

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

113th Legislative Day

Wednesday, May 4, 2016

Prayer	By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.	11
Call to Order	By the President at 9:00 a.m.	13
Roll Call	Present--34 Excused--1, Grantham. Present later--1, Grantham.	16
Quorum	The President announced a quorum present.	20
Pledge	By Senator Merrifield.	22
Reading of Journal	On motion of Senator Steadman, reading of the Journal of Tuesday, May 3, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.	24

SENATE SERVICES REPORT

Correctly Printed: SR16-004.
Correctly Engrossed: SB16-001, 003, 087, 186, 199, 204, 209, 211; SR16-004.
Correctly Reengrossed: SB16-019, 138, 161, 180, 181, 187, and 188.
Correctly Revised: HB16-1080, 1097, 1172, 1277, 1332, 1348, 1363, 1368, 1378, 1393, 1394, 1427, 1451, 1453, 1457; HJR-1022.
Correctly Rerevised: HB16-1114, 1186, 1257, 1373, 1377, and 1423.
Correctly Enrolled: SB16-006, 073, 111, 124, 140, 142, 156, 164, 165, 173, 177, 182, and 192.

MESSAGE FROM THE HOUSE

May 4, 2016

Mr. President:

The House has voted not to concur in the Senate amendments to HB16-1021 and requests that a conference committee be appointed. The Speaker has appointed Representatives Salazar, chairman, Williams, and Willett, as House conferees on the First Conference Committee on HB16-1021. The bill is transmitted herewith.

The House has voted not to concur in the Senate amendments to HB16-1129 and requests that a conference committee be appointed. The Speaker has appointed Representatives McCann, chairman, Lawrence, and Foote, as House conferees on the First Conference Committee on HB16-1129. The bill is transmitted herewith.

The House has voted not to concur in the Senate amendments to HJR16-1019 and requests that a conference committee be appointed. The Speaker has appointed Representatives Fields, chairman, McCann, and Wist as House conferees on the First Conference Committee on HJR16-1019. The resolution is transmitted herewith.

The Speaker has appointed Representatives Salazar, chairman, Ryden, and Neville as House conferees on the First Conference Committee on SB16-106.

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.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Crowder, Chair, Lundberg, and Heath as Senate conferees on the first conference committee on **HB16-1129**.

The President appointed Senators Roberts, Chair, Cooke, and Ulibarri as Senate conferees on the first conference committee on **HB16-1021**.

The President appointed Senators Tate, Chair, Cadman, and Todd as Senate conferees on the first conference committee on **HJR16-1019**.

Senate in recess. Senate reconvened.

Upon request of Majority Leader Scheffel, **SB16-209** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Wednesday, May 4 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Wednesday, May 4.

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:

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.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	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	Y	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, Cooke, Crowder, Heath, Kefalas, Kerr, Martinez Humenik, Newell, Tate, and Todd.

HB16-1332 by Representative(s) Duran and Rankin; also Senator(s) Scott and Johnston--Concerning modifications to the income tax credits for alternative fuel motor vehicles, and, in connection therewith, fixing specified dollar amounts for the credits, allowing the credit to be assigned to a financing entity, requiring vehicle identification number tracking of the motor vehicle for which a credit is claimed, and making an appropriation.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	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	Y	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, Carroll, Donovan, Guzman, Heath, Hodge, Jones, Kefalas, Kerr, Merrifield, Newell, Roberts, Steadman, Tate, Todd, and Ulibarri.

HB16-1080 by Representative(s) Foote and Landgraf; also Senator(s) Cooke and Johnston, Newell--Concerning assault by strangulation, and, in connection therewith, making an appropriation.

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

YES	32	NO	3	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	N	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	Y	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, Heath, Kefalas, Kerr, Martinez Humenik, Merrifield, and Roberts.

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

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	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	Y	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: Jones, Martinez Humenik, Merrifield, Todd, and Woods.

HB16-1393 by Representative(s) Esgar and Foote; also Senator(s) Cooke--Concerning procedures for ordered testing for communicable diseases.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	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	Y	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, Martinez Humenik, Newell, Roberts, Scott, Steadman, Tate, and Woods.

HB16-1457 by Representative(s) Garnett and Wilson, Becker J., Carver, Coram, Esgar, Lawrence, Lundeen, Melton, Mitsch Bush, Moreno, Navarro, Neville P., Nordberg, Pabon, Pettersen, Primavera, Priola, Roupe, Williams; also Senator(s) Neville T. and Garcia, Cooke, Donovan, Grantham, Hodge, Holbert, Kefalas, Kerr, Merrifield, Scott, Sonnenberg, Steadman, Tate--Concerning a clarification of the existing sales and use tax exemption for residential energy sources.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	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	Y	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, Crowder, Guzman, Heath, Johnston, Jones, Marble, Newell, 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:

SCR16-005 by Senator(s) Martinez Humenik and Todd; also Representative(s) Priola and Court-- Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning county surveyors, and, in connection therewith, repealing a requirement that each county in the state elect a county surveyor and allowing each county to determine whether a surveyor should be elected or appointed and to establish the term and any compensation to be provided to a surveyor.

