

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

1st Legislative Day

Wednesday, January 13, 2016

Prayer	By the chaplain, Pastor Eugene Downing, New Hope Baptist Church, Denver.
Presentation of Colors	By Colorado National Guard Color Guard, Buckley AFB.
Pledge of Allegiance	By Sgt. Ron McKay, representing the 101st Army Band of the Colorado Army National Guard.
Musical Presentations	By Isaac Slade, lead singer of the band The Fray, singing "The Star-Spangled Banner", and by soprano Meagan Mahlberg, singing "America the Beautiful".
Call to Order	The hour of 10:00 a.m. having arrived, the Senate of the 70th General Assembly of the State of Colorado, pursuant to law, was called to order by Senator Bill L. Cadman, President of the Senate of the 70th General Assembly, State of Colorado.

Roll Call	Present--35
Quorum	The President announced a quorum present.

LETTER OF RESIGNATION

November 13, 2015

Mr. John McKay
Acting Secretary
Colorado Senate
State Capitol Building
Denver, CO 80203

Dear Mr. Secretary:

For the past 11 years, it has been my profound honor to serve the people of Colorado in the General Assembly. Having passed dozens of bills and cast thousands of votes, I always tried to listen to all sides on every issue.

First and foremost, I want to express my deep appreciation to my wife, Karen for all the sacrifices that she has made to allow me to serve.

Through 5 campaigns and several off years, I personally have knocked on over 130,000 doors in Arapahoe County and loved playing with thousands of dogs. As an Army veteran, I appreciate all the veterans I've met at the door and all the military stories they shared. I especially want to thank the Viet Nam vets who have been tragically under-thanked by our nation.

With the struggles confronting working families trying to make ends meet, I worked diligently as the Chair of the Senate Business, Labor & Technology Committee for a prosperous and fair business climate in Colorado.

As Co-Chair of the Colorado Legislative Animal Welfare (CLAW) Caucus, I enjoyed working with legislators from both parties to pass meaningful animal protection laws. Most notably, I want to reiterate my appreciation to law enforcement leaders for helping me write and pass the Dog Protection Act to safeguard our beloved dogs. The Dog Protection Act provides detailed training to prepare police officers to handle all types of dog encounters without resorting to lethal force.

Nevertheless, family responsibilities must take priority now. After prayer and deliberation, I offer my resignation from the Colorado Senate effective Thursday, December 31, 2015 at 11:59 PM.

I have been truly blessed to work with so many exceptional leaders on both sides of the aisle over my tenure as a citizen legislator. Please remember to BE AS GOOD AS YOUR DOG!

Respectfully,
(signed)
Senator David Balmer

COMMUNICATIONS FROM THE SECRETARY OF THE STATE

State of Colorado
Department of
State

United States of America, ss. Certificate
State of Colorado

I, Wayne W. Williams, Secretary of State, certify that the attached is a true and exact copy of the Nomination by Vacancy Committee as filed in this office on January 2, 2016 by the Republican 27th Senate District Vacancy Committee, appointing John Allen Tate to fill the vacancy in the office of Colorado State Senate, District 27, caused by the resignation of the honorable David Balmer.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this fourth day of January 2016.

(signed)
Wayne W. Williams
Secretary of State

State of Colorado
Department of
State

United States of America, ss. Certificate
State of Colorado

I, Wayne W. Williams, Secretary of State, certify that the attached is a true and exact copy of the Acceptance of Nomination by Vacancy Committee as filed in this office on January 2, 2016 by John Allen, accepting the appointment of the Republican 27th Senate District Vacancy Committee to fill the vacancy in the office of Colorado State Senate, District, 27, caused by the resignation of the honorable David Balmer.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver this fourth day of January 2016.

(signed)
Wayne W. Williams
Secretary of State

(NOTE: On Tuesday, January 5, 2016, at 11:30 a.m., Senator Tate of Centennial was sworn in to the Seventieth General Assembly as Senator for Senate District 27 to fill the vacancy created by the resignation of Senator David Balmer. Chief Justice Nancy E. Rice administered the oath of office in the Chamber of the Senate.)

Election of Secretary

On motion of Majority Leader Scheffel, Effie Ameen was nominated to serve as Secretary of the Senate during the Second Regular Session of the Seventieth General Assembly. The motion was adopted by a unanimous vote.

Oath of Office

The President administered the oath of office to Effie Ameen as Secretary of the Senate.

Temporary Rules

On motion of Majority Leader Scheffel, and with the unanimous consent of the Senate, the rules of the Senate of the first regular session of the seventieth General Assembly were made the temporary rules of the Second Regular Session of the Seventieth General Assembly.

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

On motion of Majority Leader Scheffel, and with the unanimous consent of the Senate, the President appointed Senators Lundberg, Tate, and Hodge as members of the committee to notify the House of Representatives that the Senate was organized and ready for business.

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

On motion of Majority Leader Scheffel, and with the unanimous consent of the Senate, the President appointed Senators Roberts, Martinez Humenik, and Johnston as members of the committee to notify the Governor that the Senate was organized and ready for business.

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

Senate in recess.

Musical Presentation

By Sgt. Ron McKay, representing the 101st Army Band of the Colorado Army National Guard, singing "God Bless America".

Senate reconvened.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR16-001 by Senator(s) Scheffel, Cadman, Guzman; also Representative(s) Court, Moreno, Conti, Coram--Concerning the officers and employees of the Second Regular Session of the Seventieth General Assembly.

On motion of Majority Leader Scheffel, 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		

SR16-001 by Senator(s) Scheffel, Cadman, Guzman; --Concerning the appointment of officers and employees for the Senate convened in the Second Regular Session of the Seventieth General Assembly.

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

COMMITTEE APPOINTMENTS

January 5, 2015

Mr. Mike Mauer
Director, Legislative Council
200 E. Colfax, Rm 029
Denver, CO 80203

Dear Mr. Mauer,

I am appointing Senator Jack Tate to replace Senator David Balmer on the Senate Business, Labor and Technology Committee and the Senate Local Government Committee.

These appointments are effective immediately.

Sincerely,
(signed)
Mark Scheffel
Senate Majority Leader

January 5, 2015

Mr. Mike Mauer
Director, Legislative Council
200 E. Colfax, Rm 029
Denver, CO 80203

Dear Mr. Mauer,

I am appointing Senator Chris Holbert to serve as Chair of the Senate Business, Labor and Technology Committee. I am appointing Senator Laura Woods to serve as Vice Chair of the Senate Business, Labor and Technology Committee.

This appointment is effective immediately.

Sincerely,
(signed)
Mark Scheffel
Senate Majority Leader

January 5, 2015

Mr. Mike Mauer
Director, Legislative Council
200 E. Colfax, Rm 029
Denver, CO 80203

Dear Mr. Mauer,

I am appointing Senator Larry Crowder to serve as Vice Chair of the Senate Local Government Committee.

This appointment is effective immediately.

Sincerely,
(signed)
Mark Scheffel
Senate Majority Leader

November 30, 2015

Mr. Mike Mauer
Executive Director
Office of Legislative Council
200 E. Colfax Ave., Rm. 029
Denver, CO 80203

Mr. Mike Mauer:

Please be advised that I am appointing Senator Irene Aguilar to replace Senator Lucia Guzman on the Judiciary Committee effective December 1, 2015.

Sincerely,
(signed)
Lucia Guzman
Senate Minority Leader

Cc: The Honorable Bill L. Cadman, Senate President
The Honorable Mark Scheffel, Senate Majority Leader
The Honorable Dickey Lee Hullinghorst, Speaker of the House of Representatives
The Honorable Brian DelGrosso, House Minority Leader
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Clerk of the House
Dan Cartin, Director of OLLS
Susan Liddle

November 30, 2015

Mr. Mike Mauer
Executive Director
Office of Legislative Council
200 E. Colfax Ave., Rm. 029
Denver, CO 80203

Mr. Mike Mauer:

Please be advised that I am appointing Senator LeRoy Garcia to replace Senator Rollie Heath on the Appropriations Committee effective December 1, 2015.

Sincerely,
(signed)
Lucia Guzman
Senate Minority Leader

Cc: The Honorable Bill L. Cadman, Senate President
The Honorable Mark Scheffel, Senate Majority Leader
The Honorable Dickey Lee Hullinghorst, Speaker of the House of Representatives
The Honorable Brian DelGrosso, House Minority Leader
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Clerk of the House
Dan Cartin, Director of OLLS
Susan Liddle

November 30, 2015

Mr. Mike Mauer
Executive Director
Office of Legislative Council
200 E. Colfax Ave., Rm. 029
Denver, CO 80203

Mr. Mike Mauer:

Please be advised that I am appointing Senator Mary Hodge to replace Senator Irene Aguilar on the Business Labor and Technology Committee effective December 1, 2015.

Sincerely,
(signed)
Lucia Guzman
Senate Minority Leader

Cc: The Honorable Bill L. Cadman, Senate President
The Honorable Mark Scheffel, Senate Majority Leader
The Honorable Dickey Lee Hullinghorst, Speaker of the House of Representatives
The Honorable Brian DelGrosso, House Minority Leader
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Clerk of the House
Dan Cartin, Director of OLLS
Susan Liddle

December 17, 2015

Mr. Mike Mauer
Executive Director
Legislative Council
200 East Colfax Ave.
Denver, CO 80203

Dear Mr. Mauer:

Pursuant to **C.R.S. 2-3-101**, I am appointing Senator Morgan Carroll to the **Legislative Audit Committee** effective immediately.

Sincerely,
(signed)
Bill L. Cadman
Senate President
Colorado Senate

cc: The Honorable Mark Scheffel, Senate Majority Leader
The Honorable Lucia Guzman, Senate Minority Leader
The Honorable Dickey Lee Hullinghorst, Speaker of the House of Representatives
The Honorable Brian DelGrosso, House Minority Leader
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Chief Clerk, House of Representatives
Mike Mauer, Legislative Council
Dan Cartin, Office of Legislative Legal Services

January 5, 2016

Mr. Mike Mauer
Executive Director
Legislative Council
200 East Colfax Ave.
Denver, CO 80203

Dear Mr. Mauer:

Pursuant to **C.R.S. 2-3-1702**, I am appointing Senator Jack Tate to the **Joint Technology Committee** effective immediately.

Sincerely,
(signed)
Bill L. Cadman
Senate President
Colorado Senate

cc: The Honorable Mark Scheffel, Senate Majority Leader
The Honorable Lucia Guzman, Senate Minority Leader
The Honorable Dickey Lee Hullinghorst, Speaker of the House of Representatives
The Honorable Brian DelGrosso, House Minority Leader
Effie Ameen, Secretary of the Senate
Marilyn Eddins, Chief Clerk, House of Representatives
Mike Mauer, Legislative Council
Dan Cartin, Office of Legislative Legal Services

APPOINTMENTS BY THE PRESIDENT

Legislative Audit Pursuant to Section 2-3-101, C.R.S., the President appointed Senator Carroll as a member of the Legislative Audit Committee.

Majority Leader Scheffel moved that the appointment to the Legislative Audit Committee be confirmed.

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

MESSAGE FROM THE HOUSE

January 13, 2016

Mr. President:

The House has adopted and transmits herewith HJR16-1001.
Pursuant to the resolution, the Speaker has appointed Representatives Buckner, chairman, Salazar, and Landgraf.

CONSIDERATION OF RESOLUTIONS

HJR16-1001 by Representative(s) Duran, Hullinghorst, DelGrosso; also Senator(s) Scheffel, Cadman, Guzman--Concerning a Joint Session of the House of Representatives and the Senate for the purpose of hearing a message from His Excellency, Governor John Hickenlooper, and appointing a committee to escort the Governor.

On motion of Majority Leader Scheffel, 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		

The President appointed Senators Baumgardner and Steadman to serve on the committee to escort the Governor to the State of the State Address.

On motion of Majority Leader Scheffel, and with the unanimous consent of those elected to the Senate, the Senate stood in recess to hear the opening day remarks of Senate President Bill L. Cadman and Minority Leader Lucia Guzman. The text of their remarks follow.

Senate in recess.

Remarks of President Cadman:

Isn't it great to be back in this beautiful chamber, again for the first time. Some of us had a preview of working in here last week when Jack Tate was sworn in as a state senator.

We all take an oath of office before we are "seated" at these desks. This is usually after a general election. I have now taken the oath of office 7 times. I took a similar oath in the Army, over 30 years ago.

This oath means a lot to me. It has meant something special every time I have taken it. I know it means something to each of you.

I still get Goosebumps when I say it.

I Bill Cadman do solemnly swear to support the Constitution of the United States and of the State of Colorado and faithfully perform the duties of the office of state senator to which I was duly elected, to the best of my abilities, so help me God.

We don't just recite it like a school poem. The oath is administered by the Chief Justice of the Supreme Court. Hopefully, it's the only time we will ever be on her docket.

This oath has always had special meaning to me, and a few months ago that meaning was greatly enhanced.

This happened in a place called Gettysburg. If you have not been there, you must get there. If you have been there, you probably understand. Gettysburg, where in perhaps the three most bloody and courageous days in our nation's history, two American armies fought for conflicting dreams. - This was well summarized by author Michael Shara.

The experience of being in Gettysburg deepened my understanding of the price paid by our forefathers for the lives we enjoy in this country and this state. As Senator Scheffel and I stood in the middle of that great battlefield, the solemn purpose of that encounter and that war was truly manifest before our eyes.

The soldiers who died there were not fighting for kings, or land, or personal possessions...they were fighting for each other, they were fighting for freedom. They were fighting for a place where no man had to bow. A place where a man could stand up free of the past, free of tradition and blood ties and the curse of royalty and become what he wished to become. They were fighting for the FIRST PLACE ON EARTH where THE MAN MATTERED MORE THAN THE STATE.

These sentiments were expressed by Union Army Colonel Lawrence Chamberlin. He told his soldiers, "We are an army going out to set other men free." "We are an army going out to set other men free." Not for Kings, or land or personal possessions.

TRUE FREEDOM BEGAN HERE IN THIS COUNTRY! The civil war would determine if it would endure.

The good news...Freedom Won!! Freedom Won!!!

Here we are, in a capitol building, in our Capitol building that is known for being the spiritual and physical center of Colorado. I have found myself in this chamber for hours on end trying to fully comprehend all that this place represents, all that it means... and it's so much more than the granite, the steel the brass and the marble. It's more than the views. Winston Churchill said we build buildings then they build us.

This place on Brown's Bluff, is the very symbol of the idea and ideals of freedom. This amazing structure stands as a tribute itself to a government entrusted to ensure that MAN MATTERS MORE THAN THE STATE. THIS PLACE STANDS AS A TESTAMENT TO EVERY BATTLE WHERE FREEDOM WON!

If freedom had lost, we WOULDN'T be here. If freedom had lost, we COULDN'T be here.

I stand in here...and I think about our oath. I believe as senators and representatives the oath is what binds us together. Seven times I have sworn this oath and tried to truly comprehend all that it means.

What are we "Swearing to do, so help us God?" The answer is simple, it's simple. We promise to support the constitution and we promise to faithfully perform our duties to the best of our abilities.

We promise, as elected officials to do these two things. They both require leadership. They both require leadership.

We promise to perform our duties to the best of our abilities. This is transactional leadership, this is about doing our job, it's about managing the tasks and responsibilities of holding these offices. It's about learning how to legislate, and delegate, and participate in this process. Performing our duties to the best of our ability means passing a balanced budget and a school finance act. Our duties include dealing with countless issues and finding solutions that will best serve more than five million people. We are tasked to find solutions to enormous challenges.

Performing our duties to the best of our abilities means finding the best solutions. Leadership means finding solutions. It's not about partisan solutions.

President Kennedy once said, "Let us not seek the Republican answer or the democratic answer but the right answer."

"Let us not seek the Republican answer or the democratic answer but the right answer."

Rising to that challenge, we have much to be proud of in our accomplishments together in the first half of this term. As our agenda was presented for 2015 session I believed the issues we focused on would unite us and they did.

We didn't seek republican solutions or democratic solutions, we sought the right solutions and we succeeded.

UNITED WE SUCCEEDED

We sought the right solutions for our public schools. We increased funding and worked to reduce the negative factor.

We sought the right solutions to address the extremely burdensome amount of school testing we had piled up on the backs and in the backpacks of our kids. We took the entire 120 days of the session to pass HB 15-1323 to reform school testing. Senators Holbert and Kerr spearheaded this reform effort through one of the most thought-provoking, intense and complicated public policy debates I have seen in 16 years. Senators Hill and Merrifield, your efforts didn't go unnoticed because much of the work you did on SB-257 was incorporated into the final product.

We sought the right solutions for Workforce Development opportunities for our high-school graduates. We passed bills to increase partnerships that are bringing our schools and our employers together to provide graduates the necessary skills for competing in a global economy. 1
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We capitalized on many great recommendations of the "Colorado Talent Pipeline Report." Thank you Senator Newell for your work on getting that Report done. It provided a road map for success and we followed it. 6
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Four Republican senators - Woods, Marble, Cooke, and Hill - joined with five Democrat senators - Donovan, Hodge, Heath, Todd, and Kerr - sponsored 8 successful bills that were signed into law by the Governor. 10
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I want to share my appreciation for the House Majority Leader Representative Duran for all of her work and leadership on this issue as well. 14
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Empowering our kids to succeed is our greatest responsibility - their success IS the ultimate return on our investment. Colleagues, you deserve to be recognized and congratulated for the bipartisan collaboration you inspired to meet this charge. 17
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We sought the right solutions for new accountability of our own government through regulatory reform, auditing and compliance measures. Our health care exchange will be audited thanks to Senators Sonnenberg and Jahn who sponsored SB 19. 21
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Senators Newell and Lundberg produced a historic shift of oversight for the Child Protection Ombudsman's Office with a bill that faced an uphill battle from the very Governor you needed to sign it. THAT WAS A GREAT TESTAMENT TO YOUR Tenacity. 25
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The Department of Youth corrections will become more accountable thanks to HB 1131 carried by Senator Lambert and Representatives Esgar and Lee. 30
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We must be vigilant to ensure these reforms find compliance and implementation. We must continue to root out failed policies and programs while recommitting with every session to deliver efficient and effective programs to Coloradans. 33
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We sought the right solutions around increasing safety in our public schools. 37
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We honored the memory and the lives of Colorado school children, stolen from their families by unimaginable acts of violence. Working together we made school safety a prime directive of our K-12 institutions. Senator Scheffel led that effort with Democrat Leaders in the House to pass SB 213 and SB 214. We established an interim committee dedicated exclusively to understanding the challenging issues that our kids and our school personnel face. As a member of that interim committee, I can tell you the amount of research is daunting and the psychological challenges surrounding our kids are undeniable. While legislative solutions are elusive, I am convinced that we must continue the work of this committee. 39
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With 836,220 kids in our classrooms, their health and welfare while attending our schools must remain at the center of our attention and at the peak of our efforts. 49
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We sought the right solutions on Policing Reform. 52
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With broad bipartisan support we improved data collection on police shootings (SB 15-217, Roberts & Cooke), expanded required medical tests to help protect victims, peace officers and other first responders (SB 15-126, Cooke & Johnston), and we worked to protect the rights of minors who are victims of human trafficking (HB 15-1019, Woods). 54
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We must continue working side-by-side with law enforcement to ensure integrity and accountability are the main characteristics of all who pin on a badge, strap on a gun, and swear an oath to serve and protect us, our families and our communities. 59
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What we cannot do, what we must not do, is partake in any activities or actions that vilify those who serve and protect us. Our efforts should commend our heroes for their willingness to spend their weekends, their holidays, their birthdays and anniversaries away from their loved ones so we can safely enjoy those occasions with ours. 63
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These are our first responders, they are our lifesavers, they rush in to life threatening situations while the rest of us are rushing out. They are willing to forgo their own safety in order to insure ours. And all too often, frankly, way too often they pay for it with their lives. 68
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The Bible says there is no greater love than that of a man willing to lay down his life for his brother. Our first responders are the exception to that...they are willing to lay down their lives for a stranger, for us.

Colorado held 4 funerals for law enforcement last year... 4 funerals for our heroes.

We lost Sergeant Sean Renfro, Jefferson County Sheriffs Office who was hit and killed while directing traffic away from a crash. We lost Trooper Taylor Thyfault who was struck and killed by a vehicle fleeing police. We lost trooper Jamie Jursevics who was struck and killed by a drunk driver. And we lost Police Officer Garrett Swasey from UCCS when he responded to the shooting in Colorado Springs on the day after Thanksgiving.

These officers Ended Their Watch while serving to protect us. WE are HONORED to have the Wife of Officer Swasey here with us today.

Rachel, Thank you for joining. We are so sorry for your loss.

Numerous other officers were also critically injured last year while serving us and our thoughts and prayers go out to them for quick and full recoveries.

We need our heroes now more than ever because public safety demands are now greater than ever. Adding to the traditional challenges, the FBI has reported that in the last 12 months over 90 members of ISIS have either been killed or arrested in this country. We have terrorists here, ISIS is in our cities and in our neighborhoods. Our police, our sheriffs, our state patrol, they are our first line of defense against terrorism, and we need them.

As if their job wasn't already hard enough, we have now seen the badges and uniforms of Law Enforcement used as targets. Across the country, there have been nearly two dozen officers assassinated in the last two years just for putting on their uniforms.

Our words and our deeds must support them. Our policies must protect them.

If we don't do this at the very least for them in our positions, how can we demand the very most from them in theirs?

We sought the right solutions on another major piece of legislation that was significant for public safety and has been widely publicized recently. We passed the Felony DUI Bill (HB 15-1043). Senators Cooke and Johnston, that concern has been a long time in the works and you were able to find success where countless other attempts have failed. CONGRATULATIONS!

Colleagues, we can be proud of what we did together. "We sought the right answers, not the Republican answers or the Democratic answers."

We sent 364 bills to the governor's desk last year...if that's not enough, it really should be. That's a lot of bipartisan agreement to pass through two chambers.

We have "performed our duty to the best of our ability," we exerted transactional leadership. We were successful, together.

"I do solemnly swear to support the constitution." This is the other part of our oath, this is the first part and it is the most important.

Because without the Constitution, the rest of the oath doesn't matter. Without the constitution, MAN will not MATTER more than the state.

The constitution insures that free men are governed, that free men are self-governed, not ruled like subjects of medieval monarchies. It's the constitution that Colonel Chamberlain must have been contemplating as he commanded soldiers who were willing to fight and to die, not for kings, or land or personal possessions. They were willing to fight and to die to set other men free.

When we swear to support the constitution, we become the stewards of something revered. As senators we become transformational leaders, accepting a responsibility that elevates our accountability.

This building is more than the sum of its parts; the constitution is more than the sum of its words. We must support it, we must protect it, we must defend it and we must understand the price that has been paid for this sacred chalice of freedom.

With our oath, we become the Guardians of this hallowed chalice. 1

This is something priceless entrusted to our hands. This chalice contains something 2
sacred, it holds the blood shed on that battlefield in Gettysburg, and it holds the sacrifice 3
of every hero who has paid the price for freedom on every battlefield. This chalice 4
contains something else, it holds the tears of the families of our fallen warriors. There is 5
no bottom to this vessel and it constantly demands more sacrifice. 6
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Every first responder or member of our military who has sacrificed their life around the 8
world and across this country paid that price for something greater than themselves. 9
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Senator Scheffel and I got a sense of that cost on that battlefield in Gettysburg in 11
September; I got a sense of that cost as I stood on a cliff above Omaha Beach and looked 12
back at nearly 10,000 white granite crosses in Normandy; I got a sense of that cost at the 13
National Law Enforcement Officers Memorial in Washington, DC., we get a sense of that 14
cost when we see a flag, folded in a triangle, delivered to the family of a veteran, or a 15
fallen officer with a salute, with a trumpet playing taps and with the following words...on 16
behalf of a grateful nation. 17
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Now, on behalf of a grateful state, this is an appropriate time to recognize and honor our 19
special guests representing our First Responders and our National Defenders. 20
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Would all of our Veterans please stand. 22
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Not for kings, or land or personal possessions, Americans do fight for an ideal, we do 24
fight for our constitution. We have a 240-year tradition of fighting wars to set ALL MEN 25
and WOMEN free. PLEASE THANK THEM AGAIN. 26
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Our military members swear an oath to support and defend the constitution...our law 28
enforcement officers, our sheriffs swear an oath to support the constitution. In their jobs, 29
they are willing to die for it. In our jobs, we must be willing to live for it. 30
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OATH - WE do solemnly swear to support the Constitution of the United States and of 32
the State of Colorado and faithfully perform the duties of the office of state senator to 33
which WE were duly elected to the best of our abilities, so help US God. 34
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As the delegates left Independence Hall in 1787, a Mrs. Powel of Philadelphia asked 36
Benjamin Franklin, "Well, Doctor, what have we got?" He Replied, "A Republic if you 37
can keep it." Our founders knew they had created something never seen before and 38
understood the challenges of keeping it. 39
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"Freedom is never more than one generation away from extinction. We didn't pass it to 41
our children in the bloodstream. It must be fought for, protected, and handed on for them 42
to do the same, or one day we will spend our sunset years telling our children and our 43
children's children what it was once like in the United States where men were free." 44
President Ronald Reagan. 45
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Our oath demands that we protect the legacy we inherited from those who came before us, 47
and pass it on to those who follow. 48
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All of us who live here are heirs to this Freedom. Those of us who serve here are trusted 50
to protect it. 51
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President Cadman recognized Minority Leader Guzman to address the Senate. 56
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Remarks of Minority Leader Guzman: 62
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Good morning, everyone! It is truly an honor to be here, at this Well, where so many have 64
stood and delivered important messages. I want to echo President Cadman in welcoming 65
you all to Opening Day of the 2016 Legislative Session in the Colorado General 66
Assembly. Thank you friends, family, honored guests, for joining us for the first of what I 67
anticipate will be a very interesting and productive 120 days. 68
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I want to begin by paying tribute to those Senators who are fulfilling the final legislative sessions of their terms. Let us not see them as lame ducks, but rather, as Senators of great wisdom and experience who will join with the rest of us to work hard for the People of Colorado. Their knowledge, passion, and experience is that which we should seek out during these forthcoming months. I would like to recognize them each by name:

- ▶ Senate President Bill Cadman
- ▶ Senate Majority Leader Mark Scheffel
- ▶ Assistant Senate Minority Leader Rollie Heath
- ▶ Senator Mary Hodge
- ▶ Senator Michael Johnston
- ▶ Senator Pat Steadman
- ▶ Senator Linda Newell
- ▶ Senator Morgan Carroll

Members, would you join me in giving a warm round of applause for our colleagues?

Today, I am privileged to deliver this message on behalf of the Senate Minority. We are 17 members to your 18. We know that being in the Minority means that you have the vote; but we have the voice. All of us, we 35, have Colorado in Common. But we all know that we have severe differences in how we think about getting to a stronger state. We 35 Senators share this hallowed Chamber at a time when extremism and heated debates over what is "right" and what is "wrong" dominate our discourse. But we are not elected ethicists seeking to define right from wrong. Each and every one of us has been elected to bring forth a system of laws which guarantee an equal and fair opportunity for all Coloradans. A fair opportunity to be safe from harm, to be secure in their homes, to get a quality education, to have access to quality healthcare, and so much more...a fair opportunity to build today for a better tomorrow.

We often hear that we Democrats are the Party of Handouts ... My response to that is this: WANTING EVERYONE TO HAVE A FAIR OPPORTUNITY TO BUILD A FOUNDATION FOR THEIR DREAMS TO COME TRUE IS HARDLY A HANDOUT.

Many of you know that I lived with a Foster Family for several years. Following my high school graduation, I was not able to go to college like the other members of my class. I wanted to, but did not have the faintest idea how to make that dream come true. My foster mother took me to the bank...Katy National Bank. She told me that we were going to get a loan for college. I had no idea what she was talking about. She co-signed a loan with me...it was something I knew nothing about. My responsibility was to work and pay the loan back by the following August, so that I could get another loan for the next year. My foster parents did not give me a handout, or any handouts during all the years that I lived with them. By taking me to the bank, co-signing a loan, they taught me about a system that worked for me, and should work for everyone.

By co-signing those loans, they gave me an opportunity to reach my potential. That's what I see for our work here in the General Assembly. Our legislative efforts should always be an extension of the opportunity for every Coloradan to achieve their dreams. We are not the Party of handouts. Rather, we are a Party that believes everyone should have the opportunity to fulfill their dreams with the same tools to success available for all and not just the well-connected. We are the Party working to build a good today, for a better tomorrow.

Over the past several months, I have visited several communities across our great state that reflect this principle. I have driven to the West, to the East, to the South, and to the North. I have crossed the Rio Grande, the Arkansas, the Gunnison, the Platte, the Crystal, the Yampa, the Green, the Eagle and Colorado rivers, and the Fountain and Gore Creek. I have had the opportunity to join fellow Senators on several of these trips, and have witnessed the beauty of our lands and communities.

I milked a lamb in Paonia, visited a fish hatchery out in Steamboat, learned how to irrigate a cornfield by hand, and saw firsthand the devastation the flooded Fountain Creek did to Frost Ranch.

When I visited the Colorado Malting Company in Alamosa, I had the chance to learn about their proud history. The family has owned that land and operated their farm for decades. Fueled by the entrepreneurial spirit we take such pride in here in Colorado, they have built an incredibly successful farm and company that supplies the grains for distilleries and breweries across our great state. They are a true Colorado success story! They specialize in San Luis Valley Rye, a grain Al Laws, who owns the A.D. LAWS distillery here in Denver, chose for his prized whiskey.

I learned what the Colorado Malting Company deals with on a daily basis. One member of the family farm explained how a business like theirs is impacted by a number of issues like population loss and water.

One of their managers, Jason, told me how farmers using water from the Arkansas River have lost much of their ability to raise crops, due to a combination of drought and water being diverted to supply a growing metropolitan area.

These concerns are also shared by folks living in the lower Arkansas Valley. Since 2010 - the year I came into the Senate - the lower Arkansas Valley has lost over 1,500 residents. Since 2011, nearly 700 jobs have been lost. With the water drying up, they fear for their way of life.

The concerns over water, which can be found throughout Colorado, are exactly why the historic Water Plan introduced late last year has been so important. The Water Plan has been a significant endeavor that brought together voices from all across Colorado, and set potential benchmarks to lead us to a sustainable water future. We as a legislature must appreciate their hard work, so the people can implement the Water Plan over many years to come.

There really is only so much you can learn in policy briefings or in books. As a Senator that represents Denver, visits like these were truly impactful as they gave me a first-hand glance at the rich entrepreneurial spirit of our state, but also how very real issues like water shortages and population growth can impact communities outside the metropolitan area. Those communities need us from the metropolitan areas to listen, to remember their dreams, and to understand that the way we do business here in the Capitol impacts them.

I've learned a great many things about the state of our people. Frustration with a growing economy that isn't delivering a growing income for a waitress in Littleton is echoed by the rancher in Southern Colorado.

Anger at a political system that bends towards partisanship over justice is shared by conservatives and progressives alike from Boulder to Colorado Springs.

Anxiety caused by a system that rewards the wealthy and well-connected over a hardworking middle-class family is shared by students graduating from technical colleges and universities alike.

More powerful than the frustration, anger, and anxiety is a hunger for common-sense solutions that march us further down the path of prosperity, and not backwards through the tired and divisive discourse that plagues our modern politics. We can create a Colorado where people are united in moving forward, and where no Coloradan gets left behind.

Those seeking policies that take us backwards will not find satisfaction in our party's legislative priorities. Our priorities seek to provide opportunities for success for every Coloradan throughout the state.

Now, as far as priorities go: If a budget is a reflection of our values, then our budget must be our number one responsibility.

Our priorities are composed of bills that concern the needs of our people. From affordable housing, to financial support for rural areas, to making government more transparent, to supporting access to higher education.

But how can we expect any parts of our priorities or your priorities to be implemented if we do not address our budget crisis?

To emphasize what I mean, I want to draw from the Grand Junction Daily Sentinel's editorial on this past New Year's Day.

Borrowing from Republican President Theodore Roosevelt, the Sentinel's editorial board said Grand Junction needs to "dare greatly." That in order for their community to reach its vast potential, the people and their leaders need to "dare greatly."

I believe that's what we should do here, regarding our state budget crisis. Dare greatly. Let's dare to go beyond the status quo, and pass a balanced budget that reflects the values of all Coloradans.

From ensuring our transportation infrastructure is not only maintained, to making sure it can be improved - we must resolve our budget crisis.

From making sure every child has the same access to the same high-quality education to reducing the overall cost of a higher education - we must resolve our budget crisis.

From preserving our natural environment to ensuring access to affordable healthcare - we must resolve our budget crisis this year, or risk losing Colorado's identity as a state of promise.

We are a state of beautiful lands, entrepreneurial spirit, agricultural leadership, and a way of life that draws so many to come here to do business, or even to raise their families. We risk losing that. Let's dare to come together to ensure that does not happen.

Creating an economy that works for those who work hard, regardless of their background, means making sure everyone has access to the same tools, such as sufficient high-speed broadband services.

I would like to read an email I received from Wink Davis, who owns Mesa Winds Farm and Winery in Hotchkiss.

"A few months ago, you inquired about the quality of service here in the Northfork Valley. At that time, I replied it is slow, but doesn't seem to interfere with our business uses. In the last month or two, we have noticed a significant loss of capacity and quality at all times of the day. The service is very slow, and it is usually not feasible to stream content without frequent interruptions."

"We feel the Northfork is being left behind. Anything the state can do to encourage a faster and improved implementation would be appreciated."

It is unacceptable that in 2016, an entrepreneur in Delta County could be forced to drive for nearly an hour to reach Internet service that allows him to promote his online business and compete with his metropolitan counterparts.

It is unacceptable that in 2016, constituents that live hours away from the nearest hospital don't have access to the growing delivery of care through telemedicine simply due to a lack of sufficient Internet service.

It is unacceptable that in 2016, rural schools are disadvantaged by a lack of adequate broadband, which prevents our young students' minds from being enriched by the high-quality educational tools provided by today's modern Internet.

I am eager to work with my colleagues across the aisle, and with the Governor, in sending a clear message to rural Colorado: you will not be left behind by your government, and we will fight tooth and nail to ensure that we break down the barriers to success, so opportunity is available in every corner of our state for our hospitals, our schools, our businesses, and our agriculture and tourism.

Now, I was so excited to spend a day on the campus of Adams State University; a phenomenal campus with a new president.

According to our state's Department of Higher Education, Adams State University will lose \$273,344 from their budget under the proposed 2016 state budget. The school is surviving, however; the campus is a state treasure. They appreciate the support from our state and value their students so highly that their board voted to provide "guaranteed tuition," meaning that the tuition paid by a student at the time of their enrollment will continue throughout their 4-year studies.

This session, we have an opportunity to support those students who aren't as fortunate to have predictable tuition, by passing Know-Before-You-Owe legislation.

Making sure that private lenders are providing hopeful students with all pertinent information about their loan helps students focus on their education, and less on navigating mysterious fees and charges.

Just as important as leveling the playing field for Colorado students, we have a responsibility to make sure workers have opportunities to learn the skills to succeed in a rapidly changing economy.

Workers in Colorado facing massive job loss in their communities from a coal mine shutting down in a rural area, or a grocery store being forced to close in a small town, should have the state's support to learn new skills and diversify their local economy with a renewed confidence.

Passing the Rural Economic Development Program bill will support those communities, and ensure they are preserved in times of economic emergencies.

And ensuring these communities are preserved is just the beginning. Local communities should have the power to raise their own minimum wages to reflect the diverse needs of their cities and counties, and build more prosperous communities throughout our state.

Additionally, a woman doing the same job as a man deserves the opportunity to earn the same pay. This is no longer just an issue of women's rights and equality, but also a family issue. Women are a growing share of breadwinners in Colorado. They deserve the same opportunity to support their families and make their dreams come true like everyone else.

As we begin to embrace an economy that's constantly evolving, it's important to note that in the past, our prosperity as a people was largely built by an organized labor force operating at unprecedented productivity with wages that reflected the work.

Building a more prosperous workforce that can weather personal financial disaster, as many hardworking Coloradans should be able to do, is an important goal and can be shared by supporters and opponents of unions alike. Everyone deserves a level playing field to succeed.

As we all know, the economic recovery would not have been possible without our small businesses. Whether it is groundbreaking ideas through renewable energy, or agritourism promoting a winery, small business helped lead us through the challenging and devastating recession.

We need to ensure small businesses, and not just bigger companies, have the tools they need to thrive in Colorado.

We should also be proud of our willingness to stand up for the small businesses that thrive due to our natural environment, and for our \$18 billion tourism economy, and proudly advocate for the quality of our air and water and our Colorado way of life.

Colorado is a leader in the world for having taken the necessary steps to halt a changing climate in its path, and ensure that our public lands, our environment, and our way of life is available for generations to come.

As the world transitions to cleaner sources of energy, our coal workers must not be forgotten for they are the holder of some of the hardest to learn and most important skills to utilize - skills that result in our homes being heated and our cars taking us to work, home and everywhere in between.

We must also do more to prepare our existing energy workforce for future transitions so we can move forward boldly and with purpose for our environment and our economy.

Just as important is ensuring Coloradans have access to quality, affordable healthcare so they can be healthy and enjoy our Colorado way of life. Thanks to the bipartisan efforts of this legislature, Colorado's uninsured rate has gone from 14.3 percent in 2013 to 6.7 percent in 2015 - an unprecedented drop, and the 5th largest drop in the nation. While the Affordable Care Act is not perfect, that means more Coloradans are getting preventative care protecting themselves from costly visits to the emergency room.

Even more impressive, out of the Coloradans on Medicaid, 74% are working to support their families.

We must stand up for forward-looking solutions that ensure women are able to make their own healthcare decisions. Programs like LARC, or Long-Acting Reversible Contraceptives, which has been tremendously successful in bringing down the teen pregnancy rate by 40% and teen abortion rate by 35%. We need to adequately fund LARC so we can continue this remarkable progress.

We also need to address Colorado's alarmingly high suicide rate. In 2014, more than 1,000 Coloradans took their own lives, the most in our history. We believe through expanded suicide prevention training, we can help bring that number down.

We should strive to improve and stand with our progress while addressing critical gaps in service and coverage and working to even further slow rising healthcare costs, no matter where you live and no matter your health.

This ultimately brings me back to where I started - on the word "handouts."

One of the things that makes Colorado so unique and exceptional is the work ethic and entrepreneurial spirit of its people - Coloradans take care of their businesses and their communities. They don't expect handouts from their state government, nor do they want them. What they do expect and want from us is to listen when they have a concern, and take every step we can to ensure their people have as fair an opportunity to live a good life as everyone else.

The people of Pueblo don't want a handout -- they saved the Southwest Chief through their own ingenuity.

The people of Hugo don't want a handout - but they do want help in recruiting teachers so they can ensure their kids are getting a great education.

Our troops, our Colorado veterans who return from risking their lives to defend our country don't want a handout! But what they do want upon their return is for their state government to approve legislation that will give them the opportunity to re-enter the workforce, complete their education, or have access to tools they need so they can lead healthy lives here at home. Supporting these items isn't voting for handouts - it's voting for opportunity.

In closing, I would like to share a meaningful, personal childhood experience. When I was a little girl, I was not always safe from harm.

On nights when I was the most unsafe; I would escape from our house and head across the field to where the cows were huddled. I worked my way through the barbed wire fence in as careful a way as I could, in order to reach where the cows were. They never minded my approach, and I was able to get myself in the center of their circle.

As I laid down with my head leaning on one of the stomachs, my fear and anxiety melted away...when I looked up at the big, bright stars of that country night sky. Upon those stars, even as a little girl; I could feel peace and dreamed of a good tomorrow. I would fall asleep...awaiting a new tomorrow. That was 62 years ago. The same stars are still shining brightly on most nights.

In my travels all across our great state, the stars I saw in the San Luis Valley are the same stars shining in the Gunnison Valley, in Sterling, in Lyons, and here in Denver. Those stars represent the dreams of so many of a better tomorrow, and though we in this esteemed chamber come from very different walks of life and different parts of this wonderful state, we are privileged to live under the same stars.

I expect when we each look up at those stars, we dream of similar dreams of a better tomorrow. Each of us wants to perform the duties of our office with integrity and hope for a better Colorado. Though we have different beliefs of how we achieve those goals ... I think we can be proud that we give it our all...whether we have the vote, or the voice...or both. Let's give it our all. Coloradans want nothing less.

Senate reconvened.

On motion of Majority Leader Scheffel, and with the unanimous consent of those elected to the Senate, the words of President Bill L. Cadman and Minority Leader Lucia Guzman were ordered spread upon the pages of the journal.

Senate in recess. Senate reconvened.

INTRODUCTION OF MEMORIALS

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

- SJM16-001

by Senator(s) Roberts; also Representative(s) Coram and Mitsch Bush--Concerning protection from liability for voluntary reclamation of abandoned hard rock mines.
Agriculture, Natural Resources, & Energy
- SJM16-002

by Senator(s) Jones and Roberts, Baumgardner, Cooke, Hodge, Merrifield; also Representative(s) Coram and Vigil, Arndt, Becker K., Buck, Hamner, Mitsch Bush, Singer, Thurlow--Concerning the need for Congress to fund catastrophic wildfire response costs outside of federal forest management agencies' normal budgets.
Agriculture, Natural Resources, & Energy

INTRODUCTION OF BILLS -- FIRST READING

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

- SB16-001

by Senator(s) Crowder, Cadman, Roberts, Scheffel, Sonnenberg, Baumgardner, Marble, Tate, Holbert, Lundberg, Martinez Humenik, Cooke, Woods, Grantham, Scott; -- Concerning the expansion of the state income tax deduction for military retirement benefits.
Finance
Appropriations
- SB16-002

by Senator(s) Lundberg; also Representative(s) Sias--Concerning the submission to the voters of a ballot question regarding whether the Colorado health benefit exchange can impose a tax to support its operations.
Health & Human Services
- SB16-003

by Senator(s) Roberts and Jones, Baumgardner, Cooke, Merrifield; also Representative(s) Becker K., Buck, Singer, Thurlow--Concerning increased authority to use broadcast burning as an optional tool to reduce wildfire risk, and, in connection therewith, providing additional funding for wildfire risk reduction efforts.
Judiciary
- SB16-004

by Senator(s) Scott, Johnston, Roberts, Scheffel, Steadman; also Representative(s) Willett, Dore, Foote, Kagan, McCann--Concerning the enactment of Colorado Revised Statutes 2015 as the positive and statutory law of the state of Colorado.
Judiciary
- SB16-005

by Senator(s) Marble, Merrifield, Neville T., Woods; also Representative(s) Saine, Ransom--Concerning prohibiting the administration of statewide assessments to students enrolled in ninth grade.
Education
- SB16-006

by Senator(s) Martinez Humenik, Lundberg, Roberts, Tate; also Representative(s) Sias, Landgraf--Concerning the use of qualified insurance brokers to enroll eligible participants in health benefit plans through the Colorado health benefit exchange.
Health & Human Services
- SB16-007

by Senator(s) Roberts; --Concerning the establishment of a multiplier in the renewable energy standard for electricity generated from certain types of biomass to provide an incentive to use materials located within areas that have a high risk of wildfire.
Agriculture, Natural Resources, & Energy
- SB16-008

by Senator(s) Crowder; --Concerning the use of an off-highway vehicle to cross state highways within the jurisdiction of a municipality.
Local Government

SB16-009	by Senator(s) Grantham; also Representative(s) Primavera--Concerning the sharing of professional dental fees. Health & Human Services	1 2 3 4 5
SB16-010	by Senator(s) Baumgardner; --Concerning the purchase of an off-highway vehicle by a dealer. Transportation	6 7 8 9 10
SB16-011	by Senator(s) Neville T., Marble; also Representative(s) Neville P., Humphrey, Ransom, Saine--Concerning the repeal of statutory requirements that a portion of the revenue from specified motor vehicle related fees imposed under the "Funding Advancements for Surface Transportation and Economic Recovery Act of 2009" be used for transit-related projects. Transportation	11 12 13 14 15 16 17
SB16-012	by Senator(s) Heath; also Representative(s) Singer--Concerning the authority of a local assessor to grant additional time for a landowner to reconstruct residential improvements that were destroyed by a natural cause. Local Government	18 19 20 21 22 23
SB16-013	by Senator(s) Newell, Kefalas, Lundberg; also Representative(s) Singer--Concerning statutory changes related to the office of the child protection ombudsman. Judiciary	24 25 26 27 28
SB16-014	by Senator(s) Holbert; also Representative(s) Williams--Concerning the alignment of state mortgage originator disclosure laws with recent changes in federal law. Business, Labor, & Technology	29 30 31 32 33
SB16-015	by Senator(s) Baumgardner; also Representative(s) Vigil--Concerning a requirement that a governor-designated state agency clarify which pesticides may be used in the marijuana industry. Agriculture, Natural Resources, & Energy	34 35 36 37 38 39
SB16-016	by Senator(s) Steadman and Cadman, Scheffel, Baumgardner, Cooke, Crowder, Grantham, Guzman, Hill, Hodge, Holbert, Jahn, Johnston, Kefalas, Kerr, Martinez Humenik, Merrifield, Roberts, Tate, Todd, Ulibarri; also Representative(s) Hullinghorst and Lawrence, Arndt, Becker K., Brown, Conti, Court, Danielson, Fields, Ginal, Kagan, Kraft-Tharp, Landgraf, Lebsock, Lee, Lontine, McCann, Melton, Mitsch Bush, Moreno, Pettersen, Primavera, Priola, Rankin, Rosenthal, Roupe, Ryden, Singer, Thurlow, Williams, Wilson, Windholz, Winter, Young--Concerning the scientific and cultural facilities district, and, in connection therewith, amending the ballot question concerning the extension of the district to be submitted to the voters and modifying statutory provisions concerning the administration of the district. Finance	40 41 42 43 44 45 46 47 48 49 50 51 52
SB16-017	by Senator(s) Neville T.; also Representative(s) Neville P.--Concerning allowing a law-abiding person to carry a concealed handgun without a permit, and, in connection therewith, preserving current laws restricting the carrying of concealed handguns on certain property including school grounds. State, Veterans, & Military Affairs	53 54 55 56 57 58 59
SB16-018	by Senator(s) Merrifield; --Concerning the prohibition on a slow-moving motor vehicle impeding highway traffic. State, Veterans, & Military Affairs	60 61 62 63 64
SB16-019	by Senator(s) Cooke; also Representative(s) Saine and Foote--Concerning a requirement that court-ordered mental condition examinations be recorded. Judiciary	65 66 67 68 69 70

SB16-020	by Senator(s) Sonnenberg, Baumgardner, Kefalas; also Representative(s) Becker K., Brown, Vigil--Concerning clarification of certain calculations of the automatic funding mechanism for payment of future costs attributable to certain of the state's capital assets. State, Veterans, & Military Affairs	1 2 3 4 5 6
SB16-021	by Senator(s) Donovan, Aguilar, Guzman, Heath, Hodge, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Steadman, Todd; also Representative(s) Mitsch Bush--Concerning recognition of the fourth Monday in March as a state holiday, and, in connection therewith, designating the fourth Monday in March as "Public Lands Day". State, Veterans, & Military Affairs	7 8 9 10 11 12 13
SB16-022	by Senator(s) Martinez Humenik, Merrifield; also Representative(s) Pettersen, Singer, Wilson--Concerning removing certain limitations on the pilot program to mitigate cliff effect for low-income families who are working and receiving child care assistance. Health & Human Services	14 15 16 17 18 19
SB16-023	by Senator(s) Kerr, Merrifield, Aguilar, Donovan, Guzman, Jones, Kefalas, Newell, Todd, Ulibarri; --Concerning increasing the funding for preschool through twelfth grade public education, and, in connection therewith, increasing the funding for full-day kindergarten and requiring the secretary of state to submit a ballot question to authorize the state to retain and spend for preschool through twelfth grade public education any state revenues above the excess state revenues cap approved by the voters in 2005. State, Veterans, & Military Affairs	20 21 22 23 24 25 26 27 28
SB16-024	by Senator(s) Jones, Todd, Aguilar, Donovan, Kefalas, Kerr, Merrifield; also Representative(s) Moreno--Concerning capping private student loan interest rates. State, Veterans, & Military Affairs	29 30 31 32 33
SB16-025	by Senator(s) Merrifield; also Representative(s) Court and Ginal--Concerning end-of-life options for individuals with a terminal illness. State, Veterans, & Military Affairs	34 35 36 37 38
SB16-026	by Senator(s) Woods; --Concerning personal rights of protected persons, and, in connection therewith, limiting the ability of a guardian or conservator to isolate a protected person. Judiciary	39 40 41 42 43
SB16-027	by Senator(s) Martinez Humenik and Todd; also Representative(s) Primavera and Landgraf--Concerning allowing the option for medicaid clients to obtain prescribed drugs through the mail. Health & Human Services	44 45 46 47 48 49
SB16-028	by Senator(s) Carroll; also Representative(s) Fields--Concerning increased reporting of demographic data on government contracts on the Colorado transparency online project (TOP) system. State, Veterans, & Military Affairs	50 51 52 53 54 55
SB16-029	by Senator(s) Scheffel and Heath; --Concerning changes to Colorado insurance laws necessary to maintain accreditation with the national association of insurance commissioners (NAIC), and, in connection therewith, adopting a new own risk and solvency assessment law (ORSA) in a form substantially similar to the NAIC model and enhancing Colorado's insurance holding company system law by adding a required NAIC model provision specifying the insurance commissioner's power to issue subpoenas and examine witnesses. Business, Labor, & Technology	56 57 58 59 60 61 62 63 64 65
SB16-030	by Senator(s) Hodge; also Representative(s) Tyler--Concerning the surcharges for violating motor vehicle weight limits. Transportation	66 67 68 69 70 71

- SB16-031** by Senator(s) Steadman, Johnston, Roberts, Scheffel, Scott; also Representative(s) Dore, Foote, Kagan, McCann, Willett--Concerning authority of the director of the office of legislative legal services to sign vouchers for expenditures of the office.
Judiciary
- SB16-032** by Senator(s) Merrifield and Heath, Aguilar, Hodge, Todd; --Concerning the creation of an economic development working group for highly distressed urban regions of the state in order to develop legislation to improve the economic vitality of those regions.
State, Veterans, & Military Affairs
- SB16-033** by Senator(s) Ulibarri; also Representative(s) Salazar--Concerning a public health notice requirement for retail food establishments that do not provide employees with paid sick leave.
State, Veterans, & Military Affairs
- SB16-034** by Senator(s) Sonnenberg; --Concerning tampering with a deceased human body.
Judiciary
Appropriations
- 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.
State, Veterans, & Military Affairs
- SB16-036** by Senator(s) Neville T. and Jahn; also Representative(s) Kraft-Tharp and Keyser--Concerning surety requirements when a taxpayer appeals a tax bill that the state or a local government claims is due.
Finance
- SB16-037** by Senator(s) Kefalas; also Representative(s) Pabon--Concerning required public access under the "Colorado Open Records Act" to public records as defined by such act contained in digitally stored data maintained by governmental bodies.
State, Veterans, & Military Affairs
- SB16-038** by Senator(s) Aguilar, Newell, Guzman, Heath, Hodge, Kerr, Merrifield, Steadman, Todd, Kefalas, Ulibarri; also Representative(s) Young, Esgar, Ginal, Landgraf, Lontine, McCann, Tyler--Concerning measures to promote the transparency of community-centered boards, and, in connection therewith, making certain community-centered boards subject to the "Colorado Open Records Act" and to performance audits undertaken by the state auditor and making all community-centered boards subject to the "Colorado Local Government Audit Law".
State, Veterans, & Military Affairs
- SB16-039** by Senator(s) Newell and Martinez Humenik; also Representative(s) Lee, Singer--Concerning including a mental health professional in the memorandum of understanding relating to a local-level collaborative management process for children and families.
State, Veterans, & Military Affairs

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

October 23, 2015

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:

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MEMBERS OF THE

COLORADO ENERGY RESEARCH AUTHORITY

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for terms expiring July 1, 2019:

Jeffrey Paul Ackermann of Denver, Colorado, reappointed;

Mark N. Sirangelo of Lafayette, Colorado, appointed.

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Sincerely,

(signed)

John W. Hickenlooper

Governor

Rec'd: 12/8/2015

Effie Ameen, Secretary of the Senate

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Committee on Agriculture, Natural Resources, & Energy

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June 2, 2015

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To the Honorable Colorado Senate

Colorado General Assembly

State Capitol Building

Denver, CO 80203

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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, reappoint and submit to your consideration, the following:

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MEMBERS OF THE

COLORADO TOURISM OFFICE BOARD OF DIRECTORS

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for terms expiring June 1, 2019:

Matthew Skinner of Telluride, Colorado, to serve as a representative of tourism-related transportation industries, reappointed;

Sonia Quinn Riggs of Denver, Colorado, a representative of the food, beverage and restaurant industry, reappointed;

Michael May of Parker, Colorado, a representative of the hotel, motel, and lodging industry, appointed.

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Sincerely,

(signed)

John W. Hickenlooper

Governor

Rec'd: 12/8/2015

Effie Ameen, Secretary of the Senate

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Committee on Agriculture, Natural Resources, & Energy

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November 11, 2015

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
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2018:

Kieran Cain of Lafayette, Colorado, to serve as an at large member from tourism-based industries, and occasioned by the resignation of Robert Stinchcomb of Lafayette, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

August 12, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
DENVER METROPOLITAN MAJOR LEAGUE
STADIUM DISTRICT BOARD OF DIRECTORS

for terms expiring August 1, 2019:

F. Robert Lee of Littleton, Colorado, reappointed;
James L. Basey of Denver, Colorado, appointed;
Stephanie Forbes Donner of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 5/7/2015
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

July 28, 2015

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, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
COLLEGEINVEST BOARD OF DIRECTORS

for terms expiring July 31, 2019:

- Martha “Marti” J. Awad, CFP, CFA, of Denver, Colorado, appointed;
- Patrice M. Henning, CIMA, of Evergreen, Colorado, reappointed;
- Douglas W. Lyon of Durango, Colorado, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Education

May 8, 2015

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, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
COLLEGEINVEST BOARD OF DIRECTORS

for a term expiring July 31, 2016:

- Jason B. Maples, CLU, ChFC, CFP, of Greenwood Village, Colorado, reappointed;

for a term expiring July 31, 2018:

- Sarah R. Williamson, CFP, CIMA, CDFA, of Aurora, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Education

June 9, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

effective July 1, 2015, for terms expiring July 1, 2019:

John Louis Anderson of Durango, Colorado, to serve as a member west of the Continental Divide, as a representative of the Third Congressional District and as a Republican, reappointed;

Jeanette Autobee Garcia of Pueblo, Colorado, to serve as a representative of the Third Congressional District and as a Democrat, reappointed;

Monte Moses, Ph.D. of Englewood, Colorado, to serve as a representative of the Sixth Congressional District and as a Republican, reappointed;

Maia A. Babbs, CFA of Golden, Colorado, to serve as a representative of the Second Congressional District and as an Unaffiliated, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Education

July 7, 2015

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:

MEMBERS OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

for a term expiring July 1, 2017:

Thomas Oliver McGimpsey of Louisville, Colorado, a resident of the Second Congressional District and a Republican, and occasioned by the resignation of Regina M. Rodriguez of Denver, Colorado, appointed;

for a term expiring July 1, 2019:

Terence Philip Fagan of Golden, Colorado, a resident of the Seventh Congressional District and a Democrat, appointed.

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Education

June 9, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO EDUCATIONAL AND CULTURAL
FACILITIES AUTHORITY BOARD OF DIRECTORS

for terms expiring June 30, 2019:

William Carl Sanden of Colorado Springs, Colorado, a Republican, reappointed;

Cheryl Denise Cohen-Vader of Denver, Colorado, an Unaffiliated, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Education

June 24, 2015

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, reappoint and submit to your consideration, the following:

MEMBER OF THE
COLORADO EDUCATIONAL AND CULTURAL
FACILITIES AUTHORITY BOARD OF DIRECTORS

for a term expiring June 30, 2016:

Margaret Henry of Brighton, Colorado, a Republican, and occasioned by the resignation of Brent Jared Kline of Denver, Colorado, a Republican appointed.

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Education

August 26, 2015

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, reappoint and submit to your consideration, the following:

MEMBER OF THE
COLORADO EDUCATIONAL AND CULTURAL
FACILITIES AUTHORITY BOARD OF DIRECTORS

for a term expiring June 30, 2018:

Samuel James Todd of Broomfield, Colorado, a Republican, and occasioned by the resignation of Patrick M. Brady of Fort Collins, Colorado, a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Education

July 29, 20151
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To the Honorable3
Colorado Senate4
Colorado General Assembly5
State Capitol Building6
Denver, CO 802037
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Ladies and Gentlemen:9
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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of11
Colorado, I have the honor to designate, appoint, reappoint and submit to your12
consideration, the following:13
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MEMBERS OF THE17
PRIVATE OCCUPATIONAL SCHOOL BOARD18
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for a term expiring July 1, 2018:20
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Paul Edward Garibay, Jr. of Westminster, Colorado, to serve as a representative of the22
general public, who is an owner or operator of a business within Colorado that employs23
students who are enrolled in schools that are subject to administration by the private24
occupational school division, and occasioned by the resignation of Ledy R.25
Garcia-Eckstein of Denver, Colorado, appointed;26
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for terms expiring July 1, 2019:29
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Richard Semakula of Centennial, Colorado, to serve as a representative of a private31
occupational school, reappointed;32
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Arlene Rae Malay of Denver, Colorado, to serve as a representative of a private34
occupational school, reappointed.35
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Sincerely,38
(signed)39
John W. Hickenlooper40
Governor41
Rec'd: 12/8/201542
Effie Ameen, Secretary of the Senate43
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Committee on Education45
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June 19, 201548
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To the Honorable50
Colorado Senate51
Colorado General Assembly52
State Capitol Building53
Denver, CO 8020354
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Ladies and Gentlemen:56
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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of58
Colorado, I have the honor to designate, appoint and submit to your consideration, the59
following:60
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MEMBER OF THE64
BOARD OF TRUSTEES FOR THE COLORADO65
SCHOOL FOR THE DEAF AND THE BLIND66
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for a term expiring July 1, 2019:68
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Brent C. Batron of Centennial, Colorado, a Democrat, appointed.70
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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Education

September 11, 2015

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
COLORADO LOTTERY COMMISSION

for a term expiring July 1, 2019:

James Howard Davis of Westminster, Colorado, to serve as a representative of law enforcement and as a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Finance

June 18, 2015

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, reappoint, and submit to your consideration, the following:

MEMBER OF THE
STATE BOARD OF PAROLE

for a term expiring July 1, 2018:

John M. O'Dell of Loveland, Colorado, to serve as a law enforcement representative, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Judiciary

November 13, 2015

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
STATE BOARD OF PAROLE

effective November 23, 2015, for a term expiring July 1, 2016:

Alexandra Jennifer Walker of Sedalia, Colorado, to serve as a citizen representative, and occasioned by the resignation of Brandon Cary Shaffer of Longmont, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Judiciary

August 22, 2015

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
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for a term expiring September 1, 2017:

Suzanne J. Morgan of Lone Tree, Colorado, to serve as a representative of Colorado municipal employers, and occasioned by the resignation of Susan R. Eaton of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

September 10, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for terms expiring September 1, 2019:

Manuel Albert Esquibel of Brighton, Colorado, to serve as a representative of Colorado municipal employers, reappointed;

Pamela Marie Feely, CPA, MBA, of Lakewood, Colorado, to serve as a representative of a board of directors of a special district, reappointed;

Todd A. Bower of Denver, Colorado, to serve as a full-time paid firefighter, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

September 10, 2015

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:

MEMBERS OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for terms expiring July 1, 2019:

- Richard Edward Young of Denver, Colorado, to serve as a veteran and as a Democrat, appointed;
- William Lewis Robinson of Castle Rock, Colorado, to serve as a veteran and the designee of the State Board of Veterans Affairs and as an Unaffiliated, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

September 30, 2015

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
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2019:

- Anne Kerr Meier of Evergreen, Colorado, the state long-term care ombudsman, and occasioned by the resignation of Nancy Lee Ferrier of Wheat Ridge, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

October 26, 2015

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

Ladies and Gentlemen:

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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
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2019:

Ruth Eileen Minnema, RN, MA, NHA, RAC-CT, of Centennial, Colorado, to serve as a member with expertise in nursing home operations, who is a nursing home administrator at the time of appointment, who is experienced in the financial operations of a nursing home and as an Unaffiliated, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

April 24, 2015

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
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2017:

Cheryl Ann Kruschke, Ed.D, MS, RN, CNE, of Wheat Ridge, Colorado, who has expertise in nursing home operations and who has experience in multi-facility management of nursing homes, and occasioned by the resignation of Mary Ann Terry, RN, BSN, of Aurora, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 5/7/2015
Cindi L. Markwell, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

July 7, 2015

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, reappoint and submit for your consideration, the following:

MEMBERS OF THE
TRANSPORTATION COMMISSION

for terms expiring July 1, 2019:

Edward James Peterson of Lakewood, Colorado, to serve as a commissioner from the Second Transportation District, reappointed;

Kathleen R. Gilliland of Livermore, Colorado, to serve as a commissioner from the Fifth Transportation District, reappointed;

Kathy I. Connell of Steamboat Springs, Colorado, to serve as a commissioner from the Sixth Transportation District, reappointed;

Steven Leon Hofmeister of Haxtun, Colorado, to serve as a commissioner from the Eleventh Transportation District, reappointed.

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State.
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Transportation

August 10, 2015

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, reappoint and submit for your consideration, the following:

MEMBERS OF THE
TRANSPORTATION COMMISSION

for a term expiring July 1, 2017:

Heather M. Barry of Westminster, Colorado, to serve as a commissioner from the Fourth Transportation District, reappointed;

for terms expiring July 1, 2019:

Kathryn Hall of Grand Junction, Colorado, to serve as a commissioner from the
Seventh Transportation District, appointed;

Nolan E. Schriner of Colorado Springs, Colorado, to serve as a commissioner from the
Ninth Transportation District, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Transportation

December 21, 2015

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
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

for a term expiring December 31, 2016:

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

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor, acting on behalf
of the State while Governor John
W. Hickenlooper is absent from the State.
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Education

December 18, 2015

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, reappoint and submit to your
consideration, the following:

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

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

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

Sincerely,
(signed)
John Hickenlooper
Governor
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Education

December 15, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

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

- Theresa Kathleen Pena of Denver, Colorado, to serve as a resident of the First Congressional District, and as a Democrat, reappointed;
- Byron Nelson McClenney, PhD, of Evergreen, Colorado, to serve as a resident of the Second Congressional District and as a Democrat, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Education

December 15, 2015

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 reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO SCHOOL OF MINES BOARD OF TRUSTEES

effective December 31, 2015, for a term expiring December 31, 2016:

James R. Spaanstra of Lakewood, Colorado, to serve as a non-graduate and as a Democrat, reappointed;

effective December 31, 2015, for a term expiring December 31, 2019:

Patricia K. Starzer of Highlands Ranch, Colorado, to serve as a graduate and as a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Education

TRIBUTES

Honoring:

Tom and Carie Bruss -- By Senator Leroy Garcia.
Cadet Lieutenant Colonel Chase Peters -- By Senator Mark Scheffel.
Ryan McCormick -- By Senator Mark Scheffel.
James and Beverly Mussett -- By Senator Leroy Garcia.
Rita Passaglia -- By Senator Linda Newell.
Zach Valadez -- By Senator Linda Newell.
Raquel Galvan Renteria -- By Senator Cheri Jahn.
Garren Cuthrell -- By Senator Leroy Garcia.
Robina Rogers -- By Senator Owen Hill.
Michael Peter Serio -- By Senator Linda Newell.
The Vanguard School -- By Senate President Bill L. Cadman.
Nick Wachinski -- By Senate President Bill L. Cadman.
Ellis McFadden -- By Senator Andy Kerr.
Richard and Sandra Espinoza -- By Senator Leroy Garcia.
William Sheard, Jr., and Irene Sheard -- By Senator Leroy Garcia.
Elmer and June Mavis Melchi -- By Senator Leroy Garcia.
Robert and Joan Finch -- By Senator Leroy Garcia.
Norman and Jean Butorac -- By Senator Leroy Garcia.
Richard and Betty Williams -- By Senator Leroy Garcia.
Edwin and Patricia Emery -- By Senator Leroy Garcia.
Gary and Diana Broyles -- By Senator Leroy Garcia.
Bill and Beth Ripke -- By Senator Leroy Garcia.
Richard and Kathleen Campbell -- By Senator Leroy Garcia.
Mr. and Mrs. James Allenback -- By Senator Leroy Garcia.
Tom and Phyllis Zamarripa -- By Senator Leroy Garcia.
Roy and Bebe Hayes -- By Senator Leroy Garcia.
Wayne and Kathy Vincent -- By Senator Leroy Garcia.
Archie and Mary Ellen Lopez -- By Senator Leroy Garcia.
Mike and Maryann Mercure -- By Senator Leroy Garcia.
Mike and Joni Giarratano -- By Senator Leroy Garcia.
Sam and Mary Keiffer -- By Senator Leroy Garcia.
Cecil and Marilyn Barrett -- By Senator Leroy Garcia.
Paul and Dolores Alfonso -- By Senator Leroy Garcia.
Charles and Gayle Grotewold -- By Senator Leroy Garcia.
Homer and Joye Strain -- By Senator Leroy Garcia.

Larry and Miriam Miller -- By Senator Leroy Garcia.
Leo and Katherine Beller -- By Senator Leroy Garcia.
Jesse and Leona Silvers -- By Senator Leroy Garcia.
Larry and Sue Phillips -- By Senator Leroy Garcia.
Marissa Molina -- By Senator Lucia Guzman.
David Liendo Uriona -- By Senator Lucia Guzman.
Maurice and Betty Brau -- By Senator Leroy Garcia.
Darrell and Nancy Lindsey -- By Senator Leroy Garcia.
Manuel and Marcelina Vega -- By Senator Leroy Garcia.
Colorado Early Colleges Fort Collins -- By Senate President Bill L. Cadman.
Scott Taylor Salvagetti -- By Senator Leroy Garcia.
Angel Ascencio-Molina -- By Senator Leroy Garcia.
John Andrews -- By Senate President Bill L. Cadman.
Phil and Christa Phillips -- By Senator Leroy Garcia.
Clarence and Jane Voss -- By Senator Leroy Garcia.
Phil and Marcia Wolfe -- By Senator Leroy Garcia.
Tino and Helen Herrera -- By Senator Leroy Garcia.
Floyd and Celia LaCrue -- By Senator Leroy Garcia.
Sam and Patsy Pantleo -- By Senator Leroy Garcia.
Rudy and Dolores Gonzales -- By Senator Leroy Garcia.
Lynel and Viola Killion -- By Senator Leroy Garcia.
John and Wanda Stout -- By Senator Leroy Garcia.
Mickey and Jo Giarratano -- By Senator Leroy Garcia.
John and MaryAnn Johnson -- By Senator Leroy Garcia.
Ken and Sharon Griffin -- By Senator Leroy Garcia.
Joe and Ruth Taravella -- By Senator Leroy Garcia.
Ray and Gerry Harriman -- By Senator Leroy Garcia.
Johnathon Jacobsen -- By Senator Beth Martinez Humenik.
The Entire Staff of the Colorado Water Conservation Board -- By Senator Jerry Sonnenberg.
Victoria Mallory -- By Senate President Bill L. Cadman.
Preston Waller -- By Senate President Bill L. Cadman.

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On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Thursday,
January 14, 2016.

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Approved:

Bill L. Cadman
President of the Senate

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Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

2nd Legislative Day Thursday, January 14, 2016

Prayer By the chaplain, Dr. Gene Selander, Crystal Clear Ministries, Denver.

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

Pledge By Senator Holbert.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Neville, reading of the Journal of Wednesday, January 13, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB16-001, 002, 003, 004, 005, 006, 007, 008, 009, 010, 011, 012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 022, 023, 024, 025, 026, 027, 028, 029, 030, 031, 032, 033, 034, 035, 036, 037, 038, and 039; SJM16-001 and 002; SJR16-001; SR16-001.

Correctly Engrossed: SJR16-001.

Correctly Revised: HJR16-1001.

CONSIDERATION OF RESOLUTIONS

SR16-001 by Senator(s) Scheffel, Cadman, Guzman; --Concerning the appointment of officers and employees for the Senate convened in the Second Regular Session of the Seventieth General Assembly.

On motion of Majority Leader Scheffel, 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		

Senate in recess.

Swearing in
of Senate
Staff

The staff of the Senate of the Second Regular Session of the Seventieth General Assembly
was sworn in by President Cadman.

Senate reconvened.

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Friday,
January 15, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

3rd Legislative Day Friday, January 15, 2016

Prayer	By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.	
Call to Order	By the President at 10:00 a.m.	
Pledge	By Senator Baumgardner.	
Roll Call	Present--34 Excused--1, Scott.	
Quorum	The President announced a quorum present.	
Reading of Journal	On motion of Senator Neville, reading of the Journal of Thursday, January 14, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.	

SENATE SERVICES REPORT

Correctly Engrossed: SR16-001.
Correctly Enrolled: SR16-001.

MESSAGE FROM THE HOUSE

January 15, 2016
Mr. President:
The House has adopted and returns herewith SJR16-001.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SR16-001.

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Tuesday,
January 19, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

6th Legislative Day	Monday, January 18, 2016
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SENATE DID NOT CONVENE ON THIS DAY
DUE TO OBSERVANCE OF MARTIN LUTHER KING, JR. DAY

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

7th Legislative Day Tuesday, January 19, 2016

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.
Call to Order By the President at 10:00 a.m.
Pledge By Senator Tate.
Roll Call Present--35
Quorum The President announced a quorum present.
Reading of Journal On motion of Senator Garcia, reading of the Journal of Friday, January 15, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Enrolled: SJR16-001.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR16-001.

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

SB16-040 by Senator(s) Holbert; also Representative(s) Pabon--Concerning changes to the requirements for owners of a licensed marijuana business.
Business, Labor, & Technology
SB16-041 by Senator(s) Baumgardner; also Representative(s) Pabon--Concerning data collected by the division of criminal justice in the department of public safety concerning the study of marijuana implementation.
Judiciary
SB16-042 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning conditional immunity from certain offenses.
Judiciary

SB16-043	by Senator(s) Carroll; also Representative(s) Kagan--Concerning increased consumer protections in student lending for education loans. State, Veterans, & Military Affairs	1
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SB16-044	by Senator(s) Sonnenberg; --Concerning the allowance of disputed claims for state income tax credits for the donation of a conservation easement. Finance	6
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SB16-045	by Senator(s) Todd; also Representative(s) Pettersen--Concerning academic standards for financial literacy in public schools, and, in connection therewith, including knowledge and skills relating to student loan debt and retirement planning in the state's academic standards. Education	10
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SB16-046	by Senator(s) Cooke; --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. Agriculture, Natural Resources, & Energy	17
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SB16-047	by Senator(s) Woods, Holbert; also Representative(s) Ransom--Concerning prohibiting juvenile facilities from providing care for a juvenile who is truant. Judiciary	22
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SB16-048	by Senator(s) Marble, Cooke, Ulibarri; also Representative(s) Saine and Salazar--Concerning requiring federal regulatory agencies to provide notice before using special units to conduct operations within the state. Judiciary	27
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SB16-049	by Senator(s) Steadman, Johnston, Roberts, Scheffel, Scott; also Representative(s) Willett, Dore, Foote, Kagan, McCann--Concerning the administrative duty of the office of legislative legal services to maintain files relating to bill drafts as the official custodian of those files, and, in connection therewith, permitting the transfer of those files for purposes of storage. Judiciary	34
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SB16-050	by Senator(s) Neville T. and Jahn, Carroll; also Representative(s) Saine and Ryden, Kraft-Tharp, Nordberg, Primavera--Concerning a hold harmless provision for retailers liable for any money payable as a result of an incorrect location code assigned by the department of revenue. Business, Labor, & Technology	41
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SB16-051	by Senator(s) Johnston and Lundberg, Aguilar; --Concerning increasing judicial discretion regarding the imposition of consecutive sentences for violent crimes. Judiciary	46
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SB16-052	by Senator(s) Kerr; --Concerning the delivery of quality online education within the public elementary and secondary education system. Education	51
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SB16-053	by Senator(s) Hill; also Representative(s) Pabon--Concerning the ability of a licensed spirituous liquors manufacturer to self-distribute a specified amount of its own manufactured product per calendar year without procuring a wholesaler's license. Business, Labor, & Technology	56
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SB16-054	by Senator(s) Merrifield, Carroll, Garcia, Guzman, Heath, Jones, Kerr, Todd; --Concerning the repeal of the prohibition on local governments enacting minimum wage laws. State, Veterans, & Military Affairs	61
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SB16-055	by Senator(s) Grantham, Donovan, Crowder, Sonnenberg; also Representative(s) Moreno-- Concerning the conduct of elections to choose the board of directors of a cooperative electric association. Agriculture, Natural Resources, & Energy	1 2 3 4 5 6
SB16-056	by Senator(s) Lambert; --Concerning broadening protections of the state whistleblower protection law for state employees who disclose confidential information to certain state entities that have legal requirements to preserve the confidentiality of the information disclosed. Judiciary	7 8 9 10 11 12 13
SB16-057	by Senator(s) Kefalas, Ulibarri; also Representative(s) Ginal and Tyler--Concerning mobile home owners who lease space in mobile home parks, and, in connection therewith, protecting the mutual property rights of mobile home owners and the owners of mobile home parks. State, Veterans, & Military Affairs	14 15 16 17 18 19 20
SB16-058	by Senator(s) Hill; --Concerning the regulation of certain foods, and, in connection therewith, exempting certain food producers from licensure, inspection, and other regulation. Business, Labor, & Technology	21 22 23 24 25 26
SB16-059	by Senator(s) Ulibarri; --Concerning a clarification that the statute prohibiting local governments from enacting local legislation that would control rent on private residential property does not prohibit local governments from adopting certain alternatives outside the traditional understanding of rent control to expand the supply of affordable housing. Finance	27 28 29 30 31 32 33
SB16-060	by Senator(s) Garcia, Cooke, Donovan, Newell, Guzman, Crowder, Kerr, Scott, Ulibarri; also Representative(s) Esgar, Salazar--Concerning the transfer of the fiscal responsibility of providing court facilities in each county away from the counties to the state over time. Finance	34 35 36 37 38 39
SB16-061	by Senator(s) Cooke and Sonnenberg; --Concerning the protection of electric utility ratepayers from the increased costs associated with implementation of requirements to regulate carbon dioxide emissions from existing fossil-fuel-fired electric generating units. Agriculture, Natural Resources, & Energy	40 41 42 43 44 45
SB16-062	by Senator(s) Marble, Grantham, Neville T., Lambert, Woods, Holbert, Lundberg, Scheffel, Cooke, Crowder, Hill, Martinez Humenik, Sonnenberg, Tate; also Representative(s) Becker J. and Humphrey, Saine, Brown, Everett, Willett, Ransom, Wist, Sias, Nordberg, Joshi, Lundeen, Klingenschmitt, Buck, Navarro, Neville P.--Concerning modifications to the regulation of veterinary pharmaceuticals. Agriculture, Natural Resources, & Energy	46 47 48 49 50 51 52 53
SB16-063	by Senator(s) Roberts; also Representative(s) Vigil--Concerning the authority of a local government to enter into an intergovernmental agreement with an out-of-state local government to provide critical public services. Local Government	54 55 56 57 58 59
SB16-064	by Senator(s) Lundberg, Cooke, Marble, Holbert, Woods, Grantham; --Concerning measures related to death penalty cases. Judiciary	60 61 62 63 64
SB16-065	by Senator(s) Steadman, Aguilar, Jahn, Merrifield, Ulibarri; --Concerning criminal restitution. Judiciary	65 66 67 68 69
SB16-066	by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Hamner, Young, Rankin--Concerning creation of the contingency reserve fund for school districts. Education	70 71 72

SB16-067	by Senator(s) Scheffel, Hill, Holbert, Lundberg, Roberts, Woods, Hodge; also Representative(s) Williams, Brown, Conti, Lawrence, Priola, Rankin, Saine, Thurlow, Van Winkle, Willett--Concerning a property tax exemption for personal property used to provide broadband service. Finance Appropriations	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72
<div>Senate in recess.</div> <div>Senate reconvened.</div>		
INTRODUCTION OF BILLS -- FIRST READING		
The following bills were read by title and referred to the committees indicated:		
SB16-068	by Senator(s) Donovan, Marble, Cadman, Johnston; also Representative(s) Esgar and Willett--Concerning wearing fluorescent pink garments to hunt big game. Agriculture, Natural Resources, & Energy	
SB16-069	by Senator(s) Garcia, Newell, Donovan, Lambert, Lundberg, Guzman, Kerr, Merrifield, Ulibarri; also Representative(s) Pabon, Williams, Esgar, Hamner, Lebsock, Salazar, Young--Concerning measures to provide community-based out-of-hospital medical services. Health & Human Services	
SB16-070	by Senator(s) Neville T., Cadman, Cooke, Crowder, Grantham, Hill, Holbert, Lundberg, Marble, Scheffel, Tate, Woods; also Representative(s) Everett, Brown, Buck, Humphrey, Neville P., Saine--Concerning the prohibition of discrimination against employees based on labor union participation. Business, Labor, & Technology	
SB16-071	by Senator(s) Todd, Hodge, Kerr, Steadman; also Representative(s) Thurlow--Concerning the "Revised Uniform Athlete Agents Act (2015)". Business, Labor, & Technology	
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". Education Finance	
SB16-073	by Senator(s) Grantham; also Representative(s) Lawrence--Concerning the authority of the state auditor to audit the use of state gaming tax revenues transferred from the state historical fund directly to the gaming cities for historic preservation. Finance	
SB16-074	by Senator(s) Crowder; also Representative(s) Dore--Concerning mail ballots, and, in connection therewith, allowing electors to opt not to automatically receive mail ballots and directing the secretary of state to purchase twenty-four hour ballot drop boxes and surveillance cameras for each county in the state. State, Veterans, & Military Affairs	
SB16-075	by Senator(s) Johnston and Cooke; also Representative(s) Lawrence and Pabon--Concerning collection of a DNA sample from offenders convicted of misdemeanors against vulnerable persons. Judiciary	

- SB16-076** by Senator(s) Ulibarri; also Representative(s) DelGrosso--Concerning the repeal of the state employment reporting requirements related to federal employment eligibility standards.
Business, Labor, & Technology
- 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, developing and implementing an employment first policy.
Finance
- SB16-078** by Senator(s) Martinez Humenik, Todd; also Representative(s) Primavera, Singer, Vigil, Roupe--Concerning continuing competency requirements for administrators of assisted living facilities.
Business, Labor, & Technology
- SB16-079** by Senator(s) Todd, Carroll, Kerr, Martinez Humenik, Merrifield; also Representative(s) Young--Concerning increasing the alignment of postsecondary and workforce readiness initiatives at the secondary education level with postsecondary career and technical education.
Education
- SB16-080** by Senator(s) Newell; --Concerning secured marijuana cultivation requirements.
Business, Labor, & Technology
- SB16-081** by Senator(s) Donovan, Kefalas, Hodge, Garcia, Todd, Aguilar, Newell, Jones, Guzman, Johnston, Kerr, Merrifield, Steadman; also Representative(s) Young--Concerning the creation of a rural economic emergency assistance grant program for the provision of emergency-based grant funds to rural communities experiencing certain significant economic events that have led to substantial job loss in the rural community, and, in connection therewith, authorizing the department of local affairs to administer the grant program.
Local Government
Appropriations
- SB16-082** by Senator(s) Carroll; also Representative(s) Ryden--Concerning the prohibition of retaliatory action against a homeowner by the homeowners' association to which the homeowner belongs.
Business, Labor, & Technology

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

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

8th Legislative Day

Wednesday, January 20, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

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

Pledge By Senator Tate.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Garcia, reading of the Journal of Tuesday, January 19, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB16-040, 041, 042, 043, 044, 045, 046, 047, 048, 049, 050, 051, 052, 053, 054, 055, 056, 057, 058, 059, 060, 061, 062, 063, 064, 065, 066, 067, 068, 069, 070, 071, 072, 073, 074, 075, 076, 077, 078, 079, 080, 081, and 082.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

SJR16-003 by Senator(s) Sonnenberg; also Representative(s) Vigil--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.
Agriculture, Natural Resources, & Energy

TRIBUTES

Honoring:

Lynda and Dave Lambert -- By Senator Kevin Grantham.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, January 21, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

9th Legislative Day Thursday, January 21, 2016

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

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

Pledge By Senator Tate.

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

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Garcia, reading of the Journal of Wednesday, January 20, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services After consideration on the merits, the Committee recommends that SB16-022 be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that SB16-004 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that SB16-031 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that SB16-014 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 25, strike "202.12;" and substitute "202.12 OR 12 CFR 1002;".

Page 3, line 8, strike "203," and substitute "203 OR 12 CFR 1003;".

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that SB16-039 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 3, strike "(c)" and substitute "(c); and add (1) (f)".

Page 3, strike lines 3 through 8 and substitute:

"(IV) ~~Each community mental health center,~~ A REPRESENTATIVE

FROM THE AREA'S LOCAL COMMUNITY MENTAL HEALTH CENTER, IF ONE EXISTS. FOR PURPOSES OF THIS SUBPARAGRAPH (IV), IF THE AREA INVOLVED DOES NOT HAVE A LOCAL COMMUNITY HEALTH CENTER, THE PERSON OR ENTITY THAT CONVENES THE GROUP MAY APPOINT A MENTAL HEALTH PROFESSIONAL. FOR PURPOSES OF THIS SUBPARAGRAPH (IV), IF THE AREA INVOLVED DOES HAVE A COMMUNITY MENTAL HEALTH CENTER, THE REPRESENTATIVE MUST BE FROM THAT COMMUNITY MENTAL HEALTH CENTER.".

Page 3, after line 24 insert:
"(f) FOR PURPOSES OF THIS SUBSECTION (1), A "MENTAL HEALTH PROFESSIONAL" MAY INCLUDE ANY PERSON LICENSED BY THE STATE OF COLORADO AS A PSYCHIATRIST, PSYCHOLOGIST, MENTAL HEALTH COUNSELOR, OR LICENSED CLINICAL SOCIAL WORKER.".

State, Veterans, & Military AffairsThe 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:

MEMBER OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2019:
Richard Edward Young of Denver, Colorado, to serve as a veteran and as a Democrat, appointed.

State, Veterans, & Military AffairsAfter consideration on the merits, the Committee recommends that **SB16-020** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

SENATE SERVICES REPORT

Correctly Printed: SJR16-003.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Friday, January 22, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

10th Legislative Day Friday, January 22, 2016

Prayer By the chaplain, Archbishop Alexander, Cathedral Church of the Resurrection, Denver.

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

Pledge By Senator Tate.

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

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Garcia, reading of the Journal of Thursday, January 21, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Education After consideration on the merits, the Committee recommends that SB16-066 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SJM16-002 be referred to the Senate for final action.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

The following resolution was read by title:

SJR16-004 by Senator(s) Sonnenberg; also Representative(s) Becker J.--Concerning the designation of January 25, 2016, as Colorado 4-H Day.

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

SJR16-005 by Senator(s) Cadman; also Representative(s) Hullinghorst--Concerning the Denver Broncos, and, in connection therewith, designating Sunday, January 24, 2016, Denver Broncos Appreciation Day.

On motion of Senator Cadman, the resolution was read at length and adopted by the following roll call vote:

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

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HJR16-1001.

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday, January 25, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

13th Legislative Day Monday, January 25, 2016

- Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.
- Call to Order By the President at 10:00 a.m.
- Pledge By Senator Neville.
- Roll Call Present--35
- Quorum The President announced a quorum present.
- Reading of Journal On motion of Senator Holbert, reading of the Journal of Friday, January 22, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SJR16-004 and SJR16-005.
Correctly Engrossed: SJR16-005.

MESSAGE FROM THE HOUSE

January 22, 2016

Mr. President:

The House has adopted and returns herewith SJR16-005.

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 consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

- SJR16-004 by Senator(s) Sonnenberg; also Representative(s) Becker J.--Concerning the designation of January 25, 2016, as Colorado 4-H Day.
- On motion of Senator Sonnenberg, the resolution was read at length and 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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Steadman, Tate, Todd, Ulibarri, and Woods.

Senate in recess.

Senate reconvened.

Upon request of Majority Leader Scheffel, **SB16-014** and **SB16-039** were removed from the General Orders--Second Reading of Bills Consent Calendar of Monday, January 25 and were placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, January 25.

Committee of the Whole

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

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

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

SB16-004

by Senator(s) Scott, Johnston, Roberts, Scheffel, Steadman; also Representative(s) Willett, Dore, Foote, Kagan, McCann--Concerning the enactment of Colorado Revised Statutes 2015 as the positive and statutory law of the state of Colorado.

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

SB16-031

by Senator(s) Steadman, Johnston, Roberts, Scheffel, Scott; also Representative(s) Dore, Foote, Kagan, McCann, Willett--Concerning authority of the director of the office of legislative legal services to sign vouchers for expenditures of the office.

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

SB16-020

by Senator(s) Sonnenberg, Baumgardner, Kefalas; also Representative(s) Becker K., Brown, Vigil--Concerning clarification of certain calculations of the automatic funding mechanism for payment of future costs attributable to certain of the state's capital assets.

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 Lundberg, 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: SB16-004, SB16-031, SB16-020.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

- SB16-022

by Senator(s) Martinez Humenik, Merrifield; also Representative(s) Pettersen, Singer, Wilson--Concerning removing certain limitations on the pilot program to mitigate cliff effect for low-income families who are working and receiving child care assistance.

Ordered engrossed and placed on the calendar for third reading and final passage.
- SB16-014

by Senator(s) Holbert; also Representative(s) Williams--Concerning the alignment of state mortgage originator disclosure laws with recent changes in federal law.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, January 21, page(s) 53, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB16-039

by Senator(s) Newell and Martinez Humenik; also Representative(s) Lee, Singer--Concerning including a mental health professional in the memorandum of understanding relating to a local-level collaborative management process for children and families.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, January 21, page(s) 53-54, and placed in members' bill files.)

Amendment No. 2(L.002), by Senator Neville.

Amend printed bill, page 2, line 3, strike "(1) (c)" and substitute "(1) (c); and **add** (1) (f)".

Page 3, after line 24 insert:

"(f) THE MEMORANDUM OF UNDERSTANDING CREATED PURSUANT TO THIS SUBSECTION (1) MUST INCLUDE A PROVISION SPECIFYING THAT A CHILD'S PARENT OR PARENTS MAY BE PRESENT AT ANY MEETING OF THE

LOCAL-LEVEL INTERAGENCY OVERSIGHT GROUP THAT CONCERNS THAT PARENT'S CHILD."

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

On motion of Senator Lundberg, 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: SB16-022, SB16-014 as amended, SB16-039 as amended.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Sonnenberg, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2019:

Richard Edward Young of Denver, Colorado, to serve as a veteran and as a Democrat, 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		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR16-005.

MESSAGE FROM THE HOUSE

January 25, 2016

Mr. President:

The House has adopted and returns herewith SJR16-004.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, January 26, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

14th Legislative Day Tuesday, January 26, 2016

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

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

Pledge By Senator Neville.

Roll Call Present--33
Absent--1, Kerr.
Excused--1, Aguilar.
Present later--2, Aguilar, Kerr.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Holbert, reading of the Journal of Monday, January 25, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SB16-004, 014, 020, 022, 031, and 039; SJR16-004.
Correctly Enrolled: SJR16-005.

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

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

SB16-004 by Senator(s) Scott, Johnston, Roberts, Scheffel, Steadman; also Representative(s) Willett, Dore, Foote, Kagan, McCann--Concerning the enactment of Colorado Revised Statutes 2015 as the positive and statutory law of the state of Colorado.

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	E	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.

SB16-031 by Senator(s) Steadman, Johnston, Roberts, Scheffel, Scott; also Representative(s) Dore, Foote, Kagan, McCann, Willett--Concerning authority of the director of the office of legislative legal services to sign vouchers for expenditures of the office.

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	E	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.

SB16-020 by Senator(s) Sonnenberg, Baumgardner, Kefalas; also Representative(s) Becker K., Brown, Vigil--Concerning clarification of certain calculations of the automatic funding mechanism for payment of future costs attributable to certain of the state's capital assets.

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	E	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.

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:

SB16-022 by Senator(s) Martinez Humenik, Merrifield; also Representative(s) Pettersen, Singer, Wilson--Concerning removing certain limitations on the pilot program to mitigate cliff effect for low-income families who are working and receiving child care assistance.

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

Third Reading Amendment No. 1(L.001), by Senator Lundberg.

Amend engrossed bill, page 2, line 12, after "program"." insert "THE COUNTIES ARE HIGHLY ENCOURAGED TO DESIGN THE CLIFF MITIGATION TO BE REVENUE NEUTRAL FOR EACH INDIVIDUAL FAMILY PARTICIPATING IN THE PILOT PROGRAM."

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

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

The question being "Shall the bill, as amended, 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	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	N
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, as amended, was **passed**.

Co-sponsor(s) added: Aguilar, Carroll, Donovan, Guzman, Heath, Hodge, Johnston, Jones, Kefalas, Kerr, Newell, Roberts, Steadman, Todd and Ulibarri.

SB16-014 by Senator(s) Holbert; also Representative(s) Williams--Concerning the alignment of state mortgage originator disclosure laws with recent changes in federal law.

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, Cadman, Crowder, Heath, Johnston, Jones, Kefalas, Scott, Tate and Todd.

SB16-039by Senator(s) Newell and Martinez Humenik; also Representative(s) Lee, Singer--
Concerning including a mental health professional in the memorandum of understanding
relating to a local-level collaborative management process for children and families.

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, Garcia, Guzman, Heath, Jahn, Jones, Kefalas, Kerr, Merrifield, Scott and Todd.

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

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

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

SB16-066by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Hamner, Young, Rankin--Concerning creation of the contingency reserve fund for school districts.

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 Tate, 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: SB16-066.

CONSIDERATION OF MEMORIALS

SJM16-002 by Senator(s) Jones and Roberts, Baumgardner, Cooke, Hodge, Merrifield; also Representative(s) Coram and Vigil, Arndt, Becker K., Buck, Hamner, Mitsch Bush, Singer, Thurlow--Concerning the need for Congress to fund catastrophic wildfire response costs outside of federal forest management agencies' normal budgets.

Amendment No. 1(L.001), by Senators Jones, Roberts, and Lambert.

Amend printed joint memorial page 2, line 33, after "delegation," insert "the chairs of the congressional committees of reference providing forest service oversight,".

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		

On motion of Senator Jones, the memorial, as amended, 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: Aguilar, Cadman, Carroll, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Holbert, Jahn, Johnston, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Newell, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri and Woods.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR16-004.

Journal correction:

Page 51, line 11, strike "First Mennonite Church, Denver." and substitute "Beloved Community Mennonite Church, Littleton.".

Page 61, line 6, strike "22," and substitute "25,".

Page 61, line 10, strike "SJR16-005." and substitute "SJR16-004.".

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday, January 27, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

15th Legislative DayWednesday, January 27, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

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

Pledge By Senator Neville.

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

Quorum The President *pro tem* announced a quorum present.

Reading of Journal On motion of Senator Tate, reading of the Journal of Tuesday, January 26, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Trans- After consideration on the merits, the Committee recommends that **SB16-010** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

portation

Trans- After consideration on the merits, the Committee recommends that **SB16-030** be referred to the Committee on Appropriations with favorable recommendation.

portation

Trans- After consideration on the merits, the Committee recommends that **SB16-011** be referred to the Committee of the Whole with favorable recommendation.

portation

Finance After consideration on the merits, the Committee recommends that **SB16-016** be referred to the Committee on Appropriations with favorable recommendation.

SENATE SERVICES REPORT

Correctly Engrossed: SB16-066; SJM16-002.
Correctly Reengrossed: SB16-004, 014, 020, 022, 031, and 039.
Correctly Enrolled: SJR16-005.

MESSAGE FROM THE HOUSE

January 26, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1026, 1028, 1038, 1049, 1018, 1053.

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB16-1043, amended as printed in House Journal, January 25, 2016.

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MESSAGE FROM THE REVISOR OF STATUTES

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January 26, 2016

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We herewith transmit:

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Without comment, HB16-1018, 1026, 1028, 1038, 1049, and 1053.
Without comment, as amended, HB16-1043.

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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 Third Reading of Bills -- Final Passage Consent
Calendar (SB16-066) of Wednesday, January 27 was laid over until Thursday, January 28,
retaining its place on the calendar.

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TRIBUTES

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Honoring:

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- Johnathon Jacobsen -- By Senator Beth Martinez Humenik.
John and Genevieve Elizondo -- By Senator Leroy Garcia.
Eric and Judy Talla -- By Senator Leroy Garcia.
Don and Shirley Smith -- By Senator Leroy Garcia.
Joseph and Marie Marcovecchio -- By Senator Leroy Garcia.
Jerry and JoAnne Lien -- By Senator Leroy Garcia.
Richard and Naomi Zeleny -- By Senator Leroy Garcia.
Robert and Mary Jane Vitt -- By Senator Leroy Garcia.
Corporal Gil Ladrini -- By Senator Leroy Garcia.
The Colorado Behavioral Healthcare Council -- By Senator Linda Newell.
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On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday,
January 28, 2016.

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Approved:

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Ellen Roberts
President *pro tem* of the Senate

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Attest:

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Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

16th Legislative Day Thursday, January 28, 2016

Prayer	By the chaplain, Reverend Cynthia James, Mile Hi Church, Lakewood.	
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	
Pledge	By Senator Neville.	
Roll Call	Present--34 Excused--1, Cadman.	
Quorum	The President <i>pro tem</i> announced a quorum present.	
Reading of Journal	On motion of Senator Tate, reading of the Journal of Wednesday, January 27, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.	

COMMITTEE OF REFERENCE REPORTS

Judiciary	After consideration on the merits, the Committee recommends that SB16-026 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	
	Amend printed bill, page 2, line 4, strike " guardians and " and substitute " guardians. ".	
	Page 2, line 5, strike " conservators. ".	
	Page 2, line 8, strike "OR CONSERVATOR".	
	Page 3, line 7, strike "OR CONSERVATOR".	
	Page 3, line 14, strike "OR CONSERVATOR".	
	Page 3, line 16, strike "OR CONSERVATOR".	
	Page 3, line 18, strike "OR CONSERVATOR".	
	Page 3, line 24, strike "GUARDIAN OR CONSERVATOR." and substitute "GUARDIAN."	
	Page 5, line 7, strike "OR CONSERVATOR".	
	Page 5, line 11, strike "OR CONSERVATOR".	
	Page 5, line 15, strike "GUARDIAN OR CONSERVATOR'S" and substitute "GUARDIAN'S".	
	Page 5, line 16, strike "OR CONSERVATOR".	
	Page 5, line 18, strike "OR CONSERVATOR".	
	Page 6, line 12, strike "OR CONSERVATOR".	
	Page 6, line 27, strike "OR CONSERVATOR".	

Page 7, line 3, strike "OR CONSERVATOR".

Page 7, line 10, strike "and conservators".

Page 7, line 12, strike "OR CONSERVATOR".

Page 7, line 25, strike "OR CONSERVATOR".

Page 8, line 2, strike "OR CONSERVATOR".

Page 8, line 7, strike "OR CONSERVATOR".

Page 8, line 10, strike "OR CONSERVATOR".

Page 8, line 13, strike "OR CONSERVATOR".

Page 8, line 15, strike "OR CONSERVATOR".

Page 8, after line 18 insert:

"(4) (a) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "CLOSEST FAMILY MEMBER OF THE PROTECTED PERSON" MEANS, IN ORDER:

(I) A SPOUSE OF THE PROTECTED PERSON OR A PARTNER OF THE PROTECTED PERSON IN A CIVIL UNION;

(II) AN ADULT CHILD OF THE PROTECTED PERSON;

(III) A PARENT OF THE PROTECTED PERSON; OR

(IV) AN ADULT NEAREST IN KINSHIP TO THE PROTECTED PERSON.

(b) NOTWITHSTANDING PARAGRAPH (a) OF THIS SUBSECTION (4), "CLOSEST FAMILY MEMBER OF THE PROTECTED PERSON" DOES NOT INCLUDE AN INDIVIDUAL WHO IS A GUARDIAN OF THE PROTECTED PERSON.

(c) IF MORE THAN ONE PERSON QUALIFIES AS THE CLOSEST FAMILY MEMBER PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (4), THEN:

(I) IF THERE ARE TWO SUCH PERSONS, THEN NOTICE MUST BE PROVIDED TO BOTH PERSONS; AND

(II) IF THERE ARE MORE THAN TWO SUCH PERSONS, THEN NOTICE MUST BE PROVIDED TO THE TWO OLDEST SUCH PERSONS.

SECTION 3. In Colorado Revised Statutes, **add** 15-14-102.7 as follows:

15-14-102.7. Personal rights of protected persons.

(1) **Obligation of the courts.** THE COURT SHALL CONSTRUE AND APPLY THIS PART 1 AND PARTS 3 AND 4 OF THIS ARTICLE, AND OTHER PROVISIONS OF THIS CODE AS SUCH PROVISIONS RELATE TO A PROTECTED PERSON, IN A MANNER THAT MAXIMIZES THE PROTECTION OF THE PERSONAL RIGHTS OF EACH PROTECTED PERSON.

(2) **Declaration - uniform law comments.** THE GENERAL ASSEMBLY DECLARES THAT THE COURTS SHOULD EMBRACE THE COMMENTS OF THE UNIFORM LAW COMMISSION THAT ACCOMPANIED THE REENACTMENT OF THIS ARTICLE IN 2000, WHICH ARE SUPPORTIVE OF THE PERSONAL RIGHTS OF A PROTECTED PERSON.

SECTION 4. In Colorado Revised Statutes, 15-14-102, **amend** (11); and **add** (10.5) as follows:

15-14-102. Definitions. In parts 1 to 4 of this article:

(10.5) "PERSONAL RIGHTS OF A PROTECTED PERSON" MEANS THE RIGHT TO PERSONAL AUTONOMY AND OTHER RIGHTS THAT ALL INDIVIDUALS ARE ENTITLED TO UNDER THE CONSTITUTION AND LAWS OF THE UNITED STATES AND OF THIS STATE, WHICH RIGHTS INCLUDE, BUT ARE NOT LIMITED TO, EQUALITY OF JUSTICE, FREEDOM OF SPEECH, FREEDOM OF RELIGION, FREEDOM OF ASSOCIATION, RIGHT TO COUNSEL, RIGHT TO PETITION, AND DUE PROCESS OF LAW FOR THE PROTECTION OF LIFE, LIBERTY, AND PROPERTY.

(11) "Protected person" means a minor or other individual for whom a conservator has been appointed or other protective order has been made, AND, AS USED IN SECTIONS 15-14-102.7, 15-14-119.5, AND 15-14-119.7, INCLUDES A WARD."

Page 8, strike lines 19 through 26 and substitute:

"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."

Strike page 9.

Page 1, line 103, strike "OR CONSERVATOR".

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that SB16-053 be postponed indefinitely.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that SB16-050 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 6 and 7 and substitute, "FAITH, THE RETAILER PROVIDES AN ADDRESS THAT CORRECTLY INDICATES THE LOCATION OF THE BUSINESS,".

Page 2, line 8, strike "CORRECT,".

Page 3, line 9, strike "REGION." and substitute "REGION, OR MEANS ANY SUCCESSOR SYSTEM USED BY THE DEPARTMENT TO IDENTIFY THE LOCAL SALES TAXES THAT A RETAILER IS REQUIRED TO COLLECT AND REMIT BASED ON THE BUSINESS LOCATION.".

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that SB16-017 be referred to the Committee on Finance 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:

MEMBER OF THE
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for a term expiring September 1, 2017:

Suzanne J. Morgan of Lone Tree, Colorado, to serve as a representative of Colorado municipal employers, and occasioned by the resignation of Susan R. Eaton of Denver, Colorado, appointed.

State,
Veterans, &
Military
Affairs

The Committee on State, Veterans, & Military Affairs 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
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for terms expiring September 1, 2019:

Manuel Albert Esquibel of Brighton, Colorado, to serve as a representative of Colorado municipal employers, reappointed;

Pamela Marie Feely, CPA, MBA, of Lakewood, Colorado, to serve as a representative of a board of directors of a special district, reappointed;
Todd A. Bower of Denver, Colorado, to serve as a full-time paid firefighter, reappointed.

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:

MEMBER OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2019:

Ruth Eileen Minnema, RN, MA, NHA, RAC-CT, of Centennial, Colorado, to serve as a member with expertise in nursing home operations, who is a nursing home administrator at the time of appointment, who is experienced in the financial operations of a nursing home, and as an Unaffiliated, appointed.

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:

MEMBER OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2019:

William Lewis Robinson of Castle Rock, Colorado, to serve as a veteran and the designee of the State Board of Veterans Affairs and as an Unaffiliated, appointed.

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

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

SB16-066

by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Hamner, Young, Rankin--Concerning creation of the contingency reserve fund for school districts.

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

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

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

Approved:

Ellen Roberts
President *pro tem* of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

17th Legislative Day Friday, January 29, 2016

Prayer By the chaplain, Pastor David Almanzar, Cañon Community Baptist Church, Cañon City.

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

Pledge By Senator Neville.

Roll Call Present--31
Excused--4, Cadman, Scott, Sonnenberg, Ulibarri.

Quorum The President *pro tem* announced a quorum present.

Reading of Journal On motion of Senator Tate, reading of the Journal of Thursday, January 28, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **SJR16-003** be referred to the Senate for final action.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **SB16-015** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance After consideration on the merits, the Committee recommends that **SB16-001** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, strike lines 13 through 15 and substitute "SUBPARAGRAPH (I) OF THIS PARAGRAPH (f) FOR AN AMOUNT RECEIVED AS A PENSION OR ANNUITY THAT ARISES FROM AN INDIVIDUAL'S SERVICE IN THE UNIFORMED SERVICES OF THE UNITED STATES. AMOUNTS RECEIVED FROM ALL OTHER TYPES OF PENSIONS OR ANNUITIES ARE SUBJECT TO THE OTHER LIMITS SET FORTH IN THIS SUBPARAGRAPH (III) WITHOUT REGARD TO THE AMOUNT SUBTRACTED UNDER THIS SUB-SUBPARAGRAPH (B).".

SENATE SERVICES REPORT

Correctly Reengrossed: SB16-066.

MESSAGE FROM THE HOUSE

January 28, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1051.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1032, amended as printed in House Journal, January 27, 2016.
HB16-1057, amended as printed in House Journal, January 27, 2016.

MESSAGE FROM THE REVISOR OF STATUTES

January 28, 2016

We herewith transmit:

Without comment, HB16-1051.
Without comment, as amended, HB16-1032 and 1057.

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

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

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

SB16-010 by Senator(s) Baumgardner; --Concerning the purchase of an off-highway vehicle by a dealer.

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 Tate, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	31	NO	0	EXCUSED	4	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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	E
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB16-010.

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 (SB16-011) of Friday, January 29 was laid over until Monday, February 1, 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 SB16-009 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 7 to 26 and substitute:

"(v) Sharing any professional fees with anyone except those with whom the dentist or dental hygienist is lawfully associated in the practice of dentistry or dental hygiene; except that:
(I) A licensed dentist or dental hygienist may pay an independent advertising or marketing agent compensation for advertising or marketing services rendered by the agent for the benefit of the licensed dentist or dental hygienist, including compensation that is based on the results or performance of the services on a per-patient basis; AND
(II) NOTHING IN THIS SECTION PROHIBITS A DENTIST OR DENTAL HYGIENIST PRACTICE OWNED OR OPERATED BY A PROPRIETOR AUTHORIZED UNDER SECTION 12-35-116.5 FROM CONTRACTING WITH ANY PERSON OR ENTITY FOR BUSINESS MANAGEMENT SERVICES OR PAYING A ROYALTY IN ACCORDANCE WITH A FRANCHISE AGREEMENT IF THE TERMS OF THE CONTRACT OR FRANCHISE AGREEMENT DO NOT AFFECT THE EXERCISE OF THE INDEPENDENT PROFESSIONAL JUDGMENT OF THE DENTIST OR DENTAL HYGIENIST."

Health & Human Services

After consideration on the merits, the Committee recommends that SB16-002 be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that SB16-069 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 2, strike line 9 and substitute:

"(4.5) (a) "COMMUNITY INTEGRATED HEALTH CARE SERVICE" MEANS THE PROVISION OF".

Page 2, line 13, strike "PARAMEDICINE" and substitute "INTEGRATED HEALTH CARE SERVICE".

Page 3, line 6, strike "PARAMEDICINE" and substitute "INTEGRATED

HEALTH CARE SERVICE".	1
	2
Page 3, line 8, strike "PARAMEDICINE" and substitute "INTEGRATED	3
HEALTH CARE SERVICE".	4
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Page 3, line 19, strike "PERFORM," and substitute "PERFORM WITHIN HIS	6
OR HER SCOPE OF PRACTICE,".	7
	8
Page 4, line 2, strike "INVENTORY" and substitute "INVENTORY,	9
COMPLIANCE,".	10
	11
Page 4, strike lines 11 through 14 and substitute "SCORE ON AN	12
EXAMINATION OFFERED NATIONALLY AND RECOGNIZED IN COLORADO	13
FOR CERTIFYING COMPETENCY TO SERVE AS A".	14
	15
Page 5, strike line 5.	16
	17
Page 5, line 7, strike "C.R.S." and substitute "C.R.S.;	18
(d) A FIRE PROTECTION OR OTHER SPECIAL DISTRICT AUTHORITY;	19
(e) A HEALTH CARE BUSINESS ENTITY, INCLUDING A LICENSED OR	20
CERTIFIED HEALTH CARE FACILITY THAT IS SUBJECT TO REGULATION	21
UNDER ARTICLE 3 OF THIS TITLE; OR	22
(f) A COMMUNITY INTEGRATED HEALTH CARE SERVICE AGENCY	23
LICENSED PURSUANT TO PART 12 OF THIS ARTICLE.".	24
	25
Page 5, strike lines 8 through 14 and substitute:	26
	27
"(2) "MEDICAL DIRECTION" MEANS THE SUPERVISION OVER AND	28
DIRECTION OF INDIVIDUALS WHO PERFORM ACTS ON BEHALF OF A CARES	29
PROGRAM BY A HEALTH CARE PROFESSIONAL WHO IS IDENTIFIED AS BEING	30
RESPONSIBLE FOR ASSURING THE COMPETENCY OF THOSE INDIVIDUALS IN	31
THE PERFORMANCE OF ACTS ON BEHALF OF THE CARES PROGRAM.".	32
	33
Page 6, strike line 1 and substitute:	34
	35
"(2) SUBJECT TO MEDICAL DIRECTION, AN".	36
	37
Page 6, line 11, strike "PARAMEDICINE" and substitute "INTEGRATED	38
HEALTH CARE SERVICE".	39
	40
Page 6, strike line 18 and substitute:	41
	42
"(I) COMMUNITY PARAMEDIC, AS DEFINED IN SECTION 25-3.5-103	43
(4.3);	44
(II) MENTAL HEALTH PROFESSIONAL;".	45
	46
Renumber succeeding subparagraphs accordingly.	47
	48
Page 6, line 20, after "PRACTICE" insert "REGISTERED".	49
	50
Page 6, strike lines 25 and 26 and substitute:	51
	52
"(b) PROVIDE SERVICES BY DISPATCHING ONE OR MORE	53
INDIVIDUALS, ACCOMPANIED OR SUPERVISED BY A".	54
	55
Page 7, line 7, strike "COUNCIL" and substitute "BOARD".	56
	57
Page 7, line 25, strike "COUNCIL" and substitute "BOARD".	58
	59
Page 8, strike line 4 and substitute:	60
	61
"COMMUNITY INTEGRATED	62
HEALTH CARE SERVICE AGENCIES".	63
	64
Page 8, line 7, strike "PARAMEDICINE" and substitute "INTEGRATED	65
HEALTH CARE SERVICE".	66
	67

Page 8, strike line 8 and substitute "A PARTNERSHIP; CORPORATION;
NONPROFIT ENTITY; SPECIAL DISTRICT; HEALTHCARE BUSINESS ENTITY,
INCLUDING A LICENSED OR CERTIFIED HEALTH CARE FACILITY THAT IS
SUBJECT TO REGULATION UNDER ARTICLE 3 OF THIS TITLE; OR".

Page 8, line 10, strike "PARAMEDICINE" and substitute "INTEGRATED
HEALTH CARE".

Page 8, line 14, strike "PARAMEDICINE" and substitute "INTEGRATED
HEALTH CARE SERVICE".

Page 8, strike lines 15 through 21 and substitute:

"(3) "MEDICAL DIRECTION" MEANS THE SUPERVISION OVER AND
DIRECTION OF INDIVIDUALS WHO PERFORM ACTS ON BEHALF OF AN
AGENCY BY A HEALTH CARE PROFESSIONAL WHO IS IDENTIFIED AS BEING
RESPONSIBLE FOR ASSURING THE COMPETENCY OF THOSE INDIVIDUALS IN
THE PERFORMANCE OF ACTS ON BEHALF OF THE AGENCY."

Page 8, line 25, strike "**paramedicine**" and substitute "**integrated health
care service**".

Page 9, line 1, strike "PARAMEDICINE" and substitute "INTEGRATED
HEALTH CARE SERVICE".

Page 9, line 3, strike "PARAMEDICINE" and substitute "INTEGRATED
HEALTH CARE SERVICE".

Page 9, line 5, strike "PARAMEDICINE" and substitute "INTEGRATED
HEALTH CARE SERVICE".

Page 9, line 26, strike "**paramedicine**" and substitute "**integrated health
care service**".

Page 9, line 27, strike "PARAMEDICINE" and substitute "INTEGRATED
HEALTH CARE SERVICE".

Page 10, line 3, strike "(2)." and substitute "(2) AND THE TASKS AND
PROCEDURES THAT A COMMUNITY PARAMEDIC IS AUTHORIZED TO
PERFORM WITHIN HIS OR HER SCOPE OF PRACTICE IN ACCORDANCE WITH
SECTION 25-3.5-203.5 (2) (a) AND RULES PROMULGATED PURSUANT TO
THAT SECTION."

Page 10, strike lines 8 and 9 and substitute:

"(a) A REQUIREMENT THAT THE AGENCY HAVE MEDICAL
DIRECTION;"

Page 10, line 20, strike "PARAMEDICINE" and substitute "INTEGRATED
HEALTH CARE SERVICE".

Page 11, strike lines 4 and 5.

Reletter succeeding paragraphs accordingly.

Page 11, line 11, strike "**paramedicine**" and substitute "**integrated
health care service**".

Page 11, line 12, strike "PARAMEDICINE" and substitute "INTEGRATED
HEALTH CARE SERVICE".

Page 11, line 23, strike "PARAMEDICINE" and substitute "INTEGRATED
HEALTH CARE SERVICE".

Page 13, line 12, strike "PARAMEDICINE" and substitute "INTEGRATED
HEALTH CARE SERVICE".

Page 14, line 10, strike "PARAMEDICINE" and substitute "INTEGRATED HEALTH CARE SERVICE".

Page 15, after line 16 insert:

"25-3.5-1207. Repeal of article - review of functions. THIS PART 12 IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021. BEFORE THE REPEAL, THE DEPARTMENT'S FUNCTIONS UNDER THIS PART 12 SHALL BE REVIEWED AS PROVIDED FOR IN SECTION 24-34-104, C.R.S.

SECTION 4. In Colorado Revised Statutes, 24-34-104, add (52.5) (f) as follows:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment.

(52.5) The following agencies, functions, or both, terminate on September 1, 2021:

(f) THE FUNCTIONS OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT REGARDING COMMUNITY INTEGRATED HEALTH CARE SERVICE AGENCIES PURSUANT TO PART 12 OF ARTICLE 3.5 OF TITLE 25, C.R.S."

Renumber succeeding section accordingly.

MESSAGE FROM THE HOUSE

January 29, 2016

Mr. President:

The House has adopted and transmits herewith HJR16-1003, HJR16-1004, HJR16-1005, HJR16-1006, HJR16-1007.

INTRODUCTION OF RESOLUTIONS

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

HJR16-1003 by Representative(s) Lontine and Roupe, Buckner, Danielson, Esgar, Fields, Foote, Garnett, Ginal, Humphrey, Kraft-Tharp, Lebsock, Lee, McCann, Melton, Moreno, Neville P., Primavera, Thurlow, Wist; also Senator(s) Lambert and Carroll, Hill, Jones, Scott, Sonnenberg, Ulibarri--Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

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

HJR16-1004 by Representative(s) Esgar and Navarro, Buckner, Danielson, Fields, Foote, Garnett, Ginal, Humphrey, Kraft-Tharp, Lee, Lontine, McCann, Melton, Moreno, Neville P., Primavera, Roupe, Wist; also Senator(s) Crowder and Garcia, Jones, Scott, Sonnenberg, Ulibarri--Concerning the U.S.S. Pueblo.

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

HJR16-1005 by Representative(s) Williams and Humphrey, Buckner, Danielson, Esgar, Fields, Foote, Garnett, Ginal, Kraft-Tharp, Lee, Lontine, McCann, Melton, Moreno, Primavera, Roupe, Thurlow, Wist; also Senator(s) Sonnenberg and Ulibarri, Hill, Jones, Scott--Concerning the U.S.S. Colorado.

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

HJR16-1006	by Representative(s) Ryden and Thurlow, Buckner, Danielson, Fields, Foote, Garnett, Ginal, Humphrey, Kraft-Tharp, Lee, Lontine, McCann, Melton, Moreno, Primavera, Roupe, Wist; also Senator(s) Todd and Martinez Humenik, Scott--Concerning the designation of a portion of East Sixth Avenue in Aurora as the "Colorado Freedom Memorial Highway".	1 2 3 4 5 6 7 8 9
	Laid over one day under Senate Rule 30(e).	10 11 12
HJR16-1007	by Representative(s) Melton and Landgraf, Buckner, Danielson, Esgar, Fields, Foote, Garnett, Ginal, Humphrey, Kraft-Tharp, Lee, Lontine, McCann, Moreno, Neville P., Primavera, Roupe, Thurlow, Wist; also Senator(s) Hill and Heath, Cooke, Jones, Scott, Sonnenberg, Ulibarri--Concerning recognition of military personnel from Colorado who have served in Operation Enduring Freedom, Operation Freedom's Sentinel, Operation New Dawn, Operation Inherent Resolve, and in the Global War on Terrorism and honoring those who have died while serving the cause of freedom around the world.	13 14 15 16 17 18 19 20 21 22
	Laid over one day under Senate Rule 30(e).	23 24 25 26 27
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INTRODUCTION OF BILLS -- FIRST READING		34 35 36 37 38 39 40 41 42
The following bills were read by title and referred to the committees indicated:		43 44 45 46 47 48 49 50 51 52 53
SB16-083	by Senator(s) Baumgardner; also Representative(s) Joshi--Concerning a requirement that an elector establish identification for voting purposes by showing a government-issued form of identification that shows a photograph of the eligible elector. State, Veterans, & Military Affairs	54 55 56 57 58 59 60 61 62 63 64 65 66 67
SB16-084	by Senator(s) Steadman; --Concerning the "Colorado Uniform Recognition of Substitute Health Care Decision-making Documents Act". Judiciary	
SB16-085	by Senator(s) Steadman; --Concerning the "Colorado Uniform Trust Decanting Act". Judiciary	
SB16-086	by Senator(s) Neville T.; also Representative(s) Neville P.--Concerning the elimination of the cap on the state income tax deduction for retirement benefits. Finance Appropriations	
SB16-087	by Senator(s) Baumgardner; --Concerning public utility fee funding for the highway-rail crossing signalization fund. Transportation	
SB16-088	by Senator(s) Steadman; --Concerning the "Revised Uniform Fiduciary Access to Digital Assets Act". Judiciary	
SB16-089	by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Hamner, Young, Rankin--Concerning the establishment of an alternative maximum reserve for the department of state cash fund. Appropriations	

SB16-090	by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Young, Hamner, Rankin--Concerning the ability of the department of public health and environment to collect data on marijuana health effects at a regional level. Appropriations	1 2 3 4 5 6
SB16-091	by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Hamner, Young, Rankin--Concerning timing of the statewide discovery sharing system. Appropriations	7 8 9 10 11
SB16-092	by Senator(s) Grantham, Lambert, Steadman; also Representative(s) Rankin, Hamner, Young--Concerning the authorization of the state to act pursuant to the federal "Oil Pollution Act of 1990". Appropriations	12 13 14 15 16 17
SB16-093	by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning transfer of the oversight of independent living services from the department of human services to the department of labor and employment. Appropriations	18 19 20 21 22 23
SB16-094	by Senator(s) Crowder; also Representative(s) Vigil--Concerning the shared costs of a district public health agency by the counties in the district. Health & Human Services	24 25 26 27 28
SB16-095	by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Young, Hamner, Rankin--Concerning the five-year appropriations requirement for bills that change the periods of incarceration in state correctional facilities. Appropriations	29 30 31 32 33 34
SB16-096	by Senator(s) Heath; --Concerning the recreation of the pay equity commission within the department of labor and employment. Business, Labor, & Technology	35 36 37 38 39
SB16-097	by Senator(s) Scott; --Concerning measures to ensure that revenue related to the severance of minerals in the state is used in areas most impacted by the severance. Agriculture, Natural Resources, & Energy	40 41 42 43 44
SB16-098	by Senator(s) Steadman; --Concerning restoring judicial discretion in criminal sentencing. Judiciary	45 46 47 48
SB16-099	by Senator(s) Jahn; also Representative(s) Primavera, Nordberg, Ryden--Concerning implementing recommendations of the state auditor's office by establishing the authority of the correctional education program to sell inmate-produced products to specified persons. State, Veterans, & Military Affairs	49 50 51 52 53 54
SB16-100	by Senator(s) Jahn; also Representative(s) Pabon--Concerning requirements that a county must meet before reducing the mill levy for its road and bridge fund. Transportation	55 56 57 58 59
SB16-101	by Senator(s) Kerr; also Representative(s) Kraft-Tharp--Concerning the creation of a school board ethics commission. State, Veterans, & Military Affairs	60 61 62 63 64
SB16-102	by Senator(s) Kerr, Aguilar, Guzman, Heath, Lundberg, Marble, Merrifield; --Concerning the elimination of mandatory sentences to incarceration for certain crimes. Judiciary	65 66 67

SB16-103	by Senator(s) Merrifield; also Representative(s) Sias--Concerning creation of the "Uniform Recognition and Enforcement of Canadian Domestic Violence Protection Orders Act". Judiciary	1
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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. Education	5
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SB16-105	by Senator(s) Merrifield and Marble, Kerr, Martinez Humenik, Todd, Woods; --Concerning the requirement that fifty percent of an educator's performance evaluation be determined by student academic growth. Education	9
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SB16-106	by Senator(s) Holbert; also Representative(s) Salazar--Concerning measures to facilitate the efficient administration of Colorado laws governing campaign finance. State, Veterans, & Military Affairs	13
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SB16-107	by Senator(s) Cooke; also Representative(s) Pabon--Concerning the regulation of voter registration drive circulators, and, in connection therewith, requiring circulators to complete mandatory training. State, Veterans, & Military Affairs	17
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SB16-108	by Senator(s) Carroll; also Representative(s) Singer--Concerning making certain public administrators employees of the state judicial system, and, in connection therewith, prohibiting such public administrators from collecting additional compensation for the performance of their duties. State, Veterans, & Military Affairs	21
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SB16-109	by Senator(s) Garcia; --Concerning a state patrol facility in Pueblo, Colorado. Transportation	25
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SB16-110	by Senator(s) Woods; also Representative(s) Lundeen--Concerning protecting the privacy of child victims when releasing criminal justice records. Judiciary	29
		30
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SB16-111	by Senator(s) Lambert, Baumgardner, Grantham, Cooke, Newell, Garcia, Neville T., Scheffel, Carroll; also Representative(s) Lundeen, Fields, Klingenschmitt, Saine, Joshi--Concerning authorizing the Colorado mounted rangers as certified reserve peace officers. Judiciary	33
		34
		35
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SB16-112	by Senator(s) Tate; --Concerning a modification to the required quantity of voter service and polling centers. State, Veterans, & Military Affairs	37
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SB16-113	by Senator(s) Marble; also Representative(s) Saine and Humphrey--Concerning the repeal of certain provisions concerning ammunition magazines. State, Veterans, & Military Affairs	41
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On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday,
February 1, 2016.

Approved:

Ellen Roberts
President *pro tem* of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

20th Legislative Day Monday, February 1, 2016

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

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

Pledge By Senator Cooke.

Roll Call Present--33
Excused--2, Hodge, Woods.
Present later--1, Hodge.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Merrifield, reading of the Journal of Friday, January 29, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

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
COLORADO SCHOOL OF MINES BOARD OF TRUSTEES

effective December 31, 2015, for a term expiring December 31, 2016:

James R. Spaanstra of Lakewood, Colorado to serve as a non-graduate and as a Democrat, reappointed;

effective December 31, 2015, for a term expiring December 31, 2019:

Patricia K. Starzer of Highlands Ranch, Colorado to serve as a graduate and as a Republican, appointed.

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
PRIVATE OCCUPATIONAL SCHOOL BOARD

for a term expiring July 1, 2018:

Paul Edward Garibay, Jr. of Westminster, Colorado, to serve as a representative of the general public, who is an owner or operator of a business within Colorado that employs students who are enrolled in schools that are subject to administration by the private occupational school division, and occasioned by the resignation of Ledy R. Garcia-Eckstein of Denver, Colorado, appointed;

for terms expiring July 1, 2019:

Richard Semakula of Centennial, Colorado, to serve as a representative of a private occupational school, reappointed;

Arlene Rae Malay of Denver, Colorado, to serve as a representative of a private occupational school, reappointed.

Education

After consideration on the merits, the Committee recommends that **SB16-072** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 2, strike lines 2 through 19 and substitute:

"SECTION 1. In Colorado Revised Statutes, 22-43.7-103, **amend** (7) as follows:

22-43.7-103. Definitions. As used in this article, unless the context otherwise requires:

(7) "Charter school" means a charter school as described in section 22-54-124 (1) (f.6) (I) (A) or (1) (f.6) (I) (B). ~~that has been chartered for at least five years on the date its authorizer forwards an application for financial assistance to the board on the charter school's behalf.~~

SECTION 2. In Colorado Revised Statutes, 22-43.7-109, **amend** (3); and **repeal** (1) (b) as follows:

22-43.7-109. Financial assistance for public school capital construction - application requirements - evaluation criteria - local match requirements. (1) For fiscal years commencing on or after July 1, 2008, the board, with the support of the division and subject to the approval of the state board and, in the case of financial assistance that involves lease-purchase agreements, subject to both the preliminary approval of the state board and the final approval of the capital development committee, regarding financial assistance awards as specified in this section, shall provide financial assistance as specified in this section subject to the following limitations:

(b) ~~The board may provide financial assistance to a charter school that first occupies a public school facility on or after May 22, 2008, only if the public school facility occupied by the charter school complied with all public school facilities construction guidelines addressing health and safety issues established by the board pursuant to section 22-43.7-107(2)~~

(a) ~~at the time the charter school first occupied the facility.~~

(3) A CHARTER SCHOOL THAT CHOOSES TO APPLY FOR FINANCIAL ASSISTANCE MUST APPLY DIRECTLY TO THE BOARD. A charter school shall notify its authorizer ~~that it intends to apply~~ IF THE CHARTER SCHOOL APPLIES for financial assistance. NOTHING SHALL PROHIBIT THE AUTHORIZER FROM SUBMITTING A LETTER INDICATING THE AUTHORIZER'S POSITION ON THE APPLICATION. ~~at least four months prior to the application submission deadline. The charter school shall forward its application for financial assistance to its authorizer, which shall forward the application to the board together with a letter indicating the authorizer's position on the application.~~ The Colorado school for the deaf and blind shall ALSO apply for financial assistance directly. Financial assistance awarded to a charter school as a matching cash grant shall be provided to the authorizer, which shall distribute all financial assistance received as a grant to the charter school and may not retain any portion of such moneys for any purpose. All other financial assistance shall be provided in the form of lease payments made by the board directly to a lessor or trustee as required by the terms of the applicable lease-purchase agreement."

Strike page 3.

Page 4, strike lines 1 through 12.

Renumber succeeding sections accordingly.

Finance

After consideration on the merits, the Committee recommends that **SB16-001** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, strike lines 13 through 15 and substitute "SUBPARAGRAPH (I) OF THIS PARAGRAPH (f) FOR AN AMOUNT RECEIVED AS A PENSION OR ANNUITY THAT ARISES FROM AN INDIVIDUAL'S SERVICE IN THE UNIFORMED SERVICES OF THE UNITED STATES. AMOUNTS RECEIVED FROM ALL OTHER TYPES OF PENSIONS OR ANNUITIES ARE SUBJECT TO THE OTHER LIMITS SET FORTH IN THIS SUBPARAGRAPH (III) WITHOUT REGARD TO THE AMOUNT SUBTRACTED UNDER THIS SUB-SUBPARAGRAPH (B).".

SENATE SERVICES REPORT

Correctly Printed: SB16-083, 084, 085, 086, 087, 088, 089, 090, 091, 092, 093, 094, 095, 096, 097, 098, 099, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, AND 113.

Correctly Engrossed: SB16-010.

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

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

SB16-010 by Senator(s) Baumgardner; also Representative(s) Becker J.--Concerning the purchase of an off-highway vehicle by a dealer.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	E	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	E
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, Crowder and Scheffel.

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

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

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

SB16-050by Senator(s) Neville T. and Jahn, Carroll; also Representative(s) Saine and Ryden, Kraft-
Tharp, Nordberg, Primavera--Concerning a hold harmless provision for retailers liable for
any money payable as a result of an incorrect location code assigned by the department of
revenue.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, January 28, page(s) 73, 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 Lundberg, the report of the Committee of the Whole was adopted
on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	E	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	E
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: SB16-050, as amended.

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
(SB16-011) of Monday, February 1 was laid over until Tuesday, February 2, retaining its
place on the calendar.

CONSIDERATION OF RESOLUTIONS

HJR16-1003 by Representative(s) Lontine and Roupe, Buckner, Danielson, Esgar, Fields, Foote, Garnett, Ginal, Humphrey, Kraft-Tharp, Lebsock, Lee, McCann, Melton, Moreno, Neville P., Primavera, Thurlow, Wist; also Senator(s) Lambert and Carroll, Hill, Jones, Scott, Sonnenberg, Ulibarri--Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

Amendment No. 1(L.001), by Senator Lambert.

Amend engrossed resolution, page 3, line 9, after "Hickenlooper;" insert "Admiral Bill Gortney, Commander, North American Aerospace Defense Command, United States Northern Command; General John E. Hyten, Commander, Air Force Space Command;".

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	E	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	E
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	E	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	E
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Holbert, Jahn, Johnston, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Steadman, Tate and Todd.

HJR16-1004 by Representative(s) Esgar and Navarro, Buckner, Danielson, Fields, Foote, Garnett, Ginal, Humphrey, Kraft-Tharp, Lee, Lontine, McCann, Melton, Moreno, Neville P., Primavera, Roupe, Wist; also Senator(s) Crowder and Garcia, Jones, Scott, Sonnenberg, Ulibarri--Concerning the U.S.S. Pueblo.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	E	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	E
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Donovan, Grantham, Guzman, Heath, Hill, Holbert, Jahn, Johnston, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Steadman, Tate and Todd.

HJR16-1005 by Representative(s) Williams and Humphrey, Buckner, Danielson, Esgar, Fields, Foote, Garnett, Ginal, Kraft-Tharp, Lee, Lontine, McCann, Melton, Moreno, Primavera, Roupe, Thurlow, Wist; also Senator(s) Sonnenberg and Ulibarri, Hill, Jones, Scott--Concerning the U.S.S. Colorado.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	E	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	E
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Holbert, Jahn, Johnston, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Steadman, Tate and Todd.

HJR16-1006 by Representative(s) Ryden and Thurlow, Buckner, Danielson, Fields, Foote, Garnett, Ginal, Humphrey, Kraft-Tharp, Lee, Lontine, McCann, Melton, Moreno, Primavera, Roupe, Wist; also Senator(s) Todd and Martinez Humenik, Scott--Concerning the designation of a portion of East Sixth Avenue in Aurora as the "Colorado Freedom Memorial Highway".

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	E	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	E
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Merrifield, Neville T., Newell, Roberts, Scheffel, Sonnenberg, Steadman, Tate and Ulibarri.

HJR16-1007 by Representative(s) Melton and Landgraf, Buckner, Danielson, Esgar, Fields, Foote, Garnett, Ginal, Humphrey, Kraft-Tharp, Lee, Lontine, McCann, Moreno, Neville P., Primavera, Roupe, Thurlow, Wist; also Senator(s) Hill and Heath, Cooke, Jones, Scott, Sonnenberg, Ulibarri--Concerning recognition of military personnel from Colorado who have served in Operation Enduring Freedom, Operation Freedom's Sentinel, Operation New Dawn, Operation Inherent Resolve, and in the Global War on Terrorism and honoring those who have died while serving the cause of freedom around the world.

On motion of Senator Hill, the resolution was read at length and **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	E	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	E
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Crowder, Donovan, Garcia, Grantham, Guzman, Holbert, Jahn, Johnston, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Steadman, Tate and Todd.

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

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

MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for a term expiring September 1, 2017:

Suzanne J. Morgan of Lone Tree, Colorado, to serve as a representative of Colorado municipal employers, and occasioned by the resignation of Susan R. Eaton of Denver, Colorado, appointed;

for terms expiring September 1, 2019:

Manuel Albert Esquibel of Brighton, Colorado, to serve as a representative of Colorado municipal employers, reappointed;

Pamela Marie Feely, CPA, MBA, of Lakewood, Colorado to serve as a representative of a board of directors of a special district, reappointed;

Todd A. Bower of Denver, Colorado, to serve as a full-time paid firefighter, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	E	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	E
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBERS OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2019:

Ruth Eileen Minnema, RN, MA, NHA, RAC-CT, of Centennial, Colorado, to serve as a member with expertise in nursing home operations, who is a nursing home administrator at the time of appointment, who is experienced in the financial operations of a nursing home and as an Unaffiliated, appointed;

for a term expiring July 1, 2019:

William Lewis Robinson of Castle Rock, Colorado, to serve as a veteran and the designee of the State Board of Veterans Affairs and as an Unaffiliated, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	E	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	E
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor John W. Hickenlooper was read and assigned to committee as follows:

May 11, 2015

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 for your consideration, the following:

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF REGULATORY AGENCIES

effective June 1, 2015, for a term expiring at the pleasure of the Governor:

Joseph Neguse of Broomfield, Colorado, and occasioned by the resignation of Barbara Kelley of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

February 1, 2016

Mr. President:

The Speaker announced that Representative Singer is added as co-prime sponsor with Representative Lee on SB16-039.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB16-114** by Senator(s) Carroll and Ulibarri, Aguilar, Guzman, Jones, Kerr, Merrifield; also Representative(s) Danielson, Winter, Lebsock--Concerning the requirement that employers provide employee-earned paid sick time to their employees.
State, Veterans, & Military Affairs
- SB16-115** by Senator(s) Martinez Humenik; --Concerning an electronic filing system for documents recorded with a county clerk and recorder, and, in connection therewith, creating the electronic recording technology board, which is an enterprise; authorizing the board to set an additional filing surcharge for a five-year period; requiring counties to transmit the proceeds of the board's surcharge to the state for deposit in a cash fund administered by the board; requiring the board to make grants from the fund to counties to create, maintain, improve, or replace electronic filing systems; establishing reporting requirements for the board; and increasing a local filing surcharge.
Local Government

SB16-116	by Senator(s) Johnston; --Concerning the creation of a deceptive trade practice under the "Colorado Consumer Protection Act" for a private custodian of criminal justice records to fail to remove a sealed criminal justice record from the custodian's database after receiving notice of a court order sealing that criminal justice record. Judiciary	1
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SB16-117	by Senator(s) Sonnenberg; --Concerning a limitation on a state agency's authority to impose a fine. Finance	7
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SB16-118	by Senator(s) Newell, Todd, Aguilar, Garcia, Hodge; also Representative(s) Singer, Ginal, Melton--Concerning a screening questionnaire to identify children impacted by prenatal substance exposure. State, Veterans, & Military Affairs	11
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SB16-119	by Senator(s) Johnston; also Representative(s) Dore--Concerning the species of animals that are excluded from the landowner preference program for hunting licenses. Agriculture, Natural Resources, & Energy	17
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SB16-120	by Senator(s) Roberts; also Representative(s) Coram--Concerning providing an explanation of benefits to medicaid recipients for purposes of discovering potential medicaid fraud. Health & Human Services	22
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SB16-121	by Senator(s) Tate; also Representative(s) Garnett--Concerning the percentage of tuition revenue that an institution of higher education is authorized to pledge for contracts for the advancement of money. Finance	28
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SB16-122	by Senator(s) Baumgardner; also Representative(s) Nordberg and Brown--Concerning additional oversight of the activities of the department of transportation. Transportation	33
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SB16-123	by Senator(s) Lundberg, Marble, Baumgardner, Scheffel, Holbert, Newell, Hill, Woods, Cooke, Crowder, Grantham, Lambert; also Representative(s) Singer, Saine, Ransom, Lebsock, Wilson, Melton, Winter, Lontine, Sias--Concerning free access for high occupancy vehicles to high occupancy vehicle and high occupancy toll lanes on state highways, and, in connection therewith, prohibiting the department of transportation and the high-performance transportation enterprise from requiring a vehicle owner to use a switchable transponder or other device in order to travel in a high occupancy vehicle on such a lane without paying a toll. Transportation	38
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HB16-1018	by Representative(s) Carver and Mitsch Bush; also Senator(s) Todd--Concerning a requirement that the statewide transportation advisory committee provide advice and comments regarding transportation-related matters to both the department of transportation and the transportation commission rather than to the department only. Transportation	47
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HB16-1026	by Representative(s) Thurlow and Kraft-Tharp; also Senator(s) Holbert--Concerning the repeal of the department of revenue's revenue impact accounting requirements related to a group of bills enacted in 2010. Finance	53
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HB16-1028	by Representative(s) Van Winkle, Buck, Lontine, Ginal; also Senator(s) Cooke-- Concerning modifications to the statewide death and disability plan administered by the fire and police pension association. Finance	1
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HB16-1032	by Representative(s) Lontine; also Senator(s) Todd and Cooke--Concerning changes to the contents of a criminal summons. Judiciary	6
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HB16-1038	by Representative(s) Melton and Salazar, Lontine, Ginal; also Senator(s) Jones-- Concerning optional affiliation with the fire and police pension association by a county sheriff department that does not participate in social security. Finance	11
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HB16-1043	by Representative(s) Brown, Becker K., Vigil; also Senator(s) Baumgardner, Kefalas, Sonnenberg--Concerning the joint technology committee's authority to approve the request for a waiver of certain deadlines after moneys for a project have been appropriated. State, Veterans, & Military Affairs	16
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HB16-1049	by Representative(s) Lee; also Senator(s) Scheffel and Hill--Concerning an escrow account held by a depository institution on behalf of an issuer of an intrastate offering of securities. Finance	21
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HB16-1051	by Representative(s) Van Winkle; also Senator(s) Holbert--Concerning the issuance of beneficiary designation forms to facilitate the transfer of ownership of a vehicle upon the death of an owner. Judiciary	26
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HB16-1053	by Representative(s) Kraft-Tharp; also Senator(s) Hill--Concerning the regulation of retail hydrogen fuel systems for vehicles. Transportation	31
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HB16-1057	by Representative(s) Ransom; also Senator(s) Merrifield--Concerning statutorily established time periods that are multiples of seven days. Judiciary	36
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MESSAGE FROM THE GOVERNOR

Appointment	A letter of designation and appointment from Governor John W. Hickenlooper was read and assigned to committee as follows:	41
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	December 15, 2015	46
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	To the Honorable Colorado Senate Colorado General Assembly State Capitol Building Denver, CO 80203	51
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	Ladies and Gentlemen:	56
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	Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have the honor to designate, reappoint and submit to your consideration, the following:	61
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MEMBER OF THE
BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE
effective December 31, 2015, for a term expiring December 31, 2019:
Steven Ray Short of Durango, Colorado, to serve as an Unaffiliated, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: December 30, 2015
Effie Ameen, Secretary of the Senate

Committee on Education

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Representative K.C. Becker was added as a House joint prime sponsor with Senator Donovan and Representative Mitsch Bush on SB16-021.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, February 2, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

21st Legislative Day Tuesday, February 2, 2016

Prayer	By the chaplain, Dan File, Capitol Commission, Lake City.
Call to Order	By the President at 10:30 a.m.
Pledge	By Senator Cooke.
Roll Call	Present--33 Excused--2, Johnston, Kerr.
Quorum	The President announced a quorum present.
Reading of Journal	On motion of Senator Merrifield, reading of the Journal of Monday, February 1, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB16-029 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.
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Amend printed bill, page 2, strike line 16 and substitute "WITHIN THE STATE. WITNESSES NOT EMPLOYED BY THE INSURER SHALL BE PAID THE SAME FEES AND MILEAGE AS ARE PAID TO WITNESSES IN THE COURTS OF THIS STATE, WHICH FEES, MILEAGE, AND ACTUAL EXPENSES, IF ANY, NECESSARILY INCURRED IN SECURING THE ATTENDANCE OF WITNESSES, AND THEIR TESTIMONY, MUST BE ITEMIZED BY THE COMMISSIONER AND CHARGED AGAINST, AND BE PAID BY, THE COMPANY BEING EXAMINED."

Page 3, strike lines 1 through 5.

Page 6, line 3, strike "NATIONAL" and substitute "NAIC."

Page 6, strike line 4.

Page 6, line 26, strike "AN".

Page 6, line 27, strike "AN".

Page 7, line 5, strike "AN".

Page 7, line 6, strike "AN".

Page 14, strike lines 6 through 8 and substitute:

"10-3-1511. Effective date. THE REQUIREMENTS OF THIS PART 15 ARE EFFECTIVE BEGINNING WITH CALENDAR YEAR 2017. THE FIRST REQUIRED FILING OF THE ORSA SUMMARY REPORT IS IN 2017 AS SPECIFIED IN SECTION 10-3-1505. AN INSURER THAT HAS MAINTAINED A RISK MANAGEMENT FRAMEWORK CONSISTENT WITH THE REQUIREMENTS OF THIS PART 15 IN CALENDAR YEAR 2016 MAY, BUT IS NOT REQUIRED TO, FILE ITS ORSA SUMMARY REPORT IN 2016, AND SUCH REPORT WILL BE CONFIDENTIAL AS SPECIFIED IN SECTION 10-3-1508."

Page 14, strike lines 9 through 18 and substitute:

"SECTION 3. 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."

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that SB16-018 be postponed indefinitely.

SENATE SERVICES REPORT

Correctly Printed: SB16-114, 115, 116, 117, 118, 119, 120, 121, 122, and 123.
Correctly Engrossed: SB16-050.
Correctly Reengrossed: SB16-010.
Correctly Revised: HJR16-1003, 1004, 1005, 1006, and 1007.

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

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

SB16-050 by Senator(s) Neville T. and Jahn, Carroll; also Representative(s) Saine and Ryden, Kraft-Tharp, Nordberg, Primavera--Concerning a hold harmless provision for retailers liable for any money payable as a result of an incorrect location code assigned by the department of revenue.

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

YES	33	NO	0	EXCUSED	2	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	E	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	E	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, Cadman, Cooke, Crowder, Donovan, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Kefalas, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd and Woods.

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

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

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

SB16-015 by Senator(s) Baumgardner; also Representative(s) Vigil--Concerning a requirement that a governor-designated state agency clarify which pesticides may be used in the marijuana industry.

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

SB16-009 by Senator(s) Grantham; also Representative(s) Primavera--Concerning the sharing of professional dental fees.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, January 29, page(s) 79 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 Woods, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	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	E	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	E	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB16-015, SB16-009 as amended.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB16-011

by Senator(s) Neville T., Marble; also Representative(s) Neville P., Humphrey, Ransom, Saine--Concerning the repeal of statutory requirements that a portion of the revenue from specified motor vehicle related fees imposed under the "Funding Advancements for Surface Transportation and Economic Recovery Act of 2009" be used for transit-related projects.

Ordered engrossed 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 Woods, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	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	E	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	E	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB16-011.

CONSIDERATION OF RESOLUTIONS

SJR16-003

by Senator(s) Sonnenberg; also Representative(s) Vigil--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.

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

YES	33	NO	0	EXCUSED	2	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	E	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	E	Scheffel	Y		

Co-sponsor(s) added: Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hodge, Holbert, Jahn, Jones, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Todd and Woods.

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

September 18, 2015

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, reappoint and submit to your consideration, the following:

MEMBER OF THE
ADVISORY COMMITTEE TO THE PROPERTY
TAX ADMINISTRATOR

for a term expiring September 1, 2019:

Tim Canterbury of Howard, Colorado, to serve as a non-assessor from a county with a population less than seventy-five thousand and as a Republican, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Finance

June 2, 2015

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 reappoint and submit to your consideration, the following:

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.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

September 25, 2015

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 for your consideration, the following:

MEMBER OF THE
STATE BOARD OF HEALTH

for a term expiring March 1, 2017:

Matthew William VanAuken of Colorado Springs, Colorado, a resident of the 5th Congressional District and an Unaffiliated, and occasioned by the resignation of Betty B. McLain of Colorado Springs, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

December 17, 2015

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, reappoint, and submit to your consideration, the following:

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MEMBERS OF THE
COLORADO CHILDREN’S TRUST FUND BOARD

for terms expiring November 7, 2018:

Laura Jean Hazen of Centennial, Colorado, to serve as a member with knowledge of child abuse prevention, reappointed;

Erika M. McElroy, Ph.D., of Aurora, Colorado, to serve as a member with knowledge of child abuse prevention, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

November 30, 2015

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, reappoint and submit to your consideration, the following:

MEMBER OF THE
STATE BOARD OF HUMAN SERVICES

for a term expiring March 1, 2017:

Dennis Edward Swain of Northglenn, Colorado, to serve as a member of the public, and occasioned by the resignation of Catherine Anne Silburn of Lakewood, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

October 15, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
STATE PLUMBING BOARD

for terms expiring July 1, 2019:

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

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

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State.
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

August 31, 2015

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, reappoint, and submit to your consideration, the following:

MEMBER OF THE
STATE ELECTRICAL BOARD

for a term expiring July 1, 2018:

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

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

May 8, 2015

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:

MEMBERS OF THE
STATE BOARD OF STOCK INSPECTION COMMISSIONERS

for terms expiring May 1, 2019:

Kory Allen Kessinger of Akron, Colorado, to serve as a representative of the
confinement cattle industry, appointed;

David H. Mendenhall of Rocky Ford, Colorado, to serve as a representative of the
non-confinement cattle industry, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

July 7, 2015

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:

MEMBERS OF THE
COLORADO STUDENT LEADERS INSTITUTE
EXECUTIVE BOARD

for terms expiring July 7, 2016:

Darren Louis Spreeuw of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Christena Estes Faraci of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Jason Lauvane Hanson of Denver, Colorado, to serve as a person employed as teaching faculty or administrator at an institution of higher education in Colorado, appointed;

Brian David Yates of Buena Vista, Colorado, to serve as a person who is employed as an educator in a high school in Colorado in a rural school district, appointed;

for terms expiring July 7, 2017:

Josephine Benavidez of Colorado Springs, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Rosann B. Ward of Aurora, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Kristin Engel Waters of Denver, Colorado, to serve as a person who is employed as an educator in a high school in Colorado, appointed;

Genia Kei Herndon of Denver, Colorado, to serve as a person employed as teaching faculty or administrator at an institution of higher education in Colorado, appointed.

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor, acting on behalf
of the State while Governor John
W. Hickenlooper is absent from
the State.
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Education

September 25, 2015

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
COLORADO STUDENT LEADERS INSTITUTE
EXECUTIVE BOARD

for a term expiring July 7, 2017:

Ledy R. Garcia-Eckstein of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, and occasioned by the resignation of Josephine Benavidez of Colorado Springs, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Education

September 10, 2015

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, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
ENERGY IMPACT ASSISTANCE
ADVISORY COMMITTEE

for terms expiring August 24, 2019:

Karla Jean Distel of Grand Junction, Colorado, reappointed;
Susan B. Alvillar of Grand Junction, Colorado, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

May 5, 2015

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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:

MEMBERS OF THE
GROUND WATER COMMISSION

for terms expiring May 1, 2019:

Daniel L. Farmer of Colorado Springs, Colorado, to serve as a resident agriculturist from the Upper Big Sandy Basin, appointed;

Blake Austin Gourley of Springfield, Colorado, to serve as a resident agriculturist from the Southern High Plains Basin, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

November 13, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2019:

Michael Jude Berry, PE, CWP, of Montrose, Colorado, to serve as a member from the Gunnison-Uncompahgre drainage basin, and with experience in water planning and development, appointed;

George Patrick Corkle of Walden, Colorado, to serve as a member from the North Platte drainage basin, appointed;

Steven Eric Vandiver of Alamosa, Colorado, to serve as a member from the Rio Grande drainage basin, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

June 9, 2015

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
COLORADO RACING COMMISSION

effective July 1, 2015, for a term expiring July 1, 2019:

Lori A. Scott, DVM, of Commerce City, Colorado, to serve as a veterinarian and as an Unaffiliated from the Seventh Congressional District, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Finance

August 10, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
FINANCIAL SERVICES BOARD

for terms expiring July 1, 2019:

- Rainy Lorraine Lea Thoen of Denver, Colorado, to serve as an executive officer of a state credit union and as a Democrat, reappointed;
- Gerald Alan Agnes of Boulder, Colorado, to serve as an executive officer of a state credit union and as a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Finance

August 13, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
SECURITIES BOARD

for terms expiring July 1, 2018:

- Thomas H. Kenning of Carbondale, Colorado, a member of the public at large residing west of the continental divide, appointed;
- Darren R. Hensley of Lakewood, Colorado, who is licensed by the state supreme court to practice law in the state of Colorado and who is conversant in securities law, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Finance

January 5, 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
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

effective January 12, 2016, for a term expiring the Monday preceding the second Tuesday in January 2020:

Frances Ann Koncilja of Denver, Colorado, to serve as a Democrat, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/11/2016
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

May 28, 2015

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:

MEMBERS OF THE
COLORADO BOARD OF VETERANS AFFAIRS

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

Christopher Michael Holden of Colorado Springs, Colorado, a Republican and a veteran who has been honorably released or separated from the armed forces of the United States, reappointed;

Hollie Kaye Caldwell of Parker, Colorado, a Democrat and a veteran who has been honorably released or separated from the armed forces of the United States, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

December 24, 2015

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:

MEMBERS OF THE
WORKERS' COMPENSATION COST
CONTAINMENT BOARD

for terms expiring December 13, 2018:

Megan Marie Strong of Thornton, Colorado, representing employers who have demonstrated good risk management experience with respect to their workers' compensation insurance, appointed;

Carl Joseph Herrmann of Wellington, Colorado, representing employers who have demonstrated good risk management experience with respect to their workers' compensation insurance, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

June 15, 2015

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, reappoint and submit to your consideration, the following:

MEMBER OF THE
PUBLIC EMPLOYEES' RETIREMENT BENEFIT PLANS

for a term expiring July 10, 2016:

Roger P. Johnson, CPA, of Denver, Colorado, to serve as a representative with experience and competence in investment, management, finance, banking, economics, accounting, pension administration, or actuarial analysis, and as an Republican, and occasioned by the resignation of Benjamin H. Valore-Caplan of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Finance

January 5, 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, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2018:

Bonnie Brown Dean of Greeley, Colorado, an employer whose liability is insured by Pinnacol, reappointed;

for a term expiring January 1, 2021:

Barbara Mellman Davis of Denver, Colorado, to serve as an employee of an employer whose liability is insured by Pinnacol Assurance, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/11/2016
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

December 17, 2015	1
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To the Honorable	3
Colorado Senate	4
Colorado General Assembly	5
State Capitol Building	6
Denver, CO 80203	7
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Ladies and Gentlemen:	9
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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of	11
Colorado, I have the honor to designate, appoint, reappoint and submit to your	12
consideration, the following:	13
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MEMBERS OF THE	16
SPECIAL FUNDS BOARD FOR	17
WORKERS' COMPENSATION SELF INSURERS	18
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for terms expiring July 1, 2019:	21
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Jeffrey L. Green, ARM-P, of Loveland, Colorado, to serve as a manager or employee of	23
self-insured employers in good standing, with knowledge of risk management and	24
finance, appointed;	25
	26
Ondrea Marie Charles Matthews of Wheat Ridge, Colorado, to serve as a manager or	27
employee of self-insured employers in good standing, reappointed.	28
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Sincerely,	31
(signed)	32
John W. Hickenlooper	33
Governor	34
Rec'd: 12/30/2015	35
Effie Ameen, Secretary of the Senate	36
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Committee on Business, Labor, & Technology	38
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April 30, 2015	41
	42
To the Honorable	43
Colorado Senate	44
Colorado General Assembly	45
State Capitol Building	46
Denver, CO 80203	47
	48
Ladies and Gentlemen:	49
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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of	51
Colorado, I have the honor to designate, appoint, and submit to your consideration, the	52
following:	53
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MEMBERS OF THE	56
STATE BOARD OF THE	57
GREAT OUTDOORS COLORADO TRUST FUND	58
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for terms expiring April 15, 2019:	61
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Katherine Anne Cattanach of Denver, Colorado, to serve as a Republican from the First	63
Congressional District, appointed;	64
	65
Jennifer Lynn Dice of Boulder, Colorado, to serve as an Unaffiliated from the Second	66
Congressional District, appointed;	67

Anthony Scott Lewis of Longmont, Colorado, to serve as a Democrat from the Second Congressional District, appointed;

Thomas Michael Burke of Grand Junction, Colorado, to serve as a Republican from the Third Congressional District, reappointed;

Chana Gail Reed of Lamar, Colorado, to serve as a Republican from the Fourth Congressional District, reappointed;

David Joseph Palenchar of Colorado Springs, Colorado, to serve as a Republican from the Fifth Congressional District, reappointed;

Jacy Tyler Jasmer Rock of Golden, Colorado, to serve as an Unaffiliated from the Seventh Congressional District, reappointed.

Sincerely,
(signed)

John W. Hickenlooper
Governor

Rec'd: 5/7/2015

Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

October 6, 2015

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
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for a term expiring April 15, 2017:

Hollie Jean Velasquez Horvath of Denver, a Democrat and resident of the 1st Congressional District, and occasioned by the resignation of Peggy E. Montano of Denver, Colorado, appointed.

Sincerely,
(signed)

John W. Hickenlooper
Governor

Rec'd: 12/8/2015

Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

May 11, 2015
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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
STATE BOARD OF LAND COMMISSIONERS

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

Barbara King Bynum of Montrose, Colorado, to serve as a representative of public, primary or secondary education, and as a Democrat, appointed;

Honorable Greg Moffet of Vail, Colorado, to serve as a representative of local government and land use planning, and as a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

June 29, 2015
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, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
MINED LAND RECLAMATION BOARD

for a term expiring March 1, 2016:

Barbara J. Green, Denver Colorado, an individual with substantial experience in conservation, reappointed;

for terms expiring March 1, 2019:

Thomas Earl Brubaker, Parker, Colorado, an individual with substantial experience in the mining industry, reappointed;

John William Singletary of Pueblo, Colorado, an individual with substantial experience in the agricultural industry, appointed.

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

June 15, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2019:

Christopher James Castilian of Denver, Colorado, to serve as a representative of outdoor recreation and utilizes parks resources, reappointed;

William G. Kane of Basalt, Colorado, to serve as a representative of outdoor recreation and utilizes parks resources, reappointed;

John Vincent Howard of Boulder, Colorado, to serve as a representative of sports persons, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

MESSAGE FROM THE HOUSE

February 2, 2016

Mr. President:

The House has adopted and transmits herewith HJR16-1009, as printed in House Journal, February 1.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1025, 1046, 1011, 1069, 1044, 1084, 1041, 1013.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1042, amended as printed in House Journal, February 1, 2016.
HB16-1076, amended as printed in House Journal, February 1, 2016.
HB16-1017, amended as printed in House Journal, February 1, 2016.
HB16-1019, amended as printed in House Journal, February 1, 2016.
HB16-1008, amended as printed in House Journal, February 1, 2016.
HB16-1039, amended as printed in House Journal, February 1, 2016.
HB16-1033, amended as printed in House Journal, February 1, 2016.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR16-1009 by Representative(s) Salazar; also Senator(s) Ulibarri--Concerning declaring the week of February 2-8, 2016, as Chicano History Week in Colorado.

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

YES	33	NO	0	EXCUSED	2	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	E	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	E	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Jones, Kefalas, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd and Woods.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

February 2, 2016

Mr. President:

The House has voted to concur in the Senate amendments to HJR16-1003 and has repassed the resolution as so amended.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday, February 3, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

22nd Legislative Day

Wednesday, February 3, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

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

Pledge By Nikki Bronson and Hayle Johnson, Denver Broncos Cheerleaders.

Roll Call Present--32
Excused--3, Hodge, Lambert, Neville T.
Present later--3, Hodge, Lambert, Neville T.

Quorum The President announced a quorum present.

Reading of Journal	On motion of Senator Merrifield, reading of the Journal of Tuesday, February 2, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.
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COMMITTEE OF REFERENCE REPORTS

Local Government After consideration on the merits, the Committee recommends that **SB16-012** be referred to the Committee of the Whole with favorable recommendation.

Local Government After consideration on the merits, the Committee recommends that **SB16-008** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, strike lines 7 through 10 and substitute "off-highway vehicle on the other side. ~~except that a person shall not cross a state highway within the jurisdiction of a municipality.~~

SECTION 2. In Colorado Revised Statutes, 33-14.5-110, **add** (3) as follows:

33-14.5-110. Regulation by political subdivisions. (3) FOR A CITY OR TOWN TO REGULATE THE CROSSING OF A STATE HIGHWAY UNDER THE JURISDICTION OF THE COLORADO DEPARTMENT OF TRANSPORTATION, THE CITY OR TOWN MUST REQUEST IN WRITING THAT THE REGIONAL OFFICE OF THE DEPARTMENT APPROVE THE REGULATION. THE REGIONAL OFFICE SHALL NOT UNREASONABLY WITHHOLD APPROVAL. IF THE REGIONAL OFFICE DOES NOT APPROVE OR DENY THE REQUEST WITHIN SIXTY DAYS AFTER RECEIVED, THE REQUEST IS DEEMED APPROVED."

Renumber succeeding section accordingly.

Finance After consideration on the merits, the Committee recommends that **SB16-059** be **postponed indefinitely**.

Finance

The Committee on Finance has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO LOTTERY COMMISSION

for a term expiring July 1, 2019:

James Howard Davis of Westminster, Colorado, to serve as a representative of law enforcement and as a Republican, appointed.

Finance

After consideration on the merits, the Committee recommends that **SB16-017** be referred to the Committee on Appropriations with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SJM16-003; SJR16-006.
Correctly Engrossed: SB16-009, 011, 015; SJR16-003.
Correctly Reengrossed: SB16-050.
Correctly Revised: HJR16-1009.

MESSAGE FROM THE REVISOR OF STATUTES

February 2, 2016

We herewith transmit:

Without comment, HB16-1011, 1013, 1025, 1041, 1044, 1046, 1069, and 1084.
Without comment, as amended, HB16-1008, 1017, 1019, 1033, 1039, 1042, and 1076.

INTRODUCTION OF MEMORIALS

The following memorial was read by title:

SJM16-003 by Senator(s) Hodge, Todd, Carroll, Steadman; also Representative(s) Ryden--
Memorializing former Senator Stephanie Takis.

Laid over until Monday, February 8, retaining its place on the calendar.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR16-006 by Senator(s) Sonnenberg; also Representative(s) Fields and Lawrence--Concerning the designation of February 4 as "Missing Persons Day" in Colorado.

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

SR16-002 by Senator(s) Woods; --Concerning restoring the presumption of service connection for Agent Orange exposure for United States Vietnam veterans through the "Blue Water Navy Vietnam Veterans Act of 2015".

Laid over until Monday, March 7, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB16-1008** by Representative(s) Winter and Becker J.; also Senator(s) Cooke and Heath--Concerning authorization for the department of transportation to designate an area on a roadway not otherwise laned for traffic for use by commercial vehicles designed to transport sixteen passengers or more that are operated by a governmental entity or government-owned business that transports the general public or by a contractor on behalf of such an entity or government-owned business.
Transportation
- HB16-1011** by Representative(s) Vigil; also Senator(s) Garcia and Grantham--Concerning the removal of restrictions on the authority of a board of a metropolitan district to provide activities in support of business development within the district.
Business, Labor, & Technology
- HB16-1013** by Representative(s) Garnett; also Senator(s) Marble--Concerning authorizing school districts to purchase crime insurance coverage in lieu of surety bonds.
Education
- HB16-1017** by Representative(s) Pabon and Lawrence; also Senator(s) Cooke--Concerning appearances before a victim impact panel.
Judiciary
- HB16-1019** by Representative(s) Becker K., Buck, Hamner, Singer, Thurlow; also Senator(s) Jones and Roberts, Baumgardner, Cooke, Merrifield--Concerning increased authority to use broadcast burning as a tool to promote watershed restoration.
Agriculture, Natural Resources, & Energy
- HB16-1025** by Representative(s) Arndt, Nordberg; also Senator(s) Tate, Newell--Concerning statutory recognition that an insurance policy may be subject to renewal by an admitted insurer within the same insurance group as the insurer that issued the insurance policy.
Business, Labor, & Technology
- HB16-1033** by Representative(s) McCann and Nordberg; also Senator(s) Kefalas and Newell--Concerning the Colorado human trafficking council.
Judiciary
- HB16-1041** by Representative(s) Lebsock; also Senator(s) Holbert--Concerning the removal of unreasonably impracticable financial requirements applicable to marijuana businesses that are required to be licensed.
Business, Labor, & Technology
- HB16-1042** by Representative(s) Arndt; also Senator(s) Sonnenberg--Concerning an exemption from liquor licensing laws for a brewing program offered by a state institution of higher education.
Education
- HB16-1044** by Representative(s) Becker J., Hamner, Nordberg; also Senator(s) Hill--Concerning the extension of dates related to the petroleum storage tank fund.
Finance

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

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

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	E	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, Kefalas and Scott.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB16-011 by Senator(s) Neville T., Marble; also Representative(s) Neville P., Humphrey, Ransom, Saine--Concerning the repeal of statutory requirements that a portion of the revenue from specified motor vehicle related fees imposed under the "Funding Advancements for Surface Transportation and Economic Recovery Act of 2009" be used for transit-related projects.

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

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

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

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Crowder, Grantham, Hill, Holbert, Lambert, Lundberg, Scheffel, Scott, Sonnenberg and Woods.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

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

MEMBERS OF THE
COLORADO SCHOOL OF MINES BOARD OF TRUSTEES

effective December 31, 2015, for a term expiring December 31, 2016:

James R. Spaanstra of Lakewood, Colorado, to serve as a non-graduate and as a Democrat, reappointed;

effective December 31, 2015, for a term expiring December 31, 2019:

Patricia K. Starzer of Highlands Ranch, Colorado, to serve as a graduate 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
PRIVATE OCCUPATIONAL SCHOOL BOARD

for a term expiring July 1, 2018:

Paul Edward Garibay, Jr. of Westminster, Colorado, to serve as a representative of the general public, who is an owner or operator of a business within Colorado that employs students who are enrolled in schools that are subject to administration by the private occupational school division, and occasioned by the resignation of Ledy R. Garcia-Eckstein of Denver, Colorado, appointed;

for terms expiring July 1, 2019:

Richard Semakula of Centennial, Colorado, to serve as a representative of a private occupational school, reappointed;

Arlene Rae Malay of Denver, Colorado, to serve as a representative of a private occupational school, reappointed.

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		

Senate in recess.
Senate reconvened.

TRIBUTES

Honoring:

Lester and Alta Denton -- By Senator Leroy Garcia.
Advancement Via Individual Determination -- By Senator Nancy Todd.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, February 4, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

23rd Legislative Day Thursday, February 4, 2016

Prayer By the chaplain, Rabbi Eliot Baskin, Jewish Family Services of Colorado, Denver.

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

Pledge By Senator Cooke.

Roll Call Present--30
Absent--1, Marble.
Excused-- 4, Aguilar, Holbert, Johnston, Martinez Humenik.
Present later--5, Aguilar, Holbert, Johnston, Marble, Martinez Humenik.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Merrifield, reading of the Journal of Wednesday, February 3, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that SB16-033 be postponed indefinitely.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that SB16-025 be postponed indefinitely.

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:

MEMBER OF THE
BOARD OF COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2019:

Anne Kerr Meier of Evergreen, Colorado, the state long-term care ombudsman, and
occasioned by the resignation of Nancy Lee Ferrier of Wheat Ridge, Colorado, appointed.

Page 132	Senate Journal-23rd Day-February 4, 2016	
State, Veterans, & Military Affairs	The Committee on <u>State, Veterans, & Military Affairs</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:	1 2 3 4 5 6 7 8 9 10 11 12
	<p style="text-align: center;"><u>MEMBER OF THE</u> <u>BOARD OF COMMISSIONERS OF</u> <u>VETERANS COMMUNITY LIVING CENTERS</u></p>	13 14 15 16 17 18
	for a term expiring July 1, 2017:	19 20 21 22 23
	Cheryl Ann Kruschke, Ed.D, MS, RN, CNE, of Wheat Ridge, Colorado, who has expertise in nursing home operations and who has experience in multi-facility management of nursing homes, and occasioned by the resignation of Mary Ann Terry, RN, BSN, of Aurora, Colorado, appointed.	24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42
Health & Human Services	After consideration on the merits, the Committee recommends that SB16-027 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69
	Amend printed bill, page 2, strike line 3 and substitute "(1); and add (1.5) as follows:".	
	Page 3, after line 24 insert:	
	<p>"(1.5) THE STATE DEPARTMENT SHALL PUBLISH ON ITS WEBSITE AND INCLUDE IN ITS ENROLLMENT PACKET THE FOLLOWING INFORMATION FOR RECIPIENTS ENROLLED IN FEE-FOR-SERVICE MEDICAL ASSISTANCE PROGRAMS:</p> <p>(a) THAT A MEDICAL ASSISTANCE RECIPIENT MAY USE THE PHARMACY OF HIS OR HER CHOICE;</p> <p>(b) THAT A MEDICAL ASSISTANCE RECIPIENT MAY USE A LOCAL RETAIL PHARMACY FOR MAIL DELIVERY OF MAINTENANCE MEDICATIONS, IF OFFERED; AND</p> <p>(c) THAT THE COPAYMENT AMOUNT FOR PRESCRIPTION MEDICATIONS IS THE SAME AT ANY PHARMACY ENROLLED IN THE MEDICAL ASSISTANCE PROGRAM."</p>	
Health & Human Services	After consideration on the merits, the Committee recommends that SB16-006 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	
	Amend printed bill, page 2, line 6, strike "SYSTEM" and substitute "PROTOCOL".	
	Page 2, line 8, after "PLANS." insert "UPON A CONSUMER'S INITIAL CONTACT WITH THE EXCHANGE, WHETHER ONLINE, BY TELEPHONE, OR ON THE INTERNET, THE EXCHANGE SHALL INFORM THE CONSUMER THAT HE OR SHE HAS THE OPTION OF SELECTING COVERAGE ONLINE OR WITH THE ASSISTANCE OF A NAVIGATOR OR WITH THE ASSISTANCE OF A QUALIFIED INSURANCE BROKER. THE EXCHANGE SHALL INFORM THE CONSUMER THAT A NAVIGATOR MAY ASSIST WITH A HEALTH BENEFIT PLAN SELECTION, BUT MAY NOT OFFER ADVICE ON A HEALTH BENEFIT PLAN BASED ON THE CONSUMER'S INDIVIDUAL SITUATION, WHEREAS A QUALIFIED BROKER MAY OFFER ADVICE BASED ON THE CONSUMER'S PERSONAL AND FAMILY SITUATION AT NO ADDITIONAL COST TO THE CONSUMER. THE EXCHANGE SHALL MAINTAIN WEB-BASED TOOLS THAT ALLOW INSURANCE BROKERS TO DEVELOP AND MAINTAIN CLIENT RELATIONSHIPS FOR CUSTOMERS WHO ARE ELIGIBLE TO ENROLL IN PRIVATE HEALTH BENEFIT PLANS IF THE CLIENT REQUESTS THIS OPTION."	
	Page 2, line 18, strike "CERTIFIED" and substitute "AUTHORIZED".	
	Page 2, line 20, strike "SYSTEM" and substitute "PROTOCOL".	

Judiciary	After consideration on the merits, the Committee recommends that SB16-041 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
Judiciary	After consideration on the merits, the Committee recommends that SB16-034 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. Amend printed bill, page 2, strike lines 8 and 9 and substitute "AUTHORITY THE PERSON WILLFULLY DESTROYS, MUTILATES, CONCEALS, REMOVES, OR". Page 2, line 12, strike "PROCEEDING; OR" and substitute "PROCEEDINGS." Page 2, strike lines 13 through 20. Page 3, strike line 1.	5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20
Business, Labor, & Technology	The Committee on <u>Business, Labor, & Technology</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed: <div>EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REGULATORY AGENCIES</div> effective June 1, 2015, for a term expiring at the pleasure of the Governor: Joseph Neguse of Broomfield, Colorado, and occasioned by the resignation of Barbara Kelley of Denver, Colorado, appointed.	21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37
	<div>SENATE SERVICES REPORT</div>	38
	Correctly Reengrossed: SB16-009, 011, and 015.	39 40 41 42 43 44
	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 Consideration of Resolutions.	45 46 47 48 49 50 51
	<div>CONSIDERATION OF RESOLUTIONS</div>	52
SJR16-006	by Senator(s) Sonnenberg; also Representative(s) Fields and Lawrence--Concerning the designation of February 4 as "Missing Persons Day" in Colorado. On motion of Senator Sonnenberg, the resolution was read at length and adopted by the following roll call vote:	53 54 55 56 57 58 59 60 61

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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Steadman, Tate, Todd, Ulibarri, and Woods.

Senate in recess.Senate reconvened.

MESSAGE FROM THE HOUSE

February 4, 2016
Mr. President:

The House has adopted and transmits herewith HJR16-1002 and amended as printed in House Journal.

Committee of the Whole

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

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

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

SB16-029

by Senator(s) Scheffel and Heath; also Representative(s) Duran and Lawrence--Concerning changes to Colorado insurance laws necessary to maintain accreditation with the national association of insurance commissioners (NAIC), and, in connection therewith, adopting a new own risk and solvency assessment law (ORSA) in a form substantially similar to the NAIC model and enhancing Colorado's insurance holding company system law by adding a required NAIC model provision specifying the insurance commissioner's power to issue subpoenas and examine witnesses.

Amendment No. 1, Business, Labor, & Technology Committee Amendment.
(Printed in Senate Journal, February 2, page(s) 99-100 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 Baumgardner, 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: SB16-029 as amended.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HJR16-1004, 1005, 1006, 1007.

MESSAGE FROM THE HOUSE

February 4, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1012, 1086.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1002, amended as printed in House Journal, February 3.
HB16-1073, amended as printed in House Journal, February 3.
HB16-1130, amended as printed in House Journal, February 3.

MESSAGE FROM THE REVISOR OF STATUTES

February 4, 2016

We herewith transmit:

Without comment, HB16-1012 and 1086.
Without comment, as amended, HB16-1002, 1073, and 1130.

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

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

24th Legislative Day Friday, February 5, 2016

Prayer By the chaplain, Reverend Carl Nelson, Village 7 Presbyterian Church, Colorado Springs.

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

Pledge By Senator Cooke.

Roll Call Present--31
Excused--4, Johnston, Lambert, Marble, Scott.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Merrifield, reading of the Journal of Thursday, February 4, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

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
COLORADO COMMISSION ON HIGHER EDUCATION

effective July 1, 2015, for terms expiring July 1, 2019:

Jeanette Autobee Garcia of Pueblo, Colorado, to serve as a representative of the Third Congressional District and as a Democrat, reappointed;

Monte Moses, Ph.D., of Englewood, Colorado, to serve as a representative of the Sixth Congressional District and as a Republican, reappointed;

Maia A. Babbs, CFA, of Golden, Colorado, to serve as a representative of the Second Congressional District and as an Unaffiliated, appointed.

Finance After consideration on the merits, the Committee recommends that SB16-060 be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that SB16-069 be referred to the Committee on Appropriations with favorable recommendation.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SB16-055 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **SB16-068** be **referred** to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Engrossed: SB16-029; SJR16-006.

MESSAGE FROM THE HOUSE

February 4, 2016

Mr. President:

The House has adopted and returns herewith SJR16-006.

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

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

SB16-029

by Senator(s) Scheffel and Heath; also Representative(s) Duran and Lawrence--Concerning changes to Colorado insurance laws necessary to maintain accreditation with the national association of insurance commissioners (NAIC), and, in connection therewith, adopting a new own risk and solvency assessment law (ORSA) in a form substantially similar to the NAIC model and enhancing Colorado's insurance holding company system law by adding a required NAIC model provision specifying the insurance commissioner's power to issue subpoenas and examine witnesses.

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

YES	31	NO	0	EXCUSED	4	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	E	Scott	E
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	E	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, Grantham, Holbert, Lundberg, Martinez Humenik, Neville T., Newell, Tate, Todd and Woods.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB16-012 by Senator(s) Heath; also Representative(s) Singer--Concerning the authority of a local assessor to grant additional time for a landowner to reconstruct residential improvements that were destroyed by a natural cause.

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

SB16-008 by Senator(s) Crowder; --Concerning the use of an off-highway vehicle to cross state highways within the jurisdiction of a municipality.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, February 3, page(s) 123, 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

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

YES	31	NO	0	EXCUSED	4	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	E	Scott	E
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	E	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: SB16-012, SB16-008 as amended.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Governor's appointments to the Colorado Lottery Commission, the Board of Commissioners of Veterans Community Living Centers, and the Department of Regulatory Agencies were made Special Orders -- Consent Calendar at 9:30 a.m.

Senate in recess. Senate reconvened.

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

The hour of 9:30 a.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 LOTTERY COMMISSION

for a term expiring July 1, 2019:

James Howard Davis of Westminster, Colorado, to serve as a representative of law enforcement and as a Republican, appointed.

YES	31	NO	0	EXCUSED	4	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	E	Scott	E
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	E	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 COMMISSIONERS OF
VETERANS COMMUNITY LIVING CENTERS

for a term expiring July 1, 2017:

Cheryl Ann Kruschke, Ed.D, MS, RN, CNE, of Wheat Ridge, Colorado, who has expertise in nursing home operations and who has experience in multi-facility management of nursing homes, and occasioned by the resignation of Mary Ann Terry, RN, BSN, of Aurora, Colorado, appointed;

for a term expiring July 1, 2019:

Anne Kerr Meier of Evergreen, Colorado, the state long-term care ombudsman, and occasioned by the resignation of Nancy Lee Ferrier of Wheat Ridge, Colorado, appointed.

YES	31	NO	0	EXCUSED	4	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	E	Scott	E
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	E	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		

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF REGULATORY AGENCIES

effective June 1, 2015, for a term expiring at the pleasure of the Governor:

Joseph Neguse of Broomfield, Colorado, and occasioned by the resignation of Barbara Kelley of Denver, Colorado, appointed.

YES	31	NO	0	EXCUSED	4	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	E	Scott	E
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	E	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		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HJR16-1003, 1009.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

February 5, 2016

Mr. President:

The House has adopted and returns herewith SJM16-002.

INTRODUCTION OF MEMORIALS

The following memorial was read by title:

SJM16-004 by Senator(s) Martinez Humenik, Todd, Tate, Newell; also Representative(s) Primavera, Lebsock--Concerning the reauthorization of the federal "Older Americans Act of 1965".

Laid over until Monday, February 22, retaining its place on the calendar.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR16-1002 by Representative(s) Coram and Mitsch Bush; also Senator(s) Baumgardner, Roberts--Concerning timely access to federal lands for dam restoration projects.

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

INTRODUCTION OF BILLS -- FIRST READING

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

SB16-124 by Senator(s) Grantham; also Representative(s) Priola, Becker K.--Concerning sales and use tax treatment of equipment used for processing recovered materials.
Finance
Appropriations

HB16-1012 by Representative(s) Ryden; also Senator(s) Scott--Concerning a requirement that a municipal clerk file a copy of each statement of election results with the division of local government in the department of local affairs rather than the secretary of state.

Local Government

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

HB16-1086 by Representative(s) Ryden and Nordberg, Saine; also Senator(s) Holbert, Jahn--
Concerning a modification of the dates on which the required performance audits of certain
governmental entities are due.
State, Veterans, & Military Affairs

HB16-1130 by Representative(s) Priola, Saine, Neville P., Wilson, Brown, Lawrence, Thurlow, Windholz; also Senator(s) Johnston--Concerning changes to annual reports prepared by the department of education.
Education

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR16-006.

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday, February 8, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

27th Legislative Day Monday, February 8, 2016

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

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

Pledge By Senator Donovan.

Roll Call Present--29
Excused--6, Aguilar, Cadman, Guzman, Kerr, Scott, Ulibarri.
Present later--5, Aguilar, Cadman, Guzman, Kerr, Scott.

Quorum The President *pro tem* announced a quorum present.

Reading of Journal On motion of Senator Cooke, reading of the Journal of Friday, February 5, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB16-124; SJM16-004.
Correctly Engrossed: SB16-008 and SB16-012.
Correctly Reengrossed: SB16-029.
Correctly Enrolled: SJR16-006.

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.

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 Consideration of Memorials.

CONSIDERATION OF MEMORIALS

SJM16-003 by Senator(s) Hodge, Todd, Carroll, Steadman; also Representative(s) Ryden-- Memorializing former Senator Stephanie Takis.

On motion of Senator Hodge, the memorial was read at length.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended to allow former Senators and Representatives to speak in the well of the Senate and to allow current registered lobbyists to enter the Senate chamber and also to speak in the well.

Senate in recess.Senate reconvened.

On motion of Senator Hodge, the memorial was **adopted** by the following roll call vote:

YES	29	NO	0	EXCUSED	6	ABSENT	0
Aguilar	E	Heath	Y	Lambert	Y	Scott	E
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	E
Guzman	E	Kerr	E	Scheffel	Y		

Co-sponsor(s) added: Baumgardner, Cooke, Crowder, Donovan, Garcia, Grantham, Heath, Hill, Holbert, Jahn, Johnston, Jones, Kefalas, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Sonnenberg, Tate, and Woods.

Senate in recess.Senate reconvened.

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:

SB16-012 by Senator(s) Heath; also Representative(s) Singer--Concerning the authority of a local assessor to grant additional time for a landowner to reconstruct residential improvements that were destroyed by a natural cause.

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

YES	30	NO	0	EXCUSED	5	ABSENT	0
Aguilar	E	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	E
Guzman	E	Kerr	E	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, Carroll, Crowder, Donovan, Garcia, Hodge, Johnston, Jones, Kefalas, Marble, Martinez Humenik, Merrifield, Newell, Scott, Todd and Woods.

SB16-008 by Senator(s) Crowder; also Representative(s) Vigil--Concerning the use of an off-highway vehicle to cross state highways within the jurisdiction of a municipality.

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

YES	29	NO	1	EXCUSED	5	ABSENT	0
Aguilar	E	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	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	E
Guzman	E	Kerr	E	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, Donovan, Garcia, Grantham, Jahn, Lambert, Lundberg, Marble, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate and Woods.

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 (SB16-006, SB16-041) of Monday, February 8 was laid over until Tuesday, February 9, retaining its place on the calendar.

CONSIDERATION OF RESOLUTIONS

HJR16-1002 by Representative(s) Coram and Mitsch Bush; also Senator(s) Baumgardner, Roberts--Concerning timely access to federal lands for dam restoration projects.

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

YES	30	NO	0	EXCUSED	5	ABSENT	0
Aguilar	E	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	E
Guzman	E	Kerr	E	Scheffel	Y		

Co-sponsor(s) added: Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd and Woods.

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

May 8, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
STATE AGRICULTURAL COMMISSION

for terms expiring March 1, 2019:

Joanne Marilyn Stanko, Steamboat Springs, Colorado, to serve as a Democrat and at-large member, reappointed;

Alvin Kunugi of Blanca, Colorado, to serve as a Democrat and at-large member, reappointed;

Segundo S. Diaz of Alamosa, Colorado, to serve as an Unaffiliated and Agricultural District Three member, reappointed;

Brant A. Harrison of Palisade, Colorado, to serve as a Republican from the Fourth Agricultural District, appointed;

Susan Kay Petrocco of Brighton, Colorado, to serve as a Democrat from the First Agricultural District, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

December 22, 2015

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
COLORADO COMMISSION ON THE AGING

for a term expiring when she is no longer a legislator:

Senator Nancy Todd of Aurora, Colorado, to serve as a representative of the Colorado State Senate, and occasioned by the resignation of Senator Lucia Guzman of Denver, Colorado, appointed.

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

January 18, 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
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for a term expiring November 1, 2018:

Rosemarie E. DelMonte of Aurora, Colorado, a Democrat from the 6th Congressional District, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 2/2/2016
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

January 15, 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, reappoint and submit to your consideration, the following:

MEMBER OF THE
STATE HOUSING BOARD

for a term expiring January 31, 2020:

Britta E.M. Fisher of Wheat Ridge, Colorado, to serve as a member from the Seventh Congressional District and as an Unaffiliated, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 2/2/2016
Effie Ameen, Secretary of the Senate

Committee on Local Government

December 18, 2015

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, and appoint and submit to your consideration the following:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2019:

Julie Anne Cozad of Milliken, Colorado, to serve as a Republican from the Fourth Congressional District, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

August 31, 2015

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 for your consideration, the following:

MEMBERS OF THE
COLORADO LIMITED GAMING CONTROL COMMISSION

for terms expiring July 1, 2019:

Jannine Ruth Mohr, JD, of Loveland, Colorado, to serve as a member from the Second Congressional District and to serve as an attorney and as a Democrat, reappointed;

Ryan Shirley, CPA, of Castle Rock, Colorado, to serve as a member from the Fourth Congressional District and to serve as a representative for certified public accountants and corporate finance and as a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Finance

May 7, 2015

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 for your consideration, the following:

MEMBER OF THE
COLORADO LIMITED GAMING CONTROL COMMISSION

for a term expiring July 1, 2017:

Don A. Wick of Arvada, Colorado, to serve as a member from the Seventh Congressional District, and a representative of law enforcement and as an Unaffiliated, and occasioned by the resignation of Sheriff Douglas N. Darr of Thornton, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Finance

December 17, 2015

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, reappoint and submit for your consideration, the following:

MEMBERS OF THE
COLORADO AERONAUTICAL BOARD

for terms expiring December 19, 2018:

John William Reams of Naturita, Colorado, to serve as a member from the western slope and who represents local governments which operate airports, reappointed;

William L. Thompson of Colorado Springs, Colorado, to serve as a member from the eastern slope and who represents local governments which operate airports, reappointed;

for a term expiring December 19, 2019:

Jeffrey Scott Forrest of Littleton, Colorado, to serve as a member from the eastern slope and who represents local governments which operate airports, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Transportation

June 23, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF REAL ESTATE APPRAISERS

for terms expiring July 1, 2018:

Mark Charles Pope, MAI, of Colorado Springs, Colorado, to serve as a real estate appraiser, appointed;

Peter Edward Muccio of Denver, Colorado, to serve as a member of the public, reappointed;

Scot Michael Rose of Lafayette, Colorado, to serve as a representative of appraisal management companies, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

October 30, 2015

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 reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO CHANNEL AUTHORITY
BOARD OF DIRECTORS

for terms expiring October 6, 2019:

Timothy Michael Ryan of Aurora, Colorado, an Unaffiliated who has experience in the business operations of broadcast journalism, reappointed;

Scott Alan Nachtrieb of Highlands Ranch, Colorado, a Republican, to serve as a representative who has experience in the business operations of broadcast journalism, reappointed;

Todd Barnes of Erie, Colorado, a Democrat, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

May 8, 2015

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:

MEMBERS OF THE
COLORADO CIVIL RIGHTS COMMISSION

for terms expiring March 13, 2019:

Anthony R. Aragon of Denver, Colorado, to serve as a representative for local (or state) government entities and as a Democrat, reappointed;

Rita Renae Lewis, JD, of Denver, Colorado, to serve as representative of small business and as a Democrat, reappointed;

Carol Fabrizio of Denver, Colorado, to serve as a representative of the business community and as an Unaffiliated, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 5/7/2015
Cindi L. Markwell, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

May 18, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO COMMISSION ON JUDICIAL DISCIPLINE

effective July 1, 2015, for terms expiring June 30, 2019:

Yolanda Lyons Pfund of Monument, Colorado, to serve as a non-attorney, reappointed;

Bruce Casias of Lakewood, Colorado, to serve as a non-attorney, appointed;

Sonia Ann Negrete-Winn of Pueblo, Colorado, to serve as a non-attorney, appointed;

Elizabeth Krupa of Evergreen, Colorado, to serve as an attorney, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Judiciary

July 29, 2015

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:

MEMBERS OF THE
COLORADO TRAUMATIC BRAIN INJURY TRUST FUND BOARD

for terms expiring on June 30, 2018:

- Sena Harjo of Lakewood, Colorado, reappointed;
- Wendy Deats Turman of Denver, Colorado, reappointed;
- William John Wosilius of Littleton, Colorado, appointed;
- Patrick E. Schniederjan, MA, NCSP, of Grand Junction, Colorado, appointed;
- Theresa Marie Chase, MA, ND, RN, of Grand Junction, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

July 29, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE SOLID AND
HAZARDOUS WASTE COMMISSION

for terms expiring August 1, 2018:

- Michael K. Dempsey of Aurora, Colorado, to serve as a representative from the regulated community and as a Republican, reappointed;
- Charlotte Sophia Pitt of Denver, Colorado, to serve as a representative of the government or academic community and as a Democrat, reappointed;
- Joseph Charles Prinster, Jr., of Boulder, Colorado, to serve as a member of the public and as a Republican, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

June 29, 2015

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, reappoint, and submit to your consideration, the following:

MEMBERS OF THE
MEDICAL SERVICES BOARD

for terms expiring July 1, 2017:

Paul Melinkovich, MD, of Evergreen, Colorado, to serve as a Democrat from the Second Congressional District, and as a person with knowledge of medical assistance programs, reappointed;

J. Michael Stahl of Grand Junction, Colorado, to serve as an Unaffiliated from the Third Congressional District, and as a person with knowledge of the delivery of health care, reappointed.

Jessica Lynne Kuhns of Loveland, Colorado, to serve as a Democrat from the Second Congressional District and as a person with knowledge of medical assistance programs, and occasioned by the resignation of Timothy P. Fox of Denver, Colorado, a Democrat from the First Congressional District, appointed;

for a term expiring July 1, 2019:

David Norris Potts of Salida, Colorado, to serve as a Republican from the Fifth Congressional District, and as a person with knowledge of medical assistance programs, appointed.

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

June 17, 2014

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

for terms expiring July 1, 2016:

- Sondra Winterhof Mercier of Westminster, Colorado, reappointed;
- MaryKay Kelley of Silverthorne, Colorado, reappointed;
- Ann Louesa Maricle of Denver, Colorado, reappointed;
- Gregg A. Near of Lakewood, Colorado, reappointed;
- Amy J. Williams, MAI, of Hayden, Colorado, a member engaged in agriculture, reappointed;

for terms expiring July 1, 2019:

- Diane Marie DeVries of Wheat Ridge, Colorado, reappointed;
- James R. Meurer of Golden, Colorado, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

July 29, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO BANKING BOARD

for terms expiring July 1, 2019:

- Glen Jammaron of Glenwood Springs, Colorado, to serve as a representative of bankers, and as a representative who resides west of the continental divide, appointed;
- Richard Estaban Martinez, Jr., of Centennial, Colorado, to serve as a representative of bankers, and as a representative of a bank having less than one hundred fifty million dollars in total assets, reappointed;
- Diane Salling Barrett of Denver, Colorado, to serve as a representative of the public, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

August 24, 2015

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
COLORADO BANKING BOARD

for a term expiring July 1, 2019:

William Joseph Mickles of Centennial, Colorado, to serve as a representative of the public, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

November 25, 2015

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
COLORADO BANKING BOARD

for a term expiring July 1, 2016:

Jonathan Randall Fox of Fowler, Colorado, to serve as a representative of bankers, and occasioned by the resignation of Ashley John Burt of Gunnison, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

August 10, 2015

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, and appoint and submit to your consideration the following:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2016:

Debra Kay Bailey of Grand Junction, Colorado, to serve as a Republican from the Third Congressional District, and occasioned by the resignation of Robert H. Spuhler of Glenwood Springs, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

October 2, 2015

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, and appoint and submit to your consideration the following:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring when she is no longer a legislator:

Honorable Jessica Signa Danielson of Wheat Ridge, Colorado, to serve as a Democrat, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

Senate in recess.

Senate reconvened.

MESSAGE FROM THE HOUSE

February 8, 2016

Mr. President:

The House has adopted and returns herewith SJM16-003.

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

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

28th Legislative Day Tuesday, February 9, 2016

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

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

Pledge By Senator Donovan.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Cooke, reading of the Journal of Monday, February 8, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that SB16-107 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that SB16-112 be referred to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that SB16-023 be postponed indefinitely.

Judiciary After consideration on the merits, the Committee recommends that SB16-051 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, strike line 3 and substitute "(1) (a); and add (1) (c) as follows:".

Page 2, strike lines 26 and 27 and substitute "in the state. EXCEPT AS DESCRIBED IN PARAGRAPH (C) OF THIS SUBSECTION (1), A COURT SHALL SENTENCE a person convicted of two or more separate crimes of violence arising out of the same incident shall be sentenced for such".

Page 3, strike lines 1 and 2 and substitute "crimes so that HIS OR HER sentences are served consecutively rather than concurrently.".

Page 3, after line 2 insert:

"(c) THE COURT MAY REQUIRE A DEFENDANT TO SERVE HIS OR HER SENTENCES CONSECUTIVELY RATHER THAN CONCURRENTLY IF THE

DEFENDANT IS CONVICTED OF TWO OR MORE SEPARATE CRIMES OF VIOLENCE ARISING OUT OF THE SAME INCIDENT AND ONE OF SUCH CRIMES IS:

- (I) AGGRAVATED ROBBERY, AS DESCRIBED IN SECTION 18-4-302;
- (III) ASSAULT IN THE SECOND DEGREE, AS DESCRIBED IN SECTION 18-3-203; OR
- (III) ESCAPE, AS DESCRIBED IN SECTION 18-8-208."

Page 3, strike lines 3 through 12 and substitute:
"SECTION 2. Effective date - applicability. This act takes effect July 1, 2016, and applies to offenses committed on or after said date.

SECTION 3. 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."

Judiciary After consideration on the merits, the Committee recommends that SB16-102 be referred to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that SB16-003 be referred to the Committee on Appropriations with favorable recommendation.

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

MEMBER OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

effective January 12, 2016, for a term expiring the Monday preceding the second Tuesday in January 2020:

Frances Ann Koncilja of Denver, Colorado, to serve as a Democrat, appointed.

SENATE SERVICES REPORT

Correctly Engrossed: SJM16-003.
Correctly Reengrossed: SB16-008 and 012.
Correctly Revised: HJR16-1002.

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.

Senate in recess. Senate reconvened.

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

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

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

SB16-055 by Senator(s) Grantham, Donovan, Crowder, Sonnenberg; also Representative(s) Moreno-- Concerning the conduct of elections to choose the board of directors of a cooperative electric association.

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

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

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

YES	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: SB16-055.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB16-006 by Senator(s) Martinez Humenik, Lundberg, Roberts, Tate; also Representative(s) Sias, Landgraf--Concerning the use of qualified insurance brokers to enroll eligible participants in health benefit plans through the Colorado health benefit exchange.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 4, page(s) 132 and placed in members' bill files.)

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

SB16-041
by Senator(s) Baumgardner; also Representative(s) Pabon--Concerning data collected by the division of criminal justice in the department of public safety concerning the study of marijuana implementation.

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

SB16-068
by Senator(s) Donovan, Marble, Cadman, Johnston; also Representative(s) Esgar and Willett--Concerning wearing fluorescent pink garments to hunt big game.

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

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB16-041
by Senator(s) Baumgardner; also Representative(s) Pabon--Concerning data collected by the division of criminal justice in the department of public safety concerning the study of marijuana implementation.

Senator Aguilar moved to amend the Report of the Committee of the Whole to show that the following Aguilar floor amendment, (L.001) to SB16-041, did pass.

Amend printed bill, page 2, strike line 3 and substitute "(1) and (2) (a) as follows:".

Page 2, strike lines 13 and 14 and substitute:
"(a) (I) Marijuana-initiated contacts by law enforcement, broken down by judicial district and by race and ethnicity.
(II) AS USED IN THIS PARAGRAPH (a):
(A) "CONTACT BY LAW ENFORCEMENT" MEANS ANY DETENTION BY A PEACE OFFICER OF A PERSON, OR ANY PEACE OFFICER'S INTERACTION WITH A PERSON IN WHICH THE PEACE OFFICER CONDUCTS A SEARCH, INCLUDING A CONSENSUAL SEARCH, OF THE PERSON'S BODY OR PROPERTY IN THE PERSONS POSSESSION OR CONTROL; AND
(B) "MARIJUANA-INITIATED" MEANS THAT ORIGINAL REASON FOR THE LAW ENFORCEMENT OFFICER CONTACTING THE PERSON WAS BECAUSE OF THE OFFICER'S REASONABLE SUSPICION THAT THE PERSON WAS UNDER THE INFLUENCE OF MARIJUANA OR POSSESSED MARIJUANA IN VIOLATION OF STATE LAW.".

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	13	NO	22	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	N	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	N	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	N	Jones	Y	Newell	N	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 Cooke 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: SB16-006 as amended, SB16-041, SB16-068.

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

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

MEMBERS OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

effective July 1, 2015, for terms expiring July 1, 2019:

Jeanette Autobee Garcia of Pueblo, Colorado, to serve as a representative of the Third Congressional District and as a Democrat, reappointed;

Monte Moses, Ph.D., of Englewood, Colorado, to serve as a representative of the Sixth Congressional District and as a Republican, reappointed;

Maia A. Babbs, CFA, of Golden, Colorado, to serve as a representative of the Second Congressional District and as an Unaffiliated, 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		

MESSAGE FROM THE HOUSE

February 9, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1081, 1085, 1161, 1064, 1091, 1119.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1004, amended as printed in House Journal, February 8, 2016.
HB16-1095, amended as printed in House Journal, February 8, 2016.
HB16-1030, amended as printed in House Journal, February 8, 2016.
HB16-1090, amended as printed in House Journal, February 8, 2016.
HB16-1139, amended as printed in House Journal, February 8, 2016.
HB16-1125, amended as printed in House Journal, February 8, 2016.

The House has passed on Third Reading and returns herewith SB16-020.

MESSAGE FROM THE REVISOR OF STATUTES

February 9, 2016

We herewith transmit:

Without comment, HB16-1064, 1081, 1085, 1091, 1119, and 1161.
Without comment, as amended, HB16-1004, 1030, 1090, 1095, 1125, and 1139.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday, February 10, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

29th Legislative Day

Wednesday, February 10, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

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

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 1 (b) was suspended to allow a person other than a Senator to lead the Pledge of Allegiance.

Pledge By Brennan Hart.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Cooke, reading of the Journal of Tuesday, February 9, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB16-1044** be referred to the Committee of the Whole with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB16-072** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB16-036** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike lines 2 through 14 and substitute:

"SECTION 1. In Colorado Revised Statutes, **amend** 39-21-105 as follows:

39-21-105. Appeals. (1) The taxpayer may appeal the final determination of the executive director issued pursuant to section 39-21-103, 39-21-104, or 39-21-104.5 within thirty days after the mailing of such determination. JURISDICTION TO HEAR AND DETERMINE SUCH APPEALS IS IN THE DISTRICT COURTS OF THIS STATE.

(2) (a) Venue shall be in the district court of the county wherein the taxpayer resides or has his OR HER principal place of business. If the taxpayer has neither a residence nor a principal place of business within the state, venue shall be in the DENVER district court. ~~in and for the city and county of Denver.~~

(b) Jurisdiction to hear and determine appeals is conferred upon the district courts of this state. Trial may be had or any order made in

~~term or in vacation.~~ The district court shall try the case de novo, reviewing all questions of law and fact, such review being conducted in accordance with the Colorado rules of civil procedure. The taxpayer shall present his OR HER case in the same manner as the plaintiff in other civil actions and the normal rules of evidence shall apply. The taxpayer ~~shall have~~ HAS the burden of proof with respect to the issues raised in the WRITTEN notice of appeal DESCRIBED IN SUBSECTION (3) OF THIS SECTION except as to the issue of whether the taxpayer has been guilty of fraud with intent to evade tax. The burden of proof ~~shall be upon~~ IS ON the executive director of the department of revenue or his OR HER delegate to show that a petitioner is liable as a transferee of property of a taxpayer but not to show that the taxpayer was liable for the tax. The district court may affirm, modify, or reverse the determination of the executive director and may enter judgment on its findings.

(3) ~~Appeal to the district court shall be taken~~ A TAXPAYER APPEALS A FINAL DETERMINATION OF THE EXECUTIVE DIRECTOR by filing, with the clerk of the district court of the proper county, a copy of the notice of final determination received by the taxpayer, together with a written notice stating that the taxpayer appeals to the district court and alleging the pertinent facts upon which such appeal is grounded.

(4) ~~(a)~~ Within fifteen days after filing ~~the notice of~~ AN appeal TO THE DISTRICT COURT FROM A DECISION PURSUANT TO SECTION 39-21-104.5, the taxpayer shall file with the district court a surety bond in twice the amount of the taxes, interest, and other charges stated AS DUE in the final determination by the executive director which are contested on appeal. The taxpayer may, at his OR HER option, satisfy the surety bond requirement by DEPOSIT IN a savings account or deposit ACCOUNT HELD in, or PURCHASE a certificate of deposit issued by, a state or national bank or by a state or federal savings and loan association, in accordance with the provisions of section 11-35-101 (1), C.R.S., AN AMOUNT equal to twice the amount of the taxes, interest, and other charges stated AS DUE in the final determination by the executive director.

~~(b)~~ (5) The ANY taxpayer may, at his OR HER option, deposit the disputed amount with the executive director of the department of revenue ~~in lieu of posting a surety bond~~ WITHIN FIFTEEN DAYS AFTER FILING AN APPEAL TO THE DISTRICT COURT. If such amount is so deposited, no further interest ~~shall accrue~~ ACCRUES on the deficiency contested during the pendency of the action. At the conclusion of the action, after appeal to the supreme court or the court of appeals or after the time for such appeal has expired, the funds deposited ~~shall~~ MUST be, at the direction of the court, either retained by the executive director and applied against the deficiency or returned in whole or in part to the taxpayer with interest at the rate imposed under section 39-21-110.5. ~~No~~ THE TAXPAYER DOES NOT NEED TO MAKE A claim for refund of amounts deposited with the executive director of the department of revenue ~~need be made by the taxpayer~~ in order for such amounts to be repaid in accordance with the direction of the court.

~~(5)~~ (6) Upon filing of the WRITTEN notice of appeal DESCRIBED IN SUBSECTION (3) OF THIS SECTION, the executive director of the department of revenue ~~shall be~~ IS deemed to be a party to ~~such~~ THE appeal, and the clerk of the district court shall docket the cause as a civil action. The appellant shall cause summons to be issued and cause the same to be served upon the executive director, in accordance with the manner provided by law in civil cases. Notice of the date of trial ~~shall~~ MUST be mailed to the taxpayer and to the executive director, at least twenty days ~~prior thereto~~ BEFORE THE DATE OF THE TRIAL.

~~(6)~~ (7) The final decision made in ~~such~~ AN appeal ~~shall~~ OF AN EXECUTIVE DIRECTOR'S FINAL DETERMINATION MUST be entered as a judgment, as in other civil cases, against the taxpayer or against the executive director as the case may be.

~~(7)~~ (8) (a) The decision of the district court ~~shall be~~ IS reviewable by the supreme court or the court of appeals as is otherwise provided by law; EXCEPT THAT C.R.C.P. 62 (d) AND C.R.C.P. 121 SECTION 1-23 SHALL NOT APPLY. EXCEPT AS PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (8), IF THE TAXPAYER WISHES TO SEEK REVIEW OF A DISTRICT COURT RULING THAT IS ADVERSE TO THE TAXPAYER IN PART OR IN WHOLE, NO LATER THAN FIFTEEN DAYS AFTER THE RULING THE TAXPAYER SHALL:

(I) FILE WITH THE DISTRICT COURT A SURETY BOND IN TWICE THE AMOUNT OF THE TAXES, INTEREST, AND OTHER CHARGES STATED AS DUE IN THE DISTRICT COURT RULING, WHICH ARE CONTESTED ON APPEAL;

(II) DEPOSIT IN A SAVINGS ACCOUNT OR DEPOSIT ACCOUNT HELD IN, OR PURCHASE A CERTIFICATE OF DEPOSIT ISSUED BY, A STATE OR NATIONAL BANK OR BY A STATE OR FEDERAL SAVINGS AND LOAN ASSOCIATION, IN ACCORDANCE WITH THE PROVISIONS OF SECTION 11-35-101 (1), C.R.S., AN AMOUNT EQUAL TO TWICE THE AMOUNT OF THE TAXES, INTEREST, AND OTHER CHARGES STATED IN THE DISTRICT COURT RULING; OR

(III) DEPOSIT THE AMOUNT STATED AS DUE IN THE DISTRICT COURT RULING WITH THE EXECUTIVE DIRECTOR.

(b) IF THE TAXPAYER HAS POSTED A BOND, MADE A DEPOSIT, OR DEPOSITED THE DISPUTED AMOUNT WITH THE EXECUTIVE DIRECTOR AS SPECIFIED IN SUBSECTIONS (4) AND (5) OF THIS SECTION, SUCH PREVIOUS PAYMENT OR POSTING IS CONTINUED IN EFFECT AND NO FURTHER PAYMENT OR POSTING MAY BE REQUIRED.

(c) UPON THE TAXPAYER FULFILLING THE APPEAL REQUIREMENTS SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (8), COLLECTION ON THE JUDGMENT IS STAYED DURING THE PENDENCY OF THE ACTION.

(d) IF THE TAXPAYER DEPOSITS THE AMOUNT STATED AS DUE IN THE DISTRICT COURT RULING WITH THE EXECUTIVE DIRECTOR AS SPECIFIED IN SUBPARAGRAPH (III) OF PARAGRAPH (a) OF THIS SUBSECTION (8), NO FURTHER INTEREST SHALL ACCRUE ON THE AMOUNT DEPOSITED DURING THE PENDENCY OF THE ACTION. AT THE CONCLUSION OF THE ACTION, AFTER APPEAL TO THE SUPREME COURT OR AFTER THE TIME FOR SUCH APPEAL HAS EXPIRED, THE FUNDS DEPOSITED MUST BE, AT THE DIRECTION OF THE COURT, EITHER RETAINED BY THE EXECUTIVE DIRECTOR AND APPLIED AGAINST THE DEFICIENCY OR RETURNED IN WHOLE OR IN PART TO THE TAXPAYER WITH INTEREST AT THE RATE IMPOSED UNDER SECTION 39-21-110.5. THE TAXPAYER DOES NOT NEED TO MAKE A CLAIM FOR REFUND OF AMOUNTS DEPOSITED WITH THE EXECUTIVE DIRECTOR IN ORDER FOR SUCH AMOUNTS TO BE REPAYED IN ACCORDANCE WITH THE DIRECTION OF THE COURT."

Strike page 3.

Page 4, strike lines 1 through 8.

Page 5, line 15, strike "(3) (b) and (3) (c)" and substitute "(3) (b), (3) (c), and (8) (d)".

Page 5, lines 24 and 25, strike "OR THE EXECUTIVE DIRECTOR".

Page 6, line 15, strike "be paid REQUIRED TO" and substitute "be paid".

Page 6, after line 19 insert:

"(8) (d) An appeal pursuant to this subsection (8) ~~shall~~ MUST be conducted in the same manner as provided in section 39-21-105, C.R.S.; except that venue ~~shall be~~ IS in the district court of the county ~~wherein~~ WHERE the local government whose decision is being appealed is located, AND ANY DEPOSIT MADE PURSUANT TO SECTION 39-21-105 (4), (5), OR (8) (a) (III), C.R.S., MUST BE MADE WITH THE LOCAL GOVERNMENT WHOSE DECISION IS BEING APPEALED."

Page 6, strike lines 22 through 24 and substitute:

"SECTION 6. 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.".	1 2 3 4
Trans- portation	After consideration on the merits, the Committee recommends that HB16-1018 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	5 6 7 8 9
Local Government	After consideration on the merits, the Committee recommends that SB16-081 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	10 11 12 13 14
	Amend printed bill, page 7, line 20, strike "JULY" and substitute "JUNE".	15
	Page 7, line 23, strike "PROGRAM." and substitute "PROGRAM, INCLUDING THE DIRECT AND INDIRECT COSTS OF ADMINISTERING THE GRANT PROGRAM.".	16 17 18 19
	Page 8, line 14, strike "JULY" and substitute "JUNE".	20 21 22
	Page 8, strike line 18 and substitute "DOLLARS FROM THE INTEREST IN THE TRUST FUND, AND, TO THE EXTENT THAT THE INTEREST IS INSUFFICIENT TO COVER THE AMOUNT, FROM THE PRINCIPAL IN THE TRUST FUND, TO THE".	23 24 25 26
	Page 8, line 22, after "C.R.S." add "THE MONEY TRANSMITTED TO THE RURAL ECONOMIC EMERGENCY ASSISTANCE GRANT FUND PURSUANT TO THIS PARAGRAPH (a.5) CONSTITUTES FISCAL YEAR SPENDING FOR PURPOSES OF SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION.".	27 28 29 30 31 32
Local Government	After consideration on the merits, the Committee recommends that SB16-063 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.	33 34 35 36 37
	Amend printed bill, page 2, line 5, strike " liability. (1) ANY COUNTY OR MUNICIPALITY" and substitute " liability - definitions. (1) ANY COUNTY, MUNICIPALITY, OR DESIGNATED SPECIAL DISTRICT".	38 39 40 41
	Page 2, line 6, strike "COUNTY OR MUNICIPALITY" and substitute "COUNTY, MUNICIPALITY, OR SPECIAL DISTRICT".	42 43 44
	Page 3, line 1, strike "COUNTY OR MUNICIPALITY" and substitute "COUNTY, MUNICIPALITY, OR DESIGNATED SPECIAL DISTRICT".	45 46 47
	Page 3, after line 7 insert:	48 49
	"(4) AS USED IN THIS SECTION, "DESIGNATED SPECIAL DISTRICT" MEANS A FIRE PROTECTION DISTRICT, FIRE PROTECTION AUTHORITY, AMBULANCE DISTRICT, OR HEALTH SERVICE DISTRICT.".	50 51 52 53
	Page 3, line 26, strike "COUNTY OR MUNICIPALITY" and substitute "COUNTY, MUNICIPALITY, FIRE PROTECTION DISTRICT, OR FIRE PROTECTION AUTHORITY".	54 55 56 57
	Page 4, lines 3 and 4, strike "COUNTY OR MUNICIPALITY" and substitute "COUNTY, MUNICIPALITY, FIRE PROTECTION DISTRICT, OR FIRE PROTECTION AUTHORITY".	58 59 60 61
	Page 4, strike lines 5 through 11.	62 63
	Renumber succeeding section accordingly.	64 65 66 67

SENATE SERVICES REPORT

Correctly Engrossed: SB16-006, 041, 055, and 068.

