

SENATE JOURNAL

Sixty-ninth General Assembly

STATE OF COLORADO

Second Regular Session

1st Legislative Day

Wednesday, January 8, 2014

Prayer	By the chaplain, Andy Meverden, Command Chaplain, Colorado Army National Guard.	11
Presentation of Colors	By the 220th Military Police Company, Colorado Army National Guard. Sergeant First Class Travis Pitre; Private First Class Tanner Childs; Private Andrew Frederick; and Specialist Milos Vujicic.	13
Pledge of Allegiance	By Sergeant First Class Travis Pitre, 220th Military Police Company, Colorado Army National Guard.	19
Musical Presentation	By the Strasburg High School Choir, lead by Kurt Elliot, singing the <i>Star-Spangled Banner</i> and <i>Shenandoah</i> . Members of the choir have been selected for various honor choirs including the Eastern Colorado Honor Choir, the Patriot League Honor Choir, and All-State Honor Choir.	23
Call to Order	The hour of 10:00 a.m. having arrived, the Senate of the 69th General Assembly of the State of Colorado, pursuant to law, was called to order by Senator Lucia Guzman, President <i>pro tempore</i> of the Senate of the 69th General Assembly, State of Colorado.	28

COMMUNICATIONS FROM THE SECRETARY OF THE STATE

State of Colorado
Department of
State

United States of America, ss. Certificate
State of Colorado

I, Scott Gessler, Secretary of State of the State of Colorado, certify that I have canvassed the Abstract of Votes Cast submitted by Pueblo County, and do state that, to the best of my knowledge and belief, the attached list represents the total votes cast in the State Senate District Three Recall Election held on September 10, 2013.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver, this 26th day of September 2013.

(signed)
Scott Gessler
Secretary of State

Colorado Recall Election Results - September 10, 2013

Colorado State Senate, District 3
Counties: Pueblo

<u>Recall of Angela Giron</u>	<u>Vote Totals</u>	<u>Percentage</u>
Yes	19,451	55.85%
No	15,376	44.15%

<u>Successor Candidates</u>			1
George Rivera (REP)	19,391	99.15%	2
Richard Anglund (DEM) (Write-in)	162	00.83%	3

State of Colorado 6
 Department of 7
 State 8

United States of America, ss. Certificate 10
 State of Colorado 11

I, Scott Gessler, Secretary of State of the State of Colorado, certify that on September 10, 14
 2013, George Arthur Rivera was duly elected to the office of Colorado State Senate, 15
 District 3, in the State Senate District 3 Recall Election. 16

In testimony whereof I have hereunto set my hand and affixed the Great Seal of the State 18
 of Colorado, at the City of Denver, this 26th day of September 2013. 19

(signed) 20
 Scott Gessler 21
 Secretary of State 22

(NOTE: On October 3, 2013, at 11:30 a.m., Senator George Rivera of Pueblo was sworn 26
 in to the Sixty-ninth General Assembly as Senator for Senate District 3 to fill the vacancy 27
 created by the recall of Senator Angela Giron. Chief Justice Bender administered the oath 28
 of office in the Chamber of the Senate.) 29

State of Colorado 31
 Department of 32
 State 33

United States of America, ss. Certificate 36
 State of Colorado 37

I, Scott Gessler, Secretary of State of the State of Colorado, certify that I have canvassed 40
 the Abstract of Votes Cast submitted by El Paso County, and do state that, to the best of 41
 my knowledge and belief, the attached list represents the total votes cast in the State 42
 Senate District 11 Recall Election held on September 10, 2013. 43

In testimony whereof I have set my hand and affixed the Great Seal of the State of 45
 Colorado, at the City of Denver, this 26th day of September 2013. 46

(signed) 47
 Scott Gessler 48
 Secretary of State 49

Colorado Recall Election Results - September 10, 2013

Colorado State Senate, District 11
 Counties: El Paso

<u>Recall of John Morse</u>	<u>Vote Totals</u>	<u>Percentage</u>	60
Yes	9,131	50.89%	61
No	8,812	49.11%	62

<u>Successor Candidates</u>			63
Bernie Herpin (REP)	8,932	97.53%	64
Jan Brooks (LIB) (Write-in)	226	2.47%	65

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State of Colorado
Department of
State

United States of America, ss. Certificate
State of Colorado

I, Scott Gessler, Secretary of State of the State of Colorado, certify that on September 10, 2013, William Bernard Herpin Jr. was duly elected to the office of Colorado State Senate, District 11, in the State Senate District 11 Recall Election.

In testimony whereof I have hereunto set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver, this 26th day of September 2013.

(signed)
Scott Gessler
Secretary of State

(NOTE: On October 3, 2013, at 11:30 a.m., Senator Bernie Herpin of Colorado Springs was sworn in to the Sixty-ninth General Assembly as Senator for Senate District 11 to fill the vacancy created by the recall of Senator John P. Morse. Chief Justice Bender administered the oath of office in the Chamber of the Senate.)

LETTER OF RESIGNATION

November 27, 2013

Cindi Markwell
Secretary of the Senate
200 E. Colfax Ave.
Denver, CO 80203

Dear Madam Secretary:

One year ago, on the day before Thanksgiving 2012, I was informed that all the ballots had been counted and I had won reelection to the State Senate with 35,664 votes. I was thankful for the opportunity to spend the next four years of my life serving the people of Colorado and fighting for middle-class jobs, high-quality educational opportunities, and public safety. However, now on the day before Thanksgiving 2013, in the interest of preserving the progress made over the last year, I am resigning as State Senator for District 19, effective immediately.

This decision has been difficult to make. I believe I have listened closely to the ideas and concerns of my constituents in the past five years, both through the over-100 town hall meetings and community coffees I have hosted, and in the thousands of emails and phone calls from engaged citizens in my community. Together we have made great progress finding solutions to the many challenges facing Colorado.

In 2013, we worked to pass a robust job-creation agenda, which included the passage of the "Keep Jobs in Colorado Act." We worked to expand opportunities for all kids -- preschool through post-secondary -- to get a high-quality education. We worked to protect our most vulnerable citizens, especially seniors, which included my bill SB 13-111 to require reporting of elder abuse.

We also worked pass sensible gun-safety legislation. Most Coloradans believe that going through a background check is a reasonable thing to do if it means we can keep guns out of the hands of violent criminals. Most Coloradans believe that the convenience of high-capacity ammunition magazines is less important than saving lives in tragedies like Sandy Hook, Aurora, and Columbine. Most Coloradans believe that people under restraining orders for domestic abuse should not be able to endanger those around them by keeping their guns. That's why I sponsored SB 13-197, a bill that takes guns out of the hands of domestic abusers and will save the lives of many women caught in abusive relationships. I am proud of what has been accomplished over the last year, and I believe these bills will make life better for all the people of my district and for all Coloradans.

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By resigning, I am protecting these important new laws for the good of Colorado and ensuring that we can continue looking forward.

By resigning, I am making sure that Jefferson County taxpayers aren't forced to pay more than \$200,000 for a special election, especially after Jeffco has slashed funding for the Senior Resource Center by \$400,000, for the Jefferson Center for Mental Health by \$163,000, and for Family Tree by \$125,000. I cannot allow these cuts to grow deeper.

Though it is difficult to step aside, I have faith that my colleagues will honor the legacy my constituents and I have built. I am thankful to my fellow legislators who have been so supportive in recent weeks, standing by my side and encouraging me to keep fighting. I am especially thankful to the many volunteers who have been out in the district day after day talking about all of the good things we've done for Colorado.

Respectfully,
(signed)
Evie Hudak

COMMUNICATIONS FROM THE SECRETARY OF THE STATE

State of Colorado
Department of
State

United States of America, ss. Certificate
State of Colorado

I, Scott Gessler, Secretary of State of the State of Colorado, certify that the attached is a true and exact copy of the Acceptance of Designation by Vacancy Committee as filed in this office on the 11th day of December, 2013, by Rachel Zenzinger, accepting the appointment by the Democratic 19th Senate District Vacancy Committee, to fill the vacancy in the office of Colorado State Senate, District 19, for the Sixty-Ninth General Assembly of the State of Colorado, caused by the resignation of the Honorable Evie Hudak.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver on December 11, 2013.

(signed)
Scott Gessler
Secretary of State

State of Colorado
Department of
State

United States of America, ss. Certificate
State of Colorado

I, Scott Gessler, Secretary of State of the State of Colorado, certify that the attached is a true and exact copy of the Designation of Nomination by Vacancy Committee as filed in this office on the 11th day of December, 2013, by the Democratic 19th Senate District Vacancy Committee, designating the appointment of Rachel Zenzinger to fill the vacancy in the office of Colorado State Senate, District 19, for the Sixty-Ninth General Assembly of the State of Colorado, caused by the resignation of the Honorable Evie Hudak.

In testimony whereof I have set my hand and affixed the Great Seal of the State of Colorado, at the City of Denver on December 11, 2013.

(signed)
Scott Gessler
Secretary of State

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(NOTE: On December 13, 2013, at 11:30 a.m., Senator Rachel Zenzinger of Arvada was sworn in to the Sixty-ninth General Assembly as Senator for Senate District 19 to fill the vacancy created by the resignation of Senator Evie Hudak. Chief Justice Bender administered the oath of office in the Chamber of the Senate.)

Roll Call Present--35

Quorum The President announced a quorum present.

Election of President On motion of Majority Leader Heath and seconded by Minority Leader Cadman, Senator Morgan Carroll was nominated as President of the Senate.

Majority Leader Heath moved that the nominations for President of the Senate be closed and that a unanimous vote be cast for Senator Morgan Carroll. The motion was adopted by a unanimous vote.

Election of Secretary On motion of Majority Leader Heath, Cindi L. Markwell was nominated to serve as Secretary of the Senate during the Second Regular Session of the Sixty-ninth General Assembly. The motion was adopted by a unanimous vote.

Oath of Office The President administered the oath of office to Cindi L. Markwell as Secretary of the Senate.

Temporary Rules On motion of Majority Leader Heath, and with the unanimous consent of the Senate, the rules of the Senate of the first regular session of the sixty-ninth General Assembly were made the temporary rules of the second regular session of the sixty-ninth 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 Heath, and with the unanimous consent of the Senate, the President appointed Senators Kerr, Todd, and Balmer 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 Heath, and with the unanimous consent of the Senate, the President appointed Senators Jahn, Newell, and Herpin 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. Senate reconvened.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR14-001 by Senator(s) Heath, Carroll, Cadman; also Representative(s) Court, Conti, Coram, Williams--Concerning the officers and employees of the second regular session of the sixty-ninth general assembly.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	Carroll	Y
Harvey	Y	Kerr	Y	Roberts	Y		

SR14-001 by Senator(s) Heath, Carroll, Cadman; --Concerning the appointment of officers and employees for the Senate convened in the Second Regular Session of the Sixty-ninth General Assembly.

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

COMMITTEE APPOINTMENTS

December 16, 2013

As you know, Senate rules require that, as the Majority Leader, I determine the balance of party representation on committees, the size of each committee and the majority party appointments to the committees, including chairs and vice-chairs.

Due to a recent Senate resignation, I have changed the size of the Senate Judiciary and Local Government committees, named Senator Andy Kerr the Chair of Senate Education, and appointed the new Senator Rachel Zenzinger as a member of Senate Education and Senate Local Government. New committee sizes are as follows:

<u>Committees</u>	<u>Majority</u>	<u>Minority</u>	<u>Committee Size</u>
State Affairs	3	2	5
BLT	4	3	7
Judiciary	3	2	5
Education	4	3	7
HHS	4	3	7
Agriculture	4	3	7
Finance	3	2	5
Local Government	4	3	7
Transportation	3	2	5
Appropriations	4	3	7

Agriculture, Natural Resources, and Energy

Senator Gail Schwartz-Chair
 Senator Matt Jones-Vice Chair

Senator Lois Tochtrop-Member	1
Senator Lucia Guzman-Member	2
	3
<u>Business, Labor, and Technology</u>	4
Senator Lois Tochtrop-Chair	5
Senator Cheri Jahn-Vice Chair	6
Senator Gail Schwartz-Member	7
Senator John Kefalas-Member	8
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<u>Education</u>	10
Senator Andy Kerr-Chair	11
Senator Michael Johnston-Vice Chair	12
Senator Nancy Todd-Member	13
Senator Rachel Zenzinger-Member	14
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<u>Finance</u>	16
Senator Michael Johnston-Chair	17
Senator Andy Kerr-Vice Chair	18
Senator Jessie Ulibarri-Member	19
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<u>Health and Human Services</u>	21
Senator Irene Aguilar-Chair	22
Senator Linda Newell-Vice Chair	23
Senator John Kefalas-Member	24
Senator Jeanne Nicholson-Member	25
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<u>Judiciary</u>	27
Senator Lucia Guzman-Chair	28
Senator Linda Newell-Vice Chair	29
Senator Michael Johnston-Member	30
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<u>Local Government</u>	32
Senator Jeanne Nicholson-Chair	33
Senator John Kefalas-Vice Chair	34
Senator Gail Schwartz-Member	35
Senator Rachel Zenzinger-Member	36
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<u>State, Veterans, and Military Affairs</u>	38
Senator Jessie Ulibarri-Chair	39
Senator Matt Jones-Vice Chair	40
Senator Irene Aguilar-Member	41
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<u>Transportation</u>	43
Senator Nancy Todd-Chair	44
Senator Cheri Jahn-Vice Chair	45
Senator Matt Jones-Member	46
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<u>Appropriations</u>	48
Senator Mary Hodge-Chair	49
Senator Pat Steadman-Vice Chair	50
Senator Jessie Ulibarri-Member	51
Senator Nancy Todd-Member	52
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I am happy to answer any questions you may have.	54
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Sincerely yours,	56
(signed)	57
Rollie Heath	58
Senate Majority Leader	59
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November 4, 2013	62
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The Honorable Lucia Guzman	64
President Pro Tempore of the Senate	65
State Capitol	66
Denver, CO	67
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Dear Madam President:	69
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I am pleased to appoint the following senators to serve on the Senate Committees of Reference:	71
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Agriculture and Natural Resources	Brophy, Harvey, Roberts	1
Business Affairs, Labor & Technology	Balmer, Baumgardner, Rivera	2
Education	Renfroe, Marble, Scheffel	3
Finance	Grantham, Hill	4
Health and Human Services	Lundberg, Crowder, Hill	5
Judiciary	Lundberg, King, Roberts	6
Local Government & Energy	Balmer, Marble	7
State, Veterans, & Military Affairs	Harvey, Herpin	8
Transportation	King, Rivera	9
Appropriations	Lambert, Harvey, Renfroe	10

Sincerely, 11
(signed) 12
Bill L. Cadman 13
Senate Minority Leader 14

cc: Senator Rollie Heath, Majority Leader 15
Cindi Markwell, Secretary of the Senate 16
Mike Mauer, Director of Legislative Council 17
Dan Cartin, Director of Legislative Council 18
Susan Liddle, Legislative Council 19

December 31, 2013 20

The Honorable Lucia Guzman 21
President Pro Tempore of the Senate 22
State Capitol 23
Denver, CO 24

Dear Madam President: 25

I am pleased to appoint Senator Kevin Grantham to the Senate Appropriations Committee 26
replacing Senator Scott Renfroe, effective immediately. 27

Sincerely, 28
(signed) 29
Bill L. Cadman 30
Senate Minority Leader 31

cc: Senator Rollie Heath, Majority Leader 32
Cindi Markwell, Secretary of the Senate 33
Mike Mauer, Director of Legislative Council 34
Dan Cartin, Director of Legislative Legal Services 35
Susan Liddle, Legislative Council 36
Senator Scott Renfroe, Republican Caucus Chair 37
Senator Kevin Grantham, Senate Republican Whip 38

December 31, 2013 39

The Honorable Lucia Guzman 40
President Pro Tempore of the Senate 41
State Capitol 42
Denver, CO 43

Dear Madam President: 44

With the change in size of the Senate Judiciary Committee and Senate Local Government 45
Committee, I am pleased to appoint Senator Bernie Herpin to the Senate Local 46
Government Committee and will be removing Senator Ellen Roberts from the Senate 47
Judiciary Committee. 48

Sincerely, 49
Bill L. Cadman 50
Senate Minority Leader 51

cc: Senator Rollie Heath, Majority Leader 52
Cindi Markwell, Secretary of the Senate 53
Mike Mauer, Director of Legislative Council 54
Dan Cartin, Director of Legislative Legal Services 55
Susan Liddle, Legislative Council 56

Senator Ellen Roberts
 Senator Bernie Herpin

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APPOINTMENTS BY THE PRESIDENT

Legislative Council Pursuant to Section 2-3-301, C.R.S., the President appointed Senator Lois Tochtrop as a member of the Legislative Council Committee.

Majority Leader Heath moved that the appointment to the Legislative Council Committee be confirmed.

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

Legal Services Pursuant to Section 2-3-502, C.R.S., the President appointed Senator Pat Steadman as a member of the Committee on Legal Services.

Majority Leader Heath moved that the appointment to the Committee on Legal Services be confirmed.

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

Capital Development The President appointed Senator Jahn as a member of the Capital Development Committee.

Majority Leader Heath moved that the appointment to the Capital Development Committee be confirmed.

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

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

Majority Leader Heath 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 8, 2014

Madam President:

The House has adopted and transmits herewith HJR14-1001.

Pursuant to the resolution, the Speaker has appointed Representatives Buckner, chairman, Vigil, and Murray.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR14-1001 by Representative(s) Hullinghorst, Ferrandino, DelGrosso; also Senator(s) Heath, Carroll, Cadman--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 Heath, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfro	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	Carroll	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The President appointed Senators Nicholson, Aguilar, and Rivera to serve on the committee to escort the Governor to the State of the State Address.

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

Senate in recess.

Remarks of President Carroll:

Good morning. Good morning Senator Cadman, to all of my Republican and Democratic colleagues, guests in the chamber, staff and people of Colorado. Thank you for joining us to help launch the 2014 legislative session.

(I also want to thank my partner and soul mate of 8 years for being here today and being the most supportive partner one can possibly hope for, Mike Weissman.)

Unity. The great seal of the United States carries the inscription, E Pluribus Unum. It means "out of many, one." This motto is who we are as Americans. It is who we are as Coloradans. We are one from many. We are all individuals with different life experiences, coming from different parts of the state or country. Our diversity and differences are a source of strength, and we are here united to serve one goal -- to diligently act as public servants for the people of Colorado.

We are here to work to create good-paying jobs, so that families can pay the bills, have a roof over their head, can afford daycare, send their kids to college or trade school, and enjoy economic security in their retirement. Our job is to pave the way so that Coloradans have the freedom to succeed. I have every reason to believe we can and will work together to accomplish that end.

Education is the backbone of a healthy democracy, a vibrant economy and is essential for individual liberty to pursue their dreams, their careers, their economic security and their passions. Affordable access to a college or trade school education is critical to protect our freedom to succeed.

EDUCATION

Education has always been somewhat of a religion in my family because they all had to fight for the education they received. They saved for it. They sacrificed for it. They cherished it. It opened doors and opened minds. Their story was part of Colorado's story and what education means to real people.

My grandfather Earl Carroll left his home in Illinois as a young man to come to Colorado to work on the railroad and as a ranch-hand in Craig, Colorado. He enlisted in the Army to serve in World War I and when he returned he wanted a college education, but couldn't afford to go. He added jobs, and did without. He described the familiar hunger pangs in great detail, as he would go hungry to help save money so he could get a college education. Like many students today, he didn't start college right after high school and interrupted his education during periods when he needed to work more to earn more money. He attended Colorado State University and went on to law school at the

University of Colorado. His education allowed him to make a good life for himself in Alamosa, Lamar, Springfield, Ridgeway, Gunnison and Hotchkiss. During The Depression, he lost a lot, but his education allowed him to survive better than many. But because of his education, he was able to come back strong and he never forgot or took it for granted.

My mom. My mom, Rebecca Bradley, was the first person in her family to complete a college education. When she was growing up in Denver and Aurora in the 1940s and 1950s, many people, including her own father, still believed the only possible future for a woman was to marry and have children. And while that might have been a good choice for some, for her this was a terrifying proposition. She was raised in an environment where she saw her mom trapped in a relationship, financially dependent on someone who, despite his other strengths, was also a controlling, and physically abusive man. Without an education or a job, her mom was entirely financially dependent on someone who was cruel and controlling in an era where divorce was quite unthinkable.

Freedom for my mom -- was an education.

My mom's path to independence -- was an education. But no one in her family had ever had a college education. Her father initially thought like many others at the time -- that a college education was wasted on a girl.

When my mom was 7, she and her younger brother were in the family car, stopped with a flat tire. While her father was changing the tire, he asked her brother, "what do you want to be when you grow up?" He wanted to be a big, strong trash man.

Then my mom asked, "don't you want to know what I want to be when I grow up?"

His answer. "We'll it doesn't matter, you're going to get married."

Her answer. "I don't want to get married. I don't want a man to be my boss."

His answer. "Well even if you go to work, a man will be your boss anyway."

My mom's answer. "No, I'll be my own boss."

Slap.

His response was to hit her in the face at the age of 7. She felt trapped. These life options were not OK to her.

Without any other support or role model, and in the face of active antagonism, my mom went to college at the University of Denver. She was able to go only because of financial aid and scholarships. She received her undergraduate degree in mathematics. Yet her calling was for social justice and as an advocate. She needed to find a way to help other people who lacked the power to fight for their rights. She went on to pursue a law school education at DU, also with the help of financial aid, and was one of only two women in her graduating law school class in 1966.

(I am proud to be joined today by mom and hero, Rebecca Bradley. Please help us welcome her to the Chamber).

While I too, didn't have the money to go to college, didn't go right after high school and had to work throughout college, the choices my parents and grandparents made to pursue higher education, opened doors for me. I worked 2 then 3 jobs after high school to save for college, but in the end I still could not have gone to college without financial aid either. I began at the Community College of Denver, transferred to CU Denver and completed my law degree at CU. This allowed me to practice law with my mother. To this date, we are still the only mother-daughter law firm I have encountered, but I hope there are many more. For my family, an education was not only a path for a career, but the path to freedom and independence, and acquiring the skills to advocate for other people and their rights. If you have been on the other side of being poor, trapped, or discriminated against, you don't forget it, and when you make it -- you have an obligation to ensure others can do the same.

Access to college or trade and technical education changes lives. Yet, the opportunities that were there for 3 generations before me in planting roots in Colorado are now going the wrong way, moving backwards -- and college is less affordable now than it was when I was in school.

- College tuition and fees have gone up more than 600% since 1985, more than gas, medical or energy inflation. This is nearly 6-times greater than the increase in general

- inflation during that same time. 1
- In 2000, the student share of tuition was 28%, and the state share was 72%. Today, in 2014, that has reversed, where the student share of tuition is now 65% and the state share is 35%. 2
- College textbooks have gone up 812% since 1978, more than three times the Consumer Price Index during the same period. 3
- Wages can't keep up. Wages have been stagnant, and yet over the same 10-year period tuition has tripled. 4
- The average student debt level is now over \$29,000 – almost doubling in just 8 years. 5
- There is nearly \$1 Trillion in outstanding student debt in the United States. 6

And it does matter: 7

- 70% of new jobs in CO will require college or an advanced degree by the end of the decade. 8
- 5,500 good paying jobs in CO are unfilled right now due to gap in skills training. 9
- In 2012, the youth unemployment rate nationally was 10% higher for those with a without a college degree. 10

What we are talking about is squeezing out economic and life opportunities for an entire generation. This is an unsustainable trend that threatens to weaken our economy. Shouldn't the next generation have the same or better opportunities than we did? This is about their freedom to succeed. It is about our freedom to succeed. 11

Our institutions of higher education are not only where economic opportunities are born but also serve as economic engines within our state, whether that be CU, Western State, Auraria, CSU, UNC, Adams State, Fort Lewis, Mines, Colorado Mesa or any of our Community Colleges or vocational, technical schools. 12

That is why we are introducing The College Affordability Act – Senate Bill 1. 13

The College Affordability Act reflects a shared priority between the Senate, the House, the Governor, and the Joint Budget Committee to put a dent in reversing this trend. Sen. Jahn, Sen. Kerr, Rep. McLachlan and Rep. Garcia are introducing this measure to add over \$100 million of re-investment to higher education, increasing both need-based and merit-based financial aid, and restoring a 6% cap on tuition rate increases. 14

A good education is inextricably tied to a healthy economy and individual opportunities and freedoms to pursue a person's strongest talents and desires. Educated people not only benefit from a higher employment rate and salary, but also help prompt entrepreneurship and job creation. Creating good-paying jobs that foster economic security is a priority for us all to provide the freedom to succeed. 15

JOB CREATION & ECONOMIC SECURITY 16

There is some good news in Colorado's economic health. We have out-paced most of the nation in our economic recovery, we have the 4th fastest job growth in the U.S. and that is projected to continue. Right now, CO's current unemployment rate is 6.5%; it was 7.5% a year ago. We are moving in the right direction. Colorado has a good story to tell. 17

- CO 1st in U.S. for labor supply. 18
- We are 2nd best state to start a business. 19
- CO 2nd best state for entrepreneurship & innovation. 20
- CO 4th best state for projected economic growth in U.S. 21
- And we have added 161,000 jobs and are one of the few states that have surpassed our pre-recession job levels. 22

But our recovery is not done and there is another story about our overall economic health that is not included in these figures. 23

- Our Chronic, Long-Term Unemployed is still too high. 24
- The US and CO have had stagnate wages for decades while the cost of living climbs 25
- Gap between the wealthiest and poorest grows greater every year 26
- The loss of good paying, middle class jobs has destabilized our economy 27

We know that a good paying job is essential to a person's freedom to succeed as well as the health of our overall economy, which is why I believe Colorado will see us unite in our commitment to continuing to grow good-paying jobs and pursue public policies that improve economic security. 28

This session you will see legislation and investment to advance: 29

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- Rural Access to High-Speed Internet 1
- Workforce development 2
- Job Growth incentives 3
- IT and Hospitality Career Pathways 4
- Assistance for small businesses to better compete for contracts 5
- Expanded Investment in Advanced Industries 6
- Increased Investment for the Colorado Careers Act 7
- (Bi-Partisan) Reductions in the Business Personal Property Tax that still protect local government share. 8

We also know that the freedom to seek and maintain a good-paying job is in no small way impacted by the cost and availability of childcare for working moms and dads. 9

CHILD CARE 10

- Colorado has the 5th most expensive child care in the U.S. 11
- The average annual cost for an infant in Colorado is over \$12,000 and over \$9,000 annually for a 4 year old. 12
- Day care is now actually higher than the average cost of in-state tuition at a Colorado 4-year college – and we all agree how expensive college tuition has become. 13
- This is an even bigger hurdle for women in the work force and is a major contributing factor behind the pay gap between men and women. 14

This is why we are: 15

- Enhancing Colorado's Child Care Tax Credit; and 16
- Enhancing Colorado's Childcare Assistance Program 17
- Continuing to explore models around the country that support employers who choose provide daycare for their workers 18

And as we continue to work to strengthen Colorado's economic recovery, we must keep our focus on helping families and communities devastated by floods and wildfires in Colorado. 19

FLOODS & FIRES 20

Colorado was hit by a once in 100 year flood in September that killed at least 8 people, damaged or destroyed 2,000 homes, washed out hundreds of miles of roads, completely cut off some communities, damaged nearly 2,000 square miles, shut down 1,900 oil & gas wells, strained wastewater systems, electrical systems, phone service, schools, and businesses. 21

Within an instant, heroes emerged. 22

- The first responders were swift, courageous and exceptional throughout the floods. They saved a 23-year-old young mother, Erin Brazzil from drowning as she was trapped in her car. Her 3-year-old daughter Autumn, still has a mother because of our first responders. 23
- Neighbors helped Carmen Aranda dig out of her driveway so she could transport her disabled son. 24
- Strangers pitched in without name, credit or recognition. The Boulder Mudslingers organized quickly to offer people power to step in where needed for people they had never met. 25
- Families set up the Donna Rune Fund when her driveway washed away and left her home stranded as an island. 26

Parents, children and siblings were separated and sometimes without the ability to communicate. Everyone impacted who survived hugged their children and loved ones a little tighter. 27

(We are joined by Parker and Bode Johnson and other families who victims of the recent flood. Would all here impacted by the flood please stand and let us welcome you to the Chamber.) 28

Significant recognition and thanks are due to our Fire Departments, Local Governments, Paramedics, Police, FEMA, and the National Guard. You saved lives often at great risk to your own. Thank you. 29

I also want to thank Governor Hickenlooper, CDOT and many of our state employees and others who worked around the clock to find as many ways as possible to expedite 30

recovery and relief in our flood-impacted communities. We created the bi-partisan Flood Disaster Study Committee and early bills created include:

- Removing red tape so local communities can expedite repair of roads and bridges.
- Waiving property taxes on destroyed properties

Disasters such as these serve to remind us that the things that matter most in life are the people we love and care about.

PAST SESSION & CIVIL UNIONS

Last session was a busy and productive session and much of what we actually worked on was eclipsed by marijuana and guns in the major headlines. While DC was criticized for doing too little, some questioned whether in CO we did too much. But 95% of all we did in CO we did with bi-partisan support and while some issues were no doubt controversial, most of the policies we pursued, and results we obtained, are supported by a strong majority of Coloradans. I want to thank you for the passage of civil unions and tell you why its passage was so important to me.

I met my friend Darin in 1997 in my first year of law school. We hit it off immediately. We bonded over the tyranny of law school and over an abidingly irreverent sense of humor. Soon after, I would meet Darin's partner, life-mate and soul-mate David Riffle, and the three of us were fast friends.

David was diagnosed on Valentine's Day -- February 14, 2012 -- with an aggressive form of cancer. He fought like a lion. David and Darin watched the 2012 session with great hope and interest, because after 16 years together, they wanted more than anything to enter in a civil union. While they could recognize their relationship in another state, it was important to them both that they be able to do so in their home state of Colorado. Yet civil unions did not pass that year.

David's health took a turn for the worse and he was in and out of hospitals for chemo-therapy and related infections common for people suffering from blood cancers. Last year, with bi-partisan support, we finally passed civil unions, and it was signed into law by Governor Hickenlooper on March 21, 2013. David and Darin were planning on being there, wanted to be there, but David was in the hospital and too sick to attend. Governor Hickenlooper saved him a pen that was used in signing the Civil Unions law and that historic pen was brought to David. I wish you could have been there to see what that signing pen meant to David and Darin.

The first civil union ceremonies were scheduled to begin at midnight on May 1, 2013. But on April 26, just 5 days before, Darin lost the love of his life, to cancer. It was too late for David & Darin to enter into a civil union in Colorado. But it was not too late for others. Sometimes, as Martin Luther King indicated, justice delayed really is justice denied.

(Darin is with us here today in the chamber -- and joining him are Darin and David's nephews, Pierson and Nathan Henry. Please join me in welcoming them to the chamber.)

I want to thank all of you for the work you did in moving Colorado closer to an equality state and to honor the freedom to love your soul-mate and the equal legal rights that go with it.

I want to thank Sen. Roberts and other Republicans for joining us in the final passage of civil unions. But that bi-partisan work and support on important bills was not the exception last session, despite the headlines, it was actually the norm.

WORKING TOGETHER

CO has a proud tradition of Democrats & Republicans working together. Last session in CO, 95% of the bills that passed were bi-partisan. CO has a proud tradition of living within our means with Democrats and Republicans working together to balance our budget every year. When we have identified duplication, waste or inefficiencies within our state, we have worked together to better streamline time and money.

- Sen. Balmer worked with me to help enhance property rights of homeowners in HOAs.
- Sen. Baumgardner carried out the historic work with Sen. Jahn in implementing the first-of-its-kind Amendment 64.
- Sen. Brophy and Hill helped pass in-state tuition for all CO kids who are residents of CO, along with Sen. Johnston and Giron.

- Sen. Cadman helped fight for justice for families who were victims of state negligence in wildfires with Sen. Morse. 1
- Sen. Crowder helped expand access to Medicaid and health care in rural Colorado along with Sen. Aguilar. 2
- Sens. Harvey and Sheffel helped Sen. Hudak and me protect rape victims from custody battles with a rapist when the rape results in the birth of a child. 3
- Sen. King worked to enhance the school resource officer programs in public schools with full Democratic support. 4
- Sen. Lambert helped make income tax modifications for recipients of the Military Family Relief Fund, a military support program I started in 2005. 5
- Sen. Renfroe worked with Sen. Hudak to facilitate direct deposit income tax refunds for college savings. 6

So, as you can see, working together was nothing unusual last session and this session we can do even better. 7

LET'S DEFY EXPECTATIONS TOGETHER 8

Yet public opinion of politicians, public servants or anyone in public office is at an all-time low. People are frustrated. They have come to expect the worst from us. 9

Our founders fought for a country that would represent the people and when elected officials are chosen through free and fair elections, government is no longer an "it" a "them" or an "other" or an "enemy", but a "we" and an "us" and "the people". 10

While we at the state level cannot fix all of the frustrations and disappointments people experience with elected officials, we can show that WE, here in Colorado, right here in this Senate chamber, are different. WE are better. They deserve to demand and expect more from us as elected leaders. 11

- Congressional approval is at an all-time low, with an approval rating of 9% and according to an October survey done by Public Policy Polls Congress is less popular than toe nail fungus and dog poop. 12
- People despise politicians. About.com describes the public sentiment about political debates as "shouting matches filled with insults and half-truths instead of forums for political candidates to express opposing points of view." 13
- Perhaps most disturbingly, according to the Atlantic millennials (people born between 1982 – 2003) don't see politics or government as a way to improve their communities, their country, or the world. 14
- Not surprisingly, there is even a hashtag called #politicansuck. 15

Let's defy those expectations together. 16

- People expect us to be self-serving, let's instead be public-serving. We can defy those expectations by putting the needs and interests of the people, and our districts above any personal or partisan interests. 17
- People expect us to fight and bicker, let's skip the shouting matches and instead problem-solve -- and in those few instances where we are unable to find agreement, let's do so respectfully. Our friendships across the aisle here, at home, among our friends is best path to forego the scorched earth politics, and see the basic humanity in each other and in our differing communities. 18
- People expect us to put politics over policy, let's instead put good public policy over politics and leave the campaigning and electioneering for after the legislative session and outside of the Capitol. 19
- People expect us to stall, delay and obstruct, let's instead move at a deliberate, thoughtful pace with timely results that serve the people of Colorado. 20
- People expect us to put special interests over their interests, let's become instead show through renewed outreach and listening how their ideas become our priorities. And when there are legitimate differences of opinion within our communities, let's mediate rather than divide. 21
- CO has a proud tradition of Democrats & Republicans working together. I am proud of this Chamber and the people who serve in it. I believe in the power of the people to shape and impact this process. We can all open our doors a little wider, do a little more customer service for our constituents, and put a little more time in trying to best utilize the full talents and knowledge of everyone to get to better results. 22
- If we do our job, we can defy expectations, serve the people of Colorado, keep the welcome mat out for all Coloradans to participate, and leave this State better than we found it. If we do our job, the people of Colorado will be free to succeed, take personal responsibility and pursue their dreams and goals -- at work, school and at home. 23

So let's unite and remember the motto on the great seal of the United States, E Pluribus Unum; "Out of Many, One" and make sure that we are working together to create the 24

freedom to succeed.

Thank you for caring about Colorado.

President Carroll recognized Minority Leader Cadman to address the Senate.

Remarks of Minority Leader Cadman:

"To be free is not merely to cast off one's chains, but to live in a way that respects and enhances the freedoms of others," Nelson Mandela.

Good morning President Carroll, Majority Leader Heath, Colleagues, families and guests. Good Morning Secretary Markwell.

Please help me welcome my Wife Lisa. I know I promised you an amazing dinner. What I may have failed to mention, is that we are all having that same dinner together.

It is our tradition to use opening day remarks to look ahead, to share thoughts, plans and hope for how our efforts in this institution will help shape Colorado's future. Opening day offers some themes that are bi-partisan, not all but we tend to focus more on collaboration than confrontation. We share our common concerns for the uncommon challenges of governing. Our tradition also includes looking back, reflecting on recent history, and just like we did last year, it's important to acknowledge and recognize the astounding events that occurred in 2013.

A year that brought Colorado horrific loss from fires, again. 2013 also brought flooding of biblical proportion and unfortunately, in 2013, Colorado experienced another year where unbelievable acts of violence took the lives of the innocent. To the families of Nathan Leon, Tom Clements and Claire Davis you will continue to be in our prayers. Having attended two of those memorial services, I know my own life was enriched by the celebration of their lives. All of us who attended those services are grateful their families.

Our state has had a couple very tough years, and our people have faced historic challenges. Confronted by these trials, we saw, again and again, neighbors, friends, and strangers becoming true heroes all across Colorado.

Predicting and preventing the kind of tragedies we experienced is a noble idea but a nearly impossible quest. Disasters and acts of violence are virtually beyond our control.

Emergency preparation and response is not beyond our control, it's a duty shared by individuals and organizations alike and what we witnessed from Colorado Springs, to Estes Park, From Boulder, to Greeley, from Lyons to the Royal Gorge was a shining example of the heart of Colorado and the spirit of her people. From first responders, to stay-at-home parents, from oil and gas workers to insurance adjusters, from farmers to financial executives, from the National Guard to community churches, from state and federal emergency personnel, to municipal employees. We saw all hands on deck.

The diversity of groups that responded at every crises was incredible, organizations included Jewish Colorado, Samaritan's Purse, Longmont Meals on Wheels, Black Forest Together, The Red Cross, Lutheran Family Services, Boulder Shelter for the Homeless, Catholic Charities of Denver, Weld Food Bank, and the list goes on and on. They all came together for Coloradans in need.

Our devastation was no match for our human spirit.

We have several folks who served during Colorado's disasters. They are special guests here representing all who served. I will ask them to stand, as well as all who are here who answered emergency calls across the state.

Colorado's fires and floods certainly made history. They were not the only notable events of 2013. Last year included the loss of a great leader, Nelson Mandela - a man who certainly left his mark on the entire world. 2013 also brought the 100th birthday of the income tax for some reason; we didn't celebrate that one here in February. That one continues to leave its mark. This chamber lost one of its own, and we celebrated Senator Gordon's life yesterday. What a fitting tribute to the life of a leader. Speaking of this chamber, of course, 2013 brought historic changes here.

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So now we have three brand new senators. I had a front row seat while you were each sworn in, but let me take this opportunity in front of our entire body to welcome and congratulate each of you. Senator Herpin, Senator Rivera, and Senator Zenzinger. You can tell whose new here, they are still smiling, because none of their bills have been to state affairs, yet.

I would be remiss if I didn't ask for everyone here to join me in thanking your predecessors, President Morse and Senators Giron and Hudak for their service.

Senator Guzman – Thank you for your service, you made history too. Assuming the helm under unpredictable circumstances you exhibited amazing grace. Colorado and most notably this chamber was well served by you.

2013 brought changes to this body. We all know what happened so I'm not going to discuss that. I won't discuss what happened, I will discuss why it happened.

I want to talk about why this happened - and not just the recalls. I want to talk about why the people of Colorado had such a visceral response to what took place in this legislature last session. I want to talk about why. Why we saw historic reactions by Coloradans to what their General Assembly produced during the 1st session of the 69th legislative term.

"History made every day" is the slogan of the popular cable network. Why did we make history so much history.

- Why did we make history with multiple recall attempts and we now have 3 new senators.

- Why Did We Make History with a lawsuit filed against the state by our own law enforcement officials. Why are 55 sheriffs suing over what we did here last year. They even have their own poster!!

- Why Did We Make History when nearly a dozen counties actually proposed seceding from their own state.

- Why Did We Make History when the people of this state rose up to soundly reject a ballot initiative that was predicated on what we passed last session?

- Quite The Historic Interim

We were here just a few months ago. Doesn't it seem hard to believe that all that really happened since we adjourned. History made everyday in Colorado. The question is why? Anyone, anyone? Bueler? Guns, taxes, rights, those are all part of the "what".

I know you are now all asking "Y".

It's pretty simple, it's a math problem.

Some of you think, right, you have the numbers, we have a math problem.

It's not the numbers. It's the formula. This math problem is the formula.

Last year this chamber was 20 Democrats, 15 Republicans. Those were the numbers, they are now 18-17. The numbers do change over time.

The formula was 20 Democrats versus 15 Republicans. I am not sure if there is a math symbol for versus, but here is one that applies - division. Democrats divided Republicans equaled = history made every day with recalls, lawsuits, secession and initiative rejection.

The formula is wrong. Democrats divided by Republicans does not produce outcomes that are representative of this state. In addition to the historic events, that formula produced a hyper-partisan toxin that affected this entire institution, those who serve here and all who visited here, we started looking like congress.

When the left side of this chamber is divided by the right side of this chamber, this place does not represent who's outside this chamber.

The left side divided by the right side does not represent whose outside.

When President Abraham Lincoln said a house divided cannot stand, he was talking about government. When Jesus said it he was talking about "Kingdoms in heaven and on earth, Government" I think they were on to something.

History made every day. Spanish philosopher Jorge Santayana, wisely cautioned those not

willing to learn from history are destined to repeat it. 1

Are we willing to learn from history or are we destined to repeat it? 2

Are we willing to agree that the formula here is broken, and are we willing to try a new 3

one? 4

What would the outcomes be if we replaced the division sign with an addition sign? 5

Instead of D's divided by R's, what if we try D's plus R's. We do have examples of that, 6

but they certainly fade when hyper-partisan politics and narrow special interests control 7

this institution from that lobby. 8

There are 35 of us here. We get elected in Districts. But everything we do, every vote we 9

cast, every dollar we spend affects the entire state - 5.3 million people. And for their sake, 10

we need to keep focused on our shared values and find common goals. Our challenges 11

continue year after year. 12

The challenges to do what's best for restarting our economy - the unemployment rate is 13

still 50% higher than in 2008. Colorado still has counties that are suffering double digit 14

unemployment. 15

- We are challenged do what's best for reviving rural Colorado, 16

- We Are Challenged to remove barriers to higher Education access for Colorado's 17

working families, we are challenged especially this year, to rebuild our infrastructure. 18

- We Are Greatly Challenged to do what's best for our kids and continued K-12 reform is 19

vital. 26% of Colorado students attend a school that is rated D or F. A quarter of our kids 20

head to a school every day that is failing to provide them the education guaranteed to them 21

by our constitution. This is unacceptable and inexcusable. If we don't fix this, we are 22

failing them. We Are Challenged by These issues they are complex - they are tough. 23

This chamber has only one session to work together to tackle them-one session. 24

Term limits guarantee at least 5 of us won't be back. (Schwartz, Tochtrop, Harvey, GOV 25

Brophy, Sen. Renfro) The upcoming campaign year brings uncertainty about who serves 26

here in the future. 27

Both sides will do their best to win more seats, both sides will do their best to "change the 28

numbers." 29

Our challenge today is to change the formula. Our challenge is to build up relationships 30

that tear down partisanship. 31

It's up to us, right here, right now - Democrats plus Republicans equals all of us 32

representing all of Colorado. 33

Next year, on Opening Day of 2015, will we look back and say we made history or 34

repeated it? 35

I will spare us all, I won't go through that list again. 36

If you believe The left side of this chamber plus the right side of this chamber equals 37

what's best for those who are outside of this chamber, then we can make history every day 38

- we have 119 to go. 39

Thank You. 40

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Senate reconvened. 42

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On motion of Majority Leader Heath, and with the unanimous consent of those elected to 44

the Senate, the words of President Morgan Carroll and Minority Leader Bill Cadman were 45

ordered spread upon the pages of the journal. 46

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Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-001 by Senator(s) Jahn and Kerr; also Representative(s) Garcia and McLachlan--Concerning making college education more affordable by imposing further restrictions on tuition increases, increasing financial aid, and increasing operating support for each governing board of a state-supported institution of higher education by eleven percent, and, in connection therewith, making an appropriation.
Education

SB14-002 by Senator(s) Carroll and Cadman, King, Guzman; also Representative(s) Ferrandino and DelGrosso, Stephens, Szabo, Kagan--Concerning transferring the safe2tell program to the department of law.
Education

SB14-003 by Senator(s) Nicholson, Kefalas, Ulibarri; also Representative(s) Pettersen, Fields, Exum-- Concerning child care assistance for working families.
Health & Human Services

SB14-004 by Senator(s) Todd, Grantham, Jahn, Marble, Newell; also Representative(s) Wilson and May, Coram, DelGrosso, Garcia, Hamner, Holbert, Landgraf, Mitsch Bush, Moreno, Murray, Peniston, Pettersen, Rankin, Singer, Szabo--Concerning the role and mission of community colleges.
Education

MESSAGE FROM THE GOVERNOR

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

May 9, 2013

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
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for a term expiring September 1, 2014:

David Leroy Bomberger of Castle Rock, Colorado, who has experience in insurance disability claims, and occasioned by the resignation of Monica Cortez-Sangster of Aurora, Colorado, appointed.

This Executive Order shall partially repeal and replace Executive Order 2013 060, only to the extent that the earlier Executive Order appointed Mr. David Leroy Bomberger to the

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Board of Directors of the Fire and Police Pension Association.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

June 14, 2013

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 CORRECTIONS

effective immediately for a term expiring at the pleasure of the Governor:

Rich Raemisch of Waunakee, Wisconsin, and occasioned by the resignation of Roger Werholtz of Lawrence, Kansas, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Judiciary

July 23, 2013

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:

COMMISSIONER OF INSURANCE

effective August 19, 2013 for a term expiring at the Pleasure of the Governor:

Marguerite Salazar of Alamosa, Colorado, appointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

August 23, 2013

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 PUBLIC HEALTH
AND ENVIRONMENT

effective September 16, 2013, for a term expiring at the Pleasure of the Governor:

Larry I. Wolk, MD, MSPH of Englewood, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

September 17, 2013

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
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for a term expiring September 1, 2015:

Todd A. Bower of Denver, Colorado, a full-time paid firefighter, reappointed;

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for a term expiring September 1, 2019:

Nick Nuanes of Denver, Colorado, a retired fire fighter, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor

Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

November 25, 2013

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 EQUALIZATION

for terms expiring September 2, 2017:

Sandra M. Adams of Denver, Colorado, to serve as a representative with knowledge of property taxation, reappointed;

Charles S. Brown of Littleton, Colorado, to serve as a representative with knowledge of property taxation, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor

Rec'd: 12/4/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Finance

December 2, 2013

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:

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MEMBERS OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY

for terms expiring October 1, 2017:

H. Webster Jones of Steamboat, Colorado, to serve as a representative of the Yampa White Drainage Basin, and planning and development, appointed;

Roy Ellsworth Heald of Colorado Springs, Colorado, to serve as a representative of the Arkansas Drainage Basin, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/4/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

December 20, 2013

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 PINNACOL ASSURANCE

for a term expiring January 1, 2016:

Bonnie Brown Dean of Greeley, Colorado, an employer whose liability is insured by Pinnacol, and occasioned by the resignation of John C. Plotkin of Lakewood, Colorado appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/26/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

Senate in recess. Senate reconvened.

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INTRODUCTION OF BILLS -- FIRST READING

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

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| SB14-005 | by Senator(s) Ulibarri; also Representative(s) Singer and Duran--Concerning alternative administrative remedies for the processing of certain wage claims, and, in connection therewith, amending the provisions for written notices of a wage claim. | 6 |
| | Judiciary | 7 |
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| SB14-006 | by Senator(s) Newell; also Representative(s) Peniston, Schafer--Concerning continuation of the early childhood educator development scholarship program. | 11 |
| | Education | 12 |
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| SB14-007 | by Senator(s) Lundberg and Jones, Kefalas, Kerr, Lambert, Nicholson, Renfroe; also Representative(s) Foote and DelGrosso, Humphrey, Singer, Sonnenberg, Young-- | 16 |
| | Concerning authority for a board of county commissioners to transfer county general fund moneys to its county road and bridge fund after a declared disaster emergency in the county. | 17 |
| | Local Government | 18 |
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| SB14-008 | by Senator(s) Roberts; --Concerning the creation of the wildfire information and resource center in the division of fire prevention and control in the department of public safety. | 23 |
| | Local Government | 24 |
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| SB14-009 | by Senator(s) Hodge; also Representative(s) Moreno--Concerning a disclosure of possible separate ownership of the mineral estate in the sale of real property. | 28 |
| | Judiciary | 29 |
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| SB14-010 | by Senator(s) Kefalas; also Representative(s) Fischer, Tyler--Concerning manufactured home communities, and, in connection therewith, preserving manufactured home communities and mitigating the impacts of relocation resulting from the redevelopment of such communities. | 33 |
| | Judiciary | 34 |
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| SB14-011 | by Senator(s) Heath; also Representative(s) Hullinghorst--Concerning the Colorado energy research authority. | 40 |
| | Agriculture, Natural Resources, & Energy | 41 |
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| SB14-012 | by Senator(s) Kefalas, Ulibarri; also Representative(s) Exum, Fields, Pettersen--Concerning the program for aid to the needy disabled. | 45 |
| | Health & Human Services | 46 |
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| SB14-013 | by Senator(s) King; --Concerning resources received by a recipient of an old age pension. | 50 |
| | Finance | 51 |
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| SB14-014 | by Senator(s) Kefalas, Ulibarri; also Representative(s) Pettersen, Exum, Fields--Concerning the property-related expense assistance grants for low-income seniors and individuals with disabilities. | 54 |
| | Health & Human Services | 55 |
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| SB14-015 | by Senator(s) Kerr; --Concerning the creation of a hospitality career grant program. | 60 |
| | Education | 61 |
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| SB14-016 | by Senator(s) Aguilar; also Representative(s) Moreno--Concerning the ability of certain health care facilities to provide emergency services outside a hospital setting. | 64 |
| | Health & Human Services | 65 |
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SB14-017	by Senator(s) Roberts and Hodge; also Representative(s) Vigil and Coram, Fischer-- Concerning a limitation on the approval of real estate developments that use water rights decreed for agricultural purposes to irrigate lawn grass. Agriculture, Natural Resources, & Energy	1 2 3 4 5 6
SB14-018	by Senator(s) Nicholson and Jones; also Representative(s) Hamner and Young--Concerning the prohibition against furnishing nicotine products to persons under eighteen years of age. Health & Human Services	7 8 9 10
SB14-019	by Senator(s) Steadman; also Representative(s) Moreno and Ginal--Concerning the state income tax filing status of two taxpayers who may legally file a joint federal income tax return. Finance	11 12 13 14 15 16
SB14-020	by Senator(s) Tochtrop; also Representative(s) Saine--Concerning administration of the motorcycle operator safety training program. Transportation	17 18 19 20 21
SB14-021	by Senator(s) Tochtrop and King, Newell; also Representative(s) Wright, Rosenthal-- Concerning the treatment of persons with mental illness who are involved in the criminal justice systems. Judiciary	22 23 24 25 26 27
SB14-022	by Senator(s) Kefalas, Ulibarri; also Representative(s) Fields, Exum, Pettersen--Concerning certified community development financial institutions, and, in connection therewith, authorizing the investment of public funds in such institutions and allowing the institutions to present a request for full or partial release of collateral pledged without presentation of the original promissory note. Finance	28 29 30 31 32 33 34 35
SB14-023	by Senator(s) Schwartz; --Concerning an authorization of the voluntary transfer of water efficiency savings to the Colorado water conservation board for instream use purposes in water divisions that include lands west of the continental divide. Agriculture, Natural Resources, & Energy	36 37 38 39 40 41
SB14-024	by Senator(s) Tochtrop; also Representative(s) Scott, Court, Dore, Peniston, Rosenthal, Schafer, Wright--Concerning the responsibilities of certain entities in managing volunteer firefighter pension plans that are affiliated with the fire and police pension association. Business, Labor, & Technology	42 43 44 45 46 47
SB14-025	by Senator(s) Hodge, Brophy, Jones, Roberts, Schwartz; also Representative(s) Fischer, Coram, Mitsch Bush, Sonnenberg, Vigil--Concerning grants for domestic wastewater treatment works for small communities. Agriculture, Natural Resources, & Energy	48 49 50 51 52 53
SB14-026	by Senator(s) Hodge, Brophy, Jones, Roberts, Schwartz; also Representative(s) Vigil, Coram, Fischer, Mitsch Bush, Sonnenberg--Concerning the removal of certain statutory printing requirements for information provided by the division of water resources. Agriculture, Natural Resources, & Energy	54 55 56 57 58 59
SB14-027	by Senator(s) Guzman; --Concerning criminal history background checks for professionals who have the authority to appear in court. Judiciary	60 61 62 63
SB14-028	by Senator(s) Jones; also Representative(s) Duran and Tyler--Concerning an expansion of eligibility for the receipt of disbursements from the electric vehicle grant fund for the installation of electric vehicle charging stations. Transportation	64 65 66 67 68 69 70

- SB14-029** by Senator(s) Newell; also Representative(s) Fischer--Concerning the establishment of a paint stewardship program for the environmentally sound disposal of postconsumer architectural paint.
Agriculture, Natural Resources, & Energy
- SB14-030** by Senator(s) Crowder; --Concerning the fee charged to issue a special license plate to a person with a distinguished flying cross that was awarded for valor.
Finance
- SB14-031** by Senator(s) Tochtrop; also Representative(s) Rosenthal, Court, Schafer--Concerning modifications to the administration of old hire police officers' and firefighters' pension plans.
Business, Labor, & Technology
- SB14-032** by Senator(s) Lundberg; --Concerning elimination of restrictions on the ability of alternative health care providers to treat children.
Health & Human Services
- SB14-033** by Senator(s) Lundberg, Brophy, Cadman, Grantham, Harvey, Herpin, Hill, Lambert, Marble, Rivera; --Concerning the creation of income tax credits for nonpublic education.
State, Veterans, & Military Affairs
- SB14-034** by Senator(s) Herpin; --Concerning strengthening the protection of the press.
Judiciary
- SB14-035** by Senator(s) Harvey; also Representative(s) Saine and Humphrey--Concerning measures to reduce the cost of compliance with Colorado's renewable energy standard, and, in connection therewith, repealing recent increases in the renewable component for cooperative electric associations.
State, Veterans, & Military Affairs
- SB14-036** by Senator(s) Baumgardner; --Concerning the creation of an emergency medical services license plate for motor vehicles.
Finance
- SB14-037** by Senator(s) Marble; also Representative(s) Wright and Nordberg, Buck, Humphrey, Saine--Concerning prohibitions on the use by recipients of public benefits of automated teller machines at certain establishments.
State, Veterans, & Military Affairs
- SB14-038** by Senator(s) Renfroe; also Representative(s) Everett--Concerning eliminating the governor's authority to restrict the distribution of firearms during a state of disaster emergency.
State, Veterans, & Military Affairs
- SB14-039** by Senator(s) Balmer, Guzman; also Representative(s) McCann and Court--Concerning a grant of limited authority to emergency medical service providers to voluntarily provide preveterinary emergency care to certain domesticated animals.
Health & Human Services
- SB14-040** by Senator(s) Brophy; --Concerning the ability of a health insurer to offer to Colorado consumers an individual health benefit plan that is approved for issuance in another state.
State, Veterans, & Military Affairs
- SB14-041** by Senator(s) Herpin; --Concerning the creation of a USS Colorado license plate for motor vehicles.
Finance

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SB14-042 by Senator(s) Scheffel; --Concerning the elimination of the limit on the term of a business incentive agreement that a local government enters into with a taxpayer who pays business personal property tax.
 State, Veterans, & Military Affairs

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SB14-043 by Senator(s) Grantham, Tochtrop; --Concerning the inclusion of certain land areas used to grow products that originate above the ground within the classification of "all other agricultural property" for property tax purposes.
 Finance

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SB14-044 by Senator(s) Hill; --Concerning an alternative to required payments to register a motor vehicle for older Coloradans.
 State, Veterans, & Military Affairs

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SB14-045 by Senator(s) Lambert; --Concerning the responsibility of local officials in connection with the management of wildland fires.
 State, Veterans, & Military Affairs

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On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Thursday, January 9, 2014.

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Approved:

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Morgan Carroll
President of the Senate

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Attest:

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Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

2nd Legislative Day

Thursday, January 9, 2014

Prayer	By the chaplain, Dr. Gene Selander, Crystal Clear Ministries, Denver.	10
Call to Order	By the President at 10:00 a.m.	11
Pledge	By Senator Hill.	12
Roll Call	Present--34 Excused--1, Jones. Present later--1, Jones.	13
Quorum	The President announced a quorum present.	14
Reading of Journal	On motion of Senator Kefalas, reading of the Journal of Wednesday, January 8, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Printed: SB14-001, 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, 039, 040, 041, 042, 043, 044 and 045; SJR14-001; SR14-001.

Correctly Engrossed: SJR14-001.

Correctly Revised: HJR14-001.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-046	by Senator(s) Nicholson, Tochtrop, Jones; also Representative(s) Exum--Concerning a grant program to increase local firefighter safety. Local Government	26
SB14-047	by Senator(s) Tochtrop and Roberts; --Concerning the payment of death benefits for seasonal wildland firefighters killed in the line of duty. Local Government	27
SB14-048	by Senator(s) Guzman; --Concerning use of the most recent United States census bureau mortality table as evidence of the expectancy of continued life of any person in a civil action in Colorado. Judiciary	28
SB14-049	by Senator(s) Heath; also Representative(s) Priola--Concerning endangering public utility transmission. Judiciary	29

CONSIDERATION OF RESOLUTIONS

SR14-001 by Senator(s) Heath, Carroll, Cadman; --Concerning the appointment of officers and employees for the Senate convened in the Second Regular Session of the Sixty-ninth General Assembly.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Senate in recess. Senate reconvened.

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Representative Duran was removed as House joint prime sponsor with Representative Singer and Senator Ulibarri on SB14-005.

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Friday, January 10, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

3rd Legislative Day Friday, January 10, 2014

Prayer	By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.	1 2 3 4 5 6 7 8 9 10 11
Call to Order	By the President at 10:00 a.m.	12 13 14 15
Pledge	By Senator Hill.	16 17
Roll Call	Present--35	18 19
Quorum	The President announced a quorum present.	20 21
Reading of Journal	On motion of Senator Kefalas, reading of the Journal of Thursday, January 9, 2013, was dispensed with and the Journal was approved as corrected by the Secretary.	22 23 24 25 26 27

SENATE SERVICES REPORT

Correctly Printed: SB14-046, 047, 048 and 049.
Correctly Engrossed: SR14-001.
Correctly Enrolled: SR14-001.

COMMITTEE OF REFERENCE REPORTS

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 confirmed:	28 29 30 31 32 33 34 35 36 37 38 39 40 41
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EXECUTIVE DIRECTOR OF THE
 DEPARTMENT OF PUBLIC HEALTH
 AND ENVIRONMENT

effective September 16, 2013, for a term expiring at the Pleasure of the Governor:
 Larry I. Wolk, MD, MSPH of Englewood, Colorado, appointed.

MESSAGE FROM THE HOUSE

January 10, 2014
 Madam President:
 The House has adopted and returns herewith SJR14-001.

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INTRODUCTION OF BILLS -- FIRST READING

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

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| SB14-050 | by Senator(s) Aguilar; also Representative(s) Moreno--Concerning financial assistance in Colorado hospitals.
Health & Human Services | 9
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| SB14-051 | by Senator(s) Tochtrop; also Representative(s) Saine--Concerning access to records relating to the adoption of children.
Judiciary | 13
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| SB14-052 | by Senator(s) Crowder; also Representative(s) Sonnenberg--Concerning actions taken to remediate soil erosion creating property damage.
Agriculture, Natural Resources, & Energy | 18
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| SB14-053 | by Senator(s) Rivera; also Representative(s) Navarro--Concerning a requirement that the transportation commission prioritize for completion a project to functionally update or ensure the safe use of all elements of the state transportation system located on interstate 25 near mile marker 108.
Transportation | 23
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| SB14-054 | by Senator(s) Balmer; also Representative(s) Pabon--Concerning the ability of an alcohol beverage licensee to petition the licensing authority to pay a fine in lieu of a license suspension ordered by the licensing authority.
Business, Labor, & Technology | 29
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| SB14-055 | by Senator(s) Steadman, Hodge, Jahn; also Representative(s) Coram--Concerning more precise specification of the class of vehicles subject to the daily vehicle rental fee.
Business, Labor, & Technology | 36
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| SB14-056 | by Senator(s) Rivera, Grantham, Scheffel; also Representative(s) Coram and Scott--Concerning a potential waiver of the fees required for issuance of special armed forces license plates for motor vehicles to military veterans.
Finance | 41
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| SB14-057 | by Senator(s) Heath; also Representative(s) Hullinghorst--Concerning continuation of enhanced unemployment insurance benefits for unemployed individuals participating in approved training programs.
Business, Labor, & Technology | 47
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| SB14-058 | by Senator(s) Todd; also Representative(s) Murray--Concerning high school equivalency examinations in Colorado.
Education | 53
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| SB14-059 | by Senator(s) Guzman; also Representative(s) Lawrence--Concerning eliminating the statute of limitations for offenses that accompany sex offenses that are not subject to a statute of limitations.
Judiciary | 58
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| SB14-060 | by Senator(s) Todd and King; also Representative(s) Coram and Williams--Concerning the authorization of the department of transportation to conduct flagperson training.
Transportation | 64
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| SB14-061 | by Senator(s) Hill; --Concerning a requirement to inform the United States bureau of immigration and customs enforcement when a convicted felon is in the country illegally.
Judiciary | 69
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SB14-062 by Senator(s) Guzman and Roberts; also Representative(s) Foote and Gardner--Concerning reinstatement of the parent-child legal relationship.
Judiciary

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR14-002 by Senator(s) Kefalas, Aguilar, Newell; --Concerning civility and respect in the Colorado General Assembly.

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

MESSAGE FROM THE GOVERNOR

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

May 9, 2013

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
PRIVATE OCCUPATIONAL SCHOOL BOARD**

for a term expiring July 1, 2014:

Joseph James Wolf of Arvada, Colorado, a representative of the general public who is employed by a lending institution located in Colorado and is familiar with the Colorado college access network, and occasioned by the resignation of Earl F. Douglass of Lakewood, Colorado appointed;

for a term expiring July 1, 2015:

Richard Semakula of Centennial, Colorado, a representative of a private occupational school, and occasioned by the resignation of Jennifer Lynn Sprague of Thornton, Colorado appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

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May 9, 2013

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
COLORADO COMMISSION ON HIGHER EDUCATION

for a term expiring July 1, 2017:

Regina Marie Rodriguez of Denver, Colorado, a resident of the 7th Congressional District and a Democrat, reappointed.

This Executive Order shall partially repeal and replace Executive Order A 2013 043, only to the extent that the earlier Executive Order appointed Ms. Regina Marie Rodriguez to the Colorado Commission on Higher Education.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

May 9, 2013

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 TRUSTEES FOR COLORADO MESA UNIVERSITY

for a term expiring December 31, 2016:

Bror Douglas Quimby of Colorado Springs, appointed.

This Executive Order shall partially repeal and replace Executive Order A 2012 118, only to the extent that the earlier Executive Order appointed Mr. Bror Douglas Quimby to the Board of Trustees for Colorado Mesa University.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

May 23, 2013

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
COLORADO COMMISSION ON HIGHER EDUCATION

for a term expiring July 1, 2015:

Kevin Lamar Reimer of Grand Junction, to serve as a member west of the Continental Divide, a representative of the Third Congressional District and as a Republican, and occasioned by the resignation of Larry B. Beckner of Grand Junction, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

July 11, 2013

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
TRANSPORTATION COMMISSION

for a term expiring July 1, 2015:

Douglas E. Aden of Grand Junction, Colorado, to serve as a commissioner from the Seventh Transportation District, reappointed;

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for terms expiring July 1, 2017:

Shannon Margaret Gifford, CFA of Denver, Colorado, to serve as a commissioner from the First Transportation District, appointed;

Gary Michael Reiff of Englewood, Colorado, to serve as a commissioner from the Third Transportation District, reappointed;

Sidny Kay Zink of Durango, Colorado, to serve as a commissioner from the Eighth Transportation District, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec': 12/13/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Transportation

July 19, 2013

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
COLORADO LOTTERY COMMISSION

for a term expiring July 1, 2017:

Hon. Charles Dennis Maes of Pueblo, Colorado, an attorney admitted to the practice of law in Colorado for not less than five years, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Finance

July 29, 2013

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
TRANSPORTATION COMMISSION

for a term expiring July 1, 2017:

William Thiebaut, Jr., of Pueblo, Colorado, to serve as a commissioner from the 10th Transportation District, 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: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Transportation

August 1, 2013

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, 2017:

Susan G. Murphy 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 a Democrat, reappointed.

Sincerely,

Joseph A. Garcia
Lt. Governor, acting on behalf
of the State while Governor John W.
Hickenlooper is absent from the State.
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Finance

August 30, 2013

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 PRIVATE OCCUPATIONAL SCHOOL BOARD

for a term expiring July 1, 2014:

Rochelle G. Krovitz of Greenwood Village, Colorado, a representative of the general public, and occasioned by the resignation of Winnifred S. Rovig of Glenwood Springs, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

November 13, 2013

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 STATE BOARD FOR COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION

effective December 31, 2013 for terms expiring December 31, 2017:

Richard E. Martinez, Jr., of Centennial, Colorado, an unaffiliated from the Sixth Congressional District, reappointed ;

Jean K. White of Hayden, Colorado, a Republican and a resident of the 3rd Congressional District, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/22/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

November 26, 2013

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for terms expiring November 1, 2017:

William Joseph Hybl of Colorado Springs, Colorado, a Republican residing in the Fifth Congressional District, appointed;

Michael Cafasso of Pueblo, Colorado, a Democrat residing in the Third Congressional District and the county of the fair, who has expertise in finance through management-level experience in banking, appointed;

David J. Galli of Pueblo, Colorado, a Democrat residing in the Third Congressional District and the county of the fair, who has expertise in finance through management-level experience in banking, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/4/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

November 27, 2013

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 FORT LEWIS COLLEGE

effective December 31, 2013, for a term expiring December 31, 2016:

Karen D. Wilde of Aurora, Colorado, a Democrat, reappointed;

effective December 31, 2013, for a term expiring December 31, 2017:

John M. Wells of Durango, Colorado, an Unaffiliated, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/4/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

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November 27, 2013

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 SCHOOL OF MINES, BOARD OF TRUSTEES

effective December 31, 2013, for terms expiring December 31, 2017:

Stewart A. Bliss of Denver, Colorado, a Republican who is not a graduate of the Colorado School of Mines, reappointed;

Thomas E. Jorden of Centennial, Colorado, an Unaffiliated graduate of the Colorado School of Mines, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/4/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

November 27, 2013

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 ADAMS STATE UNIVERSITY

effective December 31, 2013, terms expiring December 31, 2017:

Arnold Salazar of Alamosa, Colorado, a Democrat, to serve as a representative of Alamosa County, reappointed;

Kathleen J. Rogers of Alamosa, Colorado, a Republican, to serve as a representative of Alamosa County, appointed;

Randy Wright of Alamosa, Colorado, a Republican, appointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/4/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

December 2, 2013

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 FOR
WESTERN STATE COLORADO UNIVERSITY

effective December 31, 2013, for terms expiring December 31, 2017:

Noelle E. Hagan of Gunnison, Colorado, a Democrat, reappointed;

James G. Oates of Gunnison, Colorado, a Republican, appointed;

Aquino G. Gallegos of San Luis, Colorado, a Democrat, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/4/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

December 5, 2013

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
BOARD OF TRUSTEES FOR THE
UNIVERSITY OF NORTHERN COLORADO

effective December 31, 2013, for terms expiring December 31, 2017:

Richard L. Monfort of Greeley, Colorado, a Republican, reappointed;

Christine M. Scanlan of Dillon, Colorado, a Democrat, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/12/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

December 2, 2013

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 COLORADO MESA UNIVERSITY

effective December 31, 2013, for a term expiring December 31, 2016:

Tilman "Tillie" Bishop of Grand Junction, Colorado, a Republican, and occasioned by the resignation of Margo M. Pinto of Englewood, Colorado, appointed;

effective December 31, 2013, for terms expiring December 31, 2017:

Robert Glen Wilson of Grand Junction, Colorado, a Republican and resident of Mesa County, reappointed;

Daniel R. Robinson of Grand Junction, Colorado, a Democrat and resident of Mesa County, reappointed;

Randolph "Ray" Martinez of Fort Collins, Colorado, a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/4/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

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December 13, 2013

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 CHILDREN'S TRUST FUND BOARD

for terms expiring November 7, 2016:

Jennifer Kelloff of Denver, Colorado, to serve as a member with knowledge of child abuse prevention, appointed;

Lisa Merlino of Broomfield, Colorado, to serve as a member with knowledge of child abuse prevention, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/17/2013
Max Majors, Assistant Secretary of the Senate

Committee on Health & Human Services

December 18, 2013

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
COLORADO WILDLIFE HABITAT STAMP COMMITTEE

effective December 31, 2013, for a term expiring December 31, 2017:

Patricia Dorsey of Bayfield, Colorado, a representative of the Division of Parks and Wildlife who is also a wildlife biologist, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/23/2013
Max Majors, Assistant Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

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December 30, 2013

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
JUVENILE PAROLE BOARD

for terms expiring November 15, 2017:

Margaret "Meg" H. Williams of Golden, Colorado, to serve as a representative of the Colorado Department of Public Safety, reappointed;

Paula Ramaekers-Mattas of Grand Junction, Colorado, to serve as a public at-large member from the Western Slope, reappointed;

Carmen Q. Nelson of Denver, Colorado, to serve as a public member, appointed;

James A. Keown of Thornton, Colorado, to serve as a representative from the Colorado Department of Labor and Employment, reappointed;

for terms expiring November 15, 2018:

David Owen Sleigh of Grand Junction, Colorado, to serve as a public member/not employed by state government, appointed;

Daniel L. Casey of Thornton, Colorado, to serve as a representative from the Colorado Department of Human Services, appointed;

Karen L.G. Wilmes of Westminster, Colorado, to serve as a public member/not employed by state government, appointed;

Candace Marie Hawkins of Thornton, Colorado, to serve as a representative of the Colorado Department of Education, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/31/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Judiciary

December 30, 2013

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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MEMBER OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

for a term expiring July 1, 2015:

John L. Anderson of Durango, Colorado, to serve as a member west of the Continental Divide, a representative of the Third Congressional District and as a Republican, and occasioned by the resignation of Kevin Lamar Reimer of Grand Junction, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/31/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

December 30, 2013

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

for terms expiring December 31, 2017:

Scott C. Johnson of Kit Carson, Colorado, to serve as a member who has substantial experience in the production of agriculture, and as a Republican, reappointed;

Nancy R. Tuor of Parker, Colorado, to serve as a Democrat, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/6/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Education

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HJR14-1001; SR14-001.

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On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, January 13, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

6th Legislative Day

Monday, January 13, 2014

Prayer	By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.	11
Call to Order	By the President at 10:00 a.m.	13
Pledge	By Senator Kerr.	16
Roll Call	Present--35	18
Quorum	The President announced a quorum present.	20
Reading of Journal	On motion of Senator Balmer, reading of the Journal of Friday, January 10, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	22

SENATE SERVICES REPORT

Correctly Printed: SB14-050, 051, 052, 053, 054, 055, 056, 057, 058, 059, 060, 061 and 062; SJR14-002.
Correctly Enrolled: SJR14-001.

CONSIDERATION OF RESOLUTIONS

SJR14-002	by Senator(s) Kefalas, Aguilar, Newell; also Representative(s) Ginal and Fischer-- Concerning civility and respect in the Colorado General Assembly.	39
	Laid over until Wednesday, January 15, retaining its place on the calendar.	42

MESSAGE FROM THE GOVERNOR

Appointment	Letters of designation and appointment from Governor John W. Hickenlooper were read and assigned to committees as follows:	49
	May 9, 2013	53
	To the Honorable Colorado Senate Colorado General Assembly State Capitol Building Denver, CO 80203	55
	Ladies and Gentlemen:	61
	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:	63

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MEMBER OF THE
COLORADO HOUSING AND FINANCE AUTHORITY
BOARD OF DIRECTORS

for a term expiring July 1, 2017:

James M. Hahn of Englewood, Colorado, to serve as a person experienced in mortgage banking transactions, reappointed.

This Executive Order shall partially repeal and replace Executive Order A 2013 067, only to the extent that the earlier Executive Order reappointed Mr. James M. Hahn to the Colorado Housing and Finance Authority Board of Directors.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

May 10, 2013

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 THE
GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2017:

Peggy E. Montano of Denver, Colorado, a Democrat and resident of the 1st Congressional District, reappointed;

Alan E. Schwartz of Snowmass Village, Colorado, a Democrat and resident of the 3rd Congressional District and West of the Continental Divide, reappointed;

Natalie Jo Rogers of Yuma, Colorado, an Unaffiliated and resident of the 4th Congressional District, appointed;

Heather Lee Carroll of Colorado Springs, Colorado, a Democrat and resident of the 5th Congressional District, reappointed;

Linda Jean Strand of Aurora, Colorado, a Democrat and resident of the 6th Congressional District, appointed;

Jason B. Brinkley of Aurora, Colorado, a Republican and resident of the 6th Congressional District, appointed;

James R. Spaanstra of Lakewood, Colorado, a Democrat and resident of the 7th Congressional District, reappointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

May 23, 2013

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
HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD**

for a term expiring at the pleasure of the Governor:

David R. Livingston of Denver Colorado, to serve as the Chairman of the Hospital Provider Fee Oversight and Advisory Board, appointed;

for terms expiring May 15, 2017:

David R. Livingston of Denver, Colorado, a representative of a business that purchases or otherwise provides health insurance for its employees, appointed;

Dr. Jeremiah A. Bartley of Brighton, Colorado, a member of the health care industry who does not represent a hospital or health insurance carrier, reappointed;

Madeleine L. Roberson of Greenwood Village, Colorado, an employee of a hospital in Colorado, reappointed;

James E. Shmerling of Denver, Colorado, an employee of a safety-net hospital in Colorado, reappointed;

Christopher W. Underwood of Evergreen, Colorado, an employee of the state department, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

June 7, 2013

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:

MEMBERS OF THE COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for terms expiring June 1, 2017:

Anne Catherine Klein of Durango, Colorado, to serve as an at large member from tourism-based industries, and from a small community, appointed;

Barbara Jean Bowman of Grand Junction, Colorado, to serve as a representative of cultural event and facility groups, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

June 14, 2013

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 AGRICULTURAL DEVELOPMENT AUTHORITY BOARD OF DIRECTORS

for a term expiring June 30, 2017:

Randall A. Wilks of Burlington, Colorado, a Democrat, to serve as a member with knowledge of agricultural activity in the state, and who shall represent the various agriculture operations and geographical regions of the state, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

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June 26, 2013

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
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2017:

Jeanne Horne of Meeker, Colorado, as a representative of sports persons and outfitters and west of the Continental Divide, reappointed;

James C. Pribyl of Boulder, Colorado, as a member at large, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

July 1, 2013

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
BOARD OF ASSESSMENT APPEALS

for a term expiring July 1, 2017:

Debra Ann Baumbach of Littleton, reappointed;

for terms expiring July 1, 2014:

MaryKay Kelley of Silverthorne, Colorado, reappointed;

Ann Louesa Maricle of Denver, Colorado reappointed;

Gregg A. Near of Lakewood, Colorado, reappointed;

Amy J. Williams of Hayden, Colorado, engaged in agricultural, reappointed;

Brooke Blair Leer of Greenwood Village, Colorado, reappointed.

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Sincerely,
 (signed)
 John W. Hickenlooper
 Governor
 Rec'd: 11/6/2013
 Cindi L. Markwell, Secretary of the Senate
 Committee on Business, Labor, & Technology

July 19, 2013

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:

Sheriff Douglas N. Darr of Thornton, Colorado, to serve as a member from the Seventh Congressional District, and a representative of law enforcement and as a Democrat, reappointed.

Sincerely,
 (signed)
 John W. Hickenlooper
 Governor
 Rec'd: 11/6/2013
 Cindi L. Markwell, Secretary of the Senate

Committee on Finance

August 12, 2013

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:

BOARD OF DIRECTORS OF
 DENVER METROPOLITAN
 MAJOR LEAGUE STADIUM DISTRICT

for terms expiring August 1, 2014:

F. Robert Lee of Littleton, Colorado, reappointed;

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Patricia D. Baca of Denver, Colorado, reappointed; 1
 John P. Dikeou of Denver, Colorado, reappointed; 2
 for terms expiring August 1, 2015: 3
 Raymond T. Baker of Lakewood, Colorado, reappointed; 4
 Patricia G. Imhoff of Greenwood Village, Colorado, reappointed; 5
 for terms expiring August 1, 2017: 6
 William "Wil" D. Alston of Denver, Colorado, reappointed; 7
 Ruben A. Valdez of Lakewood, Colorado, reappointed. 8

Sincerely, 9
 (signed) 10
 John W. Hickenlooper 11
 Governor 12
 Rec'd: 11/6/2013 13
 Cindi L. Markwell, Secretary of the Senate 14

Committee on Business, Labor, & Technology 15
 August 30, 2013 16

To the Honorable 17
 Colorado Senate 18
 Colorado General Assembly 19
 State Capitol Building 20
 Denver, CO 80203 21

Ladies and Gentlemen: 22
 Pursuant to the powers conferred upon me by the Constitution and Laws of the State of 23
 Colorado, I have the honor to designate, appoint and submit to your consideration, the 24
 following: 25

**MEMBER OF THE
 STATE HOUSING BOARD**

for a term expiring January 31, 2015: 26
 Raymond Timothy Hudner of Grand Junction, Colorado, a Republican and resident of 27
 the Third Congressional District, to fill the vacancy occasioned by the resignation of 28
 James A. Coil of Grand Junction, Colorado, a Democrat and resident of the Third 29
 Congressional District. 30

Sincerely, 31
 (signed) 32
 John W. Hickenlooper 33
 Governor 34
 Rec'd: 11/6/2013 35
 Cindi L. Markwell, Secretary of the Senate 36
 Committee on Local Government 37

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October 24, 2013

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
HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD

for a term expiring May 15, 2017:

Mirna Ramirez-Castro of Thornton, Colorado, a consumer of health care who is not a representative or an employee of a hospital, health insurance carrier, or other health care industry entity, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

October 31, 2013

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
HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD

for a term expiring May 15, 2015:

John Gardner of Yuma, Colorado, an employee of a rural hospital in Colorado, and to fill the vacancy occasioned by the resignation of Henry Garvin of Alamosa, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

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November 26, 2013

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

for a term expiring July 1, 2017:

Pam Oldham Inmann of Castle Rock, Colorado, and a resident of the Fourth Congressional District, who has been engaged in business in a management-level capacity for at least five years, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/4/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday, January 14, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

7th Legislative Day Tuesday, January 14, 2014

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Prayer	By the chaplain, Pastor Bob Kaylor, Tri-Lakes United Methodist Church, Monument.	10 11
Call to Order	By the President at 9:00 a.m.	12 13 14
Pledge	By Senator Kerr.	15 16 17
Roll Call	Present--34 Excused--1, Hill. Present later--1, Hill.	18 19 20 21
Quorum	The President announced a quorum present.	22 23
Reading of Journal	On motion of Senator Balmer, reading of the Journal of Monday, January 13, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	24 25 26

On motion of Majority Leader Heath, 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 to honor retiring Chief Justice of the Colorado Supreme Court, Michael L. Bender.

On motion of Majority Leader Heath, 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 Chief Justice of the Colorado Supreme Court, Michael L. Bender, to enter the well of the Senate to receive a tribute for his years of service to the State of Colorado.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Judiciary	The Committee on <u>Judiciary</u> has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:	51 52 53 54 55
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EXECUTIVE DIRECTOR OF THE
 DEPARTMENT OF CORRECTIONS

effective immediately for a term expiring at the pleasure of the Governor:

Richard Raemisch of Waunakee, Wisconsin, and occasioned by the resignation of Roger Werholtz of Lawrence, Kansas, appointed.

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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 appointment and recommends that the appointment be confirmed:

COMMISSIONER OF INSURANCE

effective August 19, 2013 for a term expiring at the Pleasure of the Governor:

Marguerite Salazar of Alamosa, Colorado, 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 confirmed:

MEMBER OF THE
BOARD OF PINNACOL ASSURANCE

for a term expiring January 1, 2016:

Bonnie Brown Dean of Greeley, Colorado, an employer whose liability is insured by Pinnacol, and occasioned by the resignation of John C. Plotkin of Lakewood, Colorado appointed.

MESSAGE FROM THE HOUSE

January 13, 2014

Madam President:

The House has adopted and transmits herewith HJR14-1002.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-063

by Senator(s) Marble, Balmer, Baumgardner, Cadman, Crowder, Grantham, Harvey, Herpin, King, Lambert, Lundberg, Renfro, Rivera, Scheffel, Steadman, Todd, Ulibarri; also Representative(s) Saine, Moreno, Everett, Nordberg, Pabon--Concerning the mandatory review of existing executive branch agency rules conducted by each principal department.

State, Veterans, & Military Affairs

SB14-064

by Senator(s) Ulibarri, Guzman; also Representative(s) Salazar--Concerning restricting the use of long-term isolated confinement for inmates with serious mental illness.

Judiciary

SB14-065

by Senator(s) Harvey; also Representative(s) Holbert--Concerning the prohibition on a political subdivision pledging business personal property tax revenue to pay future financial obligations.

State, Veterans, & Military Affairs

SB14-066

by Senator(s) Steadman and Harvey; --Concerning the reallocation of the conservation trust fund to a metropolitan district that provides parks and recreation services exclusively within and includes territory exclusively within the unincorporated area of a county.

Local Government

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- SB14-067** by Senator(s) Aguilar; also Representative(s) Singer--Concerning aligning certain state medical assistance programs' eligibility laws with the federal "Patient Protection and Affordable Care Act".
Health & Human Services
- SB14-068** by Senator(s) Lambert; also Representative(s) Priola--Concerning a modification of retirement eligibility for members of the public employees' retirement association.
State, Veterans, & Military Affairs
- SB14-069** by Senator(s) Brophy; --Concerning requiring a ruling within three years of the filing of the notice of appeal on a death penalty unitary appeal.
Judiciary
- SB14-070** by Senator(s) Lundberg; --Concerning the application of the "Colorado Open Records Act" to private associations of elected officials funded at least partially through public moneys.
Judiciary
- SB14-071** by Senator(s) Lundberg; --Concerning the ability of an elector to opt out of receiving ballots by mail.
State, Veterans, & Military Affairs
- SB14-072** by Senator(s) Brophy; also Representative(s) Fischer--Concerning treatment of the September 2013 floods as replacing certain out-of-priority groundwater depletions in water division 1.
Agriculture, Natural Resources, & Energy
- SB14-073** by Senator(s) Jahn, Grantham, Hodge, Tochtrop; also Representative(s) Gerou--Concerning the state income tax credit for the environmental remediation of contaminated land in the state.
Business, Labor, & Technology
- SB14-074** by Senator(s) Rivera; also Representative(s) Szabo--Concerning remedies in employment discrimination cases filed under state law.
State, Veterans, & Military Affairs
- SB14-075** by Senator(s) Baumgardner; also Representative(s) Sonnenberg--Concerning the registration of motor vehicles for members of the United States armed forces who are deployed outside the United States.
Transportation
- SB14-076** by Senator(s) Tochtrop; also Representative(s) Becker--Concerning the creation of a hard rock mining permit issued by the division of reclamation, mining, and safety for mining operations disturbing no more than five acres of surface area.
Agriculture, Natural Resources, & Energy
- SB14-077** by Senator(s) Lambert, Lundberg, Marble, Baumgardner, Cadman, Grantham, Harvey, King, Renfroe, Roberts, Scheffel; also Representative(s) Nordberg, Everett--Concerning the retention by the state of Colorado of concurrent jurisdiction over certain federal lands, and, in connection therewith, the retention by the state of concurrent jurisdiction over land owned and operated within the state by the United States forest service and the United States bureau of land management.
State, Veterans, & Military Affairs
- SB14-078** by Senator(s) Renfroe, Grantham; --Concerning community residential homes for persons with developmental disabilities.
Health & Human Services

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SB14-079 by Senator(s) Harvey; --Concerning the opportunity to challenge a ballot to be cast by mail. 1
State, Veterans, & Military Affairs 2
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SB14-080 by Senator(s) Grantham; also Representative(s) Fields--Concerning the elimination of the 5
list of certain additional qualifications that apply to property valuation appeal arbitrators. 6
Business, Labor, & Technology 7
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SB14-081 by Senator(s) Herpin; also Representative(s) Gardner--Concerning building inspections 10
relating to utilities. 11
Business, Labor, & Technology 12
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SB14-082 by Senator(s) Grantham, Harvey, Hill, Rivera, Cadman, Crowder, King, Lambert, 15
Lundberg, Roberts, Scheffel, Tochtrop; --Concerning attainment of the renewable energy 16
standard by cooperative electric associations, and, in connection therewith, reducing the 17
cost to the associations' members of achieving specified levels of distributed generation. 18
State, Veterans, & Military Affairs 19
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SB14-083 by Senator(s) Crowder; --Concerning reimbursement to be paid by a county to the state for 22
costs incurred by the state in connection with the reappraisal of property in the county. 23
Finance 24
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SB14-084 by Senator(s) Roberts; also Representative(s) Coram and Labuda--Concerning the election 27
of a county commissioner in a county with a population of less than seventy thousand by 28
the voters residing in the district from which the commissioner runs for election. 29
State, Veterans, & Military Affairs 30
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SB14-085 by Senator(s) Hill; --Concerning a one percent reduction in the state budget for the state 33
fiscal year 2014-15. 34
Appropriations 35
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SB14-086 by Senator(s) Roberts; also Representative(s) Rosenthal--Concerning creation of a 38
revolving loan program for charter school capital construction. 39
Education 40
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SB14-087 by Senator(s) Ulibarri, Kefalas; also Representative(s) Fields, Exum, Pettersen--Concerning 43
issuance of identification cards to people who are lawfully present in the United States but 44
may have difficulty with certain documentary evidence. 45
Health & Human Services 46
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SB14-088 by Senator(s) Newell, Crowder; also Representative(s) Kraft-Tharp--Concerning the 49
creation of the suicide prevention commission. 50
Health & Human Services 51
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SB14-089 by Senator(s) Schwartz, Jahn; also Representative(s) Fischer, Szabo, Vigil--Concerning a 54
prohibition for the state to enter into an agreement for a payment in lieu of taxes. 55
Finance 56
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CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

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EXECUTIVE DIRECTOR OF THE
DEPARTMENT OF PUBLIC HEALTH
AND ENVIRONMENT

effective September 16, 2013, for a term expiring at the Pleasure of the Governor:

Larry I. Wolk, MD, MSPH of Englewood, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR14-001.

MESSAGE FROM THE GOVERNOR

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

May 23, 2013

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 BOARD OF VETERANS AFFAIRS

effective June 30, 2013, for a term expiring June 30, 2015:

Christopher M. 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, and occasioned by the resignation of Franklin DB Jackson of Denver, Colorado, appointed;

effective June 30, 2013, for terms expiring June 30, 2017:

Jason Anderson Vitley Crow of Denver, Colorado, a Democrat and a veteran who has been honorably released or separated from the Armed Forces of the United States, reappointed;

Rene Joseph Simard of Highlands Ranch, Colorado, a Republican 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: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

June 24, 2013

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

for a term expiring June 30, 2015:

Yolanda Regina Lyons of Monument, Colorado, to serve as a non-attorney, and occasioned by the resignation of Albus Brooks, appointed;

for terms expiring June 30, 2017:

Richard O. Campbell of Denver, Colorado, to serve as an attorney, reappointed;

Kathleen S. Kelley of Meeker, Colorado, to serve as a non-attorney, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Judiciary

July 1, 2013

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, 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, 2017:

William T. Pound of Castle Pines, Colorado, appointed;

Dan Jay Wilson of Broomfield, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

July 12, 2013

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
CHARTER SCHOOL INSTITUTE BOARD

for terms expiring July 1, 2016:

Cecilia K. Sanchez de Ortiz of Denver, Colorado, to serve as a member with other board or public service experience, and as a Democrat, reappointed;

Patricia Mae Chlouber of Leadville, Colorado, to serve as a member who has experience as a public school teacher, and as a Republican, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Education

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July 19, 2013

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
SOLID AND HAZARDOUS WASTE COMMISSION

for terms expiring August 1, 2016:

Cameron L. Garcia of Fruita, Colorado, to serve as a representative from the regulated community and as a Republican, appointed;

Randall Mack Weiner of Boulder, Colorado, to serve as a member of the public and as a Democrat, appointed;

Christopher J. Neumann of Denver, Colorado, to serve as a representative of the academic community and as a Republican, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

August 12, 2013

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, 2017:

Michael George Hurst of Del Norte, Colorado, an executive officer of a state savings and loan association and a Democrat, appointed;

Keith Marshall Cowling of Arvada, Colorado, an executive officer of a state credit union and a Republican, reappointed;

Nilsa Guerrero-Mahon of Brighton, Colorado, to serve as a public member with expertise in finance, and an Unaffiliated, reappointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Finance

August 21, 2013

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 June 30, 2016:

Jeffrey Paul Cuthbert, PhD, MPH, MS, OT, of Littleton, Colorado, appointed;

Catharine H. Johnston-Brooks, PhD, ABPP, of Broomfield, Colorado, appointed;

Helen E. Morgan of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, January 15, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

8th Legislative Day Wednesday, January 15, 2014

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Prayer	By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.	11
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Call to Order	By the President at 9:00 a.m.	13
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Pledge	By Senator Kerr.	15
		16
Roll Call	Present--32	17
	Excused--3, Johnston, Todd, Ulibarri.	18
	Present later--2, Johnston, Ulibarri.	19
		20
Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Balmer, reading of the Journal of Tuesday, January 14, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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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 confirmed:	32
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**MEMBERS OF THE
STATE BOARD OF EQUALIZATION**

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	for terms expiring September 2, 2017:	40
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	Sandra M. Adams of Denver, Colorado, to serve as a representative with knowledge of property taxation, reappointed;	42
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	Charles S. Brown of Littleton, Colorado, to serve as a representative with knowledge of property taxation, reappointed.	45
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Finance	After consideration on the merits, the Committee recommends that SB14-019 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	50
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Amend printed bill, page 8, line 18, strike "2013."and substitute "2013, and any other income tax years that are open under section 39-21-107 or 39-21-108, Colorado Revised Statutes."

SENATE SERVICES REPORT

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	Correctly Printed: SB14-063, 064, 065, 066, 067, 068, 069, 070, 071, 072, 073, 074, 075, 076, 077, 078, 079, 080, 081, 082, 083, 084, 085, 086, 087, 088 and 089.	63
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INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-090** by Senator(s) Baumgardner; --Concerning eliminating the background check requirement for a private transfer of a firearm between persons who are step-relatives.
State, Veterans, & Military Affairs
- SB14-091** by Senator(s) Renfroe, Baumgardner, Cadman, Grantham, Harvey, Lambert, Lundberg, Marble, Scheffel; also Representative(s) Wright--Concerning the requirement that the federal government transfer title to all agricultural public lands to the state.
State, Veterans, & Military Affairs
- SB14-092** by Senator(s) Rivera; also Representative(s) Williams--Concerning the creation of the crime of insurance fraud.
Judiciary
- SB14-093** by Senator(s) Jahn, Hodge, Tochtrop, Renfroe; also Representative(s) May and Sonnenberg, Priola, Williams--Concerning equivalent authority for pipeline companies to acquire right-of-way.
Agriculture, Natural Resources, & Energy
- SB14-094** by Senator(s) Rivera, Balmer, Baumgardner, Brophy, Cadman, Crowder, Grantham, Harvey, Herpin, Hill, King, Lambert, Lundberg, Marble, Renfroe, Roberts, Scheffel; also Representative(s) Wright--Concerning criminal background checks performed pursuant to transfers of firearms.
State, Veterans, & Military Affairs

CONSIDERATION OF RESOLUTIONS

- SJR14-002** by Senator(s) Kefalas, Aguilar, Newell; also Representative(s) Ginal and Fischer-- Concerning civility and respect in the Colorado General Assembly.

Laid over until Thursday, May 8, retaining its place on the calendar.

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Representative Williams will be added as House joint prime sponsor with Representative Saine and Senator Marble on SB14-063.

TRIBUTES

Honoring:

- William Powell, In recognition of excellence -- By Senator Gail Schwartz.
- Marine Corporal David M. Sonka, In commemoration of a fallen soldier -- By Senator Mark Scheffel.
- Mr. & Mrs. Scott and Barisa Johnson, Celebrating their marriage -- By President of the Senate John P. Morse.
- Marilene Miller, In recognition of dedication and commitment -- By Senator Gail Schwartz.
- Reverend Dr. Jim Ryan, In recognition of exceptional stature and work -- By Senator Linda Newell.
- Becky Miller-Updike, In recognition of excellence -- By Senator Linda Newell.
- Mick Ireland, Praising excellence as Mayor of Aspen, CO -- By Senator Gail Schwartz.
- Harry Butler, Remembering the life of Mr. Butler and his positive impact -- By Senator Steve King.
- The Business Incubator Center, For receiving the Dinah Adkins Incubator of the Year Award -- By Senator Steve King.
- Drums Along the Rockies, Honoring one of Colorado's premier musical attractions -- By Senator Linda Newell.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday, January 16, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

9th Legislative Day

Thursday, January 16, 2014

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Prayer	By the chaplain, Randle Loeb, Community Minister, Denver.	11
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Call to Order	By the President at 9:00 a.m.	13
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Pledge	By Senator Kerr.	15
		16
Roll Call	Present--31	17
	Excused--4, Cadman, Lambert, Schwartz, Todd.	18
	Present later--2, Lambert, Schwartz.	19
		20
Quorum	The President announced a quorum present.	21
		22
Reading of Journal	On motion of Senator Balmer, reading of the Journal of Wednesday, January 15, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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Local Government	After consideration on the merits, the Committee recommends that SB14-008 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	32
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Judiciary	After consideration on the merits, the Committee recommends that SB14-009 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	36
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	Amend printed bill, page 2, line 20, strike " RIGHTS. " and substitute " ESTATE. ".	41
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	Page 3, line 1, strike " NEAR " and substitute " ADJACENT TO ".	44
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	Page 3, line 2, strike " INCLUDE " and substitute " INCLUDE, BUT ARE NOT LIMITED TO, ".	46
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	Page 3, line 3, strike " STORAGE " and substitute " STORAGE, OIL AND GAS, OR PRODUCTION ".	49
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	Page 3, line 7, strike " ADDITIONAL " and substitute " THE BUYER IS ENCOURAGED TO SEEK ADDITIONAL ".	52
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	Page 3, line 10, strike " APPLICATIONS, " and substitute " APPLICATIONS. THIS INFORMATION ".	55
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	Page 3, line 20, after " INVESTIGATE " insert " OR DISCLOSE ".	58
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Judiciary

After consideration on the merits, the Committee recommends that **SB14-027** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 3, line 2, strike "PERSON. UPON REQUEST OF THE SUPREME" and substitute "AGENCY".

Page 3, after line 2 insert:

"(3) UPON REQUEST OF THE SUPREME".

Renumber succeeding subsection accordingly.

Page 3, line 13, strike "(4)" and substitute "(4) (a)".

Page 3, line 19, strike "INVESTIGATOR." and substitute "INVESTIGATOR CONSISTENT WITH SECTION 24-5-101, C.R.S.".

Page 3, line 26, strike "UPON REQUEST OF THE DEPARTMENT, THE".

Page 3, after line 26 insert:

"(b) UPON REQUEST OF THE DEPARTMENT, THE".

Page 4, line 2, strike "THE APPLICANT SHALL PAY THE COST".

Page 4, after line 2 insert:

"(c) THE APPLICANT SHALL PAY THE COST".

SENATE SERVICES REPORT

Correctly Printed: SB14-090, 091, 092, 093 and 094.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

EXECUTIVE DIRECTOR OF THE DEPARTMENT OF CORRECTIONS

effective immediately for a term expiring at the pleasure of the Governor:

Rich Raemisch of Waunakee, Wisconsin, and occasioned by the resignation of Roger Werholtz of Lawrence, Kansas, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	E
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	E
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

COMMISSIONER OF INSURANCE

effective August 19, 2013, for a term expiring at the Pleasure of the Governor:

Marguerite Salazar of Alamosa, Colorado, appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	E
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	E
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

MEMBER OF THE BOARD OF PINNACOL ASSURANCE

for a term expiring January 1, 2016:

Bonnie Brown Dean of Greeley, Colorado, an employer whose liability is insured by Pinnacol, and occasioned by the resignation of John C. Plotkin of Lakewood, Colorado appointed.

YES	32	NO	0	EXCUSED	3	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	E
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	E
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MESSAGE FROM THE GOVERNOR

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

May 24, 2013

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
STOCK INSPECTION COMMISSIONERS

for a term expiring May 1, 2017:

Daniel Patrick McCarty of Parachute, Colorado, to represent the non-confinement cattle industry, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

May 28, 2013

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

effective July 1, 2013, for a term expiring July 1, 2015:

Robin A. Vidimos of Centennial, Colorado, an Unaffiliated member of the public at large, reappointed;

effective July 1, 2013, for terms expiring July 1, 2017:

Janice K. Snidow of Thornton, Colorado, a Democrat and a journeyman plumber, reappointed;

James Vernon of Fountain, Colorado, a Republican, and member or employee of a local government agency conducting plumbing inspections, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

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June 7, 2013

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
RENEWABLE ENERGY AUTHORITY BOARD OF DIRECTORS

for a term expiring July 1, 2015:

Jeffrey Paul Ackermann of Denver, Colorado, and occasioned by the resignation of Tanuj "TJ" Deora of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

June 14, 2013

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 COMMISSIONERS OF STATE AND
VETERANS NURSING HOMES

for a term expiring July 1, 2014:

Alexandra E. Hall of Denver, Colorado, a veteran, reappointed;

for terms expiring July 1, 2017:

Kathleen N. Dunem, PhD, APRN, CNM of Littleton, Colorado, who has expertise in nursing home operations and who has practical clinical experience in nursing homes, appointed;

Mary Ann Terry, RN, BSN of Aurora, Colorado, who has expertise in nursing home operations and who has experience in multi-facility management of nursing homes, appointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

June 18, 2013

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 PERSONNEL BOARD

for a term expiring June 30, 2018:

Neil Peck of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 10/01/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

July 12, 2013

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
SECURITIES BOARD

for a term expiring July 1, 2016:

Scott R. Saltzman of Denver, Colorado, a certified public accountant, reappointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

July 19, 2013

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, 2017:

John R. Dye of Denver, Colorado, a representative of a money transmitter organization licensed pursuant to Article 52 of Title 12, appointed;

James L. Basey of Denver, Colorado, to serve as an executive officer of a state bank, with not less than five years' practical experience as an active executive officer of a bank, reappointed;

Emily S. Robinson of Golden, Colorado, an executive officer of a state bank, with not less than five years' practical experience as an active executive officer of a bank, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

July 19, 2013

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
COAL MINE BOARD OF EXAMINERS

for terms expiring July 1, 2017:

Alan Reed Bayles of Hotchkiss, Colorado, a coal mine owner, operator, manager, or other mine official actively engaged in underground mining, reappointed;

Geral Justin Fedinec of Craig, Colorado, a coal mine owner, operator, manager, or other mine official actively engaged in surface mining industry, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

August 12, 2013

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 PLUMBING BOARD

for a term expiring July 1, 2017:

Matthew Ray Wagy of Greeley, Colorado, a Republican and a master plumber, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

August 12, 2013

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
ENERGY IMPACT ASSISTANCE
ADVISORY COMMITTEE

for terms expiring August 24, 2017:

Kelly Eugene Arnold of Windsor, Colorado, appointed;

Vicki L. Spencer of Gunnison, Colorado, reappointed;

George Barry Shiohita of La Junta, Colorado, reappointed.

Sincerely,

(signed)

John W. Hickenlooper

Governor

Rec'd: 11/6/2013

Cindi L. Markwell, Secretary of the Senate

Committee on Local Government

August 23, 2013

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, 2015:

Peter E. Muccio of Denver, Colorado, to serve as a member of the public, appointed;

Scot M. Rose of Lafayette, Colorado, to serve as a representative of appraisal management companies, appointed.

Sincerely,

(signed)

John W. Hickenlooper

Governor

Rec'd: 11/6/2013

Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

August 30, 2013

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, reappoint and submit to your consideration, the following:

MEMBERS OF THE
WASTE TIRE ADVISORY COMMITTEE

for a term expiring September 9, 2015:

Lee Allen Overton of Meeker, Colorado, to serve as a waste tire hauler, and occasioned by the resignation of Christopher B. Houtchens of Colorado Springs, Colorado, appointed;

for terms expiring September 9, 2016:

Richard K. Welle of Centennial, Colorado, to serve as a waste tire processor, reappointed;

Joel F. Bolduc of Colorado Springs, Colorado, to serve as a waste tire end user, reappointed;

James A. Reid of Colorado Springs, Colorado, to serve as a representative of a local fire authority from a jurisdiction that has a waste tire facility, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Transportation

October 2, 2013

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
STATEWIDE INTERNET PORTAL AUTHORITY

for a term expiring June 1, 2014:

Mary Kay Hogan of Denver, Colorado, as a representative of the private sector, and occasioned by the resignation of Stephan Michael Tadashi Bruce of Englewood, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/6/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

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November 12, 2013

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 ELECTRICAL BOARD

for a term expiring July 1, 2016:

David Roderick Olson of Niwot, Colorado, a member of the public at large, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 11/22/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday, January 17, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

10th Legislative Day

Friday, January 17, 2014

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Prayer	By the chaplain, Rabbi Keren Gorban, Temple Sinai, Denver.	11
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Call to Order	By the President at 9:00 a.m.	13
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Pledge	By Senator Crowder.	15
		16
Roll Call	Present--31	17
	Excused--4, Cadman, Renfroe, Scheffel, Todd.	18
	Present later--2, Renfroe, Scheffel.	19
		20
Quorum	The President announced a quorum present.	21
		22
Reading of Journal	On motion of Senator Balmer, reading of the Journal of Thursday, January 16, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-035 be postponed indefinitely .	32
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-040 be postponed indefinitely .	38
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-037 be postponed indefinitely .	44
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Finance	After consideration on the merits, the Committee recommends that SB14-030 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	50
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Finance	After consideration on the merits, the Committee recommends that SB14-041 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	54
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On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB14-019) of Friday, January 17 was laid over until Tuesday, January 21, retaining its place on the calendar.

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CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

**MEMBERS OF THE
STATE BOARD OF EQUALIZATION**

for terms expiring September 2, 2017:

Sandra M. Adams of Denver, Colorado, to serve as a representative with knowledge of property taxation, reappointed;

Charles S. Brown of Littleton, Colorado, to serve as a representative with knowledge of property taxation, reappointed.

YES	31	NO	0	EXCUSED	4	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	E
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	E
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MESSAGE FROM THE GOVERNOR

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

January 10, 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 for your consideration, the following:

**MEMBERS OF THE
COLORADO AERONAUTICAL BOARD**

for a term expiring December 19, 2014:

Debra K. Wilcox of Centennial, Colorado, to serve as a member familiar with and supportive of the state's aviation issues, interests, and concerns, reappointed;

for a term expiring December 19, 2016:

Raymond Allen Beck of Craig, Colorado, to serve as a representative of local government in the western slope which operates airports, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/16/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Transportation

January 10, 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
COLORADO WATER CONSERVATION BOARD

effective February 12, 2014, for terms expiring February 12, 2017:

April D. Montgomery of Norwood, Colorado, a resident of the San Miguel-Dolores-San Juan drainage basin and a Democrat, reappointed;

Travis L. Smith of Del Norte, Colorado to serve as a representative from the Rio Grande drainage basin and as a Republican, reappointed;

Alan C. Hamel of Pueblo, Colorado to serve as a representative from the Arkansas drainage basin and as a Republican, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/16/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

January 10, 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, appoint and submit to your consideration, the following:

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MEMBER OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2015:

Sonia Quinn Riggs of Denver, Colorado, a representative of the food, beverage and restaurant industry, and occasioned by the resignation of Lawrence R. DiPasquale of Greenwood Village, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/16/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Representative Swalm will be added as House joint prime sponsor with Representative Gardner and Senator Herpin on SB14-041.

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Tuesday, January 21, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

13th Legislative Day

Monday, January 20, 2014

SENATE DID NOT CONVENE ON THIS DAY
DUE TO OBSERVANCE OF MARTIN LUTHER KING, JR., DAY

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

14th Legislative Day

Tuesday, January 21, 2014

Prayer	By Senator Newell.	10
Call to Order	By the President <i>pro tem</i> at 10:00 a.m.	11
Pledge	By Senator Rivera.	12
Roll Call	Present--34 Excused--1, Renfroe.	13
Quorum	The President announced a quorum present.	14
Reading of Journal	On motion of Senator Ulibarri, reading of the Journal of Friday, January 17, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	15

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB14-026 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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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 confirmed:	17
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**MEMBERS OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY**

for terms expiring October 1, 2017:

H. Webster Jones of Steamboat Springs, Colorado, to serve as a representative of the Yampa White Drainage Basin, and planning and development, appointed; and

Roy Ellsworth Heald of Colorado Springs, Colorado, to serve as a representative of the Arkansas Drainage Basin, appointed.

Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that SB14-025 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.	18
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Amend printed bill, page 3, lines 9 and 10, strike "DOMESTIC WASTEWATER TREATMENT".

Page 3, line 13, strike "DOMESTIC WASTEWATER".

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Committee of the Whole

On motion of Senator Aguilar, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills and Senator Aguilar 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:

SB14-019

by Senator(s) Steadman; also Representative(s) Moreno and Ginal--Concerning the state income tax filing status of two taxpayers who may legally file a joint federal income tax return.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, January 16, page(s) 67 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.)

SB14-009

by Senator(s) Hodge; also Representative(s) Moreno--Concerning a disclosure of possible separate ownership of the mineral estate in the sale of real property.

Laid over until Thursday, January 23, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB14-019

by Senator(s) Steadman; also Representative(s) Moreno and Ginal--Concerning the state income tax filing status of two taxpayers who may legally file a joint federal income tax return.

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following amendment to SB14-019 did pass.

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

"SECTION 1. In Colorado Revised Statutes, 39-22-107, **add** (4) as follows:

39-22-107. Income tax filing status. (4) IF THE FEDERAL TAXABLE INCOME OF TWO INDIVIDUALS OF THE SAME SEX WHO ARE MARRIED UNDER THE LAWS OF ANOTHER STATE OR A FOREIGN COUNTRY BUT WHOSE MARRIAGE IS NOT VALID OR RECOGNIZED IN COLORADO BECAUSE SECTION 31 OF ARTICLE II OF THE STATE CONSTITUTION SPECIFIES THAT ONLY A UNION OF ONE MAN AND ONE WOMAN SHALL BE VALID OR RECOGNIZED AS A MARRIAGE IN THIS STATE IS DETERMINED ON A JOINT FEDERAL RETURN, THEIR TAX SHALL BE DETERMINED ON A RETURN, IN A FORM DETERMINED BY THE EXECUTIVE DIRECTOR, THAT PROVIDES FOR THE ALLOCATION OF THEIR INCOME, AS REPORTED ON THEIR JOINT FEDERAL RETURN, TO EACH OF THEM AS INDIVIDUALS.

SECTION 2. Applicability. This act applies to income tax years commencing on or after January 1, 2013, and any other income tax years that are open under section 39-21-107 or 39-21-108, Colorado Revised Statutes.

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."

Page 1, line 102, after "TAXPAYERS" insert "OF THE SAME SEX".

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

YES	16	NO	18	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	E	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	18	NO	16	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

The Committee of the Whole took the following action:

Passed on second reading: SB14-019 as amended.
Laid over until Thursday, January 23: SB14-009.

On motion of Majority Leader Heath, 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 Senator Crowder, 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.

MESSAGE FROM THE HOUSE

January 21, 2014

Madam President:

The House has adopted and transmits herewith HJR14-1003.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR14-1003 by Representative(s) Exum, Williams, Buckner, Fields, Melton; also Senator(s) Steadman-
-Concerning the commemoration of the birthday of the Reverend Dr. Martin Luther
King, Jr.

On motion of Senator Steadman, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder,
Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas,
Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Roberts, Scheffel,
Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

MESSAGE FROM THE HOUSE

January 21, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB14-1078, 1053, 1019.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday,
January 22, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

15th Legislative Day

Wednesday, January 22, 2014

Prayer By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver. 10
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Call to Order By the President *pro tem* at 9:00 a.m. 13
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Pledge By Senator Rivera. 16
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Roll Call Present--30 18
Absent--4, Jones, Kerr, Schwartz, Todd. 19
Excused--1, Renfro. 20
Present later--4, Jones, Kerr, Schwartz, Todd. 21
22
Quorum The President announced a quorum present. 23
24
Reading of Journal On motion of Senator Ulibarri, reading of the Journal of Tuesday, January 21, 2014, was 25
dispensed with and the Journal was approved as corrected by the Secretary. 26
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COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that **SB14-021** be referred 33
to the Committee on Appropriations with favorable recommendation. 34
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Trans- After consideration on the merits, the Committee recommends that **SB14-028** be amended 37
portation as follows, and as so amended, be referred to the Committee of the Whole with favorable 38
recommendation. 39
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41
Amend printed bill, page 2, line 7, before "local" insert "STATE 42
AGENCIES, PUBLIC UNIVERSITIES, PUBLIC TRANSIT AGENCIES,". 43
44
45
Trans- After consideration on the merits, the Committee recommends that **SB14-020** be referred 46
portation to the Committee of the Whole with favorable recommendation. 47
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Local After consideration on the merits, the Committee recommends that **SB14-007** be referred 50
Government to the Committee of the Whole with favorable recommendation and with a 51
recommendation that it be placed on the Consent Calendar. 52
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SENATE SERVICES REPORT

Correctly Engrossed: SB14-019. 58
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Correctly Revised: HJR14-1003. 60
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MESSAGE FROM THE REVISOR OF STATUTES

January 21, 2014

We herewith transmit:

Without comment, HB14-1019, 1053, and 1078.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-003 by Senator(s) Kefalas; also Representative(s) Sonnenberg--Concerning the designation of Colorado 4-H Day.

Laid over until Friday, January 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:

SB14-095 by Senator(s) Kefalas; also Representative(s) McCann--Concerning the ability of a prescription drug outlet to compound drugs for distribution to a Colorado hospital. Health & Human Services

SB14-096 by Senator(s) Crowder, Todd; also Representative(s) Exum and Pettersen--Concerning renaming state veterans nursing homes to veterans community living centers to more accurately reflect the wide array of services provided to state veterans. State, Veterans, & Military Affairs

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:

SB14-019 by Senator(s) Steadman; also Representative(s) Moreno and Ginal--Concerning the state income tax filing status of two taxpayers who may legally file a joint federal income tax return.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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, Jahn, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

TRIBUTES

Honoring:

Antonio Sailas, Commendation in selection and participation in the Youth Ambassador Program -- By Senator Andy Kerr. 8
 Lake County High School, In recognition of the School Board and administration -- By Senator Gail Schwartz. 10
 Barbra and Robert Westmacott, In recognition of the Bega/Littleton Sister Cities Exchange -- By Senator Linda Newell. 12
 The Eagle County Charter Academy, In recognition of the School Board and administration -- By Senator Gail Schwartz. 14
 The Valley Homestead, Recognition as a Centennial Farm -- By Senator Gail Schwartz. 16
 The Hice Ranch, In recognition as a Centennial Farm -- By Senator Gail Schwartz. 17
 Frank Lay, In commendation for serving as the President of the Colorado Alliance for Retired Americans -- By Senator Lois Tochtrop. 18
 Longfellow Elementary School, In recognition of the School Board and administration -- By Senator Gail Schwartz. 20
 Senator Angela Giron, Commendation for serving as a Colorado State Senator -- By Senate Majority Leader Morgan Carroll. 22
 Senator John P. Morse, Commendation for serving as the President of the Colorado State Senate -- By Senate Majority Leader Morgan Carroll. 24
 Senator Evie Hudak, Commendation for serving as a Colorado State Senator -- By Senate Majority Leader Morgan Carroll. 26
 The United States Air Force Academy Cadet Chapel, Celebrating 50 years of service -- By Senator Kent Lambert, Senator Owen Hill and Representative Bob Gardner. 28
 The Colorado Army National Guard, Recognizing Major General H. Edwards and the Colorado Army National Guard in completion of the new Colorado Army National Guard Alamosa Readiness Center -- By Senator Gail Schwartz and Representative Edward Vigil. 30
 Strasburg High School Softball Team, For their second consecutive Class 3A state softball title -- By Senator Morgan Carroll. 34
 Staff Sergeant Wayne Huffman, In recognition of being presented the insignia of Chevalier dans l'Ordre National de la Legion d'Honneur -- By Senator Mark Scheffel. 36
 Paul Brown, On his induction into the Colorado Golf Hall of Fame -- By Senator Steve King. 38
 Chief Justice Michael Bender, For his contribution and service in the Colorado Supreme Court -- By President of the Senate Morgan Carroll and Speaker of the House of Representatives Mark Ferrandino. 40
 North Star Academy, For being named a 2013 National School of Character -- By Senator Ted Harvey, Senator George Rivera, and Senator Mark Scheffel. 44
 Drake Acosta, Achieved Eagle Scout -- By Senator Andy Kerr. 45
 The Avon Regional Transportation Facility, Congratulating Avon Mayor Richard Carroll, Eagle County Manager Keith Montag, the Town of Avon, and Eagle County upon the completion of the Avon Regional Transportation Facility -- By Senator Gail Schwartz. 46
 Shriver Wright State Wildlife Area, Commendation of the dedication of the Shriver Wright State Wildlife Area and for the community's commitment to preserving and expanding wildlife viewing -- By Senator Gail Schwartz. 47
 Becky Walker, Distinguished Citizen of the Year Canon City Chamber -- By Senator Kevin Grantham. 48
 Cherie Gerbaz Oates, For induction into the Aspen Hall of Fame -- By Senator Gail Schwartz. 49
 Tom and Carolyn Moore, For induction into the Aspen Hall of Fame -- By Senator Gail Schwartz. 50

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday, January 23, 2014.

Approved:

Morgan Carroll
 President of the Senate

Attest:

Cindi L. Markwell
 Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

16th Legislative Day Thursday, January 23, 2014

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Prayer	By Senator Guzman.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Rivera.	15
		16
Roll Call	Present--24	17
	Excused--11, Balmer, Brophy, Cadman, Hill, Jones, Lundberg, Newell, Renfroe, Scheffel, Ulibarri, Zenzinger.	18
	Present later--6, Brophy, Cadman, Jones, Newell, Ulibarri, Zenzinger.	19
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Quorum	The President announced a quorum present.	23
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Reading of Journal	On motion of Senator Lambert, reading of the Journal of Wednesday, January 22, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	25
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COMMITTEE OF REFERENCE REPORTS

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Health & Human Services	After consideration on the merits, the Committee recommends that SB14-067 be referred to the Committee of the Whole with favorable recommendation.	33
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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 confirmed:	38
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**MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS**

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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 confirmed:

MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for a term expiring September 1, 2014:

David Leroy Bomberger of Castle Rock, Colorado, who has experience in insurance disability claims, and occasioned by the resignation of Monica Cortez-Sangster of Aurora, Colorado, appointed;

for a term expiring September 1, 2015:

Todd A. Bower of Denver, Colorado, a full-time paid firefighter, reappointed;

for a term expiring September 1, 2019:

Nick Nuanes of Denver, Colorado, a retired fire fighter, appointed.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB14-033** be **postponed indefinitely**.

Judiciary

After consideration on the merits, the Committee recommends that **SB14-005** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 6, strike lines 10 through 14.

Renumber succeeding subsection accordingly.

Page 7, strike line 4 and substitute:

"(4.5) UP TO A MAXIMUM FINE OF SEVEN THOUSAND FIVE HUNDRED DOLLARS."

Page 7, strike lines 10 and 11 and substitute:

"AVAILABLE AT THE WORK SITE OR AT THE EMPLOYER'S LOCAL OFFICE UNDER PARAGRAPH (a) OR (b) OF THIS SUBSECTION (1)."

Page 7, strike lines 17 and 18 and substitute:

"accordance with subsection (1) of this section, the employee, ~~or~~ his or her designated agent, ~~shall make~~ OR THE DIVISION MAY SEND a written demand for the payment. ~~within~~".

Page 7, strike lines 21 through 27 and substitute:

"(a.5) If the employer disputes the amount of wages or compensation claimed by an employee under this article and if, within fourteen days after the ~~employee's~~ WRITTEN demand IS SENT, the employer makes a legal tender of the amount that the employer in good faith believes is due, the employer shall not be liable for any penalty unless, in a legal action, the employee recovers a greater sum than the amount so tendered.

(b) If an employee's earned, vested, and determinable wages or compensation are not mailed to the place of receipt specified in a demand for payment and postmarked within fourteen days after the receipt of such demand, the employer shall be liable to the employee for the wages or".

Page 8, strike lines 1 through 3.

Page 8, line 13, strike "(c) b" and substitute "(c)".

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Page 8, line 14, strike "(b) (a)" and substitute "(b)".	1
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Page 8, line 25, strike "(d) (c) (I)" and substitute "(d) (I)".	3
	4
Page 8, strike line 27 and substitute:	5
"of this subsection (3)".	6
	7
Page 9, strike lines 1 and 2.	8
	9
Page 9, line 3, strike "ACTION".	10
	11
Page 9, line 6, after "EMPLOYER." add "A PAYMENT UNDER THIS	12
SUBSECTION (3) SHALL BE MADE IN THE FORM OF A CHECK DRAFT OR	13
VOUCHER IN THE NAME OF THE EMPLOYEE OR BY DIRECT DEPOSIT	14
AUTHORIZED UNDER SECTION 8-4-102 (2) IF THE EMPLOYEE HAS NOT	15
REVOKED THE AUTHORIZATION."	16
	17
Page 9, line 12, after "(3):" insert "A payment under this subsection (3)	18
shall be made in the form of a check draft or voucher in the name of the	19
employee."	20
	21
Page 9, strike lines 18 through 20 and substitute "WRITTEN DEMAND	22
UNDER THIS SUBSECTION (3). IF AN EMPLOYER MAKES A LEGAL TENDER	23
OF THE FULL AMOUNT CLAIMED IN THE ACTION WITHIN FOURTEEN DAYS	24
AFTER SERVICE OF THE COMPLAINT OR OTHER DOCUMENT COMMENCING	25
THE ACTION, THE EMPLOYEE SHALL DISMISS THE ACTION."	26
	27
Page 9, strike lines 21 through 25.	28
	29
Page 10, line 6, strike "THE" and substitute "FOR WAGES AND	30
COMPENSATION EARNED ON AND AFTER JANUARY 1, 2015, THE".	31
	32
Page 10, line 8, after "WAGES" insert "OR COMPENSATION".	33
	34
Page 10, strike line 21 and substitute:	35
"REMEDY UNLESS THE EMPLOYEE HAS ACCEPTED PAYMENT PURSUANT TO	36
PARAGRAPH (e) OF SUBSECTION (2) OF THIS SECTION."	37
	38
Page 12, line 8, strike "VIOLATOR." and substitute "VIOLATOR OR AFTER	39
TERMINATING THE DIVISION'S ADMINISTRATIVE PROCEDURE PURSUANT TO	40
SUBSECTION (3) OF THIS SECTION."	41
	42
Page 12, strike lines 16 through 18 and substitute:	43
"CITATION AND NOTICE OF ASSESSMENT."	44
	45
Page 13, after line 1 insert:	46
"(4) EXCEPT FOR AN APPEAL PURSUANT TO SECTION 8-4-111.5 (5)	47
OR AS STATED IN A CITATION, NOTICE OF ASSESSMENT, OR ORDER FILED	48
WITH THE COURT PURSUANT TO SECTION 8-4-113 (2), ANY	49
DETERMINATION MADE BY THE DIVISION PURSUANT TO THIS ARTICLE, OR	50
ANY OFFER OF PAYMENT BY THE EMPLOYER OF THE WAGES MADE DURING	51
OR IN CONJUNCTION WITH A PROCEEDING OF THE DIVISION, IS NOT	52
ADMISSIBLE IN ANY COURT ACTION."	53
	54
Reorder succeeding subsections accordingly.	55
	56
Page 16, line 14, strike "MAY" and substitute "SHALL".	57
	58
Page 17, line 19, strike "AND" and substitute "OR".	59
	60
Page 17, strike lines 25 through 27 and substitute:	61
"HEARING OFFICER'S DECISION MAY APPEAL THAT DECISION TO THE	62
DISTRICT COURT OF COMPETENT JURISDICTION WITHIN TWENTY-ONE DAYS	63
AFTER THE DATE OF MAILING OF THE DECISION BY THE DIVISION. THE	64
APPEAL WILL BE CONDUCTED IN ACCORDANCE WITH SECTIONS (a), (b), (c),	65
AND (d) OF RULE 411 OF THE COLORADO RULES OF CIVIL COURT	66
PROCEDURE, OR ANY SUCCESSOR RULE, WITH REFERENCE IN THAT RULE	67
TO "CIVIL ACTION" AND THE "COUNTY COURT" REPLACED WITH "THE	68
PROCEEDINGS", "THE HEARING OFFICER", OR OTHER APPROPRIATE	69

WORDS."

Page 18, strike line 1.

Page 20, strike lines 8 through 16 and substitute:

"SECTION 9. Act subject to petition - effective date.

(1) (a) Except as provided in paragraph (b) of this subsection (1), sections 2 through 4, 7, and 8 of this act take effect January 1, 2015.

(b) If a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against sections 2 through 4, 7, and 8 of this act or an item, section, or part of those sections within the ninety-day period after final adjournment of the general assembly, then the item, section, or part will not take effect unless approved by the people at the general election to be held in November 2014 and, in such case, will take effect on January 1, 2015 or on the date of the official declaration of the vote thereon by the governor, whichever is later.

(2) Sections 1, 5, 6, and 9 of this act take 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 6, 2014, if adjournment sine die is on May 7, 2014); 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 2014 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Judiciary

After consideration on the merits, the Committee recommends that **SB14-048** 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: SB14-095 and 096; SJR14-003.

Correctly Reengrossed: SB14-019.

INTRODUCTION OF BILLS -- FIRST READING

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

HB14-1019 by Representative(s) Gardner, Foote, Labuda, Scott; also Senator(s) Steadman, Guzman, Roberts--Concerning the enactment of Colorado Revised Statutes 2013 as the positive and statutory law of the state of Colorado.
Judiciary

HB14-1053 by Representative(s) McCann; also Senator(s) Aguilar, Nicholson--Concerning the authority of the commissioner of insurance to adopt rules to ensure consistent requirements for pediatric dental benefits in health benefit plans offered in Colorado regardless of the method by which a plan is purchased.
Health & Human Services

HB14-1078 by Representative(s) Pettersen; also Senator(s) Johnston--Concerning changes to the public education accreditation statutes as a result of legislative review of the rules of the state board of education, and, in connection therewith, clarifying the term "public school" in the accreditation statutes and allowing automatic renewal of the accreditation contract for an entity with an improvement plan.
Education

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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--Consent Calendar, and Senator Roberts 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:

SB14-026 by Senator(s) Hodge, Brophy, Jones, Roberts, Schwartz; also Representative(s) Vigil, Coram, Fischer, Mitsch Bush, Sonnenberg--Concerning the removal of certain statutory printing requirements for information provided by the division of water resources.

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

SB14-025 by Senator(s) Hodge, Brophy, Jones, Roberts, Schwartz; also Representative(s) Fischer, Coram, Mitsch Bush, Sonnenberg, Vigil--Concerning grants for domestic wastewater treatment works for small communities.

Amendment No. 1, Agriculture, Natural Resources, and Energy Committee Amendment.
(Printed in Senate Journal, January 21, page(s) 87-88 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 Roberts, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	25	NO	0	EXCUSED	10	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	E
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	E	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	E	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	E	Renfroe	E	Zenzinger	E
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-026, SB14-025 as amended

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:

SB14-009

by Senator(s) Hodge; also Representative(s) Moreno--Concerning a disclosure of possible separate ownership of the mineral estate in the sale of real property.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 16, page(s) 69 and placed in members' bill files.)

Amendment No. 2(L.005), by Senator Hodge.

Amend printed bill, page 2, line 5, strike "2015," and substitute "2016,".

Page 2, line 7, strike "LISTING CONTRACT, CONTRACT OF SALE," and substitute "CONTRACT OF SALE".

Page 3, lines 13 and 14, strike "2015, EACH LISTING CONTRACT, CONTRACT OF SALE," and substitute "2016, EACH CONTRACT OF SALE".

Page 3, strike lines 21 and 22 and substitute "OTHERWISE EXIST FOR THE SELLER, A PERSON LICENSED UNDER ARTICLE 61 OF TITLE 12, C.R.S., OR A TITLE INSURANCE AGENT OR COMPANY LICENSED UNDER ARTICLE 2 OF TITLE 10, C.R.S.".

Page 4, line 7, strike "2015." and substitute "2016.".

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

YES	29	NO	0	EXCUSED	6	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	E
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	E	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	E
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-009 as amended.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

**MEMBERS OF THE
COLORADO WATER RESOURCES
AND POWER DEVELOPMENT AUTHORITY**

for terms expiring October 1, 2017:

H. Webster Jones of Steamboat Springs, Colorado, to serve as a representative of the Yampa White Drainage Basin, and planning and development, appointed; and

Roy Ellsworth Heald of Colorado Springs, Colorado, to serve as a representative of the Arkansas Drainage Basin, appointed.

YES	30	NO	0	EXCUSED	5	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	E
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	E	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HJR14-1003.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday, January 24, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

17th Legislative Day Friday, January 24, 2014

- Prayer 10
 By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver. 11
- Call to Order 12
 By the President *pro tem* at 9:00 a.m. 13
- Pledge 14
 By Senator Rivera. 15
- Roll Call 16
 Present--30 17
 Absent--1, Nicholson. 18
 Excused--4, Balmer, Brophy, Grantham, Renfroe. 19
 Present later--1, Nicholson. 20
- Quorum 21
 The President announced a quorum present. 22
- Reading of Journal 23
 On motion of Senator Ulibarri, reading of the Journal of Thursday, January 23, 2014, was 24
 dispensed with and the Journal was approved as corrected by the Secretary. 25

COMMITTEE OF REFERENCE REPORTS

- Education 26
 After consideration on the merits, the Committee recommends that **SB14-002** be referred 27
 to the Committee on Finance with favorable recommendation. 28
- Education 29
 After consideration on the merits, the Committee recommends that **SB14-004** be referred 30
 to the Committee of the Whole with favorable recommendation. 31
- Education 32
 The Committee on Education has had under consideration and has had a hearing on the 33
 following appointments and recommends that the appointments be confirmed: 34

MEMBERS OF THE
COLORADO SCHOOL OF MINES, BOARD OF TRUSTEES

effective December 31, 2013, for terms expiring December 31, 2017: 35

Stewart A. Bliss of Denver, Colorado, a Republican who is not a graduate of the Colorado 36
 School of Mines, reappointed; 37

Thomas E. Jorden of Centennial, Colorado, an Unaffiliated graduate of the Colorado 38
 School of Mines, appointed. 39

- Education 40
 The Committee on Education has had under consideration and has had a hearing on the 41
 following appointments and recommends that the appointments be confirmed: 42

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

for terms expiring June 30, 2017:

William T. Pound of Castle Pines, Colorado, appointed;

Dan Jay Wilson of Broomfield, Colorado, appointed.

Trans-
portation

After consideration on the merits, the Committee recommends that **SB14-060** 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 27, strike "A" and substitute "ANY".

Page 4, after line 12 insert:

"**SECTION 3. Effective date.** This act takes effect July 1, 2014."

Renumber succeeding section accordingly.

Trans-
portation

After consideration on the merits, the Committee recommends that **SB14-053** be **postponed indefinitely**.

Finance

After consideration on the merits, the Committee recommends that **SB14-036** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 1, strike "TWENTY-FIVE" and substitute "TEN".

Finance

After consideration on the merits, the Committee recommends that **SB14-027** be **referred** to the Committee on Appropriations with favorable recommendation.

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **SB14-052** be **referred** to the Committee of the Whole with favorable recommendation.

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **SB14-076** 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 9, strike "34-32-112.5 (3) (d)." and substitute "34-32-112.5".

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 confirmed:

MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2017:

Jeanne Horne of Meeker, Colorado, as a representative of sports persons and outfitters and west of the Continental Divide, reappointed; and

James C. Pribyl of Boulder, Colorado, as a member at large, reappointed.

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SENATE SERVICES REPORT

Correctly Engrossed: SB14-009, 025 and 026.

MESSAGE FROM THE HOUSE

January 23, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1027.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1004, amended as printed in House Journal, January 22, page 84.

MESSAGE FROM THE REVISOR OF STATUTES

January 23, 2014

We herewith transmit:

Without comment, HB14-1027.

Without comment, as amended, HB14-1004.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-097** by Senator(s) Tochtrop; --Concerning the immunity of public agencies against liability arising from the wildfire mitigation activities of insurance companies.
Local Government
- SB14-098** by Senator(s) Zenzinger; also Representative(s) Foote and Schafer--Concerning clarifications to statutory language on crimes against at-risk elders.
Judiciary
- SB14-099** by Senator(s) Hodge; also Representative(s) May--Concerning a provisional physical therapist license.
Health & Human Services
- SB14-100** by Senator(s) Baumgardner and Herpin, Balmer, Brophy, Cadman, Crowder, Grantham, Harvey, Hill, King, Lambert, Lundberg, Marble, Renfroe, Rivera, Roberts, Scheffel; -- Concerning repealing certain provisions concerning large-capacity ammunition magazines.
State, Veterans, & Military Affairs
- SB14-101** by Senator(s) Kefalas; also Representative(s) Ginal--Concerning establishment of the unauthorized use of certain veterinary technician titles as a deceptive trade practice under the "Colorado Consumer Protection Act".
Health & Human Services

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SB14-102 by Senator(s) Ulibarri; --Concerning the addition of employment positions held at financial institutions to the circumstances under which an employer may use consumer credit information for employment purposes.
 Judiciary

SB14-103 by Senator(s) Guzman; also Representative(s) Fischer--Concerning the phase-out of the sale of certain low-efficiency plumbing fixtures.
 Agriculture, Natural Resources, & Energy

On motion of Majority Leader Heath, 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

SJR14-003 by Senator(s) Kefalas; also Representative(s) Sonnenberg--Concerning the designation of Colorado 4-H Day.

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

YES	30	NO	0	EXCUSED	4	ABSENT	1
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	A	Ulibarri	Y
Grantham	E	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Cadman, Carroll, Crowder, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kerr, King, Lambert, Lundberg, Marble, Newell, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

**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:

SB14-026 by Senator(s) Hodge, Brophy, Jones, Roberts, Schwartz; also Representative(s) Vigil, Coram, Fischer, Mitsch Bush, Sonnenberg--Concerning the removal of certain statutory printing requirements for information provided by the division of water resources.

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

YES	30	NO	0	EXCUSED	4	ABSENT	1
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	A	Ulibarri	Y
Grantham	E	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman, Tochtrop and Ulibarri.

SB14-025 by Senator(s) Hodge, Brophy, Jones, Roberts, Schwartz; also Representative(s) Fischer, Coram, Mitsch Bush, Sonnenberg, Vigil--Concerning grants for domestic wastewater treatment works for small communities.

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

YES	30	NO	0	EXCUSED	4	ABSENT	1
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	A	Ulibarri	Y
Grantham	E	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Newell, Tochtrop, Todd and Zenzinger.

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:

SB14-009 by Senator(s) Hodge; also Representative(s) Moreno--Concerning a disclosure of possible separate ownership of the mineral estate in the sale of real property.

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

YES	30	NO	0	EXCUSED	4	ABSENT	1
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	A	Ulibarri	Y
Grantham	E	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jahn, Kefalas, Kerr, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

Committee of the Whole On motion of Senator Schwartz, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Schwartz 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:

SB14-028 by Senator(s) Jones; also Representative(s) Duran and Tyler--Concerning an expansion of eligibility for the receipt of disbursements from the electric vehicle grant fund for the installation of electric vehicle charging stations.

Amendment No. 1, Transportation Committee Amendment.

(Printed in Senate Journal, January 22, page(s) 91 and placed in members' bill files.)

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

SB14-020 by Senator(s) Tochtrop; also Representative(s) Saine--Concerning administration of the motorcycle operator safety training program.

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

SB14-007 by Senator(s) Lundberg and Jones, Kefalas, Kerr, Lambert, Nicholson, Renfroe; also Representative(s) Foote and DelGrosso, Humphrey, Singer, Sonnenberg, Young--Concerning authority for a board of county commissioners to transfer county general fund moneys to its county road and bridge fund after a declared disaster emergency in the county.

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

YES	30	NO	0	EXCUSED	4	ABSENT	1
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	A	Ulibarri	Y
Grantham	E	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-028 as amended, SB14-020, SB14-007.

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, January 27, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

20th Legislative Day

Monday, January 27, 2014

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 Zenzinger.

Musical Presentation Pueblo Veterans Ritual Team.
Henry LaFebre and Merissa Valdez, Buglers.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Rivera, reading of the Journal of Friday, January 24, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Monday, January 27 was laid over until Tuesday, January 28, retaining its place on the calendar.

Third Reading of Bills -- Final Passage: SB14-028, SB14-020, SB14-007.
General Orders -- Second Reading of Bills -- Consent Calendar: SB14-048.
General Orders -- Second Reading of Bills: SB14-067.
Consideration of Governor's Appointments:
Members of the Board of Assessment Appeals.
Members of the Fire and Police Pension Association Board of Directors.

Senate in recess. Senate reconvened.

SENATE SERVICES REPORT

Correctly Printed: SB14-097, 098, 099, 100, 101, 102 and 103.
Correctly Engrossed: SB14-007, 020 and 028; SJR14-003.
Correctly Reengrossed: SB14-009, 025 and 026.

MESSAGE FROM THE HOUSE

January 24, 2014

Madam President:

The House has adopted and transmits herewith HJR14-1004, and amended as printed in House Journal, January 24.

The House has adopted and returns herewith SJR14-003.

January 27, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1020.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1074, amended as printed in House Journal, January 24, page 98. HB14-1059, amended as printed in House Journal, January 24, page 98. HB14-1031, amended as printed in House Journal, January 24, page 98.

The House has adopted and transmits herewith HJR14-1005, 1007, 1008.

The House has adopted and transmits herewith HJR14-1006, and amended as printed in House Journal, January 27.

MESSAGE FROM THE REVISOR OF STATUTES

January 27, 2014

We herewith transmit:

Without comment, HB14-1020.
Without comment, as amended, HB14-1031, 1059, and 1074.

INTRODUCTION OF RESOLUTIONS

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

SJR14-004 by Senator(s) Schwartz; also Representative(s) Fischer--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.
Agriculture, Natural Resources, & Energy

SR14-002 by Senator(s) Heath, Carroll, Cadman; --Concerning changes to the Rules of the Senate, and, in connection therewith, permitting the referral of bills allocating additional legislative staff resources to the Legislative Council as a committee of reference and authorizing committees of reference to recommend that a confirmation of a governor's appointment be placed on the consent calendar.

Laid over until Wednesday, January 29, retaining its place on the calendar.

HJR14-1004 by Representative(s) Hullinghorst, Ferrandino, DelGrosso; also Senator(s) Heath, Carroll, Cadman--Concerning changes to the Joint Rules of the Senate and House of Representatives, and, in connection therewith, conforming the Joint Rules to the changes made to the "State Measurement for Accountable, Responsive, and Transparent Government Act" and repealing the Joint Rule on capitalization in bills.

Laid over until Wednesday, January 29, retaining its place on the calendar.

HJR14-1005 by Representative(s) Ryden and Wright, Conti, Exum, Foote, Garcia, Ginal, Kraft-Tharp, Lawrence, Lee, McCann, Melton, Moreno, Nordberg, Pabon, Peniston, Primavera, Schafer, Williams, Young; also Senator(s) Todd and Cadman--Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

Laid over until Wednesday, January 29, retaining its place on the calendar.

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HJR14-1006 by Representative(s) Melton and Landgraf, Becker, Buck, Buckner, Conti, Coram, Court, DelGrosso, Dore, Duran, Everett, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Gardner, Gerou, Ginal, Hamner, Holbert, Hullinghorst, Humphrey, Joshi, Kagan, Kraft-Tharp, Labuda, Lawrence, Lebsock, Lee, May, McCann, McLachlan, McNulty, Mitsch Bush, Moreno, Murray, Navarro, Nordberg, Pabon, Peniston, Pettersen, Primavera, Priola, Rankin, Rosenthal, Ryden, Saine, Salazar, Schafer, Scott, Singer, Sonnenberg, Stephens, Swalm, Szabo, Tyler, Vigil, Waller, Williams, Wilson, Wright, Young; also Senator(s) Heath and Balmer--Concerning recognition of military personnel from Colorado who have served in Operation New Dawn and Operation Enduring Freedom and in the Global War on Terrorism, and honoring those who have died while serving their country in Iraq, Afghanistan, and elsewhere around the world.

Laid over until Wednesday, January 29, retaining its place on the calendar.

HJR14-1007 by Representative(s) Garcia and Navarro, Vigil, Duran, Kraft-Tharp, Lebsock, Lee, Melton, Nordberg, Pabon, Rosenthal, Singer, Wright, Young; also Senator(s) Ulibarri and Rivera, Crowder--Concerning the U.S.S. Pueblo.

Laid over until Wednesday, January 29, retaining its place on the calendar.

HJR14-1008 by Representative(s) Exum and Stephens, Conti, Foote, Garcia, Ginal, Kraft-Tharp, Lawrence, McLachlan, Moreno, Nordberg, Pabon, Peniston, Pettersen, Primavera, Schafer, Williams, Young; also Senator(s) Nicholson and Roberts--Concerning the Colorado National Guard and, in connection therewith, honoring Guard members for their firefighting and flood recovery efforts.

Laid over until Wednesday, January 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:

SB14-104 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Duran, May, Gerou-- Concerning the disposition of disputed payments of tobacco litigation settlement moneys received by the state.
Appropriations

SB14-105 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Duran and Gerou, May-- Concerning the elimination of the requirement that a portion of the fees collected for the water resources cash fund be transferred to the state general fund.
Appropriations

SB14-106 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May-- Concerning the appropriation of federal mineral lease moneys from the local government permanent fund to the department of local affairs.
Appropriations

SB14-107 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Duran, May, Gerou-- Concerning the continuation of the department of law's authority to accept gifts, grants, and donations.
Appropriations

SB14-108 by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Duran, May-- Concerning the department of personnel revolving fund, and, in connection therewith, setting an alternative target reserve for the fund and restricting the spending of the capital outlay reserve.
Appropriations

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SB14-109	by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May, Duran, Gerou-- Concerning the use of the prevention, early detection, and treatment fund, and, in connection therewith, eliminating the annual transfer of two million dollars from the fund to the department of health care policy and financing for medicaid disease management and treatment programs that address cancer, heart disease, and lung disease or risk factors associated with those diseases and increasing the amount annually appropriated from the fund to the prevention services division of the department of public health and environment for the cancer, cardiovascular disease, and chronic pulmonary disease prevention, early detection, and treatment program by two million dollars. Appropriations	1 2 3 4 5 6 7 8 9 10 11 12
SB14-110	by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Duran, May-- Concerning the general assembly's development of recommendations regarding new methods of financing the state's ongoing capital construction needs. Appropriations	13 14 15 16 17 18
SB14-111	by Senator(s) Brophy; --Concerning the ability of a health insurer to offer to Colorado consumers a small employer health benefit plan that is approved for issuance in another state. State, Veterans, & Military Affairs	19 20 21 22 23 24
SB14-112	by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Duran and Gerou, May-- Concerning a requirement that all financial assistance awarded from the public school capital construction assistance fund under the "Building Excellent Schools Today Act" be subject to annual appropriation. Education	25 26 27 28 29 30 31
SB14-113	by Senator(s) Harvey, Grantham, Lambert, Marble, Baumgardner, Brophy, Cadman, Crowder, Herpin, Hill, Lundberg, Scheffel; --Concerning the prohibition of discrimination against employees based on labor union participation. State, Veterans, & Military Affairs	32 33 34 35 36 37
SB14-114	by Senator(s) Todd, Newell, Kefalas, Kerr, Lundberg; also Representative(s) Hamner and Holbert--Concerning expanding access for all students to Colorado state university - global campus. Education	38 39 40 41 42 43
SB14-115	by Senator(s) Roberts and Schwartz; also Representative(s) Fischer and Coram-- Concerning procedural requirements applicable to state water plans. Agriculture, Natural Resources, & Energy	44 45 46 47 48
SB14-116	by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May, Duran, Gerou-- Concerning the range of initiative petition signatures that requires the secretary of state to do a line-by-line verification. State, Veterans, & Military Affairs	49 50 51 52 53 54
SB14-117	by Senator(s) Jahn; also Representative(s) Fischer--Concerning the reauthorization of the regulation of real estate appraisers by the board of real estate appraisers through a recreation and reenactment of the relevant statutes incorporating no substantive amendments other than those approved during the first regular session of the 69th general assembly. Business, Labor, & Technology	55 56 57 58 59 60 61 62
SB14-118	by Senator(s) Steadman; --Concerning improving protections for individuals with disabilities. Judiciary	63 64 65 66 67
SB14-119	by Senator(s) Heath and Cadman; also Representative(s) Hullinghorst and DelGrosso-- Concerning the decriminalization of certain prohibited practices by persons engaged in lobbying. State, Veterans, & Military Affairs	68 69 70 71 72

SB14-120	by Senator(s) Hodge; also Representative(s) May--Concerning the continuous appropriation of certain amounts in the state employee workers' compensation account in the risk management fund. Appropriations	1 2 3 4 5 6
SB14-121	by Senator(s) Lambert; also Representative(s) Young--Concerning financial assistance for local governments after a declared disaster emergency. Local Government	7 8 9 10 11
SB14-122	by Senator(s) Hill; also Representative(s) Wright--Concerning the creation of a credit for tobacco products that a distributor sells to an out-of-state consumer. Health & Human Services Finance	12 13 14 15 16 17
SB14-123	by Senator(s) Guzman; also Representative(s) Kagan--Concerning the authority of the peace officers standards and training board, and, in connection therewith, providing additional rule-making authority; raising the maximum fee for certification and skills exams; allowing awarding grants to nonprofit organizations; and denying certification for municipal violations. Judiciary	18 19 20 21 22 23 24 25
SB14-124	by Senator(s) Zenzinger; also Representative(s) Fields--Concerning programs to develop leaders for low-performing public schools. Education	26 27 28 29 30
SB14-125	by Senator(s) Jahn and Harvey, Baumgardner, Cadman, Crowder, Grantham, Herpin, Hodge, Johnston, Lambert, Marble, Newell, Rivera, Steadman, Todd, Zenzinger; also Representative(s) Pabon and Szabo--Concerning the regulation of transportation network companies, and, in connection therewith, requiring transportation network companies to carry liability insurance, conduct background checks on transportation network company drivers, inspect transportation network company vehicles, and obtain a permit from the public utilities commission. Business, Labor, & Technology	31 32 33 34 35 36 37 38 39 40
SB14-126	by Senator(s) King; --Concerning the reclassification of the state lottery division as a type 1 agency. Finance	41 42 43 44 45
SB14-127	by Senator(s) Roberts; also Representative(s) Dore--Concerning statewide radio communications, and, in connection therewith, directing the department of public safety to perform a communications needs assessment and recreating the consolidated communications system authority as a new standing public safety communications subcommittee under the homeland security and all-hazards senior advisory committee in the division of homeland security and emergency management in that department. Judiciary	46 47 48 49 50 51 52 53 54
SB14-128	by Senator(s) Herpin; --Concerning modifications to the "Naturopathic Doctor Act", and, in connection therewith, allowing registration by naturopaths who do not satisfy the current education and examination criteria for obtaining a registration, eliminating certain areas of practice, and adding members to the advisory committee. Health & Human Services	55 56 57 58 59 60 61
SB14-129	by Senator(s) Steadman; also Representative(s) May--Concerning changes to criminal provisions related to marijuana. Judiciary	62 63 64 65 66
SB14-130	by Senator(s) Tochtrop; also Representative(s) Primavera--Concerning an increase to the personal needs allowance for persons in nursing care facilities. Health & Human Services	67 68 69 70 71 72

SB14-131	by Senator(s) King; --Concerning the removal of certain identifying information from a motor vehicle registration card. Judiciary	1 2 3 4 5
SB14-132	by Senator(s) Crowder and Ulibarri; also Representative(s) Gardner and Exum, Garcia-- Concerning the repeal of the requirement that a soldier be killed while deployed to a combat zone to issue a fallen soldier license plate. State, Veterans, & Military Affairs	6 7 8 9 10
SB14-133	by Senator(s) Newell, Guzman, Todd; also Representative(s) Melton, Fields, Hullinghorst-- Concerning the regulation of private investigators by the department of regulatory agencies. Judiciary	11 12 13 14 15
SB14-134	by Senator(s) Hodge, Steadman, Lambert; also Representative(s) May and Gerou, Duran-- Concerning the repeal of statutory fee schedules applicable to water quality. Appropriations	16 17 18 19 20
SB14-135	by Senator(s) Brophy, Grantham, Harvey, Renfroe, Lambert, Herpin, Scheffel, Rivera, Baumgardner, Cadman, Crowder, King, Lundberg; also Representative(s) Wright, Nordberg, Humphrey, Priola, Dore, Everett, Gardner, Holbert, McNulty, Rankin, Saine, Scott, Sonnenberg, Szabo--Concerning the repeal of certain provisions concerning the purchasing of firearms in states that are contiguous to Colorado. State, Veterans, & Military Affairs	21 22 23 24 25 26 27 28
SB14-136	by Senator(s) Marble, Brophy, Grantham, Rivera, Herpin, Harvey, Hill, Baumgardner, Crowder, Lambert, Lundberg, Scheffel; also Representative(s) Saine, Humphrey, Everett, Holbert, Nordberg, Rankin, Wilson--Concerning implementation of standards-based education, and, in connection therewith, delaying administration of new statewide assessments by one year and creating a task force to study implementation of Colorado academic standards. Education	29 30 31 32 33 34 35 36 37
SB14-137	by Senator(s) Jahn; also Representative(s) McNulty--Concerning certification of workers' compensation insurance forms. Business, Labor, & Technology	38 39 40 41 42
SB14-138	by Senator(s) Kefalas and Lundberg, Jones, Nicholson; also Representative(s) Sonnenberg and Foote, Humphrey, Singer, Young, Saine--Concerning civil immunity for community volunteers assisting at an emergency. State, Veterans, & Military Affairs	43 44 45 46 47 48
SB14-139	by Senator(s) Scheffel; --Concerning state-supported financing for charter school capital construction, and, in connection therewith, making an appropriation from the state education fund to the state charter school debt reserve fund. State, Veterans, & Military Affairs	49 50 51 52 53 54
SB14-140	by Senator(s) Hill; --Concerning a prohibition on the exercise of lien rights under the "Colorado Common Interest Ownership Act" by unit owners' associations that do not elect to be covered by the entire act. State, Veterans, & Military Affairs	55 56 57 58 59 60
HB14-1004	by Representative(s) Foote and Humphrey, Singer; also Senator(s) Nicholson and Lambert, Lundberg--Concerning emergency management, and, in connection therewith, eliminating and reorganizing two entities within the division of homeland security and emergency management in the department of public safety and authorizing the governor to provide individual assistance during a disaster absent a presidential declaration of the same. Local Government	61 62 63 64 65 66 67 68
HB14-1027	by Representative(s) Fischer, Lee, Mitsch Bush, Primavera, Tyler; also Senator(s) Jones, Todd--Concerning the clarification of the definition of a plug-in electric motor vehicle. Transportation	69 70 71 72

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday,
January 28, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

21st Legislative Day

Tuesday, January 28, 2014

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Prayer	By the chaplain, Rabbi Eliot Baskin, Jewish Family Services of Colorado, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Zenzinger.	16
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Roll Call	Present--34	18
	Absent--1, Ulibarri.	19
	Present later--1, Ulibarri.	20
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Quorum	The President announced a quorum present.	22
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Reading of Journal	On motion of Senator Rivera, reading of the Journal of Monday, January 27, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	24
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COMMITTEE OF REFERENCE REPORTS

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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB14-080 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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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB14-054 be referred to the Committee on <u>Finance</u> with favorable recommendation.	37
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-063 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	42
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	Amend printed bill, page 2, line 5, strike "NO LATER".	47
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	Page 3, strike lines 1 through 3 and substitute:	49
		50
	"THE DEPARTMENT OF REGULATORY AGENCIES SHALL ESTABLISH A SCHEDULE, IN CONSULTATION WITH EACH PRINCIPAL DEPARTMENT, FOR THE REVIEW OF ALL OF THE RULES FOR EACH PRINCIPAL DEPARTMENT. EACH PRINCIPAL DEPARTMENT SHALL CONDUCT".	51
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	Page 3, line 23, strike "AND".	56
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	Page 3, strike lines 24 through 27.	58
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	Page 4, strike line 1 and substitute:	60
		61
	"(g) WHETHER A COST-BENEFIT ANALYSIS WAS PERFORMED BY THE APPLICABLE RULE-MAKING AGENCY OR OFFICIAL IN THE PRINCIPAL DEPARTMENT PURSUANT TO SECTION 24-4-103 (2.5)".	62
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	Page 4, after line 1, insert:	66
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"(h) WHETHER THE RULE IS ADEQUATE FOR THE PROTECTION OF THE SAFETY, HEALTH, AND WELFARE OF THE STATE OR ITS RESIDENTS."

Page 4, line 3, after "NOTICE" insert "ON THE AGENCY'S OFFICIAL WEB SITE".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB14-084** 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 12, strike "IN A COUNTY IN".
page 2, strike lines 13 through 16.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB14-071** be **postponed indefinitely**.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB14-079** be **postponed indefinitely**.

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1019** 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 **SB14-034** be **postponed indefinitely**.

Judiciary

After consideration on the merits, the Committee recommends that **SB14-062** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, strike lines 15 through 17 and substitute:
"(f) THE DEPENDENCY AND NEGLECT ACTION DID NOT INVOLVE SUBSTANTIATED ALLEGATIONS OF SEXUAL ABUSE OR AN INCIDENT OF EGREGIOUS".

Page 6, line 13, strike "NAME, AGE, AND ADDRESS" and substitute "NAME AND AGE".

Page 6, line 15, strike "THE NAME AND ADDRESS OF THE FOSTER PARENT OR AGENCY THAT".

Page 6, strike line 16.

Page 6, line 17, strike "PLACEMENT;".

Page 7, line 9, strike "PARENT;" and substitute "PARENT WHOSE PARENT-CHILD LEGAL RELATIONSHIP THE PETITION SEEKS TO HAVE REINSTATED;".

Page 9, strike lines 14 and 15 and substitute "TRIAL PERIOD. THE COUNTY DEPARTMENT MAY STOP THE VISITATION OR REMOVE THE CHILD FROM PLACEMENT WITH THE FORMER PARENT AT ANY TIME, IN".

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Judiciary After consideration on the merits, the Committee recommends that **SB14-070** be **postponed indefinitely**. 1
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Judiciary After consideration on the merits, the Committee recommends that **SB14-059** be **amended** 5
as follows, and as so amended, be referred to the Committee of the Whole with favorable 6
recommendation. 7

Amend printed bill, page 2, strike lines 15 and 16 and substitute: 8
"I) Under section 18-3-402, C.R.S., or section 18-3-403, C.R.S., 9
as said section existed prior to July 1, 2000, OR SECTION 18-3-404, 10
C.R.S.; or". 11

Page 2, line 17, after "IS" insert "A FELONY AND IS". 12
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Page 2, line 20, after "(a.5);" insert "EXCEPT THAT THIS SUBPARAGRAPH 15
(II) DOES NOT APPLY IF THE COURT FINDS THAT THERE IS NO PROBABLE 16
CAUSE FOR THE OFFENSE CHARGED IN SUBPARAGRAPH (I) OF THIS 17
PARAGRAPH (a.5);". 18
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Page 3, line 4, strike "said date." and substitute "July 1, 2011.". 20
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SENATE SERVICES REPORT 26

Correctly Printed: SB14-104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 27
116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 28
134, 135, 136, 137, 138, 139 and 140; SJR14-004; SR14-002. 29
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On motion of Majority Leader Heath, and with a majority of those elected to the Senate 35
having voted in the affirmative, the Senate proceeded out of order for an expression of 36
personal privilege. 37
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THIRD READING OF BILLS -- FINAL PASSAGE 42

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On third reading, the titles of the following bills were publicly read, the reading at length 47
having been dispensed with by unanimous consent: 48

SB14-028 by Senator(s) Jones; also Representative(s) Duran and Tyler--Concerning an expansion of 49
eligibility for the receipt of disbursements from the electric vehicle grant fund for the 50
installation of electric vehicle charging stations. 51

The question being "Shall the bill pass?", the roll call was taken with the following result: 52
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YES	23	NO	12	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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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, Newell, Schwartz, Steadman, Ulibarri and Zenzinger.

SB14-020 by Senator(s) Tochtrop; also Representative(s) Saine--Concerning administration of the motorcycle operator safety training 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

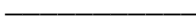
SB14-007 by Senator(s) Lundberg and Jones, Kefalas, Kerr, Lambert, Nicholson, Renfroe; also Representative(s) Foote and DelGrosso, Humphrey, Singer, Sonnenberg, Young-- Concerning authority for a board of county commissioners to transfer county general fund moneys to its county road and bridge fund after a declared disaster emergency in the county.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, King, Marble, Newell, Rivera, Roberts, Scheffel, Schwartz, Steadman, Todd, Ulibarri and Zenzinger.



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 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:

SB14-048 by Senator(s) Guzman; also Representative(s) Waller--Concerning use of the most recent United States census bureau mortality table as evidence of the expectancy of continued life of any person in a civil action in Colorado.

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

SB14-060 by Senator(s) Todd and King; also Representative(s) Coram and Williams--Concerning the authorization of the department of transportation to conduct flagperson training.

Amendment No. 1, Transportation Committee Amendment.

(Printed in Senate Journal, January 24, page(s) 104 and placed in members' bill files.)

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

SB14-076 by Senator(s) Tochtrop; also Representative(s) Becker--Concerning the creation of a hard rock mining permit issued by the division of reclamation, mining, and safety for mining operations disturbing no more than five acres of surface area.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.

(Printed in Senate Journal, January 24, page(s) 104 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 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-048, SB14-060 as amended, SB14-076 as amended.

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, and Senator Steadman 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:

SB14-067 by Senator(s) Aguilar; also Representative(s) Singer--Concerning aligning certain state medical assistance programs' eligibility laws with the federal "Patient Protection and Affordable Care Act".

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

SB14-004 by Senator(s) Todd, Grantham, Jahn, Marble, Newell; also Representative(s) Wilson and May, Coram, DelGrosso, Garcia, Hamner, Holbert, Landgraf, Mitsch Bush, Moreno, Murray, Peniston, Pettersen, Rankin, Singer, Szabo--Concerning the role and mission of community colleges.

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

SB14-052 by Senator(s) Crowder; also Representative(s) Sonnenberg--Concerning actions taken to remediate soil erosion creating property damage.

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

Amend printed bill, page 4, line 2, strike "PUBLISHED MARKET RATES OF SERVICES" and substitute "MARKET RATES OF SERVICES IN THE "AGRICULTURE & BUSINESS MANAGEMENT NOTES", AS PUBLISHED BY THE COLORADO STATE UNIVERSITY EXTENSION, OR A COMPARABLE PUBLICATION".

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 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-067, SB14-004, SB14-052 as amended.

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

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

MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

for terms expiring July 1, 2014:

- MaryKay Kelley of Silverthorne, Colorado, reappointed;
- Amy J. Williams of Hayden, Colorado, engaged in agricultural, reappointed; and
- Brooke Blair Leer of Greenwood Village, Colorado, reappointed.

for a term expiring July 1, 2017:

- Debra Ann Baumbach of Littleton, Colorado, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
FIRE AND POLICE PENSION ASSOCIATION
BOARD OF DIRECTORS

for a term expiring September 1, 2014:

- David Leroy Bomberger of Castle Rock, Colorado, who has experience in insurance disability claims, and occasioned by the resignation of Monica Cortez-Sangster of Aurora, Colorado, appointed.

for a term expiring September 1, 2015:

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

for a term expiring September 1, 2019:

- Nick Nuanes of Denver, Colorado, a retired fire fighter, appointed.

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
COLORADO SCHOOL OF MINES, BOARD OF TRUSTEES

effective December 31, 2013, for terms expiring December 31, 2017:

Stewart A. Bliss of Denver, Colorado, a Republican who is not a graduate of the Colorado School of Mines, reappointed;

Thomas E. Jorden of Centennial, Colorado, an Unaffiliated graduate of the Colorado School of Mines, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

for terms expiring June 30, 2017:

William T. Pound of Castle Pines, Colorado, appointed;

Dan Jay Wilson of Broomfield, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
PARKS AND WILDLIFE COMMISSION

for terms expiring July 1, 2017:

Jeanne Horne of Meeker, Colorado, as a representative of sports persons and outfitters and west of the Continental Divide, reappointed; and

James C. Pribyl of Boulder, Colorado, as a member at large, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, January 29, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

22nd Legislative Day

Wednesday, January 29, 2014

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Prayer	By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Zenzinger.	15
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Roll Call	Present--33	17
	Excused--2, Brophy, Renfroe.	18
	Present later--2, Brophy, Renfroe.	19
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Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Rivera, reading of the Journal of Tuesday, January 28, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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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 confirmed:	50
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COMMITTEE OF REFERENCE REPORTS

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 confirmed:

**MEMBERS OF THE
COLORADO AERONAUTICAL BOARD**

for a term expiring December 19, 2014:

Debra K. Wilcox of Centennial, Colorado, to serve as a member familiar with and supportive of the state's aviation issues, interests, and concerns, reappointed; and

for a term expiring December 19, 2016:

Raymond Allen Beck of Craig, Colorado, to serve as a representative of local government in the Western Slope which operates airports, 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 confirmed:

**MEMBERS OF THE
FINANCIAL SERVICES BOARD**

for terms expiring July 1, 2017:

Michael George Hurst of Del Norte, Colorado, an executive officer of a state savings and loan association and a Democrat, appointed;

Keith Marshall Cowling of Arvada, Colorado, an executive officer of a state credit union and a Republican, reappointed; and

Nilsa Guerrero-Mahon of Brighton, Colorado, to serve as a public member with expertise in finance, and an Unaffiliated, reappointed.

