

LEGISLATIVE LETTER®  
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June 3, 2011

LL#9:79

## GOVERNMENT

### ELECTIONS

#### BLUE BOOK IMPROVED

**HB 1035 Blue Book Information (Rep. Court; Sen. Carroll) (support)** This bill was a no brainer and zipped through both houses with only one little amendment which was a bit humorous. The bill requires the Blue Book to explain to voters the origins of an initiative either as the result of a petition with sufficient signatures or as a referendum coming from the legislature with a super majority of votes. The Senate thought that proposed referenda were not always “thoroughly debated by the General Assembly” when referring to the referendum process and deleted that phrase. The House later agreed, and the bill was signed by the Governor on March 17. League likes voter information.

Previously reported: LL#1, p. 7; LL#2, p. 13; LL#3, p. 22; LL#4, p. 33; LL#5, p. 40; LL#6, p. 50.

#### REDISTRICTING CRITERIA FAIL

**HB 1276 Court Criteria for Redistricting (Rep. Brown; Sen. Roberts) (watch)** This bill was an attempt to restructure the way the courts would look at redistricting if the issue came to them. After a “strike below” amendment, new wording would have allowed, but not required, consideration of factors including communities of interest such as the western slope and eastern plains. The bill was aimed particularly at keeping these communities whole. We watched this bill not knowing exactly where it was going. After passing in the House on the last day, it was too late for the Senate; so this won’t be part of what the court officially looks at to draw lines.

Previously reported: LL#5, p. 39.

Both reported by Alice Ramsey 303-841-7839

#### DISCLOSURE DEADLINES DELAYED

**SB 252 Modify FCPA Disclosure Deadlines (Sen. Bacon; Rep. Murray) (support).** The MOVE act (federal law to facilitate voting by military and overseas citizens) forces a change in Colorado’s primary elections (from August to June) and precinct caucuses (from late March to early March). Now, campaign finance disclosure deadlines must also be changed as they apply to the disclosure in

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advance of the primary elections. Unfortunately, various parties could not agree on what the new deadlines and reporting frequency should be. The sponsor described the bill as “not ready for prime time” and asked the Senate State Affairs Committee to PI the bill, which they did unanimously. New legislation will need to come forward early next year.

Previously reported LL #8, p. 70.

**PLAIN LANGUAGE TOO LATE**

**NEW** **HB 1304 Ballot Title Plain Language Requirement (Rep. Szabo; Sen. Cadman) (Support).** This late attempt to get more clear language into the titles of ballot measures as they appear on the ballot was too late. It passed out House State Affairs on a vote of 6-2-1 (Levy and Todd voting no; Miklosi excused), and was approved by the full House on May 6. However, the Senate State Affairs Committee never took it up, and it died with the session.

**REDISTRICTING GOES TO COURT**

**NEW** **HB 1319 and SB 268** were the bills that presented two versions of redistricting. Neither passed both houses, which is how the matter lands with the courts.

All reported by Christine Watson 303.250.1796

**FISCAL POLICY**

**GENERAL FUND CAP DEFEATED**

**HB 1280 Limit General Fund Appropriation Growth (Reps. Beezley/DelGrosso; Sen. Brophy) (oppose)** This bill would have capped General Fund expenditure increases at 6% based on the previous year’s expenditures. Anything over that would have gone to a rainy day fund until it reached 8% of the total General Fund expenditure. After that the excess would have gone 2/3 to the Highway Users fund and 1/3 to the Capital Construction Fund. League didn’t like this as it reinstates the ratchet affect on the General Fund expenditures and removes flexibility. Déjà vu anyone? After passing in the House, it died at the end in Senate Local Af-

fairs on a vote of 3-0, with Cadman and Roberts absent.

Previously reported: LL#5, p. 40.

Alice Ramsey 303-841-7839

**House Vote**

	YES	34	NO	31	EXCUSED	0	ABSENT	0
Acree	Y	Fischer	N	Liston	Y	Scott	Y	
Balmer	Y	Gardner B.	Y	Looper	Y	Solano	N	
Barker	Y	Gardner D.	N	Massey	Y	Sonnenberg	Y	
Baumgardner	Y	Gerou	Y	McCann	N	Soper	N	
Becker	Y	Hammer	N	McKinley	N	Stephens	Y	
Beezley	Y	Holbert	Y	Miklosi	N	Summers	Y	
Bradford	Y	Hullinghorst	N	Murray	Y	Swalm	Y	
Brown	Y	Jones	N	Nikkel	Y	Swerdfeger	Y	
Casso	N	Joshi	Y	Pabon	N	Szabo	Y	
Conti	Y	Kagan	N	Pace	N	Todd	N	
Coram	Y	Kefalas	N	Peniston	N	Tyler	N	
Court	N	Kerr A.	N	Priola	Y	Vaad	Y	
DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	N	
Duran	N	Labuda	N	Riesberg	N	Waller	Y	
Ferrandino	N	Lee	Y	Ryden	N	Williams A.	N	
Fields	N	Levy	N	Schafer S.	N	Wilson	N	
						Speaker	Y	

