

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

112th Legislative Day

Tuesday, April 29, 2014

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Prayer	By the chaplain, Rabbi Eliot Baskin, Jewish Family Services of Colorado, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Herpin.	15
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Roll Call	Present--35	17
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Quorum	The President announced a quorum present.	19
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Reading of Journal	On motion of Senator Zenzinger, reading of the Journal of Monday, April 28, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	21
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Judiciary	After consideration on the merits, the Committee recommends that HB14-1296 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	31
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	Amend reengrossed bill, page 2, line 8, strike "THE" and substitute "SUBJECT TO AVAILABLE APPROPRIATIONS, THE".	35
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	Page 2, line 9, strike "HAVE THE".	38
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	Page 2, line 10, strike "POWER TO".	40
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	Page 2, line 22, strike "THE DIVISION SHALL PERFORM".	42
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	Page 2, strike lines 23 and 24.	44
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Judiciary	After consideration on the merits, the Committee recommends that HB14-1355 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	47
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Judiciary	After consideration on the merits, the Committee recommends that SB14-204 be postponed indefinitely .	51
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Appropriations	After consideration on the merits, the Committee recommends that HB14-1001 be referred to the Committee of the Whole with favorable recommendation.	55
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Appropriations	After consideration on the merits, the Committee recommends that HB14-1102 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	59
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	Amend the Education Committee Report, dated April 24, 2014, page 1, strike line 1 and substitute:	64
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	"Amend reengrossed bill, page 7, line 24, after "HOLDS" insert "OR IS WORKING TOWARD ATTAINING".	66
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Page 8 of the reengrossed bill, strike lines 20 and 21 and substitute".

Page 1 of the committee report, line 15, after "RETAIN" insert "ON AT LEAST A HALF-TIME BASIS".

Page 2 of the committee report, strike lines 1 through 6 and substitute: "Page 17 of the reengrossed bill, line 19, strike "REQUIRED" and substitute "DESCRIBED".

Page 17 of the reengrossed bill, strike lines 20 and 21 and substitute:".

Page 2 of the committee report, strike line 17 and substitute "SCREENING.

(c) AN ADMINISTRATIVE UNIT THAT HIRES A QUALIFIED PERSON ON AT LEAST A HALF-TIME BASIS TO ADMINISTER THE ADMINISTRATIVE UNIT'S GIFTED PROGRAMS AND IMPLEMENT THE ADMINISTRATIVE UNIT'S PROGRAM PLAN MAY APPLY TO THE DEPARTMENT FOR A GRANT TO OFFSET THE COSTS INCURRED IN EMPLOYING THE QUALIFIED PERSON ON A HALF-TIME BASIS. THE DEPARTMENT SHALL DISTRIBUTE MONEYS APPROPRIATED FOR THE COSTS OF EMPLOYING QUALIFIED PERSONS ON A HALF-TIME BASIS TO EACH ADMINISTRATIVE UNIT THAT APPLIES FOR A GRANT. THE AMOUNT OF EACH GRANT MUST BE EQUAL TO THE COSTS INCURRED BY THE APPLYING ADMINISTRATIVE UNIT IN EMPLOYING THE QUALIFIED PERSON ON A HALF-TIME BASIS.

(d) THE STATE BOARD SHALL PROMULGATE RULES AS NECESSARY".

Page 2 of the committee report, line 18, strike "THIS PARAGRAPH (c)," and substitute "PARAGRAPHS (b) AND (c) OF THIS SUBSECTION (2)".

Page 2 of the committee report, line 20, strike "THIS PARAGRAPH (c)." and substitute "PARAGRAPHS (b) AND (c) OF THIS SUBSECTION (2)".

Page 2 of the committee report, line 22, strike "THIS PARAGRAPH (c)." and substitute "PARAGRAPHS (b) AND (c) OF THIS SUBSECTION (2)".

Page 2 of the committee report, line 24, strike "SECTION." and substitute "SECTION.

(e) IF AN ADMINISTRATIVE UNIT IS CONDUCTING THE UNIVERSAL SCREENING AND THE SECOND SCREENING OR EMPLOYING A QUALIFIED PERSON IN GIFTED EDUCATION".

Page 17 of the reengrossed bill, line 24, strike "SUBPARAGRAPH (II) OF PARAGRAPH (a)" and substitute "PARAGRAPH (b) OR (c)".

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1124** be **postponed indefinitely**.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1161** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 12, line 4, strike "\$5,983" and substitute "\$5,279".

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1173** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1202** 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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Appropriations	After consideration on the merits, the Committee recommends that HB14-1276 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
Appropriations	After consideration on the merits, the Committee recommends that HB14-1297 be postponed indefinitely .	5 6 7 8
Appropriations	After consideration on the merits, the Committee recommends that HB14-1303 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	9 10 11 12 13
Appropriations	After consideration on the merits, the Committee recommends that HB14-1338 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	14 15 16 17 18
Appropriations	After consideration on the merits, the Committee recommends that HB14-1283 be referred to the Committee of the Whole with favorable recommendation.	19 20 21 22
Appropriations	After consideration on the merits, the Committee recommends that HB14-1357 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	23 24 25 26 27
Appropriations	After consideration on the merits, the Committee recommends that HB14-1358 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	28 29 30 31 32
Appropriations	After consideration on the merits, the Committee recommends that HB14-1368 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	33 34 35 36 37
Appropriations	After consideration on the merits, the Committee recommends that SB14-180 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	38 39 40 41 42
	Amend the Health and Human Services Committee Report, dated April 24, 2014, page 2, line 10, strike ""MARCH 1," and substitute ""JULY 1,".	43 44 45
	Page 4 of the committee report, strike lines 8 and 9 and substitute:	46 47
	"Page 9 of the bill, strike lines 14 through 27.	48 49
	Page 10 of the bill, strike lines 1 through 6."	50 51
	Page 4 of the committee report, line 21, strike "FEBRUARY 28," and substitute "JUNE 30,".	52 53 54
	Page 4 of the committee report, line 23, strike "FEBRUARY 28," and substitute "JUNE 30,".	55 56 57
	Page 4 of the committee report, strike line 24 and substitute:	58 59
	"Page 10 of the bill, line 23, strike "JULY 1, 2014." and substitute "JANUARY 1, 2016."."	60 61 62
	Page 4 of the committee report, before line 26 insert:	63 64
	""SECTION 5. Appropriation - adjustments to 2014 long bill.	65
	(1) For the implementation of this act, appropriations made in the annual general appropriation act to the department of public health and	66 67

environment, from the general fund, for the fiscal year beginning July 1, 2014, for the senior dental program, is decreased by \$55,000.

(2) In addition to any other appropriation, for the fiscal year beginning July 1, 2014, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2014, the sum of \$55,000 and 0.8 FTE, or so much thereof as may be necessary, for allocation to the executive director's office for personal services and operating expenses related to the implementation of this act."

Page 4 of the committee report, line 26, strike ""SECTION 5." and substitute "SECTION 6."

Page 5 of the committee report, line 3, strike "ACT." and substitute "ACT, AND MAKING AND REDUCING APPROPRIATIONS.".

Appropriations

After consideration on the merits, the Committee recommends that **SB14-211** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Senate Health and Human Services Committee Report dated April 24, 2014, page 1, line 2, after "Appropriation." insert "(1)".

Page 1, strike lines 7 through 12 and substitute "college opportunity fund program for fee-for-service contracts with state institutions.

(2) In addition to any other appropriation, there is hereby appropriated to the department of higher education, for the fiscal year beginning July 1, 2014, the sum of \$250,000, or so much thereof as may be necessary, for allocation to the regents of the university of Colorado for expenditures related to the implementation of this act. Said sum is from reappropriated funds out of the appropriation made in subsection (1) of this section."

Renumber succeeding section accordingly.

Page 1 of the bill, line 101, strike "CENTER." and substitute "CENTER, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **SB14-214** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1156** be referred to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SB14-215, 216 and 217.

Correctly Engrossed: SB14-155; SJR14-030 and 035.

Correctly Reengrossed: SB14-118, 159 and 206; SCR14-002.

Correctly Revised: HB14-1095, 1159, 1194, 1322 and 1323.

Correctly Rerevised: HB14-1011, 1014, 1072, 1170, 1205, 1211, 1213, 1216, 1221, 1307, 1327, 1328, 1329, 1330 and 1331.

Correctly Enrolled: SB14-030, 049, 123, 154 and 169.

**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:

HB14-1322 by Representative(s) McLachlan; also Senator(s) Roberts--Concerning the Colorado probate code.

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

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		

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

HB14-1323 by Representative(s) Primavera; also Senator(s) Lundberg and Kefalas--Concerning restrictions on the ability of a government entity to access an individual's personal medical information.

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

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		

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

Co-sponsor(s) added: Guzman, Heath, Herpin, Hodge, Lambert, Newell, Nicholson and Steadman.

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.

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

YES	31	NO	4	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	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		

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

Co-sponsor(s) added: Aguilar, Guzman, Hodge, Kerr, Newell, Nicholson and Steadman.

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.

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

YES	33	NO	2	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	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		

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

Co-sponsor(s) added: Herpin, King, Lambert and Todd.

SB14-155 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May and Duran, Gerou--Concerning grant funding for medical marijuana health effects studies.

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

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		

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

Co-sponsor(s) added: Aguilar, Crowder, Guzman, Heath, Kefalas, Kerr, Newell, Nicholson and Todd.

HB14-1194 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman--
Concerning the recreation of the legislative digital policy advisory committee.

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

YES	34	NO	1	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	N	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		

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

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB14-209, SB14-208, HB14-1353, HB14-1044, HB14-1363, and HB14-1362 were made Special Orders -- Consent Calendar at 9:25 a.m.

Committee of the Whole The hour of 9:25 a.m. having arrived, Senator Guzman 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 Guzman 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:

SB14-209 by Senator(s) Heath and Scheffel; also Representative(s) Tyler, Priola--Concerning the requirements for permissible investments by insurers in loans secured by interests in real estate.

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

SB14-208 by Senator(s) Jones; also Representative(s) Fields--Concerning the reinstatement of the authority for a veteran who has not been dishonorably discharged to practice professionally.

Removed from the Special Orders--Second Reading of Bills--Consent Calendar of Tuesday, April 29 and placed at the end of the General Orders--Second Reading of Bills Calendar of Wednesday, April 30.

HB14-1353 by Representative(s) Gardner; also Senator(s) Johnston--Concerning powers of appointment.

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

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HB14-1044 by Representative(s) Dore; also Senator(s) Tochtrop--Concerning consequences for a parolee who tampers with an electronic monitoring device that the parolee is required to wear as a condition of parole.

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

HB14-1363 by Representative(s) Gardner, Foote, Kagan, Labuda, Scott; also Senator(s) Roberts, Brophy, Guzman, Steadman--Concerning the nonsubstantive revision of statutes in the Colorado Revised Statutes, as amended, and, in connection therewith, amending or repealing obsolete, imperfect, and inoperative law to preserve the legislative intent, effect, and meaning of the law.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 28, page(s) 977 and placed in members' bill files.)

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

HB14-1362 by Representative(s) Moreno; also Senator(s) Ulibarri--Concerning great-grandparent visitation with great-grandchildren.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 28, page(s) 977 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 Guzman, 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: SB14-209, HB14-1353, HB14-1044, HB14-1363 as amended, HB14-1362 as amended.

Laid over to the end of the General Orders -- Second Reading of Bills Calendar, Wednesday, April 30: SB14-208.

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, and Senator Guzman 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:

HB14-1269 by Representative(s) Court and Williams, Becker, Fields, Fischer, Hullinghorst, Labuda, McCann, Melton, Moreno, Pabon, Peniston, Ryden, Salazar, Schafer; also Senator(s) Johnston--Concerning the circumstances under which a person who sells items subject to sales tax must collect such sales tax on behalf of the state.