Finance After consideration on the merits, the Committee recommends that **SB14-013** be referred to the Committee on Appropriations with favorable recommendation.

Local Government After consideration on the merits, the Committee recommends that **SB14-046** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 4, line 18, strike "AWARD APPLICATIONS;" and substitute "THE GRANT APPLICATION PROCESS, FUNDING PRIORITIES, AND THE CRITERIA FOR AWARDED GRANTS;"

(b) HOW TO STRUCTURE THE GRANT APPLICATION PROCESS, WHICH MUST INCLUDE A MERIT-BASED, PEER-REVIEW PROCESS WITH GRANT REVIEWERS FROM THE COLORADO STATE FIRE CHIEFS, COLORADO PROFESSIONAL FIRE FIGHTERS ASSOCIATION, AND THE COLORADO STATE FIRE FIGHTERS ASSOCIATION, IN EQUAL REPRESENTATION. THE PEER REVIEWERS SHALL MAKE RECOMMENDATIONS TO THE DIRECTOR ON THE AWARD OF GRANTS UNDER THE PROGRAM."

Reletter succeeding paragraphs accordingly.

Page 5, strike lines 15 through 23 and substitute "(5) THE ADVISORY BOARD SHALL ADVISE THE DIRECTOR ON THE PROMULGATION OF RULES GOVERNING THE LOCAL FIREFIGHTER SAFETY AND DISEASE PREVENTION GRANT PROGRAM CREATED IN SECTION 24-33.5-1229."

Local Government After consideration on the merits, the Committee recommends that **SB14-047** be referred to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Engrossed: SB14-004, 048, 052, 060, 067 and 076.
Correctly Reengrossed: SB14-007, 020 and 028.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-005 by Senator(s) Herpin; also Representative(s) Priola--Concerning recognition of School Choice Week in Colorado.
Laid over until Friday, January 31, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

HB14-1020 by Representative(s) Lebsock; also Senator(s) Balmer and Nicholson--Concerning the consolidation of two reports on taxable property that county assessors submit to their boards of equalization.
Local Government

HB14-1031 by Representative(s) Moreno, Fischer, Lee, Mitsch Bush, Peniston, Primavera, Tyler; also Senator(s) Hodge--Concerning the weight of motor vehicles that are subject to rate regulation when being towed without the owner's consent.
Transportation

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HB14-1059 by Representative(s) Garcia; also Senator(s) Crowder--Concerning clarifying that the ritual discharge of blank ammunition cartridges at a military funeral does not constitute the criminal offense of disorderly conduct.
State, Veterans, & Military Affairs

HB14-1074 by Representative(s) Court and DelGrosso; also Senator(s) Johnston--Concerning payments that a nonprofit owner of a tax-exempt property may receive for reasonable expenses incurred without affecting the tax-exempt status of the property.
Finance

Upon request of Majority Leader Heath, **SB14-060** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Wednesday, January 29 and was placed at the end of the Third Reading of Bills--Final Passage Calendar of Wednesday, January 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:

SB14-048 by Senator(s) Guzman; also Representative(s) Waller--Concerning use of the most recent United States census bureau mortality table as evidence of the expectancy of continued life of any person in a civil action in 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	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Steadman.

SB14-076 by Senator(s) Tochtrop; also Representative(s) Becker--Concerning the creation of a hard rock mining permit issued by the division of reclamation, mining, and safety for mining operations disturbing no more than five acres of surface area.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Brophy, Crowder, Guzman, Herpin, Jones, Roberts and Schwartz.

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:

SB14-067 by Senator(s) Aguilar; also Representative(s) Singer--Concerning aligning certain state medical assistance programs' eligibility laws with the federal "Patient Protection and Affordable Care Act".

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Johnston, Jones, Kefalas, Newell, Nicholson, Schwartz, Steadman, Tochtrop, Todd and Ulibarri.

SB14-004 by Senator(s) Todd, Grantham, Jahn, Marble, Newell; also Representative(s) Wilson and May, Coram, DelGrosso, Garcia, Hamner, Holbert, Landgraf, Mitsch Bush, Moreno, Murray, Peniston, Pettersen, Rankin, Singer, Szabo--Concerning the role and mission of community colleges.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Brophy, Cadman, Carroll, Crowder, Guzman, Heath, Herpin, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Nicholson, Rivera, Scheffel, Schwartz, Steadman, Ulibarri and Zenzinger.

SB14-052 by Senator(s) Crowder; also Representative(s) Sonnenberg--Concerning actions taken to remediate soil erosion creating property damage.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, Nicholson, Rivera, Roberts, Schwartz and Tochtrop.

SB14-060 by Senator(s) Todd and King; also Representative(s) Coram and Williams--Concerning the authorization of the department of transportation to conduct flagperson training.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman, Hodge, Newell and Nicholson.

**CONSIDERATION OF RESOLUTIONS -
CONSENT CALENDAR**

HJR14-1005 by Representative(s) Ryden and Wright, Conti, Exum, Foote, Garcia, Ginal, Kraft-Tharp, Lawrence, Lee, McCann, Melton, Moreno, Nordberg, Pabon, Peniston, Primavera, Schafer, Williams, Young; also Senator(s) Todd and Cadman--Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Ulibarri and Zenzinger.

HJR14-1006 by Representative(s) Melton and Landgraf, Becker, Buck, Buckner, Conti, Coram, Court, DelGrosso, Dore, Duran, Everett, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Gardner, Gerou, Ginal, Hamner, Holbert, Hullinghorst, Humphrey, Joshi, Kagan, Kraft-Tharp, Labuda, Lawrence, Lebsock, Lee, May, McCann, McLachlan, McNulty, Mitsch Bush, Moreno, Murray, Navarro, Nordberg, Pabon, Peniston, Pettersen, Primavera, Priola, Rankin, Rosenthal, Ryden, Saine, Salazar, Schafer, Scott, Singer, Sonnenberg, Stephens, Swalm, Szabo, Tyler, Vigil, Waller, Williams, Wilson, Wright, Young; also Senator(s) Heath and Balmer--Concerning recognition of military personnel from Colorado who have served in Operation New Dawn and Operation Enduring Freedom and in the Global War on Terrorism, and honoring those who have died while serving their country in Iraq, Afghanistan, and elsewhere around the world.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

HJR14-1007 by Representative(s) Garcia and Navarro, Vigil, Duran, Kraft-Tharp, Lebsock, Lee, Melton, Nordberg, Pabon, Rosenthal, Singer, Wright, Young; also Senator(s) Ulibarri and Rivera, Crowder--Concerning the U.S.S. Pueblo.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

HJR14-1008 by Representative(s) Exum and Stephens, Conti, Foote, Garcia, Ginal, Kraft-Tharp, Lawrence, McLachlan, Moreno, Nordberg, Pabon, Peniston, Pettersen, Primavera, Schafer, Williams, Young; also Senator(s) Nicholson and Roberts--Concerning the Colorado National Guard and, in connection therewith, honoring Guard members for their firefighting and flood recovery efforts.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

IMMEDIATE RECONSIDERATION OF HJR14-1005, HJR14-1006, HJR14-1007, AND HJR14-1008

Majority Leader Heath moved for immediate reconsideration of the last Senate action, Consideration of Resolutions, on HJR14-1005, HJR14-1006, HJR14-1007, and HJR14-1008.

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

CONSIDERATION OF RESOLUTIONS - CONSENT CALENDAR (cont'd)

HJR14-1005 by Representative(s) Ryden and Wright, Conti, Exum, Foote, Garcia, Ginal, Kraft-Tharp, Lawrence, Lee, McCann, Melton, Moreno, Nordberg, Pabon, Peniston, Primavera, Schafer, Williams, Young; also Senator(s) Todd and Cadman--Concerning recognition of Military, Veterans, and MIA/POW Appreciation Day.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Renfroe.

HJR14-1006 by Representative(s) Melton and Landgraf, Becker, Buck, Buckner, Conti, Coram, Court, DelGrosso, Dore, Duran, Everett, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Gardner, Gerou, Ginal, Hamner, Holbert, Hullinghorst, Humphrey, Joshi, Kagan, Kraft-Tharp, Labuda, Lawrence, Lebsock, Lee, May, McCann, McLachlan, McNulty, Mitsch Bush, Moreno, Murray, Navarro, Nordberg, Pabon, Peniston, Pettersen, Primavera, Priola, Rankin, Rosenthal, Ryden, Saine, Salazar, Schafer, Scott, Singer, Sonnenberg, Stephens, Swalm, Szabo, Tyler, Vigil, Waller, Williams, Wilson, Wright, Young; also Senator(s) Heath and Balmer--Concerning recognition of military personnel from Colorado who have served in Operation New Dawn and Operation Enduring Freedom and in the Global War on Terrorism, and honoring those who have died while serving their country in Iraq, Afghanistan, and elsewhere around the world.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Renfroe.

HJR14-1007 by Representative(s) Garcia and Navarro, Vigil, Duran, Kraft-Tharp, Lebsock, Lee, Melton, Nordberg, Pabon, Rosenthal, Singer, Wright, Young; also Senator(s) Ulibarri and Rivera, Crowder--Concerning the U.S.S. Pueblo.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

HJR14-1008 by Representative(s) Exum and Stephens, Conti, Foote, Garcia, Ginal, Kraft-Tharp, Lawrence, McLachlan, Moreno, Nordberg, Pabon, Peniston, Pettersen, Primavera, Schafer, Williams, Young; also Senator(s) Nicholson and Roberts--Concerning the Colorado National Guard and, in connection therewith, honoring Guard members for their firefighting and flood recovery efforts.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Renfroe, Rivera, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

CONSIDERATION OF RESOLUTIONS

SR14-002 by Senator(s) Heath, Carroll, Cadman; --Concerning changes to the Rules of the Senate, and, in connection therewith, permitting the referral of bills allocating additional legislative staff resources to the Legislative Council as a committee of reference and authorizing committees of reference to recommend that a confirmation of a governor's appointment be placed on the consent calendar.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

HJR14-1004 by Representative(s) Hullinghorst, Ferrandino, DelGrosso; also Senator(s) Heath, Carroll, Cadman--Concerning changes to the Joint Rules of the Senate and House of Representatives, and, in connection therewith, conforming the Joint Rules to the changes made to the "State Measurement for Accountable, Responsive, and Transparent Government Act" and repealing the Joint Rule on capitalization in bills.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

TRIBUTES

Honoring:

- The Grand Valley Combined Honor Guard, For the 10th year of service to the Grand Valley veterans and their families -- By Senator Steve King.
- Todd Leopold, For his appointment as Adams County Manager -- By President Morgan Carroll.
- The Bennett Tigers Wrestling Team, For placing 2nd at the 2013 Colorado State Wrestling Championship -- By President Morgan Carroll.
- The Bennett Tigers Basketball Team, For their victory in the Tiger Tip-off Tournament -- By President Morgan Carroll.
- Arapahoe County Sheriffs Department, Selected to participate in the U.S. Department of Justice's strategic research project -- By President Morgan Carroll.
- Arapahoe County Sheriffs Communication Center, For receiving the Gold Standard Accreditation with Excellence Award and international recognition from the Commission on Accreditation for Law Enforcement Agencies -- By President Morgan Carroll.
- Arapahoe County Coroner's Office, On their accreditation from the National Association of Medical Examiners -- By President Morgan Carroll.
- Heidi Miller, For appointment as Adams County Attorney -- By President Morgan Carroll.
- Blankets & Blessings, In helping the homeless community with great gratitude -- By President Morgan Carroll.
- Caitlin Martin, For capturing 4th place in the 10 Novice Division at the USA BMX Grand Nationals -- By President Morgan Carroll.
- The Lady Indians Softball Team, 2nd consecutive state title win and impressive 24-0 season -- By President Morgan Carroll.
- Rich Campbell, For his election to the position of Dean of Students for the Bennett School District -- By President Morgan Carroll.
- The Colorado Youth Corps Association, 2013 Corpsmembers of the Year -- By Senator Andy Kerr.
- The Lakewood High School Boys and Girls Varsity Basketball Teams, in success against Bear Creek High School in the Battle of Lakewood -- By Senator Andy Kerr
- Joel Chairez, awarded the Jeffco Schools Foundation Student Hero Award -- By Senator Andy Kerr
- The Students of Lakewood High School, in honor of the students for their hard work on the "Roar Project and contributions to the Red Cross of Colorado -- By Senator Andy Kerr
- Jose Alberto Martinez III, awarded the Jeffco Schools Foundation Teacher Hero Award -- By Senator Andy Kerr
- Kathy Pyrc, awarded the Jeffco Schools Foundation Teacher Hero Award -- By Senator Andy Kerr
- 2014 Winter Olympic U.S. Team Athletes, wishing success as they represent our nation at the Sochi Olympics -- By Senator Gail Schwartz

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday,
January 30, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

23rd Legislative Day

Thursday, January 30, 2014

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Prayer	By Senator Grantham.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Zenzinger.	15
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Roll Call	Present--34	17
	Absent--1, Schwartz.	18
	Present later--1, Schwartz.	19
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Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Rivera, reading of the Journal of Wednesday, January 29, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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Judiciary	After consideration on the merits, the Committee recommends that SB14-049 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	32
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Judiciary	After consideration on the merits, the Committee recommends that SB14-069 be postponed indefinitely.	36
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Judiciary	After consideration on the merits, the Committee recommends that SB14-081 be postponed indefinitely.	40
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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB14-055 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	44
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Health & Human Services	After consideration on the merits, the Committee recommends that SB14-012 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	49
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	Amend printed bill, page 3, line 24, strike " May SHALL" and substitute "May".	53
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	Page 1, line 101, after "CONCERNING" insert "INCREASING THE ASSISTANCE PAYMENT FOR".	56
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-091 be postponed indefinitely.	60
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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB14-077** be **postponed indefinitely**.

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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB14-045** be **postponed indefinitely**.

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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB14-044** be **postponed indefinitely**.

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SENATE SERVICES REPORT

Correctly Printed: SJR14-005.
Correctly Engrossed: SR14-002.
Correctly Reengrossed: SB14-004, 048, 052, 060, 067 and 076.
Correctly Revised: HJR14-1004, 1005, 1006, 1007 and 1008.

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MESSAGE FROM THE HOUSE

January 29, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1077, 1092, 1081.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1050, amended as printed in House Journal, January 28, page 114.
HB14-1035, amended as printed in House Journal, January 28, page 114.
HB14-1086, amended as printed in House Journal, January 28, page 114.

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MESSAGE FROM THE REVISOR OF STATUTES

January 29, 2014

We herewith transmit:

Without comment, HB14-1077, 1081, and 1092.
Without comment, as amended, HB14-1035, 1050, and 1086.

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INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-006 by Senator(s) Jones and Nicholson, Tochtrop; also Representative(s) Exum--Concerning the Granite Mountain Interagency Hotshot firefighting crew, and, in connection therewith, honoring the service and sacrifice of the 19 members of the crew who lost their lives on June 30, 2013, while battling the Yarnell Hill Fire in Arizona.

Laid over until Monday, February 10, retaining its place on the calendar.

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Committee of the Whole On motion of Senator Nicholson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Nicholson 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:

SB14-080 by Senator(s) Grantham; also Representative(s) Fields--Concerning the elimination of the list of certain additional qualifications that apply to property valuation appeal arbitrators.

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

HB14-1019 by Representative(s) Gardner, Foote, Labuda, Scott; also Senator(s) Steadman, Guzman, Roberts--Concerning the enactment of Colorado Revised Statutes 2013 as the positive and statutory law of the state of Colorado.

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 Nicholson, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-080, HB14-1019.

Committee of the Whole On motion of Senator Nicholson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Nicholson 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:

SB14-063 by Senator(s) Marble, Balmer, Baumgardner, Cadman, Crowder, Grantham, Harvey, Herpin, King, Lambert, Lundberg, Renfroe, Rivera, Scheffel, Steadman, Todd, Ulibarri; also Representative(s) Saine and Williams, Moreno, Everett, Nordberg, Pabon--Concerning the mandatory review of existing executive branch agency rules conducted by each principal department.

Laid over until Friday, January 31, retaining its place on the calendar.

SB14-084 by Senator(s) Roberts; also Representative(s) Coram and Labuda--Concerning the election of a county commissioner in a county with a population of less than seventy thousand by the voters residing in the district from which the commissioner runs for election.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, January 28, page(s) 120 and placed in members' bill files.)

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

SB14-059 by Senator(s) Guzman; also Representative(s) Lawrence--Concerning eliminating the statute of limitations for offenses that accompany sex offenses that are not subject to a statute of limitations.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 28, page(s) 121 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Guzman.

Amend printed bill, page 3, line 1, strike "2014." and substitute "2011."

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 Nicholson, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-084 as amended, SB14-059 as amended.

Laid over until Friday, January 31: SB14-063.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday,
January 31, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

24th Legislative Day

Friday, January 31, 2014

**SENATE DID NOT CONVENE ON THIS DAY
DUE TO INCLEMENT WEATHER**

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

27th Legislative Day Monday, February 3, 2014

- Prayer 10
 By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 11
- Call to 12
 Order 13
 By the President *pro tem* at 10:00 a.m. 14
- Pledge 15
 By Senator Marble. 16
- Roll Call 17
 Present--35 18
- Quorum 19
 The President announced a quorum present. 20
- Reading of 21
 Journal 22
 On motion of Senator Zenzinger, reading of the Journal of Thursday, January 30, 2014, 23
 was dispensed with and the Journal was approved as corrected by the Secretary. 24

Majority Leader Heath announced that, due to the inclement weather that resulted in the 25
 closure of the Senate on Friday, January 31, 2014, the calendar of Friday, January 31, 26
 2014, would be the calendar for Monday, February 3, 2014. 27

COMMITTEE OF REFERENCE REPORTS

Health & 34
 Human 35
 Services 36
 After consideration on the merits, the Committee recommends that **SB14-014** be **amended** 37
 as follows, and as so amended, be referred to the Committee on Appropriations with 38
 favorable recommendation. 39

Amend printed bill, page 4, strike line 13 and substitute "(1) (c), (2), (3) 40
 (b) introductory portion, and (3) (b) (II); and **add** (2) (a.5), (2) (b.5), 41
 (2.3), and (3) (b) (II.5) as follows:". 42

Page 5, line 22, strike "inflation; AND" and substitute "inflation.". 43

Page 5, strike lines 23 through 27. 44

Page 6, strike lines 1 through 7 and substitute: 45

"(a.5) EXCEPT AS SET FORTH IN SUBSECTION (2.3) OF THIS 46
 SECTION, FOR GRANTS CLAIMED FOR YEARS COMMENCING ON OR AFTER 47
 JANUARY 1, 2014, IN THE CASE OF AN INDIVIDUAL WHOSE INCOME IS LESS 48
 THAN OR EQUAL TO FOURTEEN THOUSAND NINE HUNDRED THIRTY-SEVEN 49
 DOLLARS, SEVEN HUNDRED DOLLARS REDUCED BY TEN PERCENT OF THE 50
 AMOUNT BY WHICH THE INDIVIDUAL'S INCOME EXCEEDS SIX THOUSAND 51
 SIX HUNDRED THIRTY-NINE DOLLARS OR TWO HUNDRED TWENTY-SEVEN 52
 DOLLARS, WHICHEVER AMOUNT IS GREATER.". 53

Page 6, line 19, strike "inflation; AND" and substitute "inflation.". 54

Page 6, strike lines 20 through 27. 55

Page 7, strike lines 1 through 3 and substitute: 56

"(b.5) EXCEPT AS SET FORTH IN SUBSECTION (2.3) OF THIS 57

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SECTION, FOR GRANTS CLAIMED FOR YEARS COMMENCING ON OR AFTER JANUARY 1, 2014, IN THE CASE OF A HUSBAND AND WIFE WHOSE INCOME IS LESS THAN OR EQUAL TO TWENTY THOUSAND ONE HUNDRED SIXTY-THREE DOLLARS, SEVEN HUNDRED DOLLARS REDUCED BY TEN PERCENT OF THEIR INCOME OVER TEN THOUSAND SEVEN HUNDRED THIRTY-ONE DOLLARS, OR TWO HUNDRED TWENTY-SEVEN DOLLARS, WHICHEVER AMOUNT IS GREATER."

Page 7, after line 8 insert:

"(3) Such grant shall be allowed to such persons as described in subsection (1) of this section who meet the following requirements:

(b) Have income from all sources for the taxable year of less than the maximum amount for which such persons are eligible to receive a grant based on the operation of ~~paragraphs (a) and (b)~~ PARAGRAPHS (a), (a.5), (b), AND (b.5) of subsection (2) of this section, including, but not limited to, for this purpose, alimony, support money, cash public assistance and relief, pension or annuity benefits, federal social security benefits, veterans' benefits, nontaxable interest, workers' compensation, and unemployment compensation benefits. For the purposes of this paragraph (b), the following shall not be considered income:

(II) Medicaid payments specifically provided for the payment of medicare premiums; ~~and~~

(II.5) PAYMENTS FROM OR INCOME RECEIVED BY A SPECIAL NEEDS TRUST A SPECIAL NEEDS TRUST; AND"

Page 10, strike line 9 and substitute "(1) (c), (2), (3) (b) introductory portion, and (3) (b) (II); and **add** (2) (a.5), (2) (b.5), (2.3), and (3) (b) (II.5) as follows:"

Page 11, line 11, strike "inflation; AND" and substitute "inflation."

Page 11, strike lines 12 through 23 and substitute:

"(a.5) EXCEPT AS SET FORTH IN SUBSECTION (2.3) OF THIS SECTION, FOR GRANTS CLAIMED FOR YEARS COMMENCING ON OR AFTER JANUARY 1, 2014, IN THE CASE OF AN INDIVIDUAL WHOSE INCOME IS LESS THAN OR EQUAL FOURTEEN THOUSAND NINE HUNDRED THIRTY-SEVEN DOLLARS, ONE HUNDRED NINETY-TWO DOLLARS REDUCED BY THREE AND TWO-TENTHS PERCENT OF THE AMOUNT BY WHICH THE INDIVIDUAL'S INCOME EXCEEDS SIX THOUSAND SIX HUNDRED THIRTY-NINE DOLLARS OR SEVENTY-THREE DOLLARS, WHICHEVER AMOUNT IS GREATER."

Page 12, line 9, strike "inflation; AND" and substitute "inflation."

Page 12, strike lines 10 through 20 and substitute:

"(b.5) EXCEPT AS SET FORTH IN SUBSECTION (2.3) OF THIS SECTION, FOR GRANTS CLAIMED FOR YEARS COMMENCING ON OR AFTER JANUARY 1, 2014, IN THE CASE OF A HUSBAND AND WIFE WHOSE INCOME IS LESS THAN OR EQUAL TO TWENTY THOUSAND ONE HUNDRED SIXTY-THREE DOLLARS, ONE HUNDRED NINETY-TWO DOLLARS REDUCED BY THREE AND TWO-TENTHS PERCENT OF THEIR INCOME OVER TEN THOUSAND SEVEN HUNDRED THIRTY-ONE DOLLARS OR SEVENTY-THREE DOLLARS, WHICHEVER AMOUNT IS GREATER."

Page 12, after line 25 insert:

"(3) Such grant shall be allowed to such persons as described in subsection (1) of this section who meet the following requirements:

(b) Have income from all sources for the taxable year of less than the maximum amount for which such persons are eligible to receive a grant based on the operation of ~~paragraphs (a) and (b)~~ PARAGRAPHS (a), (a.5), (b), AND (b.5) of subsection (2) of this section, including, but not limited to, for this purpose, alimony, support money, cash public assistance and relief, pension or annuity benefits, federal social security benefits, veterans' benefits, nontaxable interest, workers' compensation,

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and unemployment compensation benefits. For the purposes of this paragraph (b), the following shall not be considered income:

(II) Medicaid payments specifically provided for the payment of medicare premiums; and

(II.5) PAYMENTS FROM OR INCOME RECEIVED BY A SPECIAL NEEDS TRUST A SPECIAL NEEDS TRUST; AND".

Health & Human Services

After consideration on the merits, the Committee recommends that SB14-039 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 15, after "assistance" insert "to persons with disabilities and".

Page 4, line 1, after the period add ""PREVETERINARY EMERGENCY CARE" DOES NOT INCLUDE CARE PROVIDED IN RESPONSE TO AN EMERGENCY CALL MADE SOLELY FOR THE PURPOSE OF TENDING TO AN INJURED DOG OR CAT, UNLESS A PERSON'S LIFE COULD BE IN DANGER ATTEMPTING TO SAVE THE LIFE OF A DOG OR CAT.".

Page 4, line 9, strike "MUST" and substitute "MAY".

Page 4, strike lines 13 and 14, and substitute "SERVICE PROVIDER ANY OBLIGATION TO PROVIDE CARE TO A DOG OR CAT, OR TO PROVIDE CARE TO A DOG OR CAT BEFORE A PERSON.".

Page 5, line 12, after the period add ""PREVETERINARY EMERGENCY CARE" DOES NOT INCLUDE CARE PROVIDED IN RESPONSE TO AN EMERGENCY CALL MADE SOLELY FOR THE PURPOSE OF TENDING TO AN INJURED DOG OR CAT UNLESS A PERSON'S LIFE COULD BE IN DANGER ATTEMPTING TO SAVE THE LIFE OF A DOG OR CAT.".

Page 5, line 23, strike "MUST" and substitute "MAY".

Page 5, strike line 27.

Page 6, strike line 1 and substitute "MEDICAL SERVICE PROVIDER ANY OBLIGATION TO PROVIDE CARE TO A DOG OR CAT, OR TO PROVIDE CARE TO A DOG OR CAT BEFORE A PERSON.".

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 BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

for a term expiring December 31, 2016:

Bror Douglas Quimby of Colorado Springs, Colorado, appointed;

effective December 31, 2013 for terms expiring December 31, 2017:

Robert Glen Wilson of Grand Junction, Colorado, a Republican and resident of Mesa County, reappointed;

Daniel R. Robinson of Grand Junction, Colorado, a Democrat and resident of Mesa County, reappointed; and

Randolph "Ray" Martinez of Fort Collins, Colorado, a Republican, appointed.

Education After consideration on the merits, the Committee recommends that **SB14-058** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 8, strike lines 10 through 14 and substitute:

"(8.5) "HIGH SCHOOL EQUIVALENCY EXAMINATION" MEANS THE STATE BOARD APPROVED BATTERY OF TESTS THAT ARE DESIGNED TO MEASURE THE MAJOR OUTCOMES AND CONCEPTS GENERALLY ASSOCIATED WITH FOUR YEARS OF HIGH SCHOOL EDUCATION AND THAT ARE ADMINISTERED AT A TESTING CENTER THAT HAS BEEN APPROVED BY THE DEPARTMENT OF EDUCATION BASED ON GEOGRAPHIC NEED AND TESTING VOLUME."

Page 15, line 22, after "the" insert "STATE BOARD APPROVED".

Page 15, strike line 23 and substitute "~~given at a testing center authorized by the commissioner of~~".

Page 15, line 24, strike "THE STATE BOARD OF education" and substitute "education".

Page 15, line 26, strike "education." and substitute "education AND THAT ARE ADMINISTERED AT A TESTING CENTER THAT HAS BEEN APPROVED BY THE DEPARTMENT OF EDUCATION BASED ON GEOGRAPHIC NEED AND TESTING VOLUME."

Education After consideration on the merits, the Committee recommends that **SB14-015** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, strike lines 18 and 19 and substitute "ESTABLISHED COLORADO ACADEMIC STANDARDS."

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **SB14-011** be referred to the Committee on Finance with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SJR14-006.
Correctly Engrossed: SB14-059, 080 and 084.
Correctly Revised: HB14-1019.

MESSAGE FROM THE HOUSE

January 30, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1005, amended as printed in House Journal, January 29, page 127.
HB14-1164, amended as printed in House Journal, January 29, page 127.

MESSAGE FROM THE REVISOR OF STATUTES

January 30, 2014

We herewith transmit:

Without comment, as amended, HB14-1005 and 1164.

On motion of Majority Leader Heath 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:

- HB14-1035** by Representative(s) Gardner; also Senator(s) Johnston--Concerning collection of restitution ordered pursuant to a deferred judgment.
Judiciary
- HB14-1050** by Representative(s) Kagan; also Senator(s) Guzman--Concerning an increase in the number of judges for the eighteenth judicial district, and, in connection therewith, making an appropriation.
Judiciary
- HB14-1077** by Representative(s) Gerou; also Senator(s) Hodge--Concerning an increase in the statutory cap on the two-year average of the unobligated portion of the oil and gas conservation and environmental response fund.
Finance
- HB14-1081** by Representative(s) Fischer and Szabo, Vigil; also Senator(s) Baumgardner and Jahn, Schwartz--Concerning the motor carrier safety fund, and, in connection therewith, creating the fund, transferring money from the hazardous materials safety fund to the motor carrier safety fund, and specifying that any excess uncommitted reserves in the public utilities commission motor carrier fund be transferred to the motor carrier safety fund.
Transportation
- HB14-1086** by Representative(s) Murray, Court; also Senator(s) Jones--Concerning a requirement that a legal notice published in a newspaper is also published on a statewide web site maintained by a majority of Colorado newspapers.
Judiciary
- HB14-1092** by Representative(s) Vigil, Salazar; also Senator(s) Kefalas--Concerning the voluntary contribution designation benefitting the Colorado Youth Conservation Corps fund that appears on the state individual income tax return forms.
Finance

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HB14-1164 by Representative(s) Hullinghorst; also Senator(s) Ulibarri and Roberts--Concerning nonpartisan elections not coordinated by a county clerk and recorder, and, in connection therewith, creating the "Colorado Local Government Election Code" for the conduct of such elections by special districts, harmonizing residency requirements for voter registration, modifying the "Colorado Municipal Election Code of 1965", and clarifying when elections are coordinated by county clerk and recorders.
 State, Veterans, & Military Affairs

Upon request of Majority Leader Heath, **SB14-080** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Monday, February 3 and was placed at the end of the Third Reading of Bills--Final Passage Calendar of Monday, February 3.

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:

SB14-084 by Senator(s) Roberts; also Representative(s) Coram and Labuda--Concerning the election of a county commissioner in a county with a population of less than seventy thousand by the voters residing in the district from which the commissioner runs for election.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Brophy, Crowder, Grantham, Guzman, Herpin, Kefalas, King, Rivera, Schwartz, Steadman and Todd.

SB14-059 by Senator(s) Guzman; also Representative(s) Lawrence--Concerning eliminating the statute of limitations for offenses that accompany sex offenses that are not subject to a statute of limitations.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	N
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

HB14-1019 by Representative(s) Gardner, Foote, Labuda, Scott; also Senator(s) Steadman, Guzman, Roberts--Concerning the enactment of Colorado Revised Statutes 2013 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	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

SB14-080 by Senator(s) Grantham; also Representative(s) Fields--Concerning the elimination of the list of certain additional qualifications that apply to property valuation appeal arbitrators.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Schwartz.

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 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:

SB14-063 by Senator(s) Marble, Balmer, Baumgardner, Cadman, Crowder, Grantham, Harvey, Herpin, King, Lambert, Lundberg, Renfroe, Rivera, Scheffel, Steadman, Todd, Ulibarri; also Representative(s) Saine and Williams, Moreno, Everett, Nordberg, Pabon--Concerning the mandatory review of existing executive branch agency rules conducted by each principal department.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, January 28, page(s) 119-120 and placed in members' bill files.)

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

SB14-047 by Senator(s) Tochtrop and Roberts; --Concerning the payment of death benefits for seasonal wildland firefighters killed in the line of duty.

Amendment No. 1(L.002), by Senator Roberts.

Amend printed bill, page 3, line 1, strike "AGENCY" and substitute "AGENCY, OR A VOLUNTEER MEMBER OF A NONGOVERNMENTAL VOLUNTEER FIRE DEPARTMENT,".

Amendment No. 2(L.003), by Senator Schwartz.

Amend printed bill, page 3, line 15, after "firefighters" insert " - definition".

Page 4, line 22, after "(2)" insert "(a)".

Page 4, after line 27, insert:

"(b) "FOR PURPOSES OF THIS SECTION, NOTWITHSTANDING SECTION 24-33.5-1202 (12.5), "SEASONAL WILDLAND FIREFIGHTER" ALSO INCLUDES MEMBERS OF THE COLORADO CORRECTIONAL INDUSTRIES' STATE WILDLAND INMATE FIRE TEAM CREWS, ALSO KNOWN AS "SWIFT" CREWS.".

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

SB14-055 by Senator(s) Steadman, Hodge, Jahn; also Representative(s) Coram--Concerning more precise specification of the class of vehicles subject to the daily vehicle rental fee.

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

Amend printed bill, page 2, strike line 20.

Page 2, line 21, strike "DAILY VEHICLE RENTAL FEE." and substitute "THAT A SUBSEQUENT RENEWAL OF A SHORT-TERM VEHICLE RENTAL IS EXEMPT FROM THE FEE TO THE EXTENT THAT THE RENEWAL EXTENDS THE TOTAL RENTAL PERIOD BEYOND THIRTY DAYS.".

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-063 as amended, SB14-047 as amended, SB14-055 as amended.

RECONSIDERATION OF SB14-059

SB14-059 by Senator(s) Guzman; also Representative(s) Lawrence--Concerning eliminating the statute of limitations for offenses that accompany sex offenses that are not subject to a statute of limitations.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on SB14-059.

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

Call of the Senate. Call raised.

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:

SB14-059 by Senator(s) Guzman; also Representative(s) Lawrence--Concerning eliminating the statute of limitations for offenses that accompany sex offenses that are not subject to a statute of limitations.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	N
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, King and Rivera.

CONSIDERATION OF RESOLUTIONS

SJR14-005 by Senator(s) Herpin; also Representative(s) Priola--Concerning recognition of School Choice Week in Colorado.

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

Amend printed resolution, page 1, line 7, after "public charter schools," insert "home-based schools,".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

RECONSIDERATION OF HJR14-1004

HJR14-1004 by Representative(s) Hullinghorst, Ferrandino, DelGrosso; also Senator(s) Heath, Carroll, Cadman--Concerning changes to the Joint Rules of the Senate and House of Representatives, and, in connection therewith, conforming the Joint Rules to the changes made to the "State Measurement for Accountable, Responsive, and Transparent Government Act" and repealing the Joint Rule on capitalization in bills.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Consideration of Resolutions, on HJR14-1004.

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

CONSIDERATION OF RESOLUTIONS (cont'd)

HJR14-1004 by Representative(s) Hullinghorst, Ferrandino, DelGrosso; also Senator(s) Heath, Carroll, Cadman--Concerning changes to the Joint Rules of the Senate and House of Representatives, and, in connection therewith, conforming the Joint Rules to the changes made to the "State Measurement for Accountable, Responsive, and Transparent Government Act" and repealing the Joint Rule on capitalization in bills.

Amendment No. 1(L.002), by Majority Leader Heath.

Amend revised joint resolution, page 12, line 19, strike "~~Colorado Energy~~" and substitute "~~Colorado Energy Office~~".

Page 12, strike line 20.

Page 13, line 24, strike "~~COLORADO ENERGY OFFICE~~".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

On motion of Majority Leader Heath, the resolution, as amended, was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

MEMBERS OF THE
COLORADO AERONAUTICAL BOARD

for a term expiring December 19, 2014:

Debra K. Wilcox of Centennial, Colorado, to serve as a member familiar with and supportive of the state’s aviation issues, interests, and concerns, reappointed;

for a term expiring December 19, 2016:

Raymond Allen Beck of Craig, Colorado, to serve as a representative of local government in the western slope which operates airports, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

MEMBERS OF THE
FINANCIAL SERVICES BOARD

for terms expiring July 1, 2017:

Michael George Hurst of Del Norte, Colorado, an executive officer of a state savings and loan association and a Democrat, appointed;

Keith Marshall Cowling of Arvada, Colorado, an executive officer of a state credit union and a Republican, reappointed;

Nilsa Guerrero-Mahon of Brighton, Colorado, to serve as a public member with expertise in finance, and an Unaffiliated, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MESSAGE FROM THE GOVERNOR

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

January 23, 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:

MEMBER OF THE
STATE AGRICULTURAL COMMISSION

for a term expiring March 1, 2015:

Segundo S. Diaz of Alamosa, Colorado, to serve as an Unaffiliated and Agricultural District Three member, and occasioned by the resignation of Ernest D. Fort of Center, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/24/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

January 23, 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, appoint, and reappoint and submit to your consideration, the following:

MEMBERS OF THE
WATER QUALITY CONTROL COMMISSION

for terms expiring February 15, 2017:

Lauren Elizabeth Evans of Lakewood, Colorado, reappointed;

Charles A. Wanner of Durango, Colorado, to serve as a representative who lives west of the continental divide, appointed;

David Baumgarten of Gunnison, Colorado, to serve as a representative who lives west of the continental divide, appointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/24/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Senator Roberts was removed as a Senate joint sponsor on HB14-1164 with Senator Ulibarri and Representative Hullinghorst.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday, February 4, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

28th Legislative Day

Tuesday, February 4, 2014

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Prayer	By Dan File, Capitol Commission, Lake City.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Marble.	15
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Roll Call	Present--32	17
	Absent--3, Hodge, Johnston, Todd.	18
	Present later--3, Hodge, Johnston, Todd.	19
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Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Zenzinger, reading of the Journal of Monday, February 3, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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Judiciary	After consideration on the merits, the Committee recommends that SB14-098 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	32
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	Amend printed bill, page 2, strike line 20 and substitute "or possession of his or her money, assets, or property ANY".	37
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	Page 3, line 10, strike "HIS" and substitute "ANY THING OF VALUE.".	40
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	Page 3, strike line 11.	42
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	Page 3, strike line 13 and substitute "FELONY IF THE THING".	44
		45
	Page 3, line 15, strike "VALUE".	46
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	Page 3, strike line 16 and substitute "THING OF VALUE IS LESS".	48
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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB14-024 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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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB14-031 be referred to the Committee of the Whole with favorable recommendation.	56
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-094 be postponed indefinitely .	61
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SENATE SERVICES REPORT

Correctly Engrossed: SB14-047, 055 and 063; SJR14-005.
Correctly Reengrossed: SB14-059, 080 and 084.
Correctly Revised: HJR14-1004.
Correctly Rerevised: HB14-1019.
Correctly Enrolled: SJR14-003; SR14-002.

MESSAGE FROM THE HOUSE

February 3, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1026, amended as printed in House Journal, January 30, page 139. HB14-1024, amended as printed in House Journal, January 30, page 139.

MESSAGE FROM THE REVISOR OF STATUTES

February 3, 2014

We herewith transmit:

Without comment, as amended, HB14-1024 and 1026.

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:

SB14-063 by Senator(s) Marble, Balmer, Baumgardner, Cadman, Crowder, Grantham, Harvey, Herpin, King, Lambert, Lundberg, Renfroe, Rivera, Scheffel, Steadman, Todd, Ulibarri; also Representative(s) Saine and Williams, Moreno, Everett, Nordberg, Pabon--Concerning the mandatory review of existing executive branch agency rules conducted by each principal department.

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

YES	33	NO	0	EXCUSED	0	ABSENT	2
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	A	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	A	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Brophy, Carroll, Heath, Hill, Kefalas, Kerr, Newell and Nicholson.

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SB14-047 by Senator(s) Tochtrop and Roberts; also Representative(s) Dore--Concerning the payment of death benefits for seasonal wildland firefighters killed in the line of duty.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Brophy, Cadman, Crowder, Grantham, Guzman, Heath, Herpin, Hill, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Scheffel, Schwartz, Todd and Zenzinger.

SB14-055 by Senator(s) Steadman, Hodge, Jahn; also Representative(s) Coram--Concerning more precise specification of the class of vehicles subject to the daily vehicle rental fee.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Todd.

MESSAGE FROM THE GOVERNOR

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

January 29, 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, appoint, reappoint and submit to your consideration, the following:

MEMBERS OF THE
GROUND WATER COMMISSION

for terms expiring May 1, 2017:

Gregory Larson of Haxtun, Colorado, a resident agriculturist from the Northern High Plains Basin, appointed;

Scott W. Tietmeyer of Hereford, Colorado, a resident agriculturist from the Upper Big Sandy Basin, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor

Rec'd: 1/30/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy



On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, February 5, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

29th Legislative Day

Wednesday, February 5, 2014

Prayer	By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.	11
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
Pledge	By Senator Marble.	16
Roll Call	Present--30 Excused--5, Aguilar, Hill, Kerr, Lundberg, Nicholson. Present later--4, Aguilar, Hill, Kerr, Lundberg.	18 19 20
Quorum	The President announced a quorum present.	22
Reading of Journal	On motion of Senator Zenzinger, reading of the Journal of Tuesday, February 4, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	24 25

COMMITTEE OF REFERENCE REPORTS

Finance	After consideration on the merits, the Committee recommends that SB14-056 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	31 32
Finance	After consideration on the merits, the Committee recommends that SB14-083 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	35 36 37
Judiciary	After consideration on the merits, the Committee recommends that SB14-102 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	40 41 42
Finance	After consideration on the merits, the Committee recommends that SB14-089 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	45 46 47

Amend printed bill, page 2, strike lines 8 through 12 and substitute "property tax. ON AND AFTER THE EFFECTIVE DATE OF THIS SECTION, UNLESS SPECIFICALLY AUTHORIZED BY LAW, THE STATE MAY NOT CONTRACTUALLY OBLIGATE ITSELF TO MAKE A PAYMENT IN LIEU OF PROPERTY TAXES EQUAL TO THE PROPERTY TAXES PAYABLE BY A NONTAX-EXEMPT ENTITY FOR PROPERTY THAT THE STATE OCCUPIES; EXCEPT THAT THE STATE MAY ENTER INTO AN AGREEMENT TO MITIGATE SOME OF THE LOSS OF REVENUE RESULTING FROM THE OWNERSHIP OF THE PROPERTY BY A TAX-EXEMPT ENTITY."

Page 2, strike lines 23 through 25.

Page 3, strike lines 1 and 2 and substitute "from the levy and collection of property tax. ON AND AFTER THE EFFECTIVE DATE OF THIS SECTION, UNLESS SPECIFICALLY AUTHORIZED BY LAW, THE STATE MAY NOT CONTRACTUALLY OBLIGATE ITSELF TO MAKE A PAYMENT IN LIEU OF PROPERTY TAXES EQUAL TO THE PROPERTY TAXES PAYABLE BY A NONTAX-EXEMPT ENTITY FOR PROPERTY DESCRIBED IN THIS PARAGRAPH

(a) THAT THE STATE OCCUPIES; EXCEPT THAT THE STATE MAY ENTER INTO AN AGREEMENT TO MITIGATE SOME OF THE LOSS OF REVENUE RESULTING FROM THE OWNERSHIP OF THE PROPERTY DESCRIBED IN THIS PARAGRAPH (a) BY A TAX-EXEMPT ENTITY."

Page 3, strike lines 11 through 16 and substitute "levy and collection of property tax. ON AND AFTER THE EFFECTIVE DATE OF THIS SECTION, UNLESS SPECIFICALLY AUTHORIZED BY LAW, THE STATE MAY NOT CONTRACTUALLY OBLIGATE ITSELF TO MAKE A PAYMENT IN LIEU OF PROPERTY TAXES EQUAL TO THE PROPERTY TAXES PAYABLE BY A NONTAX-EXEMPT ENTITY FOR PROPERTY DESCRIBED IN THIS PARAGRAPH (b) THAT THE STATE OCCUPIES; EXCEPT THAT THE STATE MAY ENTER INTO AN AGREEMENT TO MITIGATE SOME OF THE LOSS OF REVENUE RESULTING FROM THE OWNERSHIP OF THE PROPERTY DESCRIBED IN THIS PARAGRAPH (b) BY A TAX-EXEMPT ENTITY. If the state or".

Finance

After consideration on the merits, the Committee recommends that **SB14-005** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend the Judiciary Committee Report, dated January 22, 2014, page 1, line 19, strike "action," and substitute "action PROCEEDING, INCLUDING A CIVIL ACTION OR AN ADMINISTRATIVE PROCEDURE UNDER SECTIONS 8-4-111 AND 8-4-111.5,".

Page 2 of the Committee Report, strike lines 2 through 4 and substitute "~~compensation are not mailed to the place of receipt specified in a demand for payment and postmarked within fourteen days after the receipt of such demand~~ IS NOT PAID WITHIN FOURTEEN DAYS AFTER THE WRITTEN DEMAND IS SENT IN THE MANNER SET FORTH IN PARAGRAPH (d) OF THIS SUBSECTION (3), the employer shall be liable to the employee for the wages or".

Page 2, of the Committee Report, strike lines 9 through 17 and substitute: "Page 8, strike line 27 and substitute "~~of this subsection (3)~~: THE EMPLOYER SHALL SEND OR DELIVER PAYMENT, BY CHECK, DRAFT, OR VOUCHER IN THE EMPLOYEE'S NAME, TO THE EMPLOYEE AT THE ADDRESS CONTAINED IN THE WRITTEN DEMAND; OR MAKE THE PAYMENT BY DIRECT DEPOSIT AUTHORIZED UNDER SECTION 8-4-102 (2) IF THE EMPLOYEE HAS NOT REVOKED THE AUTHORIZATION. THE EMPLOYER MAY, BUT IS NOT REQUIRED TO, MAKE THE PAYMENT BY DIRECT DEPOSIT TO AN ACCOUNT SPECIFIED BY THE EMPLOYEE IN THE DEMAND, EVEN IF THE EMPLOYEE HAS NOT PREVIOUSLY AUTHORIZED DIRECT DEPOSIT OF THE EMPLOYEE'S COMPENSATION, OR MAKE THE PAYMENT BY ANOTHER METHOD REQUESTED BY THE EMPLOYEE IN THE DEMAND, IF APPLICABLE. IF THE EMPLOYEE HAS NOT PREVIOUSLY AUTHORIZED DIRECT DEPOSIT OF COMPENSATION AND THE DEMAND DOES NOT STATE AN ADDRESS TO WHICH THE PAYMENT SHOULD BE MAILED, THE EMPLOYER SHALL MAKE THE PAYMENT AS FOLLOWS:

(a) TO THE EMPLOYEE'S LAST-KNOWN ADDRESS ACCORDING TO THE RECORDS OF THE EMPLOYER; OR

(b) IF APPLICABLE AND IF THE EMPLOYER SO ELECTS, AS OTHERWISE REQUESTED BY THE EMPLOYEE IN THE DEMAND."

Page 9, strike lines 1 through 6."

Page 3 of the Committee Report, after line 4 insert: "Page 11, strike line 11 and substitute "DAYS AFTER THE NOTICE OF COMPLAINT IS SENT UNLESS THE".

Page 3 of the Committee Report, strike lines 5 through 7.

Page 3 of the Committee Report, after line 18, insert: "Page 13, strike lines 2 through 4 and substitute: "(5) THE DIVISION'S NOTICE TO THE EMPLOYER OF A COMPLAINT

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FILED PURSUANT TO SUBSECTION (2) OF THIS SECTION SATISFIES THE REQUIREMENT OF A WRITTEN DEMAND AS DESCRIBED IN SECTION 8-4-109 (3) (a).".".

Page 3 of the Committee Report, line 26, strike "COURT".

Page 3 of the Committee Report, line 27, strike "ANY" and substitute "A".

Page 4 of the Committee Report, strike lines 2 through 22 and substitute: ""SECTION 9. Effective date. (1) Sections 1, 5, 6, 9, and 10 of this act take effect upon passage.

(2) The remaining sections of this act take effect January 1, 2015.

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.".".

SENATE SERVICES REPORT

Correctly Reengrossed: SB14-047, 055 and 063.

MESSAGE FROM THE HOUSE

February 4, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1079, 1083, 1010, 1111, 1056.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1047, amended as printed in House Journal, February 3, page 153. HB14-1069, amended as printed in House Journal, February 3, page 154. HB14-1051, amended as printed in House Journal, February 3, page 154.

The House has passed on Third Reading and returns herewith SB14-026.

MESSAGE FROM THE REVISOR OF STATUTES

February 4, 2014

We herewith transmit:

Without comment, HB14-1010, 1056, 1079, 1083, and 1111. Without comment, as amended, HB14-1047, 1051, and 1069.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-007

by Senator(s) Aguilar; also Representative(s) Hullinghorst and Szabo--Concerning awareness of heart disease, and, in connection therewith, declaring February 7, 2014, as "National Wear Red Day".

Laid over until Friday, February 7, retaining its place on the calendar.

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INTRODUCTION OF BILLS -- FIRST READING

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

- HB14-1005** by Representative(s) Sonnenberg and Young, DelGrosso, Foote, Saine, Singer; also Senator(s) Lundberg and Kefalas, Jones, Renfroe--Concerning clarification of the requirements applicable to a change of point of water diversion.
Agriculture, Natural Resources, & Energy
- HB14-1024** by Representative(s) Murray; also Senator(s) Schwartz--Concerning the designation of the claret cup cactus as the state cactus.
Agriculture, Natural Resources, & Energy
- HB14-1026** by Representative(s) Fischer; also Senator(s) Schwartz--Concerning the authorization of flexible water markets.
Agriculture, Natural Resources, & Energy

Majority Leader Heath announced that **SB14-058** would be moved from the General Orders--Second Reading of Bills Calendar for Wednesday, February 5 and placed at the end of the General Orders--Second Reading of Bills--Consent Calendar for Wednesday, February 5.

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 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:

- SB14-039** by Senator(s) Balmer, Guzman; also Representative(s) McCann and Court--Concerning a grant of limited authority to emergency medical service providers to voluntarily provide preveterinary emergency care to certain domesticated animals.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 3, page(s) 151 and placed in members' bill files.)

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

- SB14-058** by Senator(s) Todd; also Representative(s) Murray--Concerning high school equivalency examinations in Colorado.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 3, page(s) 152 and placed in members' bill files.)

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

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**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	31	NO	0	EXCUSED	4	ABSENT	0
Aguilar	E	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	E	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	E	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-039 as amended, SB14-058 as amended.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

**MEMBERS OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY**

for a term expiring December 31, 2016:

Bror Douglas Quimby of Colorado Springs, Colorado, appointed;

effective December 31, 2013 for terms expiring December 31, 2017:

Robert Glen Wilson of Grand Junction, Colorado, a Republican and resident of Mesa County, reappointed;

Daniel R. Robinson of Grand Junction, Colorado, a Democrat and resident of Mesa County, reappointed; and

Randolph "Ray" Martinez of Fort Collins, Colorado, a Republican, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	E	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR14-003; SR14-002.

MESSAGE FROM THE GOVERNOR

Appointment

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

January 27, 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, appoint, and submit to your consideration, the following:

MEMBER OF THE
STATE ELECTRICAL BOARD

for a term expiring July 1, 2016:

Michael Allen Miller of Centennial, Colorado, to serve as an electrical contractor who has a master's license, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 1/27/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday, February 6, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

30th Legislative Day

Thursday, February 6, 2014

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Prayer	By Senator Guzman.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Marble.	15
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Roll Call	Present--31	17
	Excused--4, Baumgardner, Brophy, Renfroe, Schwartz.	18
	Present later--4, Baumgardner, Brophy, Renfroe, Schwartz.	19
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Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Zenzinger, reading of the Journal of Wednesday, February 5, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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Trans- portation	After consideration on the merits, the Committee recommends that SB14-075 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	32
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	Amend printed bill, page 7, lines 2 and 3, strike "CLASS C PERSONAL PROPERTY" and substitute "MOTOR VEHICLE".	36
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	Page 7, lines 10 and 11, strike "CLASS C PERSONAL PROPERTY" and substitute "MOTOR VEHICLE".	39
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Trans- portation	After consideration on the merits, the Committee recommends that HB14-1027 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	43
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Local Government	After consideration on the merits, the Committee recommends that HB14-1020 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	48
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Health & Human Services	After consideration on the merits, the Committee recommends that SB14-095 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	53
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Judiciary	After consideration on the merits, the Committee recommends that SB14-127 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	58
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	Amend printed bill, page 6, line 25, strike "TWENTY" and substitute "TWENTY-ONE".	63
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	Page 7, strike lines 13 through 15 and substitute:	66
	"(E) TWO MEMBERS SELECTED BY THE COLORADO STATE FIRE	67

CHIEFS' ASSOCIATION, ONE OF WHOM REPRESENTS A METROPOLITAN FIRE DEPARTMENT AND THE OTHER OF WHOM REPRESENTS A RURAL FIRE DEPARTMENT; AND".

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1050** 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 COLORADO HOUSING AND FINANCE AUTHORITY BOARD OF DIRECTORS

for a term expiring July 1, 2017:

James M. Hahn of Englewood, Colorado, to serve as a person experienced in mortgage banking transactions, 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 confirmed:

MEMBERS OF THE BOARD OF ASSESSMENT APPEALS

for terms expiring July 1, 2014:

Ann Louesa Maricle of Denver, Colorado, reappointed; and

Gregg A. Near of Lakewood, Colorado, reappointed.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB14-1164** 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 8 through 15.

Renumber succeeding sections accordingly.

Page 7, line 8, after "THAT" insert "NOTHING PROHIBITS".

Page 7, strike lines 9 through 11 and substitute "GOVERNMENT FROM UTILIZING ANY REQUIREMENTS AND PROCEDURES OF THE "UNIFORM ELECTION CODE OF 1992", ARTICLES 1 TO 13 OF THIS TITLE, IN ACCORDANCE WITH SECTION 1-13.5-106.".

Page 50, after line 15 insert:

"1-13.5-618. Covered voters to receive mail ballots. NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE TO THE CONTRARY, THE DESIGNATED ELECTION OFFICIAL OF A LOCAL GOVERNMENT SHALL MAIL A BALLOT TO EVERY ELIGIBLE ELECTOR OF THE LOCAL GOVERNMENT WHO IS A COVERED VOTER, AS THAT TERM IS DEFINED IN SECTION 1-8.3-102, FOR ANY ELECTION CONDUCTED UNDER THIS ARTICLE."

Page 77, line 19, strike "13.5".

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Page 77, line 21, after "EVERY" insert "ELIGIBLE ELECTOR OF THE LOCAL GOVERNMENT WHO IS A".

Page 104, line 18, after "person" insert "IS A RESIDENT OF THE MUNICIPAL PRECINCT AND".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB14-113** be **postponed indefinitely**.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB14-096** 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 **SB14-068** be **postponed indefinitely**.

Education

After consideration on the merits, the Committee recommends that **HB14-1078** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, strike lines 11 through 19.

Page 3, strike lines 1 through 5.

Renumber succeeding section accordingly.

Page 1, strike lines 105 through 107 and substitute "ACCREDITATION STATUTES."

Finance

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

MEMBER OF THE PUBLIC EMPLOYEES' RETIREMENT BENEFIT PLANS

for a term expiring July 10, 2017:

Susan G. Murphy 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 a Democrat, reappointed.

Agriculture, Natural Resources, & Energy

After consideration on the merits, the Committee recommends that **SB14-029** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, after line 2 insert:

"(3) "CURBSIDE SERVICE" MEANS A WASTE COLLECTION, RECYCLING, AND DISPOSAL SERVICE THAT PROVIDES PICKUP OF COVERED ARCHITECTURAL PAINT FROM RESIDENCES, INCLUDING SINGLE- AND MULTI-FAMILY DWELLING UNITS, AND SMALL BUSINESSES IN QUANTITIES THAT A RESIDENCE OR SMALL BUSINESS WOULD REASONABLY

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GENERATE."

Renumber succeeding subsections accordingly.

Page 8, after line 5 insert:

"(d) NOTWITHSTANDING THE REQUIREMENTS OF SUBPARAGRAPHS (I) AND (II) OF PARAGRAPH (c) OF THIS SUBSECTION (2), THE PLAN MAY, IN LIEU OF PROVIDING COLLECTION SITES FOR A SPECIFIED GEOGRAPHIC AREA OR POPULATION, IDENTIFY AN AVAILABLE CURBSIDE SERVICE THAT PROVIDES ACCESS TO RESIDENTS THAT IS AT LEAST AS CONVENIENT AND EQUITABLY ACCESSIBLE AS A COLLECTION SITE.

(e) DESCRIBE HOW THE PAINT STEWARDSHIP PROGRAM WILL INCORPORATE AND FAIRLY COMPENSATE SERVICE PROVIDERS FOR ACTIVITIES THAT MAY INCLUDE:

(I) FOR SERVICES SUCH AS PERMANENT COLLECTION SITES, COLLECTION EVENTS, OR CURBSIDE SERVICES, THE COVERAGE OF COSTS FOR COLLECTING POSTCONSUMER ARCHITECTURAL PAINT AND ARCHITECTURAL PAINT CONTAINERS;

(II) THE REUSE OR PROCESSING OF POSTCONSUMER ARCHITECTURAL PAINT AT A PERMANENT COLLECTION SITE; AND

(III) THE TRANSPORTATION, RECYCLING, AND PROPER DISPOSAL OF POSTCONSUMER ARCHITECTURAL PAINT;"

Reletter succeeding paragraphs accordingly.

Page 10, line 12, strike "(h)" and substitute "(j)".

Page 10, line 17, strike "(h)" and substitute "(j)".

Page 13, line 17, strike "(g):" and substitute "(i):".

Page 13, line 20, strike "(g)" and substitute "(i)".

Page 14, line 2, strike "(d)." and substitute "(f)".

Page 14, line 20, strike "(g)," and substitute "(i)".

Page 15, line 22, strike "(h)," and substitute "(j)".

SENATE SERVICES REPORT

Correctly Printed: SJR14-007.

Correctly Engrossed: SB14-039 and 058.

MESSAGE FROM THE HOUSE

February 5, 2014

Madam President:

The House has voted to concur in the Senate amendments to HJR14-1004 and has repassed the resolution as so amended.

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INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-141** by Senator(s) Grantham and Lundberg, Balmer, Baumgardner, Brophy, Cadman, Crowder, Harvey, Herpin, Hill, King, Lambert, Marble, Renfroe, Rivera, Roberts, Scheffel; also Representative(s) Szabo and Murray, Holbert, Humphrey, Buck, Conti, Coram, DelGrosso, Dore, Everett, Gardner, Gerou, Joshi, Landgraf, Lawrence, McNulty, Navarro, Nordberg, Priola, Rankin, Saine, Scott, Sonnenberg, Stephens, Swalm, Waller, Wilson, Wright-- Concerning the harmonization of voter registration systems for elections through a temporary delay in the implementation of the "Voter Access and Modernized Elections Act".
State, Veterans, & Military Affairs
- HB14-1010** by Representative(s) Hamner; also Senator(s) Rivera--Concerning corrections to statutory provisions relating to the prescribed burning program administered by the division of fire prevention and control in the department of public safety.
Local Government
- HB14-1047** by Representative(s) Becker; also Senator(s) Guzman--Concerning restrictions on the publishing of basic identification information on commercial web sites.
Judiciary
- HB14-1051** by Representative(s) Schafer and Landgraf, Gardner, Ginal, Kraft-Tharp, Murray, Ryden, Stephens, Swalm, Young; also Senator(s) Kefalas and Crowder, Aguilar--Concerning a strategic plan for enrolling all eligible persons with intellectual and developmental disabilities into programs at the time services and supports are needed, and, in connection therewith, requiring the department of health care policy and financing to develop and implement the strategic plan and to report annually on the number of persons waiting for services and supports.
Health & Human Services
- HB14-1056** by Representative(s) Holbert; also Senator(s) Tochtrop--Concerning clarification of the statutes relating to the registration of collector's item motor vehicles to specify that certain special emission inspection requirements for collector's item motor vehicles registered prior to the enactment of House Bill 13-1071 continue to apply to those vehicles until they are transferred.
Transportation
- HB14-1069** by Representative(s) Rosenthal; also Senator(s) King--Concerning district commissions on judicial performance.
Judiciary
- HB14-1079** by Representative(s) Lee; also Senator(s) Zenzinger--Concerning an increase in the monetary amount allowed for the limited offering registration procedure under the "Colorado Securities Act".
Business, Labor, & Technology
- HB14-1083** by Representative(s) Lee; also Senator(s) Crowder--Concerning the authority of a licensed acute treatment unit to receive emergency medications from certain other outlets.
Health & Human Services
- HB14-1111** by Representative(s) Foote; also Senator(s) Jones--Concerning the authority for a municipal volunteer firefighter department retiree to serve on a municipal volunteer firefighter pension board.
Local Government

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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:

SB14-039 by Senator(s) Balmer, Guzman; also Representative(s) McCann and Court--Concerning a grant of limited authority to emergency medical service providers to voluntarily provide preveterinary emergency care to certain domesticated animals.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Newell, Nicholson, Steadman, Tochtrop, Todd and Zenzinger.

SB14-058 by Senator(s) Todd; also Representative(s) Murray--Concerning high school equivalency examinations in 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	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Johnston, Jones, Kerr and Nicholson.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, February 6 was laid over until Friday, February 7, retaining its place on the calendar.

General Orders -- Second Reading of Bills -- Consent Calendar: SB14-024.
General Orders -- Second Reading of Bills: SB14-098, SB14-031.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday,
February 7, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

31st Legislative Day Friday, February 7, 2014

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Prayer	By the chaplain, Rabbi Keren Gorban, Temple Sinai, Denver.	10
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	12
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Pledge	By Senator Marble.	15
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Roll Call	Present--35	17
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Quorum	The President announced a quorum present.	19
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Reading of Journal	On motion of Senator Zenzinger, reading of the Journal of Thursday, February 6, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	21
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On motion of Majority Leader Heath, 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

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Finance	After consideration on the merits, the Committee recommends that SB14-002 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	28
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Finance	After consideration on the merits, the Committee recommends that SB14-054 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	31
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Health & Human Services	After consideration on the merits, the Committee recommends that SB14-130 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	34
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Amend printed bill, page 2, lines 10 and 11, strike "July 1, 2015, AND EACH JULY 1" and substitute "JANUARY 1, 2015, AND EACH JANUARY 1".

Page 2, strike lines 12 and 13 and substitute "ANNUALLY BY THE SAME PERCENTAGE APPLIED TO THE GENERAL FUND SHARE OF THE AGGREGATE STATEWIDE AVERAGE OF THE PER DIEM NET OF PATIENT PAYMENT PURSUANT TO SECTION 25.5-6-202 (9) (b) (I). COMMENCING WITH THE FISCAL YEAR BEGINNING JULY 1, 2014, AND EACH FISCAL YEAR THEREAFTER, THE REDUCTION TO PATIENT PAYMENTS RECEIVED BY NURSING FACILITIES RESULTING FROM AN INCREASE IN THE BASIC MINIMUM AMOUNT SHALL BE FUNDED IN FULL BY GENERAL FUND AND APPLICABLE FEDERAL FUNDS.".

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Health & Human Services

After consideration on the merits, the Committee recommends that **SB14-122** be **postponed indefinitely**.

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Health & Human Services

After consideration on the merits, the Committee recommends that **SB14-087** 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, strike lines 4 through 10 and substitute:

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"42-1-229. Report. (1) ON OR BEFORE JULY 1, 2015, AND EVERY YEAR THEREAFTER, THE DEPARTMENT SHALL SUBMIT TO THE TRANSPORTATION LEGISLATION REVIEW COMMITTEE A REPORT CONCERNING THE EFFECTIVENESS OF EXCEPTIONS PROCESSING, INCLUDING:

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(a) THE NUMBER OF INDIVIDUALS ISSUED OR DENIED AN IDENTIFICATION CARD OR DRIVER'S LICENSE ON HIS OR HER FIRST VISIT TO AN OFFICE AND THE NUMBER OF INDIVIDUALS ADVISED TO PROVIDE MORE DOCUMENTS;

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(b) THE AVERAGE LENGTH OF TIME BETWEEN AN UNSUCCESSFUL FIRST VISIT AND ULTIMATE APPROVAL;

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(c) THE NUMBER OF INDIVIDUALS WHO FAIL TO RETURN;

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(d) THE BREAKDOWN BY EACH OFFICE OF APPROVAL AND DENIAL RATES;

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(e) THE NUMBER OF INDIVIDUALS WHO REQUEST EXCEPTIONS PROCESSING EACH MONTH AND THE OUTCOMES OF THOSE REQUESTS BY EACH OFFICE;

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(f) THE NUMBER OF HEARINGS REQUESTED AFTER NOTICE OF DENIAL AND THE OUTCOMES OF THE HEARINGS; AND

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(g) A SUMMARY OF THE MAIN REASONS FOR DENIAL UNDER EXCEPTIONS PROCESSING."

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Page 2, strike line 16 and substitute:

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"(I) WAS BORN ON OR BEFORE DECEMBER 1, 1964;"

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Page 3, strike lines 7 through 24 and substitute:

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"(b) THE DEPARTMENT MAY ACCEPT ANY RELIABLE, CONSISTENT, AND VERIFIABLE DOCUMENT TO ESTABLISH LAWFUL PRESENCE IF AN APPLICANT SIGNS AN AFFIDAVIT THAT A CERTIFIED UNITED STATES BIRTH CERTIFICATE EITHER DOES NOT EXIST OR CANNOT BE OBTAINED WITHIN TWENTY WORKING DAYS."

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Reletter succeeding paragraph accordingly.

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Page 4, strike line 8 and substitute:

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"(I) IF THE PETITIONER ATTEMPTED TO OBTAIN A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK AND RESULTS WERE INCONCLUSIVE OR UNREADABLE, MAY SUBMIT, IN LIEU OF A FINGERPRINT-BASED CRIMINAL"

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Page 4, strike lines 22 through 24 and substitute:

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"(II) BE AT LEAST SEVENTY YEARS OF AGE."

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Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1053** be **referred** to the Committee of the Whole with favorable recommendation.

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Appropriations

After consideration on the merits, the Committee recommends that **SB14-021** 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 line 18 and substitute:

"(d) (I) ~~Notwithstanding the provisions of section 2-2-307, C.R.S.,~~ MEMBERS OF".

Page 3, strike lines 1 through 6 and substitute "actual and necessary expenses authorized pursuant to said section and any other direct or indirect costs associated with the duties of the committee set forth in this article only from moneys appropriated from the examination of the treatment of persons with mental illness in the criminal justice system cash fund created in section 18-1.9-106 SECTION 2-2-307, C.R.S.".

Page 4, line 6, strike "(3), and (5);" and substitute "and (3);".

Page 7, strike lines 4 through 12.

Page 8, strike lines 3 and 4 and substitute:

"SECTION 5. In Colorado Revised Statutes, 18-1.9-106, amend (1); and add (1.5) as follows:".

Page 9, strike lines 3 through 11.

Page 9, after line 15 insert:

"SECTION 7. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the legislative department, for the fiscal year beginning July 1, 2014, the sum of \$3,366, or so much thereof as may be necessary, to be allocated for per diem and reimbursement of members of the legislative oversight committee created in section 18-1.9-103, Colorado Revised Statutes.".

Renumber succeeding sections accordingly.

Page 1, line 102, strike "SYSTEMS." and substitute "SYSTEMS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **SB14-027** 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 4, after line 3 insert:

"SECTION 3. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the Colorado bureau of investigation identification unit fund created in section 24-33.5-426, Colorado Revised Statutes, not otherwise appropriated, to the department of public safety, for the fiscal year beginning July 1, 2014, the sum of \$68,636 and 0.3 FTE, or so much thereof as may be necessary, to be allocated to the Colorado crime information center for criminal history record checks related to the implementation of this act as follows:

- (a) \$14,916 and 0.3 FTE for personal services; and
(b) \$53,720 for operating and capital outlay expenses."

Renumber succeeding section accordingly.

Page 1, line 103, strike "COURT." and substitute "COURT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **SB14-030** 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 9 insert:

"SECTION 2. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the Colorado state titling and registration account of the highway users tax fund created in section 42-1-211 (2), Colorado Revised Statutes, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$824, or so much thereof as may be necessary, to be allocated to the information technology division for the purchase of computer programming services related to the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$824, or so much thereof as may be necessary, for allocation to the office of information technology, for the provision of computer center services for the department of revenue related to the implementation of this act. Said sum is from reappropriated funds received from the department of revenue out of the appropriation made in subsection (1) of this section."

Renumber succeeding section accordingly.

Page 1, line 103, strike "VALOR." and substitute "VALOR, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-036** 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 15 insert:

"SECTION 3. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the Colorado state titling and registration account of the highway users tax fund created in section 42-1-211 (2), Colorado Revised Statutes, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$4,120, or so much thereof as may be necessary, to be allocated to the information technology division for the purchase of computer programming services related to the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the license plate cash fund created in section 42-3-301 (1) (b), Colorado Revised Statutes, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$5,920, or so much thereof as may be necessary, for allocation to the division of motor vehicles for the purchase of special license plates related to the implementation of this act.

(3) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$4,120, or so much thereof as may be necessary, for allocation to the office of information technology, for the provision of computer center services for the department of revenue related to the implementation of this act. Said sum is from reappropriated funds received from the department of revenue out of the appropriation made in subsection (1) of this section."

Renumber succeeding section accordingly.

Page 1, line 102, strike "VEHICLES." and substitute "VEHICLES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

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Appropriations After consideration on the merits, the Committee recommends that **SB14-041** 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 14, strike "COLORADO." and substitute "COLORADO (SSN-788).".

Page 2, line 16, after "COLORADO" insert "(SSN-788)".

Page 2, line 20, after "COLORADO" insert "(SSN-788)".

Page 2, after line 21 insert:

SECTION 2. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the Colorado state titling and registration account of the highway users tax fund created in section 42-1-211 (2), Colorado Revised Statutes, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$4,120, or so much thereof as may be necessary, to be allocated to the information technology division for the purchase of computer programming services related to the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the license plate cash fund created in section 42-3-301 (1) (b), Colorado Revised Statutes, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$1,658, or so much thereof as may be necessary, for allocation to the division of motor vehicles for the purchase of special license plates related to the implementation of this act.

(3) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$4,120, or so much thereof as may be necessary, for allocation to the office of information technology, for the provision of computer center services for the department of revenue related to the implementation of this act. Said sum is from reappropriated funds received from the department of revenue out of the appropriation made in subsection (1) of this section."

Renumber succeeding section accordingly.

Page 1, line 102, strike "VEHICLES." and substitute "VEHICLES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Appropriations After consideration on the merits, the Committee recommends that **SB14-062** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB14-104** 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 **SB14-105** 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 **SB14-106** 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 18 insert:

SECTION 2. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the local government permanent fund created in section 34-63-102 (5.3) (a) (I) (A), Colorado Revised Statutes, not otherwise appropriated, to the

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department of local affairs, for the fiscal year beginning July 1, 2013, the sum of \$4,304,072, for direct distribution to counties, federal mineral lease districts, and municipalities pursuant to section 34-63-102 (5.4) (c), Colorado Revised Statutes."

Renumber succeeding section accordingly.

Page 1, line 103, strike "AFFAIRS." and substitute "AFFAIRS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB14-107 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 SB14-108 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 SB14-109 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 SB14-110 be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that SB14-120 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

The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE COLORADO WILDLIFE HABITAT STAMP COMMITTEE

effective December 31, 2013, for a term expiring December 31, 2017:

Patricia Dorsey of Bayfield, Colorado, a representative of the Division of Parks and Wildlife who is also a wildlife biologist, appointed.

Agriculture, Natural Resources, & Energy

After consideration on the merits, the Committee recommends that SJR14-004 be referred to the Senate for final action.

Agriculture, Natural Resources, & Energy

After consideration on the merits, the Committee recommends that SB14-017 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 the period add "IF THE DEVELOPMENT INCLUDES A COMMON INTEREST COMMUNITY, THE LOCAL GOVERNMENT MAY DELEGATE THE ENFORCEMENT OF THIS PARAGRAPH (b) WITHIN THAT COMMUNITY TO THE BOARD OF DIRECTORS OF THE UNIT OWNER'S ASSOCIATION OF THE COMMON INTEREST COMMUNITY, AS THOSE TERMS ARE DEFINED IN SECTION 38-33.3-103, C.R.S."

Page 3, line 21, after the period add "A LOCAL GOVERNMENT HAS THE SOLE DISCRETION TO DETERMINE THE STAGE IN THE DEVELOPMENT

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PERMIT APPROVAL PROCESS AT WHICH THE LIMITATION SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (b) APPLIES.".

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **SB14-072** be **postponed indefinitely**.

SENATE SERVICES REPORT

Correctly Printed: SB14-141.
Correctly Reengrossed: SB14-039 and 058.

MESSAGE FROM THE HOUSE

February 6, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1052, amended as printed in House Journal, February 5, page 174.
HB14-1146, amended as printed in House Journal, February 5, page 174.

MESSAGE FROM THE REVISOR OF STATUTES

February 6, 2014

We herewith transmit:

Without comment, as amended, HB14-1052 and 1146.

INTRODUCTION OF RESOLUTIONS

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

SJR14-008 by Senator(s) Cadman and Carroll; also Representative(s) McNulty--Concerning Purple Star Veterans and Families and the establishment of a homecoming-preparedness program in the department of defense.

Laid over until Thursday, February 13, retaining its place on the calendar.

SJR14-009 by Senator(s) Roberts and Nicholson, Tochtrop; also Representative(s) Exum--Concerning the Colorado National Guard and, in connection therewith, honoring guard members for their firefighting efforts.

Laid over until Tuesday, February 25, retaining its place on the calendar.

SJR14-010 by Senator(s) Guzman, Steadman, Ulibarri; also Representative(s) Kagan, Lee--Concerning requesting the chief justice of the Colorado supreme court to take certain actions concerning adjudication of juvenile delinquency petitions.

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

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HJR14-1002 by Representative(s) Coram, Mitsch Bush, Sonnenberg; also Senator(s) Schwartz, Brophy, Roberts--Concerning a special exemption from interstate highway weight limits for divisible truck loads carrying forest products.

Laid over until Tuesday, February 18, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title:

SB14-142 by Senator(s) Schwartz, Guzman, Harvey, Hodge, Jones, Roberts, Tochtrop; also Representative(s) Fischer--Concerning an exception for certain water system facilities from the facilities that the commissioner of agriculture has a duty to inspect regarding pesticide storage.

Agriculture, Natural Resources, & Energy

SB14-143 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May and Gerou, Duran--Concerning payment of amounts awarded through nursing facility provider reimbursement appeals from the medicaid nursing facility cash fund.

Health & Human Services

On motion of Majority Leader Heath, 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

SJR14-007 by Senator(s) Aguilar; also Representative(s) Hullinghorst and Szabo--Concerning awareness of heart disease, and, in connection therewith, declaring February 7, 2014, as "National Wear Red Day".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Harvey	Y	Hodge	Y	Grantham	Y	Baumgardner	Y
Renfroe	Y	Lundberg	Y	Roberts	Y	Marble	Y
Schwartz	Y	Steadman	Y	Jahn	Y	Kefalas	Y
Cadman	Y	Johnston	Y	Ulibarri	Y	Balmer	Y
Tochtrop	Y	Guzman	Y	Jones	Y	King	Y
Brophy	Y	Carroll	Y	Todd	Y	Rivera	Y
Newell	Y	Aguilar	Y	Crowder	Y	Herpin	Y
Heath	Y	Nicholson	Y	Hill	Y	Zenzinger	Y
Scheffel	Y	Lambert	Y	Kerr	Y		

Co-sponsor(s) added: Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

Committee of the Whole On motion of Senator Kerr, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Kerr 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:

SB14-024 by Senator(s) Tochtrop; also Representative(s) Scott, Court, Dore, Peniston, Rosenthal, Schafer, Wright--Concerning the responsibilities of certain entities in managing volunteer firefighter pension plans that are affiliated with the fire and police pension association.

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

SB14-083 by Senator(s) Crowder; also Representative(s) Ferrandino--Concerning reimbursement to be paid by a county to the state for costs incurred by the state in connection with the reappraisal of property in the county.

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

SB14-102 by Senator(s) Ulibarri; --Concerning the addition of employment positions held at financial institutions to the circumstances under which an employer may use consumer credit information for employment purposes.

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 Kerr, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-024, SB14-083, SB14-102.

Committee of the Whole On motion of Senator Kerr, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Kerr 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:

SB14-098 by Senator(s) Zenzinger; also Representative(s) Foote and Schafer--Concerning clarifications to statutory language on crimes against at-risk elders.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 4, page(s) 163 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Zenzinger.

Amend printed bill, page 3, line 8, after "SHE" insert "KNOWINGLY".

Lost on second reading.

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

SB14-031 by Senator(s) Tochtrop; also Representative(s) Rosenthal, Court, Schafer--Concerning modifications to the administration of old hire police officers' and firefighters' pension plans.

Amendment No. 1(L.002), by Senator Rivera.

Amend printed bill, page 7, strike lines 25 through 27.

Page 8, strike lines 1 through 6 and substitute:

"(4) A governing body providing a state-assisted old hire pension plan THAT IS REQUIRED TO CONTRIBUTE AN AMOUNT IN 2014 THAT IS LESS THAN THE CONTRIBUTION REQUIRED BY SUBSECTION (2) OF THIS SECTION BEGINNING IN 2015 AND that determines that the minimum annual rate of municipal, fire protection district, or county improvement district contributions provided in subsection (2) of this section would place an undue initial hardship on the taxpayers of such municipality, fire protection district, or county improvement district may adopt a resolution to that effect. Any municipality, fire protection district, or county improvement district that has adopted such resolution may make AN annual ~~contributions in accordance with the following schedules:~~ CONTRIBUTION IN THE YEAR 2015, IN AN AMOUNT THAT IS NOT LESS THAN THE AMOUNT THAT THE MUNICIPALITY, FIRE PROTECTION DISTRICT, OR COUNTY IMPROVEMENT DISTRICT IS REQUIRED TO CONTRIBUTE IN 2014. BEGINNING IN 2016, SUCH MUNICIPALITY, FIRE PROTECTION DISTRICT, OR COUNTY IMPROVEMENT DISTRICT SHALL MAKE THE FULL AMOUNT OF THE ANNUAL CONTRIBUTION REQUIRED BY SUBSECTION (2) OF THIS SECTION."

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

SB14-089 by Senator(s) Schwartz, Jahn; also Representative(s) Fischer, Szabo, Vigil--Concerning a prohibition for the state to enter into an agreement for a payment in lieu of taxes.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 5, page(s) 167-168 and placed in members' bill files.)

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

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AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB14-098 by Senator(s) Zenzinger; also Representative(s) Foote and Schafer--Concerning clarifications to statutory language on crimes against at-risk elders.

Senator Zenzinger moved to amend the Report of the Committee of the Whole to show that SB 14-098, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Kerr, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-098 as amended, SB14-031 as amended, SB14-089 as amended.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1019, HJR14-1004, 1005, 1006, 1007, 1008.

MESSAGE FROM THE GOVERNOR

February 6, 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, 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, 2017:

Jane Robbe Rhodes of Pueblo West, Colorado, to serve as a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 2/6/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Education

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, February 10, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

34th Legislative Day

Monday, February 10, 2014

Prayer	By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.	11
Call to Order	By the President <i>pro tem</i> at 10:00 a.m.	13
Pledge	By Senator Kefalas.	16
Roll Call	Present--34 Excused--1, King. Present later--1, King.	18 19 20
Quorum	The President announced a quorum present.	21 22
Reading of Journal	On motion of Senator Herpin, reading of the Journal of Friday, February 7, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23 24 25 26

SENATE SERVICES REPORT

Correctly Printed: SB14-142 and 143; SJR14-008, 009 and 010.
Correctly Engrossed: SB14-024, 031, 083, 089, 098 and 102; SJR14-007.

MESSAGE FROM THE HOUSE

February 7, 2014

Madam President:

The House has adopted and returns herewith SJR14-007.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-011 by Senator(s) Lambert; also Representative(s) Swalm--Concerning the one hundred fourth anniversary of the Boy Scouts of America.

Laid over until Wednesday, February 12, retaining its place on the calendar.

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INTRODUCTION OF BILLS -- FIRST READING

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

HB14-1052 by Representative(s) Fischer; also Senator(s) Jones--Concerning an increase in the enforcement authority of ground water management districts.
Local Government

HB14-1146 by Representative(s) Becker; also Senator(s) Tochtrop--Concerning a prohibition against greyhound racing in Colorado.
Business, Labor, & Technology

On motion of Majority Leader Heath, 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 Heath, 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

SJR14-006 by Senator(s) Jones and Nicholson, Tochtrop; also Representative(s) Exum--Concerning the Granite Mountain Interagency Hotshot firefighting crew, and, in connection therewith, honoring the service and sacrifice of the 19 members of the crew who lost their lives on June 30, 2013, while battling the Yarnell Hill Fire in Arizona.

On motion of Senator Jones, the resolution was read at length.

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

Amend printed joint resolution, page 4, line 9, strike "the" and substitute "Eric Kriwer," and after "Arizona" insert "interim".

Page 4, line 10, strike "and".

Page 4, line 11, strike "Safety." and substitute "Safety; Sheriff James Casias, President, County Sheriffs of Colorado; Mike Rogers, President, Colorado Professional Fire Fighters; Steve Trujillo, President, Colorado State Fire Fighters Association; Todd Richardson, State FMO, Bureau of Land Management Colorado State Office; Willie Thompson, Fire Director, U.S. Forest Service Rocky Mountain Region; Paul Cerda, Superintendent, Alpine Interagency Hotshot Crew; Shawn Telford, Superintendent, Craig Interagency Hotshot Crew; Bob Ayotte, Acting Superintendent, Pike Interagency Hotshot Crew; Jay Godson, Superintendent, San Juan Interagency Hotshot Crew; and Larry Money, Superintendent, Roosevelt Interagency Hotshot Crew."

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	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Kefalas, Kerr, Lambert, Lundberg, Marble, Newell, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Todd, Ulibarri and Zenzinger.

Senate in recess. Senate reconvened.

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

SB14-024 by Senator(s) Tochtrop; also Representative(s) Scott, Court, Dore, Peniston, Rosenthal, Schafer, Wright--Concerning the responsibilities of certain entities in managing volunteer firefighter pension plans that are affiliated with the fire and police pension association.

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	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Newell.

SB14-083

by Senator(s) Crowder; also Representative(s) Ferrandino--Concerning reimbursement to be paid by a county to the state for costs incurred by the state in connection with the reappraisal of property in the county.

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	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Grantham and Jones.

SB14-102

by Senator(s) Ulibarri; also Representative(s) Gardner and Rosenthal--Concerning the addition of employment positions held at financial institutions to the circumstances under which an employer may use consumer credit information for employment purposes.

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	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman.

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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:

SB14-098 by Senator(s) Zenzinger; also Representative(s) Foote and Schafer--Concerning clarifications to statutory language on crimes against at-risk elders.

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	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Newell, Nicholson, Rivera, Tochtrop and Todd.

SB14-031 by Senator(s) Tochtrop; also Representative(s) Rosenthal, Court, Schafer--Concerning modifications to the administration of old hire police officers' and firefighters' pension plans.

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

YES	31	NO	3	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jones, Kefalas, Kerr, Newell, Rivera, Roberts, Schwartz, Todd and Ulibarri.

SB14-089 by Senator(s) Schwartz, Jahn; also Representative(s) Fischer, Szabo, Vigil--Concerning a prohibition for the state to enter into an agreement for a payment in lieu of taxes.

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	Y	Heath	Y	King	E	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman.

NOTICE OF INTENT TO MOVE FOR RECONSIDERATION OF SJR14-006

Senator Cadman gave notice of intent to reconsider SJR14-006.

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 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:

HB14-1027 by Representative(s) Fischer, Lee, Mitsch Bush, Primavera, Tyler; also Senator(s) Jones, Todd--Concerning the clarification of the definition of a plug-in electric motor vehicle.

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

HB14-1020 by Representative(s) Lebsock; also Senator(s) Balmer and Nicholson--Concerning the consolidation of two reports on taxable property that county assessors submit to their boards of equalization.

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

SB14-095 by Senator(s) Kefalas; also Representative(s) McCann--Concerning the ability of a prescription drug outlet to compound drugs for distribution to a Colorado hospital.

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

SB14-096 by Senator(s) Crowder, Todd; also Representative(s) Exum and Pettersen--Concerning renaming state veterans nursing homes to veterans community living centers to more accurately reflect the wide array of services provided to state veterans.

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 Steadman, 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	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-095, SB14-096, HB14-1027, HB14-1020.

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, and Senator Steadman 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:

HB14-1078 by Representative(s) Pettersen; also Senator(s) Johnston--Concerning changes to the public education accreditation statutes as a result of legislative review of the rules of the state board of education, and, in connection therewith, clarifying the term "public school" in the accreditation statutes and allowing automatic renewal of the accreditation contract for an entity with an improvement plan.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 6, page(s) 175 and placed in members' bill files.)

Lost on second reading.

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

HB14-1164 by Representative(s) Hullinghorst; also Senator(s) Ulibarri--Concerning nonpartisan elections not coordinated by a county clerk and recorder, and, in connection therewith, creating the "Colorado Local Government Election Code" for the conduct of such elections by special districts, harmonizing residency requirements for voter registration, modifying the "Colorado Municipal Election Code of 1965", and clarifying when elections are coordinated by county clerk and recorders.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, February 6, page(s) 174-175 and placed in members' bill files.)

Amendment No. 2(L.041), by Senator Balmer.

Amend reengrossed bill, page 30, after line 13 insert:

"1-13.5-504.5. Accessibility of polling places to persons with disabilities. (1) EACH POLLING PLACE SHALL BE FULLY ACCESSIBLE TO "DISABLED VETERANS", AS DEFINED IN SECTION 39-3-202 (3.5), C.R.S., AND NO BARRIER SHALL IMPEDE THE PATH OF ELECTORS WITH DISABILITIES TO THE VOTING BOOTH.
(2) EMERGENCY POLLING PLACES ARE EXEMPT FROM COMPLIANCE WITH THIS SECTION.
(3) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2) OF THIS SECTION, A DESIGNATED ELECTION OFFICIAL SHALL ONLY SELECT AS POLLING PLACES SUCH SITES THAT MEET THE STANDARDS OF ACCESSIBILITY SET FORTH IN SUBSECTION (1) OF THIS SECTION."

Amendment No. 3(L.042), by Senator Ulibarri.

Amend Balmer floor amendment (HB1164_L.041), page 1, strike lines 3 and 4 and substitute:

"disabilities. (1) EACH POLLING PLACE SHALL COMPLY FULLY WITH THE CURRENT "ADA STANDARDS FOR ACCESSIBLE DESIGN" SET FORTH IN 28 CFR 36 AND PROMULGATED IN ACCORDANCE WITH THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", AS AMENDED, 42 U.S.C. SEC. 12101 ET SEQ.,".

Amendment No. 4(L.029), by Senator Harvey.

Amend reengrossed bill, page 80, line 26, strike "A".

Page 80, strike line 27 and substitute:

"THE FOLLOWING SELF-AFFIRMATION:

"STATE OF, LOCAL GOVERNMENT OF

I,, AFFIRM AND SAY THAT I AM A REGISTERED ELECTOR IN THE STATE OF COLORADO AND AM QUALIFIED TO VOTE IN THE STATE AND THE LOCAL GOVERNMENT OF; THAT MY RESIDENTIAL ADDRESS IS; AND THAT I HEREIN ENCLOSE MY BALLOT IN ACCORDANCE WITH THE PROVISIONS OF THE "COLORADO LOCAL GOVERNMENT ELECTION CODE". I REALIZE THAT IF ANY FALSE STATEMENTS ARE CONTAINED HEREIN THAT I AM SUBJECT TO PROSECUTION FOR CRIMINAL ACTION."

.....
DATE

.....
SIGNATURE OF VOTER".

Page 111, strike lines 13 through 18 and substitute:

"STATE OF MUNICIPALITY OF, COUNTY OF

I,, AFFIRM AND SAY THAT I AM A QUALIFIED AND REGISTERED ELECTOR IN PRECINCT NO., MUNICIPALITY OF AND STATE OF COLORADO; THAT MY RESIDENTIAL ADDRESS IS; AND THAT I HEREIN ENCLOSE MY BALLOT IN ACCORDANCE WITH THE PROVISIONS OF THE "COLORADO MUNICIPAL ELECTION CODE OF 1965". I REALIZE THAT IF ANY FALSE STATEMENTS ARE CONTAINED HEREIN THAT I SHALL BE SUBJECT TO PROSECUTION FOR CRIMINAL ACTION."

Amendment No. 5(L.038), by Senator Lundberg.

Amend reengrossed bill, page 84, after line 4 insert:

"1-13.5-1105.5. Voting by electors at group residential facilities. FOR INDEPENDENT MAIL BALLOT ELECTIONS CONDUCTED UNDER THIS PART 11, UPON THE REQUEST OF ANY ELIGIBLE ELECTOR OF THE LOCAL GOVERNMENT RESIDING IN A FACILITY DESCRIBED IN SECTION 1-7.5-113 (1), THE DESIGNATED ELECTION OFFICIAL SHALL APPOINT A COMMITTEE FOR DELIVERY OF MAIL BALLOTS TO, AND RETURN OF VOTED MAIL BALLOTS FROM, THE FACILITY IN ACCORDANCE WITH SECTION 1-7.5-113."

Page 127, after line 11 insert:

"SECTION 37. In Colorado Revised Statutes, **amend** 1-7.5-113 as follows:

1-7.5-113. Voting at group residential facilities. (1) If a group residential facility does not have mail boxes in which a representative of the United States postal service may directly deposit mail, and more than seven mail ballots are to be sent to that group residential facility, a committee consisting of one employee of the county clerk and recorder of the county in which the facility is located and, where available, a

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representative appointed by each of the major political parties shall deliver the mail ballots and return ~~those~~ THE VOTED ballots to the office of the county clerk and recorder.

(2) For nonpartisan elections, INCLUDING INDEPENDENT MAIL BALLOT ELECTIONS CONDUCTED PURSUANT TO PART 11 OF ARTICLE 13.5 OF THIS TITLE, the designated election official ~~may~~ SHALL appoint a committee that consists of two or more election judges or employees or representatives of the designated election official. THE VOTED BALLOTS MUST BE RETURNED TO THE OFFICE OF THE DESIGNATED ELECTION OFFICIAL."

Renumber succeeding sections accordingly.

Amendment No. 6(L.044), by Senator Cadman.

Amend reengrossed bill, page 81, line 10, strike "NOT".

Amendment No. 7(L.043), by Senator Scheffel

Amend reengrossed bill, page 10, line 2, after "(1)" insert "(a)".

Page 10, after line 6 insert:

"(b) (I) IF A LOCAL GOVERNMENT ELECTS TO UTILIZE ANY OF THE REQUIREMENTS AND PROCEDURES OF THE "UNIFORM ELECTION CODE OF 1992", THE RESOLUTION ADOPTED PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1) MUST INCLUDE:

(A) SPECIFIC PROVISIONS ADDRESSING ACCESSIBILITY FOR ELECTORS WITH DISABILITIES, DEPLOYED MILITARY VOTERS, AND VOTERS WHO LIVE AT GROUP RESIDENTIAL FACILITIES; AND

(B) THE ANTICIPATED LOCATIONS OF VOTER SERVICE AND POLLING CENTERS AS REQUIRED BY SECTION 1-5-102, IF THE LOCAL GOVERNMENT IS USING VOTER SERVICE AND POLLING CENTERS.

(II) A RESOLUTION ADOPTED PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1) MUST BE ADOPTED NO LATER THAN NINETY DAYS PRIOR TO THE DATE OF AN ELECTION TO WHICH IT APPLIES AND MUST INCORPORATE A LIST OF EACH PROVISION OF THE "UNIFORM ELECTION CODE OF 1992" AND THE "COLORADO LOCAL GOVERNMENT ELECTION CODE" THAT THE LOCAL GOVERNMENT IS USING TO CONDUCT THE REFERENCED ELECTION. A COPY OF THE RESOLUTION SHALL BE FILED WITH THE SECRETARY OF STATE AND THE DEPARTMENT OF LOCAL AFFAIRS NO LATER THAN EIGHTY-NINE DAYS PRIOR TO THE ELECTION. THE LOCAL GOVERNMENT MUST ALSO POST THE RESOLUTION ON ITS WEB SITE AND DELIVER BY UNITED STATES MAIL A COPY OF THE RESOLUTION TO EACH CANDIDATE AND ISSUE COMMITTEE AFTER NOMINATION DOCUMENTS OR PETITIONS ARE FILED WITH THE DESIGNATED ELECTION OFFICIAL."

Amendment No. 8(L.046), by Senator Ulibarri.

Amend Harvey floor amendment (HB1164_L.029), page 1, strike lines 3 through 15.

Page 1, line 19, strike "PRECINCT NO.," and substitute "THE".

Page 1, after line 26, insert:

"Page 118, after line 9 insert:

"SECTION 23. In Colorado Revised Statutes, 31-10-1003, amend (1) as follows:

31-10-1003. Self-affirmation on return envelope. (1) The return envelope shall have printed on its face a self-affirmation substantially in the following form:

"State of Municipality of, County of

I,, affirm and say that I am a qualified and registered elector in ~~precinct no.~~, THE municipality of and state of Colorado; that my residence and post-office address is; and that I herein enclose my ballot in accordance with the provisions of the "Colorado Municipal Election Code of 1965". I realize that if any false statements are

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contained herein that I shall be subject to prosecution for criminal action.

.....
Signature of voter""."

As amended, 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.)

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1164 by Representative(s) Hullinghorst; also Senator(s) Ulibarri--Concerning nonpartisan elections not coordinated by a county clerk and recorder, and, in connection therewith, creating the "Colorado Local Government Election Code" for the conduct of such elections by special districts, harmonizing residency requirements for voter registration, modifying the "Colorado Municipal Election Code of 1965", and clarifying when elections are coordinated by county clerk and recorders.

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following Harvey floor amendment, (L.022) to HB 14-1164, did pass.

Amend reengrossed bill, page 100, strike lines 21 through 27.

Page 101, strike lines 1 and 2.

Renumber succeeding sections 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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following amendment to HB 14-1164 did pass.

Amend reengrossed bill, page 99, line 22, strike "WITHIN FIVE CALENDAR DAYS".

Page 99, strike line 23.

Page 99, line 24, strike "WHEN" and substitute "WHEN".

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following Harvey floor amendment, (L.025) to HB14-1164, did pass.

Amend reengrossed bill, page 9, lines 11 and 12, strike "LOCAL GOVERNMENT" and substitute "STATE".

Page 35, line 22, after "ELECTOR" insert "REGISTERED TO VOTE IN COLORADO".

Page 36, line 23, strike "ELECTORS," and substitute "ELECTORS REGISTERED TO VOTE IN COLORADO,".

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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senator Lundberg moved to amend the Report of the Committee of the Whole to show that the following Lundberg floor amendment, (L.034) to HB14-1164, did pass.

Amend reengrossed bill, page 30, after line 3 insert:

"(3) A POLLING PLACE FOR A LOCAL GOVERNMENT ELECTION MUST BE LOCATED WITHIN THE GEOGRAPHICAL BOUNDARIES OF THE LOCAL GOVERNMENT WHENEVER PRACTICABLE. IF SUITABLE POLLING PLACE FACILITIES ARE UNAVAILABLE WITHIN THOSE BOUNDARIES, THE GOVERNING BODY OF THE LOCAL GOVERNMENT, OR THE LOCAL GOVERNMENT'S DESIGNATED ELECTION OFFICIAL IF AUTHORIZED BY THE GOVERNING BODY, SHALL SELECT A LOCATION OR LOCATIONS IN THE COUNTY SEAT OF THE COUNTY OR AT LEAST ONE OF THE COUNTIES IN WHICH THE DISTRICT IS LOCATED."

Renumber succeeding subsections accordingly.

Page 30, line 10, strike "(3)" and substitute "(4)".

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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following Harvey floor amendment, (L.031) to HB 14-1164, did pass.

Amend reengrossed bill, page 84, line 22, strike "FIFTEEN DAYS PRIOR TO THE ELECTION" and substitute "AT 7 P.M. ON ELECTION DAY".

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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following amendment to HB 14-1164 did pass.

Amend reengrossed bill, page 84, after line 17 insert:

"1-13.5-1106.5. Verification of signatures - rules. (1) IN EVERY INDEPENDENT MAIL BALLOT ELECTION CONDUCTED UNDER THIS PART 11, TWO ELECTION JUDGES SHALL COMPARE EACH SIGNATURE ON THE SELF-AFFIRMATION ON EACH RETURN ENVELOPE WITH THE SIGNATURE OF THE ELIGIBLE ELECTOR OBTAINED FROM THE COUNTY CLERK AND RECORDER IN ACCORDANCE WITH THIS SECTION.

(2) (a) IF, UPON COMPARING THE SIGNATURE OF AN ELIGIBLE ELECTOR ON THE SELF-AFFIRMATION ON THE RETURN ENVELOPE WITH THE SIGNATURE OF THE ELIGIBLE ELECTOR OBTAINED FROM THE COUNTY CLERK AND RECORDER, THE ELECTION JUDGES DETERMINE THAT THE SIGNATURES DO NOT MATCH, TWO OTHER ELECTION JUDGES SHALL SIMULTANEOUSLY COMPARE THE SIGNATURES. IF BOTH OTHER ELECTION JUDGES AGREE THAT THE SIGNATURES DO NOT MATCH, THE DESIGNATED ELECTION OFFICIAL SHALL, WITHIN ONE DAY AFTER THE SIGNATURE DEFICIENCY HAS BEEN CONFIRMED, SEND TO THE ELIGIBLE ELECTOR AT THE ADDRESS INDICATED IN THE REGISTRATION RECORDS A LETTER EXPLAINING THE DISCREPANCY IN SIGNATURES AND A FORM FOR THE ELIGIBLE ELECTOR TO CONFIRM THAT THE ELECTOR RETURNED A MAIL BALLOT TO THE DESIGNATED ELECTION OFFICIAL.

(b) (I) IF THE ELECTOR RETURNS THE FORM TO THE DESIGNATED ELECTION OFFICIAL WITHIN EIGHT DAYS AFTER ELECTION DAY WITH A SIGNATURE MATCHING THAT CONTAINED IN THE VOTER REGISTRATION SYSTEM CONFIRMING THAT THE ELECTOR RETURNED HIS OR HER BALLOT TO THE DESIGNATED ELECTION OFFICIAL AND ENCLOSING A COPY OF THE ELECTOR'S IDENTIFICATION AS DEFINED IN SECTION 1-1-104, AND THE BALLOT IS OTHERWISE VALID, THE BALLOT MUST BE COUNTED.

(II) IF THE ELIGIBLE ELECTOR RETURNS THE FORM INDICATING THAT HE OR SHE DID NOT MAIL A VOTED BALLOT, OR IF THE ELIGIBLE ELECTOR DOES NOT RETURN THE FORM WITHIN EIGHT DAYS AFTER

ELECTION DAY, THE DESIGNATED ELECTION OFFICIAL SHALL CATEGORIZE THE SELF-AFFIRMATION ON THE RETURN ENVELOPE AS INCORRECT, THE BALLOT SHALL NOT BE COUNTED, AND THE DESIGNATED ELECTION OFFICIAL SHALL SEND COPIES OF THE ELIGIBLE ELECTOR'S SIGNATURE ON THE RETURN ENVELOPE AND THE SIGNATURE OBTAINED FROM THE STATEWIDE VOTER REGISTRATION SYSTEM TO THE APPROPRIATE DISTRICT ATTORNEY FOR INVESTIGATION.

(c) AN ORIGINAL RETURN ENVELOPE WITH AN ENCLOSED SECRECY ENVELOPE CONTAINING A VOTED BALLOT THAT IS NOT COUNTED IN ACCORDANCE WITH SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION (2) MUST BE STORED UNDER SEAL IN THE OFFICE OF THE DESIGNATED ELECTION OFFICIAL IN A SECURE LOCATION SEPARATE FROM VALID RETURN ENVELOPES AND MAY BE REMOVED ONLY UNDER THE AUTHORITY OF THE DISTRICT ATTORNEY OR BY ORDER OF A COURT HAVING JURISDICTION.

(d) IN THE CASE OF A DISAGREEMENT AMONG THE ELECTION JUDGES AS TO WHETHER THE SIGNATURE OF AN ELIGIBLE ELECTOR ON THE SELF-AFFIRMATION ON THE RETURN ENVELOPE MATCHES THE SIGNATURE OF THE ELIGIBLE ELECTOR OBTAINED FROM THE COUNTY CLERK AND RECORDER PURSUANT TO THE PROCEDURES SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (2), THE SIGNATURES ARE DEEMED TO MATCH AND THE ELECTION JUDGE SHALL FOLLOW THE PROCEDURES SPECIFIED IN SECTION 1-7.5-107 CONCERNING THE QUALIFICATION AND COUNTING OF MAIL BALLOTS.

(3) IF THE ELECTION JUDGES DETERMINE THAT THE SIGNATURE OF AN ELIGIBLE ELECTOR ON THE SELF-AFFIRMATION MATCHES THE ELECTOR'S SIGNATURE OBTAINED FROM THE STATEWIDE VOTER REGISTRATION SYSTEM, THE ELECTION JUDGE SHALL FOLLOW THE PROCEDURES SPECIFIED IN SECTION 1-7.5-107 CONCERNING THE QUALIFICATION AND COUNTING OF MAIL BALLOTS.

(4) (a) AN ELECTION JUDGE SHALL NOT DETERMINE THAT THE SIGNATURE OF AN ELIGIBLE ELECTOR ON THE SELF-AFFIRMATION DOES NOT MATCH THE SIGNATURE OF THAT ELIGIBLE ELECTOR OBTAINED FROM THE COUNTY CLERK AND RECORDER SOLELY ON THE BASIS OF SUBSTITUTION OF INITIALS OR USE OF A COMMON NICKNAME.

(b) THE COUNTY CLERK AND RECORDER OR OTHER QUALIFIED OFFICIAL MAY PROVIDE TRAINING IN THE TECHNIQUE AND STANDARDS OF SIGNATURE COMPARISON TO ELECTION JUDGES WHO COMPARE SIGNATURES PURSUANT TO THIS SECTION."

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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senator Lundberg moved to amend the Report of the Committee of the Whole to show that the following Lundberg floor amendment, (L.033) to HB14-1164, did pass.

Amend reengrossed bill, page 77, line 7, strike "**exception.**" and substitute "**exception - opt-out permitted.**".

Page 77, after line 23 insert:

"(5) (a) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, AN ELIGIBLE ELECTOR MAY OPT OUT OF RECEIVING MAIL BALLOTS FOR ANY ELECTION CONDUCTED UNDER THIS PART 11 BY SUBMITTING A WRITTEN REQUEST AT LEAST THIRTY DAYS PRIOR TO THE ELECTION TO THE DESIGNATED ELECTION OFFICIAL RESPONSIBLE FOR CONDUCTING THE ELECTION. THE DESIGNATED ELECTION OFFICIAL SHALL

IDENTIFY TWO OR MORE ACCEPTABLE METHODS FOR SUBMITTING THE REQUEST, INCLUDING ELECTRONIC MAIL, SECURE ON-LINE FORM, FACSIMILE, UNITED STATES MAIL, OR IN-PERSON. UPON RECEIPT OF SUCH REQUEST, THE DESIGNATED ELECTION OFFICIAL SHALL DETERMINE IF THE ELECTOR'S REQUEST IS COMPLETE AND, IF SO, SHALL RECORD THE ELECTOR'S PREFERENCE IN THE REGISTRATION RECORDS.

(b) A REQUEST TO OPT OUT OF MAIL BALLOTS MAY BE MADE FOR A SPECIFIC ELECTION OR MAY APPLY TO ALL INDEPENDENT MAIL BALLOT ELECTIONS CONDUCTED UNDER THIS PART 11.

(c) AN ELECTOR WHO, PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (5), OPTS OUT OF RECEIVING MAIL BALLOTS MAY CHANGE HIS OR HER PREFERENCE IN ORDER TO RECEIVE MAIL BALLOTS AGAIN BY MAKING A WRITTEN REQUEST TO HIS OR HER DESIGNATED ELECTION OFFICIAL AT LEAST THIRTY DAYS PRIOR TO THE DATE OF THE ELECTION USING ANY METHOD SPECIFIED BY THE DESIGNATED ELECTION OFFICIAL. UPON RECEIPT, THE DESIGNATED ELECTION OFFICIAL SHALL DETERMINE IF THE ELECTOR'S REQUEST IS COMPLETE AND, IF SO, SHALL RECORD THE ELECTOR'S PREFERENCE IN THE REGISTRATION RECORDS.

(d) NOTHING IN THIS SECTION PRECLUDES AN ELECTOR WHO HAS OPTED OUT OF RECEIVING A MAIL BALLOT FROM CASTING A BALLOT IN PERSON AT A POLLING PLACE."

Page 108, line 27, strike "**process.**" and substitute "**process - opt-out permitted.**".

Page 109, after line 10 insert:

"(3) (a) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, AN ELIGIBLE ELECTOR MAY OPT OUT OF RECEIVING MAIL BALLOTS FOR ANY MAIL BALLOT ELECTION CONDUCTED UNDER THIS ARTICLE BY SUBMITTING A WRITTEN REQUEST AT LEAST THIRTY DAYS PRIOR TO THE ELECTION TO THE CLERK RESPONSIBLE FOR CONDUCTING THE ELECTION. THE CLERK SHALL IDENTIFY TWO OR MORE ACCEPTABLE METHODS FOR SUBMITTING THE REQUEST, INCLUDING ELECTRONIC MAIL, SECURE ON-LINE FORM, FACSIMILE, UNITED STATES MAIL, OR IN-PERSON. UPON RECEIPT OF SUCH REQUEST, THE CLERK SHALL DETERMINE IF THE ELECTOR'S REQUEST IS COMPLETE AND, IF SO, SHALL RECORD THE ELECTOR'S PREFERENCE IN THE REGISTRATION RECORDS.

(b) A REQUEST TO OPT OUT OF MAIL BALLOTS MAY BE MADE FOR A SPECIFIC ELECTION OR MAY APPLY TO ALL MAIL BALLOT ELECTIONS CONDUCTED UNDER THIS ARTICLE.

(c) AN ELECTOR WHO, PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (3), OPTS OUT OF RECEIVING MAIL BALLOTS MAY CHANGE HIS OR HER PREFERENCE IN ORDER TO RECEIVE MAIL BALLOTS AGAIN BY MAKING A WRITTEN REQUEST TO HIS OR HER CLERK AT LEAST THIRTY DAYS PRIOR TO THE DATE OF THE ELECTION USING ANY METHOD SPECIFIED BY THE CLERK. UPON RECEIPT, THE CLERK SHALL DETERMINE IF THE ELECTOR'S REQUEST IS COMPLETE AND, IF SO, SHALL RECORD THE ELECTOR'S PREFERENCE IN THE REGISTRATION RECORDS.

(d) NOTHING IN THIS SECTION PRECLUDES AN ELECTOR WHO HAS OPTED OUT OF RECEIVING A MAIL BALLOT FROM CASTING A BALLOT IN PERSON AT A POLLING PLACE."

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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senator Ulibarri moved to amend the Report of the Committee of the Whole to show that the following Scheffel floor amendment, (L.043) to HB 14-1164, did not pass.

Amend reengrossed bill, page 10, line 2, after "(1)" insert "(a)".

Page 10, after line 6 insert:

"(b) (I) IF A LOCAL GOVERNMENT ELECTS TO UTILIZE ANY OF THE REQUIREMENTS AND PROCEDURES OF THE "UNIFORM ELECTION CODE OF 1992", THE RESOLUTION ADOPTED PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1) MUST INCLUDE:

(A) SPECIFIC PROVISIONS ADDRESSING ACCESSIBILITY FOR ELECTORS WITH DISABILITIES, DEPLOYED MILITARY VOTERS, AND VOTERS WHO LIVE AT GROUP RESIDENTIAL FACILITIES; AND

(B) THE ANTICIPATED LOCATIONS OF VOTER SERVICE AND POLLING CENTERS AS REQUIRED BY SECTION 1-5-102, IF THE LOCAL GOVERNMENT IS USING VOTER SERVICE AND POLLING CENTERS.

(II) A RESOLUTION ADOPTED PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1) MUST BE ADOPTED NO LATER THAN NINETY DAYS PRIOR TO THE DATE OF AN ELECTION TO WHICH IT APPLIES AND MUST INCORPORATE A LIST OF EACH PROVISION OF THE "UNIFORM ELECTION CODE OF 1992" AND THE "COLORADO LOCAL GOVERNMENT ELECTION CODE" THAT THE LOCAL GOVERNMENT IS USING TO CONDUCT THE REFERENCED ELECTION. A COPY OF THE RESOLUTION SHALL BE FILED WITH THE SECRETARY OF STATE AND THE DEPARTMENT OF LOCAL AFFAIRS NO LATER THAN EIGHTY-NINE DAYS PRIOR TO THE ELECTION. THE LOCAL GOVERNMENT MUST ALSO POST THE RESOLUTION ON ITS WEB SITE AND DELIVER BY UNITED STATES MAIL A COPY OF THE RESOLUTION TO EACH CANDIDATE AND ISSUE COMMITTEE AFTER NOMINATION DOCUMENTS OR PETITIONS ARE FILED WITH THE DESIGNATED ELECTION OFFICIAL."

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	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following amendment to HB14-1164 did pass.

Amend reengrossed bill, page 127, after line 20 insert:

"SECTION 38. In Colorado Revised Statutes, 1-8.3-103, **add** (1) (d) as follows:

1-8.3-103. Elections covered. (1) The voting procedures in this article apply to:

(d) AN ELECTION CONDUCTED UNDER ARTICLE 13.5 OF THIS TITLE."

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

HB14-1078 by Representative(s) Pettersen; also Senator(s) Johnston--Concerning changes to the public education accreditation statutes as a result of legislative review of the rules of the state board of education, and, in connection therewith, clarifying the term "public school" in the accreditation statutes and allowing automatic renewal of the accreditation contract for an entity with an improvement plan.

Senator Johnston moved to amend the Report of the Committee of the Whole to show that HB14-1078, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

HB14-1164 by Representative(s) Hullinghorst; also Senator(s) Ulibarri--Concerning nonpartisan elections not coordinated by a county clerk and recorder, and, in connection therewith, creating the "Colorado Local Government Election Code" for the conduct of such elections by special districts, harmonizing residency requirements for voter registration, modifying the "Colorado Municipal Election Code of 1965", and clarifying when elections are coordinated by county clerk and recorders.

Senator Lundberg moved to amend the Report of the Committee of the Whole to show that the following Lundberg floor amendment, (L.047) to HB14-1164, did pass.

Amend Balmer floor amendment (HB1164_L.041), page 1, line 8, after "BOOTH." insert "EACH POLLING PLACE SHALL BE LOCATED WITHIN THE LOCAL GOVERNMENT CONDUCTING THE ELECTION OR REASONABLY CLOSE TO THE LOCAL GOVERNMENT'S BORDERS.".

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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senator Ulibarri moved to amend the Report of the Committee of the Whole to show that the following amendment to HB14-1164 did pass.

Amend Harvey floor amendment, (HB1164_L.029), page 1, strike lines 1 and 2.

Page 1, line 16, strike "Page" and substitute "Amend reengrossed bill, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

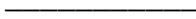
YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1078 as amended, HB14-1164 as amended.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Monday, February 10 was laid over until Tuesday, February 11, retaining its place on the calendar.

Consideration of Governor's Appointments: 1
 Member of the Colorado Housing and Finance Authority Board of Directors. 2
 Members of the Board of Assessment Appeals. 3
 Member of the Public Employers' Retirement Benefit Plans. 4



MESSAGE FROM THE HOUSE

February 10, 2014 10
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Madam President: 13
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The House has passed on Third Reading and transmitted to the Revisor of Statutes 15
 HB14-1073, amended as printed in House Journal, February 7, pages 141-142. 16
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The House has passed on Third Reading and returns herewith SB14-007. 18
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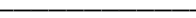


MESSAGE FROM THE REVISOR OF STATUTES

February 10, 2014 21
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We herewith transmit: 25
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Without comment, as amended, HB14-1073. 30
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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday, 35
 February 11, 2014. 36
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Approved: 40
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Morgan Carroll 45
 President of the Senate 46

Attest: 47
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Cindi L. Markwell 51
 Secretary of the Senate 52
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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

35th Legislative Day

Tuesday, February 11, 2014

Prayer	By the chaplain, Pastor Bob Kaylor, Tri-Lakes United Methodist Church, Monument.	11
Call to Order	By the President at 9:00 a.m.	13
Pledge	By Senator Kefalas.	16
Musical Presentation	CSU Concert Choir.	18
Roll Call	Present--33 Excused--2, Hill, Renfroe. Present later--1, Hill.	21
Quorum	The President announced a quorum present.	25
Reading of Journal	On motion of Senator Herpin, reading of the Journal of Monday, February 10, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	27

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-082 be postponed indefinitely .	36
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-111 be postponed indefinitely .	42
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-119 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	48
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-132 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	54
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-038 be postponed indefinitely .	60

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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB14-138** 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, 13-21-113.7, **amend** (1); and **add** (2) (e) and (4) as follows:

13-21-113.7. Immunity of volunteer firefighters, volunteers, incident management teams, and their employers or organizations - definitions - legislative declaration. (1) A volunteer firefighter OR VOLUNTEER who, in good faith, takes part in firefighting efforts or provides emergency care, rescue, assistance, or recovery services at the scene of an emergency, any incident management team, and any person who, in good faith, commands, directs, employs, sponsors, or represents any such volunteer firefighter, VOLUNTEER, or incident management team shall not be liable for civil damages as a result of an act or omission by such volunteer firefighter, VOLUNTEER, incident management team, or other person in connection with the emergency; except that this exemption shall not apply to grossly negligent, willful, wanton, or reckless acts or omissions.

(2) As used in this section:

(e) "VOLUNTEER" HAS THE MEANING AS SET FORTH IN SECTION 13-21-115.5.

(4) NOTHING IN THIS SECTION ALTERS THE PROTECTIONS SET FORTH IN SECTIONS 12-64-118, 13-21-108, 13-21-115.5, OR 24-33.5-1505, C.R.S.

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."

SENATE SERVICES REPORT

Correctly Printed: SJR14-011.

Correctly Engrossed: SB14-095 and 096; SJR14-006.

Correctly Reengrossed: SB14-024, 031, 083, 089, 098 and 102.

Correctly Revised: HB14-1020, 1027, 1078 and 1164.

On motion of Majority Leader Heath, 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:

HB14-1020 by Representative(s) Lebsack; also Senator(s) Balmer and Nicholson--Concerning the consolidation of two reports on taxable property that county assessors submit to their boards of equalization.

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

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-095 by Senator(s) Kefalas; also Representative(s) McCann--Concerning the ability of a prescription drug outlet to compound drugs for distribution to a Colorado hospital.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

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

SB14-096 by Senator(s) Crowder, Todd; also Representative(s) Exum and Pettersen--Concerning renaming state veterans nursing homes to veterans community living centers to more accurately reflect the wide array of services provided to state veterans.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Brophy, Cadman, Heath, Herpin, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Scheffel, Schwartz, Tochtrop, Ulibarri and Zenzinger.

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:

HB14-1078 by Representative(s) Pettersen; also Senator(s) Johnston--Concerning changes to the public education accreditation statutes as a result of legislative review of the rules of the state board of education, and, in connection therewith, clarifying the term "public school" in the accreditation statutes.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 and Todd.

HB14-1027 by Representative(s) Fischer, Lee, Mitsch Bush, Primavera, Tyler; also Senator(s) Jones, Todd--Concerning the clarification of the definition of a plug-in electric motor vehicle.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Johnston, Kefalas, Kerr, Newell, Nicholson, Schwartz, Ulibarri and Zenzinger.

Committee of the Whole On motion of Senator Schwartz, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Schwartz 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:

- SB14-054** by Senator(s) Balmer; also Representative(s) Pabon--Concerning the ability of an alcohol beverage licensee to petition the licensing authority to pay a fine in lieu of a license suspension ordered by the licensing authority. 1
2
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Ordered engrossed and placed on the calendar for third reading and final passage. 5
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7
- SB14-021** by Senator(s) Tochtrop and King, Newell; also Representative(s) Wright, Rosenthal-- Concerning the treatment of persons with mental illness who are involved in the criminal justice systems, and, in connection therewith, making an appropriation. 8
9
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11
Amendment No. 1, Appropriations Committee Amendment. 12
(Printed in Senate Journal, February 7, page(s) 183 and placed in members' bill files.) 13
14
As amended, ordered engrossed and placed on the calendar for third reading and final passage. 15
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18
- SB14-027** by Senator(s) Guzman; --Concerning criminal history background checks for professionals who have the authority to appear in court. 19
20
21
Amendment No. 1, Finance Committee Amendment. 22
(Printed in Senate Journal, January 16, page(s) 70 and placed in members' bill files.) 23
24
Amendment No. 2, Appropriations Committee Amendment. 25
(Printed in Senate Journal, February 7, page(s) 183 and placed in members' bill files.) 26
27
As amended, ordered engrossed and placed on the calendar for third reading and final passage. 28
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- SB14-104** by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Duran, May, Gerou-- Concerning the disposition of disputed payments of tobacco litigation settlement moneys received by the state. 32
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Ordered engrossed and placed on the calendar for third reading and final passage. 36
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38
- SB14-105** by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Duran and Gerou, May-- Concerning the elimination of the requirement that a portion of the fees collected for the water resources cash fund be transferred to the state general fund. 39
40
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42
Ordered engrossed and placed on the calendar for third reading and final passage. 43
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45
- SB14-106** by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May-- Concerning the appropriation of federal mineral lease moneys from the local government permanent fund to the department of local affairs, and, in connection therewith, making an appropriation. 46
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Amendment No. 1, Appropriations Committee Amendment. 51
(Printed in Senate Journal, February 7, page(s) 185-186 and placed in members' bill files.) 52
53
As amended, ordered engrossed and placed on the calendar for third reading and final passage. 54
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- SB14-107** by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Duran, May, Gerou-- Concerning the continuation of the department of law's authority to accept gifts, grants, and donations. 58
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Ordered engrossed and placed on the calendar for third reading and final passage. 62
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64
- SB14-108** by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Duran, May-- Concerning the department of personnel revolving fund, and, in connection therewith, setting an alternative target reserve for the fund and restricting the spending of the capital outlay reserve. 65
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Ordered engrossed and placed on the calendar for third reading and final passage. 70
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72

SB14-109 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May, Duran, Gerou-- Concerning the use of the prevention, early detection, and treatment fund, and, in connection therewith, eliminating the annual transfer of two million dollars from the fund to the department of health care policy and financing for medicaid disease management and treatment programs that address cancer, heart disease, and lung disease or risk factors associated with those diseases and increasing the amount annually appropriated from the fund to the prevention services division of the department of public health and environment for the cancer, cardiovascular disease, and chronic pulmonary disease prevention, early detection, and treatment program by two million dollars.

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

SB14-120 by Senator(s) Hodge; also Representative(s) May--Concerning the continuous appropriation of certain amounts in the state employee workers' compensation account in the risk management fund.

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 Schwartz, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-054, SB14-021 as amended, SB14-027 as amended, SB14-104, SB14-105, SB14-106 as amended, SB14-107, SB14-108, SB14-109, SB14-120.

Committee of the Whole On motion of Senator Schwartz, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Schwartz 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:

HB14-1053 by Representative(s) McCann; also Senator(s) Aguilar, Nicholson--Concerning the authority of the commissioner of insurance to adopt rules to ensure consistent requirements for pediatric dental benefits in health benefit plans offered in Colorado regardless of the method by which a plan is purchased.

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

- SB14-030** by Senator(s) Crowder; --Concerning the fee charged to issue a special license plate to a person with a distinguished flying cross that was awarded for valor, and, in connection therewith, making an appropriation. 1
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Amendment No. 1, Appropriations Committee Amendment. 5
(Printed in Senate Journal, February 7, page(s) 184 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
- SB14-036** by Senator(s) Baumgardner; --Concerning the creation of an emergency medical services license plate for motor vehicles, and, in connection therewith, making an appropriation. 11
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Amendment No. 1, Finance Committee Amendment. 15
(Printed in Senate Journal, January 24, page(s) 104 and placed in members' bill files.) 16
17
Amendment No. 2, Appropriations Committee Amendment. 18
(Printed in Senate Journal, February 7, page(s) 184 and placed in members' bill files.) 19
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As amended, ordered engrossed and placed on the calendar for third reading and final 21
passage. 22
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24
- SB14-041** by Senator(s) Herpin; also Representative(s) Gardner and Swalm--Concerning the creation of a USS Colorado license plate for motor vehicles, and, in connection therewith, making an appropriation. 25
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Amendment No. 1, Appropriations Committee Amendment. 29
(Printed in Senate Journal, February 7, page(s) 185 and placed in members' bill files.) 30
31
As amended, ordered engrossed and placed on the calendar for third reading and final 32
passage. 33
34
35
- SB14-062** by Senator(s) Guzman and Roberts; also Representative(s) Foote and Gardner--Concerning reinstatement of the parent-child legal relationship. 36
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39
Amendment No. 1, Judiciary Committee Amendment. 40
(Printed in Senate Journal, January 28, page(s) 120 and placed in members' bill files.) 41
42
As amended, ordered engrossed and placed on the calendar for third reading and final 43
passage. 44
45
- SB14-110** by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Duran, May-- Concerning the general assembly's development of recommendations regarding new methods of financing the state's ongoing capital construction needs. 46
47
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Laid over until Friday, February 14, retaining its place on the calendar. 50
51
52
- SB14-017** by Senator(s) Roberts and Hodge; also Representative(s) Vigil and Coram, Fischer-- Concerning a limitation on the approval of real estate developments that use water rights decreed for agricultural purposes to irrigate lawn grass. 53
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56
Laid over until Tuesday, February 18, retaining its place on the calendar. 57
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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Schwartz, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-030 as amended, SB14-036 as amended, SB14-041 as amended, SB14-062 as amended, HB14-1053.

Laid over until Friday, February 14: SB14-110.

Laid over until Tuesday, February 18: SB14-017.

CONSIDERATION OF RESOLUTIONS

SJR14-004 by Senator(s) Schwartz; also Representative(s) Fischer--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.

Laid over until Wednesday, February 12, retaining its place on the calendar.

Majority Leader Heath announced that the appointees to the following boards and commissions would be removed from the Consideration of Governor's Appointments calendar of Tuesday, February 11 and placed on the Consideration Governor's Appointments--Consent Calendar of Tuesday, February 11.

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

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

MEMBER OF THE
COLORADO HOUSING AND FINANCE AUTHORITY
BOARD OF DIRECTORS

for a term expiring July 1, 2017:

James M. Hahn of Englewood, Colorado, to serve as a person experienced in mortgage banking transactions, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
BOARD OF ASSESSMENT APPEALS

for terms expiring July 1, 2014:

Ann Louesa Maricle of Denver, Colorado, reappointed; and

Gregg A. Near of Lakewood, Colorado, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBER OF THE
PUBLIC EMPLOYEES' RETIREMENT BENEFIT PLANS

for a term expiring July 10, 2017:

Susan G. Murphy 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 a Democrat, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBER OF THE
COLORADO WILDLIFE HABITAT STAMP COMMITTEE

effective December 31, 2013, for a term expiring December 31, 2017:

Patricia Dorsey of Bayfield, Colorado, a representative of the Division of Parks and Wildlife who is also a wildlife biologist, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB14-1164 by Representative(s) Hullinghorst; also Senator(s) Ulibarri--Concerning nonpartisan elections not coordinated by a county clerk and recorder, and, in connection therewith, creating the "Colorado Local Government Election Code" for the conduct of such elections by special districts, harmonizing residency requirements for voter registration, modifying the "Colorado Municipal Election Code of 1965", and clarifying when elections are coordinated by county clerk and recorders.

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

Third Reading Amendment No. 1(L.048), by Senator Harvey.

Amend revised bill, page 9, lines 4 and 5, strike "LOCAL GOVERNMENT" and substitute "STATE".

Page 36, line 1, after "ELECTOR" insert "REGISTERED TO VOTE IN COLORADO".

Page 37, line 2, strike "ELECTORS," and substitute "ELECTORS REGISTERED TO VOTE IN COLORADO,".

The amendment **lost** on the following roll call vote:

YES	16	NO	18	EXCUSED	1	ABSENT	0	
Aguilar		N	Heath	N	King	Y	Scheffel	Y
Balmer		Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner		Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy		Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman		Y	Jahn	N	Newell	N	Todd	N
Crowder		Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham		Y	Jones	N	Renfroe	E	Zenzinger	N
Guzman		N	Kefalas	N	Rivera	Y	President	N
Harvey		Y	Kerr	N	Roberts	Y		

Senate in recess.

Senate reconvened.

Call of the Senate.

Call raised.

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 confirmed:

MEMBERS OF THE
BOARD OF COMMISSIONERS OF STATE AND
VETERANS NURSING HOMES

for a term expiring July 1, 2014:

Alexandra E. Hall of Denver, Colorado, a veteran, reappointed;

for terms expiring July 1, 2017:

Kathleen N. Dunemn, PhD., APRN, CNM, of Littleton, Colorado, who has expertise in nursing home operations and who has practical clinical experience in nursing homes, appointed;

Mary Ann Terry, RN, BSN, of Aurora, Colorado, who has expertise in nursing home operations and who has experience in multi-facility management of nursing homes, appointed.

MESSAGE FROM THE HOUSE

February 11, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1022, 1232, 1233, 1234, 1236, 1237, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1248, 1249, 1250, 1251, 1252, 1018, 1129.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1021, amended as printed in House Journal, February 10, page 215.
HB14-1235, amended as printed in House Journal, February 10, pages 209-210.
HB14-1238, amended as printed in House Journal, February 10, page 210.
HB14-1247, amended as printed in House Journal, February 10, page 212.
HB14-1103, amended as printed in House Journal, February 10, page 213.
HB14-1008, amended as printed in House Journal, February 10, page 214.
HB14-1112, amended as printed in House Journal, February 10, page 214.
HB14-1130, amended as printed in House Journal, February 10, pages 214-215.

MESSAGE FROM THE REVISOR OF STATUTES

February 11, 2014

We herewith transmit:

Without comment, HB14-1018, 1022, 1129, 1232, 1233, 1234, 1236, 1237, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1248, 1249, 1250, 1251, and 1252.

Without comment, as amended, HB14-1008, 1021, 1103, 1112, 1130, 1235, 1238, and 1247.

INTRODUCTION OF BILLS -- FIRST READING

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

HB14-1073 by Representative(s) Pabon; also Senator(s) Rivera--Concerning the recording of legal documents.
Judiciary

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:

HB14-1164 by Representative(s) Hullinghorst; also Senator(s) Ulibarri--Concerning nonpartisan elections not coordinated by a county clerk and recorder, and, in connection therewith, creating the "Colorado Local Government Election Code" for the conduct of such elections by special districts, harmonizing residency requirements for voter registration, modifying the "Colorado Municipal Election Code of 1965", and clarifying when elections are coordinated by county clerk and recorders.

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

YES	19	NO	13	EXCUSED	3	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	E	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

Co-sponsor(s) added: Carroll, Heath and Jones.

NOTICE OF INTENT TO MOVE FOR RECONSIDERATION OF HB14-1164

Senator Cadman gave notice of intent to reconsider HB14-1164.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday,
February 12, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

36th Legislative Day

Wednesday, February 12, 2014

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Prayer	By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
		14
Pledge	By Senator Kefalas.	15
		16
Roll Call	Present--34	17
	Excused--1, Scheffel.	18
	Present later--1, Scheffel.	19
		20
Quorum	The President announced a quorum present.	21
		22
Reading of Journal	On motion of Senator Herpin, reading of the Journal of Tuesday, February 11, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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Local Government	After consideration on the merits, the Committee recommends that SB14-097 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.	32
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Amend printed bill, page 4, line 3, strike "**emergency - rules.**" and substitute "**emergency.**".

Page 4, strike lines 5 and 6 and substitute "PROPERTY OF ITS POLICYHOLDERS IN THE EVENT OF AN EMERGENCY.".

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Local Government	After consideration on the merits, the Committee recommends that SB14-121 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	44
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Amend printed bill, page 2, line 12, strike "SEQ." and substitute "SEQ., OR REQUIRED BY THE FEDERAL HIGHWAY ADMINISTRATION PURSUANT TO 23 U.S.C. SEC. 125. AFTER MAKING SUCH A DETERMINATION, THE GOVERNOR MAY AMEND THE PERCENTAGE AT WHICH THE STATE AND LOCAL GOVERNMENT WILL CONTRIBUTE MONEYS TO THE NONFEDERAL COST SHARE BASED ON THE NEEDS OF THE INDIVIDUAL LOCAL GOVERNMENTS.".

Page 2, line 13, after "MAKING" insert "OR AMENDING".

Page 3, line 3, strike "SEQ." and substitute "SEQ., OR REQUIRED BY THE FEDERAL HIGHWAY ADMINISTRATION PURSUANT TO 23 U.S.C. SEC. 125. AFTER MAKING SUCH A DETERMINATION, THE GOVERNOR MAY AMEND THE PERCENTAGE AT WHICH THE STATE AND LOCAL GOVERNMENT WILL CONTRIBUTE MONEYS TO THE NONFEDERAL COST SHARE BASED ON THE NEEDS OF THE INDIVIDUAL LOCAL GOVERNMENTS.".

Page 3, line 4, after "MAKING" insert "OR AMENDING".

67

Local Government After consideration on the merits, the Committee recommends that **HB14-1004** be referred to the Committee of the Whole with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB14-012** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB14-011** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB14-126** be referred to the Committee of the Whole with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB14-075** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, lines 5 and 6, strike "CALENDAR DAYS" and substitute "MONTHS".

Page 4, line 18, strike "CALENDAR DAYS" and substitute "MONTHS".

Page 5, line 19, strike "CALENDAR DAYS" and substitute "MONTHS".

Page 6, line 22, strike "CALENDAR DAYS" and substitute "MONTHS".

Page 7, line 14, strike "date." and substitute "**date - applicability.** (1)".

Page 7, after line 23 insert:

"(2) This act applies to taxes and fees due on or after January 1, 2015."

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 confirmed:

MEMBERS OF THE
WASTE TIRE ADVISORY COMMITTEE

for a term expiring September 9, 2015:

Lee Allen Overton of Meeker, Colorado, to serve as a waste tire hauler, and occasioned by the resignation of Christopher B. Houtchens of Colorado Springs, Colorado, appointed;

for terms expiring September 9, 2016:

Joel F. Bolduc of Colorado Springs, Colorado, to serve as a waste tire end user, reappointed;

James A. Reid of Colorado Springs, Colorado, to serve as a representative of a local fire authority from a jurisdiction that has a waste tire facility, reappointed.

Trans-
portation After consideration on the merits, the Committee recommends that **HB14-1081** 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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Trans-
portation

After consideration on the merits, the Committee recommends that **HB14-1031** 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 6, strike "MEMBER," and substitute "MEMBER WHO INSURES TOWING OPERATIONS,".

Page 3, line 13, strike "MEMBER," and substitute "MEMBER WHO OWNS PRIVATE PROPERTY AND CONTRACTS FOR TOWING SERVICES,".

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 confirmed:

**MEMBERS OF THE
BOARD OF REAL ESTATE APPRAISERS**

for terms expiring July 1, 2015:

Peter E. Muccio of Denver, Colorado, to serve as a member of the public, appointed;

Scot M. Rose of Lafayette, Colorado, to serve as a representative of appraisal management companies, 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 confirmed:

**MEMBER OF THE
SECURITIES BOARD**

for a term expiring July 1, 2016:

Scott R. Saltzman of Denver, Colorado, a certified public accountant, reappointed.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB14-125** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 8, line 24, strike "AND".

Page 8, line 27, strike "RIDE." and substitute "RIDE; AND
(IV) THE DRIVER'S FIRST NAME AND TELEPHONE NUMBER.".

Page 9, lines 9 and 10, strike "FOR MORE THAN TWELVE CONSECUTIVE HOURS" and substitute "IN EXCESS OF THE MAXIMUM SERVICE HOURS AS DETERMINED BY THE COMMISSION.".

Page 10, after line 23, insert:

"(i) A TRANSPORTATION NETWORK COMPANY SHALL MAKE THE FOLLOWING DISCLOSURE TO A PROSPECTIVE DRIVER IN THE PROSPECTIVE DRIVER'S TERMS OF SERVICE:

WHILE OPERATING ON THE TRANSPORTATION NETWORK COMPANY'S DIGITAL NETWORK, YOUR PERSONAL AUTOMOBILE INSURANCE POLICY MIGHT NOT AFFORD LIABILITY COVERAGE, DEPENDING ON THE POLICY'S TERMS.

(j) A TRANSPORTATION NETWORK COMPANY SHALL MAKE AVAILABLE TO A RIDER A CUSTOMER SUPPORT TELEPHONE NUMBER ON ITS

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DIGITAL NETWORK OR WEB SITE FOR RIDER INQUIRIES.

(k) A TRANSPORTATION NETWORK COMPANY SHALL DISCLOSE TO A RIDER THE INFORMATION SET FORTH IN PARAGRAPH (i) IN THIS SUBSECTION (1) ABOUT THE DRIVER'S PERSONAL AUTOMOBILE INSURANCE POLICY."

Page 10, line 24, after "COMPANY" insert "OR A THIRD PARTY".

Page 10, line 25, strike "SIX" and substitute "FOURTEEN".

Page 11, strike lines 15 and 16 and substitute "DRIVER. IF THE CRIMINAL HISTORY RECORD CHECK REVEALS THAT THE PERSON HAS EVER BEEN CONVICTED OF OR PLED GUILTY OR NOLO CONTENDERE TO ANY OF THE FOLLOWING FELONY OFFENSES, THE PERSON".

Page 12, line 6, strike "SIX MONTHS" and substitute "FIVE YEARS".

Page 12, after line 7 insert:

"(IV) A PERSON WHO HAS, WITHIN THE IMMEDIATELY PRECEDING FIVE YEARS, BEEN CONVICTED OF OR PLED GUILTY OR NOLO CONTENDERE TO A FELONY SHALL NOT SERVE AS A DRIVER."

Page 12, line 24, after "COMPANY" insert "OR A THIRD PARTY".

Page 12, line 27, strike "SIX MONTHS." and substitute "THREE YEARS."

Page 14, strike lines 1 and 2 and substitute "6, A TRANSPORTATION NETWORK COMPANY IS SUBJECT TO THE COMMISSION'S AUTHORITY UNDER SECTIONS 40-7-101, 40-7-112, 40-7-113, 40-7-115, AND 40-7-116."

Page 14, after line 4 insert:

"(6) THE COMMISSION MAY DENY AN APPLICATION UNDER THIS PART 6 OR REFUSE TO RENEW THE PERMIT OF A TRANSPORTATION NETWORK COMPANY BASED ON A DETERMINATION THAT THE TRANSPORTATION NETWORK COMPANY HAS NOT SATISFIED A CIVIL PENALTY ARISING OUT OF AN ADMINISTRATIVE OR ENFORCEMENT ACTION BROUGHT BY THE COMMISSION."

Page 14, after line 20, insert:

"SECTION 6. In Colorado Revised Statutes, 10-4-601, amend (10) as follows:

10-4-601. Definitions. As used in this part 6, unless the context otherwise requires:

(10)(a) "Policy" means an automobile insurance policy providing coverage for all or any of the following coverages: Collision, comprehensive, bodily injury liability, property damage liability, medical payments, and uninsured motorist coverage, or a combination automobile policy providing bodily injury liability, property damage liability, medical payments, uninsured motorist, and physical damage coverage, delivered or issued for delivery in this state, insuring a single individual, or husband and wife, or family members residing in the same household, as named insured, and under which the insured vehicles therein designated are of the following types only:

(a) (I) A motor vehicle of the private passenger or station wagon type that is not used as a public or livery conveyance for passengers nor rented to others pursuant to the terms of a motor vehicle rental agreement; or

(b) (II) Any other four-wheel motor vehicle with a load capacity of fifteen hundred pounds or less that is not used in the occupation, profession, or business of the insured.

(b) AS USED IN THIS SUBSECTION (10), "LIVERY CONVEYANCE" DOES NOT MEAN THE SERVICES OFFERED BY A TRANSPORTATION NETWORK COMPANY DRIVER, AS THAT TERM IS DEFINED IN SECTION 40-10.1-602 (4), C.R.S., UNLESS THE TRANSPORTATION NETWORK COMPANY DRIVER IS ENGAGED IN A PREARRANGED RIDE, AS THAT TERM IS DEFINED IN SECTION 40-10.1-602 (2), C.R.S."

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SENATE SERVICES REPORT

Correctly Engrossed: SB14-021, 027, 030, 036, 041, 054, 062, 104, 105, 106, 107, 108, 109 and 120.
Correctly Reengrossed: SB14-095 and 096.
Correctly Revised: HB14-1053.
Correctly Rerevised: HB14-1020, 1027, 1078 and 1164.
Correctly Enrolled: SB14-026.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-144 by Senator(s) Aguilar and Nicholson, Crowder, Kefalas, Newell, Schwartz, Tochtrop, Todd; also Representative(s) Ginal--Concerning extending the commission on family medicine's support for the development of family medicine residency programs in underserved areas of the state.
 Health & Human Services

SB14-145 by Senator(s) Hodge and Roberts; --Concerning incentives for the conservation of water.
 Agriculture, Natural Resources, & Energy

**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:

SB14-054 by Senator(s) Balmer; also Representative(s) Pabon--Concerning the ability of an alcohol beverage licensee to petition the licensing authority to pay a fine in lieu of a license suspension ordered by the licensing authority.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Jahn, Jones, Kefalas, Schwartz, Tochtrop and Todd.

SB14-021 by Senator(s) Tochtrop and King, Newell; also Representative(s) Wright, Rosenthal-- Concerning the treatment of persons with mental illness who are involved in the criminal justice systems, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Kerr, Nicholson, Steadman and Todd.

SB14-027 by Senator(s) Guzman; also Representative(s) Lee--Concerning criminal history background checks for professionals who have the authority to appear in court, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

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

SB14-104 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Duran, May, Gerou-- Concerning the disposition of disputed payments of tobacco litigation settlement moneys received by 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Tochtrop.

SB14-105 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Duran and Gerou, May-- Concerning the elimination of the requirement that a portion of the fees collected for the water resources cash fund be transferred to the state general 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-106 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May-- Concerning the appropriation of federal mineral lease moneys from the local government permanent fund to the department of local affairs, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-107 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Duran, May, Gerou-- Concerning the continuation of the department of law's authority to accept gifts, grants, and donations.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-108

by Senator(s) Hodge, Steadman, Lambert; also Representative(s) Gerou, Duran, May-- Concerning the department of personnel revolving fund, and, in connection therewith, setting an alternative target reserve for the fund and restricting the spending of the capital outlay reserve.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-109

by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May, Duran, Gerou-- Concerning the use of the prevention, early detection, and treatment fund, and, in connection therewith, eliminating the annual transfer of two million dollars from the fund to the department of health care policy and financing for medicaid disease management and treatment programs that address cancer, heart disease, and lung disease or risk factors associated with those diseases and increasing the amount annually appropriated from the fund to the prevention services division of the department of public health and environment for the cancer, cardiovascular disease, and chronic pulmonary disease prevention, early detection, and treatment program by two million dollars.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Nicholson.

SB14-120 by Senator(s) Hodge; also Representative(s) May--Concerning the continuous appropriation of certain amounts in the state employee workers' compensation account in the risk 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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:

HB14-1053 by Representative(s) McCann; also Senator(s) Aguilar, Nicholson--Concerning the authority of the commissioner of insurance to adopt rules to ensure consistent requirements for pediatric dental benefits in health benefit plans offered in Colorado regardless of the method by which a plan is purchased.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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, Newell, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

SB14-030 by Senator(s) Crowder; also Representative(s) Wilson--Concerning the fee charged to issue a special license plate to a person with a distinguished flying cross that was awarded for valor, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Carroll, Grantham, Guzman, Heath, Herpin, Kerr, King, Lambert, Lundberg, Newell, Rivera, Scheffel and Todd.

SB14-036 by Senator(s) Baumgardner; also Representative(s) Garcia--Concerning the creation of an emergency medical services license plate for motor vehicles, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Kerr, King, Lambert, Lundberg, Marble, Rivera, Scheffel, Schwartz and Todd.

SB14-041 by Senator(s) Herpin; also Representative(s) Gardner and Swalm--Concerning the creation of a USS Colorado license plate for motor vehicles, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Balmer, Baumgardner, Cadman, Carroll, Crowder, Grantham, Guzman, Heath, Kerr, King, Lambert, Lundberg, Marble, Rivera, Scheffel, Todd and Zenzinger.

SB14-062 by Senator(s) Guzman and Roberts; also Representative(s) Foote and Gardner--Concerning reinstatement of the parent-child legal relationship.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Grantham, Heath, Herpin, Hodge, Johnston, Kefalas, King, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

RECONSIDERATION OF SB14-106

SB14-106 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May-- Concerning the appropriation of federal mineral lease moneys from the local government permanent fund to the department of local affairs, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on SB14-106.

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:

SB14-106 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May-- Concerning the appropriation of federal mineral lease moneys from the local government permanent fund to the department of local affairs, 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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

RECONSIDERATION OF SB14-120

SB14-120 by Senator(s) Hodge; also Representative(s) May--Concerning the continuous appropriation of certain amounts in the state employee workers' compensation account in the risk management fund.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on SB14-120.

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:

SB14-120 by Senator(s) Hodge; also Representative(s) May--Concerning the continuous appropriation of certain amounts in the state employee workers' compensation account in the risk management 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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Steadman.

CONSIDERATION OF RESOLUTIONS

SJR14-004 by Senator(s) Schwartz; also Representative(s) Fischer--Concerning approval of water project revolving fund eligibility lists administered by the Colorado water resources and power development authority.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Carroll, Grantham, Guzman, Heath, Hodge, Jones, Kefalas, Kerr, King, Newell, Nicholson, Renfroe, Roberts, Todd and Zenzinger.

SJR14-011 by Senator(s) Lambert; also Representative(s) Swalm--Concerning the one hundred fourth anniversary of the Boy Scouts of America.

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

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Cadman, Crowder, Grantham, Heath, Herpin, Jones, Kefalas, Kerr, Newell, Rivera, Scheffel, Steadman, Tochtrop and Todd.

RECONSIDERATION OF SJR14-006

SJR14-006 by Senator(s) Jones and Nicholson, Tochtrop; also Representative(s) Exum--Concerning the Granite Mountain Interagency Hotshot firefighting crew, and, in connection therewith, honoring the service and sacrifice of the 19 members of the crew who lost their lives on June 30, 2013, while battling the Yarnell Hill Fire in Arizona.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Consideration of Resolutions, on SJR14-006.

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

CONSIDERATION OF RESOLUTIONS (cont'd)

SJR14-006 by Senator(s) Jones and Nicholson, Tochtrop; also Representative(s) Exum--Concerning the Granite Mountain Interagency Hotshot firefighting crew, and, in connection therewith, honoring the service and sacrifice of the 19 members of the crew who lost their lives on June 30, 2013, while battling the Yarnell Hill Fire in Arizona.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: King.

INTRODUCTION OF BILLS -- FIRST READING

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

HB14-1232 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of agriculture. Appropriations

HB14-1233 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of corrections. Appropriations

HB14-1234 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of education. Appropriations

HB14-1235 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting. Appropriations

HB14-1236 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of health care policy and financing. Appropriations

HB14-1237 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of higher education. Appropriations

HB14-1238 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of human services. Appropriations

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| HB14-1239 | by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- | 2 |
| | Concerning a supplemental appropriation to the judicial department. | 3 |
| | Appropriations | 4 |
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| HB14-1240 | by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- | 7 |
| | Concerning a supplemental appropriation to the department of law. | 8 |
| | Appropriations | 9 |
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| HB14-1241 | by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- | 12 |
| | Concerning a supplemental appropriation to the department of local affairs. | 13 |
| | Appropriations | 14 |
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| HB14-1242 | by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- | 17 |
| | Concerning a supplemental appropriation to the department of natural resources. | 18 |
| | Appropriations | 19 |
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| HB14-1243 | by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- | 22 |
| | Concerning a supplemental appropriation to the department of personnel and | 23 |
| | administration. | 24 |
| | Appropriations | 25 |
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| HB14-1244 | by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- | 28 |
| | Concerning a supplemental appropriation to the department of public health and | 29 |
| | environment. | 30 |
| | Appropriations | 31 |
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| HB14-1245 | by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- | 34 |
| | Concerning a supplemental appropriation to the department of public safety. | 35 |
| | Appropriations | 36 |
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| HB14-1246 | by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- | 39 |
| | Concerning a supplemental appropriation to the department of revenue. | 40 |
| | Appropriations | 41 |
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| HB14-1247 | by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- | 44 |
| | Concerning a supplemental appropriation to the department of state. | 45 |
| | Appropriations | 46 |
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| HB14-1248 | by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- | 49 |
| | Concerning a supplemental appropriation to the department of the treasury. | 50 |
| | Appropriations | 51 |
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| HB14-1249 | by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- | 54 |
| | Concerning funding for capital construction, and making supplemental appropriations in | 55 |
| | connection therewith. | 56 |
| | Appropriations | 57 |
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| HB14-1250 | by Representative(s) May, Duran, Gerou; also Senator(s) Steadman, Hodge, Lambert-- | 60 |
| | Concerning authorizing payments from the contingency reserve fund for the 2013-14 | 61 |
| | budget year for school districts that are in significant financial need due to unanticipated | 62 |
| | events occurring in the 2013-14 budget year, and, in connection therewith, making an | 63 |
| | appropriation. | 64 |
| | Appropriations | 65 |
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HB14-1251 by Representative(s) May, Duran, Gerou; also Senator(s) Steadman, Hodge, Lambert--
 Concerning adjustments in the amount of total program funding for public schools for the
 2013-14 budget year, and, in connection therewith, making an appropriation.
 Appropriations

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HB14-1252 by Representative(s) May and Gerou, Duran; also Senator(s) Hodge, Steadman, Lambert--
 Concerning funding for system capacity changes related to intellectual and developmental
 disabilities waiver services, and, in connection therewith, making and reducing
 appropriations.
 Appropriations

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MESSAGE FROM THE HOUSE

February 12, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes
 HB14-1065, amended as printed in House Journal, February 11, page 237-238.
 HB14-1099, amended as printed in House Journal, February 11, page 237.

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TRIBUTES

Honoring:

- Mark Hall, Chosen to carry the Winter Olympic torch on behalf of Visa in St.
 Petersburg, Russia -- By Senator Mark Scheffel.
- Colorado State University and the Colorado State University System, Celebrating 144
 years of providing higher education opportunity -- By Senator John Kefalas.
- Amirah Griffin, Current Miss Jr. Pre Teen -- By Senator Nancy Todd.
- Breanna Wheeler, Current Miss Colorado Teen -- By Senator Nancy Todd.
- Emily Bourdon, Current Princess Cover Girl 2013 Colorado -- By Senator Nancy Todd.
- Katelyn Egan, Current Miss Colorado Pre-Teen -- By Senator Nancy Todd.
- Sarah Weeks, Current Miss Colorado Junior Teen -- By Senator Nancy Todd.
- Abigail Marry, Current National American Miss Princess -- By Senator Nancy Todd.

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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday,
 February 13, 2014.

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Approved:

Morgan Carroll
 President of the Senate

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Attest:

Cindi L. Markwell
 Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

37th Legislative Day

Thursday, February 13, 2014

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Prayer	By the chaplain, Father Teri Harroun, Light of Christ Ecumenical Catholic Communion, Longmont.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	14
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Pledge	By Senator Kefalas.	17
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Roll Call	Present--33	19
	Absent--1, Hill.	20
	Excused--1, Schwartz.	21
	Present later--2, Hill, Schwartz.	22
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Quorum	The President announced a quorum present.	24
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Reading of Journal	On motion of Senator Herpin, reading of the Journal of Wednesday, February 12, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	26
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COMMITTEE OF REFERENCE REPORTS

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Health & Human Services	After consideration on the merits, the Committee recommends that SB14-101 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	34
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	Amend printed bill, page 2, strike lines 8 through 12.	39
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	Renumber succeeding subparagraphs accordingly.	41
		42
	Page 3, line 5, before "VETERINARY" insert "CREDENTIALLED".	43
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	Page 3, strike lines 6 through 8 and substitute "TECHNICIAN WHO HAS COMPLETED A FORMAL PROCESS OF EDUCATION, TRAINING, EXPERIENCE, AND TESTING TO QUALIFY FOR A SPECIALTY CERTIFICATION THROUGH".	45
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Health & Human Services	After consideration on the merits, the Committee recommends that SB14-018 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	50
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	Amend printed bill, page 2, line 4, after " Furnishing " insert " tobacco or ".	55
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	Page 2, line 6, before "NICOTINE" insert "TOBACCO OR".	58
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	Page 2, line 9, strike " tobacco " and substitute "tobacco OR".	60
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	Page 2, line 20, strike " tobacco " and substitute "tobacco OR".	62
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	Page 2, line 22, strike " tobacco " and substitute "tobacco OR".	64
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	Page 2, lines 24 and 25, strike " tobacco products NICOTINE PRODUCT" and substitute "tobacco OR NICOTINE products".	66
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Page 3, line 12, strike " tobacco " and substitute "tobacco OR".	1
Page 3, line 16, strike " tobacco " and substitute "tobacco OR".	2
Page 3, line 20, strike " tobacco "NICOTINE" and substitute ""tobacco OR NICOTINE".	3
Page 3, lines 22 and 23, strike " or tobacco or is derived from tobacco " and substitute "or tobacco or is derived from tobacco".	4
Page 3, strike line 25 and substitute:	5
"(II) Any electronic device that can be used to deliver nicotine".	6
Page 4, line 2, strike " tobacco "NICOTINE" and substitute ""tobacco OR NICOTINE".	7
Page 4, line 10, strike " tobacco " and substitute "tobacco OR".	8
Page 4, line 12, strike " tobacco " and substitute "tobacco OR".	9
Page 4, line 16, strike " tobacco " and substitute "tobacco OR".	10
Page 4, line 20, strike " tobacco " and substitute "tobacco OR".	11
Page 4, line 22, strike " tobacco " and substitute "tobacco OR".	12
Page 5, strike line 7 and substitute "(5) and (6) as follows:".	13
Page 5, strike lines 10 and 11.	14
Page 5, line 13, strike " tobacco " and substitute "tobacco OR".	15
Page 5, strike lines 14 and 15 and substitute:	16
"(6) "Tobacco OR NICOTINE product" has the same meaning as provided in section 18-13-121, C.R.S.".	17
Page 5, line 18, before " nicotine " insert " tobacco or ".	18
Page 5, line 20, strike " tobacco " and substitute "tobacco OR".	19
Page 5, line 22, strike " tobacco " and substitute "tobacco OR".	20
Page 5, line 25, strike " tobacco " and substitute "tobacco OR".	21
Page 5, line 27, strike " tobacco " and substitute "tobacco OR".	22
Page 6, line 4, strike " tobacco " and substitute "tobacco OR".	23
Page 6, line 13, strike " TOBACCO " and substitute "TOBACCO OR".	24
Page 6, line 21, strike " tobacco " and substitute "tobacco OR".	25
Page 6, line 24, strike " tobacco " and substitute "tobacco OR".	26
Page 6, line 26, strike " tobacco " and substitute "tobacco OR".	27
Page 7, line 6, strike " tobacco " and substitute "tobacco OR".	28
Page 7, line 8, strike " tobacco " and substitute "tobacco OR".	29
Page 7, line 15, strike " tobacco " and substitute "tobacco OR".	30
Page 7, line 18, strike " tobacco " and substitute "tobacco OR".	31
Page 7, line 20, strike " tobacco " and substitute "tobacco OR".	32

Page 7, line 26, strike "~~tobacco~~" and substitute "tobacco OR".

Page 8, strike line 4 and substitute "tobacco AND NICOTINE PRODUCT use BY MINORS prevention fund created in section".

Page 8, line 14, strike "~~tobacco~~" and substitute "tobacco OR".

Page 8, line 17, strike "~~tobacco~~" and substitute "tobacco OR".

Page 8, line 19, strike "~~tobacco~~" and substitute "tobacco OR".

Page 8, strike line 25 and substitute:

"24-35-507. Tobacco and nicotine product use by minors prevention fund - grants."

Page 8, strike lines 26 and 27 and substitute "(1) There is hereby created in the state treasury the tobacco AND NICOTINE PRODUCT use BY MINORS prevention fund, referred to in this section as the "fund"."

Page 9, line 10, strike "~~tobacco~~" and substitute "tobacco OR".

Page 9, line 12, strike "~~tobacco~~" and substitute "tobacco OR".

Education

After consideration on the merits, the Committee recommends that **SB14-001** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, strike lines 15 through 27 and substitute:

"SECTION 3. In Colorado Revised Statutes, 23-5-130.5, amend (2); and add (2.5) as follows:

23-5-130.5. Governing boards - tuition-setting - repeal.

(2) (a) FOR THE 2011-12 THROUGH 2013-14 FISCAL YEARS, in setting the amount of tuition pursuant to this section, a governing board shall not increase the tuition rate for undergraduate students with in-state classification by more than nine percent per student or nine percent per credit hour over the tuition rate for the preceding fiscal year; except that a governing board may increase said tuition rate by more than nine percent per student or nine percent per credit hour over the tuition rate for the preceding fiscal year if the governing board complies with the requirements specified in subsection (3) of this section and the Colorado commission on higher education, referred to in this section as the "commission", approves the increase.

(b) Notwithstanding any provision of paragraph (a) of this subsection (2) to the contrary, FOR THE 2011-12 THROUGH 2013-14 FISCAL YEARS, the board of trustees of the Colorado school of mines shall not increase the tuition rate for undergraduate students with in-state classification by more than nine percent per student or nine percent per credit hour over the tuition rate for the preceding fiscal year or by more than a percentage equal to two times the rate of the percentage change in the consumer price index for the Denver metropolitan area, whichever is greater; except that the board of trustees may increase said tuition rate by more than either of said percentages if the board of trustees complies with the requirements specified in subsection (3) of this section and the commission approves the increase.

(2.5) FOR THE 2014-15 AND 2015-16 FISCAL YEARS:

(a) EXCEPT AS PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (2.5), A GOVERNING BOARD SHALL NOT INCREASE THE TUITION RATE FOR UNDERGRADUATE STUDENTS WITH IN-STATE CLASSIFICATION BY MORE THAN SIX PERCENT PER STUDENT OR SIX PERCENT PER CREDIT HOUR OVER THE TUITION RATE FOR THE PRECEDING FISCAL YEAR REGARDLESS OF WHETHER THE COMMISSION HAS APPROVED OR RENEWED A FINANCIAL AND ACCOUNTABILITY PLAN IN ACCORDANCE WITH THIS SECTION.

(b) THE BOARD OF TRUSTEES OF THE COLORADO SCHOOL OF MINES SHALL NOT INCREASE THE TUITION RATE FOR UNDERGRADUATE STUDENTS

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WITH IN-STATE CLASSIFICATION BY MORE THAN SIX PERCENT PER STUDENT OR SIX PERCENT PER CREDIT HOUR OVER THE PRECEDING FISCAL YEAR OR BY MORE THAN A PERCENTAGE EQUAL TO TWO TIMES THE RATE OF THE PERCENTAGE CHANGE IN THE CONSUMER PRICE INDEX FOR THE DENVER METROPOLITAN AREA, WHICHEVER IS GREATER, REGARDLESS OF WHETHER THE COMMISSION HAS APPROVED OR RENEWED A FINANCIAL AND ACCOUNTABILITY PLAN IN ACCORDANCE WITH THIS SECTION.

SECTION 4. In Colorado Revised Statutes, 23-41-104.6, **amend** (5) (c) (I) (B) as follows:

23-41-104.6. Performance contract - authorization - operations. (5) While operating pursuant to the performance contract negotiated pursuant to this section, the board of trustees of the Colorado school of mines:

(c) (I) (B) Notwithstanding any provision of sub-subparagraph (A) of this subparagraph (I) to the contrary, for fiscal years 2011-12 through 2015-16, the board of trustees shall have sole authority to establish resident and nonresident tuition rates for the Colorado school of mines; except that the annual percentage increase in resident tuition rates shall not exceed THE GREATER OF a percentage equal to two times the rate of the percentage change in the consumer price index for the Denver metropolitan area or, FOR FISCAL YEARS 2011-12 THROUGH 2013-14, nine percent, ~~whichever is greater, unless~~ OR, FOR FISCAL YEARS 2014-15 AND 2015-16, SIX PERCENT. FOR FISCAL YEARS 2011-12 THROUGH 2013-14, the Colorado commission on higher education ~~approves~~ MAY APPROVE a greater tuition increase pursuant to section 23-5-130.5."

Page 5, strike lines 1 through 11.

Renumber succeeding sections accordingly.

Page 5, line 16, strike "\$100,051,510," and substitute "\$100,162,480,".

Page 5, line 23, strike "\$8,331,960" and substitute "\$33,325,200".

Page 5, line 25, strike "\$51,510" and substitute "\$162,480".

Page 5, line 27, strike "\$49,381,925" and substitute "\$24,388,685".

Page 6, line 13, strike "\$91,920" and substitute "\$367,680" and strike "\$1,182,307" and substitute "\$906,547".

Page 6, line 16, strike "\$413,580" and substitute "\$1,654,320" and strike "\$1,772,420" and substitute "\$531,680".

Page 6, line 19, strike "\$979,980" and substitute "\$3,919,680".

Page 6, line 20, strike "\$3,343,790" and substitute "\$404,090".

Page 6, line 22, strike "\$74,640" and substitute "\$298,560".

Page 6, line 23, strike "\$976,038" and substitute "\$752,118".

Page 6, line 25, strike "\$1,255,380" and substitute "\$5,021,040".

Page 6, line 26, strike "\$10,851,541" and substitute "\$7,085,881".

Page 7, line 1, strike "\$129,000" and substitute "\$516,000" and strike "\$922,494" and substitute "\$535,494".

Page 7, line 4, strike "\$1,643,040" and substitute "\$6,571,680" and strike "\$14,917,511" and substitute "\$9,988,871".

Page 7, line 7, strike "\$161,100" and substitute "\$644,400" and strike "\$1,692,019" and substitute "\$1,208,719".

Page 7, line 10, strike "\$474,360" and substitute "\$1,897,200" and strike

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"\$3,233,307" and substitute "\$1,810,467".

Page 7, line 14, strike "\$3,108,960" and substitute "\$12,434,640" and strike "\$10,490,498" and substitute "\$1,164,818".

Education After consideration on the merits, the Committee recommends that **SB14-006** be postponed indefinitely.

Education After consideration on the merits, the Committee recommends that **SB14-112** be referred to the Committee of the Whole 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 confirmed:

MEMBERS OF THE
BOARD OF TRUSTEES FOR
WESTERN STATE COLORADO UNIVERSITY

effective December 31, 2013, for terms expiring December 31, 2017:

Noelle E. Hagan of Gunnison, Colorado, a Democrat, reappointed;

James G. Oates of Gunnison, Colorado, a Republican, appointed; and

Aquino G. Gallegos of San Luis, Colorado, a Democrat, appointed.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB14-100** be postponed indefinitely.

