

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

One hundred-fourteenth Legislative Day Thursday, May 5, 2011

1 The Speaker *Pro tempore* called the House to order at 9:00 a.m.
2
3 Prayer by Dr. Gary Bowser, First Baptist Church, Denver.
4
5 Pledge of Allegiance led by Francisco Salazar from Omar D. Blair
6 Charter School, Denver.
7

8 The roll was called with the following result:
9
10 Present--64.
11 Excused--Representative(s) McNulty--1.
12 Present after roll call--Representative(s) McNulty.
13

14 The Speaker declared a quorum present.
15
16

17 On motion of Representative Scott, the reading of the journal of
18 May 4, 2011, was declared dispensed with and approved as corrected by
19 the Chief Clerk.
20
21

CONSIDERATION OF RESOLUTION(S)

22
23
24
25 **SJR11-032** by Senator(s) Morse; also Representative(s) Stephens--
26 Concerning the convening date for the 2012 Second
27 Regular Session of the Sixty-eighth General Assembly.
28

29 (Printed and placed in members' file)
30

31 On motion of Representative Stephens, the resolution was **adopted** by
32 **viva voce** vote.
33
34

THIRD READING OF BILL(S)--FINAL PASSAGE

35
36
37
38 The following bill(s) was(were) considered on Third Reading. The
39 title(s) was(were) publicly read. Reading of the bill at length was
40 dispensed with by unanimous consent.
41

42 **HB11-1315** by Representative(s) Gardner B.; also Senator(s) Carroll--
43 Concerning a modification of statutory provisions

1 governing the political party affiliation of members of the
 2 independent ethics commission to specify that no more
 3 than two members of the commission shall be affiliated
 4 with the same political party.

5
 6 The question being "Shall the bill pass?".
 7 A roll call vote was taken. As shown by the following recorded vote, a
 8 majority of those elected to the House voted in the affirmative and the bill
 9 was declared **passed**.

| | YES | 64 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|----|-------------|----|--------------|---|------------|---|-------------|---|
| 12 | Acree | Y | Fischer | Y | Liston | Y | Scott | Y |
| 13 | Balmer | Y | Gardner B. | Y | Looper | Y | Solano | Y |
| 14 | Barker | Y | Gardner D. | Y | Massey | Y | Sonnenberg | Y |
| 15 | Baumgardner | Y | Gerou | Y | McCann | Y | Soper | Y |
| 16 | Becker | Y | Hamner | Y | McKinley | Y | Stephens | Y |
| 17 | Beezley | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 18 | Bradford | Y | Hullinghorst | Y | Murray | Y | Swalm | Y |
| 19 | Brown | Y | Jones | Y | Nikkel | Y | Swerdfeger | Y |
| 20 | Casso | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 21 | Conti | Y | Kagan | Y | Pace | Y | Todd | Y |
| 22 | Coram | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 23 | Court | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 24 | DelGrosso | Y | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 25 | Duran | Y | Labuda | Y | Riesberg | Y | Waller | Y |
| 26 | Ferrandino | Y | Lee | Y | Ryden | Y | Williams A. | Y |
| 27 | Fields | Y | Levy | Y | Schafer S. | Y | Wilson | Y |
| 28 | | | | | | | Speaker | E |

29 Co-sponsor(s) added: Representative(s) Gerou, Stephens, Todd.

30
 31 **HB11-1313** by Representative(s) Massey; also Senator(s) Jahn--
 32 Concerning the extension beyond June 30, 2012, of the
 33 one-dollar surcharge collected by each county clerk and
 34 recorder for each document received for recording or
 35 filing.

36
 37 The question being "Shall the bill pass?".
 38 A roll call vote was taken. As shown by the following recorded vote, a
 39 majority of those elected to the House voted in the affirmative and the bill
 40 was declared **passed**.

| | YES | 57 | NO | 7 | EXCUSED | 1 | ABSENT | 0 |
|----|-------------|----|--------------|---|----------|---|------------|---|
| 43 | Acree | Y | Fischer | Y | Liston | Y | Scott | Y |
| 44 | Balmer | N | Gardner B. | Y | Looper | Y | Solano | Y |
| 45 | Barker | Y | Gardner D. | Y | Massey | Y | Sonnenberg | Y |
| 46 | Baumgardner | Y | Gerou | Y | McCann | Y | Soper | Y |
| 47 | Becker | Y | Hamner | Y | McKinley | N | Stephens | Y |
| 48 | Beezley | N | Holbert | Y | Miklosi | Y | Summers | Y |
| 49 | Bradford | Y | Hullinghorst | Y | Murray | N | Swalm | N |
| 50 | Brown | Y | Jones | Y | Nikkel | N | Swerdfeger | Y |
| 51 | Casso | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 52 | Conti | Y | Kagan | Y | Pace | Y | Todd | Y |
| 53 | Coram | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 54 | Court | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 55 | DelGrosso | N | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 56 | Duran | Y | Labuda | Y | Riesberg | Y | Waller | Y |

| | | | | | | | | |
|---|------------|---|------|---|------------|---|-------------|---|
| 1 | Ferrandino | Y | Lee | Y | Ryden | Y | Williams A. | Y |
| 2 | Fields | Y | Levy | Y | Schafer S. | Y | Wilson | Y |
| 3 | | | | | | | Speaker | E |

4 Co-sponsor(s) added: Representative(s) Fields, Vigil.

5
 6 **HB11-1317** by Representative(s) Gerou; also Senator(s) Foster and
 7 Roberts--Concerning a modification of statutory
 8 provisions addressing intergovernmental cooperation in
 9 connection with wildland fire mitigation to clarify that
 10 such provisions are intended to affect land areas used
 11 solely for recreational purposes.

12
 13 The question being "Shall the bill pass?".

14 A roll call vote was taken. As shown by the following recorded vote, a
 15 majority of those elected to the House voted in the affirmative and the bill
 16 was declared **passed**.

| 17 | YES | 64 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|----|-------------|----|--------------|---|------------|---|-------------|---|
| 19 | Acree | Y | Fischer | Y | Liston | Y | Scott | Y |
| 20 | Balmer | Y | Gardner B. | Y | Looper | Y | Solano | Y |
| 21 | Barker | Y | Gardner D. | Y | Massey | Y | Sonnenberg | Y |
| 22 | Baumgardner | Y | Gerou | Y | McCann | Y | Soper | Y |
| 23 | Becker | Y | Hamner | Y | McKinley | Y | Stephens | Y |
| 24 | Beezley | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 25 | Bradford | Y | Hullinghorst | Y | Murray | Y | Swalm | Y |
| 26 | Brown | Y | Jones | Y | Nikkel | Y | Swerdfeger | Y |
| 27 | Casso | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 28 | Conti | Y | Kagan | Y | Pace | Y | Todd | Y |
| 29 | Coram | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 30 | Court | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 31 | DelGrosso | Y | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 32 | Duran | Y | Labuda | Y | Riesberg | Y | Waller | Y |
| 33 | Ferrandino | Y | Lee | Y | Ryden | Y | Williams A. | Y |
| 34 | Fields | Y | Levy | Y | Schafer S. | Y | Wilson | Y |
| 35 | | | | | | | Speaker | E |

36 Co-sponsor(s) added: Representative(s) Labuda, Looper.

37
 38 **HB11-1310** by Representative(s) Sonnenberg, Brown, Vigil; also
 39 Senator(s) Bacon, Schwartz, Renfroe--Concerning the
 40 funding for the restoration of the state capitol dome.

41
 42 The question being "Shall the bill pass?".

43 A roll call vote was taken. As shown by the following recorded vote, a
 44 majority of those elected to the House voted in the affirmative and the bill
 45 was declared **passed**.

| 46 | YES | 64 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|----|-------------|----|--------------|---|----------|---|------------|---|
| 48 | Acree | Y | Fischer | Y | Liston | Y | Scott | Y |
| 49 | Balmer | Y | Gardner B. | Y | Looper | Y | Solano | Y |
| 50 | Barker | Y | Gardner D. | Y | Massey | Y | Sonnenberg | Y |
| 51 | Baumgardner | Y | Gerou | Y | McCann | Y | Soper | Y |
| 52 | Becker | Y | Hamner | Y | McKinley | Y | Stephens | Y |
| 53 | Beezley | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 54 | Bradford | Y | Hullinghorst | Y | Murray | Y | Swalm | Y |
| 55 | Brown | Y | Jones | Y | Nikkel | Y | Swerdfeger | Y |
| 56 | Casso | Y | Joshi | Y | Pabon | Y | Szabo | Y |

| | | | | | | | | |
|---|------------|---|---------|---|------------|---|-------------|---|
| 1 | Conti | Y | Kagan | Y | Pace | Y | Todd | Y |
| 2 | Coram | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 3 | Court | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 4 | DelGrosso | Y | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 5 | Duran | Y | Labuda | Y | Riesberg | Y | Waller | Y |
| 6 | Ferrandino | Y | Lee | Y | Ryden | Y | Williams A. | Y |
| 7 | Fields | Y | Levy | Y | Schafer S. | Y | Wilson | Y |
| 8 | | | | | | | Speaker | E |

9 Co-sponsor(s) added: Representative(s) Baumgardner, Casso, Duran, Fields,
 10 Fischer, Gerou, Hamner, Kerr J., Labuda, Liston, Nikkel, Peniston, Priola,
 11 Schafer S., Soper, Stephens, Todd, Waller.

