

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

106th Legislative Day Wednesday, April 27, 2011

Prayer By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver. 11

Call to Order By the President at 9:00 a.m. 13

Pledge By Senator Grantham. 16

Roll Call Present--34 18
 Excused--1, Renfroe. 19
 Present later--1, Renfroe. 20

Quorum The President announced a quorum present. 22

Reading of Journal On motion of Senator Jahn, reading of the Journal of Tuesday, April 26, 2011, was dispensed with and the Journal was approved as corrected by the Secretary. 24

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of resolutions. 30

CONSIDERATION OF RESOLUTIONS

SJR11-037 by Senator(s) Scheffel; also Representative(s) Hamner--Concerning designating the month of April as Historic Leadville Month. 38

On motion of Senator Scheffel, the resolution was read at length and **adopted** by the following roll call vote: 41

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB11-1274 by Representative(s) Sonnenberg; also Senator(s) Schwartz--Concerning the funding of Colorado water conservation board projects, and making appropriations in connection therewith.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

Co-sponsors added: Guzman, King S., Kopp, Nicholson and White.

HB11-1283 by Representative(s) Gerou and Riesberg, Massey; also Senator(s) Steadman--Concerning the extension of the bioscience discovery evaluation grant program.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

Co-sponsors added: Aguilar, Bacon, Boyd, Heath, Hodge, Jahn, Morse, Newell, Nicholson, Schwartz and Williams S.

HB11-1100 by Representative(s) Loooper, Acree, Baumgardner, Brown, Court, Fields, Holbert, Kerr A., Priola, Ryden, Solano, Soper; also Senator(s) Morse--Concerning the consideration of military experience towards qualification for professional licensure and certification, and making an appropriation therefor.

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

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

Co-sponsors added: Aguilar, Boyd, Cadman, Foster, Grantham, Heath, Hodge, Hudak, Jahn, King K., King S., Lambert, Lundberg, Newell, Scheffel, Schwartz, Steadman, Tochtrop and White.

HB11-1289 by Representative(s) Sonnenberg; also Senator(s) Hodge--Concerning the manner in which the state historical society acts with regard to water supply structures.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

Co-sponsors added: Guzman, King S., Roberts and White.

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

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

Co-sponsors added: King K. and Lambert.

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THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB11-200 by Senator(s) Boyd; also Representative(s) Stephens--Concerning a Colorado health benefit exchange, and, in connection therewith, creating a process for the implementation of a health benefit exchange in Colorado.

A majority of those elected to the Senate having voted in the affirmative, Senator King K. was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.015), by Senators Brophy, Cadman, Grantham, Harvey, King S., Kopp, Lambert, Lundberg, Mitchell, Renfroe, Roberts, Scheffel, White.

Amend engrossed bill, page 13, after line 8 insert:

"10-22-109. Repeal. IF THE FEDERAL ACT IS REPEALED OR THE FEDERAL COURTS RULE IN FINAL, UNAPPEALABLE FORM THAT ALL OR ANY PART OF THE FEDERAL ACT IS UNCONSTITUTIONAL, INCLUDING THE ESTABLISHMENT OF THE HEALTH BENEFIT EXCHANGES AND THE INDIVIDUAL MANDATE TO PURCHASE HEALTH INSURANCE, THE GOVERNOR, AFTER CONSULTATION WITH THE ATTORNEY GENERAL, SHALL REPORT THIS FACT IN WRITING TO THE REVISOR OF STATUTES. UPON RECEIPT BY THE REVISOR OF STATUTES OF THIS WRITTEN REPORT, THIS ARTICLE IS REPEALED."

The amendment was lost on the following roll call vote:

Table with 4 columns: YES (15), NO (20), EXCUSED (0), ABSENT (0). Rows list senators and their votes: Aguilar (N), Bacon (N), Boyd (N), Brophy (Y), Cadman (Y), Carroll (N), Foster (N), Giron (N), Grantham (Y), Guzman (N), Harvey (N), Heath (N), Hodge (N), Hudak (N), Jahn (N), Johnston (N), King K. (N), King S. (Y), Kopp (N), Lambert (Y), Lundberg (N), Mitchell (N), Morse (N), Newell (N), Nicholson (N), Renfroe (Y), Roberts (Y), Scheffel (Y), Schwartz (Y), Spence (Y), Steadman (Y), Tochtrop (N), White (N), Williams S. (N), President (N).

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

Table with 4 columns: YES (20), NO (15), EXCUSED (0), ABSENT (0). Rows list senators and their votes: Aguilar (Y), Bacon (Y), Boyd (Y), Brophy (N), Cadman (N), Carroll (Y), Foster (Y), Giron (Y), Grantham (N), Guzman (Y), Harvey (N), Heath (Y), Hodge (Y), Hudak (Y), Jahn (Y), Johnston (Y), King K. (N), King S. (N), Kopp (Y), Lambert (N), Lundberg (Y), Mitchell (Y), Morse (Y), Newell (Y), Nicholson (Y), Renfroe (N), Roberts (N), Scheffel (N), Schwartz (N), Spence (N), Steadman (N), Tochtrop (Y), White (Y), Williams S. (Y), President (Y).

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

Co-sponsors added: Aguilar, Bacon, Carroll, Foster, Giron, Guzman, Heath, Hodge, Hudak, Jahn, Morse, Newell, Nicholson, Schwartz, Shaffer B., Steadman, Tochtrop and Williams S.

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

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

Co-sponsors added: Boyd, Carroll, Giron, Guzman, Heath, Hudak, King S., Newell, Tochtrop and Williams S.

HB11-1291 by Representative(s) McNulty; also Senator(s) Morse--Concerning legislative approval of the regional haze element of the state implementation plan, and, in connection therewith, postponing the automatic expiration of the portion of the plan that consists of rules.

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

YES	25	NO	10	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	N	Lambert	N	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	N	Spence	N
Brophy	Y	Hodge	Y	Mitchell	N	Steadman	Y
Cadman	N	Hudak	Y	Morse	Y	Tochtrop	Y
Carroll	Y	Jahn	Y	Newell	Y	White	N
Foster	Y	Johnston	Y	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	N	Renfroe	N	President	Y
Grantham	N	King S.	Y	Roberts	Y		

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

Co-sponsors added: Bacon, Boyd, Foster, Guzman, Heath, Hudak, Jahn, Newell, Nicholson, Schwartz, Shaffer B. and Williams S.

On motion of Senator Morse, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of Governor's appointments.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Tochtrop, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE BOARD OF MORTGAGE LOAN ORIGINATORS

for terms expiring August 10, 2012:

Julie I. Piepho of Fort Collins, Colorado, a licensed mortgage loan originator, appointed;

for terms expiring August 10, 2014:

Billy Glenn Bartholomew of Arvada, Colorado, a licensed mortgage loan originator, appointed.