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

(For further action, see roll call vote on **HB14-1269**.)

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.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 922 and placed in members' bill files.)

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

HB14-1359 by Representative(s) Ginal, Fields, Peniston, Primavera, Singer, Williams; also Senator(s) Aguilar--Concerning medication synchronization for patients who are prescribed multiple medications.

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

SB14-191 by Senator(s) Tochtrop; also Representative(s) (None)--Concerning the procedures for resolution of workers' compensation claims.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 900 and placed in members' bill files.)

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

HB14-1180 by Representative(s) Becker; also Senator(s) Tochtrop--Concerning the sunset review of the regulation of outfitters for the taking of wildlife by the director of the division of professions and occupations, and, in connection therewith, implementing the recommendations contained in the sunset report prepared by the department of regulatory agencies.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 791 and placed in members' bill files.)

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

HB14-1178 by Representative(s) Ferrandino and DelGrosso, Duran, Holbert, Kraft-Tharp, Lawrence, May, McNulty, Waller, Williams, Young; also Senator(s) Hodge and Grantham, Harvey, Scheffel, Steadman--Concerning a sales and use tax exemption for qualified property used in space flight, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 885 and placed in members' bill files.)

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

HB14-1278 by Representative(s) Rosenthal; also Senator(s) Tochtrop--Concerning continuation of the workers' compensation accreditation program administered by the division of workers' compensation, and, in connection therewith, implementing the recommendations of the 2013 sunset report by the department of regulatory agencies.

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

HB14-1270 by Representative(s) Lebsock; also Senator(s) Tochtrop--Concerning the sunset review of the licensing of pet animal facilities, and, in connection therewith, continuing the licensing functions of the commissioner of agriculture and making substantive changes to the regulatory statutes.

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

HB14-1333 by Representative(s) Fischer and Coram, Garcia, Lebsock, McLachlan, Becker, Mitsch Bush, Rankin, Scott, Sonnenberg, Vigil; also Senator(s) Schwartz and Harvey, Guzman, Jones, Tochtrop--Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation.

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

SB14-192 by Senator(s) Hodge; also Representative(s) (None)--Concerning the regulation of facilities licensed with regard to classified radioactive materials.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 922 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 936 and placed in members' bill files.)

Amendment No. 3(L.006), by Senator Crowder.

Amend printed bill, page 3, line 25, strike "facility, WHETHER ABOVE OR BELOW GROUND," and substitute "facility".

Amendment No. 4(L.008), by Senator Crowder.

Amend the Health & Human Services Committee Report, dated April 24, 2014, page 1, strike lines 3 through 5 and substitute:

"Page 3, line 21, strike "(1.6); and **add** (1.9)" and substitute "(1.6)".

Page 3, strike line 27.

Page 4, strike lines 1 through 3."

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

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HB14-1119 by Representative(s) McLachlan, Dore; also Senator(s) Hodge and Roberts--Concerning an income tax credit for the donation of food to a hunger-relief charitable organization, and, in connection therewith, reducing an appropriation. 1
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Amendment No. 1, Appropriations Committee Amendment. 4
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(Printed in Senate Journal, April 25, page(s) 931 and placed in members' bill files.) 6
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As amended, ordered revised and placed on the calendar for third reading and final passage. 8
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HB14-1227 by Representative(s) Ginal, Fields, Joshi, Landgraf, Primavera, Schafer, Singer; also Senator(s) Nicholson--Concerning the sunset review of the state board of dental examiners, and, in connection therewith, continuing the board, implementing the recommendations contained in the sunset report prepared by the department of regulatory agencies, and making an appropriation. 10
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Ordered revised and placed on the calendar for third reading and final passage. 17
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HB14-1101 by Representative(s) Tyler; also Senator(s) Schwartz--Concerning a partial business personal property tax exemption for community solar gardens. 19
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Ordered revised and placed on the calendar for third reading and final passage. 23
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HB14-1032 by Representative(s) Kagan, Lee; also Senator(s) Guzman, Ulibarri--Concerning the provision of defense counsel to juvenile offenders, and, in connection therewith, making and reducing appropriations. 25
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Amendment No. 1, Appropriations Committee Amendment. 30
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(Printed in Senate Journal, April 25, page(s) 931-932 and placed in members' bill files.) 32
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As amended, ordered revised and placed on the calendar for third reading and final passage. 34
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HB14-1016 by Representative(s) Ryden and Gardner, Kagan, May, McCann, Williams; also Senator(s) Todd and Grantham--Concerning the delivery of procurement technical assistance services. 37
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Ordered revised and placed on the calendar for third reading and final passage. 41
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HB14-1009 by Representative(s) Exum; also Senator(s) Nicholson--Concerning changing the wildfire mitigation income tax deduction to the wildfire mitigation income tax credit, and in connection therewith, making and reducing appropriations. 43
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Ordered revised and placed on the calendar for third reading and final passage. 48
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(For further action, see roll call vote on **HB14-1009**.) 50
51

(For further action, see amendments to the report of the Committee of the Whole.) 52
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HB14-1012 by Representative(s) Tyler and Gerou; also Senator(s) Kefalas--Concerning income tax credits that promote investment in Colorado advanced industries, and, in connection therewith, making and reducing appropriations. 54
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Amendment No. 1, Appropriations Committee Amendment. 58
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(Printed in Senate Journal, April 25, page(s) 932 and placed in members' bill files.) 60
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Amendment No. 2(L.007), by Senator Kefalas. 62
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Amend reengrossed bill, page 12, strike line 24 and substitute: 64
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"SECTION 4. Appropriation." 66
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As amended, ordered revised and placed on the calendar for third reading and final passage.

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 General Orders -- Second Reading of Bills Calendar (HB14-1294, HB14-1350, SB14-172, HB14-1300, HB14-1093, HB14-1356, SB14-195, HB14-1317, SB14-197, SB14-203, HB14-1175, HB14-1326, HB14-1310, SB14-190, HB14-1292, HB14-1298, SB14-205, SB14-177, SB14-178, HB14-1316, SB14-193) of Tuesday, April 29 was laid over until later in the day on Tuesday, April 29, retaining its place on the calendar.

ROLL CALL VOTE ON HB14-1009

HB14-1009 by Representative(s) Exum; also Senator(s) Nicholson--Concerning changing the wildfire mitigation income tax deduction to the wildfire mitigation income tax credit, and in connection therewith, making and reducing appropriations.

Minority Leader Cadman requested a roll call vote on **HB14-1009**.

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	N
Cadman	N	Jahn	N	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		

ROLL CALL VOTE ON HB14-1269

HB14-1269 by Representative(s) Court and Williams, Becker, Fields, Fischer, Hulinghorst, Labuda, McCann, Melton, Moreno, Pabon, Peniston, Ryden, Salazar, Schafer; also Senator(s) Johnston--Concerning the circumstances under which a person who sells items subject to sales tax must collect such sales tax on behalf of the state.

Minority Leader Cadman requested a roll call vote on **HB14-1269**.

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		

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1009 by Representative(s) Exum; also Senator(s) Nicholson--Concerning changing the wildfire mitigation income tax deduction to the wildfire mitigation income tax credit, and in connection therewith, making and reducing appropriations.

President Carroll moved to amend the Report of the Committee of the Whole to show that HB14-1009 was laid over to the afternoon General Orders -- Second Reading of Bills Calendar of April 29, 2014, retaining its place on the calendar.

A majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **passed** on the following roll call vote:

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		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	Y	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	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

The Committee of the Whole took the following action:

Passed on second reading: SB14-191 as amended, SB14-192 as amended, HB14-1269, HB14-1275 as amended, HB14-1359, HB14-1180 as amended, HB14-1178 as amended, HB14-1278, HB14-1270, HB14-1333, HB14-1119 as amended, HB14-1227, HB14-1101, HB14-1032 as amended, HB14-1016, HB14-1012 as amended.

Laid over until later in the day on Tuesday, April 29: HB14-1009, HB14-1294, HB14-1350, SB14-172, HB14-1300, HB14-1093, HB14-1356, SB14-195, HB14-1317, SB14-197, SB14-203, HB14-1175, HB14-1326, HB14-1310, SB14-190, HB14-1292, HB14-1298, SB14-205, SB14-177, SB14-178, HB14-1316, SB14-193.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (SJR14-031, SJR14-032, SJR14-033, SJR14-036, SR14-003, HJR14-1009, HJR14-1018, HJR14-1019) of Tuesday, April 29 was laid over until Monday, May 5, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-150 by Senator(s) Todd and Zenzinger, Crowder, Guzman, Johnston, Kefalas, Kerr, Newell, Nicholson, Schwartz, Steadman; also Representative(s) Hamner--Concerning the Colorado school counselor corps grant program, and, in connection therewith, making an appropriation.

Senator Todd moved that the Senate concur in House amendments to **SB14-150**, as printed in House journal, April 24, page(s) 1190. The motion was **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		

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	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	Y	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	Y		

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

SB14-129 by Senator(s) Steadman; also Representative(s) May--Concerning changes to criminal provisions related to marijuana, and, in connection therewith, making an appropriation.

Senator Steadman moved that the Senate concur in House amendments to **SB14-129**, as printed in House journal, April 24, page(s) 1190. The motion was **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		

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

YES	33	NO	2	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	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	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		

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

SB14-011 by Senator(s) Heath; also Representative(s) Hullinghorst--Concerning the Colorado energy research authority.

Majority Leader Heath moved that the Senate concur in House amendments to **SB14-011**, as printed in House journal, April 25, page(s) 1217-1218. The motion was **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		

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

YES	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	Y	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	Y		

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

SB14-015 by Senator(s) Kerr; also Representative(s) Young and Melton--Concerning the creation of a hospitality career grant program, and, in connection therewith, making an appropriation.

Senator Kerr moved that the Senate concur in House amendments to **SB14-015**, as printed in House journal, April 25, page(s) 1218. The motion was **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		

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

YES	23	NO	12	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	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	Y	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, as amended, was **repassed**.

SB14-064 by Senator(s) Ulibarri, Guzman; also Representative(s) Salazar--Concerning restricting the use of long-term isolated confinement for inmates with serious mental illness, and, in connection therewith, making an appropriation.

Senator Ulibarri moved that the Senate concur in House amendments to **SB14-064**, as printed in House journal, April 25, page(s) 1218. The motion was **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		

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

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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		

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

SB14-125

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, Becker, Coram, Foote, Garcia, Gardner, Hamner, Holbert, Hullinghorst, Joshi, Kagan, Landgraf, Lawrence, May, McCann, McNulty, Murray, Navarro, Nordberg, Priola, Rankin, Schafer, Scott, Singer, Stephens, Vigil, Williams, Wilson, Wright--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; and making an appropriation.

Senator Harvey moved that the Senate concur in House amendments to **SB14-125**, as printed in House journal, April 25, page(s) 1227-1232. The motion was **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		

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

YES	32	NO	3	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	N	Renfroe	Y	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, as amended, was **repassed**.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Heath, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
AIR QUALITY CONTROL COMMISSION

for terms expiring January 31, 2017:

Charles George Grobe of Craig, Colorado, to serve as a person with appropriate industrial experience, appointed;

Anthony Gerber of Denver, Colorado, to serve as a person with appropriate scientific experience, appointed;

Jeffrey Todd Mitchell of Aspen, Colorado, to serve as a person with appropriate scientific and technical experience, appointed.

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		

MEMBER OF THE
COLORADO TRAUMATIC BRAIN INJURY TRUST FUND BOARD

for a term expiring June 30, 2016:

Jeffrey Paul Cuthbert, PhD, MPH, MS, OT of Littleton, Colorado, appointed.

