

**HOUSE JOURNAL**  
**SIXTY-SEVENTH GENERAL ASSEMBLY**  
**STATE OF COLORADO**  
**Second Regular Session**

First Legislative Day

Wednesday, January 13, 2010

- 1 Prayer by Pastor Rodney Perry, Greater St. Johns Baptist Church, Denver.
- 2
- 3 The Speaker called the House to order at 10:00 a.m.
- 4
- 5 Pledge of Allegiance led by Javien Yearling, Knight Fundamental
- 6 Academy at Hallett.
- 7
- 8 The Speaker appointed Marilyn Eddins Temporary Chief Clerk.
- 9

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**COMMUNICATIONS**  
**STATE OF COLORADO**

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15  
16 **Department of**  
17 **State**

18  
19 **UNITED STATES OF AMERICA**    )  
20 **STATE OF COLORADO**        ) **SS. Certificate**  
21

22 I, Bernie Buescher, Secretary of State of the State of Colorado, do hereby  
23 certify that the attached is a true and exact copy of the Designation of  
24 Nomination by Vacancy Committee as filed in this office on the  
25 twenty-eighth day of May, 2009, by the Democratic 23rd House District  
26 Vacancy Committee, designating the appointment of Max Tyler to fill the  
27 vacancy in the office of the Colorado State House of Representatives,  
28 District 23, for the Sixty-seventh General Assembly of the State of  
29 Colorado, caused by the resignation of the Honorable Gwyn Green.

30  
31 IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed  
32 the Great Seal of the State of Colorado, at the City and County of Denver  
33 this second day of June, 2009.

34  
35 (Signed)  
36 Bernie Buescher  
37 Secretary of State  
38

39 (Note: The resignation letter from Representative Green was printed in  
40 the Journal, April 27, 2009, page 1514.)  
41  
42  
43

1 **Department of**  
2 **State**

3  
4 **UNITED STATES OF AMERICA**     )  
5 **STATE OF COLORADO**        ) **SS.     Certificate**

6  
7 I, Bernie Buescher, Secretary of State of the State of Colorado, do hereby  
8 certify that the attached is a true and exact copy of the Acceptance of  
9 Designation by Vacancy Committee as filed in this office on the  
10 twenty-eighth day of May, 2009, by Max Tyler, accepting the  
11 appointment of the Democratic 23rd House District Vacancy Committee  
12 to fill the vacancy in the office of Colorado State House of  
13 Representatives, District 23, for the Sixty-seventh General Assembly of  
14 the State of Colorado, caused by the resignation of the Honorable  
15 Gwyn Green.

16  
17 IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed  
18 the Great Seal of the State of Colorado, at the City and County of Denver  
19 this second day of June, 2009.

20  
21 (Signed)  
22 Bernie Buescher  
23 Secretary of State

24  
25  
26 (Note: On June 4, 2009 at 10:30 a.m., Max Tyler, 755 Vista Lane,  
27 Lakewood, Colorado 80214, was sworn in as Representative for  
28 District 23. Speaker Terrance D. Carroll administered the oath of office  
29 in the Chamber of the House of Representatives.)

30  
31 \_\_\_\_\_  
32  
33 **RESIGNATION**

34  
35 July 23, 2009

36  
37  
38 Colorado General Assembly  
39 200 East Colfax Avenue  
40 Denver, Colorado 80203

41  
42 I resign my position as State House Representative House District 51  
43 effective 23 July 2009.

44  
45 It has been an honor to represent HD 51 and I have worked very hard for  
46 the best interests of Loveland and the State of Colorado. I thank the  
47 citizens of Loveland for allowing me to serve them in the Colorado  
48 General Assembly.

49  
50 Sincerely,  
51 (signed)  
52 Don Marostica

53  
54 \_\_\_\_\_  
55  
56

1 **Department of**  
2 **State**

3  
4 **UNITED STATES OF AMERICA**    )  
5 **STATE OF COLORADO**        ) **SS. Certificate**

6  
7 I, Bernie Buescher, Secretary of State of the State of Colorado, do hereby  
8 certify that the attached is a true and exact copy of the Designation of  
9 Nomination by Vacancy Committee as filed in this office on the  
10 fourteenth day of August, 2009, by the Republican 51st House District  
11 Vacancy Committee, designating the appointment of Brian Mark  
12 DelGrosso to fill the vacancy in the office of the Colorado State House  
13 of Representatives, District 51, for the Sixty-seventh General Assembly  
14 of the State of Colorado, caused by the resignation of the Honorable  
15 Don Marostica.

16  
17 IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed  
18 the Great Seal of the State of Colorado, at the City and County of Denver  
19 this eighteenth day of August, 2009.

20  
21 (Signed)  
22 Bernie Buescher  
23 Secretary of State

24  
25  
26 \_\_\_\_\_

27 **Department of**  
28 **State**

29  
30 **UNITED STATES OF AMERICA**    )  
31 **STATE OF COLORADO**        ) **SS. Certificate**

32  
33 I, Bernie Buescher, Secretary of State of the State of Colorado, do hereby  
34 certify that the attached is a true and exact copy of the Acceptance of  
35 Designation by Vacancy Committee as filed in this office on the  
36 fourteenth day of August, 2009, by Brian Mark DelGrosso accepting the  
37 appointment of the Republican 51st House District Vacancy Committee,  
38 to fill the vacancy in the office of Colorado State House of  
39 Representatives, District 51, for the Sixty-seventh General Assembly of  
40 the State of Colorado, caused by the resignation of the Honorable  
41 Don Marostica.

42  
43 IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed  
44 the Great Seal of the State of Colorado, at the City and County of Denver  
45 this eighteenth day of August, 2009.

46  
47 (Signed)  
48 Bernie Buescher  
49 Secretary of State

50  
51 (Note: On August 24, 2009 at 10:30 a.m., Brian DelGrosso, 1805 Grays  
52 Peak Drive, #204, Loveland, Colorado 80538 was sworn in as  
53 Representative for District 51. Speaker Terrance D. Carroll administered  
54 the oath of office in the Chamber of the House of Representatives.)

55  
56 \_\_\_\_\_

1 The roll was called with the following result:

2

3 Present--64.

4 Excused--Representative(s) Levy--1.

5

6 The Speaker declared a quorum present.

7

8

9 On motion of Representative Weissmann, the Speaker appointed  
10 Representatives Pommer, Chairman, Tyler, and Roberts to notify the  
11 Senate that the House was organized and ready for business.

12

13

14 On motion of Representative Weissmann, the Speaker appointed  
15 Representatives Merrifield, Chairman, McCann, and Murray to notify the  
16 Governor that the House was organized and ready for business.

17

18

19

House in recess. House reconvened.

20

21

22 Representative Pommer, Chairman of the Committee to Notify the  
23 Senate, reported that the Senate had been notified that the House was  
24 organized and ready for business.

25

26

27 Representative Merrifield, Chairman of the Committee to Notify the  
28 Governor, reported that the Governor had been notified that the House  
29 was organized and ready for business.

30

31

32

House in recess.

33

34

35 The Speaker recognized a committee from the Senate. Senators Newell,  
36 Whitehead, and Harvey reported that the Senate was organized and ready  
37 for business.

38

39

House reconvened.

40

41

42

### 43 INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

44

45 On motion of Representative Weissmann, the rules were suspended and  
46 the following resolutions were given immediate consideration.

47

48 **HJR10-1001** by Representative(s) Weissmann, Carroll T., May; also  
49 Senator(s) Morse, Shaffer B., Penry--Concerning a Joint  
50 Session of the House of Representatives and the Senate for  
51 the purpose of hearing a message from His Excellency,  
52 Governor Bill Ritter, and appointing a committee to escort  
53 the Governor.

54

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

56

1 On motion of Representative Weissmann, the resolution was **adopted** by  
2 **viva voce** vote.

3  
4 The Speaker appointed Representatives McFadyen, Apuan and Priola,  
5 pursuant to the resolution.

6  
7 **HJR10-1002** by Representative(s) Benefield, Court, Massey, Vaad; also  
8 Senator(s) Morse, Shaffer B., Penry--Concerning the  
9 officers and employees of the Second Regular Session of  
10 the Sixty-seventh General Assembly.