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

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

SB16-055 by Senator(s) Grantham, Donovan, Crowder, Sonnenberg; also Representative(s) Moreno-- Concerning the conduct of elections to choose the board of directors of a cooperative electric association.

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, Cadman, Cooke, Hodge, Holbert, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Tate 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:

SB16-006 by Senator(s) Martinez Humenik, Lundberg, Roberts, Tate; also Representative(s) Sias, Landgraf--Concerning the use of qualified insurance brokers to enroll eligible participants in health benefit plans through the Colorado health benefit exchange.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	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	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Cadman, Cooke, Grantham, Lambert, Marble, Scheffel and Woods.

SB16-041 by Senator(s) Baumgardner; also Representative(s) Pabon--Concerning data collected by the division of criminal justice in the department of public safety concerning the study of marijuana implementation.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	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	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Cadman, Crowder, Lambert and Scheffel.

SB16-068 by Senator(s) Donovan, Marble, Cadman, Johnston; also Representative(s) Esgar and Willett--Concerning wearing fluorescent pink garments to hunt big game.

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	N	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
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.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	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: Crowder, Garcia, Guzman, Hill, Holbert, Kerr, Merrifield, Newell, Tate, Todd, Ulibarri and Woods.

TRIBUTES

Honoring:

- Corporal Gil Landrini -- By Senator Leroy Garcia.
- Advancement Via Individual Determination -- By Senator Nancy Todd.
- Lester and Alta Denton -- By Senator Leroy Garcia.
- Gene and Alice Muniz -- By Senator Leroy Garcia.
- Louis and Viola Resendez -- By Senator Leroy Garcia.
- Joe and Lucy Rodriguez -- By Senator Leroy Garcia.
- Angelo and Angelita Vasquez -- By Senator Leroy Garcia.
- Jerry S. Chang -- By President Bill L. Cadman and Speaker Dickey Lee Hullinghorst.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, February 11, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

30th Legislative Day Thursday, February 11, 2016

Prayer By the chaplain, Pastor Brian Henderson, First Baptist Church, Denver.

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

Pledge By Senator Donovan.

Roll Call Present--33
Excused--2, Newell, Ulibarri.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Cooke, reading of the Journal of Wednesday, February 10, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **SB16-119** be **postponed indefinitely**.

Judiciary After consideration on the merits, the Committee recommends that **SB16-064** be **postponed indefinitely**.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB16-070** be **referred** to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB16-024** be **postponed indefinitely**.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB16-057** be **postponed indefinitely**.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB16-074** be **referred** to the Committee on Finance with favorable recommendation.

SENATE SERVICES REPORT

Correctly Reengrossed: SB16-006, 041, 055, and 068.
Correctly Enrolled: SB16-020

MESSAGE FROM THE HOUSE

February 10, 2016

Mr. President:

The House has adopted and returns herewith SJR16-003.

The Speaker announced that Senator Tate will replace Senator Neville on HB16-1160, Senators Sonnenberg and Garcia will replace Senator Hodge on HB16-1170, and Senator Baumgardner will replace Senator Tate on HB16-1232.

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, February 11 was laid over until Friday, February 12, retaining its place on the calendar.

General Orders -- Second Reading of Bills -- Consent Calendar: SB16-107.
General Orders -- Second Reading of Bills: SB16-112, SB16-051.
Consideration of Governor's Appointments:
Member of the Public Utilities Commission of the State of Colorado.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

February 11, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252, 1253, 1254, 1082, 1061.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1144, amended as printed in House Journal, February 10, 2016.

MESSAGE FROM THE REVISOR OF STATUTES

February 11, 2016

We herewith transmit:

Without comment, HB16-1061, 1082, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252, 1253, and 1254.
Without comment, as amended, HB16-1144.

On motion of Assistant Majority Leader Lundberg, the Senate adjourned until 9:00 a.m.,
Friday, February 12, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

31st Legislative Day Friday, February 12, 2016

Prayer	By the chaplain, Tony Werner, Alamosa Christian Church, Alamosa.	
Musical Presentation	Colorado School of Mines Harmonic & Melodic Miners, led by Robert Klimek, performing "Mr. Sandman", "Light a Rose", and "The Mining Engineer".	
Call to Order	By the President at 9:00 a.m.	
Pledge	By Senator Donovan.	
Roll Call	Present--34 Excused--1, Ulibarri.	
Quorum	The President announced a quorum present.	
Reading of Journal	On motion of Senator Cooke, reading of the Journal of Thursday, February 11, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.	

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SJM16-001 be amended as follows and as so amended be referred to the Senate for final action.	
	Amend printed joint memorial, page 3, after line 5 insert:	
	"WHEREAS, While Good Samaritan legislation provides an important opportunity for third-party reclamation efforts, it should not excuse from liability those entities that, under existing environmental regulations, bear responsibility for remediation of historic mines; and	
	WHEREAS, Public and local watershed input is critical for any proposed plan to remediate an abandoned hard rock mine; and	
	WHEREAS, Good Samaritan legislation should not be considered a substitute for comprehensive reforms, including adequate federal funding, for the remediation of abandoned hard rock mines across the state and region; and"	
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB16-007 be amended as follows and as so amended be referred to the Committee of the Whole with favorable recommendation.	
	Amend printed bill, page 3, line 5, strike "AND".	
	Page 3, strike line 9 and substitute "STATES FOREST SERVICE'S FIRE MODELING INSTITUTE; AND	
	(C) TRANSFORMED INTO BIOCHAR, WHICH IS CHARCOAL PRIMARILY USED AS A SOIL AMENDMENT AND CERTIFIED BY THE INTERNATIONAL BIOCHAR INITIATIVE, OR IT SUCCESSOR ENTITY."	

Page 178	Senate Journal-31st Day-February 12, 2016	
Health & Human Services	After consideration on the merits, the Committee recommends that SB16-094 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4 5
Finance	After consideration on the merits, the Committee recommends that SB16-073 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	6 7 8 9 10
	Amend printed bill, page 2, line 8, strike "AND EVERY FIVE YEARS THEREAFTER," and substitute "SEPTEMBER 1, 2022, AND SEPTEMBER 1, 2027,".	11 12 13 14
	Page 3, strike lines 10 through 13.	15 16 17
Finance	After consideration on the merits, the Committee recommends that SB16-121 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	18 19 20 21 22
	Amend printed bill, page 4, strike lines 3 through 5 and substitute:	23 24
	"SECTION 2. 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."	25 26 27 28 29 30 31 32 33 34 35 36
Appropriations	After consideration on the merits, the Committee recommends that SB16-016 be referred to the Committee of the Whole with favorable recommendation.	37 38 39 40
Appropriations	After consideration on the merits, the Committee recommends that SB16-017 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	41 42 43 44
	Amend printed bill, page 3, after line 19 insert:	45 46
	"SECTION 3. Appropriation - adjustments to 2016 long bill.	47
	(1) To implement this act, appropriations made in the annual general appropriation act for the 2016-17 state fiscal year to the department of public safety for use by the Colorado bureau of investigation are adjusted as follows:	48 49 50 51
	(a) The cash funds appropriation from the Colorado bureau of investigation identification unit fund created in section 24-33.5-426, C.R.S., for personal services related to identification is decreased by \$41,832, and the related FTE is decreased by 1.4 FTE;	52 53 54 55
	(b) The cash funds appropriation from the Colorado bureau of investigation identification unit fund created in section 24-33.5-426, C.R.S., for operating expenses related to identification is decreased by \$93,020;	56 57 58 59
	(c) The cash funds appropriation from the instant criminal background check cash fund created in section 24-33.5-424 (3.5) (b), C.R.S., for personal services related to state point of contact - national instant criminal background check program is decreased by \$31,163; and	60 61 62 63
	(d) The cash funds appropriation from the instant criminal background check cash fund created in section 24-33.5-424 (3.5) (b), C.R.S., for operating expenses related to state point of contact - national instant criminal background check program is decreased by \$593."	64 65 66 67 68
	Renumber succeeding sections accordingly.	69 70
	Page 1, line 105, strike "GROUNDS." and substitute "GROUNDS AND REDUCING AN APPROPRIATION."	71 72

Appropriations

After consideration on the merits, the Committee recommends that **SB16-027** 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 3, before line 25 insert:

"SECTION 2. Appropriation - adjustments to 2016 long bill.
(1) To implement this act, appropriations made in the annual general appropriation act for the 2016-17 state fiscal year to the department of health care policy and financing for medical services premiums are adjusted as follows:
(a) The general fund appropriation, which is subject to the "(M)" notation as defined in the annual general appropriation act for the same fiscal year, is decreased by \$9,084; and
(b) The cash funds appropriation from the hospital provider fee cash fund created in section 25.5-4-402.3 (4) (a), C.R.S., is decreased by \$409.
(2) The figure shown in the federal funds column in the annual general appropriation act for the 2016-17 state fiscal year for the department of health care policy and financing for medical services premiums is decreased by \$20,424. The decrease in paragraph (a) of subsection (1) of this section is based on the assumption that the federal funds received by the department will decrease by this amount."

Renumber succeeding section accordingly.

Page 1, line 102, strike "MAIL." and substitute "MAIL, AND, IN CONNECTION THEREWITH, REDUCING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB16-030** 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 3, after line 24 insert:

"SECTION 2. Appropriation. (1) For the 2016-17 state fiscal year, \$12,566 is appropriated to the department of revenue. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the purchase of information technology services.
(2) For the 2016-17 state fiscal year, \$12,566 is appropriated to the office of the governor for use by the office of information technology. This appropriation is from reappropriated funds received from the department of revenue under subsection (1) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of revenue."

Renumber succeeding section accordingly.

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

Appropriations

After consideration on the merits, the Committee recommends that **SB16-034** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, strike lines 22 through 27.

Page 4, strike line 1.

Renumber succeeding section accordingly.

Page 180	Senate Journal-31st Day-February 12, 2016	
Appropriations	After consideration on the merits, the Committee recommends that SB16-089 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Appropriations	After consideration on the merits, the Committee recommends that SB16-090 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	6 7 8 9 10
	Amend printed bill, page 2, strike lines 20 through 26.	11 12
	Page 3, strike lines 1 and 2 and substitute "database, hospital discharge data, and behavioral risk factors. The department and panel are not required to perform the duties required by this section until the marijuana cash fund, created in section 12-43.3-501, C.R.S., has received sufficient revenue to fully fund the appropriations made to the department of revenue related to articles 43.3 and 43.4 of title 12, C.R.S., and the appropriation to the division of criminal justice related to section 24-33.5-516, C.R.S., and the general assembly has appropriated sufficient moneys from the fund to the department to pay for the monitoring required by this section. "	13 14 15 16 17 18 19 20 21 22 23
	Page 3, strike lines 3 through 6 and substitute:	24 25
	"SECTION 2. 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."	26 27 28 29 30 31 32 33 34 35 36 37
Appropriations	After consideration on the merits, the Committee recommends that SB16-091 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	38 39 40 41 42
Appropriations	After consideration on the merits, the Committee recommends that SB16-092 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	43 44 45 46 47
Appropriations	After consideration on the merits, the Committee recommends that SB16-093 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	48 49 50 51 52
Appropriations	After consideration on the merits, the Committee recommends that SB16-095 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.	53 54 55 56 57
	Amend printed bill, page 2, strike lines 16 through 18 and substitute "DEPARTMENT OF PUBLIC SAFETY IN COOPERATION WITH THE DEPARTMENT OF CORRECTIONS SHALL ANNUALLY PROVIDE INCARCERATION AND PAROLE LENGTH OF STAY ESTIMATES TO THE DIRECTOR OF RESEARCH OF THE LEGISLATIVE COUNCIL."	58 59 60 61 62 63
Transportation	After consideration on the merits, the Committee recommends that SB16-087 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	64 65 66 67 68 69

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 placed on the consent calendar and confirmed:	1 2 3 4 5 6 7 8 9
	<p>effective December 31, 2015, for a term expiring December 31, 2019:</p> <p>Steven Ray Short of Durango, Colorado, to serve as an Unaffiliated, reappointed.</p>	10 11 12 13 14
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:	15 16 17 18 19
	<p>MEMBERS OF THE <u>STATE BOARD FOR COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION</u></p> <p>effective December 31, 2015, for terms expiring December 31, 2019:</p> <p>Theresa Kathleen Pena of Denver, Colorado, to serve as a resident of the First Congressional District, and as a Democrat, reappointed;</p> <p>Byron Nelson McClenney, PhD, of Evergreen, Colorado, to serve as a resident of the Second Congressional District and as a Democrat, reappointed.</p>	20 21 22 23 24 25 26 27 28 29 30 31 32 33
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:	34 35 36 37 38
	<p>MEMBERS OF THE <u>COLORADO COMMISSION ON HIGHER EDUCATION</u></p> <p>for a term expiring July 1, 2017:</p> <p>Thomas Oliver McGimpsey of Louisville, Colorado, a resident of the Second Congressional District and a Republican, and occasioned by the resignation of Regina M. Rodriguez of Denver, Colorado, appointed;</p> <p>for a term expiring July 1, 2019:</p> <p>Terence Philip Fagan of Golden, Colorado, a resident of the Seventh Congressional District and a Democrat, appointed.</p>	39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55
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 placed on the consent calendar and confirmed:	56 57 58 59
	<p>MEMBER OF THE <u>COLORADO COMMISSION ON HIGHER EDUCATION</u></p> <p>effective July 1, 2015, for a term expiring July 1, 2019:</p> <p>John Louis Anderson of Durango, Colorado, to serve as a member west of the Continental Divide, as a representative of the Third Congressional District and as a Republican, reappointed.</p>	60 61 62 63 64 65 66 67 68 69 70 71 72

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:

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MEMBERS OF THE
COLLEGEINVEST BOARD OF DIRECTORS

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for terms expiring July 31, 2019:

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Martha "Marti" J. Awad, CFP, CFA, of Denver, Colorado, appointed;

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Douglas W. Lyon of Durango, Colorado, reappointed.

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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:

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MEMBERS OF THE
COLLEGEINVEST BOARD OF DIRECTORS

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for a term expiring July 31, 2016:

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Jason B. Maples, CLU, ChFC, CFP, of Greenwood Village, Colorado, reappointed;

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for a term expiring July 31, 2018:

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Sarah R. Williamson, CFP, CIMA, CDFA, of Aurora, Colorado, reappointed.

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Education

After consideration on the merits, the Committee recommends that **SB16-045** be **postponed indefinitely**.

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Education

After consideration on the merits, the Committee recommends that **SB16-079** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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Amend printed bill, page 3, line 13, after "(2) (d)" insert "and (3)".

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Page 4, after line 1 insert:

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"(3) (a) (I) A SCHOOL DISTRICT OR PUBLIC SCHOOL, INCLUDING A CHARTER SCHOOL, SHALL NOT, WITHOUT THE SPECIFIC WRITTEN CONSENT OF THE PARENT OR LEGAL GUARDIAN OF THE AFFECTED STUDENT, RELEASE OR OTHERWISE PROVIDE A STUDENT'S INDIVIDUAL CAREER AND ACADEMIC PLAN, OR ANY PERSONALLY IDENTIFIABLE DATA, AS DEFINED IN 34 CFR 99.3, AS AMENDED, INCLUDED IN THE STUDENT'S INDIVIDUAL CAREER AND ACADEMIC PLAN, TO A PERSON WHO IS NOT AN EMPLOYEE OF THE SCHOOL DISTRICT OR PUBLIC SCHOOL OR TO AN ENTITY THAT IS NOT A PART OF THE SCHOOL DISTRICT OR PUBLIC SCHOOL, INCLUDING BUT NOT LIMITED TO A STATE OR FEDERAL AGENCY OR AN ENTITY WITH WHICH THE SCHOOL DISTRICT OR PUBLIC SCHOOL CONTRACTS.

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(II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (a) TO THE CONTRARY, A SCHOOL DISTRICT OR PUBLIC SCHOOL MAY PROVIDE PERSONALLY IDENTIFIABLE DATA THAT IS INCLUDED IN A STUDENT'S INDIVIDUAL CAREER AND ACADEMIC PLAN TO THE DEPARTMENT TO THE EXTENT SPECIFICALLY AUTHORIZED BY STATUTE.

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(b) EACH SCHOOL DISTRICT AND PUBLIC SCHOOL SHALL PROVIDE TO THE DEPARTMENT ASSURANCES THAT IT HAS PREPARED AND IS MAINTAINING AN INDIVIDUAL CAREER AND EDUCATION PLAN FOR EACH STUDENT ENROLLED IN ONE OF GRADES NINE THROUGH TWELVE IN COMPLIANCE WITH SECTIONS 22-30.5-525 AND 22-32-109 (1) (oo). THE ASSURANCES MUST NOT INCLUDE PERSONALLY IDENTIFIABLE DATA.

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SECTION 3. In Colorado Revised Statutes, 22-30.5-525, **add** (3) as follows:

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22-30.5-525. Individual career and academic plans.

(3) (a) (I) AN INSTITUTE CHARTER SCHOOL SHALL NOT, WITHOUT THE SPECIFIC WRITTEN CONSENT OF THE PARENT OR LEGAL GUARDIAN OF THE AFFECTED STUDENT, RELEASE OR OTHERWISE PROVIDE A STUDENT'S INDIVIDUAL CAREER AND ACADEMIC PLAN, OR ANY PERSONALLY IDENTIFIABLE DATA, AS DEFINED IN 34 CFR 99.3, AS AMENDED, INCLUDED IN THE STUDENT'S INDIVIDUAL CAREER AND ACADEMIC PLAN, TO A PERSON WHO IS NOT AN EMPLOYEE OF THE INSTITUTE CHARTER SCHOOL OR TO AN ENTITY THAT IS NOT A PART OF THE INSTITUTE CHARTER SCHOOL, INCLUDING BUT NOT LIMITED TO A STATE OR FEDERAL AGENCY OR AN ENTITY WITH WHICH THE INSTITUTE CHARTER SCHOOL CONTRACTS.

(II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (a) TO THE CONTRARY, AN INSTITUTE CHARTER SCHOOL MAY PROVIDE PERSONALLY IDENTIFIABLE DATA THAT IS INCLUDED IN A STUDENT'S INDIVIDUAL CAREER AND ACADEMIC PLAN TO THE DEPARTMENT TO THE EXTENT SPECIFICALLY AUTHORIZED BY STATUTE.

(b) EACH INSTITUTE CHARTER SCHOOL SHALL PROVIDE TO THE DEPARTMENT ASSURANCES THAT IT HAS PREPARED AND IS MAINTAINING AN INDIVIDUAL CAREER AND EDUCATION PLAN FOR EACH STUDENT ENROLLED IN ONE OF GRADES NINE THROUGH TWELVE IN COMPLIANCE WITH THIS SECTION. THE ASSURANCES MUST NOT INCLUDE PERSONALLY IDENTIFIABLE DATA.

SECTION 4. In Colorado Revised Statutes, 22-32-109, add (1) (oo) (IV) and (1) (oo) (V) as follows:

22-32-109. Board of education - specific duties. (1) In addition to any other duty required to be performed by law, each board of education shall have and perform the following specific duties:

(oo) (IV) (A) A SCHOOL DISTRICT OR A PUBLIC SCHOOL OF A SCHOOL DISTRICT, INCLUDING A CHARTER SCHOOL, SHALL NOT, WITHOUT THE SPECIFIC WRITTEN CONSENT OF THE PARENT OR LEGAL GUARDIAN OF THE AFFECTED STUDENT, RELEASE OR OTHERWISE PROVIDE A STUDENT'S INDIVIDUAL CAREER AND ACADEMIC PLAN, OR ANY PERSONALLY IDENTIFIABLE DATA, AS DEFINED IN 34 CFR 99.3, AS AMENDED, INCLUDED IN THE STUDENT'S INDIVIDUAL CAREER AND ACADEMIC PLAN, TO A PERSON WHO IS NOT AN EMPLOYEE OF THE SCHOOL DISTRICT OR THE PUBLIC SCHOOL OR TO AN ENTITY THAT IS NOT A PART OF THE SCHOOL DISTRICT OR PUBLIC SCHOOL, INCLUDING BUT NOT LIMITED TO A STATE OR FEDERAL AGENCY OR AN ENTITY WITH WHICH THE SCHOOL DISTRICT OR PUBLIC SCHOOL CONTRACTS.

(B) NOTWITHSTANDING THE PROVISIONS OF SUB-SUBPARAGRAPH (A) OF THIS SUBPARAGRAPH (IV) TO THE CONTRARY, A SCHOOL DISTRICT OR PUBLIC SCHOOL MAY PROVIDE PERSONALLY IDENTIFIABLE DATA THAT IS INCLUDED IN A STUDENT'S INDIVIDUAL CAREER AND ACADEMIC PLAN TO THE STATE DEPARTMENT OF EDUCATION TO THE EXTENT SPECIFICALLY AUTHORIZED BY STATUTE.

(V) EACH SCHOOL DISTRICT AND PUBLIC SCHOOL SHALL PROVIDE TO THE STATE DEPARTMENT OF EDUCATION ASSURANCES THAT IT HAS PREPARED AND IS MAINTAINING AN INDIVIDUAL CAREER AND EDUCATION PLAN FOR EACH STUDENT ENROLLED IN ONE OF GRADES NINE THROUGH TWELVE IN COMPLIANCE WITH THIS PARAGRAPH (oo). THE ASSURANCES MUST NOT INCLUDE PERSONALLY IDENTIFIABLE DATA."

Renumber succeeding sections accordingly.

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

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

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

SB16-107 by Senator(s) Cooke; also Representative(s) Pabon--Concerning the regulation of voter registration drive circulators, and, in connection therewith, requiring circulators to complete mandatory training.

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

HB16-1018 by Representative(s) Carver and Mitsch Bush; also Senator(s) Todd--Concerning a requirement that the statewide transportation advisory committee provide advice and comments regarding transportation-related matters to both the department of transportation and the transportation commission rather than to the department only.

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

SB16-063 by Senator(s) Roberts; also Representative(s) Vigil--Concerning the authority of a local government to enter into an intergovernmental agreement with an out-of-state local government to provide critical public services.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, February 10, page(s) 168 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 Neville, 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: SB16-107, HB16-1018, SB16-063 as amended.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

MESSAGE FROM THE HOUSE

February 12, 2016

Mr. President:

The House has adopted and transmits herewith HJR16-1008.

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 Consideration of Resolutions.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR16-1008 by Representative(s) Joshi and Ginal, Priola, Arndt, Becker J., Becker K., Brown, Buck, Buckner, Carver, Conti, Coram, Court, Danielson, DelGrosso, Dore, Esgar, Everett, Fields, Foote, Garnett, Hullinghorst, Humphrey, Kagan, Klingenschmitt, Kraft-Tharp, Landgraf, Lawrence, Lee, Leonard, Lundeen, McCann, Melton, Moreno, Navarro, Neville P., Nordberg, Primavera, Rankin, Ransom, Rosenthal, Roupe, Ryden, Saine, Salazar, Sias, Thurlow, Tyler, Van Winkle, Willett, Wilson, Windholz, Winter, Wist; also Senator(s) Lambert--Concerning honoring the life of Mahatma Gandhi.

On motion of Senator Lambert, the resolution was read at length and adopted by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Sonnenberg, Steadman, Tate, Todd, and Woods.

Senate in recess. Senate reconvened.

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 announcements.

INTRODUCTION OF BILLS -- FIRST READING

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

HB16-1161 by Representative(s) Young, Hamner, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning the allocation of certain money that exceeds the total amount of all warrants issued by the state treasurer to reimburse local governmental entities for property tax revenues lost as a result of the application of a certain property tax exemption.
Appropriations

HB16-1237 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of agriculture.
Appropriations

HB16-1238	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of corrections. Appropriations	1
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HB16-1239	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting. Appropriations	5
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HB16-1240	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of health care policy and financing. Appropriations	9
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HB16-1241	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of higher education. Appropriations	13
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HB16-1242	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of human services. Appropriations	17
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HB16-1243	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the judicial department. Appropriations	21
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HB16-1244	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of law. Appropriations	25
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HB16-1245	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of military and veterans affairs. Appropriations	29
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HB16-1246	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of personnel. Appropriations	33
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HB16-1247	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of public health and environment. Appropriations	37
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HB16-1248	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of public safety. Appropriations	41
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HB16-1249	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of regulatory agencies. Appropriations	45
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HB16-1250	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of revenue. Appropriations	49
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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

34th Legislative Day	Monday, February 15, 2016
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SENATE DID NOT CONVENE ON THIS DAY
DUE TO OBSERVANCE OF PRESIDENTS DAY

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

35th Legislative Day Tuesday, February 16, 2016

Prayer	By the chaplain, Dan File, Capitol Commission, Lake City.
Musical Presentation	By Caitlyn Ochsner, singing "The Star-Spangled Banner".
Call to Order	By the President at 10:00 a.m.
Pledge	By Senator Martinez Humenik.
Roll Call	Present--33 Excused--2, Aguilar, Kerr. Present later--1, Aguilar.
Quorum	The President announced a quorum present.
Reading of Journal	On motion of Senator Donovan, reading of the Journal of Friday, February 12, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SB16-063 and 107.
Correctly Revised: HB16-1018; HJR16-1008.
Correctly Enrolled:SJM16-002, and 003.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR16-007	by Senator(s) Crowder; also Representative(s) Esgar and Navarro--Concerning awareness day for individuals with intellectual and developmental disabilities.
	Laid over one day under Senate Rule 30(b).

INTRODUCTION OF BILLS -- FIRST READING

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

SB16-125	by Senator(s) Holbert; also Representative(s) Kraft-Tharp--Concerning the governance of credit unions, and, in connection therewith, authorizing the appointment of an audit committee in lieu of a supervisory committee and allowing the reasonable compensation of an officer, director, or committee member for his or her service to the credit union.
	Finance

SB16-126	by Senator(s) Roberts; --Concerning parity of state-chartered banks with federally chartered banks regarding frequency of meetings. Business, Labor, & Technology	1 2 3 4 5
SB16-127	by Senator(s) Tate; also Representative(s) Arndt--Concerning the repeal of the "Medical Clean Claims Transparency and Uniformity Act". Business, Labor, & Technology	6 7 8 9 10
SB16-128	by Senator(s) Hodge; also Representative(s) Arndt--Concerning the ability to amend limited terms that govern the operation of a water right without reopening all terms governing the previous approval of the operation. Agriculture, Natural Resources, & Energy	11 12 13 14 15 16
HB16-1030	by Representative(s) Brown and Court; also Senator(s) Donovan--Concerning the use of off-highway vehicles. Local Government Finance	17 18 19 20 21 22
HB16-1039	by Representative(s) Mitsch Bush and Rankin; also Senator(s) Todd and Donovan--Concerning a requirement that noncommercial motor vehicles be appropriately equipped when driving on the interstate 70 mountain corridor during winter storm conditions. Transportation	23 24 25 26 27 28
HB16-1061	by Representative(s) Carver and Nordberg; also Senator(s) Todd--Concerning a requirement that the transportation infrastructure needs of federal military installations be given full consideration during the preparation of the comprehensive statewide transportation plan. Transportation	29 30 31 32 33 34
HB16-1064	by Representative(s) Brown; also Senator(s) Roberts--Concerning local licensing of medical marijuana testing facilities. Business, Labor, & Technology	35 36 37 38 39
HB16-1081	by Representative(s) Ransom and Esgar; also Senator(s) Lundberg and Newell--Concerning removing obsolete reporting provisions in title 25.5 of the Colorado Revised Statutes. Health & Human Services	40 41 42 43 44
HB16-1082	by Representative(s) Garnett and Willett; also Senator(s) Todd--Concerning area vocational schools, and, in connection therewith, changing the name of area vocational schools to area technical colleges and adding representation for area technical colleges to certain boards. Education	45 46 47 48 49 50
HB16-1085	by Representative(s) Thurlow, Brown, Conti, Danielson, Landgraf, Lontine, Pabon, Roupe, Windholz; also Senator(s) Tate--Concerning simplifying the process for returning to a prior name after a decree of dissolution or legal separation has been entered. Judiciary	51 52 53 54 55 56
HB16-1090	by Representative(s) McCann; also Senator(s) Jahn--Concerning the conditions under which a person may assist another for compensation in obtaining the proceeds of a foreclosure sale after all liens have been satisfied. Business, Labor, & Technology	57 58 59 60 61 62
HB16-1091	by Representative(s) Thurlow and Mitsch Bush, Arndt, Coram, Melton, Nordberg, Sias, Tyler, Wist; also Senator(s) Sonnenberg, Hodge--Concerning a change to the biennial filing date for rate-regulated electric utilities to submit their plans for transmission facilities to the public utilities commission, and, in connection therewith, deleting the requirement that the commission issue a final order within one hundred eighty days after an application for the construction or expansion of transmission facilities is filed. Agriculture, Natural Resources, & Energy	63 64 65 66 67 68 69 70 71 72

- HB16-1095

by Representative(s) McCann, Ginal, Primavera; also Senator(s) Crowder--Concerning health insurance coverage for early refills of prescription eye drops.
Health & Human Services
- HB16-1119

by Representative(s) Thurlow, Becker K.; also Senator(s) Holbert--Concerning a modification to the number of days that an aircraft may remain in the state after it is purchased for purposes of the sales and use tax exemption on the purchase of certain aircraft.
Finance
- HB16-1125

by Representative(s) Roupe, Carver, Landgraf, Lontine, Dore; also Senator(s) Baumgardner, Garcia, Lambert, Todd--Concerning creating a Colorado statutory reference to conform with the federal definition of "veteran".
State, Veterans, & Military Affairs
- HB16-1139

by Representative(s) Willett and Arndt; also Senator(s) Scott--Concerning electronic participation in committee meetings during the legislative interim.
State, Veterans, & Military Affairs
- HB16-1144

by Representative(s) Becker J. and Pettersen; also Senator(s) Grantham--Concerning transparency in postsecondary courses offered to high school students.
Education

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

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

- SB16-107

by Senator(s) Cooke; also Representative(s) Pabon--Concerning the regulation of voter registration drive circulators, and, in connection therewith, requiring circulators to complete mandatory training.

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

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

- HB16-1018

by Representative(s) Carver and Mitsch Bush; also Senator(s) Todd--Concerning a requirement that the statewide transportation advisory committee provide advice and comments regarding transportation-related matters to both the department of transportation and the transportation commission rather than to the department only.

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

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

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

Co-sponsor(s) added: Donovan, Garcia, Heath, Jones, Kefalas and Merrifield.

SB16-063 by Senator(s) Roberts; also Representative(s) Vigil--Concerning the authority of a local government to enter into an intergovernmental agreement with an out-of-state local government to provide critical public services.

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

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

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB16-112 by Senator(s) Tate; --Concerning a modification to the required quantity of voter service and polling centers.

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

SB16-051 by Senator(s) Johnston and Lundberg, Aguilar; --Concerning increasing judicial discretion regarding the imposition of consecutive sentences for violent crimes.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 9, page(s) 159-160 and placed in members' bill files.)

Amendment No. 2(L.005), by Senator Johnston.

Amend the Judiciary Committee Report, dated February 8, 2016, page 1, line 16, strike "(III)" and substitute "(II)".

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

HB16-1044 by Representative(s) Becker J., Hamner, Nordberg; also Senator(s) Hill--Concerning the extension of dates related to the petroleum storage tank fund.

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

SB16-070 by Senator(s) Neville T., Cadman, Cooke, Crowder, Grantham, Hill, Holbert, Lundberg, Marble, Scheffel, Tate, Woods; also Representative(s) Everett, Brown, Buck, Humphrey, Neville P., Saine--Concerning the prohibition of discrimination against employees based on labor union participation.

Laid over until Friday, February 19, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

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

The Committee of the Whole took the following action:

Passed on second reading: SB16-112, SB16-051 as amended, HB16-1004.
Laid over until Friday, February 19: SB16-070.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Majority Leader Scheffel, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE
PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

effective January 12, 2016, for a term expiring the Monday preceding the second Tuesday in January 2020:

Frances Ann Koncilja of Denver, Colorado, to serve as a Democrat, appointed.

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

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor John W. Hickenlooper was read and assigned to committee as follows:

December 24, 2015

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:

MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for terms expiring November 1, 2019:

Rebecca Ann Brooks of Denver, Colorado, a Democrat from the 1st Congressional District, and a member with substantial experience in agriculture or in the activities of 4-H clubs, appointed;

Ronny Raymond Farmer of Lamar, Colorado, a Republican from the 4th Congressional District, and a member who is a certified public accountant, appointed.

Sincerely,
(Signed)
John W. Hickenlooper
Governor
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJM16-002 and 003; SJR16-003; HJR16-1002.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, February 12, 2016, at 2:30 p.m.:
SJR16-003.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday,
February 17, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

36th Legislative Day

Wednesday, February 17, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

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

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, the rules were suspended to allow a person other than a Senator to lead the Pledge of Allegiance.

Pledge By Seth King of Longmont, Colorado.

Roll Call Present--34
 Excused--1, Crowder.
 Present later--1, Crowder.

Quorum The President announced a quorum present.

Reading of Journal	On motion of Senator Donovan, reading of the Journal of Tuesday, February 16, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.
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COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB16-1237** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1238** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1239** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1240** be amended as follows and as so amended be to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 14, line 7, strike "These amounts" and substitute "OF THESE AMOUNTS, \$5,688,267" and strike "C.R.S." and substitute "C.R.S., AND \$1,387 SHALL BE FROM THE CHILDREN'S BASIC HEALTH PLAN TRUST CREATED IN SECTION 25.5-8-105 (1), C.R.S.".

Page 45, after line 17 insert:

"SECTION 6. Appropriation to the department of health care policy and financing for the fiscal year beginning July 1, 2015. In Session Laws of Colorado 2015, amend section 2 of chapter 308, (HB 15-1368), as follows:

Section 2. **Appropriation.** (1) For the 2015-16 state fiscal year, \$1,695,000 is appropriated to the cross-system response for behavioral health crises pilot program fund created in section 25.5-6-412 (7), C.R.S. This appropriation is from the intellectual and developmental disabilities services cash fund created in section 25.5-10-207 (1), C.R.S. The department of health care policy and financing is responsible for the accounting related to this appropriation.

(2) For the 2015-16 state fiscal year, \$1,695,000 is appropriated to the department of health care policy and financing for use by the division of intellectual and developmental disabilities. This appropriation is from reappropriated funds in the cross-system response for behavioral health crises pilot program fund under subsection (1) of this section. THIS APPROPRIATION IS BASED ON AN ASSUMPTION THAT THE DIVISION WILL REQUIRE AN ADDITIONAL 1.0 FTE. To implement this act, the division may use the appropriation for the cross-system response for behavioral health crises pilot program."

Page 45, line 18, strike "6." and substitute "7."

PURPOSE: Corrects two drafting errors in the supplemental for the Department of **Health Care Policy and Financing** by: (1) identifying \$1,387 cash funds for Customer Outreach as coming from the Children's Basic Health Plan Trust rather than the Hospital Provider Fee; and (2) adding an FTE that was omitted from the appropriation clause for H.B. 15-1368 (Cross-system Response Pilot).

Fiscal Impact of Amendment					
Department	GF	CF - Hospital Provider Fee	CF - Children's Basic Health Trust	Total	FTE
Health Care Policy and Financing	\$0	(\$1,387)	\$1,387	\$0	1.0

Appropriations

After consideration on the merits, the Committee recommends that **HB16-1242** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB16-1243** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB16-1244** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB16-1245** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB16-1246** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations	After consideration on the merits, the Committee recommends that HB16-1248 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Appropriations	After consideration on the merits, the Committee recommends that HB16-1249 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	6 7 8 9 10
Appropriations	After consideration on the merits, the Committee recommends that HB16-1250 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	11 12 13 14 15
Appropriations	After consideration on the merits, the Committee recommends that HB16-1251 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	16 17 18 19 20
Appropriations	After consideration on the merits, the Committee recommends that HB16-1252 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	21 22 23 24 25
Appropriations	After consideration on the merits, the Committee recommends that HB16-1253 be referred to the Committee of the Whole with favorable recommendation.	26 27 28 29
Appropriations	After consideration on the merits, the Committee recommends that HB16-1254 be referred to the Committee of the Whole with favorable recommendation.	30 31 32 33
Judiciary	After consideration on the merits, the Committee recommends that SB16-088 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	34 35 36 37 38
	Amend printed bill, page 6, line 18, after "DISCLOSE" insert "TO A DESIGNATED RECIPIENT".	39 40 41
	Page 7, line 13, after "FIDUCIARY" insert "OR DESIGNATED RECIPIENT".	42 43
	Page 7, line 15, after "FIDUCIARY" insert "OR DESIGNATED RECIPIENT".	44 45
	Page 7, line 16, after "FIDUCIARY'S" insert "OR DESIGNATED RECIPIENT'S".	46 47
	Page 15, line 22, after "FIDUCIARY'S" insert "OR DESIGNATED RECIPIENT'S".	48 49 50
	Page 16, line 1, strike "IS" and substitute "IN THE CASE OF A FIDUCIARY, IS".	51 52 53
	Page 17, after line 15, insert:	54
	"(8) A DOMICILIARY FOREIGN PERSONAL REPRESENTATIVE IS NOT REQUIRED TO COMPLY WITH THE PROVISIONS OF SECTION 15-13-204, OR WITH ANY OTHER PROVISION OF ARTICLE 13 OF THIS TITLE, AS A CONDITION TO OBTAINING DISCLOSURE OF A DIGITAL ASSET PURSUANT TO THIS PART 15.	55 56 57 58 59
	(9) A FOREIGN CONSERVATOR IS NOT REQUIRED TO COMPLY WITH THE PROVISIONS OF SECTION 15-14-433 AS A CONDITION TO OBTAINING DISCLOSURE OF A DIGITAL ASSET PURSUANT TO THIS PART 15."	60 61 62 63
	Page 17, line 18, strike "15-1-1514," and substitute "15-1-1515,".	64 65 66 67

Judiciary	After consideration on the merits, the Committee recommends that SB16-049 be postponed indefinitely.	1 2 3 4
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB16-076 be postponed indefinitely.	5 6 7 8 9
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB16-080 be referred to the Committee of the Whole with favorable recommendation.	10 11 12 13 14
Trans- portation	After consideration on the merits, the Committee recommends that HB16-1053 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	15 16 17 18 19
Trans- portation	After consideration on the merits, the Committee recommends that SB16-109 be referred to the Committee on Appropriations with favorable recommendation.	20 21 22 23
Trans- portation	The Committee on Transportation 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:	24 25 26 27 28

MEMBERS OF THE
TRANSPORTATION COMMISSION

for a term expiring July 1, 2017:

Heather M. Barry of Westminster, Colorado to serve as a commissioner from the Fourth Transportation District, reappointed;

for a term expiring July 1, 2019:

Nolan E. Schriener of Colorado Springs, Colorado, to serve as a commissioner from the Ninth Transportation District, appointed.

Trans- portation	The Committee on Transportation 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:	29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49
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MEMBERS OF THE
TRANSPORTATION COMMISSION

for terms expiring July 1, 2019:

Edward James Peterson of Lakewood, Colorado, to serve as a commissioner from the Second Transportation District, reappointed;

Kathleen R. Gilliland of Livermore, Colorado, to serve as a commissioner from the Fifth Transportation District, reappointed;

Kathy I. Connell of Steamboat Springs, Colorado, to serve as a commissioner from the Sixth Transportation District, reappointed;

Steven Leon Hofmeister of Haxtun, Colorado, to serve as a commissioner from the Eleventh Transportation District, reappointed.

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Finance	After consideration on the merits, the Committee recommends that SB16-086 be referred	2
	to the Committee on <u>Appropriations</u> with favorable recommendation.	3
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Finance	After consideration on the merits, the Committee recommends that SB16-124 be referred	6
	to the Committee on <u>Appropriations</u> with favorable recommendation.	7
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Finance	After consideration on the merits, the Committee recommends that SB16-074 be referred	10
	to the Committee on <u>Appropriations</u> with favorable recommendation.	11
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Local Government	After consideration on the merits, the Committee recommends that SB16-115 be amended	14
	as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable	15
	recommendation.	16
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	Amend printed bill, page 9, line 7, strike "ON" and substitute	19
	"NOTWITHSTANDING SECTION 24-1-136 (11), ON".	20
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	Page 9, line 9, strike "DEPARTMENT OF STATE" and substitute "BOARD".	22
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Local Government	After consideration on the merits, the Committee recommends that HB16-1069 be	25
	amended as follows and as so amended, be referred to the Committee of th Whole with	26
	favorable recommendation and with a recommendation that it be placed on the Consent	27
	Calendar	28
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	Amend reengrossed bill, page 2, line 11, strike "RESOLUTION" and	30
	substitute "RESOLUTION, NOT TO EXCEED FIVE YEARS IN LENGTH,".	31
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	SENATE SERVICES REPORT	36
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	Correctly Printed: SB16-125, 126, 127, and 128.	39
	Correctly Engrossed: SB16-051 and 112.	40
	Correctly Reengrossed: SB16-063 and 107.	41
	Correctly Revised: HB16-1044.	42
	Correctly Rerevised: HB16-1018.	43
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	On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate	48
	having voted in the affirmative, the Senate proceeded out of order for Consideration of	49
	Resolutions.	50
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	INTRODUCTION AND CONSIDERATION OF RESOLUTIONS	55
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SJR16-007	by Senator(s) Crowder; also Representative(s) Esgar and Navarro--Concerning awareness	57
	day for individuals with intellectual and developmental disabilities.	58
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	On motion of Senator Crowder, the resolution was read at length and adopted by the	60
	following roll call vote:	61
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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		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri and Woods.

SJR16-008 by Senator(s) Donovan and Martinez Humenik; also Representative(s) Lawrence and Primavera--Concerning awareness of heart disease, and, in connection therewith, declaring February 19, 2016, as "National Wear Red Day".

Laid over until Friday, February 19, retaining its place on the calendar.

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:

SB16-112 by Senator(s) Tate; --Concerning a modification to the required quantity of voter service and polling centers.

Laid over until Wednesday, February 24, retaining its place on the calendar.

SB16-051 by Senator(s) Johnston and Lundberg, Aguilar; also Representative(s) Melton--Concerning increasing judicial discretion regarding the imposition of consecutive sentences for violent crimes.

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

YES	33	NO	2	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	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**.

Co-sponsor(s) added: Baumgardner, Cadman, Grantham, Guzman, Heath, Hill, Hodge, Jahn, Jones, Kefalas, Kerr, Lambert, Marble, Merrifield, Neville T., Newell, Scheffel, Scott, Steadman, Tate, Todd, Ulibarri and Woods.

HB16-1044 by Representative(s) Becker J., Hamner, Nordberg; also Senator(s) Hill--Concerning the extension of dates related to the petroleum storage tank fund.

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, Jahn, Kerr, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott and Sonnenberg.

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

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

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

SB16-027 by Senator(s) Martinez Humenik and Todd; also Representative(s) Primavera and Landgraf--Concerning allowing the option for medicaid clients to obtain prescribed drugs through the mail.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 4, page(s) 132 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, February 12, page(s) 179 and placed in members' bill files.)

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

SB16-030 by Senator(s) Hodge; also Representative(s) Tyler--Concerning the surcharges for violating motor vehicle weight limits.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, February 12, page(s) 179 and placed in members' bill files.)

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

- SB16-089

by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Hamner, Young, Rankin--Concerning the establishment of an alternative maximum reserve for the department of state cash fund.

Ordered engrossed and placed on the calendar for third reading and final passage.
- SB16-091

by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Hamner, Young, Rankin--Concerning timing of the statewide discovery sharing system.
- Ordered engrossed and placed on the calendar for third reading and final passage.
- SB16-092

by Senator(s) Grantham, Lambert, Steadman; also Representative(s) Rankin, Hamner, Young--Concerning the authorization of the state to act pursuant to the federal "Oil Pollution Act of 1990".
- Ordered engrossed and placed on the calendar for third reading and final passage.
- SB16-093

by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning transfer of the oversight of independent living services from the department of human services to the department of labor and employment.
- Ordered engrossed and placed on the calendar for third reading and final passage.
- SB16-095

by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Young, Hamner, Rankin--Concerning the five-year appropriations requirement for bills that change the periods of incarceration in state correctional facilities.
- Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, February 12, page(s) 180 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 Lundberg, 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: SB16-027 as amended, SB16-030 as amended, SB16-089, SB16-091, SB16-092, SB16-093, SB16-095 as amended.

Committee of the Whole	On motion of Senator Lundberg, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Lundberg was called to the chair to act as Chairman.	1 2 3 4
GENERAL ORDERS -- SECOND READING OF BILLS		5 6
	The Committee of the Whole having risen, the Chairman reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:	7 8 9 10
SB16-007	by Senator(s) Roberts; --Concerning the establishment of a multiplier in the renewable energy standard for electricity generated from certain types of biomass to provide an incentive to use materials located within areas that have a high risk of wildfire. Laid over until Thursday, February 18, retaining its place on the calendar.	11 12 13 14 15 16 17
SB16-094	by Senator(s) Crowder; also Representative(s) Vigil, Brown--Concerning the shared costs of a district public health agency by the counties in the district. Ordered engrossed and placed on the calendar for third reading and final passage.	18 19 20 21 22 23
SB16-073	by Senator(s) Grantham; also Representative(s) Lawrence--Concerning the authority of the state auditor to audit the use of state gaming tax revenues transferred from the state historical fund directly to the gaming cities for historic preservation. <u>Amendment No. 1, Finance Committee Amendment.</u> (Printed in Senate Journal, February 12, page(s) 178 and placed in members' bill files.) As amended, ordered engrossed and placed on the calendar for third reading and final passage.	24 25 26 27 28 29 30 31 32 33 34
SB16-121	by Senator(s) Tate; also Representative(s) Garnett--Concerning the percentage of tuition revenue that an institution of higher education is authorized to pledge for contracts for the advancement of money. Laid over until Thursday, February 18, retaining its place on the calendar.	35 36 37 38 39 40 41
SB16-016	by Senator(s) Steadman and Cadman, Scheffel, Baumgardner, Cooke, Crowder, Grantham, Guzman, Hill, Hodge, Holbert, Jahn, Johnston, Kefalas, Kerr, Martinez Humenik, Merrifield, Roberts, Tate, Todd, Ulibarri; also Representative(s) Hullinghorst and Lawrence, Arndt, Becker K., Brown, Conti, Court, Danielson, Fields, Ginal, Kagan, Kraft-Tharp, Landgraf, Lebsock, Lee, Lontine, McCann, Melton, Mitsch Bush, Moreno, Pettersen, Primavera, Priola, Rankin, Rosenthal, Roupe, Ryden, Singer, Thurlow, Williams, Wilson, Windholz, Winter, Young--Concerning the scientific and cultural facilities district, and, in connection therewith, amending the ballot question concerning the extension of the district to be submitted to the voters and modifying statutory provisions concerning the administration of the district. Laid over until Wednesday, February 24, retaining its place on the calendar.	42 43 44 45 46 47 48 49 50 51 52 53 54 55
SB16-017	by Senator(s) Neville T.; also Representative(s) Neville P.--Concerning allowing a law-abiding person to carry a concealed handgun without a permit, and, in connection therewith, preserving current laws restricting the carrying of concealed handguns on certain property including school grounds. Laid over until Thursday, February 18, retaining its place on the calendar.	56 57 58 59 60 61 62 63
SB16-034	by Senator(s) Sonnenberg; --Concerning tampering with a deceased human body. Laid over until Thursday, February 18, retaining its place on the calendar.	64 65 66 67

- SB16-090

by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Young, Hamner, Rankin--Concerning the ability of the department of public health and environment to collect data on marijuana health effects at a regional level.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, February 12, page(s) 180 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- SB16-079

by Senator(s) Todd, Carroll, Kerr, Martinez Humenik, Merrifield; also Representative(s) Young--Concerning increasing the alignment of postsecondary and workforce readiness initiatives at the secondary education level with postsecondary career and technical education.
- Laid over until Thursday, February 18, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Lundberg, 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: SB16-094, SB16-073 as amended, SB16-090 as amended.

Laid over until Thursday, February 18: SB16-007, SB16-121, SB16-017, SB16-034, SB16-079.

Laid over until Wednesday, February 24: SB16-016.

CONSIDERATION OF MEMORIALS

- SJM16-001

by Senator(s) Roberts; also Representative(s) Coram and Mitsch Bush--Concerning protection from liability for voluntary reclamation of abandoned hard rock mines.
- Laid over until Friday, February 19, retaining its place on the calendar.

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

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

**MEMBER OF THE
BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE**

effective December 31, 2015, for a term expiring December 31, 2019:

Steven Ray Short of Durango, Colorado, to serve as an Unaffiliated, reappointed.

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
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION**

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

Theresa Kathleen Pena of Denver, Colorado, to serve as a resident of the First Congressional District, and as a Democrat, reappointed;

Byron Nelson McClenney, PhD, of Evergreen, Colorado, to serve as a resident of the Second Congressional District and as a Democrat, reappointed.

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
COLORADO COMMISSION ON HIGHER EDUCATION**

for a term expiring July 1, 2017:

Thomas Oliver McGimpsey of Louisville, Colorado, a resident of the Second Congressional District and a Republican, and occasioned by the resignation of Regina M. Rodriguez of Denver, Colorado, appointed;

for a term expiring July 1, 2019:

Terence Philip Fagan of Golden, Colorado, a resident of the Seventh Congressional District and a Democrat, appointed.

effective July 1, 2015, for a term expiring July 1, 2019:

John Louis Anderson of Durango, Colorado, to serve as a member west of the Continental Divide, as a representative of the Third Congressional District and as a Republican, reappointed.

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
COLLEGEINVEST BOARD OF DIRECTORS

for a term expiring July 31, 2016:

Jason B. Maples, CLU, ChFC, CFP, of Greenwood Village, Colorado, reappointed;

for a term expiring July 31, 2018:

Sarah R. Williamson, CFP, CIMA, CDFA, of Aurora, Colorado, reappointed;

for terms expiring July 31, 2019:

Martha “Marti” J. Awad, CFP, CFA, of Denver, Colorado, appointed;

Douglas W. Lyon of Durango, Colorado, reappointed.

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		

MESSAGE FROM THE HOUSE

February 17, 2016

Mr. President:

The House has adopted and returns herewith SJR16-007.

TRIBUTES

Honoring:

The Colorado Nurses Association -- By Senator Larry Crowder and Representative
Dianne Primavera.
Jack Smith -- By Senator Ray Scott.
Colonel James G. Ling -- By Senator Kevin Lundberg.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday,
February 18, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

37th Legislative Day Thursday, February 18, 2016

Prayer	By the chaplain, Robert Swales, Chaplain of the El Paso County Sheriff's Office, Colorado Springs.
Call to Order	By the President at 9:00 a.m.
Pledge	By Senator Martinez Humenik.
Roll Call	Present--34 Absent--1, Johnston. Present later--1, Johnston.
Quorum	The President announced a quorum present.
Reading of Journal	On motion of Senator Donovan, reading of the Journal of Wednesday, February 17, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-032 be postponed indefinitely .
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-054 be postponed indefinitely .
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-028 be postponed indefinitely .
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-043 be postponed indefinitely .
Judiciary	After consideration on the merits, the Committee recommends that SB16-042 be postponed indefinitely .
Judiciary	After consideration on the merits, the Committee recommends that SB16-047 be postponed indefinitely .

Judiciary	After consideration on the merits, the Committee recommends that SB16-048 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
Judiciary	After consideration on the merits, the Committee recommends that SB16-065 be amended as follows and as so amended be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	5 6 7 8 9
	Amend printed bill, strike everything below the enacting clause and substitute:	10 11 12
	" SECTION 1. In Colorado Revised Statutes, 18-1.3-603, amend (4) (a), (4) (b) introductory portion, and (4) (b) (I); and add (4) (e) as follows:	13 14 15
	18-1.3-603. Assessment of restitution - corrective orders.	16
	(4) (a) (I) Any order for restitution entered pursuant to this section shall be IS a final civil judgment in favor of the state and any victim. Notwithstanding any other civil or criminal statute or rule, any such judgment shall remain REMAINS in force until the restitution is paid in full. The provisions of article 18.5 of title 16, C.R.S., apply notwithstanding the termination of a deferred judgment and sentence or a deferred adjudication.	17 18 19 20 21 22 23
	(II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (a), TWO YEARS AFTER THE PRESENTATION OF THE DEFENDANT'S ORIGINAL DEATH CERTIFICATE TO THE CLERK OF THE COURT OR THE COURT COLLECTIONS INVESTIGATOR, THE COURT MAY TERMINATE THE REMAINING BALANCE OF THE JUDGMENT AND ORDER FOR RESTITUTION IF, FOLLOWING NOTICE BY THE CLERK OF THE COURT OR THE COURT COLLECTIONS INVESTIGATOR TO THE DISTRICT ATTORNEY, THE DISTRICT ATTORNEY DOES NOT OBJECT AND THERE IS NO EVIDENCE OF A CONTINUING SOURCE OF INCOME OF THE DEFENDANT TO PAY RESTITUTION. THE TERMINATION OF A JUDGMENT AND ORDER PURSUANT TO THIS SUBPARAGRAPH (II) DOES NOT TERMINATE AN ASSOCIATED JUDGMENT AGAINST A DEFENDANT WHO IS JOINTLY AND SEVERALLY LIABLE WITH THE DECEASED DEFENDANT.	24 25 26 27 28 29 30 31 32 33 34 35 36
	(b) Any order for restitution made pursuant to this section shall is also be deemed to AN order that:	37 38
	(I) The defendant owes SIMPLE interest from the date of the entry of the order at the rate of twelve EIGHT percent per annum; and	39 40
	(e) THE CLERK OF THE COURT IS AUTHORIZED TO ADJUST THE UNPAID BALANCE IN THE CASE UPON PROOF THAT ANY RESTITUTION OR RELATED INTEREST AMOUNTS HAVE BEEN OR WILL BE SATISFIED OUTSIDE OF THE COURT REGISTRY AND RECEIPTING PROCESS REGARDLESS OF WHEN THE RESTITUTION ORDER AND JUDGMENT WERE ENTERED. THE ACCOUNTING ADJUSTMENT DOES NOT MODIFY A COURT'S ORDER.	41 42 43 44 45 46
	SECTION 2. In Colorado Revised Statutes, 42-2-125, repeal (2.8) as follows:	47 48
	42-2-125. Mandatory revocation of license and permit.	49
	(2.8) A person whose license has been revoked pursuant to paragraph (c) of subsection (1) of this section shall not be eligible for reinstatement of his or her license until the department receives proof that the person has satisfied any order for restitution entered in connection with the conviction.	50 51 52 53 54
	SECTION 3. In Colorado Revised Statutes, 19-1-306, add (5) (c) (II.5); and repeal (7) (e) as follows:	55 56
	19-1-306. Expungement of juvenile delinquent records.	57
	(5) (c) The court may order expunged all records in the petitioner's case in the custody of the court and any records in the custody of any other agency or official if at the hearing the court finds that:	58 59 60
	(II.5) (A) THE PETITIONER HAS SATISFIED COURT-ORDERED RESTITUTION OR IS CURRENT ON A RESTITUTION REPAYMENT AGREEMENT WITH THE COURT COLLECTIONS INVESTIGATOR THAT HAS BEEN ENTERED IN THE ELECTRONIC CASE RECORD TO MAKE PAYMENT ON A SCHEDULE PURSUANT TO SECTION 16-18.5-104 (4), C.R.S.	61 62 63 64 65
	(B) IF, FOLLOWING THE ENTRY OF AN ORDER OF EXPUNGEMENT UNDER THIS SECTION, A PETITIONER FAILS TO MAKE REQUIRED PAYMENTS ON A RESTITUTION REPAYMENT AGREEMENT, A COURT COLLECTIONS INVESTIGATOR MAY, FOLLOWING NOTICE TO THE PETITIONER, FILE A	66 67 68 69

MOTION WITH THE COURT THAT ENTERED THE ORDER TO HAVE THE ORDER OF EXPUNGEMENT REVERSED.

(7) The following persons are not eligible to petition for the expungement of any juvenile record:

(e) ~~Any person who has failed to pay court-ordered restitution to a victim of the offense that is the basis for the juvenile record.~~

SECTION 4. Effective date - applicability. This act takes effect July 1, 2016, and applies to orders entered on or after said date.

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."

Judiciary After consideration on the merits, the Committee recommends that **SB16-110** 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 11, strike "AGENCY," and substitute "AGENCY OR THE NAMED VICTIM OR VICTIM'S DESIGNEE,".

Page 4, lines 8 and 9, strike "THE JUVENILE JUSTICE SYSTEM AS REFERENCED IN PART 1 OF ARTICLE 2 OF TITLE 19, C.R.S.," and substitute "ASSESSMENT CENTERS FOR CHILDREN AS DEFINED IN SECTION 19-1-103 (10.5), C.R.S.,".

Page 4, after line 20 insert:

"SECTION 2. Effective date. This act takes effect September 1, 2016."

Renumber succeeding section accordingly.

SENATE SERVICES REPORT

Correctly Printed: SJR16-008.
Correctly Engrossed: SB16-027, 030, 073, 089, 090, 091, 092, 093, 094 and 095; SJR16-007.
Correctly Reengrossed: SB16-051.
Correctly Rerevised: HB16-1044.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR16-009 by Senator(s) Martinez Humenik; also Representative(s) Brown--Concerning the designation of February 2016 as "Self-care Month".

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

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.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB16-129

by Senator(s) Jones; also Representative(s) Arndt--Concerning the replacement of the word "foster" with "administer" in statute so as to require neutral administration by the Colorado oil and gas conservation commission with respect to its oversight of oil and gas operations.
Agriculture, Natural Resources, & Energy
- SB16-130

by Senator(s) Scott, Baumgardner, Cadman, Cooke, Crowder, Hill, Holbert, Scheffel; -- Concerning the methods used by the department of revenue to collect consumer use tax.
Finance
- SB16-131

by Senator(s) Tate, Johnston; also Representative(s) Pabon and Willett--Concerning the management of assets for individuals, and, in connection therewith, clarifying that a fiduciary's authority is suspended after a petition for the fiduciary's removal is filed, protecting an adult ward or protected person's right to an attorney post-adjudication, and preventing a fiduciary from paying court costs or fees from out of an estate after receiving notice of an action for the fiduciary's removal.
Judiciary
- SB16-132

by Senator(s) Cooke; also Representative(s) Foote--Concerning clarifying that test results relating to certain DUI offenses are not public information.
Judiciary
- SB16-133

by Senator(s) Tate, Johnston; also Representative(s) Pabon and Willett--Concerning the transfer of property rights upon the death of a person, and, in connection therewith, including inherited individual retirement accounts and inherited Roth individual retirement accounts as property exempt from levy and sale under writ of attachment or writ of execution, clarifying determination-of-heirship proceedings in probate, and enacting portions of the "Uniform Power of Appointment Act".
Judiciary
- SB16-134

by Senator(s) Heath and Garcia, Aguilar, Carroll, Donovan, Guzman, Hodge, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Steadman, Ulibarri; also Representative(s) Danielson and Kagan--Concerning professional licensing for military veterans in certain professions.
Business, Labor, & Technology
- SB16-135

by Senator(s) Aguilar; also Representative(s) Ginal--Concerning a pharmacist's provision of health care services that have been delegated by another health care provider.
Health & Human Services
Finance

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

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

- SB16-027

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

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, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Merrifield, Newell, Roberts, Scheffel, Scott, Sonnenberg, and Woods.

SB16-030 by Senator(s) Hodge; also Representative(s) Tyler--Concerning the surcharges for violating motor vehicle weight limits, and, in connection therewith, 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: Baumgardner, Cooke, Grantham, Lambert, Lundberg, Marble, Scheffel, Scott, Sonnenberg, Todd, and Woods.

SB16-089 by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Hamner, Young, Rankin--Concerning the establishment of an alternative maximum reserve for the department of state cash fund.

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: Cooke, Lundberg, and Scheffel.

SB16-091by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Hamner, Young, Rankin--Concerning timing of the statewide discovery sharing system.

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**.

SB16-092by Senator(s) Grantham, Lambert, Steadman; also Representative(s) Rankin, Hamner, Young--Concerning the authorization of the state to act pursuant to the federal "Oil Pollution Act of 1990".

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.

SB16-093by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning transfer of the oversight of independent living services from the department of human services to the department of labor and employment.

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: Cooke, Garcia, Heath, Hodge, Jahn, Kefalas, Lundberg, Martinez Humenik, Merrifield, Newell, Todd, and Woods.

SB16-095 by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Young, Hamner, Rankin--Concerning the five-year appropriations requirement for bills that change the periods of incarceration in state correctional facilities.

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: Guzman, Heath, Hodge, Jahn, Jones, Kefalas, Kerr, Lundberg, Merrifield, and Todd.

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:

SB16-094 by Senator(s) Crowder; also Representative(s) Vigil, Brown--Concerning the shared costs of a district public health agency by the counties in the district.

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, Donovan, Grantham, Guzman, Heath, Holbert, Jahn, Johnston, Kefalas, Lambert, Lundberg, Martinez Humenik, Merrifield, Newell, Roberts, Scheffel, Scott, Steadman, and Todd.

SB16-073by Senator(s) Grantham; also Representative(s) Lawrence--Concerning the authority of the state auditor to audit the use of state gaming tax revenues transferred from the state historical fund directly to the gaming cities for historic preservation.

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, Garcia, Guzman, Heath, Holbert, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Scheffel, Scott, Sonnenberg, Steadman, Todd, and Woods.

SB16-090by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Young, Hamner, Rankin--Concerning the ability of the department of public health and environment to collect data on marijuana health effects at a regional level.

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, Guzman, Heath, Jahn, Johnston, Jones, Kefalas, Martinez Humenik, Merrifield, Newell, Roberts, Tate, Todd, and Ulibarri.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1237, HB16-1238, HB16-1239, HB16-1240, HB16-1242, HB16-1243, HB16-1244, HB16-1245, HB16-1246, HB16-1248, HB16-1249, HB16-1250, HB16-1251, HB16-1252 were made Special Orders -- Consent Calendar at 9:50 a.m.

Committee of the Whole	The hour of 9:50 a.m. having arrived, Senator Grantham 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 Grantham was called to the chair to act as Chairman.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69
SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR		
	The Committee of the Whole having risen, the Chairman reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:	
HB16-1237	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of agriculture. Ordered revised and placed on the calendar for third reading and final passage.	
HB16-1238	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of corrections. Ordered revised and placed on the calendar for third reading and final passage.	
HB16-1239	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting. Ordered revised and placed on the calendar for third reading and final passage.	
HB16-1240	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of health care policy and financing. <u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, February 17, page(s) 199-200, and placed in members' bill files.) As amended, ordered revised and placed on the calendar for third reading and final passage.	
HB16-1242	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of human services. Ordered revised and placed on the calendar for third reading and final passage.	
HB16-1243	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the judicial department. Ordered revised and placed on the calendar for third reading and final passage.	
HB16-1244	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of law. Ordered revised and placed on the calendar for third reading and final passage.	
HB16-1245	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of military and veterans affairs. Ordered revised and placed on the calendar for third reading and final passage.	

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1253 and HB16-1254 were made Special Orders at 9:56 a.m.

Committee of the Whole The hour of 9:56 a.m. having arrived, Senator Grantham moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Grantham was called to the chair to act as Chairman.

SPECIAL ORDERS -- SECOND READING OF BILLS

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

HB16-1253 by Representative(s) Hamner, Young, Rankin; also Senator(s) Steadman, Grantham, Lambert--Concerning adjustments in the amount of total program funding for public schools for the 2015-16 budget year, and, in connection therewith, making and reducing an appropriation.

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

HB16-1254 by Representative(s) Young, Hamner, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning P.O.S.T. board training concerning wrongs to persons with intellectual and developmental disabilities.

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 Grantham, 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: HB16-1253 and HB16-1254.

MESSAGE FROM THE HOUSE

February 18, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1083, 1067, 1169, 1151.

The House has passed on Third Reading and transmitted to the Revisor of Statutes
 HB16-1120, amended as printed in House Journal, February 17.
 HB16-1148, amended as printed in House Journal, February 17.
 HB16-1122, amended as printed in House Journal, February 17.

The House has passed on Third Reading and returns herewith SB16-015, SB16-009.

The House has postponed indefinitely SB16-011. The bill is returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

February 18, 2016

We herewith transmit:

Without comment, HB16-1067, 1083, 1151, and 1169.
 Without comment, as amended, HB16-1120, 1122, and 1148.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

- SB16-007

by Senator(s) Roberts; --Concerning the establishment of a multiplier in the renewable energy standard for electricity generated from certain types of biomass to provide an incentive to use materials located within areas that have a high risk of wildfire.

Laid over until Tuesday, February 23, retaining its place on the calendar.
- SB16-121

by Senator(s) Tate; also Representative(s) Garnett--Concerning the percentage of tuition revenue that an institution of higher education is authorized to pledge for contracts for the advancement of money.

Amendment No. 1, Finance Committee Amendment.
 (Printed in Senate Journal, February 12, page(s) 178, 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.)
- SB16-034

by Senator(s) Sonnenberg; --Concerning tampering with a deceased human body.

Amendment No. 1, Judiciary Committee Amendment.
 (Printed in Senate Journal, February 4, page(s) 133, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
 (Printed in Senate Journal, February 12, page(s) 179, and placed in members' bill files.)

As amended, laid over until Friday, February 19, retaining its place on the calendar.

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SB16-079 by Senator(s) Todd, Carroll, Kerr, Martinez Humenik, Merrifield; also Representative(s) Young--Concerning increasing the alignment of postsecondary and workforce readiness initiatives at the secondary education level with postsecondary career and technical education.

Laid over until Friday, February 19, retaining its place on the calendar.

SB16-017 by Senator(s) Neville T.; also Representative(s) Neville P.--Concerning allowing a law-abiding person to carry a concealed handgun without a permit, and, in connection therewith, preserving current laws restricting the carrying of concealed handguns on certain property including school grounds.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, February 12, page(s) 178, and placed in members' bill files.)

As amended, laid over until Friday, February 19, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB16-121 by Senator(s) Tate; also Representative(s) Garnett--Concerning the percentage of tuition revenue that an institution of higher education is authorized to pledge for contracts for the advancement of money.

Senator Tate moved to amend the Report of the Committee of the Whole to show that SB16-121, 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	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		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Grantham, 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: SB16-121 as amended.
Laid over until Friday, February 19: SB16-034 as amended, SB16-079, SB16-017 as amended.
Laid over until Tuesday, February 23: SB16-007.

MESSAGE FROM THE GOVERNOR

February 18, 2016

Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and returned the following to the Secretary of the Senate:

SJR16-003: CONCERNING APPROVAL OF WATER PROJECT REVOLVING FUND ELIGIBILITY LISTS ADMINISTERED BY THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY.

Approved February 18, 2016, at 10:34 a.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Friday, February 19, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

38th Legislative Day Friday, February 19, 2016

Prayer By the chaplain, Dr. Gene Selander, Crystal Clear Ministries, Denver.

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

Pledge By Senator Martinez Humenik.

Roll Call Present--34
Excused--1, Kerr.
Present later--1, Kerr.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Donovan, reading of the Journal of Thursday, February 18, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that SB16-040 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill page 2, line 3, strike "(12.3)" and substitute "(12.3) and (12.4)".

Page 2, after line 11, insert:

"(12.4) "Permitted economic interest" means ~~any unsecured convertible debt instrument, option agreement, warrant, or any other right to obtain an ownership interest when the holder of such interest is a natural person who is a lawful United States resident and whose right to convert into an ownership interest is contingent on the holder qualifying and obtaining a license as an owner under this article; or such other agreements as may be permitted by rule of the state licensing authority~~ A NON-CONTROLLING DIRECT EQUITY INTEREST, A SECURED AGREEMENT, WARRANT, OR ANY OTHER RIGHT TO BECOME AN OWNER THAT IS HELD BY A PERSON OR ANY OTHER AGREEMENT AUTHORIZED BY RULE BY THE STATE LICENSING AUTHORITY. EACH NATURAL PERSON HOLDING A PERMITTED ECONOMIC INTEREST MUST BE A LAWFUL UNITED STATES RESIDENT AND MUST BE ABLE TO QUALIFY AS AN OWNER, EXCEPT FOR THE RESIDENCY REQUIREMENTS IN SECTION 12-43.3-307.5 AND EXCEPT THAT, WHEN A PERMITTED ECONOMIC INTEREST IS OR IS HELD BY A PARTNERSHIP, ASSOCIATION, COMPANY, CORPORATION THAT IS NOT A PUBLICLY TRADED CORPORATION, LIMITED LIABILITY COMPANY, OR ORGANIZATION, EACH BENEFICIAL OWNER MUST BE A LAWFUL UNITED STATES RESIDENT AND MUST BE ABLE TO QUALIFY AS AN OWNER, OTHER THAN THE RESIDENCY REQUIREMENTS IN SECTION 12-43.3-307.5, UNDER THIS ARTICLE.

SECTION 2. In Colorado Revised Statutes, 12-43.3-201, add (6) as follows:

12-43.3-201. State licensing authority - creation. (6) THE STATE LICENSING AUTHORITY MAY UTILIZE NO-COST PROCUREMENT CONTRACTS FOR THE PRECERTIFICATION OF NONRESIDENT OWNERS

DURING THE BACKGROUND INVESTIGATION PROCESS UNDER THIS ARTICLE AND ARTICLE 43.4 OF THIS TITLE."

Renumber succeeding sections accordingly.

Page 3, line 5, after "12-43.3-307," insert "**amend** (1) (a);".

Page 3, after line 8 insert:

"(a) A person until the ~~annual~~ fee therefore has been paid;".

Page 3, strike line 25, and substitute "DOCUMENTS AND AS SWORN TO BY AT LEAST ONE COLORADO RESIDENT OWNER WHO HAS BEEN A COLORADO RESIDENT FOR AT LEAST TWO YEARS WITH MANAGERIAL AUTHORITY ON FORMS PROMULGATED BY THE LICENSING AUTHORITY, AND ~~all officers and managers and~~ employees of a medical".

Page 4, line 3, strike "AND" and substitute "OR".

Page 4, after line 7 insert:

"**SECTION 7.** In Colorado Revised Statutes, 12-43.3-305, **add** (4) as follows:
12-43.3-305. State licensing authority - application and issuance procedures. (4) A LICENSE ISSUED PURSUANT TO THIS ARTICLE IS VALID FOR THREE YEARS.

SECTION 8. In Colorado Revised Statutes, 12-43.3-311, **amend** (2) (b); **add** (1.5) as follows:

12-43.3-311. License renewal. (1.5) NOTWITHSTANDING THE PROVISIONS OF SECTION 12-43.3-307 (2) (c), IF A LICENSEE, WHEN APPLYING FOR RENEWAL, PROVIDES CERTIFICATION THAT THERE ARE NO CHANGED CIRCUMSTANCES AFFECTING LICENSURE SINCE THE INITIAL APPLICATION OR LAST RENEWAL OR PROVIDES DETAILS REGARDING ANY CHANGED CIRCUMSTANCES, THE STATE LICENSING AUTHORITY MAY REQUIRE A LICENSEE TO SUBMIT A NEW BACKGROUND CHECK, INCLUDING A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK, DURING THE RENEWAL PROCESS.

(2) (b) The state and local licensing authorities may not accept a late renewal application more than ninety days after the expiration of a licensee's permanent ~~annual~~ license. A licensee whose permanent ~~annual~~ license has been expired for more than ninety days shall not cultivate, manufacture, distribute, or sell any medical marijuana until all required licenses have been obtained."

Renumber succeeding sections accordingly.

Page 4, line 9, strike "(12)" and substitute "(12) and (12.4)".

Page 4, after line 18 insert:

"(12.4) "Permitted economic interest" means ~~any unsecured convertible debt instrument, option agreement, warrant, or any other right to obtain an ownership interest when the holder of such interest is a natural person who is a lawful United States resident and whose right to convert into an ownership interest is contingent on the holder qualifying and obtaining a license as an owner under this article or such other agreements as may be permitted by rule by the state licensing authority~~ A NON-CONTROLLING DIRECT EQUITY INTEREST, A SECURED AGREEMENT, WARRANT, OR ANY OTHER RIGHT TO BECOME AN OWNER THAT IS HELD BY A PERSON OR ANY OTHER AGREEMENT AUTHORIZED BY RULE BY THE STATE LICENSING AUTHORITY. EACH NATURAL PERSON HOLDING A PERMITTED ECONOMIC INTEREST MUST BE A LAWFUL UNITED STATES RESIDENT AND MUST BE ABLE TO QUALIFY AS AN OWNER, EXCEPT FOR THE RESIDENCY REQUIREMENTS IN SECTION 12-43.4-306.5 AND EXCEPT THAT, WHEN A PERMITTED ECONOMIC INTEREST IS OR IS HELD BY A PARTNERSHIP, ASSOCIATION, COMPANY, CORPORATION THAT IS NOT A PUBLICLY TRADED CORPORATION, LIMITED LIABILITY COMPANY, OR

ORGANIZATION, EACH BENEFICIAL OWNER MUST BE A LAWFUL UNITED STATES RESIDENT AND MUST BE ABLE TO QUALIFY AS AN OWNER, OTHER THAN THE RESIDENCY REQUIREMENTS IN SECTION 12-43.4-306.5, UNDER THIS ARTICLE."

Page 5, line 8, after "12-43.4-306," insert "**amend** (1) (a);".

Page 5, after line 11 insert:

"(a) A person until the ~~annual~~ fee therefor has been paid;".

Page 5, strike line 27, and substitute "DOCUMENTS AND AS SWORN TO BY AT LEAST ONE COLORADO RESIDENT OWNER WHO HAS BEEN A COLORADO RESIDENT FOR AT LEAST TWO YEARS WITH MANAGERIAL AUTHORITY ON FORMS PROMULGATED BY THE LICENSING AUTHORITY, AND ~~all officers, managers, and~~ employees of a retail".

Page 6, line 3, strike "AND" and substitute "OR".

Page 6, after line 8 insert:

"**SECTION 14.** In Colorado Revised Statutes, 12-43.4-304, **add** (3) as follows:
12-43.4-304. State licensing authority - application and issuance procedures. (3) A LICENSE ISSUED PURSUANT TO THIS ARTICLE IS VALID FOR THREE YEARS.

SECTION 15. In Colorado Revised Statutes, 12-43.4-310, **add** (1.5) as follows:
12-43.4-310. License renewal. (1.5) IF A LICENSEE, WHEN APPLYING FOR RENEWAL, PROVIDES CERTIFICATION THAT THERE ARE NO CHANGED CIRCUMSTANCES AFFECTING LICENSURE SINCE THE INITIAL APPLICATION OR LAST RENEWAL OR PROVIDES DETAILS REGARDING ANY CHANGED CIRCUMSTANCES, THE STATE LICENSING AUTHORITY MAY NOT REQUIRE A LICENSEE TO SUBMIT A NEW BACKGROUND CHECK, INCLUDING A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK, DURING THE RENEWAL PROCESS."

Renumber succeeding sections accordingly.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB16-1041** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB16-058** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

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

"**SECTION 1.** In Colorado Revised Statutes, 25-4-1614, **amend** (1), (2), and (9) (c) introductory portion; **repeal** (10); and **add** (9)(a.5) and (9) (a.7)" as follows:
25-4-1614. Home kitchens - exemption - food inspection - short title - definitions - rules. (1) This section shall be known and may be cited as the "Colorado Cottage Foods Act". THE PURPOSES OF THIS SECTION ARE TO ALLOW FOR THE SALE AND CONSUMPTION OF HOMEMADE FOODS AND TO ENCOURAGE THE EXPANSION OF AGRICULTURAL SALES BY FARMERS' MARKETS, FARMS, AND HOME-BASED PRODUCERS AND ACCESSIBILITY OF THESE RESOURCES TO INFORMED END CONSUMERS BY:
(a) FACILITATING THE PURCHASE AND CONSUMPTION OF FRESH AND LOCAL AGRICULTURAL PRODUCTS;
(b) ENHANCING THE AGRICULTURAL ECONOMY; AND
(c) PROVIDING COLORADO CITIZENS WITH UNIMPEDED ACCESS TO

HEALTHY FOOD FROM KNOWN SOURCES.

(2) (a) A producer may use his or her home kitchen or a commercial, private, or public kitchen to produce foods for sale only if the producer sells the foods directly to ~~ultimate~~ INFORMED END consumers.

(b) (I) A producer is permitted under this section to sell only a limited range of foods that have been produced, processed, or packaged that are nonpotentially hazardous and do not require refrigeration. These foods ~~are divided into two tiers:~~

~~(A) Tier one foods are limited to INCLUDE PICKLED VEGETABLES, spices, teas, dehydrated produce, nuts, seeds, honey, jams, jellies, preserves, fruit butter, flour, and baked goods, including candies, fruit empanadas, and tortillas, and OTHER NONPOTENTIALLY HAZARDOUS FOODS;~~

~~(B) Tier two foods are limited to pickled vegetables that have an equilibrium pH value of 4.6 or lower.~~

(II) A person may sell whole eggs under this section; except that a person may not sell more than two hundred fifty dozen whole eggs per month under this section. A person selling whole eggs must meet the requirements of section 35-21-105, C.R.S.

(c) A producer ~~must~~ IS ENCOURAGED TO take a food safety course that includes basic food handling training. ~~and is comparable to, or is a course given by, the Colorado state university extension service or a state, county, or district public health agency, and must maintain a status of good standing in accordance with the course requirements, including attending any additional classes if necessary.~~

(d) The foods produced under this section must: ~~be sold only~~

~~(I) to ultimate consumers and not to grocery stores or restaurants; and BE DELIVERED DIRECTLY FROM A PRODUCER TO AN INFORMED END CONSUMER;~~

~~(II) On the producer's premises, at the producer's roadside stand, or at a farmers' market, community-supported agriculture organization, or similar venue where the product is sold directly to consumers. BE SOLD ONLY IN COLORADO; AND~~

~~(III) NOT INVOLVE INTERSTATE COMMERCE.~~

(e) This section applies only to producers who earn net revenues of ten thousand dollars or less per calendar year from the sale of each eligible food product produced in the producer's home kitchen or a commercial, private, or public kitchen.

(9) As used in this section:

(a.5) "HOMEMADE" MEANS FOOD THAT IS PREPARED IN A PRIVATE HOME KITCHEN THAT IS NOT LICENSED, INSPECTED, OR REGULATED.

(a.7) "INFORMED END CONSUMER" MEANS A PERSON WHO IS THE LAST PERSON TO PURCHASE ANY PRODUCT, WHO DOES NOT RESELL THE PRODUCT, AND WHO HAS BEEN INFORMED THAT THE PRODUCT IS NOT LICENSED, REGULATED, OR INSPECTED.

(c) "Producer" means a person who prepares nonpotentially hazardous foods in a home kitchen or similar venue for sale directly to consumers pursuant to this section, AND INCLUDES THAT PERSON'S DESIGNATED REPRESENTATIVE. A producer may only be:

(10) ~~The state board of health shall promulgate rules, including enforcement provisions, necessary to provide for the production and sale of tier two foods.~~

SECTION 2. In Colorado Revised Statutes, 35-33-103, **amend** (8) and (9); and **add** (8.5) as follows:

35-33-103. Definitions. As used in this article, unless the context otherwise requires:

(8) "Meat or meat products" means carcasses or parts of carcasses derived from any animals used for food. "MEAT OR MEAT PRODUCTS" INCLUDES POULTRY.

(8.5) "POULTRY" MEANS ANY DOMESTICATED BIRD, INCLUDING CHICKENS, TURKEYS, DUCKS, GEESE, GUINEAS, OR SQUABS, WHETHER LIVE OR DEAD.

(9) "Premises" means the back, front, and side yard of property occupied by a ~~custom~~ processing facility; docks and areas where vehicles are loaded or unloaded; driveways, approaches, pens, and alleys; and buildings or portions of buildings that are part of any facility even though

not used for custom processing.

SECTION 3. In Colorado Revised Statutes, 35-33-104, **amend** (1) as follows:

35-33-104. Commissioner of agriculture - powers and duties. (1) The commissioner is hereby authorized to formulate reasonable rules and standards of construction, LABELING, operation, record keeping, and sanitation for all custom processing facilities and shall establish rules and standards pertaining to containers, packaging materials, mobile slaughter units, slaughter rooms, processing rooms, chill rooms, storage and locker rooms, sharp freezing facilities, and premises of custom processing facilities, with respect to the service of slaughtering, cutting, preparing, wrapping, and packaging meat and meat products necessary for the proper preservation of food.

SECTION 4. In Colorado Revised Statutes, 35-33-107, **add** (6) as follows:

35-33-107. Exemptions. (6) A PRODUCER WHO RAISES AND SLAUGHTERS NO MORE THAN ONE THOUSAND POULTRY DURING EACH CALENDAR YEAR IS EXEMPT FROM THE PROVISIONS OF THIS ARTICLE OTHER THAN THE RECORD KEEPING REQUIREMENT IN SECTION 35-33-202 AND THE LABELING REQUIREMENTS IN SECTION 35-33-301 IF:

- (a) THE PRODUCER DOES NOT BUY OR SELL POULTRY PRODUCTS OTHER THAN THOSE PRODUCED FROM POULTRY RAISED ON THE PRODUCER'S OWN FARM;
- (b) THE POULTRY DO NOT MOVE IN INTERSTATE COMMERCE;
- (c) THE POULTRY ARE PROPERLY LABELED; AND
- (d) THE POULTRY ARE HEALTHY WHEN SLAUGHTERED AND THE SLAUGHTER AND PROCESSING ARE CONDUCTED UNDER SANITARY STANDARDS, PRACTICES, AND PROCEDURES THAT PRODUCE POULTRY PRODUCTS THAT ARE SOUND, CLEAN, AND FIT FOR USE AS HUMAN FOOD WHEN DISTRIBUTED BY THE PRODUCER.

SECTION 5. In Colorado Revised Statutes, 35-33-201, **amend** (1) and (10) introductory portion; and **add** (11) as follows:

35-33-201. Processing facilities - operation - rules. (1) Each custom processing facility licensed under this article must be operated and maintained in a manner sufficient to prevent the creation of unsanitary conditions and to ensure that meat or meat products are not adulterated.

(10) All meat and meat products, EXCEPT POULTRY, resulting from the custom processing or slaughter of uninspected animals:

(11) ALL POULTRY AND POULTRY PRODUCTS MUST BE MARKED AS REQUIRED BY THE COMMISSIONER BY RULE.

SECTION 6. In Colorado Revised Statutes, 35-33-202, **amend** (1) (a) introductory portion as follows:

35-33-202. Record-keeping requirements. (1)(a) Every custom processor shall maintain records of each customer transaction, including, at a minimum:

SECTION 7. In Colorado Revised Statutes, 35-33-203, **amend** (1) as follows:

35-33-203. Slaughter methods. (1) ~~No custom~~ A processor shall NOT shackle, hoist, or otherwise bring animals into position for slaughter, or ~~shall~~ slaughter or bleed animals, except by humane methods.

SECTION 8. In Colorado Revised Statutes, 35-33-206, **add** (1.5) as follows:

35-33-206. License required - application - inspection - issuance. (1.5) ANY PERSON WHO DESIRES TO SLAUGHTER AND PROCESS MORE THAN ONE THOUSAND, BUT FEWER THAN TWENTY THOUSAND, POULTRY SHALL FIRST OBTAIN A LICENSE FROM THE DEPARTMENT. A SEPARATE LICENSE IS REQUIRED FOR EACH POULTRY PROCESSING FACILITY. THE APPLICATION MUST BE IN WRITING ON FORMS SUPPLIED BY THE DEPARTMENT, SETTING FORTH ANY INFORMATION REQUIRED BY THE DEPARTMENT, AND MUST BE ACCOMPANIED BY ALL REQUIRED FEES.

SECTION 9. In Colorado Revised Statutes, **recreate and reenact, with amendments**, part 3 of article 33 of title 35 as follows:

35-33-301. Sale of poultry - labeling - rules. (1) A POULTRY PRODUCER LICENSED OR EXEMPTED UNDER THIS ARTICLE MAY SELL POULTRY TO INDIVIDUALS.

(2) THE DEPARTMENT SHALL CONSULT WITH THE DEPARTMENT OF

	PUBLIC HEALTH AND ENVIRONMENT TO PROMULGATE RULES REGARDING THE LABELING OF POULTRY SOLD PURSUANT TO THIS SECTION.	1
	(3) (a) THE COMMISSIONER OR HIS OR HER DESIGNEE SHALL CONVENE A STAKEHOLDER GROUP, INCLUDING REPRESENTATIVES FROM THE COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, RETAIL FOOD ESTABLISHMENTS, LIABILITY INSURANCE COMPANIES, POULTRY FARMERS, POULTRY SUPPLIERS, PROCESSORS OPERATING UNDER THIS ARTICLE, AND ANY OTHER INTERESTED PARTY.	2
	(b) THE DEPARTMENT SHALL KEEP AND MAINTAIN A LIST OF STAKEHOLDERS.	3
	(c) THE DEPARTMENT SHALL CONVENE THE FIRST MEETING WITH THE STAKEHOLDERS NO LATER THAN JULY 1, 2016, AND AS NEEDED THEREAFTER.	4
	(d) THE DEPARTMENT SHALL MEET WITH THE STAKEHOLDERS TO DEVELOP A REGULATORY FRAMEWORK FOR THE PROCESSING OF POULTRY THAT IS SOLD TO RETAIL FOOD ESTABLISHMENTS, AS DEFINED IN SECTION 25-4-1602 (14), C.R.S.	5
	(e) ON OR BEFORE NOVEMBER 30, 2016, THE COMMISSIONER OR HIS OR HER DESIGNEE SHALL PREPARE A REPORT OF THE FINDINGS AND CONCLUSIONS OF THE STUDY AND SHALL PRESENT THE REPORT TO ALL STAKEHOLDERS AND OTHERS UPON REQUEST.	6
	SECTION 10. 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."	7
Trans- portation	The Committee on <u>Transportation</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:	8
	<div>MEMBER OF THE TRANSPORTATION COMMISSION</div>	9
	for a term expiring July 1, 2019:	10
	Kathryn Hall of Grand Junction, Colorado, to serve as a commissioner from the Seventh Transportation District, appointed.	11
Trans- portation	After consideration on the merits, the Committee recommends that HB16-1008 be referred to the Committee of the Whole with favorable recommendation.	12
Trans- portation	After consideration on the merits, the Committee recommends that SB16-123 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	13
	Amend printed bill, page 2, line 11, strike "OWNER" and substitute "OWNER, INCLUDING, IN ACCORDANCE WITH 23 U.S.C. SEC. 166 (b) (2), A MOTORCYCLE OWNER,".	14
	Page 3, line 9, strike "OWNER" and substitute "OWNER, INCLUDING, IN ACCORDANCE WITH 23 U.S.C. SEC. 166 (b) (2), A MOTORCYCLE OWNER,".	15
Finance	After consideration on the merits, the Committee recommends that HB16-1049 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	16
Finance	After consideration on the merits, the Committee recommends that SB16-115 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	17

Finance	After consideration on the merits, the Committee recommends that SB16-125 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.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19
	Amend printed bill, page 2, line 22, strike "MAY" and substitute "MAY, AS PROVIDED IN THE BYLAWS,".	6 7 8
	Page 3, line 2, after the period add "A RECORD OF THE NAMES AND ADDRESSES OF THE MEMBERS OF THE AUDIT COMMITTEE MUST BE FILED WITH THE COMMISSIONER WITHIN TWENTY DAYS AFTER THEIR ELECTION OR APPOINTMENT.".	9 10 11 12 13
	Page 3, line 11, strike "AN" and substitute "A".	14
	Page 3, line 12, strike "OFFICER, DIRECTOR, OR COMMITTEE MEMBER" and substitute "DIRECTOR".	15 16 17 18
Education	After consideration on the merits, the Committee recommends that SB16-052 be postponed indefinitely.	19 20 21 22 23
Education	After consideration on the merits, the Committee recommends that SB16-105 be postponed indefinitely.	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
	<div>MEMBERS OF THE COLORADO EDUCATIONAL AND CULTURAL FACILITIES AUTHORITY BOARD OF DIRECTORS</div>	33 34 35 36 37
	for a term expiring June 30, 2016:	38 39
	Margaret Henry of Brighton, Colorado, a Republican, and occasioned by the resignation of Brent Jared Kline of Denver, Colorado, a Republican appointed;	40 41 42 43
	for a term expiring June 30, 2018:	44 45
	Samuel James Todd of Broomfield, Colorado, a Republican, and occasioned by the resignation of Patrick M. Brady of Fort Collins, Colorado, a Republican, appointed;	46 47 48 49
	for terms expiring June 30, 2019:	50 51
	William Carl Sanden of Colorado Springs, Colorado, a Republican, reappointed;	52 53
	Cheryl Denise Cohen-Vader of Denver, Colorado, an Unaffiliated, reappointed.	54 55 56
Health & Human Services	After consideration on the merits, the Committee recommends that SB16-120 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	57 58 59 60 61 62 63 64 65 66 67
	Amend printed bill, page 3, line 21, strike "SCARE" and substitute "SCARCE".	62 63 64
	Page 5, line 21, strike "BIMONTHLY," and substitute "ONCE EVERY TWO MONTHS,".	65 66 67

Health & Human Services

After consideration on the merits, the Committee recommends that **HB16-1081** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

12345

Health & Human Services

After consideration on the merits, the Committee recommends that **HB16-1095** be **referred** to the Committee of the Whole with favorable recommendation.

678910

SENATE SERVICES REPORT

Correctly Printed:

SB16-129, 130, 131, 132, 133, 134, and 135; SJR16-009.

16

Correctly Engrossed:

SB16-121.

17

Correctly Reengrossed:

SB16-027, 030, 073, 089, 090, 091, 092, 093, 094, and 095.

18

Correctly Revised:

HB16-1237, 1238, 1239, 1240, 1242, 1243, 1244, 1245, 1246, 1248, 1249, 1250, 1251, 1252, 1253, and 1254.

1920

Correctly Enrolled:

SB16-009 and 015; SJR16-003.

2122

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 Consideration of Resolutions.

26272829

CONSIDERATION OF RESOLUTIONS

SJR16-008

by Senator(s) Donovan and Martinez Humenik; also Representative(s) Lawrence and Primavera--Concerning awareness of heart disease, and, in connection therewith, declaring February 19, 2016, as "National Wear Red Day".

35363738

On motion of Senator Donovan, the resolution was read at length and **adopted** by the following roll call vote:

39404142

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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

5556575859

SJR16-009

by Senator(s) Martinez Humenik; also Representative(s) Brown--Concerning the designation of February 2016 as "Self-care Month".

616263

On motion of Senator Martinez Humenik, the resolution was read at length and **adopted** by the following roll call vote:

64656667

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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB16-1002

by Representative(s) Buckner, Fields; also Senator(s) Kerr--Concerning the ability of an employee of an employer who employs at least fifty employees to take up to eighteen hours of leave from work for purposes of attending his or her child's academic activities.
State, Veterans, & Military Affairs
- HB16-1067

by Representative(s) Mitsch Bush; also Senator(s) Donovan--Concerning extension of the authorization for a regional transportation authority to impose a uniform mill levy on all taxable property within its territory.
Transportation
- HB16-1083

by Representative(s) Brown and Hamner; also Senator(s) Donovan and Grantham--Concerning the role and mission of Western state Colorado university.
Education
- HB16-1120

by Representative(s) Ginal; also Senator(s) Tate--Concerning the requirement that domestic pets be vaccinated against rabies.
Agriculture, Natural Resources, & Energy
- HB16-1122

by Representative(s) Everett, Humphrey, Joshi, Klingenschmitt, Neville P., Priola, Ransom, Saine, Van Winkle; also Senator(s) Hill and Marble, Grantham--Concerning the use of remote starter systems on unattended vehicles.
Transportation
- HB16-1148

by Representative(s) Sias, Primavera; also Senator(s) Roberts and Kefalas--Concerning the oversight authority of the health insurance exchange oversight committee with regard to policies that affect consumers proposed by the health benefit exchange.
Health & Human Services
- HB16-1151

by Representative(s) Pabon, Nordberg, Rosenthal, Singer; also Senator(s) Holbert, Jahn--Concerning the expansion of penalty mitigation under the alcohol beverage laws for vendors meeting the definition of a "responsible vendor" as provided by law.
Business, Labor, & Technology

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.
Transportation

Upon request of Majority Leader Scheffel, **HB16-1240** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Friday, February 19 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Friday, February 19.
On motion of Majority Leader Scheffel, **HB16-1240** was placed on the Third Reading of Bills Final Passage Calendar of Monday, February 22.

**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:

HB16-1237 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of agriculture.

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: Cadman.

HB16-1238 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of corrections.

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: Cadman.

HB16-1239 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.

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: Cadman.

HB16-1242 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of human services.

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: Cadman.

HB16-1243 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the judicial department.

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: Cadman.

HB16-1244 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of law.

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: Cadman.

HB16-1245 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of military and veterans affairs.

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: Cadman.

HB16-1246 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of personnel.

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: Cadman.

HB16-1248 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of public safety.

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: Cadman.

HB16-1249 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of regulatory agencies.

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: Cadman.

HB16-1250 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of revenue.

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: Cadman.

HB16-1251 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of the treasury.

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: Cadman.

HB16-1252 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning funding for capital construction, and making supplemental appropriations in connection therewith.

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: Cadman and Kefalas.

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:

HB16-1253 by Representative(s) Hamner, Young, Rankin; also Senator(s) Steadman, Grantham, Lambert--Concerning adjustments in the amount of total program funding for public schools for the 2015-16 budget year, 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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Tate, Todd, Ulibarri, and Woods.

HB16-1254 by Representative(s) Young, Hamner, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning P.O.S.T. board training concerning wrongs to persons with intellectual and developmental disabilities.

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, Cadman, Carroll, Donovan, Heath, Johnston, Jones, Kefalas, Kerr, Lundberg, Martinez Humenik, Merrifield, Newell, Scheffel, Scott, Todd, and Woods.

SB16-121 by Senator(s) Tate; also Representative(s) Garnett--Concerning the percentage of tuition revenue that an institution of higher education is authorized to pledge for contracts for the advancement of money.

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, Cooke, Grantham, Heath, Hill, Holbert, Jahn, Johnston, Lambert, Lundberg, Martinez Humenik, Newell, Roberts, Scheffel, Scott, and Todd.

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.

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

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

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

HB16-1053 by Representative(s) Kraft-Tharp; also Senator(s) Hill--Concerning the regulation of retail hydrogen fuel systems for vehicles.

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

HB16-1069 by Representative(s) Rankin and Moreno; also Senator(s) Grantham--Concerning the ability of a city's governing body to determine the length of terms for its housing authority commissioners.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, February 17, page(s) 203, and placed in members' bill files.)

As amended, 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 Cooke, 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: HB16-1053, HB16-1069 as amended.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB16-034 by Senator(s) Sonnenberg; --Concerning tampering with a deceased human body.

Laid over until Monday, February 22, retaining its place on the calendar.

SB16-079	by Senator(s) Todd, Carroll, Kerr, Martinez Humenik, Merrifield; also Representative(s) Young--Concerning increasing the alignment of postsecondary and workforce readiness initiatives at the secondary education level with postsecondary career and technical education.	1 2 3 4 5 6 7 8 9 10 11 12 13
	<u>Amendment No. 1, Education Committee Amendment.</u> (Printed in Senate Journal, February 12, page(s) 182-183, and placed in members' bill files.)	14 15 16 17 18 19
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	20 21 22 23
SB16-088	by Senator(s) Steadman; --Concerning the "Revised Uniform Fiduciary Access to Digital Assets Act".	24 25 26 27 28
	<u>Amendment No. 1, Judiciary Committee Amendment.</u> (Printed in Senate Journal, February 17, page(s) 201, and placed in members' bill files.)	29 30 31 32 33 34 35
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	36 37 38 39 40 41 42
SB16-080	by Senator(s) Newell; --Concerning secured marijuana cultivation requirements.	43 44 45 46 47 48
	Laid over until Tuesday, February 23, retaining its place on the calendar.	49 50 51 52 53 54
SB16-070	by Senator(s) Neville T., Cadman, Cooke, Crowder, Grantham, Hill, Holbert, Lundberg, Marble, Scheffel, Tate, Woods; also Representative(s) Everett, Brown, Buck, Humphrey, Neville P., Saine--Concerning the prohibition of discrimination against employees based on labor union participation.	55 56 57 58 59 60 61 62 63 64 65 66 67
	<u>Amendment No. 1(L.008), by Senator Ulibarri.</u>	
	Amend printed bill, page 2, strike lines 17 through 23 and substitute:	
	"8-3.3-102. Prohibited activities. (1) ON AND AFTER THE EFFECTIVE DATE OF THIS SECTION, AN EMPLOYER SHALL NOT DISCRIMINATE AGAINST AN EMPLOYEE WHILE CARDS ARE BEING CIRCULATED, DURING COLLECTIVE BARGAINING, OR WHILE A LABOR ELECTION IS PENDING, BY:	
	(a) APPLYING PHYSICAL RESTRAINT;	
	(b) PREVENTING BATHROOM USE;	
	(c) ELIMINATING LUNCH BREAKS;	
	(d) REDUCING PAY; OR	
	(e) DEMOTING THE EMPLOYEE."	
	Page 3, strike lines 1 through 8.	
	Renumber succeeding C.R.S. sections accordingly.	
	Page 4, strike lines 16 through 27.	
	Strike pages 5 through 8.	
	Page 9, strike lines 1 through 16.	
	Renumber succeeding section accordingly.	
	<u>Amendment No. 2(L.009), by Senator Marble.</u>	
	Amend printed bill, page 3, before line 9 insert:	
	"8-3.3-103. Reimbursement of dues. UPON A LABOR ORGANIZATION MEMBER'S RESIGNATION FROM LABOR ORGANIZATION	

MEMBERSHIP, THE LABOR ORGANIZATION SHALL REFUND THE MEMBER HIS OR HER LABOR ORGANIZATION DUES ON A PRO RATA BASIS WITHIN THIRTY DAYS OF THE MEMBER'S RESIGNATION."

Renumber succeeding C.R.S. sections accordingly.

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

Amend printed bill, page 3, before line 9 insert:

"8-3.3-103. Restriction on use of labor membership dues. A LABOR ORGANIZATION SHALL NOT USE AN EMPLOYEE'S MEMBERSHIP DUES FOR POLITICAL CONTRIBUTIONS WITHOUT THE EXPRESS CONSENT OF THE EMPLOYEE. THIS CONSENT MUST BE IN AN OPT-IN FORM."

Renumber succeeding C.R.S. sections accordingly.

Amendment No. 4(L.011), by Senator Neville.

Amend Ulibarri floor amendment (SB070 L.008) strike line 1 and substitute "Amend printed bill, page 3, after line 8 insert:".

Page 1, line 2, strike **"8-3.3-102."** and substitute **"8-3.3-104."**

Page 1, strike line 12.

Page 1, strike lines 14 through 17.

As amended, 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.)

SB16-017 by Senator(s) Neville T.; also Representative(s) Neville P.--Concerning allowing a law-abiding person to carry a concealed handgun without a permit, and, in connection therewith, preserving current laws restricting the carrying of concealed handguns on certain property including school grounds.

Laid over until Monday, February 22, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB16-070 by Senator(s) Neville T., Cadman, Cooke, Crowder, Grantham, Hill, Holbert, Lundberg, Marble, Scheffel, Tate, Woods; also Representative(s) Everett, Brown, Buck, Humphrey, Neville P., Saine--Concerning the prohibition of discrimination against employees based on labor union participation.

Senator Ulibarri moved to amend the Report of the Committee of the Whole to show that the following Neville T. floor amendment, (L.011) to SB16-070, did not pass.

Amend Ulibarri floor amendment (SB070 L.008) strike line 1 and substitute "Amend printed bill, page 3, after line 8 insert:".

Page 1, line 2, strike **"8-3.3-102."** and substitute **"8-3.3-104."**

Page 1, strike line 12.

Page 1, strike lines 14 through 17.

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

Senator Ulibarri moved to amend the Report of the Committee of the Whole to show that the following Ulibarri floor amendment, (L.007) to SB16-070, did pass.

Amend printed bill, page 2, strike lines 17 through 23 and substitute:

"8-3.3-102. Prohibited activities. AN EMPLOYER OF THE STATE OF COLORADO SHALL NOT ENGAGE IN THE DISCRIMINATORY PRACTICE OF PROHIBITING A STATE EMPLOYEE FROM COLLECTIVELY BARGAINING, REGARDLESS OF THE STATE EMPLOYEE'S POSITION IN THE STATE."

Page 3, strike lines 1 through 8.

Renumber succeeding C.R.S. sections accordingly.

Page 4, strike lines 16 through 27.

Strike pages 5 through 8.

Page 9, strike lines 1 through 16.

Renumber succeeding section accordingly.

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

Senator Ulibarri moved to amend the Report of the Committee of the Whole to show that the following Ulibarri floor amendment, (L.003) to SB16-070, did pass.

Amend printed bill, page 2, strike lines 17 through 23 and substitute:

"8-3.3-102. Prohibited activities. (1) ON AND AFTER THE EFFECTIVE DATE OF THIS SECTION, AN EMPLOYER SHALL NOT USE SURVEILLANCE, PROMISES, INTIMIDATION, OR THREATS AGAINST AN

- EMPLOYEE IN A WORKPLACE:
- (a) WHILE CARDS ARE BEING CIRCULATED;
 - (b) DURING COLLECTIVE BARGAINING; OR
 - (c) WHILE A LABOR ELECTION IS PENDING."

Page 3, strike lines 1 through 8.

Renumber succeeding C.R.S. sections accordingly.

Page 4, strike lines 16 through 27.

Strike pages 5 through 8.

Page 9, strike lines 1 through 16.

Renumber succeeding section accordingly.

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	16	NO	18	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	E	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	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 Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	E	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: SB16-079 as amended, SB16-088 as amended, SB16-070 as amended.

Laid over until Monday, February 22: SB16-034 as amended, SB16-017 as amended.

Laid over until Tuesday, February 23: SB16-080.

CONSIDERATION OF MEMORIALS

SJM16-001 by Senator(s) Roberts; also Representative(s) Coram and Mitsch Bush--Concerning protection from liability for voluntary reclamation of abandoned hard rock mines.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 12, page(s) 177 and placed in members' bill files.)

The amendment was **passed** 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	E	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 Senator Roberts, the memorial, as amended, was **adopted** by 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	E	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: Aguilar, Baumgardner, Cadman, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

MESSAGE FROM THE HOUSE

February 19, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1260, 1157, 1176, 1094, 1152.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1098, amended as printed in House Journal, February 18.
HB16-1145, amended as printed in House Journal, February 18.
HB16-1066, amended as printed in House Journal, February 18.
HB16-1104, amended as printed in House Journal, February 18.
HB16-1158, amended as printed in House Journal, February 18.
HB16-1159, amended as printed in House Journal, February 18.

The House has adopted and returns herewith SJR16-008, SJR16-009.

MESSAGE FROM THE REVISOR OF STATUTES

February 19, 2016

We herewith transmit:

Without comment, HB16-1094, 1152, 1157, 1176, and 1260.
Without comment, as amended, HB16-1066, 1098, 1104, 1145, 1158, and 1159.

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Senator Johnston was added as a Senate joint prime sponsor on HB16-1260 with Senator Cooke and Representative Fields.

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

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

MEMBERS OF THE
TRANSPORTATION COMMISSION

for a term expiring July 1, 2017:

Heather M. Barry of Westminster, Colorado to serve as a commissioner from the Fourth Transportation District, reappointed;

for terms expiring July 1, 2019:

Nolan E. Schrinier of Colorado Springs, Colorado, to serve as a commissioner from the Ninth Transportation District, appointed;

Edward James Peterson of Lakewood, Colorado, to serve as a commissioner from the Second Transportation District, reappointed;

Kathleen R. Gilliland of Livermore, Colorado, to serve as a commissioner from the Fifth Transportation District, reappointed;

Kathy I. Connell of Steamboat Springs, Colorado, to serve as a commissioner from the Sixth Transportation District, reappointed;

Steven Leon Hofmeister of Haxtun, Colorado, to serve as a commissioner from the Eleventh Transportation District, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	E	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, the Senate adjourned until 10:00 a.m., Monday, February 22, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

41st Legislative Day Monday, February 22, 2016

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

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

Pledge By Senator Merrifield.

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

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Woods, reading of the Journal of Friday, February 19, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SB16-070, 079, and 088; SJR16-008, 009, and SJM16-001.

Correctly Reengrossed: SB16-121.

Correctly Revised: HB16-1053 and 1069.

Correctly Rerevised: HB16-1237, 1238, 1239, 1242, 1243, 1244, 1245, 1246, 1248, 1249, 1250, 1251, 1252, 1253, and 1254.

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:

HB16-1053 by Representative(s) Kraft-Tharp; also Senator(s) Hill--Concerning the regulation of retail hydrogen fuel systems for vehicles.

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: Crowder and Todd.

HB16-1069 by Representative(s) Rankin and Moreno; also Senator(s) Grantham--Concerning the ability of a city's governing body to determine the length of terms for its housing authority commissioners.

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: Crowder, Kefalas, Martinez Humenik, and Steadman.

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:

HB16-1240 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of health care policy and financing.

Laid over until Tuesday, Febraury 23, retaining its place on the calendar.

SB16-079 by Senator(s) Todd, Carroll, Kerr, Martinez Humenik, Merrifield; also Representative(s) Young--Concerning increasing the alignment of postsecondary and workforce readiness initiatives at the secondary education level with postsecondary career and technical education.

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

YES	28	NO	6	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	N	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	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, Donovan, Guzman, Heath, Hill, Hodge, Johnston, Jones, Kefalas, Newell, and Steadman.

SB16-088 by Senator(s) Steadman; also Representative(s) Willett--Concerning the "Revised Uniform Fiduciary Access to Digital Assets Act".

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: Johnston and Newell.

SB16-070 by Senator(s) Neville T., Cadman, Cooke, Crowder, Grantham, Hill, Holbert, Lundberg, Marble, Scheffel, Tate, Woods; also Representative(s) Everett, Brown, Buck, Humphrey, Neville P., Saine--Concerning the prohibition of discrimination against employees based on labor union participation.

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

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

Amend engrossed bill, page 3, strike lines 9 through 18.

Renumber succeeding C.R.S. sections accordingly.

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

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

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

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

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

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

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

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

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

SB16-110 by Senator(s) Woods, Marble, Tate, Holbert, Cooke, Martinez Humenik, Neville T., Lundberg; also Representative(s) Lundeen, Nordberg, Ransom, Dore, Becker J., Rankin, Willett--Concerning protecting the privacy of child victims when releasing criminal justice records.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 18, page(s) 215, 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 Woods, 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: SB16-110 as amended.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB16-048 by Senator(s) Marble, Cooke, Ulibarri; also Representative(s) Saine and Salazar--
Concerning requiring federal regulatory agencies to provide notice before using special
units to conduct operations within the state.

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

SB16-017 by Senator(s) Neville T.; also Representative(s) Neville P.--Concerning allowing a law-
abiding person to carry a concealed handgun without a permit, and, in connection
therewith, preserving current laws restricting the carrying of concealed handguns on certain
property including school grounds.

(Amended in general orders as printed in Senate journal, February 18, page(s) 225.)

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

SB16-034 by Senator(s) Sonnenberg; --Concerning tampering with a deceased human body.

(Amended in general orders as printed in Senate journal, February 18, page(s) 224.)

As amended, laid over until Tuesday, February 23, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Woods, 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: SB16-048, SB16-017 as amended.
Laid over until Tuesday, February 23: SB16-034 as amended.

CONSIDERATION OF MEMORIALS

SJM16-004 by Senator(s) Martinez Humenik, Todd, Tate, Newell; also Representative(s) Primavera, Lebsock--Concerning the reauthorization of the federal "Older Americans Act of 1965".

On motion of Senator Martinez Humenik, the memorial was **adopted** by the following roll call vote:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	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	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		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Garcia, Grantham, Hodge, Holbert, Jahn, Jones, Kefalas, Kerr, Merrifield, Roberts, Scheffel, Steadman, and Woods.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, February 23, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

42nd Legislative Day Tuesday, February 23, 2016

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

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

Pledge By Senator Merrifield.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Woods, reading of the Journal of Monday, February 22, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that SB16-071 be postponed indefinitely.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that HB16-1084 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that SB16-013 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, strike lines 3 and 4 and substitute "(3); and add (1) (a.5) as follows:".

Page 3, strike lines 9 through 27.

Page 4, strike lines 1 through 19.

Page 4, line 20, strike "ADVISORY".

Page 4, line 27, strike "ADVISORY".

Page 5, line 3, strike "ADVISORY".

Page 5, after line 9 insert:
"(III) EVALUATING THE OMBUDSMAN'S PERFORMANCE AS DETERMINED NECESSARY BASED ON FEEDBACK RECEIVED RELATED TO THE OMBUDSMAN; AND
(IV) DEVELOPING A PUBLIC COMPLAINT PROCESS RELATED TO THE OMBUDSMAN'S PERFORMANCE;".

Page 5, line 13, strike "law;" and substitute "law To OVERSEE AND ADVISE THE OMBUDSMAN ON THE STRATEGIC DIRECTION OF THE OFFICE AND ITS MISSION AND TO HELP PROMOTE THE USE, ENGAGEMENT, AND

	ACCESS TO THE OFFICE;".	1
		2
	Page 5, strike lines 14 through 18 and substitute:	3
	"(c) To work cooperatively with the ombudsman to provide fiscal	4
	oversight of the general operating budget of the office to assist with	5
	training, as needed, and provide any other assistance to AND ensure that	6
	the office and ombudsman operate OPERATES in compliance with the	7
	provisions of this article, THE MEMORANDUM OF UNDERSTANDING, and	8
	with state and federal laws relating to the child welfare system;".	9
		10
	Page 6, strike lines 22 through 25.	11
		12
	Reletter succeeding paragraphs accordingly.	13
		14
	Page 7, strike lines 3 through 9.	15
		16
	Page 7, line 11, strike "(4);" and substitute "(1) (c);".	17
		18
	Page 7, after line 20 insert:	19
	"(c) To report, at least annually, pursuant to AS REQUIRED BY THE	20
	PROVISIONS OF section 19-3.3-108, concerning the actions taken by the	21
	ombudsman with respect OF THE OMBUDSMAN RELATED to the goals and	22
	duties of the office;".	23
		24
	Page 8, strike lines 5 through 10 and substitute:	25
	" SECTION 3. In Colorado Revised Statutes, 19-3.3-108, amend	26
	(2); and add (4) as follows:	27
	19-3.3-108. Office of the child protection ombudsman -	28
	annual report. (2) The ombudsman shall transmit the annual report to	29
	the executive director for review and comment The ombudsman shall	30
	distribute the written report to the governor, the chief justice, THE BOARD,	31
	and the general assembly. The ombudsman shall present the report to the	32
	health and human services committees of the house of representatives	33
	and of the senate, or any successor committees.	34
	(4) THE OMBUDSMAN SHALL PRESENT OR COMMUNICATE	35
	QUARTERLY UPDATES TO THE BOARD ON THE ACTIVITIES OF THE OFFICE.".	36
		37
	Renumber succeeding sections accordingly.	38
		39
Judiciary	After consideration on the merits, the Committee recommends that SB16-098 be	40
	postponed indefinitely.	41
		42
		43
Judiciary	After consideration on the merits, the Committee recommends that SB16-103 be	44
	postponed indefinitely.	45
		46
		47
Judiciary	After consideration on the merits, the Committee recommends that HB16-1033 be	48
	referred to the Committee on <u>Appropriations</u> with favorable recommendation.	49
		50
		51
Judiciary	After consideration on the merits, the Committee recommends that HB16-1057 be	52
	referred to the Committee of the Whole with favorable recommendation and with a	53
	recommendation that it be placed on the Consent Calendar.	54
		55
		56
		57
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-021 be amended	58
	as follows, and as so amended, be referred to the Committee of the Whole with favorable	59
	recommendation.	60
		61
	Amend printed bill, page 2, line 4, strike "national" and substitute	62
	"national, state, and local".	63
		64
	Page 2, line 11, strike "the foundation" and substitute "a foundation".	65
		66
	Page 2, line 20, strike "pursuits" and substitute "pursuits, such as hunting,	67

fishing, hiking, biking, cross-country skiing, and rafting,".

Page 3, line 1, strike "and".

Page 3, after line 1, insert:

"(h) Coloradans will benefit when the three levels of government in the federal, state, and local government systems are working in greater harmony and in full partnership to serve diverse public needs for access and utilization of public lands;

(i) Coloradans of all races, ethnicities, occupations, and lifestyles continue to derive multiple benefits from the traditional, long-standing multiple-use management philosophy of public lands under the stewardship of the National Forest Service and the United States Bureau of Land Management, practices that reflect the public support for policies incorporating a judicious balance between aesthetic, recreational, and economic values;

(j) Coloradans have demonstrated for over a century the ability to balance the values of preservation, conservation, and economic productivity, clearly indicating that these values are not in conflict;

(k) Coloradans overwhelmingly prefer to maintain the historic balance between conservation and public access to public lands and reject additional and unwise restrictions on public access via roads and trails;

(l) Coloradans recognize the need for giving a higher priority to proactive management measures to conserve and protect national forests from invasive and harmful species and from wildfires;

(m) Coloradans believe that federal agencies and the President should consult with state and local elected bodies, including the General Assembly, before designating new national monuments;

(n) Coloradans would be well served by a reform and greater legislative oversight of the current federal regulatory process, wherein the diverse vital interests of Coloradans are too often not adequately represented in the adjudication and settlement of federal regulatory issues, resulting too often in "sweetheart" consent decrees between plaintiffs and federal agencies; and".

Reletter succeeding paragraph accordingly.

Page 3, line 4, strike "fourth Monday in March" and substitute "third Saturday in May".

Page 3, lines 7 and 8, strike "FOURTH MONDAY IN MARCH" and substitute "THIRD SATURDAY IN MAY".

Page 3, strike lines 12 and 13.

Renumber succeeding subsection accordingly.

Page 3, strike lines 16 through 18 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.".

Page 1, line 101, strike "FOURTH MONDAY IN MARCH" and substitute "THIRD SATURDAY IN MAY".

Page 1, line 103, strike "FOURTH MONDAY IN MARCH" and substitute "THIRD SATURDAY IN MAY".

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB16-106** be **referred** to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike lines 2 through 17.
Renumber succeeding sections accordingly.
Page 3, strike lines 2 through 8 and substitute:

"campaign finance complaints. (5) THE SECRETARY OF STATE SHALL APPOINT AND DESIGNATE PERSONS TO SERVE AS ADMINISTRATIVE LAW JUDGES WITH RESPECT TO ANY COMPLAINT THAT IS FILED ALLEGING A VIOLATION OF ARTICLE XXVIII OF THE STATE CONSTITUTION OR THIS ARTICLE. THE SECRETARY OF STATE SHALL APPOINT THE ADMINISTRATIVE LAW JUDGES IN ACCORDANCE WITH THE PROCEDURES SPECIFIED IN SECTION 24-30-1004, C.R.S.

SECTION 2. In Colorado Revised Statutes, **add** 24-30-1004 as follows:

24-30-1004. Appointment by secretary of state of administrative law judges to hear campaign finance complaints.

(1) (a) THE SECRETARY OF STATE SHALL APPOINT AND DESIGNATE PERSONS, IN ACCORDANCE WITH THIS SUBSECTION (1), TO SERVE AS ADMINISTRATIVE LAW JUDGES WITH RESPECT TO ANY COMPLAINT THAT IS FILED ALLEGING A VIOLATION OF ARTICLE XXVIII OF THE STATE CONSTITUTION OR ARTICLE 45 OF TITLE 1, C.R.S. THE SECRETARY OF STATE SHALL APPOINT THE ADMINISTRATIVE LAW JUDGES IN THE FOLLOWING MANNER:"

Page 3, line 10, strike "(5)," and substitute "(1)".

Page 3, line 13, strike "(5)." and substitute "(1)".

Page 4, line 2, after "LISTED." add "THE SECRETARY SHALL POST PUBLIC COMMENTS ON THE SECRETARY'S WEBSITE."

Page 4, strike lines 6 and 7 and substitute "SHALL RECOMMEND TO THE SECRETARY OF STATE TWO CANDIDATES FOR EACH OPENING FOR APPOINTMENT AS AN ADMINISTRATIVE LAW JUDGE EXCEPT THAT, FOR THE INITIAL APPOINTMENT, THE COMMITTEE SHALL RECOMMEND FIVE CANDIDATES FOR APPOINTMENT."

Page 4, line 19, strike "(5)" and substitute "(1)".

page 4, line 23, strike "(5)" and substitute "(1)".

Page 5, line 1, strike "(5)," and substitute "(1)".

Page 5, line 5, strike "(5)." and substitute "(1)".

Page 5, line 7, strike "(5)" and substitute "(1)".

Page 5, line 15, strike "(5)" and substitute "(1)".

Page 5, line 24, strike "SECTIONS 1-45-111.5 (5) (a)," and substitute "SECTIONS 24-10-1004,".

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB16-101** be **postponed indefinitely**.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB16-114** be **postponed indefinitely**.

State,
Veterans, &
Military
Affairs

The Committee on State, Veterans, & Military Affairs 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 BOARD OF VETERANS AFFAIRS

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

Christopher Michael Holden of Colorado Springs, Colorado, a Republican and a veteran who has been honorably released or separated from the armed forces of the United States, reappointed;

Hollie Kaye Caldwell of Parker, Colorado, a Democrat and a veteran who has been honorably released or separated from the armed forces of the United States, appointed

SENATE SERVICES REPORT

Correctly Engrossed: SB16-017, 048, and 110; SJM16-004.

Correctly Reengrossed: SB16-070, 079, and 088.

Correctly Rerevised: HB16-1053 and 1069.

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

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

SB16-110 by Senator(s) Woods, Marble, Tate, Holbert, Cooke, Martinez Humenik, Neville T., Lundberg; also Representative(s) Lundeen, Nordberg, Ransom, Dore, Becker J., Rankin, Willett--Concerning protecting the privacy of child victims when releasing criminal justice records.

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, Cadman, Crowder, Grantham, Guzman, Heath, Hill, Jahn, Kefalas, Lambert, Merrifield, Newell, Roberts, Scheffel, Scott, Sonnenberg, and Todd.

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:

HB16-1240 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of health care policy and financing.

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, Cadman, and Newell.

SB16-048 by Senator(s) Marble, Cooke, Ulibarri; also Representative(s) Saine and Salazar--Concerning requiring federal regulatory agencies to provide notice before using special units to conduct operations within the state.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	Y
Garcia	N	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, Cadman, Crowder, Grantham, Hill, Holbert, Lambert, Lundberg, Neville T., Scheffel, Scott, Sonnenberg, and Woods.

SB16-017 by Senator(s) Neville T.; also Representative(s) Neville P.--Concerning allowing a law-abiding person to carry a concealed handgun without a permit, and, in connection therewith, preserving current laws restricting the carrying of concealed handguns on certain property including school grounds and reducing an appropriation.

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

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Scheffel, Scott, Sonnenberg, and Woods.

Upon request of Majority Leader Scheffel, **SB16-125** was removed from the General Orders--Second Reading of Bills Consent Calendar of Tuesday, February 23 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Tuesday, February 23.

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--Consent Calendar, and Senator Holbert was called to the Chair to act as Chairman.

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

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

HB16-1041 by Representative(s) Lebsock; also Senator(s) Holbert--Concerning the removal of unreasonably impracticable financial requirements applicable to marijuana businesses that are required to be licensed.

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

HB16-1049 by Representative(s) Lee; also Senator(s) Scheffel and Hill--Concerning an escrow account held by a depository institution on behalf of an issuer of an intrastate offering of securities.

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

HB16-1081 by Representative(s) Ransom and Esgar; also Senator(s) Lundberg and Newell--Concerning removing obsolete reporting provisions in title 25.5 of the Colorado Revised Statutes.

Ordered revised 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	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: HB16-1041, HB16-1049, HB16-1081.

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 the chair to act as Chairman.

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB16-034
by Senator(s) Sonnenberg; --Concerning tampering with a deceased human body.
(Amended in general orders as printed in Senate Journal, February 18, page(s) 224.)
Amendment No. 1(L.007), by Senator Sonnenberg.
Amend printed bill, page 3, strike lines 2 through 14 and substitute:
"(2) TAMPERING WITH A DECEASED HUMAN BODY IS A CLASS 3
FELONY."

As amended, 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.)

SB16-080
by Senator(s) Newell; --Concerning secured marijuana cultivation requirements.
Laid over until Wednesday, February 24, retaining its place on the calendar.

SB16-007
by Senator(s) Roberts; --Concerning the establishment of a multiplier in the renewable energy standard for electricity generated from certain types of biomass to provide an incentive to use materials located within areas that have a high risk of wildfire.
Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 12, page(s) 177, and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Roberts.

Amend the Agriculture, Natural Resources, and Energy Committee Report, dated February 11, 2016, page 1, strike lines 2 and 3 and substitute:

"Page 3, strike lines 7 through 9 and substitute "AS HAVING A "HIGH" OR "VERY HIGH" WILDFIRE RISK ASSESSMENT USING THE WILDFIRE THREAT MAP DEVELOPED BY THE COLORADO STATE FOREST SERVICE AND DISPLAYED ON THE COLORADO WILDFIRE RISK ASSESSMENT PORTAL (CO-WRAP) ONLINE MAPPING TOOL; AND".

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

HB16-1008 by Representative(s) Winter and Becker J.; also Senator(s) Cooke and Heath--Concerning authorization for the department of transportation to designate an area on a roadway not otherwise laned for traffic for use by commercial vehicles designed to transport sixteen passengers or more that are operated by a governmental entity or government-owned business that transports the general public or by a contractor on behalf of such an entity or government-owned business.

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

SB16-123 by Senator(s) Lundberg, Marble, Baumgardner, Scheffel, Holbert, Newell, Hill, Woods, Cooke, Crowder, Grantham, Lambert; also Representative(s) Singer, Saine, Ransom, Lebsock, Wilson, Melton, Winter, Lontine, Sias--Concerning free access for high occupancy vehicles to high occupancy vehicle and high occupancy toll lanes on state highways, and, in connection therewith, prohibiting the department of transportation and the high-performance transportation enterprise from requiring a vehicle owner to use a switchable transponder or other device in order to travel in a high occupancy vehicle on such a lane without paying a toll.

Laid over until Thursday, February 25, retaining its place on the calendar.

HB16-1095 by Representative(s) McCann, Ginal, Primavera; also Senator(s) Crowder--Concerning health insurance coverage for early refills of prescription eye drops.

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

SB16-125 by Senator(s) Holbert; also Representative(s) Kraft-Tharp--Concerning the governance of credit unions, and, in connection therewith, authorizing the appointment of an audit committee in lieu of a supervisory committee and allowing the reasonable compensation of an officer, director, or committee member for his or her service to the credit union.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 19, page(s) 233, and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Holbert.

Amend printed bill, page 1, lines 104 and 105, strike "AN OFFICER, DIRECTOR, OR COMMITTEE MEMBER" and substitute "A DIRECTOR".

As amended, 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.)

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB16-125 by Senator(s) Holbert; also Representative(s) Kraft-Tharp--Concerning the governance of credit unions, and, in connection therewith, authorizing the appointment of an audit committee in lieu of a supervisory committee and allowing the reasonable compensation of an officer, director, or committee member for his or her service to the credit union.

Senator Ulibarri moved to amend the Report of the Committee of the Whole to show that the following Ulibarri floor amendment, (L.005) to SB16-125, did pass.

Amend printed bill, page 3, line 17, after the period add "FOR PURPOSES OF THIS SUBSECTION (3), "REASONABLE COMPENSATION" MEANS COMPENSATION DETERMINED ON AN HOURLY BASIS, NOT TO EXCEED THE AVERAGE HOURLY BASIS FOR ALL CREDIT UNION EMPLOYEES.".

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	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

SB16-034 by Senator(s) Sonnenberg; --Concerning tampering with a deceased human body.

Majority Leader Scheffel moved to amend the Report of the Committee of the Whole to show that SB16-034, as amended, was laid over to the General Orders calendar of February 24, retaining its place on the calendar.

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	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		

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: SB16-007 as amended, SB16-125 as amended, HB16-1008, HB16-1095.

Laid over until Wednesday, February 24: SB16-034 as amended, SB16-080.

Laid over until Thursday, February 25: SB16-123.

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

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

MEMBER OF THE
TRANSPORTATION COMMISSION

for a term expiring July 1, 2019:

Kathryn Hall of Grand Junction, Colorado, to serve as a commissioner from the Seventh Transportation District, 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
COLORADO EDUCATIONAL AND CULTURAL
FACILITIES AUTHORITY BOARD OF DIRECTORS

for a term expiring June 30, 2016:

Margaret Henry of Brighton, Colorado, a Republican, and occasioned by the resignation of Brent Jared Kline of Denver, Colorado, a Republican appointed;

for a term expiring June 30, 2018:

Samuel James Todd of Broomfield, Colorado, a Republican, and occasioned by the resignation of Patrick M. Brady of Fort Collins, Colorado, a Republican, appointed;

for terms expiring June 30, 2019:

- William Carl Sanden of Colorado Springs, Colorado, a Republican, reappointed;
- Cheryl Denise Cohen-Vader of Denver, Colorado, an Unaffiliated, reappointed.

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		

MESSAGE FROM THE HOUSE

February 23, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1189.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1063, amended as printed in House Journal, February 22.
HB16-1106, amended as printed in House Journal, February 22.

The House has passed on Third Reading and returns herewith SB16-022, 050, 004.

The House has adopted and returns herewith SJM16-004.

The House has voted to concur in the Senate amendments to HB16-1069 and has repassed the bill as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

February 23, 2016

We herewith transmit:

- Without comment, HB16-1189.
- Without comment, as amended, HB16-1063 and 1106.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday,
February 24, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

43rd Legislative Day

Wednesday, February 24, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

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

Pledge By Senator Merrifield.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Woods, reading of the Journal of Tuesday, February 23, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Transportation After consideration on the merits, the Committee recommends that **SB16-122** 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 3, strike lines 7 through 27.

Page 4, strike lines 1 through 4.

Renumber succeeding sections accordingly.

Trans-
portation

The Committee on Transportation 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 AERONAUTICAL BOARD

for a term expiring December 19, 2018:

William L. Thompson of Colorado Springs, Colorado, to serve as a member from the eastern slope and who represents local governments which operate airports, reappointed;

for a term expiring December 19, 2019:

Jeffrey Scott Forrest of Littleton, Colorado, to serve as a member from the eastern slope and who represents local governments which operate airports, reappointed.

State, Veterans, & Military After consideration on the merits, the Committee recommends that **SB16-099** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Military Affairs

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-118 be postponed indefinitely .	1
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1139 be amended as follows and as so amended be referred to the Committee on <u>Legislative Council</u> with favorable recommendation. Amend reengrossed bill, page 2, line 4, strike " definitions. " and substitute " definitions - report - repeal. ". Page 2, line 10, after the period add "SUCH ELECTRONIC PARTICIPATION IS LIMITED TO COMMITTEE MEETINGS TAKING PLACE AT THE STATE CAPITOL AND MUST BE CONDUCTED VIA VIDEO." Page 2, after line 26 insert: "(IV) THIS PARAGRAPH (h) IS REPEALED, EFFECTIVE JULY 1, 2018. PRIOR TO THAT REPEAL, BUT DURING THE SECOND REGULAR SESSION OF THE SEVENTY-FIRST GENERAL ASSEMBLY, THE DIRECTOR OF RESEARCH OF THE LEGISLATIVE COUNCIL SHALL SUBMIT TO THE MEMBERS OF THE GENERAL ASSEMBLY A REPORT SETTING FORTH HOW MANY MEMBERS ELECTRONICALLY PARTICIPATED IN COMMITTEES PURSUANT TO THIS PARAGRAPH (h), ANY TECHNOLOGICAL ISSUES IDENTIFIED, OR OTHER PROBLEMS ENCOUNTERED DURING SUCH ELECTRONIC PARTICIPATION, THE QUALITY AND EFFICIENCY OF COMMITTEE DISCUSSION, ANY COSTS INCURRED OR SAVINGS REALIZED ATTRIBUTABLE TO ELECTRONIC PARTICIPATION, AND ANY FEEDBACK RECEIVED FROM LEGISLATORS OR MEMBERS OF THE PUBLIC WITH REGARD TO ELECTRONIC PARTICIPATION."	7
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1086 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	17
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1125 be referred to the Committee of the Whole with favorable recommendation.	23
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Finance	After consideration on the merits, the Committee recommends that HB16-1038 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	29
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Finance	After consideration on the merits, the Committee recommends that HB16-1028 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	32
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Local Government	After consideration on the merits, the Committee recommends that HB16-1012 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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Local Government The Committee on Local Government has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
STATE HOUSING BOARD

for a term expiring January 31, 2020:

Britta E.M. Fisher of Wheat Ridge, Colorado, to serve as a member from the Seventh Congressional District and as an Unaffiliated, reappointed.

SENATE SERVICES REPORT

Correctly Engrossed: SB16-007 and 125.
Correctly Reengrossed: SB16-017, 048, and 110.
Correctly Revised: HB16-1008, 1041, 1049, 1081, and 1095.
Correctly Rerevised: HB16-1240.
Correctly Enrolled: SB16-004, 022, and 050; SJM16-004.

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:

HB16-1041 by Representative(s) Lebsock; also Senator(s) Holbert--Concerning the removal of unreasonably impracticable financial requirements applicable to marijuana businesses that are required to be licensed.

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, Cadman, Guzman, Hill, Jahn, Kefalas, Lundberg, Marble, Martinez Humenik, Neville T., Scheffel, Scott, Steadman, and Woods.

HB16-1049 by Representative(s) Lee; also Senator(s) Scheffel and Hill--Concerning an escrow account held by a depository institution on behalf of an issuer of an intrastate offering of securities.

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, Grantham, Holbert, Kefalas, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Scott, Tate, and Woods.

HB16-1081 by Representative(s) Ransom and Esgar; also Senator(s) Lundberg and Newell-- Concerning removing obsolete reporting provisions in title 25.5 of the Colorado Revised Statutes.

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, Cadman, Cooke, Garcia, Grantham, Guzman, Heath, Holbert, Jahn, Kefalas, Lambert, Marble, Martinez Humenik, Scheffel, Scott, Steadman, Tate, Todd, 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:

SB16-112 by Senator(s) Tate; also Representative(s) Wist--Concerning a modification to the required quantity of voter service and polling centers.

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

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Crowder, Grantham, Holbert, Lambert, Lundberg, Marble, Martinez Humenik, Roberts, Scheffel, Sonnenberg, and Woods.

SB16-007 by Senator(s) Roberts; also Representative(s) Coram--Concerning the establishment of a multiplier in the renewable energy standard for electricity generated from certain types of biomass to provide an incentive to use materials located within areas that have a high risk of wildfire.

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	N	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	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Crowder, Donovan, Grantham, Holbert, Jahn, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Scheffel, Scott, Sonnenberg, Tate, and Woods.

HB16-1008 by Representative(s) Winter and Becker J.; also Senator(s) Cooke and Heath--Concerning authorization for the department of transportation to designate an area on a roadway not otherwise laned for traffic for use by commercial vehicles designed to transport sixteen passengers or more that are operated by a governmental entity or government-owned business that transports the general public or by a contractor on behalf of such an entity or government-owned business.

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	N	Scott	Y
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	N
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: Carroll, Guzman, Jones, Kerr, Todd, and Ulibarri.

HB16-1095 by Representative(s) McCann, Ginal, Primavera; also Senator(s) Crowder--Concerning health insurance coverage for early refills of prescription eye drops.

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, Grantham, Guzman, Heath, Jones, Kefalas, Merrifield, Newell, Scheffel, and Todd.

SB16-125 by Senator(s) Holbert; also Representative(s) Kraft-Tharp--Concerning the governance of credit unions, and, in connection therewith, authorizing the appointment of an audit committee in lieu of a supervisory committee and allowing the reasonable compensation of a director for his or her service to the credit union.

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	N	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	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	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**.

Co-sponsor(s) added: Grantham, Jahn, Kerr, Lambert, Scheffel, Scott, and Woods.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB16-034 by Senator(s) Sonnenberg; --Concerning tampering with a deceased human body.
(Amended in general orders as printed in Senate journal, February 18, page(s) 224, and February 23, page(s) 264.)
As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-080 by Senator(s) Newell; --Concerning secured marijuana cultivation requirements.
Amendment No. 1(L.004), by Senator Newell.

Amend printed bill, page 2, strike lines 6 through 8 and substitute:
"(I) The person is lawfully cultivating medical marijuana pursuant to the authority granted in section 14 of article XVIII of the state constitution ~~or in an enclosed and locked space~~; except that, if the cultivation area is located in a residence and:
(A) A person under twenty-one years of age lives at the residence, the cultivation area itself must be enclosed and locked unless the person under twenty-one years of age is at least eighteen years of age and has a valid medical marijuana registry identification card or is a primary caregiver registered with the state licensing authority; and
(B) If no person under twenty-one years of age lives at the residence, the external locks of the residence constitute an enclosed and locked space. If a person under twenty-one years of age enters the residence, the person must ensure that access to the cultivation site is reasonably restricted for the duration of that person's presence in the residence unless the person under twenty-one years of age is at least eighteen years of age and has a valid medical marijuana registry identification card or is a primary caregiver registered with the state licensing authority."

Page 2, line 10, strike "SECTION 14 OR".

Amendment No. 2(L.003), by Senator Newell.

Amend printed bill, page 2, line 3, strike "(b)" and substitute "(b); and add (3) (c)".
Page 2, line 14, strike "locked;" and substitute "locked UNLESS THE PERSON UNDER TWENTY-ONE YEARS OF AGE IS AT LEAST EIGHTEEN YEARS OF AGE AND HAS A VALID MEDICAL MARIJUANA REGISTRY IDENTIFICATION CARD OR IS A PRIMARY CAREGIVER REGISTERED WITH THE STATE LICENSING AUTHORITY;"

Page 2, strike line 20 and substitute "residence UNLESS THE PERSON UNDER TWENTY-ONE YEARS OF AGE IS AT LEAST EIGHTEEN YEARS OF AGE AND HAS A VALID MEDICAL MARIJUANA REGISTRY IDENTIFICATION CARD OR IS A PRIMARY CAREGIVER REGISTERED WITH THE STATE LICENSING AUTHORITY."

Page 2, after line 20 insert:

"(c) If a person is lawfully cultivating medical marijuana pursuant to the authority granted in section 14 of article XVIII of the state constitution, that fact alone is not sufficient to require a referral to child protection services."

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

SB16-016by Senator(s) Steadman and Cadman, Scheffel, Baumgardner, Cooke, Crowder, Grantham, Guzman, Hill, Hodge, Holbert, Jahn, Johnston, Kefalas, Kerr, Martinez Humenik, Merrifield, Roberts, Tate, Todd, Ulibarri; also Representative(s) Hullinghorst and Lawrence, Arndt, Becker K., Brown, Conti, Court, Danielson, Fields, Ginal, Kagan, Kraft-Tharp, Landgraf, Lebsock, Lee, Lontine, McCann, Melton, Mitsch Bush, Moreno, Pettersen, Primavera, Priola, Rankin, Rosenthal, Roupe, Ryden, Singer, Thurlow, Williams, Wilson, Windholz, Winter, Young--Concerning the scientific and cultural facilities district, and, in connection therewith, amending the ballot question concerning the extension of the district to be submitted to the voters and modifying statutory provisions concerning the administration of the district.

Ordered engrossed 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 Roberts, 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: SB16-034 as amended, SB16-080 as amended, SB16-016.

MESSAGE FROM THE HOUSE

February 24, 2016

Mr. President:

The House has postponed indefinitely SB16-039. The bill is returned herewith.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1018 and 1044; SJM16-004; SJR16-007, 008, and 009; HJR16-1008.

MESSAGE FROM THE HOUSE

February 24, 2016

Mr. President:

The House has voted to concur in the Senate amendments to HB16-1240 and has repassed the bill as so amended.

Senate in recess. Senate reconvened.

TRIBUTES

Honoring:

- Norma Hatfield -- By Senator Kevin Grantham and Representative Jim Wilson.
- Nicolle Davies -- By Senator Jack Tate.
- Makoto Ito -- By Senator Nancy Todd.
- Harold Griffith -- By Senator Jerry Sonnenberg and Representative Edward Vigil.
- Thomas Bradbury -- By Senator Jerry Sonnenberg and Representative Edward Vigil.
- Kelcey Swyers -- By Senator Jerry Sonnenberg and Representative Edward Vigil.
- Milan Rewerts -- By Senator Jerry Sonnenberg and Representative Edward Vigil.
- Steve Gabel -- By Senator Jerry Sonnenberg and Representative Edward Vigil.
- Deputy Derek Geer -- By Senator Ray Scott.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, February 25, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

44th Legislative Day Thursday, February 25, 2016

Prayer By the chaplain, Reverend E.D. Fujii, Tri-State Denver Buddhist Temple, Denver.

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

Pledge By Senator Merrifield.

Roll Call Present--33
Excused--2, Aguilar, Hill.
Present later--1, Hill.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Woods, reading of the Journal of Wednesday, February 24, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

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 to President Cadman to wish his wife, Lisa, a happy birthday.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs The Committee on State, Veterans, & Military Affairs 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 CHANNEL AUTHORITY
BOARD OF DIRECTORS

for terms expiring October 6, 2019:

Timothy Michael Ryan of Aurora, Colorado, an Unaffiliated who has experience in the business operations of broadcast journalism, reappointed;

Scott Alan Nachtrieb of Highlands Ranch, Colorado, a Republican, to serve as a representative who has experience in the business operations of broadcast journalism, reappointed;

Todd Barnes of Erie, Colorado, a Democrat, appointed.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB16-037** be **postponed indefinitely**.

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1043 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-083 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	7 8 9 10 11 12
Judiciary	After consideration on the merits, the Committee recommends that HB16-1032 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
Judiciary	After consideration on the merits, the Committee recommends that SB16-116 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	18 19 20 21 22
	Amend printed bill, page 2, strike lines 2 through 20.	23
	Strike page 3.	24 25
	Page 4, strike lines 1 through 24 and substitute:	26 27
	"SECTION 1. In Colorado Revised Statutes, add 24-72-703.5 as follows:	28 29 30
	24-72-703.5. Sealing criminal justice records - simplified process - defendant option - fees - referral - support services. (1) AT THE TIME OF AN ADVISEMENT UNDER THIS PART 7, THE COURT SHALL GIVE THE DEFENDANT ELIGIBLE TO HAVE HIS OR HER CRIMINAL JUSTICE RECORDS SEALED THE OPTION OF IMMEDIATELY MOVING TO HAVE HIS OR HER CRIMINAL JUSTICE RECORDS SEALED. THIS MOTION MAY BE INFORMAL, AND THE WRITTEN ADVISEMENT MUST CONTAIN A CHECK-OFF BOX INDICATING WHETHER OR NOT THE DEFENDANT IS MOVING OR NOT MOVING IMMEDIATELY TO HAVE HIS OR HER CRIMINAL JUSTICE RECORDS SEALED. IF THE DEFENDANT MOVES UNDER THIS SUBSECTION (1) TO SEAL HIS OR HER CRIMINAL JUSTICE RECORDS, THE COURT SHALL PROMPTLY PROCESS THE DEFENDANT'S REQUEST TO SEAL THE CRIMINAL JUSTICE RECORDS. THE SUPREME COURT MAY SET AND COLLECT REASONABLE FEES FOR THE SEALING OF CRIMINAL JUSTICE RECORDS BY THE COURTS IN AMOUNTS NECESSARY TO RECOVER THE DIRECT AND INDIRECT COSTS OF SEALING CRIMINAL JUSTICE RECORDS THROUGH THE SIMPLIFIED PROCESS INITIATED UNDER THIS SUBSECTION (1).	31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47
	(2) IF A DEFENDANT ELIGIBLE TO HAVE HIS OR HER CRIMINAL JUSTICE RECORDS SEALED OPTS TO UTILIZE OTHER PROVISIONS OF THIS PART 7 TO SEAL HIS OR HER CRIMINAL JUSTICE RECORDS RATHER THAN THE SIMPLIFIED PROCEDURE IN SUBSECTION (1) OF THIS SECTION, THE COURT SHALL REFER THE DEFENDANT TO SUPPORT SERVICES TO ASSIST THE DEFENDANT IN SEALING HIS OR HER CRIMINAL JUSTICE RECORDS."	48 49 50 51 52 53 54
	Renumber succeeding section accordingly.	55 56
	Page 5, line 8, strike "acts of private custodians" and substitute "the sealing".	57 58 59
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB16-127 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.	60 61 62 63 64 65
	Amend printed bill, page 3, strike lines 2 through 11 and substitute:	66 67
	"SECTION 4. Effective date. This act takes effect July 1, 2016.	68
	SECTION 5. Safety clause. The general assembly hereby finds,	69

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB16-1076** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB16-1025** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB16-096** be **postponed indefinitely**.

SENATE SERVICES REPORT

Correctly Engrossed: SB16-016, 034, and 080.
Correctly Reengrossed: SB16-007, 112, and 125.
Correctly Rerevised: HB16-1008, 1041, 1049, 1081, and 1095.
Correctly Enrolled: SJR16-007.

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:

SB16-034 by Senator(s) Sonnenberg; also Representative(s) Fields and Lawrence--Concerning tampering with a deceased human body.

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

YES	32	NO	2	EXCUSED	1	ABSENT	0
Aguilar	E	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	N	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: Cooke, Crowder, Jahn, Johnston, Martinez Humenik, Newell, Roberts, Scott, Todd, and Woods.

SB16-080by Senator(s) Newell; also Representative(s) Wist and Pabon--Concerning secured marijuana cultivation requirements.

123

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

456

YES	19	NO	15	EXCUSED	1	ABSENT	0
Aguilar	E	Heath	Y	Lambert	N	Scott	N
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	N	Kefalas	Y	Roberts	Y	President	Y
Guzman	N	Kerr	Y	Scheffel	N		

789101112131415161718

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

192021

Co-sponsor(s) added: Garcia, Heath, Johnston, Kerr, Tate, and Todd.

222324

SB16-016by Senator(s) Steadman and Cadman, Scheffel, Baumgardner, Cooke, Crowder, Grantham, Guzman, Hill, Hodge, Holbert, Jahn, Johnston, Kefalas, Kerr, Martinez Humenik, Merrifield, Roberts, Tate, Todd, Ulibarri; also Representative(s) Hullinghorst and Lawrence, Arndt, Becker K., Brown, Conti, Court, Danielson, Fields, Ginal, Kagan, Kraft-Tharp, Landgraf, Lebsock, Lee, Lontine, McCann, Melton, Mitsch Bush, Moreno, Pettersen, Primavera, Priola, Rankin, Rosenthal, Roupe, Ryden, Singer, Thurlow, Williams, Wilson, Windholz, Winter, Young--Concerning the scientific and cultural facilities district, and, in connection therewith, amending the ballot question concerning the extension of the district to be submitted to the voters and modifying statutory provisions concerning the administration of the district.

2526272829303132333435

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

363738

YES	28	NO	6	EXCUSED	1	ABSENT	0
Aguilar	E	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	N	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	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

394041424344454647484950

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

515253

Senator Merrifield requested his name be removed as sponsor on SB16-016.

545556

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

575859606162

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

636465

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

66676869

HB16-1084 by Representative(s) Lebsock, Neville P., Esgar; also Senator(s) Holbert, Guzman, Carroll, Neville T., Steadman--Concerning a modification to the exemption from the "Colorado Liquor Code" for home brewers to permit an adult other than the head of a family to engage in home brewing activities for personal use without obtaining a liquor license.

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

HB16-1057 by Representative(s) Ransom; also Senator(s) Merrifield--Concerning statutorily established time periods that are multiples of seven days.

Ordered revised 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 Sonnenberg, 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	E	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: HB16-1084, HB16-1057.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB16-013 by Senator(s) Newell, Kefalas, Lundberg; also Representative(s) Singer--Concerning statutory changes related to the office of the child protection ombudsman.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 23, page(s) 257-258, and placed in members' bill files.)

Amendment No. 2(L.005), by Senator Newell.

Amend printed bill, page 7, strike lines 21 through 24 and substitute:

"(d) TO REVIEW THE MEMORANDUM OF UNDERSTANDING BETWEEN THE OFFICE AND THE JUDICIAL DEPARTMENT AND RENEGOTIATE SUCH MEMORANDUM OF UNDERSTANDING AT ANY TIME AS THE OFFICE AND THE JUDICIAL DEPARTMENT MUTUALLY DEEM APPROPRIATE;"

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

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 fourth Monday in March as a state holiday, and, in connection therewith, designating the fourth Monday in March as "Public Lands Day".

Laid over until Tuesday, March 1, retaining its place on the calendar.

SB16-123 by Senator(s) Lundberg, Marble, Baumgardner, Scheffel, Holbert, Newell, Hill, Woods, Cooke, Crowder, Grantham, Lambert; also Representative(s) Singer, Saine, Ransom, Lebsock, Wilson, Melton, Winter, Lontine, Sias--Concerning free access for high occupancy vehicles to high occupancy vehicle and high occupancy toll lanes on state highways, and, in connection therewith, prohibiting the department of transportation and the high-performance transportation enterprise from requiring a vehicle owner to use a switchable transponder or other device in order to travel in a high occupancy vehicle on such a lane without paying a toll.

Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, February 19, page(s) 232, and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Jones.

Strike the Transportation Committee Report, dated February 18, 2016, and substitute:

"Amend printed bill, page 2, line 2, strike **add** (1)".

Page 2, line 3, strike "(e)" and substitute **amend** (1) (d) (II)".

Page 2, strike lines 5 through 16 and substitute **toll (HOT) lanes.**
(1)(d) The department shall develop and adopt functional specifications and standards for an automatic vehicle identification system for use on high occupancy vehicle lanes, high occupancy toll lanes, any public highway constructed and operated under the provisions of part 5 of article 4 of title 43, C.R.S., and any other street or highway where tolls or charges are imposed for the privilege of traveling upon such street or highway. The specifications and standards shall ensure that:

(II) ON AND AFTER THE EFFECTIVE DATE OF THIS SUBPARAGRAPH (II), AS AMENDED, a vehicle owner shall not be required to purchase ~~or install more than one device to use on all toll facilities~~ A SWITCHABLE TRANSPONDER OR OTHER DEVICE IN ORDER TO TRAVEL IN A HIGH-OCCUPANCY VEHICLE ON EITHER A HIGH-OCCUPANCY VEHICLE LANE OR A HIGH-OCCUPANCY TOLL LANE THAT IS ON A HIGHWAY UNDER THE JURISDICTION OF THE DEPARTMENT ON A TOLL-FREE BASIS, BUT MAY BE REQUIRED TO USE ONE SWITCHABLE TRANSPONDER OR OTHER DEVICE IN ORDER TO ENGAGE IN SUCH TRAVEL. THE DEPARTMENT SHALL REMIT BACK TO ANY VEHICLE OWNER WHO PURCHASED A SWITCHABLE TRANSPONDER OR OTHER DEVICE AS REQUIRED BY THE DEPARTMENT BEFORE THE EFFECTIVE DATE OF THIS SUBPARAGRAPH (II), AS AMENDED, THE FULL PURCHASE PRICE OF THE TRANSPONDER OR OTHER DEVICE."

Page 3, line 10, strike "USE" and substitute "PURCHASE, BUT MAY REQUIRE A VEHICLE OWNER TO INSTALL AND USE,".

Page 3, line 12, after "BASIS." insert "THE DEPARTMENT SHALL REMIT

BACK TO ANY VEHICLE OWNER WHO PURCHASED A SWITCHABLE TRANSPONDER OR OTHER DEVICE AS REQUIRED BY THE DEPARTMENT BEFORE THE EFFECTIVE DATE OF THIS PARAGRAPH (b), AS AMENDED, THE FULL PURCHASE PRICE OF THE TRANSPONDER OR OTHER DEVICE.".

Page 1, strike lines 103 through 109 and substitute "STATE HIGHWAYS.".

As amended, laid over until Tuesday, March 1, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Sonnenberg, 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	E	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: SB16-013 as amended.
Laid over until Tuesday, March 1: SB16-021, SB16-123 as amended.

MESSAGE FROM THE HOUSE

February 25, 2016
Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1188, 1170, 1193.
The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1192, amended as printed in House Journal, February 24.

MESSAGE FROM THE REVISOR OF STATUTES

February 25, 2016
We herewith transmit:

Without comment, HB16-1170, 1188, and 1193.
Without comment, as amended, HB16-1192.

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.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

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

MEMBERS OF THE
COLORADO BOARD OF VETERANS AFFAIRS

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

Christopher Michael Holden of Colorado Springs, Colorado, a Republican and a veteran who has been honorably released or separated from the armed forces of the United States, reappointed;

Hollie Kaye Caldwell of Parker, Colorado, a Democrat and a veteran who has been honorably released or separated from the armed forces of the United States, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	E	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		

Senate in recess. Senate reconvened.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR16-010 by Senator(s) Roberts and Steadman; also Representative(s) Wilson and Esgar--Concerning the commemoration of the 50th anniversary of the "National Historic Preservation Act".

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

TRIBUTES

Honoring:

Lisa Cadman, on the occasion of her birthday -- by President of the Senate Bill L. Cadman.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Friday,
February 26, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

45th Legislative Day Friday, February 26, 2016

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

Musical Rudy Grant, performing "The Star-Spangled Banner" and "Mammas Don't Let Your
Presentation Babies Grow Up to Be Cowboys".

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

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 1 (b) was suspended to allow a person other than a Senator to lead the Pledge of Allegiance.

Pledge By Peggy Wortham, accompanied by John Bell and Jonas Felix.

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

Quorum The President announced a quorum present.

Reading of Senator Woods moved for the reading of the Journal of Thursday, February 25, 2016, to
Journal be dispensed with and for the Journal to be approved as corrected by the Secretary.

On a substitute motion, President Cadman moved that the Journal of Thursday, February 25, 2016, be read at length. Prior to the completion of the reading of the Journal, President Cadman moved that the reading of the remainder of the Journal be dispensed with and that the Journal be approved as corrected by the Secretary.

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.

COMMITTEE OF REFERENCE REPORTS

Agriculture, After consideration on the merits, the Committee recommends that SB16-062 be amended
Natural as follows, and as so amended, be referred to the Committee of the Whole with favorable
Resources, & recommendation.
Energy

Amend printed bill, page 2, strike lines 5 through 13 and substitute
"- meetings. (1) (a) The board is composed of THE FOLLOWING NINE
MEMBERS:
(I) Five licensed pharmacists, each having at least five years'
experience in this state and actively engaged in the practice of pharmacy
in this state;
(II) ONE LICENSED VETERINARIAN WHO PREDOMINANTLY WORKS

ON LARGE ANIMALS, HAVING AT LEAST FIVE YEARS' EXPERIENCE IN THIS STATE AND ACTIVELY ENGAGED IN THE PRACTICE OF VETERINARY MEDICINE, EXCEPT THAT, IF, AFTER A GOOD-FAITH EFFORT, THE GOVERNOR DETERMINES THAT:

(A) THERE IS NOT A SUITABLE APPLICANT FOR MEMBERSHIP THAT MEETS THE ELIGIBILITY CRITERIA SET FORTH IN THIS SUBPARAGRAPH (II), THE GOVERNOR MAY APPOINT ONE ADDITIONAL LICENSED PHARMACEUTICAL WHOLESALER WHO MEETS THE ELIGIBILITY CRITERIA SET FORTH IN SUBPARAGRAPH (III) OF THIS PARAGRAPH (a); OR

(B) THERE IS NEITHER A SUITABLE APPLICANT FOR MEMBERSHIP THAT MEETS THE ELIGIBILITY CRITERIA FOR A VETERINARIAN, AS SET FORTH IN THIS SUBPARAGRAPH (II), OR A PHARMACEUTICAL WHOLESALER, AS SET FORTH IN SUBPARAGRAPH (III) OF THIS PARAGRAPH (a), THE GOVERNOR MAY APPOINT ANOTHER HEALTH CARE PROFESSIONAL LICENSED UNDER THIS TITLE;

(III) ONE LICENSED PHARMACEUTICAL WHOLESALER ENGAGED IN THE DISTRIBUTION OF ANIMAL DRUGS, HAVING AT LEAST FIVE YEARS' EXPERIENCE IN THIS STATE AND ACTIVELY ENGAGED IN THE PRACTICE OF WHOLESALE PHARMACY, EXCEPT THAT, IF, AFTER A GOOD-FAITH EFFORT, THE GOVERNOR DETERMINES THAT:

(A) THERE IS NOT A SUITABLE APPLICANT FOR MEMBERSHIP THAT MEETS THE ELIGIBILITY CRITERIA SET FORTH IN THIS SUBPARAGRAPH (III), THE GOVERNOR MAY APPOINT ONE ADDITIONAL LICENSED VETERINARIAN WHO MEETS THE ELIGIBILITY CRITERIA SET FORTH IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (a); OR

(B) THERE IS NEITHER A SUITABLE APPLICANT FOR MEMBERSHIP THAT MEETS THE ELIGIBILITY CRITERIA FOR A LICENSED PHARMACEUTICAL WHOLESALER ENGAGED IN THE DISTRIBUTION OF ANIMAL DRUGS, AS SET FORTH IN THIS SUBPARAGRAPH (III), OR A LICENSED VETERINARIAN, AS SET FORTH IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (a), THE GOVERNOR MAY APPOINT ANOTHER TYPE OF LICENSED PHARMACEUTICAL WHOLESALER; and

(IV) Two nonpharmacists AND NONVETERINARIANS who have no financial interest in the practice of pharmacy OR THE PRACTICE OF VETERINARY MEDICINE."

Page 2, strike line 19 and substitute "DISPOSABLE VETERINARY DEVICE. THE BOARD MAY ALSO EXEMPT FROM REGULATION VETERINARY DEVICES:

(a) THAT ARE REGULATED BY THE FDA; OR

(b) FOR WHICH THE BOARD DETERMINES REGULATION IS UNNECESSARY."

Page 3, strike line 4 and substitute:

"(III) (A) THE BOARD, AFTER PROVIDING NOTICE AND AN OPPORTUNITY TO BE HEARD, MAY FINE A REGISTRANT WHO DISTRIBUTES A".

Page 3, after line 8 insert:

"(B) IN SETTING A FINE, THE BOARD SHALL CONSIDER THE REGISTRANT'S ABILITY TO PAY. IF THE BOARD DETERMINES THAT PAYING THE FINE WOULD CAUSE THE REGISTRANT AN UNDUE HARDSHIP, THE BOARD SHALL WAIVE THE FINE."

Appropriations

After consideration on the merits, the Committee recommends that **SB16-074** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 4, after line 17 insert:

"SECTION 5. Appropriation. For the 2016-17 state fiscal year, \$41,200 is appropriated to the department of state for use by the information technology services division. This appropriation is from the department of state cash fund created in section 24-21-104 (3) (b), C.R.S.

	To implement this act, the division may use this appropriation for personal services."	1
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	Renumber succeeding section accordingly.	3
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	Page 1, line 103, strike "BALLOTS AND" and substitute "BALLOTS,".	5
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	Page 1, line 105, strike "STATE." and substitute "STATE, AND MAKING AN APPROPRIATION.".	7
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1161 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	11
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1241 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	16
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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 placed on the consent calendar and confirmed:	21
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	for a term expiring July 31, 2019:	31
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	Patrice M. Henning, CIMA, of Evergreen, Colorado, reappointed.	33
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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 placed on the consent calendar and confirmed:	36
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	for a term expiring July 1, 2019:	46
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	Brent C. Batron of Centennial, Colorado, a Democrat, appointed.	48
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Education	After consideration on the merits, the Committee recommends that HB16-1130 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.	51
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	Amend reengrossed bill, page 2, after line 13 insert:	57
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	"SECTION 2. In Colorado Revised Statutes, 22-29-103, repeal	59
	(3) as follows:	60
	22-29-103. Character education - development - resource.	61
	(3) The department may collect information related to character education and shall serve as a character education resource for all interested parents, school districts, and boards of cooperative services."	62
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	Renumber succeeding sections accordingly.	66
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Page 3, after line 18 insert:

"SECTION 6. In Colorado Revised Statutes, **repeal** 22-29-106 as follows:
22-29-106. Character education fund - creation - contributions. ~~The department is hereby authorized to receive grants, gifts, donations, and contributions from any source, public or private, for the purpose of implementing this article. Any moneys received shall be transmitted to the state treasurer who shall credit the same to the character education fund, which fund is hereby created. Moneys in the fund shall be continuously appropriated to the department for the implementation of this article consistent with the standards established in section 22-29-103 (1). At the end of any fiscal year, all unexpended and unencumbered moneys in the character education fund shall remain therein and shall not be credited or transferred to the general fund or any other fund. Any interest derived from the deposit and investment of such moneys shall remain in the fund and may not be credited or transferred to the general fund or any other fund."~~

Renumber succeeding section accordingly.

Education After consideration on the merits, the Committee recommends that **HB16-1042** 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 reengrossed bill, page 2, line 11, after "PRODUCT" insert "THAT IS PRODUCED BY A STATE INSTITUTION OF HIGHER EDUCATION IN ACCORDANCE WITH THIS SECTION".

Page 2, line 12, strike "EVENT." and substitute "EVENT IF THE EVENT IS HELD AT A LICENSED PREMISES LOCATED OFF CAMPUS."

Page 3, line 18, after "PRODUCT" insert "THAT IS PRODUCED BY A STATE INSTITUTION OF HIGHER EDUCATION IN ACCORDANCE WITH THIS SUBSECTION (6)".

Page 3, line 19, strike "EVENT." and substitute "EVENT IF THE EVENT IS HELD AT A LICENSED PREMISES LOCATED OFF CAMPUS."

Education After consideration on the merits, the Committee recommends that **HB16-1013** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance After consideration on the merits, the Committee recommends that **SB16-117** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike lines 8 through 17 and substitute:

"(1) "DESIGNATED FINE" MEANS A PENALTY THAT IS:
(a) IMPOSED BY A STATE AGENCY ON A NATURAL PERSON, BUSINESS ENTITY, OR POLITICAL SUBDIVISION FOR A VIOLATION OF A STATE STATUTE OR A STATE AGENCY RULE;
(b) AT LEAST ONE THOUSAND DOLLARS PER VIOLATION OR IN TOTAL FOR RELATED VIOLATIONS; AND
(c) NOT A CRIMINAL PENALTY."

Renumber succeeding subsection accordingly.

Page 3, line 1, strike "DISCRETIONARY" and substitute "DESIGNATED".

Page 3, line 5, strike "TWENTIETH BUSINESS DAY AFTER RECEIPT OF" and substitute "THIRTIETH CALENDAR DAY AFTER THE STATE AGENCY MAILS".

Page 3, line 9, strike "DISCRETIONARY" and substitute "DESIGNATED".

Page 3, line 17, strike "TEN" and substitute "FIVE".

Page 3, line 19, strike "DISCRETIONARY" and substitute "DESIGNATED".

Page 4, line 1, strike "TWENTIETH DAY AFTER RECEIPT OF" and substitute "THIRTIETH CALENDAR DAY AFTER THE STATE AGENCY MAILS".

Finance After consideration on the merits, the Committee recommends that **HB16-1026** 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 The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
STATE BOARD OF HUMAN SERVICES

for a term expiring March 1, 2017:

Dennis Edward Swain of Northglenn, Colorado, to serve as a member of the public, and occasioned by the resignation of Catherine Anne Silburn of Lakewood, Colorado, appointed.

Health & Human Services The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
STATE BOARD OF HEALTH

for a term expiring March 1, 2017:

Matthew William VanAuken of Colorado Springs, Colorado, a resident of the 5th Congressional District and an Unaffiliated, and occasioned by the resignation of Betty B. McLain of Colorado Springs, Colorado, appointed.

Health & Human Services After consideration on the merits, the Committee recommends that **HB16-1148** 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 14, strike "regularly" and substitute "regularly AT LEAST QUARTERLY".

Page 3, line 16, strike "PUBLIC." and substitute "PUBLIC AND THE COMMITTEE.".

Page 3, line 22, strike "BOARD." and substitute "BOARD, PARTICULARLY ACTIONS THAT AFFECT CONSUMERS.".

Page 296	Senate Journal-45th Day-February 26, 2016	
Health & Human Services	After consideration on the merits, the Committee recommends that SB16-135 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25
	Amend printed bill, page 4, line 5, strike "MALPRACTICE" and substitute "PROFESSIONAL LIABILITY".	26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43
	Page 4, line 9, strike "MECHANISM" and substitute "PROCESS".	44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62
	Page 4, line 10, after "TO" insert "COMMUNICATE AND".	
	Page 4, line 11, strike "EACH OTHER'S MEDICAL RECORDS." and substitute "THE PATIENT'S MEDICAL RECORD.".	
	Page 4, strike lines 15 and 16 and substitute "AN ESTABLISHED RELATIONSHIP WITH".	
	Page 4, after line 18 insert:	
	"(3) A PHARMACIST OR PHARMACY SHALL NOT EMPLOY A PHYSICIAN OR ADVANCED PRACTICE NURSE FOR THE SOLE PURPOSE OF FORMING A COLLABORATIVE PRACTICE AGREEMENT.".	
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB16-1019 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 reengrossed bill, page 2, line 3, strike "introductory portion, (3) (g) (IV), (3) (g) (V)," and substitute "(IV)".	
	Page 2, line 8, strike " mitigation REDUCTION" and substitute "mitigation".	
	Page 2, strike lines 16 through 18.	
	Page 3, line 3, strike "REDUCTION" and substitute "MITIGATION".	
	Page 3, line 5, strike "REDUCTION" and substitute "MITIGATION".	
Agriculture, Natural Resources, & Energy	The Committee on <u>Agriculture, Natural Resources, & Energy</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:	
	MEMBERS OF THE <u>COLORADO ENERGY RESEARCH AUTHORITY</u>	
	for terms expiring July 1, 2019:	
	Jeffrey Paul Ackermann of Denver, Colorado, reappointed;	
	Mark N. Sirangelo of Lafayette, Colorado, appointed.	

SENATE SERVICES REPORT

Correctly Printed: SJR16-010.
Correctly Engrossed: SB16-013.
Correctly Reengrossed: SB16-016, 034, and 080.
Correctly Revised: HB16-1057 and 1084.
Correctly Enrolled: SJM16-004; SJR16-008 and SJR16-009.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-010 by Senator(s) Roberts and Steadman; also Representative(s) Wilson and Esgar--Concerning the commemoration of the 50th anniversary of the "National Historic Preservation Act".

On motion of Senator Roberts, the resolution was read at length and adopted by 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	E	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: Aguilar, Baumgardner, Cadman, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Scheffel, Scott, Sonnenberg, Tate, Todd, Ulibarri, and Woods.

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:

HB16-1084 by Representative(s) Lebsock, Neville P., Esgar; also Senator(s) Holbert, Guzman, Carroll, Neville T., Steadman--Concerning a modification to the exemption from the "Colorado Liquor Code" for home brewers to permit an adult other than the head of a family to engage in home brewing activities for personal use without obtaining a liquor license.

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	E	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, Cooke, Grantham, Heath, Hill, Jahn, Johnston, Jones, Kerr, Merrifield, Scott, Sonnenberg, Tate, Todd, and Woods.

HB16-1057 by Representative(s) Ransom; also Senator(s) Merrifield--Concerning statutorily established time periods that are multiples of seven days.

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	E	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, Garcia, Grantham, Heath, Hodge, Holbert, Jones, Kerr, Newell, Steadman, Todd, and Ulibarri.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB16-013 by Senator(s) Newell, Kefalas, Lundberg; also Representative(s) Singer--Concerning statutory changes related to the office of the child protection ombudsman.

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		E	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: Cadman, Garcia, Grantham, Guzman, Heath, Johnston, Kerr, Lambert, Martinez Humenik, Merrifield, Scheffel, Steadman, and Todd.

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

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

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

SB16-122 by Senator(s) Baumgardner; also Representative(s) Nordberg and Brown--Concerning additional oversight of the activities of the department of transportation.

Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, February 24, page(s) 271 and placed in members' bill files.)

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

SB16-099 by Senator(s) Jahn, Holbert, Neville T., Carroll, Guzman; also Representative(s) Primavera, Nordberg, Ryden--Concerning implementing recommendations of the state auditor's office by establishing the authority of the correctional education program to sell inmate-produced products to specified persons.

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

HB16-1086 by Representative(s) Ryden and Nordberg, Saine; also Senator(s) Holbert, Jahn--Concerning a modification of the dates on which the required performance audits of certain governmental entities are due.

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

HB16-1028 by Representative(s) Van Winkle, Buck, Lontine, Ginal; also Senator(s) Cooke--Concerning modifications to the statewide death and disability plan administered by the fire and police pension association.

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

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

On motion of Senator Martinez Humenik, 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	E	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		

Passed on second reading: SB16-122 as amended, SB16-099, HB16-1086, HB16-1028, HB16-1012.

GENERAL ORDERS -- SECOND READING OF BILLS

HB16-1125 by Representative(s) Roupe, Carver, Landgraf, Lontine, Dore; also Senator(s) Baumgardner, Garcia, Lambert, Todd--Concerning creating a Colorado statutory reference to conform with the federal definition of "veteran".

Amend reengrossed bill, page 2, strike lines 12 through 24.

Renumber succeeding subsections accordingly.

Page 3, strike lines 2 through 7.

Renumber succeeding sections accordingly.

As amended, 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 Martinez Humenik, 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	E	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: HB16-1125 as amended.

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

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

MEMBERS OF THE
COLORADO AERONAUTICAL BOARD

for a term expiring December 19, 2018:

William L. Thompson of Colorado Springs, Colorado, to serve as a member from the eastern slope and who represents local governments which operate airports, reappointed;

for a term expiring December 19, 2019:

Jeffrey Scott Forrest of Littleton, Colorado, to serve as a member from the eastern slope and who represents local governments which operate airports, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	E	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		

MEMBER OF THE
STATE HOUSING BOARD

for a term expiring January 31, 2020:

Britta E.M. Fisher of Wheat Ridge, Colorado, to serve as a member from the Seventh Congressional District and as an Unaffiliated, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	E	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		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-004, 009, 015, and 020.

MESSAGE FROM THE HOUSE

February 26, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1182, amended as printed in House Journal, February 25.
HB16-1284, amended as printed in House Journal, February 25.

The House has passed on Third Reading and returns herewith SB16-031.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB16-014, amended as printed in House Journal, February 25.
SB16-029, amended as printed in House Journal, February 25.

The House has adopted and returns herewith SJR16-010.

MESSAGE FROM THE REVISOR OF STATUTES

February 26, 2016

We herewith transmit:

Without comment, as amended, HB16-1182 and 1284.
Without comment, as amended, SB16-014 and 029.

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday,	1
February 29, 2016.	2
	3
Approved:	4
	5
	6
	7
Bill L. Cadman	8
President of the Senate	9
	10
Attest:	11
	12
	13
	14
Effie Ameen	15
Secretary of the Senate	16

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

48th Legislative Day Monday, February 29, 2016

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

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

Pledge By Senator Woods.

Roll Call Present-- 35

Quorum The President announced a quorum present.

Reading of Journal Senator Martinez Humenik moved for the reading of the Journal of Friday, February 26, 2016, to be dispensed with and for the Journal to be approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Reengrossed: Correctly Engrossed: SB16-099 and 122; SJR16-010.
Correctly Reengrossed: SB16-013.
Correctly Revised: HB16-1012, 1028, 1086, and 1125.
Correctly Rerevised: HB16-1057 and 1084. SB16-066.

INTRODUCTION OF RESOLUTIONS

SJR16-011 by Senator(s) Grantham, Cadman, Baumgardner, Cooke, Crowder, Hill, Holbert, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate, Woods; also Representative(s) Wilson, Becker J., Brown, Buck, Carver, Conti, Coram, DelGrosso, Dore, Everett, Humphrey, Joshi, Klingenschmitt, Landgraf, Lawrence, Leonard, Lundeen, Navarro, Neville P., Nordberg, Priola, Rankin, Ransom, Roupe, Saine, Sias, Thurlow, Van Winkle, Willett, Windholz, Wist--Concerning discouraging the lease of the CSP II facility in Canon City to the federal government.

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

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committees indicated:

HB16-1284 by Representative(s) Nordberg and Moreno, Sias, Court, DelGrosso, Duran, Everett, Garnett, Kagan, Klingenschmitt, Kraft-Tharp, Lawrence, Lundeen, Pabon, Pettersen, Williams; also Senator(s) Hill and Garcia, Cadman, Scheffel, Crowder, Grantham, Holbert, Johnston, Sonnenberg, Neville T.--Concerning divestment by the public employees' retirement association from companies that have economic prohibitions against the state of Israel.

Finance

Upon request of Majority Leader Scheffel, **SB16-122** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Monday, February 29 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Monday, February 29.

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

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

SB16-099 by Senator(s) Jahn, Holbert, Neville T., Carroll, Guzman; also Representative(s) Primavera, Nordberg, Ryden--Concerning implementing recommendations of the state auditor's office by establishing the authority of the correctional education program to sell inmate-produced products to specified persons.

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, Heath, Hodge, Johnston, Kerr, Merrifield, Newell, Steadman, and Todd.

HB16-1086 by Representative(s) Ryden and Nordberg, Saine; also Senator(s) Holbert, Jahn--Concerning a modification of the dates on which the required performance audits of certain governmental entities are due.

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, Guzman, Heath, Hill, Lundberg, Marble, Martinez Humenik, Scott, Tate, and Woods.

HB16-1028 by Representative(s) Van Winkle, Buck, Lontine, Ginal; also Senator(s) Cooke--
Concerning modifications to the statewide death and disability plan administered by the fire
and police pension association.

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, Jones, Martinez Humenik, Merrifield,
and Todd.

HB16-1012 by Representative(s) Ryden; also Senator(s) Scott--Concerning a requirement that a
municipal clerk file a copy of each statement of election results with the division of local
government in the department of local affairs rather than the secretary of 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: Crowder, Grantham, Heath, Kefalas, Martinez Humenik, Merrifield,
Newell, and Todd.

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:

HB16-1125 by Representative(s) Roupe, Carver, Landgraf, Lontine, Dore; also Senator(s)
Baumgardner, Garcia, Lambert, Todd--Concerning creating a Colorado statutory reference
to conform with the federal definition of "veteran".

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, Cadman, Carroll, Cooke, Crowder, Donovan, Grantham, Guzman, Heath, Holbert, Jahn, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate, Ulibarri, and Woods.

SB16-122 by Senator(s) Baumgardner; also Representative(s) Nordberg and Brown--Concerning additional oversight of the activities of the department of transportation.

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	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	Y
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Crowder, Grantham, Hill, Lambert, Lundberg, Neville T., Scheffel, Scott, and Woods.

Upon request of Majority Leader Scheffel, **HB16-1032** and **SB16-127** were removed from the General Orders--Second Reading of Bills--Consent Calendar of Monday, February 29, and were placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, February 29.

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

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

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

HB16-1043 by Representative(s) Brown, Becker K., Vigil; also Senator(s) Baumgardner, Kefalas, Sonnenberg--Concerning the joint technology committee's authority to approve the request for a waiver of certain deadlines after moneys for a project have been appropriated.

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

HB16-1076 by Representative(s) Hamner; also Senator(s) Tate--Concerning the status of a retired architect.

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

HB16-1025 by Representative(s) Arndt, Nordberg; also Senator(s) Tate, Newell--Concerning statutory recognition that an insurance policy may be subject to renewal by an admitted insurer within the same insurance group as the insurer that issued the insurance policy.

Ordered revised 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 Woods, 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: HB16-1043. HB16-1076, HB16-1025.

Committee of the Whole On motion of Senator Woods, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Woods 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:

SB16-116 by Senator(s) Johnston; --Concerning the creation of a deceptive trade practice under the "Colorado Consumer Protection Act" for a private custodian of criminal justice records to fail to remove a sealed criminal justice record from the custodian's database after receiving notice of a court order sealing that criminal justice record.

Laid over until Monday, March 7, retaining its place on the calendar.

HB16-1032 by Representative(s) Lontine; also Senator(s) Todd and Cooke--Concerning changes to the contents of a criminal summons.

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

SB16-127

by Senator(s) Tate; also Representative(s) Arndt--Concerning the repeal of the "Medical Clean Claims Transparency and Uniformity Act".

Amendment No. 1, Business, Labor & Technology Committee Amendment.

(Printed in Senate Journal, February 25, page(s) 282-283, 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

On motion of Senator Woods, 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: SB16-127 as amended, HB16-1032.
Laid over until Monday, March 7: SB16-116.

RECONSIDERATION OF SB16-122

SB16-122

by Senator(s) Baumgardner; also Representative(s) Nordberg and Brown--Concerning additional oversight of the activities of the department of transportation.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on SB16-122.

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:

SB16-122

by Senator(s) Baumgardner; also Representative(s) Nordberg and Brown--Concerning additional oversight of the activities of the department of transportation.

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	Y
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-014 by Senator(s) Holbert; also Representative(s) Williams--Concerning the alignment of state mortgage originator disclosure laws with recent changes in federal law.

Senator Holbert moved that the Senate concur in House amendments to **SB16-014**, as printed in House Journal, February 25. The motion 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		

The question being "Shall the bill, as amended, 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, as amended, was **repassed**.

Co-sponsor(s) added: Woods.

SB16-029by Senator(s) Scheffel and Heath; also Representative(s) Duran and Lawrence--Concerning changes to Colorado insurance laws necessary to maintain accreditation with the national association of insurance commissioners (NAIC), and, in connection therewith, adopting a new own risk and solvency assessment law (ORSA) in a form substantially similar to the NAIC model and enhancing Colorado's insurance holding company system law by adding a required NAIC model provision specifying the insurance commissioner's power to issue subpoenas and examine witnesses.

Majority Leader Scheffel moved that the Senate concur in House amendments to SB16-029, as printed in House journal, February 25. The motion 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		

The question being "Shall the bill, as amended, 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, as amended, was repassed.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

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

MEMBERS OF THE
COLORADO CHANNEL AUTHORITY
BOARD OF DIRECTORS

for terms expiring October 6, 2019:

- Timothy Michael Ryan of Aurora, Colorado, an Unaffiliated who has experience in the business operations of broadcast journalism, reappointed;
- Scott Alan Nachtrieb of Highlands Ranch, Colorado, a Republican, to serve as a representative who has experience in the business operations of broadcast journalism, reappointed;
- Todd Barnes of Erie, Colorado, a Democrat, 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		

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, March 1, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

49th Legislative Day	Tuesday, March 1, 2016
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Prayer	By the chaplain, Dan File, Capitol Commission, Lake City.
Call to Order	By the President at 9:00 a.m.
Pledge	By Senator Woods.
Roll Call	Present--35
Quorum	The President announced a quorum present.
Reading of Journal	On motion of Senator Martinez Humenik, reading of the Journal of Monday, February 29, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-108 be postponed indefinitely .
Judiciary	After consideration on the merits, the Committee recommends that HB16-1017 be referred to the Committee of the Whole with favorable recommendation.
Judiciary	After consideration on the merits, the Committee recommends that SB16-132 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. Amend printed bill, page 3, line 1, strike "BAC AND DRUG" and substitute "BREATH ALCOHOL".
Judiciary	After consideration on the merits, the Committee recommends that SB16-019 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation. Amend printed bill, page 2, line 22, after "PRESERVED." insert "THE COURT SHALL ADVISE THE DEFENDANT THAT ANY EXAMINATION WITH A PSYCHIATRIST OR FORENSIC PSYCHOLOGIST MAY BE VIDEO AND AUDIO RECORDED." Page 2, line 24, after the period add "ANY JAIL OR OTHER FACILITY WHERE THE COURT ORDERS THE EXAMINATION TO TAKE PLACE MUST PERMIT THE RECORDING TO OCCUR AND MUST PROVIDE THE SPACE AND EQUIPMENT NECESSARY FOR SUCH RECORDING, IF AVAILABLE. IF SPACE AND EQUIPMENT ARE NOT AVAILABLE, THE SHERIFF OR FACILITY DIRECTOR SHALL ATTEMPT TO COORDINATE A LOCATION AND THE AVAILABILITY OF EQUIPMENT WITH THE COURT, WHICH MAY CONSULT WITH THE DISTRICT ATTORNEY AND DEFENSE COUNSEL FOR AN AGREED UPON LOCATION. IF NO AGREEMENT IS REACHED, AND UPON THE REQUEST

OF EITHER THE DEFENSE COUNSEL OR DISTRICT ATTORNEY, THE COURT SHALL ORDER THE LOCATION OF THE EXAMINATION WHICH MAY INCLUDE THE COLORADO MENTAL HEALTH INSTITUTE AT PUEBLO.

(c) PRIOR TO OR DURING ANY EXAMINATION REQUIRED BY THIS SECTION, THE PSYCHIATRIST OR FORENSIC PSYCHOLOGIST SHALL ASSESS WHETHER THE RECORDING OF THE EXAMINATION IS LIKELY TO CAUSE OR IS CAUSING MENTAL OR PHYSICAL HARM TO THE DEFENDANT OR OTHERS. IF SUCH A DETERMINATION IS MADE AND DOCUMENTED CONTEMPORANEOUSLY IN WRITING, THE PSYCHIATRIST OR FORENSIC PSYCHOLOGIST SHALL NOT RECORD THE EXAMINATION OR SHALL CEASE RECORDING THE EXAMINATION, AND THE PSYCHIATRIST OR FORENSIC PSYCHOLOGIST SHALL ADVISE THE COURT AND THE PARTIES OF THIS DETERMINATION AND THE REASONS THEREFORE IN A WRITTEN REPORT TO THE COURT. IF ONLY A PARTIAL RECORDING IS MADE, THE PSYCHIATRIST OR FORENSIC PSYCHOLOGIST SHALL PROVIDE THE PARTIAL RECORDING TO THE COURT AND THE PARTIES, AND THE PARTIAL RECORDING MAY BE USED BY ANY PSYCHIATRIST OR FORENSIC PSYCHOLOGIST IN FORMING AN OPINION, SUBMITTING A REPORT, OR TESTIFYING ON THE ISSUE OF THE DEFENDANT'S MENTAL HEALTH.

(d) THE COURT SHALL DETERMINE THE ADMISSIBILITY OF ANY RECORDING OR PARTIAL RECORDING, IN WHOLE OR IN PART, SUBJECT TO ALL AVAILABLE CONSTITUTIONAL AND EVIDENTIARY OBJECTIONS."

Page 2, line 27, after "(1)" insert "(a)".

Page 3, line 7, after "PRESERVED." insert "THE COURT SHALL ADVISE THE DEFENDANT THAT ANY EXAMINATION WITH A PSYCHIATRIST OR FORENSIC PSYCHOLOGIST MAY BE AUDIO AND VIDEO RECORDED."

Page 3, line 8, after the period add "ANY JAIL OR OTHER FACILITY WHERE THE COURT ORDERS THE EXAMINATION TO TAKE PLACE MUST PERMIT THE RECORDING TO OCCUR AND MUST PROVIDE THE SPACE AND EQUIPMENT NECESSARY FOR SUCH RECORDING, IF AVAILABLE. IF SPACE AND EQUIPMENT ARE NOT AVAILABLE, THE SHERIFF OR FACILITY DIRECTOR SHALL ATTEMPT TO COORDINATE A LOCATION AND THE AVAILABILITY OF EQUIPMENT WITH THE COURT, WHICH MAY CONSULT WITH THE DISTRICT ATTORNEY AND DEFENSE COUNSEL FOR AN AGREED UPON LOCATION. IF NO AGREEMENT IS REACHED, AND UPON THE REQUEST OF EITHER THE DEFENSE COUNSEL OR DISTRICT ATTORNEY, THE COURT SHALL ORDER THE LOCATION OF THE EXAMINATION WHICH MAY INCLUDE THE COLORADO MENTAL HEALTH INSTITUTE AT PUEBLO.

(b) PRIOR TO OR DURING ANY EXAMINATION REQUIRED BY THIS SECTION, THE PSYCHIATRIST OR FORENSIC PSYCHOLOGIST SHALL ASSESS WHETHER THE RECORDING OF THE EXAMINATION IS LIKELY TO CAUSE OR IS CAUSING MENTAL OR PHYSICAL HARM TO THE DEFENDANT OR OTHERS. IF SUCH A DETERMINATION IS MADE AND DOCUMENTED CONTEMPORANEOUSLY IN WRITING, THE PSYCHIATRIST OR FORENSIC PSYCHOLOGIST SHALL NOT RECORD THE EXAMINATION OR SHALL CEASE RECORDING THE EXAMINATION, AND THE PSYCHIATRIST OR FORENSIC PSYCHOLOGIST SHALL ADVISE THE COURT AND THE PARTIES OF THIS DETERMINATION AND THE REASONS THEREFORE IN A WRITTEN REPORT TO THE COURT. IF ONLY A PARTIAL RECORDING IS MADE, THE PSYCHIATRIST OR FORENSIC PSYCHOLOGIST SHALL PROVIDE THE PARTIAL RECORDING TO THE COURT AND THE PARTIES, AND THE PARTIAL RECORDING MAY BE USED BY ANY PSYCHIATRIST OR FORENSIC PSYCHOLOGIST IN FORMING AN OPINION, SUBMITTING A REPORT, OR TESTIFYING ON THE ISSUE OF THE DEFENDANT'S MENTAL HEALTH.

(c) THE COURT SHALL DETERMINE THE ADMISSIBILITY OF ANY RECORDING OR PARTIAL RECORDING, IN WHOLE OR IN PART, SUBJECT TO ALL AVAILABLE CONSTITUTIONAL AND EVIDENTIARY OBJECTIONS."

SENATE SERVICES REPORT

Correctly Printed: SJR16-011.
Correctly Engrossed: SB16-127.
Correctly Reengrossed: SB16-099 and 122.
Correctly Revised: HB16-1025, 1032, 1043, and 1076.
Correctly Rerevised: HB16-1012, 1028, 1086, and 1125.
Correctly Enrolled: SB16-014, 029, and 031.

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:

HB16-1043 by Representative(s) Brown, Becker K., Vigil; also Senator(s) Baumgardner, Kefalas, Sonnenberg--Concerning the joint technology committee's authority to approve the request for a waiver of certain deadlines after moneys for a project have been appropriated.

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, Heath, Lambert, Newell, and Tate.

HB16-1076 by Representative(s) Hamner; also Senator(s) Tate--Concerning the status of a retired architect.

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, Garcia, Heath, Holbert, Jahn, Jones, Kerr, Merrifield, Neville T., Scott, Todd, and Woods.

HB16-1025 by Representative(s) Arndt, Nordberg; also Senator(s) Tate, Newell--Concerning statutory recognition that an insurance policy may be subject to renewal by an admitted insurer within the same insurance group as the insurer that issued the insurance policy.

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, Hodge, Holbert, Kefalas, Scott, and Woods.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1032 by Representative(s) Lontine; also Senator(s) Todd and Cooke--Concerning changes to the contents of a criminal summons.

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	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	N	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	N	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	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**.

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

SB16-127 by Senator(s) Tate; also Representative(s) Arndt--Concerning the repeal of the "Medical Clean Claims Transparency and Uniformity Act".

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	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	N	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
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: Baumgardner, Cooke, Crowder, Hill, Holbert, Jahn, Marble, Scott, and Woods.

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--Consent Calendar, and Senator Holbert was called to act as Chair.

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

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

HB16-1161 by Representative(s) Young, Hamner, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning the allocation of certain money that exceeds the total amount of all warrants issued by the state treasurer to reimburse local governmental entities for property tax revenues lost as a result of the application of a certain property tax exemption.

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

HB16-1241 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of higher education.

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

HB16-1130 by Representative(s) Priola, Saine, Neville P., Wilson, Brown, Lawrence, Thurlow, Windholz; also Senator(s) Johnston--Concerning changes to annual reports prepared by the department of education.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 26, page(s) 293-294, and placed in members' bill files.)

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

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

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

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

As amended, ordered revised 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	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: HB16-1161, HB16-1241, HB16-1130 as amended, HB16-1042 as amended, HB16-1013, HB16-1026, HB16-1019 as amended.

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:

SB16-123 by Senator(s) Lundberg, Marble, Baumgardner, Scheffel, Holbert, Newell, Hill, Woods, Cooke, Crowder, Grantham, Lambert; also Representative(s) Singer, Saine, Ransom, Lebsock, Wilson, Melton, Winter, Lontine, Sias--Concerning free access for high occupancy vehicles to high occupancy vehicle and high occupancy toll lanes on state highways, and, in connection therewith, prohibiting the department of transportation and the high-performance transportation enterprise from requiring a vehicle owner to use a switchable transponder or other device in order to travel in a high occupancy vehicle on such a lane without paying a toll.

Laid over until Monday, March 7, retaining its place on the calendar.

SB16-062 by Senator(s) Marble, Grantham, Neville T., Lambert, Woods, Holbert, Lundberg, Scheffel, Cooke, Crowder, Hill, Martinez Humenik, Sonnenberg, Tate; also Representative(s) Becker J. and Humphrey, Saine, Brown, Everett, Willett, Ransom, Wist, Sias, Nordberg, Joshi, Lundeen, Klingenschmitt, Buck, Navarro, Neville P.--Concerning modifications to the regulation of veterinary pharmaceuticals.

A majority of all members elected to the Senate having voted in the affirmative, the bill was referred to the Committee on Appropriations.

SB16-074 by Senator(s) Crowder; also Representative(s) Dore--Concerning mail ballots, and, in connection therewith, allowing electors to opt not to automatically receive mail ballots and directing the secretary of state to purchase twenty-four hour ballot drop boxes and surveillance cameras for each county in the state.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, February 26, page(s) 292-293, and placed in members' bill files.)

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

HB16-1148 by Representative(s) Sias, Primavera; also Senator(s) Roberts and Kefalas--Concerning the oversight authority of the health insurance exchange oversight committee with regard to policies that affect consumers proposed by the health benefit exchange.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 26, page(s) 295, and placed in members' bill files.)

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

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 fourth Monday in March as a state holiday, and, in connection therewith, designating the fourth Monday in March as "Public Lands Day".

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, February 23, page(s) 258-259, and placed in members' bill files.)

Amendment No. 2(L.008), by Senators Baumgardner and Roberts.

Amend the State, Veterans, & Military Affairs Committee Report, dated February 22, 2016, page 2, strike lines 10 through 15 and substitute:

"(n) Coloradans would be well served by reform and greater legislative oversight of the current federal regulatory process; and".

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

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: SB16-074 as amended, SB16-021 as amended, HB16-1148 as amended.
Laid over until Monday, March 7: SB16-123 as amended.
Referred to Committee on Appropriations: SB16-062.

CONSIDERATION OF RESOLUTIONS

SJR16-011 by Senator(s) Grantham, Cadman, Baumgardner, Cooke, Crowder, Hill, Holbert, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate, Woods; also Representative(s) Wilson, Becker J., Brown, Buck, Carver, Conti, Coram, DelGrosso, Dore, Everett, Humphrey, Joshi, Klingenschmitt, Landgraf, Lawrence, Leonard, Lundeen, Navarro, Neville P., Nordberg, Priola, Rankin, Ransom, Roupe, Saine, Sias, Thurlow, Van Winkle, Willett, Windholz, Wist--Concerning discouraging the lease of the CSP II facility in Canon City to the federal government.

Laid over until Thursday, March 3, retaining its place on the calendar.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

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

MEMBER OF THE
COLLEGEINVEST BOARD OF DIRECTORS

for a term expiring July 31, 2019:

Patrice M. Henning, CIMA, of Evergreen, Colorado, reappointed.

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		

MEMBER OF THE
BOARD OF TRUSTEES FOR THE COLORADO
SCHOOL FOR THE DEAF AND THE BLIND

for a term expiring July 1, 2019:

Brent C. Batron of Centennial, Colorado, a Democrat, 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		

MEMBER OF THE
STATE BOARD OF HUMAN SERVICES

for a term expiring March 1, 2017:

Dennis Edward Swain of Northglenn, Colorado, to serve as a member of the public, and occasioned by the resignation of Catherine Anne Silburn of Lakewood, Colorado, 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		

MEMBER OF THE
STATE BOARD OF HEALTH

for a term expiring March 1, 2017:

Matthew William VanAuken of Colorado Springs, Colorado, a resident of the 5th Congressional District and an Unaffiliated, and occasioned by the resignation of Betty B. McLain of Colorado Springs, Colorado, 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
COLORADO ENERGY RESEARCH AUTHORITY

for terms expiring July 1, 2019:

Jeffrey Paul Ackermann of Denver, Colorado, reappointed;

Mark N. Sirangelo of Lafayette, Colorado, 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		

MESSAGE FROM THE HOUSE

March 1, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1168, 1163, 1232.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1005, amended as printed in House Journal, February 29.
HB16-1236, amended as printed in House Journal, February 29.
HB16-1231, amended as printed in House Journal, February 29.

The House has passed on Third Reading and returns herewith SB16-066, 008.

MESSAGE FROM THE REVISOR OF STATUTES

March 1, 2016

We herewith transmit:

Without comment, HB16-1163, 1168, and 1232.
Without comment, as amended, HB16-1005, 1231, and 1236.

On motion of Majority Leader Scheffel, the Senate adjourned until 11:00 a.m., Wednesday, March 2, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

50th Legislative Day

Wednesday, March 2, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

Call to Order By the President at 11:00 a.m.

Pledge By Senator Woods.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal	On motion of Senator Martinez Humenik, reading of the Journal of Tuesday, March 1, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.
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COMMITTEE OF REFERENCE REPORTS

Finance	The Committee on <u>Finance</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:
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MEMBER OF THE
ADVISORY COMMITTEE TO THE PROPERTY
TAX ADMINISTRATOR

for a term expiring September 1, 2019:

Tim Canterbury of Howard, Colorado, to serve as a non-assessor from a county with a population less than seventy-five thousand and as a Republican, reappointed.

Finance After consideration on the merits, the Committee recommends that **HB16-1119** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

SENATE SERVICES REPORT

Correctly Engrossed: SB16-021 and 074.

Correctly Reengrossed: SB16-127.

Correctly Revised: HB16-1013, 1019, 1026, 1042, 1130, 1148, 1161, and 1241.

Correctly Rerevised: HB16-1013, 1015, 1019, 1020, 1042, 1150, 1151, 1152, 1153, 1154, 1155, 1156, 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, 1170, 1171, 1172, 1173, 1174, 1175, 1176, 1177, 1178, 1179, 1180, 1181, 1182, 1183, 1184, 1185, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1195, 1196, 1197, 1198, 1199, 1200, 1201, 1202, 1203, 1204, 1205, 1206, 1207, 1208, 1209, 1210, 1211, 1212, 1213, 1214, 1215, 1216, 1217, 1218, 1219, 1220, 1221, 1222, 1223, 1224, 1225, 1226, 1227, 1228, 1229, 1230, 1231, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251, 1252, 1253, 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1261, 1262, 1263, 1264, 1265, 1266, 1267, 1268, 1269, 1270, 1271, 1272, 1273, 1274, 1275, 1276, 1277, 1278, 1279, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1287, 1288, 1289, 1290, 1291, 1292, 1293, 1294, 1295, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1311, 1312, 1313, 1314, 1315, 1316, 1317, 1318, 1319, 1320, 1321, 1322, 1323, 1324, 1325, 1326, 1327, 1328, 1329, 1330, 1331, 1332, 1333, 1334, 1335, 1336, 1337, 1338, 1339, 1340, 1341, 1342, 1343, 1344, 1345, 1346, 1347, 1348, 1349, 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1365, 1366, 1367, 1368, 1369, 1370, 1371, 1372, 1373, 1374, 1375, 1376, 1377, 1378, 1379, 1380, 1381, 1382, 1383, 1384, 1385, 1386, 1387, 1388, 1389, 1390, 1391, 1392, 1393, 1394, 1395, 1396, 1397, 1398, 1399, 1400, 1401, 1402, 1403, 1404, 1405, 1406, 1407, 1408, 1409, 1410, 1411, 1412, 1413, 1414, 1415, 1416, 1417, 1418, 1419, 1420, 1421, 1422, 1423, 1424, 1425, 1426, 1427, 1428, 1429, 1430, 1431, 1432, 1433, 1434, 1435, 1436, 1437, 1438, 1439, 1440, 1441, 1442, 1443, 1444, 1445, 1446, 1447, 1448, 1449, 1450, 1451, 1452, 1453, 1454, 1455, 1456, 1457, 1458, 1459, 1460, 1461, 1462, 1463, 1464, 1465, 1466, 1467, 1468, 1469, 1470, 1471, 1472, 1473, 1474, 1475, 1476, 1477, 1478, 1479, 1480, 1481, 1482, 1483, 1484, 1485, 1486, 1487, 1488, 1489, 1490, 1491, 1492, 1493, 1494, 1495, 1496, 1497, 1498, 1499, 1500, 1501, 1502, 1503, 1504, 1505, 1506, 1507, 1508, 1509, 1510, 1511, 1512, 1513, 1514, 1515, 1516, 1517, 1518, 1519, 1520, 1521, 1522, 1523, 1524, 1525, 1526, 1527, 1528, 1529, 1530, 1531, 1532, 1533, 1534, 1535, 1536, 1537, 1538, 1539, 1540, 1541, 1542, 1543, 1544, 1545, 1546, 1547, 1548, 1549, 1550, 1551, 1552, 1553, 1554, 1555, 1556, 1557, 1558, 1559, 1560, 1561, 1562, 1563, 1564, 1565, 1566, 1567, 1568, 1569, 1570, 1571, 1572, 1573, 1574, 1575, 1576, 1577, 1578, 1579, 1580, 1581, 1582, 1583, 1584, 1585, 1586, 1587, 1588, 1589, 1590, 1591, 1592, 1593, 1594, 1595, 1596, 1597, 1598, 1599, 1600, 1601, 1602, 1603, 1604, 1605, 1606, 1607, 1608, 1609, 1610, 1611, 1612, 1613, 1614, 1615, 1616, 1617, 1618, 1619, 1620, 1621, 1622, 1623, 1624, 1625, 1626, 1627, 1628, 1629, 1630, 1631, 1632, 1633, 1634, 1635, 1636, 1637, 1638, 1639, 1640, 1641, 1642, 1643, 1644, 1645, 1646, 1647, 1648, 1649, 1650, 1651, 1652, 1653, 1654, 1655, 1656, 1657, 1658, 1659, 1660, 1661, 1662, 1663, 1664, 1665, 1666, 1667, 1668, 1669, 1670, 1671, 1672, 1673, 1674, 1675, 1676, 1677, 1678, 1679, 1680, 1681, 1682, 1683, 1684, 1685, 1686, 1687, 1688, 1689, 1690, 1691, 1692, 1693, 1694, 1695, 1696, 1697, 1698, 1699, 1700, 1701, 1702, 1703, 1704, 1705, 1706, 1707, 1708, 1709, 1710, 1711, 1712, 1713, 1714, 1715, 1716, 1717, 1718, 1719, 1720, 1721, 1722, 1723, 1724, 1725, 1726, 1727, 1728, 1729, 1730, 1731, 1732, 1733, 1734, 1735, 1736, 1737, 1738, 1739, 1740, 1741, 1742, 1743, 1744, 1745, 1746, 1747, 1748, 1749, 1750, 1751, 1752, 1753, 1754, 1755, 1756, 1757, 1758, 1759, 1760, 1761, 1762, 1763, 1764, 1765, 1766, 1767, 1768, 1769, 1770, 1771, 1772, 1773, 1774, 1775, 1776, 1777, 1778, 1779, 1780, 1781, 1782, 1783, 1784, 1785, 1786, 1787, 1788, 1789, 1790, 1791, 1792, 1793, 1794, 1795, 1796, 1797, 1798, 1799, 1800, 1801, 1802, 1803, 1804, 1805, 1806, 1807, 1808, 1809, 1810, 1811, 1812, 1813, 1814, 1815, 1816, 1817, 1818, 1819, 1820, 1821, 1822, 1823, 1824,

Correctly Enrolled: SB16-008 and 066; SJR16-010.

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:

HB16-1161 by Representative(s) Young, Hamner, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning the allocation of certain money that exceeds the total amount of all warrants issued by the state treasurer to reimburse local governmental entities for property tax revenues lost as a result of the application of a certain property tax exemption.

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: Heath, Kefalas, and Newell.

HB16-1241 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of higher education.

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, Heath, Holbert, Jones, Martinez Humenik, Merrifield, Tate, Todd, and Ulibarri.

HB16-1130 by Representative(s) Priola, Saine, Neville P., Wilson, Brown, Lawrence, Thurlow, Windholz; also Senator(s) Johnston--Concerning changes to annual reports prepared by the department of education.

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: Cooke, Donovan, Grantham, Heath, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Steadman, and Todd.

HB16-1042 by Representative(s) Arndt; also Senator(s) Sonnenberg--Concerning an exemption from liquor licensing laws for a brewing program offered by a state institution of higher education.

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	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	N	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, Cooke, Grantham, Heath, Hill, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Scott, Todd, and Woods.

HB16-1013 by Representative(s) Garnett; also Senator(s) Marble--Concerning authorizing school districts to purchase crime insurance coverage in lieu of surety bonds.

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, Grantham, Heath, Holbert, Jahn, Lambert, Lundberg, Merrifield, Neville T., Scott, and Woods.

HB16-1026 by Representative(s) Thurlow and Kraft-Tharp; also Senator(s) Holbert--Concerning the repeal of the department of revenue's revenue impact accounting requirements related to a group of bills enacted in 2010.

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, Grantham, Heath, Jahn, Johnston, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Newell, Scheffel, Scott, Steadman, Tate, Todd, and Woods.

HB16-1019 by Representative(s) Becker K., Buck, Hamner, Singer, Thurlow; also Senator(s) Jones and Roberts, Baumgardner, Cooke, Merrifield--Concerning increased authority to use broadcast burning as a tool to promote watershed restoration.

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, Cadman, Crowder, Donovan, Grantham, Guzman, Heath, Holbert, Johnston, Kefalas, Lundberg, Marble, Martinez Humenik, Neville T., Newell, Todd, Ulibarri, 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:

SB16-074 by Senator(s) Crowder; also Representative(s) Dore--Concerning mail ballots, and, in connection therewith, allowing electors to opt not to automatically receive mail ballots, directing the secretary of state to purchase twenty-four hour ballot drop boxes and surveillance cameras for each county in the state, and making an appropriation.

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

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Neville T., Roberts, Scheffel, Scott, Sonnenberg, and Woods.

HB16-1148 by Representative(s) Sias, Primavera; also Senator(s) Roberts and Kefalas--Concerning the oversight authority of the health insurance exchange oversight committee with regard to policies that affect consumers proposed by the health benefit exchange.

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, Cooke, Crowder, Garcia, Grantham, Guzman, Heath, Hill, Holbert, Jahn, Johnston, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, and Woods.

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".

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	N	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	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: Baumgardner, Carroll, Hill, Martinez Humenik, Roberts, Scott, and Ulibarri.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR16-010; HB16-1008, 1041, 1049, 1053, 1069, 1095, 1237, 1238, 1239, 1240, 1242, 1243, 1244, 1245, 1246, 1248, 1249, 1250, 1251, 1252, 1253, and 1254.

TRIBUTES

Honoring:
The Chronic Care Collaborative -- By Senator Linda Newell.
The Colorado Counseling Association -- By Senator Linda Newell.
National Association of Social Workers, Colorado Chapter -- By Senator Linda Newell.
Charles and Charolette Geyer -- By Senator Leroy Garcia.
Charles and Linda Rusovick -- By Senator Leroy Garcia.
Curtis and Sharon Turner -- By Senator Leroy Garcia.
Colorado's Black Cowboys, Ranchers, and Buffalo Soldiers -- By Senator Michael Johnston.
Mark Koebrich -- By Senator Chris Holbert.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, March 3, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

51st Legislative Day Thursday, March 3, 2016

Prayer By the chaplain, Dr. Gene Selander, Crystal Clear Ministries, Denver.

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

Pledge By Senator Woods.

Roll Call Present--34
Excused--1, Hill.
Present later--1, Hill.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Martinez Humenik, reading of the Journal of Wednesday, March 2, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that SB16-129 be postponed indefinitely.

Judiciary After consideration on the merits, the Committee recommends that HB16-1051 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that SB16-075 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 2, line 11, strike "JULY 1, 2016," and substitute "SEPTEMBER 1, 2016,".

Page 3, line 19, strike "C.R.S.;" and substitute "C.R.S., THE UNDERLYING FACTUAL BASIS OF WHICH INVOLVES DOMESTIC VIOLENCE AS DEFINED IN SECTION 18-6-800.3 (1), C.R.S.;".

Page 3, strike line 21 and substitute "C.R.S., THE UNDERLYING FACTUAL BASIS OF WHICH INVOLVES DOMESTIC VIOLENCE AS DEFINED IN SECTION 18-6-800.3 (1), C.R.S.;".

Page 3, strike lines 22 and 23.

Reletter succeeding paragraphs accordingly.

Page 3, line 25, strike "C.R.S.;" and substitute "C.R.S., THE UNDERLYING FACTUAL BASIS OF WHICH INVOLVES DOMESTIC VIOLENCE AS DEFINED IN SECTION 18-6-800.3 (1), C.R.S.;".

Page 4, line 2, after the semi-colon, add "OR".