**ESTATE TAX RETAINED**

**HB 1299 Repeal Colorado Estate Tax (Rep. Barker) (oppose)** HB 1299 proposed to repeal any estate taxes that would be imposed by Colorado when the federal tax resumes. The House Finance committee approved HB 1299 on a vote of 7-6. Voting yes: Acree, Beezley, Conti, Joshi, Swalm, Swerdfeger, DelGrosso. Voting no: Duran, Hullinghorst, Kagan, Kefalas, Labuda, Pabon. The House passed the bill on a vote of 53-10-2. In the last days of the session, the Senate State Affairs Committee postponed it indefinitely by a vote of 3-0, with Cadman and Grantham excused.

Previously reported LL #8, p. 71.

**House Vote**

	YES	53	NO	10	EXCUSED	2	ABSENT	0
Acree	Y	Fischer	N	Liston	Y	Scott	Y	
Balmer	Y	Gardner B.	Y	Looper	Y	Solano	N	
Barker	Y	Gardner D.	Y	Massey	Y	Sonnenberg	Y	
Baumgardner	Y	Gerou	Y	McCann	N	Soper	N	
Becker	Y	Hammer	Y	McKinley	Y	Stephens	Y	
Beezley	Y	Holbert	Y	Miklosi	Y	Summers	Y	
Bradford	Y	Hullinghorst	Y	Murray	Y	Swalm	Y	
Brown	Y	Jones	Y	Nikkel	Y	Swerdfeger	Y	
Casso	E	Joshi	Y	Pabon	N	Szabo	Y	
Conti	Y	Kagan	N	Pace	Y	Todd	Y	
Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y	
Court	Y	Kerr A.	Y	Priola	Y	Vaad	Y	
DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y	
Duran	N	Labuda	N	Riesberg	Y	Waller	Y	
Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y	
Fields	N	Levy	N	Schafer S.	Y	Wilson	Y	
						Speaker	E	

## CIGARETTE TAX EXTENDED

**HB 1296 Continue State Sales Tax on Cigarettes (Rep. Kagan; Sen. Steadman) (support)** allows sales tax to be collected on cigarettes for another two years. The Senate Finance Committee passed the bill by a vote of 4-3. Voting yes: Guzman, Jahn, Giron, Johnston. Voting no: Brophy, K. King, Scheffel. At the next stop, Senate Appropriations also voted yes, 6-4. Voting in favor: Bacon, Giron, Heath, Nicholson, Hodge, Steadman. Voting no: Grantham, Harvey, K. King, Lambert. The full senate passed HB 1296 by a vote of 22-12-1. The Governor has signed HB 1296.

Previously reported LL #8, p. 70.

### House Vote

YES	37	NO	26	EXCUSED	1	ABSENT	1
Acree	N	Fischer	Y	Liston	N	Scott	N
Balmer	E	Gardner B.	N	Looper	N	Solano	Y
Barker	N	Gardner D.	Y	Massey	Y	Sonnenberg	Y
Baumgardner	N	Gerou	Y	McCann	Y	Soper	Y
Becker	N	Hammer	Y	McKinley	Y	Stephens	N
Beezley	N	Holbert	N	Miklosi	Y	Summers	Y
Bradford	N	Hullinghorst	Y	Murray	Y	Swalm	N
Brown	N	Jones	Y	Nikkel	N	Swerdfeger	Y
Casso	Y	Joshi	N	Pabon	N	Szabo	N
Conti	N	Kagan	Y	Pace	Y	Todd	Y
Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
Court	Y	Kerr A.	Y	Priola	N	Vaad	N
DelGrosso	N	Kerr J.	N	Ramirez	N	Vigil	Y
Duran	N	Labuda	Y	Riesberg	Y	Waller	N
Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
Fields	-	Levy	Y	Schafer S.	Y	Wilson	Y
						Speaker	Y

### Senate Vote

YES	22	NO	12	EXCUSED	1	ABSENT	0
Agular	Y	Guzman	Y	Kopp	E	Scheffel	N
Bacon	Y	Harvey	N	Lambert	N	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	N	Spence	N
Brophy	N	Hodge	Y	Mitchell	N	Steadman	Y
Cadman	N	Hudak	Y	Morse	Y	Tochtrop	Y
Carroll	Y	Jahn	Y	Newell	Y	White	Y
Foster	Y	Johnston	Y	Riesberg	Y	Williams S.	Y
Giron	Y	King K.	N	Renfro	N	President	Y
Grantham	N	King S.	N	Roberts	Y		

## JUVENILE JUSTICE

### RESTORATIVE JUSTICE BILL WILL GO TO GOVERNOR

**HB 1032 Restorative Justice (Rep. Lee; Sen. Newell) (support in part)** is on its way to the governor.

The bill unanimously passed out of Senate Judiciary on May 4 after being amended. The amendment allows the Division of Youth Corrections to set up a pilot program to facilitate victim-initiated victim-

offender conferences in DYC facilities and to allow the court to waive fees associated with the juvenile restorative justice services.