YES	34	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	*	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

* Abstaining from voting under Senate Rule 17(c) -- Senator Harvey.

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

MEMBER OF THE
COLORADO BANKING BOARD

for terms expiring July 1, 2015:

Stephen A. Sherlock of Lamar, Colorado, to serve as a representative of bankers, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

MEMBER OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

for a term expiring on January 12, 2015:

Joshua B. Epel of Greenwood Village, Colorado, a Democrat, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

On motion of Senator Schwartz, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
MINED LAND RECLAMATION BOARD

for terms expiring March 1, 2015:

Thomas Earl Brubaker, Parker, Colorado, an individual with substantial experience in the mining industry, appointed;

Ronald Dean Peterson, Lamar, Colorado, an individual with substantial experience in the agriculture industry, appointed;

Barbara J. Green, Denver Colorado, an individual with substantial experience in conservation, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

On motion of Senator Schwartz, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2014:

Steven C. Harris of Durango, Colorado, to serve as a representative from the San Miguel-Dolores-San Juan drainage basin, and as a representative with experience in the engineering aspects of water projects, reappointed;

Stephen T. LaBonde of Grand Junction, Colorado, to serve as a representative from the Main Colorado drainage basin, and as a representative with experience in public health issues related to drinking water or water quality matters, reappointed;

Gregory J. Higel of Alamosa, Colorado, to serve as a representative of the Rio Grande drainage basin, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

On motion of Senator Schwartz, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
STATE AGRICULTURAL COMMISSION

for terms expiring March 1, 2015:

Thomas K. Cameron of Palisade, Colorado, to serve as a Democrat from the Fourth Agricultural District, reappointed;

Ernest D. Ford of Center, Colorado, to serve as a Democrat from the Third Agricultural District, reappointed;

Alvin Kunugi of Blanca, Colorado, to serve as a Democrat and at-large member, appointed;

Barbara L. Marty of Henderson, Colorado, to serve as a Republican from the First Agricultural District, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

On motion of Senator Bacon, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

for terms expiring December 31, 2014:

Dennis E. Flores of Pueblo, Colorado, to serve as a Democrat, and occasioned by the resignation of Bonifacio A. Cosyleon, appointed;

Penfield W. Tate of Denver, Colorado, to serve as a Democrat, and occasioned by the resignation of Leonard W. Gregory, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

MEMBER OF THE
COLLEGEINVEST BOARD OF DIRECTORS

for a term expiring July 31, 2014:

Courtney Cowgill of Centennial, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

MEMBER OF THE
BOARD OF TRUSTEES OF METROPOLITAN
STATE COLLEGE OF DENVER

for a term expiring December 31, 2014:

Ellen S. Robinson of Denver, Colorado, a Democrat, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

MEMBER OF THE
COLORADO EDUCATIONAL AND CULTURAL
FACILITIES AUTHORITY BOARD OF DIRECTORS

for a term expiring June 30, 2014:

Patrick M. Brady of Fort Collins, Colorado, a Republican, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

MEMBERS OF THE HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD

effective immediately, for a term expiring May 15, 2013:

Ellen S. Robinson of Denver, Colorado, a representative of a business that purchases or otherwise provides health insurance for its employees, to fill the vacancy occasioned by the resignation of Bruce K. Alexander of Englewood, Colorado, appointed;

further, effective June 1, 2010, for a term expiring at the pleasure of the Governor:

Ellen S. Robinson of Denver, Colorado, to serve as Chairperson of the Hospital Provider Fee Oversight and Advisory Board, appointed.

for a term expiring May 15, 2012:

Karl B. Gills of Steamboat Springs, Colorado, an employee of a rural hospital in Colorado, to fill the vacancy occasioned by the resignation of Robert W. Omer of Meeker, Colorado, appointed.

Table with 8 columns: YES, NO, EXCUSED, ABSENT and corresponding counts. Rows list members: Aguilar, Bacon, Boyd, Brophy, Cadman, Carroll, Foster, Giron, Grantham, Guzman, Harvey, Heath, Hodge, Hudak, Jahn, Johnston, King K., King S., Kopp, Lambert, Lundberg, Mitchell, Morse, Newell, Nicholson, Renfroe, Roberts, Scheffel, Schwartz, Spence, Steadman, Tochtrop, White, Williams S., President.

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

MEMBERS OF THE COLORADO TRAUMATIC BRAIN INJURY BOARD

effective June 30, 2010 for terms expiring June 30, 2013:

Kimberly A. Gorgens of Denver, Colorado, to serve as a psychologist, reappointed.

Holly Ann Batal of Denver, Colorado, to serve as a family member of an individual with a brain injury, reappointed;

for terms expiring June 30, 2013:

Rhesia-Maria R. Ochoa of Centennial, Colorado, appointed;

Lt. Aaron D. Sanchez of Littleton, Colorado, appointed.

Table with 8 columns: YES, NO, EXCUSED, ABSENT and corresponding counts. Rows list members: Aguilar, Bacon, Boyd, Brophy, Cadman, Carroll, Foster, Giron, Grantham, Guzman, Harvey, Heath, Hodge, Hudak, Jahn, Johnston, King K., King S., Kopp, Lambert, Lundberg, Mitchell, Morse, Newell, Nicholson, Renfroe, Roberts, Scheffel, Schwartz, Spence, Steadman, Tochtrop, White, Williams S., President.

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

MEMBERS OF THE
WASTE TIRE ADVISORY COMMITTEE

for terms expiring September 9, 2012:

Deputy Sheriff William E. Spalding of Kersey, Colorado, to serve as a representative of law enforcement from jurisdictions that have a waste tire facility, appointed;

for terms expiring September 9, 2011:

Verne A. Stuessy of Pueblo West, Colorado, to serve as a representative of waste tire monofills that are operating in compliance with their certificates of designation, appointed;

Michael "Scott" Skorka of Golden, Colorado, to serve as a tire retailer, appointed;

for terms expiring September 9, 2013:

Richard K. Welle of Centennial, Colorado, to serve as a waste tire processor, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for terms expiring July 1, 2014:

Karl D. Aguilera of Pueblo, Colorado, to serve as an at-large member from Congressional District 3, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

RECONSIDERATION OF SB11-200

SB11-200 by Senator(s) Boyd; also Representative(s) Stephens--Concerning a Colorado health benefit exchange, and, in connection therewith, creating a process for the implementation of a health benefit exchange in Colorado.

Having voted on the prevailing side, Senator Morse moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on SB11-200.

