

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

76th Legislative Day Monday, March 28, 2016

Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.

Call to Order By the President at 10:00 a.m.

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Sonnenberg.

Reading of Journal On motion of Senator Garcia, reading of the Journal of Thursday, March 24, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services The Committee on Health & Human Services 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
COLORADO HEALTH FACILITIES AUTHORITY BOARD OF DIRECTORS

effective June 30, 2015, for terms expiring June 30, 2019:

Lanny Martin Proffer of Denver, Colorado, a Democrat, appointed;

John Lester Vigil of Pueblo, Colorado, an Unaffiliated, reappointed.

Health & Human Services After consideration on the merits, the Committee recommends that **HB16-1141** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **SB16-147** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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

"SECTION 1. Legislative declaration. (1) The general assembly finds and declares that:

(a) Colorado has experienced increased suicide death rates and numbers since 2009, and the trend continued in 2014;

(b) In 2014, the most recent year of data available nationally, Colorado had the seventh-highest suicide rate in the country and is consistently among the states with the top ten highest suicide rates;

(c) In 2014, Colorado recorded its highest number of suicides at 1,058 suicide deaths;

(d) In comparison, the number of deaths in 2014 from homicides

was 172, from motor vehicle crashes was 486, from breast cancer was 553, from influenza and pneumonia was 668, and from diabetes was 826;

(e) Suicide is highest in men and middle-aged Coloradans; while men account for over seventy-five percent of suicides, there are more attempts by women;

(f) Veterans, especially those who seek care outside of the veterans administration system, are at high risk;

(g) Data from the Colorado crisis services system show that nearly one in ten persons using crisis services presented with suicidal intentions, and the Colorado department of human services reports that a staggering seventy percent of mobile services users were suicidal;

(h) The rate of suicide in rural and frontier Colorado counties is higher than in other regions of the state;

(i) Health care settings, including mental and behavioral health systems, primary care offices, physical and mental health clinics in educational institutions, and hospitals, are valuable access points to reach those at risk for suicide; and

(j) National data indicate that over thirty percent of individuals are receiving mental health care at the time of their deaths by suicide, and forty-five percent have seen their primary care physicians within one month of their deaths. Primary care is often the first line of contact for individuals who would be less likely to seek out mental health services, particularly men, who are disproportionately represented in suicide deaths each year. National data also show twenty-five percent of those who die of suicide visited an emergency department in the month prior to their deaths. In Colorado, it is estimated that every year about 250 individuals who died of suicide visited an emergency department prior to death.

(2) The general assembly further finds that:

(a) Suicide is a public health crisis in Colorado, and a systems approach is necessary to address this problem effectively;

(b) The "zero suicide" model is a part of the national strategy for suicide prevention, a priority of the national action alliance for suicide prevention, and a project of the suicide prevention resource center;

(c) The "zero suicide" model is built on the foundational belief and aspirational goal that suicide deaths of individuals who are under the care of our health care systems, including mental and behavioral health systems, are frequently preventable;

(d) The "zero suicide" model includes valuable components, such as leadership, training, patient engagement, transition, and quality improvement; and

(e) Health care systems, including mental and behavioral health systems and hospitals, that have implemented this type of model have noted up to an eighty percent reduction in suicide deaths for patients within their care.

(3) Therefore, because suicide in Colorado is a primary public health concern and is included within the state health improvement plan, the general assembly encourages the suicide prevention commission, criminal justice systems, health care systems, including mental and behavioral health systems, primary care providers, and physical and mental health clinics in educational institutions, throughout Colorado to:

(a) Work in collaboration to develop and adopt a Colorado suicide prevention model based on components of the "zero suicide" model;

(b) Work with advocacy groups, including faith-based organizations, to support the culture shift of health care systems to the Colorado suicide prevention model;

(c) Examine training requirements that are part of the "zero suicide" model for professionals working in health care and mental and behavioral health care systems, including primary care and emergency department providers in Colorado, for incorporation into the Colorado suicide prevention model;

(d) Take special care to include men of working age, first responders, veterans, and active duty military, who are at higher risk for suicide, in services provided under the Colorado suicide prevention model; and

(e) Develop training criteria on seventy-two-hour hold

procedures, patient privacy, and procedures related to the key provisions of the federal "Health Insurance Portability and Accountability Act of 1996", Pub.L. 104-191, as amended.