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

YES	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	N	Jahn	N	Merrifield	N	Todd	Y
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	Y	Scheffel	Y		

Less than a constitutional two-thirds of all members elected to the Senate having voted in the affirmative, the concurrent resolution **lost**.

SB16-087 by Senator(s) Baumgardner; also Representative(s) Tyler--Concerning funding for the highway-rail crossing signalization fund, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Baumgardner was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.004), by Senator Baumgardner.

Amend engrossed bill, page 4, after line 22 insert:

"SECTION 5. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	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	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
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	1	EXCUSED	0	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	Y	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 **passed**.

Co-sponsor(s) added: Cadman, Cooke, Crowder, Grantham, Heath, Jones, Kefalas, Kerr, Lambert, Merrifield, Newell, Scott, and Todd.

SB16-186 by Senator(s) Tate; also Representative(s) Lontine--Concerning disclosure requirements to be applied to small-scale issue committees under Colorado law governing campaign finance, and, in connection therewith, making an appropriation.

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

YES	29	NO	6	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	Y	Marble	Y	Steadman	N
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	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	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, Grantham, Holbert, Lambert, Marble, and Neville T.

HB16-1348 by Representative(s) Ryden; also Senator(s) Todd--Concerning a specific crime of cruelty to a certified police working dog.

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

YES	25	NO	10	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	N
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	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	N	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: Crowder, Kerr, Martinez Humenik, and Newell.

HB16-1363 by Representative(s) Singer; also Senator(s) Newell and Tate--Concerning rule-making authority for medical marijuana advertising directed at underage persons.

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

YES	24	NO	11	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	N	Hill	N	Lundberg	N	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	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	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: Heath, Kerr, and Todd.

SB16-204 by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Rankin, Hamner, Young--Concerning the higher education revenue bond intercept program.

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

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
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	Y	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: Crowder, Kefalas, Neville T., Tate, and Woods.

HB16-1453 by Representative(s) Hamner, Young, Rankin, Hullinghorst, Duran, Lee, Nordberg, Becker K., Carver, Foote, Joshi, Klingenschmitt, Landgraf, Lundeen, Melton, Pabon, Primavera, Priola, Rosenthal, Roupe, Ryden, Williams; also Senator(s) Lambert, Grantham, Steadman, Cadman, Scheffel, Guzman, Merrifield, Baumgardner, Carroll, Cooke, Crowder, Garcia, Heath, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Newell, Scott, Tate, Todd, Ulibarri, Woods--Concerning measures to enhance cybersecurity, and, in connection therewith, making an appropriation.

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

YES	30	NO	5	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	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	Y	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: Roberts.

Senator Marble requested her name be removed as sponsor on HB16-1453.

SB16-199 by Senator(s) Scott and Steadman; also Representative(s) DelGrosso and Ginal-- Concerning programs of all-inclusive care for the elderly, and, in connection therewith, determining the capitated rate for services and creating an ombudsman for participants in programs of all-inclusive care for the elderly, and making an appropriation.

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

YES	31	NO	4	EXCUSED	0	ABSENT	0
Aguilar		N Heath		Y Lambert		Y Scott	Y
Baumgardner		Y Hill		Y Lundberg		Y Sonnenberg	Y
Carroll		N Hodge		Y Marble		Y Steadman	Y
Cooke		Y Holbert		Y Martinez Humenik		Y Tate	Y
Crowder		Y Jahn		Y Merrifield		Y Todd	Y
Donovan		Y Johnston		Y Neville T.		N Ulibarri	Y
Garcia		Y Jones		Y Newell		N 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: Jahn and Martinez Humenik.

HB16-1277 by Representative(s) Lontine and Landgraf; also Senator(s) Kefalas and Roberts-- Concerning the appeal process for medical assistance benefits, and, in connection therewith, making an appropriation.

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

YES	30	NO	5	EXCUSED	0	ABSENT	0
Aguilar		Y Heath		Y Lambert		Y Scott	Y
Baumgardner		Y Hill		Y 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		Y Jones		Y Newell		Y Woods	N
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, Crowder, Heath, Johnston, Merrifield, Newell, Steadman, and Todd.