On May 9<sup>th</sup> the bill passed third reading in the Senate by a unanimous vote and then had to go back to the House for concurrence. The House concurred with the Senate amendments in the last hours of the last day of the session and repassed the bill. Whew! Previously reported LL #2, p. 14; LL #5, p. 42; LL #8, p. 73.

Carla Bennett 303.757.2930

## SOCIAL POLICY

### CHILDREN'S ISSUES

#### TWO CHILDREN'S BILLS ARE SIGNED BY THE GOVERNOR

**HB 1145 Availability Background Check Child Care (Rep. McCann; Sen. Tochtrop) (support) and HB 1196 Flexibility in Funding Family Services (Rep. Summers; Sen. Foster) (support)** were both signed by the Governor on May 9.

HB 1145 unanimously passed 3<sup>rd</sup> reading in the Senate on April 21. However, because it was amended in the Senate, it had to return to the House for concurrence. The House concurred with the Senate amendment and re-passed the bill on April 26.

Previously reported LL #3, p. 24; LL #5, p. 43; LL #6, p. 51; LL #7, p. 63.

HB 1196 unanimously passed Senate Local Government on April 12 where it was amended to allow the county departments of human services to offer alternative services to families in order to prevent their continued need for child welfare services. It passed 3<sup>rd</sup> reading, again unanimously, on April 19. The House concurred with the Senate amendment, and the bill was re-passed on April 26.

Previously reported LL #3, p. 24; LL #4, p. 33, LL #7, p. 63.

**EDUCATION**

**MIXED BAG FOR EDUCATION BILLS**

**Watch list: SB 1 Knowledge Based Economy Fund (Sen. Bacon; Rep. A. Kerr)** which would have placed state moneys exceeding the amount anticipated for 2011-12 into a fund for K-12 education was laid over until May 12 in Senate Finance on a 6/0 vote on May 3 effectively killing the bill. Passing the Senate unanimously with Sen. Foster excused, **HB 1277 Statutory Changes to K-12 Education (Reps. Massy & Solano; Sen. Bacon)** makes changes to specific educational requirements, but was stripped of its requirement that the state fund any mandates to school districts.

Previously reported: LL#1, p. 8; LL#5, p. 44; LL#6, p. 52; LL#7, p. 73

**Support: SB 80 School Improvement Plans (Sen. Hudak; Rep. Todd)** was PI'd in House education on May 10 on a 7/6 vote. Voting to PI: Holbert, Joshi, Murray, Ramirez, Summers, Beezley, Massey. Voting No: Hamner, A. Kerr, Peniston, S. Schafer, Solano, Todd. Overall funding for K-12 education is reduced \$227.5 million from last year's package with the passage of **SB 230 Financing of Public Schools (Sen. Bacon; Rep. Massey)**. An additional \$67.5 million has been set aside in the event economic conditions are better than projected, but if the improvement does not occur, schools will not receive these funds.

Previously reported: LL#2, p. 16; LL#6, p. 63; LL#7, p. 72

**Oppose: The League opposed HB 1048 Income Tax Credits for Nonpublic Education (Rep. Swalm; Sen. Lundberg)** due to our longstanding opposition to vouchers. Rep. Swalm pulled the bill to work on it for reappearance next year.

Previously reported: LL#1, p. 8; LL#3, p. 26; LL#5, p. 44

Sally Augden 303.455.5800

**HEALTH CARE**

**HEALTH BENEFIT EXCHANGE GETS FINAL PASSAGE**

**SB 200, Colorado Health Benefit Exchange (Sen. Boyd; Rep. Stephens) (support)** The bill was introduced in the Senate on 3/21/11. It was heard in Health and Human Services, referred amended to Legislative Council, referred amended to the Senate Committee of the Whole, where it passed with amendments on Third Reading on 4/27/11. Introduced in the House on 5/2/11, it was heard in Health and Environment, referred amended to the House committee of the Whole, where it passed with Amendments on Third Reading 5/4/11. A final amendment put forward on Third Reading, related to a repeal provision, failed, and the bill received final passage on 5/5/11 when the Senate concurred with the House amendments. It has been sent to the Governor.

