

**HOUSE JOURNAL**  
**SEVENTIETH GENERAL ASSEMBLY**  
**STATE OF COLORADO**  
**Second Regular Session**

Ninety-fourth Legislative Day

Friday, April 15, 2016

1 Prayer by the Reverend Jim Hagan, Friendship Assembly of God,  
2 Colorado Springs.

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

5  
6 Pledge of Allegiance led by K'sai Lancaster, Dorean Lancaster, Pioneer  
7 Elementary School, Thornton.

8  
9 The roll was called with the following result:

10  
11 Present--64.  
12 Excused--Representative(s) Wist--1.  
13 Present after roll call--Representative(s) Wist.

14  
15 The Speaker declared a quorum present.

16  
17  
18 On motion of Representative Van Winkle, the reading of the journal of  
19 April 14, 2016, was declared dispensed with and approved as corrected  
20 by the Chief Clerk.

**CONSIDERATION OF MEMORIAL**

21  
22  
23  
24  
25 [HM16-1005](#) by Representative(s) Becker J. and Coram--Memorializing  
26 former Representative Diane Hoppe.

27  
28 (Printed and placed in members' files)

29  
30 On motion of Representative Coram, the memorial was read at length.

31  
32  
33 Pursuant to House Rule 26(f) the House stood in recess to allow the  
34 following former members to speak on behalf of the Honorable Diane  
35 Hoppe: Senator Randy Baumgardner, Senator Jerry Sonnenberg, Senator  
36 Mary Hodge, Senator Don Ament, Representative Jim Kerr.

37  
38  
39 House reconvened.

40  
41  
42 On motion of Representative Becker J., the memorial was **adopted** by  
43 **viva voce** vote.

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

10

11 Representative Becker J. introduced members of the family that were  
 12 present.

13

14

---

House in recess. House reconvened.

---

15

16

17

18

19

## INTRODUCTION AND CONSIDERATION OF RESOLUTION

20

21 On motion of Representative Duran, the rules were suspended and the  
 22 following resolution was given immediate consideration.

23

24 **HJR16-1018** by Representative(s) Esgar and Vigil; also Senator(s)  
 25 Garcia--Concerning the support for goods produced in  
 26 Colorado and other states in the United States.

27

28 (Printed and placed in members' files).

29

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

32

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

42

43

44

---

## REPORT(S) OF COMMITTEE(S) OF REFERENCE

45

### APPROPRIATIONS

47 After consideration on the merits, the Committee recommends the  
 48 following:

49

50 **HB16-1031** be referred favorably to the Committee on Legislative  
 51 Council.

52

53

54 **HB16-1050** be amended as follows, and as so amended, be referred to  
 55 the Committee of the Whole with favorable  
 56 recommendation:

1 Amend printed bill, page 5, after line 12 insert:

2

3 **"SECTION 2. Appropriation.** For the 2016-17 state fiscal year,  
4 \$19,833 is appropriated to the department of labor and employment for  
5 use by the division of employment and training. This appropriation is  
6 from the general fund and is based on an assumption that the division will  
7 require an additional 0.4 FTE. To implement this act, the division may  
8 use this appropriation for the workforce development council."

9

10 Renumber succeeding section accordingly.

11

12 Page 1, line 103, strike "EDUCATION." and substitute "EDUCATION, AND,  
13 IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

14

15

16

17 **HB16-1077** be amended as follows, and as so amended, be referred to  
18 the Committee on Legislative Council with favorable  
19 recommendation:

20

21 Amend printed bill, page 5, after line 13 insert the following:

22

23 **"SECTION 2. Appropriation.** (1) For the 2016-17 state fiscal  
24 year, \$21,628 is appropriated to the legislative department. This  
25 appropriation is from the general fund. To implement this act, the  
26 department may use this appropriation as follows:

27 (a) \$16,756 for use by the committee on legal services, which  
28 amount is based on an assumption that the committee on legal services  
29 will require an additional 0.3 FTE; and

30 (b) \$4,872 for use by the general assembly for legislator travel and  
31 per diem."

32

33 Renumber succeeding section accordingly.

34

35 Page 1, line 102, strike "COMMITTEE." and substitute "COMMITTEE, AND,  
36 IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

37

38

39

40 **HB16-1080** be amended as follows, and as so amended, be referred to  
41 the Committee of the Whole with favorable  
42 recommendation:

43

44 Amend printed bill page 3, strike lines 22 through 27 and substitute:

45

46 **"SECTION 4.** In Colorado Revised Statutes, **add** 17-18-122 as  
47 follows:

48 **17-18-122. Appropriation to comply with section 2-2-703 -**  
49 **H.B. 16-1080 - repeal.** (1) PURSUANT TO SECTION 2-2-703, C.R.S., THE  
50 FOLLOWING STATUTORY APPROPRIATIONS ARE MADE IN ORDER TO  
51 IMPLEMENT HOUSE BILL 16-1080, ENACTED IN 2016:

52 (a) FOR THE 2017-18 STATE FISCAL YEAR, FORTY-THREE  
53 THOUSAND SEVEN HUNDRED TWENTY-SEVEN DOLLARS IS APPROPRIATED  
54 TO THE DEPARTMENT FROM THE GENERAL FUND;

55 (b) FOR THE 2018-19 STATE FISCAL YEAR, EIGHTY-SEVEN  
56 THOUSAND FOUR HUNDRED FIFTY-FOUR DOLLARS IS APPROPRIATED TO THE

1 DEPARTMENT FROM THE GENERAL FUND;

2 (c) FOR THE 2019-20 STATE FISCAL YEAR, ONE HUNDRED THIRTY-  
3 ONE THOUSAND ONE HUNDRED EIGHTY-ONE DOLLARS IS APPROPRIATED TO  
4 THE DEPARTMENT FROM THE GENERAL FUND; AND

5 (d) FOR THE 2020-21 STATE FISCAL YEAR, ONE HUNDRED SEVENTY  
6 THOUSAND NINE HUNDRED DOLLARS IS APPROPRIATED TO THE  
7 DEPARTMENT FROM THE GENERAL FUND.

8 (2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2021."  
9

10 Page 4, strike line 1.

11  
12 Page 1, line 101, strike "STRANGULATION." and substitute  
13 "STRANGULATION, AND, IN CONNECTION THEREWITH, MAKING AN  
14 APPROPRIATION."  
15  
16  
17

18 **HB16-1097** be amended as follows, and as so amended, be referred to  
19 the Committee of the Whole with favorable  
20 recommendation:  
21

22 Amend printed bill, page 5, after line 6 insert:  
23

24 **"SECTION 4. Appropriation - adjustments to 2016 long bill.**

25 (1) To implement this act, the appropriation made in the annual general  
26 appropriation act for the 2016-17 state fiscal year to the department of  
27 health care policy and financing for medical services premiums is  
28 decreased by \$71,954, which consists of \$69,405 from the general fund  
29 and \$2,549 from the hospital provider fee cash fund created in section  
30 25.5-4-402.3 (4) (a), C.R.S.

31 (2) The figure shown in the federal funds column in the annual  
32 general appropriation act for the 2016-17 state fiscal year for the  
33 department of health care policy and financing for medical services  
34 premiums is decreased by \$143,317. The decrease in subsection (1) of  
35 this section is based on the assumption that the federal funds received by  
36 the department will decrease by this amount.

37 (3) For the 2016-17 state fiscal year, \$59,578 is appropriated to  
38 the department of health care policy and financing for use by the  
39 executive director's office. This appropriation is from the general fund  
40 and is subject to the "(M)" notation as defined in the general  
41 appropriation act for the same fiscal year. To implement this act, the  
42 department may use this appropriation for transfers to the department of  
43 regulatory agencies for regulation of Medicaid transportation providers.

44 (4) For the 2016-17 state fiscal year, the general assembly  
45 anticipates that the department of health care policy and financing will  
46 receive \$18,750 in federal funds for transfers to the department of  
47 regulatory agencies for regulation of Medicaid transportation providers.  
48 The appropriation in subsection (3) of this section is based on the  
49 assumption that the department will receive this amount of federal funds.

50 (5) For the 2016-17 state fiscal year, \$2,636 is appropriated to the  
51 department of public safety for use by the Colorado bureau of  
52 investigation. This appropriation is from the Colorado bureau of  
53 investigation identification unit fund created in section 24-33.5-426,  
54 C.R.S. To implement this act, the bureau may use this appropriation for  
55 operating expenses related to identification.

56 (6) For the 2016-17 state fiscal year, \$23,753 is appropriated to

1 the department of law. This appropriation is from reappropriated funds  
2 received from the public utilities commission in the department of  
3 regulatory agencies from money received from the department of health  
4 care policy and financing under subsections (3) and (4) of this section and  
5 is based on an assumption that the department of law will require an  
6 additional 0.1 FTE. To implement this act, the department of law may use  
7 this appropriation to provide legal services for the department of  
8 regulatory agencies.

9 (6) For the 2016-17 state fiscal year, \$8,755 is appropriated to the  
10 office of the governor for use by the office of information technology.  
11 This appropriation is from reappropriated funds received from the public  
12 utilities commission in the department of regulatory agencies from money  
13 received from the department of health care policy and financing under  
14 subsections (3) and (4) of this section. To implement this act, the office  
15 may use this appropriation to provide information technology services for  
16 the department of regulatory agencies."

17  
18 Renumber succeeding section accordingly.

19  
20 Page 1, line 102, strike "**PROVIDERS.**" and substitute "**PROVIDERS, AND,**  
21 **IN CONNECTION THEREWITH, MAKING AND REDUCING AN**  
22 **APPROPRIATION.**".

23  
24  
25  
26 **HB16-1172** be amended as follows, and as so amended, be referred to  
27 the Committee of the Whole with favorable  
28 recommendation:

29  
30 Amend printed bill, page 6, after line 22 insert:

31  
32 "**SECTION 4. Appropriation.** For the 2016-17 state fiscal year,  
33 \$3,248 is appropriated to the legislative department for use by the general  
34 assembly. This appropriation is from the general fund. To implement this  
35 act, the general assembly may use this appropriation for per diem and  
36 travel expenses."

37  
38 Renumber succeeding section accordingly.

39  
40 Page 1, line 105, strike "**AND**".

41  
42 Page 1, line 110, strike "**RECOMMENDATION.**" and substitute  
43 "**RECOMMENDATION, AND MAKING AN APPROPRIATION.**".

44  
45  
46  
47 **HB16-1174** be postponed indefinitely.

48  
49  
50 **HB16-1186** be amended as follows, and as so amended, be referred to  
51 the Committee of the Whole with favorable  
52 recommendation:

53  
54 Amend printed bill. page 3. after line 3 insert:

55 "**SECTION 2. Appropriation.** For the 2016-17 state fiscal year.  
56 \$150,000 is appropriated to the department of regulatory agencies for use

1 by the public utilities commission. This appropriation is from the public  
2 utilities commission fixed utility fund created in section 40-2-114 (1) (b).  
3 C.R.S. To implement this act, the commission may use this appropriation  
4 for operating expenses."

5  
6 Renumber succeeding section accordingly.

7  
8 Page 1, line 105, strike "PROGRAMS." and substitute "PROGRAMS, AND,  
9 IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

10  
11  
12

13 **HB16-1195** be amended as follows. and as so amended. be referred to  
14 the Committee of the Whole with favorable  
15 recommendation:

16  
17 Amend printed bill, page 3, before line 16 insert:

18  
19 **"SECTION 5. Appropriation.** (1) For the 2016-17 state fiscal  
20 year. \$7.950 is appropriated to the department of health care policy and  
21 financing. This appropriation is from the general fund. and is subject to  
22 the "(M)" notation as defined in the annual general appropriation act for  
23 the same fiscal year. To implement this act. the department may use this  
24 appropriation for Medicaid management information system maintenance  
25 and projects.

