations and assets of the  
31 institution of higher education in the event of a security incident.

32  
33 (3) ~~On or before July 15 of each year, each institution of higher~~  
34 ~~education shall submit the information security plan developed pursuant~~  
35 ~~to this section to the Colorado commission on higher education for review~~  
36 ~~and comment. The commission shall submit such plans to the chief~~  
37 ~~information security officer.~~ ON OR BEFORE JULY 1, 2011, AND ON OR  
38 BEFORE JULY 1 EACH YEAR THEREAFTER, EACH INSTITUTION OF HIGHER  
39 EDUCATION SHALL REPORT TO THE EXECUTIVE DIRECTOR OF THE  
40 DEPARTMENT OF HIGHER EDUCATION CONCERNING THE DEVELOPMENT  
41 AND IMPLEMENTATION OF THE INSTITUTION'S INFORMATION SECURITY  
42 PROGRAM AND COMPLIANCE WITH THE REQUIREMENTS SPECIFIED IN  
43 SUBSECTION (2) OF THIS SECTION. UPON RECEIPT OF THE REPORTS, THE  
44 DEPARTMENT OF HIGHER EDUCATION SHALL SUBMIT A STATEMENT OF  
45 COMPLIANCE TO THE CHIEF INFORMATION SECURITY OFFICER.

46  
47 (4) Nothing in this section shall be construed to require any  
48 institution of higher education or the department of higher education to  
49 adopt policies or standards that conflict with federal law, rules, or  
50 regulations or with contractual arrangements governed by federal laws,  
51 rules, or regulations.

52  
53 (5) and (6) (Deleted by amendment, L. 2011, (SB 11-062), ch.  
54 \_\_\_\_, p. \_\_\_\_, §8, effective \_\_\_\_.)

55  
56 (7) ~~The Colorado commission on higher education shall require~~

1 ~~the institutions of higher education to provide regularized security~~  
2 ~~awareness training to inform the employees, administrators, and users in~~  
3 ~~those institutions about the information security risks and the~~  
4 ~~responsibility of employees, administrators, and users to comply with the~~  
5 ~~institution's information security plan and the policies, standards, and~~  
6 ~~procedures designed to reduce those risks."~~

7  
8 Renumber succeeding sections accordingly.

9  
10 Page 29, line 16, strike "amended" and substitute "amended, and the said  
11 24-50-135 is further amended BY THE ADDITION OF A NEW  
12 SUBSECTION,".

13  
14 Page 31, after line 13 insert:

15  
16 "(3) FOR PURPOSES OF THIS SECTION, A PERSON IS IN A  
17 PROFESSIONAL POSITION OR IS A PROFESSIONAL EMPLOYEE OR  
18 PROFESSIONAL STAFF IF THE PERSON IS IN A POSITION THAT INVOLVES THE  
19 EXERCISE OF DISCRETION, ANALYTICAL SKILL, JUDGMENT, PERSONAL  
20 ACCOUNTABILITY, AND RESPONSIBILITY FOR CREATING, DEVELOPING,  
21 INTEGRATING, APPLYING, OR SHARING AN ORGANIZED BODY OF  
22 KNOWLEDGE THAT CHARACTERISTICALLY IS:

23  
24 (a) ACQUIRED THROUGH EDUCATION OR TRAINING THAT MEETS  
25 THE REQUIREMENTS FOR A BACHELOR'S OR GRADUATE DEGREE OR  
26 EQUIVALENT SPECIALIZED EXPERIENCE; AND

27  
28 (b) CONTINUOUSLY STUDIED TO EXPLORE, EXTEND, AND USE  
29 ADDITIONAL DISCOVERIES, INTERPRETATIONS, AND APPLICATIONS AND TO  
30 IMPROVE DATA, MATERIALS, EQUIPMENT, APPLICATIONS, AND METHODS."

31  
32 Page 32, strike lines 23 through 27.

33  
34 Page 33, strike lines 1 through 10.

35  
36 Renumber succeeding sections accordingly.

37  
38 Page 34, line 14, strike "(1)".

39  
40 Page 34, line 24, before "Adams" insert "FORT LEWIS COLLEGE,".

41  
42 Page 35, strike lines 4 through 13.

43  
44 Page 35, line 17, strike "A CAPITAL" and substitute "A CAPITAL  
45 CONSTRUCTION OR ACQUISITION PROJECT APPROVED AND APPROPRIATED  
46 PRIOR TO JANUARY 1, 2010, MAY BE CONTAINED IN THE MOST RECENT  
47 UNIFIED TWO-YEAR CAPITAL IMPROVEMENTS PROJECT PROJECTION  
48 APPROVED PURSUANT TO SUBPARAGRAPH (II) OF PARAGRAPH (c) OF  
49 SUBSECTION (7) OF THIS SECTION. THE PROJECTION MAY BE AMENDED  
50 FROM TIME TO TIME AND SHALL NOT BE SUBJECT TO ADDITIONAL REVIEW  
51 OR APPROVAL BY THE COMMISSION, THE OFFICE OF STATE PLANNING AND  
52 BUDGETING, THE CAPITAL DEVELOPMENT COMMITTEE, OR THE JOINT  
53 BUDGET COMMITTEE."

54  
55 Page 35, strike lines 18 through 25.

