

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

100th Legislative Day Thursday, April 17, 2014

Prayer	By the chaplain, Dr. Gene Selander, Crystal Clear Ministries, Denver.	1 2 3 4 5 6 7 8 9 10 11
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	12 13 14 15
Pledge	By Senator Marble.	16 17
Roll Call	Present--35	18 19
Quorum	The President announced a quorum present.	20 21
Reading of Journal	On motion of Senator Ulibarri, reading of the Journal of Wednesday, April 16, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	22 23 24 25 26 27

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB14-1327 be amended as follows, and as so amended, be referred to the Committee on <u>State, Veterans, & Military Affairs</u> with favorable recommendation.	28 29 30 31 32 33 34
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Amend reengrossed bill, page 10, after line 2 insert:

"(5) NOTHING IN THIS SECTION AFFECTS THE MANNER IN WHICH THE PROPERTY TAX ADMINISTRATOR VALUES A PUBLIC UTILITY UNDER ARTICLE 4 OF TITLE 39, C.R.S."

Renumber succeeding subsections accordingly.

Page 12, after line 13 insert:

"SECTION 7. In Colorado Revised Statutes, **add** 39-26-129 as follows:

39-26-129. Refund of property used in rural broadband service - legislative declaration - definitions. (1) THE GENERAL ASSEMBLY DECLARES THAT THE INTENDED PURPOSE OF THE TAX REFUND CREATED IN THIS SECTION IS TO ENCOURAGE BROADBAND PROVIDERS TO DEPLOY BROADBAND INFRASTRUCTURE IN RURAL AREAS OF THE STATE.

(2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "BROADBAND PROVIDER" MEANS A PERSON THAT PROVIDES BROADBAND SERVICE.

(b) "BROADBAND SERVICE" MEANS ANY COMMUNICATIONS SERVICE HAVING THE CAPACITY TO TRANSMIT DATA TO ENABLE A SUBSCRIBER TO THE SERVICE TO ORIGINATE AND RECEIVE HIGH-QUALITY VOICE, DATA, GRAPHICS, AND VIDEO AT SPEEDS THAT ARE GREATER THAN OR EQUAL TO FOUR MEGABITS PER SECOND FOR DOWNLOAD AND ONE MEGABIT PER SECOND FOR UPLOAD.

(c) "TARGET AREA" MEANS THE UNINCORPORATED PART OF A COUNTY OR A MUNICIPALITY WITH A POPULATION OF LESS THAN FIFTY THOUSAND PEOPLE, ACCORDING TO THE MOST RECENTLY AVAILABLE POPULATION STATISTICS OF THE UNITED STATES BUREAU OF THE CENSUS.

(3) EXCEPT AS PROVIDED IN SUBSECTION (5) OF THIS SECTION, FOR THE CALENDAR YEAR COMMENCING JANUARY 1, 2014, AND FOR EACH

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CALENDAR YEAR THEREAFTER, A BROADBAND PROVIDER IS ALLOWED TO CLAIM A REFUND OF ALL THE STATE SALES AND USE TAX THE PROVIDER PAYS PURSUANT TO PARTS 1 AND 2 OF THIS ARTICLE FOR TANGIBLE PERSONAL PROPERTY THAT IS INSTALLED IN A TARGET AREA FOR THE PROVISION OF BROADBAND SERVICE.