	Page 4, strike lines 3 and 4.	1
	Reletter succeeding paragraph accordingly.	2
	Page 4, after line 5 insert:	3
	"SECTION 2. Effective date. This act takes effect September 1, 2016."	4
	Renumber succeeding section accordingly.	5
		6
Judiciary	After consideration on the merits, the Committee recommends that SB16-084 be postponed indefinitely.	7
Judiciary	After consideration on the merits, the Committee recommends that SB16-085 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	8
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB16-126 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.	9
	Amend printed bill, page 2, strike line 3 and substitute "(1) as follows:".	10
	Page 2, strike lines 17 through 20.	11
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1064 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	12
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB16-082 be postponed indefinitely.	13
<hr/>		14
SENATE SERVICES REPORT		15
Correctly Reengrossed: SB16-021 and 074.		16
Correctly Rerevised: HB16-1013, 1019, 1026, 1042, 1130, 1148, 1161, and 1241.		17
<hr/>		18
INTRODUCTION OF RESOLUTIONS		19
The following resolution was read by title:		20
SJR16-012	by Senator(s) Martinez Humenik and Todd; also Representative(s) Primavera and Sias-- Concerning the recognition of March 2016 as Colorectal Cancer Awareness Month.	21
	Laid over until later in the day, retaining its place on the calendar.	22
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Committee of the Whole On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Roberts 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:

HB16-1017 by Representative(s) Pabon and Lawrence; also Senator(s) Cooke--Concerning appearances before a victim impact panel.

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

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

Laid over until Monday, March 7, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Roberts, 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: HB16-1017.
Laid over until Monday, March 7: SB16-132.

CONSIDERATION OF RESOLUTIONS

SJR16-011 by Senator(s) Grantham, Cadman, Baumgardner, Cooke, Crowder, Hill, Holbert, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate, Woods; also Representative(s) Wilson, Becker J., Brown, Buck, Carver, Conti, Coram, DelGrosso, Dore, Everett, Humphrey, Joshi, Klingenschmitt, Landgraf, Lawrence, Leonard, Lundeen, Navarro, Neville P., Nordberg, Priola, Rankin, Ransom, Roupe, Saine, Sias, Thurlow, Van Winkle, Willett, Windholz, Wist--Concerning discouraging the lease of the CSP II facility in Canon City to the federal government.

Laid over until Friday, March 4, retaining its place on the calendar.

SJR16-012by Senator(s) Martinez Humenik and Todd; also Representative(s) Primavera and Sias--
Concerning the recognition of March 2016 as Colorectal Cancer Awareness Month.

On motion of Senator Martinez Humenik, the resolution was read at length and **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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan,
Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas,
Kerr, Lambert, Lundberg, Marble, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott,
Sonnenberg, Steadman, Tate, Ulibarri, and Woods.

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Senator Johnston will be added as Senate joint
prime sponsor with Senator Cooke and Representatives Pabon and Lawrence on
HB16-1017.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to
the Senate having voted in the affirmative, the rules were suspended to allow a person
other than a current Senator to address the Senate while convened in the chamber.

Senate in recess.Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

FinanceAfter consideration on the merits, the Committee recommends that **HB16-1284** 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 9, strike "ISRAEL." and substitute
"ISRAEL INCLUDING, BUT NOT LIMITED TO, THE BOYCOTT OF, DIVESTMENT
FROM, OR IMPOSITION OF SANCTIONS ON THE STATE OF ISRAEL.".

FinanceAfter consideration on the merits, the Committee recommends that **SB16-135** be **referred**
to the Committee of the Whole with favorable recommendation and with a
recommendation that it be placed on the Consent Calendar.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **HB16-1091** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **SB16-128** be **postponed indefinitely**.

Agriculture, Natural Resources, & Energy The Committee on Agriculture, Natural Resources, & Energy 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 WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2019:

Michael Jude Berry, PE, CWP, of Montrose, Colorado, to serve as a member from the Gunnison-Uncompahgre drainage basin, and with experience in water planning and development, appointed;

George Patrick Corkle of Walden, Colorado, to serve as a member from the North Platte drainage basin, appointed;

Steven Eric Vandiver of Alamosa, Colorado, to serve as a member from the Rio Grande drainage basin, appointed.

MESSAGE FROM THE HOUSE

March 3, 2016

Mr. President:

The House has adopted and returns herewith: SJR16-012.

The House has voted to concur in the Senate amendments to HB16-1042, 1019, 1148 and has repassed the bills as so amended.

On motion of Assistant Majority Leader Lundberg, the Senate adjourned until 9:00 a.m.,
Friday, March 4, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

52nd Legislative Day Friday, March 4, 2016

Prayer By the chaplain, Pastor Bill Oudemolen, Foothills Bible Church, Littleton.

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

Pledge By Senator Woods.

Roll Call Present--33
Excused--2, Scheffel, Sonnenberg.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Martinez Humenik, reading of the Journal of Thursday, March 3, 2016, was dispensed and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB16-1033** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1038** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB16-058** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Business, Labor, and Technology Committee Report, dated February 17, 2016, page 5, after line 25 insert:

"SECTION 10. Appropriation. (1) For the 2016-17 state fiscal year, \$3,800 is appropriated to the department of agriculture. This appropriation is from the inspection and consumer services cash fund created in section 35-1-106.5 (1), C.R.S. To implement this act, the department may use this appropriation for the purchase of legal services.

(2) For the 2016-17 state fiscal year, \$3,800 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of agriculture under subsection (1) of this section. To implement this act, the department of law may use this appropriation to provide legal services for the department of agriculture."

Page 5 of the committee report, line 26, strike "10." and substitute "11".

Page 5 of the committee report, after line 28 insert:

"Page 1 of the bill, line 104, strike "REGULATION." and substitute "REGULATION, AND MAKING AN APPROPRIATION."."

Renumber succeeding section accordingly.

Page 1, line 112, strike "AND".

Page 1, line 113, strike "SURCHARGE." and substitute "SURCHARGE; AND MAKING AN APPROPRIATION.".

SENATE SERVICES REPORT

Correctly Engrossed: SJR16-012.
Correctly Revised: HB16-1017.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1017 by Representative(s) Pabon and Lawrence; also Senator(s) Cooke and Johnston-- Concerning appearances before a victim impact panel.

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

YES	31	NO	2	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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	E		

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, Kefalas, Kerr, Marble, Merrifield, Newell, Todd, and Woods.

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--Consent Calendar, and Senator Holbert was called to act as Chair.

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

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

HB16-1119 by Representative(s) Thurlow, Becker K.; also Senator(s) Holbert--Concerning a modification to the number of days that an aircraft may remain in the state after it is purchased for purposes of the sales and use tax exemption on the purchase of certain aircraft.

Ordered revised 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	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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	E		

The Committee of the Whole took the following action:

Passed on second reading: HB16-1119.

INTRODUCTION OF BILLS – FIRST READING

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

SB16-136 by Senator(s) Donovan; --Concerning broadband deployment, and, in connection therewith, modifying a local government's process for an exemption from the requirement for voter approval to provide its own advanced service in an unserved area, updating the definition of "broadband", modifying the procedure for determining how funds in the high cost support mechanism are allocated, and requiring coordination between state agencies to ensure nonduplication of funding for broadband deployment in rural areas.

State, Veterans, & Military Affairs

State, Veterans, & Military Affairs

SB16-137 by Senator(s) Johnston and Sonnenberg; --Concerning a clarification of the authority of the parks and wildlife commission to enter into an agreement with a private landowner.
Agriculture, Natural Resources, & Energy

Agriculture, Natural Resources, & Energy

SB16-138 by Senator(s) Scott; --Concerning a study of the delegation of functions of certain regulations related to motor vehicles administered by the department of revenue.
Transportation

Transportation

SB16-139 by Senator(s) Roberts and Hodge; also Representative(s) Coram--Concerning a requirement that the Colorado commission on affordable health care develop a proposal under any applicable federal law to enable the state to operate a global payment system pilot program for hospitals in certain areas of the state.

SB16-140	by Senator(s) Sonnenberg; also Representative(s) Kraft-Tharp--Concerning certificates of title issued for motor vehicles purchased from motor vehicle dealers. Transportation	1
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SB16-141	by Senator(s) Jones; also Representative(s) Foote--Concerning enactment of the "Don't Swipe My Identity Act" protecting a consumer's machine-readable information on certain identification documents issued by the department of revenue. Business, Labor, & Technology	6
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SB16-142	by Senator(s) Scott; also Representative(s) Ryden--Concerning modernization of election law provisions, and, in connection therewith, correcting statutory citations, updating terms and procedures to reflect modern elections administration, conforming state law to federal law, eliminating redundancies and obsolete references and practices, and harmonizing durational residency requirements for certain local government elections. State, Veterans, & Military Affairs	11
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SB16-143	by Senator(s) Hill; also Representative(s) Pabon, Young--Concerning a reduction in annual liquor licensing fees for specified licensees. Business, Labor, & Technology	16
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SB16-144	by Senator(s) Cooke; --Concerning allowing certain military personnel who are less than twenty-one years of age to obtain a permit to carry a concealed handgun. State, Veterans, & Military Affairs	21
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SB16-145	by Senator(s) Baumgardner and Donovan, Roberts, Scott; also Representative(s) Mitsch Bush and Willett, Becker K., Brown, Coram, Hamner, Rankin, Thurlow--Concerning an alternative mechanism for creating a subdistrict of the Colorado river water conservation district. Agriculture, Natural Resources, & Energy	26
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SB16-146	by Senator(s) Steadman; also Representative(s) Esgar--Concerning modernizing statutes related to sexually transmitted infections. Judiciary	31
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SB16-147	by Senator(s) Newell and Martinez Humenik, Aguilar, Cooke, Crowder, Donovan, Garcia, Guzman, Heath, Hill, Hodge, Jahn, Johnston, Kefalas, Kerr, Merrifield, Roberts, Steadman, Todd, Ulibarri; also Representative(s) Pettersen, Esgar, Landgraf, Primavera, Tyler--Concerning establishing the Colorado zero suicide model to reduce death by suicide in the Colorado health care system. Health & Human Services	36
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SB16-148	by Senator(s) Hill, Baumgardner, Hodge, Holbert, Jahn, Lambert, Newell; also Representative(s) Moreno and Lundeen, Arndt, Lawrence, Pabon, Priola--Concerning requiring students to correctly answer a portion of the civics questions on the United States naturalization test as part of the existing state requirement for high school students to satisfactorily complete a course on civil government before graduating from high school. Education	41
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SB16-149	by Senator(s) Marble and Woods, Cooke, Holbert, Lundberg, Neville T.; also Representative(s) Humphrey, Leonard, Ransom, Van Winkle--Concerning factors a court must consider in a review of an arbitrator's award in the context of a dissolution of a marriage. State, Veterans, & Military Affairs	46
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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. Judiciary	1
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HB16-1004	by Representative(s) Winter and Arndt; also Senator(s) Kefalas--Concerning a requirement to include measurable goals that are subject to deadlines in Colorado's climate action plan. Agriculture, Natural Resources, & Energy	10
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HB16-1005	by Representative(s) Esgar and Danielson; also Senator(s) Merrifield--Concerning the use of rain barrels to collect precipitation from a residential rooftop for nonpotable outdoor uses. Agriculture, Natural Resources, & Energy	14
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HB16-1063	by Representative(s) Foote and Duran; also Senator(s) Scheffel and Cadman--Concerning an exception to the prohibition against disclosing confidential communications with a mental health professional when school safety is at risk. Health & Human Services	21
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HB16-1066	by Representative(s) Roupe, Carver, Lundeen; also Senator(s) Newell--Concerning an habitual domestic violence offender. Judiciary	27
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HB16-1094	by Representative(s) Dore, Wist, Van Winkle, Wilson, Hullinghorst, Foote, Nordberg, Rankin, Lundeen, Becker K., Court, Conti, Hamner, Kagan, Landgraf, Lawrence, Roupe, Windholz; also Senator(s) Roberts--Concerning making references to the attorney general in the Colorado Revised Statutes gender neutral. Judiciary	31
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HB16-1098	by Representative(s) Lawrence; also Senator(s) Newell--Concerning updates to provisions related to school discipline reporting. Education	39
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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. Judiciary	43
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HB16-1106	by Representative(s) Wilson; also Senator(s) Grantham and Garcia--Concerning the authority of a county to designate public roads as a section of a pioneer trail. Local Government	48
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HB16-1145	by Representative(s) Lebsock, Thurlow; also Senator(s) Tate, Holbert, Kefalas--Concerning the determination of the documentary fee imposed for recording a grant or conveyance of residential real property. Local Government	54
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HB16-1152	by Representative(s) Foote; also Senator(s) Cooke--Concerning the authority of the department of corrections to distribute medication. State, Veterans, & Military Affairs	59
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- HB16-1157** by Representative(s) Garnett and Kraft-Tharp; also Senator(s) Tate--Concerning the establishment of a future sunset review of the functions delegated to the director of the division of professions and occupations under the "Michael Skolnik Medical Transparency Act of 2010" to implement the recommendation of the department of regulatory agencies as contained in its 2015 sunset report pertaining to the division of professions and occupations.
Business, Labor, & Technology
- HB16-1158** by Representative(s) Lee; also Senator(s) Holbert--Concerning continuation under the sunset law of the identity theft and financial fraud board.
Finance
- HB16-1159** by Representative(s) Lee, Court, Foote, Kagan; also Senator(s) Holbert--Concerning continuation under the sunset law of the Colorado fraud investigators unit.
Finance
- HB16-1163** by Representative(s) Rankin, Hamner, Young; also Senator(s) Grantham, Lambert, Steadman--Concerning appropriations from the noxious weed management fund.
Appropriations
- HB16-1168** by Representative(s) Ginal and Danielson, Landgraf, Pettersen, Primavera, Singer, Tyler; also Senator(s) Scott--Concerning the continuation of the rural alcohol and substance abuse prevention and treatment program.
Health & Human Services
- HB16-1170** by Representative(s) Vigil and Coram, Brown; also Senator(s) Sonnenberg and Garcia--Concerning the continuation of the division of racing events in the department of revenue, and, in connection therewith, implementing recommendation 1 of the 2015 sunset report of the department of regulatory agencies.
Agriculture, Natural Resources, & Energy
- HB16-1176** by Representative(s) Lebsock, Duran, DelGrosso, Joshi, Landgraf, McCann, Rosenthal, Ryden; also Senator(s) Tate, Woods, Martinez Humenik, Todd--Concerning the authority of a licensed wholesaler to establish an employee purchase program under which its employees may purchase directly from the wholesaler alcohol beverage products sold by that wholesaler.
Business, Labor, & Technology
- 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.
Business, Labor, & Technology
- HB16-1189** by Representative(s) Wist; also Senator(s) Roberts--Concerning the regulation of bingo-raffle licensees.
Business, Labor, & Technology
- HB16-1192** by Representative(s) Kagan, Dore, Foote, McCann, Willett; also Senator(s) Steadman, Johnston, Roberts, Scheffel, Scott--Concerning a nonsubstantive recodification of the sunset review provisions.
Judiciary
- HB16-1193** by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning granting electronic access to court information to attorneys under contract with the office of the respondent parents' counsel.
Appropriations

- 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.
Transportation

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- HB16-1232

by Representative(s) Kraft-Tharp, Wist; also Senator(s) Baumgardner--Concerning continuation of the authority of the executive director of the department of revenue to issue written responses upon the request of a taxpayer.
Finance

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- HB16-1236

by Representative(s) Primavera, Brown, Esgar, Ginal, Joshi, Landgraf, Lontine, McCann, Ryden; also Senator(s) Crowder--Concerning continuation of the infection control advisory committee.
Health & Human Services

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- HB16-1260

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

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INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title.

- SJR16-013

by Senator(s) Newell; --Concerning recognition of October as "Conflict Resolution Month" in Colorado.

Laid over until Tuesday, March 8, retaining its place on the calendar.

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- SJR16-014

by Senator(s) Neville T.; also Representative(s) Everett and Leonard--Concerning the designation of United States Highway 285 from Mile Marker 238 to Mile Marker 245 as the "Sergeant Sean P. Renfro Memorial Highway".

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

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CONSIDERATION OF RESOLUTIONS

- SJR16-011

by Senator(s) Grantham, Cadman, Baumgardner, Cooke, Crowder, Hill, Holbert, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate, Woods; also Representative(s) Wilson, Becker J., Brown, Buck, Carver, Conti, Coram, DelGrosso, Dore, Everett, Humphrey, Joshi, Klingenschmitt, Landgraf, Lawrence, Leonard, Lundeen, Navarro, Neville P., Nordberg, Priola, Rankin, Ransom, Roupe, Saine, Sias, Thurlow, Van Winkle, Willett, Windholz, Wist--Concerning discouraging the lease of the CSP II facility in Canon City to the federal government.

Laid over until Monday, March 7, retaining its place on the calendar.

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CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

On motion of Assistant Majority Leader Lundberg, the following Governor's appointment was confirmed by the following roll call vote:

MEMBER OF THE
ADVISORY COMMITTEE TO THE PROPERTY
TAX ADMINISTRATOR

for a term expiring September 1, 2019:

Tim Canterbury of Howard, Colorado, to serve as a non-assessor from a county with a population less than seventy-five thousand and as a Republican, reappointed.

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

On motion of Assistant Majority Leader Lundberg, the Senate adjourned until 10:00 a.m., Monday, March 7, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

55th Legislative Day Monday, March 7, 2016

- Prayer By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.
- Call to Order By the President at 10:00 a.m.
- Pledge By Senator Garcia.
- Roll Call Present--31
Absent--1, Martinez Humenik.
Excused--3, Johnston, Neville, Sonnenberg.
Present later--1, Martinez Humenik.
- Quorum The President announced a quorum present.
- Reading of Journal On motion of Senator Tate, reading of the Journal of Friday, March 4, 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
SOLID AND HAZARDOUS WASTE COMMISSION

- for terms expiring August 1, 2018:
- Michael K. Dempsey of Aurora, Colorado, to serve as a representative from the regulated community and as a Republican, reappointed;
- Charlotte Sophia Pitt of Denver, Colorado, to serve as a representative of the government or academic community and as a Democrat, reappointed;
- Joseph Charles Prinster, Jr., of Boulder, Colorado, to serve as a member of the public and as a Republican, reappointed.

- Local Government After consideration on the merits, the Committee recommends that **HB16-1046** 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 reengrossed bill, page 5, line 19, after the period insert "A PRIVATE ENTITY MAY ASSIST A FIRE DEPARTMENT OR DESIGNATED EMERGENCY RESPONSE AUTHORITY IN PURSUING SUCH A CLAIM UNDER SUBSECTION (3) OF THIS SECTION; HOWEVER, THE FIRE DEPARTMENT OR DESIGNATED EMERGENCY RESPONSE AUTHORITY MUST APPROVE THE CLAIM."

Legislative Council	After consideration on the merits, the Committee recommends that HB16-1139 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15
	Strike the State, Veterans, & Military Affairs Committee Report, dated February 23, 2016, and substitute:	16 17 18 19
	"Amend reengrossed bill, page 2, after line 26 insert: "(IV) NOTHING IN THIS PARAGRAPH (h) REQUIRES THE EXECUTIVE COMMITTEE OF THE LEGISLATIVE COUNCIL TO ALLOW MEMBERS TO PARTICIPATE ELECTRONICALLY IN COMMITTEE MEETINGS OCCURRING DURING THE LEGISLATIVE INTERIM."."	20 21 22 23 24 25
Education	After consideration on the merits, the Committee recommends that HB16-1144 be referred to the Committee of the Whole with favorable recommendation.	26 27 28 29
Education	After consideration on the merits, the Committee recommends that HB16-1082 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66
Education	After consideration on the merits, the Committee recommends that SB16-104 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	
	Amend printed bill, page 3, line 27, after ""RURAL" insert "SCHOOL OR", and after "A" insert "SCHOOL OR".	
	Page 4, line 1, after the period add ""RURAL SCHOOL OR SCHOOL DISTRICT" INCLUDES A CHARTER SCHOOL OR INSTITUTE CHARTER SCHOOL THAT FALLS WITHIN THE GEOGRAPHIC RANGE OF A RURAL SCHOOL DISTRICT, AS DETERMINED BY THE DEPARTMENT OF EDUCATION.".	
	Page 4, line 2, strike " centers " and substitute " coordinator ".	
	Page 4, line 4, strike "FOUR" and substitute "ONE".	
	Page 4, line 5, strike "CENTERS TO REPRESENT FOUR RURAL REGIONS" and substitute "COORDINATOR TO REPRESENT A RURAL REGION".	
	Page 4, line 6, strike "CENTERS" and substitute "COORDINATOR".	
	Page 4, strike line 7 and substitute "HIGHER EDUCATION.".	
	Page 4, line 8, strike "CENTERS" and substitute "COORDINATOR".	
	Page 4, line 12, after "RURAL" insert "SCHOOLS AND SCHOOL".	
	Page 4, line 13, after "RURAL" insert "SCHOOLS AND SCHOOL".	
	Page 4, lines 20 and 21, strike "ONE OR MORE RURAL EDUCATION CENTERS." and substitute "A RURAL EDUCATION COORDINATOR.".	
	Page 4, line 25, strike "ONE OR MORE INSTITUTIONS" and substitute "AN INSTITUTION".	
	Page 4, line 26, strike "CENTER" and substitute "COORDINATOR".	
	Page 5, line 1, strike "CENTER" and substitute "COORDINATOR".	
	Page 5, line 4, strike "A" and substitute "THE".	
	Page 5, line 5, after the first "THE" insert "WORK OF THE" and strike "CENTER," and substitute "COORDINATOR,".	

Page 5, line 10, strike "ANY" and substitute "THE".

Page 5, line 11, strike "CENTER" and substitute "COORDINATOR".

Page 5, line 14, strike "FINANCIAL STIPENDS" and substitute "UP TO FORTY FINANCIAL STIPENDS ANNUALLY, NOT TO EXCEED TWO THOUSAND EIGHT HUNDRED DOLLARS PER STUDENT," and after "TUITION" insert "COSTS".

Page 5, line 16, strike "IDENTIFIED RURAL SCHOOL DISTRICTS." and substitute "A RURAL SCHOOL OR RURAL SCHOOL DISTRICT OF THE STUDENT TEACHER'S CHOICE.".

Page 5, line 22, after "RURAL" insert "SCHOOLS AND".

Page 5, line 23, strike "DISTRICTS OR BOARDS" and substitute "DISTRICTS, CHARTER SCHOOLS, OR THE CHARTER SCHOOL INSTITUTE, ANY OF WHICH MAY CONTRACT WITH A BOARD".

Page 6, strike lines 3 through 11 and substitute "**concurrent enrollment stipends - continuing education stipends.** THE DEPARTMENT OF HIGHER EDUCATION SHALL ANNUALLY PROVIDE UP TO TWENTY FINANCIAL STIPENDS, NOT TO EXCEED SIX THOUSAND DOLLARS EACH, TO ANY TEACHER IN A RURAL SCHOOL OR SCHOOL DISTRICT WHO IS SEEKING CERTIFICATION AS A NATIONAL BOARD CERTIFIED TEACHER, SEEKING CERTIFICATION AS A CONCURRENT ENROLLMENT TEACHER, OR IS A TEACHER FURTHERING HIS OR HER PROFESSIONAL DEVELOPMENT PLAN THROUGH CONTINUING EDUCATION. THE STIPENDS MAY BE USED TO OFFSET APPLICATION FEES, EVALUATION COSTS, TUITION COSTS, AND ANY COSTS ASSOCIATED WITH CONTINUING EDUCATION THAT ARE IN SUPPORT OF A TEACHER'S PROFESSIONAL DEVELOPMENT PLAN. A TEACHER WHO RECEIVES A STIPEND PURSUANT TO THIS SECTION MUST COMMIT TO TEACH FOR A TOTAL OF THREE YEARS IN HIS OR HER RURAL SCHOOL OR SCHOOL DISTRICT.".

Education After consideration on the merits, the Committee recommends that **HB16-1083** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

SENATE SERVICES REPORT

Correctly Printed: SB16-136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, and 150; SJR16-013 and 014.
Correctly Revised: HB16-1119.
Correctly Rerevised: HB16-1017.
Correctly Enrolled: SJR16-012.

MESSAGE FROM THE HOUSE

March 4, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1190.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1185, amended as printed in House Journal, February 29.
HB16-1149, amended as printed in House Journal, February 29.
HB16-1136, amended as printed in House Journal, March 3.
HB16-1165, amended as printed in House Journal, March 3.
HB16-1093 amended as printed in House Journal, March 3.

The House has passed on Third Reading and returns herewith SB16-107.

The House has voted to concur in the Senate amendments to HB16-1125, 1130 and has repassed the bills as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

March 4, 2016

We herewith transmit:

Without comment, HB16-1190.

Without comment, as amended, HB16-1093, 1136, 1149, 1165, and 1185.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SR16-002 by Senator(s) Woods; --Concerning restoring the presumption of service connection for Agent Orange exposure for United States Vietnam veterans through the "Blue Water Navy Vietnam Veterans Act of 2015".

On motion of Senator Woods, the resolution was read at length and adopted by the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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	E	Neville T.	E	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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Roberts, Scheffel, Scott, Steadman, Tate, Todd, and Ulibarri.

Senate in recess. Senate reconvened.

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.

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

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

HB16-1119 by Representative(s) Thurlow, Becker K.; also Senator(s) Holbert--Concerning a modification to the number of days that an aircraft may remain in the state after it is purchased for purposes of the sales and use tax exemption on the purchase of certain aircraft.

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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	E	Neville T.	E	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, Cadman, Cooke, Crowder, Grantham, Heath, Hodge, Jahn, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Scheffel, Scott, Tate, Todd, and Woods.

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

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

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

HB16-1051 by Representative(s) Van Winkle; also Senator(s) Holbert--Concerning the issuance of beneficiary designation forms to facilitate the transfer of ownership of a vehicle upon the death of an owner.

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

SB16-085 by Senator(s) Steadman; --Concerning the "Colorado Uniform Trust Decanting Act".

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

- SB16-126

by Senator(s) Roberts; also Representative(s) Garnett and Nordberg--Concerning parity of state-chartered banks with federally chartered banks regarding frequency of meetings.

Amendment No. 1, Business, Labor & Technology Committee Amendment.

(Printed in Senate Journal, March 3, page(s) 334, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- HB16-1064

by Representative(s) Brown; also Senator(s) Roberts--Concerning local licensing of medical marijuana testing facilities.
- Ordered revised and placed on the calendar for third reading and final passage.
- SB16-135

by Senator(s) Aguilar; also Representative(s) Ginal--Concerning a pharmacist's provision of health care services that have been delegated by another health care provider.
- Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, February 26, page(s) 296, and placed in members' bill files.)
- As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- HB16-1091

by Representative(s) Thurlow and Mitsch Bush, Arndt, Coram, Melton, Nordberg, Sias, Tyler, Wist; also Senator(s) Sonnenberg, Hodge--Concerning a change to the biennial filing date for rate-regulated electric utilities to submit their plans for transmission facilities to the public utilities commission, and, in connection therewith, deleting the requirement that the commission issue a final order within one hundred eighty days after an application for the construction or expansion of transmission facilities is filed.
- Ordered revised 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 Martinez Humenik, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	32	NO	0	EXCUSED	3	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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	E	Neville T.	E	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: SB16-085, SB16-126 as amended, SB16-135 as amended, HB16-1051, HB16-1064, HB16-1091.

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 (SB16-116, SB16-123, SB16-132, HB16-1284) of Monday, March 7 was laid over until Tuesday, March 8, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the Consideration of Resolutions Calendar (SJR16-011, SJR16-014) of Monday, March 7, was laid over until Tuesday, March 8, retaining its place on the calendar.

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

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

MEMBERS OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2019:

- Michael Jude Berry, PE, CWP, of Montrose, Colorado, to serve as a member from the Gunnison-Uncompahgre drainage basin, and with experience in water planning and development, appointed;
- George Patrick Corkle of Walden, Colorado, to serve as a member from the North Platte drainage basin, appointed;
- Steven Eric Vandiver of Alamosa, Colorado, to serve as a member from the Rio Grande drainage basin, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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	E	Neville T.	E	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR16-012.

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Representative Vigil replaced Representative Humphrey as the House prime sponsor on SB16-062 with Senator Marble and Representative Becker J.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, March 7, 2016, at 09:00 a.m.:
SB16-004, 009, 015, and 020.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday,
March 8, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

56th Legislative Day Tuesday, March 8, 2016

- Prayer By the chaplain, Pastor Bob Tolsen, Immanuel Evangelical Church, Fort Morgan.
- Call to Order By the President at 9:00 a.m.
- Color Guard Jack Vasquez, Eagle Scout, Order of the Arrow from the Denver Area Council of the Boy Scouts of America, Leading the Guard.
- Pledge Jack Vasquez, accompanied by Victor Boyer and Rudy Reynolds, Boy Scouts of America.
- Roll Call Present--33
Excused--2, Neville and Sonennberg.
- Quorum The President announced a quorum present.
- Reading of Journal On motion of Senator Tate, reading of the Journal of Monday, March 7, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

- Judiciary The Committee on Judiciary has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
STATE BOARD OF PAROLE

effective November 23, 2015 for a term expiring July 1, 2016:

Alexandra Jennifer Walker of Sedalia, Colorado, to serve as a citizen representative, and occasioned by the resignation of Brandon Cary Shaffer of Longmont, Colorado, appointed.

for a term expiring July 1, 2018:

John M. O'Dell of Loveland, Colorado, to serve as a law enforcement representative, reappointed.

- Judiciary The Committee on Judiciary 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 COMMISSION ON JUDICIAL DISCIPLINE

effective July 1, 2015, for terms expiring June 30, 2019:

Yolanda Lyons Pfund of Monument, Colorado, to serve as a non-attorney, reappointed;

Elizabeth Krupa of Evergreen, Colorado, to serve as an attorney, appointed.

Judiciary	After consideration on the merits, the Committee recommends that HB16-1085 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1011 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	5 6 7 8
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1151 be referred to the Committee of the Whole with favorable recommendation.	9 10 11

SENATE SERVICES REPORT

Correctly Engrossed: SB16-085, 126, and 135; SR16-002.
Correctly Revised: HB16-1051, 1064, and 1091.
Correctly Rerevised: HB16-1119.

INTRODUCTION OF BILLS -- FIRST READING

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

SB16-151	by Senator(s) Sonnenberg; --Concerning the right of Coloradans to hunt wildlife, and, in connection therewith, establishing hunting as the primary means of managing wildlife. Agriculture, Natural Resources, & Energy	28 29 30 31
SB16-152	by Senator(s) Aguilar; also Representative(s) Lontine--Concerning notifications of health care billing charges for covered persons. State, Veterans, & Military Affairs	32 33 34 35

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-013	by Senator(s) Newell; also Representative(s) Lee--Concerning recognition of October as "Conflict Resolution Month" in Colorado.	47 48 49
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On motion of Senator Newell, the resolution was read at length and **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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.	E	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: Aguilar, Carroll, Cooke, Crowder, Donovan, Garcia, Guzman, Heath, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Martinez Humenik, Merrifield, Roberts, Scheffel, Scott, Steadman, Tate, Todd, Ulibarri and Woods.

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:

HB16-1051 by Representative(s) Van Winkle; also Senator(s) Holbert--Concerning the issuance of beneficiary designation forms to facilitate the transfer of ownership of a vehicle upon the death of an owner.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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.	E	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, Grantham, Heath, Hodge, Jahn, Jones, Lundberg, Marble, Martinez Humenik, Merrifield, Roberts, Scheffel, Scott, Steadman, Tate, Todd, and Woods.

SB16-085 by Senator(s) Steadman; also Representative(s) Willett--Concerning the "Colorado Uniform Trust Decanting Act".

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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.	E	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: Cadman, Crowder, Heath, Kerr, Lambert, Martinez Humenik, and Roberts.

SB16-126 by Senator(s) Roberts; also Representative(s) Garnett and Nordberg--Concerning parity of state-chartered banks with federally chartered banks regarding frequency of meetings.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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.	E	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, Heath, Holbert, Lundberg, Scheffel, Tate, and Woods.

HB16-1064 by Representative(s) Brown; also Senator(s) Roberts--Concerning local licensing of medical marijuana testing facilities.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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.	E	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: Heath, Holbert, Jahn, Johnston, Kerr, Scott, and Steadman.

SB16-135 by Senator(s) Aguilar; also Representative(s) Ginal--Concerning a pharmacist's provision of health care services that have been delegated by another health care provider.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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.	E	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, Crowder, Heath, Jahn, Johnston, Kefalas, Merrifield, Newell, Roberts, Steadman, and Todd.

HB16-1091 by Representative(s) Thurlow and Mitsch Bush, Arndt, Coram, Melton, Nordberg, Sias, Tyler, Wist; also Senator(s) Sonnenberg, Hodge--Concerning a change to the biennial filing date for rate-regulated electric utilities to submit their plans for transmission facilities to the public utilities commission, and, in connection therewith, deleting the requirement that the commission issue a final order within one hundred eighty days after an application for the construction or expansion of transmission facilities is filed.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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.	E	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: Cooke, Jones, and Scott.

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

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

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

HB16-1033 by Representative(s) McCann and Nordberg; also Senator(s) Kefalas and Newell--Concerning the Colorado human trafficking council.

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

HB16-1038 by Representative(s) Melton and Salazar, Lontine, Ginal; also Senator(s) Jones--Concerning optional affiliation with the fire and police pension association by a county sheriff department that does not participate in social security.

Ordered revised 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 Scott, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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.	E	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: HB16-1033 and HB16-1038.

Committee of the Whole
On motion of Senator Scott, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Scott 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:

SB16-123
by Senator(s) Lundberg, Marble, Baumgardner, Scheffel, Holbert, Newell, Hill, Woods, Cooke, Crowder, Grantham, Lambert; also Representative(s) Singer, Saine, Ransom, Lebsock, Wilson, Melton, Winter, Lontine, Sias--Concerning free access for high occupancy vehicles to high occupancy vehicle and high occupancy toll lanes on state highways, and, in connection therewith, prohibiting the department of transportation and the high-performance transportation enterprise from requiring a vehicle owner to use a switchable transponder or other device in order to travel in a high occupancy vehicle on such a lane without paying a toll.

As amended, laid over until Friday, March 11, retaining its place on the calendar.

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

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 1, page(s) 315 and placed in members' bill files.)

Amendment No. 2 (L.003), by Senator Cooke.

Amend printed bill, page 2, line 23, after "CONTAINING" insert "PERSONAL IDENTIFYING INFORMATION RELATING TO".

Page 3, strike lines 1 through 4 and substitute "PERSONS' BREATH ALCOHOL CONTENT, AND ALL PERSONAL IDENTIFYING INFORMATION THEREOF, ARE NOT PUBLIC INFORMATION. THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL DISCLOSE SUCH INFORMATION ONLY TO:".

Page 3, line 6, strike the second "OR".

Page 3, strike line 9 and substitute:

"LEGAL REPRESENTATIVE; OR
(C) ANY PROSECUTING ATTORNEY, LAW ENFORCEMENT OFFICER, STATE AGENCY, OR STATE AND LOCAL PUBLIC OFFICIAL LEGALLY AUTHORIZED TO UTILIZE SUCH INFORMATION TO CARRY OUT HIS OR HER DUTIES.
(IV) THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT MAY RELEASE NON-PERSONAL IDENTIFYING INFORMATION FROM THE DATABASE IN ACCORDANCE WITH SECTIONS 24-72-101 TO 24-72-402, C.R.S."

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

HB16-1284 by Representative(s) Nordberg and Moreno, Sias, Court, DelGrosso, Duran, Everett, Garnett, Kagan, Klingenschmitt, Kraft-Tharp, Lawrence, Lundeen, Pabon, Pettersen, Williams; also Senator(s) Hill and Garcia, Cadman, Scheffel, Crowder, Grantham, Holbert, Johnston, Sonnenberg, Neville T.--Concerning divestment by the public employees' retirement association from companies that have economic prohibitions against the state of Israel.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, March 3, page(s) 336 and placed in members' bill files.)

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

SB16-058 by Senator(s) Hill; also Representative(s) Becker K.--Concerning the regulation of certain foods, and, in connection therewith, exempting certain food producers from licensure, inspection, and other regulation.

Amendment No. 1, Business, Labor & Technology Committee Amendment.

(Printed in Senate Journal, February 19, page(s) 229-232 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, March 4, page(s) 339 and placed in members' bill files.)

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

SB16-062 by Senator(s) Marble, Grantham, Neville T., Lambert, Woods, Holbert, Lundberg, Scheffel, Cooke, Crowder, Hill, Martinez Humenik, Sonnenberg, Tate; also Representative(s) Becker J. and Vigil, Saine, Brown, Everett, Willett, Ransom, Wist, Sias, Nordberg, Joshi, Lundeen, Klingenschmitt, Buck, Navarro, Neville P., Humphrey--Concerning modifications to the regulation of veterinary pharmaceuticals.

Laid over until Wednesday, March 9, retaining its place on the calendar.

SB16-102 by Senator(s) Kerr, Aguilar, Guzman, Heath, Lundberg, Marble, Merrifield; --Concerning the elimination of mandatory sentences to incarceration for certain crimes.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, March 4, page(s) 340 and placed in members' bill files.)

Amendment No. 2(L.002), by Senator Kerr.

Amend printed bill, page 2, line 21, strike "**repeal**" and substitute "**amend**".

Page 3, line 4, strike "**bail**:" and substitute "**bail** THE COURT SHALL SENTENCE ANY PERSON WHO IS CONVICTED OF A MISDEMEANOR OFFENSE IN VIOLATION OF SECTION 18-6-803.5, OR A FELONY OFFENSE IN VIOLATION OF SECTION 18-8-704, 18-8-705, 18-8-706, 18-8-707, INVOLVING A VICTIM OR WITNESS IN THE UNDERLYING OFFENSE WHILE ON BOND IN THE UNDERLYING CASE TO IMPRISONMENT OF NOT LESS THAN ONE YEAR FOR VIOLATION OF SUBSECTION (1) OF THIS SECTION AND NOT LESS THAN SIX MONTHS FOR VIOLATION OF SUBSECTION (2) OF THIS SECTION, UNLESS THE COURT MAKES FINDINGS THAT UNUSUAL OR EXTENUATING CIRCUMSTANCES EXIST AND FINDS THAT A SENTENCE TO INCARCERATION WOULD NOT BE IN THE INTEREST OF JUSTICE AND WOULD BE INCONSISTENT WITH THE PURPOSES OF SENTENCING AS DESCRIBED IN SECTION 18-1-102.5. THE COURT SHALL ORDER THE SENTENCE TO BE SERVED CONSECUTIVELY WITH ANY SENTENCE FOR THE OFFENSE ON WHICH THE PERSON IS ON BAIL IF THE UNDERLYING SENTENCE IS A SENTENCE TO INCARCERATION."

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

SB16-115 by Senator(s) Martinez Humenik; --Concerning an electronic filing system for documents recorded with a county clerk and recorder, and, in connection therewith, creating the electronic recording technology board, which is an enterprise; authorizing the board to set an additional filing surcharge for a five-year period; requiring counties to transmit the proceeds of the board's surcharge to the state for deposit in a cash fund administered by the board; requiring the board to make grants from the fund to counties to create, maintain, improve, or replace electronic filing systems; establishing reporting requirements for the board; and increasing a local filing surcharge.

Laid over until Wednesday, March 9, retaining its place on the calendar.

SB16-116 by Senator(s) Johnston; --Concerning the creation of a deceptive trade practice under the "Colorado Consumer Protection Act" for a private custodian of criminal justice records to fail to remove a sealed criminal justice record from the custodian's database after receiving notice of a court order sealing that criminal justice record.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 25, page(s) 282 and placed in members' bill files.)

As amended, laid over until Wednesday, March 9, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
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.	E	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: SB16-132 as amended, SB16-058 as amended, SB16-102 as amended, HB16-1284 as amended.

Laid over until Wednesday, March 9: SB16-062, SB16-115, SB16-116 as amended.

Laid over until Friday, March 11: SB16-123 as amended.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (SJR16-011 and SJR16-014) of Tuesday, March 8, was laid over until Wednesday, March 9, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

March 8, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1035, 1183, 1060, 1184,1269, 1215.

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB16-1255, amended as printed in House Journal, March 3.
HB16-1272, amended as printed in House Journal, March 7.
HB16-1070, amended as printed in House Journal, March 7.
HB16-1103, amended as printed in House Journal, March 7.
HB16-1141, amended as printed in House Journal, March 7.
HB16-1229, amended as printed in House Journal, March 7.
HB16-1270, amended as printed in House Journal, March 7.

The House has passed on Third Reading and returns herewith SB16-063, 055,
089, 090, 091, 092, 093, 095.

The House has adopted and returns herewith SJR16-013.

MESSAGE FROM THE REVISOR OF STATUTES

March 8, 2016

We herewith transmit:

Without comment, HB16-1035, 1060, 1183, 1184, 1215, and 1269.
Without comment, as amended, HB16-1070, 1103, 1141, 1229, 1255, 1270, and 1272.

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

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

57th Legislative Day

Wednesday, March 9, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

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

Pledge By Senator Garcia.

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

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Tate, reading of the Journal of Tuesday, March 8, 2016, was dispensed with and the was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Local Government	After consideration on the merits, the Committee recommends that HB16-1030 be referred to the Committee on <u>Finance</u> with favorable recommendation.
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Transportation After consideration on the merits, the Committee recommends that **HB16-1061** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Transportation After consideration on the merits, the Committee recommends that **HB16-1122** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Transportation After consideration on the merits, the Committee recommends that **HB16-1067** be postponed indefinitely.

Trans- The Committee on Transportation has had under consideration and has had a hearing on
 portation the following appointment and recommends that the appointment be placed on the
 consent calendar and confirmed:

MEMBER OF THE
COLORADO AERONAUTICAL BOARD

for a term expiring December 19, 2018:

John William Reams of Naturita, Colorado, to serve as a member from the western slope and who represents local governments which operate airports, reappointed.

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 a moment of Personal Privilege for Senator Cooke.

SENATE SERVICES REPORT

Correctly Printed: SB16-151, and 152.
Correctly Engrossed: SB16-058, 102, and 132; SJR16-013.
Correctly Reengrossed: SB16-085, 126, and 135.
Correctly Revised: HB16-1033, 1038, and 1284.
Correctly Rerevised: HB16-1051, 1064, and 1091.
Correctly Enrolled: SB16-055, 063, 089, 090, 091, 092, 093, 095, and 107.

MESSAGE FROM THE HOUSE

March 8, 2016

Mr. President:

The House has postponed indefinitely SB16-017. The bill is returned herewith.

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:

HB16-1033 by Representative(s) McCann and Nordberg; also Senator(s) Kefalas and Newell-- Concerning the Colorado human trafficking council.

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, Guzman, Heath, Jones, Kerr, Merrifield, and Todd.

HB16-1038 by Representative(s) Melton and Salazar, Lontine, Ginal; also Senator(s) Jones--
Concerning optional affiliation with the fire and police pension association by a county
sheriff department that does not participate in social security.

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, Baumgardner, Crowder, Donovan, Garcia, Guzman, Heath,
Johnston, Kefalas, Kerr, Merrifield, Newell, Scott, and Todd.

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:

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

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, Baumgardner, Cadman, Crowder, Garcia, Grantham, Heath,
Hill, Hodge, Jahn, Kefalas, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield,
Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Tate, Todd, and Woods.

SB16-058 by Senator(s) Hill; also Representative(s) Becker K.--Concerning the regulation of certain
foods, and, in connection therewith, exempting certain food producers from licensure,
inspection, and other regulation, and making an appropriation.

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

YES	24	NO	10	EXCUSED	1	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	N	Merrifield	N	Todd	N
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	E
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Cooke, Crowder, Grantham, Holbert, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate, and Woods.

SB16-102 by Senator(s) Kerr, Aguilar, Guzman, Heath, Lundberg, Marble, Merrifield; also Representative(s) Moreno--Concerning the elimination of mandatory sentences to incarceration for certain crimes, and, in connection therewith, making and reducing an appropriation.

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

Third Reading Amendment No. 1(L.003) , by Senator Kerr.

Amend engrossed bill, page 3, line 8, after "18-8-706," insert "or".

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

YES	27	NO	7	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	N	Holbert	Y	Martinez Humenik	Y	Tate	N
Crowder	N	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	N	President	N
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Hill, Jones, Kefalas, Newell, Steadman, and Todd.

HB16-1284 by Representative(s) Nordberg and Moreno, Sias, Court, DelGrosso, Duran, Everett, Garnett, Kagan, Klingenschmitt, Kraft-Tharp, Lawrence, Lundeen, Pabon, Pettersen, Williams; also Senator(s) Hill and Garcia, Cadman, Scheffel, Crowder, Grantham, Holbert, Johnston, Sonnenberg, Neville T.--Concerning divestment by the public employees' retirement association from companies that have economic prohibitions against the state of Israel.

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

YES	25	NO	9	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	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	N	Merrifield	N	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	E
Garcia	Y	Jones	N	Newell	N	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**.

Co-sponsor(s) added: Baumgardner, Cooke, Lambert, Lundberg, Marble, Martinez Humenik, Roberts, Scott, Tate and Woods.

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--Consent Calendar, and Senator Holbert was called to act as Chair.

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

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

HB16-1046 by Representative(s) Kraft-Tharp; also Senator(s) Baumgardner--Concerning the response to hazardous substance incidents under designated emergency response authority responsibility.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, March 7, page(s) 349 and placed in members' bill files.)

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

HB16-1082 by Representative(s) Garnett and Willett; also Senator(s) Todd--Concerning area vocational schools, and, in connection therewith, changing the name of area vocational schools to area technical colleges and adding representation for area technical colleges to certain boards.

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

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

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: HB16-1046 as amended, HB16-1082, HB16-1083.

Committee On motion of Senator Holbert, the Senate resolved itself into the Committee of the
of the Whole 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:

SB16-062 by Senator(s) Marble, Grantham, Neville T., Lambert, Woods, Holbert, Lundberg, Scheffel, Cooke, Crowder, Hill, Martinez Humenik, Sonnenberg, Tate; also Representative(s) Becker J. and Vigil, Saine, Brown, Everett, Willett, Ransom, Wist, Sias, Nordberg, Joshi, Lundeen, Klingenschmitt, Buck, Navarro, Neville P., Humphrey--Concerning modifications to the regulation of veterinary pharmaceuticals.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 26, page(s) 291-292 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 4, page(s) 340 and placed in members' bill files.)

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

SB16-115	by Senator(s) Martinez Humenik; also Representative(s) Moreno and Conti--Concerning an electronic filing system for documents recorded with a county clerk and recorder, and, in connection therewith, creating the electronic recording technology board, which is an enterprise; authorizing the board to set an additional filing surcharge for a five-year period; requiring counties to transmit the proceeds of the board's surcharge to the state for deposit in a cash fund administered by the board; requiring the board to make grants from the fund to counties to create, maintain, improve, or replace electronic filing systems; establishing reporting requirements for the board; and increasing a local filing surcharge.	1 2 3 4 5 6 7 8 9
	<u>Amendment No. 1, Local Government Committee Amendment.</u> (Printed in Senate Journal, February 17, page(s) 203 and placed in members' bill files.)	10 11 12
	<u>Amendment No. 2, Appropriations Committee Amendment.</u> (Printed in Senate Journal, March 4, page(s) 340-341 and placed in members' bill files.)	13 14 15
	<u>Amendment No. 3(L.008), by Senators Martinez Humenik and Donovan.</u>	16
	Amend printed bill, page 8, line 18, after "PRIORITY" insert "TO RURAL COUNTIES AND".	17 18 19
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	20 21 22 23
SB16-116	by Senator(s) Johnston; --Concerning the creation of a deceptive trade practice under the "Colorado Consumer Protection Act" for a private custodian of criminal justice records to fail to remove a sealed criminal justice record from the custodian's database after receiving notice of a court order sealing that criminal justice record. (Amended in general orders as printed in Senate journal, March 8, page(s) 364.)	24 25 26 27 28 29
	<u>Amendment No. 1(L.003), by Senator Johnston.</u>	30
	Amend the Judiciary Committee Report, dated February 24, 2016, page 1, strike lines 4 through 22.	31 32 33 34
	Page 2, strike lines 1 through 6 and substitute:	35
	"SECTION 1. In Colorado Revised Statutes, add 24-72-702.5 as follows:	36 37
	24-72-702.5. Sealing criminal justice records other than convictions - simplified process - defendant option - fees - referral - support or legal assistance services in judicial district. (1) IN ADDITION TO THE PROCEDURES IN SECTION 24-72-702, ANY TIME A CASE AGAINST A PERSON IN INTEREST IS COMPLETELY DISMISSED, WHERE THE PERSON IN INTEREST IS ACQUITTED, THE PERSON IN INTEREST COMPLETES A DIVERSION AGREEMENT UNDER SECTION 18-1.3-101, C.R.S., OR THE PERSON IN INTEREST COMPLETES A DEFERRED JUDGMENT AND SENTENCE UNDER SECTION 18-1.3-102, C.R.S., THE COURT SHALL GIVE THE DEFENDANT ELIGIBLE TO HAVE HIS OR HER CRIMINAL JUSTICE RECORDS SEALED THE OPTION OF IMMEDIATELY MOVING TO HAVE HIS OR HER CRIMINAL JUSTICE RECORDS SEALED. THIS MOTION MAY BE INFORMAL AND MAY BE MADE IN OPEN COURT AT THE TIME OF THE DISMISSAL OF THE CASE OR THE ACQUITTAL OF THE DEFENDANT. THE MOTION MAY ALSO BE MADE BY THE DEFENDANT AT A TIME SUBSEQUENT TO THE DISMISSAL OR ACQUITTAL THROUGH THE FILING OF A WRITTEN MOTION. IF THE DEFENDANT MOVES UNDER THIS SUBSECTION (1) TO SEAL HIS OR HER CRIMINAL JUSTICE RECORDS UNDER THE EXPEDITED PROCEDURES OF THIS SECTION, THE COURT SHALL PROMPTLY PROCESS THE DEFENDANT'S REQUEST TO SEAL THE CRIMINAL JUSTICE RECORDS WITHIN THE CRIMINAL CASE WITHOUT THE FILING OF AN INDEPENDENT CIVIL ACTION. WHEN THE COURT SEALS CRIMINAL JUSTICE RECORDS UNDER THIS SECTION THE COURT SHALL PROVIDE A COPY OF THE COURT'S ORDER TO EACH CUSTODIAN WHO MAY HAVE CUSTODY OF ANY OF THE RECORDS SUBJECT TO THE ORDER. THE PERSON IN INTEREST MAY ALSO PROVIDE A COPY OF THE ORDER TO ANY OTHER CUSTODIAN OF RECORDS SUBJECT TO THE ORDER.	38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65
	(2) (a) A PERSON IN INTEREST MOVING TO HAVE HIS OR HER CRIMINAL JUSTICE RECORDS SEALED UNDER THIS SECTION SHALL PAY A	66 67

PROCESSING FEE OF SIXTY-FIVE DOLLARS TO COVER THE ACTUAL COSTS RELATED TO THE SEALING OF THE CRIMINAL JUSTICE RECORDS.
(b) THE PROCESSING FEES COLLECTED UNDER PARAGRAPH (a) OF THIS SECTION MUST BE TRANSMITTED TO THE STATE TREASURER AND CREDITED TO THE JUDICIAL STABILIZATION CASH FUND CREATED IN SECTION 13-32-101 (6), C.R.S.".

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

HB16-1139 by Representative(s) Willett and Arndt; also Senator(s) Scott--Concerning electronic participation in committee meetings during the legislative interim.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, February 24, page(s) 272 and placed in members' bill files.)

Amendment No. 2, Legislative Council Committee Amendment.
(Printed in Senate Journal, March 7, page(s) 350 and placed in members' bill files.)

Amendment No. 3(L.011), by Senator Scott.

Amend reengrossed bill, page 2, line 19, strike "A" and substitute "NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, A"

Page 2, strike lines 21 through 24 and substitute "PARAGRAPH (h) IS NOT".

Page 2, line 25 after "TO" insert "RECEIVE COMPENSATION TO WHICH MEMBERS ATTENDING MEETINGS IN PERSON ARE ENTITLED, NOR ARE ELECTRONICALLY PARTICIPATING MEMBERS ENTITLED TO RECEIVE".

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

HB16-1144 by Representative(s) Becker J. and Pettersen; also Senator(s) Grantham--Concerning transparency in postsecondary courses offered to high school students.

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	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: SB16-062 as amended, SB16-115 as amended, SB16-116 as amended, HB16-1144.
Lost on second reading: HB16-1139 as amended.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (SJR16-011 and SJR16-014) of Wednesday, March 9, was laid over until Thursday, March 10, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

March 9, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1275, amended as printed in House Journal, March 8.
HB16-1027, amended as printed in House Journal, March 8.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB16-1035** by Representative(s) Leonard; also Senator(s) Scott--Concerning the scope of statutes making the issuance of securities by a public utility conditional on approval by the Colorado public utilities commission, and, in connection therewith, clarifying that the approval requirement applies only to electric and gas utilities.
State, Veterans, & Military Affairs
- HB16-1070** by Representative(s) Neville P.; also Senator(s) Neville T.--Concerning a signature verification requirement for municipal mail ballot elections, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- 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.
State, Veterans, & Military Affairs
- HB16-1103** by Representative(s) Kraft-Tharp and Landgraf; also Senator(s) Martinez Humenik and Todd--Concerning clarifying license pathways for the mental health professional workforce.
Health & Human Services
- HB16-1136** by Representative(s) Esgar, Danielson, Winter, Melton, Garnett, Mitsch Bush, Tyler, Lebsock, Duran, Primavera; also Senator(s) Garcia--Concerning a requirement that a common carrier engaged in the transportation of property by railroad have at least two crew members aboard a freight train while the freight train is moving.
State, Veterans, & Military Affairs
- HB16-1141** by Representative(s) Becker K. and Coram; also Senator(s) Jahn and Roberts--Concerning the protection of Colorado residents from the hazards associated with naturally occurring radioactive materials in buildings, and in connection therewith, making an appropriation.
Health & Human Services

HB16-1149	by Representative(s) Melton; also Senator(s) Newell--Concerning a requirement that the executive board of a common interest community created in Colorado before July 1, 1992, comply with the budget reporting provision of the "Colorado Common Interest Ownership Act". Local Government	1
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HB16-1165	by Representative(s) Becker K. and Landgraf; also Senator(s) Crowder--Concerning statutory changes based on the recommendations in the report of the 2013-2015 Colorado child support commission. Health & Human Services	8
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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. Judiciary	11
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HB16-1183	by Representative(s) Buckner; also Senator(s) Crowder--Concerning aligning changes made to the federal child care and development block grant reauthorization of 2014 to the Colorado child care assistance program. Health & Human Services	14
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HB16-1185	by Representative(s) Moreno; also Senator(s) Ulibarri--Concerning the issuance of a new birth certificate with a gender designation that differs from the gender designated on the person's original birth certificate. State, Veterans, & Military Affairs	17
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HB16-1190	by Representative(s) Dore; also Senator(s) Cooke--Concerning the use of deadly force in a detention facility. Judiciary	20
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HB16-1215	by Representative(s) McCann and Kagan, Court, Foote, Lawrence, Lee, Melton, Pettersen, Salazar, Sias, Willett; also Senator(s) Guzman--Concerning changing the statutory purposes of parole to successfully reintegrate parolees into society by providing enhanced supportive services. Judiciary	23
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HB16-1229	by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning modification of the means of repayment for certain ongoing financial obligations incurred by the state in order to fund capital construction projects for state-supported institutions of higher education. Finance Appropriations	26
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HB16-1255	by Representative(s) Coram and Vigil; also Senator(s) Baumgardner--Concerning additional methods to manage forests to secure favorable conditions for water supply. Agriculture, Natural Resources, & Energy	29
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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. Finance	32
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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. Business, Labor, & Technology	35
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HB16-1272 by Representative(s) Kraft-Tharp; also Senator(s) Tate--Concerning procedures to be followed in connection with the disconnection by ordinance of land from a municipality. Local Government

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

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

MEMBERS OF THE SOLID AND
HAZARDOUS WASTE COMMISSION

for terms expiring August 1, 2018:

Michael K. Dempsey of Aurora, Colorado, to serve as a representative from the regulated community and as a Republican, reappointed;

Charlotte Sophia Pitt of Denver, Colorado, to serve as a representative of the government or academic community and as a Democrat, reappointed;

Joseph Charles Prinster Jr. of Boulder, Colorado, to serve as a member of the public and as a Republican, reappointed.

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

Senate in recess. Senate reconvened.

MESSAGE FROM THE REVISOR OF STATUTES

March 9, 2016

We herewith transmit:

Without comment, as amended, HB16-1027 and HB16-1275.

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

February 6, 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, reappoint, and submit to your consideration, the following:

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

for terms expiring December 31, 2019:

- Jeff Shoemaker of Denver, Colorado, to serve as a Republican, appointed;
- Wendy J. Dominguez of Littleton, Colorado, to serve as a Republican, appointed;
- Elaine Gantz Berman of Denver, Colorado, to serve as a Democrat, reappointed;
- Walter Louis Isenberg of Denver, Colorado, to serve as a Democrat, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 2/12/2016
Effie Ameen, Secretary of the Senate

Committee on Education

December 15, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

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

- Kelly Jean Brough of Denver, Colorado, a Democrat, appointed;
- Betty Cox Bechtel of Grand Junction, Colorado, a Democrat, reappointed;

Joan D. Ringel of Denver, Colorado, a Democrat, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Education

July 29, 2015

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, and appoint and submit to your consideration the following:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2018:

Steven Michael Grund of Littleton, Colorado, to serve as a Republican from the Sixth Congressional District, and occasioned by the resignation of Bobbie Mecalo Sampson of Aurora, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

July 3, 2015

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:

MEMBERS OF THE
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for terms expiring July 1, 2016:

Kenneth Wayne Lund of Lone Tree, Colorado, appointed;

Charles Hildreth Woolley of Denver, Colorado, appointed;
Robert E. Musgraves of Denver, Colorado, appointed;
for terms expiring July 1, 2017:
Marco Antonio Abarca of Denver, Colorado, appointed;
Rick Pederson of Denver, Colorado, appointed;
for terms expiring July 1, 2018:
Tamra Joyce Ward of Denver, Colorado, appointed;
Cathey McClain Finlon of Denver, Colorado, appointed.

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

September 30, 2015

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
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for a term expiring July 1, 2017:

Christopher Weld Tetzeli of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

August 31, 2015

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

Ladies and Gentlemen: 1

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of Colorado, I have 2
the honor to designate, reappoint and submit to your consideration, the following: 3

MEMBER OF THE 4
CHARTER SCHOOL INSTITUTE BOARD 5

for a term expiring July 1, 2018: 6

Kurtis Matthew Indorf of Denver, Colorado to serve as a member with experience as a charter 7
school board member or founder of a charter school, experience as a public school administrator 8
with experience working with charter schools, other board or public service experience, and as a 9
Democrat, appointed. 10

Sincerely, 11
(signed) 12
John W. Hickenlooper 13
Governor 14
Rec'd: 12/8/2015 15
Effie Ameen, Secretary of the Senate 16

Committee on Education 17

July 29, 2015 18

To the Honorable 19
Colorado Senate 20
Colorado General Assembly 21
State Capitol Building 22
Denver, CO 80203 23

Ladies and Gentlemen: 24

Pursuant to the powers conferred upon me by the Constitution and Laws of the State of 25
Colorado, I have the honor to designate, reappoint and submit to your consideration, the 26
following: 27

MEMBERS OF THE 28
CHARTER SCHOOL INSTITUTE BOARD 29

for a term expiring July 1, 2017: 30

Anthony Scott Lewis of Longmont, Colorado to serve as a member with experience as a 31
charter school board member or founder of a charter school, experience as a public 32
school administrator with experience working with charter schools, other board or public 33
service experience, and as a Democrat, reappointed; 34

for a term expiring July 1, 2018: 35

Robert Joseph LaPalme of Colorado Springs, Colorado, to serve as a representative of a 36
parent of a student who is, or who has been, enrolled in an institute charter school, and 37
as a Republican, reappointed. 38

Sincerely, 39
(signed) 40
John W. Hickenlooper 41
Governor 42
Rec'd: 12/8/2015 43
Effie Ameen, Secretary of the Senate 44

Committee on Education 45

February 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 reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO WILDLIFE HABITAT STAMP COMMITTEE

for terms expiring December 31, 2019:

- John William Gale of Arvada, Colorado, to serve as a representative of national or regionally recognized conservation organizations whose missions are focused on nongame wildlife and whose membership is composed primarily of nongame wildlife, appointed;
- Dan Christopher Prenzlów of Colorado Springs, Colorado, to serve as an ex officio member representing the Division of Wildlife, reappointed;
- Kyle Miller of Denver, Colorado, to serve as a sportsperson, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/12/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

April 30, 2015

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:

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF PERSONNEL AND ADMINISTRATION

effective May 11, 2015, and a term expiring at the pleasure of the Governor:

- Pamela June Taylor of Denver, Colorado, and occasioned by the resignation of Kathy Nesbitt of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 5/7/2015
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

December 15, 2015

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, reappoint and submit to your consideration, the following:

BOARD OF TRUSTEES FOR THE
UNIVERSITY OF NORTHERN COLORADO

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

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

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

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 2/11/2016
Effie Ameen, Secretary of the Senate

Committee on Education

January 29, 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:

Gretchen Jaime Russo, RN, BSN, JD of Denver, Colorado, to serve as a representative from the Colorado Department of Human Services, and occasioned by the resignation of Dennis Raymond Desparrois of Denver, Colorado, appointed.

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State
Rec'd: 2/2/2015
Effie Ameen, Secretary of the Senate

Committee on Judiciary

INTRODUCTION OF BILLS -- FIRST READING

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

- HB16-1060**

by Representative(s) Tyler, Garnett, Kraft-Tharp, Lawrence, Priola, Wilson; also
Senator(s) Baumgardner--Concerning roadside memorials for fallen state patrol officers.
Transportation
- HB16-1275**

by Representative(s) Foote and Pettersen; also Senator(s) Jones and Donovan--
Concerning the taxation of a corporation's state income that is sheltered in a foreign
jurisdiction for purposes of tax avoidance.
State, Veterans, & Military Affairs

TRIBUTES

- Honoring:
- The Tabor Opera House -- By Senator Kerry Donovan.
 - The Houseweart Ranch -- By Senator Kerry Donovan.
 - Reed Patterson -- By Senator Kerry Donovan.
 - Shawn Cheadle -- By Senator Cheri Jahn.
 - Jakob Fletcher -- By Senator Cheri Jahn.
 - Elenea Guerra -- By Senator Cheri Jahn.
 - Svetlana Mikhalova -- By Senator Cheri Jahn.
 - Benjamin Pemble -- By Senator Cheri Jahn.
 - Abigail Wedlick -- By Senator Cheri Jahn.
 - Carina Wilkerson -- By Senator Cheri Jahn.
 - Riley Holcomb -- By Senator Matt Jones.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, March 10, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

58th Legislative Day Thursday, March 10, 2016

Prayer By the chaplain, Dr. Gene Selander, Crystal Clear Ministries, Denver.

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

Pledge By Senator Garcia.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Tate, reading of the Journal of Wednesday, March 9, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that HB16-1002 be postponed indefinitely.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that HB16-1090 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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

"SECTION 1. Legislative declaration. The general assembly finds, determines, and declares that an agreement under which a person undertakes to recover or assist in recovering an amount due to the owner of property in foreclosure, as described in sections 4, 5, and 6 of this act, meets the current definition of a "foreclosure consulting contract" under section 6-1-1103 (5), C.R.S. This act is not intended to, and shall not be construed to, affect any pending prosecution or litigation that involves a foreclosure consultant or foreclosure consulting contract or in which the application of section 6-1-1103 (5), C.R.S., is an issue."

Renumber succeeding sections accordingly.

Page 3, strike lines 2 through 9 and substitute:

"SECTION 3. In Colorado Revised Statutes, 6-1-1103, repeal (4) (a) (IX) as follows:

6-1-1103. Definitions. As used in this part 11, unless the context otherwise requires:

(4) (a) "Foreclosure consultant" means a person who does not, directly or through an associate, take or acquire any interest in or title to a homeowner's property and who, in the course of such person's business, vocation, or occupation, makes a solicitation, representation, or offer to a home owner to perform, in exchange for compensation from the home owner or from the proceeds of any loan or advance of funds, a service that the person represents will do any of the following:

(IX) Assist the home owner in obtaining from the beneficiary, mortgagee, or grantee of the lien in foreclosure, or from counsel for such

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB16-1168** be **referred** to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Engrossed: SB16-062, 115, and 116.
Correctly Reengrossed: SB16-058, 102, and 132.
Correctly Revised: HB16-1046, 1082, 1083, 1139, and 1144.
Correctly Rerevised: HB16-1033, 1038, and 1284.

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:

HB16-1046 by Representative(s) Kraft-Tharp; also Senator(s) Baumgardner--Concerning the response to hazardous substance incidents under designated emergency response authority responsibility.

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: Cadman, Heath, Jahn, Kefalas, Lambert, Martinez Humenik, Merrifield, Newell, Roberts, Scheffel, Scott, Tate, Todd, and Woods.

HB16-1082 by Representative(s) Garnett and Willett; also Senator(s) Todd--Concerning area vocational schools, and, in connection therewith, changing the name of area vocational schools to area technical colleges and adding representation for area technical colleges to certain boards.

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, Carroll, Donovan, Heath, Jahn, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Roberts, Steadman, Ulibarri, and Woods.

HB16-1083 by Representative(s) Brown and Hamner; also Senator(s) Donovan and Grantham-- Concerning the role and mission of Western state Colorado university.

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, Cadman, Crowder, Heath, Jahn, Johnston, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Scheffel, Scott, Todd, 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:

SB16-062 by Senator(s) Marble, Grantham, Neville T., Lambert, Woods, Holbert, Lundberg, Scheffel, Cooke, Crowder, Hill, Martinez Humenik, Sonnenberg, Tate; also Representative(s) Becker J. and Vigil, Saine, Brown, Everett, Willett, Ransom, Wist, Sias, Nordberg, Joshi, Lundeen, Klingenschmitt, Buck, Navarro, Neville P., Humphrey--Concerning modifications to the regulation of veterinary pharmaceuticals, 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	N	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	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

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

SB16-115 by Senator(s) Martinez Humenik; also Representative(s) Moreno and Conti--Concerning an electronic filing system for documents recorded with a county clerk and recorder, and, in connection therewith, creating the electronic recording technology board, which is an enterprise; authorizing the board to set an additional filing surcharge for a five-year period; requiring counties to transmit the proceeds of the board's surcharge to the state for deposit in a cash fund administered by the board; requiring the board to make grants from the fund to counties to create, maintain, improve, or replace electronic filing systems; establishing reporting requirements for the board; increasing a local filing surcharge; 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, Baumgardner, Cadman, Cooke, Garcia, Grantham, Guzman, Heath, Holbert, Kefalas, Kerr, Lambert, Marble, Merrifield, Roberts, Scheffel, Scott, Tate, Todd, Ulibarri, and Woods.

SB16-116 by Senator(s) Johnston; also Representative(s) Lee and Lebsock--Concerning the creation of a deceptive trade practice under the "Colorado Consumer Protection Act" for a private custodian of criminal justice records to fail to remove a sealed criminal justice record from the custodian's database after receiving notice of a court order sealing that criminal justice record.

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

Third Reading Amendment No. 1(L.005), by Senator Johnston.

Amend engrossed bill, page 3, line 17, strike "SECTION" and substitute "SUBSECTION (2)".

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	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** as amended.

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Cooke, Donovan, Guzman, Heath, Hill, Jahn, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Steadman, Tate, Todd, and Woods.

HB16-1144 by Representative(s) Becker J. and Pettersen; also Senator(s) Grantham--Concerning transparency in postsecondary courses offered to high school students.

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

Third Reading Amendment No. 1(L.003) , by Senator Heath.

Amend revised bill, page 3, strike lines 6 through 15 and substitute:

"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."

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

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		

The question being "Shall the bill as amended 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** as amended.

Co-sponsor(s) added: Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Todd, Ulibarri, and Woods.

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

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

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

HB16-1085 by Representative(s) Thurlow, Brown, Conti, Danielson, Landgraf, Lontine, Pabon, Roupe, Windholz; also Senator(s) Tate--Concerning simplifying the process for returning to a prior name after a decree of dissolution or legal separation has been entered.

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

HB16-1011 by Representative(s) Vigil; also Senator(s) Garcia and Grantham--Concerning the removal of restrictions on the authority of a board of a metropolitan district to provide activities in support of business development within the district.

Ordered revised 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 Crowder, 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: HB16-1085, HB16-1011.

Committee of the Whole On motion of Senator Crowder, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Crowder 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 bill, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB16-1151 by Representative(s) Pabon, Nordberg, Rosenthal, Singer; also Senator(s) Holbert, Jahn-- Concerning the expansion of penalty mitigation under the alcohol beverage laws for vendors meeting the definition of a "responsible vendor" as provided by law.

Amendment No. 1(HB1151_L.002), by Senator Heath.

Amend reengrossed bill, page 2, line 12, strike "LICENSEES" and substitute "LICENSEES' EMPLOYEES".

As amended, 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 Crowder, 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: HB16-1151 as amended.

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

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

MEMBERS OF THE
STATE BOARD OF PAROLE

effective November 23, 2015, for a term expiring July 1, 2016:

Alexandra Jennifer Walker of Sedalia, Colorado, to serve as a citizen representative and
 occasioned by the resignation of Brandon Cary Shaffer of Longmont, Colorado,
 appointed;

for a term expiring July 1, 2018:

John M. O'Dell of Loveland, Colorado, to serve as a law enforcement representative,
 reappointed.

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
 COLORADO COMMISSION ON JUDICIAL DISCIPLINE

effective July 1, 2015, for terms expiring June 30, 2019:

Yolanda Lyons Pfund of Monument, Colorado to serve as a non-attorney, reappointed;

Elizabeth Krupa of Evergreen, Colorado, to serve as an attorney, 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		

CONSIDERATION OF RESOLUTIONS

SJR16-011 by Senator(s) Grantham, Cadman, Baumgardner, Cooke, Crowder, Hill, Holbert, Lambert,
 Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Sonnenberg,
 Tate, Woods; also Representative(s) Wilson, Becker J., Brown, Buck, Carver, Conti,
 Coram, DelGrosso, Dore, Everett, Humphrey, Joshi, Klingenschmitt, Landgraf, Lawrence,
 Leonard, Lundeen, Navarro, Neville P., Nordberg, Priola, Rankin, Ransom, Roupe, Saine,
 Sias, Thurlow, Van Winkle, Willett, Windholz, Wist--Concerning discouraging the lease of
 the CSP II facility in Canon City to the federal government.

Amendment No. 1(L.005), by Senator Steadman.

Amend printed joint resolution, page 2, strike lines 28 through 32 and substitute:

"WHEREAS, In 2012, with the passage of House Bill 12-1337, the General Assembly
 closed the Centennial south campus of the Centennial Correctional Facility in Canon
 City, Colorado, and prohibited the use of the facility "for the purpose of housing
 inmates in the housing units", but encouraged the Executive Director of the Department
 of Corrections to "actively pursue options to sell or lease" the facility (section
 17-1-104.3 (1) (b.5), Colorado Revised Statutes); and

WHEREAS, In fiscal year 2016-2017, lease-purchase payments for the vacant facility
 will cost Colorado taxpayers \$20,258,268; and".

Page 1, line 101, strike "CSP II FACILITY" and substitute "CENTENNIAL SOUTH CAMPUS OF THE CENTENNIAL CORRECTIONAL FACILITY"

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		

Amendment No. 2(L.009), by Senator Steadman.

Amend the Steadman floor amendment (SJR011_L.005), page 1, after line 11 insert:

"WHEREAS, the Centennial south campus of the Centennial Correctional Facility is the only Colorado Department of Corrections facility now vacant and recent recommendations of the Prison Utilization Study have proposed realignment of the uses of this and other Department of Correction facilities; and".

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		

Amendment No. 3(L.010), by Senator Grantham, Steadman, and Lambert.

Amend printed resolution, page 1, line 4, strike "enemy combatants" and substitute "detainees".

Page 2, lines 8 and 9, strike "enemy combatants" and substitute "detainees".

page 2, line 12, strike "terrorists" and substitute "detainees".

Page 2, line 15, strike "enemy combatants" and substitute "detainees".

Page 2, line 19, strike "terrorists" and substitute "detainees".

Page 2, line 24, strike "terrorists;" and substitute "detainees;".

Page 3, line 2, strike "enemy combatants" and substitute "detainees".

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		

Amendment No. 4(L.007), by Senator Steadman.

Amend printed joint resolution, page 2, strike lines 8 through 10 and substitute:
"WHEREAS, The detainees currently held in Guantanamo should be immediately charged and tried for any acts of terrorism and transferred to only the safest and most secure prison facilities available; and".

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

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

Amendment No. 5(L.001), by Senator Ulibarri.

Amend printed joint resolution, page 2, after line 10 insert:
"WHEREAS, The General Assembly of the state of Colorado condemns the use of "enhanced interrogation techniques" such as wallings, abdominal slaps, cold water dousing, sleep deprivation, beatings, waterboardings, nudity, rectal feeding, rectal rehydration, extreme temperature fluctuations, and stress positions, as well as any withholding of information regarding the use of extreme interrogation techniques by the United States from the United States Congress and relevant federal and state agencies; and".

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

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

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

YES	28	NO	7	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	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	N	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

SJR16-014 by Senator(s) Neville T., Cooke, Jahn, Kerr, Lambert, Woods; also Representative(s) Everett and Leonard, Danielson, Kraft-Tharp, Lontine, Pettersen, Tyler--Concerning the designation of United States Highway 285 from Mile Marker 238 to Mile Marker 245 as the "Sergeant Sean P. Renfro Memorial Highway".

Laid over until Monday, March 14, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

March 10, 2016:

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1279, amended as printed in House Journal, March 9, 2016.

MESSAGE FROM THE REVISOR OF STATUTES

March 10, 2016

We herewith transmit:

Without comment, as amended, HB16-1279.

MESSAGE FROM THE GOVERNOR

March 9, 2016

Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

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

SB16-004: CONCERNING THE ENACTMENT OF COLORADO REVISED
STATUTES 2015 AS THE POSITIVE AND STATUTORY LAW OF THE STATE
OF COLORADO

Approved March 9, 2016 at 4:00 p.m.

SB16-009: CONCERNING THE SHARING OF PROFESSIONAL DENTAL FEES.

Approved March 9, 2016 at 3:36 p.m.

SB16-015: CONCERNING A REQUIREMENT THAT A GOVERNOR-
DESIGNATED STATE AGENCY CLARIFY WHICH PESTICIDES MAY BE USED
IN THE MARIJUANA INDUSTRY

Approved March 9, 2016 at 3:49 p.m.

SB16-020: CONCERNING CLARIFICATION OF CERTAIN CALCULATIONS OF
THE AUTOMATIC FUNDING MECHANISM FOR PAYMENT OF FUTURE
COSTS ATTRIBUTABLE TO CERTAIN OF THE STATE'S CAPITAL ASSETS

Approved March 9, 2016 at 3:53 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Friday,
March 11, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

59th Legislative Day Friday, March 11, 2016

Prayer By the chaplain, Pastor Eugene Downing, New Hope Baptist Church, Denver.

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

Pledge By Senator Garcia.

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

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Tate, reading of the Journal of Thursday, March 10, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB16-1159** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, strike lines 18 through 24.

Page 3, strike lines 1 through 13.

Renumber succeeding section accordingly.

Finance After consideration on the merits, the Committee recommends that **HB16-1158** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, strike lines 18 through 24.

Page 3, strike lines 1 through 13.

Renumber succeeding section accordingly.

Finance After consideration on the merits, the Committee recommends that **SB16-044** be **postponed indefinitely**.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1163** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1193** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **SB16-083** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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Amend printed bill, page 4, after line 4 insert:

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"SECTION 3. Appropriation. For the 2016-17 state fiscal year, \$28,355 is appropriated to the department of state for use by the elections division. This appropriation is from the department of state cash fund created in section 24-21-104 (3) (b), C.R.S. To implement this act, the division may use this appropriation for operating expenses."

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Renumber succeeding section accordingly.

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Page 1, line 104, strike "ELECTOR." and substitute "ELECTOR, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

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Appropriations

After consideration on the merits, the Committee recommends that **SB16-124** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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Amend printed bill, page 2, after line 22 insert:

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"SECTION 2. In Colorado Revised Statutes, 29-2-105, amend (1) (d) (I) (A); and add (1) (d) (I) (A.5) as follows:

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29-2-105. Contents of sales tax ordinances and proposals - repeal. (1) The sales tax ordinance or proposal of any incorporated town, city, or county adopted pursuant to this article shall be imposed on the sale of tangible personal property at retail or the furnishing of services, as provided in paragraph (d) of this subsection (1). Any countywide or incorporated town or city sales tax ordinance or proposal shall include the following provisions:

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(d) (I) A provision that the sale of tangible personal property and services taxable pursuant to this article shall be the same as the sale of tangible personal property and services taxable pursuant to section 39-26-104, C.R.S., except as otherwise provided in this paragraph (d). The sale of tangible personal property and services taxable pursuant to this article shall be subject to the same sales tax exemptions as those specified in part 7 of article 26 of title 39, C.R.S.; except that the sale of the following may be exempted from a town, city, or county sales tax only by the express inclusion of the exemption either at the time of adoption of the initial sales tax ordinance or resolution or by amendment thereto:

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(A) The exemption for sales of machinery or machine tools specified in section 39-26-709 (1), C.R.S., OTHER THAN MACHINERY OR MACHINE TOOLS USED IN THE PROCESSING OF RECOVERED MATERIALS BY A BUSINESS LISTED IN THE INVENTORY PREPARED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SECTION 30-20-122 (1) (a) (V), C.R.S.;

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(A.5) THE EXEMPTION FOR SALES OF MACHINERY OR MACHINE TOOLS SPECIFIED IN SECTION 39-26-709 (1), C.R.S., USED IN THE PROCESSING OF RECOVERED MATERIALS BY A BUSINESS LISTED IN THE INVENTORY PREPARED BY THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT PURSUANT TO SECTION 30-20-122 (1) (a) (V), C.R.S.;"

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Renumber succeeding sections accordingly.

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Appropriations

After consideration on the merits, the Committee recommends that **SB16-106** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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Amend printed bill, page 6, after line 3 insert:

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"SECTION 4. Appropriation - adjustments to 2016 long bill. (1) To implement this act, the cash funds appropriation made in the annual general appropriation act for the 2016-17 state fiscal year to the department of state for administrative law judge services is decreased by

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\$122,805. This appropriation is from the department of state cash fund created in section 24-21-104 (3) (b), C.R.S.

(2) For the 2016-17 state fiscal year, \$122,765 is appropriated to the department of state for use by the administration division. This appropriation is from the department of state cash fund created in section 24-21-104 (3) (b), C.R.S. To implement this act, the division may use this appropriation as follows:

- (a) \$116,387 for personal services, which amount is based on an assumption that the division will require an additional 0.5 FTE; and
- (b) \$6,378 for operating expenses."

Renumber succeeding section accordingly.

Page 1, line 103, strike "FINANCE." and substitute "FINANCE, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING AN APPROPRIATION."

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
MEDICAL SERVICES BOARD

for terms expiring July 1, 2017:

Paul Melinkovich, M.D. of Denver, Colorado, to serve as a Democrat from the First Congressional District, and as a person with knowledge of medical assistance programs, reappointed;

J. Michael Stahl of Grand Junction, Colorado, to serve as an Unaffiliated from the Third Congressional District, and as a person with knowledge of the delivery of health care, reappointed.

Jessica Lynne Kuhns of Loveland, Colorado, to serve as a Democrat from the Second Congressional District and as a person with knowledge of medical assistance programs, and occasioned by the resignation of Timothy P. Fox of Denver, Colorado, a Democrat from the First Congressional District, appointed;

for a term expiring July 1, 2019:

David Norris Potts of Salida, Colorado, to serve as a Republican from the Fifth Congressional District, and as a person with knowledge of medical assistance programs, appointed.

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 CHILDREN'S TRUST FUND BOARD

for terms expiring November 7, 2018:

Laura Jean Hazen of Centennial, Colorado, to serve as a member with knowledge of child abuse prevention, reappointed;

Erika M. McElroy, PhD, of Aurora, Colorado, to serve as a member with knowledge of child abuse prevention, appointed.

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **SB16-061** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

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Amend printed bill, page 2, after line 14 insert:

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"(II) ON FEBRUARY 9, 2016, THE SUPREME COURT OF THE UNITED STATES GRANTED A STAY OF EPA'S 111 (d) RULES BASED ON A FINDING THAT IRREPARABLE HARM WOULD RESULT IF THE STAY WAS NOT GRANTED. THE COURT MADE IT CLEAR THAT THE STAY WILL BE EFFECTIVE THROUGH THE COMPLETION OF ANY PROCEEDINGS IN THE SUPREME COURT."

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Renumber succeeding subparagraphs accordingly.

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Page 4, line 1, strike "40-8.7-205" and substitute "24-38.5-110, C.R.S.".

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Page 5, line 12, strike everything after "THE" and substitute "STATE TREASURER SHALL TRANSFER FROM THE GENERAL FUND TO THE FUND ENOUGH MONEY TO FULLY REMIT ALL AMOUNTS."

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Page 5, strike lines 13 through 27.

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Page 6, strike lines 1 through 4.

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Renumber succeeding C.R.S. section accordingly.

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Page 6, line 16, strike "APPROPRIATE" and substitute "TRANSFER".

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Page 6, lines 17 and 18, strike "STATIONARY SOURCES CONTROL FUND CREATED IN SECTION 25-7-114.7 (2) (b) (I), C.R.S.," and substitute "GENERAL FUND".

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Page 6, strike lines 20 through 27.

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Page 7, strike lines 1 through 14 and substitute:

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"**SECTION 2.** In Colorado Revised Statutes, **add** 24-38.5-110 as follows:

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24-38.5-110. Ratepayer protection fund. (1) THE RATEPAYER PROTECTION FUND IS HEREBY CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF MONEY APPROPRIATED TO THE FUND PURSUANT TO SECTION 40-8.7-205 (2), C.R.S. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE FUND.

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(2) THE PUBLIC UTILITIES COMMISSION SHALL USE THE FUND ONLY TO:

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(a) REMIT TO UTILITIES THE AMOUNTS REPORTED TO THE COMMISSION AS SPECIFIED IN SECTION 40-8.7-204 (1) (b), C.R.S.; AND

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(b) COVER ITS DIRECT COSTS IN ADMINISTERING THE RATEPAYER PROTECTION PROGRAM CREATED IN PART 2 OF ARTICLE 8.7 OF TITLE 40, C.R.S., WHICH MUST NOT EXCEED THREE PERCENT OF THE AVERAGE ANNUAL BALANCE OF THE FUND.

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(3) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE COMMISSION FOR THESE PURPOSES."

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Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **HB16-1170** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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SENATE SERVICES REPORT

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Correctly Reengrossed: SB16-062, 115, and 116.
Correctly Revised: HB16-1011, 1085, and 1151.
Correctly Rerevised: HB16-1046, 1082, 1083, and 1144.
Correctly Enrolled: SJR16-013; SR16-002.

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MESSAGE FROM THE HOUSE

March 10, 2016

Mr. President

The House has postponed indefinitely SB16-007. The bill is returned herewith.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB16-153

by Senator(s) Crowder; also Representative(s) Wilson--Concerning nominees for county court judges.
Judiciary
- SB16-154

by Senator(s) Lundberg, Marble, Neville T., Baumgardner, Grantham, Scheffel, Woods; -- Concerning the creation of income tax credits for nonpublic education.
Education
- HB16-1027

by Representative(s) Danielson; also Senator(s) Todd and Sonnenberg--Concerning depositions in criminal cases in which an at-risk person may not be available for trial.
Judiciary
- HB16-1184

by Representative(s) Rankin, Hamner, Young; also Senator(s) Grantham, Lambert, Steadman--Concerning the administration of money that is required under existing law to be transferred from the high cost support mechanism to the broadband fund.
Appropriations

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:

- HB16-1085

by Representative(s) Thurlow, Brown, Conti, Danielson, Landgraf, Lontine, Pabon, Roupe, Windholz; also Senator(s) Tate--Concerning simplifying the process for returning to a prior name after a decree of dissolution or legal separation has been entered.

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	E
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, Cadman, Crowder, Garcia, Grantham, Heath,

Holbert, Jahn, Johnston, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Roberts, Scheffel, Steadman, Todd, and Woods.

HB16-1011 by Representative(s) Vigil; also Senator(s) Garcia and Grantham--Concerning the removal of restrictions on the authority of a board of a metropolitan district to provide activities in support of business development within the district.

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	E
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, Heath, Hill, Hodge, Holbert, Jahn, Kefalas, Merrifield, Newell, Scheffel, Sonnenberg, and Todd.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1151 by Representative(s) Pabon, Nordberg, Rosenthal, Singer; also Senator(s) Holbert, Jahn--Concerning the expansion of penalty mitigation under the alcohol beverage laws for vendors meeting the definition of a "responsible vendor" as provided by law.

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	E
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, Garcia, Grantham, Heath, Merrifield, Scheffel, Sonnenberg, and Woods.

RECONSIDERATION OF HB16-1011

HB16-1011 by Representative(s) Vigil; also Senator(s) Garcia and Grantham--Concerning the removal of restrictions on the authority of a board of a metropolitan district to provide activities in support of business development within the district.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage -- Consent Calendar, on HB16-1011.

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

THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR (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:

HB16-1011 by Representative(s) Vigil; also Senator(s) Garcia and Grantham--Concerning the removal of restrictions on the authority of a board of a metropolitan district to provide activities in support of business development within the district.

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

YES	32	NO	2	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
Baumgardner	Y	Hill	Y	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: Roberts.

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

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

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

HB16-1061 by Representative(s) Carver and Nordberg; also Senator(s) Todd--Concerning a requirement that the transportation infrastructure needs of federal military installations be given full consideration during the preparation of the comprehensive statewide transportation plan.

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

HB16-1122 by Representative(s) Everett, Humphrey, Joshi, Klingenschmitt, Neville P., Priola, Ransom, Saine, Van Winkle; also Senator(s) Hill and Marble, Grantham--Concerning the use of remote starter systems on unattended vehicles.

Ordered revised 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 Lambert, 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	E
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: HB16-1061, HB16-1122.

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 (SB16-123) of Friday, March 11 was laid over until Monday, March 14, retaining its place on the calendar.

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

On motion of Majority Leader Scheffel, the following Governor's appointment was confirmed by the following roll call vote:

**MEMBER OF THE
COLORADO AERONAUTICAL BOARD**

for a term expiring December 19, 2018:

John William Reams of Naturita, Colorado, to serve as a member from the western slope and who represents local governments which operate airports, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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		

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR16-015 by Senator(s) Lambert; also Representative(s) Ryden--Concerning seventy-five years of the Civil Air Patrol in Colorado.

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

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-008, 014, 022, 029, 031, 050, 066; HB16-1012, 1025, 1028, 1057, 1076, 1081, 1084, 1086.

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday, March 14, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

62nd Legislative Day Monday, March 14, 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--34
Excused--1, Grantham.
- Quorum The President announced a quorum present.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, the rules were suspended to allow for the Presentation of Colors and to allow a person other than a Senator to lead the Pledge of Allegiance.

- Presentation of Colors Valkyrie Cadet Squadron Color Guard:
Cadet Captain Michael Melton.
Cadet First Lieutenant Filipa Martinovic.
Cadet First Lieutenant Kyle Vestecka.
Cadet Senior Master Sergeant Leighton Wright.
- Pledge By Cadet Senior Airman Christian Glassiognon.
- Reading of Journal On motion of Senator Sonnenberg, reading of the Journal of Friday, March 11, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

- 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
WORKERS' COMPENSATION COST
CONTAINMENT BOARD

for terms expiring December 13, 2018:

Megan Marie Strong of Thornton, Colorado, representing employers who have demonstrated good risk management experience with respect to their workers' compensation insurance, appointed;

Carl Joseph Herrmann of Wellington, Colorado, representing employers who have demonstrated good risk management experience with respect to their workers' compensation insurance, appointed.

SENATE SERVICES REPORT

Correctly Printed: SB16-153 and 154; SJR16-015.
Correctly Revised: HB16-1061 and 1122.
Correctly Rerevised: HB16-1011, 1085, and 1151.

MESSAGE FROM THE HOUSE

March 14, 2016
Mr. President:

The House has passed on Third Reading and returns herewith SB16-088.
The House has voted to concur in the Senate amendments to HB16-1284, 1046, 1144, and has repassed the bills as so amended.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-015 by Senator(s) Lambert; also Representative(s) Ryden--Concerning seventy-five years of the Civil Air Patrol in Colorado.

On motion of Senator Lambert, the resolution was read at length and adopted by the following roll call vote:

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

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

Senate in recess. Senate reconvened.

SJR16-014 by Senator(s) Neville T., Cooke, Jahn, Kerr, Lambert, Woods; also Representative(s) Everett and Leonard, Danielson, Kraft-Tharp, Lontine, Pettersen, Tyler--Concerning the designation of United States Highway 285 from Mile Marker 238 to Mile Marker 245 as the "Sergeant Sean P. Renfro Memorial Highway".

Laid over until Friday, March 18, retaining its place on the calendar.

**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:

HB16-1061 by Representative(s) Carver and Nordberg; also Senator(s) Todd--Concerning a requirement that the transportation infrastructure needs of federal military installations be given full consideration during the preparation of the comprehensive statewide transportation plan.

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

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

HB16-1122 by Representative(s) Everett, Humphrey, Joshi, Klingenschmitt, Neville P., Priola, Ransom, Saine, Van Winkle; also Senator(s) Hill and Marble, Grantham--Concerning the use of remote starter systems on unattended vehicles.

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

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

IMMEDIATE RECONSIDERATION OF HB16-1122

HB16-1122 by Representative(s) Everett, Humphrey, Joshi, Klingenschmitt, Neville P., Priola, Ransom, Saine, Van Winkle; also Senator(s) Hill and Marble, Grantham--Concerning the use of remote starter systems on unattended vehicles.

Having voted on the prevailing side, Majority Leader Scheffel moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage -- Consent Calendar, on **HB16-1122**.

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

THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR (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:

HB16-1122 by Representative(s) Everett, Humphrey, Joshi, Klingenschmitt, Neville P., Priola, Ransom, Saine, Van Winkle; also Senator(s) Hill and Marble, Grantham--Concerning the use of remote starter systems on unattended vehicles.

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.	Y	Ulibarri	Y
Garcia	Y	Jones	N	Newell	Y	Woods	Y
Grantham	E	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: Lambert and Lundberg.

Committee of the Whole On motion of Senator Lambert, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Lambert 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:

- SB16-123

by Senator(s) Lundberg, Marble, Baumgardner, Scheffel, Holbert, Newell, Hill, Woods, Cooke, Crowder, Grantham, Lambert; also Representative(s) Singer, Saine, Ransom, Lebsock, Wilson, Melton, Winter, Lontine, Sias--Concerning free access for high occupancy vehicles to high occupancy vehicle and high occupancy toll lanes on state highways, and, in connection therewith, prohibiting the department of transportation and the high-performance transportation enterprise from requiring a vehicle owner to use a switchable transponder or other device in order to travel in a high occupancy vehicle on such a lane without paying a toll.

(Amended in general orders as printed in Senate journal, February 25, page(s) 286-287.)

As amended, laid over until Thursday, March 17, retaining its place on the calendar.
- HB16-1236

by Representative(s) Primavera, Brown, Esgar, Ginal, Joshi, Landgraf, Lontine, McCann, Ryden; also Senator(s) Crowder--Concerning continuation of the infection control advisory committee.

Ordered revised and placed on the calendar for third reading and final passage.
- HB16-1168

by Representative(s) Ginal and Danielson, Landgraf, Pettersen, Primavera, Singer, Tyler; also Senator(s) Scott--Concerning the continuation of the rural alcohol and substance abuse prevention and treatment program.

Ordered revised and placed on the calendar for third reading and final passage.
- HB16-1090

by Representative(s) McCann; also Senator(s) Jahn--Concerning the conditions under which a person may assist another for compensation in obtaining the proceeds of a foreclosure sale after all liens have been satisfied.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 387-388, and placed in members' bill files.)

As amended, laid over until Tuesday, March 15, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	E	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: HB16-1236, HB16-1168.
Laid over until Tuesday, March 15: HB16-1090 as amended.
Laid over until Thursday, March 17: SB16-123 as amended.

Senate in recess. Senate reconvened.

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MESSAGE FROM THE HOUSE

March 14, 2016
Mr. President:
The House has adopted and returns herewith SJR16-015.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

- SJR16-016

by Senator(s) Sonnenberg; also Representative(s) Vigil--Concerning the recognition of Colorado Centennial Farms.
- Laid over until Wednesday, March 16, retaining its place on the calendar.
- SJR16-017

by Senator(s) Sonnenberg; also Representative(s) Coram--Concerning the designation of March 16, 2016, as Agriculture Day in Colorado.
- Laid over until Wednesday, March 16, retaining its place on the calendar.
- SJR16-018

by Senator(s) Grantham, Baumgardner, Cooke, Crowder, Holbert, Marble, Neville T., Scheffel, Scott, Sonnenberg, Tate, Woods; also Representative(s) Buck and Singer--Concerning the establishment of March 16 as Liberty Day, and, in connection therewith, establishing March 2016 as Liberty Month.
- Laid over until Wednesday, March 16, retaining its place on the calendar.
- SJR16-019

by Senator(s) Kefalas and Crowder; also Representative(s) Landgraf and Arndt--Concerning the designation of March 15, 2016, as "Colorado Arc Day".
- Laid over one day under Senate Rule 30(b).

INTRODUCTION OF BILLS -- FIRST READING

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

- SB16-155

by Senator(s) Cadman; also Representative(s) Garnett and Nordberg--Concerning a state sales and use tax exemption for historic aircraft on loan for public display.

Finance
- SB16-156

by Senator(s) Scheffel and Guzman, Cadman; also Representative(s) Duran and DelGrosso, Hullinghorst--Concerning certain legislative oversight committees, and, in connection therewith, modifying the manner in which members are appointed to the committees and specifying that the chair and vice-chair of the executive committee of the legislative council also serve as chair and vice-chair of the legislative council.

State, Veterans, & Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1013, 1017, 1019, 1026, 1032, 1042, 1043, 1125, 1130, 1148, 1161, 1241.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, March 15, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

63rd Legislative Day Tuesday, March 15, 2016

Prayer By the chaplain, Pastor David Armstrong, Northside Baptist Church, Northglenn.

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

Pledge By Senator Holbert.

Roll Call Present--33
Absent--2, Kerr, Todd.
Present later--2, Kerr, Todd.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Sonnenberg, reading of the Journal of Monday, March 14, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary The Committee on Judiciary has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO COMMISSION ON JUDICIAL DISCIPLINE

effective July 1, 2015, for a term expiring June 30, 2019:
Bruce Casias of Lakewood, Colorado, to serve as a non-attorney, appointed.

Judiciary The Committee on Judiciary has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
JUVENILE PAROLE BOARD

for a term expiring November 15, 2018:
Gretchen Jaime Russo, RN, BSN, JD, of Denver, Colorado, to serve as a representative from the Colorado Department of Human Services, and occasioned by the resignation of Dennis Raymond Desparrois of Denver, Colorado, appointed.

Judiciary After consideration on the merits, the Committee recommends that **HB16-1094** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary	After consideration on the merits, the Committee recommends that SB16-131 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15
	Amend printed bill, page 6, line 2, strike "COURT" and substitute "COURT, WITH CONSIDERATION AND INPUT FROM THE PROTECTED PERSON WHEN POSSIBLE,".	6 7 8 9
	page 1, line 103, after "A" insert "FIDUCIARY RECEIVES NOTICE THAT A".	10 11 12
	Page 1, line 104, strike "IS" and substitute "HAS BEEN".	13 14 15
Judiciary	After consideration on the merits, the Committee recommends that SB16-133 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45
	Amend printed bill, page 3, strike lines 13 through 27.	21
	Page 4, strike lines 1 through 6.	23
	Renumber succeeding sections accordingly.	25
	Page 16, after line 17 insert:	27
	"15-2.5-505. Applicability - limitations. NOTHING IN THIS PART 5 MAY BE CONSTRUED AS PERMITTING ANY TRANSFER THAT VIOLATES THE "COLORADO UNIFORM FRAUDULENT TRANSFERS ACT", ARTICLE 8 OF TITLE 38, C.R.S.	29 30 31 32
	SECTION 9. Inclusion of official comments. The revisor of statutes shall include, as nonstatutory matter, following each section of the "Colorado Uniform Powers of Appointment Act", article 2.5 of title 15, C.R.S., the full text of the official comment to each such section contained in the official volume containing the "Uniform Powers of Appointment Act" issued by the Uniform Law Commission, with any changes in the official comments to correspond to Colorado changes in the uniform act. The revisor shall prepare the comments for approval by the committee on legal services."	33 34 35 36 37 38 39 40 41 42
	Renumber succeeding section accordingly.	43 44
Business, Labor, & Technology	The Committee on <u>Business, Labor, & Technology</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:	46 47 48 49 50 51 52 53 54 55 56 57 58 59 60
	<div>MEMBER OF THE BOARD OF ASSESSMENT APPEALS</div>	51 52 53 54 55 56 57 58 59 60
	for a term expiring July 1, 2016:	55 56
	Amy J. Williams, MAI, of Hayden, Colorado, a member engaged in agriculture, reappointed.	57 58 59 60
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB16-141 be postponed indefinitely .	61 62 63 64 65
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB16-143 be referred to the Committee on <u>Finance</u> with favorable recommendation.	66 67 68 69

SENATE SERVICES REPORT

Correctly Printed: SB16-155 and 156; SJR16-016, 017, 018, and 019.
Correctly Engrossed: SJR16-015.
Correctly Revised: HB16-1168 and 1236.
Correctly Rerevised: HB16-1061 and 1122.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-019 by Senator(s) Kefalas and Crowder; also Representative(s) Landgraf and Arndt-- Concerning the designation of March 15, 2016, as "Colorado Arc Day".

On motion of Senator Kefalas, the resolution was read at length and 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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1236 by Representative(s) Primavera, Brown, Esgar, Ginal, Joshi, Landgraf, Lontine, McCann, Ryden; also Senator(s) Crowder--Concerning continuation of the infection control advisory committee.

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	N	Scott	N
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	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
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: Aguilar, Donovan, Guzman, Heath, Jones, Kefalas, Merrifield, Newell, Roberts, and Todd.

HB16-1168 by Representative(s) Ginal and Danielson, Landgraf, Pettersen, Primavera, Singer, Tyler; also Senator(s) Scott--Concerning the continuation of the rural alcohol and substance abuse prevention and treatment program.

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

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	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: Aguilar, Carroll, Donovan, Guzman, Heath, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Roberts, Steadman, and Todd.

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

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

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

HB16-1163 by Representative(s) Rankin, Hamner, Young; also Senator(s) Grantham, Lambert, Steadman--Concerning appropriations from the noxious weed management fund.

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

HB16-1193 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning granting electronic access to court information to attorneys under contract with the office of the respondent parents' counsel.

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

HB16-1170 by Representative(s) Vigil and Coram, Brown; also Senator(s) Sonnenberg and Garcia--Concerning the continuation of the division of racing events in the department of revenue, and, in connection therewith, implementing recommendation 1 of the 2015 sunset report of the department of regulatory agencies.

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

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

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

YES	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: HB16-1163, HB16-1193, HB16-1170.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

HB16-1090 by Representative(s) McCann; also Senator(s) Jahn--Concerning the conditions under which a person may assist another for compensation in obtaining the proceeds of a foreclosure sale after all liens have been satisfied.

(Amended in General Orders as printed in Senate journal, March 14, page(s) 413.)

Amendment No. 1, Business, Labor, & Technology Committee Amendment.
(Printed in Senate Journal, March 10, page(s) 387-388, and placed in members' bill files.)

Amendment No. 2(L.011), by Senator Jahn.

Strike the Business, Labor, and Technology Committee Report, dated March 9, 2016, and substitute:

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

"SECTION 1. Legislative declaration. The general assembly finds, determines, and declares that an agreement under which a person undertakes to recover or assist in recovering an amount due to the owner of property in foreclosure, as described in sections 4, 5, and 6 of this act, meets the current definition of a "foreclosure consulting contract" under section 6-1-1103 (5), C.R.S. This act is not intended to, and shall not be construed to, affect any pending prosecution or litigation that involves a foreclosure consultant or foreclosure consulting contract or in which the application of section 6-1-1103 (5), C.R.S., is an issue.

SECTION 2. In Colorado Revised Statutes, 6-1-105, **add** (1) (iii) as follows:

6-1-105. Deceptive trade practices. (1) A person engages in a deceptive trade practice when, in the course of the person's business, vocation, or occupation, the person:

(iii) KNOWINGLY ENTERS INTO, OR ATTEMPTS TO ENFORCE, AN AGREEMENT REGARDING THE RECOVERY OF AN OVERBID ON FORECLOSED PROPERTY IF THE AGREEMENT CONCERNS THE RECOVERY OF FUNDS IN THE POSSESSION OF:

(I) A PUBLIC TRUSTEE PRIOR TO TRANSFER OF THE FUNDS TO THE STATE TREASURER UNDER SECTION 38-38-111, C.R.S.; OR

(II) THE STATE TREASURER AND DOES NOT MEET THE REQUIREMENTS FOR SUCH AN AGREEMENT AS SPECIFIED IN SECTION 38-13-128.5, C.R.S.

SECTION 3. In Colorado Revised Statutes, 6-1-1103, **repeal** (4) (a) (IX) as follows:

6-1-1103. Definitions. As used in this part 11, unless the context otherwise requires:

(4) (a) "Foreclosure consultant" means a person who does not, directly or through an associate, take or acquire any interest in or title to a homeowner's property and who, in the course of such person's business, vocation, or occupation, makes a solicitation, representation, or offer to a home owner to perform, in exchange for compensation from the home owner or from the proceeds of any loan or advance of funds, a service that the person represents will do any of the following:

(IX) ~~Assist the home owner in obtaining from the beneficiary, mortgagee, or grantee of the lien in foreclosure, or from counsel for such beneficiary, mortgagee, or grantee, the remaining or excess proceeds from the foreclosure sale of the residence in foreclosure.~~

SECTION 4. In Colorado Revised Statutes, 38-38-111, **amend** (3) (a) and (3) (b); and **add** (2.5) (c) as follows:

38-38-111. Treatment of an overbid - definition - agreements to assist in recovery of overbid prohibited - penalty. (2.5) (c) AN AGREEMENT TO PAY COMPENSATION TO RECOVER OR ASSIST IN RECOVERING AN AMOUNT DUE TO THE OWNER FROM THE PUBLIC TRUSTEE UNDER SUBSECTION (2) OF THIS SECTION IS NOT ENFORCEABLE. A PERSON WHO INDUCES OR ATTEMPTS TO INDUCE ANOTHER PERSON TO ENTER INTO SUCH AN AGREEMENT COMMITS A MISDEMEANOR, AS DEFINED IN SECTION 18-1.3-504, C.R.S., AND IS SUBJECT TO IMPRISONMENT IN COUNTY JAIL FOR UP TO SIX MONTHS, A FINE OF UP TO TEN THOUSAND DOLLARS, OR BOTH.

(3) (a) ~~Unless~~ WHEN the property is sold by the sheriff, and all OF the SALE proceeds of the sale are MUST BE deposited into the registry of the court. Any unclaimed remaining overbid from a foreclosure sale held prior to September 1, 2012, shall be transferred by the officer to the county treasurer within ninety calendar days after the expiration of all redemption periods as provided in section 38-38-302 and held in escrow, and any unclaimed remaining overbid from a foreclosure sale held on or after September 1, 2012, shall be held by the officer in escrow. In either case, the remaining overbid shall be held for ~~five years~~ SIX MONTHS from the date of the sale. The county treasurer or officer, whomever holds the remaining overbid in escrow, shall be answerable for the funds without interest at any time within the ~~five-year~~ SIX-MONTH period to ~~such persons as shall be~~ ANY PERSON legally entitled to the funds. Any interest earned on the escrowed funds shall be paid to the county at least annually. Unclaimed remaining overbids that are less than twenty-five dollars and that are not claimed within ~~five years~~ SIX MONTHS from the

date of sale shall be paid to the general fund of the county, and such moneys paid to the general fund of the county shall become the property of the county. Unclaimed remaining overbids that are equal to or greater than twenty-five dollars and that are not claimed within ~~five years~~ SIX MONTHS from the date of the sale shall be presumed to be ARE unclaimed property for purposes of the "Unclaimed Property Act", ARTICLE 13 OF THIS TITLE, and SHALL BE transferred to the administrator in accordance with ~~such act~~ THAT ARTICLE. After the unclaimed remaining overbids are transferred to the administrator or to the general fund of the county, the county treasurer and officer shall be ARE discharged from any further liability or responsibility for the moneys.

(b) If the unclaimed remaining overbids exceed five hundred dollars and have not been claimed by any person entitled thereto within sixty calendar days ~~from~~ AFTER the expiration of all redemption periods as provided by section 38-38-302, the county treasurer or officer shall, within ninety calendar days ~~from~~ AFTER the expiration of all redemption periods, commence publication of a notice for four weeks, which means publication once each week for five successive weeks, in ~~some~~ A newspaper of general circulation in the county where the subject property is located. The county treasurer is responsible for the notice of an overbid from a foreclosure sale held prior to September 1, 2012, and the officer is responsible for the notice of an overbid from a foreclosure sale held on or after September 1, 2012. The notice shall MUST contain the name of the owner, the owner's address as given in the recorded instrument evidencing the owner's interest, and the legal description and street address, if any, of the property sold at the sale and shall MUST state that an overbid was realized from the sale and that, unless the funds are claimed by the owner or other person entitled thereto within ~~five years~~ ~~from~~ SIX MONTHS AFTER the date of sale, the funds shall be transferred to the state treasurer as part of the "Unclaimed Property Act". The county treasurer or officer, whomever holds the remaining overbid in escrow, shall also mail a copy of the notice to the owner at the best available address.

SECTION 5. In Colorado Revised Statutes, 38-13-128, add (6) as follows:

38-13-128. Agreements to locate reported property - general provisions. (6) THIS SECTION DOES NOT APPLY TO AGREEMENTS TO RECOVER OR ASSIST IN RECOVERING UNCLAIMED OVERBIDS TRANSFERRED TO THE ADMINISTRATOR UNDER SECTION 38-38-111.

SECTION 6. In Colorado Revised Statutes, add 38-13-128.5 as follows:

38-13-128.5. Agreements to locate reported property - overbids from foreclosure sales. (1) AN AGREEMENT TO PAY COMPENSATION TO RECOVER OR ASSIST IN RECOVERING AN UNCLAIMED OVERBID TRANSFERRED TO THE ADMINISTRATOR UNDER SECTION 38-38-111 IS:

(a) NOT ENFORCEABLE UNLESS ENTERED INTO AT LEAST TWO YEARS AFTER THE DATE OF THE TRANSFER;

(b) ENFORCEABLE IF:

(I) THE AGREEMENT IS IN WRITING AND SIGNED BY THE OWNER, AS DEFINED IN SECTION 38-38-111 (5);

(II) THE AGREEMENT DESCRIBES THE PROPERTY AND THE DATE OF THE FORECLOSURE SALE FROM WHICH THE OVERBID WAS DERIVED;

(III) THE AGREEMENT SETS FORTH THE NATURE OF THE SERVICES TO BE PROVIDED; AND

(IV) THE COMPENSATION TO BE PAID UNDER THE TERMS OF THE AGREEMENT DOES NOT EXCEED:

(A) TWENTY PERCENT OF THE AMOUNT OF THE OVERBID IF ENTERED INTO AT LEAST TWO YEARS, BUT NOT MORE THAN THREE YEARS, AFTER THE DATE OF THE TRANSFER; OR

(B) THIRTY PERCENT OF THE AMOUNT OF THE OVERBID IF ENTERED INTO MORE THAN THREE YEARS AFTER THE DATE OF THE TRANSFER.

(2) A PERSON WHO INDUCES OR ATTEMPTS TO INDUCE ANOTHER PERSON TO ENTER INTO AN AGREEMENT DESCRIBED IN THIS SECTION THAT DOES NOT COMPLY WITH ALL REQUIREMENTS OF SUBSECTION (1) OF THIS SECTION COMMITS A MISDEMEANOR, AS DEFINED IN SECTION 18-1.3-504, C.R.S., AND IS SUBJECT TO IMPRISONMENT IN COUNTY JAIL FOR UP TO SIX MONTHS, A FINE OF UP TO TEN THOUSAND DOLLARS, OR BOTH.

(3) NOTHING IN SUBSECTION (1) OF THIS SECTION PROHIBITS AN OWNER FROM ASSERTING, AT ANY TIME, THAT A WRITTEN, SIGNED AGREEMENT TO RECOVER OR ASSIST IN RECOVERING AN OVERBID IS BASED ON EXCESSIVE OR UNJUST CONSIDERATION.

(4) THE RESTRICTIONS SET FORTH IN THIS SECTION DO NOT APPLY TO AN AGREEMENT TO PAY COMPENSATION TO RECOVER OR ASSIST IN RECOVERING AN OVERBID OF LESS THAN ONE THOUSAND DOLLARS.

SECTION 7. Act subject to petition - effective date - applicability. (1) 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.

(2) (a) Sections 5 and 6 of this act apply to the proceeds of foreclosure sales conducted on or after the applicable effective date of this act.

(b) Section 4 of this act applies to the proceeds of foreclosure sales conducted on, after, or up to five years before the applicable effective date of this act."

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

SB16-124 by Senator(s) Grantham; also Representative(s) Priola, Becker K.--Concerning sales and use tax treatment of equipment used for processing recovered materials.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, March 11, page(s) 400, and placed in members' bill files.)

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

SB16-106 by Senator(s) Holbert; also Representative(s) Salazar--Concerning measures to facilitate the efficient administration of Colorado laws governing campaign finance.

Laid over until Thursday, March 17, retaining its place on the calendar.

SB16-083 by Senator(s) Baumgardner, Marble, Cooke, Sonnenberg, Scott, Grantham; also Representative(s) Joshi, Neville P., Becker J., Buck, Wilson, Priola, Nordberg--Concerning a requirement that an elector establish identification for voting purposes by showing a government-issued form of identification that shows a photograph of the eligible elector.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, March 11, page(s) 400, 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

On motion of Senator Cooke, 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: SB16-124 as amended, SB16-083 as amended, HB16-1090 as amended.

Laid over until Thursday, March 17: SB16-106.

MESSAGE FROM THE HOUSE

March 15, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1285.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1306, amended as printed in House Journal, March 14.
HB16-1224, amended as printed in House Journal, March 14.

The House has passed on Third Reading and returns herewith SB16-094.

The House has adopted and returns herewith SJR16-019.

The House has voted to concur in the Senate amendments to HB16-1151 and has repassed the bill as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

March 15, 2016

We herewith transmit:

Without comment, HB16-1285.
Without comment, as amended, HB16-1224 and 1306.

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

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

MEMBERS OF THE
MEDICAL SERVICES BOARD

for terms expiring July 1, 2017:

Paul Melinkovich, M.D., of Denver, Colorado, to serve as a Democrat from the First Congressional District, and as a person with knowledge of medical assistance programs, reappointed;

J. Michael Stahl of Grand Junction, Colorado, to serve as an Unaffiliated from the Third Congressional District, and as a person with knowledge of the delivery of health care, reappointed.

Jessica Lynne Kuhns of Loveland, Colorado, to serve as a Democrat from the Second Congressional District and as a person with knowledge of medical assistance programs, and occasioned by the resignation of Timothy P. Fox of Denver, Colorado, a Democrat from the First Congressional District, appointed;

for a term expiring July 1, 2019:

David Norris Potts of Salida, Colorado, to serve as a Republican from the Fifth Congressional District, and as a person with knowledge of medical assistance programs, 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
COLORADO CHILDREN'S TRUST FUND BOARD

for terms expiring November 7, 2018:

Laura Jean Hazen of Centennial, Colorado, to serve as a member with knowledge of child abuse prevention, reappointed;

Erika M. McElroy, Ph.D., of Aurora, Colorado, to serve as a member with knowledge of child abuse prevention, 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		

Senate in recess. Senate reconvened.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR16-020 by Senator(s) Crowder; also Representative(s) Vigil--Concerning the spread of noxious weeds on federal land.

Laid over until Tuesday, March 29, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

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.
Agriculture, Natural Resources, & Energy

SB16-158 by Senator(s) Lundberg; also Representative(s) Primavera--Concerning the ability of a physician assistant to perform functions delegated by a physician that are within the physician assistant's scope of practice.
Health & Human Services

HB16-1224 by Representative(s) Lundeen, Becker J., Carver, Nordberg; also Senator(s) Woods--Concerning child abuse involving human trafficking of minors.
Judiciary

HB16-1306 by Representative(s) Williams, Arndt; also Senator(s) Holbert--Concerning revision of the state statutes governing mortgage loan originators to conform more closely to applicable federal law, and, in connection therewith, amending, relocating, and repealing provisions in accordance with the federal "Secure and Fair Enforcement for Mortgage Licensing Act of 2008".
Business, Labor, & Technology

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1051, 1064, 1091, 1119, 1284.

LETTERS OF APPOINTMENT

March 1, 2016

The Honorable Bill Cadman
President of the Colorado State Senate
Colorado State Capitol
200 East Colfax, Room 346
Denver, Colorado 80203

Dear President Cadman:

On behalf of the Board of Regents of the University of Colorado, I am pleased to forward to you the following appointment to the University of Colorado Hospital Authority Board of Directors:

From the 2nd Congressional District: Dori Biester, for a term effective July 1, 2015 and continuing until June 30, 2019 (or until her successor is appointed by the Board of Regents). This will be Ms. Biester's first term on the Hospital Authority Board of Directors.

This appointment was approved by the Board of Regents at the June 23, 2015 regular board meeting. A copy of the resolution to this effect and biographical information are attached.

Per C.R.S. §23-21-503(2), appointments to the Hospital Authority Board of Directors from the congressional districts are subject to the advice and consent of the Senate.

Please let me know if you have any questions.

Sincerely,
(signed)
Cheryl Espinoza
Assistant Secretary to the Board of Regents
Rec'd: 3/10/2016
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

March 1, 2016

The Honorable Bill Cadman
President of the Colorado State Senate
Colorado State Capitol
200 East Colfax, Room 346
Denver, Colorado 80203

Dear President Cadman:

On behalf of the Board of Regents of the University of Colorado, I am pleased to forward to you the following appointment to the University of Colorado Hospital Authority Board of Directors:

From the 3rd Congressional District: Steve Meyer, for a term effective July 1, 2015 and continuing until June 30, 2019 (or until his successor is appointed by the Board of Regents). This will be Mr. Meyer's first term on the Hospital Authority Board of Directors.

This appointment was approved by the Board of Regents at the June 23, 2015 regular board meeting. A copy of the resolution to this effect and biographical information are attached.

Per C.R.S. §23-21-503(2), appointments to the Hospital Authority Board of Directors from the congressional districts are subject to the advice and consent of the Senate.

Please let me know if you have any questions.

Sincerely,
(signed)
Cheryl Espinoza
Assistant Secretary to the Board of Regents
Rec'd: 3/10/2016
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

On motion of President Cadman, the Senate adjourned until 9:00 a.m., Wednesday,
March 16, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

64th Legislative Day

Wednesday, March 16, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Methodist Church, Littleton.

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

Pledge By Senator Holbert.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal	On motion of Senator Sonnenberg, reading of the Journal of Tuesday, March 15, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.
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COMMITTEE OF REFERENCE REPORTS

Finance	The Committee on <u>Finance</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:
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MEMBER OF THE
COLORADO RACING COMMISSION

effective July 1, 2015, for a term expiring July 1, 2019:

Lori A. Scott, DVM, of Commerce City, Colorado, to serve as a veterinarian and as an Unaffiliated from the Seventh Congressional District, appointed.

Finance The Committee on Finance 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 SECURITIES BOARD

for terms expiring July 1, 2018:

Thomas H. Kenning of Carbondale, Colorado, a member of the public at large residing west of the continental divide, appointed;

Darren R. Hensley of Lakewood, Colorado, who is licensed by the state supreme court to practice law in the state of Colorado and who is conversant in securities law, reappointed.

Finance	The Committee on <u>Finance</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:	1 2 3 4 5 6 7 8 9 10 11
<div>MEMBERS OF THE COLORADO LIMITED GAMING CONTROL COMMISSION</div>		12 13 14 15 16 17 18
	for a term expiring July 1, 2017:	19
	Don A. Wick of Arvada, Colorado, to serve as a member from the Seventh Congressional District, and a representative of law enforcement and as an Unaffiliated, and occasioned by the resignation of Sheriff Douglas N. Darr of Thornton, Colorado, appointed;	20 21 22 23 24 25 26
	for terms expiring July 1, 2019:	27
	Jannine Ruth Mohr, JD, of Loveland, Colorado, to serve as a member from the Second Congressional District and to serve as an attorney and as a Democrat, reappointed;	28 29 30
	Ryan Shirley, CPA, of Castle Rock, Colorado, to serve as a member from the Fourth Congressional District and to serve as a representative for certified public accountants and corporate finance and as a Republican, appointed.	31 32 33 34
Finance	After consideration on the merits, the Committee recommends that SB16-130 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	35 36 37 38 39 40
Finance	After consideration on the merits, the Committee recommends that HB16-1229 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	41 42 43 44 45 46 47 48 49 50 51
Local Government	After consideration on the merits, the Committee recommends that HB16-1149 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.	52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69
	Amend reengrossed bill, page 2, strike lines 2 through 9 and substitute:	
	"SECTION 1. In Colorado Revised Statutes, 38-33.3-117, add (1.8) as follows:	
	38-33.3-117. Applicability to preexisting common interest communities. (1.8) EXCEPT AS PROVIDED IN SECTION 38-33.3-119, SECTION 38-33.3-303 (4) (a) (I) APPLIES TO ALL COMMON INTEREST COMMUNITIES CREATED WITHIN THIS STATE BEFORE JULY 1, 1992, WITH RESPECT TO EVENTS AND CIRCUMSTANCES OCCURRING ON OR AFTER JULY 1, 2017.	
	SECTION 2. In Colorado Revised Statutes, 38-33.3-116, amend (1) and (3) as follows:	
	38-33.3-116. Exception for new small cooperatives and small and limited expense planned communities. (1) If a cooperative created in this state on or after July 1, 1992, but prior to July 1, 1998, contains only units restricted to nonresidential use or contains no more than ten units and is not subject to any development rights, it is subject only to sections 38-33.3-105 to 38-33.3-107, unless the declaration provides that this entire article is applicable. If a planned community created in this state on or after July 1, 1992, but prior to July 1, 1998, contains no more than ten units and is not subject to any development rights or if a planned community provides, in its declaration, that the annual average common expense liability of each unit restricted to residential purposes, exclusive of optional user fees and any insurance premiums paid by the association, may not exceed three FOUR hundred dollars, AS ADJUSTED PURSUANT TO SUBSECTION (3) OF THIS SECTION, it is subject only to sections 38-33.3-105 to 38-33.3-107, unless the declaration provides that this entire article is applicable.	

(3) The ~~four-hundred-dollar~~ DOLLAR limitation set forth in subsection SUBSECTIONS (1) AND (2) of this section shall be increased annually on July 1, 1999, and on July 1 of each succeeding year in accordance with any increase in the United States department of labor bureau of labor statistics final consumer price index for the Denver-Boulder consolidated metropolitan statistical area for the preceding calendar year. The limitation shall not be increased if the final consumer price index for the preceding calendar year did not increase and shall not be decreased if the final consumer price index for the preceding calendar year decreased.".

Renumber succeeding sections accordingly.

Page 2, strike line 22 and substitute "meeting as allowed for in the bylaws.

(II) Unless the declaration requires".

Page 3, strike lines 10 through 13.

Local Government After consideration on the merits, the Committee recommends that **HB16-1145** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Local Government After consideration on the merits, the Committee recommends that **HB16-1272** be referred to the Committee of the Whole with favorable recommendation.

Local Government After consideration on the merits, the Committee recommends that **HB16-1106** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

SENATE SERVICES REPORT

Correctly Printed: SB16-157 and 158; SJR16-020.
Correctly Engrossed: SB16-083 and 124; SJR16-019.
Correctly Revised: HB16-1090, 1163, 1170, and 1193.
Correctly Rerevised: HB16-1168 and 1236.

INTRODUCTION OF BILLS -- FIRST READING

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

SB16-159 by Senator(s) Martinez Humenik, Todd, Aguilar, Crowder, Merrifield, Newell, Tate, Kefalas; also Representative(s) Primavera, Arndt, Ginal, Landgraf, Lawrence, McCann, Roupe, Singer--Concerning the unauthorized use of the title "music therapist".
Business, Labor, & Technology

SB16-160 by Senator(s) Lambert, Baumgardner, Grantham, Lundberg; also Representative(s) Lundeen--Concerning a clarification of the status of state police power jurisdiction on federally managed lands to address issues that affect the public safety of the residents of the state.
State, Veterans, & Military Affairs

SB16-161 by Senator(s) Crowder; also Representative(s) Primavera--Concerning the regulation of athletic trainers by the division of professions and occupations in the department of regulatory agencies.
Business, Labor, & Technology

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.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-017 by Senator(s) Sonnenberg; also Representative(s) Coram--Concerning the designation of March 16, 2016, as Agriculture Day in Colorado.

On motion of Senator Sonnenberg, the resolution was read at length and **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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Steadman, Tate, Todd, Ulibarri, and Woods.

SJR16-016 by Senator(s) Sonnenberg; also Representative(s) Vigil--Concerning the recognition of Colorado Centennial Farms.

On motion of Senator Sonnenberg, the resolution was read at length and **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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Steadman, Tate, Todd, Ulibarri, and Woods.

SJR16-018 by Senator(s) Grantham and Todd, Baumgardner, Cooke, Crowder, Holbert, Marble, Neville T., Scheffel, Scott, Sonnenberg, Tate, Woods; also Representative(s) Buck and Singer--Concerning the establishment of March 16 as Liberty Day, and, in connection therewith, establishing March 2016 as Liberty Month.

On motion of Senator Grantham, the resolution was read at length and **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: Aguilar, Cadman, Carroll, Donovan, Garcia, Guzman, Heath, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Martinez Humenik, Merrifield, Newell, Roberts, Steadman, and Ulibarri.

MESSAGE FROM THE HOUSE

March 16, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1323.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1100, amended as printed in House Journal, March 15.
HB16-1198, amended as printed in House Journal, March 15.
HB16-1187, amended as printed in House Journal, March 15.
HB16-1297, amended as printed in House Journal, March 15.

The House has passed on Third Reading and returns herewith SB16-127.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB16-121, amended as printed in House Journal, March 15.
SB16-010, amended as printed in House Journal, March 15.

MESSAGE FROM THE REVISOR OF STATUTES

March 16, 2016

We herewith transmit:

Without comment, HB16-1323.
Without comment, as amended, HB16-1100, 1187, 1198, and 1297.
Without comment, as amended, SB16-010 and 121.

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:

HB16-1163 by Representative(s) Rankin, Hamner, Young; also Senator(s) Grantham, Lambert, Steadman--Concerning appropriations from the noxious weed management fund.

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, Guzman, Hodge, Jones, Sonnenberg, and Todd.

HB16-1193 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning granting electronic access to court information to attorneys under contract with the office of the respondent parents' counsel.

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: Jahn.

HB16-1170 by Representative(s) Vigil and Coram, Brown; also Senator(s) Sonnenberg and Garcia--Concerning the continuation of the division of racing events in the department of revenue, and, in connection therewith, implementing recommendation 1 of the 2015 sunset report of the department of regulatory agencies.

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: Cadman, Guzman, and Woods.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1090 by Representative(s) McCann; also Senator(s) Jahn--Concerning the conditions under which a person may assist another for compensation in obtaining the proceeds of a foreclosure sale after all liens have been satisfied.

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, Garcia, Grantham, Guzman, Heath, Johnston, Jones, Kefalas, Martinez Humenik, Merrifield, Newell, Scott, Tate, Todd, Ulibarri, and Woods.

SB16-124 by Senator(s) Grantham; also Representative(s) Priola, Becker K.--Concerning sales and use tax treatment of equipment used for processing recovered materials.

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, Cadman, Cooke, Crowder, Donovan, Guzman, Heath, Hodge, Jahn, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, and Woods.

SB16-083 by Senator(s) Baumgardner, Marble, Cooke, Sonnenberg, Scott, Grantham; also Representative(s) Joshi, Neville P., Becker J., Buck, Wilson, Priola, Nordberg--Concerning a requirement that an elector establish identification for voting purposes by showing a government-issued form of identification that shows a photograph of the eligible elector, and, in connection therewith, making an appropriation.

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

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Cadman, Crowder, Hill, Holbert, Lambert, Lundberg, Martinez Humenik, Neville T., Roberts, Scheffel, Tate, and Woods.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

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

MEMBERS OF THE
WORKERS' COMPENSATION COST
CONTAINMENT BOARD

for terms expiring December 13, 2018:

Megan Marie Strong of Thornton, Colorado, representing employers who have demonstrated good risk management experience with respect to their workers' compensation insurance, appointed;

Carl Joseph Herrmann of Wellington, Colorado, representing employers who have demonstrated good risk management experience with respect to their workers' compensation insurance, 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		

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SR16-003 by Senator(s) Cadman and Steadman, Scheffel, Guzman; --Concerning the ascertainment of a quorum immediately after the Senate is called to order by the presiding officer.

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

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR16-015.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

March 16, 2016

Mr. President:

The House has adopted and returns herewith SJR16-016, SJR16-017.

INTRODUCTION OF BILLS -- FIRST READING

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

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

SB16-163 by Senator(s) Johnston, Roberts, Steadman, Scheffel; also Representative(s) Kagan, Dore, Foote, McCann--Concerning a study of an organizational recodification of title 12 of the Colorado Revised Statutes governing the regulation of professions and occupations. State, Veterans, & Military Affairs

- HB16-1100

by Representative(s) Pettersen and Esgar; also Senator(s) Cooke--Concerning the ability of unaccompanied homeless youth to determine domicile for purposes of in-state tuition status at institutions of higher education.

Education

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- 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.

Finance

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- HB16-1198

by Representative(s) Pabon and Wilson, Arndt; also Senator(s) Tate and Kerr--Concerning computer science courses fulfilling certain graduation requirements.

Education

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- HB16-1297

by Representative(s) Court, Wilson, Landgraf, Priola, Van Winkle, Williams, Duran, Foote, Arndt, Becker J., Conti, Fields, Garnett, Hamner, Hulinghorst, 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.

Finance

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- HB16-1323

by Representative(s) Kraft-Tharp; also Senator(s) Cooke--Concerning changing the name of the division of labor to the division of labor standards and statistics.

Business, Labor, & Technology

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MESSAGE FROM THE GOVERNOR

February 24, 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
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2016:

Andrea Fulton of Wheat Ridge, Colorado, to serve as a representative of private travel attractions and casinos, and occasioned by the resignation of Michael Andrew Dudick of Breckenridge, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/10/2016
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

February 29, 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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO WATER CONSERVATION BOARD

for terms expiring February 12, 2019:

- James R.L. “Jay” Gallagher of Steamboat Springs, Colorado, to serve as a representative from the Yampa-White drainage basin and as a Democrat, reappointed;
- Patricia L. Wells of Denver, Colorado, to serve as a representative from the City and County of Denver and as a Democrat, reappointed;
- Russell Lloyd George of Rifle, Colorado, to serve as a representative from the main Colorado drainage basin and as a Republican, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/10/2016
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, March 17, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

65th Legislative Day Thursday, March 17, 2016

Prayer By the chaplain, Pastor Brian Henderson, First Baptist Church, Denver.

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

Pledge By Senator Holbert.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Sonnenberg, reading of the Journal of Wednesday, March 16, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that **HB16-1066** be **referred** to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **HB16-1192** 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 reengrossed bill, page 18, strike lines 16 through 18 and substitute:

"(II) A MEMBER OF THE GENERAL ASSEMBLY MAY NOT SPONSOR MORE THAN TWO BILLS INTRODUCED PURSUANT TO THIS SUBSECTION (6) IN A SINGLE LEGISLATIVE SESSION."

Health & Human Services After consideration on the merits, the Committee recommends that **HB16-1165** be **referred** to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB16-1176** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB16-1157** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1189 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB16-134 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.	6 7 8 9 10
	Amend printed bill, page 2, strike lines 2 through 13.	11
	Renumber succeeding sections accordingly.	12 13
	Page 3, line 18, strike "(8.5), 25-3.5-203," and substitute "(8.5)".	14 15 16
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-136 be postponed indefinitely .	17 18 19 20 21 22
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1152 be referred to the Committee of the Whole with favorable recommendation.	23 24 25 26 27 28
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-142 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	29 30 31 32 33 34
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-152 be postponed indefinitely .	35 36 37 38 39 40
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-149 be referred to the Committee of the Whole with favorable recommendation.	41 42 43 44 45 46
<div> <div></div> <div>SENATE SERVICES REPORT</div> <div> <p>Correctly Printed: SB16-159, 160, 161, 162, and 163; SR16-003.</p> <p>Correctly Engrossed: SJR16-016, 017, and 018.</p> <p>Correctly Reengrossed: SB16-083 and 124.</p> <p>Correctly Rerevised: HB16-1090, 1163, 1170, and 1193.</p> </div> </div>		47 48 49 50 51 52 53 54 55 56
Committee of the Whole	On motion of Senator Hill, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Hill was called to act as Chair.	57 58 59 60 61 62
<div> <div></div> <div>GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR</div> <div> <p>The Committee of the Whole having risen, the Chair reported that the following bill, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:</p> </div> </div>		63 64 65 66 67 68 69

HB16-1094 by Representative(s) Dore, Wist, Van Winkle, Wilson, Hulinghorst, Foote, Nordberg, Rankin, Lundeen, Becker K., Court, Conti, Hamner, Kagan, Landgraf, Lawrence, Roupe, Windholz; also Senator(s) Roberts--Concerning making references to the attorney general in the Colorado Revised Statutes gender neutral.

Ordered revised 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 Hill, 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: HB16-1094.

Committee of the Whole On motion of Senator Hill, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hill 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:

SB16-123 by Senator(s) Lundberg, Marble, Baumgardner, Scheffel, Holbert, Newell, Hill, Woods, Cooke, Crowder, Grantham, Lambert; also Representative(s) Singer, Saine, Ransom, Lebsock, Wilson, Melton, Winter, Lontine, Sias--Concerning free access for high occupancy vehicles to high occupancy vehicle and high occupancy toll lanes on state highways, and, in connection therewith, prohibiting the department of transportation and the high-performance transportation enterprise from requiring a vehicle owner to use a switchable transponder or other device in order to travel in a high occupancy vehicle on such a lane without paying a toll.

(Amended in General Orders as printed in Senate Journal, February 25, page(s) 286-287.)

Amendment No. 1(L.009), by Senator Lundberg.

Amend printed bill, page 2, after line 16 insert:
"SECTION 2. In Colorado Revised Statutes, 42-4-1012, add (1)
(e) as follows:
42-4-1012. High occupancy vehicle (HOV) and high occupancy toll (HOT) lanes. (1) (e) AT LEAST TWELVE MONTHS BEFORE REQUIRING THAT ANY VEHICLE CARRY THREE OR MORE INDIVIDUALS TO TRAVEL FOR FREE AS A HIGH-OCCUPANCY VEHICLE IN A HIGH OCCUPANCY VEHICLE LANE OR HIGH OCCUPANCY TOLL LANE OPERATED BY THE

DEPARTMENT OF TRANSPORTATION, THE HIGH PERFORMANCE
TRANSPORTATION ENTERPRISE, OR A PRIVATE PARTNER OF THE
ENTERPRISE, THE TRANSPORTATION COMMISSION SHALL PROVIDE
WRITTEN NOTICE TO THE GENERAL ASSEMBLY, AT A TIME WHEN THE
GENERAL ASSEMBLY IS IN REGULAR SESSION, OF ITS FORMALLY ADOPTED
RESOLUTION EXPRESSING ITS INTENTION TO IMPOSE THE REQUIREMENT
BEGINNING ON A SPECIFIED FUTURE DATE."

Renumber succeeding sections accordingly.

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

SB16-106 by Senator(s) Holbert; also Representative(s) Salazar--Concerning measures to facilitate the
efficient administration of Colorado laws governing campaign finance.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, February 23, page(s) 260, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 11, page(s) 400-401, and placed in members' bill files.)

As amended, 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.)

SB16-133 by Senator(s) Tate, Johnston; also Representative(s) Pabon and Willett--Concerning the
transfer of property rights upon the death of a person, and, in connection therewith,
including inherited individual retirement accounts and inherited Roth individual retirement
accounts as property exempt from levy and sale under writ of attachment or writ of
execution, clarifying determination-of-heirship proceedings in probate, and enacting
portions of the "Uniform Power of Appointment Act".

Laid over until Friday, March 18, retaining its place on the calendar.

SB16-131 by Senator(s) Tate, Johnston; also Representative(s) Pabon and Willett--Concerning the
management of assets for individuals, and, in connection therewith, clarifying that a
fiduciary's authority is suspended after a petition for the fiduciary's removal is filed,
protecting an adult ward or protected person's right to an attorney post-adjudication, and
preventing a fiduciary from paying court costs or fees from out of an estate after receiving
notice of an action for the fiduciary's removal.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 15, page(s) 418, and placed in members' bill files.)

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

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

Senator Ulibarri moved to amend the Report of the Committee of the Whole to show that the
following Ulibarri floor amendment, (L.003) to SB16-106, did pass.

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

"**SECTION 1.** In Colorado Revised Statutes, **add** part 2 to article
45 of title 1 as follows:

PART 2
CLEAN ELECTIONS ACT

1-45-201. Short title. THE SHORT TITLE OF THIS ACT IS THE "CLEAN ELECTIONS ACT".

1-45-202. Legislative declaration. (1) THE GENERAL ASSEMBLY HEREBY FINDS, DETERMINES, AND DECLARES THAT:

(a) POLITICAL CAMPAIGNS FOR CANDIDATES FOR THE GENERAL ASSEMBLY HAVE BECOME VERY EXPENSIVE. AS A RESULT, MANY QUALIFIED RESIDENTS OF THE STATE ARE FINANCIALLY UNABLE TO SEEK ELECTION TO THE GENERAL ASSEMBLY, AND THE COST OF CONDUCTING POLITICAL CAMPAIGNS FORCES MANY CANDIDATES FOR STATE LEGISLATIVE OFFICE TO SPEND AN INORDINATE AMOUNT OF TIME RAISING CAMPAIGN FUNDS.

(b) THE PEOPLE OF THE STATE ARE CONCERNED THAT SPECIAL INTERESTS EXERCISE A DISPROPORTIONATE LEVEL OF INFLUENCE OVER THE POLITICAL PROCESS. THE SUREST WAY TO OFFSET THIS INFLUENCE IS TO ENSURE THAT CANDIDATES ARE ELECTED TO PUBLIC OFFICE BACKED BY A MEANINGFUL LEVEL OF PUBLIC AND GRASSROOTS SUPPORT.

(c) CITIZEN INTEREST, PARTICIPATION, AND CONFIDENCE IN THE INTEGRITY OF THE ELECTORAL PROCESS ARE LESSENED BY EXCESSIVELY LONG AND EXPENSIVE POLITICAL CAMPAIGNING;

(d) FULL OR PARTIAL PUBLIC FINANCING OF CAMPAIGNS FOR STATE LEGISLATIVE OFFICES, CONDITIONED ON A SUFFICIENT AMOUNT OF GRASSROOTS SUPPORT, WILL LEVEL THE PLAYING FIELD AMONG CANDIDATES, INCREASE CITIZEN PARTICIPATION IN THE ELECTORAL PROCESS, INCREASE THE SUPPLY OF QUALIFIED CANDIDATES ABLE TO RUN FOR STATE LEGISLATIVE OFFICE, LIMIT THE TIME CANDIDATES SPEND SOLICITING CONTRIBUTIONS, REDUCE THE PRESSURE ON STATE LEGISLATORS TO RESPOND AND PROVIDE ACCESS TO LARGE CONTRIBUTORS, AND FACILITATE THE EFFICIENT ADMINISTRATION OF LAWS GOVERNING CAMPAIGN FINANCE. AS A RESULT, CANDIDATES AND MEMBERS OF THE GENERAL ASSEMBLY WILL BE BETTER ABLE TO DEVOTE THEIR TIME AND ENERGY TO DEBATING THE ISSUES, RESPONDING TO CONSTITUENTS, AND PERFORMING THEIR OFFICIAL DUTIES. FURTHER, CAMPAIGNS THAT ARE FINANCED WHOLLY OR PARTIALLY WITH PUBLIC MONEYS WILL HELP RESTORE AND INCREASE PUBLIC TRUST AND CONFIDENCE IN OUR GOVERNMENTAL INSTITUTIONS.

(e) WHEN PUBLIC FINANCING OF ELECTIONS IS AVAILABLE, THE ADMINISTRATION OF LAWS ADDRESSING CAMPAIGN FINANCE IS MADE MORE EFFICIENT BECAUSE THE UNDERLYING RULES GOVERNING THE SYSTEM ARE SIMPLER AND EASIER TO UNDERSTAND AND FOLLOW, LEADING TO A SYSTEM OF FINANCING CANDIDATES THAT IS MORE TRANSPARENT AND ACCOUNTABLE, FEWER PUBLIC AND PRIVATE RESOURCES ARE CONSUMED SEEKING OR PROTECTING AGAINST MAXIMUM LEGAL ADVANTAGE, AND THE INTEGRITY OF THE SOURCE OF MONEYS FINANCING SUCH CAMPAIGNS IS PRESERVED AND MADE SECURE.

(2) THE GENERAL ASSEMBLY INTENDS THAT THIS PART 2 BE LIBERALLY CONSTRUED IN ORDER TO MORE FULLY IMPLEMENT ARTICLE XXVIII OF THE STATE CONSTITUTION, THE PURPOSES OF WHICH ARE SET FORTH IN SECTION 1 OF SAID ARTICLE.

1-45-203. Definitions. AS USED IN THIS PART 2, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "ARTICLE XXVIII" MEANS ARTICLE XXVIII OF THE STATE CONSTITUTION.

(2) "AUTHORITY" MEANS THE CLEAN ELECTIONS AUTHORITY CREATED IN SECTION 1-45-206 (1).

(3) "COVERED OFFICE" MEANS AN ELECTED OFFICE IN THE STATE SENATE OR THE STATE HOUSE OF REPRESENTATIVES.

(4) "FUND" MEANS THE CLEAN ELECTIONS FUND CREATED IN SECTION 1-45-206 (3).

(5) "PROFESSIONAL LOBBYIST" HAS THE SAME MEANING AS IS SPECIFIED IN SECTION 24-6-301, C.R.S.

(6) "QUALIFIED CANDIDATE" MEANS A CANDIDATE WHO HAS SATISFIED THE REQUIREMENTS OF SECTION 1-45-204 (1) AND (2) AND IS, THEREFORE, ELIGIBLE TO ACCEPT ONE OR MORE DISBURSEMENTS OF MONEYS FROM THE FUND IN ACCORDANCE WITH THE REQUIREMENTS OF THIS PART 2.

(7) "SECRETARY" MEANS THE COLORADO SECRETARY OF STATE.

1-45-204. Process for obtaining qualified candidate status.

(1) IN ORDER TO BE ELIGIBLE TO RECEIVE ONE OR MORE DISBURSEMENTS OF MONEYS FROM THE FUND, A CANDIDATE FOR A COVERED OFFICE MUST

BECOME A QUALIFIED CANDIDATE. IN ORDER TO BECOME A QUALIFIED CANDIDATE, A CANDIDATE FOR A COVERED OFFICE SHALL OBTAIN:

(a) SIGNATURES ON A PETITION, THE FORM OF WHICH HAS BEEN APPROVED BY THE SECRETARY, FROM NOT LESS THAN TWO HUNDRED FIFTY RESIDENTS IN THE LEGISLATIVE DISTRICT IN WHICH THE CANDIDATE IS SEEKING ELECTION OR REELECTION;

(b) NOT LESS THAN TWO HUNDRED FIFTY CONTRIBUTIONS TO THE CANDIDATE'S CANDIDATE COMMITTEE IN AN AMOUNT OF NOT MORE THAN ONE HUNDRED DOLLARS FROM RESIDENTS IN THE LEGISLATIVE DISTRICT IN WHICH THE CANDIDATE IS SEEKING ELECTION OR REELECTION; OR

(c) ANY COMBINATION OF SIGNATURES IN SATISFACTION OF PARAGRAPH (a) OF THIS SUBSECTION (1) OR CONTRIBUTIONS IN SATISFACTION OF PARAGRAPH (b) OF THIS SUBSECTION (1) AS LONG AS THE COMBINATION OF SIGNATURES OR CONTRIBUTIONS ADDS UP TO AT LEAST FIVE HUNDRED CONTRIBUTIONS AND SIGNATURES.

(2) EACH CANDIDATE SEEKING QUALIFIED CANDIDATE STATUS SHALL SUBMIT A NOTARIZED STATEMENT TO THE SECRETARY, THE FORM OF WHICH HAS BEEN APPROVED BY THE SECRETARY, THAT EVIDENCES THE CANDIDATE'S SATISFACTION OF THE REQUIREMENTS OF SUBSECTION (1) OF THIS SECTION TO BECOME A QUALIFIED CANDIDATE. UPON SUBMISSION BY THE CANDIDATE OF A STATEMENT THAT DEMONSTRATES THAT THE CANDIDATE HAS SATISFIED ALL REQUIREMENTS OF THIS SECTION, THE SECRETARY SHALL CERTIFY THE CANDIDATE AS A QUALIFIED CANDIDATE. TO THE EXTENT PRACTICABLE, THE SECRETARY SHALL COMPLETE THE CERTIFICATION PROCESS NOT LATER THAN TEN BUSINESS DAYS AFTER THE DATE ON WHICH THE CANDIDATE'S NOTARIZED STATEMENT IS SUBMITTED TO THE SECRETARY.

(3) EXCEPT AS OTHERWISE ALLOWED BY SECTION 1-4-205 (2), ONCE A CANDIDATE HAS RECEIVED CERTIFICATION FROM THE SECRETARY AS A QUALIFIED CANDIDATE, THE CANDIDATE, THROUGH HIS OR HER CANDIDATE COMMITTEE, SHALL NOT ACCEPT ANY ADDITIONAL CONTRIBUTIONS FROM ANY PERSON FOR PURPOSES OF SUPPORTING THE CANDIDATE'S ELECTION OR REELECTION.

1-45-205. Disbursement of moneys from the fund - procedures - rules. (1) A CANDIDATE WHO HAS BEEN CERTIFIED AS A QUALIFIED CANDIDATE PURSUANT TO SECTION 1-45-204 (2) IS ELIGIBLE TO ACCEPT AN INITIAL DISBURSEMENT FROM THE FUND IN THE AMOUNT OF SEVENTY FIVE THOUSAND DOLLARS TO BE EXPENDED ON THE CANDIDATE'S ELECTION OR REELECTION FOR THE APPLICABLE ELECTION CYCLE. SUBJECT TO THE REQUIREMENTS OF SUBSECTION (2) OF THIS SECTION, A QUALIFIED CANDIDATE WILL RECEIVE AN ADDITIONAL DISBURSEMENT OF MONEYS FROM THE FUND, THROUGH HIS OR HER CANDIDATE COMMITTEE, IN THE AMOUNT OF TWENTY FIVE THOUSAND DOLLARS FOR EVERY FIFTY THOUSAND DOLLARS IN AGGREGATE CONTRIBUTIONS ANY OF THE CANDIDATE'S OPPONENTS, SINGULARLY OR IN COMBINATION, ACCEPTS DURING THE APPLICABLE ELECTION CYCLE THAT EXCEEDS AN INITIAL BASE AMOUNT OF ONE HUNDRED TWENTY-FIVE THOUSAND DOLLARS AS ILLUSTRATED BY THE FOLLOWING:

(a) A QUALIFIED CANDIDATE IS ELIGIBLE TO ACCEPT SEVENTY FIVE THOUSAND DOLLARS FOR BECOMING CERTIFIED AS A QUALIFIED CANDIDATE.

(b) A QUALIFIED CANDIDATE IS ELIGIBLE TO ACCEPT A TOTAL DISBURSEMENT FROM THE FUND OF ONE HUNDRED THOUSAND DOLLARS IF ANY OF THE CANDIDATE'S OPPONENTS, SINGULARLY OR IN COMBINATION, ACCEPTS IN AGGREGATE CONTRIBUTIONS IN AN AMOUNT IN EXCESS OF ONE HUNDRED TWENTY-FIVE THOUSAND DOLLARS BUT LESS THAN ONE HUNDRED SEVENTY THOUSAND DOLLARS.

(c) A QUALIFIED CANDIDATE IS ELIGIBLE TO ACCEPT A TOTAL DISBURSEMENT FROM THE FUND OF ONE HUNDRED TWENTY-FIVE THOUSAND DOLLARS IF ANY OF THE CANDIDATE'S OPPONENTS, SINGULARLY OR IN COMBINATION, ACCEPTS IN AGGREGATE CONTRIBUTIONS AN AMOUNT IN EXCESS OF ONE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS BUT LESS THAN TWO HUNDRED TWENTY-FIVE THOUSAND DOLLARS.

(d) A QUALIFIED CANDIDATE IS ELIGIBLE TO ACCEPT A TOTAL DISBURSEMENT FROM THE FUND OF ONE HUNDRED FIFTY THOUSAND DOLLARS IF ANY OF THE CANDIDATE'S OPPONENTS, SINGULARLY OR IN COMBINATION, ACCEPTS IN AGGREGATE CONTRIBUTIONS IN AN AMOUNT IN EXCESS OF TWO HUNDRED TWENTY-FIVE THOUSAND DOLLARS BUT LESS

THAN TWO HUNDRED SEVENTY-FIVE THOUSAND DOLLARS.

(e) A QUALIFIED CANDIDATE IS ELIGIBLE TO ACCEPT A TOTAL DISBURSEMENT FROM THE FUND OF ONE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS IF ANY OF THE CANDIDATE'S OPPONENTS, SINGULARLY OR IN COMBINATION, ACCEPTS IN AGGREGATE CONTRIBUTIONS IN AN AMOUNT IN EXCESS OF ONE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS BUT LESS THAN THREE HUNDRED TWENTY-FIVE THOUSAND DOLLARS.

(f) A QUALIFIED CANDIDATE IS ELIGIBLE TO ACCEPT A TOTAL DISBURSEMENT FROM THE FUND OF TWO HUNDRED THOUSAND DOLLARS IF ANY OF THE CANDIDATE'S OPPONENTS, SINGULARLY OR IN COMBINATION, ACCEPTS IN AGGREGATE CONTRIBUTIONS IN AN AMOUNT IN EXCESS OF THREE HUNDRED TWENTY-FIVE THOUSAND DOLLARS.

(2) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THE MAXIMUM AMOUNT OF MONEYS A QUALIFIED CANDIDATE MAY RECEIVE IN DISBURSEMENTS FROM THE FUND IS TWO HUNDRED THOUSAND DOLLARS. AT SUCH TIME AS SUCH QUALIFIED CANDIDATE HAS RECEIVED TWO HUNDRED THOUSAND DOLLARS FROM THE FUND AND ANY OF THE CANDIDATE'S OPPONENTS, SINGULARLY OR IN COMBINATION, RECEIVES IN AGGREGATE CONTRIBUTIONS IN AN AMOUNT IN EXCESS OF THREE HUNDRED TWENTY-FIVE THOUSAND DOLLARS, THE QUALIFIED CANDIDATE MAY RECEIVE THROUGH HIS OR HER CANDIDATE COMMITTEE SUCH ADDITIONAL CONTRIBUTIONS FROM ANY PERSON AS ARE PERMITTED TO BE RECEIVED BY A CANDIDATE COMMITTEE IN ACCORDANCE WITH ARTICLE XXVIII.

(3) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, ANY MONEYS DISBURSED TO A CANDIDATE COMMITTEE IN ACCORDANCE WITH THIS PART 2 MUST BE EXPENDED IN SUPPORT OF THE CANDIDATE'S ELECTION OR REELECTION.

1-45-206. Clean elections authority - enterprise status - fee on registered lobbyists - clean elections fund. (1) (a) THERE IS HEREBY CREATED IN THE DEPARTMENT OF STATE THE CLEAN ELECTIONS AUTHORITY, REFERRED TO IN THIS PART 2 AS THE "AUTHORITY", WHICH IS UNDER THE AUTHORITY OF THE SECRETARY. THE AUTHORITY CONSTITUTES AN ENTERPRISE FOR PURPOSES OF SECTION 20 OF ARTICLE X OF THE STATE CONSTITUTION SO LONG AS THE AUTHORITY RETAINS THE AUTHORITY TO ISSUE REVENUE BONDS PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (1), AND THE AUTHORITY RECEIVES LESS THAN TEN PERCENT OF ITS TOTAL ANNUAL REVENUES FROM GRANTS, AS DEFINED IN SECTION 24-77-102 (7), C.R.S., FROM ALL COLORADO STATE AND LOCAL GOVERNMENTS COMBINED. SO LONG AS THE AUTHORITY CONSTITUTES AN ENTERPRISE PURSUANT TO THIS SECTION, THE AUTHORITY IS NOT SUBJECT TO ANY OF THE PROVISIONS OF SECTION (20) OF ARTICLE X OF THE STATE CONSTITUTION.

(b) SUBJECT TO APPROVAL BY THE GENERAL ASSEMBLY, EITHER BY BILL OR BY JOINT RESOLUTION, AND AFTER APPROVAL BY THE GOVERNOR PURSUANT TO SECTION 39 OF ARTICLE V OF THE STATE CONSTITUTION, THE AUTHORITY IS HEREBY AUTHORIZED TO ISSUE REVENUE BONDS TO FINANCE THE ELECTION OF CANDIDATES SEEKING ELECTION TO THE GENERAL ASSEMBLY IN ACCORDANCE WITH THIS PART 2.

(2) IN ADDITION TO THE ANNUAL REGISTRATION FEE IMPOSED UPON PROFESSIONAL LOBBYISTS IN ACCORDANCE WITH SECTION 24-6-303 (1.3) (a), C.R.S., EACH PROFESSIONAL LOBBYIST SHALL ALSO PAY TO THE SECRETARY AN ADDITIONAL FEE OF TEN PERCENT OF THE TOTAL GROSS INCOME FOR LOBBYING THAT THE LOBBYIST RECEIVED DURING THE PRIOR CALENDAR YEAR. THE ADDITIONAL FEE IMPOSED UNDER THIS SUBSECTION (2) MUST BE PAID BY THE LOBBYIST AT THE SAME TIME THE LOBBYIST FILES HIS OR HER REGISTRATION STATEMENT PURSUANT TO SECTION 24-6-303 (1.3) (a), C.R.S. ALL FEES COLLECTED BY THE SECRETARY MUST BE TRANSMITTED TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE CLEAN ELECTIONS FUND CREATED IN SUBSECTION (3) OF THIS SECTION.

(3) THERE IS HEREBY CREATED IN THE STATE TREASURY THE CLEAN ELECTIONS FUND. THE FUND CONSISTS OF ALL MONEYS COLLECTED BY THE SECRETARY FROM THE FEE IMPOSED PURSUANT TO SUBSECTION (2) OF THIS SECTION, ANY MONEYS COLLECTED BY THE SECRETARY FOR THE PURPOSE OF THIS SECTION FROM FEDERAL GRANTS, FROM OTHER CONTRIBUTIONS, GIFTS, GRANTS, AND DONATIONS RECEIVED FROM ANY

OTHER INDIVIDUAL, PUBLIC OR PRIVATE, FROM THE PROCEEDS OF ANY BOND ISSUED PURSUANT TO PARAGRAPH (b) OF SUBSECTION (1) OF THIS SECTION, AND FROM ANY FEES OR INTEREST EARNED ON SUCH MONEY. THE SECRETARY IS HEREBY AUTHORIZED AND DIRECTED TO SOLICIT, ACCEPT, EXPEND, AND DISBURSE ALL MONEYS COLLECTED FOR THE FUND FROM THE SOURCES SPECIFIED IN THIS SUBSECTION (3) FOR THE PURPOSE OF FINANCING THE ELECTION CAMPAIGNS OF QUALIFIED CANDIDATES IN ACCORDANCE WITH THIS PART 2. ALL MONEYS CREDITED TO THE FUND MUST BE USED AS PROVIDED IN THIS PART 2 AND MUST NOT BE DEPOSITED IN OR TRANSFERRED TO THE GENERAL FUND OF THE STATE OR ANY OTHER FUND.

1-45-207. Rules. THE SECRETARY SHALL PROMULGATE, IN ACCORDANCE WITH ARTICLE 4 OF TITLE 24, C.R.S., SUCH RULES AS MAY BE NECESSARY TO ADMINISTER THIS PART 2.

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."

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	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	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 Hill, 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: SB16-123 as amended, SB16-106 as amended, SB16-131 as amended.

Laid over until Friday, March 18: SB16-133.

CONSIDERATION OF RESOLUTIONS

SR16-003 by Senator(s) Cadman and Steadman, Scheffel, Guzman; --Concerning the ascertainment of a quorum immediately after the Senate is called to order by the presiding officer.

On motion of Senator Steadman, 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: Garcia, Grantham, Heath, Hodge, Holbert, Johnston, Jones, Kefalas, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Roberts, Scott, Tate, and Todd.

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, March 17 was laid over until Friday, March 18, retaining its place on the calendar.

- Consideration of House Amendments to Senate Bills: SB16-121, SB16-010.
- Consideration of Governor's Appointments -- Consent Calendar:
 - Members of the Colorado Commission on Judicial Discipline.
 - Members of the Juvenile Parole Board.
 - Member of the Board of Assessment Appeals.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

March 17, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1210, 1281.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1271, amended as printed in House Journal, March 16.
HB16-1155, amended as printed in House Journal, March 16.
HB16-1230, amended as printed in House Journal, March 16.
HB16-1262, amended as printed in House Journal, March 16.
HB16-1263, amended as printed in House Journal, March 16.
HB16-1264, amended as printed in House Journal, March 16.
HB16-1265, amended as printed in House Journal, March 16.
HB16-1259, amended as printed in House Journal, March 16.

The House has passed on Third Reading and returns herewith SB16-012, 034.

MESSAGE FROM THE REVISOR OF STATUTES

March 17, 2016

We herewith transmit:

Without comment, HB16-1210 and 1281.
Without comment, as amended, HB16-1155, 1230, 1259, 1262, 1263, 1264, 1265, and 1271.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

- SJR16-002

by Senator(s) Baumgardner and Merrifield, Cooke, Jones, Roberts; also Representative(s) Hamner and Thurlow, Becker K., Buck, Singer--Concerning the recognition of Colorado firefighters killed in the line of duty.

Laid over until Thursday, March 24, retaining its place on the calendar.
- SJR16-021

by Senator(s) Grantham; also Representative(s) Williams--Concerning recognition of "Single Parents' Day".

Laid over until Monday, March 21, retaining its place on the calendar.
- SJR16-022

by Senator(s) Baumgardner and Todd; also Representative(s) Rosenthal and Nordberg--Concerning the designation of March 21, 2016, as "Colorado Aerospace Day".

Laid over until Monday, March 21, retaining its place on the calendar.
- SJR16-023

by Senator(s) Roberts and Todd; also Representative(s) Lawrence and Ginal--Concerning the recognition of National Women's History Month, and, in connection therewith, designating March as Colorado Women's History Month.

Laid over until Monday, March 21, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB16-164

by Senator(s) Cooke; --Concerning clarification that a private probation supervision provider can file legal process against a probationer under his or her supervision.

Judiciary
- SB16-165

by Senator(s) Grantham; also Representative(s) Young--Concerning the requirements for an insurance company to be deemed to maintain a home office or regional home office in this state for purposes of the tax on insurance premiums collected by the insurance company.

Finance
Appropriations

- HB16-1155** by Representative(s) Saine and Mitsch Bush, Humphrey, Buck, Priola, Melton, Coram, Becker J., Nordberg; also Senator(s) Sonnenberg, Marble--Concerning authorization for a county to designate a four-lane controlled-access highway that is located in the county as a primary road of the county highway system, and, in connection therewith, specifying the jurisdiction, control, and duties of the county and of a municipality through which the highway passes with respect to such a highway.
Transportation
- 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.
Local Government
- HB16-1259** by Representative(s) Mitsch Bush and Wilson, Hamner, Rankin; also Senator(s) Cooke and Donovan--Concerning local district junior colleges, and, in connection therewith, changing the term local district junior college to local district college.
Education
- HB16-1262** by Representative(s) Williams, Esgar, Melton, Salazar; also Senator(s) Cooke--Concerning measures to improve peace officer hiring, and, in connection therewith, requiring employment waivers as part of the background check process for a person applying for a position as a peace officer who has worked as an officer and giving the P.O.S.T. board the authority to deny certification to an applicant who entered into a deferred agreement.
Judiciary
- HB16-1263** by Representative(s) Williams, Salazar, Becker K., Buckner, Danielson, Duran, Esgar, Garnett, Hullinghorst, Kagan, Lee, McCann, Melton, Moreno, Pettersen, Rosenthal, Vigil, Winter; also Senator(s) Ulibarri--Concerning updates to the statutory prohibition on profiling by peace officers.
Judiciary
- HB16-1264** by Representative(s) Melton, Esgar, Salazar, Williams; also Senator(s) Johnston--Concerning prohibiting the use of a chokehold by a peace officer.
Judiciary
- HB16-1265** by Representative(s) Melton and Esgar, Salazar; also Senator(s) Johnston and Cooke--Concerning expungement of arrest records based on mistaken identity.
Judiciary
- HB16-1271** by Representative(s) Singer and Nordberg; also Senator(s) Jahn and Lundberg--Concerning the ability of a limited winery that has a winery direct shipper's permit to deliver vinous liquors of its own manufacture directly to a personal consumer without the use of a common carrier.
Business, Labor, & Technology
- HB16-1281** by Representative(s) Young; also Senator(s) Tate--Concerning modifications to the implementation of the state's payroll system that will allow all state employees to be paid twice a month.
Finance

MESSAGE FROM THE GOVERNOR

March 16, 2016

Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

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

SB16-008: CONCERNING THE USE OF AN OFF-HIGHWAY VEHICLE TO CROSS STATE HIGHWAYS WITHIN THE JURISDICTION OF A MUNICIPALITY.

Approved March 16, 2016, at 3:30 p.m.

SB16-014: CONCERNING THE ALIGNMENT OF STATE MORTGAGE ORIGINATOR DISCLOSURE LAWS WITH RECENT CHANGES IN FEDERAL LAW.

Approved March 16, 2016, at 3:27 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Friday, March 18, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

66th Legislative Day Friday, March 18, 2016

Prayer By the chaplain, Pastor Doug Brown, Greenwood Community Church, Littleton.

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

Roll Call Present--33
Excused--2, Garcia, Lundberg.
Present later--1, Lundberg.

Quorum The President announced a quorum present.

Pledge By Senator Holbert.

Reading of Journal On motion of Senator Sonnenberg, reading of the Journal of Thursday, March 17, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Trans- After consideration on the merits, the Committee recommends that SB16-138 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 25, strike "JANUARY" and substitute "JULY".

Page 3, strike line 27 and substitute "LEGISLATION TO THE GENERAL ASSEMBLY".

Page 4, strike line 1.

Trans- After consideration on the merits, the Committee recommends that SB16-100 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 2, after "(3)" insert "and (4)".

Page 2, line 4, strike "levy. (3) THE" and substitute "levy - repeal. (3) NO LATER THAN OCTOBER 15 OF EACH YEAR, THE".

Page 2, line 7, before "REDUCE" insert "POTENTIALLY".

Page 2, line 8, strike "NOTWITHSTANDING ANY OTHER".

Page 2, strike lines 9 through 18.

Strike page 3 and substitute:

"(4)(a) THE TRANSPORTATION LEGISLATION REVIEW COMMITTEE, CREATED IN SECTION 43-2-145, SHALL CONSIDER, DURING THE 2016 LEGISLATIVE INTERIM, INPUT FROM COUNTIES, MUNICIPALITIES,

Finance

INTERESTED STAKEHOLDERS, AND THE PUBLIC REGARDING THE PROCESS BY WHICH THE RATE OF THE TAX AUTHORIZED TO BE LEVIED UNDER SUBSECTION (2) OF THIS SECTION IS REDUCED AND PROPOSALS TO RESOLVE ANY ISSUES PERTAINING TO THAT PROCESS.

(b) THIS SUBSECTION (4) 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."

After consideration on the merits, the Committee recommends that **SB16-077** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

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

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

(a) The value of meaningful work has significance and importance to all working-age individuals, including persons with disabilities, which includes veterans with service-connected disabilities;

(b) Eighty-five percent of adults with intellectual and developmental disabilities are either unemployed or underemployed due to many employment barriers and disincentives, despite their ability, desire, and willingness to work in the community;

(c) Public policy designed to increase competitive integrated employment for persons with disabilities must address these barriers by promoting best practices relating to youth transitions; employer engagement; service system enhancements, including the adoption of employment first policies; and training and supports for persons with disabilities and those delivering services and support;

(d) The adoption of employment first policies is consistent with the "Workforce Innovation and Opportunity Act" (WIOA); the Center for Medicare and Medicaid Services' final federal rule setting forth requirements for home- and community-based services; and the United States Supreme Court's decision in *Olmstead v. L.C.* that requires that persons with disabilities receive services in the most integrated setting appropriate to the person's needs;

(e) Free-market principles can guide employers to use innovative methods for employing persons with disabilities; and

(f) Nothing in this act requires any employer to give hiring preferences to persons with disabilities; rather the intent is to strengthen supports and relationships for employers to hire persons with disabilities.

(2) Therefore, the general assembly declares that developing and implementing employment first policies will benefit persons with disabilities and the state of Colorado by increasing:

(a) The number of people entering the workforce who contribute to Colorado's tax base;

(b) The self-worth and dignity of people with disabilities who are gainfully employed working alongside people without disabilities;

(c) Opportunities to do meaningful and gainful work, thereby lessening dependence on Medicaid and other public assistance;

(d) Opportunities for postsecondary education, including college and vocational training; and

(e) The effectiveness of the service systems currently serving people with disabilities who are seeking meaningful employment.

SECTION 2. In Colorado Revised Statutes, **add** part 3 to article 84 of title 8 as follows:

PART 3
EMPLOYMENT FIRST FOR
PERSONS WITH DISABILITIES

8-84-301. Definitions. AS USED IN THIS PART 3, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "AGENCY PARTNERS" MEANS THE DEPARTMENT, THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, THE DEPARTMENT

OF EDUCATION, THE DEPARTMENT OF HIGHER EDUCATION, AND THE DEPARTMENT OF HUMAN SERVICES.

(2) "CAREER DEVELOPMENT PLANNING" MEANS A PERSON-CENTERED PROCESS THAT IDENTIFIES THE INDIVIDUAL'S EMPLOYMENT GOALS AND OBJECTIVES; THE SERVICES AND SUPPORTS NEEDED TO ACHIEVE THOSE GOALS AND OBJECTIVES; THE PERSONS, AGENCIES, AND PROVIDERS ASSIGNED TO ASSIST THE INDIVIDUAL IN ATTAINING THE GOALS; AND THE OBSTACLES FACED BY THE INDIVIDUAL WORKING IN COMPETITIVE INTEGRATED EMPLOYMENT. CAREER DEVELOPMENT PLANNING REFLECTS A PRESUMPTION THAT ALL PERSONS WITH DISABILITIES ARE CAPABLE OF WORKING IN A COMPETITIVE INTEGRATED EMPLOYMENT SETTING.

(3) "COMPETITIVE INTEGRATED EMPLOYMENT" MEANS WORK PAID DIRECTLY BY EMPLOYERS AT THE GREATER OF THE STATE OR FEDERAL MINIMUM WAGE OR PREVAILING WAGE WITH COMMENSURATE BENEFITS, OCCURRING IN A TYPICAL WORK SETTING WHERE THE EMPLOYEE WITH A DISABILITY INTERACTS OR HAS THE OPPORTUNITY TO INTERACT CONTINUOUSLY WITH COWORKERS WITHOUT DISABILITIES, NOT INCLUDING SUPERVISORY PERSONNEL OR INDIVIDUALS WHO ARE PROVIDING SERVICES TO THE EMPLOYEE WITH A DISABILITY, AND THE EMPLOYEE WITH A DISABILITY HAS AN OPPORTUNITY FOR ADVANCEMENT OR JOB MOBILITY, AND IS ENGAGED, PREFERABLY, IN FULL-TIME WORK.

(4) "DISCOVERY PROCESS" MEANS A PROCESS TO DISCOVER ALREADY-EXISTING INFORMATION ABOUT A JOB SEEKER THAT IS BASED ON INFORMATION OBTAINED FROM A PERSON'S ENTIRE LIFE AND NOT FROM SHORT INSTANCES OF JOB PERFORMANCE. THE INFORMATION IS GATHERED FROM THE JOB SEEKER AND OTHERS TO DETERMINE THE JOB SEEKER'S INTERESTS, SKILLS, AND PREFERENCES RELATED TO POTENTIAL EMPLOYMENT THAT GUIDE THE DEVELOPMENT OF A CUSTOMIZED JOB.

(5) "EMPLOYMENT FIRST" MEANS A FRAMEWORK FOR CHANGE IN THE PROVISION OF SERVICES THAT IS CENTERED ON THE PREMISE THAT ALL PERSONS, INCLUDING PERSONS WITH SIGNIFICANT DISABILITIES, ARE CAPABLE OF FULL PARTICIPATION IN COMPETITIVE INTEGRATED EMPLOYMENT AND COMMUNITY LIFE. UNDER THIS FRAMEWORK, IN PROVIDING PUBLICLY FUNDED SERVICES, EMPLOYMENT IN THE GENERAL WORKFORCE IS THE FIRST AND PREFERRED OUTCOME FOR ALL WORKING-AGE PERSONS WITH DISABILITIES, REGARDLESS OF THE LEVEL OF DISABILITY. PUBLICLY FUNDED AGENCIES AND SYSTEMS ALIGN POLICIES, SERVICE DELIVERY PRACTICES, FUNDING, AND REIMBURSEMENT STRUCTURES IN ORDER TO ACHIEVE COMPETITIVE INTEGRATED EMPLOYMENT.

(6) "EMPLOYMENT FIRST ADVISORY PARTNERSHIP" OR "PARTNERSHIP" MEANS THE PARTNERSHIP DESCRIBED IN SECTION 8-84-303.

(7) "PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES" HAS THE SAME MEANING AS "PERSON WITH AN INTELLECTUAL AND DEVELOPMENTAL DISABILITY" AS SET FORTH IN SECTION 25.5-10-202, C.R.S.

(8) "STATE EMPLOYMENT LEADERSHIP NETWORK" MEANS THE JOINT PARTNERSHIP BETWEEN THE NATIONAL ASSOCIATION OF STATE DIRECTORS OF DEVELOPMENTAL DISABILITIES SERVICES AND THE INSTITUTE FOR COMMUNITY INCLUSION AT THE UNIVERSITY OF MASSACHUSETTS BOSTON OR ANOTHER SIMILAR ORGANIZATION THAT FACILITATES COLLABORATION WITH OTHER STATES TO SHARE EFFECTIVE SOLUTIONS TO INCREASE EMPLOYMENT OUTCOMES FOR PERSONS WITH DISABILITIES.

8-84-302. Duties of the department. (1) PURSUANT TO ITS STATUTORY AUTHORITY AND AVAILABLE APPROPRIATIONS, THE DEPARTMENT SHALL:

(a) DEVELOP PRACTICES THAT REFLECT A PRESUMPTION THAT ALL PERSONS WITH DISABILITIES ARE CAPABLE OF WORKING IN COMPETITIVE INTEGRATED EMPLOYMENT IF THEY CHOOSE TO DO SO, AND ENSURE THAT OPTIONS FOR COMPETITIVE INTEGRATED EMPLOYMENT WITH APPROPRIATE SUPPORTS ARE EXPLORED BEFORE CONSIDERATION OF SEGREGATED ACTIVITIES;

(b) PROMOTE YOUTH TRANSITIONS THAT FOCUS ON PUBLIC-PRIVATE COLLABORATION, AND EMPLOYER ENGAGEMENT THAT

EMPHASIZES FREE-MARKET SOLUTIONS;

(c) PROVIDE DEPARTMENT INPUT AND ASSISTANCE TO THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP DESCRIBED IN SECTION 8-84-303 IN CARRYING OUT ITS DUTIES; AND

(d) PRESENT THE REPORT AND RECOMMENDATIONS OF THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP TO THE DEPARTMENT'S LEGISLATIVE COMMITTEE OF REFERENCE PURSUANT TO SECTION 8-84-303 (7).

8-84-303. Employment first advisory partnership - memorandum of understanding - reporting - repeal. (1) THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP IS HEREBY ESTABLISHED AS A PARTNERSHIP OF EXISTING ENTITIES INCLUDING THE STATE REHABILITATION COUNCIL, ESTABLISHED BY THE DEPARTMENT, THE STATE WORK FORCE DEVELOPMENT COUNCIL, CREATED IN ARTICLE 46.3 OF TITLE 24, C.R.S., AND THE EMPLOYMENT FIRST STATE LEADERSHIP MENTORING PROGRAM CORE STATE ADVISORY GROUP, ESTABLISHED BY THE DEPARTMENT. THE PARTNERSHIP SHALL ALSO CONSULT WITH THE STATE LEADERSHIP EMPLOYMENT NETWORK FOR BEST PRACTICES IN DEVELOPING EMPLOYMENT FIRST POLICIES AND INCREASING COMPETITIVE INTEGRATED EMPLOYMENT FOR PERSONS WITH DISABILITIES. THE STATE REHABILITATION COUNCIL SHALL SERVE AS THE LEAD AGENCY TO COORDINATE CROSS-DEPARTMENTAL AND INTER-AGENCY COLLABORATION WITHIN THE DEPARTMENT AND AMONG THE AGENCY PARTNERS AND TO MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY AND AGENCY PARTNERS RELATING TO EMPLOYMENT FIRST POLICIES.

(2) ON OR BEFORE AUGUST 1, 2016, EACH AGENCY PARTNER SHALL IDENTIFY THE STAFF MEMBER OR MEMBERS WITHIN THE AGENCY CHARGED WITH PROVIDING AGENCY INPUT AND ASSISTANCE RELATING TO THE MEMORANDUM OF UNDERSTANDING PURSUANT TO SUBSECTION (3) OF THIS SECTION AND THE DUTIES OF THE PARTNERSHIP SET FORTH IN SECTION 8-84-304.

(3) ON OR BEFORE SEPTEMBER 1, 2016, THE STATE REHABILITATION COUNCIL SHALL CONVENE A MEETING OR MEETINGS OF THE PARTNERSHIP AND AGENCY PARTNERS TO DEVELOP A MEMORANDUM OF UNDERSTANDING FOR THE PARTNERSHIP RELATING TO THE DUTIES OF THE PARTNERSHIP SET FORTH IN SECTION 8-84-304. AT A MINIMUM, THE MEMORANDUM OF UNDERSTANDING SHALL INCLUDE THE RESPONSIBILITIES OF EACH MEMBER OF THE PARTNERSHIP AND EACH AGENCY PARTNER AND A PLAN FOR COMPLETING THE WORK OF THE PARTNERSHIP, INCLUDING TIME FRAMES.

(4) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT, THROUGH THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP, EMPLOYMENT FIRST POLICIES ARE CONSIDERED AND RECOMMENDED THAT REFLECT NOT ONLY THE PERSPECTIVE OF THE AGENCY PARTNERS BUT ALSO PERSONS WITH DISABILITIES, ADVOCATES, SERVICE PROVIDERS, EMPLOYERS, AND MEMBERS OF THE COMMUNITY. THEREFORE, UNLESS PROVIDED THROUGH THE MEMBERSHIP OF THE PARTNERSHIP, THE PARTNERSHIP SHALL SEEK STAKEHOLDER PARTICIPATION FROM, AT A MINIMUM:

(a) REPRESENTATIVES OF A NATIONAL ASSOCIATION OF PERSONS SUPPORTING THE IMPLEMENTATION OF EMPLOYMENT FIRST POLICIES;

(b) ADVOCATES FOR PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES;

(c) PERSONS WITH DISABILITIES WHO HAVE SECURED OR ARE SEEKING COMPETITIVE INTEGRATED EMPLOYMENT; AND

(d) MEMBERS OF THE COMMUNITY WHO ARE NOT CONNECTED TO ANY SERVICE AGENCY.

(5) AT ITS DISCRETION, THE PARTNERSHIP MAY FORM SUBGROUPS COMPRISED OF MEMBERS AND STAKEHOLDERS TO CONSIDER SPECIFIC ISSUES RELATING TO THE STRATEGIC PLAN AND THE RECOMMENDATIONS OF THE PARTNERSHIP.

(6) THE PARTNERSHIP SHALL MEET AS OFTEN AS NECESSARY TO COMPLETE ITS DUTIES BUT SHALL MEET AT LEAST ONCE EVERY QUARTER.

(7) (a) THE AGENCY PARTNERS SHALL PRESENT THE STRATEGIC PLAN AND RECOMMENDATIONS DEVELOPED PURSUANT TO SECTION 8-84-304 TO THE LEGISLATIVE COMMITTEES OF REFERENCE FOR THE AGENCY PARTNERS AS PART OF EACH AGENCY'S ANNUAL PRESENTATION

MADE PURSUANT TO SECTION 2-7-103, C.R.S., DURING THE INTERIM BETWEEN NOVEMBER 1, 2017, AND THE START OF THE 2018 REGULAR LEGISLATIVE SESSION. THEREAFTER, EACH AGENCY PARTNER SHALL INFORM THE LEGISLATIVE COMMITTEE OF REFERENCE OF REVISIONS TO THE STRATEGIC PLAN AND THE IMPLEMENTATION OF EMPLOYMENT FIRST POLICIES.

(b) AFTER THE PRESENTATION OF THE STRATEGIC PLAN, THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP SHALL CONTINUE TO MEET, AS NECESSARY, TO ISSUE ADDITIONAL REPORTS, IF DESIRABLE; TO CONSIDER REVISIONS TO THE PLAN; AND TO PROVIDE ADVICE AND EXPERTISE RELATING TO THE SUBSEQUENT IMPLEMENTATION OF THE PLAN.

(8)(a) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021.

(b) PRIOR TO REPEAL OF THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP, THE DEPARTMENT OF REGULATORY AGENCIES SHALL CONDUCT A SUNSET REVIEW PURSUANT TO THE PROVISIONS OF SECTION 2-3-1203, C.R.S.

8-84-304. Duties of the employment first advisory partnership - strategic plan. (1) AFTER CONSIDERING THE DUTIES SET FORTH IN SUBSECTION (2) OF THIS SECTION, THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP SHALL DEVELOP A STRATEGIC PLAN TO EXPAND COMPETITIVE INTEGRATED EMPLOYMENT OUTCOMES FOR PERSONS WITH DISABILITIES THROUGH EMPLOYMENT FIRST POLICIES AND PRACTICES. THE STRATEGIC PLAN MUST INCLUDE RECOMMENDATIONS TO THE GENERAL ASSEMBLY AND THE RELEVANT POLICY-MAKING BOARDS CONCERNING ANY CHANGES TO STATE STATUTES OR RULES NECESSARY TO IMPLEMENT THE STRATEGIC PLAN, ALONG WITH A FISCAL ANALYSIS OF IMPLEMENTATION COSTS, WHERE PRACTICABLE.

(2) IN DEVELOPING THE STRATEGIC PLAN TO EXPAND COMPETITIVE INTEGRATED EMPLOYMENT OUTCOMES FOR PERSONS WITH DISABILITIES THROUGH EMPLOYMENT FIRST POLICIES AND PRACTICES, AND IN FORMULATING THE RECOMMENDATIONS OF THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP, THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP SHALL:

(a) MAKE RECOMMENDATIONS TO ENSURE THAT, IN PROVIDING PUBLICLY FUNDED SERVICES, COMPETITIVE INTEGRATED EMPLOYMENT IS THE PRIMARY OBJECTIVE AND PREFERRED OUTCOME FOR ALL WORKING-AGE PERSONS WITH DISABILITIES, REGARDLESS OF THE LEVEL OF DISABILITY;

(b) IDENTIFY THE BARRIERS TO COMPETITIVE INTEGRATED EMPLOYMENT FOR PERSONS WITH DISABILITIES, INCLUDING POLICY, PROCEDURAL, FINANCIAL, EDUCATIONAL, TRANSPORTATION, SERVICE DELIVERY, AND OTHER BARRIERS;

(c) IDENTIFY UNNECESSARY, INEFFICIENT, OR CONFLICTING AGENCY RULES AND REGULATIONS THAT MAKE IT MORE DIFFICULT FOR EMPLOYERS TO HIRE PERSONS WITH DISABILITIES;

(d) IDENTIFY TRAINING AND KNOWLEDGE GAPS AMONG AGENCY STAFF, AGENCY VENDORS, AND INDIVIDUALS WITH DISABILITIES AND THEIR FAMILIES, THAT MAY CREATE OBSTACLES AND PERCEIVED OBSTACLES FOR INDIVIDUALS WITH DISABILITIES, INCLUDING SIGNIFICANT DISABILITIES, FROM PARTICIPATING IN COMPETITIVE INTEGRATED EMPLOYMENT;

(e) IDENTIFY THE DATA AVAILABLE AND THE GAPS IN DATA COLLECTION THAT PROHIBIT THE MEASUREMENT OF COLORADO'S PROGRESS TOWARDS COMPLIANCE WITH THE UNITED STATES SUPREME COURT'S DECISION IN *OLMSTEAD V. L.C.*; AND

(f) MAKE RECOMMENDATIONS RELATING TO PRE-VOCATIONAL SERVICES TO ENSURE THAT, IN COMPLIANCE WITH FEDERAL LAW, THE SERVICES ARE TIME LIMITED AND REASONABLY LEAD TO COMPETITIVE INTEGRATED EMPLOYMENT. THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP'S CONSIDERATION SHALL INCLUDE THE AVERAGE TIME CURRENTLY SPENT IN PRE-EMPLOYMENT SERVICES BY PERSONS THROUGH THE HOME- AND COMMUNITY-BASED SERVICES INTELLECTUAL AND DEVELOPMENTAL DISABILITIES WAIVER COMBINED WITH THE TIME PREVIOUSLY SPENT IN SHELTERED WORKSHOPS.

(3) THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP MAY CONSIDER EMPLOYMENT FIRST ISSUES AND MAKE RECOMMENDATIONS ON

ISSUES THAT ARE NOT DESCRIBED IN SUBSECTION (2) OF THIS SECTION, WHICH ISSUES MAY INCLUDE CAREER DEVELOPMENT PLANNING AND DISCOVERY PROCESS. THE PARTNERSHIP MAY ALSO PRIORITIZE ITS WORK ON THE ISSUES, INCLUDING DECIDING NOT TO PURSUE AN ISSUE, IN ORDER TO ACHIEVE AN EFFICIENT USE OF THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP'S TIME AND RESOURCES.

SECTION 3. In Colorado Revised Statutes, 2-3-1203, **add** (3) (hh.5) (II) as follows:

2-3-1203. Sunset review of advisory committees. (3) The following dates are the dates on which the statutory authorization for the designated advisory committee is scheduled for repeal:

(hh.5) September 1, 2021:

(II) THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP IN THE DEPARTMENT OF LABOR AND EMPLOYMENT DESCRIBED IN SECTION 8-84-303, C.R.S.;

SECTION 4. In Colorado Revised Statutes, 25.5-10-202, **add** (5.5) as follows:

25.5-10-202. Definitions. As used in this article, unless the context otherwise requires:

(5.5) "COMPETITIVE INTEGRATED EMPLOYMENT" HAS THE SAME MEANING AS SET FORTH IN SECTION 8-84-301, C.R.S.

SECTION 5. In Colorado Revised Statutes, 25.5-10-204, **amend** (1) (e) and (1) (f); and **add** (1) (g) as follows:

25.5-10-204. Duties of the executive director - state board rules. (1) In order to implement the provisions of this article, the executive director shall, subject to available appropriations, carry out the following duties:

(e) Implement the provision of home- and community-based services to eligible persons with intellectual and developmental disabilities and pursue other medicaid-funded services determined by the state department to be appropriate for persons with intellectual and developmental disabilities, pursuant to part 4 of article 6 of this title and subject to available appropriations; **and**

(f) Promote effective coordination with agencies serving persons with intellectual and developmental disabilities in order to improve continuity of services and supports for persons facing life transitions from toddler to preschool, school to adult life, and work to retirement; **AND**

(g) FACILITATE EMPLOYMENT FIRST POLICIES AND PRACTICES BY:

(I) PROVIDING STATE DEPARTMENT INPUT AND ASSISTANCE TO THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP DESCRIBED IN SECTION 8-84-303, C.R.S., IN CARRYING OUT ITS DUTIES;

(II) ESTABLISHING ANNUAL REPORTING OF THE NUMBER OF INDIVIDUALS EMPLOYED, NUMBER OF INDIVIDUALS EMPLOYED IN COMPETITIVE INTEGRATED EMPLOYMENT, WAGES PER HOUR EARNED, AND HOURS WORKED PER WEEK FOR INDIVIDUALS SERVED BY THE DIVISION;

(III) MAINTAINING COLORADO'S MEMBERSHIP IN THE STATE EMPLOYMENT LEADERSHIP NETWORK THAT WAS FOUNDED AS A JOINT PARTNERSHIP BETWEEN THE NATIONAL ASSOCIATION OF STATE DIRECTORS OF DEVELOPMENTAL DISABILITIES SERVICES AND THE INSTITUTE FOR COMMUNITY INCLUSION AT THE UNIVERSITY OF MASSACHUSETTS BOSTON OR ANOTHER SIMILAR ORGANIZATION THAT FACILITATES COLLABORATION WITH OTHER STATES TO SHARE EFFECTIVE SOLUTIONS TO INCREASE EMPLOYMENT OUTCOMES FOR PERSONS WITH DISABILITIES; **AND**

(IV) PRESENTING THE REPORT AND RECOMMENDATIONS OF THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP TO THE STATE DEPARTMENT'S LEGISLATIVE COMMITTEE OF REFERENCE PURSUANT TO SECTION 8-84-303 (7), C.R.S.

SECTION 6. In Colorado Revised Statutes, 22-2-112, **add** (1) (s) as follows:

22-2-112. Commissioner - duties. (1) Subject to the supervision of the state board, the commissioner has the following duties:

(s) TO FACILITATE EMPLOYMENT FIRST POLICIES AND PRACTICES BY:

(I) PROVIDING INPUT AND ASSISTANCE TO THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP DESCRIBED IN SECTION 8-84-303, C.R.S., IN CARRYING OUT ITS DUTIES; **AND**

(II) PRESENTING THE REPORT AND RECOMMENDATIONS OF THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP TO THE DEPARTMENT'S LEGISLATIVE COMMITTEE OF REFERENCE PURSUANT TO SECTION 8-84-303 (7), C.R.S.

SECTION 7. In Colorado Revised Statutes, **add** 23-1-109.8 as follows:

23-1-109.8. Duties and powers of the commission with regard to employment first policies. (1) THE COMMISSION SHALL FACILITATE EMPLOYMENT FIRST POLICIES AND PRACTICES BY PROVIDING DEPARTMENT INPUT AND ASSISTANCE TO THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP DESCRIBED IN SECTION 8-84-303, C.R.S., IN CARRYING OUT ITS DUTIES.

(2) THE DEPARTMENT SHALL PRESENT THE REPORT AND RECOMMENDATIONS OF THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP TO THE DEPARTMENT'S LEGISLATIVE COMMITTEE OF REFERENCE PURSUANT TO SECTION 8-84-303 (7), C.R.S.

SECTION 8. In Colorado Revised Statutes, 27-10.5-103, **amend** (1) (b) and (1) (c); and **add** (1) (d) as follows:

27-10.5-103. Duties of the executive director - rules. (1) In order to implement the provisions of this article, the executive director shall carry out the following duties, subject to available appropriations:

(b) Conduct appropriate part C child find activities as described in section 27-10.5-704. Part C child find activities conducted by the department shall include, but need not be limited to, case management, referral, transitions, and public education outreach and awareness of early intervention services; and

(c) Operate regional centers pursuant to part 3 of this article; AND

(d) FACILITATE EMPLOYMENT FIRST POLICIES AND PRACTICES BY:

(I) PROVIDING DEPARTMENT INPUT AND ASSISTANCE TO THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP ESTABLISHED IN PART 3 OF ARTICLE 84 OF TITLE 8, C.R.S., IN CARRYING OUT ITS DUTIES; AND

(II) PRESENTING THE REPORT AND RECOMMENDATIONS OF THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP TO THE DEPARTMENT'S LEGISLATIVE COMMITTEE OF REFERENCE PURSUANT TO SECTION 8-84-303 (7), C.R.S.

SECTION 9. Effective date. This act takes effect July 1, 2016.

SECTION 10. 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, strike line 104 and substitute "CONNECTION THEREWITH, ADVANCING AN".

Finance After consideration on the merits, the Committee recommends that **SB16-143** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB16-1030** be **referred** to the Committee of the Whole with favorable recommendation.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **SB16-157** be **referred** to the Committee of the Whole with favorable recommendation.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **SB16-046** be **postponed indefinitely**.

Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB16-097 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4 5 6 7 8 9 10
	Amend printed bill, page 5, line 25 and 26, strike " amend (1) (b) (I) and (1) (c) (I) introductory portion; and".	11 12 13 14 15
	Strike page 6.	16
	Page 7, strike lines 1 through 16 and substitute " administration - definitions. (8) BEGINNING JANUARY 1, 2016, TRANSFERS FROM THE LOCAL".	17 18 19 20 21 22 23 24 25
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB16-151 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	26 27 28 29 30 31 32 33 34 35
	Amend printed bill, page 2, line 11, after "LICENSE;" insert "PREVENT THE PARKS AND WILDLIFE COMMISSION FROM REGULATING THE TAKING, POSSESSION, OR USE OF WILDLIFE IN COLORADO;".	36 37 38 39 40 41 42 43 44 45
	After consideration on the merits, the Committee recommends that SB16-145 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.	46 47 48 49 50 51 52 53 54 55
	Amend printed bill, page 2, after line 1 insert:	56 57 58 59 60 61 62 63 64 65
	" SECTION 1. In Colorado Revised Statutes, 37-46-102, amend (5) as follows:	66 67 68 69 70 71 72 73 74 75
	37-46-102. Definitions. As used in this article, unless the context otherwise requires:	76 77 78 79 80 81 82 83 84 85
	(5) "Subdistrict" or "subdivision" embraces and includes the kind or character of special improvement districts created under the provisions of this article, including subdistricts organized under the name and style of "Water Users' Association No. of the Colorado River Water Conservation District" and "Special Improvement District No. of the Colorado River Water Conservation District". A subdistrict or subdivision is a body corporate and politic and a political subdivision of the state of Colorado. A SUBDISTRICT OR SUBDIVISION DOES NOT HAVE REGULATORY AUTHORITY OVER A WATER CONSERVATION DISTRICT, WATER CONSERVANCY DISTRICT, IRRIGATION DISTRICT, OR OTHER WATER USER OUTSIDE ITS GEOGRAPHIC BOUNDARIES; HOWEVER, A SUBDISTRICT OR SUBDIVISION MAY ENTER INTO A VOLUNTARY CONTRACT, STIPULATION, OR OTHER AGREEMENT WITH A WATER CONSERVATION DISTRICT, WATER CONSERVANCY DISTRICT, IRRIGATION DISTRICT, OR OTHER WATER USER OUTSIDE ITS GEOGRAPHIC BOUNDARIES."	86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000
	Renumber succeeding sections accordingly.	1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1041 1042 1043 1044 1045 1046 1047 1048 1049 1050 1051 1052 1053 1054 1055 1056 1057 1058 1059 1060 1061 1062 1063 1064 1065 1066 1067 1068 1069 1070 1071 1072 1073 1074 1075 1076 1077 1078 1079 1080 1081 1082 1083 1084 1085 1086 1087 1088 1089 1090 1091 1092 1093 1094 1095 1096 1097 1098 1099 1100 1101 1102 1103 1104 1105 1106 1107 1108 1109 1110 1111 1112 1113 1114 1115 1116 1117 1118 1119 1120 1121 1122 1123 1124 1125 1126 1127 1128 1129 1130 1131 1132 1133 1134 1135 1136 1137 1138 1139 1140 1141 1142 1143 1144 1145 1146 1147 1148 1149 1150 1151 1152 1153 1154 1155 1156 1157 1158 1159 1160 1161 1162 1163 1164 1165 1166 1167 1168 1169 1170 1171 1172 1173 1174 1175 1176 1177 1178 1179 1180 1181 1182 1183 1184 1185 1186 1187 1188 1189 1190 1191 1192 1193 1194 1195 1196 1197 1198 1199 1200
	Page 3, strike line 3 and substitute "SUBDISTRICT CONSISTENT WITH THE REQUIREMENTS OF SECTION 37-46-112."	1201 1202 1203 1204 1205 1206 1207 1208 1209 1210 1211 1212 1213 1214 1215 1216 1217 1218 1219 1220 1221 1222 1223 1224 1225 1226 1227 1228 1229 1230 1231 1232 1233 1234 1235 1236 1237 1238 1239 1240 1241 1242 1243 1244 1245 1246 1247 1248 1249 1250 1251 1252 1253 1254 1255 1256 1257 1258 1259 1260 1261 1262 1263 1264 1265 1266 1267 1268 1269 1270 1271 1272 1273 1274 1275 1276 1277 1278 1279 1280 1281 1282 1283 1284 1285 1286 1287 1288 1289 1290 1291 1292 1293 1294 1295 1296 1297 1298 1299 1300
	Page 3, line 4, strike "SUBDISTRICT."	1301 1302 1303 1304 1305 1306 1307 1308 1309 1310 1311 1312 1313 1314 1315 1316 1317 1318 1319 1320 1321 1322 1323 1324 1325 1326 1327 1328 1329 1330 1331 1332 1333 1334 1335 1336 1337 1338 1339 1340 1341 1342 1343 1344 1345 1346 1347 1348 1349 1350 1351 1352 1353 1354 1355 1356 1357 1358 1359 1360 1361 1362 1363 1364 1365 1366 1367 1368 1369 1370 1371 1372 1373 1374 1375 1376 1377 1378 1379 1380 1381 1382 1383 1384 1385 1386 1387 1388 1389 1390 1391 1392 1393 1394 1395 1396 1397 1398 1399 1400
	Page 4, strike lines 1 through 4.	1401 1402 1403 1404 1405 1406 1407 1408 1409 1410 1411 1412 1413 1414 1415 1416 1417 1418 1419 1420 1421 1422 1423 1424 1425 1426 1427 1428 1429 1430 1431 1432 1433 1434 1435 1436 1437 1438 1439 1440 1441 1442 1443 1444 1445 1446 1447 1448 1449 1450 1451 1452 1453 1454 1455 1456 1457 1458 1459 1460 1461 1462 1463 1464 1465 1466 1467 1468 1469 1470 1471 1472 1473 1474 1475 1476 1477 1478 1479 1480 1481 1482 1483 1484 1485 1486 1487 1488 1489 1490 1491 1492 1493 1494 1495 1496 1497 1498 1499 1500
	Renumber succeeding subparagraphs accordingly.	1501 1502 1503 1504 1505 1506 1507 1508 1509 1510 1511 1512 1513 1514 1515 1516 1517 1518 1519 1520 1521 1522 1523 1524 1525 1526 1527 1528 1529 1530 1531 1532 1533 1534 1535 1536 1537 1538 1539 1540 1541 1542 1543 1544 1545 1546 1547 1548 1549 1550 1551 1552 1553 1554 1555 1556 1557 1558 1559 1560 1561 1562 1563 1564 1565 1566 1567 1568 1569 1570 1571 1572 1573 1574 1575 1576 1577 1578 1579 1580 1581 1582 1583 1584 1585 1586 1587 1588 1589 1590 1591 1592 1593 1594 1595 1596 1597 1598 1599 1600
	Page 4, strike line 18 and substitute "BE SUBMITTED AT AN ELECTION WITHIN THE BOUNDARIES OF THE PROPOSED SUBDISTRICT TO BE HELD FOR THAT".	1601 1602 1603 1604 1605 1606 1607 1608 1609 1610 1611 1612 1613 1614 1615 1616 1617 1618 1619 1620 1621 1622 1623 1624 1625 1626 1627 1628 1629 1630 1631 1632 1633 1634 1635 1636 1637 1638 1639 1640 1641 1642 1643 1644 1645 1646 1647 1648 1649 1650 1651 1652 1653 1654 1655 1656 1657 1658 1659 1660 1661 1662 1663 1664 1665 1666 1667 1668 1669 1670 1671 1672 1673 1674 1675 1676 1677 1678 1679 1680 1681 1682 1683 1684 1685 1686 1687 1688 1689 1690 1691 1692 1693 1694 1695 1696 1697 1698 1699 1700

Page 5, line 3, strike the third "THE".

Page 5, line 4, strike "DISTRICT" and substitute "A SUBDISTRICT OR SUBDIVISION".

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **HB16-1120** be **postponed indefinitely**.

Appro-
priations

After consideration on the merits, the Committee recommends that **HB16-1184** 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 reengrossed bill, page 2, line 11, strike "ON JULY 1 OF EACH YEAR," and substitute "BETWEEN JULY 1 AND AUGUST 31 OF EACH YEAR,".

Page 3, strike lines 2 through 4 and substitute:

"SECTION 2. Act subject to petition - effective date. This act takes effect January 1, 2017; 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 the ninety-day period after final adjournment of the general assembly, 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 January 1, 2017, or on the date of the official declaration of the vote thereon by the governor, whichever is later."

Appro-
priations

After consideration on the merits, the Committee recommends that **HB16-1247** be **referred** to the Committee of the Whole with favorable recommendation.

Appro-
priations

After consideration on the merits, the Committee recommends that **HB16-1229** be **referred** to the Committee of the Whole with favorable recommendation.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB16-1103** 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 **SB16-139** be **postponed indefinitely**.

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
COLORADO STUDENT LEADERS INSTITUTE
EXECUTIVE BOARD

for terms expiring July 7, 2016:

Darren Louis Spreeuw of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Christena Estes Faraci of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Jason Lauvane Hanson of Denver, Colorado, to serve as a person employed as teaching faculty or administrator at an institution of higher education in Colorado, appointed;

Brian David Yates of Buena Vista, Colorado, to serve as a person who is employed as an educator in a high school in Colorado in a rural school district, appointed;

for terms expiring July 7, 2017:

Rosann B. Ward of Aurora, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Genia Kei Herndon of Denver, Colorado, to serve as a person employed as teaching faculty or administrator at an institution of higher education in Colorado, appointed;

Ledy R. Garcia-Eckstein of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, and occasioned by the resignation of Josephine Benavidez of Colorado Springs, Colorado, appointed.

EducationAfter consideration on the merits, the Committee recommends that **HB16-1098** be **referred** to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed:

SB16-164 and 165; SJR16-002, 021, 022, and 023.

Correctly Engrossed:

SB16-106, 123, and 131; SR16-003.

Correctly Revised:

HB16-1094.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-014

by Senator(s) Neville T., Cooke, Jahn, Kerr, Lambert, Woods; also Representative(s) Everett and Leonard, Danielson, Kraft-Tharp, Lontine, Pettersen, Tyler--Concerning the designation of United States Highway 285 from Mile Marker 238 to Mile Marker 245 as the "Sergeant Sean P. Renfro Memorial Highway".

On motion of Senator Neville, the resolution was read at length.

Amendment No. 1(L.001), by Senator Todd.

Amend printed joint resolution, page 3, line 15, strike "Don Hunt," and substitute "Shailen Bhatt,".

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

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

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

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

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

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

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

HB16-1094 by Representative(s) Dore, Wist, Van Winkle, Wilson, Hullinghorst, Foote, Nordberg, Rankin, Lundeen, Becker K., Court, Conti, Hamner, Kagan, Landgraf, Lawrence, Roupe, Windholz; also Senator(s) Roberts--Concerning making references to the attorney general in the Colorado Revised Statutes gender neutral.

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

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

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

Co-sponsor(s) added: Aguilar, Carroll, Crowder, Donovan, Grantham, Heath, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Scheffel, Steadman, Todd, and Ulibarri.

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:

SB16-123 by Senator(s) Lundberg, Marble, Baumgardner, Scheffel, Holbert, Newell, Hill, Woods, Cooke, Crowder, Grantham, Lambert; also Representative(s) Singer, Saine, Ransom, Lebsock, Wilson, Melton, Winter, Lontine, Sias--Concerning free access for high occupancy vehicles to high occupancy vehicle and high occupancy toll lanes on state highways.

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

YES	25	NO	9	EXCUSED	1	ABSENT	0
Aguilar	Y	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	N	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	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**.

Co-sponsor(s) added: Cadman, Neville T., Scott, and Sonnenberg.

SB16-106 by Senator(s) Holbert; also Representative(s) Salazar--Concerning measures to facilitate the efficient administration of Colorado laws governing campaign finance, 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	19	NO	15	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	E	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Cadman, Grantham, Hill, Lambert, Lundberg, Marble, Scheffel, Scott, and Woods.

SB16-131 by Senator(s) Tate, Johnston; also Representative(s) Pabon and Willett--Concerning the management of assets for individuals, and, in connection therewith, clarifying that a fiduciary's authority is suspended after a fiduciary receives notice that a petition for the fiduciary's removal has been filed, protecting an adult ward or protected person's right to an attorney post-adjudication, and preventing a fiduciary from paying court costs or fees from out of an estate after receiving notice of an action for the fiduciary's removal.

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.	Y	Ulibarri	Y
Garcia	E	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: Grantham, Jahn, Martinez Humenik, Newell, Roberts, and Steadman.

Upon request of Majority Leader Scheffel, **HB16-1149** was removed from the General Orders--Second Reading of Bills Consent Calendar of Friday, March 18 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Friday, March 18.

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--Consent Calendar, and Senator Holbert was called to act as Chair.

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

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

HB16-1145 by Representative(s) Lebsock, Thurlow; also Senator(s) Tate, Holbert, Kefalas--Concerning the determination of the documentary fee imposed for recording a grant or conveyance of residential real property.

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

HB16-1106 by Representative(s) Wilson; also Senator(s) Grantham and Garcia--Concerning the authority of a county to designate public roads as a section of a pioneer trail.

Ordered revised 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	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB16-1145, HB16-1106.

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:

SB16-133 by Senator(s) Tate, Johnston; also Representative(s) Pabon and Willett--Concerning the transfer of property rights upon the death of a person, and, in connection therewith, including inherited individual retirement accounts and inherited Roth individual retirement accounts as property exempt from levy and sale under writ of attachment or writ of execution, clarifying determination-of-heirship proceedings in probate, and enacting portions of the "Uniform Power of Appointment Act".

Laid over until Tuesday, March 22, retaining its place on the calendar.

HB16-1272 by Representative(s) Kraft-Tharp; also Senator(s) Tate--Concerning procedures to be followed in connection with the disconnection by ordinance of land from a municipality.

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

HB16-1149 by Representative(s) Melton; also Senator(s) Newell--Concerning a requirement that the executive board of a common interest community created in Colorado before July 1, 1992, comply with the budget reporting provision of the "Colorado Common Interest Ownership Act".

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, March 16, page(s) 432-433, and placed in members' bill files.)

As amended, laid over until Monday, March 21, 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	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB16-1272.
Laid over until Monday, March 21: HB16-1149 as amended.
Laid over until Tuesday, March 22: SB16-133.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-121 by Senator(s) Tate; also Representative(s) Garnett--Concerning the percentage of tuition revenue that an institution of higher education is authorized to pledge for contracts for the advancement of money.

Senator Tate moved that the Senate concur in House amendments to **SB16-121**, as printed in House journal, March 15, page(s) 463. The motion was **adopted** by the following roll call vote:

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

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

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

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

SB16-010 by Senator(s) Baumgardner; also Representative(s) Becker J.--Concerning the purchase of an off-highway vehicle by a dealer.

Senator Baumgardner moved that the Senate concur in House amendments to **SB16-010**, as printed in House journal, March 15, page(s) 463-464. The motion was **adopted** by the following roll call vote:

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

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

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

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

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

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

MEMBER OF THE
COLORADO COMMISSION ON JUDICIAL DISCIPLINE

effective July 1, 2015, for a term expiring June 30, 2019:

Bruce Casias of Lakewood, Colorado, to serve as a non-attorney, appointed.

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

MEMBER OF THE
JUVENILE PAROLE BOARD

for a term expiring November 15, 2018:

Gretchen Jaime Russo, RN, BSN, JD, of Denver, Colorado, to serve as a representative from the Colorado Department of Human Services, and occasioned by the resignation of Dennis Raymond Desparrois of Denver, Colorado, appointed.

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

MEMBER OF THE
BOARD OF ASSESSMENT APPEALS

for a term expiring July 1, 2016:

Amy J. Williams, MAI, of Hayden, Colorado, a member engaged in agriculture, reappointed.

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

MEMBER OF THE
COLORADO RACING COMMISSION

effective July 1, 2015, for a term expiring July 1, 2019:

Lori A. Scott, DVM, of Commerce City, Colorado, to serve as a veterinarian and as an Unaffiliated from the Seventh Congressional District, appointed.

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

MEMBERS OF THE
SECURITIES BOARD

for terms expiring July 1, 2018:

Thomas H. Kenning of Carbondale, Colorado, a member of the public at large residing west of the continental divide, appointed;

Darren R. Hensley of Lakewood, Colorado, who is licensed by the state supreme court to practice law in the state of Colorado and who is conversant in securities law, reappointed.

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

MEMBERS OF THE
COLORADO LIMITED GAMING CONTROL COMMISSION

for a term expiring July 1, 2017:

Don A. Wick of Arvada, Colorado, to serve as a member from the Seventh Congressional District, and a representative of law enforcement and as an Unaffiliated, and occasioned by the resignation of Sheriff Douglas N. Darr of Thornton, Colorado, appointed.

for terms expiring July 1, 2019:

Jannine Ruth Mohr, JD, of Loveland, Colorado, to serve as a member from the Second Congressional District and to serve as an attorney and as a Democrat, reappointed;

Ryan Shirley, CPA, of Castle Rock, Colorado, to serve as a member from the Fourth Congressional District and to serve as a representative for certified public accountants and corporate finance and as a Republican, appointed.