Judiciary After consideration on the merits, the Committee recommends that **SB14-061** be postponed indefinitely.

Judiciary After consideration on the merits, the Committee recommends that **SB14-129** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 11, line 11, after "CONVICTION." insert "THE PETITIONER SHALL SUBMIT A VERIFIED COPY OF HIS OR HER CRIMINAL HISTORY, CURRENT THROUGH AT LEAST THE TWENTIETH DAY PRIOR TO THE DATE OF THE FILING OF THE PETITION, ALONG WITH THE PETITION AT THE TIME OF FILING, BUT IN NO EVENT LATER THAN THE TENTH DAY AFTER THE PETITION IS FILED. THE PETITIONER SHALL BE RESPONSIBLE FOR OBTAINING AND PAYING FOR HIS OR HER CRIMINAL HISTORY RECORD."

Judiciary After consideration on the merits, the Committee recommends that **SB14-123** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 2, line 14, strike "OFFICERS AND CONCERNING THE SUSPENSION OF" and substitute "OFFICERS, INCLUDING BUT NOT LIMITED TO EVALUATION OF THE TRAINING PROGRAM AND PROCESSES TO ENSURE SUBSTANTIAL COMPLIANCE BY LAW ENFORCEMENT AGENCIES AND DEPARTMENTS; AND".

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Page 3, strike lines 1 and 2.

Page 4, after line 6 insert:

"SECTION 3. In Colorado Revised Statutes, 42-3-304, amend (24) as follows:

42-3-304. Registration fees - passenger and passenger-mile taxes - clean screen fund - definitions - repeal. (24) In addition to any other fee imposed by this section, at the time of registration, the owner shall pay a fee of ~~sixty cents~~ ONE DOLLAR on every item of Class A, B, or C personal property required to be registered pursuant to this article. Notwithstanding the requirements of section 43-4-203, C.R.S., such fee shall be transmitted to the state treasurer, who shall credit the same to the peace officers standards and training board cash fund, created in section 24-31-303 (2) (b), C.R.S.; except that county clerks and recorders shall be entitled to retain five percent of the fee collected to cover the clerks' expenses in the collection and remittance of such fee. All of the moneys in the fund that are collected pursuant to this subsection (24) shall be used by the peace officers standards and training board for the purposes specified in section 24-31-310, C.R.S."

Renumber succeeding section accordingly.

Judiciary

After consideration on the merits, the Committee recommends that **SB14-131** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, strike line 15 and substitute "~~registration card to sign an affirmation clause that appears on the registration. The clause shall state, "I swear or affirm in accordance with section 24-12-102, C.R.S. under penalty of perjury that I now have in effect a complying policy of motor vehicle insurance including an operator's policy pursuant to part 6 of article 4 of title 10, C.R.S., or a certificate of self-insurance to cover the vehicle or operator of the vehicle for which this registration is issued, and I understand that such insurance must be renewed so that coverage is continuous:~~
Signature _____, Date _____." REGISTERING THE VEHICLE TO EITHER:".

Page 2, strike lines 18 through 26 and substitute:

"(b) PROVIDE PROOF OF INSURANCE UNDER PARAGRAPH (d) OF SUBSECTION (1) OF THIS SECTION."

Page 3, strike lines 1 and 2.

Page 3, line 4, after "(5)," insert "(7),"

Page 3, line 8, strike "and address" and substitute "OF THE OWNER and, IF THE VEHICLE IS REGISTERED AS CLASS A PERSONAL PROPERTY, THE address".

Page 3, line 21, strike "ADDRESS OR SIGNATURE." and substitute "SIGNATURE OR ADDRESS UNLESS THE ADDRESS IS OF A VEHICLE REGISTERED AS CLASS A PERSONAL PROPERTY."

Page 3, line 27, strike "CARD." and substitute "CARD; EXCEPT THAT THE DEPARTMENT MAY PLACE THE PERSON'S ADDRESS ON THE CARD OF A VEHICLE REGISTERED AS CLASS A PERSONAL PROPERTY.

(7) Within thirty days after moving from an address ~~or changing the name of the owner~~ listed upon a vehicle registration, a person shall notify the county of residence in which the vehicle is to be registered. ~~in writing of the person's old and new address, including county, or old and new name, the registration numbers assigned to the vehicles for which the address is being changed, and the registration numbers for all registrations then held by such person."~~

Page 4, after line 11 insert:

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"SECTION 3. In Colorado Revised Statutes, 42-4-1409, repeal (7) as follows:

42-4-1409. Compulsory insurance - penalty - legislative intent. (7) ~~The owner of a motor vehicle or low-power scooter, upon receipt of an affirmation of insurance as described in section 42-3-113 (2) and (3), shall sign and date such affirmation in the space provided."~~

Renumber succeeding sections accordingly.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB14-137** 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 5, insert:

"SECTION 2. In Colorado Revised Statutes, 10-3-1104, add (1) (rr) as follows:

10-3-1104. Unfair methods of competition - unfair or deceptive acts or practices - repeal. (1) The following are defined as unfair methods of competition and unfair or deceptive acts or practices in the business of insurance:

(rr) CERTIFYING PURSUANT TO SECTION 8-44-102, C.R.S., OR ISSUING, SOLICITING, OR USING A WORKERS' COMPENSATION FORM, ENDORSEMENT, RIDER, LETTER, OR NOTICE THAT DOES NOT COMPLY WITH STATUTORY MANDATES. THE SOLICITATION OR CERTIFICATION IS SUBJECT TO THE SANCTIONS DESCRIBED IN SECTIONS 10-3-1107, 10-3-1108, AND 10-3-1109.

SECTION 3. In Colorado Revised Statutes, add 10-4-419.5 as follows:

10-4-419.5. Workers' compensation form certification. AN INSURANCE CARRIER WRITING WORKERS' COMPENSATION INSURANCE IN THIS STATE SHALL COMPLY WITH SECTION 8-44-102, 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 confirmed:

MEMBER OF THE
COLORADO RACING COMMISSION

for a term expiring July 1, 2017:

Pam Oldham Inmann of Castle Rock, Colorado, and a resident of the Fourth Congressional District, who has been engaged in business in a management-level capacity for at least five years, appointed.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB14-117** be referred to the Committee on Finance with favorable recommendation.

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SENATE SERVICES REPORT

Correctly Printed: SB14-144 and 145.
Correctly Reengrossed: SB14-021, 027, 030, 036, 041, 054, 062, 104, 105, 106, 107, 108, 109, 120; SJR14-004 and 011.
Correctly Rerevised: HB14-1053.
Correctly Enrolled: SB14-007.

MESSAGE FROM THE REVISOR OF STATUTES

February 12, 2014

We herewith transmit:

Without comment, as amended, HB14-1065 and 1099.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-146** by Senator(s) Schwartz; also Representative(s) Wilson--Concerning information that the department of transportation may consider when conducting a traffic investigation for the purpose of determining the appropriate speed limit for a portion of a state highway for which a municipality has proposed a speed limit alteration.
 Transportation
- HB14-1008** by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the authorization of the Colorado water resources and power development authority to make loans to private entities for purposes of forest health projects.
 Agriculture, Natural Resources, & Energy
- HB14-1018** by Representative(s) Hamner; also Senator(s) Steadman--Concerning the requirement that the department of revenue prepare a tax profile and expenditure report every two years.
 Finance
- HB14-1021** by Representative(s) Mitsch Bush and Hamner, Fischer, Tyler; also Senator(s) Schwartz--Concerning the penalty for violating a road restriction for vehicle combinations over thirty-five feet in length traveling on Independence Pass.
 Transportation
- HB14-1022** by Representative(s) Landgraf, Schafer, Peniston; also Senator(s) Newell--Concerning alignment of the duration of the child care authorization notice with the child care assistance eligibility period for children participating in the Colorado child care assistance program.
 Health & Human Services
- HB14-1103** by Representative(s) Pabon, Holbert, Lawrence, McNulty, Murray, Priola, Szabo; also Senator(s) Harvey--Concerning the criteria that certain securities must meet to qualify as legal investments for public funds.
 Finance

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HB14-1112 by Representative(s) Lebsock, Priola, Exum, Hullinghorst, Kagan, Salazar, Singer; also Senator(s) Ulibarri and Roberts--Concerning limited authorization for a county clerk and recorder to redact the first five digits of a social security number from a public document recorded with the clerk and recorder at the request of the individual to whom the social security number is assigned.
Local Government

HB14-1129 by Representative(s) Lebsock, Wright; also Senator(s) Hodge--Concerning the submission by a state agency to a local government of information related to an application to the local government to approve a major utility facility.
Local Government

HB14-1130 by Representative(s) McCann, Fields, Lebsock, Lee, Moreno, Salazar, Schafer, Singer; also Senator(s) Ulibarri--Concerning the disposition of moneys charged to borrowers for costs to be paid in connection with foreclosure.
Local Government

On motion of Majority Leader Heath, 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

SJR14-008 by Senator(s) Cadman and Carroll; also Representative(s) McNulty--Concerning Purple Star Veterans and Families and the establishment of a homecoming-preparedness program in the department of defense.

On motion of Minority Leader Cadman, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

Senate in recess. Senate reconvened.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for the reconsideration of HB14-1164.

Call of the Senate.

Call raised.

RECONSIDERATION OF HB14-1164

HB14-1164 by Representative(s) Hullinghorst; also Senator(s) Ulibarri--Concerning nonpartisan elections not coordinated by a county clerk and recorder, and, in connection therewith, creating the "Colorado Local Government Election Code" for the conduct of such elections by special districts, harmonizing residency requirements for voter registration, modifying the "Colorado Municipal Election Code of 1965", and clarifying when elections are coordinated by county clerk and recorders.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading and Final Passage, on HB14-1164.

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

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:

HB14-1164 by Representative(s) Hullinghorst; also Senator(s) Ulibarri--Concerning nonpartisan elections not coordinated by a county clerk and recorder, and, in connection therewith, creating the "Colorado Local Government Election Code" for the conduct of such elections by special districts, harmonizing residency requirements for voter registration, modifying the "Colorado Municipal Election Code of 1965", and clarifying when elections are coordinated by county clerk and recorders.

Laid over until Friday, February 14, retaining its place on the calendar.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, February 13 was laid over until Friday, February 14, retaining its place on the calendar.

General Orders -- Second Reading of Bills -- Consent Calendar: SB14-119, SB14-132.

General Orders -- Second Reading of Bills: SB14-138.

Consideration of Governor's Appointments:

Members of the Board of Commissioners of State and Veterans Nursing Homes.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-007 and 026.

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DELIVERY TO THE GOVERNOR

To the Governor for signature on Wednesday, February 12, 2014, at 4:41 p.m.:
SB14-007.

To the Governor for signature on Thursday, February 13, 2014, at 8:18 a.m.:
SB14-026.

MESSAGE FROM THE HOUSE

February 13, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB14-1110, amended as printed in House Journal, February 12, page 247.
HB14-1030, amended as printed in House Journal, February 12, page 247.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday,
February 14, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

38th Legislative Day Friday, February 14, 2014

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Prayer	By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Kefalas.	15
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Roll Call	Present--34	17
	Excused--1, Hill.	18
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Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Herpin, reading of the Journal of Thursday, February 13, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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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 confirmed:	31
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MEMBERS OF THE HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD

for terms expiring May 15, 2017:

Dr. Jeremiah A. Bartley of Brighton, Colorado, a member of the health care industry who does not represent a hospital or health insurance carrier, reappointed:

Mirna Ramirez-Castro of Thornton, Colorado, a consumer of health care who is not a representative or an employee of a hospital, health insurance carrier, or other health care industry entity, appointed;

James E. Shmerling of Denver, Colorado, an employee of a safety-net hospital in Colorado, reappointed.

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Health & Human Services	After consideration on the merits, the Committee recommends that SB14-128 be postponed indefinitely .	53
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Health & Human Services	After consideration on the merits, the Committee recommends that SB14-099 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	58
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Amend printed bill, page 2, line 16 strike "NINETY" and substitute "ONE HUNDRED TWENTY".

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Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB14-088** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

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

SECTION 1. Legislative declaration. The general assembly finds and declares that suicide can be prevented, that the incidence of suicide is extremely high in Colorado, and that suicide is a matter of statewide concern and therefore requires further attention to educate the public and provide resources to reduce the incidence of suicide."

Renumber succeeding sections accordingly.

Page 2, line 9, strike "DATA-DRIVEN" and substitute "DATA-DRIVEN, EVIDENCE-BASED, AND CLINICALLY INFORMED".

Page 2, strike line 15 and substitute "PRIORITY FOR THE OFFICE OF SUICIDE PREVENTION;"

Page 3, line 4, after "EXPANDING" insert "LOCAL AND NATIONAL".

Page 3, line 12, strike "THIRTY" and substitute "SIXTY".

Page 3, strike lines 13 and 14 and substitute "SECTION, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL APPOINT TO THE".

Page 3, line 15, strike "TWENTY-THREE" and substitute "TWENTY-FIVE".

Page 3, strike lines 21 and 22 and substitute:

- "(III) A REPRESENTATIVE FROM LAW ENFORCEMENT;
- (IV) A REPRESENTATIVE FROM HIGHER EDUCATION;"

Renumber succeeding subparagraphs accordingly.

Page 4, strike lines 2 and 3 and substitute:

- "(VIII) A LICENSED MENTAL HEALTH PROFESSIONAL;"

Page 4, line 13, strike "FROM" and substitute "REPRESENTING".

Page 4, after line 15 insert:

- "(XVI) A REPRESENTATIVE FROM A HOSPITAL OR EMERGENCY MEDICAL FACILITY;"

Renumber succeeding subparagraphs accordingly.

Page 5, line 8, after "GAY," insert "BISEXUAL,"

Page 5, line 9, strike the second "YOUTHS" and substitute "COLORADANS".

Finance

After consideration on the merits, the Committee recommends that **SB14-043** 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 12 through 18 and substitute the following:

"(II) ON AND AFTER JANUARY 1, 2015, "ALL OTHER AGRICULTURAL PROPERTY" INCLUDES GREENHOUSE AND NURSERY PRODUCTION AREAS USED TO GROW FOOD PRODUCTS, AGRICULTURAL PRODUCTS, OR HORTICULTURAL STOCK FOR WHOLESALE PURPOSES ONLY THAT ORIGINATE ABOVE THE GROUND."

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Finance After consideration on the merits, the Committee recommends that **SB14-046** be referred to the Committee on Appropriations 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 confirmed:

**MEMBERS OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY**

effective December 31, 2013, for terms expiring December 31, 2017:

Arnold Salazar of Alamosa, Colorado, a Democrat, to serve as a representative of Alamosa County, reappointed;

Kathleen J. Rogers of Alamosa, Colorado, a Republican, to serve as a representative of Alamosa County, appointed; and

Randy Wright of Alamosa, Colorado, a Republican, appointed.

Education After consideration on the merits, the Committee recommends that **SB14-136** be postponed indefinitely.

Appropriations After consideration on the merits, the Committee recommends that **SB14-125** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Senate Business, Labor, and Technology Committee Report, dated February 11, 2014, page 2, after line 15 insert:

"Page 13 of the printed bill, strike lines 12 through 20 and substitute "OF THIS PART 6 AND PAYS A PERMIT FEE TO THE COMMISSION. THE PERMIT IS VALID FOR ONE YEAR.

(3) THE PERMIT FEE FOR THE INITIAL ONE-YEAR PERMIT FOR EACH OF THE TWO TRANSPORTATION NETWORK COMPANIES OPERATING IN COLORADO ON THE EFFECTIVE DATE OF THIS PART 6 IS ONE HUNDRED SEVEN THOUSAND FIVE HUNDRED DOLLARS. IF A THIRD TRANSPORTATION NETWORK COMPANY APPLIES FOR A PERMIT BEFORE THE PERMIT FEE HAS BEEN READJUSTED FOR THE FIRST TIME UNDER SUBSECTION (4) OF THIS SECTION, THE TRANSPORTATION NETWORK COMPANY SHALL PAY A PERMIT FEE OF SEVENTY-ONE THOUSAND SIX HUNDRED SIXTY-SEVEN DOLLARS AND THE TWO OTHER PERMIT HOLDERS SHALL EACH BE REFUNDED ONE-HALF OF THE PERMIT FEE PAID BY THE THIRD PERMIT HOLDER. IF A FOURTH TRANSPORTATION NETWORK COMPANY APPLIES FOR A PERMIT FEE BEFORE THE PERMIT FEE HAS BEEN READJUSTED FOR THE FIRST TIME UNDER SUBSECTION (4) OF THIS SECTION, THAT TRANSPORTATION NETWORK COMPANY SHALL PAY A PERMIT FEE OF FIFTY-THREE THOUSAND SEVEN HUNDRED FIFTY DOLLARS AND THE THREE OTHER PERMIT HOLDERS SHALL EACH BE REFUNDED ONE-THIRD OF THE PERMIT FEE PAID BY THE FOURTH PERMIT HOLDER. FOR A FIFTH OR SUBSEQUENT TRANSPORTATION NETWORK COMPANY SEEKING A PERMIT BEFORE THE PERMIT FEE HAS BEEN READJUSTED FOR THE FIRST TIME UNDER SUBSECTION (4) OF THIS SECTION, THE COMMISSION SHALL SET THE FEE BY DETERMINING THE TRANSPORTATION NETWORK COMPANY'S PRO RATA SHARE OF TWO HUNDRED FIFTEEN THOUSAND DOLLARS AND SHALL REFUND TO THE OTHER PERMIT HOLDERS A PRO RATA SHARE OF THE TRANSPORTATION NETWORK COMPANY'S PERMIT FEE.

(4) THE GENERAL ASSEMBLY, AT EACH REGULAR SESSION, SHALL DETERMINE THE COMMISSION'S ADMINISTRATIVE EXPENSES FOR REGULATING TRANSPORTATION NETWORK COMPANIES UNDER THIS PART 6, INCLUDING ANY FTE ADDITIONS OR REDUCTIONS THAT MAY BE NECESSARY. THE COMMISSION SHALL ASSESS PERMIT FEES IN AMOUNTS THAT, IN THE AGGREGATE, EQUAL THE COMMISSION'S ADMINISTRATIVE EXPENSES, AS DETERMINED BY THE GENERAL ASSEMBLY. THE COMMISSION SHALL ASSESS A PERMIT FEE AGAINST EACH TRANSPORTATION NETWORK COMPANY OPERATING IN COLORADO IN AN AMOUNT APPORTIONED ON THE BASIS OF THE NUMBER OF PERSONAL VEHICLES ASSOCIATED WITH THE TRANSPORTATION NETWORK COMPANY.

(5) THE CUMULATIVE AMOUNT OF THE ANNUAL PERMIT FEES FOR ALL TRANSPORTATION NETWORK COMPANIES OPERATING IN COLORADO

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MUST NOT EXCEED TWO HUNDRED FIFTEEN THOUSAND DOLLARS UNLESS THE GENERAL ASSEMBLY DETERMINES THAT AN INCREASED AGGREGATE AMOUNT IS NECESSARY AND APPROPRIATE.

(6) THE COMMISSION SHALL DETERMINE THE FORM AND MANNER OF APPLICATION FOR A TRANSPORTATION NETWORK COMPANY PERMIT."

Renumber succeeding subsections accordingly."

Page 2 of the committee report, after line 25 insert:

"Page 14 of the printed bill, line 5, strike "account" and substitute "fund".

Page 14 of the printed bill, line 8, strike "ACCOUNT," and substitute "FUND,".

Page 14, strike lines 9 and 10 and substitute "WHICH IS HEREBY CREATED IN THE STATE TREASURY. THE MONEYS IN THE FUND".

Page 14, strike line 13 and substitute "INVESTMENT OF MONEYS IN THE FUND IS CREDITED TO THE FUND.".

Page 14, line 15, strike "ACCOUNT" and substitute "FUND"."

Page 3 of the report, strike line 25 and substitute "40-10.1-602 (2), C.R.S.".

Page 3 of the report, after line 25, insert:

SECTION 7. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the transportation network company fund created in section 40-10.1-607, Colorado Revised Statutes, not otherwise appropriated, to the department of regulatory agencies, for the fiscal year beginning July 1, 2014, the sum of \$215,000, or so much thereof as may be necessary, for allocation to the public utilities commission for the administrative costs related to the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated to the department of law, for the fiscal year beginning July 1, 2014, the sum of \$9,108 and 0.1 FTE, or so much thereof as may be necessary, for the provision of legal services for the public utilities commission related to the implementation of this act. Said sum is from reappropriated funds received from the department of regulatory agencies out of the appropriation made in subsection (1) of this section."

Renumber succeeding section accordingly.

Page 1, line 107, strike "COMMISSION." and substitute "COMMISSION; AND MAKING AN APPROPRIATION."."

Appropriations After consideration on the merits, the Committee recommends that [HB14-1232](#) 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 [HB14-1233](#) 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 [HB14-1234](#) 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 [HB14-1235](#) be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that [HB14-1236](#) be referred to the Committee of the Whole with favorable recommendation.

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Appropriations After consideration on the merits, the Committee recommends that **HB14-1237** 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 **HB14-1238** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 10, line 2, in the ITEM & SUBTOTAL column strike "2,709,933" and substitute "2,709,933" and in the FEDERAL FUNDS column strike "2,709,933" and substitute "2,709,933".

Page 10, after line 2, in the ITEM & SUBTOTAL column insert "3,644,133" and in the FEDERAL FUNDS column insert "3,644,133".

Page 11, line 4, in the ITEM & SUBTOTAL column strike "33,142,426" and substitute "33,142,426".

Page 11, after line 4, in the ITEM & SUBTOTAL column insert "34,076,626".

Page 15, line 14, in the TOTAL column strike "77,668,417" and substitute "78,602,617".

Page 67, line 11, in the TOTAL column strike "\$2,198,124,987" and substitute "\$2,199,059,187" and in the FEDERAL FUNDS column strike "\$611,226,386" and substitute "\$612,160,586".

PURPOSE: Adds \$934,200 federal funds from Child Care Development moneys in the **Department of Human Services** to stabilize and maintain the Child Care Automated Tracking System (CHATS) and conduct a business process and technology needs assessment.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Human Services	\$0	\$0	\$0	\$934,200	\$934,200	0.0

Appropriations After consideration on the merits, the Committee recommends that **HB14-1239** 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 **HB14-1240** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1241** 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 **HB14-1242** 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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Appropriations

After consideration on the merits, the Committee recommends that **HB14-1243** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 12, line 5, in the ITEM & SUBTOTAL column strike "2,835,738" and substitute "2,835,738" and in the GENERAL FUND column strike "2,835,738" and substitute "2,835,738".

Page 12, after line 5 in the ITEM & SUBTOTAL column insert "4,902,256" and in the GENERAL FUND column insert "4,902,256".

Page 12, line 7, in the ITEM & SUBTOTAL column strike "4,163,785" and substitute "4,163,785".

Page 12, after line 7 in the ITEM & SUBTOTAL column insert "6,230,303".

Page 14, line 15, in the TOTAL column, strike "66,021,995" and substitute "66,021,995".

Page 14, after line 15 in the TOTAL column insert "68,088,513".

Page 24, line 4, in the TOTAL column strike "\$173,049,877" and substitute "\$175,116,395" and in the GENERAL FUND column strike "\$9,243,823" and substitute "\$11,310,341".

PURPOSE: Adds \$2,066,518 General Fund in the Department of **Personnel** for the Risk Management Services subdivision of the Division of Human Resources, Additional Payments from Recommendation by the State Claims Board Pursuant to Section 24-10-114 (5) (b), C.R.S., line item, for additional payments recommended by the State Claims Board for losses suffered in the Lower North Fork fire.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Personnel	\$2,066,518	\$0	\$0	\$0	\$2,066,518	0.0

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1244** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1245** 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 **HB14-1246** 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 **HB14-1247** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1248** 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 **HB14-1249** 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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Appropriations After consideration on the merits, the Committee recommends that **HB14-1250** be referred to the Committee of the Whole with favorable recommendation. 1
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Appropriations After consideration on the merits, the Committee recommends that **HB14-1251** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 3
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Amend reengrossed bill, page 4, line 5, strike "\$53,703,611" and substitute "\$51,637,093". 8
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Page 4, line 6, strike "\$1,733,884" and substitute "\$3,800,402". 12
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Appropriations After consideration on the merits, the Committee recommends that **HB14-1252** be referred to the Committee of the Whole with favorable recommendation. 16
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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 appointment and recommends that the appointment be confirmed: 19
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MEMBER OF THE
STATE AGRICULTURAL COMMISSION 24
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for a term expiring March 1, 2015: 27
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Segundo S. Diaz of Alamosa, Colorado to serve as an Unaffiliated and Agricultural District Three member, and occasioned by the resignation of Ernest D. Fort of Center, Colorado, appointed. 30
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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 appointment and recommends that the appointment be confirmed: 35
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MEMBER OF THE
STATE BOARD OF
STOCK INSPECTION COMMISSIONERS 40
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for a term expiring May 1, 2017: 44
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Daniel Patrick McCarty of Parachute, Colorado, to represent the non-confinement cattle industry, appointed. 48
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Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **SB14-115** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation. 51
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Amend printed bill, strike everything below the enacting clause and substitute: 56
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"SECTION 1. In Colorado Revised Statutes, 37-60-106, add (1) (u) as follows: 59
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37-60-106. Duties of the board - state water plan - legislative declaration. (1) It is the duty of the board to promote the conservation of the waters of the state of Colorado in order to secure the greatest utilization of such waters and the utmost prevention of floods; and in particular, and without limiting the general character of this section, the board has the power and it is its duty: 62
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(u) (I) TO ADOPT AND UPDATE, AS WARRANTED, A STATE WATER PLAN. IN EXERCISING ITS AUTHORITY PURSUANT TO THIS PARAGRAPH (u), 68
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EXECUTIVE ORDER D2013-005, OR ANY ANALOGOUS SUCCESSOR ORDER DIRECTING THE BOARD TO ADOPT OR AMEND A STATE OR COLORADO WATER PLAN, THE BOARD SHALL COMPLY WITH ALL REQUIREMENTS OF THIS PARAGRAPH (u).

(II) **Legislative declaration.** BECAUSE THE CONSTITUTION VESTS ALL LEGISLATIVE POWER OF THE STATE IN THE GENERAL ASSEMBLY, THE GENERAL ASSEMBLY:

(A) FINDS THAT THE PRIMARY PURPOSE OF A STATE WATER PLAN IS TO DETERMINE STATE POLICY REGARDING THE OPTIMAL CONSERVATION AND DEVELOPMENT OF COLORADO'S WATER RESOURCES;

(B) DETERMINES THAT THE GENERAL ASSEMBLY IS PRIMARILY RESPONSIBLE FOR GUIDING THE DEVELOPMENT OF STATE WATER POLICY; AND

(C) DECLARES THAT ENACTMENT OF THIS PARAGRAPH (u) IS NECESSARY TO PROTECT THE INTERESTS OF THE PUBLIC IN THE STATE'S WATER RESOURCES AND THAT IN ENACTING THIS PARAGRAPH (u), THE GENERAL ASSEMBLY INTENDS TO ENGAGE THE PEOPLE OF THE STATE IN A PUBLIC DIALOGUE REGARDING OPTIMUM STATE WATER POLICY; AFFIRM ITS DELEGATION OF POLICY-MAKING AUTHORITY TO THE COLORADO WATER CONSERVATION BOARD, SUBJECT TO DIRECTION BY THE GENERAL ASSEMBLY; AND NOT INTERFERE WITH, BUT INSTEAD TO PROMOTE THE POLICIES, PROCESSES, BASIN ROUNDTABLE PLANS, AND INTERBASIN COMPACT NEGOTIATIONS CONDUCTED PURSUANT TO THE "COLORADO WATER FOR THE 21ST CENTURY ACT", ARTICLE 75 OF THIS TITLE, AND THE INTERBASIN COMPACT CHARTER AS APPROVED BY THE GENERAL ASSEMBLY ACTING BY BILL AS SPECIFIED IN SECTION 37-75-105 (2).

(III) IN EXERCISING ITS AUTHORITY PURSUANT TO THIS PARAGRAPH (u), THE BOARD SHALL:

(A) DEVELOP THE STATE WATER PLAN WITH THE INVOLVEMENT OF THE PUBLIC AND THE BASIN ROUNDTABLES, AS CREATED IN SECTION 37-75-104 (3) (b), AND PROVIDE OPPORTUNITIES FOR PUBLIC COMMENT BEFORE ADOPTING ANY FINAL OR SIGNIFICANTLY AMENDED PLAN;

(B) PRESENT THE SCOPE, FUNDAMENTAL APPROACH, AND BASIC ELEMENTS OF THE PLAN TO THE WATER RESOURCES REVIEW COMMITTEE CREATED IN SECTION 37-98-102 BY AUGUST 1, 2014;

(C) IN DEVELOPING THE DRAFT PLAN, CONSIDER THE FEEDBACK FROM THE WATER RESOURCES REVIEW COMMITTEE SUBMITTED TO THE BOARD PURSUANT TO SECTION 37-98-103 (5) (a) BY NOVEMBER 1, 2014;

(D) PRESENT THE DRAFT PLAN TO THE WATER RESOURCES REVIEW COMMITTEE BY JULY 1, 2015;

(E) IN DEVELOPING THE FINAL PLAN, CONSIDER THE FEEDBACK FROM THE WATER RESOURCES REVIEW COMMITTEE SUBMITTED PURSUANT TO SECTION 37-98-103 (5) (b) BY NOVEMBER 1, 2015; AND

(F) NOTIFY THE WATER RESOURCES REVIEW COMMITTEE OF ANY PROPOSED SIGNIFICANT AMENDMENTS TO THE PLAN, AS DETERMINED BY THE BOARD, BY JUNE 1 OF ANY YEAR IN WHICH THE AMENDMENT IS PROPOSED TO BE ADOPTED; PRESENT THE PROPOSED AMENDMENT TO THE COMMITTEE BY AUGUST 1 OF THAT YEAR; AND CONSIDER THE COMMITTEE'S FEEDBACK SUBMITTED PURSUANT TO SECTION 37-98-103 (5) (c) BY NOVEMBER 1 OF THAT YEAR.

(IV) BY NOVEMBER 1 OF EACH YEAR FOLLOWING THE SUBMISSION TO THE WATER RESOURCES REVIEW COMMITTEE OF A STATE WATER PLAN OR AMENDMENT PURSUANT TO THIS PARAGRAPH (u), ANY MEMBER OF THE GENERAL ASSEMBLY MAY MAKE A REQUEST IN WRITING TO THE CHAIRPERSON OF THE WATER RESOURCES REVIEW COMMITTEE THAT THE COMMITTEE HOLD ONE OR MORE HEARINGS TO REVIEW THE PLAN OR AMENDMENT AS SUBMITTED TO THE WATER RESOURCES REVIEW COMMITTEE. UPON RECEIPT OF THE REQUEST, THE CHAIRPERSON OF THE COMMITTEE SHALL PROMPTLY SCHEDULE A HEARING TO CONDUCT THE REVIEW AND PROVIDE ADEQUATE NOTICE TO THE PUBLIC AND THE BOARD. THE COMMITTEE, AFTER HOLDING A PUBLIC HEARING, MAY RECOMMEND THE INTRODUCTION OF A BILL OR BILLS BASED ON THE RESULTS OF THE REVIEW. A BILL RECOMMENDED BY THE COMMITTEE FOR CONSIDERATION UNDER THIS SUBPARAGRAPH (IV) DOES NOT COUNT AGAINST THE NUMBER OF BILLS TO WHICH EITHER THE COMMITTEE OR THE MEMBERS OF THE GENERAL ASSEMBLY ARE LIMITED BY LAW OR JOINT RULE OF THE SENATE AND THE HOUSE OF REPRESENTATIVES, AND A HEARING HELD BY THE COMMITTEE PURSUANT TO THIS SUBPARAGRAPH (IV) DOES NOT COUNT AGAINST THE NUMBER OF MEETINGS ALLOWED BY SECTION 37-98-102 (1)

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(a). (V) A STATE WATER PLAN, WHETHER OR NOT THE SUBJECT OF A BILL INTRODUCED PURSUANT TO SUBPARAGRAPH (IV) OF THIS PARAGRAPH (u), IS ONLY A POLICY, IS NOT A RULE, DOES NOT HAVE THE FORCE OR EFFECT OF LAW, AND IS NOT APPEALABLE TO ANY JUDICIAL ENTITY.

SECTION 2. In Colorado Revised Statutes, 37-98-101, **amend** (1) introductory portion as follows:

37-98-101. Legislative declaration. (1) The general assembly finds, determines, and declares that the purpose of this article is to provide an interim committee as a forum through which the general assembly shall review the STATEWIDE PLANNING, administration, and monitoring of Colorado's water resources. The general assembly recognizes its mandate to vigorously protect and defend Colorado's finite supply of water. The general assembly further recognizes the need to ensure that water issues receive sufficient legislative scrutiny and public input:

SECTION 3. In Colorado Revised Statutes, 37-98-103, **add** (5) and (6) as follows:

37-98-103. Annual recommendations - bill limitation - deadlines for introduction - repeal. (5) (a) WHEN THE COLORADO WATER CONSERVATION BOARD SUBMITS THE SCOPE, FUNDAMENTAL APPROACH, AND BASIC ELEMENTS OF A DRAFT STATE WATER PLAN TO THE COMMITTEE AS SPECIFIED IN SECTION 37-60-106 (1) (u) (III) (B), THE COMMITTEE SHALL HOLD AT LEAST ONE PUBLIC HEARING ON THE SCOPE, FUNDAMENTAL APPROACH, AND BASIC ELEMENTS OF THE DRAFT PLAN IN EACH GEOGRAPHIC REGION ASSOCIATED WITH THE BASIN ROUNDTABLES, AS CREATED IN SECTION 37-75-104 (3) (b), FOR THE PURPOSE OF RECEIVING THE PUBLIC'S FEEDBACK. THE COMMITTEE SHALL PROVIDE A SUMMARY OF THE PUBLIC'S FEEDBACK, AS WELL AS THE COMMITTEE'S OWN FEEDBACK, TO THE BOARD BY NOVEMBER 1, 2014.

(b) WHEN THE COLORADO WATER CONSERVATION BOARD SUBMITS A DRAFT STATE WATER PLAN TO THE COMMITTEE AS SPECIFIED IN SECTION 37-60-106 (1) (u) (III) (D), THE COMMITTEE SHALL HOLD AT LEAST ONE PUBLIC HEARING ON THE DRAFT PLAN IN EACH GEOGRAPHIC REGION ASSOCIATED WITH THE BASIN ROUNDTABLES FOR THE PURPOSE OF RECEIVING THE PUBLIC'S FEEDBACK. THE COMMITTEE SHALL PROVIDE A SUMMARY OF THE PUBLIC'S FEEDBACK, AS WELL AS THE COMMITTEE'S OWN FEEDBACK, TO THE BOARD BY NOVEMBER 1, 2015.

(c) WHEN THE COLORADO WATER CONSERVATION BOARD SUBMITS A SIGNIFICANT AMENDMENT TO THE STATE WATER PLAN TO THE COMMITTEE AS SPECIFIED IN SECTION 37-60-106 (1) (u) (III) (F), THE COMMITTEE MAY HOLD AT LEAST ONE PUBLIC HEARING ON THE AMENDMENT IN EACH GEOGRAPHIC REGION ASSOCIATED WITH THE BASIN ROUNDTABLES FOR THE PURPOSE OF RECEIVING THE PUBLIC'S FEEDBACK. IF THE COMMITTEE HOLDS THE HEARINGS, THE COMMITTEE SHALL PROVIDE A SUMMARY OF THE PUBLIC'S FEEDBACK, AS WELL AS THE COMMITTEE'S OWN FEEDBACK, TO THE BOARD BY NOVEMBER 1 OF THE YEAR IN WHICH THE HEARINGS ARE HELD.

(d) HEARINGS HELD PURSUANT TO THIS SUBSECTION (5) DO NOT COUNT AGAINST THE NUMBER OF MEETINGS OR FIELD TRIPS ALLOWED BY SECTION 37-98-102 (1) (a).

(6) NO LATER THAN NOVEMBER 1, 2017, AND NO LATER THAN EVERY FIVE YEARS THEREAFTER, THE COMMITTEE SHALL PREPARE A LIST OF SPECIFIC TOPICS THAT IT DEEMS NECESSARY TO BE ADDRESSED IN THE STATE WATER PLAN, AS UPDATED OR AMENDED PURSUANT TO SECTION 37-60-106 (1) (u). THE COLORADO WATER CONSERVATION BOARD SHALL PROVIDE ITS RECOMMENDATIONS, INCLUDING SUGGESTIONS FOR POTENTIAL LEGISLATION, FOR THE COMMITTEE'S CONSIDERATION WITHIN EIGHT MONTHS AFTER RECEIPT OF THE LIST OF SPECIFIC TOPICS.

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."

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Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **SB14-103** 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 13, after "SELL A" insert NEW".

SENATE SERVICES REPORT

Correctly Printed: SB14-146.
Correctly Engrossed: SJR14-008.
Correctly Enrolled: SJR14-007.

MESSAGE FROM THE HOUSE

February 13, 2014

Madam President:

The House has adopted and returns herewith SJR14-008.

MESSAGE FROM THE REVISOR OF STATUTES

February 13, 2014

We herewith transmit:

Without comment, as amended, HB14-1030 and 1110.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR14-012 by Senator(s) Kefalas and Newell, Crowder, Todd, Zenzinger; also Representative(s) McCann, Conti, May, Stephens--Concerning human trafficking awareness advocacy day.

Laid over until Thursday, February 20, retaining its place on the calendar.

SJR14-013 by Senator(s) Cadman and Carroll; also Representative(s) DelGrosso and Ferrandino--Concerning support for Denver's bid to host the 2016 Republican National Convention.

Laid over until Tuesday, February 18, retaining its place on the calendar.

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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:

HB14-1164 by Representative(s) Hullinghorst; also Senator(s) Ulibarri--Concerning nonpartisan elections not coordinated by a county clerk and recorder, and, in connection therewith, creating the "Colorado Local Government Election Code" for the conduct of such elections by special districts, harmonizing residency requirements for voter registration, modifying the "Colorado Municipal Election Code of 1965", and clarifying when elections are coordinated by county clerk and recorders.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	E	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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 Nicholson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Nicholson 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:

SB14-119 by Senator(s) Heath and Cadman; also Representative(s) Hullinghorst and DelGrosso--Concerning the decriminalization of certain prohibited practices by persons engaged in lobbying.

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

SB14-132 by Senator(s) Crowder and Ulibarri; also Representative(s) Gardner and Exum, Garcia--Concerning the repeal of the requirement that a soldier be killed while deployed to a combat zone to issue a fallen soldier license plate.

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

SB14-097 by Senator(s) Tochtrop; --Concerning the immunity of public agencies against liability arising from the wildfire mitigation activities of insurance companies.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, February 12, page(s) 225 and placed in members' bill files.)

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

HB14-1081 by Representative(s) Fischer and Szabo, Vigil; also Senator(s) Baumgardner and Jahn, Schwartz--Concerning the motor carrier safety fund, and, in connection therewith, creating the fund, transferring money from the hazardous materials safety fund to the motor carrier safety fund, and specifying that any excess uncommitted reserves in the public utilities commission motor carrier fund be transferred to the motor carrier safety fund.

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

HB14-1031 by Representative(s) Moreno, Fischer, Lee, Mitsch Bush, Peniston, Primavera, Tyler; also Senator(s) Hodge--Concerning the weight of motor vehicles that are subject to rate regulation when being towed without the owner's consent.

Amendment No. 1, Transportation Committee Amendment.

(Printed in Senate Journal, February 12, page(s) 227 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 Nicholson, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-119, SB14-132, SB14-097 as amended, HB14-1081, HB14-1031 as amended.

Committee of the Whole On motion of Senator Nicholson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Nicholson 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:

SB14-138 by Senator(s) Kefalas and Lundberg, Jones, Nicholson; also Representative(s) Sonnenberg and Foote, Humphrey, Singer, Young, Saine--Concerning civil immunity for community volunteers assisting at an emergency.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.

(Printed in Senate Journal, February 11, page(s) 212 and placed in members' bill files.)

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

- SB14-110** by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Duran, May--
 Concerning the general assembly's development of recommendations regarding new
 methods of financing the state's ongoing capital construction needs.
 Laid over until Friday, February 21, retaining its place on the calendar.
- SB14-121** by Senator(s) Lambert; also Representative(s) Young--Concerning financial assistance for
 local governments after a declared disaster emergency.
Amendment No. 1, Local Government Committee Amendment.
 (Printed in Senate Journal, February 12, page(s) 225 and placed in members' bill files.)
 As amended, ordered engrossed and placed on the calendar for third reading and final
 passage.
- HB14-1004** by Representative(s) Foote and Humphrey, Singer; also Senator(s) Nicholson and Lambert,
 Lundberg--Concerning emergency management, and, in connection therewith, eliminating
 and reorganizing two entities within the division of homeland security and emergency
 management in the department of public safety and authorizing the governor to provide
 individual assistance during a disaster absent a presidential declaration of the same.
 Ordered revised and placed on the calendar for third reading and final passage.
- SB14-126** by Senator(s) King; --Concerning the reclassification of the state lottery division as a type 1
 agency.
 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 Nicholson, 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 King		Y Scheffel	Y
Balmer		Y Herpin		Y Lambert		Y Schwartz	Y
Baumgardner		Y Hill		E Lundberg		Y Steadman	Y
Brophy		Y Hodge		Y Marble		Y Tochtrop	Y
Cadman		Y Jahn		Y Newell		Y Todd	Y
Crowder		Y Johnston		Y Nicholson		Y Ulibarri	Y
Grantham		Y Jones		Y Renfroe		Y Zenzinger	Y
Guzman		Y Kefalas		Y Rivera		Y President	Y
Harvey		Y Kerr		Y Roberts		Y	

The Committee of the Whole took the following action:

Passed on second reading: SB14-138 as amended, SB14-121 as amended, SB14-126,
 HB14-1004.

Laid over until Friday, February 21: SB14-110.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to
 the Senate having voted in the affirmative, HB14-1232, HB14-1233, HB14-1234,
 HB14-1237, HB14-1239, HB14-1241, HB14-1242, HB14-1245, HB14-1246,
 HB14-1248, and HB14-1249, were made Special Orders--Consent Calendar at 10:28 a.m.

Senate in recess. Senate reconvened.

Committee of the Whole

The hour of 10:28 a.m. having arrived, Senator Nicholson 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 Nicholson was called to the Chair to act as Chairman.

**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:

HB14-1232 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of agriculture.

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

HB14-1233 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of corrections.

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

HB14-1234 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of education.

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

HB14-1237 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of higher education.

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

HB14-1239 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the judicial department.

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

HB14-1241 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of local affairs.

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

HB14-1242 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of natural resources.

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

HB14-1245 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of public safety.

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

HB14-1246 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of revenue.

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

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HB14-1248 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning a supplemental appropriation to the department of the treasury.

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

HB14-1249 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning funding for capital construction, and making supplemental appropriations in
connection therewith.

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 Nicholson, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1232, HB14-1233, HB14-1234, HB14-1237,
HB14-1239, HB14-1241, HB14-1242, HB14-1245, HB14-1246, HB14-1248,
HB14-1249.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to
the Senate having voted in the affirmative, HB14-1235, HB14-1236, HB14-1238,
HB14-1240, HB14-1243, HB14-1244, HB14-1247, HB14-1250, HB14-1251, and
HB14-1252 were made Special Orders at 10:40 a.m.

Senate in recess. Senate reconvened.

Committee of the Whole The hour of 10:40 a.m. having arrived, Senator Nicholson moved that the Senate resolve
itself into the Committee of the Whole for consideration of Special Orders -- Second
Reading of Bills and Senator Nicholson 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:

HB14-1235	by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.	1 2 3 4
	Ordered revised and placed on the calendar for third reading and final passage.	5 6 7
HB14-1236	by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of health care policy and financing.	8 9 10 11
	Ordered revised and placed on the calendar for third reading and final passage.	12 13 14
HB14-1238	by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of human services.	15 16 17
	<u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, February 14, page(s) 257 and placed in members' bill files.)	18 19 20
	As amended, ordered revised and placed on the calendar for third reading and final passage.	21 22 23 24
HB14-1240	by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of law.	25 26 27
	Ordered revised and placed on the calendar for third reading and final passage.	28 29 30
HB14-1243	by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of personnel and administration.	31 32 33 34
	<u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, February 14, page(s) 258 and placed in members' bill files.)	35 36 37
	As amended, ordered revised and placed on the calendar for third reading and final passage.	38 39 40 41
HB14-1244	by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of public health and environment.	42 43 44 45
	Ordered revised and placed on the calendar for third reading and final passage.	46 47 48
HB14-1247	by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of state.	49 50 51
	Ordered revised and placed on the calendar for third reading and final passage.	52 53 54
HB14-1250	by Representative(s) May, Duran, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning authorizing payments from the contingency reserve fund for the 2013-14 budget year for school districts that are in significant financial need due to unanticipated events occurring in the 2013-14 budget year, and, in connection therewith, making an appropriation.	55 56 57 58 59 60
	Ordered revised and placed on the calendar for third reading and final passage.	61 62 63
HB14-1251	by Representative(s) May, Duran, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning adjustments in the amount of total program funding for public schools for the 2013-14 budget year, and, in connection therewith, making an appropriation.	64 65 66 67
	<u>Amendment No. 1, Appropriations Committee Amendment.</u> (Printed in Senate Journal, February 14, page(s) 259 and placed in members' bill files.)	68 69

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

HB14-1252 by Representative(s) May and Gerou, Duran; also Senator(s) Hodge, Steadman, Lambert-- Concerning funding for system capacity changes related to intellectual and developmental disabilities waiver services, and, in connection therewith, making and reducing appropriations.

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 Nicholson, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1235, HB14-1236, HB14-1238 as amended, HB14-1240, HB14-1243 as amended, HB14-1244, HB14-1247, HB14-1250, HB14-1251 as amended, HB14-1252.

Majority Leader Heath announced that the confirmations of appointees to the following boards and commissions (Board of Commissioners of State and Veterans Nursing Homes, Waste Tire Advisory Committee, Board of Real Estate Appraisers, and Securities Board) would be removed from the Consideration of Governor's Appointments calendar of Friday, February 14 and placed on the Consideration Governor's Appointments--Consent Calendar of Friday, February 14.

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

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

MEMBERS OF THE
BOARD OF COMMISSIONERS OF STATE AND
VETERANS NURSING HOMES

for a term expiring July 1, 2014:

Alexandra E. Hall of Denver, Colorado, a veteran, reappointed;

for terms expiring July 1, 2017:

Kathleen N. Dunemn, PhD., APRN, CNM of Littleton, Colorado, who has expertise in nursing home operations and who has practical clinical experience in nursing homes, appointed;

Mary Ann Terry, RN, BSN of Aurora, Colorado, who has expertise in nursing home operations and who has experience in multi-facility management of nursing homes, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

**MEMBERS OF THE
WASTE TIRE ADVISORY COMMITTEE**

for a term expiring September 9, 2015:

Lee Allen Overton of Meeker, Colorado, to serve as a waste tire hauler, and occasioned by the resignation of Christopher B. Houtchens of Colorado Springs, Colorado, appointed;

for terms expiring September 9, 2016:

Joel F. Bolduc of Colorado Springs, Colorado, to serve as a waste tire end user, reappointed;

James A. Reid of Colorado Springs, Colorado, to serve as a representative of a local fire authority from a jurisdiction that has a waste tire facility, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

**MEMBERS OF THE
BOARD OF REAL ESTATE APPRAISERS**

for terms expiring July 1, 2015:

Peter E. Muccio of Denver, Colorado, to serve as a member of the public, appointed;

Scot M. Rose of Lafayette, Colorado, to serve as a representative of appraisal management companies, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

**MEMBER OF THE
SECURITIES BOARD**

for a term expiring July 1, 2016:

Scott R. Saltzman of Denver, Colorado, a certified public accountant, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MESSAGE FROM THE HOUSE

February 14, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1122, amended as printed in House Journal, February 13, page 259.
HB14-1007, amended as printed in House Journal, February 13, page 259.

MESSAGE FROM THE REVISOR OF STATUTES

February 14, 2014

We herewith transmit:

Without comment, as amended, HB14-1007 and 1122.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR14-007.

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, February 17, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

41st Legislative Day Monday, February 17, 2014

- 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 Herpin.
- Roll Call Present--35
- Quorum The President announced a quorum present.
- Reading of Journal On motion of Senator Kerr, reading of the Journal of Friday, February 14, 2014, 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 **SB14-090** be **postponed indefinitely**.
- State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB14-135** 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 1 insert:

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

- (a) Nothing in this act is intended to limit the application of federal law in Colorado; and
- (b) All firearms transactions that take place in Colorado must fully comply with the requirements of federal law."

Renumber succeeding sections accordingly.

SENATE SERVICES REPORT

- Correctly Printed:** SJR14-012 and 013.
- Correctly Engrossed:** SB14-097, 119, 121, 126, 132 and 138.
- Correctly Revised:** HB14-1004, 1031, 1081, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1241, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251 and 1252.
- Correctly Rerevised:** HB14-1164.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-147** by Senator(s) Renfroe, Brophy, Lundberg; also Representative(s) Fischer and Saine, Humphrey--Concerning a study to determine the impact of increased alluvial well pumping in district 2 of water division 1.
Agriculture, Natural Resources, & Energy
- SB14-148** by Senator(s) Cadman, Balmer, Grantham, Harvey, Hill, Jahn, Lambert, Marble, Renfroe, Scheffel, Tochtrop; also Representative(s) Sonnenberg, Holbert, Stephens, Vigil--
Concerning market conduct examinations conducted by the commissioner of insurance.
State, Veterans, & Military Affairs
- HB14-1007** by Representative(s) Hamner; also Senator(s) Crowder--Concerning the authority of county governments to limit certain forms of fire, and, in connection therewith, permitting county governments to restrict agricultural burning during periods of high fire danger and to prohibit fireworks activity during the summer season.
Local Government
- HB14-1030** by Representative(s) Coram and Mitsch Bush, Fischer, Sonnenberg, Vigil; also Senator(s) Schwartz and Roberts, Hodge--Concerning the establishment of incentives for the development of hydroelectric energy systems.
Agriculture, Natural Resources, & Energy
- HB14-1065** by Representative(s) Moreno, Priola; also Senator(s) Hodge, Steadman, Tochtrop--
Concerning limits on indemnification provisions in motor carrier transportation contracts.
Transportation
- HB14-1099** by Representative(s) Schafer, Peniston, Ryden; also Senator(s) Aguilar--Concerning prescription drugs in the practice of optometry.
Health & Human Services
- HB14-1122** by Representative(s) Kagan; also Senator(s) Newell--Concerning provisions to keep legal marijuana from underage persons.
Judiciary

On motion of Majority Leader Heath, 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.

Upon request of Majority Leader Heath, **HB14-1241** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Monday, February 17 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Wednesday, February 19.

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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:

SB14-119 by Senator(s) Heath and Cadman; also Representative(s) Hullinghorst and DelGrosso-- Concerning the decriminalization of certain prohibited practices by persons engaged in lobbying.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Steadman.

SB14-132 by Senator(s) Crowder and Ulibarri; also Representative(s) Gardner and Exum, Garcia-- Concerning the repeal of the requirement that a soldier be killed while deployed to a combat zone to issue a fallen soldier license plate.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Grantham, Guzman, Heath, Herpin, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Newell, Nicholson, Rivera, Roberts, Scheffel, Schwartz, Tochtrop and Todd.

SB14-097 by Senator(s) Tochtrop; --Concerning the immunity of public agencies against liability arising from the wildfire mitigation activities of insurance companies.

Laid over until Tuesday, February 18, retaining its place on the calendar.

HB14-1081 by Representative(s) Fischer and Szabo, Vigil; also Senator(s) Baumgardner and Jahn, Schwartz--Concerning the motor carrier safety fund, and, in connection therewith, creating the fund, transferring money from the hazardous materials safety fund to the motor carrier safety fund, and specifying that any excess uncommitted reserves in the public utilities commission motor carrier fund be transferred to the motor carrier safety 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1031 by Representative(s) Moreno, Fischer, Lee, Mitsch Bush, Peniston, Primavera, Tyler; also Senator(s) Hodge--Concerning the weight of motor vehicles that are subject to rate regulation when being towed without the owner's consent.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1232 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1233 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
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	33	NO	2	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1234 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning a supplemental appropriation to 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Kerr.

HB14-1237 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Crowder.

HB14-1239 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
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	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman.

HB14-1242 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning a supplemental appropriation to the department of natural resources.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Tochtrop.

HB14-1245 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

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

HB14-1246 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
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	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1248 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1249 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Schwartz.

RECONSIDERATION OF HB14-1031

HB14-1031 by Representative(s) Moreno, Fischer, Lee, Mitsch Bush, Peniston, Primavera, Tyler; also Senator(s) Hodge--Concerning the weight of motor vehicles that are subject to rate regulation when being towed without the owner's consent.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB14-1031.

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:

HB14-1031 by Representative(s) Moreno, Fischer, Lee, Mitsch Bush, Peniston, Primavera, Tyler; also Senator(s) Hodge--Concerning the weight of motor vehicles that are subject to rate regulation when being towed without the owner's consent.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

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

RECONSIDERATION OF HB14-1233

HB14-1233 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--Concerning a supplemental appropriation to the department of corrections.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB14-1233.

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:

HB14-1233 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
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	32	NO	3	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Guzman.

RECONSIDERATION OF HB14-1239

HB14-1239 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning a supplemental appropriation to the judicial department.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB14-1239.

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:

HB14-1239 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
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	32	NO	3	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman.

RECONSIDERATION OF HB14-1242

HB14-1242 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning a supplemental appropriation to the department of natural resources.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB14-1242.

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:

HB14-1242 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning a supplemental appropriation to the department of natural resources.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jahn, Johnston, Kerr, King, Newell, Nicholson, Rivera, Schwartz, Todd and Zenzinger.

RECONSIDERATION OF HB14-1246

HB14-1246 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning a supplemental appropriation to the department of revenue.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB14-1246.

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:

HB14-1246 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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	32	NO	3	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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:

SB14-138 by Senator(s) Kefalas and Lundberg, Jones, Nicholson; also Representative(s) Sonnenberg and Foote, Humphrey, Singer, Young, Saine--Concerning civil immunity for community volunteers assisting at an emergency.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Hodge, Jahn, Johnston, Kerr, King, Lambert, Newell, Rivera, Scheffel, Schwartz, Todd, Ulibarri and Zenzinger.

SB14-121 by Senator(s) Lambert; also Representative(s) Young--Concerning financial assistance for local governments after a declared disaster emergency.

Laid over until Wednesday, February 19, retaining its place on the calendar.

HB14-1004 by Representative(s) Foote and Humphrey, Singer; also Senator(s) Nicholson and Lambert, Lundberg--Concerning emergency management, and, in connection therewith, eliminating and reorganizing two entities within the division of homeland security and emergency management in the department of public safety and authorizing the governor to provide individual assistance during a disaster absent a presidential declaration of the same.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Heath, Herpin, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Marble, Newell, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

SB14-126 by Senator(s) King; also Representative(s) Sonnenberg--Concerning the reclassification of the state lottery division as a type 1 agency.

Laid over until Tuesday, February 18, retaining its place on the calendar.

HB14-1235 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--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	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Schwartz.

HB14-1236 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--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	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar.

HB14-1238 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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	30	NO	5	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Kefalas, Newell and Schwartz.

HB14-1240 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	N	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1243 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of personnel and administration.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Jones, Kefalas, King, Lundberg, Newell, Nicholson, Rivera, Scheffel, Schwartz, Todd and Zenzinger.

HB14-1244 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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	19	NO	16	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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 Todd.

HB14-1247 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of state.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	N
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1250 by Representative(s) May, Duran, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning authorizing payments from the contingency reserve fund for the 2013-14
budget year for school districts that are in significant financial need due to unanticipated
events occurring in the 2013-14 budget year, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Brophy, Carroll, Crowder, Grantham, Heath, Herpin, Jahn, Johnston, Jones, Kefalas, Kerr, King, Marble, Newell, Nicholson, Rivera, Scheffel, Schwartz, Todd, Ulibarri and Zenzinger.

HB14-1251 by Representative(s) May, Duran, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning adjustments in the amount of total program funding for public schools for the
2013-14 budget year, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jahn, Johnston, Kefalas, Kerr, Newell, Nicholson, Todd and Zenzinger.

HB14-1252 by Representative(s) May and Gerou, Duran; also Senator(s) Hodge, Steadman, Lambert--
Concerning funding for system capacity changes related to intellectual and developmental
disabilities waiver services, and, in connection therewith, making and reducing
appropriations.

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

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, Kefalas, Kerr, Newell, Nicholson, Schwartz, Todd and Zenzinger.

RECONSIDERATION OF HB14-1235

HB14-1235 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB14-1235.

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:

HB14-1235 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman.

Upon request of Majority Leader Heath, **SB14-137** was removed from the General Orders--Second Reading of Bills Consent Calendar of Monday, February 17 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, February 17.

Committee of the Whole On motion of Senator Newell, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Newell 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:

SB14-101 by Senator(s) Kefalas; also Representative(s) Ginal--Concerning establishment of the unauthorized use of certain veterinary technician titles as a deceptive trade practice under the "Colorado Consumer Protection Act".

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 13, page(s) 241 and placed in members' bill files.)

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

Amend printed bill, page 2, line 15, strike "PERSON HAS:" and substitute "PERSON:".

Page 2, line 16, strike "GRADUATED" and substitute "HAS GRADUATED".

Page 2, line 19, strike "PASSED" and substitute "HAS PASSED".

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

SB14-018 by Senator(s) Nicholson and Jones; also Representative(s) Hamner and Young--Concerning the prohibition against furnishing nicotine products to persons under eighteen years of age.

Laid over until Friday, February 21, retaining its place on the calendar.

SB14-112 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Duran and Gerou, May--Concerning a requirement that all financial assistance awarded from the public school capital construction assistance fund under the "Building Excellent Schools Today Act" be subject to annual appropriation.

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

SB14-137 by Senator(s) Jahn; also Representative(s) McNulty--Concerning certification of workers' compensation insurance forms.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, February 13, page(s) 247 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 Newell, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-101 as amended, SB14-112, SB14-137 as amended.
Laid over until Friday, February 21: SB14-018.

Majority Leader Heath announced that the confirmations of appointees to the following boards and commissions (Board of Trustees for Western State Colorado University, Colorado Racing Commission) would be removed from the Consideration of Governor's Appointments calendar of Monday, February 17 and placed on the Consideration of Governor's Appointments--Consent Calendar of Monday, February 17.

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

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

**MEMBERS OF THE
BOARD OF TRUSTEES FOR
WESTERN STATE COLORADO UNIVERSITY**

effective December 31, 2013, for terms expiring December 31, 2017:

Noelle E. Hagan of Gunnison, Colorado, a Democrat, reappointed;

James G. Oates of Gunnison, Colorado, a Republican, appointed; and

Aquino G. Gallegos of San Luis, Colorado, a Democrat, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBER OF THE
COLORADO RACING COMMISSION

for a term expiring July 1, 2017:

Pam Oldham Inmann of Castle Rock, Colorado, and a resident of the Fourth Congressional District, who has been engaged in business in a management-level capacity for at least five years, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1020, 1027, 1053.

MESSAGE FROM THE HOUSE

February 17, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1060, 1166, 1169, 1190, 1125.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1117, amended as printed in House Journal, February 14, page 273.
HB14-1183, amended as printed in House Journal, February 14, page 277.

The House has passed on Third Reading and returns herewith SB14-019, 025, 004.

MESSAGE FROM THE REVISOR OF STATUTES

February 17, 2014

We herewith transmit:

Without comment, HB14-1060, 1125, 1166, 1169, and 1190.
Without comment, as amended, HB14-1117 and 1183.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday,
February 18, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

42nd Legislative Day Tuesday, February 18, 2014

- Prayer 10
 By the chaplain, Pastor Carl Nelson, Director of Pastoral Care at Village Seven
 Presbyterian Church, Colorado Springs. 11
- Call to Order 12
 By the President *pro tem* at 9:00 a.m. 13
- Pledge 14
 By Senator Herpin. 15
- Roll Call 16
 Present--34 17
 Absent--1, Jones. 18
 Present later--1, Jones. 19
- Quorum 20
 The President announced a quorum present. 21
- Reading of Journal 22
 On motion of Senator Kerr, reading of the Journal of Monday, February 17, 2014, was
 dispensed with and the Journal was approved as corrected by the Secretary. 23

COMMITTEE OF REFERENCE REPORTS

- Business, Labor, & Technology 24
 After consideration on the merits, the Committee recommends that **HB14-1146** be
 referred to the Committee of the Whole with favorable recommendation. 25
- Judiciary 26
 After consideration on the merits, the Committee recommends that **SB14-092** be amended 27
 as follows, and as so amended, be referred to the Committee on Appropriations with 28
 favorable recommendation. 29

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

"SECTION 1. In Colorado Revised Statutes, **add** 18-5-211 as follows:

18-5-211. Insurance fraud - definitions. (1) A PERSON COMMITS INSURANCE FRAUD IF THE PERSON DOES ANY OF THE FOLLOWING:

(a) WITH AN INTENT TO DEFRAUD PRESENTS OR CAUSES TO BE PRESENTED AN APPLICATION FOR THE ISSUANCE OR RENEWAL OF AN INSURANCE POLICY, WHICH APPLICATION, OR DOCUMENTATION IN SUPPORT OF SUCH APPLICATION OR RENEWAL, CONTAINS FALSE MATERIAL INFORMATION OR WITHHOLDS MATERIAL INFORMATION THAT IS REQUESTED BY THE INSURER AND RESULTS IN THE ISSUANCE OF AN INSURANCE POLICY OR INSURANCE COVERAGE FOR THE APPLICANT OR ANOTHER;

(b) WITH AN INTENT TO DEFRAUD PRESENTS OR CAUSES TO BE PRESENTED ANY CLAIM FOR A LOSS OR INJURY, WHICH CLAIM CONTAINS FALSE MATERIAL INFORMATION OR WITHHOLDS MATERIAL INFORMATION;

(c) WITH AN INTENT TO DEFRAUD CAUSES OR PARTICIPATES, OR PURPORTS TO BE INVOLVED, IN A VEHICULAR COLLISION, OR ANY OTHER VEHICULAR ACCIDENT, FOR THE PURPOSE OF PRESENTING ANY FALSE OR FRAUDULENT INSURANCE CLAIM;

(d) WITH AN INTENT TO DEFRAUD PRESENTS OR CAUSES TO BE PRESENTED A CLAIM FOR THE PAYMENT OF A LOSS WHERE THE LOSS OR DAMAGE CLAIMED PREEXISTED THE EXECUTION OF THE APPLICABLE

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CONTRACT OF INSURANCE UNLESS OTHERWISE PERMITTED UNDER THE CONTRACT OF INSURANCE OR POLICY; OR

(e) WITH AN INTENT TO DEFRAUD PRESENTS OR CAUSES TO BE PRESENTED ANY WRITTEN, ORAL, OR ELECTRONIC MATERIAL OR STATEMENT AS PART OF, IN SUPPORT OF OR IN OPPOSITION TO, A CLAIM FOR PAYMENT OR OTHER BENEFIT PURSUANT TO AN INSURANCE POLICY, KNOWING THAT THE STATEMENT CONTAINS FALSE MATERIAL INFORMATION OR WITHHOLDS MATERIAL INFORMATION.

(2) AN INSURANCE PRODUCER OR AGENT OF AN INSURANCE PRODUCER COMMITS INSURANCE FRAUD IF HE OR SHE KNOWINGLY MOVES, DIVERTS, OR MISAPPROPRIATES PREMIUM FUNDS BELONGING TO AN INSURER OR UNEARNED PREMIUM FUNDS BELONGING TO AN INSURED OR APPLICANT FOR INSURANCE FROM A PRODUCER'S TRUST OR OTHER ACCOUNT WITHOUT THE AUTHORIZATION OF THE OWNER OF THE FUNDS OR OTHER LAWFUL JUSTIFICATION.

(3) AN INSURANCE PRODUCER OR AGENT OF AN INSURANCE PRODUCER COMMITS INSURANCE FRAUD IF HE OR SHE WITH AN INTENT TO DEFRAUD CREATES, UTTERS, OR PRESENTS A CERTIFICATE OR ANY OTHER EVIDENCE OF INSURANCE CONTAINING FALSE INFORMATION TO ANY PERSON OR ENTITY.

(4) INSURANCE FRAUD COMMITTED IN VIOLATION OF PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION IS A CLASS 1 MISDEMEANOR. INSURANCE FRAUD COMMITTED IN VIOLATION OF PARAGRAPHS (b) TO (e) OF SUBSECTION (1) OF THIS SECTION OR SUBSECTION (2) OR (3) OF THIS SECTION IS A CLASS 5 FELONY.

(5) THE COMMISSIONER OF INSURANCE SHALL REVOKE THE LICENSE TO CONDUCT BUSINESS IN THIS STATE OF ANY LICENSED INSURANCE PRODUCER UNDER ARTICLE 2 OF TITLE 10, C.R.S., WHO IS CONVICTED OF ANY PROVISION UNDER THIS SECTION.

(6) NOTHING IN THIS SECTION PRECLUDES A PROSECUTOR FROM PROSECUTING ANY OTHER OFFENSE.

(7) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "CLAIM" MEANS A DEMAND FOR MONEY, PROPERTY, OR SERVICES PURSUANT TO A CONTRACT OF INSURANCE AS WELL AS ANY DOCUMENTATION IN SUPPORT OF SUCH CLAIM WHETHER SUBMITTED CONTEMPORANEOUSLY WITH THE CLAIM OR AT A DIFFERENT TIME. A CLAIM AND ANY SUPPORTING INFORMATION MAY BE IN WRITTEN, ORAL, ELECTRONIC, OR DIGITAL FORM.

(b) "INSURANCE" HAS THE SAME MEANING AS DEFINED IN SECTION 10-1-102 (12), C.R.S.

(c) "INSURANCE PRODUCER" HAS THE SAME MEANING AS DEFINED IN SECTION 10-2-103 (6), C.R.S.

(d) "INSURER" HAS THE SAME MEANING AS DEFINED IN SECTION 10-1-102 (13), C.R.S.

(e) "MATERIAL INFORMATION" IS A STATEMENT OR ASSERTION DIRECTLY PERTAINING TO AN APPLICATION FOR INSURANCE OR AN INSURANCE CLAIM THAT A REASONABLE PERSON MAKING SUCH AN ASSERTION KNOWS OR SHOULD KNOW WILL AFFECT THE ACTION, CONDUCT, OR DECISION OF THE PERSON WHO RECEIVES OR IS INTENDED TO RECEIVE THE ASSERTED INFORMATION IN A MANNER THAT WOULD DIRECTLY OR INDIRECTLY BENEFIT THE PERSON MAKING THE ASSERTION.

SECTION 2. In Colorado Revised Statutes, 10-2-801, **amend** (3); and **add** (1.5) as follows:

10-2-801. Licenses - denial, suspension, revocation, termination - reporting of actions - definitions. (1.5) THE COMMISSIONER SHALL REVOKE THE LICENSE OF AN INSURANCE PRODUCER LICENSE IF, AFTER NOTICE TO THE INSURANCE PRODUCER LICENSEE AND AFTER A HEARING HELD IN ACCORDANCE WITH SECTIONS 24-4-104 AND 24-4-105, C.R.S., THE COMMISSIONER FINDS THAT THE LICENSEE WAS CONVICTED UNDER SECTION 18-5-211, C.R.S.

(3) (a) A producer or business entity shall report to the commissioner any administrative action taken against the producer in another jurisdiction or by another governmental agency in this state within thirty days after the final disposition of the matter. This report shall include a copy of the order, consent to order, or other relevant legal document.

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(b) A PRODUCER SHALL REPORT WITHIN THIRTY DAYS AFTER THE CONVICTION TO THE COMMISSIONER IF HE OR SHE IS CONVICTED UNDER SECTION 18-5-211, C.R.S.

SECTION 3. In Colorado Revised Statutes, 10-4-1002, **amend** (1.5) as follows:

10-4-1002. Definitions. As used in this part 10, unless the context otherwise requires:

(1.5) "Fraudulent insurance act" has the meaning set forth in section 10-1-128 OR MEANS THE COMMISSION OF INSURANCE FRAUD PURSUANT TO SECTION 18-5-211, C.R.S.

SECTION 4. Potential appropriation. Pursuant to section 2-2-703, Colorado Revised Statutes, any bill that results in a net increase in periods of imprisonment in the state correctional facilities must include an appropriation of moneys that is sufficient to cover any increased capital construction and operational costs for the first five fiscal years in which there is a fiscal impact. Because this act may increase periods of imprisonment, this act may require a five-year appropriation.

SECTION 5. Effective date - applicability. This act takes effect July 1, 2014, and applies to offenses committed on or after said date.

SECTION 6. 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 **HB14-1086** 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 **HB14-1035** 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 **SB14-051** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

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

"SECTION 1. In Colorado Revised Statutes, 19-5-305, **repeal and reenact, with amendments,** (1), (1.5), and (2); and **add** (6) as follows:

19-5-305. Access to adoption records - contact with parties to adoption - contact preference form and updated medical history statement - definitions. (1) **Confidentiality.** ALL ADOPTION RECORDS ARE CONFIDENTIAL FROM THE GENERAL PUBLIC AND MUST REMAIN CONFIDENTIAL EXCEPT AS DESCRIBED IN SUBSECTIONS (1.5) AND (2) OF THIS SECTION OR UPON DEMONSTRATION OF GOOD CAUSE PURSUANT TO SECTION 19-1-309 OR AS OTHERWISE PROVIDED BY LAW.

(1.5) **Contact preference forms and updated medical history statements from birth parents.** (a) THE STATE REGISTRAR SHALL PRESCRIBE AND MAKE AVAILABLE TO A BIRTH PARENT NAMED ON AN ORIGINAL BIRTH CERTIFICATE IN THE RECORDS OF THE STATE REGISTRAR A CONTACT PREFERENCE FORM ON WHICH THE BIRTH PARENT MAY INDICATE A PREFERENCE REGARDING CONTACT BY THE ADULT ADOPTEE, AN ADULT DESCENDANT OF THE ADOPTEE, OR A LEGAL REPRESENTATIVE OF THE ADOPTEE OR DESCENDANT. THE PURPOSE OF THE CONTACT PREFERENCE FORM IS TO ALLOW THE BIRTH PARENT THE OPPORTUNITY TO INDICATE A PREFERENCE TO BE CONTACTED DIRECTLY, TO BE CONTACTED THROUGH A THIRD PARTY, OR NOT TO BE CONTACTED BY OTHER PARTIES.

(b) THE FORM MUST ALSO INCLUDE SPACE FOR A WRITTEN STATEMENT BY THE BIRTH PARENT, WHICH MAY INCLUDE UPDATED MEDICAL HISTORY ABOUT THE BIRTH PARENT OR OTHER BIOLOGICAL RELATIVES, AN EXPLANATION FOR THE STATED CONTACT PREFERENCE, OR OTHER INFORMATION FOR THE PARTY SEEKING RECORDS. THE MEDICAL

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HISTORY STATEMENT FORM MUST INDICATE THAT THE BIRTH PARENT IS WAIVING CONFIDENTIALITY OF ANY MEDICAL INFORMATION SUPPLIED IN THE STATEMENT WITH RESPECT TO THE ADOPTEE, AN ADULT DESCENDANT OF THE ADOPTEE, OR A LEGAL REPRESENTATIVE OF SUCH INDIVIDUAL, AND TO THE STATE REGISTRAR OR HIS OR HER DESIGNEES.

(c) THE STATE REGISTRAR SHALL MAINTAIN THE CONTACT PREFERENCE FORM AND THE MEDICAL HISTORY STATEMENTS, IF ANY, AND MAKE THEM ACCESSIBLE TO AN INDIVIDUAL WHO IS AN ELIGIBLE PARTY ALLOWED TO RECEIVE ADOPTION RECORDS AS DESCRIBED IN SUBPARAGRAPH (I) OF PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION AND WHO SUBMITS A WRITTEN APPLICATION FORM, PROOF OF IDENTITY, AND AN EXPLANATION OF THE INDIVIDUAL'S RELATIONSHIP TO THE ADOPTEE, IF APPLICABLE. THE STATE REGISTRAR IS AUTHORIZED TO VERIFY THE SUBMISSION OF A CONTACT PREFERENCE FORM OR AN UPDATED MEDICAL HISTORY STATEMENT AND TO PROVIDE A COPY OF A CONTACT PREFERENCE FORM TO A CONFIDENTIAL INTERMEDIARY APPOINTED PURSUANT TO SECTION 19-5-304 OR TO A DESIGNATED EMPLOYEE OF A CHILD PLACEMENT AGENCY WHO IS SEARCHING PURSUANT TO SUBPARAGRAPH (III) OF PARAGRAPH (b) OF SUBSECTION (3) OF THIS SECTION. THE STATE REGISTRAR SHALL MAINTAIN AND MAKE AVAILABLE TO THE PUBLIC ACCURATE STATISTICS ABOUT THE NUMBER OF CONTACT PREFERENCE FORMS ON FILE WITH THE STATE REGISTRAR AND HOW MANY OF THE FORMS STATE A PREFERENCE FOR CONTACT, NO CONTACT, OR CONTACT THROUGH A THIRD PARTY.

(d) (I) AS USED IN THIS SECTION, "ELIGIBLE PARTY" MEANS A PERSON WHO IS ELIGIBLE UNDER SUBPARAGRAPH (I) OF PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION TO HAVE ACCESS TO ADOPTION RECORDS.

(II) THE OPTION ON THE CONTACT PREFERENCE FORM THAT ALLOWS A BIRTH PARENT TO AUTHORIZE OR NOT AUTHORIZE THE RELEASE OF THE ORIGINAL BIRTH CERTIFICATE TO ELIGIBLE PARTIES EXPIRES ON JANUARY 1, 2016. THE STATE REGISTRAR SHALL REVISE THE CONTACT PREFERENCE FORM TO ELIMINATE THIS OPTION, EFFECTIVE JANUARY 1, 2016, AND SHALL NEITHER DISTRIBUTE NOR ACCEPT CONTACT PREFERENCE FORMS ON OR AFTER JANUARY 1, 2016, THAT CONTAIN AN OPTION REGARDING SUCH RELEASE. ON AND AFTER JANUARY 1, 2016, CONTACT PREFERENCE FORMS SHALL ONLY ADDRESS A BIRTH PARENT'S PREFERENCES REGARDING CONTACT AND THE ABILITY TO SUBMIT AN EXPLANATION FOR THE STATED CONTACT PREFERENCE AND TO SUBMIT OR UPDATE MEDICAL HISTORY. A CHILD PLACEMENT AGENCY IS NOT LIABLE TO ANY PERSON FOR THE FAILURE OF A BIRTH PARENT TO SUBMIT A CONTACT PREFERENCE FORM TO THE STATE REGISTRAR. ON AND AFTER JULY 1, 2014, THE STATE REGISTRAR SHALL POST A NOTICE ON THE WEB SITE OF THE OFFICE OF THE STATE REGISTRAR OF VITAL STATISTICS STATING THAT THE CONTACT PREFERENCE FORM WILL BE REVISED TO ELIMINATE THE OPTION TO AUTHORIZE OR OBJECT TO THE RELEASE OF THE ORIGINAL BIRTH CERTIFICATE AND THAT BIRTH PARENTS MAY EXERCISE THIS OPTION PRIOR TO JANUARY 1, 2016.

(III) PRIOR TO ALLOWING ACCESS TO AND PROVIDING A COPY OF AN ORIGINAL BIRTH CERTIFICATE TO AN ELIGIBLE PARTY, THE STATE REGISTRAR MUST PERFORM A DILIGENT SEARCH FOR A CONTACT PREFERENCE FORM EXECUTED PRIOR TO JANUARY 1, 2016, TO ASCERTAIN IF EITHER BIRTH PARENT HAD STATED A PREFERENCE AUTHORIZING OR NOT AUTHORIZING THE RELEASE OF THE ORIGINAL BIRTH CERTIFICATE TO ELIGIBLE PARTIES. IF BOTH BIRTH PARENTS HAVE FILED A CONTACT PREFERENCE FORM EXECUTED PRIOR TO JANUARY 1, 2016, STATING A PREFERENCE TO AUTHORIZE THE RELEASE OF THE ORIGINAL BIRTH CERTIFICATE, THEN THE STATE REGISTRAR MUST RELEASE THE ORIGINAL BIRTH CERTIFICATE TO THE ELIGIBLE PARTY. IF THERE IS NO CONTACT PREFERENCE FORM ON FILE PRIOR TO JANUARY 1, 2016, FROM A BIRTH PARENT NAMED ON THE ORIGINAL BIRTH CERTIFICATE, OR IF A CONTACT PREFERENCE FORM EXECUTED PRIOR TO JANUARY 1, 2016, IS ON FILE THAT STATES A PREFERENCE THAT THE ORIGINAL BIRTH CERTIFICATE NOT BE RELEASED, THEN THE STATE REGISTRAR MAY NOT RELEASE THE ORIGINAL BIRTH CERTIFICATE TO THE ELIGIBLE PARTY PRIOR TO JANUARY 1, 2016, UNLESS THE BIRTH PARENT RESCINDS THE CONTACT PREFERENCE FORM, UPON MUTUAL CONSENT OF TWO OR MORE REUNITED PARTIES, THE

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BIRTH PARENT IS DECEASED, OR THE ELIGIBLE PARTY OBTAINS A COURT ORDER PURSUANT TO SECTION 19-1-309. WHEN ONE BIRTH PARENT HAS AUTHORIZED THE RELEASE OF THE BIRTH CERTIFICATE AND THE OTHER BIRTH PARENT HAS FILED A CONTACT PREFERENCE FORM PRIOR TO JANUARY 1, 2016, NOT AUTHORIZING RELEASE, THE STATE REGISTRAR SHALL ISSUE THE ORIGINAL BIRTH CERTIFICATE TO THE ELIGIBLE PARTY WITH THE NAME OF THE NONCONSENTING PARENT REDACTED.

(2) Legislative declaration - access to adoption records.

(a) THE GENERAL ASSEMBLY TAKES NOTE THAT THE LAW IN COLORADO REGARDING ACCESS TO ADOPTION RECORDS HAS TREATED PERSONS DIFFERENTLY DEPENDING UPON THE LAW IN EFFECT UPON THE DATE OF THE ADOPTION OF THE ADOPTEE AND THAT THE STATUTORY SCHEME HAS BEEN CONFUSING, COMPLICATED, AND AMBIGUOUS. BY REPEALING AND REENACTING PROVISIONS OF THIS SECTION TO REMOVE THOSE VARYING TIME PERIODS AND VARYING LEVELS OF ACCESS OR NONACCESS TO ADOPTION RECORDS BY AN ADULT ADOPTEE OR BY A BIRTH PARENT, IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT ACCESS TO ADOPTION RECORDS NO LONGER BE DEPENDENT UPON THE LAW IN EFFECT ON THE DATE OF THE FINALIZATION OF ADOPTION. THE GENERAL ASSEMBLY DECLARES THAT THE PURPOSE OF THE REVISION OF THIS SUBSECTION (2) IS TO MAKE THE ACCESS TO ADOPTION RECORDS BY MEMBERS OF THE ADOPTION TRIAD MORE UNIFORM AS OUTLINED IN THIS SUBSECTION (2). THE GENERAL ASSEMBLY FURTHER DECLARES THAT IT IS THE INTENT OF THE GENERAL ASSEMBLY TO NOT ABROGATE, LIMIT, OR CHANGE THE HOLDING IN OR AFFECT ANY RIGHTS CREATED UNDER *IN RE J.N.H.*, 209 P.3d 1221 (COLO. APP. 2009) WITH RESPECT TO ACCESS BY AN ADULT ADOPTEE TO THE NAMES OF HIS OR HER BIRTH PARENTS AND TO ALL COURT RECORDS AND PAPERS REGARDING THE ADOPTION OF THE ADULT ADOPTEE. THE GENERAL ASSEMBLY FURTHER DECLARES THAT IN CONSTRUING THIS SECTION, THE COURTS SHOULD LIBERALLY CONSTRUE THIS SECTION IN FAVOR OF RELEASING THE RECORDS.

(b) SUBJECT TO THE PROVISIONS OF SUBSECTION (4) OF THIS SECTION AND IN ADDITION TO INFORMATION EXCHANGED IN A DESIGNATED ADOPTION OR INSPECTION AUTHORIZED BY A COURT UPON GOOD CAUSE SHOWN PURSUANT TO SECTION 19-1-309, ACCESS TO ADOPTION RECORDS BY CERTAIN PARTIES IS GOVERNED BY THE FOLLOWING PROVISIONS:

(I) Adult adoptees, their descendants, and adoptive family members. UPON REQUEST, THE CUSTODIAN OF RECORDS SHALL PROVIDE DIRECT ACCESS TO ALL ADOPTION RECORDS, AS DEFINED IN SECTION 19-1-103 (6.5), FOR INSPECTION AND COPYING BY AN ADULT ADOPTEE, AN ADOPTIVE PARENT OF A MINOR ADOPTEE, A CUSTODIAL GRANDPARENT OF A MINOR ADOPTEE, OR THE LEGAL REPRESENTATIVE OF ANY SUCH INDIVIDUAL. IN ADDITION, THE CUSTODIAN OF RECORDS SHALL PROVIDE DIRECT ACCESS TO ADOPTION RECORDS FOR INSPECTION AND COPYING BY A SPOUSE OF AN ADULT ADOPTEE, AN ADULT DESCENDANT OF AN ADOPTEE, AN ADULT SIBLING OR HALF-SIBLING OF AN ADULT ADOPTEE, AN ADOPTIVE PARENT OR GRANDPARENT OF AN ADULT ADOPTEE, OR THE LEGAL REPRESENTATIVE OF ANY SUCH INDIVIDUAL, IF THE INDIVIDUAL REQUESTING ACCESS HAS THE NOTARIZED WRITTEN CONSENT OF THE ADULT ADOPTEE OR IF THE ADULT ADOPTEE IS DECEASED.

(II) Access by a birth parent to the original birth certificate. A BIRTH PARENT WHO RELINQUISHED A CHILD FOR ADOPTION, WHOSE TERMINATION OF THE PARENT-CHILD LEGAL RELATIONSHIP WAS NOT THE RESULT OF A DEPENDENCY AND NEGLECT ACTION, AND WHO SIGNED OR IS NAMED ON THE ORIGINAL BIRTH CERTIFICATE MAY APPLY TO THE STATE REGISTRAR FOR AND OBTAIN A NONCERTIFIED COPY OF THE UNALTERED ORIGINAL BIRTH CERTIFICATE OF THE CHILD HE OR SHE RELINQUISHED IF THE CHILD WAS BORN IN THIS STATE, OR IF THE CHILD'S ADOPTION WAS FINALIZED IN THIS STATE, OR BOTH.

(III) (A) Access to death certificates of deceased parties. UPON REQUEST OF AN ELIGIBLE PARTY OR A BIRTH PARENT AS DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (b), THE STATE REGISTRAR SHALL CONDUCT A SEARCH OF DEATH CERTIFICATES TO DETERMINE WHETHER AN ADOPTEE OR A BIRTH PARENT IS DECEASED. IF THE STATE REGISTRAR FINDS A DEATH CERTIFICATE FOR THE ADULT ADOPTEE OR THE BIRTH PARENT, THEN THE STATE REGISTRAR SHALL PROVIDE A COPY TO

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THE ELIGIBLE PARTY. THE STATE REGISTRAR MAY COLLECT A FEE FOR CONDUCTING A SEARCH AND FOR MAKING A COPY OF THE DEATH CERTIFICATE.

(B) Access to records pertaining to a deceased party. IF AN ELIGIBLE PARTY OR A BIRTH PARENT AS DESCRIBED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (b) APPLIES TO A CUSTODIAN OF RECORDS FOR ACCESS TO RECORDS ABOUT AN ADULT ADOPTEE OR A BIRTH PARENT AND THE CUSTODIAN OF RECORDS DETERMINES THAT THE PERSON WHOSE RECORDS ARE BEING SOUGHT IS DECEASED OR CAN REASONABLY BE PRESUMED TO BE DECEASED BASED ON THE KNOWN OR ESTIMATED DATE OF BIRTH OF THE SOUGHT PARTY, THE CUSTODIAN OF RECORDS SHALL PROVIDE DIRECT ACCESS TO THE RECORDS FOR INSPECTION AND COPYING BY THE ELIGIBLE PARTY.

(IV) Proof of identification and fees. PRIOR TO RELEASING ANY RECORDS TO ANY ELIGIBLE PARTY ALLOWED TO RECEIVE RECORDS PURSUANT TO THIS SUBSECTION (2), THE CUSTODIAN OF RECORDS MUST REQUIRE THE ELIGIBLE PARTY REQUESTING ACCESS TO PROVIDE PROOF OF IDENTIFICATION. THE CUSTODIAN OF RECORDS MAY CHARGE REASONABLE FEES FOR PROVIDING COPIES OF RECORDS. THE STATE REGISTRAR SHALL TRANSMIT ALL MONEYS COLLECTED PURSUANT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH (b) AND THIS SUBPARAGRAPH (IV) TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE VITAL STATISTICS RECORDS CASH FUND CREATED IN SECTION 25-2-121, C.R.S.

(V) Release of records by child placement agencies and prior written statements of birth parents. NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (b), THE ADOPTION RECORDS, AS DEFINED IN SECTION 19-1-103 (6.5) (a), IN THE POSSESSION OF A CHILD PLACEMENT AGENCY MAY NOT BE OPEN FOR INSPECTION OR MADE AVAILABLE FOR COPYING WITH RESPECT TO ANY IDENTIFYING INFORMATION CONCERNING A BIRTH PARENT IF THE BIRTH PARENT HAS PREVIOUSLY PROVIDED THE COURT AND THE CHILD PLACEMENT AGENCY, IF APPLICABLE, WITH A SIGNED AND NOTARIZED WRITTEN STATEMENT, WITHIN THREE YEARS AFTER THE FINAL ORDER OF RELINQUISHMENT OR TERMINATION OF THE PARENT-CHILD LEGAL RELATIONSHIP, SPECIFYING THAT SUCH PARENT WISHES THE IDENTIFYING INFORMATION CONCERNING THAT PARENT TO REMAIN CONFIDENTIAL; EXCEPT THAT THE ADOPTION RECORDS IN THE POSSESSION OF A CHILD PLACEMENT AGENCY MAY BE OPEN FOR INSPECTION AND MADE AVAILABLE FOR COPYING WITH RESPECT TO IDENTIFYING INFORMATION CONCERNING A BIRTH PARENT IF A BIRTH PARENT PROVIDES A CONSENT FORM, AS DEFINED IN SECTION 19-1-103 (28.5), TO THE CHILD PLACEMENT AGENCY CONSENTING TO THE RELEASE OF IDENTIFYING INFORMATION AND THE RELEASE OF IDENTIFYING INFORMATION IS CONSISTENT WITH THE PROVISIONS OF SUBSECTION (3) OF THIS SECTION. A WRITTEN STATEMENT SPECIFYING THAT A BIRTH PARENT WISHES THE IDENTIFYING INFORMATION CONCERNING THAT PARENT ON FILE WITH A CHILD PLACEMENT AGENCY TO REMAIN CONFIDENTIAL MUST REMAIN IN THE COURT'S AND THE CHILD PLACEMENT AGENCY'S RELINQUISHMENT OR TERMINATION FILE UNLESS LATER WITHDRAWN BY THE PARENT OR SUPERCEDED BY A CONSENT FORM. A CHILD PLACEMENT AGENCY IS NOT LIABLE TO ANY INDIVIDUAL FOR THE FAILURE OF A BIRTH PARENT TO SUBMIT SUCH A WRITTEN STATEMENT TO THE COURT. IN ADDITION TO SUCH A STATEMENT, THE BIRTH PARENT MAY ALSO SUBMIT TO THE COURT AND TO THE CHILD PLACEMENT AGENCY A LETTER OF EXPLANATION THAT THE COURT AND THE CHILD PLACEMENT AGENCY MUST RELEASE TO THE ADOPTEE AT THE TIME THAT THE ADOPTEE MAKES A REQUEST FOR INSPECTION OF THE ADOPTION RECORDS. THIS SUBPARAGRAPH (V) APPLIES ONLY TO ADOPTION RECORDS IN THE POSSESSION OF CHILD PLACEMENT AGENCIES AND DOES NOT APPLY TO ADOPTION RECORDS IN THE POSSESSION OF THE COURT OR ANY OTHER AGENCY, ENTITY, OR PERSON.

(6) Contact between the parties. SUBJECT TO THE PROVISIONS OF SUBSECTION (2) OF THIS SECTION, ANY PARTY MAY SEEK TO MAKE DIRECT CONTACT WITH ANOTHER PARTY OR TO USE THE SERVICES OF A CONFIDENTIAL INTERMEDIARY AS PROVIDED IN SECTION 19-5-304, A LICENSED CHILD PLACEMENT AGENCY AS PROVIDED IN SUBSECTION (3) OF THIS SECTION, OR THE VOLUNTARY ADOPTION REGISTRY MAINTAINED BY

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THE STATE REGISTRAR AS PROVIDED IN SECTION 25-2-113.5, C.R.S.

SECTION 2. In Colorado Revised Statutes, 19-1-103, **amend** (28.7); and **add** (35.3) as follows:

19-1-103. Definitions - repeal. As used in this title or in the specified portion of this title, unless the context otherwise requires:

(28.7) (a) "Contact preference form" means a written statement signed by a birth parent indicating whether the birth parent prefers future contact with an adult adoptee, an adult descendant of the adoptee, or a legal representative of the adoptee or the descendant and, if contact is preferred, whether the contact should be through a confidential intermediary or a designated employee of a child placement agency.

(b) (I) A contact preference form includes an option for a birth parent to authorize the release of an original birth certificate.

(II) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JANUARY 1, 2016.

(35.3) (a) "CUSTODIAN OF RECORDS", AS USED IN SECTION 19-5-305 (1.5) AND (2), MEANS ANY OF THE FOLLOWING INDIVIDUALS OR ENTITIES THAT HAVE CUSTODY OF RECORDS RELATING TO THE RELINQUISHMENT OR ADOPTION OF A CHILD:

(I) A COURT;

(II) A STATE AGENCY; OR

(III) THE LEGAL AGENT OR REPRESENTATIVE OF ANY ENTITY DESCRIBED IN SUBPARAGRAPHS (I) AND (II) OF THIS PARAGRAPH (a).

(b) "CUSTODIAN OF RECORDS", AS USED IN SECTION 19-5-305 (1.5) AND (2), DOES NOT INCLUDE A LICENSED CHILD PLACEMENT AGENCY.

SECTION 3. In Colorado Revised Statutes, 19-5-103, **amend** (2) (g) as follows:

19-5-103. Relinquishment procedure - petition - hearings.

(2) The counseling specified in paragraph (a) of subsection (1) of this section and provided by the department or the child placement agency shall include, but not be limited to, the following:

(g) The confidentiality of all information, except for nonidentifying information as defined in section 19-1-103 (80) that may be accessed as provided in part 4 of this article, obtained by the department and the child placement agency in the course of relinquishment counseling unless the parent provides written permission or a release of information is ordered by a court of competent jurisdiction and except for a copy of an original birth certificate that may be obtained by an adult adoptee, adult descendant of an adoptee, or a legal representative of the adoptee or descendant as authorized by section 19-5-305. The counseling shall also include notice that a birth parent has the opportunity to file a written statement specifying that the birth parent's information remain confidential, an explanation of the rights and responsibilities of birth parents who disagree about consent as set forth in section 19-5-305, (2); and notice that a birth parent has the opportunity to sign and submit a contact preference form and updated medical history statements to the state registrar as set forth in section 19-5-305 (1.5).

SECTION 4. In Colorado Revised Statutes, **amend** 19-5-301 (1) as follows:

19-5-301. Legislative declaration. (1) The general assembly hereby finds and declares that adult adoptees, adoptive parents, biological parents, and biological siblings should have a ~~qualified~~ right of access to ~~any~~ CERTAIN records regarding their or their child's adoption or the adoption of their offspring or siblings AS OUTLINED IN SECTION 19-5-305 and that such a ~~qualified~~ right must coexist with the right of such parties to privacy and confidentiality. The general assembly also finds that an adult adoptee, his biological or adoptive parent, or his biological sibling may desire to obtain information about each other at different points in time. Furthermore, the general assembly finds that confidentiality FROM THE GENERAL PUBLIC is essential to the adoption process and that any procedure to access information which relates to an adoption TO SEARCH FOR UNKNOWN RELATIVES THROUGH A CONFIDENTIAL INTERMEDIARY OR A LICENSED CHILD PLACEMENT AGENCY must be designed to maintain confidentiality and to respect the wishes of all involved parties.

SECTION 5. In Colorado Revised Statutes, 19-5-304, **repeal** (2) (b) (III) as follows:

19-5-304. Confidential intermediaries - confidential

intermediary services. (2) (b) The court-appointed confidential intermediary shall make a diligent search of the adoption records and post-adoption records in an effort to find the sought-after relative. If the confidential intermediary successfully locates the relative sought, the confidential intermediary shall provide that relative with the opportunity to:

(III) ~~Consent to or refuse to authorize disclosure of the adoption records to the person seeking such access.~~

SECTION 6. Effective date - applicability. This act takes effect July 1, 2014, and applies to requests for access to adoption records on or after said date.

SECTION 7. 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 **SB14-116** be **postponed indefinitely**.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB14-074** 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 confirmed:

**MEMBERS OF THE
COLORADO BOARD OF VETERANS AFFAIRS**

effective June 30, 2013, for a term expiring June 30, 2015:

Christopher M. 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, and occasioned by the resignation of Franklin DB Jackson of Denver, Colorado, appointed;

effective June 30, 2013, for terms expiring June 30, 2017:

Jason Anderson Vitley Crow of Denver, Colorado, a Democrat and a veteran who has been honorably released or separated from the Armed Forces of the United States, reappointed;

Rene Joseph Simard of Highlands Ranch, Colorado, a Republican and a veteran who has been honorably released or separated from the armed forces of the United States, appointed.

SENATE SERVICES REPORT

Correctly Printed: SB14-147 and 148.

Correctly Engrossed: SB14-101, 112 and 137.

Correctly Reengrossed: SB14-119, 132 and 138.

Correctly Rerevised: HB14-1004, 1031, 1081, 1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249, 1250, 1251 and 1252.

MESSAGE FROM THE HOUSE

February 17, 2014

Madam President:

The House has voted to concur in the Senate amendments to HB14-1078, 1164 and has repassed the bills as so amended.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB14-1060** by Representative(s) Mitsch Bush; also Senator(s) Schwartz--Concerning the authority of a municipality to compensate members of a municipal planning commission.
Local Government
- HB14-1117** by Representative(s) Schafer, Ginal, Landgraf, McCann, Singer, Wright, Fields, Becker, Kraft-Tharp; also Senator(s) Roberts--Concerning the creation of the Colorado premature birth commission.
Health & Human Services
- HB14-1125** by Representative(s) Mitsch Bush; also Senator(s) Balmer--Concerning the circumstances under which a unit owners' association may disclose contact information for members and residents under the "Colorado Common Interest Ownership Act".
Local Government
- HB14-1166** by Representative(s) Vigil; also Senator(s) Tochtrop--Concerning the renewal of concealed handgun permits by Colorado county sheriffs.
State, Veterans, & Military Affairs
- HB14-1169** by Representative(s) Dore and Garcia, Exum, Fields, Landgraf, Navarro, Rankin; also Senator(s) Tochtrop--Concerning the repeal of the volunteer firefighter advisory committee.
Local Government
- HB14-1183** by Representative(s) Fields, Garcia, Becker, Buckner, Court, Duran, Exum, Fischer, Foote, Ginal, Labuda, Lee, May, McLachlan, Melton, Mitsch Bush, Moreno, Pabon, Peniston, Pettersen, Ryden, Salazar, Schafer, Tyler, Vigil, Williams; also Senator(s) Jones--Concerning the reinstatement of the authority for active military personnel to practice professionally.
Business, Labor, & Technology
- HB14-1190** by Representative(s) Ryden; also Senator(s) King, Guzman--Concerning the factors that are used to determine the financial capacity to provide matching moneys of a school district or board of cooperative services that has applied for financial assistance under the "Building Excellent Schools Today Act".
Education

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**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:

SB14-097 by Senator(s) Tochtrop; --Concerning the immunity of public agencies against liability arising from the wildfire mitigation activities of insurance companies.

Laid over until Wednesday, 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:

SB14-126 by Senator(s) King; also Representative(s) Sonnenberg--Concerning the reclassification of the state lottery division as a type 1 agency.

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	N	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	N	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	N	Ulibarri	Y
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	N
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-101 by Senator(s) Kefalas; also Representative(s) Ginal--Concerning establishment of the unauthorized use of certain veterinary technician titles as a deceptive trade practice under the "Colorado Consumer Protection Act".

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

Co-sponsor(s) added: Hodge and Nicholson.

SB14-112 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Duran and Gerou, May-- Concerning a requirement that all financial assistance awarded from the public school capital construction assistance fund under the "Building Excellent Schools Today Act" be subject to annual 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Crowder.

SB14-137 by Senator(s) Jahn; also Representative(s) McNulty--Concerning certification of workers' compensation insurance forms.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

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

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 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:

SB14-017 by Senator(s) Roberts and Hodge; also Representative(s) Vigil and Coram, Fischer--
Concerning a limitation on the approval of real estate developments that use water rights
decreed for agricultural purposes to irrigate lawn grass.

Laid over until Friday, February 21, retaining its place on the calendar.

SB14-043 by Senator(s) Grantham, Tochtrop; also Representative(s) Priola--Concerning the inclusion
of certain land areas used to grow products that originate above the ground within the
classification of "all other agricultural property" for property tax purposes.

Laid over until Wednesday, February 19, retaining its place on the calendar.

SB14-125 by Senator(s) Jahn and Harvey, Baumgardner, Cadman, Crowder, Grantham, Herpin,
Hodge, Johnston, Lambert, Marble, Newell, Rivera, Steadman, Todd, Zenzinger; also
Representative(s) Pabon and Szabo--Concerning the regulation of transportation network
companies, and, in connection therewith, requiring transportation network companies to
carry liability insurance, conduct background checks on transportation network company
drivers, inspect transportation network company vehicles, and obtain a permit from the
public utilities commission.

Laid over until Friday, February 21, retaining its place on the calendar.

SB14-103 by Senator(s) Guzman; also Representative(s) Fischer--Concerning the phase-out of the
sale of certain low-efficiency plumbing fixtures.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 14, page(s) 262 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	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	Y
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

- Passed on second reading: SB14-103 as amended.
- Laid over until Wednesday, February 19: SB14-043.
- Laid over until Friday, February 21: SB14-017, SB14-125.

CONSIDERATION OF RESOLUTIONS

SJR14-013 by Senator(s) Cadman and Carroll; also Representative(s) DelGrosso and Ferrandino-- Concerning support for Denver's bid to host the 2016 Republican National Convention.

On motion of Minority Leader Cadman, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

HJR14-1002 by Representative(s) Coram, Mitsch Bush, Sonnenberg; also Senator(s) Schwartz, Brophy, Roberts--Concerning a special exemption from interstate highway weight limits for divisible truck loads carrying forest products.

On motion of Senator Schwartz, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Guzman, Heath and Newell.

Majority Leader Heath announced that the confirmations of appointees to the following boards and commissions (Hospital Provider Fee Oversight and Advisory Board, Board of Trustees for Adams State University, State Agricultural Commission, State Board of Stock Inspection Commissioners) would be removed from the Consideration of Governor's Appointments calendar of Tuesday, February 18 and placed on the Consideration of Governor's Appointments--Consent Calendar of Tuesday, February 18.

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

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

MEMBERS OF THE
HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD

for terms expiring May 15, 2017:

- Dr. Jeremiah A. Bartley of Brighton, Colorado, a member of the health care industry who does not represent a hospital or health insurance carrier, reappointed;
- Mirna Ramirez-Castro of Thornton, Colorado, a consumer of health care who is not a representative or an employee of a hospital, health insurance carrier, or other health care industry entity, appointed;
- James E. Shmerling of Denver, Colorado, an employee of a safety-net hospital in Colorado, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

effective December 31, 2013, for terms expiring December 31, 2017:

- Arnold Salazar of Alamosa, Colorado, a Democrat, to serve as a representative of Alamosa County, reappointed;
- Kathleen J. Rogers of Alamosa, Colorado, a Republican, to serve as a representative of Alamosa County, appointed;
- Randy Wright of Alamosa, Colorado, a Republican, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBER OF THE
STATE AGRICULTURAL COMMISSION

for a term expiring March 1, 2015:

Segundo S. Diaz of Alamosa, Colorado, to serve as an Unaffiliated and Agricultural District Three member, and occasioned by the resignation of Ernest D. Fort of Center, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBER OF THE
STATE BOARD OF
STOCK INSPECTION COMMISSIONERS

for a term expiring May 1, 2017:

Daniel Patrick McCarty of Parachute, Colorado, to represent the non-confinement cattle industry, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MESSAGE FROM THE HOUSE

February 18, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1080, amended as printed in House Journal, February 17, page 303.
 HB14-1040, amended as printed in House Journal, February 17, page 303.
 HB14-1174, amended as printed in House Journal, February 17, page 303.
 HB14-1107, amended as printed in House Journal, February 17, pages 303-304.

The House has voted to concur in the Senate amendments to HB14-1031 and has repassed the bill as so amended.

The House has voted to concur in the Senate amendments to HB14-1238, 1243, 1251 and has repassed the bills as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

February 18, 2014

We herewith transmit:

Without comment, as amended, HB14-1040, 1080, 1107, and 1174.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1164.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, February 19, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

43rd Legislative Day

Wednesday, February 19, 2014

Prayer By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.

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

Pledge By N. "Todd" Hill, who joined the Senate for "Awareness Day for Individuals with Developmental Disabilities". Todd has been with Community Advantage in both Residential and Day Program Services for eight years. Todd's interests include Biblical studies, music, science, and safety preparedness.

Roll Call Present--34
Absent--1, Steadman.
Present Later--1, Steadman.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Kerr, reading of the Journal of Tuesday, February 18, 2014, 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 **HB14-1074** 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 4, strike "the effective date of this act." and substitute "January 1, 2014."

Finance After consideration on the merits, the Committee recommends that **SB14-022** 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 4, strike "**funds.**" and substitute "**funds - definition.**".

Page 3, after line 9 insert:

"(III) FOR PURPOSES OF THIS PART 6, UNLESS THE CONTEXT OTHERWISE REQUIRES, "COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION" MEANS AN ORGANIZATION THAT HAS BEEN CERTIFIED AND MAINTAINS SUCH CURRENT STATUS FROM THE COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND ADMINISTERED BY THE UNITED STATES DEPARTMENT OF THE TREASURY. A "COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION" MUST:

(A) BE A LEGAL ENTITY;

(B) HAVE A PRIMARY MISSION OF PROMOTING COMMUNITY DEVELOPMENT;

(C) BE A FINANCING ENTITY;

(D) PRIMARILY SERVE ONE OR MORE TARGET MARKETS AS

DEFINED BY THE COMMUNITY DEVELOPMENT INSTITUTIONS FUND;
 (E) PROMOTE DEVELOPMENT SERVICES IN CONJUNCTION WITH ITS
 FINANCING ACTIVITIES;
 (F) MAINTAIN ACCOUNTABILITY TO ITS DEFINED TARGET MARKET;
 AND
 (G) BE A NONGOVERNMENTAL ENTITY AND NOT BE UNDER THE
 CONTROL OF ANY GOVERNMENTAL ENTITY; EXCEPT THAT A TRIBAL
 GOVERNMENT IS EXEMPT FROM THE REQUIREMENTS OF THIS
 SUB-SUBPARAGRAPH (G)."

Finance After consideration on the merits, the Committee recommends that **SB14-129** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1018** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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 confirmed:

MEMBER OF THE
 WASTE TIRE ADVISORY COMMITTEE

for a term expiring September 9, 2016:

Richard K. Welle of Centennial, Colorado, to serve as a waste tire processor, reappointed.

Trans- After consideration on the merits, the Committee recommends that **HB14-1056** be portation referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Local After consideration on the merits, the Committee recommends that **HB14-1111** be Government referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Local After consideration on the merits, the Committee recommends that **HB14-1010** be Government referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Local The Committee on Local Government has had under consideration and has had a hearing Government on the following appointments and recommends that the appointments be confirmed:

MEMBERS OF THE
 ENERGY IMPACT ASSISTANCE
 ADVISORY COMMITTEE

for terms expiring August 24, 2017:

Kelly Eugene Arnold of Windsor, Colorado, appointed;

Vicki L. Spencer of Gunnison, Colorado, reappointed;

George B. Shiohita of La Junta, Colorado, reappointed.

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SENATE SERVICES REPORT

Correctly Engrossed: SB14-103; SJR14-013.
Correctly Reengrossed: SB14-101, 112, 126 and 137.
Correctly Revised: HJR14-1002.

On motion of Majority Leader Heath, 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 AND CONSIDERATION OF RESOLUTIONS

SJR14-014 by Senator(s) Jones; also Representative(s) Gardner--Concerning Awareness Day for Individuals with Intellectual and Developmental Disabilities.

On motion of Senator Jones, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

The following resolution was read by title:

SJR14-015 by Senator(s) Crowder; also Representative(s) Garcia--Concerning the designation of a bridge that crosses the Arkansas River on Colorado State Highway 207 as "The SSGT Justin L. Vasquez Memorial Bridge".

Laid over until Thursday, March 6, retaining its place on the calendar.

On motion of Majority Leader Heath, 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.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-149** by Senator(s) Johnston; also Representative(s) Young--Concerning the minimum standards that a private occupational school must satisfy before being issued a certificate of approval to operate in Colorado.
Education
- HB14-1080** by Representative(s) McLachlan and Coram; also Senator(s) Roberts--Concerning a sales and use tax exemption for the Colorado Ute Indians.
Finance
- HB14-1107** by Representative(s) Tyler, Stephens; also Senator(s) Newell--Concerning the authority of the department of revenue to offer taxpayers the option to receive electronic notices.
Finance
- HB14-1174** by Representative(s) Mitsch Bush; also Senator(s) Schwartz and Jones--Concerning the sunset review of the natural areas council.
Agriculture, Natural Resources, & Energy

**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:

- SB14-097** by Senator(s) Tochtrop; also Representative(s) Hamner--Concerning the immunity of public agencies against liability arising from the wildfire mitigation activities of insurance companies.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, Kefalas, King, Lambert, Newell, Roberts, Schwartz 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:

HB14-1241 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of local affairs.

Laid over until Friday, February 21, retaining its place on the calendar.

SB14-121 by Senator(s) Lambert; also Representative(s) Young--Concerning financial assistance for local governments after a declared disaster emergency.

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

Amendment No. 1(L.002), by Senator Lambert.

Amend engrossed bill, page 2, line 12, strike "OR".

Page 2, line 13, strike "125." and substitute "125, OR REQUIRED BY ANY OTHER FEDERAL LAW IN ORDER TO RECEIVE FEDERAL DISASTER RELIEF FUNDS.".

Page 3, line 8, strike "OR".

Page 3, line 9, strike "125." and substitute "125, OR REQUIRED BY ANY OTHER FEDERAL LAW IN ORDER TO RECEIVE FEDERAL DISASTER RELIEF FUNDS.".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Grantham, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Rivera, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

SB14-103 by Senator(s) Guzman; also Representative(s) Fischer--Concerning the phase-out of the sale of certain low-efficiency plumbing fixtures.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Johnston, Kefalas, Nicholson, Schwartz, Steadman and Ulibarri.

Committee of the Whole On motion of Senator Johnston, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Johnston 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:

SB14-043 by Senator(s) Grantham, Tochtrop; also Representative(s) Priola--Concerning the inclusion of certain land areas used to grow products that originate above the ground within the classification of "all other agricultural property" for property tax purposes.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 14, page(s) 254 and placed in members' bill files.)

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

SB14-135 by Senator(s) Brophy, Grantham, Harvey, Renfroe, Lambert, Herpin, Scheffel, Rivera, Baumgardner, Cadman, Crowder, King, Lundberg; also Representative(s) Wright, Nordberg, Humphrey, Priola, Dore, Everett, Gardner, Holbert, McNulty, Rankin, Saine, Scott, Sonnenberg, Szabo--Concerning the repeal of certain provisions concerning the purchasing of firearms in states that are contiguous to Colorado.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, February 17, page(s) 273 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 Johnston, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-043 as amended, SB14-135 as amended.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1078, 1250, 1251, 1252.

TRIBUTES

Honoring:

- Colorado Career and Technical Education, Preparing graduates for high-demand career fields -- By Senator Andy Kerr and Senator Rollie Heath.
- The Members of Mountain View Homemakers Club, 50 years of excellent service and contributions to the community -- By Senator Ellen Roberts.
- The Honorable Judge Roger Cisneros, On the Occasion of his 90th Birthday and 12 years of service as a Colorado State Senator -- By Senator Irene Aguilar.
- Mountain Family Health Centers, Providing comprehensive health care for Colorado's mountain communities -- By Senator Gail Schwartz.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday, February 20, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

44th Legislative Day

Thursday, February 20, 2014

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Prayer	By the chaplain, Dr. Gene Selander, Crystal Clear Ministries, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Herpin.	15
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Roll Call	Present--34	17
	Excused--1, Hill.	18
	Present later--1, Hill.	19
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Quorum	The President announced a quorum present.	21
		22
Reading of Journal	On motion of Senator Kerr, reading of the Journal of Wednesday, February 19, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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Judiciary	After consideration on the merits, the Committee recommends that SB14-010 be postponed indefinitely .	38
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Judiciary	After consideration on the merits, the Committee recommends that HB14-1073 be referred to the Committee of the Whole with favorable recommendation.	41
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Education	After consideration on the merits, the Committee recommends that SB14-086 be postponed indefinitely .	45
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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 appointment and recommends that the appointment be confirmed:	50
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	for a term expiring June 30, 2018:	59
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	Neil Peck of Denver, Colorado, appointed.	61
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COMMITTEE OF REFERENCE REPORTS

**MEMBER OF THE
STATE PERSONNEL BOARD**

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 confirmed:

MEMBERS OF THE
STATE PLUMBING BOARD

effective July 1, 2013 for a term expiring July 1, 2015:

Robin A. Vidimos of Centennial, Colorado, an Unaffiliated member of the public at large, reappointed;

effective July 1, 2013 for terms expiring July 1, 2017:

Janice K. Snidow of Thornton, Colorado, a Democrat and a journeyman plumber, reappointed;

James Vernon of Fountain, Colorado, a Republican, and member or employee of a local government agency conducting plumbing inspections, reappointed; and

for a term expiring July 1, 2017:

Matthew Ray Wagy of Greeley, Colorado, a Republican and a master plumber, 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 confirmed:

MEMBERS OF THE
STATE ELECTRICAL BOARD

for terms expiring July 1, 2016:

Michael Allen Miller of Centennial, Colorado, to serve as an electrical contractor who has a master's license, appointed; and

David Roderick Olson of Niwot, Colorado, a member of the public at large, appointed.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB14-1079** 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 **HB14-1024** be **referred** to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SB14-149; SJR14-014 and 015.

Correctly Engrossed: SB14-043 and 135; SJR14-014.

Correctly Reengrossed: SB14-097, 103 and 121.

Correctly Enrolled: SB14-004, 019 and 025.

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MESSAGE FROM THE HOUSE

February 19, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1177, 1194, 1121, 1215.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1160, amended as printed in House Journal, February 18, page 311. HB14-1126, amended as printed in House Journal, February 18, page 312.

The House has adopted and returns herewith SJR14-014, SJR14-005, SJR14-013.

MESSAGE FROM THE REVISOR OF STATUTES

February 19, 2014

We herewith transmit:

Without comment, HB14-1121, 1177, 1194, and 1215.
Without comment, as amended, HB14-1126 and 1160.

On motion of Majority Leader Heath, 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

SJR14-012 by Senator(s) Kefalas and Newell, Crowder, Todd, Zenzinger; also Representative(s) McCann, Conti, May, Stephens--Concerning human trafficking awareness advocacy day.

On motion of Senator Kefalas, the resolution was read at length.

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

Amend introduced joint resolution, page 3, strike lines 10 through 14 and substitute:

"That the General Assembly, in recognition of Human Trafficking Awareness Advocacy Day on February 20, 2014, will build upon the "4Ps"—Prevention, Protection, Prosecution, and Partnerships—as set forth by the United Nations, which are utilized by the United States federal government and serve as a framework for the Laboratory to Combat Human Trafficking's Colorado Project to Comprehensively Combat Human Trafficking (Colorado Project).".

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Grantham, Guzman, Harvey, Heath, Herpin, Hodge, Jahn, Johnston, Jones, Kerr, King, Lambert, Lundberg, Marble, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop and Ulibarri.

On motion of Majority Leader Heath, 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

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

SB14-043 by Senator(s) Grantham, Tochtrop; also Representative(s) Priola--Concerning the inclusion of certain land areas used to grow products that originate above the ground within the classification of "all other agricultural property" for property tax purposes.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jahn, Kefalas, King, Lambert, Lundberg, Marble, Rivera, Scheffel, Schwartz and Ulibarri.

SB14-135 by Senator(s) Brophy, Grantham, Harvey, Renfroe, Lambert, Herpin, Scheffel, Rivera, Baumgardner, Cadman, Crowder, King, Lundberg; also Representative(s) Wright, Nordberg, Humphrey, Priola, Dore, Everett, Gardner, Holbert, McNulty, Rankin, Saine, Scott, Sonnenberg, Szabo--Concerning the repeal of certain provisions concerning the purchasing of firearms in states that are contiguous to 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	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman, Jahn, Johnston, Kefalas, Kerr, Marble, Nicholson, Roberts, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

Committee of the Whole On motion of Senator Aguilar, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Aguilar 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:

HB14-1086 by Representative(s) Murray, Court; also Senator(s) Jones--Concerning a requirement that a legal notice published in a newspaper is also published on a statewide web site maintained by a majority of Colorado newspapers.

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

HB14-1035 by Representative(s) Gardner; also Senator(s) Johnston--Concerning collection of restitution ordered pursuant to a deferred judgment.

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 Aguilar, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1086, HB14-1035.

Committee of the Whole

On motion of Senator Aguilar, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Aguilar 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:

HB14-1146 by Representative(s) Becker; also Senator(s) Tochtrop--Concerning a prohibition against greyhound racing in Colorado.

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 Aguilar, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1146.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

MEMBERS OF THE COLORADO BOARD OF VETERANS AFFAIRS

effective June 30, 2013, for a term expiring June 30, 2015:

Christopher M. 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, and occasioned by the resignation of Franklin DB Jackson of Denver, Colorado, appointed;

effective June 30, 2013, for terms expiring June 30, 2017:

Jason Anderson Vitley Crow of Denver, Colorado, a Democrat and a veteran who has been honorably released or separated from the Armed Forces of the United States, reappointed;

Rene Joseph Simard of Highlands Ranch, Colorado, a Republican 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	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MESSAGE FROM THE GOVERNOR

February 19, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-007 CONCERNING AUTHORITY FOR A BOARD OF COUNTY COMMISSIONERS TO TRANSFER COUNTY GENERAL FUND MONEYS TO ITS COUNTY ROAD AND BRIDGE FUND AFTER A DECLARED DISASTER EMERGENCY IN THE COUNTY.

Approved February 19, 2014 at 11:08 a.m.

SB14-026 CONCERNING THE REMOVAL OF CERTAIN STATUTORY PRINTING REQUIREMENTS FOR INFORMATION PROVIDED BY THE DIVISION OF WATER RESOURCES.

Approved February 19, 2014 at 11:13 a.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

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

February 10, 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, appoint, reappoint and submit to your consideration, the following:

**MEMBER OF THE
JUVENILE PAROLE BOARD**

for a term expiring November 15, 2017:

Patricia J. Kelly of Franktown, Colorado, to serve as a public member/not employed by state government, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 2/18/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Judiciary

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Representative Sonnenberg was removed as a House joint prime sponsor with Representative May and Senator Jahn on SB14-093.

Upon announcement of President Carroll, Representative Navarro will be added as a House joint prime sponsor with Representative Garcia and Senator Crowder on SJR14-015.

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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday, February 21, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

45th Legislative Day Friday, February 21, 2014

- Prayer 10
 By the chaplain, Rabbi Joshua Rose, Congregation Har HaShem, Boulder. 11
- Call to Order 12
 By the President *pro tem* at 9:00 a.m. 13
- Pledge 14
 By Senator Herpin. 15
- Roll Call 16
 Present--34 17
 Excused--1, Renfroe. 18
 Present later--1, Renfroe. 19
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- Quorum 21
 The President announced a quorum present. 22
- Reading of Journal 23
 On motion of Senator Kerr, reading of the Journal of Thursday, February 20, 2014, was 24
 dispensed with and the Journal was approved as corrected by the Secretary. 25

COMMITTEE OF REFERENCE REPORTS

- Education 30
 The Committee on Education has had under consideration and has had a hearing on the 31
 following appointments and recommends that the appointments be confirmed: 32

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

for terms expiring December 31, 2017: 33
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 Scott C. Johnson of Kit Carson, Colorado, to serve as a member who has substantial 36
 experience in the production of agriculture, and as a Republican, reappointed; 37
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 Jane Robbe Rhodes of Pueblo West, Colorado, to serve as a Republican, appointed; and 39
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 Nancy R. Tuor of Parker, Colorado, to serve as a Democrat, appointed. 41

- Education 42
 The Committee on Education has had under consideration and has had a hearing on the 43
 following appointment and recommends that the appointment be confirmed: 44

MEMBER OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

effective December 31, 2013, for a term expiring December 31, 2017: 45
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 Jean K. White of Hayden, Colorado, a Republican and a resident of the 3rd Congressional 48
 District, reappointed. 49

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Education

After consideration on the merits, the Committee recommends that **SB14-114** 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 4, after "**mission.**" insert "(1) (a)".

Page 2, line 11, after "programs." insert "FOR BACCALAUREATE DEGREE STUDENTS RESIDING IN COLORADO, CSU GLOBAL CAMPUS SHALL HAVE MODERATELY SELECTIVE ADMISSION STANDARDS. CSU GLOBAL CAMPUS SHALL NOT ADMIT FIRST-TIME FRESHMAN BACCALAUREATE STUDENTS WHO RESIDE IN COLORADO AND WHO ARE UNDER TWENTY-THREE YEARS OF AGE."

Page 2, after line 12 insert:

"(b) CSU GLOBAL CAMPUS SHALL NOT OFFER ASSOCIATE OF ARTS, ASSOCIATE OF SCIENCE, OR ASSOCIATE OF APPLIED SCIENCE DEGREES, BACHELOR OF APPLIED SCIENCE DEGREES, OR CAREER AND TECHNICAL CERTIFICATE PROGRAMS. ADDITIONALLY, CSU-GLOBAL CAMPUS WILL NOT OFFER CONCURRENT ENROLLMENT PROGRAMS, STATE-FUNDED SUPPLEMENTAL ACADEMIC INSTRUCTION, OR STATE-FUNDED BASIC SKILLS COURSES.

(2) (a) ON-LINE BACCALAUREATE DEGREE PROGRAMS THAT WILL BE OFFERED TO STUDENTS RESIDING IN COLORADO AND THAT DID NOT EXIST PRIOR TO THE EFFECTIVE DATE OF THIS SUBSECTION (2) ARE SUBJECT TO REVIEW AND APPROVAL BY THE COLORADO COMMISSION ON HIGHER EDUCATION. IN DETERMINING WHETHER TO APPROVE AN ON-LINE BACCALAUREATE DEGREE PROGRAM, THE COLORADO COMMISSION ON HIGHER EDUCATION SHALL CONSIDER:

(I) WHETHER THE PROGRAM IS IN THE BEST INTERESTS OF THE STATE OF COLORADO;

(II) WHETHER THE PROGRAM IS COST-EFFECTIVE FOR COLORADO STUDENTS; AND

(III) WHETHER THE PROGRAM IS SUFFICIENTLY DISTINGUISHABLE FROM AN EXISTING ON-LINE BACCALAUREATE DEGREE PROGRAM BEING DELIVERED BY A STATE FOUR-YEAR INSTITUTION OF HIGHER EDUCATION, A STATE TWO-YEAR INSTITUTION OF HIGHER EDUCATION, OR JOINTLY BY A STATE TWO-YEAR AND STATE FOUR-YEAR INSTITUTION OF HIGHER EDUCATION.

(b) IN DETERMINING WHETHER TO APPROVE AN ON-LINE BACCALAUREATE DEGREE PROGRAM PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (2), THE COLORADO COMMISSION ON HIGHER EDUCATION MAY CONSULT WITH OTHER STATE INSTITUTIONS OF HIGHER EDUCATION."

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 confirmed:

MEMBER OF THE HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD

for a term expiring May 15, 2015:

John Gardner of Yuma, Colorado, an employee of a rural hospital in Colorado, and to fill the vacancy occasioned by the resignation of Henry Garvin of Alamosa, Colorado, appointed.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1022** be **referred** to the Committee of the Whole with favorable recommendation.

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Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1083 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
Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1099 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
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB14-1008 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 SB14-093 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 printed bill, page 2, line 11, strike "ALL OTHER APPLICABLE LAWS AND".	21 22 23
	Page 2, strike line 12.	24 25
	Page 5, line 24, after "town" insert "THAT OWNS ELECTRIC POWER PRODUCING OR DISTRIBUTION FACILITIES".	26 27 28
	Page 6, strike lines 11 and 12 and substitute "CONSTITUTION.".	29 30
	Amend printed bill, Page 6, before line 13 insert:	31 32
	"SECTION 6. In Colorado Revised Statutes, add 38-5-109 as follows:	33 34 35
	38-5-109. Siting of pipelines that transport hazardous liquids - assistance of department of local affairs - definitions. (1) FOR PURPOSES OF THIS SECTION:	36 37 38
	(a) "HAZARDOUS LIQUIDS" MEANS:	39
	(I) PETROLEUM OR A PETROLEUM PRODUCT;	40
	(II) NONPETROLEUM FUEL, INCLUDING BIOFUEL, THAT IS FLAMMABLE, TOXIC, OR CORROSIVE OR WOULD BE HARMFUL TO THE ENVIRONMENT IF RELEASED IN SIGNIFICANT QUANTITIES; OR	41 42 43
	(III) A SUBSTANCE THAT THE FEDERAL SECRETARY OF TRANSPORTATION DECIDES MAY POSE AN UNREASONABLE RISK TO LIFE OR PROPERTY WHEN TRANSPORTED BY A PIPELINE IN A LIQUID STATE, EXCEPT FOR LIQUEFIED NATURAL GAS.	44 45 46 47
	(b) "PIPELINE" MEANS A PIPE WITH A NOMINAL DIAMETER OF SIX INCHES OR MORE THAT IS DESIGNED TO TRANSPORT HAZARDOUS LIQUIDS, BUT DOES NOT INCLUDE A PIPE DESIGNED TO TRANSPORT A HAZARDOUS LIQUID BY GRAVITY OR A PIPE DESIGNED TO TRANSPORT OR STORE A HAZARDOUS LIQUID WITHIN A REFINING, STORAGE, OR MANUFACTURING FACILITY.	48 49 50 51 52 53
	(2) IF A PIPELINE COMPANY OR ANY OTHER PERSON OR ENTITY SEEKS APPROVAL FOR SITING OF A PIPELINE, AND THE COUNTY OR MUNICIPALITY THAT HAS JURISDICTION OVER THE PROPOSED ROUTE DOES NOT HAVE THE FINANCIAL OR STAFF RESOURCES TO THOROUGHLY EVALUATE THE CURRENT AND FUTURE SAFETY RISKS OF SITING THE PIPELINE AS REQUESTED, THE COUNTY OR MUNICIPALITY SHALL SEEK PROFESSIONAL ASSISTANCE IN EVALUATING SUCH RISKS. THE PERSON OR ENTITY SEEKING APPROVAL FOR THE SITING OF THE PIPELINE SHALL PAY THE COSTS OF SUCH PROFESSIONAL ASSISTANCE. THE COUNTY OR MUNICIPALITY MAY REQUEST THAT THE DEPARTMENT OF LOCAL AFFAIRS HELP IT TO IDENTIFY PERSONS WHO CAN RENDER SUCH PROFESSIONAL ASSISTANCE. THE DEPARTMENT SHALL PROVIDE SUCH HELP TO ANY SUCH COUNTY OR MUNICIPALITY UPON REQUEST AND WITHIN ITS EXISTING APPROPRIATIONS. NOT LATER THAN JULY 1, 2014, THE DEPARTMENT SHALL NOTIFY THE GOVERNING BODY OF EACH COUNTY AND MUNICIPALITY IN THIS STATE OF THE REQUIREMENTS OF THIS SUBSECTION (2)."	54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69

Renumber succeeding section accordingly.

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **SB14-023** 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, 37-92-103, add (11.5) as follows:

37-92-103. Definitions. As used in this article, unless the context otherwise requires:

(11.5) (a) "WATER EFFICIENCY SAVINGS" MEANS AN AMOUNT OF WATER, AS DETERMINED IN A WATER COURT PROCEEDING, BY WHICH DITCH SEEPAGE, SURFACE RUN-OFF, RETURN FLOW, OR TAIL-WATER RETURN WILL BE REDUCED AS A RESULT OF STRUCTURAL IMPROVEMENTS THAT INCREASE THE EFFICIENCY OF WATER STORAGE, DIVERSION, CONVEYANCE, APPLICATION, OR USE PRACTICES ASSOCIATED WITH A WATER RIGHT.

(b) WATER EFFICIENCY SAVINGS CAN BE DERIVED ONLY FROM:
(I) WATER THAT IS NOT CONSUMED UNDER EXISTING PRACTICES.
(II) WATER RIGHTS THAT ARE USED SOLELY FOR AGRICULTURAL IRRIGATION OR STOCK WATERING PURPOSES IN WATER DIVISION 4, 5, 6, OR 7.

(c) "WATER EFFICIENCY SAVINGS" DOES NOT INCLUDE:
(I) WATER DERIVED FROM THE SALVAGE OF TRIBUTARY WATERS BY THE ERADICATION OF PHREATOPHYTES; OR
(II) ANY PORTION OF HISTORIC WATER DIVERSIONS THAT WERE NOT DECREED OR THAT WERE NOT REASONABLY EFFICIENT AS DETERMINED BY THE WATER JUDGE.

SECTION 2. In Colorado Revised Statutes, 37-92-305, add (3.3) as follows:

37-92-305. Standards with respect to rulings of the referee and decisions of the water judge. (3.3) (a) WATER EFFICIENCY SAVINGS ARE AN INTEREST IN WATER THAT CAN BE TRANSFERRED TO THE COLORADO WATER CONSERVATION BOARD IN WATER DIVISION 4, 5, 6, OR 7 SUBJECT TO THE REQUIREMENTS APPLICABLE TO A CHANGE OF WATER RIGHT AND THE FOLLOWING STANDARDS AND LIMITATIONS:

(I) THE WATER JUDGE MAY APPROVE A CHANGE OF WATER RIGHT FOR WATER EFFICIENCY SAVINGS TO INSTREAM FLOW USE ONLY IF:

(A) THE COLORADO WATER CONSERVATION BOARD HAS ACCEPTED THE TRANSFER OF WATER EFFICIENCY SAVINGS FOR INSTREAM FLOW USE UNDER SECTION 37-92-102 (3);

(B) THE CHANGE WILL NOT MATERIALLY INJURE VESTED WATER RIGHTS OR DECREED CONDITIONAL WATER RIGHTS AND STREAM CONDITIONS ARE MAINTAINED IN TIME, PLACE, AND AMOUNT, INCLUDING REPLACEMENT OF RETURN FLOWS, AS NECESSARY TO AVOID SUCH INJURY; AND

(C) THE CHANGE WILL NOT ADVERSELY AFFECT COLORADO'S ENTITLEMENTS OR OBLIGATIONS UNDER INTERSTATE COMPACTS OR UNITED STATES SUPREME COURT EQUITABLE APPORTIONMENT DECREES;

(II) THE CHANGE DECREE MUST IDENTIFY:

(A) THE AMOUNT OF WATER EFFICIENCY SAVINGS AND THE REDUCED RATE OF DIVERSION;

(B) THE FLOW RATE OF THE INSTREAM FLOW RIGHT;

(C) THE STREAM REACH WITHIN WHICH THE WATER EFFICIENCY SAVINGS WILL BE USED AS INSTREAM FLOW, THE UPSTREAM TERMINUS OF WHICH MUST BE NO HIGHER THAN THE HISTORIC POINT OF DIVERSION AND THE DOWNSTREAM TERMINUS OF WHICH MUST BE NO LOWER THAN THE LOWEST POINT OF HISTORIC RETURN FLOWS; AND

(D) ALL TERMS AND CONDITIONS NECESSARY TO AVOID INJURY. IF THERE ARE VESTED WATER RIGHTS OR DECREED CONDITIONAL WATER RIGHTS BETWEEN THE UPSTREAM TERMINUS AND DOWNSTREAM TERMINUS OF THE IDENTIFIED INSTREAM FLOW REACH, THE WATER JUDGE SHALL ENSURE THE MAINTENANCE OF THE STREAM CONDITIONS ON WHICH SUCH INTERVENING WATER RIGHTS HISTORICALLY RELIED, INCLUDING

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REPLACEMENT OF RETURN FLOWS IN THE IDENTIFIED REACH, AS NECESSARY TO AVOID MATERIAL INJURY.

(b) WATER EFFICIENCY SAVINGS THAT HAVE BEEN CHANGED PURSUANT TO THIS SUBSECTION (3.3) ARE NOT SUBJECT TO ABANDONMENT DURING THE PERIOD OF THE INSTREAM FLOW USE BY THE COLORADO WATER CONSERVATION BOARD.

(c) THE WATER JUDGE MAY INCLUDE IN THE CHANGE DECREE CONDITIONS PURSUANT TO WHICH THE ORIGINAL DECREED DIVERSION RATE MAY BE PRESERVED FOR A FUTURE USE BY THE WATER RIGHT OWNER WHO IMPLEMENTS THE STRUCTURAL IMPROVEMENTS REFERRED TO IN SECTION 37-92-103 (11.5) (a) IF USE OF THE STRUCTURAL IMPROVEMENTS IS DISCONTINUED.

(d) IN THE PROCEEDINGS TO CHANGE WATER EFFICIENCY SAVINGS TO INSTREAM FLOW USE, THE WATER JUDGE SHALL QUANTIFY HISTORIC CONSUMPTIVE USE ONLY IF NECESSARY TO CALCULATE THE AMOUNT OF WATER BY WHICH DITCH SEEPAGE, SURFACE RUN-OFF, RETURN FLOW, OR TAIL-WATER RETURN WILL BE REDUCED OR IF NECESSARY TO DETERMINE WHETHER ANY PORTION OF HISTORIC WATER DIVERSIONS WERE NOT REASONABLY EFFICIENT.

SECTION 3. In Colorado Revised Statutes, 37-92-102, **add** (3) (f) as follows:

37-92-102. Legislative declaration - basic tenets of Colorado water law. (3) Further recognizing the need to correlate the activities of mankind with some reasonable preservation of the natural environment, the Colorado water conservation board is hereby vested with the exclusive authority, on behalf of the people of the state of Colorado, to appropriate in a manner consistent with sections 5 and 6 of article XVI of the state constitution, such waters of natural streams and lakes as the board determines may be required for minimum stream flows or for natural surface water levels or volumes for natural lakes to preserve the natural environment to a reasonable degree. In the adjudication of water rights pursuant to this article and other applicable law, no other person or entity shall be granted a decree adjudicating a right to water or interests in water for instream flows in a stream channel between specific points, or for natural surface water levels or volumes for natural lakes, for any purpose whatsoever. The board also may acquire, by grant, purchase, donation, bequest, devise, lease, exchange, or other contractual agreement, from or with any person, including any governmental entity, such water, water rights, or interests in water that are not on the division engineer's abandonment list in such amount as the board determines is appropriate for stream flows or for natural surface water levels or volumes for natural lakes to preserve or improve the natural environment to a reasonable degree. At the request of any person, including any governmental entity, the board shall determine in a timely manner, not to exceed one hundred twenty days unless further time is granted by the requesting person or entity, what terms and conditions it will accept in a contract or agreement for such acquisition. Any contract or agreement executed between the board and any person or governmental entity that provides water, water rights, or interests in water to the board shall be enforceable by either party thereto as a water matter under this article, according to the terms of the contract or agreement. The board shall adopt criteria for evaluating proposed contracts or agreements for leases or loans of water, water rights, or interests in water under this subsection (3), including, but not limited to, criteria addressing public notice, the extent to which the leased or loaned water will benefit the natural environment to a reasonable degree, and calculation of the compensation paid to the lessor of the water based upon the use of the water after the term of the lease. As a condition of approval of a proposed contract or agreement for a lease or loan of water, water rights, or interests in water pursuant to this subsection (3), the board shall obtain confirmation from the division engineer that the proposal is administrable and is capable of meeting all applicable statutory requirements. All contracts or agreements entered into by the board for leases or loans of water, water rights, or interests in water pursuant to this subsection (3) shall require the board to maintain records of how much water the board uses under the contract or agreement each year it is in effect and to install any measuring devices deemed necessary by the division engineer to administer the contract or agreement and to measure and record how much water flows out of the reach after use by the board under the contract or agreement, unless a

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measuring device already exists on the stream that meets the division engineer's requirements. All contracts or agreements for water, water rights, or interests in water under this subsection (3) shall provide that, pursuant to the water court decree implementing the contract or agreement, the board or the lessor, lender, or donor of the water may bring about beneficial use of the historical consumptive use of the leased, loaned, or donated water right downstream of the instream flow reach as fully consumable reusable water. The board shall file a change of water right application or other application with the water court to obtain a decreed right to use water for instream flow purposes under a contract or agreement for a lease or loan of water, water rights, or interests in water pursuant to this subsection (3). The resulting water court decree shall quantify the historical consumptive use of the leased or loaned water right and determine the method by which the historical consumptive use should be quantified and credited during the term of the agreement for the lease or loan of the water right. Said method shall recognize the actual amount of consumptive use available under the leased or loaned water right and shall not result in a reduction of the historical consumptive use of that water right during the term of the lease or loan, except to the extent such reduction is based upon the actual amount of water available under said rights. All water rights under such decrees shall be administered in priority. The board may not accept a donation of water rights that either would require the removal of existing infrastructure without approval of the current owner of such infrastructure or that were acquired by condemnation. The board may use any funds available to it for acquisition of water rights and their conversion to instream flow rights. The board may initiate such applications as it determines are necessary or desirable for utilizing water, water rights, or interests in water appropriated, acquired, or held by the lineboard, including applications for changes of water rights, exchanges, or augmentation plans. Prior to the initiation of any such appropriation or acquisition, the board shall request recommendations from the division of parks and wildlife. The board also shall request recommendations from the United States department of agriculture and the United States department of the interior. Nothing in this article shall be construed as authorizing any state agency to acquire water by eminent domain or to deprive the people of the state of Colorado of the beneficial use of those waters available by law and interstate compact. Nothing in this subsection (3) shall impact section 37-60-121 (2.5). Any appropriation made pursuant to this subsection (3) shall be subject to the following principles and limitations:

(f) (I) NOTWITHSTANDING ANY REFERENCE TO CONSUMPTIVE USE OR ANY OTHER PROVISION IN THIS SUBSECTION (3) TO THE CONTRARY, THE COLORADO WATER CONSERVATION BOARD MAY ACQUIRE WATER EFFICIENCY SAVINGS FOR INSTREAM FLOW USE PURSUANT TO SECTION 37-92-305 (3.3). THIS SUBSECTION (3) APPLIES TO SUCH ACQUISITION EXCEPT TO THE EXTENT THAT THIS SUBSECTION (3) IS INCONSISTENT WITH AN ACQUISITION OF WATER THAT WAS HISTORICALLY NOT CONSUMED.

(II) THE GENERAL ASSEMBLY HEREBY:

(A) FINDS THAT DUE TO THE HYDROLOGICAL AND ADMINISTRATIVE CIRCUMSTANCES IN PORTIONS OF WATER DIVISIONS 4, 5, 6, AND 7 THAT MAY NOT BE PRESENT IN OTHER WATER DIVISIONS, A WATER RIGHT USED SOLELY FOR AGRICULTURAL IRRIGATION OR STOCK WATERING PURPOSES IN THOSE WATER DIVISIONS MAY, THROUGH INCREASED EFFICIENCY MEASURES AND UNDER APPROPRIATE TERMS AND CONDITIONS THAT ENSURE VESTED WATER RIGHTS AND DECREED CONDITIONAL WATER RIGHTS WILL BE PROTECTED, BE ABLE TO PROVIDE NONCONSUMPTIVE WATER TO THE COLORADO WATER CONSERVATION BOARD FOR INSTREAM FLOW PURPOSES; AND

(B) DECLARES THAT THE PURPOSE OF THIS PARAGRAPH (f) IS TO PROMOTE AND ENCOURAGE USE OF THESE INCREASED EFFICIENCY MEASURES IN ORDER TO PROVIDE THE COLORADO WATER CONSERVATION BOARD WITH WATER FOR INSTREAM FLOW PURPOSES IN APPROPRIATE AREAS WITHIN WATER DIVISIONS 4, 5, 6, AND 7.

SECTION 4. Applicability. This act applies to water efficiency savings changed on or after the effective date of this act.

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."

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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 confirmed:

MEMBERS OF THE
GROUND WATER COMMISSION

for terms expiring May 1, 2017:

Gregory Larson of Haxtun, Colorado, a resident agriculturist from the Northern High Plains Basin, appointed; and

Scott W. Tietmeyer of Hereford, Colorado, a resident agriculturist from the Upper Big Sandy Basin, appointed.

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 confirmed:

MEMBERS OF THE
WATER QUALITY CONTROL COMMISSION

for terms expiring February 15, 2017:

Lauren Elizabeth Evans of Lakewood, Colorado, reappointed;

Charles A. Wanner of Durango, Colorado to serve as a representative who lives west of the continental divide, appointed; and

David Baumgarten of Gunnison, Colorado to serve as a representative who lives west of the continental divide, appointed.

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **HB14-1005** be referred to the Committee of the Whole with favorable recommendation.

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **SB14-142** 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 **HB14-1050** 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 **SB14-029** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 18, after line 16 insert:

"SECTION 2. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the paint stewardship program cash fund created in section 25-17-408, Colorado Revised Statutes, not otherwise appropriated, to the department of public health and environment, for the fiscal year beginning July 1,

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2014, the sum of \$84,045 and 0.9 FTE, or so much thereof as may be necessary, to be allocated to the hazardous materials and waste management division for the implementation of this act as follows:

- (a) \$74,937 and 0.9 FTE for the solid waste control program; and
- (b) \$9,108 for the purchase of legal services.

(2) In addition to any other appropriation, there is hereby appropriated to the department of law, for the fiscal year beginning July 1, 2014, the sum of \$9,108, or so much thereof as may be necessary, for the provision of legal services for the department of public health and environment related to the implementation of this act. Said sum is from reappropriated funds received from the department of public health and environment out of the appropriation made in paragraph (b) of subsection (1) of this section."

Renumber succeeding section accordingly.

Page 1, line 103, strike "PAINT." and substitute "PAINT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-049** 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 13 through 19 and substitute:

"SECTION 2. In Colorado Revised Statutes, add 17-18-111 as follows:

17-18-111. Appropriation to comply with section 2-2-703 - SB 14-049 - repeal. (1) PURSUANT TO SECTION 2-2-703, C.R.S., THE FOLLOWING STATUTORY APPROPRIATIONS, OR SO MUCH THEREOF AS MAY BE NECESSARY, ARE MADE IN ORDER TO IMPLEMENT SENATE BILL 14-049, ENACTED IN 2014:

(a) FOR THE FISCAL YEAR BEGINNING JULY 1, 2015, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE DEPARTMENT, OUT OF ANY MONEYS IN THE GENERAL FUND NOT OTHERWISE APPROPRIATED, THE SUM OF TWENTY-ONE THOUSAND FOUR HUNDRED EIGHTY-FOUR DOLLARS (\$21,484).

(b) FOR THE FISCAL YEAR BEGINNING JULY 1, 2016, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE DEPARTMENT, OUT OF ANY MONEYS IN THE GENERAL FUND NOT OTHERWISE APPROPRIATED, THE SUM OF FORTY-TWO THOUSAND NINE HUNDRED SIXTY-EIGHT DOLLARS (\$42,968).

(c) FOR THE FISCAL YEAR BEGINNING JULY 1, 2017, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE DEPARTMENT, OUT OF ANY MONEYS IN THE GENERAL FUND NOT OTHERWISE APPROPRIATED, THE SUM OF SIXTY-FOUR THOUSAND FOUR HUNDRED FIFTY-TWO DOLLARS (\$64,452).

(d) FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE DEPARTMENT, OUT OF ANY MONEYS IN THE GENERAL FUND NOT OTHERWISE APPROPRIATED, THE SUM OF EIGHTY-FIVE THOUSAND NINE HUNDRED THIRTY-FIVE DOLLARS (\$85,935).

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2019."

Page 1, line 101, strike "TRANSMISSION." and substitute "TRANSMISSION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-134** be postponed indefinitely.

Appropriations

After consideration on the merits, the Committee recommends that **SB14-129** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 18, after line 20, insert:

"SECTION 13. In Colorado Revised Statutes, 12-43.3-501, add (1) (b) (I.5) as follows:

12-43.3-501. Marijuana cash fund - repeal. (1) (b) Moneys in the fund shall be subject to annual appropriation by the general assembly to:

(I.5) (A) THE DEPARTMENT OF REVENUE FOR UPDATES TO THE DEPARTMENT'S DRIVER'S LICENSE SYSTEM TO GENERATE REVOCATION LETTERS CONNECTED TO A CONVICTION OF UNDERAGE POSSESSION OR CONSUMPTION OF MARIJUANA.

(B) THIS SUBPARAGRAPH (I.5) IS REPEALED, EFFECTIVE JULY 1, 2015.

SECTION 14. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the marijuana cash fund created in section 12-43.3-501 (1) (a), Colorado Revised Statutes, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2013, the sum of \$4,120, or so much thereof as may be necessary, for the purchase of computer center services related to the implementation of this act.

(2) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2013, the sum of \$4,120, or so much thereof as may be necessary, for allocation to the office of information technology, for the provision of computer center services for the department of revenue related to the implementation of this act. Said sum is from reappropriated funds received from the department of revenue out of the appropriation made in subsection (1) of this section.

SECTION 15. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the adolescent substance abuse prevention and treatment fund created in section 18-13-122 (18), Colorado Revised Statutes, not otherwise appropriated, to the department of human services, for the fiscal year beginning July 1, 2014, the sum of \$38,250, to be allocated to behavioral health services for adolescent substance abuse prevention and treatment programs as follows:

- (a) \$28,687 for treatment and detoxification contracts; and
- (b) \$9,563 for prevention contracts."

Renumber succeeding sections accordingly.

Page 18, strike lines 22 and 23 and substitute "effect upon passage, and applies to offenses committed on or after July 1, 2014."

Page 1, line 102, strike "MARIJUANA." and substitute "MARIJUANA, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

SENATE SERVICES REPORT

- Correctly Engrossed:** SJR14-012.
 - Correctly Reengrossed:** SB14-043 and 135.
 - Correctly Revised:** HB14-1035, 1086 and 1146.
 - Correctly Enrolled:** SJR14-005, 008, 013 and 014.
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MESSAGE FROM THE HOUSE

February 20, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1172.

The House has adopted and returns herewith SJR14-012.

MESSAGE FROM THE REVISOR OF STATUTES

February 20, 2014

We herewith transmit:

Without comment, HB14-1172.

**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:

HB14-1086 by Representative(s) Murray, Court; also Senator(s) Jones--Concerning a requirement that a legal notice published in a newspaper is also published on a statewide web site maintained by a majority of Colorado newspapers.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1035 by Representative(s) Gardner; also Senator(s) Johnston--Concerning collection of restitution ordered pursuant to a deferred judgment.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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:

HB14-1241 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a supplemental appropriation to the department of local affairs.

Laid over until Wednesday, February 26, retaining its place on the calendar.

HB14-1146 by Representative(s) Becker; also Senator(s) Tochtrop--Concerning a prohibition against greyhound racing in Colorado.

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	King	N	Scheffel	N
Balmer	Y	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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.

Committee of the Whole On motion of Senator Schwartz, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Schwartz 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:

HB14-1074 by Representative(s) Court and DelGrosso; also Senator(s) Johnston--Concerning payments that a nonprofit owner of a tax-exempt property may receive for reasonable expenses incurred without affecting the tax-exempt status of the property.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 19, page(s) 309 and placed in members' bill files.)

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

HB14-1018 by Representative(s) Hamner; also Senator(s) Steadman--Concerning the requirement that the department of revenue prepare a tax profile and expenditure report every two years.

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

HB14-1056 by Representative(s) Holbert; also Senator(s) Tochtrop--Concerning clarification of the statutes relating to the registration of collector's item motor vehicles to specify that certain special emission inspection requirements for collector's item motor vehicles registered prior to the enactment of House Bill 13-1071 continue to apply to those vehicles until they are transferred.

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

HB14-1111 by Representative(s) Foote; also Senator(s) Jones--Concerning the authority for a municipal volunteer firefighter department retiree to serve on a municipal volunteer firefighter pension board.

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

HB14-1010 by Representative(s) Hamner; also Senator(s) Rivera--Concerning corrections to statutory provisions relating to the prescribed burning program administered by the division of fire prevention and control in the department of public safety.

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 Schwartz, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1074 as amended, HB14-1018, HB14-1056, HB14-1111, HB14-1010.

Committee of the Whole On motion of Senator Schwartz, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Schwartz 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:

SB14-110 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Duran, May-- Concerning the general assembly's development of recommendations regarding new methods of financing the state's ongoing capital construction needs.

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

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

"SECTION 1. Legislative declaration. The general assembly hereby finds and declares that while it is an appropriate duty of the joint budget committee to develop and make recommendations concerning new methods of financing the state's ongoing capital construction, capital renewal, and controlled maintenance needs, the capital development committee's role in studying, reviewing, and prioritizing the state's ongoing capital construction, capital renewal, and controlled maintenance needs and making recommendations to the joint budget committee regarding the funding of such needs in the annual general appropriation act remains unchanged."

Renumber succeeding sections accordingly.

Page 3, line 2, after "RECOMMENDATIONS" insert "IN CONSULTATION WITH THE CAPITAL DEVELOPMENT COMMITTEE ESTABLISHED IN SECTION 2-3-1302".

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

SB14-017 by Senator(s) Roberts and Hodge; also Representative(s) Vigil and Coram, Fischer-- Concerning a limitation on the approval of real estate developments that use water rights decreed for agricultural purposes to irrigate lawn grass.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 7, page(s) 186-187 and placed in members' bill files.)

Amendment No. 2(L.007), by Senator Roberts.

Strike the Agriculture, Natural Resources, and Energy Committee Report, dated February 6, 2014, and substitute:

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

"SECTION 1. Legislative declaration. (1) The general assembly hereby:

(a) Finds that:

(I) As part of the Colorado water conservation board's statewide water supply initiative and the interbasin compact committee and basin roundtable process, a "No/Low Regrets Action Plan" has been developed, an important element of which is to establish and implement conservation strategies to extend the ability of existing water supplies to meet increasing needs and thereby minimize agricultural dry-up; and

(II) Demand projections by the state include significant growth in municipal water demands and attendant pressure on irrigated agriculture as a principal source of supply to meet that demand, and statewide efforts to ease some of the pressure from agricultural water

supplies would benefit greatly from reductions in municipal consumptive water uses.

(b) Determines that while the amount of municipal water used is relatively evenly split between indoor and outdoor use, indoor water use is about five percent consumptive, while outdoor water use, primarily for landscape irrigation, consumes about seventy to eighty-five percent of the water used; and

(c) Declares that it is critical to identify and quantify the best practices that limit municipal outdoor water consumption, as this holds great potential for reducing Colorado's projected water supply gap.

SECTION 2. In Colorado Revised Statutes, 37-98-103, **add** (5) as follows:

37-98-103. Annual recommendations - bill limitation - deadlines for introduction - repeal. (5) (a) DURING THE 2014 INTERIM, THE COMMITTEE SHALL INVESTIGATE THE ISSUES RAISED BY THE VERSION OF SENATE BILL 14-017 REPORTED OUT OF COMMITTEE IN THE SENATE, INCLUDING AT LEAST THE FOLLOWING:

(I) IDENTIFICATION AND QUANTIFICATION OF THE BEST PRACTICES TO LIMIT MUNICIPAL OUTDOOR WATER CONSUMPTION THAT CAN BE USED, INCLUDING BY LOCAL GOVERNMENTS, WATER SUPPLIERS, HOMEOWNERS, REAL ESTATE DEVELOPERS, AND LANDSCAPING CONTRACTORS; AND

(II) PROPOSED LEGISLATION, IF APPROPRIATE, TO FACILITATE THE IMPLEMENTATION OF THOSE PRACTICES THAT ARE BOTH REASONABLE AND LIKELY TO RESULT IN THE MEASURABLE CONSERVATION OF MUNICIPAL WATER USED FOR OUTDOOR PURPOSES.

(b) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE SEPTEMBER 1, 2015.

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."."

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

SB14-125 by Senator(s) Jahn and Harvey, Baumgardner, Cadman, Crowder, Grantham, Herpin, Hodge, Johnston, Lambert, Marble, Newell, Rivera, Steadman, Todd, Zenzinger; also Representative(s) Pabon and Szabo--Concerning the regulation of transportation network companies, and, in connection therewith, requiring transportation network companies to carry liability insurance, conduct background checks on transportation network company drivers, inspect transportation network company vehicles, and obtain a permit from the public utilities commission.

Laid over until Friday, February 28, retaining its place on the calendar.

SB14-022 by Senator(s) Kefalas, Ulibarri; also Representative(s) Fields, Exum, Pettersen--Concerning certified community development financial institutions, and, in connection therewith, authorizing the investment of public funds in such institutions and allowing the institutions to present a request for full or partial release of collateral pledged without presentation of the original promissory note.

Laid over until Friday, February 28, retaining its place on the calendar.

SB14-018 by Senator(s) Nicholson and Jones; also Representative(s) Hamner and Young--Concerning the prohibition against furnishing nicotine products to persons under eighteen years of age.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 13, page(s) 241-243 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Lambert.

Amend Health and Human Services Committee Report, dated February 12, 2014, page 1, after line 10 insert:

"Page 3 of the printed bill, after line 17 insert:

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"(3.5) NOTHING IN THIS SECTION AFFECTS FEDERAL LAWS CONCERNING TOBACCO OR NICOTINE PRODUCTS, AS THEY APPLY TO MILITARY BASES AND INDIAN RESERVATIONS WITHIN THE STATE."."

Page 2 of the committee report, after line 15 insert:

"Page 6 of the printed bill, after line 15 insert:

"(5) NOTHING IN THIS SECTION AFFECTS FEDERAL LAWS CONCERNING TOBACCO OR NICOTINE PRODUCTS, AS THEY APPLY TO MILITARY BASES AND INDIAN RESERVATIONS WITHIN THE STATE."."

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 Schwartz, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-110 as amended, SB14-017 as amended, SB14-018 as amended.

Laid over until Friday, February 28: SB14-125, SB14-022.

Majority Leader Heath announced that the confirmations of appointees to the following boards and commissions (Waste Tire Advisory Committee, Energy Impact Assistance Advisory Committee) would be removed from the Consideration of Governor's Appointments calendar of Friday, February 21 and placed on the Consideration Governor's Appointments--Consent Calendar of Friday, February 21.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

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

MEMBER OF THE
WASTE TIRE ADVISORY COMMITTEE

for a term expiring September 9, 2016:

Richard K. Welle of Centennial, Colorado, to serve as a waste tire processor,
reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
ENERGY IMPACT ASSISTANCE
ADVISORY COMMITTEE

for terms expiring August 24, 2017:

Kelly Eugene Arnold of Windsor, Colorado, appointed;

Vicki L. Spencer of Gunnison, Colorado, reappointed;

George Barry Shiohita of La Junta, Colorado, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

INTRODUCTION OF RESOLUTIONS

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

SJR14-016 by Senator(s) Grantham and Nicholson; also Representative(s) Becker and Wright--
Concerning the renaming of the tunnels located within Clear Creek County and commonly
referred to as the Twin Tunnels as the "Veterans Memorial Tunnels".
Transportation

INTRODUCTION OF BILLS -- FIRST READING

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

- HB14-1110** by Representative(s) Peniston; also Senator(s) Hodge--Concerning procedures governing discussions by boards of education of school districts while meeting in executive session.
Judiciary
- HB14-1121** by Representative(s) Kraft-Tharp and Gerou; also Senator(s) Jahn--Concerning notice requirements for county highway contract bid solicitations, and, in connection therewith, increasing the threshold value of a contract for which a county must advertise in a newspaper in the county or post notice in the county courthouse from five thousand dollars to the amount at which a contract requires a contractor's bond.
Transportation
- HB14-1126** by Representative(s) Williams and Buckner, Court, Exum, Fields, Hulinghorst, Kraft-Tharp, Labuda, Lebsock, Lee, Melton, Moreno, Pabon, Peniston, Rosenthal, Ryden, Salazar, Vigil; also Senator(s) Nicholson--Concerning the requirement to include notification to a patient regarding the patient's breast tissue classification with the required mammography report.
Health & Human Services
- HB14-1160** by Representative(s) Mitsch Bush and Coram, Fischer, Lee, Primavera, Tyler; also Senator(s) Todd and Herpin--Concerning overweight vehicle permits for divisible loads.
Transportation
- HB14-1177** by Representative(s) Swalm, Labuda, McNulty, Szabo; also Senator(s) Tochtrop--Concerning requirements governing meetings of the boards of county commissioners of the larger counties.
Local Government
- HB14-1194** by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman--Concerning the recreation of the legislative digital policy advisory committee.
State, Veterans, & Military Affairs
- HB14-1215** by Representative(s) Ginal, Kraft-Tharp, McNulty, Navarro, Nordberg, Szabo, Williams, Melton, Ryden; also Senator(s) Tochtrop--Concerning the ability of a federal home loan bank to enforce its rights with regard to collateral subject to a security agreement.
Business, Labor, & Technology

MESSAGE FROM THE HOUSE

February 21, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1229, 1208.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1224, amended as printed in House Journal, February 20, page 343.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-047, amended as printed in House Journal, February 20, page 327, and amended on Third Reading, February 21.

The House has adopted and returns herewith SJR14-004.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-004, 019 and 025; HB14-1232, 1233, 1234, 1235, 1236, 1237, 1238, 1239, 1240, 1242, 1243, 1244, 1245, 1246, 1247, 1248, 1249; SJR14-005, 008, 013 and 014.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, February 21, 2014, at 8:00 a.m.:
SB14-004, 019 and 025.

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, February 24, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

48th Legislative Day

Monday, February 24, 2014

Prayer	By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.	11
Call to Order	By the President <i>pro tem</i> at 10:00 a.m.	13
Pledge	By Senator Ulibarri.	16
Roll Call	Present--35	18
Quorum	The President announced a quorum present.	20
Reading of Journal	On motion of Senator Crowder, reading of the Journal of Friday, February 21, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	22

SENATE SERVICES REPORT

Correctly Printed: SJR14-016.
Correctly Engrossed: SB14-017, 018 and 110.
Correctly Revised: HB14-1010, 1018, 1056, 1074 and 1111.
Correctly Rerevised: HB14-1035, 1086 and 1146.

MESSAGE FROM THE REVISOR OF STATUTES

February 21, 2014

We herewith transmit:

Without comment, HB14-1208 and 1229.
Without comment, as amended, HB14-1224.
Without comment, as amended, SB14-047.

**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:

HB14-1074 by Representative(s) Court and DelGrosso; also Senator(s) Johnston--Concerning payments that a nonprofit owner of a tax-exempt property may receive for reasonable expenses incurred without affecting the tax-exempt status of the property.

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

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Kefalas.

HB14-1018 by Representative(s) Hamner; also Senator(s) Steadman--Concerning the requirement that the department of revenue prepare a tax profile and expenditure report every two years.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Kefalas.

HB14-1056 by Representative(s) Holbert; also Senator(s) Tochtrop--Concerning clarification of the statutes relating to the registration of collector's item motor vehicles to specify that certain special emission inspection requirements for collector's item motor vehicles registered prior to the enactment of House Bill 13-1071 continue to apply to those vehicles until they are transferred.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Harvey, Kerr, Newell, Scheffel and Todd.

HB14-1111 by Representative(s) Foote; also Senator(s) Jones--Concerning the authority for a municipal volunteer firefighter department retiree to serve on a municipal volunteer firefighter pension 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Kerr, Newell, Nicholson, Schwartz, Tochtrop, Todd and Zenzinger.

HB14-1010 by Representative(s) Hamner; also Senator(s) Rivera--Concerning corrections to statutory provisions relating to the prescribed burning program administered by the division of fire prevention and control in 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, King, Newell, Nicholson, Roberts, Schwartz 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:

SB14-110 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Duran, May-- Concerning the general assembly's development of recommendations regarding new methods of financing the state's ongoing capital construction needs.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Crowder.

SB14-017

by Senator(s) Roberts and Hodge; also Representative(s) Vigil and Coram, Fischer-- Concerning a limitation on the approval of real estate developments that use water rights decreed for agricultural purposes to irrigate lawn grass.

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	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Johnston, Kefalas, Nicholson, Schwartz and Ulibarri.

SB14-018

by Senator(s) Nicholson and Jones; also Representative(s) Hamner and Young--Concerning the prohibition against furnishing nicotine products to persons under eighteen years of age.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Newell, Schwartz, Steadman, Todd and Ulibarri.

Committee of the Whole On motion of Senator Jones, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Jones 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:

HB14-1059 by Representative(s) Garcia; also Senator(s) Crowder--Concerning clarifying that the ritual discharge of blank ammunition cartridges at a military funeral does not constitute the criminal offense of disorderly conduct.

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

HB14-1079 by Representative(s) Lee; also Senator(s) Zenzinger--Concerning an increase in the monetary amount allowed for the limited offering registration procedure under the "Colorado Securities Act".

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 Jones, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1059, HB14-1079.

Committee of the Whole On motion of Senator Jones, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Jones 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:

HB14-1073 by Representative(s) Pabon; also Senator(s) Rivera--Concerning the recording of legal documents.

