

**SENATE JOURNAL**  
 Seventieth General Assembly  
**STATE OF COLORADO**  
 First Regular Session

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113th Legislative Day Wednesday, April 29, 2015

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Prayer By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver. 10-11

Call to Order By the President at 9:00 a.m. 12-13

Pledge By Senator Merrifield. 14-15

Roll Call Present--34 16-17  
 Excused--1, Balmer 18-19  
 Present later--1, Balmer. 20-21

Quorum The President announced a quorum present. 22-23

Reading of Journal On motion of Senator Woods, reading of the Journal of Tuesday, April 28, 2015, was dispensed with and the Journal was approved as corrected by the Secretary. 24-25

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**COMMITTEE OF REFERENCE REPORTS**

Judiciary After consideration on the merits, the Committee recommends that **HB15-1043** be **referred** to the Committee on Finance with favorable recommendation. 30-33

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**SENATE SERVICES REPORT**

**Correctly Printed:** SB15-284, 285 and 286. 34-35  
**Correctly Engrossed:** SB15-272 and 278. 36-37  
**Correctly Reengrossed:** SB15-268. 38-39  
**Correctly Revised:** HB15-1129, 1170, 1181, 1219, 1229, 1249, 1274, 1275 and 1344; HJR15-1020. 40-44

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On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for expressions of personal privilege. 45-48

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Senate in recess. Senate reconvened.

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On motion of Majority Leader Scheffel, 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. 49-52

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**CONSIDERATION OF MEMORIALS**

**SJM15-001** by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Rankin, Hamner, Young--Memorializing congress to reimburse Colorado for the costs of federal mandates associated with the Fort Lewis College Native American tuition waiver program.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Todd, Ulibarri and Woods.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for an expression of personal privilege.

Senate in recess. Senate reconvened.

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

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

**SB15-135** by Senator(s) Martinez Humenik and Jahn, Hodge, Holbert, Todd; also Representative(s) Lebsock and Saine--Concerning modifications to statutory provisions governing urban redevelopment affecting public bodies in connection with urban renewal projects.

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

**SB15-257** by Senator(s) Hill and Merrifield, Holbert, Marble, Neville T., Todd, Woods; also Representative(s) Becker J. and Singer, Lebsock--Concerning accountability in public schools, and, in connection therewith, making and reducing appropriations.

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

**HB15-1229** by Representative(s) McCann; also Senator(s) Martinez Humenik--Concerning retaliation against a prosecutor, and in connection therewith, making an appropriation.

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

YES	19	NO	16	EXCUSED	0	ABSENT	0
Aguilar	N	Guzman	Y	Kerr	N	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	N
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	N	Hodge	Y	Marble	N	Steadman	N
Cooke	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	N	Merrifield	N	Ulibarri	N
Donovan	Y	Johnston	Y	Neville T.	N	Woods	N
Garcia	N	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

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

**HB15-1344** by Representative(s) Duran and Becker J., Ginal, Arndt, Fields, Rosenthal, Brown, Buckner, Coram, Danielson, Dore, Esgar, Garnett, Kraft-Tharp, Lebsock, Lontine, Melton, Mitsch Bush, Moreno, Pettersen, Salazar, Vigil, Willett, Williams, Wilson, Winter, Young; also Senator(s) Sonnenberg and Steadman, Baumgardner, Scott, Guzman, Johnston, Grantham, Donovan--Concerning the financing of state capital construction projects that are included in the national western center or capitol complex master plans, and, in connection therewith, authorizing the state to enter into lease-purchase agreements to finance facilities for Colorado state university that are included in the national western center master plan, creating the national western center trust fund, and creating a capitol complex master plan implementation fund as a funding source for projects that are included in the capitol complex master plan.

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

YES	19	NO	16	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	N
Balmer	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	N	Lundberg	N	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Todd	N
Crowder	N	Jahn	Y	Merrifield	N	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	Y
Garcia	N	Jones	N	Newell	N	President	Y
Grantham	Y	Kefalas	Y	Roberts	N		

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

Co-sponsor(s) added: Kefalas and Kerr.

**SB15-272** by Senator(s) Baumgardner, Marble, Cooke, Cadman, Scheffel, Crowder, Lundberg; also Representative(s) DelGrosso, Coram, Saine, Buck, Brown, Nordberg, Humphrey-- Concerning infrastructure funding, and, in connection therewith, authorizing the state, with no increase in any taxes, to issue additional transportation revenue anticipation notes for the purpose of addressing critical priority transportation needs in the state by financing transportation projects, excluding note proceeds and investment earnings on note proceeds from state fiscal year spending limits, and requiring additional automatic transfers from the general fund to cash funds for state infrastructure if currently scheduled statutory transfers to such cash funds are automatically reduced by operation of current law.

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

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	N	Guzman	N	Kerr	N	Scheffel	Y
Balmer	Y	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder	Y	Jahn	N	Merrifield	N	Ulibarri	N
Donovan	N	Johnston	N	Neville T.	N	Woods	Y
Garcia	N	Jones	N	Newell	N	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

Less than a majority of all members elected to the Senate having voted in the affirmative, the bill **lost**.

**HB15-1181** by Representative(s) Keyser; also Senator(s) Crowder--Concerning the exemption from the state income tax of active duty military income earned by a resident individual in the armed forces of the United States.

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

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	N	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	N
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	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: Balmer, Garcia, Heath, Hill, Johnston, Kefalas, Kerr, Merrifield, Roberts, Scheffel, Scott and Todd.

**IMMEDIATE RECONSIDERATION OF HB15-1181**

**HB15-1181** by Representative(s) Keyser; also Senator(s) Crowder--Concerning the exemption from the state income tax of active duty military income earned by a resident individual in the armed forces of the United States.

Having voted on the prevailing side, Majority Leader Scheffel moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB15-1181**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

**THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)**

**HB15-1181** by Representative(s) Keyser; also Senator(s) Crowder--Concerning the exemption from the state income tax of active duty military income earned by a resident individual in the armed forces of the United States.

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

YES	28	NO	7	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	N
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	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: Carroll, Donovan, Lambert and Ulibarri.

**HB15-1219** by Representative(s) McCann and Becker J.; also Senator(s) Hodge and Sonnenberg-- Concerning the enterprise zone investment tax credit for renewable energy projects, and, in connection therewith, making an appropriation.

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

YES	24	NO	11	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	N	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	N
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	N	Kefalas	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Carroll, Guzman, Heath, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Todd and Ulibarri.

**HB15-1129** by Representative(s) Kraft-Tharp; also Senator(s) Roberts, Grantham, Heath--Concerning disaster prediction and decision support systems by the department of public safety, and, in connection therewith, making an appropriation.

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

YES	23	NO	12	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	N
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	N	Kefalas	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Carroll, Donovan, Hodge, Jones, Kefalas, Kerr, Merrifield, Newell and Todd.

**HB15-1274** by Representative(s) Garnett and Melton, Arndt, Danielson, Duran, Esgar, Fields, Ginal, Lee, McCann, Mitsch Bush, Rosenthal, Tyler, Young; also Senator(s) Kerr and Woods, Todd--Concerning the creation of career pathways for students for critical occupations in growing industries, and, in connection therewith, making an appropriation.

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

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	N	Kefalas	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, Donovan, Garcia, Heath, Hill, Hodge, Jahn, Johnston, Kefalas, Martinez Humenik, Merrifield and Newell.

**HB15-1170** by Representative(s) Kraft-Tharp and Wilson; also Senator(s) Hill and Heath--Concerning measures to raise the level of postsecondary and workforce readiness that Colorado students demonstrate upon graduation from high school, and, in connection therewith, making an appropriation.

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

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	N
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	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: Hodge, Johnston, Kefalas, Kerr, Merrifield, Newell and Todd.

**HB15-1275** by Representative(s) Winter; also Senator(s) Heath and Marble, Todd--Concerning measures to support enrollment in career and technical education programs, and, in connection therewith, making an appropriation.

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

YES	28	NO	7	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	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: Carroll, Donovan, Garcia, Hill, Jahn, Kefalas, Kerr, Merrifield, Newell and Ulibarri.

**HB15-1249** by Representative(s) Becker K.; also Senator(s) Hodge--Concerning amendments to the fees associated with water pollution control, and, in connection therewith, making and reducing appropriations.

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

YES	23	NO	12	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	N	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	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, Merrifield, Newell, Steadman and Todd.

**SB15-278** by Senator(s) Lambert and Steadman, Grantham, Cadman; also Representative(s) Hamner, Young, Rankin--Concerning an amendment to the annual general appropriation act for the 2013-14 fiscal year to allow unspent moneys appropriated for the Colorado state capitol dome restoration project to be used for the next planned phase of the Colorado state capitol restoration.

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	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	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: Baumgardner, Guzman, Holbert, Kefalas, Kerr, Marble, Martinez Humenik, Merrifield, Newell and Todd.

### **NOTICE OF INTENT TO MOVE FOR RECONSIDERATION OF SB15-272**

Majority Leader Scheffel gave notice of intent to reconsider SB15-272.

**CONSIDERATION OF RESOLUTIONS**

**SJR15-021** by Senator(s) Baumgardner and Sonnenberg, Scott; also Representative(s) Vigil and Coram, Brown--Concerning the recognition of the importance of coal to the Colorado economy.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.  
(Printed in Senate Journal, April 9, page(s) 689 and placed in members' bill files.)

Amendment No. 2(L.006), by Senator Jones.

Amend printed resolution, page 2, after line 23 insert:

"WHEREAS, Coal workers have difficult and demanding jobs, and they deserve prevailing wages, good health care, safe working conditions, and the means to be able to retire; and".