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

MESSAGE FROM THE HOUSE

March 18, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1310, amended as printed in House Journal, March 17, 2016.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1153, amended on Third Reading as printed in House Journal, March18.

The House has adopted and returns herewith SJM16-001, SJR16-014, SJR16-018.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR16-016, 017, and 019.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, March 17, at 1:15 p.m.: SB16-008, 014, 022, 029, 031, 050, and 066.

MESSAGE FROM THE REVISOR OF STATUTES

March 18, 2016

We herewith transmit:

Without comment, as amended, HB16-1153 and 1310.

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday,
March 21, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

69th Legislative Day Monday, March 21, 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--34
Excused--1, Guzman.
- Quorum The President announced a quorum present.
- Pledge By Senator Tate.
- Reading of Journal On motion of Senator Neville, reading of the Journal of Friday, March 18, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SJR16-014.
Correctly Reengrossed: SB16-106, 123, and 131.
Correctly Revised: HB16-1106, 1145, and 1272.
Correctly Rerevised: HB16-1094.
Correctly Enrolled: SB16-010, 012, 034, 088, 094, 121, and 127; SJR16-015, 016, 017, and 019.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

- SJR16-024 by Senator(s) Roberts; --Concerning the remembrance of Ute history in Colorado, and, in connection therewith, honoring the culture and heritage of the Southern Ute Indian Tribe and the Ute Mountain Ute Tribe.
- Laid over until Thursday, March 24, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB16-166 by Senator(s) Woods; also Representative(s) Kagan--Concerning the creation of transportation fuel distributors' tax liens.
Finance

- SB16-167

by Senator(s) Grantham, Lambert, Steadman; also Representative(s) Rankin, Hamner, Young--Concerning a reduction in the severance tax operational fund reserve for the 2016-17 fiscal year.
Appropriations

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- SB16-168

by Senator(s) Roberts; also Representative(s) Brown--Concerning the ability of a political subdivision from an adjoining state to jointly operate an airport in Colorado.
Local Government

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- SB16-169

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

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- SB16-170

by Senator(s) Tate, Roberts; --Concerning the purchase of insurance through the Colorado health benefit exchange for individuals who are eligible for the state medicaid program.
Health & Human Services

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- HB16-1153

by Representative(s) Melton; also Senator(s) Cooke--Concerning the annual date by which the general assembly receives a report regarding outcomes of decisions made by the state board of parole.
Judiciary

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- HB16-1310

by Representative(s) Salazar; also Senator(s) Carroll--Concerning liability for the conduct of oil and gas operations.
Agriculture, Natural Resources, & Energy

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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 Senate proceeded out of order for Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

- SJR16-021

by Senator(s) Grantham; also Representative(s) Williams--Concerning recognition of "Single Parents' Day".

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- On motion of Senator Grantham, the resolution was read at length.

Amendment No. 1(L.001), by Senator Grantham.

Amend printed joint resolution, page 1, line 9, strike "doubled" and substitute "tripled".

Page 1, line 10, strike "20" and substitute "25".

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

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

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

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

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

SJR16-022 by Senator(s) Baumgardner and Todd; also Representative(s) Rosenthal and Nordberg--Concerning the designation of March 21, 2016, as "Colorado Aerospace Day".

On motion of Senator Baumgardner, the resolution was read at length and **adopted** by the following roll call vote:

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

Co-sponsor(s) added: Aguilar, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Ulibarri, and Woods.

Senate in recess. Senate reconvened.

SJR16-023 by Senator(s) Roberts and Todd; also Representative(s) Lawrence and Ginal--Concerning the recognition of National Women's History Month, and, in connection therewith, designating March as Colorado Women's History Month.

On motion of Senator Roberts, the resolution was read at length and **adopted** by the following roll call vote:

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

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Scheffel, Scott, Sonnenberg, Steadman, Tate, Ulibarri, and Woods.

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:

HB16-1145 by Representative(s) Lebsock, Thurlow; also Senator(s) Tate, Holbert, Kefalas--Concerning the determination of the documentary fee imposed for recording a grant or conveyance of residential real property.

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

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

HB16-1106 by Representative(s) Wilson; also Senator(s) Grantham and Garcia--Concerning the authority of a county to designate public roads as a section of a pioneer trail.

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

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

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1272 by Representative(s) Kraft-Tharp; also Senator(s) Tate--Concerning procedures to be followed in connection with the disconnection by ordinance of land from a municipality.

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

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

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

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

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

HB16-1192 by Representative(s) Kagan, Dore, Foote, McCann, Willett; also Senator(s) Steadman, Johnston, Roberts, Scheffel, Scott--Concerning a nonsubstantive recodification of the sunset review provisions.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 17, page(s) 443, and placed in members' bill files.)

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

HB16-1176 by Representative(s) Lebsock, Duran, DelGrosso, Joshi, Landgraf, McCann, Rosenthal, Ryden; also Senator(s) Tate, Woods, Martinez Humenik, Todd--Concerning the authority of a licensed wholesaler to establish an employee purchase program under which its employees may purchase directly from the wholesaler alcohol beverage products sold by that wholesaler.

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

HB16-1157 by Representative(s) Garnett and Kraft-Tharp; also Senator(s) Tate--Concerning the establishment of a future sunset review of the functions delegated to the director of the division of professions and occupations under the "Michael Skolnik Medical Transparency Act of 2010" to implement the recommendation of the department of regulatory agencies as contained in its 2015 sunset report pertaining to the division of professions and occupations.

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

HB16-1189 by Representative(s) Wist; also Senator(s) Roberts--Concerning the regulation of bingo-raffle licensees.

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

SB16-134 by Senator(s) Heath and Garcia, Aguilar, Carroll, Donovan, Guzman, Hodge, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Steadman, Ulibarri; also Representative(s) Danielson and Kagan--Concerning professional licensing for military veterans in certain professions.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 17, page(s) 444, 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 Sonnenberg, the report of the Committee of the Whole was **adopted** on the following roll call vote:

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

The Committee of the Whole took the following action:

Passed on second reading: SB16-134 as amended, HB16-1192 as amended, HB16-1176, HB16-1157, HB16-1189.

Committee of the Whole On motion of Senator Sonnenberg, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Sonnenberg 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:

HB16-1149 by Representative(s) Melton; also Senator(s) Newell--Concerning a requirement that the executive board of a common interest community created in Colorado before July 1, 1992, comply with the budget reporting provision of the "Colorado Common Interest Ownership Act".

(Amended in General Orders as printed in Senate Journal, March 18, page(s) 469.)

As amended, laid over until Tuesday, March 22, retaining its place on the calendar.

HB16-1066 by Representative(s) Roupe, Carver, Lundeen; also Senator(s) Newell--Concerning an habitual domestic violence offender.

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

HB16-1165 by Representative(s) Becker K. and Landgraf; also Senator(s) Crowder--Concerning statutory changes based on the recommendations in the report of the 2013-2015 Colorado child support commission.

Amendment No. 1(L.009), by Senator Crowder.

Amend reengrossed bill, page 3, line 25, strike "SHALL" and substitute "MAY".

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

HB16-1152 by Representative(s) Foote; also Senator(s) Cooke--Concerning the authority of the department of corrections to distribute medication.

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

SB16-149 by Senator(s) Marble and Woods, Cooke, Holbert, Lundberg, Neville T.; also Representative(s) Humphrey, Leonard, Ransom, Van Winkle--Concerning factors a court must consider in a review of an arbitrator's award in the context of a dissolution of a marriage.

Laid over until Tuesday, March 22, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

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

The Committee of the Whole took the following action:

Passed on second reading: HB16-1066, HB16-1165 as amended, HB16-1152.
Laid over until Tuesday, March 22: HB16-1149 as amended, SB16-149.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-055, 063, 089, 090, 091, 092, 093, 095, and 107.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, March 18, 2016, at 3:30 p.m.:
SB16-055, 063, 089, 090, 091, 092, 093, 095, and 107.

MESSAGE FROM THE GOVERNOR

March 18, 2016

Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

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

SB16-022: CONCERNING REMOVING CERTAIN LIMITATIONS ON THE PILOT PROGRAM TO MITIGATE CLIFF EFFECT FOR LOW-INCOME FAMILIES WHO ARE WORKING AND RECEIVING CHILD CARE ASSISTANCE.

Approved March 18, 2016, at 2:05 p.m.

SB16-029: CONCERNING CHANGES TO COLORADO INSURANCE LAWS NECESSARY TO MAINTAIN ACCREDITATION WITH THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS (NAIC), AND, IN CONNECTION THEREWITH, ADOPTING A NEW OWN RISK AND SOLVENCY ASSESSMENT LAW (ORSA) IN A FORM SUBSTANTIALLY SIMILAR TO THE NAIC MODEL AND ENHANCING COLORADO'S INSURANCE HOLDING COMPANY SYSTEM LAW BY ADDING A REQUIRED NAIC MODEL PROVISION SPECIFYING THE INSURANCE COMMISSIONER'S POWER TO ISSUE SUBPOENAS AND EXAMINE WITNESSES.

Approved March 18, 2016, at 2:25 p.m.

SB16-031: CONCERNING AUTHORITY OF THE DIRECTOR OF THE OFFICE OF LEGISLATIVE LEGAL SERVICES TO SIGN VOUCHERS FOR EXPENDITURES OF THE OFFICE.

Approved March 18, 2016, at 2:06 p.m.

SB16-050: CONCERNING A HOLD HARMLESS PROVISION FOR RETAILERS LIABLE FOR ANY MONEY PAYABLE AS A RESULT OF AN INCORRECT LOCATION CODE ASSIGNED BY THE DEPARTMENT OF REVENUE.

Approved March 18, 2016, at 2:05 p.m.

SB16-066: CONCERNING CREATION OF THE CONTINGENCY RESERVE FUND FOR SCHOOL DISTRICTS.

Approved March 18, 2016, at 2:06 p.m.

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Sincerely,
(signed)
John W. Hickenlooper
Governor

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

March 7, 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
PRIVATE OCCUPATIONAL SCHOOL BOARD

for a term expiring July 1, 2018:

Timothy LeRoy Brooks of Thornton, Colorado, a representative of the general public who is an owner or operator of a business within Colorado that employs students who are enrolled in schools that are subject to administration by the private occupational school division, and occasioned by the resignation of Jean L. Robinson of Denver, Colorado, appointed.

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

Committee on Education

March 11, 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
COLORADO LOTTERY COMMISSION

for a term expiring July 1, 2016:

Stella Peterson of Arvada, Colorado, to serve as a member of the public and as a Democrat, and occasioned by the resignation of Frances Ann Koncilja of Littleton, Colorado, appointed.

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

Committee on Finance

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, March 22, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

70th Legislative Day	Tuesday, March 22, 2016
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Prayer	By the chaplain, Pastor C. Jason Walker, Broomfield Baptist Church, Broomfield.
Call to Order	By the President at 9:00 a.m.
Roll Call	Present--35
Quorum	The President announced a quorum present.
Pledge	By Senator Tate.
Reading of Journal	On motion of Senator Neville, reading of the Journal of Monday, March 21, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1093 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1070 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1185 be postponed indefinitely .
Judiciary	After consideration on the merits, the Committee recommends that HB16-1104 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
Judiciary	After consideration on the merits, the Committee recommends that HB16-1182 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
Judiciary	After consideration on the merits, the Committee recommends that HB16-1190 be referred to the Committee of the Whole with favorable recommendation.
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1270 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB16-1073** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB16-1188** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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SENATE SERVICES REPORT

Correctly Printed: SB16-166, 167, 168, 169, and 170; SJR16-024.
Correctly Engrossed: SB16-134; SJR16-021, 022, and 023.
Correctly Revised: HB16-1066, 1152, 1157, 1165, 1176, 1189, and 1192.
Correctly Rerevised: HB16-1106, 1145, and 1272.

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MESSAGE FROM THE HOUSE

March 21, 2016:
Mr. President:
The House has adopted and returns herewith SJR16-021, SJR16-022.

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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:

38394041

HB16-1192 by Representative(s) Kagan, Dore, Foote, McCann, Willett; also Senator(s) Steadman, Johnston, Roberts, Scheffel, Scott--Concerning a nonsubstantive recodification of the sunset review provisions.

42434445

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

464748

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		

49505152535455565758596061626364656667

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

61626364656667

Co-sponsor(s) added: Newell.

HB16-1176 by Representative(s) Lebsock, Duran, DelGrosso, Joshi, Landgraf, McCann, Rosenthal, Ryden; also Senator(s) Tate, Woods, Martinez Humenik, Todd--Concerning the authority of a licensed wholesaler to establish an employee purchase program under which its employees may purchase directly from the wholesaler alcohol beverage products sold by that wholesaler.

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, Carroll, Heath, Hill, Holbert, and Merrifield.

HB16-1157 by Representative(s) Garnett and Kraft-Tharp; also Senator(s) Tate--Concerning the establishment of a future sunset review of the functions delegated to the director of the division of professions and occupations under the "Michael Skolnik Medical Transparency Act of 2010" to implement the recommendation of the department of regulatory agencies as contained in its 2015 sunset report pertaining to the division of professions and occupations.

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, Newell, and Woods.

HB16-1189 by Representative(s) Wist; also Senator(s) Roberts--Concerning the regulation of bingo-
raffle licensees.

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**.

SB16-134 by Senator(s) Heath and Garcia, Aguilar, Carroll, Donovan, Guzman, Hodge, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Steadman, Ulibarri; also Representative(s) Danielson and Kagan--Concerning professional licensing for military veterans in certain professions.

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, Cadman, Cooke, Crowder, Grantham, Holbert, Jahn, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate, Todd, and Woods.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1066 by Representative(s) Roupe, Carver, Lundeen; also Senator(s) Newell--Concerning an habitual domestic violence offender.

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

YES	33	NO	2	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	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 was **passed**.

Co-sponsor(s) added: Aguilar, Donovan, Garcia, Guzman, Heath, Johnston, Kefalas, Martinez Humenik, Merrifield, Roberts, Tate, Todd, and Woods.

HB16-1165 by Representative(s) Becker K. and Landgraf; also Senator(s) Crowder--Concerning statutory changes based on the recommendations in the report of the 2013-2015 Colorado child support commission.

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	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Sonnenberg	N
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: Guzman, Heath, Kefalas, Kerr, Merrifield, Newell, Todd, and Ulibarri.

HB16-1152 by Representative(s) Foote; also Senator(s) Cooke--Concerning the authority of the department of corrections to distribute medication.

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, Cadman, Grantham, Guzman, Heath, Hill, Jahn, Jones, Kefalas, Lambert, Martinez Humenik, Newell, Sonnenberg, Todd, and Ulibarri.

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

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

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

SB16-145
by Senator(s) Baumgardner and Donovan, Roberts, Scott; also Representative(s) Mitsch Bush and Willett, Becker K., Brown, Coram, Hamner, Rankin, Thurlow--Concerning an alternative mechanism for creating a subdistrict of the Colorado river water conservation district.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment. (Printed in Senate Journal, March 18, page(s) 462-463, and placed in members' bill files.)

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

HB16-1184
by Representative(s) Rankin, Hamner, Young; also Senator(s) Grantham, Lambert, Steadman--Concerning the administration of money that is required under existing law to be transferred from the high cost support mechanism to the broadband fund.

Amendment No. 1, Appropriations Committee Amendment. (Printed in Senate Journal, March 18, page(s) 463, and placed in members' bill files.)

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

HB16-1103
by Representative(s) Kraft-Tharp and Landgraf; also Senator(s) Martinez Humenik and Todd--Concerning clarifying license pathways for the mental health professional workforce.

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

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

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

YES	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: SB16-145 as amended, HB16-1184 as amended, HB16-1103.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

HB16-1149 by Representative(s) Melton; also Senator(s) Newell--Concerning a requirement that the executive board of a common interest community created in Colorado before July 1, 1992, comply with the budget reporting provision of the "Colorado Common Interest Ownership Act".

(Amended in General Orders as printed in Senate Journal, March 18, page(s) 469.)

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

SB16-149 by Senator(s) Marble and Woods, Cooke, Holbert, Lundberg, Neville T.; also Representative(s) Humphrey, Leonard, Ransom, Van Winkle--Concerning factors a court must consider in a review of an arbitrator's award in the context of a dissolution of a marriage.

Lost on second reading.

SB16-100 by Senator(s) Jahn; also Representative(s) Pabon--Concerning requirements that a county must meet before reducing the mill levy for its road and bridge fund.

Amendment No. 1, Transportation Committee Amendment.

(Printed in Senate Journal, March 18, page(s) 455-456, and placed in members' bill files.)

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

HB16-1030 by Representative(s) Brown and Court; also Senator(s) Donovan--Concerning the use of off-highway vehicles.

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

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.

Laid over until Wednesday, March 23, retaining its place on the calendar.

SB16-151 by Senator(s) Sonnenberg; --Concerning the right of Coloradans to hunt wildlife, and, in connection therewith, establishing hunting as the primary means of managing wildlife.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.

(Printed in Senate Journal, March 18, page(s) 462, and placed in members' bill files.)

As amended, 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.)

HB16-1229	by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning modification of the means of repayment for certain ongoing financial obligations incurred by the state in order to fund capital construction projects for state-supported institutions of higher education.	1 2 3 4 5
	Ordered revised and placed on the calendar for third reading and final passage.	6 7 8
HB16-1098	by Representative(s) Lawrence; also Senator(s) Newell--Concerning updates to provisions related to school discipline reporting.	9 10 11
	Ordered revised and placed on the calendar for third reading and final passage.	12 13 14
SB16-133	by Senator(s) Tate, Johnston; also Representative(s) Pabon and Willett--Concerning the transfer of property rights upon the death of a person, and, in connection therewith, including inherited individual retirement accounts and inherited Roth individual retirement accounts as property exempt from levy and sale under writ of attachment or writ of execution, clarifying determination-of-heirship proceedings in probate, and enacting portions of the "Uniform Power of Appointment Act".	15 16 17 18 19 20 21
	<u>Amendment No. 1, Judiciary Committee Amendment.</u> (Printed in Senate Journal, March 15, page(s) 418, and placed in members' bill files.)	22 23 24
	<u>Amendment No. 2(L.009), by Senator Tate.</u>	25 26
	Amend the Judiciary Committee Report, dated March 14, 2016, page 1, strike lines 4 through 9 and substitute:	27 28 29
	"Page 14, strike lines 21 through 27 and substitute:	30 31
	"SECTION 8. Inclusion of official comments. The revisor of".	32 33
	Page 1 of the committee report, after line 17 insert:	34 35
	"Strike page 15.	36 37
	Page 16, strike lines 1 through 17."	38 39
	Page 1 of the committee report, after line 18 add:	40 41
	"Page 1, strike lines 102 through 109 and substitute "OF A PERSON, AND, IN CONNECTION THEREWITH, CLARIFYING DETERMINATION-OF-HEIRSHIP PROCEEDINGS IN PROBATE."	42 43 44 45
	<u>Amendment No. 3(L.005), by Senator Tate.</u>	46 47 48
	Amend printed bill, page 3, strike lines 1 through 3 and substitute "shall MUST include the legal description of the real property and a statement that the person referred to in the certificate was at the time of death the owner of a joint tenancy interest in the real property IS THE SAME PERSON WHO IS NAMED IN A SPECIFIC RECORDED DEED OR SIMILAR INSTRUMENT CREATING THE JOINT TENANCY. When" .	49 50 51 52 53 54 55
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	56 57 58 59
HB16-1247	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of public health and environment.	60 61 62 63 64
	Ordered revised and placed on the calendar for third reading and final passage.	65 66 67 68 69 70 71 72

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB16-151 by Senator(s) Sonnenberg; --Concerning the right of Coloradans to hunt wildlife, and, in connection therewith, establishing hunting as the primary means of managing wildlife.

Senator Garcia moved to amend the Report of the Committee of the Whole to show that the following amendment to SB16-151 did pass:

Amend printed bill, page 2, line 11, after the period add "COLORADANS SHALL HAVE PRIORITY IN HUNTING AND TAKING WILDLIFE."

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	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	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 Cooke, 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: SB16-100 as amended, SB16-151 as amended, SB16-133 as amended, HB16-1149 as amended, HB16-1030, HB16-1229, HB16-1098, HB16-1247.
Laid over until Wednesday, March 23: SB16-157.
Lost on second reading: SB16-149.

MESSAGE FROM THE HOUSE

March 22, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1258, 1316, 1298, 1350, 1352.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1228, amended as printed in House Journal, March 21.
HB16-1171, amended as printed in House Journal, March 21.
HB16-1177, amended as printed in House Journal, March 21.
HB16-1088, amended as printed in House Journal, March 21.
HB16-1006, amended as printed in House Journal, March 21.
HB16-1014, amended as printed in House Journal, March 21.
HB16-1173, amended as printed in House Journal, March 21.
HB16-1266, amended as printed in House Journal, March 21.

The House has passed on Third Reading and returns herewith SB16-051, 068.

MESSAGE FROM THE REVISOR OF STATUTES

March 22, 2016

We herewith transmit:

Without comment, HB16-1258, 1298, 1316, 1350, and 1352.
Without comment, as amended, HB16-1006, 1014, 1088, 1171, 1173, 1177, 1228, and 1266.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

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

MEMBERS OF THE
COLORADO STUDENT LEADERS INSTITUTE
EXECUTIVE BOARD

for terms expiring July 7, 2016:

Darren Louis Spreeuw of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Christena Estes Faraci of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Jason Lauvane Hanson of Denver, Colorado, to serve as a person employed as teaching faculty or administrator at an institution of higher education in Colorado, appointed;

Brian David Yates of Buena Vista, Colorado, to serve as a person who is employed as an educator in a high school in Colorado in a rural school district, appointed.

for terms expiring July 7, 2017:

Rosann B. Ward of Aurora, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Genia Kei Herndon of Denver, Colorado, to serve as a person employed as teaching faculty or administrator at an institution of higher education in Colorado, appointed;

Ledy R. Garcia-Eckstein of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, and occasioned by the resignation of Josephine Benavidez of Colorado Springs, Colorado, 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		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-121; HB16-1033, 1038, 1046, 1061, 1082, 1083, 1085, 1122, 1144, 1151.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, March 21, 2016, at 4:00 p.m.: SB16-121.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Local After consideration on the merits, the Committee recommends that HB16-1230 be Government referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

March 22, 2016

Mr. President:

The House has adopted and returns herewith SJR16-023.

Senate in recess.

Senate reconvened.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJM16-001; SJR16-014, 018, 021, and 022; SR16-003.

Senate in recess.

Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB16-1006

by Representative(s) Becker K. and Garnett; also Senator(s) Hill--Concerning clarification of the scope of the exemption from government charges for property owned by or leased to a housing authority or owned by, leased to, or under construction by an entity that is wholly owned by an authority, an entity in which an authority has an ownership interest, or an entity in which an entity wholly owned by an authority or of which an authority is the sole member has an ownership interest.

Finance

Appropriations
- HB16-1014

by Representative(s) Williams; also Senator(s) Tate--Concerning the creation of the business intelligence center program within the department of state.

State, Veterans, & Military Affairs
- HB16-1088

by Representative(s) Dore; also Senator(s) Roberts--Concerning the authorization for a fire protection district to impose an impact fee on new development, and, in connection therewith, enacting the "Public Safety Fairness Act".

Local Government
- HB16-1171

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

Education
- HB16-1173

by Representative(s) Mitsch Bush, Arndt, Brown, Danielson, Ginal, Lebsock; also Senator(s) Scott--Concerning the continuation of the regulation of vessels by the department of natural resources.

Agriculture, Natural Resources, & Energy
- HB16-1177

by Representative(s) Buckner and Pettersen; also Senator(s) Hill--Concerning the continuation of the council of higher education representatives.

Education
- HB16-1228

by Representative(s) Arndt and Becker J.; also Senator(s) Donovan and Sonnenberg--Concerning an alternative transfer mechanism for water rights that protects the agricultural use for which a water right was originally decreed while permitting renewable one-year transfers of a portion of the water subject to the water right.

Agriculture, Natural Resources, & Energy
- HB16-1258

by Representative(s) Melton, Salazar; also Senator(s) Lundberg--Concerning the posting by court clerks of process when a respondent is served by publication.

Local Government

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

70th Legislative Day	Tuesday, March 22, 2016
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Prayer	By the chaplain, Pastor C. Jason Walker, Broomfield Baptist Church, Broomfield.
Call to Order	By the President at 9:00 a.m.
Roll Call	Present--35
Quorum	The President announced a quorum present.
Pledge	By Senator Tate.
Reading of Journal	On motion of Senator Neville, reading of the Journal of Monday, March 21, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1093 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1070 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1185 be postponed indefinitely .
Judiciary	After consideration on the merits, the Committee recommends that HB16-1104 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
Judiciary	After consideration on the merits, the Committee recommends that HB16-1182 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
Judiciary	After consideration on the merits, the Committee recommends that HB16-1190 be referred to the Committee of the Whole with favorable recommendation.
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1270 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB16-1073** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB16-1188** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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SENATE SERVICES REPORT

Correctly Printed: SB16-166, 167, 168, 169, and 170; SJR16-024.
Correctly Engrossed: SB16-134; SJR16-021, 022, and 023.
Correctly Revised: HB16-1066, 1152, 1157, 1165, 1176, 1189, and 1192.
Correctly Rerevised: HB16-1106, 1145, and 1272.

16171819202122232425

MESSAGE FROM THE HOUSE

March 21, 2016:
Mr. President:
The House has adopted and returns herewith SJR16-021, SJR16-022.

262728293031323334353637

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:

38394041

HB16-1192

by Representative(s) Kagan, Dore, Foote, McCann, Willett; also Senator(s) Steadman, Johnston, Roberts, Scheffel, Scott--Concerning a nonsubstantive recodification of the sunset review provisions.

42434445

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

464748

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		

49505152535455565758596061626364656667

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

61626364656667

Co-sponsor(s) added: Newell.

HB16-1176 by Representative(s) Lebsock, Duran, DelGrosso, Joshi, Landgraf, McCann, Rosenthal, Ryden; also Senator(s) Tate, Woods, Martinez Humenik, Todd--Concerning the authority of a licensed wholesaler to establish an employee purchase program under which its employees may purchase directly from the wholesaler alcohol beverage products sold by that wholesaler.

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, Carroll, Heath, Hill, Holbert, and Merrifield.

HB16-1157 by Representative(s) Garnett and Kraft-Tharp; also Senator(s) Tate--Concerning the establishment of a future sunset review of the functions delegated to the director of the division of professions and occupations under the "Michael Skolnik Medical Transparency Act of 2010" to implement the recommendation of the department of regulatory agencies as contained in its 2015 sunset report pertaining to the division of professions and occupations.

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, Newell, and Woods.

HB16-1189 by Representative(s) Wist; also Senator(s) Roberts--Concerning the regulation of bingo-
raffle licensees.

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**.

SB16-134 by Senator(s) Heath and Garcia, Aguilar, Carroll, Donovan, Guzman, Hodge, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Steadman, Ulibarri; also Representative(s) Danielson and Kagan--Concerning professional licensing for military veterans in certain professions.

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, Cadman, Cooke, Crowder, Grantham, Holbert, Jahn, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate, Todd, and Woods.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1066 by Representative(s) Roupe, Carver, Lundeen; also Senator(s) Newell--Concerning an habitual domestic violence offender.

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

YES	33	NO	2	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	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 was **passed**.

Co-sponsor(s) added: Aguilar, Donovan, Garcia, Guzman, Heath, Johnston, Kefalas, Martinez Humenik, Merrifield, Roberts, Tate, Todd, and Woods.

HB16-1165 by Representative(s) Becker K. and Landgraf; also Senator(s) Crowder--Concerning statutory changes based on the recommendations in the report of the 2013-2015 Colorado child support commission.

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	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Sonnenberg	N
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: Guzman, Heath, Kefalas, Kerr, Merrifield, Newell, Todd, and Ulibarri.

HB16-1152 by Representative(s) Foote; also Senator(s) Cooke--Concerning the authority of the department of corrections to distribute medication.

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, Cadman, Grantham, Guzman, Heath, Hill, Jahn, Jones, Kefalas, Lambert, Martinez Humenik, Newell, Sonnenberg, Todd, and Ulibarri.

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

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

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

SB16-145
 by Senator(s) Baumgardner and Donovan, Roberts, Scott; also Representative(s) Mitsch Bush and Willett, Becker K., Brown, Coram, Hamner, Rankin, Thurlow--Concerning an alternative mechanism for creating a subdistrict of the Colorado river water conservation district.
 Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment. (Printed in Senate Journal, March 18, page(s) 462-463, and placed in members' bill files.)
 As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB16-1184
 by Representative(s) Rankin, Hamner, Young; also Senator(s) Grantham, Lambert, Steadman--Concerning the administration of money that is required under existing law to be transferred from the high cost support mechanism to the broadband fund.
 Amendment No. 1, Appropriations Committee Amendment. (Printed in Senate Journal, March 18, page(s) 463, and placed in members' bill files.)
 As amended, ordered revised and placed on the calendar for third reading and final passage.

HB16-1103
 by Representative(s) Kraft-Tharp and Landgraf; also Senator(s) Martinez Humenik and Todd--Concerning clarifying license pathways for the mental health professional workforce.
 Ordered revised and placed on the calendar for third reading and final passage.

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

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

YES	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: SB16-145 as amended, HB16-1184 as amended, HB16-1103.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

HB16-1149 by Representative(s) Melton; also Senator(s) Newell--Concerning a requirement that the executive board of a common interest community created in Colorado before July 1, 1992, comply with the budget reporting provision of the "Colorado Common Interest Ownership Act".

(Amended in General Orders as printed in Senate Journal, March 18, page(s) 469.)

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

SB16-149 by Senator(s) Marble and Woods, Cooke, Holbert, Lundberg, Neville T.; also Representative(s) Humphrey, Leonard, Ransom, Van Winkle--Concerning factors a court must consider in a review of an arbitrator's award in the context of a dissolution of a marriage.

Lost on second reading.

SB16-100 by Senator(s) Jahn; also Representative(s) Pabon--Concerning requirements that a county must meet before reducing the mill levy for its road and bridge fund.

Amendment No. 1, Transportation Committee Amendment.

(Printed in Senate Journal, March 18, page(s) 455-456, and placed in members' bill files.)

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

HB16-1030 by Representative(s) Brown and Court; also Senator(s) Donovan--Concerning the use of off-highway vehicles.

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

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.

Laid over until Wednesday, March 23, retaining its place on the calendar.

SB16-151 by Senator(s) Sonnenberg; --Concerning the right of Coloradans to hunt wildlife, and, in connection therewith, establishing hunting as the primary means of managing wildlife.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.

(Printed in Senate Journal, March 18, page(s) 462, and placed in members' bill files.)

As amended, 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.)

HB16-1229	by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning modification of the means of repayment for certain ongoing financial obligations incurred by the state in order to fund capital construction projects for state-supported institutions of higher education.	1 2 3 4 5
	Ordered revised and placed on the calendar for third reading and final passage.	6 7 8
HB16-1098	by Representative(s) Lawrence; also Senator(s) Newell--Concerning updates to provisions related to school discipline reporting.	9 10 11
	Ordered revised and placed on the calendar for third reading and final passage.	12 13 14
SB16-133	by Senator(s) Tate, Johnston; also Representative(s) Pabon and Willett--Concerning the transfer of property rights upon the death of a person, and, in connection therewith, including inherited individual retirement accounts and inherited Roth individual retirement accounts as property exempt from levy and sale under writ of attachment or writ of execution, clarifying determination-of-heirship proceedings in probate, and enacting portions of the "Uniform Power of Appointment Act".	15 16 17 18 19 20 21
	<u>Amendment No. 1, Judiciary Committee Amendment.</u> (Printed in Senate Journal, March 15, page(s) 418, and placed in members' bill files.)	22 23 24
	<u>Amendment No. 2(L.009), by Senator Tate.</u>	25 26
	Amend the Judiciary Committee Report, dated March 14, 2016, page 1, strike lines 4 through 9 and substitute:	27 28 29
	"Page 14, strike lines 21 through 27 and substitute:	30 31
	"SECTION 8. Inclusion of official comments. The revisor of".	32 33
	Page 1 of the committee report, after line 17 insert:	34 35
	"Strike page 15.	36 37
	Page 16, strike lines 1 through 17."	38 39
	Page 1 of the committee report, after line 18 add:	40 41
	"Page 1, strike lines 102 through 109 and substitute "OF A PERSON, AND, IN CONNECTION THEREWITH, CLARIFYING DETERMINATION-OF-HEIRSHIP PROCEEDINGS IN PROBATE."	42 43 44 45
	<u>Amendment No. 3(L.005), by Senator Tate.</u>	46 47 48
	Amend printed bill, page 3, strike lines 1 through 3 and substitute "shall MUST include the legal description of the real property and a statement that the person referred to in the certificate was at the time of death the owner of a joint tenancy interest in the real property IS THE SAME PERSON WHO IS NAMED IN A SPECIFIC RECORDED DEED OR SIMILAR INSTRUMENT CREATING THE JOINT TENANCY. When" .	49 50 51 52 53 54 55
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	56 57 58 59
HB16-1247	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of public health and environment.	60 61 62 63 64
	Ordered revised and placed on the calendar for third reading and final passage.	65 66 67 68 69 70 71 72

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB16-151 by Senator(s) Sonnenberg; --Concerning the right of Coloradans to hunt wildlife, and, in connection therewith, establishing hunting as the primary means of managing wildlife.

Senator Garcia moved to amend the Report of the Committee of the Whole to show that the following amendment to SB16-151 did pass:

Amend printed bill, page 2, line 11, after the period add "COLORADANS SHALL HAVE PRIORITY IN HUNTING AND TAKING WILDLIFE."

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	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	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 Cooke, 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: SB16-100 as amended, SB16-151 as amended, SB16-133 as amended, HB16-1149 as amended, HB16-1030, HB16-1229, HB16-1098, HB16-1247.
Laid over until Wednesday, March 23: SB16-157.
Lost on second reading: SB16-149.

MESSAGE FROM THE HOUSE

March 22, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1258, 1316, 1298, 1350, 1352.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1228, amended as printed in House Journal, March 21.
HB16-1171, amended as printed in House Journal, March 21.
HB16-1177, amended as printed in House Journal, March 21.
HB16-1088, amended as printed in House Journal, March 21.
HB16-1006, amended as printed in House Journal, March 21.
HB16-1014, amended as printed in House Journal, March 21.
HB16-1173, amended as printed in House Journal, March 21.
HB16-1266, amended as printed in House Journal, March 21.

The House has passed on Third Reading and returns herewith SB16-051, 068.

MESSAGE FROM THE REVISOR OF STATUTES

March 22, 2016

We herewith transmit:

Without comment, HB16-1258, 1298, 1316, 1350, and 1352.
Without comment, as amended, HB16-1006, 1014, 1088, 1171, 1173, 1177, 1228, and 1266.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

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

MEMBERS OF THE
COLORADO STUDENT LEADERS INSTITUTE
EXECUTIVE BOARD

for terms expiring July 7, 2016:

Darren Louis Spreeuw of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Christena Estes Faraci of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Jason Lauvane Hanson of Denver, Colorado, to serve as a person employed as teaching faculty or administrator at an institution of higher education in Colorado, appointed;

Brian David Yates of Buena Vista, Colorado, to serve as a person who is employed as an educator in a high school in Colorado in a rural school district, appointed.

for terms expiring July 7, 2017:

Rosann B. Ward of Aurora, Colorado, to serve as a person from the community who has an interest or experience in education, appointed;

Genia Kei Herndon of Denver, Colorado, to serve as a person employed as teaching faculty or administrator at an institution of higher education in Colorado, appointed;

Ledy R. Garcia-Eckstein of Denver, Colorado, to serve as a person from the community who has an interest or experience in education, and occasioned by the resignation of Josephine Benavidez of Colorado Springs, Colorado, 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		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-121; HB16-1033, 1038, 1046, 1061, 1082, 1083, 1085, 1122, 1144, 1151.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, March 21, 2016, at 4:00 p.m.: SB16-121.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Local After consideration on the merits, the Committee recommends that HB16-1230 be Government referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

March 22, 2016

Mr. President:

The House has adopted and returns herewith SJR16-023.

Senate in recess.

Senate reconvened.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJM16-001; SJR16-014, 018, 021, and 022; SR16-003.

Senate in recess.

Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB16-1006

by Representative(s) Becker K. and Garnett; also Senator(s) Hill--Concerning clarification of the scope of the exemption from government charges for property owned by or leased to a housing authority or owned by, leased to, or under construction by an entity that is wholly owned by an authority, an entity in which an authority has an ownership interest, or an entity in which an entity wholly owned by an authority or of which an authority is the sole member has an ownership interest.

Finance

Appropriations
- HB16-1014

by Representative(s) Williams; also Senator(s) Tate--Concerning the creation of the business intelligence center program within the department of state.

State, Veterans, & Military Affairs
- HB16-1088

by Representative(s) Dore; also Senator(s) Roberts--Concerning the authorization for a fire protection district to impose an impact fee on new development, and, in connection therewith, enacting the "Public Safety Fairness Act".

Local Government
- HB16-1171

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

Education
- HB16-1173

by Representative(s) Mitsch Bush, Arndt, Brown, Danielson, Ginal, Lebsock; also Senator(s) Scott--Concerning the continuation of the regulation of vessels by the department of natural resources.

Agriculture, Natural Resources, & Energy
- HB16-1177

by Representative(s) Buckner and Pettersen; also Senator(s) Hill--Concerning the continuation of the council of higher education representatives.

Education
- HB16-1228

by Representative(s) Arndt and Becker J.; also Senator(s) Donovan and Sonnenberg--Concerning an alternative transfer mechanism for water rights that protects the agricultural use for which a water right was originally decreed while permitting renewable one-year transfers of a portion of the water subject to the water right.

Agriculture, Natural Resources, & Energy
- HB16-1258

by Representative(s) Melton, Salazar; also Senator(s) Lundberg--Concerning the posting by court clerks of process when a respondent is served by publication.

Local Government

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

71st Legislative Day	Wednesday, March 23, 2016
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**SENATE DID NOT CONVENE ON THIS DAY
DUE TO INCLEMENT WEATHER**

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

72nd Legislative Day Thursday, March 24, 2016

Prayer By the chaplain, Alden Naranjo, Cultural Advisor with the Southern Ute Indian Tribe.

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

Roll Call Present--34
Excused--1, Hill.
Present later--1, Hill.

Quorum The President announced a quorum present.

Pledge By Senator Tate.

Reading of Journal On motion of Senator Neville, reading of the Journal of Tuesday, March 22, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB16-1297** be referred to the Committee of the Whole with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB16-1187** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance After consideration on the merits, the Committee recommends that **HB16-1269** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Trans- portation After consideration on the merits, the Committee recommends that **HB16-1169** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Trans- portation After consideration on the merits, the Committee recommends that **HB16-1231** 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, repeal and reenact, with amendments, 42-4-110.5 as follows:
42-4-110.5. Automated vehicle identification systems - prohibition - definition. (1) A GOVERNMENTAL ENTITY OR AGENT THEREOF SHALL NOT ISSUE A TRAFFIC CITATION PURSUANT TO THIS ARTICLE BASED ON EVIDENCE GATHERED AS A RESULT OF AN AUTOMATED VEHICLE IDENTIFICATION SYSTEM USED ON ANY HIGHWAYS, ROADS, OR STREETS; EXCEPT THAT A GOVERNMENTAL ENTITY OR AGENT THEREOF OR A TOLL ROAD OR TOLL HIGHWAY OPERATOR MAY USE AN AUTOMATED

VEHICLE IDENTIFICATION SYSTEM TO ASSESS TOLLS AND CHARGES AND
ISSUE CITATIONS FOR VIOLATIONS RELATING TO HIGH OCCUPANCY
VEHICLE AND HIGH OCCUPANCY TOLL LANES PURSUANT TO SECTION
42-4-1012 (1) (d) AND TO ASSESS TOLLS AND CIVIL PENALTIES FOR TOLL
ROADS AND HIGHWAYS PURSUANT TO SECTIONS 43-3-302, 43-4-506, AND
43-4-506.5, C.R.S. EVIDENCE OBTAINED FROM SUCH USE SHALL NOT BE
REPORTED TO THE DEPARTMENT FOR ANY PURPOSE, TO ANY PERSON OR
ENTITY FOR USE ON ANY CREDIT REPORT, OR TO ANY INSURANCE
COMPANY FOR INSURANCE PURPOSES.

(2) AS USED IN THIS SECTION, "AUTOMATED VEHICLE
IDENTIFICATION SYSTEM" MEANS A SYSTEM WHEREBY A MACHINE IS USED
TO AUTOMATICALLY DETECT A VIOLATION OF A TRAFFIC REGULATION
AND SIMULTANEOUSLY RECORD A PHOTOGRAPH OF THE VEHICLE, THE
OPERATOR OF THE VEHICLE, OR THE LICENSE PLATE OF THE VEHICLE.

SECTION 2. In Colorado Revised Statutes, 42-2-107, **repeal** (5)
(a) (II) as follows:

**42-2-107. Application for license or instruction permit -
anatomical gifts - donations to Emily Maureen Ellen Keyes organ
and tissue donation awareness fund - legislative declaration - ruels
- repeal.** (5) (a) (II) ~~For the purposes of this subsection (5), "outstanding
judgments or warrants" does not include any judgment or warrant
reported to the department in violation of the provisions of section
42-4-110.5 (2) (c).~~

SECTION 3. In Colorado Revised Statutes, 42-2-118, **repeal** (3)
(a) (II) as follows:

**42-2-118. Renewal of license in person or by mail - donations
to Emily Maureen Ellen Keyes organ and tissue donation awareness
fund - repeal.** (3) (a) (II) ~~For the purposes of this subsection (3),
"outstanding judgments or warrants" does not include any judgment or
warrant reported to the department in violation of the provisions of
section 42-4-110.5 (2) (c).~~

SECTION 4. In Colorado Revised Statutes, 42-2-122, **amend** (1)
(h) (I) as follows:

**42-2-122. Department may cancel license - limited license for
physical or mental limitations.** (1) The department has the authority to
cancel, deny, or deny the reissuance of any driver's or minor driver's
license upon determining that the licensee was not entitled to the issuance
thereof for any of the following reasons:

(h) (I) The person has an outstanding judgment or warrant
referred to in section 42-4-1709 (7) issued against such person. ~~except
that, as used in this paragraph (h), "judgment or warrant" shall not
include any judgment or warrant reported to the department in violation
of section 42-4-110.5 (2) (c).~~

SECTION 5. In Colorado Revised Statutes, 42-2-127, **repeal**
(5.8) as follows:

**42-2-127. Authority to suspend license - to deny license - type
of conviction - points.** (5.8) Notwithstanding any other provision of this
section, the department may not assess any points for a violation if such
assessment of points is prohibited under section 42-4-110.5 (3).

SECTION 6. In Colorado Revised Statutes, 42-3-113, **repeal**
(10) as follows:

**42-3-113. Records of application and registration -
definitions.** (10) (a) ~~Whenever a person asks the department or any other
state department or agency for the name or address of the owner of a
motor vehicle registered under this section, the department or agency
shall require the person to disclose if the purpose of the request is to
determine the name or address of a person suspected of a violation of a
state or municipal law detected through the use of an automated vehicle
identification system as described in section 42-4-110.5. If the purpose
of the request is to determine the name or address of such a suspect, the
department or agency shall release such information only if the county or
municipality for which the request is made complies with section
42-4-110.5.~~

(b) ~~No person who receives the name or address of the registered
owner of a motor vehicle from the department or from a person who
receives the information from the department shall release such
information to a county or a municipality unless the county or~~

~~municipality complies with state laws concerning the use of automated identification devices.~~

SECTION 7. 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:** SB16-171.
- Correctly Engrossed:** SB16-100, 133, 145, and 151.
- Correctly Reengrossed:** SB16-134.
- Correctly Revised:** HB16-1030, 1098, 1103, 1149, 1184, 1229, and 1247.
- Correctly Rerevised:** HB16-1066, 1152, 1157, 1165, 1176, 1189, and 1192.
- Correctly Enrolled:** SJR16-015 and 016;SR16-003.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-024 by Senator(s) Roberts; also Representative(s) Coram and Brown--Concerning the remembrance of Ute history in Colorado, and, in connection therewith, honoring the culture and heritage of the Southern Ute Indian Tribe and the Ute Mountain Ute Tribe.

On motion of Senator Roberts, the resolution was read at length and **adopted** by the following roll call vote:

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

Senate in recess.

Senate reconvened.

SJR16-002

by Senator(s) Baumgardner and Merrifield, Cooke, Jones, Roberts; also Representative(s) Hamner and Thurlow, Becker K., Buck, Singer--Concerning the recognition of Colorado firefighters killed in the line of duty.

On motion of Senator Baumgardner, the resolution was read at length and **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: Aguilar, Cadman, Carroll, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Newell, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

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:

SB16-145

by Senator(s) Baumgardner and Donovan, Roberts, Scott; also Representative(s) Mitsch Bush and Willett, Becker K., Brown, Coram, Hamner, Rankin, Thurlow--Concerning an alternative mechanism for creating a subdistrict of the Colorado river water conservation district.

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, Garcia, Heath, Hodge, Jones, Martinez Humenik, Merrifield, Sonnenberg, Tate, and Woods.

HB16-1184 by Representative(s) Rankin, Hamner, Young; also Senator(s) Grantham, Lambert, Steadman--Concerning the administration of money that is required under existing law to be transferred from the high cost support mechanism to the broadband fund.

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: Donovan and Scott.

HB16-1103 by Representative(s) Kraft-Tharp and Landgraf; also Senator(s) Martinez Humenik and Todd--Concerning clarifying license pathways for the mental health professional workforce.

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, Heath, Kerr, Merrifield, Newell, Tate, and Woods.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1149 by Representative(s) Melton; also Senator(s) Newell--Concerning a requirement that the executive board of a common interest community created in Colorado before July 1, 1992, comply with the budget reporting provision of the "Colorado Common Interest Ownership Act".

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

YES	33	NO	2	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	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	N	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, Crowder, Heath, Kefalas, Kerr, Merrifield, and Todd.

SB16-100 by Senator(s) Jahn; also Representative(s) Pabon--Concerning requirements that a county must meet before reducing the mill levy for its road and bridge fund.

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**.

Co-sponsor(s) added: Carroll, Garcia, Heath, Jones, Kefalas, Merrifield, Newell, and Todd.

HB16-1030 by Representative(s) Brown and Court; also Senator(s) Donovan--Concerning the use of off-highway vehicles.

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, Heath, Hill, Johnston, Roberts, and Scott.

SB16-151 by Senator(s) Sonnenberg; also Representative(s) Brown and Vigil--Concerning the right of Coloradans to hunt wildlife, and, in connection therewith, establishing hunting as the primary means of managing wildlife.

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	N	Heath	N	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	N
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	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**.

Co-sponsor(s) added: Baumgardner, Cooke, Crowder, Donovan, Garcia, Grantham, Hill, Holbert, Jahn, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Roberts, Scheffel, Scott, and Woods.

HB16-1229 by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning modification of the means of repayment for certain ongoing financial obligations incurred by the state in order to fund capital construction projects for state-supported institutions of higher education.

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: Cadman, Kefalas, and Merrifield.

HB16-1098 by Representative(s) Lawrence; also Senator(s) Newell--Concerning updates to provisions related to school discipline reporting.

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: Heath, Hill, Johnston, Kefalas, Kerr, Lambert, Martinez Humenik, Merrifield, Scheffel, Steadman, and Todd.

SB16-133 by Senator(s) Tate, Johnston; also Representative(s) Pabon and Willett--Concerning the transfer of property rights upon the death of a person, and, in connection therewith, clarifying determination-of-heirship proceedings in probate.

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: Hill, Jahn, Martinez Humenik, Merrifield, Newell, Roberts, Scott, Steadman, and Todd.

HB16-1247 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a supplemental appropriation to the department of public health and environment.

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

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	N
Baumgardner	N	Hill	N	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: Aguilar, Heath, Johnston, Jones, Merrifield, Newell, and Todd.

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

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

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

- HB16-1093**

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.

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

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

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

Ordered revised and placed on the calendar for third reading and final passage.
- HB16-1073**

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

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

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.

Ordered revised 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 Tate, 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: HB16-1093, HB16-1104, HB16-1182, HB16-1270, HB16-1073, HB16-1188.

Committee On motion of Senator Tate, the Senate resolved itself into the Committee of the
of the Whole Whole for consideration of General Orders--Second Reading of Bills, and Senator Tate
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:

SB16-157 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.

Laid over until Monday, March 28, retaining its place on the calendar.

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

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

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.

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 Tate, 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: HB16-1190, HB16-1230.
Laid over until Monday, March 28: SB16-157.

MESSAGE FROM THE HOUSE

March 24, 2016

Mr. President:

The House has adopted and returns herewith SJR16-024.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1353, amended as printed in House Journal, March 22.
HB16-1001, amended as printed in House Journal, March 22.

MESSAGE FROM THE REVISOR OF STATUTES

March 24, 2016

We herewith transmit:

Without comment, as amended, HB16-1001 and 1353.

MESSAGE FROM THE GOVERNOR

March 23, 2016

Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

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

SB16-055: CONCERNING THE PILOT PROGRAM FOR PERSONS WITH SPINAL CORD INJURIES RELATING TO THE USE OF COMPLEMENTARY AND ALTERNATIVE MEDICINE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved March 23, 2016, at 1:00 p.m.

SB16-063: CONCERNING THE AUTHORITY OF A LOCAL GOVERNMENT TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH AN OUT-OF-STATE LOCAL GOVERNMENT TO PROVIDE CRITICAL PUBLIC SERVICES.

Approved March 23, 2016, at 1:02 p.m.

SB16-089: CONCERNING THE ESTABLISHMENT OF AN ALTERNATIVE MAXIMUM RESERVE FOR THE DEPARTMENT OF STATE CASH FUND.

Approved March 23, 2016, at 12:59 p.m.

SB16-090: CONCERNING THE ABILITY OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO COLLECT DATA ON MARIJUANA HEALTH EFFECTS AT A REGIONAL LEVEL.

Approved March 23, 2016, at 12:59 p.m.

SB16-091: CONCERNING TIMING OF THE STATEWIDE DISCOVERY SHARING SYSTEM.

Approved March 23, 2016, at 1:02 p.m.

SB16-092: CONCERNING THE AUTHORIZATION OF THE STATE TO ACT PURSUANT TO THE FEDERAL "OIL POLLUTION ACT OF 1990".

Approved March 23, 2016, at 1:03 p.m.

SB16-093: CONCERNING TRANSFER OF THE OVERSIGHT OF INDEPENDENT LIVING SERVICES FROM THE DEPARTMENT OF HUMAN SERVICES TO THE DEPARTMENT OF LABOR AND EMPLOYMENT.

Approved March 23, 2016, at 1:03 p.m.

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SB16-095: CONCERNING THE FIVE-YEAR APPROPRIATIONS REQUIREMENT FOR BILLS THAT CHANGE THE PERIODS OF INCARCERATION IN STATE CORRECTIONAL FACILITIES.

Approved March 23, 2016, at 12:58 p.m.

SB16-107: CONCERNING THE REGULATION OF VOTER REGISTRATION DRIVE CIRCULATORS, AND, IN CONNECTION THEREWITH, REQUIRING CIRCULATORS TO COMPLETE MANDATORY TRAINING.

Approved March 23, 2016, at 12:57 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB16-1232** be referred to the Committee on Appropriations with favorable recommendation.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB16-172** by Senator(s) Woods, Baumgardner, Cooke, Lundberg, Marble, Tate; also Representative(s) Tyler and Buck, Neville P.--Concerning the election by a person to receive electronic notification of certain information from a county relating to a pending property tax dispute.
Local Government
- SB16-173** by Senator(s) Heath; also Representative(s) Becker K.--Concerning authorization for golf cars to cross state highways in order to use a local road as authorized by a local jurisdiction.
Transportation
- HB16-1001** by Representative(s) Danielson and Buckner, Court, Duran, Esgar, Foote, Hamner, Hullinghorst, Kagan, Kraft-Tharp, Lebsock, Lee, Lontine, McCann, Melton, Moreno, Pettersen, Salazar, Singer, Tyler, Arndt, Becker K., Fields, Garnett, Ginal, Mitsch Bush, Pabon, Primavera, Rosenthal, Ryden, Vigil, Williams, Winter, Young; also Senator(s) Ulibarri--Concerning a requirement that a business performing work for the state pursuant to a state contract comply with equal pay standards.
State, Veterans, & Military Affairs
- HB16-1353** by Representative(s) Duran and DelGrosso, Hullinghorst; also Senator(s) Scheffel and Guzman, Cadman--Concerning payment of expenses of the legislative department.
Appropriations

TRIBUTES

Honoring:
Dr. Chalane Elizabeth Lechuga, Ph.D. -- By Senator Jessie Ulibarri.
Overland High School Men's Basketball Team -- By Senator Nancy Todd and Senator Linda Newell.

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday, March 28, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

73rd Legislative Day	Friday, March 25, 2016
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SENATE DID NOT CONVENE ON THIS DAY
DUE TO OBSERVANCE OF GOOD FRIDAY HOLIDAY

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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".	18
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	Page 4, line 22, strike everything after "DEEM" and substitute "NECESSARY. THE COMPILATION MUST INCLUDE A SUMMARY OF:".	22
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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 12 13 14 15
	<p style="text-align:center">MEMBER OF THE BOARD OF GOVERNORS OF THE <u>COLORADO STATE UNIVERSITY SYSTEM</u></p>	16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32
	for a term expiring December 31, 2016:	33 34 35 36 37
	William Dean Singleton of Denver, Colorado, to serve as an Unaffiliated, and occasioned by the resignation of Dorothy Horrell of Wheat Ridge, Colorado, appointed.	38 39 40 41 42
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:	43 44 45 46 47 48 49 50 51
	<p style="text-align:center">MEMBERS OF THE BOARD OF TRUSTEES OF METROPOLITAN <u>STATE UNIVERSITY OF DENVER</u></p>	52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67
	for terms expiring December 31, 2019:	
	Elaine Gantz Berman of Denver, Colorado, to serve as a Democrat, reappointed;	
	Walter Louis Isenberg of Denver, Colorado, to serve as a Democrat, reappointed.	
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:	
	<p style="text-align:center">"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."</p>	

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

77th Legislative Day Tuesday, March 29, 2016

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

Call to Order By the President at 9:00 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 Monday, March 28, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

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
BOARD OF REAL ESTATE APPRAISERS

for terms expiring July 1, 2018:

Mark Charles Pope, MAI, of Colorado Springs, Colorado, to serve as a real estate appraiser, appointed;

Peter Edward Muccio of Denver, Colorado, to serve as a member of the pubic, reappointed;

Scot Michael Rose of Lafayette, Colorado, to serve as a representative of appraisal management companies, reappointed.

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

MEMBERS OF THE
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for a term expiring July 1, 2016:

Kenneth Wayne Lund of Lone Tree, Colorado, appointed;

	for a term expiring July 1, 2017:	1
	Rick Pederson of Denver, Colorado, appointed.	2
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Business, Labor, & Technology	The Committee on <u>Business, Labor, & Technology</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:	6
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	MEMBERS OF THE	11
	<u>SPECIAL FUNDS BOARD FOR</u>	12
	<u>WORKERS' COMPENSATION SELF INSURERS</u>	13
		14
		15
	for terms expiring July 1, 2019:	16
		17
	Jeffrey L. Green, ARM-P, of Loveland, Colorado, to serve as a manager or employee of self-insured employers in good standing, with knowledge of risk management and finance, appointed;	18
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	Ondrea Marie Charles Matthews of Wheat Ridge, Colorado, to serve as a manager or employee of self-insured employers in good standing, reappointed.	22
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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1271 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	26
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Judiciary	After consideration on the merits, the Committee recommends that SB16-150 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	31
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	Amend printed bill, page 5, line 14, strike "OTHER BY" and substitute "OTHER,".	36
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	Page 5, strike lines 15 through 22 and substitute:	39
	"AND UPON MARRIAGE THE PARTIES' CIVIL UNION TERMINATES AND IS	40
	MERGED INTO A MARRIAGE BY OPERATION OF LAW. THE CIVIL UNION	41
	TERMINATES AS OF THE DATE OF THE SOLEMNIZATION OF A MARRIAGE OR	42
	THE DETERMINATION OF A COMMON LAW MARRIAGE.".	43
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		45
Judiciary	After consideration on the merits, the Committee recommends that SB16-153 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	46
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Judiciary	After consideration on the merits, the Committee recommends that HB16-1027 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	51
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Judiciary	After consideration on the merits, the Committee recommends that HB16-1215 be referred to the Committee of the Whole with favorable recommendation.	56
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Judiciary	After consideration on the merits, the Committee recommends that HB16-1224 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	60
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	Amend reengrossed bill, page 3, line 18, after the period add "IN	65
	INSTANCES OF THIRD-PARTY ABUSE OR NEGLECT AS IT RELATES TO	66
	HUMAN TRAFFICKING, A COUNTY DEPARTMENT OF SOCIAL SERVICES MAY,	67
	BUT IS NOT REQUIRED TO, INTERVIEW THE PERSON ALLEGED TO BE	68
	RESPONSIBLE FOR THE ABUSE OR NEGLECT OR MAY DETERMINE A FINDING.	69

Judiciary

IF A COUNTY DEPARTMENT ELECTS TO INTERVIEW THE THIRD-PARTY INDIVIDUAL, IT SHALL FIRST CONFER WITH ITS LOCAL LAW ENFORCEMENT AGENCY."

After consideration on the merits, the Committee recommends that **HB16-1262** 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 7, after the period insert "A LAW ENFORCEMENT AGENCY OR GOVERNMENTAL AGENCY MAY DISCLOSE THE APPLICANT'S FILES BY EITHER PROVIDING COPIES OR ALLOWING THE INTERVIEWING AGENCY TO REVIEW THE FILES AT THE LAW ENFORCEMENT AGENCY'S OFFICE OR GOVERNMENTAL AGENCY'S OFFICE."

Page 4, strike line 6 and substitute "COMMENDATIONS, BUT DOES NOT INCLUDE NONPERFORMANCE OR CONDUCT-RELATED DATA, INCLUDING MEDICAL FILES, SCHEDULES, PAY AND BENEFIT INFORMATION, OR SIMILAR ADMINISTRATIVE DATA OR INFORMATION."

Page 5, line 4, after the period insert "A LAW ENFORCEMENT AGENCY OR GOVERNMENTAL AGENCY MAY DISCLOSE THE APPLICANT'S FILES BY EITHER PROVIDING COPIES OR ALLOWING THE DEPARTMENT OF REVENUE TO REVIEW THE FILES AT THE LAW ENFORCEMENT AGENCY'S OFFICE OR GOVERNMENTAL AGENCY'S OFFICE."

Page 6, strike line 3 and substitute "COMMENDATIONS, BUT DOES NOT INCLUDE NONPERFORMANCE OR CONDUCT-RELATED DATA, INCLUDING MEDICAL FILES, SCHEDULES, PAY AND BENEFIT INFORMATION, OR SIMILAR ADMINISTRATIVE DATA OR INFORMATION."

Page 7, line 1, after the period insert "A LAW ENFORCEMENT AGENCY OR GOVERNMENTAL AGENCY MAY DISCLOSE THE APPLICANT'S FILES BY EITHER PROVIDING COPIES OR ALLOWING THE SHERIFF'S OFFICE TO REVIEW THE FILES AT THE LAW ENFORCEMENT AGENCY'S OFFICE OR GOVERNMENTAL AGENCY'S OFFICE."

Page 7, strike line 27 and substitute "COMMENDATIONS, BUT DOES NOT INCLUDE NONPERFORMANCE OR CONDUCT-RELATED DATA, INCLUDING MEDICAL FILES, SCHEDULES, PAY AND BENEFIT INFORMATION, OR SIMILAR ADMINISTRATIVE DATA OR INFORMATION."

Page 8, line 26, after the period insert "A LAW ENFORCEMENT AGENCY OR GOVERNMENTAL AGENCY MAY DISCLOSE THE APPLICANT'S FILES BY EITHER PROVIDING COPIES OR ALLOWING THE MUNICIPAL POLICE DEPARTMENT OR TOWN MARSHAL'S OFFICE TO REVIEW THE FILES AT THE LAW ENFORCEMENT AGENCY'S OFFICE OR GOVERNMENTAL AGENCY'S OFFICE."

Page 9, strike line 27 and substitute "COMMENDATIONS, BUT DOES NOT INCLUDE NONPERFORMANCE OR CONDUCT-RELATED DATA, INCLUDING MEDICAL FILES, SCHEDULES, PAY AND BENEFIT INFORMATION, OR SIMILAR ADMINISTRATIVE DATA OR INFORMATION."

Page 10, line 24, after the period insert "A LAW ENFORCEMENT AGENCY OR GOVERNMENTAL AGENCY MAY DISCLOSE THE APPLICANT'S FILES BY EITHER PROVIDING COPIES OR ALLOWING THE DIVISION TO REVIEW THE FILES AT THE LAW ENFORCEMENT AGENCY'S OFFICE OR GOVERNMENTAL AGENCY'S OFFICE."

Page 11, strike line 22 and substitute "COMMENDATIONS, BUT DOES NOT INCLUDE NONPERFORMANCE OR CONDUCT-RELATED DATA, INCLUDING MEDICAL FILES, SCHEDULES, PAY AND BENEFIT INFORMATION, OR SIMILAR ADMINISTRATIVE DATA OR INFORMATION."

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Page 538	Senate Journal-77th Day-March 29, 2016	
Judiciary	After consideration on the merits, the Committee recommends that HB16-1263 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
	Amend reengrossed bill, page 2, line 18, after "RELYING" insert "SOLELY".	5 6 7 8
Judiciary	After consideration on the merits, the Committee recommends that HB16-1264 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	9 10 11 12
	Amend reengrossed bill, page 2, line 2, after "18-1-707," insert " amend (1) introductory portion, (3), and (4); and".	13 14 15 16
	Page 2, strike line 5 and substitute:	17 18
	" preventing an escape - definitions. (1) Except as provided in subsection (2) SUBSECTIONS (2) AND (2.5) of this section, a peace officer is justified in using reasonable and appropriate physical force upon another person when and to the extent that he reasonably believes it necessary:	19 20 21 22 23
	(2.5) (a) A PEACE OFFICER IS".	24 25
	Page 2, line 11, strike "SERIOUS".	26 27
	Page 2, line 17, strike "DEADLY" and substitute "PHYSICAL".	28 29
	Page 2, after line 26, insert:	30
	"(3) Nothing in subsection (2) (b) OR SUBSECTION (2.5) of this section shall be deemed to constitute justification for reckless or criminally negligent conduct by a peace officer amounting to an offense against or with respect to innocent persons whom he is not seeking to arrest or retain in custody.	31 32 33 34 35
	(4) For purposes of this section, a reasonable belief that a person has committed an offense means a reasonable belief in facts or circumstances which if true would in law constitute an offense. If the believed facts or circumstances would not in law constitute an offense, an erroneous though not unreasonable belief that the law is otherwise does not render justifiable the use of force to make an arrest or to prevent an escape from custody. A peace officer who is effecting an arrest pursuant to a warrant is justified in using the physical force prescribed in subsections (1), and (2), AND (2.5) of this section unless the warrant is invalid and is known by the officer to be invalid."	36 37 38 39 40 41 42 43 44 45 46 47
Judiciary	After consideration on the merits, the Committee recommends that HB16-1265 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	48 49 50 51
Appropriations	After consideration on the merits, the Committee recommends that HB16-1353 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	52 53 54 55 56
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-035 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	57 58 59 60 61
	Amend printed bill, strike everything below the enacting clause and substitute:	62 63 64
	" SECTION 1. Legislative declaration. (1) The general assembly hereby finds and declares that the public purpose for the creation of the public school fund investment board is to ensure reasonable growth in the public school fund through investments in	65 66 67 68 69

stocks and other financial assets as specified in the public school fund investment board investment policy.

SECTION 2. In Colorado Revised Statutes, **add** 22-41-102.5 as follows:

22-41-102.5. Public school fund investment board - creation.

(1) (a) THERE IS HEREBY CREATED THE PUBLIC SCHOOL FUND INVESTMENT BOARD, REFERRED TO IN THIS SECTION AS THE "BOARD". THE BOARD CONSISTS OF FIVE MEMBERS, AS FOLLOWS:

(I) THE STATE TREASURER, WHO SERVES AS CHAIR;

(II) A MEMBER OF THE STATE BOARD OF LAND COMMISSIONERS, APPOINTED BY MAJORITY VOTE OF THE COMMISSIONERS; AND

(III) THREE MEMBERS APPOINTED BY THE STATE TREASURER. SUCH APPOINTEES MUST HAVE PROFESSIONAL QUALIFICATIONS REGARDING THE PRUDENT INVESTMENT OF TRUST FUND MONEY OR EXPERTISE IN INSTITUTIONAL INVESTMENT MANAGEMENT.

(b) INITIAL APPOINTMENTS OF MEMBERS MUST BE MADE NO LATER THAN THIRTY DAYS AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH (b). THE BOARD MUST MEET FOR THE FIRST TIME NO LATER THAN THIRTY DAYS AFTER THE APPOINTMENT OF THE MEMBERS AS REQUIRED IN THIS PARAGRAPH (b), AND THE BOARD MUST MEET NO LESS THAN QUARTERLY THEREAFTER.

(c) THE STATE TREASURER AND TWO OTHER VOTING MEMBERS OF THE BOARD CONSTITUTES A QUORUM OF THE BOARD.

(2) EXCEPT FOR THE STATE TREASURER, MEMBERS OF THE BOARD SERVE TWO-YEAR TERMS AND MAY NOT SERVE MORE THAN THREE CONSECUTIVE TERMS, AND NONE OF THE BOARD MEMBERS, EXCEPT FOR THE TREASURER, MAY HOLD ANY STATE ELECTIVE OFFICE. THE STATE BOARD OF LAND COMMISSIONERS OR THE STATE TREASURER MAY REMOVE THEIR APPOINTED MEMBERS FOR ANY CAUSE THAT RENDERS THE MEMBER INCAPABLE OF DISCHARGING OR UNFIT TO DISCHARGE HIS OR HER DUTY TO THE BOARD. THE STATE BOARD OF LAND COMMISSIONERS OR THE STATE TREASURER MAY FILL ANY VACANCY BY APPOINTMENT AND SUCH APPOINTMENT MUST BE MADE NO LATER THAN NINETY DAYS AFTER THE DATE OF THE VACANCY. A MEMBER APPOINTED TO FILL A VACANCY SERVES UNTIL THE EXPIRATION OF THE TERM FOR WHICH THE VACANCY WAS FILLED. MEMBERS OF THE BOARD SERVE WITHOUT COMPENSATION BUT MAY RECEIVE REIMBURSEMENT FOR TRAVEL AND OTHER NECESSARY EXPENSES ACTUALLY INCURRED IN THE PERFORMANCE OF THEIR DUTIES. THE REIMBURSEMENTS ARE PAID FROM THE INTEREST AND INCOME EARNED ON THE DEPOSIT AND INVESTMENT OF THE PUBLIC SCHOOL FUND SUBJECT TO THE REQUIREMENTS SET FORTH IN SECTION 22-41-102.

(3) THE BOARD SHALL DIRECT THE STATE TREASURER ON HOW TO SECURELY INVEST MONEYS DEPOSITED IN THE PUBLIC SCHOOL FUND FOR THE INTERGENERATIONAL BENEFIT OF PUBLIC SCHOOLS AND IN A MANNER THAT COMPLIES WITH THE "UNIFORM PRUDENT INVESTOR ACT", ARTICLE 1.1 OF TITLE 15, C.R.S.

(4) (a) NO LATER THAN MARCH 31, 2017, THE BOARD SHALL ESTABLISH POLICIES THAT ARE NECESSARY AND PROPER FOR THE ADMINISTRATION OF THIS SECTION, INCLUDING BUT NOT LIMITED TO:

(I) A CONFLICT OF INTEREST POLICY FOR BOARD MEMBERS;

(II) A POLICY ESTABLISHING ALLOWABLE INVESTMENTS THAT COMPLY WITH SECTION 22-41-104 AND SECTION 3 OF ARTICLE IX OF THE STATE CONSTITUTION; AND

(III) A POLICY REGARDING THE DISTRIBUTION OF INCOME AND INTEREST SUBJECT TO THE REQUIREMENTS SET FORTH IN SECTION 22-41-102 (3) (f).

(b) THE POLICIES MUST BE POSTED ON THE DEPARTMENT OF THE TREASURY'S WEBSITE NO LATER THAN APRIL 5, 2017.

(5) THE BOARD MAY ENTER INTO CONTRACTS WITH PRIVATE PROFESSIONAL FUND MANAGERS TO PROVIDE EXPERTISE, TECHNICAL SUPPORT, AND ADVICE ON INVESTMENT MARKET CONDITIONS. SUCH CONTRACT OR CONTRACTS MUST BE BID BY EMPLOYING STANDARD PUBLIC BIDDING PRACTICES INCLUDING, BUT NOT LIMITED TO, THE USE OF REQUESTS FOR INFORMATION, REQUESTS FOR PROPOSALS, OR ANY OTHER STANDARD VENDOR SELECTION PRACTICES DETERMINED BY THE BOARD TO BE BEST SUITED TO SELECTING AN APPROPRIATE PRIVATE PROFESSIONAL FUND MANAGER. PAYMENTS FOR THESE SERVICES WILL BE PAID FROM THE INTEREST AND INCOME OF THE PUBLIC SCHOOL FUND SUBJECT TO THE REQUIREMENTS SET FORTH IN SECTION 22-41-102.

SECTION 3. In Colorado Revised Statutes, 22-41-102, **amend** (1) and (3) (e); and **add** (3) (f) and (3) (g) as follows:

22-41-102. Fund inviolate. (1) The public school fund shall forever remain inviolate and intact; the interest and income earned on the deposit and investment of the fund only shall be expended in the maintenance of the schools of the state and shall be distributed to the several school districts of the state in such manner as may be prescribed by law. No part of said fund, principal or interest and income, shall ever be transferred to any other fund or used or appropriated, except as provided in this article and article 43.7 of this title. The state treasurer shall be custodian of the fund, and the same shall be securely and profitably invested as may be directed by law THE PUBLIC SCHOOL FUND INVESTMENT BOARD CREATED IN SECTION 22-41-102.5. The state, by appropriation, shall supply all losses of principal that may occur as determined pursuant to section 2-3-103 (5), C.R.S., or section 22-41-104 (2).

(3) (e) For the 2015-16 AND THE 2016-17 state fiscal year, ~~and each state fiscal year thereafter~~, the first twenty-one million dollars of any interest or income earned on the investment of the moneys in the public school fund ~~shall be~~ IS CREDITED TO THE STATE PUBLIC SCHOOL FUND CREATED IN SECTION 22-54-114 FOR DISTRIBUTION AS PROVIDED BY LAW. Any amount of such interest and income earned on the investment of the moneys in the state public school fund in excess of twenty-one million dollars, other than interest and income credited to the public school capital construction assistance fund, created in section 22-43.7-104 (1), pursuant to section 22-43.7-104 (2) (b) (I), shall remain in the fund and shall become part of the principal of the fund.

(f) FOR THE 2017-18 AND 2018-19 STATE FISCAL YEARS, INTEREST OR INCOME EARNED ON THE INVESTMENT OF THE MONEYS IN THE PUBLIC SCHOOL FUND MUST BE USED OR CREDITED IN THE FOLLOWING ORDER:

(I) THE FIRST TWENTY-ONE MILLION DOLLARS IS CREDITED TO THE STATE PUBLIC SCHOOL FUND CREATED IN SECTION 22-54-114 FOR DISTRIBUTION AS PROVIDED IN THAT SECTION; EXCEPT THAT, IF THE INTEREST OR INCOME EARNED ON THE INVESTMENT OF THE MONEYS IN THE PUBLIC SCHOOL FUND IS LESS THAN TWENTY-ONE MILLION DOLLARS THEN THE AVAILABLE AMOUNT MUST ALSO BE USED TO ENTIRELY COVER THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (f);

(II) AN AMOUNT TO PAY FOR THE SERVICES OF PRIVATE PROFESSIONAL FUND MANAGERS HIRED BY THE PUBLIC SCHOOL FUND INVESTMENT BOARD PURSUANT TO SECTION 22-41-102.5 (5), AND TO PAY FOR ANY REIMBURSEMENT FOR TRAVEL AND OTHER NECESSARY EXPENSES INCURRED BY THE MEMBERS OF THE PUBLIC SCHOOL FUND INVESTMENT BOARD PURSUANT TO SECTION 22-41-102.5 (2);

(III) ANY AMOUNT IN EXCESS OF TWENTY-ONE MILLION DOLLARS PLUS THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (f), UP TO THIRTY-ONE MILLION DOLLARS PLUS THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (f), IS CREDITED TO THE RESTRICTED ACCOUNT OF THE PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE FUND CREATED IN SECTION 22-43.7-104 (5) FOR USE AS PROVIDED IN THAT SECTION; AND

(IV) ANY AMOUNT IN EXCESS OF THIRTY-ONE MILLION DOLLARS PLUS THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (f) IS CREDITED AS SPECIFIED IN THE POLICY ESTABLISHED BY THE PUBLIC SCHOOL FUND INVESTMENT BOARD AS REQUIRED IN SECTION 22-41-102.5 (4) (a).

(g) FOR THE 2019-20 STATE FISCAL YEAR, AND EACH STATE FISCAL YEAR THEREAFTER, INTEREST OR INCOME EARNED ON THE INVESTMENT OF THE MONEYS IN THE PUBLIC SCHOOL FUND MUST BE USED OR CREDITED IN THE FOLLOWING ORDER:

(I) THE FIRST TWENTY-ONE MILLION DOLLARS IS CREDITED TO THE STATE PUBLIC SCHOOL FUND CREATED IN SECTION 22-54-114 FOR DISTRIBUTION AS PROVIDED IN THAT SECTION; EXCEPT THAT, IF THE INTEREST OR INCOME EARNED ON THE INVESTMENT OF THE MONEYS IN THE PUBLIC SCHOOL FUND IS LESS THAN TWENTY-ONE MILLION DOLLARS THEN THE AVAILABLE AMOUNT MUST ALSO BE USED TO ENTIRELY COVER THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (g);

(II) AN AMOUNT TO PAY FOR THE SERVICES OF PRIVATE PROFESSIONAL FUND MANAGERS HIRED BY THE PUBLIC SCHOOL FUND INVESTMENT BOARD PURSUANT TO SECTION 22-41-102.5 (5), AND TO PAY FOR ANY REIMBURSEMENT FOR TRAVEL AND OTHER NECESSARY EXPENSES INCURRED BY THE MEMBERS OF THE PUBLIC SCHOOL FUND INVESTMENT BOARD PURSUANT TO SECTION 22-41-102.5 (2);

(III) ANY AMOUNT IN EXCESS OF TWENTY-ONE MILLION DOLLARS PLUS THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (g), UP TO FORTY-ONE MILLION DOLLARS PLUS THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (g), IS CREDITED TO THE RESTRICTED ACCOUNT OF THE PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE FUND CREATED IN SECTION 22-43.7-104 (5) FOR USE AS PROVIDED IN THAT SECTION; AND

(IV) ANY AMOUNT IN EXCESS OF FORTY-ONE MILLION DOLLARS PLUS THE COST OF SERVICES AND REIMBURSEMENT DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (g) IS CREDITED AS SPECIFIED IN THE POLICY ESTABLISHED BY THE PUBLIC SCHOOL FUND INVESTMENT BOARD AS REQUIRED IN SECTION 22-41-102.5 (4) (a).

SECTION 4. In Colorado Revised Statutes, 22-41-104, **amend** (1) as follows:

22-41-104. Lawful investments. (1) The state treasurer, ~~in the state treasurer's discretion~~ AS DIRECTED BY THE PUBLIC SCHOOL FUND INVESTMENT BOARD, may invest and reinvest moneys accrued or accruing to the public school fund in the types of deposits and investments authorized in sections 24-36-109, 24-36-112, and 24-36-113, C.R.S., and bonds issued by school districts. THE MONEYS MAY ALSO BE INVESTED IN STOCKS AND OTHER FINANCIAL ASSETS AS SPECIFIED IN THE PUBLIC SCHOOL FUND INVESTMENT BOARD INVESTMENT POLICY ESTABLISHED AS REQUIRED IN SECTION 22-41-102.5 (4) (b); EXCEPT THAT:

(a) NO INVESTMENT OF THE FUND IN STOCK OF ANY SINGLE CORPORATION MAY BE OF AN AMOUNT THAT EXCEEDS TEN PERCENT OF THE THEN BOOK VALUE OF THE FUND; AND

(b) THE FUND MAY NOT ACQUIRE MORE THAN TEN PERCENT OF THE OUTSTANDING STOCK OR BONDS OF ANY SINGLE CORPORATION.

SECTION 5. In Colorado Revised Statutes, **amend** 22-41-105 as follows:

22-41-105. Income distinguished from principal. (1) Any amount paid as a premium for an interest-bearing obligation in excess of the amount realized upon disposition of said obligation ~~shall~~ MUST be recovered as a return of principal out of interest thereafter derived from the public school fund. Such recovery ~~shall~~ MUST be made and recorded on a systematic basis applied consistently from year to year.

(2) INTEREST AND INCOME THAT IS NOT DISTRIBUTED AS SPECIFIED IN SECTION 22-41-102 (3) ON JUNE 30 OF ANY FISCAL YEAR BECOMES PART OF THE PRINCIPAL OF THE PUBLIC SCHOOL FUND.

SECTION 6. In Colorado Revised Statutes, **amend** 22-41-107 as follows:

22-41-107. Reports. (1) ~~The state treasurer shall furnish a quarterly report to the state board of land commissioners showing the investment transactions effected and the amount of investment income collected during the preceding three-month period.~~

(2) ~~Repeated~~ THE PUBLIC SCHOOL FUND INVESTMENT BOARD SHALL SUBMIT FINANCIAL STATEMENTS ON NOVEMBER 1 OF EACH FISCAL YEAR TO THE STATE TREASURER, THE STATE BOARD OF LAND COMMISSIONERS, THE OFFICE OF STATE PLANNING AND BUDGETING, THE JOINT BUDGET COMMITTEE, AND THE EDUCATION AND FINANCE COMMITTEES OF THE SENATE AND HOUSE OF REPRESENTATIVES, OR SUCH SUCCESSOR COMMITTEES.

SECTION 7. 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."

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB16-160** be referred to the Committee of the Whole with favorable recommendation.

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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.

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, Garcia, Guzman, Heath, Hodge, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Scheffel, Scott, Todd, Ulibarri, and Woods.

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.

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	Y	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	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, Cadman, Carroll, Crowder, Garcia, Guzman, Heath, Hill, Jones, Kefalas, Kerr, Merrifield, Newell, and Todd.

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:

SB16-157 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.

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

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Cadman, Crowder, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Neville T., Roberts, Scheffel, Scott, and Woods.

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.

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

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	N	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	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: Baumgardner, Heath, Johnston, Kerr, Newell, Roberts, and Todd.

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.

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	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	Y	Jahn	Y	Merrifield	N	Todd	N
Donovan	Y	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	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, Cooke, Crowder, Grantham, Guzman, Hill, Jahn, Lambert, Lundberg, Scheffel, Scott, Sonnenberg, Tate, and Woods.

CONSIDERATION OF RESOLUTIONS

SJR16-020 by Senator(s) Crowder; also Representative(s) Vigil--Concerning the spread of noxious weeds on federal land.

On motion of Senator Crowder, the resolution was read at length and **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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-110 by Senator(s) Woods, Marble, Tate, Holbert, Cooke, Martinez Humenik, Neville T., Lundberg; also Representative(s) Lundeen, Nordberg, Ransom, Dore, Becker J., Rankin, Willett--Concerning protecting the privacy of child victims when releasing criminal justice records.

Senator Woods moved that the Senate concur in House amendments to **SB16-110**, as printed in House journal, March 24, page(s) 566. The motion 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		

The question being "Shall the bill, as amended, 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, as amended, was **repassed**.

Co-sponsor(s) added: Kerr.

SB16-122 by Senator(s) Baumgardner; also Representative(s) Nordberg and Brown--Concerning additional oversight of the activities of the department of transportation.

Senator Baumgardner moved that the Senate concur in House amendments to **SB16-122**, as printed in House journal, March 24, page(s) 566. The motion 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		

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

YES	23	NO	12	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	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	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Crowder, Chair, Lundberg, and Kefalas as Senate conferees on the first conference committee on **HB16-1165**.

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Senator Heath will be added as Senate joint prime sponsor with Senator Scheffel and Representative Williams on SB16-067.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB16-137, HB16-1258, and HB16-1259 were made Special Orders -- Consent Calendar at 9:53 a.m.

Senate in recess. Senate reconvened.

Committee of the Whole The hour of 9:53 a.m. having arrived, Senator Sonnenberg 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 Sonnenberg 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:

SB16-137 by Senator(s) Johnston and Sonnenberg; --Concerning a clarification of the authority of the parks and wildlife commission to enter into an agreement with a private landowner.
Ordered engrossed and placed on the calendar for third reading and final passage.

HB16-1258 by Representative(s) Melton, Salazar; also Senator(s) Lundberg--Concerning the posting by court clerks of process when a respondent is served by publication.
Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, March 28, page(s) 522, and placed in members' bill files.)
As amended, ordered revised and placed on the calendar for third reading and final passage.

HB16-1259 by Representative(s) Mitsch Bush and Wilson, Hamner, Rankin; also Senator(s) Cooke and Donovan--Concerning local district junior colleges, and, in connection therewith, changing the term local district junior college to local district college.
Ordered revised 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 Sonnenberg, 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: SB16-137, HB16-1258 as amended, HB16-1259.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1173, HB16-1316, HB16-1183, HB16-1255, HB16-1100, and HB16-1198 were made Special Orders at 10:04 a.m.

Committee of the WholeThe hour of 10:04 a.m. having arrived, Senator Sonnenberg moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Sonnenberg 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:

HB16-1173by Representative(s) Mitsch Bush, Arndt, Brown, Danielson, Ginal, Lebsock; also Senator(s) Scott--Concerning the continuation of the regulation of vessels by the department of natural resources.

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

HB16-1316by Representative(s) Rosenthal; also Senator(s) Cooke--Concerning the procedures for changing venue for proceedings relating to a child placed in the legal custody of a county department of social or human services.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 28, page(s) 520, and placed in members' bill files.)

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

HB16-1255by Representative(s) Coram and Vigil; also Senator(s) Baumgardner--Concerning additional methods to manage forests to secure favorable conditions for water supply.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, March 28, page(s) 522, and placed in members' bill files.)

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

HB16-1100 by Representative(s) Pettersen and Esgar; also Senator(s) Cooke--Concerning the ability of unaccompanied homeless youth to determine domicile for purposes of in-state tuition status at institutions of higher education.

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

HB16-1198 by Representative(s) Pabon and Wilson, Arndt; also Senator(s) Tate and Kerr--Concerning computer science courses fulfilling certain graduation requirements.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, March 28, page(s) 523, and placed in members' bill files.)

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

HB16-1183 by Representative(s) Buckner; also Senator(s) Crowder--Concerning aligning changes made to the federal child care and development block grant reauthorization of 2014 to the Colorado child care assistance program.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, March 28, page(s) 521-522, and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Crowder.

Amend the Health & Human Services Committee Report, dated March 24, 2016, page 2, after line 2 insert:

"(b) IF, DURING A PARTICIPANT'S, PERSON'S, OR FAMILY'S TWELVE-MONTH ELIGIBILITY PERIOD, THE PARTICIPANT'S, PERSON'S, OR FAMILY'S INCOME RISES TO THE LEVEL SET BY THE COUNTY AT WHICH THE COUNTY MAY DENY SUCH PARTICIPANT, PERSON, OR FAMILY CHILD CARE ASSISTANCE, THE COUNTY SHALL CONTINUE PROVIDING THE CURRENT CCCAP SUBSIDY UNTIL THAT PARTICIPANT'S, PERSON'S, OR FAMILY'S NEXT TWELVE-MONTH REDETERMINATION."

Reletter succeeding paragraphs accordingly.

Page 2, line 6, strike "BUT" and substitute "OR IF".

Page 2, line 7, strike "REMAINS BELOW" and substitute "RISES ABOVE".

Page 2, line 12, strike "(d)" and substitute "(e)".

Page 2, line 15, strike "PARAGRAPH (b) OF".

Page 2, strike line 11 and substitute "CCCAP, BUT MAY BE PROVIDED TRANSITION CCCAP BENEFITS PURSUANT TO THE PROVISIONS OF PARAGRAPHS (d) AND (e) OF THIS SUBSECTION (2)".

Amendment No. 3(L.003), by Senator Crowder.

Amend the Health & Human Services Committee Report, dated March 24, 2016, page 2, after line 36 insert:

"SECTION 2. In Colorado Revised Statutes, 26-2-804, **amend** (3) as follows:

26-2-804. Funding - allocation - maintenance of effort.
(3) The moneys in a county block grant allocated to a county pursuant to subsection (1) of this section may only be used ~~for the provision of child care services under rules promulgated by the state board pursuant to this part 8~~ AS FOLLOWS:

(a) FOR THE PROVISION OF CHILD CARE SERVICES UNDER RULES PROMULGATED BY THE STATE BOARD PURSUANT TO THIS PART 8; AND

(b) FOR ACTIVITIES TO IMPROVE THE QUALITY OF CHILD CARE, AS DESCRIBED BY THE FEDERAL "CHILD CARE AND DEVELOPMENT BLOCK GRANT ACT OF 2014", PUB.L. 113-186."

Renumber succeeding section accordingly.

As amended, 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 Sonnenberg, 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: HB16-1173, HB16-1316 as amended, HB16-1255 as amended, HB16-1100, HB16-1198 as amended, HB16-1183 as amended.

MESSAGE FROM THE HOUSE

March 29, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1156, 1327.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1294, amended as printed in House Journal, March 28.
HB16-1109, amended as printed in House Journal, March 28.
HB16-1317, amended as printed in House Journal, March 28.
HB16-1308, amended as printed in House Journal, March 28.
HB16-1326, amended as printed in House Journal, March 28.

The House has passed on Third Reading and returns herewith SB16-013.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB16-126, amended as printed in House Journal, March 28.

MESSAGE FROM THE REVISOR OF STATUTES

March 29, 2016

We herewith transmit:

Without comment, HB16-1156 and 1327.
Without comment, as amended, HB16-1109, 1294, 1308, 1317, and 1326.
Without comment, as amended, SB16-126.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Education After consideration on the merits, the Committee recommends that SB16-005 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike lines 2 through 24 and substitute:
"SECTION 1. In Colorado Revised Statutes, 22-7-1006.3, add
(1) (f) as follows:
22-7-1006.3. State assessments - administration - rules.
(1) (f) NOTWITHSTANDING ANY PROVISION OF THIS SUBSECTION (1) TO THE CONTRARY, A LOCAL EDUCATION PROVIDER MAY EXEMPT THE STUDENTS IT ENROLLS IN NINTH GRADE FROM TAKING THE STATE ASSESSMENTS IN ENGLISH LANGUAGE ARTS, MATHEMATICS, SCIENCE, AND SOCIAL STUDIES. A LOCAL EDUCATION PROVIDER THAT EXEMPTS ITS NINTH-GRADE STUDENTS FROM THE STATE ASSESSMENTS SHALL NOTIFY THE DEPARTMENT OF EDUCATION THAT THE DEPARTMENT IS PROHIBITED FROM ADMINISTERING THE STATE ASSESSMENTS TO THE STUDENTS THAT THE LOCAL EDUCATION PROVIDER ENROLLS IN NINTH GRADE.
SECTION 2. In Colorado Revised Statutes, 22-63-201, add (2) (c) as follows:
22-63-201. Employment - license required - exception.
(2) (c) A RURAL SCHOOL DISTRICT THAT PROHIBITS ADMINISTRATION OF STATE ASSESSMENTS TO NINTH-GRADE STUDENTS AS PROVIDED IN SECTION 22-7-1006.3 (1) (f) MAY CONTRACT WITH A PERSON FOR EMPLOYMENT AS A TEACHER REGARDLESS OF WHETHER THE PERSON HOLDS AN INITIAL OR PROFESSIONAL TEACHER'S LICENSE OR AUTHORIZATION ISSUED PURSUANT TO THE PROVISIONS OF ARTICLE 60.5 OF THIS TITLE.
SECTION 3. In Colorado Revised Statutes, add 22-63-203.7 as follows:
22-63-203.7. Nonprobationary status prohibited.
NOTWITHSTANDING ANY PROVISION OF SECTION 22-9-106, 22-63-202, OR 22-63-203 TO THE CONTRARY, A TEACHER WHO IS EMPLOYED BY A LOCAL EDUCATION PROVIDER THAT PROHIBITS ADMINISTRATION OF STATE ASSESSMENTS TO NINTH-GRADE STUDENTS AS PROVIDED IN SECTION 22-7-1006.3 (1) (f) SHALL NOT ATTAIN NONPROBATIONARY STATUS IF THE TEACHER HAS PROBATIONARY STATUS AS OF, OR LOSES NONPROBATIONARY STATUS AFTER, THE BEGINNING OF THE SCHOOL YEAR IN WHICH THE LOCAL EDUCATION PROVIDER BEGINS PROHIBITING ADMINISTRATION OF STATE ASSESSMENTS TO NINTH-GRADE STUDENTS.
SECTION 4. In Colorado Revised Statutes, amend 22-63-402 as follows:
22-63-402. Services - disbursements. (1) No AN order or warrant for the disbursement of school district moneys shall NOT be drawn in favor of any A person for services as a teacher, except for

services performed for a junior college district or in an adult education program, unless the person holds a valid teacher's license or authorization from the department of education. ~~Such~~ THE license or authorization ~~shall~~ MUST be duly registered in the administrative office of the school district ~~wherein~~ IN WHICH the services are ~~to be~~ rendered. A teacher ~~shall~~ MUST hold a valid license or authorization during all periods of employment by a school district. A person who performs services as a teacher without possessing a valid teacher's license or authorization ~~shall~~ ~~forfeit~~ FORFEITS all claim to compensation out of school district moneys for the time during which THE PERSON PERFORMS services ~~are performed~~ without the license or authorization.

(2) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (1) OF THIS SECTION TO THE CONTRARY, A RURAL SCHOOL DISTRICT, AS IDENTIFIED BY THE DEPARTMENT OF EDUCATION, THAT PROHIBITS ADMINISTRATION OF STATE ASSESSMENTS TO NINTH-GRADE STUDENTS AS PROVIDED IN SECTION 22-7-1006.3 (1) (f) MAY EMPLOY AND PAY A PERSON AS A TEACHER, AND THE PERSON HAS A VALID CLAIM TO COMPENSATION FOR SERVICES RENDERED WHILE EMPLOYED AS A TEACHER, REGARDLESS OF WHETHER THE PERSON HOLDS AN INITIAL OR PROFESSIONAL TEACHER'S LICENSE OR AUTHORIZATION ISSUED PURSUANT TO THE PROVISIONS OF ARTICLE 60.5 OF THIS TITLE."

Page 3, strike lines 1 through 21.

Renumber succeeding sections accordingly.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB16-176

by Senator(s) Neville T., Cadman, Cooke, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Scheffel, Sonnenberg; also Representative(s) Neville P., Everett, Humphrey, Joshi, Klingenschmitt, Leonard, Navarro, Ransom, Van Winkle--Concerning the governor's authority to restrict the distribution of firearms during a state of disaster emergency.
State, Veterans, & Military Affairs
- HB16-1109

by Representative(s) Becker J. and Becker K., Coram, Brown, Buck, Dore, Lebsock, Mitsch Bush; also Senator(s) Sonnenberg and Donovan, Baumgardner, Cooke--Concerning limits that the basic tenets of Colorado water law place on the ability of certain federal agencies to impose conditions on a water right owner in exchange for permission to use federal land.
Agriculture, Natural Resources, & Energy
- HB16-1156

by Representative(s) Danielson and Salazar, Tyler, Becker K., Buckner, Esgar, Fields, Garnett, Ginal, Hullinghorst, Kagan, Lee, Lontine, Melton, Moreno, Pettersen, Primavera, Singer, Vigil, Williams, Winter; also Senator(s) Donovan--Concerning the prohibition of an action against an employee for sharing wage information.
State, Veterans, & Military Affairs
- HB16-1210

by Representative(s) Rosenthal, Esgar, Ginal, Moreno; also Senator(s) Steadman, Guzman, Ulibarri--Concerning a prohibition on conversion therapy by a licensed mental health provider.
State, Veterans, & Military Affairs
- HB16-1266

by Representative(s) Becker K.; also Senator(s) Cooke--Concerning the department of revenue's authority over marijuana that contains chemical contaminants, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs

- HB16-1294

by Representative(s) Lontine and Esgar, Arndt, Becker K., Buckner, Court, Danielson, Duran, Garnett, Ginal, Hamner, Hullinghorst, Lebsock, Mitsch Bush, Moreno, Pettersen, Primavera, Ryden, Salazar, Tyler, Williams, Winter, Young; also Senator(s) Guzman--
Concerning health care coverage for contraceptives for women.
State, Veterans, & Military Affairs

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- HB16-1296

by Representative(s) Melton; also Senator(s) Tate--Concerning the unlicensed selling of automobiles.
State, Veterans, & Military Affairs

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- HB16-1308

by Representative(s) Kagan, Priola, Klingenschmitt, Lontine, McCann, Melton, Salazar, Willett; also Senator(s) Newell, Todd--Concerning the offense of intentional misrepresentation of a service animal.
Judiciary

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- HB16-1317

by Representative(s) Williams; also Senator(s) Holbert--Concerning clarifying the types of transactions that may be included in a motor vehicle service contract.
Business, Labor, & Technology

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- HB16-1326

by Representative(s) Primavera and Willett, Hullinghorst; also Senator(s) Crowder, Kefalas--Concerning changes in the requirements for the coverage of health care benefits for physical rehabilitation services to allow for increased consumer access to services.
State, Veterans, & Military Affairs

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- HB16-1327

by Representative(s) Ginal, McCann; also Senator(s) Grantham--Concerning the Colorado dental board's authority to promulgate rules implementing financial responsibility requirements for dental care providers.
Health & Human Services

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MESSAGE FROM THE GOVERNOR

Appointment

A letter of designation and appointment from Governor John W. Hickenlooper was read and assigned to committee as follows:

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March 22, 2016

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

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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:

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MEMBER OF THE
COAL MINE BOARD OF EXAMINERS

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for a term expiring July 1, 2017:

Michael Gregg McFarland of Dolores, Colorado, a coal mine owner, operator, manager, or other mine official actively engaged in underground mining, and occasioned by the resignation of Alan Reed Bayles of Hotchkiss, Colorado, appointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/29/2016
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-010, 012, 034, 088, 094, 127.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday, March 30, 2016.

Approved:

Bill L. Cadman

President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

78th Legislative Day

Wednesday, March 30, 2016

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

Musical Presentation	By In the Stairway, an all-male a capella choir representing the United States Air Force Academy, performing "The Star-spangled Banner", "Hard Times", "Drag Me Down", and "The Longest Time".
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Call to Order By the President at 9:00 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 Tuesday, March 29, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Local Government After consideration on the merits, the Committee recommends that **HB16-1088** 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 line 9.

Page 3, line 10, strike "(I)" and substitute "(b)".

Page 3, line 12, strike "THE" and substitute "A".

Page 3, line 16, strike "PROVIDER; AND" and substitute "PROVIDER."

Page 3, line 17, strike "(II) THE" and substitute "(c) IF A LOCAL GOVERNMENT, IN ITS SOLE DISCRETION, ELECTS TO IMPOSE AN IMPACT FEE OR OTHER SIMILAR DEVELOPMENT CHARGE TO FUND THE EXPENDITURES BY A FIRE AND EMERGENCY SERVICES PROVIDER FOR A CAPITAL FACILITY, THEN THE".

Page 3, line 19, strike "SUCH FEES OR OTHER SIMILAR DEVELOPMENT CHARGES" and substitute "THE IMPACT FEE OR OTHER SIMILAR DEVELOPMENT CHARGE".

Page 3, line 21, strike "(c)" and substitute "(d)".

Local Government After consideration on the merits, the Committee recommends that **SB16-168** 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 3, line 5, strike "IN THIS STATE" and after "to" insert "OPERATE AN AIRPORT IN THIS STATE AND".

Page 7, line 24, after "AIRPORT" insert "IN THIS STATE".

Local Government
After consideration on the merits, the Committee recommends that **SB16-171** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance
The Committee on Finance 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
FINANCIAL SERVICES BOARD

for terms expiring July 1, 2019:

Rainy Lorraine Lea Thoen of Denver, Colorado, to serve as an executive officer of a state credit union and as a Democrat, reappointed;

Gerald Alan Agnes of Boulder, Colorado, to serve as an executive officer of a state credit union and as a Republican, appointed.

Finance
The Committee on Finance has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
PUBLIC EMPLOYEES' RETIREMENT BENEFIT PLANS

for a term expiring July 10, 2016:

Roger P. Johnson, CPA, of Denver, Colorado, to serve as a representative with experience and competence in investment, management, finance, banking, economics, accounting, pension administration, or actuarial analysis, and as an Republican, and occasioned by the resignation of Benjamin H. Valore-Caplan of Denver, Colorado, appointed.

Finance
After consideration on the merits, the Committee recommends that **SB16-165** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance
After consideration on the merits, the Committee recommends that **SB16-075** be **postponed indefinitely**.

Trans-
portation
After consideration on the merits, the Committee recommends that **HB16-1060** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance
After consideration on the merits, the Committee recommends that **SB16-166** 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 3, line 13, strike "FILE" and substitute "RECORD".

Page 3, line 22, after the period add "THE STATEMENT REQUIRED BY THIS SECTION MUST INCLUDE THE NAME OF THE DISTRIBUTOR, THE NAME OF THE RETAILER OR OTHER COMMERCIAL USER, AND THE PHYSICAL ADDRESS OF THE RETAILER OR OTHER COMMERCIAL USER IN THE COUNTY WHERE THE RETAILER OR OTHER COMMERCIAL USER IS LOCATED. THE STATEMENT MUST ALSO INCLUDE THE NAME AND PHYSICAL ADDRESS OF ANY OTHER PERSON, IF ANY, AGAINST WHOSE PROPERTY THE LIEN IS FILED

AND A DESCRIPTION OF THE PROPERTY TO BE CHARGED WITH THE LIEN.".

Page 3, strike lines 23 through 27.

Page 4, strike lines 1 through 3.

Renumber succeeding C.R.S. sections accordingly.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB16-1306** 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 reengrossed bill, page 3, line 27, strike "AND" and substitute "OR".

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB16-1323** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

SENATE SERVICES REPORT

Correctly Printed: SB16-176.
Correctly Engrossed: SB16-137; SJR16-020.
Correctly Reengrossed: SB16-157.
Correctly Revised: HB16-1100, 1173, 1183, 1198, 1255, 1258, 1259, and 1316.
Correctly Rerevised: HB16-1169, 1187, 1231, 1269, and 1297.
Correctly Enrolled: SB16-013, 051, 068, 099, 110, 122, and 125.

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

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

SB16-137 by Senator(s) Johnston and Sonnenberg; also Representative(s) Dore--Concerning a clarification of the authority of the parks and wildlife commission to enter into an agreement with a private landowner.

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, Carroll, Crowder, Donovan, Heath, Holbert, Kefalas, Merrifield, Roberts, Scott, Todd, and Woods.

HB16-1258 by Representative(s) Melton, Salazar; also Senator(s) Lundberg--Concerning the posting by court clerks of process when a respondent is served by publication.

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: Woods.

HB16-1259 by Representative(s) Mitsch Bush and Wilson, Hamner, Rankin; also Senator(s) Cooke and Donovan--Concerning local district junior colleges, and, in connection therewith, changing the term local district junior college to local district college.

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: Heath, Johnston, Merrifield, Newell, Todd, and Woods.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1173 by Representative(s) Mitsch Bush, Arndt, Brown, Danielson, Ginal, Lebsock; also Senator(s) Scott--Concerning the continuation of the regulation of vessels by the department of natural resources.

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	N	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	N
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	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: Jones and Newell.

HB16-1316 by Representative(s) Rosenthal; also Senator(s) Cooke--Concerning the procedures for changing venue for proceedings relating to a child placed in the legal custody of a county department of social or human services.

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: Heath, Jahn, Kefalas, Lambert, Martinez Humenik, Merrifield, Newell, Steadman, Tate, Todd, and Woods.

HB16-1255 by Representative(s) Coram and Vigil; also Senator(s) Baumgardner--Concerning additional methods to manage forests to secure favorable conditions for water supply.

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: Cooke, Crowder, Grantham, Jones, Lambert, Lundberg, Marble, Neville T., Roberts, Scheffel, Scott, Sonnenberg, and Woods.

HB16-1100 by Representative(s) Pettersen and Esgar; also Senator(s) Cooke--Concerning the ability of unaccompanied homeless youth to determine domicile for purposes of in-state tuition status at institutions of higher education.

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	N	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	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, Carroll, Crowder, Donovan, Garcia, Guzman, Heath, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Roberts, Steadman, Todd, and Ulibarri.

HB16-1198 by Representative(s) Pabon and Wilson, Arndt; also Senator(s) Tate and Kerr--Concerning computer science courses fulfilling certain graduation requirements.

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	N	Hill	Y	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: Carroll, Guzman, Heath, Jones, Kefalas, Newell, Todd, and Ulibarri.

HB16-1183 by Representative(s) Buckner; also Senator(s) Crowder--Concerning aligning changes made to the federal child care and development block grant reauthorization of 2014 to the Colorado child care assistance program.

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	N	Scott	Y
Baumgardner	Y	Hill	Y	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: Carroll, Hodge, Kefalas, Merrifield, Newell, Steadman, Todd, and Ulibarri.

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 (SB16-147) of Wednesday, March 30 was laid over until Thursday, March 31, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of House Amendments to Senate Bills Calendar (SB16-126) of Wednesday, March 30 was laid over until Thursday, March 31, retaining its place on the calendar.

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

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

MEMBERS OF THE
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.

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 OF METROPOLITAN
STATE UNIVERSITY OF DENVER

for terms expiring December 31, 2019:

Elaine Gantz Berman of Denver, Colorado, to serve as a Democrat, reappointed;

Walter Louis Isenberg of Denver, Colorado, to serve as a Democrat, reappointed.

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 Consideration of Governor's Appointments Calendar (Member of the Board of Governors of the Colorado State University System) of Wednesday, March 30 was laid over until Thursday, March 31, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1271, SB16-153, HB16-1027, HB16-1262, HB16-1265, and HB16-1353 were made Special Orders -- Consent Calendar at 9:45 a.m.

Senate in recess. Senate reconvened.

Committee of the Whole The hour of 9:45 a.m. having arrived, Senator Cooke 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 Cooke 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:

HB16-1271 by Representative(s) Singer and Nordberg; also Senator(s) Jahn and Lundberg--Concerning the ability of a limited winery that has a winery direct shipper's permit to deliver vinous liquors of its own manufacture directly to a personal consumer without the use of a common carrier.

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

SB16-153 by Senator(s) Crowder; also Representative(s) Wilson--Concerning nominees for county court judges.

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

HB16-1027 by Representative(s) Danielson; also Senator(s) Todd and Sonnenberg--Concerning depositions in criminal cases in which an at-risk person may not be available for trial.

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

HB16-1262 by Representative(s) Williams, Esgar, Melton, Salazar; also Senator(s) Cooke--Concerning measures to improve peace officer hiring, and, in connection therewith, requiring employment waivers as part of the background check process for a person applying for a position as a peace officer who has worked as an officer and giving the P.O.S.T. board the authority to deny certification to an applicant who entered into a deferred agreement.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 29, page(s) 537, and placed in members' bill files.)

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

HB16-1265 by Representative(s) Melton and Esgar, Salazar; also Senator(s) Johnston and Cooke--Concerning expungement of arrest records based on mistaken identity.

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

HB16-1353 by Representative(s) Duran and DelGrosso, Hullinghorst; also Senator(s) Scheffel and Guzman, Cadman--Concerning payment of expenses of the legislative department.

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

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

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

YES	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: SB16-153, HB16-1271, HB16-1027, HB16-1262 as amended, HB16-1265, HB16-1353.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1215, HB16-1224, HB16-1263, HB16-1264, and SB16-160 were made Special Orders -- Consent Calendar at 9:45 a.m.

Committee of the Whole	On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Cooke was called to act as Chair.	1 2 3 4
	SPECIAL ORDERS -- SECOND READING OF BILLS	5 6
	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:	7 8 9 10 11
HB16-1224	by Representative(s) Lundeen, Becker J., Carver, Nordberg; also Senator(s) Woods--Concerning child abuse involving human trafficking of minors.	12 13 14
	<u>Amendment No. 1, Judiciary Committee Amendment.</u> (Printed in Senate Journal, March 29, page(s) 536-537, and placed in members' bill files.)	15 16 17
	<u>Amendment No. 2(L.013), by Senator Woods.</u>	18 19
	Amend the Senate Judiciary Committee Report, dated March 28, 2016, page 1, line 4, strike "REQUIRED TO," and substitute "REQUIRED, TO".	20 21 22
	Page 1, strike line 5 and substitute "FOR THE ABUSE OR NEGLECT OR TO PREPARE AN INVESTIGATIVE REPORT PURSUANT TO PARAGRAPH (a) OF SUBSECTION (5.3) OF THIS SECTION. IF A COUNTY".	23 24 25 26 27
	As amended, ordered revised and placed on the calendar for third reading and final passage.	28 29 30
	(For further action, see amendments to the report of the Committee of the Whole.)	31 32 33
HB16-1215	by Representative(s) McCann and Kagan, Court, Foote, Lawrence, Lee, Melton, Pettersen, Salazar, Sias, Willett; also Senator(s) Guzman--Concerning changing the statutory purposes of parole to successfully reintegrate parolees into society by providing enhanced supportive services.	34 35 36 37 38
	Ordered revised and placed on the calendar for third reading and final passage.	39 40 41
HB16-1263	by Representative(s) Williams, Salazar, Becker K., Buckner, Danielson, Duran, Esgar, Garnett, Hullinghorst, Kagan, Lee, McCann, Melton, Moreno, Pettersen, Rosenthal, Vigil, Winter; also Senator(s) Ulibarri--Concerning updates to the statutory prohibition on profiling by peace officers.	42 43 44 45 46
	<u>Amendment No. 1, Judiciary Committee Amendment.</u> (Printed in Senate Journal, March 29, page(s) 538, and placed in members' bill files.)	47 48 49
	As amended, ordered revised and placed on the calendar for third reading and final passage.	50 51 52 53
SB16-160	by Senator(s) Lambert, Baumgardner, Grantham, Lundberg; also Representative(s) Lundeen--Concerning a clarification of the status of state police power jurisdiction on federally managed lands to address issues that affect the public safety of the residents of the state.	54 55 56 57 58
	Ordered engrossed and placed on the calendar for third reading and final passage.	59 60 61
HB16-1264	by Representative(s) Melton, Esgar, Salazar, Williams; also Senator(s) Johnston--Concerning prohibiting the use of a chokehold by a peace officer.	62 63 64
	<u>Amendment No. 1, Judiciary Committee Amendment.</u> (Printed in Senate Journal, March 29, page(s) 538, and placed in members' bill files.)	65 66 67
	As amended, ordered revised and placed on the calendar for third reading and final passage.	68 69

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

Senator Woods moved to amend the Report of the Committee of the Whole to show that the following amendment to HB16-1224 did pass.

Amend the Woods floor amendment (HB1224_L.013), page 1, strike lines 1 and 2.

Page 1 of the amendment, line 3, strike "Page" and substitute "Amend the Senate Judiciary Committee Report, dated March 28, 2016, page".

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	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		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	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: SB16-160, HB16-1224 as amended, HB16-1215, HB16-1263 as amended, HB16-1264 as amended.

Senate in recess. Senate reconvened.

Committee of Reference Reports		
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB16-1004 be postponed indefinitely .	1 2 3 4 5 6 7 8 9
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB16-1005 be referred to the Committee of the Whole with favorable recommendation.	10 11 12 13 14 15
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB16-1109 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	16 17 18 19 20 21

Introduction of Memorials		
The following memorial was read by title:		22 23 24 25
SM16-001	by Senator(s) Roberts; --Memorializing former State Senator James "Jim" Isgar. Laid over until Monday, April 4, retaining its place on the calendar.	26 27 28 29 30 31 32 33

Introduction of Resolutions		
The following resolutions were read by title:		34 35 36 37 38 39 40
SJR16-025	by Senator(s) Newell; also Representative(s) Singer--Concerning the designation of April 2016 as "Child Abuse Prevention Month". Laid over until Monday, April 4, retaining its place on the calendar.	41 42 43 44 45 46
SJR16-026	by Senator(s) Scheffel and Garcia; also Representative(s) Lawrence and McCann--Concerning the designation of "First Responder Appreciation Day". Laid over until Friday, April 1, retaining its place on the calendar.	47 48 49 50 51 52

Introduction of Bills -- First Reading		
The following bills were read by title and referred to the committees indicated:		53 54 55 56 57 58 59
SB16-177	by Senator(s) Martinez Humenik and Heath, Kefalas; also Representative(s) Hullinghorst and Lawrence--Concerning technical modifications to legislation enacted in 2015 to promote an equitable financial contribution among affected public bodies in connection with urban redevelopment projects allocating tax revenues. Local Government	60 61 62 63 64 65 66 67

SB16-178 by Senator(s) Lambert and Kefalas, Grantham, Steadman, Baumgardner; also
Representative(s) Young and Brown, Hamner, Rankin, Vigil, Becker K., Esgar--
Concerning the Grand Junction regional center campus.
Appropriations

MESSAGE FROM THE GOVERNOR

March 30, 2016

Honorable John W. Hickenlooper
Governor, State of Colorado
136 State Capitol Building
Denver, CO 80203

Re: Letter of Resignation

Dear Governor Hickenlooper:

Effective at the end of the business day on Friday, April 29, 2016, I will resign my position at Lieutenant Governor of the State of Colorado. I owe a great debt of gratitude to the people of Colorado who elected me. It has been my honor to work alongside you in service to our state.

I will remain available to assist Lieutenant Governor-designate, Donna Lynne, in order that her transition into this office is as seamless as possible.

Sincerely,
(signed)
Joseph A. Garcia
Lieutenant Governor

Appointment A letter of designation and appointment from Governor John W. Hickenlooper was read at length:

March 30, 2016

The Honorable Colorado House of Representatives
Colorado General Assembly
State Capitol Building
200 E. Colfax Avenue
Denver, Colorado 80203

To the Honorable Colorado Senate
Colorado General Assembly
State Capitol Building
200 E. Colfax Avenue
Denver, Colorado 80203

Dear Members of the General Assembly:

As you know, Joe Garcia has tendered his resignation as Lieutenant Governor of the State of Colorado effective April 29, 2016. With this letter, I am honored to submit for your approval the nomination of Dr. Donna Lynne to fill the constitutional role of Lieutenant Governor.

As Lieutenant Governor, Joe Garcia has been an invaluable member of our Administration. He has been a widely respected state leader in higher education, a close advisor, and a trusted friend. His work on behalf of Colorado children - striving to ensure educational opportunity for all - is second to none. Our Administration will miss his counsel and leadership, and we wish Lieutenant Governor Garcia the best as he enters a new chapter in his career.

The Lieutenant Governor serves a critical role in state government. First and foremost, the Lieutenant Governor assumes the constitutional duties of the Governor when he or she is unable to do so. The Lieutenant Governor also manages the State's relationship with and service to Native Americans. During my tenure as Governor, the Lieutenant Governor also served a dual role as a member of the Cabinet and executive director of the state Department of Higher Education.

Article IV, Section 13(2) of the Colorado Constitution requires that "[w]henever there is a vacancy in the office of the lieutenant governor . . . the governor shall nominate a lieutenant governor who shall take office upon confirmation by a majority vote of both houses of the general assembly." In accordance with these requirements, I hereby nominate Dr. Donna Lynne to fill the position of Lieutenant Governor and submit her for the General Assembly's consideration and approval. I am confident that Dr. Lynne is well qualified to fill the role of Lieutenant Governor and will be a dedicated servant to the people of Colorado.

Dr. Lynne currently serves as executive vice president of Kaiser Foundation Health Plan, Inc. and Kaiser Foundation Hospitals. In that role, she manages 16,000 employees and oversees a budget of over \$8 billion. Previously, she spent two decades in local government and many years in the private sector. She has significant experience in improving service delivery, management oversight, and program improvement. Dr. Lynne is also very active in the community, serving in leadership roles for the Denver Museum of Nature and Science, Denver Public Schools Foundation, National Partnership for Women and Families, Teach for America-Colorado, and the University of Denver.

The office of Lieutenant Governor is a critical role in state government. Dr. Lynne's experience, her passion for service, and her history of managing large, complex institutions makes her a unique an ideal candidate for Colorado's next Lieutenant Governor. I urge your swift action to confirm Dr. Donna Lynne's nomination.

Should you have questions or wish to discuss, please contact me or Kurt Morrison, Legislative Director, Governor's Office at (303) 866-5465. Thank you for your consideration.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/30/2016
Effie Ameen, Secretary of the Senate

- cc: The Honorable Dickey Lee Hullinghorst, Speaker, House of Representatives
The Honorable Bill Cadman, President, Senate
The Honorable Crisanta Duran, Majority Leader, House of Representatives
The Honorable Brian DelGrosso, Minority Leader, House of Representatives
The Honorable Mark Scheffel, Majority Leader, Senate
The Honorable Lucia Guzman, Minority Leader, Senate
Ms. Marilyn Eddins, House Clerk, House of Representatives
Ms. Effie Ameen, Secretary of the Senate, Senate
Mr. Dan Cartin, Director, Office of Legislative Legal Services, General Assembly
Mr. Doug Friednash, Chief of Staff, Office of the Governor
Mr. Scott Wasserman, Chief of Staff, Office of the Lieutenant Governor and Deputy Chief of Staff, Office of the Governor
Mr. Alan Salazar, Chief Strategy Office, Office of the Governor
Ms. Jacki Cooper-Melmed, Chief Legal Counsel, Office of the Governor
Mr. Kurtis Morrison, Director of Legislative Affairs, Office of the Governor
Ms. Eliza Schultz, Deputy Director of Legislative Affairs, Office of the Governor

CHANGE IN APPOINTMENTS TO CONFERENCE COMMITTEE

Upon announcement by the President, Senator Newell replaced Senator Kefalas as a Senate conferee on the first conference committee on [HB16-1165](#).

TRIBUTES

Honoring:

- Jim and Lucille Wilson -- By Senator Leroy Garcia.
- Bill and Joy Long -- By Senator Leroy Garcia.
- Myron and Patte Thomas -- By Senator Leroy Garcia.
- Duncan and Marilyn Henrikson -- By Senator Leroy Garcia.
- Frank and Angela Pantleo -- By Senator Leroy Garcia.
- Luis and Teva Quintana -- By Senator Leroy Garcia.
- Fred and Sophia Patterson -- By Senator Leroy Garcia.
- Frank and Yolanda Vigil -- By Senator Leroy Garcia.
- Raymond and Alice Fetty -- By Senator Leroy Garcia.
- Gilbert and Sarah Lucero -- By Senator Leroy Garcia.
- Bradley Teter -- By Senator Leroy Garcia.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, March 31, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

79th Legislative Day Thursday, March 31, 2016

Prayer By the chaplain, Reverend Benjamin Broadbent, First Congregational Church, Colorado Springs.

Call to Order By the President at 9:00 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 Wednesday, March 30, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that **HB16-1153** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Judiciary After consideration on the merits, the Committee recommends that **SB16-164** be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB16-169** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, line 3, strike "AN".

Page 5, strike line 4 and substitute "A DESIGNATED FACILITY. IF".

Page 5, line 5, after "TO" insert "AN EMERGENCY MEDICAL SERVICES FACILITY OR".

Page 5, strike line 17 and substitute "~~director for a~~ TAKEN TO".

Page 5, line 20, after "TO" insert "AN EMERGENCY MEDICAL SERVICES FACILITY OR".

Page 6, line 25, strike "SEVENTY-TWO" and substitute "TWENTY-FOUR".

Page 7, line 10, strike "certified" and substitute "~~certified~~ SWORN".

Page 8, lines 25 and 26, strike "SCREENING OR TREATMENT." and substitute "STABILIZATION.".

Page 9, strike line 19 and substitute "IN THE OPINION OF A PROFESSIONAL PERSON, AS THAT TERM IS DEFINED IN SECTION 27-65-102 (17), OR A PSYCHIATRIC ADVANCE PRACTICE NURSE".

Page 9, line 27, before "shall" insert "OR EMERGENCY MEDICAL SERVICES FACILITY".

Page 10, after line 2 insert:

"**SECTION 4.** In Colorado Revised Statutes, 27-60-103, **add** (6.5) as follows:
27-60-103. Behavioral health crisis response system - services - request for proposals - criteria - reporting - rules - definitions.
(6.5) ON OR BEFORE JANUARY 31, 2017, THE STATE DEPARTMENT SHALL PRESENT TO THE JOINT JUDICIARY COMMITTEE AND THE JOINT HEALTH AND HUMAN SERVICES COMMITTEE A NEEDS ANALYSIS AND BUDGET REQUEST FOR EMERGENCY MENTAL HEALTH TREATMENT NEEDS THROUGHOUT COLORADO AS PART OF ITS "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT" HEARING REQUIRED BY SECTION 2-7-203, C.R.S.".

Renumber succeeding section accordingly.

Business, Labor, & Technology

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

MEMBER OF THE
COLORADO BANKING BOARD

for a term expiring July 1, 2019:

Diane Salling Barrett of Denver, Colorado, to serve as a representative of the public, reappointed.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB16-078** be **postponed indefinitely**.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB16-161** be **referred** to the Committee on Finance with favorable recommendation.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **SB16-159** be **postponed indefinitely**.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB16-1166** be **postponed indefinitely**.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB16-1001** be **postponed indefinitely**.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB16-1014** be **referred** to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1035 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-144 be referred to the Committee of the Whole with favorable recommendation.	7
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-113 be referred to the Committee of the Whole with favorable recommendation.	13
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-038 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	19
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	Amend printed bill, page 3, line 11, strike "16-____," and substitute "16-038,".	25
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	Page 3, strike lines 14 through 16 and substitute "use of public resources to the greatest extent possible. The ability of the state auditor to undertake".	27
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	Page 3, line 21, strike "16-____," and substitute "16-038,".	31
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	Page 3, strike lines 24 through 27.	33
		34
	Page 4, strike lines 1 through 8.	35
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	Renumber succeeding sections accordingly.	37
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	Page 4, strike lines 13 through 15 and substitute " performance audits - Colorado local government audit law. (4) THE STATE AUDITOR SHALL CONDUCT OR CAUSE".	39
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	Page 4, line 26, after "YEAR." insert "ANY PERFORMANCE AUDIT THAT IS REQUIRED TO BE CONDUCTED UNDER THIS SUBSECTION (4) MUST BE COMPLETED IN THE FIRST FIVE YEAR PERIOD FOLLOWING THE EFFECTIVE DATE OF THIS SECTION AS AMENDED. THEREAFTER, A PERFORMANCE AUDIT MAY BE CONDUCTED OF A COMMUNITY-CENTERED BOARD DESCRIBED IN THIS SUBSECTION (4) IF REQUESTED BY THE STATE AUDITOR IN THE EXERCISE OF HIS OR HER DISCRETION.".	43
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	Page 5, strike lines 4 through 7 and substitute "THE STATE AUDITOR SHALL PAY THE COSTS OF ANY PERFORMANCE AUDIT CONDUCTED PURSUANT TO THIS SECTION.".	50
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	Page 5, strike lines 11 through 13 and substitute:	54
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	" SECTION 4. 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.".	56
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	Page 1, strike line 104 and substitute " SUBJECT TO ".	67

Page 574	Senate Journal-79th Day-March 31, 2016	
Health & Human Services	After consideration on the merits, the Committee recommends that SB16-158 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	1
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	Amend printed bill, page 3, line 3, strike "assistant;" and substitute "assistant in certain circumstances;".	6
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	Page 3, line 5, after "Act";" add "and".	9
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	Page 3, strike line 6.	11
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	Renumber succeeding subparagraph accordingly.	13
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	Page 4, line 15, after "ACCREDITATION." add "IN ORDER FOR A LEVEL I ACCREDITED PHYSICIAN ASSISTANT TO PERFORM MEDICAL SERVICES REQUIRING LEVEL I ACCREDITATION, A LEVEL I ACCREDITED PHYSICIAN MUST DELEGATE THE PERFORMANCE OF THOSE MEDICAL SERVICES TO THE LEVEL I ACCREDITED PHYSICIAN ASSISTANT.".	15
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	Page 8, lines 13 and 14, strike "AND SPECIALIZING IN OBSTETRICS AND GYNECOLOGY,".	21
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	Page 10, line 14, after "FACILITY" insert "AND, IF THE HEALTH FACILITY IS A MULTI-SPECIALITY ORGANIZATION, THE NAME AND ADDRESS OF THE SPECIALITY CLINIC WITHIN THE HEALTH FACILITY".	24
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	Page 11, line 19, after "FACILITY" insert "AND, IF THE HEALTH FACILITY IS A MULTI-SPECIALITY ORGANIZATION, THE NAME AND ADDRESS OF THE SPECIALITY CLINIC WITHIN THE HEALTH FACILITY".	28
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	Page 20, strike lines 4 through 14.	32
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	Renumber succeeding sections accordingly.	34
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Health & Human Services	After consideration on the merits, the Committee recommends that HB16-1063 be referred to the Committee of the Whole with favorable recommendation.	37
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	SENATE SERVICES REPORT	43
		44
	Correctly Printed: SB16-177 and 178; SJR16-025 and 026; SM16-001.	45
	Correctly Engrossed: SB16-153 and 160.	46
	Correctly Reengrossed: SB16-137.	47
	Correctly Revised: HB16-1027, 1215, 1224, 1262, 1263, 1264, 1265, 1271, and 1353.	48
	Correctly Rerevised: HB16-1100, 1173, 1183, 1198, 1255, 1258, 1259, and 1316.	49
	Correctly Enrolled: SJR16-014.	50
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	MESSAGE FROM THE HOUSE	55
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	March 31, 2016	58
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	Mr. President:	60
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	The Speaker has announced that Senator Heath has been added as Co-Prime Sponsor with Senator Donovan on HB16-1156.	62
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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:

HB16-1271 by Representative(s) Singer and Nordberg; also Senator(s) Jahn and Lundberg--Concerning the ability of a limited winery that has a winery direct shipper's permit to deliver vinous liquors of its own manufacture directly to a personal consumer without the use of a common carrier.

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, Cadman, Cooke, Crowder, Donovan, Garcia, Grantham, Heath, Hill, Holbert, Jones, Kerr, Lambert, Martinez Humenik, Merrifield, Neville T., Scott, Tate, and Woods.

SB16-153 by Senator(s) Crowder; also Representative(s) Wilson--Concerning nominees for county court judges.

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: Martinez Humenik and Scheffel.

HB16-1027 by Representative(s) Danielson; also Senator(s) Todd and Sonnenberg--Concerning depositions in criminal cases in which an at-risk person may not be available for trial.

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, Cadman, Cooke, Heath, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Scheffel, Scott, Tate, and Woods.

HB16-1262 by Representative(s) Williams, Esgar, Melton, Salazar; also Senator(s) Cooke--Concerning measures to improve peace officer hiring, and, in connection therewith, requiring employment waivers as part of the background check process for a person applying for a position as a peace officer who has worked as an officer and giving the P.O.S.T. board the authority to deny certification to an applicant who entered into a deferred agreement.

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, Cadman, Carroll, Crowder, Guzman, Heath, Hodge, Jahn, Johnston, Jones, Kefalas, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Steadman, Tate, Todd, Ulibarri, and Woods.

HB16-1265 by Representative(s) Melton and Esgar, Salazar; also Senator(s) Johnston and Cooke--Concerning expungement of arrest records based on mistaken identity.

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, Cadman, Carroll, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Steadman, Tate, Todd, Ulibarri, and Woods.

HB16-1353 by Representative(s) Duran and DelGrosso, Hullinghorst; also Senator(s) Scheffel and Guzman, Cadman--Concerning payment of expenses of the legislative department.

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 and Grantham.

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:

HB16-1224 by Representative(s) Lundeen, Becker J., Carver, Nordberg; also Senator(s) Woods--Concerning child abuse involving human trafficking of minors.

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, Cadman, Carroll, Cooke, Crowder, Donovan, Guzman, Heath, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Tate, and Todd.

HB16-1215 by Representative(s) McCann and Kagan, Court, Foote, Lawrence, Lee, Melton, Pettersen, Salazar, Sias, Willett; also Senator(s) Guzman--Concerning changing the statutory purposes of parole to successfully reintegrate parolees into society by providing enhanced supportive services.

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

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
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	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, Carroll, Donovan, Heath, Hill, Jahn, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Steadman, Todd, and Ulibarri.

HB16-1263 by Representative(s) Williams, Salazar, Becker K., Buckner, Danielson, Duran, Esgar, Garnett, Hullinghorst, Kagan, Lee, McCann, Melton, Moreno, Pettersen, Rosenthal, Vigil, Winter; also Senator(s) Ulibarri--Concerning updates to the statutory prohibition on profiling by peace officers.

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	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	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, Carroll, Guzman, Heath, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Roberts, Steadman, and Todd.

SB16-160 by Senator(s) Lambert, Baumgardner, Grantham, Lundberg; also Representative(s) Lundeen--Concerning a clarification of the status of state police power jurisdiction on federally managed lands to address issues that affect the public safety of the residents of the state.

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

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Crowder, Grantham, Hill, Holbert, Marble, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate, and Woods.

HB16-1264 by Representative(s) Melton, Esgar, Salazar, Williams; also Senator(s) Johnston--Concerning prohibiting the use of a chokehold by a peace officer.

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	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	N
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, Carroll, Guzman, Heath, Hodge, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Roberts, Steadman, Todd, and Ulibarri.

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 (SB16-147, SB16-150) of Thursday, March 31 was laid over until Monday, April 4, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

March 31, 2016
Mr. President:
The House has adopted and transmits herewith HJR16-1012.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR16-1012 by Representative(s) Pabon and Duran, Moreno, Salazar, Vigil; also Senator(s) Aguilar and Ulibarri, Garcia--Concerning recognition of "César Chávez Day" and honoring Dolores Huerta.

On motion of Senator Ulibarri, the resolution was read at length and 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: Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, and Woods.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-126 by Senator(s) Roberts; also Representative(s) Garnett and Nordberg--Concerning parity of state-chartered banks with federally chartered banks regarding frequency of meetings.

Senator Roberts moved that the Senate concur in House amendments to SB16-126, as printed in House journal, March 28, page(s) 590. The motion 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		

The question being "Shall the bill, as amended, 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, as amended, was **repassed**.

Co-sponsor(s) added: Marble, Merrifield, and Newell.

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

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

MEMBERS OF THE
BOARD OF REAL ESTATE APPRAISERS

for terms expiring July 1, 2018:

Mark Charles Pope, MAI, of Colorado Springs, Colorado, to serve as a real estate appraiser, appointed;

Peter Edward Muccio of Denver, Colorado, to serve as a member of the pubic, reappointed;

Scot Michael Rose of Lafayette, Colorado, to serve as a representative of appraisal management companies, reappointed.

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
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for a term expiring July 1, 2016:

Kenneth Wayne Lund of Lone Tree, Colorado, appointed;

for a term expiring July 1, 2017:

Rick Pederson of Denver, Colorado, 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
SPECIAL FUNDS BOARD FOR
WORKERS' COMPENSATION SELF INSURERS

for terms expiring July 1, 2019:

Jeffrey L. Green, ARM-P, of Loveland, Colorado, to serve as a manager or employee of self-insured employers in good standing, with knowledge of risk management and finance, appointed;

Ondrea Marie Charles Matthews of Wheat Ridge, Colorado, to serve as a manager or employee of self-insured employers in good standing, reappointed.

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 Consideration of Governor's Appointments Calendar (Member of the Board of Governors of the Colorado State University System) of Thursday, March 31 was laid over until Monday, April 4, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB16-168, SB16-171, HB16-1060, SB16-166, HB16-1306, and HB16-1109 were made Special Orders -- Consent Calendar at 10:10 a.m.

Committee of the Whole The hour of 10:10 a.m. having arrived, Senator Tate 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 Tate 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:

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

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, March 30, page(s) 555, and placed in members' bill files.)

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

SB16-171 by Senator(s) Martinez Humenik and Scheffel, Jones; also Representative(s) Tyler--Concerning modification and clarification of the statutes pertaining to the new energy improvement district.

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

HB16-1060 by Representative(s) Tyler, Garnett, Kraft-Tharp, Lawrence, Priola, Wilson; also Senator(s) Baumgardner--Concerning roadside memorials for fallen state patrol officers.

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

SB16-166 by Senator(s) Woods; also Representative(s) Kagan--Concerning the creation of transportation fuel distributors' tax liens.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 30, page(s) 556-557, and placed in members' bill files.)

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

HB16-1306 by Representative(s) Williams, Arndt; also Senator(s) Holbert--Concerning revision of the state statutes governing mortgage loan originators to conform more closely to applicable federal law, and, in connection therewith, amending, relocating, and repealing provisions in accordance with the federal "Secure and Fair Enforcement for Mortgage Licensing Act of 2008".

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 30, page(s) 557, and placed in members' bill files.)

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

HB16-1109 by Representative(s) Becker J. and Becker K., Coram, Brown, Buck, Dore, Lebsock, Mitsch Bush; also Senator(s) Sonnenberg and Donovan, Baumgardner, Cooke--Concerning limits that the basic tenets of Colorado water law place on the ability of certain federal agencies to impose conditions on a water right owner in exchange for permission to use federal land.

Ordered revised 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 Tate, 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: SB16-168 as amended, SB16-171, SB16-166 as amended, HB16-1060, HB16-1306 as amended, HB16-1109.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB16-165, HB16-1323, HB16-1088, and HB16-1005 were made Special Orders at 10:17 a.m.

Committee of the Whole The hour of 10:17 a.m. having arrived, Senator Tate moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Tate 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:

SB16-165 by Senator(s) Grantham; also Representative(s) Young--Concerning the requirements for an insurance company to be deemed to maintain a home office or regional home office in this state for purposes of the tax on insurance premiums collected by the insurance company.

A majority of all members elected to the Senate having voted in the affirmative, the bill was referred to the Committee on Appropriations.

HB16-1323 by Representative(s) Kraft-Tharp; also Senator(s) Cooke--Concerning changing the name of the division of labor to the division of labor standards and statistics.

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

HB16-1088 by Representative(s) Dore; also Senator(s) Roberts--Concerning the authorization for a fire protection district to impose an impact fee on new development, and, in connection therewith, enacting the "Public Safety Fairness Act".

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, March 30, page(s) 555, and placed in members' bill files.)

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

HB16-1005 by Representative(s) Esgar and Danielson; also Senator(s) Merrifield--Concerning the use of rain barrels to collect precipitation from a residential rooftop for nonpotable outdoor uses.

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 Tate, 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: HB16-1323, HB16-1088 as amended, HB16-1005.
Referred to Committee on Appropriations: SB16-165.

Call of the Senate.

Call raised.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Friday, April 1, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

80th Legislative Day Friday, April 1, 2016

Prayer By the chaplain, Robert Swales, Chaplain of the El Paso County Sheriff's Office, Colorado Springs.

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

Roll Call Present--33
Excused--2, Guzman, Ulibarri.

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 31, 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 appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring when she is no longer a legislator:

Senator Nancy Todd of Aurora, Colorado, to serve as a representative of the Colorado State Senate, and occasioned by the resignation of Senator Lucia Guzman of Denver, Colorado, appointed.

Health & Human Services The Committee on Health & Human Services has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2018:

Steven Michael Grund of Littleton, Colorado, to serve as a Republican from the Sixth Congressional District, and occasioned by the resignation of Bobbie Mecalo Sampson of Aurora, Colorado, appointed.

Health & Human Services	The Committee on <u>Health & Human Services</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:	1 2 3 4 5 6 7 8 9
	MEMBER OF THE <u>COLORADO COMMISSION ON THE AGING</u>	
	for a term expiring July 1, 2016:	10 11
	Debra Kay Bailey of Grand Junction, Colorado, to serve as a Republican from the Third Congressional District, and occasioned by the resignation of Robert H. Spuhler of Glenwood Springs, Colorado, appointed.	12 13 14 15 16
	Health & Human Services	The Committee on <u>Health & Human Services</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:
MEMBER OF THE <u>COLORADO COMMISSION ON THE AGING</u>		
for a term expiring when she is no longer a legislator:		22 23 24 25 26
Representative Jessica Signa Danielson of Wheat Ridge, Colorado, to serve as a Democrat, appointed.		27 28 29 30 31
Health & Human Services		The Committee on <u>Health & Human Services</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:
	MEMBER OF THE <u>COLORADO COMMISSION ON THE AGING</u>	
	for a term expiring July 1, 2019:	37 38 39 40 41
	Julie Anne Cozad of Milliken, Colorado, to serve as a Republican from the Fourth Congressional District, appointed.	42 43 44 45 46
	Health & Human Services	The Committee on <u>Health & Human Services</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:
MEMBERS OF THE <u>COLORADO TRAUMATIC BRAIN INJURY TRUST FUND BOARD</u>		
for terms expiring on June 30, 2018:		52 53 54 55 56
Sena Harjo of Lakewood, Colorado, reappointed;		57 58 59
William John Wosilius of Littleton, Colorado, appointed;		60 61
Theresa Marie Chase, MA, ND, RN, of Grand Junction, Colorado, appointed.	62 63 64	
Health & Human Services	After consideration on the merits, the Committee recommends that HB16-1327 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	65 66 67 68 69

Appropriations	After consideration on the merits, the Committee recommends that HB16-1141 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
Appropriations	After consideration on the merits, the Committee recommends that SB16-167 be referred to the Committee of the Whole with favorable recommendation.	5 6 7 8
Appropriations	After consideration on the merits, the Committee recommends that SB16-165 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	9 10 11 12 13
Appropriations	After consideration on the merits, the Committee recommends that SB16-142 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.	14 15 16 17 18
	Amend printed bill, page 54, after line 5 insert:	19 20
	"SECTION 83. In Colorado Revised Statutes, add 17-18-122 as follows:	21 22
	17-18-122. Appropriation to comply with section 2-2-703 - S.B. 16-142 - repeal. (1) PURSUANT TO SECTION 2-2-703, C.R.S., THE FOLLOWING STATUTORY APPROPRIATIONS ARE MADE IN ORDER TO IMPLEMENT SENATE BILL 16-142, ENACTED IN 2016:	23 24 25 26
	(a) FOR THE 2017-18 STATE FISCAL YEAR, TWENTY-ONE THOUSAND EIGHT HUNDRED SIXTY-FOUR DOLLARS IS APPROPRIATED TO THE DEPARTMENT FROM THE GENERAL FUND; AND	27 28 29
	(b) FOR THE 2018-19 STATE FISCAL YEAR, FIVE HUNDRED FORTY-SIX DOLLARS IS APPROPRIATED TO THE DEPARTMENT FROM THE GENERAL FUND.	30 31 32
	(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2019."	33 34
	Renumber succeeding sections accordingly.	35 36
	Page 1, line 106, strike the second "AND".	37 38
	Page 1, line 108, strike "ELECTIONS." and substitute "ELECTIONS, AND MAKING AN APPROPRIATION."	39 40 41 42
Appropriations	After consideration on the merits, the Committee recommends that SB16-109 be postponed indefinitely.	43 44 45 46
Appropriations	After consideration on the merits, the Committee recommends that HB16-1352 be referred to the Committee of the Whole with favorable recommendation.	47 48 49 50
Appropriations	After consideration on the merits, the Committee recommends that HB16-1350 be referred to the Committee of the Whole with favorable recommendation.	51 52 53 54
Appropriations	After consideration on the merits, the Committee recommends that SB16-065 be referred to the Committee of the Whole with favorable recommendation.	55 56 57 58
Appropriations	After consideration on the merits, the Committee recommends that SB16-061 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	59 60 61 62 63
	Amend the Agriculture, Natural Resources, & Energy Committee Report, dated March 10, 2016, page 2, after line 23 insert:	64 65 66
	"Page 11 of the bill, strike line 27.	67 68
	Page 12 of the bill, strike line 1 and substitute:	69

	<p>"SECTION 10. Appropriation. (1) For the 2016-17 state fiscal year, \$164,310 is appropriated to the department of regulatory agencies for use by the public utilities commission. This appropriation is from the ratenaver protection fund created in section 24-38.5-110 (1). C.R.S.. and is based on an assumption that the public utilities commission will require an additional 2.0 FTE. To implement this act, the public utilities commission may use this appropriation for personal services.</p> <p>(2)The money appropriated in subsection (1) of this section becomes available if:</p> <p>(a) The stay issued in the case of <i>Chamber of Commerce v. EPA</i> is lifted by June 30, 2016;</p> <p>(b) The case of <i>Chamber of Commerce v. EPA</i> is decided in favor of the federal environmental protection agency and allows for the implementation of the federal clean power plan; and</p> <p>(c) The attorney general notifies, in writing, the state treasurer that a final judgment has been entered and the applicable period to file a writ of certiorari, if any, has expired in the case of <i>Chamber of Commerce v. EPA</i> regarding the federal emissions regulations.</p> <p>SECTION 11. Effective date - applicability. This act takes effect upon passage and applies to conduct occurring on or after said date."</p> <p>Renumber succeeding sections accordingly.</p> <p>Page 1, line 105, strike "UNITS." and substitute "UNITS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."."</p>	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28
Appropriations	After consideration on the merits, the Committee recommends that HB16-1159 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	29 30 31 32
Appropriations	After consideration on the merits, the Committee recommends that HB16-1158 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	33 34 35 36 37
Appropriations	After consideration on the merits, the Committee recommends that HB16-1070 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	38 39 40 41 42
Transportation	After consideration on the merits, the Committee recommends that HB16-1155 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	43 44 45 46 47
Education	After consideration on the merits, the Committee recommends that SB16-148 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	48 49 50 51 52
	Amend printed bill, page 4, line 1, strike "ON" and substitute "FROM".	53 54 55
	Page 4, lines 2 and 3, strike "TEST USED BY THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES." and substitute "TEST."	56 57 58
	Page 4, line 16, strike "ON" and substitute "FROM".	59 60
	Page 5, line 11, strike "QUESTIONS FOR" and substitute "PORTION OF".	61 62
	Page 5, line 21 strike "TEST AS A" and substitute "TEST:	63
	(I) AS A MEASURE FOR A PERFORMANCE INDICATOR IN DETERMINING SCHOOL DISTRICT ACCREDITATION OR PUBLIC SCHOOL PERFORMANCE UNDER ARTICLE 11 OF THIS TITLE; OR	64 65 66
	(II) AS A".	67
	Page 5, after line 23 insert:	68 69

"(e) AS USED IN THIS SUBSECTION (3.5), "CIVICS PORTION OF THE NATURALIZATION TEST" MEANS THE ONE HUNDRED QUESTIONS THAT OFFICERS OF THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES USE AS THE BASIS FOR SELECTING THE QUESTIONS POSED TO APPLICANTS FOR NATURALIZATION TO ALLOW APPLICANTS TO DEMONSTRATE A KNOWLEDGE AND UNDERSTANDING OF THE FUNDAMENTALS OF UNITED STATES HISTORY AND THE PRINCIPLES AND FORM OF UNITED STATES GOVERNMENT, AS REQUIRED BY 8 U.S.C. SEC. 1423."

Finance

After consideration on the merits, the Committee recommends that **HB16-1006** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, after line 25 insert:

"**SECTION 3.** In Colorado Revised Statutes, 39-26-704, **add** (1.5) as follows:
39-26-704. Miscellaneous sales tax exemptions - governmental entities - hotel residents - schools - exchange of property. (1.5) ALL TRANSACTIONS SPECIFIED IN SECTION 29-4-227 (1), C.R.S., ARE EXEMPT FROM TAXATION UNDER THE PROVISIONS OF PARTS 1 AND 2 OF THIS ARTICLE."

Renumber succeeding section accordingly.

Finance

After consideration on the merits, the Committee recommends that **SB16-067** 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 2, after "**declaration.**" insert "(1)".

Page 2, strike lines 10 and 11 and substitute "maximize capital investment in broadband service infrastructure and to improve and expand broadband service in the state.

(2) The general assembly hereby finds and declares that the reduction in the valuation for assessment of a public utility that the property tax administrator allocates to a county as required in this act is a reasonable way to apply the property tax exemption for locally assessed companies to a public utility that is assessed statewide.

SECTION 2. In Colorado Revised Statutes, 22-54-106, **amend** (9) as follows:

22-54-106. Local and state shares of district total program. (9) If a district reduces or ends business personal property taxes through action taken pursuant to section 20 (8) (b) of article X of the state constitution OR IF BUSINESS PERSONAL PROPERTY IS EXEMPT FROM A DISTRICT'S PROPERTY TAX IN ACCORDANCE WITH SECTION 39-3-118.9, C.R.S., the state's share of the district's total program for the budget year in which such action is taken and any budget year thereafter shall be the amount by which the district's total program exceeds the amount of specific ownership tax revenue paid to the district and the amount of property tax revenue ~~which~~ THAT the district would have been entitled to receive if such action had not been taken by the district OR IF SECTIONS 39-3-118.9 AND 39-4-106 (9), C.R.S., DID NOT APPLY."

Renumber succeeding sections accordingly.

Page 2, after line 21 insert:

"(b) "COUNTY" MEANS ANY COUNTY IN THIS STATE AND INCLUDES A CITY AND COUNTY."

Page 2, line 22, strike "(b)" and substitute "(c)".

Page 2, after line 23 insert:

"(d) "MUNICIPALITY" MEANS A HOME RULE OR STATUTORY CITY OR TOWN, OR A TERRITORIAL CHARTER CITY."

Page 3, strike lines 1 through 7 and substitute:

"(2) EXCEPT AS SET FORTH IN SUBSECTION (4) OF THIS SECTION, FOR PROPERTY TAX YEARS BEGINNING ON OR AFTER JANUARY 1, 2018, BUT BEFORE JANUARY 1, 2025, ANY PERSONAL PROPERTY, SUCH AS ELECTRONICS, EQUIPMENT, TRANSMISSION FACILITIES, AND FIBER OPTIC OR COPPER CABLES, IS EXEMPT FROM THE LEVY AND COLLECTION OF PROPERTY TAX BY A COUNTY, MUNICIPALITY, OR SCHOOL DISTRICT IDENTIFIED IN SUBSECTION (3) OF THIS SECTION IF:

(a) THE BROADBAND PROVIDER THAT OWNS THE PERSONAL PROPERTY HAS AN AGREEMENT WITH A COUNTY TO PROVIDE BROADBAND SERVICE WITHIN THE COUNTY;

(b) THE BROADBAND PROVIDER ACQUIRES THE PERSONAL PROPERTY ON OR AFTER JANUARY 1, 2017;

(c) THE PERSONAL PROPERTY IS INSTALLED WITHIN THE BOUNDARIES OF THE COUNTY, MUNICIPALITY, OR SCHOOL DISTRICT; AND

(d) THE PERSONAL PROPERTY IS DIRECTLY USED BY THE BROADBAND PROVIDER OR ANY OTHER PERSON TO PROVIDE BROADBAND SERVICE.

(3) (a) PROPERTY IS NOT EXEMPT UNDER THIS SECTION FROM THE TAX LEVIED BY A COUNTY FOR A PROPERTY TAX YEAR, UNLESS:

(I) THE COUNTY HAS A POPULATION OF LESS THAN SIXTY THOUSAND PEOPLE;

(II) THE COUNTY HAS AN AGREEMENT WITH A BROADBAND SERVICE PROVIDER TO PROVIDE BROADBAND SERVICE WITHIN THE COUNTY; AND

(III) PRIOR TO THE PROPERTY TAX YEAR, THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY ADOPTS A RESOLUTION APPROVING THE EXEMPTION.

(b) THE BOARD OF COUNTY COMMISSIONERS SHALL SEND A COPY OF A RESOLUTION APPROVING THE EXEMPTION UNDER SUBPARAGRAPH (III) OF PARAGRAPH (a) OF THIS SUBSECTION (3) TO EACH SCHOOL DISTRICT AND MUNICIPALITY LOCATED WITHIN THE COUNTY AS SOON AS POSSIBLE AFTER ITS ADOPTION.

(c) IF THE BOARD OF COUNTY COMMISSIONERS ADOPTS A RESOLUTION APPROVING THE EXEMPTION, THEN THE EXEMPTION ALSO APPLIES TO THE TAX LEVIED BY A MUNICIPALITY AND SCHOOL DISTRICT LOCATED WITHIN THE COUNTY, UNLESS, WITHIN NINETY DAYS AFTER IT RECEIVES NOTICE FROM THE COUNTY AS SPECIFIED IN PARAGRAPH (b) OF THIS SUBSECTION (3), THE GOVERNING BODY OF THE MUNICIPALITY OR SCHOOL DISTRICT ADOPTS A RESOLUTION STATING THAT THE EXEMPTION DOES NOT APPLY TO THE MUNICIPALITY OR SCHOOL DISTRICT.

(d) AN EXEMPTION TO THE PROPERTY TAX LEVIED BY A COUNTY, MUNICIPALITY, OR SCHOOL DISTRICT FOR A PROPERTY TAX YEAR UNDER THIS SUBSECTION (3) APPLIES FOR ALL PROPERTY TAX YEARS THAT BEGIN THEREAFTER PRIOR TO JANUARY 1, 2025."

Page 3, line 8, strike "(3)" and substitute "(4)".

Page 3, line 12, strike "2016." and substitute "2017."

Page 3, strike lines 13 through 27.

Page 4, strike lines 1 through 7 and substitute:

"SECTION 4. In Colorado Revised Statutes, 39-4-102, add (4) as follows:

39-4-102. Valuation of public utilities. (4) FOR THE PURPOSE OF APPLYING SECTION 39-4-106 (9), THE ADMINISTRATOR SHALL DETERMINE THE VALUE OF PERSONAL PROPERTY THAT IS INCLUDED IN A PUBLIC UTILITY'S VALUE AS UNIT, BUT THAT WOULD BE EXEMPT UNDER SECTION 39-3-118.9, IF THE PUBLIC UTILITY WAS LOCALLY ASSESSED.

SECTION 5. In Colorado Revised Statutes, 39-4-103, add (1) (c) as follows:

39-4-103. Schedules of property - confidential records - late filing penalties. (1) (c) FOR PROPERTY TAX YEARS BEGINNING ON OR AFTER JANUARY 1, 2018, BUT PRIOR TO JANUARY 1, 2025, A PUBLIC

UTILITY SHALL ANNUALLY IDENTIFY ANY PERSONAL PROPERTY BY COUNTY THAT WOULD BE EXEMPT UNDER SECTION 39-3-118.9, IF THE PUBLIC UTILITY WAS LOCALLY ASSESSED.

SECTION 6. In Colorado Revised Statutes, 39-4-106, **add** (9) as follows:

39-4-106. Valuation of utilities - apportionment. (9) (a) IF A PUBLIC UTILITY HAS PROPERTY IN A COUNTY THAT WOULD BE EXEMPT UNDER SECTION 39-3-118.9, IF THE PUBLIC UTILITY WAS LOCALLY ASSESSED, THEN THE ADMINISTRATOR SHALL PROVIDE THE COUNTY WITH TWO VALUATIONS FOR ASSESSMENT:

(I) THE VALUATION FOR ASSESSMENT OF THE PUBLIC UTILITY THAT IS DETERMINED UNDER PARAGRAPH (b) OF THIS SUBSECTION (9), WHICH AMOUNT IS USED FOR THE COUNTY AND ANY MUNICIPALITY OR SCHOOL DISTRICT LOCATED WITHIN THE COUNTY THAT DOES NOT OPT OUT OF THE EXEMPTION IN ACCORDANCE WITH SECTION 39-3-118.9 (3) (c); AND

(II) THE VALUATION FOR ASSESSMENT OF THE PUBLIC UTILITY THAT IS OTHERWISE DETERMINED WITHOUT APPLICATION OF THIS SUBSECTION (9), WHICH AMOUNT IS USED FOR ANY MUNICIPALITY OR SCHOOL DISTRICT THAT OPTS OUT OF THE EXEMPTION IN ACCORDANCE WITH SECTION 39-3-118.9 (3) (c) AND ALL SPECIAL DISTRICTS.

(b) AFTER DETERMINING THE ACTUAL VALUE OF THE PUBLIC UTILITY IN THIS STATE, THE ADMINISTRATOR SHALL:

(I) APPORTION THE ACTUAL VALUE OF THE PUBLIC UTILITY TO THE COUNTY, UTILIZING COMMONLY RECOGNIZED METHODS OF ALLOCATION AS IN HIS OR HER JUDGEMENT ARE JUST AND EQUITABLE;

(II) REDUCE THE ACTUAL VALUE OF THE PUBLIC UTILITY IN THE COUNTY BASED ON THE NET-BOOK VALUE OF THE COMPANY'S PERSONAL PROPERTY IN THE COUNTY THAT WOULD BE EXEMPT UNDER SECTION 39-3-118.9, IF THE COMPANY WAS LOCALLY ASSESSED, MULTIPLIED BY THE MARKET-TO-BOOK RATIO OF THE COMPANY; AND

(c) COMPUTE THE VALUATION FOR ASSESSMENT OF THE PUBLIC UTILITY IN THE COUNTY AS PROVIDED IN SECTION 39-1-104."

Renumber succeeding section accordingly.

Finance After consideration on the merits, the Committee recommends that **SB16-154** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB16-155** be referred to the Committee on Appropriations with favorable recommendation.

Agriculture, Natural Resources, & Energy The Committee on Agriculture, Natural Resources, & Energy 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 STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for a term expiring November 1, 2018:

Rosemarie E. DelMonte of Aurora, Colorado, a Democrat from the 6th Congressional District, appointed;

for terms expiring November 1, 2019:

Rebecca Ann Brooks of Denver, Colorado, a Democrat from the 1st Congressional District, and a member with substantial experience in agriculture or in the activities of 4-H clubs, appointed;

	Ronny Raymond Farmer of Lamar, Colorado, a Republican from the 4th Congressional District, and a member who is a certified public accountant, appointed.	1 2 3 4
Agriculture, Natural Resources, & Energy	The Committee on <u>Agriculture, Natural Resources, & Energy</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:	5 6 7 8 9
	<div>MEMBERS OF THE STATE BOARD OF STOCK INSPECTION COMMISSIONERS</div>	10 11 12 13
	for terms expiring May 1, 2019:	14
	Kory Allen Kessinger of Akron, Colorado, to serve as a representative of the confinement cattle industry, appointed;	15 16 17 18
	David H. Mendenhall of Rocky Ford, Colorado, to serve as a representative of the non-confinement cattle industry, appointed.	19 20 21 22
Agriculture, Natural Resources, & Energy	The Committee on <u>Agriculture, Natural Resources, & Energy</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:	23 24 25 26 27
	<div>MEMBERS OF THE STATE AGRICULTURAL COMMISSION</div>	28 29 30 31
	for terms expiring March 1, 2019:	32
	Joanne Marilynn Stanko, Steamboat Springs, Colorado, to serve as a Democrat and at-large member, reappointed;	33 34 35 36
	Alvin Kunugi of Blanca, Colorado, to serve as a Democrat and at-large member, reappointed;	37 38 39
	Segundo S. Diaz of Alamosa, Colorado, to serve as an Unaffiliated and Agricultural District Three member, reappointed;	40 41 42
	Brant A. Harrison of Palisade, Colorado, to serve as a Republican from the Fourth Agricultural District, appointed;	43 44 45
	Susan Kay Petrocco of Brighton, Colorado, to serve as a Democrat from the First Agricultural District, appointed.	46 47 48 49
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB16-174 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	50 51 52 53
	Amend printed bill, page 6, line 14, strike " study " and substitute " pilot project ".	54 55 56 57
	Page 6, lines 20 and 21, strike "study along the front range" and substitute "pilot project".	58 59 60
	Page 7, after line 26 insert:	61 62
	"SECTION 11. Reservoir dredging project - appropriation.	63
	(1) For the 2016-2017 state fiscal year, \$1,000,000 is appropriated to the department of natural resources for use by the Colorado water conservation board. This appropriation is from the Colorado water conservation board construction fund created in section 37-60-121, C.R.S. To implement this section, the Colorado water conservation board may use this appropriation to conduct a reservoir dredging project in	64 65 66 67 68 69

partnership with a water provider such as a municipality, district, or irrigation company, subject to the approval by the board with a cost share amount not to exceed fifty percent.

(2) The money appropriated in subsection (1) of this section remains available for the designated purposes until July 1, 2018, at which time the unencumbered balance of the money reverts to the unappropriated balance of the Colorado water conservation board construction fund."

Renumber succeeding sections accordingly.

Page 9, line 14, before "AREA" insert "LOCAL".

Page 9, line 20, strike "PROVIDERS;" and substitute "PROVIDERS IN COLORADO;".

Page 10, strike line 6 and substitute "ACQUIRED PROJECT WATER IN THE LOCAL AREA WITHIN COLORADO.".

Page 10, line 14, after "(3)" insert "(a)".

Page 10, after line 17 insert:

"(b) NOTHING IN THIS SECTION PRECLUDES THE USE OF WATER ACQUIRED PURSUANT TO THIS SECTION FOR COMPACT COMPLIANCE. IN THE EVENT OF A COMPACT CALL, WATER ACQUIRED PURSUANT TO THIS SECTION SHALL BE TREATED NO DIFFERENTLY THAN ANY OTHER DECREED WATER RIGHT IN THIS STATE.".

SENATE SERVICES REPORT

Correctly Engrossed: SB16-166, 168, and 171.
Correctly Reengrossed: SB16-153 and 160.
Correctly Revised: HB16-1005, 1060, 1088, 1109, 1306, and 1323; HJR16-1012.
Correctly Rerevised: HB16-1027, 1215, 1224, 1262, 1263, 1264, 1265, 1271, and 1353.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-026 by Senator(s) Scheffel and Garcia; also Representative(s) Lawrence and McCann-- Concerning the designation of "First Responder Appreciation Day".

On motion of Majority Leader Scheffel, the resolution was read at length.

Amendment No. 1(L.001), by Senator Scheffel.

Amend printed joint resolution, page 3, line 25, strike "and".

Page 3, line 26, after the semi-colon insert "and Deputy Sheila Kirin, Jefferson County Sheriff's Office;".

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

YES	33	NO	0	EXCUSED	2	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	E	Kerr	Y	Scheffel	Y		

On motion of Majority Leader Scheffel, the resolution, as amended, was **adopted** by the following roll call vote:

YES	32	NO	0	EXCUSED	3	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	E	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	E	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Grantham, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Roberts, Scott, Sonnenberg, Steadman, Tate, Todd, and Woods.

Senate in recess.Senate reconvened.

Call of the Senate.Call raised.

MESSAGE FROM THE HOUSE

April 1, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1377, 1406, 1409, 1413, 1417, 1418, 1419, 1379, 1309.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1101, amended as printed in House Journal, March 31.
HB16-1354, amended as printed in House Journal, March 31.
HB16-1405, amended as printed in House Journal, March 31.
HB16-1407, amended as printed in House Journal, March 31.
HB16-1408, amended as printed in House Journal, March 31.
HB16-1410, amended as printed in House Journal, March 31.
HB16-1411, amended as printed in House Journal, March 31.
HB16-1414, amended as printed in House Journal, March 31.
HB16-1415, amended as printed in House Journal, March 31.
HB16-1416, amended as printed in House Journal, March 31.
HB16-1048, amended as printed in House Journal, March 31.
HB16-1336, amended as printed in House Journal, March 31.
HB16-1337, amended as printed in House Journal, March 31.

HB16-1335, amended as printed in House Journal, March 31.

The House has voted to concur in the Senate amendments to HB16-1258, 1316,1255, 1198, 1224, 1262, 1263, 1264 and has repassed the bills as so amended.

The House has adopted and transmits herewith HJR16-1011.

The House has adopted and returns herewith SJR16-020.

The House has adopted and returns herewith SJR16-002.

MESSAGE FROM THE REVISOR OF STATUTES

April 1, 2016

We herewith transmit:

Without comment, HB16-1309, 1377, 1379, 1406, 1409, 1413, 1417, 1418, and 1419.
Without comment, as amended, HB16-1048, 1101, 1335, 1336, 1337, 1354, 1405, 1407, 1408, 1410, 1411, 1414, 1415, and 1416.

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

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

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

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

YES	33	NO	0	EXCUSED	2	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	E	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 and Kefalas.

SB16-171 by Senator(s) Martinez Humenik and Scheffel, Jones; also Representative(s) Tyler--Concerning modification and clarification of the statutes pertaining to the new energy improvement district.

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

YES	33	NO	0	EXCUSED	2	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	E	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: Donovan, Johnston, Kefalas, and Kerr.

HB16-1060 by Representative(s) Tyler, Garnett, Kraft-Tharp, Lawrence, Priola, Wilson; also Senator(s) Baumgardner--Concerning roadside memorials for fallen state patrol officers.

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

YES	33	NO	0	EXCUSED	2	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	E	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, Cooke, Crowder, Garcia, Grantham, Heath, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Tate, Todd, and Woods.

SB16-166 by Senator(s) Woods; also Representative(s) Kagan--Concerning the creation of transportation fuel distributors' tax liens.

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

YES	33	NO	0	EXCUSED	2	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	E	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, Lundberg, Scheffel, Scott and Tate.

HB16-1306 by Representative(s) Williams, Arndt; also Senator(s) Holbert--Concerning revision of the state statutes governing mortgage loan originators to conform more closely to applicable federal law, and, in connection therewith, amending, relocating, and repealing provisions in accordance with the federal "Secure and Fair Enforcement for Mortgage Licensing Act of 2008".

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

YES	33	NO	0	EXCUSED	2	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	E	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: Scott and Woods.

HB16-1109 by Representative(s) Becker J. and Becker K., Coram, Brown, Buck, Dore, Lebsock, Mitsch Bush; also Senator(s) Sonnenberg and Donovan, Baumgardner, Cooke--Concerning limits that the basic tenets of Colorado water law place on the ability of certain federal agencies to impose conditions on a water right owner in exchange for permission to use federal land.

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

YES	33	NO	0	EXCUSED	2	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	E	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, Johnston, Lambert, Neville T., Newell, Roberts, Scott, Todd, and Woods.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1323 by Representative(s) Kraft-Tharp; also Senator(s) Cooke--Concerning changing the name of the division of labor to the division of labor standards and statistics.

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

YES	32	NO	1	EXCUSED	2	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	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	E	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, Martinez Humenik, and Newell.

HB16-1088 by Representative(s) Dore; also Senator(s) Roberts--Concerning the authorization for a fire protection district to impose an impact fee on new development, and, in connection therewith, enacting the "Public Safety Fairness Act".

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

YES	24	NO	9	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	E
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	E	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, Hodge, Jones, Kefalas, Merrifield, Newell, and Todd.

HB16-1005 by Representative(s) Esgar and Danielson; also Senator(s) Merrifield--Concerning the use of rain barrels to collect precipitation from a residential rooftop for nonpotable outdoor uses.

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

YES	27	NO	6	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	N	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	N	Kefalas	Y	Roberts	Y	President	Y
Guzman	E	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, Garcia, Heath, Hill, Jahn, Johnston, Jones, Kefalas, Kerr, Newell, Roberts, Steadman, and Todd.

IMMEDIATE RECONSIDERATION OF HB16-1005

HB16-1005 by Representative(s) Esgar and Danielson; also Senator(s) Merrifield--Concerning the use of rain barrels to collect precipitation from a residential rooftop for nonpotable outdoor uses.

Majority Leader Scheffel moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB16-1005.

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

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

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

MEMBERS OF THE
FINANCIAL SERVICES BOARD

for terms expiring July 1, 2019:

Rainy Lorraine Lea Thoen of Denver, Colorado, to serve as an executive officer of a state credit union and as a Democrat, reappointed;

Gerald Alan Agnes of Boulder, Colorado, to serve as an executive officer of a state credit union and as a Republican, appointed.

YES	33	NO	0	EXCUSED	2	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	E	Kerr	Y	Scheffel	Y		

MEMBER OF THE
PUBLIC EMPLOYEES' RETIREMENT BENEFIT PLANS

for a term expiring July 10, 2016:

Roger P. Johnson, CPA, of Denver, Colorado, to serve as a representative with experience and competence in investment, management, finance, banking, economics, accounting, pension administration, or actuarial analysis, and as an Republican, and occasioned by the resignation of Benjamin H. Valore-Caplan of Denver, Colorado, appointed.

YES	33	NO	0	EXCUSED	2	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	E	Kerr	Y	Scheffel	Y		

MESSAGE FROM THE GOVERNOR

March 31, 2016

Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

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

SB16-121: CONCERNING THE PERCENTAGE OF TUITION REVENUE THAT AN INSTITUTE OF HIGHER EDUCATION IS AUTHORIZED TO PLEDGE FOR CONTRACTS FOR THE ADVANCEMENT OF MONEY.

Approved March 31, 2016 at 2:42 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1353.

RECONSIDERATION OF HB16-1005

HB16-1005 by Representative(s) Esgar and Danielson; also Senator(s) Merrifield--Concerning the use of rain barrels to collect precipitation from a residential rooftop for nonpotable outdoor uses.

Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB16-1005. The motion was approved by the following roll call vote:

YES	33	NO	0	EXCUSED	2	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	E	Kerr	Y	Scheffel	Y		

By unanimous consent of the members present, the motion for 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:

HB16-1005 by Representative(s) Esgar and Danielson; also Senator(s) Merrifield--Concerning the use of rain barrels to collect precipitation from a residential rooftop for nonpotable outdoor uses.

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

YES	27	NO	6	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
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.	Y	Ulibarri	E
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	N	Kefalas	Y	Roberts	Y	President	Y
Guzman	E	Kerr	Y	Scheffel	Y		

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

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Representative Becker J. was added as House joint prime sponsor with Representative Tyler and Senators Scheffel and Martinez Humenik on SB16-171.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 1, 2016

Mr. President:

The House has adopted and returns herewith SJR16-026, as amended.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR16-027 by Senator(s) Lundberg, Marble, Grantham, Cadman, Baumgardner, Neville T., Holbert, Lambert, Crowder, Cooke, Sonnenberg, Roberts, Tate, Scheffel; also Representative(s) Ransom, Saine, Humphrey, Neville P., Priola, Willett, Wilson, Wist, Klingenschmitt, Joshi, Windholz, Buck, Brown, Carver, Conti, Leonard, Navarro, Thurlow, Van Winkle-- Concerning the designation of April 8, 2016, as "Home Education Day in Colorado".

Laid over until Friday, April 8, retaining its place on the calendar.

HJR16-1011 by Representative(s) Nordberg and Ryden, Primavera, Saine; also Senator(s) Jahn and Holbert, Carroll, Neville T.--Concerning the reappointment of Dianne E. Ray to the position of state auditor.

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

INTRODUCTION OF BILLS -- FIRST READING

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

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.
Business, Labor, & Technology

SB16-180 by Senator(s) Woods and Jahn, Aguilar, Guzman, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Scheffel, Steadman, Todd, Ulibarri; also Representative(s) Kagan and Ransom, Priola, Danielson, Dore, Garnett, Klingenschmitt, McCann, Moreno, Rosenthal, Willett, Wist--Concerning a specialized program within the department of corrections for certain offenders who were convicted as adults for offenses they committed as juveniles.
Judiciary

SB16-181 by Senator(s) Woods and Jahn, Aguilar, Carroll, Cooke, Guzman, Hill, Kerr, Lundberg, Marble, Martinez Humenik, Newell, Scheffel, Steadman, Todd; also Representative(s) Kagan and Dore, Garnett, Wist--Concerning the sentencing of persons convicted of class 1 felonies committed while the persons were juveniles.
Judiciary

SB16-182 by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning technical revisions to the statutes governing the division of vocational rehabilitation.
Appropriations

- HB16-1048** by Representative(s) Primavera, Danielson, Windholz; also Senator(s) Lundberg, Aguilar--
Concerning modifications to the business enterprise program to be administered by the
department of labor and employment under its authority to administer vocational
rehabilitation programs.
Business, Labor, & Technology
- HB16-1101** by Representative(s) Young; also Senator(s) Lundberg--Concerning medical decisions for
unrepresented patients.
Health & Human Services
- HB16-1309** by Representative(s) Lontine; also Senator(s) Marble--Concerning a defendant's right to
counsel in certain cases considered by municipal courts.
State, Veterans, & Military Affairs
- HB16-1335** by Representative(s) Pabon and Melton, Arndt, Duran, Garnett, Ginal, Lontine, Moreno,
Salazar, Singer, Vigil, Young; also Senator(s) Steadman, Aguilar, Garcia, Guzman,
Ulibarri--Concerning the unlawful sale of certain publicly provided government services.
State, Veterans, & Military Affairs
- HB16-1336** by Representative(s) Hamner and Rankin, Mitsch Bush; also Senator(s) Donovan, Roberts--
Concerning the creation of a single geographic rating area for health insurers to use when
establishing rates for individual health insurance plans.
Health & Human Services
- HB16-1354** by Representative(s) Mitsch Bush and Becker J., Moreno, Becker K., Fields, Wilson; also
Senator(s) Sonnenberg--Concerning authorization for a school district to impose an
additional mill levy for the sole purpose of funding capital construction and maintenance
needs of the district without borrowing money.
State, Veterans, & Military Affairs
- HB16-1377** by Representative(s) Primavera, Joshi, Coram, Landgraf, McCann, Moreno, Tyler; also
Senator(s) Lambert--Concerning the creation of a task force on the collection and security
of digital images of evidence of child abuse or neglect.
Health & Human Services
- HB16-1379** by Representative(s) Kraft-Tharp; also Senator(s) Martinez Humenik--Concerning the
criteria under which the state board of psychologist examiners may award professional
development credit for specific activities currently included in the continuing professional
development program for licensed psychologists.
Health & Human Services
- HB16-1405** by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham,
Steadman--Concerning the provision for payment of the expenses of the executive,
legislative, and judicial departments of the state of Colorado, and of its agencies and
institutions, for and during the fiscal year beginning July 1, 2016, except as otherwise
noted.
Appropriations
- HB16-1406** by Representative(s) Young, Hamner, Rankin; also Senator(s) Grantham, Lambert,
Steadman--Concerning department of corrections reimbursements of expenses of county
coroners, and, in connection therewith, making an appropriation.
Appropriations
- HB16-1407** by Representative(s) Young, Hamner, Rankin; also Senator(s) Steadman, Grantham,
Lambert--Concerning the continuation of the medicaid payment reform and innovation
pilot program, and, in connection therewith, changing the time frames, eliminating the
repeal date of the pilot program, enhancing the reporting requirements of the department of
health care policy and financing, and making an appropriation.
Appropriations

HB16-1408	by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning the allocation of cash fund revenues to health-related programs, and, in connection therewith, modifying and streamlining the allocation of tobacco litigation settlement moneys by replacing the current two-tier allocation system that includes both percentage-based and fixed amount allocations of settlement moneys with a single set of exclusively percentage-based allocations and replacing settlement moneys funding for specified programs with marijuana tax cash fund funding; allocating additional settlement moneys to the university of Colorado health sciences center for cancer research only; transferring a specified amount from the children's basic health plan trust to a newly created primary care access fund on July 1, 2016; and making and reducing appropriations. Appropriations	1 2 3 4 5 6 7 8 9 10 11 12 13
HB16-1409	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning the transfer of forty-two million eight hundred thousand dollars on June 30, 2016, from the unclaimed property trust fund for state programs. Appropriations	14 15 16 17 18 19
HB16-1410	by Representative(s) Young, Hamner, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning matters related to the location where a competency evaluation is conducted, and, in connection therewith, making and reducing appropriations. Appropriations	20 21 22 23 24 25
HB16-1411	by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning the supportive residential community program operated at the Fort Lyon property, and, in connection therewith, requiring a longitudinal evaluation of the program; and making an appropriation. Appropriations	26 27 28 29 30 31 32
HB16-1413	by Representative(s) Rankin, Hamner, Young; also Senator(s) Grantham, Lambert, Steadman--Concerning the financing of the water pollution control program, and, in connection therewith, making an appropriation. Appropriations	33 34 35 36 37 38
HB16-1414	by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning the assessment of a monthly surcharge on customers of voice telecommunications providers to fund telecommunications relay services for telephone users with disabilities, and, in connection therewith, making an appropriation Appropriations	39 40 41 42 43 44 45
HB16-1415	by Representative(s) Hamner, Young, Rankin; also Senator(s) Steadman, Grantham, Lambert--Concerning the manner in which the state funds driver and vehicle services by the division of motor vehicles in the department of revenue, and, in connection therewith, making and reducing an appropriation. Appropriations	46 47 48 49 50 51 52
HB16-1416	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning the transfer of money from the general fund to cash funds that are used for the state's infrastructure. Appropriations	53 54 55 56 57 58
HB16-1417	by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning capital-related transfers of moneys. Appropriations	59 60 61 62 63
HB16-1418	by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning a transfer from the marijuana tax cash fund to the general fund. Appropriations	64 65 66 67 68 69

HB16-1419 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a reduction in the amount of the general fund reserve required for the fiscal year 2015-16.
Appropriations

DELIVERY TO THE GOVERNOR

To the Governor for signature on Wednesday, March 30, 2016, at 2:48 p.m.:
SB16-010, 012, 034, 088, 094, 127.

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday, April 4, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

83rd Legislative Day Monday, April 4, 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 Neville.

Reading of Journal On motion of Senator Holbert, reading of the Journal of Friday, April 1, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB16-179, 180, 181, and 182; SJR16-027.

Correctly Engrossed: SJR16-026.

Correctly Reengrossed: SB16-166, 168, and 171.

Correctly Rerevised: HB16-1005, 1060, 1088, 1109, 1306, and 1323.

Correctly Enrolled: SJM16-001; SJR16-018, 021, and 022.

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 Consideration of Memorials.

CONSIDERATION OF MEMORIALS

SM16-001 by Senator(s) Roberts; --Memorializing former State Senator James "Jim" Isgar.

On motion of Senator Roberts, the memorial was read at length.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, the rules were suspended to allow former state Representatives to address the body from the well of the Senate.

Senate in recess. Senate reconvened.

On motion of Senator Roberts, the memorial 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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

Senate in recess.Senate reconvened.

MESSAGE FROM THE HOUSE

April 4, 2016
Mr. President:
The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1396.

MESSAGE FROM THE REVISOR OF STATUTES

April 4, 2016

We herewith transmit:

Without comment, HB16-1396.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-025 by Senator(s) Newell; also Representative(s) Singer--Concerning the designation of April 2016 as "Child Abuse Prevention Month".

On motion of Senator Newell, the resolution was read at length and **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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri and Woods.

HJR16-1011 by Representative(s) Nordberg and Ryden, Primavera, Saine; also Senator(s) Jahn and Holbert, Carroll, Neville T.--Concerning the reappointment of Dianne E. Ray to the position of state auditor.

On motion of Senator Jahn, 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: Aguilar, Baumgardner, Cadman, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR16-028 by Senator(s) Lambert; also Representative(s) Carver--Concerning the recognition of the 32nd Space Symposium and celebrating the premier international space policy and program forum.

On motion of Senator Lambert, the resolution was read at length and **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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

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

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

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

HB16-1153
 by Representative(s) Melton; also Senator(s) Cooke--Concerning the annual date by which the general assembly receives a report regarding outcomes of decisions made by the state board of parole.

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

HB16-1035
 by Representative(s) Leonard; also Senator(s) Scott--Concerning the scope of statutes making the issuance of securities by a public utility conditional on approval by the Colorado public utilities commission, and, in connection therewith, clarifying that the approval requirement applies only to electric and gas utilities.

Ordered revised 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 Woods, 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: HB16-1153, HB16-1035.

Committee of the Whole
 On motion of Senator Woods, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Woods 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:

SB16-147
 by Senator(s) Newell and Martinez Humenik, Aguilar, Cooke, Crowder, Donovan, Garcia, Guzman, Heath, Hill, Hodge, Jahn, Johnston, Kefalas, Kerr, Merrifield, Roberts, Steadman, Todd, Ulibarri; also Representative(s) Pettersen, Esgar, Landgraf, Primavera, Tyler--Concerning establishing the Colorado zero suicide model to reduce death by suicide in the Colorado health care system.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 28, page(s) 517-520, and placed in members' bill files.)

Amendment No. 2(L.013), by Senators Newell and Martinez Humenik.

Amend the Health & Human Services Committee Report, dated March 24, 2016, page 2, after line 28 insert:

"(e) The suicide prevention commission has recommended that health care systems, behavioral health care systems, and primary care providers should be encouraged to adopt the "zero suicide" model and that the office of suicide prevention should examine and coordinate the use of existing data to identify high-risk groups, improve the quality of care for suicidal persons, and provide a basis for measuring progress while protecting the privacy of the individual and complying with all HIPAA regulations;".

Reletter succeeding paragraph accordingly.

Page 2, line 31, strike "up to an eighty percent reduction" and substitute "significant reductions".

Page 3, line 2, strike "model;" and substitute "plan;".

Page 3, line 7, strike "model;" and substitute "plan;".

Page 3, line 11, strike "model;" and substitute "plan;".

Page 3, line 18, strike "**model**" and substitute "**plan**".

Page 3, strike lines 20 and 21.

Page 3, line 22, strike "PROGRAM" and substitute "PREVENTION PLAN, REFERRED TO IN THIS SECTION AS THE "COLORADO PLAN", IS CREATED".

Page 3, line 23, strike "MODEL" and substitute "PLAN".

Page 3, line 25, strike "MODEL" and substitute "PLAN".

Page 3, line 32, strike "INCLUDING".

Page 3, line 35, strike "AND" and substitute "EMERGENCY MEDICAL SERVICES PROFESSIONALS AND RESPONDERS, PUBLIC AND PRIVATE INSURERS, HOSPITAL CHAPLAINS,".

Page 3, line 38, strike "TENDENCIES" and substitute "THOUGHTS AND BEHAVIOR".

Page 4, line 8, strike "TENDENCIES," and substitute "THOUGHTS AND BEHAVIOR,".

Page 4, line 17, strike "MODEL." and substitute "PLAN.".

Page 4, strike line 20 and substitute "PLAN ON OR BEFORE JULY 1, 2019:".

Page 4, after line 23 insert:

"(d) EMERGENCY MEDICAL SERVICES PROFESSIONALS AND RESPONDERS;".

Reletter succeeding paragraphs accordingly.

Page 4, line 29, strike "GROUPS" and substitute "GROUPS, HOSPITAL CHAPLAINS,".

Page 4, line 31, strike "ACTIVITIES OF THE COLORADO MODEL" and substitute "COLORADO PLAN".

Page 4, line 41, strike "MODEL." and substitute "PLAN.".

Page 5, line 13, strike "MODEL" and substitute "PLAN".

Page 5, line 32, strike "MODEL" and substitute "PLAN".

Page 5, line 41, strike "MODEL" and substitute "PLAN".

Page 6, strike lines 6 and 7 and substitute:

"Page 1, line 101, strike "ESTABLISHING THE COLORADO ZERO SUICIDE MODEL" and substitute "CREATING THE COLORADO SUICIDE PREVENTION PLAN".

As amended, ordered engrossed 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 General Orders -- Second Reading of Bills Calendar (SB16-150, SB16-164, SB16-169, SB16-144, SB16-113, SB16-158, HB16-1063) of Monday, April 4, was laid over until Tuesday, April 5, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Woods, 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: SB16-147 as amended.
Laid over until Tuesday, April 5: SB16-150, SB16-164, SB16-169, SB16-144, SB16-113, SB16-158, HB16-1063.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE RESOLUTIONS

SJR16-026 by Senator(s) Scheffel and Garcia; also Representative(s) Lawrence and McCann-- Concerning the designation of "First Responder Appreciation Day".

Majority Leader Scheffel moved that the Senate concur in House amendments to SJR16-026, as printed in House Journal, April 1, page(s) 687.

A majority of all members elected to the Senate having voted in the affirmative, the motion 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 question being "Shall the resolution, as amended, 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 resolution, as amended, was **repassed**.

Co-sponsor(s) added: Guzman and Ulibarri.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

On motion of Majority Leader Scheffel, the following Governor's appointment was confirmed by the following roll call vote:

MEMBER OF THE
COLORADO BANKING BOARD

for a term expiring July 1, 2019:

Diane Salling Barrett of Denver, Colorado, to serve as a representative of the public, reappointed.

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 Consideration of Governor's Appointments Calendar (Member of the Board of Governors of the Colorado State University System) of Monday, April 4 was laid over until Tuesday, April 5, retaining its place on the calendar.

Senate in recess.Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Appropriations	After consideration on the merits, the Committee recommends that HB16-1409 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
Appropriations	After consideration on the merits, the Committee recommends that HB16-1416 be referred to the Committee of the Whole with favorable recommendation.
Appropriations	After consideration on the merits, the Committee recommends that HB16-1417 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
Appropriations	After consideration on the merits, the Committee recommends that HB16-1419 be referred to the Committee of the Whole with favorable recommendation.
Appropriations	After consideration on the merits, the Committee recommends that HB16-1407 be referred to the Committee of the Whole with favorable recommendation.
Appropriations	After consideration on the merits, the Committee recommends that HB16-1408 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. <div>Amend reengrossed bill, page 24, line 8, after "VISITS," insert "PREVENTATIVE MEDICINE VISITS,". Page 24, line 10, after "CARE." insert "MONEY EXPENDED FROM THE FUND FOR THE PURPOSES OF INCREASING ACCESS TO PRIMARY CARE THROUGH RATE ENHANCEMENTS SUPPLEMENTS AND DOES NOT SUPPLANT GENERAL FUND APPROPRIATIONS FOR THAT PURPOSE." Page 33, line 14, strike "24-75-1104.5 (1.5) (a) (I)," and substitute "24-75-1104.5 (1.7) (c),".</div>
Appropriations	After consideration on the merits, the Committee recommends that HB16-1411 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. <div>Amend reengrossed bill, page 3, line 10, after "to" insert "repeal the supportive residential community for individuals who are homeless that is operated at the Fort Lyon property, but prior to the repeal, to". Page 3, line 13, strike "repealed by" and substitute "continued through". Page 3, line 22, after "24-32-724," insert "amend (2) (b) (I);". Page 4, strike lines 3 through 5 and substitute: "(2) (b) (I) The division of housing shall enter into a contract with a private contractor to establish the residential community AND OPERATE IT UNTIL JUNE 30, 2019. The contractor selected by the division must be experienced in providing statewide integrated housing, health care, and supportive service programs for homeless individuals. (3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2019.".</div>

Page 1, line 104, after "PROGRAM;" insert "REPEALING THE PROGRAM ON JULY 1, 2019;".

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Appropriations	After consideration on the merits, the Committee recommends that HB16-1418 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	5
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1415 be referred to the Committee of the Whole with favorable recommendation.	10
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1406 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	14
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1410 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	19
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1413 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	24
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1414 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	29
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	Amend reengrossed bill, page 5, after line 21 insert:	34
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	"(b.5) WITH RESPECT TO A PREPAID WIRELESS PHONE, A REQUIREMENT THAT THE VOICE SERVICE PROVIDER IMPOSE UPON AND COLLECT FROM THE PURCHASER A ONE-TIME SURCHARGE AT THE POINT OF SALE;".	36
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	Page 9, strike line 12 and substitute "September 1, 2016, and applies to surcharges assessed on or after said date; except that section 8 of the bill takes effect on July 1, 2016.".	41
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1405 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	46
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	Amend reengrossed bill, page 90, line 2, in the ITEM & SUBTOTAL column strike "2,138,056" and substitute "2,088,056" and in the GENERAL FUND column strike "627,274" and substitute "577,274".	51
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	Page 90, line 3, in the GENERAL FUND column strike "(1.0 FTE)".	55
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	Adjust affected totals accordingly.	57
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	Page 132, lines 14 and 15, strike "services, which will remain flat from FY 2015-16 to FY 2016-17 contracts," and substitute "services".	59
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	Page 216, line 4, in the ITEM & SUBTOTAL column strike "2,800,000" and substitute "2,250,000" and in the CASH FUNDS column strike "2,800,000" and substitute "2,250,000".	62
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	Adjust affected totals accordingly.	66
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	Page 378, strike lines 5 through 7.	68
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Page 378, line 8, in the CASH FUNDS column strike "700,000^b" and substitute "700,000^a".

Page 378, line 10, in the CASH FUNDS column strike "200,000^c" and substitute "200,000^b".

Adjust affected totals accordingly.

Page 378, strike lines 14 and 15.

Page 379, line 1, strike "^b" and substitute "^a".

Page 379, line 2 strike "^c" and substitute "^b".

MESSAGE FROM THE HOUSE

April 4, 2016

Mr. President:

The House has voted not to concur in the Senate amendments to HB16-1183 and requests that a conference committee be appointed. The Speaker has appointed Representatives Buckner, chairman, Primavera, and Brown as House conferees on the First Conference Committee on HB16-1183. The bill is transmitted herewith.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

HB16-1396

by Representative(s) Lebsock; also Senator(s) Hodge--Concerning changing outdated references to aliens in the Colorado Revised Statutes with respect to Colorado programs. State, Veterans, & Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1011, 1030, 1066, 1073, 1090, 1094, 1098, 1103, 1106, 1145, 1149, 1152, 1157, 1163, 1168, 1169, 1170, 1176, 1182, 1184, 1188, 1189, 1190, 1192, 1193, 1229, 1236, 1247, 1269, 1272.

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

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

84th Legislative Day Tuesday, April 5, 2016

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

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

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Neville.

Reading of Journal On motion of Senator Holbert, reading of the Journal of Monday, April 4, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SJR16-028.
Correctly Engrossed: SB16-147; SM16-001; SJR16-025 and 028.
Correctly Revised: HB16-1035 and 1153; HJR16-1011.

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:

HB16-1153 by Representative(s) Melton; also Senator(s) Cooke--Concerning the annual date by which the general assembly receives a report regarding outcomes of decisions made by the state board of parole.

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.

HB16-1035 by Representative(s) Leonard; also Senator(s) Scott--Concerning the scope of statutes making the issuance of securities by a public utility conditional on approval by the Colorado public utilities commission, and, in connection therewith, clarifying that the approval requirement applies only to electric and gas utilities.

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**.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB16-147 by Senator(s) Newell and Martinez Humenik, Aguilar, Cooke, Crowder, Donovan, Garcia, Guzman, Heath, Hill, Hodge, Jahn, Johnston, Kefalas, Kerr, Merrifield, Roberts, Steadman, Todd, Ulibarri; also Representative(s) Pettersen, Esgar, Landgraf, Primavera, Tyler--
Concerning creating the Colorado suicide prevention plan to reduce death by suicide in the Colorado health care system.

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	N	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	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: Cadman, Carroll, Jones, Lundberg, and Scheffel.

Upon request of Majority Leader Scheffel, **SB16-142** and **SB16-067** were removed from the General Orders--Second Reading of Bills Consent Calendar of Tuesday, April 5 and were placed at the end of the General Orders--Second Reading of Bills Calendar of Tuesday, April 5.

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--Consent Calendar, and Senator Holbert was called to act as Chair.

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

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

HB16-1327 by Representative(s) Ginal, McCann; also Senator(s) Grantham--Concerning the Colorado dental board's authority to promulgate rules implementing financial responsibility requirements for dental care providers.

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

SB16-165 by Senator(s) Grantham; also Representative(s) Young--Concerning the requirements for an insurance company to be deemed to maintain a home office or regional home office in this state for purposes of the tax on insurance premiums collected by the insurance company.

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

HB16-1159 by Representative(s) Lee, Court, Foote, Kagan; also Senator(s) Holbert--Concerning continuation under the sunset law of the Colorado fraud investigators unit.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, March 11, page(s) 399, and placed in members' bill files.)

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

HB16-1158 by Representative(s) Lee; also Senator(s) Holbert--Concerning continuation under the sunset law of the identity theft and financial fraud board.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, March 11, page(s) 399, and placed in members' bill files.)

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

HB16-1070 by Representative(s) Neville P.; also Senator(s) Neville T.--Concerning a signature verification requirement for municipal mail ballot elections, and, in connection therewith, making an appropriation.

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

HB16-1155 by Representative(s) Saine and Mitsch Bush, Humphrey, Buck, Priola, Melton, Coram, Becker J., Nordberg; also Senator(s) Sonnenberg, Marble--Concerning authorization for a county to designate a four-lane controlled-access highway that is located in the county as a primary road of the county highway system, and, in connection therewith, specifying the jurisdiction, control, and duties of the county and of a municipality through which the highway passes with respect to such a highway.

Ordered revised 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	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: SB16-165, HB16-1327, HB16-1159 as amended, HB16-1158 as amended, HB16-1070, HB16-1155.

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.

Laid over until Monday, April 11, retaining its place on the calendar.

SB16-164 by Senator(s) Cooke; --Concerning clarification that a private probation supervision provider can file legal process against a probationer under his or her supervision.

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

SB16-144 by Senator(s) Cooke; also Representative(s) Sias--Concerning allowing certain military personnel who are less than twenty-one years of age to obtain a permit to carry a concealed handgun.

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

SB16-158 by Senator(s) Lundberg; also Representative(s) Primavera--Concerning the ability of a physician assistant to perform functions delegated by a physician that are within the physician assistant's scope of practice.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 574, and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Lundberg.

Amend printed bill, page 10, line 9, strike "SCHEDULE II".

Page 11, line 14, strike "SCHEDULE II".

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

HB16-1063 by Representative(s) Foote and Duran; also Senator(s) Scheffel and Cadman--Concerning an exception to the prohibition against disclosing confidential communications with a mental health professional when school safety is at risk.

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

HB16-1141 by Representative(s) Becker K. and Coram; also Senator(s) Jahn and Roberts--Concerning the protection of Colorado residents from the hazards associated with naturally occurring radioactive materials in buildings, and in connection therewith, making an appropriation.

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

SB16-167 by Senator(s) Grantham, Lambert, Steadman; also Representative(s) Rankin, Hamner, Young--Concerning a reduction in the severance tax operational fund reserve for the 2016-17 fiscal year.

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

HB16-1352 by Representative(s) Hamner, Young, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning the appropriation of moneys from the state museum cash fund for the benefit of facilities owned and operated by the state historical society, and, in connection therewith, making an appropriation.

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

HB16-1350 by Representative(s) Young, Hamner, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning the department of higher education's authority to make transfers relating to a governing board's fee-for-service contracts for specialty education.

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

SB16-065 by Senator(s) Steadman, Aguilar, Jahn, Merrifield, Ulibarri; --Concerning criminal restitution.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, February 18, page(s) 214-215, and placed in members' bill files.)

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

SB16-061 by Senator(s) Cooke and Sonnenberg; --Concerning the protection of electric utility ratepayers from the increased costs associated with implementation of requirements to regulate carbon dioxide emissions from existing fossil-fuel-fired electric generating units.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, March 11, page(s) 402, and placed in members' bill files.)Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 1, page(s) 589-590, and placed in members' bill files.)

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

SB16-148	by Senator(s) Hill, Baumgardner, Hodge, Holbert, Jahn, Lambert, Newell; also Representative(s) Moreno and Lundeen, Arndt, Lawrence, Pabon, Priola--Concerning requiring students to correctly answer a portion of the civics questions on the United States naturalization test as part of the existing state requirement for high school students to satisfactorily complete a course on civil government before graduating from high school.	1 2 3 4 5 6
	<u>Amendment No. 1, Education Committee Amendment.</u> (Printed in Senate Journal, April 1, page(s) 590-591, and placed in members' bill files.)	7 8 9
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	10 11 12
	(For further action, see amendments to the report of the Committee of the Whole.)	13 14 15
	<hr/>	16 17
	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 (SB16-142, SB16-067, SB16-169, SB16-113) of Tuesday, April 5, was laid over until Wednesday, April 6, retaining its place on the calendar.	18 19 20 21 22
	<hr/>	23 24 25
	AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE	26 27 28
SB16-148	by Senator(s) Hill, Baumgardner, Hodge, Holbert, Jahn, Lambert, Newell; also Representative(s) Moreno and Lundeen, Arndt, Lawrence, Pabon, Priola--Concerning requiring students to correctly answer a portion of the civics questions on the United States naturalization test as part of the existing state requirement for high school students to satisfactorily complete a course on civil government before graduating from high school.	29 30 31 32 33 34
	Senator Merrifield moved to amend the Report of the Committee of the Whole to show that the following Merrifield floor amendment, (L.026) to SB16-148, did pass.	35 36 37
	Amend printed bill, page 3, line 27, after "GRADE," insert "ATTEMPT TO".	38 39 40
	Page 4, line 11, strike "UNTIL" and substitute "TO PROVIDE".	41 42
	Page 4, line 12, strike "CORRECTLY ANSWERS" and substitute "OPPORTUNITY TO CORRECTLY ANSWER" and strike "WHEN" and substitute "If".	43 44 45 46
	Page 4, strike lines 18 through 27.	47 48
	Page 5, strike lines 1 through 7.	49 50
	Reletter succeeding paragraphs accordingly.	51 52
	Page 5, after line 23 insert:	53 54
	"(d) NOTWITHSTANDING ANY PROVISION OF SECTION 22-7-1006.3 TO THE CONTRARY, THE CIVICS PORTION OF THE NATURALIZATION TEST ADMINISTERED PURSUANT TO THIS SUBSECTION (3.5) IS THE ONLY STATE-REQUIRED ASSESSMENT THAT A SCHOOL DISTRICT, CHARTER SCHOOL, OR PUBLIC SCHOOL OPERATED BY A BOARD OF COOPERATIVE SERVICES MAY ADMINISTER TO STUDENTS ENROLLED IN NINTH GRADE."	55 56 57 58 59 60 61 62
	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:	63 64 65 66 67 68

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

Senator Kerr moved to amend the Report of the Committee of the Whole to show that the following Kerr floor amendment, (L.025) to SB16-148, did pass.

Amend printed bill, page 4, line 24, strike "AND".

Page 5, line 7, strike "PRINCIPAL." and substitute "PRINCIPAL; AND
(III) A PARENT OR LEGAL GUARDIAN MAY CHOOSE TO EXEMPT HIS
OR HER STUDENT FROM PARTICIPATING IN THE CIVICS PORTION OF THE
NATURALIZATION TEST AN

D FROM THE REQUIREMENT THAT THE STUDENT CORRECTLY ANSWER AT LEAST
SIXTY OF THE QUESTIONS ON THE CIVICS PORTION OF THE NATURALIZATION TEST
AS A CONDITION OF HIGH SCHOOL GRADUATION. IF A PARENT OR LEGAL GUARDIAN
EXCUSES HIS OR HER STUDENT FROM PARTICIPATING IN THE TEST OR MEETING THE
GRADUATION REQUIREMENT, A SCHOOL DISTRICT, CHARTER SCHOOL, OR PUBLIC
SCHOOL SHALL NOT IMPOSE NEGATIVE CONSEQUENCES, INCLUDING PROHIBITING
SCHOOL ATTENDANCE, IMPOSING AN UNEXCUSED ABSENCE, OR PROHIBITING
PARTICIPATION IN EXTRACURRICULAR ACTIVITIES, ON THE STUDENT OR ON THE
PARENT OR LEGAL GUARDIAN. A SCHOOL DISTRICT, CHARTER SCHOOL, OR PUBLIC
SCHOOL SHALL NOT IMPOSE AN UNREASONABLE BURDEN OR REQUIREMENT ON A
STUDENT THAT WOULD DISCOURAGE THE STUDENT FROM TAKING THE TEST OR
ENCOURAGE THE STUDENT'S PARENT TO EXCUSE THE STUDENT FROM TAKING THE
TEST OR MEETING THE GRADUATION REQUIREMENT."

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	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	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	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: SB16-164, SB16-144, SB16-158 as amended, SB16-167, SB16-065 as amended, SB16-061 as amended, SB16-148 as amended, HB16-1063, HB16-1141, HB16-1352, HB16-1350.
Laid over until Wednesday, April 6: SB16-142, SB16-067, SB16-169, SB16-113.
Laid over until Monday, April 11: SB16-150.

MESSAGE FROM THE HOUSE

April 5, 2016

Mr. President:

The House has voted not to concur in the Senate amendments to HB16-1231 and requests that a conference committee be appointed. The Speaker has appointed Representatives Lebsock, chairman, Becker, K, and Becker, J. as House conferees on the First Conference Committee on HB16-1231. The bill is transmitted herewith.

The House has voted to concur in the Senate amendments to HB16-1088, HB16-1306 and has re-passed the bills as so amended.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB16-1422, amended as printed in House Journal, April 4, and amended on Third Reading as printed in House Journal, April 5.

The House has postponed indefinitely SB16-070, SB16-074. The bills are returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

April 5, 2016

We herewith transmit:

Without comment, as amended, HB16-1422.

APPOINTMENTS TO CONFERENCE COMMITTEES

The President appointed Senators Crowder, Chair, Lundberg, and Newell as Senate conferees on the first conference committee on [HB16-1183](#).

The President appointed Senators Baumgardner, Chair, Lundberg, and Carroll as Senate conferees on the first conference committee on [HB16-1231](#).

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

HB16-1422 by Representative(s) Hamner and Rankin; also Senator(s) Lambert and Steadman--
Concerning financing public schools, and, in connection therewith, making an
appropriation.
Education
Appropriations

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

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

MEMBERS OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2016:

Debra Kay Bailey of Grand Junction, Colorado, to serve as a Republican from the Third
Congressional District, and occasioned by the resignation of Robert H. Spuhler of
Glenwood Springs, Colorado, appointed;

for a term expiring July 1, 2018:

Steven Michael Grund of Littleton, Colorado, to serve as a Republican from the Sixth
Congressional District, and occasioned by the resignation of Bobbie Mecalo Sampson
of Aurora, Colorado, appointed;

for a term expiring July 1, 2019:

Julie Anne Cozad of Milliken, Colorado, to serve as a Republican from the Fourth
Congressional District, appointed;

or a term expiring when she is no longer a legislator:

Representative Jessica Signa Danielson of Wheat Ridge, Colorado, to serve as a
Democrat, appointed;

for a term expiring when she is no longer a legislator:

Senator Nancy Todd of Aurora, Colorado, to serve as a representative of the Colorado
State Senate, and occasioned by the resignation of Senator Lucia Guzman of Denver,
Colorado, 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		

Senate in recess.Senate reconvened.

MEMBERS OF THE
COLORADO TRAUMATIC BRAIN INJURY TRUST FUND BOARD

for terms expiring on June 30, 2018:

Sena Harjo of Lakewood, Colorado, reappointed;

William John Wosilius of Littleton, Colorado, appointed;

Theresa Marie Chase, MA, ND, RN, of Grand Junction, Colorado, 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
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for a term expiring November 1, 2018:

Rosemarie E. DelMonte of Aurora, Colorado, a Democrat from the 6th Congressional District, appointed;

for terms expiring November 1, 2019:

Rebecca Ann Brooks of Denver, Colorado, a Democrat from the 1st Congressional District, and a member with substantial experience in agriculture or in the activities of 4-H clubs, appointed;

Ronny Raymond Farmer of Lamar, Colorado, a Republican from the 4th Congressional District, and a member who is a certified public accountant, 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
STATE BOARD OF STOCK INSPECTION COMMISSIONERS

for terms expiring May 1, 2019:

Kory Allen Kessinger of Akron, Colorado, to serve as a representative of the
confinement cattle industry, appointed;

David H. Mendenhall of Rocky Ford, Colorado, to serve as a representative of the
non-confinement cattle industry, 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
STATE AGRICULTURAL COMMISSION

for terms expiring March 1, 2019:

Joanne Marilyn Stanko, Steamboat Springs, Colorado, to serve as a Democrat and
at-large member, reappointed;

Alvin Kunugi of Blanca, Colorado, to serve as a Democrat and at-large member,
reappointed;

Segundo S. Diaz of Alamosa, Colorado, to serve as an Unaffiliated and Agricultural
District Three member, reappointed;

Brant A. Harrison of Palisade, Colorado, to serve as a Republican from the Fourth
Agricultural District, appointed;

Susan Kay Petrocco of Brighton, Colorado, to serve as a Democrat from the First
Agricultural District, 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		

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate
having voted in the affirmative, the Consideration of Governor's Appointment Calendar
(Member of the Board of Governors of the Colorado State University System) of Tuesday,
April 5 was laid over until Monday, April 11, retaining its place on the calendar.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday,
April 6, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

85th Legislative DayWednesday, April 6, 2016

Prayer By the chaplain, Rabbi Eliot Baskin, Jewish Family Services of Colorado, Denver.

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

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Neville.

Reading of Journal On motion of Senator Holbert, reading of the Journal of Tuesday, April 5, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SB16-061, 065, 144, 148, 158, 164, 165, and 167.

Correctly Reengrossed: SB16-147.

Correctly Revised: HB16-1063, 1070, 1141, 1155, 1158, 1159, 1327, 1350, and 1352.

Correctly Rerevised: HB16-1035 and 1153.

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:

HB16-1327 by Representative(s) Ginal, McCann; also Senator(s) Grantham--Concerning the Colorado dental board's authority to promulgate rules implementing financial responsibility requirements for dental care providers.

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, Heath, Jahn, Johnston, Jones, Kefalas, Merrifield, Newell, Scott, Todd, and Woods.

SB16-165 by Senator(s) Grantham; also Representative(s) Young--Concerning the requirements for an insurance company to be deemed to maintain a home office or regional home office in this state for purposes of the tax on insurance premiums collected by the insurance company.

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: Cooke, Heath, Lundberg, Neville T., Scott, and Woods.

HB16-1159 by Representative(s) Lee, Court, Foote, Kagan; also Senator(s) Holbert--Concerning continuation under the sunset law of the Colorado fraud investigators unit.

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, Heath, Jahn, and Todd.

HB16-1158 by Representative(s) Lee; also Senator(s) Holbert--Concerning continuation under the sunset law of the identity theft and financial fraud board.

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: Heath.

HB16-1070 by Representative(s) Neville P.; also Senator(s) Neville T.--Concerning a signature verification requirement for municipal mail ballot elections, and, in connection therewith, 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: Baumgardner, Cooke, Crowder, Grantham, Kefalas, Lambert, Scott, and Tate.

HB16-1155 by Representative(s) Saine and Mitsch Bush, Humphrey, Buck, Priola, Melton, Coram, Becker J., Nordberg; also Senator(s) Sonnenberg, Marble--Concerning authorization for a county to designate a four-lane controlled-access highway that is located in the county as a primary road of the county highway system, and, in connection therewith, specifying the jurisdiction, control, and duties of the county and of a municipality through which the highway passes with respect to such a highway.

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, Heath, Scott, Todd, 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:

SB16-164 by Senator(s) Cooke; also Representative(s) Lee--Concerning clarification that a private probation supervision provider can file legal process against a probationer under his or her supervision.

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	N	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	N	Merrifield	Y	Todd	N
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Lambert, Lundberg, Marble, Neville T., and Woods.

SB16-144 by Senator(s) Cooke; also Representative(s) Sias--Concerning allowing certain military personnel who are less than twenty-one years of age to obtain a permit to carry a concealed handgun.

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

YES	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	Todd	N
Donovan	N	Johnston	Y	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Cadman, Crowder, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Neville T., Roberts, Scheffel, Scott, Sonnenberg, and Woods.

SB16-158 by Senator(s) Lundberg; also Representative(s) Primavera--Concerning the ability of a physician assistant to perform functions delegated by a physician that are within the physician assistant's scope of practice.

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, Cadman, Carroll, Cooke, Crowder, Garcia, Grantham, Heath, Hill, Holbert, Jahn, Kefalas, Kerr, Lambert, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Tate, Todd, and Woods.

HB16-1063 by Representative(s) Foote and Duran; also Senator(s) Scheffel and Cadman--Concerning an exception to the prohibition against disclosing confidential communications with a mental health professional when school safety is at risk.

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

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
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: Aguilar, Carroll, Crowder, Donovan, Garcia, Guzman, Heath, Hodge, Johnston, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Roberts, Tate, and Todd.

HB16-1141 by Representative(s) Becker K. and Coram; also Senator(s) Jahn and Roberts--Concerning the protection of Colorado residents from the hazards associated with naturally occurring radioactive materials in buildings, and in connection therewith, making an appropriation.

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	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	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: Guzman, Heath, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, and Todd.

SB16-167by Senator(s) Grantham, Lambert, Steadman; also Representative(s) Rankin, Hamner, Young--Concerning a reduction in the severance tax operational fund reserve for the 2016-17 fiscal year.

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	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	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.	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.

HB16-1352by Representative(s) Hamner, Young, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning the appropriation of moneys from the state museum cash fund for the benefit of facilities owned and operated by the state historical society, 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	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	N	Holbert	Y	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	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: Donovan, Heath, Hill, Hodge, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Roberts, and Todd.

HB16-1350by Representative(s) Young, Hamner, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning the department of higher education's authority to make transfers relating to a governing board's fee-for-service contracts for specialty education.

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, Heath, Merrifield, Newell, and Todd.

SB16-065 by Senator(s) Steadman, Aguilar, Jahn, Merrifield, Ulibarri; also Representative(s) Lee-- Concerning criminal restitution.

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	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
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	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: Guzman, Heath, Johnston, Kefalas, Kerr, Newell, and Todd.

RECONSIDERATION OF HB16-1352

HB16-1352 by Representative(s) Hamner, Young, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning the appropriation of moneys from the state museum cash fund for the benefit of facilities owned and operated by the state historical society, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB16-1352.

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

HB16-1352 by Representative(s) Hamner, Young, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning the appropriation of moneys from the state museum cash fund for the benefit of facilities owned and operated by the state historical society, 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	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	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.	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**.

SB16-061

by Senator(s) Cooke and Sonnenberg; also Representative(s) Dore--Concerning the protection of electric utility ratepayers from the increased costs associated with implementation of requirements to regulate carbon dioxide emissions from existing fossil-fuel-fired electric generating units, and, in connection therewith, making an appropriation.

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

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Co-sponsor(s) added: Baumgardner, Cadman, Crowder, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Neville T., Scheffel, Scott, and Woods.

SB16-148

by Senator(s) Hill, Baumgardner, Hodge, Holbert, Jahn, Lambert, Newell; also Representative(s) Moreno and Lundeen, Arndt, Lawrence, Pabon, Priola--Concerning requiring students to correctly answer a portion of the civics questions on the United States naturalization test as part of the existing state requirement for high school students to satisfactorily complete a course on civil government before graduating from high school.

