

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

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20th Legislative Day

Monday, January 27, 2014

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Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.

Call to Order By the President *pro tem* at 10:00 a.m.

Pledge By Senator Zenzinger.

Musical Presentation Pueblo Veterans Ritual Team.  
Henry LaFebre and Merissa Valdez, Buglers.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Rivera, reading of the Journal of Friday, January 24, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.

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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 balance of the calendar of Monday, January 27 was laid over until Tuesday, January 28, retaining its place on the calendar.

Third Reading of Bills -- Final Passage: SB14-028, SB14-020, SB14-007.  
General Orders -- Second Reading of Bills -- Consent Calendar: SB14-048.  
General Orders -- Second Reading of Bills: SB14-067.  
Consideration of Governor's Appointments:  
Members of the Board of Assessment Appeals.  
Members of the Fire and Police Pension Association Board of Directors.

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Senate in recess. Senate reconvened.

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**SENATE SERVICES REPORT**

**Correctly Printed:** SB14-097, 098, 099, 100, 101, 102 and 103.  
**Correctly Engrossed:** SB14-007, 020 and 028; SJR14-003.  
**Correctly Reengrossed:** SB14-009, 025 and 026.

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**MESSAGE FROM THE HOUSE**

January 24, 2014

Madam President:

The House has adopted and transmits herewith HJR14-1004, and amended as printed in House Journal, January 24.

The House has adopted and returns herewith SJR14-003.

January 27, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1020.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1074, amended as printed in House Journal, January 24, page 98. HB14-1059, amended as printed in House Journal, January 24, page 98. HB14-1031, amended as printed in House Journal, January 24, page 98.

The House has adopted and transmits herewith HJR14-1005, 1007, 1008.

The House has adopted and transmits herewith HJR14-1006, and amended as printed in House Journal, January 27.

**MESSAGE FROM THE REVISOR OF STATUTES**

January 27, 2014

We herewith transmit:

Without comment, HB14-1020.  
Without comment, as amended, HB14-1031, 1059, and 1074.

**INTRODUCTION OF RESOLUTIONS**

The following resolutions were read by title and referred to the committee indicated:

**SJR14-004** by Senator(s) Schwartz; also Representative(s) Fischer--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.  
Agriculture, Natural Resources, & Energy

**SR14-002** by Senator(s) Heath, Carroll, Cadman; --Concerning changes to the Rules of the Senate, and, in connection therewith, permitting the referral of bills allocating additional legislative staff resources to the Legislative Council as a committee of reference and authorizing committees of reference to recommend that a confirmation of a governor's appointment be placed on the consent calendar.

Laid over until Wednesday, January 29, retaining its place on the calendar.

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

Laid over until Wednesday, January 29, retaining its place on the calendar.

**HJR14-1005** by Representative(s) Ryden and Wright, Conti, Exum, Foote, Garcia, Ginal, Kraft-Tharp, Lawrence, Lee, McCann, Melton, Moreno, Nordberg, Pabon, Peniston, Primavera, Schafer, Williams, Young; also Senator(s) Todd and Cadman--Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

Laid over until Wednesday, January 29, retaining its place on the calendar.

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**HJR14-1006** by Representative(s) Melton and Landgraf, Becker, Buck, Buckner, Conti, Coram, Court, DelGrosso, Dore, Duran, Everett, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Gardner, Gerou, Ginal, Hamner, Holbert, Hullinghorst, Humphrey, Joshi, Kagan, Kraft-Tharp, Labuda, Lawrence, Lebsock, Lee, May, McCann, McLachlan, McNulty, Mitsch Bush, Moreno, Murray, Navarro, Nordberg, Pabon, Peniston, Pettersen, Primavera, Priola, Rankin, Rosenthal, Ryden, Saine, Salazar, Schafer, Scott, Singer, Sonnenberg, Stephens, Swalm, Szabo, Tyler, Vigil, Waller, Williams, Wilson, Wright, Young; also Senator(s) Heath and Balmer--Concerning recognition of military personnel from Colorado who have served in Operation New Dawn and Operation Enduring Freedom and in the Global War on Terrorism, and honoring those who have died while serving their country in Iraq, Afghanistan, and elsewhere around the world.