Less than a majority of all members elected to the Senate having voted in the affirmative, the motion for reconsideration was **lost** on the following roll call vote:

YES	16	NO	19	EXCUSED	0	ABSENT	0
Aguilar	N	Guzman	N	Kopp	Y	Scheffel	Y
Bacon	N	Harvey	Y	Lambert	Y	Schwartz	N
Boyd	N	Heath	N	Lundberg	Y	Spence	Y
Brophy	Y	Hodge	N	Mitchell	Y	Steadman	N
Cadman	Y	Hudak	N	Morse	N	Tochtrop	N
Carroll	N	Jahn	N	Newell	N	White	Y
Foster	N	Johnston	Y	Nicholson	N	Williams S.	N
Giron	N	King K.	Y	Renfroe	Y	President	N
Grantham	Y	King S.	Y	Roberts	Y		

RECONSIDERATION OF HB11-1291

HB11-1291 by Representative(s) McNulty; also Senator(s) Morse--Concerning legislative approval of the regional haze element of the state implementation plan, and, in connection therewith, postponing the automatic expiration of the portion of the plan that consists of rules.

Having voted on the prevailing side, Senator Morse moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB11-1291.

Less than a majority of all members elected to the Senate having voted in the affirmative, the motion for reconsideration was **lost** on the following roll call vote:

YES	14	NO	21	EXCUSED	0	ABSENT	0
Aguilar	N	Guzman	N	Kopp	Y	Scheffel	Y
Bacon	N	Harvey	Y	Lambert	Y	Schwartz	N
Boyd	N	Heath	N	Lundberg	Y	Spence	Y
Brophy	N	Hodge	N	Mitchell	Y	Steadman	N
Cadman	Y	Hudak	N	Morse	N	Tochtrop	N
Carroll	N	Jahn	N	Newell	N	White	Y
Foster	N	Johnston	Y	Nicholson	N	Williams S.	N
Giron	N	King K.	Y	Renfroe	Y	President	N
Grantham	Y	King S.	Y	Roberts	N		

Committee of the Whole On motion of Senator Guzman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar and Senator Guzman was called to the Chair to act as Chairman.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

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

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

Ordered engrossed and placed on the calendar for third reading and final passage.

SB11-240 by Senator(s) Hudak, Bacon, Schwartz; also Representative(s) Murray--Concerning the implementation of sunset review of the regulation of private occupational schools, and, in connection therewith, requiring the department of regulatory agencies to review the functions of the private occupational school division and the private occupational school board and scheduling a future repeal of the laws related to regulation of private occupational schools.

Ordered engrossed and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Guzman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB11-239, SB11-240.

Committee of the Whole On motion of Senator Guzman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills and Senator Guzman was called to the Chair to act as Chairman.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB11-052 by Senator(s) Heath, Bacon, King K.; also Representative(s) Massey, Ferrandino--Concerning expectations for higher education institutions in Colorado.

Amendment No. 1, General Orders Amendment.
(Printed in Senate Journal, April 26, page 880 and placed in members' bill files.)

Amendment No. 2(L.022), by Senator Heath.

Strike the Education Committee Report, dated March 17, 2011.

Amend printed bill, strike everything below the enacting clause and substitute:

"SECTION 1. Legislative declaration. (1) The general assembly finds that:

- (a) The statewide system of higher education must focus on:
 - (I) Interpreting the changes in state demographics and workforce needs and responding to those changing needs by efficiently providing to the state a well-educated and highly skilled workforce that aligns with and is prepared to meet the employment needs of the businesses and industries that drive the state's economy;

(II) Ensuring that all adult citizens of the state, regardless of race, ethnicity, income, age, or geographic location, have access to and are successful in completing the postsecondary education opportunities and services they need to enable them to meet their personal academic and career goals and maximize their contribution to the state's economy and society; and

(III) Supporting the state's economic strength and diversity by providing teaching and research in areas of highest priority to the state and educating a workforce that aligns with the needs of employers for highly skilled workers;

(b) Each public institution of higher education should demonstrate its successes in serving the people of the state in these focus areas, demonstrate the level of efficiency and productivity with which it provides these services, and publicly communicate these successes; and

(c) Each public institution should be rewarded for its successes in these focus areas with state funding that will assist the institution in building on its successes and continuing to raise its level of service to the state and its citizens.

(2) Therefore, it is the intent of the general assembly that:

(a) The Colorado commission on higher education, in cooperation with the department of higher education, shall collect and review data collected from research and analysis of measures and programs implemented at public institutions of higher education in this state and throughout the country;

(b) The commission shall apply the findings and conclusions derived from the collected data and research to craft the statewide master plan for the state system of higher education and to establish, in collaboration with the governing boards of the institutions of higher education, appropriate and achievable goals for the statewide system of higher education and for individual institutions;

(c) The commission and the governing boards shall negotiate performance contracts for the public institutions of higher education that articulate the expectations and goals of each institution in helping to achieve the overall goals for the state system of higher education;

(d) The commission and the department of higher education shall collect from the public institutions of higher education such data as is necessary to accurately measure each institution's performance in meeting the goals and expectations specified in its performance contract; and

(e) Following creation of the state and institutional goals and identification and collection of the necessary data and restoration of state general fund moneys to the state system of higher education, but in no event sooner than the 2016-17 fiscal year, the state shall implement a system for appropriating state general fund moneys for the state system of higher education that allocates a portion of the state funding for each governing board based on the success in meeting goals and expectations demonstrated by the institutions under the governing board's control.

SECTION 2. The introductory portion to 23-1-108 (1) and 23-1-108 (1.5) and (9), Colorado Revised Statutes, are amended, and the said 23-1-108 is further amended BY THE ADDITION OF THE FOLLOWING NEW SUBSECTIONS, to read:

23-1-108. Duties and powers of the commission with regard to systemwide planning.

(1) ~~The commission shall develop and submit to the governor and the general assembly a master plan for Colorado postsecondary education. In developing the master plan, the commission shall examine the statewide expectations and goals specified in section 23-13-104 and recommend that the general assembly amend the statewide expectations and goals if necessary. Following amendment of the statewide expectations and goals, the commission shall design the master plan to assure achievement of the statewide expectations and goals in the most timely, efficient, and effective manner. This plan shall recognize the importance of private and proprietary institutions and the role and relationship of elementary and secondary education in the state, though their inclusion in the plan in no way implies control or state authority over their operations. The commission, after consultation with the governing boards of institutions and as a part of the master planning process, shall have the authority to:~~

(1.5) (a) On or before ~~December 15, 2010~~ SEPTEMBER 1, 2012, the commission shall develop and submit to the governor and the general assembly a new master plan for Colorado postsecondary education. The commission shall collaborate with the governing boards and chief executive officers of the state institutions of higher education in developing the master plan. In addition, the commission shall take into

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account the final report of the higher education strategic planning steering committee appointed by the governor. IN DRAFTING THE MASTER PLAN, ADDRESSING THE ISSUES SPECIFIED IN PARAGRAPH (b) OF THIS SUBSECTION (1.5), AND ESTABLISHING THE GOALS AS DESCRIBED IN PARAGRAPH (c) OF THIS SUBSECTION (1.5) FOR THE STATE SYSTEM OF HIGHER EDUCATION, THE COMMISSION SHALL ALSO TAKE INTO CONSIDERATION THE DATA COLLECTED PURSUANT TO SUBSECTION (1.7) OF THIS SECTION.