(4) TO CLAIM THE REFUND ALLOWED BY SUBSECTION (3) OF THIS SECTION, A TAXPAYER MUST SUBMIT A REFUND APPLICATION TO THE DEPARTMENT OF REVENUE, ON A FORM PROVIDED BY THE DEPARTMENT, NO EARLIER THAN JANUARY 1 AND NO LATER THAN APRIL 1 OF THE CALENDAR YEAR FOLLOWING THE CALENDAR YEAR IN WHICH THE TAX IS PAID. ALONG WITH THE APPLICATION, THE TAXPAYER MUST PROVIDE PROOF OF THE STATE SALES AND USE TAXES PAID BY THE BROADBAND PROVIDER IN THE IMMEDIATELY PRECEDING CALENDAR YEAR AND PROOF THAT THE TANGIBLE PERSONAL PROPERTY WAS DEPLOYED IN A TARGET AREA FOR THE PROVISION OF BROADBAND SERVICE. A TAXPAYER MUST ALSO PROVIDE ANY ADDITIONAL INFORMATION WITH THE APPLICATION THAT THE DEPARTMENT OF REVENUE REQUIRES BY RULE, WHICH MAY INCLUDE, WITHOUT LIMITATION, A DETAILED LIST OF ALL EXPENDITURES THAT SUPPORT A CLAIM FOR A REFUND, THE NAME AND ADDRESSES OF AN INDIVIDUAL WHO MAINTAINS RECORDS OF SUCH EXPENDITURES, AND A STATEMENT THAT THE TAXPAYER AGREES TO FURNISH RECORDS OF ALL SUCH EXPENDITURES TO THE DEPARTMENT OF REVENUE UPON REQUEST. THE DEPARTMENT SHALL NOT REFUND ANY MONEYS TO A TAXPAYER UNLESS THE TAXPAYER HAS COMPLIED WITH THIS SUBSECTION (4).

(5) THE TOTAL AMOUNT OF THE REFUNDS MADE UNDER THIS SECTION MAY NOT EXCEED ONE MILLION DOLLARS FOR A CALENDAR YEAR. THE DEPARTMENT OF REVENUE SHALL NOT PAY A REFUND FOR A CALENDAR YEAR UNTIL AFTER THE APPLICATION DEADLINE SET FORTH IN SUBSECTION (4) OF THIS SECTION HAS PASSED. IF THE TOTAL AMOUNT OF APPROVED REFUNDS EXCEEDS ONE MILLION DOLLARS, THE DEPARTMENT SHALL PRORATE THE REFUNDS MADE TO ALL TAXPAYERS."

Renumber succeeding section accordingly.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB14-1328** be referred to the Committee on State, Veterans, & Military Affairs with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB14-1329** be referred to the Committee on State, Veterans, & Military Affairs with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB14-1330** be referred to the Committee on State, Veterans, & Military Affairs with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB14-1331** be amended as follows, and as so amended, be referred to the Committee on State, Veterans, & Military Affairs with favorable recommendation.

Amend reengrossed bill, page 9, strike line 5 and substitute "(1) (b); and add (1) (q), (1) (r), (2), (3), (4), and (5) as follows:".

Page 11, strike line 12.

Page 11, line 13, strike "NETWORKS." and substitute "NETWORKS;".

Page 11, after line 13 insert:

"(1) (r) INTEREXCHANGE TELECOMMUNICATIONS SERVICE."

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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1127 be postponed indefinitely .	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1354 be referred to the Committee of the Whole with favorable recommendation.	7 8 9 10 11 12
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1316 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	13 14 15 16 17 18
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1288 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	19 20 21 22 23 24
	Amend reengrossed bill, page 3, strike lines 15 through 27.	25 26
	Strike page 4.	27 28
	Page 5, strike lines 1 through 11 and substitute:	29 30
	" SECTION 2. In Colorado Revised Statutes, 25-4-903, add (2.5) and (5) as follows: 25-4-903. Exemptions from immunization - rules. (2.5) THE STATE BOARD OF HEALTH SHALL PROMULGATE RULES REGARDING: (a) IMMUNIZATION INFORMATION, INCLUDING EXEMPTION RATES, THAT IS AVAILABLE TO THE PUBLIC THROUGH THE DEPARTMENT, INCLUDING".	31 32 33 34 35 36 37 38
	Renumber succeeding sections accordingly.	39 40
	Page 5, line 13, strike the second "AND".	41 42
	Page 5, line 14, strike "STUDIES;" and substitute "STUDIES, AND AN ONLINE LEARNING MODULE;".	43 44 45
	Page 5, line 15, strike "RECEIVING DISCLOSURES AND THE".	46 47
	Page 5, line 27, strike "THE SCHOOL DISTRICTS" and substitute "SCHOOLS".	48 49 50
	Page 6, line 2, strike "2015." and substitute "2014.".	51 52
	Page 1, line 101, after "CONCERNING" insert "INFORMATION AVAILABLE REGARDING".	53 54 55 56
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1205 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	57 58 59 60
	Amend reengrossed bill, page 4, after line 8 insert:	61 62 63
	"(4) IN ITS ANNUAL REPORT BEFORE THE HOUSE AND SENATE COMMITTEES OF REFERENCE PURSUANT TO SECTION 2-7-203, C.R.S., THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS SHALL INCLUDE INFORMATION DESCRIBING THE GRANTS AWARDED THROUGH THE	64 65 66 67

