

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

17th Legislative Day Friday, January 24, 2014

- Prayer 10
 By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver. 11
- Call to Order 12
 By the President *pro tem* at 9:00 a.m. 13
- Pledge 14
 By Senator Rivera. 15
- Roll Call 16
 Present--30 17
 Absent--1, Nicholson. 18
 Excused--4, Balmer, Brophy, Grantham, Renfroe. 19
 Present later--1, Nicholson. 20
- Quorum 21
 The President announced a quorum present. 22
- Reading of Journal 23
 On motion of Senator Ulibarri, reading of the Journal of Thursday, January 23, 2014, was 24
 dispensed with and the Journal was approved as corrected by the Secretary. 25

COMMITTEE OF REFERENCE REPORTS

- Education 26
 After consideration on the merits, the Committee recommends that **SB14-002** be referred 27
 to the Committee on Finance with favorable recommendation. 28
- Education 29
 After consideration on the merits, the Committee recommends that **SB14-004** be referred 30
 to the Committee of the Whole with favorable recommendation. 31
- Education 32
 The Committee on Education has had under consideration and has had a hearing on the 33
 following appointments and recommends that the appointments be confirmed: 34

**MEMBERS OF THE
COLORADO SCHOOL OF MINES, BOARD OF TRUSTEES**

effective December 31, 2013, for terms expiring December 31, 2017: 35

Stewart A. Bliss of Denver, Colorado, a Republican who is not a graduate of the Colorado 36
 School of Mines, reappointed; 37

Thomas E. Jorden of Centennial, Colorado, an Unaffiliated graduate of the Colorado 38
 School of Mines, appointed. 39

- Education 40
 The Committee on Education has had under consideration and has had a hearing on the 41
 following appointments and recommends that the appointments be confirmed: 42

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MEMBERS OF THE
COLORADO EDUCATIONAL AND CULTURAL
FACILITIES AUTHORITY BOARD OF DIRECTORS

for terms expiring June 30, 2017:

William T. Pound of Castle Pines, Colorado, appointed;

Dan Jay Wilson of Broomfield, Colorado, appointed.

Trans-
portation

After consideration on the merits, the Committee recommends that **SB14-060** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 3, line 27, strike "A" and substitute "ANY".

Page 4, after line 12 insert:

"**SECTION 3. Effective date.** This act takes effect July 1, 2014."

Renumber succeeding section accordingly.

Trans-
portation

After consideration on the merits, the Committee recommends that **SB14-053** be **postponed indefinitely**.

Finance

After consideration on the merits, the Committee recommends that **SB14-036** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 1, strike "TWENTY-FIVE" and substitute "TEN".

Finance

After consideration on the merits, the Committee recommends that **SB14-027** be **referred** to the Committee on Appropriations with favorable recommendation.

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **SB14-052** be **referred** to the Committee of the Whole with favorable recommendation.

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **SB14-076** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend printed bill, page 5, line 9, strike "34-32-112.5 (3) (d)." and substitute "34-32-112.5".

Agriculture,
Natural
Resources, &
Energy

The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2017:

Jeanne Horne of Meeker, Colorado, as a representative of sports persons and outfitters and west of the Continental Divide, reappointed; and

James C. Pribyl of Boulder, Colorado, as a member at large, reappointed.

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SENATE SERVICES REPORT

Correctly Engrossed: SB14-009, 025 and 026.

MESSAGE FROM THE HOUSE

January 23, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1027.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1004, amended as printed in House Journal, January 22, page 84.

MESSAGE FROM THE REVISOR OF STATUTES

January 23, 2014

We herewith transmit:

Without comment, HB14-1027.

