

HOUSE JOURNAL
SEVENTIETH GENERAL ASSEMBLY
STATE OF COLORADO
Second Regular Session

Seventy-eighth Legislative Day

Wednesday, March 30, 2016

1 Prayer by the Reverend Dr. Louise Westfall, Central Presbyterian Church,
2 Denver.

3
4 The Speaker called the House to order at 9:00 a.m.

5
6 Pledge of Allegiance led by Hannah Spangler, Classical Academy at
7 Indigo Ranch, Colorado Springs.

8
9 The roll was called with the following result:

10
11 Present--63.
12 Excused--Representative(s) Hamner, Singer--2.
13 Present after roll call--Representative(s) Hamner, Singer.

14
15 The Speaker declared a quorum present.

16
17
18 On motion of Representative Sias, the reading of the journal of March 29,
19 2016, was declared dispensed with and approved as corrected by the
20 Chief Clerk.

21
22
23
24
25 **LAY OVER OF CALENDAR ITEM(S)**

26
27 On motion of Representative Duran, the following item(s) on the
28 Calendar were laid over until April 1, retaining place on Calendar:

29
30 Consideration of Third Reading--**HB16-1101**.
31 Consideration of Senate Amendment(s)--**HB16-1231**.

32
33
34 House in recess. House reconvened.

35
36
37
38 **SIGNING OF BILLS - RESOLUTIONS - MEMORIALS**

39
40 The Speaker has signed: **HB16-1066, 1090, 1094, 1098, 1103, 1106,**
41 **1149, 1145, 1152, 1157, 1176, 1189, 1247, 1272; HM16-1002;**
42 **SB16-010, 012, 034, 088, 094, and 127.**

43

1 **DELIVERY OF BILL TO GOVERNOR**

2
3 The Chief Clerk of the House of Representatives reports the following
4 bill has been delivered to the Office of the Governor: **HB16-1152** at
5 3:15 p.m. on March 30, 2016.

6
7
8
9 **MESSAGE FROM THE SENATE**

10
11 The Senate has passed on Third Reading and transmitted to the Revisor
12 of Statutes:
13 SB16-137.

14
15 The Senate has passed on Third Reading and returns herewith:
16 HB16-1259, 1173, and 1100.

17
18 The Senate has passed on Third Reading and transmitted to the Revisor
19 of Statutes:

20 HB16-1258 amended in General Orders as printed in the Senate
21 Journal, March 29, 2016.

22 HB16-1316 amended in General Orders as printed in the Senate
23 Journal, March 29, 2016.

24 HB16-1255 amended in General Orders as printed in the Senate
25 Journal, March 29, 2016.

26 HB16-1198 amended in General Orders as printed in the Senate
27 Journal, March 29, 2016.

28 HB16-1183 amended in General Orders as printed in the Senate
29 Journal, March 29, 2016.

30
31
32 **MESSAGE(S) FROM THE REVISOR**

33
34 We herewith transmit:
35 without comment, **SB16-137**.
36 without comment, as amended, **HB16-1183, 1198, 1255, 1258, and 1316**.

37
38
39 **RESIGNATION**

40
41
42 March 30, 2016

43
44 Honorable John W. Hickenlooper
45 Governor, State of Colorado
46 136 State Capitol Building
47 Denver, CO 80203

48
49 Re: Letter of Resignation

50
51 Dear Governor Hickenlooper:

52
53 Effective at the end of the business day on Friday, April 29, 2016, I will
54 resign my position as Lieutenant Governor of the State of Colorado. I
55 owe a great debt of gratitude to the people of Colorado who elected me.
56 It has been my honor to work alongside you in service to our state.

1 I will remain available to assist Lieutenant Governor-designate, Donna
2 Lynne, in order that her transition into this office is as seamless as
3 possible.

4
5 Sincerely,
6 (Signed)
7 Joseph A. Garcia
8 Lieutenant Governor

10
11
12 **MESSAGE(S) FROM THE GOVERNOR**

13
14 I certify I received the following on the 30th day of March, 2016, at
15 11:15 a.m. The original is on file in the records of the House of
16 Representatives of the General Assembly.

17
18 Marilyn Eddins,
19 Chief Clerk of the House
20

21 March 30, 2016

22
23 The Honorable Colorado House of Representatives
24 Colorado General Assembly
25 State Capitol Building
26 200 E. Colfax Avenue
27 Denver, Colorado 80203

28
29 To the Honorable Colorado Senate
30 Colorado General Assembly
31 State Capitol Building
32 200 E. Colfax Avenue
33 Denver, Colorado 80203

34
35 Dear Members of the General Assembly:

36
37 As you know, Joe Garcia has tendered his resignation as Lieutenant Governor
38 of the State of Colorado effective April 29, 2016. With this letter, I am honored
39 to submit for your approval the nomination of Dr. Donna Lynne to fill the
40 constitutional role of Lieutenant Governor.

41
42 As Lieutenant Governor, Joe Garcia has been an invaluable member of our
43 Administration. He has been a widely respected state leader in higher
44 education, a close advisor, and a trusted friend. His work on behalf of Colorado
45 children - striving to ensure educational opportunity for all - is second to none.

46 Our Administration will miss his counsel and leadership, and we wish
47 Lieutenant Governor Garcia the best as he enters a new chapter in his career.

48
49 The Lieutenant Governor serves a critical role in state government. First and
50 foremost, the Lieutenant Governor assumes the constitutional duties of the
51 Governor when he or she is unable to do so. The Lieutenant Governor also
52 manages the State's relationship with and service to Native Americans. During
53 my tenure as Governor, the Lieutenant Governor also served a dual role as a
54 member of the Cabinet and executive director of the state Department of Higher
55 Education.

