

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

73rd Legislative Day

Friday, March 25, 2011

Prayer	By the chaplain, Reverend John Thompson, Park Hill United Methodist Church, Denver.	11
Call to Order	By the President at 9:00 a.m.	13
Pledge	By Senator Jahn.	16
Roll Call	Present--32 Excused--3, Aguilar, Johnston, Renfroe. Present later--2, Aguilar, Renfroe.	18 19 20
Quorum	The President announced a quorum present.	22
Reading of Journal	On motion of Senator Roberts, reading of the Journal of Thursday, March 24, 2011, was dispensed with and the Journal was approved as corrected by the Secretary.	24 25

MESSAGE FROM THE REVISOR OF STATUTES

March 24, 2011

We herewith transmit:

Without comment, as amended, HB11-1268.

INTRODUCTION OF BILLS -- FIRST READING

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

SB11-203	by Senator(s) Schwartz; also Representative(s) Sonnenberg--Concerning the species conservation trust fund, and, in connection therewith, approving the species conservation eligibility list. Agriculture, Natural Resources, and Energy	49 50 51 52
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. Education	55 56 57
SB11-205	by Senator(s) Tochtrop; also Representative(s) Miklosi--Concerning parity in status between health care providers under health benefit plans, and, in connection therewith, specifying the conditions under which health insurance carriers must grant participating provider status to advanced practice nurses under the carriers' health benefit plans. Health and Human Services	60 61 62 63 64

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SB11-206	by Senator(s) Boyd; also Representative(s) Holbert--Concerning the exemption of certain noncommercial mortgage-related activities from the "Mortgage Loan Originator Licensing and Mortgage Company Registration Act". Health and Human Services	1 2 3 4 5 6
SB11-207	by Senator(s) Tochtrop; --Concerning the regulation of roofers by the division of registrations in the department of regulatory agencies. Business, Labor and Technology	7 8 9 10 11
HB11-1106	by Representative(s) Gardner B., Waller, Barker, DelGrosso, Liston, Nikkel, Sonnenberg, Stephens; also Senator(s) Roberts--Concerning the recovery of actual damages in personal injury cases. Local Government	12 13 14 15 16 17
HB11-1140	by Representative(s) Balmer; also Senator(s) Harvey--Concerning measures to strengthen the enforcement of laws against illegal aliens. State, Veterans & Military Affairs	18 19 20 21 22
HB11-1145	by Representative(s) McCann, Labuda, Levy, Pabon; also Senator(s) Tochtrop--Concerning requirements surrounding background checks for child care facilities, and making an appropriation therefor. Education	23 24 25 26 27 28
HB11-1166	by Representative(s) Murray; also Senator(s) Aguilar--Concerning the creation of a type 1 diabetes special license plate, and making an appropriation therefor. Transportation	29 30 31 32 33
HB11-1199	by Representative(s) Gardner B.; also Senator(s) Mitchell--Concerning limits on fees for the approval of the installation of solar energy devices. Business, Labor and Technology	34 35 36 37 38
HB11-1201	by Representative(s) Hamner, Todd, Massey, Fischer, Kerr A., Peniston, Scott, Solano; also Senator(s) Nicholson and White--Concerning measures to facilitate the issuance of educator licenses. Education	39 40 41 42 43 44
HB11-1211	by Representative(s) Pace; also Senator(s) Tochtrop, Carroll--Concerning restrictions on travel-related expenditures by state-chartered entities on behalf of persons affiliated with such entities. Judiciary	45 46 47 48 49
HB11-1237	by Representative(s) Swerdfeger; also Senator(s) Bacon--Concerning the creation of the chargeable quarters and billeting cash fund, and making an appropriation therefor. State, Veterans & Military Affairs	50 51 52 53 54
HB11-1241	by Representative(s) DelGrosso; also Senator(s) Lundberg--Concerning the circumstances in which a nonprofit housing provider that sells low-cost housing to low-income applicants who assist in the construction of the housing is entitled to the property tax exemption for property used strictly for charitable purposes, and making an appropriation in connection therewith. Finance	55 56 57 58 59 60 61 62
HB11-1254	by Representative(s) Priola and Schafer S.; also Senator(s) Steadman--Concerning measures to reduce the frequency of bullying in schools. Education	63 64 65 66 67
HB11-1261	by Representative(s) Waller and Levy; also Senator(s) King S. and Boyd--Concerning the establishment of a THC blood content threshold of five nanograms per milliliter of whole blood for the purpose of charging a person with the criminal offense of DUI per se, and making an appropriation in connection therewith. Judiciary	68 69 70 71 72