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		

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CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Tochtrop, the following Governor's appointments were confirmed by a roll call vote:

**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.

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		

On motion of Senator Jones, the following Governor's appointments were confirmed by a roll call vote:

**MEMBERS OF THE
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND**

for terms expiring April 15, 2017:

Natalie Jo Rogers of Yuma, Colorado, an Unaffiliated and resident of the 4th Congressional District, appointed;

James R. Spaanstra of Lakewood, Colorado, a Democrat and resident of the 7th Congressional District, reappointed;

Alan E. Schwartz of Snowmass Village, Colorado, a Democrat and resident of the 3rd Congressional District and West of the Continental Divide, reappointed;

Peggy E. Montano of Denver, Colorado, a Democrat and resident of the 1st Congressional District, reappointed; and

Jason B. Brinkley of Aurora, Colorado, a Republican and resident of the 6th Congressional District, appointed.

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		

On motion of Senator Jones, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2016:

Michael Andrew Dudick of Breckenridge, Colorado, to serve as a representative of private travel attractions and casinos, and occasioned by the resignation of Steven Craig Kaverman of Canon City, Colorado, appointed.

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		

On motion of Senator Kerr, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2015:

Robert Joseph LaPalme of Colorado Springs, Colorado, to serve as a representative of a parent of a student who is, or who has been, enrolled in an institute charter school, and as a Republican, and occasioned by the resignation of Donahue Cassius Quashie of Colorado Springs, Colorado, appointed.

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		

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

COMMITTEE OF REFERENCE REPORTS

Local Government

After consideration on the merits, the Committee recommends that **SB14-199** 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 6, after line 7 insert:

"Section 2.12. Establish policies, procedures, laws. THE BOARD OF SELECTMEN ACTING BY ORDINANCE, RESOLUTION, OR MOTION, AS APPROPRIATE AND CONSISTENT WITH THE TERRITORIAL CHARTER, SHALL ESTABLISH ALL POLICIES, PROCEDURES, LAWS, ORDINANCES, REGULATIONS, AND OTHER POLICY DIRECTIONS FOR THE TOWN."

Page 16, strike lines 23 and 24 and substitute "INCLUDING BUT NOT LIMITED TO A TOWN ADMINISTRATOR, TOWN COLLECTOR, TOWN ASSESSOR".

Page 18, line 6, strike "AND ASSIST".

Page 18, line 9, after "6.2" insert "**Absence of police judge at meeting.**".

Page 18, strike lines 14 through 25 and substitute:

"Section 6.3. Compensation. THE POLICE JUDGE MAY BE COMPENSATED IN THE SAME MANNER AS THE MEMBERS OF THE BOARD OF SELECTMEN IN ACCORDANCE WITH SECTION 31-4-406, COLORADO REVISED STATUTES."

Finance

After consideration on the merits, the Committee recommends that **HB14-1279** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB14-1349** be referred to the Committee of the Whole with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB14-1348** 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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Trans-
portation

After consideration on the merits, the Committee recommends that **HB14-1352** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 5, line 16, strike "MATERIALS." and substitute "MATERIALS WITH A DEMONSTRATED SALE TO A THIRD PARTY CUSTOMER."

Trans-
portation

After consideration on the merits, the Committee recommends that **HB14-1066** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, after line 25 insert:

"SECTION 2. In Colorado Revised Statutes, 42-2-114, **repeal** (4) (b); and **repeal and reenact, with amendments,** (2) as follows:

42-2-114. License issued - fees - repeal - rules. (2) (a) A FEE IS REQUIRED FOR THE ISSUANCE OF A DRIVER'S LICENSE TO A PERSON TWENTY-ONE YEARS OF AGE OR OLDER. THE DEPARTMENT SHALL SET THE FEE IN ACCORDANCE WITH SECTION 42-2-114.5. EXCEPT AS PROVIDED IN SUBSECTION (3) OF THIS SECTION, THE LICENSE EXPIRES ON THE APPLICANT'S BIRTHDAY IN THE FIFTH YEAR AFTER ISSUANCE OF THE LICENSE.

(b) THE DEPARTMENT SHALL TRANSFER THE FEE TO THE STATE TREASURER, WHO SHALL CREDIT THE FEE TO THE LICENSING SERVICES CASH FUND CREATED IN SECTION 42-2-114.5.

(c) NOTWITHSTANDING PARAGRAPH (b) OF THIS SUBSECTION (2):

(I) IF THE DRIVER'S LICENSE IS ISSUED BY THE OFFICE OF A COUNTY CLERK AND RECORDER IN A COUNTY WITH A POPULATION OF AT LEAST ONE HUNDRED THOUSAND INDIVIDUALS, THE COUNTY CLERK AND RECORDER SHALL RETAIN THE SUM OF EIGHT DOLLARS AND FORWARD THE REMAINDER TO THE DEPARTMENT FOR TRANSMISSION TO THE STATE TREASURER, WHO SHALL CREDIT THE REMAINDER OF THE FEE TO THE LICENSING SERVICES CASH FUND.

(II) IF THE DRIVER'S LICENSE IS ISSUED BY AN OFFICE OF A COUNTY CLERK AND RECORDER IN A COUNTY WITH A POPULATION OF FEWER THAN ONE HUNDRED THOUSANDS INDIVIDUALS, THE COUNTY CLERK AND RECORDER SHALL RETAIN THE SUM OF THIRTEEN DOLLARS AND SIXTY CENTS AND FORWARD THE REMAINDER TO THE DEPARTMENT FOR TRANSMISSION TO THE STATE TREASURER, WHO SHALL CREDIT THE REMAINDER OF THE FEE TO THE LICENSING SERVICES CASH FUND.

(d) IN ADDITION TO THE FEE ESTABLISHED IN PARAGRAPH (a) OF THIS SUBSECTION (2), A SURCHARGE OF TWO DOLLARS IS ADDED FOR ISSUANCE OF A DRIVER'S OR MINOR DRIVER'S LICENSE WITH A MOTORCYCLE ENDORSEMENT. THE DEPARTMENT SHALL TRANSFER THE SURCHARGE TO THE STATE TREASURER, WHO SHALL CREDIT IT TO THE MOTORCYCLE OPERATOR SAFETY TRAINING FUND, CREATED IN SECTION 43-5-504, C.R.S.

(e) IN ADDITION TO THE FEE ESTABLISHED IN PARAGRAPH (a) OF THIS SUBSECTION (2), A SURCHARGE IS ADDED FOR ISSUANCE OF A DRIVER'S OR MINOR DRIVER'S LICENSE WHEN AN APPLICANT RETAKES EITHER THE EXAMINATION OF KNOWLEDGE OF THE TRAFFIC LAWS OF THIS STATE OR THE DEMONSTRATION OF THE APPLICANT'S ABILITY TO EXERCISE ORDINARY AND REASONABLE CARE AND CONTROL IN THE OPERATION OF A MOTOR VEHICLE. THE DEPARTMENT SHALL SET THE SURCHARGE BY RULE IN AN AMOUNT TO OFFSET THE DIRECT AND INDIRECT COST OF GIVING THE EXAMINATION OR DEMONSTRATION. THE DEPARTMENT SHALL TRANSFER THE SURCHARGE TO THE STATE TREASURER, WHO SHALL CREDIT IT TO THE LICENSING SERVICES CASH FUND, CREATED IN SECTION 42-2-114.5.

~~(4) (b) (I) Prior to July 1, 2006, a surcharge of one dollar shall be added for issuance of a minor driver's license for which a motorcycle endorsement is requested which shall be credited to the motorcycle operator safety training fund created in section 43-5-504, C.R.S.~~

~~(II) On and after July 1, 2006, a surcharge of two dollars shall be~~

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~~added for issuance of a minor driver's license for which a motorcycle endorsement is requested which shall be credited to the motorcycle operator safety training fund created in section 43-5-504, C.R.S."~~

Renumber succeeding sections accordingly.

Page 6, strike lines 11 through 22 and substitute:

"SECTION 5. Effective date - applicability. (1) (a) Except as otherwise provided in this section, this act takes effect July 1, 2014.

(b) Section 1 of this act takes effect only if Senate Bill 14-194 does not become law.

(c) Section 2 of this act takes effect only if Senate Bill 14-194 becomes law.

(2) This act applies to driver's licenses issued on or after the applicable effective date of this act.

SECTION 6. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Trans-
portation

After consideration on the merits, the Committee recommends that **HB14-1334** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Trans-
portation

After consideration on the merits, the Committee recommends that **HB14-1301** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, line 9, strike "**program.**" and substitute "**program - repeal.**".

Page 4, line 23, after "(3.5)" insert "(a)".

Page 4, after line 25 insert:

"(b) (I) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF THIS SUBSECTION (3.5), FOR THE STATE FISCAL YEAR COMMENCING JULY 1, 2014, ALL OF THE GRANTS AWARDED MUST BE FOR NONINFRASTRUCTURE PROGRAMS.

(II) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JULY 1, 2015."

Page 4, strike line 26 and substitute:

"(5) (a) FOR THE FISCAL YEAR COMMENCING JULY 1, 2014, IF THE STATE RECEIVES FEDERAL MONEYS FOR".

Page 5, after line 2 insert:

"(b) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JULY 1, 2015."

Finance

After consideration on the merits, the Committee recommends that **HB14-1311** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 14, line 6, strike "ONE STATE FISCAL" and substitute "CALENDAR".

Page 14, line 9, strike "STATE FISCAL" and substitute "CALENDAR".

Page 14, line 14, strike "FISCAL" and substitute "CALENDAR".

Page 14, line 24, strike "NEW STATE FISCAL" and substitute "CALENDAR".

Page 15, line 19, strike "STATE FISCAL" and substitute "CALENDAR".

Page 16, line 9, strike "AWARDED" and substitute "ISSUED".

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Page 17, line 4, strike "SHALL" and substitute "MUST".	1
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Page 17, line 5, strike "STATE FISCAL" and substitute "CALENDAR".	3
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Page 20, line 3, strike "AWARDED" and substitute "ISSUED".	5
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Page 21, line 13, strike "AWARDING" and substitute "ISSUING".	7
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Page 21, line 16, strike "AWARDING" and substitute "ISSUING".	9
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Page 21, line 18, strike "GRANTED" and substitute "ISSUED".	11
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Page 21, line 26, strike "AWARDED" and substitute "ISSUED".	13
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Page 22, line 2, strike "OFFICE." and substitute "OFFICE; EXCEPT THAT THE OWNER OR A SUBSEQUENT TRANSFEREE MAY ONLY TRANSFER THE PORTION OF THE TAX CREDIT THAT HAS NEITHER BEEN APPLIED AGAINST THE INCOME TAX IMPOSED BY THIS ARTICLE NOR USED TO OBTAIN A REFUND.".	15
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Page 22, line 3, strike "AWARDED" and substitute "ISSUED".	21
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Page 22, line 6, after "CREDITS" insert "THAT HAVE NEITHER BEEN APPLIED AGAINST THE INCOME TAXES IMPOSED BY THIS ARTICLE NOR USED TO OBTAIN A REFUND".	23
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Page 22, line 10, after "CREDITS" insert "THAT HAVE NEITHER BEEN APPLIED AGAINST THE INCOME TAXES IMPOSED BY THIS ARTICLE NOR USED TO OBTAIN A REFUND".	27
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Page 22, line 13, strike "RETURN BY ANY OWNER." and substitute "RETURN.".	31
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Page 22, line 19, strike "CREDITS, AND THE" and substitute "CREDITS. A CERTIFICATION BY THE OFFICE OF THE OWNERSHIP AND THE AMOUNT OF TAX CREDITS MAY BE RELIED ON BY THE DEPARTMENT AND THE TRANSFEREE AS BEING ACCURATE, AND THE OFFICE SHALL NOT ADJUST THE AMOUNT OF TAX CREDITS AS TO THE TRANSFEREE; EXCEPT THAT THE OFFICE RETAINS ANY REMEDIES IT MAY HAVE AGAINST THE OWNER.".	34
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Page 22, line 20, after "OWNERSHIP" insert "AND AMOUNT".	41
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Page 22, strike lines 23 through 27.	43
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Page 23, strike lines 1 through 24.	45
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Reletter succeeding paragraph accordingly.	47
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Page 23, line 26, strike "AWARDED" and substitute "ISSUED".	49
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Page 24, line 1, strike "2016-17 STATE FISCAL YEAR," and substitute "TAX YEAR BEGINNING JANUARY 1, 2016,".	51
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Page 24, line 3, strike "2017-2018 STATE FISCAL YEAR," and substitute "TAX YEAR BEGINNING JANUARY 1, 2017,".	54
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Page 24, line 5, strike "2018-2019 STATE FISCAL YEAR," and substitute "TAX YEAR BEGINNING JANUARY 1, 2018,".	57
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Page 24, line 7, strike "2019-2020 STATE FISCAL YEAR," and substitute "TAX YEAR BEGINNING JANUARY 1, 2019,".	60
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Page 24, strike lines 9 and 10.	63
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Page 24, line 11, strike "(III)" and substitute "(II)".	65
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Page 24, strike line 12 and substitute "EARNED BEFORE JULY 1, 2016, BUT	67

THE OFFICE SHALL NOT ISSUE".