Laid over until Friday, February 28, retaining its place on the calendar.

HB14-1024 by Representative(s) Murray; also Senator(s) Schwartz--Concerning the designation of the claret cup cactus as the state cactus.

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 Jones, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1024.

Laid over until Friday, February 28: HB14-1073.

Majority Leader Heath announced that the confirmations of appointees to the following boards and commissions (State Personnel Board, State Plumbing Board, State Electrical Board) would be removed from the Consideration of Governor's Appointments calendar of Monday, February 24 and placed on the Consideration of Governor's Appointments--Consent Calendar of Monday, February 24.

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

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

MEMBER OF THE
STATE PERSONNEL BOARD

for a term expiring June 30, 2018:

Neil Peck of Denver, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
STATE PLUMBING BOARD

effective July 1, 2013, for a term expiring July 1, 2015:

Robin A. Vidimos of Centennial, Colorado, an Unaffiliated member of the public at large, reappointed;

effective July 1, 2013, for terms expiring July 1, 2017:

Janice K. Snidow of Thornton, Colorado, a Democrat and a journeyman plumber, reappointed;

James Vernon of Fountain, Colorado, a Republican, and member or employee of a local government agency conducting plumbing inspections, reappointed;

for a term expiring July 1, 2017:

Matthew Ray Wagy of Greeley, Colorado, a Republican and a master plumber, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
STATE ELECTRICAL BOARD

for terms expiring July 1, 2016:

Michael Allen Miller of Centennial, Colorado, to serve as an electrical contractor who has a master's license, appointed; and

David Roderick Olson of Niwot, Colorado, a member of the public at large, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1004, 1031, 1081; HJR14-1002.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday, February 25, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

49th Legislative Day Tuesday, February 25, 2014

- Prayer 10
By the chaplain, Dan File, Capitol Commission, Lake City. 11
- Call to Order 12
By the President *pro tem* at 9:00 a.m. 13
- Pledge 14
By Senator Ulibarri. 15
- Roll Call 16
Present--33 17
Excused--2, Hill, King. 18
Present later--2, Hill, King. 19
- Quorum 20
The President announced a quorum present. 21
- Reading of Journal 22
On motion of Senator Crowder, reading of the Journal of Monday, February 24, 2014, 23
was dispensed with and the Journal was approved as corrected by the Secretary. 24

COMMITTEE OF REFERENCE REPORTS

- State, Veterans, & Military Affairs 25
After consideration on the merits, the Committee recommends that **SB14-141** be **postponed indefinitely**. 26
- Business, Labor, & Technology 27
After consideration on the merits, the Committee recommends that **SB14-073** be **amended** 28
as follows, and as so amended, be referred to the Committee on Finance with favorable 29
recommendation. 30

Amend printed bill, page 5, after line 17 insert:

"(X) ANY PERSON WHO HAS CLAIMED A CREDIT OR WHO MAY BE ELIGIBLE TO CLAIM A TAX CREDIT EITHER AS A TAXPAYER OR A TRANSFEREE MAY PETITION THE DEPARTMENT OF REVENUE TO CHANGE THE TAX MATTERS REPRESENTATIVE'S DESIGNATION. THE EXECUTIVE DIRECTOR SHALL PROMULGATE RULES SPECIFYING THE PROCEDURES FOR A CHANGE TO THE TAX MATTERS REPRESENTATIVE'S DESIGNATION WHEN THE EXECUTIVE DIRECTOR DETERMINES THAT THE TAX MATTERS REPRESENTATIVE IS UNAVAILABLE OR UNWILLING TO ACT AS THE TAX MATTERS REPRESENTATIVE. IF THE DEPARTMENT GRANTS THE PETITION, THE NEW TAX MATTERS REPRESENTATIVE SHALL SERVE IN THAT CAPACITY ON AND AFTER THE DATE THE DEPARTMENT GRANTS THE PETITION."

Page 9, after line 10 insert:

"SECTION 3. In Colorado Revised Statutes, 39-21-113, **add** (17.7) as follows:
39-21-113. Reports and returns - rule - repeal.
(17.7) (a) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION, THE EXECUTIVE DIRECTOR MAY REQUIRE THAT SUCH DETAILED INFORMATION REGARDING A CLAIM FOR A CREDIT FOR THE APPROVED ENVIRONMENTAL REMEDIATION OF CONTAMINATED PROPERTY PURSUANT TO SECTION 39-22-526 AND ANY DOCUMENTATION SUBMITTED IN SUPPORT OF THE CREDIT CLAIMED BE GIVEN TO THE DEPARTMENT OF

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PUBLIC HEALTH AND ENVIRONMENT AS THE EXECUTIVE DIRECTOR DETERMINES IS NECESSARY IN THE PERFORMANCE OF THE DEPARTMENT'S FUNCTIONS RELATING TO THE CREDIT. NOTWITHSTANDING THE PROVISIONS OF PART 2 OF ARTICLE 72 OF TITLE 24, C.R.S., IN ORDER TO PROTECT THE CONFIDENTIAL FINANCIAL INFORMATION OF A TAXPAYER, THE EXECUTIVE DIRECTOR SHALL DENY THE RIGHT TO INSPECT ANY INFORMATION OR DOCUMENTATION REQUIRED IN ACCORDANCE WITH THE PROVISIONS OF THIS SUBSECTION (17.7).

(b) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, THE EXECUTIVE DIRECTOR MAY PROVIDE SUCH DETAILED INFORMATION PERTINENT TO A CLAIM FOR A CREDIT FOR THE APPROVED ENVIRONMENTAL REMEDIATION OF CONTAMINATED PROPERTY PURSUANT TO SECTION 39-22-526 TO TAXPAYERS, INCLUDING TRANSFEREES, WITH CASES INVOLVING COMMON OR RELATED ISSUES OF FACT OR LAW. PERSONS WHO RECEIVE TAXPAYER INFORMATION PURSUANT TO THE PROVISION OF THIS SUBSECTION (17.7) SHALL BE SUBJECT TO THE PROVISIONS OF THIS SECTION, INCLUDING THE LIMITATIONS IN SUBSECTION (4) OF THIS SECTION AND THE PENALTIES IN SUBSECTION (6) OF THIS SECTION REGARDING DISCLOSURE OF TAXPAYER INFORMATION."

Renumber succeeding section accordingly.

SENATE SERVICES REPORT

- Correctly Reengrossed:** SB14-017, 018 and 110.
- Correctly Revised:** HB14-1024, 1059 and 1079.
- Correctly Rerevised:** HB14-1010, 1018, 1056, 1074 and 1111.
- Correctly Enrolled:** SJR14-004 and 012.

MESSAGE FROM THE HOUSE

February 24, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1228.

- The House has passed on Third Reading and transmitted to the Revisor of Statutes
- HB14-1152, amended as printed in House Journal, February 21, page 357.
 - HB14-1184, amended as printed in House Journal, February 21, page 357.
 - HB14-1193, amended as printed in House Journal, February 21, pages 357-358.
 - HB14-1223, amended as printed in House Journal, February 21, page 358.
 - HB14-1265, amended as printed in House Journal, February 21, page 358.
 - HB14-1222, amended as printed in House Journal, February 21, page 358.

The House has passed on Third Reading and returns herewith SB14-067.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-052, amended as printed in House Journal, February 20, page 342.

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MESSAGE FROM THE REVISOR OF STATUTES

February 24, 2014

We herewith transmit:

Without comment, HB14-1228.
Without comment, as amended, HB14-1152, 1184, 1193, 1222, 1223, and 1265.
Without comment, as amended, SB14-052.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB14-1040** by Representative(s) McNulty; also Senator(s) Scheffel--Concerning criminal provisions relating to drug testing.
State, Veterans, & Military Affairs
- HB14-1172** by Representative(s) Lawrence; also Senator(s) Steadman--Concerning exempting certain public safety departments from certain statutory requirements related to the impact of a criminal conviction on state employment opportunities.
Judiciary
- HB14-1208** by Representative(s) Wright and Hamner, Ferrandino; also Senator(s) Zenzinger and King-- Concerning authorizing the department of education to recognize as administrative units for purposes of the "Exceptional Children's Educational Act" groups of school districts that were parties to joint agreements existing on January 1, 2011, to provide special education services without forming a board of cooperative services.
Education
- HB14-1224** by Representative(s) Gardner; also Senator(s) Herpin--Concerning a set aside goal in state procurement for service-disabled veteran owned small businesses.
State, Veterans, & Military Affairs
- HB14-1229** by Representative(s) Kagan and Wright, Buckner, Conti, Gardner, Lawrence, Salazar, Swalm; also Senator(s) Johnston and King--Concerning authorizing sharing information between state and local government agencies related to legal marijuana.
Judiciary

On motion of Majority Leader Heath, 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

- SJR14-009** by Senator(s) Roberts and Nicholson, Tochtrop; also Representative(s) Exum--Concerning the Colorado National Guard and, in connection therewith, honoring guard members for their firefighting efforts.

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

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Renfroe, Rivera, Scheffel, Schwartz, Steadman, Todd, Ulibarri and Zenzinger.

**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:

HB14-1059 by Representative(s) Garcia; also Senator(s) Crowder--Concerning clarifying that the ritual discharge of blank ammunition cartridges at a military funeral does not constitute the criminal offense of disorderly conduct.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Heath, Herpin, Jahn, Johnston, Jones, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Schwartz, Tochtrop, Todd and Ulibarri.

HB14-1079 by Representative(s) Lee; also Senator(s) Zenzinger--Concerning an increase in the monetary amount allowed for the limited offering registration procedure under the "Colorado Securities Act".

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

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Carroll, Jahn, Kefalas 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:

HB14-1024 by Representative(s) Murray; also Senator(s) Schwartz--Concerning the designation of the claret cup cactus as the state cactus.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Nicholson, Roberts, Scheffel and Todd.

Committee of the Whole On motion of Senator Ulibarri, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Ulibarri 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:

HB14-1083 by Representative(s) Lee; also Senator(s) Crowder--Concerning the authority of a licensed acute treatment unit to receive emergency medications from certain other outlets.

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

HB14-1099 by Representative(s) Schafer, Peniston, Ryden; also Senator(s) Aguilar--Concerning prescription drugs in the practice of optometry.

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

SB14-142 by Senator(s) Schwartz, Guzman, Harvey, Hodge, Jones, Roberts, Tochtrop; also Representative(s) Fischer--Concerning an exception for certain water system facilities from the facilities that the commissioner of agriculture has a duty to inspect regarding pesticide storage.

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

HB14-1050 by Representative(s) Kagan; also Senator(s) Guzman--Concerning an increase in the number of judges for the eighteenth judicial district, and, in connection therewith, making an appropriation.

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

SB14-049 by Senator(s) Heath; also Representative(s) Priola--Concerning endangering public utility transmission.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, February 21, page(s) 334 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 Ulibarri, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-142, SB14-049 as amended, HB14-1083, HB14-1099, HB14-1050.

Committee of the Whole On motion of Senator Ulibarri, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Ulibarri 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:

HB14-1022 by Representative(s) Landgraf, Schafer, Peniston; also Senator(s) Newell--Concerning alignment of the duration of the child care authorization notice with the child care assistance eligibility period for children participating in the Colorado child care assistance program.

Laid over until Thursday, February 27, retaining its place on the calendar.

HB14-1008 by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the authorization of the Colorado water resources and power development authority to make loans to private entities for purposes of forest health projects.

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

SB14-093 by Senator(s) Jahn, Hodge, Tochtrop, Renfroe; also Representative(s) May, Priola, Williams--Concerning equivalent authority for pipeline companies to acquire right-of-way.

Laid over until Wednesday, February 26, retaining its place on the calendar.

SB14-023 by Senator(s) Schwartz; --Concerning an authorization of the voluntary transfer of water efficiency savings to the Colorado water conservation board for instream use purposes in water divisions that include lands west of the continental divide.

Laid over until Monday, March 3, retaining its place on the calendar.

HB14-1005 by Representative(s) Sonnenberg and Young, DelGrosso, Foote, Saine, Singer; also Senator(s) Lundberg and Kefalas, Jones, Renfroe--Concerning clarification of the requirements applicable to a change of point of water diversion.

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

SB14-029 by Senator(s) Newell; also Representative(s) Fischer--Concerning the establishment of a paint stewardship program for the environmentally sound disposal of postconsumer architectural paint.

Laid over until Thursday, February 27, retaining its place on the calendar.

SB14-129 by Senator(s) Steadman; also Representative(s) May--Concerning changes to criminal provisions related to marijuana.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, February 13, page(s) 245 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, February 21, page(s) 335 and placed in members' bill files.)

Amendment No. 3(L.004), by Senator Steadman.

Amend printed bill, page 5, after line 10, insert:

"(d) A VIOLATION OF THIS SUBSECTION (3) IS AN UNCLASSIFIED PETTY OFFENSE."

Page 5, line 16, strike "SERVICES." and substitute "SERVICES, OR BOTH."

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

SB14-114 by Senator(s) Todd, Newell, Kefalas, Kerr, Lundberg; also Representative(s) Hamner and Holbert--Concerning expanding access for all students to Colorado state university - global campus.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 19, page(s) 328 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 Ulibarri, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-129 as amended, SB14-114 as amended, HB14-1008, HB14-1005.

Laid over until Wednesday, February 26: SB14-093.

Laid over until Thursday, February 27: HB14-1022, SB14-029.

Laid over until Monday, March 3: SB14-023.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-047 by Senator(s) Tochtrop and Roberts; also Representative(s) Dore--Concerning the payment of death benefits for seasonal wildland firefighters killed in the line of duty.

Senator Tochtrop moved that the Senate concur in House amendments to **SB14-047**, as printed in House journal, February 19, page(s) 327, and February 21, page(s) 354-355.

The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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: Ulibarri.

Majority Leader Heath announced that the confirmations of appointees to the following boards and commissions (Board of Governors of the Colorado State University System, State Board for Community Colleges and Occupational Education, Hospital Provider Fee Oversight and Advisory Board, Ground Water Commission, Water Quality Control Commission) would be removed from the Consideration of Governor's Appointments Calendar of Tuesday, February 25 and placed on the Consideration of Governor's Appointments--Consent Calendar of Tuesday, February 25.

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

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

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

for terms expiring December 31, 2017:

Scott C. Johnson of Kit Carson, Colorado, to serve as a member who has substantial experience in the production of agriculture, and as a Republican, reappointed;

Jane Robbe Rhodes of Pueblo West, Colorado, to serve as a Republican, appointed; and

Nancy R. Tuor of Parker, Colorado, to serve as a Democrat, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

**MEMBER OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION**

effective December 31, 2013, for a term expiring December 31, 2017:

Jean K. White of Hayden, Colorado, a Republican and a resident of the 3rd Congressional District, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

**MEMBER OF THE
HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD**

for a term expiring May 15, 2015:

John Gardner of Yuma, Colorado, an employee of a rural hospital in Colorado, and to fill the vacancy occasioned by the resignation of Henry Garvin of Alamosa, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
GROUND WATER COMMISSION

for terms expiring May 1, 2017:

Gregory Larson of Haxtun, Colorado, a resident agriculturist from the Northern High Plains Basin, appointed;

Scott W. Tietmeyer of Hereford, Colorado, a resident agriculturist from the Upper Big Sandy Basin, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
WATER QUALITY CONTROL COMMISSION

for terms expiring February 15, 2017:

Lauren Elizabeth Evans of Lakewood, Colorado, reappointed;

Charles A. Wanner of Durango, Colorado, to serve as a representative who lives west of the continental divide, appointed; and

David Baumgarten of Gunnison, Colorado, to serve as a representative who lives west of the continental divide, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MESSAGE FROM THE HOUSE

February 25, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1142, 1163.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1114, amended as printed in House Journal, February 20, page 342.
HB14-1028, amended as printed in House Journal, February 24, page 383.

MESSAGE FROM THE REVISOR OF STATUTES

February 25, 2014

We herewith transmit:

Without comment, HB14-1142 and 1163.
Without comment, as amended, HB14-1114 and 1028.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR14-004 and 012.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, February 26, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

50th Legislative Day

Wednesday, February 26, 2014

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Prayer	By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Ulibarri.	15
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Roll Call	Present--34	17
	Excused--1, Brophy.	18
	Present later--1, Brophy.	19
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Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Crowder, reading of the Journal of Tuesday, February 25, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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		31
Finance	After consideration on the merits, the Committee recommends that SB14-117 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	32
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Finance	After consideration on the merits, the Committee recommends that SB14-051 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	36
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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 confirmed:	40
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MEMBER OF THE
COLORADO LOTTERY COMMISSION

for a term expiring July 1, 2017:

Hon. Charles Dennis Maes of Pueblo, Colorado, an attorney admitted to the practice of law in Colorado for not less than five years, appointed.

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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 confirmed:	54
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MEMBER OF THE
COLORADO LIMITED GAMING CONTROL COMMISSION

for a term expiring July 1, 2017:

Sheriff Douglas N. Darr of Thornton, Colorado, to serve as a member from the Seventh Congressional District, and a representative of law enforcement and as a Democrat, reappointed.

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Trans-
portation After consideration on the merits, the Committee recommends that **HB14-1021** be **referred** to the Committee of the Whole with favorable recommendation. 1
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Trans-
portation After consideration on the merits, the Committee recommends that **HB14-1065** be **referred** to the Committee of the Whole with favorable recommendation. 5
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Local
Government After consideration on the merits, the Committee recommends that **HB14-1052** 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
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Amend reengrossed bill, page 2, line 8, strike "ANY" and substitute "AN". 14
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Page 2, line 9, after "DISTRICT" insert "CONCERNING THE WELL AND ISSUED PURSUANT TO THIS ARTICLE". 16
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Page 2, line 11, strike "ANY" and substitute "AN". 19
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Page 2, line 12, strike "WELL," and substitute "WELL AND ISSUED PURSUANT TO THIS ARTICLE,". 22
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Page 2, after line 16 insert: 25
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"(c) A GROUND WATER MANAGEMENT DISTRICT SHALL PROVIDE NOTICE OF AN ORDER IN A MANNER CONSISTENT WITH THE LOCAL DISTRICT'S RULES. IN THE ABSENCE OF A LOCAL RULE REGARDING NOTICE, IN ADDITION TO ANY OTHER METHOD OF GIVING NOTICE, THE MAILING OF THE ORDER IN A CERTIFIED LETTER TO THE WELL OWNER OR OPERATOR IS SUFFICIENT NOTICE OF THE ORDER OF THE GROUND WATER MANAGEMENT DISTRICT. IN THE CASE OF CIRCUMSTANCES WARRANTING AN EMERGENCY INJUNCTIVE PROCEEDING, MAILING OF THE ORDER IN A CERTIFIED LETTER TO THE WELL OWNER OR OPERATOR, TOGETHER WITH THE POSTING OF A WRITTEN ORDER IN PLAIN SIGHT AT THE WELL HEAD, IS SUFFICIENT NOTICE OF THE ORDER OF THE GROUND WATER MANAGEMENT DISTRICT. THE ORDER TO THE WELL OWNER OR OPERATOR BECOMES EFFECTIVE ON THE DATE OF POSTING IN THE CASE OF POSTING AT THE WELL HEAD OR THREE DAYS AFTER THE CERTIFIED LETTER IS PLACED IN THE UNITED STATES MAIL IN THE CASE OF THE CERTIFIED LETTER. EXCEPT IN THE CASE OF CIRCUMSTANCES WARRANTING AN EMERGENCY INJUNCTIVE PROCEEDING, A GROUND WATER MANAGEMENT DISTRICT SHALL ALLOW AN ALLEGED VIOLATOR NOT LESS THAN SEVEN DAYS AFTER THE EFFECTIVE DATE OF THE ORDER TO CURE AN ALLEGED VIOLATION BEFORE FILING SUIT IN DISTRICT COURT." 27
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Local
Government After consideration on the merits, the Committee recommends that **HB14-1112** be **referred** to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar. 48
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SENATE SERVICES REPORT 52
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Correctly Engrossed: SB14-049, 114, 129 and 142; SJR14-009. 57
Correctly Revised: HB14-1005, 1008, 1050, 1083 and 1099. 58
Correctly Rerevised: HB14-1024, 1059 and 1079. 59
Correctly Enrolled: SB14-067. 60
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MESSAGE FROM THE HOUSE

February 25, 2014

Madam President:

The House has adopted and returns herewith SJR14-009.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB14-1028** by Representative(s) Sonnenberg, Coram, Mitsch Bush; also Senator(s) Roberts, Brophy--
Concerning a limitation on the United States' ability to impose conditions on a water right
owner in exchange for permission to use land.
State, Veterans, & Military Affairs
- HB14-1114** by Representative(s) Waller and McNulty; also Senator(s) Herpin--Concerning the
administration of earned time by the state department of corrections.
State, Veterans, & Military Affairs
- HB14-1163** by Representative(s) Hullinghorst; also Senator(s) Heath--Concerning a clarification of the
cap imposed on the enterprise zone investment tax credit.
Finance
- HB14-1184** by Representative(s) Vigil; also Senator(s) Grantham--Concerning conservancy districts
that are organized for the purpose of preventing floods.
Local Government
- HB14-1222** by Representative(s) McLachlan; also Senator(s) Schwartz and Roberts--Concerning
modification of the terms under which a county may issue tax-exempt private activity bonds
on behalf of an eligible applicant for the purpose of financing a geothermal energy project
on the applicant's property.
Agriculture, Natural Resources, & Energy
- HB14-1265** by Representative(s) Moreno; also Senator(s) Roberts--Concerning the regulation of games
of chance.
State, Veterans, & Military Affairs

**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:

- HB14-1083** by Representative(s) Lee; also Senator(s) Crowder--Concerning the authority of a licensed
acute treatment unit to receive emergency medications from certain other outlets.

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

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Kerr, Lundberg, Newell, Nicholson, Tochtrop and Todd.

HB14-1099 by Representative(s) Schafer, Peniston, Ryden; also Senator(s) Aguilar--Concerning prescription drugs in the practice of optometry.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Heath, Herpin, Hodge, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

SB14-142 by Senator(s) Schwartz, Guzman, Harvey, Hodge, Jones, Roberts, Tochtrop; also Representative(s) Fischer--Concerning an exception for certain water system facilities from the facilities that the commissioner of agriculture has a duty to inspect regarding pesticide storage.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Johnston.

HB14-1050 by Representative(s) Kagan; also Senator(s) Guzman--Concerning an increase in the number of judges for the eighteenth judicial district, 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	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A constitutionally required two-thirds of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Heath, Hodge, Johnston, Newell, Steadman, Todd and Ulibarri.

SB14-049 by Senator(s) Heath; also Representative(s) Priola--Concerning endangering public utility transmission, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

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

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:

HB14-1241 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--Concerning a supplemental appropriation to the department of local affairs.

Laid over until Friday, February 28, retaining its place on the calendar.

HB14-1008 by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the authorization of the Colorado water resources and power development authority to make loans to private entities for purposes of forest health projects.

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

YES	27	NO	7	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	E	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1005 by Representative(s) Sonnenberg and Young, DelGrosso, Foote, Saine, Singer; also Senator(s) Lundberg and Kefalas, Jones, Renfroe--Concerning clarification of the requirements applicable to a change of point of water diversion.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Hodge, Jahn, Johnston, Lambert, Marble, Newell, Rivera, Schwartz, Todd and Zenzinger.

SB14-129 by Senator(s) Steadman; also Representative(s) May--Concerning changes to criminal provisions related to marijuana.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Steadman	Y
Brophy	E	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Todd and Ulibarri.

SB14-114 by Senator(s) Todd, Newell, Kefalas, Kerr, Lundberg; also Representative(s) Hamner and Holbert--Concerning expanding access for all students to Colorado state university - global campus.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	E	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, Nicholson, Ulibarri and Zenzinger.

Senator Lundberg requested his name be removed as sponsor on SB14-114.

Committee of the Whole On motion of Senator Todd, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Todd 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:

SB14-093 by Senator(s) Jahn, Hodge, Tochtrop, Renfroe; also Representative(s) May, Priola, Williams--Concerning equivalent authority for pipeline companies to acquire right-of-way.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 21, page(s) 329-330 and placed in members' bill files.)

Majority Leader Heath moved that the Committee of the Whole rise, report progress, and beg leave to sit again at 9:32 a.m. A majority of those elected to the Senate having voted in the affirmative, the motion was adopted.

Committee of the Whole in recess. Committee of the Whole reconvened.

Committee of the Whole The hour of 9:32 a.m. having arrived, on motion of Senator Todd, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Todd was called to the chair to act as Chairman.

GENERAL ORDERS -- SECOND READING OF BILLS (cont'd)

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:

SB14-093 by Senator(s) Jahn, Hodge, Tochtrop, Renfro; also Representative(s) May, Priola, Williams--Concerning equivalent authority for pipeline companies to acquire right-of-way.

(Amended in general orders as printed in Senate journal, February 26, page(s) 371.)

Amendment No. 2(L.005), by Senator Jahn.

Amend the Agriculture, Natural Resources, & Energy Committee Report, dated February 20, 2014, page 1, strike lines 4 and 5 and substitute:

"Page 3, lines 15 and 16, strike "~~Such~~ ANY FOREIGN OR DOMESTIC" and substitute "Such".

Page 3, line 17, strike "~~such~~ ANY" and substitute "such".

Page 4, line 1, strike "~~Such~~ ANY" and substitute "Such".

Page 4, line 3, strike "~~such~~ ANY" and substitute "such".

Page 4, strike line 4 and substitute "IS".

Page 4, line 10, strike "~~such~~" and substitute "such".

Page 4, line 11, strike "~~such~~" and substitute "such" and strike "THAT".

Page 4, strike line 12 and substitute "DO not".

Page 4, line 23, strike "~~such~~ A" and substitute "such".

Page 5, line 22, strike "~~Such~~ A" and substitute "Such".

Page 5, line 23, strike "~~such~~ A" and substitute "such".

Page 6, strike lines 4 and 5.

Page 6, line 6, strike "~~facilities~~" and substitute "telegraph, telephone, electric light power, gas, or pipeline company or any city or town owning electric power producing or distribution facilities".

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

SB14-093 by Senator(s) Jahn, Hodge, Tochtrop, Renfro; also Representative(s) May, Priola, Williams--Concerning equivalent authority for pipeline companies to acquire right-of-way.

Senator Todd moved for the adoption of the report of the Committee of the Whole.

Senator Brophy requested a roll call vote on **SB14-093**. The bill **passed**, and the report was adopted, on the following roll call vote:

YES	28	NO	7	EXCUSED	0	ABSENT	0
Aguilar		N Heath		Y King		Y Scheffel	Y
Balmer		Y Herpin		Y Lambert		N Schwartz	Y
Baumgardner		Y Hill		N Lundberg		N Steadman	Y
Brophy		N Hodge		Y Marble		N Tochtrop	Y
Cadman		Y Jahn		Y Newell		Y Todd	Y
Crowder		Y Johnston		Y Nicholson		Y Ulibarri	Y
Grantham		Y Jones		Y Renfro		Y Zenzinger	Y
Guzman		Y Kefalas		Y Rivera		N President	Y
Harvey		Y Kerr		Y Roberts		Y	

The Committee of the Whole took the following action:

Passed on second reading: SB14-093 as amended.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-052 by Senator(s) Crowder; also Representative(s) Sonnenberg--Concerning actions taken to remediate soil erosion creating property damage.

Senator Crowder moved that the Senate concur in House amendments to **SB14-052**, as printed in House journal, February 20, page(s) 342. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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: Todd.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-067; HB14-1035, 1086.

MESSAGE FROM THE HOUSE

February 26, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1254, 1188.

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The House has passed on Third Reading and transmitted to the Revisor of Statutes
 HB14-1034, amended as printed in House Journal, February 25, pages 390-391.
 HB14-1082, amended as printed in House Journal, February 25, page 391.
 HB14-1191, amended as printed in House Journal, February 25, page 391.
 HB14-1210, amended as printed in House Journal, February 25, page 391.

The House has voted to concur in the Senate amendments to HB14-1074 and
 has repassed the bill as so amended.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Wednesday, February 26, 2014, at 8:03 a.m.:
 SB14-067.

TRIBUTES

Honoring:

- Colorado-Wyoming Association of Museums, Recognizing the economic, educational,
and social value of museums in Colorado communities -- By Senator Michael Johnston.
- The Orchid Wine Cave, Commendation for the excellent business and being a vital part
in the Jefferson County economy -- By Senator Andy Kerr.
- Mike Miller, For commendable service as a Firefighter Paramedic, as well as his time
spent in the Navy and the West Metro Fire Protection District -- By Senator Andy Kerr.
- Creede School District, Honoring the Creede School District for its role in the BEST
program -- By Senator Gail Schwartz.
- Moffat Consolidated School District #2, Honoring the Moffat Consolidated School
District #2 for its role in the BEST program -- By Senator Gail Schwartz.
- South Conejos School District, Honoring the South Conejos School District for its role
in the BEST program -- By Senator Gail Schwartz.
- Ian C. Spooner, Achieved Eagle Scout -- By Senator Scott Renfroe.
- Haley Blodgett, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Savana Booher, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Bradon Carlton, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Madison Bursich, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Katie Cunniff, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Breezy Cunniff, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Devon Fox, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Sasha Harrison, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Colton Kugler, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Kevin Mercy, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Jake Moore, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Megan Myers, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Ellie Paliga, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Malaney Papke, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Patrick Pilkington, In recognition of making great strides in leadership throughout the
Jefferson County area -- By Senator Cheri Jahn.
- Donovan Rice, In recognition of making great strides in leadership throughout the

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Jefferson County area -- By Senator Cheri Jahn. 1
Brett Wilsey, In recognition of making great strides in leadership throughout the 2
Jefferson County area -- By Senator Cheri Jahn. 3
Tom Oury, In recognition of making great strides in leadership throughout the Jefferson 4
County area -- By Senator Cheri Jahn. 5
Kinsey Flanders, In recognition of making great strides in leadership throughout the 6
Jefferson County area -- By Senator Cheri Jahn. 7



On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday, 10
February 27, 2014. 11

Approved: 12
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Morgan Carroll 15
President of the Senate 16
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Attest: 19
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Cindi L. Markwell 23
Secretary of the Senate 24
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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

51st Legislative Day Thursday, February 27, 2014

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Prayer	By Senator Balmer.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Ulibarri.	16
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Roll Call	Present--32	18
	Excused--3, Baumgardner, Jahn, Schwartz.	19
	Present later--2, Jahn, Schwartz.	20
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Quorum	The President announced a quorum present.	22
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Reading of Journal	On motion of Senator Crowder, reading of the Journal of Wednesday, February 26, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	24
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COMMITTEE OF REFERENCE REPORTS

Judiciary After consideration on the merits, the Committee recommends that [HB14-1122](#) 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 18, before "EXIT" insert "OPAQUE AND RESEALABLE".

Page 6, after line 14 insert:

"**SECTION 6.** In Colorado Revised Statutes, 12-43.3-104, **add** (10.5) and (14.5) as follows:

12-43.3-104. Definitions. As used in this article, unless the context otherwise requires:

(10.5) "OPAQUE" MEANS THAT THE PACKAGING DOES NOT ALLOW THE PRODUCT TO BE SEEN WITHOUT OPENING THE PACKAGING MATERIAL.

(14.5) "RESEALABLE" MEANS THAT THE PACKAGE CONTINUES TO FUNCTION WITH EFFECTIVENESS SPECIFICATIONS, WHICH SHALL BE ESTABLISHED BY THE STATE LICENSING AUTHORITY SIMILAR TO THE FEDERAL "POISON PREVENTION PACKAGING ACT OF 1970", 15 U.S.C. SEC. 1471 ET SEQ., FOR THE NUMBER OF OPENINGS AND CLOSINGS CUSTOMARY FOR ITS SIZE AND CONTENTS, WHICH SHALL BE DETERMINED BY THE STATE LICENSING AUTHORITY.

SECTION 7. In Colorado Revised Statutes, 12-43.4-103, **add** (10.5) and (14.5) as follows:

12-43.4-103. Definitions. As used in this article, unless the context otherwise requires:

(10.5) "OPAQUE" MEANS THAT THE PACKAGING DOES NOT ALLOW THE PRODUCT TO BE SEEN WITHOUT OPENING THE PACKAGING MATERIAL.

(14.5) "RESEALABLE" MEANS THAT THE PACKAGE CONTINUES TO FUNCTION WITH EFFECTIVENESS SPECIFICATIONS, WHICH SHALL BE ESTABLISHED BY THE STATE LICENSING AUTHORITY SIMILAR TO THE FEDERAL "POISON PREVENTION PACKAGING ACT OF 1970", 15 U.S.C. SEC. 1471 ET SEQ., FOR THE NUMBER OF OPENINGS AND CLOSINGS CUSTOMARY FOR ITS SIZE AND CONTENTS, WHICH SHALL BE DETERMINED BY THE STATE LICENSING AUTHORITY.

SECTION 8. In Colorado Revised Statutes, 12-43.4-202, **amend**

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(3) (c) (I) introductory portion and (3) (c) (III) (B) as follows:

12-43.4-202. Powers and duties of state licensing authority - rules. (3) (c) Rules promulgated pursuant to paragraph (b) of subsection (2) of this section must also include the following subjects, and the state licensing authority may seek the assistance of the department of public health and environment when necessary before promulgating the rules:

(I) Signage, marketing, and advertising, including but not limited to a prohibition on mass-market campaigns that have a high likelihood of reaching ~~minors~~ PERSONS UNDER TWENTY-ONE YEARS OF AGE and other such rules that may include:

(III) Prohibiting the sale of retail marijuana and retail marijuana products unless:

(B) The product is placed in an OPAQUE AND RESEALABLE exit package or container meeting requirements established by the state licensing authority at the point of sale prior to exiting the store;"

Renumber succeeding section accordingly.

Judiciary

After consideration on the merits, the Committee recommends that **SB14-133** be amended as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

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

SECTION 1. In Colorado Revised Statutes, **amend** 12-58.5-101 as follows:

12-58.5-101. Short title. This article shall be known and may be cited as the "~~Private Investigators Voluntary Licensure~~ INVESTIGATIONS Act".

SECTION 2. In Colorado Revised Statutes, **amend** 12-58.5-102 as follows:

12-58.5-102. Legislative declaration. The general assembly hereby finds that in order to protect the citizens of the state, ~~and allow private investigators access to public records;~~ it is important to create a licensure program to ~~allow qualified~~ REQUIRE private investigators at ~~their option;~~ to obtain a state-issued REGISTRATION AND TO REQUIRE PRIVATE INVESTIGATION AGENCIES TO OBTAIN A STATE-ISSUED license to conduct private investigations IN THIS STATE.

SECTION 3. In Colorado Revised Statutes, 12-58.5-103, **amend** (1), (4), (5), and (6) (a); and **add** (5.5) and (7) as follows:

12-58.5-103. Definitions. As used in this article, unless the context otherwise requires:

(1) "Applicant" means:

(a) A private investigator who applies for an initial or renewal ~~license~~ REGISTRATION pursuant to this article; OR

(b) A PERSON WHO APPLIES FOR AN INITIAL OR RENEWAL AGENCY LICENSE PURSUANT TO THIS ARTICLE.

(4) "Licensed private ~~investigator~~ INVESTIGATION AGENCY", "LICENSED AGENCY", OR "LICENSEE" means a private ~~investigator~~ INVESTIGATION AGENCY licensed by the director pursuant to this article.

(5) "Private investigation" means UNDERTAKING an investigation for the purpose of obtaining information FOR OTHERS pertaining to:

(a) A crime, wrongful act, or threat against the United States or any state or territory of the United States;

(b) The identity, reputation, character, habits, conduct, business occupation, honesty, integrity, credibility, knowledge, trustworthiness, efficiency, loyalty, activity, movements, whereabouts, affiliations, associations, or transactions of a person, ~~or~~ group of persons, OR ORGANIZATION;

(c) The credibility of witnesses or other persons;

(d) The whereabouts of missing persons;

(e) The determination of the owners of abandoned property;

(f) The causes and origin of, or responsibility for, ~~a fire;~~ libel, slander, a loss, an accident, damage, or an injury to a person or to real or personal property;

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(g) The business of securing evidence to be used before an investigatory committee, or board of award or arbitration, ADMINISTRATIVE BODY, OR OFFICER or in the preparation for or in a civil or criminal trial;

(h) The business of locating persons who have become delinquent in their lawful debts, either when THE LICENSED PRIVATE INVESTIGATION AGENCY LOCATING THE DEBTOR IS hired by an individual or collection agency; or through direct purchase of the debt from a financial institution or entity owning the debt or judgment;

(i) THE LOCATION OR RECOVERY OF LOST OR STOLEN PROPERTY;

(j) THE AFFILIATION, CONNECTION, OR RELATIONSHIP OF ANY PERSON, FIRM, OR CORPORATION WITH ANY ORGANIZATION, SOCIETY, OR ASSOCIATION OR WITH ANY OFFICIAL, REPRESENTATIVE, OR MEMBER OF AN ORGANIZATION, SOCIETY, OR ASSOCIATION;

(k) THE CONDUCT, HONESTY, EFFICIENCY, LOYALTY, OR ACTIVITIES OF EMPLOYEES, PERSONS SEEKING EMPLOYMENT, AGENTS, CONTRACTORS, OR SUBCONTRACTORS; OR

(l) THE IDENTITY OF PERSONS SUSPECTED OF CRIMES OR MISDEMEANORS.

(5.5)(a) "PRIVATE INVESTIGATION AGENCY" OR "AGENCY" MEANS A SOLE PROPRIETORSHIP, CORPORATION, PARTNERSHIP, FIRM, ASSOCIATION, OR OTHER BUSINESS ENTITY THAT CONDUCTS PRIVATE INVESTIGATIONS, REGARDLESS OF WHETHER THE AGENCY RECEIVES A FEE, REWARD, COMPENSATION, OR OTHER CONSIDERATION FOR CONDUCTING THE PRIVATE INVESTIGATION.

(b) THE TERM DOES NOT INCLUDE A PERSON OR BUSINESS THAT ONLY CONTRACTS WITH PERSONS EXEMPTED FROM THIS ARTICLE PURSUANT TO SECTION 12-58.5-104.5.

(6)(a) "Private investigator" OR "PRIVATE DETECTIVE" means a NATURAL person who for consideration, engages in business or accepts employment to conduct CONDUCTS private investigations AS AN EMPLOYEE OF AN AGENCY.

(7) "REGISTERED PRIVATE INVESTIGATOR" OR "REGISTRANT" MEANS A PRIVATE INVESTIGATOR REGISTERED BY THE DIRECTOR PURSUANT TO THIS ARTICLE.

SECTION 4. In Colorado Revised Statutes, amend 12-58.5-104 as follows:

12-58.5-104. Registration - licensure - title protection - unauthorized practice - penalty. (1) (a) (I) By July 1, 2012 JUNE 1, 2015, a private investigator conducting private investigations in this state who meets the requirements of IS REQUIRED TO MEET THE QUALIFICATIONS SET FORTH IN, section 12-58.5-201 may obtain a license AND OBTAIN A REGISTRATION from the director PURSUANT TO, SECTION 12-58.5-201. A PRIVATE INVESTIGATOR WHO IS NOT EMPLOYED BY AN AGENCY MUST MEET THE QUALIFICATIONS SET FORTH IN, AND OBTAIN AN AGENCY LICENSE PURSUANT TO, SECTION 12-58.5-301.

(II) BY JUNE 1, 2015, A PRIVATE INVESTIGATION AGENCY CONDUCTING PRIVATE INVESTIGATIONS IN THIS STATE MUST MEET THE QUALIFICATIONS SET FORTH IN, AND OBTAIN AN AGENCY LICENSE PURSUANT TO, SECTION 12-58.5-301.

(III) Only a private investigator who OR PRIVATE INVESTIGATION AGENCY THAT obtains a license OR REGISTRATION, AS APPLICABLE pursuant to section 12-58.5-105 shall hold THIS ARTICLE, MAY PRESENT himself, or herself, out OR ITSELF as or use the title of a "licensed "private investigator", "PRIVATE DETECTIVE", "REGISTERED PRIVATE INVESTIGATOR", "REGISTERED PRIVATE DETECTIVE", "PRIVATE INVESTIGATION AGENCY", OR "LICENSED PRIVATE INVESTIGATION AGENCY", AS APPLICABLE.

(b) (I) Nothing in this article requires a private investigator engaging in private investigations in this state to obtain a license under this article, but a private investigator who is not so licensed shall not refer to himself or herself as a "licensed private investigator". ON OR AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH (b), AS AMENDED, THE DIRECTOR SHALL NOT ACCEPT AN APPLICATION FOR A NEW OR RENEWAL VOLUNTARY PRIVATE INVESTIGATOR LICENSE AND SHALL NOT ISSUE OR RENEW A VOLUNTARY PRIVATE INVESTIGATOR LICENSE. A PRIVATE INVESTIGATOR HOLDING A VOLUNTARY LICENSE ISSUED OR RENEWED

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BEFORE THE EFFECTIVE DATE OF THIS PARAGRAPH (b), AS AMENDED, SHALL NOT CONDUCT PRIVATE INVESTIGATIONS ON OR AFTER JUNE 1, 2015, UNLESS THE PRIVATE INVESTIGATOR APPLIES FOR, SATISFIES THE QUALIFICATIONS OF, AND OBTAINS A REGISTRATION OR LICENSE PURSUANT TO SECTION 12-58.5-201 OR 12-58.5-301, AS APPLICABLE.

(II) THE DIRECTOR SHALL DISMISS ANY APPLICATION FOR A VOLUNTARY PRIVATE INVESTIGATOR LICENSE PENDING ON THE EFFECTIVE DATE OF THIS PARAGRAPH (b), AS AMENDED, AND SHALL REFUND ANY FEES SUBMITTED WITH THE APPLICATION TO THE APPLICANT.

(2) Any person OR AGENCY who ~~holds~~ CONDUCTS PRIVATE INVESTIGATIONS OR PRESENTS himself, ~~or herself, out~~ OR ITSELF as or uses the title "PRIVATE INVESTIGATOR", "~~licensed~~ REGISTERED private investigator", "PRIVATE DETECTIVE", "REGISTERED PRIVATE DETECTIVE", "PRIVATE INVESTIGATION AGENCY", OR "LICENSED PRIVATE INVESTIGATION AGENCY" without an active REGISTRATION OR license, AS APPLICABLE, issued under this article commits a class 2 misdemeanor and shall be punished as provided in section 18-1.3-501, C.R.S., for the first offense, and, for the second or any subsequent offense, commits a class 1 misdemeanor and shall be punished as provided in section 18-1.3-501, C.R.S.

SECTION 5. In Colorado Revised Statutes, **add with amended and relocated provisions** 12-58.5-104.5 and 12-58.5-106.5 as follows:

12-58.5-104.5. [Formerly 12-58.5-103 (6) (b)] Exemptions.

(1) ~~"Private investigator" does not include~~ THIS ARTICLE DOES NOT APPLY TO:

~~(I)~~ (a) A collection agency OR CONSUMER REPORTING AGENCY, as defined in section 12-14-103 (2) AND (4.5), RESPECTIVELY;

~~(II)~~ (b) A person conducting an investigation on the person's own behalf, or an employee OF AN EMPLOYER conducting an INTERNAL investigation on behalf of ~~the~~ HIS OR HER employer;

~~(III)~~ (c) An ATTORNEY LICENSED TO PRACTICE LAW IN THIS STATE, AN employee ~~or independent contractor~~ of an A LICENSED ATTORNEY, OR A PERSON UNDER CONTRACT TO PERFORM PARALEGAL SERVICES FOR A LICENSED attorney; ~~licensed to practice law in this state;~~

~~(IV)~~ (d) A certified peace officer of a law enforcement agency operating in his or her official capacity;

~~(V)~~ ~~A consumer reporting agency, as defined in section 12-14-103;~~

~~(VI)~~ (e) (I) A certified public accountant certified or authorized to provide accounting services in the state pursuant to article 2 of this title; ~~and any~~

(II) AN EMPLOYEE OF A CERTIFIED PUBLIC ACCOUNTANT;

(III) AN employee or affiliate of an accounting firm registered pursuant to section 12-2-117; OR

(IV) A PERSON WHO CONDUCTS FORENSIC ACCOUNTING, FRAUD INVESTIGATIONS, OR OTHER RELATED ANALYSIS OF FINANCIAL TRANSACTIONS BASED ON INFORMATION THAT IS EITHER PUBLICLY AVAILABLE OR PROVIDED BY CLIENTS OR OTHER THIRD PARTIES AND WHO IS:

(A) AN ACCOUNTANT OR PUBLIC ACCOUNTANT WHO IS NOT REGULATED BY THE STATE;

(B) A CERTIFIED FRAUD EXAMINER; OR

(C) AN EMPLOYEE OR INDEPENDENT CONTRACTOR UNDER THE GUIDANCE OF AN ACCOUNTANT, PUBLIC ACCOUNTANT, OR CERTIFIED FRAUD EXAMINER;

~~(VII)~~ (f) An investigator employed OR CONTRACTED by a public or governmental agency;

~~(VIII)~~ (g) A journalist or genealogist; ~~or~~

~~(IX)~~ (h) A person serving process WITHIN THE STATE, PERFORMING HIS OR HER DUTIES IN COMPLIANCE WITH THE COLORADO OR FEDERAL RULES OF CIVIL PROCEDURE OR IN ACCORDANCE WITH APPLICABLE FOREIGN STATE COURT RULES OR LAWS PERTAINING TO SERVICE OF FOREIGN PROCESS WITHIN THIS STATE, OR PERFORMING ANY TASK ASSOCIATED WITH EFFECTING SERVICE OF PROCESS, ALL OF WHICH INCLUDES INQUIRIES RELATED TO EFFECTING PROPER SERVICE OF PROCESS AND RESULTING SUPPORTING PROOFS, DECLARATIONS, AFFIDAVITS OF SERVICE, OR DECLARATIONS OR AFFIDAVITS OF DUE DILIGENCE TO

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SUPPORT ALTERNATIVE METHODS OF SERVICE OF PROCESS; EXCEPT THAT A PROCESS SERVER WHO PERFORMS PRIVATE INVESTIGATIONS OUTSIDE THE EFFORTS TO EFFECT SERVICE OF PROCESS IS NOT EXEMPT FROM THE LICENSING REQUIREMENTS OF THIS ARTICLE AND MUST OBTAIN A REGISTRATION OR LICENSE UNDER THIS ARTICLE IN ORDER TO LAWFULLY PERFORM THOSE PRIVATE INVESTIGATIONS;

(i) A PERSON ATTEMPTING TO RECOVER A FUGITIVE WHEN THAT PERSON IS A BAIL BONDING AGENT OR CASH-BONDING AGENT QUALIFIED TO WRITE BAIL BONDS PURSUANT TO ARTICLE 23 OF TITLE 10, C.R.S., OR IS ACTING PURSUANT TO A CONTRACT WITH OR AT THE REQUEST OF A BAIL BONDING AGENT OR CASH-BONDING AGENT WHO IS SO QUALIFIED;

(j) AN OWNER, EMPLOYEE, OR INDEPENDENT CONTRACTOR OF AN AGENCY CONDUCTING AN INVESTIGATION TO DETERMINE THE ORIGIN AND CAUSE OF A FIRE OR EXPLOSION;

(k) AN OWNER, EMPLOYEE, OR INDEPENDENT CONTRACTOR OF AN AGENCY CONDUCTING AN INVESTIGATION FOR CAUSE ANALYSIS OR FAILURE ANALYSIS WHERE THE INVESTIGATION IS CONDUCTED BY AN ENGINEER LICENSED PURSUANT TO PART 1 OF ARTICLE 25 OF THIS TITLE ACTING WITHIN HIS OR HER AREA OF EXPERTISE AND WITHIN THE SCOPE OF THE PRACTICE OF ENGINEERING;

(l) A PERSON EMPLOYED BY AN INSURANCE COMPANY WHO IS CONDUCTING CLAIMS ADJUSTMENT OR CLAIMS INVESTIGATION FOR THE PURPOSES OF AN INSURANCE CLAIM; OR

(m) ANY OTHER PERSON LICENSED UNDER THIS TITLE WHO IS PRACTICING WITHIN THE SCOPE OF HIS OR HER PRACTICE AS DEFINED IN THIS TITLE.

12-58.5-106.5 Renewals - reinstatements - fees. [Formerly 12-58.5-105 (4)] An applicant for licensure shall pay INITIAL REGISTRATION OR license, renewal, and reinstatement fees established by the director pursuant to section 24-34-105, C.R.S. All REGISTRATIONS OR licenses shall MUST be renewed or reinstated pursuant to a schedule established by the director and pursuant to section 24-34-102 (8), C.R.S. If a person fails to renew his or her REGISTRATION OR license pursuant to the schedule established by the director, the REGISTRATION OR license expires and the person OR AGENCY shall not hold PRESENT himself, or herself, out OR ITSELF as a licensed REGISTERED private investigator OR LICENSED PRIVATE INVESTIGATION AGENCY until he or she THE PERSON OR AGENCY pays the appropriate fees to reinstate the REGISTRATION OR license AND THE DIRECTOR REINSTATES THE REGISTRATION OR LICENSE. A PERSON OR AGENCY WHOSE REGISTRATION OR LICENSE EXPIRES AND WHO CONTINUES TO DO BUSINESS AS A PRIVATE INVESTIGATOR OR PRIVATE INVESTIGATION AGENCY IS SUBJECT TO THE PENALTIES PROVIDED IN THIS ARTICLE AND SECTION 24-34-102 (8), C.R.S.

SECTION 6. In Colorado Revised Statutes, amend 12-58.5-106 as follows:

12-58.5-106. Director's powers and duties - rules. (1) THE DIRECTOR MAY CONSULT WITH PRIVATE INVESTIGATORS, LAW ENFORCEMENT, CONSUMER GROUPS, VICTIM ADVOCACY GROUPS, CIVIL LIBERTIES GROUPS, AND OTHER STAKEHOLDERS, AS NECESSARY, TO OBTAIN RECOMMENDATIONS AND FEEDBACK CONCERNING:

(a) THE REGULATION OF PRIVATE INVESTIGATORS AND PRIVATE INVESTIGATION AGENCIES PURSUANT TO THIS ARTICLE;

(b) PRIVACY LAWS AND ISSUES, NEW OR CHANGING TECHNOLOGY, AND THE IMPACT OF NEW OR CHANGING TECHNOLOGY ON PRIVACY; AND

(c) ANY CONTINUING EDUCATION THAT MAY BE NECESSARY TO ENSURE THAT PRIVATE INVESTIGATORS AND SOLE PROPRIETORS AND DESIGNATED MANAGERS OF AGENCIES MAINTAIN KNOWLEDGE AND UNDERSTANDING OF LAWS AND RULES IMPACTING THE PRACTICE, PARTICULARLY CONCERNING PRIVACY ISSUES AND NEW OR CHANGING TECHNOLOGY. IF THE STAKEHOLDER GROUP RECOMMENDS THAT CONTINUING EDUCATION REQUIREMENTS BE IMPOSED, NOTHING IN THIS PARAGRAPH (c) ABROGATES THE REQUIREMENTS OF SECTION 24-34-901, C.R.S., AND THE DIRECTOR IS NOT AUTHORIZED TO IMPOSE, BY RULE OR OTHERWISE, ANY CONTINUING EDUCATION REQUIREMENTS ABSENT AN ENACTMENT OF LEGISLATION IMPOSING CONTINUING EDUCATION REQUIREMENTS OR AUTHORIZING THE DIRECTOR TO ESTABLISH CONTINUING EDUCATION REQUIREMENTS.

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(2) In addition to all other powers and duties conferred or imposed upon the director by this article or by any other law, the director may:

(a) Promulgate rules pursuant to section 24-4-103, C.R.S., to implement this article, INCLUDING RULES TO:

(I) ESTABLISH THE FORM AND MANNER FOR APPLYING FOR A REGISTRATION OR LICENSE UNDER THIS ARTICLE;

(II) SPECIFY THE REQUIREMENTS FOR SATISFYING THE EXPERIENCE COMPONENT FOR OBTAINING AN AGENCY LICENSE PURSUANT TO SECTION 12-58.5-301;

(III) DEFINE THE GENERALLY ACCEPTED STANDARDS OF PRACTICE FOR PRIVATE INVESTIGATORS AND PRIVATE INVESTIGATION AGENCIES;

(IV) SET THE AMOUNT OF THE SURETY BOND REQUIRED BY SECTION 12-58.5-302;

(V) ESTABLISH THE SUPERVISORY RESPONSIBILITIES OF AN AGENCY AND ITS DESIGNATED MANAGER OVER ITS REGISTERED PRIVATE INVESTIGATOR EMPLOYEES AND ESTABLISH THE PROCESS FOR AN AGENCY TO FOLLOW IF IT LOSES ITS DESIGNATED MANAGER; AND

(VI) ADDRESS ANY OTHER MATTERS DETERMINED NECESSARY OR ADVISABLE BY THE DIRECTOR TO IMPLEMENT THIS ARTICLE;

(b) DEVELOP AND CONDUCT OR CONTRACT FOR EXAMINATIONS AS REQUIRED BY THIS ARTICLE;

(c) REVIEW AND GRANT OR DENY APPLICATIONS FOR NEW OR RENEWAL REGISTRATIONS AND LICENSES AS PROVIDED IN THIS ARTICLE; AND

(d) ESTABLISH FEES FOR THE ISSUANCE OF A NEW REGISTRATION OR LICENSE AND FOR EACH REGISTRATION OR LICENSE RENEWAL PURSUANT TO SECTION 24-34-105, C.R.S.

SECTION 7. In Colorado Revised Statutes, 12-58.5-107, amend (1), (2), (4), (6) (III), (10) (a), (11) (a), (11) (c) (III), (15), and (16) as follows:

12-58.5-107. Disciplinary actions - rules - cease-and-desist orders. (1) The director may deny, suspend, OR revoke or A REGISTRATION OR LICENSE, place A REGISTRANT OR LICENSEE on probation, ~~a private investigator's license~~ OR ISSUE A LETTER OF ADMONITION TO A REGISTRANT OR LICENSEE if the applicant, REGISTRANT, OR LICENSEE ENGAGES IN AN ACT OR OMISSION THAT CONSTITUTES GROUNDS FOR DISCIPLINE AS SPECIFIED IN SECTION 12-58.5-202 OR 12-58.5-304, AS APPLICABLE.

~~(a) Violates any order of the director or any provision of this article or of rules established under this article;~~

~~(b) Fails to meet the requirements of section 12-58.5-105 or uses fraud, misrepresentation, or deceit in applying for or attempting to apply for a license;~~

~~(c) Is convicted of or has entered a plea of guilty or nolo contendere to a felony, to an offense, the underlying factual basis of which has been found by the court to involve unlawful sexual behavior, domestic violence, as defined in section 18-6-800.3 (1), C.R.S., or stalking, as defined in section 18-3-602, C.R.S.; or to violation of a protection order, as defined in section 18-6-803.5, C.R.S. In considering the disciplinary action, the director shall be governed by the provisions of section 24-5-101, C.R.S., in considering the conviction or plea;~~

~~(d) Has been subject to discipline related to the practice of private investigations in another jurisdiction. Evidence of disciplinary action in another jurisdiction is prima facie evidence for denial of a license or other disciplinary action if the violation would be grounds for disciplinary action in this state.~~

(2) The director may adopt rules establishing fines that he or she may impose on a REGISTRANT OR licensee, which rules must include a graduated fine structure with a maximum allowable fine of not more than three thousand dollars per violation. The director shall transmit any fines he or she collects from a REGISTRANT OR licensee to the state treasurer for deposit in the general fund.

(4) (a) The director may commence a proceeding to discipline a REGISTRANT OR licensee when the director has reasonable grounds to believe that the REGISTRANT OR licensee has committed an act ~~enumerated~~ OR OMISSION SPECIFIED in this section.

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(b) In any proceeding held under this section, the director may accept as evidence of grounds for disciplinary action any disciplinary action taken against a REGISTRANT OR licensee in another jurisdiction if the violation that prompted the disciplinary action in the other jurisdiction would be grounds for disciplinary action under this article.

(6) (b) (III) Upon failure of any witness, REGISTRANT, or licensee to comply with a subpoena or process, the district court of the county in which the subpoenaed person, REGISTRANT, or licensee resides or conducts business, upon application by the director with notice to the subpoenaed person, REGISTRANT, or licensee, may issue to the person, REGISTRANT, or licensee an order requiring the person, REGISTRANT, or licensee to appear before the director; to produce the relevant papers, books, records, documentary evidence, or materials if so ordered; or to give evidence touching the matter under investigation or in question. If the person, REGISTRANT, or licensee fails to obey the order of the court, the court may hold the person, REGISTRANT, or licensee in contempt of court.

(10) (a) If it appears to the director, based upon credible evidence as presented in a written complaint, that a REGISTRANT OR licensee is acting in a manner that is ~~is~~ ~~POSES~~ an imminent threat to the health and safety of the public, or a person is ~~holding~~ CONDUCTING PRIVATE INVESTIGATIONS OR IS PRESENTING himself, or herself, ~~out~~ OR ITSELF as or is using the title "~~licensed~~ REGISTERED private investigator", "PRIVATE INVESTIGATOR", "REGISTERED PRIVATE DETECTIVE", "PRIVATE DETECTIVE", "PRIVATE INVESTIGATION AGENCY", OR "LICENSED PRIVATE INVESTIGATION AGENCY" without having obtained a REGISTRATION OR license, AS APPLICABLE, PURSUANT TO THIS ARTICLE, the director may issue an order to cease and desist the activity. The director shall set forth in the order the statutes and rules alleged to have been violated, the facts alleged to have constituted the violation, and the requirement that all unlawful acts or unregistered OR UNLICENSED practices immediately cease.

(11) (a) If it appears to the director, based upon credible evidence as presented in a written complaint, that a person has violated any other portion of this article, in addition to any specific powers granted pursuant to this article, the director may issue to the person an order to show cause as to why the director should not issue a final order directing the person to cease and desist from the unlawful act or unregistered OR UNLICENSED practice.

(c) (III) If the director reasonably finds that the person against whom the order to show cause was issued is acting or has acted without the required registration OR LICENSE or has or is about to engage in acts or practices constituting violations of this article, the director may issue a final cease-and-desist order directing the person to cease and desist from further unlawful acts or UNREGISTERED OR UNLICENSED practices.

(15) (a) When a complaint or investigation discloses an instance of misconduct that, in the opinion of the director, does not warrant formal action by the director but that should not be dismissed as being without merit, ~~THE DIRECTOR MAY ISSUE AND SEND THE LICENSEE a letter of admonition. may be issued and sent, by certified mail, to the licensed private investigator.~~

(b) When the director sends a letter of admonition to a ~~licensed~~ REGISTERED private investigator OR LICENSED AGENCY, the director shall advise the private investigator OR AGENCY that ~~he or she~~ THE REGISTRANT OR LICENSEE has the right to request in writing, within twenty days after receipt of the letter, that formal disciplinary proceedings be initiated to adjudicate the propriety of the conduct upon which the letter of admonition is based.

(c) If the ~~licensed private investigator~~ REGISTRANT OR LICENSEE timely requests adjudication, the director shall vacate the letter of admonition and process the matter by means of formal disciplinary proceedings.

(16) When a complaint or investigation discloses an instance of conduct that does not warrant formal action by the director and, in the opinion of the director, the complaint should be dismissed, but the director has noticed indications of possible errant conduct by the ~~licensed~~ REGISTERED private investigator OR LICENSED AGENCY that could lead to

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serious consequences if not corrected, the director may send the licensed private investigator REGISTRANT OR LICENSEE a confidential letter of concern.

SECTION 8. In Colorado Revised Statutes, amend 12-58.5-108 as follows:

12-58.5-108. Revocation. A person OR AGENCY whose REGISTRATION OR license is revoked, OR WHO SURRENDERS A REGISTRATION OR LICENSE TO AVOID DISCIPLINARY PROCEEDINGS, is ineligible to apply for a REGISTRATION OR license under this article for at least two years after the date of revocation OR SURRENDER of the REGISTRATION OR license. The director shall treat a subsequent application for REGISTRATION OR licensure from a person OR AGENCY whose REGISTRATION OR license was revoked OR SURRENDERED as an application for a new REGISTRATION OR license under this article.

SECTION 9. In Colorado Revised Statutes, amend 12-58.5-110 as follows:

12-58.5-110. Repeal of article - review of functions. This article is repealed, effective September 1, 2016 2020. Prior to its THE repeal, THE DEPARTMENT OF REGULATORY AGENCIES SHALL REVIEW the powers, duties, and functions of the director regarding the licensure REGISTRATION of private investigators as specified in AND THE LICENSURE OF PRIVATE INVESTIGATION AGENCIES UNDER this article shall be reviewed as provided in section 24-34-104, C.R.S.

SECTION 10. Repeal of relocated provisions in this act. In Colorado Revised Statutes, repeal 12-58.5-103 (6) (b), 12-58.5-105 (4), and 12-58.5-105.

SECTION 11. In Colorado Revised Statutes, 12-58.5-105, repeal (1), (2), and (3).

SECTION 12. In Colorado Revised Statutes, add parts 2 and 3 to article 58.5 of title 12 as follows:

PRIVATE INVESTIGATORS - REGISTRATIONS

12-58.5-201. Private investigator registration - qualifications - criminal history record check required. (1) A PRIVATE INVESTIGATOR APPLYING FOR A REGISTRATION PURSUANT TO THIS SECTION MUST SATISFY THE REQUIREMENTS FOR REGISTRATION AS SET FORTH IN THIS SECTION. THE DIRECTOR MAY ISSUE A REGISTRATION TO AN APPLICANT WHO, UPON APPLICATION IN THE FORM AND MANNER DETERMINED BY THE DIRECTOR, PAYMENT OF THE REQUIRED FEE, AND SATISFACTION OF THE REQUIREMENTS OF SUBSECTION (2) OF THIS SECTION, PROVIDES EVIDENCE SATISFACTORY TO THE DIRECTOR THAT HE OR SHE:

- (a) IS AT LEAST TWENTY-ONE YEARS OF AGE;
- (b) IS LAWFULLY PRESENT IN THE UNITED STATES; AND
- (c) DEMONSTRATES KNOWLEDGE AND UNDERSTANDING OF THE LAWS AND RULES AFFECTING THE ETHICS AND ACTIVITIES OF PRIVATE INVESTIGATORS IN THIS STATE BY PASSING A JURISPRUDENCE EXAMINATION DEVELOPED AND APPROVED BY THE DIRECTOR.

(2) IN ADDITION TO THE REQUIREMENTS OF SUBSECTION (1) OF THIS SECTION, EACH REGISTRATION APPLICANT SHALL HAVE HIS OR HER FINGERPRINTS TAKEN BY A LOCAL LAW ENFORCEMENT AGENCY FOR THE PURPOSE OF OBTAINING A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK. THE APPLICANT IS REQUIRED TO SUBMIT PAYMENT BY CERTIFIED CHECK OR MONEY ORDER FOR THE FINGERPRINTS AND FOR THE ACTUAL COSTS OF THE RECORD CHECK AT THE TIME THE FINGERPRINTS ARE SUBMITTED TO THE COLORADO BUREAU OF INVESTIGATION. UPON RECEIPT OF FINGERPRINTS AND PAYMENT FOR COSTS, THE COLORADO BUREAU OF INVESTIGATION SHALL CONDUCT A STATE AND NATIONAL FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK UTILIZING RECORDS OF THE COLORADO BUREAU OF INVESTIGATION AND THE FEDERAL BUREAU OF INVESTIGATION AND SHALL FORWARD THE RESULTS OF THE CRIMINAL HISTORY RECORD CHECK TO THE DIRECTOR.

12-58.5-202. Grounds for discipline. (1) THE DIRECTOR MAY DISCIPLINE AN APPLICANT OR REGISTRANT PURSUANT TO SECTION 12-58.5-107 IF THE APPLICANT OR REGISTRANT:

- (a) VIOLATES AN ORDER OF THE DIRECTOR, A PROVISION OF THIS ARTICLE, OR A RULE ADOPTED UNDER THIS ARTICLE;

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(b) FAILS TO MEET THE REQUIREMENTS OF SECTION 12-58.5-201 OR USES FRAUD, MISREPRESENTATION, OR DECEIT IN APPLYING FOR OR ATTEMPTING TO APPLY FOR A REGISTRATION;

(c) IS CONVICTED OF OR HAS ENTERED A PLEA OF GUILTY OR NOLO CONTENDERE TO A FELONY, TO AN OFFENSE THE UNDERLYING FACTUAL BASIS OF WHICH HAS BEEN FOUND BY THE COURT TO INVOLVE UNLAWFUL SEXUAL BEHAVIOR, DOMESTIC VIOLENCE, AS DEFINED IN SECTION 18-6-800.3 (1), C.R.S., OR STALKING, AS DEFINED IN SECTION 18-3-602, C.R.S.; OR TO VIOLATION OF A PROTECTION ORDER, AS DEFINED IN SECTION 18-6-803.5, C.R.S. IN CONSIDERING THE DISCIPLINARY ACTION, THE DIRECTOR SHALL ACT IN ACCORDANCE WITH SECTION 24-5-101, C.R.S.;

(d) FAILS TO REPORT TO THE DIRECTOR AND THE REGISTRANT'S EMPLOYING AGENCY THE CONVICTION OF OR PLEA TO A CRIME SPECIFIED IN PARAGRAPH (c) OF THIS SUBSECTION (1);

(e) HAS BEEN SUBJECT TO DISCIPLINE RELATED TO THE PRACTICE OF PRIVATE INVESTIGATIONS IN ANOTHER JURISDICTION. EVIDENCE OF DISCIPLINARY ACTION IN ANOTHER JURISDICTION IS PRIMA FACIE EVIDENCE SUPPORTING DENIAL OF A REGISTRATION OR OTHER DISCIPLINARY ACTION IF THE VIOLATION WOULD BE GROUNDS FOR DISCIPLINARY ACTION IN THIS STATE;

(f) ADVERTISES OR PRESENTS ONESELF AS A REGISTERED PRIVATE INVESTIGATOR WITHOUT HOLDING AN ACTIVE REGISTRATION;

(g) PERFORMS PRIVATE INVESTIGATIONS FOR OR ON BEHALF OF AN AGENCY THAT IS NOT LICENSED UNDER THIS ARTICLE; OR

(h) COMMITS AN ACT OR OMISSION THAT FAILS TO MEET THE GENERALLY ACCEPTED STANDARDS OF PRACTICE FOR PRIVATE INVESTIGATORS.

PART 3

PRIVATE INVESTIGATION AGENCIES - LICENSURE

12-58.5-301. Private investigation agency license - qualifications - designated manager requirements - criminal history record check required - rules. (1) (a) A PRIVATE INVESTIGATION AGENCY APPLYING FOR A LICENSE ARTICLE MUST SATISFY THE REQUIREMENTS FOR LICENSURE AS SET FORTH IN THIS SECTION. THE DIRECTOR MAY ISSUE A LICENSE TO AN AGENCY APPLICANT THAT, UPON APPLICATION IN THE FORM AND MANNER DETERMINED BY THE DIRECTOR, PAYMENT OF THE REQUIRED FEE, AND SATISFACTION OF THE REQUIREMENTS OF SUBSECTION (2) OF THIS SECTION, PROVIDES EVIDENCE SATISFACTORY TO THE DIRECTOR THAT THE AGENCY:

(I) IS A SOLE PROPRIETORSHIP, AND THE SOLE PROPRIETOR:

(A) IS AT LEAST TWENTY-ONE YEARS OF AGE;

(B) IS LAWFULLY PRESENT IN THE UNITED STATES;

(C) DEMONSTRATES KNOWLEDGE AND UNDERSTANDING OF THE LAWS AND RULES AFFECTING THE ETHICS AND ACTIVITIES OF PRIVATE INVESTIGATORS IN THIS STATE BY PASSING A JURISPRUDENCE EXAMINATION DEVELOPED AND APPROVED BY THE DIRECTOR; AND

(D) HAS VERIFIABLE, APPLICABLE EXPERIENCE AS A PRIVATE INVESTIGATOR OR EQUIVALENT EXPERIENCE WITH A LOCAL, STATE, OR FEDERAL LAW ENFORCEMENT AGENCY, MILITARY POLICE, THE FEDERAL BUREAU OF INVESTIGATION, OR OTHER EQUIVALENT EXPERIENCE; OR

(II) IS A CORPORATION, PARTNERSHIP, FIRM, ASSOCIATION, OR OTHER BUSINESS ENTITY THAT HAS A DESIGNATED MANAGER WHO:

(A) IS AT LEAST TWENTY-ONE YEARS OF AGE;

(B) IS LAWFULLY PRESENT IN THE UNITED STATES;

(C) OPERATES THE AGENCY, IS IN CHARGE OF THE SUPERVISION OF ALL PRIVATE INVESTIGATIONS CONDUCTED BY THE AGENCY, AND IS RESPONSIBLE FOR NO MORE THAN ONE AGENCY AT A TIME;

(D) DEMONSTRATES KNOWLEDGE AND UNDERSTANDING OF THE LAWS AND RULES AFFECTING THE ETHICS AND ACTIVITIES OF PRIVATE INVESTIGATORS IN THIS STATE BY PASSING A JURISPRUDENCE EXAMINATION DEVELOPED AND APPROVED BY THE DIRECTOR; AND

(E) HAS VERIFIABLE, APPLICABLE EXPERIENCE AS A PRIVATE INVESTIGATOR OR EQUIVALENT EXPERIENCE WITH A LOCAL, STATE, OR FEDERAL LAW ENFORCEMENT AGENCY, MILITARY POLICE, THE FEDERAL BUREAU OF INVESTIGATION, OR OTHER EQUIVALENT EXPERIENCE.

(b) THE DIRECTOR SHALL DETERMINE, BY RULE, THE AMOUNT

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AND TYPE OF EXPERIENCE, WHICH MAY INCLUDE POSTSECONDARY EDUCATION, THAT A SOLE PROPRIETOR AGENCY APPLICANT OR DESIGNATED MANAGER OF AN AGENCY APPLICANT MUST HAVE TO SATISFY THE EXPERIENCE REQUIREMENTS OF PARAGRAPH (a) OF THIS SUBSECTION (1).

(2) IN ADDITION TO THE REQUIREMENTS OF SUBSECTION (1) OF THIS SECTION, THE SOLE PROPRIETOR OR DESIGNATED MANAGER OF AN AGENCY APPLICANT, AS APPLICABLE, SHALL HAVE HIS OR HER FINGERPRINTS TAKEN BY A LOCAL LAW ENFORCEMENT AGENCY FOR THE PURPOSE OF OBTAINING A FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK. THE APPLICANT IS REQUIRED TO SUBMIT PAYMENT BY CERTIFIED CHECK OR MONEY ORDER FOR THE FINGERPRINTS AND FOR THE ACTUAL COSTS OF THE RECORD CHECK AT THE TIME THE FINGERPRINTS ARE SUBMITTED TO THE COLORADO BUREAU OF INVESTIGATION. UPON RECEIPT OF FINGERPRINTS AND PAYMENT FOR COSTS, THE COLORADO BUREAU OF INVESTIGATION SHALL CONDUCT A STATE AND NATIONAL FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK UTILIZING RECORDS OF THE COLORADO BUREAU OF INVESTIGATION AND THE FEDERAL BUREAU OF INVESTIGATION AND SHALL FORWARD THE RESULTS OF THE CRIMINAL HISTORY RECORD CHECK TO THE DIRECTOR.

12-58.5-302. Surety bond required - rules. A LICENSED PRIVATE INVESTIGATION AGENCY SHALL NOT ENGAGE IN PRIVATE INVESTIGATION ACTIVITIES, AND SHALL NOT EMPLOY REGISTERED PRIVATE INVESTIGATORS TO ENGAGE IN PRIVATE INVESTIGATIONS ON THE AGENCY'S BEHALF, UNLESS THE LICENSED AGENCY POSTS AND MAINTAINS, OR IS COVERED BY, A SURETY BOND IN AN AMOUNT DETERMINED BY THE DIRECTOR BY RULE. THE BOND MUST BE SUFFICIENT TO COVER THE REGISTERED PRIVATE INVESTIGATORS EMPLOYED BY THE LICENSED AGENCY.

12-58.5-303. Agency responsibilities - rules. IF A LICENSED AGENCY IS A CORPORATION, PARTNERSHIP, FIRM, ASSOCIATION, OR OTHER BUSINESS ENTITY OTHER THAN A SOLE PROPRIETORSHIP, THE LICENSED AGENCY SHALL HAVE A DESIGNATED MANAGER AT ALL TIMES TO OVERSEE THE PRIVATE INVESTIGATION OPERATIONS OF THE AGENCY AND TO SUPERVISE THE REGISTERED PRIVATE INVESTIGATOR EMPLOYEES OF THE AGENCY. THE DIRECTOR, BY RULE, MAY ESTABLISH THE SUPERVISORY RESPONSIBILITIES OF AN AGENCY OVER ITS REGISTERED PRIVATE INVESTIGATOR EMPLOYEES AND THE PROCESS FOR AN AGENCY TO FOLLOW IF IT LOSES ITS DESIGNATED MANAGER.

12-58.5-304. Grounds for discipline. (1) THE DIRECTOR MAY DISCIPLINE AN APPLICANT OR LICENSEE PURSUANT TO SECTION 12-58.5-107 IF THE APPLICANT OR LICENSEE, OR THE DESIGNATED MANAGER OF OR REGISTRANT EMPLOYED BY THE APPLICANT OR LICENSEE:

(a) VIOLATES AN ORDER OF THE DIRECTOR, A PROVISION OF THIS ARTICLE, OR A RULE ADOPTED UNDER THIS ARTICLE;

(b) FAILS TO MEET THE REQUIREMENTS OF SECTION 12-58.5-301 OR USES FRAUD, MISREPRESENTATION, OR DECEIT IN APPLYING FOR OR ATTEMPTING TO APPLY FOR A LICENSE;

(c) IS CONVICTED OF OR HAS ENTERED A PLEA OF GUILTY OR NOLO CONTENDERE TO A FELONY, TO AN OFFENSE THE UNDERLYING FACTUAL BASIS OF WHICH HAS BEEN FOUND BY THE COURT TO INVOLVE UNLAWFUL SEXUAL BEHAVIOR, DOMESTIC VIOLENCE, AS DEFINED IN SECTION 18-6-800.3 (1), C.R.S., OR STALKING, AS DEFINED IN SECTION 18-3-602, C.R.S.; OR TO VIOLATION OF A PROTECTION ORDER, AS DEFINED IN SECTION 18-6-803.5, C.R.S. IN CONSIDERING THE DISCIPLINARY ACTION, THE DIRECTOR SHALL ACT IN ACCORDANCE WITH SECTION 24-5-101, C.R.S.;

(d) FAILS TO REQUIRE THE DESIGNATED MANAGER OR A REGISTRANT EMPLOYED BY THE LICENSEE TO REPORT TO THE DIRECTOR A CRIMINAL CONVICTION OF OR PLEA TO A CRIME SPECIFIED IN PARAGRAPH (c) OF THIS SUBSECTION (1);

(e) IS A SOLE PROPRIETOR AND FAILS TO REPORT HIS OR HER OWN CRIMINAL CONVICTION OF OR PLEA TO A CRIME SPECIFIED IN PARAGRAPH (c) OF THIS SUBSECTION (1);

(f) FAILS TO REVIEW THE CRIMINAL HISTORY OF THE DESIGNATED MANAGER OR A REGISTRANT EMPLOYED BY THE LICENSEE IN ACCORDANCE WITH A SCHEDULE ESTABLISHED BY THE DIRECTOR BY

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RULE;

(g) HAS BEEN SUBJECT TO DISCIPLINE RELATED TO THE PRACTICE OF PRIVATE INVESTIGATIONS IN ANOTHER JURISDICTION. EVIDENCE OF DISCIPLINARY ACTION IN ANOTHER JURISDICTION IS PRIMA FACIE EVIDENCE SUPPORTING DENIAL OF A LICENSE OR OTHER DISCIPLINARY ACTION IF THE VIOLATION WOULD BE GROUNDS FOR DISCIPLINARY ACTION IN THIS STATE;

(h) COMMITS AN ACT OR OMISSION THAT FAILS TO MEET THE GENERALLY ACCEPTED STANDARDS OF PRACTICE FOR PRIVATE INVESTIGATION AGENCIES;

(i) FAILS TO COMPLY WITH SURETY BOND REQUIREMENTS AS SPECIFIED IN SECTION 12-58.5-302;

(j) FAILS TO ADEQUATELY SUPERVISE ITS EMPLOYEE REGISTRANTS WHO PERFORM PRIVATE INVESTIGATIONS ON THE AGENCY'S BEHALF;

(k) EMPLOYS OR USES A PRIVATE INVESTIGATOR TO PERFORM PRIVATE INVESTIGATIONS FOR THE AGENCY IF THE PRIVATE INVESTIGATOR DOES NOT POSSESS A VALID, ACTIVE REGISTRATION;

(l) ADVERTISES OR PRESENTS ITSELF AS A LICENSED AGENCY WITHOUT HOLDING AN ACTIVE AGENCY LICENSE;

(m) ENGAGES IN FALSE OR MISLEADING ADVERTISING, MISREPRESENTATION, OR FRAUD;

(n) CONTRACTS WITH A REGISTERED PRIVATE INVESTIGATOR TO PERFORM PRIVATE INVESTIGATIONS ON BEHALF OF THE LICENSED AGENCY; OR

(o) IS A CORPORATION, PARTNERSHIP, FIRM, ASSOCIATION, OR BUSINESS ENTITY OTHER THAN A SOLE PROPRIETORSHIP AND:

(I) FAILS TO EMPLOY AND MAINTAIN A DESIGNATED MANAGER WHO SATISFIES THE QUALIFICATIONS IN SECTION 12-58.5-301 (1) (a) (II) TO OPERATE THE AGENCY AND SUPERVISE ITS OPERATIONS UNLESS THE AGENCY LOSES ITS DESIGNATED MANAGER AND FOLLOWS THE PROCESS SPECIFIED IN THE DIRECTOR'S RULES ADOPTED UNDER SECTION 12-58.5-303; OR

(II) EMPLOYS A DESIGNATED MANAGER WHO SERVES AS A DESIGNATED MANAGER FOR MORE THAN ONE LICENSED AGENCY.

SECTION 13. In Colorado Revised Statutes, 24-34-104, **repeal** (47.5) (i); and **add** (51.5) (h) as follows:

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

(47.5) The following agencies, functions, or both, shall terminate on September 1, 2016:

(i) ~~The voluntary licensing of private investigators by the director of the division of professions and occupations in accordance with article 58.5 of title 12, C.R.S.~~

(51.5) The following agencies, functions, or both, terminate on September 1, 2020:

(h) THE REGISTERING OF PRIVATE INVESTIGATORS AND THE LICENSING OF PRIVATE INVESTIGATION AGENCIES BY THE DIRECTOR OF THE DIVISION OF PROFESSIONS AND OCCUPATIONS IN ACCORDANCE WITH ARTICLE 58.5 OF TITLE 12, C.R.S.

SECTION 14. In Colorado Revised Statutes, 24-72-204, **amend** (7) (b) (VIII) as follows:

24-72-204. Allowance or denial of inspection - grounds - procedure - appeal - definitions. (7) (b) Notwithstanding paragraph (a) of this subsection (7), only upon obtaining a completed requestor release form under section 42-1-206 (1) (b), C.R.S., the department may allow inspection of the information referred to in paragraph (a) of this subsection (7) for the following uses:

(VIII) For use by any private investigator ~~licensed~~ REGISTERED pursuant to ~~section 12-58.5-105~~ SECTION 12-58.5-201, C.R.S., ~~licensed~~ private ~~investigative~~ INVESTIGATION agency LICENSED PURSUANT TO SECTION 12-58.5-301, or licensed security service for any purpose permitted under this paragraph (b);

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."

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Health & Human Services

After consideration on the merits, the Committee recommends that **SB14-032** 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, before "**repeal**" insert "**amend** (6) (n) introductory portion; and".

Page 2, line 3, strike "and (6) (n)".

Page 2, strike lines 10 through 25 and substitute:

"(n) Treat a child who is ~~two years of age or older~~ but less than eight years of age unless the complementary and alternative health care practitioner:".

Strike page 3.

Page 4, strike lines 1 and 2.

Renumber succeeding section accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1051** 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 17, after the period insert "ADDITIONALLY, THE STATE DEPARTMENT, COMMUNITY-CENTERED BOARDS, AND PROVIDERS SHALL REPORT ON THE USE AND EFFECTIVENESS OF ANY MONEYS APPROPRIATED IN THE PRECEDING STATE FISCAL YEAR FOR INCREASING SYSTEM CAPACITY.".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB14-143** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB14-078** be **postponed indefinitely**.

Education

After consideration on the merits, the Committee recommends that **HB14-1190** 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 **SB14-149** be **referred** to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB14-1194** be **referred** to the Committee on Legislative Council.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB14-1166** be **referred** to the Committee of the Whole with favorable recommendation.

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Agriculture, Natural Resources, & Energy

After consideration on the merits, the Committee recommends that **HB14-1174** 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 Engrossed: SB14-093.
Correctly Reengrossed: SB14-049, 114, 129 and 142.
Correctly Rerevised: HB14-1005, 1008, 1050, 1083 and 1099.

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MESSAGE FROM THE REVISOR OF STATUTES

February 26, 2014

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We herewith transmit:

Without comment, HB14-1188 and 1254.
 Without comment, as amended, HB14-1034, 1082, 1191, and 1210.

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INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-017 by Senator(s) Schwartz; also Representative(s) Hamner--Concerning national fish hatcheries in Colorado.

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

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INTRODUCTION OF BILLS -- FIRST READING

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

SB14-150 by Senator(s) Todd and Zenzinger, Crowder, Guzman, Johnston, Kefalas, Kerr, Newell, Nicholson, Schwartz, Steadman; also Representative(s) Hamner--Concerning the Colorado school counselor corps grant program.
 Education

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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:

SB14-093 by Senator(s) Jahn, Hodge, Tochtrop, Renfroe; also Representative(s) May, Priola, Williams--Concerning equivalent authority for pipeline companies to acquire right-of-way.

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	King	Y	Scheffel	Y
Balmer		Y	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner		E	Hill	N	Lundberg	N	Steadman	Y
Brophy		N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman		Y	Jahn	Y	Newell	Y	Todd	Y
Crowder		Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham		Y	Jones	N	Renfroe	Y	Zenzinger	Y
Guzman		Y	Kefalas	N	Rivera	N	President	Y
Harvey		Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Balmer.

Committee of the Whole On motion of Senator Kerr, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Kerr 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:

HB14-1022 by Representative(s) Landgraf, Schafer, Peniston; also Senator(s) Newell--Concerning alignment of the duration of the child care authorization notice with the child care assistance eligibility period for children participating in the Colorado child care assistance program.

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

SB14-029 by Senator(s) Newell; also Representative(s) Fischer--Concerning the establishment of a paint stewardship program for the environmentally sound disposal of postconsumer architectural paint.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 6, page(s) 175-176 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, February 21, page(s) 333-334 and placed in members' bill files.)

Amendment No. 3(L.003), by Senator Newell.

Amend printed bill, page 10, strike lines 6 through 9 and substitute:

"(B) REQUIRE THAT ANY FUNDS GENERATED BY THE AGGREGATE

AMOUNT OF FEES CHARGED TO CONSUMERS BE PLACED BACK INTO THE PROGRAM.".

Page 12, after line 9 insert:

"(5) THE AGGREGATE AMOUNT OF FEES CHARGED TO CONSUMERS PURSUANT TO THIS SECTION SHALL BE IN AN AMOUNT NOT TO EXCEED THE ACTUAL COST OF THE PROGRAM.".

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

SB14-029 by Senator(s) Newell; also Representative(s) Fischer--Concerning the establishment of a paint stewardship program for the environmentally sound disposal of postconsumer architectural paint.

Senator Balmer moved to amend the Report of the Committee of the Whole to show that the following amendment to SB14-029 did pass.

Amend the Newell floor amendment (SB029_L.003), page 1, line 8, strike "PROGRAM." and substitute "PROGRAM AND SHALL NEVER EXCEED SEVENTY-FIVE CENTS PER GALLON OF PAINT.".

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

YES	16	NO	18	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	19	NO	15	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	N		

The Committee of the Whole took the following action:

Passed on second reading: SB14-029 as amended, HB14-1022.

MESSAGE FROM THE HOUSE

February 27, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1054, amended as printed in House Journal, February 26, page 398. HB14-1108, amended as printed in House Journal, February 26, pages 406-407.

MESSAGE FROM THE REVISOR OF STATUTES

February 27, 2014

We herewith transmit:

Without comment, as amended, HB14-1054 and 1108.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1024, 1059, 1111.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday, February 28, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

52nd Legislative Day Friday, February 28, 2014

- Prayer 10
 By the chaplain, Rabbi Keren Gorban, Temple Sinai, Denver. 11
- Call to Order 12
 By the President *pro tem* at 9:00 a.m. 13
- Pledge 14
 By Senator Ulibarri. 15
- Roll Call 16
 Present--33 17
 Excused--3, Baumgardner, King, Renfroe. 18
 Present later--1, Renfroe. 19
- Quorum 20
 The President announced a quorum present. 21
- Reading of Journal 22
 On motion of Senator Crowder, reading of the Journal of Thursday, February 27, 2014, 23
 was dispensed with and the Journal was approved as corrected by the Secretary. 24

COMMITTEE OF REFERENCE REPORTS

- Education 25
 The Committee on Education has had under consideration and has had a hearing on the 26
 following appointment and recommends that the appointment be confirmed: 27

MEMBER OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

for a term expiring July 1, 2015: 28

John L. Anderson of Durango, Colorado, to serve as a member west of the Continental 29
 Divide, a representative of the Third Congressional District and as a Republican, and 30
 occasioned by the resignation of Kevin Lamar Reimer of Grand Junction, Colorado, 31
 appointed. 32

- Education 33
 The Committee on Education has had under consideration and has had a hearing on the 34
 following appointment and recommends that the appointment be confirmed: 35

MEMBER OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

effective December 31, 2013, for a term expiring December 31, 2017: 36

Richard E. Martinez, Jr. of Centennial, Colorado, an unaffiliated from the Sixth 37
 Congressional District, reappointed. 38

- Education 39
 After consideration on the merits, the Committee recommends that **SB14-124** be **amended** 40
 as follows, and as so amended, be referred to the Committee on Appropriations with 41
 favorable recommendation. 42

Amend printed bill, page 7, strike lines 26 and 27 and substitute 43

"PLANS."

Page 10, line 17, strike "THE GOVERNOR" and substitute "THE STATE BOARD, THE GOVERNOR,".

Health & Human Services

After consideration on the merits, the Committee recommends that **SB14-144** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB14-050** 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, 25-3-112, amend (1) (d); and add (3.5), (3.7), (7), and (8) as follows:

25-3-112. Hospitals - charity care information - charges for the uninsured - reports to department - department review - collections protection - hospital financial assistance standards committee established - rules. (1) Each hospital shall make information available to each patient about the hospital's financial assistance, charity care, and payment plan policies. Each hospital shall communicate this information in a clear and understandable manner and in languages appropriate to the communities and patients the hospital serves. The hospital shall:

(d) ~~Include the information in each patient's billing statement~~ INFORM EACH PATIENT ON EACH BILLING STATEMENT OF HIS OR HER RIGHTS PURSUANT TO THIS SECTION AND THAT FINANCIAL ASSISTANCE OR CHARITY CARE MAY BE AVAILABLE AND, WHERE APPLICABLE, PROVIDE THE WEB SITE, E-MAIL ADDRESS, AND TELEPHONE NUMBER WHERE THE INFORMATION MAY BE OBTAINED.

(3.5) IF A HOSPITAL DISCOVERS AN OMISSION OF REQUIRED INFORMATION, INCORRECT BILLING, OR OTHER NONCOMPLIANCE WITH THIS SECTION BY THE HOSPITAL, THE HOSPITAL SHALL CORRECT THE ERROR OR OMISSION, INFORM THE PATIENT, AND PROVIDE A FINANCIAL CORRECTION CONSISTENT WITH THIS SECTION TO THE PERSONS AFFECTED BY THE ERROR OR OMISSION. THE HOSPITAL SHALL INFORM THE DEPARTMENT OF THE ERRORS, OMISSIONS, AND CORRECTIVE ACTIONS TAKEN BY THE HOSPITAL ON A QUARTERLY BASIS.

(3.7) (a) IF THE ATTORNEY GENERAL RECEIVES A VALID COMPLAINT REGARDING A HOSPITAL'S COMPLIANCE WITH THIS SECTION, THE DEPARTMENT MAY CONDUCT A REVIEW. IN ADDITION, THE ATTORNEY GENERAL SHALL PERIODICALLY REVIEW HOSPITALS TO ENSURE COMPLIANCE WITH THIS SECTION.

(b) IF THE ATTORNEY GENERAL FINDS THAT A HOSPITAL IS NOT IN COMPLIANCE WITH THIS SECTION, INCLUDING THE RULES ADOPTED PURSUANT TO PARAGRAPH (c) OF SUBSECTION (7) OF THIS SECTION, THE DEPARTMENT SHALL NOTIFY THE HOSPITAL, AND THE HOSPITAL HAS NINETY DAYS TO FILE WITH THE DEPARTMENT A CORRECTIVE ACTION PLAN THAT INCLUDES MEASURES TO INFORM THE PATIENT OR PATIENTS, AND PROVIDE A FINANCIAL CORRECTION CONSISTENT WITH THIS SECTION TO THE PERSONS AFFECTED BY THE NONCOMPLIANCE. THE DEPARTMENT MAY REQUIRE A HOSPITAL THAT IS NOT IN COMPLIANCE WITH THIS SECTION, OR WITH RULES ADOPTED PURSUANT TO PARAGRAPH (c) OF SUBSECTION (7) OF THIS SECTION, TO DEVELOP AND OPERATE UNDER A CORRECTIVE ACTION PLAN UNTIL THE HOSPITAL IS IN COMPLIANCE.

(c) IF A HOSPITAL'S NONCOMPLIANCE WITH THIS SECTION IS DETERMINED BY THE DEPARTMENT TO BE KNOWING OR WILLFUL, THE DEPARTMENT MAY FINE THE HOSPITAL UP TO FIVE THOUSAND DOLLARS. IN ADDITION, IF THE HOSPITAL FAILS TO TAKE CORRECTIVE ACTION OR FAILS TO FILE A CORRECTIVE ACTION PLAN WITH THE DEPARTMENT WITHIN NINETY DAYS, THE DEPARTMENT MAY FINE THE HOSPITAL UP TO FIVE THOUSAND ADDITIONAL DOLLARS. THE DEPARTMENT SHALL CONSIDER

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THE SIZE OF THE HOSPITAL AND THE SERIOUSNESS OF THE VIOLATION IN SETTING THE FINE AMOUNT.

(7) (a) THERE IS HEREBY ESTABLISHED, IN THE DEPARTMENT, THE HOSPITAL FINANCIAL ASSISTANCE STANDARDS COMMITTEE. THE COMMITTEE CONSISTS OF THE FOLLOWING MEMBERS:

(I) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OR HIS OR HER DESIGNEE;

(II) THE PRIME SPONSORS OF SENATE BILL 14-050;

(III) THREE REPRESENTATIVES OF COLORADO HOSPITALS, ONE WHO REPRESENTS COLORADO HOSPITALS, ONE WHO REPRESENTS URBAN HOSPITALS, AND ONE WHO REPRESENTS RURAL HOSPITALS, JOINTLY APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE WITHIN THIRTY DAYS AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (7);

(IV) THREE REPRESENTATIVES OF ORGANIZATIONS THAT REPRESENT CONSUMERS, JOINTLY APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT OF THE SENATE WITHIN THIRTY DAYS AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (7); AND

(V) ONE MEMBER JOINTLY APPOINTED BY THE MINORITY LEADERS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES.

(b) THE COMMITTEE SHALL:

(I) HOLD ITS FIRST MEETING WITHIN SIXTY DAYS AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (7);

(II) DEVELOP RECOMMENDATIONS FOR UNIFORM STANDARDS FOR THE CONSISTENT IMPLEMENTATION OF THIS SECTION AT ALL COLORADO HOSPITALS; AND

(III) SUBMIT THE RECOMMENDATIONS FOR UNIFORM STANDARDS TO THE DEPARTMENT WITHIN ONE HUNDRED TWENTY DAYS AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (7).

(c) THE DEPARTMENT SHALL ADOPT BY RULE THE RECOMMENDATIONS FOR UNIFORM STANDARDS MADE BY THE HOSPITAL FINANCIAL ASSISTANCE STANDARDS COMMITTEE TO EVALUATE WHETHER A HOSPITAL IS IN COMPLIANCE WITH THIS SECTION.

(8) THE DEPARTMENT SHALL MAKE INFORMATION AVAILABLE REGARDING ANY CORRECTIVE ACTIONS FOR WHICH FINES WERE IMPOSED PURSUANT TO THIS SECTION. ANY INFORMATION REGARDING THE LOWEST NEGOTIATED RATE PROVIDED TO THE DEPARTMENT PURSUANT TO THIS SECTION IS CONFIDENTIAL AND NOT A PUBLIC RECORD.

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 6, 2014, if adjournment sine die is on May 7, 2014); 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 2014 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Health & Human Services

After consideration on the merits, the Committee recommends that **SB14-016** 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 1 insert:

"SECTION 1. In Colorado Revised Statutes, 25-1.5-103, amend (1) (a) (I) (A) as follows:

25-1.5-103. Health facilities - powers and duties of department - limitations on rules promulgated by department - definitions. (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:

(a) (I) (A) To annually license and to establish and enforce standards for the operation of general hospitals, hospital units as defined in section 25-3-101 (2), FREESTANDING EMERGENCY CENTERS, psychiatric

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hospitals, community clinics, rehabilitation hospitals, convalescent centers, community mental health centers, acute treatment units, facilities for persons with intellectual and developmental disabilities, nursing care facilities, hospice care, assisted living residences, dialysis treatment clinics, ambulatory surgical centers, birthing centers, home care agencies, and other facilities of a like nature, except those wholly owned and operated by any governmental unit or agency.

SECTION 2. In Colorado Revised Statutes, **add** 25-1.5-111 as follows:

25-1.5-111. Freestanding emergency centers - licensure - requirements. (1) ON OR AFTER THE EFFECTIVE DATE OF THIS SECTION, A HEALTH CARE FACILITY THAT IS OPERATING AS A FREESTANDING EMERGENCY CENTER SHALL APPLY FOR AND OBTAIN FROM THE DEPARTMENT AN ANNUAL FREESTANDING EMERGENCY CENTER LICENSE. THE DEPARTMENT SHALL ISSUE A FREESTANDING EMERGENCY CENTER LICENSE TO A HEALTH CARE FACILITY THAT:

(a) PROVIDES EMERGENCY SERVICES, AS DEFINED IN SECTION 25-3-101 (2) (a.7), TO PATIENTS AT THE FACILITY;

(b) HAS EXECUTED A TRANSFER AGREEMENT WITH THE NEAREST LICENSED OR CERTIFIED HOSPITAL UNDER WHICH THE HOSPITAL AGREES TO ACCEPT AND ADMIT PATIENTS TRANSFERRED FROM THE FREESTANDING EMERGENCY CENTER;

(c) HAS THE ABILITY TO RECEIVE AMBULANCES;

(d) IS OPEN TO PATIENTS TWENTY-FOUR HOURS A DAY AND SEVEN DAYS A WEEK;

(e) HAS CLINICAL LABORATORIES ON-SITE THAT ARE ACCREDITED BY COLA OR ITS SUCCESSOR ORGANIZATION AND THAT ARE CERTIFIED UNDER AND COMPLY WITH THE REQUIREMENTS SPECIFIED IN THE FEDERAL "CLINICAL LABORATORY IMPROVEMENT AMENDMENTS OF 1988", PUB.L. 100-578, 42 U.S.C. SEC. 263a;

(f) HAS DIGITAL IMAGING CAPABILITIES;

(g) HAS BOARD-CERTIFIED DOCTORS TRAINED IN EMERGENCY MEDICINE ON-SITE; AND

(h) PROVIDES TO EACH PATIENT, REGARDLESS OF A PATIENT'S ABILITY TO PAY:

(I) AN APPROPRIATE MEDICAL SCREENING, EXAMINATION, AND STABILIZATION WITHIN THE FREESTANDING EMERGENCY CENTER'S CAPABILITIES, INCLUDING ANCILLARY SERVICES ROUTINELY AVAILABLE TO THE FACILITY, TO DETERMINE WHETHER AN EMERGENCY MEDICAL CONDITION EXISTS; AND

(II) ANY TREATMENT NECESSARY TO STABILIZE THE PATIENT OR TO GUARD AGAINST CONDITIONS THAT THREATEN LIFE OR LIMB.

(2) THE DEPARTMENT SHALL NOT ISSUE OR RENEW A FREESTANDING EMERGENCY CENTER LICENSE TO A HEALTH CARE FACILITY THAT DOES NOT SATISFY THE CRITERIA SPECIFIED IN SUBSECTION (1) OF THIS SECTION AND SHALL NOT RENEW A FREESTANDING EMERGENCY CENTER LICENSE ISSUED UNDER THIS SECTION UNLESS THE FREESTANDING EMERGENCY CENTER IS ACCREDITED BY THE JOINT COMMISSION OR OTHER NATIONALLY RECOGNIZED ACCREDITATION AUTHORITY.

(3) A FREESTANDING EMERGENCY CENTER LICENSED UNDER THIS SECTION SHALL NOT DELAY THE PROVISION OF APPROPRIATE MEDICAL SCREENING, EXAMINATION, OR TREATMENT IN ORDER TO INQUIRE ABOUT THE PATIENT'S METHOD OF PAYMENT OR INSURANCE STATUS.

(4) NOTHING IN THIS SECTION PRECLUDES THE DEPARTMENT FROM ISSUING OR RENEWING A LICENSE TO A COMMUNITY CLINIC PROVIDING EMERGENCY SERVICES PURSUANT TO SECTION 25-3-101 (2) (a) (I) (B)."

Renumber succeeding sections accordingly.

Page 2, lines 2 and 3, strike "(1) and (2) (a) (I) (B); and **add**" and substitute "(1), (2) (a) (I) (B), and (2) (a) (III) (C); and **add** (2) (a) (III) (D)."

Page 2, line 7, after "unit;" insert "FREESTANDING EMERGENCY CENTER;"

Page 2, strike lines 17 through 22 and substitute:

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"(b) ON AND AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH (b), IT IS UNLAWFUL FOR A HEALTH CARE FACILITY, OTHER THAN A LICENSED OR CERTIFIED HOSPITAL, TO PROVIDE EMERGENCY SERVICES AT THE FACILITY UNLESS THE HEALTH CARE FACILITY IS:

(I) OPERATING AS A COMMUNITY CLINIC AS DESCRIBED IN SUB-SUBPARAGRAPH (B) OF SUBPARAGRAPH (I) OF PARAGRAPH (a) OF SUBSECTION (2) OF THIS SECTION; OR

(III) LICENSED AS A FREESTANDING EMERGENCY CENTER PURSUANT TO SECTION 25-1.5-111."

Page 3, line 4, strike "license," and substitute "license EXCEPT AS SPECIFIED IN SUBSECTION (5) OF THIS SECTION,".

Page 3, line 7, strike "TWENTY-FIVE" and substitute "TWENTY".

Page 3, after line 8 insert:

"(III) "Community clinic" does not include:

(C) A facility that functions only as an office for the practice of medicine or the delivery of primary care services by other licensed or certified practitioners; OR

(D) A FREESTANDING EMERGENCY CENTER REQUIRED TO BE LICENSED UNDER SECTION 25-1.5-111."

Page 3, line 20, after "DEPARTMENT" insert "OR COMMUNITY CLINIC DESCRIBED IN SUB-SUBPARAGRAPH (B) OF SUBPARAGRAPH (I) OF PARAGRAPH (a) OF SUBSECTION (2) OF THIS SECTION".

Page 3, line 22, after "DEPARTMENT" insert "OR COMMUNITY CLINIC DESCRIBED IN SUB-SUBPARAGRAPH (B) OF SUBPARAGRAPH (I) OF PARAGRAPH (a) OF SUBSECTION (2) OF THIS SECTION".

Page 3, line 24, after "DEPARTMENT" insert "OR COMMUNITY CLINIC DESCRIBED IN SUB-SUBPARAGRAPH (B) OF SUBPARAGRAPH (I) OF PARAGRAPH (a) OF SUBSECTION (2) OF THIS SECTION".

Page 4, line 2, after "DEPARTMENT" insert "OR COMMUNITY CLINIC DESCRIBED IN SUB-SUBPARAGRAPH (B) OF SUBPARAGRAPH (I) OF PARAGRAPH (a) OF SUBSECTION (2) OF THIS SECTION".

Page 4, after line 3 insert:

"SECTION 4. In Colorado Revised Statutes, 10-1-128, amend (1) as follows:

10-1-128. Fraudulent insurance acts - immunity for furnishing information relating to suspected insurance fraud - legislative declaration. (1) (a) For purposes of this title, articles 40 to 47 of title 8, C.R.S., and articles 6, 7, 29.5, 32, 33, 35, 36, 38, 40, 41, 41.5, and 43 of title 12, C.R.S., a fraudulent insurance act is committed if a person knowingly and with intent to defraud presents, causes to be presented, or prepares with knowledge or belief that it will be presented to or by an insurer, a purported insurer, or any producer thereof any written statement as part or in support of an application for the issuance or the rating of an insurance policy or a claim for payment or other benefit pursuant to an insurance policy that he or she knows to contain false information concerning any fact material thereto or if he or she knowingly and with intent to defraud or mislead conceals information concerning any fact material thereto. For purposes of this section, "written statement" includes a patient medical record as such term is defined in section 18-4-412 (2) (a), C.R.S., and any bill for medical services.

(b) FOR PURPOSES OF THIS TITLE, A FRAUDULENT INSURANCE ACT INCLUDES SUBMITTING A CLAIM OR BILLING A PATIENT FOR AN EMERGENCY FACILITY FEE IF THE PROVIDER IS NOT IN FACT A DEDICATED EMERGENCY DEPARTMENT, AS DEFINED IN 42 CFR 489.24 (b)."

Renumber succeeding sections accordingly.

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- Trans-
portation After consideration on the merits, the Committee recommends that **HB14-1121** 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 **HB14-1160** be **referred** to the Committee on Appropriations with favorable recommendation.
- Finance After consideration on the merits, the Committee recommends that **HB14-1092** be **referred** to the Committee on Appropriations with favorable recommendation.
- Finance After consideration on the merits, the Committee recommends that **SB14-123** be **referred** to the Committee on Appropriations with favorable recommendation.

SENATE SERVICES REPORT

- Correctly Printed:** SB14-150.
- Correctly Engrossed:** SB14-029.
- Correctly Reengrossed:** SB14-093.
- Correctly Revised:** HB14-1022.

MESSAGE FROM THE HOUSE

February 27, 2014

Madam President:

The House has postponed indefinitely SB14-084. The bill is returned herewith.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-151** by Senator(s) Tochtrop; also Representative(s) Young--Concerning the use of moneys derived from civil penalties imposed on nursing facilities to fund innovations in nursing home care, and, in connection therewith, making an appropriation.
Health & Human Services
Finance
- SB14-152** by Senator(s) Jahn; --Concerning the standardization of financial transaction requirements applicable to insurers.
Business, Labor, & Technology
- HB14-1034** by Representative(s) Williams; also Senator(s) Jahn--Concerning the creation of a wine packaging permit to allow certain alcohol beverage licensees to package wine produced by another wine manufacturer, and, in connection therewith, making an appropriation.
Business, Labor, & Technology
- HB14-1054** by Representative(s) Peniston; also Senator(s) Tochtrop--Concerning restricting access by minors to artificial tanning devices, and, in connection therewith, making an appropriation.
Health & Human Services

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- HB14-1082** by Representative(s) Lee; also Senator(s) Tochtrop--Concerning a requirement for written notice of cancellation of individual life insurance policies, and in connection therewith, requiring written notice prior to the lapse of individual life insurance policies.
Business, Labor, & Technology
- HB14-1108** by Representative(s) Primavera, Landgraf, Singer; also Senator(s) Tochtrop, Roberts--Concerning limits on copayments made by a covered person for physical rehabilitation services.
Business, Labor, & Technology
- HB14-1152** by Representative(s) Lawrence, Dore, Holbert, Joshi, Landgraf, Navarro, Rankin, Scott, Stephens, Waller, Wilson; also Senator(s) Scheffel--Concerning passive surveillance records of governmental entities.
Judiciary
- HB14-1188** by Representative(s) Ryden; also Senator(s) Tochtrop, Guzman--Concerning revenue generated from the outdoor advertising program administered by the department of transportation.
Transportation
- HB14-1191** by Representative(s) Conti, Coram, Court, Ferrandino, Rosenthal, Scott; also Senator(s) King--Concerning the creation of an emergency alert program to notify the public after a serious hit-and-run accident.
Judiciary
- HB14-1193** by Representative(s) Salazar; also Senator(s) Kefalas--Concerning requirements governing the imposition of a fee for the research and retrieval of public records under the "Colorado Open Records Act".
State, Veterans, & Military Affairs
- HB14-1210** by Representative(s) Gerou; also Senator(s) Roberts--Concerning a requirement that a state agency enter into an intergovernmental agreement with a county to address wildland fires affecting certain state lands located within the county.
Local Government
- HB14-1228** by Representative(s) Peniston and Szabo; also Senator(s) Tochtrop and King--Concerning the repeal of certain requirements for defensive driving schools attended in accordance with a court order resulting from a violation of a law regulating the operation of a motor vehicle.
Transportation
- HB14-1254** by Representative(s) Labuda; also Senator(s) Balmer--Concerning a requirement to disclose fees charged to a unit owners' association by a community association manager.
Local Government

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:

- HB14-1241** by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--Concerning a supplemental appropriation to the department of local affairs.

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	King	E	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Nicholson.

HB14-1022 by Representative(s) Landgraf, Schafer, Peniston; also Senator(s) Newell--Concerning alignment of the duration of the child care authorization notice with the child care assistance eligibility period for children participating in the Colorado child care assistance program.

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	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Heath, Hodge, Johnston, Jones, Kefalas, Kerr, Nicholson, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

SB14-029 by Senator(s) Newell; also Representative(s) Fischer--Concerning the establishment of a paint stewardship program for the environmentally sound disposal of postconsumer architectural paint.

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

YES	18	NO	15	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

Co-sponsor(s) added: Guzman, Jones, Schwartz, Steadman and Ulibarri.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills -- Consent Calendar (HB14-1112) of Friday, February 28 was laid over until Monday, March 3, retaining its place on the calendar.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB14-125, SB14-022, HB14-1073, HB14-1021, HB14-1065, HB14-1052) of Friday, February 28 was laid over until Monday, March 3, retaining its place on the calendar.

Majority Leader Heath announced that the confirmations of appointees to the following boards and commissions (Colorado Lottery Commission, Colorado Limited Gaming Control Commission) would be removed from the Consideration of Governor's Appointments calendar of Friday, February 28 and placed on the Consideration of Governor's Appointments--Consent Calendar of Friday, February 28.

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

On motion of Majority Leader Heath, 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, 2017:

Hon. Charles Dennis Maes of Pueblo, Colorado, an attorney admitted to the practice of law in Colorado for not less than five years, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBER OF THE
COLORADO LIMITED GAMING CONTROL COMMISSION

for a term expiring July 1, 2017:

Sheriff Douglas N. Darr of Thornton, Colorado, to serve as a member from the Seventh Congressional District, and a representative of law enforcement and as a Democrat, reappointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MESSAGE FROM THE GOVERNOR

February 27, 2014

To the Honorable Senate
 Sixty-Ninth General Assembly
 Second Regular Session
 State Capitol
 Denver, Colorado 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:

SB14-004: CONCERNING THE ROLE AND MISSION OF COMMUNITY COLLEGES.

Approved February 27, 2014 at 11:12 a.m.

SB14-019: CONCERNING THE STATE INCOME TAX FILING STATUS OF TWO TAXPAYERS WHO MAY LEGALLY FILE A JOINT FEDERAL INCOME TAX RETURN.

Approved February 27, 2014 at 10:58 a.m.

SB14-025: CONCERNING GRANTS FOR DOMESTIC WASTEWATER TREATMENT WORKS FOR SMALL COMMUNITIES.

Approved February 27, 2014 at 10:54 a.m.

SB14-067: CONCERNING ALIGNING CERTAIN STATE MEDICAL ASSISTANCE PROGRAMS' ELIGIBILITY LAWS WITH THE FEDERAL "PATIENT PROTECTION AND AFFORDABLE CARE ACT".

Approved February 27, 2014 at 11:06 a.m.

Sincerely,
 (signed)
 John W. Hickenlooper
 Governor

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On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday,
March 3, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

55th Legislative Day Monday, March 3, 2014

- Prayer 10
 By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 11
- Call to 12
 Order 13
 By the President *pro tem* at 10:00 a.m. 14
- Pledge 15
 By Senator Baumgardner. 16
- Roll Call 17
 Present--35 18
- Quorum 19
 The President announced a quorum present. 20
- Reading of 21
 Journal 22
 On motion of Senator Jones, reading of the Journal of Friday, February 28, 2014, was 23
 dispensed with and the Journal was approved as corrected by the Secretary. 24

SENATE SERVICES REPORT

- Correctly Printed:** SB14-151 and 152. 25
- Correctly Reengrossed:** SB14-029. 26
- Correctly Rerevised:** HB14-1022 and 1241. 27

MESSAGE FROM THE HOUSE

- February 28, 2014 28
- Madam President: 29
- The House has passed on Third Reading and transmitted to the Revisor of Statutes 30
 HB14-1100, amended as printed in House Journal, February 27, page 419. 31
- The House has passed on Third Reading and returns herewith SB14-076. 32
- The House has adopted and returns herewith SJR14-006. 33
- The House has adopted and transmits herewith HJR14-1009. 34

MESSAGE FROM THE REVISOR OF STATUTES

- February 28, 2014 35
- We herewith transmit: 36
- Without comment, as amended, HB14-1100. 37

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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--Consent Calendar, and Senator Hodge 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:

HB14-1112 by Representative(s) Lebsock, Priola, Exum, Hullinghorst, Kagan, Salazar, Singer; also Senator(s) Ulibarri and Roberts--Concerning limited authorization for a county clerk and recorder to redact the first five digits of a social security number from a public document recorded with the clerk and recorder at the request of the individual to whom the social security number is assigned.

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

HB14-1051 by Representative(s) Schafer and Landgraf, Gardner, Ginal, Kraft-Tharp, Murray, Ryden, Stephens, Swalm, Young; also Senator(s) Kefalas and Crowder, Aguilar--Concerning a strategic plan for enrolling all eligible persons with intellectual and developmental disabilities into programs at the time services and supports are needed, and, in connection therewith, requiring the department of health care policy and financing to develop and implement the strategic plan and to report annually on the number of persons waiting for services and supports.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 27, page(s) 388 and placed in members' bill files.)

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

HB14-1190 by Representative(s) Ryden; also Senator(s) King, Guzman--Concerning the factors that are used to determine the financial capacity to provide matching moneys of a school district or board of cooperative services that has applied for financial assistance under the "Building Excellent Schools Today Act".

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

HB14-1174 by Representative(s) Mitsch Bush; also Senator(s) Schwartz and Jones--Concerning the sunset review of the natural areas council.

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 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1112, HB14-1051 as amended, HB14-1190, HB14-1174.

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 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:

SB14-125 by Senator(s) Jahn and Harvey, Baumgardner, Cadman, Crowder, Grantham, Herpin, Hodge, Johnston, Lambert, Marble, Newell, Rivera, Steadman, Todd, Zenzinger; also Representative(s) Pabon and Szabo--Concerning the regulation of transportation network companies, and, in connection therewith, requiring transportation network companies to carry liability insurance, conduct background checks on transportation network company drivers, inspect transportation network company vehicles, and obtain a permit from the public utilities commission.

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

SB14-022 by Senator(s) Kefalas, Ulibarri; also Representative(s) Fields, Exum, Pettersen--Concerning certified community development financial institutions, and, in connection therewith, authorizing the investment of public funds in such institutions and allowing the institutions to present a request for full or partial release of collateral pledged without presentation of the original promissory note.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, February 19, page(s) 309-310 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Kefalas.

Strike the Finance Committee Report, dated February 18, 2014, and substitute:

"Amend printed bill, page 2, strike lines 2 through 16.

Page 3, strike lines 1 through 9.

Renumber succeeding sections accordingly.

Page 3, line 11, strike "(20) (k)" and substitute "(20) (k) and (20) (l)".

Page 3, strike lines 21 through 26 and substitute:

~~"(j) Any entity listed in paragraphs (a) to (i) of this subsection (20) acting in the capacity of agent, nominee except as otherwise specified in subsection (10) of this section, or trustee for another person~~
COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION THAT HAS BEEN CERTIFIED AND MAINTAINS SUCH CURRENT STATUS FROM THE COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND ADMINISTERED BY THE UNITED STATES DEPARTMENT OF THE TREASURY, REFERRED TO IN THIS SECTION AS THE "FUND". IN ORDER TO BE A QUALIFIED HOLDER UNDER THIS ARTICLE, THE COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION MUST:

- (I) BE A LEGAL ENTITY;
- (II) HAVE A PRIMARY MISSION OF PROMOTING COMMUNITY DEVELOPMENT;
- (III) BE A FINANCING ENTITY;
- (IV) PRIMARILY SERVE ONE OR MORE TARGET MARKETS AS DEFINED BY THE FUND;
- (V) PROMOTE DEVELOPMENT SERVICES IN CONJUNCTION WITH ITS

FINANCING ACTIVITIES;

(VI) MAINTAIN ACCOUNTABILITY TO ITS DEFINED TARGET MARKET; AND

(VII) BE A NONGOVERNMENTAL ENTITY AND NOT BE UNDER THE CONTROL OF ANY GOVERNMENTAL ENTITY; EXCEPT THAT A TRIBAL GOVERNMENT IS EXEMPT FROM THE REQUIREMENTS OF THIS SUBPARAGRAPH (VII).

(k) ANY ENTITY WITH ACTIVE CERTIFICATION UNDER THE FUND THAT ORIGINATES, INSURES, GUARANTEES, OR".

Page 4, line 3, strike "(k)" and substitute "(l)" and strike "(j)" and substitute "(k)".

Page 1, strike lines 103 and 104 and substitute "SUCH INSTITUTIONS TO SERVE AS A QUALIFIED HOLDER AND TO PRESENT A REQUEST FOR FULL".

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

HB14-1073 by Representative(s) Pabon; also Senator(s) Rivera--Concerning the recording of legal documents.

Amendment No. 1(L.004), by Senator Rivera.

Amend reengrossed bill, page 4, after line 25 insert:

"SECTION 3. In Colorado Revised Statutes, 25-2-110, add (1) (c) and (10) as follows:

25-2-110. Certificates of death - repeal. (1) (c) ONCE A CERTIFICATE OF DEATH HAS BEEN FILED PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (1), A VERIFICATION OF DEATH DOCUMENT MAY BE USED BY LOCAL OFFICES OF VITAL STATISTICS AND THE OFFICE OF THE STATE REGISTRAR OF VITAL STATISTICS WHEN VERIFYING A VITAL EVENT TO A PERSON OR ORGANIZATION THAT HAS REQUESTED A VERIFICATION OF FACT-OF-DEATH. A VERIFICATION OF DEATH DOCUMENT MUST INCLUDE THE NAME AND ADDRESS OF THE DECEDENT, THE DATE OF DEATH, THE PLACE OF DEATH, THE DATE THE DOCUMENT IS FILED, THE STATE FILE NUMBER, AND THE NAME OF ANY SPOUSE OF THE DECEDENT. A VERIFICATION OF DEATH DOCUMENT IS NOT REQUIRED TO CONTAIN A SOCIAL SECURITY NUMBER OF THE DECEASED AS IS OTHERWISE REQUIRED OF A CERTIFICATE OF DEATH UNDER PARAGRAPH (a) OF THIS SUBSECTION (1).

(10) WHENEVER IN THE COLORADO REVISED STATUTES THE TERMS "CERTIFICATE OF DEATH" OR "DEATH CERTIFICATE" ARE USED, EXCEPT AS TO THE INITIAL CERTIFICATE OF DEATH REQUIRED PURSUANT TO PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION, THE SAME TWO TERMS INCLUDE A VERIFICATION OF DEATH DOCUMENT THAT IS CERTIFIED BY THE STATE REGISTRAR AND ISSUED PURSUANT TO PARAGRAPH (c) OF SUBSECTION (1) OF THIS SECTION."

Renumber succeeding sections accordingly.

Page 6, strike lines 21 through 27 and substitute:

"(2) As used in this part 1, unless the context otherwise requires, a "certificate of death or certified copy thereof" means a certificate of death ~~meeting~~ AS CONSTRUED IN SECTION 25-2-110 (10), C.R.S., THAT MEETS the requirements set forth in section 38-35-112 to be admitted as evidence or a copy of such a certificate of death certified by the public office that issued it."

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

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

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- HB14-1021** by Representative(s) Mitsch Bush and Hamner, Fischer, Tyler; also Senator(s) Schwartz--
Concerning the penalty for violating a road restriction for vehicle combinations over thirty-
five feet in length traveling on Independence Pass. 1
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Ordered revised and placed on the calendar for third reading and final passage. 6
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- HB14-1065** by Representative(s) Moreno, Priola; also Senator(s) Hodge, Steadman, Tochtrop--
Concerning limits on indemnification provisions in motor carrier transportation contracts. 9
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Laid over until Tuesday, March 4, retaining its place on the calendar. 11
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- HB14-1052** by Representative(s) Fischer; also Senator(s) Jones--Concerning an increase in the
enforcement authority of ground water management districts. 15
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Amendment No. 1, Local Government Committee Amendment. 17
(Printed in Senate Journal, February 26, page(s) 366 and placed in members' bill files.) 18
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As amended, ordered revised and placed on the calendar for third reading and final
passage. 20
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- SB14-023** by Senator(s) Schwartz; --Concerning an authorization of the voluntary transfer of water
efficiency savings to the Colorado water conservation board for instream use purposes in
water divisions that include lands west of the continental divide. 25
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Laid over until Thursday, March 6, retaining its place on the calendar. 29
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- HB14-1122** by Representative(s) Kagan; also Senator(s) Newell--Concerning provisions to keep legal
marijuana from underage persons. 32
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Amendment No. 1, Judiciary Committee Amendment. 35
(Printed in Senate Journal, February 27, page(s) 377-378 and placed in members' bill
files.) 36
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As amended, ordered revised and placed on the calendar for third reading and final
passage. 39
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- SB14-032** by Senator(s) Lundberg; --Concerning elimination of restrictions on the ability of
alternative health care providers to treat children. 43
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Laid over until Friday, March 7, retaining its place on the calendar. 46
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- SB14-149** by Senator(s) Johnston; also Representative(s) Young--Concerning the minimum standards
that a private occupational school must satisfy before being issued a certificate of approval
to operate in Colorado. 49
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Ordered engrossed and placed on the calendar for third reading and final passage. 53
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- HB14-1166** by Representative(s) Vigil; also Senator(s) Tochtrop--Concerning the renewal of concealed
handgun permits by Colorado county sheriffs. 56
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Ordered revised and placed on the calendar for third reading and final passage. 59
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- AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE** 63
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- HB14-1073** by Representative(s) Pabon; also Senator(s) Rivera--Concerning the recording of legal
documents. 67
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Senator Rivera moved to amend the Report of the Committee of the Whole to show that
HB14-1073, as amended, did pass. 70
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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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

- Passed on second reading: SB14-022 as amended, SB14-149, HB14-1073 as amended, HB14-1021, HB14-1052 as amended, HB14-1122 as amended, HB14-1166.
- Laid over until Tuesday, March 4: HB14-1065.
- Laid over until Thursday, March 6: SB14-023.
- Laid over until Friday, March 7: SB14-125, SB14-032.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1056, 1146.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, February 28, 2014, at 11:40 a.m.: SJR14-004.

MESSAGE FROM THE HOUSE

March 3, 2014

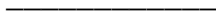
Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1171.

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The House has passed on Third Reading and transmitted to the Revisor of Statutes
 HB14-1002, amended as printed in House Journal, February 28, page 439.
 HB14-1003, amended as printed in House Journal, February 28, page 439.
 HB14-1006, amended as printed in House Journal, February 28, page 439.
 HB14-1293, amended as printed in House Journal, February 28, pages 439-440.

The House has passed on Third Reading and returns herewith SB14-039, SB14-048.



On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday,
 March 4, 2014.

Approved:

Morgan Carroll
 President of the Senate

Attest:

Cindi L. Markwell
 Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

56th Legislative Day

Tuesday, March 4, 2014

Prayer	By Senator Harvey.	1
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	2
Pledge	By Senator Baumgardner.	3
Roll Call	Present--34 Excused--1, Roberts.	4
Quorum	The President announced a quorum present.	5
Reading of Journal	On motion of Senator Jones, reading of the Journal of Monday, March 3, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	6

COMMITTEE OF REFERENCE REPORTS

Judiciary	After consideration on the merits, the Committee recommends that HB14-1229 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	7
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-065 be postponed indefinitely .	8
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-140 be postponed indefinitely .	9
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB14-1215 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	10
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB14-1183 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	11

SENATE SERVICES REPORT

Correctly Engrossed: SB14-022 and 149.
Correctly Revised: HB14-1021, 1051, 1052, 1073, 1112, 1122, 1166, 1174 and 1190.
Correctly Enrolled: SJR14-006 and 009.

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MESSAGE FROM THE REVISOR OF STATUTES

March 3, 2014

We herewith transmit:

Without comment, HB14-1171.

Without comment, as amended, HB14-1002, 1003, 1006, and 1293.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR14-1009 by Representative(s) Williams, Buckner, Exum, Fields, Melton, Salazar, Becker, Court, Duran, Ferrandino, Fischer, Foote, Garcia, Ginal, Hamner, Hulinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, May, McCann, McLachlan, Mitsch Bush, Moreno, Pabon, Peniston, Pettersen, Primavera, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri--Concerning a request that Congress restore the federal "Voting Rights Act of 1965", as amended.

Laid over until Thursday, March 27, retaining its place on the calendar.

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Senator Roberts replaced Senator Crowder as the Senate prime sponsor with Representative Coram on HB 14-1223.

INTRODUCTION OF BILLS -- FIRST READING

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

HB14-1100 by Representative(s) Swalm and Pabon, Wilson, McCann, Fields, Gardner, Holbert, McNulty, Navarro, Rosenthal, Scott, Tyler, Williams; also Senator(s) Grantham-- Concerning the use of title documents to give notice of characteristics of motor vehicles that affect a vehicle's value, and, in connection therewith, making an appropriation.
Transportation

HB14-1142 by Representative(s) DelGrosso; also Senator(s) Grantham and Nicholson--Concerning a prohibition against the off-site electronic sale of lottery tickets by the Colorado lottery commission.
Finance

HB14-1223 by Representative(s) Coram; also Senator(s) Roberts--Concerning the reclassification of Dolores county for the purpose of statutory provisions fixing the salaries of county officers.
State, Veterans, & Military Affairs

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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:

HB14-1112 by Representative(s) Lebsock, Priola, Exum, Hullinghorst, Kagan, Salazar, Singer; also Senator(s) Ulibarri and Roberts--Concerning limited authorization for a county clerk and recorder to redact the first five digits of a social security number from a public document recorded with the clerk and recorder at the request of the individual to whom the social security number is assigned.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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

Co-sponsor(s) added: Aguilar, Hodge, Kefalas, Kerr, Lambert, Newell, Steadman and Todd.

HB14-1051 by Representative(s) Schafer and Landgraf, Gardner, Ginal, Kraft-Tharp, Murray, Ryden, Stephens, Swalm, Young; also Senator(s) Kefalas and Crowder, Aguilar--Concerning a strategic plan for enrolling all eligible persons with intellectual and developmental disabilities into programs at the time services and supports are needed, and, in connection therewith, requiring the department of health care policy and financing to develop and implement the strategic plan and to report annually on the number of persons waiting for services and supports.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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, Hodge, Johnston, Jones, Kerr, Lambert, Newell, Nicholson, Rivera, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1190 by Representative(s) Ryden; also Senator(s) King, Guzman--Concerning the factors that are used to determine the financial capacity to provide matching moneys of a school district or board of cooperative services that has applied for financial assistance under the "Building Excellent Schools Today 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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

Co-sponsor(s) added: Crowder, Jones, Kerr, Newell, Rivera, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1174 by Representative(s) Mitsch Bush; also Senator(s) Schwartz and Jones--Concerning the sunset review of the natural areas 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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

Co-sponsor(s) added: Ulibarri.

IMMEDIATE RECONSIDERATION OF HB14-1174

HB14-1174 by Representative(s) Mitsch Bush; also Senator(s) Schwartz and Jones--Concerning the sunset review of the natural areas council.

Having voted on the prevailing side, Majority Leader Heath moved for immediate reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on **HB14-1174**.

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:

HB14-1174 by Representative(s) Mitsch Bush; also Senator(s) Schwartz and Jones--Concerning the sunset review of the natural areas 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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

Co-sponsor(s) added: Guzman.

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:

SB14-022 by Senator(s) Kefalas, Ulibarri; also Representative(s) Fields, Exum, Pettersen--Concerning certified community development financial institutions, and, in connection therewith, authorizing such institutions to serve as a qualified holder and to present a request for full or partial release of collateral pledged without presentation of the original promissory note.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	E		

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, Johnston, Jones, Kerr, Nicholson, Schwartz and Todd.

HB14-1073 by Representative(s) Pabon; also Senator(s) Rivera--Concerning the recording of legal documents.

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

YES	15	NO	19	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	N
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	N
Cadman	N	Jahn	N	Newell	N	Todd	Y
Crowder	N	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	Y
Guzman	N	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	N	Roberts	E		

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

IMMEDIATE RECONSIDERATION OF HB14-1073

HB14-1073 by Representative(s) Pabon; also Senator(s) Rivera--Concerning the recording of legal documents.

Having voted on the prevailing side, Senator Tochtrop moved for immediate reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on **HB14-1073**.

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:

HB14-1073 by Representative(s) Pabon; also Senator(s) Rivera--Concerning the recording of legal documents.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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, Harvey, Herpin, King, Lambert and Scheffel.

HB14-1021 by Representative(s) Mitsch Bush and Hamner, Fischer, Tyler; also Senator(s) Schwartz--Concerning the penalty for violating a road restriction for vehicle combinations over thirty-five feet in length traveling on Independence Pass.

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

YES	22	NO	12	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	E		

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

Co-sponsor(s) added: Guzman, Heath, King, Nicholson, Rivera and Todd.

HB14-1052 by Representative(s) Fischer; also Senator(s) Jones--Concerning an increase in the enforcement authority of ground water management districts.

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

YES	22	NO	12	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	N	Marble	N	Tochtrop	Y
Cadman	N	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	E		

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, Nicholson, Schwartz and Ulibarri.

HB14-1122 by Representative(s) Kagan; also Senator(s) Newell--Concerning provisions to keep legal marijuana from underage persons.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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, Herpin, Jones, Kefalas, Kerr, King, Nicholson, Rivera, Schwartz and Todd.

SB14-149 by Senator(s) Johnston; also Representative(s) Young--Concerning the minimum standards that a private occupational school must satisfy before being issued a certificate of approval to operate in 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	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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

Co-sponsor(s) added: Carroll, Heath, Newell, Nicholson and Todd.

HB14-1166 by Representative(s) Vigil; also Senator(s) Tochtrop--Concerning the renewal of concealed handgun permits by Colorado county sheriffs.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Crowder, Grantham, Guzman, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Renfroe, Rivera, Scheffel, Todd, Ulibarri and Zenzinger.

Committee of the Whole On motion of Senator Tochtrop, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Tochtrop 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:

HB14-1065 by Representative(s) Moreno, Priola; also Senator(s) Hodge, Steadman, Tochtrop--Concerning limits on indemnification provisions in motor carrier transportation contracts.

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

SB14-016 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning the ability of certain health care facilities to provide emergency services outside a hospital setting.

Laid over until Monday, March 10, retaining its place on the calendar.

HB14-1121 by Representative(s) Kraft-Tharp and Gerou; also Senator(s) Jahn--Concerning notice requirements for county highway contract bid solicitations, and, in connection therewith, increasing the threshold value of a contract for which a county must advertise in a newspaper in the county or post notice in the county courthouse from five thousand dollars to the amount at which a contract requires a contractor's bond.

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 Tochtrop, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1065, HB14-1121.
Laid over until Monday, March 10: SB14-016.

Majority Leader Heath announced that the confirmations of appointees to the following boards and commissions (Colorado Commission on Higher Education, State Board for Community Colleges and Occupational Education) would be removed from the Consideration of Governor's Appointments calendar of Tuesday, March 4 and placed on the Consideration Governor's Appointments--Consent Calendar of Tuesday, March 4.

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

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

MEMBER OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

for a term expiring July 1, 2015:

John L. Anderson of Durango, Colorado, to serve as a member west of the Continental Divide, a representative of the Third Congressional District and as a Republican, and occasioned by the resignation of Kevin Lamar Reimer of Grand Junction, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

MEMBER OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

effective December 31, 2013, for a term expiring December 31, 2017:

Richard E. Martinez, Jr., of Centennial, Colorado, an unaffiliated from the Sixth Congressional District, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR14-006 and 009.

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Wednesday, March 5, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

57th Legislative Day

Wednesday, March 5, 2014

Prayer	By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.	10
Call to Order	By the President <i>pro tem</i> at 10:00 a.m.	11
Pledge	By Senator Baumgardner.	12
Roll Call	Present--34 Absent--1, Kerr. Present later--1, Kerr.	13
Quorum	The President announced a quorum present.	14
Reading of Journal	On motion of Senator Jones, reading of the Journal of Tuesday, March 4, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	15

COMMITTEE OF REFERENCE REPORTS

Judiciary	After consideration on the merits, the Committee recommends that HB14-1172 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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SENATE SERVICES REPORT

Correctly Reengrossed: SB14-022 and 149.	17
Correctly Revised: HB14-1065 and 1121.	18
Correctly Rerevised: HB14-1021, 1051, 1052, 1073, 1112, 1122, 1166, 1174 and 1190.	19
Correctly Enrolled: SB14-047 and 052.	20

MESSAGE FROM THE HOUSE

March 4, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1256.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1182, amended as printed in House Journal, March 3, page 458.
HB14-1206, amended as printed in House Journal, March 3, pages 458-459.
HB14-1017, amended as printed in House Journal, March 3, page 459.

The House has passed on Third Reading and returns herewith SB14-083.

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MESSAGE FROM THE REVISOR OF STATUTES

March 4, 2014

We herewith transmit:

Without comment, HB14-1256.

Without comment, as amended, HB14-1017, 1182, and 1206.

INTRODUCTION OF BILLS -- FIRST READING

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

HB14-1002 by Representative(s) Young; also Senator(s) Jones, Kefalas, Nicholson--Concerning the establishment of a grant program under the "Colorado Water Quality Control Act" to repair water infrastructure impacted by a natural disaster, and, in connection therewith, making an appropriation.
Agriculture, Natural Resources, & Energy

HB14-1003 by Representative(s) Nordberg and Saine, Foote, Humphrey, Singer, Sonnenberg, Young; also Senator(s) Kefalas and Lundberg, Jones--Concerning the exemption from state income tax of income that is earned by a nonresident individual working temporarily in the state to assist with disaster emergency relief activities, and, in connection therewith, making an appropriation.
Finance

HB14-1006 by Representative(s) Singer, Buck, Humphrey, Saine, Young; also Senator(s) Lundberg, Kefalas, Nicholson--Concerning the remittance of the marketing and promotion tax collected by lodging establishments in a local marketing district, and, in connection therewith, making an appropriation.
Finance

HB14-1171 by Representative(s) McNulty; also Senator(s) Roberts--Concerning rules on forensic medical evidence in sexual assault cases.
Judiciary

HB14-1293 by Representative(s) Hullinghorst, Ferrandino, DelGrosso; also Senator(s) Heath, Carroll, Cadman--Concerning payment of expenses of the legislative department.
Appropriations

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:

HB14-1065 by Representative(s) Moreno, Priola; also Senator(s) Hodge, Steadman, Tochtrop-- Concerning limits on indemnification provisions in motor carrier transportation contracts.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Kefalas, Rivera and Todd.

HB14-1121 by Representative(s) Kraft-Tharp and Gerou; also Senator(s) Jahn--Concerning notice requirements for county highway contract bid solicitations, and, in connection therewith, increasing the threshold value of a contract for which a county must advertise in a newspaper in the county or post notice in the county courthouse from five thousand dollars to the amount at which a contract requires a contractor's bond.

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	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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 Carroll, Representative Kraft-Tharp was added as a House joint prime sponsor with Representative Sonnenberg and Senator Cadman on SB14-148.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1050, 1074, 1241.

TRIBUTES

Honoring:

- Specialist Benjamin Stocker, Winner of the 89th Troop Command Best Warrior Competition in the Soldier Category -- By Senator Cheri Jahn.
- Navya Roy, Recipient of the 2014 Prudential Spirit of the Community Award -- By Senator Ted Harvey.
- Multiple Sclerosis Awareness Week, Recognizing the National Multiple Sclerosis Society and its Colorado-Wyoming chapter -- By Senator Linda Newell.
- The Colorado Scenic and Historic Byways Program, In recognition of the 25th

anniversary of the Colorado Scenic and Historic Byways Program -- By Senator Jeanne Nicholson and Senator Gail Schwartz. 1
 Scott Parker, Recipient of the Arvada Chamber of Commerce Image Award -- By Senator Rachel Zenzinger. 2
 Athan Miller, Recipient of the Arvada Chamber of Commerce Image Award -- By Senator Rachel Zenzinger. 3
 Jeremy Gregory, Recipient of the Arvada Chamber of Commerce Young Professional Leadership Award -- By Senator Rachel Zenzinger. 4
 Lisa Steven, Recipient of the Arvada Chamber of Commerce Woman of the Year Award -- By Senator Rachel Zenzinger. 5
 Mike Litzau, Recipient of the Arvada Chamber of Commerce Man of the Year Award -- By Senator Rachel Zenzinger. 6
 Michelle Francis, Recipient of the Arvada Chamber of Commerce Young Professional Leadership Award -- By Senator Rachel Zenzinger. 7
 Edgewater Elementary, Recipient of a Foundation for Great Schools 2014 grant -- By Senator Andy Kerr. 8
 Everitt Farms, For the flattering and well-deserved business spotlight in the Denver Post -- By Senator Andy Kerr. 9
 Stein Elementary, Recipient of a Foundation for Great Schools 2014 grant -- By Senator Andy Kerr. 10
 Chicago Style Beef and Dogs, For successful and delicious service to the Lakewood area, deservedly spotlighted in the Denver Post -- By Senator Andy Kerr. 11
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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday, March 6, 2014. 27
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Approved: 29
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Morgan Carroll 34
 President of the Senate 35
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Attest: 38
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Cindi L. Markwell 42
 Secretary of the Senate 43

SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

58th Legislative Day

Thursday, March 6, 2014

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Prayer	By Senator Kefalas.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Scheffel.	15
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Roll Call	Present--33	17
	Excused--2, Johnston, Renfro.	18
	Present later--1, Johnston.	19
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Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Jones, reading of the Journal of Wednesday, March 5, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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 confirmed:	32
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**MEMBERS OF THE
COLORADO WATER CONSERVATION BOARD**

effective February 12, 2014, for terms expiring February 12, 2017:

April D. Montgomery of Norwood, Colorado, a resident of the San Miguel-Dolores-San Juan drainage basin and a Democrat, reappointed;

Travis L. Smith of Del Norte, Colorado, to serve as a representative from the Rio Grande drainage basin and as a Republican, reappointed; and

Alan C. Hamel of Pueblo, Colorado, to serve as a representative from the Arkansas drainage basin and as a Republican, reappointed.

Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB14-1108 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	53
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Amend reengrossed bill page 2, line 7, strike "C.R.S.," and substitute "C.R.S.;".

Page 2, line 8, strike "C.R.S.," and substitute "C.R.S.;".

Page 2, line 9, strike "C.R.S.," and substitute "C.R.S.;".

Page 2, line 11, strike "C.R.S.," and substitute "C.R.S.;".

Page 2, line 12, after "C.R.S.," insert "AS LONG AS THE MESSAGE

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THERAPIST'S SERVICES ARE REASONABLE AND NECESSARY OR THE PATIENT HAS BEEN REFERRED TO THE MASSAGE THERAPIST BY A LICENSED PHYSICIAN, CHIROPRACTOR, PHYSICAL THERAPIST, OR OCCUPATIONAL THERAPIST,".

Page 2, after line 24, insert:

"(3) A CARRIER SHALL NOT INCREASE INSURANCE PREMIUMS AS A RESULT OF THE COPAYMENT LIMITATIONS IN SUBSECTIONS (1) AND (2) OF THIS SECTION."

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB14-1224** be **referred** to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB14-1040** be **postponed indefinitely**.

SENATE SERVICES REPORT

Correctly Rerevised: HB14-1065 and 1121.
Correctly Enrolled: SB14-039, 048 and 076.

MESSAGE FROM THE HOUSE

March 5, 2014

Madam President:

The House has voted to concur in the Senate amendments to HB14-1051, 1052, 1073, 1122 and has repassed the bills as so amended.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-018 by Senator(s) Lambert; also Representative(s) Ryden--Concerning celebration of Colorado Civil Air Patrol Day.

Laid over until Monday, March 10, retaining its place on the calendar.

On motion of Majority Leader Heath, 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.

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CONSIDERATION OF RESOLUTIONS

SJR14-015 by Senator(s) Crowder; also Representative(s) Garcia and Navarro--Concerning the designation of a bridge that crosses the Arkansas River on Colorado State Highway 207 as "The SSGT Justin L. Vasquez Memorial Bridge".

On motion of Senator Crowder, the resolution was read at length.

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

Amend printed joint resolution, page 2, line 31, strike "south" and substitute "north".

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	32	NO	0	EXCUSED	3	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	E
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

Senate in recess. Senate reconvened.

Committee of the Whole On motion of Senator Guzman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Guzman 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:

HB14-1229 by Representative(s) Kagan and Wright, Buckner, Conti, Gardner, Lawrence, Salazar, Swalm; also Senator(s) Johnston and King--Concerning authorizing sharing information between state and local government agencies related to legal marijuana.

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

HB14-1215 by Representative(s) Ginal, Kraft-Tharp, McNulty, Navarro, Nordberg, Szabo, Williams, Melton, Ryden; also Senator(s) Tochtrop--Concerning the ability of a federal home loan bank to enforce its rights with regard to collateral subject to a security agreement.

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

HB14-1183 by Representative(s) Fields, Garcia, Becker, Buckner, Court, Duran, Exum, Fischer, Foote, Ginal, Labuda, Lee, May, McLachlan, Melton, Mitsch Bush, Moreno, Pabon, Peniston, Pettersen, Ryden, Salazar, Schafer, Tyler, Vigil, Williams; also Senator(s) Jones--Concerning the reinstatement of the authority for active military personnel to practice professionally.

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 Guzman, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1229, HB14-1215, HB14-1183.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB14-023) of Thursday, March 6 was laid over until Wednesday, March 12, retaining its place on the calendar.

INTRODUCTION OF MEMORIALS

The following memorial was read by title:

SJM14-001 by Senator(s) Steadman, Carroll, Cadman, Heath; also Representative(s) Court--
Memorializing former Senator Ken Gordon.

Laid over until Tuesday, March 11, retaining its place on the calendar.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1018, 1022.

MESSAGE FROM THE GOVERNOR

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

March 3, 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
WORKERS' COMPENSATION COST
CONTAINMENT BOARD

for terms expiring December 13, 2016:

Sarah Hayes of Lafayette, Colorado, representing executives with good risk
management experience in the insurance industry, and as Democrat, appointed;

Edward Dean Davis of Centennial, Colorado, representing employers with good risk
management experience with respect to their workers' compensation insurance, and as
a Democrat, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/4/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Business, Labor, & Technology

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March 6, 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, appoint and submit to your consideration, the following:

MEMBER OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2017:

Courtney Lee Frazier of Parker, Colorado, to serve as an at large member from tourism-based industries, and from a small community, and occasioned by the resignation of Anne Catherine Klein of Durango, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/6/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday, March 7, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

59th Legislative Day

Friday, March 7, 2014

Prayer	By the chaplain, Rabbi Keren Gorban, Temple Sinai, Denver.	1
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	2
Pledge	By Senator Baumgardner.	3
Roll Call	Present--34 Excused--1, Johnston.	4
Quorum	The President announced a quorum present.	5
Reading of Journal	On motion of Senator Jones, reading of the Journal of Thursday, March 6, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	6

COMMITTEE OF REFERENCE REPORTS

Trans- portation	After consideration on the merits, the Committee recommends that HB14-1188 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	7
Trans- portation	After consideration on the merits, the Committee recommends that HB14-1228 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	8
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:	9

**MEMBERS OF THE
HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD**

for a term expiring at the pleasure of the Governor:

David R. Livingston of Denver, Colorado, to serve as the Chairman of the Hospital Provider Fee Oversight and Advisory Board, appointed;

for terms expiring May 15, 2017:

David R. Livingston of Denver, Colorado, a representative of a business that purchases or otherwise provides health insurance for its employees, appointed;

Madeleine L. Roberson of Greenwood Village, Colorado, an employee of a hospital in Colorado, reappointed;

Christopher W. Underwood of Evergreen, Colorado, an employee of the state department, 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:

MEMBERS OF THE
BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE

effective December 31, 2013, for a term expiring December 31, 2016:

Karen D. Wilde of Aurora, Colorado, a Democrat, reappointed;

effective December 31, 2013, for a term expiring December 31, 2017:

John M. Wells of Durango, Colorado, an Unaffiliated, reappointed.

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
CHARTER SCHOOL INSTITUTE BOARD

for terms expiring July 1, 2016:

Cecilia K. Sanchez de Ortiz of Denver, Colorado, to serve as a member with other board or public service experience, and as a Democrat, reappointed; and

Patricia Mae Chlouber of Leadville, Colorado, to serve as a member who has experience as a public school teacher, and as a Republican, reappointed.

Education

After consideration on the merits, the Committee recommends that **HB14-1208** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB14-131** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 4, before line 12 insert:

"SECTION 4. No appropriation. The general assembly has determined that this act can be implemented within existing appropriations, and therefore no separate appropriation of state moneys is necessary to carry out the purposes of this act."

Renumber succeeding sections accordingly.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1293** be **referred** to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SJM14-001; SJR14-018.

Correctly Engrossed: SJR14-015.

Correctly Revised: HB14-1183, 1215 and 1229.

Correctly Enrolled: SB14-083.

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MESSAGE FROM THE HOUSE

March 6 , 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1274.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1186, amended as printed in House Journal, March 5, pages 473-474.
 HB14-1089, amended as printed in House Journal, March 5, page 474.
 HB14-1148, amended as printed in House Journal, March 5, page 474.
 HB14-1271, amended as printed in House Journal, March 5, page 475.

The House has passed on Third Reading and returns herewith SB14-105, 107, 108, 120, 009, 060.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-059, amended as printed in House Journal, March 5, pages 475-476.

The House has adopted and returns herewith SJR14-015.

MESSAGE FROM THE REVISOR OF STATUTES

March 6, 2014

We herewith transmit:

Without comment, HB14-1274.

Without comment, as amended, HB14-1089, 1148, 1186, and 1271.

Without comment, as amended, SB14-059.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB14-1017** by Representative(s) Duran; also Senator(s) Ulibarri--Concerning measures to expand the availability of affordable housing in the state, and, in connection therewith, making modifications to statutory provisions establishing the housing investment trust fund, the housing development grant fund, and the low-income housing tax credit; and making an appropriation.
 Finance
- HB14-1182** by Representative(s) Hamner; also Senator(s) Kerr--Concerning changes for the 2015-16 school year to certain public education accountability measures specified in the "Education Accountability Act of 2009" to accommodate the transition to administering new statewide assessments.
 Education
- HB14-1206** by Representative(s) Conti; also Senator(s) Ulibarri--Concerning modifications to the "Colorado Charitable Solicitations Act", and, in connection therewith, prohibiting certain charitable solicitation practices, modifying the secretary of state's fining authority, adjusting registration statement requirements, and specifying requirements for appointing registered agents.
 State, Veterans, & Military Affairs

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HB14-1256 by Representative(s) Fischer; also Senator(s) Kerr--Concerning authorizing institutions of higher education to enter into employment contracts for librarians.
Education

On motion of Majority Leader Heath, 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

SJR14-017 by Senator(s) Schwartz; also Representative(s) Hamner--Concerning national fish hatcheries in Colorado.

On motion of Senator Schwartz, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Brophy, Carroll, Crowder, Guzman, Harvey, Heath, Herpin, Hodge, Jahn, Jones, Kefalas, King, Newell, Nicholson, Roberts, Scheffel, Tochtrop, Todd, Ulibarri and Zenzinger.

**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:

HB14-1229 by Representative(s) Kagan and Wright, Buckner, Conti, Gardner, Lawrence, Salazar, Swalm; also Senator(s) Johnston and King--Concerning authorizing sharing information between state and local government agencies related to legal marijuana.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1215 by Representative(s) Ginal, Kraft-Tharp, McNulty, Navarro, Nordberg, Szabo, Williams, Melton, Ryden; also Senator(s) Tochtrop--Concerning the ability of a federal home loan bank to enforce its rights with regard to collateral subject to a security agreement.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1183 by Representative(s) Fields, Garcia, Becker, Buckner, Court, Duran, Exum, Fischer, Foote, Ginal, Labuda, Lee, May, McLachlan, Melton, Mitsch Bush, Moreno, Pabon, Peniston, Pettersen, Ryden, Salazar, Schafer, Tyler, Vigil, Williams; also Senator(s) Jones--Concerning the reinstatement of the authority for active military personnel to practice professionally.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Balmer, Carroll, Grantham, Heath, Herpin, Jahn, Kefalas, Kerr, King, Newell, Rivera, Roberts, Schwartz, Todd, Ulibarri and Zenzinger.

Upon request of Majority Leader Heath, **HB14-1172** was removed from the General Orders--Second Reading of Bills--Consent Calendar of Friday, March 7 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Friday, March 7.

Committee of the Whole On motion of Senator Schwartz, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Schwartz 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:

SB14-125 by Senator(s) Jahn and Harvey, Baumgardner, Cadman, Crowder, Grantham, Herpin, Hodge, Johnston, Lambert, Marble, Newell, Rivera, Steadman, Todd, Zenzinger; also Representative(s) Pabon and Szabo--Concerning the regulation of transportation network companies, and, in connection therewith, requiring transportation network companies to carry liability insurance, conduct background checks on transportation network company drivers, inspect transportation network company vehicles, and obtain a permit from the public utilities commission.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, February 12, page(s) 227-228 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, February 14, page(s) 255-256 and placed in members' bill files.)

Amendment No. 3(L.021), by Senators Jahn, Harvey, Carroll, Cadman, and Kefalas.

Amend Business, Labor, and Technology Committee Report, dated February 11, 2014, page 1, strike line 1 and substitute:

"Amend printed bill, page 7, line 18, after "WITH" insert "PRIMARY LIABILITY".

Page 8 of the bill, line 24, strike "AND".

Page 1 of the report, strike lines 11 through 15 and substitute:

"WHILE RIDING AS A PASSENGER IN A TRANSPORTATION NETWORK COMPANY DRIVER'S PERSONAL VEHICLE, A RIDER IS INSURED UNDER THE TERMS OF THE TRANSPORTATION NETWORK COMPANY'S LIABILITY POLICY."

Page 2 of the report, line 1, after "ABOUT" insert " THE TRANSPORTATION NETWORK COMPANY'S LIABILITY POLICY AND".

Page 2 of the report, after line 25 insert:

"Page 14 of the bill, after line 16 insert:

"40-10.1-608. Personal automobile insurance coverage rating.
NOTHING IN THIS PART PREVENTS AN INSURANCE CARRIER FROM RATING A DRIVER'S PERSONAL AUTOMOBILE LIABILITY POLICY TO COVER ANY DEMONSTRATED ADDITIONAL RISK POSED BY THE PERIOD OF TIME AFTER THE DRIVER HAS LOGGED INTO A TRANSPORTATION NETWORK COMPANY'S DIGITAL NETWORK BUT BEFORE THE DRIVER HAS ACCEPTED A PREARRANGED RIDE."

Page 14 of the bill, line 17, strike "**40-10.1-608.**" and substitute "**40-10.1-609.**".

Page 3 of the report, strike line 21 and substitute "INCLUDES THE SERVICES OFFERED BY A TRANSPORTATION NETWORK".

Page 3 of the report, line 23, strike "UNLESS" and substitute "WHEN".

Page 3 of the report, line 25, strike "C.R.S." and substitute "C.R.S."

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"LIVERY CONVEYANCE" DOES NOT INCLUDE THE PERIOD OF TIME DURING WHICH THE TRANSPORTATION NETWORK COMPANY DRIVER IS LOGGED INTO THE TRANSPORTATION NETWORK COMPANY'S DIGITAL NETWORK BUT IS NOT ENGAGED IN A PREARRANGED RIDE."

Amendment No. 4(L.022), by Senator Jahn.

Amend the Business, Labor, and Technology Committee Report, dated February 11, 2014, page 1, strike line 1 and substitute:

"Amend printed bill, page 7, line 20, after "RIDE." insert "THE TRANSPORTATION NETWORK COMPANY'S INSURANCE POLICY MUST PROVIDE THIS COVERAGE AT ALL TIMES THAT THE DRIVER IS ENGAGED IN A PREARRANGED RIDE."

Page 8, line 24, strike "AND".

Amendment No. 5(L.020), by Senator Harvey.

Amend the Business, Labor, and Technology Committee Report, dated February 11, 2014, page 1, after line 15 insert:

"(j) (I) A TRANSPORTATION NETWORK COMPANY SHALL MAKE THE FOLLOWING DISCLOSURE TO A PROSPECTIVE DRIVER IN THE PROSPECTIVE DRIVER'S TERMS OF SERVICE:

IF THE VEHICLE THAT YOU PLAN TO USE TO PROVIDE TRANSPORTATION NETWORK COMPANY SERVICES FOR OUR TRANSPORTATION NETWORK COMPANY HAS A LIEN AGAINST IT, YOU MUST NOTIFY THE LIEN HOLDER THAT YOU WILL BE USING THE VEHICLE FOR TRANSPORTATION NETWORK COMPANY SERVICES.

(II) THE DISCLOSURE SET FORTH IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (j) MUST BE PLACED PROMINENTLY IN THE PROSPECTIVE DRIVER'S WRITTEN TERMS OF SERVICE, AND THE PROSPECTIVE DRIVER MUST ACKNOWLEDGE THE TERMS OF SERVICE ELECTRONICALLY OR BY SIGNATURE."

Reletter succeeding paragraphs in the committee report accordingly.

Amendment No. 6(L.023), by Senator Harvey.

Amend the Business, Labor, and Technology report, dated February 11, 2014, page 2, strike line 2 and substitute: "POLICY.

(m) THE PRIMARY INSURANCE COVERAGE AND DISCLOSURES SET FORTH IN THIS SUBSECTION (1) TAKE EFFECT ON JULY 1, 2014."

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.)

SB14-032 by Senator(s) Lundberg; --Concerning elimination of restrictions on the ability of alternative health care providers to treat children.

Laid over until Monday, March 10, retaining its place on the calendar.

HB14-1172 by Representative(s) Lawrence; also Senator(s) Steadman--Concerning exempting certain public safety departments from certain statutory requirements related to the impact of a criminal conviction on state employment opportunities.

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

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AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB14-125 by Senator(s) Jahn and Harvey, Baumgardner, Cadman, Crowder, Grantham, Herpin, Hodge, Johnston, Lambert, Marble, Newell, Rivera, Steadman, Todd, Zenzinger; also Representative(s) Pabon and Szabo--Concerning the regulation of transportation network companies, and, in connection therewith, requiring transportation network companies to carry liability insurance, conduct background checks on transportation network company drivers, inspect transportation network company vehicles, and obtain a permit from the public utilities commission.

Senator Hill moved to amend the Report of the Committee of the Whole to show that the following amendment to SB 14-125 did pass.

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

"SECTION 1. In Colorado Revised Statutes, 40-10.1-103, **add** (3) as follows:

40-10.1-103. Subject to control by commission. (3) THE PUBLIC UTILITIES COMMISSION HAS NO AUTHORITY TO REGULATE TRANSPORTATION NETWORK COMPANIES.

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	16	NO	18	EXCUSED	1	ABSENT	0	
Aguilar		N	Heath	N	King	Y	Scheffel	Y
Balmer		Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner		Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy		Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman		Y	Jahn	N	Newell	N	Todd	N
Crowder		Y	Johnston	E	Nicholson	N	Ulibarri	N
Grantham		Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman		N	Kefalas	N	Rivera	Y	President	N
Harvey		N	Kerr	N	Roberts	Y		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following Harvey and Aguilar floor amendment, (L.024) to SB 14-125, did pass.

Amend the Jahn, Harvey, Carroll, Cadman, and Kefalas floor amendment, (SB125_L.021), page 1, strike lines 6 through 11.

Page 1 of the floor amendment, after line 11 insert:

"Page 1 of the Business, Labor, & Technology committee report, after line 15 insert:

"(j) A TRANSPORTATION NETWORK COMPANY SHALL MAKE THE FOLLOWING DISCLOSURE TO A RIDER:

WHILE RIDING AS A PASSENGER IN A TRANSPORTATION NETWORK COMPANY DRIVER'S PERSONAL VEHICLE, A RIDER IS INSURED UNDER THE TERMS OF THE TRANSPORTATION NETWORK COMPANY'S LIABILITY POLICY."

Reletter succeeding paragraphs accordingly."

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	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Senator Hill moved to amend the Report of the Committee of the Whole to show that the following amendment to SB 14-125 did pass.

Amend printed bill, page 14, after line 20 insert:

"SECTION 6. Effective date. This act takes effect on January 1, 2015."

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	6	NO	28	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	N	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	N	Hodge	N	Marble	Y	Tochtrop	N
Cadman	N	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	E	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	N	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	N	President	N
Harvey	N	Kerr	N	Roberts	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Schwartz, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-125 as amended, HB14-1172.
Laid over until Monday, March 10: SB14-032.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-153 by Senator(s) Heath and Cadman, Carroll; also Representative(s) DelGrosso and Hulinghorst, Ferrandino--Concerning compensation of members of the general assembly appointed to and serving on state entities.
State, Veterans, & Military Affairs

SB14-154 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May-- Concerning funds administered by the division of fire prevention and control in the department of public safety.
Appropriations

MESSAGE FROM THE HOUSE

March 7, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1257.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1042, amended as printed in House Journal, March 5, pages 471-473.

The House has passed on Third Reading and returns herewith SB14-043.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1083, 1099, 1112, 1166, 1174, 1190.

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, March 10, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

62nd Legislative Day Monday, March 10, 2014

- Prayer 10
 By the chaplain, Chaplain Jeff Williams, Colorado Wing, Civil Air Patrol, Colorado Springs. 11
- Call to Order 12
 By the President *pro tem* at 10:00 a.m. 13
- Presentation of Colors 14
 Valkyrie Cadet Squadron Color Guard: 15
 Cadet Kyle Hericks; 16
 Cadet Kelton Erickson; 17
 Cadet Durga Niroula; and 18
 Cadet Daniel Pershing. 19
- Pledge 20
 By Cadet Samuel Robinson. 21
- Roll Call 22
 Present--35 23
- Quorum 24
 The President announced a quorum present. 25
- Reading of Journal 26
 On motion of Senator Hill, reading of the Journal of Friday, March 7, 2014, was dispensed with and the Journal was approved as corrected by the Secretary. 27

COMMITTEE OF REFERENCE REPORTS

- Appropriations 31
 After consideration on the merits, the Committee recommends that **SB14-051** 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. 32

Amend the Senate Judiciary Committee Report, dated February 17, 2014, page 8, after line 23 insert:

"SECTION 6. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the vital statistics records cash fund created in section 25-2-121 (2) (b) (I), Colorado Revised Statutes, not otherwise appropriated, to the department of public health and environment, for the fiscal year beginning July 1, 2014, the sum of \$34,120 and 0.6 FTE, or so much thereof as may be necessary, to be allocated to health statistics and vital records for the implementation of this act as follows:

personal services	\$28,847 and 0.6 FTE
operating expenses	5,273."

Renumber succeeding sections accordingly.

Page 8 of the committee report, line 29, strike "safety." and substitute "safety."

Page 8 of the committee report, after line 29 insert "Page 1 of the bill, line 102, strike "CHILDREN." and substitute "CHILDREN, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."."

- Appropriations 33
 After consideration on the merits, the Committee recommends that **SB14-117** be referred to the Committee of the Whole with favorable recommendation. 34

Finance

After consideration on the merits, the Committee recommends that **HB14-1103** 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 **SB14-099** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 13, after "THERAPIST" insert "ACTIVELY".

Page 2, strike line 14 and substitute "IN THIS STATE.".

Page 2, line 16, after the period insert "A PROVISIONAL LICENSE MAY ONLY BE ISSUED ONE TIME AND IS NOT SUBJECT TO SECTION 12-41-112."

SECTION 2. In Colorado Revised Statutes, 12-41-115, amend (1) (e) as follows:

12-41-115. Grounds for disciplinary action. (1) The board may take disciplinary action in accordance with section 12-41-116 against a person who has:

(e) Failed to provide adequate or proper supervision when utilizing unlicensed persons OR PERSONS WITH A PROVISIONAL LICENSE in a physical therapy practice;"

Renumber succeeding section accordingly.

Finance

After consideration on the merits, the Committee recommends that **HB14-1077** be referred to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SB14-153 and 154.
Correctly Engrossed: SB14-125; SJR14-017.
Correctly Revised: HB14-1172.
Correctly Rerevised: HB14-1183, 1215, and 1229.

MESSAGE FROM THE HOUSE

March 7, 2014

Madam President:

The House has adopted and returns herewith SJR14-017.

MESSAGE FROM THE REVISOR OF STATUTES

March 7, 2014

We herewith transmit:

Without comment, HB14-1257.
Without comment, as amended, HB14-1042.