26 (2) For the 2016-17 state fiscal year. the general assembly  
27 anticipates that the department of health care policy and financing will  
28 receive \$23.850 in federal funds for Medicaid management information  
29 system maintenance and projects. The appropriation in subsection (1) of  
30 this section is based on the assumption that the department will receive  
31 this amount of federal funds."

32  
33 Renumber succeeding section accordingly.

34  
35 Page 1, line 102, strike "WAIVERS." and substitute "WAIVERS, AND, IN  
36 CONNECTION THEREWITH, MAKING AN APPROPRIATION."

37  
38  
39

40 **HB16-1196** be amended as follows. and as so amended. be referred to  
41 the Committee of the Whole with favorable  
42 recommendation:

43  
44 Amend printed bill, page 7, after line 6 insert:

45  
46 **"SECTION 3. Appropriation.** For the 2016-17 state fiscal year.  
47 \$100.000 is appropriated to the department of human services for use by  
48 the executive director's office. This appropriation is from the general  
49 fund. To implement this act. the department may use this appropriation  
50 for college savings for preschool children."

51  
52 Renumber succeeding section accordingly.

53  
54 Page 1, line 103, strike "CHILDREN." and substitute "CHILDREN, AND, IN  
55 CONNECTION THEREWITH, MAKING AN APPROPRIATION."

56

1 **HB16-1261** be amended as follows. and as so amended. be referred to  
2 the Committee of the Whole with favorable  
3 recommendation:  
4

5 Amend printed bill, page 10, after line 15 insert:  
6

7 **"SECTION 11. Appropriation.** (1) For the 2016-17 state fiscal  
8 year. \$132,251 is appropriated to the department of revenue. This  
9 appropriation is from the marijuana cash fund created in section 12-43.3-  
10 501 (1) (a). C.R.S. To implement this act, the department may use this  
11 appropriation as follows:

12 (a) \$108,512 for marijuana enforcement. which amount is based  
13 on an assumption that the department will require an additional 2.0 FTE;

14 (b) \$14,238 for CITA annual maintenance and support; and

15 (c) \$9,501 for the purchase of legal services.

16 (2) For the 2016-17 state fiscal year. \$9,501 is appropriated to the  
17 department of law. This appropriation is from reappropriated funds  
18 received from the department of revenue under paragraph (c) of  
19 subsection (1) of this section. To implement this act. the department of  
20 law may use this appropriation to provide legal services for the  
21 department of revenue."  
22

23 Renumber succeeding section accordingly.  
24

25 Page 1, line 104, strike "AGENCIES." and substitute "AGENCIES AND  
26 MAKING AN APPROPRIATION."  
27

28  
29  
30 **HB16-1273** be referred to the Committee of the Whole with favorable  
31 recommendation.  
32

33  
34 **HB16-1277** be amended as follows, and as so amended, be referred to  
35 the Committee of the Whole with favorable  
36 recommendation:  
37

38 Amend printed bill, page 5, after line 27 insert:  
39

40 **"SECTION 2. Appropriation.** (1) For the 2016-17 state fiscal  
41 year, \$5,446 is appropriated to the department of health care policy and  
42 financing for use by the executive director's office. This appropriation is  
43 from the general fund. To implement this act, the office may use this  
44 appropriation as follows:

45 (a) \$2,500 for Medicaid management information system  
46 maintenance and projects, which amount is subject to the "(M)" notation  
47 as defined in the annual general appropriation act for the same fiscal year;  
48 and

49 (b) \$2,946 for the Colorado benefits management systems,  
50 operating and contract expenses.

51 (2) For the 2016-17 state fiscal year, the general assembly  
52 anticipates that the department of health care policy and financing will  
53 receive \$31,337 in federal funds to implement this act. The appropriation  
54 in subsection (1) of this section is based on the assumption that the  
55 department will receive this amount of federal funds to be used as  
56 follows:

1 (a) \$22,500 for Medicaid management information system  
 2 maintenance and projects; and  
 3 (b) \$8,837 for the Colorado benefits management systems,  
 4 operating and contract expenses.  
 5 (3) For the 2016-17 state fiscal year, \$11,783 is appropriated to  
 6 the office of the governor for use by the office of information technology.  
 7 This appropriation is from reappropriated funds received from the  
 8 department of health care policy and financing under paragraph (b) of  
 9 subsection (1) and paragraph (b) of subsection (2) of this section. To  
 10 implement this act, the office may use this appropriation to provide  
 11 information technology services for the department of health care policy  
 12 and financing."

13  
14 Renumber succeeding section accordingly.

15  
16 Page 1, line 102, strike "BENEFITS." and substitute "BENEFITS, AND, IN  
17 CONNECTION THEREWITH, MAKING AN APPROPRIATION."

18  
19  
20  
21 **HB16-1289** be referred to the Committee of the Whole with favorable  
22 recommendation.

23  
24  
25 **HB16-1290** be amended as follows, and as so amended, be referred to  
26 the Committee of the Whole with favorable  
27 recommendation:

28  
29 Amend printed bill, page 2, after line 13 insert:

30  
31 **"SECTION 3. Appropriation.** For the 2016-17 state fiscal year,  
32 \$1,151,628 is appropriated to the department of human services for use  
33 by the office of self sufficiency. This appropriation is from the general  
34 fund and is based on an assumption that the office will require an  
35 additional 1.0 FTE. To implement this act, the office may use this  
36 appropriation for the transitional jobs program."

37  
38 Renumber succeeding section accordingly.

39  
40 Page 1, line 101, strike "PROGRAM." and substitute "PROGRAM, AND, IN  
41 CONNECTION THEREWITH, MAKING AN APPROPRIATION."

42  
43  
44  
45 **HB16-1291** be amended as follows, and as so amended, be referred to  
46 the Committee of the Whole with favorable  
47 recommendation:

48  
49 Amend printed bill, page 9, after line 16 insert:

50  
51 **"SECTION 5. Appropriation.** For the 2016-17 state fiscal year,  
52 \$279,770 is appropriated to the department of education. This  
53 appropriation is from the general fund and is based on an assumption that  
54 the department will require an additional 0.25 FTE. The department may  
55 use this appropriation to implement this act."



1 Renumber succeeding section accordingly.

2

3 Page 1, line 102, strike "SCHOOLS." and substitute "SCHOOLS, AND, IN  
4 CONNECTION THEREWITH, MAKING AN APPROPRIATION."

5

6

7

8 **HB16-1300** be referred to the Committee of the Whole with favorable  
9 recommendation.

10

11

12 **HB16-1301** be amended as follows, and as so amended, be referred to  
13 the Committee of the Whole with favorable  
14 recommendation:

15

16 Amend printed bill, page 10, after line 20 insert:

17

18 **"SECTION 3. Appropriation.** (1) For the 2016-17 state fiscal  
19 year, \$78,969 is appropriated to the department of labor and employment.  
20 This appropriation is from the general fund. To implement this act, the  
21 department may use this appropriation as follows:

22 (a) \$71,368 for use by workforce development council, which  
23 amount is based on an assumption that the council will require an  
24 additional 1.0 FTE; and

25 (b) \$7,601 for the purchase of legal services.

26 (2) For the 2016-17 state fiscal year, \$7,601 is appropriated to the  
27 department of law. This appropriation is from reappropriated funds  
28 received from the department of labor and employment under paragraph  
29 (b) of subsection (1) of this section. To implement this act, the department  
30 of law may use this appropriation to provide legal services for the  
31 department of labor and employment."

32

33 Renumber succeeding section accordingly.

34

35 Page 1, line 102, strike "JOBS." and substitute "JOBS, AND, IN  
36 CONNECTION THEREWITH, MAKING AN APPROPRIATION."

37

38

39

40 **HB16-1321** be amended as follows, and as so amended, be referred to  
41 the Committee of the Whole with favorable  
42 recommendation:

43

44 Amend printed bill, page 2, after line 10 insert:

45

46 **"SECTION 2. Appropriation.** (1) For the 2016-17 state fiscal  
47 year, \$33,600 is appropriated to the department of health care policy and  
48 financing for use by the executive director's office. This appropriation is  
49 from the hospital provider fee cash fund created in section 25.5-4-402.3  
50 (4) (a), C.R.S. To implement this act, the office may use this  
51 appropriation as follows:

52 (a) \$13,803 for Medicaid management information system  
53 maintenance and projects, which amount is subject to the "(M)" notation  
54 as defined in the annual general appropriation act for the same fiscal year;  
55 and

56 (b) \$19,797 for Colorado benefits management systems, operating

1 and contract expenses.

2 (2) For the 2016-17 state fiscal year, the general assembly  
3 anticipates that the department of health care policy and financing will  
4 receive \$183,613 in federal funds to implement this act. The  
5 appropriation in subsection (1) of this section is based on the assumption  
6 that the department will receive this amount of federal funds to be used  
7 as follows:

8 (a) \$124,224 for for Medicaid management information system  
9 maintenance and projects; and

10 (b) \$59,389 for Colorado benefits management systems, operating  
11 and contract expenses.

12 (3) For the 2016-17 state fiscal year, \$79,186 is appropriated to the  
13 office of the governor for use by the office of information technology.  
14 This appropriation is from reappropriated funds received from the  
15 department of health care policy and financing under paragraphs (b) of  
16 subsection (1) and (b) of subsection (2) of this section. To implement this  
17 act, the office may use this appropriation to provide information  
18 technology services for the department of health care policy and  
19 financing.".

20

21 Renumber succeeding section accordingly.

22

23 Page 1, line 102, strike "WAIVERS." and substitute "WAIVERS, AND, IN  
24 CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

25

26

27

28 **HB16-1364** be amended as follows, and as so amended, be referred to  
29 the Committee of the Whole with favorable  
30 recommendation:

31

32 Amend printed bill, page 2, after line 19 insert:

33 **"SECTION 3. Appropriation.** For the 2016-17 state fiscal year,  
34 \$560 is appropriated to the department of revenue. This appropriation is  
35 from the license plate cash fund created in section 42-3-301 (1) (b),  
36 C.R.S. To implement this act, the department may use this appropriation  
37 for license plate ordering.".

38

39 Renumber succeeding section accordingly.

40

41 Page 1, line 103, strike "PLATE." and substitute "PLATE, AND, IN  
42 CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

43

44

45

46 **HB16-1399** be amended as follows, and as so amended, be referred to  
47 the Committee of the Whole with favorable  
48 recommendation:

49

50 Amend printed bill, page 2, after line 23 insert:

51 **"SECTION 2. Appropriation.** (1) For the 2016-17 state fiscal  
52 year, \$24,072 is appropriated to the department of labor and employment  
53 for use by the division of workers' compensation. This appropriation is  
54 from the workers' compensation cash fund created in section 8-44-112 (7)  
55 (a), C.R.S. To implement this act, the division may use this appropriation  
56 as follows:

1 (a) \$23,787 for personal services related to workers'  
2 compensation, which amount is based on an assumption that the division  
3 will require an additional 0.3 FTE; and

4 (b) \$285 for operating expenses related to workers'  
5 compensation.".

6

7 Renumber succeeding section accordingly.

8

9 Page 1, line 103, strike "WORKER." and substitute "WORKER, AND, IN  
10 CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

11

12

13

14 **HB16-1424** be amended as follows, and as so amended, be referred to  
15 the Committee of the Whole with favorable  
16 recommendation:

17

18 Amend printed bill, page 11, after line 3 insert:

19 "SECTION 5. Appropriation. (1) For the 2016-17 state fiscal  
20 year, \$30,298 is appropriated to the department of public health and  
21 environment for use by the health facilities and emergency medical  
22 services division. This appropriation is from the medication  
23 administration cash fund created in section 25-1.5-303 (5) (a), C.R.S., and  
24 is based on an assumption that the division will require an additional 0.5  
25 FTE. To implement this act, the division may use this appropriation for  
26 administration and operations.".

27

28 Renumber succeeding sections accordingly.

29

30 Page 1, line 102, strike "FACILITIES." and substitute "FACILITIES, AND,  
31 IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

32

33

34

35 **SB16-027** be referred to the Committee of the Whole with favorable  
36 recommendation.