12
 13 **HB11-1307** by Representative(s) Becker, Gerou, Ferrandino; also
 14 Senator(s) Steadman, Hodge, Lambert--Concerning
 15 recovery audits.

16
 17 The question being "Shall the bill pass?".
 18 A roll call vote was taken. As shown by the following recorded vote, a
 19 majority of those elected to the House voted in the affirmative and the bill
 20 was declared **passed**.

| 21 | YES | 64 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|----|-------------|----|--------------|---|------------|---|-------------|---|
| 23 | Acree | Y | Fischer | Y | Liston | Y | Scott | Y |
| 24 | Balmer | Y | Gardner B. | Y | Looper | Y | Solano | Y |
| 25 | Barker | Y | Gardner D. | Y | Massey | Y | Sonnenberg | Y |
| 26 | Baumgardner | Y | Gerou | Y | McCann | Y | Soper | Y |
| 27 | Becker | Y | Hamner | Y | McKinley | Y | Stephens | Y |
| 28 | Beezley | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 29 | Bradford | Y | Hullinghorst | Y | Murray | Y | Swalm | Y |
| 30 | Brown | Y | Jones | Y | Nikkel | Y | Swerdfeger | Y |
| 31 | Casso | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 32 | Conti | Y | Kagan | Y | Pace | Y | Todd | Y |
| 33 | Coram | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 34 | Court | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 35 | DelGrosso | Y | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 36 | Duran | Y | Labuda | Y | Riesberg | Y | Waller | Y |
| 37 | Ferrandino | Y | Lee | Y | Ryden | Y | Williams A. | Y |
| 38 | Fields | Y | Levy | Y | Schafer S. | Y | Wilson | Y |
| 39 | | | | | | | Speaker | E |

40 Co-sponsor(s) added: Representative(s) Conti, Kefalas, Kerr J., Labuda, Priola.

41
 42 **HB11-1318** by Representative(s) Stephens and Schafer S., Priola,
 43 Wilson, DelGrosso, Brown, Looper, Waller, Williams A.;
 44 also Senator(s) Spence and Brophy--Concerning the policy
 45 of the state of Colorado regarding notification of use taxes
 46 due on sales made by out-of-state retailers, and making an
 47 appropriation therefor.

48
 49 The question being "Shall the bill pass?".
 50 A roll call vote was taken. As shown by the following recorded vote, a
 51 majority of those elected to the House voted in the affirmative and the bill
 52 was declared **passed**.

| 53 | YES | 58 | NO | 6 | EXCUSED | 1 | ABSENT | 0 |
|----|--------|----|------------|---|---------|---|--------|---|
| 55 | Acree | Y | Fischer | N | Liston | Y | Scott | Y |
| 56 | Balmer | Y | Gardner B. | Y | Looper | Y | Solano | Y |

| | | | | | | | | |
|----|-------------|---|--------------|---|------------|---|-------------|---|
| 1 | Barker | Y | Gardner D. | Y | Massey | Y | Sonnenberg | Y |
| 2 | Baumgardner | Y | Gerou | Y | McCann | N | Soper | N |
| 3 | Becker | Y | Hamner | Y | McKinley | N | Stephens | Y |
| 4 | Beezley | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 5 | Bradford | Y | Hullinghorst | N | Murray | Y | Swalm | Y |
| 6 | Brown | Y | Jones | Y | Nikkel | Y | Swerdfeger | Y |
| 7 | Casso | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 8 | Conti | Y | Kagan | Y | Pace | Y | Todd | Y |
| 9 | Coram | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 10 | Court | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 11 | DelGrosso | Y | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 12 | Duran | Y | Labuda | Y | Riesberg | Y | Waller | Y |
| 13 | Ferrandino | Y | Lee | Y | Ryden | N | Williams A. | Y |
| 14 | Fields | Y | Levy | Y | Schafer S. | Y | Wilson | Y |
| 15 | | | | | | | Speaker | E |

16 Co-sponsor(s) added: Representative(s) Barker, Becker, Beezley, Casso, Conti,
 17 Fields, Gerou, Holbert, Kerr J., Labuda, Liston, Nikkel, Pace, Ramirez, Scott,
 18 Sonnenberg, Summers, Swalm, Todd.

19

20

21

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

25

26

27

28 SPECIAL ORDERS--SECOND READING OF BILLS

29

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

34

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

37

38 **HB11-1304** by Representative(s) Szabo, Court, Acree, Baumgardner,
 39 Becker, Beezley, Bradford, Brown, Casso, Coram,
 40 DelGrosso, Fields, Gardner D., Hamner, Kerr A., Kerr J.,
 41 Lee, Levy, Liston, Looper, McNulty, Miklosi, Peniston,
 42 Priola, Ryden, Schafer S., Scott, Solano, Soper,
 43 Swerdfeger, Todd, Williams A., Wilson; also Senator(s)
 44 Cadman, Johnston, Grantham--Concerning a requirement
 45 that the ballot title of a statewide measure be written in
 46 plain language.

47

48 Amendment No. 1, State, Veterans, & Military Affairs, dated
 49 April 28, 2011 and placed in member's bill file; Report also printed in
 50 House Journal, May 2, pages 1190-1192.

51

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

54

55

56

- 1 **HB11-1314** by Representative(s) Sonnenberg; also Senator(s) Jahn--
2 Concerning a repeal of the requirement that a taxpayer
3 located in an enterprise zone obtain pre-certification prior
4 to engaging in an activity for which the taxpayer intends
5 to claim an enterprise zone tax credit.
6
7 Ordered engrossed and placed on the Calendar for Third Reading and
8 Final Passage.
9
- 10 **HB11-1302** by Representative(s) Waller; also Senator(s) Williams S.--
11 Concerning the creation of a program within the
12 department of state for the purpose of training judges in
13 the management of business-related litigation, and making
14 an appropriation therefor.
15
- 16 Amendment No. 1, Appropriations, dated April 29, 2011 and placed in
17 member's bill file; Report also printed in House Journal, April 29,
18 page 1173.
19
- 20 Amendment No. 2, by Representative(s) Levy.
21
- 22 Amend printed bill, page 2, line 16 after "STATE" insert "AND THE CHIEF
23 JUSTICE OF THE SUPREME COURT".
24
- 25 Page 3, line 2, after "STATE" insert "AND THE CHIEF JUSTICE OF THE
26 SUPREME COURT".
27
- 28 Page 3, line 8, strike "SHALL" and substitute "MAY".
29
- 30 Page 3, line 12, strike lines 12 and 13 and substitute "BUSINESS-RELATED
31 CASES AND".
32
- 33 Page 3, line 14, strike "PERFORMANCE INDICATORS" and "MAY BE".
34
- 35 As amended, ordered engrossed and placed on the Calendar for Third
36 Reading and Final Passage.
37
- 38 **HB11-1081** by Representative(s) Brown; also Senator(s) Schwartz--
39 Concerning the inclusion of liquefied petroleum gas
40 conversion vehicles in the list of qualified vehicles
41 available for efficient motor vehicle incentives.
42
- 43 Amendment No. 1, Appropriations, dated May 4, 2011 and placed in
44 member's bill file; Report also printed in House Journal, May 4,
45 page 1248.
46
- 47 As amended, ordered engrossed and placed on the Calendar for Third
48 Reading and Final Passage.
49
- 50 **HB11-1312** by Representative(s) Becker; also Senator(s) Hodge--
51 Concerning the reorganization of the governor's energy
52 office.
53
- 54 Amendment No. 1, Agriculture, Livestock, & Natural Resources, dated
55 May 2, 2011 and placed in member's bill file; Report also printed in
56 House Journal, May 3, page 1216.

1 Amendment No. 2, Appropriations, dated May 4, 2011 and placed in
2 member's bill file; Report also printed in House Journal, May 4,
3 pages 1241-1242.

4
5 Amendment No. 3, by Representative(s) Becker.

6
7 Amend the Appropriations Committee Report, dated May 4, 2011, page
8 1, after line 12 insert:

9
10 "Page 24 of printed bill, line 26, strike "are" and substitute "are".".

11
12 Page 1 of the report, line 14, after ""~~continuously~~" insert "SHALL BE".

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

16 (For change in action, see Amendments to Report, page 1269.)

17
18
19
20 **AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT**

21
22 Representative(s) Levy moved to amend the Report of the Committee of
23 the Whole to reverse the action taken by the Committee in not adopting
24 the following Levy amendment, to HB11-1312, to show that said
25 amendment passed, and that **HB11-1312**, as amended, passed.

26
27 Amend printed bill, page 13, line 25, strike "SOURCES" and substitute
28 "SOURCES, BUT THAT DO NOT INCLUDE NUCLEAR ENERGY SOURCES,".

