

HOUSE JOURNAL
SEVENTIETH GENERAL ASSEMBLY
STATE OF COLORADO
Second Regular Session

Ninety-eighth Legislative Day

Tuesday, April 19, 2016

1 Prayer by Representative Daniel R. Pabon, Denver.

2

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

4

5 Pledge of Allegiance led by Snow Dossin Swihart, Red Sandstone
6 Elementary, Vail.

7

8 The roll was called with the following result:

9

10 Present--64.

11 Excused--Representative(s) Hamner--1.

12 Present after roll call--Representative(s) Hamner.

13

14 The Speaker Pro Tempore declared a quorum present.

15

16

17 On motion of Representative Willet, the reading of the journal of
18 April 18, 2016, was declared dispensed with and approved as corrected
19 by the Chief Clerk.

20

21

22

23 **THIRD READING OF BILL(S)--FINAL PASSAGE**

24

25 The following bill(s) were considered on Third Reading. The title(s)
26 were publicly read. Reading of the bill at length was dispensed with by
27 unanimous consent.

28

29 [**HB16-1368**](#) by Representative(s) Tyler--Concerning the codification
30 of current practice for the management of records of
31 governmental agencies.

32

33 Laid over until April 20, retaining place on Calendar.

34

35 [**HB16-1078**](#) by Representative(s) Kagan; also Senator(s) Hodge--
36 Concerning the establishment of whistleblower protection
37 for public employees not employed by the state.

38

39 The question being "Shall the bill pass?"

40 A roll call vote was taken. As shown by the following recorded vote, a
41 majority of those elected to the House voted in the affirmative and the
42 bill was declared **passed**.

43

	YES	35	NO	30	EXCUSED	0	ABSENT	0
1								
2	Arndt	Y	Fields	Y	Lundeen	N	Ryden	Y
3	Becker J.	N	Foote	Y	McCann	Y	Saine	N
4	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
5	Brown	N	Ginal	Y	Mitsch Bush	Y	Sias	N
6	Buck	N	Hamner	Y	Moreno	Y	Singer	Y
7	Buckner	Y	Humphrey	N	Navarro	N	Thurlow	N
8	Carver	N	Joshi	N	Neville P.	N	Tyler	Y
9	Conti	N	Kagan	Y	Nordberg	N	Van Winkle	N
10	Coram	N	Klingenschmitt	Y	Pabon	Y	Vigil	Y
11	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	N
12	Danielson	Y	Landgraf	N	Primavera	Y	Williams	Y
13	DelGrosso	N	Lawrence	N	Priola	N	Wilson	N
14	Dore	N	Lebsock	Y	Rankin	N	Windholz	N
15	Duran	Y	Lee	Y	Ransom	N	Winter	Y
16	Esgar	Y	Leonard	N	Rosenthal	Y	Wist	N
17	Everett	N	Lontine	Y	Roupe	N	Young	Y
18							Speaker	Y

19 Co-sponsor(s) added: Representative(s) Duran, Fields, Klingenschmitt, Lee,
20 Lontine, Melton, Mitsch Bush, Moreno, Pabon, Ryden, Salazar, Singer,
21 Williams

22
23 **HB16-1313** by Representative(s) Arndt and Coram--Concerning the
24 authority of local government master plans to include
25 policies to implement water plan goals.

26
27 Laid over until April 20, retaining place on Calendar.

28
29 **HB16-1363** by Representative(s) Singer--Concerning rule-making
30 authority for medical marijuana advertising directed at
31 underage persons.

32
33 Laid over until April 20, retaining place on Calendar.

34
35 **HB16-1097** by Representative(s) Coram and Moreno; also Senator(s)
36 Scott--Concerning regulation of medicaid nonemergency
37 transportation providers, and, in connection therewith,
38 making and reducing an appropriation.

39
40 The question being "Shall the bill pass?"

41 A roll call vote was taken. As shown by the following recorded vote, a
42 majority of those elected to the House voted in the affirmative and the bill
43 was declared **passed**.

	YES	64	NO	1	EXCUSED	0	ABSENT	0
46	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
47	Becker J.	Y	Foote	Y	McCann	Y	Saine	Y
48	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
49	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
50	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
51	Buckner	Y	Humphrey	Y	Navarro	Y	Thurlow	Y
52	Carver	Y	Joshi	Y	Neville P.	Y	Tyler	Y
53	Conti	Y	Kagan	Y	Nordberg	Y	Van Winkle	Y
54	Coram	Y	Klingenschmitt	Y	Pabon	Y	Vigil	Y
55	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	Y
56	Danielson	Y	Landgraf	Y	Primavera	Y	Williams	Y

1	DelGrosso	Y	Lawrence	Y	Priola	Y	Wilson	Y
2	Dore	Y	Lebsock	Y	Rankin	Y	Windholz	Y
3	Duran	Y	Lee	Y	Ransom	Y	Winter	Y
4	Esgar	Y	Leonard	N	Rosenthal	Y	Wist	Y
5	Everett	Y	Lontine	Y	Roupe	Y	Young	Y
6							Speaker	Y

7 Co-sponsor(s) added: Representative(s) Court, Kraft-Tharp, Melton, Primavera,
8 Roupe, Saine, Vigil, Winter, Young

9
10 **HB16-1273** by Representative(s) Arndt--Concerning limited authority
11 for the department of transportation to enforce parking
12 fines for violations of rule governing parking at
13 department parking facilities.

