

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

Eighty-third Legislative Day

Monday, March 31, 2014

1 Prayer by the Reverend Joe Agne, First United Methodist Church of  
2 Boulder.

3

4 The Speaker called the House to order at 10:00 a.m.

5

6 Pledge of Allegiance led by Noah London, Ana Rios, Jesse Rivera, Strive  
7 Prep Sunnyside Campus, Denver.

8

9 The roll was called with the following result:

10

11 Present--64.

12 Excused--Representative(s) Wright--1.

13

14 The Speaker declared a quorum present.

15

16

17 On motion of Representative Wilson, the reading of the journal of March  
18 28, 2014, was declared dispensed with and approved as corrected by the  
19 Chief Clerk.

20

21

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

25

26

27 **GENERAL ORDERS--SECOND READING OF BILLS**

28

29 The Committee of the Whole having risen, the Chairman reported the  
30 titles of the following bills had been read (reading at length had been  
31 dispensed with by unanimous consent), the bills considered and action  
32 taken thereon as follows:

33

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

36

37 **HB14-1315** by Representative(s) Gardner; also Senator(s) Scheffel--  
38 Concerning the enactment of certain model acts adopted  
39 by the national association of insurance commissioners,  
40 and, in connection therewith, enacting the credit for  
41 reinsurance model act and the portion of the insurer  
42 receivership model act that governs netting agreements.

43

1 Amendment No. 1, Business, Labor, Economic, & Workforce  
2 Development Report, dated March 20, 2014, and placed in member's bill  
3 file; Report also printed in House Journal, March 21, 2014, page(s)660  
4

5 Amendment No. 2, by Representative(s) Gardner.  
6

7 Amend the Business, Labor, Economic, and Workforce Development  
8 Committee Report, dated March 20, 2014, page 1, strike lines 4 and 5 and  
9 substitute "Page 23, strike lines 6 through 16."  
10

11 Renumber succeeding subsection accordingly."  
12

13 As amended, ordered engrossed and placed on the Calendar for Third  
14 Reading and Final Passage.  
15

16 **HB14-1313** by Representative(s) McLachlan; also Senator(s)  
17 Nicholson--Concerning a requirement that the owner of a  
18 pet animal provide a valid rabies vaccination certificate  
19 prior to registering the animal with a county.  
20

21 Amendment No. 1, by Representative(s) McLachlan.  
22

23 Amend printed bill, page 2, line 14, strike "dog" and substitute "~~dog~~ PET  
24 ANIMAL".  
25

26 As amended, ordered engrossed and placed on the Calendar for Third  
27 Reading and Final Passage.  
28

29  
30 **HB14-1045** by Representative(s) Primavera; also Senator(s) Aguilar,  
31 Crowder, Kefalas--Concerning the continuation of the  
32 breast and cervical cancer prevention and treatment  
33 program.  
34

35 Amendment No. 1, Appropriations Report, dated March 25, 2014, and  
36 placed in member's bill file; Report also printed in House Journal, March  
37 25, 2014, page(s) 682-684  
38

39 As amended, ordered engrossed and placed on the Calendar for Third  
40 Reading and Final Passage.  
41

42 **HB14-1314** by Representative(s) Pettersen, Priola, Ferrandino, Fields,  
43 Hamner, Murray, Peniston, Williams, Young; also  
44 Senator(s) Kerr--Concerning cooperation between school  
45 districts and charter schools on ballot questions to  
46 authorize additional local revenues.  
47

48 Ordered engrossed and placed on the Calendar for Third Reading and  
49 Final Passage.  
50

51 **HB14-1281** by Representative(s) Ginal and Joshi, Wright, Buck, Court,  
52 Fields, Holbert, Humphrey, Landgraf, McCann, McNulty,  
53 Schafer, Stephens; also Senator(s) Rivera, Aguilar--  
54 Concerning the allowance for terminally ill patients to  
55 participate in clinical trials using investigational products.  
56

1 Amendment No. 1, Health, Insurance, & Environment Report, dated  
2 March 25, 2014, and placed in member's bill file; Report also printed in  
3 House Journal, March 26, 2014, page(s) 694-696

4  
5 Amendment No. 2, by Representative(s) Ginal.

6  
7 Amend the Health, Insurance, and Environment Committee Report, dated  
8 March 25, 2014, page 1, strike line 6 and substitute:

9  
10 **"Access to Treatments for Terminally Ill Patients".**

11  
12 Amendment No. 3, by Representative(s) Joshi.