29
30 The amendment was declared **lost** by the following roll call vote:

31
32

| | YES | 28 | NO | 37 | EXCUSED | 0 | ABSENT | 0 |
|----|-------------|----|--------------|----|------------|---|-------------|---|
| 33 | Acree | N | Fischer | Y | Liston | N | Scott | N |
| 34 | Balmer | N | Gardner B. | N | Looper | N | Solano | Y |
| 35 | Barker | N | Gardner D. | Y | Massey | N | Sonnenberg | N |
| 36 | Baumgardner | N | Gerou | N | McCann | N | Soper | Y |
| 37 | Becker | N | Hamner | Y | McKinley | Y | Stephens | N |
| 38 | Beezley | N | Holbert | N | Miklosi | Y | Summers | N |
| 39 | Bradford | N | Hullinghorst | Y | Murray | N | Swalm | N |
| 40 | Brown | N | Jones | Y | Nikkel | N | Swerdfeger | N |
| 41 | Casso | Y | Joshi | N | Pabon | Y | Szabo | N |
| 42 | Conti | N | Kagan | N | Pace | Y | Todd | Y |
| 43 | Coram | N | Kefalas | Y | Peniston | Y | Tyler | Y |
| 44 | Court | Y | Kerr A. | Y | Priola | N | Vaad | N |
| 45 | DelGrosso | N | Kerr J. | N | Ramirez | N | Vigil | Y |
| 46 | Duran | Y | Labuda | N | Riesberg | Y | Waller | N |
| 47 | Ferrandino | Y | Lee | Y | Ryden | N | Williams A. | Y |
| 48 | Fields | Y | Levy | Y | Schafer S. | Y | Wilson | Y |
| 49 | | | | | | | Speaker | N |

50
51
52 Representative DelGrosso moved to amend the Report of the Committee
53 of the Whole to reverse the action taken by the Committee in not adopting
54 the following DelGrosso amendment, to HB11-1312, to show that said
55 amendment passed, and that **HB11-1312**, as amended, passed.

56

1 Amend printed bill, page 35, strike lines 18 through 27 and substitute:

2

3 **"SECTION 44.** 40-6-108 (2) (b), Colorado Revised Statutes, is
4 repealed as follows:

5

6 **40-6-108. Complaints - service - notice of hearing.** (2) (b) ~~Any~~
7 ~~public utility giving notice of a proposed gas or electric tariff shall serve~~
8 ~~such notice upon the governor's energy office or its successor agency. The~~
9 ~~office shall be granted leave to intervene as a matter of right, upon a~~
10 ~~timely filing of a petition or other pleading in accordance with this~~
11 ~~section, in adjudicatory matters affecting gas or electric utilities; except~~
12 ~~that the office shall not be a party to any individual complaint between a~~
13 ~~utility and an individual."~~

14

15 The amendment was declared **passed** by the following roll call vote:

16

| | YES | 36 | NO | 29 | EXCUSED | 0 | ABSENT | 0 |
|----|-------------|----|--------------|----|------------|---|-------------|---|
| 18 | Acree | Y | Fischer | N | Liston | Y | Scott | Y |
| 19 | Balmer | Y | Gardner B. | Y | Looper | Y | Solano | Y |
| 20 | Barker | Y | Gardner D. | N | Massey | Y | Sonnenberg | Y |
| 21 | Baumgardner | Y | Gerou | Y | McCann | N | Soper | N |
| 22 | Becker | Y | Hamner | N | McKinley | N | Stephens | Y |
| 23 | Beezley | Y | Holbert | Y | Miklosi | N | Summers | Y |
| 24 | Bradford | Y | Hullinghorst | N | Murray | Y | Swalm | Y |
| 25 | Brown | Y | Jones | N | Nikkel | Y | Swerdfeger | Y |
| 26 | Casso | N | Joshi | Y | Pabon | N | Szabo | Y |
| 27 | Conti | Y | Kagan | N | Pace | N | Todd | N |
| 28 | Coram | Y | Kefalas | N | Peniston | Y | Tyler | N |
| 29 | Court | N | Kerr A. | N | Priola | Y | Vaad | Y |
| 30 | DelGrosso | Y | Kerr J. | Y | Ramirez | Y | Vigil | N |
| 31 | Duran | N | Labuda | N | Riesberg | Y | Waller | Y |
| 32 | Ferrandino | N | Lee | N | Ryden | N | Williams A. | N |
| 33 | Fields | N | Levy | N | Schafer S. | N | Wilson | N |
| 34 | | | | | | | Speaker | Y |

35

36

37

38 ADOPTION OF COMMITTEE OF THE WHOLE REPORT

39

40 Passed Second Reading: **HB11-1304 amended, 1314, 1302 amended,**
41 **1081 amended, 1312 amended.**

42

43 The Chairman moved the adoption of the Committee of the Whole
44 Report. As shown by the following roll call vote, a majority of those
45 elected to the House voted in the affirmative, and the Report was
46 **adopted.**

47

| | YES | 63 | NO | 2 | EXCUSED | 0 | ABSENT | 0 |
|----|-------------|----|--------------|---|----------|---|------------|---|
| 49 | Acree | Y | Fischer | Y | Liston | Y | Scott | Y |
| 50 | Balmer | Y | Gardner B. | Y | Looper | Y | Solano | Y |
| 51 | Barker | Y | Gardner D. | Y | Massey | Y | Sonnenberg | Y |
| 52 | Baumgardner | Y | Gerou | Y | McCann | Y | Soper | Y |
| 53 | Becker | Y | Hamner | Y | McKinley | Y | Stephens | Y |
| 54 | Beezley | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 55 | Bradford | Y | Hullinghorst | Y | Murray | Y | Swalm | Y |
| 56 | Brown | Y | Jones | Y | Nikkel | Y | Swerdfeger | Y |

| | | | | | | | | |
|---|------------|---|---------|---|------------|---|-------------|---|
| 1 | Casso | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 2 | Conti | Y | Kagan | Y | Pace | Y | Todd | Y |
| 3 | Coram | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 4 | Court | N | Kerr A. | Y | Priola | Y | Vaad | Y |
| 5 | DelGrosso | Y | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 6 | Duran | Y | Labuda | Y | Riesberg | Y | Waller | Y |
| 7 | Ferrandino | Y | Lee | Y | Ryden | Y | Williams A. | Y |
| 8 | Fields | Y | Levy | Y | Schafer S. | Y | Wilson | N |
| 9 | | | | | | | Speaker | Y |

10
11
12 House in recess. House reconvened.
13
14

15 16 REPORT(S) OF COMMITTEE(S) OF REFERENCE

17 18 HEALTH & ENVIRONMENT

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

21
22 **SB11-187** be amended as follows, and as so amended, be referred to
23 the Committee on Appropriations with favorable
24 recommendation:
25

26 Amend reengrossed bill, page 6, line 24, strike "AND" and substitute "OR".

27
28 Page 12, line 1, after "(1)," insert "(3),".

29
30 Page 12, line 10, strike "grievance board," and substitute "grievance
31 board BOARD OF REGISTERED PSYCHOTHERAPISTS,".
32

33 Page 12, after line 15 insert:

34
35 ~~"(3) "Grievance board" means the state grievance board created~~
36 ~~by section 12-43-702."~~
37

38 Page 13, line 20, strike "GRIEVANCEBOARD" and substitute "STATEBOARD
39 OF REGISTERED PSYCHOTHERAPISTS".

40
41 Page 13, line 27, strike "GRIEVANCEBOARD" and substitute "STATEBOARD
42 OF REGISTERED PSYCHOTHERAPISTS".
43

44 Page 15, line 5, strike "Has demonstrated" and substitute "Has
45 demonstrated DEMONSTRATES".
46

47 Page 16, line 12, after "(b)," insert "(1) (d),".
48

49 Page 16, after line 24 insert:

50
51 "(d) Has at least two years of post-master's practice or one year of
52 postdoctoral practice in applied psychotherapy LICENSED PROFESSIONAL
53 COUNSELING under supervision approved by the board; and".
54

55 Page 16, line 25, strike "Has demonstrated" and substitute "Has
56 demonstrated DEMONSTRATES".

- 1 Page 16, line 27, strike "applied psychotherapy" and substitute "~~applied~~
2 ~~psychotherapy~~ LICENSED PROFESSIONAL COUNSELING".
3
- 4 Page 18, line 27, strike "grievance".
5
- 6 Page 19, line 1, strike "board" and substitute "~~grievance board~~ STATE
7 BOARD OF REGISTERED PSYCHOTHERAPISTS".
8
- 9 Page 19, line 3, strike "grievance board" and substitute "~~grievance board~~
10 STATE BOARD OF REGISTERED PSYCHOTHERAPISTS".
11
- 12 Page 19, line 11, strike "GRIEVANCEBOARD" and substitute "STATEBOARD
13 OF REGISTERED PSYCHOTHERAPISTS".
14
- 15 Page 19, line 15, strike "grievance board for inclusion" and substitute
16 "~~grievance board for inclusion~~ STATE BOARD OF REGISTERED
17 PSYCHOTHERAPISTS".
18
- 19 Page 19, line 21, strike "grievance board shall prescribe" and substitute
20 "~~grievance board shall prescribe~~ STATE BOARD OF REGISTERED
21 PSYCHOTHERAPISTS".
22
- 23 Page 20, line 6, strike "GRIEVANCE BOARD" and substitute "STATE BOARD
24 OF REGISTERED PSYCHOTHERAPISTS".
25
- 26 Page 20, line 14, strike "grievance board" and substitute "~~grievance board~~
27 STATE BOARD OF REGISTERED PSYCHOTHERAPISTS".
28
- 29 Page 21, line 10, strike "Has demonstrated" and substitute "~~Has~~
30 ~~demonstrated~~ DEMONSTRATES".
31
- 32 Page 22, line 10, strike "EXPIRES." and substitute "EXPIRES AND IS NOT
33 RENEWABLE UNLESS THE BOARD, IN ITS DISCRETION, GRANTS THE
34 CANDIDATE AN EXTENSION."
35
- 36 Page 22, line 26, after "work" insert "AS PRESCRIBED BY THE BOARD".
37
- 38 Page 23, line 4, strike "APPROVED" and substitute "REQUIRED".
39
- 40 Page 27, line 5, strike "**grievance**".
41
- 42 Page 27, line 6, strike "**board**" and substitute "**state board of registered**
43 **psychotherapists**".
44
- 45 Page 27, line 14, strike "grievance board ~~data base~~" and substitute
46 "~~grievance board data base~~ STATE BOARD OF REGISTERED
47 PSYCHOTHERAPISTS".
48
- 49 Page 30, line 23, strike "2012," and substitute "2013,".
50
- 51 Page 35, line 7, strike "CLINICAL SOCIAL WORKER,".
52
- 53 Page 36, line 6, strike "grievance board" and substitute "~~grievance board~~
54 BOARD OF REGISTERED PSYCHOTHERAPISTS".
55
- 56 Page 37, line 6, strike "amended" and substitute "amended, and the said