HB11-1267 by Representative(s) McCann; also Senator(s) Mitchell--Concerning an expansion of the circumstances in which a court may order further restrictions as conditions of a protection order against a defendant.
Judiciary

HB11-1268 by Representative(s) Levy; also Senator(s) Nicholson--Concerning penalties for traffic offenses involving alcohol and drugs.
Judiciary

Committee of the Whole On motion of Senator Tochtrop, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar and Senator Tochtrop 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:

HB11-1206 by Representative(s) Gardner B.; also Senator(s) Bacon--Concerning the "Uniform Debt-Management Services Act".

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

HB11-1124 by Representative(s) Williams A.; also Senator(s) Carroll--Concerning conflicts of interest of members of the executive board of a unit owners' association.

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

HB11-1174 by Representative(s) Vaad; also Senator(s) Renfroe--Concerning the filing of a certificate of destruction by a person on whose land a manufactured home is situated when a governmental entity has deemed the manufactured home in violation of local codes.

Ordered revised 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 Tochtrop, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	32	NO	1	EXCUSED	2	ABSENT	0
Aguilar		E Guzman		Y Kopp		N 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		E 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: HB11-1206, HB11-1124, HB11-1174.

Committee of the Whole

On motion of Senator Tochtrop, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills and Senator Tochtrop 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:

SB11-107

by Senator(s) Morse; also Representative(s) Barker--Concerning the recovery of noneconomic damages in a civil action concerning damages resulting from a DUI incident.

Laid over until Monday, March 28, retaining its place on the calendar.

HB11-1181

by Representative(s) Kefalas; also Senator(s) Newell--Concerning the department of human services child fatality review team.

Amendment No. 1(L.003), by Senator Newell.

Amend reengrossed bill, page 8, line 23, strike "EIGHTEEN" and substitute "TWENTY".

Page 9, line 18, strike "FATALITY." and substitute:

"FATALITY; AND

(f) ONE MEMBER FROM THE HEALTH AND ENVIRONMENT COMMITTEE OF THE HOUSE OF REPRESENTATIVES OR ANY SUCCESSOR COMMITTEE, TO BE APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND ONE MEMBER FROM THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE OR ANY SUCCESSOR COMMITTEE, TO BE APPOINTED BY THE PRESIDENT OF THE SENATE. THE MEMBERS APPOINTED PURSUANT TO THIS PARAGRAPH (f) SHALL BE NON-VOTING MEMBERS AND SHALL NOT BE REQUIRED TO BE PRESENT AT ANY MEETING OF THE TEAM.

(7) AT THE CONCLUSION OF A CHILD FATALITY REVIEW CONDUCTED PURSUANT TO THIS SECTION, A MEMBER OF THE TEAM APPOINTED PURSUANT TO PARAGRAPHS (a) THROUGH (c) OF SUBSECTION (6) OF THIS SECTION, SHALL PROVIDE A VERBAL AND WRITTEN REPORT TO THE LEGISLATIVE MEMBERS OF THE TEAM APPOINTED PURSUANT TO PARAGRAPH (f) OF SUBSECTION (6) OF THIS SECTION."

Renumber succeeding subsection accordingly.