13  
14 Amend the Health, Insurance, and Environment Committee Report, dated  
15 March 25, 2014, page 4, strike lines 4 through 12 and substitute:

16 "(3) (a) NOTHING IN THIS ARTICLE EXPANDS THE COVERAGE  
17 PROVIDED IN SECTIONS 10-16-104 (20) OR 10-16-104.6, C.R.S.

18 (b) A HEALTH INSURANCE CARRIER MAY, BUT IS NOT REQUIRED TO,  
19 PROVIDE COVERAGE FOR THE COST OF AN INVESTIGATIONAL DRUG,  
20 BIOLOGICAL PRODUCT, OR DEVICE.

21 (c) AN INSURER MAY DENY COVERAGE TO AN ELIGIBLE PATIENT  
22 FROM THE TIME THE ELIGIBLE PATIENT BEGINS USE OF THE  
23 INVESTIGATIONAL DRUG, BIOLOGIC PRODUCT, OR DEVICE THROUGH A  
24 PERIOD NOT TO EXCEED SIX MONTHS FROM THE TIME THE  
25 INVESTIGATIONAL DRUG, BIOLOGIC PRODUCT, OR DEVICE IS NO LONGER  
26 USED BY THE ELIGIBLE PATIENT; EXCEPT THAT COVERAGE MAY NOT BE  
27 DENIED FOR A PREEXISTING CONDITION AND FOR COVERAGE FOR BENEFITS  
28 WHICH COMMENCED PRIOR TO THE TIME THE ELIGIBLE PATIENT BEGINS USE  
29 OF SUCH DRUG, BIOLOGIC PRODUCT OR DEVICE."

30  
31 Amendment No. 4, by Representative(s) Fields.

32  
33 Amend the Health, Insurance, and Environment Committee Report, dated  
34 March 25, 2014, page 4, after line 12 insert:

35 "(4) IF A PATIENT DIES WHILE BEING TREATED BY AN  
36 INVESTIGATIONAL DRUG, BIOLOGICAL PRODUCT, OR DEVICE, THE PATIENT'S  
37 HEIRS ARE NOT LIABLE FOR ANY OUTSTANDING DEBT RELATED TO THE  
38 TREATMENT OR LACK OF INSURANCE DUE TO THE TREATMENT."

39  
40 As amended, ordered engrossed and placed on the Calendar for Third  
41 Reading and Final Passage.

42  
43 **HB14-1302** by Representative(s) Buckner; also Senator(s) Johnston--  
44 Concerning the addition of a judgment against a debtor or  
45 transferee who acts with actual intent as an available  
46 remedy for a creditor in a fraudulent transfer action.

47  
48 Amendment No. 1, Judiciary Report, dated March 25, 2014, and placed  
49 in member's bill file; Report also printed in House Journal, March 26,  
50 2014, page(s) 697-698

51  
52 As amended, ordered engrossed and placed on the Calendar for Third  
53 Reading and Final Passage.

54  
55  
56

1       **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

2  
3 Passed Second Reading: **HB14-1315 amended, 1313 amended, 1045**  
4 **amended, 1314, 1281 amended, 1302 amended.**

5  
6 The Chairman moved the adoption of the Committee of the Whole  
7 Report. As shown by the following roll call vote, a majority of those  
8 elected to the House voted in the affirmative, and the Report was  
9 **adopted.**

10  
11

	YES	63	NO	0	EXCUSED	2	ABSENT	0
12	Becker	Y	Gerou	Y	McLachlan	Y	Saine	Y
13	Buck	Y	Ginal	Y	McNulty	Y	Salazar	Y
14	Buckner	Y	Hamner	Y	Melton	Y	Schafer	Y
15	Conti	Y	Holbert	Y	Mitsch Bush	Y	Scott	Y
16	Coram	Y	Hullinghorst	Y	Moreno	Y	Singer	Y
17	Court	Y	Humphrey	Y	Murray	E	Sonnenberg	Y
18	DelGrosso	Y	Joshi	Y	Navarro	Y	Stephens	Y
19	Dore	Y	Kagan	Y	Nordberg	Y	Swalm	Y
20	Duran	Y	Kraft-Tharp	Y	Pabon	Y	Szabo	Y
21	Everett	Y	Labuda	Y	Peniston	Y	Tyler	Y
22	Exum	Y	Landgraf	Y	Pettersen	Y	Vigil	Y
23	Fields	Y	Lawrence	Y	Primavera	Y	Waller	Y
24	Fischer	Y	Lebsock	Y	Priola	Y	Williams	Y
25	Foote	Y	Lee	Y	Rankin	Y	Wilson	Y
26	Garcia	Y	May	Y	Rosenthal	Y	Wright	E
27	Gardner	Y	McCann	Y	Ryden	Y	Young	Y
28							Speaker	Y

29  
30  
31  
32       **CONSIDERATION OF SENATE AMENDMENTS TO HOUSE BILLS**

33  
34 **HB14-1142** by Representative(s) DelGrosso; also Senator(s)  
35 Grantham, Nicholson--Concerning a prohibition against  
36 the off-site electronic sale of lottery tickets by the  
37 Colorado lottery commission.

