

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

98th Legislative Day

Tuesday, April 19, 2016

Prayer	By the chaplain, Dan File, Capitol Commission, Lake City.	10
Call to Order	By the President at 9:00 a.m.	11
Roll Call	Present--34 Excused--1, Garcia.	12
Quorum	The President announced a quorum present.	13
Pledge	By Senator Donovan.	14
Reading of Journal	On motion of Senator Cooke, reading of the Journal of Monday, April 18, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.	15

COMMITTEE OF REFERENCE REPORTS

Judiciary	The Committee on <u>Judiciary</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:	16
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MEMBER OF THE
JUVENILE PAROLE BOARD

for a term expiring November 15, 2018:

Margaret Brewington Wright, PhD, MFA, of Pueblo, Colorado, to serve as a public member/not employed by state government, and occasioned by the resignation of David Owen Sleight of Grand Junction, Colorado, appointed.

Judiciary	After consideration on the merits, the Committee recommends that HB16-1059 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	17
Judiciary	After consideration on the merits, the Committee recommends that HB16-1331 be postponed indefinitely .	18
Judiciary	After consideration on the merits, the Committee recommends that HB16-1391 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	19
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1287 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	20
	Amend reengrossed bill, page 2, lines 16 and 17, strike "data-sharing; AND" and substitute "data-sharing. THE RECOMMENDATIONS SHALL NOT ALLOW THE DISCLOSURE OF THE PERSONALLY IDENTIFIABLE INFORMATION	21

OF A STUDENT ENROLLED IN KINDERGARTEN OR ONE OF GRADES ONE THROUGH TWELVE WITHOUT INFORMED WRITTEN PERMISSION FROM THE STUDENT'S PARENT OR LEGAL GUARDIAN. THE RECOMMENDATIONS MAY DISCLOSE DE-IDENTIFIED, ANONYMOUS, OR AGGREGATE KINDERGARTEN-THROUGH-TWELFTH-GRADE STUDENT DATA WITHOUT PERMISSION FROM A PARENT OR LEGAL GUARDIAN."

Business, Labor, & Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE STATE PLUMBING BOARD

for terms expiring July 1, 2019:

Bruce Thomas Schneider of Longmont, Colorado, to serve as a representative of general contractors and as an Unaffiliated, reappointed;

Noreen McMahon of Steamboat Springs, Colorado, to serve as an at large member, appointed.

Business, Labor, & Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE STATE ELECTRICAL BOARD

for a term expiring July 1, 2018:

James Edward Dent of Wheat Ridge, Colorado, to serve as an electrical contractor who has a masters' license, reappointed.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SCR16-003** be **postponed indefinitely**.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SCR16-001** be **postponed indefinitely**.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB16-1396** be **postponed indefinitely**.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB16-1354** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 17, strike "CONSTRUCTION" and substitute "CONSTRUCTION, NEW TECHNOLOGY, EXISTING TECHNOLOGY UPGRADE,".

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Page 3, line 25, strike "**construction**" and substitute "**construction, technology,**".

Page 4, line 1, strike "CONSTRUCTION" and substitute "CONSTRUCTION, NEW TECHNOLOGY, EXISTING TECHNOLOGY UPGRADE,".

Page 4, line 4, strike "CONSTRUCTION" and substitute "CONSTRUCTION, TECHNOLOGY,".

Page 4, line 7, strike "CONSTRUCTION" and substitute "CONSTRUCTION, NEW TECHNOLOGY, EXISTING TECHNOLOGY UPGRADE,".

Page 4, line 11, strike "CONSTRUCTION" and substitute "CONSTRUCTION, TECHNOLOGY,".

Page 4, line 16, strike "**construction**" and substitute "**construction, new technology, existing technology upgrade,**".

Page 5, line 1, strike "CONSTRUCTION" and substitute "CONSTRUCTION, NEW TECHNOLOGY, EXISTING TECHNOLOGY UPGRADE,".