Without comment, as amended, HB14-1004.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-097** by Senator(s) Tochtrop; --Concerning the immunity of public agencies against liability arising from the wildfire mitigation activities of insurance companies.
Local Government
- SB14-098** by Senator(s) Zenzinger; also Representative(s) Foote and Schafer--Concerning clarifications to statutory language on crimes against at-risk elders.
Judiciary
- SB14-099** by Senator(s) Hodge; also Representative(s) May--Concerning a provisional physical therapist license.
Health & Human Services
- SB14-100** by Senator(s) Baumgardner and Herpin, Balmer, Brophy, Cadman, Crowder, Grantham, Harvey, Hill, King, Lambert, Lundberg, Marble, Renfroe, Rivera, Roberts, Scheffel; -- Concerning repealing certain provisions concerning large-capacity ammunition magazines.
State, Veterans, & Military Affairs
- SB14-101** by Senator(s) Kefalas; also Representative(s) Ginal--Concerning establishment of the unauthorized use of certain veterinary technician titles as a deceptive trade practice under the "Colorado Consumer Protection Act".
Health & Human Services

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SB14-102 by Senator(s) Ulibarri; --Concerning the addition of employment positions held at financial institutions to the circumstances under which an employer may use consumer credit information for employment purposes.
 Judiciary

SB14-103 by Senator(s) Guzman; also Representative(s) Fischer--Concerning the phase-out of the sale of certain low-efficiency plumbing fixtures.
 Agriculture, Natural Resources, & Energy

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.

CONSIDERATION OF RESOLUTIONS

SJR14-003 by Senator(s) Kefalas; also Representative(s) Sonnenberg--Concerning the designation of Colorado 4-H Day.

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

YES	30	NO	0	EXCUSED	4	ABSENT	1
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	A	Ulibarri	Y
Grantham	E	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, Baumgardner, Cadman, Carroll, Crowder, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kerr, King, Lambert, Lundberg, Marble, Newell, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

**THIRD READING OF BILLS -- FINAL PASSAGE --
 CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB14-026 by Senator(s) Hodge, Brophy, Jones, Roberts, Schwartz; also Representative(s) Vigil, Coram, Fischer, Mitsch Bush, Sonnenberg--Concerning the removal of certain statutory printing requirements for information provided by the division of water resources.

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

YES	30	NO	0	EXCUSED	4	ABSENT	1
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	A	Ulibarri	Y
Grantham	E	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	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: Guzman, Tochtrop and Ulibarri.

SB14-025 by Senator(s) Hodge, Brophy, Jones, Roberts, Schwartz; also Representative(s) Fischer, Coram, Mitsch Bush, Sonnenberg, Vigil--Concerning grants for domestic wastewater treatment works for small communities.

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

YES	30	NO	0	EXCUSED	4	ABSENT	1
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	A	Ulibarri	Y
Grantham	E	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	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: Guzman, Heath, Kefalas, Newell, Tochtrop, Todd and Zenzinger.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the title of the following bill was publicly read, the reading at length having been dispensed with by unanimous consent:

SB14-009 by Senator(s) Hodge; also Representative(s) Moreno--Concerning a disclosure of possible separate ownership of the mineral estate in the sale of real property.

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

YES	30	NO	0	EXCUSED	4	ABSENT	1
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	A	Ulibarri	Y
Grantham	E	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	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, Crowder, Guzman, Heath, Jahn, Kefalas, Kerr, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

Committee of the Whole On motion of Senator Schwartz, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Schwartz 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:

SB14-028 by Senator(s) Jones; also Representative(s) Duran and Tyler--Concerning an expansion of eligibility for the receipt of disbursements from the electric vehicle grant fund for the installation of electric vehicle charging stations.

Amendment No. 1, Transportation Committee Amendment.

(Printed in Senate Journal, January 22, page(s) 91 and placed in members' bill files.)

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

SB14-020 by Senator(s) Tochtrop; also Representative(s) Saine--Concerning administration of the motorcycle operator safety training program.

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

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

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

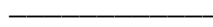
ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	30	NO	0	EXCUSED	4	ABSENT	1
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	A	Ulibarri	Y
Grantham	E	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: SB14-028 as amended, SB14-020, SB14-007.



On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, January 27, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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