- 1 12-43-203 is further amended BY THE ADDITION OF A NEW
2 SUBSECTION,".
3
4 Page 40, after line 12 insert:
5
6 "(12) THE BOARDS SHALL DEVELOP RULES OR POLICIES TO PROVIDE
7 GUIDANCE TO PERSONS LICENSED, REGISTERED, OR CERTIFIED PURSUANT
8 TO THIS ARTICLE TO ASSIST IN DETERMINING WHETHER A RELATIONSHIP
9 WITH A CLIENT OR POTENTIAL CLIENT IS LIKELY TO IMPAIR HIS OR HER
10 PROFESSIONAL JUDGMENT OR INCREASE THE RISK OF CLIENT EXPLOITATION
11 IN VIOLATION OF SECTION 12-43-222 (1) (i).".
12
13 Page 52, line 7, strike "department".
14
15 Page 52, line 8, strike "of regulatory agencies," and substitute
16 "~~department of regulatory agencies~~ DIVISION,".
17
18 Page 52, line 27, strike "DATA".
19
20 Page 53, line 1, strike "BASE" and substitute "DATABASE".
21
22 Page 59, line 1, strike "grievance board" and substitute "~~grievance board~~
23 BOARD OF REGISTERED PSYCHOTHERAPISTS".
24
25 Page 59, line 9, strike "grievance board" and substitute "~~grievance board~~
26 BOARD OF REGISTERED PSYCHOTHERAPISTS".
27
28 Page 65, line 27, strike "**board or the grievance board.**" and substitute
29 "**board.**".
30
31 Page 69, line 8, strike "(3)," and substitute "(2)".
32
33 Page 73, line 17, strike "grievance" and substitute "~~grievance~~".
34
35 Page 73, line 18, after "board" insert "OF REGISTERED
36 PSYCHOTHERAPISTS".
37
38 Page 75, line 16, strike "~~or a bachelor's degree~~" and substitute "or a
39 bachelor's degree".
40
41 Page 75, line 17, strike "~~in social work~~" and substitute "in social work".
42
43 Page 77, line 12, strike "grievance board" and substitute "~~grievance board~~
44 BOARD OF REGISTERED PSYCHOTHERAPISTS".
45
46 Page 78, line 22, strike "~~bachelor's or~~" and substitute "bachelor's or".
47
48 Page 80, line 4, strike "grievance board" and substitute "~~grievance board~~
49 BOARD OF REGISTERED PSYCHOTHERAPISTS".
50
51 Page 84, line 12, strike "grievance board" and substitute "~~grievance board~~
52 BOARD OF REGISTERED PSYCHOTHERAPISTS".
53
54 Page 84, line 14, strike "(2), (3), and (6)," and substitute "(1), (2), (3), (5),
55 (6), and (7)".
56

1 Page 84, line 16, strike "**grievance board**" and substitute "**board of**
2 **registered psychotherapists**".

3
4 Page 84, strike line 17 and substitute "**termination.** (1) There is hereby
5 created the state ~~grievance~~ board OF REGISTERED PSYCHOTHERAPISTS,
6 which shall be under the supervision and control of the division of
7 registrations as provided in section 24-34-102, C.R.S. The ~~grievance~~
8 board shall consist of seven members who are residents of the state of
9 Colorado.

10
11 (2) ~~Four~~ THREE members of the ~~grievance~~ board OF REGISTERED
12 PSYCHOTHERAPISTS shall be".

13
14 Page 84, line 24, strike "grievance board shall" and substitute "~~grievance~~
15 ~~board shall~~ STATE BOARD OF REGISTERED PSYCHOTHERAPISTS".

16
17 Page 84, line 26, strike "GRIEVANCEBOARD" and substitute "STATEBOARD
18 OF REGISTERED PSYCHOTHERAPISTS".

19
20 Page 84, after line 27 insert:

21
22 "(5) Members of the ~~grievance board~~ STATE BOARD OF
23 REGISTERED PSYCHOTHERAPISTS appointed under subsection (2) or (3) of
24 this section may serve two full consecutive terms."

25
26 Page 85, line 3, strike "grievance board" and substitute "~~grievance board~~
27 STATE BOARD OF REGISTERED PSYCHOTHERAPISTS".

28
29 Page 85, line 5, strike "grievance board" and substitute "~~grievance board~~
30 STATE BOARD OF REGISTERED PSYCHOTHERAPISTS".

31
32 Page 85, line 16, strike "grievance board" and substitute "~~grievance board~~
33 STATE BOARD OF REGISTERED PSYCHOTHERAPISTS".

34
35 Page 85, after line 20 insert:

36
37 "(7) A majority of the ~~grievance board~~ STATE BOARD OF
38 REGISTERED PSYCHOTHERAPISTS shall constitute a quorum for the
39 transaction of all business.

40
41 **SECTION 58.** 12-43-709, Colorado Revised Statutes, is amended
42 to read:

43
44 **12-43-709. Expenses of the state board of registered**
45 **psychotherapists.** All reasonable expenses of the ~~grievance~~ STATE board
46 OF REGISTERED PSYCHOTHERAPISTS shall be paid as determined by the
47 director of the division of registrations from the fees collected pursuant
48 to section 12-43-204 as provided by law."

49
50 Renumber succeeding sections accordingly.

51
52 Page 89, line 17, strike "HAS DEMONSTRATED" and substitute
53 "DEMONSTRATES".

54
55 Page 98, after line 8 insert:

56

GENERAL ORDERS--SECOND READING OF BILLS1
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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.)

SB11-088 by Senator(s) Carroll and Lundberg, Boyd, Mitchell; also Representative(s) Acree--Concerning the regulation of direct-entry midwives, and, in connection therewith, implementing the sunset review recommendations of the department of regulatory agencies, and making an appropriation.

Amendment No. 1, Health & Environment, dated March 31, 2011 and placed in member's bill file; Report also printed in House Journal, April 4, pages 853-854.

Amendment No. 2, Appropriations, dated April 29, 2011 and placed in member's bill file; Report also printed in House Journal, April 29, page 1173.

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

SB11-091 by Senator(s) Brophy, Guzman, Jahn; also Representative(s) McKinley--Concerning continuation of the state board of veterinary medicine, and, in connection therewith, implementing the recommendations contained in the sunset review of the board and its functions, and making an appropriation.

Amendment No. 1, Agriculture, Livestock, & Natural Resources, dated April 18, 2011 and placed in member's bill file; Report also printed in House Journal, April 19, pages 1027-1028.

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

SB11-102 by Senator(s) Williams S., King S., Foster, Guzman, Jahn, Morse, Newell, Nicholson, White; also Representative(s) Todd, Murray, Brown, Fields, Looper, Peniston, Ramirez, Schafer S., Solano, Stephens--Concerning the voluntary contribution designation benefiting the Families in Action for Mental Health fund that appears on the state individual income tax return forms, and making an appropriation therefor.

Amendment No. 1, Finance, dated April 20, 2011 and placed in member's bill file; Report also printed in House Journal, April 21, pages 1067-1068.

1 Amendment No. 2, Appropriations, dated April 29, 2011 and placed in
2 member's bill file; Report also printed in House Journal, April 29,
3 page 1174.

4
5 As amended, ordered revised and placed on the Calendar for Third
6 Reading and Final Passage.

7
8 **SB11-060** by Senator(s) Boyd and White; also Representative(s)
9 Gardner B. and Kerr A.--Concerning the alcohol content
10 of alcohol beverages that are available for consumption on
11 a licensed premises.

12
13 Ordered revised and placed on the Calendar for Third Reading and Final
14 Passage.

15
16 **SB11-199** by Senator(s) Tochtrop; also Representative(s) Riesberg--
17 Concerning workers' compensation.

18
19 Ordered revised and placed on the Calendar for Third Reading and Final
20 Passage.

21
22 **SB11-105** by Senator(s) Guzman, Aguilar, Boyd, Carroll, Foster,
23 Lundberg, Newell, Roberts; also Representative(s) Levy--
24 Concerning in-home support services, and, in connection
25 therewith, extending the in-home support services
26 program.

27
28 Amendment No. 1, Health & Environment, dated April 28, 2011 and
29 placed in member's bill file; Report also printed in House Journal,
30 April 29, page 1175.

31
32 As amended, ordered revised and placed on the Calendar for Third
33 Reading and Final Passage.

34
35 **SB11-201** by Senator(s) Roberts and Carroll; also Representative(s)
36 Barker--Concerning clarifying the elements of the criminal
37 offense of criminal impersonation.

38
39 Ordered revised and placed on the Calendar for Third Reading and Final
40 Passage.

41
42 **SB11-204** by Senator(s) Giron and Morse; also Representative(s)
43 Swerdfeger and Stephens, Barker, Gardner B., Lee--
44 Concerning the role of certain southern Colorado
45 university campuses.