Page 25, line 2, strike "AWARDING" and substitute "ISSUING".

Page 25, strike lines 8 through 12.

Page 25, line 13, strike "(b)" and substitute "(15) (a)".

Page 25, line 20, strike "CREDIT" and substitute "TAX CREDITS".

Page 25, line 22, strike "(c)" and substitute "(b)".

Page 25, line 26, strike "SHALL" and substitute "MUST".

Finance After consideration on the merits, the Committee recommends that **HB14-1373** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1371** be referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

April 29, 2014

Madam President:

The House has postponed indefinitely SB14-013. The bill is returned herewith.

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Senator King was added as a Senate joint prime sponsor with Senator Johnston and Representatives Kraft-Tharp and Gardner on HB14-1386.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-039 by Senator(s) Heath, Carroll, Cadman; also Representative(s) Hullinghorst, Ferrandino, DelGrosso--Concerning changes to the Joint Rules of the Senate and the House of Representatives, and, in connection therewith, establishing rules to differentiate a budget request as an operating budget request reviewed by the joint budget committee, a capital budget request reviewed by the capital development committee, or an information technology budget request reviewed by the joint technology committee.

Laid over until Friday, May 2, retaining its place on the calendar.

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INTRODUCTION OF BILLS -- FIRST READING

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

SB14-218 by Senator(s) Ulibarri and Marble; also Representative(s) Singer and Melton, Salazar--
Concerning requiring a conviction record for a marijuana offense that would have been
legal under section 16 of article XVIII of the state constitution to be sealed when a person
applies for the record sealing.
Judiciary

SCR14-005 by Senator(s) Schwartz; --Submitting to the registered electors of the state of Colorado an
amendment to the Colorado constitution concerning a requirement that a portion of the
petition signatures for an amendment to the Colorado constitution be gathered from voters
who reside in each Colorado congressional district, and, in connection therewith, excluding
the repeal of an amendment passed prior to 2015 from the requirement.
State, Veterans, & Military Affairs

HB14-1386 by Representative(s) Kraft-Tharp and Gardner; also Senator(s) Johnston and King--
Concerning conforming definitions in section 27-65-102, C.R.S., to task force
recommendations.
Judiciary

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

GENERAL ORDERS -- SECOND READING OF BILLS (cont'd)

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:

HB14-1294 by Representative(s) Murray, Court; also Senator(s) Steadman and Jahn--Concerning
student data collection privacy protections administered by the department of education.
Amendment No. 1(L.022), by Senator Steadman.

Amend reengrossed bill, page 8, strike lines 12 through 14 and substitute:

"(b) UNLESS REQUIRED BY STATE OR FEDERAL LAW, THE
DEPARTMENT SHALL NOT COLLECT:

Amendment No. 2(L.019), by Senator Scheffel.

Amend reengrossed bill, page 9, line 20, strike "SELL" and substitute
"SELL, TRADE, GIFT, OR MONETIZE".

Page 9, line 21, strike "USE." and substitute "USE OR INVESTMENT
INTERESTS.".

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

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- HB14-1317** by Representative(s) Duran; also Senator(s) Nicholson and Kefalas, Newell--Concerning modifications to the Colorado child care assistance program, and, in connection therewith, aligning eligibility and authorization; addressing affordability by reducing copayments; improving provider reimbursement rates; increasing access to quality care; improving technology, infrastructure, and administration; and making an appropriation. 1
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- Amendment No. 1, Health & Human Services Committee Amendment. 7
(Printed in Senate Journal, April 24, page(s) 918-919 and placed in members' bill files.) 8
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- Amendment No. 2(L.026), by Senator Kefalas. 10
- Amend the reengrossed bill, page 5, after line 20 insert: 11
"(3) "EARLY CHILDHOOD COUNCIL" MEANS AN EARLY CHILDHOOD 12
COUNCIL ESTABLISHED PURSUANT TO PART 1 OF ARTICLE 6.5 OF THIS 13
TITLE." 14
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- Renumber succeeding subsections accordingly. 17
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- Page 17 of the bill, line 19, after "MAY" insert "ALSO". 19
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- Amend the Health & Human Services Committee Report, dated April 24, 21
2014, page 2, line 23, strike "REQUEST" and substitute "REQUIRE". 22
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- Page 2 of the report, line 25, after "MAY" insert "ALSO". 24
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- Page 3 of the report, line 9, strike "REQUEST" and substitute "REQUIRE". 26
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- As amended, ordered revised and placed on the calendar for third reading and final 29
passage. 30
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- HB14-1356** by Representative(s) Foote; also Senator(s) Jones--Concerning an increase in the Colorado 33
oil and gas commission's penalty authority, and, in connection therewith, making an 34
appropriation. 35
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- Ordered revised and placed on the calendar for third reading and final passage. 37
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- SB14-205** by Senator(s) Newell; also Representative(s) Young--Concerning the talent pipeline 40
working group with the state workforce development council in the department of labor 41
and employment. 42
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- Amendment No. 1(L.001), by Senator Newell. 44
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- Amend printed bill, page 5, line 11, after "REPORT." insert "IN PREPARING 46
THE ANNUAL COLORADO TALENT REPORT, THE STATE COUNCIL, THE 47
DEPARTMENTS, AND THE OFFICE MAY USE PREVIOUSLY COLLECTED DATA 48
AND ARE NOT REQUIRED TO COLLECT NEW DATA FOR THE PURPOSES OF 49
THE REPORT." 50
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- As amended, ordered engrossed and placed on the calendar for third reading and final 53
passage. 54
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- SB14-197** by Senator(s) Jones and Herpin; also Representative(s) Foote and Kraft-Tharp--Concerning 57
high-performance transportation enterprise transparency. 58
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- Amendment No. 1(L.001), by Senator Jones. 60
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- Amend printed bill, page 13, line 13, after "COSTS;" add "AND". 62
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- Page 13, strike lines 17 through 19 and substitute "ENTITIES." 64
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Amendment No. 2(L.013), by Senator Jones.

Amend printed bill, page 11, line 9, strike "USER FEE REVENUES SHARED BACK" and substitute "NET USER FEE REVENUES SHARED BACK TO THE TRANSPORTATION ENTERPRISE".

Amendment No. 3(L.015), by Senator Jones.

Amend printed bill, page 9, line 14, strike "UNLESS" and substitute "EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (IV) OF THIS PARAGRAPH (g), THE TRANSPORTATION ENTERPRISE SHALL NOT ISSUE A REQUEST FOR PROPOSAL OR SUBSEQUENTLY ENTER INTO ANY PUBLIC-PRIVATE PARTNERSHIP PURSUANT TO A REQUEST FOR PROPOSAL THAT INCLUDES ANY OF THE FOLLOWING PROVISIONS UNLESS".

Page 9, line 15, strike "ANY SUCH PROVISION" and substitute "THE PROVISION OR PROVISIONS".

Page 9, line 16, strike "RESOLUTION, THE".

Page 9, strike lines 17 and 18 and substitute "RESOLUTION THAT INCLUDES ONLY LANGUAGE THAT APPROVES THE PROVISION OR PROVISIONS:"

Page 9, line 24, strike "OBLIGATIONS" and substitute "OBLIGATIONS, INCLUDING A LOSS IN TOLL REVENUES,".

Page 10, line 5, strike "COMPENSATE A PRIVATE PARTNER FOR ANY" and substitute "ASSUME THE PRIVATE PARTNER'S RISK OF".

Page 10, line 6, strike "RESPONSES TO".

Page 10, line 8, after "EMERGENCIES" insert "OR EVENTS".

Page 10, line 10, strike "FORECASTS, OR FROM THE" and substitute "FORECASTS.".

Page 10, strike lines 11 through 15 and substitute:
"(IV) THE LEGISLATIVE APPROVAL REQUIREMENT SET FORTH IN SUBPARAGRAPH (III) OF THIS PARAGRAPH (g) DOES NOT APPLY TO ANY PUBLIC-PRIVATE PARTNERSHIP TO WHICH A PUBLIC HIGHWAY AUTHORITY CREATED PURSUANT TO PART 5 OF THIS ARTICLE OR A REGIONAL TRANSPORTATION AUTHORITY CREATED PURSUANT TO PART 6 OF THIS ARTICLE IS A PARTY IF THE PUBLIC-PRIVATE PARTNERSHIP REQUIRES THE AUTHORITY TO BEAR SUBSTANTIAL RESPONSIBILITY FOR THE DESIGNING, ENGINEERING, ACQUISITION, INSTALLATION, CONSTRUCTION, REPAIR, RECONSTRUCTION, MAINTENANCE, OR OPERATION OF A SURFACE TRANSPORTATION INFRASTRUCTURE PROJECT."

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

SB14-195 by Senator(s) Nicholson and Renfroe; also Representative(s) Singer and Sonnenberg, DelGrosso, Foote, Humphrey, Young--Concerning a study of phreatophyte growth along the South Platte river in the aftermath of the September 2013 flood.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 888 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 935-936 and placed in members' bill files.)