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INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-155** by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May and Duran, Gerou--
Concerning grant funding for medical marijuana health effects studies.
Health & Human Services
- HB14-1089** by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the qualification for a
person to use the 10th mountain division license plate.
Transportation
- HB14-1148** by Representative(s) Fields; also Senator(s) Jahn--Concerning guidelines for ensuring the
rights of victims of crime to participate in the criminal justice system.
Judiciary
- HB14-1186** by Representative(s) Schafer; also Senator(s) Aguilar--Concerning the release of medical
records to a person other than the patient, and, in connection therewith, setting reasonable
fees to be paid for the release of the medical records.
Health & Human Services
- HB14-1274** by Representative(s) Kraft-Tharp and Holbert; also Senator(s) Jahn--Concerning the
modification of certain limitations on the managers of a bank chartered by Colorado.
Business, Labor, & Technology

On motion of Majority Leader Heath, 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

- SJR14-018** by Senator(s) Lambert; also Representative(s) Ryden--Concerning celebration of Colorado
Civil Air Patrol Day.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder,
Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas,
Kerr, King, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel,
Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

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:

SB14-125

by Senator(s) Jahn and Harvey, Baumgardner, Cadman, Crowder, Grantham, Herpin, Hodge, Johnston, Lambert, Marble, Newell, Rivera, Steadman, Todd, Zenzinger; also Representative(s) Pabon and Szabo--Concerning the regulation of transportation network companies, and, in connection therewith, requiring transportation network companies to carry liability insurance, conduct background checks on transportation network company drivers, inspect transportation network company vehicles, and obtain a permit from the public utilities commission; and making an appropriation.

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.025), by Senator Hill.

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

"SECTION 1. In Colorado Revised Statutes, 40-10.1-103, **add** (3) as follows:

40-10.1-103. Subject to control by commission. (3) THE PUBLIC UTILITIES COMMISSION HAS NO AUTHORITY TO REGULATE TRANSPORTATION NETWORK COMPANIES.

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 **lost** on the following roll call vote:

YES	12	NO	23	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	N	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	N	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	N	President	N
Harvey	Y	Kerr	N	Roberts	N		

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	N	Ulibarri	Y
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	N	Rivera	Y	President	Y
Harvey	Y	Kerr	N	Roberts	Y		

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

Co-sponsor(s) added: Aguilar.

HB14-1172 by Representative(s) Lawrence; also Senator(s) Steadman--Concerning exempting certain public safety departments from certain statutory requirements related to the impact of a criminal conviction on state employment opportunities.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 and Ulibarri.

Committee of the Whole On motion of Senator Kerr, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Kerr 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:

SB14-016 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning the ability of certain health care facilities to provide emergency services outside a hospital setting.

Laid over until Friday, March 14, retaining its place on the calendar.

SB14-032 by Senator(s) Lundberg; --Concerning elimination of restrictions on the ability of alternative health care providers to treat children.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 27, page(s) 388 and placed in members' bill files.)

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

HB14-1108 by Representative(s) Primavera, Landgraf, Singer; also Senator(s) Tochtrop, Roberts--Concerning limits on copayments made by a covered person for physical rehabilitation services.

Laid over until Friday, March 14, retaining its place on the calendar.

HB14-1224 by Representative(s) Gardner; also Senator(s) Herpin--Concerning a set aside goal in state procurement for service-disabled veteran owned small businesses.

Lost on second reading.

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

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1224 by Representative(s) Gardner; also Senator(s) Herpin--Concerning a set aside goal in state procurement for service-disabled veteran owned small businesses.

Senator Herpin moved to amend the Report of the Committee of the Whole to show that HB14-1224 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Kerr, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-032 as amended, HB14-1224.
Laid over until Friday, March 14: SB14-016, HB14-1108.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-059 by Senator(s) Guzman; also Representative(s) Lawrence--Concerning eliminating the statute of limitations for offenses that accompany sex offenses that are not subject to a statute of limitations.

Senator Guzman moved that the Senate concur in House amendments to **SB14-059**, as printed in House journal, March 5, page(s) 475-476. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	N
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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

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

MEMBERS OF THE
COLORADO WATER CONSERVATION BOARD

effective February 12, 2014, for terms expiring February 12, 2017:

April D. Montgomery of Norwood, Colorado, a resident of the San Miguel-Dolores-San Juan drainage basin and a Democrat, reappointed;

Travis L. Smith of Del Norte, Colorado, to serve as a representative from the Rio Grande drainage basin and as a Republican, reappointed; and

Alan C. Hamel of Pueblo, Colorado, to serve as a representative from the Arkansas drainage basin and as a Republican, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MESSAGE FROM THE HOUSE

March 10, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1141, amended as printed in House Journal, March 7, pages 499-500. HB14-1105, amended as printed in House Journal, March 7, page 500.

The House has passed on Third Reading and returns herewith SB14-095, 112, 024, 031, 097, 138, 121, 096.

MESSAGE FROM THE REVISOR OF STATUTES

March 10, 2014

We herewith transmit:

Without comment, as amended, HB14-1105 and 1141.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-039, 047, 048, 052, 076 and 083; HB14-1051, 1073, 1121 and 1122.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, March 10, 2014, at 9:12 a.m.: SB14-039, 047, 048, 052, 076 and 083.

MESSAGE FROM THE GOVERNOR

March 7, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 80203

Ladies and Gentlemen:

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

SJR14-004: CONCERNING APPROVAL OF WATER PROJECT REVOLVING FUND ELIGIBILITY LISTS ADMINISTERED BY THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY.

Approved March 7, 2014 at 1:58 p.m.

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Sincerely,
(signed)
John W. Hickenlooper
Governor

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday, March 11, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

63rd Legislative Day Tuesday, March 11, 2014

Prayer By the chaplain, Pastor Bob Kaylor, Tri-Lakes United Methodist Church, Monument.

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

Pledge By Senator Todd.

Roll Call Present--33
 Excused--2, Marble, Roberts.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Hill, reading of the Journal of Monday, March 10, 2014, 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 **SB14-064** 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, add 17-1-113.8 as follows:

17-1-113.8. Persons with serious mental illness - long-term isolated confinement - work group. (1) THE DEPARTMENT SHALL NOT PLACE A PERSON WITH SERIOUS MENTAL ILLNESS IN LONG-TERM ISOLATED CONFINEMENT EXCEPT WHEN EXIGENT CIRCUMSTANCES ARE PRESENT.

(2) (a) THERE IS HEREBY ESTABLISHED WITHIN THE DEPARTMENT A SERIOUS MENTAL ILLNESS IN LONG-TERM ISOLATED CONFINEMENT WORK GROUP, REFERRED TO IN THIS SECTION AS THE "WORK GROUP". THE WORK GROUP CONSISTS OF:

(I) THE DEPUTY EXECUTIVE DIRECTOR OF THE DEPARTMENT, OR HIS OR HER DESIGNEE, WHO SHALL CONVENE AND SERVE AS THE CHAIR OF THE WORK GROUP;

(II) THE DIRECTOR OF CLINICAL AND CORRECTIONAL SERVICES, WITHIN THE DEPARTMENT, OR HIS OR HER DESIGNEE;

(III) THE DIRECTOR OF PRISONS, WITHIN THE DEPARTMENT, OR HIS OR HER DESIGNEE;

(IV) THE CHIEF OF PSYCHIATRY, WITHIN THE DEPARTMENT, OR HIS OR HER DESIGNEE;

(V) THE DIRECTOR OF BEHAVIORAL HEALTH, WITHIN THE DEPARTMENT, OR HIS OR HER DESIGNEE;

(VI) TWO REPRESENTATIVES FROM A NONPROFIT PRISONERS' RIGHTS ADVOCACY GROUP, ONE WHO IS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND ONE WHO IS APPOINTED BY THE PRESIDENT OF THE SENATE; AND

(VII) TWO MENTAL HEALTH PROFESSIONALS INDEPENDENT FROM THE DEPARTMENT WITH PARTICULAR KNOWLEDGE OF PRISONS AND CONDITIONS OF CONFINEMENT, ONE WHO IS APPOINTED BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND ONE WHO IS APPOINTED BY THE PRESIDENT OF THE SENATE.

(b) (I) THE WORK GROUP SHALL ADVISE THE DEPARTMENT ON POLICIES AND PROCEDURES RELATED TO THE PROPER TREATMENT AND CARE OF OFFENDERS WITH SERIOUS MENTAL ILLNESS IN LONG-TERM ISOLATED CONFINEMENT, WITH A FOCUS ON PERSONS WITH SERIOUS MENTAL ILLNESS IN LONG-TERM ISOLATED CONFINEMENT.

(II) THE WORK GROUP HAS THE POWER TO REQUEST, ON A PERIODIC BASIS, INFORMATION AND DATA FROM THE DEPARTMENT ON THE STATUS OF THE DEPARTMENT'S WORK ON THE SUBJECT MATTER OF THE WORK GROUP.

(c) THE CHAIR OF THE WORK GROUP SHALL CONVENE THE WORK GROUP'S FIRST MEETING NO LATER THAN JULY 1, 2014, AND THE WORK GROUP MUST MEET AT LEAST SEMI-ANNUALLY THEREAFTER. THE CHAIR SHALL SCHEDULE AND CONVENE THE WORK GROUP'S MEETINGS.

(d) THE CHAIR SHALL PROVIDE THE WORK GROUP WITH QUARTERLY UPDATES ON THE DEPARTMENT'S POLICIES RELATED TO THE WORK GROUP'S SUBJECT AREA.

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."

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1152** 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 15, after "C.R.S.," insert "ANY JUVENILE FACILITY OPERATED BY THE COLORADO DEPARTMENT OF HUMAN SERVICES, AS LISTED IN SECTIONS 19-2-402, 19-2-403, AND 19-2-406 THROUGH 19-2-408, C.R.S.,".

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB14-042** be **postponed indefinitely**.

SENATE SERVICES REPORT

- Correctly Printed:** SB14-155.
- Correctly Engrossed:** SB14-032; SJR14-018.
- Correctly Reengrossed:** SB14-125.
- Correctly Revised:** HB14-1224.
- Correctly Rerevised:** HB14-1172.
- Correctly Enrolled:** SB14-043, 105, 107, 108 and 112; SJR14-015 and 017.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-112; SJR14-015 and 017.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, March 10, 2014, at 4:25 p.m.: SB14-112.

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On motion of Majority Leader Heath, 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

SJM14-001 by Senator(s) Steadman, Carroll, Cadman, Heath; also Representative(s) Court-- Memorializing former Senator Ken Gordon.

On motion of Senator Steadman, the memorial was **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	E	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Crowder, Grantham, Guzman, Harvey, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Newell, Nicholson, Renfroe, Rivera, Scheffel, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Tuesday, March 11 was laid over until Wednesday, March 12, retaining its place on the calendar.

- Third Reading of Bills -- Final Passage: SB14-032, HB14-1224.
- General Orders -- Second Reading of Bills -- Consent Calendar: HB14-1188.
- General Orders -- Second Reading of Bills: HB14-1208, SB14-131, HB14-1293.
- Consideration of Governor's Appointments--Consent Calendar:
 - Members of the Hospital Provider Fee Oversight and Advisory Board.
 - Members of the Board of Trustees for Fort Lewis College.
 - Members of the Charter School Institute Board.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, March 12, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

64th Legislative Day

Wednesday, March 12, 2014

Prayer By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.

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

Pledge By Senator Todd.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Hill, reading of the Journal of Tuesday, March 11, 2014, 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 **HB14-1107** 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 2, after "MAY" insert "PROMULGATE RULES TO".

Page 3, line 21, strike "and the charge on oil and gas production" and substitute "~~and the charge on oil and gas production~~ OR FEES".

Page 4, line 1, after "TAXES" insert "OR FEES".

Page 4, line 6, after "TAXES" insert "OR FEES".

Finance After consideration on the merits, the Committee recommends that **HB14-1163** be **referred** to the Committee of the Whole with favorable recommendation.

Trans- After consideration on the merits, the Committee recommends that **SJR14-016** be **amended** as follows, and as so amended, be referred to the Senate for final action.

Amend printed resolution, page 4, line 1, after "Wars;" insert "Clear Creek County Veterans Coalition;".

Trans- After consideration on the merits, the Committee recommends that **SB14-146** 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, lines 8 and 9, strike "town having a population of five thousand or less," and substitute "town, ~~having a population of five thousand or less,~~".

Amend printed bill, page 2, line 14, strike the second "THE" and substitute "ANY".

Local Government

After consideration on the merits, the Committee recommends that **HB14-1184** 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 4, strike lines 5 through 15 and substitute "HOLDOVER DIRECTORS, CONTINUE TO HOLD OFFICE UNTIL THE EXPIRATION OF THEIR TERMS. UPON EXPIRATION OF THEIR TERMS, PURSUANT TO SUB-SUBPARAGRAPH (A) OF SUBPARAGRAPH (II) OF THIS PARAGRAPH (a), THE GOVERNING BODY OF THE CITY OF PUEBLO SHALL FILL THE TWO VACANCIES FOR THE HOLDOVER DIRECTORS WHO RESIDED WITHIN THE CITY OF PUEBLO, AND PURSUANT TO SUB-SUBPARAGRAPH (B) OF SUBPARAGRAPH (II) OF THIS PARAGRAPH (a), THE BOARD OF COUNTY COMMISSIONERS OF PUEBLO COUNTY SHALL FILL THE VACANCY FOR THE HOLDOVER DIRECTOR WHO RESIDED WITHIN THE COUNTY OF PUEBLO.

(II) DIRECTORS ARE APPOINTED AND REPRESENT AREAS WITHIN THE DISTRICT AS FOLLOWS:

(A) FOUR OF THE DIRECTORS REPRESENT, MUST BE RESIDENTS OF, AND SHALL BE APPOINTED BY THE GOVERNING BODY OF THE CITY OF PUEBLO, WHOSE INITIAL TERMS ARE THREE YEARS."

Page 4, line 17, strike "NEW".

Page 4, lines 20 and 21, strike "PUEBLO OR THE PUEBLO WEST METROPOLITAN DISTRICT," and substitute "PUEBLO,".

Page 5, line 1, strike "NEW".

Local Government

After consideration on the merits, the Committee recommends that **HB14-1169** 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 **HB14-1129** 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 **HB14-1125** 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 **HB14-1060** be referred to the Committee of the Whole with favorable recommendation.

Local Government

After consideration on the merits, the Committee recommends that **HB14-1007** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, strike line 3 and substitute:

"(1) (n.5) (I) and (1) (n.5) (III) as follows:".

Page 3, strike lines 10 through 17.

Page 1, strike lines 105 and 106 and substitute: "DANGER.".

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Local Government After consideration on the merits, the Committee recommends that **SB14-066** be postponed indefinitely.

SENATE SERVICES REPORT

Correctly Engrossed: SJM14-001.
Correctly Enrolled: SB14-024, 031, 059, 096, 097, 121 and 138.

MESSAGE FROM THE HOUSE

March 11, 2014

Madam President:

The House has adopted and returns herewith SJM14-001.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-156** by Senator(s) Kefalas and Heath; also Representative(s) Lee--Concerning a requirement that a public benefit corporation file an annual report.
Business, Labor, & Technology
- HB14-1042** by Representative(s) Saine, McCann; also Senator(s) Tochtrop--Concerning access by birth parents to records relating to the relinquishment of parental rights, and, in connection therewith, making an appropriation.
Judiciary
- HB14-1105** by Representative(s) Mitsch Bush; also Senator(s) Todd--Concerning the exemption from the state gasoline and special fuel tax of sales between governmental entities.
Finance
- HB14-1141** by Representative(s) Coram; also Senator(s) Roberts--Concerning the confidentiality of social security numbers under the "Colorado Consumer Protection Act".
Judiciary
- HB14-1257** by Representative(s) Sonnenberg and Nordberg; also Senator(s) Balmer and King--Concerning the authority of the state auditor to conduct a performance audit of the Colorado health benefit exchange.
Health & Human Services
- HB14-1271** by Representative(s) Melton, Buckner, Fields, Williams; also Senator(s) Newell--Concerning extending a mental health provider's duty to warn to include specific entities that, if purposefully damaged or attacked as a result of a mental health patient's violent behavior, would jeopardize public health and safety.
Health & Human Services

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-019 by Senator(s) Hodge; --Concerning the establishment of March 16 as Liberty Day.

Laid over until Friday, March 14, 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:

SB14-032 by Senator(s) Lundberg; also Representative(s) Saine--Concerning elimination of restrictions on the ability of alternative health care providers to treat children.

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	King	Y	Scheffel	Y
Balmer		N	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N	
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y	
Cadman	Y	Jahn	Y	Newell	Y	Todd	N	
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N	
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N	
Guzman	N	Kefalas	N	Rivera	Y	President	N	
Harvey	Y	Kerr	N	Roberts	N			

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, Hill, Jahn, Lambert, Marble and Scheffel.

HB14-1224 by Representative(s) Gardner; also Senator(s) Herpin--Concerning a set aside goal in state procurement for service-disabled veteran owned small businesses.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Grantham, Guzman, Heath, Hodge, Jahn, Johnston, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Roberts, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

Committee of the Whole On motion of Senator Newell, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Newell 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:

HB14-1188 by Representative(s) Ryden; also Senator(s) Tochtrop, Guzman--Concerning revenue generated from the outdoor advertising program administered by the department of transportation.

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

SB14-051 by Senator(s) Tochtrop; also Representative(s) Saine--Concerning access to records relating to the adoption of children.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, February 18, page(s) 295-300 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, March 10, page(s) 443 and placed in members' bill files.)

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

HB14-1103 by Representative(s) Pabon, Holbert, Lawrence, McNulty, Murray, Priola, Szabo; also Senator(s) Harvey--Concerning the criteria that certain securities must meet to qualify as legal investments for public funds.

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 Newell, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-051 as amended, HB14-1188, HB14-1103.

Committee of the Whole On motion of Senator Newell, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Newell 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:

HB14-1208 by Representative(s) Wright and Hamner, Ferrandino; also Senator(s) Zenzinger and King-- Concerning authorizing the department of education to recognize as administrative units for purposes of the "Exceptional Children's Educational Act" groups of school districts that were parties to joint agreements existing on January 1, 2011, to provide special education services without forming a board of cooperative services.

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

SB14-131 by Senator(s) King; --Concerning the removal of certain identifying information from a motor vehicle registration card.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 13, page(s) 246-247 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 7, page(s) 434 and placed in members' bill files.)

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

HB14-1293 by Representative(s) Hullinghorst, Ferrandino, DelGrosso; also Senator(s) Heath, Carroll, Cadman--Concerning payment of expenses of the legislative department.

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

SB14-023 by Senator(s) Schwartz; --Concerning an authorization of the voluntary transfer of water efficiency savings to the Colorado water conservation board for instream use purposes in water divisions that include lands west of the continental divide.

Laid over until Thursday, March 13, retaining its place on the calendar.

SB14-117 by Senator(s) Jahn; also Representative(s) Fischer--Concerning the reauthorization of the regulation of real estate appraisers by the board of real estate appraisers through a recreation and reenactment of the relevant statutes incorporating no substantive amendments other than those approved during the first regular session of the 69th general assembly.

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

HB14-1077 by Representative(s) Gerou; also Senator(s) Hodge--Concerning an increase in the statutory cap on the two-year average of the unobligated portion of the oil and gas conservation and environmental response fund.

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

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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Newell, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-131 as amended, SB14-117, HB14-1208, HB14-1293, HB14-1077.

Laid over until Thursday, March 13: SB14-023.

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

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

**MEMBERS OF THE
HOSPITAL PROVIDER FEE OVERSIGHT AND ADVISORY BOARD**

for a term expiring at the pleasure of the Governor:

David R. Livingston of Denver, Colorado, to serve as the Chairman of the Hospital Provider Fee Oversight and Advisory Board, appointed;

for terms expiring May 15, 2017:

David R. Livingston of Denver, Colorado, a representative of a business that purchases or otherwise provides health insurance for its employees, appointed;

Madeleine L. Roberson of Greenwood Village, Colorado, an employee of a hospital in Colorado, reappointed;

Christopher W. Underwood of Evergreen, Colorado, an employee of the state department, reappointed.

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

**MEMBERS OF THE
BOARD OF TRUSTEES FOR FORT LEWIS COLLEGE**

effective December 31, 2013, for a term expiring December 31, 2016:

Karen D. Wilde of Aurora, Colorado, a Democrat, reappointed;

effective December 31, 2013, for a term expiring December 31, 2017:

John M. Wells of Durango, Colorado, an Unaffiliated, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

**MEMBERS OF THE
CHARTER SCHOOL INSTITUTE BOARD**

for terms expiring July 1, 2016:

Cecilia K. Sanchez de Ortiz of Denver, Colorado, to serve as a member with other board or public service experience, and as a Democrat, reappointed;

Patricia Mae Chlouber of Leadville, Colorado, to serve as a member who has experience as a public school teacher, and as a Republican, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday,
March 13, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

65th Legislative Day

Thursday, March 13, 2014

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Prayer	By the chaplain, Reverend Margaret Redmond, First AME Church, Pueblo.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Todd.	16
		17
Roll Call	Present--32	18
	Excused--3, Cadman, Hill, Renfroe.	19
	Present later--1, Hill.	20
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Quorum	The President announced a quorum present.	22
		23
Reading of Journal	On motion of Senator Hill, reading of the Journal of Wednesday, March 12, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	24
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COMMITTEE OF REFERENCE REPORTS

		30
		31
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB14-1034 be referred to the Committee on <u>Finance</u> with favorable recommendation.	32
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Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB14-1082 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	37
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-139 be postponed indefinitely .	43
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1114 be postponed indefinitely .	49
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1223 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	55
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State, Veterans, & Military Affairs 1
 After consideration on the merits, the Committee recommends that **HB14-1265** be 2
referred to the Committee of the Whole with favorable recommendation and with a 3
 recommendation that it be placed on the Consent Calendar. 4
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 Education 7
 After consideration on the merits, the Committee recommends that **HB14-1256** be 8
referred to the Committee of the Whole with favorable recommendation. 9
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 Education 11
 After consideration on the merits, the Committee recommends that **HB14-1182** be 12
referred to the Committee of the Whole with favorable recommendation. 13
 14
 Judiciary 15
 The Committee on Judiciary has had under consideration and has had a hearing on the 16
 following appointments and recommends that the appointments be placed on the consent 17
 calendar and confirmed: 18

MEMBERS OF THE
JUVENILE PAROLE BOARD

for terms expiring November 15, 2017:

Margaret "Meg" H. Williams of Golden, Colorado, to serve as a representative of the Colorado Department of Public Safety, reappointed;

Paula Ramaekers-Mattas of Grand Junction, Colorado, to serve as a public at-large member from the Western Slope, reappointed;

Carmen Q. Nelson of Denver, Colorado, to serve as a public member, appointed;

James A. Keown of Thornton, Colorado, to serve as a representative from the Colorado Department of Labor and Employment, reappointed;

Patricia J. Kelly of Franktown, Colorado, to serve as a public member/not employed by state government, appointed;

for terms expiring November 15, 2018:

Daniel L. Casey of Thornton, Colorado, to serve as a representative from the Colorado Department of Human Services, appointed;

Karen L.G. Wilmes of Westminster, Colorado, to serve as a public member/not employed by state government, appointed; and

Candace Marie Hawkins of Thornton, Colorado, to serve as a representative of the Colorado Department of Education, appointed.

Judiciary 51
 After consideration on the merits, the Committee recommends that **HB14-1110** be 52
postponed indefinitely. 53
 54

Judiciary 55
 After consideration on the merits, the Committee recommends that **HB14-1171** be 56
referred to the Committee of the Whole with favorable recommendation and with a 57
 recommendation that it be placed on the Consent Calendar. 58
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Judiciary 60
 After consideration on the merits, the Committee recommends that **HB14-1191** be 61
referred to the Committee of the Whole with favorable recommendation. 62
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SENATE SERVICES REPORT

Correctly Printed: SB14-156; SJR14-019.
Correctly Engrossed: SB14-051, 117 and 131.
Correctly Reengrossed: SB14-032.
Correctly Revised: HB14-1077, 1103, 1188, 1208 and 1293.
Correctly Rerevised: HB14-1224.
Correctly Enrolled: SB14-009, 060 and 095.

MESSAGE FROM THE HOUSE

March 12, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1176, 1181, 1195, 1123.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1136, amended as printed in House Journal, March 10, page 527.
HB14-1216, amended as printed in House Journal, March 10, pages 525-526.
HB14-1046, amended as printed in House Journal, March 10, page 526.
HB14-1131, amended as printed in House Journal, March 10, pages 526-527.
HB14-1149, amended as printed in House Journal, March 10, pages 527-528.
HB14-1185, amended as printed in House Journal, March 10, page 528.
HB14-1280, amended as printed in House Journal, March 10, page 529.

The House has passed on Third Reading and returns herewith SB14-080, 055.

The House has adopted and returns herewith SJR14-018.

MESSAGE FROM THE REVISOR OF STATUTES

March 12, 2014

We herewith transmit:

Without comment, HB14-1123, 1176, 1181, and 1195.
Without comment, as amended, HB14-1046, 1131, 1136, 1149, 1185, 1216, and 1280.

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:

HB14-1188 by Representative(s) Ryden; also Senator(s) Tochtrop, Guzman--Concerning revenue generated from the outdoor advertising program administered by the department of transportation.

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

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YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-051 by Senator(s) Tochtrop; also Representative(s) Saine--Concerning access to records relating to the adoption of children, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jahn, Johnston, Kefalas, Kerr, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Schwartz, Steadman, Todd, Ulibarri and Zenzinger.

HB14-1103 by Representative(s) Pabon, Holbert, Lawrence, McNulty, Murray, Priola, Szabo; also Senator(s) Harvey--Concerning the criteria that certain securities must meet to qualify as legal investments for public funds.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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:

HB14-1208 by Representative(s) Wright and Hamner, Ferrandino; also Senator(s) Zenzinger and King-- Concerning authorizing the department of education to recognize as administrative units for purposes of the "Exceptional Children's Educational Act" groups of school districts that were parties to joint agreements existing on January 1, 2011, to provide special education services without forming a board of cooperative services.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Heath, Herpin, Jahn, Johnston, Jones, Kerr, Lundberg, Marble, Newell, Rivera, Roberts, Scheffel, Schwartz, Tochtrop, Todd and Ulibarri.

SB14-131 by Senator(s) King; also Representative(s) Wright--Concerning the removal of certain identifying information from a motor vehicle registration card.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Grantham, Guzman, Heath, Herpin, Hodge, Jahn, Kerr, Newell, Rivera, Roberts, Scheffel, Steadman, Tochtrop, Todd and Ulibarri.

HB14-1293 by Representative(s) Hullinghorst, Ferrandino, DelGrosso; also Senator(s) Heath, Carroll, 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	32	NO	1	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Kefalas, Roberts and Steadman.

SB14-117

by Senator(s) Jahn; also Representative(s) Fischer--Concerning the reauthorization of the regulation of real estate appraisers by the board of real estate appraisers through a recreation and reenactment of the relevant statutes incorporating no substantive amendments other than those approved during the first regular session of the 69th general assembly.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Jones.

HB14-1077

by Representative(s) Gerou; also Senator(s) Hodge--Concerning an increase in the statutory cap on the two-year average of the unobligated portion of the oil and gas conservation and environmental response fund.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Carroll and Jones.

Committee of the Whole On motion of Senator Johnston, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Johnston 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:

SB14-023 by Senator(s) Schwartz; --Concerning an authorization of the voluntary transfer of water efficiency savings to the Colorado water conservation board for instream use purposes in water divisions that include lands west of the continental divide.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment. (Printed in Senate Journal, February 21, page(s) 330-332 and placed in members' bill files.)

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

Amend the Agriculture, Natural Resources, and Energy Committee Report, dated February 20, 2014, page 2, after line 13 insert:

"(B) THE WATER RIGHTS OWNER OR COLORADO WATER CONSERVATION BOARD HAS MADE BEST EFFORTS TO PROVIDE WRITTEN NOTICE OF THE PROPOSED APPLICATION AND OF THE BASIS FOR THE PROPOSED APPLICATION BY FIRST-CLASS OR ELECTRONIC MAIL TO THE OWNERS OF VESTED WATER RIGHTS AND DECREED CONDITIONAL WATER RIGHTS IN THE STREAM REACH IN WHICH THE WATER EFFICIENCY SAVINGS WILL BE USED, WITH THE NOTICE BEING PROVIDED BEFORE THE PUBLICATION OF THE APPLICATION WHEN FILED WITH THE WATER JUDGE;"

Reletter succeeding sub-subparagraphs accordingly.

Page 2, after line 21 insert:

"(E) THE AMOUNT OF CHANGED WATER IS NOT MORE THAN THE AMOUNT THAT THE COLORADO WATER CONSERVATION BOARD, AFTER TAKING INTO ACCOUNT THE WATER EFFICIENCY SAVINGS TO BE DERIVED FROM THE STRUCTURAL IMPROVEMENTS REFERENCED IN SECTION 37-92-103 (11.5) (a), DETERMINES IS APPROPRIATE AS THE MINIMUM AMOUNT NECESSARY TO ADD TO THE STREAM FLOWS TO THE EXTENT NECESSARY TO PRESERVE THE NATURAL ENVIRONMENT TO A REASONABLE DEGREE PURSUANT TO SECTION 37-92-102 (3)."

Page 5, after line 29 insert:

"(II) THE BOARD SHALL CONSIDER PRACTICES AND AGREEMENTS, FORMAL AND INFORMAL, AMONG POTENTIALLY AFFECTED WATER USERS WHEN CONSIDERING WHETHER OR NOT TO PLACE A CALL FOR ANY INSTREAM FLOW USE ADJUDICATED FROM WATER EFFICIENCY SAVINGS."

Reletter succeeding subparagraph accordingly.

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

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HB14-1152 by Representative(s) Lawrence, Dore, Holbert, Joshi, Landgraf, Navarro, Rankin, Scott, Stephens, Waller, Wilson; also Senator(s) Scheffel--Concerning passive surveillance records of governmental entities.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 11, page(s) 454 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 Johnston, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-023 as amended, HB14-1152 as amended.

MESSAGE FROM THE HOUSE

March 13, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1284, 1277.

The House has passed on Third Reading and returns herewith SB14-142, 149.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-063, amended as printed in House Journal, March 12, page 552.

The House has adopted and transmits herewith HJR14-1011.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR14-1011 by Representative(s) Stephens; also Senator(s) Aguilar--Concerning the rights of people with cognitive disabilities to technology and information access.

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

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Balmer, Baumgardner, Brophy, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-024, 031, 043, 059, 096, 097, 105, 107, 108, 121 and 138; HB14-1052, 1065, 1172, 1229.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, March 13, 2014, at 8:06 a.m.: SB14-024, 031, 043, 059, 096, 097, 105, 107, 108, 121 and 138.

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

**MEMBER OF THE
 BOARD OF TRUSTEES FOR THE
 UNIVERSITY OF NORTHERN COLORADO**

for a term expiring December 31, 2015:

Kevin Walter Ahern of Morrison, Colorado, to serve as a Republican, and occasioned by the resignation of Susan E. Carparelli of Highlands Ranch, Colorado, appointed.

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Sincerely,
 (signed)
 John W. Hickenlooper
 Governor
 Rec'd: 3/12/2014
 Cindi L. Markwell, Secretary of the Senate
 Committee on Education

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LETTERS OF APPOINTMENT

Appointment Letters of designation and appointment were read and assigned to committees as follows:

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March 6, 2014

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The Honorable Morgan Carroll
 President of the Colorado State Senate
 Colorado State Capitol
 200 East Colfax, Room 346
 Denver, Colorado 80203

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Dear President Carroll:

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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:

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From the Fourth Congressional District: Margaret Kelly, for a term effective July 1, 2013 and continuing until June 30, 2017 (or until her successor is appointed by the Board of Regents). This will be Ms. Kelly's first term on the Hospital Authority Board of Directors.

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This appointment was approved by the Board of Regents at the June 20-21, 2013 regular board meeting. A copy of the resolution to this effect and biographical information are attached.

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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.

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Please let me know if you have any questions.

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Sincerely,
 (signed)
 Cheryl Espinoza
 Assistant Secretary to the Board of Regents
 Rec'd: 3/12/2014
 Cindi L. Markwell, Secretary of the Senate

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Committee on Health & Human Services

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March 6, 2014

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The Honorable Morgan Carroll
 President of the Colorado State Senate
 Colorado State Capitol
 200 East Colfax, Room 346
 Denver, Colorado 80203

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Dear President Carroll:

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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:

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From the Sixth Congressional District: Denise O’Leary, for a term effective October 1, 2013 and continuing until September 30, 2017 (or until her successor is appointed by the Board of Regents). This will be Ms. O’Leary’s first term on the Hospital Authority Board of Directors.

This appointment was approved by the Board of Regents at the September 16-17, 2013 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: 3/12/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

March 6, 2014

The Honorable Morgan Carroll
President of the Colorado State Senate
Colorado State Capitol
200 East Colfax, Room 346
Denver, Colorado 80203

Dear President Carroll:

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 Fifth Congressional District: Jerry Rutledge, for a term effective September 1, 2012 and continuing until August 31, 2016 (or until his successor is appointed by the Board of Regents). This will be Mr. Rutledge’s second four-year term as a Director of the Hospital Authority.

This appointment was approved by the Board of Regents at the June 20- 21, 2013 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: 3/12/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

March 6, 2014

The Honorable Morgan Carroll
President of the Colorado State Senate
Colorado State Capitol
200 East Colfax, Room 346
Denver, Colorado 80203

Dear President Carroll:

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 Second Congressional District: Beth Slifer, for a term effective January 1, 2011 and continuing until December 31, 2014 (or until her successor is appointed by the Board of Regents). This will be Ms. Slifer's second four-year term as a Director of the Hospital Authority.

This appointment was approved by the Board of Regents at the June 20- 21, 2013 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: 3/12/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Senator Grantham was added as a Senate joint prime sponsor with Senator Hodge on SJR14-019.

MESSAGE FROM THE REVISOR OF STATUTES

March 13, 2014

We herewith transmit:

Without comment, HB14-1277 and 1284.
Without comment, as amended, SB14-063.

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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday,
March 14, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

66th Legislative Day

Friday, March 14, 2014

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Prayer	By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Todd.	15
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Roll Call	Present--34	17
	Excused--1, Renfroe.	18
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Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Brophy, reading of the Journal of Thursday, March 13, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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Finance	After consideration on the merits, the Committee recommends that HB14-1003 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	32
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Finance	After consideration on the merits, the Committee recommends that SB14-073 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	35
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Finance	After consideration on the merits, the Committee recommends that HB14-1142 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.	39
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	Amend reengrossed bill, page 2, line 11, after "INTERPRETATION" insert "BEFORE JULY 1, 2017,".	45
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Finance	After consideration on the merits, the Committee recommends that HB14-1006 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	49
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	Amend reengrossed bill, page 2, line 19, strike "MONTHLY, UNLESS OTHERWISE PROVIDED BY".	54
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	Page 2, line 20, strike "LAW,".	57
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	Page 3, strike lines 3 through 5 and substitute "EXECUTIVE DIRECTOR WITH THE SAME FILING FREQUENCY AS THE PERSON OR ENTITY REMITS AND FILES SALES TAX PURSUANT TO SECTION 39-26-105, C.R.S.".	59
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Local Government	After consideration on the merits, the Committee recommends that HB14-1177 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	64
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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: 1
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MEMBER OF THE
BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective December 31, 2013, for a term expiring December 31, 2016:

Tilman "Tillie" Bishop of Grand Junction, Colorado, a Republican, and occasioned by the resignation of Margo M. Pinto of Englewood, Colorado, appointed.

Education After consideration on the merits, the Committee recommends that **SB14-150** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **HB14-1054** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **SB14-151** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **HB14-1117** 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 6, strike "NINE" and substitute "TEN".

Page 3, line 18, strike "AND".

Page 3, line 20, strike "BIRTH." and substitute "BIRTH; AND (VI) A REPRESENTATIVE FROM AN ASSOCIATION OF COLORADO HOSPITALS."

Page 3, strike lines 21 through 25.

Re-letter succeeding paragraph accordingly.

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 confirmed:

MEMBERS OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for terms expiring November 1, 2017:

Michael Cafasso of Pueblo, Colorado, a Democrat residing in the Third Congressional District and the county of the fair, who has expertise in finance through management-level experience in banking, appointed;

David J. Galli of Pueblo, Colorado, a Democrat residing in the Third Congressional District and the county of the fair, who has expertise in finance through management-level experience in banking, reappointed.

Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB14-1002 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4 5 6 7
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB14-1030 be referred to the Committee of the Whole with favorable recommendation.	8 9 10 11 12 13
Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB14-1222 be referred to the Committee of the Whole with favorable recommendation.	14 15 16 17 18 19
Appropriations	After consideration on the merits, the Committee recommends that HB14-1092 be referred to the Committee of the Whole with favorable recommendation.	20 21 22 23
Appropriations	After consideration on the merits, the Committee recommends that SB14-143 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	24 25 26 27 28
Appropriations	After consideration on the merits, the Committee recommends that SB14-123 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.	29 30 31 32 33
	Amend printed bill, page 4, before line 7 insert:	34 35
	<p>SECTION 4. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the P.O.S.T. board cash fund created in section 24-31-303 (2) (b), Colorado Revised Statutes, not otherwise appropriated, to the department of law, for the fiscal year beginning July 1, 2014, the sum of \$1,612,467 and 1.4 FTE, or so much thereof as may be necessary, for allocation to peace officer standards and training board support for expanded training activities and associated costs related to the implementation of this act.”.</p>	36 37 38 39 40 41 42 43 44
	Renumber succeeding section accordingly.	45 46
	Page 1, strike line 106 and substitute " DENYING CERTIFICATION FOR MUNICIPAL VIOLATIONS; AND MAKING AN APPROPRIATION. ".	47 48 49
Appropriations	After consideration on the merits, the Committee recommends that SB14-092 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.	50 51 52 53 54 55
	Amend the Senate Judiciary Committee Report, dated February 17, 2014, page 3, strike lines 35 through 41 and substitute:	56 57
	<p>SECTION 4. In Colorado Revised Statutes, add 17-18-111 as follows:</p>	58 59 60
	<p>17-18-111. Appropriation to comply with section 2-2-703 - SB 14-092 - repeal. (1) PURSUANT TO SECTION 2-2-703, C.R.S., THE FOLLOWING STATUTORY APPROPRIATIONS, OR SO MUCH THEREOF AS MAY BE NECESSARY, ARE MADE IN ORDER TO IMPLEMENT SENATE BILL 14-092, ENACTED IN 2014:</p>	61 62 63 64 65
	<p>(a) FOR THE FISCAL YEAR BEGINNING JULY 1, 2015, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE DEPARTMENT, OUT OF ANY MONEYS IN THE GENERAL FUND NOT OTHERWISE APPROPRIATED, THE SUM OF TWENTY-ONE THOUSAND FOUR</p>	66 67 68 69

HUNDRED EIGHTY-FOUR DOLLARS (\$21,484).

(b) FOR THE FISCAL YEAR BEGINNING JULY 1, 2016, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE DEPARTMENT, OUT OF ANY MONEYS IN THE GENERAL FUND NOT OTHERWISE APPROPRIATED, THE SUM OF NINETEEN THOUSAND SIX HUNDRED FORTY DOLLARS (\$19,640).

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2017."

Page 4 of the committee report, after line 5 insert:

"Page 1 of the bill, line 101, strike "FRAUD." and substitute "FRAUD, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."."

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1160** 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:** SB14-023.
- Correctly Reengrossed:** SB14-051, 117 and 131.
- Correctly Revised:** HB14-1152; HJR14-1011.
- Correctly Rerevised:** HB14-1077, 1103, 1188, 1208 and 1293.
- Correctly Enrolled:** SB14-120; SJM14-001; SJR14-018.

MESSAGE FROM THE HOUSE

March 13, 2014

Madam President:

The House has postponed indefinitely SB14-126. The bill is returned herewith.

The House has adopted and transmits herewith HJR14-1012, and amended as printed in House Journal, March 13.

On motion of Majority Leader Heath, 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

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

SB14-023

by Senator(s) Schwartz; also Representative(s) Becker--Concerning an authorization of the voluntary transfer of water efficiency savings to the Colorado water conservation board for instream use purposes in water divisions that include lands west of the continental divide.

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

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YES	25	NO	9	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Jones, Kefalas and Nicholson.

HB14-1152 by Representative(s) Lawrence, Dore, Holbert, Joshi, Landgraf, Navarro, Rankin, Scott, Stephens, Waller, Wilson; also Senator(s) Scheffel--Concerning passive surveillance records of governmental entities.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Balmer, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Roberts, Steadman, Tochtrop, Todd and Ulibarri.

Upon request of Majority Leader Heath, **HB14-1184** was removed from the General Orders--Second Reading of Bills--Consent Calendar of Friday, March 14 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Friday, March 14.

Committee of the Whole On motion of Senator Ulibarri, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Ulibarri 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:

HB14-1107 by Representative(s) Tyler, Stephens; also Senator(s) Newell--Concerning the authority of the department of revenue to offer taxpayers the option to receive electronic notices.
Amendment No. 1, Finance Committee Amendment.
 (Printed in Senate Journal, March 12, page(s) 457 and placed in members' bill files.)
 As amended, ordered revised and placed on the calendar for third reading and final passage.

SB14-146 by Senator(s) Schwartz; also Representative(s) Wilson--Concerning information that the department of transportation may consider when conducting a traffic investigation for the purpose of determining the appropriate speed limit for a portion of a state highway for which a municipality has proposed a speed limit alteration.
Amendment No. 1, Transportation Committee Amendment.
 (Printed in Senate Journal, March 12, page(s) 457-458 and placed in members' bill files.)
 As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB14-1169 by Representative(s) Dore and Garcia, Exum, Fields, Landgraf, Navarro, Rankin; also Senator(s) Tochtrop--Concerning the repeal of the volunteer firefighter advisory committee.
 Ordered revised and placed on the calendar for third reading and final passage.

HB14-1129 by Representative(s) Lebsock, Wright; also Senator(s) Hodge--Concerning the submission by a state agency to a local government of information related to an application to the local government to approve a major utility facility.
 Ordered revised and placed on the calendar for third reading and final passage.

HB14-1125 by Representative(s) Mitsch Bush; also Senator(s) Balmer--Concerning the circumstances under which a unit owners' association may disclose contact information for members and residents under the "Colorado Common Interest Ownership Act".
 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 Ulibarri, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-146 as amended, HB14-1107 as amended, HB14-1169, HB14-1129, HB14-1125.

Committee of the Whole On motion of Senator Ulibarri, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Ulibarri 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:

SB14-016 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning the ability of certain health care facilities to provide emergency services outside a hospital setting.

Laid over until Monday, March 17, retaining its place on the calendar.

HB14-1108 by Representative(s) Primavera, Landgraf, Singer; also Senator(s) Tochtrop, Roberts--Concerning limits on copayments made by a covered person for physical rehabilitation services.

Laid over until Monday, March 17, retaining its place on the calendar.

HB14-1163 by Representative(s) Hullinghorst; also Senator(s) Heath--Concerning a clarification of the cap imposed on the enterprise zone investment tax credit.

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

HB14-1060 by Representative(s) Mitsch Bush; also Senator(s) Schwartz--Concerning the authority of a municipality to compensate members of a municipal planning commission.

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

HB14-1007 by Representative(s) Hamner; also Senator(s) Crowder--Concerning the authority of county governments to limit certain forms of fire, and, in connection therewith, permitting county governments to restrict agricultural burning during periods of high fire danger and to prohibit fireworks activity during the summer season.

Amendment No. 1, Local Government Committee Amendment.

(Printed in Senate Journal, March 12, page(s) 458 and placed in members' bill files.)

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

HB14-1184 by Representative(s) Vigil; also Senator(s) Grantham--Concerning conservancy districts that are organized for the purpose of preventing floods.

Amendment No. 1, Local Government Committee Amendment.

(Printed in Senate Journal, March 12, page(s) 458 and placed in members' bill files.)

Amendment No. 2(L.011), by Senator Grantham.

Strike the Local Government Committee Report, dated March 11, 2014, and substitute:

"Amend reengrossed bill, page 4, strike lines 1 through 25 and substitute:

"(a) THE DIRECTORS WHO HELD OFFICE ON THE EFFECTIVE DATE OF THIS SUBSECTION (2), REFERRED TO IN THIS SUBSECTION (2) AS THE HOLDOVER DIRECTORS, CONTINUE TO HOLD OFFICE UNTIL THE EXPIRATION OF THEIR TERMS. UPON EXPIRATION OF THEIR TERMS, PURSUANT TO SUBPARAGRAPH (I) OF PARAGRAPH (b) OF THIS SUBSECTION (2), THE

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GOVERNING BODY OF THE CITY OF PUEBLO SHALL FILL THE TWO VACANCIES FOR THE HOLDOVER DIRECTORS WHO RESIDED WITHIN THE CITY OF PUEBLO, AND PURSUANT TO SUBPARAGRAPH (II) OF PARAGRAPH (b) OF THIS SUBSECTION (2), THE BOARD OF COUNTY COMMISSIONERS OF PUEBLO COUNTY SHALL FILL THE VACANCY FOR THE HOLDOVER DIRECTOR WHO RESIDED WITHIN THE COUNTY OF PUEBLO.

(b) THE BOARD CONSISTS OF NINE DIRECTORS, WHO ARE APPOINTED AND REPRESENT AREAS WITHIN THE DISTRICT AS FOLLOWS:

(I) THE GOVERNING BODY OF THE CITY OF PUEBLO SHALL APPOINT FOUR OF THE DIRECTORS, WITH INITIAL TERMS OF THREE YEARS, WHO MUST REPRESENT AND BE RESIDENTS OF THE CITY OF PUEBLO;

(II) THE BOARD OF COUNTY COMMISSIONERS OF PUEBLO COUNTY SHALL APPOINT FOUR OF THE DIRECTORS WITH INITIAL TERMS OF FOUR YEARS. THREE OF THE DIRECTORS REPRESENT AND MUST BE RESIDENTS OF THOSE PORTIONS OF PUEBLO COUNTY NOT LOCATED WITHIN THE CITY OF PUEBLO. ONE DIRECTOR MUST REPRESENT AND RESIDE WITHIN THE PUEBLO WEST METROPOLITAN DISTRICT AND BE A MEMBER OR DESIGNEE OF THE BOARD OF DIRECTORS OF THE PUEBLO WEST METROPOLITAN DISTRICT."

Reletter succeeding paragraphs accordingly.

Page 4, line 26, strike "(C)" and substitute "(III)".

Page 5, line 1, strike "NEW".

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 Ulibarri, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1163, HB14-1060, HB14-1007 as amended, HB14-1184 as amended.

Laid over until Monday, March 17: SB14-016, HB14-1108.

MESSAGE FROM THE HOUSE

March 14, 2014

Madam President:

The House has adopted and transmits herewith HJR14-1013.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SJR14-016 by Senator(s) Grantham and Nicholson; also Representative(s) Becker and Wright-- Concerning the renaming of the tunnels located within Clear Creek County and commonly referred to as the Twin Tunnels as the "Veterans Memorial Tunnels".

Amendment No. 1, Transportation Committee Amendment.

(Printed in Senate Journal, March 12, page(s) 457 and placed in members' bill files.)

The committee report was passed on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

SJR14-019 by Senator(s) Hodge and Grantham; also Representative(s) Singer and Buck--Concerning the establishment of March 16 as Liberty Day.

On motion of Senator Hodge, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Guzman, Harvey, Heath, Herpin, Hill, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

HJR14-1013 by Representative(s) Ryden, Becker, Everett, Ferrandino, Foote, Hamner, Kraft-Tharp, Peniston, Schafer, Tyler; also Senator(s) Aguilar--Concerning commemoration of the 150th anniversary of the University of Denver.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-063 by Senator(s) Marble, Balmer, Baumgardner, Cadman, Crowder, Grantham, Harvey, Herpin, King, Lambert, Lundberg, Renfroe, Rivera, Scheffel, Steadman, Todd, Ulibarri; also Representative(s) Saine and Williams, Moreno, Everett, Nordberg, Pabon--Concerning the mandatory review of existing executive branch agency rules conducted by each principal department.

Senator Marble moved that the Senate concur in House amendments to **SB14-063**, as printed in House journal, March 12, page(s) 553. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJM14-001; SJR14-018; HB14-1215, 1224, 1293; HJR14-1011.

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, March 17, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

69th Legislative Day Monday, March 17, 2014

- Prayer 11
By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 12
- Call to Order 13
By the President *pro tem* at 10:00 a.m. 14
- Pledge 15
By Senator Crowder. 16
- Roll Call 17
Present--34 18
Absent--1, Rivera. 19
Present later--1, Rivera. 20
- Quorum 21
The President announced a quorum present. 22
- Reading of Journal 23
On motion of Senator Kefalas, reading of the Journal of Friday, March 14, 2014, was 24
dispensed with and the Journal was approved as corrected by the Secretary. 25

SENATE SERVICES REPORT

- Correctly Engrossed:** SB14-146; SJR14-016 and 019. 31
- Correctly Reengrossed:** SB14-023. 32
- Correctly Revised:** HB14-1007, 1060, 1107, 1125, 1129, 1163, 1169 and 1184; 33
HJR14-1013. 34
- Correctly Rerevised:** HB14-1152. 35
- Correctly Enrolled:** SB14-055, 080 and 149. 36

MESSAGE FROM THE HOUSE

- March 14, 2014 37
- Madam President: 38
- The House has adopted and returns herewith SJR14-019. 39

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated: 40

- SB14-157** by Senator(s) Carroll and Cadman, Todd, Aguilar, Balmer, Baumgardner, Brophy, 41
Crowder, Grantham, Harvey, Herpin, Hodge, Jones, Kerr, King, Lambert, Lundberg, 42
Marble, Newell, Rivera, Roberts, Scheffel, Ulibarri, Zenzinger; also Representative(s) 43
Ryden and Nordberg--Concerning the commission of a report by the department of military 44
and veterans affairs that examines the comprehensive value of United States military 45
activities centered in Colorado. 46
State, Veterans, & Military Affairs 47

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On motion of Majority Leader Heath, 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.

Upon request of Majority Leader Heath, SB14-146 was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Monday, March 17 and was placed at the end of the Third Reading of Bills Final Passage Calendar of Monday, March 17.

**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:

HB14-1107 by Representative(s) Tyler, Stephens; also Senator(s) Newell--Concerning the authority of the department of revenue to offer taxpayers the option to receive electronic notices.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman, Nicholson and Ulibarri.

HB14-1169 by Representative(s) Dore and Garcia, Exum, Fields, Landgraf, Navarro, Rankin; also Senator(s) Tochtrop--Concerning the repeal of the volunteer firefighter advisory committee.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman, Nicholson and Steadman.

HB14-1129 by Representative(s) Lebsack, Wright; also Senator(s) Hodge--Concerning the submission by a state agency to a local government of information related to an application to the local government to approve a major utility 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Nicholson.

HB14-1125 by Representative(s) Mitsch Bush; also Senator(s) Balmer--Concerning the circumstances under which a unit owners' association may disclose contact information for members and residents under the "Colorado Common Interest Ownership Act".

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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:

HB14-1163 by Representative(s) Hullinghorst; also Senator(s) Heath--Concerning a clarification of the cap imposed on the enterprise zone investment tax credit.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

Co-sponsor(s) added: Jones and Steadman.

HB14-1060 by Representative(s) Mitsch Bush; also Senator(s) Schwartz--Concerning the authority of a municipality to compensate members of a municipal planning commission.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	N	Newell	Y	Todd	N
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	N	Roberts	N		

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

Co-sponsor(s) added: Heath.

HB14-1007 by Representative(s) Hamner; also Senator(s) Crowder--Concerning the authority of county governments to limit certain forms of fire, and, in connection therewith, permitting county governments to restrict agricultural burning during periods of high fire danger.

Laid over until Thursday, May 8, retaining its place on the calendar.

HB14-1184 by Representative(s) Vigil; also Senator(s) Grantham--Concerning conservancy districts that are organized for the purpose of preventing floods.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jahn, Kerr, King, Nicholson, Rivera, Steadman, Todd, Ulibarri and Zenzinger.

SB14-146 by Senator(s) Schwartz; also Representative(s) Wilson--Concerning information that the department of transportation may consider when conducting a traffic investigation for the purpose of determining the appropriate speed limit for a portion of a state highway for which a municipality has proposed a speed limit alteration.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Carroll, Heath, Jones, King, Newell and Todd.

RECONSIDERATION OF HB14-1060

HB14-1060 by Representative(s) Mitsch Bush; also Senator(s) Schwartz--Concerning the authority of a municipality to compensate members of a municipal planning commission.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on HB14-1060.

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:

HB14-1060 by Representative(s) Mitsch Bush; also Senator(s) Schwartz--Concerning the authority of a municipality to compensate members of a municipal planning commission.

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	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	N	Roberts	N		

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 Hodge, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Hodge 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:

HB14-1082 by Representative(s) Lee; also Senator(s) Tochtrop--Concerning a requirement for written notice of cancellation of individual life insurance policies, and in connection therewith, requiring written notice prior to the lapse of individual life insurance policies.

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

HB14-1223 by Representative(s) Coram; also Senator(s) Roberts--Concerning the reclassification of Dolores county for the purpose of statutory provisions fixing the salaries of county officers.

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

HB14-1265 by Representative(s) Moreno; also Senator(s) Roberts--Concerning the regulation of games of chance.

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

HB14-1171 by Representative(s) McNulty; also Senator(s) Roberts--Concerning rules on forensic medical evidence in sexual assault cases.

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 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1082, HB14-1223, HB14-1265, HB14-1171.

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 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:

SB14-016 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning the ability of certain health care facilities to provide emergency services outside a hospital setting.

Laid over until Friday, March 21, retaining its place on the calendar.

HB14-1108 by Representative(s) Primavera, Landgraf, Singer; also Senator(s) Tochtrop, Roberts--Concerning limits on copayments made by a covered person for physical rehabilitation services.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate journal, March 6, page(s) 427-428, was **lost**.)

Amendment No. 2(L.017), by Senator Tochtrop.

Strike the Business, Labor and Technology Committee Report, dated March 5, 2014.

Amend reengrossed bill page 2, line 7, strike "C.R.S.," and substitute "C.R.S.;".

Page 2, line 8, strike "C.R.S.," and substitute "C.R.S.;".

Page 2, line 9, strike "C.R.S.," and substitute "C.R.S.;".

Page 2, line 11, strike "C.R.S.," and substitute "C.R.S.;".

Page 2, line 12, after "C.R.S.," insert "AS LONG AS THE MESSAGE THERAPIST'S AND ACUPUNCTURIST'S SERVICES ARE REASONABLE AND NECESSARY OR THE PATIENT HAS BEEN REFERRED TO THE MESSAGE THERAPIST OR ACUPUNCTURIST BY A LICENSED PHYSICIAN, CHIROPRACTOR, PHYSICAL THERAPIST, OR OCCUPATIONAL THERAPIST,".

Amendment No. 3(L.013), by Senator Crowder.

Amend reengrossed bill, page 2, line 17, strike "PAID TO" and substitute "HAS ALLOWED FOR THE SERVICES PROVIDED BY".

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

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

HB14-1256 by Representative(s) Fischer; also Senator(s) Kerr--Concerning authorizing institutions of higher education to enter into employment contracts for librarians.

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

HB14-1191 by Representative(s) Conti, Coram, Court, Ferrandino, Rosenthal, Scott; also Senator(s) King--Concerning the creation of an emergency alert program to notify the public after a serious hit-and-run accident.

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

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HB14-1182 by Representative(s) Hamner; also Senator(s) Kerr--Concerning changes for the 2015-16 school year to certain public education accountability measures specified in the "Education Accountability Act of 2009" to accommodate the transition to administering new statewide assessments.

Amendment No. 1(L.005), by Senator Renfroe.

Amend reengrossed bill, page 3, line 8, strike "SUBMITS" and substitute "MAY SUBMIT".

Page 4, line 2, strike "SUBMITS" and substitute "MAY SUBMIT".

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

HB14-1108 by Representative(s) Primavera, Landgraf, Singer; also Senator(s) Tochtrop, Roberts-- Concerning limits on copayments made by a covered person for physical rehabilitation services.

Senator Tochtrop moved to amend the Report of the Committee of the Whole to show that HB14-1108, 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	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	N	Lambert	N	Schwartz	N
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	N	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

RECONSIDERATION OF HB14-1108

HB14-1108 by Representative(s) Primavera, Landgraf, Singer; also Senator(s) Tochtrop, Roberts-- Concerning limits on copayments made by a covered person for physical rehabilitation services.

Having voted on the prevailing side, Senator Brophy moved for reconsideration of the last Senate action, Amendments to the Report of the Committee of the Whole, on HB14-1108.

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

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE (cont'd)

HB14-1108 by Representative(s) Primavera, Landgraf, Singer; also Senator(s) Tochtrop, Roberts-- Concerning limits on copayments made by a covered person for physical rehabilitation services.

Senator Tochtrop moved to amend the Report of the Committee of the Whole to show that HB14-1108, 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	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	N	Lambert	N	Schwartz	N
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	N	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1108 as amended, HB14-1256, HB14-1191, HB14-1182 as amended.

Laid over until Friday, March 21: SB14-016.

RECONSIDERATION OF HB14-1007

HB14-1007 by Representative(s) Hamner; also Senator(s) Crowder--Concerning the authority of county governments to limit certain forms of fire, and, in connection therewith, permitting county governments to restrict agricultural burning during periods of high fire danger.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on HB14-1007.

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:

HB14-1007 by Representative(s) Hamner; also Senator(s) Crowder--Concerning the authority of county governments to limit certain forms of fire, and, in connection therewith, permitting county governments to restrict agricultural burning during periods of high fire danger.

Laid over until Tuesday, March 18, retaining its place on the calendar.

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

On motion of Majority Leader Heath, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
JUVENILE PAROLE BOARD

for terms expiring November 15, 2017:

Margaret "Meg" H. Williams of Golden, Colorado, to serve as a representative of the Colorado Department of Public Safety, reappointed;

Paula Ramaekers-Mattas of Grand Junction, Colorado, to serve as a public at-large member from the Western Slope, reappointed;

Carmen Q. Nelson of Denver, Colorado, to serve as a public member, appointed;

James A. Keown of Thornton, Colorado, to serve as a representative from the Colorado Department of Labor and Employment, reappointed;

Patricia J. Kelly of Franktown, Colorado, to serve as a public member/not employed by state government, appointed;

for terms expiring November 15, 2018:

Daniel L. Casey of Thornton, Colorado, to serve as a representative from the Colorado Department of Human Services, appointed;

Karen L.G. Wilmes of Westminster, Colorado, to serve as a public member/not employed by state government, appointed; and

Candace Marie Hawkins of Thornton, Colorado, to serve as a representative of the Colorado Department of Education, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MESSAGE FROM THE HOUSE

March 17, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1299.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1285, amended as printed in House Journal, March 14, page 576. HB14-1290, amended as printed in House Journal, March 14, pages 576-577.

The House has passed on Third Reading and returns herewith SB14-102, 137.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-089, amended as printed in House Journal, March 14, page 577.

MESSAGE FROM THE REVISOR OF STATUTES

March 17, 2014

We herewith transmit:

Without comment, as amended, HB14-1285 and 1290.
Without comment, as amended, SB14-089.
With comment, HB14-1299.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1183, 1208; HJR14-1013.

Senate in recess. Senate reconvened.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-020 by Senator(s) Todd; also Representative(s) Kraft-Tharp and Rankin--Concerning the designation of March 24, 2014, as "Colorado Aerospace Day", and, in connection therewith, commemorating the establishment of a Colorado chapter of Citizens for Space Exploration.

Laid over until Monday, March 24, retaining its place on the calendar.

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INTRODUCTION OF BILLS -- FIRST READING

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

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| SB14-158 | 6 |
| by Senator(s) Steadman and Jones; also Representative(s) Hulinghorst--Concerning the | 7 |
| harmonization of statutory recall election provisions with the recall provisions in the state | 8 |
| constitution to reflect the manner in which contemporary elections are conducted, and, in | 9 |
| connection therewith, aligning circulator regulation and petition requirements with | 10 |
| initiative and referendum circulator and petition requirements. | 11 |
| State, Veterans, & Military Affairs | 12 |
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| SB14-159 | 14 |
| by Senator(s) Aguilar, Kefalas; also Representative(s) Primavera--Concerning | 15 |
| implementation of standardized rules for use in processing medical claims, and, in | 16 |
| connection therewith, making an appropriation. | 17 |
| Health & Human Services | 18 |
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| SB14-160 | 20 |
| by Senator(s) Newell; also Representative(s) Primavera--Concerning removing limitations | 21 |
| on a transitional living program for a person with a brain injury. | 22 |
| Health & Human Services | 23 |
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| HB14-1046 | 25 |
| by Representative(s) Scott; also Senator(s) Kerr and Johnston--Concerning the creation of a | 26 |
| Scottish American license plate for motor vehicles, and, in connection therewith, making an | 27 |
| appropriation. | 28 |
| Transportation | 29 |
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| HB14-1123 | 31 |
| by Representative(s) Labuda, Foote, Gardner, Kagan, Scott; also Senator(s) Brophy, | 32 |
| Guzman, Johnston, Roberts, Steadman--Concerning implementation of recommendations | 33 |
| of the committee on legal services in connection with legislative review of rules and | 34 |
| regulations of state agencies. | 35 |
| Legal Services | 36 |
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| HB14-1131 | 38 |
| by Representative(s) Fields, Singer, Schafer, McCann, Primavera, Moreno, Exum, Melton, | 39 |
| Pabon; also Senator(s) Newell and Kefalas--Concerning harassment against a minor by | 40 |
| using an interactive computer service. | 41 |
| Judiciary | 42 |
| Appropriations | 43 |
| | 44 |
| HB14-1136 | 45 |
| by Representative(s) Primavera, Holbert; also Senator(s) Todd--Concerning exempting a | 46 |
| continuing professional education program that is approved by a state professional | 47 |
| licensing board from regulation by the division of private occupational schools in the | 48 |
| department of higher education. | 49 |
| Education | 50 |
| | 51 |
| HB14-1149 | 52 |
| by Representative(s) Conti; also Senator(s) Marble--Concerning making acts related to the | 53 |
| advertisement of children for the purposes of transferring their care to others trafficking in | 54 |
| children. | 55 |
| Judiciary | 56 |
| | 57 |
| HB14-1176 | 58 |
| by Representative(s) Ryden; also Senator(s) Tochtrop--Concerning the state audit cycle of | 59 |
| the emissions program for motor vehicles. | 60 |
| Transportation | 61 |
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| HB14-1181 | 63 |
| by Representative(s) Schafer, Fields, Ginal, Primavera; also Senator(s) Kefalas-- | 64 |
| Concerning the sunset review of the nurse-physician advisory task force for Colorado | 65 |
| health care, and, in connection therewith, continuing the task force through September 1, | 66 |
| 2020. | 67 |
| Health & Human Services | 68 |
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| HB14-1185 | 70 |
| by Representative(s) Kraft-Tharp, Navarro, Szabo, Williams; also Senator(s) Jahn-- | 71 |
| Concerning the issuance of travel insurance policies. | 72 |
| Business, Labor, & Technology | 72 |

- HB14-1195** by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman--
Concerning the diversion of revenue collected by the division of insurance to cash funds.
Finance

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- HB14-1277** by Representative(s) Melton, Lebsock, Buckner, Exum, Fields, Landgraf, May, Nordberg,
Rankin, Ryden; also Senator(s) Todd--Concerning eligibility requirements for recipients of
grants from the military family relief fund.
State, Veterans, & Military Affairs

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- HB14-1284** by Representative(s) Tyler and Coram, Ginal, Kraft-Tharp, Lee, Mitsch Bush, Moreno,
Pabon, Peniston, Primavera, Rankin, Ryden, Williams; also Senator(s) Todd and Crowder,
Schwartz--Concerning registration with the department of revenue of distinguished license
plates issued to members of the Colorado general assembly.
Transportation

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- HB14-1285** by Representative(s) Ryden, Becker, Court, Exum, Ferrandino, Fields, Hamner, Kraft-
Tharp, Labuda, Melton, Rosenthal, Williams; also Senator(s) Aguilar and Johnston--
Concerning a requirement that a professional tax preparer provide certain disclosures to a
client when preparing tax documents for the client.
Finance

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- HB14-1290** by Representative(s) Becker, Coram, Court, Sonnenberg, Vigil; also Senator(s) Roberts--
Concerning an addition to the definition of "other outlet" to enable the operation of a
remotely located telepharmacy outlet.
Health & Human Services

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- HB14-1299** by Representative(s) Tyler, Lee, Salazar; also Senator(s) Todd, Guzman--Concerning the
repeal of the six-year limitation on applying a salvage brand to a motor vehicle whose cost
of being repaired exceeds the value of the vehicle without the recent damage.
Transportation

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-009, 055, 060, 080, 095, 120 and 149.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday,
March 18, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

70th Legislative Day

Tuesday, March 18, 2014

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Prayer	By the chaplain, Rabbi Eliot Baskin, Jewish Family Services of Colorado.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Crowder.	16
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Roll Call	Present--30	18
	Excused--5, Aguilar, Baumgardner, King, Renfroe, Scheffel.	19
	Present later--1, Scheffel.	20
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Quorum	The President announced a quorum present.	22
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Reading of Journal	On motion of Senator Kefalas, reading of the Journal of Monday, March 17, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	24
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COMMITTEE OF REFERENCE REPORTS

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Judiciary	After consideration on the merits, the Committee recommends that HB14-1148 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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Judiciary	After consideration on the merits, the Committee recommends that HB14-1042 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	37
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	Amend reengrossed bill, page 2, line 7, strike "A PERSON OR" and substitute "AN".	42
		43
	Page 2, line 10, strike "PERSON OR".	44
		45
	Page 3, line 24, strike "HOSPITAL" and substitute "HEALTH CARE PROVIDER, HOSPITAL,".	46
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		48
	Page 4, strike line 25 and substitute "RELINQUISHMENT OF THE CHILD.".	49
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1206 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	53
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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1193 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	59
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	Amend reengrossed bill, page 2, line 5, after "(6)" insert "(a)".	64
		65
	Page 2, strike lines 11 through 14 and substitute "RETRIEVAL OF PUBLIC RECORDS BY THE CUSTODIAN. UNDER ANY SUCH POLICY, THE CUSTODIAN	66
		67

SHALL NOT IMPOSE A CHARGE FOR THE FIRST HOUR OF TIME EXPENDED IN CONNECTION WITH THE RESEARCH AND RETRIEVAL OF PUBLIC RECORDS. AFTER THE FIRST HOUR OF TIME HAS BEEN EXPENDED, THE CUSTODIAN MAY CHARGE A FEE FOR THE RESEARCH AND RETRIEVAL OF PUBLIC RECORDS THAT SHALL NOT EXCEED THIRTY DOLLARS PER HOUR.

(b) ON JULY 1, 2019, AND BY JULY 1 OF EVERY FIVE YEAR PERIOD THEREAFTER, THE DIRECTOR OF RESEARCH OF THE LEGISLATIVE COUNCIL APPOINTED PURSUANT TO SECTION 2-3-304 (1), C.R.S., SHALL ADJUST THE MAXIMUM HOURLY FEE SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (6) IN ACCORDANCE WITH THE PERCENTAGE CHANGE OVER THE PERIOD IN THE UNITED STATES DEPARTMENT OF LABOR, BUREAU OF LABOR STATISTICS, CONSUMER PRICE INDEX FOR DENVER-BOULDER-GREELEY, ALL ITEMS, ALL URBAN CONSUMERS, OR ITS SUCCESSOR INDEX. THE DIRECTOR OF RESEARCH SHALL POST THE ADJUSTED MAXIMUM HOURLY FEE ON THE WEB SITE OF THE GENERAL ASSEMBLY. ANY CUSTODIAN MAY CHARGE A FEE THAT DOES NOT EXCEED THE MAXIMUM HOURLY RATE ONLY WHERE THE CUSTODIAN HAS, PRIOR TO THE DATE OF THE IMPOSITION OF THE FEE, EITHER POSTED THE AMOUNT OF THE FEE ON THE CUSTODIAN'S WEB SITE OR INCLUDED THE AMOUNT OF THE FEE IN THE WRITTEN POLICY REFERENCED IN PARAGRAPH (a) OF THIS SUBSECTION (6), AS APPLICABLE."

SENATE SERVICES REPORT

- Correctly Printed:** SB14-157, 158, 159 and 160; SJR14-020.
- Correctly Reengrossed:** SB14-146.
- Correctly Revised:** HB14-1082, 1108, 1171, 1182, 1191, 1223, 1256 and 1265.
- Correctly Rerevised:** HB14-1060, 1107, 1125, 1129, 1163, 1169 and 1184.
- Correctly Enrolled:** SB14-142.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-161 by Senator(s) Ulibarri and Johnston; also Representative(s) Hullinghorst--Concerning the modernization of provisions of the "Uniform Election Code of 1992" that ensure voter access for eligible electors, and, in connection therewith, reducing the deadline by which a voter registration application must be submitted via certain methods, altering procedures pertaining to national change-of-address searches, allowing emergency ballots to be obtained for nonmedical reasons, amending provisions relating to military and overseas voters, increasing the penalty for providing false residential information, and making the aiding or abetting the provision of false residential information a new felony offense.
State, Veterans, & Military Affairs

SB14-162 by Senator(s) Nicholson; also Representative(s) Mitsch Bush--Concerning quality management programs for emergency medical service providers providing care in the prehospital setting.
Health & Human Services

**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:

HB14-1082 by Representative(s) Lee; also Senator(s) Tochtrop--Concerning a requirement for written notice of cancellation of individual life insurance policies, and in connection therewith, requiring written notice prior to the lapse of individual life insurance policies.

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	E	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1223 by Representative(s) Coram; also Senator(s) Roberts--Concerning the reclassification of Dolores county for the purpose of statutory provisions fixing the salaries of county officers.

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

YES	30	NO	1	EXCUSED	4	ABSENT	0
Aguilar	E	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Crowder.

HB14-1265 by Representative(s) Moreno; also Senator(s) Roberts--Concerning the regulation of games of chance.

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

YES	30	NO	1	EXCUSED	4	ABSENT	0
Aguilar	E	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1171 by Representative(s) McNulty; also Senator(s) Roberts--Concerning rules on forensic medical evidence in sexual assault cases.

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	E	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Herpin.

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:

HB14-1007 by Representative(s) Hamner; also Senator(s) Crowder--Concerning the authority of county governments to limit certain forms of fire, and, in connection therewith, permitting county governments to restrict agricultural burning during periods of high fire danger.

Laid over until Friday, March 21, retaining its place on the calendar.

HB14-1108 by Representative(s) Primavera, Landgraf, Singer; also Senator(s) Tochtrop, Roberts--Concerning limits on copayments made by a covered person for physical rehabilitation services.

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

YES	19	NO	12	EXCUSED	4	ABSENT	0
Aguilar	E	Heath	Y	King	E	Scheffel	N
Balmer	Y	Herpin	N	Lambert	N	Schwartz	N
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	N	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1256 by Representative(s) Fischer; also Senator(s) Kerr--Concerning authorizing institutions of higher education to enter into employment contracts for librarians.

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	E	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Todd.

HB14-1191 by Representative(s) Conti, Coram, Court, Ferrandino, Rosenthal, Scott; also Senator(s) King--Concerning the creation of an emergency alert program to notify the public after a serious hit-and-run accident.

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

YES	30	NO	1	EXCUSED	4	ABSENT	0
Aguilar	E	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Heath, Herpin, Jahn, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Schwartz, Tochtrop and Todd.

HB14-1182 by Representative(s) Hamner; also Senator(s) Kerr--Concerning changes for the 2015-16 school year to certain public education accountability measures specified in the "Education Accountability Act of 2009" to accommodate the transition to administering new statewide assessments.

Laid over until Wednesday, March 19, retaining its place on the calendar.

Committee of the Whole On motion of Senator Todd, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Todd 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:

- HB14-1142** by Representative(s) DelGrosso; also Senator(s) Grantham and Nicholson--Concerning a prohibition against the off-site electronic sale of lottery tickets by the Colorado lottery commission. 1
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Amendment No. 1, Finance Committee Amendment. 5
(Printed in Senate Journal, March 14, page(s) 481 and placed in members' bill files.) 6
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As amended, ordered revised and placed on the calendar for third reading and final 8
passage. 9
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- HB14-1177** by Representative(s) Swalm, Labuda, McNulty, Szabo; also Senator(s) Tochtrop-- 12
Concerning requirements governing meetings of the boards of county commissioners of the 13
larger counties. 14
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Ordered revised and placed on the calendar for third reading and final passage. 16
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- HB14-1117** by Representative(s) Schafer, Ginal, Landgraf, McCann, Singer, Wright, Fields, Becker, 19
Kraft-Tharp; also Senator(s) Roberts--Concerning the creation of the Colorado premature 20
birth commission. 21
22
Amendment No. 1, Health & Human Services Committee Amendment. 23
(Printed in Senate Journal, March 14, page(s) 482 and placed in members' bill files.) 24
25
As amended, ordered revised and placed on the calendar for third reading and final 26
passage. 27
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- SB14-143** by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May and Gerou, Duran-- 30
Concerning payment of amounts awarded through nursing facility provider reimbursement 31
appeals from the medicaid nursing facility cash fund. 32
33
Ordered engrossed and placed on the calendar for third reading and final passage. 34
35
- SB14-123** by Senator(s) Guzman; also Representative(s) Kagan--Concerning the authority of the 36
peace officers standards and training board, and, in connection therewith, providing 37
additional rule-making authority; raising the maximum fee for certification and skills 38
exams; allowing awarding grants to nonprofit organizations; and denying certification for 39
municipal violations. 40
41
Laid over until to the end of the General Orders--Second Reading of Bills calendar of 42
Tuesday, March 18, retaining its place on the calendar. 43
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- SB14-092** by Senator(s) Rivera; also Representative(s) Williams--Concerning the creation of the 46
crime of insurance fraud. 47
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Amendment No. 1, Judiciary Committee Amendment. 49
(Printed in Senate Journal, February 18, page(s) 293-295 and placed in members' bill 50
files.) 51
52
Amendment No. 2, Appropriations Committee Amendment. 53
(Printed in Senate Journal, March 14, page(s) 483-484 and placed in members' bill files.) 54
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As amended, ordered engrossed and placed on the calendar for third reading and final 56
passage. 57
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- HB14-1160** by Representative(s) Mitsch Bush and Coram, Fischer, Lee, Primavera, Tyler; also 60
Senator(s) Todd and Herpin--Concerning overweight vehicle permits for divisible loads. 61
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Ordered revised and placed on the calendar for third reading and final passage. 63
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**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Todd, 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	E	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-143, SB14-092 as amended, HB14-1142 as amended, HB14-1177, HB14-1117 as amended, HB14-1160.
Laid over to the end of the General Orders -- Second Reading of Bills calendar, Tuesday, March 18: SB14-123.

Committee of the Whole On motion of Senator Todd, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Todd 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:

HB14-1030 by Representative(s) Coram and Mitsch Bush, Fischer, Sonnenberg, Vigil; also Senator(s) Schwartz and Roberts, Hodge--Concerning the establishment of incentives for the development of hydroelectric energy systems.

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

HB14-1222 by Representative(s) McLachlan; also Senator(s) Schwartz and Roberts--Concerning modification of the terms under which a county may issue tax-exempt private activity bonds on behalf of an eligible applicant for the purpose of financing a geothermal energy project on the applicant's property.

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

HB14-1092 by Representative(s) Vigil, Salazar; also Senator(s) Kefalas--Concerning the voluntary contribution designation benefitting the Colorado Youth Conservation Corps fund that appears on the state individual income tax return forms.

Laid over until Wednesday, March 19, retaining its place on the calendar.

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SB14-123 by Senator(s) Guzman; also Representative(s) Kagan--Concerning the authority of the peace officers standards and training board, and, in connection therewith, providing additional rule-making authority; raising the maximum fee for certification and skills exams; allowing awarding grants to nonprofit organizations; and denying certification for municipal violations.

Laid over until Wednesday, March 19, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Todd, 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	E	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1030, HB14-1222.
Laid over until Wednesday, March 19: SB14-123, HB14-1092.

INTRODUCTION OF RESOLUTIONS

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

SJR14-021 by Senator(s) Todd, Aguilar, Carroll, Guzman, Heath, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Newell, Nicholson, Roberts, Schwartz, Steadman, Tochtrop, Ulibarri, Zenzinger; also Representative(s) Labuda, Becker, Conti, Court, Duran, Fields, Ginal, Hamner, Hullinghorst, Kraft-Tharp, Lawrence, McCann, Mitsch Bush, Murray, Navarro, Peniston, Pettersen, Primavera, Ryden, Saine, Schafer, Stephens, Szabo, Williams--Concerning the recognition of National Women's History Month, and, in connection therewith, designating March as Colorado Women's History Month.

Laid over until Thursday, March 27, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-089 by Senator(s) Schwartz, Jahn; also Representative(s) Fischer, Vigil--Concerning a prohibition for the state to enter into an agreement for a payment in lieu of taxes.

Laid over until Wednesday, March 19, retaining its place on the calendar.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

MEMBER OF THE BOARD OF TRUSTEES FOR COLORADO MESA UNIVERSITY

effective December 31, 2013, for a term expiring December 31, 2016:

Tilman "Tillie" Bishop of Grand Junction, Colorado, a Republican, and occasioned by the resignation of Margo M. Pinto of Englewood, Colorado, appointed.

YES	31	NO	0	EXCUSED	4	ABSENT	0
Aguilar	E	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

MEMBERS OF THE COLORADO STATE FAIR AUTHORITY BOARD OF COMMISSIONERS

for terms expiring November 1, 2017:

Michael Cafasso of Pueblo, Colorado, a Democrat residing in the Third Congressional District and the county of the fair, who has expertise in finance through management-level experience in banking, appointed;

David J. Galli of Pueblo, Colorado, a Democrat residing in the Third Congressional District and the county of the fair, who has expertise in finance through management-level experience in banking, reappointed.

YES	31	NO	0	EXCUSED	4	ABSENT	0
Aguilar	E	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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MESSAGE FROM THE HOUSE

March 18, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB14-1267, amended as printed in House Journal, March 17, pages 595-596.
HB14-1260, amended as printed in House Journal, March 17, pages 596-597.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB14-119, amended as printed in House Journal, March 17, page 596.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1103, 1188.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, March 18, 2014, at 8:10 a.m.:
SB14-009, 055, 060, 080, 095, 120 and 149.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday,
March 19, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

71st Legislative Day

Wednesday, March 19, 2014

Prayer By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver. 10
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Call to Order By the President *pro tem* at 9:00 a.m. 13
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Pledge By Senator Crowder. 16
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Roll Call Present--32 18
Excused-- 3, Harvey, King, Renfroe. 19
Present later--1, Harvey. 20
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Quorum The President announced a quorum present. 22
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Reading of Journal On motion of Senator Kefalas, reading of the Journal of Tuesday, March 18, 2014, was 24
dispensed with and the Journal was approved as corrected by the Secretary. 25
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COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB14-1034** be 31
referred to the Committee on Appropriations with favorable recommendation. 32
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Finance After consideration on the merits, the Committee recommends that **HB14-1017** be 35
amended as follows, and as so amended, be referred to the Committee on Appropriations 36
with favorable recommendation. 37
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Amend reengrossed bill, page 8, line 26, after "(d)," insert "(4)". 40
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Page 9, after line 10 insert: 42
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"(4) No credit shall be allocated pursuant to this part 21 unless the 44
qualified development is the subject of a recorded restrictive covenant 45
requiring the development to be maintained and operated as a qualified 46
development, AND IS IN ACCORDANCE WITH THE ACCESSIBILITY AND 47
ADAPTABILITY REQUIREMENTS OF THE FEDERAL TAX CREDITS AND TITLE 48
VIII OF THE "CIVIL RIGHTS ACT OF 1968", AS AMENDED BY THE "FAIR 49
HOUSING AMENDMENTS ACT OF 1988", for a period of fifteen taxable 50
years, or such longer period as may be agreed to between the authority 51
and the owner, beginning with the first taxable year of the credit period." 52
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Page 10, line 24, strike "HOUSING" and substitute "PROVIDE HOUSING". 54
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Finance After consideration on the merits, the Committee recommends that **HB14-1080** be 57
amended as follows, and as so amended, be referred to the Committee of the Whole with 58
favorable recommendation and with a recommendation that it be placed on the Consent 59
Calendar. 60
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Amend reengrossed bill, page 4, strike lines 7 through 16 and substitute: 62
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"SECTION 2. Safety clause. The general assembly hereby finds, 64
determines, and declares that this act is necessary for the immediate 65
preservation of the public peace, health, and safety." 66
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- Finance After consideration on the merits, the Committee recommends that **HB14-1105** be referred to the Committee of the Whole with favorable recommendation. 1
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- Local After consideration on the merits, the Committee recommends that **HB14-1210** be referred to the Committee of the Whole with favorable recommendation. 4
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- Local After consideration on the merits, the Committee recommends that **HB14-1254** 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, strike lines 4 and 5 and substitute: 13
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"12-61-1004.5. Fees and charges for contracted services and home sales - disclosure required. (1) EVERY MANAGER, AND EVERY AGENT OR OTHER". 15
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Page 2, strike line 17 and substitute: 19
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"(2) (a) NEITHER A MANAGER NOR ANY AGENT OF A MANAGER MAY ENFORCE ANY FEE OR CHARGE, INCLUDING A TRANSFER FEE, AGAINST THE HOA OR ANY BUYER OR SELLER OF PROPERTY SERVED BY THE HOA UNLESS THE FEE OR CHARGE IS: 21
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(I) EXPLICITLY DISCLOSED IN THE MANAGER'S CONTRACT WITH THE HOA OR AN ADDENDUM TO THE CONTRACT; OR 26
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(II) DOCUMENTED BY A CLEARLY IDENTIFIED LINE ITEM. 28

(3) IN ADDITION TO MAKING THE DISCLOSURES REQUIRED UNDER SUBSECTIONS (1) AND (2) OF THIS SECTION, A MANAGER SHALL DISCLOSE TO THE EXECUTIVE BOARD ALL". 29
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Page 2, line 21, strike "COMMUNITY. THE" and substitute "COMMUNITY. (4) THE". 33
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- Trans- After consideration on the merits, the Committee recommends that **HB14-1100** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation. 37
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Amend reengrossed bill, page 3, line 1, after "WITH;" insert "OR". 40
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Page 3, strike line 2. 42
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Reletter succeeding paragraph accordingly. 44
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Page 4, after line 8, insert: 46
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"SECTION 2. In Colorado Revised Statutes, 42-6-102, amend (17) (c) as follows: 48
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42-6-102. Definitions. As used in this part 1, unless the context otherwise requires:". 50
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Reorder succeeding sections accordingly. 53
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Page 4, line 9, before "(c)" insert "(17)". 55
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page 12, line 1, strike "SHALL" and substitute "MAY". 57
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Page 12, line 22, strike "This" and substitute "Except as otherwise provided in this section, this". 59
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Page 13, after line 3, insert: 62
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"(2) Section 2 of this act takes effect only if House Bill 14-1299 becomes law and takes effect either upon the effective date of this act or House Bill 14-1299, whichever is later.". 64
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Reorder succeeding subsection accordingly. 68
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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
TRANSPORTATION COMMISSION

for a term expiring July 1, 2015:

Douglas E. Aden of Grand Junction, Colorado, to serve as a commissioner from the Seventh Transportation District, reappointed;

for terms expiring July 1, 2017:

Shannon Margaret Gifford, CFA of Denver, Colorado, to serve as a commissioner from the First Transportation District, appointed;

Gary Michael Reiff of Englewood, Colorado, to serve as a commissioner from the Third Transportation District, reappointed; and

Sidny Kay Zink of Durango, Colorado, to serve as a commissioner from the Eighth Transportation District, appointed.

Trans-
portation

The Committee on Transportation 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
TRANSPORTATION COMMISSION

for a term expiring July 1, 2017:

William Thiebaut, Jr., of Pueblo, Colorado, to serve as a commissioner from the 10th Transportation District, appointed.

Trans-
portation

After consideration on the merits, the Committee recommends that **HB14-1089** be **referred** to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SB14-161 and 162; SJR14-021.

Correctly Engrossed: SB14-092 and 143.

Correctly Revised: HB14-1030, 1117, 1142, 1160, 1177 and 1222.

Correctly Rerevised: HB14-1082, 1108, 1171, 1191, 1223, 1256 and 1265.

MESSAGE FROM THE REVISOR OF STATUTES

March 18, 2014

We herewith transmit:

Without comment, as amended, HB14-1260 and 1267.

Without comment, as amended, SB14-119.

RECALL OF HB14-1265

Majority Leader Heath moved for the recall of **HB14-1265** from the House for the purpose of reconsideration. A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**. The bill was ordered recalled.

MESSAGE FROM THE HOUSE

March 19, 2014

Madam President:

In response to the request of the Senate for the recall of HB14-1265, the bill is transmitted herewith.

RECONSIDERATION OF HB14-1265

HB14-1265 by Representative(s) Moreno; also Senator(s) Roberts--Concerning the regulation of games of chance.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on HB14-1265.

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

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:

HB14-1265 by Representative(s) Moreno; also Senator(s) Roberts--Concerning the regulation of games of chance.

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

Third Reading Amendment No. 1(L.003), by Senator Roberts.

Amend rerevised bill, page 27, strike lines 13 through 15 and substitute:

"provisions in this act. In Colorado Revised Statutes, **repeal** 12-9-107 (4) and (5) (b), as they existed immediately prior to the passage of this act, and 12-9-107.7."

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

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YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	32	NO	1	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

On motion of Majority Leader Heath, 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 Heath, **HB14-1117** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Wednesday, March 19, and was placed at the end of the Third Reading of Bills Final Passage Calendar of Wednesday, March 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:

HB14-1142 by Representative(s) DelGrosso; also Senator(s) Grantham and Nicholson--Concerning a prohibition against the off-site electronic sale of lottery tickets by the Colorado lottery commission.

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	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Rivera.

HB14-1177 by Representative(s) Swalm, Labuda, McNulty, Szabo; also Senator(s) Tochtrop-- Concerning requirements governing meetings of the boards of county commissioners of the larger counties.

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	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-143 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May and Gerou, Duran-- Concerning payment of amounts awarded through nursing facility provider reimbursement appeals from the medicaid nursing facility cash fund.

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	King	E	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Tochtrop.

SB14-092 by Senator(s) Rivera; also Representative(s) Williams--Concerning the creation of the crime of insurance 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	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Todd.

HB14-1160 by Representative(s) Mitsch Bush and Coram, Fischer, Lee, Primavera, Tyler; also Senator(s) Todd and Herpin--Concerning overweight vehicle permits for divisible loads.

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	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Rivera.

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:

HB14-1182 by Representative(s) Hamner; also Senator(s) Kerr--Concerning changes for the 2015-16 school year to certain public education accountability measures specified in the "Education Accountability Act of 2009" to accommodate the transition to administering new statewide assessments.

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

YES	19	NO	14	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Schwartz, Todd, Ulibarri and Zenzinger.

HB14-1030 by Representative(s) Coram and Mitsch Bush, Fischer, Sonnenberg, Vigil; also Senator(s) Schwartz and Roberts, Hodge--Concerning the establishment of incentives for the development of hydroelectric energy systems.

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	King	E	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jahn, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Steadman and Ulibarri.

HB14-1222 by Representative(s) McLachlan; also Senator(s) Schwartz and Roberts--Concerning modification of the terms under which a county may issue tax-exempt private activity bonds on behalf of an eligible applicant for the purpose of financing a geothermal energy project on the applicant's property.

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	King	E	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Newell, Nicholson and Ulibarri.

HB14-1117 by Representative(s) Schafer, Ginal, Landgraf, McCann, Singer, Wright, Fields, Becker, Kraft-Tharp; also Senator(s) Roberts--Concerning the creation of the Colorado premature birth commission.

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.011), by Senator Lundberg.

Amend revised bill, page 3, line 6, strike "TEN" and substitute "THIRTEEN".

Page 3, line 8, after "FIELD." insert "THE COMMISSION MUST INCLUDE FOUR MEMBERS OF THE GENERAL ASSEMBLY. THE SPEAKER OF THE HOUSE, THE MINORITY LEADER OF THE HOUSE, THE SENATE PRESIDENT, AND THE SENATE MINORITY LEADER WILL EACH CHOOSE ONE OF THE FOUR MEMBERS TO SERVE ON THE COMMISSION. THE FOUR MEMBERS OF THE GENERAL ASSEMBLY CHOSEN FOR THE COMMISSION SHALL NOT BE COMPENSATED BY THE STATE FOR THEIR SERVICE ON THE COMMISSION."

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

YES	26	NO	7	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	N	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	N	Nicholson	Y	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	E	Zenzinger	N
Guzman	Y	Kefalas	Y	Rivera	Y	President	N
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	24	NO	9	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Kefalas, Newell, Nicholson, Tochtrop, Todd and Ulibarri.

Committee of the Whole On motion of Senator Jones, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Jones 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:

HB14-1092 by Representative(s) Vigil, Salazar; also Senator(s) Kefalas--Concerning the voluntary contribution designation benefitting the Colorado Youth Conservation Corps fund that appears on the state individual income tax return forms.

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

SB14-123 by Senator(s) Guzman; also Representative(s) Kagan--Concerning the authority of the peace officers standards and training board, and, in connection therewith, providing additional rule-making authority; raising the maximum fee for certification and skills exams; allowing awarding grants to nonprofit organizations; and denying certification for municipal violations.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, February 13, page(s) 245-246 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, March 14, page(s) 483 and placed in members' bill files.)

Amendment No. 3(L.003), by Senator Guzman.

Amend printed bill, page 3, line 19, strike "(1.5) (g), (1.5) (h), and (2) (b) (II);" and substitute "(1.5) (g) and (1.5) (h);".

Page 4, strike lines 4 through 6.

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 Jones, 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	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-123 as amended, HB14-1092.

RECONSIDERATION OF HB14-1117

HB14-1117 by Representative(s) Schafer, Ginal, Landgraf, McCann, Singer, Wright, Fields, Becker, Kraft-Tharp; also Senator(s) Roberts--Concerning the creation of the Colorado premature birth commission.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on HB14-1117.

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:

HB14-1117 by Representative(s) Schafer, Ginal, Landgraf, McCann, Singer, Wright, Fields, Becker, Kraft-Tharp; also Senator(s) Roberts--Concerning the creation of the Colorado premature birth commission.

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was referred to the Committee on Legislative Council.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-089 by Senator(s) Schwartz, Jahn; also Representative(s) Fischer, Vigil--Concerning a prohibition for the state to enter into an agreement for a payment in lieu of taxes.

Senator Schwartz moved that the Senate concur in House amendments to **SB14-089**, as printed in House journal, March 14, page(s) 577. The motion was **adopted** by the following roll call vote:

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	20	NO	13	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	N
Balmer	Y	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1060, 1077, 1079, 1129, 1163.

TRIBUTES

Honoring:

Bruce Benson, Longest-serving University of Colorado president in more than 50 years -- By Senator Rollie Heath.
Matt Crane, Recent appointment as the Vice President of Colorado County Clerks Association -- By President Morgan Carroll.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday, March 20, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

72nd Legislative Day

Thursday, March 20, 2014

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Prayer	By the chaplain, Dr. Gene Selander, Crystal Clear Ministries, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
		14
Pledge	By Senator Crowder.	15
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Roll Call	Present--28	17
	Absent--1, Hill.	18
	Excused--6, Brophy, Johnston, King, Lundberg, Renfroe, Roberts.	19
	Present later--2, Hill, Lundberg.	20
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Quorum	The President announced a quorum present.	23
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Reading of Journal	On motion of Senator Kefalas, reading of the Journal of Wednesday, March 19, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	25
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COMMITTEE OF REFERENCE REPORTS

Judiciary	After consideration on the merits, the Committee recommends that HB14-1047 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 reengrossed bill, strike everything below the enacting clause and substitute:

"**SECTION 1.** In Colorado Revised Statutes, **amend** 24-72-305.5 as follows:

24-72-305.5. Access to records - denial by custodian - use of records to obtain information for solicitation - definitions.

(1) Records of official actions and criminal justice records and the names, addresses, telephone numbers, and other information in such records shall not be used by any person for the purpose of soliciting business for pecuniary gain. The official custodian shall deny any person access to records of official actions and criminal justice records unless such person signs a statement which affirms that such records shall not be used for the direct solicitation of business for pecuniary gain.

(2) (a) IT IS UNLAWFUL FOR A PERSON TO OBTAIN A COPY OF A BOOKING PHOTOGRAPH IN ANY FORMAT KNOWING:

(I) THE BOOKING PHOTOGRAPH WILL BE PLACED IN A PUBLICATION OR POSTED TO A WEB SITE; AND

(II) REMOVAL OF THE BOOKING PHOTOGRAPH FROM THE PUBLICATION OR WEB SITE REQUIRES THE PAYMENT OF A FEE OR OTHER EXCHANGE FOR PECUNIARY GAIN.

(b) A PERSON WHO REQUESTS A COPY OF A BOOKING PHOTOGRAPH FROM AN OFFICIAL CUSTODIAN SHALL, AT THE TIME OF MAKING THE REQUEST, SUBMIT THE STATEMENT REQUIRED BY SUBSECTION (1) OF THIS SECTION. BY SIGNING THE STATEMENT, THE PERSON IS AFFIRMING THAT THE BOOKING PHOTOGRAPH WILL NOT BE PLACED IN A PUBLICATION OR POSTED TO A WEB SITE THAT REQUIRES THE PAYMENT OF A FEE OR OTHER EXCHANGE FOR PECUNIARY GAIN IN ORDER TO REMOVE OR DELETE THE BOOKING PHOTOGRAPH FROM THE PUBLICATION OR WEB SITE.

(c) NOTWITHSTANDING THE PROVISIONS OF SECTION 24-72-309, A PERSON WHO VIOLATES A PROVISION OF PARAGRAPH (a) OF THIS

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SUBSECTION (2) OR WHO SUBMITS A FALSE STATEMENT PURSUANT TO PARAGRAPH (b) OF THIS SUBSECTION (2) COMMITS AN UNCLASSIFIED MISDEMEANOR AND SHALL BE PUNISHED BY A FINE OF UP TO ONE THOUSAND DOLLARS.

(d) AS USED IN THIS SUBSECTION (2), UNLESS THE CONTEXT OTHERWISE REQUIRES, "BOOKING PHOTOGRAPH" MEANS A PHOTOGRAPH OR OTHER IMAGE OF A PERSON TAKEN BY A CRIMINAL JUSTICE AGENCY AT THE TIME THAT A PERSON IS ARRESTED OR DETAINED BY A CRIMINAL JUSTICE AGENCY AND PRIOR TO CONVICTION.

SECTION 2. Act subject to petition - effective date - applicability. (1) This act takes effect September 1, 2014; 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 2014 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to offenses committed on or after the applicable effective date of this act."

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB14-1274** be **referred** to the Committee of the Whole with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB14-156** be **referred** to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

- Correctly Engrossed:** SB14-123.
- Correctly Reengrossed:** SB14-092 and 143.
- Correctly Revised:** HB14-1092.
- Correctly Rerevised:** HB14-1030, 1117, 1142, 1160, 1177, 1182 and 1222.
- Correctly Enrolled:** SB14-063, 102 and 137.

MESSAGE FROM THE HOUSE

March 19, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1308.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1161, amended as printed in House Journal, March 18, page 606.
HB14-1180, amended as printed in House Journal, March 18, page 606.
HB14-1207, amended as printed in House Journal, March 18, page 606.
HB14-1221, amended as printed in House Journal, March 18, pages 606-607.
HB14-1227, amended as printed in House Journal, March 18, page 607.

The House has passed on Third Reading and returns herewith SB14-062, 104, 106, 109, 110, 132.

The House has postponed indefinitely SB14-101. The bill is returned herewith.

The House has voted to concur in the Senate amendments to HB14-1152, 1107, 1184 and has repassed the bills as so amended.

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MESSAGE FROM THE REVISOR OF STATUTES

March 19, 2014

We herewith transmit:

Without comment, HB14-1308.
 Without comment, as amended, HB14-1161, 1180, 1207, 1221, and 1227.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-163 by Senator(s) Steadman and King; also Representative(s) Lee--Concerning clarifying changes to provisions related to the sentencing of persons convicted of drug crimes.
 Judiciary

Senate in recess. Senate reconvened.

On motion of Majority Leader Heath, 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

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

HB14-1092 by Representative(s) Vigil, Salazar; also Senator(s) Kefalas--Concerning the voluntary contribution designation benefitting the Colorado Youth Conservation Corps fund that appears on the state individual income tax return forms.

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

YES	20	NO	9	EXCUSED	5	ABSENT	1
Aguilar	Y	Heath	Y	King	E	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	A	Lundberg	N	Steadman	Y
Brophy	E	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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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, Kerr, Nicholson, Schwartz, Tochtrop, Todd and Ulibarri.

SB14-123

by Senator(s) Guzman; also Representative(s) Kagan--Concerning the authority of the peace officers standards and training board, and, in connection therewith, providing additional rule-making authority; raising the maximum fee for certification and skills exams; allowing awarding grants to nonprofit organizations; denying certification for municipal violations; and making an appropriation.

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

YES	18	NO	11	EXCUSED	5	ABSENT	1
Aguilar	Y	Harvey	N	Kerr	Y	Roberts	E
Balmer	N	Heath	Y	King	E	Scheffel	N
Baumgardner	N	Herpin	N	Lambert	N	Schwartz	Y
Brophy	E	Hill	A	Lundberg	N	Steadman	Y
Cadman	N	Hodge	Y	Marble	N	Tochtrop	Y
President	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N		

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

Co-sponsor(s) added: Heath, Jones, Kerr, Newell and Nicholson.

Committee of the Whole

On motion of Senator Kerr, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Kerr 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:

HB14-1148

by Representative(s) Fields; also Senator(s) Jahn--Concerning guidelines for ensuring the rights of victims of crime to participate in the criminal justice system.

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

HB14-1206

by Representative(s) Conti; also Senator(s) Ulibarri--Concerning modifications to the "Colorado Charitable Solicitations Act", and, in connection therewith, prohibiting certain charitable solicitation practices, modifying the secretary of state's fining authority, adjusting registration statement requirements, and specifying requirements for appointing registered agents.

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

YES	29	NO	0	EXCUSED	5	ABSENT	1
Aguilar	Y	Harvey	Y	Kerr	Y	Roberts	E
Balmer	Y	Heath	Y	King	E	Scheffel	Y
Baumgardner	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Brophy	E	Hill	A	Lundberg	Y	Steadman	Y
Cadman	Y	Hodge	Y	Marble	Y	Tochtrop	Y
President	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1148, HB14-1206.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (HB14-1193) of Thursday, March 20 was laid over until Friday, March 21, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-119 by Senator(s) Heath and Cadman; also Representative(s) Hullinghorst and DelGrosso-- Concerning the decriminalization of certain prohibited practices by persons engaged in lobbying.

Majority Leader Heath moved that the Senate concur in House amendments to **SB14-119**, as printed in House journal, March 17, page(s) 596. The motion was **adopted** by the following roll call vote:

YES	30	NO	0	EXCUSED	5	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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

YES	30	NO	0	EXCUSED	5	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	E	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1171, 1191, 1223, 1256.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday, March 21, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

73rd Legislative Day Friday, March 21, 2014

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Prayer	By the chaplain, Rabbi Keren Gorban, Temple Sinai, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
		14
Pledge	By Senator Crowder.	15
		16
Roll Call	Present--33	17
	Excused--2, Brophy, Roberts.	18
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Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Kefalas, reading of the Journal of Thursday, March 20, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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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:	31
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**MEMBERS OF THE
PRIVATE OCCUPATIONAL SCHOOL BOARD**

for terms expiring July 1, 2014:

Joseph James Wolf of Arvada, Colorado, a representative of the general public who is employed by a lending institution located in Colorado and is familiar with the Colorado college access network, and occasioned by the resignation of Earl F. Douglass of Lakewood, Colorado appointed;

Rochelle G. Krovitz of Greenwood Village, Colorado, a representative of the general public, and occasioned by the resignation of Winnifred S. Rovig of Glenwood Springs, Colorado, appointed;

for a term expiring July 1, 2015:

Richard Semakula of Centennial, Colorado, a representative of a private occupational school, and occasioned by the resignation of Jennifer Lynn Sprague of Thornton, Colorado appointed.

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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:	58
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**MEMBERS OF THE
BOARD OF TRUSTEES FOR THE
 UNIVERSITY OF NORTHERN COLORADO**

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for a term expiring December 31, 2015:

Kevin Walter Ahern of Morrison, Colorado, to serve as a Republican, and occasioned by the resignation of Susan E. Carparelli of Highlands Ranch, Colorado, appointed;

effective December 31, 2013, for terms expiring December 31, 2017:

Richard L. Monfort of Greeley, Colorado, a Republican, reappointed;

Christine M. Scanlan of Dillon, Colorado, a Democrat, appointed.

Education

After consideration on the merits, the Committee recommends that **HB14-1136** be referred to the Committee of the Whole with favorable recommendation.

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, 2016:

Cameron L. Garcia of Fruita, Colorado, to serve as a representative from the regulated community and as a Republican, appointed;

Christopher J. Neumann of Denver, Colorado, to serve as a representative of the academic community and as a Republican, reappointed.

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 confirmed:

MEMBER OF THE SOLID AND HAZARDOUS WASTE COMMISSION

for a term expiring August 1, 2016:

Randall Mack Weiner of Boulder, Colorado, to serve as a member of the public and as a Democrat, appointed.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1181** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1271** be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1186** 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 10, strike "pertaining to" and substitute "~~pertaining to~~".

Page 3, line 17, strike "PSYCHOTHERAPY NOTES." and substitute "WITHHELD IN ACCORDANCE WITH 45 C.F.R. 164.524 (a).".

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Page 5, strike lines 6 and 7.

Reletter succeeding paragraph accordingly.

Page 6, line 14, strike "PSYCHOTHERAPY NOTES," and substitute "RECORDS WITHHELD IN ACCORDANCE WITH 45 C.F.R. 164.524 (a),".

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 TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2015:

Sonia Quinn Riggs of Denver, Colorado, a representative of the food, beverage and restaurant industry, and occasioned by the resignation of Lawrence R. DiPasquale of Greenwood Village, Colorado, appointed;

for terms expiring June 1, 2017:

Barbara Jean Bowman of Grand Junction, Colorado, to serve as a representative of cultural event and facility groups, appointed; and

Courtney Lee Frazier of Parker, Colorado, to serve as an at large member from tourism-based industries, and from a small community, and occasioned by the resignation of Anne Catherine Klein of Durango, Colorado, appointed.

SENATE SERVICES REPORT

- Correctly Printed:** SB14-163.
- Correctly Reengrossed:** SB14-123.
- Correctly Revised:** HB14-1148 and 1206.
- Correctly Rerevised:** HB14-1092.
- Correctly Enrolled:** SB14-062, 089, 104 and 106.

MESSAGE FROM THE HOUSE

March 20, 2014

Madam President:

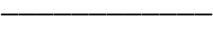
The House has voted to concur in the Senate amendments to HB14-1108, 1182 and 1265 and has repassed the bills as so amended.

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INTRODUCTION OF BILLS -- FIRST READING

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

- HB14-1161** by Representative(s) Garcia, Tyler, Buckner, Court, Duran, Exum, Fields, Fischer, Hamner, Hullinghorst, Labuda, Lebsock, Lee, McLachlan, Melton, Moreno, Navarro, Pabon, Primavera, Rankin, Rosenthal, Ryden, Salazar, Singer, Vigil, Williams; also Senator(s) Crowder--Concerning interstate rail service in southern Colorado, and, in connection therewith, creating a commission and a fund for the purposes of encouraging Amtrak to continue its southwest chief rail line service at all current Colorado stops, expanding such service to include a stop in Pueblo, studying the potential benefits of expanding such service to include a stop in Walsenburg, and making an appropriation.
Transportation1
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- HB14-1180** by Representative(s) Becker; also Senator(s) Tochtrop--Concerning the sunset review of the regulation of outfitters for the taking of wildlife by the director of the division of professions and occupations, and, in connection therewith, implementing the recommendations contained in the sunset report prepared by the department of regulatory agencies.
Agriculture, Natural Resources, & Energy17
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- HB14-1207** by Representative(s) Young, McCann; also Senator(s) Aguilar and Newell, Schwartz, Nicholson--Concerning the creation of the household medication take-back program, and, in connection therewith, making an appropriation.
Health & Human Services25
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- HB14-1221** by Representative(s) Exum and Rankin, Fields, Lebsock; also Senator(s) Tochtrop--Concerning continuation of the regulation of fire suppression contractors by the division of fire prevention and control, and, in connection therewith, implementing the recommendations of the 2013 sunset report by the department of regulatory agencies.
Local Government31
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- HB14-1227** by Representative(s) Ginal, Fields, Joshi, Landgraf, Primavera, Schafer, Singer; also Senator(s) Nicholson--Concerning the sunset review of the state board of dental examiners, and, in connection therewith, continuing the board, implementing the recommendations contained in the sunset report prepared by the department of regulatory agencies, and making an appropriation.
Health & Human Services38
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- HB14-1260** by Representative(s) Foote; also Senator(s) Johnston--Concerning the creation of three mandatory minimum presumptive ranges for defendants convicted of a felony sex offense involving intrusion against a child who is under twelve years of age when the adult defendant is at least ten years older that has one of the ranges starting at ten years as the minimum in the range, and, in connection therewith, creating an indeterminate lifetime sentence with a mandatory minimum presumptive range of ten to sixteen years for a class 4 felony; a mandatory minimum presumptive range of eighteen to thirty-two years for a class 3 felony; and a mandatory minimum presumptive range of twenty-four to forty-eight years for a class 2 felony.
Judiciary
Appropriations46
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- HB14-1267** by Representative(s) Fischer; also Senator(s) Jones--Concerning authorization for a political subdivision of the state to release black-footed ferrets on its land.
Agriculture, Natural Resources, & Energy58
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- HB14-1308** by Representative(s) Gerou, Duran, May; also Senator(s) Steadman, Hodge, Lambert--Concerning procedures for a department to vary an appropriation.
Appropriations63
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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:

HB14-1148 by Representative(s) Fields; also Senator(s) Jahn--Concerning guidelines for ensuring the rights of victims of crime to participate in the criminal justice 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Johnston, Jones, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Steadman, Tochtrop and Todd.

HB14-1206 by Representative(s) Conti; also Senator(s) Ulibarri--Concerning modifications to the "Colorado Charitable Solicitations Act", and, in connection therewith, prohibiting certain charitable solicitation practices, modifying the secretary of state's fining authority, adjusting registration statement requirements, and specifying requirements for appointing registered agents.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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

Co-sponsor(s) added: Aguilar.

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:

HB14-1007 by Representative(s) Hamner; also Senator(s) Crowder--Concerning the authority of county governments to limit certain forms of fire, and, in connection therewith, permitting county governments to restrict agricultural burning during periods of high fire danger.

Laid over until Friday, March 28, retaining its place on the calendar.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills -- Consent Calendar (HB14-1080) of Friday, March 21 was laid over until Monday, March 24, retaining its place on the calendar.

Committee of the Whole On motion of Senator Newell, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Newell 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:

HB14-1193 by Representative(s) Salazar; also Senator(s) Kefalas--Concerning requirements governing the imposition of a fee for the research and retrieval of public records under the "Colorado Open Records Act".

Laid over until Monday, March 24, retaining its place on the calendar.

SB14-016 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning the ability of certain health care facilities to provide emergency services outside a hospital setting.

Laid over until Monday, March 24, retaining its place on the calendar.

HB14-1105 by Representative(s) Mitsch Bush; also Senator(s) Todd--Concerning the exemption from the state gasoline and special fuel tax of sales between governmental entities.

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

HB14-1210 by Representative(s) Gerou; also Senator(s) Roberts--Concerning a requirement that a state agency enter into an intergovernmental agreement with a county to address wildland fires affecting certain state lands located within the county.

Laid over until Monday, March 24, retaining its place on the calendar.

HB14-1254 by Representative(s) Labuda; also Senator(s) Balmer--Concerning a requirement to disclose fees charged to a unit owners' association by a community association manager.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, March 19, page(s) 518 and placed in members' bill files.)

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Amendment No. 2(L.002), by Senators Kefalas and Balmer.

Amend the Local Government Committee Report, dated March 18, 2014, page 1, line 12, strike "ITEM." and substitute "ITEM ON A REAL ESTATE CLOSING SETTLEMENT STATEMENT.".

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

HB14-1089 by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the qualification for a person to use the 10th mountain division license plate.

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 Newell, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1105, HB14-1254 as amended, HB14-1089.
Laid over until Monday, March 24: HB14-1193, SB14-016, HB14-1210.

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

On motion of Majority Leader Heath, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
TRANSPORTATION COMMISSION

for a term expiring July 1, 2015:

Douglas E. Aden of Grand Junction, Colorado, to serve as a commissioner from the Seventh Transportation District, reappointed;

for terms expiring July 1, 2017:

Shannon Margaret Gifford, CFA of Denver, Colorado, to serve as a commissioner from the First Transportation District, appointed;

Gary Michael Reiff of Englewood, Colorado, to serve as a commissioner from the Third Transportation District, reappointed;

Sidny Kay Zink of Durango, Colorado, to serve as a commissioner from the Eighth Transportation District, appointed; and

William Thiebaut, Jr., of Pueblo, Colorado, to serve as a commissioner from the 10th Transportation District, appointed.

YES	33	NO	0	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1125, 1169.

MESSAGE FROM THE GOVERNOR

March 20, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-047: CONCERNING THE PAYMENT OF DEATH BENEFITS FOR SEASONAL WILDLAND FIREFIGHTERS KILLED IN THE LINE OF DUTY.

Approved March 20, 2014 at 12:23 p.m.

SB14-076: CONCERNING THE CREATION OF A HARD ROCK MINING PERMIT ISSUED BY THE DIVISION OF RECLAMATION, MINING, AND SAFETY FOR MINING OPERATIONS DISTURBING NO MORE THAN FIVE ACRES OF SURFACE AREA.

Approved March 20, 2014 at 12:27 p.m.

SB14-052: CONCERNING ACTIONS TAKEN TO REMEDIATE SOIL EROSION CREATING PROPERTY DAMAGE.

Approved March 20, 2014 at 12:30 p.m.

SB14-083: CONCERNING REIMBURSEMENT TO BE PAID BY A COUNTY TO THE STATE FOR COSTS INCURRED BY THE STATE IN CONNECTION WITH THE REAPPRAISAL OF PROPERTY IN THE COUNTY.

Approved March 20, 2014 at 12:34 p.m.

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SB14-039: CONCERNING A GRANT OF LIMITED AUTHORITY TO EMERGENCY MEDICAL SERVICE PROVIDERS TO VOLUNTARILY PROVIDE PREVETERINARY EMERGENCY CARE TO CERTAIN DOMESTICATED ANIMALS.

Approved March 20, 2014 at 12:38 p.m.

SB14-112: CONCERNING A REQUIREMENT THAT ALL FINANCIAL ASSISTANCE AWARDED FROM THE PUBLIC SCHOOL CAPITAL CONSTRUCTION ASSISTANCE FUND UNDER THE "BUILDING EXCELLENT SCHOOLS TODAY ACT" BE SUBJECT TO ANNUAL APPROPRIATION.

Approved March 20, 2014 at 12:41 p.m.

SB14-048: CONCERNING USE OF THE MOST RECENT UNITED STATES CENSUS BUREAU MORTALITY TABLE AS EVIDENCE OF THE EXPECTANCY OF CONTINUED LIFE OF ANY PERSON IN A CIVIL ACTION IN COLORADO.

Approved March 20, 2014 at 12:41 p.m.

SB14-105: CONCERNING THE ELIMINATION OF THE REQUIREMENT THAT A PORTION OF THE FEES COLLECTED FOR THE WATER RESOURCES CASH FUND BE TRANSFERRED TO THE STATE GENERAL FUND.

Approved March 20, 2014 at 12:42 p.m.

SB14-107: CONCERNING THE CONTINUATION OF THE DEPARTMENT OF LAW'S AUTHORITY TO ACCEPT GIFTS, GRANTS, AND DONATIONS.

Approved March 20, 2014 at 12:43 p.m.

SB14-108: CONCERNING THE DEPARTMENT OF PERSONNEL REVOLVING FUND, AND, IN CONNECTION THEREWITH, SETTING AN ALTERNATIVE TARGET RESERVE FOR THE FUND AND RESTRICTING THE SPENDING OF THE CAPITAL OUTLAY RESERVE.

Approved March 20, 2014 at 12:43 p.m.

SB14-024: CONCERNING THE RESPONSIBILITIES OF CERTAIN ENTITIES IN MANAGING VOLUNTEER FIREFIGHTER PENSION PLANS THAT ARE AFFILIATED WITH THE FIRE AND POLICE PENSION ASSOCIATION.

Approved March 20, 2014 at 12:44 p.m.

SB14-031: CONCERNING MODIFICATIONS TO THE ADMINISTRATION OF OLD HIRE POLICE OFFICERS' AND FIREFIGHTERS' PENSION PLANS.

Approved March 20, 2014 at 12:44 p.m.

SB14-043: CONCERNING THE INCLUSION OF CERTAIN LAND AREAS USED TO GROW PRODUCTS THAT ORIGINATE ABOVE THE GROUND WITHIN THE CLASSIFICATION OF "ALL OTHER AGRICULTURAL PROPERTY" FOR PROPERTY TAX PURPOSES.

Approved March 20, 2014 at 12:45 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

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INTRODUCTION OF BILLS -- FIRST READING

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

SB14-164 by Senator(s) Carroll and King, Cadman; --Concerning aerial firefighting.
Agriculture, Natural Resources, & Energy

SB14-165 by Senator(s) Johnston and Kerr, Todd, Scheffel, Zenzinger; also Representative(s) Murray and Peniston--Concerning the percentage at which to rate the student academic growth standard for the purpose of licensed personnel performance evaluations in the 2014-15 academic year.
Education

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

March 21, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1282, 1057, 1286, 1291.

The House has passed on Third Reading and returns herewith SB14-058, 017.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-018, amended as printed in House Journal, March 20, pages 643-644.

The House has adopted and returns herewith SJR14-016.

The House has adopted and transmits herewith HJR14-1010.

The House has postponed indefinitely SB14-020. The bill is returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

March 21, 2014

We herewith transmit:

Without comment, HB14-1057, 1282, 1286, and 1291.
Without comment, as amended, SB14-018.

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INTRODUCTION OF BILLS -- FIRST READING

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

SB14-166 by Senator(s) Carroll and Rivera; also Representative(s) Tyler and Garcia--Concerning the development of mobile application software in the Colorado office of economic development that users may access to identify local businesses.
Business, Labor, & Technology



SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-062, 063, 089, 102, 104, 106, 137 and 142; HB14-1082, 1177.



On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, March 24, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

76th Legislative Day Monday, March 24, 2014

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Prayer	By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 10:00 a.m.	13
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Presentation of Colors	Color Guard from Boy Scout Troops 199 and 331 and Cub Scout Pack 34, Denver:	16
	Collin Metscher;	17
	David Gantt;	18
	Michael Brown;	19
	Ben Thomson;	20
	Bryce Gantt; and	21
	Luke Nortman.	22
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Pledge	By Thomas Nortman, Eagle Scout, Troop 199, Denver.	24
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Roll Call	Present--35	26
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Quorum	The President announced a quorum present.	28
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Reading of Journal	On motion of Senator Marble, reading of the Journal of Friday, March 21, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	30
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COMMITTEE OF REFERENCE REPORTS

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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that SB14-158 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	38
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	Amend printed bill, page 5, after line 20 insert:	43
	"(7) "FULLY ADJUDICATED" MEANS TO HAVE BEEN DECIDED BY A	44
	FINAL JUDGMENT BY A COURT OF COMPETENT JURISDICTION AND FROM	45
	WHICH THERE CAN BE NO APPEAL."	46
		47
	Renumber succeeding subsection accordingly.	48
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	Page 8, line 18, strike "COMPLETELY" and substitute "FULLY".	50
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	Page 8, line 23, strike "COMPLETELY" and substitute "FULLY".	52
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	Page 13, strike lines 11 and 12 and substitute "DEEMED VACANT AND SHALL BE FILLED ACCORDING TO LAW, INCLUDING SECTION 2 (3) OF ARTICLE V OF THE STATE CONSTITUTION AND PART 2 OF THIS ARTICLE."	54
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	Page 13, line 13, strike "SECTION 1-2-202."	58
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	Page 13, line 14, strike "AS A".	60
		61
	Page 13, strike line 15 and substitute "TO FILL THE VACANCY."	62
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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB14-161** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 19, line 10, strike "(4) (b) (IV) and (4.5) (b.5)" and substitute "(4) (b) (IV), (4.5) (b.5), and (7)".

Page 21, after line 2 insert:

"(7) IF, BY THE CLOSE OF POLLS, AN ELECTOR DEPOSITS A BALLOT AT A DROP-OFF LOCATION IN A COUNTY IN WHICH THE ELECTOR DOES NOT RESIDE, THE COUNTY CLERK AND RECORDER, UPON DISCOVERING THAT FACT, SHALL TIMELY DELIVER THE BALLOT TO THE COUNTY CLERK AND RECORDER OF THE COUNTY IN WHICH THE ELECTOR RESIDES, WHO SHALL ACCEPT THE BALLOT FOR PROCESSING."

Page 23, after line 27 insert:

"**SECTION 24.** In Colorado Revised Statutes, 1-10-101, **add** (4) as follows:

1-10-101. Canvass board for partisan elections - appointment, fees, oaths. (4) ANY INDIVIDUAL SERVING ON A CANVASS BOARD PURSUANT TO THIS ARTICLE IS IMMUNE FROM LIABILITY IN ANY PROCEEDING THAT IS BASED ON AN ACT OR OMISSION OF THE INDIVIDUAL IF:

(a) HE OR SHE WAS ACTING IN GOOD FAITH AND WITHIN THE SCOPE OF HIS OR HER OFFICIAL FUNCTIONS OR DUTIES AS SPECIFIED IN THIS ARTICLE; AND

(b) THE VIOLATION WAS NOT CAUSED BY WILLFUL OR INTENTIONAL MISCONDUCT ON THE PART OF THE INDIVIDUAL."

Renumber succeeding sections accordingly.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB14-1277** 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: SB14-164, 165 and 166.
Correctly Revised: HB14-1089, 1105 and 1254.
Correctly Rerevised: HB14-1148 and 1206.
Correctly Enrolled: SB14-109, 110 and 119; SJR14-016 and 019.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-022 by Senator(s) Baumgardner and Heath; also Representative(s) DelGrosso and Becker-- Concerning the recognition and commendation of the people of Colorado and the United States on the 100th anniversary of the establishment of Rocky Mountain National Park.

Laid over until Friday, April 11, retaining its place on the calendar.

On motion of Majority Leader Heath, 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.

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On motion of Majority Leader Heath, 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

SJR14-020 by Senator(s) Todd; also Representative(s) Kraft-Tharp and Rankin--Concerning the designation of March 24, 2014, as "Colorado Aerospace Day", and, in connection therewith, commemorating the establishment of a Colorado chapter of Citizens for Space Exploration.

On motion of Senator Todd, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Ulibarri and Zenzinger.

On motion of Majority Leader Heath, 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.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-167 by Senator(s) Zenzinger; also Representative(s) Fields--Concerning an initiative to support innovation among alternative education campuses in serving high-risk students.
Education

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:

HB14-1105 by Representative(s) Mitsch Bush; also Senator(s) Todd--Concerning the exemption from the state gasoline and special fuel tax of sales between governmental entities.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Nicholson.

HB14-1254 by Representative(s) Labuda; also Senator(s) Balmer--Concerning a requirement to disclose fees charged to a unit owners' association by a community association manager.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Kefalas.

HB14-1089 by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the qualification for a person to use the 10th mountain division license plate.

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	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	N	Marble	N	Tochtrop	N
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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 Todd.

Upon request of Majority Leader Heath, **HB14-1080** was removed from the General Orders--Second Reading of Bills Consent Calendar of Monday, March 24 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, March 24.

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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, and Senator Steadman was called to the chair to act as Chairman.

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GENERAL ORDERS -- SECOND READING OF BILLS

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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:

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HB14-1193 by Representative(s) Salazar; also Senator(s) Kefalas--Concerning requirements governing the imposition of a fee for the research and retrieval of public records under the "Colorado Open Records Act".

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Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 18, page(s) 507-508 and placed in members' bill files.)

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Amendment No. 2(L.006), by Senator Kefalas.

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Amend the State, Veterans, & Military Affairs Committee Report, dated March 17, 2014, page 1, line 3, strike "CUSTODIAN." and substitute "CUSTODIAN, INCLUDING THE AMOUNT OF ANY CURRENT FEE."

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Page 1 of the Committee Report, strike lines 18 through 23 and substitute "FEE ON THE WEB SITE OF THE GENERAL ASSEMBLY.".

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

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SB14-016 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning the ability of certain health care facilities to provide emergency services outside a hospital setting.

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Laid over until Monday, March 31, retaining its place on the calendar.

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HB14-1210 by Representative(s) Gerou; also Senator(s) Roberts--Concerning a requirement that a state agency enter into an intergovernmental agreement with a county to address wildland fires affecting certain state lands located within the county.

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Amendment No. 1(L.003), by Senator Schwartz.

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Amend reengrossed bill, page 4, line 20, after "LANDS." add "HOWEVER, THE DEPARTMENT OF NATURAL RESOURCES AND THE STATE LAND BOARD SHALL EVALUATE THE FEASIBILITY OF ENTERING INTO INTERGOVERNMENTAL AGREEMENTS SIMILAR TO THOSE REQUIRED UNDER SUB-SUBPARAGRAPH (A) OF THIS SUBPARAGRAPH (I) FOR STATE TRUST LANDS. PRIOR TO SEPTEMBER 1, 2014, THE DEPARTMENT OF NATURAL RESOURCES SHALL REPORT TO THE WILDFIRE MATTERS REVIEW COMMITTEE CREATED IN SECTION 2-3-1602, C.R.S., REGARDING ANY CONCLUSIONS REACHED SUBSEQUENT TO THIS EVALUATION, INCLUDING REASONABLE ALTERNATIVES TO ADDRESS WILDLAND FIRE MITIGATION AND SUPPRESSION COSTS WITH COUNTIES IN WHICH STATE TRUST LANDS ARE LOCATED."

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

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HB14-1047 by Representative(s) Becker; also Senator(s) Guzman--Concerning restrictions on the publishing of basic identification information on commercial web sites.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 20, page(s) 529-530 and placed in members' bill files.)

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

HB14-1274 by Representative(s) Kraft-Tharp and Holbert; also Senator(s) Jahn--Concerning the modification of certain limitations on the managers of a bank chartered by Colorado.

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

SB14-156 by Senator(s) Kefalas and Heath; also Representative(s) Lee--Concerning a requirement that a public benefit corporation file an annual report.

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

HB14-1080 by Representative(s) McLachlan and Coram; also Senator(s) Roberts--Concerning a sales and use tax exemption for the Colorado Ute Indians.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 19, page(s) 517 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 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-156, HB14-1193 as amended, HB14-1210 as amended, HB14-1047 as amended, HB14-1274, HB14-1080 as amended.
Laid over until Monday, March 31: SB14-016.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-018 by Senator(s) Nicholson and Jones; also Representative(s) Hamner and Young-- Concerning the prohibition against furnishing nicotine products to persons under eighteen years of age.

Senator Nicholson moved that the Senate concur in House amendments to **SB14-018**, as printed in House journal, March 20, page(s) 643-644. The motion was **adopted** by the following roll call vote:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

MESSAGE FROM THE HOUSE

March 24, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1288, amended as printed in House Journal, March 21, pages 658-659.

The House has passed on Third Reading and returns herewith SB14-028.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-054, amended as printed in House Journal, March 21, page 659.

The House has passed on Third Reading and transmitted to the Revisor of Statutes SB14-098, amended on Third Reading as printed in House Journal March 24.

MESSAGE FROM THE REVISOR OF STATUTES

March 24, 2014

We herewith transmit:

Without comment, as amended, HB14-1288.

Without comment, as amended, SB14-054 and 098.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR14-016 and 019.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, March 24, 2014, at 8:51 a.m.:
SB14-062, 063, 089, 102, 104, 106, 137 and 142.

MESSAGE FROM THE GOVERNOR

March 21, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-121: CONCERNING FINANCIAL ASSISTANCE FOR LOCAL GOVERNMENTS AFTER A DECLARED DISASTER EMERGENCY.

Approved March 21, 2014 at 1:39 p.m.

SB14-138: CONCERNING CIVIL IMMUNITY FOR COMMUNITY VOLUNTEERS ASSISTING AT AN EMERGENCY.

Approved March 21, 2014 at 1:41 p.m.

SB14-097: CONCERNING THE IMMUNITY OF PUBLIC AGENCIES AGAINST LIABILITY ARISING FROM THE WILDFIRE MITIGATION ACTIVITIES OF INSURANCE COMPANIES.

Approved March 21, 2014 at 2:15 p.m.

SB14-059: CONCERNING ELIMINATING THE STATUTE OF LIMITATIONS FOR OFFENSES THAT ACCOMPANY SEX OFFENSES THAT ARE NOT SUBJECT TO A STATUTE OF LIMITATIONS.

Approved March 21, 2014 at 2:00 p.m.

SB14-096: CONCERNING RENAMING STATE VETERANS NURSING HOMES TO VETERANS COMMUNITY LIVING CENTERS TO MORE ACCURATELY REFLECT THE WIDE ARRAY OF SERVICES PROVIDED TO STATE VETERANS

Approved March 21, 2014 at 2:04 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday,
March 25, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

77th Legislative Day

Tuesday, March 25, 2014

Prayer By the chaplain, Bishop Elaine Stanovsky, Rocky Mountain Conference of the United Methodist Church, Greenwood Village.

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

Pledge By Senator Zenzinger.

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

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Marble, reading of the Journal of Monday, March 24, 2014, 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 **SB14-151** be referred to the Committee on Finance with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB14-115** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Agriculture, Natural Resources, & Energy Committee Report, dated February 13, 2014, page 4 of the report, after line 29 insert:

“SECTION 4. Appropriation adjustments to the 2014 long bill. (1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$13,680.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the legislative department, for the fiscal year beginning July 1, 2014, the sum of \$13,680, or so much thereof as may be necessary, for the implementation of this act.”.

Renumber succeeding section accordingly.

Page 4 of the committee report, after line 32 insert: “Page 1 of the bill, line 102, strike “PLANS.” and substitute “PLANS, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING AN APPROPRIATION.”.”.

Appropriations After consideration on the merits, the Committee recommends that **SB14-161** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 24, after line 24 insert the following:

"SECTION 29. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the department of state cash fund created in section 24-21-104 (3) (b), Colorado Revised Statutes, not otherwise appropriated, to the department of state, for the fiscal year beginning July 1, 2014, the sum of \$150,154, or so much thereof as may be necessary, to be allocated for the implementation of this act as follows:

(a) \$132,720 to information technology services for information technology costs; and

(b) \$17,434 to the elections division, operating expenses, for voter registration materials.

SECTION 30. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$30,000.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$30,000, or so much thereof as may be necessary, to be allocated to the division of motor vehicles, driver services, operating expenses, for modifications to the voter registration system related to the implementation of this act.

SECTION 31. In Colorado Revised Statutes, add 17-18-111 as follows:

17-18-111. Appropriation to comply with section 2-2-703 - SB 14-161 - repeal. (1) PURSUANT TO SECTION 2-2-703, C.R.S., THE FOLLOWING STATUTORY APPROPRIATIONS, OR SO MUCH THEREOF AS MAY BE NECESSARY, ARE MADE IN ORDER TO IMPLEMENT SENATE BILL 14-161, ENACTED IN 2014:

(a) FOR THE FISCAL YEAR BEGINNING JULY 1, 2015, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE DEPARTMENT, OUT OF ANY MONEYS IN THE GENERAL FUND NOT OTHERWISE APPROPRIATED, THE SUM OF TWENTY-ONE THOUSAND FOUR HUNDRED EIGHTY-FOUR DOLLARS (\$21,484).

(c) FOR THE FISCAL YEAR BEGINNING JULY 1, 2016, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE DEPARTMENT, OUT OF ANY MONEYS IN THE GENERAL FUND NOT OTHERWISE APPROPRIATED, THE SUM OF NINETEEN THOUSAND SIX HUNDRED FORTY DOLLARS (\$19,640).

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2017."

Renumber succeeding sections accordingly.

Page 1, line 111 strike "AND".

Page 2, line 101 strike "OFFENSE." and substitute "OFFENSE, AND MAKING AND REDUCING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1100** 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 the Transportation Committee Report, dated March 18, 2014, page 2, strike lines 1 through 3 substitute:

"(2) Section 2 of this act does not take effect if House Bill 14-1299 becomes law."

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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

for a term expiring June 30, 2015:

Yolanda Regina Lyons of Monument, Colorado, to serve as a non-attorney, and occasioned by the resignation of Albus Brooks, appointed;

for terms expiring June 30, 2017:

Richard O. Campbell of Denver, Colorado, to serve as an attorney, reappointed; and

Kathleen S. Kelley of Meeker, Colorado, to serve as a non-attorney, reappointed.

Judiciary After consideration on the merits, the Committee recommends that **HB14-1069** be **postponed indefinitely**.

Judiciary After consideration on the merits, the Committee recommends that **HB14-1149** 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 11, strike "ORIGINATING".

Page 3, line 12, strike "IN THIS STATE".

Page 5, line 8, strike "MEDIUM THAT ORIGINATES WITHIN THIS" and substitute "MEDIUM,".

Page 5, line 9, strike "STATE,".

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB14-157** be **referred** to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB14-153** be **referred** to the Committee on Appropriations with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SB14-167; SJR14-022.

Correctly Engrossed: SB14-156; SJR14-020.

Correctly Revised: HB14-1047, 1080, 1193, 1210 and 1274.

Correctly Rerevised: HB14-1089, 1105 and 1254.

MESSAGE FROM THE HOUSE

March 24, 2014

Madam President:

The House has adopted and returns herewith SJR14-020.

On motion of Majority Leader Heath, 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 RESOLUTIONS

The following resolution was read by title:

HJR14-1010 by Representative(s) Singer and Buck, DelGrosso, Foote, Humphrey, Young; also Senator(s) Nicholson and Renfroe, Lambert--Concerning the recognition of flood recovery efforts throughout the state.

Laid over until Tuesday, April 8, retaining its place on the calendar.

INTRODUCTION OF MEMORIALS

The following memorial was read by title:

SJM14-002 by Senator(s) Tochtrop; also Representative(s) Lebsack--Concerning memorializing former Senator Eldon W. "Coop" Cooper.

Laid over until Friday, March 28, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-168 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) May, Duran, Gerou-- Concerning the salary structure for compensating teachers employed by the Colorado school for the deaf and the blind.
Education

SB14-169 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) May, Duran, Gerou-- Concerning information that the office of information technology is required to provide to certain members of the general assembly in connection with its annual budget requests.
Business, Labor, & Technology

HB14-1057 by Representative(s) Navarro; also Senator(s) King--Concerning the Colorado fraud investigators unit.
Finance

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HB14-1282 by Representative(s) Pabon; also Senator(s) Tochtrop--Concerning the specification of what materials may be provided in a language other than English by an insurer to a customer.
Business, Labor, & Technology

HB14-1291 by Representative(s) McLachlan and Humphrey, Sonnenberg, Holbert, Gardner, Buck, Conti, DelGrosso, Dore, Everett, Landgraf, Lawrence, Murray, Navarro, Rankin, Saine, Scott, Stephens, Waller, Wilson, Buckner, Court, Kagan, Lee, Pettersen, Salazar, Young; also Senator(s) Renfroe and Tochtrop--Concerning authorizing a charter school to employ a school security officer by contract to carry a concealed handgun if the person has a valid concealed carry permit.
Education

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:

HB14-1193 by Representative(s) Salazar; also Senator(s) Kefalas--Concerning requirements governing the imposition of a fee for the research and retrieval of public records under the "Colorado Open Records Act".

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.008), by Senator Lundberg.

Amend revised bill, page 2, line 5, strike "(a)".

Page 2, strike lines 13 through 21 and substitute:

"SHALL IMPOSE A CHARGE FOR THE RETRIEVAL OF PUBLIC RECORDS ONLY IF THE RECORDS REQUESTED WERE CREATED MORE THAN THREE YEARS PRIOR TO THE DATE OF THE REQUEST, FULFILLING THE REQUEST REQUIRES MORE THAN ONE HOUR OF TIME EXPENDED IN CONNECTION WITH THE RESEARCH AND RETRIEVAL, AND THE DOCUMENTS ARE NOT AVAILABLE IN A STANDARD ELECTRONIC FORMAT. ANY FEE CHARGED FOR THE RESEARCH AND RETRIEVAL MUST BE THE SAME FOR ALL REQUESTING PARTIES, WHETHER THE PERSON REQUESTING THE RECORDS IS AN INDIVIDUAL, A REPRESENTATIVE OF THE MEDIA, A PUBLIC OR PRIVATE ENTITY, OR A FOR-PROFIT OR NONPROFIT ENTITY."

Page 3, strike lines 1 through 6.

The amendment **lost** on the following roll call vote:

YES	15	NO	19	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	N	King	N	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	E
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	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. 1(L.009), by Senator Kefalas.

Amend revised bill, page 2, line 17, after"HOUR." insert:

"ANY FEE CHARGED FOR THE RESEARCH AND RETRIEVAL MUST BE THE SAME FOR ALL REQUESTING PARTIES, WHETHER THE PERSON REQUESTING THE RECORDS IS AN INDIVIDUAL, A REPRESENTATIVE OF THE MEDIA, A PUBLIC OR PRIVATE ENTITY, OR A FOR-PROFIT OR NONPROFIT ENTITY."

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

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Heath, Herpin, Kerr, Lundberg, Nicholson, Schwartz and Tochtrop.

HB14-1210 by Representative(s) Gerou; also Senator(s) Roberts--Concerning a requirement that a state agency enter into an intergovernmental agreement with a county to address wildland fires affecting certain state lands located within the county.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Heath, Kefalas, Kerr, King, Newell, Nicholson, Schwartz and Todd.

HB14-1047 by Representative(s) Becker; also Senator(s) Guzman--Concerning restrictions on the publishing of basic identification information on commercial web sites.

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	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Jahn, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Schwartz, Todd and Zenzinger.

HB14-1274 by Representative(s) Kraft-Tharp and Holbert; also Senator(s) Jahn--Concerning the modification of certain limitations on the managers of a bank chartered by 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	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 King.

SB14-156 by Senator(s) Kefalas and Heath; also Representative(s) Lee--Concerning a requirement that a public benefit corporation file an annual report.

Laid over until Thursday, March 27, retaining its place on the calendar.

HB14-1080 by Representative(s) McLachlan and Coram; also Senator(s) Roberts--Concerning a sales and use tax exemption for the Colorado Ute Indians.

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

YES	31	NO	3	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Harvey, Heath, Herpin, Kefalas, Kerr, King, Newell, Nicholson, Schwartz, Steadman and Todd.

Senate in recess. Senate reconvened.

RECALL OF HB14-1089

Senator Brophy moved for recall of **HB14-1089** from the House for the purpose of reconsideration. A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**. The bill was ordered recalled.

Committee of the Whole On motion of Senator Nicholson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Nicholson 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:

HB14-1136 by Representative(s) Primavera, Holbert; also Senator(s) Todd--Concerning exempting a continuing professional education program that is approved by a state professional licensing board from regulation by the division of private occupational schools in the department of higher education.

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

HB14-1271 by Representative(s) Melton, Buckner, Fields, Williams; also Senator(s) Newell--Concerning extending a mental health provider's duty to warn to include specific entities that, if purposefully damaged or attacked as a result of a mental health patient's violent behavior, would jeopardize public health and safety.

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

HB14-1186 by Representative(s) Schafer; also Senator(s) Aguilar--Concerning the release of medical records to a person other than the patient, and, in connection therewith, setting reasonable fees to be paid for the release of the medical records.

Laid over until Monday, March 26, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Nicholson, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1136, HB14-1271.
Laid over until Wednesday, March 26: HB14-1186.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-054 by Senator(s) Balmer; also Representative(s) Pabon--Concerning the ability of an alcohol beverage licensee to petition the licensing authority to pay a fine in lieu of a license suspension ordered by the licensing authority.

Senator Balmer moved that the Senate concur in House amendments to **SB14-054**, as printed in House journal, March 21, page(s) 659. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-098 by Senator(s) Zenzinger; also Representative(s) Foote and Schafer--Concerning clarifications to statutory language on crimes against at-risk elders.

Senator Zenzinger moved that the Senate concur in House amendments to **SB14-098**, as printed in House journal, March 24, page(s) 665-667. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Heath, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
PRIVATE OCCUPATIONAL SCHOOL BOARD

for terms expiring July 1, 2014:

Joseph James Wolf of Arvada, Colorado, a representative of the general public who is employed by a lending institution located in Colorado and is familiar with the Colorado college access network, and occasioned by the resignation of Earl F. Douglass of Lakewood, Colorado appointed;

Rochelle G. Krovitz of Greenwood Village, Colorado, a representative of the general public, and occasioned by the resignation of Winnifred S. Rovig of Glenwood Springs, Colorado, appointed; and

for a term expiring July 1, 2015:

Richard Semakula of Centennial, Colorado, a representative of a private occupational school, and occasioned by the resignation of Jennifer Lynn Sprague of Thornton, Colorado appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

for a term expiring December 31, 2015:

Kevin Walter Ahern of Morrison, Colorado, to serve as a Republican, and occasioned by the resignation of Susan E. Carparelli of Highlands Ranch, Colorado, appointed;

effective December 31, 2013, for terms expiring December 31, 2017:

Richard L. Monfort of Greeley, Colorado, a Republican, reappointed; and

Christine M. Scanlan of Dillon, Colorado, a Democrat, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
SOLID AND HAZARDOUS WASTE COMMISSION

for terms expiring August 1, 2016:

Cameron L. Garcia of Fruita, Colorado, to serve as a representative from the regulated community and as a Republican, appointed; and

Christopher J. Neumann of Denver, Colorado, to serve as a representative of the academic community and as a Republican, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2015:

Sonia Quinn Riggs of Denver, Colorado, a representative of the food, beverage and restaurant industry, and occasioned by the resignation of Lawrence R. DiPasquale of Greenwood Village, Colorado, appointed;

for terms expiring June 1, 2017:

Barbara Jean Bowman of Grand Junction, Colorado, to serve as a representative of cultural event and facility groups, appointed; and

Courtney Lee Frazier of Parker, Colorado, to serve as an at large member from tourism-based industries, and from a small community, and occasioned by the resignation of Anne Catherine Klein of Durango, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

MEMBER OF THE
SOLID AND HAZARDOUS WASTE COMMISSION

for a term expiring August 1, 2016:

Randall Mack Weiner of Boulder, Colorado, to serve as a member of the public and as a Democrat, appointed.

Laid over until Thursday, March 27, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

March 25, 2014

Madam President:

The House has adopted and returns herewith SJR14-011.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1312, 1307.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1295, amended as printed in House Journal, March 24, page 669.

The House has passed on Third Reading and returns herewith SB14-022.

In response to the request of the Senate for the recall of HB14-1089, the bill is transmitted herewith.

MESSAGE FROM THE REVISOR OF STATUTES

March 25, 2014

We herewith transmit:

Without comment, HB14-1307 and 1312.
Without comment, as amended, HB14-1295.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, March 26, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

78th Legislative Day

Wednesday, March 26, 2014

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Prayer	By Senator Kefalas.	11
		12
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Zenzinger.	15
		16
Roll Call	Present--32	17
	Excused--3, King, Scheffel, Ulibarri.	18
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Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Marble, reading of the Journal of Tuesday, March 25, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

		31
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Finance	After consideration on the merits, the Committee recommends that HB14-1042 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	35
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Finance	After consideration on the merits, the Committee recommends that HB14-1195 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	40
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Local Government	After consideration on the merits, the Committee recommends that HB14-1221 be referred to the Committee on <u>Finance</u> with favorable recommendation.	46
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SENATE SERVICES REPORT

Correctly Printed: SB14-168 and 169; SJM14-002.
Correctly Revised: HB14-1136 and 1271.
Correctly Rerevised: HB14-1047, 1080, 1193, 1210 and 1274.

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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HB14-1136	by Representative(s) Primavera, Holbert; also Senator(s) Todd--Concerning exempting a continuing professional education program that is approved by a state professional licensing board from regulation by the division of private occupational schools in the department of higher education.	61
		62
		63
		64
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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	32	NO	0	EXCUSED	3	ABSENT	0
Aguilar	Y	Heath	Y	King	E	Scheffel	E
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 and Kerr.

HB14-1271 by Representative(s) Melton, Buckner, Fields, Williams; also Senator(s) Newell-- Concerning extending a mental health provider's duty to warn to include specific entities that, if purposefully damaged or attacked as a result of a mental health patient's violent behavior, would jeopardize public health and safety.

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	King	E	Scheffel	E
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Kerr, Nicholson, Rivera, Tochtrop and Todd.

Upon request of Majority Leader Heath, **HB14-1277** was removed from the General Orders--Second Reading of Bills Consent Calendar of Wednesday, March 26 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Wednesday, March 26.

Committee of the Whole On motion of Senator Kefalas, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Kefalas 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:

HB14-1186 by Representative(s) Schafer; also Senator(s) Aguilar--Concerning the release of medical records to a person other than the patient, and, in connection therewith, setting reasonable fees to be paid for the release of the medical records.

Amendment No. 1, Health & Human Services Committee Amendment.
 (Printed in Senate Journal, March 21, page(s) 536-537 and placed in members' bill files.)

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

Amend reengrossed bill, page 5, line 27, strike "AND".

Page 6, line 3, strike "PART 8." and substitute "PART 8; AND
 (C) THIS PART 8 DOES NOT APPLY TO CORONERS REQUESTING
 MEDICAL RECORDS PURSUANT TO SECTION 30-10-606, C.R.S.".

Page 6, line 9, after "optometrist," insert "OCCUPATIONAL THERAPIST,".

Page 6, line 13, strike the first "of" and substitute "of".

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

SB14-158 by Senator(s) Steadman and Jones; also Representative(s) Hullinghorst--Concerning the harmonization of statutory recall election provisions with the recall provisions in the state constitution to reflect the manner in which contemporary elections are conducted, and, in connection therewith, aligning circulator regulation and petition requirements with initiative and referendum circulator and petition requirements.

Laid over until Thursday, March 27, retaining its place on the calendar.

HB14-1277 by Representative(s) Melton, Lebsock, Buckner, Exum, Fields, Landgraf, May, Nordberg, Rankin, Ryden; also Senator(s) Todd--Concerning eligibility requirements for recipients of grants from the military family relief fund.

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

Amend reengrossed bill, page 3, strike lines 17 through 26 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.".

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 Kefalas, 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	King	E	Scheffel	E
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	E
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1186 as amended, HB14-1277 as amended.
 Laid over until Thursday, March 27: SB14-158.

RECONSIDERATION OF HB14-1089

HB14-1089 by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the qualification for a person to use the 10th mountain division license plate.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on HB 14-1089.

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:

HB14-1089 by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the qualification for a person to use the 10th mountain division license plate.

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

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB 14-1148, 1182.

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 14, 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, appoint and submit to your consideration, the following:

**MEMBER OF THE
WASTE TIRE ADVISORY COMMITTEE**

for a term expiring September 9, 2014:

Brian S. Cunningham of Pueblo, Colorado, to serve as a tire retailer, and upon the resignation of Michael "Scott" Skorka of Golden, Colorado, appointed.

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Sincerely,
 (signed)
 John W. Hickenlooper
 Governor
 Rec'd: 3/14/2014
 Cindi L. Markwell, Secretary of the Senate
 Committee on Transportation

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LETTERS OF APPOINTMENT

Appointment A letter of designation and appointment was read and assigned to committee as follows:

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March 21, 2014

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The Honorable Morgan Carroll
 President of the Colorado State Senate
 Colorado State Capitol
 200 East Colfax, Room 346
 Denver, Colorado 80203

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Dear President Carroll:

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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:

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From the 7th Congressional District: Raymond Baker, for a term effective April 1, 2014 and continuing until March 31, 2017 (or until her successor is appointed by the Board of Regents. This will be Mr. Baker's first term on the Hospital Authority Board of Directors.

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This appointment was approved by the Board of Regents at the March 21, 2014 special board meeting. A copy of the resolution to this effect and biographical information are attached.

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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.

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Please let me know if you have any questions.

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Sincerely,
 (signed)
 Cheryl Espinoza
 Assistant Secretary to the Board of Regents
 Rec'd: 3/24/2014
 Cindi L. Markwell, Secretary of the Senate

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Committee on Health & Human Services

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TRIBUTES

Honoring:

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Elizabeth Vinson Grabois, recipient of the Presidential Award for Excellence in Mathematics and Science Teaching -- By Senator Patrick Steadman.
 Medicare Advantage Programs, Recognition of service to enhance the care Medicare Patients receive -- By Senator Irene Aguilar.
 Ann Williams, Named U.S. Professor of the Year by the Carnegie Foundation and CASE -- By Senator Lucia Guzman.
 The Town of Black Hawk, In recognition of the town of Black Hawk's 150th anniversary -- By Senator Jeanne Nicholson.
 Joe McCloskey, Recognized by the National Independent Automobile Dealers Association -- By Senator Bill Cadman.
 Sons of the American Revolution, On the occasion of the 125th anniversary of their formation -- By Senator Bernie Herpin.

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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday, March 27, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

79th Legislative Day Thursday, March 27, 2014

Prayer	By the chaplain, Rabbi Eliot Baskin, Jewish Family Services of Colorado, Denver.	1 2 3 4 5 6 7 8 9 10 11
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	12 13 14 15
Pledge	By Senator Zenzinger.	16 17
Roll Call	Present--35	18 19
Quorum	The President announced a quorum present.	20 21
Reading of Journal	On motion of Senator Marble, reading of the Journal of Wednesday, March 26, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	22 23 24 25 26 27

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy	After consideration on the merits, the Committee recommends that HB14-1267 be referred to the Committee of the Whole with favorable recommendation.	28 29 30 31 32 33 34 35
Judiciary	After consideration on the merits, the Committee recommends that SB14-163 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.	36 37 38 39

Amend printed bill, page 6, line 24, strike "14-____," and substitute "14-163,".

Page 8, strike lines 23 and 24 and substitute "A MISDEMEANOR OFFENSE, AS DESCRIBED IN ARTICLE 18 OF THIS TITLE, originally charged as a ~~drug~~ felony DRUG offense, AS DESCRIBED IN ARTICLE 18 OF THIS TITLE.".

Page 20, after line 18 insert:

"SECTION 23. In Colorado Revised Statutes, 16-5-301, **amend** (1) (b) (I) as follows:

16-5-301. Preliminary hearing or waiver - dispositional hearing. (1) (b) (I) No person accused of a class 4, 5, or 6 felony OR LEVEL 3 OR LEVEL 4 DRUG FELONY by direct information or felony complaint, except those which require mandatory sentencing or which are crimes of violence as defined in section 18-1.3-406, C.R.S., or which are sexual offenses under part 4 of article 3 of title 18, C.R.S., shall have the right to demand or receive a preliminary hearing; except that such person shall participate in a dispositional hearing for the purposes of case evaluation and potential resolution.

SECTION 24. In Colorado Revised Statutes, 18-18-406.5, **amend** (1) and (2) as follows:

18-18-406.5. Unlawful use of marijuana in a detention facility. (1) A person confined in a detention facility in this state who possesses or uses ~~up to eight ounces of~~ marijuana commits a level 1 drug misdemeanor.

~~(2) Any person confined in any detention facility in this state who~~

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~~possesses or uses eight ounces or more of marijuana shall be subject to the provisions of section 18-18-406 (4) (b)."~~

Renumber succeeding sections accordingly.

Page 20, line 20, strike "and 22" and substitute "22, 23, and 24".

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1141** 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, strike lines 2 through 4 and substitute:

"SECTION 1. In Colorado Revised Statutes, **add 8-2-128** as follows:

8-2-128. Prohibitions of employer - requiring social security number - exceptions."

Page 2, line 5, strike "(1.5)" and substitute "(1)".

Page 2, strike lines 11 and 12 and substitute:

"(b) NOTWITHSTANDING PARAGRAPH (a) OF THIS SUBSECTION (1), A CURRENT OR PROSPECTIVE BOARD MEMBER MAY BE REQUIRED TO DISCLOSE HIS OR HER SOCIAL SECURITY NUMBER:

(I) TO AN ENTITY THAT IS REQUIRED BY LAW, RULE, OR A "

Page 3, line 1, change the period to a semicolon.

Page 3, after line 1 insert:

"(II) IF THE BOARD MEMBER WOULD DIRECTLY SERVE A CLIENTELE THAT INCLUDES MINORS, THE ELDERLY, VICTIMS OF ABUSE, PERSONS WITH DEVELOPMENTAL DISABILITIES, OR OTHER VULNERABLE INDIVIDUALS AND THAT HAS AN ESTABLISHED POLICY OF USING A PROFESSIONAL EMPLOYMENT SCREENING SERVICE TO CONDUCT BACKGROUND CHECKS, UTILIZING SOCIAL SECURITY NUMBERS, TO SCREEN ITS PERSONNEL, BOARD MEMBERS, OR VOLUNTEERS; OR

(III) IF THE BOARD MEMBER WOULD BE AUTHORIZED TO SIGN CHECKS OR ENGAGE IN OTHER TRANSACTIONS INVOLVING THE ENTITY'S ASSETS OR ACCOUNTS, AND THE FINANCIAL INSTITUTION HOLDING THOSE ASSETS OR ACCOUNTS REQUIRES A SOCIAL SECURITY NUMBER TO VERIFY THE IDENTITY OF PERSONS SO AUTHORIZED.

(c) AN ENTITY THAT REQUIRES AN INDIVIDUAL TO PROVIDE HIS OR HER SOCIAL SECURITY NUMBER FOR ONE OF THE REASONS LISTED IN PARAGRAPH (b) OF THIS SUBSECTION (1.5) SHALL STATE THE REASON AND SPECIFY WHAT USES WILL BE MADE OF THE INDIVIDUAL'S SOCIAL SECURITY NUMBER."

Page 3, line 2, strike "(3.5)" and substitute "(2)".

Page 3, line 6, strike "OR STATE LAW" and substitute "LAW, STATE LAW OR RULE, OR A RULE, ORDER, OR DIRECTIVE OF A COURT".

Page 3, line 9, after "NUMBER" insert "WHEN THE DISCLOSURE IS NOT REQUIRED BY FEDERAL OR STATE LAW".

Page 3, strike lines 13 through 16.

Page 1, strike line 102 and substitute "UNDER STATUTES PROTECTING THE PRIVACY OF INDIVIDUALS."

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Education	After consideration on the merits, the Committee recommends that SB14-165 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4
Health & Human Services	After consideration on the merits, the Committee recommends that SB14-160 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
Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1257 be postponed indefinitely .	10 11 12 13 14
Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1207 be referred to the Committee on <u>Finance</u> with favorable recommendation.	15 16 17 18 19
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB14-1185 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	20 21 22 23 24

SENATE SERVICES REPORT

Correctly Revised: HB14-1186 and 1277.
Correctly Rerevised: HB14-1136 and 1271.
Correctly Enrolled: SB14-022, 058 and 098; SJR14-011 and 020.

MESSAGE FROM THE HOUSE

March 26, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1289.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1187, amended as printed in House Journal, March 25, page 681.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-131, amended as printed in House Journal, March 21, page 659 and amended on March 25, page(s) 681.

The House has adopted and transmits herewith HJR14-1014.

MESSAGE FROM THE REVISOR OF STATUTES

March 26, 2014

We herewith transmit:

Without comment, HB14-1289.
Without comment, as amended, HB14-1187.
Without comment, as amended, SB14-131.

INTRODUCTION OF RESOLUTIONS

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

- SJR14-023** by Senator(s) Lundberg, Grantham, Lambert, Cadman, Scheffel, Baumgardner, Crowder, Herpin, King, Marble, Rivera; also Representative(s) Saine and Wright, Humphrey, Murray, Lawrence, Landgraf, Joshi, Rankin, Swalm, Nordberg, Scott, Priola, Wilson, Conti, DelGrosso, Everett, Szabo--Concerning an application to the United States Congress for an article V constitutional convention of the states for proposing amendments to the United States Constitution that impose fiscal restraints on the federal government, limit the power and jurisdiction of the federal government, and limit the terms of office for its officials and for members of Congress.
State, Veterans, & Military Affairs

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-170** by Senator(s) Todd and King; also Representative(s) Kraft-Tharp and Coram--Concerning the authority of a vehicle that is being used to escort a funeral.
Judiciary
- SB14-171** by Senator(s) Schwartz and Jones; also Representative(s) Tyler--Concerning the ability of the Colorado new energy improvement district to arrange financing for water conservation fixtures.
Agriculture, Natural Resources, & Energy
- HB14-1216** by Representative(s) Sonnenberg; also Senator(s) Brophy--Concerning required safety markings for certain towers over fifty feet in height that are located in unincorporated areas of the state.
Agriculture, Natural Resources, & Energy
- HB14-1286** by Representative(s) Melton; also Senator(s) Steadman--Concerning authorization for the state treasurer to loan to the state historical society for public display items presented to the governor as gifts to the state.
Education
- HB14-1288** by Representative(s) Pabon, Court, Gardner, Gerou, Ginal, Labuda, McCann, McNulty, Peniston, Schafer; also Senator(s) Aguilar, Guzman, Todd, Ulibarri--Concerning personal belief exemptions to immunization requirements for children prior to attending school.
State, Veterans, & Military Affairs
- HB14-1295** by Representative(s) McCann, Williams, Exum, Fields, Labuda, Lebsock, Lee, Rosenthal, Ryden, Salazar; also Senator(s) Ulibarri--Concerning residential mortgage foreclosures, and, in connection therewith, requiring a single point of contact and prohibiting dual tracking.
Judiciary

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HB14-1312 by Representative(s) Williams, Labuda, Salazar, Garcia, Lebsock, Becker, Buckner, Court, Duran, Exum, Fields, Foote, Ginal, Hullinghorst, Kraft-Tharp, Lee, McCann, Melton, Moreno, Peniston, Pettersen, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri--Concerning efforts to reduce the number of foreclosures in Colorado, and, in connection therewith, continuing the foreclosure deferment program.
 Judiciary

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:

SB14-156 by Senator(s) Kefalas and Heath; also Representative(s) Lee--Concerning a requirement that a public benefit corporation file an annual report.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Schwartz.

HB14-1186 by Representative(s) Schafer; also Senator(s) Aguilar--Concerning the release of medical records to a person other than the patient, and, in connection therewith, setting reasonable fees to be paid for the release of the medical records.

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	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Nicholson.

HB14-1277 by Representative(s) Melton, Lebsock, Buckner, Exum, Fields, Landgraf, May, Nordberg, Rankin, Ryden; also Senator(s) Todd--Concerning eligibility requirements for recipients of grants from the military family relief 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Hill, Hodge, Johnston, Jones, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Roberts, Schwartz, Tochtrop, Ulibarri and Zenzinger.

Upon request of Majority Leader Heath, **HB14-1100** was removed from the General Orders--Second Reading of Bills Consent Calendar of Thursday, March 27 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Thursday, March 27.

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 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:

SB14-158 by Senator(s) Steadman and Jones; also Representative(s) Hullinghorst--Concerning the harmonization of statutory recall election provisions with the recall provisions in the state constitution to reflect the manner in which contemporary elections are conducted, and, in connection therewith, aligning circulator regulation and petition requirements with initiative and referendum circulator and petition requirements.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 547 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.)

HB14-1149 by Representative(s) Conti; also Senator(s) Marble--Concerning making acts related to the advertisement of children for the purposes of transferring their care to others trafficking in children.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 25, page(s) 559 and placed in members' bill files.)

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

HB14-1100 by Representative(s) Swalm and Pabon, Wilson, McCann, Fields, Gardner, Holbert, McNulty, Navarro, Rosenthal, Scott, Tyler, Williams; also Senator(s) Grantham-- Concerning the use of title documents to give notice of characteristics of motor vehicles that affect a vehicle's value, and, in connection therewith, making an appropriation.

Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, March 19, page(s) 518 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 25, page(s) 558 and placed in members' bill files.)

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

SB14-115 by Senator(s) Roberts and Schwartz; also Representative(s) Fischer and Coram-- Concerning procedural requirements applicable to state water plans.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, February 14, page(s) 259-261 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 25, page(s) 557 and placed in members' bill files.)

Amendment No. 3(L.004), by Senator Roberts.

Amend the Agriculture, Natural Resources, and Energy Committee Report, dated February 13, 2014, page 3, line 17, after "RULE," insert "AND".

Page 3, line 18, strike everything after "OF" and substitute "LAW.".

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

Majority Leader Heath moved that the Committee of the Whole rise, report progress, and beg leave to sit again. A majority of those elected to the Senate having voted in the affirmative, the motion was adopted.

Committee of the Whole in recess.

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CONSIDERATION OF RESOLUTIONS

SJR14-021 by Senator(s) Todd, Aguilar, Carroll, Guzman, Heath, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Lundberg, Marble, Newell, Nicholson, Roberts, Schwartz, Steadman, Tochtrop, Ulibarri, Zenzinger; also Representative(s) Labuda, Becker, Conti, Court, Duran, Fields, Ginal, Hamner, Hullinghorst, Kraft-Tharp, Lawrence, McCann, Mitsch Bush, Murray, Navarro, Peniston, Pettersen, Primavera, Ryden, Saine, Schafer, Stephens, Szabo, Williams--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 Todd, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Balmer, Baumgardner, Brophy, Cadman, Crowder, Grantham, Harvey, Herpin, Hill, King, Lambert, Renfroe, Rivera and Scheffel.

HJR14-1009 by Representative(s) Williams, Buckner, Exum, Fields, Melton, Salazar, Becker, Court, Duran, Ferrandino, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsack, Lee, May, McCann, McLachlan, Mitsch Bush, Moreno, Pabon, Peniston, Pettersen, Primavera, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri--Concerning a request that Congress restore the federal "Voting Rights Act of 1965", as amended.

Laid over until Tuesday, April 8, retaining its place on the calendar.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-024 by Senator(s) Guzman and Aguilar; also Representative(s) Pabon, Duran, Garcia, Moreno, Salazar, Vigil--Concerning recognition of "César Chávez Day".

Laid over until Monday, March 31, retaining its place on the calendar.