(b) At a minimum, the commission shall address the following issues in developing the master plan:

(I) The needs of the state with regard to the system of higher education and the top priorities for the state system of higher education in meeting those needs;

(II) Alignment of the state system of higher education with the system of elementary and secondary education and increasing the rate at which students who graduate from Colorado high schools enroll in and complete postsecondary and career and technical education;

(III) Accessibility and affordability of the state system of higher education, including consideration of methods to reduce the student debt load and increase need-based financial aid funding;

(IV) Funding for the state system of higher education and strategies for stabilizing and sustaining an adequate funding level;

(V) The role and mission of the state institutions of higher education and the governance structure of the state system of higher education; and

(VI) The role of two-year and four-year junior colleges and area vocational schools in helping to address the workforce and economic development needs of the state within the system of higher education; AND

(VII) THE IMPORTANCE OF PRIVATE AND PROPRIETARY INSTITUTIONS WITH REGARD TO HIGHER EDUCATION IN THE STATE, ALTHOUGH CONSIDERATION OF SAID INSTITUTIONS IN THE PLAN IN NO WAY IMPLIES CONTROL OR STATE AUTHORITY OVER THEIR OPERATIONS.

~~(b)~~ (c) The commission shall design the master plan to achieve, at a minimum, the following goals:

(I) INCREASING THE OVERALL NUMBER OF BACCALAUREATE DEGREES, ASSOCIATE DEGREES, AND CAREER AND TECHNICAL EDUCATION CERTIFICATES ISSUED BY THE PUBLIC INSTITUTIONS OF HIGHER EDUCATION IN THE STATE, WHILE MAINTAINING ACCESSIBILITY TO THE INSTITUTIONS, TO PROVIDE SUPPORT FOR ECONOMIC DEVELOPMENT AND A WELL-EDUCATED WORKFORCE FOR THE BUSINESS COMMUNITY IN THE STATE;

~~(f)~~ (II) Implementing systemic approaches that strengthen the continuity of public education from elementary and secondary through postsecondary education for traditional and nontraditional students;

~~(ff)~~ (III) Ensuring the long term fiscal stability and affordability of the state system of higher education and ensuring the efficient allocation of available state resources to support institutions of higher education while protecting the unique mission of each institution. The allocation shall take into consideration, but need not be limited to, tuition capacity, tuition rates relative to competitive institutions, the state resources available to institutions, funding for high-cost programs, the student and family incomes of students enrolled at institutions, enrollment levels, geographic access to educational opportunities throughout the state, and other issues deemed relevant by the commission.

~~(fff)~~ (IV) Reducing the educational attainment gap between majority and underrepresented populations throughout the state;

~~(fv)~~ (V) Reducing the geographic disparities in access to and opportunity to complete a broad array of quality higher education and career and technical education programs;

~~(v)~~ (VI) Implementing strategies that strengthen the link between higher education and economic development and innovation in the state; and

~~(vff)~~ (VII) Improving and sustaining excellence in career and technical education and undergraduate and graduate degree programs.

~~(e)~~ (d) (I) The commission shall ensure that the master plan prepared pursuant to this subsection (1.5) specifically addresses providing programs that support and help ensure the success of students who graduate from Colorado high schools and are enrolling as first-time freshmen students and meet one or more of the following criteria:

(A) The student's family is low-income and the student is likely to incur significant student debt in attending an institution of higher education;

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(B) The student's parents did not attend postsecondary education and may not have graduated from high school;

(C) The student is a member of an underrepresented population;

or
(D) The student has limited access to technologies to support learning.

(II) Programs that may be addressed in the master plan include but need not be limited to:

(A) Providing student support services including counseling or tutoring;

(B) Implementing measures to reduce student debt by making effective use of financial assistance and assisting in fee payments and textbook costs; and

(C) Providing assistance in obtaining access to technology.

~~(d)~~ (e) Prior to submitting the master plan to the governor and the general assembly, the commission shall distribute a draft of the plan to the governing boards for comment. Each governing board shall submit to the commission its comments and any suggested revisions within ~~fourteen~~ THIRTY days after receiving the draft plan. THE COMMISSION SHALL DISCUSS AND CONSIDER ANY REVISIONS SUGGESTED BY THE GOVERNING BOARDS TO THE DRAFT MASTER PLAN.

~~(e)~~ (f) ~~Beginning in the 2011-12 academic year~~ The commission shall ensure that the master plan is implemented through the performance contracts authorized pursuant to section 23-5-129 BY NEGOTIATING WITH THE GOVERNING BOARDS INDIVIDUALIZED GOALS AND EXPECTATIONS FOR THE PUBLIC INSTITUTIONS OF HIGHER EDUCATION, WHICH GOALS AND EXPECTATIONS SUPPORT ACHIEVEMENT OF THE STATEWIDE GOALS IDENTIFIED IN PARAGRAPH (c) OF THIS SUBSECTION (1.5) AND IN THE MASTER PLAN. THE COMMISSION AND THE GOVERNING BOARDS SHALL ENSURE THAT THE INSTITUTIONS' RENEGOTIATED PERFORMANCE CONTRACTS ARE FINALIZED NO LATER THAN DECEMBER 1, 2012.

(1.7) THE COMMISSION, WORKING WITH THE DEPARTMENT, THE GOVERNING BOARDS, AND THE INSTITUTIONS OF HIGHER EDUCATION, SHALL COLLECT DATA, INCLUDING BUT NOT LIMITED TO RESEARCH CONDUCTED BY NATIONAL POLICY ORGANIZATIONS AND AGENCIES OR INSTITUTIONS OF HIGHER EDUCATION IN OTHER STATES, AS NECESSARY TO SUPPORT DEVELOPMENT AND IMPLEMENTATION OF THE MASTER PLAN PURSUANT TO SUBSECTION (1.5) OF THIS SECTION AND TO USE IN NEGOTIATING THE PERFORMANCE CONTRACTS PURSUANT TO SECTION 23-5-129. THE COMMISSION SHALL TAKE INTO CONSIDERATION THE COSTS TO THE GOVERNING BOARDS OF COLLECTING AND REPORTING ANY DATA THE COMMISSION MAY REQUEST FROM THE GOVERNING BOARDS OR THE INSTITUTIONS OF HIGHER EDUCATION PURSUANT TO THIS SUBSECTION (1.7).