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

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- HB14-1350** by Representative(s) Ferrandino; also Senator(s) Kerr--Concerning modifications to the criteria for regional tourism projects approved by the Colorado economic development commission through the "Colorado Regional Tourism Act", and, in connection therewith, making and reducing appropriations. 1
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- Amendment No. 1, Appropriations Committee Amendment. 7
(Printed in Senate Journal, April 25, page(s) 932 and placed in members' bill files.) 8
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- As amended, ordered revised and placed on the calendar for third reading and final passage. 10
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- HB14-1300** by Representative(s) Garcia and Duran, Court, Exum, Fischer, Gerou, Lebsock, McLachlan, McNulty, Melton, Mitsch Bush, Pabon, Rosenthal, Salazar, Singer, Vigil, Williams, Wright; also Senator(s) Steadman--Concerning a 2014-15 state fiscal year general fund transfer to the Colorado state fair authority cash fund to support the state fair's programs with the state's 4-H clubs and the Colorado association of the national future farmers of America organization, and, in connection therewith, reducing an appropriation. 14
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- Ordered revised and placed on the calendar for third reading and final passage. 21
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- HB14-1093** by Representative(s) Duran; also Senator(s) Newell--Concerning the establishment of the creative district community loan fund, and, in connection therewith, making and reducing appropriations. 24
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- Amendment No. 1, Business, Labor & Technology Committee Amendment. 28
(Printed in Senate Journal, April 23, page(s) 900 and placed in members' bill files.) 29
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- Amendment No. 2(L.011), by Senator Kefalas. 31
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- Amend the Business, Labor, & Technology Committee Report, dated April 23, 2014, page 1, strike lines 1 and 2 and substitute: 33
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- "Amend reengrossed bill, page 2, line 9, strike "FINANCE INSTITUTION" and substitute "FINANCIAL INSTITUTION, AS DESCRIBED IN SECTION 38-38-100.3 (20) (j), C.R.S.,"." 36
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- As amended, ordered revised and placed on the calendar for third reading and final passage. 40
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- HB14-1175** by Representative(s) Fields and Pabon; also Senator(s) Johnston--Concerning studying strategies for successful ongoing recruitment of minority teachers in public schools, and, in connection therewith, making and reducing appropriations. 45
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- Ordered revised and placed on the calendar for third reading and final passage. 49
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- HB14-1326** by Representative(s) Primavera and Scott; also Senator(s) Hodge--Concerning tax incentives for alternative fuel trucks, and, in connection therewith, making an appropriation. 52
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- Ordered revised and placed on the calendar for third reading and final passage. 56
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- HB14-1310** by Representative(s) Ginal and Gardner; also Senator(s) King and Johnston--Concerning the provision of breath-testing devices to law enforcement agencies. 59
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- Ordered revised and placed on the calendar for third reading and final passage. 62
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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.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 855-856 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 919-920 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 936 and placed in members' bill files.)

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

SB14-203 by Senator(s) Lambert and Newell; also Representative(s) May and Gardner--Concerning the office of the respondent parents' counsel in cases of alleged child abuse or neglect.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 904 and placed in members' bill files.)

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

HB14-1298 by Representative(s) Hamner and Buckner; also Senator(s) Kerr and Steadman-- Concerning the financing of public schools, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 821-826 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 937-938 and placed in members' bill files.)

Amendment No. 3(L.035), by Senator Steadman.

Amend the Appropriations Committee Report, dated April 25, 2014, page 2, strike lines 26 through 32 and substitute:

""(a) (I) "Adjusted district per pupil revenues" means THE GREATER OF:

(A) The qualifying school district's per pupil funding plus the qualifying school district's at-risk per pupil funding; OR

(B) MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d).

(II) NOTWITHSTANDING ANY PROVISION OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (a) TO THE CONTRARY, IN A BUDGET YEAR IN WHICH A QUALIFYING SCHOOL DISTRICT RECEIVES MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d), "ADJUSTED DISTRICT PER PUPIL REVENUES" MEANS MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d).".

Page 3 of the committee report, strike lines 1 through 7 and substitute:

""(b) (I) "Accounting district's adjusted per pupil revenues" means THE GREATER OF:

(A) The accounting district's per pupil funding plus the accounting district's at-risk per pupil funding; OR

(B) MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d).

(II) NOTWITHSTANDING ANY PROVISION OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (b) TO THE CONTRARY, IN A BUDGET YEAR IN WHICH AN

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ACCOUNTING DISTRICT RECEIVES MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d), "ACCOUNTING DISTRICT'S ADJUSTED PER PUPIL REVENUES" MEANS MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d)."."

Amendment No. 4(L.033), by Senator Zenzinger.

Amend reengrossed bill, page 9, after line 20, insert:

"SECTION 7. In Colorado Revised Statutes, **add 22-2-134.5** as follows:

22-2-134.5. Early childhood education programs - quality rating system - report. (1) THE DEPARTMENT OF EDUCATION, WORKING WITH THE DEPARTMENT OF HUMAN SERVICES, SHALL PRODUCE A JOINTLY AUTHORED REPORT CONCERNING THE STATUS OF IMPLEMENTING THE QUALITY RATING AND IMPROVEMENT SYSTEM FOR SCHOOL DISTRICT AND CHARTER SCHOOL EARLY CHILDHOOD EDUCATION PROGRAMS. THE REPORT MUST INCLUDE, BUT NEED NOT BE LIMITED TO:

(a) THE TIMELINE FOR IMPLEMENTING THE QUALITY RATING AND IMPROVEMENT SYSTEM WITH REGARD TO SCHOOL DISTRICT AND CHARTER SCHOOL EARLY CHILDHOOD EDUCATION PROGRAMS; AND

(b) THE PLAN FOR COORDINATING THE REQUIREMENTS OF THE QUALITY RATING IMPROVEMENT SYSTEM WITH THE OTHER STATUTORY REQUIREMENTS IMPOSED ON SCHOOL DISTRICTS AND CHARTER SCHOOLS, INCLUDING BUT NOT LIMITED TO REQUIREMENTS FOR EDUCATING CHILDREN WITH DISABILITIES AS PROVIDED IN ARTICLE 20 OF THIS TITLE AND FEDERAL LAW, REQUIREMENTS FOR IMPLEMENTING EDUCATOR PERFORMANCE EVALUATIONS SPECIFIED IN ARTICLE 9 OF THIS TITLE, AND REQUIREMENTS THAT APPLY TO THE COLORADO PRESCHOOL PROGRAM SPECIFIED IN ARTICLE 28 OF THIS TITLE.

(2) THE DEPARTMENT OF EDUCATION SHALL SUBMIT THE REPORT DESCRIBED IN SUBSECTION (1) OF THIS SECTION AT THE HEARING OF THE JOINT EDUCATION COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEE, THAT IS HELD IN NOVEMBER OR DECEMBER OF 2014, AS REQUIRED IN SECTION 2-7-203, C.R.S."

Renumber succeeding sections accordingly.

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

(For further action, see amendments to the report of the Committee of the Whole.)

HB14-1316 by Representative(s) Williams and Salazar, Melton, Becker, Buckner, Court, Duran, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, McCann, McLachlan, Moreno, Pabon, Peniston, Pettersen, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri and Guzman--Concerning methods to determine whether disparities involving certain historically underutilized businesses exist within the state procurement process, and, in connection therewith, commissioning a study to make such determination, requiring the department of personnel to track contracts awarded to historically underutilized businesses, and making and reducing appropriations.

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

(For further action, see amendments to the report of the Committee of the Whole.)

SB14-172 by Senator(s) Tochtrop and Newell; also Representative(s) Kraft-Tharp, McNulty-- Concerning employer-paid benefits to a firefighter for cardiac illnesses resulting from a strenuous work event.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 934-935 and placed in members' bill files.)

Amendment No. 2(L.005), by Senator Tochtrop.

Amend printed bill, page 3, line 18, strike "(a)".

Page 3, line 20, before "(I)" insert "(a)".

Page 3, line 22, after "MALFUNCTION;" add "AND".

Page 3, line 27, strike "(III)" and substitute "(b) (I)".

Page 4, line 3, after "MALFUNCTION;" add "OR".

Page 4, line 4, strike "(IV)" and substitute "(II)".

Page 4, line 9, strike "(V)" and substitute "(c)".

Page 4, line 12, strike "(VI)" and substitute "(d)".

Page 4, strike lines 15 through 18 and substitute:

"(e) IF THE COVERED HEART AND CIRCULATORY MALFUNCTION IS DIAGNOSED AS TERMINAL, THE FIREFIGHTER WILL RECEIVE A LUMP SUM PAYMENT OF TWENTY-FIVE THOUSAND DOLLARS AS AN ACCELERATED PAYMENT TOWARD THE BENEFITS DUE IN PARAGRAPHS (a) AND (b) OF THIS SUBSECTION (2).".

Page 4, strike lines 19 and 20 and substitute:

"(3) THE RECEIPT OF A PAYMENT PURSUANT TO SUBPARAGRAPH (II) OF PARAGRAPH (a) OR SUBPARAGRAPH (I) OF PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION DOES NOT PROHIBIT".

Page 4, line 22, strike "(c)" and substitute "(4)".

Page 4, line 26, strike "(d)" and substitute "(5)".

Page 5, line 2, strike "(3)" and substitute "(6)".

Page 6, line 6, after "EMPLOYER;" insert "EXCEPT A VOLUNTEER FIREFIGHTER MUST HAVE FIVE YEARS OF CONTINUOUS SERVICE WITH THE SAME EMPLOYER;".

Renumber succeeding subsections accordingly.

Amendment No. 3(L.004), by Senator Tochtrop.

Amend printed bill, page 2, line 11, after the period insert ""EMPLOYER" DOES NOT INCLUDE A POWER AUTHORITY CREATED PURSUANT TO SECTION 29-1-204, C.R.S., OR A MUNICIPALLY OWNED UTILITY.".

Amendment No. 4(L.008), by Senator Steadman.

Amend the Appropriations Committee Report, dated April 25, 2014, page 1, strike line 15 and substitute:

"3.
(9) IF, AT ANY TIME, THE FUNDING PROVIDED FOR THE BENEFIT REQUIRED BY THIS SECTION IS INSUFFICIENT TO COVER THE COST OF THE BENEFIT, THEN THE REQUIREMENTS OF THIS SECTION TO MAINTAIN THE BENEFIT SHALL BECOME OPTIONAL PURSUANT TO SECTION 29-1-304.5, C.R.S.".

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As amended, ordered engrossed 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.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 15, page(s) 741 and placed in members' bill files.)

Amendment No. 2(L.005), by Senator Carroll.

Amend printed bill, page 3, line 7, strike "(a) (VI); **repeal** (1) (a) (VII);" and substitute "(a);".

Page 3, after line 12 insert:

"(I) Any case in which a child exhibits evidence of skin bruising, bleeding, malnutrition, failure to thrive, burns, fracture of any bone, subdural hematoma, soft tissue swelling, or death and either: Such condition or death is not justifiably explained; the history given concerning such condition is at variance with the degree or type of such condition or death; or the circumstances indicate that such condition may not be the product of an accidental occurrence;

(II) Any case in which a child is subjected to unlawful sexual behavior as defined in section 16-22-102 (9), C.R.S.;

(III) Any case in which a child is a child in need of services because the child's parents, legal guardian, or custodian fails to take the same actions to provide adequate food, clothing, shelter, medical care, or supervision that a prudent parent would take. The requirements of this subparagraph (III) shall be subject to the provisions of section 19-3-103.

(IV) Any case in which a child is subjected to emotional abuse. As used in this subparagraph (IV), "emotional abuse" means an identifiable and substantial impairment of the child's intellectual or psychological functioning or development or a substantial risk of impairment of the child's intellectual or psychological functioning or development.

(V) Any act or omission described in section 19-3-102 (1) (a), (1) (b), or (1) (c);".

Amendment No. 3(L.012), by Senator Newell.

Amend printed bill, page 3, line 26, strike "(a)" and substitute "(a) (I)".

Page 4, line 6, strike "(b)" and substitute "(II)".

Page 4, line 10, strike "(c)" and substitute "(III)".

Page 4, line 16, strike "(d)" and substitute "(IV)".

Page 4, after line 21 insert:

"(b) (I) IN A CASE WHERE SUBSTANCE ABUSE IS A CONTRIBUTING FACTOR TO A FINDING OF A DRUG-ENDANGERED CHILD PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (44.7), SUBSTANCE ABUSE TREATMENT IS A PRIORITY.

(II) IN ANY RESPONSE TO A FINDING OF A DRUG-ENDANGERED CHILD PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (44.7), REASONABLE EFFORTS MUST BE MADE TO KEEP THE FAMILY UNIT INTACT WHENEVER POSSIBLE, UNLESS DOING SO WOULD CAUSE FURTHER HARM TO THE CHILD."

Amendment No. 4(L.010), by Senator Lundberg.

Amend printed bill, page 3, lines 26 and 27, strike "OR ON THE PREMISES WHERE A CHILD IS FOUND OR RESIDES,".

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

(For further action, see roll call vote on **SB14-177**.)