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

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	N	Hodge	Y	Marble	N	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	N	Tate	N
Crowder	Y	Jahn	Y	Merrifield	N	Todd	N
Donovan	N	Johnston	Y	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	N	Roberts	N	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Upon request of Majority Leader Scheffel, **HB16-1417** was removed from the General Orders--Second Reading of Bills Consent Calendar of Wednesday, April 6 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Wednesday, April 6.

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

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

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

HB16-1409 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning the transfer of forty-two million eight hundred thousand dollars on June 30, 2016, from the unclaimed property trust fund for state programs.

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

HB16-1418 by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning a transfer from the marijuana tax cash fund to the general fund.

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

HB16-1406 by Representative(s) Young, Hamner, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning department of corrections reimbursements of expenses of county coroners, and, in connection therewith, making an appropriation.

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

HB16-1410 by Representative(s) Young, Hamner, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning matters related to the location where a competency evaluation is conducted, and, in connection therewith, making and reducing appropriations.

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

HB16-1413 by Representative(s) Rankin, Hamner, Young; also Senator(s) Grantham, Lambert, Steadman--Concerning the financing of the water pollution control program, and, in connection therewith, making an appropriation.

Ordered revised 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 Steadman, 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: HB16-1409, HB16-1418, HB16-1406, HB16-1410, HB16-1413.

Senate in recess.

Senate reconvened.

MESSAGE FROM THE GOVERNOR

April 5, 2016

Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

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

SB16-012: CONCERNING THE AUTHORITY OF A LOCAL ASSESSOR TO GRANT ADDITIONAL TIME FOR A LANDOWNER TO RECONSTRUCT RESIDENTIAL IMPROVEMENTS THAT WERE DESTROYED BY A NATURAL CAUSE.

Approved April 5, 2016, at 2:48 p.m.

SB16-094: CONCERNING THE SHARED COSTS OF A DISTRICT PUBLIC HEALTH AGENCY BY THE COUNTIES IN THE DISTRICT.

Approved April 5, 2016, at 2:51 p.m.

SB16-127: CONCERNING THE REPEAL OF THE "MEDICAL CLEAN CLAIMS TRANSPARENCY AND UNIFORMITY ACT".

Approved April 5, 2016, at 2:56 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SM16-001; SJR16-002 and 020.

Call of the Senate. Call raised.

COMMITTEE OF REFERENCE REPORTS

Education The Committee on Education has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

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

effective December 31, 2015, for a term expiring December 31, 2019:

Demetri E. "Rico" Munn of Denver, Colorado, to serve as a Democrat, reappointed.

Education The Committee on Education has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

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

effective December 31, 2015, for a term expiring December 31, 2019:

William Eugene Mosher of Denver, Colorado, to serve as a Democrat, reappointed.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

HB16-1419 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a reduction in the amount of the general fund reserve required for the fiscal year 2015-16.

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

HB16-1407 by Representative(s) Young, Hamner, Rankin; also Senator(s) Steadman, Grantham, Lambert--Concerning the continuation of the medicaid payment reform and innovation pilot program, and, in connection therewith, changing the time frames, eliminating the repeal date of the pilot program, enhancing the reporting requirements of the department of health care policy and financing, and making an appropriation.

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

HB16-1408	by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning the allocation of cash fund revenues to health-related programs, and, in connection therewith, modifying and streamlining the allocation of tobacco litigation settlement moneys by replacing the current two-tier allocation system that includes both percentage-based and fixed amount allocations of settlement moneys with a single set of exclusively percentage-based allocations and replacing settlement moneys funding for specified programs with marijuana tax cash fund funding; allocating additional settlement moneys to the university of Colorado health sciences center for cancer research only; transferring a specified amount from the children's basic health plan trust to a newly created primary care access fund on July 1, 2016; and making and reducing appropriations.	1 2 3 4 5 6 7 8 9 10 11
	<u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, April 4, page(s) 616, and placed in members' bill files.)	12 13 14
	<u>Amendment No. 2(L.005), by Senator Steadman.</u>	15 16
	Amend reengrossed bill, page 23, line 24, strike " access " and substitute " provider sustainability ".	17 18 19
	Page 23, line 25, strike "ACCESS" and substitute "PROVIDER SUSTAINABILITY".	20 21 22
	Page 24, line 8, after "VISITS," insert "COUNSELING AND HEALTH RISK ASSESSMENTS,".	23 24 25
	Page 26, line 14, strike "ACCESS" and substitute "PROVIDER SUSTAINABILITY".	26 27 28
	Page 35, line 12, strike "\$20,642,163" and substitute "\$20,556,859".	29 30
	Page 35, line 14, strike "access" and substitute "provider sustainability".	31 32
	Page 35, line 15, strike "\$642,163" and substitute "\$556,859".	33 34
	Page 35, line 20, strike "\$44,563,019" and substitute "\$35,137,377".	35 36
	Page 2, line 102, strike "ACCESS" and substitute " PROVIDER SUSTAINABILITY ".	37 38 39
	<u>Amendment No. 3(L.004), by Senator Steadman.</u>	40 41 42
	Amend reengrossed bill, page 6, line 20, after "FUND." insert "ANY UNEXPENDED AND UNENCUMBERED MONEY IN THE FUND AT THE END OF ANY FISCAL YEAR REMAINS IN THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANY OTHER FUND.".	43 44 45 46 47
	Page 15, lines 4 and 5, strike " revenue in tobacco litigation settlement funds " and substitute " tobacco litigation settlement moneys ".	48 49 50
	Page 19, strike lines 9 through 16.	51 52
	Renumber succeeding sections accordingly.	53 54
	Page 21, line 1, strike " Any ".	55 56
	Page 21, strike lines 2 through 5 and substitute: "Any unexpended or unencumbered money remaining in the fund at the end of any fiscal year commencing on or after July 1, 2014, remains in the fund and shall not be credited or transferred to the general fund or any other fund.".	57 58 59 60 61
	Page 22, line 27, strike "account.".	62 63
	Page 23, strike line 1 and substitute "account and shall not be transferred to the general fund or any other fund. Any ".	64 65 66
	Page 24, line 5, after "FUND." insert "ANY UNEXPENDED AND UNENCUMBERED MONEY IN THE FUND AT THE END OF ANY FISCAL YEAR REMAINS IN THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO	67 68 69

THE GENERAL FUND OR ANY OTHER FUND."

Page 24, lines 23 and 24, strike "the fund shall remain therein and shall not be credited or transferred to the general fund or any other fund REMAIN IN THE FUND." and substitute "the fund shall remain therein and shall not be credited or transferred to the general fund or any other fund."

Page 26, line 16, after "**amend**" insert "(2) (b) and".

Page 26, strike line 20 and substitute: "(2) (b) Grants awarded pursuant to paragraph (a) of this subsection (2) are payable from the nurse home visitor program fund, which fund is hereby created in the state treasury. The nurse home visitor program fund, referred to in this section as the "fund", is administered by the state department and consists of moneys transferred thereto by the state treasurer from moneys received pursuant to the master settlement agreement in the amount described in paragraph (d) of this subsection (2). In addition, the state treasurer shall credit to the fund any public or private gifts, grants, or donations received by the state department to implement the program, including any moneys received from the United States federal government for the program. The fund is subject to annual appropriation by the general assembly to the state department for grants to entities for operation of the program. The state department may retain a total of up to five percent of the amount annually appropriated from the fund for the program, in order to compensate the health sciences facility pursuant to section 26-6.4-105 (3), as set forth in the scope of work in the agreement between the state department and the health sciences facility, and to compensate the state department for the actual costs the state department incurs in implementing the provisions of paragraph (a.5) of this subsection (2), as determined by the state department; except that the portion of the costs to compensate the state department for implementing the provisions of paragraph (a.5) of this subsection (2) shall not exceed two percent of the amount annually appropriated from the fund for the program, and the portion of such costs to compensate the health sciences facility under section 26-6.4-105 (3), as set forth in the scope of work in the contract between the state department and the health sciences facility, shall not exceed three percent of the amount annually appropriated from the fund for the program. In addition, if the total amount annually appropriated from the fund for the program exceeds nineteen million dollars, the state department and the health sciences facility shall assess whether a smaller percentage of the appropriated funds exceeding nineteen million dollars is adequate to cover their actual costs and shall jointly submit to the general assembly a report articulating their conclusions on this subject. The actual costs of the state department include state department personnel and operating costs and any necessary transfers to the department of health care policy and financing for administrative costs incurred for the medicaid program associated with the program. The actual costs of the health sciences facility include the facility's own actual program costs and those of its contractors and subcontractors. Any costs for time studies required to obtain medicaid reimbursement for the program may be paid from program funds and are not subject to the five percent limit in this section. Notwithstanding section 24-36-114, C.R.S., all interest derived from the deposit and investment of moneys in the fund shall be credited to the fund. ~~The lesser of All unexpended and unencumbered moneys in the fund at the end of any fiscal year or an amount of such moneys equal to five percent of the amount appropriated from the fund for the fiscal year remain in the fund and shall not be transferred to the general fund or any other fund. Any additional unexpended and unencumbered moneys in the fund at the end of any fiscal year shall be transferred to the tobacco litigation settlement cash fund created in section 24-22-115, C.R.S.~~

(d) (I) Pursuant to ~~section 24-75-1104.5 (1) (a)~~ SECTION 24-75-1104.5".

Page 27, lines 19 and 20, strike "fund. and shall not be transferred to the general fund or any other fund." and substitute "fund and shall not be transferred to the general fund or any other fund."

Page 29, line 6, strike "(1) (a), (1) (c)," and substitute "(1) (a)".

Page 29, strike lines 16 through 25.

Page 35, line 25, strike "13" and substitute "12".

Page 35, line 26, strike "24" and substitute "23".

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

HB16-1411 by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning the supportive residential community program operated at the Fort Lyon property, and, in connection therewith, requiring a longitudinal evaluation of the program; and making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 4, page(s) 616-617, and placed in members' bill files.)

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

HB16-1414 by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning the assessment of a monthly surcharge on customers of voice telecommunications providers to fund telecommunications relay services for telephone users with disabilities, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 4, page(s) 617, and placed in members' bill files.)

Amendment No. 2(L.011), by Senator Steadman.

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

"SECTION 1. In Colorado Revised Statutes, **add 29-11-102.7** as follows:

29-11-102.7. Imposition of telecommunications relay service surcharge on prepaid wireless - rules - definitions. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "CONSUMER" MEANS A PERSON WHO PURCHASES PREPAID WIRELESS TELECOMMUNICATIONS SERVICE IN A RETAIL TRANSACTION.

(b) "DEPARTMENT" MEANS THE DEPARTMENT OF REVENUE.

(c) "PREPAID WIRELESS TRS CHARGE" MEANS THE CHARGE THAT IS REQUIRED TO BE COLLECTED BY A SELLER FROM A CONSUMER UNDER SUBSECTION (2) OF THIS SECTION.

(d) "PROVIDER" MEANS A PERSON THAT PROVIDES PREPAID WIRELESS TELECOMMUNICATIONS SERVICE.

(e) "RETAIL TRANSACTION" MEANS THE PURCHASE OF PREPAID WIRELESS TELECOMMUNICATIONS SERVICE FROM A SELLER FOR ANY PURPOSE OTHER THAN RESALE.

(f) "SELLER" MEANS A PERSON WHO SELLS PREPAID WIRELESS TELECOMMUNICATIONS SERVICE TO ANOTHER PERSON.

(g) "TRS CHARGE" MEANS A TELECOMMUNICATIONS RELAY SERVICE SURCHARGE IMPOSED PURSUANT TO SECTION 40-17-103 (3) (b.5), C.R.S.

(2) (a) A PREPAID WIRELESS TRS CHARGE OF ONE-TENTH OF ONE PERCENT OF THE PRICE OF THE RETAIL TRANSACTION IS HEREBY IMPOSED ON EACH RETAIL TRANSACTION.

(b) (I) ALONG WITH THE PREPAID WIRELESS E911 CHARGE, AS DEFINED IN SECTION 29-11-102.5 (1) (c) AND COLLECTED UNDER SECTION 29-11-102.5 (2), THE SELLER SHALL COLLECT THE PREPAID WIRELESS TRS CHARGE FROM THE CONSUMER ON EACH RETAIL TRANSACTION OCCURRING IN THIS STATE. THE AMOUNT OF THE PREPAID WIRELESS TRS CHARGE SHALL BE EITHER DISCLOSED TO THE CONSUMER OR SEPARATELY STATED ON AN INVOICE, RECEIPT, OR OTHER SIMILAR DOCUMENT THE SELLER PROVIDES TO THE CONSUMER. THE AMOUNT OF THE PREPAID WIRELESS TRS CHARGE AND THE AMOUNT OF THE PREPAID WIRELESS E911 CHARGE MAY BE STATED ON AN INVOICE, RECEIPT, OR OTHER

DOCUMENTATION TOGETHER AS A SINGLE LINE ITEM AND AS A SINGLE CHARGE. A SELLER SHALL ELECT TO EITHER DISCLOSE OR SEPARATELY STATE THE CHARGE AND SHALL NOT CHANGE THE ELECTION WITHOUT THE WRITTEN CONSENT OF THE DEPARTMENT.

(II) FOR PURPOSES OF THIS PARAGRAPH (b), A RETAIL TRANSACTION OCCURS IN COLORADO IF ONE OF THE CIRCUMSTANCES SET FORTH IN SECTION 29-11-102.5 (2) (b) (II) IS MET.

(c) THE PREPAID WIRELESS TRS CHARGE IS THE LIABILITY OF THE CONSUMER AND NOT OF THE SELLER OR OF ANY PROVIDER; EXCEPT THAT THE SELLER SHALL BE LIABLE TO REMIT ALL PREPAID WIRELESS TRS CHARGES THAT THE SELLER COLLECTS FROM CONSUMERS AS PROVIDED IN SUBSECTION (3) OF THIS SECTION. THE SELLER IS DEEMED TO HAVE COLLECTED THE CHARGE NOTWITHSTANDING THAT THE AMOUNT OF THE CHARGE HAS NEITHER BEEN SEPARATELY DISCLOSED NOR STATED ON AN INVOICE, RECEIPT, OR OTHER SIMILAR DOCUMENT THE SELLER PROVIDES TO THE CONSUMER.

(d) THE AMOUNT OF THE PREPAID WIRELESS TRS CHARGE THAT IS COLLECTED BY A SELLER FROM A CONSUMER SHALL NOT BE INCLUDED IN THE BASE FOR MEASURING ANY TAX, FEE, SURCHARGE, OR OTHER CHARGE THAT IS IMPOSED BY THIS STATE, ANY POLITICAL SUBDIVISION OF THIS STATE, OR ANY INTERGOVERNMENTAL AGENCY.

(3) (a) THE SELLER SHALL REMIT ANY COLLECTED PREPAID WIRELESS TRS CHARGES TO THE DEPARTMENT AT THE TIMES AND IN THE MANNER PROVIDED IN PART 1 OF ARTICLE 26 OF TITLE 39, C.R.S. THE DEPARTMENT SHALL ESTABLISH, BY RULE, REGISTRATION AND PAYMENT PROCEDURES THAT SUBSTANTIALLY COINCIDE WITH THE REGISTRATION AND PAYMENT PROCEDURES THAT APPLY UNDER PART 1 OF ARTICLE 26 OF TITLE 39, C.R.S. A SELLER MAY REMIT PREPAID WIRELESS TRS CHARGES AND PREPAID WIRELESS E911 CHARGES, AS DEFINED IN SECTION 29-11-102.5 (1) (c), TOGETHER TO THE DEPARTMENT OF REVENUE AS A SINGLE REMITTANCE. A SELLER IS SUBJECT TO THE PENALTIES UNDER PART 1 OF ARTICLE 26 OF TITLE 39, C.R.S., FOR FAILURE TO COLLECT OR REMIT A PREPAID WIRELESS TRS CHARGE IN ACCORDANCE WITH THIS SECTION.

(b) EFFECTIVE SEPTEMBER 1, 2016, A SELLER MAY DEDUCT AND RETAIN THREE AND THREE-TENTHS PERCENT OF THE PREPAID WIRELESS TRS CHARGES THAT ARE COLLECTED BY THE SELLER FROM CONSUMERS.

(c) THE AUDIT AND APPEAL PROCEDURES APPLICABLE TO THE STATE SALES TAX UNDER PART 1 OF ARTICLE 26 OF TITLE 39, C.R.S., SHALL APPLY TO PREPAID WIRELESS TRS CHARGES.

(d) THE DEPARTMENT SHALL ESTABLISH PROCEDURES BY WHICH A SELLER MAY DOCUMENT THAT A TRANSACTION IS NOT A RETAIL TRANSACTION, WHICH PROCEDURES SHALL SUBSTANTIALLY COINCIDE WITH THE PROCEDURES FOR DOCUMENTING THAT A SALE WAS WHOLESALE FOR PURPOSES OF THE SALES TAX UNDER PART 1 OF ARTICLE 26 OF TITLE 39, C.R.S.

(4) THE DEPARTMENT SHALL TRANSMIT THE MONEY COLLECTED PURSUANT TO THIS SECTION TO THE STATE TREASURER WHO SHALL CREDIT THE MONEY TO THE COLORADO TELEPHONE USERS WITH DISABILITIES FUND CREATED IN SECTION 40-17-104 (1), C.R.S.

(5) THE PREPAID WIRELESS TRS CHARGE IMPOSED BY THIS SECTION IS THE ONLY DIRECT TELECOMMUNICATIONS RELAY SERVICE FUNDING OBLIGATION IMPOSED WITH RESPECT TO PREPAID WIRELESS TELECOMMUNICATIONS SERVICE IN THIS STATE. NO TAX, FEE, SURCHARGE, OR OTHER CHARGE TO FUND TELECOMMUNICATIONS RELAY SERVICE SHALL BE IMPOSED BY THIS STATE, ANY POLITICAL SUBDIVISION OF THIS STATE, OR ANY INTERGOVERNMENTAL AGENCY UPON A PROVIDER, SELLER, OR CONSUMER WITH RESPECT TO THE SALE, PURCHASE, USE, OR PROVISION OF PREPAID WIRELESS TELECOMMUNICATIONS SERVICE."

Renumber succeeding sections accordingly.

Page 5 of the bill, line 14, strike "AND".

Page 5 of the bill, line 18, strike "FUND." and substitute "FUND; AND

(E) REIMBURSE THE DEPARTMENT OF REVENUE FOR ITS ADMINISTRATIVE COSTS IN COLLECTING PREPAID WIRELESS TRS CHARGES ON PREPAID WIRELESS PHONES PURSUANT TO SECTION 29-11-102.7, C.R.S."

Amend the Appropriations Committee Report, dated April 4, 2016, page 1, strike lines 2 through 5 and substitute:

""(b.5) WITH RESPECT TO PREPAID WIRELESS SERVICE, A REQUIREMENT THAT A SELLER COLLECT A PREPAID WIRELESS TRS CHARGE FROM A CONSUMER, AS THOSE TERMS ARE DEFINED IN SECTION 29-11-102.7, C.R.S., AND REMIT THE CHARGE TO THE DEPARTMENT OF REVENUE WHICH SHALL TRANSMIT THE MONEY TO THE STATE TREASURER FOR DEPOSIT INTO THE COLORADO TELEPHONE USERS WITH DISABILITIES FUND, CREATED IN SECTION 40-17-104 (1).".".

Page 1 of the report, line 7, strike "8" and substitute "9".

Amendment No. 3(L.013), by Senator Steadman.

Amend reengrossed bill, page 6, line 15, strike "OF" and substitute "WITH RESPECT TO".

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

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

Amendment No. 1, Appropriations Committee Amendment.
 (Printed in Senate Journal, April 4, page(s) 617-618, and placed in members' bill files.)

Amendment No. 2(J.092), by Senators Johnston and Martinez Humenik.

Amend the Senate Appropriations Committee Report, dated April 4, 2016, page 1, strike lines 1 through 5.

PURPOSE: Restores House Amendment #17 (J.039) which added \$50,000 General Fund and 1.0 FTE to the Office of State Planning and Budgeting in the Office of the **Governor**. The Senate Appropriations Committee Report reversed this amendment.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Governor	\$50,000	\$0	\$0	\$0	\$50,000	1.0

Amendment No. 3(L.067), by Senator Kefalas.

Amend the Appropriations Committee Report, dated April 4, 2016, page 1, strike lines 8 through 11.

PURPOSE: Restores House Amendment #22 (J.025) which added \$550,000 cash funds to the Department of **Human Services** to increase the spending authority for the Traumatic Brain Injury Trust Fund. The Senate Appropriation Committee Report struck this amendment.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
	\$0	\$550,000	\$0	\$0	\$550,000	0.0

Amendment No. 4(J.069), by Senator Sonnenberg.

Amend the Appropriations Committee Report, dated April 4, 2016, page

1, after line 11 insert:

"Page 365 of the bill, line 5, strike "28,427" and substitute "28,025".

Page 365 of the bill, line 6, in the ITEM & SUBTOTAL column strike "2,701,987" and substitute "2,663,776" and in the REAPPROPRIATED FUNDS column strike "2,701,987^a" and substitute "2,663,776^a".

Adjust affected totals accordingly.

Page 366 of the bill, line 12, strike "\$26,630,880" and substitute "\$26,592,669".

Page 375 of the bill, line 5, in the ITEM & SUBTOTAL column strike "4,574,700" and substitute "4,536,489" and in the CASH FUNDS column strike "3,774,000^b" and substitute "3,735,789^b".

Adjust affected totals accordingly.

Page 375 of the bill, line 11, strike "\$1,750,000" and substitute "\$1,711,789".

Page 1 of the report, after line 12 insert:

"Page 378 of the bill, before line 8 insert:

	ITEM & SUBTOTAL \$	CASH FUNDS \$	FEDERAL FUNDS \$
"Stationary Sources			
Personal Services	7,925,034	6,665,987 ^a (77.4 FTE)	1,259,047 (15.8 FTE)
Stationary Sources			
Operating Expenses	296,041	247,127 ^a	48,914".

Page 2 of the report, strike line 2 and substitute "Page 378 of the bill, strike lines 14 and 15 and substitute "^a Of these amounts, an estimated \$6,863,114 shall be from the Stationary Sources Control Fund created in Section 25-7-114.7 (2) (b) (I), C.R.S., and an estimated \$50,000 shall be from the Lead Hazard Reduction Cash Fund created in Section 25-5-1106 (2), C.R.S.".

PURPOSE: Adds \$8,144,653 total funds and 93.2 FTE to the Department of **Public Health and Environment** including: (1) a reduction of \$38,211 reappropriated funds from indirects cost recoveries for legal services; (2) a reduction of \$38,211 cash funds from indirect cost assessments; and (3) an increase of \$8,221,075 total funds and 93.2 FTE for the Air Pollution Control Division.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Public Health and Environment						
Administration and Support Division	\$0	\$0	(\$38,211)	\$0	(\$38,211)	0.0
Air Pollution Control Division, Indirect Cost Assessment	0	(38,211)	0	0	(38,211)	0.0
Stationary Sources Program	0	6,913,114	0	1,307,961	8,221,075	93.2
	\$0	\$6,836,692	(\$38,211)	\$1,307,961	\$8,106,442	93.2

Amendment No. 5(J.078), by Senators Neville and Woods.

Amend reengrossed bill, page 146, line 5, strike "**BOARDS**" and substitute "**BOARDS**^{21a}".

Page 162, after line 6 insert:

"21a Department of Higher Education, Governing Boards -- It is the intent of the General Assembly that appropriations in this section not be used for any activities related to the sale of tissue from unborn children."

PURPOSE: Adds a footnote in the Department of **Higher Education** to specify the intent of the General Assembly that appropriations for the Governing Boards not be used for any activities related to the sale of tissue from unborn children.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Higher Education	\$0	\$0	\$0	\$0	\$0	0.0

Amendment No. 6(J.065), by Senators Jahn, Cadman, Tate.

Amend reengrossed bill, page 467, line 3, in the ITEM & SUBTOTAL column strike "8,054,611" and substitute "8,482,054" and in the GENERAL FUND column strike "7,749,746" and substitute "8,177,189".

Page 467, line 4, in the ITEM & SUBTOTAL column strike "(132.9 FTE)" and substitute "(140.0 FTE)".

Page 467, line 5, in the ITEM & SUBTOTAL column strike "520,190" and substitute "568,656" and in the GENERAL FUND column strike "515,510" and substitute "563,976".

Page 467, line 7, in the ITEM & SUBTOTAL column strike "3,031,312" and substitute "3,045,371" and in the GENERAL FUND column strike "2,992,793" and substitute "3,006,852".

Adjust affected totals accordingly.

PURPOSE: Increases the appropriation to the Taxpayer Services Division in the Department of **Revenue** by \$489,968 General Fund and 7.1 FTE for earned income tax credit fraud investigators.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Revenue	\$489,968	\$0	\$0	\$0	\$489,968	7.1

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

HB16-1417 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning capital-related transfers of moneys.

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

HB16-1416 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning the transfer of money from the general fund to cash funds that are used for the state's infrastructure.

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

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

Amendment No. 1(L.003), by Senator Lambert.

Amend reengrossed bill, page 3, strike lines 12 and 13 and substitute "(c) and (2) (e) as follows:

42-2-114. License issued - fees - rules - repeal.

(2) (c) Notwithstanding paragraph (b) of this subsection (2):

(I) If the driver's license is issued by the office of a county clerk and recorder in a county with a population of at least one hundred thousand individuals, the county clerk and recorder shall retain the sum of ~~eight~~ THIRTEEN dollars and forward the remainder to the department for transmission to the state treasurer, who shall credit the remainder of the fee to the licensing services cash fund.

(II) If the driver's license is issued by an office of a county clerk and recorder in a county with a population of fewer than one hundred thousand individuals, the county clerk and recorder shall retain the sum of ~~thirteen~~ EIGHTEEN dollars and ~~sixty cents~~ and forward the remainder to the department for transmission to the state treasurer, who shall credit the remainder of the fee to the licensing services cash fund.

(e) In".

Amendment No. 2(J.002), by Senator Steadman.

Amend the reengrossed bill, page 7, on line 23 strike "\$3,200,000;" and substitute "\$3,093,742;".

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

SB16-142 by Senator(s) Scott; also Representative(s) Ryden--Concerning modernization of election law provisions, and, in connection therewith, correcting statutory citations, updating terms and procedures to reflect modern elections administration, conforming state law to federal law, eliminating redundancies and obsolete references and practices, and harmonizing durational residency requirements for certain local government elections.

Laid over until Monday, April 11, retaining its place on the calendar.

SB16-067 by Senator(s) Scheffel and Heath, Hill, Holbert, Lundberg, Roberts, Woods; also Representative(s) Williams, Brown, Conti, Lawrence, Priola, Rankin, Saine, Thurlow, Van Winkle, Willett--Concerning a property tax exemption for personal property used to provide broadband service.

Laid over until Thursday, April 7, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the General Orders -- Second Reading of Bills Calendar (SB16-169, SB16-113) of Wednesday, April 6, was laid over until Monday, April 11, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	33	NO	0	EXCUSED	2	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	E	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	E
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB16-1419, HB16-1407, HB16-1408 as amended, HB16-1411 as amended, HB16-1414 as amended, HB16-1405 as amended, HB16-1417, HB16-1416, HB16-1415 as amended.
Laid over until Thursday, April 7: SB16-067.
Laid over until Monday, April 11: SB16-142, SB16-169, SB16-113.

COMMITTEE OF REFERENCE REPORTS

State,
Veterans, &
Military
Affairs

The Committee on State, Veterans, & Military Affairs 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 CIVIL RIGHTS COMMISSION

for terms expiring March 13, 2019:

Anthony R. Aragon of Denver, Colorado, to serve as a representative for local (or state) government entities and as a Democrat, reappointed;
Rita Renae Lewis, JD, of Denver, Colorado, to serve as representative of small business and as a Democrat, reappointed;
Carol Fabrizio of Denver, Colorado, to serve as a representative of the business community and as an Unaffiliated, reappointed.

TRIBUTES

Honoring:

Michael Hess -- By Senator Linda Newell.
Karlie Zabukovic -- By Senator Leroy Garcia.
Elmer and Frances Montgomery -- By Senator Leroy Garcia.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday,
April 7, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

86th Legislative Day Thursday, April 7, 2016

Prayer By the chaplain, Dr. Gene Selander, Crystal Clear Ministries, Denver.

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

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Neville.

Reading of Journal On motion of Senator Holbert, reading of the Journal of Wednesday, April 6, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Reengrossed: SB16-061, 065, 144, 158, 164, 165, and 167.

Correctly Revised: HB16-1405, 1406, 1407, 1408, 1409, 1410, 1411, 1413, 1414, 1415, 1416, 1417, 1418, and 1419.

Correctly Rerevised: HB16-1063, 1070, 1141, 1155, 1158, 1159, 1327, 1350, and 1352.

MESSAGE FROM THE HOUSE

April 7, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1331, amended as printed in House Journal, April 6, 2016.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 25(k) was suspended to allow substantial amendments to bills on the Third Reading of Bills -- Final Passage Consent Calendar and Third Reading of Bills -- Final Passage Calendar without having to lay the bills over until the next legislative day.

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:

HB16-1409 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning the transfer of forty-two million eight hundred thousand dollars on June 30, 2016, from the unclaimed property trust fund for state programs.

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	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	N
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	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, and Kefalas.

HB16-1418 by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning a transfer from the marijuana tax cash fund to the general fund.

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

YES	33	NO	2	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	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: Crowder and Merrifield.

HB16-1406 by Representative(s) Young, Hamner, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning department of corrections reimbursements of expenses of county coroners, and, in connection therewith, 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**.

HB16-1410 by Representative(s) Young, Hamner, Rankin; also Senator(s) Grantham, Lambert, Steadman--Concerning matters related to the location where a competency evaluation is conducted, and, in connection therewith, making and reducing appropriations.

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

YES	33	NO	2	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	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**.

HB16-1413 by Representative(s) Rankin, Hamner, Young; also Senator(s) Grantham, Lambert, Steadman--Concerning the financing of the water pollution control program, 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	N	Hill	Y	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**.

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:

HB16-1419 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning a reduction in the amount of the general fund reserve required for the fiscal year 2015-16.

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	Y	Lundberg	Y	Sonnenberg	N
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**.

HB16-1407 by Representative(s) Young, Hamner, Rankin; also Senator(s) Steadman, Grantham, Lambert--Concerning the continuation of the medicaid payment reform and innovation pilot program, and, in connection therewith, changing the time frames, eliminating the repeal date of the pilot program, enhancing the reporting requirements of the department of health care policy and financing, and 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	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
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, Martinez Humenik, Merrifield, Newell, and Roberts.

HB16-1408 by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning the allocation of cash fund revenues to health-related programs, and, in connection therewith, modifying and streamlining the allocation of tobacco litigation settlement moneys by replacing the current two-tier allocation system that includes both percentage-based and fixed amount allocations of settlement moneys with a single set of exclusively percentage-based allocations and replacing settlement moneys funding for specified programs with marijuana tax cash fund funding; allocating additional settlement moneys to the university of Colorado health sciences center for cancer research only; transferring a specified amount from the children's basic health plan trust to a newly created primary care provider sustainability fund on July 1, 2016; and making and reducing appropriations.

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

YES	33	NO	2	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	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, Jones, Kefalas, Kerr, Merrifield, Newell, and Todd.

HB16-1411 by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning the supportive residential community program operated at the Fort Lyon property, and, in connection therewith, requiring a longitudinal evaluation of the program; repealing the program on July 1, 2019; and making an appropriation.

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

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

Amend revised bill, page 3, strike lines 12 and 13.

Page 3, line 14, strike "repeal, to".

Page 3, line 16, strike "continued through" and substitute "repealed by".

Page 3, lines 25 and 26, strike "**amend** (2) (b) (I);".

Page 4, strike lines 6 through 11 and substitute:

"(3) THE GENERAL ASSEMBLY MAY ENACT LEGISLATION TO REPEAL THIS SECTION FOLLOWING ITS REVIEW OF THE STUDY PREPARED IN ACCORDANCE WITH SECTION 24-32-725."

Page 1, line 104, strike "**REPEALING THE PROGRAM ON JULY 1, 2019;**".

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	N	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	N	Steadman	N
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	N
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	N	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	Y
Guzman	Y	Kerr	Y	Scheffel	N		

The question being "Shall the bill, as amended, 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	Y	Lundberg	Y	Sonnenberg	Y
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	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: Aguilar, Baumgardner, Crowder, Garcia, Guzman, Heath, Jahn, Johnston, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Scott, Sonnenberg, and Todd.

HB16-1414 by Representative(s) Rankin, Hamner, Young; also Senator(s) Steadman, Grantham, Lambert--Concerning the assessment of a monthly surcharge on customers of voice telecommunications providers to fund telecommunications relay services for telephone users with disabilities, and, in connection therewith, making an appropriation.

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

Third Reading Amendment No. 1(L.014), by Senator Steadman.

Amend revised bill, page 6, strike lines 2 and 3 and substitute "Telephone users WITH DISABILITIES include but are not limited to, the PEOPLE WHO ARE deaf, the hard of hearing, the speech-impaired, the deaf-blind, BLIND AND VISUALLY IMPAIRED, and those".

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	28	NO	7	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	N
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: Aguilar, Carroll, Garcia, Guzman, Heath, Jahn, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Todd, and Ulibarri.

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

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

Third Reading Amendment No. 1(J.119), by Senator Sonnenberg.

Amend revised bill, page 365, line 5, strike "28,025" and substitute "28,226".

Page 365, line 6, in the ITEM & SUBTOTAL column strike "2,663,776" and substitute "2,682,881" and in the REAPPROPRIATED FUNDS column strike "2,663,776^{an}" and substitute "2,682,881^{an}".

Adjust affected totals accordingly.

Page 366, line 12, strike "\$26,592,669" and substitute "\$26,611,774".

Page 375, line 5, in the ITEM & SUBTOTAL column strike "4,536,489" and substitute "4,555,594" and in the CASH FUNDS column strike "3,735,789^b" and substitute "3,754,894^b".

Adjust affected totals accordingly.

Page 375, line 11, strike "\$1,711,789" and substitute "\$1,730,894".

PURPOSE: Adds \$38,210 total funds to the Department of **Public Health and Environment** including: (1) an increase of \$19,105 reappropriated funds from indirects cost recoveries for legal services; and (2) an increase of \$19,105 cash funds from indirect cost assessments.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Public Health and Environment						
Administration and Support Division	\$0	\$0	\$19,105	\$0	\$19,105	0.0
Air Pollution Control Division	0	19,105	0	0	19,105	0.0
	\$0	\$19,105	\$19,105	\$0	\$38,210	0.0

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		

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

Third Reading Amendment No. 2(J.113), by Senators Steadman, Aguilar, Carroll, Donovan, Garcia, Guzman, Heath, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Todd, and Ulibarri.

Amend revised bill, page 365, line 5, strike "28,025" and substitute "28,427".

Page 365, line 6, in the ITEM & SUBTOTAL column, strike "2,663,776" and substitute "2,701,987" and in the REAPPROPRIATED FUNDS column strike "2,663,776^a" and substitute "2,701,987^a".

Adjust affected totals accordingly.

Page 366, line 12, strike "\$26,592,669" and substitute "\$26,630,880".

Page 375, line 5, in the ITEM & SUBTOTAL column strike "4,536,489" and substitute "4,574,700" and in the CASH FUNDS column strike "3,735,789^b" and substitute "3,774,000^b".

Adjust affected totals accordingly.

Page 375, line 11, strike "\$1,711,789" and substitute "\$1,750,000".

Page 378, line 8, strike "Stationary Sources".

Page 378, line 9, in the ITEM & SUBTOTAL column strike "7,925,034" and substitute "8,148,338" and in the CASH FUNDS column strike "6,665,987^a" and substitute "6,889,291^a".

Page 378, line 10, in the CASH FUNDS column strike "(77.4 FTE)" and substitute "(79.8 FTE)".

Page 378, strike line 11.

Page 378, line 12, in the ITEM & SUBTOTAL column strike "296,041" and substitute "324,057" and in the CASH FUNDS column strike "247,127^a" and substitute "275,143^a".

Page 378, line 13, in the CASH FUNDS column strike "700,000^a" and substitute "700,000^b".

Page 378, line 15, in the CASH FUNDS column strike "200,000^b" and substitute "200,000^c".

Adjust affected totals accordingly.

Page 379, line 4, strike "\$6,863,114" and substitute "\$7,114,434".

Page 379, line 6, strike "^a This" and substitute "^b This".

Page 379, line 7, strike "^b This" and substitute "^c This".

PURPOSE: Adds \$327,742 total funds and 2.4 FTE to the Department of **Public Health and Environment** including: (1) an increase of \$38,211 reappropriated funds from indirect cost recoveries for legal services; (2) an increase of \$38,211 cash funds from indirect cost assessments; and (3) an increase of \$251,320 cash funds and 2.4 FTE for the Air Pollution Control Division, Stationary Sources Program.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Public Health and Environment						
Administration and Support Division	\$0	\$0	\$38,211	\$0	\$38,211	0.0
Air Pollution Control Division, Indirect Cost Assessment	0	38,211	0	0	38,211	0.0
Stationary Sources Program	0	251,320	0	0	251,320	2.4
	\$0	\$289,531	\$38,211	\$0	\$327,742	2.4

The amendment **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

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

Third Reading Amendment No. 3(J.112), by Senator Garcia.

Amend revised bill, page 23, line 6, in the ITEM & SUBTOTAL column strike "1,991,783" and substitute "1,916,783" and in the GENERAL FUND column strike "1,747,978" and substitute "1,672,978".

Page 23, line 7, in the GENERAL FUND column strike "(22.8 FTE)" and substitute "(20.9 FTE)".

Adjust affected totals accordingly.

PURPOSE: Reduces the appropriation to the Executive Director's office of the Department of **Corrections** by \$75,000 General Fund and 1.9 Administrative Assistant III FTE.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Corrections	(\$75,000)	\$0	\$0	\$0	(\$75,000)	(1.9)

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

YES	28	NO	7	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	N	Jahn	N	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	N	Kefalas	Y	Roberts	N	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Third Reading Amendment No. 4(J.102), by Senator Merrifield.

Amend revised bill, page 27, line 3, in the ITEM & SUBTOTAL column strike "58,785,988" and substitute "50,315,157" and in the GENERAL FUND column strike "56,427,281" and substitute "47,956,450".

Page 27, line 6, in the ITEM & SUBTOTAL column strike "10,612,149" and substitute "9,082,980" and in the GENERAL FUND column strike "10,612,149" and substitute "9,082,980".

Adjust affected totals accordingly.

Page 63, line 3, in the ITEM & SUBTOTAL column strike "4,115,002,841" and substitute "4,125,002,841" and in the GENERAL FUND column strike "2,717,820,995" and substitute "2,727,820,995".

Adjust affected totals accordingly.

PURPOSE: Decreases General Fund appropriations to the Department of **Corrections** for private prisons by \$10,000,000 and increases General Fund appropriations to the Department of **Education** for the State Share of Districts' Total Program Funding by \$10,000,000.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Corrections	(\$10,000,000)	\$0	\$0	\$0	(\$10,000,000)	0.0
Education	10,000,000	0	0	0	10,000,000	0.0

Fiscal Impact of Amendment						
Total	\$0	\$0	\$0	\$0	\$0	0.0

The amendment **lost** on the following roll call vote:

YES	16	NO	19	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	N	Marble	N	Steadman	N
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		

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

Third Reading Amendment No. 5(J.103), by Senator Merrifield.

Amend revised bill, page 63, line 3, in the ITEM & SUBTOTAL column strike "4,115,002,841" and substitute "4,120,002,841" and in the GENERAL FUND column strike "2,717,820,995" and substitute "2,722,820,995".

Adjust affected totals accordingly.

PURPOSE: Adds \$5,000,000 General Fund for the State Share of Districts' Total Program Funding in the Department of **Education**.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Education	\$5,000,000	\$0	\$0	\$0	\$5,000,000	0.0

Senate in recess.

Senate reconvened.

Call of the Senate.

Call raised.

The amendment **lost** on the following roll call vote:

YES	16	NO	19	EXCUSED	0	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	N
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		

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

Third Reading Amendment No. 6(J.111), by Senator Todd.

Amend revised bill, page 73, after line 6 insert:

	ITEM & SUBTOTAL \$	GENERAL FUND \$
"Incentives to Teach in Rural School Districts	500,000	500,000".

Adjust affected totals accordingly.

PURPOSE: Adds \$500,000 General Fund to the Department of Education to support incentives for rural teachers.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Education	\$500,000	\$0	\$0	\$0	\$500,000	0.0

The amendment was passed on the following roll call vote:

YES	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	N	Steadman	N
Cooke	N	Holbert	N	Martinez Humenik	Y	Tate	N
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	N
Guzman	Y	Kerr	Y	Scheffel	N		

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

Third Reading Amendment No. 7(J.106), by Senators Carroll and Kerr.

Amend revised bill, page 141, line 14, in the ITEM & SUBTOTAL column strike "124,570,732" and substitute "135,293,713" and in the GENERAL FUND column strike "9,688,067" and substitute "20,411,048".

Adjust affected totals accordingly.

Page 144, line 5, strike "\$2,250" and substitute \$2,400".

Page 144, line 6, in the ITEM & SUBTOTAL column strike "289,362,877" and substitute "308,653,734".

Page 144, line 11, strike "\$1,125" and substitute "\$1,200".

Page 144, line 12, in the ITEM & SUBTOTAL column strike "1,443,375" and substitute "1,539,600".

Page 144, line 13, in the ITEM & SUBTOTAL column strike "290,806,252" and substitute "310,193,334" and in the GENERAL FUND column insert "19,387,082".

Page 145, line 7, in the ITEM & SUBTOTAL column strike "240,810,512" and substitute "257,630,518".

Page 145, line 11, in the ITEM & SUBTOTAL column strike

"116,411,292" and substitute "124,340,231".

Page 145, line 15, in the ITEM & SUBTOTAL column strike "357,308,764" and substitute "382,057,709" and in the GENERAL FUND column strike "1,228,197" and substitute "25,977,142".

Adjust affected totals accordingly.

Page 146, line 7, in the ITEM & SUBTOTAL column strike "40,723,138" and substitute "41,225,353" and in the REAPPROPRIATED FUNDS column strike "14,076,360^b" and substitute "14,578,575^b".

Page 146, line 12, strike "\$2,890,626" and substitute "\$3,083,334" and strike "\$11,185,734" and substitute "\$11,495,241".

Page 147, line 2, in the ITEM & SUBTOTAL column strike "97,559,817" and substitute "99,119,454" and in the REAPPROPRIATED FUNDS column strike "24,280,729^b" and substitute "25,840,366^b".

Page 147, line 7, strike "\$13,706,155" and substitute "\$14,619,899" and strike "\$10,574,574" and substitute "\$11,220,467".

Page 147, line 12, in the ITEM & SUBTOTAL column strike "172,582,069" and substitute "176,498,980" and in the REAPPROPRIATED FUNDS column strike "51,415,001^b" and substitute "55,331,912^b".

Page 148, line 1, strike "\$32,248,782" and substitute "\$34,398,701," and strike "\$19,166,219" and substitute "\$20,933,211".

Page 148, line 6, in the ITEM & SUBTOTAL column strike "34,543,650" and substitute "34,910,727" and in the REAPPROPRIATED FUNDS column strike "11,534,927^b" and substitute "11,902,004^b".

Page 148, line 10, strike "\$2,967,276" and substitute "\$3,165,094" and strike "\$8,567,651" and substitute "\$8,736,910".

Page 149, line 3, in the ITEM & SUBTOTAL column strike "619,485,003" and substitute "629,000,942" and in the REAPPROPRIATED FUNDS column strike "134,518,307^b" and substitute "144,034,246^b".

Page 149, line 7, strike "\$43,047,716" and substitute "\$45,917,563" and strike "\$37,656,220" and substitute "\$40,636,938".

Page 149, line 8, strike "\$53,814,371 and substitute "\$57,479,745".

Page 149, line 11, in the ITEM & SUBTOTAL column strike "58,111,091" and substitute "58,640,166" and in the REAPPROPRIATED FUNDS column strike "11,481,200^b" and substitute "12,010,275^b".

Page 150, line 1, strike "\$4,041,098" and substitute "\$4,310,504" and strike "\$7,440,102" and substitute "\$7,699,771".

Page 150, line 5, in the ITEM & SUBTOTAL column strike "1,206,559,576" and substitute "1,220,205,178" and in the REAPPROPRIATED FUNDS column strike "186,432,686^b" and substitute "200,078,288^b".

Page 150, line 10, strike "\$62,352,540" and substitute "\$66,509,376" and strike "\$61,483,225" and substitute "\$66,708,426".

Page 150, line 11, strike "\$62,596,921" and substitute "\$66,860,486".

Page 151, line 3, in the ITEM & SUBTOTAL column strike "167,618,512" and substitute "168,686,311" and in the REAPPROPRIATED FUNDS column strike "20,639,050^b" and substitute "21,706,849^b".

Page 151, line 9, strike "\$6,194,533" and substitute "\$6,607,502" and strike "\$14,444,517" and substitute "\$15,099,347".

Page 151, line 13, in the ITEM & SUBTOTAL column strike "146,081,024" and substitute "148,302,305" and in the REAPPROPRIATED FUNDS column strike "39,038,234^b" and substitute "41,259,515^b".

Page 152, line 2, strike "\$15,440,878" and substitute "\$16,470,270" and strike "\$23,597,356" and substitute "\$24,789,245".

Page 152, line 9, in the ITEM & SUBTOTAL column strike "447,698,188" and substitute "458,412,454" and in the REAPPROPRIATED FUNDS column strike "153,255,147^b" and substitute "163,969,413^b".

Page 152, line 14, strike "\$106,473,273" and substitute "\$113,571,491" and strike "\$46,694,914" and substitute "\$50,310,962".

Adjust affected totals accordingly.

Page 153, line 9, in the ITEM & SUBTOTAL column strike "7,508,926" and substitute "7,995,449" and in the GENERAL FUND column strike "1,102,019" and substitute "1,588,542".

Page 153, line 10, in the ITEM & SUBTOTAL column strike "8,859,821" and substitute "9,435,102" and in the GENERAL FUND column strike "1,836,871" and substitute "2,412,152".

Adjust affected totals accordingly.

Page 155, line 2, in the ITEM & SUBTOTAL column strike "9,971,721" and substitute "10,650,909" and in the GENERAL FUND column strike "1,879,876" and substitute "2,559,064".

Adjust affected totals accordingly.

Page 162, line 12, strike "six percent over".

Page 163, line 1, strike "eight percent over".

Page 163, line 7, strike "nine percent over".

Page 163, line 14, strike "eight percent over".

Page 164, line 2, strike "six percent over".

Page 164, line 10, strike "nine percent over".

Page 164, line 17, strike "five percent over".

Page 165, line 15, strike "nine percent over".

Page 166, line 5, strike "six and one-half percent over".

Page 507, strike lines 8 through 15.

Reletter succeeding sections accordingly.

Page 508, strike lines 2 through 3.

Page 508, line 4, strike "700,000^b" and substitute "700,000^a".

Page 508, strike lines 6 through 8.

Page 508, line 9, strike "^b Of" and substitute "^a Of".

Page 509, strike lines 1 through 10.

Adjust affected totals accordingly.

Page 509, strike lines 1 through 9.

Adjust affected totals accordingly.

Page 512, strike lines 8 through 15.

Adjust affected totals accordingly.

Page 522, strike lines 5 through 15.

Page 523, strike lines 2 through 10.

Adjust affected totals accordingly.

Renumber succeeding section accordingly.

PURPOSE: Adds a total of \$56,600,000 General Fund in the Department of **Higher Education**, including \$45,877,019 General Fund for the College Opportunity Fund Program and higher education institutions and \$10,722,981 General Fund for need-based financial aid. Amounts are allocated among the institutions based on the model used for the introduced Long Bill. Also modifies footnotes to reflect the assumption, for all state governing boards except the Colorado School of Mines (for which tuition is not appropriated) that no undergraduate student with in-state classification will pay more tuition in FY 2016-17 than what a student would have paid in FY 2015-16 for the same credit hours and course of study. Decreases \$74,692,280 total funds, including \$55,887,291 cash funds from the capital construction fund, for **Capital Construction** projects in the Departments of **Higher Education** and **Personnel**.

The table below summarizes the operating budget adjustments for financial aid, the College Opportunity Fund Program, and each higher education institution.

Fiscal Impact of Amendment - Operating Budget					
Line Item	GF	CF	RF	FF	Total
Higher Education (Operating Budget)					
Need-based Aid	\$10,722,981	\$0	\$0	\$0	\$10,722,981
College Opportunity Fund Program	44,136,027	0	0	0	44,136,027
Adams State University	0	0	502,215	0	502,215
Colorado Mesa University	0	0	1,559,637	0	1,559,637
Metropolitan State University of Denver	0	0	3,916,911	0	3,916,911
Western State Colorado University	0	0	367,077	0	367,077
Colorado State University System	0	0	9,515,939	0	9,515,939
Fort Lewis College	0	0	529,075	0	529,075
University of Colorado System	0	0	13,645,602	0	13,645,602
Colorado School of Mines	0	0	1,067,799	0	1,067,799
University of Northern Colorado	0	0	2,221,281	0	2,221,281
Community College System	0	0	10,714,266	0	10,714,266
Colorado Mountain College	486,523	0	0	0	486,523
Aims Community College	575,281	0	0	0	575,281
Area Technical Colleges	679,188	0	0	0	679,188
	\$56,600,000	\$0	\$44,039,802	\$0	\$100,639,802

The table below summarizes the fiscal impact of the amendment on the capital construction budget by affected department.

Fiscal Impact of Amendment - Capital Construction Budget					
Department	CCF	CF	RF	FF	Total
<u>Capital Construction Section:</u>					
Higher Education	(\$49,203,043)	(\$17,379,989)	\$0	\$0	(\$66,583,032)
Personnel	(6,684,248)	(1,425,000)	0	0	(8,109,248)
Total	(\$55,887,291)	(\$18,804,989)	\$0	\$0	(\$74,692,280)

The amendment **lost** on the following roll call vote:

YES	14	NO	21	EXCUSED	0	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	N
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	N	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	N	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

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

Third Reading Amendment No. 8(J.110), by Senator Aguilar.

Amend revised bill, page 208, line 10, in the ITEM & SUBTOTAL column strike "22,952,410" and substitute "24,952,410" and in the GENERAL FUND column strike "22,952,410" and substitute "24,952,410".

Adjust affected totals accordingly.

PURPOSE: Increases the General Fund appropriation to the Department of **Human Services** for statewide behavioral health crisis response system services by \$2.0 million.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Human Services	\$2,000,000	\$0	\$0	\$0	\$2,000,000	0.0

The amendment **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	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	N
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
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	N
Guzman	Y	Kerr	Y	Scheffel	N		

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

Third Reading Amendment No. 9(J.108), by Senator Kefalas.

Amend revised bill, page 222, line 13, in the ITEM & SUBTOTAL column strike "22,831,104" and substitute "26,331,104" and in the GENERAL FUND column strike "11,303,870" and substitute "14,803,870".

Adjust affected totals accordingly.

PURPOSE: Increases \$3,500,000 General Fund to the Department of **Human Services** for state funding for senior services.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
	\$3,500,000	\$0	\$0	\$0	\$3,500,000	0.0

The amendment **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	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	N
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
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	N
Guzman	Y	Kerr	Y	Scheffel	N		

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

Third Reading Amendment No. 10(J.105), by Senator Kefalas.

Amend revised bill, page 297, line 6, in the ITEM & SUBTOTAL column strike "20,228,793" and substitute "25,228,793" and in the GENERAL FUND column strike "8,200,000" and substitute "13,200,000".

Adjust affected totals accordingly.

PURPOSE: Increases the appropriation for affordable housing grants and loans in the Department of **Local Affairs** by \$5,000,000 General Fund.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Local Affairs	\$5,000,000	\$0	\$0	\$0	\$5,000,000	0.0

The amendment **lost** on the following roll call vote:

YES	16	NO	19	EXCUSED	0	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	N
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		

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

Third Reading Amendment No. 11(J.107), by Senator Donovan.

Amend revised bill, page 303, line 16, in the ITEM & SUBTOTAL column strike "750,000" and substitute "1,250,000" and in the GENERAL FUND column strike "750,000" and substitute "1,250,000".

Adjust affected totals accordingly.

PURPOSE: Adds \$500,000 General Fund for Rural Economic Development Initiative Grants in the Department of **Local Affairs**.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Local Affairs	\$500,000	\$0	\$0	\$0	\$500,000	0.0

The amendment **lost** on the following roll call vote:

YES	16	NO	19	EXCUSED	0	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	N
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		

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

Third Reading Amendment No. 12(J.117), by Senators Neville and Woods.

Amend revised bill, page 403, line 9, in the ITEM & SUBTOTAL column strike "7,323,361" and substitute "4,812,226" and in the GENERAL FUND column strike "3,734,461" and substitute "1,223,326".

Adjust affected totals accordingly.

PURPOSE: Reduces \$2,511,135 General Fund appropriated to the Department of **Public Health and Environment** for the Family Planning Program.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
and Environment	(\$2,511,135)	\$0	\$0	\$0	(\$2,511,135)	0.0

The amendment **lost** on the following roll call vote:

YES	14	NO	21	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	N	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	N	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	N	Kefalas	N	Roberts	N	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

Third Reading Amendment No. 13(J.109), by Senators Newell and Martinez Humenik.

Amend revised bill, page 406, line 3, in the ITEM & SUBTOTAL column strike "439,007" and substitute "539,007" and in the GENERAL FUND column strike "439,007" and substitute "539,007".

Adjust affected totals accordingly.

PURPOSE: Adds \$100,000 General Fund to the Department of **Public Health and Environment** for the existing Suicide Prevention Program.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
and Environment	\$100,000	\$0	\$0	\$0	\$100,000	0.0

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

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	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	N	Kefalas	Y	Roberts	N	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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

Third Reading Amendment No. 14(J.104), by Senator Donovan.

Amend revised bill, page 449, line 5, in the ITEM & SUBTOTAL column strike "134,000" and substitute "6,234,000" and in the GENERAL FUND column insert "6,100,000".

Adjust affected totals accordingly.

PURPOSE: Adds \$6.1 million General Fund to the Department of **Regulatory Agencies** for the Broadband Deployment Board in the Executive Director's Office and Administrative Services Division.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Agencies	\$6,100,000	\$0	\$0	\$0	\$6,100,000	0.0

The amendment **lost** on the following roll call vote:

YES	16	NO	19	EXCUSED	0	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	N
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		

RECONSIDERATION OF ADOPTION OF AMENDMENT TO HB16-1405

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

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, adoption of the Merrifield floor amendment (HB1405_J.102) on Third Reading of Bills--Final Passage on HB16-1405.

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)

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

Thirđ Reading Amendment No. 4(J.102), by Senator Merrifield.

Amend revised bill, page 27, line 3, in the ITEM & SUBTOTAL column strike "58,785,988" and substitute "50,315,157" and in the GENERAL FUND column strike "56,427,281" and substitute "47,956,450".

Page 27, line 6, in the ITEM & SUBTOTAL column strike "10,612,149" and substitute "9,082,980" and in the GENERAL FUND column strike "10,612,149" and substitute "9,082,980".

Adjust affected totals accordingly.

Page 63, line 3, in the ITEM & SUBTOTAL column strike "4,115,002,841" and substitute "4,125,002,841" and in the GENERAL FUND column strike "2,717,820,995" and substitute "2,727,820,995".

Adjust affected totals accordingly.

PURPOSE: Decreases General Fund appropriations to the Department of **Corrections** for private prisons by \$10,000,000 and increases General Fund appropriations to the Department of **Education** for the State Share of Districts' Total Program Funding by \$10,000,000.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Corrections	(\$10,000,000)	\$0	\$0	\$0	(\$10,000,000)	0.0
Education	10,000,000	0	0	0	10,000,000	0.0
Total	\$0	\$0	\$0	\$0	\$0	0.0

The amendment **lost** on the following roll call vote:

YES	14	NO	21	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	N	Marble	N	Steadman	N
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	N	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		

Senate in recess.

Senate reconvened.

Call of the Senate.

Call raised.

The question being "Shall the bill, as amended, 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	N	Lundberg	Y	Sonnenberg	Y
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	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, as amended, was **passed**.

Co-sponsor(s) added: Aguilar, Cadman, Crowder, Garcia, Guzman, Jahn, Lundberg, Martinez Humenik, Newell, Roberts, Scheffel, Tate, and Todd.

Senate in recess.

Senate reconvened.

HB16-1417 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning capital-related transfers of moneys.

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

YES	33	NO	2	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.	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: Heath, Kefalas, Kerr, Martinez Humenik, and Newell.

IMMEDIATE RECONSIDERATION OF HB16-1417

HB16-1417 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning capital-related transfers of moneys.

Majority Leader Scheffel moved for immediate reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB16-1417**.

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

HB16-1417 by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning capital-related transfers of moneys.

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.

HB16-1416

by Representative(s) Hamner, Young, Rankin; also Senator(s) Lambert, Grantham, Steadman--Concerning the transfer of money from the general fund to cash funds that are used for the state's infrastructure.

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	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	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: Heath, Kefalas, and Todd.

HB16-1415

by Representative(s) Hamner, Young, Rankin; also Senator(s) Steadman, Grantham, Lambert--Concerning the manner in which the state funds driver and vehicle services by the division of motor vehicles in the department of revenue, 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	30	NO	5	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
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: Crowder, Heath, and Merrifield.

Committee of the Whole

On motion of Senator Hodge, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Hodge 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:

SB16-067

by Senator(s) Scheffel and Heath, Hill, Holbert, Lundberg, Roberts, Woods; also Representative(s) Williams, Brown, Conti, Lawrence, Priola, Rankin, Saine, Thurlow, Van Winkle, Willett--Concerning a property tax exemption for personal property used to provide broadband service.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 591-593, 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

On motion of Senator Hodge, 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: SB16-067 as amended.

MESSAGE FROM THE HOUSE

April 7, 2016

Mr. President:

The House has postponed indefinitely SB16-048. The bill is returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

April 7, 2016

We herewith transmit:

Without comment, as amended, HB16-1331.

LETTERS OF APPOINTMENT

April 6, 2016

The Honorable Bill Cadman
President of the Colorado State Senate
Colorado State Capitol
200 East Colfax, Room 346
Denver, Colorado 80203

Dear President Cadman:

On behalf of the Board of Regents of the University of Colorado, I am pleased to forward to you the following appointment to the University of Colorado Hospital Authority Board of Directors:

From the 6th Congressional District: April Jones, for a term effective May 1, 2016 and continuing until April 30, 2020 (or until her successor is appointed by the Board of Regents). This will be Ms. Jones' first term on the Hospital Authority Board of Directors.

This appointment was approved by the Board of Regents at the April 5, 2016 regular board meeting. A copy of the resolution to this effect and biographical information are attached.

Per C.R.S. §23-21-503(2), appointments to the Hospital Authority Board of Directors from the congressional districts are subject to the advice and consent of the Senate.

Please let me know if you have any questions.

Sincerely,
(signed)
Cheryl Espinoza
Assistant Secretary to the Board of Regents
Rec'd: 4/6/2016
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

MESSAGE FROM THE GOVERNOR

April 7, 2016

Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

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

SB16-010: CONCERNING THE PURCHASE OF AN OFF-HIGHWAY VEHICLE BY A DEALER.

Approved April 7, 2016, at 10:17 a.m.

SB16-034: CONCERNING TAMPERING WITH A DECEASED HUMAN BODY.

Approved April 7, 2016, at 10:30 a.m.

SB16-088: CONCERNING THE "REVISED UNIFORM FIDUCIARY ACCESS TO DIGITAL ASSETS ACT".

Approved April 7, 2016, at 10:18 a.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title and referred to the committee indicated:

- SJR16-029** by Senator(s) Tate and Kefalas; also Representative(s) Arndt and Nordberg--Concerning the recommendations of the Colorado "Medical Clean Claims Transparency and Uniformity Act" Task Force and, in connection therewith, recognizing its work.
- Laid over one day under Senate Rule 30(b).

INTRODUCTION OF MEMORIALS

The following memorial was read by title and referred to the committee indicated:

- SM16-002** by Senator(s) Tate; --Memorializing former Senator Carl Michael Williams.
- Laid over until Monday, April 11, retaining its place on the calendar.
- SJM16-005** by Senator(s) Lambert; also Representative(s) Lundeen--Memorializing former Senator and Representative Charles Duke.
- Laid over until Monday, April 11, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

- SCR16-001** by Senator(s) Steadman; --Submitting to the registered electors of the state of Colorado amendments to the Colorado constitution repealing provisions deemed obsolete on account of a determination of the unconstitutionality of said provisions by a court of competent jurisdiction after the exhaustion of appellate remedies.
- State, Veterans, & Military Affairs
- 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.
- Finance
- HB16-1331** by Representative(s) Lontine, Arndt, Fields, Kagan, McCann, Pabon, Tyler; also Senator(s) Merrifield--Concerning the use of restraints on a juvenile during a court proceeding.
- Judiciary
- 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.
- Business, Labor, & Technology

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Friday,
April 8, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

87th Legislative Day Friday, April 8, 2016

Prayer By the chaplain, Pastor Jim Rice, Gateway Baptist Church, Loveland.

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

Roll Call Present--23
Excused--12, Aguilar, Carroll, Garcia, Grantham, Hill, Jones, Kerr, Lambert, Merrifield, Scott, Tate, Ulibarri.
Present later--1, Tate.

Quorum The President announced a quorum present.

Musical Presentation By Daniel Craig, singing "The Star-spangled Banner".

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 1 (b) was suspended to allow for persons other than Senators to lead the Pledge of Allegiance.

Pledge of Allegiance By Henry, Caroline, Penelope, and Annalise Galanek.

Reading of Journal On motion of Senator Holbert, reading of the Journal of Thursday, April 7, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services After consideration on the merits, the Committee recommends that **HB16-1379** 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 reengrossed bill, page 4, line 12, after "PROFESSIONAL" insert "PSYCHOLOGICAL".

SENATE SERVICES REPORT

Correctly Printed: SB16-183; SCR16-001 and 002; SJM16-005; SJR16-027 and 029; SM16-002.

Correctly Engrossed: SB16-067.

Correctly Revised: HB16-1405, 1406, 1407, 1408, 1409, 1410, 1411, 1413, 1414, 1415, 1416, 1417, 1418, and 1419.

Correctly Enrolled: SJR16-002 and 020.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB16-067 by Senator(s) Scheffel and Heath, Hill, Holbert, Lundberg, Roberts, Woods; also Representative(s) Williams, Brown, Conti, Lawrence, Priola, Rankin, Saine, Thurlow, Van Winkle, Willett--Concerning a property tax exemption for personal property used to provide broadband service.

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

YES	24	NO	0	EXCUSED	11	ABSENT	0
Aguilar	E	Heath	Y	Lambert	E	Scott	E
Baumgardner	Y	Hill	E	Lundberg	Y	Sonnenberg	Y
Carroll	E	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	E	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	E
Garcia	E	Jones	E	Newell	Y	Woods	Y
Grantham	E	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	E	Scheffel	Y		

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

Co-sponsor(s) added: Cooke, Crowder, Donovan, Guzman, Jahn, Johnston, Kefalas, Martinez Humenik, Neville T., Newell, Sonnenberg, Tate, and Todd.

CONSIDERATION OF RESOLUTIONS

SJR16-027 by Senator(s) Lundberg, Marble, Grantham, Cadman, Baumgardner, Neville T., Holbert, Lambert, Crowder, Cooke, Sonnenberg, Roberts, Tate, Scheffel; also Representative(s) Ransom, Saine, Humphrey, Neville P., Priola, Willett, Wilson, Wist, Klingenschmitt, Joshi, Windholz, Buck, Brown, Carver, Conti, Leonard, Navarro, Thurlow, Van Winkle--Concerning the designation of April 8, 2016, as "Home Education Day in Colorado".

On motion of Senator Lundberg, the resolution was read at length and **adopted** by the following roll call vote:

YES	24	NO	0	EXCUSED	11	ABSENT	0
Aguilar	E	Heath	Y	Lambert	E	Scott	E
Baumgardner	Y	Hill	E	Lundberg	Y	Sonnenberg	Y
Carroll	E	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	E	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	E
Garcia	E	Jones	E	Newell	Y	Woods	Y
Grantham	E	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	E	Scheffel	Y		

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Crowder, Donovan, Guzman, Heath, Hodge, Holbert, Jahn, Johnston, Kefalas, Marble, Martinez Humenik, Neville T., Newell, Roberts, Scheffel, Sonnenberg, Steadman, Tate, Todd, and Woods.

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

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

YES	24	NO	0	EXCUSED	11	ABSENT	0
Aguilar	E	Heath	Y	Lambert	E	Scott	E
Baumgardner	Y	Hill	E	Lundberg	Y	Sonnenberg	Y
Carroll	E	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	E	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	E
Garcia	E	Jones	E	Newell	Y	Woods	Y
Grantham	E	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	E	Scheffel	Y		

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Crowder, Donovan, Guzman, Heath, Hodge, Holbert, Jahn, Johnston, Lundberg, Marble, Martinez Humenik, Neville T., Newell, Roberts, Scheffel, Sonnenberg, Steadman, Todd, and Woods.

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

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

MEMBERS OF THE
COLORADO CIVIL RIGHTS COMMISSION

for terms expiring March 13, 2019:

Anthony R. Aragon of Denver, Colorado, to serve as a representative for local (or state) government entities and as a Democrat, reappointed;

Rita Renae Lewis, JD, of Denver, Colorado, to serve as representative of small business and as a Democrat, reappointed;

Carol Fabrizio of Denver, Colorado, to serve as a representative of the business community and as an Unaffiliated, reappointed.

YES	24	NO	0	EXCUSED	11	ABSENT	0
Aguilar	E	Heath	Y	Lambert	E	Scott	E
Baumgardner	Y	Hill	E	Lundberg	Y	Sonnenberg	Y
Carroll	E	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	E	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	E
Garcia	E	Jones	E	Newell	Y	Woods	Y
Grantham	E	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	E	Scheffel	Y		

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate
having voted in the affirmative, the Consideration of Governor's Appointments Calendar
(Members of the Board of Governors of the Colorado State University System) of Friday,
April 8 was laid over until Monday, April 11, retaining its place on the calendar.

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday,
April 11, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

90th Legislative DayMonday, April 11, 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--33
Excused--2, Johnston, Jones

Quorum The President announced a quorum present.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 1 (a) was suspended to allow a person other than a Senator to lead the Pledge of Allegiance.

Pledge of Allegiance By Isabella Aguilar.

Reading of Journal On motion of Senator Holbert, reading of the Journal of Friday, April 8, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SJR16-027 and 029.
Correctly Reengrossed: SB16-067.

MESSAGE FROM THE HOUSE

April 11, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1356, 1401.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1311, amended as printed in House Journal, April 6.
HB16-1302, amended as printed in House Journal, April 6.
HB16-1320, amended as printed in House Journal, April 6.

The House has passed on Third Reading and returns herewith SB16-133.

The House has adopted and returns herewith SJR16-027, SJR16-028, SJR16-025.

MESSAGE FROM THE REVISOR OF STATUTES

April 8, 2016

We herewith transmit:

Without comment, HB16-1356 and 1401.
Without comment, as amended, HB16-1302, 1311, and 1320.

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.

Committee of the Whole On motion of Senator Scott, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Scott 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.

Laid over until Tuesday, April 12, retaining its place on the calendar.

SB16-142 by Senator(s) Scott; also Representative(s) Ryden--Concerning modernization of election law provisions, and, in connection therewith, correcting statutory citations, updating terms and procedures to reflect modern elections administration, conforming state law to federal law, eliminating redundancies and obsolete references and practices, and harmonizing durational residency requirements for certain local government elections.

Laid over until Tuesday, April 12, retaining its place on the calendar.

SB16-113 by Senator(s) Marble, Grantham, Lambert, Cooke, Lundberg, Holbert, Baumgardner, Neville T., Scheffel, Crowder, Hill, Sonnenberg; also Representative(s) Saine and Humphrey, Navarro, Everett, Ransom, Van Winkle, Leonard, Neville P., Carver, Brown, Joshi, Nordberg, Windholz--Concerning the repeal of certain provisions concerning ammunition magazines.

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

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

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 571-572, and placed in members' bill files.)

As amended, laid over until Tuesday, April 12, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	33	NO	0	EXCUSED	2	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	E	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	E	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: SB16-113.
Laid over until Tuesday, April 12: SB16-150, SB16-142, SB16-169 as amended.

CONSIDERATION OF RESOLUTIONS

SM16-002 by Senator(s) Tate; --Memorializing former Senator Carl Michael Williams.
Laid over until Tuesday, April 12, retaining its place on the calendar.

SJM16-005 by Senator(s) Lambert; also Representative(s) Lundeen--Memorializing former Senator and Representative Charles Duke.

On motion of Senator Lambert, the memorial was read at length and **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	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	E	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	E	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Governor's Appointments Calendar (Members of the Board of Governors of the Colorado State University System) of Monday, April 11 was laid over until Tuesday, April 12, retaining its place on the calendar.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-013, 051, 068, 099, 110, 122, 125.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, April 8, 2016, at 10:45 a.m.: SB16-013, 051, 068, 099, 110, 122, 125.

MESSAGE FROM THE HOUSE

April 11, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1365, amended as printed in House Journal, April 6.
HB16-1360, amended as printed in House Journal, April 7.
HB16-1357, amended as printed in House Journal, April 7.

The House has voted to concur in the Senate amendments to HB16-1158, 1159, 1408, 1411, 1414 and has repassed the bills as so amended.

The House has voted not to concur in the Senate amendments to HB16-1405 and requests that a conference committee be appointed. The Speaker has appointed Representatives Hamner, chairman, Young, and Rankin as House conferees on the First Conference Committee on HB16-1405. The House has granted authorization to go beyond the scope of the differences. The bill is transmitted herewith.

The House has voted not to concur in the Senate amendments to HB16-1415 and requests that a conference committee be appointed. The Speaker has appointed Representatives Hamner, chairman, Young, and Rankin as House conferees on the First Conference Committee on HB16-1415. The bill is transmitted herewith.

Senate in recess. Senate reconvened.

MESSAGE FROM THE REVISOR OF STATUTES

April 11, 2016

We herewith transmit:

Without comment, as amended, HB16-1357, 1360, and 1365.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR16-030 by Senator(s) Cadman and Newell, Cooke; --Concerning declaring the week of May 15-21, 2016, as Police Week, and, in connection therewith, declaring May 15, 2016, as Peace Officers' Memorial Day.

Laid over until Wednesday, April 13, retaining its place on the calendar.

SJR16-031 by Senator(s) Kerr, Cadman; also Representative(s) Primavera--Concerning the designation of November 2016 as "Bladder Health Month" in Colorado.

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

SJR16-032 by Senator(s) Marble; also Representative(s) Buck--Concerning the designation of the overpass across United States Interstate Highway 25 at Kechter Road in Fort Collins as the "Buchanan Liberty Bridge".

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

INTRODUCTION OF BILLS -- FIRST READING

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

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

SCR16-003 by Senator(s) Steadman and Hodge; --Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the repeal of the consequences for underestimating a projection in a required election-related notice of fiscal year revenue subject to a constitutional spending limit.
State, Veterans, & Military Affairs

SCR16-004 by Senator(s) Ulibarri; --Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the imposition of a real estate transfer tax of one-tenth of one percent of the value of real property transferred in the state that will be used to finance affordable housing, and, in connection therewith, allowing the revenues from the tax to be collected and spent notwithstanding any limitation provided by law.
State, Veterans, & Military Affairs

SCR16-005 by Senator(s) Martinez Humenik; 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.
Local Government

HB16-1302 by Representative(s) Duran and DelGrosso; also Senator(s) Newell--Concerning the alignment of the Colorado statutes with the federal "Workforce Innovation and Opportunity Act" through the "Colorado Career Advancement Act".
Business, Labor, & Technology

HB16-1311 by Representative(s) Salazar; also Senator(s) Carroll and Marble--Concerning court orders requiring payment of monetary amounts.
Judiciary

- HB16-1320

by Representative(s) Foote and Carver; also Senator(s) Cooke--Concerning the regulation of massage therapy to modify practices that are linked to criminal behavior.

Judiciary

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- HB16-1356

by Representative(s) Kraft-Tharp and Nordberg; also Senator(s) Jahn and Holbert--Concerning requirements related to the satisfaction of indebtedness secured by real property.

Finance

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- HB16-1357

by Representative(s) Primavera; also Senator(s) Garcia and Cooke--Concerning implementation of the STEMI task force recommendations for the development of a system to improve the quality of care to patients who suffer heart attacks.

State, Veterans, & Military Affairs

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- HB16-1360

by Representative(s) Landgraf and Lontine, Esgar, Ginal; also Senator(s) Lundberg--Concerning the continuation of the regulation of direct-entry midwives by the director of the division of professions and occupations in the department of regulatory agencies, and, in connection therewith, implementing the recommendations contained in the sunset report prepared by the department.

Health & Human Services

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- HB16-1365

by Representative(s) Moreno and Wilson, Priola, Landgraf, Lawrence, Pettersen; also Senator(s) Woods--Concerning a high school diploma endorsement for biliteracy.

Education

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1060, 1093, 1104, 1109, 1153, 1173, 1198, 1215, 1224, 1230, 1255, 1258, 1259, 1270, 1271, 1297, 1306, 1316, 1416.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Lambert, Chair, Grantham, and Steadman as Senate conferees on the first conference committee on [HB16-1405](#).

The President appointed Senators Lambert, Chair, Grantham, and Steadman as Senate conferees on the first conference committee on [HB16-1415](#).

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, April 12, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

90th Legislative DayMonday, April 11, 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--33
Excused--2, Johnston, Jones

Quorum The President announced a quorum present.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 1 (a) was suspended to allow a person other than a Senator to lead the Pledge of Allegiance.

Pledge of Allegiance By Isabella Aguilar.

Reading of Journal On motion of Senator Holbert, reading of the Journal of Friday, April 8, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SJR16-027 and 029.
Correctly Reengrossed: SB16-067.

MESSAGE FROM THE HOUSE

April 11, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1356, 1401.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1311, amended as printed in House Journal, April 6.
HB16-1302, amended as printed in House Journal, April 6.
HB16-1320, amended as printed in House Journal, April 6.

The House has passed on Third Reading and returns herewith SB16-133.

The House has adopted and returns herewith SJR16-027, SJR16-028, SJR16-025.

MESSAGE FROM THE REVISOR OF STATUTES

April 8, 2016

We herewith transmit:

Without comment, HB16-1356 and 1401.
Without comment, as amended, HB16-1302, 1311, and 1320.

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.

Committee of the Whole On motion of Senator Scott, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Scott 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.

Laid over until Tuesday, April 12, retaining its place on the calendar.

SB16-142 by Senator(s) Scott; also Representative(s) Ryden--Concerning modernization of election law provisions, and, in connection therewith, correcting statutory citations, updating terms and procedures to reflect modern elections administration, conforming state law to federal law, eliminating redundancies and obsolete references and practices, and harmonizing durational residency requirements for certain local government elections.

Laid over until Tuesday, April 12, retaining its place on the calendar.

SB16-113 by Senator(s) Marble, Grantham, Lambert, Cooke, Lundberg, Holbert, Baumgardner, Neville T., Scheffel, Crowder, Hill, Sonnenberg; also Representative(s) Saine and Humphrey, Navarro, Everett, Ransom, Van Winkle, Leonard, Neville P., Carver, Brown, Joshi, Nordberg, Windholz--Concerning the repeal of certain provisions concerning ammunition magazines.

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

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

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 571-572, and placed in members' bill files.)

As amended, laid over until Tuesday, April 12, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	33	NO	0	EXCUSED	2	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	E	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	E	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: SB16-113.
Laid over until Tuesday, April 12: SB16-150, SB16-142, SB16-169 as amended.

CONSIDERATION OF RESOLUTIONS

SM16-002 by Senator(s) Tate; --Memorializing former Senator Carl Michael Williams.
Laid over until Tuesday, April 12, retaining its place on the calendar.

SJM16-005 by Senator(s) Lambert; also Representative(s) Lundeen--Memorializing former Senator and Representative Charles Duke.
On motion of Senator Lambert, the memorial was read at length and **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	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	E	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	E	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Governor's Appointments Calendar (Members of the Board of Governors of the Colorado State University System) of Monday, April 11 was laid over until Tuesday, April 12, retaining its place on the calendar.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-013, 051, 068, 099, 110, 122, 125.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, April 8, 2016, at 10:45 a.m.: SB16-013, 051, 068, 099, 110, 122, 125.

MESSAGE FROM THE HOUSE

April 11, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1365, amended as printed in House Journal, April 6.
HB16-1360, amended as printed in House Journal, April 7.
HB16-1357, amended as printed in House Journal, April 7.

The House has voted to concur in the Senate amendments to HB16-1158, 1159, 1408, 1411, 1414 and has repassed the bills as so amended.

The House has voted not to concur in the Senate amendments to HB16-1405 and requests that a conference committee be appointed. The Speaker has appointed Representatives Hamner, chairman, Young, and Rankin as House conferees on the First Conference Committee on HB16-1405. The House has granted authorization to go beyond the scope of the differences. The bill is transmitted herewith.

The House has voted not to concur in the Senate amendments to HB16-1415 and requests that a conference committee be appointed. The Speaker has appointed Representatives Hamner, chairman, Young, and Rankin as House conferees on the First Conference Committee on HB16-1415. The bill is transmitted herewith.

Senate in recess. Senate reconvened.

MESSAGE FROM THE REVISOR OF STATUTES

April 11, 2016

We herewith transmit:

Without comment, as amended, HB16-1357, 1360, and 1365.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR16-030 by Senator(s) Cadman and Newell, Cooke; --Concerning declaring the week of May 15-21, 2016, as Police Week, and, in connection therewith, declaring May 15, 2016, as Peace Officers' Memorial Day.

Laid over until Wednesday, April 13, retaining its place on the calendar.

SJR16-031 by Senator(s) Kerr, Cadman; also Representative(s) Primavera--Concerning the designation of November 2016 as "Bladder Health Month" in Colorado.

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

SJR16-032 by Senator(s) Marble; also Representative(s) Buck--Concerning the designation of the overpass across United States Interstate Highway 25 at Kechter Road in Fort Collins as the "Buchanan Liberty Bridge".

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

INTRODUCTION OF BILLS -- FIRST READING

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

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

SCR16-003 by Senator(s) Steadman and Hodge; --Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the repeal of the consequences for underestimating a projection in a required election-related notice of fiscal year revenue subject to a constitutional spending limit.
State, Veterans, & Military Affairs

SCR16-004 by Senator(s) Ulibarri; --Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the imposition of a real estate transfer tax of one-tenth of one percent of the value of real property transferred in the state that will be used to finance affordable housing, and, in connection therewith, allowing the revenues from the tax to be collected and spent notwithstanding any limitation provided by law.
State, Veterans, & Military Affairs

SCR16-005 by Senator(s) Martinez Humenik; 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.
Local Government

HB16-1302 by Representative(s) Duran and DelGrosso; also Senator(s) Newell--Concerning the alignment of the Colorado statutes with the federal "Workforce Innovation and Opportunity Act" through the "Colorado Career Advancement Act".
Business, Labor, & Technology

HB16-1311 by Representative(s) Salazar; also Senator(s) Carroll and Marble--Concerning court orders requiring payment of monetary amounts.
Judiciary

- HB16-1320

by Representative(s) Foote and Carver; also Senator(s) Cooke--Concerning the regulation of massage therapy to modify practices that are linked to criminal behavior.

Judiciary

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- HB16-1356

by Representative(s) Kraft-Tharp and Nordberg; also Senator(s) Jahn and Holbert--Concerning requirements related to the satisfaction of indebtedness secured by real property.

Finance

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- HB16-1357

by Representative(s) Primavera; also Senator(s) Garcia and Cooke--Concerning implementation of the STEMI task force recommendations for the development of a system to improve the quality of care to patients who suffer heart attacks.

State, Veterans, & Military Affairs

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- HB16-1360

by Representative(s) Landgraf and Lontine, Esgar, Ginal; also Senator(s) Lundberg--Concerning the continuation of the regulation of direct-entry midwives by the director of the division of professions and occupations in the department of regulatory agencies, and, in connection therewith, implementing the recommendations contained in the sunset report prepared by the department.

Health & Human Services

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- HB16-1365

by Representative(s) Moreno and Wilson, Priola, Landgraf, Lawrence, Pettersen; also Senator(s) Woods--Concerning a high school diploma endorsement for biliteracy.

Education

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1060, 1093, 1104, 1109, 1153, 1173, 1198, 1215, 1224, 1230, 1255, 1258, 1259, 1270, 1271, 1297, 1306, 1316, 1416.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Lambert, Chair, Grantham, and Steadman as Senate conferees on the first conference committee on [HB16-1405](#).

The President appointed Senators Lambert, Chair, Grantham, and Steadman as Senate conferees on the first conference committee on [HB16-1415](#).

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, April 12, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

91st Legislative Day Tuesday, April 12, 2016

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

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

Roll Call Present--32
Excused--3, Hodge, Johnston, Sonnenberg.
Present later--2, Hodge, Johnston.

Quorum The President announced a quorum present.

Pledge By Senator Cooke.

Reading of Journal On motion of Senator Merrifield, reading of the Journal of Monday, April 11, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB16-1335** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB16-1210** be **postponed indefinitely**.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB16-1294** be **postponed indefinitely**.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB16-156** 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, strike everything below the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, 2-3-101, **amend** (1) as follows:

2-3-101. Legislative audit committee - membership - meetings - powers and duties. (1) There is hereby created a legislative audit committee, hereinafter referred to IN THIS PART 1 as the "committee". The membership of the committee shall consist CONSISTS of four senators, two from each major political party, to be appointed by the president AND THE MINORITY LEADER of the senate, RESPECTIVELY, with the approval of a majority of the members elected to the senate and four representatives, two from each major political party, to be appointed by

the speaker AND THE MINORITY LEADER of the house of representatives, RESPECTIVELY, with the approval of a majority of the members elected to the house of representatives. Appointments to the committee shall be made no later than sixty days after the convening of the first regular session of the general assembly held in each odd-numbered year. AN APPOINTING AUTHORITY MAY MAKE AN APPOINTMENT TO TEMPORARILY REPLACE A CURRENT MEMBER OF THE COMMITTEE APPOINTED BY THAT APPOINTING AUTHORITY; EXCEPT THAT, A TEMPORARY APPOINTMENT DOES NOT REQUIRE APPROVAL OF A MAJORITY OF THE MEMBERS ELECTED TO THE APPLICABLE BODY. Membership on the committee shall terminate TERMINATES with the appointment of a member's successor or upon the termination of a member's term of office in the general assembly, whichever occurs first, and any member may be appointed to succeed himself OR HERSELF on the committee. Vacancies in the committee's membership shall be filled in the same manner as original appointments; except that the approval of the members elected to the general assembly is not necessary if any such appointment is made when the general assembly is not in session.

SECTION 2. In Colorado Revised Statutes, 2-3-301, **amend** (1) and (2) as follows:

2-3-301. Legislative council created - executive committee created. (1) There is hereby created a legislative council, referred to in this part 3 as the "council", which shall consist CONSISTS of an executive committee, six senators to be WITH MAJORITY PARTY MEMBERS appointed by the president of the senate AND MINORITY PARTY MEMBERS APPOINTED BY THE MINORITY LEADER OF THE SENATE, with the approval of a majority vote of the members elected to the senate, and six representatives to be WITH MAJORITY PARTY MEMBERS appointed by the speaker of the house of representatives AND MINORITY PARTY MEMBERS APPOINTED BY THE MINORITY LEADER OF THE HOUSE OF REPRESENTATIVES, with the approval of a majority vote of the members elected to the house of representatives. Except as otherwise provided in subsection (1.5) of this section, the executive committee shall be comprised CONSISTS of the president of the senate, the majority leader of the senate, the minority leader of the senate, the speaker of the house of representatives, the majority leader of the house of representatives, and the minority leader of the house of representatives, all of whom shall be ARE ex officio members of the council. The speaker of the house of representatives and the president of the senate shall alternately serve as the chairman CHAIR and vice-chairman VICE-CHAIR of the executive committee and shall serve for one-year terms. All ex officio members of the council shall have and MAY exercise all the powers, privileges, and duties of other members.

(2) Appointments or reappointments of all members of the council shall be made no later than ten days after the convening of the first regular session of each general assembly. AN APPOINTING AUTHORITY MAY MAKE AN APPOINTMENT TO TEMPORARILY REPLACE A CURRENT MEMBER OF THE COMMITTEE APPOINTED BY THAT APPOINTING AUTHORITY; EXCEPT THAT, A TEMPORARY APPOINTMENT DOES NOT REQUIRE APPROVAL OF A MAJORITY OF THE MEMBERS ELECTED TO THE APPLICABLE BODY. Membership on the council shall terminate TERMINATES with the appointment of a member's successor or upon the termination of a member's term of office in the general assembly, whichever first occurs. A member may be appointed to succeed himself or herself.

SECTION 3. In Colorado Revised Statutes, 2-3-302, **amend** (1) as follows:

2-3-302. Organization - meetings. (1) The council shall select a chairman and vice-chairman from among its membership, who shall serve for one-year terms CHAIR AND VICE-CHAIR OF THE EXECUTIVE COMMITTEE SHALL SERVE AS THE CHAIR AND VICE-CHAIR OF THE COUNCIL; and it THE COUNCIL shall prescribe its own rules of procedure, and may appoint subcommittees from the membership of the general assembly and other persons to assist in carrying out its functions.

SECTION 4. In Colorado Revised Statutes, 2-3-502, **amend** (3) and (4) as follows:

2-3-502. Committee on legal services - membership - duties.

(3) The membership of the committee ~~shall consist~~ CONSISTS of ten members of the general assembly. The ten legislative members of the committee ~~shall be~~ ARE as follows: The respective ~~chairmen~~ CHAIRS of the house and senate committees on judiciary or their respective designees; four members from the house of representatives, two from each major political party, one of whom shall be an attorney-at-law, if there is an attorney-at-law in each party, appointed by the speaker AND THE MINORITY LEADER of the house of representatives, RESPECTIVELY, with the approval of a majority of the members elected to the house of representatives; and four members from the senate, two from each major political party, one of whom shall be an attorney-at-law, if there is an attorney-at-law in each party, appointed by the president AND THE MINORITY LEADER of the senate, RESPECTIVELY, with the approval of a majority of the members elected to the senate.

(4) The eight appointive members of the committee shall be appointed no later than ten days after the convening of the first regular session of each general assembly. ~~except that initial appointments after June 13, 1985, shall be made within ten days after such date.~~ AN APPOINTING AUTHORITY MAY MAKE AN APPOINTMENT TO TEMPORARILY REPLACE A CURRENT MEMBER OF THE COMMITTEE APPOINTED BY THAT APPOINTING AUTHORITY. IN ADDITION, THE PRESIDENT OF THE SENATE MAY MAKE AN APPOINTMENT TO TEMPORARILY REPLACE THE CHAIR OF THE SENATE COMMITTEE ON JUDICIARY OR THE CHAIR'S RESPECTIVE DESIGNEE CURRENTLY SERVING ON THE COMMITTEE AND THE SPEAKER OF THE HOUSE OF THE REPRESENTATIVES MAY MAKE AN APPOINTMENT TO TEMPORARILY REPLACE THE CHAIR OF THE HOUSE COMMITTEE ON JUDICIARY OR THE CHAIR'S DESIGNEE CURRENTLY SERVING ON THE COMMITTEE; EXCEPT THAT, A TEMPORARY APPOINTMENT MADE PURSUANT TO THIS SUBSECTION (4) DOES NOT REQUIRE APPROVAL OF A MAJORITY OF THE MEMBERS ELECTED TO THE APPLICABLE BODY. Membership on the committee of each such appointive member ~~shall terminate~~ TERMINATES upon the appointment of his OR HER successor or upon termination of A MEMBER'S TERM OF office in the general assembly, whichever first occurs. The membership of a judiciary committee ~~chairman shall terminate~~ CHAIR TERMINATES upon the termination of his OR HER TERM OF office in the designated position. Any member may be appointed to succeed himself OR HERSELF on the committee. Vacancies in the committee's membership shall be filled in the same manner as original appointments; except that the approval of the members elected to the general assembly is not necessary if any such appointment is made when the general assembly is not in session.

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."

Page 1, line 103, strike "COMMITTEES" and substitute "COMMITTEES, ALLOWING TEMPORARY APPOINTMENTS TO THE COMMITTEES,".

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB16-1156** be **referred** to the Committee of the Whole with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB16-1268** be **referred** to the Committee of the Whole with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB16-1308** be **postponed indefinitely**.

Judiciary	After consideration on the merits, the Committee recommends that SB16-056 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67
	Amend printed bill, strike everything below the enacting clause and substitute:	
	" SECTION 1. In Colorado Revised Statutes, amend 24-50.5-101 as follows:	
	24-50.5-101. Legislative declaration. (1) The general assembly hereby declares that the people of Colorado are entitled to information about the workings of state government in order to reduce the waste and mismanagement of public funds, to reduce abuses in government authority, and to prevent illegal and unethical practices. The general assembly further declares that employees of the state of Colorado are citizens first and have a right and a responsibility to behave as good citizens in our common efforts to provide sound management of governmental affairs. To help achieve these objectives, the general assembly declares that state employees should be encouraged to disclose information on actions of state agencies that are not in the public interest and that legislation is needed to ensure that any employee making such disclosures shall not be subject to disciplinary measures or harassment by any public official.	
	(2) THE GENERAL ASSEMBLY FURTHER DECLARES THAT THE PURPOSE OF THE CREATION OF WHISTLEBLOWER REVIEW AGENCIES IN THIS ARTICLE IS TO PROVIDE A MECHANISM FOR DETERMINING WHETHER INFORMATION ABOUT STATE OPERATIONS OR CONDUCT PROVIDED BY A STATE EMPLOYEE MAY BE MADE PUBLIC BY A STATE EMPLOYEE WHISTLEBLOWER, EITHER TO MEMBERS OF THE GENERAL ASSEMBLY OR ULTIMATELY TO THE PUBLIC, WHILE PROTECTING THAT STATE EMPLOYEE FROM PUNITIVE ACTION AND WHILE MAINTAINING THE CONFIDENTIAL NATURE OF INFORMATION WHERE REQUIRED BY LAW.	
	SECTION 2. In Colorado Revised Statutes, 24-50.5-102, add (6) as follows:	
	24-50.5-102. Definitions. As used in this article, unless the context otherwise requires:	
	(6) "WHISTLEBLOWER REVIEW AGENCY" MEANS THE DIRECTOR OF THE OFFICE OF LEGISLATIVE LEGAL SERVICES UNDER PART 5 OF ARTICLE 3 OF TITLE 2, C.R.S., OR THE DIRECTOR'S DESIGNEE, THE ATTORNEY GENERAL UNDER ARTICLE 31 OF THIS TITLE, OR THE ATTORNEY GENERAL'S DESIGNEE, OR THE STATE COURT ADMINISTRATOR UNDER SECTION 13-3-101, C.R.S., OR THE STATE COURT ADMINISTRATOR'S DESIGNEE.	
	SECTION 3. In Colorado Revised Statutes, amend 24-50.5-103 as follows:	
	24-50.5-103. Retaliation prohibited. (1) Except as provided in subsection (2) of this section, no AN appointing authority or supervisor shall NOT initiate or administer any disciplinary action against an employee on account of the employee's disclosure of information. This section shall SUBSECTION (1) DOES not apply to AN EMPLOYEE WHO DISCLOSES:	
	(a) An employee who discloses Information that he OR SHE knows to be false or who discloses information with disregard for the truth or falsity thereof OF THE INFORMATION;	
	(b) An employee who discloses Information from public records which THAT are closed to public inspection pursuant to section 24-72-204; OR	
	(c) An employee who discloses WITHOUT LAWFUL AUTHORITY, information which THAT is confidential under any other provision of law.	
	(2) It shall be the obligation of An employee who wishes to disclose information under the protection of this article IS OBLIGATED to make a good-faith effort to provide to his OR HER supervisor or appointing authority or member of the general assembly the information to be disclosed prior to the time of its disclosure.	
	(3) SUBSECTION (2) AND PARAGRAPHS (b) AND (c) OF SUBSECTION (1) OF THIS SECTION DO NOT APPLY TO AN EMPLOYEE WHO DISCLOSES INFORMATION TO A WHISTLEBLOWER REVIEW AGENCY.	

(4) AN EMPLOYEE SHALL DISCLOSE INFORMATION UNDER SUBSECTION (3) OF THIS SECTION TO THE ATTORNEY GENERAL OR THE ATTORNEY GENERAL'S DESIGNEE UNLESS THE INFORMATION DISCLOSED INVOLVES AN OFFICER OR EMPLOYEE OF THE DEPARTMENT OF LAW. IF THE INFORMATION DISCLOSED UNDER SUBSECTION (3) OF THIS SECTION INVOLVES AN OFFICER OR EMPLOYEE OF THE DEPARTMENT OF LAW, AN EMPLOYEE MAY DISCLOSE THE INFORMATION TO ANY WHISTLEBLOWER REVIEW AGENCY. ACCESS TO INFORMATION RECEIVED BY A WHISTLEBLOWER REVIEW AGENCY UNDER THIS SECTION IS LIMITED TO ONLY THOSE PERSONS CONDUCTING THE REVIEW.

(5) (a) (I) WITHIN THIRTY DAYS AFTER RECEIPT OF ANY INFORMATION DISCLOSED UNDER SUBSECTION (3) OF THIS SECTION, A WHISTLEBLOWER REVIEW AGENCY SHALL DETERMINE IN WRITING WHETHER OR NOT THE INFORMATION IS:

(A) CLOSED TO PUBLIC INSPECTION UNDER SECTION 24-72-204;
OR

(B) CONFIDENTIAL UNDER ANY OTHER PROVISION OF LAW.

(II) EACH WHISTLEBLOWER REVIEW AGENCY SHALL MAINTAIN THE CONFIDENTIAL NATURE OF ANY INFORMATION DETERMINED TO BE CLOSED TO PUBLIC INSPECTION OR CONFIDENTIAL UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH (a).

(b) IF A WHISTLEBLOWER REVIEW AGENCY DETERMINES THAT ANY INFORMATION DISCLOSED UNDER SUBSECTION (3) OF THIS SECTION INCLUDES TRADE SECRETS, OR CONFIDENTIAL COMMERCIAL, FINANCIAL, GEOLOGICAL, OR GEOPHYSICAL DATA, THE WHISTLEBLOWER REVIEW AGENCY SHALL MAINTAIN THE CONFIDENTIAL NATURE OF THE INFORMATION.

(c) (I) IF THERE IS A SUBSTANTIAL LIKELIHOOD THAT INFORMATION DISCLOSED UNDER SUBSECTION (3) OF THIS SECTION TO A WHISTLEBLOWER REVIEW AGENCY WILL BE RELEASED TO THE PUBLIC FOR REASONS INCLUDING THAT THE WHISTLEBLOWER REVIEW AGENCY DETERMINES IN WRITING THAT THE INFORMATION IS NOT CONFIDENTIAL, THAT A REQUEST FOR INSPECTION OF THE INFORMATION EXISTS UNDER PART 2 OF ARTICLE 72 OF THIS TITLE, OR THAT A PERSON REQUESTS A COURT TO COMPEL RELEASE OF THE INFORMATION, THE WHISTLEBLOWER REVIEW AGENCY SHALL IMMEDIATELY GIVE WRITTEN NOTICE TO THE OWNER OF THE INFORMATION THAT THE WHISTLEBLOWER REVIEW AGENCY IS IN POSSESSION OF THE INFORMATION IN CONNECTION WITH A DISCLOSURE OF INFORMATION UNDER SUBSECTION (3) OF THIS SECTION. WRITTEN NOTICE UNDER THIS PARAGRAPH (c) TOLLS THE TIME PERIOD FOR THE INSPECTION OF RECORDS UNDER SECTION 24-72-203 (3) UNTIL A REASONABLE TIME AFTER THE THIRTY-DAY TIME PERIOD SPECIFIED IN SUBSECTION (6) OF THIS SECTION AND THE CONCLUSION OF ANY LEGAL PROCEEDINGS UNDER SUBSECTION (6) OF THIS SECTION. A WHISTLEBLOWER REVIEW AGENCY SHALL NOT RELEASE ANY INFORMATION SUBJECT TO A NOTICE UNDER THIS PARAGRAPH (c) UNTIL THIRTY DAYS AFTER THE DATE THAT WRITTEN NOTICE IS GIVEN TO THE OWNER OF THE INFORMATION UNDER THIS PARAGRAPH (c).

(II) THE WRITTEN NOTICE MUST CONTAIN THE DETERMINATION OF THE WHISTLEBLOWER REVIEW AGENCY WITH RESPECT TO WHETHER THE INFORMATION IS CONFIDENTIAL AND THE CIRCUMSTANCES CONSTITUTING A SUBSTANTIAL LIKELIHOOD THAT THE INFORMATION WILL BE RELEASED TO THE PUBLIC.

(III) THE WRITTEN NOTIFICATION REQUIREMENT OF THIS PARAGRAPH (c) DOES NOT APPLY IF A WHISTLEBLOWER REVIEW AGENCY MAKES A GOOD-FAITH EFFORT TO LOCATE THE OWNER OF THE INFORMATION AND REASONABLY DETERMINES THAT THE OWNER CANNOT BE LOCATED.

(6) ANY PERSON NOTIFIED UNDER PARAGRAPH (c) OF SUBSECTION (5) OF THIS SECTION WHO COULD BE HARMED BY THE RELEASE OF INFORMATION DESCRIBED UNDER PARAGRAPH (b) OF SUBSECTION (5) OF THIS SECTION AND DISCLOSED UNDER SUBSECTION (3) OF THIS SECTION TO A WHISTLEBLOWER REVIEW AGENCY MAY, WITHIN THIRTY DAYS AFTER RECEIVING NOTICE UNDER PARAGRAPH (c) OF SUBSECTION (5) OF THIS SECTION, FILE AN ACTION UNDER RULE 65 OF THE COLORADO RULES OF CIVIL PROCEDURE AGAINST THE WHISTLEBLOWER REVIEW AGENCY IN POSSESSION OF THE INFORMATION IN THE DISTRICT COURT FOR THE CITY

AND COUNTY OF DENVER FOR INJUNCTIVE RELIEF PROHIBITING RELEASE OF THE INFORMATION.

(7) (a) SUBJECT TO SUBSECTION (6) OF THIS SECTION, IMMEDIATELY AFTER RECEIVING ANY INFORMATION UNDER SUBSECTION (3) OF THIS SECTION, A WHISTLEBLOWER REVIEW AGENCY SHALL NOTIFY THE SUPERVISOR OR APPOINTING AUTHORITY OF THE EMPLOYEE THAT THE WHISTLEBLOWER REVIEW AGENCY HAS RECEIVED THE INFORMATION AND THAT NO RETALIATORY ACTION MAY BE TAKEN AGAINST THE EMPLOYEE EXCEPT UNDER THE LIMITED CIRCUMSTANCES DESCRIBED IN PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION.

(b) SUBJECT TO SUBSECTION (6) OF THIS SECTION, WITHIN SIXTY DAYS AFTER RECEIVING ANY INFORMATION UNDER SUBSECTION (3) OF THIS SECTION, A WHISTLEBLOWER REVIEW AGENCY MAY CONFER WITH AND TRANSFER THE INFORMATION TO THE ENTITY HAVING JURISDICTION OR AUTHORITY TO INVESTIGATE ANY ALLEGATION OF UNLAWFUL BEHAVIOR.

(8) EXCEPT AS PROVIDED IN SUBSECTION (5) OF THIS SECTION, IF A WHISTLEBLOWER REVIEW AGENCY DETERMINES THAT THE INFORMATION OR A PORTION OF THE INFORMATION RECEIVED IS NOT PROHIBITED FROM DISCLOSURE UNDER SECTION 24-72-204 OR IS NOT OTHERWISE CONFIDENTIAL UNDER ANY OTHER PROVISION OF LAW, THAT INFORMATION MAY BE RELEASED TO THE GENERAL ASSEMBLY OR THE PUBLIC UPON REQUEST. EACH WHISTLEBLOWER REVIEW AGENCY SHALL MAINTAIN RECORDS OF INFORMATION DISCLOSED TO THE WHISTLEBLOWER REVIEW AGENCY UNDER SUBSECTION (3) OF THIS SECTION AND OF THE ACTION OF THE WHISTLEBLOWER REVIEW AGENCY WITH RESPECT TO THE INFORMATION.

(9) EACH WHISTLEBLOWER REVIEW AGENCY SHALL DESIGNATE A PERSON OR PERSONS AS A POINT OF CONTACT FOR FUNCTIONS UNDER THIS SECTION AND SHALL MAKE THE CONTACT INFORMATION FOR THAT PERSON OR THOSE PERSONS PUBLIC, BOTH ON THE WEBSITE OF THE WHISTLEBLOWER REVIEW AGENCY AND BY ANY OTHER APPROPRIATE MEANS.

(10) IF THE PERSON OR PERSONS DESIGNATED UNDER SUBSECTION (9) OF THIS SECTION BECOME AWARE THAT INFORMATION FROM PUBLIC RECORDS THAT ARE CLOSED TO PUBLIC INSPECTION UNDER SECTION 24-72-204 OR INFORMATION THAT IS OTHERWISE CONFIDENTIAL UNDER THE LAW IS DETERMINED TO HAVE BEEN DISCLOSED AT ANY TIME WITHOUT LAWFUL AUTHORITY, THE PERSON OR PERSONS DESIGNATED IN SUBSECTION (9) OF THIS SECTION SHALL MAKE REASONABLE EFFORTS TO NOTIFY THE OWNER OF THE INFORMATION WITHIN A REASONABLE TIME.

SECTION 4. Effective date - applicability. This act takes effect upon passage and applies to any information disclosed by a state employee to a whistleblower review agency on or after said date.

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."

Judiciary

After consideration on the merits, the Committee recommends that **SB16-111** 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. In Colorado Revised Statutes, **add** 24-33.5-115 as follows:

24-33.5-115. Peace officer authority Colorado mounted rangers study task force - repeal. (1) THERE IS CREATED A PEACE OFFICER AUTHORITY COLORADO MOUNTED RANGERS STUDY TASK FORCE, REFERRED TO IN THIS SECTION AS THE "TASK FORCE", CONVENED TO STUDY AND MAKE RECOMMENDATIONS REGARDING PEACE OFFICER CERTIFICATION AND AUTHORITY FOR THE COLORADO MOUNTED RANGERS. THE TASK FORCE CONSISTS OF:

(a) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC

SAFETY OR HIS OR HER DESIGNEE, WHO SHALL SERVE AS THE CHAIR OF THE TASK FORCE;

- (b) THE ATTORNEY GENERAL OR HIS OR HER DESIGNEE;
- (c) A REPRESENTATIVE OF THE CHIEFS OF POLICE APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY;
- (d) A COUNTY SHERIFF APPOINTED BY THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY;
- (e) THE CHIEF OF THE COLORADO STATE PATROL OR HIS OR HER DESIGNEE;
- (f) THE DIRECTOR OF THE COLORADO BUREAU OF INVESTIGATION OR HIS OR HER DESIGNEE;
- (g) THE DIRECTOR OF THE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT OR HIS OR HER DESIGNEE; AND
- (h) THE COLONEL OF THE COLORADO MOUNTED RANGERS.

(2) THE CHAIR OF THE TASK FORCE SHALL CONVENE THE FIRST MEETING OF THE TASK FORCE BY JUNE 1, 2016. THE TASK FORCE SHALL SCHEDULE A SUFFICIENT NUMBER OF MEETINGS IN ORDER TO COMPLETE AND SUBMIT ITS RECOMMENDATIONS PURSUANT TO SUBSECTION (4) OF THIS SECTION PRIOR TO JULY 1, 2017.

(3) THE TASK FORCE SHALL STUDY AND MAKE RECOMMENDATIONS REGARDING WHETHER IT IS APPROPRIATE FOR THE COLORADO MOUNTED RANGERS TO RECEIVE P.O.S.T. PEACE OFFICER CERTIFICATION, AND IF SO:

- (a) THE APPROPRIATE LEVEL OF PEACE OFFICER CERTIFICATION FOR THE COLORADO MOUNTED RANGERS, INCLUDING THE APPROPRIATE AMOUNT OF TRAINING AND SUPERVISION;
- (b) THE APPROPRIATE AGENCY TO HOUSE THE COLORADO MOUNTED RANGERS;
- (c) THE APPROPRIATE LEVEL OF PEACE OFFICER AUTHORITY OF THE COLORADO MOUNTED RANGERS;
- (d) THE STATUS OF A COLORADO MOUNTED RANGER WHEN THE RANGER IS NOT ON DUTY; AND
- (e) ANY OTHER RELEVANT MATTERS.

(4) THE TASK FORCE SHALL PROVIDE RECOMMENDATIONS TO THE JUDICIARY COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND SENATE, OR ANY SUCCESSOR COMMITTEES, REGARDING APPLICATION FOR PEACE OFFICER STATUS PURSUANT TO SECTION 16-2.5-201, C.R.S.

(5) THIS SECTION 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."

Business,
Labor, &
Technology

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

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF PERSONNEL AND ADMINISTRATION

effective May 11, 2015, for a term expiring at the pleasure of the Governor:

Pamela June Taylor of Denver, Colorado, and occasioned by the resignation of Kathy Nesbitt of Denver, Colorado, appointed.

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
DENVER METROPOLITAN MAJOR LEAGUE STADIUM
DISTRICT BOARD OF DIRECTORS

for terms expiring August 1, 2019:

F. Robert Lee of Littleton, Colorado, reappointed;

James L. Basey of Denver, Colorado, appointed;

Stephanie Forbes Donner of Denver, Colorado, appointed.

Business, Labor, & Technology

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

MEMBERS OF THE
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for terms expiring July 1, 2016:

Charles Hildreth Woolley of Denver, Colorado, appointed;

Robert E. Musgraves of Denver, Colorado, appointed;

for terms expiring July 1, 2017:

Marco Antonio Abarca of Denver, Colorado, appointed;

Christopher Weld Tetzeli of Denver, Colorado, appointed;

for a term expiring July 1, 2018:

Cathey McClain Finlon of Denver, Colorado, appointed.

Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB16-1317** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

SENATE SERVICES REPORT

Correctly Printed: SB16-184; SCR16-003, 004, and 005; SJR16-030, 031, and 032.
Correctly Engrossed: SB16-113; SJM16-005.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB16-113 by Senator(s) Marble, Grantham, Lambert, Cooke, Lundberg, Holbert, Baumgardner, Neville T., Scheffel, Crowder, Hill, Sonnenberg; also Representative(s) Saine and Humphrey, Navarro, Everett, Ransom, Van Winkle, Leonard, Neville P., Carver, Brown, Joshi, Nordberg, Windholz--Concerning the repeal of certain provisions concerning ammunition magazines.

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

YES	20	NO	13	EXCUSED	2	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
Carroll	N	Hodge	E	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	Todd	N
Donovan	Y	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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

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

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--Consent Calendar, and Senator Holbert was called to act as Chair.

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

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

HB16-1379 by Representative(s) Kraft-Tharp; also Senator(s) Martinez Humenik--Concerning the criteria under which the state board of psychologist examiners may award professional development credit for specific activities currently included in the continuing professional development program for licensed psychologists.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 8, page(s) 679, and placed in members' bill files.)

As amended, ordered revised 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	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
Carroll	Y	Hodge	E	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: HB16-1379 as amended.

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.

Laid over until Wednesday, April 13, retaining its place on the calendar.

SB16-142
by Senator(s) Scott; also Representative(s) Ryden--Concerning modernization of election law provisions, and, in connection therewith, correcting statutory citations, updating terms and procedures to reflect modern elections administration, conforming state law to federal law, eliminating redundancies and obsolete references and practices, and harmonizing durational residency requirements for certain local government elections.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, March 29, page(s) 589, and placed in members' bill files.)

Amendment No. 2(L.009), by Senator Scott.

Amend printed bill, page 9, line 22, strike "1-8.3-103," and substitute "1-8.3-102,".

As amended, laid over until Wednesday, April 13, retaining its place on the calendar.

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

(Amended in General Orders as printed in Senate Journal, April 11, page(s) 684.)

As amended, laid over until Wednesday, April 13, 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	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
Carroll	Y	Hodge	E	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:

Laid over until Wednesday, April 13: SB16-150, SB16-142 as amended, SB16-169 as amended.

CONSIDERATION OF RESOLUTIONS

SJR16-031 by Senator(s) Kerr, Cadman; also Representative(s) Primavera--Concerning the designation of November 2016 as "Bladder Health Month" in Colorado.

On motion of Senator Kerr, the resolution was read at length and **adopted** by the following roll call vote:

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

SJR16-032

by Senator(s) Marble; also Representative(s) Buck--Concerning the designation of the overpass across United States Interstate Highway 25 at Kechter Road in Fort Collins as the "Buchanan Liberty Bridge".

Laid over until Friday, April 15, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

April 12, 2016

Mr. President:

The House has adopted and transmits herewith HJR16-1016, as printed in House Journal.

The House has adopted and transmits herewith HJR16-1017, as printed in House Journal.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Memorials Calendar (SM16-002) of Tuesday, April 12 was laid over until Friday, April 15, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Governor's Appointments Calendar (Members of the Board of Governors of the Colorado State University System) of Tuesday, April 12 was laid over until Wednesday, April 13, retaining its place on the calendar.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR16-1016

by Representative(s) Ginal and Conti; also Senator(s) Donovan and Tate--Concerning the designation of April 12, 2016, as a day to celebrate Colorado's purebred dogs.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	E
Carroll	Y	Hodge	E	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: Aguilar, Baumgardner, Carroll, Crowder, Garcia, Grantham, Heath, Hill, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Neville T., Newell, Roberts, Scheffel, Scott, Steadman, Todd, Ulibarri, and Woods.

HJR16-1017 by Representative(s) Danielson and Pettersen, Arndt, Becker K., Buckner, Court, Duran, Esgar, Foote, Lontine, Rosenthal, Williams; also Senator(s) Todd and Aguilar, Carroll, Guzman, Heath, Hodge, Jahn, Kefalas, Kerr, Newell, Steadman, Ulibarri--Concerning the designation of April 12, 2016, as "Equal Pay Day" in Colorado, and, in connection therewith, acknowledging the persisting problem of wage disparity among various groups.

On motion of Senator Todd, the resolution was read at length and **adopted** by the following roll call vote:

YES	26	NO	7	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Sonnenberg	E
Carroll	Y	Hodge	E	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		

Co-sponsor(s) added: Crowder, Donovan, Johnston, Jones, Martinez Humenik, Merrifield, and Roberts.

IMMEDIATE RECONSIDERATION OF HJR16-1017

HJR16-1017 by Representative(s) Danielson and Pettersen, Arndt, Becker K., Buckner, Court, Duran, Esgar, Foote, Lontine, Rosenthal, Williams; also Senator(s) Todd and Aguilar, Carroll, Guzman, Heath, Hodge, Jahn, Kefalas, Kerr, Newell, Steadman, Ulibarri--Concerning the designation of April 12, 2016, as "Equal Pay Day" in Colorado, and, in connection therewith, acknowledging the persisting problem of wage disparity among various groups.

Majority Leader Scheffel moved for immediate reconsideration of the last Senate action, Consideration of Resolutions, on **HJR16-1017**.

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

CONSIDERATION OF RESOLUTIONS (cont'd)

HJR16-1017 by Representative(s) Danielson and Pettersen, Arndt, Becker K., Buckner, Court, Duran, Esgar, Foote, Lontine, Rosenthal, Williams; also Senator(s) Todd and Aguilar, Carroll, Guzman, Heath, Hodge, Jahn, Kefalas, Kerr, Newell, Steadman, Ulibarri--Concerning the designation of April 12, 2016, as "Equal Pay Day" in Colorado, and, in connection therewith, acknowledging the persisting problem of wage disparity among various groups.

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

YES	28	NO	6	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Sonnenberg	E
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		

MESSAGE FROM THE HOUSE

April 12, 2016

Mr. President:

The House has adopted and transmits herewith HJR16-1013, as printed in House Journal.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR16-1013 by Representative(s) Windholz and Rosenthal; also Senator(s) Lundberg--Concerning atrocities against Christians and other ethnic and religious minorities.

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

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

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

Senator Lambert moved that the Senate conferees on the first conference committee on **HB16-1405** 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**.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Local Government After consideration on the merits, the Committee recommends that **SB16-172** 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 13, strike "ORDINANCE" and substitute "RESOLUTION".

Page 2, line 17, strike "COUNTY BOARD OF EQUALIZATION" and substitute "BOARD OF COUNTY COMMISSIONERS".

Page 3, line 5, strike "ORDINANCE" and substitute "RESOLUTION".

Page 3, line 24, strike "ORDINANCE" and substitute "RESOLUTION".

Page 4, strike lines 4 through 13 and substitute:

"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."

Local Government After consideration on the merits, the Committee recommends that **SB16-177** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB16-185** by Senator(s) Scott; also Representative(s) Melton--Concerning the allowable finance charge for certain consumer credit transactions.
Finance
- SB16-187** by Senator(s) Hill; also Representative(s) Williams and Sias--Concerning measures affecting the operation of charter schools.
Education
- SB16-188** by Senator(s) Hill; also Representative(s) Williams and Sias--Concerning increasing charter schools' access to resources.
Education
- SB16-189** by Senator(s) Scott, Johnston, Roberts, Scheffel, Steadman; also Representative(s) Foote, Dore, Kagan, McCann, Willett--Concerning the nonsubstantive revision of statutes in the Colorado Revised Statutes, as amended, and, in connection therewith, amending or repealing obsolete, imperfect, and inoperative law to preserve the legislative intent, effect, and meaning of the law.
State, Veterans, & Military Affairs
- SCR16-006** by Senator(s) Ulibarri; also Representative(s) Melton and Salazar--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the removal of the exception to the prohibition of slavery and involuntary servitude when used as punishment for persons duly convicted of a crime.
State, Veterans, & Military Affairs

MESSAGE FROM THE GOVERNOR

April 12, 2016

Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

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

SB16-068: CONCERNING WEARING FLUORESCENT PINK GARMENTS TO HUNT BIG GAME.

Approved April 12, 2016 at 3:31 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday, April 13, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

92nd Legislative DayWednesday, April 13, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

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

Roll Call Present--33
Excused--2, Baumgardner, Hill.
Present later--1, Hill.

Quorum The President announced a quorum present.

Presentation of Colors By the Adams County Sheriff's Office Honor Guard, accompanied by piper Tim Lambert:
Jason Humphrey;
Ian Austin;
Skylar VonFeldt;
Marcellino Ortiz.

Pledge By Senator Cooke.

Reading of Journal On motion of Senator Merrifield, reading of the Journal of Tuesday, April 12, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Finance The Committee on Finance has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
COLORADO LOTTERY COMMISSION

for a term expiring July 1, 2016:

Stella Peterson of Arvada, Colorado, to serve as a member of the public and as a Democrat and occasioned by the resignation of Frances Ann Koncilja of Littleton, Colorado, appointed.

Finance After consideration on the merits, the Committee recommends that **SB16-035** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend the State, Veterans, & Military Affairs Committee Report, dated March 28, 2016, page 1, line 19, before "PROFESSIONAL" insert "DIVERSITY IN PARTY AFFILIATION AND".

Page 2 of the report, strike lines 36 through 38 and substitute:

"(III) RECOMMENDATIONS TO THE GENERAL ASSEMBLY REGARDING THE DISTRIBUTION OF INCOME AND INTEREST DESCRIBED IN SECTION 22-41-102 (3) (f) (IV) AND (3) (g) (IV)".

Page 4 of the report, line 22, strike "IN".

Page 4 of the report, strike lines 23 and 24 and substitute "BY THE GENERAL ASSEMBLY, SUBJECT TO THE RECOMMENDATIONS OF THE PUBLIC SCHOOL FUND INVESTMENT BOARD DESCRIBED IN SECTION 22-41-102.5 (4) (a) (III).".

Page 5 of the report, line 11, strike "IN".

Page 5 of the report, strike lines 12 and 13 and substitute "BY THE GENERAL ASSEMBLY, SUBJECT TO THE RECOMMENDATIONS OF THE PUBLIC SCHOOL FUND INVESTMENT BOARD DESCRIBED IN SECTION 22-41-102.5 (4) (a) (III).".

SENATE SERVICES REPORT

Correctly Printed: SB16-185, 187, 188, and 189; SCR16-006.
Correctly Engrossed: SJR16-031.
Correctly Reengrossed: SB16-113.
Correctly Revised: HB16-1379; HJR16-1016 and 1017.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-030 by Senator(s) Cadman and Newell, Cooke; also Representative(s) Sias--Concerning declaring the week of May 15-21, 2016, as Police Week, and, in connection therewith, declaring May 15, 2016, as Peace Officers' Memorial Day.

On motion of Senator Cadman, the resolution was read at length.

Amendment No. 1(L.001), by Senators Cadman, Cooke, and Newell.

Amend printed joint resolution, page 2, line 9, strike "333" and substitute "336".

Page 11, line 10, strike "and".

Page 11, line 13, strike "S.O." and substitute "S.O.; and".

Page 11, after line 13 insert:

"In 2016: Travis Russell of the Las Animas County S.O., Nate Carrigan of the Park County S.O., and Derek Geer of the Mesa County S.O.".

The amendment was passed on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	E	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 President Cadman, the resolution, as amended, was **adopted** by the following roll call vote:

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

Twenty-one
Gun Salute

Weld County Sheriff's Office Honor Guard:
Aaron McConnaughey;
Jon Patton;
Tom Miller;
Shane Jones;
Mauricio Gonzalez;
Guery Martinez-Demorizi;
Dana Oakes;
Mike Villegas.

Senate in recess.

Senate reconvened.

Call of the Senate.

Call raised.

Upon request of Majority Leader Scheffel, **HB16-1379** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Wednesday, April 13 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Wednesday, April 13.

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.

Senate in recess.
Senate reconvened.

Call of the Senate.
Call raised.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB16-1379 by Representative(s) Kraft-Tharp; also Senator(s) Martinez Humenik--Concerning the criteria under which the state board of psychologist examiners may award professional development credit for specific activities currently included in the continuing professional development program for licensed psychologists.

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

YES	30	NO	4	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Sonnenberg	N
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	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: Newell and Todd.

Committee of the Whole
On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Roberts 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	1
	individuals who are parties to a civil union, and, in connection therewith, prohibiting	2
	marriages in circumstances in which one of the parties is already in a civil union with	3
	another individual, addressing the legal effect of parties to a civil union marrying each	4
	other, clarifying the dissolution process when parties to a civil union marry, and amending	5
	the bigamy statute to include parties to a civil union.	6
		7
	Laid over until Wednesday, April 20, retaining its place on the calendar.	8
		9
SB16-142	by Senator(s) Scott; also Representative(s) Ryden--Concerning modernization of election	10
	law provisions, and, in connection therewith, correcting statutory citations, updating terms	11
	and procedures to reflect modern elections administration, conforming state law to federal	12
	law, eliminating redundancies and obsolete references and practices, and harmonizing	13
	durational residency requirements for certain local government elections.	14
		15
		16
	(Amended in General Orders as printed in Senate journal, April 12, page(s) 698.)	17
		18
	As amended, ordered engrossed and placed on the calendar for third reading and final	19
	passage.	20
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SB16-169	by Senator(s) Martinez Humenik and Cooke; also Representative(s) Kraft-Tharp and	23
	Landgraf--Concerning changes related to the seventy-two-hour emergency mental health	24
	procedure.	25
		26
	(Amended in general orders as printed in Senate journal, April 11, page(s) 684.)	27
		28
	<u>Amendment No. 1(L.016), by Senator Aguilar.</u>	29
		30
	Amend printed bill, page 6, line 9, strike "no other ANOTHER" and	31
	substitute "no other".	32
		33
	Page 6, line 10, strike "and" and substitute "and OR".	34
		35
	Page 6, line 11, strike "NOT".	36
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	<u>Amendment No. 2(L.020), by Senator Aguilar.</u>	39
		40
	Amend printed bill, page 8, line 13, after "(4)" insert "(a)".	41
		42
	Page 8, line 15, strike "AN" and substitute "EXCEPT AS PROVIDED IN	43
	PARAGRAPH (b) OF THIS SUBSECTION (4), AN".	44
		45
	Page 8, line 17, strike "SECTION, OR THAT" and substitute "SECTION".	46
		47
	Page 8, strike lines 18 and 19.	48
		49
	Page 8, line 20, strike "THIS SECTION,".	50
		51
	Page 1 of the Judiciary Committee Report, dated March 30, 2016, strike	52
	lines 10 and 11 and substitute:	53
		54
	"Page 8, line 25, strike "SCREENING OR" and substitute "STABILIZATION.".	55
		56
	Page 8, strike line 26 and substitute:	57
		58
	"(b) AN EMERGENCY MEDICAL SERVICES FACILITY OR DESIGNATED	59
	FACILITY THAT ASSUMES EMERGENCY CUSTODY OF A PERSON AFTER A	60
	TRANSFER FROM A LAW ENFORCEMENT FACILITY PURSUANT TO	61
	SUBSECTION (2) OF THIS SECTION MUST INCLUDE THE TIME THE PERSON	62
	WAS HELD IN THE LAW ENFORCEMENT FACILITY AS PART OF THE	63
	SEVENTY-TWO-HOUR PERIOD ALLOWED PURSUANT TO THIS SECTION. THE	64
	SEVENTY-TWO-HOUR PERIOD ALSO EXCLUDES SATURDAYS, SUNDAYS,	65
	AND HOLIDAYS IF EVALUATION AND TREATMENT SERVICES ARE NOT	66
	AVAILABLE ON THOSE DAYS, AND ANY TIME REQUIRED FOR	67

NON-PSYCHIATRIC MEDICAL STABILIZATION. THE EMERGENCY MEDICAL
SERVICES FACILITY MAY INITIATE A SEVENTY-TWO-HOUR HOLD IF
MEDICALLY NECESSARY.
(c) A PERSON WHO IS PROVIDED SERVICES UNDER THE".".

As amended, laid over until Thursday, April 14, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Roberts, 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	E	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: SB16-142 as amended.
Laid over until Thursday, April 14: SB16-169 as amended.
Laid over until Wednesday, April 20: SB16-150.

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 Wednesday, April 13 was laid over until Thursday, April 14, retaining its place on the calendar.

Consideration of Resolutions: HJR16-1013.
Consideration of Governor's Appointments:
Members of the Board of Governors of the Colorado State University System.

Senate in recess. Senate reconvened.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR16-033 by Senator(s) Martinez Humenik and Kefalas; also Representative(s) Brown and Ginal-- Concerning the designation of August 2016 as "Spinal Muscular Atrophy Awareness Month" in Colorado.

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

TRIBUTES

Honoring:

The Aguilar Family -- By President Bill L. Cadman.
Liberty Common High School Seniors -- By Senator Owen Hill, Senator John Kefalas,
and Representative Paul Lundeen.
Jim and Jeanne Pagano -- By Senator Leroy Garcia.
Lori Ann Moriarty -- By Senator Linda Newell.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday,
April 14, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

93rd Legislative Day Thursday, April 14, 2016

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--33
Excused--2, Holbert, Scott
Present later--1, Holbert.

Quorum The President announced a quorum present.

Pledge By Senator Cooke.

Reading of Journal On motion of Senator Merrifield, reading of the Journal of Wednesday, April 13, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services After consideration on the merits, the Committee recommends that SB16-162 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 3, strike "(II)" and substitute "(II); and add (1) (a) (II.2) and (1) (a) (II.3)".

Page 2, after line 23 insert:

"(II.2) A PROVIDER OF MEDICAL SERVICES THAT IS NOT ENROLLED IN THE COLORADO MEDICAL ASSISTANCE PROGRAM THAT PROVIDES MEDICAL SERVICES TO A RECIPIENT, REGARDLESS OF WHETHER THE SERVICES ARE REIMBURSABLE OR NONREIMBURSABLE UNDER THE MEDICAL ASSISTANCE PROGRAM, SHALL NOT CHARGE THE RECIPIENT MORE THAN THE USUAL AND CUSTOMARY RATE FOR THE MEDICAL SERVICES.

(II.3) IF A PROVIDER OF MEDICAL SERVICES THAT IS NOT ENROLLED IN THE COLORADO MEDICAL ASSISTANCE PROGRAM PROVIDES MEDICAL SERVICES TO A RECIPIENT THAT WOULD BE REIMBURSABLE UNDER THE MEDICAL ASSISTANCE PROGRAM IF THE PROVIDER WERE AN ENROLLED PROVIDER OR THAT WOULD NOT BE NONREIMBURSABLE UNDER THE MEDICAL ASSISTANCE PROGRAM, PRIOR TO PROVIDING MEDICAL SERVICES, THE PROVIDER SHALL ENTER INTO A DOCUMENTED AGREEMENT WITH THE RECIPIENT. THE AGREEMENT MUST SET FORTH THE SPECIFIC MEDICAL SERVICES PROVIDED, THE USUAL AND CUSTOMARY COST FOR THE SERVICES, THE COST TO THE RECIPIENT FOR THE SERVICES PROVIDED, AND THE METHOD OF PAYMENT BY THE CLIENT. THE AGREEMENT MUST ALSO INCLUDE THE STATEMENT THAT THE RECIPIENT UNDERSTANDS THAT HE OR SHE WOULD NOT BE LIABLE FOR THE COST OF REIMBURSABLE MEDICAL SERVICES IF THE RECIPIENT OBTAINED THE SERVICES FROM AN ENROLLED PROVIDER. THE AGREEMENT MUST BE SIGNED AND DATED BY BOTH THE RECIPIENT AND THE PROVIDER. UNDER THESE CIRCUMSTANCES, THE RECIPIENT IS LIABLE FOR THE COST OF THE MEDICAL SERVICES."

Page 714	Senate Journal-93rd Day-April 14, 2016	
Health & Human Services	After consideration on the merits, the Committee recommends that SB16-170 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4 5 6 7 8 9 10 11 12
	Amend printed bill, page 2, strike lines 2 through 22.	13 14 15 16 17 18 19 20 21 22 23 24 25 26
	Page 3, strike lines 1 through 19.	27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69
	Renumber succeeding sections accordingly.	
Judiciary	The Committee on <u>Judiciary</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:	
	MEMBER OF THE <u>COLORADO COMMISSION ON JUDICIAL DISCIPLINE</u>	
	effective July 1, 2015, for a term expiring June 30, 2019:	
	Sonia Ann Negrete-Winn of Pueblo, Colorado, to serve as a non-attorney, appointed.	
Judiciary	After consideration on the merits, the Committee recommends that HB16-1260 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	
	Amend reengrossed bill, page 4, line 16, strike "C.R.S." and substitute "C.R.S., OR AS CRIMINAL ATTEMPT, CONSPIRACY, OR SOLICITATION TO COMMIT A FELONY UNDER SECTION 18-3-402, C.R.S.".	
	Page 4, line 24, strike "C.R.S." and substitute "C.R.S., OR AS CRIMINAL ATTEMPT, CONSPIRACY, OR SOLICITATION TO COMMIT A FELONY UNDER SECTION 18-3-402, C.R.S.".	
	Page 5, strike lines 7 and 8 substitute: "COMMISSION OF THE OFFENSE: (A) AS TO ANY OFFENSE OR DELINQUENT ACT CHARGED AS A FELONY UNDER SECTION 18-3-402, C.R.S.;	
	(B) UNDER ANY OTHER CRIMINAL STATUTE IF THE OFFENSE IS A FELONY OR WOULD BE A FELONY IF COMMITTED BY AN ADULT AND IS BASED ON THE SAME ACT OR SERIES OF ACTS ARISING FROM THE SAME CRIMINAL EPISODE AS THE OFFENSE OR DELINQUENT ACT CHARGED AS A FELONY UNDER SECTION 18-3-402, C.R.S.; EXCEPT THAT THIS SUB-SUBPARAGRAPH (B) DOES NOT APPLY IF THE COURT FINDS THAT THERE IS NO PROBABLE CAUSE FOR THE FELONY UNDER SECTION 18-3-402, C.R.S.; OR	
	(C) AS TO CRIMINAL ATTEMPT, CONSPIRACY, OR SOLICITATION TO COMMIT ANY OF THE OFFENSES IN THIS SUBPARAGRAPH (III).".	
Judiciary	After consideration on the merits, the Committee recommends that HB16-1278 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	
Trans- portation	After consideration on the merits, the Committee recommends that HB16-1298 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	
Trans- portation	After consideration on the merits, the Committee recommends that SB16-173 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-176 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4 5 6			
	State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1296 be postponed indefinitely.	7 8 9 10 11 12		
		State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1309 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32	
			Amend reengrossed bill, page 2, line 15, after "COUNSEL" insert "FROM THE STATE PUBLIC DEFENDER'S OFFICE".	33 34 35	
			Page 3, line 2, after "COUNSEL" insert "FROM THE STATE PUBLIC DEFENDER'S OFFICE".	36 37 38 39 40	
			Page 3, after line 10 insert:	41 42 43 44 45	
"SECTION 4. In Colorado Revised Statutes, 21-1-104, add (6) as follows:			46 47 48 49 50 51 52 53 54 55		
21-1-104. Duties of public defender. (6) THE STATE PUBLIC DEFENDER SHALL PROVIDE COUNSEL TO DEFENDANTS IN MUNICIPAL COURTS WHEN SUCH COUNSEL IS APPOINTED BY A MUNICIPAL COURT PURSUANT TO SECTION 13-10-114.5, C.R.S."	56 57 58 59 60 61 62 63 64 65 66 67 68 69				
Renumber succeeding section accordingly.					
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB16-179 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.		70 71 72 73 74 75		
	Business, Labor, & Technology		After consideration on the merits, the Committee recommends that HB16-1048 be referred to the Committee of the Whole with favorable recommendation.	76 77 78 79 80 81	
			Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB16-183 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100
				Amend printed bill, page 3, strike lines 17 and 18 and substitute "enabled through the caller's use of VoIP service or IP-enabled service; and".	
				Page 4, strike lines 8 through 13 and substitute:	
				"CALLS BY A BESP FOR THE PURPOSE OF SELECTING AND TRANSPORTING 911 CALLS TO A POINT OF INTERCONNECTION WITH A PSAP FROM ONE OR MORE:	
(A) LOCAL EXCHANGE PROVIDERS, WIRELESS CARRIERS, OR OTHER TELECOMMUNICATIONS PROVIDERS;					
(B) VOIP SERVICE PROVIDERS OR IP-ENABLED SERVICE PROVIDERS; OR					
(C) INTERMEDIARY AGGREGATION SERVICE PROVIDERS."					
Page 5, strike lines 21 through 26 and substitute:					
"MEANS THE COLLECTION OF 911 CALLS BY A BESP FOR THE PURPOSE OF SELECTING AND TRANSPORTING 911 CALLS TO A POINT OF INTERCONNECTION WITH A PSAP FROM ONE OR MORE:					

(I) LOCAL EXCHANGE PROVIDERS, WIRELESS CARRIERS, OR OTHER TELECOMMUNICATIONS PROVIDERS;
(II) VOIP SERVICE PROVIDERS OR IP-ENABLED SERVICE PROVIDERS; OR
(III) INTERMEDIARY AGGREGATION SERVICE PROVIDERS."

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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:

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MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

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for terms expiring July 1, 2016:

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Sondra Winterhof Mercier of Westminster, Colorado, reappointed;

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MaryKay Kelley of Silverthorne, Colorado, reappointed;

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Ann Louesa Maricle of Denver, Colorado, reappointed;

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Gregg A. Near of Lakewood, Colorado, reappointed;

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for terms expiring July 1, 2019:

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Diane Marie DeVries of Wheat Ridge, Colorado, reappointed;

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James R. Meurer of Golden, Colorado, reappointed.

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REPORT OF CONFERENCE COMMITTEES

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FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB16-1165

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THIS REPORT AMENDS THE
REREVISED BILL

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To the President of the Senate and the
Speaker of the House of Representatives:

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Your first conference committee appointed on HB16-1165, concerning statutory changes based on the recommendations in the report of the 2013-2015 Colorado child support commission, has met and reports that it has agreed upon the following:

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That the House accede to the Senate amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

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Amend rerevised bill, page 3, line 16, after "settlements -" insert "reporting -".

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Page 4, line 1, after the period add "THE GENERAL ASSEMBLY ENCOURAGES THE STATE CHILD SUPPORT ENFORCEMENT AGENCY AND INSURANCE COMPANIES TO PARTICIPATE IN THE CHILD SUPPORT LIEN NETWORK INSURANCE DATA MATCH, OR A SIMILAR PROGRAM, FOR THE BENEFIT OF THE CHILDREN OF COLORADO.

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(b) ON OR BEFORE JANUARY 30, 2018, THE DEPARTMENT OF HUMAN SERVICES SHALL SUBMIT A REPORT TO THE HEALTH AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE PUBLIC HEALTH CARE AND HUMAN SERVICES COMMITTEE OF THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, CONCERNING THE RESULTS OF THE VOLUNTARY PARTICIPATION BY INSURANCE COMPANIES IN THE CHILD SUPPORT LIEN NETWORK INSURANCE DATA MATCH PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1).".

Reletter succeeding paragraph accordingly.

Respectfully submitted,

House Committee:
(signed)
K.C. Becker, Chairman
Jessie Danielson
Lois Landgraf

Senate Committee:
(signed)
Larry W. Crowder, Chairman
Kevin Lundberg
Linda Newell

SENATE SERVICES REPORT

Correctly Printed: SJR16-033.
Correctly Engrossed: SB16-142; SJR16-030.
Correctly Rerevised: HB16-1379.

THIRD READING OF BILLS -- FINAL PASSAGE

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

SB16-142 by Senator(s) Scott; also Representative(s) Ryden--Concerning modernization of election law provisions, and, in connection therewith, correcting statutory citations, updating terms and procedures to reflect modern elections administration, conforming state law to federal law, eliminating redundancies and obsolete references and practices, harmonizing durational residency requirements for certain local government elections, and making an appropriation.

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

YES	30	NO	4	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
Baumgardner	N	Hill	Y	Lundberg	N	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.	Y	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: Heath, Kerr, Todd, and Ulibarri.

Committee of the Whole	On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Roberts was called to act as Chair.	1 2 3 4 5 6 7 8 9 10 11 12
	GENERAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR	13 14 15 16 17 18 19 20
	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:	21 22 23 24 25 26 27 28 29 30 31 32 33
HB16-1335	by Representative(s) Pabon and Melton, Arndt, Duran, Garnett, Ginal, Lontine, Moreno, Salazar, Singer, Vigil, Young; also Senator(s) Steadman, Aguilar, Garcia, Guzman, Ulibarri--Concerning the unlawful sale of certain publicly provided government services. Laid over to the end of the General Orders -- Second Reading of Bills Calendar, Thursday, April 14.	34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51
SB16-156	by Senator(s) Scheffel and Guzman, Cadman; also Representative(s) Duran and DelGrosso, Hullinghorst--Concerning certain legislative oversight committees, and, in connection therewith, modifying the manner in which members are appointed to the committees and specifying that the chair and vice-chair of the executive committee of the legislative council also serve as chair and vice-chair of the legislative council. <u>Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.</u> (Printed in Senate Journal, April 12, page(s) 689-691, and placed in members' bill files.) As amended, ordered engrossed and placed on the calendar for third reading and final passage.	52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69
HB16-1317	by Representative(s) Williams; also Senator(s) Holbert--Concerning clarifying the types of transactions that may be included in a motor vehicle service contract. Ordered revised and placed on the calendar for third reading and final passage.	70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90
SB16-172	by Senator(s) Woods, Baumgardner, Cooke, Lundberg, Marble, Tate, Jahn, Johnston; also Representative(s) Tyler and Buck, Neville P.--Concerning the election by a person to receive electronic notification of certain information from a county relating to a pending property tax dispute. <u>Amendment No. 1, Local Government Committee Amendment.</u> (Printed in Senate Journal, April 12, page(s) 703, and placed in members' bill files.) As amended, ordered engrossed and placed on the calendar for third reading and final passage.	91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112
SB16-177	by Senator(s) Martinez Humenik and Heath, Kefalas; also Representative(s) Hullinghorst and Lawrence--Concerning technical modifications to legislation enacted in 2015 to promote an equitable financial contribution among affected public bodies in connection with urban redevelopment projects allocating tax revenues. Ordered engrossed and placed on the calendar for third reading and final passage.	113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200
	ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE -- CONSENT CALENDAR	201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300
	On motion of Senator Roberts, the report of the Committee of the Whole was adopted on the following roll call vote:	301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400

YES	34	NO	0	EXCUSED	1	ABSENT	0		
Aguilar		Y	Heath	Y	Lambert	Y	Scott	E	1
Baumgardner		Y	Hill	Y	Lundberg	Y	Sonnenberg	Y	2
Carroll		Y	Hodge	Y	Marble	Y	Steadman	Y	3
Cooke		Y	Holbert	Y	Martinez Humenik	Y	Tate	Y	4
Crowder		Y	Jahn	Y	Merrifield	Y	Todd	Y	5
Donovan		Y	Johnston	Y	Neville T.	Y	Ulibarri	Y	6
Garcia		Y	Jones	Y	Newell	Y	Woods	Y	7
Grantham		Y	Kefalas	Y	Roberts	Y	President	Y	8
Guzman		Y	Kerr	Y	Scheffel	Y			9

The Committee of the Whole took the following action:

Passed on second reading: SB16-156 as amended, SB16-172 as amended, SB16-177, HB16-1317.
Laid over to the end of the General Orders -- Second Reading of Bills calendar, Thursday, April 14: HB16-1335.

Committee of the Whole On motion of Senator Roberts, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Roberts 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:

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

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

HB16-1268 by Representative(s) Foote; also Senator(s) Cooke--Concerning district attorneys representation in certain hearings arising from interstate supervision compacts.

Amendment No. 1(L.001), by Senator Cooke.

Amend reengrossed bill, page 2, line 13, after "ANY" insert "PROBATION".

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

SB16-111 by Senator(s) Lambert, Baumgardner, Grantham, Cooke, Newell, Garcia, Neville T., Scheffel, Carroll; also Representative(s) Lundeen, Fields, Klingenschmitt, Saine, Joshi--Concerning authorizing the Colorado mounted rangers as certified reserve peace officers.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 12, page(s) 694-695, and placed in members' bill files.)

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

HB16-1335 by Representative(s) Pabon and Melton, Arndt, Duran, Garnett, Ginal, Lontine, Moreno, Salazar, Singer, Vigil, Young; also Senator(s) Steadman, Aguilar, Garcia, Guzman, Ulibarri--Concerning the unlawful sale of certain publicly provided government services.

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

SB16-169

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

(Amended in General Orders as printed in Senate Journal, April 11, page(s) 684, and April 13, 709-710.)

As amended, laid over until Friday, April 15, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Roberts, 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	E
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: SB16-111 as amended, HB16-1156, HB16-1268 as amended, HB16-1335.
Laid over until Friday, April 15: SB16-169 as amended.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB16-1405

THIS REPORT AMENDS THE
REENGROSSED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB16-1405, concerning the provision for payment of the expenses of the executive, legislative, and judicial departments of the state of Colorado, and of its agencies and institutions, for and during the fiscal year beginning July 1, 2016, except as otherwise noted, has met and reports that it has agreed upon the following:

1. That the Senate recede from its amendments made to the bill, as the amendments appear in the rerevised bill, and that the following amendments be substituted therefor:

Page 132, lines 14 and 15, strike "services, which will remain flat from

FY 2015-16 to FY 2016-17 contracts," and substitute "services".

Page 378, line 5, in the ITEM & SUBTOTAL column strike "8,148,338" and substitute "8,036,686" and in the CASH FUNDS column strike "6,889,291^a" and substitute "6,777,639^a".

Adjust affected totals accordingly.

Page 378, line 14, strike "\$7,114,434" and substitute "\$7,002,782".

Page 405, line 9, in the ITEM & SUBTOTAL column strike "439,007" and substitute "539,007" and in the GENERAL FUND column strike "439,007" and substitute "539,007".

Adjust affected totals accordingly.

Page 467, line 3, in the ITEM & SUBTOTAL column strike "8,054,611" and substitute "8,482,054" and in the GENERAL FUND column strike "7,749,746" and substitute "8,177,189".

Page 467, line 4, in the ITEM & SUBTOTAL column strike "(132.9 FTE)" and substitute "(140.0 FTE)".

Page 467, line 5, in the ITEM & SUBTOTAL column strike "520,190" and substitute "568,656" and in the GENERAL FUND column strike "515,510" and substitute "563,976".

Page 467, line 7, in the ITEM & SUBTOTAL column strike "3,031,312" and substitute "3,045,371" and in the GENERAL FUND column strike "2,992,793" and substitute "3,006,852".

Adjust affected totals accordingly.

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Page 27, after line 8 insert:

	ITEM & SUBTOTAL \$	GENERAL FUND \$
"External Capacity Sustainability	3,000,000	3,000,000".

Adjust affected totals accordingly.

Page 446, lines 4 and 5, strike, "It is the intent of the General Assembly" and substitute "The amount of the appropriation assumes that the Department will make lower facility payments to programs that have lower costs due to case management staffing shortfalls or security and case management salary shortfalls relative to the staffing and salary model upon which the appropriation is based. Because provider rates are unchanged for FY 2016-17, these appropriations further assume that salary and staffing levels deemed adequate for FY 2015-16 will be deemed adequate for FY 2016-17 and".

Page 13, strike lines 1 through 7 and substitute "^a Of these amounts, an estimated \$684,582 shall be from the Plant Health, Pest Control, and Environmental Protection Cash Fund created in Section 35-1-106.3 (1), C.R.S., an estimated \$495,630 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., an estimated \$406,127 shall be from the Inspection and Consumer Services Cash Fund created in Section 35-1-106.5 (1), C.R.S., an estimated \$188,070 shall be from the Agriculture Management Fund created in Section 35-1-106.9, C.R.S., an estimated \$184,103 shall be from the Brand Inspection Fund created in Section 35-41-102 (1), C.R.S., an estimated \$147,394 shall be from the Colorado State Fair Authority Cash Fund created in Section

35-65-107 (1), C.R.S., an estimated \$95,845 shall be from the Pet Animal Care and Facility Fund created in Section 35-80-116, C.R.S., an estimated \$54,524 shall be from the Agricultural Products Inspection Cash Fund created in Section 35-23-114 (3) (a), C.R.S., an estimated \$13,222 shall be from the Alternative Livestock Farm Cash Fund created in Section 35-41.5-116, C.R.S., an estimated \$8,110 shall be from the Agriculture Value-added Cash Fund created in Section 35-75-205 (1), C.R.S., an estimated \$7,256 shall be from the Colorado Wine Industry Development Fund created in Section 35-29.5-105 (1), C.R.S., an estimated \$4,427 shall be from the Veterinary Vaccine and Service Fund created in Section 35-50-106 (1), C.R.S., an estimated \$1,763 shall be from the Aquaculture Cash Fund created in Section 35-24.5-111, C.R.S., and an estimated \$2,413,384 shall be from various sources of cash funds.".

Page 15, line 6, strike "\$1,463,996" and substitute "\$1,387,276".

Page 15, line 7, strike "\$60,289" and substitute "\$137,009".

Page 25, line 10, strike "as as" and substitute "as".

Page 39, line 7, strike "\$104,747" and substitute "\$107,740" and strike "\$17,963" and substitute "\$14,970".

Page 106, line 11, strike "\$79,890" and substitute "\$34,523".

Page 106, line 14, after "C.R.S.," insert "\$45,367 shall be from the Intellectual and Developmental Disabilities Services Cash Fund created in Section 25.5-10-207 (1), C.R.S.".

Page 112, line 15, in the CASH FUNDS column strike "4,945,446^a" and substitute "4,945,446^e".

Page 113, line 1, in the CASH FUNDS column strike "402,984^a" and substitute "402,984^e".

Page 113, line 4, in the CASH FUNDS column strike "336,621^a" and substitute "336,621^e".

Page 113, line 6, in the CASH FUNDS column strike "1,745,342^a" and substitute "1,745,342^e".

Page 113, strike line 9 and substitute "^a Of this amount, \$43,200 shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3(4)(a), C.R.S., and \$1,387 shall be from the Children's Basic Health Plan Trust created in Section 25.5-8-105 (1), C.R.S.".

Page 113, after line 13 insert: "^e These amounts shall be from the Hospital Provider Fee Cash Fund created in Section 25.5-4-402.3 (4) (a), C.R.S.".

Page 125, line 9, in the ITEM & SUBTOTAL column strike "16,099,539" and substitute "16,109,873", in the GENERAL FUND column strike "8,049,770(M)" and substitute "8,054,937(M)", and in the FEDERAL FUNDS column strike "8,049,769" and substitute "8,054,936".

Page 128, line 2, in the ITEM & SUBTOTAL column strike "53,699,657" and substitute "53,235,691", in the GENERAL FUND column strike "24,876,287(M)" and substitute "24,645,233(M)", and in the FEDERAL FUNDS column strike "26,957,228" and substitute "26,724,316".

Adjust affected totals accordingly.

Page 126, line 2, in the ITEM & SUBTOTAL column strike "5,706,975" and substitute "5,656,943", in the GENERAL FUND column strike "2,842,337(M)" and substitute "2,817,321(M)", and in the FEDERAL FUNDS column strike "2,864,638" and substitute "2,839,622".

Adjust affected totals accordingly.

Page 179, line 1, strike "\$5,575,082" and substitute "\$5,656,943".

Page 179, line 4, strike "\$1,072,211" and substitute "\$990,350".

Page 179, line 5, strike "\$5,069,062" and substitute "\$5,150,923".

Page 185, line 10, strike "\$2,923,132 (I)" and substitute "\$2,954,182(I)".

Page 186, line 7, strike "\$62,648,949 (I)" and substitute "\$62,617,899(I)".

Page 191, line 5, in the ITEM & SUBTOTAL column strike "3,384,497" and substitute "2,944,683" and in the FEDERAL FUNDS column strike "2,143,250^a" and substitute "1,703,436^a".

Adjust affected totals accordingly.

Page 227, line 4, in the REAPPROPRIATED FUNDS column strike "11,306^d" and substitute "11,306^b".

Page 248, line 2, in the ITEM & SUBTOTAL column strike "34,436,237" and substitute "34,480,727" and in the CASH FUNDS column strike "15,873,019^b" and substitute "15,917,509^b".

Adjust affected totals accordingly.

Page 249, line 8, strike "\$4,623,735" and substitute "\$4,668,225".

Page 262, line 11, in the ITEM & SUBTOTAL column strike "24,480" and substitute "25,738".

Page 262, line 13, in the ITEM & SUBTOTAL column strike "315,204" and substitute "308,946".

Page 263, line 5, in the TOTAL column strike "48,883,834" and substitute "48,878,834" and in the CASH FUNDS column strike "20,193,635^a" and substitute "20,188,635^a".

Adjust affected totals accordingly.

Page 263, line 7, strike "and" and substitute "an", strike "\$6,876,430" and substitute "\$7,630,039", and strike "\$6,156,985" and substitute "\$6,275,372".

Page 263, line 8, strike "\$1,876,562" and substitute "\$1,900,300" and strike "\$761,271" and substitute "\$771,040".

Page 263, line 9, strike "\$404,165" and substitute "\$413,851".

Page 263, line 10, strike "\$388,276" and substitute "\$391,760".

Page 263, line 11, strike "\$3,729,946" and substitute "\$2,806,273".

Page 267, line 3, strike "\$10,288,185" and substitute "\$10,350,330" and strike "\$208,440" and substitute "\$146,295".

Page 268, line 7, strike "\$1,213,198" and substitute "\$1,238,198" and strike "\$75,000" and substitute "\$50,000".

Page 269, line 1, strike "\$3,006,519" and substitute "\$2,967,577" and strike "\$1,087,766" and substitute "\$1,098,393".

Page 269, line 2, strike "\$1,056,123" and substitute "\$1,084,438".

Page 271, line 9, strike "\$1,224,822" and substitute "\$1,223,649" and strike "\$214,765" and substitute "\$215,938".

Page 303, line 2, in the ITEM & SUBTOTAL column strike "2,947,757" and substitute "2,943,757" and in the REAPPROPRIATED FUNDS column strike "2,515,402^b" and substitute "2,511,402^b".

Adjust affected totals accordingly.

Page 305, line 1, strike "Of this amount, \$2,511,402" and substitute "This amount" and strike "division, and \$4,000 shall" and substitute "division."

Page 305, strike line 2.

Page 305, line 3, strike "Energy Impact Grants and Disbursements line item appropriation," and substitute "Of this amount,".

Page 346, line 4, strike "C.R.S." and substitute "C.R.S., or the Risk Management Fund created in Section 24-30-1510 (1) (a), C.R.S.".

Page 366, line 1, in the CASH FUNDS column strike "208,660^b" and in the REAPPROPRIATED FUNDS column strike "5,541,801^a" and substitute "5,750,461^a".

Adjust affected totals accordingly.

Page 366, line 12, strike "\$26,630,880" and substitute "\$26,839,540".

Page 367, line 3, strike "\$7,580,365" and substitute "\$7,371,705".

Page 367, line 10, strike "e This amount" and substitute "e Of this amount, \$100,000 shall be transferred from the Prevention Services Division within this department, and \$3,700".

Page 370, line 2, strike "\$2,211,638" and substitute "\$1,973,638".

Page 370, line 3, strike "C.R.S.," and substitute "C.R.S., \$238,000 shall be from the Marijuana Tax Cash Fund created in Section 39-28.8-501 (1), C.R.S., and".

Page 439, strike line 5 and substitute "a Of these amounts, \$1,324,407 shall be from the State Toxicology Laboratory Fund created in Section 24-33.5-428 (2) (a), C.R.S., \$1,185,798 shall be from the Offender Identification".

Page 439, line 6 strike "Section 24-33.5-428 (2) (a), C.R.S.," and substitute "Section 24-33.5-415.6 (1), C.R.S.,".

Page 461, line 5, in the GENERAL FUNDS column strike "3,723,767" and substitute "3,182,842" and in the REAPPROPRIATED FUNDS strike "5,213,283^b" and substitute "5,754,208^b".

Page 461, line 7, in the REAPPROPRIATED FUNDS column strike "17,093^b" and substitute "17,093^c".

Page 461, line 8, in the REAPPROPRIATED FUNDS column strike "163^b" and substitute "163^c".

Page 461, line 10, in the REAPPROPRIATED FUNDS column strike "4,194^b" and substitute "4,194^c".

Page 461, line 13, in the REAPPROPRIATED FUNDS column strike "4,151^b" and substitute "4,151^c".

Page 461, line 14, in the REAPPROPRIATED FUNDS column strike "1,915^b" and substitute "1,915^c".

Page 462, line 15, in the GENERAL FUNDS column strike "7,473,004" and substitute "8,013,929" and in the REAPPROPRIATED FUNDS strike "540,925^b".

Page 463, line 5, strike "\$40,315" and substitute "\$40,238".

Page 463, line 6, strike "\$27,248,365" and substitute "\$27,248,442".

Page 463, line 7, strike "\$5,213,283" and substitute "\$5,185,767".

Page 463, after line 8 insert: "c These amounts shall be transferred from the Department of Corrections from the Offender ID Program in the Institutions Section."

Page 465, line 10, strike "This amount" and substitute "Of this amount, it is estimated that \$27,037 shall be from the Marijuana Cash Fund created in Section 12-43.3-501 (1) (a), C.R.S., and \$2,100".

Page 466, line 10, strike "\$1,027,182" and substitute "\$1,028,612" and strike "\$63,986" and substitute "\$62,556".

Page 471, line 1, strike "\$1,150,038" and substitute "\$1,156,954" and strike "\$143,169" and substitute "\$142,662".

Page 471, line 2, strike "\$51,747" and substitute "\$51,392".

Page 471, line 3, strike "\$17,249" and substitute "and \$23,640".

Page 471, line 4, strike "and \$12,445 shall be from various sources of cash funds."

Page 472, line 10, strike "\$2,240,661" and substitute "\$2,224,298" and strike "\$31,121" and substitute "\$47,484".

Page 474, line 2, strike "\$283,391" and substitute "\$277,358".

Page 474, line 3, strike "\$93,837" substitute "\$99,870".

Page 475, line 1, strike "\$255,049" and substitute "\$234,350" and strike "\$86,227" and substitute "\$88,288".

Page 475, line 2, strike "\$61,893" and substitute "\$79,978" and strike "\$24,440" and substitute "\$24,993".

Page 478, line 10, strike "\$2,190,718" and substitute "\$2,235,366".

Page 478, line 11, strike "\$190,053" and substitute "\$217,166".

Page 478, line 12, strike "\$6,269" and substitute "\$6,496" and strike "\$721" and substitute "\$682".

Page 478, line 13, strike "C.R.S., \$684" and substitute "C.R.S., and \$625".

Page 478, line 13, strike "C.R.S., \$536 shall be from the Department of Revenue" and substitute "C.R.S."

Page 478, strike line 14.

Page 479, line 13, in the ITEM & SUBTOTAL column strike "640,147" and substitute "1,181,072" and in the CASH FUNDS column strike "640,147^a" and substitute "1,181,072^a".

Adjust affected totals accordingly.

Page 480, line 1, strike "\$7,759,494" and substitute "\$7,644,192" and strike "\$1,388,901" and substitute "\$2,045,128".

Page 482, line 3, strike "\$573,758" and substitute "\$546,644".

Page 507, line 9, in the ITEM & SUBTOTAL column strike "11,735,212" and substitute "9,335,511" and in the CASH FUNDS column strike "2,505,000^a" and substitute "105,299^a".

Adjust affected totals accordingly.

Respectfully submitted,

House Committee:	Senate Committee:
(signed)	(signed)
Millie Hamner, Chairman	Kent D. Lambert, Chairman
Dave Young	Kevin Grantham
Bob Rankin	Pat Steadman

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB16-1415

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB16-1415,
concerning the manner in which the state funds driver and vehicle
services by the division of motor vehicles in the department of
revenue, and, in connection therewith, making and reducing an
appropriation, has met and reports that it has agreed upon the
following:

That the House accede to the Senate amendments made to the
bill, as the amendments appear in the rerevised bill, with the following
changes:

Amend rerevised bill, page 3, line 12, strike "(e)" and substitute "(e);
and **add** (2) (c) (I.5) and (2) (c) (II.5)".

Page 3, line 18, strike "~~of eight~~ THIRTEEN dollars" and substitute "~~of
eight dollars~~ SET FORTH IN SUBPARAGRAPH (I.5) OF THIS PARAGRAPH
(c)".

Page 3, after line 20 insert:

- "(I.5) THE COUNTY CLERK AND RECORDER SHALL RETAIN THE
FOLLOWING AMOUNTS UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH
(c):
- (A) FOR A DRIVER'S LICENSE ISSUED PRIOR TO JULY 1, 2016,
EIGHT DOLLARS;
 - (B) FOR A DRIVER'S LICENSE ISSUED ON OR AFTER JULY 1, 2016,
BUT PRIOR TO JULY 1, 2017, TEN DOLLARS;
 - (C) FOR A DRIVER'S LICENSE ISSUED ON OR AFTER JULY 1, 2017,
BUT PRIOR TO JULY 1, 2018, TWELVE DOLLARS; AND
 - (D) FOR A DRIVER'S LICENSE ISSUED ON OR AFTER JULY 1, 2018,
THIRTEEN DOLLARS."

Page 3, line 24, strike "~~of thirteen~~ EIGHTEEN dollars ~~and sixty cents~~"
and substitute "~~of thirteen dollars and sixty cents~~ SET FORTH IN
SUBPARAGRAPH (II.5) OF THIS PARAGRAPH (c)".

Page 3, after line 26 insert:

- "(II.5) THE COUNTY CLERK AND RECORDER SHALL RETAIN THE
FOLLOWING AMOUNTS UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH
(c):

- (A) FOR A DRIVER'S LICENSE ISSUED PRIOR TO JULY 1, 2016,
THIRTEEN DOLLARS AND SIXTY CENTS;
- (B) FOR A DRIVER'S LICENSE ISSUED ON OR AFTER JULY 1, 2016,
BUT PRIOR TO JULY 1, 2017, FIFTEEN DOLLARS;
- (C) FOR A DRIVER'S LICENSE ISSUED ON OR AFTER JULY 1, 2017,
BUT PRIOR TO JULY 1, 2018, SEVENTEEN DOLLARS; AND
- (D) FOR A DRIVER'S LICENSE ISSUED ON OR AFTER JULY 1, 2018,
EIGHTEEN DOLLARS."

Page 8, line 9, strike "\$3,093,742;" and substitute "\$3,200,000;".

Respectfully submitted,

House Committee:	Senate Committee:
(signed)	(signed)
Millie Hamner, Chairman	Kent D. Lambert, Chairman
Dave Young	Kevin Grantham
Bob Rankin	Pat Steadman

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, the Senate proceeded out of order for an expression of personal privilege.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (HJR16-1013, SJR16-033) of Thursday, April 14 was laid over until Friday, April 15, retaining its place on the calendar.

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

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

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF PERSONNEL AND ADMINISTRATION

effective May 11, 2015, and a term expiring at the pleasure of the Governor:

Pamela June Taylor of Denver, Colorado, and occasioned by the resignation of Kathy Nesbitt of Denver, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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
DENVER METROPOLITAN MAJOR LEAGUE STADIUM
DISTRICT BOARD OF DIRECTORS

for terms expiring August 1, 2019:

- F. Robert Lee of Littleton, Colorado, reappointed;
- James L. Basey of Denver, Colorado, appointed;
- Stephanie Forbes Donner of Denver, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for terms expiring July 1, 2016:

- Charles Hildreth Woolley of Denver, Colorado, appointed;
- Robert E. Musgraves of Denver, Colorado, appointed;

for terms expiring July 1, 2017:

- Marco Antonio Abarca of Denver, Colorado, appointed;
- Christopher Weld Tetzeli of Denver, Colorado, appointed;

for a term expiring July 1, 2018:

- Cathey McClain Finlon of Denver, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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 Consideration of Governor's Appointments Calendar (Members of the Board of Governors of the Colorado State University System) of Thursday, April 14 was laid over until Monday, April 18, retaining its place on the calendar.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2019:

Anthony Scott Lewis of Longmont, Colorado, to serve as a Democrat from the Second Congressional District, appointed;
David Joseph Palenchar of Colorado Springs, Colorado, to serve as a Republican from the Fifth Congressional District, reappointed;
Jacy Tyler Jasmer Rock of Golden, Colorado, to serve as an Unaffiliated from the Seventh Congressional District, reappointed.

Agriculture, Natural Resources, & Energy The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
STATE BOARD OF LAND COMMISSIONERS

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

Barbara King Bynum of Montrose, Colorado, to serve as a representative of public, primary or secondary education, and as a Democrat, appointed;
Honorable Greg Moffet of Vail, Colorado, to serve as a representative of local government and land use planning, and as a Republican, appointed.

Agriculture, Natural Resources, & Energy
After consideration on the merits, the Committee recommends that **HB16-1339** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

MESSAGE FROM THE HOUSE

April 14, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1276, 1217, 1391, 1329, 1330, 1333.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1361, amended as printed in House Journal, April 7.
HB16-1009, amended as printed in House Journal, April 11.
HB16-1034, amended as printed in House Journal, April 11.
HB16-1047, amended as printed in House Journal, April 11.
HB16-1056, amended as printed in House Journal, April 11.
HB16-1059, amended as printed in House Journal, April 11.
HB16-1114, amended as printed in House Journal, April 11.
HB16-1160, amended as printed in House Journal, April 12.
HB16-1197, amended as printed in House Journal, April 12.
HB16-1211, amended as printed in House Journal, April 12.
HB16-1227, amended as printed in House Journal, April 12.
HB16-1256, amended as printed in House Journal, April 12.
HB16-1280, amended as printed in House Journal, April 12.
HB16-1282, amended as printed in House Journal, April 12.
HB16-1293, amended as printed in House Journal, April 12.
HB16-1295, amended as printed in House Journal, April 12.
HB16-1340, amended as printed in House Journal, April 12.
HB16-1318, amended as printed in House Journal, April 12.
HB16-1334, amended as printed in House Journal, April 12.
HB16-1367, amended as printed in House Journal, April 12.
HB16-1397, amended as printed in House Journal, April 12.
HB16-1423, amended as printed in House Journal, April 12.

The House has passed on Third Reading and returns herewith SB16-085, 016.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB16-145, amended as printed in House Journal, April 11.
SB16-058, amended as printed in House Journal, April 12.
SB16-080, amended as printed in House Journal, April 12.

MESSAGE FROM THE REVISOR OF STATUTES

April 14, 2016

We herewith transmit:

Without comment, HB16-1217, 1276, 1329, 1330, 1333, and 1391.
Without comment, as amended, HB16-1009, 1034, 1047, 1056, 1059, 1160, 1197, 1211, 1227, 1256, 1280, 1282, 1293, 1295, 1318, 1334, 1340, 1361, 1367, 1397, and 1423.
Without comment, as amended, SB16-058, 080, and 145.
With comment, as amended, HB16-1114.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB16-1009

by Representative(s) Buck; also Senator(s) Cooke--Concerning the issuance of fallen heroes license plates, and, in connection therewith, making an appropriation.

Finance

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by Representative(s) Sias; also Senator(s) Garcia--Concerning emergency medical responder registration in the department of public health and environment, and, in connection therewith, making an appropriation.

Health & Human Services

by Representative(s) Buck and Winter; also Senator(s) Newell and Roberts--Concerning the adoption of an interstate compact to allow physicians to become licensed in multiple states through an expedited licensure process, and, in connection therewith, making an appropriation.

Health & Human Services

by Representative(s) Tyler; also Senator(s) Baumgardner and Todd--Concerning a requirement that the holder of an abandoned motor vehicle use the records of a national title search to notify persons with an interest in the motor vehicle that the vehicle has been towed and is subject to sale, and, in connection therewith, making an appropriation.

Transportation

Finance

by Representative(s) Lawrence; also Senator(s) Todd--Concerning the definition of "judge" for the crime of retaliation against a judge, and, in connection therewith, making an appropriation.

Judiciary

by Representative(s) DelGrosso; also Senator(s) Ulibarri--Concerning the repeal of duplicate reporting requirements.

Business, Labor, & Technology

by Representative(s) Ginal and Lontine, Esgar, Primavera, Ryden; also Senator(s) Tate--Concerning the continuation of the surgical assistant and surgical technologist registration program, and, in connection therewith, making an appropriation.

Finance

by Representative(s) Carver and Melton, Lebsock, Priola, Joshi, Roupe, Wist, Windholz, Lee, Lundeen, McCann, Becker J., Brown, Landgraf, Nordberg, Rosenthal; also Senator(s) Todd and Crowder--Concerning a requirement that state agencies implement a program to streamline the granting of occupational credentials to veterans based on military training, and, in connection therewith, making an appropriation.

State, Veterans, & Military Affairs

by Representative(s) Melton; also Senator(s) Baumgardner and Jahn--Concerning licensing marijuana transporters, and, in connection therewith, making an appropriation.

Transportation

by Representative(s) Ryden, Lontine, Pettersen, Primavera, Williams; also Senator(s) Carroll--Concerning the implementation of certain recommendations set forth in the 2013 study of comparable HOA information and resource centers prepared by the Colorado division of real estate pursuant to House Bill 13-1134.

State, Veterans, & Military Affairs

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.	1 2 3 4 5 6 7 8 9 10 11
	Health & Human Services	12
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.	12 13 14 15 16 17 18 19 20
	Agriculture, Natural Resources, & Energy	21
HB16-1276	by Representative(s) Hamner and Coram; also Senator(s) Roberts and Donovan--Concerning the division of reclamation, mining, and safety's ability to conduct emergency responses at legacy hard rock mining sites.	22 23 24 25 26
	Agriculture, Natural Resources, & Energy	27
HB16-1280	by Representative(s) Winter; also Senator(s) Lambert--Concerning the regulation of air ambulance service, and, in connection therewith, making an appropriation.	28 29 30 31
	Health & Human Services	32
HB16-1282	by Representative(s) Becker K. and Pettersen; also Senator(s) Todd and Tate--Concerning the alignment of regular biennial school elections with disclosure requirements governing other election races under the "Fair Campaign Practices Act", and, in connection therewith, making an appropriation.	33 34 35 36 37 38
	State, Veterans, & Military Affairs	39
HB16-1293	by Representative(s) Melton; also Senator(s) Holbert--Concerning the addition of a brand to designate a certificate of title to a motor vehicle that has been the subject of an insurance claim, and, in connection therewith, making an appropriation.	40 41 42 43 44
	State, Veterans, & Military Affairs	45
HB16-1295	by Representative(s) Salazar; also Senator(s) Ulibarri--Concerning the creation of a Chicana/o special license plate, and, in connection therewith, making an appropriation.	46 47 48 49
	State, Veterans, & Military Affairs	50
HB16-1318	by Representative(s) Wist; also Senator(s) Newell--Concerning the regulation of charitable solicitations by the secretary of state, and, in connection therewith, modifying and clarifying filing requirements and enforcement of the "Colorado Charitable Solicitations Act" and making an appropriation.	51 52 53 54 55 56
	State, Veterans, & Military Affairs	57
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.	58 59 60 61
	Business, Labor, & Technology	62
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.	63 64 65 66 67 68
	Business, Labor, & Technology	

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. Business, Labor, & Technology	1 2 3 4 5
HB16-1334	by Representative(s) Winter; also Senator(s) Hodge--Concerning the ability of county governments to promote inclusionary zoning programs in the unincorporated areas of a county. State, Veterans, & Military Affairs	6 7 8 9 10
HB16-1340	by Representative(s) Tyler; also Senator(s) Scott--Concerning an exemption for certain proposed public projects from the requirement that the location of a public project be reviewed by a county planning commission if the proposed location of the public project is in the unincorporated territory of the county. Local Government	11 12 13 14 15 16 17
HB16-1361	by Representative(s) Primavera and Becker J., Arndt, Coram, Joshi, Ryden, Salazar, Tyler, Windholz; also Senator(s) Sonnenberg and Newell--Concerning the ability of a person eligible for prescription drug benefits to choose the pharmacy at which to fill a prescription drug order. State, Veterans, & Military Affairs Finance	18 19 20 21 22 23 24 25 26
HB16-1367	by Representative(s) Hamner and Rankin; also Senator(s) Hodge and Marble--Concerning the re-categorization of certain counties for the purpose of determining salaries paid to county officers in those counties. Local Government	27 28 29 30 31 32
HB16-1391	by Representative(s) Pabon, McCann, Moreno, Salazar; also Senator(s) Lundberg--Concerning a prohibition against nonattorneys providing legal services related to immigration matters. Judiciary	33 34 35 36 37 38
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. State, Veterans, & Military Affairs	39 40 41 42 43 44 45
HB16-1423	by Representative(s) Lundeen and Garnett; also Senator(s) Hill--Concerning measures to maximize trust in the use of student data in the elementary and secondary education system. Education	46 47 48 49 50

MESSAGE FROM THE GOVERNOR

April 14, 2016
Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203
Ladies and Gentlemen:
I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

SB16-051: CONCERNING INCREASING JUDICIAL DISCRETION REGARDING THE IMPOSITION OF CONSECUTIVE SENTENCES FOR VIOLENT CRIMES.

Approved April 14, 2016, at 2:04 p.m.

SB16-099: CONCERNING IMPLEMENTING RECOMMENDATIONS OF THE STATE AUDITOR'S OFFICE BY ESTABLISHING THE AUTHORITY OF THE CORRECTIONAL EDUCATION PROGRAM TO SELL INMATE-PRODUCED PRODUCTS TO SPECIFIED PERSONS.

Approved April 14, 2016, at 2:05 p.m.

SB16-110: CONCERNING PROTECTING THE PRIVACY OF CHILD VICTIMS WHEN RELEASING CRIMINAL JUSTICE RECORDS.

Approved April 14, 2016, at 2:05 p.m.

SB16-122: CONCERNING ADDITIONAL OVERSIGHT OF THE ACTIVITIES OF THE DEPARTMENT OF TRANSPORTATION.

Approved April 14, 2016, at 2:05 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR16-025 and 027.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Friday, April 15, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

94th Legislative Day Friday, April 15, 2016

Prayer By the chaplain, Reverend Margaret Redmond, First AME Church, Pueblo.

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

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

Quorum The President announced a quorum present.

Pledge By Senator Cooke.

Reading of Journal On motion of Senator Merrifield, reading of the Journal of Thursday, April 14, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

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.

COMMITTEE OF REFERENCE REPORTS

Education After consideration on the merits, the Committee recommends that **HB16-1225** 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 **HB16-1375** be referred to the Committee of the Whole with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **HB16-1171** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Education The Committee on Education has had under consideration and has had a hearing on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2017:

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

	for a term expiring July 1, 2018:	1
		2
	Kurtis Matthew Indorf of Denver, Colorado to serve as a member with experience as a	3
	charter school board member or founder of a charter school, experience as a public school	4
	administrator with experience working with charter schools, other board or public service	5
	experience, and as a Democrat, appointed.	6
		7
		8
Education	The Committee on <u>Education</u> has had under consideration and has had a hearing on the	9
	following appointments and recommends that the appointments be placed on the consent	10
	calendar and confirmed:	11
		12
		13
	MEMBERS OF THE	14
	<u>BOARD OF TRUSTEES FOR THE</u>	15
	<u>UNIVERSITY OF NORTHERN COLORADO</u>	16
		17
		18
	effective December 31, 2015, for terms expiring December 31, 2019:	19
		20
	Paul E. Washington of Boulder, Colorado, a Democrat, reappointed;	21
		22
	Kevin Walter Ahern of Morrison, Colorado, a Republican, reappointed.	23
		24
		25
Education	The Committee on <u>Education</u> has had under consideration and has had a hearing on the	26
	following appointments and recommends that the appointments be placed on the consent	27
	calendar and confirmed:	28
		29
		30
	MEMBERS OF THE	31
	<u>BOARD OF TRUSTEES OF METROPOLITAN</u>	32
	<u>STATE UNIVERSITY OF DENVER</u>	33
		34
		35
	for terms expiring December 31, 2019:	36
		37
	Jeff Shoemaker of Denver, Colorado, to serve as a Republican, appointed;	38
		39
	Wendy J. Dominguez of Littleton, Colorado, to serve as a Republican, appointed.	40
		41
		42
Finance	After consideration on the merits, the Committee recommends that SB16-038 be referred	43
	to the Committee of the Whole with favorable recommendation and with a	44
	recommendation that it be placed on the Consent Calendar.	45
		46
		47
Finance	After consideration on the merits, the Committee recommends that SB16-175 be	48
	postponed indefinitely.	49
		50
		51
Health & Human Services	The Committee on <u>Health & Human Services</u> has had under consideration and has had a	52
	hearing on the following appointments and recommends that the appointments be	53
	confirmed:	54
		55
	MEMBERS OF THE	56
	<u>UNIVERSITY OF COLORADO HOSPITAL</u>	57
	<u>AUTHORITY BOARD OF DIRECTORS</u>	58
		59
		60
	From the Second Congressional District: Dori Biester, for a term effective July 1, 2015,	61
	and continuing until June 30, 2019 (or until her successor is appointed by the Board of	62
	Regents). This will be Ms. Biester's first term as a Director of the Hospital Authority.	63
		64
	From the Third Congressional District: Steve Meyer, for a term effective July 1, 2015, and	65
	continuing until June 30, 2019 (or until his successor is appointed by the Board of	66
	Regents). This will be Mr. Meyer's first term as a Director of the Hospital Authority.	67
		68
		69

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

Health & Human Services After consideration on the merits, the Committee recommends that **HB16-1101** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 7, strike lines 16 through 18 and substitute "REGULATORY SANCTION FOR ACTING AS A PROXY DECISION-MAKER. AN ATTENDING PHYSICIAN".

Health & Human Services After consideration on the merits, the Committee recommends that **HB16-1336** 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 23, strike "committees." and substitute "committees and to the Colorado commission on affordable health care created in part 46 of title 25, C.R.S.".

SENATE SERVICES REPORT

Correctly Engrossed: SB16-111, 156, 172, and 177.
Correctly Reengrossed: SB16-142.
Correctly Revised: HB16-1156, 1268, 1317, and 1335.
Correctly Enrolled: SB16-016, 085, 126, and 133; SJR16-025 and 027.

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 Consideration of Memorials.

CONSIDERATION OF MEMORIALS

SM16-002 by Senator(s) Tate; --Memorializing former Senator Carl Michael Williams.

On motion of Senator Tate, the memorial was read at length and **adopted** by the following roll call vote:

YES	30	NO	0	EXCUSED	5	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
Baumgardner	E	Hill	Y	Lundberg	Y	Sonnenberg	E
Carroll	Y	Hodge	E	Marble	Y	Steadman	E
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: Aguilar, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Hreath, Hill, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Todd, Ulibarri, and Woods.

Senate in recess.

Senate reconvened.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

HJR16-1013 by Representative(s) Windholz and Rosenthal; also Senator(s) Lundberg--Concerning atrocities against Christians and other ethnic and religious minorities.

On motion of Senator Lundberg, the resolution was read at length and **adopted** by the following roll call vote:

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

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 Consideration of Conference Committee Reports.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

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

Senator Lambert moved for the adoption of the first report of the first conference committee on **HB16-1405**, as printed in Senate journal, April 14, page(s) 720-726. The motion was **adopted** by the following roll call vote:

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

The question being "Shall the bill, as amended, 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	E
Baumgardner	Y	Hill	N	Lundberg	Y	Sonnenberg	Y
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	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, as amended, was **repassed**.

Co-sponsor(s) added: Hodge.

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

Senator Steadman moved for the adoption of the first report of the first conference committee on **HB16-1415**, as printed in Senate journal, April 14, page(s) 726-727. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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	30	NO	4	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
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, as amended, was **repassed**.

Co-sponsor(s) added: Cadman.

HB16-1165 by Representative(s) Becker K. and Landgraf; also Senator(s) Crowder--Concerning statutory changes based on the recommendations in the report of the 2013-2015 Colorado child support commission.

Senator Crowder moved for the adoption of the first report of the first conference committee on **HB16-1165**, as printed in Senate journal, April 14, page(s) 716-717. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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	30	NO	4	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	E
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
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, as amended, was **repassed**.

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

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

SB16-156 by Senator(s) Scheffel and Guzman, Cadman; also Representative(s) Duran and DelGrosso, Hullinghorst--Concerning certain legislative oversight committees, and, in connection therewith, modifying the manner in which members are appointed to the committees, allowing temporary appointments to the committees, and specifying that the chair and vice-chair of the executive committee of the legislative council also serve as chair and vice-chair of the legislative council.

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	E
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: Heath.

HB16-1317 by Representative(s) Williams; also Senator(s) Holbert--Concerning clarifying the types of transactions that may be included in a motor vehicle service contract.

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	E
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 and Woods.

SB16-172 by Senator(s) Woods, Baumgardner, Cooke, Lundberg, Marble, Tate, Jahn, Johnston; also Representative(s) Tyler and Buck, Neville P.--Concerning the election by a person to receive electronic notification of certain information from a county relating to a pending property tax dispute.

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	E	
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, Kefalas, Lambert, and Scheffel.

SB16-177 by Senator(s) Martinez Humenik and Heath, Kefalas; also Representative(s) Hullinghorst and Lawrence--Concerning technical modifications to legislation enacted in 2015 to promote an equitable financial contribution among affected public bodies in connection with urban redevelopment projects allocating tax revenues.

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	E	
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: Scheffel.

THIRD READING OF BILLS -- FINAL PASSAGE

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

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

Laid over until Tuesday, April 19, retaining its place on the calendar.

HB16-1268 by Representative(s) Foote; also Senator(s) Cooke--Concerning district attorneys representation in certain hearings arising from interstate supervision compacts.

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	E
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, Grantham, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Scheffel, and Woods.

SB16-111 by Senator(s) Lambert, Baumgardner, Grantham, Cooke, Newell, Garcia, Neville T., Scheffel, Carroll; also Representative(s) Lundeen, Fields, Klingenschmitt, Saine, Joshi-- Concerning authorizing the Colorado mounted rangers as certified reserve peace officers.

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	E
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, Holbert, Kefalas, Martinez Humenik, Merrifield, Tate, and Todd.

HB16-1335 by Representative(s) Pabon and Melton, Arndt, Duran, Garnett, Ginal, Lontine, Moreno, Salazar, Singer, Vigil, Young; also Senator(s) Steadman, Aguilar, Garcia, Guzman, Ulibarri--Concerning the unlawful sale of certain publicly provided government services.

The question being "Shall the bill 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	E
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	Y	Tate	N
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	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, Heath, Hodge, Johnston, Jones, Kerr, Merrifield, Newell, and Todd.

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 (SB16-169) of Friday, April 15 was laid over until Monday, April 18, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (SJR16-032, SJR16-033) of Friday, April 15 was laid over until Monday, April 18, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-058 by Senator(s) Hill; also Representative(s) Becker K.--Concerning the regulation of certain foods, and, in connection therewith, exempting certain food producers from licensure, inspection, and other regulation, and making an appropriation.

Senator Hill moved that the Senate concur in House amendments to SB16-058, as printed in House journal, April 12, page(s) 782. The motion was adopted by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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	31	NO	3	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	Y	Lambert	Y	Scott	E
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	N	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, as amended, was repassed.

Co-sponsor(s) added: Donovan.

SB16-080 by Senator(s) Newell; also Representative(s) Wist and Pabon--Concerning secured marijuana cultivation requirements.

Laid over until Monday, April 18, retaining its place on the calendar.

SB16-145 by Senator(s) Baumgardner and Donovan, Roberts, Scott; also Representative(s) Mitsch Bush and Willett, Becker K., Brown, Coram, Hamner, Rankin, Thurlow--Concerning an alternative mechanism for creating a subdistrict of the Colorado river water conservation district.

Senator Baumgardner moved that the Senate concur in House amendments to **SB16-145**, as printed in House journal, April 11, page(s) 771. 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	E
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	N
Guzman	Y	Kerr	Y	Scheffel	Y		

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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, as amended, was **repassed**.

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

On motion of Majority Leader Scheffel, the following Governor's appointment was confirmed by the following roll call vote:

MEMBER OF THE
COLORADO LOTTERY COMMISSION

for a term expiring July 1, 2016:

Stella Peterson of Arvada, Colorado, to serve as a member of the public and as a Democrat and occasioned by the resignation of Frances Ann Koncilja of Littleton, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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		

MESSAGE FROM THE HOUSE

April 15, 2016

Mr. President:

The House has adopted and transmits herewith HJR16-1018, as printed in House Journal.

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday, April 18, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

97th Legislative Day Monday, April 18, 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--33
Excused--2, Jones, Scott.
Present later--2, Jones, Scott.
- Quorum The President announced a quorum present.
- Pledge By Senator Donovan.
- Reading of Journal On motion of Senator Cooke, reading of the Journal of Friday, April 15, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

- Appropriations After consideration on the merits, the Committee recommends that SB16-040 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. In Colorado Revised Statutes, 12-43.3-104, amend (1); repeal (12.3); and add (1.3), (1.7), and (14.3) as follows:
12-43.3-104. Definitions. As used in this article, unless the context otherwise requires:
(1) "Good cause", for purposes of refusing or denying a license renewal, reinstatement, or initial license issuance, means: "DIRECT BENEFICIAL INTEREST OWNER" MEANS A PERSON OR CLOSELY HELD BUSINESS ENTITY THAT OWNS A SHARE OR SHARES OF STOCK IN A LICENSED MEDICAL MARIJUANA BUSINESS, INCLUDING THE OFFICERS, DIRECTORS, MANAGING MEMBERS, OR PARTNERS OF THE LICENSED MEDICAL MARIJUANA BUSINESS OR CLOSELY HELD BUSINESS ENTITY, OR A QUALIFIED LIMITED PASSIVE INVESTOR.
(a) The licensee or applicant has violated, does not meet, or has failed to comply with any of the terms, conditions, or provisions of this article, any rules promulgated pursuant to this article, or any supplemental local law, rules, or regulations;
(b) The licensee or applicant has failed to comply with any special terms or conditions that were placed on its license pursuant to an order of the state or local licensing authority;
(c) The licensed premises have been operated in a manner that adversely affects the public health or welfare or the safety of the immediate neighborhood in which the establishment is located.
(1.3) "GOOD CAUSE", FOR PURPOSES OF REFUSING OR DENYING A LICENSE RENEWAL, REINSTATEMENT, OR INITIAL LICENSE ISSUANCE, MEANS:
(a) THE LICENSEE OR APPLICANT HAS VIOLATED, DOES NOT MEET, OR HAS FAILED TO COMPLY WITH ANY OF THE TERMS, CONDITIONS, OR PROVISIONS OF THIS ARTICLE; ANY RULES PROMULGATED PURSUANT TO

THIS ARTICLE; OR ANY SUPPLEMENTAL LOCAL LAW, RULES, OR REGULATIONS;

(b) THE LICENSEE OR APPLICANT HAS FAILED TO COMPLY WITH ANY SPECIAL TERMS OR CONDITIONS THAT WERE PLACED ON ITS LICENSE PURSUANT TO AN ORDER OF THE STATE OR LOCAL LICENSING AUTHORITY;

(c) THE LICENSED PREMISES HAVE BEEN OPERATED IN A MANNER THAT ADVERSELY AFFECTS THE PUBLIC HEALTH OR WELFARE OR THE SAFETY OF THE IMMEDIATE NEIGHBORHOOD IN WHICH THE ESTABLISHMENT IS LOCATED.

(1.7) "INDIRECT BENEFICIAL INTEREST OWNER" MEANS A HOLDER OF A PERMITTED ECONOMIC INTEREST, A RECIPIENT OF A COMMERCIALLY REASONABLE ROYALTY ASSOCIATED WITH THE USE OF INTELLECTUAL PROPERTY BY A LICENSEE, A LICENSED EMPLOYEE WHO RECEIVES A SHARE OF THE PROFITS FROM AN EMPLOYEE BENEFIT PLAN, A QUALIFIED INSTITUTIONAL INVESTOR, OR ANOTHER SIMILARLY SITUATED PERSON OR ENTITY AS DETERMINED BY THE STATE LICENSING AUTHORITY.

(12.3) "Owner" means any person having a beneficial interest, as defined by the state licensing authority, in a medical marijuana business other than a holder of a permitted economic interest.

(14.3) "QUALIFIED LIMITED PASSIVE INVESTOR" MEANS A NATURAL PERSON WHO IS A UNITED STATES CITIZEN AND IS A PASSIVE INVESTOR WHO OWNS LESS THAN A FIVE PERCENT SHARE OR SHARES OF STOCK IN A LICENSED MEDICAL MARIJUANA BUSINESS.

SECTION 2. In Colorado Revised Statutes, 12-43.3-202, **amend** (2) (a) (XIX) and (2) (a) (XX); and **add** (2) (a) (XXI) as follows:

12-43.3-202. Powers and duties of state licensing authority - rules. (2) (a) Rules promulgated pursuant to paragraph (b) of subsection (1) of this section may include, but need not be limited to, the following subjects:

(XIX) Authorization for the department of revenue to issue administrative citations and procedures for issuing, appealing, and creating a citation violation list and schedule of penalties; and

(XX) Such other matters as are necessary for the fair, impartial, stringent, and comprehensive administration of this article: AND

(XXI) THE PARAMETERS AND QUALIFICATIONS OF AN INDIRECT BENEFICIAL INTEREST OWNER AND A QUALIFIED LIMITED PASSIVE INVESTOR.

SECTION 3. In Colorado Revised Statutes, 12-43.3-307, **amend** (1) (a); **repeal** (1) (m); and **add** (1) (n) as follows:

12-43.3-307. Persons prohibited as licensees. (1) A license provided by this article shall not be issued to or held by:

(a) A person until the annual fee therefore has been paid;

(m) An owner, as defined by rule of the state licensing authority, who has not been a resident of Colorado for at least two years prior to the date of the owner's application.

(n) A PUBLICLY TRADED COMPANY.

SECTION 4. In Colorado Revised Statutes, **add** 12-43.3-307.5 as follows:

12-43.3-307.5. Business and owner requirements - legislative declaration - definitions. (1) (a) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT:

(I) MEDICAL MARIJUANA BUSINESSES NEED TO BE ABLE TO ACCESS CAPITAL IN ORDER TO EFFECTIVELY GROW THEIR BUSINESSES AND REMAIN COMPETITIVE IN THE MARKETPLACE;

(II) THE CURRENT REGULATORY STRUCTURE FOR MEDICAL MARIJUANA CREATES A SUBSTANTIAL BARRIER TO INVESTMENT FROM OUT-OF-STATE INTERESTS;

(III) THERE IS INSUFFICIENT CAPITAL IN THE STATE TO PROPERLY FUND THE CAPITAL NEEDS OF COLORADO MEDICAL MARIJUANA BUSINESSES:

(IV) COLORADO MEDICAL MARIJUANA BUSINESSES NEED TO HAVE READY ACCESS TO CAPITAL FROM INVESTORS IN STATES OUTSIDE OF COLORADO; AND

(V) PROVIDING ACCESS TO LEGITIMATE SOURCES OF CAPITAL HELPS PREVENT THE OPPORTUNITY FOR THOSE WHO ENGAGE IN ILLEGAL ACTIVITY TO GAIN ENTRY INTO THE STATE'S REGULATED MEDICAL MARIJUANA MARKET.

(b) THEREFORE, THE GENERAL ASSEMBLY IS PROVIDING A MECHANISM FOR COLORADO MEDICAL MARIJUANA BUSINESSES TO ACCESS CAPITAL FROM INVESTORS IN OTHER STATES.

(2) A DIRECT BENEFICIAL INTEREST OWNER WHO IS A NATURAL PERSON MUST EITHER:

(a) HAVE BEEN A RESIDENT OF COLORADO FOR AT LEAST ONE YEAR PRIOR TO THE DATE OF THE APPLICATION; OR

(b) BE A UNITED STATES CITIZEN PRIOR TO THE DATE OF THE APPLICATION.

(3) (a) A MEDICAL MARIJUANA BUSINESS MAY BE COMPRISED OF AN UNLIMITED NUMBER OF DIRECT BENEFICIAL INTEREST OWNERS THAT HAVE BEEN RESIDENTS OF COLORADO FOR AT LEAST ONE YEAR PRIOR TO THE DATE OF THE APPLICATION.

(b) ON AND AFTER JANUARY 1, 2017, A MEDICAL MARIJUANA BUSINESS THAT IS COMPRISED OF ONE OR MORE DIRECT BENEFICIAL INTEREST OWNERS WHO HAVE NOT BEEN COLORADO RESIDENTS FOR AT LEAST ONE YEAR PRIOR TO APPLICATION SHALL HAVE AT LEAST ONE OFFICER WHO HAS BEEN A COLORADO RESIDENT FOR AT LEAST ONE YEAR PRIOR TO APPLICATION AND ALL OFFICERS WITH DAY-TO-DAY OPERATIONAL CONTROL OVER THE BUSINESS MUST BE COLORADO RESIDENTS FOR AT LEAST ONE YEAR PRIOR TO APPLICATION. A MEDICAL MARIJUANA BUSINESS UNDER THIS PARAGRAPH (b) IS LIMITED TO NO MORE THAN FIFTEEN DIRECT BENEFICIAL INTEREST OWNERS, INCLUDING ALL PARENT AND SUBSIDIARY ENTITIES, ALL OF WHOM ARE NATURAL PERSONS.

(c) NOTWITHSTANDING THE REQUIREMENTS OF PARAGRAPH (b) OF THIS SUBSECTION (3), THE STATE LICENSING AUTHORITY MAY REVIEW THE LIMITATION ON THE NUMBER OF DIRECT BENEFICIAL INTEREST OWNERS AND MAY INCREASE THE NUMBER OF ALLOWABLE INTERESTS ABOVE FIFTEEN BASED ON REASONABLE CONSIDERATIONS SUCH AS DEVELOPMENTS IN STATE AND FEDERAL FINANCIAL REGULATIONS, MARKET CONDITIONS, AND THE LICENSEE'S ABILITY TO ACCESS LEGITIMATE SOURCES OF CAPITAL.

(d) A DIRECT BENEFICIAL INTEREST OWNER THAT IS A CLOSELY HELD BUSINESS ENTITY MUST CONSIST ENTIRELY OF NATURAL PERSONS WHO ARE UNITED STATES CITIZENS PRIOR TO THE DATE OF THE APPLICATION, INCLUDING ALL PARENT AND SUBSIDIARY ENTITIES.

(4) A MEDICAL MARIJUANA BUSINESS MAY INCLUDE QUALIFIED INSTITUTIONAL INVESTORS THAT OWN THIRTY PERCENT OR LESS OF THE MEDICAL MARIJUANA BUSINESS.

(5) (a) A PERSON WHO INTENDS TO APPLY AS A DIRECT BENEFICIAL INTEREST OWNER AND IS NOT A COLORADO RESIDENT FOR AT LEAST ONE YEAR PRIOR TO THE DATE OF APPLICATION SHALL FIRST SUBMIT A REQUEST TO THE STATE LICENSING AUTHORITY FOR A FINDING OF SUITABILITY AS A DIRECT BENEFICIAL INTEREST OWNER. THE PERSON SHALL RECEIVE A FINDING OF SUITABILITY PRIOR TO SUBMITTING AN APPLICATION TO THE STATE LICENSING AUTHORITY TO BE A DIRECT BENEFICIAL INTEREST OWNER. FAILURE TO RECEIVE A FINDING OF SUITABILITY PRIOR TO APPLICATION IS GROUNDS FOR DENIAL BY THE STATE LICENSING AUTHORITY.

(b) THE STATE LICENSING AUTHORITY SHALL PERFORM A LIMITED INITIAL BACKGROUND CHECK ON QUALIFIED LIMITED PASSIVE INVESTORS. IF THE INITIAL BACKGROUND CHECK PROVIDES REASONABLE CAUSE FOR ADDITIONAL INVESTIGATION, THE STATE LICENSING AUTHORITY MAY REQUIRE A FULL BACKGROUND CHECK.

(6) THE STATE LICENSING AUTHORITY SHALL REVIEW THE MEDICAL MARIJUANA BUSINESS'S OPERATING DOCUMENTS TO ENSURE COMPLIANCE WITH THIS SECTION.

(7) FOR PURPOSES OF THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "INSTITUTIONAL INVESTOR" MEANS:

(a) A BANK AS DEFINED IN SECTION 3(a)(6) OF THE FEDERAL "SECURITIES EXCHANGE ACT OF 1934", AS AMENDED;

(b) AN INSURANCE COMPANY AS DEFINED IN SECTION 2(a)(17) OF THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", AS AMENDED;

(c) AN INVESTMENT COMPANY REGISTERED UNDER SECTION 8 OF THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", AS AMENDED;

(d) AN INVESTMENT ADVISER REGISTERED UNDER SECTION 203 OF

- THE FEDERAL "INVESTMENT ADVISERS ACT OF 1940", AS AMENDED;
- (e) COLLECTIVE TRUST FUNDS AS DEFINED IN SECTION 3(c)(11) OF THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", AS AMENDED;
- (f) AN EMPLOYEE BENEFIT PLAN OR PENSION FUND THAT IS SUBJECT TO THE FEDERAL "EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974", AS AMENDED, EXCLUDING AN EMPLOYEE BENEFIT PLAN OR PENSION FUND SPONSORED BY A LICENSEE OR AN INTERMEDIARY OR HOLDING COMPANY LICENSEE THAT DIRECTLY OR INDIRECTLY OWNS FIVE PERCENT OR MORE OF A LICENSEE;
- (g) A STATE OR FEDERAL GOVERNMENT PENSION PLAN;
- (h) A GROUP COMPRISED ENTIRELY OF PERSONS SPECIFIED IN SUBSECTIONS (a) TO (g) OF THIS SUBSECTION (7); OR
- (i) ANY OTHER ENTITY IDENTIFIED THROUGH RULE BY THE STATE LICENSING AUTHORITY.

SECTION 5. In Colorado Revised Statutes, 12-43.3-310, **amend** (6) as follows:

12-43.3-310. Licensing in general. (6) All ~~officers and~~ managers and employees of a medical marijuana center, optional premises cultivation operation, or medical marijuana-infused products manufacturer shall be residents of Colorado upon the date of their license application. ~~An owner shall meet the residency requirements in section 12-43.3-307(1)(m).~~ All licenses granted pursuant to this article shall be valid for a period not to exceed two years after the date of issuance unless revoked or suspended pursuant to this article or the rules promulgated pursuant to this article.

SECTION 6. In Colorado Revised Statutes, 12-43.3-311, **add** (1.5) as follows:

12-43.3-311. License renewal. (1.5) THE STATE LICENSING AUTHORITY MAY REQUIRE AN ADDITIONAL FINGERPRINT REQUEST WHEN THERE IS A DEMONSTRATED INVESTIGATIVE NEED.

SECTION 7. In Colorado Revised Statutes, 12-43.4-103, **amend** (1); **repeal** (12); and **add** (1.5), (2.5), and (14.3) as follows:

12-43.4-103. Definitions. As used in this article, unless the context otherwise requires:

(1) ~~"Executive director" means the executive director of the department of revenue~~ "DIRECT BENEFICIAL INTEREST OWNER" MEANS A PERSON OR CLOSELY HELD BUSINESS ENTITY THAT OWNS A SHARE OR SHARES OF STOCK IN A LICENSED RETAIL MARIJUANA BUSINESS, INCLUDING THE OFFICERS, DIRECTORS, MANAGING MEMBERS, OR PARTNERS OF THE LICENSED RETAIL MARIJUANA BUSINESS OR CLOSELY HELD BUSINESS ENTITY, OR A QUALIFIED LIMITED PASSIVE INVESTOR.

(1.5) "EXECUTIVE DIRECTOR" MEANS THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE.

(2.5) "INDIRECT BENEFICIAL INTEREST OWNER" MEANS A HOLDER OF A PERMITTED ECONOMIC INTEREST, A RECIPIENT OF A COMMERCIALY REASONABLE ROYALTY ASSOCIATED WITH THE USE OF INTELLECTUAL PROPERTY BY A LICENSEE, A LICENSED EMPLOYEE WHO RECEIVES A SHARE OF THE PROFITS FROM AN EMPLOYEE BENEFIT PLAN, A QUALIFIED INSTITUTIONAL INVESTOR, OR ANOTHER SIMILARLY SITUATED PERSON OR ENTITY AS DETERMINED BY THE STATE LICENSING AUTHORITY.

(12) ~~"Owner" means any person having a beneficial interest, as defined by the state licensing authority, in a retail marijuana establishment other than a holder of a permitted economic interest.~~

(14.3) "QUALIFIED LIMITED PASSIVE INVESTOR" MEANS A NATURAL PERSON WHO IS A UNITED STATES CITIZEN AND IS A PASSIVE INVESTOR WHO OWNS LESS THAN A FIVE PERCENT SHARE OR SHARES OF STOCK IN A LICENSED RETAIL MARIJUANA BUSINESS.

SECTION 8. In Colorado Revised Statutes, 12-43.4-202, **amend** (3) (a) (XV) and (3) (a) (XVI); and **add** (3) (a) (XVII) as follows:

12-43.4-202. Powers and duties of state licensing authority - rules. (3) (a) Rules promulgated pursuant to paragraph (b) of subsection (2) of this section must include, but need not be limited to, the following subjects:

(XV) Compliance with, enforcement of, or violation of any provision of this article, section 18-18-406.3 (7), C.R.S., or any rule issued pursuant to this article, including procedures and grounds for denying, suspending, fining, restricting, or revoking a state license issued

pursuant to this article; ~~and~~
(XVI) Establishing a schedule of penalties and procedures for
issuing and appealing citations for violation of statutes and rules and
issuing administrative citations; AND
(XVII) THE PARAMETERS AND QUALIFICATIONS OF AN INDIRECT
BENEFICIAL INTEREST OWNER AND A QUALIFIED LIMITED PASSIVE
INVESTOR.
SECTION 9. In Colorado Revised Statutes, 12-43.4-306, **amend**
(1) (a); **repeal** (1) (k); and **add** (1) (l) as follows:
12-43.4-306. Persons prohibited as licensees - definitions.
(1) A license provided by this article shall not be issued to or held by:
(a) A person until the ~~annual~~ fee therefor has been paid;
(k) ~~An owner who has not been a resident of Colorado for at least~~
~~two years prior to the date of the owner's application.~~
(l) A PUBLICLY TRADED COMPANY.
SECTION 10. In Colorado Revised Statutes, **add** 12-43.4-306.5
as follows:
12-43.4-306.5. Business and owner requirements - legislative
declaration - definitions. (1) (a) THE GENERAL ASSEMBLY HEREBY
FINDS AND DECLARES THAT:
(I) RETAIL MARIJUANA BUSINESSES NEED TO BE ABLE TO ACCESS
CAPITAL IN ORDER TO EFFECTIVELY GROW THEIR BUSINESSES AND REMAIN
COMPETITIVE IN THE MARKETPLACE;
(II) THE CURRENT REGULATORY STRUCTURE FOR RETAIL
MARIJUANA CREATES A SUBSTANTIAL BARRIER TO INVESTMENT FROM
OUT-OF-STATE INTERESTS;
(III) THERE IS INSUFFICIENT CAPITAL IN COLORADO TO PROPERLY
FUND THE CAPITAL NEEDS OF COLORADO RETAIL MARIJUANA BUSINESSES;
(IV) COLORADO RETAIL MARIJUANA BUSINESSES NEED TO HAVE
READY ACCESS TO CAPITAL FROM INVESTORS IN STATES OUTSIDE OF
COLORADO; AND
(V) PROVIDING ACCESS TO LEGITIMATE SOURCES OF CAPITAL
HELPS PREVENT THE OPPORTUNITY FOR THOSE WHO ENGAGE IN ILLEGAL
ACTIVITY TO GAIN ENTRY INTO COLORADO'S REGULATED RETAIL
MARIJUANA MARKET.
(b) THEREFORE, THE GENERAL ASSEMBLY IS PROVIDING A
MECHANISM FOR COLORADO RETAIL MARIJUANA BUSINESSES TO ACCESS
CAPITAL FROM INVESTORS IN OTHER STATES.
(2) A DIRECT BENEFICIAL INTEREST OWNER WHO IS A NATURAL
PERSON MUST EITHER:
(a) HAVE BEEN A RESIDENT OF COLORADO FOR AT LEAST ONE
YEAR PRIOR TO THE DATE OF THE APPLICATION; OR
(b) BE A UNITED STATES CITIZEN PRIOR TO THE DATE OF THE
APPLICATION.
(3) (a) A RETAIL MARIJUANA BUSINESS MAY BE COMPRISED OF AN
UNLIMITED NUMBER OF DIRECT BENEFICIAL INTEREST OWNERS THAT HAVE
BEEN RESIDENTS OF COLORADO FOR AT LEAST ONE YEAR PRIOR TO THE
DATE OF THE APPLICATION.
(b) ON AND AFTER JANUARY 1, 2017, A RETAIL MARIJUANA
BUSINESS THAT IS COMPRISED OF ONE OR MORE DIRECT BENEFICIAL
INTEREST OWNERS WHO HAVE NOT BEEN COLORADO RESIDENTS FOR AT
LEAST ONE YEAR PRIOR TO APPLICATION SHALL HAVE AT LEAST ONE
OFFICER WHO HAS BEEN A COLORADO RESIDENT FOR AT LEAST ONE YEAR
PRIOR TO APPLICATION AND ALL OFFICERS WITH DAY-TO-DAY
OPERATIONAL CONTROL OVER THE BUSINESS MUST BE COLORADO
RESIDENTS FOR AT LEAST ONE YEAR PRIOR TO APPLICATION. A RETAIL
MARIJUANA BUSINESS UNDER THIS PARAGRAPH (b) IS LIMITED TO NO
MORE THAN FIFTEEN DIRECT BENEFICIAL INTEREST OWNERS, INCLUDING
ALL PARENT AND SUBSIDIARY ENTITIES, ALL OF WHOM ARE NATURAL
PERSONS.
(c) NOTWITHSTANDING THE REQUIREMENTS OF PARAGRAPH (b) OF
THIS SUBSECTION (3), THE STATE LICENSING AUTHORITY MAY REVIEW THE
LIMITATION ON THE NUMBER OF DIRECT BENEFICIAL INTEREST OWNERS
AND MAY INCREASE THE NUMBER OF ALLOWABLE INTERESTS ABOVE
FIFTEEN BASED ON REASONABLE CONSIDERATIONS SUCH AS
DEVELOPMENTS IN STATE AND FEDERAL FINANCIAL REGULATIONS,
MARKET CONDITIONS, AND THE LICENSEE'S ABILITY TO ACCESS

LEGITIMATE SOURCES OF CAPITAL.

(d) A DIRECT BENEFICIAL INTEREST OWNER THAT IS A CLOSELY HELD BUSINESS ENTITY MUST CONSIST ENTIRELY OF NATURAL PERSONS WHO ARE UNITED STATES CITIZENS PRIOR TO THE DATE OF THE APPLICATION, INCLUDING ALL PARENT AND SUBSIDIARY ENTITIES.

(4) A RETAIL MARIJUANA BUSINESS MAY INCLUDE QUALIFIED INSTITUTIONAL INVESTORS THAT OWN THIRTY PERCENT OR LESS OF THE RETAIL MARIJUANA BUSINESS.

(5) (a) A PERSON WHO INTENDS TO APPLY AS A DIRECT BENEFICIAL INTEREST OWNER AND IS NOT A COLORADO RESIDENT FOR AT LEAST ONE YEAR PRIOR TO THE DATE OF APPLICATION SHALL FIRST SUBMIT A REQUEST TO THE STATE LICENSING AUTHORITY FOR A FINDING OF SUITABILITY AS A DIRECT BENEFICIAL INTEREST OWNER. THE PERSON SHALL RECEIVE A FINDING OF SUITABILITY PRIOR TO SUBMITTING AN APPLICATION TO THE STATE LICENSING AUTHORITY TO BE A DIRECT BENEFICIAL INTEREST OWNER. FAILURE TO RECEIVE A FINDING OF SUITABILITY PRIOR TO APPLICATION IS GROUNDS FOR DENIAL BY THE STATE LICENSING AUTHORITY.

(b) THE STATE LICENSING AUTHORITY SHALL PERFORM A LIMITED INITIAL BACKGROUND CHECK ON QUALIFIED LIMITED PASSIVE INVESTORS. IF THE INITIAL BACKGROUND CHECK PROVIDES REASONABLE CAUSE FOR ADDITIONAL INVESTIGATION, THE STATE LICENSING AUTHORITY MAY REQUIRE A FULL BACKGROUND CHECK.