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

13  
14 On motion of Representative Benefield, the resolution was **adopted** by  
15 **viva voce** vote.

16  
17 **HR10-1001** by Representative(s) Benefield, Court, Massey, Vaad--  
18 Concerning employees and positions for the House of  
19 Representatives convened in the Second Regular Session  
20 of the Sixty-seventh General Assembly.

21  
22 (Printed and placed in member's file).

23  
24 On motion of Representative Benefield, the resolution was **adopted** by  
25 **viva voce** vote.

26  
27 **HR10-1002** by Representative(s) Benefield, Court, Massey, Vaad--  
28 Concerning payment of employees for pre-session work  
29 for the House of Representatives convened in the Second  
30 Regular Session of the Sixty-seventh General Assembly.

31  
32 (Printed and placed in member's file).

33  
34 On motion of Representative Benefield, the resolution was **adopted** by  
35 **viva voce** vote.

36  
37 **HR10-1003** by Representative(s) Benefield, Court, Massey, Vaad--  
38 Concerning the chaplain position in the house of  
39 representatives.

40  
41 (Printed and placed in member's file).

42  
43 On motion of Representative Benefield, the resolution was **adopted** by  
44 **viva voce** vote.

---

## 45 46 47 48 APPOINTMENTS

49  
50 The following list of committee appointments was read:

51  
52 **AGRICULTURE, LIVESTOCK, & NATURAL RESOURCES**  
53 **13 members:** Representatives Fischer, Chairman; Pace, Vice-Chairman;  
54 Baumgardner, Curry, C. Gardner, Hullinghorst, Looper, McKinley,  
55 Ryden, Solano, Sonnenberg, Tipton, Vigil

56

1 **APPROPRIATIONS**

2 13 members: Representatives Pommer, Chairman; Ferrandino,  
3 Vice-Chairman; Curry, Fischer, B. Gardner, Judd, Kefalas, J. Kerr,  
4 Lambert, Pace, Riesberg, Sonnenberg, Vaad

5  
6 **BUSINESS AFFAIRS & LABOR**

7 11 members: Representatives Rice, Chairman; Gagliardi, Vice-Chairman;  
8 Balmer, Bradford, Casso, A. Kerr, Liston, Middleton, Priola, Soper,  
9 Stephens

10

11 **EDUCATION**

12 13 members: Representatives Merrifield, Chairman; Solano,  
13 Vice-Chairman; Benefield, Massey, McNulty, Middleton, Murray,  
14 Peniston, Scanlan, Schafer, Summers, Tipton, Todd

15

16 **FINANCE**

17 11 members: Representatives Judd, Chairman; Benefield,  
18 Vice-Chairman; DelGrosso, Frangas, Gerou, Kagan, Kefalas, Labuda,  
19 Roberts, Summers, Swalm

20

21 **HEALTH & HUMAN SERVICES**

22 11 members: Representatives Riesberg, Chairman; Gagliardi,  
23 Vice-Chairman; Acree, Apuan, Gerou, Kefalas, J. Kerr, Primavera,  
24 Roberts, Swalm, Tyler

25

26 **JUDICIARY**

27 11 members: Representatives Levy, Chairman; McCann, Vice-Chairman;  
28 Court, B. Gardner, Kagan, S. King, Miklosi, Nikkel, Pace, Ryden,  
29 Waller

30

31 **LOCAL GOVERNMENT**

32 11 members: Representatives Peniston, Chairman; Soper,  
33 Vice-Chairman; Acree, Apuan, Bradford, Liston, Massey, McKinley,  
34 Priola, Schafer, Vigil

35

36 **STATE, VETERANS, & MILITARY AFFAIRS**

37 11 members: Representatives Todd, Chairman; Labuda, Vice-Chairman;  
38 Casso, Court, DelGrosso, Hullinghorst, McCann, Miklosi, Murray,  
39 Nikkel, Waller

40

41 **TRANSPORTATION & ENERGY**

42 11 members: Representatives McFadyen, Chairman; Frangas,  
43 Vice-Chairman; Baumgardner, Fischer, S. King, Looper, McNulty,  
44 Merrifield, Primavera, Tyler, Vaad

45

46 **OTHER PERMANENT COMMITTEES**

47

48 **HOUSE SERVICES**

49 4 members: Representatives Benefield, Chairman; Court, Massey, Vaad

50

51 **CAPITAL DEVELOPMENT**

52 3 House Members: Representatives Riesberg, Vice-chair, McFadyen,  
53 Sonnenberg

54

55 **JOINT BUDGET**

56 3 House Members: Representatives Pommer, Chair; Ferrandino, Lambert

1 **LEGAL SERVICES**

2 5 Members: Representatives Labuda, Vice-Chair, B. Gardner, Kagan, Levy,  
3 Roberts

4  
5 **LEGISLATIVE AUDIT**

6 4 Members: Representatives Primavera, Vice-Chair; J. Kerr, McNulty, Miklosi

7  
8 **LEGISLATIVE COUNCIL**

9 9 Members: Representatives T. Carroll, Chair; Balmer, C. Gardner, A. Kerr,  
10 May, Middleton, Scanlan, Stephens, Weissmann

11

12

13 On motion of Representative Weissmann the appointments to the Audit  
14 Committee were confirmed by the following roll call vote.

15

	YES	64	NO	0	EXCUSED	1	ABSENT	0
17 Acree	Y		Gerou	Y	McFadyen	Y	Ryden	Y
18 Apuan	Y		Hullinghorst	Y	McKinley	Y	Scanlan	Y
19 Balmer	Y		Judd	Y	McNulty	Y	Schafer S.	Y
20 Baumgardner	Y		Kagan	Y	Merrifield	Y	Solano	Y
21 Benefield	Y		Kefalas	Y	Middleton	Y	Sonnenberg	Y
22 Bradford	Y		Kerr A.	Y	Miklosi	Y	Soper	Y
23 Casso	Y		Kerr J.	Y	Murray	Y	Stephens	Y
24 Court	Y		King S.	Y	Nikkel	Y	Summers	Y
25 Curry	Y		Labuda	Y	Pace	Y	Swalm	Y
26 DelGrosso	Y		Lambert	Y	Peniston	Y	Tipton	Y
27 Ferrandino	Y		Levy	E	Pommer	Y	Todd	Y
28 Fischer	Y		Liston	Y	Primavera	Y	Tyler	Y
29 Frangas	Y		Looper	Y	Priola	Y	Vaad	Y
30 Gagliardi	Y		Massey	Y	Rice	Y	Vigil	Y
31 Gardner B.	Y		May	Y	Riesberg	Y	Waller	Y
32 Gardner C.	Y		McCann	Y	Roberts	Y	Weissmann	Y
33							Speaker	Y

34

35 On motion of Representative Weissmann the appointments to the  
36 Committee on Legislative Council were confirmed by the following roll  
37 call vote.

38

	YES	64	NO	0	EXCUSED	1	ABSENT	0
40 Acree	Y		Gerou	Y	McFadyen	Y	Ryden	Y
41 Apuan	Y		Hullinghorst	Y	McKinley	Y	Scanlan	Y
42 Balmer	Y		Judd	Y	McNulty	Y	Schafer S.	Y
43 Baumgardner	Y		Kagan	Y	Merrifield	Y	Solano	Y
44 Benefield	Y		Kefalas	Y	Middleton	Y	Sonnenberg	Y
45 Bradford	Y		Kerr A.	Y	Miklosi	Y	Soper	Y
46 Casso	Y		Kerr J.	Y	Murray	Y	Stephens	Y
47 Court	Y		King S.	Y	Nikkel	Y	Summers	Y
48 Curry	Y		Labuda	Y	Pace	Y	Swalm	Y
49 DelGrosso	Y		Lambert	Y	Peniston	Y	Tipton	Y
50 Ferrandino	Y		Levy	E	Pommer	Y	Todd	Y
51 Fischer	Y		Liston	Y	Primavera	Y	Tyler	Y
52 Frangas	Y		Looper	Y	Priola	Y	Vaad	Y
53 Gagliardi	Y		Massey	Y	Rice	Y	Vigil	Y
54 Gardner B.	Y		May	Y	Riesberg	Y	Waller	Y
55 Gardner C.	Y		McCann	Y	Roberts	Y	Weissmann	Y
56							Speaker	Y

1 On motion of Representative Weissmann the appointments to the  
 2 Committee on Legal Services were confirmed by the following roll call  
 3 vote.

