

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

120th Legislative Day Wednesday, May 8, 2013

- Prayer 10
By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver. 11
- Call to Order 12
By the President at 9:00 a.m. 13
- Pledge 14
By Senator Hill. 15
- Roll Call 16
Present--34 17
Excused--1, Johnston. 18
Present later--1, Johnston. 19
- Quorum 20
The President announced a quorum present. 21
- Reading of Journal 22
On motion of Senator Ulibarri, reading of the Journal of Tuesday, May 7, 2013, was 23
dispensed with and the Journal was approved as corrected by the Secretary. 24

COMMITTEE OF REFERENCE REPORTS

- Education 25
After consideration on the merits, the Committee recommends that **SB13-164** be 26
postponed indefinitely. 27
- State, Veterans, & Military Affairs 28
After consideration on the merits, the Committee recommends that **SB13-037** be 29
postponed indefinitely. 30

SENATE SERVICES REPORT

Correctly Printed: SR13-006. 31
Correctly Reengrossed: SB13-173. 32
Correctly Revised: HB13-1262, 1299, 1317 and 1318; HJR13-1025. 33
Correctly Rerevised: HB13-1001, 1003, 1004, 1020, 1111, 1210, 1238, 1254, 1259, 34
1271, 1280, 1288, 1291, 1296, 1308, 1315, 1320, 1323, 1324 and 1325. 35

REPORT OF CONFERENCE COMMITTEE

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB13-1267

THIS REPORT AMENDS THE
REREVISED BILL

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To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB13-1267, concerning increased penalties for violations by oil and gas operators, and, in connection therewith, making an appropriation, has met and reports that it has agreed upon the following:

That the House accede to the Senate amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 2, line 8, after "~~such~~" insert "THE MINIMUM PENALTY FOR A VIOLATION THAT RESULTS IN A SIGNIFICANT ADVERSE IMPACT ON PUBLIC HEALTH, SAFETY, OR WELFARE, INCLUDING THE ENVIRONMENT AND WILDLIFE RESOURCES, IS TWO THOUSAND FIVE HUNDRED DOLLARS FOR EACH ACT OF VIOLATION PER DAY THAT SUCH VIOLATION CONTINUES."

Respectfully submitted,

House Committee:

Senate Committee:

(signed)
Mike Foote, Chairman
Joe Salazar

(signed)
Matt Jones, Chairman
Jessie Ulibarri

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB13-1262 by Representative(s) Young, DelGrosso, Nordberg, Williams; also Senator(s) Baumgardner, Cadman, Jahn, Tochtrop--Concerning secondary agencies under the "Fraudulent Claims and Arson Reporting Act".

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|----------|----|----------|---|-----------|---|-------------|---|
| Harvey | Y | Scheffel | Y | Aguilar | Y | Crowder | Y |
| Renfro | Y | Hodge | Y | Nicholson | Y | Hill | Y |
| Schwartz | Y | Hudak | Y | Lambert | Y | Kerr | Y |
| Cadman | Y | Lundberg | Y | Grantham | Y | Baumgardner | Y |
| Tochtrop | Y | Steadman | Y | Roberts | Y | Marble | Y |
| Brophy | Y | Johnston | Y | Jahn | Y | Kefalas | Y |
| Morse | Y | Guzman | Y | Ulibarri | Y | Balmer | Y |
| Newell | Y | Giron | Y | Jones | Y | King | Y |
| Heath | Y | Carroll | Y | Todd | Y | | |

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

HB13-1318 by Representative(s) Singer; also Senator(s) Jahn--Concerning the recommendations made in the public process for the purpose of implementing certain state taxes on retail marijuana legalized by section 16 of article XVIII of the Colorado constitution, and, in connection therewith, making an appropriation.

