

**SENATE JOURNAL**  
Seventieth General Assembly  
**STATE OF COLORADO**  
Second Regular Session

---

107th Legislative Day

Thursday, April 28, 2016

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Prayer By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34  
Excused--1, Ulibarri.

Quorum The President announced a quorum present.

Pledge By Senator Martinez Humenik.

Reading of Journal On motion of Senator Donovan, reading of the Journal of Wednesday, April 27, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

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**COMMITTEE OF REFERENCE REPORTS**

Judiciary After consideration on the merits, the Committee recommends that **SB16-193** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **HB16-1080** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, line 13, strike "(h) and (2) (c) (I);" and substitute "(h);".

Page 3, strike lines 3 through 12.

Judiciary After consideration on the merits, the Committee recommends that **HB16-1311** be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **HB16-1442** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Health & Human Services After consideration on the merits, the Committee recommends that **HB16-1195** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **HB16-1321** be referred to the Committee on Finance with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **HB16-1177** be referred to the Committee of the Whole with favorable recommendation.

Education

After consideration on the merits, the Committee recommends that **HB16-1423** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 5, strike lines 14 through 19 and substitute:  
"(3) "DESTROY" MEANS TO REMOVE STUDENT PERSONALLY IDENTIFIABLE INFORMATION SO THAT IT IS PERMANENTLY IRRETRIEVABLE IN THE NORMAL COURSE OF BUSINESS."

Page 8, line 20, before "BY" insert "OR".

Page 12, line 16, strike "(1) AND (2)" and substitute "(1), (2), AND (3) (b)".

Page 13, line 27, strike "(1) AND (2)" and substitute "(1), (2), AND (3) (b)".

Page 16, line 25, strike "INFORMATION." and substitute "INFORMATION AND A COPY OF EACH CONTRACT OR AGREEMENT."

Page 17, strike lines 23 through 25 and substitute "OF STUDENT PERSONALLY IDENTIFIABLE INFORMATION, THE DEPARTMENT SHALL DETERMINE WHETHER TO TERMINATE".

Page 18, line 3, after "BREACH," insert "AN OPPORTUNITY FOR THE CONTRACT PROVIDER TO RESPOND CONCERNING THE MATERIAL BREACH,".

Page 18, line 13, strike "(1) AND (2)" and substitute "(1), (2), AND (3) (b)".

Page 18, line 17, strike "TERMINATE THE CONTRACT OR AGREEMENT OR".

Page 19, line 7, strike "(1) OR (2)" and substitute "(1), (2), OR (3) (b)".

Page 22, line 7, after "(1)" insert "(a)".

Page 22, line 9, strike "ABOUT THE TYPES" and substitute "EXPLAINING THE DATA ELEMENTS".

Page 22, after line 19 insert:  
"(b) EACH LOCAL EDUCATION PROVIDER SHALL POST AND MAINTAIN ON ITS WEBSITE A LIST OF THE SCHOOL SERVICE CONTRACT PROVIDERS THAT THE LOCAL EDUCATION PROVIDER CONTRACTS WITH AND A COPY OF EACH CONTRACT."

Page 23, strike lines 1 through 4 and substitute "IDENTIFIABLE INFORMATION, THE LOCAL EDUCATION PROVIDER SHALL DETERMINE".

Page 23, line 10, after "BREACH," insert "AN OPPORTUNITY FOR THE CONTRACT PROVIDER TO RESPOND CONCERNING THE MATERIAL BREACH,".

Page 26, line 9, strike "ABOUT THE" and substitute "EXPLAINING THE DATA".

Page 29, line 26, strike "TERMINATE OR".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB16-1300** be **postponed indefinitely**.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB16-1399** be **postponed indefinitely**.