(6) THE STATE LICENSING AUTHORITY SHALL REVIEW THE RETAIL MARIJUANA BUSINESS'S OPERATING DOCUMENTS TO ENSURE COMPLIANCE WITH THIS SECTION.

(7) FOR PURPOSES OF THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "INSTITUTIONAL INVESTOR" MEANS:

(a) A BANK AS DEFINED IN SECTION 3(a)(6) OF THE FEDERAL "SECURITIES EXCHANGE ACT OF 1934", AS AMENDED;

(b) AN INSURANCE COMPANY AS DEFINED IN SECTION 2(a)(17) OF THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", AS AMENDED;

(c) AN INVESTMENT COMPANY REGISTERED UNDER SECTION 8 OF THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", AS AMENDED;

(d) AN INVESTMENT ADVISER REGISTERED UNDER SECTION 203 OF THE FEDERAL "INVESTMENT ADVISERS ACT OF 1940", AS AMENDED;

(e) COLLECTIVE TRUST FUNDS AS DEFINED IN SECTION 3(c)(11) OF THE FEDERAL "INVESTMENT COMPANY ACT OF 1940", AS AMENDED;

(f) AN EMPLOYEE BENEFIT PLAN OR PENSION FUND THAT IS SUBJECT TO THE FEDERAL "EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974", AS AMENDED, EXCLUDING AN EMPLOYEE BENEFIT PLAN OR PENSION FUND SPONSORED BY A LICENSEE OR AN INTERMEDIARY OR HOLDING COMPANY LICENSEE THAT DIRECTLY OR INDIRECTLY OWNS FIVE PERCENT OR MORE OF A LICENSEE;

(g) A STATE OR FEDERAL GOVERNMENT PENSION PLAN;

(h) A GROUP COMPRISED ENTIRELY OF PERSONS SPECIFIED IN SUBSECTIONS (a) TO (g) OF THIS SUBSECTION (7); OR

(i) ANY OTHER ENTITY IDENTIFIED THROUGH RULE BY THE STATE LICENSING AUTHORITY.

SECTION 11. In Colorado Revised Statutes, 12-43.4-309, **amend** (5) as follows:

12-43.4-309. Licensing in general. (5) All ~~officers, managers and employees of a retail marijuana establishment shall be residents of Colorado upon the date of their license application. An owner shall meet the residency requirements in section 12-43.4-306 (1) (k).~~ All licenses granted pursuant to this article are valid for a period of one year after the date of issuance unless revoked or suspended pursuant to this article or the rules promulgated pursuant to this article.

SECTION 12. In Colorado Revised Statutes, 12-43.4-310, **add** (1.5) as follows:

12-43.4-310. License renewal. (1.5) THE STATE LICENSING AUTHORITY MAY REQUIRE AN ADDITIONAL FINGERPRINT REQUEST WHEN THERE IS A DEMONSTRATED INVESTIGATIVE NEED.

SECTION 13. Appropriation. (1) For the 2016-17 state fiscal year, \$1,186,237 is appropriated to the department of revenue. This appropriation is from the marijuana cash fund created in section 12-43.3-501 (1) (a), C.R.S. To implement this act, the department may use this

appropriation as follows:

(a) \$1,108,777 for marijuana enforcement, which amount is based on an assumption that the department will require an additional 12.0 FTE;

(b) \$71,258 for the purchase of legal services; and

(c) \$6,202 for the purchase of identification services from the Colorado bureau of investigation.

(2) For the 2016-17 state fiscal year, \$71,258 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of revenue under paragraph (b) of subsection (1) of this section and is based on an assumption that the department of law will require an additional 0.4 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of revenue.

(3) For the 2016-17 state fiscal year, \$6,202 is appropriated to the department of public safety for use by the Colorado bureau of investigation. This appropriation is from reappropriated funds received from the department of revenue under paragraph (c) of subsection (1). To implement this act, the bureau may use this appropriation for personal services and operating expenses related to identification."

SECTION 14. Applicability. This act applies to applications made on or after January 1, 2017.

SECTION 15. 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 102, strike "BUSINESS." and substitute "BUSINESS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB16-130** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the printed bill, page 2, after line 18 insert:

"SECTION 2 Appropriation. (1) For the 2016-17 state fiscal year, \$48,877 is appropriated to the department of revenue. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$47,677 for CITA annual maintenance and support; and

(b) \$1,200 for document management.

(2) For the 2016-17 state fiscal year, \$1,200 is appropriated to the department of personnel. This appropriation is from reappropriated funds received from the department of revenue under paragraph (b) of subsection (1) of this section. To implement this act, the department may use this appropriation to provide document management services for the department of revenue."

Renumber succeeding section accordingly.

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

Appropriations

After consideration on the merits, the Committee recommends that **SB16-026** 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 8, before line 19 insert:

"SECTION 3. Appropriation. (1) For the 2016-17 state fiscal year, \$520,677 is appropriated to the judicial department. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

- (a) \$390,701 for trial court programs, which amount is based on an assumption that the department will require an additional 4.8 FTE; and

(b) \$129,976 for courthouse capital and infrastructure maintenance."

Renumber succeeding section accordingly.

Page 1, line 104, strike "PERSON." and substitute "PERSON AND MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB16-117 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 4, after line 4 insert:

- "SECTION 2. Appropriation. (1) For the 2016-17 state fiscal year, \$1,068,554 is appropriated to the department of revenue. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$1,044,554 for use by the taxation business group for CITA annual maintenance and support; and

(b) \$24,000 for use by the executive director's office for postage.

(2) For the 2016-17 state fiscal year, \$330,619 is appropriated to the department of labor and employment for use by the division of unemployment insurance. This appropriation is from the employment support fund created in section 8-77-109 (1) (b) (I), C.R.S., and is based on an assumption that the division will require an additional 3.5 FTE. To implement this act, the division may use this appropriation for program costs.

(3) For the 2016-17 state fiscal year, \$104,421 is appropriated to the department of labor and employment for use by the division of workers' compensation. This appropriation is from the workers' compensation cash fund created in section 8-44-112 (7) (a), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) \$91,815 for personal services related to workers' compensation, which amount is based on an assumption that the division will require an additional 2.1 FTE; and

(b) \$12,606 for operating expenses related to workers' compensation.

(4) For the 2016-17 state fiscal year, \$109,572 is appropriated to the department of regulatory agencies for use by the public utilities commission. This appropriation is from the public utilities commission motor carrier fund created in section 40-2-110.5 (6), C.R.S. To implement this act, the commission may use this appropriation as follows:

(a) \$99,723 for personal services, which amount is based on an assumption that the commission will require an additional 1.6 FTE; and

(b) \$9,849 for operating expenses.

(4) For the 2016-17 state fiscal year, \$22,014 is appropriated to the department of regulatory agencies for use by the division of professions and occupations. This appropriation is from the division of professions and occupations cash fund created in section 24-34-105 (2) (b) (I), C.R.S. To implement this act, the commission may use this appropriation as follows:

(a) \$19,944 for personal services, which amount is based on an assumption that the commission will require an additional 0.3 FTE; and

(b) \$2,070 for operating expenses.

(5) For the 2016-17 state fiscal year, \$4,678 is appropriated to the department of regulatory agencies for use by the division of real estate. This appropriation is from the division of real estate cash fund created in section 12-61-111.5 (2) (b), C.R.S. To implement this act, the division may use this appropriation as follows:

(a) \$4,238 for personal services, which amount is based on an

assumption that the division will require an additional 0.1 FTE; and
(b) \$440 for operating expenses.
(6) For the 2016-17 state fiscal year, \$825 is appropriated to the department of regulatory agencies for use by the division of real estate. This appropriation is from the mortgage company and loan originator cash fund created in section 12-61-908 (2), C.R.S. To implement this act, the division may use this appropriation as follows:
(a) \$748 for personal services, which amount is based on an assumption that the division will require an additional 0.1 FTE; and
(b) \$77 for operating expenses.
(7) For the 2016-17 state fiscal year, \$11,598 is appropriated to the department of public health and environment for use by the administration and support division. This appropriation is from the general fund. To implement this act, the division may use this appropriation as follows:
(a) \$11,283 for personal services related to administration, which amount is based on an assumption that the division will require an additional 0.2 FTE; and
(b) \$315 for operating expenses related to administration."

Renumber succeeding section accordingly.

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

Appropriations After consideration on the merits, the Committee recommends that SB16-178 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, line 18, strike "SIX" and substitute "EIGHT".

Page 5, line 22, after the period add "ANY NEW FACILITY THAT IS CONSTRUCTED MUST BE A HOME-LIKE SETTING THAT SERVES NO MORE THAN SIX PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES."

Page 6, line 22, strike "SERVICES" and substitute "SERVICES, INCLUDING TRANSITION AND MOVING COSTS,".

Appropriations After consideration on the merits, the Committee recommends that SB16-182 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that SB16-174 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that SB16-005 be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that SB16-097 be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that SB16-086 be referred to the Committee of the Whole with favorable recommendation.

Appropriations	After consideration on the merits, the Committee recommends that SB16-036 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.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15
	Amend printed bill, page 6, before line 20 insert: "SECTION 5. No appropriation. The general assembly has determined that this act can be implemented within existing appropriations, and therefore no separate appropriation of state money is necessary to carry out the purposes of this act." Renumber succeeding sections accordingly.	16 17 18 19 20 21 22 23 24 25 26 27 28 29 30
Appropriations	After consideration on the merits, the Committee recommends that SB16-002 be referred to the Committee of the Whole with favorable recommendation.	31 32 33 34 35 36 37 38 39 40
Appropriations	After consideration on the merits, the Committee recommends that SB16-154 be referred to the Committee of the Whole with favorable recommendation.	41 42 43 44 45 46 47 48 49 50
Appropriations	After consideration on the merits, the Committee recommends that SB16-155 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66
<div>SENATE SERVICES REPORT</div> <div>Correctly Engrossed: SM16-002. Correctly Reengrossed: SB16-111, 156, 172, and 177. Correctly Revised: HJR16-1013. Correctly Rerevised: HB16-1268, 1317, and 1335. Correctly Enrolled: SB16-058 and 145.</div>		
<div>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.</div>		
<div>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 Consideration of Resolutions.</div>		
<div>CONSIDERATION OF RESOLUTIONS</div> <div>SJR16-032 by Senator(s) Marble; also Representative(s) Buck--Concerning the designation of the overpass across United States Interstate Highway 25 at Kechter Road in Fort Collins as the "Buchanan Liberty Bridge".</div> <div>Laid over until Friday, April 29, retaining its place on the calendar.</div>		

SJR16-033 by Senator(s) Martinez Humenik and Kefalas; also Representative(s) Brown and Ginal-- Concerning the designation of August 2016 as "Spinal Muscular Atrophy Awareness Month" in Colorado.

On motion of Senator Martinez Humenik, the resolution was read at length and **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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	E	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Kerr, Lambert, Lundberg, Marble, Merrifield, Neville T., Newell, Roberts, Scheffel, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

Upon request of Majority Leader Scheffel, **HB16-1298** was removed from the General Orders--Second Reading of Bills Consent Calendar of Monday, April 18 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, April 18.

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

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

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

HB16-1278 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.

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

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

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

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

Ordered revised 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 Tate, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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	E	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: SB16-173, HB16-1278, HB16-1339.

Committee of the Whole
On motion of Senator Tate, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Tate 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:

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

(Amended in General Orders as printed in Senate Journal, April 11, page(s) 684, and April 13, 709-710.)

Amendment No. 1(L.037), by Senators Martinez Humenik and Cooke.

Strike the Aguilar floor amendment, (SB169_L.020), as it appeared in the Senate Journal, April 13, pages 709-710:

"Amend printed bill, page 8, line 13, after "(4)" insert "(a)".

Page 8, line 15, strike "AN" and substitute "EXCEPT AS PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (4), AN".

Page 8, line 17, strike "SECTION, OR THAT" and substitute "SECTION".

Page 8, strike lines 18 and 19.

Page 8, line 20, strike "THIS SECTION,".

Page 1 of the Judiciary Committee Report, dated March 30, 2016, strike lines 10 and 11 and substitute:

"Page 8, line 25, strike "SCREENING OR" and substitute "STABILIZATION.".

Page 8, strike line 26 and substitute:

"(b) AN EMERGENCY MEDICAL SERVICES FACILITY OR DESIGNATED FACILITY THAT ASSUMES EMERGENCY CUSTODY OF A PERSON AFTER A TRANSFER FROM A LAW ENFORCEMENT FACILITY PURSUANT TO SUBSECTION (2) OF THIS SECTION MUST INCLUDE THE TIME THE PERSON WAS HELD IN THE LAW ENFORCEMENT FACILITY AS PART OF THE SEVENTY-TWO-HOUR PERIOD ALLOWED PURSUANT TO THIS SECTION. THE SEVENTY-TWO-HOUR PERIOD ALSO EXCLUDES SATURDAYS, SUNDAYS, AND HOLIDAYS IF EVALUATION AND TREATMENT SERVICES ARE NOT AVAILABLE ON THOSE DAYS, AND ANY TIME REQUIRED FOR NON-PSYCHIATRIC MEDICAL STABILIZATION. THE EMERGENCY MEDICAL SERVICES FACILITY MAY INITIATE A SEVENTY-TWO-HOUR HOLD IF MEDICALLY NECESSARY.

(c) A PERSON WHO IS PROVIDED SERVICES UNDER THE ". ".

Amendment No. 2(L.036), by Senators Cooke, Martinez Humenik, Newell, and Lundberg.

Amend printed bill, page 4, line 18, strike "(5)" and substitute "(5); and add (6)".

Page 7, line 26, strike "IS ADMITTED OR".

Page 7, line 27, after "OR" insert "IS ADMITTED TO A".

Page 8, line 15, strike "AN EMERGENCY".

Page 8, strike lines 16 through 22 and substitute "A DESIGNATED FACILITY THAT ADMITS A PERSON PURSUANT TO THIS SECTION MAY RETAIN SUCH PERSON FOR A PERIOD NOT TO EXCEED SEVENTY-TWO HOURS FROM THE TIME THE PERSON IS ADMITTED TO THE DESIGNATED FACILITY. THE".

Page 9, line 3, strike "IN EMERGENCY CUSTODY." and substitute "ADMITTED".

Page 9, strike line 17 and substitute "AN EMERGENCY MEDICAL SERVICES FACILITY THAT ASSUMES EMERGENCY CUSTODY OF AN INDIVIDUAL PURSUANT TO THIS SECTION SHALL PROVIDE AN ASSESSMENT AS SOON AS POSSIBLE AND ANY TREATMENT THAT THE INDIVIDUAL'S CONDITION REQUIRES THAT IS WITHIN THE FACILITY'S CAPABILITIES FOR THE FULL PERIOD OF THE TIME THAT THE INDIVIDUAL IS IN CUSTODY AT THE FACILITY, CONSISTENT WITH ALL OTHER APPLICABLE LAWS. THE EMERGENCY MEDICAL SERVICES FACILITY MAY RETAIN THE INDIVIDUAL IN EMERGENCY CUSTODY FOR UP TO THIRTY-SIX HOURS TO DETERMINE WHETHER THE INDIVIDUAL REQUIRES TRANSFER TO A DESIGNATED FACILITY FOR SEVENTY-TWO-HOUR TREATMENT AND EVALUATION. SUCH THIRTY-SIX-HOUR PERIOD EXCLUDES ANY TIME REQUIRED FOR NON-PSYCHIATRIC MEDICAL STABILIZATION AND COMPLETING THE TRANSFER TO THE ACCEPTING DESIGNATED FACILITY.

(6) IF, AT ANY TIME DURING EMERGENCY CUSTODY OF AN INDIVIDUAL IN EITHER AN EMERGENCY MEDICAL SERVICES FACILITY, DESIGNATED FACILITY, OR LAW ENFORCEMENT FACILITY, INCLUDING ANY".

Page 9, strike lines 22 and 23 and substitute "OF THE EVALUATION, THE PERSON NO LONGER MEETS THE STANDARDS FOR EMERGENCY CUSTODY OR DETENTION AND HIS OR HER CARE CAN BE PROVIDED IN ANOTHER SETTING,".

Page 9, line 24, strike "OR TREATMENT,".

Amend the Judiciary Committee Report, dated March 30, 2016, page 1, strike lines 15 and 16.

Amend the committee report, page 2, line 6, before "ON" insert "ON OR BEFORE SEPTEMBER 1, 2016, THE UNIT IN THE STATE DEPARTMENT THAT

ADMINISTERS BEHAVIORAL HEALTH PROGRAMS AND SERVICES, INCLUDING THOSE RELATED TO MENTAL HEALTH AND SUBSTANCE ABUSE, SHALL CONVENE A SERIES OF STAKEHOLDER SESSIONS TO ADDRESS EMERGENCY MENTAL HEALTH TREATMENT NEEDS THROUGHOUT COLORADO. THE STAKEHOLDER GROUP SHALL ASSIST THE STATE DEPARTMENT IN DEVELOPING A COMPREHENSIVE NEEDS ANALYSIS, RECOMMENDATIONS, AND A BUDGET REQUEST FOR EMERGENCY MENTAL HEALTH SERVICES IN COLORADO. THE STAKEHOLDER GROUP MUST INCLUDE APPROPRIATE MENTAL HEALTH ADVOCACY GROUPS, NONPROFIT ORGANIZATIONS, PROVIDERS, AND ANY INTERESTED AND RELATED PARTIES. THE STAKEHOLDER SESSIONS MUST BE CONDUCTED WITHIN EXISTING DEPARTMENTAL RESOURCES."

Page 2 of the committee report, line 8, strike "ANALYSIS AND" and substitute "ANALYSIS, RECOMMENDATIONS, AND A".

Amendment No. 3(L.032), by Senators Martinez Humenik, Cooke, and Aguilar.

Amend printed bill, page 4, line 18, strike "(5)" and substitute "(5); and add (4.5)".

Page 9, after line 9 insert:

"(4.5) ON OR BEFORE DECEMBER 31, 2016, AND EACH JULY 1 THEREAFTER, EACH EMERGENCY MEDICAL SERVICES FACILITY OR LAW ENFORCEMENT FACILITY WHICH HAS TAKEN CUSTODY OF A PERSON OR TREATED A PERSON PURSUANT TO THIS SECTION SHALL PROVIDE AN ANNUAL REPORT TO THE DEPARTMENT THAT INCLUDES ONLY AGGREGATE AND NONIDENTIFYING INFORMATION CONCERNING PERSONS WHO WERE TAKEN INTO CUSTODY OR TREATED AT AN EMERGENCY MEDICAL SERVICES FACILITY OR LAW ENFORCEMENT FACILITY PURSUANT TO THIS SECTION. LAW ENFORCEMENT FACILITIES MAY CONTACT CRISIS CENTERS FOR ASSISTANCE IN FULFILLING THE REQUIREMENTS OF THIS SUBSECTION (4.5). THE REPORT MUST CONTAIN THE FOLLOWING:

- (a) THE NAMES AND COUNTIES OF THE FACILITIES;
- (b) THE TOTAL NUMBER OF PERSONS TAKEN INTO CUSTODY OR TREATED PURSUANT TO THIS SECTION, INCLUDING A SUMMARY OF DEMOGRAPHIC INFORMATION;
- (c) A SUMMARY REGARDING THE DIFFERENT REASONS FOR WHICH PERSONS WERE TAKEN INTO CUSTODY OR TREATED PURSUANT TO THIS SECTION; AND
- (d) A SUMMARY OF THE DISPOSITION OF PERSONS WHETHER RELEASED FROM CUSTODY OR TRANSFERRED TO A DESIGNATED FACILITY."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-162 by Senator(s) Tate, Jahn; also Representative(s) Melton and Sias, Lawrence, Priola, Singer, Thurlow--Concerning access by medicaid recipients to nonenrolled medical providers.

Laid over until Tuesday, April 19, retaining its place on the calendar.

HB16-1260 by Representative(s) Fields; also Senator(s) Cooke and Johnston--Concerning extending the criminal statute of limitations for a sexual assault to twenty years.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 714, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB16-176 by Senator(s) Neville T., Cadman, Cooke, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Scheffel, Sonnenberg; also Representative(s) Neville P., Everett, Humphrey, Joshi, Klingenschmitt, Leonard, Navarro, Ransom, Van Winkle--Concerning the governor's authority to restrict the distribution of firearms during a state of disaster emergency.

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.

Laid over until Tuesday, April 19, retaining its place on the calendar.

HB16-1298 by Representative(s) Melton; also Senator(s) Cooke--Concerning changes in permissible vehicle dimensions.

Ordered revised and placed on the calendar for third reading and final passage.

HB16-1048 by Representative(s) Primavera, Danielson, Windholz; also Senator(s) Lundberg, Aguilar--Concerning modifications to the business enterprise program to be administered by the department of labor and employment under its authority to administer vocational rehabilitation programs.

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 Tate, 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: SB16-169 as amended, SB16-176, HB16-1260 as amended, HB16-1298, HB16-1048.

Laid over until Tuesday, April 19: SB16-162, SB16-183.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-080 by Senator(s) Newell; also Representative(s) Wist and Pabon--Concerning secured marijuana cultivation requirements.

Senator Newell moved that the Senate concur in House amendments to **SB16-080**, as printed in House journal, April 12, page(s) 782-783. The motion 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		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	N	Hodge	Y	Marble	N	Steadman	N
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

On motion of Majority Leader Scheffel, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
COLORADO COMMISSION ON JUDICIAL DISCIPLINE

effective July 1, 2015, for a term expiring June 30, 2019:

Sonia Ann Negrete-Winn of Pueblo, Colorado, to serve as a non-attorney, 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 ASSESSMENT APPEALS

for terms expiring July 1, 2016:

- Sondra Winterhof Mercier of Westminster, Colorado, reappointed;
- MaryKay Kelley of Silverthorne, Colorado, reappointed;
- Ann Louesa Maricle of Denver, Colorado, reappointed;
- Gregg A. Near of Lakewood, Colorado, reappointed;

for terms expiring July 1, 2019:

- Diane Marie DeVries of Wheat Ridge Colorado, reappointed;
- James R. Meurer of Golden, Colorado, reappointed.

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
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2019:

- Anthony Scott Lewis of Longmont, Colorado, to serve as a Democrat from the Second Congressional District, appointed;
- David Joseph Palenchar of Colorado Springs, Colorado, to serve as a Republican from the Fifth Congressional District, reappointed;
- Jacy Tyler Jasmer Rock of Golden, Colorado, to serve as an Unaffiliated from the Seventh Congressional District, reappointed.

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
STATE BOARD OF LAND COMMISSIONERS

effective June 30, 2015, for terms expiring June 30, 2019:

- Barbara King Bynum of Montrose, Colorado, to serve as a representative of public, primary or secondary education, and as a Democrat, appointed;
- Honorable Greg Moffet of Vail, Colorado, to serve as a representative of local government and land use planning, 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		

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Governor's Appointments Calendar (Members of the Board of Governors of the Colorado State University System) of Monday, April 18 was laid over until Tuesday, April 19, retaining its place on the calendar.

MESSAGE FROM THE GOVERNOR

April 15, 2016
Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

SB16-013: CONCERNING STATUTORY CHANGES RELATED TO THE OFFICE OF THE CHILD PROTECTION OMBUDSMAN.

Approved April 15, 2016, at 3:42 p.m.

SB16-125: CONCERNING THE GOVERNANCE OF CREDIT UNIONS, AND, IN CONNECTION THEREWITH, AUTHORIZING THE APPOINTMENT OF AN AUDIT COMMITTEE IN LIEU OF A SUPERVISORY COMMITTEE AND ALLOWING THE REASONABLE COMPENSATION OF A DIRECTOR FOR HIS OR HER SERVICE TO THE CREDIT UNION.

Approved April 15, 2016, at 3:31 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1035, 1070, 1141, 1155, 1323, 1327, 1350, 1352.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 18, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1390.

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB16-1319, amended as printed in House Journal, April 13.
HB16-1289, amended as printed in House Journal, April 15.
HB16-1290, amended as printed in House Journal, April 15.
HB16-1291, amended as printed in House Journal, April 15.
HB16-1301, amended as printed in House Journal, April 15.
HB16-1050, amended as printed in House Journal, April 15.
HB16-1080, amended as printed in House Journal, April 15.
HB16-1172, amended as printed in House Journal, April 15.
HB16-1186, amended as printed in House Journal, April 15.
HB16-1195, amended as printed in House Journal, April 15.
HB16-1196, amended as printed in House Journal, April 15.
HB16-1261, amended as printed in House Journal, April 15.
HB16-1277, amended as printed in House Journal, April 15.
HB16-1300, amended as printed in House Journal, April 15.
HB16-1321, amended as printed in House Journal, April 15.
HB16-1364, amended as printed in House Journal, April 15.
HB16-1399, amended as printed in House Journal, April 15.
HB16-1424, amended as printed in House Journal, April 15.

The House has passed on Third Reading and returns herewith SB16-137, 168, 167.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB16-027, amended as printed in House Journal, April 15.
SB16-102, amended as printed in House Journal, April 15, and amended on Third Reading as printed in House Journal, April 18.

The House has voted to concur in the Senate amendments to HB16-1165
has repassed the bill as so amended.
The House has voted to concur in the Senate amendments to HB16-1379, HB16-1268
and has repassed the bills as so amended.
The House voted to adhere to its position on HB16-1183.

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MESSAGE FROM THE REVISOR OF STATUTES

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April 18, 2016

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We herewith transmit:

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Without comment, HB16-1390.
Without comment, as amended, HB16-1050, 1080, 1172, 1186, 1195, 1196, 1277, 1289,
1290, 1291, 1300, 1301, 1319, 1321, 1364, 1399, and 1424.
Without comment, as amended, SB16-027 and 102.
With comment, as amended, HB16-1261.

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INTRODUCTION OF RESOLUTIONS

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The following resolution was read by title and referred to the committee indicated:

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- SJR16-034

by Senator(s) Lambert and Grantham; also Representative(s) Carver and Lawrence--
Concerning the designation of United States Highway 24 from Mile Marker 298 in
Manitou Springs to Mile Marker 283 in Woodland Park as the "SPC Rob Lee Nichols
Memorial Highway".
Laid over until Friday, April 29, retaining its place on the calendar.

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- SJR16-035

by Senator(s) Lambert and Merrifield; also Representative(s) Carver and Lee, Joshi,
Klingenschmitt, Landgraf, Lundeen, Nordberg, Roupe--Concerning the commemoration of
the Buffalo Soldiers and the designation of a portion of United States Highway 24 from
Mile Marker 308 to Mile Marker 298 as the "Buffalo Soldiers Memorial Highway".
Laid over until Monday, April 25, retaining its place on the calendar.

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- HJR16-1018

by Representative(s) Esgar and Vigil; also Senator(s) Garcia--Concerning the support for
goods produced in Colorado and other states in the United States.
Laid over one day under Senate Rule 30(e).

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INTRODUCTION OF BILLS -- FIRST READING

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The following bills were read by title and referred to the committees indicated:

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- 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.
State, Veterans, & Military Affairs

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- HB16-1050** by Representative(s) Pettersen, Singer; also Senator(s) Merrifield--Concerning a task force to address the child care needs of low-income parents of young children as the parents seek to advance their education, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- 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.
Judiciary
- 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.
Transportation
- HB16-1186** by Representative(s) Tyler; also Senator(s) Baumgardner--Concerning the allocation of a portion of fee revenues collected from public utilities to meet Colorado's grant match obligations under federal law governing the funding of fixed rail guideway safety oversight programs, and, in connection therewith, making an appropriation.
Transportation
- HB16-1195** by Representative(s) Landgraf and Young; also Senator(s) Crowder and Steadman--Concerning home modification services in medicaid home- and community-based services waivers, and, in connection therewith, making an appropriation.
Health & Human Services
- HB16-1196** by Representative(s) Pettersen and Rankin, Duran, Hulinghorst; also Senator(s) Johnston--Concerning the creation of the aspire to college Colorado pilot program for college savings for preschool children, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB16-1261** by Representative(s) Pabon, Conti, Court, Foote, Garnett, Kagan, Priola, Roupe, Wilson; also Senator(s) Jahn and Baumgardner--Concerning continuation of the Colorado retail marijuana code, and, in connection therewith, implementing the recommendations of the 2015 sunset report issued by the department of regulatory agencies and making an appropriation.
Business, Labor, & Technology
- 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.
Health & Human Services
- HB16-1285** by Representative(s) Pabon; also Senator(s) Crowder--Concerning a procedure by which an applicant for a driver's license may use a private vendor to readminister the driving test after the applicant fails on the first attempt.
State, Veterans, & Military Affairs
- HB16-1289** by Representative(s) Duran and Esgar; also Senator(s) Garcia and Crowder--Concerning incentives for local education providers to encourage high school students to successfully complete career development course work.
Education

HB16-1290	by Representative(s) Esgar and Kraft-Tharp; also Senator(s) Kerr and Hill--Concerning an extension of the transitional jobs program, and, in connection therewith, making an appropriation. Business, Labor, & Technology	1 2 3 4 5 6
HB16-1291	by Representative(s) Duran and Lontine; also Senator(s) Hill and Johnston--Concerning developing additional resources for modern technology education in public schools, and, in connection therewith, making an appropriation. Education	7 8 9 10 11 12
HB16-1300	by Representative(s) Ryden; also Senator(s) Ulibarri and Donovan--Concerning the return of voted mail ballots, and, in connection therewith, removing the requirement that electors provide postage on mail ballot return envelopes and encouraging the use of state-owned and convenient commercial properties for stand-alone drop-off locations for deposit of mail ballots. State, Veterans, & Military Affairs	13 14 15 16 17 18 19 20
HB16-1301	by Representative(s) Garnett; also Senator(s) Scheffel--Concerning an income tax credit for Colorado businesses that offer high-quality apprenticeships for top jobs, and, in connection therewith, making an appropriation. Finance	21 22 23 24 25 26
HB16-1319	by Representative(s) Ginal and Tyler; also Senator(s) Kefalas--Concerning a prohibition against intentionally increasing a diesel-powered vehicle's particulate emissions for the purpose of a visual exhibition of smoke. Transportation	27 28 29 30 31 32
HB16-1321	by Representative(s) Young; also Senator(s) Merrifield and Tate--Concerning medicaid buy-in for persons eligible for certain medicaid waivers, and, in connection therewith, making an appropriation. Health & Human Services Finance	33 34 35 36 37 38 39
HB16-1364	by Representative(s) Ryden and Brown; also Senator(s) Cooke--Concerning the issuance of a standard license plate for a motor vehicle to a person who has been issued a military license plate, and, in connection therewith, making an appropriation. Finance	40 41 42 43 44 45
HB16-1390	by Representative(s) Moreno; also Senator(s) Guzman--Concerning immunity for certain persons who are involved with a reported overdose event. Judiciary	46 47 48 49 50
HB16-1399	by Representative(s) Singer; also Senator(s) Newell--Concerning a prohibition on the denial of a workers' compensation claim for mental impairment based on the occupation of a worker, and, in connection therewith, making an appropriation. State, Veterans, & Military Affairs	51 52 53 54 55 56
HB16-1424	by Representative(s) Vigil, Conti, Roupe; also Senator(s) Garcia--Concerning qualifications for the administration of medications in facilities, and, in connection therewith, making an appropriation. Health & Human Services	57 58 59 60 61 62 63

MESSAGE FROM THE GOVERNOR

Appointment Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:

May 28, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
STATEWIDE INTERNET PORTAL AUTHORITY

for terms expiring at the pleasure of the Governor:

Simon N. Tafoya of Denver, Colorado, to serve as a representative of the Office of the Governor and occasioned by the resignation of Kevin Patterson, appointed;

Irving Leslie Halter of Colorado Springs, Colorado, to serve as the Executive Director of the Department of Local Affairs, and occasioned by the resignation of Reeves Brown, appointed;

Joseph Neguse of Broomfield, Colorado, to serve as the Executive Director of the Department of Regulatory Affairs, and occasioned by the resignation of Barbara J. Kelley, appointed;

for a term expiring June 1, 2016:

Honorable Lew Gaiter III of Fort Collins, Colorado, to serve as a representative of local government, and occasioned by the resignation of Jack Arrowsmith, appointed;

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.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Business, Labor, & Technology

July 7, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO HOUSING AND FINANCE AUTHORITY
BOARD OF DIRECTORS

to serve at the Pleasure of the Governor:

Irving Leslie Halter of Colorado Springs, Colorado, to serve as a representative of a principal state department, appointed;

for terms expiring July 1, 2019:

Charles Kenneth Knight of Denver, Colorado, to serve as a member representing the public, reappointed;

Cecilia K. Sanchez de Ortiz of Denver, Colorado, to serve as a member representing the public, reappointed;

Julie J. Brewen of Bellvue, Colorado, to serve as a member representing the public, appointed.

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State.
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Finance

April 30, 2015

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:

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF LOCAL AFFAIRS

effective May 1, 2015, and for a term expiring at the pleasure of the Governor:

Irving Leslie Halter of Colorado Springs, Colorado, and occasioned by the resignation of Reeves Brown of Fruita, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 5/7/2015
Cindi L. Markwell, Secretary of the Senate

Committee on Local Government

July 7, 2015

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, reappoint and submit to your consideration, the following:

MEMBER OF THE
OIL AND GAS CONSERVATION COMMISSION

for a term expiring July 1, 2019:

John H. Benton of Littleton, Colorado, to serve as a member with substantial experience in the oil and gas industry and with a college degree in petroleum geology or petroleum engineering, and as a Republican, reappointed.

Sincerely, 1
(signed) 2
Joseph A. Garcia 3
Lt. Governor, acting on behalf of 4
the State while Governor John W. 5
Hickenlooper is absent from the State. 6
Rec'd: 12/8/2015 7
Effie Ameen, Secretary of the Senate 8
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Committee on Agriculture, Natural Resources, & Energy 10
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May 14, 2015 13
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To the Honorable 15
Colorado Senate 16
Colorado General Assembly 17
State Capitol Building 18
Denver, CO 80203 19
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Ladies and Gentlemen: 21
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Pursuant to the powers conferred upon me by the Constitution and Laws of the State of 23
Colorado, I have the honor to designate, reappoint, and submit to your consideration, the 24
following: 25
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MEMBERS OF THE 28
HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD 29
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for a term expiring May 15, 2017: 32
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Ann Marie King White, CPA of Brighton, Colorado, a member of a statewide 34
organization of hospitals, reappointed; 35
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for terms expiring May 15, 2019: 38
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Thomas Allen Rennell of Englewood, Colorado, a member of a statewide organization 40
of health insurance carriers, reappointed; 41
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William Patrick Heller of Denver, Colorado, an employee of the state department, 43
reappointed; 44
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John Robert Gardner, FACHE, of Yuma, Colorado, an employee of a rural hospital in 46
Colorado, reappointed. 47
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Sincerely, 50
(signed) 51
John W. Hickenlooper 52
Governor 53
Rec'd: 12/8/2015 54
Effie Ameen, Secretary of the Senate 55
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Committee on Health & Human Services 57
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August 13, 2015 60
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To the Honorable 62
Colorado Senate 63
Colorado General Assembly 64
State Capitol Building 65
Denver, CO 80203 66
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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
HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD

for a term expiring May 15, 2017:

Christopher Daniel Rieber of Castle Rock, Colorado, an employee of a safety-net hospital in Colorado, and occasioned by the resignation of James E. Shmerling of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

July 7, 2015

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
OIL AND GAS CONSERVATION COMMISSION

for terms expiring July 1, 2016:

Richard D. Alward of Grand Junction, Colorado, to serve as a member with formal training or substantial experience in soil conservation or reclamation, west of the Continental Divide and as a Democrat, reappointed;

Thomas L. Compton of Hesperus, Colorado, to serve as a member actively engaged in agricultural production, as a royalty owner, west of the Continental Divide and as a Republican, reappointed;

for terms expiring July 1, 2019:

Tommy E. Holton of Fort Lupton, Colorado, to serve as a local government official and as a Republican, reappointed;

Andrew Lawrence Spielman of Denver, Colorado, to serve as a member with formal or substantial experience in environmental or wildlife protection and as a Democrat, reappointed;

James William Hawkins of Golden, Colorado, to serve as a member with substantial experience in the oil and gas industry and with a college degree in petroleum geology or petroleum engineering, and as a Democrat, reappointed.

Sincerely,
(signed)
Joseph A. Garcia
Lt. Governor, acting on behalf of
the State while Governor John W.
Hickenlooper is absent from the State.
Rec'd: 12/8/2015
Effie Ameen, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, April 19, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

98th Legislative Day Tuesday, April 19, 2016

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Garcia.

Quorum The President announced a quorum present.

Pledge By Senator Donovan.

Reading of Journal On motion of Senator Cooke, reading of the Journal of Monday, April 18, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary The Committee on Judiciary has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
JUVENILE PAROLE BOARD

for a term expiring November 15, 2018:

Margaret Brewington Wright, PhD, MFA, of Pueblo, Colorado, to serve as a public member/not employed by state government, and occasioned by the resignation of David Owen Sleight of Grand Junction, Colorado, appointed.

Judiciary After consideration on the merits, the Committee recommends that **HB16-1059** be **referred** to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **HB16-1331** be **postponed indefinitely**.

Judiciary After consideration on the merits, the Committee recommends that **HB16-1391** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB16-1287** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Amend reengrossed bill, page 2, lines 16 and 17, strike "data-sharing; AND" and substitute "data-sharing. THE RECOMMENDATIONS SHALL NOT ALLOW THE DISCLOSURE OF THE PERSONALLY IDENTIFIABLE INFORMATION

	OF A STUDENT ENROLLED IN KINDERGARTEN OR ONE OF GRADES ONE THROUGH TWELVE WITHOUT INFORMED WRITTEN PERMISSION FROM THE STUDENT'S PARENT OR LEGAL GUARDIAN. THE RECOMMENDATIONS MAY DISCLOSE DE-IDENTIFIED, ANONYMOUS, OR AGGREGATE KINDERGARTEN-THROUGH-TWELFTH-GRADE STUDENT DATA WITHOUT PERMISSION FROM A PARENT OR LEGAL GUARDIAN."	1 2 3 4 5 6 7 8
Business, Labor, & Technology	The Committee on <u>Business, Labor, & Technology</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:	9 10 11 12 13
	<u>MEMBERS OF THE STATE PLUMBING BOARD</u>	14 15 16
	for terms expiring July 1, 2019:	17 18
	Bruce Thomas Schneider of Longmont, Colorado, to serve as a representative of general contractors and as an Unaffiliated, reappointed;	19 20 21 22
	Noreen McMahon of Steamboat Springs, Colorado, to serve as an at large member, appointed.	23 24 25 26
Business, Labor, & Technology	The Committee on <u>Business, Labor, & Technology</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:	27 28 29 30 31
	<u>MEMBER OF THE STATE ELECTRICAL BOARD</u>	32 33 34 35
	for a term expiring July 1, 2018:	36 37
	James Edward Dent of Wheat Ridge, Colorado, to serve as an electrical contractor who has a masters' license, reappointed.	38 39 40 41
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SCR16-003 be postponed indefinitely .	42 43 44 45 46 47
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SCR16-001 be postponed indefinitely .	48 49 50 51 52 53
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1396 be postponed indefinitely .	54 55 56 57 58 59
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1354 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	60 61 62 63 64
	Amend reengrossed bill, page 2, line 17, strike "CONSTRUCTION" and substitute "CONSTRUCTION, NEW TECHNOLOGY, EXISTING TECHNOLOGY UPGRADE,".	65 66 67

Page 3, line 25, strike "**construction**" and substitute "**construction, technology,**".

Page 4, line 1, strike "CONSTRUCTION" and substitute "CONSTRUCTION, NEW TECHNOLOGY, EXISTING TECHNOLOGY UPGRADE,".

Page 4, line 4, strike "CONSTRUCTION" and substitute "CONSTRUCTION, TECHNOLOGY,".

Page 4, line 7, strike "CONSTRUCTION" and substitute "CONSTRUCTION, NEW TECHNOLOGY, EXISTING TECHNOLOGY UPGRADE,".

Page 4, line 11, strike "CONSTRUCTION" and substitute "CONSTRUCTION, TECHNOLOGY,".

Page 4, line 16, strike "**construction**" and substitute "**construction, new technology, existing technology upgrade,**".

Page 5, line 1, strike "CONSTRUCTION" and substitute "CONSTRUCTION, NEW TECHNOLOGY, EXISTING TECHNOLOGY UPGRADE,".

Page 5, line 9, strike "CONSTRUCTION" and substitute "CONSTRUCTION, TECHNOLOGY,".

Page 1, line 103, strike "CONSTRUCTION" and substitute "CONSTRUCTION, NEW TECHNOLOGY, EXISTING TECHNOLOGY UPGRADE,".

SENATE SERVICES REPORT

Correctly Printed: SB16-186; SJR16-034 and 035.
Correctly Engrossed: SB16-169, 173, and 176; SJR16-033.
Correctly Revised: HB16-1048, 1260, 1278, 1298, and 1339.

Upon request of Majority Leader Scheffel, **HB16-1278** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Tuesday, April 19 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Tuesday, April 19.

**THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR**

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB16-173 by Senator(s) Heath; also Representative(s) Becker K.--Concerning authorization for golf cars to cross state highways in order to use a local road as authorized by a local jurisdiction.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Newell and Todd.

HB16-1339 by Representative(s) Buck and Ginal, Danielson, Mitsch Bush; also Senator(s) Baumgardner--Concerning agricultural property foreclosures.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hodge, Kefalas, Marble, Scott, Sonnenberg, and Woods.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB16-1156 by Representative(s) Danielson and Salazar, Tyler, Becker K., Buckner, Esgar, Fields, Garnett, Ginal, Hullinghorst, Kagan, Lee, Lontine, Melton, Moreno, Pettersen, Primavera, Singer, Vigil, Williams, Winter; also Senator(s) Donovan and Heath--Concerning the prohibition of an action against an employee for sharing wage information.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	16	NO	18	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

Less than a majority of all members elected to the Senate having voted in the affirmative, the bill **lost**.

SB16-169 by Senator(s) Martinez Humenik and Cooke; also Representative(s) Kraft-Tharp and Landgraf--Concerning changes related to the seventy-two-hour emergency mental health procedure.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Aguilar, Cadman, Crowder, Guzman, Heath, Hodge, Johnston, Kefalas, Lundberg, Merrifield, Newell, Roberts, Scheffel, Tate, and Todd.

RECONSIDERATION OF HB16-1156

HB16-1156 by Representative(s) Danielson and Salazar, Tyler, Becker K., Buckner, Esgar, Fields, Garnett, Ginal, Hullinghorst, Kagan, Lee, Lontine, Melton, Moreno, Pettersen, Primavera, Singer, Vigil, Williams, Winter; also Senator(s) Donovan and Heath--Concerning the prohibition of an action against an employee for sharing wage information.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on HB16-1156. The roll call was taken with the following result:

YES	16	NO	18	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

Less than a majority of all members elected to the Senate having voted in the affirmative, the motion for reconsideration failed.

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

HB16-1260 by Representative(s) Fields; also Senator(s) Cooke and Johnston--Concerning extending the criminal statute of limitations for a sexual assault to twenty years.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Aguilar, Baumgardner, Carroll, Donovan, Guzman, Heath, Hodge, Jones, Kefalas, Kerr, Martinez Humenik, Newell, Roberts, Scott, and Todd.

SB16-176 by Senator(s) Neville T., Cadman, Cooke, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Scheffel, Sonnenberg; also Representative(s) Neville P., Everett, Humphrey, Joshi, Klingenschmitt, Leonard, Navarro, Ransom, Van Winkle--Concerning the governor's authority to restrict the distribution of firearms during a state of disaster emergency.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	18	NO	16	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	E	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Crowder, Scott, and Woods.

HB16-1298 by Representative(s) Melton; also Senator(s) Cooke--Concerning changes in permissible vehicle dimensions.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Scott, and Sonnenberg.

HB16-1048 by Representative(s) Primavera, Danielson, Windholz; also Senator(s) Lundberg, Aguilar--Concerning modifications to the business enterprise program to be administered by the department of labor and employment under its authority to administer vocational rehabilitation programs.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	8	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Carroll, Guzman, Heath, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, and Todd.

HB16-1278 by Representative(s) Lee, Buckner, Court, Esgar, Foote, Hamner, Kagan, Lundeen, McCann, Moreno, Singer, Thurlow, Willett, Young; also Senator(s) Cooke--Concerning residential drug treatment for persons on probation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Aguilar, Cadman, Guzman, Heath, Hill, Hodge, Jahn, Kefalas, Kerr, Marble, Martinez Humenik, Merrifield, Neville T., Roberts, Scheffel, Scott, Tate, Todd, and Woods.

Committee of the Whole On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Cooke was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB16-1225 by Representative(s) Priola; also Senator(s) Tate--Concerning a requirement that school districts with a certain minimum number of enrolled pupils post information online that is submitted by director candidates prior to the election.

Ordered revised and placed on the calendar for third reading and final passage.

HB16-1171 by Representative(s) Pettersen and Fields, Moreno; also Senator(s) Woods--Concerning continuation of the Colorado special education fiscal advisory committee.

Ordered revised and placed on the calendar for third reading and final passage.

SB16-038 by Senator(s) Aguilar, Newell, Guzman, Heath, Hodge, Kerr, Merrifield, Steadman, Todd, Kefalas, Ulibarri; also Representative(s) Young, Esgar, Ginal, Landgraf, Lontine, McCann, Tyler--Concerning measures to promote the transparency of community-centered boards, and, in connection therewith, making certain community-centered boards subject to the "Colorado Open Records Act" and to performance audits undertaken by the state auditor and making all community-centered boards subject to the "Colorado Local Government Audit Law".

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 31, page(s) 573, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE--
CONSENT CALENDAR**

On motion of Senator Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB16-038 as amended, HB16-1225, HB16-1171.

Committee of the Whole On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Cooke was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB16-162 by Senator(s) Tate, Jahn; also Representative(s) Melton and Sias, Lawrence, Priola, Singer, Thurlow--Concerning access by medicaid recipients to nonenrolled medical providers.

Laid over until Wednesday, April 20, retaining its place on the calendar.

SB16-183 by Senator(s) Scheffel and Kerr; also Representative(s) Williams and Lawrence--Concerning a clarification of the general assembly's intent to maintain the public utilities commission's authority over basic emergency services while prohibiting the regulation of internet-protocol-enabled services by defining the term "basic emergency service" in a manner that is consistent with such intent.

Laid over until Wednesday, April 20, retaining its place on the calendar.

HB16-1375 by Representative(s) Arndt and Wilson; also Senator(s) Todd and Hill--Concerning changes to dates for submitting reports that involve the department of higher education.

Ordered revised and placed on the calendar for third reading and final passage.

HB16-1336 by Representative(s) Hamner and Rankin, Mitsch Bush; also Senator(s) Donovan, Roberts--Concerning the creation of a single geographic rating area for health insurers to use when establishing rates for individual health insurance plans.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 15, page(s) 737, and placed in members' bill files.)

Amendment No. 2(L.008), by Senator Donovan.

Amend the Health and Human Services Committee Report, dated April 14, 2016, page 1, line 3, strike "C.R.S." and substitute "C.R.S., AND SHALL PRESENT THE REPORT TO THE LEGISLATIVE COMMITTEES DURING THE COMMITTEES' HEARINGS HELD PRIOR TO THE 2017 REGULAR SESSION UNDER THE "STATE MEASUREMENT FOR ACCOUNTABLE, RESPONSIVE, AND TRANSPARENT (SMART) GOVERNMENT ACT", PART 2 OF ARTICLE 7 OF TITLE 2, C.R.S.".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB16-1101 by Representative(s) Young; also Senator(s) Lundberg--Concerning medical decisions for unrepresented patients.

Laid over until Wednesday, April 20, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Cooke, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB16-1375, HB16-1336 as amended.
Laid over until Wednesday, April 20: SB16-162, SB16-183, HB16-1101.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for expressions of personal privilege.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (HJR16-1018) of Tuesday, April 19 was laid over until Wednesday, April 20, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-027 by Senator(s) Martinez Humenik and Todd; also Representative(s) Primavera and Landgraf--Concerning allowing the option for medicaid clients to obtain prescribed drugs through the mail, and, in connection therewith, reducing an appropriation.

Senator Todd moved that the Senate concur in House amendments to **SB16-027**, as printed in House journal, April 15, page(s) 873. The motion was **adopted** by the following roll call vote:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	N
Guzman	Y	Kerr	Y	Scheffel	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Co-sponsor(s) added: Tate.

SB16-102 by Senator(s) Kerr, Aguilar, Guzman, Heath, Lundberg, Marble, Merrifield; also Representative(s) Moreno--Concerning the elimination of mandatory sentences to incarceration for certain crimes, and, in connection therewith, making and reducing an appropriation.

Senator Kerr moved that the Senate concur in House amendments to **SB16-102**, as printed in House journal, April 15, page(s) 873, and April 18, page(s) 900. The motion was **adopted** by the following roll call vote:

YES	24	NO	10	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	Y	Martinez Humenik	Y	Tate	N
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	N
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Senate in recess.Senate reconvened.

As amended, **SB16-102** laid over until Wednesday, April 20, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of House Adherence Calendar (HB16-1183) of Tuesday, April 19 was laid over until Wednesday, April 20, retaining its place on the calendar.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Scheffel, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
BOARD OF TRUSTEES FOR THE
UNIVERSITY OF NORTHERN COLORADO

effective December 31, 2015, for terms expiring December 31, 2019:

- Paul E. Washington of Boulder, Colorado, a Democrat, reappointed;
- Kevin Walter Ahern of Morrison, Colorado, a Republican, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBERS OF THE
BOARD OF TRUSTEES OF METROPOLITAN
STATE UNIVERSITY OF DENVER

for terms expiring December 31, 2019:

- Jeff Shoemaker of Denver, Colorado, to serve as a Republican, appointed;
- Wendy J. Dominguez of Littleton, Colorado, to serve as a Republican, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0		
Aguilar		Y	Heath	Y	Lambert	Y	Scott	Y	
Baumgardner		Y	Hill	Y	Lundberg	Y	Sonnenberg	Y	
Carroll		Y	Hodge	Y	Marble	Y	Steadman	Y	
Cooke		Y	Holbert	Y	Martinez Humenik	Y	Tate	Y	
Crowder		Y	Jahn	Y	Merrifield	Y	Todd	Y	
Donovan		Y	Johnston	Y	Neville T.	Y	Ulibarri	Y	
Garcia		E	Jones	Y	Newell	Y	Woods	Y	
Grantham		Y	Kefalas	Y	Roberts	Y	President	Y	
Guzman		Y	Kerr	Y	Scheffel	Y			

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Majority Leader Scheffel, the confirmation of appointees to the following board was laid over until Wednesday, April 20:

MEMBERS OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

effective December 31, 2015, for terms expiring December 31, 2019:

- Demetri E. "Rico" Munn of Denver, Colorado, to serve as a Democrat, reappointed;
- William Eugene Mosher of Denver, Colorado, to serve as a Democrat, reappointed.

for a term expiring December 31, 2016:

- William Dean Singleton of Denver, Colorado, to serve as an Unaffiliated, and occasioned by the resignation of Dorothy Horrell of Wheat Ridge, Colorado, appointed.

On motion of Senator Hill, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2017:

- Anthony Scott Lewis of Longmont, Colorado, to serve as a member with experience as a charter school board member or founder of a charter school, experience as a public school administrator with experience working with charter schools, other board or public service experience, and as a Democrat, reappointed;

for a term expiring July 1, 2018:

- Kurtis Matthew Indorf of Denver, Colorado to serve as a member with experience as a charter school board member or founder of a charter school, experience as a public school administrator with experience working with charter schools, other board or public service experience, and as a Democrat, appointed.

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar		Y Heath	Y	Lambert	Y	Scott	Y
Baumgardner		Y Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll		Y Hodge	Y	Marble	Y	Steadman	Y
Cooke		Y Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder		Y Jahn	Y	Merrifield	N	Todd	Y
Donovan		Y Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia		E Jones	Y	Newell	Y	Woods	Y
Grantham		Y Kefalas	Y	Roberts	Y	President	Y
Guzman		Y Kerr	Y	Scheffel	Y		

On motion of Senator Lundberg, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
UNIVERSITY OF COLORADO HOSPITAL
AUTHORITY BOARD OF DIRECTORS

From the Second Congressional District: Dori Biester, for a term effective July 1, 2015 and continuing until June 30, 2019 (or until her successor is appointed by the Board of Regents). This will be Ms. Biester's first term as a Director of the Hospital Authority.

From the Third Congressional District: Steve Meyer, for a term effective July 1, 2015 and continuing until June 30, 2019 (or until his successor is appointed by the Board of Regents). This will be Mr. Meyer's first term as a Director of the Hospital Authority.

From the Sixth Congressional District: April Jones, for a term effective May 1, 2016 and continuing until April 30, 2020 (or until her successor is appointed by the Board of Regents). This will be Ms. Jones' first term as a Director of the Hospital Authority.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar		Y Heath	Y	Lambert	Y	Scott	Y
Baumgardner		Y Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll		Y Hodge	Y	Marble	Y	Steadman	Y
Cooke		Y Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder		Y Jahn	Y	Merrifield	Y	Todd	Y
Donovan		Y Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia		E Jones	Y	Newell	Y	Woods	Y
Grantham		Y Kefalas	Y	Roberts	Y	President	Y
Guzman		Y Kerr	Y	Scheffel	Y		

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Representative Sias was added as a joint prime sponsor with Represenative Kraft-Tharp and Senators Neville and Jahn on **SB16-036**.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Local After consideration on the merits, the Committee recommends that **HB16-1367** be
Government **referred** to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

April 19, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB16-1349, 1402.

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB16-1078, amended as printed in House Journal, April 13.
HB16-1097, amended as printed in House Journal, April 15.
HB16-1305, amended as printed in House Journal, April 18.
HB16-1021, amended as printed in House Journal, April 18.
HB16-1359, amended as printed in House Journal, April 18.

The House has passed on Third Reading and returns herewith SB16-153.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB16-131, amended as printed in House Journal, April 18.

The House has postponed indefinitely SB16-100, 160. The bills are returned herewith.

The House has adopted and returns herewith SJR16-031, SJR16-030, SJR16-029,
SJR16-033.

MESSAGE FROM THE REVISOR OF STATUTES

April 19, 2016

We herewith transmit:

Without comment, HB16-1349 and 1402.
Without comment, as amended, HB16-1021, 1078, 1097, 1305, and 1359.
Without comment, as amended, SB16-131.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB16-190 by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Rankin, Hamner,
Young--Concerning improving the process for county administration of public assistance
programs, and, in connection therewith, making and reducing appropriations.
Appropriations

SB16-191	by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Rankin, Hamner, Young--Concerning marijuana research funded by the marijuana tax cash fund, and, in connection therewith, making an appropriation. Appropriations	1 2 3 4 5 6
SB16-192	by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning a needs assessment tool for persons eligible for long-term services and supports, including persons with intellectual and developmental disabilities. Appropriations	7 8 9 10 11 12
HB16-1021	by Representative(s) Salazar; also Senator(s) Ulibarri and Roberts--Concerning providing the opportunity to collect identifying information from applicants for state-issued cards. Judiciary	13 14 15 16 17
HB16-1078	by Representative(s) Kagan; also Senator(s) Hodge--Concerning the establishment of whistleblower protection for public employees not employed by the state. State, Veterans, & Military Affairs	18 19 20 21 22
HB16-1097	by Representative(s) Coram and Moreno; also Senator(s) Scott--Concerning regulation of medicaid nonemergency transportation providers, and, in connection therewith, making and reducing an appropriation. Transportation	23 24 25 26 27 28
HB16-1305	by Representative(s) Fields, Lontine, McCann, Singer; also Senator(s) Newell--Concerning training for educators in school district procedures for assisting students in crisis. Education	29 30 31 32 33
HB16-1349	by Representative(s) Ryden and Nordberg, Becker J., Brown, Buck, Buckner, Carver, Coram, Court, Danielson, Esgar, Foote, Hamner, Humphrey, Landgraf, Lawrence, Lontine, Melton, Neville P., Pabon, Pettersen, Primavera, Priola, Roupe, Salazar, Sias, Thurlow, Van Winkle, Vigil, Williams, Wilson, Windholz, Winter, Young; also Senator(s) Carroll--Concerning continuation of the voluntary contribution to the military family relief fund. Finance	34 35 36 37 38 39 40 41
HB16-1359	by Representative(s) Salazar; also Senator(s) Guzman--Concerning the use of medical marijuana while on probation. Judiciary	42 43 44 45 46
HB16-1402	by Representative(s) Becker K. and Lawrence, Nordberg, Joshi, Klingenschmitt, Wilson, Dore, Lundeen, Van Winkle, Rankin, Melton, Arndt, Conti, Esgar, Roupe, Thurlow; also Senator(s) Holbert and Garcia, Steadman, Scott, Tate--Concerning a prohibition on the use of a device to allow a person to place a wager on a previously run sporting event. Finance	47 48 49 50 51 52 53 54 55 56

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday, April 20, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

99th Legislative Day

Wednesday, April 20, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Garcia.

Quorum The President announced a quorum present.

Pledge By Senator Donovan.

Reading of Journal On motion of Senator Cooke, reading of the Journal of Tuesday, April 19, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **SB16-185** be referred to the Committee of the Whole with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB16-1356** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance After consideration on the merits, the Committee recommends that **HB16-1309** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Strike the State, Veterans, & Military Affairs Committee Report, dated April 13, 2016.

Judiciary After consideration on the merits, the Committee recommends that **HB16-1129** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, strike lines 12 through 14 and substitute "ATTORNEY GENERAL SHALL PETITION THE DISTRICT COURT HAVING JURISDICTION OVER THE UNDERLYING CIVIL ENFORCEMENT ACTION FOR APPROVAL TO GRANT THE CUSTODIAL MONEY TO A CHARITY IN ACCORDANCE WITH THE CY PRES DOCTRINE WITHIN TWO YEARS AFTER RECEIPT BY THE ATTORNEY GENERAL.

SECTION 2. In Colorado Revised Statutes, 6-16-103, **amend** (7) (a) as follows:

6-16-103. Definitions. As used in this article, unless the context otherwise requires:

(7) "Paid solicitor" means a person who, for monetary compensation, performs any service in which contributions will be solicited in this state by such compensated person or by any compensated person he or she employs, procures, or engages, directly or indirectly, to

solicit for contributions. The following persons are not "paid solicitors":

(a) A person whose sole responsibility is to print, ~~or~~ mail, OR BROADCAST fund-raising literature OR OTHER MESSAGES;"

Renumber succeeding sections accordingly.

Page 3, line 16, strike "and (3.5)".

Page 4, strike lines 10 through 27.

Page 5, strike lines 1 and 2.

Page 6, line 10, after "ALLOWED" insert "BY SECTION 13-21-116 (2) (b) (I), C.R.S., OR AS OTHERWISE ALLOWED".

Page 6, line 11, strike "(7), AS AMENDED." and substitute "(7)".

SENATE SERVICES REPORT

Correctly Printed: SB16-190, 191, and 192.

Correctly Engrossed: SB16-038

Correctly Reengrossed: SB16-169, 173, and 176.

Correctly Revised: HB16-1171, 1225, 1336, and 1375.

Correctly Rerevised: HB16-1048, 1260, 1278, 1298, and 1339.

Correctly Enrolled: SB16-027, 080, 137, 153, 167, and 168.

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:

HB16-1225 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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hill, Jahn, Johnston, Kefalas, Kerr, Martinez Humenik, Merrifield, Todd, and Woods.

HB16-1171 by Representative(s) Pettersen and Fields, Moreno; also Senator(s) Woods--Concerning continuation of the Colorado special education fiscal advisory committee.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Heath, Jahn, Jones, Kerr, Merrifield, and Todd.

SB16-038 by Senator(s) Aguilar, Newell, Guzman, Heath, Hodge, Kerr, Merrifield, Steadman, Todd, Kefalas, Ulibarri; also Representative(s) Young, Esgar, Ginal, Landgraf, Lontine, McCann, Tyler--Concerning measures to promote the transparency of community-centered boards, and, in connection therewith, making certain community-centered boards subject to performance audits undertaken by the state auditor and making all community-centered boards subject to the "Colorado Local Government Audit Law".

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder, Donovan, Hill, Jahn, Johnston, Jones, 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:

HB16-1375 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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	8	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
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	E	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: Kerr and Merrifield.

HB16-1336 by Representative(s) Hamner and Rankin, Mitsch Bush; also Senator(s) Donovan, Roberts--Concerning the creation of a single geographic rating area for health insurers to use when establishing rates for individual health insurance plans.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	9	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	N
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	N
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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, Guzman, Heath, Hodge, Johnston, Kefalas, Kerr, Merrifield, Newell, Todd, and Ulibarri.

Committee of the Whole On motion of Senator Grantham, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Grantham was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB16-026 by Senator(s) Woods; --Concerning personal rights of protected persons, and, in connection therewith, limiting the ability of a guardian or conservator to isolate a protected person.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 28, page(s) 71-73, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 753-754, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-182 by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning technical revisions to the statutes governing the division of vocational rehabilitation.

Ordered engrossed and placed on the calendar for third reading and final passage.

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.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 594-595, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-036 by Senator(s) Neville T. and Jahn; also Representative(s) Kraft-Tharp and Sias--Concerning surety requirements when a taxpayer appeals a tax bill that the state or a local government claims is due.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 10, page(s) 165-168, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 756, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-155 by Senator(s) Cadman; also Representative(s) Garnett and Nordberg--Concerning a state sales and use tax exemption for historic aircraft on loan for public display.

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 Grantham, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB16-026 as amended, SB16-182, SB16-174 as amended, SB16-036 as amended, SB16-155.

Committee of the Whole
On motion of Senator Grantham, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Grantham 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.

Laid over until Monday, April 25, retaining its place on the calendar.

SB16-162
by Senator(s) Tate, Jahn; also Representative(s) Melton and Sias, Lawrence, Priola, Singer, Thurlow--Concerning access by medicaid recipients to nonenrolled medical providers.

Laid over until Thursday, April 21, retaining its place on the calendar.

SB16-183
by Senator(s) Scheffel and Kerr; also Representative(s) Williams and Lawrence--Concerning a clarification of the general assembly's intent to maintain the public utilities commission's authority over basic emergency services while prohibiting the regulation of internet-protocol-enabled services by defining the term "basic emergency service" in a manner that is consistent with such intent.

Laid over until Thursday, April 21, retaining its place on the calendar.

SB16-040
by Senator(s) Holbert; also Representative(s) Pabon--Concerning changes to the requirements for owners of a licensed marijuana business.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, February 19, page(s) 227-229, amendment lost.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 747-753, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-130
by Senator(s) Scott, Baumgardner, Cadman, Cooke, Crowder, Hill, Holbert, Scheffel; --Concerning the methods used by the department of revenue to collect consumer use tax.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 753, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-117 by Senator(s) Sonnenberg; --Concerning a limitation on a state agency's authority to impose a fine.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 26, page(s) 294-295, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 754-755, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

On motion of Assistant Majority Leader Lundberg, 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 (SB16-178, SB16-005, SB16-097, SB16-086, SB16-002, SB16-154, HB16-1101) of Wednesday, April 20, was laid over until Thursday, April 21, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Grantham, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB16-040 as amended, SB16-130 as amended, SB16-117 as amended.
Laid over until Thursday, April 21: SB16-162, SB16-183, SB16-178, SB16-005, SB16-097, SB16-086, SB16-002, SB16-154, HB16-1101.
Laid over until Monday, April 25: SB16-150.

MESSAGE FROM THE HOUSE

April 20, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1363.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1313, amended as printed in House Journal, April 19.

HB16-1273, amended as printed in House Journal, April 19, and amended on Third Reading, as printed in House Journal, April 20, 2016.

MESSAGE FROM THE REVISOR OF STATUTES

April 20, 2016

We herewith transmit:

Without comment, as amended, HB16-1313 and 1273.
With comment, HB16-1363.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- HB16-1279 by Representative(s) Rosenthal; also Senator(s) Newell--Concerning the creation of an international sister-state relationship program by the Colorado office of economic development.
State, Veterans, & Military Affairs
- HB16-1401 by Representative(s) Becker K. and Priola; also Senator(s) Woods and Hodge--Concerning the regulation of retail food establishments.
Business, Labor, & Technology

CONSIDERATION OF RESOLUTIONS

- HJR16-1018 by Representative(s) Esgar and Vigil; also Senator(s) Garcia--Concerning the support for goods produced in Colorado and other states in the United States.
Laid over until Thursday, April 21, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

- SB16-102 by Senator(s) Kerr, Aguilar, Guzman, Heath, Lundberg, Marble, Merrifield; also Representative(s) Moreno--Concerning the elimination of mandatory sentences to incarceration for certain crimes, and, in connection therewith, making and reducing an appropriation.
Laid over until Thursday, April 21, retaining its place on the calendar.

SB16-131 by Senator(s) Tate, Johnston; also Representative(s) Pabon and Willett--Concerning the management of assets for individuals, and, in connection therewith, clarifying that a fiduciary's authority is suspended after a fiduciary receives notice that a petition for the fiduciary's removal has been filed, protecting an adult ward or protected person's right to an attorney post-adjudication, and preventing a fiduciary from paying court costs or fees from out of an estate after receiving notice of an action for the fiduciary's removal.

Senator Tate moved that the Senate concur in House amendments to **SB16-131**, as printed in House journal, April 18, page(s) 907. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

CONSIDERATION OF HOUSE ADHERENCE ON HB16-1183

HB16-1183 by Representative(s) Buckner; also Senator(s) Crowder--Concerning aligning changes made to the federal child care and development block grant reauthorization of 2014 to the Colorado child care assistance program.

Laid over until Thursday, April 21, retaining its place on the calendar.

On motion of Assistant Majority Leader Lundberg, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Governor's Appointments Calendar (Members of the Board of Governors of the Colorado State University System) of Wednesday, April 20 was laid over until Thursday, April 21, retaining its place on the calendar.

Senate in recess.Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & EnergyThe Committee on Agriculture, Natural Resources, & Energy 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
ENERGY IMPACT ASSISTANCE ADVISORY COMMITTEE

for terms expiring August 24, 2019:
Susan B. Alvillar of Grand Junction, Colorado, reappointed.
Karla Jean Distel of Grand Junction, Colorado, reappointed.

Agriculture, Natural Resources, & EnergyAfter consideration on the merits, the Committee recommends that HB16-1228 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 reengrossed bill, page 2, line 7, after "PROGRAM" insert "IN WATER DIVISION 1 OR 2".

Page 4, after line 7 insert:

"(III) CRITERIA TO ENSURE THAT SUBSTITUTE WATER SUPPLY PLANS APPROVED PURSUANT TO 37-92-308 (12) DO NOT FACILITATE THE DIVERSION OF WATER BETWEEN WATER DIVISIONS BY DIRECT DIVERSION, EXCHANGE, REPLACEMENT, OR OTHER MEANS;"

Renumber succeeding subparagraphs accordingly.

Page 5, line 24, strike "OR DECREED INSTREAM FLOW".

Page 5, line 27, strike "OR DECREED INSTREAM FLOW".

Page 6, line 15, after "RIGHT" insert "IN WATER DIVISION 1 OR 2".

Page 6, line 17, after "RIGHT." insert "A WATER RIGHT DECREED IN WATER DIVISION 3, 4, 5, 6, OR 7 IS NOT ELIGIBLE FOR A CHANGE IN WATER RIGHT TO AN AGRICULTURAL WATER PROTECTION WATER RIGHT."

Page 7, line 4, strike "OR INSTREAM FLOW".

Page 8, line 26, after "ENTITY" insert "IN WATER DIVISION 1 OR 2".

Page 9, line 13, after "(19)," insert "WHICH WATER RIGHT IS AVAILABLE ONLY IN WATER DIVISION 1 OR 2,".

Page 11, strike lines 10 and 11 and substitute "SUBJECT TO AN EXISTING WATER COURT DECREE."

Page 12, strike lines 23 through 25 and substitute:

"SECTION 5. 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."

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR16-036 by Senator(s) Crowder and Ulibarri; also Representative(s) Rosenthal and Sias--Concerning the declaration of May 1, 2016, through May 8, 2016, as "Holocaust Awareness Week".

Laid over one day under Senate Rule 30(b).

SJR16-037 by Senator(s) Carroll and Baumgardner; --Concerning the "Colorado Day of Remembrance of the Armenian Genocide" on April 24, 2016.

Laid over until Friday, April 22, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB16-193 by Senator(s) Cadman and Scheffel; --Concerning the duties of the safe2tell program.
Judiciary

SB16-194 by Senator(s) Scott; also Representative(s) Moreno and DelGrosso--Concerning funding for state highway and regional transit projects that directly enable commercial development in adjacent areas that have been deemed undeveloped or underdeveloped due to inadequate state highway and transportation systems.
Transportation

HB16-1273 by Representative(s) Arndt; also Senator(s) Todd--Concerning limited authority for the department of transportation to enforce parking fines for violations of rules governing parking at department parking facilities.
State, Veterans, & Military Affairs

HB16-1313 by Representative(s) Arndt and Coram; also Senator(s) Donovan--Concerning the authority of local government master plans to include policies to implement water plan goals.
State, Veterans, & Military Affairs
Agriculture, Natural Resources, & Energy

HB16-1337 by Representative(s) Vigil and Coram; also Senator(s) Scott--Concerning the appellate process governing a district court's review of final agency actions concerning groundwater.
Judiciary

HB16-1363 by Representative(s) Singer; also Senator(s) Newell and Tate--Concerning rule-making authority for medical marijuana advertising directed at underage persons.
Judiciary

		1
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	TRIBUTES	4
		5
Honoring:		6
		7
The Vanguard School Junior High TARC Team -- By President Bill L. Cadman.		8
Paul Cooke -- By Senator Ellen Roberts.		9
Elizabeth Pellet -- By Senator Ellen Roberts.		10
Southwestern Water Conservation District -- By Senator Ellen Roberts.		11
Rashib Basnet -- By Senator Morgan Carroll.		12
Beza Zersenay Gebremariam -- By Senator Morgan Carroll.		13
The Bell Middle School SeaPerch Team -- By Senator Andy Kerr.		14
The Fort Lupton Middle School -- By Senator Jerry Sonnenberg.		15
Southern Colorado -- By Senator Larry Crowder, Senator Leroy Garcia, Representative		16
Daneya Esgar, Representative Clarice Navarro, and Representative Edward Vigil.		17
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On motion of Senator Martinez Humenik, the Senate adjourned until 9:00 a.m., Thursday,		22
April 21, 2016.		23
		24
	Approved:	25
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		28
	Bill L. Cadman	29
	President of the Senate	30
		31
Attest:		32
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Effie Ameen		36
Secretary of the Senate		37

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

99th Legislative Day

Wednesday, April 20, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Garcia.

Quorum The President announced a quorum present.

Pledge By Senator Donovan.

Reading of Journal On motion of Senator Cooke, reading of the Journal of Tuesday, April 19, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **SB16-185** be referred to the Committee of the Whole with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB16-1356** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Finance After consideration on the merits, the Committee recommends that **HB16-1309** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Strike the State, Veterans, & Military Affairs Committee Report, dated April 13, 2016.

Judiciary After consideration on the merits, the Committee recommends that **HB16-1129** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, strike lines 12 through 14 and substitute "ATTORNEY GENERAL SHALL PETITION THE DISTRICT COURT HAVING JURISDICTION OVER THE UNDERLYING CIVIL ENFORCEMENT ACTION FOR APPROVAL TO GRANT THE CUSTODIAL MONEY TO A CHARITY IN ACCORDANCE WITH THE CY PRES DOCTRINE WITHIN TWO YEARS AFTER RECEIPT BY THE ATTORNEY GENERAL.

SECTION 2. In Colorado Revised Statutes, 6-16-103, **amend** (7) (a) as follows:

6-16-103. Definitions. As used in this article, unless the context otherwise requires:

(7) "Paid solicitor" means a person who, for monetary compensation, performs any service in which contributions will be solicited in this state by such compensated person or by any compensated person he or she employs, procures, or engages, directly or indirectly, to

solicit for contributions. The following persons are not "paid solicitors":

(a) A person whose sole responsibility is to print, ~~or~~ mail, OR BROADCAST fund-raising literature OR OTHER MESSAGES;"

Renumber succeeding sections accordingly.

Page 3, line 16, strike "and (3.5)".

Page 4, strike lines 10 through 27.

Page 5, strike lines 1 and 2.

Page 6, line 10, after "ALLOWED" insert "BY SECTION 13-21-116 (2) (b) (I), C.R.S., OR AS OTHERWISE ALLOWED".

Page 6, line 11, strike "(7), AS AMENDED." and substitute "(7).".

SENATE SERVICES REPORT

Correctly Printed: SB16-190, 191, and 192.

Correctly Engrossed: SB16-038

Correctly Reengrossed: SB16-169, 173, and 176.

Correctly Revised: HB16-1171, 1225, 1336, and 1375.

Correctly Rerevised: HB16-1048, 1260, 1278, 1298, and 1339.

Correctly Enrolled: SB16-027, 080, 137, 153, 167, and 168.

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:

HB16-1225 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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Hill, Jahn, Johnston, Kefalas, Kerr, Martinez Humenik, Merrifield, Todd, and Woods.

HB16-1171 by Representative(s) Pettersen and Fields, Moreno; also Senator(s) Woods--Concerning continuation of the Colorado special education fiscal advisory committee.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Heath, Jahn, Jones, Kerr, Merrifield, and Todd.

SB16-038 by Senator(s) Aguilar, Newell, Guzman, Heath, Hodge, Kerr, Merrifield, Steadman, Todd, Kefalas, Ulibarri; also Representative(s) Young, Esgar, Ginal, Landgraf, Lontine, McCann, Tyler--Concerning measures to promote the transparency of community-centered boards, and, in connection therewith, making certain community-centered boards subject to performance audits undertaken by the state auditor and making all community-centered boards subject to the "Colorado Local Government Audit Law".

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder, Donovan, Hill, Jahn, Johnston, Jones, 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:

HB16-1375 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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	8	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
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	E	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: Kerr and Merrifield.

HB16-1336 by Representative(s) Hamner and Rankin, Mitsch Bush; also Senator(s) Donovan, Roberts--Concerning the creation of a single geographic rating area for health insurers to use when establishing rates for individual health insurance plans.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	9	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	N
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	N
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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, Guzman, Heath, Hodge, Johnston, Kefalas, Kerr, Merrifield, Newell, Todd, and Ulibarri.

Committee of the Whole On motion of Senator Grantham, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Grantham was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB16-026 by Senator(s) Woods; --Concerning personal rights of protected persons, and, in connection therewith, limiting the ability of a guardian or conservator to isolate a protected person.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 28, page(s) 71-73, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 753-754, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-182 by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning technical revisions to the statutes governing the division of vocational rehabilitation.

Ordered engrossed and placed on the calendar for third reading and final passage.

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.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 594-595, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-036 by Senator(s) Neville T. and Jahn; also Representative(s) Kraft-Tharp and Sias--Concerning surety requirements when a taxpayer appeals a tax bill that the state or a local government claims is due.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 10, page(s) 165-168, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 756, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-155 by Senator(s) Cadman; also Representative(s) Garnett and Nordberg--Concerning a state sales and use tax exemption for historic aircraft on loan for public display.

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 Grantham, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB16-026 as amended, SB16-182, SB16-174 as amended, SB16-036 as amended, SB16-155.

Committee of the Whole
On motion of Senator Grantham, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Grantham 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.

Laid over until Monday, April 25, retaining its place on the calendar.

SB16-162
by Senator(s) Tate, Jahn; also Representative(s) Melton and Sias, Lawrence, Priola, Singer, Thurlow--Concerning access by medicaid recipients to nonenrolled medical providers.

Laid over until Thursday, April 21, retaining its place on the calendar.

SB16-183
by Senator(s) Scheffel and Kerr; also Representative(s) Williams and Lawrence--Concerning a clarification of the general assembly's intent to maintain the public utilities commission's authority over basic emergency services while prohibiting the regulation of internet-protocol-enabled services by defining the term "basic emergency service" in a manner that is consistent with such intent.

Laid over until Thursday, April 21, retaining its place on the calendar.

SB16-040
by Senator(s) Holbert; also Representative(s) Pabon--Concerning changes to the requirements for owners of a licensed marijuana business.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, February 19, page(s) 227-229, amendment lost.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 747-753, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-130
by Senator(s) Scott, Baumgardner, Cadman, Cooke, Crowder, Hill, Holbert, Scheffel; --Concerning the methods used by the department of revenue to collect consumer use tax.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 753, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-117 by Senator(s) Sonnenberg; --Concerning a limitation on a state agency's authority to impose a fine.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 26, page(s) 294-295, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 18, page(s) 754-755, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

On motion of Assistant Majority Leader Lundberg, 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 (SB16-178, SB16-005, SB16-097, SB16-086, SB16-002, SB16-154, HB16-1101) of Wednesday, April 20, was laid over until Thursday, April 21, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Grantham, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB16-040 as amended, SB16-130 as amended, SB16-117 as amended.
Laid over until Thursday, April 21: SB16-162, SB16-183, SB16-178, SB16-005, SB16-097, SB16-086, SB16-002, SB16-154, HB16-1101.
Laid over until Monday, April 25: SB16-150.

MESSAGE FROM THE HOUSE

April 20, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1363.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1313, amended as printed in House Journal, April 19.

HB16-1273, amended as printed in House Journal, April 19, and amended on Third Reading, as printed in House Journal, April 20, 2016.

MESSAGE FROM THE REVISOR OF STATUTES

April 20, 2016

We herewith transmit:

Without comment, as amended, HB16-1313 and 1273.
With comment, HB16-1363.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- HB16-1279 by Representative(s) Rosenthal; also Senator(s) Newell--Concerning the creation of an international sister-state relationship program by the Colorado office of economic development.
State, Veterans, & Military Affairs
- HB16-1401 by Representative(s) Becker K. and Priola; also Senator(s) Woods and Hodge--Concerning the regulation of retail food establishments.
Business, Labor, & Technology

CONSIDERATION OF RESOLUTIONS

- HJR16-1018 by Representative(s) Esgar and Vigil; also Senator(s) Garcia--Concerning the support for goods produced in Colorado and other states in the United States.
Laid over until Thursday, April 21, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

- SB16-102 by Senator(s) Kerr, Aguilar, Guzman, Heath, Lundberg, Marble, Merrifield; also Representative(s) Moreno--Concerning the elimination of mandatory sentences to incarceration for certain crimes, and, in connection therewith, making and reducing an appropriation.
Laid over until Thursday, April 21, retaining its place on the calendar.

SB16-131 by Senator(s) Tate, Johnston; also Representative(s) Pabon and Willett--Concerning the management of assets for individuals, and, in connection therewith, clarifying that a fiduciary's authority is suspended after a fiduciary receives notice that a petition for the fiduciary's removal has been filed, protecting an adult ward or protected person's right to an attorney post-adjudication, and preventing a fiduciary from paying court costs or fees from out of an estate after receiving notice of an action for the fiduciary's removal.

Senator Tate moved that the Senate concur in House amendments to **SB16-131**, as printed in House journal, April 18, page(s) 907. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	E	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

CONSIDERATION OF HOUSE ADHERENCE ON HB16-1183

HB16-1183 by Representative(s) Buckner; also Senator(s) Crowder--Concerning aligning changes made to the federal child care and development block grant reauthorization of 2014 to the Colorado child care assistance program.

Laid over until Thursday, April 21, retaining its place on the calendar.

On motion of Assistant Majority Leader Lundberg, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Governor's Appointments Calendar (Members of the Board of Governors of the Colorado State University System) of Wednesday, April 20 was laid over until Thursday, April 21, retaining its place on the calendar.

Senate in recess.Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & EnergyThe Committee on Agriculture, Natural Resources, & Energy 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
ENERGY IMPACT ASSISTANCE ADVISORY COMMITTEE

for terms expiring August 24, 2019:
Susan B. Alvillar of Grand Junction, Colorado, reappointed.
Karla Jean Distel of Grand Junction, Colorado, reappointed.

Agriculture, Natural Resources, & EnergyAfter consideration on the merits, the Committee recommends that HB16-1228 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 reengrossed bill, page 2, line 7, after "PROGRAM" insert "IN WATER DIVISION 1 OR 2".

Page 4, after line 7 insert:

"(III) CRITERIA TO ENSURE THAT SUBSTITUTE WATER SUPPLY PLANS APPROVED PURSUANT TO 37-92-308 (12) DO NOT FACILITATE THE DIVERSION OF WATER BETWEEN WATER DIVISIONS BY DIRECT DIVERSION, EXCHANGE, REPLACEMENT, OR OTHER MEANS;"

Renumber succeeding subparagraphs accordingly.

Page 5, line 24, strike "OR DECREED INSTREAM FLOW".

Page 5, line 27, strike "OR DECREED INSTREAM FLOW".

Page 6, line 15, after "RIGHT" insert "IN WATER DIVISION 1 OR 2".

Page 6, line 17, after "RIGHT." insert "A WATER RIGHT DECREED IN WATER DIVISION 3, 4, 5, 6, OR 7 IS NOT ELIGIBLE FOR A CHANGE IN WATER RIGHT TO AN AGRICULTURAL WATER PROTECTION WATER RIGHT."

Page 7, line 4, strike "OR INSTREAM FLOW".

Page 8, line 26, after "ENTITY" insert "IN WATER DIVISION 1 OR 2".

Page 9, line 13, after "(19)," insert "WHICH WATER RIGHT IS AVAILABLE ONLY IN WATER DIVISION 1 OR 2,"

Page 11, strike lines 10 and 11 and substitute "SUBJECT TO AN EXISTING WATER COURT DECREE."

Page 12, strike lines 23 through 25 and substitute:

"SECTION 5. 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."

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR16-036 by Senator(s) Crowder and Ulibarri; also Representative(s) Rosenthal and Sias--Concerning the declaration of May 1, 2016, through May 8, 2016, as "Holocaust Awareness Week".

Laid over one day under Senate Rule 30(b).

SJR16-037 by Senator(s) Carroll and Baumgardner; --Concerning the "Colorado Day of Remembrance of the Armenian Genocide" on April 24, 2016.

Laid over until Friday, April 22, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB16-193 by Senator(s) Cadman and Scheffel; --Concerning the duties of the safe2tell program.
Judiciary

SB16-194 by Senator(s) Scott; also Representative(s) Moreno and DelGrosso--Concerning funding for state highway and regional transit projects that directly enable commercial development in adjacent areas that have been deemed undeveloped or underdeveloped due to inadequate state highway and transportation systems.
Transportation

HB16-1273 by Representative(s) Arndt; also Senator(s) Todd--Concerning limited authority for the department of transportation to enforce parking fines for violations of rules governing parking at department parking facilities.
State, Veterans, & Military Affairs

HB16-1313 by Representative(s) Arndt and Coram; also Senator(s) Donovan--Concerning the authority of local government master plans to include policies to implement water plan goals.
State, Veterans, & Military Affairs
Agriculture, Natural Resources, & Energy

HB16-1337 by Representative(s) Vigil and Coram; also Senator(s) Scott--Concerning the appellate process governing a district court's review of final agency actions concerning groundwater.
Judiciary

HB16-1363 by Representative(s) Singer; also Senator(s) Newell and Tate--Concerning rule-making authority for medical marijuana advertising directed at underage persons.
Judiciary

TRIBUTES

Honoring:
The Vanguard School Junior High TARC Team -- By President Bill L. Cadman.
Paul Cooke -- By Senator Ellen Roberts.
Elizabeth Pellet -- By Senator Ellen Roberts.
Southwestern Water Conservation District -- By Senator Ellen Roberts.
Rashib Basnet -- By Senator Morgan Carroll.
Beza Zersenay Gebremariam -- By Senator Morgan Carroll.
The Bell Middle School SeaPerch Team -- By Senator Andy Kerr.
The Fort Lupton Middle School -- By Senator Jerry Sonnenberg.
Southern Colorado -- By Senator Larry Crowder, Senator Leroy Garcia, Representative
Daneya Esgar, Representative Clarice Navarro, and Representative Edward Vigil.

On motion of Senator Martinez Humenik, the Senate adjourned until 9:00 a.m., Thursday,
April 21, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

100th Legislative Day Thursday, April 21, 2016

Prayer By the chaplain, Pastor Doug Toller, Winter Park Christian Church, Tabernash.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Roberts.

Quorum The President announced a quorum present.

Pledge By Senator Donovan.

Reading of Journal On motion of Senator Cooke, reading of the Journal of Wednesday, April 20, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that SB16-180 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 22, after "C.R.S.," insert "OR PURSUANT TO EITHER OF THESE SECTIONS AS THEY EXISTED PRIOR TO THEIR REPEAL AND REENACTMENT, WITH AMENDMENTS, BY HOUSE BILL 96-1005,".

Page 4, strike lines 1 and 2 and substitute:
"SENTENCE;
(II) HAS NOT BEEN RELEASED ON PAROLE;
(III) HAS NOT BEEN CONVICTED OF A SEX OFFENSE, AS DEFINED IN SECTION 16-11.7-102 (3), C.R.S.; AND
(IV) HAS NOT BEEN DETERMINED TO SUFFER FROM A SERIOUS MENTAL ILLNESS BY THE DEPARTMENT.".

Page 5, strike lines 3 through 8 and substitute:
"(3) THE DEPARTMENT MAY MAKE RESTORATIVE JUSTICE PRACTICES, AS DEFINED IN SECTION 18-1-901 (3) (o.5), C.R.S., AVAILABLE TO ANY VICTIM OF ANY OFFENDER WHO PETITIONS FOR PLACEMENT IN THE SPECIALIZED PROGRAM, AS MAY BE APPROPRIATE, BUT ONLY IF REQUESTED BY THE VICTIM AND THE VICTIM HAS REGISTERED WITH THE DEPARTMENT OF CORRECTIONS REQUESTING NOTICE OF VICTIMS' RIGHTS PURSUANT TO THE PROVISIONS OF PART 3 OF ARTICLE 4.1 OF TITLE 24, C.R.S.".

Page 5, line 16, strike "SECTION" and substitute "SECTIONS".

Page 5, strike line 17 and substitute "24-4.1-302.5 (1) (q) AND 24-4.1-303 (14), C.R.S.".

Page 5, line 24, strike "TWO" and substitute "THREE".

Page 6, line 11, after "C.R.S.," insert "OR PURSUANT TO EITHER OF THESE SECTIONS AS THEY EXISTED PRIOR TO THEIR REPEAL AND REENACTMENT, WITH AMENDMENTS, BY HOUSE BILL 96-1005,".

Page 6, strike line 13 and substitute "IMPLEMENT THE SPECIALIZED PROGRAM WITHIN OR IN CONJUNCTION WITH A".

Page 6, line 14, strike "SECURITY".

Page 6, line 17, after "SECURE" insert "OR LESS RESTRICTIVE".

Page 6, line 21, strike "TEENAGE".

Page 6, line 23, strike "THE BEST AND MOST" and substitute "BEST AND".

Page 6, after line 26 insert:
"(3) THE DEPARTMENT SHALL NOT ALLOW ANY PARTICIPATING OFFENDER TO COMPLETE THE SPECIALIZED PROGRAM IN LESS THAN THREE YEARS."

Renumber succeeding subsections accordingly.

Page 6, strike line 27 and substitute:
"(4) THE DEPARTMENT MAY MAKE RESTORATIVE JUSTICE PRACTICES, AS DEFINED IN SECTION 18-1-901 (3) (o.5), C.R.S., AVAILABLE TO ANY VICTIM OF ANY OFFENDER WHO PETITIONS FOR PLACEMENT IN THE SPECIALIZED PROGRAM, AS MAY BE APPROPRIATE, BUT ONLY IF REQUESTED BY THE VICTIM AND THE VICTIM HAS REGISTERED WITH THE DEPARTMENT OF CORRECTIONS REQUESTING NOTICE OF VICTIMS' RIGHTS PURSUANT TO THE PROVISIONS OF PART 3 OF ARTICLE 4.1 OF TITLE 24, C.R.S."

Page 7, strike lines 1 through 4.

Page 7, line 6, strike "DECEMBER 31, 2016." and substitute "AUGUST 10, 2017."

Page 7, line 8, strike "MARCH 31, 2017." and substitute "NOVEMBER 10, 2017."

Page 7, line 9, strike "CANNOT BE" and substitute "IS NOT".

Page 7, line 11, strike "JANUARY 31, 2017," and substitute "NOVEMBER 30, 2017,".

Page 7, line 13, strike "(4)" and substitute "(5)" and strike "JUNE 30, 2017." and substitute "DECEMBER 1, 2017."

Page 7, line 14, strike "(5)" and substitute "(6) (a)".

Page 7, after line 18 insert:
"(b) AN OFFENDER WHO IS TERMINATED FROM THE SPECIALIZED PROGRAM MAY NOT RE-PETITION FOR PLACEMENT IN THE SPECIALIZED PROGRAM SOONER THAN THREE YEARS FROM THE DATE OF SUCH TERMINATION."

Page 8, strike lines 3 through 7.

Page 9, line 18, strike "17-34-102 (7)," and substitute "17-34-102 (8),".

Page 9, strike lines 22 through 25.

Page 9, line 26, strike "19-2-518, C.R.S.,".

Page 10, line 10, strike "APPROPRIATE." and substitute "THE BOARD CONSIDERS MAKING A RECOMMENDATION FOR EARLY PAROLE, AT WHICH HEARING ANY VICTIM MUST HAVE THE OPPORTUNITY TO BE HEARD, PURSUANT TO SECTION 24-4.1-302.5 (1) (j), C.R.S."

Page 10, line 13, strike "17-34-102 (7)," and substitute "17-34-102 (8),".

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Page 10, line 19, strike "SECTION" and substitute "SECTIONS".

Page 10, strike line 20 and substitute "(1) (j) AND 24-4.1-303 (14), C.R.S., AND TO THE DISTRICT ATTORNEY'S OFFICE THAT".

Page 10, line 26, strike "17-34-102 (7)," and substitute "17-34-102 (8),".

Page 11, line 11, strike "APPROPRIATE." and substitute "THE BOARD CONSIDERS MAKING A RECOMMENDATION FOR EARLY PAROLE, AT WHICH HEARING ANY VICTIM MUST HAVE THE OPPORTUNITY TO BE HEARD, PURSUANT TO SECTION 24-4.1-302.5 (1) (j), C.R.S.".

Page 11, line 14, strike "17-34-102 (7)," and substitute "17-34-102 (8),".

Page 11, line 20, strike "SECTION" and substitute "SECTIONS".

Page 11, line 21, strike line 21 and substitute "(1) (j) AND 24-4.1-303 (14), C.R.S., AND TO THE DISTRICT ATTORNEY'S OFFICE THAT".

Judiciary

After consideration on the merits, the Committee recommends that **SB16-181** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, line 5, after "C.R.S.," insert "OR PURSUANT TO EITHER OF THESE SECTIONS AS THEY EXISTED PRIOR TO THEIR REPEAL AND REENACTMENT, WITH AMENDMENTS, BY HOUSE BILL 96-1005,".

Page 3, line 7, strike "PAROLE, THE DISTRICT" and substitute "PAROLE:".

Page 3, strike lines 8 through 10 and substitute:

"(A) IF THE FELONY FOR WHICH THE PERSON WAS CONVICTED IS NEITHER MURDER IN THE FIRST DEGREE, AS DESCRIBED IN SECTION 18-3-102 (1) (b), NOR MURDER IN THE FIRST DEGREE, AS DESCRIBED IN SECTION 18-3-102 (1), BASED ON A THEORY OF COMPLICITY, AS DESCRIBED IN SECTION 18-1-603, THEN THE DISTRICT COURT SHALL SENTENCE THE PERSON TO A TERM OF LIFE IMPRISONMENT WITH THE POSSIBILITY OF".

Page 3, strike lines 13 and 14 and substitute:

"(B) IF THE FELONY FOR WHICH THE PERSON WAS CONVICTED IS EITHER MURDER IN THE FIRST DEGREE, AS DESCRIBED IN SECTION 18-3-102 (1) (b), OR MURDER IN THE FIRST DEGREE, AS DESCRIBED IN SECTION 18-3-102 (1), BASED ON A THEORY OF COMPLICITY, AS DESCRIBED IN SECTION 18-1-603, THEN THE DISTRICT COURT, AFTER HOLDING A HEARING, MAY SENTENCE THE PERSON TO A DETERMINATE SENTENCE WITHIN THE RANGE OF THIRTY TO FIFTY YEARS IN PRISON, LESS ANY EARNED TIME".

Page 3, line 19, after the period add "ALTERNATIVELY, THE COURT MAY SENTENCE THE PERSON TO A TERM OF LIFE IMPRISONMENT WITH THE POSSIBILITY OF PAROLE AFTER SERVING FORTY YEARS, LESS ANY EARNED TIME GRANTED PURSUANT TO SECTION 17-22.5-405, C.R.S.".

Page 4, line 6, strike "AND".

Page 4, after line 6, insert:

"(D) THE IMPACT OF THE OFFENSE UPON ANY VICTIM OR VICTIM'S IMMEDIATE FAMILY; AND".

Page 4, line 7 strike "(D)" and substitute "(E)".

Page 4, line 11, strike "TWENTY-FOUR TO FORTY-EIGHT" and substitute "THIRTY TO FIFTY".

Page 5, line 13, after "C.R.S.," insert "OR PURSUANT TO EITHER OF THESE SECTIONS AS THEY EXISTED PRIOR TO THEIR REPEAL AND REENACTMENT, WITH AMENDMENTS, BY HOUSE BILL 96-1005,".

Page 5, line 22, strike "TWENTY-FOUR TO FORTY-EIGHT" and substitute "THIRTY TO FIFTY".

Page 6, line 6, after "17-22.5-405," insert "**amend** (4); and".

Page 6, after line 21, insert:
"(4) (a) EXCEPT AS DESCRIBED IN SUBSECTION (6) OR (9) OF THIS SECTION OR IN PARAGRAPH (b) OF THIS SUBSECTION (4), AND notwithstanding any other provision of this section, earned time may not reduce the sentence of an inmate as defined in section 17-22.5-402 (1) by a period of time that is more than thirty percent of the sentence. ~~This subsection (4) shall not apply to subsection (6) or subsection (9) of this section.~~
(b) EARNED TIME MAY NOT REDUCE THE SENTENCE OF AN INMATE DESCRIBED IN SUBSECTION (1.2) OF THIS SECTION BY A PERIOD OF TIME THAT IS MORE THAN TWENTY-FIVE PERCENT OF THE SENTENCE."

Page 8, strike line 16 and substitute "C.R.S.,OR PURSUANT TO EITHER OF THESE SECTIONS AS THEY EXISTED PRIOR TO THEIR REPEAL AND REENACTMENT, WITH AMENDMENTS, BY HOUSE BILL 96-1005; AND".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB16-1318** be **referred** to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB16-1295** be **referred** to the Committee on Finance with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SCR16-004** be **postponed indefinitely**.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SCR16-006** be **referred** to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB16-189** 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 61, after line 15 insert:

"**SECTION 88.** In Colorado Revised Statutes, **amend** 32-1-706 as follows:
32-1-706. Conduct of election. It is the duty of the secretary to administer the election, subject to court supervision. The election shall be conducted pursuant to ~~the provisions of~~ articles 1 to ~~13~~ 13.5 of title 1, C.R.S."

Renumber succeeding sections accordingly.

Page 81, line 15, strike "(2)" and substitute "(3)" and strike "122" and

substitute "123".

Page 81, line 17, strike "(3)" and substitute "(4)" and strike "123" and substitute "124".

Page 81, line 18, strike "123" and substitute "124".

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
COLORADO BANKING BOARD

for a term expiring July 1, 2016:

Jonathan Randall Fox of Fowler, Colorado, to serve as a representative of bankers, and occasioned by the resignation of Ashley John Burt of Gunnison, Colorado, appointed.

for terms expiring July 1, 2019:

Glen Jammaron of Glenwood Springs, Colorado, to serve as a representative of bankers, and as a representative who resides west of the continental divide, appointed;

William Joseph Mickles of Centennial, Colorado, to serve as a representative of the public, appointed;

Richard Estaban Martinez, Jr., of Centennial, Colorado, to serve as a representative of bankers, and as a representative of a bank having less than one hundred fifty million dollars in total assets, reappointed.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB16-1280** be **referred** to the Committee on Finance with favorable recommendation.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB16-1377** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 5, line 11, after "CHILDREN" insert "BY GOVERNMENT EMPLOYEES".

Page 5, line 14, strike "COUNTY EMPLOYEES, LAW ENFORCEMENT," and substitute "GOVERNMENT EMPLOYEES,".

Page 5, line 23, after "NEGLECT," insert "STUDY THE BEST PRACTICES REGARDING WHEN DOCUMENTATION OF EVIDENCE OF ABUSE OR NEGLECT IS LIMITED TO AREAS VISIBLE IN PLAIN SIGHT ON THE CHILD AND WHEN DOCUMENTATION OF EVIDENCE MAY EXTEND TO A CHILD'S PRIVATE AREAS,".

Page 6, after line 20 insert:

"(5) "GOVERNMENT" MEANS THE STATE; ANY COUNTY, CITY AND COUNTY, MUNICIPALITY, OR LAW ENFORCEMENT AGENCY; AND ANY SCHOOL DISTRICT.

(6) "GOVERNMENT EMPLOYEE" MEANS A PERSON EMPLOYED BY THE GOVERNMENT OR ACTING UNDER THE COLOR OF STATE LAW.".

Renumber succeeding sections accordingly.

Page 7, after line 4 insert:

"(10) "VISIBLE IN PLAIN SIGHT ON THE CHILD" MEANS AN AREA OF THE CHILD'S BODY THAT IS NORMALLY VIEWABLE BY THE PUBLIC AND THAT COULD BE OBSERVED VISUALLY WITHOUT REMOVAL OR REARRANGEMENT OF THE CHILD'S CLOTHING. "VISIBLE IN PLAIN SIGHT ON THE CHILD" DOES NOT INCLUDE A CHILD'S PRIVATE AREAS."

Page 7, line 27, strike "C.R.S.;" and substitute "C.R.S., APPOINTED BY THE DIRECTOR OF THE OFFICE OF THE CHILD'S REPRESENTATIVE;"

Page 8, line 2, strike "C.R.S.;" and substitute "C.R.S., APPOINTED BY THE DIRECTOR OF THE OFFICE OF THE RESPONDENT PARENTS' COUNSEL;"

Page 10, line 22, strike "COUNTY" and substitute "GOVERNMENT"

Page 11, strike lines 11 and 12 and substitute:

"(II) HOW A GOVERNMENT EMPLOYEE TAKES, MAINTAINS, AND"

Page 11, line 15, strike "COUNTY" and substitute "GOVERNMENT"

Page 11, line 21, strike "COUNTY" and substitute "GOVERNMENT"

Page 12, line 4, strike "COUNTY DEPARTMENTS, LAW ENFORCEMENT AGENCIES," and substitute "GOVERNMENTS"

Page 12, line 19, strike "COUNTY" and substitute "GOVERNMENT"

Page 13, after line 7 add:

"(3) THE TASK FORCE SHALL STUDY AND RECOMMEND:

(a) THE BEST PRACTICES REGARDING WHEN DOCUMENTATION OF EVIDENCE BY A GOVERNMENT EMPLOYEE IS LIMITED TO AREAS VISIBLE IN PLAIN SIGHT ON THE CHILD AND WHEN DOCUMENTATION OF EVIDENCE MAY EXTEND TO PRIVATE AREAS OF THE CHILD;

(b) UNDER WHAT CIRCUMSTANCES A GOVERNMENT EMPLOYEE CAN EXAMINE, UNCLOTHE, OR REARRANGE CLOTHING COVERING PRIVATE AREAS OR ASK THE CHILD TO REMOVE OR REARRANGE HIS OR HER CLOTHING COVERING PRIVATE AREAS.

(4) THE TASK FORCE SHALL STUDY AND RECOMMEND WHEN A GOVERNMENT EMPLOYEE SEEKING TO DOCUMENT EVIDENCE OF SUSPECTED CHILD ABUSE OR NEGLECT OF PRIVATE AREAS OF THE CHILD:

(a) IS REQUIRED TO OBTAIN THE CONSENT OF A PARENT, GUARDIAN, OR LEGAL CUSTODIAN OF THE CHILD OR OBTAIN CONSENT FROM A CHILD WHO IS FIFTEEN YEARS OF AGE OR OLDER AND LESS THAN EIGHTEEN YEARS OF AGE; OR

(b) MUST OBTAIN A COURT ORDER DIRECTING THAT THE CHILD BE PRESENTED TO AND EXAMINED AND EVALUATED BY AN INDEPENDENT MEDICAL PROVIDER, A SEXUAL ASSAULT NURSE EXAMINER (SANE), OR THE CHILD'S OWN PHYSICIAN, IF THE PARENT, GUARDIAN, OR LEGAL CUSTODIAN, OR THE CHILD, IF BETWEEN THE AGES OF FIFTEEN AND EIGHTEEN, REFUSES TO GIVE CONSENT; OR

(c) MAY PROCEED IN EXAMINING AND PHOTOGRAPHING THE PRIVATE AREAS OF THE CHILD WITHOUT THE PARENT'S CONSENT OR WITHOUT A COURT ORDER BASED UPON A REASONABLE BELIEF THAT EXIGENT CIRCUMSTANCES EXIST THAT CONSTITUTE A MEDICAL EMERGENCY, SUCH AS IN CONJUNCTION WITH A CALL TO 911, OR BASED UPON A REASONABLE SUSPICION THAT THE CHILD NEEDS TREATMENT OR IS IN IMMEDIATE THREAT OF SERIOUS BODILY INJURY."

Renumber succeeding subsections accordingly.

Page 13, line 8, strike "SUBSECTION" and substitute "SUBSECTIONS"

Page 13, line 9, after "(2)" insert "TO (4)".

Page 13, line 10, strike "THE COUNTY" and substitute "GOVERNMENTS".

Page 13, line 11, strike "DEPARTMENTS AND THE STATE DEPARTMENT".

SENATE SERVICES REPORT

Correctly Printed: SB16-193 and 194; SJR16-036 and 037.
Correctly Engrossed: SB16-026, 036, 040, 117, 130, 155, 174, and 182.
Correctly Reengrossed: SB16-038.
Correctly Rerevised: HB16-1171, 1225, 1336, and 1375.

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.

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.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

HJR16-1018 by Representative(s) Esgar and Vigil; also Senator(s) Garcia--Concerning the support for goods produced in Colorado and other states in the United States.
Laid over until Friday, April 22, retaining its place on the calendar.

SJR16-036 by Senator(s) Crowder and Ulibarri; also Representative(s) Rosenthal and Sias--Concerning the declaration of May 1, 2016, through May 8, 2016, as "Holocaust Awareness Week".
On motion of Senator Crowder, the resolution was read at length and adopted by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0		
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y		
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y		
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y		
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y		
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y		
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y		
Garcia	Y	Jones	Y	Newell	Y	Woods	Y		
Grantham	Y	Kefalas	Y	Roberts	E	President	Y		
Guzman	Y	Kerr	Y	Scheffel	Y				

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, and Woods.

On motion of Senator Ulibarri, 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.

Musical PresentationBy Oscar "Osi" Sladek, Holocaust survivor and Denver musician, performing "Ani Maamin" and "Zog Nit Keynmol".

Senate reconvened.

MESSAGE FROM THE HOUSE

April 21, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1366, amended as printed in House Journal, April 20. HB16-1348, amended as printed in House Journal, April 20. HB16-1373, amended as printed in House Journal, April 20. HB16-1430, amended as printed in House Journal, April 20.

The Speaker announced that Representative Sias is added as Joint prime sponsor with Representative Young on SB16-038.

The House has postponed indefinitely SB16-083, SB16-112. The bills are returned herewith.

The House has adopted and transmits herewith HJR16-1015, as printed in House Journal.

MESSAGE FROM THE REVISOR OF STATUTES

April 21, 2016

We herewith transmit:

Without comment, as amended, HB16-1348, 1366, 1373, and 1430.

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 Introduction and Consideration of Resolutions.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR16-1015 by Representative(s) Roupe and Lee, Mitsch Bush; also Senator(s) Merrifield and Baumgardner--Concerning the recognition of the United States Olympic Training Center in Colorado Springs, and, in connection therewith, celebrating the Olympic Games and its athletes.

On motion of Senator Baumgardner, the resolution was adopted by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Newell, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

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.

Upon request of Majority Leader Scheffel, SB16-174 was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Thursday, April 21 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Thursday, April 21.

THIRD READING OF BILLS -- FINAL PASSAGE --
 CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB16-026 by Senator(s) Woods; also Representative(s) Melton and Ransom--Concerning personal rights of protected persons, and, in connection therewith, limiting the ability of a guardian to isolate a protected person and making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	E	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, Cooke, Grantham, Guzman, Heath, Holbert, Jahn, Kefalas, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Scheffel, Steadman, Tate, and Todd.

SB16-182 by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning technical revisions to the statutes governing the division of vocational rehabilitation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	E	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: Hill and Kefalas.

SB16-036 by Senator(s) Neville T. and Jahn; also Representative(s) Kraft-Tharp and Sias--Concerning surety requirements when a taxpayer appeals a tax bill that the state or a local government claims is due.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	E	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, Grantham, Heath, Kefalas, Lambert, Lundberg, Marble, Newell, Scott, Sonnenberg, Steadman, Tate, and Woods.

SB16-155 by Senator(s) Cadman; also Representative(s) Garnett and Nordberg--Concerning a state sales and use tax exemption for historic aircraft on loan for public display.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	E	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, Holbert, Lambert, Lundberg, Marble, Merrifield, Scheffel, Scott, Sonnenberg, Steadman, Tate, and Todd.

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the title of the following bill was publicly read, the reading at length having been dispensed with by unanimous consent:

SB16-040 by Senator(s) Holbert; also Representative(s) Pabon--Concerning changes to the requirements for owners of a licensed marijuana business, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	E	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, Grantham, Heath, Hill, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Scheffel, Steadman, Tate, and Woods.

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 Third Reading of Bills -- Final Passage Calendar (SB16-130, SB16-117, SB16-174) of Thursday, April 21 was laid over until Friday, April 22, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, April 21 was laid over until Friday, April 22, retaining its place on the calendar.

General Orders -- Second Reading of Bills -- Consent Calendar: HB16-1391, HB16-1287.
General Orders -- Second Reading of Bills: SB16-162, SB16-183, SB16-178, SB16-005, SB16-097, SB16-086, SB16-002, SB16-154, HB16-1101, HB16-1354, HB16-1367.
Consideration of House Amendments to Senate Bills: SB16-102.
Consideration of House Adherence: HB16-1183.
Consideration of Governor's Appointments--Consent Calendar:
Member of the Juvenile Parole Board.
Members of the State Plumbing Board.
Member of the State Electrical Board.
Consideration of Governor's Appointments:
Members of the Board of Governors of the Colorado State University System.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB16-1160** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB16-1009** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance	After consideration on the merits, the Committee recommends that SCR16-002 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4
Agriculture, Natural Resources, & Energy	The Committee on <u>Agriculture, Natural Resources, & Energy</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:	5 6 7 8 9
<div>MEMBERS OF THE COLORADO WILDLIFE HABITAT STAMP COMMITTEE</div>		10 11 12 13
for terms expiring December 31, 2019:		14 15
John William Gale of Arvada, Colorado, to serve as a representative of national or regionally recognized conservation organizations whose missions are focused on nongame wildlife and whose membership is composed primarily of nongame wildlife, appointed;		16 17 18 19
Dan Christopher Prenzlów of Colorado Springs, Colorado, to serve as an ex officio member representing the Division of Wildlife, reappointed.		20 21 22 23 24
Agriculture, Natural Resources, & Energy	The Committee on <u>Agriculture, Natural Resources, & Energy</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:	25 26 27 28 29
<div>MEMBER OF THE COAL MINE BOARD OF EXAMINERS</div>		30 31 32 33
for a term expiring July 1, 2017:		34 35
Michael Gregg McFarland of Dolores, Colorado, a coal mine owner, operator, manager, or other mine official actively engaged in underground mining, and occasioned by the resignation of Alan Reed Bayles of Hotchkiss, Colorado, appointed.		36 37 38 39 40
Agriculture, Natural Resources, & Energy	The Committee on <u>Agriculture, Natural Resources, & Energy</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:	41 42 43 44 45
<div>MEMBERS OF THE MINED LAND RECLAMATION BOARD</div>		46 47 48 49
for terms expiring March 1, 2019:		50 51
Thomas Earl Brubaker, Parker, Colorado, an individual with substantial experience in the mining industry, reappointed;		52 53 54
John William Singletary of Pueblo, Colorado, an individual with substantial experience in the agricultural industry, appointed.		55 56 57 58 59

Agriculture, The Committee on Agriculture, Natural Resources, & Energy has had under consideration 1
Natural and has had a hearing on the following appointments and recommends that the 2
Resources, & appointments be placed on the consent calendar and confirmed: 3
Energy 4
5

MEMBERS OF THE
GROUND WATER COMMISSION

for terms expiring May 1, 2019: 6
7
8
9

Daniel L. Farmer of Colorado Springs, Colorado, to serve as a resident agriculturist from 10
the Upper Big Sandy Basin, appointed; 11
12

Blake Austin Gourley of Springfield, Colorado, to serve as a resident agriculturist from 13
the Southern High Plains Basin, appointed. 14
15
16

Agriculture, The Committee on Agriculture, Natural Resources, & Energy has had under consideration 17
Natural and has had a hearing on the following appointments and recommends that the 18
Resources, & appointments be placed on the consent calendar and confirmed: 19
Energy 20
21

MEMBERS OF THE
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2019: 22
23
24
25
26
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Jennifer Lynn Dice of Boulder, Colorado, to serve as an Unaffiliated from the Second 28
Congressional District, appointed; 29
30
31

Thomas Michael Burke of Grand Junction, Colorado, to serve as a Republican from the 32
Third Congressional District, reappointed; 33
34
35

Chana Gail Reed of Lamar, Colorado, to serve as a Republican from the Fourth 36
Congressional District, reappointed. 37
38
39

Agriculture, The Committee on Agriculture, Natural Resources, & Energy has had under consideration 40
Natural and has had a hearing on the following appointments and recommends that the 41
Resources, & appointments be placed on the consent calendar and confirmed: 42
Energy 43
44

MEMBERS OF THE
COLORADO WATER CONSERVATION BOARD

for terms expiring February 12, 2019: 45
46
47
48
49
50

James R.L. "Jay" Gallagher of Steamboat Springs, Colorado, to serve as a representative 51
from the Yampa-White drainage basin and as a Democrat, reappointed; 52
53

Patricia L. Wells of Denver, Colorado, to serve as a representative from the City and 54
County of Denver and as a Democrat, reappointed; 55
56

Russell Lloyd George of Rifle, Colorado to serve as a representative from the main 57
Colorado drainage basin and as a Republican, reappointed. 58
59
60

Agriculture, After consideration on the merits, the Committee recommends that **HB16-1276** be 61
Natural **referred** to the Committee of the Whole with favorable recommendation and with a 62
Resources, & recommendation that it be placed on the Consent Calendar. 63
Energy 64
65
66
67

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **HB16-1256** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 6, strike lines 8 through 10 and substitute:

"(M) INCREASED AGRICULTURAL PRODUCTION; AND
(N) ANY OTHER BENEFIT."

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

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.
Appropriations

HB16-1348 by Representative(s) Ryden; also Senator(s) Todd--Concerning a specific crime of cruelty to a certified police working dog.
Judiciary

HB16-1366 by Representative(s) Primavera; also Senator(s) Steadman--Concerning enhanced protections for purchasers of hearing aids.
Business, Labor, & Technology

HB16-1373 by Representative(s) Singer; also Senator(s) Holbert and Marble--Concerning requiring school districts to adopt a policy permitting the use of medical marijuana by students authorized to use medical marijuana.
Education

CORRECTION OF BILL ASSIGNMENT

The President announced that **HB16-1337**, which was originally introduced on Wednesday, April 20 and assigned to the Committee on Judiciary, will be assigned to the Committee on Judiciary and the Committee on Agriculture, Natural Resources, & Energy.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Friday, April 22, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

101st Legislative Day Friday, April 22, 2016

Prayer By the chaplain, Reverend Diana Thompson, Tri-State Denver Buddhist Temple, Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--33
Excused--2, Marble, Roberts.

Quorum The President announced a quorum present.

Pledge By Senator Donovan.

Reading of Journal On motion of Senator Cooke, reading of the Journal of Thursday, April 21, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Trans- After consideration on the merits, the Committee recommends that SB16-140 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, strike everything below the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, 12-6-118, add (8) as follows:

12-6-118. Licenses - grounds for denial, suspension, or revocation. (8) IN ANY DISCIPLINARY HEARING, ACTION, OR ORDER OF THE BOARD INVOLVING A VIOLATION OF SECTION 42-6-112 OR 42-6-119 (3), C.R.S., IT IS AN AFFIRMATIVE DEFENSE THAT THE DEALER HAS TAKEN EVERY REASONABLE ACTION NECESSARY TO DELIVER OR FACILITATE THE DELIVERY OF THE CERTIFICATE OF TITLE WITHIN THIRTY DAYS. TO QUALIFY AS HAVING TAKEN EVERY REASONABLE ACTION TO DELIVER OR FACILITATE THE DELIVERY OF THE CERTIFICATE OF TITLE, THE DEALER MUST HAVE, AT A MINIMUM:

(a) PROCESSED AND MAILED ANY REQUIRED LOAN PAYOFFS IN A REASONABLE AMOUNT OF TIME;

(b) CONTACTED THE PRIOR LENDER AND TAKEN ANY ACTIONS NECESSARY TO OBTAIN A CERTIFICATE OF TITLE OR DUPLICATE CERTIFICATE OF TITLE, EITHER OF WHICH MUST BE FREE OF LIENS;

(c) TAKEN ANY ACTION NECESSARY TO OBTAIN INFORMATION OR SIGNATURES FROM THE PRIOR OWNER NECESSARY TO HAVE A NEW CERTIFICATE OF TITLE ISSUED FOR THE MOTOR VEHICLE;

(d) SUBMITTED ALL PAPERWORK THAT THE DEALER HAS OBTAINED TO THE AUTHORIZED AGENT AND THAT IS NECESSARY TO HAVE A NEW CERTIFICATE OF TITLE ISSUED FOR THE MOTOR VEHICLE; AND

(e) CORRECTED ANY ERRORS IN ANY FILINGS WITH THE DEPARTMENT IN A REASONABLE AMOUNT OF TIME.

SECTION 2. In Colorado Revised Statutes, 42-3-203, add (3) (e) as follows:

42-3-203. Standardized plates - notice of funding through gifts, grants, and donations - rules - repeal. (3) (e) A DEALER MAY ISSUE A SECOND TEMPORARY REGISTRATION NUMBER PLATE IN

	ACCORDANCE WITH THIS SUBSECTION (3) IF THE DEALER:	1
	(I) HAS ISSUED A TEMPORARY PLATE TO THE OWNER WHEN	2
	SELLING THE MOTOR VEHICLE TO THE OWNER;	3
	(II) HAS NOT DELIVERED OR FACILITATED THE DELIVERY OF THE	4
	CERTIFICATE OF TITLE TO THE PURCHASER OR THE HOLDER OF A CHATTEL	5
	MORTGAGE AS REQUIRED IN SECTION 42-6-112 OR 42-6-119 (3) WITHIN	6
	SIXTY DAYS AFTER THE MOTOR VEHICLE WAS PURCHASED; AND	7
	(III) HAS TAKEN EVERY REASONABLE ACTION NECESSARY TO	8
	DELIVER OR FACILITATE THE DELIVERY OF THE CERTIFICATE OF TITLE.	9
	SECTION 3. Act subject to petition - effective date -	10
	applicability. (1) This act takes effect at 12:01 a.m. on the day	11
	following the expiration of the ninety-day period after final adjournment	12
	of the general assembly (August 10, 2016, if adjournment sine die is on	13
	May 11, 2016); except that, if a referendum petition is filed pursuant to	14
	section 1 (3) of article V of the state constitution against this act or an	15
	item, section, or part of this act within such period, then the act, item,	16
	section, or part will not take effect unless approved by the people at the	17
	general election to be held in November 2016 and, in such case, will take	18
	effect on the date of the official declaration of the vote thereon by the	19
	governor.	20
	(2) This act applies to purchases made, and to temporary	21
	certificates of registration issued, on or after the applicable effective date	22
	of this act."	23
		24
		25
Trans- portation	After consideration on the merits, the Committee recommends that HB16-1056 be	26
	referred to the Committee on <u>Finance</u> with favorable recommendation.	27
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Health & Human Services	After consideration on the merits, the Committee recommends that HB16-1047 be	30
	amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with	31
	favorable recommendation.	32
		33
		34
	Amend reengrossed bill, page 30, strike lines 5 through 13.	35
		36
	Page 31, strike lines 15 through 25.	37
		38
	Renumber succeeding sections accordingly.	39
		40
		41
Health & Human Services	After consideration on the merits, the Committee recommends that HB16-1360 be	42
	amended as follows, and as so amended, be referred to the Committee of the Whole with	43
	favorable recommendation.	44
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		46
	Amend reengrossed bill, page 3, line 4, strike "2023." and substitute	47
	"2021."	48
		49
	Page 3, line 10, strike "(54) (b)" and substitute "(52.5) (f)".	50
		51
	Page 3, line 17, strike "(54)" and substitute "(52.5)".	52
		53
	Page 3, line 18, strike "2023:" and substitute "2021:".	54
		55
	Page 3, line 19, strike "(b)" and substitute "(f)".	56
		57
	Page 3, after line 21 insert:	58
		59
	" SECTION 3. In Colorado Revised Statutes, 12-37-102, add	60
	(6.5) as follows:	61
	12-37-102. Definitions. As used in this article, unless the context	62
	otherwise requires:	63
	(6.5) "PERINATAL" MEANS THE PERIOD FROM THE TWENTY-EIGHTH	64
	WEEK OF PREGNANCY THROUGH SEVEN DAYS AFTER BIRTH."	65
		66
	Renumber succeeding sections accordingly.	67

	Page 3, line 23, strike "(3),".	1
	Page 4, strike lines 2 through 9.	2
	Page 7, line 27, strike "SIX MONTHS" and substitute "YEAR".	3
	Page 8, line 1, strike "APPLICATION." and substitute "APPLICATION OR WITHIN SUCH OTHER TIME THE DIRECTOR, BY RULE, DETERMINES TO BE APPROPRIATE.".	4
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Health & Human Services	After consideration on the merits, the Committee recommends that HB16-1227 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	12
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Health & Human Services	After consideration on the merits, the Committee recommends that HB16-1034 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	17
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Education	After consideration on the merits, the Committee recommends that SB16-187 be referred to the Committee of the Whole with favorable recommendation.	22
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Education	After consideration on the merits, the Committee recommends that SB16-188 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	26
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	Amend printed bill, page 8, strike lines 6 through 12 and substitute "PREPARE A LIST OF THE VACANT OR UNDERUSED BUILDINGS AND LAND AND PROVIDE THE LIST, UPON REQUEST, TO CHARTER SCHOOLS AUTHORIZED BY THE SCHOOL DISTRICT, CHARTER SCHOOL APPLICANTS, AND OTHER INTERESTED PERSONS. THE SCHOOL DISTRICT SHALL ALSO POST ON ITS WEBSITE A NOTICE THAT THE LIST OF UNDERUSED AND VACANT BUILDINGS AND LAND IS AVAILABLE TO INTERESTED PERSONS UPON REQUEST. THE SCHOOL DISTRICT MUST PROVIDE THE LIST WITHIN TWO SCHOOL DAYS AFTER RECEIVING A REQUEST. NO LATER THAN FORTY-FIVE DAYS AFTER THE SCHOOL DISTRICT POSTS THE AVAILABILITY OF THE LIST OR AFTER RECEIVING THE LIST,".	31
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	Page 8, line 13, strike "NOTICE OF AVAILABILITY,".	43
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	Page 8, line 18, strike "ISSUES" and substitute "POSTS THE AVAILABILITY OF THE LIST,".	45
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	Page 8, line 19, strike "THE NOTICE OF AVAILABILITY,".	48
		49
	Page 8, strike line 27 and substitute:	50
		51
	"SECTION 6. In Colorado Revised Statutes, add 22-30.5-513.1 as follows:	52
		53
	22-30.5-513.1. Mill levy equalization report - fund created - legislative declaration. (1) THE GENERAL ASSEMBLY FINDS THAT SCHOOL DISTRICTS RECEIVE SIGNIFICANT OPERATING REVENUE FROM MILL LEVIES THAT ARE IN ADDITION TO THE SCHOOL DISTRICTS' TOTAL PROGRAM MILL LEVY. THIS ADDITIONAL REVENUE HELPS SCHOOL DISTRICTS OFFSET THE EFFECTS OF THE NEGATIVE FACTOR IMPOSED BY SECTION 22-54-104 (5) (g). THE GENERAL ASSEMBLY FURTHER FINDS THAT INSTITUTE CHARTER SCHOOLS DO NOT HAVE ACCESS TO ADDITIONAL REVENUE FROM A LOCAL PROPERTY TAX MILL LEVY. THE GENERAL ASSEMBLY FINDS, THEREFORE, THAT IT IS APPROPRIATE TO CONSIDER ADDITIONAL STATE EQUALIZING FUNDING FOR INSTITUTE CHARTER SCHOOLS.	54
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	(2) (a) THE MILL LEVY EQUALIZATION FUND, REFERRED TO IN THIS SECTION AS THE "FUND", IS HEREBY CREATED IN THE STATE TREASURY.	66
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	THE FUND CONSISTS OF ANY AMOUNT THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND. THE STATE TREASURER SHALL CREDIT TO THE FUND ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND.	1 2 3 4
	(b) SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, THE INSTITUTE SHALL ANNUALLY DISTRIBUTE ALL OF THE MONEY APPROPRIATED OR TRANSFERRED TO THE FUND TO THE INSTITUTE CHARTER SCHOOLS ON AN EQUAL PER-PUPIL BASIS. THE MONEY DISTRIBUTED PURSUANT TO THIS SECTION IS IN ADDITION TO MONEY DISTRIBUTED TO INSTITUTE CHARTER SCHOOLS PURSUANT TO SECTION 22-30.5-513."	5 6 7 8 9 10 11 12
	Strike pages 9 and 10.	13
	Page 11, strike lines 1 through 4.	14 15 16 17
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 placed on the consent calendar and confirmed:	18 19 20 21 22
	MEMBER OF THE <u>PRIVATE OCCUPATIONAL SCHOOL BOARD</u>	23 24 25 26
	for a term expiring July 1, 2018:	27
	Timothy LeRoy Brooks of Thornton, Colorado, a representative of the general public who is an owner or operator of a business within Colorado that employs students who are enrolled in schools that are subject to administration by the private occupational school division, and occasioned by the resignation of Jean L. Robinson of Denver, Colorado, appointed.	28 29 30 31 32 33 34 35
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:	36 37 38 39
	MEMBER OF THE <u>CHARTER SCHOOL INSTITUTE BOARD</u>	40 41 42 43 44
	for a term expiring July 1, 2018:	45
	Robert Joseph LaPalme of Colorado Springs, Colorado, to serve as a representative of a parent of a student who is, or who has been, enrolled in an institute charter school, and as a Republican, reappointed.	46 47 48 49 50
Appropriations	After consideration on the merits, the Committee recommends that SB16-077 be referred to the Committee of the Whole with favorable recommendation.	51 52 53 54
Appropriations	After consideration on the merits, the Committee recommends that SB16-163 be amended as follows, and as so amended, be referred to the Committee on <u>Legislative Council</u> with favorable recommendation.	55 56 57 58 59
	Amend printed bill, page 4, after line 21 insert:	60 61
	"SECTION 2. Appropriation. For the 2016-17 state fiscal year. \$26.111 is appropriated to the legislative department for use by the office of legislative legal services. This appropriation is from the general fund and is based on an assumption that the office will require an additional 0.4 FTE. To implement this act, the office may use this appropriation for the study of an organizational recodification of title 12 of the Colorado	62 63 64 65 66 67

	Revised Statutes."	1
		2
	Renumber succeeding section accordingly.	3
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	Page 1, line 103, strike "OCCUPATIONS." and substitute "OCCUPATIONS,	5
	AND , IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."	6
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1014 be	9
	referred to the Committee of the Whole with favorable recommendation and with a	10
	recommendation that it be placed on the Consent Calendar.	11
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Appropriations	After consideration on the merits, the Committee recommends that SB16-170 be referred	14
	to the Committee of the Whole with favorable recommendation.	15
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Appropriations	After consideration on the merits, the Committee recommends that SB16-120 be amended	18
	as follows, and as so amended, be referred to the Committee of the Whole with favorable	19
	recommendation.	20
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	Amend printed bill, page 6, after line 7 insert:	23
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	" SECTION 2. Appropriation. (1) For the 2016-17 state fiscal	25
	year, \$38,800 is appropriated to the department of health care policy and	26
	financing for use by the executive director's office. This appropriation	27
	consists of \$35,350 from the general fund and \$3,450 from the hospital	28
	provider fee cash fund created in section 25.5-4-402.3 (4) (a), C.R.S. To	29
	implement this act, the office may use this appropriation as follows:	30
	(a) \$25,000 general fund for general professional services and	31
	special projects; and	32
	(b) \$13,800, which consists of \$10,350 from the general fund that	33
	is subject to the "(M)" notation as defined in the annual general	34
	appropriation act for the same fiscal year and \$3,450 from the hospital	35
	provider fee cash fund, for Medicaid management information system	36
	maintenance and projects.	37
	(2) For the 2016-17 state fiscal year, the general assembly	38
	anticipates that the department of health care policy and financing will	39
	receive \$149,200 in federal funds to implement this act. The	40
	appropriation in subsection (1) of this section is based on the assumption	41
	that the department will receive this amount of federal funds to be used	42
	as follows:	43
	(a) \$25,000 for general professional services and special projects;	44
	and	45
	(b) \$124,200 for Medicaid management information system	46
	maintenance and projects."	47
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	Renumber succeeding section accordingly.	49
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	Page 1, line 103, strike "FRAUD." and substitute "FRAUD, AND, IN	51
	CONNECTION THEREWITH, MAKING AN APPROPRIATION."	52
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1232 be	55
	referred to the Committee of the Whole with favorable recommendation and with a	56
	recommendation that it be placed on the Consent Calendar.	57
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1006 be	60
	referred to the Committee of the Whole with favorable recommendation.	61
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Page 826	Senate Journal-101st Day-April 22, 2016	
Appropriations	After consideration on the merits, the Committee recommends that SB16-056 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.	1 2 3 4 5
	Amend the Judiciary Committee Report, dated April 11, 2016, page 2, line 29, strike "law." and substitute "law OR CLOSED TO PUBLIC INSPECTION UNDER SECTIONS 24-72-204 (2) (a) (I) AND (2) (a) (VIII).".	6 7 8 9 10
Appropriations	After consideration on the merits, the Committee recommends that SB16-190 be referred to the Committee of the Whole with favorable recommendation.	11 12 13 14
Appropriations	After consideration on the merits, the Committee recommends that SB16-191 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.	15 16 17 18 19
	Amend printed bill, page 3, line 11, strike "C.R.S." and substitute "C.R.S., AND THE RETAIL MARIJUANA PUBLIC HEALTH ADVISORY COUNCIL ESTABLISHED PURSUANT TO SECTION 25-1.5-110, C.R.S.".	20 21 22 23 24
Appropriations	After consideration on the merits, the Committee recommends that SB16-192 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.	25 26 27 28 29
	Amend printed bill, page 3, after line 21 insert:	30 31
	"SECTION 2. In Colorado Revised Statutes, 25.5-10-207, amend (3) (b) and (3) (c); and add (3) (d) as follows:	32 33
	25.5-10-207. Services and supports - waiting list reduction - cash fund - repeal. (3) The general assembly may annually appropriate moneys in the intellectual and developmental disabilities services cash fund to the state department for:	34 35 36 37
	(b) Administrative expenses for renewal and redesign of medicaid home- and community-based services waivers relating to intellectual and developmental disabilities; and	38 39 40
	(c) Increasing system capacity for home- and community-based intellectual and developmental disabilities programs, services, and supports; AND	41 42 43
	(d) THE DEVELOPMENT OF AN ASSESSMENT TOOL PURSUANT TO SECTION 25.5-6-104 (5).	44 45
	SECTION 3. Appropriation. (1) For the 2016-17 state fiscal year, \$138,787 is appropriated to the department of health care policy and financing for use by the executive director's office. This appropriation is from the intellectual and developmental disabilities services cash fund created in section 25.5-10-207 (1), C.R.S. To implement this act, the office may use this appropriation as follows:	46 47 48 49 50 51
	(a) \$58,134 for personal services, which amount is based on an assumption that the office will require an additional 1.8 FTE;	52 53
	(b) \$5,653 for operating expenses; and	54
	(c) \$75,000 for general professional services and special projects.	55
	(2) For the 2016-17 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$138,786 in federal funds to implement this act. The appropriation in subsection (1) of this section is based on the assumption that the department will receive this amount of federal funds to be used as follows:	56 57 58 59 60 61
	(a) \$58,133for personal services;	62
	(b) \$5,653 for operating expenses; and	63
	(c) \$75,000 for general professional services and special projects.".	64 65
	Renumber succeeding section accordingly.	66 67

Page 1, line 103, strike "DISABILITIES." and substitute "DISABILITIES,
AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

SENATE SERVICES REPORT

Correctly Printed: SB16-195.
Correctly Engrossed: SJR16-036.
Correctly Reengrossed: SB16-026, 036, 040, 155, 182
Correctly Revised: HJR16-1015.
Correctly Enrolled: SB16-131.

MESSAGE FROM THE HOUSE

April 21, 2016
Mr. President:
The House has adopted and returns herewith SJR16-036.

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 Consideration of
Resolutions.

CONSIDERATION OF RESOLUTIONS

HJR16-1018 by Representative(s) Esgar and Vigil; also Senator(s) Garcia--Concerning the support for
goods produced in Colorado and other states in the United States.
Laid over until Monday, April 25, retaining its place on the calendar.

SJR16-037 by Senator(s) Carroll and Baumgardner; also Representative(s) Moreno--Concerning the
"Colorado Day of Remembrance of the Armenian Genocide" on April 24, 2016.
On motion of Senator Carroll, the resolution was read at length and **adopted** by the
following roll call vote:

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Cadman, Cooke, Crowder, Donovan, Garcia, Grantham,
Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert,
Lundberg, Martinez Humenik, Merrifield, Neville T., Newell, Scheffel, Scott, Sonnenberg,
Steadman, Tate, Todd, Ulibarri, and Woods.

Senate in recess.

Senate reconvened.

MESSAGE FROM THE HOUSE

April 22, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1400, 1442.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1381, aended as printed in House Journal, April 21.
HB16-1387, amended as printed in House Journal, April 21.
HB16-1341, amended as printed in House Journal, April 21.
HB16-1427, amended as printed in House Journal, April 21.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB16-041, amended as printed in House Journal, April 21.

The House has postponed indefinitely SB16-123. The bill is returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

April 22, 2016

We herewith transmit:

Without comment, HB16-1400 and 1442.
Without comment, as amended, HB16-1341, 1381, 1387, and 1427.
Without comment, as amended, SB16-041.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Third Reading of Bills -- Final Passage Calendar (SB16-130, SB16-117, SB16-174) of Friday, April 22 was laid over until Monday, April 25, retaining its place on the calendar.

Upon request of Majority Leader Scheffel, **HB16-1391** was removed from the General Orders--Second Reading of Bills Consent Calendar of Friday, April 22 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Friday, April 22.

Committee of the Whole On motion of Senator Tate, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills -- Consent Calendar, and Senator Tate was called to act as Chair.

**GENERAL ORDERS -- SECOND READING OF BILLS --
CONSENT CALENDAR**

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB16-1287 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.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 19, page(s) 775-776, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB16-1356 by Representative(s) Kraft-Tharp and Nordberg; also Senator(s) Jahn and Holbert-- Concerning requirements related to the satisfaction of indebtedness secured by real property.

Ordered revised and placed on the calendar for third reading and final passage.

HB16-1228 by Representative(s) Arndt and Becker J.; also Senator(s) Donovan and Sonnenberg-- Concerning an alternative transfer mechanism for water rights that protects the agricultural use for which a water right was originally decreed while permitting renewable one-year transfers of a portion of the water subject to the water right.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, April 20, page(s) 802-803, and placed in members' bill files.)

As amended, ordered revised 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 Tate, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB16-1287 as amended, HB16-1356, HB16-1228 as amended.

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Committee	On motion of Senator Tate, the Senate resolved itself into the Committee of the	4
of the Whole	Whole for consideration of General Orders--Second Reading of Bills Calendar, and	5
	Senator Tate was called to act as Chair.	6
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	GENERAL ORDERS -- SECOND READING OF BILLS CALENDAR	8
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	The Committee of the Whole having risen, the Chair reported that the following bills,	10
	reading at length having been dispensed with by unanimous consent, had been considered	11
	and action taken thereon as follows:	12
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SB16-162	by Senator(s) Tate, Jahn; also Representative(s) Melton and Sias, Lawrence, Priola, Singer,	15
	Thurlow--Concerning access by medicaid recipients to nonenrolled medical providers.	16
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	Laid over until Monday, April 25, retaining its place on the calendar.	18
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SB16-183	by Senator(s) Scheffel and Kerr; also Representative(s) Williams and Lawrence--	21
	Concerning a clarification of the general assembly's intent to maintain the public utilities	22
	commission's authority over basic emergency services while prohibiting the regulation of	23
	internet-protocol-enabled services by defining the term "basic emergency service" in a	24
	manner that is consistent with such intent.	25
		26
	Laid over until Monday, April 25, retaining its place on the calendar.	27
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SB16-178	by Senator(s) Lambert and Kefalas, Grantham, Steadman, Baumgardner; also	30
	Representative(s) Young and Brown, Hamner, Rankin, Vigil, Becker K., Esgar--	31
	Concerning the Grand Junction regional center campus.	32
		33
	<u>Amendment No. 1, Appropriations Committee Amendment.</u>	34
	(Printed in Senate Journal, April 18, page(s) 755, and placed in members' bill files.)	35
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	As amended, ordered engrossed and placed on the calendar for third reading and final	37
	passage.	38
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SB16-005	by Senator(s) Marble, Merrifield, Neville T., Woods; also Representative(s) Saine,	41
	Ransom--Concerning prohibiting the administration of statewide assessments to students	42
	enrolled in ninth grade.	43
		44
	Laid over until Monday, April 25, retaining its place on the calendar.	45
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SB16-097	by Senator(s) Scott, Baumgardner, Cooke; also Representative(s) Coram--Concerning	48
	measures to ensure that revenue related to the severance of minerals in the state is used in	49
	areas most impacted by the severance.	50
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	Laid over until Monday, April 25, retaining its place on the calendar.	52
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SB16-086	by Senator(s) Neville T., Marble, Holbert, Baumgardner, Woods; also Representative(s)	55
	Neville P., Saine, Everett, Humphrey--Concerning the elimination of the cap on the state	56
	income tax deduction for retirement benefits.	57
		58
	Laid over until Monday, April 25, retaining its place on the calendar.	59
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SB16-002	by Senator(s) Lundberg; also Representative(s) Sias--Concerning the submission to the	62
	voters of a ballot question regarding whether the Colorado health benefit exchange can	63
		64
	Laid over until Monday, April 25, retaining its place on the calendar.	65
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SB16-154	by Senator(s) Lundberg, Marble, Neville T., Baumgardner, Grantham, Scheffel, Woods; -- Concerning the creation of income tax credits for nonpublic education.	1 2 3
	Laid over until Monday, April 25, retaining its place on the calendar.	4 5
HB16-1101	by Representative(s) Young; also Senator(s) Lundberg--Concerning medical decisions for unrepresented patients.	6 7 8
	<u>Amendment No. 1, Health & Human Services Committee Amendment.</u> (Printed in Senate Journal, April 15, page(s) 737, and placed in members' bill files.)	9 10 11
	<u>Amendment No. 2(L.025), by Senator Lundberg.</u>	12 13
	Amend reengrossed bill, page 4, strike lines 14 through 16 and substitute "DETERMINATION OF THE PATIENT'S LACK OF DECISIONAL CAPACITY BY ANOTHER PHYSICIAN; BY AN ADVANCED PRACTICE NURSE WHO HAS COLLABORATED ABOUT THE PATIENT WITH A LICENSED PHYSICIAN EITHER IN PERSON, BY TELEPHONE, OR ELECTRONICALLY; OR BY A COURT;"	14 15 16 17 18 19
	Page 4, line 20, strike "CARE." and substitute "CARE; AND".	20 21
	Page 4, after line 20 insert:	22 23
	"(D) THE IDENTITY OF THE PHYSICIAN DESIGNATED AS PROXY DECISION-MAKER IS DOCUMENTED IN THE MEDICAL RECORD.".	24 25 26
	As amended, ordered revised and placed on the calendar for third reading and final passage.	27 28 29 30
HB16-1354	by Representative(s) Mitsch Bush and Becker J., Moreno, Becker K., Fields, Wilson; also Senator(s) Sonnenberg--Concerning authorization for a school district to impose an additional mill levy for the sole purpose of funding capital construction and maintenance needs of the district without borrowing money.	31 32 33 34 35
	<u>Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.</u> (Printed in Senate Journal, April 19, page(s) 776-777, and placed in members' bill files.)	36 37 38
	As amended, ordered revised and placed on the calendar for third reading and final passage.	39 40 41 42
HB16-1367	by Representative(s) Hamner and Rankin; also Senator(s) Hodge and Marble--Concerning the re-categorization of certain counties for the purpose of determining salaries paid to county officers in those counties.	43 44 45 46
	Ordered revised and placed on the calendar for third reading and final passage.	47 48 49
SB16-185	by Senator(s) Scott; also Representative(s) Melton--Concerning the allowable finance charge for certain consumer credit transactions.	50 51 52
	Laid over until Monday, April 25, retaining its place on the calendar.	53 54 55
HB16-1309	by Representative(s) Lontine; also Senator(s) Marble--Concerning a defendant's right to counsel in certain cases considered by municipal courts.	56 57 58
	Laid over until Monday, April 25, retaining its place on the calendar.	59 60 61 62

HB16-1391 by Representative(s) Pabon, McCann, Moreno, Salazar; also Senator(s) Lundberg-- Concerning a prohibition against nonattorneys providing legal services related to immigration matters.

Amendment No. 1(L.001), by Senator Neville.

Amend reengrossed bill, page 6, strike lines 8 through 27.

Page 7, strike lines 1 through 8.

Renumber succeeding sections accordingly.

As amended, 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 Tate, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB16-178 as amended, HB16-1101 as amended, HB16-1354 as amended, HB16-1367, HB16-1391 as amended.

Laid over until Monday, April 25: SB16-162, SB16-183, SB16-005, SB16-097, SB16-086, SB16-002, SB16-154, SB16-185, HB16-1309.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB16-189 and HB16-1276 were made Special Orders -- Consent Calendar at 11:33 a.m.

Committee of the Whole
The hour of 11:33 a.m. having arrived, Senator Tate 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 Tate 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:

SB16-189 by Senator(s) Scott, Johnston, Roberts, Scheffel, Steadman; also Representative(s) Foote, Dore, Kagan, McCann, Willett--Concerning the nonsubstantive revision of statutes in the Colorado Revised Statutes, as amended, and, in connection therewith, amending or repealing obsolete, imperfect, and inoperative law to preserve the legislative intent, effect, and meaning of the law.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 808-809, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB16-1276 by Representative(s) Hamner and Coram; also Senator(s) Roberts and Donovan--Concerning the division of reclamation, mining, and safety's ability to conduct emergency responses at legacy hard rock mining sites.

Ordered revised 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 Tate, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB16-189 as amended, HB16-1276.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-102 by Senator(s) Kerr, Aguilar, Guzman, Heath, Lundberg, Marble, Merrifield; also Representative(s) Moreno--Concerning the elimination of mandatory sentences to incarceration for certain crimes, and, in connection therewith, making and reducing an appropriation.

(Senate concurred with House Amendments, April 19, page(s) 785.)

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	30	NO	3	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	E	Steadman	Y
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	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	E	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 Consideration of House Adherence Calendar (HB16-1183) of Friday, April 22 was laid over until Monday, April 25, retaining its place on the calendar.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

On motion of Majority Leader Scheffel, the following Governor's appointments were confirmed by the following roll call votes:

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.

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBERS OF THE
STATE PLUMBING BOARD

for terms expiring July 1, 2019:

Bruce Thomas Schneider of Longmont, Colorado, to serve as a representative of general contractors and as an Unaffiliated, reappointed;

Noreen McMahon of Steamboat Springs, Colorado, to serve as an at large member, appointed.

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBER OF THE
STATE ELECTRICAL BOARD

for a term expiring July 1, 2018:

James Edward Dent of Wheat Ridge, Colorado, to serve as an electrical contractor who has a masters’ license, reappointed.

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBERS OF THE
ENERGY IMPACT ASSISTANCE ADVISORY COMMITTEE

for terms expiring August 24, 2019:

Susan B. Alvillar of Grand Junction, Colorado, reappointed;

Karla Jean Distel of Grand Junction, Colorado, reappointed.

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, the following Governor's appointments (Members of the Colorado Banking Board, Members of the Colorado Wildlife Habitat

Stamp Committee, Member of the Coal Mine Board of Examiners, Members of the Mined Land Reclamation Board, Members of the Ground Water Commission, Members of the State Board of the Great Outdoors Colorado Trust Fund, Members of the Colorado Water Conservation Board) were made Special Orders -- Consent Calendar at 11:44 a.m.

SPECIAL ORDERS -- CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

The hour of 11:44 a.m. having arrived, on motion of Majority Leader Scheffel, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE COLORADO BANKING BOARD

for a term expiring July 1, 2016:

Jonathan Randall Fox of Fowler, Colorado, to serve as a representative of bankers, and occasioned by the resignation of Ashley John Burt of Gunnison, Colorado, appointed.

for terms expiring July 1, 2019:

Glen Jammaron of Glenwood Springs, Colorado, to serve as a representative of bankers, and as a representative who resides west of the continental divide, appointed;

William Joseph Mickles of Centennial, Colorado, to serve as a representative of the public, appointed;

Richard Estaban Martinez, Jr., of Centennial, Colorado, to serve as a representative of bankers, and as a representative of a bank having less than one hundred fifty million dollars in total assets, reappointed.

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBERS OF THE COLORADO WILDLIFE HABITAT STAMP COMMITTEE

for terms expiring December 31, 2019:

John William Gale of Arvada, Colorado, to serve as a representative of national or regionally recognized conservation organizations whose missions are focused on nongame wildlife and whose membership is composed primarily of nongame wildlife, appointed;

Dan Christopher Prenzlow of Colorado Springs, Colorado, to serve as an ex officio member representing the Division of Wildlife, reappointed.

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBER OF THE
COAL MINE BOARD OF EXAMINERS

for a term expiring July 1, 2017:

Michael Gregg McFarland of Dolores, Colorado, a coal mine owner, operator, manager, or other mine official actively engaged in underground mining, and occasioned by the resignation of Alan Reed Bayles of Hotchkiss, Colorado, appointed.

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBERS OF THE
MINED LAND RECLAMATION BOARD

for terms expiring March 1, 2019:

Thomas Earl Brubaker, Parker, Colorado, an individual with substantial experience in the mining industry, reappointed;

John William Singletary of Pueblo, Colorado, an individual with substantial experience in the agricultural industry, appointed.

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBERS OF THE
GROUND WATER COMMISSION

for terms expiring May 1, 2019:

Daniel L. Farmer of Colorado Springs, Colorado, to serve as a resident agriculturist from the Upper Big Sandy Basin, appointed;

Blake Austin Gourley of Springfield, Colorado, to serve as a resident agriculturist from the Southern High Plains Basin, appointed.

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBERS OF THE
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2019:

Jennifer Lynn Dice of Boulder, Colorado, to serve as an Unaffiliated from the Second Congressional District, appointed;

Thomas Michael Burke of Grand Junction, Colorado, to serve as a Republican from the Third Congressional District, reappointed;

Chana Gail Reed of Lamar, Colorado, to serve as a Republican from the Fourth Congressional District, reappointed.

YES	33	NO	0	EXCUSED	2	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	E	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

MEMBERS OF THE
COLORADO WATER CONSERVATION BOARD

for terms expiring February 12, 2019:

James R.L. “Jay” Gallagher of Steamboat Springs, Colorado, to serve as a representative from the Yampa-White drainage basin and as a Democrat, reappointed;

Patricia L. Wells of Denver, Colorado, to serve as a representative from the City and County of Denver and as a Democrat, reappointed;

Russell Lloyd George of Rifle, Colorado, to serve as a representative from the main Colorado drainage basin and as a Republican, reappointed.

YES	33	NO	0	EXCUSED	2	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	E	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 Consideration of Governor's Appointments Calendar (Members of the Board of Governors of the Colorado State University System) of Friday, April 22 was laid over until Monday, April 25, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

HB16-1430 by Representative(s) Lebsock; also Senator(s) Hodge--Concerning the implementation of a recommendation of the oil and gas task force regarding the sharing of oil and gas operators' development plans with affected local governments.
Agriculture, Natural Resources, & Energy

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-016, 058, 126, 133, 137, and 145.

Senate in recess. Senate reconvened.

MEMORANDUM
REPORT FROM THE SENATE AND HOUSE
COMMITTEES ON DELAYED BILLS

Pursuant to Joint Rule 23 (c), the Senate and House Committees on Delayed Bills, acting jointly, extend the following deadline for House Bill 16-1422, Concerning the Financing of Public Schools:

The Friday, April 22 deadline (the 101st legislative day) for final passage, including any conference committee report, for any bill prescribing all or a substantial portion of the total funding for public schools pursuant to the "Public School Finance Act of 1994", article 54 of title 22, Colorado Revised Statutes, is extended until Wednesday, May 11, 2016 (the 120th legislative day).

This memorandum shall be printed in the journal of each house as is required by Joint Rule 23 (c).

(signed)	(signed)
Senator Cadman	Representative Hullinghorst
President of the Senate	Speaker of the House of Representatives
Senator Scheffel	Representative Duran
Senate Majority Leader	House Majority Leader
Senator Carroll	Representative DelGrosso
Senate Minority Leader	House Minority Leader

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB16-1231

THIS REPORT AMENDS THE
REENGROSSED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB16-1231, concerning the limited use of automated vehicle identification systems designed to detect disobedience to a traffic signal, has met and reports that it has agreed upon the following:

That the Senate recede from its amendments made to the bill, as the amendments appear in the rerevised bill, and that the following amendments be substituted therefor:

Amend reengrossed bill, page 3, after line 17 insert:

"(IV) NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS PARAGRAPH (h), THE STATE, A COUNTY, A CITY AND COUNTY, OR A MUNICIPALITY MAY NOT USE AN AUTOMATED VEHICLE IDENTIFICATION SYSTEM DESIGNED TO DETECT DISOBEDIENCE TO A TRAFFIC SIGNAL IN ANY LOCATION ON OR AFTER DECEMBER 31, 2016.".

Respectfully submitted,

House Committee:	Senate Committee:
(signed)	(signed)
Steve Lebsock, Chairman	Randy Baumgardner, Chairman
K.C. Becker	Kevin Lundberg
Jon Becker	Morgan Carroll

MESSAGE FROM THE HOUSE

April 22, 2016

Mr. President:

The House has adopted and returns herewith SJR16-037.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB16-196** by Senator(s) Cooke and Cadman; also Representative(s) Landgraf and Young--
Concerning the creation of a pilot program for inclusive higher education for persons with
intellectual and developmental disabilities, and, in connection therewith, making an
appropriation.
Education
- SB16-197** by Senator(s) Steadman; --Concerning the retail sale of alcohol beverages, and, in
connection therewith, permitting a liquor-licensed drugstore licensee to have an interest in
additional liquor-licensed drugstore licenses; requiring a liquor-licensed drugstore seeking
to acquire additional liquor-licensed drugstore licenses between January 1, 2017, and
January 1, 2027, to apply to transfer ownership, change location, and merge and convert
two existing retail liquor store licenses to a liquor-licensed drugstore license; requiring a
liquor-licensed drugstore licensee to designate a manager to conduct the licensee's alcohol
beverage operations; establishing a liquor-licensed drugstore manager's permit; removing
the maximum alcohol content of fermented malt beverages; setting application and annual
fees; expanding the products that retail liquor stores may sell; allowing a retail liquor store
licensee to obtain additional retail liquor store licenses; and prohibiting liquor-licensed
drugstores from advertising, offering to sell, or selling alcohol beverages below the liquor-
licensed drugstore's cost.
Business, Labor, & Technology
- SB16-198** by Senator(s) Holbert; also Representative(s) Kraft-Tharp--Concerning the standards
applicable to documents used by workers' compensation insurance carriers in Colorado,
and, in connection therewith, requiring advisory organizations and rating organizations to
file sample forms of policies, riders, letters, notices, and other documents to the
commissioner of insurance.
Business, Labor, & Technology
- SB16-199** by Senator(s) Scott and Steadman; also Representative(s) DelGrosso--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.
Health & Human Services
- HB16-1341** by Representative(s) Ginal and McCann, Pettersen, Lebsock; also Senator(s) Ulibarri--
Concerning protecting animal species threatened with extinction by prohibiting trafficking.
State, Veterans, & Military Affairs
- HB16-1381** by Representative(s) Primavera, Esgar, Melton, Williams; also Senator(s) Todd--
Concerning health insurance coverage for the early detection of cancer.
State, Veterans, & Military Affairs
- HB16-1387** by Representative(s) Primavera; also Senator(s) Woods--Concerning health insurance
coverage for severe protein allergic conditions.
Health & Human Services

- HB16-1400

by Representative(s) Ryden; also Senator(s) Todd--Concerning the prohibition of retaliatory action against a homeowner in relation to the homeowners' association to which the homeowner belongs.
State, Veterans, & Military Affairs

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- HB16-1427

by Representative(s) Pabon; also Senator(s) Hill--Concerning exempting multi-serving liquid retail marijuana products from the sales equivalency limitation.
Business, Labor, & Technology

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- HB16-1442

by Representative(s) Ryden, Court, Thurlow, Vigil; also Senator(s) Ulibarri--Concerning technical modifications to laws enacted in 2014 governing the administration of nonpartisan elections conducted by a local government that are not coordinated by a county clerk and recorder.
Health & Human Services

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CHANGE IN SPONSORSHIP

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Upon announcement of President Cadman, Senator Todd was added as Joint Prime Sponsor with Senator Martinez Humenik and Representatives Priola and Court on

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SCR16-005.

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On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday, April 25, 2016.

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Approved:

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Bill L. Cadman

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President of the Senate

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Attest:

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Effie Ameen

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Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

104th Legislative Day Monday, April 25, 2016

Prayer By the chaplain, Pastor Brian Henderson, First Baptist Church, Denver.

Call to Order By the President at 10:00 a.m.

Roll Call Present--34
Excused--1, Carroll.

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 Friday, April 22, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB16-196, 197, 198, 199.
Correctly Engrossed: SB16-178 and 189; SJR-037.
Correctly Revised: HB16-1101, 1228, 1276, 1287, 1354, 1356, 1367, and 1391.
Correctly Enrolled: SB16-102; SJR16-026; SM16-001.

MESSAGE FROM THE HOUSE

Friday, April 22

Mr. President:

The House has adopted and transmits herewith HJR16-1022, as printed in House Journal, April 22, 2016.
The appointment was referred to the State, Veterans, & Military Affairs Committee.

**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:

HB16-1287 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.

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	E	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 was **passed**.

Co-sponsor(s) added: Aguilar, Baumgardner, Heath, Jones, Kerr, Martinez Humenik, Merrifield, Newell, Scheffel, Tate, and Todd.

HB16-1356 by Representative(s) Kraft-Tharp and Nordberg; also Senator(s) Jahn and Holbert-- Concerning requirements related to the satisfaction of indebtedness secured by real property.

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	E	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: Heath and Woods.

HB16-1228 by Representative(s) Arndt and Becker J.; also Senator(s) Donovan and Sonnenberg-- Concerning an alternative transfer mechanism for water rights that protects the agricultural use for which a water right was originally decreed while permitting renewable one-year transfers of a portion of the water subject to the water right.

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	E	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	N	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: Hodge, Jones, Kefalas, and Merrifield.

SB16-189 by Senator(s) Scott, Johnston, Roberts, Scheffel, Steadman; also Representative(s) Foote, Dore, Kagan, McCann, Willett--Concerning the nonsubstantive revision of statutes in the Colorado Revised Statutes, as amended, and, in connection therewith, amending or repealing obsolete, imperfect, and inoperative law to preserve the legislative intent, effect, and meaning of the law.

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	E	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, Hill, and Lambert.

HB16-1276 by Representative(s) Hamner and Coram; also Senator(s) Roberts and Donovan--Concerning the division of reclamation, mining, and safety's ability to conduct emergency responses at legacy hard rock mining sites.

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	E	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, Cadman, Crowder, Heath, Johnston, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Scheffel, and Steadman.

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:

SB16-130 by Senator(s) Scott, Baumgardner, Cadman, Cooke, Crowder, Hill, Holbert, Scheffel; also Representative(s) Van Winkle--Concerning the methods used by the department of revenue to collect consumer use tax, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	18	NO	16	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	E	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Grantham, Lambert, Lundberg, Marble, Neville T., Sonnenberg, and Woods.

SB16-117 by Senator(s) Sonnenberg; also Representative(s) Coram--Concerning a limitation on a state agency's authority to impose a fine, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	18	NO	16	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	E	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Crowder, Grantham, Holbert, Lambert, Lundberg, Marble, Neville T., Scheffel, Scott, and Woods.

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.

A majority of those elected to the Senate having voted in the affirmative, Senator Kerr was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.004), by Senator Kerr.

- Amend engrossed bill, page 5, strike line 27.
- Page 6, strike lines 1 through 13.
- ReNUMBER succeeding sections accordingly.

The amendment **lost** on the following roll call vote:

YES	16	NO	18	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	E	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

The question being "Shall the bill pass?", the roll call was taken with the following result:

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	E	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	N
Garcia	Y	Jones	Y	Newell	Y	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, Cadman, Cooke, Crowder, Garcia, Grantham, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, and Scheffel.

SB16-178 by Senator(s) Lambert and Kefalas, Grantham, Steadman, Baumgardner; also Representative(s) Young and Brown, Hamner, Rankin, Vigil, Becker K., Esgar-- Concerning the Grand Junction regional center campus.

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	E	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, Cadman, Guzman, Heath, Hodge, Jahn, Lundberg, Marble, Merrifield, Neville T., Scheffel, Todd, Ulibarri, and Woods.

HB16-1101 by Representative(s) Young; also Senator(s) Lundberg--Concerning medical decisions for unrepresented patients.

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	E	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 was **passed**.

Co-sponsor(s) added: Aguilar, Crowder, Guzman, Heath, Hodge, Jahn, Kefalas, Kerr, Merrifield, Newell, Steadman, and Todd.

HB16-1354 by Representative(s) Mitsch Bush and Becker J., Moreno, Becker K., Fields, Wilson; also Senator(s) Sonnenberg--Concerning authorization for a school district to impose an additional mill levy for the sole purpose of funding capital construction, new technology, existing technology upgrade, and maintenance needs of the district without borrowing money.

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	E	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 was **passed**.

Co-sponsor(s) added: Baumgardner, Guzman, Heath, Jones, Kefalas, Kerr, Merrifield, Scott, and Todd.

HB16-1367 by Representative(s) Hamner and Rankin; also Senator(s) Hodge and Marble--Concerning the re-categorization of certain counties for the purpose of determining salaries paid to county officers in those counties.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	6	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	N
Baumgardner	Y	Hill	N	Lundberg	Y	Sonnenberg	Y
Carroll	E	Hodge	Y	Marble	Y	Steadman	Y
Cooke	N	Holbert	Y	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	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**.

HB16-1391 by Representative(s) Pabon, McCann, Moreno, Salazar; also Senator(s) Lundberg--
Concerning a prohibition against nonattorneys providing legal services related to
immigration matters.

A majority of those elected to the Senate having voted in the affirmative, Senator Ulibarri
was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.002), by Senator Ulibarri.

Amend revised bill, page 6, after line 7 insert:

"SECTION 2. In Colorado Revised Statutes, 12-55-110.3,
amend (1) (a), (3) (b) (IV), and (3) (b) (V); and **add** (3) (b) (VI) as
follows:

**12-55-110.3. Advertisements for services - unauthorized
practice of law - prohibited conduct - penalties.** (1) (a) A notary
public who is not a licensed attorney in the state of Colorado and who
advertises, including by signage, his or her services in a language other
than English shall include in the advertisement the following notice, both
in English and in the language of the advertisement:

I AM NOT AN ATTORNEY LICENSED TO PRACTICE
LAW IN THE STATE OF COLORADO AND I MAY
NOT GIVE LEGAL ADVICE OR ACCEPT FEES FOR
LEGAL ADVICE. I AM NOT AN IMMIGRATION
CONSULTANT, NOR AM I AN EXPERT ON IMMIGRATION
MATTERS.

IF YOU SUSPECT FRAUD, YOU MAY CONTACT THE
COLORADO ATTORNEY GENERAL'S OFFICE OR THE
COLORADO SUPREME COURT.

(3) (b) A notary public who is not an attorney licensed to practice
law in Colorado is prohibited from:

(IV) Soliciting or accepting compensation to obtain relief of any
kind on behalf of another from any officer, agency, or employee of the
state of Colorado or of the United States; ~~or~~

(V) Using the phrase "notario" or "notario publico" to advertise
the services of a notary public, whether by sign, pamphlet, stationery, or
other written communication or by radio, television, or other nonwritten
communication; OR

(VI) ENGAGING IN CONDUCT THAT CONSTITUTES A DECEPTIVE
TRADE PRACTICE PURSUANT TO SECTION 6-1-726, C.R.S.."

Renumber succeeding sections accordingly.

The amendment was **passed** on the following roll call vote:

YES	23	NO	11	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	E	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	Y	Tate	N
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	N
Guzman	Y	Kerr	Y	Scheffel	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the
following result:

YES	26	NO	8	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	E	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	Y	Tate	N
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: Aguilar, Heath, Kefalas, Martinez Humenik, Merrifield, Newell, Roberts, Steadman, and Ulibarri.

Committee of the Whole On motion of Senator Woods, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Woods 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.

Laid over until Wednesday, April 27, retaining its place on the calendar.

SB16-162 by Senator(s) Tate, Jahn; also Representative(s) Melton and Sias, Lawrence, Priola, Singer, Thurlow--Concerning access by medicaid recipients to nonenrolled medical providers.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 713, and placed in members' bill files.)

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.

Laid over until Tuesday, April 26, retaining its place on the calendar.

SB16-086 by Senator(s) Neville T., Marble, Holbert, Baumgardner, Woods; also Representative(s) Neville P., Saine, Everett, Humphrey--Concerning the elimination of the cap on the state income tax deduction for retirement benefits.

Ordered engrossed and placed on the calendar for third reading and final passage.

- SB16-097** by Senator(s) Scott, Baumgardner, Cooke; also Representative(s) Coram--Concerning measures to ensure that revenue related to the severance of minerals in the state is used in areas most impacted by the severance. 1
2
3
4
Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment. 5
(Printed in Senate Journal, March 18, page(s) 462, and placed in members' bill files.) 6
7
As amended, ordered engrossed and placed on the calendar for third reading and final 8
passage. 9
10
- SB16-005** by Senator(s) Marble, Merrifield, Neville T., Woods; also Representative(s) Saine, Ransom--Concerning prohibiting the administration of statewide assessments to students 11
enrolled in ninth grade. 12
13
14
15
Amendment No. 1, Education Committee Amendment. 16
(Printed in Senate Journal, March 29, page(s) 551-552, and placed in members' bill files.) 17
18
Amendment No. 2(L.012), by Senator Marble. 19
20
Amend the Education Committee Report, dated March 24, 2016, page 1, 21
line 13, strike "GRADE." and substitute "GRADE.".". 22
23
Page 1, strike lines 14 through 25. 24
25
Page 2, strike lines 1 through 35. 26
27
Page 2, strike line 37. 28
29
30
As amended, **lost** on second reading. 31
32
33
- SB16-002** by Senator(s) Lundberg; also Representative(s) Sias--Concerning the submission to the 34
voters of a ballot question regarding whether the Colorado health benefit exchange can 35
impose a tax to support its operations. 36
37
Ordered engrossed and placed on the calendar for third reading and final passage. 38
39
40
- SB16-154** by Senator(s) Lundberg, Marble, Neville T., Baumgardner, Grantham, Scheffel, Woods; -- 41
Concerning the creation of income tax credits for nonpublic education. 42
43
Ordered engrossed and placed on the calendar for third reading and final passage. 44
45
46
- SB16-185** by Senator(s) Scott; also Representative(s) Melton--Concerning the allowable finance 47
charge for certain consumer credit transactions. 48
49
Ordered engrossed and placed on the calendar for third reading and final passage. 50
51
52
- HB16-1309** by Representative(s) Lontine; also Senator(s) Marble--Concerning a defendant's right to 53
counsel in certain cases considered by municipal courts. 54
55
Amendment No. 1, State, Veterans & Military Affairs Committee Amendment. 56
(Printed in Senate Journal, April 14, page(s) 715, and placed in members' bill files.) 57
58
Amendment No. 2, Finance Committee Amendment. 59
(Printed in Senate Journal, April 20, page(s) 793, and placed in members' bill files.) 60
61
Amendment No. 3(L.006), by Senator Johnston. 62
63
Amend reengrossed bill, page 3, strike lines 11 through 20 and substitute: 64
65
"SECTION 4. Act subject to petition - effective date. This act 66
takes effect May 1, 2017; except that, if a referendum petition is filed 67
pursuant to section 1 (3) of article V of the state constitution against this 68
act or an item, section, or part of this act within the ninety-day period 69
after final adjournment of the general assembly, then the act, item, 70
section, or part will not take effect unless approved by the people at the 71
general election to be held in November 2016 and, in such case, will take 72

effect on May 1, 2017, or on the date of the official declaration of the vote thereon by the governor, whichever is later."

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB16-181 by Senator(s) Woods and Jahn, Aguilar, Carroll, Cooke, Guzman, Hill, Kerr, Lundberg, Marble, Martinez Humenik, Newell, Scheffel, Steadman, Todd; also Representative(s) Kagan and Dore, Garnett, Wist--Concerning the sentencing of persons convicted of class 1 felonies committed while the persons were juveniles.

Laid over until Friday, April 29, retaining its place on the calendar.

SCR16-006 by Senator(s) Ulibarri; also Representative(s) Melton and Salazar--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the removal of the exception to the prohibition of slavery and involuntary servitude when used as punishment for persons duly convicted of a crime.

Ordered engrossed and placed on the calendar for third reading and final passage.

HB16-1377 by Representative(s) Primavera, Joshi, Coram, Landgraf, McCann, Moreno, Tyler; also Senator(s) Lambert--Concerning the creation of a task force on the collection and security of digital images of evidence of child abuse or neglect.

Laid over until Tuesday, April 26, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Woods, 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	E	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: SB16-162 as amended, SB16-086, SB16-097 as amended, SB16-002, SB16-154, SB16-185, SCR16-006, HB16-1309 as amended.
Lost on second reading: SB16-005 as amended.
Laid over until Tuesday, April 26: SB16-183, HB16-1377.
Laid over until Wednesday, April 27: SB16-150.
Laid over until Friday, April 29: SB16-181.

MESSAGE FROM THE HOUSE

April 25, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB16-1386, amended as printed in House Journal, April 22.
HB16-1434, amended as printed in House Journal, April 22.
HB16-1274, amended as printed in House Journal, April 22.
HB16-1322, amended as printed in House Journal, April 22.
HB16-1432, amended as printed in House Journal, April 22.
HB16-1257, amended as printed in House Journal, April 22.
HB16-1425, amended as printed in House Journal, April 22.
HB16-1404, amended as printed in House Journal, April 22.
HB16-1324, amended as printed in House Journal, April 22.
HB16-1332, amended as printed in House Journal, April 22.
HB16-1304, amended as printed in House Journal, April 22.
HB16-1288, amended as printed in House Journal, April 22.
HB16-1175, amended as printed in House Journal, April 22.
HB16-1167, amended as printed in House Journal, April 22.
HB16-1079, amended as printed in House Journal, April 22.

The House has passed on Third Reading and returns herewith SB16-134, 172,
166, 171, 030.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB16-021, amended as printed in House Journal, April 22.
SB16-065, amended as printed in House Journal, April 22.
SB16-158, amended as printed in House Journal, April 22.
SB16-062, amended as printed in House Journal, April 22.

The House has voted to concur in the Senate amendments to HB16-1336 and has repassed
the bill as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

April 25, 2016

We herewith transmit:

Without comment, as amended, HB16-1167, 1175, 1257, 1274, 1288, 1304, 1322, 1324,
1332, 1386, 1404, 1425, 1432, and 1434.
Without comment, as amended, SB16-021, 062, 065, and 158.
With comment, as amended, HB16-1079.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to
the Senate having voted in the affirmative, SB16-140, HB16-1014, HB16-1232,
SB16-056, SB16-191, and SB16-192 were made Special Orders -- Consent Calendar at
1:24 p.m.

Committee of the Whole	The hour of 1:24 p.m. having arrived, Senator Woods 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 Woods was called to act as Chair.	1 2 3 4 5 6 7 8 9 10 11 12
	SPECIAL ORDERS -- SECOND READING OF BILLS -- CONSENT CALENDAR	13 14 15 16 17 18 19 20 21 22
	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:	23 24 25 26 27 28
SB16-140	by Senator(s) Sonnenberg; also Representative(s) Kraft-Tharp--Concerning certificates of title issued for motor vehicles purchased from motor vehicle dealers. <u>Amendment No. 1, Transportation Committee Amendment.</u> (Printed in Senate Journal, April 22, page(s) 821-822, and placed in members' bill files.) As amended, ordered engrossed and placed on the calendar for third reading and final passage.	29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50
HB16-1014	by Representative(s) Williams; also Senator(s) Tate--Concerning the creation of the business intelligence center program within the department of state. Ordered revised and placed on the calendar for third reading and final passage.	51 52 53 54 55 56 57 58 59 60 61
HB16-1232	by Representative(s) Kraft-Tharp, Wist; also Senator(s) Baumgardner--Concerning continuation of the authority of the executive director of the department of revenue to issue written responses upon the request of a taxpayer. Ordered revised and placed on the calendar for third reading and final passage.	62 63 64 65 66 67 68 69 70 71 72
SB16-056	by Senator(s) Lambert; --Concerning broadening protections of the state whistleblower protection law for state employees who disclose confidential information to certain state entities that have legal requirements to preserve the confidentiality of the information disclosed. <u>Amendment No. 1, Judiciary Committee Amendment.</u> (Printed in Senate Journal, April 12, page(s) 692-694, and placed in members' bill files.) <u>Amendment No. 2, Appropriations Committee Amendment.</u> (Printed in Senate Journal, April 22, page(s) 826, and placed in members' bill files.) As amended, ordered engrossed and placed on the calendar for third reading and final passage.	73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100
SB16-191	by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Rankin, Hamner, Young--Concerning marijuana research funded by the marijuana tax cash fund, and, in connection therewith, making an appropriation. <u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, April 22, page(s) 826, and placed in members' bill files.) As amended, ordered engrossed and placed on the calendar for third reading and final passage.	101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200
SB16-192	by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning a needs assessment tool for persons eligible for long-term services and supports, including persons with intellectual and developmental disabilities. <u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, April 22, page(s) 826-827, and placed in members' bill files.) As amended, ordered engrossed and placed on the calendar for third reading and final passage.	201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300

**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Woods, 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	E	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: SB16-140 as amended, SB16-056 as amended, SB16-191 as amended, SB16-192 as amended, HB16-1014, HB16-1232.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1360, SB16-170, SB16-120, HB16-1006, and SB16-190 were made Special Orders at 1:30 p.m.

Committee
of the
Whole

The hour of 1:30 p.m. having arrived, Senator Woods moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Woods 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:

HB16-1360 by Representative(s) Landgraf and Lontine, Esgar, Ginal; also Senator(s) Lundberg-- Concerning the continuation of the regulation of direct-entry midwives by the director of the division of professions and occupations in the department of regulatory agencies, and, in connection therewith, implementing the recommendations contained in the sunset report prepared by the department.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 822-823, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB16-170 by Senator(s) Tate, Roberts; --Concerning the purchase of insurance through the Colorado health benefit exchange for individuals who are eligible for the state medicaid program.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 14, page(s) 714, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

- SB16-120

by Senator(s) Roberts; also Representative(s) Coram--Concerning providing an explanation of benefits to medicaid recipients for purposes of discovering potential medicaid fraud.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, February 19, page(s) 233, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 22, page(s) 825, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- HB16-1006

by Representative(s) Becker K. and Garnett; also Senator(s) Hill--Concerning clarification of the scope of the exemption from government charges for property owned by or leased to a housing authority or owned by, leased to, or under construction by an entity that is wholly owned by an authority, an entity in which an authority has an ownership interest, or an entity in which an entity wholly owned by an authority or of which an authority is the sole member has an ownership interest.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, April 1, page(s) 591, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.
- SB16-190

by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Rankin, Hamner, Young--Concerning improving the process for county administration of public assistance programs, and, in connection therewith, making and reducing appropriations.

Ordered engrossed 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 Woods, 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	E	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: SB16-170 as amended, SB16-120 as amended, SB16-190, HB16-1360 as amended, HB16-1006 as amended.

CONSIDERATION OF RESOLUTIONS

- SJR16-035

by Senator(s) Lambert and Merrifield; also Representative(s) Carver and Lee, Joshi, Klingenschmitt, Landgraf, Lundeen, Nordberg, Roupe--Concerning the commemoration of the Buffalo Soldiers and the designation of a portion of United States Highway 24 from Mile Marker 308 to Mile Marker 298 as the "Buffalo Soldiers Memorial Highway".

Laid over until Tuesday, April 26, retaining its place on the calendar.

HJR16-1018 by Representative(s) Esgar and Vigil; also Senator(s) Garcia--Concerning the support for goods produced in Colorado and other states in the United States.

Laid over until Wednesday, April 27, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-041 by Senator(s) Baumgardner; also Representative(s) Pabon--Concerning data collected by the division of criminal justice in the department of public safety concerning the study of marijuana implementation.

Senator Baumgardner moved that the Senate concur in House amendments to **SB16-041**, as printed in House journal, April 21, page(s) 959. The motion was **adopted** by 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	E	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	32	NO	2	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	E	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	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, 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 Monday, April 25 was laid over until Tuesday, April 26, 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.
Consideration of Conference Committee Reports: HB16-1231.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1158, 1159, 1405, 1406, 1407, 1408, 1409, 1410, 1411, 1413, 1414, 1417, 1418, 1419; HJR16-1011, 1012, 1016, 1017.

Senate in recess.

Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- HB16-1079

by Representative(s) Becker K. and Singer; also Senator(s) Steadman--Concerning a certification program for cannabis that is pesticide-free, and, in connection therewith, making an appropriation.
Business, Labor, & Technology
- HB16-1167

by Representative(s) Winter and Pettersen, Becker K., Danielson, Esgar, Fields, Garnett, Ginal, Hamner, Kagan, Lebsock, Melton, Pabon, Primavera, Tyler; also Senator(s) Todd and Donovan--Concerning the creation of the "Colorado Family First Employer Act", and, in connection therewith, establishing a program that recognizes Colorado employers that meet certain family-friendly requirements, and making an appropriation.
State, Veterans, & Military Affairs
Business, Labor, & Technology
Appropriations
- HB16-1175

by Representative(s) Primavera and Nordberg, Ryden, Saine; also Senator(s) Jahn and Neville T., Cooke, Heath--Concerning the administration of the property tax exemptions for qualifying seniors and disabled veterans, and, in connection therewith, making an appropriation.
Finance
Appropriations
- HB16-1257

by Representative(s) McCann, Foote, Kagan; also Senator(s) Scheffel, Johnston, Steadman--Concerning implementation of recommendations of the committee on legal services in connection with legislative review of rules and regulations of state agencies.
Legal Services
- HB16-1274

by Representative(s) Singer, Becker K., Esgar, Fields, Garnett, Lontine, Melton, Mitsch Bush, Primavera, Ryden, Salazar, Tyler, Vigil; also Senator(s) Ulibarri, Aguilar, Guzman, Heath, Hodge, Jones, Merrifield, Steadman--Concerning the issuance of identification documents to individuals who cannot demonstrate lawful presence in the United States, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB16-1288

by Representative(s) Kraft-Tharp and Wist; also Senator(s) Tate and Merrifield--Concerning the creation of an industry infrastructure grant program within the state work force development council, and, in connection therewith, creating the industry infrastructure fund and making an appropriation.
Business, Labor, & Technology
- HB16-1304

by Representative(s) Tyler, Coram, Becker J., Mitsch Bush, Ryden; also Senator(s) Heath--Concerning community conversations on transportation priorities and preferred funding options.
State, Veterans, & Military Affairs
- HB16-1324

by Representative(s) Ginal, McCann, Arndt, Becker K., Brown, Coram, Dore, Lebsock, Vigil, Court, Primavera; also Senator(s) Sonnenberg, Garcia--Concerning the availability of compounded pharmaceutical drugs for use by a veterinarian to treat a patient's emergency condition, and, in connection therewith, making an appropriation.
Agriculture, Natural Resources, & Energy

- 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.
Finance
Appropriations
- HB16-1386** by Representative(s) Kraft-Tharp; also Senator(s) Steadman--Concerning a program to cover vulnerable populations' costs of acquiring necessary documents, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB16-1425** by Representative(s) Hamner; also Senator(s) Roberts--Concerning the requirement for a licensed child care center to obtain records for a child enrolled in the center on a short-term basis.
Health & Human Services
- HB16-1432** by Representative(s) Winter; also Senator(s) Kerr--Concerning the rights of private sector employees to inspect their personnel files.
Business, Labor, & Technology

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, April 26, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

105th Legislative Day Tuesday, April 26, 2016

Prayer	By the chaplain, Dan File, Capitol Commission, Lake City.	
Call to Order	By the President at 9:00 a.m.	
Roll Call	Present--35	
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 Monday, April 25, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.	

COMMITTEE OF REFERENCE REPORTS

Judiciary	After consideration on the merits, the Committee recommends that HB16-1320 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	
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- Amend reengrossed bill, page 2, line 8, after "professionals;" add "and".
- Page 2, line 10, strike "actions; and" and substitute "actions."
- Page 2, strike lines 11 and 12.
- Page 4, strike lines 21 through 27.
- Page 5, strike lines 1 through 13 and substitute:

"SECTION 4. In Colorado Revised Statutes, 12-35.5-110, **amend** (1) (e); and **add** (2) and (3) as follows:

12-35.5-110. Scope of article - exclusions - authority for clinical setting. (1) Nothing in this article prohibits or requires a massage therapy license for any of the following:

(e) The person provides alternative methods that employ contact and does not hold himself or herself out as a massage therapist. For the purposes of this paragraph (e), "alternative methods that employ contact" include, but are not limited to:

(I) Practices in which only the soft tissue of a person's hands, feet, or ears are manipulated USING REFLEXOLOGY, AURICULAR THERAPY, AND MERIDIAN THERAPIES THAT AFFECT THE REFLEXES OF THE BODY;

(II) Practices using touch, words, and directed movements to deepen a person's awareness of movement patterns in his or her body, such as the Feldenkrais method, the Trager approach, and body-mind centering;

(III) Practices using touch to affect the human energy systems, such as reiki, shiatsu; and Asian or polarity bodywork therapy, MERIDIANS; AND HEALING TOUCH;

(IV) Structural integration practices such as Rolfing and Hellerwork; and

(V) The process of muscle activation techniques.

(2) IF THERE IS A CONTINUED PATTERN OF CRIMINAL BEHAVIOR

	WITH ARRESTS, COMPLAINTS REGARDING SEXUAL MISCONDUCT, OR CRIMINAL INTENT THAT IS RELATED TO HUMAN TRAFFICKING DISGUISED AS A LEGITIMATE EXEMPTION, THE DIRECTOR MAY, AT HIS OR HER DISCRETION DETERMINE THAT A BUSINESS OR PRACTICE IS NO LONGER EXEMPT FROM LICENSING PURSUANT TO PARAGRAPH (e) OF SUBSECTION (1) OF THIS SECTION."	1
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	Renumber succeeding subsection accordingly.	8
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	Page 9, line 10, strike "IS A LICENSEE;" and substitute "IS LICENSED BY THE STATE;"	10
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Judiciary	After consideration on the merits, the Committee recommends that HB16-1390 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	14
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1361 be referred to the Committee on <u>Finance</u> with favorable recommendation.	19
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1282 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	25
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1397 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	30
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1334 be postponed indefinitely.	36
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-186 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	42
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1197 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	48
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1285 be postponed indefinitely.	54
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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1401 be referred to the Committee of the Whole with favorable recommendation.	60
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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB16-1114** be referred to the Committee on Appropriations with favorable recommendation.

Business,
Labor, &
Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2016:

Honorable Lew Gaiter III of Fort Collins, Colorado, to serve as a representative of local government, and occasioned by the resignation of Jack Arrowsmith, appointed.

Business,
Labor, &
Technology

The Committee on Business, Labor, & Technology has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:

MEMBER OF THE
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for a term expiring July 1, 2018:

Tamra Joyce Ward of Denver, Colorado, appointed.

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
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2018:

Bonnie Brown Dean of Greeley, Colorado, an employer whose liability is insured by Pinnacol, reappointed;

for a term expiring January 1, 2021:

Barbara Mellman Davis of Denver, Colorado, to serve as an employee of an employer whose liability is insured by Pinnacol Assurance, reappointed.

SENATE SERVICES REPORT

Correctly Engrossed: SB16-002, 056, 086, 097, 120, 140, 154, 162, 170, 185, 190, 191, and 192; SCR16-006.

Correctly Reengrossed: SB16-117, 130, 174, 178, and 189.

Correctly Revised: HB16-1006, 1014, 1232, 1309, and 1360.

Correctly Rerevised: HB16-1101, 1228, 1276, 1287, 1354, 1356, 1367, and 1391.

Correctly Enrolled: SB16-030, 041, 134, 166, 171, and 172.

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.

Senate in recess.Senate reconvened.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-035 by Senator(s) Lambert and Merrifield; also Representative(s) Carver and Lee, Joshi, Klingenschmitt, Landgraf, Lundeen, Nordberg, Roupe--Concerning the commemoration of the Buffalo Soldiers and the designation of a portion of United States Highway 24 from Mile Marker 308 to Mile Marker 298 as the "Buffalo Soldiers Memorial Highway".

On motion of Senator Merrifield, the resolution was read at length.

Senate in recess.Senate reconvened.

Call of the Senate.Call raised.

On motion of Senator Lambert, 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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

Senate in recess.Senate reconvened.

THIRD READING OF BILLS -- FINAL PASSAGE --
CONSENT CALENDAR

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB16-140 by Senator(s) Sonnenberg; also Representative(s) Kraft-Tharp--Concerning certificates of title issued for motor vehicles purchased from motor vehicle dealers.

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, Heath, Newell, Scott, and Woods.

HB16-1014 by Representative(s) Williams; also Senator(s) Tate--Concerning the creation of the business intelligence center program within the department of state.

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	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	Y
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	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**.

HB16-1232 by Representative(s) Kraft-Tharp, Wist; also Senator(s) Baumgardner--Concerning continuation of the authority of the executive director of the department of revenue to issue written responses upon the request of a taxpayer.

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, Holbert, and Woods.

SB16-056 by Senator(s) Lambert; also Representative(s) Lee --Concerning broadening protections of the state whistleblower protection law for state employees who disclose confidential information to certain state entities that have legal requirements to preserve the confidentiality of the information disclosed.

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, Grantham, Heath, Kerr, Merrifield, Newell, and Todd.

SB16-191 by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Rankin, Hamner, Young--Concerning marijuana research funded by the marijuana tax cash fund, and, in connection therewith, making an appropriation.

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, Heath, Hodge, Jones, Kefalas, Kerr, Merrifield, Newell, and Todd.

SB16-192 by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning a needs assessment tool for persons eligible for long-term services and supports, including persons with intellectual and developmental disabilities, and, in connection therewith, 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, Garcia, Heath, Hodge, Jones, Kefalas, Kerr, Merrifield, Newell, and Todd.

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:

SB16-162 by Senator(s) Tate, Jahn; also Representative(s) Melton and Sias, Lawrence, Priola, Singer, Thurlow--Concerning access by medicaid recipients to nonenrolled medical providers.

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	N	Heath	N	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	N	Todd	Y
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Crowder, Grantham, Hill, Holbert, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Sonnenberg, and Woods.

SB16-086
by Senator(s) Neville T., Marble, Holbert, Baumgardner, Woods; also Representative(s) Neville P., Saine, Everett, Humphrey--Concerning the elimination of the cap on the state income tax deduction for retirement benefits.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	14	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	Y	Jahn	N	Merrifield	N	Todd	Y
Donovan	Y	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	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: Cooke, Crowder, Grantham, Lambert, Lundberg, and Scott.

SB16-097
by Senator(s) Scott, Baumgardner, Cooke; also Representative(s) Coram--Concerning measures to ensure that revenue related to the severance of minerals in the state is used in areas most impacted by the severance.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	N	Jahn	Y	Merrifield	N	Todd	N
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	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: Cadman, Donovan, Grantham, Guzman, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, and Woods.

SB16-002
by Senator(s) Lundberg; also Representative(s) Sias--Concerning the submission to the voters of a ballot question regarding whether the Colorado health benefit exchange can impose a tax to support its operations.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Crowder, Grantham, Holbert, Lambert, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Sonnenberg, and Woods.

SB16-154 by Senator(s) Lundberg, Marble, Neville T., Baumgardner, Grantham, Scheffel, Woods; also Representative(s) Ransom--Concerning the creation of income tax credits for nonpublic education.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cadman, Cooke, Hill, Holbert, Lambert, Scott, and Sonnenberg.

SB16-185 by Senator(s) Scott; also Representative(s) Melton--Concerning the allowable finance charge for certain consumer credit transactions.

Laid over until Wednesday, April 27, retaining its place on the calendar.

HB16-1309 by Representative(s) Lontine; also Senator(s) Marble--Concerning a defendant's right to counsel in certain cases considered by municipal courts.

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	N
Baumgardner	Y	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	N	Holbert	Y	Martinez Humenik	N	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	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: Carroll, Crowder, Garcia, Guzman, Heath, Jahn, Kefalas, Lambert, Lundberg, Merrifield, Neville T., Newell, Steadman, Todd, and Ulibarri.

SCR16-006 by Senator(s) Ulibarri; also Representative(s) Melton and Salazar--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the removal of the exception to the prohibition of slavery and involuntary servitude when used as punishment for persons duly convicted of a crime.

The question being "Shall the concurrent resolution 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 constitutional two-thirds of all members elected to the Senate having voted in the affirmative, the concurrent resolution was **passed**.

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Todd, and Woods.

HB16-1360 by Representative(s) Landgraf and Lontine, Esgar, Ginal; also Senator(s) Lundberg--Concerning the continuation of the regulation of direct-entry midwives by the director of the division of professions and occupations in the department of regulatory agencies, and, in connection therewith, implementing the recommendations contained in the sunset report prepared by the department.

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**.

Co-sponsor(s) added: Crowder, Grantham, Hodge, Lambert, Neville T., and Woods.

SB16-170 by Senator(s) Tate, Roberts; --Concerning the purchase of insurance through the Colorado health benefit exchange for individuals who are eligible for the state medicaid program.

Laid over until Wednesday, April 27, retaining its place on the calendar.

SB16-120 by Senator(s) Roberts; also Representative(s) Coram--Concerning providing an explanation of benefits to medicaid recipients for purposes of discovering potential medicaid fraud, and, in connection therewith, making an appropriation.

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	N	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, Jahn, Kefalas, Lambert, Lundberg, and Martinez Humenik.

HB16-1006 by Representative(s) Becker K. and Garnett; also Senator(s) Hill--Concerning clarification of the scope of the exemption from government charges for property owned by or leased to a housing authority or owned by, leased to, or under construction by an entity that is wholly owned by an authority, an entity in which an authority has an ownership interest, or an entity in which an entity wholly owned by an authority or of which an authority is the sole member has an ownership interest.

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, Holbert, Jahn, Kefalas, Kerr, Ulibarri, and Woods.

SB16-190 by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Rankin, Hamner, Young--Concerning improving the process for county administration of public assistance programs, and, in connection therewith, making and reducing appropriations.

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, Guzman, Heath, Hodge, Jahn, Jones, Kefalas, Martinez Humenik, Merrifield, Newell, Todd, and Ulibarri.

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 (SB16-183, HB16-1377, SB16-187, SB16-188, SB16-077) of Tuesday, April 26 was laid over until Wednesday, April 27, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-065 by Senator(s) Steadman, Aguilar, Jahn, Merrifield, Ulibarri; also Representative(s) Lee--Concerning criminal restitution.

Senator Steadman moved that the Senate concur in House amendments to **SB16-065**, as printed in House journal, April 22, page(s) 987. The motion 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		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	N	Hill	Y	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	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, as amended, was **repassed**.

SB16-158 by Senator(s) Lundberg; also Representative(s) Primavera--Concerning the ability of a physician assistant to perform functions delegated by a physician that are within the physician assistant's scope of practice.

Senator Lundberg moved that the Senate concur in House amendments to **SB16-158**, as printed in House journal, April 22, page(s) 993. The motion 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		

The question being "Shall the bill, as amended, 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, as amended, was **repassed**.

SB16-062 by Senator(s) Marble, Grantham, Neville T., Lambert, Woods, Holbert, Lundberg, Scheffel, Cooke, Crowder, Hill, Martinez Humenik, Sonnenberg, Tate; also Representative(s) Becker J. and Vigil, Saine, Brown, Everett, Willett, Ransom, Wist, Sias, Nordberg, Joshi, Lundeen, Klingenschmitt, Buck, Navarro, Neville P., Humphrey--Concerning modifications to the regulation of veterinary pharmaceuticals.

Senator Marble moved that the Senate not concur in House amendments to **SB16-062**, as printed in House journal, April 22, page(s) 987, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted** on the following roll call vote:

YES	32	NO	3	EXCUSED	0	ABSENT	0
Aguilar	N	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	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	N	Scheffel	Y		

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 not concur in House amendments to **SB16-021**, as printed in House journal, April 22, page(s) 989-990, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion 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		

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of House Adherence Calendar (HB16-1183) of Tuesday, April 26 was laid over until Wednesday, April 27, retaining its place on the calendar.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Scheffel, the following Governor's appointments was confirmed by the following roll call vote:

MEMBER OF THE
PRIVATE OCCUPATIONAL SCHOOL BOARD

for a term expiring July 1, 2018:

Timothy LeRoy Brooks of Thornton, Colorado, a representative of the general public who is an owner or operator of a business within Colorado that employs students who are enrolled in schools that are subject to administration by the private occupational school division, and occasioned by the resignation of Jean L. Robinson of Denver, Colorado, 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		

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Majority Leader Scheffel, the following Governor's appointments were laid over until Wednesday, April 27, retaining their place on the calendar:

MEMBERS OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

for a term expiring December 31, 2016:

William Dean Singleton of Denver, Colorado, to serve as an Unaffiliated, and occasioned by the resignation of Dorothy Horrell of Wheat Ridge, Colorado, appointed.

effective December 31, 2015, for terms expiring December 31, 2019:

Demetri E. "Rico" Munn of Denver, Colorado, to serve as a Democrat, reappointed;

William Eugene Mosher of Denver, Colorado, to serve as a Democrat, reappointed.

On motion of Senator Hill, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2018:

Robert Joseph LaPalme of Colorado Springs, Colorado, to serve as a representative of a parent of a student who is, or who has been, enrolled in an institute charter school, and as a Republican, reappointed.

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		

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

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.

Senator Carroll moved for the adoption of the first report of the first conference committee on **HB16-1231**, as printed in Senate journal, Friday, April 22, page(s) 840. The motion was **adopted** by the following roll call vote:

YES	25	NO	10	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	N	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	Todd	N
Donovan	Y	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
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	24	NO	11	EXCUSED	0	ABSENT	0		
Aguilar	Y	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	Y	Jahn	Y	Merrifield	N	Todd	N		
Donovan	Y	Johnston	N	Neville T.	Y	Ulibarri	N		
Garcia	Y	Jones	N	Newell	N	Woods	Y		
Grantham	Y	Kefalas	N	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, as amended, was **repassed**.

MESSAGE FROM THE GOVERNOR

Appointment A letter of designation and appointment from Governor John W. Hickenlooper was read and assigned to committee as follows:

March 7, 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:

MEMBERS OF THE
COLORADO CIVIL RIGHTS COMMISSION

for a term expiring March 13, 2017:

Miguel “Michael” Rene Elias of Pueblo West, Colorado, to serve as a member of the community at large, and as a Republican, and occasioned by the resignation of Dulce Saenz of Denver, Colorado, appointed;

for terms 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;

Pankaj Sharma of Boulder, Colorado, to serve as a representative of the community at large and as an Unaffiliated, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/18/2016
Effie Ameen, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

MESSAGE FROM THE HOUSE

April 26, 2016
Mr. President:
The House has adopted and transmits herewith HJR16-1019, and amended as printed in House Journal, April 26.

RECONSIDERATION OF HB16-1231

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.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Consideration of Conference Committee Reports, on **HB16-1231**.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS (cont'd)

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.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Aguilar	Y	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	Y	Jahn	Y	Merrifield	N	Todd	N
Donovan	Y	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	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, as amended, was **repassed**.

RECONSIDERATION OF SB16-065

SB16-065 by Senator(s) Steadman, Aguilar, Jahn, Merrifield, Ulibarri; also Representative(s) Lee--Concerning criminal restitution.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB16-065**.

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:

SB16-065 by Senator(s) Steadman, Aguilar, Jahn, Merrifield, Ulibarri; also Representative(s) Lee-- Concerning criminal restitution.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	Y	Martinez Humenik	Y	Tate	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.

RECONSIDERATION OF GOVERNOR'S APPOINTMENT

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Consideration of Governor's Appointments, on the confirmation of a member of the Charter School Institute Board.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS (cont'd)

On motion of Senator Hill, the following Governor's appointment was confirmed by a roll call vote:

MEMBER OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2018:

Robert Joseph LaPalme of Colorado Springs, Colorado, to serve as a representative of a parent of a student who is, or who has been, enrolled in an institute charter school, and as a Republican, reappointed.

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	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			

Senate in recess.

Senate reconvened.

MESSAGE FROM THE HOUSE

April 26, 2016

Mr. President:

The House has adopted and returns herewith SJR16-035.

The House has postponed indefinitely SB16-113, 176, 144. The bills are returned herewith.

The House has postponed indefinitely SJR16-011. The resolution is returned herewith.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR16-1019 by Representative(s) Fields; also Senator(s) Tate--Concerning the designation of May 2, 2016, as "Children's Health Day" in Colorado.

Laid over until Monday, May 2, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB16-201 by Senator(s) Grantham, Lambert, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning revising the child welfare funding mechanism.
Appropriations

SB16-202 by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Young, Hamner, Rankin--Concerning increasing access to effective substance use disorder services through designated regional managed service organizations, and, in connection therewith, making an appropriation.
Appropriations

- SB16-203

by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Hamner and Rankin, Young--Concerning the evaluation of state tax expenditures.
Appropriations

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- SB16-204

by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Rankin, Hamner, Young--Concerning the higher education revenue bond intercept program.
Appropriations

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- HB16-1434

by Representative(s) Becker K. and Kagan; also Senator(s) Carroll--Concerning disclosure under the "Fair Campaign Practices Act" of political communication that refers to a political party, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs

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MESSAGE FROM THE GOVERNOR

December 15, 2015

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:

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 Blees of Colorado Springs, Colorado, to serve as a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 4/22/2016
Effie Ameen, Secretary of the Senate

Committee on Education

April 8, 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, and appoint and submit to your consideration the following:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2016:

Debra Jean Herrera of Ignacio, Colorado, to serve as a Democrat from the Third Congressional District, and occasioned by the resignation of Patricia Dawn Ziegler of Durango, Colorado, appointed;

for a term expiring July 1, 2020:

Debra Jean Herrera of Ignacio, Colorado, to serve as a Democrat from the Third Congressional District, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 4/26/2016
Effie Ameen, Secretary of the Senate

Committee on Health & Human Services

December 15, 2015

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, reappoint, and submit to your consideration, the following:

MEMBER OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

effective December 31, 2015, for a term expiring December 31, 2016:

LeRoy J. Salazar of Manassa, Colorado, a Democrat, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/30/2015
Effie Ameen, Secretary of the Senate

Committee on Education

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR16-026 and 028.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, April 26, 2016, at 2:50 p.m.
SB16-016, 058, 126, 133, and 137.

On motion of Assistant Majority Leader Lundberg, the Senate adjourned until 9:00 a.m.,
Wednesday, April 27, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

106th Legislative DayWednesday, April 27, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

Call to Order By the President at 9:00 a.m.

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Martinez Humenik.

Musical Presentation By the Vanguard High School Choir, performing "Laude Sion", "I Carry Your Heart", and "Joshua Fit the Battle of Jericho".

Reading of Journal On motion of Senator Donovan, reading of the Journal of Tuesday, April 26, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Local Government After consideration on the merits, the Committee recommends that **HB16-1340** be **postponed indefinitely**.

Judiciary After consideration on the merits, the Committee recommends that **SB16-146** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 4, strike lines 17 and 18 and substitute:

"(5) "LOCAL DIRECTOR" HAS THE SAME MEANING AS SET FORTH IN SECTION 25-1-502 FOR "PUBLIC HEALTH DIRECTOR".".

Page 6, after line 20 add:

"(c) THE STATE DEPARTMENT SHALL CREATE AND MAINTAIN GUIDELINES, SUBJECT TO APPROVAL BY THE STATE BOARD, CONCERNING THE PUBLIC HEALTH PROCEDURES DESCRIBED IN SECTIONS 25-4-412 AND 25-4-413.".

Page 6, line 23, strike "AND 25-4-406," and substitute "25-4-406, AND 12-36-135, C.R.S.,".

Page 8, line 3, strike "MUST NOT" and substitute "MAY ONLY".

Page 8, line 4, strike the second and third "BE".

Page 8, line 6, strike "EXCEPT".

Page 8, line 16, strike the second "OR".

Page 8, line 22, strike "NEGLECT." and substitute "NEGLECT; OR
(e) PURSUANT TO SECTION 18-3-415.5, C.R.S., TO A DISTRICT ATTORNEY FOR THE INFORMATION SPECIFIED IN SAID SECTION, OR, FOR

THE PURPOSES OF A SENTENCING HEARING, ORAL AND DOCUMENTARY EVIDENCE LIMITED TO WHETHER A PERSON WHO HAS BEEN BOUND OVER FOR TRIAL FOR ANY SEXUAL OFFENSE, AS DESCRIBED IN SECTION 18-3-415.5, C.R.S., WAS PROVIDED WITH NOTICE OR DISCUSSION THAT HE OR SHE HAD TESTED POSITIVE FOR A SEXUALLY TRANSMITTED INFECTION AND THE DATE OF SUCH NOTICE OR DISCUSSION."

Page 10, line 24, after "FOR" insert "PUBLIC SAFETY WORKERS AND".

Page 11, line 7, strike "ORGANIZATIONS" and substitute "ORGANIZATIONS, INCLUDING THOSE EMPLOYING PUBLIC SAFETY WORKERS,".

Page 13, line 9, strike "FACT OF AN" and substitute "POTENTIAL FOR".

Page 14, line 9, strike "TREATMENT," and substitute "TREATMENT FOR A SEXUALLY TRANSMITTED INFECTION,".

page 14, line 14, strike "THE" and substitute "EXCEPT FOR PREVENTATIVE SERVICES, THE".

Page 14, strike line 15 and substitute "PREREQUISITE TO TREATMENT OR PREVENTION SERVICES FOR SEXUALLY TRANSMITTED INFECTIONS FOR".

Page 14, line 21, strike "MAY" and substitute "SHALL".

Page 15, lines 20 and 21, strike "ARE MEDICALLY DEMONSTRATED TO POSE A" and substitute "POSE AN EVIDENCE-BASED".

Page 16, line 6, strike "LABOR," and substitute "LABOR IN A HOSPITAL,".

Page 17, line 1, after "WOMAN" insert "SEEKING PRENATAL CARE".

Page 17, line 6, strike "THE" and substitute "A".

Page 17, line 19, strike "AN" and substitute "POTENTIAL FOR".

Page 18, line 20, strike "A TESTING" and substitute "AN ANONYMOUS TESTING".

Page 18, line 24, strike "A TESTING" and substitute "AN ANONYMOUS TESTING".

Page 19, line 4, strike "ALL".

Page 19, lines 8 through 10, strike "THESE PUBLIC HEALTH PROCEDURES WILL BE TRIGGERED BY SPECIFIC INSTANCES AS DETERMINED BY THE STATE BOARD."

Page 21, line 25, strike "ATTORNEY" and substitute "ATTORNEY, OR DISTRICT PUBLIC HEALTH AGENCY,".

Page 21, line 26, strike "ATTORNEY" and substitute "ATTORNEY, OR DISTRICT PUBLIC HEALTH AGENCY,".

Page 21, line 27, strike "OR LOCAL DIRECTOR".

Page 22, after line 14 add:

"(IV) AN OFFICER OR EMPLOYEE OF THE STATE DEPARTMENT OR A LOCAL PUBLIC HEALTH AGENCY MUST NOT BE EXAMINED IN ANY JUDICIAL, LEGISLATIVE, EXECUTIVE, OR OTHER PROCEEDINGS AS TO THE EXISTENCE OR CONTENT OF ANY INDIVIDUAL'S REPORT, OTHER THAN THE RESPONDENT IN A PROCEEDING AUTHORIZED BY THIS SECTION, MADE BY SUCH DEPARTMENT OR AGENCY PURSUANT TO THIS PART 4; THE EXISTENCE OF THE CONTENT OF THE REPORTS RECEIVED PURSUANT TO SECTION 25-4-405; OR THE RESULT OF AN INVESTIGATION CONDUCTED PURSUANT TO SECTION 25-5-408."

Renumber succeeding subparagraph accordingly.

Page 23, line 17, strike "OR LOCAL DIRECTOR".

Page 35, lines 6 and 7, strike "18-1.3-1004 (1) (d), 18-3-415.5,".

Page 37, after line 3 add:

"SECTION 8. In Colorado Revised Statutes, 18-1.3-1004, **amend** (1) (d) as follows:

18-1.3-1004. Indeterminate sentence. (1) (d) If the sex offender committed a sex offense that constitutes a sexual offense, as defined in section 18-3-415.5, and the sex offender, prior to committing the offense, had notice that he or she had tested positive for the human immunodeficiency virus (HIV) ~~that causes acquired immune deficiency syndrome~~ AND HIV INFECTION, AND THE INFECTIOUS AGENT OF THE HIV INFECTION WAS IN FACT TRANSMITTED, the district court shall sentence the sex offender to the custody of the department for an indeterminate term of at least ~~three times~~ the upper limit of the presumptive range for the level of offense committed and a maximum of the sex offender's natural life."

Renumber succeeding sections accordingly.

Page 37, line 6, strike "Any" and substitute "~~Any~~ THE COURT SHALL ORDER ANY".

Page 37, line 11, strike "~~shall~~ MUST be ordered by the court" and substitute "~~shall be ordered by the court~~".

Page 37, strike line 15 and substitute "~~18-3-415.5~~ A SEXUALLY TRANSMITTED INFECTION PURSUANT TO SECTION 18-3-415.5. The results of ~~such~~ THE".

Page 37, after line 27 add:

"SECTION 10. In Colorado Revised Statutes, **amend** 18-3-415.5 as follows:

18-3-415.5. Testing persons charged with certain sexual offenses for serious sexually transmitted infections - mandatory sentencing. (1) For purposes of this section, "sexual offense" is limited to a sexual offense that consists of sexual penetration, as defined in section 18-3-401 (6), involving sexual intercourse or anal intercourse, AND "HIV" HAS THE SAME MEANING SET FORTH IN SECTION 25-4-402 (4).

(2) THE COURT SHALL ORDER any adult or juvenile who is bound over for trial subsequent to a preliminary hearing or after having waived the right to a preliminary hearing on a charge of committing a sexual offense ~~shall be ordered by the court~~ to submit to a diagnostic test for the human immunodeficiency virus (HIV) ~~that causes acquired immune deficiency syndrome~~ AND HIV INFECTION, said diagnostic test to be ordered in conjunction with the diagnostic test ordered pursuant to section 18-3-415. The results of ~~said~~ THE diagnostic test ~~shall~~ MUST be reported to the district attorney. The district attorney shall keep the results of such diagnostic test strictly confidential, except for purposes of pleading and proving the mandatory sentencing provisions specified in subsection (5) of this section.

(3) (a) If the person tested pursuant to subsection (2) of this section tests positive for the human immunodeficiency virus (HIV) ~~that causes acquired immune deficiency syndrome~~ AND HIV INFECTION, the district attorney may contact the state department of public health and environment or any county, district, or municipal public health agency to determine whether ~~said~~ THE person had been notified prior to the date of the offense for which the person has been bound over for trial that he or she tested positive for the human immunodeficiency virus (HIV) ~~that causes acquired immune deficiency syndrome~~ AND HIV INFECTION.

(b) If the district attorney determines that the person tested pursuant to subsection (2) of this section had notice of his or her HIV

infection prior to the date the offense was committed, the district attorney may file an indictment or information alleging such knowledge and seeking the mandatory sentencing provisions authorized in subsection (5) of this section. Any such allegation ~~shall~~ MUST be kept confidential from the jury and under seal of court.

(c) The state department of public health and environment or any county, district, or municipal public health agency shall provide documentary evidence limited to whether the person tested pursuant to subsection (2) of this section had notice of or had discussion concerning his or her HIV infection and the date of such notice or discussion. The parties may stipulate that the person identified in ~~said~~ THE documents as having notice or discussion of his or her HIV infection is the person tested pursuant to subsection (2) of this section. Such stipulation shall constitute conclusive proof that said person had notice of his or her HIV infection prior to committing the substantive offense, and the court shall sentence said person in accordance with subsection (5) of this section.