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

| YES | 25 | NO | 10 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|----|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | N | Harvey | N | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | N | Schwartz | Y |
| Brophy | N | Hill | N | Lambert | N | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | N | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | N | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | N | Jones | Y | Renfroe | N | | |

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

Co-sponsor(s) added: Crowder, Giron, Guzman, Heath, Hodge, Johnston, Jones, Kerr, Morse, Nicholson, Schwartz, Steadman, Todd and Ulibarri.

HB13-1317 by Representative(s) Pabon; also Senator(s) Jahn and Baumgardner--Concerning the recommendations made in the public process for the purpose of implementing retail marijuana legalized by section 16 of article XVIII of the Colorado constitution, and, in connection therewith, making an appropriation.

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

Third Reading Amendment No. 1(L.132), by Senator Jahn.

Amend revised bill, page 4, line 25, strike "article AND" and substitute "article," and strike "TITLE;" and substitute "TITLE, AND ARTICLE 28.8 OF TITLE 39, C.R.S.;"

Page 6, line 2, strike "(c)" and substitute "(e)".

Page 6, line 27, strike "article and" and substitute "article, and" and strike "title;" and substitute "title, AND ARTICLE 28.8 OF TITLE 39, C.R.S.;"

Page 14, line 19, strike "SECTION" and substitute "SUBSECTION (1)".

Page 18, line 3, strike "12-43.3-701," and substitute "12-43.4-701,"

Page 34, line 7, after "AUTHORITY;" insert "OR".

Page 35, line 24, after "DATE" insert "OR".

Page 37, line 14, after "FINGERPRINTS" insert "AND THE LOCAL JURISDICTION MAY FORWARD FINGERPRINTS".

Page 42, line 12, strike "TWO BUSINESS" and substitute "SEVEN".

Page 45, line 5, after "MARIJUANA" insert "OR RETAIL MARIJUANA PRODUCTS".

Page 47, line 21, strike "STORE." and substitute "ESTABLISHMENT.".

Page 48, line 12, after "MARIJUANA" insert "AND RETAIL MARIJUANA PRODUCTS" and strike "IT" and substitute "THEY".

Page 48, line 13, after "FACILITY" insert "OR RETAIL MARIJUANA PRODUCTS MANUFACTURER".

Page 50, line 22, after "MARIJUANA" insert "OR RETAIL MARIJUANA".

Page 51, line 24, after the second "MARIJUANA" insert "CULTIVATION FACILITY OR TO A RETAIL MARIJUANA".

Page 51, line 25, strike "MANUFACTURER." and substitute "MANUFACTURER NOT OWNED BY THE OWNER OF THE RETAIL MARIJUANA CULTIVATION FACILITY.".

Page 67, line 25, strike "SECTION" and substitute "PART 2 OF ARTICLE 14 OF TITLE 25, C.R.S.,".

Page 67, line 26, strike "24-14-103.5, C.R.S.,".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

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

| YES | 32 | NO | 3 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | N | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | N | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | N | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

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

Co-sponsor(s) added: Crowder, Guzman, Heath, Hodge, Jones, Kerr, Nicholson, Steadman, Todd and Ulibarri.

IMMEDIATE RECONSIDERATION OF HB13-1317

HB13-1317 by Representative(s) Pabon; also Senator(s) Jahn and Baumgardner--Concerning the recommendations made in the public process for the purpose of implementing retail marijuana legalized by section 16 of article XVIII of the Colorado constitution, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Majority Leader Carroll moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB13-1317**.

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

THIRD READING OF BILLS -- FINAL PASSAGE - cont'd

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

HB13-1317 by Representative(s) Pabon; also Senator(s) Jahn and Baumgardner--Concerning the recommendations made in the public process for the purpose of implementing retail marijuana legalized by section 16 of article XVIII of the Colorado constitution, and, in connection therewith, making an appropriation.

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

| YES | 29 | NO | 6 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | N | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | N | Schwartz | Y |
| Brophy | N | Hill | N | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | N | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | N | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

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

HB13-1299 by Representative(s) Ferrandino; also Senator(s) Steadman--Concerning changes to the "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act" of 2010, and, in connection therewith, making an appropriation.