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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that <b>HB16-1293</b> be <b>postponed indefinitely</b> .	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that <b>HB16-1273</b> be <b>postponed indefinitely</b> .	7 8 9 10 11 12
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that <b>HB16-1266</b> be <b>postponed indefinitely</b> .	13 14 15 16 17 18
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that <b>HB16-1078</b> be <b>postponed indefinitely</b> .	19 20 21 22 23 24
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that <b>HB16-1357</b> be <b>postponed indefinitely</b> .	25 26 27 28 29 30
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that <b>HB16-1050</b> be <b>postponed indefinitely</b> .	31 32 33 34 35 36
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that <b>HB16-1432</b> be <b>referred</b> to the Committee of the Whole with favorable recommendation.	37 38 39 40 41
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that <b>HB16-1290</b> be <b>referred</b> to the Committee on <u>Appropriations</u> with favorable recommendation.	42 43 44 45 46
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that <b>HB16-1261</b> be <b>referred</b> to the Committee on <u>Finance</u> with favorable recommendation.	47 48 49 50 51
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that <b>HB16-1302</b> be <b>amended</b> as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	52 53 54 55 56
	Amend reengrossed bill, page 5, line 7, strike "AREA." and substitute "AREA FOR WHICH THE DEPARTMENT IS THE GRANT RECIPIENT."	57 58 59
	Page 6, lines 1 and 2, strike "WORK FORCE DEVELOPMENT SUB-AREA" and substitute "OPTIONAL WORK FORCE ADVISORY".	60 61 62
	Page 23, line 4, strike "shall" and substitute " <del>shall</del> MAY".	63 64
	Page 23, line 5, strike "boards" and substitute "boards, WHERE THEY HAVE BEEN ESTABLISHED,".	65 66 67 68 69

Business,  
Labor, &  
Technology

After consideration on the merits, the Committee recommends that **SB16-198** 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, strike lines 9 through 11 and substitute "~~listing any policy forms endorsements, riders, letters, notices, or other documents affecting an insurance policy or contract issued or delivered to any policyholder in Colorado~~ as may be requested by the".

Page 2, strike lines 14 and 15 and substitute "the best of the officer's knowledge, each policy form ~~endorsement, rider, letter, notice, or other document affecting an insurance policy or contract~~".

Page 2, line 18, after "(II)" insert "(A)".

Page 2, line 21, strike "FORMS," and substitute "FORMS".

Page 3, strike lines 1 through 3 and substitute "AS MAY BE REQUESTED BY THE".

Page 3, strike lines 7 and 8 and substitute "EACH POLICY FORM LISTED".

Page 3, after line 10 insert:

"(B) AS USED IN THIS SECTION, "FORM" MAY INCLUDE ANY ENDORSEMENT, RIDER, LETTER, NOTICE, OR OTHER DOCUMENT AFFECTING AN INSURANCE POLICY OR CONTRACT ISSUED OR DELIVERED TO ANY POLICYHOLDER IN COLORADO."

Page 4, strike lines 6 through 9 and substitute "~~also~~ submit to the commissioner a list of any new policy forms ~~endorsements, riders, letters, notices, or other documents~~ as may be requested by the commissioner at least thirty-one days before ~~using~~ A CARRIER USES the policy forms. ~~endorsements, riders, letters, notices, or other documents~~".

Page 4, strike lines 25 and 26 and substitute "determine whether workers' compensation policy forms ~~endorsements, riders, letters, notices, or other forms~~ as may be requested by the".

Page 5, strike lines 1 through 5 and substitute "mandates."

**SENATE SERVICES REPORT**

- Correctly Printed:** SB16-200 and 205.
- Correctly Engrossed:** SB16-077.
- Correctly Reengrossed:** SB16-170 and 185.
- Correctly Revised:** HB16-1390, 1397, and 1401; HJR16-1018.
- Correctly Enrolled:** SB16-065 and 158.

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 an expression of personal privilege.

Senate in recess.                      Senate reconvened.

Call of the Senate.

Call raised.

**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:

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

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

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

**HB16-1397** by Representative(s) Ryden and Windholz, Duran, Hulinghorst, Kagan, Melton, Pettersen, Salazar, Tyler, Williams; also Senator(s) Hodge--Concerning the completion of the Fitzsimons state veterans community living center to provide a continuum of residential care options.

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

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

**CHANGE IN SPONSORSHIP**

Upon announcement of President Cadman, Senator Crowder was added as a Senate joint prime sponsor with Senator Hodge and Representatives Ryden and Windholz on HB16-1397.

**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:

**SB16-077** by Senator(s) Kefalas, Aguilar; also Representative(s) Ginal and Primavera--Concerning a collaborative multi-agency approach to increasing competitive integrated employment opportunities for persons with disabilities, and, in connection therewith, advancing an employment first policy.