The amendment **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	N
Balmer	N	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	N
Garcia	Y	Jones	Y	Newell	Y	President	N
Grantham	N	Kefalas	Y	Roberts	N		

Amendment No. 3(L.005), by Senator Kefalas.

Amend printed resolution as amended page 2, after line 30 insert:

"WHEREAS, Colorado citizens recognize the value of a diverse economy, strong workforce, and the importance of preparing for industry transitions and an ever-changing economy; and".

Page 3, before line 19 insert:

"(5) Urge the executive branch of our state government to collaborate with local workforce investment centers and private sector employers to offer retraining and reemployment services and resources for dislocated workers, especially in economically distressed areas that experience industry transitions;"

Renumber succeeding subsections accordingly.

The amendment **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	N
Balmer	N	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	N
Garcia	Y	Jones	Y	Newell	Y	President	N
Grantham	N	Kefalas	Y	Roberts	N		

On motion of Senator Baumgardner, the resolution, as amended, was **adopted** by the following roll call vote:

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YES	25	NO	10	EXCUSED	0	ABSENT	0
Aguilar		N	Guzman	N	Kerr	N	Scheffel
Balmer		Y	Heath	N	Lambert	Y	Scott
Baumgardner		Y	Hill	Y	Lundberg	Y	Sonnenberg
Carroll		N	Hodge	Y	Marble	Y	Steadman
Cooke		Y	Holbert	Y	Martinez Humenik	Y	Todd
Crowder		Y	Jahn	Y	Merrifield	N	Ulibarri
Donovan		Y	Johnston	Y	Neville T.	Y	Woods
Garcia		Y	Jones	N	Newell	N	President
Grantham		Y	Kefalas	Y	Roberts	Y	

Co-sponsor(s) added: Cadman, Cooke, Crowder, Grantham, Holbert, Jahn, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel and Woods.

**SJR15-028** by Senator(s) Scheffel, Cadman, Carroll; also Representative(s) Duran, Hulinghorst, DelGrosso--Concerning the convening date for the 2016 Second Regular Session of the Seventieth General Assembly.

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

**SJR15-029** by Senator(s) Grantham; also Representative(s) Wilson--Concerning the grand reopening celebration of the Royal Gorge Bridge and Park.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar		Y	Guzman	Y	Kerr	Y	Scheffel
Balmer		Y	Heath	Y	Lambert	Y	Scott
Baumgardner		Y	Hill	Y	Lundberg	Y	Sonnenberg
Carroll		Y	Hodge	Y	Marble	Y	Steadman
Cooke		Y	Holbert	Y	Martinez Humenik	Y	Todd
Crowder		Y	Jahn	Y	Merrifield	Y	Ulibarri
Donovan		Y	Johnston	Y	Neville T.	Y	Woods
Garcia		Y	Jones	Y	Newell	Y	President
Grantham		Y	Kefalas	Y	Roberts	Y	

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Todd, Ulibarri and Woods.

**SJR15-030** by Senator(s) Carroll and Scheffel, Cadman; also Representative(s) DelGrosso and Duran, Hulinghorst--Concerning changes to the joint rules of the senate and house of representatives regarding deadlines for the introduction of resolutions and memorials in the house of origin.

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

**CONSIDERATION OF MEMORIALS (cont'd)**

**SJM15-002** by Senator(s) Lambert, Balmer, Cadman, Lundberg; also Representative(s) Neville P., Humphrey, Joshi--Memorializing the United States congress regarding the pending international agreement permitting the nation of Iran to continue its efforts to develop a nuclear weapons capability.

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

**CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS**

**SB15-087** by Senator(s) Newell; also Representative(s) Singer--Concerning the safe placement of children in foster care homes.

Senator Newell moved that the Senate concur in House amendments to **SB15-087**, as printed in House journal, April 23, page(s) 981-982. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

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

Co-sponsor(s) added: Kerr.

**SB15-115** by Senator(s) Hill, Holbert; also Representative(s) Pabon--Concerning the sunset review of the medical marijuana programs.

Senator Hill moved that the Senate not concur in House amendments to **SB15-115**, as printed in House journal, April 23, page(s) 1000, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

The President appointed Senators Hill, Chair, Holbert, and Steadman as Senate conferees on the first conference committee on **SB15-115**.

**SB15-119** by Senator(s) Sonnenberg, Baumgardner; also Representative(s) Becker K.--Concerning continuation of the regulation of pesticide applicators by the department of agriculture, and, in connection therewith, implementing the recommendations of the 2014 sunset report by the department of regulatory agencies.

Senator Sonnenberg moved that the Senate not concur in House amendments to **SB15-119**, as printed in House journal, April 23, page(s) 1007, and that a conference committee be appointed.

On a substitute motion, Minority Leader Carroll moved that the Senate concur in House amendments to **SB15-119**, as printed in House journal, April 23, page(s) 1007. The motion **lost** by the following roll call vote:

YES	12	NO	23	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	N
Balmer	N	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	N	Marble	N	Steadman	N
Cooke	N	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	N	Johnston	Y	Neville T.	N	Woods	N
Garcia	N	Jones	Y	Newell	N	President	N
Grantham	N	Kefalas	Y	Roberts	N		

A majority of all members elected to the Senate having voted in the affirmative, the motion to reject House amendments and form a conference committee was **adopted** on the following roll call vote:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Aguilar	N	Guzman	Y	Kerr	N	Scheffel	Y
Balmer	Y	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	N	Ulibarri	N
Donovan	Y	Johnston	N	Neville T.	Y	Woods	Y
Garcia	Y	Jones	N	Newell	Y	President	Y
Grantham	Y	Kefalas	N	Roberts	Y		

The President appointed Senators Sonnenberg, Chair, Baumgardner, and Jones as Senate conferees on the first conference committee on **SB15-119**.

**SB15-173** by Senator(s) Holbert; also Representative(s) Pabon--Concerning expanding protections for student data security.

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

**SB15-218** by Senator(s) Roberts and Cooke; also Representative(s) Williams--Concerning requiring a law enforcement agency to disclose whether a peace officer has made a knowing misrepresentation in certain settings.

Senator Roberts moved that the Senate concur in House amendments to **SB15-218**, as printed in House journal, April 23, page(s) 1002-1003. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

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

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

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

**SB15-219** by Senator(s) Cooke and Roberts; also Representative(s) Salazar--Concerning measures to provide additional transparency to peace officer-involved shootings.

Senator Cooke moved that the Senate not concur in House amendments to **SB15-219**, as printed in House journal, April 23, page(s) 1002, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

The President appointed Senators Cooke, Chair, Roberts, and Guzman as Senate conferees on the first conference committee on **SB15-219**.

**SB15-221** by Senator(s) Cooke; also Representative(s) Danielson and Priola--Concerning public transit officers.

Senator Cooke moved that the Senate concur in House amendments to **SB15-221**, as printed in House journal, April 27, page(s) 1055. The motion was **adopted** by the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

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

YES	25	NO	10	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	N
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

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

**RECONSIDERATION OF SB15-218**

**SB15-218** by Senator(s) Roberts and Cooke; also Representative(s) Williams--Concerning requiring a law enforcement agency to disclose whether a peace officer has made a knowing misrepresentation in certain settings.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the repassage of SB15-218.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

**REPASSAGE OF SB15-218**

**SB15-218** by Senator(s) Roberts and Cooke; also Representative(s) Williams--Concerning requiring a law enforcement agency to disclose whether a peace officer has made a knowing misrepresentation in certain settings.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	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 Scheffel, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE  
COLORADO BOARD OF VETERANS AFFAIRS

for a term expiring June 30, 2017:

Bennie Jack Rudder of Alamosa, Colorado, to serve as a veteran and as an Unaffiliated, and to fill the vacancy occasioned by the resignation of Wendy Sue Chiado, PhD of Colorado Springs, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

MEMBERS OF THE  
MEDICAL SERVICES BOARD

for terms expiring July 1, 2018:

Patricia L. Givens, DHA, EdM, BN, RN, of Denver, Colorado, an Unaffiliated from the First Congressional District, with knowledge of medical assistance programs, reappointed;

Amanda Ann Moorer of Westminster, Colorado, a Republican from the Seventh Congressional District with knowledge of medical assistance programs, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

MEMBERS OF THE  
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

for terms expiring December 31, 2018:

John William Singletary of Pueblo, Colorado, a Democrat, appointed;

Cleave Alan Simpson of Alamosa, Colorado, a Republican, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS**

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

MEMBER OF THE  
PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

for a term expiring the Monday preceding the second Tuesday in January 2017:

Glenn Vaad of Mead, Colorado, a Republican, reappointed.

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	N	Guzman	N	Kerr	N	Scheffel	Y
Balmer	Y	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	N
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	N	Jones	N	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

**APPOINTMENTS TO CONFERENCE COMMITTEE**

The President appointed Senators Hill, Chair, Neville, and Garcia as Senate conferees on the first conference committee on **HB15-1130**.

**CONFERENCE COMMITTEE GRANTED FURTHER POWERS**

**HB15-1130** by Representative(s) Nordberg and Ryden; also Senator(s) Garcia and Hill--Concerning voting by military and overseas voters in municipal elections, and, in connection therewith, extending certain deadlines that govern the conduct of municipal elections to ensure that such voters have the same ability to vote in such elections as they do in federal, state, and county elections.

Senator Hill moved that the Senate conferees on the first conference committee on **HB15-1130** be granted permission to go beyond the scope of the differences between the two houses.

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

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB15-279, SB15-260, and HB15-1290 were added to the Special Orders -- Second Reading of Bills Calendar at 11:26 a.m.

Senate in recess. Senate reconvened.

Committee of the Whole

The hour of 11:26 a.m. having arrived, Senator Holbert moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Holbert was called to the chair to act as Chairman.