Laid over until later in the day on Wednesday, May 8, retaining its place on the calendar.

On motion of Majority Leader Carroll, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Conference Committee Reports.

SENATE ADHERENCE ON HB13-1267

HB13-1267 by Representative(s) Foote; also Senator(s) Jones--Concerning increased penalties for violations by oil and gas operators, and, in connection therewith, making an appropriation.

Senator Jones moved for the adoption of the first report of the first conference committee on **HB13-1267**, as printed in Senate journal, May 8, page(s) 1373-1374.

On a substitute motion, Senator Brophy moved that the Senate reject the first report of the first conference committee on **HB13-1267** and adhere to the Senate's position on the bill. The motion was **adopted** by the following roll call vote:

| YES | 19 | NO | 16 | EXCUSED | 0 | ABSENT | 0 | |
|-------------|----|----|----------|---------|-----------|--------|-----------|---|
| Aguilar | | N | Guzman | N | Kefalas | N | Roberts | Y |
| Balmer | | Y | Harvey | Y | Kerr | N | Scheffel | Y |
| Baumgardner | | Y | Heath | N | King | Y | Schwartz | N |
| Brophy | | Y | Hill | Y | Lambert | Y | Steadman | N |
| Cadman | | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | | N | Hudak | N | Marble | Y | Todd | Y |
| Crowder | | Y | Jahn | Y | Newell | N | Ulibarri | N |
| Giron | | N | Johnston | N | Nicholson | N | President | N |
| Grantham | | Y | Jones | N | Renfroe | Y | | |

On motion of Majority Leader Carroll, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR13-033 by Senator(s) Grantham; also Representative(s) Lawrence--Concerning the designation of Colorado Highway 67 between Divide and Cripple Creek as the "POW/MIA Memorial Highway".

Amendment No. 1, Transportation Committee Amendment.

(Printed in Senate Journal, April 30, page(s) 1138 and placed in members' bill files.)

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 | |
|-------------|----|----|----------|---------|-----------|--------|-----------|---|
| Aguilar | | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | | Y | Jones | Y | Renfroe | Y | | |

On motion of Senator Grantham, portions of the resolution were read, and the resolution was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 | |
|-------------|----|----|----------|---------|-----------|--------|-----------|---|
| Aguilar | | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | | Y | Jones | Y | Renfroe | Y | | |

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Giron, Guzman, Harvey, Heath, Hill, Hodge, Hudak, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Morse, Newell, Nicholson, Renfroe, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd and Ulibarri.

SJR13-034 by Senator(s) Lambert; also Representative(s) Lebsock--Concerning honoring the veterans of World War II, and, in connection therewith, recognizing May 8, 2013, June 6, 2013, September 2, 2013, and December 7, 2013, as World War II remembrance days in Colorado.

Amendment No. 1(L.001), by Senator Lambert.

Amend printed joint resolution page 3, line 37, strike "soldiers" and substitute "members of the Armed Forces".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Giron, Grantham, Guzman, Harvey, Heath, Hill, Hodge, Hudak, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lundberg, Marble, Morse, Newell, Nicholson, Renfroe, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd and Ulibarri.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

HB13-1255 by Representative(s) Williams and Murray, Priola, Buck, Buckner, Conti, DelGrosso, Dore, Exum, Gardner, Gerou, Ginal, Hamner, Holbert, Hullinghorst, Joshi, Kagan, Kraft-Tharp, Landgraf, Lawrence, Lebsock, May, McLachlan, McNulty, Melton, Mitsch Bush, Moreno, Navarro, Nordberg, Pabon, Pettersen, Primavera, Rankin, Ryden, Salazar, Schafer, Sonnenberg, Stephens, Swalm, Szabo, Tyler, Waller, Wilson, Wright, Young; also Senator(s) Kerr and Scheffel, Balmer, Baumgardner, Brophy, Cadman, Crowder, Grantham, Harvey, Heath, Hill, Hodge, Jahn, Johnston, Kefalas, King, Lundberg, Marble, Newell, Renfroe, Steadman, Tochtrop, Todd--Concerning the exemption of certain internet protocol-enabled services from oversight by the public utilities commission.
State, Veterans, & Military Affairs