46
47 Ordered revised and placed on the Calendar for Third Reading and Final
48 Passage.

49
50 **SB11-208** by Senator(s) Schwartz and Hodge, Bacon, Boyd, Brophy,
51 Cadman, Foster, Giron, Grantham, Guzman, Heath,
52 Hudak, Jahn, King S., Kopp, Lambert, Nicholson, Shaffer
53 B., Spence, Steadman, Tochtrop, White, Williams S.; also
54 Representative(s) Sonnenberg and Gerou, Acree, Barker,
55 Baumgardner, Becker, Beezley, Bradford, Coram,
56 Ferrandino, Gardner B., Hamner, Holbert, Joshi, Labuda,

1 Looper, Massey, McCann, Miklosi, Murray, Nikkel,
 2 Priola, Ramirez, Ryden, Schafer S., Scott, Stephens,
 3 Summers, Swalm, Swerdfeger, Waller, Wilson--
 4 Concerning the consolidation of wildlife entities with
 5 parks and outdoor recreation entities under the department
 6 of natural resources.

7
 8 Amendment No. 1, Agriculture, Livestock, & Natural Resources, dated
 9 May 2, 2011 and placed in member's bill file; Report also printed in
 10 House Journal, May 3, pages 1216-1217.

11
 12 Amendment No. 2, by Representative(s) Gerou, Sonnenberg.

13
 14 Amend reengrossed bill, page 21, line 20, strike "**Funds.**" and substitute
 15 "**Funds - appropriations to former divisions in 2011 general**
 16 **appropriations act - repeal.**"

17
 18 Page 22, after line 25 insert:

19
 20 "(4) (a) THE STATE CONTROLLER SHALL ALLOW THE DIVISION TO
 21 EXPEND APPROPRIATIONS TO THE FORMER DIVISION OF WILDLIFE AND THE
 22 FORMER DIVISION OF PARKS AND OUTDOOR RECREATION CONTAINED IN
 23 THE 2011 GENERAL APPROPRIATIONS ACT, SENATE BILL 11-209, AS
 24 ENACTED IN 2011. THE DIVISION SHALL ADMINISTER AND EXPEND THE
 25 APPROPRIATIONS CONSISTENT WITH THE PURPOSES FOR WHICH THE
 26 APPROPRIATIONS WERE MADE.

27
 28 (b) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JULY 1, 2013."

29
 30 As amended, ordered revised and placed on the Calendar for Third
 31 Reading and Final Passage.

32
 33 **SB11-178** by Senator(s) Newell; also Representative(s) Sonnenberg--
 34 Concerning the manner in which a statutory local
 35 government may adopt a sales tax exemption.

36
 37 Ordered revised and placed on the Calendar for Third Reading and Final
 38 Passage.

39
 40
 41
 42 **AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT**

43
 44 Representative Fischer moved to amend the Report of the Committee of
 45 the Whole to reverse the action taken by the Committee in not adopting
 46 the following Fischer amendment, to SB11-208, to show that said
 47 amendment passed, and that **SB11-208**, as amended, passed.

48
 49 Amend reengrossed bill, page 4 after line 16 insert:

50
 51 "**SECTION 2.** Article 1 of title 33, Colorado Revised Statutes, is
 52 amended BY THE ADDITION OF A NEW SECTION to read:

53
 54 **33-1-104.5. Consolidation of wildlife and parks and outdoor**
 55 **recreation entities - alternatives - meetings - report - repeal.**
 56 (1) (a) BETWEEN JUNE 1, 2011, AND NOVEMBER 30, 2011, THE

1 COMMISSION AND THE BOARD OF PARKS AND OUTDOOR RECREATION
2 CREATED IN SECTION 33-10-103 AND REFERRED TO IN THIS SECTION AS THE
3 "BOARD", SHALL MEET, AS OFTEN AS PRACTICABLE BUT NO LESS
4 FREQUENTLY THAN ONCE PER MONTH, TO:

5
6 (I) STUDY AND DISCUSS WHETHER, AND IF SO, TO WHAT EXTENT,
7 COST EFFICIENCIES CAN BE REALIZED BY CONSOLIDATING INTO A SINGLE
8 ENTITY THE DIVISION AND THE DIVISION OF PARKS AND OUTDOOR
9 RECREATION, WHICH ENTITY WOULD BE OVERSEEN BY A SINGLE ENTITY
10 CREATED BY CONSOLIDATING THE COMMISSION AND THE BOARD;

11
12 (II) IDENTIFY ALTERNATIVES TO SUCH CONSOLIDATION, WHICH
13 ALTERNATIVES SHOULD MAXIMIZE EXISTING SOURCES OF REVENUE;

14
15 (III) DETERMINE, BY COMPARING THE CONSOLIDATION SCENARIO
16 SET FORTH UNDER THE INTRODUCED VERSION OF SENATE BILL 11-208,
17 ENACTED IN 2011, WITH THE ALTERNATIVES IDENTIFIED UNDER
18 SUBPARAGRAPH (II) OF THIS PARAGRAPH (a), WHETHER THE MERGER OF
19 THE DIVISION AND THE DIVISION OF PARKS AND OUTDOOR RECREATION IS
20 THE MOST EFFICIENT AND FISCALLY PRUDENT METHOD TO ENSURE THE
21 LONGEVITY AND SOLVENCY OF WILDLIFE, PARKS, AND OUTDOOR
22 RECREATION OPPORTUNITIES IN THE STATE; AND

23
24 (IV) FORMULATE RECOMMENDATIONS TO REDUCE THE COSTS, AND
25 INCREASE THE EFFICIENT OPERATION AND OVERSIGHT, OF WILDLIFE AND
26 PARKS AND OUTDOOR RECREATION OPERATIONS IN COLORADO.

27
28 (b) IN UNDERTAKING THE ANALYSES AND DEVISING
29 RECOMMENDATIONS AS REQUIRED PURSUANT TO PARAGRAPH (a) OF THIS
30 SUBSECTION (1), THE COMMISSION AND THE BOARD SHALL TAKE INTO
31 CONSIDERATION:

32
33 (I) THE DISTINCT MISSIONS AND SENSITIVE FUNDING MECHANISMS
34 OF BOTH WILDLIFE AND PARKS AND OUTDOOR RECREATION;

35
36 (II) SPECIFIC METHODS TO ENSURE THAT NO IMPERMISSIBLE
37 DIVERSIONS OF FEDERAL FUNDS OCCUR;

38
39 (III) ANALYSES OF OPTIONS TO INCREASE FUNDING THROUGH FEE
40 REVENUE AND MONEYS FROM THE STATE;

41
42 (IV) HOW BEST TO SUSTAIN PARKS OPERATIONS;

43
44 (V) WHETHER ANY PROPOSED ACTION WILL RESULT IN THE
45 DISPLACEMENT OF PARKS VISITORS DUE TO INCREASED HUNTING ACTIVITY,
46 AND THE ESTIMATED CORRESPONDING REDUCTION IN PARKS FEES; AND

47
48 (VI) THE COSTS RELATED TO CONSOLIDATING THE STATE'S
49 WILDLIFE AND PARKS ENTITIES, EXPRESSED AS MONEYS EXPENDED FOR ALL
50 RELATED ACTIVITIES, INCLUDING DIVERSIONS FROM WORK CURRENTLY
51 DONE, PERSONNEL DISRUPTIONS, COSTS TO MORALE AND PRODUCTIVITY,
52 AND TIME DEVOTED TO INTEGRATING THE SEPARATE ENTITIES.

53
54 (c) THE COMMISSION AND THE BOARD SHALL TAKE INTO ACCOUNT
55 STAKEHOLDER FEEDBACK REGARDING CONSOLIDATION AND
56 ALTERNATIVES TO CONSOLIDATION BEFORE FORMULATING

1 RECOMMENDATIONS UNDER SUBPARAGRAPH (IV) OF PARAGRAPH (a) OF
2 THIS SUBSECTION (1).

3
4 (2) (a) ON OR BY NOVEMBER 30, 2011, THE EXECUTIVE DIRECTOR
5 SHALL REPORT TO THE JOINT HOUSE AGRICULTURE, LIVESTOCK, AND
6 NATURAL RESOURCES COMMITTEE AND THE SENATE AGRICULTURE,
7 NATURAL RESOURCES, AND ENERGY COMMITTEE, OR ANY SUCCESSOR
8 COMMITTEES, REGARDING THE FINDINGS AND RECOMMENDATIONS OF THE
9 COMMISSION AND THE BOARD. THE REPORT MUST BE ACCOMPANIED BY A
10 DETAILED WRITTEN REPORT, WHICH MAY BE SUBMITTED TO THE
11 COMMITTEE MEMBERS ELECTRONICALLY, SETTING FORTH THE FACTUAL
12 SUBSTANTIATION FOR EACH FINDING AND THE RATIONALE FOR EACH
13 RECOMMENDATION. THE WRITTEN REPORT SHALL CONTAIN AN
14 EXPLANATION OF HOW ANTICIPATED COSTS AND SAVINGS ARE
15 CALCULATED, INCLUDING NOTING WHERE CUTS TO PROGRAMS AND
16 PERSONNEL ARE CHARACTERIZED AS EFFICIENCIES.