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

YES	29	NO	5	EXCUSED	1	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	Y	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	E
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: Cadman, Carroll, Crowder, Donovan, Garcia, Guzman, Heath, Hill, Hodge, Johnston, Jones, Kerr, Lambert, Martinez Humenik, Merrifield, Newell, Steadman, and Todd.

**HB16-1401** by Representative(s) Becker K. and Priola; also Senator(s) Woods and Hodge--Concerning the regulation of retail food establishments.

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

Third Reading Amendment No. 1(L.013), by Senator Woods.

Amend revised bill, page 3, strike line 15 and substitute "SUBPARAGRAPH (d.5) AND SUBSECTION (14) OF THIS SECTION (1)".

Page 3, line 16, strike "SUBSECTION (1)".

Page 6, line 15, strike "SUBPARAGRAPH" and substitute "SUB-SUBPARAGRAPH".

Page 8, line 2, strike "SUBSECTION (1.5)" and substitute "SUBSECTION (1)".

Page 8, line 6, strike "SUBPARAGRAPH" and substitute "SUB-SUBPARAGRAPH".

Page 9, line 20, strike "SUBSECTION (1.5)" and substitute "SUBSECTION (1)".

Page 13, line 11, strike "(3)" and substitute "(c)".



Page 13, line 12, strike "(a)" and substitute "(I)".

Page 13, line 14, strike "(b)" and substitute "(II)".

Page 13, line 17, strike "(4)" and substitute "(d)".

Page 13, line 18, strike "SUBSECTION (3) OF THIS SECTION" and substitute "PARAGRAPH (c) OF THIS SUBSECTION (2)".

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

YES	23	NO	11	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	N	Hodge	Y	Marble	Y	Steadman	N
Cooke	N	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	E
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	N
Guzman	Y	Kerr	N	Scheffel	Y		

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

YES	23	NO	11	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	E
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: Guzman, Heath, Johnston, Kerr, Newell, Scheffel, and Todd.

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

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

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

**SB16-150** by Senator(s) Steadman; also Representative(s) Esgar--Concerning marriages by individuals who are parties to a civil union, and, in connection therewith, prohibiting marriages in circumstances in which one of the parties is already in a civil union with another individual, addressing the legal effect of parties to a civil union marrying each other, clarifying the dissolution process when parties to a civil union marry, and amending the bigamy statute to include parties to a civil union.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, March 29, page(s) 536, and placed in members' bill files.)

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

Strike the Judiciary Committee Report, dated March 28, 2016.

Amend printed bill, page 3, strike lines 9 and 10 and substitute "UNION, OR THE DATE,".

Page 3, strike lines 21 through 27.

Page 4, strike lines 1 through 21.

Re-number succeeding sections accordingly.

Page 4, line 27, strike "14-15-116, amend" and substitute "repeal 14-15-116 (1).".

Page 5, strike lines 1 through 7.

Page 5, strike lines 10 through 27 and substitute:

**"14-15-118.5. Construction - effect when parties to a civil union marry - dissolution process.** (1) WHEN PARTIES WHO HAVE ENTERED INTO A CIVIL UNION PURSUANT TO THIS ARTICLE SUBSEQUENTLY MARRY THE EFFECT IS A MERGER OF THE TWO RELATIONSHIP STATUSES. ONCE MERGED, THE CIVIL UNION TERMINATES AS OF THE DATE OF THE SOLEMNIZATION OF THE MARRIAGE OR DETERMINATION OF A COMMON LAW MARRIAGE AND NO SEPARATE DISSOLUTION OF THE CIVIL UNION IS REQUIRED.

(2) IF ONE OR BOTH PARTIES TO A MARRIAGE THAT HAS BEEN MERGED WITH A CIVIL UNION SUBSEQUENTLY DESIRE".

Page 6, strike lines 4 through 8 and substitute "10 OF THIS TITLE.

(3) IF A CIVIL UNION AND MARRIAGE WERE MERGED, ANY CALCULATION OF THE DURATION OF THE".

Page 7, line 14, strike "8" and substitute "6".

Amendment No. 3(L.010), by Senator Lundberg.