SB16-003 by Senator(s) Roberts and Jones, Baumgardner, Cooke, Merrifield; also Representative(s) Becker K., Buck, Singer, Thurlow--Concerning increased methods to reduce wildfire risk.

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

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
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	Y	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, Crowder, Donovan, Grantham, Guzman, Heath, Johnston, Kefalas, Martinez Humenik, Neville T., Newell, Steadman, and Todd.

SB16-001

by Senator(s) Crowder, Cadman, Roberts, Scheffel, Sonnenberg, Baumgardner, Marble, Tate, Holbert, Lundberg, Martinez Humenik, Cooke, Woods, Grantham, Scott; also Representative(s) Landgraf--Concerning the expansion of the state income tax deduction for military retirement benefits.

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

YES	32	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	*	Lambert	*	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	N
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	Y	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, Donovan, Garcia, Hodge, Jahn, Johnston, Kefalas, Merrifield, and Todd.

* Abstaining from voting under Senate Rule 17(c) -- Senators Heath and Lambert.

HB16-1368

by Representative(s) Tyler; also Senator(s) Martinez Humenik--Concerning the codification of current practice for the management of records of governmental agencies.

Laid over until Thursday, May 5, retaining its place on the calendar.

HB16-1427

by Representative(s) Pabon; also Senator(s) Hill--Concerning exempting multi-serving liquid retail marijuana products from the sales equivalency limitation.

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

YES	34	NO	1	EXCUSED	0	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	N	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	Y	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**.

HB16-1394 by Representative(s) Young; also Senator(s) Grantham--Concerning clarifying definitions related to at-risk persons.

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

YES	28	NO	7	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	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	Y	Jones	Y	Newell	Y	Woods	N
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, Crowder, Hill, Kefalas, Kerr, Merrifield, Newell, and Todd.

HB16-1378 by Representative(s) Ginal; also Senator(s) Crowder--Concerning requiring courts to collect money from DUI offenders for the purpose of reimbursing law enforcement agencies for the cost of performing chemical tests.

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

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

SB16-211 by Senator(s) Cadman and Scheffel; also Representative(s) Hullinghorst and Duran--Concerning contests to specified special district elections that are made on grounds relating to elector qualifications, and, in connection therewith, imposing a jurisdictional bar on contests of certain elections and validating the qualifications of certain actors when timely contests challenging those qualifications have not been filed.

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

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YES	35	NO	0	EXCUSED	0	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	Y	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: Crowder, Heath, Hodge, Jahn, Kefalas, and Sonnenberg.

HB16-1451 by Representative(s) Ryden and Rankin; also Senator(s) Scott and Heath--Concerning a requirement that the department of personnel create a procurement code working group to study ways to improve the state's "Procurement Code".

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

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	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	Y	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**.

SB16-209 by Senator(s) Todd and Holbert; also Representative(s) Buckner and Priola--Concerning authorizing a school district board of education to construct a building for lease to a state institution of higher education.

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

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

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

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MESSAGE FROM THE HOUSE

May 4, 2016

Mr. President:

The House has adopted and transmits herewith HJR16-1024, HJR16-1026, as printed in House Journal.

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

SB16-021 by Senator(s) Donovan, Aguilar, Guzman, Heath, Hodge, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Steadman, Todd; also Representative(s) Mitsch Bush and Becker K.-- Concerning recognition of the third Saturday in May as a state holiday, and, in connection therewith, designating the third Saturday in May as "Public Lands Day".

Senator Donovan moved that the Senate conferees on the first conference committee on **SB16-021** be granted permission to go beyond the scope of the differences between the two houses.

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

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR16-033; SM16-002.

RECONSIDERATION OF SB16-204

SB16-204 by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Rankin, Hamner, Young--Concerning the higher education revenue bond intercept program.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on SB16-204.

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

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

On third reading, the title of the following bill was publicly read, the reading at length having been dispensed with by unanimous consent:

SB16-204 by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Rankin, Hamner, Young--Concerning the higher education revenue bond intercept program.

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

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YES	33	NO	2	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
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	Y	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**.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (HB16-1422) of Wednesday, May 4 was laid over to follow Consideration of House Adherence Calendar of Wednesday, May 4.

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 Wednesday, May 4 was laid over until Thursday, May 5, retaining its place on the calendar.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services After consideration on the merits, the Committee recommends that **HB16-1424** be **referred** to the Committee on Finance with favorable recommendation.

Education The Committee on Education 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 BOARD OF TRUSTEES FOR WESTERN STATE COLORADO UNIVERSITY

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

Pamela A. Shaddock of Greeley, Colorado, to serve as a Democrat, appointed;

Christian Willem Bles of Colorado Springs, Colorado, to serve as a Republican, appointed.