37

38

39 **SB16-102** be amended as follows, and as so amended, be referred to  
40 the Committee of the Whole with favorable  
41 recommendation:

42

43 Amend reengrossed bill, page 3, strike lines 25 through 27 and substitute:

44 "(a) \$61,085 for probation programs, which amount is based on  
45 an assumption that the department will require an additional 0.9 FTE; and

46 (b) \$4,703 for courthouse capital and infrastructure maintenance.".

47

48 Page 4, strike line 1.

49

50 Page 4, line 5, strike "for use by the external capacity subprogram".

51

52

53

54 **SB16-167** be referred to the Committee of the Whole with favorable  
55 recommendation.

56

1 **BUSINESS AFFAIRS & LABOR**

2 After consideration on the merits, the Committee recommends the  
3 following:

4  
5 **HB16-1428** be postponed indefinitely.  
6  
7  
8  
9

10 **FINANCE**

11 After consideration on the merits, the Committee recommends the  
12 following:

13  
14 **HB16-1349** be referred to the Committee of the Whole with favorable  
15 recommendation.  
16  
17

18 **HB16-1402** be referred to the Committee of the Whole with favorable  
19 recommendation.  
20  
21

22 **SB16-124** be referred favorably to the Committee on Appropriations.  
23  
24

25 **SB16-131** be amended as follows, and as so amended, be referred to  
26 the Committee of the Whole with favorable  
27 recommendation:  
28

29 Amend reengrossed bill, page 6, strike line 2 and substitute "COURT".  
30

31 Page 6, line 3, strike "WHEN POSSIBLE,".  
32  
33  
34  
35

36 **HEALTH, INSURANCE & ENVIRONMENT**

37 After consideration on the merits, the Committee recommends the  
38 following:  
39

40 **HB16-1341** be amended as follows, and as so amended, be referred to  
41 the Committee of the Whole with favorable  
42 recommendation:  
43

44 Amend printed bill, page 4, line 22, strike "DOCUMENTATION" and  
45 substitute "EVIDENCE".  
46

47 Page 4, line 26, strike "GRAMS OR ONE-HALF POUND;" and substitute  
48 "GRAMS;".  
49

50 Page 5, lines 4 and 5, strike "DOCUMENTATION OR OTHER SUFFICIENT".  
51

52 Page 5, line 16, strike "DOCUMENTATION" and substitute "EVIDENCE".  
53

54 Page 5, strike lines 22 through 27 and substitute:

55 "(I) THE COVERED ANIMAL SPECIES PART OR PRODUCT IS LESS  
56 THAN TWENTY PERCENT OF THE MUSICAL INSTRUMENT BY VOLUME; AND

1 (II) THE SELLER OR PROSPECTIVE SELLER ESTABLISHES THROUGH  
2 EVIDENCE THAT THE MUSICAL INSTRUMENT WAS MANUFACTURED BEFORE  
3 1976;".

4  
5 Page 6, strike line 1.

6  
7  
8  
9 **HB16-1374** be amended as follows, and as so amended, be referred to  
10 the Committee of the Whole with favorable  
11 recommendation:

12  
13 Amend printed bill, page 2, strike line 5 and substitute "**disclosures -**  
14 **legislative declaration.** (1) THE GENERAL ASSEMBLY HEREBY FINDS AND  
15 DECLARES THAT:

16 (a) EMERGENCY SERVICES ARE OF CRUCIAL VALUE TO COLORADO  
17 COMMUNITIES, PROVIDING CARE WHEN COLORADANS ARE IN CRITICAL  
18 NEED;

19 (b) INAPPROPRIATE OR UNNECESSARY USE OF EMERGENCY  
20 SERVICES DRIVES UP HEALTH CARE COSTS;

21 (c) EMERGENCY CARE IS NOT A SUBSTITUTE FOR PRIMARY CARE,  
22 AND PATIENTS WITH NONEMERGENT CONDITIONS ARE BETTER SERVED IN  
23 A PRIMARY CARE SETTING;

24 (d) INDIVIDUALS SHOULD BE ABLE TO MAKE INFORMED DECISIONS  
25 ABOUT ACCESSING HEALTH CARE SERVICES OF THEIR CHOICE WITHOUT  
26 BARRIERS OR RESTRICTIONS; AND

27 (e) IT IS IN THE PUBLIC INTEREST FOR HEALTH CARE CONSUMERS TO  
28 RECEIVE BALANCED INFORMATION ABOUT THEIR RIGHTS AND  
29 RESPONSIBILITIES WITH REGARD TO EMERGENCY SERVICES.

30 (2) (a) (I) A FREESTANDING EMERGENCY ROOM SHALL POST A".

31  
32 Renumber succeeding subsections accordingly.

33  
34 Page 2, line 6, strike "A FREESTANDING" and substitute "AN".

35  
36 Page 2, line 9, strike "PROVIDER." and substitute "PROVIDER, AND  
37 EMERGENCY CARE RATES WILL APPLY.".

38  
39 Page 2, after line 9 insert:

40  
41 "(II) IF THE FREESTANDING EMERGENCY ROOM IS SUBJECT TO THE  
42 REQUIREMENTS OF EMTALA, THE FREESTANDING EMERGENCY ROOM  
43 MAY POST THE NOTICE AS PART OF OR ADJACENT TO THE SIGN REQUIRED  
44 BY 42 CFR 489.20 (q) REGARDING A PATIENT'S RIGHT TO A MEDICAL  
45 SCREENING EXAMINATION.".

46  
47 Page 2, line 11, strike "(1)" and substitute "(2)".

48  
49 Page 3, line 9, strike "EIGHT AND ONE-HALF INCHES BY ELEVEN" and  
50 substitute "THIRTEEN INCHES BY TWENTY".

51  
52 Page 3, line 13, after "ROOM" insert "THAT IS NOT SUBJECT TO THE  
53 REQUIREMENTS OF EMTALA".

54  
55 Page 4, line 5, strike "(2)," and substitute "(3),".

56

1 Page 4, after line 16 insert:

2

3 "(c) THIS SUBSECTION (3) APPLIES ONLY TO A FREESTANDING  
4 EMERGENCY ROOM THAT IS NOT SUBJECT TO THE REQUIREMENTS OF  
5 EMTALA."

6

7 Page 4, line 19, strike "MEANS:" and substitute "HAS THE SAME MEANING  
8 AS SET FORTH IN SECTION 1395dd (e) (1) OF EMTALA, AS AMENDED."

9

10 Page 4, strike lines 20 through 27.

11

12 Page 5, strike lines 1 through 7.

13

14 Page 5, after line 11 insert:

15

16 "(c) "EMTALA" MEANS THE FEDERAL "EMERGENCY MEDICAL  
17 TREATMENT AND ACTIVE LABOR ACT", 42 U.S.C. SEC. 1395dd, AND  
18 REGULATIONS ADOPTED UNDER THE ACT."

19

20 Reletter succeeding paragraphs accordingly.

21

22 Page 5, line 18, strike "LICENSED COMMUNITY CLINIC THAT IS" and  
23 substitute "HEALTH FACILITY LICENSED OR CERTIFIED BY THE DEPARTMENT  
24 OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SECTION 25-3-101  
25 THAT:

26

(A) OFFERS EMERGENCY SERVICES;

27

(B) CHARGES A FACILITY FEE; AND

28

(C) IS".

29

30 Page 5, after line 20 insert:

31

32 "(III) THE TERM EXCLUDES A LICENSED COMMUNITY CLINIC THAT  
33 PROVIDES EMERGENCY SERVICES AND URGENT CARE SERVICES WITHIN THE  
34 SAME LOCATION AND CHARGES DIFFERENTIAL RATES FOR THE EMERGENCY  
35 SERVICES AND URGENT CARE SERVICES IT PROVIDES."

36

37

38

39

#### 40 **TRANSPORTATION & ENERGY**

41 After consideration on the merits, the Committee recommends the  
42 following:

43

44 **HB16-1325** be postponed indefinitely.

45

46

47 **HB16-1342** be amended as follows, and as so amended, be referred to  
48 the Committee on Finance with favorable  
49 recommendation:

50

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

53

54 "SECTION 1. In Colorado Revised Statutes, **amend** 12-6-121 as  
55 follows:

56

**12-6-121. Penalty.** Any person who willfully violates any ~~of the~~

1 ~~provisions~~ PROVISION of this part 1 or who willfully commits any offense  
 2 in this part 1 declared to be unlawful commits a class 1 misdemeanor and  
 3 shall be punished as provided in section 18-1.3-501, C.R.S.; except that  
 4 any person who violates ~~the provisions of~~ section 12-6-120 (2) commits  
 5 a ~~class 3~~ misdemeanor and, upon conviction thereof, shall be punished by  
 6 a fine of not less than ~~one hundred dollars or more than one thousand~~  
 7 dollars AND A PENALTY OF TWENTY-FIVE HOURS OF USEFUL PUBLIC  
 8 SERVICE, NEITHER OF WHICH THE COURT MAY SUSPEND, for each separate  
 9 offense; except that, if the violator is a corporation, the CORPORATION  
 10 SHALL BE PUNISHED BY A fine ~~shall be~~ OF not less than five hundred  
 11 THOUSAND dollars ~~or~~ NOR more than ~~two thousand five hundred~~  
 12 TWENTY-FIVE THOUSAND dollars for each separate offense. A second  
 13 conviction FOR AN INDIVIDUAL shall be punished by a fine of ~~two~~  
 14 ~~thousand five hundred dollars~~ NOT LESS THAN FIVE THOUSAND DOLLARS  
 15 NOR MORE THAN TWENTY-FIVE THOUSAND DOLLARS, WHICH THE COURT  
 16 MAY NOT SUSPEND.

17 **SECTION 2.** In Colorado Revised Statutes, **amend** 12-6-121.5  
 18 as follows:

19 **12-6-121.5. Fines - disposition - unlicensed sales.** Any OF ANY  
 20 fine collected for a violation of section 12-6-120 (2), ~~shall be~~ HALF IS  
 21 awarded to the law enforcement agency ~~which~~ THAT investigated and  
 22 issued the citation for ~~said~~ THE violation AND THE OTHER HALF IS  
 23 CREDITED TO THE AUTO DEALERS LICENSE FUND, CREATED IN SECTION  
 24 12-6-123.

25 **SECTION 3.** In Colorado Revised Statutes, **add** part 24 to article  
 26 4 of title 42 as follows:

27 **PART 24**

28 **BRANDED MOTOR VEHICLE REPORTING**

29 **42-4-2401. NMVTIS reporting - definitions.**

30 (1) **Applicability.** THIS SECTION APPLIES TO ANY PERSON  
 31 REQUIRED TO REPORT TO NMVTIS BY 28 CFR 25.56 (A JUNK YARD OR  
 32 SALVAGE YARD). THIS SECTION DOES NOT APPLY TO A LICENSED MOTOR  
 33 VEHICLE DEALER OR LICENSED USED MOTOR VEHICLE DEALER WHEN  
 34 SELLING A MOTOR VEHICLE TO A PERSON WHO INTENDS TO USE THE  
 35 VEHICLE FOR TRANSPORTATION; EXCEPT THAT THIS SECTION DOES APPLY  
 36 TO A PERSON WHO HOLDS EITHER OF THE LICENSES BUT IS SELLING A  
 37 MOTOR VEHICLE AS A PART OF A SALVAGING OR AUCTION BUSINESS. THIS  
 38 SECTION DOES NOT APPLY TO A BUSINESS THAT PURCHASES MOTOR  
 39 VEHICLES PRIMARILY FOR RECYCLING, AS DEFINED IN SECTION 42-4-2201  
 40 (4), IF THE PERSON REPORTS THE FACT THAT THE MOTOR VEHICLE WAS  
 41 RECYCLED TO THE DEPARTMENT IN ACCORDANCE WITH ARTICLE 6 OF THIS  
 42 TITLE. NOTHING IN THIS SUBSECTION (1) EXEMPTS A RECYCLER FROM THE  
 43 FEDERAL REPORTING REQUIREMENTS TO NMVTIS.