38  
39 (Amended as printed in Senate Journal, March 18, 2014, pages 512.)

40  
41 Representative DelGross moved that the House **concur** in Senate  
42 amendments. The motion was declared **passed** by the following roll call  
43 vote:

44  
45

	YES	51	NO	13	EXCUSED	1	ABSENT	0
46	Becker	N	Gerou	Y	McLachlan	N	Saine	N
47	Buck	N	Ginal	Y	McNulty	Y	Salazar	Y
48	Buckner	Y	Hamner	Y	Melton	Y	Schafer	Y
49	Conti	Y	Holbert	Y	Mitsch Bush	Y	Scott	N
50	Coram	Y	Hullinghorst	Y	Moreno	Y	Singer	Y
51	Court	N	Humphrey	N	Murray	Y	Sonnenberg	N
52	DelGrosso	N	Joshi	Y	Navarro	Y	Stephens	Y
53	Dore	Y	Kagan	N	Nordberg	Y	Swalm	Y
54	Duran	Y	Kraft-Tharp	Y	Pabon	Y	Szabo	Y
55	Everett	Y	Labuda	Y	Peniston	Y	Tyler	Y
56	Exum	Y	Landgraf	Y	Pettersen	Y	Vigil	Y

1	Fields	Y	Lawrence	Y	Primavera	Y	Waller	Y
2	Fischer	Y	Lebsock	Y	Priola	N	Williams	Y
3	Foote	Y	Lee	Y	Rankin	Y	Wilson	Y
4	Garcia	Y	May	Y	Rosenthal	Y	Wright	E
5	Gardner	Y	McCann	N	Ryden	Y	Young	Y
6							Speaker	N

7  
8 The question being, "Shall the bill, as amended, pass?".  
9 A roll call vote was taken. As shown by the following recorded vote, a  
10 majority of those elected to the House voted in the affirmative, and the  
11 bill, as amended, was declared **repassed**.

13	YES	52	NO	12	EXCUSED	1	ABSENT	0
14	Becker	Y	Gerou	Y	McLachlan	N	Saine	Y
15	Buck	Y	Ginal	N	McNulty	Y	Salazar	Y
16	Buckner	Y	Hamner	N	Melton	Y	Schafer	Y
17	Conti	Y	Holbert	Y	Mitsch Bush	Y	Scott	Y
18	Coram	Y	Hullinghorst	N	Moreno	Y	Singer	N
19	Court	Y	Humphrey	Y	Murray	Y	Sonnenberg	Y
20	DelGrosso	Y	Joshi	Y	Navarro	Y	Stephens	Y
21	Dore	Y	Kagan	Y	Nordberg	Y	Swalm	Y
22	Duran	Y	Kraft-Tharp	Y	Pabon	N	Szabo	Y
23	Everett	Y	Labuda	N	Peniston	Y	Tyler	N
24	Exum	Y	Landgraf	Y	Pettersen	Y	Vigil	Y
25	Fields	Y	Lawrence	Y	Primavera	Y	Waller	Y
26	Fischer	Y	Lebsock	Y	Priola	Y	Williams	Y
27	Foote	N	Lee	Y	Rankin	Y	Wilson	Y
28	Garcia	Y	May	Y	Rosenthal	N	Wright	E
29	Gardner	Y	McCann	N	Ryden	Y	Young	N
30							Speaker	Y

31 Co-sponsor(s) added: Representative(s) Becker

32  
33 **HB14-1100** by Representative(s) Swalm and Pabon, Wilson, McCann,  
34 Fields, Gardner, Holbert, McNulty, Navarro, Rosenthal,  
35 Scott, Tyler, Williams; also Senator(s) Grantham--  
36 Concerning the use of title documents to give notice of  
37 characteristics of motor vehicles that affect a vehicle's  
38 value, and, in connection therewith, making an  
39 appropriation.

40  
41 (Amended as printed in Senate Journal, March 27, 2014, pages 583.)