PROGRAM DURING THE PRECEDING YEAR."

Renumber succeeding subsection accordingly.

Education

After consideration on the merits, the Committee recommends that **SB14-185** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, strike lines 2 through 6 and substitute:

SECTION 1. In Colorado Revised Statutes, add article 28.5 to title 22 as follows:

**ARTICLE 28.5
Pay for Success Contracts for
Early Childhood Education Services".**

Page 3, line 7, strike "**22-28-201.**" and substitute "**22-28.5-101.**" and strike "PART 2" and substitute "ARTICLE".

Page 3, line 10, strike "**22-28-202.**" and substitute "**22-28.5-102.**" and strike "PART 2," and substitute "ARTICLE,".

Page 4, line 2, strike "22-28-203;" and substitute "22-28.5-103;".

Page 4, line 4, strike "22-28-204." and substitute "22-28.5-104.".

Page 4, line 8, strike "22-28-204." and substitute "22-28.5-104.".

Page 4, strike lines 9 through 13 and substitute:

"(3) "EARLY CHILDHOOD EDUCATION SERVICES" MEANS SERVICES PROVIDED TO CHILDREN PRIMARILY UNDER FIVE YEARS OLD AND THEIR FAMILIES THAT SUPPORT THE HEALTHY DEVELOPMENT AND SCHOOL READINESS OF CHILDREN WHO ARE AT RISK FOR POOR HEALTH OUTCOMES OR ARE AT RISK FOR NOT BEING SCHOOL-READY.".

Page 4, line 15, strike "22-28-203." and substitute "22-28.5-103.".

Page 5, after line 16 insert:

"(7) "SCHOOL DISTRICT" MEANS ANY PUBLIC SCHOOL DISTRICT ORGANIZED UNDER THE LAWS OF COLORADO OR AN INSTITUTE CHARTER SCHOOL CREATED PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE. "SCHOOL DISTRICT" DOES NOT INCLUDE A JUNIOR COLLEGE DISTRICT.".

Renumber succeeding subsection accordingly.

Page 5, line 19, strike "22-28-203." and substitute "22-28.5-103.".

Page 5, line 20, strike "**22-28-203.**" and substitute "**22-28.5-103.**".

Page 7, line 27, after "A" insert "STATE DEPARTMENT OR AGENCY OR A".

Page 8, line 2, after "SECTION" insert "THAT IS DEPOSITED INTO THE FUND AS AUTHORIZED BY SUBPARAGRAPH (II) OF PARAGRAPH (d) OF SUBSECTION (2) OF THIS SECTION".

Page 8, line 20, strike "**22-28-204.**" and substitute "**22-28.5-104.**".

Education

After consideration on the merits, the Committee recommends that **SB14-182** be referred to the Committee of the Whole with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **HB14-1204** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Education After consideration on the merits, the Committee recommends that **HB14-1314** be referred to the Committee of the Whole with favorable recommendation.

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On motion of Majority Leader Heath, 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.