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

SB11-180

by Senator(s) Tochtrop; --Concerning authority for taxicabs to pick up passengers outside their assigned geographic areas.

Laid over until Monday, March 28, retaining its place on the calendar.

HB11-1169

by Representative(s) Levy, Court, Fischer, Gardner B., Labuda, Lee, Looper, McCann, Peniston, Ryden, Waller, Wilson; also Senator(s) Heath--Concerning information-sharing at Colorado state institutions of higher education.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, March 17, page 479 and placed in members' bill files.)

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

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- HB11-1013** by Representative(s) Schafer S.; also Senator(s) Bacon--Concerning exemptions from professional regulation for active duty military personnel. 1
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Ordered revised and placed on the calendar for third reading and final passage. 4
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- SB11-052** by Senator(s) Heath, Bacon, King K.; also Representative(s) Massey, Ferrandino-- Concerning expectations for higher education institutions in Colorado. 7
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Laid over until Monday, March 28, retaining its place on the calendar. 10
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- HB11-1155** by Representative(s) McNulty and Pace, Swerdfeger; also Senator(s) Shaffer B. and Kopp-- Concerning the lieutenant governor of the state of Colorado serving concurrently as the head of a principal department in state government, and making an appropriation in connection therewith. 13
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Amendment No. 1, State, Veterans & Military Affairs Committee Amendment. 18
(Printed in Senate Journal, March 15, pages 461-463 and placed in members' bill files.) 19
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Amendment No. 2, Appropriations Committee Amendment. 21
(Printed in Senate Journal, March 18, page 508 and placed in members' bill files.) 22
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As amended, ordered revised and placed on the calendar for third reading and final passage. 24
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- HB11-1097** by Representative(s) Barker; also Senator(s) Guzman--Concerning the voluntary contribution designation benefiting the Goodwill Industries fund that appears on the state individual income tax return forms, and making an appropriation therefor. 28
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Amendment No. 1, Finance Committee Amendment. 32
(Printed in Senate Journal, March 11, pages 436-437 and placed in members' bill files.) 33
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As amended, ordered revised and placed on the calendar for third reading and final passage. 35
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- SB11-070** by Senator(s) Hudak, Bacon, Williams S.; --Concerning providing postsecondary opportunities to students with special needs. 39
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Amendment No. 1, Education Committee Amendment. 42
(Printed in Senate Journal, February 25, page 318-319 and placed in members' bill files.) 43
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 45
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- SB11-128** by Senator(s) Newell, Bacon, Foster, Guzman, Hudak, Jahn, Johnston, Nicholson, Schwartz, Shaffer B., Steadman, Williams S.; also Representative(s) McCann and Summers, Acree, Court, Duran, Lee, Pabon, Ryden--Concerning requiring a carrier that participates in the individual health insurance market in Colorado to issue child-only plans on a guaranteed-issue basis, and making an appropriation in connection therewith. 49
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Amendment No. 1, Health & Human Services Committee Amendment. 55
(Printed in Senate Journal, February 24, pages 297-298 and placed in members' bill files.) 56
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Amendment No. 2, Finance Committee Amendment. 58
(Printed in Senate Journal, March 2, pages 353-354 and placed in members' bill files.) 59
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Amendment No. 3, Appropriations Committee Amendment. 61
(Printed in Senate Journal, March 18, page 509 and placed in members' bill files.) 62
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 64
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- SB11-169** by Senator(s) Boyd; also Representative(s) Summers--Concerning the regulation of people working within a physical therapist's scope of practice, and making an appropriation therefor. 68
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Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 18, pages 242-252 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, February 25, page 319 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, March 18, pages 509-513 and placed in members' bill files.)

Amendment No. 4(L.009), by Senator Boyd.

