

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

Twenty-ninth Legislative Day

Wednesday, February 5, 2014

1 Prayer by the Reverend Louise Westfall, Central Presbyterian Church,
2 Denver.

3
4 The Speaker called the House to order at 9:00 a.m.

5
6 Pledge of Allegiance led by Yazzie Gabler Alonzo, Academy Charter
7 School, Westminster.

8
9 The roll was called with the following result:

10
11 Present--57.
12 Excused--Representative(s) DelGrosso, Everett, Foote,
13 Hullinghorst, Kraft-Tharp, McNulty, Singer, Stephens--8.
14 Present after roll call--Representative(s) Everett, Foote,
15 Hullinghorst, Kraft-Tharp, McNulty, Singer, Stephens.

16
17 The Speaker declared a quorum present.

18
19
20 On motion of Representative Pettersen, the reading of the journal of
21 February 4, 2014, was declared dispensed with and approved as corrected
22 by the Chief Clerk.

23
24
25
26 On motion of Representative May, the House resolved itself into
27 Committee of the Whole for consideration of General Orders, and she
28 was called to the Chair to act as Chairman.

29
30
31
32 **GENERAL ORDERS--SECOND READING OF BILLS**

33
34 The Committee of the Whole having risen, the Chairman reported the
35 titles of the following bills had been read (reading at length had been
36 dispensed with by unanimous consent), the bills considered and action
37 taken thereon as follows:

38
39 (Amendments to the committee amendment are to the printed committee
40 report which was printed and placed in the members' bill file.)

41
42

1 **HB14-1052** by Representative(s) Fischer; also Senator(s) Jones--
 2 Concerning an increase in the enforcement authority of
 3 ground water management districts.
 4

5 Amendment No. 1, by Representative(s) Fischer.
 6

7 Amend engrossed bill, page 2, line 18, strike "(5) (a) (I),".
 8

9 Page 3, line 14, after the period add "THE COMMISSION, STATE ENGINEER,
 10 AND DISTRICT SHALL COORDINATE ENFORCEMENT ACTIONS TO ENSURE
 11 THAT MULTIPLE ACTIONS ARE NOT FILED WITH REGARD TO THE SAME
 12 VIOLATION OR FAILURE TO COMPLY."
 13

14 Page 3, strike lines 15 through 21.
 15

16 Page 3, line 22, before "(II)" insert "(5) (a)".
 17

18 As amended, ordered engrossed and placed on the Calendar for Third
 19 Reading and Final Passage.
 20

21 **HB14-1146** by Representative(s) Becker; also Senator(s) Tochtrop--
 22 Concerning a prohibition against greyhound racing in
 23 Colorado.
 24

25 Amendment No. 1, Business, Labor, Economic, & Workforce
 26 Development Report, dated January 30, 2014, and placed in member's bill
 27 file; Report also printed in House Journal, February 3, 2014, page(s) 156
 28

29 As amended, ordered engrossed and placed on the Calendar for Third
 30 Reading and Final Passage.
 31

32 **SB14-007** by Senator(s) Lundberg, Jones, Kefalas, Kerr, Lambert,
 33 Nicholson, Renfroe; also Representative(s) Foote and
 34 DelGrosso, Humphrey, Singer, Sonnenberg, Young--
 35 Concerning authority for a board of county commissioners
 36 to transfer county general fund moneys to its county road
 37 and bridge fund after a declared disaster emergency in the
 38 county.
 39

40 Ordered revised and placed on the Calendar for Third Reading and Final
 41 Passage.
 42

43
 44 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**
 45

46 Passed Second Reading: **HB14-1052 amended, 1146 amended, SB14-**
 47 **007.**
 48

49 The Chairman moved the adoption of the Committee of the Whole
 50 Report. As shown by the following roll call vote, a majority of those
 51 elected to the House voted in the affirmative, and the Report was
 52 **adopted.**
 53

	YES	64	NO	0	EXCUSED	1	ABSENT	0
55	Becker	Y	Gerou	Y	McLachlan	Y	Saine	Y
56	Buck	Y	Ginal	Y	McNulty	Y	Salazar	Y