	YES	64	NO	0	EXCUSED	1	ABSENT	0
4								
5	Acree	Y	Gerou	Y	McFadyen	Y	Ryden	Y
6	Apuan	Y	Hullinghorst	Y	McKinley	Y	Scanlan	Y
7	Balmer	Y	Judd	Y	McNulty	Y	Schafer S.	Y
8	Baumgardner	Y	Kagan	Y	Merrifield	Y	Solano	Y
9	Benefield	Y	Kefalas	Y	Middleton	Y	Sonnenberg	Y
10	Bradford	Y	Kerr A.	Y	Miklosi	Y	Soper	Y
11	Casso	Y	Kerr J.	Y	Murray	Y	Stephens	Y
12	Court	Y	King S.	Y	Nikkel	Y	Summers	Y
13	Curry	Y	Labuda	Y	Pace	Y	Swalm	Y
14	DelGrosso	Y	Lambert	Y	Peniston	Y	Tipton	Y
15	Ferrandino	Y	Levy	E	Pommer	Y	Todd	Y
16	Fischer	Y	Liston	Y	Primavera	Y	Tyler	Y
17	Frangas	Y	Looper	Y	Priola	Y	Vaad	Y
18	Gagliardi	Y	Massey	Y	Rice	Y	Vigil	Y
19	Gardner B.	Y	May	Y	Riesberg	Y	Waller	Y
20	Gardner C.	Y	McCann	Y	Roberts	Y	Weissmann	Y
21							Speaker	Y
22								

23  
 24  
 25 **MEMORANDUM**  
 26 **REPORT FROM THE HOUSE AND SENATE**  
 27 **COMMITTEES ON DELAYED BILLS**  
 28

29 Pursuant to Joint Rule 23 (c), the House and Senate Committees on  
 30 Delayed Bills, acting jointly, extend the following deadlines:

31  
 32 **Early introduction deadline for House bills:**

33 The Monday, January 18 deadline (the 6th legislative day) for the  
 34 introduction of the two remaining House bills requested prior to the  
 35 December 1 bill request deadline is extended until Tuesday, January 19,  
 36 2010 (the 7th legislative day).

37  
 38 **Last bill request deadline for the House and Senate:**

39 The Monday, January 18 deadline (the 6th legislative day) for all  
 40 remaining bill requests to the Office of Legislative Legal Services is  
 41 extended until Tuesday, January 19, 2010 (the 7th legislative day).

42  
 43 This memorandum shall be printed in the journal of each house as is  
 44 required by said Joint Rule 23 (c).

45  
 46 (signed)

47  
 48 Representative T. Carroll  
 49 Speaker of the House of Representatives

Senator Shaffer  
 President of the Senate

50  
 51 Representative Weissmann  
 52 House Majority Leader

Senator Morse  
 Senate Majority Leader

53  
 54 Representative May  
 55 House Minority Leader

Senator Penry  
 Senate Minority Leader

56



1 Speaker Terrance D. Carroll addressed the members of the House of  
2 Representatives.

3  
4 “I, too, sing America.”

5  
6 When the Harlem Renaissance author Langston Hughes penned those words in  
7 1925, America was booming.

8  
9 In Colorado, myths about fast fortunes made from silver and gold yielded to  
10 firmer economic opportunities – opportunities grounded in Colorado’s northern  
11 oil fields and southern steel mills. In Colorado’s fertile wheat fields out east and  
12 mineral deposits out west.

13  
14 Colorado’s once-desolate high plains became a critical part of America’s  
15 breadbasket. The Rocky Mountains – once barely traversable – became the  
16 nation’s backbone, and with the completion of Moffat Tunnel, a vital part of the  
17 state’s economy.

18  
19 Yet this state and this nation’s exuberance was obscured by harsher realities.  
20 America’s horizon, in fact, was littered with unseen challenges.

21  
22 Langston Hughes recognized that challenges awaited – that we were a long way  
23 from realizing liberty’s full potential. And yet, he saw promise peeking out:

24  
25 “*Tomorrow*, I’ll be at the table, for I, too, am America.”

26  
27 Well, tomorrow has become today, and while this nation remains imperfect, the  
28 20<sup>th</sup> Century, and the first decade of the 21<sup>st</sup> , produced undeniable  
29 achievements.

30  
31 In retrospect, the signposts toward progress appear clearly marked. But it’s a  
32 mistake to read history as an inevitable march forward. For each signpost  
33 precedes a bend in the road. **And each bend foretells an immense challenge  
34 requiring difficult choices, clear leadership, and the will to act.**

35  
36 It’s only ten years into this century, and America is already shuddering under  
37 the weight of an immense burden.

38  
39 Two wars, two recessions – one nearly resulting in economic collapse –  
40 disasters both natural and man-made. If anything, history’s long march, which  
41 rarely presents time to exhale, is speeding up.

42  
43 Today, though better than yesterday, again presents this nation and this state  
44 with new challenges.

45  
46 **Challenges that require critical choices, clear leadership, and the will to  
47 act.**

48  
49 **The choices we make today – both within this room and without – matter  
50 to Colorado’s families.** They matter because tomorrow is not yet written.

51  
52 But when tomorrow is written, history’s burden will be on us to show that **in  
53 this building, in this room, in this year, we are standing up for Colorado’s  
54 families. We are fighting for small businesses and we are working hard to  
55 create new jobs. We are steering the state toward recovery.**

56

1 While Colorado's economy has been hit hard by the recent recession, we've  
2 shown ourselves to be incredibly resilient.

3  
4 That's no surprise: we've been here before. The Pikes Peak Gold Rush of 1859,  
5 promised droves of gold prospectors quick fortunes and bright futures. But this  
6 region's true identity only took shape when the "free gold" – the gold that was  
7 easiest to mine and pan for – was exhausted.

8  
9 That's when Coloradans were forced to innovate. That's when the great ideas  
10 and new technologies that shaped our state and its dynamic economy sprung  
11 into being. That's when our true character was forged.

12  
13 That's what we do in Colorado: we hit a bump, and then we change. We  
14 diversify. We get along.

15  
16 Colorado is a state of unique communities. And while Denver and Durango,  
17 Westminster and Walsenburg on the surface don't seem to share much,  
18 they *do* share the same strength of character and trailblazing attitude that make  
19 them thrive. **We don't wait around for progress. We don't wait for  
20 Washington. Instead, we lead the way to recovery!**

21  
22 Ranking in the top five states for business, and with an unemployment rate a  
23 full three points below the national average, Colorado has a record to be proud  
24 of.

25  
26 The lynchpin of our economy is small business. And nothing is doing more to  
27 drive the creation of small business than New Energy.

28  
29 Nearly 20,000 new green-collar jobs that can't be outsourced and 1,800 new  
30 companies – almost all small businesses – are attributable to the innovation our  
31 leadership is providing.

32  
33 But we're not settling for the status quo.

34  
35 This session will bring new legislation to increase our renewable energy  
36 standard – the amount of power utility companies are required to generate from  
37 "green" sources – from 20 to 30 percent by 2020.

38  
39 This bold initiative will make Colorado's clean energy standard one of the most  
40 aggressive in the country, and stake our state's claim as an undisputed leader in  
41 New Energy. I thank Governor Bill Ritter for leading this ambitious effort.

42  
43 This green initiative and others will continue to make it easier and cheaper for  
44 families to move to renewable energy. It will continue to bring jobs and firms  
45 like Vestas and ConocoPhillips to Colorado. And it will foster the small,  
46 homegrown businesses that are the bedrock of our state.

47  
48 Prosperity, however, is all about **balance**. It's all about creating a diversified  
49 economy.

50  
51 Developing a sustainable market for clean, traditional sources of energy, like  
52 natural gas for use in Colorado will create jobs, drive down energy costs, and  
53 help break the vicious boom-and-bust cycles that hurt our local communities.