Amend printed bill, page 2, after line 1 insert:

**"SECTION 1. Legislative declaration.** (1) The general assembly finds a legal conflict between the Colorado constitution and the manner in which the decision in *Obergefell v. Hodges*, 576 U.S. — (2015), has altered the issuance of marriage licenses in Colorado.

(2) The people, through a citizen's initiative, established in the Colorado constitution a specific definition of marriage where that legal relationship is exclusively reserved for a relationship between one man and one woman. However, in the five to four *Obergefell* decision, the United States supreme court nullified a similar constitutional definition of marriage in Ohio for James Obergefell and other petitioners.

(3) As a consequence of the *Obergefell* decision, Colorado county clerks and recorders began issuing marriage licenses to couples who also held civil union licenses. Now couples who hold both civil union and marriage licenses face a more complicated legal process if they wish to dissolve their legal relationships.

(4) Senate Bill 16-150 is intended to remedy the complicated legal process of dissolving a civil union and a marriage for the same couple. The ultimate constitutional question of the United States supreme court's constitutional jurisdiction and authority to redefine marriage in Colorado's constitution through a ruling on certain individual cases in other states is a matter the general assembly may take up at a different time, but Senate Bill 16-150 does not address, nor settle that concern.".

Re-number succeeding sections accordingly.

Page 7, line 14, strike "8" and substitute "9".

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

**SB16-183**

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

Amendment No. 1, Business, Labor & Technology Committee Amendment.  
(Printed in Senate Journal, April 14, page(s) 715-716, and placed in members' bill files.)

Amendment No. 2(L.027), by Senators Scheffel and Kerr.

Strike the Business, Labor, and Technology Committee Report, dated  
April 13, 2016.

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

**"SECTION 1.** In Colorado Revised Statutes, **add** part 3 to article  
11 of title 29 as follows:

**PART 3**

**LEGISLATIVE INTERIM COMMITTEE ON 911 OVERSIGHT,  
OUTAGE REPORTING, AND RELIABILITY**

**29-11-301. Legislative interim committee on 911 oversight,  
outage reporting, and reliability - creation - membership.** (1)(a) FOR  
THE PURPOSE OF STUDYING THE ISSUES SURROUNDING, AND MAKING  
FINDINGS AND RECOMMENDATIONS FOR THE IMPROVEMENT OF, THE  
DEPLOYMENT OF 911 SERVICE IN THE STATE OF COLORADO, THERE IS  
HEREBY CREATED THE LEGISLATIVE INTERIM COMMITTEE ON 911  
OVERSIGHT, OUTAGE REPORTING, AND RELIABILITY, REFERRED TO IN THIS  
PART 3 AS THE COMMITTEE.

(b) THE COMMITTEE CONSISTS OF TWENTY-TWO MEMBERS, SIX OF  
WHOM ARE MEMBERS OF THE COLORADO GENERAL ASSEMBLY. THE  
MEMBERS SHALL BE APPOINTED AS FOLLOWS:

(I) THE SENATE PRESIDENT SHALL APPOINT:

(A) TWO MEMBERS OF THE SENATE TO SERVE AS VOTING MEMBERS  
OF THE COMMITTEE, ONE OF WHOM THE SENATE PRESIDENT SHALL  
DESIGNATE AS THE CHAIR OF THE COMMITTEE;

(B) A REPRESENTATIVE OF THE PUBLIC SAFETY ANSWERING POINT  
COMMUNITY TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE;

(C) AN EMPLOYEE OF THE ATTORNEY GENERAL'S OFFICE TO SERVE  
AS A NONVOTING MEMBER OF THE COMMITTEE; AND

(D) TWO REPRESENTATIVES OF RURAL TELECOMMUNICATIONS  
PROVIDERS, AS THAT TERM IS DEFINED IN SECTION 40-15-102 (24.5),  
C.R.S., TO SERVE AS NONVOTING MEMBERS OF THE COMMITTEE;

(II) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL  
APPOINT:

(A) TWO MEMBERS OF THE HOUSE OF REPRESENTATIVES TO SERVE  
AS VOTING MEMBERS OF THE COMMITTEE, ONE OF WHOM THE SPEAKER  
SHALL DESIGNATE AS THE VICE-CHAIR OF THE COMMITTEE;

(B) A MEMBER OF THE COLORADO STATE FIRE CHIEFS  
ASSOCIATION TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE;