1	Buckner	Y	Hamner	Y	Melton	Y	Schafer	Y
2	Conti	Y	Holbert	Y	Mitsch Bush	Y	Scott	Y
3	Coram	Y	Hullinghorst	Y	Moreno	Y	Singer	Y
4	Court	Y	Humphrey	Y	Murray	Y	Sonnenberg	Y
5	DelGrosso	E	Joshi	Y	Navarro	Y	Stephens	Y
6	Dore	Y	Kagan	Y	Nordberg	Y	Swalm	Y
7	Duran	Y	Kraft-Tharp	Y	Pabon	Y	Szabo	Y
8	Everett	Y	Labuda	Y	Peniston	Y	Tyler	Y
9	Exum	Y	Landgraf	Y	Pettersen	Y	Vigil	Y
10	Fields	Y	Lawrence	Y	Primavera	Y	Waller	Y
11	Fischer	Y	Lebsock	Y	Priola	Y	Williams	Y
12	Foote	Y	Lee	Y	Rankin	Y	Wilson	Y
13	Garcia	Y	May	Y	Rosenthal	Y	Wright	Y
14	Gardner	Y	McCann	Y	Ryden	Y	Young	Y
15							Speaker	Y

16

17

18 **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE RESOLUTIONS**

19

20 **HJR14-1004** by Representative(s) Hullinghorst, Ferrandino, DelGrosso;
 21 also Senator(s) Heath, Carroll, Cadman--Concerning
 22 changes to the Joint Rules of the Senate and House of
 23 Representatives, and, in connection therewith, conforming
 24 the Joint Rules to the changes made to the "State
 25 Measurement for Accountable, Responsive, and
 26 Transparent Government Act" and repealing the Joint Rule
 27 on capitalization in bills.

28

29 (Amended as printed in Senate Journal, February 3, 2014.)

30

31 Representative Hullinghorst moved that the House **concur** in Senate
 32 amendments. The motion was declared **passed** by the following roll call
 33 vote:

34

	YES	64	NO	0	EXCUSED	1	ABSENT	0
35	Becker	Y	Gerou	Y	McLachlan	Y	Saine	Y
36	Buck	Y	Ginal	Y	McNulty	Y	Salazar	Y
37	Buckner	Y	Hamner	Y	Melton	Y	Schafer	Y
38	Conti	Y	Holbert	Y	Mitsch Bush	Y	Scott	Y
39	Coram	Y	Hullinghorst	Y	Moreno	Y	Singer	Y
40	Court	Y	Humphrey	Y	Murray	Y	Sonnenberg	Y
41	DelGrosso	E	Joshi	Y	Navarro	Y	Stephens	Y
42	Dore	Y	Kagan	Y	Nordberg	Y	Swalm	Y
43	Duran	Y	Kraft-Tharp	Y	Pabon	Y	Szabo	Y
44	Everett	Y	Labuda	Y	Peniston	Y	Tyler	Y
45	Exum	Y	Landgraf	Y	Pettersen	Y	Vigil	Y
46	Fields	Y	Lawrence	Y	Primavera	Y	Waller	Y
47	Fischer	Y	Lebsock	Y	Priola	Y	Williams	Y
48	Foote	Y	Lee	Y	Rankin	Y	Wilson	Y
49	Garcia	Y	May	Y	Rosenthal	Y	Wright	Y
50	Gardner	Y	McCann	Y	Ryden	Y	Young	Y
51							Speaker	Y

52

53 The question being, "Shall the resolution, as amended, pass?".

54 A roll call vote was taken. As shown by the following recorded vote, a
 55 majority of those elected to the House voted in the affirmative, and the
 56 resolution, as amended, was declared **repassed**.

	YES	64	NO	0	EXCUSED	1	ABSENT	0
1								
2	Becker	Y	Gerou	Y	McLachlan	Y	Saine	Y
3	Buck	Y	Ginal	Y	McNulty	Y	Salazar	Y
4	Buckner	Y	Hamner	Y	Melton	Y	Schafer	Y
5	Conti	Y	Holbert	Y	Mitsch Bush	Y	Scott	Y
6	Coram	Y	Hullinghorst	Y	Moreno	Y	Singer	Y
7	Court	Y	Humphrey	Y	Murray	Y	Sonnenberg	Y
8	DelGrosso	E	Joshi	Y	Navarro	Y	Stephens	Y
9	Dore	Y	Kagan	Y	Nordberg	Y	Swalm	Y
10	Duran	Y	Kraft-Tharp	Y	Pabon	Y	Szabo	Y
11	Everett	Y	Labuda	Y	Peniston	Y	Tyler	Y
12	Exum	Y	Landgraf	Y	Pettersen	Y	Vigil	Y
13	Fields	Y	Lawrence	Y	Primavera	Y	Waller	Y
14	Fischer	Y	Lebsock	Y	Priola	Y	Williams	Y
15	Foote	Y	Lee	Y	Rankin	Y	Wilson	Y
16	Garcia	Y	May	Y	Rosenthal	Y	Wright	Y
17	Gardner	Y	McCann	Y	Ryden	Y	Young	Y
18							Speaker	Y