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SENATE SERVICES REPORT

Correctly Printed: SB14-197, 198, 199, 200, 201, 202, 203, 204 and 205; SCR14-001 and 002; SJM14-004; SJR14-030, 031 and 032.
Correctly Engrossed: SB14-005, 124 and 133.
Correctly Reengrossed: SB14-002, 073, 087, 127, 144, 150, 157, 166, 167, 168, 173 and 174.
Correctly Rerevised: HB14-1017, 1123, 1290 and 1345.

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

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INTRODUCTION OF MEMORIALS

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

SJM14-005 by Senator(s) Crowder; also Representative(s) Hullinghorst--Concerning memorializing Congress to enact legislation allowing certain nonphysician health care professionals to certify and amend home health plans of care.
Health & Human Services

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On motion of Majority Leader Heath, 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.

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CONSIDERATION OF RESOLUTIONS

SJR14-022 by Senator(s) Baumgardner and Heath; also Representative(s) DelGrosso and Becker--Concerning the recognition and commendation of the people of Colorado and the United States on the 100th anniversary of the establishment of Rocky Mountain National Park.

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On motion of Majority Leader Heath, the resolution was read at length and **adopted** by the following roll call vote:

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

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

SJR14-029 by Senator(s) Marble and Tochtrop, Baumgardner, Brophy, Cadman, Grantham, Harvey, Herpin, Hodge, Jahn, Johnston, Kefalas, King, Lundberg, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Todd; also Representative(s) Sonnenberg and Buck, Garcia, Saine, Pabon, Humphrey, Coram, Dore, McLachlan, Mitsch Bush, Scott, Swalm, Vigil, Wilson, Young--Concerning supporting Colorado professional rodeo.

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

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

Co-sponsor(s) added: Aguilar, Balmer, Carroll, Crowder, Guzman, Heath, Hill, Jones, Kerr, Lambert, Steadman, Ulibarri and Zenzinger.

On motion of Majority Leader Heath, 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

April 17, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1015, amended as printed in House Journal, April 17, page 1038.
 HB14-1297, amended as printed in House Journal, April 17, pages 1054-1056.
 HB14-1102, amended as printed in House Journal, April 17, pages 1038-1039.
 HB14-1287, amended as printed in House Journal, April 17, page 1053.
 HB14-1335, amended as printed in House Journal, April 17, pages 1053-1054.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;

SB14-158, amended as printed in House Journal, April 17, pages 1039 and 1053.

The House has adopted and transmits herewith HJR14-1018, and amended as printed in House Journal, April 17.

The House has voted to concur in the Senate amendments to HB14-1130, 1295 and has repassed the bills as so amended.

The House has adopted and returns herewith SJR14-022.

MESSAGE FROM THE REVISOR OF STATUTES

April 17, 2014

We herewith transmit:

Without comment, as amended, HB14-1015, 1102, 1287, 1297, and 1335.
Without comment, as amended, SB14-158.

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:

SB14-133 by Senator(s) Newell, Guzman, Todd; also Representative(s) Melton, Fields, Hullinghorst-- Concerning the regulation of private investigators by the department of regulatory agencies, and, in connection therewith, making appropriations.

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

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

Co-sponsor(s) added: Carroll and Tochtrop.

SB14-124 by Senator(s) Zenzinger; also Representative(s) Fields--Concerning programs to develop leaders for low-performing public schools, and, in connection therewith, making an appropriation.

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

YES	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

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

SB14-005

by Senator(s) Ulibarri; also Representative(s) Singer--Concerning alternative administrative remedies for the processing of certain wage claims, and, in connection therewith, amending the provisions for written notices of a wage claim, and in connection therewith, making and reducing appropriations.

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

YES	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Carroll, Guzman, Heath, Hodge, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1321, SB14-189, HB14-1003, HB14-1006, HB14-1034, HB14-1042, HB14-1203, and HB14-1228 were made Special Orders Consent Calendar at 11:05 a.m.

Senate in recess.

Senate reconvened.