Page 5, line 9, strike "CONSTRUCTION" and substitute "CONSTRUCTION, TECHNOLOGY,".

Page 1, line 103, strike "CONSTRUCTION" and substitute "CONSTRUCTION, NEW TECHNOLOGY, EXISTING TECHNOLOGY UPGRADE,".

SENATE SERVICES REPORT

Correctly Printed: SB16-186; SJR16-034 and 035.
Correctly Engrossed: SB16-169, 173, and 176; SJR16-033.
Correctly Revised: HB16-1048, 1260, 1278, 1298, and 1339.

Upon request of Majority Leader Scheffel, **HB16-1278** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Tuesday, April 19 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Tuesday, April 19.

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

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

SB16-173 by Senator(s) Heath; also Representative(s) Becker K.--Concerning authorization for golf cars to cross state highways in order to use a local road as authorized by a local jurisdiction.

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

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

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

Co-sponsor(s) added: Newell and Todd.

HB16-1339 by Representative(s) Buck and Ginal, Danielson, Mitsch Bush; also Senator(s) Baumgardner--Concerning agricultural property foreclosures.

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

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

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

Co-sponsor(s) added: Hodge, Kefalas, Marble, Scott, Sonnenberg, and Woods.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1156 by Representative(s) Danielson and Salazar, Tyler, Becker K., Buckner, Esgar, Fields, Garnett, Ginal, Hullinghorst, Kagan, Lee, Lontine, Melton, Moreno, Pettersen, Primavera, Singer, Vigil, Williams, Winter; also Senator(s) Donovan and Heath--Concerning the prohibition of an action against an employee for sharing wage information.

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

YES	16	NO	18	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

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

SB16-169 by Senator(s) Martinez Humenik and Cooke; also Representative(s) Kraft-Tharp and Landgraf--Concerning changes related to the seventy-two-hour emergency mental health procedure.

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

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

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

Co-sponsor(s) added: Aguilar, Cadman, Crowder, Guzman, Heath, Hodge, Johnston, Kefalas, Lundberg, Merrifield, Newell, Roberts, Scheffel, Tate, and Todd.

RECONSIDERATION OF HB16-1156

HB16-1156 by Representative(s) Danielson and Salazar, Tyler, Becker K., Buckner, Esgar, Fields, Garnett, Ginal, Hullinghorst, Kagan, Lee, Lontine, Melton, Moreno, Pettersen, Primavera, Singer, Vigil, Williams, Winter; also Senator(s) Donovan and Heath--Concerning the prohibition of an action against an employee for sharing wage information.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on HB16-1156. The roll call was taken with the following result:

YES	16	NO	18	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

Less than a majority of all members elected to the Senate having voted in the affirmative, the motion for reconsideration failed.

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

HB16-1260 by Representative(s) Fields; also Senator(s) Cooke and Johnston--Concerning extending the criminal statute of limitations for a sexual assault to twenty years.

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

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

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

Co-sponsor(s) added: Aguilar, Baumgardner, Carroll, Donovan, Guzman, Heath, Hodge, Jones, Kefalas, Kerr, Martinez Humenik, Newell, Roberts, Scott, and Todd.

SB16-176 by Senator(s) Neville T., Cadman, Cooke, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Scheffel, Sonnenberg; also Representative(s) Neville P., Everett, Humphrey, Joshi, Klingenschmitt, Leonard, Navarro, Ransom, Van Winkle--Concerning the governor's authority to restrict the distribution of firearms during a state of disaster emergency.

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

YES	18	NO	16	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	E	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Crowder, Scott, and Woods.

HB16-1298 by Representative(s) Melton; also Senator(s) Cooke--Concerning changes in permissible vehicle dimensions.

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

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Scott, and Sonnenberg.

HB16-1048 by Representative(s) Primavera, Danielson, Windholz; also Senator(s) Lundberg, Aguilar--Concerning modifications to the business enterprise program to be administered by the department of labor and employment under its authority to administer vocational rehabilitation programs.