44 (2) **Sale of motor vehicle required to have certain branded**  
 45 **certificates of title - record keeping - definition.** A PERSON COVERED BY  
 46 THIS SECTION WHO SELLS A SALVAGE VEHICLE, NONREPAIRABLE MOTOR  
 47 VEHICLE, FLOOD-DAMAGED MOTOR VEHICLE, JUNK MOTOR VEHICLE, OR  
 48 SIMILARLY BRANDED MOTOR VEHICLE SHALL:

49 (a) KEEP AN ELECTRONIC RECORD OF EACH SALE OF THE MOTOR  
 50 VEHICLE WITH THE FOLLOWING INFORMATION:

51 (I) THE MOTOR VEHICLE'S MAKE, MODEL, YEAR, VEHICLE  
 52 IDENTIFICATION NUMBER, AND, IF AVAILABLE, CURRENT ODOMETER  
 53 READING; AND

54 (II) THE NAME AND ADDRESS OF BOTH THE PURCHASER, IF THE  
 55 PURCHASER IS AN INDIVIDUAL, AND THE SELLER OF THE MOTOR VEHICLE;

56 (b) (I) OBTAIN FROM THE PURCHASER A COPY OF THE PURCHASER'S

1 DRIVER'S LICENSE OR OTHER GOVERNMENT-ISSUED IDENTIFICATION  
2 DOCUMENT; OR

3 (II) OBTAIN FROM THE PURCHASER DOCUMENTED PROOF OF ANY  
4 REQUIRED LICENSE TO BUY OR SELL MOTOR VEHICLES UNDER PART 1 OF  
5 ARTICLE 6 OF TITLE 12, C.R.S., OR ANY EQUIVALENT LICENSE IN ANOTHER  
6 JURISDICTION; AND

7 (c) MAINTAIN A COPY, FOR THREE YEARS AFTER THE SALE, OF THE  
8 PURCHASER'S IDENTIFICATION DOCUMENT AND DOCUMENTED PROOF OF  
9 ANY REQUIRED LICENSE OBTAINED UNDER PARAGRAPHS (b) AND (c) OF  
10 THIS SUBSECTION (1).

11 (3) **Fees.** THE CONSOLIDATOR MAY CHARGE A FEE FOR ANY  
12 SERVICE PROVIDED TO A NONGOVERNMENTAL ENTITY.

13 (4) **Access to information - law enforcement - contract entities.**

14 (a) THE CONSOLIDATOR SHALL MAKE THE INFORMATION RECEIVED UNDER  
15 THIS SECTION AVAILABLE, WITHOUT CHARGE AND UPON REQUEST, TO A  
16 LAW ENFORCEMENT AGENCY OR THE DEPARTMENT OF REVENUE WHEN THE  
17 PERSON ACTING ON BEHALF OF ANY OF THESE ENTITIES IS ACTING WITHIN  
18 THE COURSE AND SCOPE OF THE ENTITY'S DUTIES.

19 (b) EXCEPT AS AUTHORIZED BY THIS SECTION, THE CONSOLIDATOR  
20 SHALL NOT RELEASE PERSONAL INFORMATION RECEIVED UNDER THIS  
21 SECTION.

22 (c) THE CONSOLIDATOR SHALL NOT RELEASE INFORMATION ON:  
23 THE MAKE, MODEL, OR YEAR OF A MOTOR VEHICLE; THE VEHICLE  
24 IDENTIFICATION NUMBER; OR CURRENT ODOMETER READING TO ANY  
25 NONGOVERNMENTAL ENTITY UNLESS THE DEPARTMENT OF REVENUE  
26 APPROVES THE ENTITY TO RECEIVE THE INFORMATION.

27 (5) **Required reports.** EXCEPT AS PROVIDED IN PARAGRAPH (b) OF  
28 THIS SUBSECTION (5), A PERSON COVERED BY THIS SECTION WHO SELLS A  
29 SALVAGE VEHICLE, JUNK MOTOR VEHICLE, FLOOD-DAMAGED MOTOR  
30 VEHICLE, NONREPAIRABLE MOTOR VEHICLE, OR SIMILARLY BRANDED  
31 MOTOR VEHICLE SHALL REPORT EACH SALE TO AN NMVTIS  
32 CONSOLIDATOR WITHIN TEN DAYS AFTER THE SALE, AND THE  
33 CONSOLIDATOR SHALL FORWARD THE REPORT, WITHOUT PERSONAL  
34 IDENTIFYING INFORMATION, TO NMVTIS ON BEHALF OF THE REPORTING  
35 ENTITY. TO COMPLY WITH THIS SECTION, THE PERSON SHALL ALSO REPORT:

36 (a) THE MOTOR VEHICLE'S MAKE, MODEL, YEAR, VEHICLE  
37 IDENTIFICATION NUMBER, AND, IF AVAILABLE, CURRENT ODOMETER  
38 READING;

39 (b) THE NAME AND ADDRESS OF BOTH THE PURCHASER AND SELLER  
40 OF THE MOTOR VEHICLE; AND

41 (c) (I) THE NUMBER OF THE GOVERNMENT-ISSUED IDENTIFICATION  
42 DOCUMENT ISSUED TO THE PURCHASER IF THE PURCHASER IS AN  
43 INDIVIDUAL; OR

44 (II) THE NUMBER OF ANY REQUIRED LICENSE TO BUY OR SELL  
45 MOTOR VEHICLES UNDER PART 1 OF ARTICLE 6 OF TITLE 12, C.R.S., OR ANY  
46 EQUIVALENT LICENSE IN ANOTHER JURISDICTION IF THE PURCHASER IS A  
47 BUSINESS ENTITY.

48 (6) **Violations.** A PERSON WHO KNOWINGLY VIOLATES SUBSECTION  
49 (4) OF THIS SECTION COMMITS A PETTY OFFENSE AND, UPON CONVICTION,  
50 SHALL BE PUNISHED BY A FINE OF TWO HUNDRED FIFTY DOLLARS PER  
51 TRANSACTION. THE FINE IS CREDITED TO THE AUTO DEALERS LICENSE  
52 FUND CREATED IN 12-6-123.

53 (7) **Definitions.** AS USED IN THIS SECTION:

54 (a) "CONSOLIDATOR" MEANS AN ENTITY APPROVED BY NMVTIS  
55 AS A THIRD-PARTY DATA CONSOLIDATOR.

56 (b) "NMVTIS" MEANS THE NATIONAL MOTOR VEHICLE TITLE



1 INFORMATION SYSTEM.

2 **SECTION 4. Act subject to petition - effective date -**  
 3 **applicability.** (1) This act takes effect January 1, 2017; except that, if a  
 4 referendum petition is filed pursuant to section 1 (3) of article V of the  
 5 state constitution against this act or an item, section, or part of this act  
 6 within the ninety-day period after final adjournment of the general  
 7 assembly, then the act, item, section, or part will not take effect unless  
 8 approved by the people at the general election to be held in November  
 9 2016 and, in such case, will take effect on January 1, 2017, or on the date  
 10 of the official declaration of the vote thereon by the governor, whichever  
 11 is later.

12 (2) This act applies to offenses committed on or after the  
 13 applicable effective date of this act."  
 14  
 15

16  
 17 On motion of Representative Duran, **HB16-1390, 1313, SB16-137,**  
 18 **HB16-1363, SB16-168, HB16-1289, 1290, 1291, 1301, 1050, 1080,**  
 19 **1097, 1172, 1186, 1195, 1196, 1261, 1273, 1277, 1300, 1321, 1364,**  
 20 **1399, 1424, SB16-027, 102, 167** were made Special Orders on April 15,  
 21 2016, at 10:28 a.m.  
 22  
 23

24 The hour of 10:28 a.m., having arrived, on motion of Representative  
 25 Ryden, the House resolved itself into Committee of the Whole for  
 26 consideration of Special Orders, and she was called to act as Chair.  
 27  
 28

#### 29 **SPECIAL ORDERS--SECOND READING OF BILLS**

30  
 31 The Committee of the Whole having risen, the Chair reported the titles of  
 32 the following bills had been read (reading at length had been dispensed  
 33 with by unanimous consent), the bills considered and action taken thereon  
 34 as follows:  
 35

36 (Amendments to the committee amendment are to the printed committee  
 37 report which was printed and placed in the members' bill file.)  
 38

39 **HB16-1390** by Representative(s) Moreno; also Senator(s) Guzman--  
 40 Concerning immunity for certain persons who are  
 41 involved with a reported overdose event.  
 42

43 Ordered engrossed and placed on the Calendar for Third Reading and  
 44 Final Passage.  
 45

46 **HB16-1313** by Representative(s) Arndt and Coram--Concerning the  
 47 authority of local government master plans to include  
 48 policies to implement state water plan goals as a condition  
 49 of development approvals.  
 50

51 Amendment No. 1, Agriculture, Livestock, & Natural Resources Report,  
 52 dated April 13, 2016, and placed in member's bill file; Report also  
 53 printed in House Journal, April 14, 2016  
 54

55 As amended, ordered engrossed and placed on the Calendar for Third  
 56 Reading and Final Passage.

1 **SB16-137** by Senator(s) Johnston and Sonnenberg; also  
2 Representative(s) Dore--Concerning training for educators  
3 in school district procedures for assisting students in  
4 crisis.  
5

6 Ordered revised and placed on the Calendar for Third Reading and Final  
7 Passage.  
8

9 **HB16-1363** by Representative(s) Singer--Concerning rule-making  
10 authority for medical marijuana advertising directed at  
11 underage persons.  
12

13 Ordered engrossed and placed on the Calendar for Third Reading and  
14 Final Passage.  
15

16 **SB16-168** by Senator(s) Roberts; also Representative(s) Brown--  
17 Concerning the ability of a political subdivision from an  
18 adjoining state to jointly operate an airport in Colorado.  
19

20 Ordered revised and placed on the Calendar for Third Reading and Final  
21 Passage.  
22

23 **HB16-1289** by Representative(s) Duran and Esgar; also Senator(s)  
24 Garcia and Crowder--Concerning incentives for local  
25 education providers to encourage high school students to  
26 successfully complete career development course work.  
27

28 Amendment No. 1, Education Report, dated March 29, 2016, and placed  
29 in member's bill file; Report also printed in House Journal, March 30,  
30 2016  
31

32 Amendment No. , by Representative(s) Duran.  
33

34 Amend printed bill, page 7, line 9, strike "PRE-APPRENTICESHIP" and  
35 substitute "RESIDENCY".  
36

37 Page 9, after line 14 insert:  
38

39 "(7) EACH PARTICIPATING DISTRICT AND EACH PARTICIPATING  
40 CHARTER SCHOOL IS STRONGLY ENCOURAGED TO REGULARLY  
41 COMMUNICATE TO ALL HIGH SCHOOL STUDENTS THE AVAILABILITY OF  
42 QUALIFIED INDUSTRY-CREDENTIAL PROGRAMS, QUALIFIED INTERNSHIP,  
43 RESIDENCY, OR CONSTRUCTION INDUSTRY PRE-APPRENTICESHIP OR  
44 APPRENTICESHIP PROGRAMS, AND QUALIFIED ADVANCE PLACEMENT  
45 COURSES AND THE BENEFITS A STUDENT RECEIVES AS A RESULT OF  
46 SUCCESSFULLY COMPLETING ONE OF THESE PROGRAMS OR COURSES."  
47

48 Renumber succeeding subsections accordingly.  
49

50 As amended, ordered engrossed and placed on the Calendar for Third  
51 Reading and Final Passage.  
52

53 **HB16-1290** by Representative(s) Esgar and Kraft-Tharp; also  
54 Senator(s) Kerr and Hill--Concerning an extension of the  
55 transitional jobs program.  
56

1 Amendment No. 1, Appropriations Report, dated April 15, 2016, and  
2 placed in member's bill file; Report also printed in House Journal, April  
3 15, 2016

4  
5 As amended, ordered engrossed and placed on the Calendar for Third  
6 Reading and Final Passage.