Previously reported LL#6, p. 53; LL#7, p. 65; LL#8, p. 75.

Carol Pace 303.751.4125  
Lois Schafer 303.832.1667

**Senate Vote**

YES	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar		Y Guzman		Y Kopp		N Scheffel	N
Bacon	Y	Harvey	N	Lambert	N	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	N	Spence	N
Brophy	N	Hodge	Y	Mitchell	N	Steadman	Y
Cadman	N	Hudak	Y	Morse	Y	Tochtrop	Y
Carroll	Y	Jahn	Y	Newell	Y	White	N
Foster	Y	Johnston	Y	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	N	Renfroe	N	President	Y
Grantham	N	King S.	N	Roberts	N		

**House Vote**

YES	44	NO	21	EXCUSED	0	ABSENT	0
Acree	N	Fischer	Y	Liston	Y	Scott	N
Balmer	N	Gardner B.	N	Looper	N	Solano	Y
Barker	N	Gardner D.	Y	Massey	Y	Sonnenberg	N
Baumgardner	N	Gerou	Y	McCann	Y	Soper	N
Becker	N	Hammer	Y	McKinley	Y	Stephens	Y
Beezley	N	Holbert	N	Miklosi	Y	Summers	Y
Bradford	N	Hullinghorst	Y	Murray	Y	Swalm	Y
Brown	N	Jones	Y	Nikkel	N	Swerdfeger	N
Casso	Y	Joshi	N	Pabon	Y	Szabo	N
Conti	Y	Kagan	Y	Pace	Y	Todd	Y
Coram	Y	Kefalas	Y	Peniston	Y	Tyler	Y
Court	Y	Kerr A.	Y	Priola	Y	Vaad	N
DelGrosso	N	Kerr J.	Y	Ramirez	Y	Vigil	Y
Duran	Y	Labuda	Y	Riesberg	Y	Waller	N
Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y
Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y
						Speaker	Y

## HEALTH CARE COOPERATIVE DIES

**SB 168, Colorado Health Care Cooperative (Sen. Aguilar; Rep. Kefalas ) (support)** This health care reform bill proposed creating an authority, to design a health care cooperative for Colorado. The cooperative represents a model for implementing the federal Patient Protection and Affordable Care Act, the federal legislation passed in 2010. The bill to design a blueprint for a cooperative passed the Senate Business, Labor and Technology Committee hearing of the bill on February 28. The bill was laid over until 5-10-11 for Second Reading by the Committee of the Whole in the Senate. The bill was allowed to die as SB 200 passed the House.

Previously reported LL#8, p. 74.

Lois Schafer 303.832.1667

Carol Pace 303.751.4125

## HEALTHCARE REFORM OPT-OUT DIES

**HB 1273 Health Care Opportunity Patient Empower (Rep. Nikkel and Stephens; Sen. Kopp ) (oppose)** The bill authorized the state to negotiate with other states to develop an interstate compact to opt out of the federal Patient Protection and Affordable Care Act (PPACA) in order to regulate health care at the state level. Introduced in the House March 2, it was heard in Health and Environment, referred amended to Appropriations, and referred to House Committee of the Whole where it passed Third Reading on May 4. The bill was P'd in the Senate State Affairs Committee on a vote of 3-0, with Senators Cadman and Roberts absent.

Previously reported LL#5, p. 38.

Carol Pace 303.751.4125

### House Vote

	YES	34	NO	31	EXCUSED	0	ABSENT	0
Acree	Y	Fischer	N	Liston	Y	Scott	Y	
Balmer	Y	Gardner B.	Y	Looper	Y	Solano	N	
Barker	Y	Gardner D.	N	Massey	Y	Sonnenberg	Y	
Baumgardner	Y	Gerou	Y	McCann	N	Soper	N	
Becker	Y	Hammer	N	McKinley	Y	Stephens	Y	
Beezley	Y	Holbert	Y	Miklosi	N	Summers	Y	
Bradford	Y	Hullinghorst	N	Murray	Y	Swalm	Y	
Brown	Y	Jones	N	Nikkel	Y	Swerdfeger	Y	
Casso	N	Joshi	Y	Pabon	N	Szabo	Y	
Conti	Y	Kagan	N	Pace	N	Todd	N	
Coram	Y	Kefalas	N	Peniston	N	Tyler	N	
Court	N	Kerr A.	Y	Priola	Y	Vaad	Y	
DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	N	
Duran	N	Labuda	N	Riesberg	N	Waller	Y	
Ferrandino	N	Lee	N	Ryden	N	Williams A.	N	
Fields	N	Levy	N	Schafer S.	N	Wilson	N	
						Speaker	Y	

## MENTAL HEALTH CHECKOFF

**SB 102 Mental Health Tax Checkoff (Sen. S. Williams; Rep. Todd)** This bill would add the Families in Action for Mental Health Fund – a coalition of mental health advocacy groups with Mental Health America Colorado acting as fiscal agent – to the state’s voluntary income tax check off on individual income tax forms. On May 6, 2011, the House passed the bill with amendments on third reading (Becker, Holbert, Riesberg Sonnenberg voting No and Casso and McNulty excused). On May 9, 2011, the Senate concurred with the House amendments and re-passed the bill.