17
18 (b) REGARDLESS OF THE ULTIMATE RECOMMENDATIONS
19 CONTAINED IN THE REPORT, THE REPORT MUST INCLUDE A COMPREHENSIVE
20 ASSESSMENT OF PROPOSALS THAT ENVISION MAINTAINING DISTINCT
21 WILDLIFE AND PARKS AND OUTDOOR RECREATION ENTITIES AND A
22 SUMMARY OF FEEDBACK RECEIVED FROM STAKEHOLDERS.

23
24 (3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2012.

25
26 **SECTION 3.** 33-10-106, Colorado Revised Statutes, is amended
27 BY THE ADDITION OF A NEW SUBSECTION to read:

28
29 **33-10-106. Duties of the board - rules - meetings regarding**
30 **consolidation - repeal.** (5) (a) THE BOARD SHALL MEET WITH THE
31 WILDLIFE COMMISSION, IN ACCORDANCE WITH SECTION 33-1-104.5, TO
32 DISCUSS CONSOLIDATING PARKS AND OUTDOOR RECREATION ENTITIES AND
33 OPERATIONS WITH WILDLIFE OPERATIONS AND ALTERNATIVES TO SUCH
34 CONSOLIDATION.

35
36 (b) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JULY 1, 2012."

37
38 Renumber succeeding sections accordingly.

39
40 Page 5, line 12, strike "2011," and substitute "2012,".

41
42 Page 5, line 15, strike "2011." and substitute "2012.".

43
44 Page 10, line 5, strike "2011," and substitute "2012,".

45
46 Page 10, line 11, strike "2011," and substitute "2012,".

47
48 Page 10, line 14, strike "2011" and substitute "2012" and strike "2011,"
49 and substitute "2012,".

50
51 Page 10, line 19, strike "2011," and substitute "2012,".

52
53 Page 11, line 4, strike "2011" and substitute "2012".

54
55 Page 12, line 9, strike "2011." and substitute "2012.".

56

- 1 Page 13, line 9, strike "2011." and substitute "2012."
 2
 3 Page 13, line 24, strike "2011." and substitute "2012."
 4
 5 Page 14, line 3, strike "2011," and substitute "2012,".
 6
 7 Page 15, line 4, strike "2011." and substitute "2012."
 8
 9 Page 15, line 21, strike "SECOND" and substitute "FIRST".
 10
 11 Page 15, line 22, strike "SIXTY-EIGHTH" and substitute "SIXTY-NINTH".
 12
 13 Page 15, line 23, strike "29, 2012," and substitute "28, 2013,".
 14
 15 Page 15, line 27, strike "2011," and substitute "2012,".
 16
 17 Page 16, line 10, strike "2011," and substitute "2012,".
 18
 19 Page 16, line 20, strike "2013," and substitute "2014,".
 20
 21 Page 19, line 14, strike "2011," and substitute "2012,".
 22
 23 Page 19, line 25, strike "2011," and substitute "2012,".
 24
 25 Page 44, strike lines 22 and through 25 and substitute:
 26
 27 **"SECTION 31. Effective date.** (1) Sections 2 and 3 of this act
 28 shall take effect upon passage.
 29
 30 (2) Sections 33-9-101 (10) (a) and 33-9-103, Colorado Revised
 31 Statutes, as enacted in section 4 of this act, shall take effective May 15,
 32 2012.
 33
 34 (3) The remainder of this act shall take effective July 1, 2012."
 35
 36 The amendment was declared **lost** by the following roll call vote:
 37

| | YES | 22 | NO | 43 | EXCUSED | 0 | ABSENT | 0 |
|----|-------------|----|--------------|----|------------|---|-------------|---|
| 39 | Acree | N | Fischer | Y | Liston | N | Scott | N |
| 40 | Balmer | N | Gardner B. | N | Looper | N | Solano | Y |
| 41 | Barker | N | Gardner D. | Y | Massey | N | Sonnenberg | N |
| 42 | Baumgardner | N | Gerou | N | McCann | N | Soper | Y |
| 43 | Becker | N | Hamner | N | McKinley | N | Stephens | N |
| 44 | Beezley | N | Holbert | N | Miklosi | Y | Summers | N |
| 45 | Bradford | N | Hullinghorst | Y | Murray | N | Swalm | N |
| 46 | Brown | N | Jones | Y | Nikkel | N | Swerdfeger | N |
| 47 | Casso | N | Joshi | N | Pabon | Y | Szabo | N |
| 48 | Conti | Y | Kagan | Y | Pace | N | Todd | N |
| 49 | Coram | N | Kefalas | Y | Peniston | Y | Tyler | Y |
| 50 | Court | Y | Kerr A. | Y | Priola | N | Vaad | N |
| 51 | DelGrosso | N | Kerr J. | Y | Ramirez | N | Vigil | N |
| 52 | Duran | Y | Labuda | Y | Riesberg | N | Waller | N |
| 53 | Ferrandino | N | Lee | Y | Ryden | N | Williams A. | Y |
| 54 | Fields | Y | Levy | Y | Schafer S. | N | Wilson | N |
| 55 | | | | | | | Speaker | N |

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

2
3 Passed Second Reading: **SB11-088 amended, 091 amended, 102**
4 **amended, 060, 199, 105 amended, 201, 204, 208 amended, 178.**

5
6 The Chairman moved the adoption of the Committee of the Whole
7 Report. As shown by the following roll call vote, a majority of those
8 elected to the House voted in the affirmative, and the Report was
9 **adopted.**

10
11

| | YES | 65 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|----|-------------|----|--------------|---|------------|---|-------------|---|
| 12 | Acree | Y | Fischer | Y | Liston | Y | Scott | Y |
| 13 | Balmer | Y | Gardner B. | Y | Looper | Y | Solano | Y |
| 14 | Barker | Y | Gardner D. | Y | Massey | Y | Sonnenberg | Y |
| 15 | Baumgardner | Y | Gerou | Y | McCann | Y | Soper | Y |
| 16 | Becker | Y | Hamner | Y | McKinley | Y | Stephens | Y |
| 17 | Beezley | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 18 | Bradford | Y | Hullinghorst | Y | Murray | Y | Swalm | Y |
| 19 | Brown | Y | Jones | Y | Nikkel | Y | Swerdfeger | Y |
| 20 | Casso | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 21 | Conti | Y | Kagan | Y | Pace | Y | Todd | Y |
| 22 | Coram | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 23 | Court | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 24 | DelGrosso | Y | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 25 | Duran | Y | Labuda | Y | Riesberg | Y | Waller | Y |
| 26 | Ferrandino | Y | Lee | Y | Ryden | Y | Williams A. | Y |
| 27 | Fields | Y | Levy | Y | Schafer S. | Y | Wilson | Y |
| 28 | | | | | | | Speaker | Y |

29
30

31
32 **THIRD READING OF BILL(S)--FINAL PASSAGE**

33
34 The following bill(s) was(were) considered on Third Reading. The
35 title(s) was(were) publicly read. Reading of the bill at length was
36 dispensed with by unanimous consent.

37
38 **HB11-1264** by Representative(s) Priola and Williams A.; also
39 Senator(s) White and Tochtrop--Concerning the
40 application of vehicle laws to powersports vehicles that
41 operate on roadways.

42
43 The question being "Shall the bill pass?".
44 A roll call vote was taken. As shown by the following recorded vote, a
45 majority of those elected to the House voted in the affirmative and the bill
46 was declared **passed.**

47
48

| | YES | 38 | NO | 27 | EXCUSED | 0 | ABSENT | 0 |
|----|-------------|----|--------------|----|----------|---|------------|---|
| 49 | Acree | Y | Fischer | N | Liston | Y | Scott | Y |
| 50 | Balmer | N | Gardner B. | N | Looper | Y | Solano | N |
| 51 | Barker | Y | Gardner D. | N | Massey | Y | Sonnenberg | N |
| 52 | Baumgardner | N | Gerou | Y | McCann | N | Soper | N |
| 53 | Becker | N | Hamner | N | McKinley | Y | Stephens | Y |
| 54 | Beezley | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 55 | Bradford | Y | Hullinghorst | N | Murray | Y | Swalm | Y |
| 56 | Brown | Y | Jones | N | Nikkel | N | Swerdfeger | Y |

| | | | | | | | | |
|---|------------|---|---------|---|------------|---|-------------|---|
| 1 | Casso | Y | Joshi | Y | Pabon | N | Szabo | Y |
| 2 | Conti | Y | Kagan | N | Pace | Y | Todd | Y |
| 3 | Coram | N | Kefalas | N | Peniston | N | Tyler | Y |
| 4 | Court | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 5 | DelGrosso | Y | Kerr J. | N | Ramirez | Y | Vigil | N |
| 6 | Duran | N | Labuda | Y | Riesberg | N | Waller | Y |
| 7 | Ferrandino | Y | Lee | N | Ryden | Y | Williams A. | Y |
| 8 | Fields | N | Levy | N | Schafer S. | Y | Wilson | N |
| 9 | | | | | | | Speaker | Y |

10 Co-sponsor(s) added: Representative(s) Casso, Looper, Murray, Pace, Speaker.

11
 12 **HB11-1223** by Representative(s) Scott, Balmer, Baumgardner, Brown,
 13 Conti, Kerr J., Ramirez; also Senator(s) King S.--
 14 Concerning the composition of the Colorado oil and gas
 15 conservation commission, and making an appropriation in
 16 connection therewith.