54  
55 That need for **balance** extends well beyond our energy sector. It means  
56 fostering an economy we can all participate in. That ambition drives us to

1 create more job opportunities for doctors and nurses that want to deliver critical  
2 primary care to our rural and vulnerable populations.

3  
4 It pushes us to develop our burgeoning creative class by supporting industries  
5 like film and media, art and design. And it compels us to develop a workforce  
6 suited to our dynamic economy.

7  
8 Unfortunately, the high cost of higher education and barriers to job training and  
9 re-training often make it hard for Coloradans to jumpstart or advance their  
10 careers.

11  
12 That's why we're pushing legislation to help Coloradans develop skills to  
13 succeed and ease the way toward good, stable jobs. We're expanding  
14 opportunity for Colorado adults who have been laid off or want to change  
15 industries to upgrade their skill-sets through job training; we're making it easier  
16 for Colorado's students to transition from two-year to four-year colleges; and  
17 we're training our job force today for the high-tech, high-paying green-collar  
18 jobs of tomorrow.

19  
20 A strong economy begins in the classroom. And while our education system  
21 will be challenged this year, we remain committed to our kids.

22  
23 We are aggressively positioning our schools for Race to the Top, and moving  
24 away from CSAP toward a better, more comprehensive form of assessment.

25  
26 **This downturn has focused our energy on job creation and economic  
27 recovery. On building a stronger Colorado with a more diversified and  
28 flexible economy.**

29  
30 In that same spirit, the recent downturn has also demonstrated that building a  
31 stronger Colorado will require a smarter government.

32  
33 We've always had a small government. And in the past year we've made it  
34 even smaller. During the downturn we've already cut over a billion dollars from  
35 government spending, creating a leaner government with a balanced budget.

36  
37 **We've cut in such a way that will allow us to focus on what matters most  
38 to people.** I applaud the Governor and Joint Budget Committee for finding  
39 efficiencies while protecting core services as much as possible.

40  
41 But we're not done yet. This session we will continue to make tough choices  
42 and tough cuts to balance an additional \$1.2 billion shortfall for the upcoming  
43 year.

44  
45 It is imperative, however, that as we continue to cut, we also take a systematic  
46 approach to **remaking government, so it is not only leaner, but better and  
47 smarter too.** So government programs are targeted and effective, and serve  
48 Coloradans well.

49  
50 **This session, we will call on government agencies to be more accountable,**  
51 to come up with clear goals for their programs, and plans for executing those  
52 goals.

53  
54 And we'll hold their feet to the fire through performance audits

55 .

1 Because if we don't demand more accountability, the small government we do  
2 have won't work.

3  
4 This state's rich diversity and strong character compel more still from our state  
5 government.

6  
7 **Our commitment to building a stronger Colorado requires more**  
8 **accountability.**

9  
10 But it also means **we have an obligation to stand up for people.** It means  
11 **making sure this state is an equitable one, where all people have a fair shot**  
12 **and get a fair shake. That Colorado is a state where people, not special**  
13 **interests, get their way.**

14  
15 We will not tolerate special interests trampling on the many so the few can  
16 benefit. **We won't allow** the same obstructionism, the same bickering and **the**  
17 **same influences that corrupt Washington to corrupt Colorado.**

18  
19 And we will not allow reckless partisan games to get in the way of you and your  
20 family's prosperity. After all, times are tough enough already.

21  
22 That's why we're standing with Coloradans. We're standing with Coloradans  
23 by advancing a sensible package of legislation that will keep politics clean;  
24 protect our neighborhoods; halt the cycle of debt perpetrated by reckless and  
25 dishonest lenders; stop medical fraud; and make life just a little easier for  
26 Colorado's families.

27  
28 Members, as we prepare to begin the 2<sup>nd</sup> regular session of the 67<sup>th</sup> General  
29 Assembly let our thoughts this morning reflect a deep and abiding commitment  
30 to creating a better tomorrow. A better society.

31  
32 A society where our ideological differences do not outweigh our commitment  
33 to protecting our Rocky Mountain vistas; do not outweigh our commitment to  
34 conserving our fresh water and preserving our clean air; do not outweigh our  
35 commitment to promoting the common good for Colorado's families.

36  
37 And let us pray our words and deeds do not become mere noise, because we  
38 have neglected the widowed, the poor, the orphaned, and those who seek justice  
39 under this dome.

40  
41 For they, too, sing Colorado.

42  
43 *Thank you.*

44  
45  
46 Minority Leader Mike May addressed the members of the House of  
47 Representatives.

48  
49 Thank you, Mr. Speaker. Good morning!

50  
51 I would like to extend a special thank you to the spouses and families here  
52 today, especially to my beautiful bride Traci.

53  
54 I would also like to welcome Reps. Del Grosso and Tyler. You picked a heck  
55 of a year to start here at the statehouse!

56

1 As most of you know, I am term-limited and this will be my last year in the  
2 House. Now is probably a good time to announce that I will not be seeking re-  
3 election.

4  
5 It's perhaps ironic that this coming year, filled with its challenges and  
6 opportunities, is a lot like my first year in the House. Looking around this room,  
7 I see only a few of my colleagues from that year – Reps. Frangas, Judd,  
8 McFadyen, Merrifield, Pommer, Weissmann and Mr. Speaker, who was elected  
9 through vacancy committee and showed up a little late, like Rep. Doug Bruce  
10 ... Although I guess a big difference there is that the Speaker didn't come in  
11 kicking. So many Democrats and one lone Republican survivor ...

12  
13 In 2003, like now, it was a difficult budget year. We had a shortfall, and we had  
14 to make tough decisions.

15  
16 I've learned in my time here that sometimes there are no perfect options. This  
17 year, we have two imperfect choices: We can increase the burden on citizens  
18 to pay for our existing level of programs, bureaucracy, and services, **OR** we can  
19 make deep budget cuts and live within our means.

20  
21 My vote, as I'm sure you could have guessed, will be for living within our  
22 means.

23  
24 The bottom line is that the money the state spends is taxpayer money. Those  
25 taxpayers are the same people sitting around their kitchen tables at home trying  
26 to figure out how to make ends meet for their families.

### 27 28 **Family Budgeting**

29  
30 Those families don't have the first option I mentioned, they have to live within  
31 their budgets. It's true that they can often count on the generosity of others, but  
32 at the end of the day it comes down to the money coming in and the money  
33 going out to pay the bills each month.

34  
35 Colorado is required to balance its budget. But the state also has a few more  
36 tricks up its sleeve that it can use when times get tough. But just because we  
37 have those tricks, it doesn't mean we should use them. You don't increase taxes  
38 during a recession. You don't delay your obligations and leave others in a bind,  
39 such as doctors who treat the state's most needy patients. You don't undertake  
40 substantive prison sentence reform solely for the purpose of balancing the  
41 budget. You don't hurt the very businesses and consumers who can make the  
42 most difference in our economic recovery. At least, you don't do these things  
43 without breaking a promise to Colorado.

44  
45 Families around the state are budgeting and making tough decisions.

46  
47 Many have lost income in the past year because of layoffs, furloughs, or fewer  
48 hours at work. Yet, they still have to pay the mortgage, buy food for their kids,  
49 put gas in their cars, heat their home, buy school supplies and pay their health  
50 care bills.

51  
52 While those families are paying their own bills, they are also sending money to  
53 the state to pay for public safety, a transportation system, public education, and  
54 a safety net for the needy. Because people are making less, state tax revenue has  
55 also fallen. Taxpayer dollars were taken for granted in good times, and  
56 programs and services were expanded. Now, it is up us to choose what can and

1 can't be funded with those limited dollars. It's a big responsibility, but that is  
2 our duty.

3  
4 The state's budget is directly tied to its economic prosperity, just as the budget  
5 of Colorado families is directly tied to their prosperity.

### 6 7 **A balanced approach**

8  
9 The Republican approach to the challenges this year will be guided by three  
10 goals:

11  
12 First, we will support policies that encourage economic recovery and a strong  
13 job market. Clearly, jobs and the economy have to remain our key focus this  
14 year. Once our economy improves and our job market begins to expand again,  
15 conversations around the kitchen table will improve, and so will the state  
16 budget. The quickest way to economic recovery is through strong business  
17 policies and keeping the tax and fee burden low for families.