Previously reported: LL#8, p. 74.

Barbara Mattison, 303-322-4878

## PROVISION OF INTEGRATED HEALTHCARE SERVICES

**HB 1242 Medicaid Provider Integration of Service (Rep. Ferrandino, Sen. Nicholson) (support)** This bill requires the Department of Healthcare Policy and Financing (HCPF) to review certain issues that relate to the provision of both physical and mental health care services to a patient during the same appointment as part of an integrated system of patient care, and also to review and identify barriers to the integrated care. On May 9, 2011, the Senate passed the bill unanimously on third reading and on May 11, the last day of the 2011 session, the House concurred with the Senate’s amendments and re-passed the bill.

Previously reported: LL# 5, p. 45; LL#8, p. 75.

Barbara Mattison, 303-322-4878

### House Vote

	YES	47	NO	18	EXCUSED	0	ABSENT	0
Acree	N	Fischer	Y	Liston	N	Scott	N	
Balmer	N	Gardner B.	Y	Looper	N	Solano	Y	
Barker	N	Gardner D.	Y	Massey	Y	Sonnenberg	N	
Baumgardner	N	Gerou	Y	McCann	Y	Soper	Y	
Becker	Y	Hammer	Y	McKinley	Y	Stephens	Y	
Beezley	N	Holbert	N	Miklosi	Y	Summers	Y	
Bradford	N	Hullinghorst	Y	Murray	Y	Swalm	N	
Brown	N	Jones	Y	Nikkel	Y	Swerdfeger	Y	
Casso	Y	Joshi	N	Pabon	Y	Szabo	N	
Conti	N	Kagan	Y	Pace	Y	Todd	Y	
Coram	N	Kefalas	Y	Peniston	Y	Tyler	Y	
Court	Y	Kerr A.	Y	Priola	N	Vaad	Y	
DelGrosso	Y	Kerr J.	Y	Ramirez	Y	Vigil	Y	
Duran	Y	Labuda	Y	Riesberg	Y	Waller	Y	
Ferrandino	Y	Lee	Y	Ryden	Y	Williams A.	Y	
Fields	Y	Levy	Y	Schafer S.	Y	Wilson	Y	
						Speaker	Y	

## **PREGNANCY PREVENTION BILL PASSES ON TO THE GOVERNOR**

**SB 177 Sunset Teen Pregnancy and Dropout Program (Sen. Nicholson; Rep. Coram) (support)** The bill, designed to reduce pregnancy rates in high-risk young women on Medicaid (and men who might also drop out of school because of becoming a father), has been very successful in the two counties, Montrose and Mesa, in which it has been in effect for five years. Financed by the Federal Government (90%) and Local Governments (10%), Senate Bill 177 has finally passed both houses as it was heard for 3rd reading in the House on May 8 and passed with a 41-23, one excused, vote. It now awaits the Governor's signature.

It will be interesting to see what other counties pick up on the program that used rather intense education and monitoring methods to reduce pregnancy rates in high school students by almost one-half.

Carolyn Engelken 303.750.0949

House Vote

## **HIGHER EDUCATION**

### **SOME MORE SUCCESSFUL THAN OTHERS**

**SB 126 Unsubsidized In-State Tuition sponsored by Sens. Giron & Johnston, Rep. Miklosi (Support)** On Monday, April 25, for several hours there was again passionate and intense testimony in the front of House Education Committee. But to no avail as the vote was 7-6 to postpone the bill indefinitely. Voting Yes: Holbert, Joshi, Murray, Ramirez, Summers, Beezley, Massey. Voting No: Hamner, A. Kerr, Peniston, S. Schafer, Solano, Todd. It was evident from the debate of the bill that there needs to be continued efforts at the Federal level to work on Immigration Reform to resolve issues associated with the next generation of undocumented immigrants. The Higher Education Access Alliance is committed to work on future legislation of this kind at state and Federal levels.