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

On motion of Majority Leader Heath, the following Governor's appointments were confirmed by a roll call vote:

MEMBERS OF THE
COLORADO COMMISSION ON JUDICIAL DISCIPLINE

for a term expiring June 30, 2015:

Yolanda Regina Lyons of Monument, Colorado, to serve as a non-attorney, and occasioned by the resignation of Albus Brooks, appointed;

for terms expiring June 30, 2017:

Richard O. Campbell of Denver, Colorado, to serve as an attorney, reappointed;

Kathleen S. Kelley of Meeker, Colorado, to serve as a non-attorney, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

**MEMBER OF THE
SOLID AND HAZARDOUS WASTE COMMISSION**

for a term expiring August 1, 2016:

Randall Mack Weiner of Boulder, Colorado, to serve as a member of the public and as a Democrat, appointed.

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SJR14-011 and 020; HB14-1108, 1152, 1160, 1184, 1265.

Committee of the Whole reconvened.

GENERAL ORDERS -- SECOND READING OF BILLS - cont'd

SB14-161 by Senator(s) Ulibarri and Johnston; also Representative(s) Hulinghorst--Concerning the modernization of provisions of the "Uniform Election Code of 1992" that ensure voter access for eligible electors, and, in connection therewith, reducing the deadline by which a voter registration application must be submitted via certain methods, altering procedures pertaining to national change-of-address searches, allowing emergency ballots to be obtained for nonmedical reasons, amending provisions relating to military and overseas voters, increasing the penalty for providing false residential information, and making the aiding or abetting the provision of false residential information a new felony offense.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, March 24, page(s) 548 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, March 25, page(s) 557-558 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.)

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB14-158 by Senator(s) Steadman and Jones; also Representative(s) Hulinghorst--Concerning the harmonization of statutory recall election provisions with the recall provisions in the state constitution to reflect the manner in which contemporary elections are conducted, and, in connection therewith, aligning circulator regulation and petition requirements with initiative and referendum circulator and petition requirements.

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following amendment to SB14-158 did pass.

Amend printed bill, page 5, line 26, strike "NO" and substitute "EXCEPT WHERE HE OR SHE REASONABLY DETERMINES THAT DOING SO WOULD BE IMPOSSIBLE OR WOULD VIOLATE LAW OR COURT ORDER, NO".

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:

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YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following amendment to SB14-158 did pass.

Amend printed bill, page 4, line 26, strike "(3.5),".

Page 5, strike lines 6 through 12.

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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

SB14-161

by Senator(s) Ulibarri and Johnston; also Representative(s) Hullinghorst--Concerning the modernization of provisions of the "Uniform Election Code of 1992" that ensure voter access for eligible electors, and, in connection therewith, reducing the deadline by which a voter registration application must be submitted via certain methods, altering procedures pertaining to national change-of-address searches, allowing emergency ballots to be obtained for nonmedical reasons, amending provisions relating to military and overseas voters, increasing the penalty for providing false residential information, making the aiding or abetting the provision of false residential information a new felony offense, and making and reducing an appropriation.

Senator Harvey moved to amend the Report of the Committee of the Whole to show that the following Harvey floor amendment, (L.009) to SB14-161, did pass, and that SB14-161, as amended, did pass.

Amend printed bill, page 14, after line 14 insert:

"SECTION 12. In Colorado Revised Statutes, **amend** 1-5-401 as follows:

1-5-401. Method of voting. (1) For all general, primary, congressional vacancy, coordinated, odd-year, and recall elections conducted on or after July 1, 2013, and for any election in which the governing body of a political subdivision other than a county determines that an election shall be by mail ballot, the county clerk and recorder or designated election official for the political subdivision, as applicable, shall conduct the election by mail ballot; except that votes cast at voter service and polling centers may be by paper ballots or by electronic or electromechanical voting systems.

(2) (a) ALL VOTER SERVICE AND POLLING CENTERS, INCLUDING THOSE EMPLOYING ELECTROMECHANICAL VOTING SYSTEMS, MUST ALLOW

AN ELIGIBLE ELECTOR TO VOTE BY MARKING A PAPER BALLOT AND SUBMITTING SUCH BALLOT IN AN ENVELOPE THAT DOES NOT CONTAIN THE ELECTOR'S NAME OR ANY OTHER INFORMATION THAT IDENTIFIES THE ELECTOR.

(b) ANY ELIGIBLE ELECTOR MAY VOTE IN PERSON AT A VOTER SERVICE AND POLLING CENTER WITHOUT BEING REQUIRED TO IDENTIFY HIS OR HER BALLOT."

Renumber succeeding sections 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		N Heath		N King		Y Scheffel	Y
Balmer		Y Herpin		Y Lambert		Y Schwartz	N
Baumgardner		Y Hill		Y Lundberg		Y Steadman	N
Brophy		Y Hodge		N Marble		Y Tochtrop	N
Cadman		Y Jahn		N Newell		N Todd	N
Crowder		Y Johnston		N Nicholson		N Ulibarri	N
Grantham		Y Jones		N Renfroe		Y Zenzinger	N
Guzman		N Kefalas		N Rivera		Y President	N
Harvey		Y Kerr		N Roberts		Y	

SB14-158

by Senator(s) Steadman and Jones; also Representative(s) Hullinghorst--Concerning the harmonization of statutory recall election provisions with the recall provisions in the state constitution to reflect the manner in which contemporary elections are conducted, and, in connection therewith, aligning circulator regulation and petition requirements with initiative and referendum circulator and petition requirements.

Senators Steadman and Jones moved to amend the Report of the Committee of the Whole to show that the following amendment to SB 14-158 did pass, and that SB 14-158, as amended, did pass.

Amend printed bill, page 8, line 5, strike "ENFORCEMENT OF" and substitute "APPLICATION TO RECALL ELECTIONS, NOR THE ENFORCEMENT OF,".

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 King		Y Scheffel	Y
Balmer		Y Herpin		Y Lambert		Y Schwartz	Y
Baumgardner		Y Hill		Y Lundberg		Y Steadman	Y
Brophy		Y Hodge		Y Marble		Y Tochtrop	Y
Cadman		Y Jahn		Y Newell		Y Todd	Y
Crowder		Y Johnston		Y Nicholson		Y Ulibarri	Y
Grantham		Y Jones		Y Renfroe		Y Zenzinger	Y
Guzman		Y Kefalas		Y Rivera		Y President	Y
Harvey		Y Kerr		Y Roberts		Y	

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	19	NO	16	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

The Committee of the Whole took the following action:

Passed on second reading: SB14-158 as amended, SB14-115 as amended, SB14-161 as amended, HB14-1149 as amended, HB14-1100 as amended.

IMMEDIATE RECONSIDERATION OF ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

Having voted on the prevailing side, Majority Leader Heath moved for immediate reconsideration of the last Senate action, adoption of the report of the Committee of the Whole, as printed in Senate Journal, March 27, page 588. The roll call was taken with the following result:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

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

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday, March 28, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

80th Legislative Day

Friday, March 28, 2014

Prayer	By the chaplain, Rabbi Adam Morris, Temple Micah, Denver.	1
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	2
Pledge	By Senator Zenzinger.	3
Roll Call	Present--35	4
Quorum	The President announced a quorum present.	5
Reading of Journal	On motion of Senator Marble, reading of the Journal of Thursday, March 27, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	6

SENATE SERVICES REPORT

Correctly Printed: SB14-170 and 171; SJR14-023 and 024.
Correctly Engrossed: SB14-115, 158 and 161; SJR14-021.
Correctly Reengrossed: SB14-156.
Correctly Revised: HB14-1100 and 1149.
Correctly Rerevised: HB14-1186 and 1277.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

HJR14-1014 by Representative(s) Sonnenberg; also Senator(s) Brophy--Concerning the designation of March 26, 2014, as Agriculture Day in Colorado.

Laid over until Tuesday, April 8, retaining its place on the calendar.

On motion of Majority Leader Heath, 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

SJM14-002 by Senator(s) Tochtrop; also Representative(s) Lebsack--Concerning memorializing former Senator Eldon W. "Coop" Cooper.

On motion of Senator Tochtrop, the memorial was read at length.

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On motion of Majority Leader Heath, 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 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 Tochtrop, the memorial was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Todd, Ulibarri and Zenzinger.

Senate in recess. Senate reconvened.

On motion of Majority Leader Heath, 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 Heath, 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.

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:

HB14-1007 by Representative(s) Hamner; also Senator(s) Crowder--Concerning the authority of county governments to limit certain forms of fire, and, in connection therewith, permitting county governments to restrict agricultural burning during periods of high fire danger.

Laid over until Thursday, May 8, retaining its place on the calendar.

SB14-158 by Senator(s) Steadman and Jones; also Representative(s) Hulinghorst--Concerning the harmonization of statutory recall election provisions with the recall provisions in the state constitution to reflect the manner in which contemporary elections are conducted, and, in connection therewith, aligning circulator regulation and petition requirements with initiative and referendum circulator and petition requirements.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Johnston and Ulibarri.

IMMEDIATE RECONSIDERATION OF SB14-158

SB14-158 by Senator(s) Steadman and Jones; also Representative(s) Hulinghorst--Concerning the harmonization of statutory recall election provisions with the recall provisions in the state constitution to reflect the manner in which contemporary elections are conducted, and, in connection therewith, aligning circulator regulation and petition requirements with initiative and referendum circulator and petition requirements.

Majority Leader Heath moved for immediate reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on **SB14-158**. The roll call was taken with the following result:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Less than a majority of all members elected to the Senate having voted in the affirmative, 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:

HB14-1149 by Representative(s) Conti; also Senator(s) Marble--Concerning making acts related to the advertisement of children for the purposes of transferring their care to others trafficking in children.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Brophy, Cadman, Grantham, Guzman, Heath, Herpin, Hill, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Tochtrop, Todd and Zenzinger.

HB14-1100 by Representative(s) Swalm and Pabon, Wilson, McCann, Fields, Gardner, Holbert, McNulty, Navarro, Rosenthal, Scott, Tyler, Williams; also Senator(s) Grantham--Concerning the use of title documents to give notice of characteristics of motor vehicles that affect a vehicle's value, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, King, Nicholson, Rivera, Tochtrop and Todd.

SB14-115 by Senator(s) Roberts and Schwartz; also Representative(s) Fischer and Coram--
Concerning procedural requirements applicable to state water plans, 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	28	NO	7	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Grantham, Guzman, Kefalas and Todd.

SB14-161 by Senator(s) Ulibarri and Johnston; also Representative(s) Hullinghorst--Concerning the
modernization of provisions of the "Uniform Election Code of 1992" that ensure voter
access for eligible electors, and, in connection therewith, reducing the deadline by which a
voter registration application must be submitted via certain methods, altering procedures
pertaining to national change-of-address searches, allowing emergency ballots to be
obtained for nonmedical reasons, amending provisions relating to military and overseas
voters, increasing the penalty for providing false residential information, making the aiding
or abetting the provision of false residential information a new felony offense, and making
and reducing an appropriation.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Jones, Schwartz and Steadman.

IMMEDIATE RECONSIDERATION OF SB14-161

SB14-161 by Senator(s) Ulibarri and Johnston; also Representative(s) Hulinghorst--Concerning the modernization of provisions of the "Uniform Election Code of 1992" that ensure voter access for eligible electors, and, in connection therewith, reducing the deadline by which a voter registration application must be submitted via certain methods, altering procedures pertaining to national change-of-address searches, allowing emergency ballots to be obtained for nonmedical reasons, amending provisions relating to military and overseas voters, increasing the penalty for providing false residential information, making the aiding or abetting the provision of false residential information a new felony offense, and making and reducing an appropriation.

Having voted on the prevailing side, Majority Leader Heath moved for immediate reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on **SB14-161**.

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

Committee of the Whole On motion of Senator Guzman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Guzman 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:

HB14-1195 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman--Concerning the diversion of revenue collected by the division of insurance to cash funds.

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 Guzman, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1195.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-131 by Senator(s) King; also Representative(s) Wright--Concerning the removal of certain identifying information from a motor vehicle registration card.

Laid over until Monday, March 31, retaining its place on the calendar.

MESSAGE FROM THE GOVERNOR

March 27, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-142: CONCERNING AN EXCEPTION FOR CERTAIN WATER SYSTEM FACILITIES FROM THE FACILITIES THAT THE COMMISSIONER OF AGRICULTURE HAS A DUTY TO INSPECT REGARDING PESTICIDE STORAGE.

Approved March 27, 2014 at 12:01 p.m.

SB14-063: CONCERNING THE MANDATORY REVIEW OF EXISTING EXECUTIVE BRANCH AGENCY RULES CONDUCTED BY EACH PRINCIPAL DEPARTMENT.

Approved March 27, 2014 at 12:12 p.m.

SB14-060: CONCERNING THE AUTHORIZATION OF THE DEPARTMENT OF TRANSPORTATION TO CONDUCT FLAGPERSON TRAINING.

Approved March 27, 2014 at 12:16 p.m.

SB14-009: CONCERNING A DISCLOSURE OF POSSIBLE SEPARATE OWNERSHIP OF THE MINERAL ESTATE IN THE SALE OF REAL PROPERTY.

Approved March 27, 2014 at 12:42 p.m.

SB14-106: CONCERNING THE APPROPRIATION OF FEDERAL MINERAL LEASE MONEYS FROM THE LOCAL GOVERNMENT PERMANENT FUND TO THE DEPARTMENT OF LOCAL AFFAIRS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved March 27, 2014 at 12:46 p.m.

SB14-095: CONCERNING THE ABILITY OF A PRESCRIPTION DRUG OUTLET TO COMPOUND DRUGS FOR DISTRIBUTION TO A COLORADO HOSPITAL.

Approved March 27, 2014 at 12:49 p.m.

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SB14-062: CONCERNING REINSTATEMENT OF THE PARENT-CHILD LEGAL RELATIONSHIP

Approved March 27, 2014 at 12:53 p.m.

SB14-137: CONCERNING CERTIFICATION OF WORKERS' COMPENSATION INSURANCE FORMS

Approved March 27, 2014 at 12:56 p.m.

SB14-055: CONCERNING MORE PRECISE SPECIFICATION OF THE CLASS OF VEHICLES SUBJECT TO THE DAILY VEHICLE RENTAL FEE

Approved March 27, 2014 at 1:01 p.m.

SB14-080: CONCERNING THE ELIMINATION OF THE LIST OF CERTAIN ADDITIONAL QUALIFICATIONS THAT APPLY TO PROPERTY VALUATION APPEAL ARBITRATORS.

Approved March 27, 2014 at 1:01 p.m.

SB14-120: CONCERNING THE CONTINUOUS APPROPRIATION OF CERTAIN AMOUNTS IN THE STATE EMPLOYEE WORKERS' COMPENSATION ACCOUNT IN THE RISK MANAGEMENT FUND.

Approved March 27, 2014 at 1:01 p.m.

SB14-149: CONCERNING THE MINIMUM STANDARDS THAT A PRIVATE OCCUPATIONAL SCHOOL MUST SATISFY BEFORE BEING ISSUED A CERTIFICATE OF APPROVAL TO OPERATE IN COLORADO.

Approved March 27, 2014 at 1:02 p.m.

SB14-102: CONCERNING THE ADDITION OF EMPLOYMENT POSITIONS HELD AT FINANCIAL INSTITUTIONS TO THE CIRCUMSTANCES UNDER WHICH AN EMPLOYER MAY USE CONSUMER CREDIT INFORMATION FOR EMPLOYMENT PURPOSES.

Approved March 27, 2014 at 1:02 p.m.

SB14-104: CONCERNING THE DISPOSITION OF DISPUTED PAYMENTS OF TOBACCO LITIGATION SETTLEMENT MONEYS RECEIVED BY THE STATE.

Approved March 27, 2014 at 1:02 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

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On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, March 31, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

83rd Legislative Day

Monday, March 31, 2014

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Prayer	By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 10:00 a.m.	13
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Pledge	By Senator Rivera.	16
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Roll Call	Present--34	18
	Excused--1, Grantham.	19
	Present later--1, Grantham.	20
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Quorum	The President announced a quorum present.	22
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Reading of Journal	On motion of Senator Todd, reading of the Journal of Friday, March 28, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	24
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SENATE SERVICES REPORT

Correctly Engrossed: SJM14-002.
Correctly Reengrossed: SB14-115, 158 and 161.
Correctly Revised: HB14-1195.
Correctly Rerevised: HB14-1100 and 1149.
Correctly Enrolled: SB14-018, 028 and 054.

MESSAGE FROM THE HOUSE

March 28, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1337, 1339, 1341.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1340, amended as printed in House Journal, March 27, page 702.
HB14-1342, amended as printed in House Journal, March 27, pages 702-705.
HB14-1336, amended as printed in House Journal, March 27, pages 705-717.

The House has adopted and returns herewith SJR14-021.

The House has voted to concur in the Senate amendments to HB14-1254, 1047, 1080, 1210, 1186, 1277 and has repassed the bills as so amended.

On reconsideration the House has voted not to concur in Senate amendments to HB14-1193, and requests that a conference committee be appointed. The Speaker has appointed Representatives Salazar, chairman, and Lebsock, and Gardner as House conferees on the First Conference Committee on HB14-1193. The bill is transmitted herewith.

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MESSAGE FROM THE REVISOR OF STATUTES

March 28, 2014

We herewith transmit:

Without comment, HB14-1337, 1339, and 1341.
Without comment, as amended, HB14-1336, 1340, and 1342.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-172** by Senator(s) Tochtrop and Newell; also Representative(s) Kraft-Tharp, McNulty--
Concerning employer-paid benefits to a firefighter for cardiac illnesses resulting from a
strenuous work event.
Business, Labor, & Technology
- SB14-173** by Senator(s) Jahn and King, Crowder, Guzman, Herpin, Hill, Newell, Nicholson,
Steadman; also Representative(s) Singer and McNulty, Gardner, Gerou, Kagan, Landgraf,
Melton, Tyler--Concerning the recommendation that certain persons be offered a test for
the hepatitis C virus.
Health & Human Services
- SB14-174** by Senator(s) Heath; --Concerning the creation of the prosecution fellowship program.
Judiciary
- SB14-175** by Senator(s) Kerr and Nicholson; also Representative(s) Primavera and McLachlan--
Concerning freedom from government interference in an individual's reproductive health
decisions.
Health & Human Services
- SB14-176** by Senator(s) Johnston; --Concerning crimes related to entities that trade in stolen vehicles.
Judiciary
- HB14-1289** by Representative(s) McNulty, Holbert, McLachlan, Moreno, Pabon, Williams; also
Senator(s) Johnston, Hodge, Scheffel--Concerning the reinvestment of unused
governmental moneys held by a financial institution that are in excess of the amount
insured by the federal deposit insurance corporation in accounts of other financial
institutions.
Finance
- HB14-1336** by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
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, 2014, except as otherwise noted.
Appropriations
- HB14-1337** by Representative(s) Duran and Gerou, May; also Senator(s) Steadman, Hodge, Lambert--
Concerning an increase in the general fund reserve.
Appropriations
- HB14-1339** by Representative(s) Gerou, Duran, May; also Senator(s) Hodge, Steadman, Lambert--
Concerning the creation of the hazardous substance site response fund.
Appropriations

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- HB14-1340** by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman--
Concerning the state toxicology laboratory, and, in connection therewith, making an
appropriation. 1
Appropriations 2
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- HB14-1341** by Representative(s) May, Duran, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning a transfer of moneys from the state general fund to the department of state cash
fund for the purpose of repaying a prior transfer. 7
Appropriations 8
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- HB14-1342** by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning transfers of moneys related to capital construction. 13
Appropriations 14
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On motion of Majority Leader Heath, 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. 20
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CONSIDERATION OF RESOLUTIONS

- SJR14-024** by Senator(s) Guzman and Aguilar; also Representative(s) Pabon, Duran, Garcia, Moreno,
Salazar, Vigil--Concerning recognition of "César Chávez Day". 24
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On motion of Senator Guzman, the resolution was read at length. 29
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Amendment No. 1(L.001), by Senator Hodge. 33
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Amend printed resolution, page 4, line 4, after "Coleman;" insert "former
State Representative Val Vigil; former State Senator Polly Baca;". 35
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The amendment was **passed** on the following roll call vote: 39
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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

On motion of Senator Guzman, the resolution, as amended, was **adopted** by the following
roll call vote: 53
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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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Co-sponsor(s) added: Carroll, Crowder, Grantham, Heath, Herpin, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Roberts, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

On motion of Majority Leader Heath, 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:

HB14-1195 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman-- Concerning the diversion of revenue collected by the division of insurance to cash funds.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Jones, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Jones 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:

SB14-163 by Senator(s) Steadman and King; also Representative(s) Lee--Concerning clarifying changes to provisions related to the sentencing of persons convicted of drug crimes.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 27, page(s) 577-578 and placed in members' bill files.)

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

HB14-1141 by Representative(s) Coram; also Senator(s) Roberts--Concerning the confidentiality of social security numbers under statutes protecting the privacy of individuals.

Laid over until to the end of the General Orders--Second Reading of Bills calendar of Monday, March 31.

SB14-160 by Senator(s) Newell; also Representative(s) Primavera--Concerning removing limitations on a transitional living program for a person with a brain injury.

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 Jones, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-163 as amended, SB14-160.
Laid over to the end of the General Orders--Second Reading of Bills calendar, Monday, March 31: HB14-1141.

Committee of the Whole On motion of Senator Jones, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Jones 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:

SB14-016 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning the ability of certain health care facilities to provide emergency services outside a hospital setting.

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

HB14-1267 by Representative(s) Fischer; also Senator(s) Jones--Concerning authorization for a political subdivision of the state to release black-footed ferrets on its land.

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

SB14-165 by Senator(s) Johnston and Kerr, Todd, Scheffel, Zenzinger; also Representative(s) Murray and Peniston--Concerning the percentage at which to rate the student academic growth standard for the purpose of licensed personnel performance evaluations in the 2014-15 academic year.

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

HB14-1141 by Representative(s) Coram; also Senator(s) Roberts--Concerning the confidentiality of social security numbers under the "Colorado Consumer Protection Act".

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, March 27, page(s) 578 and placed in members' bill files.)

Amendment No. 2(L.012), by Senator Roberts.

Amend the Judiciary Committee Report, dated March 26, 2014, page 2, line 12, strike "(1.5)" and substitute "(1)".

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 Jones, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-165, HB14-1267, HB14-1141 as amended.
Laid over until Monday, April 7: SB14-016.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-131 by Senator(s) King; also Representative(s) Wright--Concerning the removal of certain identifying information from a motor vehicle registration card.

Senator King moved that the Senate not concur in House amendments to **SB14-131**, as printed in House journal, March 21, page(s) 659, and March 25, page(s) 681, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The President appointed Senators Todd, Chair, Jones, and King as Senate conferees on the first conference committee on **SB14-131**.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Kefalas, Chair, Jones, and Roberts as Senate conferees on the first conference committee on [HB14-1193](#).

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-022, 058, 098, 109, 110 and 119; HB14-1105, 1136, 1271 and 1274.

MESSAGE FROM THE GOVERNOR

March 28, 2014

The Honorable Colorado State Senate
Sixty-ninth General Assembly
Second Regular Session
State Capitol
Denver, CO 80203

Dear Colleagues:

We are returning to the Colorado General Assembly Senate Bill 14-089, "Concerning a Prohibition for the State to Enter into an Agreement for a Payment in Lieu of Taxes." This letter sets forth my reasons for vetoing this legislation.

I vetoed this bill at 9:15AM today, and this letter sets forth my reasons for doing so.

Upon taking office, we set out to change business as usual in state government and manage our administration on the basis of good governance: cutting red-tape and making government leaner, more efficient and effective. We believe that this bill, which prohibits the state from entering into agreements for payments in lieu of taxes, unnecessarily restricts the Executive's ability to enter into arrangements that may represent the best possible stewardship of Colorado taxpayers' dollars. Payments in lieu of taxes can be an effective, reasonable fiscal tool for governmental entities to use in certain circumstances.

Good governance also extends to the state government acting as a good neighbor and maintaining fairness in our business practices. Even though current law exempts the state from taxation, it does not prohibit the state from making reasonable business decisions that ensure we can make government work efficiently and effectively. By legislatively eliminating certain, and at times necessary, fiscal alternatives the General Assembly is restricting the ability of the Executive to enter into agreements that may be mutually beneficial to the state, counties, municipalities, special districts, business owners, and the people of Colorado.

We agree that payments in lieu of taxes could imply precedent-setting actions with respect to the State's typical exemption from property taxes. We would welcome a continuing discussion about ways the State could clarify the use of payments in lieu of taxes without setting unintended precedents.

For these reasons, I am vetoing Senate Bill 14-089.

Sincerely,
(signed)
John W. Hickenlooper
Governor

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday,
April 1, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

84th Legislative Day

Tuesday, April 1, 2014

Prayer	By the chaplain, Kate Newell, student at Union Theological Seminary and daughter of Senator Linda Newell, Littleton.	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
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	
Pledge	By Senator Rivera.	
Roll Call	Present--33 Excused--2, Baumgardner, Brophy.	
Quorum	The President announced a quorum present.	
Reading of Journal	On motion of Senator Todd, reading of the Journal of Monday, March 31, 2014, 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 HB14-1282 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 SB14-169 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 HB14-1336 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	
	Amend reengrossed bill, page 596, line 20, strike "\$21,485,672," and substitute "\$14,974,672,".	
	Page 13, line 9, strike "Services ^{1a} " and substitute "Services" and in the ITEM & SUBTOTAL column strike "7,502,423" and substitute "2,502,423".	
	Page 13, line 14, in the TOTAL column strike "18,610,946" and substitute "13,610,946" and in the GENERAL FUND column strike "9,302,099" and substitute "4,302,099".	
	Adjust affected totals accordingly.	
	Page 20, strike lines 1 and 2.	
	Page 596, line 20, strike "\$21,485,672," and substitute "\$26,485,672,".	
	Page 21, strike lines 8 through 12.	
	Adjust affected totals accordingly.	

Page 237, strike lines 6 through 9.

Adjust affected totals accordingly.

Page 596, line 20, strike "\$21,485,672," and substitute "\$21,604,068,".

Page 532, strike lines 1 through 3 and substitute:

"SECTION 10. Appropriation to the offices of the governor, lieutenant governor, and state planning and budgeting for the fiscal year beginning July 1, 2013. In Session Laws of Colorado 2013, section 2 of chapter 441, (SB 13-230), **amend** Part IV (1) (B), (4), (5) (B) (1), and the affected totals, as Part IV (1) (B), (5) (B) (1), and the affected totals are amended by Section 1 of HB14-1235, and **add** footnote 7b to Part IV (4), as follows:".

Page 534, strike line 15.

Page 535, strike lines 1 through 10.

Page 539, line 8 strike "~~Expenses~~" and substitute "Expenses".

Page 539, line 9 strike "EXPENSES^{7d}".

Page 539, line 10, in the ITEM & SUBTOTAL column strike "8,527,915" and substitute "8,627,915" and in the GENERAL FUND strike "430,337" and substitute "530,337".

Page 540, line 1, in the ITEM & SUBTOTAL column strike "57,947,616" and substitute "58,047,616".

Page 541, strike lines 11 through 16.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1341** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB14-153** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 14, after line 20 insert:

"SECTION 30. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$85,690.

(2) For the implementation of this act, appropriations made in the annual general appropriation act to the department of public safety for the fiscal year beginning July 1, 2014, are adjusted as follows:

(a) The general fund appropriation for the division of criminal justice is decreased by \$1,408.

(3) For the implementation of this act, appropriations made in the annual general appropriation act to the department of local affairs for the fiscal year beginning July 1, 2014, are adjusted as follows:

(a) The cash funds appropriation from the local government limited gaming impact fund created in section 12-47.1-1601 (1) (a), Colorado Revised Statutes, for the division of local government, is decreased by \$352.

(4) For the implementation of this act, appropriations made in the annual general appropriation act to the department of state for the fiscal year beginning July 1, 2014, are adjusted as follows:

(a) The cash funds appropriation from the department of state

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cash fund created in section 24-21-104 (3) (b), Colorado Revised Statutes, for the elections division, is decreased by \$2,816.

SECTION 31. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the legislative department, for the fiscal year beginning July 1, 2014, the sum of \$87,098, or so much thereof as may be necessary, to be allocated to the general assembly for the implementation of this act."

Renumber succeeding sections accordingly.

Page 1, line 102, strike "ENTITIES." and substitute "ENTITIES, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations After consideration on the merits, the Committee recommends that **HB14-1340** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1339** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1342** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1337** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1308** 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 **HB14-1260** be referred to the Committee on Appropriations with favorable recommendation.

SENATE SERVICES REPORT

- Correctly Printed:** SB14-172, 173, 174, 175 and 176.
- Correctly Engrossed:** SB14-160, 163 and 165; SJR14-024.
- Correctly Revised:** HB14-1141 and 1267.
- Correctly Rerevised:** HB14-1195.

MESSAGE FROM THE HOUSE

March 31, 2014

Madam President:

The House has voted to concur in the Senate amendments to HB14-1142, 1100, and has repassed the bills as so amended.

The House has adopted and returns herewith SJR14-024, amended as printed in House Journal, March 31.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-177 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the children's code.
Judiciary

SB14-178 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the criminal code.
Judiciary

SB14-179 by Senator(s) Nicholson and Renfroe, Lambert, Herpin, Jones, Lundberg, Marble, Schwartz; also Representative(s) Foote and Sonnenberg, DelGrosso, Humphrey, Singer, Young--Concerning the creation of a flood debris cleanup grant account to facilitate watershed cleanup efforts in areas affected by the September 2013 flood, and, in connection therewith, making an appropriation.
Local Government

**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:

SB14-163 by Senator(s) Steadman and King; also Representative(s) Lee--Concerning clarifying changes to provisions related to the sentencing of persons convicted of drug crimes.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Ulibarri.

SB14-160 by Senator(s) Newell; also Representative(s) Primavera--Concerning removing limitations on a transitional living program for a person with a brain injury.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Kerr, Nicholson, Schwartz, Tochtrop 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:

HB14-1267 by Representative(s) Fischer; also Senator(s) Jones--Concerning authorization for a political subdivision of the state to release black-footed ferrets on its land.

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	King	N	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	E	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	N		

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

Co-sponsor(s) added: Crowder, Guzman, Kefalas, Rivera, Schwartz and Todd.

SB14-165 by Senator(s) Johnston and Kerr, Todd, Scheffel, Zenzinger; also Representative(s) Murray and Peniston--Concerning the percentage at which to rate the student academic growth standard for the purpose of licensed personnel performance evaluations in the 2014-15 academic year.

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

YES	29	NO	4	EXCUSED	2	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	E	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Newell, Nicholson, Schwartz, Steadman and Tochtrop.

HB14-1141 by Representative(s) Coram; also Senator(s) Roberts--Concerning the confidentiality of social security numbers under statutes protecting the privacy of individuals.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Grantham, Heath, Herpin, Hodge, Jahn, Kefalas, Kerr, King, Lambert, Lundberg, Newell, Nicholson, Rivera, Scheffel, Steadman, Todd, Ulibarri and Zenzinger.

RECONSIDERATION OF SB14-165

SB14-165 by Senator(s) Johnston and Kerr, Todd, Scheffel, Zenzinger; also Representative(s) Murray and Peniston--Concerning the percentage at which to rate the student academic growth standard for the purpose of licensed personnel performance evaluations in the 2014-15 academic year.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on SB14-165.

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:

SB14-165 by Senator(s) Johnston and Kerr, Todd, Scheffel, Zenzinger; also Representative(s) Murray and Peniston--Concerning the percentage at which to rate the student academic growth standard for the purpose of licensed personnel performance evaluations in the 2014-15 academic year.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	E	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

CONSIDERATION OF GOVERNOR'S VETO

SB14-089 by Senator(s) Schwartz, Jahn; also Representative(s) Fischer, Vigil--Concerning a prohibition for the state to enter into an agreement for a payment in lieu of taxes. (Governor's veto message printed in Senate Journal, March 31, page(s) 607.)

Laid over until Thursday, May 8, retaining its place on the calendar.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, March 31, 2014, at 2:10 p.m.: SB14-022, 058, 098, 109, 110 and 119.

Senate in recess. Senate reconvened.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, April 2, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

85th Legislative Day

Wednesday, April 2, 2014

Prayer	By the chaplain, Pastor Darin Carroll, Victory Life Ministries, Pueblo.	10 11 12
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13 14 15
Pledge	By Senator Rivera.	16 17
Roll Call	Present--33 Absent--1, Schwartz. Excused--1, Brophy. Present later--1, Schwartz.	18 19 20 21 22
Quorum	The President announced a quorum present.	23 24
Reading of Journal	On motion of Senator Todd, reading of the Journal of Tuesday, April 1, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	25 26 27

COMMITTEE OF REFERENCE REPORTS

Trans- portation	After consideration on the merits, the Committee recommends that HB14-1046 be referred to the Committee on <u>Finance</u> with favorable recommendation.	33 34 35 36
Trans- portation	After consideration on the merits, the Committee recommends that HB14-1161 be referred to the Committee on <u>Legislative Council</u> with favorable recommendation.	37 38 39 40
Trans- portation	After consideration on the merits, the Committee recommends that HB14-1176 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	41 42 43 44 45
Trans- portation	After consideration on the merits, the Committee recommends that HB14-1299 be referred to the Committee of the Whole with favorable recommendation.	46 47 48 49
Trans- portation	After consideration on the merits, the Committee recommends that HB14-1284 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	50 51 52 53
Finance	After consideration on the merits, the Committee recommends that HB14-1057 be referred to the Committee of the Whole with favorable recommendation.	54 55 56 57

SENATE SERVICES REPORT

Correctly Printed: SB14-177, 178 and 179.
Correctly Reengrossed: SB14-160, 163 and 165.
Correctly Rerevised: HB14-1141 and 1267.
Correctly Enrolled: SB14-017.

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MESSAGE FROM THE HOUSE

April 1, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1314.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1315, amended as printed in House Journal, March 31, pages 749-750. HB14-1313, amended as printed in House Journal, March 31, page 750. HB14-1045, amended as printed in House Journal, March 31, page 750. HB14-1281, amended as printed in House Journal, March 31, pages 750-751. HB14-1302, amended as printed in House Journal, March 31, page 751.

MESSAGE FROM THE REVISOR OF STATUTES

April 1, 2014

We herewith transmit:

Without comment, HB14-1314.
Without comment, as amended, HB14-1045, 1281, 1302, 1313, and 1315.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-025 by Senator(s) Hodge; also Representative(s) Priola--Concerning the designation of the pedestrian overpass across United States Highway 85 at Southern Street in Brighton as the "Arreda Hamilton Overpass".

Laid over until Wednesday, April 30, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE RESOLUTIONS

SJR14-024 by Senator(s) Guzman and Aguilar; also Representative(s) Pabon, Duran, Garcia, Moreno, Salazar, Vigil--Concerning recognition of "César Chávez Day".

Senator Guzman moved that the Senate concur in House amendments to **SJR14-024**, as printed in House Journal, March 31, page(s) 755.

A majority of all members elected to the Senate having voted in the affirmative, the motion was adopted on the following roll call vote:

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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: Scheffel.

TRIBUTES

Honoring:

- Steven Pollock, Named U.S. Professor of the Year by the Carnegie Foundation and CASE -- By Senator Rollie Heath.
- Parkinson's Disease Awareness Month, Designating the month of April as "Parkinson's Disease Awareness Month" in the State of Colorado -- By Senator Irene Aguilar.
- Blue Heron Elementary School, For being chosen as one of Colorado's 2014 Healthy School Champions for the second time in a row -- By Senator Andy Kerr.
- Boy Scout Troop 808, For the flattering and well-deserved community service spotlight in YourHub -- By Senator Andy Kerr.
- The Developmental Disabilities Resource Center, For its 50th Anniversary Golden Jubilee -- By Senator Rachel Zenzinger.
- Relish Catering and Events, For the flattering and well-deserved business spotlight in YourHub -- By Senator Andy Kerr.
- Nelson Moorhead, Happy 100th birthday -- By Senator Kevin Grantham.
- Ty Clifford, For achieving Eagle Scout -- By Senator Steve King.
- Noah Edwards Nelson, For achieving Eagle Scout -- By Senator Steve King.
- Bryce Evan Morse, For achieving Eagle Scout -- By Senator Steve King.
- Bob Silbernagel, Congratulations on being named the 2013 Newspaper Person of the Year -- By Senator Steve King.

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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday, April 3, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

86th Legislative Day

Thursday, April 3, 2014

Prayer	By the chaplain, Imam Mohamad Jodeh, Chaplain for the Federal Bureau of Prisons.	1
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	2
Pledge	By Senator Rivera.	3
Roll Call	Present--35	4
Quorum	The President announced a quorum present.	5
Reading of Journal	On motion of Senator Todd, reading of the Journal of Wednesday, April 2, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	6

SENATE SERVICES REPORT

Correctly Printed: SJR14-025.
Correctly Enrolled: SJR14-021 and 024.

MESSAGE FROM THE HOUSE

April 2, 2014

Madam President:

In response to the request of the Senate, the Speaker has appointed Representatives Wright, chairman, Tyler, and Moreno as House conferees on the First Conference Committee on SB14-131.

The House has laid over SB14-093 until May 9, deeming it lost. The bill is returned herewith.

Committee of the Whole	On motion of Senator Aguilar, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Aguilar was called to the Chair to act as Chairman.	7
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**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:

HB14-1282	by Representative(s) Pabon; also Senator(s) Tochtrop--Concerning the specification of what materials may be provided in a language other than English by an insurer to a customer.	8
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Ordered revised and placed on the calendar for third reading and final passage.

SB14-169 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) May, Duran, Gerou--
Concerning information that the office of information technology is required to provide to
certain members of the general assembly in connection with its annual budget requests.

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

HB14-1308 by Representative(s) Gerou, Duran, May; also Senator(s) Steadman, Hodge, Lambert--
Concerning procedures for a department to vary 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 Aguilar, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-169, HB-1282, HB14-1308.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

MESSAGE FROM THE HOUSE

April 3, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB14-1345.

The House has passed on Third Reading and returns herewith SB14-135.

MESSAGE FROM THE REVISOR OF STATUTES

April 3, 2014

We herewith transmit:

Without comment, HB14-1345.

Committee of the Whole On motion of Senator Aguilar, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Aguilar 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:

HB14-1341 by Representative(s) May, Duran, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a transfer of moneys from the state general fund to the department of state cash fund for the purpose of repaying a prior transfer.

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

SB14-153 by Senator(s) Heath and Cadman, Carroll; also Representative(s) DelGrosso and Hullinghorst, Ferrandino--Concerning compensation of members of the general assembly appointed to and serving on state entities.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 1, page(s) 610-611 and placed in members' bill files.)

Amendment No. 2(L.001), by Senator Steadman.

Amend printed bill, page 3, line 8, after "FORCE," insert "AUTHORITY, ENTERPRISE,".

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

HB14-1340 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman-- Concerning the state toxicology laboratory, and, in connection therewith, making an appropriation.

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

HB14-1339 by Representative(s) Gerou, Duran, May; also Senator(s) Hodge, Steadman, Lambert-- Concerning the creation of the hazardous substance site response fund.

Laid over until Friday, April 11, retaining its place on the calendar.

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HB14-1342 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning transfers of moneys related to capital construction.

Amendment No. 1(L.003), by Senators Schwartz, Jahn, and Brophy.

Amend reengrossed bill, page 3, lines 9 and 10, strike "ONE HUNDRED NINETEEN MILLION FIVE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED NINETY-FIVE" and substitute "ONE HUNDRED FORTY MILLION THREE HUNDRED THIRTY-FIVE THOUSAND SEVEN HUNDRED FORTY-EIGHT".

Page 4, after line 14 insert:

"(VIII) TWENTY MILLION SEVEN HUNDRED SEVENTY-NINE THOUSAND EIGHT HUNDRED FIFTY-THREE DOLLARS TO WESTERN STATE COLORADO UNIVERSITY FOR RENOVATIONS OF QUIGLEY HALL TO ADDRESS CODE-COMPLIANCE ISSUES IN THE TWO-STORY ACADEMIC BUILDING;"

Renumber succeeding subparagraphs accordingly.

Page 4, lines 26 and 27, strike "ONE HUNDRED NINETEEN MILLION FIVE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED NINETY-FIVE" and substitute "ONE HUNDRED FORTY MILLION THREE HUNDRED THIRTY-FIVE THOUSAND SEVEN HUNDRED FORTY-EIGHT".

Page 7, strike lines 7 through 9 and substitute:

"(IV) THE STATE TREASURER SHALL TRANSFER UP TO ONE HUNDRED FORTY MILLION THREE HUNDRED THIRTY-FIVE THOUSAND SEVEN HUNDRED FORTY-EIGHT DOLLARS FROM THE GENERAL FUND TO THE CAPITAL".

Amendment No. 2(L.017), by Senator Heath.

Amend reengrossed bill, page 3, lines 9 and 10, strike "ONE HUNDRED NINETEEN MILLION FIVE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED NINETY-FIVE" and substitute "NINETY-EIGHT MILLION SEVENTY-FOUR THOUSAND NINE HUNDRED FIFTEEN".

Page 4, line 14, after "DEFICIENCIES;" insert "AND".

Page 4, strike line 18 and substitute "MODERNIZATION."

Page 4, strike lines 19 through 22.

Page 4, lines 26 and 27, strike "ONE HUNDRED NINETEEN MILLION FIVE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED NINETY-FIVE" and substitute "NINETY-EIGHT MILLION SEVENTY-FOUR THOUSAND NINE HUNDRED FIFTEEN".

Page 7, strike lines 7 through 9 and substitute:

"(IV) THE STATE TREASURER SHALL TRANSFER UP TO NINETY-EIGHT MILLION SEVENTY-FOUR THOUSAND NINE HUNDRED FIFTEEN DOLLARS FROM THE GENERAL FUND TO THE CAPITAL".

Amendment No. 3(L.014), by Senator Cadman.

Amend reengrossed bill, page 2, line 16, strike "NINETEEN" and substitute "TWENTY-NINE".

Page 3, line 9, strike "NINETEEN" and substitute "NINE".

Page 3, line 16, strike "TWENTY MILLION" and substitute "TEN MILLION".

Page 4, line 26, strike "NINETEEN" and substitute "NINE".

Page 7, line 8, strike "NINETEEN" and substitute "NINE".

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As amended, 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.)

HB14-1337 by Representative(s) Duran and Gerou, May; also Senator(s) Steadman, Hodge, Lambert-- Concerning an increase in the general fund reserve.

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

HB14-1336 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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, 2014, except as otherwise noted.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 1, page(s) 609-610 and placed in members' bill files.)

Amendment No. 2(J.099), by Senator Newell.

Amend the Senate Appropriations Committee Report, dated April 1, 2014, page 1, strike lines 12 through 13 and substitute "Page 21 of the bill, line 12, in the GENERAL FUND column strike "(0.7 FTE)" and substitute "(1.2 FTE)".

PURPOSE: Amends the Senate Appropriations Committee Report to keep, rather than eliminate, \$75,000 General Fund for a restorative justice program with volunteer facilitators in the Department of **Corrections**. It is intended that the restorative justice facilitators serve without compensation and it is intended that the Department carry out the program in a manner similar to that described in Section 17-28-103, C.R.S. The proposed budget package for FY 2014-15, as introduced, allocates all but approximately \$7.5 million of the General Fund revenues projected to be available. This amendment appropriates \$75,000 General Fund for FY 2014-15 from the \$7.5 million excess General Fund reserve.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Corrections	\$75,000	\$0	\$0	\$0	\$75,000	1.2

Amendment No. 3(J.096), by Senator Cadman.

Amend the Senate Appropriations Committee Report, dated April 1, 2014, page 2, strike lines 2 through 19.

PURPOSE: Restores House Amendment #40 (J.025) which, for FY 2013-14, added \$100,000 General Fund to the Office of State Planning and Budgeting in the Office of the **Governor** for work associated with implementation of the cost-benefit analysis of policies and programs, and reduced the appropriation to the Office of Information Technology (OIT) for Computer Center Services by a like amount. Provided roll forward spending authority for \$100,000 General Fund in the Office of State Planning and Budgeting and for \$200,000 General Fund in OIT.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Office of State Planning and Budgeting	\$100,000	\$0	\$0	\$0	\$100,000	0.0
OIT	(100,000)	0	0	0	(100,000)	0.0
Total	\$0	\$0	\$0	\$0	\$0	0.0

Amendment No. 4(J.101), by Senator Johnston.

Amend reengrossed bill, page 2, line 13, strike "\$78,000,000;" and substitute "\$76,000,000;".

Page 2, line 19, strike "\$33,000,000;" and substitute "\$35,000,000;".

Page 374, after line 5 insert:

	ITEM & SUBTOTAL \$	GENERAL FUND \$
"Alzheimer's Research Grants	2,000,000	2,000,000".

Adjust affected totals accordingly.

PURPOSE: Modifies the **TABOR reserve**, decreasing the portion from the Controlled Maintenance Trust Fund by \$2.0 million and increasing the portion from the Severance Tax Perpetual Base Fund by \$2.0 million. Appropriates \$2.0 million General Fund to the Department of **Public Health and Environment** for Alzheimer's research grants. It is the sponsor's intent to amend H.B. 14-1342 to transfer \$2.0 million from the Control Maintenance Trust Fund to the General Fund to pay for the appropriation to the Department of Public Health and Environment.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
TABOR Reserve	\$0	\$0	\$0	\$0	\$0	0.0
Public Health and Environment	2,000,000	0	0	0	2,000,000	0.0
Total	\$2,000,000	\$0	\$0	\$0	\$2,000,000	0.0

Amendment No. 5(J.120), by Senator Aguilar.

Amend reengrossed bill, page 27, line 15, in the ITEM & SUBTOTAL column strike "1,802,941" and substitute "1,872,941" and in the GENERAL FUND column strike "1,802,941" and substitute "1,872,941".

Adjust affected totals accordingly.

Page 29, line 7, in the ITEM & SUBTOTAL column strike "21,172,885" and substitute "21,102,885" and in the GENERAL FUND column strike "21,172,885" and substitute "21,102,885".

Adjust affected totals accordingly.

PURPOSE: Adds \$70,000 General Fund in the Department of **Corrections** to purchase toothpaste to distribute without charge to inmates. Reduces by \$70,000 General Fund the appropriation for Purchase of Medical Services from Other Medical Facilities.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Total	\$0	\$0	\$0	\$0	\$0	0.0

Amendment No. 6(J.123), by Senator Cadman.

Amend reengrossed bill, page 87, line 7, in the ITEM & SUBTOTAL column strike "15,000,000" and substitute "5,000,000" and in the GENERAL FUND column strike "10,000,000".

Adjust affected totals accordingly.

Page 485, after line 6 insert:

	ITEM & SUBTOTAL \$	CAPITAL CONSTRUCTION FUND \$
"Berndt Hall Reconstruction	10,000,000	10,000,000".

Page 485, line 7, strike "Reconstruction¹" and substitute, "Reconstruction, Additional Funding¹", in the ITEM & SUBTOTAL column strike "22,943,742" and substitute "12,943,742", and in the CAPITAL CONSTRUCTION FUND column strike "20,827,755" and substitute "10,827,755".

Page 485, after line 7, in the ITEM & SUBTOTAL column insert "22,943,742".

Adjust affected totals accordingly.

Page 512, line 14, strike "Berndt Hall Reconstruction;" and substitute "Berndt Hall Reconstruction, Additional Funding;" .

PURPOSE: Reduces the appropriation to the **Governor - Lieutenant Governor - State Planning and Budgeting** for the Advanced Industries program by \$10,000,000 General Fund. In the **Capital Construction** section, adds \$10,000,000 from the Capital Construction Fund (CCF) for Fort Lewis College, Berndt Hall Reconstruction. Also eliminates \$10,000,000 CCF for Berndt Hall Reconstruction that was conditioned upon receipt of General Fund surplus in excess of the Office of State Planning and Budgeting's FY 2013-14 General Fund revenue forecast and prioritized in H.B. 14-1342.

Fiscal Impact of Amendment					
Department	GF	CF	RF	FF	Total
<u>Operating Section:</u>					
Governor - Lt. Governor - OSPB	(\$10,000,000)	\$0	\$0	\$0	(\$10,000,000)
Department	CCF	CF	RF	FF	Total
<u>Capital Construction Section:</u>					
Higher Education, "regular" appropriation	\$10,000,000	\$0	\$0	\$0	\$10,000,000
Higher Education appropriation conditioned on FY 2013-14 revenue surplus (H.B. 14-1342)	(10,000,000)	0	0	0	(10,000,000)
Total - Capital	\$0	\$0	\$0	\$0	\$0

Amendment No. 7(J.105), by Senator Aguilar.

Amend reengrossed bill, page 100, line 6, strike "Certification" and substitute "Certification^{10a}", in the ITEM & SUBTOTAL column strike "5,995,822" and substitute "6,295,822", and in the CASH FUNDS column insert "300,000^d".

Adjust affected totals accordingly.

Page 102, after line 4 insert: "^d This amount shall be from the Intellectual and Developmental Disabilities Services Cash Fund created in Section 25.5-10-207 (1), C.R.S.".

Page 124, after line 13 insert:

"10a Department of Health Care Policy and Financing, Executive Director's Office, Transfers to/from Other Departments, Transfer to Department of Public Health and Environment for Facility Survey and Certification; Department of Public Health and Environment, Health Facilities and Emergency Medical Services Division, Health Facilities Program, Home and Community Survey -- It is the intent of the General Assembly that \$300,000 of the appropriation be used for home care agency licensure fees for home care agencies providing services to individuals with intellectual and developmental disabilities as part of system capacity expansion pursuant to Section 25.5-10-207 (3) (c), C.R.S."

Page 384, line 10, strike "Survey" and substitute "Survey^{10a}", in the ITEM & SUBTOTAL column strike "1,132,692" and substitute "1,432,692", and in the REAPPROPRIATED FUNDS column insert "300,000^c".

Adjust affected totals accordingly.

Page 385, after line 11 insert "^c This amount shall be from the cash funds appropriated to the Transfer to Department of Public Health and Environment for Facility Survey and Certification line item in the Department of Health Care Policy and Financing."

Page 389, after line 6 insert:

"10a Department of Health Care Policy and Financing, Executive Director's Office, Transfers to/from Other Departments, Transfer to Department of Public Health and Environment for Facility Survey and Certification; Department of Public Health and Environment, Health Facilities and Emergency Medical Services Division, Health Facilities Program, Home and Community Survey -- It is the intent of the General Assembly that \$300,000 of the appropriation be used for home care agency licensure fees for home care agencies providing services to individuals with intellectual and developmental disabilities as part of system capacity expansion pursuant to Section 25.5-10-207 (3) (c), C.R.S."

PURPOSE: Adds \$300,000 cash funds from the Intellectual and Developmental Disabilities Services Cash Fund to the Department of **Health Care Policy and Financing** for home care agency licensure fees for developmental disabilities home care agency providers. Reappropriates the funds to the Department of **Public Health and Environment** who is responsible for licensure of home care agencies. Adds a footnote expressing the intent that these funds be used as part of expanding the community-based system capacity for serving individuals with intellectual and development disabilities.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Health Care Policy and Financing	\$0	\$300,000	\$0	\$0	\$300,000	0.0
Public Health and Environment	0	0	300,000	0	300,000	0.0
Total	\$0	\$300,000	\$300,000	\$0	\$600,000	0.0

Amendment No. 8(J.103), by Senator Aguilar.

Amend reengrossed bill, page 112, line 15, in the ITEM & SUBTOTAL column strike "6,828,718" and substitute "10,228,718".

Page 113, line 5, in the ITEM & SUBTOTAL column strike "475,876,934" and substitute "479,276,934 and in the CASH FUNDS column strike "30,802,357^a" and substitute "34,202,357^a".

Adjust affected totals accordingly.

Page 113, strike line 7 and substitute "^a Of this amount, \$30,798,715(L)(I) shall be from client cash sources, \$3,400,000 shall be from the Intellectual and Developmental Disabilities Services Cash Fund created in Section 25.5-10-207 (1), C.R.S., and \$3,642(L)(I) shall be from local funds."

PURPOSE: Adds \$3.4 million cash funds from the Intellectual and Developmental Disabilities Services Cash Fund to the Family Support Services Program for individuals with intellectual and developmental disabilities in the Department of **Health Care Policy and Financing**.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Health Care Policy and Financing	\$0	\$3,400,000	\$0	\$0	\$3,400,000	0.0

Amendment No. 9(J.112), by Senators King and Carroll.

Amend reengrossed bill, page 118, line 11, in the ITEM & SUBTOTAL column strike "26,770,806" and substitute "19,668,262" and in the GENERAL FUND column strike "7,102,544".

Adjust affected totals accordingly.

Page 163, line 6, in the ITEM & SUBTOTAL column strike "23,612,925" and substitute "21,457,373" and in the GENERAL FUND column strike "6,929,351" and substitute "4,773,799".

Adjust affected totals accordingly.

Page 164, line 12, in the ITEM & SUBTOTAL column strike "16,074,307" and substitute "8,880,540" and in the GENERAL FUND column strike "7,193,767".

Adjust affected totals accordingly.

Page 402, line 7, in the ITEM & SUBTOTAL column strike "7,322,439" and substitute "28,322,439" and in the GENERAL FUND column strike "847,795" and substitute "21,847,795".

Adjust affected totals accordingly.

PURPOSE: Adds \$21.0 million General Fund to the Department of **Public Safety** for the establishment of the Colorado Firefighting Air Corps. Reduces the General Fund appropriation to the Departments of **Health Care Policy and Financing** and **Human Services** for the Colorado Benefits Management System by \$16.5 million. The proposed budget package for FY 2014-15, as introduced, allocates all but approximately \$7.5 million of the General Fund revenues projected to be available, less a 6.5 percent statutory General Fund reserve. This amendment appropriates \$4,548,137 General Fund for FY 2014-15 from the \$7.5 million excess General Fund reserve.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Colorado						
Benefits						
Management						
System	(\$16,451,863)	\$0	\$0	\$0	(\$16,451,863)	0.0
Public Safety	21,000,000	0	0	0	21,000,000	0.0
Total	\$4,548,137	\$0	\$0	\$0	\$4,548,137	0.0

Amendment No. 10(J.083), by Senator Kefalas.

Amend reengrossed bill, page 178, line 12, strike "Grants^{30,35,36,37"} and substitute "Grants^{30,35,36,37,37c"}, in the ITEM & SUBTOTAL column strike "150,548,087" and substitute "152,548,087", and in the FEDERAL FUNDS column strike "128,198,357^{a"} and substitute "130,198,357^{a"}.

Adjust affected totals accordingly.

Page 218, after line 17 insert:

37c Department of Human Services, Office of Self Sufficiency, Colorado Works Program, County Block Grants -- It is the intent of the General Assembly that \$2,000,000 of the federal funds appropriation to this line item be allocated to counties for employment-focused programs."

PURPOSE: Adds \$2.0 million federal funds from Temporary Assistance for Needy Families (TANF) moneys to the Department of **Human Services** for allocation to counties for employment-focused programs and adds a footnote in the Department to express the intent of the General Assembly that these additional moneys are allocated to counties for employment-focused programs.

Fiscal Impact of Amendment						
Department	GF	CF	RF	FF	Total	FTE
Human Services	\$0	\$0	\$0	\$2,000,000	\$2,000,000	0.0

Amendment No. 11(J.089), by Senator Schwartz.

Amend reengrossed bill, page 483, line 14, strike "Building" and substitute "Building^{2"}.

Page 484, line 7, strike "Renovation" and substitute "Renovation^{2"}.

Page 485, line 1, strike "Renovation" and substitute "Renovation^{2"}.

Page 485, line 7, strike "Reconstruction^{1"} and substitute "Reconstruction^{1,2"}.

Page 485, line 12, strike "Addition^{1"} and substitute "Addition^{1,2"}.

Page 486, line 8, strike "Building^{1"} and substitute Building^{1,2"}.

Page 513, after line 3 insert:

2 Capital Construction, Capital Renewal, and Capital Lease Purchase Payments, Department of Higher Education, University of Colorado at Colorado Springs, Visual and Performing Arts Building; Western State Colorado University, Quigley Hall Renovation; Auraria Higher Education Center, Auraria Library Renovation; Fort Lewis College, Berndt Hall Reconstruction; Colorado State University, Chemistry Building Addition;

Metropolitan State University of Denver, Aviation, Aerospace, and Advanced Manufacturing Building -- It is the intent of the General Assembly that an appropriation for a capital project in the Long Bill not commit the General Assembly to funding future year costs for the project. Each year of project funding is expected to stand alone."

PURPOSE: In the **Capital Construction** section, adds a footnote to those higher education projects that may have out-year state-funded costs to specify the General Assembly's intent that a current year appropriation does not commit the General Assembly to future-year funding. The footnote is applied both to projects that are funded through the FY 2014-15 General Fund transfer for capital projects and projects funded entirely or partially with appropriations conditioned on revenue received in excess of the FY 2013-14 OSPB General Fund revenue forecast, pursuant to the provisions of H.B. 14-1342.

Fiscal Impact of Amendment					
Department	CCF	CF	RF	FF	Total
<u>Capital Construction Section:</u>					
Higher Education	\$0	\$0	\$0	\$0	\$0

Amendment No. 12(J.080), by Senators Schwartz, Jahn, and Brophy.

Amend reengrossed bill, page 484, after line 7 insert:

	ITEM & SUBTOTAL	CAPITAL CONSTRUCTION FUND
	\$	\$
"Quigley Hall Renovation, Additional Funding ¹	20,779,853	20,779,853
	25,779,853"	

Adjust affected totals accordingly.

Page 512, line 13, after "Higher Education," insert "Western State Colorado University, Quigley Hall Renovation, Additional Funding;"

PURPOSE: In the **Capital Construction** section, adds \$20,779,853 from the Capital Construction Fund for renovation of Quigley Hall at Western State Colorado University. The additional appropriation is only available if sufficient General Fund revenue is received in excess of the OSPB FY 2013-14 General Fund revenue forecast and is transferred as specified in H.B. 14-1342 to the Capital Construction Fund.

Fiscal Impact of Amendment					
Department	CCF	CF	RF	FF	Total
<u>Capital Construction Section:</u>					
Higher Education	\$20,779,853	\$0	\$0	\$0	\$20,779,853

As amended, 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.)

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AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1342 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--
Concerning transfers of moneys related to capital construction.

Senators Harvey, Tochtrop, Todd, Jahn, and Baumgardner moved to amend the Report of the
Committee of the Whole to show that the following Heath floor amendment, (L.017) to
HB14-1342, did not pass.

Amend reengrossed bill, page 3, lines 9 and 10, strike "ONE HUNDRED
NINETEEN MILLION FIVE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED
NINETY-FIVE" and substitute "NINETY-EIGHT MILLION SEVENTY-FOUR
THOUSAND NINE HUNDRED FIFTEEN".

Page 4, line 14, after "DEFICIENCIES;" insert "AND".

Page 4, strike line 18 and substitute "MODERNIZATION."

Page 4, strike lines 19 through 22.

Page 4, lines 26 and 27, strike "ONE HUNDRED NINETEEN MILLION FIVE
HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED NINETY-FIVE" and
substitute "NINETY-EIGHT MILLION SEVENTY-FOUR THOUSAND NINE
HUNDRED FIFTEEN".

Page 7, strike lines 7 through 9 and substitute:

"(IV) THE STATE TREASURER SHALL TRANSFER UP TO
NINETY-EIGHT MILLION SEVENTY-FOUR THOUSAND NINE HUNDRED
FIFTEEN DOLLARS FROM THE GENERAL FUND TO THE CAPITAL".

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	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	N	Todd	Y
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	N
Harvey	Y	Kerr	Y	Roberts	Y		

Senator Johnston moved to amend the Report of the Committee of the Whole to show that the
following amendment to HB14-1342 did pass.

Amend reengrossed bill, page 5, after line 23 insert:

"**SECTION 2.** In Colorado Revised Statutes, 24-75-302.5, **add**
(8) as follows:

24-75-302.5. Controlled maintenance - trust fund.
(8) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE
CONTRARY, ON JULY 1, 2014, THE STATE TREASURER SHALL DEDUCT TWO
MILLION DOLLARS FROM THE TRUST FUND AND TRANSFER SUCH SUM TO
THE GENERAL FUND.".

Renumber succeeding sections accordingly.

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	3	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Senator Steadman moved to amend the Report of the Committee of the Whole to show that the following Steadman floor amendment, (L.008) to HB14-1342, did pass.

Amend reengrossed bill, page 3, lines 9 and 10, strike "ONE HUNDRED NINETEEN MILLION FIVE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED NINETY-FIVE" and substitute "SEVENTY-SEVEN MILLION SEVEN HUNDRED NINETY-FIVE THOUSAND SEVEN HUNDRED EIGHTY-SEVEN".

Page 3, strike lines 21 through 23 and substitute:

"(III) SIXTEEN MILLION SEVENTY THOUSAND DOLLARS TO THE OFFICE OF INFORMATION TECHNOLOGY FOR ITS STATEWIDE LEAVE, TIME TRACKING, AND HUMAN RESOURCES MANAGEMENT SYSTEMS MODERNIZATION;"

Page 4, strike lines 1 through 6.

Renumber succeeding subparagraphs accordingly.

Page 4, line 10, after "LIBRARY;" insert "AND".

Page 4, line 14, strike "DEFICIENCIES;" and substitute "DEFICIENCIES.".

Page 4, strike lines 15 through 22.

Page 4, lines 26 and 27, strike "ONE HUNDRED NINETEEN MILLION FIVE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED NINETY-FIVE" and substitute "SEVENTY-SEVEN MILLION SEVEN HUNDRED NINETY-FIVE THOUSAND SEVEN HUNDRED EIGHTY-SEVEN".

Page 7, strike lines 7 through 9 and substitute:

"(IV) THE STATE TREASURER SHALL TRANSFER UP TO SEVENTY-SEVEN MILLION SEVEN HUNDRED NINETY-FIVE THOUSAND SEVEN HUNDRED EIGHTY-SEVEN DOLLARS FROM THE GENERAL FUND TO THE CAPITAL".

Page 7, strike lines 13 through 15 and substitute:

"(V) ANY REMAINING AMOUNT SHALL REMAIN IN THE GENERAL FUND.".

Page 8, strike lines 3 through 6 and substitute "OF THIS PARAGRAPH (b), THE EXCESS REMAINING GENERAL FUND SURPLUS SHALL REMAIN IN THE GENERAL FUND.".

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	23	NO	12	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	Y	Nicholson	N	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	N
Guzman	Y	Kefalas	N	Rivera	Y	President	Y
Harvey	Y	Kerr	N	Roberts	Y		

HB14-1336 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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, 2014, except as otherwise noted.

Senator Grantham moved to amend the Report of the Committee of the Whole to show that the following Aguilar floor amendment, (Amendment No. 7 - J.120) to HB14-1336, did not pass.

Amend reengrossed bill, page 27, line 15, in the ITEM & SUBTOTAL column strike "1,802,941" and substitute "1,872,941" and in the GENERAL FUND column strike "1,802,941" and substitute "1,872,941".

Adjust affected totals accordingly.

Page 29, line 7, in the ITEM & SUBTOTAL column strike "21,172,885" and substitute "21,102,885" and in the GENERAL FUND column strike "21,172,885" and substitute "21,102,885".

Adjust affected totals accordingly.

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	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	Y	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	Y	Kefalas	N	Rivera	Y	President	Y
Harvey	Y	Kerr	N	Roberts	Y		

Senators Marble, Renfroe, and Lundberg moved to amend the Report of the Committee of the Whole to show that the following Marble, Balmer, Grantham, Herpin, Renfroe, Rivera, and Scheffel floor amendment, (Amendment No. 9 - J.110) to HB14-1336, did pass.

Amend reengrossed bill, page 53, line 7, in the ITEM & SUBTOTAL column strike "36,771,010" and substitute "19,916,940" and in the CASH FUNDS column strike "29,058,189^d" and substitute "12,204,119^b".

Adjust affected totals 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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senators Marble and Renfroe moved to amend the Report of the Committee of the Whole to show that the following Marble and Renfroe floor amendment, (Amendment No. 11 - J.109) to HB14-1336, did pass.

Amend reengrossed bill, page 59, line 7, in the GENERAL FUND column strike "2,473,135,583" and substitute "2,478,135,583" and in the CASH FUNDS column strike "598,514,468^d" and substitute "593,514,468^d".

Adjust affected totals accordingly.

Page 60, line 5, strike "\$529,920,818" and substitute "\$524,920,818".

Page 85, line 15, in the ITEM & SUBTOTAL column strike "5,500,000" and substitute "500,000" and in the GENERAL FUND column strike "5,000,000".

Adjust affected totals 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	19	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	N	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senator Renfroe moved to amend the Report of the Committee of the Whole to show that the following Renfroe floor amendment, (Amendment 20 - J.097) to HB14-1336, did pass.

Amend reengrossed bill, page 82, line 2, in the ITEM & SUBTOTAL column strike "6,425,019" and substitute "3,212,509", in the CASH FUNDS column strike "2,900,688(I)^a" and substitute "1,450,344(I)^a", and in the FEDERAL FUNDS column strike "3,524,331(I)" and substitute "1,762,165(I)".

Page 82, line 3, in the ITEM & SUBTOTAL column strike "(32.3 FTE)" and substitute "(16.1 FTE)".

Page 82, line 5, in the ITEM & SUBTOTAL column strike "7,100,000" and substitute "8,706,255", in the CASH FUNDS column strike "7,100,000(I)^b" and substitute "7,825,172(I)^b", and in the FEDERAL FUNDS column insert "881,083(I)".

Page 82, line 6, in the ITEM & SUBTOTAL column strike "210,318" and substitute "1,816,573", in the CASH FUNDS column strike "210,318(I)^c" and substitute "935,490(I)^c", and in the FEDERAL FUNDS column insert "881,083".

Page 82, line 13, strike the first "\$1,486,888" and substitute "\$761,716" and strike the second "\$1,486,888" and substitute "\$761,716".

Page 83, line 1, strike "C.R.S.," and substitute "C.R.S., \$725,172 shall be from the Clean and Renewable Energy Fund created in Section 24-38.5-102.4, C.R.S.,".

Page 83, line 3 strike "This amount" and substitute "Of this amount, \$725,172 shall be from the Innovative Energy Fund created in created in Section 24-38.5-102.5, C.R.S. and \$210,318" and strike "Public School Energy Efficiency Fund" and substitute "funds".

Page 83, line 4, strike "pursuant to Section 39-29-109.5 (2), C.R.S.".

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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senator Lundberg moved to amend the Report of the Committee of the Whole to show that the following Lundberg floor amendment, (Amendment 27 - J.108) to HB14-1336, did pass.

Amend reengrossed bill, page 163, line 6, in the ITEM & SUBTOTAL column strike "23,612,925" and substitute "23,437,925" and in the GENERAL FUND column strike "6,929,351" and substitute "6,754,351".

Adjust affected totals accordingly.

Page 596, after line 20 insert:

"SECTION 20. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the legislative department, for the fiscal year beginning July 1, 2014, the sum of \$175,000, or so much thereof as may be necessary, for allocation to the state auditor to conduct an expanded audit of the connect for health Colorado benefit exchange."

Renumber succeeding sections accordingly.

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	19	NO	16	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senator Renfroe moved to amend the Report of the Committee of the Whole to show that the following Renfroe floor amendment, (Amendment No. 21 - J.092) to HB14-1336, did pass.

Amend reengrossed bill, page 85, line 15, in the ITEM & SUBTOTAL column strike "5,500,000" and substitute "500,000" and in the GENERAL FUND column strike "5,000,000".

Adjust affected totals accordingly.

Page 417, line 2, in the ITEM & SUBTOTAL column strike "4,950,000" and substitute "9,950,000" and in the GENERAL FUND column insert "5,000,000".

Adjust affected totals 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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	N	Johnston	N	Nicholson	Y	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

RECONSIDERATION OF AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1342 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning transfers of moneys related to capital construction.

Having voted on the prevailing side, Senator Steadman moved for reconsideration of the last Senate action, Amendments to the Report of the Committee of the Whole, on **HB14-1342**.

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

Senator Steadman withdrew his amendment to the Report of the Committee of the Whole that showed the following Steadman floor amendment, (L.008) to HB14-1342, did pass.

Amend reengrossed bill, page 3, lines 9 and 10, strike "ONE HUNDRED NINETEEN MILLION FIVE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED NINETY-FIVE" and substitute "SEVENTY-SEVEN MILLION SEVEN HUNDRED NINETY-FIVE THOUSAND SEVEN HUNDRED EIGHTY-SEVEN".

Page 3, strike lines 21 through 23 and substitute:

"(III) SIXTEEN MILLION SEVENTY THOUSAND DOLLARS TO THE OFFICE OF INFORMATION TECHNOLOGY FOR ITS STATEWIDE LEAVE, TIME TRACKING, AND HUMAN RESOURCES MANAGEMENT SYSTEMS MODERNIZATION;"

Page 4, strike lines 1 through 6.

Re-number succeeding subparagraphs accordingly.

Page 4, line 10, after "LIBRARY;" insert "AND".

Page 4, line 14, strike "DEFICIENCIES;" and substitute "DEFICIENCIES."

Page 4, strike lines 15 through 22.

Page 4, lines 26 and 27, strike "ONE HUNDRED NINETEEN MILLION FIVE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED NINETY-FIVE" and substitute "SEVENTY-SEVEN MILLION SEVEN HUNDRED NINETY-FIVE THOUSAND SEVEN HUNDRED EIGHTY-SEVEN".

Page 7, strike lines 7 through 9 and substitute:

"(IV) THE STATE TREASURER SHALL TRANSFER UP TO SEVENTY-SEVEN MILLION SEVEN HUNDRED NINETY-FIVE THOUSAND SEVEN HUNDRED EIGHTY-SEVEN DOLLARS FROM THE GENERAL FUND TO THE CAPITAL".

Page 7, strike lines 13 through 15 and substitute:

"(V) ANY REMAINING AMOUNT SHALL REMAIN IN THE GENERAL FUND."

Page 8, strike lines 3 through 6 and substitute "OF THIS PARAGRAPH (b), THE EXCESS REMAINING GENERAL FUND SURPLUS SHALL REMAIN IN THE GENERAL FUND."

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE (cont'd)

HB14-1342 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--Concerning transfers of moneys related to capital construction.

Senators Steadman and Cadman moved to amend the Report of the Committee of the Whole to show that the following amendment to HB14-1342 did pass.

Amend reengrossed bill, page 3, lines 9 and 10, strike "ONE HUNDRED NINETEEN MILLION FIVE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED NINETY-FIVE" and substitute "NINETY-NINE MILLION TWO HUNDRED SEVENTY-SIX THOUSAND SEVEN HUNDRED SIXTY-SEVEN".

Page 3, strike lines 21 through 23 and substitute:

"(III) SIXTEEN MILLION SEVENTY THOUSAND DOLLARS TO THE OFFICE OF INFORMATION TECHNOLOGY FOR ITS STATEWIDE LEAVE, TIME TRACKING, AND HUMAN RESOURCES MANAGEMENT SYSTEMS MODERNIZATION;"

Page 4, strike lines 1 through 6.

Re-number succeeding subparagraphs accordingly.

Page 4, line 14, strike "DEFICIENCIES;" and substitute "DEFICIENCIES; AND".

Page 4, strike lines 15 through 18.

Re-number succeeding subparagraphs accordingly.

Page 4, lines 26 and 27, strike "ONE HUNDRED NINETEEN MILLION FIVE HUNDRED FIFTY-FIVE THOUSAND EIGHT HUNDRED NINETY-FIVE" and substitute "NINETY-NINE MILLION TWO HUNDRED SEVENTY-SIX THOUSAND SEVEN HUNDRED SIXTY-SEVEN".

Page 7, strike lines 7 through 9 and substitute:

"(IV) THE STATE TREASURER SHALL TRANSFER UP TO NINETY-NINE MILLION TWO HUNDRED SEVENTY-SIX THOUSAND SEVEN HUNDRED SIXTY-SEVEN DOLLARS FROM THE GENERAL FUND TO THE CAPITAL".

Page 7, strike lines 13 through 15 and substitute:

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"(V) ANY REMAINING AMOUNT SHALL REMAIN IN THE GENERAL FUND."

Page 8, strike lines 3 through 6 and substitute "OF THIS PARAGRAPH (b), THE EXCESS REMAINING GENERAL FUND SURPLUS SHALL REMAIN IN THE GENERAL FUND."

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	N	Heath	N	King	N	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	Y
Harvey	N	Kerr	N	Roberts	Y		

HB14-1336 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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, 2014, except as otherwise noted.

Senators Schwartz and King moved to amend the Report of the Committee of the Whole to show that the following Schwartz and King floor amendment, (Amendment 1 - J.100) to HB14-1336, did pass.

Amend the Senate Appropriations Committee Report, dated April 1, 2014, page 1, strike lines 3 through 11.

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	N	Heath	N	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Aguilar, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-153 as amended, HB14-1341, HB14-1340, HB14-1342 as amended, HB14-1337, HB14-1336 as amended.

Laid over until Friday, April 11: HB14-1339.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-180** by Senator(s) Kefalas; also Representative(s) Swalm--Concerning the Colorado dental health care program for low-income seniors.
Health & Human Services
- HB14-1045** by Representative(s) Primavera; also Senator(s) Aguilar and Crowder, Kefalas--Concerning the continuation of the breast and cervical cancer prevention and treatment program, and, in connection therewith, making an appropriation.
Health & Human Services
- HB14-1302** by Representative(s) Buckner; also Senator(s) Johnston--Concerning the addition of a judgment against a debtor or transferee who acts with actual intent as an available remedy for a creditor in a fraudulent transfer action.
Judiciary
- HB14-1313** by Representative(s) McLachlan; also Senator(s) Nicholson--Concerning a requirement that the owner of a pet animal provide a valid rabies vaccination certificate prior to registering the animal with a county.
Agriculture, Natural Resources, & Energy

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-017, 018, 028 and 054; SJR14-021 and 024; HB14-1047, 1142, 1195, 1206 and 1210.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Thursday, April 3, 2014, at 8:46 a.m.:
SB14-017, 018, 028 and 054.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday,
April 4, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

87th Legislative Day

Friday, April 4, 2014

Prayer	By Senator Crowder.	10
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	11
Pledge	By Senator Rivera.	12
Roll Call	Present--33 Absent--1, Jones Excused--1, Baumgardner. Present later--1, Jones.	13
Quorum	The President announced a quorum present.	14
Reading of Journal	On motion of Senator Todd, reading of the Journal of Thursday, April 3, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	15

SENATE SERVICES REPORT

Correctly Printed: SB14-180.
Correctly Engrossed: SB14-153 and 169.
Correctly Revised: HB14-1282, 1308, 1336, 1337, 1340, 1341 and 1342.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-026 by Senator(s) Zenzinger and Kerr; also Representative(s) Peniston and Duran--Concerning the designation of April 8, 2014, as "Equal Pay Day" in Colorado, and, in connection therewith, acknowledging the persisting problem of wage disparity among various groups.

Laid over until Tuesday, April 8, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-181 by Senator(s) Renfroe and Guzman, Carroll, Grantham, Harvey, Jahn, Marble, Roberts, Scheffel, Tochtrop, Ulibarri, Brophy; also Representative(s) Ferrandino and Humphrey, DelGrosso, Everett, Holbert, Lebsock, McNulty, Melton, Nordberg, Pabon, Pettersen, Saine, Salazar, Waller, Williams--Concerning the elimination of the use of automated vehicle identification systems for traffic law enforcement.
State, Veterans, & Military Affairs

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HB14-1314 by Representative(s) Pettersen, Priola, Ferrandino, Fields, Hamner, Murray, Peniston, Williams, Young; also Senator(s) Kerr--Concerning cooperation between school districts and charter schools on ballot questions to authorize additional local revenues.
Education

HB14-1345 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman-- Concerning authority for the department of higher education to transfer moneys allocated to the governing board of an institution of higher education between the governing board's appropriation for its fee-for-service contracts and the governing board's spending authority for college opportunity stipends as a result of increases or decreases in student enrollment at the institution of higher education.
Education

On motion of Majority Leader Heath, 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:

HB14-1282 by Representative(s) Pabon; also Senator(s) Tochtrop--Concerning the specification of what materials may be provided in a language other than English by an insurer to a customer.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-169 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) May, Duran, Gerou-- Concerning information that the office of information technology is required to provide to certain members of the general assembly in connection with its annual budget requests.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1308 by Representative(s) Gerou, Duran, May; also Senator(s) Steadman, Hodge, Lambert-- Concerning procedures for a department to vary an appropriation.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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:

HB14-1341 by Representative(s) May, Duran, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning a transfer of moneys from the state general fund to the department of state cash fund for the purpose of repaying a prior transfer.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar.

SB14-153 by Senator(s) Heath and Cadman, Carroll; also Representative(s) DelGrosso and Hullinghorst, Ferrandino--Concerning compensation of members of the general assembly appointed to and serving on state entities, 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	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Lambert, Newell, Nicholson, Schwartz, Steadman, Tochtrop and Todd.

HB14-1340 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman--Concerning the state toxicology laboratory, 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	7	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, King, Newell, Nicholson, Schwartz, Todd and Zenzinger.

HB14-1342 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert--Concerning transfers of moneys related to capital construction.

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

YES	31	NO	3	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	N	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Schwartz and Todd.

HB14-1337 by Representative(s) Duran and Gerou, May; also Senator(s) Steadman, Hodge, Lambert-- Concerning an increase in the general fund reserve.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Balmer, Brophy, Cadman, Grantham, Heath, Herpin, Hill, Jahn, Johnston, Kefalas, Kerr, King, Lundberg, Marble, Newell, Nicholson, Rivera, Roberts, Scheffel, Schwartz, Tochtrop, Todd and Zenzinger.

HB14-1336 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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, 2014, except as otherwise noted.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Newell, Nicholson, Schwartz, Todd and Ulibarri.

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

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Friday, April 4 was laid over until Monday, April 7, retaining its place on the calendar.

General Orders -- Second Reading of Bills -- Consent Calendar: HB14-1176.
General Orders -- Second Reading of Bills: HB14-1299, HB14-1057.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 4, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1001, amended as printed in House Journal, April 3, pages 775-776.

The House has passed on Third Reading and returns herewith SB14-103.

The House has postponed indefinitely SB14-032. The bill is returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

April 4, 2014

We herewith transmit:

Without comment, as amended, HB14-1001.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-182** by Senator(s) Hodge; also Representative(s) Peniston--Concerning procedures governing discussions by boards of education of school districts while meeting in executive session.
Education
- SB14-183** by Senator(s) Heath and Scheffel; also Representative(s) Pabon and Holbert--Concerning an increase in the maximum term of a business incentive agreement that a local government enters into with a taxpayer who pays business personal property tax.
Business, Labor, & Technology
- SB14-184** by Senator(s) Schwartz; also Representative(s) Coram--Concerning oversight of the industrial hemp program.
Local Government
- HB14-1280** by Representative(s) Dore, Rankin, Buck, Everett, Fischer, Gerou, Holbert, Landgraf, Lawrence, Navarro, Nordberg, Priola, Scott, Sonnenberg, Swalm, Vigil, Wilson, Wright; also Senator(s) Schwartz--Concerning limits on liability for agritourism.
Agriculture, Natural Resources, & Energy

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HB14-1307 by Representative(s) Vigil; also Senator(s) Crowder--Concerning the recategorization of Mineral county for the purpose of statutory provisions fixing the salaries of county officers. Local Government

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On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, April 7, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

90th Legislative Day Monday, April 7, 2014

- Prayer 10
 By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 11
- Call to Order 12
 By the President at 10:00 a.m. 13
- Pledge 14
 By Senator Ulibarri. 15
- Roll Call 16
 Present--34 17
 Excused--1, Carroll. 18
- Quorum 19
 The President announced a quorum present. 20
- Reading of Journal 21
 On motion of Senator Herpin, reading of the Journal of Friday, April 4, 2014, was 22
 dispensed with and the Journal was approved as corrected by the Secretary. 23

SENATE SERVICES REPORT

- Correctly Printed:** SB14-181, 182, 183 and 184; SJR14-026. 24
- Correctly Reengrossed:** SB14-153 and 169. 25
- Correctly Rerevised:** HB14-1282, 1308, 1336, 1337, 1340, 1341 and 1342. 26

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

- SJR14-027** by Senator(s) King and Newell; also Representative(s) Exum and Scott--Concerning 27
 declaring the week of May 11-17, 2014, as Police Week, and, in connection therewith, 28
 declaring May 15, 2014, as Peace Officers' Memorial Day. 29
- Laid over until Monday, April 14, retaining its place on the calendar. 30

THIRD READING OF BILLS -- FINAL PASSAGE

On third reading, the titles of the following bills were publicly read, the reading at length 31
 having been dispensed with by unanimous consent: 32

- HB14-1089** by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the qualification for a 33
 person to use the 10th mountain division license plate. 34
- Laid over until Monday, April 14, retaining its place on the calendar. 35

Upon request of Majority Leader Heath, **HB14-1176** was removed from the General Orders--Second Reading of Bills Consent Calendar of Monday, April 7 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, April 7.

Committee of the Whole On motion of Senator Kerr, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Kerr 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:

HB14-1299 by Representative(s) Tyler, Lee, Salazar; also Senator(s) Todd, Guzman--Concerning the repeal of the six-year limitation on applying a salvage brand to a motor vehicle whose cost of being repaired exceeds the value of the vehicle without the recent damage.

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

HB14-1057 by Representative(s) Navarro; also Senator(s) King--Concerning the Colorado fraud investigators unit.

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

SB14-016 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning the ability of certain health care facilities to provide emergency services outside a hospital setting.

Laid over until Thursday, May 8, retaining its place on the calendar.

HB14-1176 by Representative(s) Ryden; also Senator(s) Tochtrop--Concerning the state audit cycle of the emissions program for motor vehicles.

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 Kerr, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	E
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1299, HB14-1057, HB14-1176.

Laid over until Thursday, May 8: SB14-016.

CONSIDERATION OF RESOLUTIONS

SJR14-010 by Senator(s) Guzman, Steadman, Ulibarri; also Representative(s) Kagan, Lee--Concerning requesting the chief justice of the Colorado supreme court to take certain actions concerning adjudication of juvenile delinquency petitions.

Laid over until Monday, April 21, retaining its place on the calendar.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

MESSAGE FROM THE HOUSE

April 7, 2014

Madam President:

The House has adopted and transmits herewith HJR14-1015.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR14-1015 by Representative(s) Rosenthal and Gardner; also Senator(s) Crowder and Ulibarri--Concerning the declaration of April 28, 2014, through May 4, 2014, as Holocaust Awareness Week.

On motion of Senator Ulibarri, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	E
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

Senate in recess. Senate reconvened.

REPORT OF CONFERENCE COMMITTEES

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB14-1193**

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 HB14-1193,
concerning requirements governing the imposition of a fee for the
research and retrieval of public records under the "Colorado Open
Records Act" , 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 2, strike lines 17 through 21 and substitute
"RECORDS THAT SHALL NOT EXCEED THIRTY DOLLARS PER HOUR."

Respectfully submitted,

House Committee:
(signed)

Joseph Salazar, Chairman
Steve Lebsock
Bob Gardner

Senate Committee:
(signed)

John Kefalas, Chairman
Ellen Roberts
Matt Jones

MESSAGE FROM THE HOUSE

April 7, 2014

Madam President:

- The House has passed on Third Reading and transmitted to the Revisor of Statutes
- HB14-1013, amended as printed in House Journal, April 4, page 802.
- HB14-1061, amended as printed in House Journal, April 4, page 802.
- HB14-1072, amended as printed in House Journal, April 4, page 802.
- HB14-1170, amended as printed in House Journal, April 4, pages 802-803.
- HB14-1199, amended as printed in House Journal, April 4, page 803.
- HB14-1203, amended as printed in House Journal, April 4, pages 803-804.
- HB14-1173, amended as printed in House Journal, April 4, page 804.
- HB14-1270, amended as printed in House Journal, April 4, pages 804-805.
- HB14-1283, amended as printed in House Journal, April 4, page 806.
- HB14-1009, amended as printed in House Journal, April 4, page 806.
- HB14-1029, amended as printed in House Journal, April 4, page 807.
- HB14-1278, amended as printed in House Journal, April 4, page 807.
- HB14-1316, amended as printed in House Journal, April 4, pages 807-808.
- HB14-1213, amended as printed in House Journal, April 4, page 808.
- HB14-1095, amended as printed in House Journal, April 4, page 808.
- HB14-1016, amended as printed in House Journal, April 4, page 809.
- HB14-1266, amended as printed in House Journal, April 4, page 809.
- HB14-1011, amended as printed in House Journal, April 4, page 809.
- HB14-1014, amended as printed in House Journal, April 4, pages 809-810.

The House has passed on Third Reading and returns herewith SB14-114.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB14-027, amended as printed in House Journal, April 4, page 808.

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The House has voted to concur in the Senate amendments to HB14-1141 and has repassed the bills as so amended.

The House has voted not to concur in the Senate amendments to HB14-1336 and requests that a conference committee be appointed. The Speaker has appointed Representatives Duran, chairman, May, and Gerou as House conferees on the First Conference Committee on HB14-1336. 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 HB14-1342 and requests that a conference committee be appointed. The Speaker has appointed Representatives Duran, chairman, May, and Gerou as House conferees on the First Conference Committee on HB14-1342. The House has granted authorization to go beyond the scope of the differences. The bill is transmitted herewith.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Steadman, Chair, Hodge, and Lambert as Senate conferees on the first conference committee on [HB14-1336](#).

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

HB14-1336 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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, 2014, except as otherwise noted.

Senator Steadman moved that the Senate conferees on the first conference committee on **HB14-1336** 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**.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Steadman, Chair, Hodge, and Lambert as Senate conferees on the first conference committee on [HB14-1342](#).

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

HB14-1342 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning transfers of moneys related to capital construction.

Senator Steadman moved that the Senate conferees on the first conference committee on **HB14-1342** 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**.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday,
April 8, 2014.

Approved:

Lucia Guzman
President *pro tem* of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

91st Legislative Day

Tuesday, April 8, 2014

Prayer By the chaplain, Pastor Bob Kaylor, Tri-Lakes United Methodist Church, Monument.

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

Pledge By Senator Ulibarri.

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 Herpin, reading of the Journal of Monday, April 7, 2014, 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 **SB14-152** 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 **HB14-1295** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 7, line 11, after "CFPB," insert "OR IS EXEMPT FROM COMPLIANCE WITH THAT REGULATION UNDER FEDERAL LAW OR CFPB RULES, REGULATIONS, OR ORDERS,".

Page 11, line 4, after "CFPB," insert "OR IS EXEMPT FROM COMPLIANCE WITH THAT REGULATION UNDER FEDERAL LAW OR CFPB RULES, REGULATIONS, OR ORDERS,".

Judiciary After consideration on the merits, the Committee recommends that **HB14-1312** be **referred** to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB14-148** be **postponed indefinitely**.

SENATE SERVICES REPORT

Correctly Printed: SJR14-027.

Correctly Revised: HB14-1057, 1176 and 1299; HJR14-1015.

MESSAGE FROM THE REVISOR OF STATUTES

April 7, 2014

We herewith transmit:

Without comment, as amended, HB14-1009, 1011, 1013, 1014, 1016, 1029, 1061, 1072, 1095, 1170, 1173, 1199, 1203, 1213, 1266, 1270, 1278, 1283, and 1316.
Without comment, as amended, SB14-027.

On motion of Majority Leader Heath, 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

HJR14-1010 by Representative(s) Singer and Buck, DelGrosso, Foote, Humphrey, Young; also Senator(s) Nicholson and Renfroe, Lambert--Concerning the recognition of flood recovery efforts throughout the state.

On motion of Senator Nicholson, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lundberg, Marble, Newell, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

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:

HB14-1299 by Representative(s) Tyler, Lee, Salazar; also Senator(s) Todd, Guzman--Concerning the repeal of the six-year limitation on applying a salvage brand to a motor vehicle whose cost of being repaired exceeds the value of the vehicle without the recent damage.

Laid over until Wednesday, April 9, retaining its place on the calendar.

HB14-1057 by Representative(s) Navarro; also Senator(s) King--Concerning the Colorado fraud investigators unit.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1176 by Representative(s) Ryden; also Senator(s) Tochtrop--Concerning the state audit cycle of the emissions program for motor vehicles.

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	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

Co-sponsor(s) added: Aguilar and Guzman.

CONSIDERATION OF RESOLUTIONS (cont'd)

SJR14-026 by Senator(s) Zenzinger and Kerr; also Representative(s) Peniston and Duran--Concerning the designation of April 8, 2014, as "Equal Pay Day" in Colorado, and, in connection therewith, acknowledging the persisting problem of wage disparity among various groups.

On motion of Senator Zenzinger, the resolution was read at length.

Senate in recess. Senate reconvened.

Laid over until Friday, April 11, retaining its place on the calendar.

HJR14-1009 by Representative(s) Williams, Buckner, Exum, Fields, Melton, Salazar, Becker, Court, Duran, Ferrandino, Fischer, Foote, Garcia, Ginal, Hamner, Hulinghorst, Kagan, Kraft-Tharp, Labuda, Lebsack, Lee, May, McCann, McLachlan, Mitsch Bush, Moreno, Pabon, Peniston, Petterson, Primavera, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri--Concerning a request that Congress restore the federal "Voting Rights Act of 1965", as amended.

Laid over until Tuesday, April 22, retaining its place on the calendar.

HJR14-1014 by Representative(s) Sonnenberg; also Senator(s) Brophy--Concerning the designation of March 26, 2014, as Agriculture Day in Colorado.

Laid over until Tuesday, April 22, retaining its place on the calendar.

RECONSIDERATION OF HJR14-1015

HJR14-1015 by Representative(s) Rosenthal and Gardner; also Senator(s) Crowder and Ulibarri-- Concerning the declaration of April 28, 2014, through May 4, 2014, as Holocaust Awareness Week.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Consideration of Resolutions, on HJR14-1015.

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

CONSIDERATION OF RESOLUTIONS (cont'd)

HJR14-1015 by Representative(s) Rosenthal and Gardner; also Senator(s) Crowder and Ulibarri-- Concerning the declaration of April 28, 2014, through May 4, 2014, as Holocaust Awareness Week.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Carroll.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB14-1193 by Representative(s) Salazar; also Senator(s) Kefalas--Concerning requirements governing the imposition of a fee for the research and retrieval of public records under the "Colorado Open Records Act".

Senator Kefalas moved for the adoption of the first report of the first conference committee on **HB14-1193**, as printed in Senate journal, April 7, page(s) 654. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

MESSAGE FROM THE HOUSE

April 8, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1273, amended as printed in House Journal, April 4, page 810.
 HB14-1275, amended as printed in House Journal, April 7, page 839
 HB14-1321, amended as printed in House Journal, April 7, page 839.

The House has passed on Third Reading and returns herewith SB14-146.

MESSAGE FROM THE GOVERNOR

April 07, 2014

To the Honorable Senate
 Sixty-Ninth General Assembly
 Second Regular Session
 State Capitol
 Denver, Colorado 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:

SB14-022: CONCERNING CERTIFIED COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS, AND, IN CONNECTION THEREWITH, AUTHORIZING SUCH INSTITUTIONS TO SERVE AS A QUALIFIED HOLDER AND TO PRESENT A REQUEST FOR FULL OR PARTIAL RELEASE OF COLLATERAL PLEDGED WITHOUT PRESENTATION OF THE ORIGINAL PROMISSORY NOTE.

Approved April 07, 2014 at 1:03 p.m.

SB14-058: CONCERNING HIGH SCHOOL EQUIVALENCY EXAMINATIONS IN COLORADO.

Approved April 07, 2014 at 1:04 p.m.

SB14-098: CONCERNING CLARIFICATIONS TO STATUTORY LANGUAGE ON CRIMES AGAINST AT-RISK ELDERS.

Approved April 07, 2014 at 1:04 p.m.

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SB14-109: CONCERNING THE USE OF THE PREVENTION, EARLY DETECTION, AND TREATMENT FUND, AND, IN CONNECTION THEREWITH, ELIMINATING THE ANNUAL TRANSFER OF TWO MILLION DOLLARS FROM THE FUND TO THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING FOR MEDICAID DISEASE MANAGEMENT AND TREATMENT PROGRAMS THAT ADDRESS CANCER, HEART DISEASE, AND LUNG DISEASE OR RISK FACTORS ASSOCIATED WITH THOSE DISEASES AND INCREASING THE AMOUNT ANNUALLY APPROPRIATED FROM THE FUND TO THE PREVENTION SERVICES DIVISION OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT FOR THE CANCER, CARDIOVASCULAR DISEASE, AND CHRONIC PULMONARY DISEASE PREVENTION, EARLY DETECTION, AND TREATMENT PROGRAM BY TWO MILLION DOLLARS.

Approved April 07, 2014 at 1:06 p.m.

SB14-110: CONCERNING THE GENERAL ASSEMBLY'S DEVELOPMENT OF RECOMMENDATIONS REGARDING NEW METHODS OF FINANCING THE STATE'S ONGOING CAPITAL CONSTRUCTION NEEDS.

Approved April 07, 2014 at 1:07 p.m.

SB14-119: CONCERNING THE DECRIMINALIZATION OF CERTAIN PROHIBITED PRACTICES BY PERSONS ENGAGED IN LOBBYING.

Approved April 07, 2014 at 1:07 p.m.

Sincerely,
 (signed)
 John W. Hickenlooper
 Governor

MESSAGE FROM THE REVISOR OF STATUTES

April 8, 2014

We herewith transmit:

Without comment, as amended, HB14-1275 and 1321.
 With comment, as amended, HB14-1273.

Senate in recess. Senate reconvened.

INTRODUCTION OF RESOLUTIONS

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

SR14-003 by Senator(s) Balmer, Jahn, Steadman, Ulibarri; --Concerning congressional action to facilitate legal financial services for the marijuana industry.
 Business, Labor, & Technology

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INTRODUCTION OF BILLS -- FIRST READING

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

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| SB14-185 | 9 |
| by Senator(s) Johnston and Zenzinger; also Representative(s) Pettersen--Concerning pay | 10 |
| for success contracts for successful early childhood education services programs. | 11 |
| Education | 12 |
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| HB14-1001 | 14 |
| by Representative(s) Singer, Young; also Senator(s) Nicholson, Jones, Kefalas-- | 15 |
| Concerning the creation of a property tax reimbursement for a taxpayer that owes property | 16 |
| tax on property that has been destroyed by a natural cause, and, in connection therewith, | 17 |
| making and reducing appropriations. | 18 |
| Finance | 19 |
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| HB14-1009 | 21 |
| by Representative(s) Exum; also Senator(s) Nicholson--Concerning changing the wildfire | 22 |
| mitigation income tax deduction to the wildfire mitigation income tax credit, and in | 23 |
| connection therewith, making and reducing appropriations. | 24 |
| Local Government | 25 |
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| HB14-1014 | 27 |
| by Representative(s) DelGrosso and Kraft-Tharp; also Senator(s) Heath and Scheffel-- | 28 |
| Concerning modifications to the job growth incentive tax credit, and, in connection | 29 |
| therewith, reducing an appropriation. | 30 |
| Finance | 31 |
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| HB14-1016 | 33 |
| by Representative(s) Ryden and Gardner, Kagan, May, McCann, Williams; also Senator(s) | 34 |
| Todd and Grantham--Concerning the delivery of procurement technical assistance services. | 35 |
| Business, Labor, & Technology | 36 |
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| HB14-1029 | 38 |
| by Representative(s) Primavera, Kraft-Tharp, Lee, Mitsch Bush, Peniston, Tyler; also | 39 |
| Senator(s) Todd, Heath, Jones--Concerning a recodification of the laws governing reserved | 40 |
| parking for persons with disabilities, and in connection therewith, making and reducing | 41 |
| appropriations. | 42 |
| Transportation | 43 |
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| HB14-1061 | 45 |
| by Representative(s) Salazar; also Senator(s) Guzman--Concerning sentences imposing | 46 |
| monetary payments in criminal actions, and, in connection therewith, eliminating prison | 47 |
| sentences for persons who are unable to pay criminal monetary penalties. | 48 |
| Judiciary | 49 |
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| HB14-1072 | 51 |
| by Representative(s) Pettersen and Exum, Fields; also Senator(s) Kefalas, Ulibarri-- | 52 |
| Concerning an income tax credit for child care expenses paid by a resident individual with | 53 |
| a federal adjusted gross income of twenty-five thousand dollars or less, and, in connection | 54 |
| therewith, making and reducing appropriations. | 55 |
| Finance | 56 |
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| HB14-1170 | 58 |
| by Representative(s) Garcia, Court, Foote, Hullinghorst, May, Moreno, Navarro, Pabon, | 59 |
| Rosenthal, Salazar, Schafer; also Senator(s) Steadman, Guzman--Concerning the authority | 60 |
| of the state to enter into lease-purchase agreements for the Colorado bureau of | 61 |
| investigation's Pueblo regional office and forensic laboratory, and, in connection therewith, | 62 |
| making and reducing appropriations. | 63 |
| Finance | 64 |
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| HB14-1173 | 66 |
| by Representative(s) Ginal and McCann, Schafer, Tyler, Young, Conti, Landgraf, | 67 |
| Primavera, Singer; also Senator(s) Newell--Concerning continuation of the controlled | 68 |
| substances abuse act, and, in connection therewith, the treatment of controlled substances | 69 |
| abuse and making an appropriation. | 70 |
| Health & Human Services | 71 |
| | 72 |

- HB14-1203** by Representative(s) Duran, May, Gerou; also Senator(s) Lambert, Hodge, Steadman--
Concerning funding to maintain the infrastructure for the digital trunked radio system, and,
in connection therewith, making an appropriation. 1
Appropriations 2
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- HB14-1213** by Representative(s) Kraft-Tharp, Joshi, Vigil; also Senator(s) Crowder--Concerning 7
pharmacy benefit manager maximum allowable cost pricing requirements for prescription 8
drugs, and, in connection therewith, making and reducing appropriations. 9
Health & Human Services 10
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- HB14-1266** by Representative(s) McCann and Gardner; also Senator(s) Newell and King--Concerning 13
the penalties for certain value-based offenses, and, in connection therewith, reducing an 14
appropriation. 15
Judiciary 16
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- HB14-1270** by Representative(s) Lebsock; also Senator(s) Tochtrop--Concerning the sunset review of 19
the licensing of pet animal facilities, and, in connection therewith, continuing the licensing 20
functions of the commissioner of agriculture and making substantive changes to the 21
regulatory statutes. 22
Agriculture, Natural Resources, & Energy 23
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- HB14-1273** by Representative(s) McCann and Wright; also Senator(s) Newell and Schwartz, Kefalas-- 26
Concerning human trafficking, and, in connection therewith, making and reducing 27
appropriations. 28
Judiciary 29
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- HB14-1278** by Representative(s) Rosenthal; also Senator(s) Tochtrop--Concerning continuation of the 32
workers' compensation accreditation program administered by the division of workers' 33
compensation, and, in connection therewith, implementing the recommendations of the 34
2013 sunset report by the department of regulatory agencies. 35
Business, Labor, & Technology 36
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- HB14-1283** by Representative(s) McCann, Becker, Fields, Ginal, Primavera, Schafer, Singer, Tyler, 39
Young; also Senator(s) Newell and Kefalas, Guzman, Roberts--Concerning modifications 40
to the electronic prescription drug monitoring program, and, in connection therewith, 41
making an appropriation. 42
Health & Human Services 43
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- HB14-1316** by Representative(s) Williams and Salazar, Melton, Becker, Buckner, Court, Duran, Exum, 46
Ferrandino, Fields, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Kraft- 47
Tharp, Labuda, Lebsock, Lee, McCann, McLachlan, Moreno, Pabon, Peniston, Pettersen, 48
Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri and 49
Guzman--Concerning methods to determine whether disparities involving certain 50
historically underutilized businesses exist within the state procurement process, and, in 51
connection therewith, commissioning a study to make such determination, requiring the 52
department of personnel to track contracts awarded to historically underutilized businesses, 53
and making and reducing appropriations. 54
State, Veterans, & Military Affairs 55
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- HB14-1321** by Representative(s) Young; also Senator(s) King--Concerning the membership of the 58
Colorado task force on drunk and impaired driving. 59
Judiciary 60
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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1100, 1186, 1254.

MESSAGE FROM THE GOVERNOR

April 2, 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
AIR QUALITY CONTROL COMMISSION

for terms expiring January 31, 2017:

Peter Butler of Durango, Colorado, to serve as a person with appropriate technical and scientific experience, appointed;

Charles George Grobe of Craig, Colorado, to serve as a person with appropriate industrial experience, appointed;

Anthony Gerber of Denver, Colorado, to serve as a person with appropriate scientific experience, appointed;

Jeffrey Todd Mitchell of Aspen, Colorado, to serve as a person with appropriate scientific and technical experience, 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: 4/2/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, April 9, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

92nd Legislative Day

Wednesday, April 9, 2014

Prayer By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.

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

Pledge By Senator Ulibarri.

Roll Call Present--32
Excused--3, Hill, Jones, Renfroe.
Present later--2, Hill, Renfroe.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Herpin, reading of the Journal of Tuesday, April 8, 2014, 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 **HB14-1285** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 4, strike lines 8 and 9 and substitute "12-2-108, C.R.S.; A CERTIFIED PUBLIC ACCOUNTANT SIMILARLY CERTIFIED AND IN GOOD STANDING IN ANOTHER STATE; A PERSON WORKING UNDER THE SUPERVISION OF SUCH A CERTIFIED PUBLIC ACCOUNTANT; OR, WITH RESPECT TO TAX PREPARATION SERVICES PROVIDED BY A CERTIFIED PUBLIC ACCOUNTING FIRM THAT IS REGISTERED OR AUTHORIZED TO PROVIDE CERTIFIED PUBLIC ACCOUNTING SERVICES IN THIS STATE, AN OWNER OR EMPLOYEE OF THE CERTIFIED PUBLIC ACCOUNTING FIRM;".

Finance After consideration on the merits, the Committee recommends that **HB14-1046** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1207** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB14-133** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Strike the Judiciary Committee Report, dated February 26, 2014.

Amend printed bill, page 3, strike lines 9 and 10 and substitute:

"12-58.5-102. [Formerly 12-58.5-102] Legislative declaration.
(1) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT:
(a) PRIVATE INVESTIGATORS OFTEN PERFORM INVESTIGATIONS OF

A SENSITIVE NATURE, DELVING INTO MATTERS IMPACTING PERSONAL PRIVACY;

(b) WHILE MOST PRIVATE INVESTIGATORS PERFORM INVESTIGATIONS IN AN ETHICAL AND PROFESSIONAL MANNER, LACK OF MANDATORY REGULATION OF PRIVATE INVESTIGATORS IN THIS STATE PERMITS ANY PERSON, REGARDLESS OF HIS OR HER CRIMINAL HISTORY OR KNOWLEDGE OF LAWS IMPACTING PRIVATE INVESTIGATIONS, TO PRESENT HIMSELF OR HERSELF TO THE PUBLIC AS A PRIVATE INVESTIGATOR AND PERFORM PRIVATE INVESTIGATIONS FOR OTHERS;

(c) IMPOSING MANDATORY REGULATION ON PRIVATE INVESTIGATORS CONDUCTING PRIVATE INVESTIGATIONS IN THIS STATE IS NECESSARY TO PROTECT CONSUMERS BY ENSURING PRIVATE INVESTIGATORS HAVE THE APPROPRIATE KNOWLEDGE AND ABILITY TO PERFORM INVESTIGATIONS IN AN ETHICAL AND PROFESSIONAL MANNER;

(d) BALANCING CONSUMER PROTECTION WITH THE INTERESTS OF PRIVATE BUSINESSES AND INDIVIDUALS DESIRING TO ENGAGE IN THE PRIVATE INVESTIGATION PROFESSION IS LIKewise IMPORTANT;

(e) IT IS IN THE INTERESTS OF CONSUMERS AND PRIVATE INVESTIGATORS FOR THE STATE TO DEVELOP THE APPROPRIATE LEVEL OF REGULATION OF PRIVATE INVESTIGATORS THAT PROTECTS CONSUMERS WITHOUT CREATING UNNECESSARY BARRIERS TO ENTRY INTO THE PROFESSION.

(2) THE GENERAL ASSEMBLY THEREFORE FINDS THAT IN ORDER TO PROTECT THE".

Page 3, line 11, strike "STATE," and substitute "STATE AND TO ENSURE THAT NEEDLESS REQUIREMENTS ARE NOT IMPOSED THAT RESTRICT ACCESS INTO THE PROFESSION," and strike "A" and substitute "THE".

Page 3, line 12, after "PROGRAM" insert "ESTABLISHED IN THIS ARTICLE".

Page 5, line 19, strike "OR APPREHENSION".

Page 7, strike lines 11 through 22 and substitute:

"(e) (I) A CERTIFIED PUBLIC ACCOUNTANT CERTIFIED OR AUTHORIZED TO PROVIDE ACCOUNTING SERVICES IN THE STATE PURSUANT TO ARTICLE 2 OF THIS TITLE;

(II) AN EMPLOYEE OF A CERTIFIED PUBLIC ACCOUNTANT;

(III) AN EMPLOYEE OR AFFILIATE OF AN ACCOUNTING FIRM REGISTERED PURSUANT TO SECTION 12-2-117; OR

(IV) A PERSON WHO CONDUCTS FORENSIC ACCOUNTING, FRAUD INVESTIGATIONS, OR OTHER RELATED ANALYSIS OF FINANCIAL TRANSACTIONS BASED ON INFORMATION THAT IS EITHER PUBLICLY AVAILABLE OR PROVIDED BY CLIENTS OR OTHER THIRD PARTIES AND WHO IS:

(A) AN ACCOUNTANT OR PUBLIC ACCOUNTANT WHO IS NOT REGULATED BY THE STATE;

(B) A CERTIFIED FRAUD EXAMINER; OR

(C) AN EMPLOYEE OR INDEPENDENT CONTRACTOR UNDER THE GUIDANCE OF AN ACCOUNTANT, PUBLIC ACCOUNTANT, OR CERTIFIED FRAUD EXAMINER;

(f) A PERSON WHO AGGREGATES PUBLIC RECORDS AND CHARGES A FEE FOR ACCESSING THE AGGREGATED PUBLIC RECORDS DATA;

(g) A PERSON EMPLOYED BY AN INSURANCE COMPANY WHO IS CONDUCTING CLAIMS ADJUSTMENT OR CLAIMS INVESTIGATION FOR THE PURPOSES OF AN INSURANCE CLAIM;".

Reletter succeeding paragraphs accordingly.

Page 8, line 5, strike "INCLUDE" and substitute "INCLUDES".

Page 10, line 5, after "EDUCATION," insert "COMPLETION OF APPROVED CERTIFICATE PROGRAMS, OR SUCH OTHER EXPERIENCE THE DIRECTOR DEEMS APPROPRIATE,".

Page 12, line 8, strike "MAY PROMULGATE" and substitute "MAY:

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- (a) PROMULGATE".
- Page 12, line 10, strike "(a)" and substitute "(I)".
- Page 12, line 12, strike "(b)" and substitute "(II)".
- Page 12, line 15, strike "(c)" and substitute "(III)".
- Page 12, line 17, strike "(d)" and substitute "(IV)".
- Page 12, line 19, strike "(e)" and substitute "(V)".
- Page 12, line 20, strike "ARTICLE." and substitute "ARTICLE;
 (b) DEVELOP AND CONDUCT OR CONTRACT FOR EXAMINATIONS AS
 REQUIRED BY THIS ARTICLE;
 (c) REVIEW AND GRANT OR DENY APPLICATIONS FOR NEW OR
 RENEWAL LICENSES AS PROVIDED IN THIS ARTICLE; AND
 (d) ESTABLISH FEES FOR THE ISSUANCE OF A NEW LICENSE AND
 FOR EACH LICENSE RENEWAL PURSUANT TO SECTION 24-34-105, C.R.S."
- Page 12, line 22, strike "rules." and substitute "rules - cease-and-desist
 orders."
- Page 13, after line 12 insert:
 "(d) HAS FAILED TO REPORT TO THE DIRECTOR THE CONVICTION
 OF OR PLEA TO A CRIME SPECIFIED IN PARAGRAPH (c) OF THIS SUBSECTION
 (1);
 (e) ADVERTISES OR PRESENTS HIMSELF FOR HERSELF AS A LICENSED
 PRIVATE INVESTIGATOR WITHOUT HOLDING AN ACTIVE LICENSE;"
- Reletter succeeding paragraphs accordingly.
- Page 14, line 6, after "(4)" insert "(a)".
- Page 14, line 8, strike "ENUMERATED" and substitute "OR OMISSION
 SPECIFIED".
- Page 14, after line 9 insert:
 "(b) IN ANY PROCEEDING HELD UNDER THIS SECTION, THE
 DIRECTOR MAY ACCEPT AS EVIDENCE OF GROUNDS FOR DISCIPLINARY
 ACTION ANY DISCIPLINARY ACTION TAKEN AGAINST A LICENSEE IN
 ANOTHER JURISDICTION IF THE VIOLATION THAT PROMPTED THE
 DISCIPLINARY ACTION IN THE OTHER JURISDICTION WOULD BE GROUNDS
 FOR DISCIPLINARY ACTION UNDER THIS ARTICLE."
- Page 15, line 1, strike "ORDER TO AID THE DIRECTOR IN".
- Page 21, line 4, after "REVOKED" insert "OR WHO SURRENDERS A LICENSE
 TO AVOID DISCIPLINE".
- Page 21, line 6, after "REVOCATION" insert "OR SURRENDER".
- Page 21, line 8, after "REVOKED" insert "OR SURRENDERED".

Appropriations

After consideration on the merits, the Committee recommends that **SB14-088** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 7, after line 3 insert:

SECTION 4. Appropriation - adjustments to 2014 long bill.
(1) For the implementation of this act, the general fund appropriation

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made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$73,972.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of public health and environment, for the fiscal year beginning July 1, 2014, the sum of \$73,972 and 0.9 FTE, or so much thereof as may be necessary, to be allocated to the prevention services division for the suicide prevention program."

Renumber succeeding section accordingly.

Page 1, line 102, strike "COMMISSION." and substitute "COMMISSION, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-050** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Health and Human Services Committee Report, dated February 27, 2014, page 1, line 4, after "(3.7)," insert "(4) (c),"

Page 2, strike line 4 and substitute "IN THE SAME MANNER, TIME PERIOD, AND FORM AS THE REPORTS REQUIRED IN SECTION 25-1-124; EXCEPT THAT THE REPORTS MADE PURSUANT TO THIS SECTION (3.5) SHALL BE MADE AVAILABLE TO THE PUBLIC UPON REQUEST."

Page 2, line 5, strike "ATTORNEY GENERAL" and substitute "DEPARTMENT".

Page 2, lines 7 and 8, strike "ATTORNEY GENERAL" and substitute "DEPARTMENT".

Page 2, line 10, strike "ATTORNEY GENERAL" and substitute "DEPARTMENT".

Page 2, line 17, after the period insert "A HOSPITAL MAY REQUEST UP TO ONE HUNDRED TWENTY DAYS TO SUBMIT A CORRECTIVE ACTION PLAN IF NECESSARY."

Page 2, line 27, after "NINETY DAYS," insert "OR UP TO ONE HUNDRED TWENTY DAYS IF APPROVED BY THE DEPARTMENT,".

Page 2, after line 30 insert:
"(4) (c) A HOSPITAL SHALL NOT INITIATE COLLECTIONS PROCEEDINGS ONCE THE HOSPITAL IS NOTIFIED THAT IT MUST SUBMIT A CORRECTIVE ACTION PLAN OR WHEN THE HOSPITAL IS OPERATING PURSUANT TO A CORRECTIVE ACTION PLAN PURSUANT TO SUBSECTION (3.7) OF THIS SECTION."

Page 2, line 36, strike "14-050;" and substitute "14-050, ENACTED IN 2014;".

Page 3, line 15, strike "DEPARTMENT" and substitute "STATE BOARD OF HEALTH".

Page 3, line 17, strike "DEPARTMENT" and substitute "STATE BOARD OF HEALTH".

Page 3, after line 25 insert:

SECTION 2. Appropriation - adjustments to 2014 long bill.
(1) For the implementation of this act, the general fund appropriation

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made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$49,161.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of public health and environment, for the fiscal year beginning July 1, 2014, the sum of \$49,161 and 0.8 FTE, or so much thereof as may be necessary, for allocation to the health facilities and emergency medical services division for expenses related to the hospital financial assistance standards committee related to the implementation of this act."

Renumber succeeding section accordingly.

Page 3 of the committee report, after line 35 insert:

"Page 1 of the bill, line 101, strike "HOSPITALS." and substitute "HOSPITALS, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-064** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Judiciary Committee Report, dated March 10, 2014, page 2, after line 25 insert:

SECTION 2. Appropriation. (1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$1,565,025.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of corrections, for the fiscal year beginning July 1, 2014, the sum of \$1,565,025 and 24.0 FTE, or so much thereof as may be necessary, to be allocated for the implementation of this act as follows:

(a) \$144,142 for health, life, and dental to be allocated to the executive director's office subprogram;

(b) \$2,439 for short term disability to be allocated to the executive director's office subprogram;

(c) \$44,343 for amortization equalization disbursement to be allocated to the executive director's office subprogram;

(d) \$41,572 for supplemental amortization equalization disbursement to be allocated to the executive director's office subprogram;

(e) \$600 for operating expenses to be allocated to the inspector general subprogram;

(f) \$763,036 and 17.0 FTE for personal services to be allocated to the housing and security subprogram;

(g) \$38,455 for start-up costs to be allocated to the superintendents subprogram;

(h) \$474,117 and 7.0 FTE for personal services to be allocated to the mental health subprogram;

(i) \$12,000 for operating expenses to be allocated to the mental health subprogram;

(j) \$32,921 for start-up costs to be allocated to the mental health subprogram;

(k) \$10,800 for operating expenses to be allocated to the communications subprogram; and

(l) \$600 for operating expenses to be allocated to the training subprogram."

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Page 2, line 26, strike "SECTION 2." and substitute "SECTION 3."

Page 2, after line 28, insert:

"Page 1, line 102, strike "ILLNESS." and substitute "ILLNESS, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."."

Appropriations

After consideration on the merits, the Committee recommends that SB14-046 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 14, strike "FIVE" and substitute "TWO".

Page 3, line 12, strike "2020." and substitute "2017.".

Appropriations

After consideration on the merits, the Committee recommends that SB14-015 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 6, after line 25 insert:

"SECTION 2. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$56,665.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of labor and employment, for the fiscal year beginning July 1, 2014, the sum of \$56,665 and 0.5 FTE, or so much thereof as may be necessary, to be allocated to the division of employment and training for the implementation of this act."

Renumber succeeding section accordingly.

Page 1, line 102, strike "PROGRAM." and substitute "PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."."

Appropriations

After consideration on the merits, the Committee recommends that SB14-013 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, after line 20 insert:

"SECTION 2. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act. the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a). Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$51,593.

(2) In addition to any other appropriation. there is hereby appropriated. to the department of human services. for the fiscal year beginning July 1. 2014. the sum of \$38.440. or so much thereof as may be necessary. for allocation to office of information technology services. Colorado benefits management system. for modifications to the Colorado benefits management system related to the implementation of this act. Of said sum. \$9.165 is from the general fund. \$1.235 is from the old age pension fund created in section 1 of article XXIV of the state

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constitution. \$13,121 is from reappropriated funds received from the department of health care policy and financing out of the appropriation made in subsection (3) of this section, and \$14,919 is from federal funds.

(3) In addition to any other appropriation, there is hereby appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2014, the sum of \$13,121, or so much thereof as may be necessary, for allocation to department of human services medicaid-funded programs, office of information technology services-medicaid funding, Colorado benefits management system, for system modifications related to the implementation of this act. Of said sum, \$6,428 is from the general fund, \$34 is from the old age pension health and medical care fund pursuant to section 7 (c) of article XXIV of the state constitution, \$81 is from the children's basic health plan trust fund created in section 25.5-8-105 (1), Colorado Revised Statutes, and \$6,578 is from federal funds.

(4) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$38,440, or so much thereof as may be necessary, for allocation to the office of information technology for the provision of services to the department of human services related to the implementation of this act. Said sum is from reappropriated funds received from the department of human services out of the appropriation made in subsection (2) of this section."

Renumber succeeding section accordingly.

Page 1, line 102, strike "PENSION." and substitute "PENSION, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-008** 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 19 insert:

"SECTION 3. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$27,175.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of public safety, for the fiscal year beginning July 1, 2014, the sum of \$27,175 and 0.5 FTE, or so much thereof as may be necessary, to be allocated to the division of fire prevention and control for the implementation of this act as follows:

- (a) \$21,997 and 0.5 FTE for personal services;
- (b) \$475 for operating expenses; and
- (c) \$4,703 for capital outlay."

Renumber succeeding section accordingly.

Page 1, line 103, strike "SAFETY." and substitute "SAFETY, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-001** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Senate Education Committee Report, dated February 12, 2014, page 2, after line 37 insert:

"Page 5, line 12, strike "**Appropriation.**" and substitute "**Appropriation - Legislative Intent - Assumptions.**".

Strike page 3 of the committee report and substitute:

"Page 5, line 23, strike "\$8,331,960" and substitute "\$35,349,845".

Page 5, line 25, strike "\$51,510" and substitute "\$162,480".

Page 5, line 27, strike "\$49,381,925" and substitute "\$22,364,040".

Page 6, line 13, strike "\$91,920" and substitute "\$361,769" and strike "\$1,182,307" and substitute "\$912,458".

Page 6, line 16, strike "\$413,580" and substitute "\$1,753,128" and strike "\$1,772,420" and substitute "\$432,872".

Page 6, line 19, strike "\$979,980" and substitute "\$3,793,568".

Page 6, line 20, strike "\$3,343,790" and substitute "\$530,202".

Page 6, line 22, strike "\$74,640" and substitute "\$332,714".

Page 6, line 23, strike "\$976,038" and substitute "\$717,964".

Page 6, line 25, strike "\$1,255,380" and substitute "\$5,281,816".

Page 6, line 26, strike "\$10,851,541" and substitute "\$6,825,105".

Page 7, line 1, strike "\$129,000" and substitute "\$545,498" and strike "\$922,494" and substitute "\$505,996".

Page 7, line 4, strike "\$1,643,040" and substitute "\$7,336,152" and strike "\$14,917,511" and substitute "\$9,224,399".

Page 7, line 7, strike "\$161,100" and substitute "\$754,991" and strike "\$1,692,019" and substitute "\$1,098,128".

Page 7, line 10, strike "\$474,360" and substitute "\$2,061,305" and strike "\$3,233,307" and substitute "\$1,646,362".

Page 7, line 14, strike "\$3,108,960" and substitute "\$13,128,904" and strike "\$10,490,498" and substitute "\$470,554".

Page 7, after line 15 insert:

"(3) It is the intent of the General Assembly in making this appropriation that additional moneys appropriated from the general fund in subsections (1) (a) and (b) of this section be used to supplement, rather than supplant, institutional need-based financial aid for resident students.

(4) The amount appropriated in subsection (1) (d) of this section is calculated based on the assumption that 130,925 student FTE attending state institutions will receive college opportunity fund stipends in fiscal year 2014-15 and that the per-student stipend amount will be increased from the amount included in the general appropriations act (H.B. 14-1336) of \$1,980.00 per 30 credit hours to \$2,250.00 per 30 credit hours."

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Local Government

After consideration on the merits, the Committee recommends that **HB14-1130** 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.

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

"SECTION 1. In Colorado Revised Statutes, 38-38-100.3, **amend** (10) introductory portion as follows:

38-38-100.3. Definitions. As used in articles 37 to 39 of this title, unless the context otherwise requires:

(10) "Holder of an evidence of debt" OR "HOLDER" means the person in actual possession of or person entitled to enforce an evidence of debt; except that ~~"holder of an evidence of debt"~~ THE TERM does not include a person acting as a nominee solely for the purpose of holding the evidence of debt or deed of trust as an electronic registry without any authority to enforce the evidence of debt or deed of trust. For the purposes of articles 37 to 40 of this title, the following persons are presumed to be the holder of an evidence of debt:".

Renumber succeeding sections accordingly.

Page 2, lines 5 and 6, strike "OF THE EVIDENCE OF DEBT OR THE ATTORNEY FOR THE HOLDER" and substitute "OR SERVICER".

Page 2, strike lines 11 and 12 and substitute:

"(b) The public trustee may allow the attorney for the holder ~~of the evidence of debt~~ OR SERVICER OR THE HOLDER OR SERVICER, IF NOT REPRESENTED BY AN ATTORNEY, to establish ~~one or more accounts~~ with the public".

Page 2, strike lines 17 through 22.

Page 2, line 23, after "**amend**" insert "(2) (a) (I) and".

Page 2, line 24, strike "(2) (a) (III) and (2) (a) (IV)" and substitute "(2) (a) (III), (2) (a) (IV), (2) (a) (V), and (2) (a) (VI)".

Page 3, line 1, strike "(III)" and substitute "(I) Promptly upon receipt of a notice of intent to cure by the officer, but no less than twelve calendar days prior to the date of sale, the officer shall transmit by mail, facsimile, or electronic means to the person executing the notice of election and demand a request for a statement of all sums necessary to cure the default. ~~The cure statement shall be filed with the officer by~~ The attorney for the holder OR SERVICER or, if none, ~~by the holder of the evidence of debt~~ OR SERVICER, SHALL FILE THE CURE STATEMENT WITH THE OFFICER, and ~~shall~~ THE CURE STATEMENT MUST set forth the amounts necessary to cure. ~~as identified in the cure statement.~~ Upon receipt of the statement of the amounts needed to cure, the officer shall transmit ~~the cure statement~~ in writing to the person filing the notice of intent to cure the default:

(A) THE CURE STATEMENT; AND

(B) A STATEMENT THAT THE PERSON FILING THE NOTICE OF INTENT TO CURE IS ENTITLED TO RECEIVE FROM THE ATTORNEY FOR THE HOLDER OR SERVICER OR, IF NOT REPRESENTED, FROM THE HOLDER OR SERVICER, UPON WRITTEN REQUEST MAILED TO THE ATTORNEY FOR THE HOLDER OR SERVICER OR, IF NOT REPRESENTED, TO THE HOLDER OF SERVICER AT THE ADDRESS STATED ON THE CURE STATEMENT, COPIES OF RECEIPTS OR OTHER CREDIBLE EVIDENCE TO SUPPORT THE COSTS CLAIMED ON THE CURE STATEMENT. THIS REQUEST MAY BE SENT ONLY AFTER PAYMENT TO THE OFFICER OF THE AMOUNT SHOWN ON THE CURE STATEMENT AND MUST BE SENT WITHIN NINETY DAYS AFTER PAYMENT OF THE CURE AMOUNT.

(III)".

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Page 3, line 3, strike "IF ANY AMOUNT".

Page 3, strike lines 4 through 16 and substitute "IF THE HOLDER OR SERVICER DETERMINES THAT THERE IS AN INACCURATE AMOUNT CONTAINED IN THE CURE STATEMENT, THE HOLDER OR SERVICER, OR THE ATTORNEY FOR THE HOLDER OR SERVICER, SHALL INFORM THE OFFICER IMMEDIATELY AND PROVIDE A CURE STATEMENT WITH UPDATED FIGURES; EXCEPT THAT ANY ADDITIONAL OR INCREASED AMOUNTS MUST BE ADDED AT LEAST TEN CALENDAR DAYS BEFORE THE EFFECTIVE DATE OF THE ORIGINAL CURE STATEMENT. IF AN INACCURATE AMOUNT IS REPORTED AND A CORRECTED CURE STATEMENT IS NOT PROVIDED WITHIN THE TIME SPECIFIED IN THIS SUBPARAGRAPH (III), THE OFFICER MAY CONTINUE THE SALE FOR ONE WEEK IN ACCORDANCE WITH SECTION 38-38-109 (1). AN ESTIMATE AS ALLOWED UNDER SUBSECTION (5) OF THIS SECTION IS NOT AN INACCURATE AMOUNT FOR PURPOSES OF THIS SUBPARAGRAPH (III).

(IV) WITHIN SEVEN BUSINESS DAYS AFTER THE OFFICER'S NOTIFICATION TO THE HOLDER OR SERVICER, OR TO THE ATTORNEY FOR THE HOLDER OR SERVICER, THAT THE OFFICER HAS RECEIVED THE FUNDS NECESSARY TO CURE THE DEFAULT AS REFLECTED ON THE INITIAL OR UPDATED CURE STATEMENT, THE HOLDER OR SERVICER OR THE ATTORNEY FOR THE HOLDER OR SERVICER SHALL DELIVER TO THE OFFICER A FINAL STATEMENT, RECONCILED FOR ESTIMATED AMOUNTS THAT WERE NOT OR WOULD NOT BE INCURRED AS OF THE DATE THE CURE PROCEEDS WERE RECEIVED BY THE OFFICER, ALONG WITH RECEIPTS OR INVOICES FOR ALL RULE 120 DOCKET COSTS AND ALL STATUTORILY MANDATED POSTING COSTS CLAIMED ON THE CURE STATEMENT. ALL AMOUNTS OF CURE PROCEEDS RECEIVED BY THE OFFICER IN EXCESS OF THE AMOUNTS REFLECTED ON THE FINAL STATEMENT SHALL BE REMITTED BY THE OFFICER TO THE PERSON WHO PAID THE CURE AMOUNT.

(V) (A) THE HOLDER OR SERVICER SHALL REMIT TO THE PERSON WHO PAID THE CURE AMOUNT ANY PORTION OF THE CURE AMOUNT THAT REPRESENTS A FEE OR COST LISTED ON THE CURE STATEMENT THAT EXCEEDS THE AMOUNT ACTUALLY INCURRED AND THAT WAS NOT REMITTED BY THE OFFICER IN ACCORDANCE WITH SUBPARAGRAPH (I) OF PARAGRAPH (d) OF THIS SUBSECTION (2).

(B) THE OFFICER SHALL REMIT TO THE PERSON WHO PAID THE CURE AMOUNT ANY PORTION OF THE CURE AMOUNT THAT REPRESENTS A FEE OR COST OF THE OFFICER THAT EXCEEDS THE AMOUNT ACTUALLY INCURRED BY THE OFFICER.

(VI) THE HOLDER OR SERVICER IS RESPONSIBLE FOR RETAINING RECEIPTS OR OTHER CREDIBLE EVIDENCE TO SUPPORT ALL COSTS CLAIMED ON THE CURE STATEMENT, INCLUDING RULE 120 DOCKET FEES AND POSTING COSTS, AND THE PERSON WHO PAID THE CURE AMOUNT IS ENTITLED TO RECEIVE COPIES UPON WRITTEN REQUEST MAILED TO THE ATTORNEY FOR THE HOLDER OR SERVICER OR, IF NOT REPRESENTED, TO THE HOLDER OR SERVICER AT THE ADDRESS STATED ON THE CURE STATEMENT. THE REQUEST MAY BE MADE AT ANY TIME AFTER PAYMENT TO THE OFFICER OF THE AMOUNT SHOWN ON THE CURE STATEMENT, BUT MUST BE MADE WITHIN NINETY DAYS AFTER PAYMENT OF THE CURE AMOUNT. THE ATTORNEY FOR THE HOLDER OR SERVICER OR, IF NOT REPRESENTED, THE HOLDER OR SERVICER SHALL PROVIDE COPIES OF ALL RECEIPTS OR OTHER CREDIBLE EVIDENCE WITHIN THIRTY DAYS AFTER RECEIVING THE REQUEST, AND MAY PROVIDE THE COPIES ELECTRONICALLY."

Page 3, lines 18 and 19, strike "of the evidence of debt or the attorney for the holder," and substitute "~~of the evidence of debt~~ OR SERVICER or the attorney for the holder OR SERVICER,".

Page 3, lines 22 and 23, strike "or, if none, to the holder;" and substitute "OR SERVICER or, if none, to the holder OR SERVICER;".

Page 3, strike lines 25 through 27.

Page 4, strike line 1 and substitute:

"(B) OBTAIN AND RETAIN, IN THE OFFICER'S RECORDS, THE NAME

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AND MAILING ADDRESS OF THE PERSON WHO PAID THE CURE AMOUNT."

Page 4, lines 3 and 4, strike "of the evidence of debt or, if none, to the holder" and substitute "~~of the evidence of debt~~ OR SERVICER or, if none, to the holder OR SERVICER".

Local Government

After consideration on the merits, the Committee recommends that **SB14-179** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, lines 4 and 5, strike "**flood debris cleanup**" and substitute "**stream restoration**".

Page 3, line 1, after "CLEANUP" insert "AND STREAM RESTORATION".

Page 3, line 3, strike "FLOOD DEBRIS CLEANUP" and substitute "STREAM RESTORATION".

Page 3, line 4, strike "'FLOOD DEBRIS" and substitute "'STREAM RESTORATION".

Page 3, line 6, after "BOARD." add "AS PART OF THE CRITERIA AND PROCEDURES THAT THE BOARD ADOPT UNDER THIS SUBSECTION (2), THE BOARD SHALL PERMIT PRIVATE ENTITIES AND INDIVIDUALS TO APPLY FOR GRANTS."

Page 3, line 7, strike "FLOOD DEBRIS" and substitute "STREAM RESTORATION".

Page 3, line 11, strike "FLOOD DEBRIS" and substitute "STREAM RESTORATION".

Page 3, line 12, strike "FLOOD DEBRIS" and substitute "STREAM RESTORATION".

Page 3, line 13, strike "REMAIN IN THE FLOOD DEBRIS ACCOUNT" and substitute "REVERT TO THE RESPONSE FUND".

Page 3, lines 16 and 17, strike "FLOOD DEBRIS" and substitute "STREAM RESTORATION".

Page 3, line 27, strike "FLOOD DEBRIS" and substitute "STREAM RESTORATION".

SENATE SERVICES REPORT

Correctly Printed: SB14-185; SR14-003.

Correctly Revised: HJR14-1010.

Correctly Rerevised: HB14-1057 and 1176.

Correctly Enrolled: SB14-114 and 135.

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:

HB14-1299 by Representative(s) Tyler, Lee, Salazar; also Senator(s) Todd, Guzman--Concerning the repeal of the six-year limitation on applying a salvage brand to a motor vehicle whose cost of being repaired exceeds the value of the vehicle without the recent damage.

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A majority of those elected to the Senate having voted in the affirmative, Senator Tochtrop was given permission to offer a third reading amendment on the following roll call vote:

YES	31	NO	1	EXCUSED	3	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	N
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	E	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Third Reading Amendment No. 1(L.003), by Senator Tochtrop.

Amend revised bill, page 2, line 2, strike "**repeal**" and substitute "**amend**".

Page 2, strike lines 6 and 7 and substitute:

"(17) (c) This subsection (17) shall not apply to a vehicle whose model year of manufacture is ~~six~~ TEN years or older at the time of damage."

Page 1, line 101, strike "**THE REPEAL OF**".

Page 1, strike line 104 and substitute "**RECENT DAMAGE, AND, IN CONNECTION THEREWITH, EXTENDING THE YEAR LIMITATION.**".

The amendment **lost** on the following roll call vote:

YES	13	NO	19	EXCUSED	3	ABSENT	0
Aguilar	N	Heath	N	King	N	Scheffel	Y
Balmer	N	Herpin	N	Lambert	Y	Schwartz	N
Baumgardner	N	Hill	E	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	N
Crowder	N	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	N	Jones	E	Renfroe	E	Zenzinger	N
Guzman	Y	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Senate in recess.

Senate reconvened.

A majority of those elected to the Senate having voted in the affirmative, Senator Tochtrop was given permission to offer a third reading amendment on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	E	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Amend revised bill, page 2, line 7, after the period add ""SALVAGE VEHICLE" DOES NOT INCLUDE A VEHICLE THAT QUALIFIES AS A COLLECTOR'S ITEM, HORSELESS CARRIAGE, OR STREET ROD VEHICLE UNDER ARTICLE 12 OF THIS TITLE AT THE TIME OF DAMAGE.".

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

YES	23	NO	11	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	E	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

YES	22	NO	12	EXCUSED	1	ABSENT	0
Aguilar	N	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	N
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	E	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	N	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-027 by Senator(s) Guzman; also Representative(s) Lee--Concerning criminal history background checks for professionals who have the authority to appear in court, and, in connection therewith, making an appropriation.

Senator Guzman moved that the Senate concur in House amendments to **SB14-027**, as printed in House journal, April 4, page(s) 808. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	E	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	E	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Appropriations

After consideration on the merits, the Committee recommends that **SB14-011** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 6, line 14, strike "ONEHUNDRED" and substitute "FIFTY".

Page 8, lines 3 and 4, strike "1 OF THE NEXT FOUR YEARS THEREAFTER," and substitute "1, 2015,".

Page 8, line 4, strike "TWO" and substitute "ONE".

Page 8, after line 19 insert:

"SECTION 5. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$1,000,000.

(2) In addition to any other appropriation, for the fiscal year beginning July 1, 2014, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the energy reserach cash fund created in section 24-48.5-120 (2) (a), Colorado Revised Statutes, the sum of \$1,000,000, to be used for purposes consistent with

the creation of the fund."

Renumber succeeding section accordingly.

Page 1, line 101, strike "AUTHORITY." and substitute "AUTHORITY, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **SB14-171** be referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

April 9, 2014

Madam President:

The House has adopted and returns herewith SJM14-002.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1330.

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB14-1327, amended as printed in House Journal, April 8, page 858.
HB14-1328, amended as printed in House Journal, April 8, pages 858-860.
HB14-1329, amended as printed in House Journal, April 8, pages 860-861.
HB14-1331, amended as printed in House Journal, April 8, page 861.
HB14-1127, amended as printed in House Journal, April 8, page 861.
HB14-1204, amended as printed in House Journal, April 8, pages 861-862.
HB14-1338, amended as printed in House Journal, April 8, page 862.
HB14-1178, amended as printed in House Journal, April 8, pages 862-863.
HB14-1119, amended as printed in House Journal, April 8, page 863.
HB14-1211, amended as printed in House Journal, April 8, page 863.

MESSAGE FROM THE REVISOR OF STATUTES

April 9, 2014

We herewith transmit:

Without comment, HB14-1330.
Without comment, as amended, HB14-1119, 1127, 1178, 1204, 1211, 1327, 1328, and 1338.
With comment, as amended, HB14-1329 and 1331.

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INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-186** by Senator(s) Schwartz and Kerr; also Representative(s) Tyler--Concerning the aggregation of efficiency projects in small communities in order to attract private sector investment through performance contracting.
Local Government
- HB14-1011** by Representative(s) Young and Gerou, Kraft-Tharp; also Senator(s) Heath--Concerning the funding of advanced industry economic development programs.
Finance
- HB14-1119** by Representative(s) McLachlan, Dore; also Senator(s) Hodge and Roberts--Concerning an income tax credit for the donation of food to a hunger-relief charitable organization, and, in connection therewith, reducing an appropriation.
Finance
- HB14-1178** by Representative(s) Ferrandino and DelGrosso, Duran, Holbert, Kraft-Tharp, Lawrence, May, McNulty, Waller, Williams, Young; also Senator(s) Hodge and Grantham, Harvey, Scheffel, Steadman--Concerning a sales and use tax exemption for qualified property used in space flight, and, in connection therewith, making and reducing appropriations.
Finance
- HB14-1204** by Representative(s) Wilson, Dore, Sonnenberg; also Senator(s) Grantham--Concerning flexibility regarding the requirements imposed on rural school districts.
Education
- HB14-1211** by Representative(s) Young, Ginal, Singer, Tyler; also Senator(s) Tochtrop--Concerning ensuring access to quality complex rehabilitation technology in the medicaid program, and, in connection therewith, making and reducing appropriations.
Health & Human Services
- HB14-1338** by Representative(s) May and Gerou, Duran; also Senator(s) Hodge and Lambert, Steadman--Concerning planning for the effective use of Colorado's regional centers for persons with intellectual disabilities, and, in connection therewith, making an appropriation.
Health & Human Services

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday, April 10, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

93rd Legislative Day Thursday, April 10, 2014

- Prayer 10
 By the chaplain, Reverend Eric Smith, Park Hill United Methodist Church, Denver. 11
- Call to 12
 Order 13
 By the President *pro tem* at 9:00 a.m. 14
- Pledge 15
 By Senator Ulibarri. 16
- Roll Call 17
 Present--32 18
 Excused--3, Cadman, Jones, King, 19
 Present later--2, Cadman, Jones. 20
- Quorum 21
 The President announced a quorum present. 22
- Reading of 23
 Journal 24
 On motion of Senator Herpin, reading of the Journal of Wednesday, April 9, 2014, was 25
 dispensed with and the Journal was approved as corrected by the Secretary. 26

COMMITTEE OF REFERENCE REPORTS

- Business, 27
 Labor, & 28
 Technology 29
 After consideration on the merits, the Committee recommends that **SB14-166** be **referred** 30
 to the Committee on Appropriations with favorable recommendation. 31
- Education 32
 The Committee on Education has had under consideration and has had a hearing on the 33
 following appointment and recommends that the appointment be placed on the consent 34
 calendar and confirmed: 35

MEMBER OF THE
COLORADO COMMISSION ON HIGHER EDUCATION

- for a term expiring July 1, 2017: 36
- Regina Marie Rodriguez of Denver, Colorado, a resident of the 7th Congressional District 37
 and a Democrat, reappointed. 38
- Education 39
 After consideration on the merits, the Committee recommends that **SB14-167** be **amended** 40
 as follows, and as so amended, be referred to the Committee on Appropriations with 41
 favorable recommendation. 42

Amend printed bill, page 4, after line 23 insert:

"(3) THE GENERAL ASSEMBLY DECLARES THAT, FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION, THE OPPORTUNITY SCHOOLS PILOT INITIATIVE CREATED IN THIS ARTICLE IS A PROGRAM OF ACCOUNTABLE EDUCATION REFORM AND MAY THEREFORE RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION."

Page 9, strike line 5 and substitute "22-30.7-102 (9.5); EXCEPT THAT A MULTI-DISTRICT ON-LINE SCHOOL THAT OPERATES ONE OR MORE

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LEARNING CENTERS AS PROVIDED IN SECTION 22-30.7-111 MAY APPLY TO PARTICIPATE IN THE INITIATIVE."

Education After consideration on the merits, the Committee recommends that **HB14-1345** 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 **HB14-1291** 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 **SB14-168** be referred to the Committee of the Whole with favorable recommendation.

Judiciary The Committee on Judiciary has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE JUVENILE PAROLE BOARD

for a term expiring November 15, 2018:

David Owen Sleigh of Grand Junction, Colorado, to serve as a public member/not employed by state government, appointed.

Judiciary After consideration on the merits, the Committee recommends that **SB14-174** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, line 5, after the period insert "THE INITIAL FELLOWSHIPS WILL BE AWARDED IN FISCAL YEAR 2015-16."

Judiciary After consideration on the merits, the Committee recommends that **HB14-1302** 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 **HB14-1131** be postponed indefinitely.

Health & Human Services After consideration on the merits, the Committee recommends that **SB14-173** be referred to the Committee of the Whole with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **HB14-1290** 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 **HB14-1227** be referred to the Committee on Finance with favorable recommendation.

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SENATE SERVICES REPORT

Correctly Printed: SB14-186.
Correctly Rerevised: HB14-1299.

Senate in recess. Senate reconvened.

Upon request of Majority Leader Heath, **SB14-152** was removed from the General Orders--Second Reading of Bills Consent Calendar of Thursday, April 10 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Thursday, April 10.

Committee of the Whole On motion of Senator Newell, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Newell 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:

HB14-1295 by Representative(s) McCann, Williams, Exum, Fields, Labuda, Lebsock, Lee, Rosenthal, Ryden, Salazar; also Senator(s) Ulibarri--Concerning residential mortgage foreclosures, and, in connection therewith, requiring a single point of contact and prohibiting dual tracking.

Amendment No. 1, Judiciary Committee Amendment.
 (Printed in Senate Journal, April 8, page(s) 657 and placed in members' bill files.)

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

HB14-1312 by Representative(s) Williams, Labuda, Salazar, Garcia, Lebsock, Becker, Buckner, Court, Duran, Exum, Fields, Foote, Ginal, Hullinghorst, Kraft-Tharp, Lee, McCann, Melton, Moreno, Peniston, Pettersen, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri--Concerning efforts to reduce the number of foreclosures in Colorado, and, in connection therewith, continuing the foreclosure deferment program.

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

SB14-152 by Senator(s) Jahn; also Representative(s) Melton--Concerning the standardization of financial transaction requirements applicable to insurers.

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

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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Newell, 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	King	E	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-152, HB14-1295 as amended, HB14-1312.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Legal Services

After consideration on the merits, the Committee recommends that **HB14-1123** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 4, strike lines 13 through 17.

Finance

After consideration on the merits, the Committee recommends that **HB14-1289** 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 **HB14-1221** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **SB14-151** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 5, strike lines 9 and 10 and substitute "THE BOARD. NO STATE AGENCY NOR ANY OTHER GOVERNMENTAL ENTITY, WITH THE EXCEPTION OF A FACILITY THAT IS OWNED OR OPERATED BY A GOVERNMENTAL AGENCY AND THAT IS LICENSED AS A NURSING CARE FACILITY UNDER SECTION 25-1.5-103 (1) (a) (I) (A), C.R.S., MAY APPLY FOR OR RECEIVE A GRANT UNDER THIS SUBSECTION (4).".

MESSAGE FROM THE HOUSE

April 10, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1354.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1292, amended as printed in House Journal, April 9, pages 883-887. HB14-1298, amended as printed in House Journal, April 9, pages 887-888. HB14-1159, amended as printed in House Journal, April 9, page 888.

The House has voted to concur in the Senate amendments to HB14-1299 and has repassed the bill as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

April 10, 2014

We herewith transmit:

Without comment, HB14-1354.
Without comment, as amended, HB14-1159 and 1298.
With comment, as amended, HB14-1292.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-187** by Senator(s) Aguilar and Roberts; also Representative(s) Stephens and Schafer--
Concerning creation of the Colorado commission on affordable health care to analyze health care costs in Colorado.
Health & Human Services
- SB14-188** by Senator(s) Schwartz and Baumgardner; also Representative(s) Fischer and Rankin--
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.
Agriculture, Natural Resources, & Energy
- SB14-189** by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Duran, May--
Concerning a 2014-15 state fiscal year transfer of nine million six hundred seventy-two thousand dollars from the controlled maintenance trust fund to the general fund for the purpose of supporting a fiscal year 2014-15 appropriation for the Colorado firefighting air corps.
Appropriations

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SB14-190 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May--
 Concerning criminal discovery, and, in connection therewith, creating a statewide discovery
 sharing system, a criminal discovery surcharge, civil immunity for district attorneys that
 make a good-faith effort to redact information from discovery documents, and making an
 appropriation.
 Judiciary

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HB14-1013 by Representative(s) Lee and Foote; also Senator(s) Todd--Concerning the creation of the
 advanced industries workforce development program, and, in connection therewith, making
 and reducing appropriations.
 Business, Labor, & Technology

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HB14-1095 by Representative(s) Kagan and Gardner; also Senator(s) Newell--Concerning the Colorado
 bureau of investigation's authority to investigate computer crime, and, in connection
 therewith, making an appropriation.
 Judiciary

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HB14-1127 by Representative(s) Coram; also Senator(s) Hodge--Concerning disclosure of information
 for asset recovery, and, in connection therewith, making an appropriation.
 State, Veterans, & Military Affairs

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HB14-1159 by Representative(s) Young and Dore, Fischer, Lebsock, McLachlan, Mitsch Bush, Vigil;
 also Senator(s) Schwartz and Crowder--Concerning a state sales and use tax exemption for
 components used in biogas production systems.
 Agriculture, Natural Resources, & Energy
 Finance

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HB14-1199 by Representative(s) Williams, Szabo; also Senator(s) Jahn and Balmer--Concerning
 changes to the regulation of consumer goods service contracts, and, in connection
 therewith, making and reducing appropriations.
 Business, Labor, & Technology

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HB14-1275 by Representative(s) Duran and Coram, McLachlan; also Senator(s) Jahn and Roberts--
 Concerning authorization for the parks and wildlife commission to purchase real property
 to build a multi-use shooting facility.
 Agriculture, Natural Resources, & Energy

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HB14-1354 by Representative(s) Buckner and Gardner; also Senator(s) Aguilar and Crowder--
 Concerning the ability of a county clerk and recorder to seek judicial review of final action
 by the secretary of state relating to elections.
 State, Veterans, & Military Affairs

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1057, 1141, 1282, 1308, 1337, 1340, 1341.

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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday,
April 11, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

94th Legislative Day Friday, April 11, 2014

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Prayer	By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Ulibarri.	15
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Roll Call	Present--26	17
	Excused-- 9, Baumgardner, Brophy, Crowder, Grantham, Harvey, Hill, Marble, Renfroe, Scheffel.	18
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Quorum	The President announced a quorum present.	21
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Reading of Journal	On motion of Senator Herpin, reading of the Journal of Thursday, April 10, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

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Education	After consideration on the merits, the Committee recommends that HB14-1286 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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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:	37
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MEMBERS OF THE
 COLORADO TRAUMATIC BRAIN INJURY TRUST FUND BOARD

for terms expiring June 30, 2016:

Catharine H. Johnston-Brooks, PhD, ABPP, of Broomfield, Colorado, appointed;

Helen E. Morgan of Denver, Colorado, appointed.

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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:	53
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MEMBER OF THE
 UNIVERSITY OF COLORADO HOSPITAL AUTHORITY BOARD OF DIRECTORS

From the Sixth Congressional District: Denise O'Leary, for a term effective October 1, 2013 and continuing until September 30, 2017 (or until her successor is appointed by the Board of Regents). This will be Ms. O'Leary's first term on the Hospital Authority Board of Directors.

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Health & Human Services	After consideration on the merits, the Committee recommends that SB14-175 be referred to the Committee of the Whole with favorable recommendation.	1 2 3 4 5
Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1045 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	6 7 8 9
Appropriations	After consideration on the merits, the Committee recommends that HB14-1017 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	10 11 12 13 14 15
	Amend reengrossed bill, page 11, strike lines 3 through 9.	16
	Renumber succeeding section accordingly.	17 18
	Page 1, line 106, strike "CREDIT; AND MAKING AN" and substitute "CREDIT."	19 20 21 22
	Page 1, strike line 107.	23 24 25
Appropriations	After consideration on the merits, the Committee recommends that SB14-179 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.	26 27 28 29 30
	Amend printed bill, page 3, line 16 strike "GENERAL FUND" and substitute "DISASTER EMERGENCY FUND CREATED IN SECTION 24-33.5-706 (2) (a), C.R.S.,".	31 32 33 34
	Page 3, line 17, strike "FIVE MILLION" and substitute "TWO MILLION FIVE HUNDRED THOUSAND".	35 36 37
Appropriations	After consideration on the merits, the Committee recommends that SB14-174 be referred to the Committee of the Whole with favorable recommendation.	38 39 40 41
Appropriations	After consideration on the merits, the Committee recommends that SB14-167 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	42 43 44 45 46
	Amend printed bill, page 14, after line 21 insert:	47 48 49
	"SECTION 2. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the state education fund created in section 17 (4) (a) of article IX of the state constitution, not otherwise appropriated, to the opportunity school pilot initiative fund created in section 22-15-105 (1) (a), Colorado Revised Statutes, the sum of \$2,116,437, to be used for purposes consistent with the creation of the fund."	50 51 52 53 54 55 56
	Renumber succeeding section accordingly.	57 58
	Page 1, line 103, strike "STUDENTS." and substitute "STUDENTS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."	59 60 61 62 63 64

Appropriations

After consideration on the merits, the Committee recommends that **SB14-166** 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 5 and substitute "creation".

Page 3, strike lines 23 through 27.

Page 4, strike lines 1 through 7.

page 4, after line 7 insert:

"SECTION 2. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act. the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a). Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$86,600.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$86,600, or so much thereof as may be necessary, to be allocated to economic development programs to contract for the creation of the by Colorado mobile software application.

(3) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$85,000, or so much thereof as may be necessary, for allocation to the office of information technology to procure the services of an information technology contractor related to the implementation of this act. Said sum is from reappropriated funds received from economic development programs out of the appropriation made in subsection (3) of this section."

Renumber succeeding section accordingly.

Page 1, line 103, strike "BUSINESSES." and substitute "BUSINESSES, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-157** 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 12 insert:

"SECTION 2. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$300,000.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the comprehensive report on the value of United States military activities fund created in section 28-4.5-101 (6) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, the sum of \$300,000, and said sum, or so much thereof as may be necessary, is further appropriated to the department of military and veterans affairs, for the implementation of this act."

Renumber succeeding section accordingly.

Page 1, line 104, strike "COLORADO." and substitute "COLORADO, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-154** 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 1, strike "**plan.**" and substitute "**plan - report.**".

Page 3, line 26, after "proclamation." add "AS SOON AS PRACTICABLE AFTER ISSUING THE EXECUTIVE ORDER OR PROCLAMATION, THE GOVERNOR SHALL NOTIFY THE JOINT BUDGET COMMITTEE OF ANY MONEYS SO ACCESSED AND DESIGNATED."

Page 4, line 14, strike "COUNTIES" and substitute "COUNTIES, MUNICIPALITIES,".

Page 4, line 19, strike "COUNTY" and substitute "COUNTY, MUNICIPALITY,".

Appropriations

After consideration on the merits, the Committee recommends that **SB14-151** 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 10, line 23, strike "\$250,000" and substitute "\$165,000" and after "necessary," insert "for allocation to medical services premiums".

Appropriations

After consideration on the merits, the Committee recommends that **SB14-150** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 7, after line 19 insert:

SECTION 5. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the state education fund created in section 17 (4) (a) of article IX of the state constitution, not otherwise appropriated, to the department of education, for the fiscal year beginning July 1, 2014, the sum of \$5,000,000 and 1.0 FTE, or so much thereof as may be necessary, for allocation to the school counselor corps grant program for the implementation of this act."

Renumber succeeding section accordingly.

Page 1, line 102, strike "**PROGRAM.**" and substitute "**PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

Appropriations

After consideration on the merits, the Committee recommends that **SB14-144** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 6, after line 2 insert:

SECTION 3. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$75,000.

(2) In addition to any other appropriation, there is hereby appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2014, the sum of \$150,000, or so much thereof as may be necessary, for allocation to other medical services for

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commission on family medicine residency training programs related to the implementation of this act. Of said sum, \$75,000 is from the general fund and \$75,000 is from federal funds."

Renumber succeeding section accordingly.

Page 1, line 103, strike "STATE." and substitute "STATE, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that SB14-133 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 22, after line 21 insert:

"SECTION 4. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the division of professions and occupations cash fund created in section 24-34-105 (2) (b) (I), Colorado Revised Statutes, not otherwise appropriated, to the department of regulatory agencies, for the fiscal year beginning July 1, 2014, the sum of \$28,300 and 0.3 FTE, or so much thereof as may be necessary, to be allocated for the implementation of this act as follows:

(a) \$19,243 and 0.3 FTE to the division of professions and occupations for personal services; and

(b) \$9,057 to the executive director's office and administrative services for the purchase of legal services.

(2) In addition to any other appropriation, there is hereby appropriated to the department of law, for the fiscal year beginning July 1, 2014, the sum of \$9,057, or so much thereof as may be necessary, for the provision of legal services for the department of regulatory agencies related to the implementation of this act. Said sum is from reappropriated funds received from the department of regulatory agencies out of the appropriation made in paragraph (b) of subsection (1) of this section.

(3) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the Colorado bureau of investigation identification unit fund created in section 24-33.5-426, Colorado Revised Statutes, not otherwise appropriated, to the department of public safety, for allocation to the Colorado bureau of investigation, for the Colorado crime information center, identification, for the fiscal year beginning July 1, 2014, the sum of \$10,544, or so much thereof as may be necessary for fingerprint-based criminal history checks related to the implementation of this act."

Renumber succeeding section accordingly.

Page 1, line 102, strike "AGENCIES." and substitute "AGENCIES, AND, IN CONNECTION THEREWITH, MAKING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that SB14-130 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, before line 14 insert:

"SECTION 2. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act. the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a). Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$532.412.

(2) In addition to any other appropriation. there is hereby appropriated. to the department of health care policy and financing. for the fiscal year beginning July 1. 2014. the sum of \$1.057.300. or so much thereof as may be necessary, for allocation to Medical Services

Premiums. for a reduction in patient payments received by nursing facilities and intermediate care facilities for individuals with intellectual disabilities resulting from an increase in the personal needs benefit related to the implementation of this act. Of said sum, \$517,971 is from the general fund and \$539,329 is from federal funds.

(3) In addition to any other appropriation, there is hereby appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2014, the sum of \$2,289, or so much thereof as may be necessary, for allocation to department of human services medicaid-funded programs, office of information technology services-medicaid funding, Colorado benefits management system, for system modifications related to the implementation of this act. Of said sum, \$1,138 is from the general fund, \$7 is from the old age pension health and medical care fund pursuant to section 7 (c) of article XXIV of the state constitution, \$2 is from the children's basic health plan trust fund created in section 25.5-8-105 (1), Colorado Revised Statutes, and \$1,142 is from federal funds.

(4) In addition to any other appropriation, there is hereby appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2014, the sum of \$22,345, or so much thereof as may be necessary, for allocation to department of human services medicaid-funded programs, services for people with disabilities – medicaid funding, regional centers, for a reduction in patient payments received by nursing facilities and intermediate care facilities for individuals with intellectual disabilities resulting from an increase in the personal needs benefit related to the implementation of this act. Of said sum, \$10,947 is from the general fund and \$11,398 is from federal funds.

(5) In addition to any other appropriation, there is hereby appropriated, to the department of human services, for the fiscal year beginning July 1, 2014, the sum of \$6,203, or so much thereof as may be necessary, for allocation to the office of information technology services, Colorado benefits management system, for modifications to the Colorado benefits management system related to the implementation of this act. Of said sum, \$2,356 is from the general fund, \$215 is from the old age pension fund created in section 1 of article XXIV of the state constitution, \$2,289 is from reappropriated funds received from the department of health care policy and financing out of the appropriation made in subsection (3) of this section, and \$1,343 is from federal funds.

(6) For the implementation of this act, the appropriations made in the annual general appropriation act to the department of human services for services for people with disabilities for regional centers for people with developmental disabilities, for the fiscal year beginning July 1, 2014, are adjusted as follows:

(a) The appropriation for Wheat Ridge regional center personal services is decreased by \$9,216 from cash funds from client cash revenues and is increased by \$9,216 from reappropriated funds received from the department of health care policy and financing;

(b) The appropriation for Grand Junction regional center personal services is decreased by \$7,111 from cash funds from client cash revenues and is increased by \$7,111 from reappropriated funds received from the department of health care policy and financing; and

(c) The appropriation for Pueblo regional center personal services is decreased by \$6,018 from cash funds from client cash revenues and is increased by \$6,018 from reappropriated funds received from the department of health care policy and financing.

(7) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$6,203, or so much thereof as may be necessary, for allocation to the office of information technology for the provision of services to the department of human services related to the implementation of this act. Said sum is from reappropriated funds received from the department of human services out of the appropriation made in subsection (5) of this section."

Renumber succeeding sections accordingly.

Page 1, line 102, strike "FACILITIES." and substitute "FACILITIES, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

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Appropriations

After consideration on the merits, the Committee recommends that **SB14-127** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 9, after line 22 insert:

"SECTION 6. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of public safety, for the fiscal year beginning July 1, 2014, the sum of \$589,618 and 0.9 FTE, or so much thereof as may be necessary, to be allocated to the division of homeland security and emergency management for the implementation of this act as follows:

- (a) \$73,165 and 0.9 FTE for personal services;
- (b) \$16,454 for operating and travel expenses and capital outlay; and
- (c) \$500,000 for a statewide radio communications needs assessment and business plan."

Renumber succeeding section accordingly.

Page 1, line 104, strike "ASSESSMENT AND" and substitute "ASSESSMENT,".

Page 1, line 109, strike "DEPARTMENT." and substitute "DEPARTMENT, AND MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **SB14-124** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 12, after line 7 insert:

"SECTION 4. Appropriation. In addition to any other appropriation, for the fiscal year beginning July 1, 2014, there is hereby appropriated, out of any moneys in the state education fund created in section 17 (4) (a) of article IX of the state constitution, not otherwise appropriated, to the school turnaround leaders development fund created in section 22-13-106 (1) (a), Colorado Revised Statutes, the sum of \$2,000,000, and said sum and 1.2 FTE, or so much thereof as may be necessary, is further appropriated to the department of education, for the implementation of this act."

Renumber succeeding section accordingly.

Page 1, line 102, strike "SCHOOLS." and substitute "SCHOOLS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **SB14-099** 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, before line 17 insert:

"SECTION 3. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the division of professions and occupations cash fund created in section 24-34-105 (2) (b) (I), Colorado Revised Statutes, not otherwise appropriated, to the department of regulatory agencies, for the fiscal year beginning July 1, 2014, the sum of \$18,336, or so much thereof as may be necessary, to be allocated to the division of professions and occupations for the implementation of this act as follows:

- (a) \$120 for operating expenses; and
 - (b) \$18,216 for the purchase of legal services.
- (2) In addition to any other appropriation, there is hereby

appropriated to the department of law, for the fiscal year beginning July 1, 2014, the sum of \$18,216 and 0.1 FTE, or so much thereof as may be necessary, for the provision of legal services for the department of regulatory agencies related to the implementation of this act. Said sum is from reappropriated funds received from the department of regulatory agencies out of the appropriation made in paragraph (b) of subsection (1) of this section."

Renumber succeeding section accordingly.

Page 1, line 101, strike "LICENSE." and substitute "LICENSE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that SB14-087 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, after line 3 insert:

"SECTION 5. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$43,260.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$43,260, or so much thereof as may be necessary, for the purchase of computer center services related to the implementation of this act.

(3) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$43,260, or so much thereof as may be necessary, for allocation to the office of information technology, for the provision of computer center services for the department of revenue related to the implementation of this act. Said sum is from reappropriated funds received from the department of revenue out of the appropriation made in subsection (2) of this section."

Renumber succeeding section accordingly.

Page 1, line 103, strike "EVIDENCE." and substitute "EVIDENCE, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that SB14-085 be postponed indefinitely.

Appropriations

After consideration on the merits, the Committee recommends that SB14-075 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, after line 13 insert:

"SECTION 4. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$81,749.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of education, for the fiscal year beginning July 1, 2014, the sum of \$68,921, or so much thereof as may

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be necessary, for allocation to the state share of districts' total program funding related to the implementation of this act.

(3) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$12,828, or so much thereof as may be necessary, for allocation to the division of motor vehicles related to the implementation of this act.

(4) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the Colorado state titling and registration account of the highway users tax fund created in section 42-1-211 (2), Colorado Revised Statutes, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$104,030, or so much thereof as may be necessary, for the purchase of computer center services related to the implementation of this act.