18  
19 Our second goal is to balance the budget in a responsible way. We cannot with  
20 a clear conscience allow tough budget times to be an excuse for weakening the  
21 Taxpayers' Bill of Rights and permanently lengthening the reach of  
22 government. We must seriously consider the economic harm that will come  
23 from increasing taxes on businesses and consumers, without even a vote of the  
24 people. Also, we cannot close our eyes to the fact that one-time stimulus money  
25 brings only short-term solutions and comes with expensive strings from the  
26 federal government.

27  
28 Our third goal is to avoid the mistakes of the past. It would be foolish to ignore  
29 the lessons we have learned from past mistakes. In my first year in the  
30 legislature, we made some good decisions, but I can think of quite a few that  
31 weren't. But some of the greatest lessons can come from mistakes made in just the  
32 past few years.

33  
34 We would be better off if we had not spent every dime on the brink of this  
35 recession, when I stood in this very spot and said we should not write a check  
36 the next general assembly could not cash.

37  
38 We would be better off if new government positions had not been added to the  
39 payroll, only to be followed by multiple-day furloughs for an expanded  
40 workforce.

41  
42 We would be better off if we had welcomed the jobs and investment that oil and  
43 gas development was bringing to Colorado, instead of adding to their economic  
44 woes and helping drive those jobs and dollars away.

45  
46 We would be better off if problems from the past two years had not been  
47 delayed, compounded, and pushed into this year.

48  
49 We cannot continue to use payday-loan-like policies to balance our budget. We  
50 should do what needs to be done this year, so that next year, we actually are  
51 better off.

52  
53 There are those who criticize my party when we say "no" to expensive  
54 programs and bureaucracy. But just six months ago I read a quote from the  
55 governor that perhaps says it best: "Sometimes leadership means having to say  
56 no."

1 How much better off would the state be now if we had just said no to more  
2 spending, more programs, more bureaucracy, more taxes and more fees?  
3

4 We cannot change what has already been done, but we can start showing real  
5 leadership now. We have an obligation to responsibly address our economy, our  
6 budget and our job market this year.  
7

### 8 **Bipartisanship** 9

10 No one wants to see the pain caused by deep budget cuts. But we will be better  
11 off in the future if we live within our means.  
12

13 I realize that I am standing here today saying this as the leader of the minority  
14 party in Colorado. I know that there are those in the majority party who would  
15 rather ignore this perspective and dismiss Republican comments, criticisms and  
16 alternatives as nothing more than politics.  
17

18 What is more difficult is to work with those who disagree with you to find  
19 compromise and more balanced policies. I am not saying that I am always right  
20 - my wife can attest to that - but I am putting in a plug for the fine folks on this  
21 side of the aisle. We can bring a valuable perspective to important discussions  
22 this year. This year's challenges will take all hands on deck.  
23

### 24 **Conclusion** 25

26 Now, I realize that right now I am the only thing standing between you and  
27 lunch, so I thought I should at least warn you I'm only half-way through my  
28 speech.  
29

30 Actually, I only want to emphasize one important point before I let everyone go:  
31 We have challenges ahead, but they are nothing compared to what some  
32 families and businesses have experienced during this historic recession. We  
33 cannot ever lose sight of the fact that every decision we make has a real-world  
34 impact. Every new mandate and regulation and tax increase comes with a very  
35 real price for our businesses, our taxpayers and our economy.  
36

37 Let's do the right thing.  
38  
39

40 \_\_\_\_\_  
41  
42 Representative Weissmann moved that the remarks of Speaker Carroll  
43 and Representative May be printed in the House Journal. There being no  
44 objection the remarks were printed.  
45

46 \_\_\_\_\_  
47  
48  
49 House in recess. House reconvened.  
50  
51

52 \_\_\_\_\_  
53  
54  
55

**PRINTING REPORT**

1  
2  
3 The Chief Clerk reports the following bills have been correctly  
4 preprinted: **HB10-1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008,**  
5 **1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1017, 1018, 1019,**  
6 **1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1030,**  
7 **1031, 1032, 1033, 1034, 1035, 1036, 1037, 1038, 1039, 1040, 1041,**  
8 **1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1051, 1052,**  
9 **1053, 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063,**  
10 **1064, 1065, 1066, 1067, 1068, 1069, 1070, 1071, 1072, 1073, 1074,**  
11 **1075, 1076, 1077, 1078, 1079, 1080, 1081, 1082, 1083, 1084, 1085,**  
12 **1086, 1087, 1088, 1089, 1090, 1091, 1092, 1093, 1094, 1095, 1096.**

**MESSAGE(S) FROM THE SENATE**

13  
14  
15  
16  
17 The Senate has adopted and transmits herewith: SJR10-001.

**INTRODUCTION OF BILLS**  
**First Reading**

18  
19  
20  
21  
22  
23 The following bills were read by title and referred to the committees  
24 indicated:

25  
26 **HB10-1001** by Representative(s) Tyler--Concerning incentives for the  
27 installation of new distributed renewable energy  
28 generation facilities in Colorado, and, in connection  
29 therewith, increasing the target percentages under the  
30 electric utility portfolio standard to encourage Colorado  
31 utilities to generate five percent of their retail electricity  
32 sales from distributed renewable sources by the year 2020,  
33 and adopting standards for the installation of distributed  
34 solar electric generation equipment.

35 Committee on Transportation & Energy

36  
37 **HB10-1002** by Representative(s) Kefalas, Gagliardi, Kagan; also  
38 Senator(s) Sandoval, Boyd, Hudak--Concerning an  
39 increase in the threshold necessary to trigger a temporary  
40 income tax rate reduction as a method to refund excess  
41 state revenues by an amount equal to the threshold  
42 necessary to trigger the earned income tax credit refund.

43 Committee on Finance

44 Committee on Appropriations

45  
46 **HB10-1003** by Representative(s) McNulty, Kerr J., Miklosi,  
47 Primavera; also Senator(s) Tochtrop, Mitchell--  
48 Concerning the extension of the deadline for the review of  
49 grievance petitions filed with the state personnel board.

50 Committee on Business Affairs and Labor

51  
52 **HB10-1004** by Representative(s) Massey, Apuan, Frangas, Kerr J.;  
53 also Senator(s) Foster, Boyd, Schwartz--Concerning  
54 standardization of health insurance information provided  
55 to consumers.

56 Committee on Health and Human Services



- 1 **HB10-1005** by Representative(s) Massey, Frangas, Kerr J., McCann;  
2 also Senator(s) Foster, Boyd, Lundberg, Schwartz--  
3 Concerning home health care through telemedicine  
4 pursuant to the "Colorado Medical Assistance Act".  
5 Committee on Health and Human Services  
6
- 7 **HB10-1006** by Representative(s) Curry, Baumgardner, Gardner C.,  
8 McKinley; also Senator(s) Brophy, Hodge, White,  
9 Whitehead--Concerning increased funding for the division  
10 of water resources from the operational account of the  
11 severance tax trust fund.  
12 Committee on Agriculture, Livestock, & Natural Resources  
13
- 14 **HB10-1007** by Representative(s) Judd, Peniston, Roberts, Schafer S.,  
15 Vaad; also Senator(s) Brophy, Steadman--Concerning an  
16 adjustment of fees charged by a county clerk and recorder  
17 for filing a document with the county.  
18 Committee on State, Veterans, & Military Affairs  
19  
20
- 21 **HB10-1008** by Representative(s) Schafer S. and McCann, Apuan,  
22 Frangas, Massey; also Senator(s) Carroll M. and  
23 Schwartz, Boyd, Foster--Concerning a prohibition against  
24 consideration of gender in setting rates for individual  
25 health insurance policies.  
26 Committee on Health and Human Services  
27
- 28 **HB10-1009** by Representative(s) Miklosi, Pace, Ryden; also Senator(s)  
29 Hodge, Carroll M., Tochtrop--Concerning the board of  
30 directors of Pinnacol Assurance.  
31 Committee on Judiciary  
32  
33
- 34 **HB10-1010** by Representative(s) Ferrandino, Court, Gerou; also  
35 Senator(s) Morse, Brophy, Heath--Concerning  
36 authorization for agencies of the state to enter into public-  
37 private initiative agreements with nonprofit entities.  
38 Committee on State, Veterans, & Military Affairs  
39
- 40 **HB10-1011** by Representative(s) Kerr J., McNulty, Miklosi,  
41 Primavera; also Senator(s) Schultheis, Carroll M.,  
42 Mitchell, Tochtrop--Concerning authorization for the  
43 department of revenue to obtain fingerprint-based criminal  
44 history record checks for employment purposes.  
45 Committee on Finance  
46
- 47 **HB10-1012** by Representative(s) Pace, Miklosi, Ryden; also  
48 Senator(s) Carroll M., Hodge, Tochtrop--Concerning  
49 limitations on the use of surveillance of employees who  
50 have submitted a workers' compensation claim.  
51 Committee on Judiciary  
52  
53
- 54 **HB10-1013** by Representative(s) Middleton, Massey, Merrifield,  
55 Scanlan, Stephens; also Senator(s) Romer, King K.,  
56 Spence, Steadman--Concerning the modification of