Previously reported: LL #3, p. 1, LL#4, p. 34, LL #8, p. 73

**SB 52 Goals for Higher Education (Sens. Health, Bacon, King K. & Reps. Massey & Ferrandino) (Watch)** This lengthy bill dealt with creating a new system of performance contracts for higher education. Some state funding will be tied to state colleges and universities when these goals are accomplished. During its journey through the Senate and House the bill was modified through several amendments to make the goal setting process a more collaborative one between colleges and the Colorado Commission of Higher Education. The performance goals are also will become more relevant to the mission of each individual institution. These goals are designed to increase post-secondary student success and access, to reach more underrepresented populations including non-traditional students and working adults, to make higher education more affordable to low and middle income students, and to produce a workforce consistent with the state's economic development. The funding for meeting performance goals will not begin until 2016-17.

The League had several concerns about some of the performance goals and the criteria outlined in the bill. One of those performance criteria was intended to increase the graduation rates. While increasing graduation rates are important, community colleges and four-year institutions have different challenges in retaining and graduating students. Also, the amount of data collection specified by this bill may take additional staff time. Additional instructional efforts will also be needed to support a more diverse student population. It is not clear that colleges and universities would be able to afford the extra costs needed to perform these tasks at this time or in the future.

On March 17, the bill passed out of the Senate Education Committee by a vote of 6-0 and was referred to the Senate Appropriations Committee where was passed on by a vote of 10-0 April 29. On May 2 it passed Third Reading in the Senate by a vote of 23-11. On May 3 it was introduced to the House and referred to the Education Committee, where on May 4, it was passed by a vote of 13-0. It was referred to the House Appropriations Committee and was passed by a vote of 12-1 on May 6 (Becker voting No). On May 10 it passed Third Reading in the

House by a vote of 62 –3 (Baumgardner, Brown, and Scott voting No).

Previously reported: LL #3, p. 26

**Senate Vote**

YES	23	NO	11	EXCUSED	1	ABSENT	0
Aguilar	N	Guzman	Y	Kopp	E	Scheffel	Y
Bacon	Y	Harvey	N	Lambert	N	Schwartz	Y
Boyd	Y	Heath	Y	Lundberg	N	Spence	Y
Brophy	N	Hodge	Y	Mitchell	N	Steadman	Y
Cadman	N	Hudak	N	Morse	Y	Tochtrop	Y
Carroll	N	Jahn	Y	Newell	Y	White	Y
Foster	N	Johnston	Y	Nicholson	Y	Williams S.	Y
Giron	Y	King K.	Y	Renfroe	N	President	Y
Grantham	Y	King S.	Y	Roberts	Y		

**LATE BILL FOR HIGHER EDUCATION EFFICIENCY**

**NEW** **HB 1301 Higher Ed Institutional Efficiency (Rep. Waller; & Senators Schwartz & Williams) (watch)** This bill proposes to change to a variety of state statutes related to Colorado institutions of higher education in areas that impact:

- Student tuition and fees;
- Administrative provisions that increase the institutions’ operational flexibility;
- Employee hiring and benefits; and
- Capital construction and facilities.

All of the state institutions of higher education supported the proposed provisions put in this bill. Several of the provisions were modified by amendments during review process in the House and the Senate. Issues related to student fees and student

involvement in making decisions about those fees was revised, including the Department of Corrections as part of the bid process when it was originally left out and clarification of the process associated with health insurance plans offered to employees. The purpose of the bill was to streamline a variety of processes between universities and colleges and the Departments of Higher Education in order to increase efficiency and ultimately to save costs. League positions in government and higher education support efficiency. Initially a watch was put on the bill because the implications some of the provisions were not clear. Since then those concerns have been clarified by the amendments.

The bill was assigned to the House Committee on State, Veterans, & Military Affairs on April 19 and passed by a vote of 6-0 on April 28. It passed Third Reading in the House on May 4 by a vote of 62-2 (Balmer and Holbert voting No). It was introduced to the Senate and referred to the Senate Education Committee on May 5. It passed the Senate Education Committee on May 6 by a vote of 5-0 and 3 excused. On May 10, the Senate passed the bill by a vote of 34- 0 with one excused. On May 10, the House considered Senate Amendments, and the result was to concur. It awaits the Governor’s signature.

All reported by Barbara Whinery, 970-353-6731

**STATUS SHEET**

The Status Sheet is a regularly updated list of bills being followed by Legislative Action Committee members. New bills are in **boldface**.