56

1 Page 36, line 2, strike "THE" and substitute "A CAPITAL CONSTRUCTION  
2 OR ACQUISITION PROJECT APPROVED AND APPROPRIATED PRIOR TO  
3 JANUARY 1, 2010, MAY BE CONTAINED IN THE MOST RECENT UNIFIED  
4 TWO-YEAR CAPITAL IMPROVEMENTS PROJECT PROJECTION APPROVED  
5 PURSUANT TO SUBPARAGRAPH (II) OF PARAGRAPH (c) OF SUBSECTION (7)  
6 OF THIS SECTION, AND THE PROJECTION MAY BE AMENDED FROM TIME TO  
7 TIME."

8  
9 Page 36, strike lines 3 through 8.

10  
11 Page 36, strike lines 10 through 13 and substitute "amended to read:

12  
13 **23-1-106. Duties and powers of the commission with respect**  
14 **to capital construction and long-range planning.** (10.5) (a) For any  
15 project ~~commenced pursuant~~ SUBJECT to subsection (9) or (10) of this  
16 section, if, after commencement of acquisition or construction, the  
17 governing board of the institution receives an additional gift, grant, or  
18 donation for the project, the governing board may amend the project  
19 without the approval of the commission, the office of state planning and  
20 budgeting, the capital development committee, or the joint budget  
21 committee so long as the governing board notifies the commission, the  
22 office of state planning and budgeting, the capital development  
23 committee, and the joint budget committee in writing, explaining how the  
24 project has been amended and verifying the receipt of the additional gift,  
25 grant, or donation.

26  
27 (b) For any project ~~commenced pursuant~~ SUBJECT to subsection  
28 (9) or (10) of this section, the governing board may enhance the project  
29 in an amount not to exceed fifteen percent of the original estimate of the  
30 cost of the project without the approval of the commission, the office of  
31 state planning and budgeting, the capital development committee, or the  
32 joint budget committee so long as the governing board notifies the  
33 commission, the office of state planning and budgeting, the capital  
34 development committee, and the joint budget committee in writing,  
35 explaining how the project has been enhanced and the source of the  
36 moneys for the enhancement.

37  
38 (10.5) (c) FOR ANY PROJECT SUBJECT TO SUBSECTION (9) OR (10)  
39 OF THIS".

40  
41 Page 38, line 3, strike "(1) (a) and".

42  
43 Page 38, line 4, strike "are" and substitute "is".

44  
45 Page 38, strike lines 8 through 12.

46  
47 Page 38, strike lines 20 through 27.

48  
49 Strike pages 39 and 40.

50  
51 Page 41, strike lines 1 through 15.

52  
53 Renumber succeeding sections accordingly.

54  
55 Page 42, line 17, strike "pledge" and substitute "pledge of tuition  
56 revenues or the".

1 Page 42, line 18, strike "~~of tuition revenues or the~~".

2

3 Page 42, line 20, strike "section 23-1-123." and substitute "section  
4 ~~23-1-123~~ SECTION 23-5-119.5".

5

6 Page 43, line 1, strike "institution." and substitute "institution; EXCEPT  
7 THAT, IF THE GOVERNING BOARD USES THE SURPLUS MONEYS ON A  
8 PROJECT REQUIRING TOTAL PROJECT EXPENDITURES THAT EXCEED TWO  
9 MILLION DOLLARS, THE PROJECT SHALL BE SUBJECT TO THE PROVISIONS OF  
10 SECTION 23-1-106".

11

12 Page 43, strike lines 7 through 9 and substitute "~~outstanding bonds~~. Use  
13 of such surplus shall be reviewed in advance by representatives of the  
14 student government at the institution with which the auxiliary facility is  
15 associated".

16

17 Page 43, line 10, strike "This" and substitute "(1) Except as otherwise  
18 provided in subsection (2) of this section, this".

19

20 Page 43, after line 19 add:

21

22 "(2) (a) Section 12 of this act shall not take effect if Senate Bill  
23 11-062 is enacted and becomes law.

24

25 (b) Section 13 of this act shall take effect only if Senate Bill  
26 11-062 is enacted and becomes law".

27

28

29

30 **HB11-1304** be amended as follows, and as so amended, be referred to  
31 the Committee of the Whole with favorable  
32 recommendation:

33

34 Amend printed bill, page 2, strike line 3 and substitute "amended, and the  
35 said 1-40-106 is further amended BY THE ADDITION OF THE  
36 FOLLOWING NEW SUBSECTIONS, to read":

37

38 Page 2, after line 24 insert:

39

40 "(4) (a) (I) FOR A PROPOSED LAW THAT IS NOT SUBJECT TO THE  
41 REQUIREMENTS SET FORTH IN SECTION 20 (3) (c) OF ARTICLE X OF THE  
42 STATE CONSTITUTION, THE BALLOT TITLE SHALL BEGIN AS FOLLOWS:  
43 "SHALL THERE BE A CHANGE TO THE COLORADO REVISED STATUTES  
44 CONCERNING (THE SINGLE SUBJECT OF THE MEASURE) THAT".

45

46 (II) FOR A PROPOSED CONSTITUTIONAL AMENDMENT THAT IS NOT  
47 SUBJECT TO THE REQUIREMENTS SET FORTH IN SECTION 20 (3) (c) OF  
48 ARTICLE X OF THE STATE CONSTITUTION, THE BALLOT TITLE SHALL BEGIN  
49 AS FOLLOWS: "SHALL THERE BE AN AMENDMENT TO THE COLORADO  
50 CONSTITUTION CONCERNING (THE SINGLE SUBJECT OF THE MEASURE)  
51 THAT".