7  
8  
9 **HB16-1291** by Representative(s) Duran and Lontine; also Senator(s)  
10 Hill and Johnston--Concerning developing additional  
11 resources for modern technology education in public  
12 schools.

13  
14 Amendment No. 1, Education Report, dated March 29, 2016, and placed  
15 in member's bill file; Report also printed in House Journal, March 30,  
16 2016

17  
18 Amendment No. 2, Appropriations Report, dated April 15, 2016, and  
19 placed in member's bill file; Report also printed in House Journal, April  
20 15, 2016.

21  
22 As amended, ordered engrossed and placed on the Calendar for Third  
23 Reading and Final Passage.

24  
25  
26 **HB16-1050** by Representative(s) Pettersen, Singer; also Senator(s)  
27 Merrifield--Concerning a task force to address the child  
28 care needs of low-income parents of young children as the  
29 parents seek to advance their education.

30  
31 Amendment No. 1, Appropriations Report, dated April 15, 2016, and  
32 placed in member's bill file; Report also printed in House Journal, April  
33 15, 2016

34  
35 As amended, ordered engrossed and placed on the Calendar for Third  
36 Reading and Final Passage.

37  
38  
39 **HB16-1080** by Representative(s) Foote and Landgraf; also Senator(s)  
40 Cooke and Johnston, Newell--Concerning assault by  
41 strangulation.

42  
43 Amendment No. 1, Judiciary Report, dated February 19, 2016, and  
44 placed in member's bill file; Report also printed in House Journal,  
45 February 22, 2016

46  
47 Amendment No. 2, Appropriations Report, dated April 15, 2016, and  
48 placed in member's bill file; Report also printed in House Journal, April  
49 15, 2016.

50  
51 As amended, ordered engrossed and placed on the Calendar for Third  
52 Reading and Final Passage.

53

1 **HB16-1097** by Representative(s) Coram and Moreno; also Senator(s)  
2 Scott--Concerning regulation of medicaid nonemergency  
3 transportation providers.  
4

5 Amendment No. 1, Appropriations Report, dated April 15, 2016, and  
6 placed in member's bill file; Report also printed in House Journal, April  
7 15, 2016  
8

9 As amended, ordered engrossed and placed on the Calendar for Third  
10 Reading and Final Passage.  
11

12 **HB16-1172** by Representative(s) Saine and Primavera, Nordberg,  
13 Ryden; also Senator(s) Holbert and Neville T., Carroll,  
14 Jahn--Concerning the reestablishment of a standing  
15 efficiency and accountability committee by the state  
16 transportation commission, and, in connection therewith,  
17 expanding the membership and responsibilities of the  
18 committee, subjecting the committee to sunset review, and  
19 requiring a committee member to disclose a personal or  
20 private interest that could be affected by a proposed  
21 committee recommendation and abstain from any  
22 committee vote to adopt or reject the recommendation.  
23

24 Amendment No. 1, Appropriations Report, dated April 15, 2016, and  
25 placed in member's bill file; Report also printed in House Journal, April  
26 15, 2016  
27

28 As amended, ordered engrossed and placed on the Calendar for Third  
29 Reading and Final Passage.  
30

31  
32 **HB16-1186** by Representative(s) Tyler; also Senator(s) Baumgardner--  
33 Concerning the allocation of a portion of fee revenues  
34 collected from public utilities to meet Colorado's grant  
35 match obligations under federal law governing the  
36 funding of fixed rail guideway safety oversight programs.  
37

38 Amendment No. 1, Appropriations Report, dated April 15, 2016, and  
39 placed in member's bill file; Report also printed in House Journal, April  
40 15, 2016  
41

42 As amended, ordered engrossed and placed on the Calendar for Third  
43 Reading and Final Passage.  
44

45  
46 **HB16-1195** by Representative(s) Landgraf and Young; also Senator(s)  
47 Crowder and Steadman--Concerning home modification  
48 services in medicaid home- and community-based services  
49 waivers.  
50

51 Amendment No. 1, Health, Insurance, & Environment Report, dated  
52 February 26, 2016, and placed in member's bill file; Report also printed  
53 in House Journal, February 29, 2016  
54

1 Amendment No. 2, Appropriations Report, dated April 15, 2016, and  
2 placed in member's bill file; Report also printed in House Journal, April  
3 15, 2016.

4  
5 As amended, ordered engrossed and placed on the Calendar for Third  
6 Reading and Final Passage.

7  
8  
9 **HB16-1196** by Representative(s) Pettersen and Rankin, Duran,  
10 Hullinghorst; also Senator(s) Johnston--Concerning the  
11 creation of the aspire to college Colorado pilot program  
12 for college savings for preschool children.

13  
14 Amendment No. 1, Education Report, dated February 23, 2016, and  
15 placed in member's bill file; Report also printed in House Journal,  
16 February 24, 2016

17  
18 Amendment No. 2, Appropriations Report, dated April 15, 2016, and  
19 placed in member's bill file; Report also printed in House Journal, April  
20 15, 2016.

21  
22 As amended, ordered engrossed and placed on the Calendar for Third  
23 Reading and Final Passage.

24  
25  
26 **HB16-1301** by Representative(s) Garnett; also Senator(s) Scheffel--  
27 Concerning an income tax credit for Colorado businesses  
28 that offer high-quality apprenticeships for top jobs.

29  
30 Amendment No. 1, Finance Report, dated March 10, 2016, and placed  
31 in member's bill file; Report also printed in House Journal, March 11,  
32 2016

33  
34 Amendment No. 2, Appropriations Report, dated April 15, 2016, and  
35 placed in member's bill file; Report also printed in House Journal, April  
36 15, 2016.

37  
38 Amendment No. 3, by Representative(s) Garnett.

39  
40 Amend printed bill, page 6, after line 9 insert:

41  
42 "(b) THE DEPARTMENT OF LABOR AND EMPLOYMENT MAY NOT  
43 ISSUE A TAX CREDIT CERTIFICATE TO A QUALIFIED TAXPAYER FOR THE  
44 SAME RESIDENT, APPRENTICE, OR INDIVIDUAL IN A CONSTRUCTION  
45 INDUSTRY PRE-APPRENTICESHIP PROGRAM OR CONSTRUCTION INDUSTRY  
46 APPRENTICESHIP PROGRAM WHO IS RETAINED BY THE QUALIFIED  
47 TAXPAYER FOR MORE THAN FIVE CONSECUTIVE INCOME TAX YEARS,  
48 SUBJECT TO THE ANNUAL APPROVAL PROCESS SET FORTH IN SUBSECTIONS  
49 (4) AND (5) OF THIS SECTION, AND SUBJECT TO THE LIMITATION ON THE  
50 NUMBER OF INCOME TAX YEARS THE INCOME TAX CREDIT IS ALLOWED AS  
51 SET FORTH IN PARAGRAPH (a) OF THIS SUBSECTION (3). IF THE INCOME TAX  
52 CREDIT ALLOWED IN THIS SECTION IS EXTENDED BY FUTURE AMENDMENT  
53 OF THIS SECTION FOR ANY ADDITIONAL INCOME TAX YEARS AFTER THE  
54 INCOME TAX YEAR COMMENCING ON OR AFTER JANUARY 1, 2021, THE  
55 DEPARTMENT OF LABOR AND EMPLOYMENT SHALL DETERMINE WHETHER  
56 A QUALIFIED TAXPAYER HAS CLAIMED A TAX CREDIT ALLOWED IN THIS

1 SECTION FOR A PARTICULAR RESIDENT, APPRENTICE, OR INDIVIDUAL IN A  
2 CONSTRUCTION INDUSTRY PRE-APPRENTICESHIP PROGRAM OR  
3 CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM IN PREVIOUS  
4 INCOME TAX YEARS AND SHALL NOT ISSUE MORE THAN FIVE CREDIT  
5 CERTIFICATES TO SUCH QUALIFIED TAXPAYER FOR SUCH RESIDENT,  
6 APPRENTICE, OR INDIVIDUAL IN A CONSTRUCTION INDUSTRY  
7 PRE-APPRENTICESHIP PROGRAM OR CONSTRUCTION INDUSTRY  
8 APPRENTICESHIP PROGRAM OVER THE TOTAL NUMBER OF INCOME TAX  
9 YEARS THIS INCOME TAX CREDIT IS AVAILABLE."

10

11 Reletter succeeding paragraph accordingly.

12

13 As amended, ordered engrossed and placed on the Calendar for Third  
14 Reading and Final Passage.

15

16

17 **HB16-1273** by Representative(s) Arndt--Concerning limited authority  
18 for the department of transportation to charge fees for  
19 parking at department parking facilities.

20

21 Amendment No. 1, by Representative(s) Arndt.

22

23 Strike the Transportation & Energy Committee Report, dated March 3,  
24 2016, and substitute:

25

26 "Amend printed bill, page 2, line 6, strike "CHARGE A PARKING FEE" and  
27 substitute "ENFORCE PARKING FINES".

28

29 Page 2, strike lines 7 through 10 and substitute: "FACILITY FOR A MOTOR  
30 VEHICLE LEFT IN A SHORT-TERM PARKING SPOT AT THE FACILITY FOR  
31 MORE THAN TWENTY-FOUR HOURS."

32

33 Page 2, strike lines 11 and 12 and substitute "THE DEPARTMENT SHALL  
34 NOT".

35

36 Page 3, line 4, strike "PARKING FEE, PROHIBITION" and substitute  
37 "PROHIBITION".

38

39 Page 3, lines 6 and 7, strike "PARKING FEE, PROHIBITION" and substitute  
40 "PROHIBITION".

41

42 Page 3, strike lines 8 through 27.

43

44 Page 4, strike lines 1 through 6 and substitute:

45 "(2) THE DEPARTMENT SHALL PROMULGATE REASONABLE RULES,  
46 IN ACCORDANCE WITH ARTICLE 4 OF TITLE 24, C.R.S., FOR THE  
47 ADMINISTRATION AND ENFORCEMENT OF THIS SECTION."

48

49 Renumber succeeding subsections accordingly.

50

51 Page 4, line 8, strike "EITHER".

52

53 Page 4, strike lines 9 and 10.

54

55 Page 4, line 11, strike "SECTION OR".

56

- 1 Page 4, line 14, strike "TWENTY DOLLARS" and substitute "A WARNING".  
2
- 3 Page 4, line 15, strike "FIFTY" and substitute "TWENTY" and after  
4 "OFFENSE," insert "FIFTY DOLLARS FOR THE THIRD OFFENSE,".  
5
- 6 Amendment No. 2, by Representative(s) Arndt.  
7
- 8 Strike the Transportation & Energy Committee Report, dated March 3,  
9 2016, and substitute:  
10
- 11 "Amend printed bill, page 4, line 20, strike "THE HEARING MUST BE HELD  
12 WITHIN".  
13
- 14 Page 4, strike lines 21 through 26.  
15
- 16 Page 5, line 2, after "UNATTENDED" insert "IN A SHORT-TERM PARKING  
17 SPACE".  
18
- 19 Page 5, strike lines 5 and 6.  
20
- 21 Page 5, strike lines 7 through 21 and substitute:  
22
- 23 "(4) THE DEPARTMENT OF REVENUE SHALL ALLOW, ON AN  
24 AS-NEEDED BASIS, INSPECTION OF RECORDS AS ET FORTH IN SECTION  
25 24-72-204 (7) (b) (I), C.R.S."  
26
- 27 Page 1, line 102, strike "CHARGE FEES FOR" and substitute "ENFORCE  
28 PARKING FINES FOR VIOLATIONS OF RULE GOVERNING".  
29
- 30 As amended, ordered engrossed and placed on the Calendar for Third  
31 Reading and Final Passage.  
32  
33
- 34 HB16-1277 by Representative(s) Lontine and Landgraf; also  
35 Senator(s) Kefalas and Roberts--Concerning the appeal  
36 process for medical assistance benefits.  
37
- 38 Amendment No. 1, Public Health Care & Human Services Report, dated  
39 March 14, 2016, and placed in member's bill file; Report also printed in  
40 House Journal, March 15, 2016  
41
- 42 Amendment No. 2, Appropriations Report, dated April 15, 2016, and  
43 placed in member's bill file; Report also printed in House Journal, April  
44 15, 2016.  
45
- 46 Amendment No. 3, by Representative(s) Lontine and Landgraf.  
47
- 48 Amend the Public Health Care & Human Services Committee Report,  
49 dated March 11, 2016, page 1, strike line 12 and substitute:  
50
- 51 "Page 3, strike line 10 and substitute "TO FILE AN APPEAL. IF THE".  
52
- 53 Page 2 of the committee report, after line 9 insert:  
54
- 55 "Page 3, line 21, strike "TO THE STATE DEPARTMENT".  
56

1 Page 2 of the committee report, after line 11, insert:

2

3 "Page 4, line 27, strike "APPEAL TO THE STATE DEPARTMENT," and  
4 substitute "APPEAL, ".".