(C) A MEMBER OF THE COUNTY SHERIFFS OF COLORADO TO  
SERVE AS A NONVOTING MEMBER OF THE COMMITTEE; AND

(D) TWO REPRESENTATIVES OF CABLE  
VOICE-OVER-INTERNET-PROTOCOL SERVICE PROVIDERS, AS THAT TERM IS  
DEFINED IN SECTION 40-15-102 (33), C.R.S., TO SERVE AS NONVOTING  
MEMBERS OF THE COMMITTEE;

(III) THE MINORITY LEADER OF THE SENATE SHALL APPOINT:

(A) ONE MEMBER OF THE SENATE TO SERVE AS A VOTING MEMBER  
OF THE COMMITTEE;

(B) ONE MEMBER OF THE EMERGENCY MEDICAL SERVICES  
ASSOCIATION OF COLORADO TO SERVE AS A NONVOTING MEMBER OF THE  
COMMITTEE; AND

(C) ONE MEMBER OF THE COLORADO STATE FIRE FIGHTERS  
ASSOCIATION TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE;

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(IV) THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES SHALL APPOINT:

(A) ONE MEMBER OF THE HOUSE OF REPRESENTATIVES TO SERVE AS A VOTING MEMBER OF THE COMMITTEE; AND

(B) TWO REPRESENTATIVES OF COMMERCIAL MOBILE RADIO SERVICE PROVIDERS, AS THAT TERM IS DEFINED IN SECTION 40-15-102 (4.5), C.R.S., TO SERVE AS NONVOTING MEMBERS OF THE COMMITTEE; AND

(V) THE GOVERNOR SHALL APPOINT:

(A) A MEMBER OF THE COLORADO ASSOCIATION OF CHIEFS OF POLICE TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE;

(B) A REPRESENTATIVE OF BASIC EMERGENCY SERVICE PROVIDERS TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE;

(C) A REPRESENTATIVE OF THE COLORADO MUNICIPAL LEAGUE TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE; AND

(D) A REPRESENTATIVE FROM COLORADO COUNTIES, INCORPORATED TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE.

(c) (I) THE APPOINTING AUTHORITIES LISTED IN PARAGRAPH (b) OF THIS SUBSECTION (1) SHALL MAKE THEIR APPOINTMENTS TO THE COMMITTEE NO LATER THAN JUNE 1, 2016.

(II) EACH MEMBER OF THE COMMITTEE SERVES AT THE PLEASURE OF THE AUTHORITY WHO APPOINTED THE MEMBER.

(2) THE NONVOTING MEMBERS OF THE COMMITTEE SERVE WITHOUT COMPENSATION AND WITHOUT REIMBURSEMENT FOR EXPENSES.

(3) THE COMMITTEE SHALL MEET AT THE CALL OF THE CHAIR AS OFTEN AS FOUR TIMES DURING THE 2016 INTERIM. THE COMMITTEE MAY UTILIZE THE LEGISLATIVE COUNCIL STAFF AND THE OFFICE OF LEGISLATIVE LEGAL SERVICES TO ASSIST THE COMMITTEE.

**29-11-302. Purpose of interim committee - study.** (1) THE INTERIM COMMITTEE SHALL:

(a) STUDY AND INVESTIGATE OTHER STATES' LAWS, RULES, AND PRACTICES CONCERNING 911 OVERSIGHT, OUTAGE REPORTING, AND RELIABILITY;

(b) CONSIDER WHETHER EXISTING LAWS, RULES, AND PRACTICES IN COLORADO PROVIDE SUFFICIENT PROTECTION FOR THE 911 NEEDS OF COLORADO; AND

(c) STUDY AND DETERMINE WHETHER THE CURRENT FUNDING SOURCES AND AMOUNT OF FUNDING ARE SUFFICIENT FOR PROVIDING EXISTING 911 SERVICE AND TRANSITIONING TO NEXT-GENERATION 911 SERVICE.

**29-11-303. Repeal.** THIS PART 3 IS REPEALED, EFFECTIVE JULY 1, 2017.

**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."

Amendment No. 3(L.028), by Senators Carroll and Newell.

Amend the Scheffel and Kerr floor amendment (SB183 L.027), page 1, line 18, strike "TWENTY-TWO" and substitute "TWENTY-THREE".

