

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

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63rd Legislative Day Tuesday, March 11, 2014

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Prayer By the chaplain, Pastor Bob Kaylor, Tri-Lakes United Methodist Church, Monument.

Call to Order By the President *pro tem* at 9:00 a.m.

Pledge By Senator Todd.

Roll Call Present--33  
 Excused--2, Marble, Roberts.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Hill, reading of the Journal of Monday, March 10, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.

**COMMITTEE OF REFERENCE REPORTS**

Judiciary After consideration on the merits, the Committee recommends that **SB14-064** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, strike everything below the enacting clause and substitute:

**"SECTION 1.** In Colorado Revised Statutes, **add** 17-1-113.8 as follows:

**17-1-113.8. Persons with serious mental illness - long-term isolated confinement - work group.** (1) THE DEPARTMENT SHALL NOT PLACE A PERSON WITH SERIOUS MENTAL ILLNESS IN LONG-TERM ISOLATED CONFINEMENT EXCEPT WHEN EXIGENT CIRCUMSTANCES ARE PRESENT.

(2) (a) THERE IS HEREBY ESTABLISHED WITHIN THE DEPARTMENT A SERIOUS MENTAL ILLNESS IN LONG-TERM ISOLATED CONFINEMENT WORK GROUP, REFERRED TO IN THIS SECTION AS THE "WORK GROUP". THE WORK GROUP CONSISTS OF:

(I) THE DEPUTY EXECUTIVE DIRECTOR OF THE DEPARTMENT, OR HIS OR HER DESIGNEE, WHO SHALL CONVENE AND SERVE AS THE CHAIR OF THE WORK GROUP;

(II) THE DIRECTOR OF CLINICAL AND CORRECTIONAL SERVICES, WITHIN THE DEPARTMENT, OR HIS OR HER DESIGNEE;

(III) THE DIRECTOR OF PRISONS, WITHIN THE DEPARTMENT, OR HIS OR HER DESIGNEE;

(IV) THE CHIEF OF PSYCHIATRY, WITHIN THE DEPARTMENT, OR HIS OR HER DESIGNEE;

(V) THE DIRECTOR OF BEHAVIORAL HEALTH, WITHIN THE DEPARTMENT, OR HIS OR HER DESIGNEE;

(VI) TWO REPRESENTATIVES FROM A NONPROFIT PRISONERS' RIGHTS ADVOCACY GROUP, ONE WHO IS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND ONE WHO IS APPOINTED BY THE PRESIDENT OF THE SENATE; AND

(VII) TWO MENTAL HEALTH PROFESSIONALS INDEPENDENT FROM THE DEPARTMENT WITH PARTICULAR KNOWLEDGE OF PRISONS AND CONDITIONS OF CONFINEMENT, ONE WHO IS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND ONE WHO IS APPOINTED BY THE PRESIDENT OF THE SENATE.

(b) (I) THE WORK GROUP SHALL ADVISE THE DEPARTMENT ON POLICIES AND PROCEDURES RELATED TO THE PROPER TREATMENT AND CARE OF OFFENDERS WITH SERIOUS MENTAL ILLNESS IN LONG-TERM ISOLATED CONFINEMENT, WITH A FOCUS ON PERSONS WITH SERIOUS MENTAL ILLNESS IN LONG-TERM ISOLATED CONFINEMENT.

(II) THE WORK GROUP HAS THE POWER TO REQUEST, ON A PERIODIC BASIS, INFORMATION AND DATA FROM THE DEPARTMENT ON THE STATUS OF THE DEPARTMENT'S WORK ON THE SUBJECT MATTER OF THE WORK GROUP.

(c) THE CHAIR OF THE WORK GROUP SHALL CONVENE THE WORK GROUP'S FIRST MEETING NO LATER THAN JULY 1, 2014, AND THE WORK GROUP MUST MEET AT LEAST SEMI-ANNUALLY THEREAFTER. THE CHAIR SHALL SCHEDULE AND CONVENE THE WORK GROUP'S MEETINGS.

(d) THE CHAIR SHALL PROVIDE THE WORK GROUP WITH QUARTERLY UPDATES ON THE DEPARTMENT'S POLICIES RELATED TO THE WORK GROUP'S SUBJECT AREA.

**SECTION 2. 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."

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1152** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 15, after "C.R.S.," insert "ANY JUVENILE FACILITY OPERATED BY THE COLORADO DEPARTMENT OF HUMAN SERVICES, AS LISTED IN SECTIONS 19-2-402, 19-2-403, AND 19-2-406 THROUGH 19-2-408, C.R.S.,".

State,  
Veterans, &  
Military  
Affairs

After consideration on the merits, the Committee recommends that **SB14-042** be **postponed indefinitely**.

**SENATE SERVICES REPORT**

- Correctly Printed:** SB14-155.
- Correctly Engrossed:** SB14-032; SJR14-018.
- Correctly Reengrossed:** SB14-125.
- Correctly Revised:** HB14-1224.
- Correctly Rerevised:** HB14-1172.
- Correctly Enrolled:** SB14-043, 105, 107, 108 and 112; SJR14-015 and 017.

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

The President has signed: SB14-112; SJR14-015 and 017.

**DELIVERY TO THE GOVERNOR**

To the Governor for signature on Monday, March 10, 2014, at 4:25 p.m.: SB14-112.

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On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Memorials.

**CONSIDERATION OF MEMORIALS**

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

On motion of Senator Steadman, the memorial was **adopted** by the following roll call vote:

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

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

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Tuesday, March 11 was laid over until Wednesday, March 12, retaining its place on the calendar.

- Third Reading of Bills -- Final Passage: SB14-032, HB14-1224.
- General Orders -- Second Reading of Bills -- Consent Calendar: HB14-1188.
- General Orders -- Second Reading of Bills: HB14-1208, SB14-131, HB14-1293.
- Consideration of Governor's Appointments--Consent Calendar:
  - Members of the Hospital Provider Fee Oversight and Advisory Board.
  - Members of the Board of Trustees for Fort Lewis College.
  - Members of the Charter School Institute Board.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, March 12, 2014.

Approved:

Morgan Carroll  
President of the Senate

Attest:

Cindi L. Markwell  
Secretary of the Senate

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