Committee of the Whole The hour of 11:05 a.m. having arrived, Senator Hodge moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Hodge was called to the chair to act as Chairman.

**SPECIAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chairman reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB14-1321 by Representative(s) Young; also Senator(s) King--Concerning the membership of the Colorado task force on drunk and impaired driving.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 15, page(s) 742 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB14-189 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Duran, May--Concerning a 2014-15 state fiscal year transfer of nine million six hundred seventy-two thousand dollars from the controlled maintenance trust fund to the general fund for the purpose of supporting a fiscal year 2014-15 appropriation for the Colorado firefighting air corps.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB14-1003 by Representative(s) Nordberg and Saine, Foote, Humphrey, Singer, Sonnenberg, Young; also Senator(s) Kefalas and Lundberg, Jones--Concerning the exemption from state income tax of income that is earned by a nonresident individual working temporarily in the state to assist with disaster emergency relief activities, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 775 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1006 by Representative(s) Singer, Buck, Humphrey, Saine, Young; also Senator(s) Lundberg, Kefalas, Nicholson--Concerning the remittance of the marketing and promotion tax collected by lodging establishments in a local marketing district, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 14, page(s) 481 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 775 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1034 by Representative(s) Williams; also Senator(s) Jahn--Concerning the creation of a wine packaging permit to allow certain alcohol beverage licensees to package wine produced by another wine manufacturer, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

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HB14-1042 by Representative(s) Saine, McCann; also Senator(s) Tochtrop--Concerning access by birth parents to records relating to the relinquishment of parental rights, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 18, page(s) 507 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1203 by Representative(s) Duran, May, Gerou; also Senator(s) Lambert, Hodge, Steadman-- Concerning funding to maintain the infrastructure for the digital trunked radio system, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1228 by Representative(s) Peniston and Szabo; also Senator(s) Tochtrop and King--Concerning the repeal of certain requirements for defensive driving schools attended in accordance with a court order resulting from a violation of a law regulating the operation of a motor vehicle.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 777 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Hodge, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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

The Committee of the Whole took the following action:

Passed on second reading: SB14-189, HB14-1321 as amended, HB14-1003 as amended, HB14-1006 as amended, HB14-1034, HB14-1042 as amended, HB14-1203, and HB14-1228 as amended.

Committee of the Whole On motion of Senator Hodge, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hodge was called to the chair to act as Chairman.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chairman reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB14-1339 by Representative(s) Gerou, Duran, May; also Senator(s) Hodge, Steadman, Lambert-- Concerning the creation of the hazardous substance site response fund.

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

Amend reengrossed bill, page 2, strike lines 9 and 10 and substitute "IN THE STATE TREASURY. THE FUND CONSISTS OF ANY MONEYS TRANSFERRED PURSUANT TO SECTION 24-75-220(4)(a)(III.5), C.R.S., AS ENACTED IN HOUSE BILL 14-1342, ENACTED IN 2014."

Page 3, after line 2 insert:

"SECTION 3. In Colorado Revised Statutes, 24-75-220 (4), as amended by House Bill 14-1342, add (4) (a) (III.5) as follows:

24-75-220. State education fund - transfers - surplus - legislative declaration. (4) (a) Notwithstanding any provision of law to the contrary, following the release of the preliminary certification by the state controller for the fiscal year 2013-14 as specified in section 24-77-106.5 (1) (b), the director of research of the legislative council shall work with the state controller to determine a preliminary figure representing the estimated general fund surplus designated in accordance with section 24-75-201 (1) for the fiscal year 2013-14. The state controller shall provide such preliminary figure to the state treasurer, the director of the office of state planning and budgeting, and the director of the joint budget committee before September 15, 2014. On September 15, 2014, an amount equal to ninety percent of that preliminary figure is allocated in the following order of priority:

(III.5) THE STATE TREASURER SHALL TRANSFER TEN MILLION DOLLARS FROM THE GENERAL FUND TO THE HAZARDOUS SUBSTANCE SITE RESPONSE FUND CREATED IN SECTION 25-16-104.9, C.R.S.