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

YES	26	NO	8	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Co-sponsor(s) added: Carroll, Guzman, Heath, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, and Todd.

HB16-1278 by Representative(s) Lee, Buckner, Court, Esgar, Foote, Hamner, Kagan, Lundeen, McCann, Moreno, Singer, Thurlow, Willett, Young; also Senator(s) Cooke--Concerning residential drug treatment for persons on probation.

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

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

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

Co-sponsor(s) added: Aguilar, Cadman, Guzman, Heath, Hill, Hodge, Jahn, Kefalas, Kerr, Marble, Martinez Humenik, Merrifield, Neville T., Roberts, Scheffel, Scott, Tate, Todd, and Woods.

Committee of the Whole On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Cooke was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB16-1225 by Representative(s) Priola; also Senator(s) Tate--Concerning a requirement that school districts with a certain minimum number of enrolled pupils post information online that is submitted by director candidates prior to the election.

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

HB16-1171 by Representative(s) Pettersen and Fields, Moreno; also Senator(s) Woods--Concerning continuation of the Colorado special education fiscal advisory committee.

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

SB16-038 by Senator(s) Aguilar, Newell, Guzman, Heath, Hodge, Kerr, Merrifield, Steadman, Todd, Kefalas, Ulibarri; also Representative(s) Young, Esgar, Ginal, Landgraf, Lontine, McCann, Tyler--Concerning measures to promote the transparency of community-centered boards, and, in connection therewith, making certain community-centered boards subject to the "Colorado Open Records Act" and to performance audits undertaken by the state auditor and making all community-centered boards subject to the "Colorado Local Government Audit Law".

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 573, and placed in members' bill files.)

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

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE--
CONSENT CALENDAR**

On motion of Senator Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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

The Committee of the Whole took the following action:

Passed on second reading: SB16-038 as amended, HB16-1225, HB16-1171.

Committee of the Whole On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Cooke was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB16-162 by Senator(s) Tate, Jahn; also Representative(s) Melton and Sias, Lawrence, Priola, Singer, Thurlow--Concerning access by medicaid recipients to nonenrolled medical providers.

Laid over until Wednesday, April 20, retaining its place on the calendar.

SB16-183 by Senator(s) Scheffel and Kerr; also Representative(s) Williams and Lawrence--Concerning a clarification of the general assembly's intent to maintain the public utilities commission's authority over basic emergency services while prohibiting the regulation of internet-protocol-enabled services by defining the term "basic emergency service" in a manner that is consistent with such intent.

Laid over until Wednesday, April 20, retaining its place on the calendar.

HB16-1375 by Representative(s) Arndt and Wilson; also Senator(s) Todd and Hill--Concerning changes to dates for submitting reports that involve the department of higher education.

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

HB16-1336 by Representative(s) Hamner and Rankin, Mitsch Bush; also Senator(s) Donovan, Roberts--Concerning the creation of a single geographic rating area for health insurers to use when establishing rates for individual health insurance plans.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 15, page(s) 737, and placed in members' bill files.)

Amendment No. 2(L.008), by Senator Donovan.

Amend the Health and Human Services Committee Report, dated April 14, 2016, page 1, line 3, strike "C.R.S." and substitute "C.R.S., AND SHALL PRESENT THE REPORT TO THE LEGISLATIVE COMMITTEES DURING THE COMMITTEES' HEARINGS HELD PRIOR TO THE 2017 REGULAR SESSION UNDER THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2, C.R.S.".

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

HB16-1101 by Representative(s) Young; also Senator(s) Lundberg--Concerning medical decisions for unrepresented patients.

Laid over until Wednesday, April 20, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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

The Committee of the Whole took the following action:

Passed on second reading: HB16-1375, HB16-1336 as amended.
Laid over until Wednesday, April 20: SB16-162, SB16-183, HB16-1101.