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.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 15, page(s) 742 and placed in members' bill files.)

Amendment No. 2(L.010), by Senator Newell.

Amend the Judiciary Committee Report, dated April 14, 2014, page 1, strike line 1 and substitute:

"Amend printed bill, page 2, line 2, after "(1)" insert "(a), (1)".

Page 2 of the bill, line 3, strike the final "and".

Page 1 of the report, strike line 3 and substitute:

"Page 2 of the bill, strike line 5 and substitute:

"18-6-401. Child abuse - review - repeal. (1) (a) A person commits child abuse if ~~such~~ THE person causes an injury to a child's life or health, or permits a child to be unreasonably placed in a situation that poses a threat of injury to the child's life or health, or engages in a continued pattern of conduct that results in malnourishment, lack of proper medical care, cruel punishment, mistreatment, or an accumulation of injuries that ultimately results in the death of a child or serious bodily injury to a child.

(c) A PERSON COMMITS CHILD ABUSE".

Page 2 of the report, line 2, strike "PART 4" and substitute "SECTION".

Amendment No. 3(L.014), by Senator Newell.

Amend printed bill, page 2, line 3, after "(d.4)," insert "(7) (d.5)".

Page 4, after line 16 insert:

"(d.5) (I) THE GENERAL ASSEMBLY FINDS THAT IT IS ESSENTIAL IN CASES INVOLVING DRUG-ENDANGERED CHILDREN THAT THE COURT CONSIDER ALL SENTENCING OPTIONS TO ENSURE THAT CHILDREN ARE PROTECTED AND FAMILIES ARE KEPT TOGETHER WHENEVER POSSIBLE. COSTLY INCARCERATION RESOURCES SHOULD BE USED FOR OFFENDERS FOR WHOM ANOTHER SENTENCE IS NOT APPROPRIATE OR WILL NOT PROPERLY MEET THE GOALS OF COMMUNITY SAFETY AND PROTECTION OF THE CHILD.

(II) (A) PRIOR TO THE IMPOSITION OF ANY SENTENCE OF INCARCERATION, AT SENTENCING OR RESENTENCING AFTER A REVOCATION OF PROBATION OR COMMUNITY CORRECTIONS SENTENCE, THE COURT SHALL EXHAUST ALL REASONABLE AND APPROPRIATE ALTERNATIVE SENTENCES FOR THE OFFENSE CONSIDERING ALL FACTORS OUTLINED IN SUB-SUBPARAGRAPH (B) OF THIS SUBPARAGRAPH (II).

(B) IF THE COURT SENTENCES A PERSON TO INCARCERATION PURSUANT TO THIS SUBSECTION (7), IT MUST DETERMINE THAT INCARCERATION IS THE MOST SUITABLE OPTION GIVEN THE FACTS AND CIRCUMSTANCES OF THE CASE, INCLUDING THE DEFENDANT'S WILLINGNESS TO PARTICIPATE IN TREATMENT, IF APPROPRIATE. FURTHER,

THE COURT MUST ALSO DETERMINE THAT ALL OTHER REASONABLE AND APPROPRIATE SANCTIONS AND RESPONSES TO THE VIOLATION THAT ARE AVAILABLE TO THE COURT HAVE BEEN TRIED AND FAILED, DO NOT APPEAR LIKELY TO BE SUCCESSFUL IF TRIED, OR PRESENT AN UNACCEPTABLE RISK TO COMMUNITY SAFETY.

(C) IN MAKING THE DETERMINATION IN SUB-SUBPARAGRAPH (B) OF THIS SUBPARAGRAPH (II), THE COURT SHALL REVIEW AVAILABLE INFORMATION INCLUDING, BUT NOT LIMITED TO, A COMPLETE STATEMENT AS TO WHAT TREATMENT AND SENTENCING OPTIONS HAVE BEEN TRIED AND HAVE FAILED, WHAT OTHER COMMUNITY OPTIONS ARE AVAILABLE, AND THE REASONS WHY ANY OTHER AVAILABLE COMMUNITY OPTIONS APPEAR TO BE UNLIKELY TO BE SUCCESSFUL. ANY SUPERVISING AGENCY INVOLVED SHALL PROVIDE, IF AVAILABLE, TO THE COURT THE RISK LEVEL OF THE OFFENDER AS DETERMINED BY AN EVIDENCE-BASED RISK ASSESSMENT TOOL EMPLOYED BY THE SUPERVISING AGENCY AND ANY OTHER INFORMATION RELEVANT TO THE DEFENDANT'S RISK TO COMMUNITY SAFETY."

Amendment No. 4(L.016), by Senator Newell.

Amend printed bill, page 3, line 15, strike "HEALTH." and substitute "HEALTH, AS DEFINED BY PARAGRAPH (a) OF THIS SUBSECTION (1)."

Page 3, line 26, strike "HEALTH." and substitute "HEALTH, AS DEFINED BY PARAGRAPH (a) OF THIS SUBSECTION (1)."

Page 4, line 6, strike "HEALTH." and substitute "HEALTH, AS DEFINED BY PARAGRAPH (a) OF THIS SUBSECTION (1)."

Amendment No. 5(L.013), by Senator Lundberg.

Amend printed bill, page 3, lines 10 and 11, strike "OR ON THE PREMISES WHERE A CHILD IS FOUND OR RESIDES,".

Page 3, line 17, strike "PRESENT, A" and substitute "PRESENT".

Page 3, strike line 18 and substitute "OR THAT A".

Page 3, line 27, strike "OR ON THE PREMISES WHERE A".

Page 4, line 1, strike "CHILD IS FOUND OR RESIDES".

Amendment No. 6(L.017), by Senator Lundberg.

Amend printed bill, page 2, lines 9 and 10, strike "or on the premises where a child is found, or where a child resides," and substitute "~~or on the premises where a child is found, or where a child resides,~~".

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

(For further action, see roll call vote on **SB14-178**.)

HB14-1292 by Representative(s) Hamner and Murray, Buckner, Court, DelGrosso, Exum, Ferrandino, Fields, Gardner, Ginal, Hullinghorst, Labuda, Landgraf, Lawrence, McCann, McLachlan, McNulty, Moreno, Navarro, Pabon, Peniston, Pettersen, Primavera, Priola, Rankin, Rosenthal, Salazar, Schafer, Szabo, Tyler, Williams, Wilson, Young; also Senator(s) Johnston and Ulibarri--Concerning moneys allocated to the state elementary and secondary public school system, and, in connection therewith, requiring increased reporting of the use of public moneys by public schools, increasing the funding for public school capital construction, increasing the funding for the "Colorado READ Act", and making an appropriation.

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Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 826-827 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 916-917 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 937 and placed in members' bill files.)

Amendment No. 4(L.062), by Senators Johnston, Todd, Scheffel, and Renfroe.

Amend the Appropriations Committee Report, dated April 25, 2014,
page 1, strike lines 7 through 17.

Strike page 2 of the Appropriations Committee Report.

Amend the Finance Committee Report, dated April 24, 2014, page 2,
strike lines 4 through 9 and substitute "AND STATE CHARTER SCHOOL
INSTITUTE LEVELS;"

Re-number succeeding subparagraphs accordingly."

Page 2 of the Finance Committee Report, strike lines 14 through 19 and
substitute:

"Page 12 of the reengrossed bill, line 22, strike "SUBPARAGRAPHS" and
substitute "SUBPARAGRAPH (II)".

Page 12 of the reengrossed bill, line 23, strike "(II), (III), AND (VI)".

Page 13 of the reengrossed bill, line 3, strike "SUBPARAGRAPHS (II), (III),
AND (VI)" and substitute "SUBPARAGRAPH (II)".

Page 13 of the reengrossed bill, line 10, strike "SUBPARAGRAPHS (II),
(III), AND (VI)" and substitute "SUBPARAGRAPH (II)".

Page 13 of the reengrossed bill, after line 16, insert:

"(III) THE FINANCIAL POLICIES AND PROCEDURES COMMITTEE
SHALL CONSIDER AND MAKE A RECOMMENDATION TO THE STATE BOARD
OF EDUCATION CONCERNING WHETHER THE STANDARD CHART OF
ACCOUNTS SHOULD INCLUDE THE REPORTING OF REVENUES RECEIVED AT
ALL LEVELS, INCLUDING PUBLIC REVENUES RECEIVED FROM PRIVATE
GIFTS, GRANTS, AND DONATIONS, AND, IF SO, HOW THE REPORTING OF
REVENUES WOULD BE INCLUDED IN THE STANDARD CHART OF ACCOUNTS.

(IV) THE DEPARTMENT OF EDUCATION SHALL REVIEW THE
ACCURACY OF THE INFORMATION REPORTED PURSUANT TO THIS
SUBSECTION (4) FOR THE SCHOOL DISTRICT, BOARD OF COOPERATIVE
SERVICES, AND STATE CHARTER SCHOOL INSTITUTE LEVEL AS COMPARED
WITH THE FINANCIAL AUDIT INFORMATION RECEIVED FROM SCHOOL
DISTRICTS, BOARDS OF COOPERATIVE SERVICES, AND THE STATE CHARTER
SCHOOL INSTITUTE. THE DEPARTMENT IS NOT REQUIRED TO REVIEW THE
ACCURACY OF INFORMATION REPORTED PURSUANT TO THIS SUBSECTION
(4) FOR THE SCHOOL SITE LEVEL.".

Amend the reengrossed bill, page 14, line 18, strike "(1) (b)" and
substitute "(1) (a) (III), (1) (b),".

Page 14 of the reengrossed bill, strike line 20 and substitute "**-repeal.**
(1)(a) Commencing July 1, 2010, and on a continuing basis thereafter,
each local education provider shall post the following information
on-line, in a downloadable format, for free public access:

(III) (A) The local education provider's quarterly financial
statements, at a minimum, prepared pursuant to section 22-45-102,
commencing with the statements for the 2010-11 budget year. **and**

(B) THIS SUBPARAGRAPH (III) IS REPEALED, EFFECTIVE JULY 1,
2017.

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(b) (I) Additionally, commencing July 1, 2011, each local".

As amended, laid over until Wednesday, April 30, retaining its place on the calendar.

SB14-193 by Senator(s) Carroll and Lundberg; also Representative(s) Singer--Concerning conforming Colorado law on location information with the Fourth Amendment as interpreted by the United States Supreme Court in United States v. Jones.

Laid over until Wednesday, April 30, retaining its place on the calendar.

HB14-1009 by Representative(s) Exum; also Senator(s) Nicholson--Concerning changing the wildfire mitigation income tax deduction to the wildfire mitigation income tax credit, and in connection therewith, making and reducing appropriations.

Laid over until Wednesday, April 30, retaining its place on the calendar.

ROLL CALL VOTE ON SB14-177

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.

Minority Leader Cadman requested a roll call vote on **SB14-177**.

YES	15	NO	20	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	N
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	N	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	N
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

ROLL CALL VOTE ON SB14-178

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.

Minority Leader Cadman requested a roll call vote on **SB14-178**.

YES	17	NO	18	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	N
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	N
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1298 by Representative(s) Hamner and Buckner; also Senator(s) Kerr and Steadman--
Concerning the financing of public schools, and, in connection therewith, making and
reducing appropriations.

Senator Brophy moved to amend the Report of the Committee of the Whole to show that the
following Brophy floor amendment, (L.034) to HB14-1298, did pass.

Amend reengrossed bill, page 23, after line 22, insert:

"SECTION 11. In Colorado Revised Statutes, **add** article 95 to
title 22 as follows:

ARTICLE 95

Highly Effective Teacher Incentives Program

22-95-101. Short title. THIS ARTICLE SHALL BE KNOWN AND MAY
BE CITED AS THE "GREATEST RESOURCES FOR EDUCATION ARE TEACHERS
ACT".