Laid over until Wednesday, January 29, retaining its place on the calendar.

**HJR14-1007** by Representative(s) Garcia and Navarro, Vigil, Duran, Kraft-Tharp, Lebsock, Lee, Melton, Nordberg, Pabon, Rosenthal, Singer, Wright, Young; also Senator(s) Ulibarri and Rivera, Crowder--Concerning the U.S.S. Pueblo.

Laid over until Wednesday, January 29, retaining its place on the calendar.

**HJR14-1008** by Representative(s) Exum and Stephens, Conti, Foote, Garcia, Ginal, Kraft-Tharp, Lawrence, McLachlan, Moreno, Nordberg, Pabon, Peniston, Pettersen, Primavera, Schafer, Williams, Young; also Senator(s) Nicholson and Roberts--Concerning the Colorado National Guard and, in connection therewith, honoring Guard members for their firefighting and flood recovery efforts.

Laid over until Wednesday, January 29, retaining its place on the calendar.

## INTRODUCTION OF BILLS -- FIRST READING

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

**SB14-104** by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Duran, May, Gerou-- Concerning the disposition of disputed payments of tobacco litigation settlement moneys received by the state.  
Appropriations

**SB14-105** by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Duran and Gerou, May-- Concerning the elimination of the requirement that a portion of the fees collected for the water resources cash fund be transferred to the state general fund.  
Appropriations

**SB14-106** by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May-- Concerning the appropriation of federal mineral lease moneys from the local government permanent fund to the department of local affairs.  
Appropriations

**SB14-107** by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Duran, May, Gerou-- Concerning the continuation of the department of law's authority to accept gifts, grants, and donations.  
Appropriations

**SB14-108** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Duran, May-- Concerning the department of personnel revolving fund, and, in connection therewith, setting an alternative target reserve for the fund and restricting the spending of the capital outlay reserve.  
Appropriations

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<b>SB14-109</b>	by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May, Duran, Gerou-- Concerning the use of the prevention, early detection, and treatment fund, and, in connection therewith, eliminating the annual transfer of two million dollars from the fund to the department of health care policy and financing for medicaid disease management and treatment programs that address cancer, heart disease, and lung disease or risk factors associated with those diseases and increasing the amount annually appropriated from the fund to the prevention services division of the department of public health and environment for the cancer, cardiovascular disease, and chronic pulmonary disease prevention, early detection, and treatment program by two million dollars. Appropriations	1 2 3 4 5 6 7 8 9 10 11 12
<b>SB14-110</b>	by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Duran, May-- Concerning the general assembly's development of recommendations regarding new methods of financing the state's ongoing capital construction needs. Appropriations	13 14 15 16 17 18
<b>SB14-111</b>	by Senator(s) Brophy; --Concerning the ability of a health insurer to offer to Colorado consumers a small employer health benefit plan that is approved for issuance in another state. State, Veterans, & Military Affairs	19 20 21 22 23 24
<b>SB14-112</b>	by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Duran and Gerou, May-- Concerning a requirement that all financial assistance awarded from the public school capital construction assistance fund under the "Building Excellent Schools Today Act" be subject to annual appropriation. Education	25 26 27 28 29 30 31
<b>SB14-113</b>	by Senator(s) Harvey, Grantham, Lambert, Marble, Baumgardner, Brophy, Cadman, Crowder, Herpin, Hill, Lundberg, Scheffel; --Concerning the prohibition of discrimination against employees based on labor union participation. State, Veterans, & Military Affairs	32 33 34 35 36 37
<b>SB14-114</b>	by Senator(s) Todd, Newell, Kefalas, Kerr, Lundberg; also Representative(s) Hamner and Holbert--Concerning expanding access for all students to Colorado state university - global campus. Education	38 39 40 41 42 43
<b>SB14-115</b>	by Senator(s) Roberts and Schwartz; also Representative(s) Fischer and Coram-- Concerning procedural requirements applicable to state water plans. Agriculture, Natural Resources, & Energy	44 45 46 47 48
<b>SB14-116</b>	by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May, Duran, Gerou-- Concerning the range of initiative petition signatures that requires the secretary of state to do a line-by-line verification. State, Veterans, & Military Affairs	49 50 51 52 53 54
<b>SB14-117</b>	by Senator(s) Jahn; also Representative(s) Fischer--Concerning the reauthorization of the regulation of real estate appraisers by the board of real estate appraisers through a recreation and reenactment of the relevant statutes incorporating no substantive amendments other than those approved during the first regular session of the 69th general assembly. Business, Labor, & Technology	55 56 57 58 59 60 61 62
<b>SB14-118</b>	by Senator(s) Steadman; --Concerning improving protections for individuals with disabilities. Judiciary	63 64 65 66 67
<b>SB14-119</b>	by Senator(s) Heath and Cadman; also Representative(s) Hullinghorst and DelGrosso-- Concerning the decriminalization of certain prohibited practices by persons engaged in lobbying. State, Veterans, & Military Affairs	68 69 70 71 72