SECTION 2. In Colorado Revised Statutes, **add** 25-1.5-112 as follows:

25-1.5-112. Colorado suicide prevention model - established - goals - responsibilities - funding. (1) THE COLORADO SUICIDE PREVENTION MODEL, REFERRED TO IN THIS SECTION AS THE "COLORADO MODEL", IS ESTABLISHED AS A SUICIDE PREVENTION COMMISSION PROGRAM IN THE OFFICE OF SUICIDE PREVENTION WITHIN THE DEPARTMENT. THE GOAL AND PURPOSE OF THE COLORADO MODEL IS TO REDUCE SUICIDE RATES AND NUMBERS IN COLORADO THROUGH SYSTEM-LEVEL IMPLEMENTATION OF THE COLORADO MODEL IN CRIMINAL JUSTICE AND HEALTH CARE SYSTEMS, INCLUDING MENTAL AND BEHAVIORAL HEALTH SYSTEMS.

(2) THE SUICIDE PREVENTION COMMISSION, TOGETHER WITH THE OFFICE OF SUICIDE PREVENTION, THE OFFICE OF BEHAVIORAL HEALTH, THE DEPARTMENT, AND THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, IS STRONGLY ENCOURAGED TO COLLABORATE WITH CRIMINAL JUSTICE AND HEALTH CARE SYSTEMS, INCLUDING MENTAL AND BEHAVIORAL HEALTH SYSTEMS, PRIMARY CARE PROVIDERS, PHYSICAL AND MENTAL HEALTH CLINICS IN EDUCATIONAL INSTITUTIONS, COMMUNITY MENTAL HEALTH CENTERS, ADVOCACY GROUPS, AND FAITH-BASED ORGANIZATIONS, TO DEVELOP AND IMPLEMENT:

(a) A PLAN TO IMPROVE TRAINING TO IDENTIFY INDICATORS OF SUICIDAL TENDENCIES ACROSS CRIMINAL JUSTICE AND HEALTH CARE SYSTEMS;

(b) A PLAN TO IMPROVE TRAINING ON:

(I) THE PROVISIONS OF THE EMERGENCY PROCEDURES FOR A SEVENTY-TWO-HOUR MENTAL HEALTH HOLD PURSUANT TO SECTION 27-65-105, C.R.S.;

(II) THE PROVISIONS OF THE FEDERAL "HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996", PUB.L. 104-191, AS AMENDED; AND

(III) OTHER RELEVANT PATIENT PRIVACY PROCEDURES; AND

(c) PROFESSIONAL DEVELOPMENT RESOURCES AND TRAINING OPPORTUNITIES REGARDING INDICATORS OF SUICIDAL TENDENCIES, RISK ASSESSMENT, AND MANAGEMENT, AS DEVELOPED IN COLLABORATION WITH THE DEPARTMENT OF REGULATORY AGENCIES, THE DEPARTMENT OF CORRECTIONS, AND HEALTH CARE AND MENTAL HEALTH PROFESSIONAL BOARDS AND ASSOCIATIONS.

(3) AS A DEMONSTRATION OF THEIR COMMITMENT TO PATIENT SAFETY, CRIMINAL JUSTICE AND HEALTH CARE SYSTEMS, INCLUDING MENTAL AND BEHAVIORAL HEALTH SYSTEMS, PRIMARY CARE PROVIDERS, AND HOSPITALS THROUGHOUT THE STATE, ARE ENCOURAGED TO CONTRIBUTE TO AND IMPLEMENT THE COLORADO MODEL.

(4) THE FOLLOWING SYSTEMS AND ORGANIZATIONS ARE ENCOURAGED TO CONTRIBUTE TO AND IMPLEMENT THE COLORADO MODEL:

(a) COMMUNITY MENTAL HEALTH CENTERS;

(b) HOSPITALS;

(c) THE STATE CRISIS SERVICES SYSTEM;

(d) REGIONAL HEALTH AND BEHAVIORAL HEALTH SYSTEMS;

(e) SUBSTANCE ABUSE TREATMENT SYSTEMS;

(f) PHYSICAL AND MENTAL HEALTH CLINICS IN EDUCATIONAL INSTITUTIONS;

(g) CRIMINAL JUSTICE SYSTEMS; AND

(h) ADVOCACY GROUPS AND FAITH-BASED ORGANIZATIONS.