**SPECIAL 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:

**SB15-279**

by Senator(s) Neville T. and Jahn; also Representative(s) Kraft-Tharp and Keyser-- Concerning surety requirements when a taxpayer appeals a tax bill that the state or a local government claims is due.

A majority of all members elected to the Senate having voted in the affirmative, the bill was referred to the Committee on Appropriations.

**SB15-141**

by Senator(s) Scheffel; also Representative(s) Thurlow--Concerning the expansion of eligibility for the state income tax credit to reimburse personal property taxes paid in the state.

(Amended in special orders as printed in Senate journal, April 28, page(s) 961.)

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

**SB15-260**

by Senator(s) Aguilar, Kerr; also Representative(s) Ginal--Concerning medical marijuana product testing.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.  
(Printed in Senate Journal, April 16, page(s) 784 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.  
(Printed in Senate Journal, April 28, page(s) 949 and placed in members' bill files.)

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

**HB15-1290**

by Representative(s) Salazar and Esgar, Lundeen, Priola, Petterson, Buckner, Duran, Everett, Garnett, Kagan, Lee, Lontine, Melton, Pabon, Saine, Tate, Tyler, Vigil, Williams; also Senator(s) Guzman and Balmer, Ulibarri--Concerning prohibiting a peace officer from interfering with a person lawfully recording a peace officer-involved incident.

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

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

On motion of Senator Holbert, 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	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB15-141 as amended, SB15-260 as amended, HB15-1290.  
 Referred to Committee on Appropriations: SB15-279.

**MESSAGE FROM THE HOUSE**

April 29, 2015

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB15-1370, amended as printed in House Journal, April 28, 2015.

**MESSAGE FROM THE REVISOR OF STATUTES**

April 29, 2015

We herewith transmit:

Without comment, as amended, HB15-1370.

**COMMITTEE OF REFERENCE REPORTS**

Local Government After consideration on the merits, the Committee recommends that **HB15-1353** be **referred** to the Committee of the Whole with favorable recommendation.

Local Government After consideration on the merits, the Committee recommends that **HB15-1115** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, strike lines 2 through 19 and substitute:

**"SECTION 1.** In Colorado Revised Statutes, **add** 13-21-128 as follows:

**13-21-128. Civil damages for invasion of privacy - unauthorized recordings.** (1) EXCEPT AS DESCRIBED IN SUBSECTION (2) OF THIS SECTION, A PERSON WHO SUFFERS DAMAGES AS A RESULT OF ANOTHER PERSON KNOWINGLY AND INTENTIONALLY CAPTURING, WITHOUT THE PERSON'S CONSENT, A PHOTOGRAPH, SOUND RECORDING, OR OTHER PHYSICAL IMPRESSION OR DIGITAL IMAGE OF THE PERSON UNDER CIRCUMSTANCES IN WHICH THE PERSON HAD A REASONABLE EXPECTATION OF PRIVACY HAS A PRIVATE CIVIL RIGHT OF ACTION AGAINST THE PERPETRATOR, REGARDLESS OF WHETHER THE PERPETRATOR

IS CONVICTED OF ANY CRIMINAL OFFENSE.

(2) SUBSECTION (1) OF THIS SECTION DOES NOT APPLY IF THE PERSON WHO CAPTURES THE PHOTOGRAPH, SOUND RECORDING, OR OTHER PHYSICAL IMPRESSION OR DIGITAL IMAGE WAS A PEACE OFFICER OR AN EMPLOYEE OR OTHER AGENT OF A FEDERAL, STATE, OR LOCAL GOVERNMENT AGENCY ACTING IN HIS OR HER OFFICIAL CAPACITY, CONSISTENT WITH THE FOURTH AMENDMENT TO THE UNITED STATES CONSTITUTION.

(3) AS USED IN THIS SECTION, UNLESS THE CONTEXT REQUIRES OTHERWISE, "DAMAGES" DO NOT INCLUDE THE VALUE OR POTENTIAL VALUE OF A CIVIL JUDGMENT WHEN:

(a) A PERSON CAPTURES A PHOTOGRAPH, SOUND RECORDING, OR OTHER PHYSICAL IMPRESSION OR DIGITAL IMAGE OF ANOTHER PERSON WHO IS A PARTY TO A CIVIL CASE; AND

(b) THE PHOTOGRAPH, SOUND RECORDING, OR OTHER PHYSICAL IMPRESSION OR DIGITAL IMAGE IS GERMANE TO THE CIVIL CASE."

Local Government

After consideration on the merits, the Committee recommends that **HB15-1357** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Senate in recess. Senate reconvened.

**COMMITTEE OF REFERENCE REPORTS**

Education

After consideration on the merits, the Committee recommends that **HB15-1321** be referred to the Committee on Appropriations with favorable recommendation.

Education

After consideration on the merits, the Committee recommends that **SB15-281** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB15-1355** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB15-1359** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB15-1281** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB15-1352** be referred to the Committee of the Whole with favorable recommendation.

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Education	After consideration on the merits, the Committee recommends that <b>HB15-1350</b> be <b>amended</b> 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.	1 2 3 4 5 6
	Amend reengrossed bill, page 3, line 21, strike "AND".	7
	Page 3, line 24, strike "SCHOOLS." and substitute "SCHOOLS; AND".	8 9
	Page 3, after line 24 insert:	10 11
	"(V) CONSIDERATION OF THE NINETY-FIVE PERCENT THRESHOLD FOR DESIGNATION OF AN ALTERNATIVE EDUCATION CAMPUS, THE STUDENT GROUPS INCLUDED IN THE NINETY-FIVE PERCENT THRESHOLD, AND THE DOCUMENTATION AND VERIFICATION REQUIREMENTS FOR CERTIFYING THAT THE THRESHOLD HAS BEEN MET.".	12 13 14 15 16 17
	Page 3, line 26, strike "COMMISSIONER AND TO" and substitute "COMMISSIONER,".	18 19 20
	Page 3, line 27, after "MEETINGS," insert "THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND OF THE SENATE, AND THE STATE BOARD".	21 22 23 24
	Page 4, line 1, strike "TO THE STATE BOARD".	25 26
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that <b>HB15-1228</b> be <b>referred</b> to the Committee on <u>Appropriations</u> with favorable recommendation.	27 28 29 30 31 32
Judiciary	After consideration on the merits, the Committee recommends that <b>SB15-269</b> be <b>amended</b> as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	33 34 35 36 37
	Amend printed bill, page 6, strike lines 11 through 13 and substitute:	38 39 40
	" <b>SECTION 2. Act subject to petition - effective date.</b> This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".	41 42 43 44 45 46 47 48 49 50 51 52
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that <b>HB15-1230</b> be <b>referred</b> to the Committee on <u>Appropriations</u> with favorable recommendation.	53 54 55 56
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that <b>HB15-1276</b> be <b>referred</b> to the Committee on <u>Appropriations</u> with favorable recommendation.	57 58 59 60 61
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that <b>HB15-1002</b> be <b>postponed indefinitely</b> .	62 63 64 65 66
		67 68 69

Business,  
Labor, &  
Technology

After consideration on the merits, the Committee recommends that **SB15-271** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 4, line 8, strike "members" and substitute "members,".

Page 4, strike lines 9 through 25 and substitute "~~appointed by SEVEN OF WHOM the governor SHALL APPOINT. Such members shall be appointed to represent residential, small business, and agricultural utility consumers. Such members shall, to the extent possible, be persons with expertise or experience in consumer related utility matters, utilities management, economics, accounting, financing, engineering, planning, or utilities law.~~ THE GOVERNOR SHALL APPOINT AT LEAST ONE MEMBER WHO IS ACTIVELY ENGAGED IN AGRICULTURE AS A BUSINESS AND AT LEAST TWO MEMBERS WHO ARE OWNERS OF SMALL BUSINESSES WITH ONE HUNDRED OR FEWER EMPLOYEES. In making appointments to the board, the governor shall ensure that the membership of the board represents EACH OF the different geographic areas SEVEN CONGRESSIONAL DISTRICTS of the state AND THAT NO MORE THAN FOUR OF THE GOVERNOR'S APPOINTMENTS ARE AFFILIATED WITH THE SAME POLITICAL PARTY. ~~Of the members of the board appointed for terms beginning July 1, 1993, five of such members shall be appointed for terms of two years and six shall be appointed for terms of four years.~~ Thereafter, THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE MINORITY LEADER OF THE SENATE, AND THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES SHALL EACH APPOINT ONE MEMBER OF THE BOARD. Members of the board shall be appointed for terms of four years. ~~The governor shall not appoint any member of the board~~ If such a person has any conflict of interest with such person's THE duties as REQUIRED OF a member of the board, THE PERSON SHALL NOT BE APPOINTED AS A MEMBER OF THE BOARD. The ~~governor~~ OFFICIAL WHO APPOINTED A BOARD MEMBER may remove ~~any~~ THAT board member for misconduct, incompetence, or neglect of duty. Board".

Page 4, line 27, after "Boulder," insert "BROOMFIELD,".

State,  
Veterans, &  
Military  
Affairs

After consideration on the merits, the Committee recommends that **HB15-1326** be **postponed indefinitely**.