- 1 certain provisions related to the administration of public  
2 schools from kindergarten through the twelfth grade.  
3 Committee on Education  
4
- 5 **HB10-1014** by Representative(s) McFadyen, Baumgardner, Fischer,  
6 Frangas, King S., Looper, Primavera, Tyler; also  
7 Senator(s) Spence, Gibbs, Romer, Williams--Concerning  
8 annual reporting to the general assembly of fatal accidents  
9 in state highway work areas.  
10 Committee on Transportation & Energy  
11
- 12 **HB10-1015** by Representative(s) Massey and Middleton, Scanlan,  
13 Priola; also Senator(s) King K., Romer, Spence--  
14 Concerning the creation of a stable funding pilot program  
15 for small school districts that enter into agreements to  
16 jointly provide services to save costs.  
17 Committee on Education  
18
- 19 **HB10-1016** by Representative(s) Waller, Benefield, Gardner B., King  
20 S., Labuda, Liston, Peniston, Riesberg, Schafer S.; also  
21 Senator(s) Tochtrop, Lundberg, Morse, Williams--  
22 Concerning the extension of the term of the retired  
23 member of the board of directors of the fire and police  
24 pension association.  
25 Committee on Business Affairs and Labor  
26
- 27 **HB10-1017** by Representative(s) Kagan, Gagliardi; also Senator(s)  
28 Boyd--Concerning authorization for certain public entities  
29 to enter into voluntary agreements affecting rent on  
30 private residential property.  
31 Committee on Local Government  
32
- 33 **HB10-1018** by Representative(s) Looper and Primavera, Frangas,  
34 McFadyen, Solano; also Senator(s) Gibbs, Romer,  
35 Williams--Concerning increased authority to regulate  
36 waste tires.  
37 Committee on Transportation & Energy  
38
- 39 **HB10-1019** by Representative(s) Frangas, Fischer, McFadyen,  
40 Merrifield, Primavera, Tyler; also Senator(s) Williams,  
41 Gibbs, Romer--Concerning parking privileges for people  
42 with disabilities.  
43 Committee on Transportation & Energy  
44
- 45 **HB10-1020** by Representative(s) Weissmann; also Senator(s) Morse--  
46 Concerning contracts of the legislative department.  
47 Committee on State, Veterans, & Military Affairs  
48
- 49 **HB10-1021** by Representative(s) Frangas and McCann; also  
50 Senator(s) Foster, Boyd--Concerning required coverages  
51 for reproductive services for health insurance policies.  
52 Committee on Business Affairs and Labor  
53  
54
- 55 **HB10-1022** by Representative(s) Summers and Gagliardi, Kagan,  
56 Kefalas; also Senator(s) Boyd, Hudak--Concerning the

- 1 administration of the supplemental nutrition assistance  
2 program.  
3 Committee on Health and Human Services  
4
- 5 **HB10-1023** by Representative(s) Waller, Gagliardi, Kagan, Kefalas,  
6 Summers; also Senator(s) Hudak, Boyd, Sandoval,  
7 Scheffel, White--Concerning clarifying civil liability  
8 regarding negligent hiring practices for an employer that  
9 hires a person with a criminal record.  
10 Committee on Judiciary  
11
- 12 **HB10-1024** by Representative(s) Balmer and Riesberg; also Senator(s)  
13 Williams, Newell--Concerning eliminating the ability of  
14 advanced practice nurses to declare patients terminally ill.  
15 Committee on Health and Human Services  
16
- 17 **HB10-1025** by Representative(s) Roberts, Riesberg, Soper, Tyler; also  
18 Senator(s) Newell, Tochtrop, Williams--Concerning  
19 updates to the "Colorado Medical Treatment Decision  
20 Act".  
21 Committee on Health and Human Services  
22
- 23 **HB10-1026** by Representative(s) Solano and Benefield, Massey,  
24 Peniston; also Senator(s) Hodge and Hudak, Steadman,  
25 Williams--Concerning the creation of the Colorado quality  
26 in child care incentive grant program.  
27 Committee on Education  
28
- 29 **HB10-1027** by Representative(s) Roberts and Tyler, Soper; also  
30 Senator(s) Williams, Newell--Concerning the requirement  
31 for a certain life expectancy prognosis for persons  
32 receiving hospice care through medicaid.  
33 Committee on Health and Human Services  
34
- 35 **HB10-1028** by Representative(s) Benefield, Massey, Peniston, Solano;  
36 also Senator(s) Hodge, Hudak, Steadman--Concerning a  
37 universal application for programs related to early  
38 childhood issues.  
39 Committee on Education  
40
- 41 **HB10-1029** by Representative(s) Acree, Looper, Primavera, Todd;  
42 also Senator(s) Keller, Steadman--Concerning agreements  
43 for the purchase of medical goods.  
44 Committee on Health and Human Services  
45
- 46 **HB10-1030** by Representative(s) Peniston, Benefield, Solano; also  
47 Senator(s) Steadman, Hodge, Hudak, Williams--  
48 Concerning the creation of the early childhood educator  
49 development scholarship program.  
50 Committee on Education  
51
- 52 **HB10-1031** by Representative(s) McCann, Apuan, Massey; also  
53 Senator(s) Foster and Schwartz, Boyd--Concerning the  
54 administration of dental services provided under  
55 medicaid.  
56 Committee on Health and Human Services

- 1 **HB10-1032** by Representative(s) Frangas, Apuan, Massey; also  
2 Senator(s) Boyd, Foster, Schwartz--Concerning  
3 behavioral health crisis response services.  
4 Committee on Health and Human Services  
5
- 6 **HB10-1033** by Representative(s) Massey, Frangas, Kerr J., McCann;  
7 also Senator(s) Boyd and Schwartz, Foster--Concerning  
8 the provision of services through the medicaid program  
9 that are related to substance abuse.  
10 Committee on Health and Human Services  
11
- 12 **HB10-1034** by Representative(s) Massey, Middleton, Scanlan; also  
13 Senator(s) King K., Johnston, Spence--Concerning the  
14 credentialing of school speech-language pathology  
15 assistants.  
16 Committee on Education  
17
- 18 **HB10-1035** by Representative(s) Massey and Solano, Benefield,  
19 Peniston; also Senator(s) Steadman, Hodge, Hudak,  
20 Williams--Concerning eligibility determinations for the  
21 Colorado child care assistance program to promote  
22 stability in early childhood care.  
23 Committee on Education  
24
- 25 **HB10-1036** by Representative(s) Scanlan and Massey, Merrifield,  
26 Middleton, Stephens; also Senator(s) Romer, Johnston,  
27 King K., Spence, Steadman--Concerning on-line public  
28 access to public school financial information.  
29 Committee on Education  
30
- 31 **HB10-1037** by Representative(s) Massey, Merrifield, Middleton,  
32 Scanlan, Stephens; also Senator(s) Spence, Johnston,  
33 King K., Steadman--Concerning the continuation of  
34 funding for supplemental on-line education services.  
35 Committee on Education  
36
- 37 **HB10-1038** by Representative(s) Miklosi, Pace, Ryden; also  
38 Senator(s) Carroll M., Hodge, Tochtrop--Concerning a  
39 brochure to describe the process for workers'  
40 compensation claims.  
41 Committee on Business Affairs and Labor  
42
- 43 **HB10-1039** by Representative(s) Gardner B., Kagan, Labuda, Levy,  
44 Roberts; also Senator(s) Brophy, Carroll M., Mitchell,  
45 Morse, Schwartz--Concerning the enactment of Colorado  
46 Revised Statutes 2009 as the positive and statutory law of  
47 the state of Colorado.  
48 Committee on Judiciary  
49
- 50 **HB10-1040** by Representative(s) Kerr A.--Concerning direction to  
51 collegeinvest to promote the use of college savings plans  
52 for adults to save in pursuit of their own postsecondary  
53 educational opportunities.  
54 Committee on Education  
55