52

53 (III) FOR A PROPOSED LAW THAT IS SUBJECT TO THE  
54 REQUIREMENTS SET FORTH IN SECTION 20 (3) (c) OF ARTICLE X OF THE  
55 STATE CONSTITUTION, THE BALLOT TITLE SHALL BEGIN WITH THE  
56 CONSTITUTIONALLY REQUIRED LANGUAGE FOLLOWED BY THE PHRASE:



1 "BY A CHANGE TO THE COLORADO REVISED STATUTES  
2 CONCERNING (THE SINGLE SUBJECT OF THE MEASURE) THAT".  
3

4 (IV) FOR A PROPOSED CONSTITUTIONAL AMENDMENT THAT IS  
5 SUBJECT TO THE REQUIREMENTS SET FORTH IN SECTION 20 (3) (c) OF  
6 ARTICLE X OF THE STATE CONSTITUTION, THE BALLOT TITLE SHALL BEGIN  
7 WITH THE CONSTITUTIONALLY REQUIRED LANGUAGE FOLLOWED BY THE  
8 PHRASE: "BY AN AMENDMENT TO THE COLORADO  
9 CONSTITUTION CONCERNING (THE SINGLE SUBJECT OF THE  
10 MEASURE) THAT".  
11

12 (b) NOTWITHSTANDING PARAGRAPH (a) OF THIS SUBSECTION (4),  
13 THE WORD "CONCERNING" MAY BE OMITTED FROM A BALLOT TITLE IF THE  
14 SINGLE SUBJECT MAY BE EXPRESSED WITHOUT IT.  
15

16 (5) (a) THE LANGUAGE REQUIRED BY SUBSECTION (4) OF THIS  
17 SECTION SHALL BE IMMEDIATELY FOLLOWED BY A CLEAR AND CONCISE  
18 LIST OF THE CENTRAL FEATURES OF THE PROPOSED LAW OR  
19 CONSTITUTIONAL AMENDMENT. EACH ITEM IN THE LIST SHALL BEGIN WITH  
20 A SINGULAR, PRESENT-TENSE VERB AND EACH ITEM SHALL END WITH A  
21 SEMICOLON; EXCEPT THAT THE PENULTIMATE ITEM SHALL END WITH A  
22 SEMICOLON FOLLOWED BY THE APPROPRIATE CONJUNCTION, AND THE LAST  
23 ITEM SHALL END WITH A QUESTION MARK.  
24

25 (b) NOTWITHSTANDING PARAGRAPH (a) OF THIS SUBSECTION (5)  
26 AND PARAGRAPH (a) OF SUBSECTION (4) OF THIS SECTION, IF THE SINGLE  
27 SUBJECT EXPRESSED IN THE BALLOT TITLE IS ITSELF A DESCRIPTION OF THE  
28 CENTRAL FEATURES OF A PROPOSED LAW OR CONSTITUTIONAL  
29 AMENDMENT, THE WORD "THAT" AND THE FOLLOWING COLON SHALL BE  
30 OMITTED, AND THE BALLOT TITLE SHALL END WITH A QUESTION MARK  
31 AFTER THE SINGLE SUBJECT.  
32

33 **SECTION 2.** 1-40-115 (2) (a), Colorado Revised Statutes, is  
34 amended to read:  
35

36 **1-40-115. Ballot - voting - publication.** (2) (a) (I) All ballot  
37 issues shall be printed on the official ballot in that order, together with  
38 their respective letters and numbers prefixed in bold-faced type. Each  
39 ballot shall have the following explanation printed one time at the  
40 beginning of such ballot issues: "Ballot issues referred by the general  
41 assembly or any political subdivision are listed by letter, and ballot issues  
42 initiated by the people are listed numerically. A ballot issue listed as an  
43 'amendment' proposes a change to the Colorado constitution, and a ballot  
44 issue listed as a 'proposition' proposes a change to the Colorado Revised  
45 Statutes. A 'yes' vote on any ballot issue is a vote in favor of changing  
46 current law or existing circumstances, and a 'no' vote on any ballot issue  
47 is a vote against changing current law or existing circumstances." Each  
48 ballot title shall appear on the official ballot but once. For each ballot  
49 title that is an amendment, the amendment number or letter shall be  
50 immediately followed by the description "(CONSTITUTIONAL)". For  
51 each ballot title that is a proposition, the proposition number or letters  
52 shall be immediately followed by the description "(STATUTORY)".  
53 PRIOR TO THE GENERAL ELECTION HELD IN 2012, each ballot title shall be  
54 separated from the other ballot titles next to it by heavy black lines and  
55 shall be followed by the words "yes" and "no" with blank spaces to the  
56 right and opposite the same as follows:

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**(HERE SHALL APPEAR THE  
BALLOT TITLE IN FULL)**  
YES \_\_\_\_\_ NO \_\_\_\_\_

(II) BEGINNING WITH THE GENERAL ELECTION HELD IN 2012, EACH BALLOT TITLE SHALL BE FOLLOWED BY THE WORDS "YES/FOR" AND "NO/AGAINST", ALONG WITH A PLACE FOR THE ELIGIBLE ELECTOR TO DESIGNATE HIS OR HER CHOICE BY A MARK AS INSTRUCTED."

Renumber succeeding sections accordingly.