56

1 Article IV, Section 13(2) of the Colorado Constitution requires that “whenever
2 there is a vacancy in the office of the lieutenant governor . . . the governor shall
3 nominate a lieutenant governor who shall take office upon confirmation by a
4 majority vote of both houses of the general assembly.” In accordance with
5 these requirements, I hereby nominate Dr. Donna Lynne to fill the position of
6 Lieutenant Governor and submit her for the General Assembly’s consideration
7 and approval. I am confident that Dr. Lynne is well qualified to fill the role of
8 Lieutenant Governor and will be a dedicated servant to the people of Colorado.
9

10 Dr. Lynne currently serves as executive vice president of Kaiser Foundation
11 Health Plan, Inc. and Kaiser Foundation Hospitals. In that role, she manages
12 16,000 employees and oversees a budget of over \$8 billion. Previously, she
13 spent two decades in local government and many years in the private sector.

14 She has significant experience in improving service delivery, management
15 oversight, and program improvement. Dr. Lynne is also very active in the
16 community, serving in leadership roles for the Denver Museum of Nature and
17 Science, Denver Public Schools Foundation, National Partnership for Women
18 and Families, Teach for America-Colorado, and the University of Denver.
19

20 The office of Lieutenant Governor is a critical role in state government. Dr.
21 Lynne’s experience, her passion for service, and her history of managing large,
22 complex institutions makes her a unique an ideal candidate for Colorado’s next
23 Lieutenant Governor. I urge your swift action to confirm Dr. Donna Lynne’s
24 nomination.

25 Should you have questions or wish to discuss, please contact me or Kurt
26 Morrison, Legislative Director, Governor’s Office at (303) 866-5465. Thank
27 you for your consideration.
28

29 Sincerely,
30 (Signed)
31 John W. Hickenlooper
32 Governor
33
34

35 INTRODUCTION OF BILLS

36 First Reading

37

38 The following bills were read by title and referred to the committees
39 indicated:
40

41 **HB16-1423** by Representative(s) Lundeen and Garnett; also Senator(s)
42 Hill--Concerning measures to maximize trust in the use of
43 student data in the elementary and secondary education
44 system.
45

46 Committee on Education
47
48

49 **HB16-1424** by Representative(s) Vigil, Conti, Roupe; also Senator(s)
50 Garcia--Concerning qualifications for the administration
51 of medications in facilities.
52

53 Committee on Health, Insurance, & Environment
54
55

- 1 **HB16-1425** by Representative(s) Hamner; also Senator(s) Roberts--
 2 Concerning the requirement for a licensed child care
 3 center to obtain records for a child enrolled in the center
 4 on a short-term basis.
 5 Committee on Public Health Care & Human Services
 6
- 7 **HB16-1426** by Representative(s) Primavera and Willett--Concerning
 8 intentional misrepresentation of entitlement to an
 9 assistance animal.
 10 Committee on Public Health Care & Human Services
 11
- 12 **HB16-1427** by Representative(s) Pabon--Concerning exempting multi-
 13 serving liquid retail marijuana products from the sales
 14 equivalency limitation.
 15 Committee on Public Health Care & Human Services
 16
- 17 **HB16-1428** by Representative(s) Moreno--Concerning a prohibition
 18 against knowingly making materially false statements to
 19 depress the stock value of publicly traded direct selling
 20 companies, and, in connection therewith, making it a
 21 misdemeanor crime to knowingly engage in this conduct.
 22 Committee on Business Affairs and Labor
 23
- 24 **SB16-135** by Senator(s) Aguilar; also Representative(s) Ginal--
 25 Concerning a pharmacist's provision of health care
 26 services that have been delegated by another health care
 27 provider.
 28 Committee on Health, Insurance, & Environment
 29
- 30 **SB16-157** by Senator(s) Cooke and Sonnenberg; also
 31 Representative(s) Dore--Concerning management of the
 32 process of responding to the federal environmental
 33 protection agency's rules for the regulation of carbon
 34 dioxide emissions from electric generating units in a
 35 manner that maximizes Colorado's ability to control its
 36 affairs.
 37 Committee on Transportation & Energy
 38
 39

INTRODUCTION OF RESOLUTIONS

44 The following resolutions were read by title and laid over one day under
 45 the rules:

- 46
- 47 **HJR16-1011** by Representative(s) Nordberg and Ryden, Primavera,
 48 Saine; also Senator(s) Jahn and Holbert, Carroll,
 49 Neville T.--Concerning the reappointment of Dianne E.
 50 Ray to the position of state auditor.
 51
- 52 **HJR16-1012** by Representative(s) Pabon and Duran, Moreno, Salazar,
 53 Vigil; also Senator(s) Aguilar and Ulibarri, Garcia--
 54 Concerning recognition of "César Chávez Day" and
 55 honoring Dolores Huerta.
 56

1 **SJR16-020** by Senator(s) Crowder; also Representative(s) Vigil--
2 Concerning the spread of noxious weeds on federal land.
3
4

5
6
7 **CHANGE IN SPONSORSHIP**
8

9 The Speaker announced the following change in sponsorship:
10 **HB16-1156**--Senator Heath to be added as dual prime sponsor with
11 Senator Donovan.
12

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14
15
16 On motion of Representative Duran, the House adjourned until 9:00 a.m.,
17 March 31, 2016.
18

19 Approved:
20 DICKY LEE HULLINGHORST,
21 Speaker

22 Attest:
23 MARILYN EDDINS,
24 Chief Clerk
25
26