Education After consideration on the merits, the Committee recommends that **HB16-1305** be **postponed indefinitely**.

Education

After consideration on the merits, the Committee recommends that **SB16-208** 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.

Amend printed bill, page 2, line 5, after "(11)" insert "(a)".

Page 2, line 11, strike "CONVERSION." and substitute "CONVERSION; EXCEPT THAT THIS SUBSECTION (11) DOES NOT APPLY IF THE CONVERTED SCHOOL IS AUTHORIZED BY A SMALL RURAL SCHOOL DISTRICT, AS DESCRIBED IN SECTION 22-54-108 (3) (b) (IV).".

Page 2, after line 11 insert:

"(b) THIS SUBSECTION (11) IS REPEALED, EFFECTIVE JULY 1, 2021.".

Page 2, line 16, after "(7)" insert "(a)".

Page 2, line 22, strike "CONVERSION." and substitute "CONVERSION; EXCEPT THAT THIS SUBSECTION (7) DOES NOT APPLY IF THE CONVERTED SCHOOL IS AUTHORIZED BY A SMALL RURAL SCHOOL DISTRICT, AS DESCRIBED IN SECTION 22-54-108 (3) (b) (IV).".

Page 2, after line 22 insert:

"(b) THIS SUBSECTION (7) IS REPEALED, EFFECTIVE JULY 1, 2021.".

Page 3, line 1, after "(4)" insert "(a)".

Page 3, line 7, strike "CONVERSION." and substitute "CONVERSION; EXCEPT THAT THIS SUBSECTION (4) DOES NOT APPLY IF THE CONVERTED SCHOOL IS AUTHORIZED BY A SMALL RURAL SCHOOL DISTRICT, AS DESCRIBED IN SECTION 22-54-108 (3) (b) (IV).".

Page 3, after line 7 insert:

"(b) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JULY 1, 2021.".

Page 3, line 12, after "(d)" insert "(I)".

Page 3, line 16, strike "22-30.5-513." and substitute "22-30.5-513; EXCEPT THAT THIS PARAGRAPH (d) DOES NOT APPLY IF THE CONVERTED SCHOOL IS AUTHORIZED BY A SMALL RURAL SCHOOL DISTRICT, AS DESCRIBED IN SECTION 22-54-108 (3) (b) (IV).".

Page 3, after line 16 insert:

"(II) THIS PARAGRAPH (d) IS REPEALED, EFFECTIVE JULY 1, 2021.".

Page 3, line 20, after "(a.7)" insert "(I)".

Page 3, line 24, strike "ARTICLE." and substitute "ARTICLE; EXCEPT THAT THIS PARAGRAPH (a.7) DOES NOT APPLY IF THE CONVERTED SCHOOL WAS AUTHORIZED BY A SMALL RURAL SCHOOL DISTRICT, AS DESCRIBED IN SECTION 22-54-108 (3) (b) (IV), BEFORE THE CONVERSION.".

Page 3, after line 24 insert:

"(II) THIS PARAGRAPH (a.7) IS REPEALED, EFFECTIVE JULY 1, 2021.".

Page 4, line 2, after "(5.5)" insert "(a)".

Page 4, line 9, strike "CONVERSION." and substitute "CONVERSION; EXCEPT THAT THIS SUBSECTION (5.5) DOES NOT APPLY IF THE CONVERTED SCHOOL WAS AUTHORIZED BY A SMALL RURAL SCHOOL DISTRICT, AS DESCRIBED IN SECTION 22-54-108 (3) (b) (IV), BEFORE THE CONVERSION.".

Page 4, after line 9 insert:

"(b) THIS SUBSECTION (5.5) IS REPEALED, EFFECTIVE JULY 1, 2021.".

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Education

After consideration on the merits, the Committee recommends that **SB16-196** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 6, strike lines 15 through 17 and substitute:
 "(3) THE INSTITUTIONS OF HIGHER EDUCATION PARTICIPATING IN THE PILOT PROGRAM SHALL DEVELOP PILOT PROGRAMS AT THE PILOT SITES".

Page 6, lines 19 and 20, strike "AT A MINIMUM, THE" and substitute "THE".

Page 6, line 21, strike "MUST:" and substitute "MAY:".

Page 7, line 21, strike "EDUCATION" and substitute "EDUCATION, IF THE INSTITUTION HAS DETERMINED THAT THE PILOT PROGRAM IS SUSTAINABLE,".

Page 8, line 1, before "JFK" insert "IN ANY FISCAL YEAR IN WHICH A PILOT SITE OR SITES OFFER A PILOT PROGRAM PURSUANT TO THIS ARTICLE AND IN WHICH SUFFICIENT MONEY IS ALLOCATED BY THE DEPARTMENT FOR THE EVALUATION REQUIRED PURSUANT TO THIS SUBSECTION (4),".