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

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (HJR16-1018) of Tuesday, April 19 was laid over until Wednesday, April 20, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-027

by Senator(s) Martinez Humenik and Todd; also Representative(s) Primavera and Landgraf--Concerning allowing the option for medicaid clients to obtain prescribed drugs through the mail, and, in connection therewith, reducing an appropriation.

Senator Todd moved that the Senate concur in House amendments to SB16-027, as printed in House journal, April 15, page(s) 873. The motion was **adopted** by the following roll call vote:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	N
Guzman	Y	Kerr	Y	Scheffel	Y		

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

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

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

Co-sponsor(s) added: Tate.

SB16-102

by Senator(s) Kerr, Aguilar, Guzman, Heath, Lundberg, Marble, Merrifield; also Representative(s) Moreno--Concerning the elimination of mandatory sentences to incarceration for certain crimes, and, in connection therewith, making and reducing an appropriation.

Senator Kerr moved that the Senate concur in House amendments to **SB16-102**, as printed in House journal, April 15, page(s) 873, and April 18, page(s) 900. The motion was **adopted** by the following roll call vote:

YES	24	NO	10	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	Y	Martinez Humenik	Y	Tate	N
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	N
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Senate in recess. Senate reconvened.

As amended, SB16-102 laid over until Wednesday, April 20, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of House Adherence Calendar (HB16-1183) of Tuesday, April 19 was laid over until Wednesday, April 20, retaining its place on the calendar.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Scheffel, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
BOARD OF TRUSTEES FOR THE
UNIVERSITY OF NORTHERN COLORADO

effective December 31, 2015, for terms expiring December 31, 2019:

Paul E. Washington of Boulder, Colorado, a Democrat, reappointed;

Kevin Walter Ahern of Morrison, Colorado, a Republican, reappointed.

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

MEMBERS OF THE
BOARD OF TRUSTEES OF METROPOLITAN
STATE UNIVERSITY OF DENVER

for terms expiring December 31, 2019:

Jeff Shoemaker of Denver, Colorado, to serve as a Republican, appointed;

Wendy J. Dominguez of Littleton, Colorado, to serve as a Republican, appointed.

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

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Majority Leader Scheffel, the confirmation of appointees to the following board was laid over until Wednesday, April 20:

MEMBERS OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

effective December 31, 2015, for terms expiring December 31, 2019:

- Demetri E. "Rico" Munn of Denver, Colorado, to serve as a Democrat, reappointed;
- William Eugene Mosher of Denver, Colorado, to serve as a Democrat, reappointed.

for a term expiring December 31, 2016:

- William Dean Singleton of Denver, Colorado, to serve as an Unaffiliated, and occasioned by the resignation of Dorothy Horrell of Wheat Ridge, Colorado, appointed.

On motion of Senator Hill, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2017:

- Anthony Scott Lewis of Longmont, Colorado, to serve as a member with experience as a charter school board member or founder of a charter school, experience as a public school administrator with experience working with charter schools, other board or public service experience, and as a Democrat, reappointed;

for a term expiring July 1, 2018:

- Kurtis Matthew Indorf of Denver, Colorado to serve as a member with experience as a charter school board member or founder of a charter school, experience as a public school administrator with experience working with charter schools, other board or public service experience, and as a Democrat, appointed.

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YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

On motion of Senator Lundberg, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
UNIVERSITY OF COLORADO HOSPITAL
AUTHORITY BOARD OF DIRECTORS

From the Second Congressional District: Dori Biester, for a term effective July 1, 2015 and continuing until June 30, 2019 (or until her successor is appointed by the Board of Regents). This will be Ms. Biester's first term as a Director of the Hospital Authority.

From the Third Congressional District: Steve Meyer, for a term effective July 1, 2015 and continuing until June 30, 2019 (or until his successor is appointed by the Board of Regents). This will be Mr. Meyer's first term as a Director of the Hospital Authority.

From the Sixth Congressional District: April Jones, for a term effective May 1, 2016 and continuing until April 30, 2020 (or until her successor is appointed by the Board of Regents). This will be Ms. Jones' first term as a Director of the Hospital Authority.