14
15 Laid over until April 20, retaining place on Calendar.

16
17 **HB16-1305** by Representative(s) Fields, Lontine, McCann, Singer;
18 also Senator(s) Newell--Concerning training for educators
19 in school district procedures for assisting students in crisis.

20
21 The question being "Shall the bill pass?"
22 A roll call vote was taken. As shown by the following recorded vote, a
23 majority of those elected to the House voted in the affirmative and the bill
24 was declared **passed**.

25	YES	34	NO	31	EXCUSED	0	ABSENT	0
26	Arndt	N	Fields	Y	Lundeen	N	Ryden	Y
27	Becker J.	N	Foote	Y	McCann	Y	Saine	N
28	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
29	Brown	N	Ginal	Y	Mitsch Bush	Y	Sias	N
30	Buck	N	Hamner	Y	Moreno	Y	Singer	Y
31	Buckner	Y	Humphrey	N	Navarro	N	Thurlow	N
32	Carver	N	Joshi	N	Neville P.	N	Tyler	Y
33	Conti	N	Kagan	Y	Nordberg	N	Van Winkle	N
34	Coram	N	Klingenschmitt	N	Pabon	Y	Vigil	Y
35	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	N
36	Danielson	Y	Landgraf	N	Primavera	Y	Williams	Y
37	DelGrosso	N	Lawrence	N	Priola	Y	Wilson	N
38	Dore	N	Lebsock	Y	Rankin	N	Windholz	N
39	Duran	Y	Lee	Y	Ransom	N	Winter	Y
40	Esgar	Y	Leonard	N	Rosenthal	Y	Wist	N
41	Everett	N	Lontine	Y	Roupe	N	Young	Y
42							Speaker	Y

43
44 Co-sponsor(s) added: Representative(s) Ginal, Hamner, Mitsch Bush, Pabon,
45 Rosenthal, Tyler, Young, Speaker

46
47 **HB16-1349** by Representative(s) Ryden and Nordberg, Becker J.,
48 Brown, Buck, Buckner, Carver, Coram, Court, Danielson,
49 Esgar, Foote, Hamner, Humphrey, Landgraf, Lawrence,
50 Lontine, Melton, Neville P., Pabon, Pettersen, Primavera,
51 Priola, Roupe, Salazar, Sias, Thurlow, Van Winkle, Vigil,
52 Williams, Wilson, Windholz, Winter, Young; also
53 Senator(s) Carroll--Concerning continuation of the
54 voluntary contribution to the military family relief fund.

55

1 The question being "Shall the bill pass?".
 2 A roll call vote was taken. As shown by the following recorded vote, a
 3 majority of those elected to the House voted in the affirmative and the bill
 4 was declared **passed**.

	YES	63	NO	2	EXCUSED	0	ABSENT	0
7	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
8	Becker J.	Y	Foote	Y	McCann	Y	Saine	Y
9	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
10	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
11	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
12	Buckner	Y	Humphrey	Y	Navarro	Y	Thurlow	Y
13	Carver	Y	Joshi	Y	Neville P.	Y	Tyler	Y
14	Conti	Y	Kagan	Y	Nordberg	Y	Van Winkle	Y
15	Coram	Y	Klingenschmitt	Y	Pabon	Y	Vigil	Y
16	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	Y
17	Danielson	Y	Landgraf	Y	Primavera	Y	Williams	Y
18	DelGrosso	Y	Lawrence	Y	Priola	Y	Wilson	Y
19	Dore	Y	Lebsock	Y	Rankin	Y	Windholz	Y
20	Duran	Y	Lee	Y	Ransom	Y	Winter	Y
21	Esgar	Y	Leonard	N	Rosenthal	Y	Wist	Y
22	Everett	N	Lontine	Y	Roupe	Y	Young	Y
23							Speaker	Y

24 Co-sponsor(s) added: Representative(s) Arndt, Becker K., Conti, Duran, Fields,
 25 Garnett, Ginal, Kagan, Klingenschmitt, Kraft-Tharp, Lebsock, Lee, Mitsch
 26 Bush, Moreno, Rosenthal, Saine, Singer, Wist, Speaker

27
 28
 29 **HB16-1402** by Representative(s) Becker K. and Lawrence, Nordberg,
 30 Joshi, Klingenschmitt, Wilson, Dore, Lundeen, Van
 31 Winkle, Rankin, Melton, Arndt, Conti, Esgar, Roupe,
 32 Thurlow; also Senator(s) Holbert and Garcia, Steadman,
 33 Scott, Tate--Concerning a prohibition on the use of a
 34 device to allow a person to place a wager on a previously
 35 run sporting event.

36
 37 The question being "Shall the bill pass?".
 38 A roll call vote was taken. As shown by the following recorded vote, a
 39 majority of those elected to the House voted in the affirmative and the bill
 40 was declared **passed**.