State,  
Veterans, &  
Military  
Affairs

After consideration on the merits, the Committee recommends that **SB15-282** 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** article 30.5 to title 39 as follows:

**ARTICLE 30.5**

**Rural Jump-Start Zone Act**

**39-30.5-101. Short title.** THIS ARTICLE SHALL BE KNOWN AND MAY BE CITED AS THE "RURAL JUMP-START ZONE ACT".

**39-30.5-102. Legislative declaration.** (1) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT:

(a) WHILE OVERALL THERE ARE IMPROVEMENTS TO THE COLORADO ECONOMY, THERE STILL EXISTS A SIGNIFICANT CONTRACTION OF LOCAL ECONOMIES IN CERTAIN AREAS OF THE STATE;

(b) IMPORTANTLY, THOSE AREAS ARE EXPERIENCING INCREASED ECONOMIC DOWNTURN AS MEASURED BY CHANGES IN SUCH FACTORS AS POPULATION, EMPLOYMENT, WEEKLY WAGE, ASSESSED VALUE OF ALL PROPERTY, AND CONCENTRATION OF PUPILS ELIGIBLE FOR FREE LUNCH; AND

(c) COLORADO'S MANY DIVERSE ASPECTS ARE WHAT MAKE IT SUCH A UNIQUE AND WONDERFUL STATE, WITH VARYING ECONOMIC SECTORS AND REGIONS MAKING ITS STRENGTH GREATER THAN THE SUM OF ITS PARTS. IT IS IMPERATIVE THAT ALL SECTORS OF THE STATE BE KEPT INDEPENDENTLY STRONG AND BE GIVEN THE CHANCE TO IMPROVE, PROSPER, AND CONTRIBUTE TO THE WHOLE, FROM WHICH ALL BENEFIT. THE GENERAL ASSEMBLY IS COMMITTED TO REACHING OUT TO ALL SUCH AREAS TO ENSURE THIS GOAL IS MET.

(2) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT ESTABLISHING CERTAIN RURAL JUMP-START ZONES IS BEST SUITED TO BRING ABOUT THE ECONOMIC VITALITY SO CRITICALLY NEEDED IN THOSE REGIONS.

(3) THE GENERAL ASSEMBLY FINDS THAT, BY ATTRACTING BUSINESSES THAT ARE COMPLETELY NEW TO COLORADO, ECONOMIC GROWTH WILL OCCUR IN DISTRESSED COUNTIES WITHOUT NEGATIVELY IMPACTING OTHER AREAS OF THE STATE AND, WHILE CERTAIN TAXES, SUCH AS PROPERTY TAXES, WILL NOT BE COLLECTED WITHIN THE RURAL JUMP-START ZONE, THE NET IMPACT OF THOSE UNCOLLECTED TAXES WILL RESULT IN A NET POSITIVE IMPACT TO THE STATE, THE DISTRESSED COUNTY, AND THE INTERESTED MUNICIPALITY.

**39-30.5-103. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "COLORADO ECONOMIC DEVELOPMENT COMMISSION" OR "COMMISSION" MEANS THE COLORADO ECONOMIC DEVELOPMENT COMMISSION CREATED IN SECTION 24-46-102, C.R.S.

(2) "CREDIT CERTIFICATE" MEANS A STATEMENT ISSUED BY THE COMMISSION CERTIFYING THAT THE NEW BUSINESS OR THE NEW EMPLOYEE QUALIFIES FOR AN INCOME TAX CREDIT ALLOWED IN SECTION 39-30.5-105. THE CREDIT CERTIFICATE SHALL NOT SPECIFY THE AMOUNT OF THE CREDIT, BUT MUST SPECIFY THAT THE NEW BUSINESS, NEW EMPLOYEE, OR NEW HIRE IS ELIGIBLE FOR THE CREDIT.

(3) "DEPARTMENT" MEANS THE DEPARTMENT OF REVENUE.

(4) "DISTRESSED COUNTY" MEANS A COUNTY WITH A POPULATION OF LESS THAN TWO HUNDRED FIFTY THOUSAND AND THAT REFLECTS INDICATORS OF ECONOMIC DISTRESS SUCH AS:

(a) PER CAPITA INCOME THAT IS SUBSTANTIALLY BELOW THE STATEWIDE AVERAGE;

(b) LOCAL GROSS DOMESTIC PRODUCT OR SIMILAR PERFORMANCE MEASURES THAT ARE SUBSTANTIALLY BELOW THE STATEWIDE AVERAGE OVER THE PRECEDING FIVE-YEAR PERIOD;

(c) UNEMPLOYMENT LEVELS THAT ARE SUBSTANTIALLY ABOVE THE STATEWIDE AVERAGE OVER THE PRECEDING FIVE-YEAR PERIOD;

(d) A NET LOSS OF PEOPLE OF WORKFORCE AGE MEASURED OVER THE PRECEDING FIVE-YEAR PERIOD, OR A FAILURE TO RECOVER FROM A LOSS OVER THE PRECEDING TEN-YEAR PERIOD; OR

(e) A COUNTYWIDE CONCENTRATION OF PUPILS ELIGIBLE FOR FREE LUNCH PURSUANT TO THE FEDERAL "NATIONAL SCHOOL LUNCH ACT", 42 U.S.C. SEC. 1751 ET SEQ., GREATER THAN THE STATEWIDE AVERAGE CONCENTRATION OF PUPILS ELIGIBLE FOR FREE LUNCH.

(5) "GUIDELINES" MEANS THE GUIDELINES DEVELOPED BY THE COMMISSION AS SPECIFIED IN SECTION 39-30.5-104 (1).

(6) "MUNICIPALITY" MEANS A MUNICIPALITY AS DEFINED IN SECTION 31-1-101 (6), C.R.S., WITH BOUNDARIES WHOLLY OR PARTLY WITHIN THE DISTRESSED COUNTY'S BOUNDARIES.

(7) "NEW BUSINESS" MEANS A BUSINESS THAT:

(a) IS NOT OPERATING IN THE STATE AT THE TIME IT SUBMITS ITS APPLICATION TO A STATE INSTITUTION OF HIGHER EDUCATION TO PARTICIPATE IN THE RURAL JUMP-START ZONE PROGRAM;

(b) IS NOT MOVING EXISTING JOBS INTO THE RURAL JUMP-START ZONE FROM ANOTHER AREA IN THE STATE;

(c) HIRES AT LEAST FIVE NEW EMPLOYEES;

(d) IS NOT SUBSTANTIALLY SIMILAR IN OPERATION TO AND DOES NOT DIRECTLY COMPETE WITH THE CORE FUNCTION OF A BUSINESS THAT IS OPERATING IN THE STATE AT THE TIME THE NEW BUSINESS SUBMITS ITS APPLICATION TO A STATE INSTITUTION OF HIGHER EDUCATION TO PARTICIPATE IN THE RURAL JUMP-START ZONE PROGRAM; AND

(e) ADDS TO THE ECONOMIC BASE AND EXPORTS GOODS AND SERVICES OUTSIDE THE DISTRESSED COUNTY.

(8) "NEW EMPLOYEE" MEANS AN INDIVIDUAL WHO HAS NOT BEEN

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EMPLOYED IN THE RURAL JUMP-START ZONE FOR TWELVE MONTHS PRIOR TO BEING HIRED BY THE NEW BUSINESS, WHO HAS PERFORMED LABOR OR SERVICES IN THE RURAL JUMP-START ZONE FOR THE NEW BUSINESS FOR MORE THAN SIX MONTHS FROM THE DATE HIRED AND FOR WHICH SUCH INDIVIDUAL RECEIVES A FEDERAL FORM W-2, AND WHERE THE JOB PERFORMED BY THE INDIVIDUAL:

(a) IS NEW TO THE STATE;

(b) HAS NOT BEEN TRANSFERRED FROM ANOTHER BUSINESS LOCATED IN THIS STATE THROUGH AN ACQUISITION, MERGER, CONSOLIDATION OR OTHER BUSINESS REORGANIZATION, OR THROUGH THE ACQUISITION OF ASSETS OF ANOTHER BUSINESS;

(c) IS EITHER A FULL-TIME, WAGE-PAYING JOB OR IS EQUIVALENT TO A FULL-TIME, WAGE-PAYING JOB REQUIRING AT LEAST THIRTY-FIVE HOURS PER WEEK; AND

(d) HAS A SALARY OR COMPENSATION EQUAL TO OR GREATER THAN THE COUNTY AVERAGE ANNUAL WAGE.

(9) "NEW HIRE" MEANS AN INDIVIDUAL WHO HAS PERFORMED LABOR OR SERVICES IN THE RURAL JUMP-START ZONE FOR THE NEW BUSINESS FOR MORE THAN SIX MONTHS FROM THE DATE HIRED AND FOR WHICH SUCH INDIVIDUAL RECEIVES A FEDERAL FORM W-2 AND WHERE THE JOB PERFORMED BY THE INDIVIDUAL:

(a) IS EITHER A FULL-TIME, WAGE-PAYING JOB OR IS EQUIVALENT TO A FULL-TIME, WAGE-PAYING JOB REQUIRING AT LEAST THIRTY-FIVE HOURS PER WEEK; AND

(b) HAS A SALARY OR COMPENSATION EQUAL TO OR GREATER THAN THE COUNTY AVERAGE ANNUAL WAGE.

(10) "RURAL JUMP-START ZONE" MEANS AN AREA WITHIN THE BOUNDARIES OF A DISTRESSED COUNTY THAT IS EITHER:

(a) IN ONE OR MORE INCORPORATED PORTIONS OF THE DISTRESSED COUNTY IF THE MUNICIPALITY PROVIDES THE COMMISSION WITH A GENERAL RESOLUTION AS DESCRIBED IN SECTION 39-30.5-106 AGREEING TO PROVIDE INCENTIVE PAYMENTS, EXEMPTIONS, OR CREDITS TO OFFSET THE IMPOSITION OF MUNICIPAL TAXES FOR ALL NEW BUSINESSES IN ORDER TO BE A PARTICIPANT IN THE RURAL JUMP-START ZONE PROGRAM;

(b) IN ONE OR MORE INCORPORATED PORTIONS OF THE DISTRESSED COUNTY IF THE MUNICIPALITY PROVIDES THE COMMISSION WITH A LIMITED RESOLUTION AS DESCRIBED IN SECTION 39-30.5-106 THAT INDICATES THE MUNICIPALITY AGREES TO ONLY PROVIDE INCENTIVE PAYMENTS, EXEMPTIONS, OR CREDITS TO OFFSET THE IMPOSITION OF MUNICIPAL TAXES FOR A SPECIFIC NEW BUSINESS IN ORDER TO BE A LIMITED PARTICIPANT IN THE RURAL JUMP-START ZONE PROGRAM; OR

(c) IN THE UNINCORPORATED PORTIONS OF THE DISTRESSED COUNTY.