(5) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$104,030, or so much thereof as may be necessary, for allocation to the office of information technology, for the provision of computer center services for the department of revenue related to the implementation of this act. Said sum is from reappropriated funds received from the department of revenue out of the appropriation made in subsection (4) of this section."

Renumber succeeding section accordingly.

Page 1, line 103, strike "STATES." and substitute "STATES, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-056** be **postponed indefinitely**.

Appropriations

After consideration on the merits, the Committee recommends that **SB14-005** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 20, before line 8 insert:

"SECTION 9. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$320,903.

(2) In addition to any other appropriation, there is hereby appropriated, to the department of labor and employment, for the fiscal year beginning July 1, 2014, the sum of \$333,403, or so much thereof as may be necessary, for allocation to the division of labor for the implementation of this act. Of said sum, \$320,903 is from the general fund, and \$12,500 is from the wage theft enforcement fund created in section 8-4-113 (3) (a), Colorado Revised Statutes.

(3) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$16,480, or so much thereof as may be necessary, for allocation to the office of information technology, for the provision of computer center services for the department of labor and employment related to the implementation of this act. Said sum is from reappropriated funds received from the department of labor and employment out of the appropriation made in subsection (2) of this section.

(4) In addition to any other appropriation, there is hereby appropriated to the department of law, for the fiscal year beginning July 1, 2014, the sum of \$23,225, or so much thereof as may be necessary, for the provision of legal services for the department of labor and

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employment related to the implementation of this act. Said sum is from reappropriated funds received from the department of labor and employment out of the appropriation made in subsection (2) of this section."

Renumber succeeding section accordingly.

Page 1, line 104, strike "CLAIM." and substitute "CLAIM, AND IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that SB14-002 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 9, after line 8 insert:

SECTION 6. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$266,952.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of law, for the fiscal year beginning July 1, 2014, the sum of \$266,952 and 2.5 FTE, or so much thereof as may be necessary, to be allocated to the safe2tell program for the implementation of this act as follows:

- (a) \$144,231 and 2.5 FTE for personal services;
- (b) \$71,427 for operating expenses and other costs;
- (c) \$2,618 for fleet vehicle management; and
- (d) \$48,676 for dispatch services and text message tip reporting provided by the department of public safety.

(3) In addition to any other appropriation, there is hereby appropriated to the department of personnel, the sum of \$2,618, or so much thereof as may be necessary, for allocation to the fleet management program, for vehicle replacement lease/purchase costs related to the implementation of this act. Said sum is from reappropriated funds received from the department of law out of the appropriation made in paragraph (c) of subsection (1) of this section.

(4) In addition to any other appropriation, there is hereby appropriated to the department of public safety, the sum of \$48,676 and 0.5 FTE, or so much thereof as may be necessary, for allocation to the Colorado state patrol communications program, for dispatch services and text message tip reporting related to the implementation of this act. Said sum is from reappropriated funds received from the department of law out of the appropriation made in paragraph (d) of subsection (1) of this section.

(5) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the safe2tell cash fund created in section 24-31-610 (1), Colorado Revised Statutes, not otherwise appropriated, to the department of law, for the fiscal year beginning July 1, 2014, the sum of \$15,000, or so much thereof as may be necessary, for allocation to the safe2tell program for the implementation of this act."

Renumber succeeding section accordingly.

Page 1, line 102, strike "LAW." and substitute "LAW, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

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Appropriations

After consideration on the merits, the Committee recommends that **SB14-073** 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 15, strike "C.R.S." and insert "C.R.S., AND SUBSECTION (3) OF THIS SECTION.".

Page 6, line 4, strike "C.R.S." and insert "C.R.S., AND SUBSECTION (3) OF THIS SECTION.".

Page 8, after line 19 insert:

"(3) IN ADDITION TO ANY OTHER REQUIREMENTS OF THIS SECTION, A TAXPAYER SHALL SUBMIT A CLAIM FOR A CREDIT AND A QUALIFIED ENTITY SHALL SUBMIT A CLAIM FOR A TRANSFERRABLE EXPENSE AMOUNT TO THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT. THE DEPARTMENT SHALL ISSUE CERTIFICATES FOR THE CLAIMS RECEIVED IN THE ORDER SUBMITTED. AFTER CERTIFICATES HAVE BEEN ISSUED FOR CREDITS AND TRANSFERRABLE EXPENSE AMOUNTS IN THE AGGREGATE AMOUNT OF THREE MILLION DOLLARS FOR ALL TAXPAYERS AND QUALIFIED ENTITIES COMBINED FOR THE 2014 CALENDAR YEARS AND THREE MILLION DOLLARS FOR EACH CALENDAR YEAR THEREAFTER, ANY CLAIMS THAT EXCEED THE AMOUNT ALLOWED FOR THE CALENDAR YEAR SHALL BE PLACED ON A WAIT LIST IN THE ORDER SUBMITTED AND A CERTIFICATE SHALL BE ISSUED FOR USE OF THE CREDIT OR TRANSFERRABLE EXPENSE AMOUNT IN THE NEXT YEAR FOR WHICH THE DEPARTMENT HAS NOT ISSUED CREDIT CERTIFICATES IN EXCESS OF THREE MILLION DOLLARS; EXCEPT THAT NO MORE THAN ONE MILLION DOLLARS IN CLAIMS SHALL BE PLACED ON THE WAIT LIST FOR ANY GIVEN CALENDAR YEAR. THE DEPARTMENT SHALL NOT ISSUE CERTIFICATES FOR ANY CALENDAR YEAR, INCLUDING CERTIFICATES PLACED ON A WAIT LIST FOR THAT YEAR, IN AN AGGREGATE AMOUNT THAT EXCEEDS THREE MILLION DOLLARS. NO CLAIM FOR A CREDIT OR A TRANSFERRABLE EXPENSE AMOUNT IS ALLOWED FOR ANY INCOME TAX YEAR COMMENCING ON OR AFTER JANUARY 1, 2014, UNLESS A CERTIFICATE HAS BEEN ISSUED BY THE DEPARTMENT PURSUANT TO THIS SUBSECTION (3)."

Re-number succeeding subsection accordingly.

Page 9, before line 11 insert:

SECTION 4. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$3,433,710.

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$58,710, or so much thereof as may be necessary, for CITA annual maintenance and support related to the implementation of this act.

(3) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the hazardous substance response fund created in section 25-16-104.6, Colorado Revised Statutes, and pursuant to section 25-16-303 (4) (c), Colorado Revised Statutes, not otherwise appropriated, to the department of public health and environment, for the fiscal year beginning July 1, 2014, the sum of \$20,000, or so much thereof as may be necessary, for allocation to the hazardous materials and waste management division for contaminated site cleanups personal services costs related to the implementation of this act."

Re-number succeeding section accordingly.

Page 1, line 103, strike "STATE." and substitute "STATE, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

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Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **SB14-147** be postponed indefinitely.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **SB14-145** 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 confirmed:

MEMBERS OF THE STATE BOARD OF THE GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2017:

Heather Lee Carroll of Colorado Springs, Colorado, a Democrat and resident of the 5th Congressional District, reappointed; and

Linda Jean Strand of Aurora, Colorado, a Democrat and resident of the 6th Congressional District, appointed.

Agriculture, Natural Resources, & Energy The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE RENEWABLE ENERGY AUTHORITY BOARD OF DIRECTORS

for a term expiring July 1, 2015:

Jeffrey Paul Ackermann of Denver, Colorado, and occasioned by the resignation of Tanuj "TJ" Deora of Denver, Colorado, appointed.

SENATE SERVICES REPORT

- Correctly Printed:** SB14-187, 188, 189 and 190.
- Correctly Engrossed:** SB14-152.
- Correctly Revised:** HB14-1295 and 1312.
- Correctly Enrolled:** SB14-027, 103 and 146; SJM14-002.

On motion of Majority Leader Heath, 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 Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Third Reading of Bills -- Final Passage Calendar (HB14-1295, HB14-1312, SB14-152) of Friday, April 11 was laid over until Monday, April 14, retaining its place on the calendar.

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Committee of the Whole On motion of Senator Nicholson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Nicholson 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:

SB14-046 by Senator(s) Nicholson, Tochtrop, Jones; also Representative(s) Exum--Concerning a grant program to increase local firefighter safety.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, January 29, page(s) 130 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 9, page(s) 672 and placed in members' bill files.)

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

SB14-013 by Senator(s) King; --Concerning resources received by a recipient of an old age pension.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 9, page(s) 672-673 and placed in members' bill files.)

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

SB14-008 by Senator(s) Roberts; --Concerning the creation of the wildfire information and resource center in the division of fire prevention and control in the department of public safety.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 9, page(s) 673 and placed in members' bill files.)

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

HB14-1130 by Representative(s) McCann, Fields, Lebsock, Lee, Moreno, Salazar, Schafer, Singer; also Senator(s) Ulibarri--Concerning the disposition of moneys charged to borrowers for costs to be paid in connection with foreclosure.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, April 9, page(s) 675-677 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 Nicholson, the report of the Committee of the Whole was **adopted** on the following roll call vote:

YES	26	NO	0	EXCUSED	9	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	E
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	E	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	E	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	E	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	E	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	E	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-046 as amended, SB14-013 as amended, SB14-008 as amended, HB14-1130 as amended.

Committee of the Whole On motion of Senator Nicholson, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Nicholson 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:

HB14-1339 by Representative(s) Gerou, Duran, May; also Senator(s) Hodge, Steadman, Lambert--Concerning the creation of the hazardous substance site response fund.

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.)

HB14-1285 by Representative(s) Ryden, Becker, Court, Exum, Ferrandino, Fields, Hamner, Kraft-Tharp, Labuda, Melton, Rosenthal, Williams; also Senator(s) Aguilar and Johnston--Concerning a requirement that a professional tax preparer provide certain disclosures to a client when preparing tax documents for the client.

Laid over until Monday, April 14, retaining its place on the calendar.

SB14-088 by Senator(s) Newell, Crowder; also Representative(s) Kraft-Tharp--Concerning the creation of the suicide prevention commission.

Laid over until Monday, April 14, retaining its place on the calendar.

SB14-050 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning financial assistance in Colorado hospitals.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, February 28, page(s) 394-395 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 9, page(s) 670-671 and placed in members' bill files.)

Amendment No. 3(L.008), by Senator Aguilar.

Amend the Health and Human Services Committee Report, dated February 27, 2014, page 3, after line 25 insert:

"(9) NOTHING IN THIS SECTION AFFECTS A LICENSE ISSUED TO A HOSPITAL PURSUANT TO SECTION 25-3-101. THE DEPARTMENT SHALL NOT

CHARGE A HOSPITAL AN ADDITIONAL LICENSE FEE FOR COSTS ASSOCIATED WITH THIS SECTION."

Amendment No. 4(L.007), by Senator Aguilar.

Amend the Appropriations Committee Report, dated April 9, 2014, page 1, strike lines 3 through 6 and substitute:

"Page 2, strike line 4 and substitute "IN THE SAME MANNER AND FORM AS THE REPORTS REQUIRED IN SECTION 25-1-124. THE DEPARTMENT SHALL NOT INVESTIGATE A HOSPITAL BECAUSE THAT HOSPITAL HAS CORRECTED AN ERROR, OMISSION, OR NONCOMPLIANCE WITH THIS SECTION, UNLESS THERE IS GOOD CAUSE TO OPEN AN INVESTIGATION. IF THE DEPARTMENT INVESTIGATES A SELF-REPORTED INCIDENT, THE DEPARTMENT SHALL INVESTIGATE, DOCUMENT, AND IDENTIFY THE SELF-REPORTED ERRORS, OMISSIONS, OR NONCOMPLIANCE RELATED TO THIS SECTION AS A SELF-REPORTED INCIDENT INVESTIGATION, AND NOT AS A COMPLAINT INVESTIGATION. THE DEPARTMENT SHALL MAKE INFORMATION CONCERNING INVESTIGATIONS AND COMPLAINTS AVAILABLE TO THE PUBLIC IN THE SAME MANNER AS SECTION 25-1-124 (6) AND (7). THE DEPARTMENT SHALL MAKE HOSPITAL SELF-REPORTED INCIDENTS SUBMITTED TO THE DEPARTMENT PURSUANT TO THIS SECTION AVAILABLE TO THE PUBLIC UPON REQUEST."."

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

SB14-064 by Senator(s) Ulibarri, Guzman; also Representative(s) Salazar--Concerning restricting the use of long-term isolated confinement for inmates with serious mental illness.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 11, page(s) 453-454 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 9, page(s) 671-672 and placed in members' bill files.)

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

SB14-015 by Senator(s) Kerr; also Representative(s) Young--Concerning the creation of a hospitality career grant program.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, February 3, page(s) 152 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 9, page(s) 672 and placed in members' bill files.)

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

SB14-001 by Senator(s) Jahn and Kerr; also Representative(s) Garcia and McLachlan--Concerning making college education more affordable by imposing further restrictions on tuition increases, increasing financial aid, and increasing operating support for each governing board of a state-supported institution of higher education by eleven percent, and, in connection therewith, making an appropriation.

Laid over until Monday, April 14, retaining its place on the calendar.

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SB14-011 by Senator(s) Heath; also Representative(s) Hullinghorst--Concerning the Colorado energy research authority.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 9, page(s) 680-681 and placed in members' bill files.)

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

SB14-171 by Senator(s) Schwartz and Jones; also Representative(s) Tyler--Concerning the ability of the Colorado new energy improvement district to arrange financing for water conservation fixtures.

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

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1339 by Representative(s) Gerou, Duran, May; also Senator(s) Hodge, Steadman, Lambert--Concerning the creation of the hazardous substance site response fund.

Senator Steadman moved to amend the Report of the Committee of the Whole to show that HB14-1339 laid over to the general orders calendar of Thursday, April 17, 2014, 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	26	NO	0	EXCUSED	9	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	E
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	E	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	E	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	E	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	E	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	E	Kerr	Y	Roberts	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	26	NO	0	EXCUSED	9	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	E
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	E	Lundberg	Y	Steadman	Y
Brophy	E	Hodge	Y	Marble	E	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	E	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	E	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	E	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-050 as amended, SB14-064 as amended, SB14-015 as amended, SB14-011 as amended, SB14-171.

Laid over until Monday, April 14: SB14-001, HB14-1285, SB14-088.

Laid over until Thursday, April 17: HB14-1339.

CONSIDERATION OF RESOLUTIONS

SJR14-022 by Senator(s) Baumgardner and Heath; also Representative(s) DelGrosso and Becker-- Concerning the recognition and commendation of the people of Colorado and the United States on the 100th anniversary of the establishment of Rocky Mountain National Park.

Laid over until Thursday, April 17, retaining its place on the calendar.

SJR14-026 by Senator(s) Zenzinger and Kerr; also Representative(s) Peniston and Duran--Concerning the designation of April 8, 2014, as "Equal Pay Day" in Colorado, and, in connection therewith, acknowledging the persisting problem of wage disparity among various groups.

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

Amend introduced resolution, page 2, after line 8 insert:

"WHEREAS, According to the 2013 Annual Report to Congress on White House Staff, women on President Obama's White House staff earn on average 11.8 percent less than men working on the White House staff; and

WHEREAS, Other news reports indicate that Senator Mark Udall pays female staffers 84 percent of what he pays male staffers; and".

The amendment **lost** on the following roll call vote:

YES	11	NO	15	EXCUSED	9	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	E
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	E	Hill	E	Lundberg	Y	Steadman	N
Brophy	E	Hodge	N	Marble	E	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	E	Johnston	N	Nicholson	Y	Ulibarri	N
Grantham	E	Jones	N	Renfroe	E	Zenzinger	Y
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	E	Kerr	Y	Roberts	Y		

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

YES	22	NO	4	EXCUSED	9	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	E
Balmer	Y	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	E	Lundberg	N	Steadman	Y
Brophy	E	Hodge	Y	Marble	E	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	E	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	E	Jones	Y	Renfroe	E	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	E	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Carroll, Guzman, Heath, Hodge, Johnston, Jones, Kefalas, Newell, Nicholson, Schwartz, Steadman, Tochtrop, Todd and Ulibarri.

**MEMORANDUM
REPORT FROM THE HOUSE AND SENATE
COMMITTEES ON DELAYED BILLS**

Pursuant to Joint Rule 23 (c), the House and Senate Committees on Delayed Bills, acting jointly, extend the following deadlines for House Bill No. 14-1336, the Long Appropriations Bill:

The Friday, April 11 deadline (the 94th legislative day) for adoption of the conference committee report on the Long Appropriations Bill is extended until Wednesday, April 16, 2014 (the 99th legislative day).

This memorandum shall be printed in the journal of each house as is required by said Joint Rule 23 (c).

(signed)
Morgan Carroll
President of the Senate

(signed)
Mark Ferrandino
Speaker of the House of Representatives

Rollie Heath
Senate Majority Leader

Dickey Lee Hullinghorst
House Majority Leader

Bill Cadman
Senate Minority Leader

Brian DelGrosso
House Minority Leader

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-191** by Senator(s) Tochtrop; --Concerning the procedures for resolution of workers' compensation claims.
Business, Labor, & Technology
- SB14-192** by Senator(s) Grantham; --Concerning the regulation of facilities licensed with regard to classified radioactive materials.
Health & Human Services
- HB14-1187** by Representative(s) Swalm, Gardner, Waller, Pettersen, McLachlan, Vigil; also Senator(s) Todd--Concerning consumer protection from excess damages for repair of rental vehicles.
State, Veterans, & Military Affairs
- HB14-1327** by Representative(s) Williams and Murray; also Senator(s) Scheffel and Tochtrop-- Concerning measures to expand the deployment of communication networks, and, in connection therewith, enacting the "Broadband Deployment Act".
Business, Labor, & Technology
State, Veterans, & Military Affairs
- HB14-1328** by Representative(s) Williams and Coram, Becker, Dore, Hamner, McLachlan, Mitsch Bush, Scott, Tyler, Wilson, Young; also Senator(s) Nicholson and Crowder, Schwartz-- Concerning the deployment of broadband into unserved areas of Colorado through grant-making from moneys allocated from the Colorado high cost support mechanism, and, in connection therewith, making an appropriation.
Business, Labor, & Technology
State, Veterans, & Military Affairs

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HB14-1329 by Representative(s) Williams and Murray; also Senator(s) Kerr and Scheffel--Concerning the exemption of certain internet-protocol-enabled services from oversight by the public utilities commission, and, in connection therewith, making an appropriation.
 Business, Labor, & Technology
 State, Veterans, & Military Affairs

HB14-1330 by Representative(s) Williams; also Senator(s) Tochtrop--Concerning an update of telecommunications terminology for intrastate telecommunications services.
 Business, Labor, & Technology
 State, Veterans, & Military Affairs

HB14-1331 by Representative(s) Williams and Murray; also Senator(s) Nicholson and Kerr--Concerning the regulation of basic local exchange service as it affects effective competition, and, in connection therewith, making an appropriation.
 Business, Labor, & Technology
 State, Veterans, & Military Affairs

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
 ON HB14-1336

 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 HB14-1336, 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, 2014, except as otherwise noted, has met and reports that it has agreed upon the following:

1. That the House accede to the Senate amendments made to the bill, as the amendments appear in the rerevised bill, with the following changes:

Page 2, line 13, strike "\$76,000,000;" and substitute "\$78,000,000;".

Page 2 line 19, strike "\$35,000,000;" and substitute "\$33,000,000;".

Page 374, strike lines 6 and 7.

Adjust affected totals accordingly.

Page 100, line 6, strike "Certification^{10a}" and substitute "Certification", in the ITEM & SUBTOTAL column strike "6,295,822" and substitute "5,995,822", and in the CASH FUNDS column strike "300,000^d".

Adjust affected totals accordingly.

Page 102, strike line 5.

Page 124, strike lines 15 to 17.

Page 125, strike lines 1 and 2.

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Page 384, line 12, strike "Survey^{10a}" and substitute "Survey", in the ITEM & SUBTOTAL column strike "1,432,692" and substitute "1,132,692", and in the REAPPROPRIATED FUNDS column strike "300,000".

Adjust affected totals accordingly.

Page 385, strike lines 14 and 15.

Page 389, strike lines 11 through 15.

Page 112, line 15, in the ITEM & SUBTOTAL column strike "10,228,718" and substitute "6,828,718".

Page 113, line 5, in the ITEM & SUBTOTAL column strike "479,276,934" and substitute "475,876,934" and in the CASH FUNDS column strike "34,202,357^a" and substitute "30,802,357^a".

Adjust affected totals accordingly.

Page 113, strike lines 7 and 8 and substitute "a Of this amount, \$30,798,715 shall be from client cash sources and \$3,642 shall be from local funds. The (L) and (I) notations apply to these amounts.".

Page 163, line 6, in the ITEM & SUBTOTAL column strike "21,282,373" and substitute "21,457,373" and in the GENERAL FUND column strike "4,598,799" and substitute "4,773,799".

Adjust affected totals accordingly.

Page 597, strike line 21.

Strike page 598.

Renumber succeeding section 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 2, line 13, strike "\$76,000,000;" and substitute "\$66,328,000;".

Page 3, line 1, strike "\$95,500,000" and substitute "\$105,172,000".

Page 118, line 11, in the ITEM & SUBTOTAL column strike "19,668,262" and substitute "26,770,806" and in the GENERAL FUND column insert "7,102,544".

Adjust affected totals accordingly.

Page 163, line 6, in the ITEM & SUBTOTAL column strike "21,282,373" and substitute "23,437,925" and in the GENERAL FUND column strike "4,598,799" and substitute "6,754,351".

Adjust affected totals accordingly.

Page 164, line 12, in the ITEM & SUBTOTAL column strike "8,880,540" and substitute "16,074,307" and in the GENERAL FUND column insert "7,193,767".

Adjust affected totals accordingly.

Page 403, line 7, in the ITEM & SUBTOTAL column strike "28,322,439" and substitute "26,994,439" and in the GENERAL FUND column strike "21,847,795" and substitute "20,519,795".

Page 87, line 7, in the ITEM & SUBTOTAL column strike "5,000,000" and substitute "10,000,000" and in the GENERAL FUND column insert "5,000,000".

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Adjust affected totals accordingly.	1
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Page 485, strike lines 7 and 8.	3
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Page 485, line 9, strike "Additional Funding ¹ " and substitute "Quigley Hall Renovation ¹ ", in the ITEM & SUBTOTAL column strike "20,779,853" and substitute "25,779,853", and in the CAPITAL CONSTRUCTION FUND column strike "20,779,853" and substitute "25,779,853".	5
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Page 485, strike line 10.	11
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Adjust affected totals accordingly.	13
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Page 514, line 9, strike "Western State Colorado University, Quigley Hall Renovation;".	15
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Page 109, line 5, in the TOTAL column strike "5,715,512,994" and substitute "5,716,161,031", in the GENERAL FUND column strike "896,965,915(M)" and substitute "897,285,025(M)", and in the FEDERAL FUNDS column strike "3,487,163,772" and substitute "3,487,492,699".	18
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Adjust affected totals accordingly.	24
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Page 549, line 12, in the TOTAL column strike "4,543,427,407" and substitute "4,543,903,905", in the GENERAL FUND column strike "905,803,558(M)" and substitute "906,041,807(M)", and in the FEDERAL FUNDS column strike "2,213,521,465" and substitute "2,213,759,714".	26
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Adjust affected totals accordingly.	32
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Page 230, line 3, in the ITEM & SUBTOTAL column strike "481,000" and substitute "798,000" and in the CASH FUNDS column strike "481,000 ^k " and substitute "798,000 ^k ".	34
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Adjust affected totals accordingly.	38
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Page 595, after line 10 insert:	40
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"SECTION 16. Appropriation to the judicial department for the fiscal year beginning July 1, 2013. In Session Laws of Colorado 2013, section 13 of chapter 341, (HB 13-1254), amend (2), as (2) is amended by section 3 of House Bill 14-1239, as follows:	42
	43
Section 13. Appropriation. (2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the restorative justice surcharge fund created in section 18-25-101 (3) (a), Colorado Revised Statutes, not otherwise appropriated, to the judicial department, for the fiscal year beginning July 1, 2013, the sum of \$199,263 \$236,393 and 0.2 FTE, or so much thereof as may be necessary, to be allocated for the implementation of this act as follows:	44
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(a) \$12,073 and 0.2 FTE for general courts administration for personal services;	46
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(b) \$190 for general courts administration for operating expenses;	48
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and	50
(c) \$187,000 \$224,130 for the restorative justice pilot project."	51
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Renumber succeeding sections accordingly.	59
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Page 333, strike lines 5 through 9.	62
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Adjust affected totals accordingly.	64
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Page 584, after line 5 insert:	66
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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

1 **"SECTION 14. Appropriation to the department of personnel and administration for the fiscal year beginning July 1, 2013.** In Session Laws of Colorado 2013, section
2 of chapter 441, (SB 13-230), **amend** Part XV (2) (C) (1) and the affected totals, as Part XV (2) (C) (1) and the affected totals are amended by House Bill 14-1243, and **add** footnote
3 55b as follows:

4 Section 2. **Appropriation.**

PART XV

DEPARTMENT OF PERSONNEL AND ADMINISTRATION

(2) DIVISION OF HUMAN RESOURCES

(C) Risk Management Services

(1) Risk Management Program Administrative Cost

11 Personal Services	753,646				753,646 ^a
					(11.5 FTE)
13 Operating Expenses	68,427				68,427 ^a
14 Actuarial and Broker					
15 Services	326,516				326,516 ^a

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
1	Risk Management						
2	Information System	137,448				137,448 ^a	
3	Additional Payments from						
4	Recommendation by the						
5	State Claims Board Pursuant						
6	to Section 24-10-114 (5) (b),						
7	C.R.S. C.R.S. ^{55b}	4,902,256	4,902,256				
8		6,863,692	6,863,692				
9	ADDITIONAL PAYMENTS TO						
10	CLAIMANTS FOR						
11	OUTSTANDING CLAIMS						
12	ARISING FROM THE LOWER						
13	NORTH FORK FIRE ^{55b}	11,088,994	11,088,994				
14	Indirect Cost Assessment	42,010				42,010 ^a	
15		<u>6,230,303</u>					

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

19,280,733

^a These amounts shall be from the Risk Management Fund created in Section 24-30-1510 (1) (a), C.R.S., the Self-Insured Property Fund created in Section 24-30-1510.5 (1) (a), C.R.S., and the State Employee Workers' Compensation Account created in Section 24-30-1510.7 (1) (a), C.R.S.

TOTALS PART XV

(PERSONNEL AND

ADMINISTRATION)

	\$175,116,395	\$11,310,341		\$12,354,837 ^a	\$151,451,217 ^b
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	\$188,166,825	\$24,360,771		_____	_____
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^a Of this amount, \$1,273,980 contains an (I) notation.

^b Of this amount, \$15,924,315 contains an (I) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

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3 55b DEPARTMENT OF PERSONNEL AND ADMINISTRATION, DIVISION OF HUMAN RESOURCES, RISK MANAGEMENT SERVICES, RISK MANAGEMENT PROGRAM

4 ADMINISTRATIVE COST, ADDITIONAL PAYMENTS FROM RECOMMENDATION BY THE STATE CLAIMS BOARD PURSUANT TO SECTION 24-10-114 (5) (b), C.R.S.;

5 ADDITIONAL PAYMENTS TO CLAIMANTS FOR OUTSTANDING CLAIMS ARISING FROM THE LOWER NORTH FORK FIRE -- THIS APPROPRIATION REMAINS AVAILABLE

6 THROUGH JUNE 30, 2015."

7

8 Renumber succeeding sections accordingly.

9

Page 399, line 7, in the ITEM & SUBTOTAL column strike "4,314,506" and substitute "4,614,506" and in the GENERAL FUND column strike "2,875,120" and substitute "3,175,120".

Page 399, line 8, in the GENERAL FUND column strike "(41.0 FTE)" and substitute "(45.0 FTE)".

Adjust affected totals accordingly.

Page 543, line 3, strike "HB14-1236 ," and substitute "HB14-1236, and add footnote 7e,".

Page 546, line 3, strike "Projects" and substitute "Projects^{7e}".

Page 556, after line 6 insert:

FOOTNOTES – The following statements are referenced to the numbered footnotes throughout section 2.

7e DEPARTMENT OF HEALTH CARE POLICY AND FINANCING, EXECUTIVE DIRECTOR'S OFFICE, GENERAL ADMINISTRATION, GENERAL PROFESSIONAL SERVICES AND SPECIAL PROJECTS – OF THIS APPROPRIATION, \$27,000 TOTAL FUNDS, INCLUDING \$13,500 FROM THE COLORADO AUTISM TREATMENT FUND CREATED IN SECTION 25.5-6-805 (1), C.R.S. AND \$13,500 FEDERAL FUNDS, REMAINS AVAILABLE FOR EXPENDITURE THROUGH JUNE 30, 2015. IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE DEPARTMENT UTILIZE THE \$27,000 FOR THE PURPOSE OF COMPLETING THE CHILDREN WITH AUTISM PROGRAM EVALUATION AUTHORIZED BY S.B. 12-159."

Page 595, after line 10 insert:

SECTION 16. Appropriation to the department of human services for the fiscal year beginning July 1, 2013. In Session Laws of Colorado 2013, amend section 2 of chapter 231, (SB 13-266), as section 2 is amended by section 3 of House Bill 14-1238, as follows:

Section 2. **Appropriation.** (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of human services, for the fiscal year beginning July 1, 2013, the sum of ~~\$9,660,072~~ \$5,660,072 and 0.9 FTE, or so much thereof as may be necessary, to be allocated to behavioral health services for the implementation of this act as follows:

- (a) ~~\$8,498,133~~ \$4,828,419 for co-occurring behavioral health services, crisis response system–crisis stabilization units, mobile crisis response, respite services, and marketing;
- (b) ~~\$1,089,006~~ \$758,720 for co-occurring behavioral health services, crisis response system–telephone hotlines;
- (c) \$67,280 and 0.9 FTE for administration, personal services; and
- (d) \$5,653 for administration, operating expenses."

Renumber succeeding sections accordingly.

Page 19, line 13, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 48, line 2, strike "**(CORRECTIONS)**" and substitute "**(CORRECTIONS)**^{4a}".

Page 49, after line 5 insert:

4a Department of Corrections, Totals -- It is the intent of the General Assembly that when the Department of Corrections applies the 2.5 percent salary survey

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increase reflected in the salary survey line item appropriations, that employees other than Corrections Case Managers, Corrections/Youth/Clinical Officers, and Community Parole Officers shall receive a base-building increase up to the range maximum, and that salary survey increase amounts over the range maximum shall not be base-building. It is the intent of the General Assembly that Corrections Case Managers, Corrections/Youth/Clinical Officers, and Community Parole Officers shall receive a base-building increase below, at, or over the range maximum because range minimums and maximums for Corrections Case Managers, Corrections/Youth/Clinical Officers, and Community Parole Officers adjust to reflect any increase."

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Page 77, line 3, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 96, line 6, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 124, line 3, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 152, line 3, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 243, line 13, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 257, line 10, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 270, line 6, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 288, line 9, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 295, line 12, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 319, line 10, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 342, line 15, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 389, line 7, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 419, line 15, strike "**SAFETY**)¹" and substitute "**SAFETY**)^{75a}".

Page 420, strike lines 8 through 10.

Page 422, after line 5, insert:
"75a Department of Public Safety, Totals -- It is the

intent of the General Assembly that when the Department of Public Safety applies the 2.5 percent salary survey increase reflected in the salary survey line item appropriations, that employees other than those in the State Patrol Job Series shall receive a base-building increase up to the range maximum, and that salary survey increase amounts over the range maximum shall not be base-building. It is the intent of the General Assembly that employees in the State Patrol Job Series shall receive a base-building increase below, at, or over the range maximum because range minimums and maximums for this series adjust to reflect any increase."

Page 436, line 11, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 458, line 7, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 464, line 4, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 468, line 15, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 476, line 4, strike "Corrections and Department of Human Services," and substitute "Corrections, Department of Human Services, and Department of Public Safety,".

Page 88, line 7, strike "Advanced Industries Export Acceleration Fund created in Section 24-47-103 (8) (a), C.R.S." and substitute "Advanced Industries Acceleration Cash Fund created in Section 24-48.5-117 (7) (a), C.R.S.".

Page 97, line 8, in the ITEM & SUBTOTAL column strike "2,520,389" and substitute "2,473,788".

Page 97, line 9, in the ITEM & SUBTOTAL column strike "64,817" and substitute "64,099".

Page 97, line 11, in the ITEM & SUBTOTAL column strike "1,246,512" and substitute "1,233,454".

Page 97, line 14, in the ITEM & SUBTOTAL column strike "1,168,664" and substitute "1,156,422".

Page 97, line 15, in the ITEM & SUBTOTAL column strike "836,947" and substitute "829,923".

Page 98, line 1, in the ITEM & SUBTOTAL column strike "271,459" and substitute "265,415".

Page 99, line 7, in the ITEM & SUBTOTAL column strike "47,728,559" and substitute "47,642,872, in the GENERAL FUND column strike "17,407,106" and substitute "17,364,262", and in the FEDERAL FUNDS column strike "23,845,436(I)" and substitute "23,802,593(I)".

Adjust affected totals accordingly.

Page 109, line 5, in the TOTAL column strike "5,715,512,994" and substitute "5,715,528,971", in the GENERAL FUND column strike "896,965,915(M)" and substitute "896,993,433(M)", and in the FEDERAL FUNDS column strike "3,487,163,772" and substitute "3,487,152,231".

Adjust affected totals accordingly.

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Page 111, line 10, in the ITEM & SUBTOTAL column strike "2,927,116" and substitute "2,575,884", in the GENERAL FUND column strike "1,545,039" and substitute "1,369,423", and in the FEDERAL FUNDS column strike "1,343,347" and substitute "1,167,731".

Page 111, line 11, in the ITEM & SUBTOTAL column strike "(35.5 FTE)" and substitute "(30.5 FTE)".

Page 111, line 12, in the ITEM & SUBTOTAL column strike "296,786" and substitute "292,036", in the GENERAL FUND column strike "147,274" and substitute "144,899", and in the FEDERAL FUNDS column strike "149,512" and substitute "147,137".

Adjust affected totals accordingly.

Page 123, line 14, strike "\$228,672,032" and substitute "\$228,629,189".

Page 98, line 11, in the ITEM & SUBTOTAL column strike "1,121,384" and substitute "1,472,104".

Page 99, line 7, in the ITEM & SUBTOTAL column strike "47,728,559" and substitute "48,079,279", in the GENERAL FUND column strike "17,407,106" and substitute "17,582,466", and in the FEDERAL FUNDS column strike "23,845,436(I)" and substitute "24,020,796(I)".

Adjust affected totals and affected (I) notation totals accordingly.

Page 101, line 10, in the ITEM & SUBTOTAL column strike "157,335" and substitute "160,335" and in the REAPPROPRIATED FUNDS column strike "157,335^c" and substitute "160,335^c".

Adjust affected totals accordingly.

Page 111, line 8, strike "**for Individuals with**" and substitute "**of**".

Page 113, line 5, in the GENERAL FUND column strike "228,950,610" and substitute "228,950,610^a" and in the CASH FUNDS column strike "34,202,357^a" and substitute "34,202,357^b".

Page 113, after line 6 insert "^a Of this amount, the (M) notation applies to \$211,568,425."

Page 113, line 7, strike "^a" and substitute "^b".

Page 126, line 14, strike "for Individuals with" and substitute "of".

Page 126, line 16, strike "5,949" and substitute "6,010".

Page 127, line 1, strike "16" and substitute "16" and strike "for Individuals with" and substitute "of".

Page 127, line 3, after "**Equivalent**" insert "**(FPE)**" and strike "**Cost Per Enrollment**" and substitute "**Cost per FPE**".

Page 127, line 4, strike "4,419.25" and substitute "4,728.19" and strike "\$64,431.86" and substitute "\$65,682.97".

Page 127, line 6, strike "\$11,732.21" and substitute "\$11,732.27".

Page 127, line 7 strike "5,257" and substitute "5,318", strike "4,118.00" and substitute "4,267.50", and strike "\$11,894.57" and substitute "\$14,652.54".

Page 127, line 8 strike "623.41" and substitute "1,200.13" and strike "\$20,440.94" and substitute "\$20,506.86".

Page 127, line 10 strike "\$3,422.24" and substitute "\$3,404.78".

Page 127, line 11 strike "11,281" and substitute "11,342", strike "9,121.91" and substitute "10,195.82", and strike "\$2,387.43" and substitute "\$2,642.71".

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- Page 127, line 13, strike "for Individuals with" and substitute "of". 1
- Page 128, line 1, strike "for Individuals with" and substitute "of". 2
- Page 114, line 10, in the ITEM & SUBTOTAL column strike "198,904,507" and substitute "199,702,385", in the GENERAL FUND column strike "21,555,874(M)" and substitute "21,830,882(M)", and in the FEDERAL FUNDS column strike "128,698,491" and substitute "129,221,361". 3
- Adjust affected totals accordingly. 4
- Page 115, line 15, in the ITEM & SUBTOTAL column strike "5,371,077" and substitute "5,401,843" and in the FEDERAL FUNDS column strike "2,711,075" and substitute "2,741,841". 5
- Adjust affected totals accordingly. 6
- Page 149, line 8, strike "This amount" and substitute "Of this amount, \$308,500" and strike "Mexico." and substitute "Mexico and \$35,000 shall be from Cumbres and Toltec Scenic Railroad Commission cash funds.". 7
- Page 208, strike line 10. 8
- Page 208, line 11, strike "Persons Surcharge Fund" and substitute "Respite Services", in the ITEM & SUBTOTAL column strike "178,370" and substitute "278,370", and in the GENERAL FUND column strike "150,000" and substitute "250,000". 9
- Adjust affected totals accordingly. 10
- Page 267, line 10, strike "\$753,164(I)" and substitute "\$773,832(I)". 11
- Page 267, line 11, strike "\$25,719" and substitute "and \$25,719" and strike "C.R.S., and \$20,668 shall" and substitute "C.R.S.". 12
- Page 267, line 12, strike "be from the Building Regulation Fund created in Section 24-32-3309 (1) (a), C.R.S.". 13
- Page 270, line 1, strike "\$1,183,025" and substitute "\$1,203,693". 14
- Page 301, line 3, in the CASH FUNDS column strike "820,487^a" and substitute "467,606^a" and in the FEDERAL FUNDS column strike "1,361,167(I)^b" and substitute "1,714,048(I)^b". 15
- Adjust affected totals accordingly. 16
- Page 319, line 5, strike "\$11,859,366" and substitute "\$11,506,485". 17
- Page 442, strike line 7 and substitute "^a Of these amounts, \$998,192 shall be from the Marijuana Cash Fund created in Section 12-43.3-501 (1) (a), C.R.S., and \$62,556 shall be from the Tobacco Tax Enforcement Cash Fund created in Section 39-28-107 (1) (b), C.R.S.". 18
- Page 477, line 15, strike "2013-". 19
- Page 477, line 16, strike "14" and substitute "2014-15". 20
- Page 478, line 13, strike "Six hundred thousand dollars (\$600,000)" and substitute "One million two hundred thousand dollars (\$1,200,000)". 21
- Page 478, line 14, strike "2012-13" and substitute "2013-14". 22
- Page 513, line 16, strike "Renovation;" and substitute "Renovation, Additional Funding;". 23
- Page 514, line 3, strike "Renovation, Additional Funding;" and substitute "Renovation;". 24
- Adjust affected totals accordingly. 25

Respectfully submitted,

House Committee:
(signed)
Crisanta Duran, Chairman
Janice May
Cheri Gerou

Senate Committee:
(signed)
Pat Steadman, Chairman
Mary Hodge
Kent Lambert

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB14-1342

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 HB14-1342,
concerning transfers of moneys related to capital construction, 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 2, line 16, strike "TWENTY-NINE" and
substitute "TWENTY-FOUR".

Page 3, lines 9 and 10, strike "ONE HUNDRED FORTY MILLION THREE
HUNDRED THIRTY-FIVE THOUSAND SEVEN HUNDRED FORTY-EIGHT" and
substitute "ONE HUNDRED THIRTY-FIVE MILLION THREE HUNDRED
THIRTY-FIVE THOUSAND SEVEN HUNDRED FORTY-EIGHT".

Page 4, line 15, strike "TWENTY" and substitute "TWENTY-FIVE".

Page 5, lines 3 and 4, strike "ONE HUNDRED FORTY MILLION THREE
HUNDRED THIRTY-FIVE THOUSAND SEVEN HUNDRED FORTY-EIGHT" and
substitute "ONE HUNDRED THIRTY-FIVE MILLION THREE HUNDRED
THIRTY-FIVE THOUSAND SEVEN HUNDRED FORTY-EIGHT".

Page 6, strike lines 1 through 7.

Renumber succeeding sections accordingly.

Page 7, lines 12 and 13, strike "THIRTY-ONE MILLION ONE HUNDRED
THOUSAND" and substitute "TWENTY MILLION".

Page 7, line 16, strike "TEN MILLION THREE HUNDRED THOUSAND" and
substitute "TWENTY-FIVE MILLION".

Page 7, lines 19 and 20, strike "FORTY MILLION THREE HUNDRED
THIRTY-FIVE THOUSAND SEVEN HUNDRED FORTY-EIGHT" and substitute
"THIRTY-FIVE MILLION THREE HUNDRED THIRTY-FIVE THOUSAND SEVEN
HUNDRED FORTY-EIGHT".

Page 8, after line 17 insert:

"(c) IN CALCULATING THE GENERAL FUND SURPLUS DESCRIBED IN
THIS SUBSECTION (4), THE STATE CONTROLLER SHALL ACCOUNT FOR
OVEREXPENDITURES, EXPECTED ACCRUAL ADJUSTMENTS, AND THE
STATUTORY RESERVE SPECIFIED IN SECTION 24-75-201.1 (1) (d) (XIV).".

Reletter succeeding paragraph accordingly.

Respectfully submitted,

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House Committee:

Senate Committee:

(signed)
Crisanta Duran, Chairman
Janice May
Cheri Gerou

(signed)
Pat Steadman, Chairman
Mary Hodge
Kent Lambert

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MESSAGE FROM THE GOVERNOR

April 11, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-017: CONCERNING A LIMITATION ON THE APPROVAL OF REAL ESTATE DEVELOPMENTS THAT USE WATER RIGHTS DECREED FOR AGRICULTURAL PURPOSES TO IRRIGATE LAWN GRASS.

Approved April 11, 2014 at 11:15 a.m.

SB14-018: CONCERNING THE PROHIBITION AGAINST FURNISHING NICOTINE PRODUCTS TO PERSONS UNDER EIGHTEEN YEARS OF AGE.

Approved April 11, 2014 at 11:24 a.m.

SB14-028: CONCERNING AN EXPANSION OF ELIGIBILITY FOR THE RECEIPT OF DISBURSEMENTS FROM THE ELECTRIC VEHICLE GRANT FUND FOR THE INSTALLATION OF ELECTRIC VEHICLE CHARGING STATIONS.

Approved April 11, 2014 at 11:27 a.m.

SB14-054: CONCERNING THE ABILITY OF AN ALCOHOL BEVERAGE LICENSEE TO PETITION THE LICENSING AUTHORITY TO PAY A FINE IN LIEU OF A LICENSE SUSPENSION ORDERED BY THE LICENSING AUTHORITY.

Approved April 11, 2014 at 11:20 a.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday,
April 14, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

97th Legislative Day Monday, April 14, 2014

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 Marble.

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

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Ulibarri, reading of the Journal of Friday, April 11, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB14-191 and 192.
Correctly Engrossed: SB14-008, 011, 013, 015, 046, 050, 064 and 171;
SJR14-026.
Correctly Revised: HB14-1130.

On motion of Majority Leader Heath, 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

SJR14-027 by Senator(s) King and Newell; also Representative(s) Exum and Scott--Concerning declaring the week of May 11-17, 2014, as Police Week, and, in connection therewith, declaring May 15, 2014, as Peace Officers' Memorial Day.

On motion of Senator King, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

Senate in recess. Senate reconvened.

Upon request of Majority Leader Heath, SB14-046 and SB14-008 were removed from the Third Reading of Bills--Final Passage--Consent Calendar of Monday, April 14 and were placed at the end of the Third Reading of Bills Final Passage Calendar of Monday, April 14.

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:

SB14-013 by Senator(s) King; also Representative(s) Pettersen--Concerning resources received by a recipient of an old age pension, 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	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jahn, Kefalas, Kerr, Newell, Nicholson, Rivera, Roberts, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1130 by Representative(s) McCann, Fields, Lebsock, Lee, Moreno, Salazar, Schafer, Singer; also Senator(s) Ulibarri--Concerning the disposition of moneys charged to borrowers for costs to be paid in connection with foreclosure.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Hodge, Kefalas, Kerr, Newell, Nicholson, Schwartz, Todd and Zenzinger.

MESSAGE FROM THE HOUSE

April 14, 2014

Madam President:

The House has adopted and transmits herewith HJR14-1017.

On motion of Majority Leader Heath, 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

HJR14-1017 by Representative(s) Dore; also Senator(s) Crowder--Concerning the recognition of Amache's twentieth anniversary on the National Register of Historic Places.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Grantham, Guzman, Harvey, Heath, Herpin, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

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:

HB14-1295 by Representative(s) McCann, Williams, Exum, Fields, Labuda, Lebsock, Lee, Rosenthal, Ryden, Salazar; also Senator(s) Ulibarri--Concerning residential mortgage foreclosures, and, in connection therewith, requiring a single point of contact and prohibiting dual tracking.

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

YES	27	NO	7	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, King, Newell, Nicholson, Schwartz, Steadman and Todd.

HB14-1312 by Representative(s) Williams, Labuda, Salazar, Garcia, Lebsock, Becker, Buckner, Court, Duran, Exum, Fields, Foote, Ginal, Hulinghorst, Kraft-Tharp, Lee, McCann, Melton, Moreno, Peniston, Pettersen, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri--Concerning efforts to reduce the number of foreclosures in Colorado, and, in connection therewith, continuing the foreclosure deferment program.

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	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	E	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, King, Newell, Nicholson, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

SB14-152 by Senator(s) Jahn; also Representative(s) Melton--Concerning the standardization of financial transaction requirements applicable to insurers.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1089 by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the qualification for a person to use the 10th mountain division license plate.

Laid over until Monday, April 21, retaining its place on the calendar.

SB14-050 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning financial assistance in Colorado hospitals, 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	20	NO	14	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	E	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Hodge, Jones, Kefalas, Nicholson, Schwartz, Steadman and Ulibarri.

SB14-064 by Senator(s) Ulibarri, Guzman; also Representative(s) Salazar--Concerning restricting the use of long-term isolated confinement for inmates with serious mental illness, 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	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Grantham, Heath, Herpin, Hodge, Jahn, Jones, Kefalas, Kerr, King, Lundberg, Marble, Newell, Nicholson, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

SB14-015 by Senator(s) Kerr; also Representative(s) Young and Melton--Concerning the creation of a hospitality career grant program, 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	23	NO	11	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	E	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Newell, Nicholson, Schwartz, Steadman, Todd, Ulibarri and Zenzinger.

SB14-011 by Senator(s) Heath; also Representative(s) Hulinghorst--Concerning the Colorado energy research authority, 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	21	NO	13	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	E	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Newell, Nicholson, Schwartz, Steadman and Todd.

SB14-171 by Senator(s) Schwartz and Jones; also Representative(s) Tyler--Concerning the ability of the Colorado new energy improvement district to arrange financing for water conservation fixtures.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	E	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

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

SB14-046 by Senator(s) Nicholson, Tochtrop, Jones; also Representative(s) Exum--Concerning a grant program to increase local firefighter safety.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Heath, Herpin, Hodge, Jahn, Johnston, Kefalas, King, Newell, Rivera, Roberts, Scheffel, Schwartz, Steadman, Todd, Ulibarri and Zenzinger.

SB14-008 by Senator(s) Roberts; also Representative(s) Dore--Concerning the creation of the wildfire information and resource center in the division of fire prevention and control in the department of public safety, 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	32	NO	2	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Heath, Herpin, Jahn, Jones, Kefalas, Kerr, King, Lambert, Newell, Nicholson, Rivera, Schwartz, Tochtrop, Todd and Ulibarri.

Upon request of Majority Leader Heath, **HB14-1290** was removed from the General Orders--Second Reading of Bills Consent Calendar of Monday, April 14 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, April 14.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1291, HB14-1302, HB14-1289, HB14-1286, SB14-179, SB14-154, SB14-151, SB14-130, SB14-099, and SB14-075 were made Special Orders -- Consent Calendar at 11:35 a.m.

Senate in recess. Senate reconvened.

Committee of the Whole The hour of 11:35 a.m. having arrived, Senator Hodge 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 Hodge was called to the Chair to act as Chairman.

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:

HB14-1291 by Representative(s) McLachlan and Humphrey, Sonnenberg, Holbert, Gardner, Buck, Conti, DelGrosso, Dore, Everett, Landgraf, Lawrence, Murray, Navarro, Rankin, Saine, Scott, Stephens, Waller, Wilson, Buckner, Court, Kagan, Lee, Pettersen, Salazar, Young; also Senator(s) Renfroe and Tochtrop--Concerning authorizing a charter school to employ a school security officer by contract to carry a concealed handgun if the person has a valid concealed carry permit.

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

HB14-1302 by Representative(s) Buckner; also Senator(s) Johnston--Concerning the addition of a judgment against a debtor or transferee who acts with actual intent as an available remedy for a creditor in a fraudulent transfer action.

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

HB14-1289 by Representative(s) McNulty, Holbert, McLachlan, Moreno, Pabon, Williams; also Senator(s) Johnston, Hodge, Scheffel--Concerning the reinvestment of unused governmental moneys held by a financial institution that are in excess of the amount insured by the federal deposit insurance corporation in accounts of other financial institutions.

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

HB14-1286 by Representative(s) Melton; also Senator(s) Steadman--Concerning authorization for the state treasurer to loan to the state historical society for public display items presented to the governor as gifts to the state.

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

SB14-179 by Senator(s) Nicholson and Renfroe, Lambert, Herpin, Jones, Lundberg, Marble, Schwartz; also Representative(s) Foote and Sonnenberg, DelGrosso, Humphrey, Singer, Young--Concerning the creation of a flood debris cleanup grant account to facilitate watershed cleanup efforts in areas affected by the September 2013 flood, and, in connection therewith, making an appropriation.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, April 9, page(s) 677 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 692 and placed in members' bill files.)

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

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- SB14-154** by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May--
Concerning funds administered by the division of fire prevention and control in the
department of public safety. 1
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Amendment No. 1, Appropriations Committee Amendment. 5
(Printed in Senate Journal, April 11, page(s) 694 and placed in members' bill files.) 6
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As amended, ordered engrossed and placed on the calendar for third reading and final 8
passage. 9
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- SB14-151** by Senator(s) Tochtrop; also Representative(s) Young--Concerning the use of moneys 11
derived from civil penalties imposed on nursing facilities to fund innovations in nursing 12
home care, and, in connection therewith, making an appropriation. 13
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Amendment No. 1, Finance Committee Amendment. 16
(Printed in Senate Journal, April 10, page(s) 686 and placed in members' bill files.) 17
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Amendment No. 2, Appropriations Committee Amendment. 19
(Printed in Senate Journal, April 11, page(s) 694 and placed in members' bill files.) 20
21
As amended, ordered engrossed and placed on the calendar for third reading and final 22
passage. 23
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- SB14-130** by Senator(s) Tochtrop; also Representative(s) Primavera--Concerning an increase to the 26
personal needs allowance for persons in nursing care facilities. 27
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Amendment No. 1, Health & Human Services Committee Amendment. 29
(Printed in Senate Journal, February 7, page(s) 181 and placed in members' bill files.) 30
31
Amendment No. 2, Appropriations Committee Amendment. 32
(Printed in Senate Journal, April 11, page(s) 695-696 and placed in members' bill files.) 33
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As amended, ordered engrossed and placed on the calendar for third reading and final 35
passage. 36
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- SB14-099** by Senator(s) Hodge; also Representative(s) May--Concerning a provisional physical 39
therapist license. 40
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Amendment No. 1, Health & Human Services Committee Amendment. 42
(Printed in Senate Journal, February 14, page(s) 253 and placed in members' bill files.) 43
44
Amendment No. 2, Finance Committee Amendment. 45
(Printed in Senate Journal, March 10, page(s) 444 and placed in members' bill files.) 46
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Amendment No. 3, Appropriations Committee Amendment. 48
(Printed in Senate Journal, April 11, page(s) 697-698 and placed in members' bill files.) 49
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As amended, ordered engrossed and placed on the calendar for third reading and final 51
passage. 52
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- SB14-075** by Senator(s) Baumgardner; also Representative(s) Sonnenberg--Concerning the 55
registration of motor vehicles for members of the United States armed forces who are 56
deployed outside the United States. 57
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Amendment No. 1, Transportation Committee Amendment. 59
(Printed in Senate Journal, February 6, page(s) 173 and placed in members' bill files.) 60
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Amendment No. 2, Finance Committee Amendment. 62
(Printed in Senate Journal, February 12, page(s) 226 and placed in members' bill files.) 63
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Amendment No. 3, Appropriations Committee Amendment. 65
(Printed in Senate Journal, April 11, page(s) 698-699 and placed in members' bill files.) 66
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As amended, ordered engrossed and placed on the calendar for third reading and final 68
passage. 69
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**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

On motion of Senator Hodge, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1291, HB14-1302, HB14-1289, HB14-1286, SB14-179 as amended, SB14-154 as amended, SB14-151 as amended, SB14-130 as amended, SB14-099 as amended, SB14-075 as amended.

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 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:

HB14-1285 by Representative(s) Ryden, Becker, Court, Exum, Ferrandino, Fields, Hamner, Kraft-Tharp, Labuda, Melton, Rosenthal, Williams; also Senator(s) Aguilar and Johnston-- Concerning a requirement that a professional tax preparer provide certain disclosures to a client when preparing tax documents for the client.

Laid over until Tuesday, April 15, retaining its place on the calendar.

SB14-088 by Senator(s) Newell, Crowder; also Representative(s) Kraft-Tharp--Concerning the creation of the suicide prevention commission.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 14, page(s) 254 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 9, page(s) 669-670 and placed in members' bill files.)

Amendment No. 3(L.006), by Senator Schwartz.

Amend printed bill, page 3, after line 7 insert:

"(h) EVALUATING THE DISTRIBUTION OF STATE RESOURCES FOR SUICIDE PREVENTION;"

Reletter succeeding paragraphs accordingly.

Amendment No. 4(L.005), by Senator Newell.

Amend printed bill, page 4, line 5, strike "COUNCIL IN THE DEPARTMENT OF HUMAN SERVICES;" and substitute "COUNCIL;"

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

SB14-001 by Senator(s) Jahn and Kerr; also Representative(s) Garcia and McLachlan--Concerning making college education more affordable by imposing further restrictions on tuition increases, increasing financial aid, and increasing operating support for each governing board of a state-supported institution of higher education by eleven percent, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, February 13, page(s) 243-245 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 9, page(s) 674 and placed in members' bill files.)

Amendment No. 3(L.011), by Senators Kerr and Jahn.

Amend the Appropriations Committee Report, dated April 9, 2014, page 1, lines 3 and 4, strike ""**Appropriation - Legislative Intent - Assumptions.**"" and substitute "**Appropriation - legislative intent - assumptions.**"".

Page 2 of the report, line 18, strike "subsections (1) (a) and (b)" and substitute "paragraphs (a) and (b) of subsection (1)".

Page 2 of the report, line 20, strike "subsection (1) (d)" and substitute "paragraph (d) of subsection (1)".

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

On motion of Majority Leader Heath, 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 (SB14-168, SB14-173, HB14-1123, HB14-1345, and HB14-1290) of Monday, April 14, was laid over until Tuesday, April 15, retaining its place on the calendar.

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	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-088 as amended, SB14-001 as amended,
Laid over until Tuesday, April 15: HB14-1285, SB14-168, SB14-173, HB14-1123,
HB14-1345, HB14-1290.

On motion of Majority Leader Heath, 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

HB14-1336 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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, 2014, except as otherwise noted.

Senator Steadman moved for the adoption of the first report of the first conference committee on **HB14-1336**, as printed in Senate journal, April 11, page(s) 709-721. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	25	NO	9	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	E	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Senate in recess. Senate reconvened.

IMMEDIATE RECONSIDERATION OF HB14-1336

HB14-1336 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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, 2014, except as otherwise noted.

Having voted on the prevailing side, Senator Steadman moved for immediate reconsideration of the last Senate action, Repassage of **HB14-1336**.

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

REPASSAGE OF HB14-1336

HB14-1336 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- 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, 2014, except as otherwise noted.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	E	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS (cont'd)

HB14-1342 by Representative(s) Duran, May, Gerou; also Senator(s) Steadman, Hodge, Lambert-- Concerning transfers of moneys related to capital construction.

Senator Steadman moved for the adoption of the first report of the first conference committee on **HB14-1342**, as printed in Senate journal, April 11, page(s) 721-722. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	E	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Monday, April 14 was laid over until Tuesday, April 15, retaining its place on the calendar.

Consideration of Governor's Appointments -- Consent Calendar:
Member of the Colorado Commission on Higher Education.
Consideration of Governor's Appointments:
Member of the Juvenile Parole Board.



MESSAGE FROM THE HOUSE

April 14, 2014

Madam President:

The House has adopted and returns herewith SJR14-027, amended as printed in House Journal, April 14.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1333, 1349.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1269, amended as printed in House Journal, April 10, pages 916-917.
HB14-1279, amended as printed in House Journal, April 10, page 921.
HB14-1317, amended as printed in House Journal, April 10, pages 922-925.
HB14-1036, amended as printed in House Journal, April 10, page 925.
HB14-1118, amended as printed in House Journal, April 10, page 925.
HB14-1144, amended as printed in House Journal, April 10, page 927.
HB14-1162, amended as printed in House Journal, April 10, pages 925-927.
HB14-1202, amended as printed in House Journal, April 10, page 928.
HB14-1344, amended as printed in House Journal, April 10, page 929.
HB14-1322, amended as printed in House Journal, April 10, page 931.
HB14-1175, amended as printed in House Journal, April 10, page 928.
HB14-1205, amended as printed in House Journal, April 10, pages 928-929.
HB14-1294, amended as printed in House Journal, April 10, pages 929-930.
HB14-1323, amended as printed in House Journal, April 10, page 967.
HB14-1301, amended as printed in House Journal, April 10, pages 967-968.
HB14-1214, amended as printed in House Journal, April 10, page 968.
HB14-1296, amended as printed in House Journal, April 10, page 968.

The House has passed on Third Reading and returns herewith SB14-163, 160.



INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-028 by Senator(s) Kerr; also Representative(s) Kraft-Tharp and Gerou--Concerning celebration of Day Without Hate 2014.

Laid over until Friday, April 25, retaining its place on the calendar.



INTRODUCTION OF BILLS -- FIRST READING

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

SB14-193 by Senator(s) Carroll and Lundberg; also Representative(s) Singer--Concerning conforming Colorado law on location information with the Fourth Amendment as interpreted by the United States Supreme Court in United States v. Jones.
Judiciary

SB14-194 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May and Gerou, Duran-- Concerning the issuance of identification documents by the department of revenue.
Appropriations

SB14-195 by Senator(s) Nicholson and Renfroe; also Representative(s) Singer and Sonnenberg, DelGrosso, Foote, Humphrey, Young--Concerning a study of phreatophyte growth along the South Platte river in the aftermath of the September 2013 flood.
Local Government

HB14-1292 by Representative(s) Hamner and Murray, Buckner, Court, DelGrosso, Exum, Ferrandino, Fields, Gardner, Ginal, Hullinghorst, Labuda, Landgraf, Lawrence, McCann, McLachlan, McNulty, Moreno, Navarro, Pabon, Peniston, Pettersen, Primavera, Priola, Rankin, Rosenthal, Salazar, Schafer, Szabo, Tyler, Williams, Wilson, Young; also Senator(s) Johnston--Concerning moneys allocated to the state elementary and secondary public school system, and, in connection therewith, requiring increased reporting of the use of public moneys by public schools, increasing the funding for public school capital construction, increasing the funding for the "Colorado READ Act", and making an appropriation.
Education

HB14-1298 by Representative(s) Hamner and Buckner; also Senator(s) Kerr and Steadman-- Concerning the financing of public schools, and, in connection therewith, making and reducing appropriations.
Education

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Senator Johnston was added as a Senate joint prime sponsor on SB14-174 with Senator Heath and Representatives McLachlan and Pabon.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday, April 15, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

98th Legislative Day Tuesday, April 15, 2014

Prayer	By Senator Balmer.	1 2 3 4 5 6 7 8 9 10 11 12
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13 14 15 16
Pledge	By Senator Marble.	17 18
Roll Call	Present--34 Excused--1, Hill. Present later--1, Hill.	19 20 21 22
Quorum	The President announced a quorum present.	23 24
Reading of Journal	On motion of Senator Ulibarri, reading of the Journal of Monday, April 14, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	25 26 27 28 29

COMMITTEE OF REFERENCE REPORTS

Judiciary	After consideration on the merits, the Committee recommends that SB14-177 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	30 31 32 33 34 35 36
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Amend printed bill, page 3, line 12, strike "that" and substitute "~~that~~ ONLY WHEN THAT ACT OR OMISSION".

Page 4, line 4, after "AND" insert "ONLY".

Page 4, after line 21 insert:

"SECTION 3. In Colorado Revised Statutes, **add** 26-1-140 as follows:

26-1-140. Drug-endangered child definition - effect of legislation review - repeal. (1) ON OR BEFORE DECEMBER 1, 2016, THE STATE DEPARTMENT SHALL REVIEW AND PREPARE A REPORT ON THE EFFECT AND OUTCOMES OF SENATE BILL 14-177, ENACTED IN 2014, FROM AUGUST 1, 2014, THROUGH AUGUST 1, 2016. THE REVIEW MUST INCLUDE THE NUMBER OF CHILDREN REMOVED FROM THE HOME BASED ON THE DEFINITION OF A DRUG-ENDANGERED CHILD IN SECTION 19-1-103 (44.7), C.R.S., AND ANY OTHER INFORMATION THE STATE DEPARTMENT DEEMS NECESSARY TO ASSESS THE IMPACT OF SENATE BILL 14-177, ENACTED IN 2014, ON CHILDREN AND FAMILIES. THE STATE DEPARTMENT SHALL PROVIDE A COPY OF THE REPORT TO THE JUDICIARY COMMITTEES OF THE SENATE AND HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, ON OR BEFORE DECEMBER 1, 2016.

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2017."

Renumber succeeding section accordingly.

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Judiciary After consideration on the merits, the Committee recommends that **SB14-178** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, printed bill, page 2, line 3, strike the final "and".

Page 2, line 4, strike "(VI)" and substitute "(VI), (10), and (11)".

Page 2, line 5, strike "**abuse.**" and substitute "**abuse - review - repeal.**".

Page 3, line 14, before "WHEN" insert "ONLY".

Page 3, line 25, before "WHEN" insert "ONLY".

Page 4, line 5, before "WHEN" insert "ONLY".

Page 5, after line 6 insert:

"(10) (a) ON OR BEFORE DECEMBER 1, 2016, THE JUDICIAL DEPARTMENT SHALL REVIEW AND PREPARE A REPORT ON THE EFFECT AND OUTCOMES OF SENATE BILL 14-178, ENACTED IN 2014. THE REVIEW MUST INCLUDE THE NUMBER OF ADDITIONAL CRIMINAL CHARGES BROUGHT FROM AUGUST 1, 2014, THROUGH AUGUST 1, 2016, AS COMPARED WITH THE PRIOR TWO-YEAR PERIOD, BASED ON THE DEFINITION OF A DRUG-ENDANGERED CHILD IN PARAGRAPH (c) OF SUBSECTION (1) OF THIS SECTION, AND ANY OTHER INFORMATION THE JUDICIAL DEPARTMENT DEEMS NECESSARY TO ASSESS THE IMPACT OF SENATE BILL 14-178, ENACTED IN 2014, ON CHILDREN AND FAMILIES. THE JUDICIAL DEPARTMENT SHALL PROVIDE A COPY OF THE REPORT TO THE JUDICIARY COMMITTEES OF THE SENATE AND HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, ON OR BEFORE DECEMBER 1, 2016.

(b) THIS SUBSECTION (10) IS REPEALED, EFFECTIVE JULY 1, 2017.

(11) NOTHING IN THIS PART 4 SHALL PROHIBIT THE USE, POSSESSION, CULTIVATION, DISTRIBUTION, OR MANUFACTURE OF A CONTROLLED SUBSTANCE THAT IS PERMITTED BY COLORADO LAW AND THAT IS USED, POSSESSED, CULTIVATED, DISTRIBUTED, OR MANUFACTURED IN ACCORDANCE WITH COLORADO LAW, IN A SITUATION THAT DOES NOT POSE A THREAT OF INJURY TO A CHILD'S LIFE OR HEALTH."

Judiciary After consideration on the merits, the Committee recommends that **SB14-170** be **postponed indefinitely**.

Judiciary After consideration on the merits, the Committee recommends that **HB14-1321** 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 13, strike "AND".

Page 3, line 15, strike "DESIGNEE." and substitute "DESIGNEE; AND".

Page 3, after line 15 insert:

"(XI) A RESEARCHER WHO IS APPOINTED BY A MAJORITY OF THE TASK FORCE MEMBERS AND WHO SPECIALIZES IN DRUNK AND IMPAIRED DRIVING RESEARCH."

Judiciary After consideration on the merits, the Committee recommends that **HB14-1266** be **referred** to the Committee on Appropriations with favorable recommendation.

Judiciary After consideration on the merits, the Committee recommends that **SB14-176** be **referred** to the Committee on Appropriations with favorable recommendation.

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Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB14-183** be referred to the Committee of the Whole with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB14-172** be referred to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB14-1016** be referred to the Committee on Finance with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB14-1278** be referred to the Committee on Finance with favorable recommendation.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **SB14-164** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

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

"SECTION 1. In Colorado Revised Statutes, 24-33.5-1203.5, add (3) as follows:

24-33.5-1203.5. Powers and duties of director - report.

(3) COMMENCING IN 2014, THE DIRECTOR SHALL REPORT ANNUALLY TO THE WILDFIRE MATTERS REVIEW COMMITTEE CREATED IN SECTION 2-3-1602, C.R.S., REGARDING THE CURRENT NATURE AND MAGNITUDE OF THE STATE'S WILDFIRE SITUATION, THE STATUS OF WILDFIRE PREPAREDNESS AND PRESCRIBED BURNS IN THE STATE, INCLUDING AVAILABLE RESOURCES, AND THE CHALLENGES TO ADDRESSING THE STATE'S WILDFIRE THREAT. THE REPORT REQUIRED BY THIS SUBSECTION (3) IS EXEMPT FROM THE AUTOMATIC EXPIRATION DESCRIBED IN SECTION 24-1-136 (11).

Renumber succeeding sections accordingly.

Page 2, strike line 3 and substitute "**amend** (2) (a), (3) (a), and (4); and **add** (2) (a.5), (5), and (6) as follows:".

Page 4, strike lines 23 through 27.

Strike pages 5 through 7.

Page 8, strike lines 1 through 3 and substitute:

~~"(4) During the second regular session of the sixty-ninth general assembly, but prior to April 1, 2014, the division shall submit a report to the joint budget committee and to the members of the general assembly that sets forth the division's analysis of the feasibility of continuing the C-FAC and whether more efficacious firefighting alternatives to the C-FAC exist. The report shall include the division's recommendations, if any, to enhance the state's ability to conduct aerial firefighting through the C-FAC, including budget requests for direct and indirect costs related to the activities described in paragraph (a) of subsection (2) of this section~~ THE DIRECTOR SHALL INCLUDE, IN HIS OR HER ANNUAL REPORT TO THE WILDFIRE MATTERS REVIEW COMMITTEE REQUIRED UNDER SECTION 24-33.5-1203.5 (3), AN UPDATE REGARDING THE DIVISION'S ACTIVITIES UNDER THIS SECTION, INCLUDING THE NUMBER AND TYPE OF AERIAL FIREFIGHTING RESOURCES ACQUIRED OR CONTRACTED FOR DURING THE FIRE SEASON IN WHICH THE COMMITTEE MEETS, AN ASSESSMENT OF THE EFFECTIVENESS OF THE AERIAL FIREFIGHTING PROGRAM, AN ESTIMATE OF ANTICIPATED BUDGET AND OTHER RESOURCE NEEDS TO SUSTAIN OR IMPROVE THE C-FAC'S OPERATIONS, AND OTHER INFORMATION RELATED

TO AERIAL FIREFIGHTING THAT THE DIRECTOR DEEMS PERTINENT.

(5) (a) AS SOON AS PRACTICABLE AFTER THE EFFECTIVE DATE OF THIS SUBSECTION (5), THE DIVISION SHALL ACQUIRE OR CONTRACT FOR FIREFIGHTING AIRCRAFT FOR USE DURING THE 2014 FIRE SEASON. IN MAKING SUCH ACQUISITIONS OR CONTRACTS, THE DIVISION SHALL ADHERE, AS NEARLY AS FEASIBLE AND APPROPRIATE AND WITHIN AVAILABLE APPROPRIATIONS, TO THE RECOMMENDATIONS MADE IN THE DIVISION'S "SPECIAL REPORT: COLORADO FIREFIGHTING AIR CORPS, REPORT TO THE GOVERNOR AND GENERAL ASSEMBLY ON STRATEGIES TO ENHANCE THE STATE'S AERIAL FIREFIGHTING CAPABILITIES", DATED MARCH 28, 2014; EXCEPT THAT NOTHING IN THIS SUBSECTION (5):

(I) REQUIRES THE DIRECTOR TO CONTRACT FOR EXCLUSIVE USE OF ANY AIRCRAFT; OR

(II) LIMITS THE DIRECTOR'S ABILITY TO DETERMINE THE ACTUAL NUMBER, KIND, TYPE, AND LOCATION OF AVIATION ASSETS BASED ON PREPAREDNESS LEVELS, WILDFIRE RISK AND ACTIVITY, WEATHER, LOCATION OF OTHER AERIAL ASSETS, AVAILABLE APPROPRIATIONS, AND OTHER APPROPRIATE CRITERIA."

(b) NOTHING IN THIS SUBSECTION (5) ABROGATES, REDUCES, OR OTHERWISE AFFECTS THE DIVISION'S POWERS UNDER SUBSECTION (2) OF THIS SECTION WITH REGARD TO SUBSEQUENT FIRE SEASONS, INCLUDING THE AUTHORITY TO OBTAIN OR ARRANGE FOR SUITABLE AIRCRAFT AND ASSOCIATED RESOURCES."

Page 8, line 4, strike "(7)" and substitute "(6)".

Page 8, after line 6 insert:

"SECTION 4. In Colorado Revised Statutes, 2-3-1602, add (1.5) as follows:

2-3-1602. Wildfire matters review committee - creation - repeal of part. (1.5) (a) IN 2014, IN ADDITION TO ANY OTHER MATTERS IT CONSIDERS, THE COMMITTEE SHALL CONSIDER THE CREATION OF A COLORADO WILDLAND AND PRESCRIBED FIRE ADVISORY COMMISSION UNDER THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY, ALSO REFERRED TO IN THIS SUBSECTION (1.5) AS THE "ADVISORY COMMISSION". THE PURPOSE OF THE ADVISORY COMMISSION WILL BE TO ASSIST THE DIRECTOR OF THE DIVISION OF FIRE PREVENTION AND CONTROL IN PERFORMING HIS OR HER DUTIES. THE COMMITTEE SHALL MAKE SPECIFIC FINDINGS AND RECOMMENDATIONS REGARDING THE APPROPRIATE COMPOSITION OF THE ADVISORY COMMISSION, LENGTH OF TERMS, AND THE TYPES OF EXPERTISE AND INTERESTS THAT SHOULD BE REPRESENTED.

(b) ON OR BEFORE DECEMBER 1, 2014, THE COMMITTEE SHALL SUBMIT ITS SPECIFIC RECOMMENDATIONS PERTAINING TO THE ADVISORY COMMISSION TO THE AGRICULTURE, LIVESTOCK, AND NATURAL RESOURCES COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE AGRICULTURE, NATURAL RESOURCES, AND ENERGY COMMITTEE OF THE SENATE, OR ANY SUCCESSOR COMMITTEES. NOTHING IN THIS PARAGRAPH (b) PREVENTS THE COMMITTEE FROM PROPOSING LEGISLATION REGARDING THE CREATION OF THE ADVISORY COMMISSION."

Renumber succeeding section accordingly.

Page 1, line 101, strike "FIREFIGHTING." and substitute "FIREFIGHTING EFFORTS THROUGH THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY, AND, IN CONNECTION THEREWITH, IMPLEMENTING RECOMMENDATIONS MADE BY THE DIVISION REGARDING THE COLORADO FIREFIGHTING AIR CORPS."

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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB14-181** 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 14, strike "42-4-1012 (1) (d) AND" and substitute "42-4-1012 (1) (d),".

Page 2, line 15, strike "43-3-302, C.R.S." and substitute "43-3-302, C.R.S., AND TO ASSESS TOLLS AND CIVIL PENALTIES FOR PUBLIC HIGHWAYS PURSUANT TO SECTIONS 43-4-506, C.R.S. AND 43-4-506.5, C.R.S.".

SENATE SERVICES REPORT

Correctly Printed: SB14-193, 194 and 195; SJR14-028.
Correctly Engrossed: SB14-001, 075, 088, 099, 130, 151, 154 and 179; SJR14-027.
Correctly Reengrossed: SB14-008, 011, 013, 015, 046, 050, 064, 152 and 171.
Correctly Revised: HB14-1286, 1289, 1291 and 1302; HJR14-1017.
Correctly Rerevised: HB14-1130, 1295 and 1312.

MESSAGE FROM THE REVISOR OF STATUTES

April 14, 2014

We herewith transmit:

Without comment, HB14-1333 and 1349.
Without comment, as amended, HB14-1036, 1118, 1144, 1162, 1175, 1202, 1205, 1214, 1269, 1279, 1294, 1296, 1301, 1322, 1323, and 1344.
With comment, as amended, HB14-1317.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-029 by Senator(s) Marble and Tochtrop, Baumgardner, Brophy, Cadman, Grantham, Harvey, Herpin, Hodge, Jahn, Johnston, Kefalas, King, Lundberg, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Todd; also Representative(s) Sonnenberg and Buck, Garcia, Saine, Pabon, Humphrey, Coram, Dore, McLachlan, Mitsch Bush, Scott, Swalm, Vigil, Wilson, Young--Concerning supporting Colorado professional rodeo.

Laid over until Thursday, April 17, retaining its place on the calendar.

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INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-196** by Senator(s) Ulibarri; also Representative(s) Salazar--Concerning the creation of a family and medical leave insurance program.
State, Veterans, & Military Affairs
- HB14-1118** by Representative(s) Wilson; also Senator(s) Todd--Concerning the creation of the advanced placement incentives pilot program, and, in connection therewith, making an appropriation.
Education
- HB14-1162** by Representative(s) Landgraf, Joshi, Navarro, Rankin, Saine, Stephens, Wilson; also Senator(s) Carroll--Concerning protection of the victim of a sexual assault in cases where a child was conceived as a result of the sexual assault, and, in connection therewith, making legislative changes in response to the study by and the report of the recommendations from the task force on children conceived through rape.
Judiciary
Appropriations
- HB14-1175** by Representative(s) Fields and Pabon; also Senator(s) Johnston--Concerning studying strategies for successful ongoing recruitment of minority teachers in public schools, and, in connection therewith, making and reducing appropriations.
Education
- HB14-1205** by Representative(s) Ryden, Garcia, Conti, Court, Duran, Exum, Ferrandino, Fields, Gardner, Hamner, Hullinghorst, Kraft-Tharp, Lebsock, Lee, May, McCann, McLachlan, Melton, Mitsch Bush, Moreno, Navarro, Pabon, Peniston, Primavera, Rosenthal, Salazar, Schafer, Szabo, Vigil, Williams, Young; also Senator(s) Crowder, Steadman--Concerning the veterans assistance grant program.
State, Veterans, & Military Affairs
- HB14-1214** by Representative(s) Gerou; also Senator(s) Balmer--Concerning an increase in the penalties for certain offenses committed against an emergency medical service provider, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB14-1269** by Representative(s) Court and Williams, Becker, Fields, Fischer, Hullinghorst, Labuda, McCann, Melton, Moreno, Pabon, Peniston, Ryden, Salazar, Schafer; also Senator(s) Johnston--Concerning the circumstances under which a person who sells items subject to sales tax must collect such sales tax on behalf of the state.
Finance
- HB14-1279** by Representative(s) Primavera and Young, Williams, Exum, Kraft-Tharp, Pabon, Rosenthal, Ryden, Wright; also Senator(s) Heath and Scheffel--Concerning the creation of a state income tax credit to reimburse a business for personal property taxes paid in the state, and, in connection therewith, reducing an appropriation.
Finance
- HB14-1294** by Representative(s) Murray, Court; also Senator(s) Steadman and Jahn--Concerning student data collection privacy protections administered by the department of education.
Education

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- HB14-1296** by Representative(s) Landgraf; also Senator(s) Aguilar--Concerning the enforcement of prohibitions against designer drugs by the division of liquor enforcement within the department of revenue.
Judiciary
- HB14-1301** by Representative(s) Mitsch Bush, Becker, Foote, Gardner, Hulinghorst, Lawrence, McLachlan, Melton, Pabon, Rankin, Schafer, Tyler, Williams, Young; also Senator(s) Kerr, Jones, Todd--Concerning the safe routes to school program, and, in connection therewith, making and reducing appropriations.
Transportation
- HB14-1317** by Representative(s) Duran; also Senator(s) Nicholson and Kefalas, Newell--Concerning modifications to the Colorado child care assistance program, and, in connection therewith, aligning eligibility and authorization; addressing affordability by reducing copayments; improving provider reimbursement rates; increasing access to quality care; improving technology, infrastructure, and administration; and making an appropriation.
Health & Human Services
- HB14-1322** by Representative(s) McLachlan; also Senator(s) Roberts--Concerning the Colorado probate code.
Judiciary
- HB14-1323** by Representative(s) Primavera; also Senator(s) Lundberg and Kefalas--Concerning restrictions on the ability of a government entity to access an individual's personal medical information.
Health & Human Services
- HB14-1333** by Representative(s) Fischer and Coram, Garcia, Lebsock, McLachlan, Becker, Mitsch Bush, Rankin, Scott, Sonnenberg, Vigil; also Senator(s) Schwartz and Harvey, Guzman, Jones, Tochtrop--Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation.
Agriculture, Natural Resources, & Energy
- HB14-1344** by Representative(s) Rosenthal; also Senator(s) Tochtrop--Concerning the use of electronic means to document transactions related to the business of insurance.
Business, Labor, & Technology
- HB14-1349** by Representative(s) Hulinghorst and DelGrosso; also Senator(s) Heath--Concerning the creation of an exemption from property taxes for qualifying business entities controlled by nonprofit organizations that are formed for the purpose of qualifying for federal tax credits.
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:

- HB14-1291** by Representative(s) McLachlan and Humphrey, Sonnenberg, Holbert, Gardner, Buck, Conti, DelGrosso, Dore, Everett, Landgraf, Lawrence, Murray, Navarro, Rankin, Saine, Scott, Stephens, Waller, Wilson, Buckner, Court, Kagan, Lee, Pettersen, Salazar, Young; also Senator(s) Renfroe and Tochtrop--Concerning authorizing a charter school to employ a school security officer by contract to carry a concealed handgun if the person has a valid concealed carry permit.

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 King		Y Scheffel	Y
Balmer		Y Herpin		Y Lambert		Y Schwartz	Y
Baumgardner		Y Hill		Y Lundberg		Y Steadman	Y
Brophy		Y Hodge		Y Marble		Y Tochtrop	Y
Cadman		Y Jahn		Y Newell		Y Todd	Y
Crowder		Y Johnston		Y Nicholson		Y Ulibarri	Y
Grantham		Y Jones		Y Renfroe		Y Zenzinger	Y
Guzman		Y Kefalas		Y Rivera		Y President	Y
Harvey		Y Kerr		Y Roberts		Y	

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

Co-sponsor(s) added: Balmer, Baumgardner, Brophy, Cadman, Crowder, Grantham, Harvey, Herpin, Hill, Jahn, Johnston, Kerr, King, Lambert, Lundberg, Marble, Rivera, Roberts and Scheffel.

HB14-1302 by Representative(s) Buckner; also Senator(s) Johnston--Concerning the addition of a judgment against a debtor or transferee who acts with actual intent as an available remedy for a creditor in a fraudulent transfer action.

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 King		Y Scheffel	Y
Balmer		Y Herpin		Y Lambert		Y Schwartz	Y
Baumgardner		Y Hill		Y Lundberg		Y Steadman	Y
Brophy		Y Hodge		Y Marble		Y Tochtrop	Y
Cadman		Y Jahn		Y Newell		Y Todd	Y
Crowder		Y Johnston		Y Nicholson		Y Ulibarri	Y
Grantham		Y Jones		Y Renfroe		Y Zenzinger	Y
Guzman		Y Kefalas		Y Rivera		Y President	Y
Harvey		Y Kerr		Y Roberts		Y	

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

HB14-1289 by Representative(s) McNulty, Holbert, McLachlan, Moreno, Pabon, Williams; also Senator(s) Johnston, Hodge, Scheffel--Concerning the reinvestment of unused governmental moneys held by a financial institution that are in excess of the amount insured by the federal deposit insurance corporation in accounts of other financial institutions.

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 King		Y Scheffel	Y
Balmer		Y Herpin		Y Lambert		Y Schwartz	Y
Baumgardner		Y Hill		Y Lundberg		Y Steadman	Y
Brophy		Y Hodge		Y Marble		Y Tochtrop	Y
Cadman		Y Jahn		Y Newell		Y Todd	Y
Crowder		Y Johnston		Y Nicholson		Y Ulibarri	Y
Grantham		Y Jones		Y Renfroe		Y Zenzinger	Y
Guzman		Y Kefalas		Y Rivera		Y President	Y
Harvey		Y Kerr		Y Roberts		Y	

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

Co-sponsor(s) added: Ulibarri.

HB14-1286 by Representative(s) Melton; also Senator(s) Steadman--Concerning authorization for the state treasurer to loan to the state historical society for public display items presented to the governor as gifts to 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Johnston, Jones, Kerr, Newell, Rivera, Roberts, Tochtrop, Todd and Zenzinger.

SB14-179 by Senator(s) Nicholson and Renfroe, Lambert, Herpin, Jones, Lundberg, Marble, Schwartz; also Representative(s) Foote and Sonnenberg, DelGrosso, Humphrey, Singer, Young--Concerning the creation of a flood debris cleanup grant account to facilitate watershed cleanup efforts in areas affected by the September 2013 flood, 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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Kefalas, Kerr, King, Newell, Rivera, Steadman, Tochtrop, Todd and Zenzinger.

SB14-154 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May--Concerning funds administered by the division of fire prevention and control in 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Grantham, Herpin, Kefalas, Kerr, King, Nicholson, Rivera, Roberts and Todd.

SB14-151

by Senator(s) Tochtrop; also Representative(s) Young--Concerning the use of moneys derived from civil penalties imposed on nursing facilities to fund innovations in nursing home care, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, Kefalas, Kerr, King, Newell, Nicholson, Roberts, Todd and Ulibarri.

SB14-130

by Senator(s) Tochtrop; also Representative(s) Primavera--Concerning an increase to the personal needs allowance for persons in nursing care facilities, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Roberts, Schwartz, Steadman, Todd, Ulibarri and Zenzinger.

SB14-099 by Senator(s) Hodge; also Representative(s) May--Concerning a provisional physical therapist license, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Kefalas, Newell, Nicholson, Steadman, Tochtrop and Todd.

SB14-075 by Senator(s) Baumgardner; also Representative(s) Sonnenberg--Concerning the registration of motor vehicles for members of the United States armed forces who are deployed outside the United States, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Brophy, Cadman, Carroll, Crowder, Grantham, Heath, Herpin, Hodge, Johnston, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Tochtrop, 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:

SB14-088 by Senator(s) Newell, Crowder; also Representative(s) Kraft-Tharp--Concerning the creation of the suicide prevention commission, 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	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Johnston, Jones, Kefalas, Kerr, King, Nicholson, Roberts, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

SB14-001 by Senator(s) Jahn and Kerr; also Representative(s) Garcia and McLachlan--Concerning making college education more affordable by imposing further restrictions on tuition increases, increasing financial aid, and increasing operating support for each governing board of a state-supported institution of higher education by eleven percent, 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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Hodge, Johnston, Jones, Kefalas, Newell, Nicholson, Rivera, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

Committee of the Whole On motion of Senator Schwartz, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Schwartz 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:

HB14-1285 by Representative(s) Ryden, Becker, Court, Exum, Ferrandino, Fields, Hamner, Kraft-Tharp, Labuda, Melton, Rosenthal, Williams; also Senator(s) Aguilar and Johnston--Concerning a requirement that a professional tax preparer provide certain disclosures to a client when preparing tax documents for the client.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 9, page(s) 667 and placed in members' bill files.)

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

- SB14-168** by Senator(s) Lambert, Hodge, Steadman; also Representative(s) May, Duran, Gerou--
Concerning the salary structure for compensating teachers employed by the Colorado
school for the deaf and the blind. 1
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Ordered engrossed and placed on the calendar for third reading and final passage.
- SB14-173** by Senator(s) Jahn and King, Crowder, Guzman, Herpin, Hill, Newell, Nicholson,
Steadman; also Representative(s) Singer and McNulty, Gardner, Gerou, Kagan, Landgraf,
Melton, Tyler--Concerning the recommendation that certain persons be offered a test for
the hepatitis C virus. 11
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Ordered engrossed and placed on the calendar for third reading and final passage.
- HB14-1345** by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman--
Concerning authority for the department of higher education to transfer moneys allocated to
the governing board of an institution of higher education between the governing board's
appropriation for its fee-for-service contracts and the governing board's spending authority
for college opportunity stipends as a result of increases or decreases in student enrollment
at the institution of higher education. 19
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Amendment No. 1(L.001), by Senator Lambert.
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Amend reengrossed bill, page 2, line 5, strike "(I)".
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Page 2, line 6, after "fund" insert "OR IF THERE ARE INSUFFICIENT MONEYS
IN THE COLLEGE OPPORTUNITY FUND".
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Page 2, line 8, after "section," insert "THE DEPARTMENT MAY TRANSFER"
and after "the" insert "SUM OF THE".
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Page 2, strike lines 11 and 12 and substitute: "undergraduate students
may be expended by the same governing board for postsecondary
educational services purchased by the department if AND THE AMOUNT".
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Page 2, line 13, after "authorized" insert "FOR THE SAME GOVERNING
BOARD".
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Page 2, strike lines 14 through 20 and substitute "sections 23-1-109.7 and
23-5-130 ~~The department may transfer an equivalent amount in general
fund spending authority from stipends to fee-for-service contracts to
fulfill its fee-for-service contract obligations to a governing board
pursuant to this paragraph (c) and section 23-5-130~~ BETWEEN THE CASH
SPENDING AUTHORITY FOR THE GOVERNING BOARD TO EXPEND STIPENDS
RECEIVED ON BEHALF OF ELIGIBLE UNDERGRADUATE STUDENTS AND A
FEE-FOR-SERVICE CONTRACT FOR THE GOVERNING BOARD ENTERED INTO
PURSUANT TO SECTIONS 23-1-109.7 AND 23-5-130."
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Page 3, strike lines 1 through 9. 53
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As amended, ordered revised and placed on the calendar for third reading and final
passage. 56
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- HB14-1123** by Representative(s) Labuda, Foote, Gardner, Kagan, Scott; also Senator(s) Brophy,
Guzman, Johnston, Roberts, Steadman--Concerning implementation of recommendations
of the committee on legal services in connection with legislative review of rules and
regulations of state agencies. 60
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Amendment No. 1, Legal Services Committee Amendment.
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(Printed in Senate Journal, April 10, page(s) 686 and placed in members' bill files.)
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As amended, 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.)

HB14-1290 by Representative(s) Becker, Coram, Court, Sonnenberg, Vigil; also Senator(s) Roberts-- Concerning an addition to the definition of "other outlet" to enable the operation of a remotely located telepharmacy outlet.

Amendment No. 1(L.006), by Senator Roberts.

Amend reengrossed bill, page 3, line 4, strike "AUDIOLINK" and substitute "AUDIOLINK, OR VIA OTHER FUNCTIONALLY EQUIVALENT TELECOMMUNICATION EQUIPMENT,".

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

HB14-1017 by Representative(s) Duran; also Senator(s) Ulibarri--Concerning measures to expand the availability of affordable housing in the state, and, in connection therewith, making modifications to statutory provisions establishing the housing investment trust fund, the housing development grant fund, and the low-income housing tax credit; and making an appropriation.

Amendment No. 1, Finance Committee Amendment.

(Printed in Senate Journal, March 19, page(s) 517 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 11, page(s) 692 and placed in members' bill files.)

Amendment No. 3(L.016), by Senator Ulibarri.

Amend reengrossed bill, page 8, line 16, strike "(7)" and substitute "(5), (7),".

Page 8, after line 18 insert:

"(5) "Credit period" means the period of ~~four~~ SIX taxable years beginning with the taxable year in which a qualified development is placed in service. If a qualified development is comprised of more than one building, the development shall be deemed to be placed in service in the taxable year during which the last building of the qualified development is placed in service.".

Page 9, line 23, strike "four-year" and substitute "~~four-year~~ SIX-YEAR".

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

SB14-174 by Senator(s) Heath and Johnston; also Representative(s) McLachlan and Pabon-- Concerning the creation of the prosecution fellowship program.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 10, page(s) 684 and placed in members' bill files.)

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

SB14-167 by Senator(s) Zenzinger; also Representative(s) Fields--Concerning an initiative to support innovation among alternative education campuses in serving high-risk students.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, April 10, page(s) 683-684 and placed in members' bill files.)

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Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 692 and placed in members' bill files.)

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

SB14-166 by Senator(s) Carroll and Rivera; also Representative(s) Tyler and Garcia--Concerning the development of mobile application software in the Colorado office of economic development that users may access to identify local businesses.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 693 and placed in members' bill files.)

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

SB14-157 by Senator(s) Carroll and Cadman, Todd, Aguilar, Balmer, Baumgardner, Brophy, Crowder, Grantham, Harvey, Herpin, Hodge, Jones, Kerr, King, Lambert, Lundberg, Marble, Newell, Rivera, Roberts, Scheffel, Ulibarri, Zenzinger; also Representative(s) Ryden and Nordberg--Concerning the commission of a report by the department of military and veterans affairs that examines the comprehensive value of United States military activities centered in Colorado.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 693 and placed in members' bill files.)

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

Amend printed bill, page 5, line 1, after "OVERALL." insert "THE UNITED STATES NORTHERN COMMAND, HEADQUARTERED AT PETERSON AIR FORCE BASE, IS CHARGED WITH, AMONG OTHER TASKS, PROTECTING THE TERRITORY AND NATIONAL INTERESTS OF THE UNITED STATES WITHIN NORTH AMERICA.".

Page 5, line 5, after "SERVICES." add "WITH THE STRONG COORDINATION AND SUPPORT PROVIDED BY THE OFFICE, THE STATE IS A MAJOR FOCUS OF ACTIVITY BY DEFENSE CONTRACTORS, MEASURED IN TERMS OF BOTH THE NUMBERS OF SUCH CONTRACTORS AND THE SCOPE OF THEIR ACTIVITIES, ESPECIALLY WITH RESPECT TO THE AEROSPACE SECTOR.".

Page 5, after line 10 insert:

"(X) THE NUMBER AND EXTENT OF FIRST CLASS AND WORLD RENOWNED INSTITUTIONS OF HIGHER EDUCATION IN THE STATE ADD IMMEASURABLE COMPONENTS TO THE VALUE OF UNITED STATES MILITARY ACTIVITIES IN THE STATE BY TRAINING ACTIVE DUTY MILITARY PERSONNEL AND VETERANS TO MEET THEIR CURRENT JOB RESPONSIBILITIES AS WELL AS THE EMPLOYMENT CHALLENGES OF THE FUTURE, SUPPLYING THE MILITARY WITH WELL TRAINED GRADUATES WHO WILL ASSIST THE ARMED FORCES IN MEETING THEIR SPECIAL AND UNIQUE MISSIONS AND OBJECTIVES, AND PROVIDING A SOURCE OF WORLD CLASS RESEARCH FACILITIES THAT WILL CONTINUE TO ASSIST OUR MILITARY IN MAINTAINING ITS OVERPOWERING TECHNOLOGICAL ADVANTAGES RELATIVE TO THE ARMED FORCES OF OTHER NATIONS;

(XI) THE CONSTELLATION OF MILITARY INSTALLATIONS, EDUCATIONAL FACILITIES, DEFENSE CONTRACTORS, AND A QUALITY AND HIGHLY TRAINED WORK FORCE PROVIDE THE NECESSARY TOOLS FOR A LARGE AND THRIVING PRESENCE IN THE STATE OF TECHNOLOGICALLY ADVANCED JOBS AND THE KIND OF SOLID FUTURE-ORIENTED ECONOMIC GROWTH THAT RESULTS FROM A STRONG RESEARCH AND DEVELOPMENT SECTOR. MILITARY-RELATED RESEARCH AND DEVELOPMENT ALSO PROMISES THE BENEFITS OF CONSIDERABLE SPINOFFS FOR COMMERCIAL USES AND APPLICATIONS.".

Renumber succeeding subparagraphs accordingly.

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

SB14-150 by Senator(s) Todd and Zenzinger, Crowder, Guzman, Johnston, Kefalas, Kerr, Newell, Nicholson, Schwartz, Steadman; also Representative(s) Hamner--Concerning the Colorado school counselor corps grant program.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 694 and placed in members' bill files.)

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

Amend printed bill, page 3, line 13, strike "NATIONALLY ESTABLISHED" and substitute "STATE".

Page 3, line 19, strike "NATIONALLY ESTABLISHED AND ACCEPTED" and substitute "STATE".

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

SB14-144 by Senator(s) Aguilar and Nicholson, Crowder, Kefalas, Newell, Schwartz, Tochtrop, Todd; also Representative(s) Ginal--Concerning extending the commission on family medicine's support for the development of family medicine residency programs in underserved areas of the state.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, 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.

SB14-133 by Senator(s) Newell, Guzman, Todd; also Representative(s) Melton, Fields, Hulinghorst-- Concerning the regulation of private investigators by the department of regulatory agencies.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, February 27, page(s) 378-387 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, April 9, page(s) 667-669 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 695 and placed in members' bill files.)

Amendment No. 4(L.007), by Senator Steadman.

Amend printed bill, page 4, after line 1 insert:

"(3) THE GENERAL ASSEMBLY FURTHER FINDS THAT:

(a) THE NUMBER OF PRIVATE INVESTIGATORS LICENSED UNDER THE "PRIVATE INVESTIGATORS VOLUNTARY LICENSURE ACT", ENACTED BY HOUSE BILL 11-1195 IN 2011, WHICH ALLOWS PRIVATE INVESTIGATORS THE OPTION TO OBTAIN A STATE-ISSUED LICENSE, IS INSUFFICIENT TO JUSTIFY CONTINUING THE VOLUNTARY PROGRAM;

(b) THE VOLUNTARY LICENSURE PROGRAM IS CURRENTLY OPERATING AT A LOSS AS THE LICENSE FEES BASED ON THE NUMBER OF LICENSEES ARE INADEQUATE TO FULLY FUND THE PROGRAM, AND INCREASING THE FEES TO A LEVEL THAT WOULD SUSTAIN THE PROGRAM RESULTS IN UNAFFORDABLE FEES, AND CONSEQUENTLY, FEWER AND FEWER PRIVATE INVESTIGATORS ARE PARTICIPATING IN THE VOLUNTARY PROGRAM;

(c) WHILE THE VOLUNTARY PROGRAM IS UNSUSTAINABLE, IT IS IMPORTANT TO PROTECT CONSUMERS BY ESTABLISHING MINIMUM STANDARDS FOR AND REQUIREMENTS FOR LICENSURE OF PRIVATE INVESTIGATORS;

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(d) BY REPEALING THE VOLUNTARY PROGRAM AND REPLACING IT WITH A MANDATORY LICENSURE PROGRAM, THE INTENT IS TO CONTINUE REGULATING PRIVATE INVESTIGATORS OPERATING IN THIS STATE TO ENSURE PRIVATE INVESTIGATORS ARE ENGAGING IN THE PROFESSION IN AN ETHICAL MANNER AND HAVE THE APPROPRIATE KNOWLEDGE AND ABILITY TO PERFORM INVESTIGATIONS;

(e) AS THE MANDATORY PROGRAM WILL REGULATE THE SAME TYPES OF PROFESSIONALS WHO COULD HAVE CHOSEN TO BE REGULATED UNDER THE VOLUNTARY PROGRAM, IT IS APPROPRIATE THAT PRIVATE INVESTIGATORS LICENSED UNDER THE MANDATORY PROGRAM SHARE IN THE REPAYMENT OF THE DEFICIT THAT RESULTED FROM THE VOLUNTARY PROGRAM; AND

(f) TO AVOID COST-PROHIBITIVE LICENSE FEES, IT IS THE INTENT OF THE GENERAL ASSEMBLY FOR THE DIVISION TO SPREAD THE REPAYMENT OF THE DEFICIT GENERATED BY THE VOLUNTARY PROGRAM OVER THE LIFE OF THE NEW MANDATORY PROGRAM, WHICH IS SCHEDULED TO REPEAL ON SEPTEMBER 1, 2020."

Majority Leader Heath moved that the Committee of the Whole rise, report progress, and beg leave to sit again at 4:00 p.m. A majority of those elected to the Senate having voted in the affirmative, the motion was adopted.

Committee of the Whole in recess.

INTRODUCTION OF MEMORIALS

The following memorial was read by title:

SJM14-003 by Senator(s) Baumgardner; also Representative(s) Coram and Mitsch Bush-- Memorializing former Senator Dave Wattenberg.

Laid over until Friday, April 25, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

April 15, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1309, 1348, 1347.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1012, amended as printed in House Journal, April 14, page 1003. HB14-1023, amended as printed in House Journal, April 14, page 1003. HB14-1032, amended as printed in House Journal, April 14, page 1004. HB14-1085, amended as printed in House Journal, April 14, pages 1004-1005. HB14-1093, amended as printed in House Journal, April 14, page 1005. HB14-1096, amended as printed in House Journal, April 14, page 1005. HB14-1101, amended as printed in House Journal, April 14, pages 1005-1006. HB14-1124, amended as printed in House Journal, April 14, page 1006. HB14-1156, amended as printed in House Journal, April 14, page 1006. HB14-1276, amended as printed in House Journal, April 14, page 1006. HB14-1303, amended as printed in House Journal, April 14, page 1007. HB14-1326, amended as printed in House Journal, April 14, page 1007.

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HB14-1300, amended as printed in House Journal, April 14, page 1008.

The House has passed on Third Reading and returns herewith SB14-156.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-165, amended as printed in House Journal, April 14, page 1008.

MESSAGE FROM THE REVISOR OF STATUTES

April 15, 2014

We herewith transmit:

Without comment, HB14-1347 and 1348.

Without comment, as amended, HB14-1012, 1023, 1032, 1085, 1093, 1096, 1101, 1124, 1156, 1276, 1300, 1303, 1309, and 1326.

Without comment, as amended, SB14-165.

MESSAGE FROM THE GOVERNOR

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

April 14, 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
CHARTER SCHOOL INSTITUTE BOARD**

for a term expiring July 1, 2015:

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, and occasioned by the resignation of Donahue Cassius Quashie of Colorado Springs, Colorado, appointed;

for a term expiring July 1, 2017:

Steven Richard Schneider of Colorado Springs, Colorado, to serve as a member who has experience as a public school administrator with experience working with charter schools and with other board or public service experience, and as a Republican, reappointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 4/14/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Education

April 9, 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, appoint, and submit to your consideration, the following:

MEMBER OF THE
STATE BOARD OF PAROLE

effective April 21, 2014 for a term expiring July 1, 2014:

Marjorie Barbara Lewis, Ph.D of Denver, Colorado, to fill the vacancy occasioned by the resignation of Anthony Young of Colorado Springs, Colorado, and to serve as a citizen representative, appointed;

further, for a term expiring July 1, 2017:

Marjorie Barbara Lewis, Ph.D of Denver, Colorado, to serve as a citizen representative, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 4/11/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Judiciary

April 10, 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, appoint and submit to your consideration, the following:

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MEMBER OF THE
OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

for a term expiring July 1, 2015:

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, and occasioned by the resignation of Winston Perry Pearce of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 4/14/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Tuesday, April 15 was laid over until 4:00 p.m. on Tuesday, April 15, retaining its place on the calendar.

- General Orders -- Second Reading of Bills: SB14-133 as amended, SB14-127, SB14-124, SB14-087, SB14-005, SB14-002, SB14-073, SB14-175.
- Consideration of House Amendments to Senate Resolutions: SJR14-027.
- Consideration of Governor's Appointments -- Consent Calendar:
 - Member of the Colorado Commission on Higher Education.
 - Members of the Colorado Traumatic Brain Injury Trust Fund Board.
 - Member of the University of Colorado Hospital Authority Board of Directors.
- Consideration of Governor's Appointments:
 - Member of the Juvenile Parole Board.
 - Members of the State Board of the Great Outdoors Colorado Trust Fund.
 - Member of the Renewable Energy Authority Board of Directors.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 15, 2014

Madam President:

The House has adopted the First Report of the First Conference Committee on HB14-1193, as printed in House Journal, April 7, pages 840-841, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB14-1336, as printed in House Journal, April 14, pages 971-984, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on HB14-1342, as printed in House Journal, April 14, pages 984-985, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on

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SB14-131, as printed in House Journal, April 10, pages 950-951, and has repassed the bill as so amended. The bill is returned herewith.

INTRODUCTION OF BILLS -- FIRST READING

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

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| HB14-1012 | 12 |
| by Representative(s) Tyler and Gerou; also Senator(s) Kefalas--Concerning income tax | 13 |
| credits that promote investment in Colorado advanced industries, and, in connection | 14 |
| therewith, making and reducing appropriations. | 15 |
| Finance | 16 |
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| HB14-1023 | 18 |
| by Representative(s) Lee, Kagan; also Senator(s) Ulibarri, Guzman, Steadman--Concerning | 19 |
| the provision of social workers to juveniles, and, in connection therewith, making and | 20 |
| reducing appropriations. | 21 |
| Judiciary | 22 |
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| HB14-1032 | 24 |
| by Representative(s) Kagan, Lee; also Senator(s) Guzman, Ulibarri--Concerning the | 25 |
| provision of defense counsel to juvenile offenders, and, in connection therewith, making | 26 |
| and reducing appropriations. | 27 |
| Judiciary | 28 |
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| HB14-1085 | 30 |
| by Representative(s) Fields, Exum, Pettersen; also Senator(s) Zenzinger, Todd, Kefalas, | 31 |
| Ulibarri--Concerning adult education, and, in connection therewith, creating the adult | 32 |
| education and literacy grant program to provide state moneys for adult education programs | 33 |
| that participate in workforce development partnerships and making and reducing | 34 |
| appropriations. | 35 |
| Education | 36 |
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| HB14-1096 | 38 |
| by Representative(s) Vigil, Garcia, Salazar; also Senator(s) Schwartz--Concerning an | 39 |
| underfunded courthouse facilities grant program, and, in connection therewith, making and | 40 |
| reducing appropriations. | 41 |
| Judiciary | 42 |
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| HB14-1124 | 44 |
| by Representative(s) Salazar, Lebsock, Fields, Becker, Buckner, Court, Duran, Ferrandino, | 45 |
| Fischer, Foote, Garcia, Gardner, Ginal, Hamner, Hullinghorst, Kagan, Labuda, Lee, | 46 |
| McCann, Melton, Moreno, Pabon, Peniston, Rankin, Rosenthal, Singer, Szabo, Vigil, | 47 |
| Williams, Wright; also Senator(s) Tochtrop--Concerning in-state tuition classification for | 48 |
| American Indians from tribes with historical ties to Colorado, and, in connection therewith, | 49 |
| making and reducing appropriations. | 50 |
| Education | 51 |
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| HB14-1156 | 53 |
| by Representative(s) Moreno, Fields, Exum, Lebsock, Peniston, Rosenthal, Salazar, Singer; | 54 |
| also Senator(s) Ulibarri--Concerning extending the age of eligibility for the child nutrition | 55 |
| school lunch protection program, and, in connection therewith, making and reducing | 56 |
| appropriations. | 57 |
| Education | 58 |
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| HB14-1202 | 60 |
| by Representative(s) Scott; also Senator(s) Todd and Scheffel--Concerning a study of the | 61 |
| accountability requirements for school districts for which the state board of education may | 62 |
| waive statewide testing requirements, and, in connection therewith, making and reducing | 63 |
| appropriations. | 64 |
| Education | 65 |
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- HB14-1276** by Representative(s) Primavera; also Senator(s) Hodge--Concerning instruction in cardiopulmonary resuscitation in public schools, and, in connection therewith, making and reducing appropriations. 1
 Health & Human Services 2
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- HB14-1300** by Representative(s) Garcia and Duran, Court, Exum, Fischer, Gerou, Lebsock, McLachlan, McNulty, Melton, Mitsch Bush, Pabon, Rosenthal, Salazar, Singer, Vigil, Williams, Wright; also Senator(s) Steadman--Concerning a 2014-15 state fiscal year general fund transfer to the Colorado state fair authority cash fund to support the state fair's programs with the state's 4-H clubs and the Colorado association of the national future farmers of America organization, and, in connection therewith, reducing an appropriation. 7
 Agriculture, Natural Resources, & Energy 8
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- HB14-1303** by Representative(s) Scott and Ferrandino; also Senator(s) Schwartz--Concerning the receipt of public testimony from remote locations around the state by legislative committees, and, in connection therewith, making and reducing appropriations. 16
 State, Veterans, & Military Affairs 17
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- HB14-1309** by Representative(s) Gardner; also Senator(s) Steadman--Concerning repurposing the day surgery center at the Denver reception and diagnostic center into an auxiliary medical facility. 22
 Health & Human Services 23
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- HB14-1315** by Representative(s) Gardner; also Senator(s) Scheffel--Concerning the enactment of certain model acts adopted by the national association of insurance commissioners, and, in connection therewith, enacting the credit for reinsurance model act and the portion of the insurer receivership model act that governs netting agreements. 28
 Business, Labor, & Technology 29
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- HB14-1326** by Representative(s) Primavera and Scott; also Senator(s) Hodge--Concerning tax incentives for alternative fuel trucks, and, in connection therewith, making an appropriation. 35
 Finance 36
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- HB14-1347** by Representative(s) Court; also Senator(s) Newell--Concerning statutorily established time periods that are multiples of seven days. 41
 Judiciary 42
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- HB14-1348** by Representative(s) Ferrandino; also Senator(s) Heath--Concerning an extension of the effective date of the amended "retail sale" sales tax definition adopted in House Bill 13-1295 to take effect only if congress enacts an act that authorizes states to require certain retailers to pay, collect, or remit state or local sales taxes. 46
 Finance 47
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Committee of the Whole reconvened.

GENERAL ORDERS -- SECOND READING OF BILLS (cont'd)

- SB14-133** by Senator(s) Newell, Guzman, Todd; also Representative(s) Melton, Fields, Hullinghorst-- Concerning the regulation of private investigators by the department of regulatory agencies. 63
 (Amended in general orders as printed in Senate journal, April 15, page(s) 756-757.) 64
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 As amended, laid over until Wednesday, April 16, retaining its place on the calendar. 68
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SB14-127 by Senator(s) Roberts; also Representative(s) Dore--Concerning statewide radio communications, and, in connection therewith, directing the department of public safety to perform a communications needs assessment and recreating the consolidated communications system authority as a new standing public safety communications subcommittee under the homeland security and all-hazards senior advisory committee in the division of homeland security and emergency management in that department.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, February 6, page(s) 173-174 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 11, page(s) 697 and placed in members' bill files.)

Amendment No. 3(L.002), by Senator Roberts.

Strike the Judiciary Committee Report, dated February 5, 2014.

Amend printed bill, page 3, line 6, after "needs." add "As public safety agencies within the state use a variety of radio systems, the needs assessment must address development and maintenance of interoperability among the systems."

Page 4 of the bill, line 1, after "STATE." add "THE ASSESSMENT, PLAN, AND ANY RECOMMENDATIONS SUBMITTED WITH THE ASSESSMENT AND PLAN MUST BE MADE IN A MANNER THAT HELPS ENSURE INTEROPERABILITY AMONG, AND SUSTAINMENT OF, PUBLIC SAFETY COMMUNICATION SYSTEMS OTHER THAN THE STATE'S DIGITAL TRUNKED RADIO SYSTEM."

Page 6 of the bill, line 11, strike "HOUSE BILL 14-____," and substitute "SENATE BILL 14-127,".

Page 6 of the bill, line 25, strike "TWENTY" and substitute "TWENTY-THREE".

Page 6 of the bill, strike line 27.

Page 7 of the bill, strike lines 1 through 3 and substitute:

"(A) TWO MEMBERS REPRESENTING PUBLIC RADIO SYSTEMS THAT ARE NOT PART OF THE STATEWIDE DIGITAL TRUNKED RADIO SYSTEM, WHO".

Reletter succeeding sub-subparagraphs accordingly.

Page 7 of the bill, line 10, strike "FIVE" and substitute "Two".

Page 7 of the bill, strike lines 13 through 15 and substitute:

"(D) TWO MEMBERS SELECTED BY THE COLORADO STATE FIRE CHIEFS' ASSOCIATION, ONE OF WHOM REPRESENTS A METROPOLITAN FIRE DEPARTMENT AND THE OTHER OF WHOM REPRESENTS A RURAL FIRE DEPARTMENT;

(E) ONE REPRESENTATIVE OF COLORADO PROFESSIONAL FIRE FIGHTERS, OR A SUCCESSOR LABOR ORGANIZATION THAT REPRESENTS FIREFIGHTERS;

(F) ONE REPRESENTATIVE OF COLORADO'S COUNTIES, APPOINTED BY COLORADO COUNTIES, INCORPORATED, OR A SUCCESSOR ORGANIZATION THAT REPRESENTS COLORADO'S COUNTIES;

(G) FIVE REPRESENTATIVES OF THE CONSOLIDATED COMMUNICATIONS NETWORK OF COLORADO, INCORPORATED, OR A SUCCESSOR NONPROFIT ORGANIZATION COMPRISED OF PARTICIPATING USER AGENCIES USING THE COLORADO DIGITAL TRUNKED RADIO SYSTEM; AND".

Reletter succeeding sub-subparagraph accordingly.

Page 7, line 20, strike "SIX" and substitute "FIVE".

Page 8 of the bill, line 2, after "DESIGNEE;" insert "AND".

Page 8 of the bill, line 4, strike "AND".

Page 8 of the bill, strike lines 5 and 6.

Page 8, line 9, strike "(A)," and substitute "(A)".

Page 8 of the bill, line 10, strike "(B), AND (D)" and substitute "AND (C)".

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

SB14-124 by Senator(s) Zenzinger; also Representative(s) Fields--Concerning programs to develop leaders for low-performing public schools.

Laid over until Wednesday, April 16, retaining its place on the calendar.

SB14-087 by Senator(s) Ulibarri, Kefalas; also Representative(s) Fields, Exum, Pettersen--Concerning issuance of identification cards to people who are lawfully present in the United States but may have difficulty with certain documentary evidence.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 7, page(s) 182 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 698 and placed in members' bill files.)

Amendment No. 3(L.009), by Senator Ulibarri.

Amend printed bill, page 2, strike lines 14 through 16.

Page 3 of the bill, strike lines 1 through 24.

Page 3 of the bill, page 3, line 25, strike "(d)" and substitute "(8)" and strike "FOR".

Page 3, strike line 26 and substitute "ESTABLISHING PROCEDURES FOR".

Amend the Health and Human Services committee report, dated , page 2, strike lines 1 through 9.

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

SB14-005 by Senator(s) Ulibarri; also Representative(s) Singer--Concerning alternative administrative remedies for the processing of certain wage claims, and, in connection therewith, amending the provisions for written notices of a wage claim.

Laid over until Wednesday, April 16, retaining its place on the calendar.

SB14-002 by Senator(s) Carroll and Cadman, King, Guzman; also Representative(s) Ferrandino and DelGrosso, Stephens, Szabo, Kagan--Concerning transferring the safe2tell program to the department of law.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 700 and placed in members' bill files.)

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

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SB14-073 by Senator(s) Jahn, Grantham, Hodge, Tochtrop; also Representative(s) Gerou--Concerning the state income tax credit for the environmental remediation of contaminated land in the state.

Amendment No. 1, Business, Labor, & Technology Committee Amendment.
(Printed in Senate Journal, February 25, page(s) 353-354 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 701 and placed in members' bill files.)

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

SB14-175 by Senator(s) Kerr and Nicholson; also Representative(s) Primavera and McLachlan--Concerning freedom from government interference in an individual's reproductive health decisions.

Laid over until Wednesday, April 16, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1123 by Representative(s) Labuda, Foote, Gardner, Kagan, Scott; also Senator(s) Brophy, Guzman, Johnston, Roberts, Steadman--Concerning implementation of recommendations of the committee on legal services in connection with legislative review of rules and regulations of state agencies.

Senator Brophy moved to amend the Report of the Committee of the Whole to show that the following amendment to HB14-1123 did pass.

Amend reengrossed bill, page 5, after line 21, insert:

"(5) The following rules of the air quality control commission of the department of public health and environment are repealed, effective May 15, 2014:

(I) Concerning standards of performance for new crude oil and natural gas production, transmission, and distribution, Subpart OOOO, (5 CCR 1001-8), which rule was adopted on February 23, 2014;

(II) Concerning control of ozone via ozone precursors and control of hydrocarbons via oil and gas emissions, Regulation 7, (5 CCR 1001-9), which rule was adopted on February 23, 2014."

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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	E	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Schwartz, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	E	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-168, SB14-173, SB14-174 as amended, SB14-167 as amended, SB14-166 as amended, SB14-157 as amended, SB14-150 as amended, SB14-144 as amended, SB14-127 as amended, SB14-087 as amended, SB14-002 as amended, SB14-073 as amended, HB14-1345 as amended, HB14-1123 as amended, HB14-1290 as amended, HB14-1017 as amended.

Lost on second reading: HB14-1285 as amended.

Laid over until Wednesday, April 16: SB14-133 as amended, SB14-124, SB14-005, SB14-175.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE RESOLUTIONS

SJR14-027 by Senator(s) King and Newell; also Representative(s) Exum and Scott--Concerning declaring the week of May 11-17, 2014, as Police Week, and, in connection therewith, declaring May 15, 2014, as Peace Officers' Memorial Day.

Laid over until Tuesday, April 22, retaining its place on the calendar.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

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

MEMBER OF THE COLORADO COMMISSION ON HIGHER EDUCATION

for a term expiring July 1, 2017:

Regina Marie Rodriguez of Denver, Colorado, a resident of the 7th Congressional District and a Democrat, reappointed.

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YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	E	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
COLORADO TRAUMATIC BRAIN INJURY TRUST FUND BOARD

for terms expiring June 30, 2016:

Catharine H. Johnston-Brooks, PhD, ABPP, of Broomfield, Colorado, appointed;

Helen E. Morgan of Denver, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	E	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBER OF THE
UNIVERSITY OF COLORADO HOSPITAL
AUTHORITY BOARD OF DIRECTORS

From the Sixth Congressional District: Denise O’Leary, for a term effective October 1, 2013 and continuing until September 30, 2017 (or until her successor is appointed by the Board of Regents). This will be Ms. O’Leary’s first term on the Hospital Authority Board of Directors.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	E	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

**MEMBER OF THE
JUVENILE PAROLE BOARD**

for a term expiring November 15, 2018:

David Owen Sleigh of Grand Junction, Colorado, to serve as a public member/not employed by state government, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	E	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

**MEMBERS OF THE
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND**

for terms expiring April 15, 2017:

Heather Lee Carroll of Colorado Springs, Colorado, a Democrat and resident of the 5th Congressional District, reappointed; and

Linda Jean Strand of Aurora, Colorado, a Democrat and resident of the 6th Congressional District, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	E	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

**MEMBER OF THE
RENEWABLE ENERGY AUTHORITY BOARD OF DIRECTORS**

for a term expiring July 1, 2015:

Jeffrey Paul Ackermann of Denver, Colorado, and occasioned by the resignation of Tanuj "TJ" Deora of Denver, Colorado, appointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	E	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Senator Hodge replaced Senator Grantham as the Senate prime sponsor on SB14-192.

**MEMORANDUM
REPORT FROM THE HOUSE AND SENATE
COMMITTEES ON DELAYED BILLS**

Pursuant to Joint Rule 23 (c), the House and Senate Committees on Delayed Bills, acting jointly, extend the following deadline for House Bill 14-1298, Concerning the Financing of Public Schools:

The Friday, April 18 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 7, 2014 (the 120th legislative day).

This memorandum shall be printed in the journal of each house as is required by said Joint Rule 23 (c).

(signed)
Senator Carroll
President of the Senate

(signed)
Representative Ferrandino
Speaker of the House of Representatives

Senator Heath
Senate Majority Leader

Representative Hullinghorst
House Majority Leader

Senator Cadman
Senate Minority Leader

Representative DelGrosso
House Minority Leader

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, April 16, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

99th Legislative Day

Wednesday, April 16, 2014

Prayer By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver. 10
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Call to Order By the President *pro tem* at 9:00 a.m. 13
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Pledge By Senator Marble. 16
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Roll Call Present--33 18
Absent--2, Hill, Kerr. 19
Present later--2, Hill, Kerr. 20
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Quorum The President announced a quorum present. 22
23
Reading of Journal On motion of Senator Ulibarri, reading of the Journal of Tuesday, April 15, was dispensed 24
with and the Journal was approved as corrected by the Secretary. 25
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COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB14-1072** be 32
amended as follows, and as so amended, be referred to the Committee on Appropriations 33
with favorable recommendation. 34
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Amend reengrossed bill, page 2, strike lines 2 through 10. 36
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Page 3, strike lines 1 through 7. 38
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Renumber succeeding sections accordingly. 40
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Finance After consideration on the merits, the Committee recommends that **HB14-1011** be 44
amended as follows, and as so amended, be referred to the Committee of the Whole with 45
favorable recommendation. 46
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Amend reengrossed bill, page 3, strike lines 10 through 12 and substitute 48
"(7) (a) (IV), (7) (b), and (7) (c); and **add** (7) (e) as follows: 49

24-48.5-117. Advanced industry - grants - fund - definitions 50
- repeal. (7) **Fund.** (a) The advanced industries acceleration cash fund 51
is created in the state treasury. The fund consists of: 52

(IV) Five million dollars, which the state treasurer shall transfer 53
from the general fund to the fund on ~~September 1, 2013~~ JULY 1, 2015, 54
AND JULY 1, 2016; 55

(b) (I) The office of economic development is". 56
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Page 3, after line 24 insert: 58
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"(c) (I) The moneys in the fund are continuously appropriated to 60
the office of economic development for the purpose of awarding grants 61
allowed by this section and for its administrative costs associated with 62
the program. The office's administrative expenses for the program in a 63
fiscal year shall not exceed ~~five~~ EIGHT percent of the moneys transferred 64
or appropriated to the fund in the fiscal year. 65

(II) ANY UNEXPENDED AND UNENCUMBERED MONEYS FROM THE 66
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APPROPRIATION MADE FOR THE FISCAL YEAR 2014-15 IN THE ANNUAL GENERAL APPROPRIATION ACT TO THE OFFICE OF ECONOMIC DEVELOPMENT FOR ADVANCED INDUSTRIES THAT ARE USED FOR THE PROGRAM REMAIN AVAILABLE FOR EXPENDITURE BY THE OFFICE IN THE NEXT FISCAL YEAR WITHOUT FURTHER APPROPRIATION. THIS SUBPARAGRAPH (II) IS REPEALED, EFFECTIVE JULY 1, 2016.

(e) THE TRANSFERS TO THE FUND FROM THE GENERAL FUND MONEYS THAT ARE REQUIRED BY SUBPARAGRAPH (IV) OF PARAGRAPH (a) OF THIS SUBSECTION (7) MUST BE INCLUDED FOR INFORMATIONAL PURPOSES IN THE ANNUAL GENERAL APPROPRIATION ACT."

Finance After consideration on the merits, the Committee recommends that **HB14-1014** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1170** be referred to the Committee on Appropriations with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB14-012** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, after line 7 insert:

"**SECTION 2.** In Colorado Revised Statutes, 26-2-111, amend (4) (b.5) as follows:

26-2-111. Eligibility for public assistance - rules.
 (4) (b.5) (I) He or she has applied for supplemental security income benefits and complied with any recommendations for referrals made by the county department except for good cause shown.

(II) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (b.5) TO THE CONTRARY, THE STATE DEPARTMENT MAY PROMULGATE RULES ALLOWING A COUNTY TO WAIVE THE REQUIREMENT THAT A PERSON APPLY FOR SUPPLEMENTAL SECURITY INCOME BENEFITS PRIOR TO RECEIVING AID TO THE NEEDY DISABLED UNDER SUCH CONDITIONS AND FOR SUCH PERIOD OF TIME AS THE STATE DEPARTMENT DEEMS APPROPRIATE TO ENSURE THAT A PERSON HAS THE OPPORTUNITY TO SUBMIT A THOROUGH AND COMPLETE SUPPLEMENTAL SECURITY INCOME BENEFITS APPLICATION."

Renumber succeeding sections accordingly.

Page 3, strike lines 20 through 23 and substitute "MUST NOT BE LESS THAN THE AMOUNT OF THE ASSISTANCE PAYMENT FOR THE 2013-14 STATE FISCAL YEAR INCREASED BY TEN PERCENT EACH YEAR THROUGH THE 2018-19 STATE FISCAL YEAR AND FOR THE 2019-20 STATE FISCAL YEAR AND FOR EACH STATE FISCAL YEAR THEREAFTER, ADJUSTED IN ACCORDANCE WITH THE PERCENTAGE ANNUAL INCREASE IN THE UNITED STATES DEPARTMENT OF LABOR, BUREAU OF LABOR STATISTICS, CONSUMER PRICE INDEX FOR DENVER-BOULDER-GREELEY, ALL ITEMS, ALL URBAN CONSUMERS, OR ITS SUCCESSOR INDEX."

Page 4, after line 1 insert:

"**SECTION 4. Appropriation - adjustments to 2014 long bill.**

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$1,240,067.

(2) In addition to any other appropriation, there is hereby appropriated to the department of human services, for the fiscal year beginning July 1, 2014, the sum of \$1,556,867, or so much thereof as may be necessary, to be allocated for the implementation of this act as

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follows:

(a) \$1,543,103 for aid to the needy disabled. Of said sum, \$1,234,483 is from the general fund, and \$308,621 is from local funds;

(b) \$13,764 for modifications to the Colorado benefits management system. Of said sum, \$3,283 is from the general fund, \$442 is from the old age pension fund created in section 1 of article XXIV of the state constitution, \$4,697 is from reappropriated funds received from the department of health care policy and financing out of the appropriation made in subsection (3) of this section, and \$5,342 is from federal funds.

(3) In addition to any other appropriation, there is hereby appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2014, the sum of \$4,697, or so much thereof as may be necessary, for allocation to department of human services medicaid-funded programs, office of information technology services-medicaid funding, Colorado benefits management system, for system modifications related to the implementation of this act. Of said sum, \$2,301 is from the general fund, \$12 is from the old age pension health and medical care fund pursuant to section 7 (c) of article XXIV of the state constitution, \$29 is from the children's basic health plan trust fund created in section 25.5-8-105 (1), Colorado Revised Statutes, and \$2,355 is from federal funds.

(4) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$13,764, or so much thereof as may be necessary, for allocation to the office of information technology for the provision of services to the department of human services related to the implementation of this act. Said sum is from reappropriated funds received from the department of human services out of the appropriation made in paragraph (b) of subsection (2) of this section."

ReNUMBER succeeding section accordingly.

Page 1, line 101, strike "DISABLED." and substitute "DISABLED, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that SB14-014 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Health & Human Services Committee Report, dated January 30, 2014, page 1, line 10, strike "FOURTEEN THOUSAND NINE HUNDRED THIRTY-SEVEN" and substitute "TWELVE THOUSAND SEVEN HUNDRED TWENTY".

Page 2, line 4, strike "TWENTY THOUSAND ONE HUNDRED SIXTY-THREE" and substitute "SEVENTEEN THOUSAND ONE HUNDRED FORTY-SIX".

Page 2, line 32, strike "FOURTEEN THOUSAND NINE HUNDRED THIRTY-SEVEN" and substitute "TWELVE THOUSAND SEVEN HUNDRED TWENTY".

Page 3, line 8, strike "TWENTY THOUSAND ONE HUNDRED SIXTY-THREE" and substitute "SEVENTEEN THOUSAND ONE HUNDRED FORTY-SIX".

Amend printed bill, page 13, after line 10 insert:

"SECTION 7. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$2,535,754.

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(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$177,129 and 0.5 FTE, or so much thereof as may be necessary, to be allocated to the taxation business group for the implementation of this act as follows:

- (a) \$20,041 and 0.5 FTE for the taxation and compliance division for personal services;
- (b) \$36,578 for the taxation and compliance division for capital outlay and operating expenses; and
- (c) \$120,510 for CITA annual maintenance and support.

(3) In addition to any other appropriation, there is hereby appropriated to the department of personnel, for the fiscal year beginning July 1, 2014, the sum of \$31,400, or so much thereof as may be necessary, for allocation to integrated document solutions for the provision of postage, data entry, imaging and printing for the department of revenue related to the implementation of this act. Said sum is from reappropriated funds received from the department of revenue out of the appropriation made in paragraph (b) of subsection (2) of this section.

(4) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$2,356,965, or so much thereof as may be necessary, for allocation to the taxation business group for old age heat and fuel and property tax assistance grants pursuant to section 39-31-102 (1), Colorado Revised Statutes.

(5) In addition to any other appropriation, there is hereby appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2014, the sum of \$1,397, or so much thereof as may be necessary, for allocation to department of human services medicaid-funded programs for Colorado benefits management system related to the implementation of this act. Of said sum, \$684 is from the general fund, \$9 is from the children's basic health plan trust created in section 25.5-8-105 (1), Colorado Revised Statutes, \$4 is from the old age pension health and medical care fund created in section 7 (c) of article XXIV of the state constitution, and \$700 is from federal funds.

(6) In addition to any other appropriation, there is hereby appropriated, to the department of human services, for the fiscal year beginning July 1, 2014, the sum of \$4,092, or so much thereof as may be necessary, for allocation to the office of information technology services, Colorado benefits management system for Colorado benefits management system, operating expenses related to the implementation of this act. Of said sum, \$976 is from the general fund, \$131 is from the old age pension fund created in section 1 of article XXIV of the state constitution, \$1,397 is from reappropriated funds received from the department of health care policy and financing out of the appropriation made in subsection (5) of this section, and \$1,588 is from federal funds.

(7) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$4,092, or so much thereof as may be necessary, for allocation to the office of information technology, for the provision of computer center services for the department of human services related to the implementation of this act. Said sum is from reappropriated funds received from the department of human services out of the appropriation made in subsection (6) of this section."

Renumber succeeding sections accordingly.

Page 1, line 103, strike "**DISABILITIES.**" and substitute "**DISABILITIES, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.**".

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Appropriations	After consideration on the merits, the Committee recommends that SB14-189 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 HB14-1002 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 reengrossed bill, page 4, line 17, strike "\$12,000,000," and substitute "\$17,000,000,".	11 12 13 14
Appropriations	After consideration on the merits, the Committee recommends that HB14-1003 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 20
	Amend reengrossed bill, page 3, line 24, strike "BUT PRIOR TO JANUARY 1, 2020,".	21 22 23
	Page 5, after line 25 insert:	24 25
	"SECTION 5. Appropriation - adjustments to 2014 long bill.	26
	(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$30,900.".	27 28 29 30 31 32
	Page 5, line 26, strike " SECTION 5. Appropriation. " and substitute "(2)".	33 34 35
	Page 1, line 105, strike " AN APPROPRIATION. " and substitute " AND REDUCING APPROPRIATIONS. ".	36 37 38 39
Appropriations	After consideration on the merits, the Committee recommends that HB14-1006 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.	40 41 42 43 44 45
	Amend reengrossed bill, page 3, before line 6 insert:	46 47
	"SECTION 2. Appropriation - adjustments to 2014 long bill.	48
	(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$14,811.".	49 50 51 52 53 54
	Page 3, line 6, strike " SECTION 2. Appropriation. " and substitute "(2)".	55 56 57
	Page 3, line 10, strike "for allocation to the taxation business group".	58 59
	Page 3, line 11, strike "support" and substitute "support, postage, and operating expenses".	60 61 62
	Page 1, line 104, strike " AN APPROPRIATION. " and substitute " AND REDUCING APPROPRIATIONS. ".	63 64 65 66 67

Appropriations	After consideration on the merits, the Committee recommends that HB14-1034 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 HB14-1042 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 HB14-1045 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	11 12 13 14 15
	Amend reengrossed bill, page 1, line 103, strike "AN APPROPRIATION." and substitute "AND REDUCING APPROPRIATIONS."	16 17 18 19
Appropriations	After consideration on the merits, the Committee recommends that HB14-1054 be postponed indefinitely.	20 21 22 23
Appropriations	After consideration on the merits, the Committee recommends that HB14-1181 be referred to the Committee of the Whole with favorable recommendation.	24 25 26 27
Appropriations	After consideration on the merits, the Committee recommends that HB14-1185 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 HB14-1203 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	32 33 34 35 36
Appropriations	After consideration on the merits, the Committee recommends that HB14-1207 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	37 38 39 40 41
	Amend reengrossed bill, page 4, after line 24, insert:	42 43
	"SECTION 3. Appropriation - adjustments to 2014 long bill.	44
	(1) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$5,000.	45 46 47 48 49
	(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of public health and environment, for the fiscal year beginning July 1, 2014, the sum of \$5,000, or so much thereof as may be necessary, to be allocated to the division of environmental health and sustainability for the establishment of a household medication take-back program as required by this act."	50 51 52 53 54 55 56 57
	Renumber succeeding section accordingly.	58 59
	Page 1, line 103, strike "MAKING AN APPROPRIATION." and substitute "MAKING AND REDUCING APPROPRIATIONS."	60 61 62 63
Appropriations	After consideration on the merits, the Committee recommends that HB14-1228 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.	64 65 66 67

Amend reengrossed bill, page 4, after line 12 insert:

"SECTION 3. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, appropriations made in the annual general appropriation act to the department of revenue for the fiscal year beginning July 1, 2014, are adjusted as follows:

(a) The cash funds appropriation from the defensive driving school fund created in section 42-1-223 (1), Colorado Revised Statutes, for the driver services sub-division in the division of motor vehicles, is decreased by \$73,145."

Renumber succeeding section accordingly.

Page 1, line 104, strike "VEHICLE." and substitute "VEHICLE, AND, IN CONNECTION THEREWITH, REDUCING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1260** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 4, strike lines 18 through 24.

Renumber succeeding sections accordingly.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1284** be **referred** to the Committee of the Whole with favorable recommendation.

Local Government

After consideration on the merits, the Committee recommends that **SB14-186** 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 4, after "efficiency" insert "**or renewable energy**".

Page 3, line 21, after "PROJECTS" insert "AND RENEWABLE ENERGY PROJECTS".

Page 3, line 23, after "PROJECTS" insert "OR RENEWABLE ENERGY PROJECTS".

Page 4, line 13, after "PROJECTS" insert "AND RENEWABLE ENERGY PROJECTS".

Page 4, line 15, strike "PROJECTS." and substitute "PROJECTS AND RENEWABLE ENERGY PROJECTS."

Page 4, strike lines 20 through 23 and substitute "WILL HELP DEFRAID ENERGY COSTS;"

Page 5, after line 13 insert:

"(f) "RENEWABLE ENERGY PROJECTS" MEANS ONE OR MORE PROJECTS OF A COMMUNITY ENTITY TO INSTALL EQUIPMENT AND RELATED INFRASTRUCTURE FOR RENEWABLE ENERGY GENERATION, INCLUDING, BUT NOT LIMITED TO GEOTHERMAL, HYDROELECTRIC, WIND, SOLAR, OR BIOMASS ENERGY."

Page 5, line 24, after "PROJECTS" insert "OR RENEWABLE ENERGY PROJECTS".

Page 5, line 25, after "PROJECTS" insert "OR RENEWABLE ENERGY PROJECTS".

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Page 6, line 2, after "PROJECTS" insert "OR RENEWABLE ENERGY PROJECTS".

Page 6, line 11, after "PROJECT" insert "OR RENEWABLE ENERGY PROJECT".

Page 6, line 24, after "PROJECT" insert "OR RENEWABLE ENERGY PROJECT".

Page 7, line 10, after "PROJECTS" insert "OR RENEWABLE ENERGY PROJECTS".

Page 7, line 17, strike "SUBJECT TO ANNUAL APPROPRIATION" and substitute "CONTINUOUSLY APPROPRIATED".

Local Government

After consideration on the merits, the Committee recommends that **SB14-184** 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 19, insert:

"SECTION 3. In Colorado Revised Statutes, 35-61-103, amend (2) introductory portion, (2) (b), and (3) as follows:

35-61-103. Industrial hemp committee - appointments - duties - coordination with department. (2) The committee shall work with the department to establish an industrial hemp registration program AND A SEED CERTIFICATION PROGRAM pursuant to section 35-61-104, under which a person may obtain authorization to:

(b) Grow industrial hemp outdoors ~~on not more than ten acres~~ for purposes of research and development.

(3) The committee shall assist the department in determining the qualifications and other criteria a person must satisfy to qualify for registration under this article. THE COMMITTEE SHALL ASSIST THE DEPARTMENT IN THE DEVELOPMENT OF A SEED CERTIFICATION PROGRAM."

Renumber succeeding sections accordingly.

Page 4, strike lines 22 and 23 and substitute "INDUSTRIAL APPLICATIONS. THE PURPOSE OF THE RESEARCH MAY INCLUDE GROWING INDUSTRIAL HEMP TO PROVIDE BREEDING STRAINS TO AID".

Page 4, line 25, after the period, add "THE PURPOSE OF THE PROGRAM MAY INCLUDE RESEARCH TO ASCERTAIN THE EFFICACY OF USING HEMP FOR MEDICAL TREATMENT."

Page 6, line 4, strike "AND" and substitute "AND, ON AND AFTER JULY 1, 2015,".

Page 6, line 9, strike "RESEARCH." and substitute "RESEARCH, INCLUDING MEDICAL RESEARCH."

Page 7, after line 16, insert:

"SECTION 10. In Colorado Revised Statutes, 25-1.5-106.5, amend as added by **SB 14-155** (2) (a) (II) as follows:

25-1.5-106.5. Medical marijuana health research grant program. (2) **Medical marijuana research grant program - rules.** (a) (II) The department shall coordinate the grant program to fund research intended to ascertain the general medical efficacy and appropriate administration of marijuana. The grant program shall be limited to providing for objective scientific research to ascertain the efficacy of marijuana AND HEMP as part of medical treatment and should not be construed as encouraging or sanctioning the social or recreational use of marijuana. The grant program shall fund observational trials and

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clinical trials.

SECTION 11. Effective date. This act takes effect upon passage; except that section 9 of this act takes effect only if Senate Bill 14-155 becomes law and takes effect either upon the effective date of this act or Senate Bill 14-155, whichever is later."

Renumber succeeding section accordingly.

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, 2015:

Raymond Timothy Hudner of Grand Junction, Colorado, a Republican and resident of the Third Congressional District, to fill the vacancy occasioned by the resignation of James A. Coil of Grand Junction, Colorado, a Democrat and resident of the Third Congressional District.

SENATE SERVICES REPORT

Correctly Printed: SB14-196; SJM14-003; SJR14-029.

Correctly Engrossed: SB14-002, 073, 087, 127, 144, 150, 157, 166, 167, 168, 173 and 174.

Correctly Reengrossed: SB14-001, 075, 088, 099, 130, 151, 154 and 179.

Correctly Revised: HB14-1017, 1123, 1290 and 1345.

Correctly Rerevised: HB14-1286, 1289, 1291 and 1302.

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:

SB14-168 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) May, Duran, Gerou-- Concerning the salary structure for compensating teachers employed by the Colorado school for the deaf and the blind.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jahn, Jones, Kefalas, Kerr, King, Lundberg, Newell, Nicholson, Rivera, Roberts, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

SB14-173 by Senator(s) Jahn and King, Crowder, Guzman, Herpin, Hill, Newell, Nicholson, Steadman; also Representative(s) Singer and McNulty, Gardner, Gerou, Kagan, Landgraf, Melton, Tyler--Concerning the recommendation that certain persons be offered a test for the hepatitis C virus.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Roberts, Schwartz, Tochtrop, Todd and Ulibarri.

HB14-1345 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman--Concerning authority for the department of higher education to transfer moneys allocated to the governing board of an institution of higher education between the governing board's appropriation for its fee-for-service contracts and the governing board's spending authority for college opportunity stipends as a result of increases or decreases in student enrollment at the institution 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

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

HB14-1123 by Representative(s) Labuda, Foote, Gardner, Kagan, Scott; also Senator(s) Brophy, Guzman, Johnston, Roberts, Steadman--Concerning implementation of recommendations of the committee on legal services in connection with legislative review of rules and regulations of state agencies.

A majority of those elected to the Senate having voted in the affirmative, Senator Brophy was given permission to offer a third reading amendment on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Third Reading Amendment No. 1(L.005), by Senator Brophy.

Amend revised bill, page 4, line 23 and 24, strike "are not extended:" and substitute "is not extended: Rule 1.17, concerning "sole responsibility";".

Page 4, strike line 27.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1290 by Representative(s) Becker, Coram, Court, Sonnenberg, Vigil; also Senator(s) Roberts-- Concerning an addition to the definition of "other outlet" to enable the operation of a remotely located telepharmacy outlet.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jahn, Jones, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Schwartz, Tochtrop and Todd.

HB14-1017 by Representative(s) Duran; also Senator(s) Ulibarri--Concerning measures to expand the availability of affordable housing in the state, and, in connection therewith, making modifications to statutory provisions establishing the housing investment trust fund, the housing development grant fund, and the low-income housing tax credit.

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	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	N		

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, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

SB14-174 by Senator(s) Heath and Johnston; also Representative(s) McLachlan and Pabon--Concerning the creation of the prosecution fellowship program.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Herpin, Hodge, Kefalas, King, Nicholson, Rivera, Schwartz and Todd.

SB14-167 by Senator(s) Zenzinger; also Representative(s) Fields--Concerning an initiative to support innovation among alternative education campuses in serving high-risk students, and, in connection therewith, making an appropriation.

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	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Johnston, Jones, Kefalas, Kerr, King, Newell, Nicholson, Roberts, Schwartz, Tochtrop, Todd and Ulibarri.

SB14-166 by Senator(s) Carroll and Rivera; also Representative(s) Tyler and Garcia--Concerning the development of mobile application software in the Colorado office of economic development that users may access to identify local businesses, 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	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Heath, Herpin, Jahn, Johnston, Jones, Kefalas, Kerr, King, Newell, Nicholson, Roberts, Schwartz, Tochtrop and Todd.

SB14-157 by Senator(s) Carroll and Cadman, Todd, Aguilar, Balmer, Baumgardner, Brophy, Crowder, Grantham, Harvey, Herpin, Hodge, Jones, Kerr, King, Lambert, Lundberg, Marble, Newell, Rivera, Roberts, Scheffel, Ulibarri, Zenzinger; also Representative(s) Ryden and Nordberg--Concerning the commission of a report by the department of military and veterans affairs that examines the comprehensive value of United States military activities centered in Colorado, 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	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	N	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 and Nicholson.

SB14-150 by Senator(s) Todd and Zenzinger, Crowder, Guzman, Johnston, Kefalas, Kerr, Newell, Nicholson, Schwartz, Steadman; also Representative(s) Hamner--Concerning the Colorado school counselor corps grant 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	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Hodge, Jones, Tochtrop and Ulibarri.

SB14-144 by Senator(s) Aguilar and Nicholson, Crowder, Kefalas, Newell, Schwartz, Tochtrop, Todd; also Representative(s) Ginal--Concerning extending the commission on family medicine's support for the development of family medicine residency programs in underserved areas of the state, 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	31	NO	4	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Herpin, Hodge, Jahn, Johnston, Kerr, King, Rivera, Roberts, Steadman, Ulibarri and Zenzinger.

SB14-127

by Senator(s) Roberts; also Representative(s) Dore--Concerning statewide radio communications, and, in connection therewith, directing the department of public safety to perform a communications needs assessment, recreating the consolidated communications system authority as a new standing public safety communications subcommittee under the homeland security and all-hazards senior advisory committee in the division of homeland security and emergency management in that department, and making an appropriation. Judiciary

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Hodge, Jahn, Jones, Kerr, King, Lambert, Newell, Nicholson, Rivera, Schwartz, Steadman, Tochtrop and Todd.

SB14-087

by Senator(s) Ulibarri, Kefalas; also Representative(s) Fields, Exum, Pettersen--Concerning issuance of identification cards to people who are lawfully present in the United States but may have difficulty with certain documentary evidence, 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	32	NO	3	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Kerr, Nicholson, Schwartz and Steadman.

SB14-002

by Senator(s) Carroll and Cadman, King, Guzman; also Representative(s) Ferrandino and DelGrosso, Stephens, Szabo, Kagan--Concerning transferring the safe2tell program to the department of law, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Newell, Nicholson, Rivera, Roberts, Scheffel, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

SB14-073 by Senator(s) Jahn, Grantham, Hodge, Tochtrop; also Representative(s) Gerou--Concerning the state income tax credit for the environmental remediation of contaminated land in the state, 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	32	NO	2	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	*	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

* Abstaining from voting under Senate Rule 17(c) -- Senator Balmer.

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, Kerr, King, Newell, Nicholson, Rivera, Roberts, Schwartz, Todd, Ulibarri and Zenzinger.

RECONSIDERATION OF HB14-1017

HB14-1017 by Representative(s) Duran; also Senator(s) Ulibarri--Concerning measures to expand the availability of affordable housing in the state, and, in connection therewith, making modifications to statutory provisions establishing the housing investment trust fund, the housing development grant fund, and the low-income housing tax credit.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills--Final Passage, on HB14-1017.

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:

HB14-1017 by Representative(s) Duran; also Senator(s) Ulibarri--Concerning measures to expand the availability of affordable housing in the state, and, in connection therewith, making modifications to statutory provisions establishing the housing investment trust fund, the housing development grant fund, and the low-income housing tax credit.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

MESSAGE FROM THE HOUSE

April 16, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1037, amended as printed in House Journal, April 14, pages 1008-1010.

MESSAGE FROM THE REVISOR OF STATUTES

April 16, 2014

We herewith transmit:

Without comment, as amended, HB14-1037.

On motion of Majority Leader Heath, 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 Steadman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Steadman 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:

SB14-133 by Senator(s) Newell, Guzman, Todd; also Representative(s) Melton, Fields, Hullinghorst-- Concerning the regulation of private investigators by the department of regulatory agencies, and, in connection therewith, making appropriations.

(Amended in general orders as printed in Senate journal, April 15, page(s) 762.)

Amendment No. 1(L.010), by Senator Steadman.

Amend printed bill, page 6, after line 14 insert:

"(II) UPON THE REPEAL AND REENACTMENT OF THIS ARTICLE PURSUANT TO SENATE BILL 14-133, ENACTED IN 2014, ANY MONEYS OR DEFICIT FUND BALANCE ATTRIBUTABLE TO THE VOLUNTARY LICENSURE PROGRAM AT THE TIME OF ITS REPEAL IS TRANSFERRED TO THE NEW MANDATORY LICENSURE PROGRAM CREATED IN THIS ARTICLE."

Renumber succeeding subparagraph accordingly.

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

Majority Leader Heath moved that the Committee of the Whole rise, report progress, and beg leave to sit again at 5:00 p.m. A majority of those elected to the Senate having voted in the affirmative, the motion was adopted.

Committee of the Whole in recess.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

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:

MEMBER OF THE
STATE BOARD OF PAROLE

effective April 21, 2014, for a term expiring July 1, 2014:

Marjorie Barbara Lewis, Ph.D of Denver, Colorado, to fill the vacancy occasioned by the resignation of Anthony Young of Colorado Springs, Colorado, and to serve as a citizen representative, appointed;

further, for a term expiring July 1, 2017:

Marjorie Barbara Lewis, Ph.D of Denver, Colorado, to serve as a citizen representative, reappointed.

Judiciary After consideration on the merits, the Committee recommends that **HB14-1061** be referred to the Committee of the Whole with favorable recommendation.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **HB14-1280** 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, amend 13-21-121 as follows:

13-21-121. Agricultural recreation or agritourism activities - legislative declaration - inherent risks - limitation of civil liability - duty to post warning notice - definitions. (1) The general assembly recognizes that persons who participate in certain agricultural recreation OR AGRITOURISM activities may incur injuries as a result of the inherent risks involved with these activities. The general assembly also finds that the state and its citizens derive numerous economic and personal benefits from these activities. It is, therefore, the intent of the general assembly to encourage these activities by limiting the civil liability of certain persons involved in providing the opportunity to participate in these activities.

(2) As used in this section, unless the context otherwise requires:

(a) "Activity instructor or equipment provider" means an individual, facility person, group, club, association, partnership, or corporation, whether or not engaged for compensation, that instructs a participant or that rents, sells, or otherwise provides equipment to a participant for the purpose of engaging in an agricultural recreation OR AGRITOURISM activity.

(b) "Agricultural recreation OR AGRITOURISM activity" means an activity related to the normal course of agriculture, as defined in section 35-1-102 (1), C.R.S., which activity is engaged in by participants for entertainment, pleasure, or other recreational purposes, or for educational purposes, regardless of whether a fee is charged to the participants. "Agricultural recreation OR AGRITOURISM activity" also means hunting, shooting, swimming, diving, tubing, and riding or operating a motorized recreational vehicle that occurs on or in proximity to the property of an agricultural operation or an adjacent roadway. "Agricultural recreation OR AGRITOURISM activity" includes, but is not limited to planting, cultivation, irrigation, or harvesting of crops; acceptable practices of animal husbandry; rodeo and livestock activities; and maintenance of farm or ranch equipment. "AGRICULTURAL RECREATION OR AGRITOURISM ACTIVITY" DOES NOT INCLUDE ANY ACTIVITY RELATED TO OR ASSOCIATED WITH MEDICAL MARIJUANA AS DEFINED IN SECTION 12-43.3-104, C.R.S., OR RETAIL MARIJUANA AS DEFINED IN SECTION 12-43.4-103, C.R.S.

(c) "Equipment" means a device used to engage in an agricultural recreation OR AGRITOURISM activity.

(d) "Facility" means a privately owned and operated farm, ranch, or a public property that is leased or rented and under the control of the person defined in paragraph (e) of this subsection (2) on which the

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opportunity to engage in one or more agricultural recreation OR AGRITOURISM activities is offered to a participant, regardless of whether it is situated in an incorporated area or unincorporated area.

(e) "Facility person" means a person who owns, leases, operates, manages, IS AN INDEPENDENT CONTRACTOR TO, or is employed at or who volunteers at a facility. For purposes of this paragraph (e) only, "person" includes any individual, corporation, partnership, association, cooperative, or commercial entity.

(f) "Inherent risks of agricultural recreation OR AGRITOURISM activities" means those dangers or conditions that are an integral part of such activities, including but not limited to:

(I) The varied degrees of the skill and experience of the participants;

(II) The nature of the activity, including but not limited to the equipment used and the location where the activity is conducted;

(III) Certain hazards, such as ground conditions, surface grade, weather conditions, and animal behavior;

(IV) Collisions with other persons or objects;

(V) The types and the complexity of equipment used by the participants;

(VI) Malfunctions with equipment used by the participants;

(VII) The potential of a participant to act in a negligent manner that may contribute to injury incurred by the participant or others, such as imprudent showmanship, failing to maintain control over his or her equipment, or not acting within his or her ability.

(g) "Participant" means a person who engages in an agricultural recreation OR AGRITOURISM activity, whether or not a fee is paid to participate in the activity.

(3) Except as provided in subsections (4) and (5) of this section, an activity instructor or equipment provider or facility person ~~shall not be~~ IS NOT civilly liable for ~~an~~ ANY PROPERTY DAMAGE OR DAMAGES FOR injury to or the death of a participant resulting from the inherent risks of agricultural recreation OR AGRITOURISM activities performed or conducted on or in a facility. A PARTICIPANT EXPRESSLY ASSUMES THE RISK AND LEGAL RESPONSIBILITY FOR ANY PROPERTY DAMAGE OR DAMAGES ARISING FROM PERSONAL INJURY OR DEATH THAT RESULTS FROM THE INHERENT RISK OF AGRICULTURAL RECREATION OR AGRITOURISM ACTIVITIES. A PARTICIPANT HAS THE SOLE RESPONSIBILITY FOR KNOWING THE RANGE OF THAT PERSON'S ABILITY TO PARTICIPATE IN AN AGRICULTURAL RECREATION OR AGRITOURISM ACTIVITY. IT IS THE DUTY OF A PARTICIPANT TO ACT WITHIN THE LIMITS OF THE PARTICIPANT'S OWN ABILITY, TO HEED ALL WARNINGS, AND TO REFRAIN FROM ACTING IN A MANNER THAT MAY CAUSE OR CONTRIBUTE TO THE INJURY OR DEATH OF ANY PERSON OR DAMAGE TO ANY PROPERTY. A participant or a participant's representative may not make any claim against, maintain an action against, or recover from an activity instructor or equipment provider or facility person for injury, loss, damage, or death of the participant resulting from any of the inherent risks of agricultural recreation OR AGRITOURISM activities performed or conducted on or in a facility.

(4) (a) Nothing in subsection (3) of this section shall prevent or limit the liability of an activity instructor or equipment provider or facility person if the activity instructor or equipment provider or facility person:

(I) Rented, sold, or otherwise provided equipment to a participant, and knew that the equipment was faulty, and such equipment was faulty to the extent that it caused the injury;

(II) Committed an act or omission that constituted gross negligence or willful or wanton disregard for the safety of the participant, and the act or omission was the cause of the injury; or

(III) Intentionally injured the participant.

(b) Nothing in subsection (3) of this section shall prevent or limit the liability of an activity instructor or equipment provider or facility person under liability provisions set forth in the product liability laws.

(c) A participant is not precluded under this section from suing and recovering from another participant for injury to person or property resulting from the other participant's act or omission. Notwithstanding

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any provision of law to the contrary, the risk of injury from another participant shall not be considered an inherent risk or a risk assumed by a participant in an action by the participant against another participant.

(5) (a) The operator of a facility shall:

(I) Exercise reasonable care to protect against dangers of which he or she actually knew; or shall

(II) Give warning of any dangers that are ordinarily present on the property.

(b) (I) THE OPERATOR OF A FACILITY MAY PROVIDE NOTICE OF THE INHERENT RISKS OF AGRICULTURAL RECREATION OR AGRITOURISM ACTIVITIES EITHER BY A STATEMENT SIGNED BY THE PARTICIPANT OR A SIGN OR SIGNS PROMINENTLY DISPLAYED AT THE PLACE OR PLACES WHERE THE AGRICULTURAL RECREATION OR AGRITOURISM ACTIVITIES TAKE PLACE. THE STATEMENT OR SIGN MUST SET FORTH THE FOLLOWING WARNING NOTICE:

WARNING.

UNDER COLORADO LAW, THERE IS NO LIABILITY FOR THE DEATH OF OR INJURY TO A PARTICIPANT IN AN AGRICULTURAL RECREATION OR AGRITOURISM ACTIVITY RESULTING FROM THE INHERENT RISKS OF THE AGRICULTURAL RECREATION OR AGRITOURISM ACTIVITY, PURSUANT TO SECTION 13-21-121, COLORADO REVISED STATUTES.

(II) THE TEXT ON THE SIGN MUST BE IN BLACK LETTERS AT LEAST ONE INCH IN HEIGHT.

SECTION 2. Effective date - applicability. This act takes effect July 1, 2014, and applies to causes of action arising 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."

Agriculture, Natural Resources, & Energy

After consideration on the merits, the Committee recommends that **HB14-1180** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend reengrossed bill, page 7, strike lines 14 through 16 and substitute the following:

"(g) ~~Is addicted to or dependent upon~~ EXCESSIVELY OR HABITUALLY USES alcohol, A HABIT FORMING DRUG, or any controlled substance ~~or is a habitual user of a controlled substance~~ as defined in section 18-18-102 (5), C.R.S., IF THE USE POSES A RISK TO CLIENTS, PROSPECTIVE CLIENTS, OR A PERSON IN PROXIMITY TO ACTIVITIES REGULATED UNDER THIS ARTICLE;"

Agriculture, Natural Resources, & Energy

After consideration on the merits, the Committee recommends that **HB14-1159** be **referred** to the Committee on Finance with favorable recommendation.

Agriculture, Natural Resources, & Energy

After consideration on the merits, the Committee recommends that **HB14-1313** 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 **SB14-155** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend printed bill, page 2, line 8, strike "marijuana." and substitute

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"marijuana and its component parts."

Page 2, line 9, after "marijuana" insert "and its component parts".

Page 3, line 10, after "marijuana" insert "and its component parts".

Page 3, line 23, after "marijuana" insert "and its component parts".

Page 5, line 26, after "MARIJUANA" insert "AND ITS COMPONENT PARTS".

Page 6, line 2, after "MARIJUANA" insert "AND ITS COMPONENT PARTS".

Page 6, line 11, strike "MARIJUANA." and substitute "MARIJUANA AND ITS COMPONENT PARTS."

Page 6, line 13, after "MARIJUANA" insert "AND ITS COMPONENT PARTS".

Page 7, line 2, strike "MARIJUANA;" and substitute "MARIJUANA AND ITS COMPONENT PARTS;"

Page 7, line 3, after "MARIJUANA" insert "AND ITS COMPONENT PARTS".

Page 8, line 9, after "MARIJUANA" insert "AND ITS COMPONENT PARTS".

Page 8, line 13, after "MARIJUANA" insert "AND ITS COMPONENT PARTS".

Page 11, line 12, after "MARIJUANA" insert "ANDITS COMPONENT PARTS".

Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1211** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1126** 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 22, strike "DOCTOR." and substitute "HEALTH CARE PROVIDER."

Page 2, line 24, strike "PHYSICIAN." and substitute "HEALTH CARE PROVIDER."

Page 3, line 4, strike "July 1, 2014." and substitute "January 1, 2015."

Health & Human Services

After consideration on the merits, the Committee recommends that **SB14-162** 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 **SB14-187** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, strike line 14 and substitute:

"(IV) TYPE, QUALITY, AND DISTRIBUTION OF PROVIDERS;"

Page 3, line 26, strike "FOCUS" and substitute "CHARGE".

Page 10, strike line 10 and substitute:

"(II) ADEQUACY, COMPOSITION, AND DISTRIBUTION OF PHYSICIAN

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AND HEALTH CARE NETWORKS;".

Page 11, line 4, strike "COSTS." and substitute "COSTS, ACCESS, AND QUALITY.".

Page 12, lines 14 and 15, strike "AND MAY CHARGE THE COMMISSION THE ACTUAL COST OF COLLECTING THE DATA," and substitute "IN ACCORDANCE WITH APPLICABLE STATE AND FEDERAL LAWS,".

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

- SJR14-030** by Senator(s) Roberts and Kefalas, Aguilar, Crowder; also Representative(s) Dore-- Concerning memorializing the Cheyenne and Arapaho people who lost their lives during the Sand Creek Massacre, honoring their descendants, and commemorating the 150th anniversary of that tragic event.
- Laid over until Monday, April 28, retaining its place on the calendar.
- SJR14-031** by Senator(s) King; --Concerning the establishment of Colorado Safe Schools Month.
- Laid over until Tuesday, April 29, retaining its place on the calendar.
- SJR14-032** by Senator(s) King; --Concerning the communication of wildland firefighting best practices between the governments of California and Colorado to aid in the continued advancement of the states' firefighting programs.
- Laid over until Tuesday, April 29, retaining its place on the calendar.
- HJR14-1012** by Representative(s) Melton and Moreno; also Senator(s) Ulibarri and Zenzinger-- Concerning a federal minimum wage increase, and, in connection therewith, urging the United States Congress to act.
- Laid over until Wednesday, April 23, retaining its place on the calendar.

INTRODUCTION OF MEMORIALS

The following memorial was read by title:

- SJM14-004** by Senator(s) Balmer; --Concerning memorializing former senator Frank Kemp.
- Laid over until Wednesday, April 23, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-197** by Senator(s) Jones and Herpin; also Representative(s) Foote and Kraft-Tharp--Concerning high-performance transportation enterprise transparency.
- Transportation

- SB14-198 by Senator(s) Hodge and Schwartz; --Concerning the creation of the mineral extraction study group. 1
 Agriculture, Natural Resources, & Energy 2-3
- SB14-199 by Senator(s) Grantham; also Representative(s) Becker--Concerning amendments to the charter of the town of Georgetown, and, in connection therewith, adding new provisions, modifying existing provisions, and deleting obsolete provisions in the charter. 4-5
 Local Government 6-9
- SB14-200 by Senator(s) Jones and King; also Representative(s) Moreno and Rankin--Concerning authorization for certain alternative fuel vehicles to use high occupancy lanes. 10-11
 Transportation 12-14
- SCR14-001 by Senator(s) Crowder; --Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning limited gaming in Kiowa county. 15-16
 State, Veterans, & Military Affairs 17-19
- HB14-1037 by Representative(s) Landgraf, Gardner, Murray, Stephens; also Senator(s) Baumgardner, Aguilar--Concerning enforcement of laws against designer drugs, and, in connection therewith, making and reducing appropriations. 20-21
 Judiciary 22-25
- HB14-1093 by Representative(s) Duran; also Senator(s) Newell--Concerning the establishment of the creative district community loan fund, and, in connection therewith, making and reducing appropriations. 26-27
 Business, Labor, & Technology 28-31
- HB14-1101 by Representative(s) Tyler; also Senator(s) Schwartz--Concerning a partial business personal property tax exemption for community solar gardens. 32-33
 Finance 34-36

Committee of the Whole reconvened.