	YES	63	NO	2	EXCUSED	0	ABSENT	0
43	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
44	Becker J.	Y	Foote	Y	McCann	Y	Saine	Y
45	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
46	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
47	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
48	Buckner	Y	Humphrey	Y	Navarro	Y	Thurlow	Y
49	Carver	Y	Joshi	Y	Neville P.	Y	Tyler	Y
50	Conti	Y	Kagan	Y	Nordberg	Y	Van Winkle	Y
51	Coram	N	Klingenschmitt	Y	Pabon	Y	Vigil	Y
52	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	Y
53	Danielson	Y	Landgraf	Y	Primavera	Y	Williams	N
54	DelGrosso	Y	Lawrence	Y	Priola	Y	Wilson	Y
55	Dore	Y	Lebsock	Y	Rankin	Y	Windholz	Y
56	Duran	Y	Lee	Y	Ransom	Y	Winter	Y

1	Esgar	Y	Leonard	Y	Rosenthal	Y	Wist	Y
2	Everett	Y	Lontine	Y	Roupe	Y	Young	Y
3							Speaker	Y

4 Co-sponsor(s) added: Representative(s) Fields, Priola, Ryden, Tyler, Windholz

5
 6 **SB16-131** by Senator(s) Tate, Johnston; also Representative(s)
 7 Pabon and Willett--Concerning the management of assets
 8 for individuals, and, in connection therewith, clarifying
 9 that a fiduciary's authority is suspended after a fiduciary
 10 receives notice that a petition for the fiduciary's removal
 11 has been filed, protecting an adult ward or protected
 12 person's right to an attorney post-adjudication, and
 13 preventing a fiduciary from paying court costs or fees
 14 from out of an estate after receiving notice of an action for
 15 the fiduciary's removal.

16
 17 The question being "Shall the bill pass?"

18 A roll call vote was taken. As shown by the following recorded vote, a
 19 majority of those elected to the House voted in the affirmative and the
 20 bill was declared **passed**.

22	YES	65	NO	0	EXCUSED	0	ABSENT	0
23	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
24	Becker J.	Y	Foote	Y	McCann	Y	Saine	Y
25	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
26	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
27	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
28	Buckner	Y	Humphrey	Y	Navarro	Y	Thurlow	Y
29	Carver	Y	Joshi	Y	Neville P.	Y	Tyler	Y
30	Conti	Y	Kagan	Y	Nordberg	Y	Van Winkle	Y
31	Coram	Y	Klingenschmitt	Y	Pabon	Y	Vigil	Y
32	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	Y
33	Danielson	Y	Landgraf	Y	Primavera	Y	Williams	Y
34	DelGrosso	Y	Lawrence	Y	Priola	Y	Wilson	Y
35	Dore	Y	Lebsock	Y	Rankin	Y	Windholz	Y
36	Duran	Y	Lee	Y	Ransom	Y	Winter	Y
37	Esgar	Y	Leonard	Y	Rosenthal	Y	Wist	Y
38	Everett	Y	Lontine	Y	Roupe	Y	Young	Y
39							Speaker	Y

40 Co-sponsor(s) added: Representative(s) Kagan

41
 42 **HB16-1021** by Representative(s) Salazar; also Senator(s) Ulibarri and
 43 Roberts--Concerning providing the opportunity to collect
 44 identifying information from applicants for state-issued
 45 cards.

46
 47 The question being "Shall the bill pass?"

48 A roll call vote was taken. As shown by the following recorded vote, a
 49 majority of those elected to the House voted in the affirmative and the
 50 bill was declared **passed**.

52	YES	40	NO	25	EXCUSED	0	ABSENT	0
53	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
54	Becker J.	N	Foote	Y	McCann	Y	Saine	N
55	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
56	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	N

1	Buck	N	Hamner	Y	Moreno	Y	Singer	Y
2	Buckner	Y	Humphrey	N	Navarro	N	Thurlow	Y
3	Carver	Y	Joshi	N	Neville P.	N	Tyler	Y
4	Conti	N	Kagan	Y	Nordberg	N	Van Winkle	N
5	Coram	N	Klingenschmitt	N	Pabon	Y	Vigil	Y
6	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	Y
7	Danielson	Y	Landgraf	N	Primavera	Y	Williams	Y
8	DelGrosso	N	Lawrence	Y	Priola	N	Wilson	N
9	Dore	N	Lebsock	Y	Rankin	N	Windholz	N
10	Duran	Y	Lee	Y	Ransom	N	Winter	Y
11	Esgar	Y	Leonard	N	Rosenthal	Y	Wist	N
12	Everett	N	Lontine	Y	Roupe	N	Young	Y
13							Speaker	Y

14 Co-sponsor(s) added: Representative(s) Duran, Fields, Ginal, Lontine, McCann,
15 Melton, Rosenthal, Ryden, Williams

16
17 **HB16-1359** by Representative(s) Salazar; also Senator(s) Guzman--
18 Concerning the use of medical marijuana while on
19 probation.

20
21 The question being "Shall the bill pass?"

22 A roll call vote was taken. As shown by the following recorded vote, a
23 majority of those elected to the House voted in the affirmative and the
24 bill was declared **passed**.