5

6 As amended, ordered engrossed and placed on the Calendar for Third  
7 Reading and Final Passage.

8

9 **HB16-1300** by Representative(s) Ryden--Concerning the return of  
10 voted mail ballots, and, in connection therewith, removing  
11 the requirement that electors provide postage on mail  
12 ballot return envelopes, encouraging the use of state-  
13 owned and convenient commercial properties for stand-  
14 alone drop-off locations for deposit of mail ballots, and  
15 vesting counties with the exclusive authority to determine  
16 placement and security of stand-alone ballot drop-off  
17 locations.

18

19 Amendment No. 1, State, Veterans, & Military Affairs Report, dated  
20 April 4, 2016, and placed in member's bill file; Report also printed in  
21 House Journal, April 5, 2016

22

23 As amended, ordered engrossed and placed on the Calendar for Third  
24 Reading and Final Passage.

25

26 **HB16-1321** by Representative(s) Young; also Senator(s) Merrifield  
27 and Tate--Concerning medicaid buy-in for persons  
28 eligible for certain medicaid waivers.

29

30 Amendment No. 1, Public Health Care & Human Services Report, dated  
31 March 14, 2016, and placed in member's bill file; Report also printed in  
32 House Journal, March 15, 2016

33

34 Amendment No. 2, Appropriations Report, dated April 15, 2016, and  
35 placed in member's bill file; Report also printed in House Journal, April  
36 15, 2016.

37

38 As amended, ordered engrossed and placed on the Calendar for Third  
39 Reading and Final Passage.

40

41 **HB16-1364** by Representative(s) Ryden and Brown--Concerning the  
42 issuance of a standard license plate for a motor vehicle to  
43 a person who has been issued a military license plate.

44

45 Amendment No. 1, Appropriations Report, dated April 15, 2016, and  
46 placed in member's bill file; Report also printed in House Journal, April  
47 15, 2016

48

49 As amended, ordered engrossed and placed on the Calendar for Third  
50 Reading and Final Passage.

51

52 **HB16-1399** by Representative(s) Singer; also Senator(s) Newell--  
53 Concerning a prohibition on the denial of a workers'  
54 compensation claim for mental impairment based on the  
55 occupation of a worker.

56



- 1 Amendment No. 1, Appropriations Report, dated April 15, 2016, and  
2 placed in member's bill file; Report also printed in House Journal, April  
3 15, 2016  
4
- 5 As amended, ordered engrossed and placed on the Calendar for Third  
6 Reading and Final Passage.  
7
- 8 **HB16-1424** by Representative(s) Vigil, Conti, Roupe; also Senator(s)  
9 Garcia--Concerning qualifications for the administration  
10 of medications in facilities.  
11
- 12 Amendment No. 1, Appropriations Report, dated April 15, 2016, and  
13 placed in member's bill file; Report also printed in House Journal, April  
14 15, 2016  
15
- 16 As amended, ordered engrossed and placed on the Calendar for Third  
17 Reading and Final Passage.  
18
- 19 **SB16-027** by Senator(s) Martinez Humenik and Todd; also  
20 Representative(s) Primavera and Landgraf--Concerning  
21 allowing the option for medicaid clients to obtain  
22 prescribed drugs through the mail, and, in connection  
23 therewith, reducing an appropriation.  
24
- 25 Amendment No. 1, Health, Insurance, & Environment Report, dated  
26 March 9, 2016, and placed in member's bill file; Report also printed in  
27 House Journal, March 10, 2016  
28
- 29 As amended, ordered revised and placed on the Calendar for Third  
30 Reading and Final Passage.  
31
- 32 **SB16-102** by Senator(s) Kerr, Aguilar, Guzman, Heath, Lundberg,  
33 Marble, Merrifield; also Representative(s) Moreno--  
34 Concerning the elimination of mandatory sentences to  
35 incarceration for certain crimes, and, in connection  
36 therewith, making and reducing an appropriation.  
37
- 38 Amendment No. 1, Judiciary Report, dated April 6, 2016, and placed in  
39 member's bill file; Report also printed in House Journal, April 7, 2016  
40
- 41 Amendment No. 2, Appropriations Report, dated April 15, 2016, and  
42 placed in member's bill file; Report also printed in House Journal, April  
43 15, 2016.  
44
- 45 As amended, ordered revised and placed on the Calendar for Third  
46 Reading and Final Passage.  
47
- 48 **SB16-167** by Senator(s) Grantham, Lambert, Steadman; also  
49 Representative(s) Rankin, Hamner, Young--Concerning  
50 a reduction in the severance tax operational fund reserve  
51 for the 2016-17 fiscal year.  
52
- 53 Ordered revised and placed on the Calendar for Third Reading and Final  
54 Passage  
55

1 **HB16-1261** by Representative(s) Pabon, Conti, Court, Foote, Garnett,  
 2 Kagan, Priola, Roupe, Wilson; also Senator(s) Jahn and  
 3 Baumgardner--Concerning continuation of the Colorado  
 4 retail marijuana code, and, in connection therewith,  
 5 implementing the recommendations of the 2015 sunset  
 6 report issued by the department of regulatory agencies.  
 7

8 Amendment No. 1, Finance Report, dated April 7, 2016, and placed in  
 9 member's bill file; Report also printed in House Journal, April 8, 2016  
 10

11 Amendment No. 2, Appropriations Report, dated April 15, 2016, and  
 12 placed in member's bill file; Report also printed in House Journal, April  
 13 15, 2016.  
 14

15 As amended, ordered engrossed and placed on the Calendar for Third  
 16 Reading and Final Passage.  
 17

---

18  
 19  
 20 **AMENDMENT(S) TO THE COMMITTEE OF THE WHOLE REPORT**  
 21

22 Representative Everett moved to amend the Report of the Committee of  
 23 the Whole to reverse the action taken by the Committee in not adopting  
 24 the following Everett amendment, to HB 16-1399, to show that said  
 25 amendment passed, and that HB 16-1399, as amended, passed.  
 26

27 Amend printed bill, page 2, line 3, strike "(a)" and substitute "(a); and  
 28 **add** (2) (e)".  
 29

30 Page 2, after line 23, insert:  
 31 "(e) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION,  
 32 PARAGRAPH (a) OF THIS SUBSECTION (2) APPLIES ONLY TO FIRST  
 33 RESPONDERS, AS DEFINED IN SECTION 24-33.5-1202, C.R.S."  
 34

35 The amendment was declared **lost** by the following roll call vote:  
 36

	YES	29	NO	34	EXCUSED	2	ABSENT	0
38 Arndt	N		Fields	N	Lundeen	Y	Ryden	N
39 Becker J.	Y		Foote	N	McCann	N	Saine	Y
40 Becker K.	N		Garnett	N	Melton	N	Salazar	N
41 Brown	Y		Ginal	N	Mitsch Bush	N	Sias	Y
42 Buck	Y		Hamner	N	Moreno	N	Singer	N
43 Buckner	N		Humphrey	Y	Navarro	Y	Thurlow	Y
44 Carver	Y		Joshi	Y	Neville P.	Y	Tyler	N
45 Conti	Y		Kagan	N	Nordberg	Y	Van Winkle	Y
46 Coram	Y		Klingenschmitt	Y	Pabon	N	Vigil	N
47 Court	N		Kraft-Tharp	N	Pettersen	N	Willett	E
48 Danielson	N		Landgraf	Y	Primavera	N	Williams	N
49 DelGrosso	Y		Lawrence	E	Priola	Y	Wilson	Y
50 Dore	Y		Lebsock	N	Rankin	Y	Windholz	Y
51 Duran	N		Lee	N	Ransom	Y	Winter	N
52 Esgar	N		Leonard	Y	Rosenthal	N	Wist	Y
53 Everett	Y		Lontine	N	Roupe	Y	Young	N
54							Speaker	N

1 Representative Klingenschmitt moved to amend the Report of the  
 2 Committee of the Whole to reverse the action taken by the Committee in  
 3 not adopting the following Klingenschmitt amendment, to HB 16-1261,  
 4 to show that said amendment passed, and that HB 16-1261, as amended,  
 5 passed.

6  
 7 Amend printed bill, page 8, line 8, strike "**repeal**" and substitute  
 8 "**amend**".

9  
 10 Page 8, strike lines 13 through 18 and substitute:

11 "(a) If the application for the license concerns a particular location  
 12 that is the same as or within one thousand feet of a ~~location for which,~~  
 13 ~~within the two years immediately preceding the date of the application,~~  
 14 ~~the state licensing authority denied an application for the same class of~~  
 15 ~~license due to the nature of the use or other concern related to the location~~  
 16 SCHOOL, AN ALCOHOL OR DRUG TREATMENT FACILITY, THE PRINCIPAL  
 17 CAMPUS OF A COLLEGE, UNIVERSITY, OR SEMINARY, OR A RESIDENTIAL  
 18 CHILD CARE FACILITY; or".

19  
 20 The amendment was declared **lost** by the following roll call vote:

	YES	21	NO	42	EXCUSED	2	ABSENT	0
23 Arndt	N		Fields	N	Lundeen	Y	Ryden	N
24 Becker J.	Y		Foote	N	McCann	N	Saine	N
25 Becker K.	N		Garnett	N	Melton	N	Salazar	N
26 Brown	Y		Ginal	N	Mitsch Bush	N	Sias	Y
27 Buck	Y		Hamner	N	Moreno	N	Singer	N
28 Buckner	Y		Humphrey	N	Navarro	N	Thurlow	N
29 Carver	Y		Joshi	N	Neville P.	N	Tyler	N
30 Conti	Y		Kagan	Y	Nordberg	Y	Van Winkle	Y
31 Coram	N		Klingenschmitt	Y	Pabon	N	Vigil	N
32 Court	N		Kraft-Tharp	Y	Pettersen	N	Willett	E
33 Danielson	N		Landgraf	Y	Primavera	N	Williams	N
34 DelGrosso	Y		Lawrence	E	Priola	Y	Wilson	Y
35 Dore	Y		Lebsock	N	Rankin	N	Windholz	Y
36 Duran	N		Lee	N	Ransom	N	Winter	N
37 Esgar	N		Leonard	N	Rosenthal	N	Wist	Y
38 Everett	N		Lontine	N	Roupe	N	Young	Y
39							Speaker	N

40  
 41  
 42  
 43 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

44  
 45 Passed Second Reading: **HB16-1390, 1313 amended, SB16-137,**  
 46 **HB16-1363, SB16-168, HB16-1289 amended, 1290 amended, 1291**  
 47 **amended, 1050 amended, 1080 amended, 1097 amended, 1172**  
 48 **amended, 1186 amended, 1195 amended, 1196 amended, 1301**  
 49 **amended, 1273 amended, 1277 amended, 1300 amended, 1321**  
 50 **amended, 1364 amended, 1399 amended, 1424 amended, SB16-027**  
 51 **amended, 102 amended, 167, HB16-1261 amended.**

52  
 53 The Chairman moved the adoption of the Committee of the Whole  
 54 Report. As shown by the following roll call vote, a majority of those  
 55 elected to the House voted in the affirmative, and the Report was  
 56 **adopted.**

	YES	63	NO	0	EXCUSED	2	ABSENT	0
1								
2	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
3	Becker J.	Y	Foote	Y	McCann	Y	Saine	Y
4	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
5	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
6	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
7	Buckner	Y	Humphrey	Y	Navarro	Y	Thurlow	Y
8	Carver	Y	Joshi	Y	Neville P.	Y	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	E
12	Danielson	Y	Landgraf	Y	Primavera	Y	Williams	Y
13	DelGrosso	Y	Lawrence	E	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	Y	Rosenthal	Y	Wist	Y
17	Everett	Y	Lontine	Y	Roupe	Y	Young	Y
18							Speaker	Y
19								

---

### MESSAGE(S) FROM THE SENATE

24 The Senate has adopted the First Report of the First Conference  
 25 Committee on HB16-1405, as printed in the Senate Journal, April 15,  
 26 2016, and repassed the bill as amended. The bill is returned herewith.