(1.9) (a) (I) ON OR BEFORE DECEMBER 1, 2013, THE COMMISSION SHALL CREATE A PERFORMANCE-BASED FUNDING PLAN TO APPROPRIATE TO EACH GOVERNING BOARD, INCLUDING THE GOVERNING BOARDS FOR THE JUNIOR COLLEGES AND AREA VOCATIONAL SCHOOLS, A PORTION OF THE PERFORMANCE FUNDING AMOUNT FOR THE APPLICABLE STATE FISCAL YEAR BASED ON THE SUCCESS DEMONSTRATED BY THE INSTITUTIONS UNDER EACH GOVERNING BOARD'S CONTROL IN MEETING THE GOALS AND EXPECTATIONS SPECIFIED IN THE INSTITUTIONS' RESPECTIVE PERFORMANCE CONTRACTS.

(II) THE COMMISSION'S PERFORMANCE-BASED FUNDING PLAN SHALL SPECIFICALLY ADDRESS THE MANNER IN WHICH THE APPROPRIATION OF PERFORMANCE-BASED FUNDING WILL AFFECT THE COLLEGE OPPORTUNITY FUND STIPENDS AUTHORIZED IN SECTION 23-18-202 AND THE FEE-FOR-SERVICE CONTRACTS AUTHORIZED IN SECTIONS 23-1-109.7 AND 23-5-130.

(III) THE COMMISSION SHALL ENSURE THAT THE PERFORMANCE-BASED FUNDING PLAN DISTRIBUTES THE PERFORMANCE FUNDING AMOUNT ON THE BASIS OF AN INSTITUTION'S PERFORMANCE IN MEETING THE NEGOTIATED GOALS AND EXPECTATIONS SPECIFIED IN ITS PERFORMANCE CONTRACT. THE DISTRIBUTION OF THE PERFORMANCE FUNDING AMOUNT SHALL NOT TAKE INTO ACCOUNT ADDITIONAL REVENUES THAT MAY BE AVAILABLE TO THE INSTITUTION, INCLUDING BUT NOT LIMITED TO LOCAL PROPERTY TAX REVENUES RECEIVED BY THE JUNIOR COLLEGES AND AREA VOCATIONAL SCHOOLS.

(IV) THE COMMISSION SHALL RECOMMEND TO THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES, THE STATUTORY CHANGES NECESSARY TO IMPLEMENT THE PERFORMANCE-BASED FUNDING PLAN SPECIFIED IN THE

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MASTER PLAN.

(b) AFTER THE 2015-16 STATE FISCAL YEAR, IN EACH STATE FISCAL YEAR IN WHICH THE GENERAL ASSEMBLY APPROPRIATES THE RESTORED LEVEL OF GENERAL FUND APPROPRIATIONS FOR THE STATE SYSTEM OF HIGHER EDUCATION, THE COMMISSION, BASED ON THE PERFORMANCE-BASED FUNDING PLAN ADOPTED IN THE MASTER PLAN, SHALL RECOMMEND TO THE JOINT BUDGET COMMITTEE THE PORTION OF THE PERFORMANCE FUNDING AMOUNT TO BE APPROPRIATED TO EACH GOVERNING BOARD, INCLUDING THE GOVERNING BOARDS FOR THE JUNIOR COLLEGES AND THE AREA VOCATIONAL SCHOOLS, BASED ON THE DEMONSTRATED PERFORMANCE OF THE INSTITUTIONS THAT ARE UNDER THE GOVERNING BOARD'S CONTROL IN MEETING THE INSTITUTIONS' GOALS AND EXPECTATIONS SPECIFIED IN THE INSTITUTIONS' RESPECTIVE PERFORMANCE CONTRACTS.

(c) FOR PURPOSES OF THIS SUBSECTION (1.9):

(I) "PERFORMANCE FUNDING AMOUNT" MEANS TWENTY-FIVE PERCENT OF THE AMOUNT BY WHICH THE GENERAL FUND APPROPRIATION FOR THE STATE SYSTEM OF HIGHER EDUCATION, EXCLUDING ANY AMOUNT APPROPRIATED FOR STUDENT FINANCIAL AID, EXCEEDS SIX HUNDRED FIFTY MILLION DOLLARS.

(II) "RESTORED LEVEL OF GENERAL FUND APPROPRIATIONS" MEANS AN AMOUNT OF GENERAL FUND APPROPRIATIONS FOR THE STATE SYSTEM OF HIGHER EDUCATION, EXCLUDING ANY AMOUNT APPROPRIATED FOR STUDENT FINANCIAL AID, THAT EQUALS OR EXCEEDS SEVEN HUNDRED SIX MILLION DOLLARS.

(III) "STUDENT FINANCIAL AID" MEANS THE STATE PROGRAM OF FINANCIAL ASSISTANCE ESTABLISHED BY THE COMMISSION PURSUANT TO SECTION 23-3.3-102.

(9) The state-supported institutions of higher education shall provide the commission with such data as the commission deems necessary upon its formal request, INCLUDING BUT NOT LIMITED TO ANY DATA REQUESTED PURSUANT TO SUBSECTION (1.7) OF THIS SECTION. Data for individual students or personnel shall not be divulged or made known in any way by the director of the commission or by any commission employee, except in accordance with judicial order or as otherwise provided by law. Any person who violates this subsection (9) commits a class 1 misdemeanor and shall be punished as provided in section 18-1.3-501, C.R.S. Such person shall, in addition thereto, be subject to removal or dismissal from public service on grounds of malfeasance in office.

SECTION 3. 23-5-129 (1) (b), (2) (a), (2) (f), (5) (a), and (9), Colorado Revised Statutes, are amended, and the said 23-5-129 (5) is further amended BY THE ADDITION OF A NEW PARAGRAPH, to read:

23-5-129. Governing boards - performance contract - authorization - operations. (1) As used in this section, unless the context otherwise requires:

(b) "State institution of higher education" shall have the same meaning as provided in section 23-18-102 (10); EXCEPT THAT "STATE INSTITUTION OF HIGHER EDUCATION" SHALL INCLUDE EACH JUNIOR COLLEGE THAT IS PART OF A JUNIOR COLLEGE DISTRICT ORGANIZED PURSUANT TO ARTICLE 71 OF THIS TITLE AND THE AREA VOCATIONAL SCHOOLS, AS DEFINED IN SECTION 23-60-103.