26	YES	58	NO	7	EXCUSED	0	ABSENT	0
27	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
28	Becker J.	Y	Foote	Y	McCann	Y	Saine	Y
29	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
30	Brown	N	Ginal	Y	Mitsch Bush	Y	Sias	Y
31	Buck	N	Hamner	Y	Moreno	Y	Singer	Y
32	Buckner	Y	Humphrey	N	Navarro	Y	Thurlow	Y
33	Carver	Y	Joshi	Y	Neville P.	Y	Tyler	Y
34	Conti	Y	Kagan	Y	Nordberg	Y	Van Winkle	Y
35	Coram	Y	Klingenschmitt	N	Pabon	Y	Vigil	Y
36	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	Y
37	Danielson	Y	Landgraf	Y	Primavera	Y	Williams	Y
38	DelGrosso	Y	Lawrence	Y	Priola	N	Wilson	Y
39	Dore	Y	Lebsock	Y	Rankin	Y	Windholz	Y
40	Duran	Y	Lee	Y	Ransom	Y	Winter	Y
41	Esgar	Y	Leonard	N	Rosenthal	Y	Wist	N
42	Everett	Y	Lontine	Y	Roupe	Y	Young	Y
43							Speaker	Y

44 Co-sponsor(s) added: Representative(s) Ginal, Kagan, Lebsock, Melton,
45 Moreno, Ryden, Vigil

46
47 **SB16-153** by Senator(s) Crowder; also Representative(s) Wilson--
48 Concerning nominees for county court judges.

49
50 The question being "Shall the bill pass?"

51 A roll call vote was taken. As shown by the following recorded vote, a
52 majority of those elected to the House voted in the affirmative and the
53 bill was declared **passed**.

54

	YES	58	NO	7	EXCUSED	0	ABSENT	0
1								
2	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
3	Becker J.	Y	Foote	Y	McCann	Y	Saine	N
4	Becker K.	Y	Garnett	Y	Melton	N	Salazar	Y
5	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
6	Buck	N	Hamner	Y	Moreno	Y	Singer	Y
7	Buckner	Y	Humphrey	N	Navarro	Y	Thurlow	Y
8	Carver	Y	Joshi	Y	Neville P.	N	Tyler	Y
9	Conti	Y	Kagan	Y	Nordberg	Y	Van Winkle	Y
10	Coram	Y	Klingenschmitt	Y	Pabon	Y	Vigil	Y
11	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	Y
12	Danielson	Y	Landgraf	Y	Primavera	Y	Williams	Y
13	DelGrosso	Y	Lawrence	Y	Priola	Y	Wilson	Y
14	Dore	Y	Lebsock	Y	Rankin	Y	Windholz	Y
15	Duran	Y	Lee	Y	Ransom	Y	Winter	Y
16	Esgar	Y	Leonard	N	Rosenthal	Y	Wist	Y
17	Everett	N	Lontine	Y	Roupe	Y	Young	Y
18							Speaker	Y

19 Co-sponsor(s) added: Representative(s) Kagan, Melton, Mitsch Bush, Vigil

20 21 22 23 24 CONSIDERATION OF RESOLUTION(S)

25
26 **SJR16-031** by Senator(s) Kerr, Cadman; also Representative(s)
27 Primavera--Concerning the designation of November
28 2016 as "Bladder Health Month" in Colorado.

29
30 (Printed and placed in members' file)

31
32 On motion of Representative Primavera, the resolution was read at length
33 and **adopted** by **viva voce** vote.

34
35 Current Roll Call added as co-sponsor(s): Representative(s) Arndt, Becker J.,
36 Becker K., Brown, Buck, Buckner, Carver, Conti, Coram, Court, Danielson,
37 DelGrosso, Dore, Duran, Esgar, Everett, Fields, Foote, Garnett, Ginal, Hamner,
38 Humphrey, Joshi, Kagan, Klingenschmitt, Kraft-Tharp, Landgraf, Lawrence,
39 Lebsock, Lee, Leonard, Lontine, Lundeen, McCann, Melton, Mitsch Bush,
40 Moreno, Navarro, Neville P., Nordberg, Pabon, Pettersen, Priola, Rankin,
41 Ransom, Rosenthal, Roupe, Ryden, Saine, Salazar, Sias, Singer, Thurlow,
42 Tyler, Van Winkle, Vigil, Willett, Williams, Wilson, Windholz, Winter, Wist,
43 Young, Speaker.

44
45 **SJR16-030** by Senator(s) Cadman and Newell, Cooke; also
46 Representative(s) Sias--Concerning declaring the week of
47 May 15-21, 2016, as Police Week, and, in connection
48 therewith, declaring May 15, 2016, as Peace Officers'
49 Memorial Day.

50
51 (Printed and placed in members' file)

52
53 On motion of Representative Sias, the resolution was read at length and
54 **adopted** by **viva voce** vote.

55

1 Current Roll Call added as co-sponsor(s): Representative(s) Arndt, Becker J.,
2 Becker K., Brown, Buck, Buckner, Carver, Conti, Coram, Court, Danielson,
3 DelGrosso, Dore, Duran, Esgar, Everett, Fields, Foote, Garnett, Ginal, Hamner,
4 Humphrey, Joshi, Kagan, Klingenschmitt, Kraft-Tharp, Landgraf, Lawrence,
5 Lebsock, Lee, Leonard, Lontine, Lundeen, McCann, Melton, Mitsch Bush,
6 Moreno, Navarro, Neville P., Nordberg, Pabon, Pettersen, Primavera, Priola,
7 Rankin, Ransom, Rosenthal, Roupe, Ryden, Saine, Salazar, Singer, Thurlow,
8 Tyler, Van Winkle, Vigil, Willett, Williams, Wilson, Windholz, Winter, Wist,
9 Young, Speaker

10

11 [SJ16-029](#) by Senator(s) Tate and Kefalas; also Representative(s)
12 Arndt and Nordberg--Concerning the recommendations of
13 the Colorado "Medical Clean Claims Transparency and
14 Uniformity Act" Task Force and, in connection therewith,
15 recognizing its work.