(11) "RURAL JUMP-START ZONE PROGRAM" MEANS THE RURAL JUMP-START ZONE PROGRAM CREATED IN THIS ARTICLE.

(12) "STATE INSTITUTION OF HIGHER EDUCATION" MEANS A STATE INSTITUTION OF HIGHER EDUCATION AS DEFINED IN SECTION 23-18-102 (10), C.R.S., A JUNIOR COLLEGE, OR AN AREA VOCATIONAL SCHOOL THAT:

(a) HAS A CAMPUS LOCATED IN THE DISTRESSED COUNTY; OR

(b) INCLUDES A DISTRESSED COUNTY IN THE COMMUNITY COLLEGE'S SERVICE AREA OR THE REGIONAL EDUCATION PROVIDER'S SERVICE AREA.

**39-30.5-104. Rural jump-start zone program requirements - commission guidelines.** (1) (a) THE COMMISSION SHALL DEVELOP GUIDELINES FOR THE ADMINISTRATION OF THE RURAL JUMP-START ZONE PROGRAM CREATED IN THIS ARTICLE, INCLUDING, BUT NOT LIMITED TO:

(I) APPLICATION REQUIREMENTS;

(II) GUIDELINES REGARDING THE ISSUING OF CREDIT CERTIFICATES; AND

(III) GUIDELINES CONCERNING THE PROCESS BY WHICH THE COMMISSION WILL DETERMINE WHETHER A NEW BUSINESS IS NOT SUBSTANTIALLY SIMILAR IN OPERATION TO AND DOES NOT DIRECTLY COMPETE WITH THE CORE FUNCTION OF A BUSINESS THAT IS OPERATING IN THE STATE AT THE TIME THE NEW BUSINESS SUBMITS ITS APPLICATION TO A STATE INSTITUTION OF HIGHER EDUCATION TO PARTICIPATE IN THE RURAL JUMP-START ZONE PROGRAM.

(b) THE GUIDELINES MUST BE POSTED ON THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT'S WEB SITE NO LATER THAN DECEMBER 1, 2015.

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(2) NO LATER THAN DECEMBER 1, 2015, THE COMMISSION SHALL DETERMINE WHICH OF THE STATE'S COUNTIES ARE DISTRESSED COUNTIES. IF A DISTRESSED COUNTY IS INTERESTED IN PARTICIPATING IN THE RURAL JUMP-START ZONE PROGRAM, THE DISTRESSED COUNTY SHALL PROVIDE THE COMMISSION WITH A RESOLUTION DESCRIBED IN SECTION 39-30.5-106 (1) (a).

(3) EACH DISTRESSED COUNTY SHALL RETAIN ITS DESIGNATION AS A DISTRESSED COUNTY FOR THREE YEARS FROM THE DATE OF THE DESIGNATION. AFTER THE THREE-YEAR PERIOD, THE COMMISSION SHALL REVIEW THE DESIGNATION. IF THE COMMISSION DETERMINES THAT THE COUNTY IS NO LONGER DISTRESSED, THE NEW BUSINESS AND THE NEW EMPLOYEES RETAIN THE BENEFITS SPECIFIED IN SECTION 39-30.5-105 FOR THE REMAINING PORTION OF THE TEN-YEAR PERIOD OUTLINED IN THAT SECTION, UNLESS THE COMMISSION REDUCES THE PERIOD PURSUANT TO SECTION 39-30.5-105 (1) (a) (II), (2) (a) (II), OR (3) (b).

(4) (a) A STATE INSTITUTION OF HIGHER EDUCATION INTENDING TO PARTICIPATE IN THE RURAL JUMP-START ZONE PROGRAM SHALL ADOPT A CONFLICT OF INTEREST POLICY. THE CONFLICT OF INTEREST POLICY MUST PROVIDE THAT:

(I) A REPRESENTATIVE OF THE STATE INSTITUTION OF HIGHER EDUCATION MAY NOT USE THE RELATIONSHIP BETWEEN THE STATE INSTITUTION OF HIGHER EDUCATION AND THE NEW BUSINESS AS A MEANS FOR INUREMENT OR PRIVATE BENEFIT TO THE REPRESENTATIVE OF THE STATE INSTITUTION OF HIGHER EDUCATION, ANY RELATIVE OF SUCH REPRESENTATIVE, OR ANY BUSINESS INTERESTS OF SUCH REPRESENTATIVE;

(II) A PERSON WHO ENGAGES IN THE BUSINESS OF SELLING GOODS OR SERVICES TO A STATE INSTITUTION OF HIGHER EDUCATION, AN EMPLOYEE OF SUCH PERSON, OR A PERSON WITH A BUSINESS INTEREST IN SUCH PERSON'S BUSINESS SHALL NOT VOTE ON OR PARTICIPATE IN THE ADMINISTRATION BY THE STATE INSTITUTION OF HIGHER EDUCATION OF ANY TRANSACTION WITH SUCH BUSINESS; AND

(III) (A) UPON BECOMING AWARE OF AN ACTUAL OR POTENTIAL CONFLICT OF INTEREST, A REPRESENTATIVE OF THE STATE INSTITUTION OF HIGHER EDUCATION SHALL ADVISE THE CHIEF ACADEMIC OFFICERS OR EXECUTIVE DIRECTOR OF THE INSTITUTION OF THE CONFLICT.

(B) EACH STATE INSTITUTION OF HIGHER EDUCATION SHALL MAINTAIN A WRITTEN RECORD OF ALL DISCLOSURES MADE PURSUANT TO SUB-SUBPARAGRAPH (A) OF THIS SUBPARAGRAPH (III).

(C) BY JANUARY 31, 2016, AND BY JANUARY 31 OF EACH YEAR THEREAFTER, A STATE INSTITUTION OF HIGHER EDUCATION SHALL PROVIDE THE RECORD MAINTAINED UNDER SUB-SUBPARAGRAPH (B) OF THIS SUBPARAGRAPH (III) TO THE COMMISSION.

(b) FOR THE PURPOSES OF A CONFLICT-OF-INTEREST POLICY DEVELOPED UNDER PARAGRAPH (a) OF THIS SUBSECTION (4):

(I) "BUSINESS INTEREST" MEANS THAT A REPRESENTATIVE:

(A) OWNS OR CONTROLS TEN PERCENT OR MORE OF THE STOCK OF THE ENTITY; OR

(B) SERVES AS AN OFFICER, DIRECTOR, OR PARTNER OF THE ENTITY.

(II) "RELATIVE" MEANS ANY PERSON LIVING IN THE SAME HOUSEHOLD AS THE REPRESENTATIVE OF THE STATE INSTITUTION OF HIGHER EDUCATION, ANY PERSON WHO IS A DIRECT DESCENDANT OF THE REPRESENTATIVE'S GRANDPARENTS, OR THE SPOUSE OF SUCH REPRESENTATIVE.

(III) "REPRESENTATIVE OF THE STATE INSTITUTION OF HIGHER EDUCATION" MEANS ANY EMPLOYEE WITH DECISION-MAKING AUTHORITY OVER THE RURAL JUMP-START ZONE PROGRAM.

(5) A NEW BUSINESS SHALL APPLY TO A STATE INSTITUTION OF HIGHER EDUCATION TO PARTICIPATE IN A RURAL JUMP-START ZONE PROGRAM. THE STATE INSTITUTION OF HIGHER EDUCATION SHALL REQUIRE THE NEW BUSINESS TO PROVIDE DOCUMENTATION THAT THE NEW BUSINESS MEETS THE DEFINITION OF NEW BUSINESS AS SPECIFIED IN SECTION 39-30.5-103 (7), THAT THE NEW EMPLOYEES WILL MEET THE DEFINITION OF NEW EMPLOYEE AS SPECIFIED IN SECTION 39-30.5-103 (8), AND THAT THE NEW HIRES WILL MEET THE DEFINITION OF NEW HIRE AS SPECIFIED IN SECTION 39-30.5-103 (9). IF THE STATE INSTITUTION OF HIGHER EDUCATION APPROVES THE NEW BUSINESS, THEN THE STATE INSTITUTION OF HIGHER EDUCATION SHALL APPLY TO THE COMMISSION

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FOR THE APPROVAL OF A RURAL JUMP-START ZONE AS SPECIFIED IN SUBSECTION (6) OF THIS SECTION AND APPROVAL OF THE NEW BUSINESS FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS AS SPECIFIED IN SUBSECTION (7) OF THIS SECTION.