22-95-102. Legislative declaration. (1) THE GENERAL
ASSEMBLY FINDS THAT:

(a) RESEARCH DEMONSTRATES THAT ONE OF THE MOST
IMPORTANT FACTORS IN INCREASING STUDENT LEARNING IS THE PRESENCE
OF AN EFFECTIVE TEACHER IN THE CLASSROOM;

(b) ALTHOUGH THERE ARE EXCEPTIONS, LOW-PERFORMING
SCHOOLS ARE MORE LIKELY TO HAVE MORE INEFFECTIVE AND
INEXPERIENCED TEACHERS;

(c) THE STATE AND SCHOOL DISTRICTS HAVE ADOPTED A MORE
RIGOROUS PROCESS FOR EVALUATING TEACHER EFFECTIVENESS, WHICH,
WHEN FULLY IMPLEMENTED, WILL IDENTIFY TEACHERS WHO ARE HIGHLY
EFFECTIVE IN THE CLASSROOM AND MORE LIKELY TO BE SUCCESSFUL IN
INCREASING THE ACADEMIC ACHIEVEMENT OF THEIR STUDENTS;

(d) HIGHLY EFFECTIVE TEACHERS TEACHING IN LOW-PERFORMING
SCHOOLS ARE ESSENTIAL TO CLOSING THE ACHIEVEMENT GAP FOR
LOW-INCOME STUDENTS AND RACIAL MINORITY STUDENT GROUPS AND
FOR ENSURING THAT STUDENTS IN LOW-PERFORMING SCHOOLS ATTAIN
POSTSECONDARY AND WORKFORCE READINESS BY THE TIME THEY
GRADUATE FROM HIGH SCHOOL; AND

(e) PROVIDING RESOURCES TO SCHOOL DISTRICTS AND CHARTER
SCHOOLS TO ENABLE THEM TO OFFER MONETARY INCENTIVES FOR HIGHLY
EFFECTIVE TEACHERS WHO CHOOSE TO TEACH IN LOW-PERFORMING
SCHOOLS IS AN EFFECTIVE WAY TO INCREASE THE NUMBER OF HIGHLY
EFFECTIVE TEACHERS WHO TEACH IN LOW-PERFORMING SCHOOLS.

(2) THE GENERAL ASSEMBLY FINDS, THEREFORE, THAT IT IS IN THE
BEST INTERESTS OF THE STATE TO CREATE A GRANT PROGRAM TO PROVIDE
MONEYS TO SCHOOL DISTRICTS AND CHARTER SCHOOLS TO ENABLE THEM
TO ATTRACT AND RETAIN GREATER NUMBERS OF HIGHLY EFFECTIVE
TEACHERS IN LOW-PERFORMING SCHOOLS, THEREBY RAISING THE
ACADEMIC ACHIEVEMENT OF THE STUDENTS ENROLLED IN THOSE
SCHOOLS.

22-95-103. Definitions. AS USED IN THIS ARTICLE, UNLESS THE
CONTEXT OTHERWISE REQUIRES:

(1) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION
CREATED AND EXISTING PURSUANT TO SECTION 24-1-115, C.R.S.

(2) "FUND" MEANS THE HIGHLY EFFECTIVE TEACHER INCENTIVES
FUND CREATED IN SECTION 22-95-106.

(3) "HIGHLY EFFECTIVE TEACHER" MEANS A TEACHER WHO, IN HIS
OR HER MOST RECENT PERFORMANCE EVALUATION, RECEIVED A RATING
OF HIGHLY EFFECTIVE, AS DESCRIBED IN RULES ADOPTED BY THE STATE
BOARD PURSUANT TO SECTION 22-9-104.

(4) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT,
A BOARD OF COOPERATIVE SERVICES CREATED PURSUANT TO ARTICLE 5
OF THIS TITLE THAT OPERATES A PUBLIC SCHOOL, A CHARTER SCHOOL
AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE
30.5 OF THIS TITLE, OR AN INSTITUTE CHARTER SCHOOL AUTHORIZED BY
THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE
30.5 OF THIS TITLE.

(5) "LOW-PERFORMING" MEANS THAT A PUBLIC SCHOOL, AS A

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RESULT OF THE MOST RECENT PERFORMANCE EVALUATION BY THE DEPARTMENT, IS REQUIRED PURSUANT TO SECTION 22-11-210 TO IMPLEMENT A SCHOOL PRIORITY IMPROVEMENT PLAN, AS DESCRIBED IN SECTION 22-11-405, OR A SCHOOL TURNAROUND PLAN, AS DESCRIBED IN SECTION 22-11-406.

(6) "STATE BOARD" MEANS THE STATE BOARD OF EDUCATION CREATED IN SECTION 1 OF ARTICLE IX OF THE STATE CONSTITUTION.

(7) "TRANSFER TEACHER" MEANS A HIGHLY EFFECTIVE TEACHER WHO, IN THE FIRST YEAR OF A GRANT CYCLE:

(a) IS NEWLY EMPLOYED BY THE LOCAL EDUCATION PROVIDER THAT RECEIVES A GRANT PURSUANT TO THIS ARTICLE, HAVING BEEN MOST RECENTLY EMPLOYED BY:

(I) A SCHOOL DISTRICT OR BOARD OF COOPERATIVE SERVICES THAT HELD THE STATUS OF ACCREDITED WITH DISTINCTION, AS DESCRIBED IN SECTION 22-11-207, FOR THE PRECEDING SCHOOL YEAR; OR

(II) A CHARTER SCHOOL OR INSTITUTE CHARTER SCHOOL THAT IMPLEMENTED A PERFORMANCE PLAN, AS DESCRIBED IN SECTION 22-11-403, FOR THE PRECEDING SCHOOL YEAR; OR

(b) IS A RETURNING EMPLOYEE OF A LOCAL EDUCATION PROVIDER THAT RECEIVES A GRANT PURSUANT TO THIS ARTICLE BUT HAS TRANSFERRED FROM A PUBLIC SCHOOL THAT IMPLEMENTED A PERFORMANCE PLAN, AS DESCRIBED IN SECTION 22-11-403, FOR THE PRECEDING SCHOOL YEAR.

22-95-104. Highly effective teacher incentives program - created - grant awards - rules. (1) (a) THERE IS CREATED IN THE DEPARTMENT THE HIGHLY EFFECTIVE TEACHER INCENTIVES PROGRAM TO ENABLE LOCAL EDUCATION PROVIDERS TO OFFER MONETARY INCENTIVES TO ATTRACT HIGHLY EFFECTIVE TEACHERS TO WORK IN LOW-PERFORMING SCHOOLS. LOCAL EDUCATION PROVIDERS MAY USE THE GRANT MONEYS ONLY TO PROVIDE NONBASE-BUILDING SALARY BONUSES TO HIGHLY EFFECTIVE TEACHERS WHO CHOOSE TO WORK IN LOW-PERFORMING SCHOOLS AND MEET THE QUALIFICATIONS SPECIFIED IN SECTION 22-95-105 (2).

(b) DURING THE 2014-15 BUDGET YEAR, THE DEPARTMENT SHALL PUBLICIZE TO LOCAL EDUCATION PROVIDERS AND TEACHERS THE EXISTENCE AND GOALS OF THE PROGRAM, INCLUDING THE ELIGIBILITY REQUIREMENTS AND QUALIFICATIONS FOR LOCAL EDUCATION PROVIDERS AND HIGHLY EFFECTIVE TEACHERS.

(2) SUBJECT TO AVAILABLE APPROPRIATIONS AND TO THE LIMITATIONS SPECIFIED IN SECTION 22-95-106 (2), THE STATE BOARD SHALL AWARD GRANTS PURSUANT TO THIS ARTICLE IN TWO-YEAR CYCLES BEGINNING WITH THE 2015-16 BUDGET YEAR. THE STATE BOARD SHALL AWARD THE GRANTS FROM THE MONEYS APPROPRIATED TO THE HIGHLY EFFECTIVE TEACHER INCENTIVES FUND CREATED IN SECTION 22-95-106. A LOCAL EDUCATION PROVIDER MAY APPLY FOR A GRANT AT THE BEGINNING OF EACH CYCLE. THE AMOUNT OF EACH GRANT IS BASED ON THE NUMBER OF ELIGIBLE HIGHLY EFFECTIVE TEACHERS THAT THE LOCAL EDUCATION PROVIDER EMPLOYS AND THE BONUS AMOUNTS THAT THE ELIGIBLE HIGHLY EFFECTIVE TEACHERS MAY RECEIVE AS DESCRIBED IN SECTION 22-95-105.

(3) THE DEPARTMENT SHALL REVIEW THE GRANT APPLICATIONS RECEIVED PURSUANT TO THIS SECTION TO ENSURE THAT THE LOCAL EDUCATION PROVIDER AND EACH OF THE HIGHLY EFFECTIVE TEACHERS THAT THE LOCAL EDUCATION PROVIDER EMPLOYS OR EXPECTS TO EMPLOY MEETS THE QUALIFICATIONS SPECIFIED IN THIS ARTICLE. BASED ON THE DEPARTMENT'S REVIEW, THE STATE BOARD SHALL AWARD GRANTS TO EACH LOCAL EDUCATION PROVIDER THAT QUALIFIES, SUBJECT TO AVAILABLE APPROPRIATIONS AND THE LIMITATIONS SPECIFIED IN SECTION 22-95-106 (2).

(4) THE STATE BOARD SHALL PROMULGATE RULES PURSUANT TO THE "STATE ADMINISTRATIVE PROCEDURE ACT", ARTICLE 4 OF TITLE 24, C.R.S., AS NECESSARY TO IMPLEMENT THIS ARTICLE.

22-95-105. Highly effective teacher incentives program - qualifications - bonus amounts. (1) A LOCAL EDUCATION PROVIDER MAY APPLY FOR A GRANT PURSUANT TO THIS ARTICLE IF IT OPERATES OR IS A LOW-PERFORMING ELEMENTARY, MIDDLE, OR JUNIOR HIGH SCHOOL. A LOCAL EDUCATION PROVIDER THAT APPLIES FOR A GRANT PURSUANT TO

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THIS ARTICLE MUST SPECIFY IN THE APPLICATION THE NUMBER OF ELIGIBLE HIGHLY EFFECTIVE TEACHERS THAT IT EMPLOYS OR THAT IT EXPECTS TO EMPLOY IN LOW-PERFORMING ELEMENTARY, MIDDLE, OR JUNIOR HIGH SCHOOLS AS OF THE BEGINNING OF THE GRANT CYCLE FOR WHICH THE LOCAL EDUCATION PROVIDER IS APPLYING. THE DEPARTMENT SHALL ADJUST THE AMOUNT OF THE LOCAL EDUCATION PROVIDER'S GRANT IF THE LOCAL EDUCATION PROVIDER EMPLOYS FEWER ELIGIBLE HIGHLY EFFECTIVE TEACHERS DURING THE GRANT CYCLE THAN ARE INCLUDED IN THE GRANT APPLICATION.

(2) TO BE ELIGIBLE TO RECEIVE A SALARY BONUS PURSUANT TO THIS SECTION, A TEACHER MUST:

(a) BE A HIGHLY EFFECTIVE TEACHER;

(b) IN EACH SCHOOL YEAR IN WHICH THE TEACHER RECEIVES THE SALARY BONUS, BE EMPLOYED IN A LOW-PERFORMING ELEMENTARY, MIDDLE, OR JUNIOR HIGH SCHOOL; AND

(c) MAINTAIN A PERFORMANCE EVALUATION RATING OF EFFECTIVE OR HIGHER, AS DESCRIBED IN STATE BOARD RULES ADOPTED PURSUANT TO SECTION 22-9-104, FOR THE PERIOD DURING WHICH THE TEACHER RECEIVES THE SALARY BONUS.