16

17 (Printed and placed in members' file)

18

19 On motion of Representative Nordberg, the resolution was **adopted** by
20 **viva voce** vote.

21

22 Current Roll Call added as co-sponsor(s): Representative(s) Becker J., Becker
23 K., Brown, Buck, Buckner, Carver, Conti, Coram, Court, Danielson,
24 DelGrosso, Dore, Duran, Esgar, Everett, Fields, Foote, Garnett, Ginal, Hamner,
25 Humphrey, Joshi, Kagan, Klingenschmitt, Kraft-Tharp, Landgraf, Lawrence,
26 Lebsock, Lee, Leonard, Lontine, Lundeen, McCann, Melton, Mitsch Bush,
27 Moreno, Navarro, Neville P., Pabon, Pettersen, Primavera, Priola, Rankin,
28 Ransom, Rosenthal, Roupe, Ryden, Saine, Salazar, Sias, Singer, Thurlow,
29 Tyler, Van Winkle, Vigil, Willett, Williams, Wilson, Windholz, Winter, Wist,
30 Young, Speaker

31

32 [SJ16-033](#) by Senator(s) Martinez Humenik and Kefalas; also
33 Representative(s) Brown and Ginal--Concerning the
34 designation of August 2016 as "Spinal Muscular Atrophy
35 Awareness Month" in Colorado.

36

37 (Printed and placed in members' file)

38

39 On motion of Representative Ginal, the resolution was read at length
40 **adopted** by **viva voce** vote.

41

42 Current Roll Call added as co-sponsor(s): Representative(s) Arndt, Becker J.,
43 Becker K., Buck, Buckner, Carver, Conti, Coram, Court, Danielson, DelGrosso,
44 Dore, Duran, Esgar, Everett, Fields, Foote, Garnett, Hamner, Humphrey, Joshi,
45 Kagan, Klingenschmitt, Kraft-Tharp, Landgraf, Lawrence, Lebsock, Lee,
46 Leonard, Lontine, Lundeen, McCann, Melton, Mitsch Bush, Moreno, Navarro,
47 Neville P., Nordberg, Pabon, Pettersen, Primavera, Priola, Rankin, Ransom,
48 Rosenthal, Roupe, Ryden, Saine, Salazar, Sias, Singer, Thurlow, Tyler, Van
49 Winkle, Vigil, Willett, Williams, Wilson, Windholz, Winter, Wist, Young,
50 Speaker

51

52

53

54

1 **LAY OVER OF CALENDAR ITEM(S)**

2
3 On motion of Representative Duran, the following item(s) on the
4 Calendar was laid over until April 20, retaining place on Calendar:

5
6 Consideration of Memorial(s)--**SJM16-005**.

7
8
9 House in recess. House reconvened.
10

11
12 **REPORT(S) OF COMMITTEE(S) OF REFERENCE**

13
14 **EDUCATION**

15 After consideration on the merits, the Committee recommends the
16 following:

17
18 **HB16-1099** be postponed indefinitely.

19
20
21
22
23 **STATE, VETERANS, & MILITARY AFFAIRS**

24 After consideration on the merits, the Committee recommends the
25 following:

26
27 **HB16-1400** be referred to the Committee of the Whole with favorable
28 recommendation.

29
30
31 **HB16-1442** be referred to the Committee of the Whole with favorable
32 recommendation.

33
34
35 **SB16-021** be amended as follows, and as so amended, be referred to
36 the Committee of the Whole with favorable
37 recommendation:

38
39 Amend reengrossed bill, page 3, line 5, strike "full".

40
41 Page 3, line 12, after "aesthetic," insert "ecological,".

42
43 Page 3, line 16, after "conflict;" insert "and".

44
45 Page 3, strike lines 17 through 27 and substitute:

46 "(k) Early and consistent cooperative and collaborative
47 involvement of local governments in federal land management
48 decision-making processes can improve federal land management
49 outcomes, reduce conflict, and save state, local, and federal resources.

50 (2) The general assembly further finds and declares that:

51 (a) It is imperative to encourage effective cooperative and
52 collaborative engagement among counties, municipalities, the state, and
53 federal land management agencies; and".

54
55 Reletter succeeding paragraph accordingly.

1 **SB16-041** be amended as follows, and as so amended, be referred to
2 the Committee of the Whole with favorable
3 recommendation:
4

5 Amend reengrossed bill, page 2, strike line 3 and substitute "(1) and (2)
6 (a) as follows:".

7
8 Page 2, strike lines 13 and 14 and substitute:
9

10 "(a) Marijuana-initiated contacts by law enforcement, broken
11 down by judicial district and by race and ethnicity, TO THE EXTENT
12 AVAILABLE, AND THE FEASIBILITY OF COLLECTING DATA REGARDING
13 MARIJUANA-INITIATED CONTACTS BY LAW ENFORCEMENT, INCLUDING A
14 DESCRIPTION OF EFFORTS BEING MADE BY LOCAL LAW ENFORCEMENT TO
15 ESTABLISH CONSISTENT DEFINITIONS AND ANY PROPOSALS FOR A SYSTEM
16 OF REPORTING SUCH DATA TO THE DIVISION;".
17
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19

20 **SB16-062** be amended as follows, and as so amended, be referred to
21 the Committee on Appropriations with favorable
22 recommendation:
23