---

29 The Senate has adppted the First Report of the First Conference  
 30 Committee on HB16-1415 and HB16-1165, as printed in the Senate  
 31 Journal, April 15, 2016, and repassed the bills as amended. The bills are  
 32 returned herewith.

---

### CONSIDERATION OF CONFERENCE COMMITTEE REPORT(S)

39 On motion of Representative Duran, the rules were suspended and the  
 40 following Conference committee report(s) were given immediate  
 41 consideration.

43 **HB16-1415** by Representative(s) Hamner, Young, Rankin; also  
 44 Senator(s) Steadman, Grantham, Lambert--Concerning the  
 45 manner in which the state funds driver and vehicle  
 46 services by the division of motor vehicles in the  
 47 department of revenue, and, in connection therewith,  
 48 making and reducing an appropriation.

50 (Conference Committee Report printed in House Journal, April 14, 2016).

52 On motion of Representative Hamner, the Conference Committee Report  
 53 was **adopted** by the following roll call vote:

54

	YES	55	NO	7	EXCUSED	3	ABSENT	0
1								
2	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
3	Becker J.	Y	Foote	Y	McCann	Y	Saine	Y
4	Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
5	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
6	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
7	Buckner	Y	Humphrey	Y	Navarro	N	Thurlow	Y
8	Carver	Y	Joshi	Y	Neville P.	Y	Tyler	Y
9	Conti	Y	Kagan	Y	Nordberg	N	Van Winkle	N
10	Coram	Y	Klingenschmitt	N	Pabon	Y	Vigil	Y
11	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	E
12	Danielson	Y	Landgraf	Y	Primavera	Y	Williams	Y
13	DelGrosso	Y	Lawrence	E	Priola	Y	Wilson	Y
14	Dore	E	Lebsock	Y	Rankin	Y	Windholz	Y
15	Duran	Y	Lee	Y	Ransom	N	Winter	Y
16	Esgar	Y	Leonard	N	Rosenthal	Y	Wist	Y
17	Everett	N	Lontine	Y	Roupe	Y	Young	Y
18							Speaker	Y
19								

20 The question being "Shall the bill, as amended, pass?".

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

	YES	40	NO	22	EXCUSED	3	ABSENT	0
25								
26	Arndt	Y	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	Y	Ginal	Y	Mitsch Bush	Y	Sias	N
30	Buck	N	Hamner	Y	Moreno	Y	Singer	Y
31	Buckner	Y	Humphrey	N	Navarro	N	Thurlow	Y
32	Carver	N	Joshi	N	Neville P.	N	Tyler	Y
33	Conti	N	Kagan	Y	Nordberg	N	Van Winkle	N
34	Coram	Y	Klingenschmitt	N	Pabon	Y	Vigil	Y
35	Court	Y	Kraft-Tharp	Y	Pettersen	Y	Willett	E
36	Danielson	Y	Landgraf	N	Primavera	Y	Williams	Y
37	DelGrosso	N	Lawrence	E	Priola	N	Wilson	N
38	Dore	E	Lebsock	Y	Rankin	Y	Windholz	Y
39	Duran	Y	Lee	Y	Ransom	N	Winter	Y
40	Esgar	Y	Leonard	N	Rosenthal	Y	Wist	N
41	Everett	N	Lontine	Y	Roupe	Y	Young	Y
42							Speaker	Y

43 Co-sponsor(s) added: Representative(s) Becker K., Kraft-Tharp, Mitsch Bush,  
 44 Vigil

45  
 46  
 47 **HB16-1405** by Representative(s) Hamner, Young, Rankin; also  
 48 Senator(s) Lambert, Grantham, Steadman--Concerning the  
 49 provision for payment of the expenses of the executive,  
 50 legislative, and judicial departments of the state of  
 51 Colorado, and of its agencies and institutions, for and  
 52 during the fiscal year beginning July 1, 2016, except as  
 53 otherwise noted.

54  
 55 (Conference Committee Report printed in House Journal, April 14, 2016).  
 56

1 On motion of Representative Hamner, the Conference Committee Report  
2 was **adopted** by the following roll call vote:

	YES	34	NO	28	EXCUSED	3	ABSENT	0
5 Arndt	Y		Fields	Y	Lundeen	N	Ryden	Y
6 Becker J.	Y		Foote	Y	McCann	Y	Saine	N
7 Becker K.	Y		Garnett	N	Melton	N	Salazar	N
8 Brown	Y		Ginal	Y	Mitsch Bush	Y	Sias	N
9 Buck	N		Hamner	Y	Moreno	N	Singer	N
10 Buckner	Y		Humphrey	N	Navarro	N	Thurlow	Y
11 Carver	N		Joshi	N	Neville P.	N	Tyler	Y
12 Conti	N		Kagan	Y	Nordberg	Y	Van Winkle	N
13 Coram	Y		Klingenschmitt	N	Pabon	N	Vigil	Y
14 Court	N		Kraft-Tharp	Y	Pettersen	Y	Willett	E
15 Danielson	Y		Landgraf	N	Primavera	Y	Williams	N
16 DelGrosso	Y		Lawrence	E	Priola	Y	Wilson	N
17 Dore	E		Lebsock	N	Rankin	Y	Windholz	Y
18 Duran	Y		Lee	Y	Ransom	N	Winter	Y
19 Esgar	N		Leonard	N	Rosenthal	Y	Wist	N
20 Everett	N		Lontine	Y	Roupe	Y	Young	Y
							Speaker	Y

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

	YES	43	NO	19	EXCUSED	3	ABSENT	0
29 Arndt	Y		Fields	Y	Lundeen	N	Ryden	Y
30 Becker J.	Y		Foote	Y	McCann	Y	Saine	N
31 Becker K.	Y		Garnett	Y	Melton	Y	Salazar	Y
32 Brown	Y		Ginal	Y	Mitsch Bush	Y	Sias	N
33 Buck	N		Hamner	Y	Moreno	Y	Singer	Y
34 Buckner	Y		Humphrey	N	Navarro	N	Thurlow	Y
35 Carver	N		Joshi	N	Neville P.	N	Tyler	Y
36 Conti	N		Kagan	Y	Nordberg	N	Van Winkle	N
37 Coram	Y		Klingenschmitt	N	Pabon	Y	Vigil	Y
38 Court	Y		Kraft-Tharp	Y	Pettersen	Y	Willett	E
39 Danielson	Y		Landgraf	N	Primavera	Y	Williams	Y
40 DelGrosso	Y		Lawrence	E	Priola	Y	Wilson	N
41 Dore	E		Lebsock	Y	Rankin	Y	Windholz	Y
42 Duran	Y		Lee	Y	Ransom	N	Winter	Y
43 Esgar	Y		Leonard	N	Rosenthal	Y	Wist	N
44 Everett	N		Lontine	Y	Roupe	Y	Young	Y
							Speaker	Y

45  
46 Co-sponsor(s) added: Representative(s) Buck  
47 Representative Moreno requested his name be removed as co-sponsor.

### 48 49 50 **LAY OVER OF CALENDAR ITEM(S)**

51  
52 On motion of Representative Duran, the following item(s) on the  
53 Calendar were laid over until April 18, retaining place on Calendar:

54  
55 Consideration of Third Reading--**HB16-1319**.  
56 Consideration of General Orders--**HB16-1305, 1366**.

1 Consideration of Resolution(s)--**SJR16-031, 030.**  
 2 Consideration of Memorial(s)--**SJM16-005.**  
 3 Consideration of Senate Amendment(s)--**HB16-1379**

4 \_\_\_\_\_  
 5  
 6 House in recess. House reconvened.  
 7  
 8 \_\_\_\_\_

9 **REPORT(S) OF COMMITTEE(S) OF REFERENCE**

10  
 11 **JUDICIARY**

12 After consideration on the merits, the Committee recommends the  
 13 following:

14  
 15 **HB16-1021** be amended as follows, and as so amended, be referred to  
 16 the Committee of the Whole with favorable  
 17 recommendation:

18  
 19 Amend printed bill, page 2, line 22, strike "THAT".

20  
 21 Page 2, strike lines 23 and 24.

22  
 23 Page 3, line 20, strike "THAT INFORMATION MUST BE ACCESSIBLE".

24  
 25 Page 3, strike lines 21 and 22.

26  
 27 Page 4, line 8, strike "January 1," and substitute "March 1,".  
 28  
 29  
 30

31 **HB16-1348** be amended as follows, and as so amended, be referred to  
 32 the Committee of the Whole with favorable  
 33 recommendation:

34  
 35 Amend printed bill, strike everything below the enacting clause and  
 36 substitute:

37  
 38 **"SECTION 1.** In Colorado Revised Statutes, 18-9-201, **amend**  
 39 the introductory portion and (2); and **add** (2.3), (4.5), and (4.7) as  
 40 follows:

41 **18-9-201. Definitions.** As used in this section ~~and sections~~  
 42 ~~18-9-201.5, 18-9-202, 18-9-202.5, and 18-9-204.5~~ PART 2, unless the  
 43 context otherwise requires:

44 (2) "Animal" means any living dumb creature, including a  
 45 CERTIFIED POLICE WORKING DOG AND A service animal as THOSE TERMS  
 46 ARE defined, RESPECTIVELY, in SUBSECTIONS (2.3) AND (4.7) OF THIS  
 47 section. ~~18-1.3-602 (3.5).~~

48 (2.3) "CERTIFIED POLICE WORKING DOG" MEANS A DOG THAT HAS  
 49 CURRENT CERTIFICATION FROM A STATE OR NATIONAL AGENCY OR AN  
 50 ASSOCIATION THAT CERTIFIES POLICE WORKING DOGS, AND THAT IS PART  
 51 OF A WORKING LAW ENFORCEMENT TEAM.

52 (4.5) "SERIOUS PHYSICAL HARM", AS USED IN SECTION 18-9-202,  
 53 MEANS ANY OF THE FOLLOWING:

54 (a) ANY PHYSICAL HARM THAT CARRIES A SUBSTANTIAL RISK OF  
 55 DEATH;

56 (b) ANY PHYSICAL HARM THAT CAUSES PERMANENT MAIMING OR

1 THAT INVOLVES SOME TEMPORARY, SUBSTANTIAL MAIMING; OR  
 2 (c) ANY PHYSICAL HARM THAT CAUSES ACUTE PAIN OF A  
 3 DURATION THAT RESULTS IN SUBSTANTIAL SUFFERING.  
 4 (4.7) "SERVICE ANIMAL" MEANS ANY ANIMAL, THE SERVICES OF  
 5 WHICH ARE USED TO AID THE PERFORMANCE OF OFFICIAL DUTIES BY A FIRE  
 6 DEPARTMENT, FIRE PROTECTION DISTRICT, OR GOVERNMENTAL SEARCH  
 7 AND RESCUE AGENCY. UNLESS OTHERWISE SPECIFIED, "SERVICE ANIMAL"  
 8 DOES NOT INCLUDE A "CERTIFIED POLICE WORKING DOG" AS DEFINED IN  
 9 SUBSECTION (2.3) OF THIS SECTION.