(3) IN EACH SCHOOL YEAR IN WHICH A HIGHLY EFFECTIVE TEACHER MEETS THE QUALIFICATIONS SPECIFIED IN SUBSECTION (2) OF THIS SECTION AND IS EMPLOYED BY A LOCAL EDUCATION PROVIDER THAT RECEIVES A GRANT PURSUANT TO THIS ARTICLE, THE HIGHLY EFFECTIVE TEACHER RECEIVES A NONBASE-BUILDING SALARY BONUS IN ONE OF THE FOLLOWING AMOUNTS:

(a) TWELVE THOUSAND DOLLARS IF THE HIGHLY EFFECTIVE TEACHER IS A TRANSFER TEACHER WHO IS TEACHING IN A LOW-PERFORMING ELEMENTARY SCHOOL;

(b) EIGHT THOUSAND DOLLARS IF THE HIGHLY EFFECTIVE TEACHER IS A TRANSFER TEACHER WHO IS TEACHING IN A LOW-PERFORMING MIDDLE OR JUNIOR HIGH SCHOOL;

(c) SIX THOUSAND DOLLARS IF THE HIGHLY EFFECTIVE TEACHER IS NOT A TRANSFER TEACHER BUT IS TEACHING IN A LOW-PERFORMING ELEMENTARY SCHOOL FOR THE SECOND OR SUBSEQUENT CONSECUTIVE SCHOOL YEAR; OR

(d) THREE THOUSAND DOLLARS IF THE HIGHLY EFFECTIVE TEACHER IS NOT A TRANSFER TEACHER BUT IS TEACHING IN A LOW-PERFORMING MIDDLE OR JUNIOR HIGH SCHOOL FOR THE SECOND OR SUBSEQUENT CONSECUTIVE SCHOOL YEAR.

(4) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (3) OF THIS SECTION TO THE CONTRARY, IF A LOCAL EDUCATION PROVIDER RECEIVES A GRANT FOR A SECOND GRANT CYCLE, A HIGHLY EFFECTIVE TEACHER WHO RECEIVED A SALARY BONUS AS A TRANSFER TEACHER IN THE FIRST GRANT CYCLE WILL CONTINUE TO RECEIVE THE SALARY BONUS AMOUNT FOR A TRANSFER TEACHER IN THE SECOND GRANT CYCLE SO LONG AS THE HIGHLY EFFECTIVE TEACHER IS EMPLOYED BY THE LOCAL EDUCATION PROVIDER AND CONTINUES TO MEET THE QUALIFICATIONS FOR RECEIVING A SALARY BONUS SPECIFIED IN SUBSECTION (2) OF THIS SECTION.

(5) A TEACHER WHO CHANGES EMPLOYMENT TO ANOTHER LOCAL EDUCATION PROVIDER TO QUALIFY FOR A SALARY BONUS PURSUANT TO THIS ARTICLE RETAINS THE YEARS OF SERVICE THE TEACHER ACCUMULATED AS AN EMPLOYEE OF THE PREVIOUS LOCAL EDUCATION PROVIDER FOR PURPOSES OF PLACEMENT ON THE SALARY SCHEDULE OR WITHIN THE SALARY POLICY OF THE HIRING LOCAL EDUCATION PROVIDER.

(6) A LOCAL EDUCATION PROVIDER THAT RECEIVES A GRANT PURSUANT TO THIS ARTICLE AND THAT WAS PAYING INCENTIVES TO HIGHLY EFFECTIVE TEACHERS WHO TEACH IN LOW-PERFORMING SCHOOLS BEFORE RECEIVING THE GRANT MUST PAY THE BONUS AMOUNTS SPECIFIED IN THIS SECTION IN ADDITION TO THE OTHER INCENTIVES IT PROVIDES.

22-95-106. Highly effective teacher incentives fund - created - legislative declaration. (1) (a) THERE IS CREATED IN THE STATE TREASURY THE HIGHLY EFFECTIVE TEACHER INCENTIVES FUND, WHICH CONSISTS OF A ONE-TIME APPROPRIATION OF FOUR MILLION DOLLARS IN THE 2014-15 BUDGET YEAR FROM THE STATE EDUCATION FUND CREATED IN SECTION 17(4) OF ARTICLE IX OF THE STATE CONSTITUTION. THE MONEYS IN THE FUND ARE CONTINUOUSLY APPROPRIATED TO THE

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DEPARTMENT FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH IMPLEMENTING THIS ARTICLE. THE DEPARTMENT MAY EXPEND UP TO TWO PERCENT OF THE MONEYS APPROPRIATED TO THE FUND TO OFFSET THE COSTS INCURRED IN IMPLEMENTING THIS ARTICLE.

(b) THE STATE TREASURER MAY INVEST ANY MONEYS IN THE FUND NOT EXPENDED FOR THE PURPOSE OF THIS ARTICLE AS PROVIDED BY LAW. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND TO THE FUND. ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE FUND AT THE END OF A FISCAL YEAR REMAIN IN THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND.

(2) SUBJECT TO RECEIVING APPLICATIONS FROM LOCAL EDUCATION PROVIDERS THAT MEET THE REQUIREMENTS OF THIS ARTICLE, THE STATE BOARD SHALL AWARD UP TO TWO MILLION DOLLARS IN GRANTS TO LOCAL EDUCATION PROVIDERS PURSUANT TO THIS ARTICLE IN THE FIRST GRANT CYCLE, WHICH BEGINS IN THE 2015-16 BUDGET YEAR. SUBJECT TO RECEIVING APPLICATIONS FROM LOCAL EDUCATION PROVIDERS THAT MEET THE REQUIREMENTS OF THIS ARTICLE, THE STATE BOARD SHALL AWARD THE AMOUNT REMAINING IN THE FUND AS OF JUNE 30, 2017, AS GRANTS TO LOCAL EDUCATION PROVIDERS PURSUANT TO THIS ARTICLE IN THE SECOND GRANT CYCLE, WHICH BEGINS IN THE 2017-18 BUDGET YEAR.

(3) THE GENERAL ASSEMBLY DECLARES THAT, FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION, THE HIGHLY EFFECTIVE TEACHER INCENTIVES PROGRAM IS AN IMPORTANT ELEMENT IN IMPLEMENTING ACCOUNTABLE EDUCATION REFORM AND FOR ACCOUNTABLE PROGRAMS TO MEET STATE ACADEMIC STANDARDS AND MAY THEREFORE RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION.

22-95-107. Report. (1) NO LATER THAN DECEMBER 15, 2019, THE DEPARTMENT SHALL PREPARE AND SUBMIT TO THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES, A REPORT ON THE IMPLEMENTATION OF THIS ARTICLE. AT A MINIMUM, THE REPORT MUST INCLUDE:

(a) A LIST OF THE LOCAL EDUCATION PROVIDERS THAT RECEIVED GRANTS PURSUANT TO THIS ARTICLE, THE AMOUNT OF THE BONUSES PAID BY EACH LOCAL EDUCATION PROVIDER, AND THE PUBLIC SCHOOLS IN WHICH THE HIGHLY EFFECTIVE TEACHERS TAUGHT;

(b) THE NUMBER OF HIGHLY EFFECTIVE TEACHERS THAT RECEIVED BONUSES PURSUANT TO THIS ARTICLE, THE SUBJECT AREAS IN WHICH THE HIGHLY EFFECTIVE TEACHERS TAUGHT, THE NUMBER OF STUDENTS WHO WERE TAUGHT BY HIGHLY EFFECTIVE TEACHERS WHO RECEIVED BONUSES, AND THE ACADEMIC GROWTH OF THE STUDENTS WHO WERE TAUGHT BY HIGHLY EFFECTIVE TEACHERS WHO RECEIVED BONUSES;

(c) THE NUMBER OF HIGHLY EFFECTIVE TEACHERS THAT RECEIVED BONUSES PURSUANT TO THIS ARTICLE IN BOTH OF THE GRANT CYCLES AND TAUGHT AT THE SAME LOW-PERFORMING SCHOOL FOR THE DURATION OF BOTH GRANT CYCLES; AND

(d) FOR EACH PUBLIC SCHOOL IN WHICH A HIGHLY EFFECTIVE TEACHER WHO RECEIVED BONUSES TAUGHT, THE TYPE OF PERFORMANCE PLAN THAT THE PUBLIC SCHOOL IMPLEMENTED IN EACH SCHOOL YEAR BEGINNING WITH THE SCHOOL YEAR BEFORE A HIGHLY EFFECTIVE TEACHER TEACHING IN THE SCHOOL RECEIVED A BONUS AND CONTINUING THROUGH EACH YEAR IN WHICH THE HIGHLY EFFECTIVE TEACHER RECEIVED A BONUS.

SECTION 12. In Colorado Revised Statutes, 24-51-101, **amend** (42) (b) as follows:

24-51-101. Definitions. As used in this article, unless the context otherwise requires and except as otherwise defined in part 17 of this article:

(42) (b) "Salary" does not include: Commissions; compensation for unused sick leave converted at any time to cash payments; compensation for unused sick, annual, vacation, administrative, or other accumulated paid leave contributed to a health savings account as defined in 26 U.S.C. sec. 223, as amended, or a retirement health savings program; housing allowances; uniform allowances; automobile usage;

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insurance premiums; dependent care assistance; reimbursement for expenses incurred; tuition or any other fringe benefits, regardless of federal taxation; A HIGHLY EFFECTIVE TEACHER SALARY BONUS RECEIVED PURSUANT TO SECTION 22-95-105, C.R.S.; bonuses for services not actually rendered, including, but not limited to, early retirement inducements, Christmas bonuses, cash awards, honorariums and severance pay, damages, except for retroactive salary payments paid pursuant to court orders or arbitration awards or litigation and grievance settlements, or payments beyond the date of a member's death.

SECTION 13. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the state education fund created in section 17 (4) of article IX of the state constitution not otherwise appropriated, to the highly effective teacher incentives fund created in section 22-95-106, Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, the sum of \$4,000,000, or so much thereof as may be necessary, for implementation of article 95 of title 22, Colorado Revised Statutes."

Renumber succeeding sections accordingly.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole **lost** on the following roll call vote:

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

HB14-1316 by Representative(s) Williams and Salazar, Melton, Becker, Buckner, Court, Duran, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, McCann, McLachlan, Moreno, Pabon, Peniston, Pettersen, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri and Guzman--Concerning methods to determine whether disparities involving certain historically underutilized businesses exist within the state procurement process, and, in connection therewith, commissioning a study to make such determination, requiring the department of personnel to track contracts awarded to historically underutilized businesses, and making and reducing appropriations.

Senator Steadman moved to amend the Report of the Committee of the Whole to show that HB14-1316 was laid over to the general orders calendar of April 30, 2014, retaining its place on the calendar.

A majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole was **passed** 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		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Guzman, 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: SB14-205 as amended, SB14-197 as amended, SB14-195 as amended, SB14-190 as amended, SB14-203 as amended, SB14-172 as amended, HB14-1294 as amended, HB14-1317 as amended, HB14-1356, HB14-1350 as amended, HB14-1300, HB14-1093 as amended, HB14-1175, HB14-1326, HB14-1310, HB14-1298 as amended.

Lost on second reading: SB14-177 as amended, SB14-178 as amended.

Laid over until Wednesday, April 30: HB14-1316, HB14-1292 as amended, SB14-193, HB14-1009.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-219 by Senator(s) Ulibarri; also Representative(s) Ferrandino--Concerning the collection of data on the shortage of owner-occupied affordable housing in Colorado.
State, Veterans, & Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1005, 1006, 1008, 1010, 1017, 1021, 1030, 1080, 1130, 1181, 1185, 1222, 1267, 1291, 1295, 1313, 1314, and 1354.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, April 30, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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