(6) (a) UPON APPROVING A NEW BUSINESS AS SPECIFIED IN SUBSECTION (5) OF THIS SECTION, THE STATE INSTITUTION OF HIGHER EDUCATION SHALL SUBMIT A COMPLETE WRITTEN APPLICATION FOR APPROVAL FOR A RURAL JUMP-START ZONE TO THE COMMISSION BY THE DEADLINE ESTABLISHED IN THE COMMISSION'S GUIDELINES. THE APPLICATION MUST INCLUDE:

(I) IDENTIFICATION OF THE STATE INSTITUTION OF HIGHER EDUCATION AND IDENTIFICATION OF EITHER THE DISTRESSED COUNTY IN WHICH A CAMPUS IS LOCATED OR THE DISTRESSED COUNTY THAT IS INCLUDED IN THE COMMUNITY COLLEGE'S SERVICE AREA OR THE REGIONAL EDUCATION PROVIDER'S SERVICE AREA;

(II) IDENTIFICATION OF THE NEW BUSINESS AND DOCUMENTATION INDICATING THAT REQUIREMENTS FOR THE NEW BUSINESS HAVE BEEN MET, INCLUDING AN ESTIMATE OF THE NUMBER OF NEW EMPLOYEES THAT THE NEW BUSINESS ANTICIPATES IT WILL HIRE;

(III) SATISFACTORY DOCUMENTATION THAT THERE EXISTS A RELATIONSHIP BETWEEN THE NEW BUSINESS AND THE STATE INSTITUTION OF HIGHER EDUCATION. SUCH DOCUMENTATION MUST SHOW THAT:

(A) THE RELATIONSHIP WILL RESULT IN POSITIVE BENEFITS TO THE COMMUNITY AND THE LOCAL ECONOMY; AND

(B) THE MISSION AND ACTIVITIES OF THE NEW BUSINESS ALIGN WITH OR FURTHER THE ACADEMIC MISSION OF THE STATE INSTITUTION OF HIGHER EDUCATION.

(IV) IDENTIFICATION OF THE MUNICIPALITIES WITH BOUNDARIES WHOLLY OR PARTLY WITHIN THE DISTRESSED COUNTY'S BOUNDARIES;

(V) A RESOLUTION AS DESCRIBED IN SECTION 39-30.5-106 FROM EACH INTERESTED MUNICIPALITY;

(VI) A DESCRIPTION OF THE RURAL JUMP-START ZONE BOUNDARIES; AND

(VII) ANY OTHER INFORMATION THAT THE COMMISSION DEEMS NECESSARY AS SPECIFIED IN THE COMMISSION'S GUIDELINES.

(b) A STATE INSTITUTION OF HIGHER EDUCATION MAY ALSO SUBMIT A COMPLETE WRITTEN APPLICATION FOR APPROVAL FOR A RURAL JUMP-START ZONE TO THE COMMISSION BY THE DEADLINES ESTABLISHED IN THE COMMISSION'S GUIDELINES WHEN SUCH STATE INSTITUTION OF HIGHER EDUCATION HAS NOT YET APPROVED A NEW BUSINESS AS SPECIFIED IN SUBSECTION (5) OF THIS SECTION. IN THIS CASE, THE APPLICATION MUST INCLUDE:

(I) IDENTIFICATION OF THE STATE INSTITUTION OF HIGHER EDUCATION AND IDENTIFICATION OF EITHER THE DISTRESSED COUNTY IN WHICH A CAMPUS IS LOCATED OR THE DISTRESSED COUNTY THAT IS INCLUDED IN THE COMMUNITY COLLEGE'S SERVICE AREA OR THE REGIONAL EDUCATION PROVIDER'S SERVICE AREA;

(II) IDENTIFICATION OF THE MUNICIPALITIES WITH BOUNDARIES WHOLLY OR PARTLY WITHIN THE DISTRESSED COUNTY'S BOUNDARIES;

(III) A RESOLUTION AS DESCRIBED IN SECTION 39-30.5-106 FROM EACH INTERESTED MUNICIPALITY;

(IV) A DESCRIPTION OF THE RURAL JUMP-START ZONE BOUNDARIES; AND

(V) ANY OTHER INFORMATION THAT THE COMMISSION DEEMS NECESSARY AS SPECIFIED IN THE COMMISSION'S GUIDELINES.

(7) (a) (I) THE COMMISSION SHALL, AT A PUBLIC MEETING PROPERLY NOTICED, REVIEW EACH APPLICATION FOR A RURAL JUMP-START ZONE SUBMITTED BY A STATE INSTITUTION OF HIGHER EDUCATION. BASED ON THE APPLICATION SUBMITTED AND THE COMMISSION'S GUIDELINES, THE COMMISSION MAY APPROVE THE RURAL JUMP-START ZONE AND MAY APPROVE THE NEW BUSINESS FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS SPECIFIED IN SECTION 39-30.5-105. THE APPROVAL FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS MUST INCLUDE THE SPECIFIC TERMS THAT MUST BE MET BY THE STATE INSTITUTION OF HIGHER EDUCATION AND THE NEW BUSINESS FOR THE NEW BUSINESS, THE NEW EMPLOYEES, AND THE NEW HIRES TO QUALIFY FOR THE BENEFITS DESCRIBED IN THIS ARTICLE.

(II) THE COMMISSION MAY ONLY APPROVE A NEW BUSINESS FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS IF THE COMMISSION IS

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SATISFIED THAT THE NEW BUSINESS MEETS THE DEFINITION OF NEW BUSINESS AS SPECIFIED IN SECTION 39-30.5-103 (7), THAT THE NEW EMPLOYEES WILL MEET THE DEFINITION OF NEW EMPLOYEE AS SPECIFIED IN SECTION 39-30.5-103 (8), THAT THE NEW HIRES WILL MEET THE DEFINITION OF NEW HIRE AS SPECIFIED IN SECTION 39-30.5-103 (9), AND THAT THE NEW BUSINESS WILL BE LOCATED IN THE RURAL JUMP-START ZONE FOR WHICH THE STATE INSTITUTION OF HIGHER EDUCATION SOUGHT APPROVAL.

(b) (I) A NEW BUSINESS THAT RECEIVES APPROVAL AS SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (7) FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS MUST SUBMIT A REQUEST FOR THE ISSUANCE OF A CREDIT CERTIFICATE BY THE DEADLINES ESTABLISHED IN THE COMMISSION'S GUIDELINES. THE REQUEST MUST INCLUDE AN ESTIMATED AMOUNT, AS CALCULATED BY THE NEW BUSINESS, OF THE INCOME TAX CREDITS FOR THE NEW BUSINESS AND ANY NEW EMPLOYEES AND NEW HIRES AND THE SALES AND USE TAX REFUNDS ALLOWED IN SECTION 39-30.5-105 AND AN ESTIMATED AMOUNT, AS CALCULATED BY THE NEW BUSINESS, OF INCENTIVE PAYMENTS, EXEMPTIONS, OR REFUNDS PROVIDED BY LOCAL GOVERNMENTS AS SPECIFIED IN SECTION 39-30.5-106.

(II) THE COMMISSION SHALL NOT ISSUE MORE THAN A TOTAL OF TWO HUNDRED CREDIT CERTIFICATES IN ONE INCOME TAX YEAR FOR ALL NEW EMPLOYEES AND NEW HIRES EMPLOYED BY ALL NEW BUSINESSES IN EACH RURAL JUMP-START ZONE THAT RECEIVE APPROVAL AS SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (7); EXCEPT THAT THE COMMISSION HAS THE DISCRETION TO INCREASE THIS LIMIT TO THREE HUNDRED CREDIT CERTIFICATES IF THE NEW BUSINESS IS IN ONE OF THE FOURTEEN INDUSTRIES THAT THE COMMISSION TARGETS FOR ECONOMIC DEVELOPMENT IN THE STATE.

(III) IF THE BENEFIT IS FOR NEW EMPLOYEES OR NEW HIRES, THE COMMISSION SHALL PROVIDE THE CREDIT CERTIFICATES FOR SUCH NEW EMPLOYEES OR NEW HIRES DIRECTLY TO THE NEW BUSINESS, AND THE NEW BUSINESS SHALL PROVIDE A COPY OF THE CREDIT CERTIFICATE TO THE NEW EMPLOYEE OR NEW HIRE WITH THEIR FEDERAL FORM W-2.

(8) THE COMMISSION MAY REVIEW A NEW BUSINESS, NEW EMPLOYEE, OR NEW HIRE UP TO TWELVE MONTHS FOLLOWING THE ISSUANCE OF ANY CREDIT CERTIFICATES TO ENSURE THE REQUIREMENTS IN THIS ARTICLE ARE BEING MET.

(9) THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT CREATED IN SECTION 24-48.5-101, C.R.S., MAY MAKE RECOMMENDATIONS TO THE COMMISSION REGARDING ANY OF THE COMMISSION'S DUTIES AND RESPONSIBILITIES OUTLINED IN THIS ARTICLE, MAY PROVIDE STAFF ASSISTANCE TO THE COMMISSION, AND MAY ASSIST THE COMMISSION IN ADMINISTERING THE PROVISIONS OF THIS ARTICLE.

**39-30.5-105. Rural jump-start zone program benefits.** (1) **New business income tax credit.** (a) (I) IF A NEW BUSINESS LOCATES IN A RURAL JUMP-START ZONE DURING THE INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2016, BUT BEFORE JANUARY 1, 2021, AND THE COMMISSION HAS APPROVED THE NEW BUSINESS FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS AS SPECIFIED IN SECTION 39-30.5-104 (7) (a), THEN EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (a), THE NEW BUSINESS IS ENTITLED TO RECEIVE AN ANNUAL INCOME TAX CREDIT IN AN AMOUNT EQUAL TO ONE HUNDRED PERCENT OF THE INCOME TAXES IMPOSED BY ARTICLE 22 OF THIS TITLE ON THE INCOME DERIVED FROM ITS ACTIVITIES IN THE RURAL JUMP-START ZONE FOR TEN CONSECUTIVE INCOME TAX YEARS BEGINNING WITH THE FIRST INCOME TAX YEAR DESIGNATED BY THE COMMISSION IN THE FIRST CREDIT CERTIFICATE. THE COMMISSION SHALL CONDUCT AN ANNUAL REVIEW TO VERIFY THAT THE NEW BUSINESS CONTINUES TO MEET THE REQUIREMENTS SET FORTH IN THIS ARTICLE AND SHALL ISSUE A CREDIT CERTIFICATE TO THE NEW BUSINESS FOR EVERY INCOME TAX YEAR DURING THE TEN-YEAR PERIOD ONLY IF THE COMMISSION IS SATISFIED THE REQUIREMENTS ARE BEING MET.