24 Amend reengrossed bill, page 2, strike lines 2 through 23 and substitute:
25

26 "**SECTION 1.** In Colorado Revised Statutes, **add** 12-42.5-104.5
27 as follows:

28 **12-42.5-104.5. Veterinary pharmaceutical advisory committee**
29 **- creation - appointments - rules.** (1) (a) THERE IS CREATED IN THE
30 DEPARTMENT OF REGULATORY AGENCIES THE VETERINARY
31 PHARMACEUTICAL ADVISORY COMMITTEE COMPRISED OF THREE MEMBERS,
32 ONE MEMBER OF WHICH IS ONE OF THE NONPHARMACIST MEMBERS OF THE
33 BOARD WHOM THE BOARD WILL APPOINT TO THE ADVISORY COMMITTEE,
34 WITH THE OTHER TWO MEMBERS APPOINTED BY THE EXECUTIVE DIRECTOR
35 OF THE DEPARTMENT OF REGULATORY AGENCIES, IN CONSULTATION WITH
36 THE BOARD OF VETERINARY MEDICINE CREATED IN SECTION 12-64-105, AS
37 FOLLOWS:

38 (I) ONE MEMBER WHO IS A LICENSED VETERINARIAN WHO
39 PREDOMINANTLY WORKS ON LARGE ANIMALS, HAVING AT LEAST FIVE
40 YEARS' EXPERIENCE IN THIS STATE AND ACTIVELY ENGAGED IN THE
41 PRACTICE OF VETERINARY MEDICINE; AND

42 (II) ONE LICENSED PHARMACEUTICAL WHOLESALER ENGAGED IN
43 THE DISTRIBUTION OF ANIMAL DRUGS, HAVING AT LEAST FIVE YEARS'
44 EXPERIENCE IN THIS STATE AND ACTIVELY ENGAGED IN THE PRACTICE OF
45 WHOLESALE PHARMACY.

46 (b) (I) THE TWO MEMBERS OF THE ADVISORY COMMITTEE WHO ARE
47 NOT ON THE BOARD SERVE THREE-YEAR TERMS. OF THE TWO MEMBERS
48 INITIALLY APPOINTED TO THE ADVISORY COMMITTEE WHO DO NOT SERVE
49 ON THE BOARD, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF
50 REGULATORY AGENCIES SHALL APPOINT ONE MEMBER FOR A TWO-YEAR
51 TERM AND ONE MEMBER FOR A THREE-YEAR TERM. THE BOARD MEMBER
52 INITIALLY APPOINTED TO THE ADVISORY COMMITTEE SERVES FOR THE
53 DURATION OF HIS OR HER BOARD TERM, AND THE BOARD SHALL APPOINT
54 HIS OR HER SUCCESSOR OR THE OTHER NONPHARMACIST BOARD MEMBER
55 AS A REPLACEMENT MEMBER OF THE ADVISORY COMMITTEE, WHO SHALL

1 SERVE ON THE ADVISORY COMMITTEE FOR THE DURATION OF HIS OR HER
2 TERM ON THE BOARD.

3 (II) IF THERE IS A VACANCY ON THE ADVISORY COMMITTEE, THE
4 EXECUTIVE DIRECTOR, IN CONSULTATION WITH THE BOARD OF
5 VETERINARY MEDICINE, SHALL APPOINT A SUCCESSOR TO FILL THE
6 UNEXPIRED PORTION OF THE MEMBER'S TERM; EXCEPT THAT A VACANCY
7 OF THE SEAT ON THE ADVISORY BOARD THAT WAS FILLED BY ONE OF THE
8 NONPHARMACIST BOARD MEMBERS SHALL BE FILLED BY THE BOARD WITH
9 EITHER THE OTHER NONPHARMACIST BOARD MEMBER OR, IF THE VACANCY
10 WAS CAUSED BY A VACANCY ON THE BOARD, BY ANY SUCCESSOR
11 NONPHARMACIST BOARD MEMBER.

12 (c) (I) THE ADVISORY COMMITTEE SHALL ELECT A MEMBER TO
13 SERVE AS CHAIR OF THE ADVISORY COMMITTEE. THE ADVISORY
14 COMMITTEE SHALL MEET AS REQUIRED BY THE BOARD IN ACCORDANCE
15 WITH SUBSECTION (2) OF THIS SECTION.

16 (II) MEMBERS OF THE ADVISORY COMMITTEE SERVE WITHOUT
17 COMPENSATION OR REIMBURSEMENT OF EXPENSES.

18 (III) PURSUANT TO SECTION 24-18-108.5, C.R.S., A MEMBER OF
19 THE ADVISORY COMMITTEE SHALL NOT PERFORM AN OFFICIAL ACT THAT
20 MAY HAVE A DIRECT ECONOMIC BENEFIT ON A BUSINESS OR OTHER
21 UNDERTAKING IN WHICH THE MEMBER HAS A DIRECT OR SUBSTANTIAL
22 FINANCIAL INTEREST.

23 (d) THE DEPARTMENT OF REGULATORY AGENCIES SHALL PROVIDE
24 STAFF ASSISTANCE TO THE ADVISORY COMMITTEE.