42  
43 Representative Swalm moved that the House **concur** in Senate  
44 amendments. The motion was declared **passed** by the following roll call  
45 vote:

47	YES	64	NO	0	EXCUSED	1	ABSENT	0
48	Becker	Y	Gerou	Y	McLachlan	Y	Saine	Y
49	Buck	Y	Ginal	Y	McNulty	Y	Salazar	Y
50	Buckner	Y	Hamner	Y	Melton	Y	Schafer	Y
51	Conti	Y	Holbert	Y	Mitsch Bush	Y	Scott	Y
52	Coram	Y	Hullinghorst	Y	Moreno	Y	Singer	Y
53	Court	Y	Humphrey	Y	Murray	Y	Sonnenberg	Y
54	DelGrosso	Y	Joshi	Y	Navarro	Y	Stephens	Y
55	Dore	Y	Kagan	Y	Nordberg	Y	Swalm	Y
56	Duran	Y	Kraft-Tharp	Y	Pabon	Y	Szabo	Y

1	Everett	Y	Labuda	Y	Peniston	Y	Tyler	Y
2	Exum	Y	Landgraf	Y	Pettersen	Y	Vigil	Y
3	Fields	Y	Lawrence	Y	Primavera	Y	Waller	Y
4	Fischer	Y	Lebsock	Y	Priola	Y	Williams	Y
5	Foote	Y	Lee	Y	Rankin	Y	Wilson	Y
6	Garcia	Y	May	Y	Rosenthal	Y	Wright	E
7	Gardner	Y	McCann	Y	Ryden	Y	Young	Y
8							Speaker	Y
9								

10 The question being, "Shall the bill, as amended, pass?".  
 11 A roll call vote was taken. As shown by the following recorded vote, a  
 12 majority of those elected to the House voted in the affirmative, and the  
 13 bill, as amended, was declared **repassed**.

15	YES	63	NO	1	EXCUSED	1	ABSENT	0
16	Becker	Y	Gerou	Y	McLachlan	Y	Saine	Y
17	Buck	Y	Ginal	Y	McNulty	Y	Salazar	Y
18	Buckner	Y	Hamner	Y	Melton	Y	Schafer	Y
19	Conti	Y	Holbert	Y	Mitsch Bush	Y	Scott	Y
20	Coram	Y	Hullinghorst	Y	Moreno	Y	Singer	Y
21	Court	Y	Humphrey	Y	Murray	Y	Sonnenberg	Y
22	DelGrosso	Y	Joshi	Y	Navarro	Y	Stephens	Y
23	Dore	Y	Kagan	Y	Nordberg	Y	Swalm	Y
24	Duran	Y	Kraft-Tharp	Y	Pabon	Y	Szabo	Y
25	Everett	Y	Labuda	Y	Peniston	Y	Tyler	Y
26	Exum	Y	Landgraf	Y	Pettersen	Y	Vigil	Y
27	Fields	Y	Lawrence	Y	Primavera	Y	Waller	Y
28	Fischer	Y	Lebsock	Y	Priola	N	Williams	Y
29	Foote	Y	Lee	Y	Rankin	Y	Wilson	Y
30	Garcia	Y	May	Y	Rosenthal	Y	Wright	E
31	Gardner	Y	McCann	Y	Ryden	Y	Young	Y
32							Speaker	Y
33								

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### 35 MESSAGE FROM THE SENATE

36 Mr. Speaker:

37  
 38 The Senate has adopted and transmits herewith: SJR14-024, amended on  
 39 March 31, 2014, as printed in Senate Journal.  
 40  
 41  
 42

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### 43 INTRODUCTION AND CONSIDERATION OF RESOLUTION

44  
 45 On motion of Representative Hullinghorst, the rules were suspended and  
 46 the following resolution was given immediate consideration.  
 47

48 **SJR14-024** by Senator(s) Guzman and Aguilar; also Representative(s)  
 49 Pabon, Duran, Garcia, Moreno, Salazar, Vigil--  
 50 Concerning recognition of "César Chávez Day".  
 51

52 (Printed and placed in member's files.)  
 53  
 54  
 55  
 56

1 Representative Pabon moved that the resolution be **adopted** and  
2 requested that it be read at length.

3  
4 Amendment No. 1, moved by Representative Duran.

5  
6 Amend reengrossed resolution, page 2, after line 9 insert:  
7 "WHEREAS, When recognizing César Chávez, it is only right to  
8 recognize the accomplishments of UFW co-founder Dolores Huerta, for  
9 her work on behalf of farm workers; and

10  
11 WHEREAS, Dolores Huerta brought forward a unique voice on  
12 behalf of women to ensure all workers had fair representation; and".

13  
14 The amendment was declared **passed** by **viva voce** vote.

15  
16 Amendment No. 2, moved by Representative Priola.