Page 3, line 11, after "READER." insert "A BALLOT TITLE OF A STATEWIDE REFERRED MEASURE SHALL BE IN THE SAME FORM AS A BALLOT TITLE FOR AN INITIATIVE AS REQUIRED PURSUANT TO SECTION 1-40-106 (4) AND (5), C.R.S."

**HB11-1310** be referred to the Committee of the Whole with favorable recommendation.

**TRANSPORTATION**

After consideration on the merits, the Committee recommends the following:

**HB11-1316** be referred favorably to the Committee on Appropriations.

On motion of Representative Stephens, **SB11-195, 193, 231, HB11-1010, 1295, 1298, 1300, 1305, 1301, 1311, 1303, SB11-191, 197** were added to the Special Orders Calendar on Monday, May 2, 2011.

On motion of Representative Baumgardner, the House resolved itself into Committee of the Whole for consideration of Special Orders and he was called to the Chair to act as Chairman.

**SPECIAL ORDERS--SECOND READING OF BILLS**

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

(Amendments to the committee amendment are to the printed committee report which was printed and placed in the members' bill file.)

**SB11-195** by Senator(s) Brophy; also Representative(s) Sonnenberg-- Concerning the residency of a health care provider who verifies a person's disability for purposes of obtaining

1 credentials entitling the person to park a vehicle in spaces  
2 reserved for use by persons with disabilities.

3  
4 Ordered revised and placed on the Calendar for Third Reading and Final  
5 Passage.

6  
7 **SB11-193** by Senator(s) Aguilar; also Representative(s) Gardner B.  
8 and Kerr J.--Concerning the disclosure of employment  
9 information to an employer regarding a person employed  
10 to work with a person with a developmental disability,  
11 and, in connection therewith, granting immunity from civil  
12 liability for the disclosure of information and creating an  
13 exception from the prohibition against blacklisting for the  
14 disclosure of information.

15  
16 Amendment No. 1, Judiciary, dated April 26, 2011 and placed in  
17 member's bill file; Report also printed in House Journal, April 27,  
18 page 1150.

19  
20 As amended, ordered revised and placed on the Calendar for Third  
21 Reading and Final Passage.

22  
23 **SB11-231** by Senator(s) Steadman; also Representative(s) Nikkel--  
24 Concerning operation of the Colorado channel authority,  
25 and, in connection therewith, allowing the authority to  
26 make available via the internet audio recordings of  
27 proceedings of the general assembly and requiring certain  
28 members of the board of directors of the authority to be  
29 serving members of the general assembly and to represent  
30 the major political parties in each house.

31  
32 Ordered revised and placed on the Calendar for Third Reading and Final  
33 Passage.

34  
35 **HB11-1010** by Representative(s) Acree, Baumgardner, Priola; also  
36 Senator(s) Brophy--Concerning the incidental use of  
37 property owned by a fraternal organization or veterans'  
38 organization that is exempt from property tax.

39  
40 Amendment No. 1, Appropriations, dated April 29, 2011 and placed in  
41 member's bill file; Report also printed in House Journal, April 29,  
42 page 1169.

43  
44 As amended, ordered engrossed and placed on the Calendar for Third  
45 Reading and Final Passage.

46  
47  
48 **HB11-1295** by Representative(s) Acree, Scott, Solano; also Senator(s)  
49 Newell, Roberts--Concerning voluntary contributions on  
50 the state individual income tax return form, and, in  
51 connection therewith, requiring the department of revenue  
52 to periodically post the amount of donations received and  
53 requiring that a voluntary contribution designation line for  
54 the Colorado multiple sclerosis fund appear on the state  
55 individual income tax return form.

56

1 Amendment No. 1, Finance, dated April 20, 2011 and placed in member's  
2 bill file; Report also printed in House Journal, April 21, pages 1065-1067.

3  
4 Amendment No. 2, Appropriations, dated April 29, 2011 and placed in  
5 member's bill file; Report also printed in House Journal, April 29,  
6 pages 1170-1171.

7  
8 As amended, ordered engrossed and placed on the Calendar for Third  
9 Reading and Final Passage.

10

11

12 **HB11-1298** by Representative(s) Tyler and Vaad, Barker, Brown,  
13 Fischer, Gardner D., Hamner, Hullinghorst, Kerr A.,  
14 Looper, Pabon, Peniston, Ramirez, Scott, Williams A.;  
15 also Senator(s) Spence, Bacon, Hudak, Johnston, King K.,  
16 King S., Renfroe, Schwartz, Tochtrop, White, Williams S.-  
17 -Concerning the creation of a special license plate for  
18 Craig hospital, and making an appropriation therefor.

19

20 Ordered engrossed and placed on the Calendar for Third Reading and  
21 Final Passage.

22

23 **HB11-1305** by Representative(s) DelGrosso; also Senator(s) Johnston-  
24 -Concerning the adjustment of the ratio of valuation for  
25 assessment for residential real property.

26

27 Ordered engrossed and placed on the Calendar for Third Reading and  
28 Final Passage.

29

30 **HB11-1303** by Representative(s) Gardner B., Labuda, Levy, Murray,  
31 Waller; also Senator(s) Brophy, Carroll, Morse, Roberts,  
32 Schwartz--Concerning nonsubstantive revisions of statutes  
33 in the Colorado Revised Statutes, as amended, and, in  
34 connection therewith, amending or repealing obsolete,  
35 inconsistent, and conflicting provisions of law and  
36 clarifying the language to reflect the legislative intent of  
37 the laws.

38

39 Amendment No. 1, Judiciary, dated April 28, 2011 and placed in  
40 member's bill file; Report also printed in House Journal, April 29,  
41 page 1175.