SECTION 4. Effective date. This act takes effect upon passage only if House Bill 14-1342 becomes law and takes effect either upon the effective date of this act or House Bill 14-1342, whichever is later."

Renumber succeeding section accordingly.

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB14-177 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the children's code.

Laid over until Wednesday, April 23, retaining its place on the calendar.

SB14-178 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the criminal code.

Laid over until Wednesday, April 23, retaining its place on the calendar.

SB14-183 by Senator(s) Heath and Scheffel; also Representative(s) Pabon and Holbert--Concerning an increase in the maximum term of a business incentive agreement that a local government enters into with a taxpayer who pays business personal property tax.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB14-181 by Senator(s) Renfroe and Guzman, Carroll, Grantham, Harvey, Jahn, Marble, Roberts, Scheffel, Tochtrop, Ulibarri, Brophy; also Representative(s) Ferrandino and Humphrey, DelGrosso, Everett, Holbert, Lebsock, McNulty, Melton, Nordberg, Pabon, Pettersen, Saine, Salazar, Waller, Williams--Concerning the elimination of the use of automated vehicle identification systems for traffic law enforcement.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 15, page(s) 745 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hodge, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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

The Committee of the Whole took the following action:

Passed on second reading: SB14-183, SB14-181 as amended, HB14-1339 as amended.
Laid over until Wednesday, April 23: SB14-177, SB14-178.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1002, HB14-1045, HB14-1181, HB14-1185, HB14-1207, HB14-1284, SB14-012, and SB14-014 were made Special Orders at 1:10 p.m.

Senate in recess. Senate reconvened.

- Committee of the Whole The hour of 1:10 p.m. having arrived, Senator Hodge moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Hodge was called to the chair to act as Chairman. 1
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- SPECIAL ORDERS -- SECOND READING OF BILLS** 5
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- The Committee of the Whole having risen, the Chairman reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows: 7
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- HB14-1002** by Representative(s) Young; also Senator(s) Jones, Kefalas, Nicholson--Concerning the establishment of a grant program under the "Colorado Water Quality Control Act" to repair water infrastructure impacted by a natural disaster, and, in connection therewith, making an appropriation. 11
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- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 775 and placed in members' bill files.) 16
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- As amended, ordered revised and placed on the calendar for third reading and final passage. 20
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- HB14-1045** by Representative(s) Primavera; also Senator(s) Aguilar and Crowder, Kefalas--Concerning the continuation of the breast and cervical cancer prevention and treatment program, and, in connection therewith, making an appropriation. 24
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- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 776 and placed in members' bill files.) 28
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- As amended, ordered revised and placed on the calendar for third reading and final passage. 31
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- HB14-1181** by Representative(s) Schafer, Fields, Ginal, Primavera; also Senator(s) Kefalas--Concerning the sunset review of the nurse-physician advisory task force for Colorado health care, and, in connection therewith, continuing the task force through September 1, 2020. 35
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- Ordered revised and placed on the calendar for third reading and final passage. 40
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- HB14-1185** by Representative(s) Kraft-Tharp, Navarro, Szabo, Williams; also Senator(s) Jahn--Concerning the issuance of travel insurance policies. 43
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- Ordered revised and placed on the calendar for third reading and final passage. 46
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- HB14-1207** by Representative(s) Young, McCann; also Senator(s) Aguilar and Newell, Schwartz, Nicholson--Concerning the creation of the household medication take-back program, and, in connection therewith, making an appropriation. 49
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- Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 776 and placed in members' bill files.) 53
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- As amended, ordered revised and placed on the calendar for third reading and final passage. 56
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- HB14-1284** by Representative(s) Tyler and Coram, Ginal, Kraft-Tharp, Lee, Mitsch Bush, Moreno, Pabon, Peniston, Primavera, Rankin, Ryden, Williams; also Senator(s) Todd and Crowder, Schwartz--Concerning registration with the department of revenue of distinguished license plates issued to members of the Colorado general assembly. 60
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- Ordered revised and placed on the calendar for third reading and final passage. 65
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SB14-012 by Senator(s) Kefalas, Ulibarri; also Representative(s) Exum, Fields, Pettersen--Concerning the program for aid to the needy disabled.