(II) THE COMMISSION HAS THE DISCRETION TO REDUCE THE TEN-YEAR PERIOD TO A FIVE-YEAR PERIOD IF THE COMMISSION IS CONCERNED THE NEW BUSINESS IS NO LONGER MEETING THE REQUIREMENTS SET FORTH IN THIS ARTICLE.

(b) TO CLAIM THE INCOME TAX CREDIT ALLOWED IN THIS SECTION, THE NEW BUSINESS SHALL ATTACH A COPY OF THE CREDIT CERTIFICATE TO ITS STATE INCOME TAX RETURN. NO TAX CREDIT IS ALLOWED UNDER THIS

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SECTION UNLESS THE NEW BUSINESS PROVIDES THE COPY OF THE CREDIT CERTIFICATE WITH ITS FILED STATE INCOME TAX RETURN.

(c) IF A NEW BUSINESS HAS INCOME BOTH FROM OPERATIONS WITHIN THE RURAL JUMP-START ZONE AND OPERATIONS OUTSIDE OF THE RURAL JUMP-START ZONE, THE NEW BUSINESS SHALL APPORTION ITS INCOME BETWEEN THE OPERATIONS WITHIN AND OUTSIDE THE RURAL JUMP-START ZONE IN ACCORDANCE WITH RULES PROMULGATED BY THE DEPARTMENT IN ORDER TO CALCULATE THE AMOUNT OF INCOME TAX CREDIT. SUCH RULES SHALL CALCULATE THE VALUE OF THE CREDIT, AS NEARLY AS PRACTICABLE, TO BE EQUAL TO THE TAX DUE ON THE INCOME GENERATED BY THE NEW BUSINESS THAT RELATES TO ITS ACTIVITIES IN THE RURAL JUMP-START ZONE ON THE BASIS OF THE NEW BUSINESS' PROPERTY AND PAYROLL IN THE RURAL JUMP-START ZONE RELATIVE TO ITS PROPERTY AND PAYROLL EVERYWHERE.

(d) THE COMMISSION SHALL, IN A SUFFICIENTLY TIMELY MANNER TO ALLOW THE DEPARTMENT TO PROCESS RETURNS CLAIMING THE INCOME TAX CREDITS ALLOWED BY THIS SECTION, PROVIDE THE DEPARTMENT WITH AN ELECTRONIC REPORT OF EACH NEW BUSINESS THAT THE COMMISSION APPROVED FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS AS SPECIFIED IN SECTION 39-30.5-104 (7) (a) FOR THE PRECEDING CALENDAR YEAR THAT INCLUDES THE FOLLOWING INFORMATION:

(I) THE TAXPAYER'S NAME; AND

(II) THE TAXPAYER'S SOCIAL SECURITY NUMBER OR THE TAXPAYER'S COLORADO ACCOUNT NUMBER AND FEDERAL EMPLOYER IDENTIFICATION NUMBER.

(e) IF A NEW BUSINESS RECEIVING AN INCOME TAX CREDIT ALLOWED IN THIS SUBSECTION (1) IS A PARTNERSHIP, LIMITED LIABILITY COMPANY, S CORPORATION, OR SIMILAR PASS-THROUGH ENTITY, THE COMMISSION SHALL ISSUE CREDIT CERTIFICATES THAT ALLOCATE THE CREDIT AMONG THE NEW BUSINESS' PARTNERS, SHAREHOLDERS, MEMBERS, OR OTHER CONSTITUENT ENTITIES IN ACCORDANCE WITH THEIR OWNERSHIP INTERESTS. THE NEW BUSINESS SHALL CERTIFY TO THE COMMISSION, AND THE COMMISSION SHALL PROVIDE TO THE DEPARTMENT NO LATER THAN THE JANUARY 15 FOLLOWING EACH INCOME TAX YEAR FOR WHICH THE NEW BUSINESS IS CLAIMING A CREDIT, THE IDENTITY AND OWNERSHIP PERCENTAGE, INCLUDING SUCH IDENTIFYING INFORMATION AS THE DEPARTMENT MAY REQUIRE, OF EACH PARTNER, SHAREHOLDER, MEMBER, OR OTHER CONSTITUENT ENTITY OF THE NEW BUSINESS.

**(2) New employee and new hire income tax credit.**

(a) (I) EXCEPT AS PROVIDED IN SECTION 39-30.5-104 (7) (b) (II) AND SUBPARAGRAPH (II) OF THIS PARAGRAPH (a), IF A NEW EMPLOYEE OR NEW HIRE IS EMPLOYED BY A NEW BUSINESS, AND THE COMMISSION HAS APPROVED THE NEW BUSINESS FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS AS SPECIFIED IN SECTION 39-30.5-104 (7) (a), FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2016, BUT BEFORE JANUARY 1, 2021, NEW EMPLOYEES AND NEW HIRES ARE ENTITLED TO RECEIVE AN INCOME TAX CREDIT IN AN AMOUNT EQUAL TO ONE HUNDRED PERCENT OF THE INCOME TAXES IMPOSED BY ARTICLE 22 OF THIS TITLE ON THE NEW EMPLOYEE'S OR NEW HIRE'S WAGES PAID BY THE NEW BUSINESS FOR WORK PERFORMED IN THE RURAL JUMP-START ZONE FOR TEN CONSECUTIVE INCOME TAX YEARS BEGINNING WITH THE FIRST INCOME TAX YEAR IN WHICH THE NEW EMPLOYEE OR NEW HIRE IS EMPLOYED BY THE NEW BUSINESS. THE COMMISSION SHALL CONDUCT AN ANNUAL REVIEW TO VERIFY THAT THE NEW EMPLOYEE, NEW HIRE, AND THE NEW BUSINESS CONTINUE TO MEET THE REQUIREMENTS SET FORTH IN THIS ARTICLE AND SHALL ISSUE A CREDIT CERTIFICATE TO THE NEW BUSINESS FOR EACH NEW EMPLOYEE AND NEW HIRE FOR EVERY INCOME TAX YEAR DURING THE TEN-YEAR PERIOD ONLY IF THE COMMISSION IS SATISFIED THE REQUIREMENTS ARE BEING MET.

(II) THE COMMISSION HAS THE DISCRETION TO REDUCE THE TEN-YEAR PERIOD TO A FIVE-YEAR PERIOD IF THE COMMISSION IS CONCERNED THE NEW BUSINESS, NEW EMPLOYEE, OR NEW HIRE IS NO LONGER MEETING THE REQUIREMENTS SET FORTH IN THIS ARTICLE.

(b) TO CLAIM THE INCOME TAX CREDIT ALLOWED IN THIS SECTION, THE NEW EMPLOYEE OR NEW HIRE SHALL ATTACH A COPY OF THE CREDIT CERTIFICATE TO THE NEW EMPLOYEE'S OR NEW HIRE'S STATE INCOME TAX RETURN. NO TAX CREDIT IS ALLOWED UNDER THIS SECTION UNLESS THE NEW EMPLOYEE OR NEW HIRE PROVIDES THE COPY OF THE CREDIT

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CERTIFICATE WITH HIS OR HER FILED STATE INCOME TAX RETURN. 1

(c) THE COMMISSION SHALL, IN A SUFFICIENTLY TIMELY MANNER 2  
 TO ALLOW THE DEPARTMENT TO PROCESS RETURNS CLAIMING THE CREDIT 3  
 ALLOWED BY THIS SECTION, PROVIDE THE DEPARTMENT WITH AN 4  
 ELECTRONIC REPORT OF EACH NEW EMPLOYEE OR NEW HIRE RECEIVING A 5  
 CREDIT CERTIFICATE AS ALLOWED IN THIS SECTION FOR THE PRECEDING 6  
 CALENDAR YEAR THAT INCLUDES THE FOLLOWING INFORMATION: 7

(I) THE NEW EMPLOYEE'S OR NEW HIRE'S NAME; AND 8

(II) THE NEW EMPLOYEE'S OR NEW HIRE'S SOCIAL SECURITY 9  
 NUMBER. 10

**(3) New business sales and use tax refund.** (a) EACH NEW 11  
 BUSINESS IS ELIGIBLE FOR A REFUND FOR ALL SALES AND USE TAXES 12  
 IMPOSED UNDER PARTS 1 AND 2 OF ARTICLE 26 OF THIS TITLE ON THE 13  
 PURCHASE OF ALL TANGIBLE PERSONAL PROPERTY ACQUIRED BY THE NEW 14  
 BUSINESS AND USED EXCLUSIVELY WITHIN THE RURAL JUMP-START ZONE. 15  
 EXCEPT AS PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (3), THE 16  
 NEW BUSINESS IS ELIGIBLE FOR THE REFUND ALLOWED IN THIS PARAGRAPH 17  
 (a) FOR TEN CONSECUTIVE YEARS BEGINNING WITH THE DATE THE 18  
 COMMISSION APPROVED THE NEW BUSINESS FOR THE RURAL JUMP-START 19  
 ZONE PROGRAM BENEFITS AS SPECIFIED IN SECTION 39-30.5-104 (7) (a). 20

(b) THE COMMISSION HAS THE DISCRETION TO REDUCE THE 21  
 TEN-YEAR PERIOD TO A FIVE-YEAR PERIOD IF THE COMMISSION IS 22  
 CONCERNED THE NEW BUSINESS IS NO LONGER MEETING THE 23  
 REQUIREMENTS SET FORTH IN THIS ARTICLE. 24