(5) THE OFFICE OF SUICIDE PREVENTION SHALL INCLUDE A SUMMARY OF THE ACTIVITIES OF THE COLORADO MODEL IN A REPORT SUBMITTED TO THE OFFICE OF BEHAVIORAL HEALTH, AS WELL AS THE REPORT SUBMITTED ANNUALLY TO THE GENERAL ASSEMBLY PURSUANT TO SECTION 25-1.5-101 (1) (w) (III) (A) AND AS PART OF ITS ANNUAL PRESENTATION TO THE GENERAL ASSEMBLY PURSUANT TO THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2, C.R.S.

(6) THE DEPARTMENT MAY ACCEPT GIFTS, GRANTS, AND

DONATIONS FROM PUBLIC AND PRIVATE SOURCES FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH THE DEVELOPMENT AND IMPLEMENTATION OF THE COLORADO MODEL. THE DEPARTMENT SHALL TRANSMIT ANY GIFTS, GRANTS, AND DONATIONS IT RECEIVES TO THE STATE TREASURER, WHO SHALL CREDIT THE MONEY TO THE SUICIDE PREVENTION COORDINATION CASH FUND CREATED IN SECTION 25-1.5-101 (1) (w) (II).

SECTION 3. In Colorado Revised Statutes, 25-1.5-101, **amend** (1) (w) (I), (1) (w) (II), and (1) (w) (IV) introductory portion as follows:

25-1.5-101. Powers and duties of department - cash funds.

(1) The department has, in addition to all other powers and duties imposed upon it by law, the powers and duties provided in this section as follows:

(w) (I) To act as the coordinator for suicide prevention programs throughout the state, INCLUDING THE COLORADO SUICIDE PREVENTION MODEL ESTABLISHED IN SECTION 25-1.5-112.

(II) The department is authorized to accept gifts, grants, and donations to assist it in performing its duties as the coordinator for suicide prevention programs. All such gifts, grants, and donations shall be transmitted to the state treasurer who shall credit the same to the suicide prevention coordination cash fund, which fund is hereby created. THE FUND ALSO CONSISTS OF ANY MONEY APPROPRIATED OR TRANSFERRED TO THE FUND BY THE GENERAL ASSEMBLY FOR THE PURPOSES OF IMPLEMENTING SECTION 25-1.5-112. Any moneys remaining in the suicide prevention coordination cash fund at the end of any fiscal year shall remain in the fund and shall not be transferred or credited to the general fund. The general assembly shall make appropriations from the suicide prevention coordination cash fund for expenditures incurred by the department in the performance of its duties under this paragraph (w) AND SECTION 25-1.5-112.

(IV) In its role as coordinator for suicide prevention programs, the department may collaborate with each facility licensed or certified pursuant to section 25-1.5-103 in order to coordinate suicide prevention services, INCLUDING RELEVANT TRAINING AND OTHER SERVICES AS PART OF THE COLORADO SUICIDE PREVENTION MODEL ESTABLISHED IN SECTION 25-1.5-112. When a facility treats a person who has attempted suicide or exhibits a suicidal gesture, the facility may provide oral and written information or educational materials to the person or, in the case of a minor, to parents, relatives, or other responsible persons to whom the minor will be released, prior to the person's release, regarding warning signs of depression, risk factors of suicide, methods of preventing suicide, available suicide prevention resources, and any other information concerning suicide awareness and prevention. The department may work with facilities AND THE COLORADO SUICIDE PREVENTION MODEL to determine whether and where gaps exist in suicide prevention programs and services, including gaps that may be present in:

SECTION 4. 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".

Page 1, line 101, strike "ZERO SUICIDE" and substitute "SUICIDE PREVENTION".

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB16-1316** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 3, line 26, strike "NOT".