42

43 As amended, ordered engrossed and placed on the Calendar for Third  
44 Reading and Final Passage.

45

46

47 **SB11-191** by Senator(s) Bacon; also Representative(s) Gardner B.  
48 and Levy--Concerning enactment of the "Colorado  
49 Uniform Limited Cooperative Association Act", and  
50 making an appropriation therefor.

51

52 Ordered revised and placed on the Calendar for Third Reading and Final  
53 Passage.

54

55

1 **SB11-197** by Senator(s) Boyd; also Representative(s) Acree--  
2 Concerning the creation of a girl scouts centennial special  
3 license plate, and making an appropriation therefor.  
4

5 Ordered revised and placed on the Calendar for Third Reading and Final  
6 Passage.  
7

8 **HB11-1300** by Representative(s) Looper, Acree, DelGrosso, Priola,  
9 Swalm; also Senator(s) Grantham and Nicholson, Jahn--  
10 Concerning the resolution of a disputed claim for a state  
11 income tax credit for a donation of a perpetual  
12 conservation easement that includes a process that allows  
13 a taxpayer to waive an expedited administrative hearing  
14 for the purpose of appealing directly to a district court.  
15

16 Amendment No. 1, Finance, dated April 20, 2011 and placed in member's  
17 bill file; Report also printed in House Journal, April 21, page 1067.  
18

19 Amendment No. 2, Appropriations, dated April 29, 2011 and placed in  
20 member's bill file; Report also printed in House Journal, April 29,  
21 pages 1171-1173.  
22

23 Amendment No. 3, by Representative(s) Looper.  
24

25 Amend the Appropriations Committee Report, dated April 29, 2011,  
26 page 3, line 27, strike "AND" and substitute "AN".  
27

28 Amendment No. 4, by Representative(s) Looper.  
29

30 Amend printed bill, page 3, after line 1 insert:  
31

32 "SECTION 1. 39-21-113, Colorado Revised Statutes, is amended  
33 BY THE ADDITION OF A NEW SUBSECTION to read:  
34

35 **39-21-113. Reports and returns - repeal.**  
36 (17.5) (a) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, THE  
37 EXECUTIVE DIRECTOR MAY PROVIDE SUCH DETAILED INFORMATION  
38 PERTINENT TO A CLAIM FOR A CREDIT FOR THE DONATION OF A  
39 CONSERVATION EASEMENT PURSUANT TO SECTION 39-22-522 TO  
40 TAXPAYERS, INCLUDING DONORS AND TRANSFEREES, WITH CLAIMS  
41 RELATED TO A SINGLE CONSERVATION EASEMENT DONATION. THE  
42 EXECUTIVE DIRECTOR OR THE EXECUTIVE DIRECTOR'S DULY AUTHORIZED  
43 AGENTS MAY ALSO PROVIDE SUCH INFORMATION TO THE PARTIES TO A  
44 CONSOLIDATED ADMINISTRATIVE HEARING PURSUANT TO 39-22-522.5 (5)  
45 (a) AS NECESSARY AND APPROPRIATE FOR THE EFFICIENT AND FAIR  
46 RESOLUTION OF DISPUTES.  
47

48 (b) PERSONS WHO RECEIVE TAXPAYER INFORMATION PURSUANT TO  
49 PARAGRAPH (a) OF THIS SUBSECTION (17.5) SHALL BE SUBJECT TO THE  
50 PROVISIONS OF THIS SECTION, INCLUDING THE LIMITATIONS IN SUBSECTION  
51 (4) OF THIS SECTION AND THE PENALTIES IN SUBSECTION (6) OF THIS  
52 SECTION REGARDING DISCLOSURE OF TAXPAYER INFORMATION."  
53