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

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Representative Sias was added as a joint prime sponsor with Representative Kraft-Tharp and Senators Neville and Jahn on SB16-036.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Local Government After consideration on the merits, the Committee recommends that **HB16-1367** be referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

April 19, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1349, 1402.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1078, amended as printed in House Journal, April 13.
HB16-1097, amended as printed in House Journal, April 15.
HB16-1305, amended as printed in House Journal, April 18.
HB16-1021, amended as printed in House Journal, April 18.
HB16-1359, amended as printed in House Journal, April 18.

The House has passed on Third Reading and returns herewith SB16-153.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB16-131, amended as printed in House Journal, April 18.

The House has postponed indefinitely SB16-100, 160. The bills are returned herewith.

The House has adopted and returns herewith SJR16-031, SJR16-030, SJR16-029, SJR16-033.

MESSAGE FROM THE REVISOR OF STATUTES

April 19, 2016

We herewith transmit:

Without comment, HB16-1349 and 1402.
Without comment, as amended, HB16-1021, 1078, 1097, 1305, and 1359.
Without comment, as amended, SB16-131.

INTRODUCTION OF BILLS -- FIRST READING

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

SB16-190 by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Rankin, Hamner, Young--Concerning improving the process for county administration of public assistance programs, and, in connection therewith, making and reducing appropriations.
Appropriations

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SB16-191	by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Rankin, Hamner, Young--Concerning marijuana research funded by the marijuana tax cash fund, and, in connection therewith, making an appropriation. Appropriations	1 2 3 4 5 6
SB16-192	by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning a needs assessment tool for persons eligible for long-term services and supports, including persons with intellectual and developmental disabilities. Appropriations	7 8 9 10 11 12
HB16-1021	by Representative(s) Salazar; also Senator(s) Ulibarri and Roberts--Concerning providing the opportunity to collect identifying information from applicants for state-issued cards. Judiciary	13 14 15 16 17
HB16-1078	by Representative(s) Kagan; also Senator(s) Hodge--Concerning the establishment of whistleblower protection for public employees not employed by the state. State, Veterans, & Military Affairs	18 19 20 21 22
HB16-1097	by Representative(s) Coram and Moreno; also Senator(s) Scott--Concerning regulation of medicaid nonemergency transportation providers, and, in connection therewith, making and reducing an appropriation. Transportation	23 24 25 26 27 28
HB16-1305	by Representative(s) Fields, Lontine, McCann, Singer; also Senator(s) Newell--Concerning training for educators in school district procedures for assisting students in crisis. Education	29 30 31 32 33
HB16-1349	by Representative(s) Ryden and Nordberg, Becker J., Brown, Buck, Buckner, Carver, Coram, Court, Danielson, Esgar, Foote, Hamner, Humphrey, Landgraf, Lawrence, Lontine, Melton, Neville P., Pabon, Pettersen, Primavera, Priola, Roupe, Salazar, Sias, Thurlow, Van Winkle, Vigil, Williams, Wilson, Windholz, Winter, Young; also Senator(s) Carroll--Concerning continuation of the voluntary contribution to the military family relief fund. Finance	34 35 36 37 38 39 40 41
HB16-1359	by Representative(s) Salazar; also Senator(s) Guzman--Concerning the use of medical marijuana while on probation. Judiciary	42 43 44 45 46
HB16-1402	by Representative(s) Becker K. and Lawrence, Nordberg, Joshi, Klingenschmitt, Wilson, Dore, Lundeen, Van Winkle, Rankin, Melton, Arndt, Conti, Esgar, Roupe, Thurlow; also Senator(s) Holbert and Garcia, Steadman, Scott, Tate--Concerning a prohibition on the use of a device to allow a person to place a wager on a previously run sporting event. Finance	47 48 49 50 51 52 53 54 55 56

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday, April 20, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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