Page 2, line 15, strike "STATE" and substitute "PROFESSIONAL".

Page 2, line 30, strike "AND".

Page 2, line 32, strike "COMMITTEE." and substitute "COMMITTEE; AND

(E) A REPRESENTATIVE OF AN ORGANIZATION THAT REPRESENTS THE SENIOR POPULATION TO SERVE AS A NONVOTING MEMBER OF THE COMMITTEE."

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

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On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (HB16-1377, SB16-187, SB16-188, HB16-1320) of Thursday, April 28 was laid over until Friday, April 29, retaining its place on the calendar.

**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	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	E
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: SB16-150 as amended, SB16-183 as amended.  
Laid over until Friday, April 29: HB16-1377, SB16-187, SB16-188, HB16-1320.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1333, HB16-1330, HB16-1329, SB16-195, and SB16-179 were made Special Orders -- Consent Calendar at 10:43 a.m.

Committee of the Whole The hour of 10:43 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:

**HB16-1333** by Representative(s) Lee; also Senator(s) Scheffel and Heath--Concerning laws governing partnerships codified in title 7 of the Colorado Revised Statutes.

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

**HB16-1330** by Representative(s) Lee; also Senator(s) Scheffel and Heath--Concerning authority to file a correction statement with the secretary of state if a document previously filed was delivered to the secretary of state for filing in error.

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

**HB16-1329** by Representative(s) Lee; also Senator(s) Scheffel and Heath--Concerning laws governing limited liability companies codified in article 80 of title 7 of the Colorado Revised Statutes.

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

**SB16-195** by Senator(s) Grantham, Lambert, Steadman; also Representative(s) Rankin, Hamner, Young--Concerning the annual appropriation of money in the central fund for veterans centers to the state department of human services.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 27, page(s) 892-893, and placed in members' bill files.)

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

**SB16-179** by Senator(s) Roberts and Heath; also Representative(s) DelGrosso and Lee, Saine-- Concerning improvements to the processes used by the department of labor and employment regarding the employment classification of an individual for purposes of unemployment insurance eligibility.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 27, page(s) 893, and placed in members' bill files.)

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

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

On motion of Senator 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	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	E
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: SB16-195 as amended, SB16-179 as amended, HB16-1333, HB16-1330, HB16-1329.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1021, HB16-1359, SB16-104, SCR16-002, SB16-072, HB16-1256, HB16-1034, SB16-035, HB16-1227, and HB16-1129 were made Special Orders at 10:48 a.m.

Committee of the Whole The hour of 10:48 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:

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

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 27, page(s) 889, and placed in members' bill files.)

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

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

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

**SB16-104** by Senator(s) Todd, Garcia, Johnston, Kerr, Merrifield, Newell; also Representative(s) Becker J., Rankin--Concerning incentives to become a teacher in a rural school district of Colorado.

Laid over until Friday, April 29, retaining its place on the calendar.

**SCR16-002** by Senator(s) Baumgardner, Steadman; also Representative(s) Vigil--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning an exemption from property taxation for a possessory interest in real property if the actual value of the interest is less than or equal to six thousand dollars or such amount adjusted for inflation.

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

**SB16-072** by Senator(s) Kerr, Kefalas, Newell, Crowder, Garcia, Aguilar, Heath, Hodge, Jahn, Johnston, Merrifield, Todd; --Concerning an increase in the maximum total amount of annual lease payments authorized for lease-purchase agreements entered into under the "Building Excellent Schools Today Act".

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, February 1, page(s) 88, and placed in members' bill files.)

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 27, page(s) 892, and placed in members' bill files.)

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

**HB16-1256** by Representative(s) Brown, Humphrey, Priola, Roupe, Nordberg, Windholz, Everett, Lundeen, Klingenschmitt, Thurlow, Wist, Sias, Dore, DelGrosso, Leonard, Willett, Van Winkle, Wilson, Rankin, Arndt, Becker J., Conti, Coram, Landgraf, Navarro, Saine, Singer, Vigil; also Senator(s) Sonnenberg--Concerning a study regarding the creation of additional water storage in the South Platte river basin, and, in connection therewith, making an appropriation.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.  
(Printed in Senate Journal, April 21, page(s) 819, and placed in members' bill files.)