54 Renumber succeeding sections accordingly.  
55

56 Page 9, line 3, strike "39-22-522." and substitute "39-22-522 AND TO

- 1 DETERMINE ANY OTHER CLAIMS OR DEFENSES TOUCHING THE REGULARITY  
2 OF THE PROCEEDINGS."  
3  
4 Page 9, line 10, strike "CREDITS." and substitute "CREDITS AND ANY  
5 OTHER CLAIMS OR DEFENSES RAISED AT THIS STAGE OF THE PROCEEDING."  
6  
7 Page 10, line 2, strike "PREPARED" and substitute "USED".  
8  
9 Page 10, line 17, strike "SUPPORTING" and substitute "RELATING TO".  
10  
11 Page 10, line 26, strike "SUPPORTING" and substitute "RELATING TO".  
12  
13 Page 11, line 27, after "ACTION." add "THE DEPARTMENT SHALL NOT BE  
14 REQUIRED TO PARTICIPATE IN OR BE A PARTY TO THIS THIRD PHASE."  
15  
16 Page 13, line 25, after "DELIVERY." insert "IF A TAX MATTERS  
17 REPRESENTATIVE DOES NOT MAKE AN ELECTION TO WAIVE A HEARING  
18 PURSUANT TO SUBSECTION (2) OF THIS SECTION OR FILE A WRITTEN  
19 REQUEST FOR FINAL HEARING AND FINAL DETERMINATION WITH THE  
20 EXECUTIVE DIRECTOR PURSUANT TO SUBSECTION (3) OF THIS SECTION,  
21 ANY PERSON WHO HAS CLAIMED A CREDIT OR WHO MAY BE ELIGIBLE TO  
22 CLAIM A TAX CREDIT IN RELATION TO THE TAX MATTERS  
23 REPRESENTATIVE'S DONATION MAY PETITION THE DEPARTMENT ON OR  
24 BEFORE NOVEMBER 1, 2011, TO CHANGE THE TAX MATTERS  
25 REPRESENTATIVE'S DESIGNATION. IF THE DEPARTMENT GRANTS THE  
26 PETITION, THE NEW TAX MATTERS REPRESENTATIVE MAY FILE AN APPEAL  
27 PURSUANT TO SUBSECTION (2) OF THIS SECTION WITHIN THIRTY DAYS OF  
28 THE DEPARTMENT'S ORDER REGARDING THE PETITION."  
29  
30 Page 15, after line 22 insert:  
31  
32 "(e) IF A TAX MATTERS REPRESENTATIVE HAS NOT PROVIDED ANY  
33 DOCUMENT RELATED TO THE CREDIT THAT WAS REQUIRED TO BE PROVIDED  
34 AS PART OF THE TAXPAYER'S RETURN, INCLUDING THE RETURN ITSELF, OR,  
35 IF REQUESTED BY THE DEPARTMENT, A COPY OF THE COMPLETE APPRAISAL  
36 OBTAINED AT THE TIME OF DONATION, THE DEPARTMENT MAY SEND A  
37 WRITTEN REQUEST TO THE TAXPAYER FOR SUCH DOCUMENT. FAILURE TO  
38 PROVIDE THE REQUESTED DOCUMENTS WITHIN SIXTY DAYS OF ANY SUCH  
39 REQUEST SHALL CONSTITUTE GROUNDS FOR THE ISSUANCE OF A FINAL  
40 DETERMINATION DENYING THE CREDIT."  
41  
42 Page 16, line 24, before "CLAIM" insert "REFUND".  
43  
44 Page 18, line 20, after "AND", insert "EITHER THE TAX MATTERS  
45 REPRESENTATIVE OR ONE OR MORE INDIVIDUAL TRANSFEREES".  
46  
47 Page 18, line 22, strike "OWED," and substitute "OWED BY THE TAX  
48 MATTERS REPRESENTATIVE OR BY THE INDIVIDUAL TRANSFEREE,".  
49  
50 Amendment No. 5, by Representative(s) Looper.  
51  
52 Amend printed bill, page 6, strike line 23 and substitute "SENT BY  
53 CERTIFIED MAIL."  
54  
55 Page 8, line 6, strike "MAY".  
56

1 Page 8, line 7, strike "FILE A REQUEST TO BE JOINED AS A PARTY" and  
2 substitute "SHALL BE ALLOWED TO INTERVENE AS A MATTER OF RIGHT".

3

4 Page 13, line 2, strike "WITH SIGNATURE CONFIRMATION OF DELIVERY".

5

6 Page 13, line 10, strike "WITH SIGNATURE CONFIRMATION OF".

7

8 Page 13, line 11, strike "DELIVERY." and substitute "ON OR BEFORE JULY  
9 1, 2014. IF THE UNITED STATES POST OFFICE RETURNS THE FINAL  
10 DETERMINATION AS UNDELIVERABLE BY CERTIFIED MAIL, THE  
11 DEPARTMENT SHALL THEN MAIL THE FINAL DETERMINATION IN  
12 ACCORDANCE WITH SECTION 39-21-105.5".

13

14 Page 13, line 25, strike "WITH SIGNATURE CONFIRMATION OF DELIVERY."  
15 and substitute "ON OR BEFORE JULY 1, 2016. IF THE UNITED STATES POST  
16 OFFICE RETURNS THE FINAL DETERMINATION AS UNDELIVERABLE BY  
17 CERTIFIED MAIL, THE DEPARTMENT SHALL THEN MAIL THE FINAL  
18 DETERMINATION IN ACCORDANCE WITH SECTION 39-21-105.5".

19

20 Page 15, line 14, strike "MAY INCLUDE THE OPPORTUNITY" and substitute  
21 "SHALL INCLUDE THE RIGHT".

22

23 Page 17, line 14, strike "WITH SIGNATURE CONFIRMATION OF DELIVERY".

24

25 Page 17, line 16, after the period insert "IF THE UNITED STATES POST  
26 OFFICE RETURNS THE NOTICE AS UNDELIVERABLE BY CERTIFIED MAIL, THE  
27 DEPARTMENT SHALL THEN MAIL THE NOTICE IN ACCORDANCE WITH  
28 SECTION 39-21-105.5".

29

30 Amendment No. 6, by Representative(s) Sonnenberg.

31

32 Amend printed bill, page 20, after line 12 insert:

33

34 "(14) PRIOR TO THE ISSUANCE OF A FINAL DETERMINATION OR THE  
35 CONCLUSION OF AN APPEAL OF A NOTICE OF DEFICIENCY, NOTICE OF  
36 DISALLOWANCE, OR NOTICE OF REJECTION OF REFUND CLAIM FOR A TAX  
37 CREDIT CLAIMED BY A TAX MATTERS REPRESENTATIVE OR A TRANSFEREE  
38 PURSUANT TO SECTION 39-22-522, THE EXECUTIVE DIRECTOR SHALL  
39 CEASE ALL ACTIONS TO COLLECT ANY AMOUNT OF THE DISPUTED TAXES,  
40 INTEREST, OR OTHER CHARGES ASSERTED TO BE OWED. THE EXECUTIVE  
41 DIRECTOR SHALL PROVIDE NOTICE IN ACCORDANCE WITH SECTION  
42 39-21-105.5 TO EACH TAX MATTERS REPRESENTATIVE OR TRANSFEREE AT  
43 SUCH PERSON'S LAST KNOWN ADDRESS OF THE PROVISIONS OF THIS  
44 SUBSECTION (14)."