THIRD READING OF BILLS -- FINAL PASSAGE - cont'd

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

HB13-1299 by Representative(s) Ferrandino; also Senator(s) Steadman--Concerning changes to the "State Measurement for Accountable, Responsive, and Transparent (SMART) Government Act" of 2010, and, in connection therewith, making an appropriation.

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

Third Reading Amendment No. 1(L.021), by Senator Steadman.

Amend revised bill, page 10, line 10, after "DEPARTMENT'S" insert "BUDGET REQUEST AND ASSOCIATED".

Page 12, line 26, strike "THE PUBLIC EMPLOYEES' RETIREMENT ASSOCIATION,".

Page 13, line 23, strike "SUBPARAGRAPH (II)" and substitute "SUBPARAGRAPHS (II) AND (III)".

Page 14, after line 24 insert:

"(III) THE PUBLIC EMPLOYEES' RETIREMENT ASSOCIATION WILL SATISFY THE REQUIREMENTS OF THIS SUBSECTION (3) THROUGH ITS ANNUAL ACTUARIAL VALUATION REPORT DESCRIBED IN SECTION 24-51-204 (7), C.R.S., AND ITS REPORT TO THE GOVERNOR DESCRIBED IN SECTION 24-51-204 (8), C.R.S., REGARDING THE POLICIES, FINANCIAL CONDITION, AND ADMINISTRATION OF THE ASSOCIATION. THE PUBLIC EMPLOYEES' RETIREMENT ASSOCIATION SHALL ENSURE THAT COPIES OF THE REPORTS DESCRIBED IN THIS SUBPARAGRAPH (III) BE SUBMITTED TO THE JOINT BUDGET COMMITTEE AND THE APPROPRIATE JOINT COMMITTEE OF REFERENCE AS DETERMINED PURSUANT TO SECTION 2-7-203, AND SHALL POST SUCH REPORTS TO ITS OFFICIAL WEB SITE AND THE OFFICIAL WEB SITE OF THE OFFICE OF STATE PLANNING AND BUDGETING.".

Page 18, line 13, strike "THE PUBLIC EMPLOYEES' RETIREMENT ASSOCIATION,".

Page 19, line 6, strike "THE PUBLIC EMPLOYEES'".

Page 19, line 7, strike "RETIREMENT ASSOCIATION,".

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

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

On motion of Majority Leader Carroll, and with a majority of those elected to the Senate having voted in the affirmative, the Committee on State, Veterans, & Military Affairs was given leave to meet during a session of the Senate pursuant to Senate Rule 21 (c).

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

May 8, 2013

Mr. President:

The House has passed on Third Reading and returns herewith SB13-173, 285.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB13-280, amended as printed in House Journal, May 7, page 1539. SB13-286, amended as printed in House Journal, May 7, page 1539.

The House has voted to concur in the Senate amendments to HB13-1001, 1003, 1004, 1020, 1111, 1238, 1271, 1291, 1296, 1315, 1320 and has repassed the bills as so amended.

The House has adopted the First Report of the First Conference Committee on HB13-1130, as printed in House Journal, May 8, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB13-1239, as printed in House Journal, May 8, and has repassed the bill as amended.

The House has voted to concur in the Senate amendments to HB13-1318 and has repassed the bills as so amended.

The House has voted to recede from its position on SB13-229 and repassed the bill amended. The bill is returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

May 8, 2013

We herewith transmit:

Without comment, as amended, SB13-280 and 286.

On motion of Majority Leader Carroll, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of House Amendments to Senate Bills.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB13-280 by Senator(s) Tochtrop; also Representative(s) Vigil--Concerning the issuance of certificates of title for off-highway vehicles, and, in connection therewith, making an appropriation.