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB16-1183** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, strike everything below the enacting clause and substitute:

"**SECTION 1.** In Colorado Revised Statutes, 26-2-805, **amend** (2) and (7) (b) as follows:

26-2-805. Services - eligibility - assistance provided - waiting lists - rules. (2) (a) The county may provide child care assistance for any ~~other~~ family whose income MEETS THE REQUIREMENTS OF SUBSECTION (1) OF THIS SECTION BUT does not exceed THE MAXIMUM FEDERAL LEVEL FOR ELIGIBILITY FOR SERVICES OF eighty-five percent of the state median income for a family of the same size. ~~Upon notification to counties by the state department that the relevant human services case management systems, including the Colorado child care automated tracking system, are capable of accommodating this subsection (2), and for a participant or a person or family whose income rises to the level set by the county at which the county may deny the participant, person, or family child care assistance, the county shall immediately notify the family that it is no longer eligible for CCCAP and continue to provide the current CCCAP subsidy to that family for no less than ninety days while the family makes appropriate arrangements for child care. The county is strongly encouraged to continue to provide child care assistance for a period of six months, except that in no event shall child care assistance be provided if the income exceeds the maximum level for eligibility for services set by federal law for a family of the same size. During the six-month period the county shall work with the participant, person, or family to provide a gradual transition off child care assistance provided pursuant to this subsection (2).~~

(b) IF, AT THE TIME OF A PARTICIPANT'S, PERSON'S, OR FAMILY'S TWELVE-MONTH ELIGIBILITY REDETERMINATION, THE PARTICIPANT'S, PERSON'S, OR FAMILY'S INCOME RISES TO OR ABOVE THE LEVEL SET BY THE COUNTY AT WHICH THE COUNTY MAY DENY CHILD CARE ASSISTANCE, BUT THAT INCOME LEVEL REMAINS BELOW THE MAXIMUM FEDERAL ELIGIBILITY LEVEL OF EIGHTY-FIVE PERCENT OF THE STATE MEDIAN INCOME FOR A FAMILY OF THE SAME SIZE, THE COUNTY SHALL IMMEDIATELY NOTIFY THE PARTICIPANT, PERSON, OR FAMILY THAT IT IS NO LONGER ELIGIBLE FOR CCCAP.

(c) EXCEPT AS PROVIDED FOR IN PARAGRAPH (d) OF THIS SUBSECTION (2), THE COUNTY SHALL CONTINUE TO PROVIDE THE CURRENT CCCAP SUBSIDY TO A PARTICIPANT, PERSON, OR FAMILY WHO HAS LOST ELIGIBILITY PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (2) FOR A PERIOD OF NO LESS THAN NINETY DAYS FROM THE TIME OF NOTIFICATION TO ALLOW THE PARTICIPANT, PERSON, OR FAMILY TO MAKE APPROPRIATE ALTERNATIVE ARRANGEMENTS FOR CHILD CARE. ADDITIONALLY, THE COUNTY IS STRONGLY ENCOURAGED TO CONTINUE TO PROVIDE CHILD CARE ASSISTANCE FOR A PERIOD OF SIX MONTHS FROM THE TIME OF NOTIFICATION. DURING THE SIX-MONTH PERIOD THE COUNTY SHALL WORK WITH THE PARTICIPANT, PERSON, OR FAMILY TO PROVIDE A GRADUAL TRANSITION OFF CHILD CARE ASSISTANCE PROVIDED PURSUANT TO THIS SUBSECTION (2).

(d) NOTWITHSTANDING ANY ELIGIBILITY LEVEL SET BY A COUNTY PURSUANT TO THIS SECTION, UNDER NO CIRCUMSTANCE MAY A COUNTY PROVIDE CHILD CARE ASSISTANCE PURSUANT TO THIS SECTION IF THE PARTICIPANT'S, PERSON'S, OR FAMILY'S INCOME EXCEEDS THE MAXIMUM LEVEL FOR ELIGIBILITY FOR SERVICES SET BY FEDERAL LAW OF EIGHTY-FIVE PERCENT OF THE STATE MEDIAN INCOME FOR A FAMILY OF THE SAME SIZE.