45

46 Amendment No. 7, by Representative(s) Sonnenberg.

47

48 Amend printed bill, page 7, strike lines 15 through 20 and substitute:

49

50 "PURSUANT TO THIS SUBSECTION (2), PENALTIES AND INTEREST SHALL NOT  
51 BE IMPOSED OR COMMENCE TO ACCRUE ON ANY AMOUNT OWED BY A TAX  
52 MATTERS REPRESENTATIVE UNTIL SUCH TIME AS THE DISTRICT COURT  
53 ENTERS FINAL JUDGMENT."

54

55 Page 18, strike lines 17 through 23 and substitute:

56

1           "(11) FOR ANY CREDIT CLAIMED PURSUANT TO SECTION 39-22-522  
 2 FOR WHICH A NOTICE OF DEFICIENCY, NOTICE OF DISALLOWANCE, OR  
 3 NOTICE OF REJECTION OF REFUND CLAIM HAS BEEN MAILED BY THE  
 4 DEPARTMENT OF REVENUE AS OF MAY 1, 2011, BUT FOR WHICH A FINAL  
 5 DETERMINATION HAS NOT BEEN ISSUED BEFORE THE EFFECTIVE DATE OF  
 6 THIS SECTION, PENALTIES AND INTEREST SHALL NOT BE IMPOSED OR  
 7 COMMENCE TO ACCRUE ON ANY AMOUNT OWED BY A TAX MATTERS  
 8 REPRESENTATIVE OR A TRANSFEREE OF A CREDIT UNTIL SUCH TIME AS THE  
 9 DEPARTMENT OF REVENUE ISSUES A FINAL DETERMINATION OR, IF THE  
 10 FINAL DETERMINATION IS APPEALED, UNTIL SUCH TIME AS THE DISTRICT  
 11 COURT ENTERS FINAL JUDGMENT.".

12  
 13 As amended, ordered engrossed and placed on the Calendar for Third  
 14 Reading and Final Passage.

15  
 16 On motion of Representative Stephens, the remainder of the Special  
 17 Orders Calendar (**HB11-1149 amended, 1301, 1311**) was laid over until  
 18 May 3, retaining place on Calendar.

19  
 20  
 21           **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

22  
 23 Passed Second Reading: **SB11-195, 193 amended, 231, HB11-1010**  
 24 **amended, 1295 amended, 1298, 1305, 1303 amended, 191, 197,**  
 25 **HB11-1300 amended.**

26  
 27 Laid over until date indicated retaining place on Calendar: **HB11-1149**  
 28 **amended, 1301, 1311--**May 3, 2011.

29  
 30 The Chairman moved the adoption of the Committee of the Whole  
 31 Report. As shown by the following roll call vote, a majority of those  
 32 elected to the House voted in the affirmative, and the Report was  
 33 **adopted.**

	YES	64	NO	0	EXCUSED	1	ABSENT	0
36	Acree	Y	Fischer	Y	Liston	E	Scott	Y
37	Balmer	Y	Gardner B.	Y	Looper	Y	Solano	Y
38	Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y
39	Baumgardne	Y	Gerou	Y	McCann	Y	Soper	Y
40	Becker	Y	Hamner	Y	McKinley	Y	Stephens	Y
41	Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y
42	Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y
43	Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y
44	Casso	Y	Joshi	Y	Pabon	Y	Szabo	Y
45	Conti	Y	Kagan	Y	Pace	Y	Todd	Y
46	Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
47	Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y
48	DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y
49	Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y
50	Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
51	Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
52							Speaker	Y

53  
 54  
 55           House in recess. House reconvened.  
 56



**REPORT(S) OF COMMITTEE(S) OF REFERENCE****EDUCATION**

After consideration on the merits, the Committee recommends the following:

**SB11-070** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

Amend reengrossed bill, page 4, strike lines 19 and 20 and substitute "POSTSECONDARY EDUCATION; AND".

**SB11-133** be referred to the Committee of the Whole with favorable recommendation.

**SB11-204** be referred to the Committee of the Whole with favorable recommendation.

---

**PRINTING REPORT**

The Chief Clerk reports the following bills have been correctly printed: **HB11-1315, 1316.**

---

**DELIVERY OF BILLS TO GOVERNOR**

The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: **HB11-1026, 1146, 1209, 1218, 1230** at 3:47 p.m. on April 29, 2011.