Senator Tochtrop moved that the Senate concur in House amendments to **SB13-280**, as printed in House journal, May 7, page(s) 1539. The motion was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

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

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Crowder.

SB13-286 by Senator(s) Hodge and Brophy; also Representative(s) Levy and Sonnenberg--
Concerning an extension of the number of years that a taxpayer may claim excess enterprise
zone investment income tax credits as credit carryovers for renewable energy investments.

Senator Hodge moved that the Senate concur in House amendments to **SB13-286**, as
printed in House journal, May 7, page(s) 153. The motion was **adopted** by the following
roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

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

| YES | 33 | NO | 2 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | N | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | N |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill,
as amended, was **repassed**.

COMMITTEE OF REFERENCE REPORTS

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB13-1255** be
postponed indefinitely.

RECONSIDERATION OF SB13-286

SB13-286 by Senator(s) Hodge and Brophy; also Representative(s) Levy and Sonnenberg--
Concerning an extension of the number of years that a taxpayer may claim excess enterprise
zone investment income tax credits as credit carryovers for renewable energy investments.

Having voted on the prevailing side, Majority Leader Carroll moved for reconsideration
of the last Senate action, Repassage, on SB13-286.

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

REPASSAGE OF SB13-286

SB13-286 by Senator(s) Hodge and Brophy; also Representative(s) Levy and Sonnenberg--
Concerning an extension of the number of years that a taxpayer may claim excess enterprise
zone investment income tax credits as credit carryovers for renewable energy investments.

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

| YES | 27 | NO | 8 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | N | Harvey | N | Kerr | Y | Scheffel | Y |
| Baumgardner | N | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | N | Steadman | Y |
| Cadman | N | Hodge | Y | Lundberg | N | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | N | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | N | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill,
as amended, was **repassed**.

CONSIDERATION OF RESOLUTIONS

SJR13-035 by Senator(s) Lambert and Carroll; also Representative(s) Gerou and Hulinghorst--
Concerning a repeal of the requirement that the executive committee of the legislative
council review the status of the revenue estimate resolution in the event of a declared
disaster emergency.

Amendment No. 1(L.001), by Senator Lambert.

Amend printed joint resolution, page 1, line 4, after "44," insert "**amend**
(a), (e) (3), and (g), and".

Page 2, before line 1 insert:

"(a) This rule shall apply if the Governor, pursuant to the
relevant portions of the "~~Colorado Disaster Emergency Act
of 1992~~", part 21 of article 32 of title 24, "COLORADO
DISASTER EMERGENCY ACT", PART 7 OF ARTICLE 33.5 OF
TITLE 24, Colorado Revised Statutes, has issued an
executive order that declares that the state of Colorado is
in a state of disaster emergency caused by a public health
emergency infecting or exposing a great number of people
to disease, agents, toxins, or other such threats and has
activated the Colorado emergency operations plan."

Page 2, after line 25 insert:

"(e) (3) The committees appointed pursuant to paragraphs
(1) and (2) of this subsection (e) shall only be in
existence during the declared disaster emergency.
Once the state of disaster emergency has passed or
has been dealt with to the extent that emergency
conditions no longer exist pursuant to section
~~24-32-2104(4)~~, 24-33.5-704(4), Colorado Revised
Statutes, the committees of reference in existence
prior to the disaster emergency shall be restored.

(g) Notwithstanding the provisions of Joint Rule 23 (d) of the
Joint Rules of the Senate and the House of Representatives

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regarding counting legislative days of a regular session as consecutive days, the maximum of one hundred twenty calendar days prescribed by section 7 of article V of the state constitution shall be counted as one hundred twenty separate working calendar days if the Governor has declared a state of disaster emergency due to a public health emergency pursuant to section ~~24-32-2104~~, 24-33.5-704, Colorado Revised Statutes. Once the disaster emergency is over, the House of Representatives and the Senate shall resume following Joint Rule 23 (d) during regular sessions."