Laid over until Monday, April 21, retaining its place on the calendar.

SB14-014 by Senator(s) Kefalas, Ulibarri; also Representative(s) Pettersen, Exum, Fields--Concerning the property-related expense assistance grants for low-income seniors and individuals with disabilities.

Laid over until Monday, April 21, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Hodge, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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

The Committee of the Whole took the following action:

Passed on second reading: HB14-1002 as amended, HB14-1045 as amended, HB14-1181, HB14-1185, HB14-1207 as amended, and HB14-1284.

Laid over until Monday, April 21: SB14-012, SB14-014.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR14-033 by Senator(s) Heath, Carroll, Cadman; also Representative(s) Hullinghorst, Ferrandino, DelGrosso--Concerning the convening date for the 2015 First Regular Session of the Seventieth General Assembly.

Laid over until Tuesday, April 29, retaining its place on the calendar.

HJR14-1018 by Representative(s) Saine and Becker; also Senator(s) Marble--Concerning the importance of preserving water supplies for Colorado's agricultural economy.

Laid over until Wednesday, April 23, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-206** by Senator(s) Steadman; also Representative(s) Singer--Concerning criminal record sealing provisions, and, in connection therewith, relocating the record sealing provisions in a new part, clarifying when an arrest record can be sealed, and making other clarifying changes.
Judiciary
- SB14-207** by Senator(s) Todd and Herpin; also Representative(s) Young--Concerning contributions to pooled trusts by individuals who are sixty-five years of age or older.
Finance
- HB14-1015** by Representative(s) Kraft-Tharp; also Senator(s) Kerr--Concerning an extension of the transitional jobs program, and, in connection therewith, making and reducing appropriations.
Business, Labor, & Technology
- HB14-1102** by Representative(s) Peniston, Buckner, Court, Fields, Lebsock, Melton, Pettersen, Rosenthal, Salazar; also Senator(s) Kerr--Concerning gifted education programs in public schools, and, in connection therewith, making an appropriation.
Education
- HB14-1287** by Representative(s) Young, Foote, Singer, Sonnenberg, DelGrosso; also Senator(s) Nicholson and Lambert, Renfroe--Concerning the use of moneys in the public school capital construction assistance fund to provide emergency financial assistance to public school facilities that are damaged in a declared disaster emergency.
Education
- HB14-1297** by Representative(s) Ginal, Becker, Fischer, Foote, Hullinghorst, Salazar, Schafer, Singer; also Senator(s) Aguilar, Jones, Kefalas--Concerning an analysis to determine whether oil and gas operations have an impact on human health along the front range, and, in connection therewith, making and reducing appropriations.
Health & Human Services
- HB14-1335** by Representative(s) Moreno; also Senator(s) Jones--Concerning campaign contribution limits that are applicable to candidate committees for candidates who are not affiliated with a major political party.
State, Veterans, & Military Affairs

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Senator Ulibarri will be added as a Senate joint prime sponsor with Senator Johnston and Representatives Hamner and Murray on HB14-1292.

Senate in recess. Senate reconvened.

**NOTICE OF INTENT TO MOVE FOR RECONSIDERATION
OF SB14-124 AND SB14-005**

Majority Leader Heath gave notice of intent to reconsider SB14-124 and SB14-005.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1092, 1107, 1176, 1277, 1299; HJR14-1010, 1015, 1017.

Senate in recess. Senate reconvened.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, April 17 was laid over until Monday, April 21, retaining its place on the calendar.

Consideration of Conference Committee Reports: SB14-131.

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, April 21, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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