Page 8, line 1, strike "ANNUALLY".

Page 8, line 4, strike "ANNUAL".

Page 8, strike lines 5 through 8 and substitute "DEPARTMENT.".

Page 8, after line 21 insert:
 "(7) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE TO THE CONTRARY, AN INSTITUTION OF HIGHER EDUCATION IS NOT REQUIRED TO IMPLEMENT OR OPERATE A PILOT PROGRAM IF SUFFICIENT MONEY IS NOT ALLOCATED PURSUANT TO THIS SECTION. IN ADDITION, AN INSTITUTION OF HIGHER EDUCATION MAY CEASE TO OPERATE THE PILOT PROGRAM AND THE DEPARTMENT MAY REALLOCATE PILOT PROGRAM APPROPRIATIONS AMONG THE PILOT SITES.".

Page 8, line 26, strike "PROGRAM, INCLUDING" and substitute "PROGRAM. THE REPORT SHALL INCLUDE".

Page 8, line 27, strike "ANNUAL".

Page 9, line 1, strike "(4)." and substitute "(4) IN ANY YEAR IN WHICH A PILOT PROGRAM IS OPERATING.".

Agriculture, Natural Resources, & Energy

After consideration on the merits, the Committee recommends that **SB16-200** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 9, after the period add "IN ORDER TO REDUCE THE COSTS ASSOCIATED WITH CREATING THE WATER PROJECT PERMITTING POSITION, NOTHING IN THIS SECTION PRECLUDES THE PERSON NAMED TO THE POSITION ESTABLISHED UNDER PARAGRAPH (a) OF THIS SUBSECTION (1) OF THIS SECTION FROM HOLDING OTHER TITLES OR PERFORMING OTHER FUNCTIONS WITHIN THE GOVERNOR'S OFFICE.".

Page 3, after line 16 insert:

"(4) NOTHING IN THIS SECTION EITHER GRANTS ANY JURISDICTION TO THE DIRECTOR OVER ANY FEDERAL, STATE, OR LOCAL GOVERNMENT, OR CURTAILS THE JURISDICTION OF ANY FEDERAL, STATE, OR LOCAL GOVERNMENT TO FULFILL ITS STATUTORY RESPONSIBILITIES.".

Page 3, line 21, after "(d)" insert "(I)".

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Page 3, line 22, strike "___ DOLLARS" and substitute "AN AMOUNT OF MONEY EQUAL TO ONE-HALF OF THE INDIRECT AND DIRECT COSTS OF THE DIRECTOR OF WATER PROJECT PERMITTING TO IMPLEMENT SECTION 24-20-114, C.R.S., OR SO MUCH THEREOF THAT IS AVAILABLE,".

Page 3, after line 27 insert:

"(II) THE DIVISION SHALL ASSESS A PRORATED FEE FOR EACH OF THE FOUR TIERS SPECIFIED IN THIS SUBSECTION (1.2) TO GENERATE AN AMOUNT OF MONEY EQUAL TO ONE-HALF OF THE INDIRECT AND DIRECT COSTS OF THE DIRECTOR OF WATER PROJECT PERMITTING TO IMPLEMENT SECTION 24-20-114, C.R.S. THE DIRECTOR SHALL DETERMINE THE AMOUNTS OF THE FEES AND ANNUALLY NOTIFY THE DIVISION OF THE AMOUNTS."

Page 4, line 7, strike "___ DOLLARS" and substitute "AN AMOUNT OF MONEY EQUAL TO ONE-HALF OF THE INDIRECT AND DIRECT COSTS OF THE DIRECTOR OF WATER PROJECT PERMITTING TO IMPLEMENT SECTION 24-20-114, C.R.S., OR SO MUCH THEREOF THAT IS AVAILABLE,".

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
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2018:

Louis J. Lago of Centennial, Colorado, an individual from the private sector who exhibits a background in information management and technology and who is a user of electronic information, products, and services or information technology services that are offered through the private sector, reappointed;

for a term expiring June 1, 2019:

Gregg Paul Rippy of Glenwood Springs, Colorado, to serve as a representative of the private sector, appointed.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB16-1436** be referred to the Committee of the Whole with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **SB16-184** be referred to the Committee of the Whole with favorable recommendation.

State,
Veterans, &
Military
Affairs

The Committee on State, Veterans, & Military Affairs 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:

LIEUTENANT GOVERNOR

for a term expiring the second Tuesday in January, 2019:

Donna Lynne of Denver, Colorado, effective upon confirmation by a majority vote of both houses of the General Assembly and to fill a vacancy occasioned by the resignation of Joseph A. Garcia.