17
 18 The question being "Shall the bill pass?".
 19 A roll call vote was taken. As shown by the following recorded vote, a
 20 majority of those elected to the House voted in the affirmative and the bill
 21 was declared **passed**.

| 22 | YES | 34 | NO | 31 | EXCUSED | 0 | ABSENT | 0 |
|----|-------------|----|--------------|----|------------|---|-------------|---|
| 24 | Acree | Y | Fischer | N | Liston | Y | Scott | Y |
| 25 | Balmer | Y | Gardner B. | Y | Looper | Y | Solano | N |
| 26 | Barker | Y | Gardner D. | N | Massey | Y | Sonnenberg | Y |
| 27 | Baumgardner | Y | Gerou | Y | McCann | N | Soper | N |
| 28 | Becker | Y | Hamner | N | McKinley | Y | Stephens | Y |
| 29 | Beezley | Y | Holbert | Y | Miklosi | N | Summers | Y |
| 30 | Bradford | Y | Hullinghorst | N | Murray | Y | Swalm | Y |
| 31 | Brown | Y | Jones | N | Nikkel | Y | Swerdfeger | Y |
| 32 | Casso | N | Joshi | Y | Pabon | N | Szabo | Y |
| 33 | Conti | Y | Kagan | N | Pace | N | Todd | N |
| 34 | Coram | Y | Kefalas | N | Peniston | N | Tyler | N |
| 35 | Court | N | Kerr A. | N | Priola | Y | Vaad | Y |
| 36 | DelGrosso | Y | Kerr J. | Y | Ramirez | Y | Vigil | N |
| 37 | Duran | N | Labuda | N | Riesberg | N | Waller | Y |
| 38 | Ferrandino | N | Lee | N | Ryden | N | Williams A. | N |
| 39 | Fields | N | Levy | N | Schafer S. | N | Wilson | N |
| 40 | | | | | | | Speaker | Y |

41 Co-sponsor(s) added: Representative(s) Barker, Becker, Coram, Gardner B.,
 42 Stephens, Swalm, Speaker.

43
 44
 45
 46 On motion of Representative Stephens, **SB11-066, 203, 111, 265, 050,**
 47 **247, 234, 239, 256, HB11-1299, 1045, SB11-232, 133** were added to the
 48 Special Orders Calendar on Thursday, May 5, 2011.

49
 50
 51
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 55

1 the name of Mesa state college to Colorado Mesa
2 university.
3

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

7 **SB11-050** by Senator(s) Roberts; also Representative(s) Gerou--
8 Concerning a requirement that a condemning authority pay
9 fair market value for land subject to a conservation
10 easement.
11

12 Ordered revised and placed on the Calendar for Third Reading and Final
13 Passage.
14

15 **SB11-247** by Senator(s) Hudak; also Representative(s) Kerr J.--
16 Concerning the repeal of the Colorado early childhood
17 council advisory team, and making an appropriation
18 therefor.
19

20 Ordered revised and placed on the Calendar for Third Reading and Final
21 Passage.
22

23 **SB11-239** by Senator(s) Newell; also Representative(s) Swerdfeger--
24 Concerning the repeal of a requirement that the division of
25 local government annually report about information
26 related to incorporated municipalities to the clerk of each
27 incorporated municipality.
28

29 Ordered revised and placed on the Calendar for Third Reading and Final
30 Passage.
31

32 **SB11-256** by Senator(s) Guzman and King S.; also
33 Representative(s) Kerr J. and Ferrandino--Concerning
34 graffiti.
35

36 Amendment No. 1, Local Government, dated May 4, 2011 and placed in
37 member's bill file; Report also printed in House Journal, May 4,
38 pages 1257-1258.
39

40 As amended, ordered revised and placed on the Calendar for Third
41 Reading and Final Passage.
42

43 **HB11-1299** by Representative(s) Barker, Gardner B., Brown,
44 DelGrosso, Holbert, Joshi, Sonnenberg, Waller--
45 Concerning the repeal of the Colorado estate tax.
46

47 Amendment No. 1, Finance, dated April 27, 2011 and placed in member's
48 bill file; Report also printed in House Journal, April 28, page 1157.
49

50 Amendment No. 2, by Representative(s) Beezley.
51

52 Amend printed bill, page 2, strike lines 2 and 3 and substitute:
53

54 "SECTION 1. Article 23.5 of title 39, Colorado Revised Statutes,
55 is amended BY THE ADDITION OF A NEW SECTION to read:
56

1 **39-23.5-116.5. Estate tax prohibited.** AT NO TIME SHALL THE
2 STATE IMPOSE AN ESTATE TAX DIRECTLY ON AN ESTATE IN EXCESS OF ANY
3 FEDERAL TAX CREDIT, NOR SHALL THE STATE IMPOSE AN ESTATE TAX
4 DIRECTLY ON AN ESTATE IN LIEU OF ANY FEDERAL ESTATE TAX."

5

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

8

9 **HB11-1045** by Representative(s) Kefalas; also Senator(s) Newell--
10 Concerning modifications to the Colorado innovation
11 investment tax credit.

12

13 Amendment No. 1, Appropriations, dated April 29, 2011 and placed in
14 member's bill file; Report also printed in House Journal, April 29,
15 pages 1169-1170.

16

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

19

20 **SB11-232** by Senator(s) Jahn; also Representative(s) Gardner B.--
21 Concerning the child abuse investigation surcharge.

22

23 Amendment No. 1, by Representative(s) Gardner B.

24

25 Amend reengrossed bill, page 3, line 14, strike "18-3-405.5;" and
26 substitute "18-3-405.5, WHEN THE VICTIM IS A CHILD;"

27

28 Page 3, line 16, strike "18-3-405.6; OR" and substitute "18-3-405.6, WHEN
29 THE VICTIM IS A CHILD; OR".

30

31 Page 3, line 18, strike "18-3-503." and substitute "18-3-503, WHEN THE
32 VICTIM IS A CHILD."

33

34 As amended, ordered revised and placed on the Calendar for Third
35 Reading and Final Passage.

36

37 **SB11-133** by Senator(s) Hudak and Newell, Foster, Giron, Steadman,
38 Bacon, Jahn, King K.; also Representative(s) Nikkel,
39 Ferrandino, Gardner B., Kagan, Levy, Waller, Solano--
40 Concerning a study of disciplinary actions taken in public
41 schools.

42

43 Ordered revised and placed on the Calendar for Third Reading and Final
44 Passage.

45

46 **SB11-234** by Senator(s) Jahn, Boyd, Cadman, Grantham, Hodge,
47 King S., Kopp, Lundberg, Morse, Nicholson, Scheffel,
48 Shaffer B., Spence, Steadman, Tochtrop, White,
49 Williams S.; also Representative(s) Massey, Kerr J.,
50 Liston, Pace, Schafer S., Scott, Swerdfeger, Todd--
51 Concerning residential real property transfer fee
52 covenants.

53

54 Ordered revised and placed on the Calendar for Third Reading and Final
55 Passage.

56

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

2
3 Passed Second Reading: **SB11-066, 111 amended, 203, 265, 050, 247,**
4 **239, 256 amended, HB11-1299 amended, 1045 amended, SB11-232**
5 **amended, 133, 234.**

6
7 The Chairman moved the adoption of the Committee of the Whole
8 Report. As shown by the following roll call vote, a majority of those
9 elected to the House voted in the affirmative, and the Report was
10 **adopted.**

| | YES | 65 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|----|-------------|----|--------------|---|------------|---|-------------|---|
| 13 | Acree | Y | Fischer | Y | Liston | Y | Scott | Y |
| 14 | Balmer | Y | Gardner B. | Y | Looper | Y | Solano | Y |
| 15 | Barker | Y | Gardner D. | Y | Massey | Y | Sonnenberg | Y |
| 16 | Baumgardner | Y | Gerou | Y | McCann | Y | Soper | Y |
| 17 | Becker | Y | Hamner | Y | McKinley | Y | Stephens | Y |
| 18 | Beezley | Y | Holbert | Y | Miklosi | Y | Summers | Y |
| 19 | Bradford | Y | Hullinghorst | Y | Murray | Y | Swalm | Y |
| 20 | Brown | Y | Jones | Y | Nikkel | Y | Swerdfeger | Y |
| 21 | Casso | Y | Joshi | Y | Pabon | Y | Szabo | Y |
| 22 | Conti | Y | Kagan | Y | Pace | Y | Todd | Y |
| 23 | Coram | Y | Kefalas | Y | Peniston | Y | Tyler | Y |
| 24 | Court | Y | Kerr A. | Y | Priola | Y | Vaad | Y |
| 25 | DelGrosso | Y | Kerr J. | Y | Ramirez | Y | Vigil | Y |
| 26 | Duran | Y | Labuda | Y | Riesberg | Y | Waller | Y |
| 27 | Ferrandino | Y | Lee | Y | Ryden | Y | Williams A. | Y |
| 28 | Fields | Y | Levy | Y | Schafer S. | Y | Wilson | Y |
| 29 | | | | | | | Speaker | Y |

30
31
32
33 **APPOINTMENTS TO CONFERENCE COMMITTEE**

34
35 The Speaker appointed House conferees to the First Conference
36 Committee as follows:

37
38 **SB11-193**--Representatives Gardner B., Chairman, Kerr J., and Levy

39
40
41
42
43 **REPORT(S) OF COMMITTEE(S) OF REFERENCE**

44
45 **APPROPRIATIONS**

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

48
49 **SB11-047** be referred to the Committee of the Whole with favorable
50 recommendation.

51
52
53 **SB11-125** be referred to the Committee of the Whole with favorable
54 recommendation.