**S**=Support **O**=Oppose **SIP**=Support in Part **OIP**=Oppose in Part **W**=Watch or Monitor

POLICY AREA	S/H	BILL #	BILL TITLE	S/O	PAGE	STATUS
Children's Issues	SB	34	Required Reporting Of Abuse & Neglect	S	8,25,43,51	Signed
Children's Issues	SB	120	Protections For Youth In Foster Care	SIP	25,33,43,51	Signed
Children's Issues	HB	1145	Availability Background Check Child Care	S	24,43,51,63,81	Signed
Children's Issues	HB	1181	Human Service Child Fatality Review Team	W	26	Signed
Children's Issues	HB	1193	Family Advocacy Juvenile Mental Health	S	24,44	Signed
Children's Issues	HB	1196	Flexibility In Funding Family Services	S	24,33,63,81	Signed
Education	SB	1	Knowledge-based Economy Fund	W	8, 82	PI
Education	SB	69	Educational Management Organizations	W	26,34,44,52	PI'd
Education	SB	79	Ed Noninstructional Support Services	W	26,34	PI'd

Education	SB	80	School Improvement Plans	S	16, 72, 82	PI'd
Education	SB	157	Modifications To The School Finance Act	W	26	Signed
Education	SB	230	Financing Of Public Schools	S	63, 72, 82	To Gov
Education	HB	1048	Income Tax Credits For Nonpublic Ed	O	8,26,44,82	deemed L
Education	HB	1053	Incarceration For Truancy And Contempt	W	26,34,44	Signed
Education	HB	1055	Facilities For Charter Schools	O	9,52	PI'd
Education	HB	1089	Charter Schools Grant Applications	W	26,34,44	Signed
Education	HB	1126	Improving Parent Involvement in Schools	W	26,34,44,52,64	Signed
Education	HB	1277	Statutory Changes to K-12 Education	W	44,52,73,82	To Gov
Elections	SCR	1	Ballot Measures	S	21	deemed L
Elections	SB	57	Metro Dist Mail Elections	S	21,39	Signed
Elections	SB	189	Election Dates To Comply With MOVE Act	S	39, 62,71	To Gov
Elections	SB	252	Modify FCPA Disclosure Deadlines	W	70, 79	PI'd
<b>Elections</b>	<b>SB</b>	<b>268</b>	<b>Redistricting Heath 2</b>	<b>W</b>	<b>80</b>	<b>deemed L</b>
Elections	HB	1035	Blue Book Information Statement	S	7,13,22,33,40,50,79	Signed
Elections	HB	1072	Designated Rep Of Initiative Proponents	S	13	To Gov
Elections	HB	1090	Readability Of Statewide Ballot Titles	S	13, 22, 31	PI'd
Elections	HB	1131	Mail Ballot Elections	O	21	D-PI'd
Elections	HB	1219	Uniform Military And Overseas Voters Act	W	21,39,71	Signed
Elections	HB	1229	Issue Committees	S	22	PI'd
Elections	HB	1276	Judicial Criteria Redistrict Congress	W	39, 79	deemed L
<b>Elections</b>	<b>HB</b>	<b>1304</b>	<b>Ballot Title Plain Language Requirement</b>	<b>S</b>	<b>80</b>	<b>deemed L</b>
<b>Elections</b>	<b>HB</b>	<b>1319</b>	<b>Redistricting Congress House Final</b>	<b>W</b>	<b>80</b>	<b>PI'd</b>
Energy	SB	32	On-bill Financing for	S	72	deemed L
Energy	SB	71	Reduce Energy Costs	O	15	PI'd
Energy	SB	131	Colo Smart Grid Task Force Recommend	S	50	PI'd
Energy	HB	1223	Colorado Oil & Gas Conservation Commn	O	23,62	PI'd
Energy	HB	1286	Clarify St Engr Nontributary Rule Auth	S	63	Signed
Equality Of Opportunity	SB	72	Civil Rights Enforcement Act	S	16,35,53,64	PI'd
Equality Of Opportunity	SB	172	Civil Unions	S	35,45,53,64	PI'd
Fiscal Policy	SJR	9	Declare Fiscal Emergency Tobacco Tax	S	61	adopted
Fiscal Policy	SB	25	Colorado Taxpayer Empowerment Act 2011	S	12,32,50	Signed
Fiscal Policy	SB	124	Transfers of County TANF Reserves	W	41,50	To Gov
Fiscal Policy	SB	184	Tax Reporting	S	40,61	To Gov
Fiscal Policy	SB	208	Merge DNR Entities Wildlife, Parks & Rec	W	69	To Gov
Fiscal Policy	SB	209	Long Appropriations Bill	W	58, 70	Partial Veto, overridden
Fiscal Policy	SB	211	Tobacco Revenues Offset Medical Services	W	60	Signed
Fiscal Policy	SB	212	Use Provider Fee Offset GF Medical Services	W	60	Signed
Fiscal Policy	SB	213	CHP+ Assess Monthly Enrollment Fee	W	60	Vetoed
Fiscal Policy	SB	216	Children's Basic Health Gen Fund Approp	W	60	Signed
Fiscal Policy	SB	219	2011 Transfers For Health Care Services	W	61	To Gov