25 (2)(a) UNLESS A MATTER PRESENTED TO THE BOARD CONSTITUTES
26 AN EMERGENCY REQUIRING PROMPT RESOLUTION, THE BOARD SHALL
27 REFER THE FOLLOWING MATTERS THAT CONCERN VETERINARY
28 PHARMACEUTICALS TO THE ADVISORY COMMITTEE FOR A
29 RECOMMENDATION ON HOW THE BOARD SHOULD PROCEED ON THE
30 MATTER:

31 (I) WHETHER AND TO WHAT EXTENT ACTION, IF ANY, SHOULD BE
32 TAKEN ON AN INVESTIGATION INTO OR COMPLAINT OF AN ALLEGED
33 VIOLATION OF THIS ARTICLE, INCLUDING WHETHER TO:

34 (A) SUSPEND OR REVOKE A LICENSE OR REGISTRATION;

35 (B) IMPOSE A FINE AGAINST A LICENSEE OR REGISTRANT, WHETHER
36 THE VIOLATION IS EGREGIOUS, AND THE AMOUNT OF ANY FINE
37 RECOMMENDED;

38 (C) SEEK A RESTRAINING ORDER OR INJUNCTION IN CIVIL COURT
39 AGAINST A PERSON; OR

40 (D) PURSUE OTHER DISCIPLINARY ACTION AGAINST A LICENSEE,
41 REGISTRANT, OR OTHER PERSON;

42 (II) REVIEW OF LICENSE AND REGISTRATION APPLICATIONS AND
43 RENEWAL, REACTIVATION, AND REINSTATEMENT APPLICATIONS; AND

44 (III) PROMULGATION OF RULES.

45 (b) UPON BEING REFERRED A MATTER BY THE BOARD, THE
46 ADVISORY COMMITTEE SHALL MEET AS SOON AS PRACTICABLE TO REVIEW
47 THE MATTER. THE BOARD SHALL SHARE ALL DOCUMENTS, RECORDINGS,
48 AND OTHER MATERIALS THAT ARE RELEVANT TO THE MATTER REFERRED
49 WITH THE ADVISORY COMMITTEE FOR THE ADVISORY COMMITTEE'S REVIEW
50 OF THE MATTER. THE ADVISORY COMMITTEE SHALL TREAT ALL SHARED
51 MATERIALS AS CONFIDENTIAL. THE ADVISORY COMMITTEE SHALL PROVIDE
52 THE BOARD A WRITTEN RECOMMENDATION ON HOW THE BOARD SHOULD
53 PROCEED ON THE MATTER REFERRED, SETTING FORTH ITS FINDINGS AND
54 CONCLUSIONS.

55 (c) THE BOARD SHALL ADOPT THE ADVISORY COMMITTEE'S

1 RECOMMENDATION ON A REFERRED MATTER UNLESS THE BOARD
2 DETERMINES THAT THERE EXISTS MATERIAL AND SUBSTANTIAL EVIDENCE
3 OR INFORMATION RELATED TO THE MATTER THAT WARRANTS A
4 RESOLUTION OF THE MATTER THAT IS DISTINCT FROM THE ADVISORY
5 COMMITTEE'S RECOMMENDATION. IF THE BOARD DEVIATES FROM THE
6 ADVISORY COMMITTEE'S RECOMMENDATION, THE BOARD SHALL MAKE A
7 RECORD OF THE REASONS FOR THE DEVIATION.

8 (3) THE BOARD, IN CONSULTATION WITH THE BOARD OF
9 VETERINARY MEDICINE, MAY PROMULGATE RULES TO IMPLEMENT THIS
10 SECTION.

11 (4) (a) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2026.

12 (b) BEFORE THE REPEAL OF THIS SECTION, THE DEPARTMENT OF
13 REGULATORY AGENCIES SHALL REVIEW THE ADVISORY COMMITTEE
14 PURSUANT TO SECTION 2-3-1203, C.R.S."

15
16 Page 3, strike lines 1 through 22.

17
18 Page 4, line 19, strike "VIOLATIONS." and substitute "VIOLATIONS; EXCEPT
19 THAT, IF, AFTER CONSIDERING THE RECOMMENDATIONS OF THE ADVISORY
20 COMMITTEE CREATED IN SECTION 12-42.5-104.5, THE BOARD DETERMINES
21 THAT THE REGISTRANT HAS COMMITTED ONE OR MORE EGREGIOUS
22 VIOLATIONS, THE BOARD MAY FINE THE REGISTRANT IN ACCORDANCE WITH
23 SUBPARAGRAPH (I) OF THIS PARAGRAPH (a)."

24
25 Page 4, after line 23 insert:

26
27 "SECTION 4. In Colorado Revised Statutes, 2-3-1203, add (3)
28 (mm) (II) as follows:

29 **2-3-1203. Sunset review of advisory committees.** (3) The
30 following dates are the dates on which the statutory authorization for the
31 designated advisory committee is scheduled for repeal:

32 (mm) September 1, 2026:

33 (II) THE VETERINARY PHARMACEUTICAL ADVISORY COMMITTEE,
34 CREATED IN SECTION 12-42.5-104.5, C.R.S."

35
36 Renumber succeeding sections accordingly.

37
38
39
40 **SB16-100** be postponed indefinitely.

41
42
43 **SB16-160** be postponed indefinitely.

44
45
46
47 **DELIVERY OF BILL TO GOVERNOR**

48
49 The Chief Clerk of the House of Representatives reports the following
50 bill has been delivered to the Office of the Governor: **HB16-1350** at
51 2:57 p.m. on April 18, 2016.