17  
18 Amend reengrossed resolution, page 2, after line 24 insert:

19  
20 "WHEREAS, The work of César Chávez was informed by his  
21 devout Catholic faith, and he traditionally included images of Our Lady  
22 of Guadalupe at marches and demonstrations and led supporters in  
23 praying the rosary; and".

24  
25 The amendment was declared **passed** by **viva voce** vote.

26  
27 On motion of Representative Pabon, the resolution as amended was  
28 **adopted** by **viva voce** vote.

29  
30 Co-sponsor(s) added: Representative(s) Becker, Conti, Court, Exum, Fields,  
31 Fischer, Foote, Gardner, Ginal, Hamner, Hullinghorst, Joshi, Kagan, Kraft-  
32 Tharp, Labuda, Lebsock, Lee, May, McCann, McLachlan, Melton, Mitsch  
33 Bush, Navarro, Peniston, Pettersen, Primavera, Rosenthal, Ryden, Schafer,  
34 Singer, Stephens, Swalm, Tyler, Waller, Williams, Young, Speaker

35  
36  
37  
38 House in recess. House reconvened.

39  
40  
41  
42 **PRINTING REPORT**

43  
44 The Chief Clerk reports the following bills have been correctly printed:  
45 **HB14-1347, 1348.**

46  
47  
48  
49 **SIGNING OF BILLS--RESOLUTIONS--MEMORIALS**

50  
51  
52 The Speaker has signed: **SB14-022, 058, 098, 109, 110 and 119.**

**DELIVERY OF BILLS TO GOVERNOR**1  
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The Chief Clerk of the House of Representatives reports the following bills have been delivered to the Office of the Governor: **HB14-1105, 1136, 1271, 1274** at 9:55 a.m. on March 31, 2014.

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**MESSAGE(S) FROM THE SENATE**

Mr. Speaker:

The Senate has passed on Third Reading and returns herewith: HB14-1195.

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The Senate has voted not to concur in House Amendments to SB14-131, and requests that a Conference Committee be appointed. The President appointed Senators Todd, Chair, Jones, and King as members of the First Conference Committee on SB14-131 on the part of the Senate. The bill is transmitted herewith.

In response to the request of the House for a Conference Committee on HB14-1193, the President appoints Senators Kefalas, Chair, Jones, and Roberts as conferees on the First Conference Committee on HB14-1193.

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

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

**HB14-1349** by Representative(s) Hullinghorst and DelGrosso; also Senator(s) Heath--Concerning the creation of an exemption from property taxes for qualifying business entities controlled by nonprofit organizations that are formed for the purpose of qualifying for federal tax credits.

Committee on Finance

**HB14-1350** by Representative(s) Ferrandino; also Senator(s) Kerr--Concerning modifications to the criteria for regional tourism projects approved by the Colorado economic development commission through the "Colorado Regional Tourism Act".

Committee on Finance

**HB14-1351** by Representative(s) Nordberg and Ryden; also Senator(s) Todd and Herpin, Carroll--Concerning a requirement that the Colorado office of economic development work to maintain the state's positive relationship with the United States armed forces.

Committee on State, Veterans, & Military Affairs



1 **SB14-156** by Senator(s) Kefalas and Heath; also Representative(s)  
2 Lee--Concerning a requirement that a public benefit  
3 corporation file an annual report.  
4 Committee on Business, Labor, Economic, & Workforce Development  
5  
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7  
8  
9 **LAY OVER OF CALENDAR ITEM(S)**

10  
11 On motion of Representative Hullinghorst, the following item(s) on the  
12 Calendar were laid over until April 1, retaining place on Calendar:  
13

14 Consideration of General Orders--**SB14-135**.  
15 Consideration of Memorial(s)--**SJM14-002**.  
16 Consideration of Senate Amendment(s)--**HB14-1149**.  
17 Consideration of Governor's Veto--**HB14-1108**.  
18

19 On motion of Representative Hullinghorst, the following item(s) on the  
20 Calendar were laid over until April 7, retaining place on Calendar:  
21

22 Consideration of General Orders--**HB14-1330**.  
23

24 On motion of Representative Hullinghorst, the following item(s) on the  
25 Calendar were laid over until April 14, retaining place on Calendar:  
26

27 Consideration of General Orders--**HB14-1253**.  
28  
29

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30  
31  
32 On motion of Representative Hullinghorst, the House adjourned until  
33 9:00 a.m., April 1, 2014.  
34

35 Approved:  
36 MARK FERRANDINO,  
37 Speaker

38 Attest:  
39 MARILYN EDDINS,  
40 Chief Clerk  
41  
42