(c) THE COMMISSION SHALL PROVIDE THE DEPARTMENT WITH A 25  
 LIST OF EVERY NEW BUSINESS ELIGIBLE FOR THE SALES AND USE TAX 26  
 REFUND ALLOWED IN THIS SUBSECTION (3). 27

**(4) Restrictions on other credits.** NOTWITHSTANDING ANY LAW 28  
 TO THE CONTRARY, IF A NEW BUSINESS CLAIMS THE RURAL JUMP-START 29  
 ZONE PROGRAM BENEFITS ALLOWED IN THIS SECTION, THE NEW BUSINESS 30  
 MAY NOT CLAIM ANY OTHER TAX INCENTIVE THAT THE NEW BUSINESS IS 31  
 ELIGIBLE FOR IN THIS TITLE AS A RESULT OF ESTABLISHING THE NEW 32  
 BUSINESS IN THE STATE, INCLUDING TAX INCENTIVES FOR THE NEW 33  
 EMPLOYEES HIRED BY THE NEW BUSINESS. 34

**39-30.5-106. Rural jump-start zone - local government 35**  
**requirements.** (1) BEFORE THE COMMISSION MAY APPROVE A RURAL 36  
 JUMP-START ZONE AS SPECIFIED IN SECTION 39-30.5-104, THE FOLLOWING 37  
 MUST OCCUR: 38

(a) AN INTERESTED DISTRESSED COUNTY MUST ADOPT A 39  
 RESOLUTION AFFIRMING THAT IT WILL PROVIDE INCENTIVE PAYMENTS, 40  
 EXEMPTIONS, OR REFUNDS, AS APPROPRIATE, TO NEW BUSINESSES TO 41  
 ELIMINATE ALL TAX LIABILITY IMPOSED ON ALL NEW BUSINESSES BY THE 42  
 DISTRESSED COUNTY AND ALL SALES AND USES TAXES PAID BY NEW 43  
 BUSINESSES IN THE DISTRESSED COUNTY; AND 44

(b) INTERESTED MUNICIPALITIES WITHIN AN INTERESTED 45  
 DISTRESSED COUNTY MUST ADOPT EITHER: 46

(I) A GENERAL RESOLUTION AFFIRMING THAT IT WILL PROVIDE 47  
 INCENTIVE PAYMENTS, EXEMPTIONS, OR REFUNDS, AS APPROPRIATE, TO 48  
 ALL NEW BUSINESSES TO ELIMINATE ALL TAX LIABILITY IMPOSED ON NEW 49  
 BUSINESSES BY THE INTERESTED MUNICIPALITY, AND ALL SALES AND USE 50  
 TAXES PAID BY NEW BUSINESSES IN THE INTERESTED MUNICIPALITY; OR 51

(II) A LIMITED RESOLUTION AFFIRMING THAT IT WILL PROVIDE 52  
 INCENTIVE PAYMENTS, EXEMPTIONS, OR REFUNDS, AS APPROPRIATE, TO A 53  
 SPECIFIC NEW BUSINESS TO ELIMINATE ALL TAX LIABILITY IMPOSED ON 54  
 THE SPECIFIC NEW BUSINESS BY THE INTERESTED MUNICIPALITY, AND ALL 55  
 SALES AND USES TAXES PAID BY THE SPECIFIC NEW BUSINESS IN THE 56  
 INTERESTED MUNICIPALITY. 57

**39-30.5-107. Rural jump-start zone reporting requirements.** 58

(1) THE COMMISSION SHALL ANNUALLY POST ON THE COLORADO OFFICE 59  
 OF ECONOMIC DEVELOPMENT'S WEB SITE, AND INCLUDE IN THE 60  
 COMMISSION'S ANNUAL REPORT REQUIRED TO BE PRESENTED TO THE 61  
 GENERAL ASSEMBLY PURSUANT TO SECTION 24-46-104 (2), C.R.S., THE 62  
 FOLLOWING INFORMATION REGARDING ANY RURAL JUMP-START ZONE 63  
 PROGRAM BENEFITS ALLOWED UNDER THIS ARTICLE: 64

(a) THE DISTRESSED COUNTY AND INTERESTED MUNICIPALITIES 65  
 THAT MAKE UP THE RURAL JUMP-START ZONE; 66

(b) THE STATE INSTITUTION OF HIGHER EDUCATION THAT 67  
 SUBMITTED THE APPLICATION; 68

(c) THE NAME OF THE NEW BUSINESS; 69

- (d) THE TYPE OF NEW BUSINESS;
- (e) THE TAX YEAR FOR WHICH THE FIRST CREDIT CERTIFICATE IS ISSUED OR THE DATE THE SALES AND USE TAX REFUND IS AUTHORIZED;
- (f) THE NUMBER OF NEW HIRES AND NEW EMPLOYEES HIRED;
- (g) THE AVERAGE SALARY OR HOURLY WAGE OF EACH NEW EMPLOYEE AND NEW HIRE;
- (h) AN ESTIMATED AMOUNT, AS CALCULATED BY THE NEW BUSINESS, OF THE INCOME TAX CREDITS FOR THE NEW BUSINESS, THE NEW EMPLOYEES, AND ANY NEW HIRES AND THE SALES AND USE TAX REFUNDS ALLOWED IN SECTION 39-30.5-105, AND AN ESTIMATED AMOUNT, AS CALCULATED BY THE NEW BUSINESS, OF INCENTIVE PAYMENTS, EXEMPTIONS, OR REFUNDS PROVIDED BY LOCAL GOVERNMENTS AS ALLOWED IN SECTION 39-30.5-106; AND

(i) ANY OTHER ECONOMIC BENEFITS RESULTING FROM THE RURAL JUMP-START ZONE PROGRAM.

(2) ANY NEW BUSINESS LOCATED IN A RURAL JUMP-START ZONE MUST SUBMIT AN ANNUAL REPORT TO THE COMMISSION IN A FORM AND AT SUCH TIME AND WITH SUCH INFORMATION AS PRESCRIBED BY THE COMMISSION IN ITS GUIDELINES. SUCH INFORMATION SHALL BE SUFFICIENT FOR THE COMMISSION TO MONITOR THE CONTINUED ELIGIBILITY OF THE NEW BUSINESS, THE NEW EMPLOYEES, AND THE NEW HIRES TO CONTINUE TO PARTICIPATE IN THE RURAL JUMP-START ZONE PROGRAM AND TO RECEIVE THE RURAL JUMP-START ZONE PROGRAM BENEFITS.

**39-30.5-108. Severability.** IF ANY PROVISION OF THIS ARTICLE OR THE APPLICATION THEREOF TO ANY PERSON OR CIRCUMSTANCE IS HELD INVALID, SUCH INVALIDITY DOES NOT AFFECT OTHER PROVISIONS OR APPLICATIONS OF THIS ARTICLE THAT CAN BE GIVEN EFFECT WITHOUT THE INVALID PROVISION OR APPLICATION, AND TO THIS END THE PROVISIONS OF THIS ARTICLE ARE DECLARED TO BE SEVERABLE.

**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."

State,  
Veterans, &  
Military  
Affairs

After consideration on the merits, the Committee recommends that **HB15-1251** be **postponed indefinitely**.

State,  
Veterans, &  
Military  
Affairs

After consideration on the merits, the Committee recommends that **HB15-1317** be **referred** to the Committee of the Whole with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB15-1288** be **postponed indefinitely**.

**INTRODUCTION OF RESOLUTIONS**

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

**SJR15-031** by Senator(s) Baumgardner; also Representative(s) Young--Concerning the importance of crafting a solution to Country of Origin Labeling that facilitates free trade with Colorado's largest trading partners without retaliatory tariffs due to the importance of international trade to Colorado's economy and agriculture.

Laid over one day under Senate Rule 30(b).

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**INTRODUCTION OF BILLS -- FIRST READING**

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

- SB15-287** by Senator(s) Ulibarri and Crowder, Cadman, Grantham, Martinez Humenik, Merrifield, Roberts, Scheffel, Steadman; also Representative(s) Moreno and Dore, Becker J., Brown, Buck, Carver, Conti, Coram, Garnett, Joshi, Landgraf, Lawrence, Rankin, Roupe, Tate, Thurlow, Willett, Wilson, Windholz--Concerning the restoration of a presidential primary election in Colorado.  
State, Veterans, & Military Affairs
- HB15-1339** by Representative(s) Fields and Wilson; also Senator(s) Grantham--Concerning the reporting of expenditures by local education providers.  
Education
- HB15-1370** by Representative(s) Primavera, Dore; also Senator(s) Guzman and Neville T., Cadman--Concerning access to certain records of a county department of human or social services containing personal identifying information by an auditor conducting a financial or performance audit of that department.  
Finance

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

The President has signed: SB15-100 and 203; SJR15-027.

**DELIVERY TO THE GOVERNOR**

To the Governor for signature on April 29, 2015, at 8:35 a.m.: SB15-104, 110, 137, 183, 197, 211, 239, 247 and 250.

**TRIBUTES**

Honoring:

- Steven Pollock -- By Senator Rollie Heath.  
Mia Schulz -- By President Bill L. Cadman.  
Day Without Hate -- By Senator Andy Kerr.  
União Nacional dos Legisladores e Legislativos Estaduais of Brazil -- By Senator Ellen S. Roberts.  
Jack and Sally Pecoraro -- By Senator Leroy Garcia.  
Charles and Alinda Jones -- By Senator Leroy Garcia.  
Bill Marino -- By Senator Andy Kerr.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, April 30, 2015.

Approved:

Bill L. Cadman  
President of the Senate

Attest:

Cindi L. Markwell  
Secretary of the Senate

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