52
53
54

MESSAGE FROM THE SENATE

1
2
3 The Senate has passed on Third Reading and transmitted to the Revisor
4 of Statutes:
5 SB16-173 and 176.
6
7 SB16-169 amended in General Orders as printed in the Senate
8 Journal, April 11, April 13, and April 18, 2016.
9
10 HB16-1260 amended in General Orders as printed in the Senate
11 Journal, April 18, 2016.
12
13 The Senate has passed on Third Reading and returns herewith:
14 HB16-1339, 1298, 1048, and 1278.
15
16 The Senate has Postponed Indefinitely HB16-1331 and HB16-1396. The
17 bills are returned herewith.
18
19 The Senate failed to pass HB16-1156 on Third Reading. The bill is
20 returned herewith.

MESSAGE(S) FROM THE REVISOR

21
22
23
24
25 We herewith transmit:
26 without comment, **SB16-173 and 176**.
27 without comment, as amended, **HB16-1260**.
28 without comment, as amended, **SB16-169**.
29

INTRODUCTION OF BILLS
First Reading

30
31
32
33
34
35 The following bills were read by title and referred to the committees
36 indicated:
37
38 **HB16-1445** by Representative(s) Ryden--Concerning restrictions on
39 persons licensed under the "Colorado Liquor Code" to sell
40 alcohol beverages in sealed containers for off-premises
41 consumption, and, in connection therewith, prohibiting
42 persons under twenty-one years of age from entering a
43 licensed premises unless accompanied by a person who is
44 at least twenty-one years of age.
45 Committee on Business Affairs and Labor
46
47 **HB16-1446** by Representative(s) Hamner; also Senator(s) Marble--
48 Concerning authorizing a local education provider to
49 determine the language in which a student who is an
50 English language learner takes reading assessments in
51 kindergarten through third grade.
52 Committee on Education
53
54 **HB16-1447** by Representative(s) Esgar; also Senator(s) Garcia--
55 Concerning a 2016-17 state fiscal year general fund

- 1 transfer to the Colorado state fair authority cash fund to
 2 improve the Colorado state fair's horse show arena area.
 3 Committee on Finance
 4
- 5 **HB16-1448** by Representative(s) Singer; also Senator(s) Kefalas and
 6 Lundberg, Todd--Concerning the relative guardianship
 7 assistance program.
 8 Committee on Judiciary
 9
- 10 **SB16-151** by Senator(s) Sonnenberg; also Representative(s) Brown
 11 and Vigil--Concerning the right of Coloradans to hunt
 12 wildlife, and, in connection therewith, establishing hunting
 13 as the primary means of managing wildlife.
 14 Committee on State, Veterans, & Military Affairs
 15
- 16 **SB16-169** by Senator(s) Martinez Humenik and Cooke; also
 17 Representative(s) Kraft-Tharp and Landgraf--Concerning
 18 changes related to the seventy-two-hour emergency mental
 19 health procedure.
 20 Committee on Judiciary
 21
- 22 **SB16-173** by Senator(s) Heath; also Representative(s) Becker K.--
 23 Concerning authorization for golf cars to cross state
 24 highways in order to use a local road as authorized by a
 25 local jurisdiction.
 26 Committee on Transportation & Energy
 27
- 28 **SB16-176** by Senator(s) Neville T., Cadman, Cooke, Grantham, Hill,
 29 Holbert, Lambert, Lundberg, Marble, Scheffel,
 30 Sonnenberg; also Representative(s) Neville P., Everett,
 31 Humphrey, Joshi, Klingenschmitt, Leonard, Navarro,
 32 Ransom, Van Winkle--Concerning the governor's
 33 authority to restrict the distribution of firearms during a
 34 state of disaster emergency.
 35 Committee on State, Veterans, & Military Affairs
 36
 37

INTRODUCTION OF RESOLUTIONS

- 38
 39
 40
 41 The following resolutions were read by title and laid over one day under
 42 the rules:
 43
- 44 **HJR16-1020** by Representative(s) DelGrosso; also Senator(s)
 45 Sonnenberg--Concerning recognition of the benefits and
 46 importance of the oil and natural gas industry to the
 47 citizens of Colorado.
 48
- 49 **HJR16-1021** by Representative(s) Brown and Vigil; also Senator(s)
 50 Sonnenberg and Baumgardner--Concerning the necessity
 51 for Congress to streamline the water project permitting
 52 process.
 53
- 54 **HR16-1006** by Representative(s) Singer--Concerning ladder safety.
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INTRODUCTION OF CONCURRENT RESOLUTION

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

HCR16-1003 by Representative(s) Singer and Priola; also Senator(s) Scott and Todd--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the regulation of nonprofit entities licensed to operate a raffle at a professional sporting event at a sports venue.

Committee on State, Veterans, & Military Affairs



On motion of Representative Duran, the following bill(s) calendared for General Orders, April 20, will be calendared for April 21, 2016: **HB16-1427**.

On motion of Representative Duran, the following bill(s) calendared for General Orders, April 20, will be calendared for April 22, 2016: **HB16-1420, 1421, 1303**.



On motion of Representative Duran, the House adjourned until 9:00 a.m., April 20, 2016.

Approved:
DICKY LEE HULLINGHORST,
Speaker

Attest:
MARILYN EDDINS,
Chief Clerk