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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1326 be postponed indefinitely .	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1446 be postponed indefinitely .	7 8 9 10 11 12
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1448 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	13 14 15 16 17 18
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1388 be postponed indefinitely .	19 20 21 22 23 24
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1366 be postponed indefinitely .	25 26 27 28 29
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1304 be postponed indefinitely .	30 31 32 33 34 35
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1341 be postponed indefinitely .	36 37 38 39 40 41
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1437 be postponed indefinitely .	42 43 44 45 46 47
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1178 be postponed indefinitely .	48 49 50 51 52 53
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1274 be postponed indefinitely .	54 55 56 57 58 59 60 61

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

HJR16-1024 by Representative(s) Duran and DelGrosso, Hullinghorst; also Senator(s) Scheffel and Guzman, Cadman--Concerning a change to the joint rules of the Senate and House of Representatives to establish requirements for interim committees that relate to the process for requesting and approving bills in order to timely prepare fiscal notes for those bills.

On motion of Assistant Majority Leader Lundberg, **HJR16-1024** was laid over to later in the day.

HJR16-1026 by Representative(s) Duran, Hullinghorst, DelGrosso; also Senator(s) Scheffel, Cadman, Guzman--Concerning the convening date for the 2017 First Regular Session of the Seventy-first General Assembly.

On motion of Assistant Majority Leader Lundberg, **HJR16-1026** was laid over to later in the day.

INTRODUCTION OF BILLS -- FIRST READING

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

HB16-1036 by Representative(s) Salazar; also Senator(s) Ulibarri--Concerning teaching civil government in public schools, including the history, culture, and contributions of American Indians, Hispanic Americans, African Americans, and Asian Americans, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs

HB16-1040 by Representative(s) Singer, Becker K., Hamner; also Senator(s) Holbert--Concerning auxiliary emergency communications in the state, and, in connection therewith, establishing the auxiliary emergency communications unit in the office of emergency management in the department of public safety, and making an appropriation.
Finance

HB16-1234 by Representative(s) Klingenschmitt and Singer, Everett, Lundeen, Wilson, Windholz; also Senator(s) Merrifield and Marble--Concerning the consideration of methods for selecting state assessment alternatives that maintain the existing state assessment requirements, and, in connection therewith, making an appropriation.
Finance

HB16-1267 by Representative(s) Lee and Fields, Duran; also Senator(s) Woods and Carroll, Cadman--Concerning the "Colorado Veterans' Service-to-Career Pilot Program", and, in connection therewith, creating a grant program through the department of labor and employment to aid work force centers in supporting veterans and their spouses seeking new employment and careers, and making an appropriation.
Finance

HB16-1286 by Representative(s) Becker K., Singer, Vigil; also Senator(s) Tate--Concerning an increase in the percentage of a landowner's costs incurred in performing wildfire mitigation measures that may be claimed by the landowner for purposes of the wildfire mitigation income tax deduction.
Finance

HB16-1328 by Representative(s) Lee and McCann, Court, Fields, Kagan, Kraft-Tharp, Lontine, Primavera, Salazar, Arndt, Buckner, Garnett, Ginal, Melton, Tyler; also Senator(s) Lambert and Lundberg--Concerning statutory provisions related to the use of seclusion on individuals, and, in connection therewith, making an appropriation.
Finance

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- HB16-1345** by Representative(s) Kagan, Court; also Senator(s) Cooke--Concerning the continuation of the sex offender management board, and, in connection therewith, implementing the recommendations of the 2015 sunset report issued by the department of regulatory agencies.
State, Veterans, & Military Affairs
- HB16-1371** by Representative(s) Kagan, Arndt, Court, Danielson, Duran, Esgar, Fields, Garnett, Hullinghorst, Kraft-Tharp, Lebsock, Lee, McCann, Melton, Mitsch Bush, Pettersen, Primavera, Rosenthal, Ryden, Salazar, Tyler, Williams, Winter, Young; also Senator(s) Kefalas--Concerning the opportunity for a taxpayer to specify multiple methods by which to receive an income tax refund, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB16-1374** by Representative(s) McCann, Esgar, Ginal, Lontine, Primavera, Ryden; also Senator(s) Kefalas--Concerning disclosure requirements applicable to a licensed community clinic providing emergency services to patients at a site that is not attached to a hospital.
State, Veterans, & Military Affairs
- HB16-1380** by Representative(s) Young; also Senator(s) Martinez Humenik--Concerning permitting persons receiving home- and community-based services under certain medicaid waivers to receive in-home support services, and, in connection therewith, making an appropriation.
Finance
- HB16-1383** by Representative(s) Singer and Fields; also Senator(s) Grantham--Concerning a predictive data analytic technology for child welfare pilot program, and, in connection therewith, making an appropriation.
Finance
- HB16-1429** by Representative(s) Pettersen and Wilson; also Senator(s) Kerr--Concerning alternative education campuses, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB16-1441** by Representative(s) Tyler, Becker K., Foote, Primavera, Ryden, Winter, Esgar, Lee, McCann, Melton, Rosenthal, Salazar; also Senator(s) Jones--Concerning a requirement that the public utilities commission consider the full cost of greenhouse gas emissions from electric generation when considering a utility's proposal for electric resource planning, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB16-1455** by Representative(s) Pabon, Williams, Arndt, Danielson, DelGrosso, Dore, Garnett, Lontine, Pettersen, Primavera, Roupe, Salazar, Thurlow, Tyler, Winter, Young; also Senator(s) Marble and Kerr, Guzman, Steadman--Concerning the administration of the metropolitan football stadium district.
State, Veterans, & Military Affairs