(7) (b) If a county reduces its income eligibility requirements, THE COUNTY SHALL CONTINUE TO ENROLL a child enrolled in CCCAP when the change is implemented ~~must continue to be enrolled in CCCAP~~ until the family's next eligibility redetermination or for six months, whichever is longer.

SECTION 2. 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."	1
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Trans- portation	After consideration on the merits, the Committee recommends that HB16-1039 be postponed indefinitely .	5
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Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB16-1255 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	9
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	Amend reengrossed bill, page 2, line 11, strike "PILOT".	13
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	Page 2, line 15, strike "PILOT".	15
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	Page 4, lines 16 and 17, strike "CONDUCT, OR CONTRACT WITH ONE OR MORE ENTITIES TO CONDUCT, A STUDY" and substitute "COMPILE AND SUMMARIZE FINDINGS FROM EXISTING STUDIES".	17
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	Page 4, line 22, strike everything after "DEEM" and substitute "NECESSARY. THE COMPILATION MUST INCLUDE A SUMMARY OF:".	21
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	Page 4, strike lines 23 through 25.	25
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	Page 5, line 6, strike "STUDY" and substitute "COMPILATION".	27
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	Page 6, line 5, strike "COMMISSIONERS;" and substitute "COMMISSIONERS, ONE OF WHOM MUST REPRESENT A COUNTY WEST OF THE CONTINENTAL DIVIDE AND BOTH OF WHOM MUST BE SELECTED FROM A LIST PROVIDED BY A STATEWIDE ASSOCIATION OF COUNTIES;".	29
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Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB16-1173 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	35
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Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB16-137 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	41
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Local Government	After consideration on the merits, the Committee recommends that HB16-1258 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.	47
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	Amend reengrossed bill, page 3, line 14, strike "OR" and substitute "AND MAY POST IT".	53
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Education	The Committee on <u>Education</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:	1 2 3 4 5 6 7 8 9 10 11
	<div>MEMBER OF THE BOARD OF GOVERNORS OF THE COLORADO STATE UNIVERSITY SYSTEM</div>	12 13 14 15
	for a term expiring December 31, 2016:	16
	William Dean Singleton of Denver, Colorado, to serve as an Unaffiliated, and occasioned by the resignation of Dorothy Horrell of Wheat Ridge, Colorado, appointed.	17 18 19 20 21 22 23 24 25 26 27
Education	The Committee on <u>Education</u> 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:	28 29 30 31 32 33 34 35 36 37
	<div>MEMBERS OF THE BOARD OF TRUSTEES OF METROPOLITAN STATE UNIVERSITY OF DENVER</div>	38 39 40 41 42 43 44 45 46
	for terms expiring December 31, 2019:	47
	Elaine Gantz Berman of Denver, Colorado, to serve as a Democrat, reappointed;	48 49 50 51 52 53
	Walter Louis Isenberg of Denver, Colorado, to serve as a Democrat, reappointed.	54 55 56 57 58 59 60 61 62 63 64 65 66 67
Education	After consideration on the merits, the Committee recommends that HB16-1259 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	
Education	After consideration on the merits, the Committee recommends that SB16-154 be referred to the Committee on <u>Finance</u> with favorable recommendation.	
Education	After consideration on the merits, the Committee recommends that HB16-1100 be referred to the Committee of the Whole with favorable recommendation.	
Education	After consideration on the merits, the Committee recommends that HB16-1198 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	
	Amend reengrossed bill, page 3, strike lines 21 through 23 and substitute:	
	"SECTION 3. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."	

SENATE SERVICES REPORT

Correctly Printed: SB16-172 and 173.
Correctly Engrossed: SJR16-002 and 024.
Correctly Reengrossed: SB16-100, 133, 145, and 151.
Correctly Revised: HB16-1073, 1093, 1104, 1182, 1188, 1190, 1230, and 1270.
Correctly Rerevised: HB16-1030, 1098, 1103, 1149, 1184, 1229, and 1247.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB16-174

by Senator(s) Sonnenberg; also Representative(s) Vigil and Coram--Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making appropriations.
Agriculture, Natural Resources, & Energy
- SB16-175

by Senator(s) Grantham; also Representative(s) Pabon--Concerning a state income tax credit for retail dealers selling E-15 gasoline.
Finance
Appropriations

Upon request of Majority Leader Scheffel, **HB16-1182** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Monday, March 28 and was placed at the end of the Third Reading of Bills--Final Passage Calendar of Monday, March 28.