Amend the Health and Human Services Committee Report, dated February 17, 2011, page 1, after line 19 insert:

"Page 16 of the bill, after line 10 insert:

"(3) THIS SECTION DOES NOT APPLY TO A PHYSICAL THERAPIST WHO IS A PUBLIC EMPLOYEE ACTING WITHIN THE COURSE AND SCOPE OF THE PUBLIC EMPLOYEE'S DUTIES AND WHO IS GRANTED IMMUNITY UNDER THE "COLORADO GOVERNMENTAL IMMUNITY ACT", ARTICLE 10 OF TITLE 24, C.R.S."."

Page 12, line 5, strike "THERAPY" and substitute "THERAPIST".

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

SB11-085 by Senator(s) Shaffer B.; also Representative(s) McCann--Concerning increasing the enforcement of prohibitions against certain prostitution-related offenses, and, in connection therewith, authorizing the creation of a program for certain first-time offenders of such offenses.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 22, pages 539-542 and placed in members' bill files.)

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

HB11-1130 by Representative(s) Priola, Todd, Liston, Szabo, Gardner B., Scott, Ramirez, Swerdfeger, Balmer, Barker, Baumgardner, Beezley, Bradford, Casso, Ferrandino, Levy, Looper, McNulty, Murray, Nikkel, Solano, Soper, Stephens, Waller; also Senator(s) Heath, Hodge, King S., Renfroe, Steadman--Concerning commodity metals, and, in connection therewith, implementing stricter identification and payment requirements for transactions involving commodity metals, increasing penalties for violations of the law regulating purchase of commodity metals, basing the classification of offense of theft of a commodity metal on the weight of the metal, and creating the commodity metals theft task force.

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

SB11-126 by Senator(s) Giron and Johnston, Bacon, Foster, Guzman, Heath, Hodge, Morse, Nicholson, Shaffer B., Steadman, Williams S.; also Representative(s) Miklosi and Williams A., Duran, Fields, Hullinghorst, Levy, Pabon, Solano--Concerning classification as an unsubsidized in-state student for tuition purposes at state institutions of higher education.

Laid over until Monday, March 28, retaining its place on the calendar.

SB11-168 by Senator(s) Aguilar, Bacon, Carroll, Foster, Giron, Guzman, Heath, Johnston, Morse, Nicholson, Steadman, Tochtrop; also Representative(s) Kefalas, Court, Fields, Fischer, Gardner D., Hullinghorst, Jones, Kagan, Levy, McCann, Miklosi, Pace, Solano, Tyler--Concerning the creation of the Colorado health care authority for the purpose of designing a health care cooperative.

Laid over until Monday, March 28, retaining its place on the calendar.

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HB11-1209 by Representative(s) Jones, Looper, Massey; also Senator(s) Heath--Concerning the creation of a small business navigator by the small business assistance center under the office of economic development.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 23, page 552 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Heath.

Amend reengrossed bill, page 3, line 5, strike "(I)".

Page 3, line 9, strike "(A)" and substitute "(I)".

Page 3, line 10, strike "(B)" and substitute "(II)".

Page 3, line 14, strike "(C)" and substitute "(III)".

Page 3, line 16, strike "(D)" and substitute "(IV)".

Page 3, line 17, strike "(E)" and substitute "(V)".

Page 3, strike lines 19 through 27.

Page 4, strike lines 1 through 11.

Renumber succeeding section accordingly.

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

HB11-1192 by Representative(s) Coram; also Senator(s) Brophy--Concerning the addition of specified highway segments to those for which a person may apply to the department of transportation for permission to operate a longer vehicle combination under existing law.

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

HB11-1221 by Representative(s) Fields, Hullinghorst, Solano, Pabon, Lee, Levy, Ryden, Labuda, Duran, Schafer S., Williams A.; also Senator(s) Spence, Guzman, Giron, Roberts--Concerning legal remedies for consumer credit laws enforced by the administrator of the "Uniform Consumer Credit Code".