MESSAGE FROM THE HOUSE

May 4, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1286.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1455, amended as printed in House Journal, May 3.
HB16-1036, amended as printed in House Journal, May 3.

HB16-1040, amended as printed in House Journal, May 3. 1
 HB16-1234, amended as printed in House Journal, May 3. 2
 HB16-1267, amended as printed in House Journal, May 3. 3
 HB16-1345, amended as printed in House Journal, May 3. 4
 HB16-1371, amended as printed in House Journal, May 3. 5
 HB16-1380, amended as printed in House Journal, May 3. 6
 HB16-1383, amended as printed in House Journal, May 3. 7
 HB16-1429, amended as printed in House Journal, May 3. 8
 HB16-1441, amended as printed in House Journal, May 3. 9
 HB16-1374, amended as printed in House Journal, May 3. 10
 HB16-1328, amended as printed in House Journal, May 3. 11

The House has passed on Third Reading and returns herewith SB16-147, 178, 190, 198, SCR16-006. 12

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB16-135, amended as printed in House Journal, May 3. 13
 SB16-189, amended as printed in House Journal, May 3. 14

The House has voted to grant the House conferees on the First Conference Committee on SB16-021 to consider matters not at issue between the two houses. 15

MESSAGE FROM THE REVISOR OF STATUTES

May 4, 2016

We herewith transmit:

Without comment, HB16-1286. 16
 Without comment, as amended, HB16-1036, 1040, 1234, 1267, 1328, 1345, 1371, 1374, 1380, 1383, 1429, 1441, and 1455. 17
 Without comment, as amended, SB16-135 and 189. 18

MESSAGE FROM THE GOVERNOR

May 4, 2016

Colorado Senate 19
 Seventieth General Assembly 20
 State Capitol 21
 Denver, CO 80203 22

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

SB16-058: CONCERNING THE REGULATION OF CERTAIN FOODS, AND, IN CONNECTION THEREWITH, EXEMPTING CERTAIN FOOD PRODUCERS FROM LICENSURE, INSPECTION, AND OTHER REGULATION, AND MAKING AN APPROPRIATION.

Approved May 4, 2016, at 9:52 a.m.

SB16-126: CONCERNING PARITY OF STATE-CHARTERED BANKS WITH FEDERALLY CHARTERED BANKS REGARDING FREQUENCY OF MEETINGS.

Approved May 4, 2016, at 9:55 am.

SB16-133: CONCERNING THE TRANSFER OF PROPERTY RIGHTS UPON THE DEATH OF A PERSON, AND, IN CONNECTION THEREWITH, CLARIFYING DETERMINATION-OF-HEIRSHIP PROCEEDINGS IN PROBATE.

Approved May 4, 2016 at 9:28 a.m.

(EDITOR'S NOTE: See the following message from the Governor, dated May 4, 2016, regarding the corrected signature time of SB16-133.)

SB16-137: CONCERNING A CLARIFICATION OF THE AUTHORITY OF THE PARKS AND WILDLIFE COMMISSION TO ENTER INTO AN AGREEMENT WITH A PRIVATE LANDOWNER.

Approved May 4, 2016 at 9:26 a.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

May 4, 2016

Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

This letter is in reference to Senate Bill 16-133, "Concerning the transfer of property rights upon the death of a person, and, in connection therewith, clarifying determination-of-heirship proceedings in probate."

Due to an error, SB 16-133 identifies an incorrect signature time. The correct time of my signature is 9:25 am. Please let your records reflect this modification.

Sincerely,
(signed)
John W. Hickenlooper
Governor

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, SB16-208, HB16-1436, SB16-184, HB16-1448 were made Special Orders at 6:49 p.m.

