

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

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93rd Legislative Day Thursday, April 10, 2014

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- Prayer 10  
 By the chaplain, Reverend Eric Smith, Park Hill United Methodist Church, Denver. 11
- Call to 12  
 Order 13  
 By the President *pro tem* at 9:00 a.m. 14
- Pledge 15  
 By Senator Ulibarri. 16
- Roll Call 17  
 Present--32 18  
 Excused--3, Cadman, Jones, King, 19  
 Present later--2, Cadman, Jones. 20
- Quorum 21  
 The President announced a quorum present. 22
- Reading of 23  
 Journal 24  
 On motion of Senator Herpin, reading of the Journal of Wednesday, April 9, 2014, was 25  
 dispensed with and the Journal was approved as corrected by the Secretary. 26

**COMMITTEE OF REFERENCE REPORTS**

- Business, 27  
 Labor, & 28  
 Technology 29  
 After consideration on the merits, the Committee recommends that **SB14-166** be **referred** 30  
 to the Committee on Appropriations with favorable recommendation. 31
- Education 32  
 The Committee on Education has had under consideration and has had a hearing on the 33  
 following appointment and recommends that the appointment be placed on the consent 34  
 calendar and confirmed: 35

MEMBER OF THE  
COLORADO COMMISSION ON HIGHER EDUCATION

- for a term expiring July 1, 2017: 36
- Regina Marie Rodriguez of Denver, Colorado, a resident of the 7th Congressional District 37  
 and a Democrat, reappointed. 38
- Education 39  
 After consideration on the merits, the Committee recommends that **SB14-167** be **amended** 40  
 as follows, and as so amended, be referred to the Committee on Appropriations with 41  
 favorable recommendation. 42

Amend printed bill, page 4, after line 23 insert:

"(3) THE GENERAL ASSEMBLY DECLARES THAT, FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION, THE OPPORTUNITY SCHOOLS PILOT INITIATIVE CREATED IN THIS ARTICLE IS A PROGRAM OF ACCOUNTABLE EDUCATION REFORM AND MAY THEREFORE RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION."

Page 9, strike line 5 and substitute "22-30.7-102 (9.5); EXCEPT THAT A MULTI-DISTRICT ON-LINE SCHOOL THAT OPERATES ONE OR MORE

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LEARNING CENTERS AS PROVIDED IN SECTION 22-30.7-111 MAY APPLY TO PARTICIPATE IN THE INITIATIVE."

Education After consideration on the merits, the Committee recommends that **HB14-1345** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Education After consideration on the merits, the Committee recommends that **HB14-1291** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Education After consideration on the merits, the Committee recommends that **SB14-168** be referred to the Committee of the Whole with favorable recommendation.

Judiciary The Committee on Judiciary has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE JUVENILE PAROLE BOARD

for a term expiring November 15, 2018:

David Owen Sleigh of Grand Junction, Colorado, to serve as a public member/not employed by state government, appointed.

Judiciary After consideration on the merits, the Committee recommends that **SB14-174** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 5, after the period insert "THE INITIAL FELLOWSHIPS WILL BE AWARDED IN FISCAL YEAR 2015-16."

Judiciary After consideration on the merits, the Committee recommends that **HB14-1302** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that **HB14-1131** be postponed indefinitely.

Health & Human Services After consideration on the merits, the Committee recommends that **SB14-173** be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **HB14-1290** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Health & Human Services After consideration on the merits, the Committee recommends that **HB14-1227** be referred to the Committee on Finance with favorable recommendation.

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**SENATE SERVICES REPORT**

**Correctly Printed:** SB14-186.  
**Correctly Rerevised:** HB14-1299.

Senate in recess. Senate reconvened.

Upon request of Majority Leader Heath, **SB14-152** was removed from the General Orders--Second Reading of Bills Consent Calendar of Thursday, April 10 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Thursday, April 10.

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

**HB14-1295** by Representative(s) McCann, Williams, Exum, Fields, Labuda, Lebsock, Lee, Rosenthal, Ryden, Salazar; also Senator(s) Ulibarri--Concerning residential mortgage foreclosures, and, in connection therewith, requiring a single point of contact and prohibiting dual tracking.

Amendment No. 1, Judiciary Committee Amendment.  
(Printed in Senate Journal, April 8, page(s) 657 and placed in members' bill files.)

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

**HB14-1312** by Representative(s) Williams, Labuda, Salazar, Garcia, Lebsock, Becker, Buckner, Court, Duran, Exum, Fields, Foote, Ginal, Hullinghorst, Kraft-Tharp, Lee, McCann, Melton, Moreno, Peniston, Pettersen, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri--Concerning efforts to reduce the number of foreclosures in Colorado, and, in connection therewith, continuing the foreclosure deferment program.