The amendment was **passed** on the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

On motion of Senator Lambert, the resolution, as amended, was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

Co-sponsor(s) added: Newell and Steadman.

SJR13-036 by Senator(s) Carroll, Morse, Cadman; also Representative(s) Hullinghorst, Ferrandino, Waller--Concerning modifications to the joint rules of the Senate and House of Representatives that address sexual harassment and bill requests submitted to the Office of Legislative Legal Services by subject only.

On motion of Senator Carroll, the resolution was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

Co-sponsor(s) added: Kefalas, Todd and Ulibarri.

SJR13-037 by Senator(s) Carroll, Morse, Cadman; also Representative(s) Hullinghorst, Ferrandino, Waller--Concerning the appointment of a joint committee to notify the Governor that the First Regular Session of the Sixty-ninth General Assembly is about to adjourn sine die.

On motion of Senator Carroll, the resolution was **adopted** by the following roll call vote:

| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

Co-sponsor(s) added: Guzman, Lundberg and Tochtrop.

The President appointed Senators Todd and Lundberg to serve on the committee to notify the Governor.

SJR13-038 by Senator(s) Morse and Schwartz, Newell; also Representative(s) Hullinghorst--Concerning measures to increase the percentage of discarded materials that are beneficially used rather than disposed of in landfills.

On motion of Senator Schwartz, the resolution was **adopted** by the following roll call vote:

| YES | 24 | NO | 11 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|----|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | N | Harvey | N | Kerr | Y | Scheffel | N |
| Baumgardner | N | Heath | Y | King | N | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | N | Steadman | Y |
| Cadman | N | Hodge | Y | Lundberg | N | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | N | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | N | Jones | Y | Renfroe | N | | |

Co-sponsor(s) added: Guzman, Hodge, Nicholson, Steadman and Todd.

SR13-005 by Senator(s) Tochtrop; --Concerning the "Colorado Day of Remembrance of the Armenian Genocide" on April 24, 2013.

On motion of Senator Tochtrop, the resolution was **adopted** by the following roll call vote:

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| YES | 35 | NO | 0 | EXCUSED | 0 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | Y |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

Co-sponsor(s) added: Aguilar, Carroll, Crowder, Heath, Hudak, Kerr and Steadman.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB13-1142, 1156, 1247, 1248, 1276, 1289, 1308.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

CONSIDERATION OF RESOLUTIONS

SR13-004 by Senator(s) Brophy and Hudak; --Concerning modifications to the Rules of the Senate to permit the use of wireless electronic devices in a manner that protects the deliberations of the Senate from disruption.

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

Amend printed resolution, page 1, strike line 12 and substitute "MUTE OR SET ON VIBRATE WHEN".

The amendment was **passed** on the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | E |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

On motion of Senator Hudak, the resolution, as amended, was **adopted** by the following roll call vote:

| YES | 33 | NO | 1 | EXCUSED | 1 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | E |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | N | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB13-014, 050, 060, 150, 171, 174, 178, 188, 201, 208, 216 and 217.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

MESSAGE FROM THE HOUSE

May 8, 2013

Mr. President:

The House has adopted and returns herewith SJR13-034, SJR13-018.

The House has adopted and transmits herewith HJR13-1021, HJR13-1027, HJR13-1024.

The House has adopted and transmits herewith HJR13-1023, and amended as printed in House Journal, May 8.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR13-1023 by Representative(s) Young and Gardner; also Senator(s) Aguilar and King--Concerning guiding principles for redesigning Colorado's long-term care services and supports system.

On motion of Senator Aguilar, the resolution was **adopted** by the following roll call vote:

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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | E |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

Co-sponsor(s) added: Carroll, Giron, Hodge, Kefalas, Newell, Nicholson, Steadman and Todd.