- 1 **HB10-1041** by Representative(s) Acree, Looper, Primavera, Todd;  
2 also Senator(s) Mitchell, Keller--Concerning applications  
3 for home- and community-based services waivers for  
4 children as part of the medicaid eligibility modernization.  
5 Committee on Health and Human Services  
6
- 7 **HB10-1042** by Representative(s) Peniston; also Senator(s) Hodge--  
8 Concerning administration of the stationary sources air  
9 quality permitting program.  
10 Committee on Health and Human Services  
11
- 12 **HB10-1043** by Representative(s) Apuan--Concerning outdated  
13 references to the federal aid to families with dependent  
14 children.  
15 Committee on Health and Human Services  
16
- 17 **HB10-1044** by Representative(s) Carroll T., Todd, Benefield, Kefalas,  
18 Massey, McNulty, Merrifield, Middleton, Roberts, Schafer  
19 S., Stephens; also Senator(s) Steadman--Concerning the  
20 licensure of neighborhood youth organizations.  
21 Committee on Education  
22
- 23 **HB10-1045** by Representative(s) Miklosi--Concerning the address of  
24 a person on file with specified state agencies.  
25 Committee on State, Veterans, & Military Affairs  
26
- 27 **HB10-1046** by Representative(s) Tyler; also Senator(s) Hudak--  
28 Concerning the recorded date of receipt of property tax  
29 payments by a county treasurer's office when the payment  
30 has no United States postal service postmark.  
31 Committee on Local Government  
32
- 33 **HB10-1047** by Representative(s) Court and Murray; also Senator(s)  
34 White--Concerning the form of a statewide ballot title.  
35 Committee on State, Veterans, & Military Affairs  
36
- 37 **HB10-1048** by Representative(s) Primavera; also Senator(s) Spence--  
38 Concerning the home- and community-based services  
39 program for persons with a brain injury.  
40 Committee on Health and Human Services  
41
- 42 **HB10-1049** by Representative(s) Rice and Looper, Balmer, Court,  
43 Hullinghorst, King S., May, McNulty, Nikkel, Scanlan,  
44 Sonnenberg, Stephens, Summers, Primavera; also  
45 Senator(s) Romer and Mitchell, Foster, Hodge, Lundberg,  
46 Penry, Shaffer B.--Concerning the franchise rights of  
47 motor vehicle dealers.  
48 Committee on Business Affairs and Labor  
49
- 50 **HB10-1050** by Representative(s) Tyler, Riesberg, Soper; also  
51 Senator(s) Tochtrop, Williams--Concerning a central on-  
52 line registry of medical orders for scope of treatment  
53 forms.  
54 Committee on Health and Human Services  
55

- 1 **HB10-1051** by Representative(s) Pommer--Concerning additional  
2 information regarding covered entities' water efficiency  
3 plans.  
4 Committee on Agriculture, Livestock, & Natural Resources  
5
- 6 **HB10-1052** by Representative(s) Solano; also Senator(s) Newell--  
7 Concerning the recycling resources economic opportunity  
8 fund, and, in connection therewith, extending the life of  
9 the fund.  
10 Committee on Transportation & Energy  
11
- 12 **HB10-1053** by Representative(s) Riesberg, Kefalas; also Senator(s)  
13 Boyd--Concerning community long-term care savings.  
14 Committee on Health and Human Services  
15
- 16 **HB10-1054** by Representative(s) King S.; also Senator(s) Carroll M.--  
17 Concerning presenting school safety information at  
18 institutions of higher education.  
19 Committee on Education  
20
- 21 **HB10-1055** by Representative(s) Kefalas; also Senator(s) Steadman--  
22 Concerning the requirement that fees for services rendered  
23 by a third party for collection of delinquent taxes be added  
24 to the total amount collected by the third party.  
25 Committee on Finance  
26
- 27 **HB10-1056** by Representative(s) Frangas; also Senator(s) Carroll M.--  
28 Concerning the disposal of business records containing  
29 personal identifying information.  
30 Committee on Judiciary  
31
- 32 **HB10-1057** by Representative(s) Ryden; also Senator(s) Spence--  
33 Concerning fees charged by county sheriffs relating to the  
34 service of process.  
35 Committee on Judiciary  
36
- 37 **HB10-1058** by Representative(s) Riesberg; also Senator(s) Hodge--  
38 Concerning the authority of the department of revenue to  
39 impose a civil penalty for unstamped cigarettes.  
40 Committee on Judiciary  
41
- 42 **HB10-1059** by Representative(s) Gagliardi; also Senator(s) Newell--  
43 Concerning allowing a minor who is in the foster care  
44 system to register for a driver education course prior to  
45 applying for an instruction permit without a signed  
46 affidavit of liability.  
47 Committee on Transportation & Energy  
48
- 49 **HB10-1060** by Representative(s) Kagan; also Senator(s) Steadman--  
50 Concerning the creation of a penalty for the failure to  
51 comply with severance tax withholding requirements.  
52 Committee on Agriculture, Livestock, & Natural Resources  
53
- 54  
55 **HB10-1061** by Representative(s) Merrifield; also Senator(s) Tochtrop--  
56 Concerning the creation of the Colorado medical

- 1 donation program to be administered by the state board of  
2 health.  
3 Committee on Health and Human Services  
4
- 5 **HB10-1062** by Representative(s) Schafer S.--Concerning the ability to  
6 allow a county to purchase crime insurance coverage in  
7 lieu of surety bonds.  
8 Committee on Local Government  
9
- 10 **HB10-1063** by Representative(s) Todd; also Senator(s) Gibbs--  
11 Concerning the authority for the publication of a legal  
12 notice in a newspaper without United States periodicals  
13 mailing privileges within a municipality Where no  
14 newspaper that has such privileges is published within the  
15 municipality.  
16 Committee on State, Veterans, & Military Affairs  
17
- 18 **HB10-1064** by Representative(s) Schafer S., Todd; also Senator(s)  
19 Spence, Hodge, King K.--Concerning a requirement that  
20 a student complete an appeal process before filing a  
21 complaint with a group of neutral arbitrators concerning  
22 the student's participation in extracurricular activities.  
23 Committee on Education  
24
- 25 **HB10-1065** by Representative(s) McCann; also Senator(s) Tochtrop--  
26 Concerning a prohibition against counting any time a  
27 juvenile spends on escape status toward completion of the  
28 juvenile's commitment.  
29 Committee on Judiciary  
30
- 31 **HB10-1066** by Representative(s) Massey and Scanlan; also Senator(s)  
32 Sandoval--Concerning a requirement that the department  
33 of education provide food to school food authorities.  
34 Committee on Education  
35
- 36 **HB10-1067** by Representative(s) Middleton; also Senator(s) Bacon--  
37 Concerning a requirement that the state fund one hundred  
38 percent of the cost of instruction for nonresident Native  
39 American students enrolled at Fort Lewis college.  
40 Committee on Education  
41
- 42 **HB10-1068** by Representative(s) Ferrandino--Concerning the delivery  
43 of paper documents to a person's property.  
44 Committee on Transportation & Energy  
45
- 46 **HB10-1069** by Representative(s) Vigil; also Senator(s) Schwartz--  
47 Concerning the reclassification of Mineral county.  
48 Committee on Local Government  
49
- 50 **HB10-1070** by Representative(s) Casso; also Senator(s) Sandoval--  
51 Concerning safety in day treatment centers.  
52 Committee on Health and Human Services  
53
- 54 **HB10-1071** by Representative(s) Labuda; also Senator(s) Heath--  
55 Concerning elimination of the requirement that a person  
56 employed in a technical forestry capacity by the board of