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

**SB14-152** by Senator(s) Jahn; also Representative(s) Melton--Concerning the standardization of financial transaction requirements applicable to insurers.

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

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

On motion of Senator Newell, 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	E	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: SB14-152, HB14-1295 as amended, HB14-1312.

Senate in recess. Senate reconvened.

**COMMITTEE OF REFERENCE REPORTS**

Legal Services After consideration on the merits, the Committee recommends that **HB14-1123** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 4, strike lines 13 through 17.

Finance After consideration on the merits, the Committee recommends that **HB14-1289** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance After consideration on the merits, the Committee recommends that **HB14-1221** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB14-151** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, strike lines 9 and 10 and substitute "THE BOARD. NO STATE AGENCY NOR ANY OTHER GOVERNMENTAL ENTITY, WITH THE EXCEPTION OF A FACILITY THAT IS OWNED OR OPERATED BY A GOVERNMENTAL AGENCY AND THAT IS LICENSED AS A NURSING CARE FACILITY UNDER SECTION 25-1.5-103 (1) (a) (I) (A), C.R.S., MAY APPLY FOR OR RECEIVE A GRANT UNDER THIS SUBSECTION (4).".

**MESSAGE FROM THE HOUSE**

April 10, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1354.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1292, amended as printed in House Journal, April 9, pages 883-887. HB14-1298, amended as printed in House Journal, April 9, pages 887-888. HB14-1159, amended as printed in House Journal, April 9, page 888.

The House has voted to concur in the Senate amendments to HB14-1299 and has repassed the bill as so amended.

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**MESSAGE FROM THE REVISOR OF STATUTES**

April 10, 2014

We herewith transmit:

Without comment, HB14-1354.  
Without comment, as amended, HB14-1159 and 1298.  
With comment, as amended, HB14-1292.

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**INTRODUCTION OF BILLS -- FIRST READING**

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

- SB14-187** by Senator(s) Aguilar and Roberts; also Representative(s) Stephens and Schafer--  
Concerning creation of the Colorado commission on affordable health care to analyze health care costs in Colorado.  
Health & Human Services
- SB14-188** by Senator(s) Schwartz and Baumgardner; also Representative(s) Fischer and Rankin--  
Concerning measures to effectuate the conservation of native species in Colorado, and, in connection therewith, making appropriations from the species conservation trust fund for purposes recommended by the department of natural resources.  
Agriculture, Natural Resources, & Energy
- 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.  
Appropriations

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**SB14-190** by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May--  
 Concerning criminal discovery, and, in connection therewith, creating a statewide discovery  
 sharing system, a criminal discovery surcharge, civil immunity for district attorneys that  
 make a good-faith effort to redact information from discovery documents, and making an  
 appropriation.  
 Judiciary

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**HB14-1013** by Representative(s) Lee and Foote; also Senator(s) Todd--Concerning the creation of the  
 advanced industries workforce development program, and, in connection therewith, making  
 and reducing appropriations.  
 Business, Labor, & Technology

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**HB14-1095** by Representative(s) Kagan and Gardner; also Senator(s) Newell--Concerning the Colorado  
 bureau of investigation's authority to investigate computer crime, and, in connection  
 therewith, making an appropriation.  
 Judiciary

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**HB14-1127** by Representative(s) Coram; also Senator(s) Hodge--Concerning disclosure of information  
 for asset recovery, and, in connection therewith, making an appropriation.  
 State, Veterans, & Military Affairs

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**HB14-1159** by Representative(s) Young and Dore, Fischer, Lebsock, McLachlan, Mitsch Bush, Vigil;  
 also Senator(s) Schwartz and Crowder--Concerning a state sales and use tax exemption for  
 components used in biogas production systems.  
 Agriculture, Natural Resources, & Energy  
 Finance

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**HB14-1199** by Representative(s) Williams, Szabo; also Senator(s) Jahn and Balmer--Concerning  
 changes to the regulation of consumer goods service contracts, and, in connection  
 therewith, making and reducing appropriations.  
 Business, Labor, & Technology

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**HB14-1275** by Representative(s) Duran and Coram, McLachlan; also Senator(s) Jahn and Roberts--  
 Concerning authorization for the parks and wildlife commission to purchase real property  
 to build a multi-use shooting facility.  
 Agriculture, Natural Resources, & Energy

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**HB14-1354** by Representative(s) Buckner and Gardner; also Senator(s) Aguilar and Crowder--  
 Concerning the ability of a county clerk and recorder to seek judicial review of final action  
 by the secretary of state relating to elections.  
 State, Veterans, & Military Affairs

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**SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS**

The President has signed: HB14-1057, 1141, 1282, 1308, 1337, 1340, 1341.

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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday,  
April 11, 2014.

Approved:

Morgan Carroll  
President of the Senate

Attest:

Cindi L. Markwell  
Secretary of the Senate

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