Fiscal Policy	SB	222	Capital Construction Transfers	W	59	Signed
Fiscal Policy	SB	223	Sales Tax Vendor Fee	W	59	Signed
Fiscal Policy	SB	226	General Fund Transfers	W	59	To Gov
Fiscal Policy	HB	1005	Reinstate Tax Exemption For Ag Products	W	59	Signed
Fiscal Policy	HB	1052	Pay-as-you-go Requirements	S	14, 23	PI'd
Fiscal Policy	HB	1104	Tax Expenditure Reports	S	32	PI'd
Fiscal Policy	HB	1280	Limit General Fund Approp Growth	O	40, 80	PI'd
Fiscal Policy	HB	1293	Repeal HB 10-1192 Related To Software	W	59	To Gov
Fiscal Policy	HB	1296	Continue State Sales Tax on Cigarettes	S	70, 81	Signed
Fiscal Policy	HB	1299	Repeal of Colorado Estate Tax	O	71, 80	PI
Government	SB	190	Citizen-centric Performance Reports	S	49	PI'd
Government	HB	1294	Predator Management Regulation	W	69	deemed L
Gun Control	SB	53	Governor Disaster Authority Firearms	O	14,23	PI'd
Gun Control	HB	1205	Concealed Handgun Exception	O	41	PI'd
Health Care	SB	8	Aligning Children's Medicaid Eligibility	S	9,64	Signed
Health Care	SB	63	Health Care In Local Gov Master Plans	S	17	Lost
Health Care	SB	102	Mental Health Tax Checkoff	S	74, 83	To Gov
Health Care	SB	105	Sunset Medicaid In-home Support Services	S	27	To Gov
Health Care	SB	128	Child-only Health Insurance Plans	S	27	Signed
Health Care	SB	168	Colorado Health Care Cooperative	S	30,38,72,83	deemed L
Health Care	SB	177	Sunset Teen Pregnancy & Dropout Program	S	45, 74, 84	To Gov
Health Care	SB	200	Health Benefit Exchange	S	53,65,75,82	To Gov
Health Care	SB	250	Pregnant Women Medicaid	S	75	To Gov
Health Care	HB	1019	Exempt School-based Clinics Copay	S	17,46	Signed
Health Care	HB	1025	Repeal Hospital Provider Fee	O	17	PI'd
Health Care	HB	1144	Fetal Alcohol Spectrum Disorders	S	28,45	Signed
Health Care	HB	1183	Death Certificate Indicate If Pregnant	O	54	Signed
Health Care	HB	1217	Expand Access Health Care	S	28	lost
Health Care	HB	1242	Medical Provider Integration Of Service	S	45, 75, 83	To Gov
Health Care	HB	1273	Health Care Opportunity Patient Empower	O	38, 83	PI
Higher Ed	SB	52	Goals For Higher Ed System	W	26, 34, 84	To Gov
Higher Ed	SB	100	Sunset Council On Higher Ed	S	27,52	Signed
Higher Ed	SB	126	Unsubsidized In-state Tuition	S	20, 73, 84	PI
Higher Ed	HB	1184	Higher Ed Funding Committee	W	53, 73	PI'd
<b>Higher Ed</b>	<b>HB</b>	<b>1301</b>	<b>Higher Ed Inst Efficiency</b>	<b>W</b>	<b>85</b>	<b>To Gov</b>
Immigration	SB	54	Authority To Arrest Unlawful Aliens	O	11	PI'd
Immigration	HB	1107	State Illegal Immigration Enforcement	O	23	PI'd
Income Assistance	SB	2	Low-Income Telephone Assistance Prog	W	18	Signed
Income Assistance	HB	1058	No Public Assistance At Strip Club ATMs	O	18	PI'd
Income Assistance	HB	1149	Identity Verification Of Lawful Presence	W	41	deemed L
Income Assistance	HB	1224	Repeal Low-Income Telephone Program	O	28	PI'd

Justice System	HB	1230	Coordinate Housing Assist Into DOLA	W	54	Signed
Juvenile Justice	HB	1032	Restorative Justice	SIP	14,42,73,81	To Gov
Juvenile Justice	HB	1287	Colorado Juveniles Equal Protection Act	S	48, 73	PI'd
Reproductive Rights	HB	1256	Crimes Against An Unborn Child	W	35,55	PI'd
Voting Rights	SB	18	Proof of Citizenship for Voter Regis	O	7, 15	PI'd
Voting Rights	HB	1003	Define ID For Voting	O	7,21,42	PI'd
Voting Rights	HB	1096	Voter Preregistration At Age Sixteen	S	13, 21	PI'd
Voting Rights	HB	1252	Proof Of Citizenship For Voter Regis	O	21,42,62, 71	PI'd
Water	SB	21	Term Limits Water Facility Operators Bd	S	7,16,43	Signed
Water	HB	1179	On-site Wastewater Treatment Systems	S	23,32,43	PI'd