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Committee of the Whole The hour of 6:49 p.m. having arrived, Senator Holbert moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Holbert was called to act as Chair.

SPECIAL 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:

SB16-208 by Senator(s) Hill, Steadman; also Representative(s) Williams and Sias--Concerning maintaining the same funding calculation for a charter school that converts from a district charter school to an institute charter school or from an institute charter school to a district charter school.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, May 4, page(s) 1052, and placed in members' bill files.)

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

HB16-1436 by Representative(s) Pabon and Ginal, Dore, Lundeen, Becker K., Brown, Conti, Landgraf, Lontine, Navarro, Primavera, Rankin, Thurlow, Windholz; also Senator(s) Newell and Baumgardner--Concerning a prohibition on edible marijuana products that are shaped in a manner to entice a child.

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

(For further action, see amendments to the report of the Committee of the Whole.)

SB16-184 by Senator(s) Cadman and Scheffel; also Representative(s) Willett--Concerning market-based rates for interest on judgments.

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

HB16-1448 by Representative(s) Singer; also Senator(s) Kefalas and Lundberg, Todd--Concerning the relative guardianship assistance program.

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

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB16-1436 by Representative(s) Pabon and Ginal, Dore, Lundeen, Becker K., Brown, Conti, Landgraf, Lontine, Navarro, Primavera, Rankin, Thurlow, Windholz; also Senator(s) Newell and Baumgardner--Concerning a prohibition on edible marijuana products that are shaped in a manner to entice a child.

Senator Steadman moved to amend the Report of the Committee of the Whole to show that HB16-1436 did not pass.

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole **lost** on the following roll call vote:

YES	15	NO	20	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	N	Lambert	Y	Scott	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	N	Marble	Y	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	N	Newell	N	Woods	N
Grantham	Y	Kefalas	N	Roberts	Y	President	N
Guzman	N	Kerr	N	Scheffel	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	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	Y	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: SB16-208 as amended, SB16-184, HB16-1436, HB16-1448.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, Governor's appointments to the Colorado Civil Rights Commission, Board of Trustees for Western State Colorado University, Statewide Internet Portal Authority, and the Lieutenant Governor of the State of Colorado were made Special Orders at 7:49 p.m.

SPECIAL ORDERS -- CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

The hour of 7:49 p.m. having arrived, on motion of Majority Leader Scheffel, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE COLORADO CIVIL RIGHTS COMMISSION

for a term expiring March 13, 2020:

Ulysses J. Chaney of Colorado Springs, Colorado, to serve as a representative of state (or local) government entities and as a Republican, appointed.

YES	35	NO	0	EXCUSED	0	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	Y	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 FOR
WESTERN STATE COLORADO UNIVERSITY

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

Pamela A. Shaddock of Greeley, Colorado, to serve as a Democrat, appointed;

Christian Willem Bles of Colorado Springs, Colorado, to serve as a Republican, appointed.

YES	35	NO	0	EXCUSED	0	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	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBERS OF THE
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2018:

Louis J. Lago of Centennial, Colorado, an individual from the private sector who exhibits a background in information management and technology and who is a user of electronic information, products, and services or information technology services that are offered through the private sector, reappointed;

for a term expiring June 1, 2019:

Gregg Paul Rippy of Glenwood Springs, Colorado, to serve as a representative of the private sector, appointed.

YES	35	NO	0	EXCUSED	0	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	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

LIEUTENANT GOVERNOR

for a term expiring the second Tuesday in January, 2019:

Donna Lynne of Denver, Colorado, effective upon confirmation by a majority vote of both houses of the General Assembly and to fill a vacancy occasioned by the resignation of Joseph A. Garcia.

YES	35	NO	0	EXCUSED	0	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	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (HB16-1422) of Wednesday, May 4 was laid over until Thursday, May 5, retaining its place on the calendar.

CONSIDERATION OF RESOLUTIONS

HJR16-1024 by Representative(s) Duran and DelGrosso, Hulinghorst; also Senator(s) Scheffel and Guzman, Cadman--Concerning a change to the joint rules of the Senate and House of Representatives to establish requirements for interim committees that relate to the process for requesting and approving bills in order to timely prepare fiscal notes for those bills.

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

YES	35	NO	0	EXCUSED	0	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	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Johnston.

HJR16-1026 by Representative(s) Duran, Hulinghorst, DelGrosso; also Senator(s) Scheffel, Cadman, Guzman--Concerning the convening date for the 2017 First Regular Session of the Seventy-first General Assembly.

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

YES	33	NO	2	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Baumgardner, Carroll, Grantham, Holbert, and Newell.

TRIBUTES

Honoring:

Katherine Mollohan -- By Senator Jerry Sonnenberg.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, May 5, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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