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

**SB16-035** by Senator(s) Johnston; --Concerning the public school fund, and, in connection therewith, creating a public school fund investment board to direct the state treasurer on the investment of the fund and changing the distribution of the interest or income earned on the investment of the moneys in the fund.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.  
(Printed in Senate Journal, March 29, page(s) 538-541 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.  
(Printed in Senate Journal, April 13, page(s) 705-706, and placed in members' bill files.)

As amended, **lost** on second reading.

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

**HB16-1227** by Representative(s) Kagan and DelGrosso, Lawrence, Becker J., Becker K., Brown, Buckner, Coram, Duran, Esgar, Fields, Garnett, Hamner, Kraft-Tharp, Landgraf, Lee, Lontine, Lundeen, McCann, Melton, Moreno, Nordberg, Pettersen, Primavera, Rankin, Rosenthal, Roupe, Sias, Thurlow, Winter, Young, Ryden; also Senator(s) Hill and Crowder, Holbert, Martinez Humenik, Neville T., Tate--Concerning exemptions from child support enforcement requirements as a condition of receipt of child care assistance under the Colorado child care assistance program, and, in connection therewith, making an appropriation.

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

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the Special Orders -- Second Reading of Bills Calendar (HB16-1129, HB16-1034) of Thursday, April 28 was laid over until Friday, April 29, retaining its place on the calendar.

**AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE**

**SB16-035** by Senator(s) Johnston; --Concerning the public school fund, and, in connection therewith, creating a public school fund investment board to direct the state treasurer on the investment of the fund and changing the distribution of the interest or income earned on the investment of the moneys in the fund.

Senators Sonnenberg, Johnston, and Grantham moved to amend the Report of the Committee of the Whole to show that SB16-035, as amended, did pass.

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

YES	32	NO	2	EXCUSED	1	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	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	E
Garcia	Y	Jones	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		



### 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	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	E
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: SCR16-002, SB16-072 as amended, SB16-035 as amended, HB16-1021 as amended, HB16-1359, HB16-1256 as amended, HB16-1227.

Laid over until Friday, April 29: SB16-104, HB16-1129, HB16-1034.

### CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

**SB16-132** by Senator(s) Cooke; also Representative(s) Foote--Concerning clarifying that test results relating to certain DUI offenses are not public information.

Senator Cooke moved that the Senate concur in House amendments to SB16-132, as printed in House journal, April 25, page(s) 1031. The motion was **adopted** by the following roll call vote:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	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	E
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	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	E
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 **repassed**.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, April 28 was laid over until Friday, April 29, retaining its place on the calendar.

Consideration of House Adherence: HB16-1183.

Consideration of Governor's Appointments:

Members of the Board of Governors of the Colorado State University System.

**MESSAGE FROM THE HOUSE**

April 28, 2016

Mr. President:

The House has postponed indefinitely SB16-061 & SB16-157. The bills are returned herewith.

**INTRODUCTION OF RESOLUTIONS**

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

**SJR16-038** by Senator(s) Tate and Todd; also Representative(s) Ginal and Sias--Concerning the designation of May 2016 as "Motorcycle Safety Awareness Month".

Laid over one day under Senate Rule 30(b).

**SJR16-039** by Senator(s) Scott and Baumgardner; also Representative(s) Willett--Concerning support for the Jordan Cove liquefied natural gas export facility.

Laid over one day under Senate Rule 30(b).

Senate in recess. Senate reconvened.

**COMMITTEE OF REFERENCE REPORTS**

Education After consideration on the merits, the Committee recommends that **HB16-1422** be **referred** to the Committee on Appropriations with favorable recommendation.

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**INTRODUCTION OF BILLS -- FIRST READING**

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

- SB16-206** by Senator(s) Cadman and Scheffel; also Representative(s) Hullinghorst and Duran--  
Concerning a ban on powdered alcohol.  
Business, Labor, & Technology
- 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.  
Education
- HB16-1404** by Representative(s) Duran and Wist; also Senator(s) Cooke and Guzman--Concerning the  
regulation of fantasy contests, and in connection therewith, making an appropriation.  
Finance  
Appropriations

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Friday,  
April 29, 2016.

Approved:

Bill L. Cadman  
President of the Senate

Attest:

Effie Ameen  
Secretary of the Senate

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