1 **SB11-177** be amended as follows, and as so amended, be referred to
2 the Committee of the Whole with favorable
3 recommendation:
4

5 Amend reengrossed bill, page 6, line 3, strike "five hundred eighty-seven
6 thousand seven hundred" and substitute "six hundred forty-four thousand
7 four hundred".
8

9 Page 6, line 4, strike "ninety-two dollars (\$587,792)." and substitute
10 "forty dollars (\$644,440).".
11

12 Page 6, line 10, strike "fifty-six thousand six hundred forty-eight dollars
13 (\$56,648)." and substitute "fifty-three thousand four hundred seventy
14 dollars (\$53,470).".
15

16 Page 6, strike line 11 through 13 and substitute "Of said sum, twenty-six
17 thousand seven hundred thirty-five dollars (\$26,735) shall be from the
18 general fund and twenty-six thousand seven hundred thirty-five dollars
19 (\$26,735) shall be from federal funds."
20

21

22

23 **SB11-187** be amended as follows, and as so amended, be referred to
24 the Committee of the Whole with favorable
25 recommendation:
26

27 Amend reengrossed bill, page 100, line 7, strike "two hundred fifty-six"
28 and substitute " two hundred seventy-one thousand eighty-eight dollars
29 (\$271,088)".
30

31

32 Page 100, line 8, strike "thousand eighty-eight dollars (\$256,088)".
33

34

35 Page 100, line 11, strike "\$80,000" and substitute "\$95,000".
36

37

38 Page 100, strike line 18 and substitute "two hundred sixty-one thousand
39 five hundred forty dollars (\$261,540) cash funds and 3.4 FTE,".
40

41

42 Page 100, line 19, strike "(\$228,241) cash funds and 4.3 FTE,".
43

44

45

46

47 **SB11-192** be amended as follows, and as so amended, be referred to
48 the Committee of the Whole with favorable
49 recommendation:
50

51

52 Amend reengrossed bill, page 6, strike lines 25 and 26 and substitute
53 "SEVENTEEN DOLLARS AND FIFTY CENTS FOR THE FISCAL YEARS 2011-2012
54 AND 2012-2013, TWENTY DOLLARS FOR THE FISCAL YEARS 2013-2014 AND
55 2014-2015, AND TWENTY-FIVE DOLLARS FOR EACH FISCAL YEAR
THEREAFTER, from an individual who holds a".

56

57

58

59

60

1 **ECONOMIC & BUSINESS DEVELOPMENT**

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

4
5 **SB11-182** be referred to the Committee of the Whole with favorable
6 recommendation.

7
8
9 **SB11-205** be postponed indefinitely.

10
11
12 **SB11-235** be amended as follows, and as so amended, be referred to
13 the Committee on Appropriations with favorable
14 recommendation:

15
16 Amend reengrossed bill, page 2, strike lines 6 through 9 and substitute
17 "QUALITY PERMIT APPLICATIONS THAT THE DEPARTMENT DETERMINES OR
18 REASONABLY EXPECTS WILL RESULT IN PERMITS NOT BEING ISSUED WITHIN
19 STATUTORY TIME FRAMES, THE".
20
21
22
23

24 **HEALTH & ENVIRONMENT**

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

27
28 **SB11-242** be referred to the Committee of the Whole with favorable
29 recommendation.

30
31
32 **SB11-250** be referred to the Committee of the Whole with favorable
33 recommendation.
34
35
36
37

38 **JUDICIARY**

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

41
42 **SB11-241** be referred favorably to the Committee on Appropriations.
43
44

45 **SB11-254** be referred to the Committee of the Whole with favorable
46 recommendation.
47
48
49

50 **TRANSPORTATION**

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

53
54 **SB11-227** be referred to the Committee of the Whole with favorable
55 recommendation.
56

PRINTING REPORT1
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The Chief Clerk reports the following bills have been correctly printed:
HB11-1321, 1322.

MESSAGE(S) FROM THE SENATE

The Senate has adopted and transmits herewith: SJR11-015, SJR11-024, SJR11-045, SJR11-046, and SJR11-050.

The Senate has adopted and returns herewith: HJR11-1018, HJR11-1020, HJR11-1022 and HJR11-1019.

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

SB11-258 amended as printed in Senate Journal, May 4, 2011, page 1013.

HB11-1121 amended as printed in Senate Journal, May 3, 2011, pages 991-992 and amended on Third Reading, May 5, 2011, as printed in Senate Journal.

HB11-1254 amended as printed in Senate Journal, May 4, 2011, page 1012 and amended on Third Reading, May 5, 2011, as printed in Senate Journal.

The Senate has postponed indefinitely HB11-1282. The bills are returned herewith.

The Senate has voted not to concur in House Amendments to SB11-193, and requests that a Conference Committee be appointed. The President appointed Senators Aguilar, Chair, Carroll, and Roberts as members of the First Conference Committee on part of the Senate.

MESSAGE(S) FROM THE REVISOR

We herewith transmit:

Without comment, as amended, HB11-1121 and 1254.

Without comment, as amended, SB11-258.

MESSAGE(S) FROM THE GOVERNOR

I certify I received the following on the 5th day of May, 2011, at 12:40 p.m. The original is on file in the records of the House of Representatives of the General Assembly.

Marilyn Eddins,
Chief Clerk of the House

1 May 5, 2011

2

3 To the Honorable House of Representatives

4 Sixty-eighth General Assembly

5 First Regular Session

6 State Capitol

7 Denver, CO 80203

8

9 Ladies and Gentlemen:

10

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

13

14 **HB11-1200** CONCERNING CONDUCTING A SUBSTANCE ABUSE
15 ASSESSMENT AT PROBATION INTAKE WHEN THE
16 PRESENTENCE REPORT IS WAIVED

17

18 Approved May 5, 2011 at 11:28 a.m.

19

20 Sincerely,

21 (signed)

22 John W. Hickenlooper

23 Governor

24

25

26

27

INTRODUCTION OF BILLS

28

First Reading

29

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

32

33 **HB11-1323** by Representative(s) Massey; also Senator(s) Boyd--
34 Concerning an exemption from state licensure
35 requirements for a community clinic that is a rural health
36 clinic.

37 Committee on Health and Environment

38

39 **HB11-1324** by Representative(s) Acree; also Senator(s) Brophy--
40 Concerning the applicability of provisions governing the
41 financial obligations of a residential nonprofit corporation
42 upon alteration of the membership status of a member.

43 Committee on Economic and Business Development

44

45 **SB11-080** by Senator(s) Hudak, Bacon, Giron, Guzman, Morse,
46 Newell, Nicholson, Steadman; also Representative(s)
47 Todd, Lee--Concerning expanding the transparency of
48 strategies for school turnaround plans.

49 Committee on Education

50

51 **SB11-109** by Senator(s) Shaffer B.; also Representative(s) Solano--
52 Concerning the creation of a voluntary contribution
53 designation benefiting the public education fund to appear
54 on the state individual income tax return forms, and
55 making an appropriation therefor.

56 Committee on Finance

- 1 **SB11-176** by Senator(s) Carroll; also Representative(s) Levy--
 2 Concerning appropriate use of restrictive confinement, and
 3 making an appropriation in connection therewith.
 4 Committee on State, Veterans, & Military Affairs
 5
- 6 **SB11-243** by Senator(s) Guzman; also Representative(s) Pabon--
 7 Concerning the repeal of the civil penalty for document
 8 fraud.
 9 Committee on State, Veterans, & Military Affairs
 10
- 11 **SB11-244** by Senator(s) Steadman; also Representative(s) Kagan--
 12 Concerning the repeal of certain crimes that include
 13 marital status as an element of the crime.
 14 Committee on Health and Environment
 15
- 16
- 17 **SB11-253** by Senator(s) Carroll, Newell; also Representative(s)
 18 Williams A.--Concerning clarification of the requirements
 19 for registration of a unit owners' association under the
 20 "Colorado Common Interest Ownership Act".
 21 Committee on Economic and Business Development
 22
- 23 **SB11-260** by Senator(s) Morse; also Representative(s) Lee--
 24 Concerning safety procedures related to the towing of
 25 vehicles.
 26 Committee on Judiciary
 27

INTRODUCTION OF RESOLUTION

28
 29
 30
 31
 32 The following resolution was read by title and laid over one day under the
 33 rules:
 34

- 35 **SJR11-015** by Senator(s) Kopp; also Representative(s) McNulty--
 36 Concerning the opinion of the General Assembly against
 37 the Federal Highway Administration regulation that
 38 amends the Manual on Uniform Traffic Control Devices.
 39

LAY OVER OF CALENDAR ITEM(S)

40
 41
 42
 43
 44 On motion of Representative Gardner B., the following item(s) on the
 45 Calendar (was)were laid over until May 6, retaining place on Calendar:
 46

- 47 Consideration of Special Orders--**HB11-1149, 1306, 1276.**
 48 Consideration of Third Reading--**HB11-1294.**
 49 Consideration of General Orders--**SB11-076, 045, 206, 085, 070, 166.**
 50 Consideration of Resolution(s)--**SJR11-009, 036, 004.**
 51 Consideration of Senate Amendment(s)--**HB11-1115, 1138, 1163, 1211,**
 52 **1219, 1064, 1095, 1109, 1237, 1278, 1166, 1267, 1275.**
 53
 54
 55
 56

1 On motion of Representative Gardner B., the House adjourned until
2 9:00 a.m., May 6, 2011.

3

4

5

6

7 Attest:

8 MARILYN EDDINS,

9 Chief Clerk

Approved:
FRANK McNULTY,
Speaker