- 1                   governors of the Colorado state university system possess  
2                   at least two years' experience in forest practice.  
3   Committee on Education  
4
- 5   **HB10-1072**   by Representative(s) Court, Ferrandino; also Senator(s)  
6                   Heath, Morse--Concerning the conversion of the general  
7                   fund reserve into a state budget stabilization reserve fund,  
8                   and, in connection therewith, increasing the amount of the  
9                   reserve fund in certain future fiscal years above the  
10                  amount of the general fund reserve currently required for  
11                  such years, requiring reserve fund interest and income to  
12                  be credited to the reserve fund, and reducing the  
13                  percentage of estimated reserve fund depletion that will  
14                  require the governor to formulate a plan for reducing  
15                  general fund expenditures from the percentage of  
16                  estimated general fund reserve depletion that currently  
17                  triggers that requirement.  
18   Committee on Finance  
19
- 20   **HB10-1073**   by Representative(s) Roberts; also Senator(s) Sandoval--  
21                  Concerning the addition of a line to Colorado state  
22                  individual income tax return forms whereby individual  
23                  taxpayers may make a voluntary contribution benefitting  
24                  the Colorado 2-1-1 first call for help fund.  
25   Committee on Finance  
26
- 27   **HB10-1074**   by Representative(s) Soper; also Senator(s) Hudak--  
28                  Concerning measures to protect consumers with regard to  
29                  automobile insurance policies.  
30   Committee on Business Affairs and Labor  
31
- 32   **HB10-1075**   by Representative(s) Kagan and Sonnenberg, Soper; also  
33                  Senator(s) Williams and Harvey--Concerning the  
34                  authority for public entities to use credit unions as  
35                  financial institutions, and, in connection therewith,  
36                  allowing credit unions to make loans to public entities and  
37                  allowing for the deposit of public moneys in credit unions.  
38   Committee on Business Affairs and Labor  
39
- 40   **HB10-1076**   by Representative(s) DelGrosso--Concerning the  
41                  classification of a participant in a property tax work-off  
42                  program for purposes of labor benefits.  
43   Committee on Finance  
44   Committee on Business Affairs and Labor  
45
- 46   **HB10-1077**   by Representative(s) Tyler--Concerning authorization for  
47                  fusion voting by which a candidate in an election for a  
48                  partisan political office may be the nominee of more than  
49                  one political party.  
50   Committee on State, Veterans, & Military Affairs  
51
- 52   **HB10-1078**   by Representative(s) Nikkel; also Senator(s) Kopp--  
53                  Concerning the specificity of the data included in the web-  
54                  based system that provides the public access to state  
55                  financial information.  
56   Committee on State, Veterans, & Military Affairs



- 1 **HB10-1079** by Representative(s) Balmer--Concerning a prohibition on  
2 the use of public moneys for any physical signage that  
3 indicates that a project is being funded by the federal  
4 "American Recovery and Reinvestment Act of 2009".  
5 Committee on State, Veterans, & Military Affairs  
6
- 7 **HB10-1080** by Representative(s) Lambert; also Senator(s) Sandoval--  
8 Concerning the expansion of duties of the legislative  
9 emergency epidemic response committee to include  
10 preparation for disaster emergencies, and, in connection  
11 therewith, changing the name of the committee and  
12 allowing the committee to recommend legislation  
13 pertaining to the preparedness, response, and recovery by  
14 the general assembly in the event of an emergency  
15 epidemic or disaster.  
16 Committee on Local Government  
17
- 18 **HB10-1081** by Representative(s) Priola--Concerning money  
19 laundering.  
20 Committee on Judiciary  
21
- 22 **HB10-1082** by Representative(s) McNulty; also Senator(s) Penry--  
23 Concerning disqualification from school employment for  
24 conviction of certain offenses, and, in connection  
25 therewith, enacting the "Felon-free Schools Act of 2010".  
26 Committee on Judiciary  
27 Committee on Appropriations  
28
- 29 **HB10-1083** by Representative(s) Gardner B.; also Senator(s)  
30 Steadman--Concerning the authority of the state to enter  
31 into lease-purchase agreements for a day surgery center.  
32 Committee on Judiciary  
33
- 34 **HB10-1084** by Representative(s) Acree; also Senator(s) Mitchell--  
35 Concerning measures to encourage the voluntary cleanup  
36 of unoccupied real property.  
37 Committee on Judiciary  
38  
39
- 40 **HB10-1085** by Representative(s) Kerr J.; also Senator(s) Tapia--  
41 Concerning land surveying, and, in connection therewith,  
42 altering licensure criteria for land surveyor applicants and  
43 specifying procedures for issuance of a surveyor's  
44 affidavit of correction.  
45 Committee on Business Affairs and Labor  
46
- 47 **HB10-1086** by Representative(s) Curry; also Senator(s) Hodge--  
48 Concerning a limitation of landowners' liability, and, in  
49 connection therewith, limiting landowners' liability arising  
50 from facilities related to water rights and from the use of  
51 land for recreational purposes.  
52 Committee on Judiciary  
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54
- 55 **HB10-1087** by Representative(s) Swalm, Liston, Nikkel; also  
56 Senator(s) Cadman--Concerning the elimination of the

- 1 requirement that an employer withhold Colorado income  
2 tax.  
3 Committee on Finance  
4 Committee on Appropriations  
5
- 6 **HB10-1088** by Representative(s) Vaad--Concerning devolution of  
7 state highways that are commuter highways to local  
8 governments.  
9 Committee on Transportation & Energy  
10
- 11 **HB10-1089** by Representative(s) Waller; also Senator(s) Newell--  
12 Concerning placement after a parole revocation of a  
13 parolee who is a sexually violent predator.  
14 Committee on Judiciary  
15 Committee on Appropriations  
16
- 17 **HB10-1090** by Representative(s) Waller; also Senator(s) Morse--  
18 Concerning the punishment for a person who is convicted  
19 of driving a motor vehicle with knowledge that his or her  
20 driver's license is under restraint.  
21 Committee on Judiciary  
22
- 23 **HB10-1091** by Representative(s) Summers--Concerning restrictions on  
24 the permissibility of certain documents used to define  
25 identification for election-related purposes.  
26 Committee on State, Veterans, & Military Affairs  
27
- 28 **HB10-1092** by Representative(s) Liston; also Senator(s) Steadman--  
29 Concerning the issuance of identification cards to  
30 lobbyists for the purpose of entering the state capitol  
31 building.  
32 Committee on State, Veterans, & Military Affairs  
33
- 34 **HB10-1093** by Representative(s) Bradford; also Senator(s) Harvey--  
35 Concerning a limitation on what may be considered when  
36 determining the actual value of real property for the  
37 purpose of levying property tax.  
38 Committee on Finance  
39
- 40 **HB10-1094** by Representative(s) Gardner C.; also Senator(s) Harvey--  
41 Concerning the use of deadly physical force against a  
42 person who makes an illegal entry into a place of business.  
43 Committee on Judiciary  
44
- 45 **HB10-1095** by Representative(s) Gerou--Concerning a limitation on  
46 the authority of a fire protection district to charge fees for  
47 providing certain rescue services to those services  
48 provided at the scene of a motor vehicle accident.  
49 Committee on Local Government  
50
- 51 **HB10-1096** by Representative(s) Tipton--Concerning the designation  
52 of vehicle identification number inspectors by law  
53 enforcement officials of local governments.  
54 Committee on Transportation & Energy  
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**INTRODUCTION OF RESOLUTIONS**

The following resolutions were read by title and laid over until Friday, January 15, 2010:

**HR10-1004** by Representative(s) Weissmann--Concerning the line of succession for the chief clerk of the House of Representatives.

**SJR10-001** by Senator(s) Morse; also Representative(s) Weissmann--Concerning amendments to the Joint Rules of the Senate and the House of Representatives relating to the preparation of bill summaries.

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On motion of Representative Weissmann, the House adjourned until 9:00 a.m., January 14, 2010.

Approved:  
TERRANCE D. CARROLL,  
Speaker

Attest:  
MARILYN EDDINS,  
Chief Clerk

