

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

27th Legislative Day

Monday, February 7, 2011

		1
		2
		3
		4
		5
		6
		7
		8
		9
		10
Prayer	By the chaplain, Father Eustace Sequeira, St. Ignatius Loyola Catholic Church, Denver.	11
		12
Call to Order	By the President at 10:00 a.m.	13
		14
Pledge	By Senator Guzman.	15
		16
Roll Call	Present--32	17
	Absent--1, Williams S.	18
	Excused--2, King K., Spence.	19
	Present later--3, King K., Spence, Williams S.	20
		21
		22
Quorum	The President announced a quorum present.	23
		24
Reading of Journal	On motion of Senator Lambert, reading of the Journal of Friday, February 4, 2011, was dispensed with and the Journal was approved as corrected by the Secretary.	25
		26
		27
		28
		29

MESSAGE FROM THE REVISOR OF STATUTES

February 4, 2011

To: Senate

Message From Revisor of Statutes

We herewith transmit:

Without comment, HB11-1051.

Without comment, as amended, HB11-1089 and 1113.

SENATE SERVICES REPORT

Correctly Engrossed: SB11-076; SJR11-010.

Correctly Revised: HJR11-1009.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the title of the following bill was publicly read, the reading at length having been dispensed with by unanimous consent:

SB11-076 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Becker, Gerou, Ferrandino--Concerning the continuation of a temporary modification to the contribution rates for certain divisions of the public employees' retirement association.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67

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

YES	32	NO	0	EXCUSED	2	ABSENT	1
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	E
Brophy	Y	Hodge	Y	Mitchell	Y	Steadman	Y
Cadman	Y	Hudak	Y	Morse	Y	Tochtrop	Y
Carroll	Y	Jahn	Y	Newell	Y	White	Y
Foster	Y	Johnston	Y	Nicholson	Y	Williams S.	A
Giron	Y	King K.	E	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills -- Consent Calendar (SB11-002, SB11-021, SB11-062, HB11-1009) of Monday, February 7 was laid over until Tuesday, February 8, retaining its place on the calendar.

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the following bills were laid over until Friday, February 11, retaining their place on the calendar: SB11-009, SB11-007, SB11-016, SB11-055.

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (SB11-013, SB11-010, SB11-039) of Monday, February 7, was laid over until Tuesday, February 8, retaining its place on the calendar.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Boyd, the following Governor's appointment was confirmed by a roll call vote:

EXECUTIVE DIRECTOR OF THE DEPARTMENT OF
PUBLIC HEALTH AND THE ENVIRONMENT
AND CHIEF MEDICAL OFFICER

effective January 31, 2011, for a term expiring at the pleasure of the Governor:

Chris Urbina, of Denver, Colorado.

YES	24	NO	9	EXCUSED	2	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	N
Bacon	Y	Harvey	N	Lambert	N	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	N	Spence	E
Brophy	Y	Hodge	Y	Mitchell	N	Steadman	Y
Cadman	N	Hudak	Y	Morse	Y	Tochtrop	Y
Carroll	Y	Jahn	Y	Newell	Y	White	Y
Foster	Y	Johnston	Y	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	E	Renfroe	N	President	Y
Grantham	N	King S.	N	Roberts	Y		

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Monday, February 7, was laid over until Tuesday, February 8, retaining its place on the calendar.

Consideration of Governor's Appointments: 1
 Executive Director of the Department of Personnel and Administration 2
 Executive Director of the Department of Corrections 3
 Executive Director of the Department of Health Care Policy and Financing 4

Senate in recess. Senate reconvened. 5
 6
 7
 8
 9

INTRODUCTION OF BILLS -- FIRST READING 10 11 12 13

The following bills were read by title and referred to the committees indicated: 14
 15

- SB11-135** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of agriculture. Appropriations 16
 17
 18
 19
 20
 21
- SB11-136** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of corrections. Appropriations 22
 23
 24
 25
- SB11-137** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of education. Appropriations 26
 27
 28
 29
- SB11-138** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting. Appropriations 30
 31
 32
 33
 34
- SB11-139** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of health care policy and financing. Appropriations 35
 36
 37
 38
 39
- SB11-140** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of higher education. Appropriations 40
 41
 42
 43
 44
- SB11-141** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of human services. Appropriations 45
 46
 47
 48
- SB11-142** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the judicial department. Appropriations 49
 50
 51
 52
- SB11-143** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of labor and employment. Appropriations 53
 54
 55
 56
 57
- SB11-144** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of law. Appropriations 58
 59
 60
 61
- SB11-145** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning supplemental appropriation to the department of local affairs. Appropriations 62
 63
 64
 65
- SB11-146** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of military and veterans affairs. Appropriations 66
 67
 68
 69
 70
- SB11-147** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of natural 71
 72

	resources.	1
	Appropriations	2
SB11-148	by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of personnel and administration.	3
	Appropriations	4
SB11-149	by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of public health and environment.	5
	Appropriations	6
SB11-150	by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of public safety.	7
	Appropriations	8
SB11-151	by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of regulatory agencies.	9
	Appropriations	10
SB11-152	by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of revenue.	11
	Appropriations	12
SB11-153	by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of state.	13
	Appropriations	14
SB11-154	by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a supplemental appropriation to the department of the treasury.	15
	Appropriations	16
SB11-155	by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning funding for capital construction, and making supplemental appropriations in connection therewith.	17
	Appropriations	18
SB11-156	by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Becker, Gerou, Ferrandino--Concerning a reduction in the amount of the general fund reserve required for the 2010-11 state fiscal year.	19
	Appropriations	20
SB11-157	by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Ferrandino, Becker, Gerou--Concerning modifications to the "Public School Finance Act of 1994", and making an appropriation in connection therewith.	21
	Appropriations	22
SB11-158	by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning the read-to-achieve program.	23
	Appropriations	24
SB11-159	by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Ferrandino, Becker, Gerou--Concerning the distribution of fifty percent of the balance remaining in the limited gaming fund that is allocated to the state general fund or such other fund as the general assembly provides as specified in section 9 (5) (b) (II) of article XVIII of the state constitution.	25
	Appropriations	26
SB11-160	by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning a clarification regarding the amount of performance-based incentives available for issuance by the Colorado office of film, television, and media.	27
	Appropriations	28
SB11-161	by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Becker, Gerou, Ferrandino--Concerning the creation of a cash fund for fees collected in connection with the department of public health and environment's laboratories.	29
	Appropriations	30
SB11-162	by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Ferrandino, Becker, Gerou--Concerning the suspension of the payment of cigarette tax rebates to local	31
		32

governments, and, in connection therewith, modifying appropriations made to the taxation business group in the 2010-11 fiscal year general appropriation bill.

Appropriations

SB11-163

by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Becker, Ferrandino--Concerning the repeal of the alternative fuels rebate program.

Appropriations

SB11-164

by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Becker, Ferrandino--Concerning the augmentation of the general fund through transfers of certain moneys.

Appropriations



On motion of Senator Morse, the Senate adjourned until 9:00 a.m., Tuesday, February 8, 2011.

Approved:

Brandon C. Shaffer
President of the Senate

Attest:

Cindi Markwell
Secretary of the Senate

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32