---

**MESSAGE(S) FROM THE SENATE**

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes: SB11-256, SB11-253, SB11-243, SB11-245, SB11-250, and SB11-244.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB11-254 amended as printed in Senate Journal, April 29, 2011, page 950,

SB11-176 amended as printed in Senate Journal, April 29, 2011, page 951,

SB11-247 amended as printed in Senate Journal, April 29, 2011, page 951,

SB11-235 amended as printed in Senate Journal, April 29, 2011, page 951,

1 SB11-238 amended as printed in Senate Journal, April 29, 2011,  
2 page 951,  
3 SB11-109 amended as printed in Senate Journal, April 29, 2011,  
4 page 952,  
5 SB11-080 amended as printed in Senate Journal, April 29, 2011,  
6 pages 952-953,  
7 SB11-052 amended as printed in Senate Journal, April 29, 2011,  
8 page 953,  
9 SB11-241 amended as printed in Senate Journal, April 29, 2011,  
10 pages 953-954,  
11 SB11-260 amended as printed in Senate Journal, April 29, 2011,  
12 page 954,  
13 SB11-265 amended as printed in Senate Journal, April 29, 2011,  
14 page 955,  
15 SB11-242 amended as printed in Senate Journal, April 29, 2011,  
16 page 955,  
17 SB11-182 amended as printed in Senate Journal, April 29, 2011,  
18 pages 955-956,  
19 SB11-187 amended as printed in Senate Journal, April 29, 2011,  
20 pages 957-962 and amended on Third Reading, May 2, 2011,  
21 as printed in Senate Journal.  
22

23 The Senate has passed on Third Reading and returns herewith HB11-1281  
24 and HB11-1296.  
25

26  
27 The Senate has adopted and returns herewith: HJR11-1021.  
28  
29

### 30 31 **MESSAGE(S) FROM THE REVISOR**

32  
33 We herewith transmit:  
34 Without comment, as amended, SB11-265.  
35

36  
37 We herewith transmit:  
38 Without comment, SB11-243, 244, 245, 250, 253, and 256.  
39 Without comment, as amended, SB11-241, 242, 052, 260, 080, 109, 176,  
40 182, 187, 235, 238, 247, and 254.  
41

### 42 43 44 **INTRODUCTION OF BILLS** 45 **First Reading**

46  
47 The following bills read by title and referred to the committees indicated:  
48

49 **HB11-1317** by Representative(s) Gerou; also Senator(s) Foster and  
50 Roberts--Concerning a modification of statutory  
51 provisions addressing intergovernmental cooperation in  
52 connection with wildland fire mitigation to clarify that  
53 such provisions are intended to affect land areas used  
54 solely for recreational purposes.

55 Committee on Local Government  
56

- 1 **HB11-1318** by Representative(s) Stephens and Schafer S., Priola,  
2 Wilson, DelGrosso, Brown, Looper, Waller, Williams A.;  
3 also Senator(s) Spence and Brophy--Concerning the policy  
4 of the state of Colorado regarding notification of use taxes  
5 due on sales made by out-of-state retailers.  
6 Committee on Economic and Business Development  
7
- 8 **SB11-050** by Senator(s) Roberts; also Representative(s) Gerou--  
9 Concerning a requirement that a condemning authority pay  
10 fair market value for land subject to a conservation  
11 easement.  
12 Committee on Finance  
13
- 14 **SB11-111** by Senator(s) King K., Heath, Johnston, Nicholson,  
15 Renfroe, Spence; also Representative(s) Massey--  
16 Concerning creation of a task force to address the  
17 provision of educational services to support students'  
18 academic success.  
19 Committee on Education  
20
- 21 **SB11-200** by Senator(s) Boyd; also Representative(s) Stephens--  
22 Concerning a Colorado health benefit exchange, and, in  
23 connection therewith, creating a process for the  
24 implementation of a health benefit exchange in Colorado.  
25 Committee on Health and Environment  
26
- 27 **SB11-232** by Senator(s) Jahn; also Representative(s) Gardner B.--  
28 Concerning the child abuse investigation surcharge.  
29 Committee on Judiciary  
30
- 31 **SB11-234** by Senator(s) Jahn, Boyd, Cadman, Grantham, Hodge,  
32 King S., Kopp, Lundberg, Morse, Nicholson, Scheffel,  
33 Shaffer B., Spence, Steadman, Tochtrop, White, Williams  
34 S.; also Representative(s) Massey, Kerr J., Liston, Pace,  
35 Schafer S., Scott, Swerdfeger, Todd--Concerning  
36 residential real property transfer fee covenants.  
37 Committee on Local Government  
38
- 39 **SB11-239** by Senator(s) Newell; also Representative(s) Swerdfeger--  
40 Concerning the repeal of a requirement that the division of  
41 local government annually report about information  
42 related to incorporated municipalities to the clerk of each  
43 incorporated municipality.  
44 Committee on Local Government  
45
- 46 **SB11-265** by Senator(s) Johnston and King S., Schwartz; also  
47 Representative(s) Duran and Scott--Concerning changing  
48 the name of Mesa state college to Colorado Mesa  
49 university.  
50 Committee on Education  
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**INTRODUCTION OF RESOLUTION**

The following resolution was read by title and laid over one day under the rules:

**HJR11-1023** by Representative(s) Acree; also Senator(s) Aguilar--  
Concerning stroke awareness.

---

**LAY OVER OF CALENDAR ITEM(S)**

On motion of Representative Stephens, the following item(s) on the Calendar (was)were laid over until May 3, retaining place on Calendar:

- Consideration of Third Reading--**SB11-189, 180.**
  - Consideration of General Orders--**HB11-1212, SB11-076, HB11-1294, 1223, SB11-045, HB11-1264, SB11-206, HB11-1280, 1299,**
  - Consideration of Resolution(s)--**SJR11-009, 053.**
  - Consideration of Senate Amendment(s)--**HB11-1115, 1138, 1163, 1211, 1219.**
- 

On motion of Representative Stephens, the House adjourned until 9:00 a.m., May 3, 2011.

Approved:  
FRANK McNULTY,  
Speaker

Attest:  
MARILYN EDDINS,  
Chief Clerk