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

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	33	NO	0	EXCUSED	2	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	E	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	E	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB11-070 as amended, SB11-128 as amended, SB11-169 as amended, SB11-085 as amended, HB11-1181 as amended, HB11-1169 as amended, HB11-1013, HB11-1155 as amended, HB11-1097 as amended, HB11-1130, HB11-1209 as amended, HB11-1192, HB11-1221.
Laid over until March 28: SB11-107, SB11-180, SB11-052, SB11-126, SB11-168.

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 House adherence on SB11-007.

SENATE RECEDE ON SB11-007

SB11-007 by Senator(s) Grantham; also Representative(s) Becker--Concerning the responsibility for the prosecution of a person who is charged with failure to register as a sex offender.

Senator Grantham moved that the Senate recede from its position on **SB11-007**, that the Conference Committee be dissolved, that the Senate Conferees be discharged, and that the Senate concur in House amendments. The motion was **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	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	E	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	E	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

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

YES	33	NO	0	EXCUSED	2	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	E	Nicholson	Y	Williams S.	Y
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, as amended, was **repassed**.

Co-sponsor added: Newell

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

MEMBERS OF THE
COLORADO AERONAUTICAL BOARD

for terms expiring December 19, 2013:

Debra K. Wilcox of Centennial, Colorado, to serve as a member familiar with and supportive of the state's aviation issues, interests, and concerns, reappointed;

Dale E. Hancock of Glenwood Springs, Colorado, to serve as a representative of local government in the western slope which operates airports, reappointed.

YES	33	NO	0	EXCUSED	2	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	E	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	E	Renfroe	Y	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

MESSAGE FROM THE HOUSE

March 25, 2011

Mr. President:

The House has postponed indefinitely SB11-043, 069. The bills are returned herewith.

The House has voted to concur in the Senate amendments to HB11-1186, 1033, 1101, 1159, and has repassed the bills as so amended.

The House has voted not to concur in the Senate amendments to HB11-1258 and requests that a conference committee be appointed. The Speaker has appointed Representatives Baumgardner Chairman, Barker, and Levy as House conferees on the First Conference Committee on HB11-1258. The bill is transmitted herewith.

The House has voted to recede from its position and discharge the First Conference Committee on HB11-1189. The House voted to concur in Senate amendments, and has repassed the bill as amended. The House requests return of the bill.

SENATE SERVICES REPORT

Correctly Printed: SB11-202.

Correctly Reengrossed: SB11-172.

Correctly Revised: HJR11-1012.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB11-010, 016, 019, 024, 031, 087 and 100.

COMMITTEE OF REFERENCE REPORTS

Trans-
portation

After consideration on the merits, the Committee recommends that **HB11-1185** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 5, strike "WITHIN" and substitute "(I) EXCEPT WHEN A LIENHOLDER CAN SHOW EXTENUATING CIRCUMSTANCES, WITHIN".

Page 2, after line 8 insert:

"(II) AS USED IN THIS SUBSECTION (2), "EXTENUATING CIRCUMSTANCES" MEANS A SITUATION WHERE ACCESS TO THE TITLE IS IMPAIRED, MAKING GOOD FAITH COMPLIANCE WITH THIS SUBSECTION (2) IMPOSSIBLE WITHIN THE TIME FRAME REQUIRED BY PARAGRAPH (a) OF THIS SUBSECTION (2). "EXTENUATING CIRCUMSTANCES" DOES NOT INCLUDE INTENTIONAL OR NEGLIGENT ACTS BY A LIENHOLDER THAT RESULT IN DELAY BEYOND THE TIME FRAME REQUIRED IN THIS SUBSECTION (2)."

Agriculture,
Natural
Resources,
and Energy

After consideration on the merits, the Committee recommends that **HB11-1082** be postponed indefinitely.

Education

The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
COLORADO SCHOOL OF MINES, BOARD OF TRUSTEES

for a term expiring December 31, 2012:

Frances M. Vallejo of Houston, Texas, a Republican who is a graduate of the Colorado School of Mines, to fill the vacancy occasioned by the resignation of Maria T. Fox of Wheat Ridge, Colorado, appointed;

for a term expiring December 31, 2014:

Richard H. Truly of Golden, Colorado, an Unaffiliated who is not a graduate of the Colorado School of Mines, reappointed.