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:

- HB16-1093

by Representative(s) Ransom and Ryden; also Senator(s) Tate--Concerning the use of the national change of address database to maintain voter registration records, and, in connection therewith, clarifying terminology and consolidating procedures for county clerks and recorders to follow when it appears that an elector has moved within the state.

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: Holbert, Lambert, Scheffel, and Woods.

HB16-1104 by Representative(s) Roupe; also Senator(s) Cooke--Concerning the issuance of a summons in lieu of a warrant for certain non-violent offenders.

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: Roberts and Woods.

HB16-1270 by Representative(s) Lee; also Senator(s) Scheffel and Heath--Concerning the limitation of laws governing security interests to an owner's interest in a business entity.

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: Crowder and Holbert.

HB16-1073 by Representative(s) Duran and DelGrosso; also Senator(s) Guzman and Scheffel--Concerning the qualifications of licensed electricians.

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: Garcia, Grantham, Heath, Jahn, Todd, and Woods.

HB16-1188 by Representative(s) Rosenthal; also Senator(s) Martinez Humenik--Concerning requirements for the provision of additional public information by a separate legal entity established by contract by a combination of political subdivisions of the state.

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, Crowder, Heath, and Scott.

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:

HB16-1190 by Representative(s) Dore; also Senator(s) Cooke--Concerning the use of deadly force in a detention facility.

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, Crowder, Grantham, Heath, Hill, Holbert, Jahn, Johnston, Jones, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scott, Sonnenberg, and Woods.

HB16-1230 by Representative(s) Dore, Rankin, Lebsock, Klingenschmitt, Van Winkle, Wist, Arndt, Brown, Nordberg; also Senator(s) Cooke--Concerning the inclusion of a county's financial information in the state's financial information database, which is known as the transparency online project.

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: Crowder, Grantham, Heath, Hill, Kefalas, Lambert, Martinez Humenik, and Roberts.

HB16-1182 by Representative(s) Court and Duran, Kagan, Lee, Salazar; also Senator(s) Cooke and Heath--Concerning the continuation of the commodity metals theft task force.

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	N	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	N	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: Merrifield and Todd.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1187, HB16-1269, and HB16-1169 were made Special Orders -- Consent Calendar at 10:24 a.m.

Committee of the Whole
The hour of 10:24 a.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 -- Consent Calendar, and Senator Holbert was called to act as Chair.

SPECIAL 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:

HB16-1187
by Representative(s) Kraft-Tharp; also Senator(s) Holbert--Concerning a sales and use tax exemption for meals provided in certain retirement communities.

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

HB16-1269
by Representative(s) Melton; also Senator(s) Cooke--Concerning the ability of the department of revenue to allow additional application methods for identification cards.

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

HB16-1169
by Representative(s) Coram; also Senator(s) Roberts--Concerning the appointment of representatives of the Southern Ute and Ute Mountain Ute tribes as voting members of the statewide transportation advisory committee.

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

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: HB16-1187, HB16-1269, HB16-1169.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB16-157, HB16-1297, and HB16-1231 were made Special Orders at 10:30 a.m.

Committee of the Whole The hour of 10:30 a.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:

SB16-157 by Senator(s) Cooke and Sonnenberg; also Representative(s) Dore--Concerning management of the process of responding to the federal environmental protection agency's rules for the regulation of carbon dioxide emissions from electric generating units in a manner that maximizes Colorado's ability to control its affairs.

Ordered engrossed 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.)

HB16-1297 by Representative(s) Court, Wilson, Landgraf, Priola, Van Winkle, Williams, Duran, Foote, Arndt, Becker J., Conti, Fields, Garnett, Hamner, Hullinghorst, Kagan, Pabon, Primavera, Roupe; also Senator(s) Martinez Humenik--Concerning the immediate reestablishment of the voluntary contributions excluded from the 2015 Colorado income tax return form for not receiving the requisite minimum dollar amount of contributions by the statutory deadline, and, in connection therewith, expanding the number of voluntary contributions that may appear on the income tax return form and lowering the minimum amount of donations that must be received by every fund appearing on the form.