10

11 **SECTION 2.** In Colorado Revised Statutes, 18-9-202, **amend**  
 12 (1.5) (c), (2) (a), (2) (a.5) (V), and (2) (d); and **repeal** (1.6) as follows:

13 **18-9-202. Cruelty to animals - aggravated cruelty to animals**  
 14 **- service animals.** (1.5) (c) A person commits cruelty to a service animal  
 15 OR A CERTIFIED POLICE WORKING DOG if he or she violates the provisions  
 16 of subsection (1) of this section with respect to a service animal OR  
 17 CERTIFIED POLICE WORKING DOG, as THOSE TERMS ARE defined in ~~section~~  
 18 ~~18-1.3-602 (3.5)~~ SECTIONS 18-9-201 (2.3) AND 18-9-201 (4.7), whether  
 19 the service animal OR CERTIFIED POLICE WORKING DOG is on duty or not  
 20 on duty.

21 ~~(1.6) As used in this section, unless the context otherwise~~  
 22 ~~requires:~~

23 ~~(a) "Serious physical harm" means any of the following:~~  
 24 ~~(I) Any physical harm that carries a substantial risk of death;~~  
 25 ~~(II) Any physical harm that causes permanent maiming or that~~  
 26 ~~involves some temporary, substantial maiming; or~~  
 27 ~~(III) Any physical harm that causes acute pain of a duration that~~  
 28 ~~results in substantial suffering.~~

29 (2) (a) Except as otherwise provided in paragraph (b) of this  
 30 subsection (2), cruelty to animals, OR CRUELTY TO A SERVICE ANIMAL OR  
 31 CERTIFIED POLICE WORKING DOG PURSUANT TO PARAGRAPH (c) OF  
 32 SUBSECTION (1.5) OF THIS SECTION, is a class 1 misdemeanor.

33 (a.5) (V) In addition to any other sentence imposed upon a person  
 34 for a violation of any criminal law under this title, any person convicted  
 35 of a second or subsequent conviction for any crime, the underlying factual  
 36 basis of which has been found by the court to include an act of cruelty to  
 37 animals ~~shall be~~, OR CRUELTY TO A SERVICE ANIMAL OR A CERTIFIED  
 38 POLICE WORKING DOG PURSUANT TO PARAGRAPH (c) OF SUBSECTION (1.5)  
 39 OF THIS SECTION IS required to pay a mandatory minimum fine of one  
 40 thousand dollars and ~~shall be~~ IS required to complete an anger  
 41 management treatment program or any other appropriate treatment  
 42 program.

43 (d) (I) If a person is convicted of cruelty to a service animal  
 44 pursuant to paragraph (c) of subsection (1.5) of this section, ~~he or she~~  
 45 ~~shall be ordered~~ THE COURT SHALL ORDER HIM OR HER to make restitution  
 46 to the agency or individual owning the SERVICE animal for any veterinary  
 47 bills and replacement costs of the SERVICE animal if it is disabled or killed  
 48 as a result of the cruelty to animals incident.

49 (II) IF A PERSON IS CONVICTED OF CRUELTY TO A CERTIFIED POLICE  
 50 WORKING DOG PURSUANT TO PARAGRAPH (c) OF SUBSECTION (1.5) OF THIS  
 51 SECTION, THE COURT SHALL ORDER HIM OR HER TO MAKE RESTITUTION TO  
 52 THE AGENCY OR INDIVIDUAL OWNING THE CERTIFIED POLICE WORKING DOG  
 53 FOR ALL EXPENSES, INCLUDING BUT NOT LIMITED TO ALL TRAINING AND  
 54 CERTIFICATION COSTS FOR THE CERTIFIED POLICE WORKING DOG, ANY  
 55 VETERINARY EXPENSES, INCLUDING ONGOING EXPENSES, RELATED TO THE  
 56 INCIDENT, AND REPLACEMENT COSTS FOR THE CERTIFIED POLICE WORKING



1 DOG IF IT IS PERMANENTLY DISABLED OR KILLED AS A RESULT OF THE  
2 CRUELTY TO ANIMALS INCIDENT.

3  
4 **SECTION 3.** In Colorado Revised Statutes, 18-9-209, **amend** (1)  
5 as follows:

6 **18-9-209. Immunity for reporting cruelty to animals - false**  
7 **report - penalty.** (1) Except as otherwise provided in subsection (2) of  
8 this section, a person who, in good faith, reports a suspected incident of  
9 ~~animal~~ cruelty TO ANIMALS, SERVICE ANIMALS, OR CERTIFIED POLICE  
10 WORKING DOGS, as described in section 18-9-202, to a local law  
11 enforcement agency or to the state bureau of animal protection ~~shall be~~  
12 IS immune from civil liability for reporting the incident.

13 **SECTION 4. Safety clause.** The general assembly hereby finds,  
14 determines, and declares that this act is necessary for the immediate  
15 preservation of the public peace, health, and safety."

16  
17  
18  
19 **HB16-1359** be amended as follows, and as so amended, be referred to  
20 the Committee of the Whole with favorable  
21 recommendation:

22  
23 Amend printed bill, page 2, strike lines 13 through 21 and substitute:

24  
25 "XVIII of the state constitution, unless:

26  
27 (A) The defendant is sentenced to probation for conviction of a  
28 crime under article 43.3 of title 12, C.R.S.; or

29 (B) The court determines, based on ~~the assessment as required by~~  
30 ~~section 18-1.3-209~~ ANY MATERIAL EVIDENCE, THAT a prohibition against  
31 the possession or use of medical marijuana is necessary and appropriate  
32 to accomplish the goals of sentencing as stated in SECTION 18-1-102.5;".  
33  
34  
35

36 **SB16-153** be referred to the Committee of the Whole with favorable  
37 recommendation.  
38

39  
40 **DELIVERY OF BILLS TO GOVERNOR**

41  
42 The Chief Clerk of the House of Representatives reports the following  
43 bills have been delivered to the Office of the Governor: **HB16-1035,**  
44 **1070, 1141, 1155, 1323, 1327, 1352** at 3:00 p.m. on April 15, 2016.  
45

46  
47  
48 **MESSAGE FROM THE SENATE**

49  
50 The Senate has adopted and returns herewith: HJR16-1013.  
51

52  
53 The Senate has passed on Third Reading and transmitted to the Revisor  
54 of Statutes:  
55 SB16-177.  
56

1 The Senate has passed on Third Reading and transmitted to the Revisor  
2 of Statutes:

3 SB16-156 amended in General Orders as printed in Senate Journal  
4 April 14, 2016.

5 SB16-172 amended in General Orders as printed in Senate Journal,  
6 April 14, 2016.

7 SB16-111 amended in General Orders as printed in Senate Journal,  
8 April 14, 2016.  
9

10 The Senate has passed on Third Reading and returns herewith:  
11 HB16-1317 and 1335.  
12

13 The Senate has passed on Third Reading and transmitted to the Revisor  
14 of Statutes:

15 HB16-1268 amended in General Orders as printed in the Senate  
16 Journal, April 14, 2016.  
17

18  
19 The Senate voted to concur in House amendments to SB16-058 and  
20 SB16-145, and repassed the bills as amended.  
21

---

### 22 MESSAGE(S) FROM THE REVISOR

23  
24 We herewith transmit:  
25 without comment, **SB16-177**.  
26 without comment, as amended, **HB16-1268**.  
27 without comment, as amended, **SB16-111, 156, and 172**.  
28  
29  
30

---

### 31 INTRODUCTION OF BILLS

#### 32 First Reading

33 The following bills were read by title and referred to the committees  
34 indicated:  
35

36 **HB16-1441** by Representative(s) Tyler, Becker K., Foote, Primavera,  
37 Ryden, Winter, Esgar, Lee, McCann, Melton, Rosenthal,  
38 Salazar; also Senator(s) Jones--Concerning a requirement  
39 that the public utilities commission consider the full cost  
40 of greenhouse gas emissions from electric generation  
41 when considering a utility's proposal for electric resource  
42 planning.  
43

44 Committee on Transportation & Energy  
45  
46

47  
48 **HB16-1442** by Representative(s) Ryden, Court, Thurlow, Vigil; also  
49 Senator(s) Ulibarri--Concerning technical modifications to  
50 laws enacted in 2014 governing the administration of  
51 nonpartisan elections conducted by a local government  
52 that are not coordinated by a county clerk and recorder.  
53

54 Committee on State, Veterans, & Military Affairs  
55

1 **HB16-1443** by Representative(s) Singer; also Senator(s) Heath--  
 2 Concerning requiring youth sports organizations to inform  
 3 parents whether the organizations have conducted criminal  
 4 background checks of persons who work with children.  
 5 Committee on Public Health Care & Human Services  
 6

7 **HB16-1444** by Representative(s) Ryden and Carver, Buckner,  
 8 Danielson, Foote, Kagan, Lee, Primavera; also Senator(s)  
 9 Kefalas and Garcia, Lambert, Aguilar, Donovan, Guzman,  
 10 Heath, Kerr--Concerning the definition of a "qualifying  
 11 disabled veteran" as it relates to a property tax exemption  
 12 for such individuals.  
 13 Committee on State, Veterans, & Military Affairs  
 14

15 **SB16-142** by Senator(s) Scott; also Representative(s) Ryden--  
 16 Concerning modernization of election law provisions, and,  
 17 in connection therewith, correcting statutory citations,  
 18 updating terms and procedures to reflect modern elections  
 19 administration, conforming state law to federal law,  
 20 eliminating redundancies and obsolete references and  
 21 practices, harmonizing durational residency requirements  
 22 for certain local government elections, and making an  
 23 appropriation.  
 24 Committee on State, Veterans, & Military Affairs  
 25

---

26  
27  
28  
29 **INTRODUCTION OF RESOLUTIONS**

30  
31 The following resolutions were read by title and laid over one day under  
 32 the rules:  
 33

34 **HJR16-1019** by Representative(s) Fields; also Senator(s) Tate--  
 35 Concerning the designation of May 2, 2016, as "Children's  
 36 Health Day" in Colorado.  
 37

38 **SJR16-029** by Senator(s) Tate and Kefalas; also Representative(s)  
 39 Arndt and Nordberg--Concerning the recommendations of  
 40 the Colorado "Medical Clean Claims Transparency and  
 41 Uniformity Act" Task Force and, in connection therewith,  
 42 recognizing its work.  
 43

---

44  
45  
46  
47 **INTRODUCTION OF MEMORIAL**

48  
49 The following memorial was read by title and laid over one day under the  
 50 rules:  
 51

52 **HM16-1006** by Representative(s) Thurlow and Willett--Concerning  
 53 memorializing former Representative Paul N. Brown.  
 54  
 55  
 56

---

1 On motion of Representative Duran, the following bill(s) will be  
2 calendared for General Orders on April 18 2016: **HB16-1349, 1402,**  
3 **SB16-131, HB16-1341, 1021, 1348, 1359, SB16-153.**

4  
5 On motion of Representative Duran, the following bill(s) will be  
6 calendared for General Orders on April 25, 2016: **HB16-1374.**

7  
8  
9



10  
11 On motion of Representative Duran, the House adjourned until  
12 10:00 a.m., April 18, 2016.

13  
14  
15  
16  
17  
18  
19  
20

Approved:  
DICKY LEE HULLINGHORST,  
Speaker

Attest:  
MARILYN EDDINS,  
Chief Clerk