HJR13-1027 by Representative(s) Ginal, Fischer, Mitsch Bush; also Senator(s) Kefalas--Concerning a request that the department of transportation post wild and scenic river signs along State Highway 14 to indicate that the Cache la Poudre River is the only river in Colorado that is within the national wild and scenic rivers system.

On motion of Senator Kefalas, the resolution was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | E |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

Co-sponsor(s) added: Aguilar.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

May 8, 2013

Mr. President:

The House has voted to concur in the Senate amendments to HB13-1317, 1299, and has repassed the bills as so amended.

The House has adopted and returns herewith SJR13-023, amended as printed in House Journal, April 8.

The House has adopted and returns herewith SJR13-033.

On motion of Majority Leader Carroll, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of House Amendments to Senate Resolutions.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE RESOLUTIONS

SJR13-023 by Senator(s) Tochtrop, Baumgardner, Newell, Schwartz; also Representative(s) Vigil, Fischer, Hullinghorst, Szabo--Concerning the installation of a replica khachkar and explanatory plaque in the renovated Armenian Garden on the capitol grounds.

Senator Tochtrop moved that the Senate concur in House amendments to **SJR13-023**, as printed in House journal, May 8. The motion was **adopted** by the following roll call vote:

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | E |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

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

| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 |
|-------------|----|----------|---|-----------|---|-----------|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | E |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y |
| Grantham | Y | Jones | Y | Renfroe | Y | | |

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

On motion of Majority Leader Carroll, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for an expression of personal privilege.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR13-1030 by Representative(s) Hullinghorst, Ferrandino, Waller; also Senator(s) Carroll, Morse, Cadman--Concerning the adjournment sine die of the First Regular Session of the Sixty-ninth General Assembly.

On motion of Senator Carroll, the resolution was **adopted** by the following roll call vote:

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| YES | 34 | NO | 0 | EXCUSED | 1 | ABSENT | 0 | |
|-------------|----|----------|---|-----------|---|-----------|---|---|
| Aguilar | Y | Guzman | Y | Kefalas | Y | Roberts | E | 1 |
| Balmer | Y | Harvey | Y | Kerr | Y | Scheffel | Y | 2 |
| Baumgardner | Y | Heath | Y | King | Y | Schwartz | Y | 3 |
| Brophy | Y | Hill | Y | Lambert | Y | Steadman | Y | 4 |
| Cadman | Y | Hodge | Y | Lundberg | Y | Tochtrop | Y | 5 |
| Carroll | Y | Hudak | Y | Marble | Y | Todd | Y | 6 |
| Crowder | Y | Jahn | Y | Newell | Y | Ulibarri | Y | 7 |
| Giron | Y | Johnston | Y | Nicholson | Y | President | Y | 8 |
| Grantham | Y | Jones | Y | Renfroe | Y | | | 9 |

Co-sponsor(s) added: Aguilar, Guzman, Heath, Hudak, Kerr and Nicholson.

On motion of Majority Leader Carroll, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for an expression of personal privilege.

MESSAGE FROM THE HOUSE

May 8, 2013

Mr. President:

The House has adopted and returns herewith SJR13-035, SJR13-036, SJR13-038, SJR13-037.

Pursuant to the resolution, the Speaker has appointed Representatives Pettersen, chairman, Vigil, and Swalm.

The House has adopted and transmits herewith HJR13-1030, as printed in House Journal, May 8.

TRIBUTES

Honoring:

Advocates for Hydrocephalus Awareness in Colorado, Raising public awareness through the annual Colorado Hydrocephalus Walk -- By Senator David Balmer.
Pauline Carochi, For educating, supporting, and inspiring Colorado's youth -- By Senator Kevin Grantham.

On motion of Majority Leader Carroll, and with the unanimous consent of those elected to the Senate having voted in the affirmative, the First Regular Session of the Sixty-ninth General Assembly adjourned *sine die* at 3:40 p.m., Wednesday, May 8, 2013.

Approved:

John P. Morse
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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