(2) (a) Beginning July 1, 2004, each governing board of a state institution of higher education shall negotiate a performance contract with the department of higher education that shall specify the performance goals the institution shall achieve during the period that it operates under the performance contract. A state institution of higher education's compliance with the goals specified in the performance contract may be in lieu of the requirements of article 1 of this title ~~and the "Higher Education Quality Assurance Act", article 13 of this title,~~ for the period of the performance contract.

(f) Notwithstanding any provision of this subsection (2) to the contrary, the provisions of this subsection (2) shall not apply to the performance contract with the Colorado school of mines, authorized by section 23-41-104.6, that is in place on July 1, 2004, until the department of higher education renegotiates the performance contract with the school of mines, to take effect ~~July 1, 2011~~ NO LATER THAN DECEMBER 1, 2012.

(5) (a) Beginning January 2006, and each January thereafter, the department of higher education shall report to the members of the education committees of the senate and the house of representatives and the members of the joint budget committee of the general assembly the

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financial effect of the provisions of each performance contract with regard to funding for the affected governing board of a state institution of higher education and overall funding for the statewide system of higher education ~~any exemptions granted pursuant to subsection (4) of this section~~, and a review of each state or private institution's operations under the institution's performance contract. The term of a performance contract may be up to ten years. The department of higher education may renew a performance contract at its discretion, with the agreement of the governing board.

(a.5) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OF THIS SUBSECTION (5) TO THE CONTRARY, THE PERFORMANCE CONTRACTS IN EFFECT AS OF JULY 1, 2010, SHALL REMAIN IN EFFECT UNTIL RENEGOTIATED AS PROVIDED IN SECTION 23-1-108 (1.5) NO LATER THAN DECEMBER 1, 2012.

~~(9) The Colorado school of mines, while operating under a performance contract pursuant to section 23-41-104.6, may negotiate with the Colorado commission on higher education for exemptions consistent with the provisions of subsection (4) of this section.~~

SECTION 4. 23-5-129, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

23-5-129. Governing boards - performance contract - authorization - operations. (11) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, THE PROVISIONS OF SUBSECTIONS (6), (7), (8), AND (10) OF THIS SECTION DO NOT APPLY TO THE LOCAL DISTRICT JUNIOR COLLEGES OR THE AREA VOCATIONAL SCHOOLS.

SECTION 5. Repeal. Article 13 of title 23 and 23-1-105 (3.7), Colorado Revised Statutes, are repealed.

SECTION 6. 22-60.5-116.5 (1) (b) and (2), Colorado Revised Statutes, are amended to read:

22-60.5-116.5. Education committees - evaluation of teacher preparation programs - biennial joint meeting. (1) (b) At the meeting, the committees shall consider the reports on the review of approved teacher preparation programs received from the Colorado commission on higher education pursuant to section 23-1-121 (6), C.R.S. The committees shall take testimony from representatives of the institutions of higher education that provide the teacher preparation programs, the state board of education, the Colorado commission on higher education, and from any other interested persons. Based on the review of said reports and any testimony received, the committees shall assess whether the approved teacher preparation programs are adequately preparing teacher candidates to meet the performance-based teacher licensure standards adopted by rule of the state board of education pursuant to section 22-2-109 (3). ~~In addition, the committees shall assess whether each approved teacher preparation program is being implemented in accordance with the requirements of the "Higher Education Quality Assurance Act", article 13 of title 23, C.R.S.~~

(2) If the committees, based on the reports received from the Colorado commission on higher education and the state board of education, determine that an approved educator preparation program is not adequately preparing licensure candidates, ~~or is not being implemented in accordance with the requirements of the "Higher Education Quality Assurance Act", article 13 of title 23, C.R.S.~~, the committees shall instruct the Colorado commission on higher education to reduce the funding received by the institution of higher education that provides the approved educator preparation program during the next fiscal year. The commission shall notify the committees of the amount of said reduction prior to introduction of the annual general appropriation bill.

SECTION 7. 23-1-107 (1) (b) and (3), Colorado Revised Statutes, are amended to read:

23-1-107. Duties and powers of the commission with respect to program approval, review, reduction, and discontinuance.

(1) (b) An institution of higher education shall submit a proposal for a new program to the department. Within a reasonable time after receipt of a proposal for a new program, the department shall review and, consistent with the institutional role and mission and the statewide ~~expectations and~~ goals specified in section ~~23-13-104~~ 23-1-108 AND FURTHER ARTICULATED IN THE MASTER PLAN ADOPTED PURSUANT TO SECTION 23-1-108, make recommendations to the commission for appropriate action on a proposal for a new program.

(3) Each governing board of the state-supported institutions of higher education shall submit to the department a plan describing the

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procedures and schedule for periodic program reviews and evaluation of each academic program at each institution consistent with the statewide expectations and goals specified in section ~~23-13-104~~ 23-1-108 AND FURTHER ARTICULATED IN THE MASTER PLAN ADOPTED PURSUANT TO SECTION 23-1-108 and the role and mission of each institution. The information to be provided to the department shall include, but shall not be limited to, the procedures for using internal and external evaluators, the sequence of such reviews, and the anticipated use of the evaluations.

SECTION 8. 23-1-121 (1) (a) and (4) (b), Colorado Revised Statutes, are amended to read:

23-1-121. Commission directive - approval of teacher preparation programs. (1) As used in this section, unless the context otherwise requires:

(a) "Approved teacher preparation program" means a teacher preparation program that has been reviewed pursuant to the provisions of this section and has been determined by the commission to meet the performance-based standards established by the commission pursuant to this section and the requirements of section 23-1-108. ~~and to be designed and implemented in accordance with the requirements of the "Higher Education Quality Assurance Act", article 13 of this title.~~

(4) (b) Each program review conducted pursuant to paragraph (a) of this subsection (4) shall ensure that the program meets the minimum requirements adopted pursuant to subsections (2) and (3) of this section and the requirements of section 23-1-108 and any policies adopted pursuant thereto. ~~In addition, the department shall ensure that the program is designed and implemented in accordance with the requirements of the "Higher Education Quality Assurance Act", article 13 of this title, for institutions of higher education that are subject to said act.~~ In determining whether to initially approve or continue the approval of a teacher preparation program, the commission shall consider any recommendations made by the state board of education pursuant to section 22-2-109 (5), C.R.S., concerning the effectiveness of the program content. If the state board of education recommends that a program not be approved, the commission shall follow the recommendation by refusing initial approval of the program or placing the program on probation.