19 Co-sponsor(s) added: Representative(s) Pabon, Salazar

20
21
22 House in recess. House reconvened.
23
24

25 26 REPORT(S) OF COMMITTEE(S) OF REFERENCE

27 28 BUSINESS, LABOR, ECONOMIC, & WORKFORCE DEVELOPMENT 29 COMMITTEE

30 After consideration on the merits, the Committee recommends the
31 following:

32
33 **HB14-1014** be amended as follows, and as so amended, be referred to
34 the Committee on Finance with favorable
35 recommendation:

36
37 Amend printed bill, page 2, line 3, after "(1) (d)," insert "(2)," and strike
38 "and (3) (b) (III);" and substitute "(3) (b) (III), (8), and (13);".

39
40 Page 2, after line 18 insert:

41
42 "(2) For income tax years commencing on or after January 1,
43 2009, but prior to ~~January 1, 2020~~ JANUARY 1, 2027, at the discretion of
44 the commission as specified in subsection (3) of this section, there may
45 be allowed to any taxpayer an annual job growth incentive tax credit with
46 respect to the income taxes imposed by this article that a taxpayer may
47 claim for a credit period in an amount determined by the commission
48 pursuant to subsection (5) of this section."
49

50 Page 5, after line 9 insert:

51 "(8) (a) The commission shall include information regarding all
52 conditional approvals granted and credit certificates issued pursuant to
53 this section, including the credits claimed, the names of the recipients of
54 the credits, and the amounts claimed, in its annual report required to be
55 presented to the general assembly pursuant to section 24-46-104 (2),
56 C.R.S.

1 (b) (I) COMMENCING ON THE EFFECTIVE DATE OF THIS SECTION, AS
2 AMENDED, AND CONTINUING FOR TWO CALENDAR YEARS, FOR ALL CREDIT
3 CERTIFICATES ISSUED PURSUANT TO PARAGRAPH (b) OF SUBSECTION (4) OF
4 THIS SECTION, THE COMMISSION SHALL TRACK INFORMATION REGARDING
5 THE TAXPAYER, INCLUDING BUT NOT LIMITED TO:

6 (A) WHICH TAXPAYERS OFFER HEALTH AND RETIREMENT BENEFITS
7 AND CONTRIBUTE TOWARDS COVERING THE COSTS OF THOSE BENEFITS, IN
8 WHOLE OR IN PART, TO THE NEW EMPLOYEES HIRED FOR THE PROJECT;

9 (B) THE TYPES OF POST-SECONDARY DEGREES FOR NEW
10 EMPLOYEES HIRED FOR THE PROJECT; AND

11 (C) WHAT FACTORS LED THE TAXPAYER TO LOCATE IN COLORADO.

12 (II) THE COMMISSION SHALL INCLUDE ALL THE INFORMATION IT
13 GATHERED AS A RESULT OF THE TRACKING IN ITS ANNUAL REPORT
14 REQUIRED TO BE PRESENTED TO THE GENERAL ASSEMBLY PURSUANT TO
15 SECTION 24-46-104 (2), C.R.S., NO LATER THAN THE THIRD YEAR AFTER
16 THE TRACKING HAS COMMENCED.

17
18 (13) This section is repealed, effective ~~January 1, 2030~~ JANUARY
19 1, 2031."

20
21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

36

37

38

39

40

41

HB14-1070 be postponed indefinitely.

HB14-1071 be postponed indefinitely.

HB14-1093 be amended as follows, and as so amended, be referred to
the Committee on Appropriations with favorable
recommendation:

Amend printed bill, 2, line 5, strike "**fund.**" and substitute "**fund -
reporting.**".

Page 2, line 8, strike "RECEIVED" and substitute "LEVERAGED".

Page 2, line 11, strike "CONTRIBUTIONS TO" and substitute "LOAN
PARTICIPATION AND ADMINISTRATION OF".

Page 2, line 12, strike "CONTRIBUTED TO" and substitute "LEVERAGED IN".

Page 3, line 3, after "MAKE" insert "OR PARTICIPATE IN".

Page 3, line 6, strike "PROJECTS, OR COMMUNITY FACILITIES" and
substitute "PROJECTS, COMMUNITY FACILITIES, OR INFRASTRUCTURE SUCH
AS SIDEWALK IMPROVEMENTS, PATHWAYS FOR WAYFARING, AND
SIGNAGE,".