Local
Government

After consideration on the merits, the Committee recommends that **HB11-1230** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, line 14, strike "FURTHER".

Page 6, line 5, strike "CREATED" and substitute "MAINTAINED".

Page 6, line 7, strike "CREATED" and substitute "MAINTAINED".

Page 7, strike line 7 and substitute "TWENTY-FIVE PERCENT IN THE NUMBER OF POSITIONS ALLOCATED TO THE DEPARTMENT OF HUMAN SERVICES WHOSE JOB RESPONSIBILITIES ARE".

Page 8, strike lines 2 through 13.

Renumber succeeding sections accordingly.

Local
Government

After consideration on the merits, the Committee recommends that **SB11-185** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

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Amend printed bill, page 2, strike lines 12 and 13 and substitute "UNITED STATES NO LATER THAN TEN".

Page 2, line 19, strike "THE CLAUSE SHALL ALSO CONTAIN THE".

Page 2, strike line 20.

Page 3, strike line 1.

Page 3, strike line 6 and 7 and substitute "ANY OUTSOURCED DUTIES AS SPECIFIED IN THIS SECTION, THE GOVERNMENTAL BODY MAY, IN THE GOVERNMENTAL".

Page 3, strike lines 9 and 10.

Page 3, strike lines 13 through 17 and substitute "OF THE DEPARTMENT.".

Local Government

After consideration on the merits, the Committee recommends that **HB11-1160** be referred to the Committee of the Whole with favorable recommendation.

Trans-
portation

After consideration on the merits, the Committee recommends that **HB11-1182** be referred to the Committee on Appropriations with favorable recommendation.

Trans-
portation

After consideration on the merits, the Committee recommends that **HB11-1198** be referred to the Committee on Appropriations with favorable recommendation.

Health &
Human
Services

The Committee on Health and Human Services has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

**MEMBERS OF THE
WASTE TIRE ADVISORY COMMITTEE**

for a term expiring September 9, 2012:

Larry G. Hudson of Denver, Colorado, to serve as a representative of tire manufacturers, appointed.

Christopher B. Houtchens of Colorado Springs, Colorado, to serve as a waste tire hauler, appointed;

for terms expiring September 9, 2013:

Joel F. Bolduc of Colorado Springs, Colorado, to serve as a waste tire end user, appointed;

James A. Reid of Colorado Springs, Colorado, to serve as a representative of a local fire authority from a jurisdiction that has a waste tire facility, appointed.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB11-1164** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance

After consideration on the merits, the Committee recommends that **HB11-1216** be referred to the Committee on Appropriations with favorable recommendation.

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Finance

After consideration on the merits, the Committee recommends that **HB11-1115** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Strike the Business, Labor and Technology Committee Report, dated February 23, 2011.

Amend reengrossed bill, page 2, strike lines 11 through 18.

Renumber succeeding sections accordingly.

Page 3, strike lines 14 and 15 and substitute:

"(b) THE PUBLIC ENTITY SHALL MAKE A FINAL SETTLEMENT IN".

Page 3, strike lines 19 through 27.

Page 4, strike lines 1 through 9.

Reletter succeeding paragraph accordingly.

Page 4, line 11, strike "~~may~~ SHALL," and substitute "may,".

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 Friday, March 25 was laid over until Monday, March 28, retaining its place on the calendar.

: Consideration of Resolutions: SJR11-005, SJR11-009, SJR11-015, SJR11-023, SJR11-024, SJR11-026.
Consideration of House Amendments to Senate Bills: SCR11-001.
Conference Committees to Report: HB11-1069, HB11-1189.

On motion of Senator Morse, the Senate adjourned until 9:00 a.m., Tuesday, March 29, 2011.

Approved:

Brandon C. Shaffer
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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