(d) If the parties do not stipulate as provided in paragraph (c) of this subsection (3), an officer or employee of the state department of public health and environment or of the county, district, or municipal public health agency who has had contact with the person tested pursuant to subsection (2) of this section regarding his or her HIV infection and can identify ~~said~~ THE person shall provide, for purposes of pretrial preparation and in court proceedings, oral and documentary evidence limited to whether ~~said~~ THE person had notice of or had discussion concerning his or her HIV infection and the date of such notice or discussion. If the state department or the county, district, or municipal public health agency no longer employs an officer or employee who has had contact with the person tested pursuant to subsection (2) of this section regarding the person's HIV infection, the state department or the county, district, or municipal public health agency shall provide:

(I) The names of and current addresses, if available, for each former officer or employee who had contact with the person tested pursuant to subsection (2) of this section regarding the person's HIV infection;

(II) Documentary evidence concerning whether the person tested pursuant to subsection (2) of this section was provided notice of or had discussion concerning his or her HIV infection and the date of such notice or discussion; and

(III) If none of said former officers or employees are available, any officer or employee who has knowledge regarding whether the person tested pursuant to subsection (2) of this section was provided notice of or had discussion concerning his or her HIV infection and the date of such notice or discussion. ~~Said~~ THE officer or employee shall provide such evidence for purposes of pretrial preparation and in court proceedings.

(4) Nothing in this section shall be interpreted as abridging the confidentiality requirements imposed on the state department of public health and environment and the county, district, and municipal public health agencies pursuant to part ~~14~~ 4 of article 4 of title 25, C.R.S., with regard to any person or entity other than as specified in this section.

(5) (a) If a verdict of guilty is returned on the substantive offense with which the person tested pursuant to subsection (2) of this section is charged, the court shall conduct a separate sentencing hearing as soon as practicable to determine whether said person had notice of his or her HIV infection prior to the date the offense was committed, as alleged. ~~The sentencing hearing shall be conducted by~~ The judge who presided at trial or before whom the guilty plea was entered or a replacement for said judge in the event he or she dies, resigns, is incapacitated, or is otherwise disqualified as provided in section 16-6-201, C.R.S, SHALL CONDUCT THE HEARING. At the sentencing hearing, the district attorney ~~shall have~~ HAS the burden of proving beyond a reasonable doubt that: ~~said person:~~

(I) THE PERSON had notice of his or her HIV infection prior to the date the offense was committed, as alleged; AND

(II) THE INFECTIOUS AGENT OF THE HIV INFECTION WAS IN FACT TRANSMITTED.

(b) If the court determines that the person tested pursuant to subsection (2) of this section had notice of ~~his or her~~ THE HIV infection

	prior to the date the offense was committed AND THE INFECTIOUS AGENT OF THE HIV INFECTION WAS IN FACT TRANSMITTED, the judge shall sentence said THE person to a mandatory term of incarceration of at least three times the upper limit of the presumptive range for the level of offense committed, up to the remainder of the person's natural life, as provided in section 18-1.3-1004."	1 2 3 4 5 6 7
	Renumber succeeding sections accordingly.	8 9
	Page 38, line 7, strike "25-1-122" and substitute "18-3-415, 18-3-415.5, 25-1-122,".	10 11 12
Judiciary	After consideration on the merits, the Committee recommends that HB16-1021 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	13 14 15 16 17
	Amend reengrossed bill, page 2, line 23, strike "AGENCY" and substitute "OFFICER THROUGH MAGNETIC OR ELECTRONIC READERS."	18 19 20 21
	Page 2, strike line 24.	22 23
	Page 3, strike lines 1 and 2.	24 25
	Page 3, line 23, strike "AGENCY" and substitute "OFFICER".	26 27
	Page 3, strike lines 24 and 25 and substitute "READERS."	28 29 30
Judiciary	After consideration on the merits, the Committee recommends that HB16-1337 be postponed indefinitely .	31 32 33
Judiciary	After consideration on the merits, the Committee recommends that HB16-1359 be referred to the Committee of the Whole with favorable recommendation.	34 35 36 37
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1333 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	38 39 40 41 42
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1330 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	43 44 45 46 47
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1329 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	48 49 50 51 52
Trans- portation	After consideration on the merits, the Committee recommends that HB16-1172 be referred to the Committee on <u>Legislative Council</u> with favorable recommendation.	53 54 55 56
Trans- portation	After consideration on the merits, the Committee recommends that HB16-1319 be postponed indefinitely .	57 58 59 60 61 62

Trans- portation	After consideration on the merits, the Committee recommends that HB16-1211 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	1 2 3 4 5 6 7 8 9 10 11 12
	Amend reengrossed bill, page 3, line 25, strike "THREE" and substitute "TWO".	13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45
	Page 6, line 25, strike "THREE" and substitute "TWO".	46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67
	Page 8, after line 6 insert:	
	"SECTION 10. In Colorado Revised Statutes, repeal as added by House Bill 16-1261 section 12-43.4-406 as follows:	
	12-43.4-406. Retail marijuana transport license.(1) A RETAIL MARIJUANA TRANSPORT LICENSE MAY BE ISSUED TO A PERSON WHO ONLY TEMPORARILY STORES AND TRANSPORTS RETAIL MARIJUANA THROUGHOUT THE STATE FOR OTHER ENTITIES LICENSED PURSUANT TO THIS PART 4.	
	(2) A RETAIL MARIJUANA TRANSPORT LICENSEE SHALL MAINTAIN A LICENSED PREMISES FOR THE TEMPORARY STORAGE OF RETAIL MARIJUANA.	
	(3) A RETAIL MARIJUANA TRANSPORT LICENSEE SHALL HAVE ACCESS TO AND SHALL USE THE SEED-TO-SALE TRACKING SYSTEM DEVELOPED PURSUANT TO SECTION 12-43.4-202(1) TO CREATE SHIPPING MANIFESTS DOCUMENTING THE TRANSPORT OF RETAIL MARIJUANA THROUGHOUT THE STATE.	
	(4) AN ENTITY LICENSED PURSUANT TO THIS PART 4 MAY TRANSPORT ITS OWN RETAIL MARIJUANA OR RETAIL MARIJUANA PRODUCTS WITHOUT POSSESSING A LICENSE PURSUANT TO THIS SECTION."	
	ReNUMBER succeeding sections accordingly.	
	Page 8, line 22, strike "This" and substitute "(1) This".	
	Page 9, after line 4 insert:	
	"(2) Section 10 of this act takes effect only if House Bill 16-1261 becomes law."	
Trans- portation	After consideration on the merits, the Committee recommends that HB16-1186 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	
Finance	After consideration on the merits, the Committee recommends that SB16-161 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	
	Amend printed bill, page 3, lines 6 and 7, strike "REGISTERED PURSUANT TO" and substitute "LICENSED, CERTIFIED, OR REGISTERED UNDER".	
	Page 12, line 1, strike "ACTIVITY" and substitute "ACTIVITY, INCLUDING A YOUTH SPORTS TEAM OR PROGRAM WHOSE PARTICIPANTS ARE EIGHTEEN YEARS OF AGE OR YOUNGER,".	
	Page 12, after line 2 insert:	
	"(4) (a) A SCHOOL COACH, ATHLETIC DIRECTOR, OR OTHER EMPLOYEE OR A PERSON CONTRACTED WITH A SCHOOL IS NOT ENGAGING IN THE PRACTICE OF ATHLETIC TRAINING WHEN HE OR SHE ENGAGES IN OR HOLDS RESPONSIBILITY FOR THE FOLLOWING ACTIVITIES IN THE COURSE OF HIS OR HER REGULARLY SCHEDULED DUTIES:	
	(I) PLANNING, ADMINISTERING, OR MODIFYING METHODS FOR PREVENTION AND RISK MANAGEMENT OF INJURIES AND ILLNESSES;	
	(II) ADMINISTERING ROUTINE ASSISTANCE FOR FIRST AID TO AN INJURED ATHLETE;	

(III) DIRECTING CONDITIONING EXERCISES;
(IV) EDUCATING OR COUNSELING ATHLETES CONCERNING THE PREVENTION OF INJURIES AND ILLNESSES; OR
(V) REFERRING AN ATHLETE TO A LICENSED HEALTH CARE PROFESSIONAL.
(b) AS USED IN THIS SUBSECTION (4), "SCHOOL" MEANS A PUBLIC OR PRIVATE ELEMENTARY, MIDDLE, JUNIOR HIGH, OR HIGH SCHOOL".
Renumber succeeding subsection accordingly.

Page 25, line 1, strike "2026," and substitute "2021,".

Page 25, line 7, strike "(57) (d)" and substitute "(52.5) (f)".

Page 25, line 15, strike "(57)" and substitute "(52.5)".

Page 25, line 16, strike "2026:" and substitute "2021:".

Page 25, line 17, strike "(d)" and substitute "(f)".

Finance The Committee on Finance 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 HOUSING AND FINANCE AUTHORITY
BOARD OF DIRECTORS

for terms expiring July 1, 2019:

Cecilia K. Sanchez de Ortiz of Denver, Colorado, to serve as a member representing the public, reappointed;

Julie J. Brewen of Bellvue, Colorado, to serve as a member representing the public, appointed.

Finance After consideration on the merits, the Committee recommends that **HB16-1364** be **postponed indefinitely**.

Finance After consideration on the merits, the Committee recommends that **HB16-1280** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB16-1056** be **referred** to the Committee on Appropriations with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1318** be **postponed indefinitely**.

Appropriations After consideration on the merits, the Committee recommends that **SB16-104** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 6, before line 12 insert:

"SECTION 2. Appropriation - adjustments to 2016 long bill.
(1) To implement this act, appropriations made in the annual general appropriation act for the 2016-17 state fiscal year to the department of education are adjusted as follows:
(a) The cash funds appropriation from the state public school

	fund created in Section 22-54-114 (1), C.R.S., for the state share of districts' total program funding is increased by \$441,095; and	1
	(b) The general fund appropriation for the state share of districts' total program funding is decreased by \$441,095.	2
	(2) For the 2016-17 state fiscal year, \$441,095 is appropriated to the department of higher education. This appropriation is from the general fund and is based on an assumption that the department will require an additional 0.3 FTE. To implement this act, the department may use this appropriation for rural teacher recruitment, retention, and professional development programs."	3
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	Renumber succeeding section accordingly.	11
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	Page 1, line 102, strike "COLORADO." and substitute "COLORADO, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."	13
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1059 be postponed indefinitely.	17
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1009 be postponed indefinitely.	21
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Appropriations	After consideration on the merits, the Committee recommends that SCR16-002 be referred to the Committee of the Whole with favorable recommendation.	25
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Appropriations	After consideration on the merits, the Committee recommends that SB16-072 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	29
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	Amend printed bill, page 5, line 5, after "YEAR;" add "AND".	35
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	Page 5, strike lines 7 through 14 and substitute:	37
	"YEAR.	38
	SECTION 3. Appropriation. For the 2016-17 state fiscal year, \$5,000,000 is appropriated to the department of education for use by the division of public school capital construction assistance. This appropriation is from the public school capital construction assistance fund created in section 22-43.7-104 (1), C.R.S. To implement this act, the department may use this appropriation for public school capital construction assistance board - lease payments."	39
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	Page 1, line 104, strike "ACT" and substitute "ACT", AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."	47
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Appropriations	After consideration on the merits, the Committee recommends that SB16-195 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.	51
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	Amend printed bill, page 2, line 3, strike "(I)" and substitute "(I); and add (1) (b) (I.5) and (1) (d)".	56
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	Page 2, line 6, strike "(A)".	59
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	Page 2, line 12, strike "SUB-SUBPARAGRAPH (A)" and substitute "SUBPARAGRAPH (I)".	61
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	Page 2, strike lines 13 through 18 and substitute:	64
	"(I.5) FOR THE FISCAL YEAR BEGINNING JULY 1, 2017, AND FOR EACH FISCAL YEAR THEREAFTER:	65
	(A) THE MONEY IN THE CENTRAL FUND IS CONTINUOUSLY	66
		67

APPROPRIATED TO THE STATE DEPARTMENT FOR THE DIRECT COSTS OF THE OPERATION AND ADMINISTRATION OF THE VETERANS CENTERS AND FOR CAPITAL CONSTRUCTION IN CONNECTION WITH THE VETERANS CENTERS; AND

(B) SUBJECT TO ANNUAL APPROPRIATION, THE STATE DEPARTMENT MAY EXPEND MONEY FROM THE CENTRAL FUND FOR INDIRECT COSTS OF THE OPERATION AND ADMINISTRATION OF THE VETERANS CENTERS; EXCEPT THAT THE AMOUNT EXPENDED FOR INDIRECT COSTS SHALL NOT EXCEED FIVE PERCENT OF THE TOTAL EXPENDITURES FROM THE FUND FOR THE FISCAL YEAR.

(d) AS PART OF THE BUDGET REQUEST THAT THE STATE DEPARTMENT SUBMITS TO THE JOINT BUDGET COMMITTEE IN ACCORDANCE WITH SECTION 2-3-208 (2) (a), C.R.S., THE STATE DEPARTMENT SHALL PROVIDE A DETAILED REPORT OF THE ANTICIPATED DIRECT AND INDIRECT COSTS FOR THE OPERATION AND ADMINISTRATION OF EACH VETERANS CENTER FOR THE UPCOMING FISCAL YEAR, INCLUDING AMOUNTS FOR PERSONAL SERVICES, OPERATING EXPENSES, INDIRECT COSTS, CENTRALLY APPROPRIATED COSTS, AND FTE."

Appropriations After consideration on the merits, the Committee recommends that **HB16-1256** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1034** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB16-035** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1227** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1129** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 7, strike lines 8 through 13.

ReNUMBER succeeding section accordingly.

Page 1, lines 102 and 103, strike "FRAUD, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION." and substitute "FRAUD."

Appropriations After consideration on the merits, the Committee recommends that **SB16-179** 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 4, after line 1 insert:

"SECTION 3. Appropriation. For the 2016-17 state fiscal year, \$36,750 is appropriated to the department of labor and employment for use by the division of unemployment insurance. This appropriation is from the general fund and is based on an assumption that the division will require an additional 0.5 FTE. To implement this act, the division may use this appropriation for program costs."

ReNUMBER succeeding section accordingly.

Page 1, line 104, strike "ELIGIBILITY." and substitute "ELIGIBILITY, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

SENATE SERVICES REPORT

Correctly Printed: SB16-201, 202, 203, and 204.
Correctly Engrossed: SJR16-035.
Correctly Reengrossed: SB16-002, 056, 086, 097, 120, 140, 154, 162, 190, 191, 192;
SCR16-006.
Correctly Rerevised: HB16-1006, 1014, 1232, 1309, and 1360.
Correctly Enrolled: SM16-002; SJR16-028 and 033.

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:

SB16-185 by Senator(s) Scott; also Representative(s) Melton--Concerning the allowable finance charge for certain consumer credit transactions.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Crowder, Grantham, Holbert, Lambert, Neville T., Sonnenberg, and Tate.

SB16-170 by Senator(s) Tate, Roberts; also Representative(s) Arndt--Concerning the purchase of insurance through the Colorado health benefit exchange for individuals who are eligible for the state medicaid program.

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: Cadman, Grantham, Jahn, Kefalas, Lambert, Lundberg, and Martinez Humenik.

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.

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.

Laid over until Thursday, April 28, retaining its place on the calendar.

SB16-183 by Senator(s) Scheffel and Kerr; also Representative(s) Williams and Lawrence--Concerning a clarification of the general assembly's intent to maintain the public utilities commission's authority over basic emergency services while prohibiting the regulation of internet-protocol-enabled services by defining the term "basic emergency service" in a manner that is consistent with such intent.

Laid over until Thursday, April 28, retaining its place on the calendar.

HB16-1377 by Representative(s) Primavera, Joshi, Coram, Landgraf, McCann, Moreno, Tyler; also Senator(s) Lambert--Concerning the creation of a task force on the collection and security of digital images of evidence of child abuse or neglect.

Laid over until Thursday, April 28, retaining its place on the calendar.

SB16-187 by Senator(s) Hill; also Representative(s) Williams and Sias--Concerning measures affecting the operation of charter schools.

Laid over until Thursday, April 28, retaining its place on the calendar.

SB16-188 by Senator(s) Hill; also Representative(s) Williams and Sias--Concerning increasing charter schools' access to resources.

Laid over until Thursday, April 28, retaining its place on the calendar.

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, developing and implementing an employment first policy.	1 2 3 4 5
	<u>Amendment No. 1, Finance Committee Amendment.</u> (Printed in Senate Journal, March 18, page(s) 456-461, and placed in members' bill files.)	6 7 8
	<u>Amendment No. 2(L.009), by Senator Kefalas.</u>	9 10
	Amend the Finance Committee Report, dated March 17, 2016, page 1, line 19, strike "Center" and substitute "Centers".	11 12 13
	Page 4, after line 5 insert:	14
	"(a) REVIEW AND MAKE RECOMMENDATIONS FOR AMENDMENTS, IF NECESSARY, TO COLORADO'S COMBINED PLAN FOR EXECUTION OF WORKFORCE DEVELOPMENT ACTIVITIES DEVELOPED IN ACCORDANCE WITH THE FEDERAL "WORKFORCE INNOVATION AND OPPORTUNITY ACT", PUB. L. 113-128, AS AMENDED, TO ENSURE THAT PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES ARE SUPPORTED IN ACHIEVING EMPLOYMENT;"	15 16 17 18 19 20 21 22 23
	Reletter succeeding paragraphs accordingly.	24
	Page 4, line 18, strike "REPORT" and substitute "REPORTS".	25 26
	Page 4, line 39, strike "AUGUST 1," and substitute "DECEMBER 30,".	27 28
	Page 5, line 4, strike "SEPTEMBER 1, 2016," and substitute "JANUARY 30, 2017,".	29 30 31 32
	Page 5, line 35, before "STRATEGIC" insert "INITIAL REPORT OF THE".	33 34
	Page 6, strike line 3 and substitute "POLICIES AS PART OF THE AGENCY'S ANNUAL PRESENTATION MADE PURSUANT TO SECTION 2-7-103, C.R.S.".	35 36 37
	Page 6, line 4, before "STRATEGIC" insert "INITIAL REPORT OF THE".	38 39
	Page 6, strike line 6 and substitute "AS NECESSARY, TO WORK ON THE DUTIES SET FORTH IN SECTION 8-84-304; TO".	40 41 42
	Page 6, line 15, after "(1)" insert "(a)".	43 44
	Page 6, after line 24 insert:	45 46
	"(b) THE EMPLOYMENT FIRST ADVISORY PARTNERSHIP SHALL PREPARE AN INITIAL REPORT OF THE STRATEGIC PLAN NO LATER THAN NOVEMBER 1, 2017, AND SHALL REVISE THE STRATEGIC PLAN AS THE PARTNERSHIP CONSIDERS ADDITIONAL ISSUES DESCRIBED IN SUBSECTION (2) OF THIS SECTION."	47 48 49 50 51 52
	Page 7, line 5, strike "INDIVIDUALS" and substitute "PERSONS".	53 54
	Page 8, after line 18 insert:	55 56
	"(I) DEVELOPING PRACTICES THAT REFLECT A PRESUMPTION THAT ALL PERSONS WITH DISABILITIES ARE CAPABLE OF WORKING IN COMPETITIVE INTEGRATED EMPLOYMENT IF THEY CHOOSE TO DO SO, AND ENSURING THAT OPTIONS FOR COMPETITIVE INTEGRATED EMPLOYMENT WITH APPROPRIATE SUPPORTS ARE EXPLORED BEFORE CONSIDERATION OF SEGREGATED ACTIVITIES;"	57 58 59 60 61 62 63
	Renumber succeeding subparagraphs accordingly.	64
	Page 8, line 34, strike "REPORT" and substitute "REPORTS".	65 66 67

Page 9, line 6, strike "REPORT" and substitute "REPORTS".

Page 9, line 18, strike "REPORT" and substitute "REPORTS".

Page 9, line 37, strike "REPORT" and substitute "REPORTS".

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

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: SB16-077 as amended.
Laid over until Thursday, April 28: SB16-150, SB16-183, HB16-1377, SB16-187, SB16-188.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1390 and HB16-1397 were made Special Orders -- Consent Calendar at 9:55 a.m.

Committee of the Whole The hour of 9:55 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 BILL --
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:

HB16-1390 by Representative(s) Moreno; also Senator(s) Guzman--Concerning immunity for certain persons who are involved with a reported overdose event.

Ordered revised and placed on the calendar for third reading and final passage.

Ordered revised and placed on the calendar for third reading and final passage.

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		

Passed on second reading: HB16-1390, HB16-1397.

Committee of the Whole	The hour of 9:59 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.
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The Committee of the Whole having risen, the Chair reported that the following bill, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

Amendment No. 1(L.012), by Senator Woods.

Page 6, line 14, strike "SUB-SUBPARAGRAPH" and substitute "SUBPARAGRAPH".

Page 8, line 1, strike "SUBSECTION (1)" and substitute "SUBSECTION (1.5)".

Page 8, line 5, strike "SUB-SUBPARAGRAPH" and substitute "SUBPARAGRAPH".

Page 9, line 19, strike "SUBSECTION (1)" and substitute "SUBSECTION (1.5)".

Page 13, line 10, strike "(c)" and substitute "(3)".

Page 13, line 11, strike "(I)" and substitute "(a)".

Page 13, line 13, strike "(II)" and substitute "(b)".

Page 13, line 16, strike "(d)" and substitute "(4)".

Page 13, line 17, strike "PARAGRAPH (c) OF THIS SUBSECTION (2)" and substitute "SUBSECTION (3) OF THIS SECTION".

As amended, 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: HB16-1401.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Governor's appointments to the Statewide Internet Portal Authority, State Historical Society Board of Directors, and Pinnacol Assurance Board of Directors were made Special Orders -- Consent Calendar at 10:12 a.m.

SPECIAL ORDERS -- CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR

The hour of 10:12 a.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
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2016:

Honorable Lew Gaiter III of Fort Collins, Colorado, to serve as a representative of local government, and occasioned by the resignation of Jack Arrowsmith, 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		

MEMBER OF THE
STATE HISTORICAL SOCIETY
BOARD OF DIRECTORS

for a term expiring July 1, 2018:

Tamra Joyce Ward of Denver, Colorado, 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
PINNACOL ASSURANCE BOARD OF DIRECTORS

for a term expiring January 1, 2018:

Bonnie Brown Dean of Greeley, Colorado, an employer whose liability is insured by Pinnacol, reappointed;

for a term expiring January 1, 2021:

Barbara Mellman Davis of Denver, Colorado, to serve as an employee of an employer whose liability is insured by Pinnacol Assurance, reappointed.

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		

CONSIDERATION OF RESOLUTIONS

HJR16-1018 by Representative(s) Esgar and Vigil; also Senator(s) Garcia--Concerning the support for goods produced in Colorado and other states in the United States.

On motion of Senator Garcia, the resolution was read at length and 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: Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Heath, Hill, Jahn, Johnston, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Scheffel, Steadman, Tate, and Woods.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the the Consideration of House Adherence Calendar (HB16-1183) of Wednesday, April 27 was laid over until Thursday, April 28, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

April 27, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1368.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1388, amended as printed in House Journal, April 22.
HB16-1378, amended as printed in House Journal, April 25.
HB16-1347, amended as printed in House Journal, April 25.
HB16-1436, amended as printed in House Journal, April 25.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB16-132, amended as printed in House Journal, April 25.

MESSAGE FROM THE REVISOR OF STATUTES

April 27, 2016

We herewith transmit:

Without comment, as amended, HB16-1347, 1368, 1378, and 1388.
Without comment, as amended, SB16-132.
With comment, as amended, HB16-1436.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Marble, Chair, Sonnenberg, and Garcia as Senate conferees on the first conference committee on SB16-062.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Governor's Appointments Calendar (Members of the Board of Governors of the Colorado State University System) of Wednesday, April 27 was laid over until Thursday, April 28, retaining its place on the calendar.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that HB16-1324 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 7, strike lines 6 through 10 and substitute:

"SECTION 6. 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."

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB16-200** by Senator(s) Sonnenberg; also Representative(s) Vigil, Coram--Concerning the creation of a position in the office of the governor that coordinates the permitting of water projects.
Agriculture, Natural Resources, & Energy
- SB16-205** by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Hamner, Young, Rankin--Concerning payment for expenses of indigent parents.
Appropriations
- HB16-1347** by Representative(s) Danielson; also Senator(s) Ulibarri--Concerning the release of information concerning an employer's violation of wage laws by the division of labor in the department of labor and employment.
Business, Labor, & Technology
- 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.
State, Veterans, & Military Affairs
- 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.
Judiciary
- HB16-1388** by Representative(s) McCann, Court, Duran, Foote, Kagan, Lebsock, Lee, Melton, Moreno, Salazar, Tyler; also Senator(s) Merrifield and Guzman--Concerning the timing of inquiring into a job applicant's criminal history.
State, Veterans, & Military Affairs
- 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.
Business, Labor, & Technology

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-027, 080, 102, 131, 153, and 167; HB16-1048, 1165, 1268, 1298, 1317, 1379, and 1415; HJR16-1013 and 1015.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Sonnenberg, Chair, Baumgardner, and Donovan as Senate conferees on the first conference committee on **SB16-021**.

TRIBUTES

Honoring:
The Student Veterans of America -- By Senator Owen Hill.
Gerald “Jerry” Groswold -- By Senator Randy Baumgardner.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Thursday, April 28, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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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.

COMMITTEE OF REFERENCE REPORTS

Judiciary	After consideration on the merits, the Committee recommends that SB16-193 be referred to the Committee on <u>Appropriations</u> 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 <u>Appropriations</u> with favorable recommendation.
Health & Human Services	After consideration on the merits, the Committee recommends that HB16-1321 be referred to the Committee on <u>Finance</u> 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.	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69
	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 .	

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1293 be postponed indefinitely .	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1273 be postponed indefinitely .	7 8 9 10 11 12
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1266 be postponed indefinitely .	13 14 15 16 17 18
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1078 be postponed indefinitely .	19 20 21 22 23 24
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1357 be postponed indefinitely .	25 26 27 28 29 30
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1050 be postponed indefinitely .	31 32 33 34 35 36
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1432 be referred 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 HB16-1290 be referred 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 HB16-1261 be referred 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 HB16-1302 be amended 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 "shall 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.
- Renumber 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."
- Renumber succeeding sections accordingly.
- Page 7, line 14, strike "8" and substitute "9".

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;

(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.

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.	1 2 3 4
	SPECIAL ORDERS -- SECOND READING OF BILLS	5 6
	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:	7 8 9 10 11
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. <u>Amendment No. 1, Judiciary Committee Amendment.</u> (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.	12 13 14 15 16 17 18 19 20 21
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.	22 23 24 25 26 27
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.	28 29 30 31 32 33 34
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.	35 36 37 38 39 40 41 42 43
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". <u>Amendment No. 1, Education Committee Amendment.</u> (Printed in Senate Journal, February 1, page(s) 88, and placed in members' bill files.) <u>Amendment No. 1, Appropriations Committee Amendment.</u> (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.	44 45 46 47 48 49 50 51 52 53 54 55 56 57 58
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.	59 60 61 62 63 64 65 66

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.

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.

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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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

108th Legislative Day	Friday, April 29, 2016
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| Prayer | By the chaplain, Pastor Eugene Downing, New Hope Baptist Church, Denver. |
| Call to Order | By the President at 10:00 a.m. |
| Roll Call | Present--34.
Absent--1, Ulibarri. |
| Quorum | The President announced a quorum present. |
| Pledge | By Senator Martinez Humenik. |
| Musical Presentation | By the Auraria Chorale. |
| Reading of Journal | On motion of Senator Donovan, reading of the Journal of Thursday, April 28, 2016, was dispensed with and the Journal was approved as corrected by the Secretary. |

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (SB16-104, HB16-1129, HB16-1034) of Friday, April 29 was laid over to follow the General Orders -- Second Reading of Bills Calendar of Friday, April 29.

COMMITTEE OF REFERENCE REPORTS

- | | |
|---------------------|---|
| Finance | After consideration on the merits, the Committee recommends that HB16-1349 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. |
| Finance | After consideration on the merits, the Committee recommends that HB16-1402 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. |
| Finance | After consideration on the merits, the Committee recommends that HB16-1281 be postponed indefinitely . |
| Finance | After consideration on the merits, the Committee recommends that HB16-1332 be referred to the Committee on <u>Appropriations</u> with favorable recommendation. |
| Trans-
portation | After consideration on the merits, the Committee recommends that SB16-194 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation. |

Amend printed bill, page 4, after line 13 insert:

"(2) THE GENERAL ASSEMBLY FURTHER DECLARES THAT, IN

ORDER TO ASSESS WHETHER THE "REGIONAL TRANSPORTATION DEVELOPMENT ACT" IS ACHIEVING ITS INTENDED RESULTS AS SET FORTH IN SUBSECTION (1) OF THIS SECTION, THE LEGISLATIVE SERVICE AGENCIES SHALL PERFORM A POST-ENACTMENT REVIEW OF SENATE BILL 16-194, ENACTED IN 2016, IN ACCORDANCE WITH SECTIONS 43-4-1108 (3) AND 2-2-1201, C.R.S."

Page 6, line 14, strike "OR TOWN" and substitute "TOWN, OR METROPOLITAN DISTRICT".

Page 6, after line 15 add:
"(14) "METROPOLITAN DISTRICT" MEANS A METROPOLITAN DISTRICT CREATED PURSUANT TO TITLE 32, C.R.S., THE BOUNDARIES OF WHICH LIE WHOLLY WITHIN AN UNINCORPORATED AREA OF A COUNTY, AND WHOSE SERVICE PLAN INCLUDES ROADS."

Renumber succeeding subsections accordingly.

Page 21, line 15, strike "report - audit." and substitute "report - post-enactment review - repeal."

Page 22, after line 12 insert:

"(3) (a) NOTWITHSTANDING SECTION 2-2-1201 (3), C.R.S., THE LEGISLATIVE SERVICE AGENCIES OF THE COLORADO GENERAL ASSEMBLY SHALL CONDUCT A POST-ENACTMENT REVIEW OF THE IMPLEMENTATION OF THIS PART 11 NO LATER THAN ONE HUNDRED EIGHTY DAYS AFTER THE SEVEN-YEAR ANNIVERSARY OF THE ENACTMENT OF SENATE BILL 16-194, ENACTED IN 2016.
(b) THIS SUBSECTION (3) IS REPEALED, EFFECTIVE JULY 1, 2025."

Page 1, line 105, strike "SYSTEMS." and substitute "SYSTEMS, AND, IN CONNECTION THEREWITH, REQUIRING A POST-ENACTMENT REVIEW OF THE IMPLEMENTATION OF THIS ACT."

Trans-
portation

After consideration on the merits, the Committee recommends that **HB16-1097** be **referred** to the Committee on Appropriations with favorable recommendation.

Appro-
priations

After consideration on the merits, the Committee recommends that **SB16-193** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, after line 24 insert:

"**SECTION 2. Appropriation.** For the 2016-17 state fiscal year, \$135,942 is appropriated to the department of law for use by the office of community engagement. This appropriation is from the general fund and is based on an assumption that the department will require an additional 1.0 FTE. The office may use this appropriation to implement this act."

Renumber succeeding section accordingly.

Page 1, line 101, strike "PROGRAM." and substitute "PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appro-
priations

After consideration on the merits, the Committee recommends that **HB16-1186** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB16-087** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, strike lines 2 through 19.

Page 3, strike lines 1 through 23 and substitute:

"**SECTION 1.** In Colorado Revised Statutes, 40-29-116, **amend** (2) as follows:

40-29-116. Highway-rail crossing signalization fund created - annual appropriation. (2) Subject to annual appropriation by the general assembly:

(a) ~~the sum of~~ FOR THE 2016-17 FISCAL YEAR, UP TO two hundred forty thousand dollars shall be ~~paid~~ APPROPRIATED from the ~~general fund~~ HIGHWAY USERS TAX FUND CREATED IN SECTION 43-4-201 (1)(a), C.R.S., and credited to the highway-rail crossing signalization fund as authorized by section 43-4-201 (3) (a) (VI), C.R.S.;

(b) FOR THE 2017-18 FISCAL YEAR AND FOR EACH FISCAL YEAR THEREAFTER, THE GENERAL ASSEMBLY MAY APPROPRIATE FROM THE HIGHWAY USERS TAX FUND CREATED IN SECTION 43-4-201 (1)(a), C.R.S., TO THE HIGHWAY-RAIL CROSSING SIGNALIZATION FUND AS AUTHORIZED BY SECTION 43-4-201 (3) (a) (VI), C.R.S., UP TO TWO HUNDRED FORTY THOUSAND DOLLARS PLUS A CUMULATIVE INFLATION ADJUSTMENT OF TWO PERCENT FOR EACH FISCAL YEAR BEGINNING WITH THE 2017-18 FISCAL YEAR.

(c) Notwithstanding section 24-36-114 (1),".

Page 4, after line 2 insert:

"**SECTION 2.** In Colorado Revised Statutes, 43-4-201, **add** (3) (a) (VI) as follows:

43-4-201. Highway users tax fund - created. (3) (a) (VI) NOTWITHSTANDING ANY OTHER PROVISION IN THIS SECTION, SUBJECT TO THE LIMITATIONS SPECIFIED IN SECTION 40-29-116 (2), C.R.S., THE GENERAL ASSEMBLY MAY MAKE AN ANNUAL APPROPRIATION FROM THE HIGHWAY USERS TAX FUND TO THE HIGHWAY-RAIL CROSSING SIGNALIZATION FUND CREATED IN SECTION 40-29-116 (1). C.R.S.

SECTION 3. Appropriation. (1) For the 2016-17 state fiscal year. \$240.000 cash funds is appropriated to the highway-rail crossing signalization fund created in section 40-29-116 (1). C.R.S. This appropriation is from the highway users tax fund created in section 43-4-201 (1) (a). C.R.S. The department of regulatory agencies is responsible for the accounting related to this appropriation.

(2) For the 2016-17 state fiscal year. \$240.000 is appropriated to the department of regulatory agencies for use by the public utilities commission. This appropriation is from reappropriated funds in the highway-rail crossing signalization fund under subsection (1) of this section. To implement this act, the commission may use the appropriation for operating expenses.".

Renumber succeeding section accordingly.

Page 1, line 101, strike "PUBLIC UTILITY FEE" and substitute "HIGHWAY USERS TAX FUND".

Page 1, line 102, strike "FUND." and substitute "FUND, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **HB16-1056** be **referred** to the Committee of the Whole with favorable recommendation.

Page 926	Senate Journal-108th Day-April 29, 2016	
Appropriations	After consideration on the merits, the Committee recommends that SB16-186 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4 5 6 7
	Amend printed bill, page 8, after line 9 insert:	8
	"SECTION 3. Appropriation. For the 2016-17 state fiscal year, \$20,130 is appropriated to the department of state. This appropriation is from the department of state cash fund created in section 24-21-104 (3) (b), C.R.S. To implement this act, the department may use this appropriation for personal services related to information technology services."	9 10 11 12 13 14
	Renumber succeeding sections accordingly.	15
	Page 1, line 103, strike "FINANCE." and substitute "FINANCE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."	16 17 18 19
Appropriations	After consideration on the merits, the Committee recommends that HB16-1282 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	20 21 22 23 24
Appropriations	After consideration on the merits, the Committee recommends that HB16-1197 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	25 26 27 28 29
Appropriations	After consideration on the merits, the Committee recommends that SB16-161 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	30 31 32 33 34
	Amend printed bill, page 25, after line 20 insert:	35 36 37
	"SECTION 3. Appropriation. (1) For the 2016-17 state fiscal year, \$25,134 is appropriated to the department of regulatory agencies. This appropriation is from the division of professions and occupations cash fund created in section 24-34-105 (2) (b) (I), C.R.S. To implement this act, the department may use this appropriation as follows:	38 39 40 41 42
	(a) \$14,778 for use by the division of professions and occupations for personal services, which amount is based on an assumption that the division will require an additional 0.3 FTE;	43 44 45
	(b) \$285 for use by the division of professions and occupations for operating expenses; and	46 47
	(c) \$10,071 for the purchase of legal services.	48
	(2) For the 2016-17 state fiscal year, \$10,071 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of regulatory agencies under paragraph (c) of subsection (1) of this section and is based on an assumption that the department of law will require an additional 0.1 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of regulatory agencies."	49 50 51 52 53 54 55 56
	Renumber succeeding sections accordingly.	57
	Page 1, line 103, strike "AGENCIES." and substitute "AGENCIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."	58 59 60 61
Appropriations	After consideration on the merits, the Committee recommends that HB16-1195 be postponed indefinitely.	62 63 64 65 66 67

Appropriations

After consideration on the merits, the Committee recommends that **SB16-019** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 21, after "CONDUCTED" insert "IN ANY CASE THAT INCLUDES A CLASS 1 OR CLASS 2 FELONY CHARGE OR A FELONY SEX OFFENSE CHARGE DESCRIBED IN SECTIONS 18-3-402, 18-3-404, 18-3-405, OR 18-3-405.5, C.R.S.,".

Page 3 of the bill, line 10, strike "July 1, 2016," and substitute "January 1, 2017,".

Amend the Judiciary Committee Report, dated February 29, 2016, page 1, line 8, strike "RECORDING, IF AVAILABLE." and substitute "RECORDING.".

Page 1 of the committee report, line 17, strike "(c)" and substitute "(c) (I)".

Page 1 of the committee report, line 20, strike "OTHERS." and substitute "OTHERS OR WILL MAKE THE EXAMINATION NOT USEFUL TO THE EXPERT FORENSIC OPINION.".

Page 2, of the committee report, after line 9 insert:

"(II) IF THE EXAMINATION IS NOT RECORDED IN WHOLE OR IN PART, THE WRITTEN REPORT EXPLAINING THE DECISION NOT TO RECORD THE EXAMINATION IS ADMISSIBLE AS EVIDENCE, AND, AT THE REQUEST OF EITHER PARTY, THE COURT SHALL INSTRUCT THE JURY THAT FAILURE TO RECORD THE EXAMINATION MAY BE CONSIDERED BY THE JURY IN DETERMINING THE WEIGHT TO AFFORD THE EXPERT WITNESS TESTIMONY.

(III) THE PSYCHIATRIST OR FORENSIC PSYCHOLOGIST DOES NOT NEED TO RECORD THE ADMINISTRATION OF PSYCHOMETRIC TESTING THAT INVOLVES THE USE OF COPYRIGHTED MATERIAL.".

Page 3 of the bill, before line 9 insert:

"SECTION 3. Appropriation. (1) For the 2016-17 state fiscal year, \$62,831 is appropriated to the department of human services. This appropriation is from the general fund. To implement this act, the department may use this appropriation as follows:

(a) \$18,292 for use by the mental health institute at Pueblo for personal services, which amount is based on an assumption that the institute will require an additional 0.8 FTE;

(b) \$2,630 for use by the mental health institute at Pueblo for operating expenses;

(c) \$4,703 for use by the mental health institute at Pueblo for capital outlay; and

(d) \$37,206 for use by the office of operations for operating expenses.".

Renumber succeeding sections accordingly.

Page 1 of the bill, line 102, strike "RECORDED." and substitute "RECORDED, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **SB16-138** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 4, after line 2 insert:

"SECTION 2. No appropriation. The general assembly has

	determined that this act can be implemented within existing appropriations, and therefore no separate appropriation of state money is necessary to carry out the purposes of this act.”.	1
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	Renumber succeeding section accordingly.	5
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1114 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	8
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Appropriations	After consideration on the merits, the Committee recommends that SB16-081 be postponed indefinitely.	13
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Appropriations	After consideration on the merits, the Committee recommends that SB16-143 be referred to the Committee of the Whole with favorable recommendation.	17
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Appropriations	After consideration on the merits, the Committee recommends that SB16-060 be postponed indefinitely.	21
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Appropriations	After consideration on the merits, the Committee recommends that SB16-069 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	25
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	Amend Health and Human Services Committee Report, dated January 28, 2016, page 1, strike lines 10 through 13 and substitute:	30
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		32
	"Page 3, line 19, strike "PERFORM," and substitute "PERFORM IN ADDITION TO AN EMERGENCY MEDICAL SERVICE PROVIDER'S SCOPE OF PRACTICE,".	33
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		35
	Amend printed bill, page 3, strike lines 20 through 22.	36
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	Renumber succeeding subparagraphs accordingly.	38
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	Page 3 of the bill, strike lines 26 and 27.	40
		41
	Page 4 of the bill, strike line 1.	42
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	Renumber succeeding subparagraphs accordingly.	44
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	Page 4 of the bill, line 2, strike "INVENTORY" and substitute "COMPLIANCE".	46
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	Page 4 of the bill, strike lines 8 through 10 and substitute "MEDICAL SERVICE PROVIDER HAS OBTAINED ADDITIONAL EDUCATION REQUIRED BY THE CHIEF MEDICAL OFFICER OR THE CHIEF MEDICAL OFFICER'S DESIGNEE AND HAS DEMONSTRATED COMPETENCY VERIFIED BY A PASSING".	49
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	Page 1 of the report, line 15, strike "NATIONALLY".	54
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	Page 2 of the report, after line 15 insert "Page 6 of the bill, line 2, strike "MAY:" and substitute "MAY, WITHIN THE SCOPE OF PRACTICE OF ITS PRACTITIONERS:".	56
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	Page 6 of the bill, after line 4 insert:	60
		61
	"(II) INJURY AND ILLNESS PREVENTION;	62
	(III) PATIENT EDUCATION;	63
	(IV) RESOURCE NAVIGATION;	64
	(V) CARE COORDINATION;	65
	(VI) MEDICATION INVENTORY;".	66
		67

Renumber succeeding subparagraphs accordingly." 1

Page 2 of the report, after line 17 insert "Page 6 of the bill, line 15, strike 2

"SHALL:" and substitute "MAY:". 3

Page 2 of the report, line 21, strike "PROFESSIONAL;" and substitute 4

"PROFESSIONAL; 5

(III) EMERGENCY MEDICAL SERVICE PROVIDER OR PARAMEDIC;". 6

Page 2 of the report, after line 26 insert "Page 7 of the bill, after line 2 7

insert: 8

"(4) IN DEVELOPING A CARES PROGRAM, AN AUTHORIZED ENTITY 9

MAY EMPLOY ONE OR MORE HEALTH CARE PROFESSIONALS WHO: 10

(a) ARE NOT EMERGENCY MEDICAL SERVICE PROVIDERS; AND 11

(b) WITHIN THEIR SCOPE OF PRACTICE, MAY PROVIDE COMMUNITY 12

HEALTH ASSISTANCE, REFERRALS, AND EDUCATION." 13

Renumber succeeding subsection accordingly." 14

Page 5 of the report, after line 15 insert "Page 15 of the bill, before line 15

17 insert: 16

"SECTION 5. Appropriation. (1) For the 2016-17 state fiscal 17

year, \$112,064 is appropriated to the department of public health and 18

environment. This appropriation is from the general fund. To implement 19

this act, the department may use this appropriation as follows: 20

(a) \$70,184 for use by the health facilities and emergency medical 21

services division for the state EMS coordination, planning and 22

certification program, which amount is based on an assumption that the 23

division will require an additional 1.0 FTE; 24

(b) \$38,080 for the purchase of information technology services; 25

and 26

(c) \$3,800 for the purchase of legal services. 27

(2) For the 2016-17 state fiscal year, \$38,080 is appropriated to 28

the office of the governor for use by the office of information 29

technology. This appropriation is from reappropriated funds received 30

from the department of public health and environment under paragraph 31

(b) of subsection (1) of this section. To implement this act, the office may 32

use this appropriation to provide information technology services for the 33

department of public health and environment. 34

(3) For the 2016-17 state fiscal year, \$3,800 is appropriated to the 35

department of law. This appropriation is from reappropriated funds 36

received from the department of public health and environment under 37

paragraph (c) of subsection (1) of this section. To implement this act, the 38

department of law may use this appropriation to provide legal services 39

for the department of public health and environment." 40

Renumber succeeding section accordingly. 41

Page 1 of the bill, line 102, strike "SERVICES." and substitute "SERVICES, 42

AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION." 43

Appropriations

After consideration on the merits, the Committee recommends that **HB16-1324** be 44

amended as follows, and as so amended, be referred to the Committee of the Whole with 45

favorable recommendation. 46

Amend reengrossed bill, page 6, line 20 strike "\$10,701" and substitute 47

"\$12,941". 48

Page 6, line 24, strike "\$1,200" and substitute "\$3,440". 49

Page 930

Senate Journal-108th Day-April 29, 2016

Appropriations

After consideration on the merits, the Committee recommends that **SB16-180** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 11, after line 22 insert:

"SECTION 5. Appropriation. For the 2016-17 state fiscal year, \$95,504 is appropriated to the department of corrections. This appropriation is from the general fund and is based on an assumption that the department will require an additional 0.8 FTE. To implement this act, the department may use this appropriation as follows:

Inspector General Subprogram	
Operating Expenses	\$25
Superintendents Subprogram	
Personal Services	\$44,071 (0.8 FTE)
Operating Expenses	\$5,450
Start-up costs	\$45,328
Communications Subprogram	
Operating Expenses	\$405
Training Subprogram	
Operating Expenses	\$25
Information Systems Subprogram	
Operating Expenses	\$200".

ReNUMBER succeeding section accordingly.

Page 1, line 103, strike "JUVENILES." and substitute "JUVENILES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **SB16-201** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **SB16-202** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, line 17, strike "MAY" and substitute "SHALL".

Page 3, line 22, strike "AND".

Page 3, line 23, strike "INDIVIDUALS." and substitute "INDIVIDUALS, AND OTHER RELEVANT STAKEHOLDERS.".

Page 4, line 16, strike "EACH" and substitute "ITS".

Page 4, after line 17 insert:

"(b) A MANAGED SERVICE ORGANIZATION MAY PERIODICALLY UPDATE ITS COMMUNITY ACTION PLAN TO REFLECT CHANGES IN COMMUNITY NEEDS AND PRIORITIES. ANY SUCH UPDATED PLAN MUST BE SUBMITTED IN ELECTRONIC FORMAT TO THE DEPARTMENT AND THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING.".

Reletter succeeding paragraph accordingly.

Page 4, line 27, after the period add "THE DEPARTMENT SHALL POST ON ITS WEBSITE ANY UPDATED COMMUNITY ACTION PLANS RECEIVED PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (3).".

Page 5, line 17, after "ORGANIZATION" insert "THAT HAS SUBMITTED A COMMUNITY ACTION PLAN".

Page 6, strike line 24 and substitute "IDENTIFIED IN THE INITIAL AND ANY SUBSEQUENT COMMUNITY ASSESSMENTS AND ACTION PLANS".

Page 6, line 25, strike "ACTION PLAN".

Page 7, after line 5 insert:

"(c) ON OR BEFORE NOVEMBER 1, 2020, THE DEPARTMENT, IN COLLABORATION WITH THE DESIGNATED MANAGED SERVICE ORGANIZATIONS, SHALL SUBMIT A REPORT TO THE JOINT BUDGET COMMITTEE AND THE JOINT HEALTH AND HUMAN SERVICES COMMITTEE, OR ANY SUCCESSOR COMMITTEES. THE REPORT MUST:

(I) SUMMARIZE EXPENDITURES MADE BY THE DESIGNATED MANAGED SERVICE ORGANIZATIONS USING MONEY MADE AVAILABLE PURSUANT TO THIS SECTION FOR STATE FISCAL YEARS 2016-17, 2017-18, 2018-19, AND 2019-20;

(II) DESCRIBE THE IMPACT THE EXPENDITURES HAVE HAD ON INCREASING STATEWIDE ACCESS TO EFFECTIVE SUBSTANCE USE DISORDER SERVICES; AND

(III) INCLUDE ANY RECOMMENDATIONS TO STRENGTHEN OR IMPROVE THE PROGRAM."

Page 8, line 10, after "treat" insert "AND PROVIDE RELATED SERVICES TO".

Page 8, line 12, after "disorders," insert "OR".

Page 8, strike lines 19 through 23 and substitute:

"(a) \$5,823,632 for distribution to managed service organizations pursuant to section 27-80-107.5 (4), C.R.S.;

(b) \$65,715 for personal services related to community behavioral health administration, which amount is based on an assumption that the department will require an additional 1.0 FTE;

(c) \$5,653 for operating expenses related to community behavioral health administration; and

(d) \$105,000 for an evaluation of the effectiveness of intensive residential substance use disorder treatment pursuant to section 27-80-107.5 (6), C.R.S."

Appropriations

After consideration on the merits, the Committee recommends that **HB16-1280** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB16-203** 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 7, strike lines 6 and 7 and substitute "GENERAL ASSEMBLY'S WEBSITE, AND, NOTWITHSTANDING SECTION 24-1-136 (9), C.R.S., THE STATE AUDITOR SHALL DELIVER A COPY OF THE REPORT TO THE JOINT BUDGET COMMITTEE AND THE FINANCE COMMITTEES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES. THE STATE AUDITOR SHALL ENSURE THE FIRST EVALUATION REPORT IS DELIVERED AND POSTED NO LATER THAN SEPTEMBER".

Page 7, line 8, strike "THE POSTING OF".

Page 7, line 9, after "REPORTS" insert "ARE DELIVERED AND POSTED".

Page 8, after line 5 insert:

"**SECTION 4. Appropriation.** For the 2016-17 state fiscal year, \$212,149 is appropriated to the legislative department for use by the office of the state auditor. This appropriation is from the general fund and is based on an assumption that the office will require an additional

	2.7 FTE. To implement this act, the office may use this appropriation for evaluating and reporting on state tax expenditures."	1
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	Renumber succeeding section accordingly.	4
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	Page 1, line 101, strike "EXPENDITURES." and substitute	6
	"EXPENDITURES, AND, IN CONNECTION THEREWITH, MAKING AN	7
	APPROPRIATION."	8
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Appropriations	After consideration on the merits, the Committee recommends that SB16-205 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	11
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1422 be referred to the Committee of the Whole with favorable recommendation.	16
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Education	After consideration on the merits, the Committee recommends that HB16-1291 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	20
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Education	After consideration on the merits, the Committee recommends that HB16-1289 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	24
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Education	After consideration on the merits, the Committee recommends that HB16-1373 be referred to the Committee of the Whole with favorable recommendation.	28
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Agriculture, Natural Resources, & Energy	The Committee on <u>Agriculture, Natural Resources, & Energy</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:	32
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	for a term expiring June 1, 2016:	41
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	Andrea Fulton of Wheat Ridge, Colorado, to serve as a representative of private travel attractions and casinos, and occasioned by the resignation of Michael Andrew Dudick of Breckenridge, Colorado, appointed;	43
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	for a term expiring June 1, 2018:	48
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	Kieran Cain of Lafayette, Colorado, to serve as an at large member from tourism-based industries, and occasioned by the resignation of Robert Stinchcomb of Lafayette, Colorado, appointed;	50
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	for terms expiring June 1, 2019:	55
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	Matthew Skinner of Telluride, Colorado, to serve as a representative of tourism-related transportation industries, reappointed;	57
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	Sonia Quinn Riggs of Denver, Colorado, a representative of the food, beverage and restaurant industry, reappointed;	60
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	Michael May of Parker, Colorado, a representative of the hotel, motel, and lodging industry, appointed.	63
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Agriculture, Natural Resources, & Energy The Committee on Agriculture, Natural Resources, & Energy 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
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2019:

Christopher James Castilian of Denver, Colorado, to serve as a representative of outdoor recreation and utilizes parks resources, reappointed;

William G. Kane of Basalt, Colorado, to serve as a representative of outdoor recreation and utilizes parks resources, reappointed;

John Vincent Howard of Boulder, Colorado, to serve as a representative of sports persons, reappointed.

Agriculture, Natural Resources, & Energy The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointments and recommends that the appointments be placed on the consent calendar and confirmed:

MEMBERS OF THE
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for a term expiring April 15, 2017:

Hollie Jean Velasquez Horvath of Denver, a Democrat and resident of the 1st Congressional District, and occasioned by the resignation of Peggy E. Montano of Denver, Colorado, appointed;

for a term expiring April 15, 2019:

Katherine Anne Cattanach of Denver, Colorado, to serve as a Republican from the First Congressional District, appointed.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **HB16-1310** be **postponed indefinitely**.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **HB16-1430** be **postponed indefinitely**.

Education The Committee on Education has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective December 31, 2015, for a term expiring December 31, 2019:

Joan D. Ringel of Denver, Colorado, a Democrat, reappointed.

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
	<p style="text-align: center;">MEMBER OF THE <u>BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY</u></p>	10 11 12 13 14
	effective December 31, 2015, for a term expiring December 31, 2019:	15
	Kelly Jean Brough of Denver, Colorado, a Democrat, appointed.	16 17 18 19
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 placed on the consent calendar and confirmed:	20 21 22 23 24 25 26 27
	<p style="text-align: center;">MEMBER OF THE <u>BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY</u></p>	28 29 30 31 32 33 34 35 36 37
	effective December 31, 2015 for a term expiring December 31, 2019:	38
	Betty Cox Bechtel of Grand Junction, Colorado, a Democrat, reappointed.	39 40 41 42 43
Local Government	The Committee on <u>Local Government</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:	44 45 46 47 48 49 50 51 52 53 54 55
	<p style="text-align: center;"><u>EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS</u></p>	56 57 58 59
	effective May 1, 2015, and for a term expiring at the pleasure of the Governor:	60
	Irving Leslie Halter of Colorado Springs, Colorado, and occasioned by the resignation of Reeves Brown of Fruita, Colorado, appointed.	61 62 63 64 65 66 67
Local Government	After consideration on the merits, the Committee recommends that SCR16-005 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	
	Amend printed concurrent resolution, page 3, line 7, after the period add "NOTHING IN THIS SECTION, AS AMENDED, SHALL BE CONSTRUED TO EXTINGUISH OR OTHERWISE LIMIT THE TERM OF A COUNTY SURVEYOR SERVING A TERM OR ELECTED TO SERVE A TERM COMMENCING IN JANUARY 2017."	
Legislative Council	After consideration on the merits, the Committee recommends that SB16-163 be referred to the Committee of the Whole with favorable recommendation.	
Health & Human Services	The Committee on <u>Health & Human Services</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:	
	<p style="text-align: center;">MEMBER OF THE <u>HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD</u></p>	

for a term expiring May 15, 2017:

Ann Marie King White, CPA of Brighton, Colorado, a member of a statewide organization of hospitals, reappointed;

for a term expiring May 15, 2019:

William Patrick Heller of Denver, Colorado, an employee of the state department, reappointed;

for a term expiring May 15, 2017:

Christopher Daniel Rieber of Castle Rock, Colorado, an employee of a safety-net hospital in Colorado, and occasioned by the resignation of James E. Shmerling of Denver, Colorado, appointed.

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 TRAUMATIC BRAIN INJURY TRUST FUND BOARD

for a term expiring on June 30, 2018:

Wendy Deats Turman of Denver, Colorado, reappointed.

for a term expiring on June 30, 2018:

Patrick E. Schniederjan, MA, NCSP of Grand Junction, Colorado, appointed.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB16-199** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill page 3, strike lines 14 and 15 and substitute:

"(d) (I) THE STATE DEPARTMENT, WITH THE PARTICIPATION OF COLORADO PACE ORGANIZATIONS, SHALL DEVELOP AN ACTUARIALLY SOUND UPPER".

Page 3, line 17, strike "LEGISLATION" and substitute "LAW".

Page 3, line 20, after the period add "THE STATE DEPARTMENT SHALL CONTRACT WITH AN ACTUARY THAT HAS EXPERIENCE WITH THE METHODS DESCRIBED IN THIS PARAGRAPH (d)".

Page 3, line 21, strike "(e)" and substitute "(II)".

Reletter succeeding paragraph accordingly.

Page 3, line 22, after "PROVIDE" insert "TO THE CONTRACTED ACTUARY".

Page 4, strike lines 4 and 5 and substitute "PAYMENT LIMIT".

Page 4, after line 5 insert:

"(III) NOTWITHSTANDING THE PROVISIONS OF THIS PARAGRAPH (d) TO THE CONTRARY, THE STATE DEPARTMENT SHALL NOT BE REQUIRED TO DEVELOP AN UPPER PAYMENT LIMIT METHODOLOGY PURSUANT TO THIS

PARAGRAPH (d) OR COMPLY WITH THE REQUIREMENTS OF SUBPARAGRAPH (I) OF PARAGRAPH (e) OF THIS SUBSECTION (12) IF THE STATE DEPARTMENT DOES NOT RECEIVE SUFFICIENT GIFTS, GRANTS, AND DONATIONS TO FUND THE CONTRACT FOR ACTUARIAL SERVICES PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH (d).".

Page 4, line 6, strike "UNTIL" and substitute "CONTINGENT UPON ANY NECESSARY FEDERAL APPROVAL, UNTIL".

Page 4, line 13, strike "(f)" and substitute "(e)".

Page 4, line 14, strike "STATE BOARD" and substitute "EXECUTIVE DIRECTOR".

Page 5, line 10, before "add" insert "amend (3); and".

Page 5, strike line 13 and substitute "**program-state PACE ombudsman.** (3) Local ombudsman programs THAT ARE PART OF THE OFFICE OF THE STATE LONG-TERM CARE OMBUDSMAN shall be established statewide. Such programs shall be operated by the state department under contract, grant, or agreement between the state department and a public agency or an appropriate private nonprofit organization. Personnel of local programs shall be trained and designated as qualified representatives of the office in accordance with section 26-11.5-105 (1) (b).

(4) A STATE PACE OMBUDSMAN".

Page 5, line 19, after "FACILITIES" insert "AND PROVIDE TO ALL PACE PARTICIPANTS, IN WRITING,".

Page 6, line 1, after "resident" insert "OR PACE PARTICIPANT".

Page 6, line 2, after "resident" insert "OR PACE PARTICIPANT".

Page 6, line 4, after "resident" insert "OR PACE PARTICIPANT".

Page 6, line 13, before "(4) (a)" insert "(2) introductory portion and".

Page 6, line 18, after "office" insert "OR TO THE STATE PACE OMBUDSMAN" and strike "its" and substitute "its OMBUDSMAN".

Page 7, line 5, strike "(1) (a)" and substitute "(1) (a), (1) (b),".

Page 7, line 11, after "facilities" insert "OR PACE PROGRAMS".

Page 7, after line 14 insert:

"(b) Establish procedures to assure that information contained in any files maintained in accordance with the state long-term care ombudsman program shall be disclosed only at the discretion of the state long-term care ombudsman OR THE STATE PACE OMBUDSMAN, AS APPLICABLE, and that the identity of a complainant be disclosed only with the written consent of such complainant or in accordance with a court order;".

Page 7, line 27, after "ORGANIZATION" insert "OR OF ANY PUBLIC AGENCY, INCLUDING THE STATE DEPARTMENT OF HUMAN SERVICES AND COUNTY DEPARTMENTS OF SOCIAL SERVICES,".

Page 8, strike lines 3 and 4.

Reletter succeeding paragraphs accordingly.

Page 8, line 26, strike "(2)" and substitute "(3)".

Renumber succeeding subsection accordingly.

Page 9, line 6, after "(3)" insert "(a)".

Page 9, line 8, after "OF" insert "ESTABLISHING THE STATE PACE OMBUDSMAN AND".

Page 9, after line 8 insert:

"(b) THE PACE OMBUDSMAN FUND, REFERRED TO IN THIS PARAGRAPH (b) AS THE "FUND" IS HEREBY CREATED IN THE STATE TREASURY. THE FUND CONSISTS OF GIFTS, GRANTS, AND DONATIONS CREDITED TO THE FUND PURSUANT TO THIS SUBSECTION (3) AND ANY OTHER MONEY THAT THE GENERAL ASSEMBLY MAY APPROPRIATE OR TRANSFER TO THE FUND. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE FUND TO THE FUND. ANY UNEXPENDED AND UNENCUMBERED MONEY REMAINING IN THE FUND AT THE END OF A FISCAL YEAR SHALL REMAIN IN THE FUND AND SHALL NOT BE TRANSFERRED TO ANY OTHER FUND. SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY, THE STATE DEPARTMENT MAY EXPEND MONEY FROM THE FUND FOR PURPOSES OF ESTABLISHING THE STATE PACE OMBUDSMAN PURSUANT TO THIS ARTICLE.

(c) (I) NOTWITHSTANDING THE PROVISIONS OF THIS ARTICLE TO THE CONTRARY, IF IN ANY OF STATE FISCAL YEARS 2016-17 THROUGH 2020-21 THE STATE DEPARTMENT DOES NOT RECEIVE SUFFICIENT GIFTS, GRANTS, OR DONATIONS NECESSARY TO FUND A STATE PACE OMBUDSMAN TO CARRY OUT THE DUTIES SET FORTH IN THIS SECTION, A STATE PACE OMBUDSMAN SHALL NOT BE ESTABLISHED IN THE STATE LONG-TERM CARE OMBUDSMAN PROGRAM.

(II) THIS PARAGRAPH (c) IS REPEALED, EFFECTIVE JULY 1, 2021."

Page 9, before line 9 insert:

"SECTION 10. In Colorado Revised Statutes, add 26-11.5-114 as follows:

26-11.5-114. Stakeholder process - state PACE ombudsman - reporting. (1) THE STATE DEPARTMENT SHALL CONVENE A STAKEHOLDER GROUP FOR PURPOSES OF DEVELOPING LEGISLATION TO BE INTRODUCED DURING THE 2017 LEGISLATIVE SESSION CONCERNING A COMPREHENSIVE STATEWIDE PACE OMBUDSMAN PROGRAM ESTABLISHED IN THE STATE LONG-TERM CARE OMBUDSMAN PROGRAM THAT INCLUDES LOCAL PACE OMBUDSMEN.

(2) THE STAKEHOLDER GROUP SHALL INCLUDE, AT A MINIMUM:
(a) THE STATE PACE OMBUDSMAN, ONCE ESTABLISHED;
(b) THE STATE LONG-TERM CARE OMBUDSMAN AND ONE OR MORE LOCAL OMBUDSMEN;
(c) REPRESENTATIVES OF PACE ORGANIZATIONS;
(d) COMMUNITY ADVOCATES; AND
(e) ANY OTHER INTERESTED STAKEHOLDERS, INCLUDING REPRESENTATIVES OF STATE AGENCIES, AS DETERMINED BY THE STATE DEPARTMENT.

(3) THE STAKEHOLDER GROUP SHALL CONSIDER THE NUMBER AND LOCATION OF ANY NECESSARY LOCAL PACE OMBUDSMEN AND PROJECTED SERVICE LEVELS FOR THE COMPREHENSIVE STATEWIDE PACE OMBUDSMAN PROGRAM.

(4) THE STATE DEPARTMENT SHALL REPORT ON THE WORK OF THE STAKEHOLDER GROUP TO THE JOINT BUDGET COMMITTEE AND TO THE STATE DEPARTMENT'S LEGISLATIVE COMMITTEE OF REFERENCE AS PART OF THE AGENCY'S ANNUAL PRESENTATION PURSUANT TO SECTION 2-7-103, C.R.S., MADE DURING THE INTERIM PRIOR TO THE START OF THE 2017 LEGISLATIVE SESSION."

Renumber succeeding section accordingly.

Health & Human Services	After consideration on the merits, the Committee recommends that HB16-1387 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4 5 6
Health & Human Services	After consideration on the merits, the Committee recommends that HB16-1425 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	7 8 9 10
Legal Services	After consideration on the merits, the Committee recommends that HB16-1257 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	11 12 13 14 15 16
Legislative Council	After consideration on the merits, the Committee recommends that HB16-1172 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	17 18 19 20

SENATE SERVICES REPORT

Correctly Printed: SB16-206 and 208; SJR16-038 and 039.

Correctly Engrossed: SB16-035, 072, 150, 179, 183, and 195; SCR16-002.

Correctly Reengrossed: SB16-077.

Correctly Revised: HB16-1021, 1227, 1256, 1329, 1330, 1333, and 1359.

Correctly Rerevised: HB16-1390, 1397, and 1401.

MESSAGE FROM THE HOUSE

April 28, 2016

Mr. President:

In response to the request of the Senate, the Speaker has appointed Representatives Mitsch Bush, chairman, Becker, K.C., and Rankin as House conferees on the First Conference Committee on SB16-021.

In response to the request of the Senate, the Speaker has appointed Representatives Vigil, chairman, Becker, J., and Ginal as House conferees on the First Conference Committee on SB16-062.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-032 by Senator(s) Marble; also Representative(s) Buck--Concerning the designation of the overpass across United States Interstate Highway 25 at Kechter Road in Fort Collins as the "Buchanan Liberty Bridge".

On motion of Senator Marble, the resolution was read at length.

Amendment No. 1(L.001), by Senator Marble.

Amend printed joint resolution, page 2, after line 17 add:

"WHEREAS, Sergeant Buchanan was one of the proud "Veterans Day Bell Ringers" of Loveland, Colorado, ringing the bells of freedom as has been done since 1918 and representing his city as a recognized regional site and model community for the observance of Veterans Day by the Department of Veterans Affairs; and".

Page 2, after line 27 add:

"WHEREAS, Sergeant Buchanan was resolute in his commitment to his local community, including his successful efforts alongside other community members to save a row of majestic pine trees lining a stretch of Highway 34 previously slated for removal as part of a road expansion project; and".

The amendment was **passed** on the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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 Senator Marble, the resolution, as amended, was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, and Woods.

Senate in recess. Senate reconvened.

SJR16-034 by Senator(s) Lambert and Grantham; also Representative(s) Carver and Lawrence-- Concerning the designation of United States Highway 24 from Mile Marker 298 in Manitou Springs to Mile Marker 283 in Woodland Park as the "SPC Rob Lee Nichols Memorial Highway".

Laid over until Monday, May 2, retaining its place on the calendar.

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".

On motion of Senator Tate, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, and Woods.

SJR16-039 by Senator(s) Scott and Baumgardner; also Representative(s) Willett--Concerning support for the Jordan Cove liquefied natural gas export facility.

On motion of Senator Scott, the resolution was read at length and **adopted** by the following roll call vote:

YES	24	NO	10	EXCUSED	0	ABSENT	1
Aguilar	N	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	A
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

Co-sponsor(s) added: Cadman, Cooke, Crowder, Grantham, Holbert, Lambert, Lundberg, Marble, Neville T., Scheffel, Sonnenberg, and Woods.

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:

HB16-1333 by Representative(s) Lee; also Senator(s) Scheffel and Heath--Concerning laws governing partnerships codified in title 7 of the Colorado Revised Statutes.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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**.

HB16-1330 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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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**.

HB16-1329 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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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**.

SB16-195

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.

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The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

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Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Cooke, Crowder, Donovan, Heath, Hill, Jahn, Johnston, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Roberts, Scott, and Woods.

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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, and, in connection therewith, making an appropriation.

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The question being "Shall the bill pass?", the roll call was taken with the following result:

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YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

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A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

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Co-sponsor(s) added: Crowder, Hodge, Kefalas, Martinez Humenik, Merrifield, Newell, Tate, and Todd.

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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:

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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.

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The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Roberts, and Todd.

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.

A majority of those elected to the Senate having voted in the affirmative, Senator Scheffel was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.30), by Senator Heath.

Amend engrossed bill, page 5, after line 25 insert:

"SECTION 2. Appropriation. For the 2016-17 state fiscal year, \$25,000 is appropriated to the legislative department. This appropriation is from the general fund. The department may use this appropriation to implement this act."

Renumber succeeding section accordingly.

The amendment was **passed** on the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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 those elected to the Senate having voted in the affirmative, Senator Scheffel was given permission to offer a third reading amendment.

Third Reading Amendment No. 2(L.29), by Senators Scheffel and Kerr.

Amend engrossed bill, page 5, after line 25 insert:

"SECTION 2. Appropriation. For the 2016-17 state fiscal year,

\$25,000 is appropriated to the legislative department. This appropriation is from the general fund. The department may use this appropriation to implement this act.".

Renumber succeeding section accordingly.

The amendment was **passed** on the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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	9	NO	25	EXCUSED	0	ABSENT	1
Aguilar	N	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	N	Hodge	N	Marble	N	Steadman	N
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	Y	Neville T.	N	Ulibarri	A
Garcia	N	Jones	Y	Newell	N	Woods	N
Grantham	Y	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	N	Scheffel	Y		

Less than a majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, **lost**.

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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	0	ABSENT	1
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	A
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, Garcia, Guzman, Heath, Kefalas, Merrifield, and Newell.

HB16-1359 by Representative(s) Salazar; also Senator(s) Guzman--Concerning the use of medical marijuana while on probation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	1	EXCUSED	0	ABSENT	1
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	A
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: Heath and Merrifield.

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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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, Holbert, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Scheffel, Scott, Sonnenberg, and Woods.

RECONSIDERATION OF SB16-183

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.

Having voted on the prevailing side, Senator Kerr moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB16-183**.

Less than a majority of all members elected to the Senate having voted in the affirmative, the motion for reconsideration failed.

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

SB16-072 by Senator(s) Kerr, Kefalas, Newell, Crowder, Garcia, Aguilar, Heath, Hodge, Jahn, Johnston, Merrifield, Todd; also Representative(s) Garnett and Wilson--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", and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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, Cadman, Cooke, Guzman, Hill, Holbert, Marble, Martinez Humenik, Neville T., Roberts, Scott, Sonnenberg, Tate, and Woods.

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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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, Garcia, Grantham, Hodge, Holbert, Jahn, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Tate, Todd, and Woods.

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Senator Sonnenberg was added as a Senate joint prime sponsor with Senator Johnston and Representatives Rankin and Young on SB16-035.

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Senator Sonnenberg was added as a Senate joint prime sponsor with Senator Todd and Representative Becker J. on SB16-104.

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

SB16-035 by Senator(s) Johnston and Sonnenberg; also Representative(s) Rankin and Young-- 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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	31	NO	3	EXCUSED	0	ABSENT	1
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	N	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	A
Garcia	Y	Jones	N	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: Donovan, Garcia, Guzman, Heath, Hodge, Holbert, Kefalas, Kerr, Merrifield, Newell, Steadman, and Todd.

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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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, Garcia, Guzman, Heath, Hodge, Jahn, Kefalas, Kerr, Merrifield, Newell, Steadman, Todd, and Woods.

RECONSIDERATION OF SB16-035

SB16-035 by Senator(s) Johnston and Sonnenberg; also Representative(s) Rankin and Young-- 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.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB16-035**.

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:

SB16-035 by Senator(s) Johnston and Sonnenberg; also Representative(s) Rankin and Young-- 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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	0	ABSENT	1
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	A
Garcia	Y	Jones	N	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**.

RECONSIDERATION OF SB16-183

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.

Having voted on the prevailing side, Senator Baumgardner moved for reconsideration of
the last Senate action, Third Reading of Bills -- Final Passage, on **SB16-183**.

Reconsideration was granted by unanimous consent.

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:

SB16-183 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.

The question being "Shall the bill, as amended, pass?", the roll call was taken with the
following result:

YES	30	NO	4	EXCUSED	0	ABSENT	1
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	Hill	Y	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	A
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,
as amended, was **passed**.

Co-sponsor(s) added: Aguilar, Donovan, Guzman, Heath, Jahn, Kefalas, Martinez
Humenik, Newell, Roberts, and Todd.

RECONSIDERATION OF HB16-1227

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.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB16-1227**.
 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:

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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	0	ABSENT	1
Aguilar	Y	Heath	Y	Lambert	N	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	A
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**.

MESSAGE FROM THE HOUSE

April 29, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1453, 1194, 1457.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1437, amended as printed in House Journal, April 28.
 HB16-1362, amended as printed in House Journal, April 28.
 HB16-1398, amended as printed in House Journal, April 28.
 HB16-1450, amended as printed in House Journal, April 28.
 HB16-1420, amended as printed in House Journal, April 28.
 HB16-1446, amended as printed in House Journal, April 28.
 HB16-1439, amended as printed in House Journal, April 28.
 HB16-1394, amended as printed in House Journal, April 28.
 HB16-1438, amended as printed in House Journal, April 28.
 HB16-1393, amended as printed in House Journal, April 28.
 HB16-1443, amended as printed in House Journal, April 28.
 HB16-1112, amended as printed in House Journal, April 28.
 HB16-1117, amended as printed in House Journal, April 28.

HB16-1178, amended as printed in House Journal, April 28.
HB16-1222, amended as printed in House Journal, April 28.
HB16-1440, amended as printed in House Journal, April 28, and amended on
Third Reading as printed in House Journal, April 29.
HB16-1451, amended as printed in House Journal, April 28.

The House has passed on Third Reading and returns herewith SB16-142, 182, 164,
124, 192, 073, 165.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB16-106, amended as printed in House Journal, April 28.
SB16-006, amended as printed in House Journal, April 28.
SB16-177, amended as printed in House Journal, April 28.

MESSAGE FROM THE REVISOR OF STATUTES

April 29, 2016

We herewith transmit:

Without comment, HB16-1194, 1453, and 1457.
Without comment, as amended, HB16-1112, 1117, 1178, 1222, 1362, 1393, 1394, 1398,
1420, 1437, 1438, 1439, 1440, 1443, 1446, 1450, and 1451.
Without comment, as amended, SB16-006, 106, and 177.

Committee On motion of Senator Sonnenberg, the Senate resolved itself into the Committee of the
of the Whole Whole for consideration of General Orders--Second Reading of Bills, and Senator
Sonnenberg 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:

SB16-181 by Senator(s) Woods and Jahn, Aguilar, Carroll, Cooke, Guzman, Hill, Kerr, Lundberg,
Marble, Martinez Humenik, Newell, Scheffel, Steadman, Todd; also Representative(s)
Kagan and Dore, Garnett, Wist--Concerning the sentencing of persons convicted of class 1
felonies committed while the persons were juveniles.

Laid over until Monday, May 2, retaining its place on the calendar.

HB16-1377 by Representative(s) Primavera, Joshi, Coram, Landgraf, McCann, Moreno, Tyler; also
Senator(s) Lambert--Concerning the creation of a task force on the collection and security
of digital images of evidence of child abuse or neglect.

Laid over until Monday, May 2, retaining its place on the calendar.

SB16-187 by Senator(s) Hill; also Representative(s) Williams and Sias--Concerning measures
affecting the operation of charter schools.

Laid over until Monday, May 2, retaining its place on the calendar.

SB16-188	by Senator(s) Hill; also Representative(s) Williams and Sias--Concerning increasing charter schools' access to resources.	1
		2
		3
	Laid over until Monday, May 2, retaining its place on the calendar.	4
		5
		6
HB16-1320	by Representative(s) Foote and Carver; also Senator(s) Cooke--Concerning the regulation of massage therapy to modify practices that are linked to criminal behavior.	7
		8
		9
	<u>Amendment No. 1, Judiciary Committee Amendment.</u>	10
	(Printed in Senate Journal, April 26, page(s) 861-862, and placed in members' bill files.)	11
		12
	<u>Amendment No. 2(L.021), by Senator Cooke.</u>	13
		14
	Amend the Judiciary Committee Report, dated April 25, 2016, page 2,	15
	line 1, after "touch" insert "OR HEALING TOUCH".	16
		17
	Page 2 of the report, strike " and Asian or polarity bodywork therapy, "	18
	and substitute " and Asian or polarity bodywork therapy ".	19
		20
	Page 2 of the report, line 3, strike "AND HEALING TOUCH;".	21
		22
	Page 2 of the report, line 11, strike "BUSINESS OR".	23
		24
	Page 5 of the reengrossed bill, line 14, strike "(a)".	25
		26
	Page 5 of the bill, strike lines 20 through 27.	27
		28
	Page 6 of the bill, strike lines 1 through 7.	29
		30
		31
	<u>Amendment No. 3(L.023), by Senator Lundberg.</u>	32
		33
	Amend reengrossed bill, page 9, strike lines 3 through 14 and substitute	34
	"SUBDIVISION MAY INSPECT MASSAGE BUSINESSES UPON COMPLAINT OF	35
	ILLEGAL ACTIVITY AND ENSURE THAT THE PEOPLE PERFORMING MASSAGE	36
	THERAPY ARE LICENSEES. A CITY, COUNTY, CITY AND COUNTY, OR OTHER	37
	POLITICAL SUBDIVISION SHALL NOT CHARGE A FEE FOR THE INSPECTION	38
	OR LICENSE VERIFICATION.".	39
		40
		41
	<u>Amendment No. 4(L.022), by Senator Newell.</u>	42
		43
	Amend reengrossed bill, page 4, line 1, strike "IS" and substitute "WILL	44
	BE".	45
		46
	Page 4, strike line 2 and substitute "AGE AT THE TIME OF LICENSURE".	47
		48
		49
	As amended, ordered revised and placed on the calendar for third reading and final	50
	passage.	51
		52
		53
SB16-146	by Senator(s) Steadman; also Representative(s) Esgar--Concerning modernizing statutes related to sexually transmitted infections.	54
		55
		56
	<u>Amendment No. 1, Judiciary Committee Amendment.</u>	57
	(Printed in Senate Journal, April 27, page(s) 885-889 and placed in members' bill files.)	58
		59
	<u>Amendment No. 2(L.015), by Senator Lundberg.</u>	60
		61
	Amend the Judiciary Committee Report, dated April 26, 2016, page 2,	62
	lines 17 and 18, strike "OR PREVENTION SERVICES".	63
		64
		65
	As amended, ordered engrossed and placed on the calendar for third reading and final	66
	passage.	67

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Sonnenberg, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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: SB16-146 as amended, HB16-1320 as amended.
Laid over until Monday, May 2: SB16-181, HB16-1377, SB16-187, SB16-188.

Committee of the Whole On motion of Senator Sonnenberg, the Senate resolved itself into the Committee of the Whole for consideration of Special Orders--Second Reading of Bills, and Senator Sonnenberg 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:

SB16-104 by Senator(s) Todd and Sonnenberg, Garcia, Johnston, Kerr, Merrifield, Newell; also Representative(s) Becker J., Rankin--Concerning incentives to become a teacher in a rural school district of Colorado.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, March 7, page(s) 350-351, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 27, page(s) 891-892, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 20, page(s) 793-794 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 27, page(s) 893 and placed in members' bill files.)

Amendment No. 3(L.014), by Senators Crowder and Heath.

Amend the Judiciary Committee Report, dated April 19, 2016, page 1, strike lines 19 through 21.

Amendment No. 4(L.015), by Senator Lundberg.

Amend the Judiciary Committee Report, dated April 19, 2016, page 1, strike lines 7 through 17 and substitute:

"SECTION 2. In Colorado Revised Statutes, 6-16-103, amend (7) introductory portion, (7) (f), and (7) (g); and add (7) (h) as follows:
6-16-103. Definitions. As used in this article, unless the context otherwise requires:
(7) "Paid solicitor" means a person who, for monetary compensation, performs any service in which contributions will be solicited in this state by such compensated person or by any compensated person he or she employs, procures, or engages directly or indirectly to solicit for contributions. The following persons are not "paid solicitors":
(f) A person whose only responsibility in connection with a charitable contribution is to provide a merchant account to process credit card payments using the internet; or
(g) A person who prepares a grant application for a charitable organization or purpose, unless the person's compensation is computed on the basis of funds to be raised or actually raised as a result of the grant application; OR
(h) A PERSON WHO PROVIDES ANY SERVICE OR PRODUCT TO A CHARITABLE ORGANIZATION WHO DOES NOT DIRECTLY SOLICIT FOR A CHARITABLE CONTRIBUTION."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB16-1034 by Representative(s) Sias; also Senator(s) Garcia--Concerning emergency medical responder registration in the department of public health and environment, and, in connection therewith, making an appropriation.

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 Sonnenberg, the report of the Committee of the Whole was adopted on the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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: SB16-104 as amended, HB16-1129 as amended, HB16-1034.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1442, SB16-198, HB16-1080, HB16-1311, HB16-1177, HB16-1423, HB16-1432, and HB16-1302 were made Special Orders at 1:19 p.m.

Committee of the Whole The hour of 1:19 p.m. having arrived, Senator Sonnenberg moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Sonnenberg 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:

HB16-1442 by Representative(s) Ryden, Court, Thurlow, Vigil; also Senator(s) Ulibarri--Concerning technical modifications to laws enacted in 2014 governing the administration of nonpartisan elections conducted by a local government that are not coordinated by a county clerk and recorder.

Ordered revised and placed on the calendar for third reading and final passage.

SB16-198 by Senator(s) Holbert; also Representative(s) Kraft-Tharp--Concerning the standards applicable to documents used by workers' compensation insurance carriers in Colorado, and, in connection therewith, requiring advisory organizations and rating organizations to file sample forms of policies, riders, letters, notices, and other documents to the commissioner of insurance.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 908, and placed in members' bill files.)

Amendment No. 2(L.002), by Senator Holbert.

Amend the Business, Labor, and Technology Committee Report, dated April 27, 2016, page 2, line 3, after "new" insert "OR REVISED".

Page 2 of the report, strike line 6 and substitute:

~~"endorsements, riders, letters, notices, or other documents.~~ UNLESS A CARRIER NOTIFIES THE DIVISION OF INSURANCE OTHERWISE, POLICY FORMS SUBMITTED ON BEHALF OF A MEMBER OF AN ADVISORY ORGANIZATION OR RATING ORGANIZATION ARE DEEMED TO BE AUTOMATICALLY ADOPTED BY THE CARRIER WITHOUT MODIFICATION."

Page 4 of the printed bill, line 12, after "new" insert "OR REVISED".

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 905, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

Ordered revised and placed on the calendar for third reading and final passage.

Ordered revised and placed on the calendar for third reading and final passage.

As amended, ordered revised and placed on the calendar for third reading and final passage.

Ordered revised and placed on the calendar for third reading and final passage.

As amended, 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 Sonnenberg, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Passed on second reading: SB16-198 as amended, HB16-1442, HB16-1080 as amended, HB16-1311, HB16-1177, HB16-1423 as amended, HB16-1432, HB16-1302 as amended.

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 Friday, April 29 was laid over until Monday, May 2, retaining its place on the calendar.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Scheffel, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
COLORADO HOUSING AND FINANCE AUTHORITY
BOARD OF DIRECTORS

for terms expiring July 1, 2019:

- Cecilia K. Sanchez de Ortiz of Denver, Colorado, to serve as a member representing the public, reappointed;
- Julie J. Brewen of Bellvue, Colorado, to serve as a member representing the public, appointed.

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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 Consideration of Governor's Appointments Calendar (Members of the Board of Governors of the Colorado State University System) of Friday, April 29 was laid over until Monday, May 2, retaining its place on the calendar.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-030, 041, 065, 158, 166, 171, and 172.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HJR16-1019 was made Special Orders at 1:50 p.m.

SPECIAL ORDERS -- CONSIDERATION OF RESOLUTIONS

HJR16-1019 by Representative(s) Fields; also Senator(s) Tate--Concerning the designation of May 2, 2016, as "Children's Health Day" in Colorado.

Amendment No. 1(L.003), by Senator Tate.

Amend engrossed joint resolution, page 2, strike lines 1 through 33.

Page 3, strike lines 1 through 35 and substitute:

"WHEREAS, About one in four Colorado children is estimated to be overweight or obese; and

WHEREAS, An estimated 270,000 children (about 22% of all children) were living in households experiencing hunger in 2009, an 86% increase since 2002; and

WHEREAS, Two of three children exercise 20 minutes or less, four times or fewer per week, nowhere near the recommended one hour per day of exercise for all kids; and

WHEREAS, There is a link between a lack of consumption of fresh produce and lean meats and obesity; and access to such food is often limited in rural areas; and

WHEREAS, Low-cost and convenient foods tend to be more highly processed and calorie-dense than more expensive foods and may not provide children with the vitamins and nutrients their brains and bodies need to develop healthily; and

WHEREAS, On average, between 2010 and 2012, 35% of Colorado families with children between the ages of 1 and 14 reported that they often or sometimes relied on low-cost foods to feed their family due to limited resources; and

WHEREAS, Ensuring that all kids have knowledge of and access to adequate healthy food and safe places to exercise and play is essential to ending both malnutrition and obesity in Colorado's kids; and

WHEREAS, According to the Children's Campaign 2010 survey of the nutrition, physical activity, and physical education (P.E.) policies of 23 of Colorado's largest school districts, representing about 80% of all Colorado students in public schools:

- ! Only four of the 23 districts provide that all school snacks for all students meet nutritional standards; and
- ! Only four of the districts require P.E. for elementary and middle school students; and

WHEREAS, Colorado is the leanest state in the nation for adults, but Colorado children dropped in ranking from 3rd to 23rd leanest in the nation between 2003 and 2007; and

WHEREAS, Between 2003 and 2007, the number of obese 10- to 17-year-olds rose from 48,000 to 72,000; and

WHEREAS, Gov. John W. Hickenlooper stated on March 24, 2014, "There is nothing more important to Colorado's future than the success of our children and our ability to capitalize on the opportunities of our future work force leaders, parents, and citizens"; and

WHEREAS, Fifth grade children of Indian Ridge Elementary of the Cherry Creek School District, in partnership with the Living Closer Foundation, have visited the legislature for three consecutive years to:

- ! Promote children's health, including proper nutrition and a healthy diet;
- ! Help all Colorado kids to be ShFat That! kids by providing

- nutrition education in schools, which includes scientific knowledge of the adverse effects of excessive sugar consumption on the human body, and using the student-initiated ShFat That! program best practices, which include: drinking water, not juice or soda; eating real food while limiting processed and junk food; and playing outside every day;
- ! Promote a Recommended Daily Allowance (RDA) of sugar and extol manufacturers who show a percentage of RDA on the nutrition labels of all food packaging;
- ! Promote listing the types of sugar and sugar substitutes on nutrition labels; and
- ! Promote awareness of the manner in which government subsidies in agriculture have distorted our food markets, affecting sweeteners; now, therefore,".

Page 4, strike lines 6 through 33 and substitute:

- "(2) Believe that providing children in child care, school, and community settings with nutritious foods and plenty of opportunities for exercise are important steps to giving children a healthy start in life; and
- (3) Encourage schools, health professionals, and organizations to design activities and educational programs on "Children's Health Day" that meet the needs of individual communities.

Be It Further Resolved, That copies of this Joint Resolution be sent to: Bill Jaeger, Vice President, Colorado Children's Campaign; Dr. Jandel T. Allen-Davis, Vice President of Government, External Relations, and Research, Kaiser Permanente; Ellen Steiner, Policy Coordinator at Colorado Children's Hospital; Dr. Richard J. Johnson, Professor in the Department of Medicine at the University of Colorado Anschutz Medical Campus; Dr. Stephen R. Daniels, Chairman of the Department of Pediatrics at the University of Colorado School of Medicine, Children's Hospital Colorado; Jenny Brundin, Education Reporter at Colorado Public Radio; Angie Austin, Morning Anchor of KWGN's morning show "Daybreak"; the Colorado Innovation Network, a division of the Colorado Office of Economic Development and International Trade; Governor John Hickenlooper; Sue Glass, Executive Director, American Diabetes Association; the Living Closer Foundation; Leslie Levine, Technical Assistance & Research Coordinator at LiveWell Colorado; Matthew Jackson, Healthy Food and Beverage Policy Specialist at the Tri-County Health Department; Gerhard Sundborn, Senior Research Fellow at the University of Auckland; Dr. Sundeep Dugar, Professor of Chemistry; and Dr. Kieron Rooney, Researcher in Metabolic Biochemistry."

The amendment was **passed** on the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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 Senator Tate, the resolution, as amended, was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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: Aguilar, Carroll, Crowder, Heath, Kefalas, Kerr, Newell, Roberts, Scheffel, Steadman, Todd, and Woods.

MESSAGE FROM THE HOUSE

April 29, 2016

Mr. President:

The House has adopted the First Report of the First Conference Committee on HB16-1231, as printed in House Journal, April 26, and has repassed the bill as amended.

The House has adopted and returns herewith SJR16-032.

The House has confirmed the appointment of Donna Lynne, DrPH, to the Office of Lieutenant Governor.

The House has voted to concur in the Senate amendments to HB16-1287, 1228, 1101, 1354, 1260, 1309, 1360, 1006, and has repassed the bills as so amended.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 15 (c) was suspended for the purpose of allowing the Senate to consider bills not printed in the Senate General Orders Calendar.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1349, HB16-1402, HB16-1282, HB16-1197, SB16-201, SB16-203, SB16-205, HB16-1425, HB16-1324, SB16-202, HB16-1280, HB16-1373, SB16-163, HB16-1387, SB16-193, SB16-087, HB16-1056, SB16-138, SB16-143, SB16-069 were made Special Orders at 2:22 p.m.

Committee of the Whole

The hour of 2:22 p.m. having arrived, Senator Sonnenberg moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Sonnenberg 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:

HB16-1349	by Representative(s) Ryden and Nordberg, Becker J., Brown, Buck, Buckner, Carver,	1
	Coram, Court, Danielson, Esgar, Foote, Hamner, Humphrey, Landgraf, Lawrence, Lontine,	2
	Melton, Neville P., Pabon, Pettersen, Primavera, Priola, Roupe, Salazar, Sias, Thurlow,	3
	Van Winkle, Vigil, Williams, Wilson, Windholz, Winter, Young; also Senator(s) Carroll--	4
	Concerning continuation of the voluntary contribution to the military family relief fund.	5
		6
	Ordered revised and placed on the calendar for third reading and final passage.	7
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HB16-1282	by Representative(s) Becker K. and Pettersen; also Senator(s) Todd and Tate--Concerning	10
	the alignment of regular biennial school elections with disclosure requirements governing	11
	other election races under the "Fair Campaign Practices Act", and, in connection therewith,	12
	making an appropriation.	13
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	Ordered revised and placed on the calendar for third reading and final passage.	15
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HB16-1402	by Representative(s) Becker K. and Lawrence, Nordberg, Joshi, Klingenschmitt, Wilson,	18
	Dore, Lundeen, Van Winkle, Rankin, Melton, Arndt, Conti, Esgar, Roupe, Thurlow; also	19
	Senator(s) Holbert and Garcia, Steadman, Scott, Tate--Concerning a prohibition on the use	20
	of a device to allow a person to place a wager on a previously run sporting event.	21
		22
	Ordered revised and placed on the calendar for third reading and final passage.	23
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HB16-1197	by Representative(s) Carver and Melton, Lebsock, Priola, Joshi, Roupe, Wist, Windholz,	26
	Lee, Lundeen, McCann, Becker J., Brown, Landgraf, Nordberg, Rosenthal; also Senator(s)	27
	Todd and Crowder--Concerning a requirement that state agencies implement a program to	28
	streamline the granting of occupational credentials to veterans based on military training,	29
	and, in connection therewith, making an appropriation.	30
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	Ordered revised and placed on the calendar for third reading and final passage.	32
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SB16-203	by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Hamner and Rankin,	36
	Young--Concerning the evaluation of state tax expenditures.	37
		38
	<u>Amendment No. 1, Appropriations Committee Amendment.</u>	39
	(Printed in Senate Journal, April 29, page(s) 931-932 and placed in members' bill files.)	40
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	As amended, ordered engrossed and placed on the calendar for third reading and final	42
	passage.	43
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SB16-201	by Senator(s) Grantham, Lambert, Steadman; also Representative(s) Young, Hamner,	46
	Rankin--Concerning revising the child welfare funding mechanism.	47
		48
	Ordered engrossed and placed on the calendar for third reading and final passage.	49
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SB16-205	by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Hamner, Young,	52
	Rankin--Concerning payment for expenses of indigent parents.	53
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	Ordered engrossed and placed on the calendar for third reading and final passage.	55
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HB16-1425	by Representative(s) Hamner; also Senator(s) Roberts--Concerning the requirement for a	58
	licensed child care center to obtain records for a child enrolled in the center on a short-term	59
	basis.	60
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	Ordered revised and placed on the calendar for third reading and final passage.	62
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HB16-1324	by Representative(s) Ginal, McCann, Arndt, Becker K., Brown, Coram, Dore, Lebsock, Vigil, Court, Primavera; also Senator(s) Sonnenberg, Garcia--Concerning the availability of compounded pharmaceutical drugs for use by a veterinarian to treat a patient's emergency condition, and, in connection therewith, making an appropriation.	1
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	<u>Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.</u>	6
	(Printed in Senate Journal, April 27, page(s) 902, and placed in members' bill files.)	7
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	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	9
	(Printed in Senate Journal, April 29, page(s) 929, and placed in members' bill files.)	10
SB16-202	As amended, ordered revised and placed on the calendar for third reading and final passage.	11
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	by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Young, Hamner, Rankin--Concerning increasing access to effective substance use disorder services through designated regional managed service organizations, and, in connection therewith, making an appropriation.	16
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HB16-1280	<u>Amendment No. 1, Appropriations Committee Amendment.</u>	21
	(Printed in Senate Journal, April 29, page(s) 930-931, and placed in members' bill files.)	22
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	24
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	by Representative(s) Winter; also Senator(s) Lambert--Concerning the regulation of air ambulance service, and, in connection therewith, making an appropriation.	28
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HB16-1373	Ordered revised and placed on the calendar for third reading and final passage.	31
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	by Representative(s) Singer; also Senator(s) Holbert and Marble--Concerning requiring school districts to adopt a policy permitting the use of medical marijuana by students authorized to use medical marijuana.	34
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	Laid over until Monday, May 2, retaining its place on the calendar.	38
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SB16-163	by Senator(s) Johnston, Roberts, Steadman, Scheffel; also Representative(s) Kagan, Dore, Foote, McCann--Concerning a study of an organizational recodification of title 12 of the Colorado Revised Statutes governing the regulation of professions and occupations.	41
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	<u>Amendment No. 1, Appropriations Committee Amendment.</u>	45
	(Printed in Senate Journal, April 22, page(s) 824-825, and placed in members' bill files.)	46
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	48
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HB16-1387		51
	by Representative(s) Primavera; also Senator(s) Woods--Concerning health insurance coverage for severe protein allergic conditions.	52
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	Ordered revised and placed on the calendar for third reading and final passage.	55
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	by Senator(s) Cadman and Scheffel; --Concerning the duties of the safe2tell program.	58
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SB16-193	<u>Amendment No. 1, Appropriations Committee Amendment.</u>	61
	(Printed in Senate Journal, April 29, page(s) 924, and placed in members' bill files.)	62
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	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	64
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SB16-087	by Senator(s) Baumgardner; also Representative(s) Tyler--Concerning public utility fee funding for the highway-rail crossing signalization fund.	1 2 3
	Laid over until Monday, May 2, retaining its place on the calendar.	4 5 6
HB16-1056	by Representative(s) Tyler; also Senator(s) Baumgardner and Todd--Concerning a requirement that the holder of an abandoned motor vehicle use the records of a national title search to notify persons with an interest in the motor vehicle that the vehicle has been towed and is subject to sale, and, in connection therewith, making an appropriation.	7 8 9 10 11
	Ordered revised and placed on the calendar for third reading and final passage.	12 13 14
SB16-138	by Senator(s) Scott; --Concerning a study of the delegation of functions of certain regulations related to motor vehicles administered by the department of revenue.	15 16 17
	Laid over until Monday, May 2, retaining its place on the calendar.	18 19 20
SB16-143	by Senator(s) Hill; also Representative(s) Pabon, Young--Concerning a reduction in annual liquor licensing fees for specified licensees.	21 22 23
	Ordered engrossed and placed on the calendar for third reading and final passage.	24 25 26
SB16-069	by Senator(s) Garcia, Newell, Donovan, Lambert, Lundberg, Guzman, Kerr, Merrifield, Ulibarri; also Representative(s) Pabon, Williams, Esgar, Hamner, Lebsock, Salazar, Young--Concerning measures to provide community-based out-of-hospital medical services.	27 28 29 30 31
	<u>Amendment No. 1, Health & Human Services Committee Amendment.</u> (Printed in Senate Journal, January 29, page(s) 79-82, and placed in members' bill files.)	32 33 34
	<u>Amendment No. 2, Appropriations Committee Amendment.</u> (Printed in Senate Journal, April 29, page(s) 928-929, and placed in members' bill files.)	35 36 37
	<u>Amendment No. 3(L.009), by Senator Garcia.</u>	38 39
	Amend the Appropriations Committee Report, dated April 29, 2016, page 1, strike lines 7 through 9.	40 41 42
	Page 1 of the report, strike lines 12 through 15.	43 44
	Page 2 of the report, strike line 1.	45 46
	Page 2 of the report, line 23, strike "EDUCATION." and substitute "EDUCATION.	47 48
	(5) IF AN ENTITY OFFERS COMMUNITY OUTREACH AND HEALTH EDUCATION BEFORE THE EFFECTIVE DATE OF THIS PART 11, THE ENTITY MAY CONTINUE AND NEED NOT COMPLY WITH THIS PART 11.".	49 50 51 52
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	53 54 55 56
		57 58 59
	ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE	60 61 62
	On motion of Senator Sonnenberg, the report of the Committee of the Whole was adopted on the following roll call vote:	63 64 65 66 67

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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: SB16-203 as amended, SB16-201, SB16-205, SB16-202 as amended, SB16-163 as amended, SB16-193 as amended, SB16-143, SB16-069 as amended, HB16-1349, HB16-1282, HB16-1402, HB16-1197, HB16-1425, HB16-1324 as amended, HB16-1280, HB16-1387, HB16-1056.
Laid over until Monday, May 2: HB16-1373, SB16-087, SB16-138.

MESSAGE FROM THE GOVERNOR

April 29, 2016

Colorado Senate
Seventieth General Assembly
State Capitol
Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

SB16-016: CONCERNING THE SCIENTIFIC AND CULTURAL FACILITIES DISTRICT, AND, IN CONNECTION THEREWITH, AMENDING THE BALLOT QUESTION CONCERNING THE EXTENSION OF THE DISTRICT TO BE SUBMITTED TO THE VOTERS AND MODIFYING STATUTORY PROVISIONS CONCERNING THE ADMINISTRATION OF THE DISTRICT.

Approved April 29, 2016, at 1:48 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 15 (c) was suspended for the purpose of allowing the Senate to consider Governor's Appointments -- Consent Calendar not printed in the Senate calendar.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Governor's appointments to the Colorado Tourism Office Board of Directors, Parks and Wildlife Commission, Great Outdoors Colorado Trust Fund, Executive Director of the Department of Local Affairs, Hospital Provider Fee Oversight and Advisory Board, and the Colorado Traumatic Brain Injury Trust Fund Board were made Special Orders at 2:59 p.m.

**SPECIAL ORDERS -- CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

The hour of 2:59 p.m. having arrived, on motion of Majority Leader Scheffel, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2016:

Andrea Fulton of Wheat Ridge, Colorado, to serve as a representative of private travel attractions and casinos, and occasioned by the resignation of Michael Andrew Dudick of Breckenridge, Colorado, appointed.

for a term expiring June 1, 2018:

Kieran Cain of Lafayette, Colorado, to serve as an at large member from tourism-based industries, and occasioned by the resignation of Robert Stinchcomb of Lafayette, Colorado, appointed.

for terms expiring June 1, 2019:

Matthew Skinner of Telluride, Colorado, to serve as a representative of tourism-related transportation industries, reappointed;

Sonia Quinn Riggs of Denver, Colorado, a representative of the food, beverage and restaurant industry, reappointed;

Michael May of Parker, Colorado, a representative of the hotel, motel, and lodging industry, appointed.

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2019:

Christopher James Castilian of Denver, Colorado, to serve as a representative of outdoor recreation and utilizes parks resources, reappointed;

William G. Kane of Basalt, Colorado, to serve as a representative of outdoor recreation and utilizes parks resources, reappointed;

John Vincent Howard of Boulder, Colorado, to serve as a representative of sports persons, reappointed.

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for a term expiring April 15, 2017:

Hollie Jean Velasquez Horvath of Denver, Colorado, a Democrat and resident of the 1st Congressional District, and occasioned by the resignation of Peggy E. Montano of Denver, Colorado, appointed.

for a term expiring April 15, 2019:

Katherine Anne Cattanach of Denver, Colorado, to serve as a Republican from the First Congressional District, appointed.

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF LOCAL AFFAIRS

effective May 1, 2015, and for a term expiring at the pleasure of the Governor:

Irving Leslie Halter of Colorado Springs, Colorado, and occasioned by the resignation of Reeves Brown of Fruita, Colorado, appointed.

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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
HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD

for a term expiring May 15, 2017:

Ann Marie King White, CPA, of Brighton, Colorado, a member of a statewide organization of hospitals, reappointed;

for term expiring May 15, 2019:

William Patrick Heller of Denver, Colorado, an employee of the state department, reappointed;

for a term expiring May 15, 2017:

Christopher Daniel Rieber of Castle Rock, Colorado, an employee of a safety-net hospital in Colorado, and occasioned by the resignation of James E. Shmerling of Denver, Colorado, appointed.

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
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
COLORADO TRAUMATIC BRAIN INJURY TRUST FUND BOARD

for terms expiring on June 30, 2018:

Wendy Deats Turman of Denver, Colorado, reappointed;

for terms expiring on June 30, 2018:

Patrick E. Schniederjan, MA, NCSP, of Grand Junction, Colorado, appointed.

YES	34	NO	0	EXCUSED	0	ABSENT	1
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	A
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Senate in recess.

Senate reconvened.

CHANGE IN SPONSORSHIP

Upon announcement of President Cadman, Representative Ginal was added as a House joint prime sponsor with Representative DelGrosso and Senators Scott and Steadman on SB16-199.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title and referred to the committee indicated:

SJR16-040

by Senator(s) Lundberg; also Representative(s) Singer--Concerning an application to the United States Congress to call a convention under Article V of the Constitution of the United States with the sole agenda of proposing an amendment to the Constitution of the United States to set a limit on the number of terms that a person may be elected as a member of the United States House of Representatives and to set a limit on the number of terms that a person may be elected as a member of the United States Senate.
State, Veterans, & Military Affairs

HJR16-1022

by Representative(s) Hullinghorst and DelGrosso, Duran; also Senator(s) Cadman and Guzman, Scheffel--Establishing procedures for the confirmation of the Governor's appointment to fill a vacancy in the Office of the Lieutenant Governor.

Laid over one day under Senate Rule 30(e).

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

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.
Finance

- HB16-1112** by Representative(s) Landgraf, Lontine, Priola, Roupe, Windholz, Ginal, Carver, Brown, Joshi, Pabon, Rankin, Ryden, Saine, Thurlow; also Senator(s) Crowder--Concerning the creation of the training veterans to train their own service dogs pilot program.
State, Veterans, & Military Affairs
- HB16-1117** by Representative(s) Kagan and Saine, Carver, Lundeen, Court, Becker K., Coram, Dore, Lawrence, Rosenthal, Salazar; also Senator(s) Aguilar and Cooke, Marble--Concerning a requirement that custodial interrogations related to investigations for certain serious felonies be electronically recorded, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB16-1178** by Representative(s) Salazar, Arndt, Becker K., Buckner, Court, Danielson, Duran, Esgar, Fields, Foote, Garnett, Ginal, Hamner, Hullinghorst, Kagan, Lebsock, Lee, Lontine, McCann, Melton, Mitsch Bush, Moreno, Pabon, Pettersen, Primavera, Rosenthal, Ryden, Singer, Tyler, Vigil, Williams, Winter, Young; also Senator(s) Ulibarri--Concerning in-state tuition for American Indians from tribes with historical ties to Colorado, and, in connection therewith, making and reducing an appropriation.
State, Veterans, & Military Affairs
- HB16-1194** by Representative(s) Mitsch Bush and Becker J., Priola, Dore, Rankin, Arndt, Lebsock, Williams, Pabon, Brown, Danielson, Duran, Esgar, Ginal, Vigil; also Senator(s) Sonnenberg--Concerning a temporary income tax deduction for a portion of lease payments received by a qualified taxpayer for leasing the taxpayer's agricultural asset to an eligible beginning farmer or rancher.
Finance
- HB16-1222** by Representative(s) Rankin and Tyler, Dore, Thurlow, Wilson, Garnett, Hamner, Lee, Moreno, Pettersen; also Senator(s) Todd and Hill--Concerning increasing the availability of supplemental online education resources, and, in connection therewith, creating the statewide supplemental online and blended learning program and making an appropriation.
Finance
- HB16-1322** by Representative(s) Pettersen and Coram; also Senator(s) Donovan--Concerning a requirement that health benefit plans required to cover contraception reimburse dispensers for dispensing a multiple-months' supply of prescription contraceptives.
State, Veterans, & Military Affairs
- HB16-1362** by Representative(s) Young; also Senator(s) Martinez Humenik--Concerning the transfer of the functions of the license plate auction group to the Colorado disability funding committee, and, in connection therewith, making an appropriation.
Finance
- HB16-1393** by Representative(s) Esgar and Foote; also Senator(s) Cooke--Concerning procedures for ordered testing for communicable diseases.
State, Veterans, & Military Affairs
- HB16-1394** by Representative(s) Young; also Senator(s) Grantham--Concerning clarifying definitions related to at-risk persons.
Finance
- HB16-1398** by Representative(s) Young and Landgraf; also Senator(s) Martinez Humenik and Steadman--Concerning the requirement that the department of human services use a request-for-proposal process to contract with an entity to implement recommendations of the respite care task force, and, in connection therewith, making an appropriation.
Finance

HB16-1437	by Representative(s) Mitsch Bush and Wilson; also Senator(s) Todd--Concerning the assessment of penalties for school bus stop arm violations. State, Veterans, & Military Affairs	1
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HB16-1438	by Representative(s) Winter; also Senator(s) Martinez Humenik--Concerning the provision of reasonable accommodations by an employer for persons who have a condition related to pregnancy. Business, Labor, & Technology	6
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HB16-1439	by Representative(s) Garnett; also Senator(s) Holbert--Concerning the creation of a new alcohol beverage license under the "Colorado Liquor Code" to permit a lodging and entertainment facility to sell alcohol beverages by the drink for consumption on the licensed premises, and, in connection therewith, allowing the holder of a tavern license to convert the tavern license to a lodging and entertainment license or other appropriate license under specified conditions. Business, Labor, & Technology	11
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HB16-1440	by Representative(s) Wilson and Pettersen; also Senator(s) Johnston and Holbert--Concerning reducing administrative requirements that pertain to the elementary and secondary public education system. Finance	16
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HB16-1443	by Representative(s) Singer; also Senator(s) Heath--Concerning requiring youth sports organizations to inform parents whether the organizations have conducted criminal background checks of persons who work with children. State, Veterans, & Military Affairs	21
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HB16-1446	by Representative(s) Hamner; also Senator(s) Marble--Concerning authorizing a local education provider to determine the language in which a student who is an English language learner takes reading assessments in kindergarten through third grade. State, Veterans, & Military Affairs	26
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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". State, Veterans, & Military Affairs	31
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HB16-1453	by Representative(s) Hamner, Young, Rankin, Hulinghorst, 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. Appropriations	36
		37
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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. Finance	41
		42
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LIEUTENANT GOVERNOR -- APPOINTMENT

Upon announcement by the President, the appointment to the fill the vacancy of Lieutenant Governor of the State of Colorado was assigned to the Committee on State, Veterans, & Military Affairs.

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday, May 2, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

111th Legislative Day Monday, May 2, 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 Merrifield.

Reading of Journal On motion of Senator Steadman, reading of the Journal of Friday, April 29, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB16-209; SJR16-040.

Correctly Engrossed: SB16-069, 104, 143, 146, 163, 193, 198, 201, 202, 203, 205; SJR16-032, 038, and 039.

Correctly Reengrossed: SB16-035, 072, 150, 179, 183, 195; SCR16-002.

Correctly Revised: HB16-1034, 1056, 1080, 1129, 1177, 1197, 1280, 1282, 1302, 1311, 1320, 1324, 1349, 1387, 1402, 1423, 1425, 1432, 1442; HJR16-1019.

Correctly Rerevised: HB16-1021, 1227, 1256, 1329, 1330, 1333, 1359.

Correctly Enrolled: SB16-132.

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.

Senate in recess. Senate reconvened.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for expressions of personal privilege.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (HB16-1373, SB16-087, SB16-138) of Monday, May 2 was laid over to follow the General Orders -- Second Reading of Bills Calendar of Monday, May 2.

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:

SB16-146 by Senator(s) Steadman; also Representative(s) Esgar--Concerning modernizing statutes related to sexually transmitted infections.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	Y	Tate	N
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	Y	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Aguilar, Guzman, Heath, Hodge, Kerr, Merrifield, Newell, Todd, and Ulibarri.

SB16-104 by Senator(s) Todd and Sonnenberg, Garcia, Johnston, Kerr, Merrifield, Newell; also Representative(s) Becker J., Rankin--Concerning incentives to become a teacher in a rural school district of Colorado, 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	N	Hill	Y	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	N
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, Carroll, Crowder, Donovan, Grantham, Guzman, Heath, Hill, Hodge, Jahn, Jones, Kefalas, Martinez Humenik, Roberts, Steadman, and Ulibarri.

HB16-1129 by Representative(s) Lawrence and McCann; also Senator(s) Crowder and Heath--Concerning measures for enhanced enforcement against acts of charitable fraud.

A majority of those elected to the Senate having voted in the affirmative, Senator Lundberg was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.017), by Senator Lundberg.

Amend revised bill, page 4, line 9, strike "and (3.5)".

Page 5, strike lines 3 through 22.

Page 7, strike lines 6 through 27.

Page 8, strike line 1.

Renumber succeeding section accordingly.

The amendment was **passed** on the following roll call vote:

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

The question being "Shall the bill, as amended, 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	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	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: Aguilar, Kefalas, and Lundberg.

HB16-1034 by Representative(s) Sias; also Senator(s) Garcia--Concerning emergency medical responder registration in the department of public health and environment, and, in connection therewith, making an appropriation.

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	N	Scott	N
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	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, Guzman, Heath, Hodge, Johnston, Kefalas, Kerr, Merrifield, Newell, and Todd.

HB16-1442 by Representative(s) Ryden, Court, Thurlow, Vigil; also Senator(s) Ulibarri--Concerning technical modifications to laws enacted in 2014 governing the administration of nonpartisan elections conducted by a local government that are not coordinated by a county clerk and recorder.

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: Heath and Kefalas.

SB16-198 by Senator(s) Holbert; also Representative(s) Kraft-Tharp--Concerning the standards applicable to documents used by workers' compensation insurance carriers in Colorado, and, in connection therewith, requiring advisory organizations and rating organizations to file sample forms of policies, riders, letters, notices, and other documents to the commissioner of insurance.

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: Cooke, Heath, Jahn, Marble, Martinez Humenik, Neville T., Sonnenberg, Tate, and Woods.

HB16-1311 by Representative(s) Salazar; also Senator(s) Carroll and Marble--Concerning court orders requiring payment of monetary amounts.

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	N	Scott	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	N
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	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: Aguilar and Heath.

HB16-1177 by Representative(s) Buckner and Pettersen; also Senator(s) Hill--Concerning the continuation of the council of higher education representatives.

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	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
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: Guzman, Heath, Holbert, Kefalas, Kerr, Martinez Humenik, and Todd.

HB16-1432 by Representative(s) Winter; also Senator(s) Kerr--Concerning the rights of private sector employees to inspect their personnel files.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	Y	Tate	N
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	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Aguilar, Crowder, Guzman, Heath, Hodge, Jones, Kefalas, Steadman, and Todd.

HB16-1302 by Representative(s) Duran and DelGrosso; also Senator(s) Newell--Concerning the alignment of the Colorado statutes with the federal "Workforce Innovation and Opportunity Act" through the "Colorado Career Advancement Act".

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	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	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, Carroll, Crowder, Guzman, Heath, Johnston, Jones, Kefalas, Kerr, Merrifield, and Todd.

HB16-1349 by Representative(s) Ryden and Nordberg, Becker J., Brown, Buck, Buckner, Carver, Coram, Court, Danielson, Esgar, Foote, Hamner, Humphrey, Landgraf, Lawrence, Lontine, Melton, Neville P., Pabon, Pettersen, Primavera, Priola, Roupe, Salazar, Sias, Thurlow, Van Winkle, Vigil, Williams, Wilson, Windholz, Winter, Young; also Senator(s) Carroll--Concerning continuation of the voluntary contribution to the military family relief fund.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	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	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: Aguilar, Baumgardner, Cooke, Crowder, Donovan, Garcia, Guzman, Heath, Hodge, Johnston, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Scott, Todd, and Ulibarri.

HB16-1282 by Representative(s) Becker K. and Pettersen; also Senator(s) Todd and Tate--Concerning the alignment of regular biennial school elections with disclosure requirements governing other election races under the "Fair Campaign Practices Act", and, in connection therewith, 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: Kefalas.

HB16-1402 by Representative(s) Becker K. and Lawrence, Nordberg, Joshi, Klingenschmitt, Wilson, Dore, Lundeen, Van Winkle, Rankin, Melton, Arndt, Conti, Esgar, Roupe, Thurlow; also Senator(s) Holbert and Garcia, Steadman, Scott, Tate--Concerning a prohibition on the use of a device to allow a person to place a wager on a previously run sporting event.

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	N	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	N	Jahn	N	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: Cadman, Grantham, Heath, Lambert, and Neville T.

HB16-1197 by Representative(s) Carver and Melton, Lebsock, Priola, Joshi, Roupe, Wist, Windholz, Lee, Lundeen, McCann, Becker J., Brown, Landgraf, Nordberg, Rosenthal; also Senator(s) Todd and Crowder--Concerning a requirement that state agencies implement a program to streamline the granting of occupational credentials to veterans based on military training, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	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	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: Heath, Jones, Kefalas, Kerr, Martinez Humenik, Newell, and Roberts.

SB16-201 by Senator(s) Grantham, Lambert, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning revising the child welfare funding mechanism.

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, Heath, Kefalas, Kerr, Newell, and Todd.

SB16-203 by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Hamner and Rankin, Young--Concerning the evaluation of state tax expenditures, and, in connection therewith, 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: Kefalas.

SB16-205 by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Hamner, Young, Rankin--Concerning payment for expenses of indigent parents.

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: Newell.

HB16-1425 by Representative(s) Hamner; also Senator(s) Roberts--Concerning the requirement for a licensed child care center to obtain records for a child enrolled in the center on a short-term basis.

A majority of those elected to the Senate having voted in the affirmative, Senator Neville was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.004), by Senator Neville.

Amend revised bill, page 2, line 16, strike "WHICH IS LOCATED AT A SKI AREA,".

The amendment **lost** on the following roll call vote:

YES	12	NO	23	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	Lambert	Y	Scott	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	N	Holbert	Y	Martinez Humenik	N	Tate	Y
Crowder	N	Jahn	N	Merrifield	N	Todd	N
Donovan	N	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	Y	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	N	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

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, Guzman, Heath, Kefalas, and Merrifield.

HB16-1324 by Representative(s) Ginal, McCann, Arndt, Becker K., Brown, Coram, Dore, Lebsock, Vigil, Court, Primavera; also Senator(s) Sonnenberg, Garcia--Concerning the availability of compounded pharmaceutical drugs for use by a veterinarian to treat a patient's emergency condition, and, in connection therewith, 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: Baumgardner, Cooke, Crowder, Donovan, Grantham, Jahn, Jones, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Newell, Scott, Tate, and Woods.

SB16-202 by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Young, Hamner, Rankin--Concerning increasing access to effective substance use disorder services through designated regional managed service organizations, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	N
Baumgardner	N	Hill	Y	Lundberg	N	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: Aguilar, Carroll, Crowder, Guzman, Heath, Hodge, Jahn, Kefalas, Kerr, Martinez Humenik, Newell, Roberts, Todd, and Ulibarri.

HB16-1280 by Representative(s) Winter; also Senator(s) Lambert--Concerning the regulation of air ambulance service, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	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	N	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, Grantham, Kerr, Lundberg, Martinez Humenik, Newell, Todd, and Woods.

SB16-163 by Senator(s) Johnston, Roberts, Steadman, Scheffel; also Representative(s) Kagan, Dore, Foote, McCann--Concerning a study of an organizational recodification of title 12 of the Colorado Revised Statutes governing the regulation of professions and occupations, and, in connection therewith, making an appropriation.

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	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	N
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: Guzman, Heath, Jones and Newell.

HB16-1387 by Representative(s) Primavera; also Senator(s) Woods--Concerning health insurance coverage for severe protein allergic conditions.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	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.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	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: Aguilar, Carroll, Crowder, Kefalas, Martinez Humenik, Merrifield, Newell, Steadman, and Todd.

SB16-193 by Senator(s) Cadman and Scheffel; also Representative(s) Hullinghorst and Duran--Concerning the duties of the safe2tell program, 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	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	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, Carroll, Donovan, Garcia, Grantham, Guzman, Heath, Hodge, Jones, Kefalas, Kerr, Martinez Humenik, Newell, Roberts, Steadman, and Todd.

HB16-1056 by Representative(s) Tyler; also Senator(s) Baumgardner and Todd--Concerning a requirement that the holder of an abandoned motor vehicle use the records of a national title search to notify persons with an interest in the motor vehicle that the vehicle has been towed and is subject to sale, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	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	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: Cooke, Crowder, Grantham, Holbert, Kerr, Lundberg, Martinez Humenik, Neville T., Roberts, Steadman, Tate, and Woods.

SB16-143 by Senator(s) Hill; also Representative(s) Pabon, Young--Concerning a reduction in annual liquor licensing fees for specified licensees.

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, Grantham, Heath, Holbert, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Roberts, Scott, Tate, and Woods.

SB16-069 by Senator(s) Garcia, Newell, Donovan, Lambert, Lundberg, Guzman, Kerr, Merrifield, Ulibarri; also Representative(s) Pabon, Williams, Esgar, Hamner, Lebsock, Salazar, Young--Concerning measures to provide community-based out-of-hospital medical services, 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	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	Y	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	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, Heath, Hodge, Johnston, Kefalas, and Todd.

HB16-1320 by Representative(s) Foote and Carver; also Senator(s) Cooke--Concerning the regulation of massage therapy to modify practices that are linked to criminal behavior.

A majority of those elected to the Senate having voted in the affirmative, Senator Cooke was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.025), by Senator Cooke.

Amend revised bill, page 8, line 17, strike **"repeal"**.

Page 8, line 18, strike "(1); and".

Page 8, strike lines 19 through 23 and substitute:

"12-35.5-118. Local government - regulations - enforcement.
(3) (a) A CITY, COUNTY, CITY AND COUNTY, OR OTHER POLITICAL".

Page 8, line 24, strike "BUSINESSES" and substitute "BUSINESSES, EXCEPT FOR A SOLE PROPRIETORSHIP WITH A PERSON'S RESIDENCE,".

Page 9, strike lines 11 and 12 and substitute "ARTICLE 35.3 OF TITLE 12, C.R.S.".

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	26	NO	9	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	N
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	N
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	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: Newell.

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.

A majority of all members elected to the Senate having voted in the affirmative, the bill was referred to the Committee on Appropriations.

HB16-1423 by Representative(s) Lundeen and Garnett; also Senator(s) Hill--Concerning measures to maximize trust in the use of student data in the elementary and secondary education system.

Laid over until Tuesday, May 3, retaining its place on the calendar.

RECONSIDERATION OF HB16-1311

HB16-1311 by Representative(s) Salazar; also Senator(s) Carroll and Marble--Concerning court orders requiring payment of monetary amounts.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **HB16-1311**.

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:

HB16-1311 by Representative(s) Salazar; also Senator(s) Carroll and Marble--Concerning court orders requiring payment of monetary amounts.

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	N
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	N	Holbert	Y	Martinez Humenik	N	Tate	N
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: Guzman, Kefalas, Merrifield, Newell, and Steadman.

RECONSIDERATION OF SB16-069

SB16-069 by Senator(s) Garcia, Newell, Donovan, Lambert, Lundberg, Guzman, Kerr, Merrifield, Ulibarri; also Representative(s) Pabon, Williams, Esgar, Hamner, Lebsock, Salazar, Young-
-Concerning measures to provide community-based out-of-hospital medical services, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on **SB16-069**.

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:

SB16-069 by Senator(s) Garcia, Newell, Donovan, Lambert, Lundberg, Guzman, Kerr, Merrifield, Ulibarri; also Representative(s) Pabon, Williams, Esgar, Hamner, Lebsock, Salazar, Young-
-Concerning measures to provide community-based out-of-hospital medical services, and, in connection therewith, 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	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	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**.

Committee of the Whole On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Cooke was called to act as Chair.

GENERAL ORDERS -- SECOND READING OF BILLS

The Committee of the Whole having risen, the Chair reported that the following bills, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB16-181 by Senator(s) Woods and Jahn, Aguilar, Carroll, Cooke, Guzman, Hill, Kerr, Lundberg, Marble, Martinez Humenik, Newell, Scheffel, Steadman, Todd; also Representative(s) Kagan and Dore, Garnett, Wist--Concerning the sentencing of persons convicted of class 1 felonies committed while the persons were juveniles.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 807-808, and placed in members' bill files.)

Amendment No. 2(L.010), by Senator Johnston.

Amend the Judiciary Committee Report, dated April 20, 2016, page 1, strike lines 5 through 20 and substitute:

"Page 3, strike lines 8 through 19 and substitute:
"(A) IF THE FELONY FOR WHICH THE PERSON WAS CONVICTED IS MURDER IN THE FIRST DEGREE, AS DESCRIBED IN SECTION 18-3-102 (1) (b), THEN THE DISTRICT COURT, AFTER HOLDING A HEARING, MAY SENTENCE THE PERSON TO A DETERMINATE SENTENCE WITHIN THE RANGE OF THIRTY TO FIFTY YEARS IN PRISON, LESS ANY EARNED TIME GRANTED PURSUANT TO SECTION 17-22.5-405, C.R.S., IF, AFTER CONSIDERING THE FACTORS DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (c), THE DISTRICT COURT FINDS EXTRAORDINARY MITIGATING CIRCUMSTANCES. ALTERNATIVELY, THE COURT MAY SENTENCE THE PERSON TO A TERM OF LIFE IMPRISONMENT WITH THE POSSIBILITY OF PAROLE AFTER SERVING FORTY YEARS, LESS ANY EARNED TIME GRANTED PURSUANT TO SECTION 17-22.5-405, C.R.S.
(B) IF THE FELONY FOR WHICH THE PERSON WAS CONVICTED IS NOT MURDER IN THE FIRST DEGREE, AS DESCRIBED IN SECTION 18-3-102 (1) (b), THEN THE DISTRICT COURT SHALL SENTENCE THE PERSON TO A TERM OF LIFE IMPRISONMENT WITH THE POSSIBILITY OF PAROLE AFTER SERVING FORTY YEARS, LESS ANY EARNED TIME GRANTED PURSUANT TO SECTION 17-22.5-405, C.R.S."."

Page 2 of the committee report, strike lines 1 through 4.

Amendment No. 3(L.011), by Senator Woods.

Amend printed bill, page 8, after line 27 insert:

"SECTION 6. In Colorado Revised Statutes, 24-4.1-302, **amend**
(2) (h) as follows:
24-4.1-302. **Definitions.** As used in this part 3, and for no other
purpose, including the expansion of the rights of any defendant:
(2) "Critical stages" means the following stages of the criminal
justice process:
(h) Any sentencing OR RESENTENCING hearing;
SECTION 7. In Colorado Revised Statutes, 24-4.1-302.5,
amend (1) (d) (IV) as follows:
24-4.1-302.5. **Rights afforded to victims.** (1) In order to
preserve and protect a victim's rights to justice and due process, each
victim of a crime shall have the following rights:
(d) The right to be heard at any court proceeding:
(IV) At which a person accused or convicted of a crime against
the victim is sentenced OR RESENTENCED;
SECTION 8. In Colorado Revised Statutes, 24-4.1-303, **amend**
(12) (c) as follows:
24-4.1-303. **Procedures for ensuring rights of victims of**
crimes. (12) Unless a victim requests otherwise, the district attorney
shall inform each victim of the following:
(c) The date, time, and location of any sentencing OR
RESENTENCING hearing;" .

Renumber succeeding section accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final
passage.

SB16-187 by Senator(s) Hill; also Representative(s) Williams and Sias--Concerning measures
affecting the operation of charter schools.

Amendment No. 1(L.003), by Senator Johnston.

Amend printed bill, page 3, line 16, strike "(4) (a), (7.5) (b) introductory
portion," and substitute "(7.5) (b) introductory portion".
Page 3, strike lines 19 through 27
Page 4, strike lines 1 through 27 and substitute:
"(7.5) (b) A charter school, a charter school applicant, or an".
Page 5, strike lines 23 through 27.
Page 6, strike lines 1 through 17.
Renumber succeeding sections accordingly.
Page 8, strike lines 4 through 27.
Strike pages 9 through 11.
Page 12, strike lines 1 through 15.
Renumber succeeding section accordingly.

As amended, ordered engrossed and placed on the calendar for third reading and final
passage.

SB16-188 by Senator(s) Hill; also Representative(s) Williams and Sias--Concerning increasing charter
schools' access to resources.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 823-824, and placed in members' bill files.)
Amendment No. 2(L.011), by Senator Hill.

Amend printed bill, page 3, after line 11 insert:

"(2) FOR THE 2017-18 BUDGET YEAR, EACH SCHOOL DISTRICT THAT AUTHORIZES A CHARTER SCHOOL SHALL DISTRIBUTE TO EACH CHARTER SCHOOL OF THE SCHOOL DISTRICT THE GREATER OF FIFTY PERCENT OR THE PERCENTAGE THE SCHOOL DISTRICT DISTRIBUTED IN THE PRECEDING BUDGET YEAR OF THE AMOUNT OF ADDITIONAL MILL LEVY REVENUE CALCULATED FOR EACH CHARTER SCHOOL OF THE SCHOOL DISTRICT PURSUANT TO SUBSECTION (3) OF THIS SECTION. FOR THE 2018-19 BUDGET YEAR AND EACH BUDGET YEAR THEREAFTER, EACH SCHOOL DISTRICT THAT AUTHORIZES A CHARTER SCHOOL SHALL DISTRIBUTE TO EACH CHARTER SCHOOL OF THE SCHOOL DISTRICT ONE HUNDRED PERCENT OF THE AMOUNT OF ADDITIONAL MILL LEVY REVENUE CALCULATED FOR EACH CHARTER SCHOOL OF THE SCHOOL DISTRICT PURSUANT TO SUBSECTION (3) OF THIS SECTION."

Renumber succeeding subsections accordingly.

Page 3, line 27, strike "(2)" and substitute "(3)".

Page 4, line 1, strike "(2)," and substitute "(3),".

Page 4, line 11, strike "(2)" and substitute "(3)".

Page 4, line 12, strike "(2)," and substitute "(3),".

Page 4, line 21, strike "(2)." and substitute "(3).".

Page 4, line 23, strike "(2)" and substitute "(3)".

Page 5, line 12, strike "(2)." and substitute "(3).".

Page 5, line 15, strike "(2)." and substitute "(3).".

Page 5, after line 19 insert:

"(5) THIS SECTION DOES NOT REQUIRE A SCHOOL DISTRICT TO RECALCULATE THE DISTRIBUTION OF, OR TO REDISTRIBUTE, ANY ADDITIONAL MILL LEVY REVENUE THAT THE SCHOOL DISTRICT COLLECTED BEFORE THE 2017-18 BUDGET YEAR."

Amendment No. 3(L.016), by Senator Johnston.

Amend the Education Committee Report, dated April 21, 2016, page 1, strike line 1 and substitute:

"Amend printed bill, page 5, strike lines 16 through 19.

Page 8 of the bill, strike lines 6 through 12 and substitute".

Page 1 of the committee report, strike lines 16 through 20 and substitute:

"Page 8 of the bill, strike line 27.

Strike pages 9 and 10 of the bill.

Page 11 of the bill, strike lines 1 through 4.

Renumber succeeding section accordingly."

Strike page 2 of the committee report.

Amendment No. 4(L.015), by Senator Hill.

Amend printed bill, page 5, after line 15 insert:

"(e) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OF THIS SUBSECTION (2) TO THE CONTRARY, IF A SCHOOL DISTRICT AUTHORIZES A CHARTER SCHOOL THAT IS PHYSICALLY LOCATED WITHIN THE GEOGRAPHIC BOUNDARIES OF ANOTHER SCHOOL DISTRICT, THE CHARTERING SCHOOL DISTRICT IS REQUIRED TO DISTRIBUTE TO THE CHARTER SCHOOL AN AMOUNT EQUAL TO THE PER PUPIL MILL LEVY SHARE MULTIPLIED ONLY BY THE NUMBER OF STUDENTS ENROLLED IN THE

CHARTER SCHOOL WHO RESIDE WITHIN THE AUTHORIZING SCHOOL DISTRICT, WHICH AMOUNT MAY BE ADJUSTED AS PROVIDED IN PARAGRAPHS (b) TO (d) OF THIS SUBSECTION (2), AS APPROPRIATE. THE AUTHORIZING SCHOOL DISTRICT MAY CHOOSE TO DISTRIBUTE A GREATER PORTION OF THE ADDITIONAL MILL LEVY REVENUE TO THE CHARTER SCHOOL."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB16-1377 by Representative(s) Primavera, Joshi, Coram, Landgraf, McCann, Moreno, Tyler; also Senator(s) Lambert--Concerning the creation of a task force on the collection and security of digital images of evidence of child abuse or neglect.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 809-811, and placed in members' bill files.

Amendment No. 2(L.005), by Senator Lambert.

Amend reengrossed bill, page 12, after line 20 insert:

"(h) WHETHER DIGITAL IMAGES OF CHILDREN THAT MAY BE USED AS EVIDENCE IN CASES OF CHILD ABUSE UNDER SECTION 18-6-401, C.R.S., SHOULD BE TRANSMITTED AND STORED THROUGH THE STATEWIDE DISCOVERY SHARING SYSTEM PURSUANT TO SECTION 16-9-702, C.R.S., AND WHAT SAFEGUARDS SHOULD BE DEVELOPED ON THE TRANSMISSION AND MAINTENANCE OF DIGITAL IMAGES THROUGH THAT SYSTEM;"

Reletter succeeding paragraphs accordingly.

Amendment No. 3(L.006), by Senator Lambert.

Amend the Health & Human Services Committee Report, dated April 20, 2016, page 2, line 29, after "TO" insert "VIEW OR".

Page 3, strike lines 2 through 4 and substitute:

"GUARDIAN, OR LEGAL CUSTODIAN OF THE CHILD; OR
(b) IS REQUIRED TO OBTAIN THE CONSENT OF A CHILD WHO IS FIFTEEN YEARS OF AGE OR OLDER AND LESS THAN EIGHTEEN YEARS OF AGE, IN ADDITION TO OBTAINING THE CONSENT OF THAT CHILD'S PARENT, GUARDIAN, OR LEGAL CUSTODIAN; OR".

Reletter succeeding paragraphs accordingly.

Page 3, line 12, after "OR" insert "THE CHILD'S CONSENT, IF THE CHILD IS FIFTEEN YEARS OF AGE OR OLDER AND LESS THAN EIGHTEEN YEARS OF AGE, AND".

Amendment No. 4(L.007), by Senator Lambert.

Amend reengrossed bill, page 8, strike lines 3 through 27.

Page 9, strike lines 1 through 24 and substitute:

"(e) A REPRESENTATIVE OF THE ATTORNEY GENERAL'S OFFICE, APPOINTED BY THE ATTORNEY GENERAL;
(f) A REPRESENTATIVE OF THE COLORADO DISTRICT ATTORNEYS' COUNCIL, APPOINTED BY THE EXECUTIVE DIRECTOR OF THE COLORADO DISTRICT ATTORNEYS' COUNCIL;
(g) FIVE MEMBERS APPOINTED BY THE GOVERNOR. IN MAKING HIS OR HER APPOINTMENTS, THE GOVERNOR SHALL CONSIDER APPOINTING MEMBERS FROM AMONG THE FOLLOWING INDIVIDUALS OR REPRESENTATIVES:
(I) AN INDIVIDUAL WHO IS A LICENSED PEDIATRICIAN IN THIS STATE WITH PREVIOUS EXPERIENCE WITH CHILD ABUSE OR NEGLECT CASES;
(II) A REPRESENTATIVE OF THE CHILD WELFARE TRAINING

- ACADEMY CREATED IN SECTION 26-5-109, C.R.S.;
- (III) AN INDIVIDUAL WHO IS A DIRECTOR OR ADMINISTRATOR OF A COUNTY DEPARTMENT;
- (IV) AN INDIVIDUAL WHO IS TRAINED AS A SEXUAL ASSAULT NURSE EXAMINER (SANE), AS DEFINED IN SECTION 23-5-143 (2) (d), C.R.S.;
- (V) A LICENSED PSYCHIATRIST OR PSYCHOLOGIST WHO WORKS WITH CHILDREN WHO HAVE BEEN ABUSED OR NEGLECTED; AND
- (VI) ANY OTHER INDIVIDUAL OR REPRESENTATIVE WITH RELEVANT EXPERIENCE, AS THE GOVERNOR SEES FIT.
- (h) FIVE MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES. IN MAKING HIS OR HER APPOINTMENTS, THE SPEAKER SHALL CONSIDER APPOINTING MEMBERS FROM AMONG THE FOLLOWING INDIVIDUALS OR REPRESENTATIVES:
- (I) AN INDIVIDUAL WHO IS A FORENSIC INTERVIEWER WITH AN ACCREDITED CHILD ADVOCACY CENTER WITH EXPERIENCE IN INTERVIEWING CHILDREN WHO HAVE BEEN ABUSED OR NEGLECTED;
- (II) AN INDIVIDUAL REPRESENTING A PROFESSIONAL SOCIAL WORK ORGANIZATION WITH EXPERIENCE COUNSELING CHILDREN WHO HAVE EXPERIENCED CHILD ABUSE OR NEGLECT;
- (III) A FOSTER PARENT WHO IS CURRENTLY CARING FOR OR HAS PREVIOUSLY CARED FOR CHILDREN IN FOSTER CARE;
- (IV) A REPRESENTATIVE OF SCHOOLS, SUCH AS A PRINCIPAL, ADMINISTRATOR, OR SCHOOL NURSE;
- (V) AN INDIVIDUAL WHO IS A CASEWORKER FOR A COUNTY DEPARTMENT WHO CONDUCTS ASSESSMENTS OF CHILD ABUSE OR NEGLECT CASES; AND
- (VI) ANY OTHER INDIVIDUAL OR REPRESENTATIVE WITH RELEVANT EXPERIENCE, AS THE SPEAKER SEES FIT.
- (i) FIVE MEMBERS APPOINTED BY THE PRESIDENT OF THE SENATE. IN MAKING HIS OR HER APPOINTMENTS, THE PRESIDENT SHALL CONSIDER APPOINTING MEMBERS FROM AMONG THE FOLLOWING INDIVIDUALS AND REPRESENTATIVES:
- (I) A REPRESENTATIVE OF LAW ENFORCEMENT WHO INVESTIGATES OR HAS EXPERIENCE WITH INVESTIGATING ALLEGATIONS OF CHILD ABUSE OR NEGLECT;
- (II) AN INDIVIDUAL WHO SERVES AS A COURT-APPOINTED SPECIAL ADVOCATE (CASA) FOR ABUSED OR NEGLECTED CHILDREN, AS DEFINED IN SECTION 13-91-103 (3), C.R.S.;
- (III) AN ATTORNEY IN PRIVATE PRACTICE WHO HAS EXPERIENCE DEALING WITH CHILD ABUSE OR NEGLECT CASES;
- (IV) A COUNTY ATTORNEY WITH EXPERIENCE IN DEPENDENCY OR NEGLECT CASES;
- (V) AN INDIVIDUAL WHO REPRESENTS A CHILD ADVOCACY ORGANIZATION ACTIVE IN THIS STATE; AND
- (VI) ANY OTHER INDIVIDUAL OR REPRESENTATIVE WITH RELEVANT EXPERIENCE, AS THE PRESIDENT SEES FIT."

Amendment No. 5(L.008), by Senator Lambert.

Amend the Health & Human Services Committee Report, dated April 20, 2016, page 1, strike lines 6 through 9 and substitute "FOR DOCUMENTING EVIDENCE OF ABUSE OR NEGLECT OR THE ABSENCE OF EVIDENCE OF ABUSE OR NEGLECT IN AREAS VISIBLE IN PLAIN SIGHT ON THE CHILD AND PRIVATE AREAS OF A CHILD, AND MAKE".

Page 2 of the committee report, after line 9 insert:
"Page 10, line 18, strike "AND INVESTIGATE".

Page 2 of the committee report, strike lines 11 and 12 and substitute:
"Page 11, line 4, strike "INVESTIGATE AND".

Page 11, line 5, after "THE" insert "CONSTITUTIONAL STANDARDS, CASE LAW,".

Page 11, strike lines 11 through 14 and substitute:
"(II) HOW A GOVERNMENT EMPLOYEE TAKES, MAINTAINS, AND DISSEMINATES DIGITAL IMAGES OF A CHILD'S BODY, INCLUDING THOSE AREAS OF A CHILD'S BODY THAT ARE VISIBLE IN PLAIN SIGHT AND THOSE THAT ARE PRIVATE AREAS."

Page 2 of the committee report, after line 16 insert:

"Page 12, line 17, strike "COUNTY-OWNED" and substitute "GOVERNMENT-OWNED".".

Page 2 of the committee report, line 19, strike "STUDY" and substitute "CONSIDER".

Page 2 of the committee report, strike lines 20 through 27 and substitute:

"(a) THE BEST PRACTICES AND PROCEDURES THAT GOVERNMENT EMPLOYEES SHOULD USE WHEN DOCUMENTING EVIDENCE OF ABUSE OR NEGLECT ON A CHILD'S BODY, INCLUDING AREAS THAT ARE NOT VISIBLE IN PLAIN SIGHT ON THE CHILD OR THAT ARE PRIVATE AREAS OF A CHILD OR BOTH; AND

(b) THE BEST PRACTICES AND PROCEDURES THAT GOVERNMENT EMPLOYEES SHOULD USE WHEN OBSERVING OR ASSESSING A CHILD'S PRIVATE AREAS OR COLLECTING DIGITAL IMAGES OR OTHER EVIDENCE OF SUSPECTED ABUSE OR NEGLECT.".

As amended, 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 Cooke, 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: SB16-181 as amended, SB16-187 as amended, SB16-188 as amended, HB16-1377 as amended.

MESSAGE FROM THE HOUSE

May 2, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1426, amended as printed in House Journal, April 28, and amended on Third Reading as printed in House Journal, May 2.

The House has passed on Third Reading and returns herewith SB16-111.

MESSAGE FROM THE REVISOR OF STATUTES

May 2, 2016

We herewith transmit:

Without comment, as amended, HB16-1426.

Committee of the Whole On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of Special Orders--Second Reading of Bills, and Senator Cooke 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:

HB16-1373 by Representative(s) Singer; also Senator(s) Holbert and Marble--Concerning requiring school districts to adopt a policy permitting the use of medical marijuana by students authorized to use medical marijuana.

Ordered revised and placed on the calendar for third reading and final passage.

SB16-087 by Senator(s) Baumgardner; also Representative(s) Tyler--Concerning public utility fee funding for the highway-rail crossing signalization fund.

Laid over until Tuesday, May 3, retaining its place on the calendar.

SB16-138 by Senator(s) Scott; also Representative(s) Priola--Concerning a study of the delegation of functions of certain regulations related to motor vehicles administered by the department of revenue.

Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, March 18, page(s) 455, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 927-928, 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

On motion of Senator Cooke, 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: SB16-138 as amended, HB16-1373.
Laid over until Tuesday, May 3: SB16-087.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1114, HB16-1257, HB16-1186, SB16-186, SB16-161, SB16-019, SB16-180, and SCR16-005 were made Special Orders at 2:26 p.m.

Committee of the Whole
The hour of 2:26 p.m. having arrived, Senator Cooke moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Cooke 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:

HB16-1114
by Representative(s) DeIGrosso; also Senator(s) Ulibarri--Concerning the repeal of duplicate reporting requirements.

Ordered revised and placed on the calendar for third reading and final passage.

HB16-1257
by Representative(s) McCann, Foote, Kagan; also Senator(s) Scheffel, Johnston, Steadman--Concerning implementation of recommendations of the committee on legal services in connection with legislative review of rules and regulations of state agencies.

Ordered revised and placed on the calendar for third reading and final passage.

HB16-1186
by Representative(s) Tyler; also Senator(s) Baumgardner--Concerning the allocation of a portion of fee revenues collected from public utilities to meet Colorado's grant match obligations under federal law governing the funding of fixed rail guideway safety oversight programs, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

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.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 926, and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Tate.

Amend printed bill, page 6, strike lines 23 through 26 and substitute "PARTICULAR CONTRIBUTION OR EXPENDITURE ACCEPTED OR MADE, THE NAME AND ADDRESS OF EACH PERSON WHO HAS MADE SUCH CONTRIBUTION AND THE AMOUNT OF EACH SPECIFIC".

Amendment No. 3(L.004), by Senator Steadman.

Amend printed bill, page 7, strike line 13 and substitute "BECOMING SUBJECT TO THE APPLICABLE REQUIREMENTS GOVERNING AN ISSUE COMMITTEE UNDER THIS ARTICLE, THE COMMITTEE THROUGH ITS".

As amended, laid over until Tuesday, May 3, retaining its place on the calendar.

SB16-161	by Senator(s) Crowder; also Representative(s) Primavera--Concerning the regulation of athletic trainers by the division of professions and occupations in the department of regulatory agencies.	1 2 3 4 5 6 7 8 9 10 11 12 13 14
	<u>Amendment No. 1, Finance Committee Amendment.</u> (Printed in Senate Journal, April 27, page(s) 890-891, and placed in members' bill files.)	5 6 7
	<u>Amendment No. 2, Appropriations Committee Amendment.</u> (Printed in Senate Journal, April 29, page(s) 961, and placed in members' bill files.)	8 9 10
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	11 12 13
SB16-180	by Senator(s) Woods and Jahn, Aguilar, Guzman, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Scheffel, Steadman, Todd, Ulibarri; also Representative(s) Kagan and Ransom, Priola, Danielson, Dore, Garnett, Klingenschmitt, McCann, Moreno, Rosenthal, Willett, Wist--Concerning a specialized program within the department of corrections for certain offenders who were convicted as adults for offenses they committed as juveniles.	15 16 17 18 19 20 21
	<u>Amendment No. 1, Judiciary Committee Amendment.</u> (Printed in Senate Journal, April 21, page(s) 805-807, and placed in members' bill files.)	22 23 24
	<u>Amendment No. 2, Appropriations Committee Amendment.</u> (Printed in Senate Journal, April 29, page(s) 930, and placed in members' bill files.)	25 26 27
	<u>Amendment No. 3(L.012), by Senator Jahn.</u>	28 29
	Amend Judiciary Committee Report, dated April 20, 2016, page 1, line 8, strike "AND".	30 31 32
	Page 1, strike lines 9 and 10 and substitute:	33 34
	"(IV) IS NOT IN A TREATMENT PROGRAM WITHIN THE DEPARTMENT FOR A SERIOUS MENTAL ILLNESS;	35 36
	(V) HAS OBTAINED, AT A MINIMUM, A HIGH SCHOOL DIPLOMA OR HAS SUCCESSFULLY PASSED A HIGH SCHOOL EQUIVALENCY EXAMINATION, AS DEFINED IN SECTION 22-33-102 (8.5), C.R.S.;	37 38 39
	(VI) HAS PARTICIPATED IN PROGRAMS OFFERED TO HIM OR HER BY THE DEPARTMENT AND DEMONSTRATED RESPONSIBILITY AND COMMITMENT IN THOSE PROGRAMS;	40 41 42
	(VII) HAS DEMONSTRATED POSITIVE GROWTH AND CHANGE THROUGH INCREASING DEVELOPMENTAL MATURITY AND QUANTIFIABLE GOOD BEHAVIOR DURING THE COURSE OF HIS OR HER INCARCERATION; AND	43 44 45 46
	(VIII) HAS ACCEPTED RESPONSIBILITY FOR THE CRIMINAL BEHAVIOR UNDERLYING THE OFFENSE FOR WHICH HE OR SHE WAS CONVICTED."."	47 48 49 50
	<u>Amendment No. 4(L.013), by Senator Jahn.</u>	51 52 53
	Amend printed bill, page 11, after line 22 insert:	54 55
	"SECTION 5. In Colorado Revised Statutes, 24-4.1-302.5, amend (1) (j) as follows:	56 57
	24-4.1-302.5. Rights afforded to victims. (1) In order to preserve and protect a victim's rights to justice and due process, each victim of a crime shall have the following rights:	58 59 60
	(j) The right to be informed, upon written request from the victim, of any proceeding at which any postconviction release from confinement in a secure state correctional facility is being considered for any person convicted of a crime against the victim and the right to be heard at any such proceeding or to provide written information thereto. For purposes of this subsection (1), "proceeding" means reconsideration of sentence, a parole hearing, or commutation of sentence, OR CONSIDERATION FOR PLACEMENT IN THE SPECIALIZED PROGRAM DEVELOPED BY THE DEPARTMENT OF CORRECTIONS PURSUANT TO SECTION 17-34-102, C.R.S."	61 62 63 64 65 66 67 68 69 70 71
	Renumber succeeding section accordingly.	72

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 934, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB16-019 by Senator(s) Cooke; also Representative(s) Saine and Foote--Concerning a requirement that court-ordered mental condition examinations be recorded.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 1, page(s) 315-316, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 927, 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

On motion of Senator Cooke, 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: SB16-161 as amended, SB16-180 as amended, SCR16-005 as amended, SB16-019 as amended, HB16-1114, HB16-1257, HB16-1186.
Laid over until Tuesday, May 3: SB16-186 as amended.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (SJR16-034, HJR16-1022) of Monday, May 2 was laid over until Tuesday, May 3, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-006 by Senator(s) Martinez Humenik, Lundberg, Roberts, Tate; also Representative(s) Sias, Landgraf--Concerning the use of qualified insurance brokers to enroll eligible participants in health benefit plans through the Colorado health benefit exchange.

Senator Martinez Humenik moved that the Senate concur in House amendments to **SB16-006**, as printed in House journal, April 28, page(s) 1092. The motion 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		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	26	NO	9	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	N	Todd	N
Donovan	N	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB16-106 by Senator(s) Holbert; also Representative(s) Salazar--Concerning measures to facilitate the efficient administration of Colorado laws governing campaign finance.

Senator Holbert moved that the Senate not concur in House amendments to **SB16-106**, as printed in House journal, April 28, page(s) 1091, and that a conference committee be appointed.

A majority of all members elected to the Senate having voted in the affirmative, the motion 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 President appointed Senators Holbert, Chair, Neville, and Jahn as Senate conferees on the first conference committee on **SB16-106**.

SB16-177by Senator(s) Martinez Humenik and Heath, Kefalas; also Representative(s) Hullinghorst and Lawrence--Concerning technical modifications to legislation enacted in 2015 to promote an equitable financial contribution among affected public bodies in connection with urban redevelopment projects allocating tax revenues.

Senator Heath moved that the Senate concur in House amendments to **SB16-177**, as printed in House journal, April 28, page(s) 1100. The motion 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		

The question being "Shall the bill, as amended, 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, 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 Consideration of House Adherence Calendar (HB16-1183) of Monday, May 2 was laid over until Tuesday, May 3, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Governor's Appointments Calendar (Members of the Board of Governors of the Colorado State University System) of Monday, May 2 was laid over until Tuesday, May 3, retaining its place on the calendar.

Senate in recess.Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- SB16-210

by Senator(s) Baumgardner, Scott; also Representative(s) DelGrosso and Priola--
Concerning infrastructure funding, and, in connection therewith, requiring the
transportation commission to submit a ballot question to the voters of the state at the
November 2016, 2017, or 2018 election which, if approved, would authorize the state, with
no increase in any taxes, to issue additional transportation revenue anticipation notes for the
purpose of addressing critical priority transportation needs in the state by financing
transportation projects and would exclude note proceeds and investment earnings on note
proceeds from state fiscal year spending limits; and dedicating five percent of state sales
and use tax net revenue for state transportation purposes and one percent of such revenue
for other capital construction purposes.
Finance

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.
Local Government

HB16-1426

by Representative(s) Primavera and Willett; also Senator(s) Tate and Jahn--Concerning
intentional misrepresentation of entitlement to an assistance animal.
State, Veterans, & Military Affairs

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday,
May 3, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

112th Legislative Day Tuesday, May 3, 2016

Prayer By the chaplain, Dan File, Capitol Commission, Lake City.

Call to Order By the President at 9:00 a.m.

Roll Call Present--35

Quorum The President announced a quorum present.

Pledge By Senator Merrifield.

Reading of Journal On motion of Senator Steadman, reading of the Journal of Monday, May 2, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that HB16-1348 be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that HB16-1363 be referred to the Committee of the Whole with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that HB16-1378 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that HB16-1288 be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend reengrossed bill, page 1, strike lines 103 through 105 and substitute "DEVELOPMENT COUNCIL".

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:

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.

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1400 be postponed indefinitely .	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1381 be postponed indefinitely .	7 8 9 10 11
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1313 be postponed indefinitely .	12 13 14 15 16
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1279 be postponed indefinitely .	17 18 19 20 21 22
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1217 be postponed indefinitely .	23 24 25 26 27 28
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1196 be postponed indefinitely .	29 30 31 32 33 34
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1167 be postponed indefinitely .	35 36 37 38 39 40
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1386 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	41 42 43 44 45 46
Appro- priations	After consideration on the merits, the Committee recommends that SB16-204 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	47 48 49 50 51 52

Amend printed bill, page 3, strike lines 2 through 20 and substitute:

"SECTION 1. In Colorado Revised Statutes, **amend** 23-5-139 as follows:
23-5-139. Higher education revenue bond intercept program - definitions. (1) (a) The state treasurer, on behalf of a state-supported institution of higher education, as described in section 23-1-102 (2) and referred to in this section as an "institution" AN INSTITUTION, shall make payment as provided in this section of principal and interest on INTERCEPT bonds to which this section applies unless the governing board of the institution adopts a resolution stating that it will not accept on behalf of the institution payment of principal of and interest on INTERCEPT bonds as provided in this section. Any such resolution ~~shall~~ MUST be adopted prior to issuance or incurrence of the INTERCEPT bonds to which it applies. Following adoption of the resolution, the institution shall provide written notice to the state treasurer of its refusal to accept

the payment. The refusal to accept payment ~~shall take~~ TAKES effect upon
ON the date the state treasurer receives the written notice and ~~shall~~
~~continue~~ CONTINUES in effect until the date the state treasurer receives
written notice from the institution that the governing board of the
institution has adopted a resolution rescinding the refusal to accept
payment pursuant to this section. Notwithstanding any provision of
subsections (2) to (7) of this section to the contrary, the state treasurer
shall not make payment of principal of or interest on INTERCEPT bonds on
behalf of an institution that provides written notice of its refusal to accept
payment by the state treasurer on its behalf as provided in this paragraph
(a) until the state treasurer receives written notice of the rescission of
refusal to accept payment.

~~(b) This section applies to revenue bonds issued by~~ IF an
institution ISSUES A REVENUE BOND pursuant to this article on or after
~~April 26, 2013, and to~~ THE EFFECTIVE DATE OF THIS PARAGRAPH (b), AS
AMENDED, OR ISSUES A refunding bonds issued by an institution BOND
pursuant to article 54, 56, or 57 of title 11, C.R.S., on or after ~~April 26,~~
~~2013, if, on the date the bonds are issued~~ THE EFFECTIVE DATE OF THIS
PARAGRAPH (b), AS AMENDED, AND THE GOVERNING BOARD WISHES FOR
SUCH REVENUE OR REFUNDING BOND TO BE AN INTERCEPT BOND, THEN:

(I) THE MAXIMUM TOTAL ANNUAL DEBT SERVICE PAYMENT OF THE
NEW INTERCEPT BOND TO BE ISSUED PLUS THE DEBT SERVICE PAYMENT
FOR ALL OTHER INTERCEPT BONDS THAT WERE ISSUED ON OR AFTER JUNE
4, 2008, BY THE SAME GOVERNING BOARD, MUST EQUAL SEVENTY-FIVE
PERCENT OR LESS OF THE MOST RECENT FISCAL YEAR GENERAL FUND
APPROPRIATION FOR STIPENDS AND FEE-FOR-SERVICE CONTRACTS THAT
IS REAPPROPRIATED TO SUCH GOVERNING BOARD; AND

~~(H)~~ (II) EXCEPT AS PROVIDED IN PARAGRAPH (c) OF THIS
SUBSECTION (1), the governing body of the institution has BOARD MUST
HAVE:

(A) A credit rating in one of the three highest categories, without
regard to modifiers within a category, from at least one nationally
recognized statistical rating organization and, if more than one such
organization has rated an institution, no credit rating that is in a category
below the three highest categories, without regard to modifiers within a
category; and

(B) A debt service coverage ratio of at least one and one-half to
one, measured by dividing the institution's GOVERNING BOARD'S net
revenue available for annual debt service over the SUCH GOVERNING
BOARD'S total amount of annual debt service ~~subject to this article and~~
PLUS the annual debt service to be issued pursuant to this article BY SUCH
GOVERNING BOARD; and

~~(H)~~ (III) The pledged revenues for the NEW INTERCEPT BOND issue
include not less than:

- (A) The net revenues of auxiliaries;
- (B) Ten percent of tuition if the institution is an enterprise, as
defined in section 24-77-102 (3), C.R.S.;
- (C) Indirect cost recovery revenues, if any;
- (D) Facility construction fees designated for bond repayment, if
any; and
- (E) Student fees and ancillary revenues currently pledged to
existing bondholders; AND

(IV) EXCEPT AS PROVIDED IN PARAGRAPH (c) OF THIS SUBSECTION
(1), THE GOVERNING BOARD HAS OBTAINED A PREAPPROVAL CERTIFICATE
FROM THE STATE TREASURER AS DESCRIBED IN SUBPARAGRAPH (II) OF
PARAGRAPH (d) OF THIS SUBSECTION (1), AND OBTAINED APPROVAL FROM
BOTH THE CAPITAL DEVELOPMENT COMMITTEE AND THE JOINT BUDGET
COMMITTEE AS SPECIFIED IN SUBSECTION (1.5) OF THIS SECTION.

(c) (I) (A) ~~The state treasurer may exempt an institution from the~~
~~requirements of subparagraph (f)~~ IF THE STATE TREASURER DETERMINES
THAT A GOVERNING BOARD DOES NOT MEET THE REQUIREMENTS SET
FORTH IN SUBPARAGRAPH (II) of paragraph (b) of this subsection (1), if
the STATE TREASURER CONFIRMS THAT THE revenue bonds to be issued
are refunding bonds that result in cost savings to the institution
GOVERNING BOARD BASED ON A CASH FLOW ANALYSIS, THE REFUNDING
BONDS WILL REFUND INTERCEPT BONDS, AND THE REFUNDING BONDS WILL
NOT EXTEND THE NUMBER OF YEARS OF REPAYMENT, THEN THE
REQUIREMENTS SET FORTH IN SUBPARAGRAPHS (II) AND (IV) OF
PARAGRAPH (b) OF THIS SUBSECTION (1) SHALL NOT APPLY. NO LATER

THAN FIFTEEN DAYS AFTER RECEIVING A REQUEST IN WRITING FROM A GOVERNING BOARD TO USE THE INTERCEPT PROGRAM, THE STATE TREASURER SHALL NOTIFY THE CAPITAL DEVELOPMENT COMMITTEE, THE JOINT BUDGET COMMITTEE, THE COLORADO COMMISSION ON HIGHER EDUCATION, AND THE OFFICE OF STATE PLANNING AND BUDGETING THAT THE GOVERNING BOARD HAS MET THE REQUIREMENTS OF THIS SUB-SUBPARAGRAPH (A). THE STATE TREASURER MAY MAKE RECOMMENDATIONS TO THE GOVERNING BOARD REGARDING THE STRUCTURE OF THE REFUNDING.

(B) IF THE STATE TREASURER DETERMINES THAT A GOVERNING BOARD DOES NOT MEET THE REQUIREMENTS SET FORTH IN SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION (1), THE STATE TREASURER CONFIRMS THAT THE REVENUE BONDS TO BE ISSUED ARE REFUNDING BONDS THAT RESULT IN COST SAVINGS TO THE GOVERNING BOARD BASED ON A CASH FLOW ANALYSIS, THE REFUNDING BONDS WILL EITHER REFUND REVENUE BONDS THAT ARE NOT INTERCEPT BONDS, OR THE REFUNDING BONDS WILL EXTEND THE NUMBER OF YEARS OF REPAYMENT, THEN THE REQUIREMENTS SET FORTH IN SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION (1) SHALL NOT APPLY. NO LATER THAN FIFTEEN DAYS AFTER RECEIVING A REQUEST IN WRITING FROM A GOVERNING BOARD TO USE THE INTERCEPT PROGRAM, THE STATE TREASURER SHALL NOTIFY THE CAPITAL DEVELOPMENT COMMITTEE, THE JOINT BUDGET COMMITTEE, THE COLORADO COMMISSION ON HIGHER EDUCATION, THE OFFICE OF STATE PLANNING AND BUDGETING, AND THE GOVERNING BOARD WHETHER OR NOT HE OR SHE RECOMMENDS THE REQUESTED USE OF THE INTERCEPT PROGRAM. THE GOVERNING BOARD MUST SUBSEQUENTLY SEEK APPROVAL FROM THE CAPITAL DEVELOPMENT COMMITTEE AND THE JOINT BUDGET COMMITTEE AS SET FORTH IN SUBSECTION (1.5) OF THIS SECTION. THE NOTIFICATION ISSUED BY THE STATE TREASURER MAY INCLUDE THE STATE TREASURER'S RECOMMENDATIONS REGARDING THE STRUCTURE OF THE REFUNDING.

(II) IF THE STATE TREASURER DETERMINES THAT A GOVERNING BOARD MEETS THE REQUIREMENTS SET FORTH IN SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION (1), THE STATE TREASURER CONFIRMS THAT THE REVENUE BONDS TO BE ISSUED ARE REFUNDING BONDS THAT RESULT IN COST SAVINGS TO THE GOVERNING BOARD BASED ON A CASH FLOW ANALYSIS BY THE STATE TREASURER, THE REFUNDING BONDS WILL REFUND INTERCEPT BONDS, AND THE REFUNDING BONDS WILL NOT EXTEND THE NUMBER OF YEARS OF REPAYMENT, THEN THE REQUIREMENTS SET FORTH IN SUBPARAGRAPH (IV) OF PARAGRAPH (b) OF THIS SUBSECTION (1) SHALL NOT APPLY. NO LATER THAN FIFTEEN DAYS AFTER RECEIVING A REQUEST IN WRITING FROM A GOVERNING BOARD TO USE THE INTERCEPT PROGRAM, THE STATE TREASURER SHALL NOTIFY THE CAPITAL DEVELOPMENT COMMITTEE, THE JOINT BUDGET COMMITTEE, THE COLORADO COMMISSION ON HIGHER EDUCATION, AND THE OFFICE OF STATE PLANNING AND BUDGETING THAT THE GOVERNING BOARD HAS MET THE REQUIREMENTS OF THIS SUBPARAGRAPH (II). THE STATE TREASURER MAY MAKE RECOMMENDATIONS TO THE GOVERNING BOARD REGARDING THE STRUCTURE OF THE REFUNDING.

(III) THE STATE TREASURER SHALL DEVELOP AND ISSUE GUIDELINES THAT DETAIL HOW THE STATE TREASURER WILL DETERMINE WHETHER A REFUNDING BOND RESULTS IN COST SAVINGS TO THE GOVERNING BOARD BASED ON A CASH FLOW ANALYSIS. THE STATE TREASURER MAY CONSULT WITH FINANCIAL ADVISORS IN ORDER TO DETERMINE WHETHER A REFUNDING BOND RESULTS IN COST SAVINGS TO THE GOVERNING BOARD ON A CASH FLOW ANALYSIS.

(d) (I) NO LATER THAN SEPTEMBER 1, 2016, AND EACH SEPTEMBER 1 THEREAFTER, THE STATE TREASURER SHALL PROVIDE THE CAPITAL DEVELOPMENT COMMITTEE, THE JOINT BUDGET COMMITTEE, THE COLORADO COMMISSION ON HIGHER EDUCATION, AND THE OFFICE OF STATE PLANNING AND BUDGETING WITH A REPORT THAT INCLUDES:

(A) THE CREDIT RATING DESCRIBED IN SUB-SUBPARAGRAPH (A) OF SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION (1) OF EACH GOVERNING BOARD THAT HAS ISSUED INTERCEPT BONDS;

(B) THE DEBT SERVICE COVERAGE RATIO DESCRIBED IN SUB-SUBPARAGRAPH (B) OF SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION (1) OF EACH GOVERNING BOARD THAT HAS ISSUED INTERCEPT BONDS;

(C) THE TOTAL AMOUNT OF ALL INTERCEPT BONDS ISSUED BY

GOVERNING BOARDS, INCLUDING THE ANTICIPATED PAYMENT SCHEDULE FOR SUCH INTERCEPT BONDS; AND

(D) THE TOTAL AMOUNT OF ALL REVENUE BONDS ISSUED BY GOVERNING BOARDS UNDER SECTION 23-5-101.7 (2), INCLUDING THE ANTICIPATED PAYMENT SCHEDULE FOR ALL SUCH REVENUE BONDS.

(II) THE REPORT DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (d) IS THE BASIS FOR THE ANNUAL PREAPPROVAL CERTIFICATE THAT THE STATE TREASURER SHALL ISSUE TO EACH GOVERNING BOARD THAT MEETS THE REQUIREMENTS SET FORTH IN SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION (1). IN THE EVENT A GOVERNING BOARD DESIRES TO ISSUE INTERCEPT BONDS BETWEEN THE EFFECTIVE DATE OF THIS SUBPARAGRAPH (II) AND SEPTEMBER 1, 2016, THE CAPITAL DEVELOPMENT COMMITTEE MAY REQUEST THE STATE TREASURER TO ISSUE AN EARLY PREAPPROVAL CERTIFICATE FOR SUCH GOVERNING BOARD WHEN A PREAPPROVAL CERTIFICATE HAS NOT YET BEEN ISSUED. THE PREAPPROVAL CERTIFICATE MUST INCLUDE THE TOTAL AMOUNT OF INTERCEPT BONDS THAT THE GOVERNING BOARD MAY ISSUE FOR THE PERIOD THAT THE PREAPPROVAL CERTIFICATE COVERS. THE TOTAL AMOUNT OF INTERCEPT BONDS THAT A GOVERNING BOARD MAY ISSUE MUST BE CALCULATED BASED ON THE LESSER OF THE FOLLOWING, AS OF THE DATE OF ISSUANCE OF THE PREAPPROVAL CERTIFICATE:

(A) THE DIFFERENCE BETWEEN SEVENTY-FIVE PERCENT OF THE MOST RECENT FISCAL YEAR'S GENERAL FUND APPROPRIATIONS FOR STIPENDS AND FEE-FOR-SERVICE CONTRACTS THAT ARE REAPPROPRIATED TO SUCH GOVERNING BOARD AND THE TOTAL ANNUAL DEBT SERVICE PAYMENTS FOR INTERCEPT BONDS OF SUCH GOVERNING BOARD; OR

(B) THE TOTAL AMOUNT OF ADDITIONAL REVENUE BONDS A GOVERNING BOARD COULD ISSUE WHILE MAINTAINING THE REQUIREMENTS SET FORTH IN SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION (1).

(III) THE PREAPPROVAL CERTIFICATE DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (d) MAY BE AMENDED IF REQUESTED BY THE CAPITAL DEVELOPMENT COMMITTEE AS SPECIFIED IN SUBPARAGRAPH (II) OF PARAGRAPH (a) OF SUBSECTION (1.5) OF THIS SECTION.

(IV) THE PREAPPROVAL CERTIFICATE DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (d) MAY INCLUDE THE STATE TREASURER'S RECOMMENDATIONS REGARDING THE STRUCTURE OF ANY INTERCEPT BONDS TO BE ISSUED.

(1.5) (a) (I) A GOVERNING BOARD DESIRING TO ISSUE INTERCEPT BONDS SHALL PRESENT THE STATE TREASURER'S PREAPPROVAL CERTIFICATE, DESCRIBED IN PARAGRAPH (d) OF SUBSECTION (1) OF THIS SECTION, TO THE CAPITAL DEVELOPMENT COMMITTEE AND REQUEST APPROVAL FROM THE CAPITAL DEVELOPMENT COMMITTEE. THE REQUEST MUST INCLUDE:

(A) A DESCRIPTION OF THE PROJECT OR PROJECTS THAT THE GOVERNING BOARD SEEKS TO FINANCE THROUGH THE ISSUANCE OF INTERCEPT BONDS;

(B) THE MAXIMUM AMOUNT OF INTERCEPT BONDS THE GOVERNING BOARD SEEKS TO ISSUE FOR THE PROJECT OR PROJECTS;

(C) THE ANTICIPATED TERMS OF THE INTERCEPT BONDS INCLUDING THE MAXIMUM ANTICIPATED ANNUAL DEBT SERVICE PAYMENT; AND

(D) IF AVAILABLE, A COPY OF THE GOVERNING BOARD'S RESOLUTION THAT AUTHORIZES THE ISSUANCE OF REVENUE BONDS.

(II) IF THERE ARE ACTUAL OR ANTICIPATED CHANGES TO THE FINANCIAL POSITION AND CREDIT RATING OF THE GOVERNING BOARD THAT MAY AFFECT THE GOVERNING BOARD'S COMPLIANCE WITH PARAGRAPH (b) OF SUBSECTION (1) OF THIS SECTION SINCE THE PREAPPROVAL CERTIFICATE WAS ISSUED BY THE STATE TREASURER, THE GOVERNING BOARD SHALL PROVIDE THE CAPITAL DEVELOPMENT COMMITTEE WITH DOCUMENTATION REGARDING SUCH CHANGES. THE CAPITAL DEVELOPMENT COMMITTEE MAY REQUEST THE STATE TREASURER TO PREPARE AN AMENDED PREAPPROVAL CERTIFICATE ON THE BASIS OF THE ADDITIONAL DOCUMENTATION.

(b) NO LATER THAN THIRTY DAYS AFTER THE REQUEST FOR APPROVAL DESCRIBED IN PARAGRAPH (a) OF THIS SUBSECTION (1.5) DURING A REGULAR LEGISLATIVE SESSION OF THE GENERAL ASSEMBLY, OR NO LATER THAN FORTY-FIVE DAYS AFTER THE REQUEST FOR APPROVAL

DESCRIBED IN PARAGRAPH (a) OF THIS SUBSECTION (1.5) DURING ANY PERIOD THAT THE GENERAL ASSEMBLY IS NOT IN REGULAR LEGISLATIVE SESSION, THE CAPITAL DEVELOPMENT COMMITTEE SHALL REVIEW THE REQUEST FOR APPROVAL AND FORWARD A LETTER TO THE JOINT BUDGET COMMITTEE SETTING FORTH ITS APPROVAL OR DISAPPROVAL FOR SUCH GOVERNING BOARD TO USE THE INTERCEPT PROGRAM AND, IF APPROVED, ANY RECOMMENDATIONS THE CAPITAL DEVELOPMENT COMMITTEE MAY HAVE REGARDING THE MAXIMUM AMOUNT OF INTERCEPT BONDS THAT MAY BE ISSUED BY SUCH GOVERNING BOARD.

(c) NO LATER THAN FORTY-FIVE DAYS AFTER RECEIPT OF THE LETTER FROM THE CAPITAL DEVELOPMENT COMMITTEE DURING THE PERIOD OF OCTOBER 10 TO APRIL 10 OF ANY CALENDAR YEAR, OR NO LATER THAN NINETY-FIVE DAYS AFTER RECEIPT OF THE LETTER FROM THE CAPITAL DEVELOPMENT COMMITTEE DURING THE PERIOD OF APRIL 11 TO OCTOBER 9 OF ANY CALENDAR YEAR, THE JOINT BUDGET COMMITTEE SHALL REVIEW THE PROJECT OR PROJECTS AND THE GOVERNING BOARD'S REQUEST TO FINANCE THE PROJECT OR PROJECTS THROUGH THE ISSUANCE OF INTERCEPT BONDS. THE JOINT BUDGET COMMITTEE SHALL FORWARD A LETTER TO THE STATE TREASURER, THE OFFICE OF STATE PLANNING AND BUDGETING, THE COLORADO COMMISSION ON HIGHER EDUCATION, AND THE GOVERNING BOARD SETTING FORTH THE COMMITTEE'S APPROVAL OR DISAPPROVAL FOR SUCH GOVERNING BOARD TO USE THE INTERCEPT PROGRAM AND THE MAXIMUM AMOUNT OF INTERCEPT BONDS THAT MAY BE ISSUED BY SUCH GOVERNING BOARD.

(d) EXCEPT AS PROVIDED IN PARAGRAPH (c) OF SUBSECTION (1) OF THIS SECTION, NO GOVERNING BOARD MAY ISSUE INTERCEPT BONDS UNTIL THE JOINT BUDGET COMMITTEE ISSUES THE APPROVAL LETTER DESCRIBED IN PARAGRAPH (c) OF THIS SUBSECTION (1.5).

(e) THE CAPITAL DEVELOPMENT COMMITTEE SHALL DEVELOP INSTRUCTIONS ON THE FORMAT FOR REQUESTS FOR APPROVAL TO ISSUE INTERCEPT BONDS. SUCH INSTRUCTIONS MUST BE DEVELOPED IN CONSULTATION WITH THE JOINT BUDGET COMMITTEE, THE COLORADO COMMISSION ON HIGHER EDUCATION, AND THE OFFICE OF STATE PLANNING AND BUDGETING. IF A REQUEST TO ISSUE INTERCEPT BONDS DOES NOT RELATE TO A NEW CAPITAL CONSTRUCTION, CAPITAL RENEWAL, OR CONTROLLED MAINTENANCE PROJECT, THE GUIDELINES MAY ALLOW THE GOVERNING BOARD TO SUBMIT THE REQUEST DIRECTLY TO THE CAPITAL DEVELOPMENT COMMITTEE.

(f) THE CAPITAL DEVELOPMENT COMMITTEE MAY REQUEST INPUT FROM THE STATE TREASURER ON ALL REQUESTS FROM A GOVERNING BOARD TO EXPAND OR RESTRUCTURE INTERCEPT BONDS.

(2) Whenever the paying agent has not received payment of principal of or interest on INTERCEPT bonds or other obligations to which this section applies on the business day immediately prior to the date on which such payment is due, the paying agent shall so notify the state treasurer and the institution by telephone, facsimile, or other similar communication, followed by written verification, of such payment status. The state treasurer shall immediately contact the institution and determine whether the institution will make the payment by the date on which it is due.

(3) If an institution indicates that it will not make a payment by the date on which it is due, or if the state treasurer is unable to contact the institution, the state treasurer shall forward the amount in immediately available funds necessary to make the payment of the principal of or interest on the bonds or other obligations of the institution INTERCEPT BONDS to the paying agent. The state treasurer shall recover the amount forwarded by withholding amounts from the institution's payments of the state's fee-for-service contract with the institution, from any other state support for the institution, and from any unpledged tuition OR OTHER moneys collected by the institution. ~~The total amount withheld in a month from the state's fee-for-service contract with the institution for each occasion on which the state treasurer forwards an amount pursuant to this section shall not exceed one-twelfth of the amount forwarded. The state treasurer shall not withhold for more than twelve consecutive months for each occasion on which the treasurer forwards amounts pursuant to this section. Notwithstanding any other provision of this subsection (3), an institution may elect to make early repayment of all or any portion of an amount forwarded by the state treasurer on behalf of the institution pursuant to this section.~~

(4) The amounts forwarded to the paying agent by the state treasurer pursuant to subsection (3) of this section shall be applied by the paying agent solely to the payment of the principal of or interest on such ~~bonds or other obligations of the institution~~ INTERCEPT BONDS. The state treasurer shall notify the department of higher education and the general assembly of amounts withheld and payments made pursuant to this section. Institutions that have a debt service payment forwarded to the paying agent by the state treasurer shall not request a supplemental general fund appropriation or budget amendment for the amount forwarded in order to replace withheld fee-for-service revenue.

(5) (a) Any ~~institution~~ GOVERNING BOARD with ~~a bond~~ AN INTERCEPT BOND issue for which this section applies shall file with the state treasurer WITHIN THIRTY DAYS OF ITS PUBLIC RELEASE a copy of the resolution that authorizes the issuance of INTERCEPT bonds; a copy of the official statement or other offering document for the INTERCEPT bonds; the agreement, if any, with the paying agent for the INTERCEPT bonds; and the name, address, and telephone number of the paying agent. A COPY OF THE OFFICIAL STATEMENT OR OTHER OFFERING DOCUMENT FOR THE INTERCEPT BONDS MUST ALSO BE SUBMITTED WITHIN THIRTY DAYS OF ITS PUBLIC RELEASE TO THE OFFICE OF STATE PLANNING AND BUDGETING, THE COLORADO COMMISSION ON HIGHER EDUCATION, THE CAPITAL DEVELOPMENT COMMITTEE, AND THE JOINT BUDGET COMMITTEE.

(b) ON THE DAY A PRELIMINARY OFFICIAL STATEMENT IS PUBLICLY RELEASED FOR AN INTERCEPT BOND TO BE ISSUED, THE GOVERNING BOARD SHALL NOTIFY THE STATE TREASURER, THE OFFICE OF STATE PLANNING AND BUDGETING, THE COLORADO COMMISSION ON HIGHER EDUCATION, THE CAPITAL DEVELOPMENT COMMITTEE, AND THE JOINT BUDGET COMMITTEE BY PROVIDING AN ELECTRONIC LINK TO OR AN ELECTRONIC COPY OF THE PRELIMINARY OFFICIAL STATEMENT.

(c) The failure of any ~~institution~~ GOVERNING BOARD to file ~~such~~ ANY information ~~shall~~ REQUIRED IN THIS SUBSECTION (5) DOES not affect the ~~obligation of the state treasurer to withhold the state's fee-for-service contract payments to the institution~~ STATE TREASURER'S OBLIGATIONS SET FORTH IN THIS SECTION.

(6) As provided in section 11 of article II of the state constitution, the state hereby covenants with the purchasers and owners of INTERCEPT bonds ~~issued by institutions~~ that it will not repeal, revoke, or rescind the provisions of this section or modify or amend this section so as to limit or impair the rights and remedies granted by this section; except that nothing in this subsection (6) shall be deemed or construed to require the state to continue the payment of state assistance to any institution or to limit or prohibit the state from repealing, amending, or modifying any law relating to the amount of state assistance to institutions or the manner of payment or the timing thereof. Nothing in this section shall be deemed or construed to create a debt of the state with respect to such INTERCEPT bonds within the meaning of any state constitutional provision or to create any other liability except to the extent provided in this section.

(7) Whenever the state treasurer is required by this section to make a payment of principal of or interest on INTERCEPT bonds ~~or other obligations~~ on behalf of an institution, the department of higher education shall initiate an audit of the institution to determine the reason for the nonpayment and to assist the institution, if necessary, in developing and implementing measures to ensure that future payments will be made when they are due.

(8) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "CASH FLOW ANALYSIS" MEANS A COMPARISON MADE BY THE STATE TREASURER OF A GOVERNING BOARD'S ANNUAL DEBT SERVICE CURRENTLY BEING PAID ON THE REVENUE BONDS OR INTERCEPT BONDS TO BE REFUNDED VERSUS ANNUAL DEBT SERVICE TO BE PAID ON THE INTERCEPT BONDS BEING ISSUED TO EFFECTUATE THE REFUNDING AND THE RESULTING DEBT SERVICE SAVINGS OR DISSAVINGS THAT ARE GENERATED. THE CASH FLOW ANALYSIS MUST CONSIDER THE UNIVERSE OF REFUNDING CANDIDATES AND REFUNDING BOND STATISTICS INCLUDING THE TRUE INTEREST COST, AVERAGE LIFE OF REFUNDED AND REFUNDING BONDS, AVERAGE ANNUAL DEBT SERVICE, GROSS DEBT SERVICE, AND THE EXPECTED PRESENT VALUE SAVINGS ON THE REFUNDING.

(b) "GOVERNING BOARD" MEANS THE GOVERNING BODY OF A

	STATE INSTITUTION OF HIGHER EDUCATION.	1
	(c) "INTERCEPT BONDS" MEANS REVENUE BONDS, REFUNDING BONDS, OR OTHER OBLIGATIONS ISSUED PURSUANT TO THIS SECTION.	2
	(d) "INTERCEPT PROGRAM" MEANS THE PROGRAM SET FORTH IN THIS SECTION.	3
	(e) "STATE INSTITUTION OF HIGHER EDUCATION" OR "INSTITUTION" HAS THE SAME MEANING AS SET FORTH IN SECTION 23-18-102 (10).".	4
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	Strike pages 4 through 11.	6
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	Page 12, strike lines 1 through 3.	8
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1291 be postponed indefinitely .	10
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1453 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	12
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	Amend printed bill, page 6, line 21, after "DESIGNEE;" add "EXCEPT THAT THE STATE AUDITOR OR THE STATE AUDITOR'S DESIGNEE SHALL BE A NONVOTING MEMBER OF THE COUNCIL AND SHALL ACT SOLELY IN AN ADVISORY CAPACITY WITH RESPECT TO THE COUNCIL'S ACTIVITIES;".	15
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	Page 9, strike lines 17 through 19 and substitute:	17
	"(c) COORDINATE WITH COMMUNITY COLLEGES IN THE DEVELOPMENT AND TRANSFERABILITY OF APPROPRIATE CURRICULUM AND TECHNICAL CERTIFICATION PROGRAMS, AND PROVIDE COORDINATION FOR THE DEVELOPMENT OF ELEMENTARY AND SECONDARY EDUCATION FEEDER PROGRAMS;".	18
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Appropriations	After consideration on the merits, the Committee recommends that SB16-199 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	37
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	Amend the Senate Health and Human Services Committee Report, dated April 28, 2016, page 5, line 4 strike "SESSION." and substitute "SESSION.	42
	SECTION 11. Appropriation. (1) For the 2016-17 state fiscal year, \$225,000 is appropriated to the department of health care policy and financing for use by the executive director's office. This appropriation is from the department of health care policy and financing cash fund created in section 25.5-1-109, C.R.S. To implement this act, the executive director's office may use this appropriation for general professional services and special projects.	43
	(2) For the 2016-17 state fiscal year. \$81.675 is appropriated to the department of human services for use by the state ombudsman program. This appropriation is from the PACE ombudsman fund created in section 26-11.5-113 (4) (b), C.R.S., and is based on an assumption that the department will require an additional 1.0 FTE.".	44
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	Page 5 of the report, after line 5 insert:	57
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	"Page 1 of the bill, line 105, strike "ELDERLY." and substitute "ELDERLY, AND MAKING AN APPROPRIATION.".	59
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1097 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	63
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Appropriations

After consideration on the merits, the Committee recommends that **SB16-001** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, line 3, strike "(III); and **add** (4) (f) (IV)".

Page 2, strike lines 7 through 23.

Strike page 3.

Page 4, strike lines 1 through 13 and substitute:

"(f) (I) ~~For income tax years commencing on or after January 1, 1989;~~ Amounts received as pensions or annuities from any source, by any individual who is fifty-five years of age or older at the close of the taxable year, to the extent included in federal adjusted gross income or as added in paragraph (c) of subsection (3) of this section;

(II) ~~For income tax years commencing on or after January 1, 1989;~~ Amounts received as pensions or annuities from any source by any individual who is less than fifty-five years of age at the close of the taxable year if such benefits are received because of the death of the person originally entitled to receive such benefits and only to the extent such benefits are included in federal adjusted gross income or as added in paragraph (c) of subsection (3) of this section;

(II.5) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2017, THERE IS NO LIMIT ON THE AMOUNT SUBTRACTED UNDER SUBPARAGRAPHS (I) AND (II) OF THIS PARAGRAPH (f) FOR AN AMOUNT RECEIVED AS A PENSION OR ANNUITY THAT ARISES FROM AN INDIVIDUAL'S SERVICE IN THE UNIFORMED SERVICES OF THE UNITED STATES.

(III) ~~For income tax years commencing on or after January 1, 1989;~~ Amounts subtracted under SUBPARAGRAPHS (I) AND (II) OF this paragraph (f) FOR A PENSION OR ANNUITY THAT ARISES FROM ANY SOURCE OTHER THAN AN INDIVIDUAL'S SERVICE IN THE UNIFORMED SERVICES OF THE UNITED STATES, shall not exceed twenty thousand dollars per tax year; except that ~~for income tax years commencing on or after January 1, 2000;~~ amounts subtracted under subparagraph (I) of this paragraph (f) FROM THESE SAME SOURCES shall not exceed twenty-four thousand dollars per tax year for any individual who is sixty-five years of age or older at the close of the taxable year. For the purpose of determining the exclusion allowed by this paragraph (f), in the case of a joint return, social security benefits included in federal taxable income shall be apportioned in a ratio of the gross social security benefits of each taxpayer to the total gross social security benefits of both taxpayers. For the purposes of this paragraph (f), "pensions and OR annuities" means retirement benefits that are periodic payments attributable to personal services performed by an individual prior to his or her retirement from employment and that arise from an employer-employee relationship, from service in the uniformed services of the United States, or from contributions to a retirement plan which are deductible for federal income tax purposes. "Pensions and OR annuities" includes ~~lump-sum distributions from pension and profit sharing plans to the extent that such distributions qualify for the tax-averaging computation under section 402 (e) (1) of the internal revenue code;~~ distributions from individual retirement arrangements and self-employed retirement accounts to the extent that such distributions are not deemed to be premature distributions for federal income tax purposes, amounts received from fully matured privately purchased annuities, social security benefits, and amounts paid from any such sources by reason of permanent disability or death of the person entitled to receive the benefits.

SECTION 2. Act subject to petition - effective date - applicability. (1) This act".

Page 4, after line 22 insert:

"(2) This act applies for income tax years that commence after the applicable effective date of this act.".

	Strike the Finance Committee Report, dated January 28, 2016.	1
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1332 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	4
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1080 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	9
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Appropriations	After consideration on the merits, the Committee recommends that HB16-1277 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	14
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	Amend reengrossed bill, page 6, strike lines 5 through 27 and substitute:	19
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	"SECTION 2. Appropriation. (1) For the 2016-17 state fiscal year, \$2,500 is appropriated to the department of health care policy and financing for use by the executive director's office. This appropriation is from the general fund, and is subject to the "(M)" notation as defined in the annual general appropriation act for the same fiscal year. To implement this act, the office may use this appropriation for Medicaid management information system maintenance and projects.	21
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	(2) For the 2016-17 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$22,500 in federal funds for Medicaid management information system maintenance and projects. The appropriation in subsection (1) of this section is based on the assumption that the department will receive this amount of federal funds."	28
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	Page 7, strike lines 1 through 6.	35
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Appropriations	After consideration on the merits, the Committee recommends that SB16-003 be referred to the Committee of the Whole with favorable recommendation.	38
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	Amend printed bill, page 2, line 21 strike "ONE MILLION".	42
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	Page 3, after line 11 insert:	44
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	"SECTION 4. In Colorado Revised Statutes, 2-3-1602, amend (1) as follows:	46
		47
	2-3-1602. Wildfire matters review committee - creation - repeal of part. (1) To address wildfire prevention and mitigation and to review and propose legislation relating to such matters, the wildfire matters review committee is hereby created, and is referred to in this part 16 as the "committee". The committee shall meet at the call of the chair at least once during the interim of each year to review and to propose legislation or other policy changes relating to wildfire prevention and mitigation and all related matters, including, without limitation, public safety and forest health issues. The committee may TAKE UP TO TWO FIELD TRIPS DURING THE INTERIM AND consult with experts in all fields relating to wildfire prevention and mitigation as may be necessary to achieve the objectives of this part 16. All personnel of any state agency or political subdivision of Colorado involved in wildfire prevention and mitigation, including the Colorado department of public safety and the Colorado state forest service, shall cooperate with the committee and with any persons assisting the committee in carrying out its duties pursuant to this section. On June 5, 2013, any remaining powers, duties, and responsibilities delegated to and possessed by the lower north fork wildfire commission created in section 2-2-1702 (1) are hereby transferred to the committee."	48
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	Renumber succeeding section accordingly.	69

Appropriations

Page 1, strike lines 101 through 104 and substitute "CONCERNING INCREASED METHODS TO REDUCE WILDFIRE RISK."

After consideration on the merits, the Committee recommends that **HB16-1172** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

SENATE SERVICES REPORT

- Correctly Printed: SB16-210 and 211.
- Correctly Engrossed: SB16-019, 138, 161, 180, 181, 187, and 188; SCR16-005.
- Correctly Reengrossed: SB16-069, 104, 143, 146, 163, 193, 198, 201, 202, 203, and 205.
- Correctly Revised: HB16-1114, 1186, 1257, 1373, and 1377.
- Correctly Rerevised: HB16-1034, 1056, 1129, 1177, 1197, 1280, 1282, 1302, 1311, 1320, 1324, 1349, 1387, 1402, 1423, 1425, 1432, and 1442.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (SB16-087, SB16-186) of Tuesday, May 3 was laid over to follow the General Orders -- Second Reading of Bills Calendar of Tuesday, May 3.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE ON SB16-062

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on SB16-062, concerning modifications to the regulation of veterinary pharmaceuticals, has met and reports that it has agreed upon the following:

That the Senate accede to the House amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 2, line 5, after "(a)" insert "(I)".

Page 2, strike lines 8 through 12 and substitute "EACH APPOINTED BY THE STATE VETERINARIAN WHO SERVES UNDER THE COMMISSIONER OF AGRICULTURE PURSUANT TO SECTION 35-50-104, C.R.S., AS".

Page 2, line 14, strike "(I)" and substitute "(A)".

Page 2, line 16, strike "STATE" and substitute "STATE, IN GOOD STANDING,".

Page 2, strike lines 17 through 24 and substitute "PRACTICE OF VETERINARY MEDICINE;
(B) ONE MEMBER WHO IS EITHER A LICENSED PHARMACEUTICAL WHOLESALER ENGAGED IN THE DISTRIBUTION OF ANIMAL DRUGS, HAVING

AT LEAST FIVE YEARS' EXPERIENCE IN THIS STATE, IN GOOD STANDING, AND ACTIVELY ENGAGED IN THE PRACTICE OF WHOLESALE PHARMACY OR A LICENSED VETERINARIAN, HAVING AT LEAST FIVE YEARS' EXPERIENCE IN THIS STATE, IN GOOD STANDING, AND ACTIVELY ENGAGED IN THE PRACTICE OF VETERINARY MEDICINE, BUT WHO IS NOT BOTH A PHARMACEUTICAL WHOLESALER AND A VETERINARIAN; AND

(C) ONE MEMBER WHO HAS A BACKGROUND IN AGRICULTURE AND WHO IS NOT A PHARMACIST, PHARMACEUTICAL WHOLESALER, OR VETERINARIAN.

(II) THE STATE VETERINARIAN SHALL CHOOSE A PERSON WHO DOES NOT DO BUSINESS ALONG THE FRONT RANGE FOR AT LEAST ONE OF THE PROFESSIONAL APPOINTMENTS ON THE ADVISORY COMMITTEE.

(b) THE MEMBERS OF THE ADVISORY COMMITTEE SERVE THREE-YEAR TERMS; EXCEPT THAT THE STATE VETERINARIAN SHALL APPOINT ONE OF THE INITIAL MEMBERS OF THE ADVISORY COMMITTEE FOR A TWO-YEAR TERM. IF THERE IS A VACANCY ON THE ADVISORY COMMITTEE, THE STATE VETERINARIAN SHALL APPOINT A SUCCESSOR TO FILL THE UNEXPIRED PORTION OF THE MEMBER'S TERM."

Page 3, strike lines 1 through 18.

Page 3, strike lines 25 through 27 and substitute:

"(III) A MEMBER OF THE ADVISORY COMMITTEE SHALL NOT PERFORM AN OFFICIAL ACT THAT:

(A) MAY PROVIDE A DIRECT ECONOMIC BENEFIT TO A BUSINESS OR OTHER UNDERTAKING IN WHICH THE MEMBER HAS A DIRECT OR SUBSTANTIAL FINANCIAL INTEREST; OR

(B) INVOLVES A PERSON WITH WHOM THE MEMBER HAS ENGAGED IN A SUBSTANTIAL NUMBER OF BUSINESS TRANSACTIONS."

Page 4, strike lines 1 and 2.

Page 4, line 26, strike "MEET" and substitute "MEET, IN PERSON OR BY TELECONFERENCE,".

Page 5, line 7, after "CONCLUSIONS." add "AT THE ADVISORY COMMITTEE'S DISCRETION, THE ADVISORY COMMITTEE MAY ALSO PRESENT ITS RECOMMENDATIONS TO THE BOARD IN PERSON OR BY TELECONFERENCE."

Page 5, lines 16 and 17, strike "BOARD OF VETERINARY MEDICINE," and substitute "STATE VETERINARIAN,".

Respectfully submitted,

Senate Committee:

(signed)

Vicki Marble, Chairman

Jerry Sonnenberg

Leroy Garcia, Jr.

House Committee:

(signed)

Ed Vigil, Chairman

Jon Becker

Joann Ginal

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:

HB16-1423 by Representative(s) Lundeen and Garnett; also Senator(s) Hill--Concerning measures to maximize trust in the use of student data in the elementary and secondary education system.

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, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, and Woods.

SB16-181 by Senator(s) Woods and Jahn, Aguilar, Carroll, Cooke, Guzman, Hill, Kerr, Lundberg, Marble, Martinez Humenik, Newell, Scheffel, Steadman, Todd; also Representative(s) Kagan and Dore, Garnett, Wist--Concerning the sentencing of persons convicted of class 1 felonies committed while the persons were juveniles.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	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	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: Donovan, Garcia, Heath, Holbert, Kefalas, Lambert, Merrifield, Neville T., Tate, and Ulibarri.

Senator Cooke requested his name be removed as prime/sponsor on SB16-181.

HB16-1377 by Representative(s) Primavera, Joshi, Coram, Landgraf, McCann, Moreno, Tyler; also Senator(s) Lambert--Concerning the creation of a task force on the collection and security of digital images of evidence of child abuse or neglect.

A majority of those elected to the Senate having voted in the affirmative, Senator Lambert was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.012), by Senator Lambert.

Amend revised bill, page 4, line 11, after "DOCUMENTING" insert "SUSPECTED".

Page 4, line 17, after "DOCUMENT" insert "SUSPECTED".

Page 4, line 22, after "OF" insert "SUSPECTED".

Page 5, line 19, strike "INTEREST IN" and substitute "KNOWLEDGE OF".

Page 5, line 25, after "VISIBLE" insert "OR NOT VISIBLE".
 Page 5, line 26, strike the first "AND MAKE".
 Page 6, line 2, before "CHILD" insert "SUSPECTED".
 Page 7, line 14, strike "NORMALLY".
 Page 8, line 1, before "CHILD" insert "SUSPECTED".
 Page 11, line 24, before "ABUSE" insert "SUSPECTED".
 Page 12, line 16, before "CHILD" insert "SUSPECTED".
 Page 12, line 18, before "CHILD" insert "SUSPECTED".
 Page 12, line 23, before "CHILD" insert "SUSPECTED".
 Page 14, line 16, before "ABUSE" insert "SUSPECTED".
 Page 14, strike line 24 and substitute:

"(4) THE TASK FORCE SHALL STUDY THE FOLLOWING SEQUENCE OF
 EVENTS AND RECOMMEND BEST PRACTICES WHEN A".

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	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, as amended, was **passed**.

Co-sponsor(s) added: Aguilar, Heath, Hill, Jahn, Johnston, Kefalas, Kerr, Lundberg, Martinez Humenik, Newell, Scheffel, and Todd.

HB16-1373 by Representative(s) Singer; also Senator(s) Holbert and Marble--Concerning requiring school districts to adopt a policy permitting the use of medical marijuana by students authorized to use medical marijuana.

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, Donovan, Garcia, Guzman, Heath, Hodge, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Merrifield, Neville T., Newell, Scheffel, Scott, Steadman, Tate, Todd, Ulibarri, and Woods.

SB16-138 by Senator(s) Scott; also Representative(s) Priola--Concerning a study of the delegation of functions of certain regulations related to motor vehicles administered by the department of revenue.

A majority of those elected to the Senate having voted in the affirmative, Senator Scott was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.004), by Senator Scott.

Amend engrossed bill, page 4, after line 1 insert:

SECTION 2. In Colorado Revised Statutes, **add** 42-1-232 as follows:

42-1-232. Kiosk pilot program. (1) THE DEPARTMENT MAY CONDUCT A KIOSK PILOT PROGRAM USING A PRIVATE PROVIDER OF MOTOR VEHICLE SERVICES USING THE DEPARTMENT OFFICE OR THE OFFICES OF AN AUTHORIZED AGENT.

(2) THE DEPARTMENT MAY ASSESS A CONVENIENCE FEE, NOT TO EXCEED THREE DOLLARS, FOR THE SERVICES PROVIDED IN THE KIOSK PILOT PROGRAM. THE DEPARTMENT MAY AUTHORIZE THE AUTHORIZED AGENT OR THE PRIVATE PROVIDER TO RETAIN A PORTION OF THE SERVICE FEE.

(3) THE DEPARTMENT MAY ACCEPT FINANCIAL ASSISTANCE FROM AN AUTHORIZED AGENT OR A PRIVATE PARTY TO IMPLEMENT THIS PROGRAM, SO LONG AS THE FINANCIAL ASSISTANCE IS DIRECTLY RELATED TO THE KIOSK PILOT PROGRAM AND DOES NOT STIPULATE A CONDITION THAT CONFLICTS WITH STATE LAW.

(4) ANY PRIVATE PROVIDER PARTICIPATING IN THE KIOSK PILOT PROGRAM IS NOT EXCLUDED FROM ANY COMPETITIVE BID PROCESS ARISING FROM LEGISLATION PASSED OR RULES PROMULGATED ON ACCOUNT OF THE STUDY DONE UNDER SECTION 42-1-231, C.R.S."

Renumber succeeding sections accordingly.

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	24	NO	11	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	N	Marble	Y	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	Todd	Y
Donovan	Y	Johnston	N	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	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, as amended, was **passed**.

Co-sponsor(s) added: Cadman, Cooke, Crowder, Holbert, Jahn, Lambert, Lundberg, Martinez Humenik, Neville T., Scheffel, Tate, and Woods.

HB16-1114 by Representative(s) DelGrosso; also Senator(s) Ulibarri--Concerning the repeal of duplicate reporting requirements.

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, Guzman, Heath, Jahn, Kefalas, Merrifield, Newell, Scott, Tate, and Woods.

HB16-1257 by Representative(s) McCann, Foote, Kagan; also Senator(s) Scheffel, Johnston, Steadman--Concerning implementation of recommendations of the committee on legal services in connection with legislative review of rules and regulations of state agencies.

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: Cadman, Guzman, Heath, Hodge, and Roberts.

HB16-1186 by Representative(s) Tyler; also Senator(s) Baumgardner--Concerning the allocation of a portion of fee revenues collected from public utilities to meet Colorado's grant match obligations under federal law governing the funding of fixed rail guideway safety oversight programs, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	N	Tate	N
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: Cadman and Crowder.

SB16-161 by Senator(s) Crowder; also Representative(s) Primavera--Concerning the regulation of athletic trainers by the division of professions and occupations in the department of regulatory agencies, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	8	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	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Aguilar, Cadman, Garcia, Grantham, Heath, Johnston, Jones, Kerr, Martinez Humenik, Merrifield, Newell, Roberts, Steadman, Tate, Todd, and Ulibarri.

SB16-180 by Senator(s) Woods and Jahn, Aguilar, Guzman, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Newell, Scheffel, Steadman, Todd, Ulibarri; also Representative(s) Kagan and Ransom, Priola, Danielson, Dore, Garnett, Klingenschmitt, McCann, Moreno, Rosenthal, Willett, Wist--Concerning a specialized program within the department of corrections for certain offenders who were convicted as adults for offenses they committed as juveniles, 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	N		
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N		
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	N	Neville T.	Y	Ulibarri	Y		
Garcia	Y	Jones	Y	Newell	Y	Woods	Y		
Grantham	Y	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 and Kefalas.

Senate in recess.

Call of the Senate.

Senate reconvened.

Call raised.

MESSAGE FROM THE HOUSE

May 3, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1448.

The House has passed on Third Reading and transmitted to the Revisor of Statutes

HB16-1376, amended as printed in House Journal, April 28.

HB16-1003, amended as printed in House Journal, April 28.

HB16-1031, amended as printed in House Journal, May 2

HB16-1077, amended as printed in House Journal, May 2, and amended on Third Reading as printed in House Journal, May 3.

The House has passed on Third Reading and returns herewith SB16-156, 140, 173.

The House has postponed indefinitely SB16-086, 151, 154, 079. The bills are returned herewith.

The Speaker has appointed Representatives Salazar, chairman, Ryden, and Neville as House conferees on the First Conference Committee on SB16-106.

MESSAGE FROM THE REVISOR OF STATUTES

May 3, 2016

We herewith transmit:

Without comment, HB16-1448.

Without comment, as amended, HB16-1003, 1031, 1077, and 1376.

THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

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.

Laid over until Wednesday, May 4, retaining its place on the calendar.

SB16-019 by Senator(s) Cooke; also Representative(s) Saine and Foote--Concerning a requirement that court-ordered mental condition examinations be recorded, 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	N	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	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	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**.

Co-sponsor(s) added: Baumgardner, Marble, Martinez Humenik, Neville T., Roberts, Tate, Todd, and Woods.

SB16-187 by Senator(s) Hill; also Representative(s) Williams and Sias--Concerning measures affecting the operation of charter schools.

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	N	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	N
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Grantham, Holbert, Johnston, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Tate, and Woods.

SB16-188
by Senator(s) Hill; also Representative(s) Williams and Sias--Concerning increasing charter schools' access to resources.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	N	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	N
Crowder	Y	Jahn	Y	Merrifield	N	Todd	N
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	N
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	N	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Grantham, Holbert, Johnston, Lambert, Lundberg, Marble, Martinez Humenik, Neville T., Roberts, Scheffel, Scott, Sonnenberg, and Woods.

RECONSIDERATION OF SB16-181

SB16-181
by Senator(s) Woods and Jahn, Aguilar, Carroll, Cooke, Guzman, Hill, Kerr, Lundberg, Marble, Martinez Humenik, Newell, Scheffel, Steadman, Todd; also Representative(s) Kagan and Dore, Garnett, Wist--Concerning the sentencing of persons convicted of class 1 felonies committed while the persons were juveniles.

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills - Final Passage, on **SB16-181**.

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:

SB16-181
by Senator(s) Woods and Jahn, Aguilar, Carroll, Cooke, Guzman, Hill, Kerr, Lundberg, Marble, Martinez Humenik, Newell, Scheffel, Steadman, Todd; also Representative(s) Kagan and Dore, Garnett, Wist--Concerning the sentencing of persons convicted of class 1 felonies committed while the persons were juveniles.

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	N
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	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**.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB16-1427** be **referred** to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB16-1079** be **postponed indefinitely**.

Local Government After consideration on the merits, the Committee recommends that **SB16-211** 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 5, line 14, after "CHALLENGED," insert "EXCEPT AS PROVIDED IN THIS SUBSECTION (6),".

Page 5, line 18, after "CHALLENGED," insert "EXCEPT AS PROVIDED IN THIS SUBSECTION (6),".

Page 6, after line 3 insert:

"(c) NOTHING IN THIS SUBSECTION (6) IS INTENDED TO LIMIT CHALLENGES BY LEGAL PROCEEDINGS IN THE NATURE OF QUO WARRANTO TO THE CONTINUING SERVICE OF PERSONS APPOINTED OR ELECTED TO A BOARD WHO MAY NO LONGER BE ELIGIBLE TO SERVE IN ACCORDANCE WITH SECTION 32-1-905 TOGETHER WITH CHALLENGES TO THE ACTIONS OF SUCH BOARD TAKEN AFTER INITIATION OF THOSE LEGAL PROCEEDINGS.".

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB16-1451** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB16-1112** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 6, strike line 7.

Page 6, line 8, strike "28-5-709 (3.5) (d), C.R.S." and substitute "ASSEMBLY AND ANY MONEY RECEIVED PURSUANT TO SUBSECTION (2) OF THIS SECTION.".

Page 7, strike lines 9 through 17.