<b>SB14-120</b>	by Senator(s) Hodge; also Representative(s) May--Concerning the continuous appropriation of certain amounts in the state employee workers' compensation account in the risk management fund. Appropriations	1 2 3 4 5 6
<b>SB14-121</b>	by Senator(s) Lambert; also Representative(s) Young--Concerning financial assistance for local governments after a declared disaster emergency. Local Government	7 8 9 10 11
<b>SB14-122</b>	by Senator(s) Hill; also Representative(s) Wright--Concerning the creation of a credit for tobacco products that a distributor sells to an out-of-state consumer. Health & Human Services Finance	12 13 14 15 16 17
<b>SB14-123</b>	by Senator(s) Guzman; also Representative(s) Kagan--Concerning the authority of the peace officers standards and training board, and, in connection therewith, providing additional rule-making authority; raising the maximum fee for certification and skills exams; allowing awarding grants to nonprofit organizations; and denying certification for municipal violations. Judiciary	18 19 20 21 22 23 24 25
<b>SB14-124</b>	by Senator(s) Zenzinger; also Representative(s) Fields--Concerning programs to develop leaders for low-performing public schools. Education	26 27 28 29 30
<b>SB14-125</b>	by Senator(s) Jahn and Harvey, Baumgardner, Cadman, Crowder, Grantham, Herpin, Hodge, Johnston, Lambert, Marble, Newell, Rivera, Steadman, Todd, Zenzinger; also Representative(s) Pabon and Szabo--Concerning the regulation of transportation network companies, and, in connection therewith, requiring transportation network companies to carry liability insurance, conduct background checks on transportation network company drivers, inspect transportation network company vehicles, and obtain a permit from the public utilities commission. Business, Labor, & Technology	31 32 33 34 35 36 37 38 39 40
<b>SB14-126</b>	by Senator(s) King; --Concerning the reclassification of the state lottery division as a type 1 agency. Finance	41 42 43 44 45
<b>SB14-127</b>	by Senator(s) Roberts; also Representative(s) Dore--Concerning statewide radio communications, and, in connection therewith, directing the department of public safety to perform a communications needs assessment and recreating the consolidated communications system authority as a new standing public safety communications subcommittee under the homeland security and all-hazards senior advisory committee in the division of homeland security and emergency management in that department. Judiciary	46 47 48 49 50 51 52 53 54
<b>SB14-128</b>	by Senator(s) Herpin; --Concerning modifications to the "Naturopathic Doctor Act", and, in connection therewith, allowing registration by naturopaths who do not satisfy the current education and examination criteria for obtaining a registration, eliminating certain areas of practice, and adding members to the advisory committee. Health & Human Services	55 56 57 58 59 60 61
<b>SB14-129</b>	by Senator(s) Steadman; also Representative(s) May--Concerning changes to criminal provisions related to marijuana. Judiciary	62 63 64 65 66
<b>SB14-130</b>	by Senator(s) Tochtrop; also Representative(s) Primavera--Concerning an increase to the personal needs allowance for persons in nursing care facilities. Health & Human Services	67 68 69 70 71 72