SECTION 9. The introductory portion to 23-41-104.6 (3), Colorado Revised Statutes, is amended to read:

23-41-104.6. Performance contract - authorization - operations. (3) Beginning July 1, 2001, for the contract in effect through ~~June 30, 2011~~ JUNE 30, 2013, and beginning ~~July 1, 2010~~ JULY 1, 2013, for the contract in effect through ~~June 30, 2021~~ JUNE 30, 2023, the board of trustees of the Colorado school of mines shall negotiate a performance contract with the Colorado commission on higher education that shall specify the performance goals that the institution shall achieve during the period that it operates under the performance contract. ~~Compliance with the goals specified in the performance contract shall be in lieu of compliance with the requirements of the "Higher Education Quality Assurance Act", article 13 of this title, and the Colorado school of mines shall therefore be exempt from the requirements of said act while operating pursuant to the performance contract.~~ The specified goals shall be measurable and specific to the Colorado school of mines' role and mission and shall include, at a minimum, the following issues:

SECTION 10. Appropriation - adjustments in 2011 long bill.

(1) For the implementation of this act, appropriations made in the annual general appropriation act for the fiscal year beginning July 1, 2011, to the department of higher education, shall be adjusted as follows:

(a) The appropriation for the Colorado commission on higher education, for administration, is increased by two hundred fifty-one thousand seven hundred sixty-nine dollars (\$251,769) and 2.0 FTE. Said sum shall be reappropriated funds from statewide indirect cost recoveries.

(b) The appropriation for the Colorado commission on higher education financial aid, for need-based grants, is decreased by two hundred fifty-one thousand seven hundred sixty-nine dollars (\$251,769). Said sum shall be reappropriated funds from statewide indirect cost recoveries.

SECTION 11. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Page 1 of the printed bill, line 102, strike "COLORADO." and substitute "COLORADO, AND MAKING AN APPROPRIATION IN CONNECTION

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THEREWITH."

Amendment No. 3(L.024), by Senator Schwartz.

Amend the Jahn floor amendment (SB052_L.022), page 4, line 7, strike "approaches" and substitute "approaches, INCLUDING COORDINATED AND PROVEN TRANSITIONAL PROGRAMS,".

Page 4, line 31, after "providing" insert "COORDINATED AND PROVEN".

Amendment No. 4(L.023), by Senator Heath.

Amend the Jahn floor amendment (SB052_L.022), page 5, line 20, strike "section 23-5-129" and substitute "section 23-5-129 SECTIONS 23-5-129 AND 23-41-104.6".

Page 5, line 35, strike "SECTION" and substitute "SECTIONS 23-5-129 AND 23-41-104.6".

Page 5, line 36, strike "23-5-129".

Page 11, strike lines 3 through 19 and substitute:

"SECTION 9. 23-41-104.6 (2), the introductory portion to 23-41-104.6 (3), and 23-41-104.6 (4) (b) and (4) (c), Colorado Revised Statutes, are amended to read:

23-41-104.6. Performance contract - authorization - operations. (2) For the reasons specified in subsection (1) of this section, the general assembly hereby authorizes the Colorado school of mines to operate pursuant to a performance contract, as described in this section, with THE DEPARTMENT OF HIGHER EDUCATION AND the Colorado commission on higher education. The Colorado school of mines shall operate pursuant to a performance contract for the period specified in subsection (4) of this section.

(3) Beginning July 1, 2001, for the contract in effect through ~~June 30, 2011~~ NOVEMBER 30, 2012, and beginning ~~July 1, 2010~~ DECEMBER 1, 2012, for the contract in effect through ~~June 30, 2021~~ NOVEMBER 30, 2022, the board of trustees of the Colorado school of mines shall negotiate a performance contract with the DEPARTMENT OF HIGHER EDUCATION, SUBJECT TO APPROVAL BY THE Colorado commission on higher education, that shall specify the performance goals that the institution shall achieve during the period that it operates under the performance contract. ~~Compliance with the goals specified in the performance contract shall be in lieu of compliance with the requirements of the "Higher Education Quality Assurance Act", article 13 of this title, and the Colorado school of mines shall therefore be exempt from the requirements of said act while operating pursuant to the performance contract.~~ The specified goals shall be measurable and specific to the Colorado school of mines' role and mission and shall include, at a minimum, THE GOALS NEGOTIATED FOR THE INSTITUTION PURSUANT TO SECTIONS 23-1-108 (1.5) (f) AND 23-5-129 AND the following issues:

(4) (b) As early as possible during the 2002 regular session and as early as possible during the ~~2011 regular session~~ 2012 REGULAR SESSION, the Colorado commission on higher education shall present the finalized performance contract for the applicable contract period at a joint session of the education committees of the senate and the house of representatives, or any successor committees, and the joint budget committee of the general assembly. The members of the education committees and the members of the joint budget committee shall review the financial effect of the provisions of the contract with regard to funding for the Colorado school of mines or funding for the statewide system of higher education and may recommend changes to the terms of the performance contract or renegotiation of the performance contract. If a majority of the members of the education committees and the members of the joint budget committee approve the terms of the performance contract, the chairmen of the education committees, in cooperation with the joint budget committee, shall sponsor a joint resolution to recognize and approve the performance contract. The performance contract shall be deemed approved upon final passage of said joint resolution.

(c) The school of mines shall operate pursuant to the performance

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contract that is approved by joint resolution passed during the 2002 regular session beginning on the date the performance contract is approved and continuing through ~~June 30, 2011~~ NOVEMBER 30, 2012. The school of mines shall operate pursuant to the performance contract that is approved by joint resolution passed during the ~~2011 regular session~~ 2012 REGULAR SESSION beginning on the date the performance contract is approved DECEMBER 1, 2012, and continuing through ~~June 30, 2021~~ NOVEMBER 30, 2022."

Amendment No. 5(L.026), by Senator Heath.

Amend the Jahn and Heath floor amendment (SB052_L.022), page 8, line 41, strike "(8)".

Amendment No. 6(L.025), by Senator Hudak.

Amend the Jahn and Heath floor amendment (SB052_L.022), page 4, after line 24, insert:

"(VI) ADDRESSING OPPORTUNITIES FOR STUDENTS WITH DISABILITIES, INCLUDING INTELLECTUAL DISABILITIES, TO PARTICIPATE IN POSTSECONDARY EDUCATION;"

Page 4, line 25, strike "(VI)" and substitute "(VII)".

Page 4, line 28, strike "(VII)" and substitute "(VIII)".

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was referred to the Committee on Appropriations.

SB11-125 by Senator(s) White, Guzman, Jahn, Tochtrop; also Representative(s) Sonnenberg, Pace-- Concerning medicaid nursing facility provider fees, and, in connection therewith, increasing the cap on the medicaid nursing facility provider fee and changing the priority of uses for supplemental payments from the medicaid nursing facility cash fund.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 15, page 774 and placed in members' bill files.)