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

HB16-1231 by Representative(s) Lebsock; also Senator(s) Carroll--Concerning the limited use of automated vehicle identification systems designed to detect disobedience to a traffic signal.

Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 501-503, and placed in members' bill files.)

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

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB16-157 by Senator(s) Cooke and Sonnenberg; also Representative(s) Dore--Concerning management of the process of responding to the federal environmental protection agency's rules for the regulation of carbon dioxide emissions from electric generating units in a manner that maximizes Colorado's ability to control its affairs.

Senator Jones moved to amend the Report of the Committee of the Whole to show that the following Jones floor amendment, (L.003) to SB16-157, did pass.

Amend printed bill, page 2, line 11, strike "UNITS;" and substitute "UNITS, BECAUSE SUCH UNITS ARE AN EXAMPLE OF HOW HUMAN ACTIVITY CONTRIBUTES TO CLIMATE CHANGE;"

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	17	NO	17	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	E	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	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	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	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	E	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: SB16-157, HB16-1297, HB16-1231 as amended.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR16-023 and 024.

MESSAGE FROM THE GOVERNOR

March 16, 2016

To the Honorable
Colorado Senate
Colorado General Assembly
State Capitol Building
Denver, CO 80203

Ladies and Gentlemen:

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, appoint, and submit to your consideration, the following:

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 Sleigh of Grand Junction, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/18/2016
Effie Ameen, Secretary of the Senate

Committee on Judiciary

MESSAGE FROM THE HOUSE

March 28, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1268, 1278, 1375.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1166, amended as printed in House Journal, March 25.
HB16-1129, amended as printed in House Journal, March 25.
HB16-1287, amended as printed in House Journal, March 25.
HB16-1225, amended as printed in House Journal, March 25.
HB16-1296, amended as printed in House Journal, March 25.
HB16-1339, amended as printed in House Journal, March 25.

The House has passed on Third Reading and returns herewith SB16-125, 099.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB16-110, amended as printed in House Journal, March 25.
SB16-122, amended as printed in House Journal, March 25.

MESSAGE FROM THE REVISOR OF STATUTES

March 28, 2016

We herewith transmit:

Without comment, HB16-1268, 1278, and 1375.
Without comment, as amended, HB16-1129, 1166, 1225, 1287, 1296, and 1339.
Without comment, as amended, SB16-110 and 122.

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Senator Hill will be added as Senate joint prime sponsor with Senator Todd and Representatives Arndt and Wilson on HB16-1375.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB16-1129

by Representative(s) Lawrence and McCann; also Senator(s) Crowder and Heath--

Concerning measures for enhanced enforcement against acts of charitable fraud, and, in connection therewith, making an appropriation.

Judiciary

HB16-1166

by Representative(s) Pettersen and Winter, Arndt, Danielson, Esgar, Fields, Garnett, Ginal, Hamner, Lebsock, Melton, Pabon, Primavera, Tyler; also Senator(s) Donovan, Todd--

Concerning making it an unfair employment practice for an employer to seek salary history about an applicant for employment.

State, Veterans, & Military Affairs

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.

Education

HB16-1268

by Representative(s) Foote; also Senator(s) Cooke--Concerning district attorneys representation in certain hearings arising from interstate supervision compacts.

Judiciary

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.

Judiciary

HB16-1287

by Representative(s) Rosenthal and Wilson; also Senator(s) Cooke and Kefalas--Concerning a requirement that the department of labor and employment study the integration of alternative training by Colorado businesses.

Business, Labor, & Technology

HB16-1339

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

Agriculture, Natural Resources, & Energy

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.

Education
- Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

March 28, 2016:

Mr. President:

The House has voted to concur in the Senate amendments to HB16-1090, 1192, 1184, 1149 and has repassed the bills as so amended.

The House has voted not to concur in the Senate amendments to HB16-1165 and requests that a conference committee be appointed. The Speaker has appointed Representatives Becker, K., chairman, Landgraf, and Danielson as House conferees on the First Conference Committee on HB16-1165. The bill is transmitted herewith.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, March 29, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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