	Renumber succeeding section accordingly.	1
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1368 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	4
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	Amend printed bill, page 18, line 11, after " board. " insert "(1)".	9
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	Page 18, strike lines 14 through 18 and substitute "PRESERVATION OF RECORDS. IF THE STATE ARCHIVIST CONVENES THE BOARD, THE STATE ARCHIVIST SHALL ENSURE THAT TECHNICAL EXPERTS FROM THE FOLLOWING GOVERNMENTAL AGENCIES AND NONPROFIT ENTITIES HAVE AN OPPORTUNITY TO PARTICIPATE IN THE WORK OF THE BOARD:	11
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	(a) EXECUTIVE BRANCH AGENCIES UNDER THE GOVERNOR'S PURVIEW;	16
	(b) THE OFFICE OF THE ATTORNEY GENERAL;	17
	(c) THE OFFICE OF THE SECRETARY OF STATE;	18
	(d) THE GENERAL ASSEMBLY;	19
	(e) THE JUDICIAL BRANCH;	20
	(f) A NONPROFIT ORGANIZATION THAT REPRESENTS COUNTIES AND A NONPROFIT ORGANIZATION THAT REPRESENTS COUNTY CLERKS;	21
	(g) A NONPROFIT ORGANIZATION THAT REPRESENTS MUNICIPALITIES AND A NONPROFIT ORGANIZATION THAT REPRESENTS MUNICIPAL CLERKS; AND	22
	(h) A NONPROFIT ORGANIZATION THAT REPRESENTS SPECIAL DISTRICTS.	23
	(2) EACH GOVERNMENTAL AGENCY AND NONPROFIT ENTITY THAT IS ASKED TO PARTICIPATE IN THE RECORDS ADVISORY BOARD PURSUANT TO SUBSECTION (1) OF THIS SECTION SHALL DESIGNATE THE APPROPRIATE PERSON FROM THE AGENCY OR ENTITY TO PARTICIPATE IN THE WORK OF THE BOARD.	24
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	(3) IF THE STATE ARCHIVIST CONVENES A RECORDS ADVISORY BOARD, THE BOARD SHALL HAVE THE FOLLOWING GOALS:	34
	(a) IDENTIFY, RESEARCH, AND PRIORITIZE RECORDS MANAGEMENT, PRESERVATION, AND ACCESS PROBLEMS;	35
	(b) ASSIST IN THE DEVELOPMENT OF RECORDS MANAGEMENT POLICIES AND PROCEDURES;	36
	(c) COLLECT AND SHARE ACCEPTED PRESERVATION AND ARCHIVAL BEST PRACTICES;	37
	(d) ASSIST IN THE APPRAISAL OF RECORDS FOR HISTORICAL VALUE;	38
	(e) REVIEW RECORDS RETENTION SCHEDULES; AND	39
	(f) STUDY AND DEVELOP STANDARDS AND MANAGEMENT PROGRAMS TO ADDRESS THE CREATION, MAINTENANCE, ARCHIVING, AND ACCESS OF PERMANENT DIGITAL RECORDS."	40
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1393 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	49
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1117 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	55
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1211 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	61
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Finance	After consideration on the merits, the Committee recommends that HB16-1047 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	67
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Finance	After consideration on the merits, the Committee recommends that HB16-1404 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4 5 6
	Amend reengrossed bill, page 4, line 5, after the first "CONTEST" insert "WITH AN ENTRY FEE".	7 8 9
	Page 4, strike line 10 and substitute "ACCOUNTS WHO PARTICIPATE IN FANTASY CONTESTS WITH AN ENTRY FEE.".	10 11 12
	Page 5, line 6, after the comma insert "A SMALL FANTASY CONTEST OPERATOR IS NOT SUBJECT TO THE REQUIREMENTS OF SECTION 12-15.5-106 (2) REGARDING AN ANNUAL AUDIT,".	13 14 15 16
	Page 12, after line 19 insert:	17
	"12-15.5-112. Repeal. THIS ARTICLE IS REPEALED, EFFECTIVE SEPTEMBER 1, 2020. BEFORE ITS REPEAL, THIS ARTICLE IS SCHEDULED FOR REVIEW IN ACCORDANCE WITH SECTION 24-34-104, C.R.S.	18 19 20 21
	SECTION 2. In Colorado Revised Statutes, 24-34-104, add (51.5) (j) as follows:	22 23
	24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (51.5) The following agencies, functions, or both terminate on September 1, 2020:	24 25 26 27
	(j) THE REGULATION OF FANTASY CONTEST OPERATORS BY THE DEPARTMENT PURSUANT TO SECTIONS 12-15.5-103 TO 12-15.5-107, 12-15.5-109, AND 12-15.5-110, C.R.S.".	28 29 30 31
	Renumber succeeding sections accordingly.	32 33 34
Finance	After consideration on the merits, the Committee recommends that HB16-1295 be postponed indefinitely .	35 36 37
Finance	After consideration on the merits, the Committee recommends that HB16-1175 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	38 39 40 41
Finance	After consideration on the merits, the Committee recommends that HB16-1261 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	42 43 44 45
Finance	After consideration on the merits, the Committee recommends that SB16-194 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	46 47 48 49 50
Finance	After consideration on the merits, the Committee recommends that HB16-1362 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	51 52 53 54 55
	Amend reengrossed bill, page 19, strike lines 13 through 18 and substitute "\$47,665 is appropriated to the department of personnel. This appropriation is from the disability support fund created in section 24-30-2205.5 (1), C.R.S., and is based on an assumption that the committee will require an additional 0.5 FTE. To implement this act, the department may use this appropriation for administrative support of the Colorado disability funding committee.".	56 57 58 59 60 61 62 63 64
Finance	After consideration on the merits, the Committee recommends that HB16-1321 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	65 66 67 68 69

Finance	After consideration on the merits, the Committee recommends that SB16-209 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5
Finance	After consideration on the merits, the Committee recommends that HB16-1457 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.	6 7 8 9 10 11
	Amend reengrossed bill, page 2, line 3, strike "16-____," and substitute "16-1457,".	12 13 14 15
Finance	After consideration on the merits, the Committee recommends that HB16-1394 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	16 17 18 19 20
	Amend reengrossed bill, page 4, line 18, after "CARETAKER" insert "KNOWINGLY".	21 22 23
	Page 16, strike lines 24 through 27 and substitute: "(XXII) (A) PERSONNEL OF BANKS, SAVINGS AND LOAN ASSOCIATIONS, CREDIT UNIONS, AND OTHER LENDING OR FINANCIAL INSTITUTIONS WHO DIRECTLY OBSERVE IN PERSON THE MISTREATMENT OF AN AT-RISK ELDER OR WHO HAVE REASONABLE CAUSE TO BELIEVE THAT AN AT-RISK ELDER HAS BEEN MISTREATED OR IS AT IMMINENT RISK OF MISTREATMENT; AND (B) PERSONNEL OF BANKS, SAVINGS AND LOAN ASSOCIATIONS, CREDIT UNIONS, AND OTHER LENDING OR FINANCIAL INSTITUTIONS WHO DIRECTLY OBSERVE IN PERSON THE MISTREATMENT OF AN AT-RISK ADULT WITH IDD OR WHO HAVE REASONABLE CAUSE TO BELIEVE THAT AN AT-RISK ADULT WITH IDD HAS BEEN MISTREATED OR IS AT IMMINENT RISK OF MISTREATMENT BY REASON OF ACTUAL KNOWLEDGE OF FACTS OR CIRCUMSTANCES INDICATING THE MISTREATMENT.".	24 25 26 27 28 29 30 31 32 33 34 35 36 37 38
	Page 17, strike lines 1 through 8.	39
	Page 21, line 6, after "CARETAKER" insert "KNOWINGLY".	40 41 42
	Page 33, line 4, after "CARETAKER" insert "KNOWINGLY".	43 44 45
Finance	After consideration on the merits, the Committee recommends that HB16-1222 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.	46 47 48 49
	Amend reengrossed bill, page 15, after line 15 insert: "SECTION 2. In Colorado Revised Statutes, amend 22-30.7-109.5 as follows: 22-30.7-109.5. Online programs and online schools - report to authorizer and department. Each online program and online school shall annually submit to its authorizer and to the department information, pursuant to state board rules, concerning sound financial and accounting practices and resources. A multi-district online school shall notify its authorizer and the department of any intent to amend the program's or school's application for certification which shall include any intent to expand grade levels served by the program or school. any intent to change education service providers, or other intended changes, as defined by the state board. If the department concludes that the online program or online school should not be permitted to amend its application for certification TO EXPAND GRADE LEVELS SERVED BY THE PROGRAM OR SCHOOL based on the quality standards established by the state board pursuant to section 22-30.7-105, the department shall notify the authorizer and the online program or online school of its decision within thirty days of AFTER receiving the notification from the program or school. The authorizer shall then have thirty days to appeal the department's decision to the state	50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69

board, pursuant to the state board's administrative policies.".

Renumber succeeding sections accordingly.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SR16-004 by Senator(s) Scheffel, Guzman, Cadman; --Concerning changes to Senate Rule 24A regarding the sponsorship of bills.

On motion of Majority Leader Scheffel, **SR16-004** was laid over to the end of the Consideration of Resolutions Calendar of Tuesday, May 3.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

HB16-1003 by Representative(s) Pettersen and Young; also Senator(s) Merrifield and Todd-- Concerning the state income tax deductions for contributions to and distributions of investment earnings from the qualified state tuition program established by collegeinvest. State, Veterans, & Military Affairs

HB16-1031 by Representative(s) Carver; also Senator(s) Cooke--Concerning a requirement that legislative council staff present a study of the transportation commission districts of the state to the transportation legislation review committee. Finance

HB16-1077 by Representative(s) Moreno; also Senator(s) Martinez Humenik--Concerning the recreation of the statutory revision committee, and, in connection therewith, making an appropriation. Finance

HB16-1376 by Representative(s) Esgar and Winter, Becker K., Danielson, Fields, Garnett, Hullinghorst, Kagan, Lebsock, Lontine, McCann, Melton, Mitsch Bush, Moreno, Pettersen, Primavera, Ryden, Salazar, Tyler; also Senator(s) Carroll--Concerning increasing the authority of the office of consumer counsel to advocate on behalf of consumers of public utility services, and, in connection therewith, making an appropriation. State, Veterans, & Military Affairs

HB16-1448 by Representative(s) Singer; also Senator(s) Kefalas and Lundberg, Todd--Concerning the relative guardianship assistance program. State, Veterans, & Military Affairs

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 15 (c) was suspended to allow the Senate to hear bills not previously printed in the Senate Calendar.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1378, HB16-1097, HB16-1332, HB16-1080, HB16-1172, SB16-211, HB16-1451, HB16-1393, SB16-209, and HB16-1457 were made Special Orders at 6:49 p.m.

Upon request of Majority Leader Scheffel, **HB16-1378** and **SB16-211** were removed from the Special Orders--Second Reading of Bills Consent Calendar of Tuesday, May 3 and were placed at the end of the Special Orders--Second Reading of Bills Calendar of Tuesday, May 3.

Committee of the Whole
 The hour of 6:49 p.m. having arrived, Senator Sonnenberg 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 Sonnenberg 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:

HB16-1097
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.

Ordered revised and placed on the calendar for third reading and final passage.

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.

Ordered revised and placed on the calendar for third reading and final passage.

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.

(Amended in Special Orders as printed in Senate journal, April 29, page(s) 955.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

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.

Ordered revised and placed on the calendar for third reading and final passage.

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".

Ordered revised and placed on the calendar for third reading and final passage.

HB16-1393
by Representative(s) Esgar and Foote; also Senator(s) Cooke--Concerning procedures for ordered testing for communicable diseases.

Ordered revised and placed on the calendar for third reading and final passage.

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.

Ordered engrossed and placed on the calendar for third reading and final passage.

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.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1027, and placed in members' bill files.)

As amended, 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 Sonnenberg, 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: SB16-209, HB16-1097, HB16-1332, HB16-1080 as amended, HB16-1172, HB16-1451, HB16-1393, HB16-1457 as amended.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB16-087, SB16-186, HB16-1348, HB16-1363, SB16-204, HB16-1453, SB16-199, SB16-001, HB16-1277, SB16-003, HB16-1427, HB16-1368, HB16-1394, HB16-1378, and SB16-211 were made Special Orders at 7:04 p.m.

Committee of the Whole The hour of 7:04 p.m. having arrived, Senator Sonnenberg moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Sonnenberg 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:

SB16-087
by Senator(s) Baumgardner; also Representative(s) Tyler--Concerning public utility fee funding for the highway-rail crossing signalization fund.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 925, and placed in members' bill files.)
Amendment No. 2(L.003), by Senators Baumgardner, Cadman, Grantham, and Lambert.

Strike the Appropriations Committee Report, dated April 29, 2016, and substitute:

"Amend printed bill, strike everything below the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, 40-2-114, **amend** (1) as follows:

40-2-114. Disposition of fees collected. (1) (a) Three percent of the fees collected under section 40-2-113 by the department of revenue shall be remitted to the state treasurer and credited by the state treasurer to the general fund AS FOLLOWS:

(I) FOR THE 2016-17 FISCAL YEAR, THE FEES ARE CREDITED TO THE GENERAL FUND;

(II) FOR THE 2017-18 FISCAL YEAR AND FOR EACH FISCAL YEAR THEREAFTER, THE LESSER OF ALL OF THE FEES OR AN AMOUNT OF THE FEES EQUAL TO TWO HUNDRED FORTY THOUSAND DOLLARS PLUS A CUMULATIVE INFLATION ADJUSTMENT OF TWO PERCENT FOR EACH FISCAL YEAR BEGINNING WITH THE 2017-18 FISCAL YEAR ARE CREDITED TO THE HIGHWAY-RAIL CROSSING SIGNALIZATION FUND CREATED IN SECTION 40-29-116 (1) AND ANY REMAINING FEES ARE CREDITED TO THE GENERAL FUND.

(b) For the remaining ninety-seven percent of the fees collected, the state treasurer shall credit:

(a) (I) Fees paid by public utilities that are telephone corporations to the telecommunications utility fund, which fund is hereby created; and

(b) (II) Fees paid by other public utilities to the public utilities commission fixed utility fund, which fund is hereby created.

SECTION 2. In Colorado Revised Statutes, 40-29-116, **amend** (2) as follows:

40-29-116. Highway-rail crossing signalization fund created - annual appropriation. (2) ~~Subject to annual appropriation by the general assembly;~~ FOR THE 2016-17 FISCAL YEAR, the sum of two hundred forty thousand dollars ~~shall be paid~~ IS APPROPRIATED from the ~~general fund and credited~~ HIGHWAY USERS TAX FUND CREATED IN SECTION 43-4-201 (1) (a), C.R.S., TO THE HIGHWAY-RAIL CROSSING SIGNALIZATION FUND AS AUTHORIZED BY SECTION 43-4-201 (3) (a) (VI), C.R.S. PURSUANT TO SECTION 40-2-114 (1) (a) (II), FOR THE 2017-18 FISCAL YEAR AND FOR EACH FISCAL YEAR THEREAFTER, THE LESSER OF THREE PERCENT OF THE FEES COLLECTED UNDER SECTION 40-2-113 OR AN AMOUNT OF THE FEES EQUAL TO TWO HUNDRED FORTY THOUSAND DOLLARS PLUS A CUMULATIVE INFLATION ADJUSTMENT OF TWO PERCENT FOR EACH FISCAL YEAR BEGINNING WITH THE 2017-18 FISCAL YEAR IS CREDITED TO THE HIGHWAY-RAIL CROSSING SIGNALIZATION FUND. Notwithstanding section 24-36-114 (1), C.R.S., any interest earned on the deposit and investment of moneys in the highway-rail crossing signalization fund shall remain in the fund and shall not be credited or transferred to the general fund or any other fund. Such earned interest moneys are hereby continuously appropriated to the public utilities commission for use for the purposes of the highway-rail crossing signalization fund.

SECTION 3. In Colorado Revised Statutes, 43-4-201, **add** (3) (a) (VI) as follows:

43-4-201. Highway users tax fund - created. (3) (a) (VI) NOTWITHSTANDING ANY OTHER PROVISION IN THIS SECTION, SUBJECT TO THE LIMITATIONS SPECIFIED IN SECTION 40-29-116 (2), C.R.S., FOR THE 2016-17 FISCAL YEAR ONLY, THE GENERAL ASSEMBLY MAY MAKE AN APPROPRIATION FROM THE HIGHWAY USERS TAX FUND TO THE HIGHWAY-RAIL CROSSING SIGNALIZATION FUND CREATED IN SECTION 40-29-116 (1), C.R.S.

SECTION 4. Appropriation. (1) For the 2016-17 state fiscal year, \$240,000 cash funds is appropriated to the highway-rail crossing

signalization fund created in section 40-29-116 (1), C.R.S. This appropriation is from the highway users tax fund created in section 43-4-201 (1) (a), C.R.S. The department of regulatory agencies is responsible for the accounting related to this appropriation.

(2) For the 2016-17 state fiscal year, \$240,000 is appropriated to the department of regulatory agencies for use by the public utilities commission. This appropriation is from reappropriated funds in the highway-rail crossing signalization fund under subsection (1) of this section. To implement this act, the commission may use the appropriation for operating expenses."

Page 1 of the bill, line 101, strike "PUBLIC UTILITY FEE".

Page 1 of the bill, line 102, strike "FUND." and substitute "FUND, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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.

(Amended in Special Orders as printed in Senate Journal, May 2, page(s) 994.)

As amended, 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.)

HB16-1348 by Representative(s) Ryden; also Senator(s) Todd--Concerning a specific crime of cruelty to a certified police working dog.

Ordered revised and placed on the calendar for third reading and final passage.

HB16-1363 by Representative(s) Singer; also Senator(s) Newell and Tate--Concerning rule-making authority for medical marijuana advertising directed at underage persons.

Ordered revised and placed on the calendar for third reading and final passage.

SB16-204 by Senator(s) Lambert, Grantham, Steadman; also Representative(s) Rankin, Hamner, Young--Concerning the higher education revenue bond intercept program.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, May 3, page(s) 1002-1008, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB16-1453 by Representative(s) Hamner, Young, Rankin, Hulinghorst, 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.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, May 3, page(s) 1008, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB16-199	by Senator(s) Scott and Steadman; also Representative(s) DelGrosso and Ginal--Concerning	1
	programs of all-inclusive care for the elderly, and, in connection therewith, determining the	2
	capitated rate for services and creating an ombudsman for participants in programs of all-	3
	inclusive care for the elderly.	4
		5
		6
	<u>Amendment No. 1, Health & Human Services Committee Amendment.</u>	7
	(Printed in Senate Journal, April 28, page(s) 935-937 and placed in members' bill files.)	8
		9
	<u>Amendment No. 2, Appropriations Committee Amendment.</u>	10
	(Printed in Senate Journal, May 3, page(s) 1008, and placed in members' bill files.)	11
		12
	<u>Amendment No. 3(L.010), by Senator Steadman.</u>	13
		14
	Amend the Health and Human Services Committee Report, dated April	15
	28, 2016, page 3, line 23, strike ""FUND"" and substitute ""FUND",".	16
		17
	Page 3, line 25, strike "(3)" and substitute "(4)".	18
		19
		20
HB16-1277	As amended, ordered engrossed and placed on the calendar for third reading and final	21
	passage.	22
		23
		24
	by Representative(s) Lontine and Landgraf; also Senator(s) Kefalas and Roberts--	25
	Concerning the appeal process for medical assistance benefits, and, in connection therewith,	26
	making an appropriation.	27
		28
	<u>Amendment No. 1, Appropriations Committee Amendment.</u>	29
	(Printed in Senate Journal, May 1, page(s) 1010, and placed in members' bill files.)	30
		31
	As amended, ordered revised and placed on the calendar for third reading and final	32
	passage.	33
		34
		35
	by Senator(s) Roberts and Jones, Baumgardner, Cooke, Merrifield; also Representative(s)	36
	Becker K., Buck, Singer, Thurlow--Concerning increased authority to use broadcast	37
	burning as an optional tool to reduce wildfire risk, and, in connection therewith, providing	38
	additional funding for wildfire risk reduction efforts.	39
		40
SB16-003	<u>Amendment No. 1, Appropriations Committee Amendment.</u>	41
	(Printed in Senate Journal, May 3, page(s) 1010-1011, and placed in members' bill files.)	42
		43
	<u>Amendment No. 2(L.004), by Senator Roberts.</u>	44
		45
	Amend the Appropriations Committee Report, dated May 3, 2016, page	46
	1, line 4, after "(1)" insert "and (4); and add (1.5) (c)".	47
		48
	Page 1, line 13, strike "and forest health issues." and substitute " and forest	49
	health, issues AND COOPERATION WITH APPROPRIATE FEDERAL AGENCIES	50
	AND LOCAL GOVERNMENTS."	51
		52
	Page 2, line 1, strike " committee :" and substitute " committee :"	53
	(1.5) (c) (I) IN 2016, IN ADDITION TO ANY OTHER MATTERS IT	54
	CONSIDERS, THE COMMITTEE SHALL CONSIDER POTENTIAL MARKETABLE	55
	USES FOR HAZARDOUS FUELS IN FORESTS, INCLUDING BIOCHAR, ENERGY,	56
	LIQUID FUEL, HEAT, WOOD WASTE PRODUCTS, AND COMBINED USES, FOR	57
	THE PURPOSE OF MAINTAINING AND IMPROVING WATERSHED HEALTH,	58
	FOREST HEALTH, JOB CREATION, IMPACTS ON CARBON EMISSIONS, AND	59
	INNOVATION AND DETERMINING THE MOST ECONOMICALLY VIABLE,	60
	VALUE-ADDED MEANS OF REMOVING WOODY MATERIALS, INCLUDING	61
	THOSE THAT ARE USED IN TRADITIONAL WOOD PRODUCTS, FROM THE	62
	FORESTS, INCLUDING A CONSIDERATION OF FEDERAL, STATE, AND LOCAL	63
	GOVERNMENTALEFFORTSINUSING WOODY MATERIALS; ANEXAMINATION	64
	OF COSTS, INCLUDING TECHNOLOGY AND TRANSPORTATION, MARKETS,	65
	AND THE AMOUNT OF WOODY MATERIAL USED FOR EACH POTENTIAL USE;	66
	CONSIDERATION OF THE EFFECTS OF STRUCTURES AND A WARMER CLIMATE	67
	ON FORESTS AND FIREFIGHTER SAFETY; AND AN UPDATED REPORT	68
	PREPARED BY THE COLORADO STATE FOREST SERVICE CONCERNING THE	69

ISSUES SPECIFIED BY SECTION 23-31-314, C.R.S., PRIOR TO ITS REPEAL ON JULY 1, 2012.

(II) THIS PARAGRAPH (c) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2017.

(4) (a) ~~The committee shall select a chair and vice-chair from among its membership and~~ PRESIDENT OF THE SENATE SHALL APPOINT THE CHAIR OF THE COMMITTEE IN EVEN-NUMBERED YEARS AND THE VICE-CHAIR IN ODD-NUMBERED YEARS. THE SPEAKER OF THE HOUSE OF REPRESENTATIVE SHALL APPOINT THE CHAIR OF THE COMMITTEE IN ODD-NUMBERED YEARS AND THE VICE-CHAIR IN EVEN-NUMBERED YEARS.

(b) THE COMMITTEE SHALL prescribe its own rules of procedure."."

Amendment No. 3(L.005), by Senators Steadman and Grantham.

Amend the Appropriations Committee Report, dated May 3, 2016, page, 1, strike line 1 and substitute:

"Amend printed bill, page 2, strike lines 16 through 21 and substitute:

"(b) (I) ON JULY 1, 2016, THE STATE TREASURER SHALL TRANSFER FROM THE GENERAL FUND TO THE WILDFIRE RISK REDUCTION FUND THE SUM OF ONE MILLION DOLLARS."."

Page 3 of the bill, strike lines 1 through 11."."

Renumber succeeding section accordingly."."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

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.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, Feburary 1, page(s) 89, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, May 3, page(s) 1009-1010, and placed in members' bill files.)

As amended, 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.)

HB16-1368 by Representative(s) Tyler; also Senator(s) Martinez Humenik--Concerning the codification of current practice for the management of records of governmental agencies.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.

(Printed in Senate Journal, May 3, page(s) 1022, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB16-1427 by Representative(s) Pabon; also Senator(s) Hill--Concerning exempting multi-serving liquid retail marijuana products from the sales equivalency limitation.

Ordered revised and placed on the calendar for third reading and final passage.

- HB16-1394

by Representative(s) Young; also Senator(s) Grantham--Concerning clarifying definitions related to at-risk persons.
- Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1024, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.
- 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.
- Amendment No. 1(L.008), by Senator Crowder.

Amend reengrossed bill, page 2, lines 23 and 24, strike "COSTS, IF THEY ARE INCLUDED BY THE COURT," and substitute "COSTS".

Amendment No. 2(L.009), by Senator Crowder.

Amend the reengrossed bill, page 2, line 10, strike "prosecution of the defendant," and substitute "SUCCESSFUL prosecution of the defendant FOR A VIOLATION OF SECTION 42-4-1301, C.R.S.,".

Page 2, line 20, strike "PROSECUTION OF THE DEFENDANT," and substitute "SUCCESSFUL PROSECUTION OF THE DEFENDANT FOR A VIOLATION OF SECTION 42-4-1301, C.R.S.,".

As amended, ordered revised and placed on the calendar for third reading and final passage.
- 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.
- Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1021, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

- 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.
- Senator Ulibarri moved to amend the Report of the Committee of the Whole to show that the following Ulibarri floor amendment, (L.001) to SB16-186, did pass.

Amend printed bill, page 7, after line 15 insert:

"(d) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBSECTION (1.5), ANY SMALL-SCALE ISSUE COMMITTEE THAT ACCEPTS A CONTRIBUTION IN ANY AMOUNT FROM A CORPORATION DURING ANY APPLICABLE ELECTION CYCLE IS SUBJECT TO THE DISCLOSURE REQUIREMENTS SPECIFIED IN SUBPARAGRAPH (I) OR (II) OF PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION AND THE REPORTING REQUIREMENTS SPECIFIED IN SUBSECTION (3.3) OR (6) OF THIS SECTION TO THE SAME EXTENT AS SUCH REQUIREMENTS ARE BINDING UPON AN ISSUE COMMITTEE

THAT IS NOT A SMALL-SCALE ISSUE COMMITTEE THAT ACCEPTS ANY SUCH CONTRIBUTIONS."

Reletter succeeding paragraph accordingly.

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	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

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.

Senator Garcia moved to amend the Report of the Committee of the Whole to show that the following amendment to SB16-001 did pass.

Amend printed bill, page 2, after line 1 insert:

"SECTION 1. Legislative declaration. (1) The general assembly hereby finds and declares that:
(a) Every American that served our county deserves fair treatment;
(b) Veterans with medical retirement are no different; and
(c) Those veterans should not have to wait until they are fifty-five years old to receive the benefits they have earned and are entitled to."

Renumber succeeding sections accordingly.

Amend Appropriations Committee Report, dated May 3, 2016, page 1, strike lines 5 through 9 and substitute:

~~"(f) (I) For income tax years commencing on or after January 1, 1989, TO THE EXTENT INCLUDED IN FEDERAL ADJUSTED GROSS INCOME OR AS ADDED IN PARAGRAPH (c) OF SUBSECTION (3) OF THIS SECTION, amounts received as pensions or annuities from any source, by any individual who is fifty-five years of age or older at the close of the taxable year; to the extent included in federal adjusted gross income or as added in paragraph (c) of subsection (3) of this section; EXCEPT THAT THERE IS NO AGE REQUIREMENT IF THE PENSION OR ANNUITY IS AN AMOUNT PAID BY REASON OF THE INDIVIDUAL'S PERMANENT OR TEMPORARY DISABILITY RELATED TO HIS OR HER SERVICE IN THE UNIFORMED SERVICES OF THE UNITED STATES;"~~

Page 2, line 2, strike "STATES." and substitute "STATES, INCLUDING AMOUNTS PAID BY REASON OF AN INDIVIDUAL'S TEMPORARY OR PERMANENT DISABILITY RELATED TO HIS OR HER SERVICE IN THE UNIFORMED SERVICES OF THE UNITED STATES."

Page 2, line 30, strike "and" and substitute "and".

Page 2, line 31, strike "benefits." and substitute "benefits, AND AMOUNTS PAID BY REASON OF THE INDIVIDUAL'S TEMPORARY DISABILITY RELATED TO HIS OR HER SERVICE IN THE UNIFORMED SERVICES OF THE UNITED STATES."

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	16	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	*	Lambert	*	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

* Abstaining from voting under Senate Rule 17(c) -- Senators Lambert and Heath.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Sonnenberg, 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: SB16-087 as amended, SB16-186 as amended, SB16-204 as amended, SB16-199 as amended, SB16-003 as amended, SB16-001 as amended, SB16-211 as amended, HB16-1348, HB16-1363, HB16-1453 as amended, HB16-1277 as amended, HB16-1368 as amended, HB16-1427, HB16-1394 as amended, HB16-1378 as amended.

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 Tuesday, May 3 was laid over until Wednesday, May 4, retaining its place on the calendar.

CONSIDERATION OF RESOLUTIONS

SJR16-034 by Senator(s) Lambert and Grantham; also Representative(s) Carver and Lawrence-- Concerning the designation of United States Highway 24 from Mile Marker 298 in Manitou Springs to Mile Marker 283 in Woodland Park as the "SPC Rob Lee Nichols Memorial Highway".

Laid over until Friday, May 6, retaining its place on the calendar.

HJR16-1022 by Representative(s) Hullinghorst and DelGrosso, Duran; also Senator(s) Cadman and Guzman, Scheffel--Establishing procedures for the confirmation of the Governor's appointment to fill a vacancy in the Office of the Lieutenant Governor.

On motion of Senator Guzman, the resolution was read at length and **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: Aguilar, Carroll, Crowder, Donovan, Garcia, Grantham, Heath, Hodge, Jahn, Johnston, Jones, Kerr, Martinez Humenik, Merrifield, Newell, Roberts, Tate, and Todd.

SR16-004 by Senator(s) Scheffel, Guzman, Cadman--Concerning changes to Senate Rule 24A regarding the sponsorship of bills.

On motion of Senator Scheffel, the resolution was **adopted** by the following roll call vote:

YES	32	NO	3	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	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	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	N
Guzman	Y	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Kerr.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of House Adherence Calendar (HB16-1183) of Tuesday, May 3 was laid over until Wednesday, May 4, retaining its place on the calendar.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Scheffel, the following Governor's appointment was confirmed by the following roll call vote:

MEMBER OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective December 31, 2015, for a term expiring December 31, 2019:

Betty Cox Bechtel of Grand Junction, Colorado, a Democrat, reappointed.

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		

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Hill, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

effective December 31, 2015, for terms expiring December 31, 2019:

Demetri E. “Rico” Munn of Denver, Colorado, to serve as a Democrat, reappointed;

William Eugene Mosher of Denver, Colorado, to serve as a Democrat, reappointed.

Senate in recess. Senate reconvened.

YES	26	NO	9	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	Y	Hill	Y	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	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		

MEMBER OF THE
BOARD OF GOVERNORS OF THE
COLORADO STATE UNIVERSITY SYSTEM

for a term expiring December 31, 2016:

William Dean Singleton of Denver, Colorado, to serve as an Unaffiliated, and occasioned by the resignation of Dorothy Horrell of Wheat Ridge, Colorado, appointed.

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	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		

MEMBER OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective December 31, 2015, for a term expiring December 31, 2019:

Joan D. Ringel of Denver, Colorado, a Democrat, reappointed.

YES	32	NO	3	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	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		

MEMBER OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective December 31, 2015, for a term expiring December 31, 2019:

Kelly Jean Brough of Denver, Colorado, a Democrat, appointed.

YES	29	NO	6	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	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	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		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1014, 1171, 1225, 1232, 1356, 1367, 1375; HJR16-1018.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:30 a.m., Wednesday, May 4, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

113th Legislative DayWednesday, May 4, 2016

Prayer By the chaplain, Pastor Vern Rempel, Beloved Community Mennonite Church, Littleton.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Grantham.
Present later--1, Grantham.

Quorum The President announced a quorum present.

Pledge By Senator Merrifield.

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.

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, Hulinghorst, 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:

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**.

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:

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 Blee 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.	1 2 3 4 5 6 7
	Amend printed bill, page 2, line 5, after "(11)" insert "(a)".	8 9 10 11 12
	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).".	13 14 15 16 17 18
	Page 2, after line 11 insert: "(b) THIS SUBSECTION (11) IS REPEALED, EFFECTIVE JULY 1, 2021.".	19 20 21 22 23 24
	Page 2, line 16, after "(7)" insert "(a)".	25 26 27 28
	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).".	29 30 31 32 33 34
	Page 2, after line 22 insert: "(b) THIS SUBSECTION (7) IS REPEALED, EFFECTIVE JULY 1, 2021.".	35 36 37 38
	Page 3, line 1, after "(4)" insert "(a)".	39 40 41 42
	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).".	43 44 45 46 47 48
	Page 3, after line 7 insert: "(b) THIS SUBSECTION (4) IS REPEALED, EFFECTIVE JULY 1, 2021.".	49 50 51 52 53 54
	Page 3, line 12, after "(d)" insert "(I)".	55 56 57 58
	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).".	59 60 61 62 63 64
	Page 3, after line 16 insert: "(II) THIS PARAGRAPH (d) IS REPEALED, EFFECTIVE JULY 1, 2021.".	65 66 67 68 69
	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.".	

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)".

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.

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
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.	11 12 13 14 15 16
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1388 be postponed indefinitely .	17 18 19 20 21 22
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB16-1366 be postponed indefinitely .	23 24 25 26 27 28
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1304 be postponed indefinitely .	29 30 31 32 33 34
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1341 be postponed indefinitely .	35 36 37 38 39 40
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1437 be postponed indefinitely .	41 42 43 44 45 46
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1178 be postponed indefinitely .	47 48 49 50 51 52
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1274 be postponed indefinitely .	53 54 55 56 57 58
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INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

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 Assistant Majority Leader Lundberg, **HJR16-1024** was laid over to later in the day.

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 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

- 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. 1
HB16-1036, amended as printed in House Journal, May 3. 2
HB16-1040, amended as printed in House Journal, May 3. 3
HB16-1234, amended as printed in House Journal, May 3. 4
HB16-1267, amended as printed in House Journal, May 3. 5
HB16-1345, amended as printed in House Journal, May 3. 6
HB16-1371, amended as printed in House Journal, May 3. 7
HB16-1380, amended as printed in House Journal, May 3. 8
HB16-1383, amended as printed in House Journal, May 3. 9
HB16-1429, amended as printed in House Journal, May 3. 10
HB16-1441, amended as printed in House Journal, May 3. 11
HB16-1374, amended as printed in House Journal, May 3. 12
HB16-1328, amended as printed in House Journal, May 3. 13

The House has passed on Third Reading and returns herewith SB16-147, 178, 190, 198, 14
SCR16-006. 15

The House has passed on Third Reading and transmitted to the Revisor of Statutes; 16
SB16-135, amended as printed in House Journal, May 3. 17
SB16-189, amended as printed in House Journal, May 3. 18

The House has voted to grant the House conferees on the First Conference Committee on 19
SB16-021 to consider matters not at issue between the two houses. 20

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MESSAGE FROM THE REVISOR OF STATUTES 28

May 4, 2016 29

We herewith transmit: 30

Without comment, HB16-1286. 31
Without comment, as amended, HB16-1036, 1040, 1234, 1267, 1328, 1345, 1371, 1374, 32
1380, 1383, 1429, 1441, and 1455. 33
Without comment, as amended, SB16-135 and 189. 34

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MESSAGE FROM THE GOVERNOR 44

May 4, 2016 45

Colorado Senate 46
Seventieth General Assembly 47
State Capitol 48
Denver, CO 80203 49

Ladies and Gentlemen: 50

I have the honor to inform you that I have approved and filed with the Secretary of State 51
the following Acts: 52

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SB16-058: CONCERNING THE REGULATION OF CERTAIN FOODS, AND, IN 60
CONNECTION THEREWITH, EXEMPTING CERTAIN FOOD PRODUCERS FROM 61
LICENSURE, INSPECTION, AND OTHER REGULATION, AND MAKING AN 62
APPROPRIATION. 63

Approved May 4, 2016, at 9:52 a.m. 64

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SB16-126: CONCERNING PARITY OF STATE-CHARTERED BANKS WITH 68
FEDERALLY CHARTERED BANKS REGARDING FREQUENCY OF MEETINGS. 69

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.

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.

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

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

114th Legislative Day Thursday, May 5, 2016

Prayer By the chaplain, Randle Loeb, community minister, Denver.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Aguilar.
Present later--1, Aguilar.

Quorum The President announced a quorum present.

Pledge By Senator Merrifield.

Reading of Journal On motion of Senator Steadman, reading of the Journal of Wednesday, May 4, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Engrossed: SB16-184 and 208.
Correctly Reengrossed: SB16-001, 003, 087, 186, 199, 204, 209, and 211.
Correctly Revised: HB16-1436 and 1448; HJR16-1024 and 1026.
Correctly Rerevised: HB16-1080, 1097, 1172, 1277, 1332, 1348, 1363, 1378, 1393, 1394, 1427, 1451, 1453, and 1457.
Correctly Enrolled: SB16-147, 178, 190, and 198; SCR16-006.

MESSAGE FROM THE HOUSE

May 4, 2016

Mr. President:

The House has postponed indefinitely SB16-002, 130, 162, 185. The bills are returned herewith.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB16-212 by Senator(s) Crowder; --Concerning aligning changes made to the federal child care and development block grant reauthorization of 2014 to the twelve-month eligibility requirement of the Colorado child care assistance program.
State, Veterans, & Military Affairs

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.

Senate in recess.
Senate reconvened.

Call of the Senate.
Call raised.

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:

HB16-1368 by Representative(s) Tyler; also Senator(s) Martinez Humenik--Concerning the codification of current practice for the management of records of governmental agencies.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	32	NO	2	EXCUSED	1	ABSENT	0
Aguilar	E	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	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: Newell and Steadman.

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.

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	E	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, Cadman, Cooke, Crowder, Donovan, Grantham, Guzman, Heath, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Tate, Todd, Ulibarri, and Woods.

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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	13	EXCUSED	1	ABSENT	0
Aguilar	E	Heath	Y	Lambert	N	Scott	N
Baumgardner	Y	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	N	Hodge	Y	Marble	N	Steadman	N
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	N	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	N
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
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, Johnston, and Todd.

SB16-184 by Senator(s) Cadman and Scheffel; also Representative(s) Willett--Concerning market-based rates for interest on judgments.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	20	NO	14	EXCUSED	1	ABSENT	0
Aguilar	E	Heath	N	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	N
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	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, Cooke, Crowder, Grantham, Holbert, Lambert, Lundberg, Marble, Martinez Humenik, and Roberts.

HB16-1448 by Representative(s) Singer; also Senator(s) Kefalas and Lundberg, Todd--Concerning the relative guardianship assistance program.

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	E	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: Donovan, Garcia, Guzman, Heath, Hill, Hodge, Jahn, Johnston, Jones, Kerr, Martinez Humenik, Merrifield, Newell, Roberts, Scheffel, Steadman, and Ulibarri.

Senate in recess.
Senate reconvened.

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB16-021

THIS REPORT AMENDS THE
REENGROSSED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on SB16-021, 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", has met and reports that it has agreed upon the following:

1. That the House recede from its amendments made to the bill, as the amendments appear in the rerevised bill.

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Amend reengrossed bill, page 2, strike lines 2 through 25.

Strike page 3.

Page 4, strike lines 1 through 3.

Renumber succeeding sections accordingly.

Respectfully submitted,

Senate Committee:
(signed)
Jerry Sonnenberg, Chairman
Randy Baumgardner
Kerry Donovan

House Committee:
(signed)
Diane Mitsch-Bush
K.C. Becker

MESSAGE FROM THE HOUSE

May 5, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1385, amended as printed in House Journal, May 3.

The House has adopted the First Report of the First Conference Committee on SB16-021, as printed in House Journal, and has repassed the bill as so amended. The bill is returned herewith.

The House has adopted the First Report of the First Conference Committee on SB16-062, as printed in House Journal, and has repassed the bill as so amended. The bill is returned herewith.

The House has voted to concur in the Senate amendments to HB16-1423, 1377, 1080, 1277, 1378, 1394, 1453, 1457 and has repassed the bills as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

May 5, 2016

We herewith transmit:

Without comment, as amended, HB16-1385.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

HB16-1385 by Representative(s) Singer; also Senator(s) Newell--Concerning the definition of child abuse or neglect in the "Colorado Children's Code" as it relates to the use of or exposure to substances, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs

<div> <div>COMMITTEE OF REFERENCE REPORTS</div> </div>		1
<div> <div>State, Veterans, & Military Affairs</div> </div>	<div> <div>After consideration on the merits, the Committee recommends that HB16-1345 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.</div> </div>	2
	<div> <div>Amend reengrossed bill, page 8, line 17, strike "2019." and substitute "2023."</div> </div>	3
	<div> <div>Page 9, strike lines 10 through 17 and substitute:</div> <div>"JUVENILE WHO HAS COMMITTED A SEXUAL OFFENSE SHALL PROVIDE THE OFFENDER WITH A CHOICE OF TWO APPROPRIATE TREATMENT PROVIDER AGENCIES STAFFED BY APPROVED PROVIDERS UNLESS THE SUPERVISING AGENCY DOCUMENTS IN THE FILE THAT, BASED UPON THE NATURE OF THE PROGRAM OFFERED, THE NEEDS OF THE OFFENDER, OR THE PROXIMITY OF THE APPROPRIATE TREATMENT PROVIDER AGENCY, FEWER THAN TWO SUCH AGENCIES CAN MEET THE SPECIFIC NEEDS OF THE OFFENDER, ENSURE THE SAFETY OF THE PUBLIC, AND PROVIDE THE SUPERVISING AGENCY WITH REASONABLE ACCESS TO THE TREATMENT PROVIDER AGENCY AND THE OFFENDER DURING THE COURSE OF TREATMENT. ONCE SELECTED, THE TREATMENT PROVIDER AGENCY MAY NOT BE CHANGED BY THE OFFENDER WITHOUT THE".</div> </div>	4
	<div> <div>Page 11, line 8, strike "(50.5) (o)" and substitute "(54) (b)".</div> </div>	5
	<div> <div>Page 11, line 15, strike "(50.5)" and substitute "(54)".</div> </div>	6
	<div> <div>Page 11, line 16, strike "2019:" and substitute "2023:".</div> </div>	7
	<div> <div>Page 11, line 17, strike "(o)" and substitute "(b)".</div> </div>	8
	<div> <div>After consideration on the merits, the Committee recommends that HB16-1429 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.</div> </div>	9
	<div> <div>After consideration on the merits, the Committee recommends that HB16-1441 be postponed indefinitely.</div> </div>	10
	<div> <div>After consideration on the merits, the Committee recommends that HB16-1003 be postponed indefinitely.</div> </div>	11
<div> <div>State, Veterans, & Military Affairs</div> </div>	<div> <div>After consideration on the merits, the Committee recommends that HB16-1455 be postponed indefinitely.</div> </div>	12
	<div> <div>After consideration on the merits, the Committee recommends that HB16-1398 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.</div> </div>	13
<div> <div>Finance</div> </div>	<div> <div>Amend reengrossed bill, page 6, strike lines 19 through 25 and substitute:</div> <div>"(3) ON AND AFTER THE FIRST ANNIVERSARY OF THE DATE THAT THE CONTRACT IS AWARDED, THE STATE DEPARTMENT SHALL INCLUDE IN ITS PRESENTATION TO THE LEGISLATIVE COMMITTEES OF REFERENCE AS REQUIRED BY SECTION 2-7-203, C.R.S., THE PROGRESS OF THE SELECTED ENTITY IN IMPLEMENTING THIS PART 7."</div> </div>	14
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Finance	After consideration on the merits, the Committee recommends that HB16-1077 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4 5 6
	Amend reengrossed bill, page 6, line 2, after "COMMITTEE," insert "AND IN ACCORDANCE WITH SUBSECTION (3) OF THIS SECTION,".	7 8 9
	Page 6, after line 15 add: "(3) THE COMMITTEE SHALL PROPOSE LEGISLATION ONLY TO STREAMLINE, REDUCE, OR REPEAL PROVISIONS OF THE COLORADO REVISED STATUTES. THE COMMITTEE SHALL ENDEAVOR TO RECOMMEND LEGISLATION THAT CUMULATIVELY HAS, IN EACH LEGISLATIVE SESSION, NO NET INCREASE IN THE NUMBER OF LAWS OR PAGES OF LAWS IN THE COLORADO REVISED STATUTES.".	10 11 12 13 14 15 16 17
Finance	After consideration on the merits, the Committee recommends that HB16-1380 be postponed indefinitely .	18 19 20 21
Finance	After consideration on the merits, the Committee recommends that HB16-1194 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	22 23 24 25
Finance	After consideration on the merits, the Committee recommends that HB16-1383 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	26 27 28 29
Finance	After consideration on the merits, the Committee recommends that HB16-1328 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	30 31 32 33
Health & Human Services	The Committee on Health & Human Services 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:	34 35 36 37 38
	MEMBER OF THE <u>COLORADO COMMISSION ON THE AGING</u>	39 40 41 42
	for a term expiring July 1, 2016:	43 44 45
	Debra Jean Herrera of Ignacio, Colorado, to serve as a Democrat from the Third Congressional District, and occasioned by the resignation of Patricia Dawn Ziegler of Durango, Colorado, appointed;	46 47 48 49
	for a term expiring July 1, 2020:	50 51
	Debra Jean Herrera of Ignacio, Colorado, to serve as a Democrat from the Third Congressional District, reappointed.	52 53 54 55
Health & Human Services	The Committee on <u>Health & Human Services</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be placed on the consent calendar and confirmed:	56 57 58 59
	MEMBER OF THE <u>HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD</u>	60 61 62 63
	for a term expiring May 15, 2019:	64 65 66
	Thomas Allen Rennell of Englewood, Colorado, a member of a statewide organization of health insurance carriers, reappointed.	67 68 69

Finance	After consideration on the merits, the Committee recommends that HB16-1440 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4 5 6 7 8 9 10
	Amend reengrossed bill, page 2, strike lines 2 through 10.	11
	Renumber succeeding sections accordingly.	12 13 14
Finance	After consideration on the merits, the Committee recommends that HB16-1286 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	15 16 17 18
Finance	After consideration on the merits, the Committee recommends that HB16-1424 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	19 20 21 22
Finance	After consideration on the merits, the Committee recommends that HB16-1031 be referred to the Committee of the Whole with favorable recommendation.	23 24 25 26
Finance	After consideration on the merits, the Committee recommends that HB16-1234 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	27 28 29 30
Finance	After consideration on the merits, the Committee recommends that HB16-1288 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	31 32 33 34 35
Agriculture, Natural Resources, & Energy	The Committee on <u>Agriculture, Natural Resources, & Energy</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:	36 37 38 39 40 41
MEMBERS OF THE OIL AND GAS CONSERVATION COMMISSION		42 43 44 45
	for terms expiring July 1, 2016:	46 47 48 49
	Richard D. Alward of Grand Junction, Colorado to serve as a member with formal training or substantial experience in soil conservation or reclamation, west of the Continental Divide and as a Democrat, reappointed;	50 51 52 53
	Thomas L. Compton of Hesperus, Colorado, to serve as a member actively engaged in agricultural production, as a royalty owner, west of the Continental Divide and as a Republican, reappointed;	54 55 56 57 58 59
	for terms expiring July 1, 2019:	60 61 62 63
	Tommy E. Holton of Fort Lupton, Colorado, to serve as a local government official and as a Republican, reappointed;	64 65 66 67
	Andrew Lawrence Spielman of Denver, Colorado, to serve as a member with formal or substantial experience in environmental or wildlife protection and as a Democrat, reappointed;	68 69
	James William Hawkins of Golden, Colorado, to serve as a member with substantial experience in the oil and gas industry and with a college degree in petroleum geology or petroleum engineering, and as a Democrat, reappointed;	
	John H. Benton of Littleton, Colorado, to serve as a member with substantial experience in the oil and gas industry and with a college degree in petroleum geology or petroleum engineering, and as a Republican, reappointed.	

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-212 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1376 be postponed indefinitely.	7 8 9 10 11
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1374 be postponed indefinitely.	12 13 14 15 16 17
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1371 be postponed indefinitely.	18 19 20 21 22 23
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1036 be postponed indefinitely.	24 25 26 27 28 29
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1322 be postponed indefinitely.	30 31 32 33 34 35
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1443 be postponed indefinitely.	36 37 38 39 40 41
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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS		43 44 45
The President has signed: SB16-085, 134, and 168.		46 47 48
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Senate in recess. Senate reconvened.		51 52 53
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MESSAGE FROM THE HOUSE		57 58
May 5, 2016		59 60
Mr. President:		61 62
The House has postponed indefinitely SB16-001, 097, 117. The bills are returned herewith.		63 64

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that SB16-210 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 11, line 6, strike "7;" and substitute "7, INCLUDING THE STATE HIGHWAY 7 AND INTERSTATE 25 INTERCHANGE;"

Page 11, line 17, strike "62ND" and substitute "VASQUEZ BOULEVARD AND 60TH"

Page 11, line 23, after "ROCK;" add "AND"

Page 12, strike lines 2 through 7.

Page 12, line 14, after "FREEWAY;" add "AND"

Page 12, line 17, strike the second "AND"

Page 12, strike lines 18 and 19.

Page 12, line 27, strike "REGION:" and substitute: "REGION, IN THE STATE HIGHWAY 21 CORRIDOR, CONSTRUCTION OF A NEW GRADE SEPARATED INTERCHANGE AT THE RESEARCH PARKWAY INTERCHANGE;"

Page 13, strike lines 1 through 14.

Page 14, line 3, after "PROJECT;" add "AND"

Page 14, strike lines 7 through 13.

Page 14, line 27, strike "76" and substitute "70"

Page 15, strike lines 8 through 17 and substitute "14; AND"

Re-number succeeding subparagraph accordingly.

Page 16, line 12, after "PROGRAM;" add "AND"

Page 16, strike lines 13 through 26 and substitute: "(II) ASSET MANAGEMENT PROGRAM PROJECTS."

Page 19, strike line 9 and substitute "(a) as follows:"

Page 19, strike lines 23 and 24 and substitute "in the following manner: (I) No more than ninety percent of such revenues AND shall SPECIFICALLY be"

Page 19, line 27, strike "(A)" and substitute "(I)"

Page 20, after line 3 insert: "(II) (Deleted by amendment, L. 2000, p. 1741, § 1, effective June 1, 2000.)"

Page 20, line 4, strike "(B)" and substitute "(III)"

Page 20, strike lines 8 through 10 and substitute "HIGHWAYS"

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Appropriations After consideration on the merits, the Committee recommends that **HB16-1160** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1286** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1288** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1234** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1040** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **SB16-194** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 21, after line 14 add:

"(4) ANY LOCAL GOVERNMENT OR COMBINATION OF LOCAL GOVERNMENTS FOR WHICH THE COMMISSION APPROVES PROJECTS SHALL BEAR THE ACTUAL DIRECT COSTS INCURRED BY THE DEPARTMENT OF REVENUE IN IMPLEMENTING THIS PART 11, INCLUDING ANY COSTS TO MODIFY THE STATE'S TAX ADMINISTRATION SOFTWARE."

Page 27, line 20, strike "EXPENSES" and substitute "EXPENSES, INCLUDING ANY COSTS INCURRED IN MODIFYING THE STATE'S TAX ADMINISTRATION SOFTWARE AS NECESSARY TO IMPLEMENT PART 11 OF ARTICLE 4 OF TITLE 43, C.R.S.,".

Appropriations After consideration on the merits, the Committee recommends that **HB16-1077** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1362** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 19, strike line 13 and substitute "\$42,283 is appropriated to the department of personnel for use by the department for the administrative support of the".

Page 19, line 16, strike "committee" and substitute "department".

Page 19, line 17, strike "committee" and substitute "department".

Appropriations	<p>After consideration on the merits, the Committee recommends that HB16-1047 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.</p> <p>Amend reengrossed bill, page 31, strike lines 26 through 27 and substitute:</p> <p>"SECTION 5. Appropriation. (1) For the 2016-17 state fiscal year, \$331,019 is appropriated to the department of regulatory agencies. This appropriation is from the division of professions and occupations cash fund created in section 24-34-105 (2) (b) (I). C.R.S. To implement this act, the department may use this appropriation as follows:</p> <ul style="list-style-type: none"> (a) \$104,973 for use by the division of professions and occupations for personal services, which amount is based on an assumption that the division will require an additional 0.3 FTE; (b) \$65,241 for use by the division professions and occupations for operating expenses; (c) \$113,300 for the purchase of information technology services; and (d) \$47,505 for the purchase of legal services. <p>(2) For the 2016-17 state fiscal year, \$113,300 is appropriated to the office of the governor for use by the office of information technology. This appropriation is from reappropriated funds received from the department of regulatory agencies under paragraph (c) of subsection (1) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of regulatory agencies.</p> <p>(3) For the 2016-17 state fiscal year, \$47,505 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of regulatory agencies under paragraph (d) of subsection (1) of this section and is based on an assumption that the department of law will require an additional 0.1 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of regulatory agencies.</p> <p>(4) For the 2016-17 state fiscal year, \$31,600 is appropriated to the Colorado bureau of investigation in the department of public safety. This appropriation is from reappropriated funds received from the department of regulatory agencies under paragraph (b) of subsection (1) of this section and is based on an assumption that the department of public safety will require an additional 0.3 FTE. To implement this act, the bureau may use this appropriation as follows:</p> <ul style="list-style-type: none"> (a) \$5,555 for personal services, which amount is based on an assumption that the bureau will require an additional 0.3 FTE; (b) \$26,045 for use by the bureau for operating expenses." <p>Page 32, strike lines 1 through 24.</p>	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49
Appropriations	<p>After consideration on the merits, the Committee recommends that HB16-1398 be referred to the Committee of the Whole with favorable recommendation.</p>	50 51 52
Appropriations	<p>After consideration on the merits, the Committee recommends that HB16-1429 be referred to the Committee of the Whole with favorable recommendation.</p>	53 54 55 56
Appropriations	<p>After consideration on the merits, the Committee recommends that HB16-1290 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.</p> <p>Amend reengrossed bill, page 2, line 9, strike "2022;" and substitute "2019;".</p> <p>Page 2, line 10, strike "2021;" and substitute "2018;".</p>	57 58 59 60 61 62 63 64 65 66 67 68 69

Appropriations	After consideration on the merits, the Committee recommends that HB16-1345 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
Appropriations	After consideration on the merits, the Committee recommends that HB16-1404 be referred to the Committee of the Whole with favorable recommendation.	5 6 7 8
Appropriations	After consideration on the merits, the Committee recommends that HB16-1117 be referred to the Committee of the Whole with favorable recommendation.	9 10 11 12
Appropriations	After consideration on the merits, the Committee recommends that HB16-1261 be referred to the Committee of the Whole with favorable recommendation.	13 14 15 16
Appropriations	After consideration on the merits, the Committee recommends that HB16-1211 be referred to the Committee of the Whole with favorable recommendation.	17 18 19 20
Appropriations	After consideration on the merits, the Committee recommends that SB16-196 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	21 22 23 24 25
	Amend Education Committee Report, dated May 4, 2016, page 1, line 13, strike "ALLOCATED BY THE DEPARTMENT" and substitute "APPROPRIATED BY THE GENERAL ASSEMBLY".	26 27 28 29
	Page 2, line 5, strike "ALLOCATED" and substitute "APPROPRIATED BY THE GENERAL ASSEMBLY".	30 31 32
	Page 2, line 6, strike "PROGRAM" and substitute "PROGRAM,".	33 34
	Page 2, line 7, after "MAY" insert "REQUEST THAT THE GENERAL ASSEMBLY".	35 36 37
	Page 2, after line 13 insert: "Page 10 of the bill, line 27, strike "Governing Boards" and substitute " <u>Governing Boards</u> ".	38 39 40 41
Appropriations	After consideration on the merits, the Committee recommends that HB16-1112 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.	42 43 44 45 46
	Amend reengrossed bill, page 7, before line 18 insert:	47 48
	" SECTION 3. Appropriation. For the 2016-17 state fiscal year, \$100,000 is appropriated to the training veterans to train their own service dogs pilot program fund created in section 26-23-104 (1), C.R.S. This appropriation is from the general fund. The department of human services is responsible for the accounting related to this appropriation."	49 50 51 52 53 54
	Renumber succeeding section accordingly.	55 56
	Page 1, line 102, strike " PROGRAM. " and substitute " PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION. ".	57 58 59 60
Appropriations	After consideration on the merits, the Committee recommends that HB16-1424 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	61 62 63 64 65
Appropriations	After consideration on the merits, the Committee recommends that HB16-1289 be referred to the Committee of the Whole with favorable recommendation.	66 67 68 69

Appropriations	After consideration on the merits, the Committee recommends that HB16-1194 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
Appropriations	After consideration on the merits, the Committee recommends that HB16-1383 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	5 6 7 8 9
	Amend reengrossed bill, page 7, strike lines 22 through 27 and substitute "year, \$500,000 is appropriated to the department of human services. This appropriation is from the general fund. To implement this act, the department may use this appropriation for the child welfare predictive analytic pilot program."	10 11 12 13 14 15
	Page 8, strike lines 1 through 14.	16 17 18
Appropriations	After consideration on the merits, the Committee recommends that HB16-1386 be referred to the Committee of the Whole with favorable recommendation.	19 20 21 22
Appropriations	After consideration on the merits, the Committee recommends that HB16-1175 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	23 24 25 26 27
Appropriations	After consideration on the merits, the Committee recommends that SB16-210 be referred to the Committee of the Whole with favorable recommendation.	28 29 30 31
Appropriations	After consideration on the merits, the Committee recommends that HB16-1328 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	32 33 34 35 36
	Amend reengrossed bill, page 11, strike lines 18 through 22 and substitute:	37 38
	"(4) (a) ON OR BEFORE JANUARY 1, 2017, AND ON OR BEFORE JULY 1, 2017, AND EVERY JANUARY 1 AND JULY 1 THEREAFTER, THE DIVISION OF YOUTH CORRECTIONS SHALL REPORT ON ITS USE OF SECLUSION IN ANY SECURE STATE-OPERATED OR STATE-OWNED FACILITY TO THE".	39 40 41 42 43
	Page 11, line 24, strike "BIANNUAL".	44 45
	Page 11, line 25, strike "BIANNUAL".	46 47
	Page 12, strike lines 24 through 27.	48 49
	Page 13, strike lines 1 through 12.	50 51
	Page 13, strike lines 17 through 25 and substitute:	52 53
	"(6) PRIOR TO JANUARY 1, 2018, THE DIVISION OF YOUTH CORRECTIONS SHALL MEET THE REQUIREMENTS OF THIS SECTION TO THE EXTENT THAT IT IS ABLE USING ITS CURRENT REPORTING MECHANISMS. THE DIVISION OF YOUTH CORRECTIONS SHALL FULLY COMPLY WITH ALL REQUIREMENTS OF THIS SECTION ON OR BEFORE JANUARY 1, 2018."	54 55 56 57 58
	Page 16, lines 3 and 4, strike "PURPOSES AND, IF NECESSARY," and substitute "PURPOSES. THE DIVISION OF YOUTH CORRECTIONS SHALL SHARE WITH THE WORKING GROUP, ON AN ONGOING BASIS, AVAILABLE DATA REGARDING TIME SPENT IN CONFINEMENT BY YOUTH FOR ADMINISTRATIVE REASONS, AS DESCRIBED IN SECTION 26-20-104.5 (3), IN ANY SECURE STATE-OPERATED AND STATE-OWNED FACILITY. IF NECESSARY, THE WORKING GROUP MAY".	59 60 61 62 63 64 65 66
	Page 16, line 8, strike "LIMITING".	67 68
	Page 16, line 10, strike "BIANNUAL" and substitute "SEMIANNUAL".	69

Appropriations

Page 16, line 19, strike "BIANNUAL" and substitute "SEMIANNUAL".

After consideration on the merits, the Committee recommends that **SB16-200** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Agriculture, Natural Resources, and Energy Committee Report, dated May 4, 2016, page 1, before line 1 insert:

"Amend printed bill, page 2, line 5, strike "fund." and substitute "fund - repeal."."

Page 1 of the report, line 5, strike "OF THIS SECTION".

Page 1 of the report, line 6, strike "OFFICE." and substitute "OFFICE. THE DIRECTOR SHALL IMPLEMENT THE DUTIES AND POWERS CONFERRED BY THIS SECTION WITHIN EXISTING RESOURCES."."

Page 1 of the report, after line 6 insert:

"Page 2 of the printed bill, strike lines 10 through 21.

Page 3 of the bill, strike lines 1 through 5 and substitute:

"(2) THE DIRECTOR SHALL ANNUALLY PROVIDE AN UPDATE REGARDING THE DIRECTOR'S ACTIVITIES TO A JOINT HEARING OF THE GENERAL ASSEMBLY'S COMMITTEES WITH JURISDICTION OVER NATURAL RESOURCES."."

Page 1 of the report, strike lines 12 through 18.

Page 2 of the report, strike lines 1 through 10 and substitute:

"Page 3 of the bill, before line 17 insert:

"(4) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2019."."

Page 3 of the bill, strike lines 17 through 27.

Page 4 of the bill, strike lines 1 through 13.

Renumber succeeding section accordingly."

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1005, 1027, 1063, 1088, 1100, 1177, 1187, 1197, 1227, 1228, 1257, 1262, 1263, 1264, 1265, 1276, 1278, 1280, 1329, 1330, 1333, 1335, 1336, 1339, 1359, 1387, 1390, 1391, 1397, 1401.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB16-213 by Senator(s) Scheffel and Ulibarri; also Representative(s) Singer and DelGrosso-- Concerning developing practices for construction defect litigation. State, Veterans, & Military Affairs

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, the Senate proceeded out of order to consider a Special Orders -- Second Reading of Bills Consent Calendar and Special Orders -- Second Reading of Bills Calendar.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 15 (c) was suspended to allow the Senate to consider bills not previously printed in the Senate Calendar.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1040, HB16-1175, HB16-1328, HB16-1112, and HB16-1424 were made Special Orders at 7:09 p.m.

Committee of the Whole

The hour of 7:09 p.m. having arrived, Senator Sonnenberg 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 Sonnenberg 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:

HB16-1040

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.

Ordered revised and placed on the calendar for third reading and final passage.

HB16-1175

by Representative(s) Primavera and Nordberg, Ryden, Saine; also Senator(s) Jahn and Neville T., Cooke, Heath--Concerning the administration of the property tax exemptions for qualifying seniors and disabled veterans, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

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.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, May 5, page(s) 1078, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB16-1112 by Representative(s) Landgraf, Lontine, Priola, Roupe, Windholz, Ginal, Carver, Brown, Joshi, Pabon, Rankin, Ryden, Saine, Thurlow; also Senator(s) Crowder--Concerning the creation of the training veterans to train their own service dogs pilot program.

Amendment No. 1, State, Veterans, & Military Affairs Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1021-1022, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 5, page(s) 1077, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB16-1424 by Representative(s) Vigil, Conti, Roupe; also Senator(s) Garcia--Concerning qualifications for the administration of medications in facilities, and, in connection therewith, making an appropriation.

Ordered revised 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 Sonnenberg, 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: HB16-1040, HB16-1175, HB16-1328 as amended, HB16-1112 as amended, HB16-1424.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB16-1422, SB16-196, HB16-1031, HB16-1160, SB16-194, HB16-1383, HB16-1362, HB16-1286, HB16-1077, HB16-1345, SB16-212, HB16-1404, HB16-1117, HB16-1211, HB16-1047, HB16-1290, HB16-1398, HB16-1288, HB16-1440, HB16-1261, HB16-1234, HB16-1289, SB16-210, HB16-1386, HB16-1429, HB16-1194, and SB16-200 were made Special Orders at 7:17 p.m.

Committee of the Whole The hour of 7:17 p.m. having arrived, Senator Sonnenberg moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Sonnenberg 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:

SB16-196	by Senator(s) Cooke and Cadman; also Representative(s) Landgraf and Young--Concerning the creation of a pilot program for inclusive higher education for persons with intellectual and developmental disabilities, and, in connection therewith, making an appropriation. <u>Amendment No. 1, Education Committee Amendment.</u> (Printed in Senate Journal, May 4, page(s) 1053, and placed in members' bill files.) <u>Amendment No. 2, Appropriations Committee Amendment.</u> (Printed in Senate Journal, May 5, page(s) 1077, and placed in members' bill files.) As amended, ordered engrossed and placed on the calendar for third reading and final passage.	1
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HB16-1031	by Representative(s) Carver; also Senator(s) Cooke--Concerning a requirement that legislative council staff present a study of the transportation commission districts of the state to the transportation legislation review committee. Ordered revised and placed on the calendar for third reading and final passage.	16
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HB16-1160	by Representative(s) Ginal and Lontine, Esgar, Primavera, Ryden; also Senator(s) Tate--Concerning the continuation of the surgical assistant and surgical technologist registration program, and, in connection therewith, making an appropriation. Ordered revised and placed on the calendar for third reading and final passage.	23
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SB16-194	by Senator(s) Scott; also Representative(s) Moreno and DelGrosso--Concerning funding for state highway and regional transit projects that directly enable commercial development in adjacent areas that have been deemed undeveloped or underdeveloped due to inadequate state highway and transportation systems. <u>Amendment No. 1, Transportation Committee Amendment.</u> (Printed in Senate Journal, April 29, page(s) 923-924, and placed in members' bill files.) <u>Amendment No. 2, Appropriations Committee Amendment.</u> (Printed in Senate Journal, May 5, page(s) 1075, and placed in members' bill files.) As amended, ordered engrossed and placed on the calendar for third reading and final passage.	30
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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. <u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, May 5, page(s) 1078, and placed in members' bill files.) <u>Amendment No. 2(L.005), by Senator Woods.</u> Amend reengrossed bill, page 6, line 13, strike "POLICIES." and substitute "POLICIES AND PRIVACY AND SECURITY RULES RECOMMENDED BY THE JOINT TECHNOLOGY COMMITTEE. THE TECHNOLOGY VENDOR SHALL NOT SHARE IN ANY FORMAT, INCLUDE IN ANY DATABASE ALIGNMENTS, OR SHARE ACROSS DATABASES, ANY PERSONALLY IDENTIFIABLE DATA THAT IS COLLECTED WITH ANY ENTITY THAT IS NOT A COUNTY OR AGENCY THAT IS A PARTICIPANT IN THE PILOT PROGRAM .". As amended, ordered revised and placed on the calendar for third reading and final passage.	43
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- HB16-1362** by Representative(s) Young; also Senator(s) Martinez Humenik--Concerning the transfer of the functions of the license plate auction group to the Colorado disability funding committee, and, in connection therewith, making an appropriation. 1
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Amendment No. 1, Finance Committee Amendment. 5
(Printed in Senate Journal, May 3, page(s) 1023, and placed in members' bill files.) 6
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Amendment No. 2, Appropriations Committee Amendment. 8
(Printed in Senate Journal, May 5, page(s) 1075, and placed in members' bill files.) 9
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As amended, ordered revised and placed on the calendar for third reading and final 11
passage. 12
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(For further action, see amendments to the report of the Committee of the Whole.) 14
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- HB16-1286** by Representative(s) Becker K., Singer, Vigil; also Senator(s) Tate--Concerning an increase 17
in the percentage of a landowner's costs incurred in performing wildfire mitigation measures 18
that may be claimed by the landowner for purposes of the wildfire mitigation income tax 19
deduction. 20
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Ordered revised and placed on the calendar for third reading and final passage. 22
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- HB16-1077** by Representative(s) Moreno; also Senator(s) Martinez Humenik--Concerning the recreation 25
of the statutory revision committee, and, in connection therewith, making an appropriation. 26
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Amendment No. 1, Finance Committee Amendment. 28
(Printed in Senate Journal, May 5, page(s) 1071, and placed in members' bill files.) 29
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As amended, ordered revised and placed on the calendar for third reading and final 31
passage. 32
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- SB16-212** by Senator(s) Crowder; --Concerning aligning changes made to the federal child care and 35
development block grant reauthorization of 2014 to the twelve-month eligibility 36
requirement of the Colorado child care assistance program. 37
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Ordered engrossed and placed on the calendar for third reading and final passage. 39
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- HB16-1117** by Representative(s) Kagan and Saine, Carver, Lundeen, Court, Becker K., Coram, Dore, 42
Lawrence, Rosenthal, Salazar; also Senator(s) Aguilar and Cooke, Marble--Concerning a 43
requirement that custodial interrogations related to investigations for certain serious felonies 44
be electronically recorded, and, in connection therewith, making an appropriation. 45
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Ordered revised and placed on the calendar for third reading and final passage. 47
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- HB16-1211** by Representative(s) Melton; also Senator(s) Baumgardner and Jahn--Concerning licensing 50
marijuana transporters, and, in connection therewith, making an appropriation. 51
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Amendment No. 1, Transportation Committee Amendment. 53
(Printed in Senate Journal, April 27, page(s) 890, and placed in members' bill files.) 54
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As amended, ordered revised and placed on the calendar for third reading and final 56
passage. 57
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- HB16-1047** by Representative(s) Buck and Winter; also Senator(s) Newell and Roberts--Concerning the 60
adoption of an interstate compact to allow physicians to become licensed in multiple states 61
through an expedited licensure process, and, in connection therewith, making an 62
appropriation. 63
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Amendment No. 1, Health & Human Services Committee Amendment. 65
(Printed in Senate Journal, April 22, page(s) 822, and placed in members' bill files.) 66
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Amendment No. 2, Appropriations Committee Amendment. 68
(Printed in Senate Journal, May 5, page(s) 1076, and placed in members' bill files.) 69

As amended, ordered revised and placed on the calendar for third reading and final passage.

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.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, May 5, page(s) 1070, and placed in members' bill files.)

Amendment No. 2(L.024), by Senator Aguilar.

Amend the reengrossed bill, page 5, after line 5 insert:

"(II) TO REVISE THE GUIDELINES AND STANDARDS DEVELOPED PURSUANT TO THIS PARAGRAPH (b) THE BOARD SHALL ESTABLISH A COMMITTEE CONSISTING OF AT LEAST EIGHTY PERCENT OF WHICH ARE TREATMENT PROVIDERS. THE COMMITTEE SHALL MAKE RECOMMENDATIONS TO THE BOARD."

Renumber succeeding subparagraphs accordingly.

Page 7, line 19, after "(j)" insert "(I)".

Page 8, after line 15 insert:

"(II) TO REVISE THE GUIDELINES AND STANDARDS DEVELOPED PURSUANT TO THIS PARAGRAPH (j) THE BOARD SHALL ESTABLISH A COMMITTEE CONSISTING OF AT LEAST EIGHTY PERCENT OF WHICH ARE TREATMENT PROVIDERS. THE COMMITTEE SHALL MAKE RECOMMENDATIONS TO THE BOARD."

As amended, ordered revised and placed on the calendar for third reading and final passage.

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.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1023, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB16-1290 by Representative(s) Esgar and Kraft-Tharp; also Senator(s) Kerr and Hill--Concerning an extension of the transitional jobs program, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 5, page(s) 1076, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB16-1398 by Representative(s) Young and Landgraf; also Senator(s) Martinez Humenik and Steadman--Concerning the requirement that the department of human services use a request-for-proposal process to contract with an entity to implement recommendations of the respite care task force, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 5, page(s) 1070, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

- HB16-1288

by Representative(s) Kraft-Tharp and Wist; also Senator(s) Tate and Merrifield--
Concerning the creation of an industry infrastructure grant program within the state work
force development council, and, in connection therewith, creating the industry infrastructure
fund and making an appropriation.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, May 3, page(s) 1001, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final
passage.

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- HB16-1440

by Representative(s) Wilson and Pettersen; also Senator(s) Johnston and Holbert--
Concerning reducing administrative requirements that pertain to the elementary and
secondary public education system.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 5, page(s) 1072, and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final
passage.

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- HB16-1261

by Representative(s) Pabon, Conti, Court, Foote, Garnett, Kagan, Priola, Roupe, Wilson;
also Senator(s) Jahn and Baumgardner--Concerning continuation of the Colorado retail
marijuana code, and, in connection therewith, implementing the recommendations of the
2015 sunset report issued by the department of regulatory agencies and making an
appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

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- 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.

Ordered revised and placed on the calendar for third reading and final passage.

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- HB16-1289

by Representative(s) Duran and Esgar; also Senator(s) Garcia and Crowder--Concerning
incentives for local education providers to encourage high school students to successfully
complete career development course work.

Ordered revised and placed on the calendar for third reading and final passage.

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- SB16-210

by Senator(s) Baumgardner, Scott; also Representative(s) DelGrosso and Priola--
Concerning infrastructure funding, and, in connection therewith, requiring the transportation
commission to submit a ballot question to the voters of the state at the November 2016,
2017, or 2018 election which, if approved, would authorize the state, with no increase in
any taxes, to issue additional transportation revenue anticipation notes for the purpose of
addressing critical priority transportation needs in the state by financing transportation
projects and would exclude note proceeds and investment earnings on note proceeds from
state fiscal year spending limits; and dedicating five percent of state sales and use tax net
revenue for state transportation purposes and one percent of such revenue for other capital
construction purposes.

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, May 5, page(s) 1072, and placed in members' bill files.)

Amendment No. 2(L.020), by Senator Hill.

Amend printed bill, page 11, strike lines 22 and 23 and substitute:

"(VIII) IN THE INTERSTATE 25 SOUTH CORRIDOR, ADDITION OF A

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	NEW LANE IN EACH DIRECTION BETWEEN MONUMENT AND CASTLE ROCK AND ASSOCIATED INTERCHANGE RECONSTRUCTION, MAINLINE RECONSTRUCTION, AND SAFETY AND INTELLIGENT TRANSPORTATION SYSTEM IMPROVEMENTS;".	1 2 3 4 5 6
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	7 8 9
HB16-1386	by Representative(s) Kraft-Tharp; also Senator(s) Steadman--Concerning a program to cover vulnerable populations' costs of acquiring necessary documents, and, in connection therewith, making an appropriation.	10 11 12 13 14
	Ordered revised and placed on the calendar for third reading and final passage.	15 16
HB16-1429	by Representative(s) Pettersen and Wilson; also Senator(s) Kerr--Concerning alternative education campuses, and, in connection therewith, making an appropriation.	17 18 19 20
	Ordered revised and placed on the calendar for third reading and final passage.	21 22 23
HB16-1194	by Representative(s) Mitsch Bush and Becker J., Priola, Dore, Rankin, Arndt, Lebsock, Williams, Pabon, Brown, Danielson, Duran, Esgar, Ginal, Vigil; also Senator(s) Sonnenberg--Concerning a temporary income tax deduction for a portion of lease payments received by a qualified taxpayer for leasing the taxpayer's agricultural asset to an eligible beginning farmer or rancher.	24 25 26 27 28 29
	Ordered revised and placed on the calendar for third reading and final passage.	30 31 32
SB16-200	by Senator(s) Sonnenberg; also Representative(s) Vigil, Coram--Concerning the creation of a position in the office of the governor that coordinates the permitting of water projects.	33 34 35
	<u>Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.</u> (Printed in Senate Journal, May 4, page(s) 1053-1054, and placed in members' bill files.)	36 37 38
	<u>Amendment No. 2, Appropriations Committee Amendment.</u> (Printed in Senate Journal, May 5, page(s) 1078-1079, and placed in members' bill files.)	39 40 41
	As amended, ordered engrossed and placed on the calendar for third reading and final passage.	42 43 44 45
HB16-1422	by Representative(s) Hamner and Rankin; also Senator(s) Lambert and Steadman--Concerning financing public schools, and, in connection therewith, making an appropriation.	46 47 48 49
	<u>Amendment No. 1(L.031), by Senators Lambert and Steadman.</u>	50 51
	Amend reengrossed bill, page 7, strike lines 25 through 27 and substitute:	52 53
	"(VIII) UNUSUAL FINANCIAL BURDEN CAUSED BY A SIGNIFICANT REDUCTION IN THE ASSESSED VALUE OF REAL PROPERTY IN A DISTRICT WHOSE STATE SHARE OF TOTAL PROGRAM FUNDING PURSUANT TO SECTION 22-54-106 BEFORE THE APPLICATION OF THE NEGATIVE FACTOR PURSUANT TO SECTION 22-54-104 (5) (g) WAS LESS THAN ONE-HALF OF ONE PERCENT OF THE DISTRICT'S TOTAL PROGRAM FUNDING IN THE PREVIOUS BUDGET YEAR, CAUSING THE DISTRICT TO RECEIVE A STATE SHARE THAT IS ONE-HALF OF ONE PERCENT OF TOTAL PROGRAM FUNDING OR GREATER BEFORE APPLICATION OF THE NEGATIVE FACTOR IN THE BUDGET YEAR IN WHICH THE ASSESSED VALUE IS REDUCED. THE AMOUNT OF SUPPLEMENTAL ASSISTANCE PAID PURSUANT TO THIS SUBPARAGRAPH (VIII) SHALL NOT EXCEED THE AMOUNT OF THE REDUCTION IN THE DISTRICT'S STATE SHARE AS A RESULT OF THE NEGATIVE FACTOR."	54 55 56 57 58 59 60 61 62 63 64 65 66
	Page 8, strike lines 1 through 8.	67 68 69

Amendment No. 2(L.048), by Senator Steadman.

- Strike the Lambert and Steadman floor amendment (HB1422_L.031).
- Amend reengrossed bill, page 7, line 11, strike "and (1) (c.5)".
- Page 7, line 25, strike "UNUSUAL" and substitute "COMMENCING WITH THE 2015-16 BUDGET YEAR, UNUSUAL".
- Page 8, line 7, after "EXCEED" insert "FIFTY PERCENT OF".
- Page 8, strike lines 9 through 15.

Amendment No. 3(L.044), by Senator Steadman.

- Amend reengrossed bill, page 11, after line 4 insert:
"SECTION 10. In Colorado Revised Statutes, 22-30.5-104.7, add (6) as follows:
22-30.5-104.7. Charter school networks - authority - definitions. (6) EACH CHARTER SCHOOL NETWORK SHALL COMPLY WITH THE AUDIT REQUIREMENTS IMPOSED ON CHARTER SCHOOLS AS FOLLOWS:
(a) THE CHARTER SCHOOL NETWORK SHALL BE AUDITED AS AN ORGANIZATION, TREATING THE CHARTER SCHOOL NETWORK AS A SINGLE LEGAL ENTITY; EXCEPT THAT THE AUTHORIZING SCHOOL DISTRICT FOR A CHARTER SCHOOL THAT IS INCLUDED IN THE NETWORK MAY REQUEST AND THE NETWORK SHALL PROVIDE AN AUDIT OF THE SCHOOL DISTRICT'S CHARTER SCHOOL;
(b) THE CHARTER SCHOOL NETWORK SHALL REPORT AS SUPPLEMENTARY INFORMATION IN ITS AUDITED FINANCIAL STATEMENTS A BALANCE SHEET AND STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES USING THE MODIFIED ACCRUAL BASIS OF ACCOUNTING FOR EACH CHARTER SCHOOL CAMPUS THAT HAS A SEPARATE SCHOOL CODE WITHIN THE CHARTER SCHOOL NETWORK; AND
(c) THE AUDIT MUST ADDRESS COMPLIANCE WITH PARAGRAPH (d) OF SUBSECTION (2) OF THIS SECTION.
SECTION 11. In Colorado Revised Statutes, 22-30.5-504, amend (7.5) (b) introductory portion and (8) as follows:
22-30.5-504. Institute chartering authority - institute charter schools - exclusive authority - retention - recovery - revocation. (7.5) (b) A charter school, a charter school applicant, or an organization that represents charter schools may request revocation of a local board of education's exclusive authority only on the grounds that the local board, since the date that the local board received exclusive authority, has demonstrated a pattern of failing to comply with one or more of the provisions of the "Charter Schools Act", part 1 of this article PARAGRAPH (a) OF SUBSECTION (5) OF THIS SECTION. A charter school, a charter school applicant, or an organization that represents charter schools may not request revocation of a local board of education's exclusive authority solely on the basis of:
(8) Notwithstanding any other provision of this section to the contrary, a local board of education may permit the establishment of one or more institute charter schools within the geographic boundaries of the school district by adopting a favorable resolution and submitting the resolution to the state board. ~~The resolution shall be effective until it is rescinded by resolution of the local board of education~~ AN INSTITUTE CHARTER SCHOOL THAT IS ESTABLISHED WITH PERMISSION GRANTED IN A RESOLUTION ADOPTED BY THE LOCAL BOARD OF THE SCHOOL DISTRICT IN WHICH THE INSTITUTE CHARTER SCHOOL IS LOCATED CONTINUES TO BE AUTHORIZED BY AND ACCOUNTABLE TO THE INSTITUTE REGARDLESS OF LATER ACTIONS BY THE LOCAL BOARD UNLESS THE INSTITUTE CHARTER SCHOOL VOLUNTARILY CONVERTS TO A DISTRICT CHARTER SCHOOL AS PROVIDED IN SUBSECTION (10) OF THIS SECTION.
SECTION 12. In Colorado Revised Statutes, 22-30.5-104, amend (7) (e); and add (7.5) as follows:
22-30.5-104. Charter school - requirements - authority. (7) (e) Notwithstanding the provisions of paragraphs (b) and (c) of this subsection (7) ~~any~~ OR THE PROVISIONS OF SUBSECTION (7.5) OF THIS

SECTION, A school district that has space in district facilities that is unoccupied ~~shall be allowed to~~ MAY sell the facilities or use the facilities for a different purpose and ~~shall not be~~ IS NOT required to maintain ownership of the facilities for potential use by a charter school.

(7.5) (a) NO LATER THAN NOVEMBER 1, 2016, AND NO LATER THAN NOVEMBER 1 EACH YEAR THEREAFTER, EACH SCHOOL DISTRICT THAT AUTHORIZES A CHARTER SCHOOL AND THAT HAS OR IS EXPECTING TO HAVE ONE OR MORE VACANT OR UNDERUSED BUILDINGS OR VACANT OR UNDERUSED LAND AVAILABLE DURING THE NEXT SCHOOL YEAR SHALL PREPARE A LIST OF THE VACANT OR UNDERUSED BUILDINGS AND LAND AND PROVIDE THE LIST, UPON REQUEST, TO CHARTER SCHOOLS AUTHORIZED BY THE SCHOOL DISTRICT, CHARTER SCHOOL APPLICANTS, AND OTHER INTERESTED PERSONS. THE SCHOOL DISTRICT SHALL ALSO POST ON ITS WEBSITE A NOTICE THAT THE LIST OF UNDERUSED AND VACANT BUILDINGS AND LAND IS AVAILABLE TO INTERESTED PERSONS UPON REQUEST. THE SCHOOL DISTRICT MUST PROVIDE THE LIST WITHIN TWO SCHOOL DAYS AFTER RECEIVING A REQUEST. NO LATER THAN FORTY-FIVE DAYS AFTER THE SCHOOL DISTRICT POSTS THE AVAILABILITY OF THE LIST OR AFTER RECEIVING THE LIST, WHICHEVER IS LATER, A CHARTER SCHOOL OF THE SCHOOL DISTRICT OR CHARTER APPLICANT MAY APPLY TO THE SCHOOL DISTRICT TO USE THE BUILDING OR THE SCHOOL DISTRICT LAND AS THE LOCATION FOR THE CHARTER SCHOOL. THE LOCAL BOARD OF EDUCATION SHALL REVIEW EACH APPLICATION FOR USE AND, IN A PUBLIC MEETING HELD NO LATER THAN NINETY DAYS AFTER THE SCHOOL DISTRICT POSTS THE AVAILABILITY OF THE LIST, APPROVE OR DISAPPROVE EACH APPLICATION FOR USE OF THE BUILDING OR SCHOOL DISTRICT LAND. IF THE LOCAL BOARD OF EDUCATION DISAPPROVES AN APPLICATION FOR USE, IT MUST EXPLAIN AT THE PUBLIC MEETING AND PROVIDE IN WRITING TO THE APPLICANT THE REASONS FOR DISAPPROVAL.

(b) FOR PURPOSES OF THIS SUBSECTION (7.5), A BUILDING IS CONSIDERED UNDERUSED IF IT HAS UNUSED CAPACITY TO ACCOMMODATE TWO HUNDRED FIFTY STUDENTS OR MORE.

SECTION 13. In Colorado Revised Statutes, 22-30.5-112, **amend** (2) (a.4) (I), (2) (a.4) (II), and (3) (c); and **add** (3) (a) (IV) as follows:

22-30.5-112. Charter schools - financing - definitions - guidelines. (2) (a.4) (I) Within ninety days after the end of each fiscal year, each school district shall provide to each charter school within its district an itemized accounting of all its central administrative overhead costs. IF THE ITEMIZED ACCOUNTING INCLUDES SERVICES PROVIDED TO THE CHARTER SCHOOL BY SCHOOL DISTRICT PERSONNEL, THE ITEMIZED ACCOUNTING, AT THE CHARTER SCHOOL'S REQUEST, MUST INCLUDE A LIST OF THE PERSONNEL POSITIONS AND SERVICES PROVIDED BY PERSONS IN EACH POSITION. The actual central administrative overhead costs ~~shall be~~ ARE the amount charged to the charter school. Any difference, within the limitations of subparagraph (III) of paragraph (a) of this subsection (2) and paragraph (a.3) of this subsection (2), between the amount initially charged to the charter school and the actual cost ~~shall~~ MUST be reconciled and paid to the owed party.

(II) Within ninety days after the end of each fiscal year, each school district shall provide to each charter school within its district an itemized accounting of all the actual costs of district services the charter school chose at its discretion to purchase from the district calculated in accordance with paragraph (b) of this subsection (2). IF THE ITEMIZED ACCOUNTING INCLUDES SERVICES PURCHASED BY THE CHARTER SCHOOL THAT WERE PROVIDED BY SCHOOL DISTRICT PERSONNEL, THE ITEMIZED ACCOUNTING, AT THE CHARTER SCHOOL'S REQUEST, MUST INCLUDE A LIST OF THE PERSONNEL POSITIONS AND SERVICES PROVIDED BY PERSONS IN EACH POSITION. Any difference between the amount initially charged to the charter school and the actual cost shall be reconciled and paid to the owed party.

(3) (a) (IV) THE SCHOOL DISTRICT SHALL DISTRIBUTE TO EACH CHARTER SCHOOL ON A PER PUPIL BASIS ANY OTHER STATE OR FEDERAL MONEY THAT THE SCHOOL DISTRICT RECEIVES BASED ON A PER PUPIL CALCULATION IF THE CALCULATION INCLUDES PUPILS ENROLLED IN THE CHARTER SCHOOL.

(c) Within ninety days after the end of each budget year, each school district shall provide to each charter school of the school district an itemized accounting of all the actual special education costs that the

school district incurred for the applicable budget year and the basis of any per pupil charges for special education that the school district imposed against the charter school for the applicable budget year. IF THE ITEMIZED ACCOUNTING INCLUDES SERVICES PROVIDED TO THE CHARTER SCHOOL BY SCHOOL DISTRICT PERSONNEL, THE ITEMIZED ACCOUNTING, AT THE CHARTER SCHOOL'S REQUEST, MUST INCLUDE A LIST OF THE PERSONNEL POSITIONS AND SERVICES PROVIDED BY PERSONS IN EACH POSITION.

SECTION 14. In Colorado Revised Statutes, 22-54-124, **amend** (1) (a) as follows:

22-54-124. State aid for charter schools - use of state education fund money - definitions. (1) As used in this section:

(a) "Capital construction" means construction, demolition, remodeling, MAINTAINING, financing, purchasing, or leasing of land, buildings, or facilities used to educate pupils enrolled in or to be enrolled in a charter school.

SECTION 15. In Colorado Revised Statutes, 24-6-402, **amend** (1) (d); and **add** (1) (a) (III) as follows:

24-6-402. Meetings - open to public - definitions. (1) For the purposes of this section:

(a) (III) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (a), "LOCAL PUBLIC BODY" INCLUDES THE GOVERNING BOARD OF AN INSTITUTE CHARTER SCHOOL THAT IS AUTHORIZED PURSUANT TO PART 5 OF ARTICLE 30.5 OF TITLE 22, C.R.S.

(d) (I) "State public body" means any board, committee, commission, or other advisory, policy-making, rule-making, decision-making, or formally constituted body of any state agency, state authority, governing board of a state institution of higher education including the regents of the university of Colorado, a nonprofit corporation incorporated pursuant to section 23-5-121 (2), C.R.S., or the general assembly, and any public or private entity to which the state, or an official thereof, has delegated a governmental decision-making function but does not include persons on the administrative staff of the state public body.

(II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (d), "STATE PUBLIC BODY" DOES NOT INCLUDE THE GOVERNING BOARD OF AN INSTITUTE CHARTER SCHOOL THAT IS AUTHORIZED PURSUANT TO PART 5 OF ARTICLE 30.5 OF TITLE 22, C.R.S.

SECTION 16. In Colorado Revised Statutes, 22-30.5-104, **amend** (6) (b) (II) as follows:

22-30.5-104. Charter school - requirements - authority. (6) (b) The state board shall promulgate rules that list the automatic waivers for all charter schools. In promulgating the list of automatic waivers, the state board shall consider the overall impact and complexity of the requirements specified in the statute and the potential consequences that waiving the statute may have on the practices of a charter school. Notwithstanding any provision of this paragraph (b) to the contrary, the state board shall not include the following statutes on the list of automatic waivers:

(II) Section 22-32-109 (1) (n), ~~(f) and (1) (n) (H) (B)~~, concerning the annual school calendar AND TEACHER-PUPIL CONTACT HOURS; and".

Renumber succeeding sections accordingly.

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

HB16-1362 by Representative(s) Young; also Senator(s) Martinez Humenik--Concerning the transfer of the functions of the license plate auction group to the Colorado disability funding committee, and, in connection therewith, making an appropriation.

Senator Martinez Humenik moved to amend the Report of the Committee of the Whole to show that the Finance Committee amendment to HB16-1362 did not 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	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		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Sonnenberg, 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: SB16-196 as amended, SB16-194 as amended, SB16-212,SB16-210 as amended, SB16-200 as amended, HB16-1031, HB16-1160, HB16-1383 as amended, HB16-1362 as amended, HB16-1286, HB16-1077 as amended, HB16-1117, HB16-1211 as amended, HB16-1047 as amended, HB16-1345 as amended, HB16-1404 as amended, HB16-1290 as amended, HB16-1398 as amended, HB16-1288 as amended, HB16-1440 as amended, HB16-1261, HB16-1234, HB16-1289, HB16-1386, HB16-1429, HB16-1194, HB16-1422 as amended.

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, May 5 was laid over until Friday, May 6, retaining its place on the calendar.

Consideration of House Amendments to Senate Bills: SB16-135, SB16-189.
Consideration of House Adherence: HB16-1183.
Consideration of Conference Committee Reports: SB16-062.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Friday, May 6, 2016.	1
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Approved:	4
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Bill L. Cadman	8
President of the Senate	9
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Attest:	11
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Effie Ameen	15
Secretary of the Senate	16

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

115th Legislative Day Friday, May 6, 2016

Prayer By the chaplain, Reverend Dr. John Roberts, First Baptist Church, Sterling.

Call to Order By the President at 9:00 a.m.

Roll Call Present--34
Excused--1, Aguilar.
Present later--1, Aguilar.

Quorum The President announced a quorum present.

Pledge By Senator Merrifield.

Musical Presentation The Journey School Choir, Colorado Springs.

Reading of Journal On motion of Senator Steadman, reading of the Journal of Thursday, May 5, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB16-212 and 213.
Correctly Engrossed: SB16-194, 196, 200, 210, and 212.
Correctly Reengrossed: SB16-184 and 208.
Correctly Revised: HB16-1031, 1040, 1047, 1077, 1112, 1117, 1160, 1175, 1194, 1211, 1234, 1261, 1286, 1289, 1290, 1328, 1345, 1362, 1383, 1386, 1398, 1404, 1422, 1424, 1429, and 1440.
Correctly Rerevised: HB16-1368, 1436, and 1448.

MESSAGE FROM THE HOUSE

May 5, 2016

Mr. President:

The House has postponed indefinitely SB16-170. The bill is returned herewith.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB16-214 by Senator(s) Marble and Hodge; also Representative(s) Saine and Danielson--Concerning a study of other western states' use of real-time water management strategies. State, Veterans, & Military Affairs

SB16-215 by Senator(s) Tate; also Representative(s) Young--Concerning modifications to the implementation of the state's payroll system that will allow all state employees to be paid twice a month.
Finance

CORRECTION OF BILL ASSIGNMENT

The President announced that **HB16-1365**, which was originally introduced on Monday, April 11 and assigned to the Committee on Education, will be assigned to the Committee on State, Veterans, & Military Affairs.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

SJR16-034 by Senator(s) Lambert and Grantham; also Representative(s) Carver and Lawrence-- Concerning the designation of United States Highway 24 from Mile Marker 298 in Manitou Springs to Mile Marker 283 in Woodland Park as the "SPC Rob Lee Nichols Memorial Highway".

On motion of Senator Lambert, the resolution was read at length and **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	E	Kerr	Y	Scheffel	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

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, the Senate proceeded out of order for expressions of personal privilege.

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:

HB16-1040 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.

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: Cadman, Carroll, Crowder, Grantham, Heath, Jones, Lambert, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Todd, and Woods.

HB16-1175 by Representative(s) Primavera and Nordberg, Ryden, Saine; also Senator(s) Jahn and Neville T., Cooke, Heath--Concerning the administration of the property tax exemptions for qualifying seniors and disabled veterans, and, in connection therewith, 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, Kefalas, Kerr, Merrifield, Newell, Roberts, Scott, Tate, Todd, and Woods.

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.

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, Hill, Holbert, Johnston, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Scott, Sonnenberg, Steadman, Tate, Todd, and Woods.

HB16-1112 by Representative(s) Landgraf, Lontine, Priola, Roupe, Windholz, Ginal, Carver, Brown, Joshi, Pabon, Rankin, Ryden, Saine, Thurlow; also Senator(s) Crowder--Concerning the creation of the training veterans to train their own service dogs pilot program, and, in connection therewith, 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	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	Y
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	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, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Roberts, Tate, and Todd.

MESSAGE FROM THE HOUSE

May 6, 2016

Mr. President:

The House has adopted and transmits herewith HJR16-1025, as printed in House Journal.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR16-1025 by Representative(s) Ryden and Saine; also Senator(s) Marble--Concerning honoring Gold Star Families.

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 Consideration of Resolutions.

CONSIDERATION OF RESOLUTIONS

HJR16-1025 by Representative(s) Ryden and Saine; also Senator(s) Marble--Concerning honoring Gold Star Families.

On motion of Senator Marble, the resolution was read at length.

Amendment No. 1(L.001), by Senator Kefalas.

Amend revised joint resolution, page 2, line 29, after "Mothers;" insert "the Denver Chapter of Gold Star Wives;".

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		

On motion of Senator Marble, the resolution, as amended, 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: Aguilar, Baumgardner, Cadman, Carroll, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, Scott, Sonnenberg, Steadman, Tate, Todd, Ulibarri, and Woods.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

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:

SB16-196 by Senator(s) Cooke and Cadman; also Representative(s) Landgraf and Young--Concerning the creation of a pilot program for inclusive higher education for persons with intellectual and developmental disabilities, and, in connection therewith, 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	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	Y
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	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, Grantham, Guzman, Heath, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Martinez Humenik, Merrifield, Newell, Roberts, Scheffel, Steadman, and Todd.

SB16-194 by Senator(s) Scott; also Representative(s) Moreno and DelGrosso--Concerning funding for state highway and regional transit projects that directly enable commercial development in adjacent areas that have been deemed undeveloped or underdeveloped due to inadequate state highway and transportation systems, and, in connection therewith, requiring a post-enactment review of the implementation of this act.

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	N	Heath	N	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	N	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	N	Newell	N	Woods	Y
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: Holbert, Sonnenberg, and Tate.

SB16-212 by Senator(s) Crowder; also Representative(s) Buckner--Concerning aligning changes made to the federal child care and development block grant reauthorization of 2014 to the twelve-month eligibility requirement of the Colorado child care assistance program.

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	Y	Lundberg	Y	Sonnenberg	Y
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	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: Guzman, Heath, Johnston, Jones, Kefalas, Merrifield, Newell, Steadman, Todd, and Ulibarri.

SB16-210 by Senator(s) Baumgardner, Scott; also Representative(s) DelGrosso and Priola--Concerning infrastructure funding, and, in connection therewith, requiring the transportation commission to submit a ballot question to the voters of the state at the November 2016, 2017, or 2018 election which, if approved, would authorize the state, with no increase in any taxes, to issue additional transportation revenue anticipation notes for the purpose of addressing critical priority transportation needs in the state by financing transportation projects and would exclude note proceeds and investment earnings on note proceeds from state fiscal year spending limits; and dedicating five percent of state sales and use tax net revenue for state transportation purposes and one percent of such revenue for other capital construction purposes.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	19	NO	16	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	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	N	Merrifield	N	Todd	N
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	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: Cadman, Cooke, Hill, and Scheffel.

SB16-200 by Senator(s) Sonnenberg; also Representative(s) Vigil, Coram--Concerning the creation of a position in the office of the governor that coordinates the permitting of water projects.

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: Cooke.

Senate in recess.
Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

SB16-216 by Senator(s) Lundberg; --Concerning the restoration of a presidential primary election in Colorado.
State, Veterans, & Military Affairs

Senate in recess.
Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs
After consideration on the merits, the Committee recommends that **SB16-213** be **referred** to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs
After consideration on the merits, the Committee recommends that **HB16-1426** 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 reengrossed bill, page 10, strike lines 4 through 18 and substitute:

"(2) A PERSON WHO VIOLATES SUBSECTION (1) OF THIS SECTION COMMITS A CLASS 2 PETTY OFFENSE AND, UPON CONVICTION, SHALL BE PUNISHED AS FOLLOWS:
(a) FOR A FIRST OFFENSE, A FINE OF TWENTY-FIVE DOLLARS;
(b) FOR A SECOND OFFENSE, A FINE OF NOT LESS THAN FIFTY DOLLARS BUT NOT MORE THAN TWO HUNDRED DOLLARS; AND
(c) FOR A THIRD OR SUBSEQUENT OFFENSE, A FINE OF NOT LESS THAN ONE HUNDRED DOLLARS BUT NOT MORE THAN FIVE HUNDRED DOLLARS."

Page 13, strike lines 16 through 27.

Page 14, strike lines 1 through 3 and substitute:

"(2) A PERSON WHO VIOLATES SUBSECTION (1) OF THIS SECTION COMMITS A CLASS 2 PETTY OFFENSE AND, UPON CONVICTION, SHALL BE PUNISHED AS FOLLOWS:
(a) FOR A FIRST OFFENSE, A FINE OF TWENTY-FIVE DOLLARS;
(b) FOR A SECOND OFFENSE, A FINE OF NOT LESS THAN FIFTY DOLLARS BUT NOT MORE THAN TWO HUNDRED DOLLARS; AND
(c) FOR A THIRD OR SUBSEQUENT OFFENSE, A FINE OF NOT LESS THAN ONE HUNDRED DOLLARS BUT NOT MORE THAN FIVE HUNDRED DOLLARS."

- Finance
- After consideration on the merits, the Committee recommends that **HB16-1301** be postponed indefinitely.
- Finance
- After consideration on the merits, the Committee recommends that **HB16-1361** be postponed indefinitely.
- Finance
- After consideration on the merits, the Committee recommends that **SB16-215** be referred to the Committee of the Whole with favorable recommendation.
- Finance
- After consideration on the merits, the Committee recommends that **HB16-1267** be referred to the Committee on Appropriations with favorable recommendation.

MESSAGE FROM THE HOUSE

May 6, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1465, 1467, 1458, 1444, 1463, 1459, 1461.

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB16-1466, amended as printed in House Journal, May 5.
HB16-1462, amended as printed in House Journal, May 5.
HB16-1016, amended as printed in House Journal, May 5.
HB16-1142, amended as printed in House Journal, May 5.
HB16-1216, amended as printed in House Journal, May 5.
HB16-1447, amended as printed in House Journal, May 5.
HB16-1456, amended as printed in House Journal, May 5.
HB16-1464, amended as printed in House Journal, May 5.

The House has passed on Third Reading and returns herewith SB16-195, 202, 205, 120.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB16-191, amended as printed in House Journal, May 5, and amended on Third Reading as printed in House Journal.
SB16-201, amended as printed in House Journal, May 5.
SB16-038, amended as printed in House Journal, May 5.
SB16-116, amended as printed in House Journal, May 5.

The House has adopted and returns herewith SJR16-034.

The House has postponed indefinitely SB16-026. The bill is returned herewith.

The House has voted to concur in the Senate amendments to HB16-1368 and has repassed the bill as so amended.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

- SB16-217
- by Senator(s) Hill; also Representative(s) Williams--Concerning measures to expedite the litigation of workers' compensation claims.
State, Veterans, & Military Affairs

Senate in recess.Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB16-206** be **postponed indefinitely**.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB16-197** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 3, after "(4);" insert "**repeal (5);**".

Page 4, strike lines 8 through 20 and substitute "where sold. ON AND AFTER JULY 1, 2016, EXCEPT AS PERMITTED UNDER PARAGRAPH (b) OF THIS SUBSECTION (1), THE STATE AND LOCAL LICENSING AUTHORITIES SHALL NOT ISSUE A NEW LIQUOR-LICENSED DRUGSTORE LICENSE IF THE LICENSED PREMISES FOR WHICH A LIQUOR-LICENSED DRUGSTORE LICENSE IS SOUGHT IS LOCATED:

(A) WITHIN ONE THOUSAND FIVE HUNDRED FEET OF A RETAIL LIQUOR STORE LICENSED UNDER SECTION 12-47-407; OR

(B) FOR A DRUGSTORE PREMISES LOCATED IN A MUNICIPALITY WITH A POPULATION OF TEN THOUSAND OR FEWER, WITHIN THREE THOUSAND FEET OF A RETAIL LIQUOR STORE LICENSED UNDER SECTION 12-47-407.

(II) Nothing in this subsection (1) ~~shall prohibit~~ PROHIBITS:

(A) THE RENEWAL OR TRANSFER OF OWNERSHIP OF A LIQUOR-LICENSED DRUGSTORE LICENSE INITIALLY ISSUED PRIOR TO JULY 1, 2016.

(B) A liquor-licensed drugstore licensee from allowing tastings ~~to be conducted on his or her~~ THE licensed premises if ~~an authorization for the~~ APPLICABLE LOCAL LICENSING AUTHORITY HAS AUTHORIZED THE LIQUOR-LICENSED DRUGSTORE TO CONDUCT tastings ~~has been granted pursuant to section 12-47-301~~ ON ITS LICENSED PREMISES IN ACCORDANCE WITH SECTION 12-47-301 (10).

(b) (I) ON OR AFTER JANUARY 1, 2017, TO QUALIFY FOR AN ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSE UNDER THIS SECTION, A LIQUOR-LICENSED DRUGSTORE LICENSEE, OR A RETAIL LIQUOR STORE LICENSEE THAT WAS LICENSED AS A LIQUOR-LICENSED DRUGSTORE ON FEBRUARY 21, 2016, MUST APPLY TO THE STATE AND LOCAL LICENSING AUTHORITIES, AS PART OF A SINGLE APPLICATION, FOR A TRANSFER OF OWNERSHIP OF AT LEAST TWO LICENSED RETAIL LIQUOR STORES THAT WERE LICENSED OR HAD APPLIED FOR A LICENSE ON OR BEFORE MAY 1, 2016, A CHANGE OF LOCATION OF ONE OF THE RETAIL LIQUOR STORES, AND A MERGER AND CONVERSION OF THE RETAIL LIQUOR STORE LICENSES INTO A SINGLE LIQUOR-LICENSED DRUGSTORE LICENSE. THE APPLICANT MAY APPLY FOR A TRANSFER, CHANGE OF LOCATION, AND MERGER AND CONVERSION ONLY IF ALL OF THE FOLLOWING REQUIREMENTS ARE MET:

(A) THE RETAIL LIQUOR STORES THAT ARE THE SUBJECT OF THE TRANSFER OF OWNERSHIP ARE LOCATED WITHIN THE SAME LOCAL LICENSING AUTHORITY JURISDICTION AS THE DRUGSTORE PREMISES FOR WHICH THE APPLICANT IS SEEKING A LIQUOR-LICENSED DRUGSTORE LICENSE, AND, IF ANY RETAIL LIQUOR STORES ARE LOCATED WITHIN ONE THOUSAND FIVE HUNDRED FEET OF THE DRUGSTORE PREMISES OR, FOR A DRUGSTORE PREMISES LOCATED IN A MUNICIPALITY WITH A POPULATION OF TEN THOUSAND OR FEWER OR IN AN UNINCORPORATED AREA OF A COUNTY, WITHIN THREE THOUSAND FEET OF THE DRUGSTORE PREMISES, THE APPLICANT APPLIES TO TRANSFER OWNERSHIP OF ALL RETAIL LIQUOR STORES LOCATED WITHIN THAT DISTANCE.

(B) UPON TRANSFER AND CONVERSION OF THE RETAIL LIQUOR STORE LICENSES TO A SINGLE LIQUOR-LICENSED DRUGSTORE LICENSE, THE DRUGSTORE PREMISES FOR WHICH THE LIQUOR-LICENSED DRUGSTORE

LICENSE IS SOUGHT WILL BE LOCATED AT LEAST ONE THOUSAND FIVE HUNDRED FEET FROM ALL LICENSED RETAIL LIQUOR STORES THAT ARE WITHIN THE SAME LOCAL LICENSING AUTHORITY JURISDICTION AS THE DRUGSTORE PREMISES OR, FOR A DRUGSTORE PREMISES LOCATED IN A MUNICIPALITY WITH A POPULATION OF TEN THOUSAND OR FEWER, AT LEAST THREE THOUSAND FEET FROM ALL LICENSED RETAIL LIQUOR STORES THAT ARE WITHIN THE SAME LOCAL LICENSING AUTHORITY JURISDICTION AS THE DRUGSTORE PREMISES.

(II) FOR PURPOSES OF DETERMINING WHETHER THE DISTANCE REQUIREMENTS SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (b) ARE SATISFIED, THE DISTANCE SHALL BE DETERMINED BY A RADIUS MEASUREMENT THAT BEGINS AT THE PRINCIPAL DOORWAY OF THE DRUGSTORE PREMISES FOR WHICH THE APPLICATION IS MADE AND ENDS AT THE PRINCIPAL DOORWAY OF THE LICENSED RETAIL LIQUOR STORE.

(III) IN MAKING ITS DETERMINATION ON THE TRANSFER OF OWNERSHIP, CHANGE OF LOCATION, AND LICENSE MERGER AND CONVERSION APPLICATION, THE LOCAL LICENSING AUTHORITY SHALL CONSIDER THE REASONABLE REQUIREMENTS OF THE NEIGHBORHOOD AND THE DESIRES OF THE ADULT INHABITANTS IN ACCORDANCE WITH SECTION 12-47-312.

(IV) IN ADDITION TO ANY OTHER REQUIREMENTS FOR LICENSURE UNDER THIS SECTION OR ARTICLE, A PERSON APPLYING FOR A NEW LIQUOR-LICENSED DRUGSTORE LICENSE IN ACCORDANCE WITH THIS PARAGRAPH (b) ON OR AFTER JANUARY 1, 2017, OR TO RENEW A LIQUOR-LICENSED DRUGSTORE LICENSE ISSUED ON OR AFTER JANUARY 1, 2017, UNDER THIS PARAGRAPH (b) MUST:

(A) PROVIDE EVIDENCE TO THE STATE AND LOCAL LICENSING AUTHORITIES THAT AT LEAST TWENTY PERCENT OF THE LICENSEE'S GROSS ANNUAL INCOME DERIVED FROM TOTAL SALES DURING THE PRIOR TWELVE MONTHS AT THE DRUGSTORE PREMISES FOR WHICH A NEW OR RENEWAL LICENSES IS SOUGHT IS FROM THE SALE OF FOOD ITEMS, AS DEFINED BY THE STATE LICENSING AUTHORITY BY RULE; AND

(B) BE OPEN TO THE PUBLIC."

Strike page 5.

Page 6, strike lines 1 through 23.

Page 6, line 24, strike "(a)".

Page 6, line 26, strike "(I)" and substitute "(a)".

Page 7, line 1, strike "(II)" and substitute "(b)".

Page 7, line 5, strike "(III)" and substitute "(c)".

Page 7, line 10, strike "(IV)" and substitute "(d)".

Page 7, strike lines 12 through 14 and substitute "LIQUORS TO PRESENT A VALID IDENTIFICATION, AS DETERMINED BY THE STATE LICENSING AUTHORITY BY RULE;"

Page 7, line 16, strike "(V)" and substitute "(e)".

Page 7, strike lines 19 through 22.

Page 8, strike lines 9 through 17 and substitute:

"(IV) FOR A LIQUOR-LICENSED DRUGSTORE LICENSED ON OR BEFORE JANUARY 1, 2016, ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSES AS FOLLOWS, BUT ONLY IF OBTAINED IN ACCORDANCE WITH PARAGRAPH (b) OF SUBSECTION (1) OF THIS SECTION:

(A) ON OR AFTER JANUARY 1, 2017, AND BEFORE JANUARY 1, 2022, FOUR ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSES, FOR A MAXIMUM OF FIVE TOTAL LIQUOR-LICENSED DRUGSTORE LICENSES;

(B) ON OR AFTER JANUARY 1, 2022, AND BEFORE JANUARY 1, 2027, UP TO SEVEN ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSES, FOR A MAXIMUM OF EIGHT TOTAL LIQUOR-LICENSED DRUGSTORE LICENSES;

(C) ON OR AFTER JANUARY 1, 2027, AND BEFORE JANUARY 1, 2032, UP TO TWELVE ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSES, FOR A MAXIMUM OF THIRTEEN TOTAL LIQUOR-LICENSED DRUGSTORE LICENSES;

(D) ON OR AFTER JANUARY 1, 2032, AND BEFORE JANUARY 1, 2037, UP TO NINETEEN ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSES, FOR A MAXIMUM OF TWENTY TOTAL LIQUOR-LICENSED DRUGSTORE LICENSES; AND

(E) ON OR AFTER JANUARY 1, 2037, AN UNLIMITED NUMBER OF ADDITIONAL LIQUOR-LICENSED DRUGSTORE LICENSES.

~~(5) A licensee under the provisions of this section with a valid license in effect on July 1, 2000, may apply to a local licensing authority to convert or transfer such license to a retail liquor store license issued under the provisions of section 12-47-407 and may continue to operate as a retail liquor store licensee notwithstanding the limitations with respect to location within five hundred feet from any public or parochial school or the principal campus of any college, university, or seminary pursuant to the provisions of section 12-47-313 (1) (d) (I). The local licensing authority may, but shall not be required to, consider the reasonable requirements of the neighborhood pursuant to section 12-47-312 in making a determination on the conversion or transfer to a retail liquor store license."~~

Page 9 of the bill, line 9, strike "AN EMPLOYEE OF A LIQUOR-LICENSED DRUGSTORE WHO" and substitute "A LIQUOR-LICENSED DRUGSTORE THAT".

Page 9, line 19, strike "OR 12-47-406" and substitute "12-47-406, OR 12-47-415".

Page 9, line 25, strike "PREVENT A" and substitute "PREVENT:

(I) A".

Page 10, line 3, strike "PUBLIC." and substitute "PUBLIC; OR

(II) A PERSON LICENSED UNDER SECTION 12-47-406 OR 12-47-415 FROM ACCESSING A LIQUOR-LICENSED DRUGSTORE'S DISPLAY TO LAWFULLY REMOVE OR EXCHANGE MALT LIQUORS OR FERMENTED MALT BEVERAGES, AS MAY BE PERMITTED BY THE STATE LICENSING AUTHORITY, THAT NO LONGER MEET MANUFACTURER'S QUALITY STANDARDS."

Page 10, strike lines 4 through 9.

Page 11 of the bill, line 4, after "AGE;" insert "AND".

Page 11 of the bill, line 9, strike "SUBMITTED; AND" and substitute "SUBMITTED."

Page 11 of the bill, strike lines 10 and 11.

Page 11, after line 15 insert:

"(b) A LIMITED WINERY LICENSED PURSUANT TO SECTION 12-47-403;

(c) AN IMPORTER LICENSED PURSUANT TO SECTION 12-47-404;".

Reletter succeeding paragraphs accordingly.

Page 11, after line 21 insert:

"(4) IN RECOGNITION OF THE STATE'S FLOURISHING LOCAL BREWERIES, WINERIES, AND DISTILLERIES THAT LOCALLY PRODUCE HIGH-QUALITY MALT, VINOUS, AND SPIRITUOUS LIQUORS, MANAGERS OF LIQUOR-LICENSED DRUGSTORES ARE ENCOURAGED TO PURCHASE AND PROMOTE LOCALLY-PRODUCED ALCOHOL BEVERAGE PRODUCTS IN THEIR LIQUOR-LICENSED DRUGSTORES."

Page 12, after line 26 insert:

"SECTION 5. In Colorado Revised Statutes, **add** 12-46-108 as

follows:

12-46-108. Liquor industry working group - creation - duties - report - repeal.

(1) THE STATE LICENSING AUTHORITY SHALL CONVENE A LIQUOR INDUSTRY WORKING GROUP TO DEVELOP AN IMPLEMENTATION PROCESS FOR GROCERY AND CONVENIENCE STORES TO APPLY FOR A LICENSE TO SELL MALT LIQUOR AND FERMENTED MALT BEVERAGES CONTAINING AT LEAST ONE-HALF PERCENT ALCOHOL BY VOLUME STARTING JANUARY 1, 2019. THE WORKING GROUP SHALL ANALYZE THE IMPACT THAT REMOVING THE ALCOHOL CONTENT LIMIT ON FERMENTED MALT BEVERAGES WILL HAVE ON THE ALCOHOL BEVERAGE INDUSTRY AS A WHOLE, AS WELL AS ON CURRENT RETAIL LICENSEES, AND SHALL CONSIDER OTHER LEGISLATIVE, REGULATORY, OR ADMINISTRATIVE CHANGES NECESSARY TO PROMOTE THE THREE-TIERED DISTRIBUTION SYSTEM IN COLORADO.

(2) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF REVENUE SHALL APPOINT THE FOLLOWING MEMBERS TO SERVE ON THE LIQUOR INDUSTRY WORKING GROUP:

- (a) A MEMBER FROM THE DEPARTMENT OF REVENUE;
- (b) A MEMBER FROM THE LIQUOR ENFORCEMENT DIVISION IN THE DEPARTMENT OF REVENUE;
- (c) A MEMBER FROM THE ATTORNEY GENERAL'S OFFICE;
- (d) A MEMBER REPRESENTING MUNICIPAL GOVERNMENT;
- (e) A MEMBER REPRESENTING COUNTY GOVERNMENT;
- (f) A MEMBER REPRESENTING COMMUNITY PREVENTION;
- (g) A MEMBER REPRESENTING LAW ENFORCEMENT;
- (h) TWO MEMBERS REPRESENTING LARGE BREWERIES;
- (i) TWO MEMBERS REPRESENTING SMALL BREWERIES;
- (j) ONE MEMBER REPRESENTING A NATIONAL DISTILLERY;
- (k) ONE MEMBER REPRESENTING A COLORADO DISTILLERY;
- (l) THREE MEMBERS REPRESENTING RETAIL LIQUOR STORE LICENSEES, ONE OF WHICH MUST REPRESENT A SMALL RETAIL LIQUOR STORE LICENSEE;
- (m) ONE MEMBER REPRESENTING A STATEWIDE OFF-PREMISES RETAIL LICENSEE;
- (n) TWO MEMBERS REPRESENTING PERSONS LICENSED UNDER SECTION 12-47-411;
- (o) ONE MEMBER REPRESENTING PERSONS LICENSED UNDER SECTION 12-47-412;
- (p) TWO MEMBERS REPRESENTING LICENSED WHOLESALERS;
- (q) ONE MEMBER REPRESENTING A NATIONAL VINOUS LIQUORS MANUFACTURER;
- (r) ONE MEMBER REPRESENTING A COLORADO VINOUS LIQUORS MANUFACTURER;
- (s) TWO ATTORNEYS WHO PRACTICE IN THE AREA OF LIQUOR LAW AND REGULATION;
- (t) ONE MEMBER REPRESENTING MOTHERS AGAINST DRUNK DRIVING OR ITS SUCCESSOR ORGANIZATION;
- (u) TWO MEMBERS REPRESENTING GROCERY STORES;
- (v) TWO MEMBERS REPRESENTING CONVENIENCE STORES; AND
- (w) TWO MEMBERS OF THE PUBLIC.

(3) THE LIQUOR INDUSTRY WORKING GROUP SHALL CONVENE AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS SECTION, BUT NO LATER THAN AUGUST 1, 2016, AND BY JANUARY 1, 2018, SHALL REPORT ITS FINDINGS AND RECOMMENDATIONS FOR AN IMPLEMENTATION PROCESS, INCLUDING ANY LEGISLATIVE OR ADMINISTRATIVE RECOMMENDATIONS, TO THE SENATE BUSINESS, LABOR, AND TECHNOLOGY COMMITTEE AND THE HOUSE OF REPRESENTATIVES BUSINESS AFFAIRS AND LABOR COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

(4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2019."

Renumber succeeding sections accordingly.

Page 13, line 1, after "(19)" insert "and (31)".

Page 13, strike lines 10 through 26 and substitute:

"(31) "Retail liquor store" means an establishment engaged only in the sale of malt, vinous, and spirituous liquors, KEGS AND GROWLERS,

EITHER EMPTY OR FILLED WITH ALCOHOL BEVERAGES IF FILLED ON THE LICENSED PREMISES, and ~~soft drinks and mixers, all in sealed containers for consumption off the premises; tobaccos, tobacco products, smokers' supplies, and nonfood items related to the consumption of such beverages; and liquor-filled candy and food items approved by the state licensing authority, which are prepackaged, labeled, and directly related to the consumption of such beverages and are sold solely for the purpose of cocktail garnish in containers up to sixteen ounces. Nothing in this section shall be construed to authorize the sale of food items that could constitute a snack, a meal, or portion of a meal~~ NONALCOHOL PRODUCTS, BUT ONLY IF THE ANNUAL GROSS REVENUES FROM THE SALE OF NONALCOHOL PRODUCTS DOES NOT EXCEED TWENTY PERCENT OF THE RETAIL LIQUOR STORE'S TOTAL ANNUAL GROSS REVENUES.

SECTION 7. In Colorado Revised Statutes, 12-47-301, **amend** (9), (10)(a), and (10) (c) (V); **repeal** (10) (c) (IX) and (10) (c) (XI); and **add** (12) as follows:

12-47-301. Licensing in general. (9) (a) (I) A licensee may move his or her permanent location to any other place in the same city, town, or city and county for which the license was originally granted, or in the same county if such license was granted for a place outside the corporate limits of any city, town, or city and county, but it shall be unlawful to sell any alcohol beverage at any such place until permission to do so is granted by all the licensing authorities provided for in this article.

(II) NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS PARAGRAPH (a), FOR A RETAIL LIQUOR STORE LICENSED ON OR BEFORE JANUARY 1, 2016, THE LICENSEE MAY APPLY TO MOVE THE PERMANENT LOCATION TO ANOTHER PLACE WITHIN OR OUTSIDE THE MUNICIPALITY OR COUNTY IN WHICH THE LICENSE WAS ORIGINALLY GRANTED. IT IS UNLAWFUL FOR THE LICENSEE TO SELL ANY ALCOHOL BEVERAGES AT THE NEW LOCATION UNTIL PERMISSION IS GRANTED BY THE STATE AND LOCAL LICENSING AUTHORITIES.

(b) (I) In permitting ~~such~~ A change of location, ~~such~~ THE licensing authorities shall consider the reasonable requirements of the neighborhood to which the applicant seeks to change his or her location, the desires of the adult inhabitants as evidenced by petitions, remonstrances, or otherwise, and all reasonable restrictions that are or may be placed upon the new district by the council, board of trustees, or licensing authority of the city, town, or city and county or by the board of county commissioners of any county.

(II) IF THE STATE AND LOCAL LICENSING AUTHORITIES APPROVE AN APPLICATION FOR A CHANGE OF LOCATION SUBMITTED UNDER SUBPARAGRAPH (II) OF PARAGRAPH (a) OF THIS SUBSECTION (9) BY A RETAIL LIQUOR STORE LICENSED ON OR BEFORE JANUARY 1, 2016, THE LICENSEE MUST CHANGE THE LOCATION OF ITS PREMISES WITHIN THREE YEARS AFTER THE APPROVAL IS GRANTED.

(10) (a) ~~The provisions of This subsection (10) shall only apply~~ APPLIES ONLY within a county, city and county, or municipality ~~if the~~ WHOSE governing body of the county, city and county, or municipality adopts an ordinance or resolution authorizing tastings pursuant to this subsection (10). The ordinance or resolution may provide for ~~stricter limits than this subsection (10)~~ LIMITATIONS on the number of tastings per year per licensee, the days on which tastings may occur, or the number of hours each tasting may last.

(c) Tastings are subject to the following limitations:

(V) Tastings shall be conducted only during the operating hours in which the licensee on whose premises the tastings occur is permitted to sell alcohol beverages. ~~and in no case earlier than 11 a.m. or later than 7 p.m.~~

(IX) ~~The licensee shall not serve more than four individual samples to a patron during a tasting.~~

(XI) ~~Tastings may occur on no more than four of the six days from a Monday to the following Saturday, not to exceed one hundred four days per year.~~

(12) (a) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, ON AND AFTER JULY 1, 2016, THE STATE AND LOCAL LICENSING AUTHORITIES SHALL NOT ISSUE A NEW LICENSE UNDER THIS ARTICLE AUTHORIZING THE SALE AT RETAIL OF MALT, VINOUS, OR SPIRITUOUS LIQUORS IN SEALED CONTAINERS FOR CONSUMPTION OFF THE LICENSED

PREMISES IF THE PREMISES FOR WHICH THE RETAIL LICENSE IS SOUGHT IS LOCATED:

(I) WITHIN ONE THOUSAND FIVE HUNDRED FEET OF ANOTHER LICENSED PREMISES LICENSED TO SELL MALT, VINOUS, OR SPIRITUOUS LIQUORS AT RETAIL FOR OFF-PREMISES CONSUMPTION; OR

(II) FOR A PREMISES LOCATED IN A MUNICIPALITY WITH A POPULATION OF TEN THOUSAND OR FEWER OR IN AN UNINCORPORATED AREA OF A COUNTY, WITHIN THREE THOUSAND FEET OF ANOTHER LICENSED PREMISES LICENSED TO SELL MALT, VINOUS, OR SPIRITUOUS LIQUORS AT RETAIL FOR OFF-PREMISES CONSUMPTION.

(b) FOR PURPOSES OF DETERMINING WHETHER THE DISTANCE REQUIREMENTS SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (12) ARE SATISFIED, THE DISTANCE SHALL BE DETERMINED BY A RADIUS MEASUREMENT THAT BEGINS AT THE PRINCIPAL DOORWAY OF THE PREMISES FOR WHICH THE APPLICATION IS MADE AND ENDS AT THE PRINCIPAL DOORWAY OF THE OTHER RETAIL LICENSED PREMISES."

Renumber succeeding sections accordingly.

Page 14, line 1, strike "(2)" and substitute "(2); and **add** (1) (d)".

Page 14, lines 2 and 3, strike "**permits - repeal.**" and substitute "**permits.**".

Page 14, line 20, strike "(A)".

Page 14, line 21, before "TWO" insert "AT LEAST".

Page 14, line 23, strike "TWO".

Page 15, line 4, strike "MAY" and substitute "SHALL".

Page 15, line 6, strike "TWO".

Page 15, strike lines 12 and 13.

Page 15, after line 19 insert:

"(d) THE STATE OR A LOCAL LICENSING AUTHORITY SHALL NOT APPROVE A TRANSFER OF OWNERSHIP UNDER THIS SUBSECTION (1) UNTIL THE APPLICANT FILES WITH THE LOCAL LICENSING AUTHORITY CONFIRMATION FROM EACH WHOLESALER LICENSED UNDER THIS ARTICLE THAT HAS SOLD ALCOHOL BEVERAGES TO THE TRANSFEROR THAT THE WHOLESALER HAS BEEN PAID IN FULL FOR ALL ALCOHOL BEVERAGES DELIVERED TO THE TRANSFEROR."

Page 16, strike lines 19 through 24 and substitute "license. ~~The reasonable requirements of the neighborhood may, but are not required to, be considered in the conversion or transfer of a liquor-licensed drugstore license to a retail liquor store license~~ FOR THE MERGER AND CONVERSION OF RETAIL LIQUOR STORE LICENSES TO A SINGLE LIQUOR-LICENSED DRUGSTORE LICENSE IN ACCORDANCE WITH SECTION 12-47-408 (1) (b), THE LOCAL LICENSING AUTHORITY SHALL CONSIDER THE REASONABLE REQUIREMENTS OF THE NEIGHBORHOOD AND THE DESIRES OF THE ADULT INHABITANTS OF THE NEIGHBORHOOD."

Page 17, strike lines 17 through 19 and substitute "ESTABLISHING REASONABLE ALLOCATION PROCEDURES WHEN THE ANTICIPATED DEMAND FOR A PRODUCT IS GREATER THAN THE SUPPLY OF THE PRODUCT."

Page 17, line 21, after "(4);" insert "**repeal** (5);".

Page 17, line 22, strike "**license - repeal.** (1) (a)" and substitute "**license.** (1) (a) (I)".

Strike page 18.

Page 19, strike line 1 and substitute:

"(II) ON AND AFTER JULY 1, 2016, THE STATE AND LOCAL LICENSING AUTHORITIES SHALL NOT ISSUE A NEW RETAIL LIQUOR STORE LICENSE IF THE PREMISES FOR WHICH THE RETAIL LIQUOR STORE LICENSE IS SOUGHT IS LOCATED:

(A) WITHIN ONE THOUSAND FIVE HUNDRED FEET OF ANOTHER RETAIL LIQUOR STORE LICENSED UNDER THIS SECTION OR A LIQUOR-LICENSED DRUGSTORE LICENSED UNDER SECTION 12-47-408; OR

(B) FOR A PREMISES LOCATED IN A MUNICIPALITY WITH A POPULATION OF TEN THOUSAND OR FEWER OR IN AN UNINCORPORATED AREA OF A COUNTY, WITHIN THREE THOUSAND FEET OF ANOTHER RETAIL LIQUOR STORE LICENSED UNDER THIS SECTION OR A LIQUOR-LICENSED DRUGSTORE LICENSED UNDER SECTION 12-47-408.

(b) In addition, retail liquor stores may sell ~~nonfood items related to the consumption of such liquors, liquor-filled candy, and food items approved by the state licensing authority that are prepackaged, labeled, directly related to the consumption of such liquors, and sold solely for the purpose of cocktail garnish in containers up to sixteen ounces. Nothing in this section shall be construed to authorize the sale of food items that could constitute a snack, a meal, or a portion of a meal~~ KEGS AND GROWLERS, EITHER EMPTY OR FILLED WITH ALCOHOL BEVERAGES IF FILLED ON THE LICENSED PREMISES, AND ANY NONALCOHOL PRODUCTS, BUT ONLY IF THE ANNUAL GROSS".

Page 19, line 2, strike "SUCH OTHER MERCHANDISE DOES" and substitute "NONALCOHOLIC PRODUCTS DO".

Page 19, strike lines 26 and 27.

Page 20, strike line 12 and substitute:

"(III) FOR A RETAIL LIQUOR STORE LICENSED ON OR BEFORE JANUARY 1, 2016, AND WHOSE LICENSE HOLDER IS A COLORADO RESIDENT, ADDITIONAL RETAIL LIQUOR STORE LICENSES AS FOLLOWS, BUT ONLY IF THE PREMISES FOR WHICH A LICENSE IS SOUGHT SATISFIES THE DISTANCE REQUIREMENTS SPECIFIED IN SUBPARAGRAPH (II) OF PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION:

(A) ON OR AFTER JANUARY 1, 2017, AND BEFORE JANUARY 1, 2022, ONE ADDITIONAL RETAIL LIQUOR STORE LICENSE, FOR A MAXIMUM OF UP TO TWO TOTAL RETAIL LIQUOR STORE LICENSES;

(B) ON OR AFTER JANUARY 1, 2022, AND BEFORE JANUARY 1, 2027, UP TO TWO ADDITIONAL RETAIL LIQUOR STORE LICENSES, FOR A MAXIMUM OF THREE TOTAL RETAIL LIQUOR STORE LICENSES; AND

(C) ON OR AFTER JANUARY 1, 2027, UP TO THREE ADDITIONAL RETAIL LIQUOR STORE LICENSES, FOR A MAXIMUM OF FOUR TOTAL RETAIL LIQUOR STORE LICENSES; or".

Page 20, after line 14 insert:

~~"(5) A licensee under the provisions of section 12-47-408 with a valid license in effect on July 1, 2000, may apply to a local licensing authority to convert or transfer such license to a retail liquor store license issued under the provisions of this section and may continue to operate as a retail liquor store licensee notwithstanding the limitations with respect to location within five hundred feet from any public or parochial school or the principal campus of any college, university, or seminary pursuant to the provisions of section 12-47-313 (1) (d) (I). The local licensing authority may, but shall not be required to, consider the reasonable requirements of the neighborhood pursuant to section 12-47-312 in making a determination on the conversion or transfer to a retail liquor store license."~~

Page 20, line 15, strike "(a)".

Page 20, line 17, strike "TWO".

Page 20, strike lines 20 and 21.

Page 20, line 25, strike "fees - repeal." and substitute "fees."

	Page 21, line 7, strike "(A)".	1
	Page 21, strike lines 10 and 11.	2
	Page 21, line 13, strike "12-47-426." and substitute "12-47-425."	3
	Page 21, line 16, strike "fees - repeal." and substitute "fees."	4
	Page 21, line 22, strike "(A)".	5
	Page 21, strike lines 25 and 26.	6
	Page 23, line 13, after "AS" insert "A RETAIL LIQUOR STORE UNDER SECTION 12-47-407 OR".	7
	Page 23, line 17, before "LIQUOR-LICENSED" insert "RETAIL LIQUOR STORE OR".	8
	Page 24, strike lines 13 through 20 and substitute "CONSUMER TO PRESENT A VALID IDENTIFICATION, AS DETERMINED BY THE STATE LICENSING AUTHORITY BY RULE. THE RETAIL LICENSEE OR EMPLOYEE".	9
	Page 25, strike lines 13 through 21 and substitute:	10
	"SECTION 17. Effective date. This act takes effect July 1, 2016; except that sections 3 and 4 of this act, section 12-47-103 (19), Colorado Revised Statutes, as amended in section 6 of this act, and section 12-47-901 (8), Colorado Revised Statutes, as repealed in section 15 of this act, take effect January 1, 2019.	11
	SECTION 18. 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."	12
	Page 1, strike lines 102 through 113.	13
	Page 2, strike lines 101 through 109 and substitute "CONNECTION THEREWITH, RESTRICTING THE ISSUANCE OF NEW LIQUOR-LICENSED DRUGSTORE AND RETAIL LIQUOR STORE LICENSES EXCEPT UNDER SPECIFIED CIRCUMSTANCES; ALLOWING LIQUOR-LICENSED DRUGSTORE AND RETAIL LIQUOR STORE LICENSEES TO OBTAIN ADDITIONAL LICENSES UNDER LIMITED CIRCUMSTANCES; AND REPEALING THE LIMIT ON THE ALCOHOL CONTENT OF FERMENTED MALT BEVERAGES ON JANUARY 1, 2019."	14
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1385 be referred to the Committee on Appropriations with favorable recommendation.	15
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1365 be postponed indefinitely.	16
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-214 be postponed indefinitely.	17
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB16-216 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.	18

Amend printed bill, page 7, strike lines 5 and 6 and substitute:

(c) HAVE SUBMITTED TO THE SECRETARY OF STATE, NOT LATER THAN EIGHTY-FIVE DAYS BEFORE THE PRESIDENTIAL PRIMARY".

Page 10, strike line 9 and substitute "EIGHTY-FIVE DAYS BEFORE THE PRESIDENTIAL".

Senate in recess.
Senate reconvened.

State, Veterans, & Military Affairs
After consideration on the merits, the Committee recommends that SB16-217 be referred to the Committee of the Whole with favorable recommendation.

Finance
After consideration on the merits, the Committee recommends that HB16-1267 be referred to the Committee on Appropriations with favorable recommendation.

Finance
After consideration on the merits, the Committee recommends that HB16-1301 be postponed indefinitely.

Finance
After consideration on the merits, the Committee recommends that HB16-1361 be postponed indefinitely.

Finance
After consideration on the merits, the Committee recommends that SB16-215 be referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE REVISOR

May 6, 2016

We herewith transmit:

Without comment, HB16-1444, 1458, 1459, 1461, 1463, and 1465.
Without comment, as amended, HB16-1016, 1142, 1216, 1447, 1456, 1462, 1464, 1466, and 1467.
Without comment, as amended, SB16-038, 116, 191, and 201.

Senate in recess.
Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

HB16-1016 by Representative(s) Young; also Senator(s) Kerr--Concerning using multiple measures of student academic growth.
State, Veterans, & Military Affairs

- HB16-1142** by Representative(s) Buck and Ginal; also Senator(s) Crowder and Cooke--Concerning the creation of a credit against the state income tax for rural primary care preceptors training students matriculating at Colorado institutions of higher education.
Finance
- HB16-1216** by Representative(s) McCann, Becker K., Court, Fields, Lee, Melton, Primavera, Salazar, Tyler; also Senator(s) Steadman--Concerning measures to facilitate the administration of the independent ethics commission, and, in connection therewith, making and reducing an appropriation.
State, Veterans, & Military Affairs
- HB16-1444** by Representative(s) Ryden and Carver, Buckner, Danielson, Foote, Kagan, Lee, Primavera; also Senator(s) Kefalas and Crowder, Garcia, Lambert, Aguilar, Donovan, Guzman, Heath, Kerr--Concerning the definition of a "qualifying disabled veteran" as it relates to a property tax exemption for such individuals.
Finance
- HB16-1447** by Representative(s) Esgar; also Senator(s) Garcia--Concerning a 2016-17 state fiscal year general fund transfer to the Colorado state fair authority cash fund to improve the Colorado state fair's horse show arena area, and, in connection therewith, making an appropriation.
Finance
- HB16-1456** by Representative(s) Lontine, Rosenthal, Ryden; also Senator(s) Crowder--Concerning the sale of a portion of land at the Colorado mental health institute at Fort Logan to the United States department of veterans affairs for the expansion of Fort Logan national cemetery.
Finance
- HB16-1458** by Representative(s) Vigil and Coram; also Senator(s) Sonnenberg and Garcia--Concerning measures to effectuate the conservation of native species in Colorado, and, in connection therewith, making appropriations from the species conservation trust fund for purposes recommended by the department of natural resources.
State, Veterans, & Military Affairs
- HB16-1459** by Representative(s) Becker K. and Brown, Vigil, Esgar; also Senator(s) Sonnenberg and Kefalas, Baumgardner--Concerning an increase in the dollar threshold for the review of capital construction or capital renewal projects that are not for new construction or new acquisitions of real property for auxiliary and academic facilities to be funded solely from cash funds held by an institution of higher education.
State, Veterans, & Military Affairs
- HB16-1461** by Representative(s) Pabon; also Senator(s) Johnston--Concerning tenancies of one month or longer but less than one year.
State, Veterans, & Military Affairs
- HB16-1462** by Representative(s) Hulinghorst; also Senator(s) Guzman and Jahn--Concerning a modification to the provisions enacted in House Bill 11-1155 to authorize combining the full-time equivalent employment of the lieutenant governor and the state chief operating officer.
State, Veterans, & Military Affairs
- HB16-1463** by Representative(s) Moreno and Joshi, Priola, Windholz; also Senator(s) Kerr and Hill--Concerning the option for certain public schools to charge for breakfast after the bell for a student who is not eligible for free or reduced-cost lunch under the national school lunch program.
Finance

- HB16-1464

by Representative(s) Pabon; also Senator(s) Martinez Humenik--Concerning a civil action for the taking of newspapers.
State, Veterans, & Military Affairs

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- HB16-1465

by Representative(s) Duran and Becker J., Tyler, Pabon, Arndt, Becker K., Ginal, Kraft-Tharp, McCann, Mitsch Bush, Moreno, Rosenthal, Ryden, Williams, Winter, Brown, Conti, Landgraf, Lawrence, Priola, Rankin, Roupe, Thurlow, Wilson; also Senator(s) Ulibarri and Cooke--Concerning modifications to the Colorado low-income housing tax credit, and, in connection therewith, extending the period during which the Colorado housing and finance authority may allocate low-income housing tax credits.
Finance

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- HB16-1466

by Representative(s) Tyler and Becker K.; also Senator(s) Ulibarri--Concerning the use of moneys from the unclaimed property trust fund to promote the provision of affordable housing.
State, Veterans, & Military Affairs

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- HB16-1467

by Representative(s) Duran and Salazar; also Senator(s) Scheffel and Martinez Humenik--Concerning a state income tax deduction for amounts earned on the investment of money in a first-time home buyer savings account.
Finance

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COMMITTEE OF REFERENCE REPORTS

- Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB16-1439** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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- Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB16-1438** be **referred** to the Committee of the Whole with favorable recommendation.

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- Business, Labor, & Technology

After consideration on the merits, the Committee recommends that **HB16-1347** be **postponed indefinitely**.

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- Appropriations

After consideration on the merits, the Committee recommends that **HB16-1267** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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- Amend reengrossed bill, page 7, line 4, strike "THREE HUNDRED" and substitute "FIVE HUNDRED".

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Page 7, line 5, strike "GENERAL FUND" and substitute "MARIJUANA TAX CASH FUND CREATED IN SECTION 39-28.8-501, C.R.S.,".

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Page 7, after line 22, insert:

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"SECTION 4. In Colorado Revised Statutes, 39-28.8-501, amend (2) (b) (IV) introductory portion, (2) (b) (IV) (J), and (2) (b) (IV) (K); and add (2) (b) (IV) (L) as follows:

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39-28.8-501. Marijuana tax cash fund - creation - distribution - repeal.

(2) (b) (IV) Subject to the limitation in subsection (5) of this section, the general assembly may annually appropriate any ~~moneys~~ MONEY in the fund for any fiscal year following the fiscal year in which they were received by the state for the following purposes:

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(J) For the start-up expenses of the division of financial services related to the regulation of marijuana financial services cooperatives pursuant to article 33 of title 11, C.R.S., until the state commissioner of financial services first collects assessments on such cooperatives; and

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(K) Grants to local governments for documented retail marijuana impacts through the local government retail marijuana impact grant program created in section 24-32-117, C.R.S.; AND
(L) FOR THE COLORADO VETERANS' SERVICE-TO-CAREER PILOT PROGRAM CREATED IN PART 2 OF ARTICLE 14.3 OF TITLE 8, C.R.S."

Page 7, strike lines 23 through 27 and substitute:

"**SECTION 5. Appropriation.** For the 2016-17 state fiscal year, \$500,000 is appropriated to the department of labor and employment for use by the division of employment and training. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1) and is based on an assumption that the division will require an additional 0.2 FTE. To implement this act, the division may use this appropriation for the veterans' service-to-career pilot program."

Renumber succeeding section accordingly.

Page 8, strike line 1.

Appropriations After consideration on the merits, the Committee recommends that **HB16-1385** be postponed indefinitely.

Appropriations After consideration on the merits, the Committee recommends that **SB16-197** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Business, Labor, and Technology Committee Report, dated May 6, 2016, page 13, strike line 8 and substitute:

"**SECTION 17. Appropriation.** (1) For the 2016-17 state fiscal year, \$398,682 is appropriated to the department of revenue. This appropriation is from the liquor enforcement division and state licensing authority cash fund created in section 24-35-401, C.R.S. To implement this act, the department may use this appropriation as follows:
(a) \$153,195 for use by the liquor and tobacco enforcement division for personal services, which amount is based on an assumption that the division will require an additional 2.4 FTE;
(b) \$17,463 for use by the liquor and tobacco enforcement division for operating expenses; and
(c) \$228,024 for the purchase of legal services.
(2) For the 2016-17 state fiscal year, \$228,024 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of revenue under paragraph (c) of subsection (1) of this section and is based on an assumption that the department of law will require an additional 1.4 FTE. To implement this act, the department of law may use this appropriation to provide legal services for the department of revenue.
SECTION 18. Effective date. This act takes effect July 1, 2016;"

Page 13 of the report, line 13, strike "18." and substitute "19."

Page 13 of the report, line 22, strike "AND".

Page 13 of the report, line 24, strike "2019." and substitute "2019; AND MAKING AN APPROPRIATION."

Appropriations After consideration on the merits, the Committee recommends that **SB16-216** be referred to the Committee of the Whole with favorable recommendation.

Appropriations	After consideration on the merits, the Committee recommends that SB16-213 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	1
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Appropriations	Amend printed bill, page 7, after line 26 insert:	16
	"SECTION 2. Appropriation. For the 2016-17 state fiscal year, \$79,368 is appropriated to the construction defect litigation cash fund created in section 13-20-811 (3) (a), C.R.S. This appropriation is from the general fund. The judicial department is responsible for the accounting related to this appropriation."	17
	Renumber succeeding section accordingly.	18
	Page 1, line 102, strike "LITIGATION." and substitute "LITIGATION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."	19
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	After consideration on the merits, the Committee recommends that HB16-1321 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	21
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	Amend reengrossed bill, page 2, strike lines 15 through 26 and substitute:	25
	"SECTION 2. Appropriation. (1) For the 2016-17 state fiscal year, \$13,803 is appropriated to the department of health care policy and financing for use by the executive director's office. This appropriation is from the hospital provider fee cash fund created in section 25.5-4-402.3 (4) (a), C.R.S. To implement this act, the office may use this appropriation for Medicaid management information system maintenance and projects.	26
	(2) For the 2016-17 state fiscal year, the general assembly anticipates that the department of health care policy and financing will receive \$124,224 in federal funds for Medicaid management information system maintenance and projects. The appropriation in subsection (1) of this section is based on the assumption that the department will receive this amount of federal funds."	27
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	Page 3, strike lines 1 through 18.	41
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	After consideration on the merits, the Committee recommends that HB16-1222 be referred to the Committee of the Whole with favorable recommendation.	44
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	Call of the Senate.	50
	Call raised.	51
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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 Senate proceeded out of order for an expression of personal privilege.	55
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THIRD READING OF BILLS -- FINAL PASSAGE (cont'd)

On third reading, the titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB16-1031 by Representative(s) Carver; also Senator(s) Cooke--Concerning a requirement that legislative council staff present a study of the transportation commission districts of the state to the transportation legislation review committee.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	30	NO	3	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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	E
Garcia	Y	Jones	Y	Newell	N	Woods	Y
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, Heath, Jones, and Todd.

HB16-1160 by Representative(s) Ginal and Lontine, Esgar, Primavera, Ryden; also Senator(s) Tate--Concerning the continuation of the surgical assistant and surgical technologist registration program, and, in connection therewith, making an appropriation.

Senate in recess. Senate reconvened.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	21	NO	12	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	E
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	E
Garcia	Y	Jones	Y	Newell	Y	Woods	N
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: Aguilar, Garcia, Heath, Newell, and Todd.

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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	16	NO	17	EXCUSED	2	ABSENT	0
Aguilar	N	Heath	Y	Lambert	N	Scott	E
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	N	Hodge	Y	Marble	N	Steadman	N
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	N
Crowder	Y	Jahn	Y	Merrifield	N	Todd	N
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	E
Garcia	N	Jones	N	Newell	N	Woods	N
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	N	Scheffel	Y		

Less than a majority of all members elected to the Senate having voted in the affirmative, the bill **lost**.

HB16-1362 by Representative(s) Young; also Senator(s) Martinez Humenik--Concerning the transfer of the functions of the license plate auction group to the Colorado disability funding committee, 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	1	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	E
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 and Todd.

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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	6	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	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	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: Baumgardner, Crowder, Heath, and Holbert.

HB16-1077 by Representative(s) Moreno; also Senator(s) Martinez Humenik--Concerning the recreation of the statutory revision committee, 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	3	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
Baumgardner	Y	Hill	Y	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	E
Garcia	Y	Jones	N	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: Heath, Hill, Holbert, Kerr, Newell, and Steadman.

HB16-1117 by Representative(s) Kagan and Saine, Carver, Lundeen, Court, Becker K., Coram, Dore, Lawrence, Rosenthal, Salazar; also Senator(s) Aguilar and Cooke, Marble--Concerning a requirement that custodial interrogations related to investigations for certain serious felonies be electronically recorded, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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: Baumgardner, Heath, Hill, Holbert, Jahn, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scheffel, and Woods.

HB16-1211 by Representative(s) Melton; also Senator(s) Baumgardner and Jahn--Concerning licensing marijuana transporters, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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, Kerr, Neville T., Steadman, and Woods.

HB16-1047 by Representative(s) Buck and Winter; also Senator(s) Newell and Roberts--Concerning the adoption of an interstate compact to allow physicians to become licensed in multiple states through an expedited licensure process, 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	1	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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	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: Baumgardner, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Holbert, Jahn, Jones, Kefalas, Marble, Martinez Humenik, Merrifield, Neville T., Sonnenberg, Steadman, Tate, Todd, and Woods.

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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	28	NO	5	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
Baumgardner	Y	Hill	N	Lundberg	Y	Sonnenberg	Y
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	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, Kerr and Roberts.

HB16-1290 by Representative(s) Esgar and Kraft-Tharp; also Senator(s) Kerr and Hill--Concerning an extension of the transitional jobs program, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	8	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	E
Baumgardner	N	Hill	Y	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	E
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: Heath, Johnston, Kefalas, Newell, Roberts, and Todd.

HB16-1288 by Representative(s) Kraft-Tharp and Wist; also Senator(s) Tate and Merrifield--Concerning the creation of an industry infrastructure grant program within the state work force development council.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	24	NO	9	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	E
Baumgardner	N	Hill	Y	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	E
Garcia	Y	Jones	Y	Newell	Y	Woods	N
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: Donovan, Heath, Hill, Johnston, Newell, and Todd.

HB16-1440 by Representative(s) Wilson and Pettersen; also Senator(s) Johnston and Holbert--Concerning reducing administrative requirements that pertain to the elementary and secondary public education system.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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: Crowder, Garcia, Heath, Hill, Jahn, Kefalas, Kerr, Martinez Humenik, Newell, Sonnenberg, Todd, and Woods.

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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	26	NO	7	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	N
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, Hill, Jahn, Johnston, and Kerr.

HB16-1398 by Representative(s) Young and Landgraf; also Senator(s) Martinez Humenik and Steadman--Concerning the requirement that the department of human services use a request-for-proposal process to contract with an entity to implement recommendations of the respite care task force, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	6	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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	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 was **passed**.

Co-sponsor(s) added: Aguilar, Kefalas, Newell, Roberts, and Todd.

HB16-1261 by Representative(s) Pabon, Conti, Court, Foote, Garnett, Kagan, Priola, Roupe, Wilson; also Senator(s) Jahn and Baumgardner--Concerning continuation of the Colorado retail marijuana code, and, in connection therewith, implementing the recommendations of the 2015 sunset report issued by the department of regulatory agencies and making an

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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: Scheffel and Steadman.

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.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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: Baumgardner, Carroll, Holbert, Neville T., Todd, and Woods.

HB16-1289 by Representative(s) Duran and Esgar; also Senator(s) Garcia and Crowder--Concerning incentives for local education providers to encourage high school students to successfully complete career development course work.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	10	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	E
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	N	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	E
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: Donovan, Heath, Kefalas, Martinez Humenik, Newell, Roberts, Tate, and Todd.

HB16-1386 by Representative(s) Kraft-Tharp; also Senator(s) Steadman--Concerning a program to cover vulnerable populations' costs of acquiring necessary documents, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	23	NO	10	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	E
Baumgardner	N	Hill	N	Lundberg	Y	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	Y	Tate	N
Crowder	Y	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	E
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, Carroll, Heath, Jones, Kefalas, Merrifield, Newell, and Todd.

HB16-1429 by Representative(s) Pettersen and Wilson; also Senator(s) Kerr--Concerning alternative education campuses, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	8	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	E
Baumgardner	N	Hill	Y	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	E
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: Cooke, Guzman, Heath, Newell, Steadman, and Todd.

HB16-1194 by Representative(s) Mitsch Bush and Becker J., Priola, Dore, Rankin, Arndt, Lebsock, Williams, Pabon, Brown, Danielson, Duran, Esgar, Ginal, Vigil; also Senator(s) Sonnenberg--Concerning a temporary income tax deduction for a portion of lease payments received by a qualified taxpayer for leasing the taxpayer's agricultural asset to an eligible beginning farmer or rancher.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	9	NO	24	EXCUSED	2	ABSENT	0
Aguilar	N	Heath	Y	Lambert	N	Scott	E
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	N	Marble	N	Steadman	N
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	Y	Jahn	N	Merrifield	N	Todd	N
Donovan	Y	Johnston	N	Neville T.	N	Ulibarri	E
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	N	President	N
Guzman	N	Kerr	N	Scheffel	Y		

Less than a majority of all members elected to the Senate having voted in the affirmative, the bill **lost**.

HB16-1424 by Representative(s) Vigil, Conti, Roupe; also Senator(s) Garcia--Concerning qualifications for the administration of medications in facilities, and, in connection therewith, making an appropriation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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: Cooke, Lundberg, and Martinez Humenik.

HB16-1422 by Representative(s) Hamner and Rankin; also Senator(s) Lambert and Steadman--Concerning financing public schools, and, in connection therewith, making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Kerr was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.051), by Senator Kerr.

Amend revised bill, page 15, line 5, strike "OTHER".

Page 15, line 6, after "THAT" insert "IS NOT OTHERWISE ADDRESSED IN SUBSECTION (2) OF THIS SECTION OR IN THIS SUBSECTION (3) AND THAT".

The amendment was **passed** on the following roll call vote:

YES	31	NO	2	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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	E
Garcia	Y	Jones	Y	Newell	Y	Woods	N
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	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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 **passed**.

Co-sponsor(s) added: Cadman, Heath, Johnston, Kefalas, Kerr, Martinez Humenik, Scheffel, Tate, and Todd.

Senate in recess.
 Senate reconvened.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB16-215, SB16-217, HB16-1438, SB16-213, HB16-1267, HB16-1222, HB16-1321, SB16-197, HB16-1439, and HB16-1426 were made Special Orders at 7:02 p.m.

Committee of the Whole

The hour of 7:02 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:

SB16-215

by Senator(s) Tate; also Representative(s) Young--Concerning modifications to the implementation of the state's payroll system that will allow all state employees to be paid twice a month.

Ordered engrossed and placed on the calendar for third reading and final passage.

SB16-217	by Senator(s) Hill; also Representative(s) Williams--Concerning measures to expedite the litigation of workers' compensation claims.	1
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	Ordered engrossed and placed on the calendar for third reading and final passage.	6
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HB16-1438	by Representative(s) Winter; also Senator(s) Martinez Humenik--Concerning the provision of reasonable accommodations by an employer for persons who have a condition related to pregnancy.	8
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	Ordered revised and placed on the calendar for third reading and final passage.	13
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SB16-213	by Senator(s) Scheffel and Ulibarri; also Representative(s) Singer and DelGrosso--Concerning developing practices for construction defect litigation.	15
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	<u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, May 6, page(s) 1114, and placed in members' bill files.)	20
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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.	25
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	<u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, May 6, page(s) 1112, and placed in members' bill files.)	30
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	<u>Amendment No. 2(L.012), by Senator Steadman.</u> Amend the Appropriations Committee Report, dates May 6, 2016, page 1, strike lines 1 through 3 and substitute: "Amend reengrossed bill, page 7, strike lines 3 through 5 and substitute "JULY 1, 2016, THE GENERAL ASSEMBLY MAY ANNUALLY APPROPRIATE MONEY FROM THE MARIJUANA TAX CASH FUND CREATED IN SECTION 39-28.8-501, C.R.S., TO THE DEPARTMENT TO BE USED FOR THE PROGRAM. THE".	35
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	As amended, ordered revised and placed on the calendar for third reading and final passage.	40
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HB16-1222	by Representative(s) Rankin and Tyler, Dore, Thurlow, Wilson, Garnett, Hamner, Lee, Moreno, Pettersen; also Senator(s) Todd and Hill--Concerning increasing the availability of supplemental online education resources, and, in connection therewith, creating the statewide supplemental online and blended learning program and making an appropriation.	45
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	<u>Amendment No. 1, Finance Committee Amendment.</u> (Printed in Senate Journal, May 3, page(s) 1024-1025, and placed in members' bill files.)	50
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	As amended, ordered revised and placed on the calendar for third reading and final passage.	55
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HB16-1321	by Representative(s) Young; also Senator(s) Merrifield and Tate--Concerning medicaid buy-in for persons eligible for certain medicaid waivers, and, in connection therewith, making an appropriation.	60
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	<u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, May 6, page(s) 1113, and placed in members' bill files.)	65
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SB16-197 by Senator(s) Steadman; also Representative(s) Williams and Nordberg--Concerning the retail sale of alcohol beverages, and, in connection therewith, permitting a liquor-licensed drugstore licensee to have an interest in additional liquor-licensed drugstore licenses; requiring a liquor-licensed drugstore seeking to acquire additional liquor-licensed drugstore licenses between January 1, 2017, and January 1, 2027, to apply to transfer ownership, change location, and merge and convert two existing retail liquor store licenses to a liquor-licensed drugstore license; requiring a liquor-licensed drugstore licensee to designate a manager to conduct the licensee's alcohol beverage operations; establishing a liquor-licensed drugstore manager's permit; removing the maximum alcohol content of fermented malt beverages; setting application and annual fees; expanding the products that retail liquor stores may sell; allowing a retail liquor store licensee to obtain additional retail liquor store licenses; and prohibiting liquor-licensed drugstores from advertising, offering to sell, or selling alcohol beverages below the liquor-licensed drugstore's cost.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 1102-1109, and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 1113, and placed in members' bill files.)

Amendment No. 3(L.011), by Senator Steadman.

Amend the Business, Labor, and Technology Committee Report, dated May 6, 2016, page 2, lines 21 and 22, strike "FEWER OR IN AN UNINCORPORATED AREA OF A COUNTY," and substitute "FEWER,".

Page 3 of the report, strike lines 22 through 26.

Page 3 of the report, strike lines 30 and 31.

Page 6 of the report, line 14, after "COLORADO." add "ADDITIONALLY, THE WORKING GROUP SHALL EXAMINE AND MAKE RECOMMENDATIONS REGARDING LAWS GOVERNING TASTINGS CONDUCTED ON RETAIL PREMISES LICENSED UNDER ARTICLE 47 OF THIS TITLE AND THE ABILITY OF RETAIL LIQUOR STORES LICENSED UNDER SECTION 12-47-407 TO SELL GROWLERS CONTAINING MALT LIQUORS.".

Page 7 of the report, strike line 21 and substitute:

"Page 13 of the printed bill, after line 9 insert:".

Page 7 of the report, line 23, strike "liquors, KEGS AND GROWLERS," and substitute "liquors".

Page 7 of the report, strike line 24.

Page 7 of the report, line 25, strike "LICENSED PREMISES,".

Page 7 of the report, after line 36 insert:

"Page 13 of the bill, line 23, after "12-47-408" insert "ON OR AFTER JANUARY 1, 2017,".

Page 13 of the bill, after line 26 insert:".

Page 7 of the report, line 37, strike "7." and substitute "8.".

Page 8 of the report, strike line 1 and substitute "(9); and".

Page 8 of the report, strike lines 32 through 41.

Page 9 of the report, strike lines 1 through 8.

Page 9 of the report, lines 20 and 21, strike "FEWER OR IN AN UNINCORPORATED AREA OF A COUNTY," and substitute "FEWER,".

Page 11 of the report, lines 9 and 10, strike "FEWER OR IN AN UNINCORPORATED AREA OF A COUNTY," and substitute "FEWER,".

Page 11 of the report, line 19, strike "KEGS AND".

Page 11 of the report, strike line 20.

Page 11 of the report, line 21, strike "ON THE LICENSED PREMISES, AND".

Page 13 of the report, line 8, strike "17." and substitute "18."

Page 13 of the report, line 10, after "act," insert "section 12-47-202 (2) (a) (I) (S), Colorado Revised Statutes, as repealed in section 7 of this act,".

Page 13 of the report, line 11, strike "15" and substitute "16".

Page 13 of the report, line 13, strike "18." and substitute "19."

Amendment No. 4(L.012), by Senator Steadman.

Amend printed bill, page 4, line 3, strike "(8), and (9)" and substitute "and (8)".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB16-1439 by Representative(s) Garnett; also Senator(s) Holbert--Concerning the creation of a new alcohol beverage license under the "Colorado Liquor Code" to permit a lodging and entertainment facility to sell alcohol beverages by the drink for consumption on the licensed premises, and, in connection therewith, allowing the holder of a tavern license to convert the tavern license to a lodging and entertainment license or other appropriate license under specified conditions.

Ordered revised and placed on the calendar for third reading and final passage.

HB16-1426 by Representative(s) Primavera and Willett; also Senator(s) Tate and Jahn--Concerning intentional misrepresentation of entitlement to an assistance animal.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 1100, and placed in members' bill files.)

Amendment No. 2(L.012), by Senator Tate.

Amend reengrossed bill, page 5, strike line 7 and substitute "ANIMAL UNDER TITLE II AND TITLE III OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ.;".

Page 5, lines 22 and 23, strike "ANIMAL, OTHER THAN A SERVICE ANIMAL," and substitute "ANIMAL".

Page 6, strike line 3 and substitute "REGULATIONS AND INCLUDES A HANDICAP AS THAT TERM IS DEFINED IN THE FEDERAL "FAIR HOUSING ACT", 42 U.S.C. SEC. 3601 ET SEQ., AS AMENDED, AND 24 CFR 100.201."

Page 6, strike line 23 and substitute "ANIMAL UNDER TITLE II AND TITLE III OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ.;".

Page 7, lines 11 and 12, strike "ANIMAL, OTHER THAN A SERVICE ANIMAL," and substitute "ANIMAL".

Page 7, strike line 19 and substitute "REGULATIONS AND INCLUDES A HANDICAP AS THAT TERM IS DEFINED IN THE FEDERAL "FAIR HOUSING ACT", 42 U.S.C. SEC. 3601 ET SEQ., AS AMENDED, AND 24 CFR 100.201."

Page 8, strike line 12 and substitute "ANIMAL UNDER TITLE II AND TITLE III OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ.;".

Page 8, line 27 and page 9, line 1, strike "ANIMAL, OTHER THAN A SERVICE ANIMAL," and substitute "ANIMAL".

Page 9, strike line 8 and substitute "REGULATIONS AND INCLUDES A HANDICAP AS THAT TERM IS DEFINED IN THE FEDERAL "FAIR HOUSING ACT", 42 U.S.C. SEC. 3601 ET SEQ., AS AMENDED, AND 24 CFR 100.201.".

Page 12, lines 13 and 14, strike "ANIMAL, OTHER THAN A SERVICE ANIMAL," and substitute "ANIMAL".

Page 12, strike line 21 and substitute "REGULATIONS AND INCLUDES A HANDICAP AS THAT TERM IS DEFINED IN THE FEDERAL "FAIR HOUSING ACT", 42 U.S.C. SEC. 3601 ET SEQ., AS AMENDED, AND 24 CFR 100.201.".

As amended, 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	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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: SB16-215, SB16-217, SB16-213 as amended, SB16-197 as amended, HB16-1438, HB16-1267 as amended, HB16-1222 as amended, HB16-1321 as amended, HB16-1439, HB16-1426 as amended.

RECONSIDERATION OF HB16-1194

HB16-1194 by Representative(s) Mitsch Bush and Becker J., Priola, Dore, Rankin, Arndt, Lebsock, Williams, Pabon, Brown, Danielson, Duran, Esgar, Ginal, Vigil; also Senator(s) Sonnenberg--Concerning a temporary income tax deduction for a portion of lease payments received by a qualified taxpayer for leasing the taxpayer's agricultural asset to an eligible beginning farmer or rancher.

Having voted on the prevailing side, Assistant Majority Leader Lundberg moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB16-1194.

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 titles of the following bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB16-1194 by Representative(s) Mitsch Bush and Becker J., Priola, Dore, Rankin, Arndt, Lebsock, Williams, Pabon, Brown, Danielson, Duran, Esgar, Ginal, Vigil; also Senator(s) Sonnenberg--Concerning a temporary income tax deduction for a portion of lease payments received by a qualified taxpayer for leasing the taxpayer's agricultural asset to an eligible beginning farmer or rancher.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	25	NO	8	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	E
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	Y
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	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: Crowder.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-135 by Senator(s) Aguilar; also Representative(s) Ginal--Concerning a pharmacist's provision of health care services that have been delegated by another health care provider.

Senator Aguilar moved that the Senate concur in House amendments to **SB16-135**, as printed in House journal, May 3, page(s) 1177. The motion was **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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 question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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**.

SB16-189 by Senator(s) Scott, Johnston, Roberts, Scheffel, Steadman; also Representative(s) Foote, Dore, Kagan, McCann, Willett--Concerning the nonsubstantive revision of statutes in the Colorado Revised Statutes, as amended, and, in connection therewith, amending or repealing obsolete, imperfect, and inoperative law to preserve the legislative intent, effect, and meaning of the law.

Laid over until Monday, May 9, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of House Adherence Calendar (HB16-1183) of Friday, May 6 was laid over until Monday, May 9, retaining its place on the calendar.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB16-062 by Senator(s) Marble, Grantham, Neville T., Lambert, Woods, Holbert, Lundberg, Scheffel, Cooke, Crowder, Hill, Martinez Humenik, Sonnenberg, Tate; also Representative(s) Becker J. and Vigil, Saine, Brown, Everett, Willett, Ransom, Wist, Sias, Nordberg, Joshi, Lundeen, Klingenschmitt, Buck, Navarro, Neville P., Humphrey--Concerning modifications to the regulation of veterinary pharmaceuticals.

Senator Marble moved for the adoption of the first report of the first conference committee on **SB16-062**, as printed in Senate journal, April 22, page(s) 1010-1011. The motion was **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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 question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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**.

Co-sponsor(s) added: Donovan.

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 for the adoption of the first report of the first conference committee on **SB16-021**, as printed in Senate journal, May 5, page(s) 1068-1069. The motion was **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	E
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 question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	29	NO	4	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	E
Baumgardner	Y	Hill	Y	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	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, as amended, was **repassed**.

Co-sponsor(s) added: Crowder and Garcia.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-006, 111, 132, 140, 147, 156, 164, 165, 173, 177, 182, and 192.

RECONSIDERATION OF SB16-021

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".

Having voted on the prevailing side, Majority Leader Scheffel moved for reconsideration of the last Senate action, Repassage of SB16-021.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

REPASSAGE OF SB16-021

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".

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	25	NO	8	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	E
Baumgardner	Y	Hill	Y	Lundberg	N	Sonnenberg	Y
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	E
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

SB16-218 by Senator(s) Lambert and Steadman, Grantham; also Representative(s) Hamner and Rankin, Young--Concerning matters related to state severance tax refunds. Appropriations

Journal correction:

Page 1087, line 2 strike "Senator Steadman." and insert "Senators Woods and Aguilar."

Page 1087, line 16 strike "Steadman." and substitute "Johnston.".

On motion of Majority Leader Scheffel, the Senate adjourned until 10:00 a.m., Monday,
May 9, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

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SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

118th Legislative Day Monday, May 9, 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 Woods.

Reading of Journal On motion of Senator Scott, reading of the Journal of Friday, May 6, 2016, was dispensed with, and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB16-214, 215, 216, 217 and 218.

Correctly Engrossed: SB16-197, 213, 215, and 217; SJR16-034.

Correctly Reengrossed: SB16-194, 196, 198, 200, 210, and 212.

Correctly Revised: HB16-1222, 1267, 1321, 1426, 1438, 1439; HJR16-1025.

Correctly Rerevised: HB16-1031, 1040, 1047, 1077, 1112, 1117, 1160, 1175, 1194, 1211, 1234, 1261, 1286, 1288, 1289, 1290, 1328, 1345, 1362, 1386, 1398, 1404, 1422, 1424, 1429, and 1440.

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:

SB16-215 by Senator(s) Tate; also Representative(s) Young--Concerning modifications to the implementation of the state's payroll system that will allow all state employees to be paid twice a month.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	N	Hill	N	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: Heath, Merrifield, Newell, and Todd.

SB16-217 by Senator(s) Hill; also Representative(s) Williams--Concerning measures to expedite the litigation of workers' compensation claims.

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: Cooke, Crowder, Merrifield, Newell, Tate, and Woods.

HB16-1438 by Representative(s) Winter; also Senator(s) Martinez Humenik--Concerning the provision of reasonable accommodations by an employer for persons who have a condition related to pregnancy.

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	N
Baumgardner	N	Hill	N	Lundberg	N	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	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: Aguilar, Carroll, Donovan, Garcia, Guzman, Heath, Hodge, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Roberts, Steadman, Todd, and Ulibarri.

SB16-213 by Senator(s) Scheffel and Ulibarri; also Representative(s) Singer and DelGrosso--Concerning developing practices for construction defect litigation, and, in connection therewith, making an appropriation.

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	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	N	Hodge	Y	Marble	N	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	Todd	Y
Donovan	N	Johnston	Y	Neville T.	N	Ulibarri	Y
Garcia	N	Jones	N	Newell	N	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	N	Kerr	N	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Baumgardner, Cadman, Cooke, Crowder, Grantham, Heath, Hill, Johnston, Kefalas, Lambert, Martinez Humenik, Roberts, Tate, and Woods.

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.

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	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	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, Garcia, Grantham, Heath, Hill, Hodge, Johnston, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Roberts, Scheffel, Steadman, Tate, Todd, and Ulibarri.

HB16-1321 by Representative(s) Young; also Senator(s) Merrifield and Tate--Concerning medicaid buy-in for persons eligible for certain medicaid waivers, and, in connection therewith, making an appropriation.

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	N
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	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, Heath, Johnston, Jones, Kefalas, Kerr, Newell, and Steadman.

SB16-197 by Senator(s) Steadman; also Representative(s) Williams and Nordberg--Concerning the retail sale of alcohol beverages, and, in connection therewith, restricting the issuance of new liquor-licensed drugstore and retail liquor store licenses except under specified circumstances; allowing liquor-licensed drugstore and retail liquor store licensees to obtain additional licenses under limited circumstances; repealing the limit on the alcohol content of fermented malt beverages on January 1, 2019; and making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Steadman was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.013), by Senator Steadman.

Amend engrossed bill, page 5, line 20, after "DISTANCE." add "If THERE ARE NO LICENSED RETAIL LIQUOR STORES OR ONLY ONE LICENSED RETAIL LIQUOR STORE WITHIN THE SAME LOCAL LICENSING AUTHORITY JURISDICTION AS THE DRUGSTORE PREMISES FOR WHICH A LIQUOR-LICENSED DRUGSTORE LICENSE IS SOUGHT, THE APPLICANT SHALL APPLY TO TRANSFER OWNERSHIP OF ONE OR TWO RETAIL LIQUOR STORES, AS NECESSARY, THAT ARE LOCATED IN THE LOCAL LICENSING AUTHORITY JURISDICTION THAT IS NEAREST TO THE JURISDICTION IN WHICH THE DRUGSTORE PREMISES IS LOCATED."

Page 19, after line 27 insert:

"(b) FOR PURPOSES OF THIS SUBSECTION (12), A LICENSE UNDER THIS ARTICLE AUTHORIZING THE SALE AT RETAIL OF MALT, VINOUS, OR SPIRITUOUS LIQUORS IN SEALED CONTAINERS FOR CONSUMPTION OFF THE LICENSED PREMISES INCLUDES A LICENSE UNDER THIS ARTICLE AUTHORIZING THE SALE OF MALT AND VINOUS LIQUORS IN SEALED CONTAINERS NOT TO BE CONSUMED AT THE PLACE WHERE THE MALT AND VINOUS LIQUORS ARE SOLD."

Reletter succeeding paragraph accordingly.

The amendment was **passed** on the following roll call vote:

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.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
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	31	NO	4	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	N	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Tate	Y
Crowder	N	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	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **passed**.

Co-sponsor(s) added: Baumgardner, Cadman, Grantham, Heath, Hill, Hodge, Holbert, Martinez Humenik, Ulibarri, and Woods.

HB16-1439 by Representative(s) Garnett; also Senator(s) Holbert--Concerning the creation of a new alcohol beverage license under the "Colorado Liquor Code" to permit a lodging and entertainment facility to sell alcohol beverages by the drink for consumption on the licensed premises, and, in connection therewith, allowing the holder of a tavern license to convert the tavern license to a lodging and entertainment license or other appropriate license under specified conditions.

A majority of those elected to the Senate having voted in the affirmative, Senator Holbert was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.002), by Senator Holbert.

Amend revised bill, page 17, after line 4 insert:

"SECTION 22. In Colorado Revised Statutes, 12-47-901, **amend as added by Senate Bill 16-197 (5) (p) (II)** as follows:

12-47-901. Unlawful acts - exceptions - definitions. (5) It is unlawful for any person licensed to sell at retail pursuant to this article or article 46 of this title:

(p) (II) If licensed as a tavern under section 12-47-412, A LODGING AND ENTERTAINMENT FACILITY UNDER SECTION 12-47-426, a retail liquor store under section 12-47-407, or a liquor-licensed drugstore under section 12-47-408, to permit an employee who is under twenty-one years of age to sell malt, vinous, or spirituous liquors; or

SECTION 23. Effective date. (1) This act takes effect on the effective date; except that:

(a) Section 12-47-901 (5) (a) (I), Colorado Revised Statutes, as amended in section 21 of this act, becomes law and takes effect only if Senate Bill 16-197 does not become law; and

(b) Section 12-47-901 (5) (p) (II), Colorado Revised Statutes, as amended in section 22 of this act, becomes law and takes effect only if Senate Bill 16-197 becomes law, and the section takes effect either upon the effective date of this act or Senate Bill 16-197, whichever is later."

Renumber succeeding section accordingly.

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	N	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, as amended, was **passed**.

Co-sponsor(s) added: Hill, Kerr, Merrifield, Steadman, Todd, and Woods.

HB16-1426 by Representative(s) Primavera and Willett; also Senator(s) Tate and Jahn--Concerning intentional misrepresentation of entitlement to an assistance animal.

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	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	N	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	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, Merrifield, Newell, and Todd.

HB16-1222 by Representative(s) Rankin and Tyler, Dore, Thurlow, Wilson, Garnett, Hamner, Lee, Moreno, Pettersen; also Senator(s) Todd and Hill--Concerning increasing the availability of supplemental online education resources, and, in connection therewith, creating the statewide supplemental online and blended learning program and making an appropriation.

A majority of those elected to the Senate having voted in the affirmative, Senator Newell was given permission to offer a third reading amendment. That amendment was later withdrawn.

A majority of those elected to the Senate having voted in the affirmative, Senator Hill was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.010), by Senators Newell and Hill.

Amend revised bill, page 3, strike lines 16 through 19 and substitute "IS SUCH THAT THE ADVANCES THAT THE TECHNOLOGY REVOLUTION BRINGS MUST BE EQUALLY AVAILABLE TO STUDENTS THROUGHOUT COLORADO WHO CHOOSE A BLENDED LEARNING ENVIRONMENT."

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	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	Y	Holbert	N	Martinez Humenik	Y	Tate	N
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, as amended, was **passed**.

Co-sponsor(s) added: Donovan, Heath, Jones, Kerr, Martinez Humenik, Newell, and Roberts.

MESSAGE FROM THE HOUSE

May 9, 2016

Mr. President:

The House has voted to recall SB16-198 for purposes of reconsideration and requests the return of the bill.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; HB16-1454, amended as printed in House Journal, April 28, and amended on Third Reading as printed in House Journal, May 6.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1460, amended as printed in House Journal, May 5.

MESSAGE FROM THE REVISOR OF STATUTES

May 9, 2016

We herewith transmit:

Without comment, as amended, HB16-1454 and 1460.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB16-1423.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

May 9, 2016

Mr. President:

The House has voted to concur in the Senate amendments to HB16-1328, 1362, 1077, 1211, 1047, 1290, 1288, 1440, 1404, 1398, 1267, 1321, HJR16-1025, and has repassed the bills and resolution as so amended.

The House has voted not to concur in the Senate amendments to HB16-1422 and requests that a conference committee be appointed. The Speaker has appointed Representatives Hamner, chairman, Young, and Rankin as House conferees on the First Conference Committee on HB16-1422. The bill is transmitted herewith.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR16-041 by Senator(s) Scheffel, Cadman, Guzman; also Representative(s) Duran, Hulinghorst, DelGrosso--Concerning the appointment of a joint committee to notify the Governor that the Second Regular Session of the Seventieth General Assembly is about to adjourn sine die.

Laid over one day under Senate Rule 30(b).

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

HB16-1454 by Representative(s) Moreno and Dore, Garnett; also Senator(s) Guzman--Concerning primary elections, and, in connection therewith, restoring a presidential primary election in Colorado, allowing unaffiliated voters to temporarily affiliate with a political party in order to vote in primary elections in which the political party is participating, and making an appropriation.
State, Veterans, & Military Affairs

HB16-1460 by Representative(s) Becker K. and Vigil, Brown; also Senator(s) Baumgardner, Kefalas, Sonnenberg--Concerning the authority of the commissioner of agriculture to dispose of and acquire specified real property in furtherance of the department of agriculture's office consolidation.
Appropriations

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs
After consideration on the merits, the Committee recommends that HB16-1016 be postponed indefinitely.

State, Veterans, & Military Affairs
After consideration on the merits, the Committee recommends that HB16-1216 be postponed indefinitely.

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1458 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1459 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.	7 8 9 10 11 12
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1461 be postponed indefinitely.	13 14 15 16 17 18
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1462 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	19 20 21 22 23 24
Finance	After consideration on the merits, the Committee recommends that HB16-1444 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	25 26 27 28
Finance	After consideration on the merits, the Committee recommends that HB16-1142 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	29 30 31 32
Finance	After consideration on the merits, the Committee recommends that HB16-1465 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	33 34 35 36
Finance	After consideration on the merits, the Committee recommends that HB16-1467 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	37 38 39 40 41
Finance	After consideration on the merits, the Committee recommends that HB16-1456 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	42 43 44 45
Finance	After consideration on the merits, the Committee recommends that HB16-1463 be referred to the Committee of the Whole with favorable recommendation.	46 47 48 49
Finance	After consideration on the merits, the Committee recommends that HB16-1447 be postponed indefinitely.	50 51 52 53
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1466 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	54 55 56 57 58 59
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB16-1464 be postponed indefinitely.	60 61 62 63 64 65 66 67 68 69
Senate in recess.		
Senate reconvened.		

Call of the Senate.

Call raised.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Lambert, Chair, Steadman, and Grantham as Senate conferees on the first conference committee on [HB16-1422](#).

COMMITTEE OF REFERENCE REPORTS

- Appropriations

After consideration on the merits, the Committee recommends that [HB16-1460](#) be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.
- Appropriations

After consideration on the merits, the Committee recommends that [SB16-218](#) be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, strike lines 14 and 15.

Page 3, line 16, strike "39-21-108 (2)." and substitute "THE TAX IN ACCORDANCE WITH SECTION 39-21-108."

Page 3, line 18, strike "IN" and substitute "UNDER".

Page 4, strike lines 1 and 2 and substitute "EQUAL TO THE AMOUNT BY WHICH THE REFUNDS FOR THE TAX IMPOSED PURSUANT TO THIS ARTICLE THAT ARE MADE FOR A MONTH EXCEED FIFTEEN PERCENT OF THE GROSS SEVERANCE TAX REVENUES FOR THE SAME MONTH.

(3) THE STATE TREASURER SHALL CREDIT MONEY TO THE RESERVE IN ACCORDANCE WITH SUBSECTION (2) OF THIS SECTION ON A MONTHLY BASIS. IF THERE IS INSUFFICIENT REVENUE AVAILABLE TO BE CREDITED, THE STATE CONTROLLER MAY AUTHORIZE AN ADVANCE UNDER SECTION 24-75-203 (2), C.R.S., TO THE RESERVE TO BE USED FOR THE REFUNDS. THERE IS NO LIMIT ON THE AMOUNT OF AN ADVANCE THAT THE STATE CONTROLLER MAY MAKE FOR THIS PURPOSE."

Page 5, line 15, after "FUND" insert "THAT WOULD OTHERWISE BE DISTRIBUTED UNDER PARAGRAPH (b) OF SUBSECTION (1) OF THIS SECTION".

Page 5, line 18, after "MONEY." add "IT IS THE GENERAL ASSEMBLY'S INTENT THAT THE RESTRICTION OF MONEY IN THE FUND SHALL NOT AFFECT THE DISTRIBUTIONS MADE UNDER PARAGRAPH (c) OF SUBSECTION (1) OF THIS SECTION."
- Appropriations

After consideration on the merits, the Committee recommends that [HB16-1465](#) be **referred** to the Committee of the Whole with favorable recommendation.
- Appropriations

After consideration on the merits, the Committee recommends that [HB16-1466](#) be **postponed indefinitely**.
- Appropriations

After consideration on the merits, the Committee recommends that [HB16-1458](#) be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations	After consideration on the merits, the Committee recommends that HB16-1467 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
Appropriations	After consideration on the merits, the Committee recommends that HB16-1142 be referred to the Committee of the Whole with favorable recommendation.	5 6 7 8
Appropriations	After consideration on the merits, the Committee recommends that HB16-1444 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	9 10 11 12 13
Appropriations	After consideration on the merits, the Committee recommends that HB16-1456 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	14 15 16 17 18 19

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB16-073, 124, and 142.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, HB16-1462, HB16-1444, HB16-1458, HB16-1456, and HB16-1460 were made Special Orders at 4:49 p.m.

Committee of the Whole	The hour of 4:49 p.m. having arrived, Senator Roberts 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 Roberts was called to act as Chair.	20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38
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**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:

HB16-1462	by Representative(s) Hullinghorst; also Senator(s) Guzman and Jahn--Concerning a modification to the provisions enacted in House Bill 11-1155 to authorize combining the full-time equivalent employment of the lieutenant governor and the state chief operating officer. Ordered revised and placed on the calendar for third reading and final passage.	39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54
HB16-1444	by Representative(s) Ryden and Carver, Buckner, Danielson, Foote, Kagan, Lee, Primavera; also Senator(s) Kefalas and Crowder, Garcia, Lambert, Aguilar, Donovan, Guzman, Heath, Kerr--Concerning the definition of a "qualifying disabled veteran" as it relates to a property tax exemption for such individuals. Ordered revised and placed on the calendar for third reading and final passage.	55 56 57 58 59 60 61 62
HB16-1458	by Representative(s) Vigil and Coram; also Senator(s) Sonnenberg and Garcia--Concerning measures to effectuate the conservation of native species in Colorado, and, in connection therewith, making appropriations from the species conservation trust fund for purposes recommended by the department of natural resources. Ordered revised and placed on the calendar for third reading and final passage.	63 64 65 66 67 68 69

HB16-1456 by Representative(s) Lontine, Rosenthal, Ryden; also Senator(s) Crowder--Concerning the sale of a portion of land at the Colorado mental health institute at Fort Logan to the United States department of veterans affairs for the expansion of Fort Logan national cemetery.

Ordered revised and placed on the calendar for third reading and final passage.

HB16-1460 by Representative(s) Becker K. and Vigil, Brown; also Senator(s) Baumgardner, Kefalas, Sonnenberg--Concerning the authority of the commissioner of agriculture to dispose of and acquire specified real property in furtherance of the department of agriculture's office consolidation.

Ordered revised 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 Roberts, 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: HB16-1462, HB16-1444, HB16-1458, HB16-1456, HB16-1460.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, HB16-1459, SB16-218, HB16-1142, HB16-1467, HB16-1465, HB16-1463, and SB16-216 were made Special Orders at 4:55 p.m.

Committee of the Whole The hour of 4:55 p.m. having arrived, Senator Roberts moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Roberts 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:

- HB16-1459

by Representative(s) Becker K. and Brown, Vigil, Esgar; also Senator(s) Sonnenberg and Kefalas, Baumgardner--Concerning an increase in the dollar threshold for the review of capital construction or capital renewal projects that are not for new construction or new acquisitions of real property for auxiliary and academic facilities to be funded solely from cash funds held by an institution of higher education.

Laid over until Tuesday, May 10, retaining its place on the calendar.
- SB16-218

by Senator(s) Lambert and Steadman, Grantham; also Representative(s) Hamner and Rankin, Young--Concerning matters related to state severance tax refunds.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 9, page(s) 1144, and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.
- HB16-1142

by Representative(s) Buck and Ginal; also Senator(s) Crowder and Cooke--Concerning the creation of a credit against the state income tax for rural primary care preceptors training students matriculating at Colorado institutions of higher education.

Ordered revised and placed on the calendar for third reading and final passage.
- HB16-1467

by Representative(s) Duran and Salazar; also Senator(s) Scheffel and Martinez Humenik--Concerning a state income tax deduction for amounts earned on the investment of money in a first-time home buyer savings account.

Ordered revised and placed on the calendar for third reading and final passage.
- HB16-1465

by Representative(s) Duran and Becker J., Tyler, Pabon, Arndt, Becker K., Ginal, Kraft-Tharp, McCann, Mitsch Bush, Moreno, Rosenthal, Ryden, Williams, Winter, Brown, Conti, Landgraf, Lawrence, Priola, Rankin, Roupe, Thurlow, Wilson; also Senator(s) Ulibarri and Cooke--Concerning modifications to the Colorado low-income housing tax credit, and, in connection therewith, extending the period during which the Colorado housing and finance authority may allocate low-income housing tax credits.

Ordered revised and placed on the calendar for third reading and final passage.
- HB16-1463

by Representative(s) Moreno and Joshi, Priola, Windholz; also Senator(s) Kerr and Hill--Concerning the option for certain public schools to charge for breakfast after the bell for a student who is not eligible for free or reduced-cost lunch under the national school lunch program.

Lost on second reading.
- SB16-216

by Senator(s) Lundberg; --Concerning the restoration of a presidential primary election in Colorado.

Laid over until Thursday, May 12.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Roberts, 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: SB16-218 as amended, HB16-1142, HB16-1467, HB16-1465.
Laid over until Tuesday, May 10: HB16-1459.
Laid over until Thursday, May 12: SB16-216.
Lost on second reading: HB16-1463.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB16-189 by Senator(s) Scott, Johnston, Roberts, Scheffel, Steadman; also Representative(s) Foote, Dore, Kagan, McCann, Willett--Concerning the nonsubstantive revision of statutes in the Colorado Revised Statutes, as amended, and, in connection therewith, amending or repealing obsolete, imperfect, and inoperative law to preserve the legislative intent, effect, and meaning of the law.

Senator Scott moved that the Senate concur in House amendments to **SB16-189**, as printed in House journal, May 3, page(s) 1179-1180. The motion was **adopted** by the following roll call vote:

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		

The question being "Shall the bill, as amended, 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, as amended, was **repassed**.

SB16-191

by Senator(s) Steadman, Grantham, Lambert; also Representative(s) Rankin, Hamner, Young--Concerning marijuana research funded by the marijuana tax cash fund, and, in connection therewith, making an appropriation.

Senator Steadman moved that the Senate concur in House amendments to **SB16-191** as printed in House journal, May 5, page(s) 1263. The motion was **adopted** by the following roll call vote:

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		

The question being "Shall the bill, as amended, 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, as amended, was **repassed**.

SB16-201

by Senator(s) Grantham, Lambert, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning revising the child welfare funding mechanism.

Senator Grantham moved that the Senate concur in House amendments to **SB16-201**, as printed in House journal, May 5, page(s) 1263. The motion was **adopted** by the following roll call vote:

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		

The question being "Shall the bill, as amended, 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, as amended, was **repassed**.

SB16-038 by Senator(s) Aguilar, Newell, Guzman, Heath, Hodge, Kerr, Merrifield, Steadman, Todd, Kefalas, Ulibarri; also Representative(s) Young and Sias, Esgar, Ginal, Landgraf, Lontine, McCann, Tyler--Concerning measures to promote the transparency of community-centered boards, and, in connection therewith, making certain community-centered boards subject to performance audits undertaken by the state auditor, making all community-centered boards subject to the "Colorado Local Government Audit Law", expanding public disclosure of the administration and operations of the community-centered boards, and making an appropriation.

Senator Aguilar moved that the Senate concur in House amendments to **SB16-038**, as printed in House journal, May 4, page(s) 1264. The motion was **adopted** by the following roll call vote:

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		

The question being "Shall the bill, as amended, 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, as amended, was **repassed**.

Co-sponsor(s) added: Carroll.

SB16-116 by Senator(s) Johnston; also Representative(s) Lee and Lebsock--Concerning the creation of an alternative simplified process for the sealing of criminal justice records other than convictions, and, in connection therewith, making an appropriation.

Senator Johnston moved that the Senate concur in House amendments to **SB16-116**, as printed in House journal, May 5, page(s) 1264. The motion was **adopted** by the following roll call vote:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	N
Baumgardner	N	Hill	Y	Lundberg	Y	Sonnenberg	Y
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.	Y	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
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	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, 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 Consideration of House Adherence Calendar (HB16-1183) of Monday, May 9 was laid over until Tuesday, May 10, retaining its place on the calendar.

Upon request of Majority Leader Scheffel, Governor's appointees to the Oil and Gas Conservation Commission were removed from the Consideration of Governor's Appointments Consent Calendar of Monday, May 9 and were placed on the Consideration of Governor's Appointments Calendar of Monday, May 9.

**CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

On motion of Majority Leader Scheffel, the following Governor's appointments were confirmed by the following roll call votes:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2016:

Debra Jean Herrera of Ignacio, Colorado, to serve as a Democrat from the Third Congressional District, and occasioned by the resignation of Patricia Dawn Ziegler of Durango, Colorado, appointed;

for a term expiring July 1, 2020:

Debra Jean Herrera of Ignacio, Colorado, to serve as a Democrat from the Third Congressional District, reappointed.

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		

MEMBER OF THE
HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD

for term expiring May 15, 2019:

Thomas Allen Rennell of Englewood, Colorado, a member of a statewide organization of health insurance carriers, reappointed.

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		

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

On motion of Senator Sonnenberg, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
OIL AND GAS CONSERVATION COMMISSION

for terms expiring July 1, 2016:

Richard D. Alward of Grand Junction, Colorado, to serve as a member with formal training or substantial experience in soil conservation or reclamation, west of the Continental Divide and as a Democrat, reappointed;

Thomas L. Compton of Hesperus, Colorado, to serve as a member actively engaged in agricultural production, as a royalty owner, west of the Continental Divide and as a Republican, reappointed;

for terms expiring July 1, 2019:

Tommy E. Holton of Fort Lupton, Colorado, to serve as a local government official and as a Republican, reappointed;

Andrew Lawrence Spielman of Denver, Colorado, to serve as a member with formal or substantial experience in environmental or wildlife protection and as a Democrat, reappointed;

James William Hawkins of Golden, Colorado, to serve as a member with substantial experience in the oil and gas industry and with a college degree in petroleum geology or petroleum engineering, and as a Democrat, reappointed;

John H. Benton of Littleton, Colorado, to serve as a member with substantial experience in the oil and gas industry and with a college degree in petroleum geology or petroleum engineering, and as a Republican, reappointed.

YES	32	NO	3	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	N	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	Y	Woods	Y
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	Y	Scheffel	Y		

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB16-106

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on SB16-106, concerning measures to facilitate the efficient administration of Colorado laws governing campaign finance, has met and reports that it has agreed upon the following:

That the Senate accede to the House amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 2, strike lines 2 through 20.

Page 3, strike lines 1 through 6 and substitute:

"SECTION 1. In Colorado Revised Statutes, 1-45-111.5, add (5) as follows:
1-45-111.5. Duties of the secretary of state - enforcement - sanctions - definition. (5) NOT LATER THAN DECEMBER 1, 2016, THE SECRETARY OF".

Respectfully submitted,

Senate Committee:	House Committee:
(signed)	(signed)
Chris Holbert, Chairman	Joe Salazar, Chairman
Tim Neville	Su Ryden
Cheri Jahn	Patrick Neville

MESSAGE FROM THE HOUSE

May 9, 2016
 Mr. President:
 The House has postponed indefinitely SB16-184. The bill is returned herewith.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

May 9, 2016
 Mr. President:
 The House has postponed indefinitely SB16-155. The bill is returned herewith.
 The House upon reconsideration has repassed the corrected reengrossed, SB16-198. The bill is returned herewith.

Journal correction:
 Page 1116, strike lines 8 through 17 and insert:

YES	15	NO	18	EXCUSED	2	ABSENT	0
Aguilar	N	Heath	Y	Lambert	N	Scott	E
Baumgardner	N	Hill	Y	Lundberg	N	Sonnenberg	N
Carroll	N	Hodge	Y	Marble	N	Steadman	N
Cooke	Y	Holbert	N	Martinez Humenik	Y	Tate	N
Crowder	Y	Jahn	Y	Merrifield	N	Todd	N
Donovan	Y	Johnston	Y	Neville T.	N	Ulibarri	E
Garcia	N	Jones	N	Newell	N	Woods	N
Grantham	Y	Kefalas	Y	Roberts	Y	President	Y
Guzman	Y	Kerr	N	Scheffel	Y		

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Tuesday, May 10, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate

SENATE JOURNAL
Seventieth General Assembly
STATE OF COLORADO
Second Regular Session

119th Legislative Day Tuesday, May 10, 2016

- Prayer By the chaplain, Dan File, Capitol Commission, Lake City.
- Call to Order By the President at 9:00 a.m.
- Roll Call Present--35
- Quorum The President announced a quorum present.
- Musical Presentation By Brother Virginia, from Nashville, Tennessee.
- Pledge By Senator Woods.
- Reading of Journal On motion of Senator Scott, reading of the Journal of Monday, May 9, 2016, was dispensed with and the Journal was approved as corrected by the Secretary.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Special Orders -- Second Reading of Bills Calendar (HB16-1459) of Tuesday, May 10 was laid over to follow the Third Reading of Bills -- Final Passage Calendar.

SENATE SERVICES REPORT

- Correctly Printed: SJR16-041.
- Correctly Engrossed: SB16-218.
- Correctly Reengrossed: SB16-197, 213, 215, and 217.
- Correctly Revised: HB16-1142, 1444, 1456, 1458, 1460, 1462, 1465, and 1467.
- Correctly Rerevised: HB16-1222, 1267, 1321, 1426, 1438, and 1439.
- Correctly Enrolled: SB16-021, 038, 062, 116, 135, 189, 191, 198, and 201.

REPORTS OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB16-1422

THIS REPORT AMENDS THE
REREVISED BILL

To the President of the Senate and the
Speaker of the House of Representatives:

Your first conference committee appointed on HB16-1422, concerning financing public schools, and, in connection therewith, making an appropriation, has met and reports that it has agreed upon the following:

That the House accede to the Senate amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 7, strike lines 25 through 27 and substitute:

"(VIII) COMMENCING WITH THE 2016-17 BUDGET YEAR, UNUSUAL FINANCIAL BURDEN CAUSED BY A SIGNIFICANT REDUCTION IN THE ASSESSED VALUE OF REAL PROPERTY IN A DISTRICT WHOSE STATE SHARE OF TOTAL PROGRAM FUNDING PURSUANT TO SECTION 22-54-106 BEFORE THE APPLICATION OF THE NEGATIVE FACTOR PURSUANT TO SECTION 22-54-104 (5) (g) WAS LESS THAN ONE-HALF OF ONE PERCENT OF THE DISTRICT'S TOTAL PROGRAM FUNDING IN THE PREVIOUS BUDGET YEAR, CAUSING THE DISTRICT TO RECEIVE A STATE SHARE THAT IS ONE-HALF OF ONE PERCENT OF TOTAL PROGRAM FUNDING OR GREATER BEFORE APPLICATION OF THE NEGATIVE FACTOR IN THE BUDGET YEAR IN WHICH THE ASSESSED VALUE IS REDUCED. THE AMOUNT OF SUPPLEMENTAL ASSISTANCE PAID PURSUANT TO THIS SUBPARAGRAPH (VIII) SHALL NOT EXCEED TWENTY-FIVE PERCENT OF THE AMOUNT OF THE REDUCTION IN THE DISTRICT'S STATE SHARE AS A RESULT OF THE NEGATIVE FACTOR. A SCHOOL DISTRICT MAY RECEIVE SUPPLEMENTAL ASSISTANCE PURSUANT TO THIS SUBPARAGRAPH (VIII) ONLY ONE TIME."

Page 8, strike lines 1 through 9.

Respectfully submitted,

House Committee:	Senate Committee:
(signed)	(signed)
Millie Hamner, Chairman	Kent D. Lambert, Chairman
Dave Young	Pat Steadman
Bob Rankin	

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
 ON HB16-1129

 THIS REPORT AMENDS THE
 REREVISED BILL

To the President of the Senate and the
 Speaker of the House of Representatives:

Your first conference committee appointed on HB16-1129, concerning measures for enhanced enforcement against acts of charitable fraud, has met and reports that it has agreed upon the following:

That the House accede to the Senate amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 4, line 9, after "(j)" insert "and (3.5)".

Page 5, after line 2 insert:

"(3.5) (a) BEFORE ANY PAID SOLICITOR IS REGISTERED, THE APPLICANT SHALL PROCURE AND FILE WITH THE SECRETARY OF STATE EVIDENCE OF A SAVINGS ACCOUNT, DEPOSIT, OR CERTIFICATE OF DEPOSIT MEETING THE REQUIREMENTS OF SECTION 11-35-101, C.R.S., OR A GOOD AND SUFFICIENT BOND IN THE AMOUNT OF FIFTEEN THOUSAND DOLLARS ISSUED BY A CORPORATE SURETY DULY LICENSED TO DO BUSINESS WITHIN THE STATE, APPROVED AS TO FORM BY THE ATTORNEY GENERAL OF THE STATE, AND CONDITIONED THAT THE APPLICANT SHALL PERFORM IN GOOD FAITH AS A PAID SOLICITOR WITHOUT FRAUD OR FRAUDULENT REPRESENTATION AND WITHOUT THE VIOLATION OF ANY PROVISION OF THIS ARTICLE.

(b) NO CORPORATE SURETY IS REQUIRED TO MAKE ANY PAYMENT TO ANY PERSON CLAIMING A BOND ISSUED UNDER THIS SUBSECTION (3.5) UNTIL A FINAL DETERMINATION OF FRAUD OR FRAUDULENT REPRESENTATION HAS BEEN MADE BY THE SECRETARY OF STATE OR BY A COURT OF COMPETENT JURISDICTION.

(c) ALL BONDS REQUIRED UNDER THIS SECTION MUST BE RENEWED ANNUALLY AT THE SAME TIME AS THE BONDHOLDER'S LICENSE IS RENEWED. RENEWAL OF THE BOND MAY BE DONE THROUGH A CONTINUATION CERTIFICATE ISSUED BY THE SURETY."

Page 6, after line 13 insert:

"**SECTION 5.** In Colorado Revised Statutes, 11-35-101, **amend** (1) as follows:

11-35-101. Alternatives to surety bonds permitted - requirements. (1) The requirement of a surety bond as a condition to licensure or authority to conduct business or perform duties in this state provided in ~~sections 12-5.5-202 (2) (b)~~ **SECTIONS 6-16-104.6, 12-5.5-202 (2) (b), 12-6-111, 12-6-112, 12-6-112.2, 12-6-512, 12-6-513, 12-14-124 (1), 12-59-115 (1), 12-60-509 (2.5) (b), 12-61-907, 33-4-101 (1), 33-12-104 (1), 35-55-104 (1), 37-91-107 (2) and (3), 38-29-119 (2), 39-21-105 (4), 39-27-104 (2) (a), (2) (b), (2) (c), (2) (d), (2) (e), (2.1) (a), (2.1) (b), (2.1) (c), (2.5) (a), and (2.5) (b), 39-28-105 (1), 42-6-115 (3), and 42-7-301 (6), C.R.S., may be satisfied by a savings account or deposit in or a certificate of deposit issued by a state or national bank doing business in this state or by a savings account or deposit in or a certificate of deposit issued by a state or federal savings and loan association doing business in this state. Such savings account, deposit, or certificate of deposit shall be in the amount specified by statute, if any, and shall be assigned to the appropriate state agency for the use of the people of the state of Colorado. The aggregate liability of the bank or savings and loan association shall in no event exceed the amount of the deposit. For the purposes of the sections referred to in this section, "bond" includes the savings account, deposit, or certificate of deposit authorized by this section."**

Renumber succeeding section accordingly.

Respectfully submitted,

House Committee:
(signed)
Beth McCann, Chairman
Polly Lawrence
Mike Foote

Senate Committee:
(signed)
Larry Crowder, Chairman
Kevin Lundberg
Rollie Heath

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.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

- HB16-1420

by Representative(s) Hullinghorst; also Senator(s) Crowder--Concerning the creation of an enterprise that is exempt from the requirements of section 20 of article X of the state constitution and related statutory provisions to administer a fee-based healthcare affordability and sustainability program for hospitals, and, in connection therewith, making an appropriation.
Finance
Appropriations

HB16-1450

by Representative(s) Hullinghorst; also Senator(s) Steadman and Guzman--Concerning the allocation of additional state revenue made available for expenditure due to the enactment of legislation during the 2016 regular legislative session.
Finance
Appropriations

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:

- HB16-1462

by Representative(s) Hullinghorst; also Senator(s) Guzman and Jahn--Concerning a modification to the provisions enacted in House Bill 11-1155 to authorize combining the full-time equivalent employment of the lieutenant governor and the state chief operating officer.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Sonnenberg	Y
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	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: Donovan, Heath, Hodge, Johnston, Jones, Kerr, Merrifield, Newell, Todd, and Ulibarri.

HB16-1444 by Representative(s) Ryden and Carver, Buckner, Danielson, Foote, Kagan, Lee, Primavera; also Senator(s) Kefalas and Crowder, Garcia, Lambert, Aguilar, Donovan, Guzman, Heath, Kerr--Concerning the definition of a "qualifying disabled veteran" as it relates to a property tax exemption for such individuals.

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, Carroll, Cooke, Grantham, Jahn, Jones, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scott, Tate, Todd ,and Woods.

HB16-1458 by Representative(s) Vigil and Coram; also Senator(s) Sonnenberg and Garcia--Concerning measures to effectuate the conservation of native species in Colorado, and, in connection therewith, making appropriations from the species conservation trust fund for purposes recommended by the department of natural resources.

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, Hill, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Roberts, and Ulibarri.

HB16-1456 by Representative(s) Lontine, Rosenthal, Ryden; also Senator(s) Crowder--Concerning the sale of a portion of land at the Colorado mental health institute at Fort Logan to the United States department of veterans affairs for the expansion of Fort Logan national cemetery.

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, Cadman, Cooke, Donovan, Grantham, Guzman, Heath, Hodge, Holbert, Jahn, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Scott, Steadman, Tate, Todd, and Woods.

HB16-1460 by Representative(s) Becker K. and Vigil, Brown; also Senator(s) Baumgardner, Kefalas, Sonnenberg--Concerning the authority of the commissioner of agriculture to dispose of and acquire specified real property in furtherance of the department of agriculture's office consolidation.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	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	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: Cooke, Crowder, 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:

SB16-218 by Senator(s) Lambert and Steadman, Grantham; also Representative(s) Hamner and Rankin, Young--Concerning matters related to state severance tax refunds.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	33	NO	2	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	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	N	Scheffel	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

HB16-1142 by Representative(s) Buck and Ginal; also Senator(s) Crowder and Cooke--Concerning the creation of a credit against the state income tax for rural primary care preceptors training students matriculating at Colorado institutions of higher education.

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	N	Scott	N
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	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, Grantham, Guzman, Heath, Jahn, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Roberts, Steadman, Todd, and Ulibarri.

HB16-1467 by Representative(s) Duran and Salazar; also Senator(s) Scheffel and Martinez Humenik--Concerning a state income tax deduction for amounts earned on the investment of money in a first-time home buyer savings account.

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	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	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: Aguilar, Carroll, Crowder, Donovan, Garcia, Guzman, Heath, Hodge, Johnston, Jones, Kefalas, Merrifield, Newell, Roberts, Tate, Todd, and Ulibarri.

HB16-1465 by Representative(s) Duran and Becker J., Tyler, Pabon, Arndt, Becker K., Ginal, Kraft-Tharp, McCann, Mitsch Bush, Moreno, Rosenthal, Ryden, Williams, Winter, Brown, Conti, Landgraf, Lawrence, Priola, Rankin, Roupe, Thurlow, Wilson; also Senator(s) Ulibarri and Cooke--Concerning modifications to the Colorado low-income housing tax credit, and, in connection therewith, extending the period during which the Colorado housing and finance authority may allocate low-income housing tax credits.

The question being "Shall the bill pass?", the roll call was taken with the following result:

YES	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	Y
Baumgardner	Y	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	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: Aguilar, Carroll, Crowder, Donovan, Garcia, Guzman, Heath, Hodge, Johnston, Jones, Kefalas, Kerr, Martinez Humenik, Merrifield, Newell, Roberts, Steadman, and Todd.

MESSAGE FROM THE HOUSE

May 10, 2016

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB16-1435, amended as printed in House Journal.

Senate in recess. Senate reconvened.

MESSAGE FROM THE REVISOR

May 10, 2016

We herewith transmit:

Without comment, as amended, HB16-1435.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

HB16-1435 by Representative(s) Duran and Becker K., Arndt, Buckner, Court, Danielson, Esgar, Ginal, Hullinghorst, Kagan, Lebsock, Lontine, Melton, Moreno, Pabon, Pettersen, Primavera, Ryden, Salazar, Singer, Tyler, Winter, Young; also Senator(s) Kefalas and Ulibarri-- Concerning the creation of an employment-related public benefits enterprise as a government-owned business for the purpose of providing business services that benefit covered employers by improving publicly subsidized health care program services for low-wage employees and their families, and, in connection therewith, authorizing the enterprise to fund the business services that it provides by imposing, collecting, and distributing an employment-related public benefits fee on covered employers, and making an appropriation. State, Veterans, & Military Affairs Appropriations

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB16-1435** be postponed indefinitely.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB16-1454** be postponed indefinitely.

Finance After consideration on the merits, the Committee recommends that **HB16-1450** be postponed indefinitely.

Finance After consideration on the merits, the Committee recommends that **HB16-1420** be postponed indefinitely.

Committee of the Whole On motion of Senator Cooke, the Senate resolved itself into the Committee of the Whole for consideration of Special Orders--Second Reading of Bills, and Senator Cooke 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 bill, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB16-1459 by Representative(s) Becker K. and Brown, Vigil, Esgar; also Senator(s) Sonnenberg and Kefalas, Baumgardner--Concerning an increase in the dollar threshold for the review of capital construction or capital renewal projects that are not for new construction or new acquisitions of real property for auxiliary and academic facilities to be funded solely from cash funds held by an institution of higher education.

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 Cooke, 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: HB16-1459.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (SJR16-041) of Tuesday, May 10 was laid over until Wednesday, May 11, retaining its place on the calendar.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of House Adherence Calendar (HB16-1183) of Tuesday, May 10 was laid over until Wednesday, May 11, retaining its place on the calendar.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB16-1129 by Representative(s) Lawrence and McCann; also Senator(s) Crowder and Heath--Concerning measures for enhanced enforcement against acts of charitable fraud.

Senator Crowder moved for the adoption of the first report of the first conference committee on **HB16-1129**, as printed in Senate journal, May 10, page(s) 1158-1159. The motion was **adopted** by the following roll call vote:

YES	26	NO	9	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	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		

The question being "Shall the bill, as amended, 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	N
Baumgardner	N	Hill	N	Lundberg	N	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	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, as amended, was **repassed**.

Senator Lundberg requested his name be removed as co-sponsor on HB16-1129.

HB16-1422 by Representative(s) Hamner and Rankin; also Senator(s) Lambert and Steadman-- Concerning financing public schools, and, in connection therewith, making an appropriation.

Senator Steadman moved for the adoption of the first report of the first conference committee on **HB16-1422**, as printed in Senate journal, May 10, page(s) 1157-1158.

On a substitute motion, Senator Merrifield moved that the Senate reject the first report of the first conference committee on HB16-1422 and that the Senate recede from its position.

The motion **failed** by the following roll call vote:

YES	13	NO	22	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	N	Marble	N	Steadman	N
Cooke	N	Holbert	N	Martinez Humenik	N	Tate	N
Crowder	N	Jahn	Y	Merrifield	Y	Todd	Y
Donovan	Y	Johnston	N	Neville T.	N	Ulibarri	Y
Garcia	Y	Jones	Y	Newell	Y	Woods	N
Grantham	N	Kefalas	N	Roberts	N	President	N
Guzman	Y	Kerr	Y	Scheffel	N		

The motion for the adoption of the first report of the first conference was **passed** on the following roll call vote:

YES	24	NO	11	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	N
Carroll	N	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	Y	Tate	Y
Crowder	Y	Jahn	Y	Merrifield	N	Todd	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Ulibarri	N
Garcia	Y	Jones	N	Newell	N	Woods	N
Grantham	N	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	33	NO	2	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	N
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, the Senate adjourned until 9:00 a.m., Wednesday, May 11, 2016.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Effie Ameen
Secretary of the Senate