<b>SB14-131</b>	by Senator(s) King; --Concerning the removal of certain identifying information from a motor vehicle registration card. Judiciary	1 2 3 4 5
<b>SB14-132</b>	by Senator(s) Crowder and Ulibarri; also Representative(s) Gardner and Exum, Garcia-- Concerning the repeal of the requirement that a soldier be killed while deployed to a combat zone to issue a fallen soldier license plate. State, Veterans, & Military Affairs	6 7 8 9 10
<b>SB14-133</b>	by Senator(s) Newell, Guzman, Todd; also Representative(s) Melton, Fields, Hullinghorst-- Concerning the regulation of private investigators by the department of regulatory agencies. Judiciary	11 12 13 14 15
<b>SB14-134</b>	by Senator(s) Hodge, Steadman, Lambert; also Representative(s) May and Gerou, Duran-- Concerning the repeal of statutory fee schedules applicable to water quality. Appropriations	16 17 18 19 20
<b>SB14-135</b>	by Senator(s) Brophy, Grantham, Harvey, Renfroe, Lambert, Herpin, Scheffel, Rivera, Baumgardner, Cadman, Crowder, King, Lundberg; also Representative(s) Wright, Nordberg, Humphrey, Priola, Dore, Everett, Gardner, Holbert, McNulty, Rankin, Saine, Scott, Sonnenberg, Szabo--Concerning the repeal of certain provisions concerning the purchasing of firearms in states that are contiguous to Colorado. State, Veterans, & Military Affairs	21 22 23 24 25 26 27 28
<b>SB14-136</b>	by Senator(s) Marble, Brophy, Grantham, Rivera, Herpin, Harvey, Hill, Baumgardner, Crowder, Lambert, Lundberg, Scheffel; also Representative(s) Saine, Humphrey, Everett, Holbert, Nordberg, Rankin, Wilson--Concerning implementation of standards-based education, and, in connection therewith, delaying administration of new statewide assessments by one year and creating a task force to study implementation of Colorado academic standards. Education	29 30 31 32 33 34 35 36 37
<b>SB14-137</b>	by Senator(s) Jahn; also Representative(s) McNulty--Concerning certification of workers' compensation insurance forms. Business, Labor, & Technology	38 39 40 41 42
<b>SB14-138</b>	by Senator(s) Kefalas and Lundberg, Jones, Nicholson; also Representative(s) Sonnenberg and Foote, Humphrey, Singer, Young, Saine--Concerning civil immunity for community volunteers assisting at an emergency. State, Veterans, & Military Affairs	43 44 45 46 47 48
<b>SB14-139</b>	by Senator(s) Scheffel; --Concerning state-supported financing for charter school capital construction, and, in connection therewith, making an appropriation from the state education fund to the state charter school debt reserve fund. State, Veterans, & Military Affairs	49 50 51 52 53 54
<b>SB14-140</b>	by Senator(s) Hill; --Concerning a prohibition on the exercise of lien rights under the "Colorado Common Interest Ownership Act" by unit owners' associations that do not elect to be covered by the entire act. State, Veterans, & Military Affairs	55 56 57 58 59 60
<b>HB14-1004</b>	by Representative(s) Foote and Humphrey, Singer; also Senator(s) Nicholson and Lambert, Lundberg--Concerning emergency management, and, in connection therewith, eliminating and reorganizing two entities within the division of homeland security and emergency management in the department of public safety and authorizing the governor to provide individual assistance during a disaster absent a presidential declaration of the same. Local Government	61 62 63 64 65 66 67 68
<b>HB14-1027</b>	by Representative(s) Fischer, Lee, Mitsch Bush, Primavera, Tyler; also Senator(s) Jones, Todd--Concerning the clarification of the definition of a plug-in electric motor vehicle. Transportation	69 70 71 72

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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday,  
January 28, 2014.

Approved:

Morgan Carroll  
President of the Senate

Attest:

Cindi L. Markwell  
Secretary of the Senate

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