

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

58th Legislative Day

Thursday, March 6, 2014

Prayer	By Senator Kefalas.	10
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	11
Pledge	By Senator Scheffel.	12
Roll Call	Present--33 Excused--2, Johnston, Renfro. Present later--1, Johnston.	13
Quorum	The President announced a quorum present.	14
Reading of Journal	On motion of Senator Jones, reading of the Journal of Wednesday, March 5, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	15

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy	The Committee on <u>Agriculture, Natural Resources, & Energy</u> has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:	16
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**MEMBERS OF THE
COLORADO WATER CONSERVATION BOARD**

effective February 12, 2014, for terms expiring February 12, 2017:

April D. Montgomery of Norwood, Colorado, a resident of the San Miguel-Dolores-San Juan drainage basin and a Democrat, reappointed;

Travis L. Smith of Del Norte, Colorado, to serve as a representative from the Rio Grande drainage basin and as a Republican, reappointed; and

Alan C. Hamel of Pueblo, Colorado, to serve as a representative from the Arkansas drainage basin and as a Republican, reappointed.

Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB14-1108 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	17
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Amend reengrossed bill page 2, line 7, strike "C.R.S.," and substitute "C.R.S.;".

Page 2, line 8, strike "C.R.S.," and substitute "C.R.S.;".

Page 2, line 9, strike "C.R.S.," and substitute "C.R.S.;".

Page 2, line 11, strike "C.R.S.," and substitute "C.R.S.;".

Page 2, line 12, after "C.R.S.," insert "AS LONG AS THE MESSAGE

THERAPIST'S SERVICES ARE REASONABLE AND NECESSARY OR THE PATIENT HAS BEEN REFERRED TO THE MASSAGE THERAPIST BY A LICENSED PHYSICIAN, CHIROPRACTOR, PHYSICAL THERAPIST, OR OCCUPATIONAL THERAPIST,".

Page 2, after line 24, insert:

"(3) A CARRIER SHALL NOT INCREASE INSURANCE PREMIUMS AS A RESULT OF THE COPAYMENT LIMITATIONS IN SUBSECTIONS (1) AND (2) OF THIS SECTION."

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB14-1224** be **referred** to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB14-1040** be **postponed indefinitely**.

SENATE SERVICES REPORT

Correctly Rerevised: HB14-1065 and 1121.
Correctly Enrolled: SB14-039, 048 and 076.

MESSAGE FROM THE HOUSE

March 5, 2014

Madam President:

The House has voted to concur in the Senate amendments to HB14-1051, 1052, 1073, 1122 and has repassed the bills as so amended.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-018 by Senator(s) Lambert; also Representative(s) Ryden--Concerning celebration of Colorado Civil Air Patrol Day.

Laid over until Monday, March 10, retaining its place on the calendar.

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

SJR14-015 by Senator(s) Crowder; also Representative(s) Garcia and Navarro--Concerning the designation of a bridge that crosses the Arkansas River on Colorado State Highway 207 as "The SSGT Justin L. Vasquez Memorial Bridge".

On motion of Senator Crowder, the resolution was read at length.

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

Amend printed joint resolution, page 2, line 31, strike "south" and substitute "north".

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

YES	33	NO	0	EXCUSED	2	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	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	E
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	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Senate in recess. Senate reconvened.

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

**GENERAL 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:

HB14-1229 by Representative(s) Kagan and Wright, Buckner, Conti, Gardner, Lawrence, Salazar, Swalm; also Senator(s) Johnston and King--Concerning authorizing sharing information between state and local government agencies related to legal marijuana.

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

HB14-1215 by Representative(s) Ginal, Kraft-Tharp, McNulty, Navarro, Nordberg, Szabo, Williams, Melton, Ryden; also Senator(s) Tochtrop--Concerning the ability of a federal home loan bank to enforce its rights with regard to collateral subject to a security agreement.

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

HB14-1183 by Representative(s) Fields, Garcia, Becker, Buckner, Court, Duran, Exum, Fischer, Foote, Ginal, Labuda, Lee, May, McLachlan, Melton, Mitsch Bush, Moreno, Pabon, Peniston, Pettersen, Ryden, Salazar, Schafer, Tyler, Vigil, Williams; also Senator(s) Jones--Concerning the reinstatement of the authority for active military personnel to practice professionally.

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 Guzman, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	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	E	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: HB14-1229, HB14-1215, HB14-1183.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB14-023) of Thursday, March 6 was laid over until Wednesday, March 12, retaining its place on the calendar.

INTRODUCTION OF MEMORIALS

The following memorial was read by title:

SJM14-001 by Senator(s) Steadman, Carroll, Cadman, Heath; also Representative(s) Court--
Memorializing former Senator Ken Gordon.

Laid over until Tuesday, March 11, retaining its place on the calendar.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1018, 1022.

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were
read and assigned to committee as follows:

March 3, 2014

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of
Colorado, I have the honor to designate, reappoint and submit to your consideration, the
following:

MEMBERS OF THE
WORKERS' COMPENSATION COST
CONTAINMENT BOARD

for terms expiring December 13, 2016:

Sarah Hayes of Lafayette, Colorado, representing executives with good risk
management experience in the insurance industry, and as Democrat, appointed;

Edward Dean Davis of Centennial, Colorado, representing employers with good risk
management experience with respect to their workers' compensation insurance, and as
a Democrat, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/4/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

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March 6, 2014

To the Honorable Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint and submit to your consideration, the following:

MEMBER OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2017:

Courtney Lee Frazier of Parker, Colorado, to serve as an at large member from tourism-based industries, and from a small community, and occasioned by the resignation of Anne Catherine Klein of Durango, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/6/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy



On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday, March 7, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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