Amendment No. 2(L.001), by Senator White.

Amend the Appropriations Committee Report, dated April 15, 2011, page 2, strike line 2 and substitute:

"APPROPRIATION.".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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

Amendment No. 1, General Orders Amendment.

(Printed in Senate Journal, March 14, pages 446-448 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB11-111 by Senator(s) King K., Heath, Johnston, Nicholson, Renfroe, Spence; also Representative(s) Massey--Concerning creation of a task force to address the provision of educational services to support students' academic success.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, February 18, pages 241-242 and placed in members' bill files.)

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Amendment No. 2, Legislative Council Committee Amendment.
(Printed in Senate Journal, April 20, page 812 and placed in members' bill files.)

Amendment No. 3(L.007), by Senator King K.

Amend the Education Committee Report, dated February 16, 2011, page 1, line 8, strike "A PERSON FROM THE" and substitute "PERSONS WHO SPECIALIZE".

Page 1, line 9, strike "DEPARTMENT OF EDUCATION WHO SPECIALIZES".

Page 1, line 13, after "PROGRAMS;" insert "REPRESENTATIVES FROM CAREER AND TECHNICAL EDUCATION PROGRAMS;".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB11-207 by Senator(s) Tochtrop; also Representative(s) Priola--Concerning the regulation of roofers by the division of registrations in the department of regulatory agencies.

Amendment No. 1, General Orders Amendment.
(Printed in Senate Journal, April 26, page 880 and placed in members' bill files.)

Amendment No. 2(L.006), by Senator Lundberg.

Amend printed bill, page 5, line 24, strike "INCLUDE" and substitute "INCLUDE:".

Page 5, line 25, strike "ROOFING" and substitute:

"(I) ROOFING".

Page 5, line 26, strike "CONTRACT." and substitute "CONTRACT; OR".

Page 5, after line 26 insert:

"(II) PAINTING A ROOF ON A RESIDENTIAL OR COMMERCIAL PROPERTY.".

Amendment No. 3(L.004), by Senator Harvey.

Amend printed bill, page 22, after line 20 insert:

"12-61.5-116. Required participation in e-verify program. ALL REGISTERED ROOFERS AND ROOFING CONTRACTORS SHALL PARTICIPATE IN THE E-VERIFY PROGRAM, AS DEFINED IN SECTION 8-2-124 (1), C.R.S., FOR PURPOSES OF VERIFYING THE WORK ELIGIBILITY STATUS OF THEIR EMPLOYEES.".

Renumber succeeding C.R.S. section accordingly.

As amended, **lost** on second reading.

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 (HB11-1109, HB11-1268, HB11-1138, HB11-1267, SB11-182, HB11-1219, HB11-1095, HB11-1163, HB11-1115, HB11-1121, SB11-186, HB11-1211, HB11-1237, SB11-237, SB11-205) of Wednesday, April 27, was laid over until Thursday, April 28, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Guzman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kopp	Y	Scheffel	Y
Bacon	Y	Harvey	Y	Lambert	Y	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	Y	Spence	Y
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.	Y
Giron	Y	King K.	Y	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB11-125 as amended, SB11-050 as amended, SB11-111 as amended.

Lost on second reading: SB11-207 as amended.

Laid over until April 28: HB11-1109, HB11-1268, HB11-1138, HB11-1267, SB11-182, HB11-1219, HB11-1095, HB11-1163, HB11-1115, HB11-1121, SB11-186, HB11-1211, HB11-1237, SB11-234, SB11-205.

Referred to Committee on Appropriations: SB11-052 as amended

MESSAGE FROM THE HOUSE

April 27, 2011

Mr. President:

The House has adopted and returns herewith SJR11-037.

SENATE SERVICES REPORT

Correctly Printed: SB11-263, 264, 265, 266 and 267; SJR11-053.

Correctly Engrossed: SB11-204 and 232; SJR11-039, 042, 048 and 049.

Correctly Reengrossed: SB11-044, 051, 078 and 133.

Correctly Revised: HB11-1100, 1274, 1283, 1289 and 1291.

Correctly Enrolled: SB11-209.

COMMITTEE OF REFERENCE REPORTS

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB11-1271** be postponed indefinitely.

Trans-
portation

After consideration on the merits, the Committee recommends that **HB11-1275** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 18, strike "COMMERCIAL DIESEL" and substitute "COVERED".

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Page 5, line 5, strike "REST AREA," and substitute "SAFETY REST AREA AS DEFINED UNDER 23 CFR 752.3,".

Page 5, strike line 12 and substitute "FACILITY, A HOSPITAL, A SENIOR CITIZEN CENTER, OR A MEDICAL OUTPATIENT FACILITY PROVIDING PRIMARY, SPECIALTY, OR RESPIRATORY CARE; OR".

Page 5, strike lines 14 and 15 and substitute "FAHRENHEIT.".

Trans-
portation

After consideration on the merits, the Committee recommends that **HB11-1166** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, strike lines 18 through 21 and substitute:

"(b) THE JUVENILE DIABETES RESEARCH FOUNDATION MAY DESIGN THE SPECIAL LICENSE PLATE. THE DESIGN FOR THE SPECIAL LICENSE PLATE MUST CONFORM WITH STANDARDS ESTABLISHED BY THE DEPARTMENT AND IS SUBJECT TO THE DEPARTMENT'S APPROVAL.".

Trans-
portation

After consideration on the merits, the Committee recommends that **HB11-1279** be referred to the Committee on Appropriations with favorable recommendation.

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 Wednesday, April 27 was laid over until Thursday, April 28, retaining its place on the calendar.

Consideration of Resolutions: SJR11-005, SJR11-015, SJR11-023, SJR11-024, SJR11-032, SJR11-036, SJR11-045, SJR11-046, SJR11-047, SJR11-050, SJR11-051, SJR11-052, SJR11-053, SR11-005.
Consideration of Memorials: SJM11-002, SJM11-003, SJM11-004.
Consideration of House Amendments to Senate Bills: SCR11-001, SB11-213, SB11-089, SB11-090, SB11-092, SB11-173, SB11-230.
Consideration of Conference Committee Reports: SB11-219.

TRIBUTES

Honoring:

Coach Caryn Jarocki & the Highlands Ranch Girls Basketball Team -- by Senator Harvey.
Megan A. Buehler - Girl Scout Gold Award - by Senator Kopp.
Joseph Maxwell -- by Senator Hodge.
Laura Hershey -- by Senator Aguilar.

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On motion of Senator Morse, the Senate adjourned until 9:00 a.m., Thursday, April 28, 2011.

Approved:

Brandon C. Shaffer
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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