Page 3, line 7, after "DISTRICT" insert "OR A PROPOSED CREATIVE DISTRICT
THAT IS A CANDIDATE FOR CERTIFICATION".

Page 3, line 11, strike "AND".

Page 3, line 13, strike "IN AN AMOUNT" and substitute "OR IN-KIND
CONTRIBUTIONS OF PROPERTY, OR BOTH, WITH A TOTAL VALUE".

1 Page 3, line 14, strike "FUND." and substitute "FUND;".

2

3 Page 3, after line 14 insert:

4

5 "(III) THE DIVISION SHALL GIVE HIGHER PRIORITY TO A LOAN OR
6 LOAN GUARANTEE APPLICATION FOR A PROJECT THAT IS IDENTIFIED IN OR
7 COMPATIBLE WITH A DISTRICT'S STRATEGIC PLAN."

8

9 Page 3, after line 22 insert:

10

11 "(3) THE OFFICE OF ECONOMIC DEVELOPMENT SHALL INCLUDE IN
12 ITS ANNUAL REPORT SUBMITTED TO THE GENERAL ASSEMBLY PURSUANT
13 TO SECTION 24-48.5-101 A SUMMARY OF ALL LOANS AND LOAN
14 GUARANTEES MADE OR PARTICIPATED IN PURSUANT TO SUBSECTION (2) OF
15 THIS SECTION DURING THE PRECEDING FISCAL YEAR. THE SUMMARY MUST
16 INCLUDE, AT A MINIMUM:

17 (a) THE AMOUNT OF EACH LOAN OR LOAN GUARANTEE;

18 (b) A DESCRIPTION OF THE PROJECT FOR WHICH THE DIVISION
19 MADE EACH LOAN OR LOAN GUARANTEE INCLUDING A DESCRIPTION OF THE
20 RECIPIENT'S USE OF THE LOAN MADE OR GUARANTEED;

21 (c) A DESCRIPTION OF ANY ECONOMIC IMPACTS, INCLUDING BUT
22 NOT LIMITED TO JOB CREATION OR RETENTION AND CAPITAL INVESTMENT
23 OR RETENTION IN THE STATE RESULTING FROM THE LOAN OR LOAN
24 GUARANTEE."

25

26

27

28

29 **HEALTH, INSURANCE & ENVIRONMENT**

30 After consideration on the merits, the Committee recommends the
31 following:

32

33 **HB14-1068** be postponed indefinitely.

34

35

36

37

38 **JUDICIARY**

39 After consideration on the merits, the Committee recommends the
40 following:

41

42 **HB14-1041** be postponed indefinitely.

43

44

45

46

47 **PUBLIC HEALTH CARE & HUMAN SERVICES COMMITTEE**

48 After consideration on the merits, the Committee recommends the
49 following:

50

51 **HB14-1022** be referred to the Committee of the Whole with favorable
52 recommendation.

53

54

55 **HB14-1135** be postponed indefinitely.

56

1 **HB14-1149** be amended as follows, and as so amended, be referred to
2 the Committee on Appropriations with favorable
3 recommendation:
4

5 Amend printed bill, page 4, line 11, after "CONTACTS" insert "AND HAS
6 ENTERED INTO AN AGREEMENT WITH OR IS ACTIVELY WORKING WITH".
7

8 Page 4, line 26, strike "(1)" and substitute "(1.5)".
9

10
11
12
13 **PRINTING REPORT**
14

15 The Chief Clerk reports the following bills have been correctly printed:
16 **HB14-1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269, 1270.**
17

18
19
20 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**
21

22 The Speaker has signed: **HB14-1019; HJR14-1004, 1005, 1006, 1007,**
23 **1008; HR14-1004.**
24

25
26
27 **LAY OVER OF CALENDAR ITEM(S)**
28

29 On motion of Representative Hullinghorst, the following item(s) on the
30 Calendar were laid over until February 6, retaining place on Calendar:
31

32 Consideration of General Orders--**HB14-1073, 1103, 1065.**
33

34 On motion of Representative Hullinghorst, the following item(s) on the
35 Calendar were laid over until February 13, retaining place on Calendar:
36

37 Consideration of Resolutions--**SJR14-005.**
38

39
40
41 On motion of Representative Hullinghorst, the House adjourned until
42 9:00 a.m., February 6, 2014.
43

44 Approved:
45 MARK FERRANDINO,
46 Speaker

47 Attest:
48 MARILYN EDDINS,
49 Chief Clerk
50
51
52
53