GENERAL ORDERS -- SECOND READING OF BILLS (cont'd)

- SB14-124 by Senator(s) Zenzinger; also Representative(s) Fields--Concerning programs to develop leaders for low-performing public schools. 37-38
Amendment No. 1, Education Committee Amendment. 39-40
 (Printed in Senate Journal, February 28, page(s) 393-394 and placed in members' bill files.) 41-42
- Amendment No. 2, Appropriations Committee Amendment. 43-44
 (Printed in Senate Journal, April 11, page(s) 697 and placed in members' bill files.) 45-46
- As amended, ordered engrossed and placed on the calendar for third reading and final passage. 47-48

SB14-005 by Senator(s) Ulibarri; also Representative(s) Singer--Concerning alternative administrative remedies for the processing of certain wage claims, and, in connection therewith, amending the provisions for written notices of a wage claim.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, January 23, page(s) 96-98 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, February 5, page(s) 168-169 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, April 11, page(s) 699-700 and placed in members' bill files.)

Amendment No. 4(L.012), by Senator Ulibarri.

Amend the Finance Committee Report, dated February 4, 2014, page 2, line 24, strike "and 10" and substitute "10, and 11".

Amendment No. 5(L.011), by Senators Jahn and Ulibarri.

Amend printed bill, page 5, strike lines 6 through 10.

Renumber succeeding subsections accordingly.

Page 8, strike line 18 through 24 and substitute:
"conduct".

Page 12, line 6, strike "8-4-109;" and substitute "8-4-109".

Page 12, strike lines 7 and 8.

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

SB14-175 by Senator(s) Kerr and Nicholson; also Representative(s) Primavera and McLachlan-- Concerning freedom from government interference in an individual's reproductive health decisions.

Laid over until Thursday, May 8, retaining its place on the calendar.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-133 as amended, SB14-124 as amended, SB14-005 as amended.
Laid over until May 8: SB14-175.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-165 by Senator(s) Johnston and Kerr, Todd, Scheffel, Zenzinger; also Representative(s) Murray and Peniston--Concerning the percentage at which to rate the student academic growth standard for the purpose of licensed personnel performance evaluations in the 2014-15 academic year.

Senator Johnston moved that the Senate concur in House amendments to **SB14-165**, as printed in House journal, April 14, page(s) 1008. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

REPORT OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB14-131

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 SB14-131,
concerning the removal of certain identifying information from a motor
vehicle registration card, has met and reports that it has agreed upon the
following:

1. 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 3, strike lines 4 through 9 and substitute
"introductory portion, (2) (h), (5), (7), and (8) (a) (I); **repeal** (2) (d) (V);
and **add** (2.5) as follows:

42-3-113. Records of application and registration. (2) EXCEPT
AS PROVIDED IN SUBSECTION (2.5) OF THIS SECTION, the department, upon
registering a vehicle, shall issue to the owner a ~~registration card~~ TWO
REGISTRATION CARDS, EACH OF WHICH ~~shall contain~~ CONTAINS upon its
face the following:".

Page 3, lines 22 and 23, strike "SIGNATURE UNLESS THE ADDRESS IS OF A
COMMERCIAL VEHICLE." and substitute "SIGNATURE.".

Page 3, after line 23, insert the following:

"(2.5) NOTWITHSTANDING SUBSECTION (2) OF THIS SECTION, THE
DEPARTMENT SHALL PRINT ONE REGISTRATION CARD WITHOUT THE
OWNER'S ADDRESS AND ISSUE THE CARD TO THE OWNER; EXCEPT THAT, IF
THE MOTOR VEHICLE IS A COMMERCIAL VEHICLE, THE DEPARTMENT SHALL
PRINT BOTH REGISTRATION CARDS ISSUED TO THE OWNER WITH THE
OWNER'S ADDRESS. THE DEPARTMENT SHALL PRINT THE FOLLOWING
STATEMENT ON EACH REGISTRATION CARD THAT IS PRINTED WITHOUT AN
ADDRESS:

"THIEVES HAVE BEEN KNOWN TO USE THE ADDRESS
FROM A REGISTRATION CARD TO STEAL FROM THE VEHICLE'S
OWNER. FOR ADDED SECURITY, YOU ARE ENCOURAGED TO
KEEP ONLY THIS REGISTRATION CARD IN YOUR VEHICLE. IT
DOES NOT CONTAIN YOUR ADDRESS."".

Page 3, line 27, strike "CARD OR PLACE THE" and substitute "CARD.".

Page 4, strike lines 1 through 3.

Respectfully submitted,

Senate Committee:
(signed)
Nancy Todd, Chairman
Matt Jones
Steve King

House Committee:
(signed)
Jared Wright, Chairman
Dominick Moreno
Max Tyler

MESSAGE FROM THE GOVERNOR

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

April 11, 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, appoint, and submit to your consideration, the following:

MEMBER OF THE
STATE BOARD OF
STOCK INSPECTION COMMISSIONERS

for a term expiring May 1, 2018:

Marla A. Rock of Wray, Colorado, to represent the confinement cattle industry, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 4/15/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

Senate in recess. Senate reconvened.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-201** by Senator(s) Newell, Aguilar, Carroll, Guzman, Kefalas, Lambert, Lundberg, Nicholson, Steadman, Todd; also Representative(s) Singer, May, Melton--Concerning reestablishing a child protection ombudsman advisory work group to develop a plan for accountable autonomy for the child protection ombudsman program.
Health & Human Services
- SB14-202** by Senator(s) Kerr; --Concerning modifications to the requirements applicable to the school energy loan program.
Education
- SB14-203** by Senator(s) Lambert and Newell; also Representative(s) May and Gardner--Concerning the office of the respondent parents' counsel in cases of alleged child abuse or neglect.
Judiciary
- SB14-204** by Senator(s) Marble, Balmer, Baumgardner, Cadman, Crowder, Grantham, Lambert, Rivera, Scheffel; also Representative(s) Everett, Buck, Holbert, Humphrey, Joshi, Nordberg, Priola, Saine, Scott, Szabo, Wright--Concerning the creation of the "Student and Teacher Data Privacy and Security Act".
Judiciary

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- SB14-205** by Senator(s) Newell; also Representative(s) Young--Concerning the talent pipeline working group with the state workforce development council in the department of labor and employment.
Education
- SCR14-002** by Senator(s) Brophy and Carroll; also Representative(s) Nordberg--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the protection of electronic data from unreasonable searches and seizures.
Judiciary
- HB14-1144** by Representative(s) Gardner; also Senator(s) Johnston, Guzman, King--Concerning measures to improve the performance of district attorneys, and, in connection therewith, making and reducing appropriations.
Appropriations

NOTICE OF INTENT TO MOVE FOR RECONSIDERATION OF SB14-165

Majority Leader Heath gave notice of intent to reconsider SB14-165.

TRIBUTES

Honoring:

- Aiden Anderson, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Brianna Boeyink, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Sabryne Buchholz, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Taylor Byrd, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Hannah Costa, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Kyle Cooper, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Megan Delamont, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Savannah Edelen, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Katrina Fye, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Hailey Garbett, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Paige Garbett, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Holly Groenevelt, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Lizzy Harrison, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Megan Helsel, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Jordan Hernandez, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Dorn Holland, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Kristine Kohlmeier, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Ryan Kropp, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Ryan Mellin, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Marissa McMakin, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Tiara Nitura, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Connor Peterson, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Erin Renwick, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Mitch Sagehorn, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Arianne Shipp, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Janae Speak, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Gavin Spenks, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Ethan White, Inducted into the National Honor Society -- By Senator Mary Hodge.
- Kristina Yevdokimova, Inducted into the National Honor Society -- By Senator Mary Hodge.
- The Asian Pacific Development Center of Colorado, commendable commitment to the Asian American Pacific Islander community -- By Senator Michael Johnston.
- Chairman Jimmy R. Newton Jr. of the Southern Ute Indian Tribe, Honoring and

remembering the life of Chairman Newton, Jr., and his achievements in politics and as an advocate for the Southern Ute Indian tribe - By Senator Ellen Roberts. 1
 Rangeview Highschool, Congratulations to Team "Any Key" for earning the National 2
 Championship in the Digital Crime Scene Challenge during the national finals in 3
 Washington, D.C. -- By Senator Nancy Todd. 4
 Pranit Nanda, Congratulations on winning the Colorado Geographic Bee and securing 5
 your place as a competitor at the National Geographic Bee -- By President Morgan 6
 Carroll. 7
 The Young Man's Christian Association World Alliance, Appreciating the men and 8
 women of the World Council and all YMCA establishments -- By Senator Ellen 9
 Roberts. 10
 Brandon Jefferson, Recently named the National Association of Basketball Coaches 11
 NCAA Division II Player of the Year for the third time -- By Senator Nancy Todd. 12
 The City of Aurora Colorado, In honor of its 123rd Birthday -- By Senator Todd, 13
 Senator Linda Newell, President Morgan Carroll, and Senator Pat Steadman. 14
 Chief Daniel Noonan, Commendation for many years of service on the State Emergency 15
 Medical and Trauma Services Advisory Council -- By Senator Ellen Roberts. 16
 Casey Freeburg, For achieving the highest level of scouting offered by the BSA, Eagle 17
 Scout -- By Senator Randy Baumgardner. 18
 Colorado Charter Schools, Honoring Colorado's charter schools for positively reshaping 19
 Colorado's public school landscape -- By Senator Michael Johnston. 20
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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday, 23
 April 17, 2014. 24
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Approved: 26
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Morgan Carroll 28
 President of the Senate 29
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Attest: 33
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Cindi L. Markwell 37
 Secretary of the Senate 38
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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

100th Legislative Day Thursday, April 17, 2014

Prayer	By the chaplain, Dr. Gene Selander, Crystal Clear Ministries, Denver.	1 2 3 4 5 6 7 8 9 10 11
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	12 13 14 15
Pledge	By Senator Marble.	16 17
Roll Call	Present--35	18 19
Quorum	The President announced a quorum present.	20 21
Reading of Journal	On motion of Senator Ulibarri, reading of the Journal of Wednesday, April 16, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	22 23 24 25 26 27

COMMITTEE OF REFERENCE REPORTS

Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB14-1327 be amended as follows, and as so amended, be referred to the Committee on <u>State, Veterans, & Military Affairs</u> with favorable recommendation.	28 29 30 31 32 33 34
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Amend reengrossed bill, page 10, after line 2 insert:

"(5) NOTHING IN THIS SECTION AFFECTS THE MANNER IN WHICH THE PROPERTY TAX ADMINISTRATOR VALUES A PUBLIC UTILITY UNDER ARTICLE 4 OF TITLE 39, C.R.S."

Renumber succeeding subsections accordingly.

Page 12, after line 13 insert:

"SECTION 7. In Colorado Revised Statutes, **add** 39-26-129 as follows:

39-26-129. Refund of property used in rural broadband service - legislative declaration - definitions. (1) THE GENERAL ASSEMBLY DECLARES THAT THE INTENDED PURPOSE OF THE TAX REFUND CREATED IN THIS SECTION IS TO ENCOURAGE BROADBAND PROVIDERS TO DEPLOY BROADBAND INFRASTRUCTURE IN RURAL AREAS OF THE STATE.

(2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "BROADBAND PROVIDER" MEANS A PERSON THAT PROVIDES BROADBAND SERVICE.

(b) "BROADBAND SERVICE" MEANS ANY COMMUNICATIONS SERVICE HAVING THE CAPACITY TO TRANSMIT DATA TO ENABLE A SUBSCRIBER TO THE SERVICE TO ORIGINATE AND RECEIVE HIGH-QUALITY VOICE, DATA, GRAPHICS, AND VIDEO AT SPEEDS THAT ARE GREATER THAN OR EQUAL TO FOUR MEGABITS PER SECOND FOR DOWNLOAD AND ONE MEGABIT PER SECOND FOR UPLOAD.

(c) "TARGET AREA" MEANS THE UNINCORPORATED PART OF A COUNTY OR A MUNICIPALITY WITH A POPULATION OF LESS THAN FIFTY THOUSAND PEOPLE, ACCORDING TO THE MOST RECENTLY AVAILABLE POPULATION STATISTICS OF THE UNITED STATES BUREAU OF THE CENSUS.

(3) EXCEPT AS PROVIDED IN SUBSECTION (5) OF THIS SECTION, FOR THE CALENDAR YEAR COMMENCING JANUARY 1, 2014, AND FOR EACH

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CALENDAR YEAR THEREAFTER, A BROADBAND PROVIDER IS ALLOWED TO CLAIM A REFUND OF ALL THE STATE SALES AND USE TAX THE PROVIDER PAYS PURSUANT TO PARTS 1 AND 2 OF THIS ARTICLE FOR TANGIBLE PERSONAL PROPERTY THAT IS INSTALLED IN A TARGET AREA FOR THE PROVISION OF BROADBAND SERVICE.

(4) TO CLAIM THE REFUND ALLOWED BY SUBSECTION (3) OF THIS SECTION, A TAXPAYER MUST SUBMIT A REFUND APPLICATION TO THE DEPARTMENT OF REVENUE, ON A FORM PROVIDED BY THE DEPARTMENT, NO EARLIER THAN JANUARY 1 AND NO LATER THAN APRIL 1 OF THE CALENDAR YEAR FOLLOWING THE CALENDAR YEAR IN WHICH THE TAX IS PAID. ALONG WITH THE APPLICATION, THE TAXPAYER MUST PROVIDE PROOF OF THE STATE SALES AND USE TAXES PAID BY THE BROADBAND PROVIDER IN THE IMMEDIATELY PRECEDING CALENDAR YEAR AND PROOF THAT THE TANGIBLE PERSONAL PROPERTY WAS DEPLOYED IN A TARGET AREA FOR THE PROVISION OF BROADBAND SERVICE. A TAXPAYER MUST ALSO PROVIDE ANY ADDITIONAL INFORMATION WITH THE APPLICATION THAT THE DEPARTMENT OF REVENUE REQUIRES BY RULE, WHICH MAY INCLUDE, WITHOUT LIMITATION, A DETAILED LIST OF ALL EXPENDITURES THAT SUPPORT A CLAIM FOR A REFUND, THE NAME AND ADDRESSES OF AN INDIVIDUAL WHO MAINTAINS RECORDS OF SUCH EXPENDITURES, AND A STATEMENT THAT THE TAXPAYER AGREES TO FURNISH RECORDS OF ALL SUCH EXPENDITURES TO THE DEPARTMENT OF REVENUE UPON REQUEST. THE DEPARTMENT SHALL NOT REFUND ANY MONEYS TO A TAXPAYER UNLESS THE TAXPAYER HAS COMPLIED WITH THIS SUBSECTION (4).

(5) THE TOTAL AMOUNT OF THE REFUNDS MADE UNDER THIS SECTION MAY NOT EXCEED ONE MILLION DOLLARS FOR A CALENDAR YEAR. THE DEPARTMENT OF REVENUE SHALL NOT PAY A REFUND FOR A CALENDAR YEAR UNTIL AFTER THE APPLICATION DEADLINE SET FORTH IN SUBSECTION (4) OF THIS SECTION HAS PASSED. IF THE TOTAL AMOUNT OF APPROVED REFUNDS EXCEEDS ONE MILLION DOLLARS, THE DEPARTMENT SHALL PRORATE THE REFUNDS MADE TO ALL TAXPAYERS."

Renumber succeeding section accordingly.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB14-1328** be referred to the Committee on State, Veterans, & Military Affairs with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB14-1329** be referred to the Committee on State, Veterans, & Military Affairs with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB14-1330** be referred to the Committee on State, Veterans, & Military Affairs with favorable recommendation.

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB14-1331** be amended as follows, and as so amended, be referred to the Committee on State, Veterans, & Military Affairs with favorable recommendation.

Amend reengrossed bill, page 9, strike line 5 and substitute "(1) (b); and add (1) (q), (1) (r), (2), (3), (4), and (5) as follows:".

Page 11, strike line 12.

Page 11, line 13, strike "NETWORKS." and substitute "NETWORKS;".

Page 11, after line 13 insert:

"(1) (r) INTEREXCHANGE TELECOMMUNICATIONS SERVICE."

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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1127 be postponed indefinitely .	1 2 3 4 5 6
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1354 be referred to the Committee of the Whole with favorable recommendation.	7 8 9 10 11 12
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1316 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	13 14 15 16 17 18
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1288 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	19 20 21 22 23 24
	Amend reengrossed bill, page 3, strike lines 15 through 27.	25 26
	Strike page 4.	27 28
	Page 5, strike lines 1 through 11 and substitute:	29 30
	" SECTION 2. In Colorado Revised Statutes, 25-4-903, add (2.5) and (5) as follows: 25-4-903. Exemptions from immunization - rules. (2.5) THE STATE BOARD OF HEALTH SHALL PROMULGATE RULES REGARDING: (a) IMMUNIZATION INFORMATION, INCLUDING EXEMPTION RATES, THAT IS AVAILABLE TO THE PUBLIC THROUGH THE DEPARTMENT, INCLUDING".	31 32 33 34 35 36 37 38
	ReNUMBER succeeding sections accordingly.	39 40
	Page 5, line 13, strike the second "AND".	41 42
	Page 5, line 14, strike "STUDIES;" and substitute "STUDIES, AND AN ONLINE LEARNING MODULE;".	43 44 45
	Page 5, line 15, strike "RECEIVING DISCLOSURES AND THE".	46 47
	Page 5, line 27, strike "THE SCHOOL DISTRICTS" and substitute "SCHOOLS".	48 49 50
	Page 6, line 2, strike "2015." and substitute "2014.".	51 52
	Page 1, line 101, after "CONCERNING" insert "INFORMATION AVAILABLE REGARDING".	53 54 55 56
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1205 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	57 58 59 60
	Amend reengrossed bill, page 4, after line 8 insert:	61 62 63
	"(4) IN ITS ANNUAL REPORT BEFORE THE HOUSE AND SENATE COMMITTEES OF REFERENCE PURSUANT TO SECTION 2-7-203, C.R.S., THE DEPARTMENT OF MILITARY AND VETERANS AFFAIRS SHALL INCLUDE INFORMATION DESCRIBING THE GRANTS AWARDED THROUGH THE	64 65 66 67

PROGRAM DURING THE PRECEDING YEAR."

Renumber succeeding subsection accordingly.

Education

After consideration on the merits, the Committee recommends that **SB14-185** 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 2 through 6 and substitute:

SECTION 1. In Colorado Revised Statutes, add article 28.5 to title 22 as follows:

**ARTICLE 28.5
Pay for Success Contracts for
Early Childhood Education Services".**

Page 3, line 7, strike "**22-28-201.**" and substitute "**22-28.5-101.**" and strike "PART 2" and substitute "ARTICLE".

Page 3, line 10, strike "**22-28-202.**" and substitute "**22-28.5-102.**" and strike "PART 2," and substitute "ARTICLE,".

Page 4, line 2, strike "22-28-203;" and substitute "22-28.5-103;".

Page 4, line 4, strike "22-28-204." and substitute "22-28.5-104.".

Page 4, line 8, strike "22-28-204." and substitute "22-28.5-104.".

Page 4, strike lines 9 through 13 and substitute:

"(3) "EARLY CHILDHOOD EDUCATION SERVICES" MEANS SERVICES PROVIDED TO CHILDREN PRIMARILY UNDER FIVE YEARS OLD AND THEIR FAMILIES THAT SUPPORT THE HEALTHY DEVELOPMENT AND SCHOOL READINESS OF CHILDREN WHO ARE AT RISK FOR POOR HEALTH OUTCOMES OR ARE AT RISK FOR NOT BEING SCHOOL-READY.".

Page 4, line 15, strike "22-28-203." and substitute "22-28.5-103.".

Page 5, after line 16 insert:

"(7) "SCHOOL DISTRICT" MEANS ANY PUBLIC SCHOOL DISTRICT ORGANIZED UNDER THE LAWS OF COLORADO OR AN INSTITUTE CHARTER SCHOOL CREATED PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE. "SCHOOL DISTRICT" DOES NOT INCLUDE A JUNIOR COLLEGE DISTRICT.".

Renumber succeeding subsection accordingly.

Page 5, line 19, strike "22-28-203." and substitute "22-28.5-103.".

Page 5, line 20, strike "**22-28-203.**" and substitute "**22-28.5-103.**".

Page 7, line 27, after "A" insert "STATE DEPARTMENT OR AGENCY OR A".

Page 8, line 2, after "SECTION" insert "THAT IS DEPOSITED INTO THE FUND AS AUTHORIZED BY SUBPARAGRAPH (II) OF PARAGRAPH (d) OF SUBSECTION (2) OF THIS SECTION".

Page 8, line 20, strike "**22-28-204.**" and substitute "**22-28.5-104.**".

Education

After consideration on the merits, the Committee recommends that **SB14-182** be referred to the Committee of the Whole with favorable recommendation.

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Education After consideration on the merits, the Committee recommends that **HB14-1204** 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 **HB14-1314** be referred to the Committee of the Whole with favorable recommendation.

On motion of Majority Leader Heath, 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 SERVICES REPORT

Correctly Printed: SB14-197, 198, 199, 200, 201, 202, 203, 204 and 205; SCR14-001 and 002; SJM14-004; SJR14-030, 031 and 032.

Correctly Engrossed: SB14-005, 124 and 133.

Correctly Reengrossed: SB14-002, 073, 087, 127, 144, 150, 157, 166, 167, 168, 173 and 174.

Correctly Rerevised: HB14-1017, 1123, 1290 and 1345.

On motion of Majority Leader Heath, 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.

INTRODUCTION OF MEMORIALS

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

SJM14-005 by Senator(s) Crowder; also Representative(s) Hullinghorst--Concerning memorializing Congress to enact legislation allowing certain nonphysician health care professionals to certify and amend home health plans of care.
Health & Human Services

On motion of Majority Leader Heath, 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

SJR14-022 by Senator(s) Baumgardner and Heath; also Representative(s) DelGrosso and Becker-- Concerning the recognition and commendation of the people of Colorado and the United States on the 100th anniversary of the establishment of Rocky Mountain National Park.

On motion of Majority Leader Heath, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

SJR14-029 by Senator(s) Marble and Tochtrop, Baumgardner, Brophy, Cadman, Grantham, Harvey, Herpin, Hodge, Jahn, Johnston, Kefalas, King, Lundberg, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Todd; also Representative(s) Sonnenberg and Buck, Garcia, Saine, Pabon, Humphrey, Coram, Dore, McLachlan, Mitsch Bush, Scott, Swalm, Vigil, Wilson, Young--Concerning supporting Colorado professional rodeo.

On motion of Senator Marble, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Carroll, Crowder, Guzman, Heath, Hill, Jones, Kerr, Lambert, Steadman, Ulibarri and Zenzinger.

On motion of Majority Leader Heath, 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.

MESSAGE FROM THE HOUSE

April 17, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1015, amended as printed in House Journal, April 17, page 1038.
 HB14-1297, amended as printed in House Journal, April 17, pages 1054-1056.
 HB14-1102, amended as printed in House Journal, April 17, pages 1038-1039.
 HB14-1287, amended as printed in House Journal, April 17, page 1053.
 HB14-1335, amended as printed in House Journal, April 17, pages 1053-1054.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;

SB14-158, amended as printed in House Journal, April 17, pages 1039 and 1053.

The House has adopted and transmits herewith HJR14-1018, and amended as printed in House Journal, April 17.

The House has voted to concur in the Senate amendments to HB14-1130, 1295 and has repassed the bills as so amended.

The House has adopted and returns herewith SJR14-022.

MESSAGE FROM THE REVISOR OF STATUTES

April 17, 2014

We herewith transmit:

Without comment, as amended, HB14-1015, 1102, 1287, 1297, and 1335.
Without comment, as amended, SB14-158.

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:

SB14-133 by Senator(s) Newell, Guzman, Todd; also Representative(s) Melton, Fields, Hullinghorst-- Concerning the regulation of private investigators by the department of regulatory agencies, and, in connection therewith, making appropriations.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

Co-sponsor(s) added: Carroll and Tochtrop.

SB14-124 by Senator(s) Zenzinger; also Representative(s) Fields--Concerning programs to develop leaders for low-performing public schools, and, in connection therewith, making an appropriation.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Jones, Kefalas, Kerr, Newell, Nicholson, Schwartz, Steadman, Todd and Ulibarri.

SB14-005

by Senator(s) Ulibarri; also Representative(s) Singer--Concerning alternative administrative remedies for the processing of certain wage claims, and, in connection therewith, amending the provisions for written notices of a wage claim, 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	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1321, SB14-189, HB14-1003, HB14-1006, HB14-1034, HB14-1042, HB14-1203, and HB14-1228 were made Special Orders Consent Calendar at 11:05 a.m.

Senate in recess.

Senate reconvened.

Committee of the Whole The hour of 11:05 a.m. having arrived, Senator Hodge 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 Hodge was called to the chair to act as Chairman.

**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:

HB14-1321 by Representative(s) Young; also Senator(s) King--Concerning the membership of the Colorado task force on drunk and impaired driving.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 15, page(s) 742 and placed in members' bill files.)

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

SB14-189 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Duran, May-- Concerning a 2014-15 state fiscal year transfer of nine million six hundred seventy-two thousand dollars from the controlled maintenance trust fund to the general fund for the purpose of supporting a fiscal year 2014-15 appropriation for the Colorado firefighting air corps.

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

HB14-1003 by Representative(s) Nordberg and Saine, Foote, Humphrey, Singer, Sonnenberg, Young; also Senator(s) Kefalas and Lundberg, Jones--Concerning the exemption from state income tax of income that is earned by a nonresident individual working temporarily in the state to assist with disaster emergency relief activities, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 775 and placed in members' bill files.)

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

HB14-1006 by Representative(s) Singer, Buck, Humphrey, Saine, Young; also Senator(s) Lundberg, Kefalas, Nicholson--Concerning the remittance of the marketing and promotion tax collected by lodging establishments in a local marketing district, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, March 14, page(s) 481 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 775 and placed in members' bill files.)

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

HB14-1034 by Representative(s) Williams; also Senator(s) Jahn--Concerning the creation of a wine packaging permit to allow certain alcohol beverage licensees to package wine produced by another wine manufacturer, and, in connection therewith, making an appropriation.

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

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HB14-1042 by Representative(s) Saine, McCann; also Senator(s) Tochtrop--Concerning access by birth parents to records relating to the relinquishment of parental rights, and, in connection therewith, making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, March 18, page(s) 507 and placed in members' bill files.)

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

HB14-1203 by Representative(s) Duran, May, Gerou; also Senator(s) Lambert, Hodge, Steadman-- Concerning funding to maintain the infrastructure for the digital trunked radio system, and, in connection therewith, making an appropriation.

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

HB14-1228 by Representative(s) Peniston and Szabo; also Senator(s) Tochtrop and King--Concerning the repeal of certain requirements for defensive driving schools attended in accordance with a court order resulting from a violation of a law regulating the operation of a motor vehicle.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 777 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 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-189, HB14-1321 as amended, HB14-1003 as amended, HB14-1006 as amended, HB14-1034, HB14-1042 as amended, HB14-1203, and HB14-1228 as amended.

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 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:

HB14-1339 by Representative(s) Gerou, Duran, May; also Senator(s) Hodge, Steadman, Lambert--Concerning the creation of the hazardous substance site response fund.

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

Amend reengrossed bill, page 2, strike lines 9 and 10 and substitute "IN THE STATE TREASURY. THE FUND CONSISTS OF ANY MONEYS TRANSFERRED PURSUANT TO SECTION 24-75-220(4)(a)(III.5), C.R.S., AS ENACTED IN HOUSE BILL 14-1342, ENACTED IN 2014."

Page 3, after line 2 insert:

"SECTION 3. In Colorado Revised Statutes, 24-75-220 (4), as amended by House Bill 14-1342, add (4) (a) (III.5) as follows:

24-75-220. State education fund - transfers - surplus - legislative declaration. (4) (a) Notwithstanding any provision of law to the contrary, following the release of the preliminary certification by the state controller for the fiscal year 2013-14 as specified in section 24-77-106.5 (1) (b), the director of research of the legislative council shall work with the state controller to determine a preliminary figure representing the estimated general fund surplus designated in accordance with section 24-75-201 (1) for the fiscal year 2013-14. The state controller shall provide such preliminary figure to the state treasurer, the director of the office of state planning and budgeting, and the director of the joint budget committee before September 15, 2014. On September 15, 2014, an amount equal to ninety percent of that preliminary figure is allocated in the following order of priority:

(III.5) THE STATE TREASURER SHALL TRANSFER TEN MILLION DOLLARS FROM THE GENERAL FUND TO THE HAZARDOUS SUBSTANCE SITE RESPONSE FUND CREATED IN SECTION 25-16-104.9, C.R.S.

SECTION 4. Effective date. This act takes effect upon passage only if House Bill 14-1342 becomes law and takes effect either upon the effective date of this act or House Bill 14-1342, whichever is later."

Renumber succeeding section accordingly.

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

SB14-177 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the children's code.

Laid over until Wednesday, April 23, retaining its place on the calendar.

SB14-178 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the criminal code.

Laid over until Wednesday, April 23, retaining its place on the calendar.

SB14-183 by Senator(s) Heath and Scheffel; also Representative(s) Pabon and Holbert--Concerning an increase in the maximum term of a business incentive agreement that a local government enters into with a taxpayer who pays business personal property tax.

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

SB14-181 by Senator(s) Renfroe and Guzman, Carroll, Grantham, Harvey, Jahn, Marble, Roberts, Scheffel, Tochtrop, Ulibarri, Brophy; also Representative(s) Ferrandino and Humphrey, DelGrosso, Everett, Holbert, Lebsock, McNulty, Melton, Nordberg, Pabon, Pettersen, Saine, Salazar, Waller, Williams--Concerning the elimination of the use of automated vehicle identification systems for traffic law enforcement.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 15, page(s) 745 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-183, SB14-181 as amended, HB14-1339 as amended.
Laid over until Wednesday, April 23: SB14-177, SB14-178.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1002, HB14-1045, HB14-1181, HB14-1185, HB14-1207, HB14-1284, SB14-012, and SB14-014 were made Special Orders at 1:10 p.m.

Senate in recess. Senate reconvened.

Committee of the Whole The hour of 1:10 p.m. having arrived, Senator Hodge moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Hodge 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:

HB14-1002 by Representative(s) Young; also Senator(s) Jones, Kefalas, Nicholson--Concerning the establishment of a grant program under the "Colorado Water Quality Control Act" to repair water infrastructure impacted by a natural disaster, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 775 and placed in members' bill files.)

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

HB14-1045 by Representative(s) Primavera; also Senator(s) Aguilar and Crowder, Kefalas--Concerning the continuation of the breast and cervical cancer prevention and treatment program, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 776 and placed in members' bill files.)

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

HB14-1181 by Representative(s) Schafer, Fields, Ginal, Primavera; also Senator(s) Kefalas--Concerning the sunset review of the nurse-physician advisory task force for Colorado health care, and, in connection therewith, continuing the task force through September 1, 2020.

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

HB14-1185 by Representative(s) Kraft-Tharp, Navarro, Szabo, Williams; also Senator(s) Jahn--Concerning the issuance of travel insurance policies.

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

HB14-1207 by Representative(s) Young, McCann; also Senator(s) Aguilar and Newell, Schwartz, Nicholson--Concerning the creation of the household medication take-back program, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 776 and placed in members' bill files.)

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

HB14-1284 by Representative(s) Tyler and Coram, Ginal, Kraft-Tharp, Lee, Mitsch Bush, Moreno, Pabon, Peniston, Primavera, Rankin, Ryden, Williams; also Senator(s) Todd and Crowder, Schwartz--Concerning registration with the department of revenue of distinguished license plates issued to members of the Colorado general assembly.

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

SB14-012 by Senator(s) Kefalas, Ulibarri; also Representative(s) Exum, Fields, Pettersen--Concerning the program for aid to the needy disabled.

Laid over until Monday, April 21, retaining its place on the calendar.

SB14-014 by Senator(s) Kefalas, Ulibarri; also Representative(s) Pettersen, Exum, Fields--Concerning the property-related expense assistance grants for low-income seniors and individuals with disabilities.

Laid over until Monday, April 21, retaining its place on the calendar.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1002 as amended, HB14-1045 as amended, HB14-1181, HB14-1185, HB14-1207 as amended, and HB14-1284.

Laid over until Monday, April 21: SB14-012, SB14-014.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR14-033 by Senator(s) Heath, Carroll, Cadman; also Representative(s) Hullinghorst, Ferrandino, DelGrosso--Concerning the convening date for the 2015 First Regular Session of the Seventieth General Assembly.

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

HJR14-1018 by Representative(s) Saine and Becker; also Senator(s) Marble--Concerning the importance of preserving water supplies for Colorado's agricultural economy.

Laid over until Wednesday, April 23, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-206** by Senator(s) Steadman; also Representative(s) Singer--Concerning criminal record sealing provisions, and, in connection therewith, relocating the record sealing provisions in a new part, clarifying when an arrest record can be sealed, and making other clarifying changes.
Judiciary
- SB14-207** by Senator(s) Todd and Herpin; also Representative(s) Young--Concerning contributions to pooled trusts by individuals who are sixty-five years of age or older.
Finance
- HB14-1015** by Representative(s) Kraft-Tharp; also Senator(s) Kerr--Concerning an extension of the transitional jobs program, and, in connection therewith, making and reducing appropriations.
Business, Labor, & Technology
- HB14-1102** by Representative(s) Peniston, Buckner, Court, Fields, Lebsock, Melton, Pettersen, Rosenthal, Salazar; also Senator(s) Kerr--Concerning gifted education programs in public schools, and, in connection therewith, making an appropriation.
Education
- HB14-1287** by Representative(s) Young, Foote, Singer, Sonnenberg, DelGrosso; also Senator(s) Nicholson and Lambert, Renfroe--Concerning the use of moneys in the public school capital construction assistance fund to provide emergency financial assistance to public school facilities that are damaged in a declared disaster emergency.
Education
- HB14-1297** by Representative(s) Ginal, Becker, Fischer, Foote, Hullinghorst, Salazar, Schafer, Singer; also Senator(s) Aguilar, Jones, Kefalas--Concerning an analysis to determine whether oil and gas operations have an impact on human health along the front range, and, in connection therewith, making and reducing appropriations.
Health & Human Services
- HB14-1335** by Representative(s) Moreno; also Senator(s) Jones--Concerning campaign contribution limits that are applicable to candidate committees for candidates who are not affiliated with a major political party.
State, Veterans, & Military Affairs

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Senator Ulibarri will be added as a Senate joint prime sponsor with Senator Johnston and Representatives Hamner and Murray on HB14-1292.

Senate in recess. Senate reconvened.

**NOTICE OF INTENT TO MOVE FOR RECONSIDERATION
OF SB14-124 AND SB14-005**

Majority Leader Heath gave notice of intent to reconsider SB14-124 and SB14-005.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1092, 1107, 1176, 1277, 1299; HJR14-1010, 1015, 1017.

Senate in recess. Senate reconvened.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, April 17 was laid over until Monday, April 21, retaining its place on the calendar.

Consideration of Conference Committee Reports: SB14-131.

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, April 21, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

101st Legislative Day

Friday, April 18, 2014

SENATE DID NOT CONVENE ON THIS DAY
DUE TO OBSERVANCE OF GOOD FRIDAY HOLIDAY

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

104th Legislative Day

Monday, April 21, 2014

Prayer	By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.	11
Call to Order	By the President <i>pro tem</i> at 10:00 a.m.	13
Pledge	By Senator Kerr.	16
Roll Call	Present--35	18
Quorum	The President announced a quorum present.	20
Reading of Journal	On motion of Senator Rivera, reading of the Journal of Thursday, April 17, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	22

COMMITTEE OF REFERENCE REPORTS

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:	30
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MEMBER OF THE
UNIVERSITY OF COLORADO HOSPITAL AUTHORITY BOARD OF DIRECTORS

From the 7th Congressional District: Raymond Baker, for a term effective April 1, 2014 and continuing until March 31, 2017 (or until his successor is appointed by the Board of Regents). This will be Mr. Baker's first term on the Hospital Authority Board of Directors.

Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1338 be referred to the Committee on <u>Legislative Council</u> with favorable recommendation.	45
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Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1213 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	50
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Health & Human Services	After consideration on the merits, the Committee recommends that SB14-159 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	55
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Amend printed bill, page 2, line 5, after "(D)," insert "(2) (d) (III) (E),".

Page 2, strike line 6 and substitute "IV.5) and (8) as follows:".

Page 3, line 2, strike "**applicability - repeal.**" and substitute "**applicability.**".

Page 6, after line 19 insert:

"(E) ON AND AFTER JANUARY 1, 2017, THE TASK FORCE OR ITS SUCCESSOR SHALL REVIEW AND UPDATE THE STANDARDIZED SET OF PAYMENT RULES AND CLAIM EDITS AND THE RECOMMENDATIONS SUBMITTED PURSUANT TO THIS PARAGRAPH (d) AT LEAST QUARTERLY AND BY DECEMBER 31, 2017, AND BY EACH DECEMBER 31 THEREAFTER, SHALL SUBMIT AN ANNUAL REPORT TO THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HEALTH CARE POLICY AND FINANCING OR TO THE AGENCY RESPONSIBLE FOR OVERSEEING THE TASK FORCE OR ITS SUCCESSOR."

Page 6, line 27, strike "CLAIMS." and substitute "CLAIMS AND SHALL IMPLEMENT UPDATED STANDARDIZED PAYMENT RULES AND CLAIM EDITS AT LEAST TWICE A YEAR."

Page 7, strike line 15.

Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB14-003** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, strike lines 1 through 11.

Page 4, line 13, strike "(2.5)" and substitute "(2.3), (2.5), and (2.7)".

Page 4, line 14, strike "**continue child care assistance with**" and substitute "**mitigate cliff effect for low-income families that are working and receiving child care assistance -**".

Page 4, line 15, strike "**modifications -**" and after "**participation -**" insert "**fund - grant program -**".

Page 5, strike lines 13 through 19 and substitute the following:

"(2.3) A COUNTY DEPARTMENT SELECTED TO PARTICIPATE IN THE PILOT PROGRAM MAY APPLY TO THE STATE DEPARTMENT FOR A GRANT THROUGH THE GRANT PROGRAM CREATED IN SUBSECTION (2.7) OF THIS SECTION AND FUNDED THROUGH THE COLORADO CHILD CARE ASSISTANCE CLIFF EFFECT PILOT PROGRAM FUND, CREATED IN SUBSECTION (2.5) OF THIS SECTION. GRANT MONEYS MAY BE USED, AT THE COUNTY'S DISCRETION, TO COVER THE ADMINISTRATIVE COSTS OF PARTICIPATING IN THE PILOT PROGRAM AND THE COSTS OF PROVIDING CONTINUED BENEFITS TO FAMILIES PARTICIPATING IN THE PILOT PROGRAM. MONEYS RECEIVED THROUGH A GRANT PURSUANT TO THIS SUBSECTION FOR A COUNTY'S ADMINISTRATIVE COSTS DO NOT AFFECT THE COUNTY'S BLOCK GRANT FOR CCCAP AND DO NOT AFFECT THE COUNTY'S MAINTENANCE EFFORTS FOR CCCAP. A COUNTY IS NOT REQUIRED TO PROVIDE LOCAL MONEYS TO RECEIVE FUNDING FROM THE STATE DEPARTMENT TO COVER ADMINISTRATIVE COSTS FOR PARTICIPATING IN THE PILOT PROGRAM.

(2.5) THERE IS CREATED IN THE STATE TREASURY THE COLORADO CHILD CARE ASSISTANCE CLIFF EFFECT PILOT PROGRAM FUND, REFERRED TO IN THIS SECTION AS THE "FUND", CONSISTING OF ANY MONEYS THAT MAY BE APPROPRIATED TO THE FUND BY THE GENERAL ASSEMBLY. THE MONEYS IN THE FUND ARE SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY TO THE DEPARTMENT OF HUMAN SERVICES TO PROVIDE GRANTS TO COUNTY DEPARTMENTS FOR THE PURPOSES SET FORTH IN SUBSECTION (2.3) OF THIS SECTION. THE STATE TREASURER MAY INVEST ANY MONEYS IN THE FUND NOT EXPENDED FOR THE PURPOSE OF THIS SECTION AS PROVIDED BY LAW. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND TO THE FUND. ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE FUND AT THE END OF A FISCAL YEAR REMAIN IN THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND.

(2.7) THE STATE DEPARTMENT SHALL DEVELOP A GRANT PROGRAM AND AN APPLICATION PROCESS FOR COUNTY DEPARTMENTS TO APPLY FOR GRANTS FROM THE FUND. THE STATE DEPARTMENT MAY

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ADOPT RULES AS NECESSARY CONCERNING THE APPLICATION PROCESS AND THE ADMINISTRATION OF THE GRANT PROGRAM. THE STATE DEPARTMENT SHALL REVIEW APPLICATIONS AND DETERMINE WHICH APPLICATIONS WILL RECEIVE GRANTS AND THE AMOUNT OF EACH GRANT. THE GENERAL ASSEMBLY ENCOURAGES THE STATE DEPARTMENT TO DISTRIBUTE GRANT MONEYS AMONG THE COUNTIES IN A WAY THAT FAIRLY DISTRIBUTES THE MONEYS AMONG THE COUNTIES WITH VARYING POPULATIONS AND AMONG COUNTIES IN DIFFERENT REGIONS OF THE STATE."

Page 6, line 26, after "(7)" insert "(a)".

Page 7, strike line 4 and substitute "committee, or any successor committees. THE STATE DEPARTMENT'S REPORT MUST INCLUDE, BUT NEED NOT BE LIMITED, TO THE FOLLOWING:

(I) THE NUMBER OF FAMILIES THAT PARTICIPATED IN THE PILOT PROGRAM, BY COUNTY AND STATEWIDE;

(II) THE NUMBER OF MONTHS THAT EACH FAMILY PARTICIPATED IN THE PILOT PROGRAM, BY COUNTY AND STATEWIDE;

(III) A SUMMARY AND ANALYSIS BY THE STATE DEPARTMENT OF THE REASONS WHY FAMILIES STOPPED PARTICIPATING IN THE PILOT PROGRAM, BY COUNTY AND STATEWIDE.

(b) THE STATE DEPARTMENT SHALL".

Page 7, strike lines 10 through 27.

Strike pages 8 through 14.

Page 15, strike lines 1 and 2.

Renumber succeeding section accordingly.

Education

After consideration on the merits, the Committee recommends that **HB14-1298** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend reengrossed bill, page 7, strike lines 13 and 14 and substitute "factor, is not less than ~~five billion nine hundred eleven million one hundred nine thousand two hundred sixty-seven dollars (\$5,911,109,267)~~ FIVE BILLION".

Page 8, after line 17 insert:

"**SECTION 6.** In Colorado Revised Statutes, 22-54-103, **amend** (15) as follows:

22-54-103. Definitions. As used in this article, unless the context otherwise requires:

(15) "Supplemental kindergarten enrollment" means the number calculated by subtracting five-tenths from the full-day kindergarten factor for the applicable budget year and then multiplying said number by the number of pupils in the district who are enrolled in kindergarten for the applicable budget year. For the purposes of this subsection (15), the full-day kindergarten factor:

(a) For the ~~2008-09, 2009-10, and 2010-11 budget years and each budget year thereafter~~ BUDGET YEARS 2008-09 THROUGH 2013-14 is ~~fifty-eight hundredths~~ 0.58 of a full-day pupil; AND

(b) FOR THE 2014-15 BUDGET YEAR AND EACH BUDGET YEAR THEREAFTER IS 0.60 OF A FULL-DAY PUPIL."

Renumber succeeding sections accordingly.

Page 9, strike lines 7 through 17.

Page 12, before line 5 insert:

"**SECTION 10.** In Colorado Revised Statutes, 22-30.5-112.1,

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amend (1) (a) as follows:

22-30.5-112.1. Charter schools - definitions - exclusive jurisdiction districts - authorized on or after July 1, 2004 - financing.

(1) As used in this section, unless the context otherwise requires:

(a) "Adjusted district per pupil revenues" means THE GREATER OF:

(I) The qualifying school district's per pupil funding plus the qualifying school district's at-risk per pupil funding; OR

(II) MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d).

SECTION 11. In Colorado Revised Statutes, 22-30.5-513, amend (1) (b) as follows:

22-30.5-513. Institute charter schools - definitions - funding - at-risk supplemental aid - legislative declaration. (1) As used in this section, unless the context otherwise requires:

(b) "Accounting district's adjusted per pupil revenues" means THE GREATER OF:

(I) The accounting district's per pupil funding plus the accounting district's at-risk per pupil funding; OR

(II) MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d).

SECTION 12. In Colorado Revised Statutes, 22-61.5-105, add (1) (a.5) and (3) as follows:

22-61.5-105. Colorado teacher of the year fund - created - legislative declaration. (1) (a.5) IN ADDITION TO ANY MONEYS CREDITED TO THE FUND PURSUANT TO PARAGRAPH (a) OF THIS SECTION,

BEGINNING IN THE 2014-15 BUDGET YEAR AND IN EACH BUDGET YEAR THEREAFTER, THE STATE TREASURER SHALL ANNUALLY TRANSFER FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION TO THE FUND TWENTY-FOUR THOUSAND EIGHT HUNDRED DOLLARS.

(3) THE GENERAL ASSEMBLY HEREBY DECLARES THAT, FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION, THE COLORADO TEACHER OF THE YEAR PROGRAM IS AN IMPORTANT ELEMENT IN PROVIDING PERFORMANCE INCENTIVES FOR TEACHERS AND MAY THEREFORE RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION."

Renumber succeeding sections accordingly.

Page 20, line 15, strike "22-24-107." and substitute "22-24-107 AND THE PROFESSIONAL DEVELOPMENT AND STUDENT SUPPORT PROGRAM CREATED IN SECTION 22-24-108."

Page 23, after line 18 insert:

"22-24-108. Professional development and student support program - created - professional development and student support fund - rules.

(1) THERE IS CREATED IN THE DEPARTMENT THE PROFESSIONAL DEVELOPMENT AND STUDENT SUPPORT PROGRAM, REFERRED TO IN THIS SECTION AS THE "SUPPORT PROGRAM", TO PROVIDE MONEYS TO LOCAL EDUCATION PROVIDERS TO:

(a) OFFSET THE COSTS INCURRED IN COMPLYING WITH THE REQUIREMENTS SPECIFIED IN SECTION 22-24-105 (3);

(b) PROVIDE EFFECTIVE PROFESSIONAL DEVELOPMENT ACTIVITIES RELATED TO TEACHING ENGLISH LANGUAGE LEARNERS FOR ALL EDUCATORS WHO MAY WORK WITH ENGLISH LANGUAGE LEARNERS IN THE CLASSROOM; AND

(c) EXPAND PROGRAMS TO ASSIST STUDENTS WHO, AT ANY TIME, HAVE BEEN IDENTIFIED AS ENGLISH LANGUAGE LEARNERS IN ACHIEVING GREATER CONTENT PROFICIENCY.

(2) (a) THE DEPARTMENT SHALL DISTRIBUTE THE AMOUNT APPROPRIATED FOR THE SUPPORT PROGRAM AS FOLLOWS:

(I) SEVENTY-FIVE PERCENT OF THE AMOUNT ANNUALLY APPROPRIATED FROM THE FUND TO LOCAL EDUCATION PROVIDERS TO PROVIDE SERVICES TO ENGLISH LANGUAGE LEARNERS, AND PROFESSIONAL DEVELOPMENT ACTIVITIES FOR EDUCATORS WHO WORK WITH ENGLISH LANGUAGE LEARNERS, WHO:

(A) SPEAK A LANGUAGE OTHER THAN ENGLISH AND DO NOT

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COMPREHEND OR SPEAK ENGLISH; AND 1

(B) COMPREHEND OR SPEAK SOME ENGLISH BUT WHOSE PRIMARY 2
COMPREHENSION OR SPEECH IS IN A LANGUAGE OTHER THAN ENGLISH; 3
AND 4

(II) THE REMAINDER OF THE AMOUNT ANNUALLY APPROPRIATED 5
FROM THE FUND TO LOCAL EDUCATION PROVIDERS TO PROVIDE SERVICES 6
TO, AND TO PROVIDE PROFESSIONAL DEVELOPMENT ACTIVITIES FOR 7
EDUCATORS WHO WORK WITH, ENGLISH LANGUAGE LEARNERS WHO 8
COMPREHEND AND SPEAK ENGLISH AND ONE OR MORE OTHER LANGUAGES 9
BUT WHOSE ENGLISH LANGUAGE DEVELOPMENT AND COMPREHENSION IS: 10

(A) AT OR BELOW THE MEAN OF STUDENTS ENROLLED IN THE 11
LOCAL EDUCATION PROVIDER OR BELOW THE MEAN OR EQUIVALENT ON 12
A NATIONALLY STANDARDIZED TEST; OR 13

(B) BELOW THE ACCEPTABLE PROFICIENCY LEVEL BASED ON THE 14
ASSESSMENTS IDENTIFIED BY THE DEPARTMENT PURSUANT TO SECTION 15
22-24-106 (1) (a). 16

(b) EACH DISTRICT SHALL ANNUALLY DISTRIBUTE TO EACH 17
CHARTER SCHOOL ONE HUNDRED PERCENT OF THE AMOUNT THAT THE 18
DISTRICT RECEIVES PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (2) 19
ON BEHALF OF THE ENGLISH LANGUAGE LEARNERS ENROLLED IN EACH 20
CHARTER SCHOOL FOR THE APPLICABLE BUDGET YEAR. THE MONEYS A 21
DISTRICT DISTRIBUTES TO CHARTER SCHOOLS PURSUANT TO THIS 22
PARAGRAPH (b) IS IN ADDITION TO THE MONEYS THE DISTRICT 23
DISTRIBUTES PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE. 24

(c) THE STATE CHARTER SCHOOL INSTITUTE SHALL ANNUALLY 25
DISTRIBUTE TO EACH INSTITUTE CHARTER SCHOOL ONE HUNDRED 26
PERCENT OF THE AMOUNT THAT THE STATE CHARTER SCHOOL INSTITUTE 27
RECEIVES ON BEHALF OF THE ENGLISH LANGUAGE LEARNERS ENROLLED 28
IN EACH INSTITUTE CHARTER SCHOOL FOR THE APPLICABLE BUDGET YEAR. 29
THE MONEYS THE STATE CHARTER SCHOOL INSTITUTE DISTRIBUTES TO 30
INSTITUTE CHARTER SCHOOLS PURSUANT TO THIS PARAGRAPH (c) IS IN 31
ADDITION TO THE MONEYS THE INSTITUTE DISTRIBUTES PURSUANT TO 32
PART 5 OF ARTICLE 30.5 OF THIS TITLE. 33

(3) (a) THERE IS CREATED IN THE STATE TREASURY THE 34
PROFESSIONAL DEVELOPMENT AND STUDENT SUPPORT FUND, REFERRED 35
TO IN THIS SUBSECTION (3) AS THE "FUND", CONSISTING OF SUCH MONEYS 36
AS THE GENERAL ASSEMBLY MAY APPROPRIATE TO THE FUND. THE 37
MONEYS IN THE FUND ARE SUBJECT TO ANNUAL APPROPRIATION BY THE 38
GENERAL ASSEMBLY TO THE DEPARTMENT FOR DISTRIBUTION TO LOCAL 39
EDUCATION PROVIDERS AS PROVIDED IN THIS SECTION. 40

(b) THE STATE TREASURER MAY INVEST ANY MONEYS IN THE FUND 41
NOT EXPENDED FOR THE PURPOSE OF THIS SECTION AS PROVIDED BY LAW. 42
THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME 43
DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND 44
TO THE FUND. ANY UNEXPENDED AND UNENCUMBERED MONEYS 45
REMAINING IN THE FUND AT THE END OF A FISCAL YEAR MUST REMAIN IN 46
THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE 47
GENERAL FUND OR ANOTHER FUND. 48

(4) THE GENERAL ASSEMBLY FINDS THAT, FOR PURPOSES OF 49
SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION, THE 50
PROFESSIONAL DEVELOPMENT AND STUDENT SUPPORT PROGRAM IS AN 51
IMPORTANT COMPONENT OF AN ACCOUNTABLE PROGRAM TO MEET STATE 52
ACADEMIC STANDARDS AND, THEREFORE, MAY BE FUNDED FROM MONEYS 53
IN THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE 54
IX OF THE STATE CONSTITUTION. 55

SECTION 14. In Colorado Revised Statutes, 22-7-305, amend 56

(1) (b) (I) (B) as follows: 57

**22-7-305. Parent involvement in education grant program - 58
creation - rules - fund - reports.** (1) (b) The school district of a public 59
school, or a board of cooperative services or regional service council that 60
operates a public school, that seeks a grant through the parent 61
involvement grant program shall apply on behalf of the public school; 62
except that, if the public school is a charter school, the public school may 63
apply on its own behalf. To be eligible to receive a grant, a public school 64
shall meet one or more of the following criteria: 65

(I) A significant percentage, as defined by rule of the state board, 66
of the students enrolled in the public school for the three academic years 67

immediately preceding application were:

(B) ~~Students with limited English proficiency~~ ENGLISH LANGUAGE LEARNERS, as defined in section ~~22-24-103(4)~~ 22-24-103 (3);

SECTION 15. In Colorado Revised Statutes, 22-7-409, **amend** (1) introductory portion as follows:

22-7-409. Assessments - repeal. (1) Beginning in the spring semester of 1997, the department shall implement the Colorado student assessment program under which the department shall administer statewide assessments adopted by the board pursuant to section 22-7-406 in the first priority areas of reading, writing, mathematics, and science. The department shall administer the English versions of the state assessments and may administer any assessments adopted by the board in languages other than English, as may be appropriate for ~~students with limited English proficiency~~ ENGLISH LANGUAGE LEARNERS; except that any student who has participated in the English language proficiency program, created pursuant to section 22-24-104, for more than a total of three school years shall be ineligible to take the assessments in a language other than English. The statewide assessments shall be administered as follows:

SECTION 16. In Colorado Revised Statutes, 22-7-1016, **amend** (5) (a) as follows:

22-7-1016. Postsecondary and workforce planning, preparation, and readiness assessments - transcripts. (5) (a) Beginning in the 2012-13 academic year, if ~~a student with limited English proficiency~~ AN ENGLISH LANGUAGE LEARNER, as defined in section ~~22-24-103(4)~~ 22-24-103 (3), is enrolled in eleventh or twelfth grade and the student has not demonstrated attainment of the standard for English language competency and has not demonstrated postsecondary and workforce readiness, the local education provider with which the student is enrolled shall provide to the student additional services and supports as necessary to assist the student in attaining the standard.

SECTION 17. In Colorado Revised Statutes, 22-7-1207, **amend** (1) (b) as follows:

22-7-1207. Advancement - decision - parental involvement. (1) Beginning no later than the 2013-14 school year, if, within forty-five days before the end of any school year prior to a student's fourth-grade year, a teacher finds that a student has a significant reading deficiency, personnel of the local education provider shall provide to the student's parent the written notice described in subsection (2) of this section; except that the provisions of this section shall not apply if:

(b) The student is ~~a student with limited English proficiency~~ AN ENGLISH LANGUAGE LEARNER, as defined in section 22-24-103, and the student's significant reading deficiency is due primarily to the student's language skills; or

SECTION 18. In Colorado Revised Statutes, 22-11-301, **amend** (3) (c) as follows:

22-11-301. School district accountability committees - creation - membership. (3) If a local school board appoints the members of the school district accountability committee, the local school board, to the extent practicable, shall ensure that the parents who are appointed reflect the student populations that are significantly represented within the school district. Said student populations may include, but need not be limited to:

(c) ~~Students with limited English proficiency~~ WHO ARE ENGLISH LANGUAGE LEARNERS, as defined in section ~~22-24-103(4)~~ 22-24-103 (3);

SECTION 19. In Colorado Revised Statutes, 22-11-401, **amend** (1) (d) (III) as follows:

22-11-401. School accountability committee - creation - qualifications - elections. (1) (d) If the local school board or the institute determines that the members of a school accountability committee should be appointed, the appointing authority shall, to the extent practicable, appoint persons to serve on the school accountability committee who reflect the student populations that are significantly represented within the school. If the local school board or the institute determines that persons shall be elected to serve on the school accountability committee, the school principal shall encourage persons who reflect the student populations that are significantly represented

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within the school to seek election to the committee. Said student populations may include, but need not be limited to:

(III) ~~Students with limited English proficiency~~ WHO ARE ENGLISH LANGUAGE LEARNERS, as defined in section ~~22-24-103(4)~~ 22-24-103 (3);

SECTION 20. In Colorado Revised Statutes, 22-54-103, **amend** (1.5) (a) (V) introductory portion and (1.5) (b) (IV) introductory portion as follows:

22-54-103. Definitions. As used in this article, unless the context otherwise requires:

(1.5) (a) "At-risk pupils" means:

(V) For the 2005-06 budget year and budget years thereafter, the number of district pupils ~~with limited English proficiency~~ WHO ARE ENGLISH LANGUAGE LEARNERS plus the greater of:

(b) For purposes of this subsection (1.5):

(IV) "District pupils ~~with limited English proficiency~~ WHO ARE ENGLISH LANGUAGE LEARNERS" means the number of pupils included in the district pupil enrollment for the preceding budget year who were not eligible for free lunch pursuant to the provisions of the federal "National School Lunch Act", 42 U.S.C. sec. 1751 et seq., and who are ~~students with limited English proficiency~~ ENGLISH LANGUAGE LEARNERS, as defined in section ~~22-24-103(4)~~ 22-24-103 (3), and:

SECTION 21. In Colorado Revised Statutes, 22-54-104.2, **amend** (1) as follows:

22-54-104.2. Legislative declaration. (1) The general assembly hereby finds and declares that, for purposes of section 17 of article IX of the state constitution, the expansion of the definition of "at-risk pupils", as defined in section 22-54-103 (1.5) (a) (V), to include district pupils ~~with limited English proficiency~~ WHO ARE ENGLISH LANGUAGE LEARNERS, as defined in section 22-54-103 (1.5) (b) (IV), the increase in the at-risk factor pursuant to section 22-54-104 (5) (f) (II) for districts whose percentage of at-risk pupils is greater than the statewide average percentage of at-risk pupils and whose funded pupil count is greater than fifty thousand, the requirement that districts that receive at-risk funding spend a portion of their at-risk funding on implementation of the district's English language proficiency program pursuant to section 22-54-105 (3) (b) (I) and the increase in the at-risk factor from 11.2% to 12% for the 2005-06 budget year and each budget year thereafter pursuant to section 22-54-104 (2) (b) (II) (A) and (5) (f) are important elements of accountable programs to meet state academic standards and may therefore receive funding from the state education fund created in section 17 (4) of article IX of the state constitution.

SECTION 22. In Colorado Revised Statutes, 22-32.5-105, **amend** (1) (c) as follows:

22-32.5-105. Suggested innovations. (1) In considering or creating an innovation plan or a plan for creating an innovation school zone, each local school board is strongly encouraged to consider innovations in the following areas:

(c) Provision of services, including but not limited to special education services; services for gifted and talented students; services for ~~students with limited English proficiency~~ ENGLISH LANGUAGE LEARNERS; educational services for students at risk of academic failure, expulsion, or dropping out; and support services provided by the department of human services or county social services agencies;".

Renumber succeeding sections accordingly.

Page 24, strike lines 8 through 10.

Page 25, after line 22 insert:

"(3) In addition to any other appropriation, for the fiscal year beginning July 1, 2014, there is hereby appropriated, out of any moneys in the state education fund created in section 17(4) of article IX of the Colorado constitution not otherwise appropriated, to the professional development and student support fund created in section 22-24-108 (3), Colorado Revised Statutes, the sum of \$30,000,000, and said sum, or so much thereof as may be necessary, is further appropriated to the department of education, for the implementation of the professional

development and student support program created in section 22-24-108, Colorado Revised Statutes."

Page 25, line 25, strike "9" and substitute "25".

Page 25, line 27, strike "10" and substitute "26".

Page 26, line 1, strike "10" and substitute "26".

Education

After consideration on the merits, the Committee recommends that **HB14-1292** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend reengrossed bill, page 9, strike lines 2 and 3 and substitute "BILLION NINE HUNDRED TWENTY-ONE MILLION ONE HUNDRED FIFTY-FIVE THOUSAND NINE HUNDRED TWENTY DOLLARS (\$5,921,155,920); except that the".

Page 9, strike lines 12 through 27.

Strike pages 10 through 13.

Page 14, strike lines 1 through 16 and substitute:

"SECTION 3. In Colorado Revised Statutes, 22-44-304, **amend** (1) as follows:

22-44-304. Financial reporting - on-line access to information.

(1) (a) Commencing July 1, 2010, and on a continuing basis thereafter, each local education provider shall post the following information on-line, in a downloadable format, for free public access:

(I) The local education provider's annual budget, adopted pursuant to section 22-44-110 (4), commencing with the budget for the 2009-10 budget year;

(II) The local education provider's annual audited financial statements, prepared pursuant to section 22-32-109 (1) (k), commencing with the audits prepared for the 2009-10 budget year;

(III) The local education provider's quarterly financial statements, at a minimum, prepared pursuant to section 22-45-102, commencing with the statements for the 2010-11 budget year; and

(IV) The local education provider's salary schedules or policies, adopted pursuant to sections 22-32-109.4 and 22-63-401, commencing with those applicable to the 2010-11 budget year.

(b) Additionally, commencing July 1, 2011, each local education provider shall post accounts payable check registers and credit, debit, and purchase card statements on-line, in a downloadable format, for free public access.

(c) Additionally, commencing July 1, 2012, each local education provider shall post investment performance reports or statements on-line, in a downloadable format, for free public access.

(d) **ADDITIONALLY, COMMENCING JULY 1, 2015, EACH LOCAL EDUCATION PROVIDER SHALL POST IN A DOWNLOADABLE FORMAT, FOR FREE PUBLIC ACCESS:**

(I) **THE LOCAL EDUCATION PROVIDER'S EXPENDITURES, INCLUDING BUT NOT LIMITED TO SALARY AND BENEFIT EXPENDITURES REPORTED BY JOB CLASSIFICATION SPECIFIED IN THE STANDARD CHART OF ACCOUNTS, AT THE SCHOOL SITE LEVEL;**

(II) **THE LOCAL EDUCATION PROVIDER'S TOTAL REVENUE, INCLUDING REVENUES RECEIVED AT ALL LEVELS, INCLUDING PUBLIC REVENUES AND REVENUES RECEIVED BY THE LOCAL EDUCATION PROVIDER FROM PRIVATE GIFTS, GRANTS, AND DONATIONS; AND**

(III) **THE BUDGET AND EXPENDITURES OF EACH CHARTER SCHOOL OF THE LOCAL EDUCATION PROVIDER, INCLUDING BUT NOT LIMITED TO THE ACTUAL SALARY AND BENEFIT AMOUNTS BY JOB CLASSIFICATION SPECIFIED IN THE STANDARD CHART OF ACCOUNTS, REPORTED SEPARATELY FOR EACH CHARTER SCHOOL."**

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Renumber succeeding sections accordingly.

Page 15, line 17, strike "BUDGET YEARS" and substitute "EACH BUDGET YEAR".

Page 19, strike line 19 and substitute:

"(d) BEGINNING JANUARY 1,".

Page 24, line 26, strike "BUDGET YEARS" and substitute "EACH BUDGET YEAR".

Page 29, strike lines 2 and 3 and substitute "education fund; AND FOR THE 2014-15 BUDGET YEAR, AND EACH BUDGET YEAR THEREAFTER, AN AMOUNT EQUAL TO TWENTY-SIX MILLION DOLLARS FROM".

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that [HB14-1216](#) 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 25, strike "SUBSTATION." and substitute "SUBSTATION, OR IN THE CURTILAGE OF A FARMSTEAD.".

Page 5, strike lines 13 through 15 and substitute:

"(5) ANY PERSON WHO VIOLATES A PROVISION OF THIS SECTION AND A COLLISION WITH THE TOWER AT ISSUE RESULTS IN THE INJURY OR DEATH OF ANOTHER PERSON IS GUILTY OF A CLASS 2 MISDEMEANOR AND SHALL BE PUNISHED AS PROVIDED IN SECTION 18-1.3-501, C.R.S. ANY PERSON WHO VIOLATES A PROVISION OF THIS SECTION AND THE VIOLATION DOES NOT RESULT IN THE INJURY OR DEATH OF ANOTHER PERSON IS GUILTY OF A MISDEMEANOR AND SHALL BE PUNISHED BY A FINE OF NOT MORE THAN TWO HUNDRED FIFTY DOLLARS.".

Agriculture,
Natural
Resources, &
Energy

The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE
OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

for a term expiring July 1, 2015:

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, and occasioned by the resignation of Winston Perry Pearce of Denver, Colorado, appointed.

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 confirmed:

MEMBERS OF THE
COAL MINE BOARD OF EXAMINERS

for terms expiring July 1, 2017:

Alan Reed Bayles of Hotchkiss, Colorado, a coal mine owner, operator, manager, or other mine official actively engaged in underground mining, reappointed; and

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Geral Justin Fedinec of Craig, Colorado, a coal mine owner, operator, manager, or other mine official actively engaged in surface mining industry, reappointed.

Agriculture, Natural Resources, & Energy

The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE COLORADO STATE FAIR AUTHORITY BOARD OF COMMISSIONERS

for a term expiring November 1, 2017:

William Joseph Hybl of Colorado Springs, Colorado, a Republican residing in the Fifth Congressional District, appointed.

Agriculture, Natural Resources, & Energy

The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE COLORADO AGRICULTURAL DEVELOPMENT AUTHORITY BOARD OF DIRECTORS

for a term expiring June 30, 2017:

Randall A. Wilks of Burlington, Colorado, a Democrat, to serve as a member with knowledge of agricultural activity in the state, and who shall represent the various agriculture operations and geographical regions of the state, reappointed.

Agriculture, Natural Resources, & Energy

After consideration on the merits, the Committee recommends that **SB14-188** be referred to the Committee on Appropriations with favorable recommendation.

SENATE SERVICES REPORT

- Correctly Printed:** SB14-206 and 207; SJM14-005; SJR14-033.
- Correctly Engrossed:** SB14-181, 183 and 189; SJR14-022 and 029.
- Correctly Reengrossed:** SB14-005, 124 and 133.
- Correctly Revised:** HB14-1002, 1003, 1006, 1034, 1042, 1045, 1181, 1185, 1203, 1207, 1228, 1284, 1321 and 1339.

MESSAGE FROM THE HOUSE

April 17, 2014

Madam President:

The House has adopted and returns herewith SJR14-029.

INTRODUCTION OF RESOLUTIONS

The following resolutions were read by title:

SJR14-034 by Senator(s) Tochtrop; also Representative(s) Moreno--Concerning the "Colorado Day of Remembrance of the Armenian Genocide" on April 24, 2014.

Laid over until Thursday, April 24, retaining its place on the calendar.

SJR14-035 by Senator(s) Scheffel and Jones; also Representative(s) Lawrence and Vigil--Concerning the designation of April 28, 2014, as "First Responder Appreciation Day".

Laid over until Monday, April 28, retaining its place on the calendar.

SJR14-036 by Senator(s) Schwartz and Newell; --Concerning celebrating the restoration of the State Capitol dome.

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

On motion of Majority Leader Heath, 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 Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Third Reading of Bills -- Final Passage -- Consent Calendar.

Upon request of Majority Leader Heath, **HB14-1006** was removed from the Third Reading of Bills -- Final Passage -- Consent Calendar of Monday, April 21 and was placed at the end of the Third Reading of Bills -- Final Passage Calendar of Monday, 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:

HB14-1321 by Representative(s) Young; also Senator(s) King--Concerning the membership of the Colorado task force on drunk and impaired driving.

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

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

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

SB14-189

by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Gerou, Duran, May-- Concerning a 2014-15 state fiscal year transfer of nine million six hundred seventy-two thousand dollars from the controlled maintenance trust fund to the general fund for the purpose of supporting a fiscal year 2014-15 appropriation for the Colorado firefighting air corps.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Cadman, Herpin, Johnston, Jones, King, Nicholson, Rivera, Roberts, Scheffel, Schwartz, Todd and Ulibarri.

HB14-1003

by Representative(s) Nordberg and Saine, Foote, Humphrey, Singer, Sonnenberg, Young; also Senator(s) Kefalas and Lundberg, Jones--Concerning the exemption from state income tax of income that is earned by a nonresident individual working temporarily in the state to assist with disaster emergency relief activities, 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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Grantham, Guzman, Heath, Herpin, Kerr, Newell, Nicholson, Renfroe, Rivera, Scheffel, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1034 by Representative(s) Williams; also Senator(s) Jahn--Concerning the creation of a wine packaging permit to allow certain alcohol beverage licensees to package wine produced by another wine manufacturer, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman, Johnston, Kefalas, Kerr, Rivera, Steadman and Tochtrop.

HB14-1042 by Representative(s) Saine, McCann; also Senator(s) Tochtrop--Concerning access by birth parents to records relating to the relinquishment of parental rights, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Newell and Nicholson.

HB14-1203 by Representative(s) Duran, May, Gerou; also Senator(s) Lambert, Hodge, Steadman--Concerning funding to maintain the infrastructure for the digital trunked radio system, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Crowder, Herpin, Jahn, Kerr, King, Lundberg, Newell, Nicholson, Rivera, Roberts, Schwartz and Todd.

HB14-1228 by Representative(s) Peniston and Szabo; also Senator(s) Tochtrop and King--Concerning the repeal of certain requirements for defensive driving schools attended in accordance with a court order resulting from a violation of a law regulating the operation of a motor vehicle, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of Third Reading of Bills -- Final Passage.

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:

HB14-1089 by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the qualification for a person to use the 10th mountain division license plate.

Laid over until Monday, April 28, retaining its place on the calendar.

HB14-1339 by Representative(s) Gerou, Duran, May; also Senator(s) Hodge, Steadman, Lambert--
Concerning the creation of the hazardous substance site response fund.

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.002), by Senator Steadman.

Amend revised bill, page 2, lines 10 and 11, strike "C.R.S., AS ENACTED IN HOUSE BILL 14-1342, ENACTED IN 2014." and substitute "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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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: Crowder, Heath, Kefalas, King, Newell, Nicholson, Rivera, Roberts and Ulibarri.

SB14-183 by Senator(s) Heath and Scheffel; also Representative(s) Pabon and Holbert--Concerning an increase in the maximum term of a business incentive agreement that a local government enters into with a taxpayer who pays business personal property tax.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Kefalas, Kerr, Newell, Rivera, Schwartz, Todd and Zenzinger.

SB14-181 by Senator(s) Renfroe and Guzman, Carroll, Grantham, Harvey, Jahn, Marble, Roberts, Scheffel, Tochtrop, Ulibarri, Brophy; also Representative(s) Ferrandino and Humphrey, DelGrosso, Everett, Holbert, Lebsock, McNulty, Melton, Nordberg, Pabon, Pettersen, Saine, Salazar, Waller, Williams--Concerning the elimination of the use of automated vehicle identification systems for traffic law enforcement.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	N	Rivera	N	President	Y
Harvey	Y	Kerr	N	Roberts	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, Herpin, Hill, King, Lambert and Lundberg.

Senator Ulibarri requested his name be removed as sponsor on SB14-181.

HB14-1002 by Representative(s) Young; also Senator(s) Jones, Kefalas, Nicholson--Concerning the establishment of a grant program under the "Colorado Water Quality Control Act" to repair water infrastructure impacted by a natural disaster, and, in connection therewith, making an appropriation.

A majority of all members elected to the Senate having voted in the affirmative, the bill was re-referred to the Committee on Appropriations.

HB14-1045 by Representative(s) Primavera; also Senator(s) Aguilar and Crowder, Kefalas--Concerning the continuation of the breast and cervical cancer prevention and treatment program, and, in connection therewith, making and reducing appropriations.

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

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YES	29	NO	6	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Carroll, Heath, Hodge, Jones, Kerr, King, Newell, Nicholson, Roberts, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

HB14-1181 by Representative(s) Schafer, Fields, Ginal, Primavera; also Senator(s) Kefalas-- Concerning the sunset review of the nurse-physician advisory task force for Colorado health care, and, in connection therewith, continuing the task force through September 1, 2020.

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	Y	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Newell, Nicholson and Tochtrop.

HB14-1185 by Representative(s) Kraft-Tharp, Navarro, Szabo, Williams; also Senator(s) Jahn-- Concerning the issuance of travel insurance policies.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Todd.

HB14-1207 by Representative(s) Young, McCann; also Senator(s) Aguilar and Newell, Schwartz, Nicholson--Concerning the creation of the household medication take-back program, 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	25	NO	10	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Heath, Hodge, Kefalas, Kerr, King, Steadman, Tochtrop, Todd and Zenzinger.

HB14-1284 by Representative(s) Tyler and Coram, Ginal, Kraft-Tharp, Lee, Mitsch Bush, Moreno, Pabon, Peniston, Primavera, Rankin, Ryden, Williams; also Senator(s) Todd and Crowder, Schwartz--Concerning registration with the department of revenue of distinguished license plates issued to members of the Colorado general assembly.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1006 by Representative(s) Singer, Buck, Humphrey, Saine, Young; also Senator(s) Lundberg, Kefalas, Nicholson--Concerning the remittance of the marketing and promotion tax collected by lodging establishments in a local marketing district, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Rivera.

RECONSIDERATION OF HB14-1003

HB14-1003 by Representative(s) Nordberg and Saine, Foote, Humphrey, Singer, Sonnenberg, Young; also Senator(s) Kefalas and Lundberg, Jones--Concerning the exemption from state income tax of income that is earned by a nonresident individual working temporarily in the state to assist with disaster emergency relief activities, and, in connection therewith, making and reducing appropriations.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage -- Consent Calendar, on HB14-1003.

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:

HB14-1003 by Representative(s) Nordberg and Saine, Foote, Humphrey, Singer, Sonnenberg, Young; also Senator(s) Kefalas and Lundberg, Jones--Concerning the exemption from state income tax of income that is earned by a nonresident individual working temporarily in the state to assist with disaster emergency relief activities, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Jahn.

MESSAGE FROM THE HOUSE

April 21, 2014

Madam President:

The House has adopted and transmits herewith HJM14-1001.

On motion of Majority Leader Heath, 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.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, the rules were suspended for the purpose of allowing current and former Governors to address the Senate from the well during the consideration of a memorial.

INTRODUCTION AND CONSIDERATION OF MEMORIALS

HJM14-1001 by Representative(s) Rankin and Ferrandino; also Senator(s) Baumgardner-- Memorializing former Governor John Vanderhoof.

On motion of Senator Baumgardner, the memorial was read at length.

Senate in recess. Senate reconvened.

On motion of Senator Baumgardner, the memorial was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

Senate in recess. Senate reconvened.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of House Amendments to Senate Bills.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-158 by Senator(s) Steadman and Jones; also Representative(s) Hullinghorst--Concerning the harmonization of statutory recall election provisions with the recall provisions in the state constitution to reflect the manner in which contemporary elections are conducted, and, in connection therewith, aligning circulator regulation and petition requirements with initiative and referendum circulator and petition requirements.

Senator Steadman moved that the Senate concur in House amendments to **SB14-158**, as printed in House journal, April 17, page(s) 1071-1072. The motion was **adopted** by the following roll call vote:

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

YES	19	NO	16	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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 Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Reconsideration of SB14-165.

RECONSIDERATION OF SB14-165

SB14-165 by Senator(s) Johnston and Kerr, Todd, Scheffel, Zenzinger; also Representative(s) Murray and Peniston--Concerning the percentage at which to rate the student academic growth standard for the purpose of licensed personnel performance evaluations in the 2014-15 academic year.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Repassage of SB14-165.

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

REPASSAGE OF SB14-165

SB14-165 by Senator(s) Johnston and Kerr, Todd, Scheffel, Zenzinger; also Representative(s) Murray and Peniston--Concerning the percentage at which to rate the student academic growth standard for the purpose of licensed personnel performance evaluations in the 2014-15 academic year.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

RECALL OF SB14-124

Majority Leader Heath moved for recall of **SB14-124** from the House for purpose of reconsideration. A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**. The bill was ordered recalled.

RECALL OF SB14-005

Majority Leader Heath moved for recall of **SB14-005** from the House for purpose of reconsideration. A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**. The bill was ordered recalled.

MESSAGE FROM THE HOUSE

April 21, 2014

Madam President:

In response to the request of the Senate for the recall of SB14-005 and SB14-124. The bills are transmitted herewith.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Reconsideration of SB14-124.

RECONSIDERATION OF SB14-124

SB14-124 by Senator(s) Zenzinger; also Representative(s) Fields--Concerning programs to develop leaders for low-performing public schools, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on SB14-124.

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:

SB14-124 by Senator(s) Zenzinger; also Representative(s) Fields--Concerning programs to develop leaders for low-performing public schools, and, in connection therewith, making an appropriation.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

*Clerk's Note: For the reconsideration and subsequent repassage of SB14-158, see page 854.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Reconsideration of SB14-005.

RECONSIDERATION OF SB14-005

SB14-005 by Senator(s) Ulibarri; also Representative(s) Singer--Concerning alternative administrative remedies for the processing of certain wage claims, and, in connection therewith, amending the provisions for written notices of a wage claim, and in connection therewith, making and reducing appropriations.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on SB14-005.

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:

SB14-005 by Senator(s) Ulibarri; also Representative(s) Singer--Concerning alternative administrative remedies for the processing of certain wage claims, and, in connection therewith, amending the provisions for written notices of a wage claim, 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	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Governor's Appointments -- Consent Calendar.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS -- CONSENT CALENDAR

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

MEMBER OF THE
STATE HOUSING BOARD

for a term expiring January 31, 2015:

Raymond Timothy Hudner of Grand Junction, Colorado, a Republican and resident of the Third Congressional District, to fill the vacancy occasioned by the resignation of James A. Coil of Grand Junction, Colorado, a Democrat and resident of the Third Congressional District.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBER OF THE
STATE BOARD OF PAROLE

effective April 21, 2014 for a term expiring July 1, 2014:

Marjorie Barbara Lewis, Ph.D of Denver, Colorado, to fill the vacancy occasioned by the resignation of Anthony Young of Colorado Springs, Colorado, and to serve as a citizen representative, appointed;

further, for a term expiring July 1, 2017:

Marjorie Barbara Lewis, Ph.D of Denver, Colorado, to serve as a citizen representative, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

On motion of Majority Leader Heath, 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

SB14-131 by Senator(s) King; also Representative(s) Wright--Concerning the removal of certain identifying information from a motor vehicle registration card.

Senator King moved for the adoption of the first report of the first conference committee on **SB14-131**, as printed in Senate journal, April 17, page(s) 796-797. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of General Orders -- Second Reading of Bills -- Consent Calendar.

Upon request of Majority Leader Heath, **SB14-184** was removed from the General Orders--Second Reading of Bills--Consent Calendar of Monday, April 21 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Monday, April 21.

Committee of the Whole On motion of Senator Ulibarri, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills--Consent Calendar, and Senator Ulibarri 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:

HB14-1313 by Representative(s) McLachlan; also Senator(s) Nicholson--Concerning a requirement that the owner of a pet animal provide a valid rabies vaccination certificate prior to registering the animal with a county.

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

SB14-162 by Senator(s) Nicholson; also Representative(s) Mitsch Bush--Concerning quality management programs for emergency medical service providers providing care in the prehospital setting.

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 Ulibarri, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-162, HB14-1313.

Committee of the Whole Senator Ulibarri moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Ulibarri 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:

SB14-012 by Senator(s) Kefalas, Ulibarri; also Representative(s) Exum, Fields, Pettersen--Concerning the program for aid to the needy disabled.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, January 30, page(s) 141 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 772-773 and placed in members' bill files.)

Amendment No. 3(L.004), by Senator Kefalas.

Amend the Appropriations Committee Report, dated April 16, 2014, page 1, line 18, strike ""MUST" and substitute ""FOR THE 2014-15 STATE FISCAL YEAR MUST".

Page 1 of the report, line 20, strike "PERCENT EACH YEAR THROUGH THE" and substitute "PERCENT. FOR STATE FISCAL YEARS 2015-16 THROUGH 2018-19, AND IN FISCAL YEARS THEREAFTER IF NECESSARY, SUBJECT TO AVAILABLE APPROPRIATIONS, THE STATE DEPARTMENT IS ENCOURAGED TO INCREASE THE AMOUNT OF THE ASSISTANCE PAYMENT TO RESTORE THE PAYMENT TO THE STATE FISCAL YEAR 2006-07 AMOUNT AND TO ADJUST THE ASSISTANCE PAYMENT TO REFLECT INCREASES IN THE COST OF LIVING.".

Page 1 of the report, strike line 21.

Page 2 of the report, strike lines 1 through 5.

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

SB14-014 by Senator(s) Kefalas, Ulibarri; also Representative(s) Pettersen, Exum, Fields--Concerning the property-related expense assistance grants for low-income seniors and individuals with disabilities.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, February 3, page(s) 149-151 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 773-774 and placed in members' bill files.)

Amendment No. 3(L.002), by Senator Steadman.

Amend the Health and Human Services Committee Report, dated January 30, 2014, page 1, strike lines 1 through 3 and substitute:

"Amend printed bill, page 4, strike line 13 and substitute "(1) (b) (I), (1) (c), (1) (d), (2), (3) (b) introductory portion, and (3) (b) (II); and **add** (2.3) and (3) (b) (II.5) as follows:".

Amend printed bill, page 4, strike line 15 and substitute "**applicability - definitions.** (1) (b) (I) ~~A husband and wife shall be~~ SPOUSES ARE treated as jointly qualifying for the grant under paragraph (a) of this subsection (1) if either SPOUSE meets the age requirement and they jointly

meet all the limitations of subsection (3) of this section. In all cases a ~~husband and wife shall~~ SPOUSES MUST file one joint claim.

(c) (I) The grant authorized by this".

Page 4 of the bill, after line 27 insert:

"(d) Eligibility under more than one provision of this subsection (1) shall not operate to increase the amount of any grant available to an individual or ~~husband and wife~~ SPOUSES under subsection (2) of this section."

Page 6 of the bill, line 8, strike "a husband and wife:" and substitute "a ~~husband and wife~~ SPOUSES:".

Page 2 of the report, line 1, strike ""(b.5)" and substitute ""(c)".

Page 2 of the report, line 3, strike "A HUSBAND AND WIFE" and substitute "SPOUSES".

Page 2 of the report, line 14, strike "(b.5)" and substitute "(c)".

Page 2 of the report, lines 22 and 23, strike "A SPECIAL NEEDS TRUST".

Page 7 of the bill, strike line 10 and substitute "(1), (2), and (3) (a) as follows:".

Page 8 of the bill, after line 12 insert:

"(3) (a) If two or more persons, other than ~~husband and wife~~ SPOUSES, are entitled to a grant authorized by section 39-31-101 or 39-31-104, it may be claimed by either or any of such persons meeting the qualifications therefor. When two or more persons claim the grant for the same residence, the executive director is authorized to determine the proper allocation of such grant."

Page 2 of the report, strike lines 24 through 26 and substitute:

"Page 10, strike line 9 and substitute "(1) (b) (I), (1) (c), (1) (d), (2), (3) (b) introductory portion, and (3) (b) (II); and **add** (2.3) and (3) (b) (II.5) as follows:".

Page 10 of the bill, strike line 11 and substitute "**applicability - definitions.** (1) (b) (I) ~~A husband and wife shall be~~ SPOUSES ARE treated as jointly qualifying for the grant under paragraph (a) of this subsection (1) if either SPOUSE meets the age requirement and they jointly meet all the limitations of subsection (3) of this section. In all cases, a ~~husband and wife shall~~ SPOUSES MUST file one joint claim.

(1) (c) (I) The grant authorized by this".

Page 10 of the bill, after line 23 insert:

"(d) Eligibility under more than one provision of this subsection (1) shall not operate to increase the amount of any grant available to an individual or a ~~husband and wife~~ SPOUSES under subsection (2) of this section."

Page 11 of the bill, line 24, strike "a husband and wife:" and substitute "a ~~husband and wife~~ SPOUSES:".

Page 3 of the report, line 5, strike ""(b.5)" and substitute ""(c)".

Page 3 of the report, line 7, strike "A HUSBAND AND WIFE" and substitute "SPOUSES".

Page 3 of the report, line 19, strike "(b.5)" and substitute "(c)".

Page 3 of the report, lines 27 and 28, strike "A SPECIAL NEEDS TRUST".

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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 Ulibarri, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-012 as amended, SB14-014 as amended.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Monday, April 21 was laid over until Tuesday, April 22, retaining its place on the calendar.

General Orders -- Second Reading of Bills: HB14-1011, HB14-1260, SB14-186, HB14-1061, HB14-1280, HB14-1126, SB14-184.
Consideration of Resolutions: SJR14-010.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-027, 114, 135, and 146; HB14-1286, 1289, and 1336.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

April 21, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1365, 1373, 1334, 1368, 1310, 1351, 1358, 1371, 1359.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1350, amended as printed in House Journal, April 17, pages 1079-1080.

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HB14-1319, amended as printed in House Journal, April 17, pages 1092-1094,
 and amended on Third Reading as printed in House Journal, April 21.
 HB14-1357, amended as printed in House Journal, April 17, page 1094.
 HB14-1356, amended as printed in House Journal, April 17, page 1095.
 HB14-1355, amended as printed in House Journal, April 17, page 1095.
 HB14-1311, amended as printed in House Journal, April 17, page 1096.
 HB14-1361, amended as printed in House Journal, April 17, page 1097.
 HB14-1044, amended as printed in House Journal, April 17, page 1098.
 HB14-1353, amended as printed in House Journal, April 17, page 1098.
 HB14-1363, amended as printed in House Journal, April 17, pages 1098-1099.
 HB14-1366, amended as printed in House Journal, April 17, pages 1100-1101.

The House has passed on Third Reading and returns herewith SB14-123, 169, 143, 154, 051.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
 SB14-161, amended as printed in House Journal, April 17, pages 1090-1091.
 SB14-036, amended as printed in House Journal, April 17, pages 1095-1096.
 SB14-030, amended as printed in House Journal, April 17, page 1097.
 SB14-041, amended as printed in House Journal, April 17, pages 1097-1098.

MESSAGE FROM THE REVISOR OF STATUTES

April 21, 2014

We herewith transmit:

Without comment, HB14-1310, 1334, 1351, 1358, 1359, 1365, 1368, 1371, and 1373.
 Without comment, as amended, HB14-1044, 1311, 1350, 1353, 1355, 1356, 1357, 1361,
 1363, and 1366.
 Without comment, as amended, SB14-030, 036, 041, and 161.
 With comment, as amended, HB14-1319.

INTRODUCTION OF MEMORIALS

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

SJM14-006 by Senator(s) Lambert, Steadman, Aguilar, Cadman, Carroll, Crowder, Grantham, Heath,
 Herpin, Lundberg, Scheffel; also Representative(s) Joshi, Singer--Memorializing Congress
 to grant Colorado research institutions the authority to conduct medical clinical trials
 regarding marijuana's medical efficacy.
 Health & Human Services

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-208 by Senator(s) Jones; also Representative(s) Fields--Concerning the reinstatement of the
 authority for a veteran who has not been dishonorably discharged to practice professionally.
 State, Veterans, & Military Affairs

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HB14-1044	by Representative(s) Dore; also Senator(s) Tochtrop--Concerning consequences for a parolee who tampers with an electronic monitoring device that the parolee is required to wear as a condition of parole. Judiciary	1 2 3 4 5 6
HB14-1310	by Representative(s) Ginal and Gardner; also Senator(s) King and Johnston--Concerning the provision of breath-testing devices to law enforcement agencies. Appropriations	7 8 9 10 11
HB14-1311	by Representative(s) Garcia and Dore, Becker, Coram, DelGrosso, Fields, Gardner, Gerou, Hamner, Kraft-Tharp, Landgraf, Lawrence, Lee, McLachlan, Mitsch Bush, Moreno, Murray, Navarro, Nordberg, Rankin, Rosenthal, Salazar, Schafer, Stephens, Swalm, Tyler, Vigil, Williams, Wright, Young; also Senator(s) Steadman and Crowder, Grantham, Hodge, Kerr, Rivera, Tochtrop--Concerning the credit against the state income tax for the costs incurred in connection with the preservation of historic structures, and, in connection therewith, making and reducing appropriations. Finance Appropriations	12 13 14 15 16 17 18 19 20 21 22
HB14-1334	by Representative(s) Hamner and Scott; also Senator(s) Jahn and King--Concerning the petroleum cleanup and redevelopment fund. Transportation	23 24 25 26 27
HB14-1353	by Representative(s) Gardner; also Senator(s) Johnston--Concerning powers of appointment. Judiciary	28 29 30 31 32
HB14-1355	by Representative(s) Kagan and Gardner; also Senator(s) Guzman and King--Concerning department of corrections reentry initiatives for successful reintegration of adult offenders into the community, and, in connection therewith, making an appropriation. Judiciary	33 34 35 36 37 38
HB14-1356	by Representative(s) Foote; also Senator(s) Jones--Concerning an increase in the Colorado oil and gas commission's penalty authority, and, in connection therewith, making an appropriation. Local Government	39 40 41 42 43 44
HB14-1357	by Representative(s) Young; also Senator(s) Aguilar--Concerning in-home support services provided in the medicaid program, and, in connection therewith, making and reducing appropriations. Health & Human Services	45 46 47 48 49 50
HB14-1358	by Representative(s) Young and Joshi, Primavera, Schafer, Tyler; also Senator(s) Aguilar--Concerning continuation of in-home support services, and, in connection therewith, authorizing in-home support services for spinal cord injury waiver pilot program participants. Health & Human Services	51 52 53 54 55 56 57
HB14-1359	by Representative(s) Ginal, Fields, Peniston, Primavera, Singer, Williams; also Senator(s) Aguilar--Concerning medication synchronization for patients who are prescribed multiple medications. Health & Human Services	58 59 60 61 62 63 64

- HB14-1361** by Representative(s) McNulty and Singer, Melton, Dore, Becker, DelGrosso, Gardner, Ginal, Landgraf, Lawrence, McCann, Murray, Navarro, Nordberg, Pabon, Ryden, Saine, Stephens, Swalm, Szabo, Wright; also Senator(s) Guzman and King--Concerning the authority of the state licensing authority to establish equivalencies for retail marijuana products, and, in connection therewith, making an appropriation.
Health & Human Services
- HB14-1363** by Representative(s) Gardner, Foote, Kagan, Labuda, Scott; also Senator(s) Roberts, Brophy, Guzman, Steadman--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.
Judiciary
- HB14-1365** by Representative(s) Hamner and Wilson; also Senator(s) Schwartz and Baumgardner--Concerning junior college boards of trustees, and, in connection therewith, modifying the time within which a junior college board of trustees must select its officers following an election and directing the attorney general to serve as legal advisor to Colorado mountain college upon request from its board of trustees.
Education
- HB14-1366** by Representative(s) Singer and McNulty, Dore, Becker, Gardner, Ginal, Lawrence, McCann, Melton, Murray, Rankin, Ryden, Stephens, Szabo; also Senator(s) Johnston and King--Concerning reasonable restrictions on the sale of edible retail marijuana products.
Health & Human Services
- HB14-1368** by Representative(s) May and Gerou, Duran; also Senator(s) Hodge, Steadman, Lambert--Concerning the transition of youth ages eighteen through twenty-one who have intellectual and developmental disabilities to the adult program of services for persons with intellectual and developmental disabilities, and, in connection therewith, making and reducing appropriations.
Health & Human Services
- HB14-1371** by Representative(s) Young, Buck; also Senator(s) Grantham, Tochtrop--Concerning property taxation of oil and gas leaseholds and lands, and, in connection therewith, specifying that the wellhead is the point of valuation and taxation for such leaseholds and lands.
Finance
- HB14-1373** by Representative(s) Lebsack and Scott, Court, Coram, Duran, Exum, Fischer, Foote, Garcia, Ginal, Hullinghorst, Kraft-Tharp, Lee, McCann, McNulty, Melton, Moreno, Murray, Pabon, Primavera, Rosenthal, Ryden, Salazar, Schafer, Singer, Sonnenberg, Tyler, Vigil, Williams, Wright, Young; also Senator(s) Crowder and Zenzinger, Tochtrop, Johnston, Kefalas, Guzman, Lundberg, Jones, Balmer, Todd, Roberts, Rivera--Concerning individuals who may claim the property tax exemption for qualifying seniors and disabled veterans.
Finance
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MESSAGE FROM THE GOVERNOR

Appointment

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

April 16, 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, appoint, reappoint and submit to your consideration the following:

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2014:

Jeffrey David Moulton of Boulder, Colorado, to serve as a Republican from Congressional District 2, and occasioned by the resignation of Leanne Jo Abdnor of Boulder, Colorado, a Republican from Congressional District 2, appointed;

further, for a term expiring July 1, 2018:

Jeffrey David Moulton of Boulder, Colorado, to serve as a Republican from Congressional District 2, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 4/17/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

April 16, 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, appoint and submit to your consideration, the following:

MEMBER OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2016:

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Michael Andrew Dudick of Breckenridge, Colorado, to serve as a representative of private travel attractions and casinos, and occasioned by the resignation of Steven Craig Kaverman of Canon City, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 4/17/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

April 16, 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, appoint, and submit to your consideration, the following:

MEMBER OF THE
COLLEGEINVEST BOARD OF DIRECTORS

for a term expiring July 31, 2016:

Kathleen V. Scott of Vail, Colorado, and occasioned by the resignation of Angela A. Gripenstraw of Greenwood Village Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 4/17/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Education

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday, April 22, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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RECONSIDERATION OF SB14-158

SB14-158 by Senator(s) Steadman and Jones; also Representative(s) Hullinghorst--Concerning the harmonization of statutory recall election provisions with the recall provisions in the state constitution to reflect the manner in which contemporary elections are conducted, and, in connection therewith, aligning circulator regulation and petition requirements with initiative and referendum circulator and petition requirements.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Repassage, on SB14-158.

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

REPASSAGE OF SB14-158

SB14-158 by Senator(s) Steadman and Jones; also Representative(s) Hullinghorst--Concerning the harmonization of statutory recall election provisions with the recall provisions in the state constitution to reflect the manner in which contemporary elections are conducted, and, in connection therewith, aligning circulator regulation and petition requirements with initiative and referendum circulator and petition requirements.

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

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

105th Legislative Day

Tuesday, April 22, 2014

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Prayer	By the chaplain, Rabbi Adam Morris, Temple Micah, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Kerr.	15
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Roll Call	Present--34	17
	Absent--1, Hill	18
	Present later--1, Hill.	19
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Quorum	The President announced a quorum present.	21
		22
Reading of Journal	On motion of Senator Rivera, reading of the Journal of Monday, April 21, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	23
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COMMITTEE OF REFERENCE REPORTS

		30
		31
Judiciary	After consideration on the merits, the Committee recommends that HB14-1273 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	32
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Judiciary	After consideration on the merits, the Committee recommends that HB14-1347 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	36
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Judiciary	After consideration on the merits, the Committee recommends that HB14-1095 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	40
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Judiciary	After consideration on the merits, the Committee recommends that SB14-190 be amended as follows, and as so amended, be referred to the Committee on <u>Finance</u> with favorable recommendation.	44
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	Amend printed bill, page 2, line 11, strike "attorneys" and substitute "attorneys".	50
		51
		52
	Page 3, line 4, strike "costs from" and substitute "for".	53
		54
	Page 4, line 16, strike "ATTORNEYS" and substitute "ATTORNEYS".	55
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	Page 4, line 17, strike "ATTORNEYS" and substitute "ATTORNEYS".	57
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	Page 6, line 6, strike "ATTORNEYS" and substitute "ATTORNEYS".	59
		60
	Page 6, line 8, strike "JUNE 30," and substitute "OCTOBER 31,".	61
		62
	Page 6, line 11, strike "ATTORNEYS" and substitute "ATTORNEYS".	63
		64
	Page 6, line 23, strike "ATTORNEYS" and substitute "ATTORNEYS".	65
		66
	Page 7, line 6, strike "ATTORNEYS" and substitute "ATTORNEYS".	67

Page 7, line 9, strike "JULY 1," and substitute "NOVEMBER 1," and strike "ATTORNEYS" and substitute "ATTORNEYS".

Page 7, line 19, strike "ATTORNEYS" and substitute "ATTORNEYS".

Page 7, line 20, strike "ATTORNEYS" and substitute "ATTORNEYS".

Page 7, line 23, strike "ATTORNEYS" and substitute "ATTORNEYS".

Page 8, line 6, strike "ATTORNEYS" and substitute "ATTORNEYS".

Page 10, line 4, strike "ATTORNEYS" and substitute "ATTORNEYS".

Page 10, line 8, strike "ATTORNEYS" and substitute "ATTORNEYS".

Page 10, after line 24 insert:
"SECTION 6. **Applicability.** Section 4 of this act applies to offenses committed on or after September 1, 2015."

Renumber succeeding section accordingly.

Judiciary

After consideration on the merits, the Committee recommends that **SB14-118** 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, amend 24-34-301 as follows:

24-34-301. Definitions. As used in parts 3 to 7 8 of this article, unless the context otherwise requires:

(1) "Age" means a chronological age of at least forty years.

(1.1) "AGENCY" OR "STATE AGENCY" MEANS ANY BOARD, BUREAU, COMMISSION, DEPARTMENT, INSTITUTION, DIVISION, SECTION, OR OFFICER OF THE STATE, EXCEPT THOSE IN THE LEGISLATIVE BRANCH OR JUDICIAL BRANCH AND EXCEPT THE ADJUTANT GENERAL OF THE NATIONAL GUARD, WHOSE POWERS AND DUTIES ARE SET FORTH IN SECTION 28-3-106, C.R.S.

(1.2) "AGGRIEVED PERSON" OR "AGGRIEVED PARTY" MEANS A PERSON OR PARTY WHO CLAIMS TO HAVE BEEN INJURED BY A DISCRIMINATORY HOUSING OR EMPLOYMENT PRACTICE OR BELIEVES THAT HE OR SHE WILL BE INJURED BY A DISCRIMINATORY HOUSING OR EMPLOYMENT PRACTICE THAT IS ABOUT TO OCCUR.

(1.5) "Commission" means the Colorado civil rights commission created by IN section 24-34-303.

(1.6) "Commissioner" means a member of the Colorado civil rights commission.

(2) "Director" means the director of the Colorado civil rights division, which office is created by IN section 24-34-302.

(2.5) (a) "Disability" means ~~a physical impairment which substantially limits one or more of a person's major life activities and includes a record of such an impairment and being regarded as having such an impairment~~ HAS THE SAME MEANING AS SET FORTH IN THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AND ITS RELATED AMENDMENTS AND IMPLEMENTING REGULATIONS.

~~(b) (I) On and after July 1, 1990, as to part 5 of this article, "disability" shall also include such a person who has a mental impairment, but such term does not include any person currently involved in the illegal use of or addiction to a controlled substance.~~

~~(II) On and after July 1, 1992, as to parts 4, 6, and 7 of this article, "disability" shall also include such a person who has a mental impairment.~~

~~(III) The term "mental impairment" as used in subparagraphs (I) and (II) of this paragraph (b) shall mean any mental or psychological~~

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~~disorder such as developmental disability, organic brain syndrome, mental illness, or specific learning disabilities.~~

(3) "Division" means the Colorado civil rights division, created by IN section 24-34-302.

(4) (Deleted by amendment, L. 93, p. 1655, § 59, effective July 1, 1993.)

(4.1) "HOUSING" MEANS A BUILDING, STRUCTURE, VACANT LAND, OR PART THEREOF OFFERED FOR SALE, LEASE, RENT, OR TRANSFER OF OWNERSHIP; EXCEPT THAT "HOUSING" DOES NOT INCLUDE ANY ROOM OFFERED FOR RENT OR LEASE IN A SINGLE-FAMILY DWELLING MAINTAINED AND OCCUPIED IN PART BY THE OWNER OR LESSEE OF SAID DWELLING AS HIS OR HER HOUSEHOLD.

(4.2) "HOUSING ACCOMMODATIONS" MEANS ANY REAL PROPERTY OR PORTION THEREOF THAT IS USED OR OCCUPIED, OR INTENDED, ARRANGED, OR DESIGNED TO BE USED OR OCCUPIED, AS THE HOME, RESIDENCE, OR SLEEPING PLACE OF ONE OR MORE PERSONS BUT DOES NOT INCLUDE ANY SINGLE FAMILY RESIDENCE, THE OCCUPANTS OF WHICH RENT, LEASE, OR FURNISH FOR COMPENSATION NOT MORE THAN ONE ROOM IN THAT RESIDENCE.

(4.5) "Marital status" means a relationship or a spousal status of ~~a person~~ AN INDIVIDUAL, including but not limited to being single, cohabitating, engaged, widowed, married, in a civil union, or legally separated, or a relationship or a spousal status of ~~a person~~ AN INDIVIDUAL who has had or is in the process of having a marriage or civil union dissolved or declared invalid.

(5) (a) "Person" means one or more individuals, limited liability companies, partnerships, associations, corporations, legal representatives, trustees, receivers, OWNERS, LESSEES, PROPRIETORS, MANAGERS, EMPLOYEES, AGENTS OF ANY PERSON, or the state of Colorado and all OF ITS political subdivisions and agencies. ~~thereof.~~

(b) FOR THE PURPOSES OF PART 5 OF THIS ARTICLE, "PERSON" DOES NOT INCLUDE ANY PRIVATE CLUB NOT OPEN TO THE PUBLIC, WHICH AS AN INCIDENT TO ITS PRIMARY PURPOSE OR PURPOSES PROVIDES LODGINGS THAT IT OWNS OR OPERATES FOR OTHER THAN A COMMERCIAL PURPOSE, UNLESS SUCH CLUB HAS THE PURPOSE OF PROMOTING DISCRIMINATION IN THE MATTER OF HOUSING AGAINST ANY PERSON BECAUSE OF DISABILITY, RACE, CREED, COLOR, RELIGION, SEX, SEXUAL ORIENTATION, MARITAL STATUS, FAMILIAL STATUS, NATIONAL ORIGIN, OR ANCESTRY.

(5.3) "PLACE OF PUBLIC ACCOMMODATION" OR "PUBLIC ACCOMMODATION" HAS THE SAME MEANING AS SET FORTH IN TITLE III OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12181 (7), AND ITS IMPLEMENTING REGULATIONS.

(5.4) "PUBLIC ENTITY" HAS THE SAME MEANING AS SET FORTH IN TITLE II OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12131, AND ITS IMPLEMENTING REGULATIONS.

(5.5) "PUBLIC TRANSPORTATION SERVICE" MEANS A COMMON CARRIER OF PASSENGERS OR ANY OTHER MEANS OF PUBLIC CONVEYANCE OR MODES OF TRANSPORTATION, INCLUDING BUT NOT LIMITED TO AIRPLANES, MOTOR VEHICLES, RAILROAD TRAINS, MOTOR BUSES, STREETCARS, BOATS, OR TAXIS.

(5.6) "QUALIFIED INDIVIDUAL WITH A DISABILITY" OR "INDIVIDUAL WITH A DISABILITY" HAS THE SAME MEANING AS SET FORTH IN THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12131, AND ITS RELATED AMENDMENTS AND IMPLEMENTING REGULATIONS.

(6) "Respondent" means any person, agency, organization, or other entity against whom a charge is filed pursuant to any of the provisions of parts 3 to 7 8 of this article.

(6.5) "SERVICE ANIMAL" HAS THE SAME MEANING AS SET FORTH IN THE IMPLEMENTING REGULATIONS OF TITLE II AND TITLE III OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ.

(7) "Sexual orientation" means ~~a person's~~ AN INDIVIDUAL'S orientation toward heterosexuality, homosexuality, bisexuality, or transgender status or another ~~person's~~ INDIVIDUAL'S perception thereof.

(8) "TRAINER OF A SERVICE ANIMAL" MEANS A PERSON WHO INDIVIDUALLY TRAINS A SERVICE ANIMAL.

SECTION 2. In Colorado Revised Statutes, 24-34-302, **amend** (2) as follows:

24-34-302. Civil rights division - director - powers and duties.

(2) The director shall appoint such investigators and other personnel as may be necessary to carry out the functions and duties of the division. The director and the staff of the division shall receive, investigate, and make determinations on charges alleging unfair or discriminatory practices in violation of parts 4 to 7 of this article AND SECTION 24-34-805.

SECTION 3. In Colorado Revised Statutes, 24-34-401, **amend** the introductory portion; and **repeal** (7.5) as follows:

24-34-401. Definitions. As used in this part 4, unless OTHERWISE DEFINED IN SECTION 24-34-301 OR UNLESS the context otherwise requires:

~~(7.5) "Sexual orientation" means a person's orientation toward heterosexuality, homosexuality, bisexuality, or transgender status or an employer's perception thereof.~~

SECTION 4. In Colorado Revised Statutes, 24-34-501, **amend** the introductory portion; and **repeal** (1), (1.5), (2), and (3) as follows:

24-34-501. Definitions. As used in this part 5, unless OTHERWISE DEFINED IN SECTION 24-34-301 OR UNLESS the context otherwise requires:

~~(1) "Aggrieved person" means any person who claims to have been injured by a discriminatory housing practice or believes that he will be injured by a discriminatory housing practice that is about to occur.~~

~~(1.5) "Discriminate" includes both segregate and separate.~~

~~(2) "Housing" means any building, structure, vacant land, or part thereof offered for sale, lease, rent, or transfer of ownership; except that "housing" does not include any room offered for rent or lease in a single-family dwelling maintained and occupied in part by the owner or lessee of said dwelling as his household.~~

~~(3) "Person" has the meaning ascribed to such term in section 24-34-301 (5) and includes any owner, lessee, proprietor, manager, employee, or any agent of a person; but, for purposes of this part 5, "person" does not include any private club not open to the public, which as an incident to its primary purpose or purposes provides lodgings that it owns or operates for other than a commercial purpose unless such club has the purpose of promoting discrimination in the matter of housing against any person because of disability, race, creed, color, religion, sex, sexual orientation, marital status, familial status, national origin, or ancestry.~~

SECTION 5. In Colorado Revised Statutes, 24-34-502, **add** (1) (k) as follows:

24-34-502. Unfair housing practices prohibited. (1) It shall be an unfair housing practice and unlawful and hereby prohibited:

(k) FOR ANY PERSON TO VIOLATE THE PROVISIONS OF SECTION 24-34-805.

SECTION 6. In Colorado Revised Statutes, 24-34-508, **add** (2) as follows:

24-34-508. Relief authorized. (2) IN ADDITION TO THE RELIEF AUTHORIZED BY THE PROVISIONS OF SUBSECTION (1) OF THIS SECTION, AN INDIVIDUAL WITH A DISABILITY WHO HAS SUFFERED AN UNFAIR HOUSING PRACTICE BASED ON HIS OR HER DISABILITY IS ENTITLED TO THE RELIEF SET FORTH IN SECTION 24-34-802.

SECTION 7. In Colorado Revised Statutes, 24-34-601, **amend** (2) as follows:

24-34-601. Discrimination in places of public accommodation - definition. (2) (a) It is a discriminatory practice and unlawful for a person, directly or indirectly, to refuse, withhold from, or deny to an individual or a group, because of disability, race, creed, color, sex, sexual orientation, marital status, national origin, or ancestry, the full and equal enjoyment of the goods, services, facilities, privileges, advantages, or accommodations of a place of public accommodation or, directly or indirectly, to publish, circulate, issue, display, post, or mail any written, electronic, or printed communication, notice, or advertisement that indicates that the full and equal enjoyment of the goods, services, facilities, privileges, advantages, or accommodations of a place of public accommodation will be refused, withheld from, or denied an individual or that an individual's patronage or presence at a place of public

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accommodation is unwelcome, objectionable, unacceptable, or undesirable because of disability, race, creed, color, sex, sexual orientation, marital status, national origin, or ancestry.

(b) A CLAIM BROUGHT PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (2) THAT IS BASED ON DISABILITY IS COVERED BY THE PROVISIONS OF SECTION 24-34-802.

SECTION 8. In Colorado Revised Statutes, 24-34-602, **amend** (1) as follows:

24-34-602. Penalty and civil liability. (1) (a) Any person who violates section 24-34-601 shall be fined not less than fifty dollars nor more than five hundred dollars for each violation. A person aggrieved by the violation of section 24-34-601 shall bring an action in any court of competent jurisdiction in the county where the violation occurred. Upon finding a violation, the court shall order the defendant to pay the fine to the aggrieved party.

(b) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF THIS SUBSECTION (1), A PERSON WHO VIOLATES THE PROVISIONS OF SECTION 24-34-601 BASED ON A DISABILITY SHALL BE SUBJECT TO THE PROVISIONS OF SECTION 24-34-802.

SECTION 9. In Colorado Revised Statutes, **amend** 24-34-703 as follows:

24-34-703. Places of public accommodation - definition. A place of public accommodation ~~resort, or amusement, within the meaning of this part 7, shall be deemed to include any inn, tavern, or hotel, whether conducted for the entertainment, housing, or lodging of transient guests or for the benefit, use, or accommodation of those seeking health, recreation, or rest, and any restaurant, eating house, public conveyance on land or water, bathhouse, barber shop, theater, and music hall~~ HAS THE SAME MEANING AS SET FORTH IN SECTION 24-34-301.

SECTION 10. In Colorado Revised Statutes, 24-34-801, **repeal and reenact, with amendments,** (1) as follows:

24-34-801. Legislative declaration. (1) THE GENERAL ASSEMBLY DECLARES THAT IT IS THE POLICY OF THE STATE:

(a) TO ENCOURAGE AND ENABLE INDIVIDUALS WHO ARE VISUALLY OR HEARING IMPAIRED OR INDIVIDUALS WITH A DISABILITY TO PARTICIPATE FULLY IN SOCIAL, EMPLOYMENT, AND EDUCATIONAL OPPORTUNITIES, AS WELL AS OTHER ACTIVITIES IN OUR STATE ON THE SAME TERMS AND CONDITIONS AS INDIVIDUALS WITHOUT A DISABILITY;

(b) THAT INDIVIDUALS WHO ARE VISUALLY OR HEARING IMPAIRED OR INDIVIDUALS WITH A DISABILITY HAVE THE SAME RIGHTS AS INDIVIDUALS WITHOUT A DISABILITY TO THE FULL AND FREE USE OF THE STREETS, HIGHWAYS, SIDEWALKS, WALKWAYS, PUBLIC BUILDINGS, PUBLIC FACILITIES, AND OTHER PUBLIC PLACES;

(c) THAT INDIVIDUALS WHO ARE VISUALLY OR HEARING IMPAIRED OR INDIVIDUALS WITH A DISABILITY ARE ENTITLED TO FULL AND EQUAL HOUSING ACCOMMODATIONS, FACILITIES, AND PRIVILEGES OF ALL COMMON CARRIERS, AIRPLANES, MOTOR VEHICLES, TRAINS, MOTOR BUSES, STREETCARS, BOATS, OR ANY OTHER PUBLIC CONVEYANCES OR MODES OF TRANSPORTATION, HOTELS, MOTELS, LODGING PLACES, PLACES OF PUBLIC ACCOMMODATION, AMUSEMENT, OR RESORT, AND OTHER PLACES TO WHICH THE GENERAL PUBLIC IS INVITED, INCLUDING RESTAURANTS AND GROCERY STORES; AND

(d) THAT INDIVIDUALS WHO ARE VISUALLY OR HEARING IMPAIRED OR INDIVIDUALS WITH A DISABILITY MUST NOT BE EXCLUDED, BY REASON OF HIS OR HER DISABILITY, FROM PARTICIPATION IN OR BE DENIED THE BENEFITS OF THE SERVICES, PROGRAMS, OR ACTIVITIES OF ANY PUBLIC ENTITY OR BE SUBJECT TO DISCRIMINATION BY ANY PUBLIC ENTITY.

SECTION 11. In Colorado Revised Statutes, **repeal and reenact, with amendments,** 24-34-802 as follows:

24-34-802. Violations - penalties. (1) IT IS A DISCRIMINATORY PRACTICE AND UNLAWFUL FOR ANY PERSON TO DISCRIMINATE AGAINST ANY INDIVIDUAL OR GROUP BECAUSE SUCH PERSON OR GROUP HAS OPPOSED ANY PRACTICE MADE A DISCRIMINATORY PRACTICE BASED ON DISABILITY PURSUANT TO PART 5, 6, OR 8 OF THIS ARTICLE, OR BECAUSE SUCH PERSON OR GROUP HAS MADE A CHARGE, TESTIFIED, ASSISTED, OR PARTICIPATED IN ANY MANNER IN AN INVESTIGATION, PROCEEDING, OR HEARING CONDUCTED PURSUANT TO PART 5, 6, OR 8 OF THIS ARTICLE.

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(2) A QUALIFIED INDIVIDUAL WITH A DISABILITY, AS DEFINED IN SECTION 24-34-301 (5.6), WHO IS SUBJECT TO A VIOLATION OF SUBSECTION (1) OF THIS SECTION OR OF SECTION 24-34-502, 24-34-601, OR 24-34-805 BASED ON HIS OR HER DISABILITY MAY BRING A CIVIL SUIT IN A COURT OF COMPETENT JURISDICTION AND IS ENTITLED TO THE FOLLOWING REMEDIES:

(a) A COURT ORDER REQUIRING COMPLIANCE WITH THE PROVISIONS OF THE APPLICABLE SECTION; OR

(b) THE RECOVERY OF ACTUAL MONETARY DAMAGES OR A STATUTORY FINE NOT TO EXCEED THREE THOUSAND FIVE HUNDRED DOLLARS.

(3) AN AWARD OF ATTORNEY FEES AND COSTS PURSUANT TO SECTION 24-34-505.6 (6) (b) APPLIES TO CLAIMS BROUGHT PURSUANT TO THIS SECTION.

SECTION 12. In Colorado Revised Statutes, **repeal and reenact, with amendments, 24-34-803** as follows:

24-34-803. Rights of individuals with service animals. (1) A QUALIFIED INDIVIDUAL WITH A DISABILITY HAS THE RIGHT TO BE ACCOMPANIED BY A SERVICE ANIMAL INDIVIDUALLY TRAINED FOR THAT INDIVIDUAL WITHOUT BEING REQUIRED TO PAY AN EXTRA CHARGE FOR THE SERVICE ANIMAL IN OR ON THE FOLLOWING PLACES OR DURING THE FOLLOWING ACTIVITIES AND SUBJECT TO THE CONDITIONS AND LIMITATIONS ESTABLISHED BY LAW AND APPLICABLE ALIKE TO ALL INDIVIDUALS:

(a) ANY PLACE OF EMPLOYMENT, HOUSING, OR PUBLIC ACCOMMODATION;

(b) ANY PROGRAMS, SERVICES, OR ACTIVITIES CONDUCTED BY A PUBLIC ENTITY;

(c) ANY PUBLIC TRANSPORTATION SERVICE; OR

(d) ANY OTHER PLACE OPEN TO THE PUBLIC.

(2) A TRAINER OF A SERVICE ANIMAL, OR AN INDIVIDUAL WITH A DISABILITY ACCOMPANIED BY AN ANIMAL THAT IS BEING TRAINED TO BE A SERVICE ANIMAL, HAS THE RIGHT TO BE ACCOMPANIED BY THE SERVICE ANIMAL IN TRAINING WITHOUT BEING REQUIRED TO PAY AN EXTRA CHARGE FOR THE SERVICE ANIMAL IN TRAINING IN OR ON THE FOLLOWING PLACES OR DURING THE FOLLOWING ACTIVITIES:

(a) ANY PLACE OF EMPLOYMENT, HOUSING, OR PUBLIC ACCOMMODATION;

(b) ANY PROGRAMS, SERVICES, OR ACTIVITIES CONDUCTED BY A PUBLIC ENTITY;

(c) ANY PUBLIC TRANSPORTATION SERVICE; OR

(d) ANY OTHER PLACE OPEN TO THE PUBLIC.

(3) (a) AN EMPLOYER SHALL ALLOW AN EMPLOYEE WITH A DISABILITY WHO IS ACCOMPANIED BY A SERVICE ANIMAL TO KEEP THE EMPLOYEE'S SERVICE ANIMAL WITH THE EMPLOYEE AT ALL TIMES IN THE PLACE OF EMPLOYMENT. AN EMPLOYER SHALL NOT FAIL OR REFUSE TO HIRE OR DISCHARGE ANY INDIVIDUAL WITH A DISABILITY, OR OTHERWISE DISCRIMINATE AGAINST ANY INDIVIDUAL WITH A DISABILITY, WITH RESPECT TO COMPENSATION, TERMS, CONDITIONS, OR PRIVILEGES OF EMPLOYMENT BECAUSE THAT INDIVIDUAL WITH A DISABILITY IS ACCOMPANIED BY A SERVICE ANIMAL INDIVIDUALLY TRAINED FOR THAT INDIVIDUAL.

(b) AN EMPLOYER SHALL MAKE REASONABLE ACCOMMODATION TO MAKE THE WORKPLACE ACCESSIBLE FOR AN OTHERWISE QUALIFIED INDIVIDUAL WITH A DISABILITY WHO IS AN APPLICANT OR EMPLOYEE AND WHO IS ACCOMPANIED BY A SERVICE ANIMAL INDIVIDUALLY TRAINED FOR THAT INDIVIDUAL UNLESS THE EMPLOYER CAN SHOW THAT THE ACCOMMODATION WOULD IMPOSE AN UNDUE HARDSHIP ON THE EMPLOYER'S BUSINESS. FOR PURPOSES OF THIS PARAGRAPH (b), "UNDUE HARDSHIP" AND "REASONABLE ACCOMMODATION" HAVE THE SAME MEANING AS SET FORTH IN TITLE I OF THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC 12101 ET SEQ., AND ITS IMPLEMENTING REGULATIONS.

(4) THE OWNER OR INDIVIDUAL WITH A DISABILITY WHO HAS CONTROL OR CUSTODY OF A SERVICE ANIMAL OR THE TRAINER OF A SERVICE ANIMAL IS LIABLE FOR ANY DAMAGE TO PERSONS, PREMISES, OR FACILITIES, INCLUDING PLACES OF HOUSING, PLACES OF PUBLIC

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ACCOMMODATION, AND PLACES OF EMPLOYMENT, CAUSED BY THAT INDIVIDUAL'S SERVICE ANIMAL OR SERVICE ANIMAL IN TRAINING. THE INDIVIDUAL WHO HAS CONTROL OR CUSTODY OF A SERVICE ANIMAL OR A SERVICE ANIMAL IN TRAINING IS SUBJECT TO THE PROVISIONS OF SECTION 18-9-204.5, C.R.S.

(5) AN INDIVIDUAL WITH A DISABILITY WHO OWNS A SERVICE ANIMAL IS EXEMPT FROM ANY STATE OR LOCAL LICENSING FEES OR CHARGES THAT MIGHT OTHERWISE APPLY IN CONNECTION WITH OWNING A SIMILAR ANIMAL.

(6) THE MERE PRESENCE OF A SERVICE ANIMAL IN A PLACE OF PUBLIC ACCOMMODATION IS NOT GROUNDS FOR ANY VIOLATION OF A SANITARY STANDARD, RULE, OR REGULATION PROMULGATED PURSUANT TO SECTION 25-4-1604, C.R.S.

SECTION 13. In Colorado Revised Statutes, 24-34-804, **amend** (1) and (3) (a); and **add** (3) (c) as follows:

24-34-804. Service animals - violations - penalties. (1) It is unlawful for any person, firm, corporation, or agent of any person, firm, or corporation to:

(a) Withhold, deny, deprive, or attempt to withhold, deny, or deprive ~~any person~~ A QUALIFIED INDIVIDUAL with a disability WHO IS ACCOMPANIED BY A SERVICE ANIMAL OR A trainer OF A SERVICE ANIMAL of any of the rights or privileges secured in section 24-34-803;

(b) Threaten to interfere with any of the rights of ~~persons with disabilities or trainers~~ A QUALIFIED INDIVIDUAL WITH A DISABILITY WHO IS ACCOMPANIED BY A SERVICE ANIMAL OR A TRAINER OF A SERVICE ANIMAL secured in section 24-34-803;

(c) Punish or attempt to punish ~~any person~~ A QUALIFIED INDIVIDUAL with a disability WHO IS ACCOMPANIED BY A SERVICE ANIMAL OR A trainer OF A SERVICE ANIMAL for exercising or attempting to exercise any right or privilege secured by section 24-34-803; or

(d) Interfere with, injure, or harm, or cause another dog to interfere with, injure, or harm, ~~an assistance dog~~ A SERVICE ANIMAL.

(3) (a) ~~Any~~ EXCEPT AS PROVIDED FOR IN SUBPARAGRAPHS (I) AND (II) OF THIS PARAGRAPH (a), A person who violates any provision of subsection (1) of this section ~~shall be~~ IS liable to the ~~person~~ QUALIFIED INDIVIDUAL with a disability WHO IS ACCOMPANIED BY A SERVICE ANIMAL OR A trainer OF A SERVICE ANIMAL whose rights were affected for actual damages for economic loss, to be recovered in a civil action in a court in the county where the infringement of rights occurred or where the defendant resides.

(I) A PERSON WHO WILLFULLY OR WANTONLY CAUSES HARM TO A SERVICE ANIMAL OR A SERVICE ANIMAL IN TRAINING IS LIABLE TO THE LEGAL OWNER OF THE SERVICE ANIMAL OR SERVICE ANIMAL IN TRAINING FOR TREBLE THE AMOUNT OF ACTUAL DAMAGES.

(II) THE LEGAL OWNER OF AN ANIMAL THAT IS WILLFULLY OR WANTONLY ALLOWED TO CAUSE HARM TO A SERVICE ANIMAL OR A SERVICE ANIMAL IN TRAINING IS LIABLE TO THE LEGAL OWNER OF THE SERVICE ANIMAL OR SERVICE ANIMAL IN TRAINING FOR TREBLE THE AMOUNT OF ACTUAL DAMAGES.

(c) AN ANIMAL CARE OR CONTROL AGENCY IS EXEMPT FROM THE PROVISIONS OF THIS SUBSECTION (3) IF, AFTER A GOOD FAITH EFFORT, THE AGENCY IS UNAWARE THAT THE ANIMAL IS A SERVICE ANIMAL.

SECTION 14. In Colorado Revised Statutes, **repeal** 24-34-502.2.

SECTION 15. In Colorado Revised Statutes, **add** 24-34-805 as follows:

24-34-805. Unfair or discriminatory housing practices against individuals with disabilities prohibited - definitions. [Similar to former 24-34-502.2.] (1) IT IS AN UNFAIR OR DISCRIMINATORY HOUSING PRACTICE AND UNLAWFUL AND PROHIBITED:

(a) FOR ANY PERSON TO DISCRIMINATE IN THE SALE OR RENTAL OF, OR TO OTHERWISE MAKE UNAVAILABLE OR DENY, A DWELLING TO ANY BUYER OR RENTER BECAUSE OF A DISABILITY OF THE BUYER OR RENTER, OR OF ANY INDIVIDUAL WHO WILL RESIDE IN THE DWELLING AFTER IT IS SOLD, RENTED, OR MADE AVAILABLE, OR OF ANY INDIVIDUAL ASSOCIATED WITH THE BUYER OR RENTER;

(b) FOR ANY PERSON TO DISCRIMINATE AGAINST ANOTHER PERSON

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IN THE TERMS, CONDITIONS, OR PRIVILEGES OF SALE OR RENTAL OF A DWELLING OR IN THE PROVISION OF SERVICES OR FACILITIES IN CONNECTION WITH THE DWELLING BECAUSE OF THE INDIVIDUAL'S DISABILITY OR OF ANY INDIVIDUAL RESIDING IN OR INTENDING TO RESIDE IN THAT DWELLING AFTER IT IS SO SOLD, RENTED, OR MADE AVAILABLE, OR OF ANY INDIVIDUAL ASSOCIATED WITH THAT INDIVIDUAL; OR

(c) ANY CONDUCT DETERMINED TO BE DISCRIMINATORY BASED ON DISABILITY PURSUANT TO PART 5 OF THIS ARTICLE 34.

(2) COMPLIANCE WITH THE APPROPRIATE REQUIREMENTS OF THE AMERICAN NATIONAL STANDARD FOR BUILDINGS AND FACILITIES PROVIDING ACCESSIBILITY AND USABILITY FOR INDIVIDUALS WITH PHYSICAL DISABILITIES, COMMONLY REFERRED TO AS ANSI A117.1, SUFFICES TO SATISFY THE REQUIREMENTS OF SUBPARAGRAPH (III) OF PARAGRAPH (b) OF SUBSECTION (3) OF THIS SECTION.

(3) FOR PURPOSES OF THIS SECTION:

(a) "COVERED MULTIFAMILY DWELLINGS" MEANS:

(I) BUILDINGS CONSISTING OF FOUR OR MORE UNITS IF SUCH BUILDINGS HAVE ONE OR MORE ELEVATORS; AND

(II) GROUND FLOOR UNITS IN OTHER BUILDINGS CONSISTING OF FOUR OR MORE UNITS.

(b) "DISCRIMINATION" INCLUDES, BUT IS NOT LIMITED TO:

(I) A REFUSAL TO PERMIT, AT THE EXPENSE OF THE INDIVIDUAL WITH A DISABILITY, REASONABLE MODIFICATIONS OF EXISTING PREMISES OCCUPIED OR TO BE OCCUPIED BY THE INDIVIDUAL IF THE MODIFICATIONS ARE NECESSARY TO AFFORD THE INDIVIDUAL FULL ENJOYMENT OF THE PREMISES; EXCEPT THAT, IN THE CASE OF A RENTAL, THE LANDLORD MAY, WHERE IT IS REASONABLE TO DO SO, CONDITION PERMISSION FOR A MODIFICATION ON THE RENTER AGREEING TO RESTORE THE INTERIOR OF THE PREMISES TO THE CONDITION THAT EXISTED BEFORE THE MODIFICATION, REASONABLE WEAR AND TEAR EXCEPTED;

(II) A REFUSAL TO MAKE REASONABLE ACCOMMODATIONS IN RULES, POLICIES, PRACTICES, OR SERVICES WHEN SUCH ACCOMMODATIONS MAY BE NECESSARY TO AFFORD THE INDIVIDUAL WITH A DISABILITY EQUAL OPPORTUNITY TO USE AND ENJOY A DWELLING; AND

(III) IN CONNECTION WITH THE DESIGN AND CONSTRUCTION OF COVERED MULTIFAMILY DWELLINGS FOR FIRST OCCUPANCY AFTER THE DATE THAT IS THIRTY MONTHS AFTER THE DATE OF ENACTMENT OF THE FEDERAL "FAIR HOUSING AMENDMENTS ACT OF 1988", A FAILURE TO DESIGN AND CONSTRUCT THOSE DWELLINGS IN SUCH A MANNER THAT THE PUBLIC USE AND COMMON USE PORTIONS OF SUCH DWELLINGS ARE READILY ACCESSIBLE TO AND USABLE BY INDIVIDUALS WITH DISABILITIES. AT LEAST ONE BUILDING ENTRANCE MUST BE ON AN ACCESSIBLE ROUTE UNLESS IT IS IMPRACTICAL TO DO SO BECAUSE OF THE TERRAIN OR THE UNUSUAL CHARACTERISTICS OF THE SITE. ALL DOORS DESIGNED TO ALLOW PASSAGE INTO AND WITHIN ALL PREMISES WITHIN THE DWELLINGS MUST BE SUFFICIENTLY WIDE TO ALLOW PASSAGE BY INDIVIDUALS WITH DISABILITIES IN WHEELCHAIRS, AND ALL PREMISES WITHIN THE DWELLINGS MUST CONTAIN THE FOLLOWING FEATURES OF ADAPTIVE DESIGN:

(A) ACCESSIBLE ROUTES INTO AND THROUGH THE DWELLINGS;

(B) LIGHT SWITCHES, ELECTRICAL OUTLETS, THERMOSTATS, AND OTHER ENVIRONMENTAL CONTROLS IN ACCESSIBLE LOCATIONS;

(C) REINFORCEMENTS IN BATHROOM WALLS TO ALLOW LATER INSTALLATION OF GRAB BARS; AND

(D) USABLE KITCHENS AND BATHROOMS SUCH THAT AN INDIVIDUAL IN A WHEELCHAIR CAN MANEUVER ABOUT THE SPACE.

SECTION 16. In Colorado Revised Statutes, 18-13-107, amend (1) and (3) as follows:

18-13-107. Interference with persons with disabilities. (1) ~~No person, except one wholly or partially blind, or wholly or partially deaf, or both wholly or partially blind and wholly or partially deaf, shall carry, hold, or use upon any street, highway, sidewalk, or any other public place a cane or walking stick which is white or white tipped with red or metallic in color or a leash blaze orange in color on any dog accompanying such person~~ A PERSON SHALL NOT FALSELY IMPERSONATE AN INDIVIDUAL WITH A DISABILITY, AS THAT TERM IS DEFINED IN SECTION 24-34-301 (5.6), C.R.S.

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~~(3) No person shall beat, harass, intimidate, entice, distract, or otherwise interfere with any dog on a blaze orange leash or accompanying a person carrying a white or white tipped with red or metallic colored cane or walking stick or any assistance dog, as defined in section 24-34-803 (7), C.R.S., accompanying a person when that dog is being controlled by or wearing a harness normally used for dogs accompanying or leading persons with disabilities A PERSON SHALL NOT KNOWINGLY DENY AN INDIVIDUAL WITH A DISABILITY, AS DEFINED IN SECTION 24-34-301 (5.6), C.R.S., ANY RIGHT OR PRIVILEGE PROTECTED IN SECTION 24-34-502, 24-34-601, 24-34-802 (1), 24-34-803, OR 24-34-805, C.R.S.~~

SECTION 17. In Colorado Revised Statutes, 10-16-413.5, **amend** (1) (b), (1) (d), and (1) (e) as follows:

10-16-413.5. Return to home - legislative declaration. (1) The general assembly hereby finds that:

(b) Elderly INDIVIDUALS and ~~disabled persons~~ INDIVIDUALS WITH DISABILITIES select particular facilities because of proximity to family and friends, religious affiliation, reputation in the community, or the security offered in a particular setting;

(d) Requiring an elderly INDIVIDUAL or ~~disabled person~~ AN INDIVIDUAL WITH A DISABILITY to move into an unfamiliar environment can be traumatic and have an adverse effect on the person's psychological, social, and physical well-being;

(e) Elderly and ~~disabled persons~~ INDIVIDUALS AND INDIVIDUALS WITH DISABILITIES who require hospitalization need to be able to "return to home" without interference from health care coverage providers, if the facility is able to provide the needed services and is willing to accept payment on the same terms as a network provider.

SECTION 18. In Colorado Revised Statutes, 12-9-107, **amend** (27) as follows:

12-9-107. Persons permitted to conduct games of chance - premises - equipment - expenses - rules. (27) ~~No~~ AN operator shall NOT reserve or allow to be reserved any bingo cards for use by players except braille cards or other cards for use by legally blind players. A PERSON WHO IS legally blind ~~players~~ may use ~~their~~ HIS OR HER personal braille cards when a licensed organization does not provide such cards. A licensed organization has the right to inspect and to reject any personal braille card. A PERSON WHO IS legally blind or ~~disabled person~~ AN INDIVIDUAL WITH A DISABILITY may use a braille card or hard card in place of a purchased disposable paper bingo card.

SECTION 19. In Colorado Revised Statutes, 13-71-105, **amend** (2) (d) as follows:

13-71-105. Qualifications for juror service. (2) A prospective trial or grand juror shall be disqualified, based on the following grounds:

(d) Sole responsibility for the daily care of a ~~permanently disabled person~~ AN INDIVIDUAL WITH A PERMANENT DISABILITY living in the same household to the extent that the performance of juror service would cause a substantial risk of injury to the health of the ~~disabled person~~ INDIVIDUAL WITH A DISABILITY. Jurors who are regularly employed at a location other than their households may not be disqualified for this reason. Any person claiming this disqualification shall, if the jury commissioner requests it, submit a letter from a licensed physician, licensed advanced practice nurse, or authorized Christian science practitioner stating the name, address, and age of the ~~disabled person~~ INDIVIDUAL WITH A DISABILITY, the nature of care provided by the prospective juror, and an opinion that the performance of juror service would cause a substantial risk of injury to the ~~disabled person~~ INDIVIDUAL WITH A DISABILITY.

SECTION 20. In Colorado Revised Statutes, **amend** 15-16-307 as follows:

15-16-307. Limitations on proceedings against trustees after final account. Unless previously barred by adjudication, consent, or limitation, any claim against a trustee for breach of trust is barred as to any beneficiary who has received a final account or other statement fully disclosing the matter and showing termination of the trust relationship between the trustee and the beneficiary unless a proceeding to assert the claim is commenced within six months after receipt of the final account

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or statement. In any event and notwithstanding lack of full disclosure, an action for breach of trust against a trustee who has issued a final account or statement received by the beneficiary and has informed the beneficiary of the location and availability of records for his OR HER examination ~~shall~~ MUST be brought within the time period prescribed in section 13-80-101, C.R.S. A beneficiary is deemed to have received a final account or statement if, being an adult, it is received by him OR HER personally or if, being a minor or ~~disabled person~~ AN INDIVIDUAL WITH A DISABILITY, it is received by his OR HER representative as described in section 15-10-403.

SECTION 21. In Colorado Revised Statutes, 23-71-122, **amend** (1) introductory portion and (1) (s) as follows:

23-71-122. Junior college board of trustees - specific powers - rules - definitions. (1) In addition to any other power granted by law to a board of trustees of a junior college district, each board ~~shall have~~ HAS the power to:

(s) Cooperate with the state board for community colleges and occupational education in carrying out the provisions of the national and state vocational education and rehabilitation acts, or amendments thereto, or any such acts providing for vocational education or vocational rehabilitation of ~~physically disabled persons~~ INDIVIDUALS WITH DISABILITIES;

SECTION 22. In Colorado Revised Statutes, 25.5-5-202, **amend** (1) (c) (I) and (1) (c) (II) as follows:

25.5-5-202. Basic services for the categorically needy - optional services - repeal. (1) Subject to the provisions of subsection (2) of this section, the following are services for which federal financial participation is available and which Colorado has selected to provide as optional services under the medical assistance program:

(c) Home- and community-based services, as specified in article 6 of this title, which include:

(I) Home- and community-based services for INDIVIDUALS WHO ARE elderly OR blind and ~~disabled persons~~ INDIVIDUALS WITH DISABILITIES, as specified in part 3 of article 6 of this title;

(II) Home- and community-based services for ~~developmentally disabled persons~~ WITH DEVELOPMENTAL DISABILITIES, as specified in part 4 of article 6 of this title;

SECTION 23. In Colorado Revised Statutes, **amend** 31-10-1514 as follows:

31-10-1514. Revealing how elector voted. Any election official, watcher, or person who assists a ~~disabled person~~ AN INDIVIDUAL WITH A DISABILITY in voting AND who reveals how a ~~voter has~~ THE INDIVIDUAL WITH A DISABILITY voted commits a misdemeanor and, upon conviction thereof, shall be punished as provided in section 31-10-1504.

SECTION 24. In Colorado Revised Statutes, 31-30.5-702, **amend** (1) as follows:

31-30.5-702. Police officers' old hire pension plans - municipalities under one hundred thousand in population. (1) If any AN old hire member of any police department in a municipality having a population of less than one hundred thousand, while in the performance of the member's duty or by reason of service in such department, becomes physically or mentally disabled and such disability is deemed to be of a temporary nature, ~~said~~ THE board of trustees shall retire ~~such disabled person~~ THE INDIVIDUAL WITH A DISABILITY and shall authorize the payment to such ~~person~~ INDIVIDUAL, monthly, of an amount from the pension fund equal to the monthly compensation paid any such member as salary at the date of such disability, not to exceed a period of one year. For the purpose of determining the physical or mental disability of any such member, the board of trustees may personally examine the member or may appoint one or more physicians or surgeons to make an examination of the member and report their findings to the board, which report may be taken into consideration in determining whether ~~said~~ THE member is ~~physically or mentally disabled~~ HAS A PHYSICAL OR MENTAL DISABILITY.

SECTION 25. In Colorado Revised Statutes, 33-14.5-101, **amend** (3) (e) as follows:

33-14.5-101. Definitions. As used in this article, unless the

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context otherwise requires:

(3) "Off-highway vehicle" means any self-propelled vehicle which is designed to travel on wheels or tracks in contact with the ground, which is designed primarily for use off of the public highways, and which is generally and commonly used to transport persons for recreational purposes. "Off-highway vehicle" does not include the following:

(e) Vehicles designed and used to carry ~~disabled persons~~ INDIVIDUALS WITH DISABILITIES;

SECTION 26. In Colorado Revised Statutes, 39-3-112, amend (1) (a.5) as follows:

39-3-112. Definitions - residential property - orphanage - low-income elderly or individuals with disabilities - homeless or abused - low-income households - charitable purposes - exemption - limitations. (1) As used in this section, unless the context otherwise requires:

(a.5) "Elderly or disabled low-income residential facility" means a facility, a portion of which is operated as a residential facility for elderly INDIVIDUALS or ~~disabled persons~~ INDIVIDUALS WITH DISABILITIES who meet the requirements of sub-subparagraph (A) of subparagraph (II) of paragraph (a) of subsection (3) of this section, which portion houses only such persons, exclusive of necessary housing facilities for resident managerial personnel, and the rest of which is operated as a health care facility which is licensed by the state of Colorado.

SECTION 27. In Colorado Revised Statutes, amend 40-9-109 as follows:

40-9-109. Transportation of service animals accompanying individuals with disabilities. When a ~~totally or partially blind, totally or partially deaf, or physically disabled person~~ AN INDIVIDUAL WITH A DISABILITY is accompanied by a ~~dog which serves as an assistance dog~~ A SERVICE ANIMAL or which is being trained by a ~~qualified trainer as an assistance dog~~ AS A SERVICE ANIMAL, as defined in section ~~24-34-803(7)~~ 24-34-301, C.R.S., for such ~~disabled person~~ INDIVIDUAL WITH A DISABILITY, neither the ~~disabled person nor the dog~~ INDIVIDUAL WITH A DISABILITY NOR THE SERVICE ANIMAL shall be denied the facilities of any common carrier, nor shall ~~such disabled person~~ THE INDIVIDUAL WITH A DISABILITY be denied the immediate custody of the ~~dog~~ SERVICE ANIMAL while riding upon a common carrier. The provisions of this section shall also apply to ~~any qualified~~ A trainer who is training a ~~dog~~ OF A SERVICE ANIMAL, AS DEFINED IN SECTION 24-34-301, C.R.S., for use by a ~~totally or partially blind, totally or partially deaf, or physically disabled person~~ QUALIFIED INDIVIDUAL WITH A DISABILITY, unless the ~~dog~~ SERVICE ANIMAL presents an imminent danger to the public health or safety. ~~Such disabled person or any qualified trainer who is training a dog for use by a disabled person~~ THE INDIVIDUAL WITH A DISABILITY OR THE TRAINER OF THE SERVICE ANIMAL shall be liable for any damage done to the premises or facilities of the common carrier by ~~such dog.~~ Any ~~dog~~ THE SERVICE ANIMAL. AN ANIMAL being INDIVIDUALLY trained for the purpose of aiding a ~~disabled person~~ AN INDIVIDUAL WITH A DISABILITY shall be visibly and prominently identified as ~~an assistance dog~~ A SERVICE ANIMAL in training.

SECTION 28. In Colorado Revised Statutes, 42-4-808, amend (1) as follows:

42-4-808. Drivers and pedestrians, other than persons in wheelchairs, to yield to individuals with disabilities. (1) Any pedestrian, other than a person in a wheelchair, or any driver of a vehicle who approaches a ~~person~~ AN INDIVIDUAL who has an obviously apparent disability of ~~blindness, deafness, or mobility impairment~~ shall immediately come to a full stop and take such precautions before proceeding as are necessary to avoid an accident or injury to said ~~person~~ INDIVIDUAL. A disability shall be deemed to be obviously apparent if, by way of example and without limitation, the ~~person~~ INDIVIDUAL is using a ~~cane or crutches~~ MOBILITY DEVICE, is assisted by ~~an assistance dog~~ A SERVICE ANIMAL, as defined in section ~~24-34-803(7)~~ 24-34-301, C.R.S., is being assisted by another person, is in a ~~wheelchair~~, or is walking with an obvious physical impairment. Any person who violates any provision of this section commits a class A traffic offense.

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SECTION 29. 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 6, 2014, if adjournment sine die is on May 7, 2014); 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 2014 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

Judiciary After consideration on the merits, the Committee recommends that **HB14-1162** 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 appointments and recommends that the appointments be placed on the consent calendar and confirmed:

**MEMBERS OF THE
COLORADO BANKING BOARD**

for terms expiring July 1, 2017:

John R. Dye of Denver, Colorado, a representative of a money transmitter organization licensed pursuant to Article 52 of Title 12, appointed;

James L. Basey of Denver, Colorado, to serve as an executive officer of a state bank, with not less than five years practical experience as an active executive officer of a bank, reappointed;

Emily S. Robinson of Golden, Colorado, an executive officer of a state bank, with not less than five years practical experience as an active executive officer of a bank, reappointed.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SR14-003** be **amended** as follows, and as so amended, be referred to the Senate for final action.

Amend printed resolution, page 3, line 11, delete "deviance" and substitute "deviation".

Page 3, after line 14 insert:

"WHEREAS, In April 2014, United States Senators Chuck Grassley and Dianne Feinstein sent a letter to the director of FinCEN, questioning FinCEN's legal authority to provide banks guidance on violations of federal law and noting the possibility that a financial institution might complete a suspicious activity report regarding a marijuana business customer, and then that specific report could be used against the financial institution as evidence of the institution being complicit in the act of money laundering; and".

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB14-1344** 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 **HB14-1199** be **referred** to the Committee on Appropriations with favorable recommendation.

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State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1331 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 HB14-1330 be referred to the Committee of the Whole with favorable recommendation.	7 8 9 10 11 12
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1329 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	13 14 15 16 17 18
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1328 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	19 20 21 22 23 24
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB14-1327 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	25 26 27 28 29
	Amend the Business, Labor, & Technology Committee Report, dated April 16, 2014, page 2, lines 1 and 2, strike "GREATER THAN OR EQUAL TO" and substitute "OF AT LEAST".	30 31 32 33
	Page 2, line 3, strike "UPLOAD." and substitute "UPLOAD OR THE FEDERAL COMMUNICATIONS COMMISSION'S DEFINITION OF BROADBAND SERVICE, WHICHEVER IS FASTER.".	34 35 36 37
	Page 2, line 5, strike "FIFTY" and substitute "THIRTY".	38 39 40
Appro- priations	After consideration on the merits, the Committee recommends that HB14-1072 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	41 42 43 44
	Amend reengrossed bill, page 6, strike lines 12 through 17.	45 46 47
	Page 6, line 18, strike "(2)" and substitute " SECTION 3. Appropriation. ".	48 49 50
	Page 1, line 104, strike "AND REDUCING" and substitute "AN APPROPRIATION.".	51 52 53
	Page 1, strike line 105.	54 55 56
Appro- priations	After consideration on the merits, the Committee recommends that HB14-1014 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	57 58 59 60
	Amend reengrossed bill, page 2, line 3, strike "(8)".	61 62
	Page 5, strike lines 18 through 27.	63 64
	Page 6, strike lines 1 through 12.	65 66
	Page 6, line 20, strike "\$22,499." and substitute "\$23,226.".	66 67

Appropriations	After consideration on the merits, the Committee recommends that HB14-1170 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	1 2 3
	Amend reengrossed bill, page 7, strike lines 15 through 20.	4 5
	Page 7, line 21, strike "(2)" and substitute " SECTION 4. Appropriation. (1)".	6 7 8
	Page 8, line 2, strike "(3)" and substitute "(2)".	9 10
	Page 8, line 8, strike "(2)" and substitute "(1)".	11 12
	Page 1, line 104, strike "AND" and substitute "AN APPROPRIATION.".	13 14
	Page 1, strike line 105.	15 16
Appropriations	After consideration on the merits, the Committee recommends that HB14-1205 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 HB14-1211 be referred to the Committee of the Whole with favorable recommendation.	21 22 23 24
Appropriations	After consideration on the merits, the Committee recommends that HB14-1221 be referred to the Committee of the Whole with favorable recommendation.	25 26 27 28
Appropriations	After consideration on the merits, the Committee recommends that HB14-1266 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 33
Appropriations	After consideration on the merits, the Committee recommends that SB14-003 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 15, before line 3 insert:	39 40 41
	"SECTION 4. Appropriation - adjustments to 2014 long bill.	42 43
	(1) In addition to any other appropriation, for the fiscal year beginning July 1, 2014, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the Colorado child care assistance cliff effect pilot program fund created in section 26-2-808 (2.5), Colorado Revised Statutes, the sum of \$1,200,000, to be used for purposes consistent with the creation of the fund.	44 45 46 47 48 49
	(2) In addition to any other appropriation, there is hereby appropriated, out of the Colorado child care assistance cliff effect pilot program fund, to the department of human services, for the fiscal year beginning July 1, 2014, the sum of \$1,200,000, or so much thereof as may be necessary, to be allocated for grants to counties participating in the cliff effect pilot program under the Colorado child care assistance program.	50 51 52 53 54 55 56
	(3) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of human services, for the fiscal year beginning July 1, 2014, the sum of \$69,453 and 1.0 FTE, or so much thereof as may be necessary, to be allocated to the cliff effect pilot program under the Colorado child care assistance program.".	57 58 59 60 61 62
	Renumber succeeding section accordingly.	63 64
	Page 1, line 101, strike "FAMILIES." and substitute "FAMILIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.".	65 66 67

Appropriations

After consideration on the merits, the Committee recommends that **SB14-176** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 5, strike lines 24 through 27.

Page 6, strike lines 1 through 3 and substitute:

"SECTION 3. In Colorado Revised Statutes, add 17-18-111 as follows:

17-18-111. Appropriation to comply with section 2-2-703 - SB 14-176 - repeal. (1) PURSUANT TO SECTION 2-2-703, C.R.S., THE FOLLOWING STATUTORY APPROPRIATIONS, OR SO MUCH THEREOF AS MAY BE NECESSARY, ARE MADE IN ORDER TO IMPLEMENT SENATE BILL 14-176, ENACTED IN 2014:

(a) FOR THE FISCAL YEAR BEGINNING JULY 1, 2015, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE DEPARTMENT, OUT OF ANY MONEYS IN THE GENERAL FUND NOT OTHERWISE APPROPRIATED, THE SUM OF TWENTY-ONE THOUSAND FOUR HUNDRED EIGHTY-FOUR DOLLARS (\$21,484).

(b) FOR THE FISCAL YEAR BEGINNING JULY 1, 2016, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE DEPARTMENT, OUT OF ANY MONEYS IN THE GENERAL FUND NOT OTHERWISE APPROPRIATED, THE SUM OF FORTY-TWO THOUSAND NINE HUNDRED SIXTY-EIGHT DOLLARS (\$42,968).

(c) FOR THE FISCAL YEAR BEGINNING JULY 1, 2017, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE DEPARTMENT, OUT OF ANY MONEYS IN THE GENERAL FUND NOT OTHERWISE APPROPRIATED, THE SUM OF SIXTY-FOUR THOUSAND FOUR HUNDRED FIFTY-TWO DOLLARS (\$64,452).

(d) FOR THE FISCAL YEAR BEGINNING JULY 1, 2018, IN ADDITION TO ANY OTHER APPROPRIATION, THERE IS HEREBY APPROPRIATED TO THE DEPARTMENT, OUT OF ANY MONEYS IN THE GENERAL FUND NOT OTHERWISE APPROPRIATED, THE SUM EIGHTY-TWO THOUSAND FIVE HUNDRED THIRTY-FOUR DOLLARS (\$82,534).

(2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2019."

Page 1, line 102, strike "VEHICLES." and substitute "VEHICLES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-187** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 11, strike lines 23 through 27.

Page 12, line 1, strike "(b)" and substitute "(6) (a)".

Reletter succeeding paragraphs accordingly.

Page 15, after line 21, insert:

"SECTION 2. Appropriation. In addition to any other appropriation, for the fiscal year beginning July 1, 2014, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of public health and environment, for allocation to the Colorado commission on affordable health care cash fund created in section 25-45-105, Colorado Revised Statutes, the sum of \$400,000, to be used for purposes consistent with the creation of the fund."

Renumber succeeding section accordingly.

Page 1, line 103, strike "COLORADO." and substitute "COLORADO, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-164** 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 April 14, 2014, page 3, line 27, strike "COMMISSION." and substitute "COMMISSION."

Page 3 of the report, after line 27 insert:

SECTION 4. Appropriation. In addition to any other appropriation, there is hereby appropriated, to the department of public safety, for the fiscal year beginning July 1, 2014, 19.3 FTE, or so much thereof as may be necessary, to be allocated to the division of fire prevention and control for firefighting aircrew and personnel as well as the operation of a center of excellence for advanced technology aerial firefighting."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-194** 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 22, after line 10 insert:

SECTION 20. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$191,651 and 2.7 FTE, or so much thereof as may be necessary, to be allocated for the implementation of this act as follows:

- (a) \$123,325 and 2.7 FTE to the division of motor vehicles, driver services for personal services;
- (b) \$42,249 to the division of motor vehicles, driver services for operating expenses;
- (c) \$20,000 to the division of motor vehicles, driver services for personal services for programming costs; and
- (d) \$6,077 for the purchase of computer center services.

(2) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and budgeting, for the fiscal year beginning July 1, 2014, the sum of \$6,077, or so much thereof as may be necessary, for allocation to the office of information technology, for the provision of computer center services for the department of revenue related to the implementation of this act. Said sum is from reappropriated funds received from the department of revenue out of the appropriation made in paragraph (d) of subsection (1) of this section."

Renumber succeeding sections accordingly.

Page 1, line 102, strike "REVENUE." and substitute "REVENUE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

SENATE SERVICES REPORT

- Correctly Printed:** SB14-208; SJM14-006; SJR14-034, 035 and 036.
- Correctly Engrossed:** SB14-012, 014 and 162.
- Correctly Reengrossed:** SB14-181, 183 and 189.
- Correctly Revised:** HB14-1313; HJM14-1001.
- Correctly Rerevised:** HB14-1003, 1006, 1034, 1042, 1045, 1181, 1185, 1203, 1207, 1228, 1284, 1321 and 1339.

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Upon request of Majority Leader Heath, **HB14-1313** was removed from the Third Reading of Bills--Final Passage--Consent Calendar of Tuesday, April 22 and was placed at the end of the Third Reading of Bills -- Final Passage Calendar of Tuesday, April 22.

**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:

SB14-162 by Senator(s) Nicholson; also Representative(s) Mitsch Bush--Concerning quality management programs for emergency medical service providers providing care in the prehospital setting.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Newell.

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:

SB14-012 by Senator(s) Kefalas, Ulibarri; also Representative(s) Exum, Fields, Pettersen--Concerning increasing the assistance payment for the program for aid to the needy disabled, 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	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Kerr, Newell, Nicholson, Schwartz, Tochtrop, Todd and Zenzinger.

SB14-014 by Senator(s) Kefalas, Ulibarri; also Representative(s) Pettersen, Exum, Fields--Concerning the property-related expense assistance grants for low-income seniors and individuals with disabilities, 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	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Johnston, Jones, Kerr, Newell, Nicholson, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

HB14-1313 by Representative(s) McLachlan; also Senator(s) Nicholson--Concerning a requirement that the owner of a pet animal provide a valid rabies vaccination certificate prior to registering the animal with a county.

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	King	N	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

On motion of Majority Leader Heath, 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 Heath, **HB14-1204** was removed from the General Orders--Second Reading of Bills Consent Calendar of Tuesday, April 22 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Tuesday, April 22.

Committee of the Whole On motion of Senator Ulibarri, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Ulibarri 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:

SB14-186 by Senator(s) Schwartz and Kerr; also Representative(s) Tyler--Concerning the aggregation of efficiency projects in small communities in order to attract private sector investment through performance contracting.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 777-778 and placed in members' bill files.)

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

SB14-184 by Senator(s) Schwartz; also Representative(s) Coram--Concerning oversight of the industrial hemp program.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 778-779 and placed in members' bill files.)

Amendment No. 2(L.007), by Senator Schwartz.

Amend the Local Government Committee Report, dated April 15, 2014, page 1, line 9, strike "outdoors" and substitute "outdoors".

Page 2, line 21, strike "9" and substitute "10".

Amendment No. 3(L.008), by Senator Steadman.

Amend the Local Government Committee Report, dated April 15, 2014, page 1, strike line 19.

Page 2, strike lines 1 and 2.

Page 2, strike lines 5 through 24.

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

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SB14-185 by Senator(s) Johnston and Zenzinger; also Representative(s) Pettersen--Concerning pay for success contracts for successful early childhood education services programs.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 17, page(s) 804 and placed in members' bill files.)

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

SB14-182 by Senator(s) Hodge; also Representative(s) Peniston--Concerning procedures governing discussions by boards of education of school districts while meeting in executive session.

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

Amend printed bill, page 3, line 23, strike "TWENTY-FOUR MONTHS" and substitute "NINETY DAYS".

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

HB14-1011 by Representative(s) Young and Gerou, Kraft-Tharp; also Senator(s) Heath--Concerning the funding of advanced industry economic development programs.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 771-772 and placed in members' bill files.)

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was referred to the Committee on Appropriations.

HB14-1260 by Representative(s) Foote; also Senator(s) Johnston--Concerning the creation of three mandatory minimum presumptive ranges for defendants convicted of a felony sex offense involving intrusion against a child who is under twelve years of age when the adult defendant is at least ten years older that has one of the ranges starting at ten years as the minimum in the range, and, in connection therewith, creating an indeterminate lifetime sentence with a mandatory minimum presumptive range of ten to sixteen years for a class 4 felony; a mandatory minimum presumptive range of eighteen to thirty-two years for a class 3 felony; and a mandatory minimum presumptive range of twenty-four to forty-eight years for a class 2 felony.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 777 and placed in members' bill files.)

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

HB14-1061 by Representative(s) Salazar; also Senator(s) Guzman--Concerning sentences imposing monetary payments in criminal actions, and, in connection therewith, eliminating prison sentences for persons who are unable to pay criminal monetary penalties.

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

HB14-1280 by Representative(s) Dore, Rankin, Buck, Everett, Fischer, Gerou, Holbert, Landgraf, Lawrence, Navarro, Nordberg, Priola, Scott, Sonnenberg, Swalm, Vigil, Wilson, Wright; also Senator(s) Schwartz--Concerning limits on liability for agritourism.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 789-791 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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HB14-1126 by Representative(s) Williams and Buckner, Court, Exum, Fields, Hullinghorst, Kraft-Tharp, Labuda, Lebsock, Lee, Melton, Moreno, Pabon, Peniston, Rosenthal, Ryden, Salazar, Vigil; also Senator(s) Nicholson--Concerning the requirement to include notification to a patient regarding the patient's breast tissue classification with the required mammography report.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 792 and placed in members' bill files.)

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

HB14-1354 by Representative(s) Buckner and Gardner; also Senator(s) Aguilar and Crowder--Concerning the ability of a county clerk and recorder to seek judicial review of final action by the secretary of state relating to elections.

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

HB14-1288 by Representative(s) Pabon, Court, Gardner, Gerou, Ginal, Labuda, McCann, McNulty, Peniston, Schafer; also Senator(s) Aguilar, Guzman, Todd, Ulibarri--Concerning personal belief exemptions to immunization requirements for children prior to attending school.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 17, page(s) 803 and placed in members' bill files.)

Amendment No. 2(L.022), by Senator Lundberg.

Amend reengrossed bill, page 3, line 10, strike "and".

Page 3, line 14, strike "risks." and substitute "risks; and".

Page 3, after line 14 insert:

"(i) Vaccination does carry some risk for the child receiving the vaccination, and parents should weigh the benefits and risks before choosing to have their child vaccinated."

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

HB14-1314 by Representative(s) Pettersen, Priola, Ferrandino, Fields, Hamner, Murray, Peniston, Williams, Young; also Senator(s) Kerr--Concerning cooperation between school districts and charter schools on ballot questions to authorize additional local revenues.

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

HB14-1204 by Representative(s) Wilson, Dore, Sonnenberg; also Senator(s) Grantham--Concerning flexibility regarding the requirements imposed on rural school districts.

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 Ulibarri, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-186 as amended, SB14-184 as amended, SB14-185 as amended, SB14-182 as amended, HB14-1260 as amended, HB14-1061, HB14-1280 as amended, HB14-1354, HB14-1288 as amended, HB14-1314, HB14-1204.
 Lost on second reading: HB14-1126 as amended.
 Referred to Committee on Appropriations: HB14-1011 as amended.

CONSIDERATION OF RESOLUTIONS

SJR14-010 by Senator(s) Guzman, Steadman, Ulibarri; also Representative(s) Kagan, Lee--Concerning requesting the chief justice of the Colorado supreme court to take certain actions concerning adjudication of juvenile delinquency petitions.

Amendment No. 1(L.003), by Senator Guzman.

Amend printed resolution, page 2, strike lines 11 through 24 and substitute "the Colorado Supreme Court establish a committee of qualified persons to review the".

Page 2, line 30, strike "Chief Justice Michael Bender," and substitute "Chief Justice Nancy E. Rice,".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Heath and Kefalas.

HJR14-1009 by Representative(s) Williams, Buckner, Exum, Fields, Melton, Salazar, Becker, Court, Duran, Ferrandino, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, May, McCann, McLachlan, Mitsch Bush, Moreno, Pabon, Peniston, Pettersen, Primavera, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri--Concerning a request that Congress restore the federal "Voting Rights Act of 1965", as amended.

Laid over until Wednesday, April 23, retaining its place on the calendar.

HJR14-1014 by Representative(s) Sonnenberg; also Senator(s) Brophy--Concerning the designation of March 26, 2014, as Agriculture Day in Colorado.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-030 by Senator(s) Crowder; also Representative(s) Wilson--Concerning the fee charged to issue a special license plate to a person with a distinguished flying cross that was awarded for valor, and, in connection therewith, making an appropriation.

Senator Crowder moved that the Senate concur in House amendments to **SB14-030**, as printed in House journal, April 17, page(s) 1097. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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: Roberts.

SB14-036 by Senator(s) Baumgardner; also Representative(s) Garcia and Lawrence--Concerning the creation of an emergency medical services license plate for motor vehicles, and, in connection therewith, making an appropriation.

Senator Baumgardner moved that the Senate concur in House amendments to **SB14-036**, as printed in House journal, April 17, page(s) 1095-1096. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-041 by Senator(s) Herpin; also Representative(s) Gardner and Swalm--Concerning the creation of a USS Colorado license plate for motor vehicles, and, in connection therewith, making an appropriation.

Senator Herpin moved that the Senate concur in House amendments to **SB14-041**, as printed in House journal, April 17, page(s) 1097-1098. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-161 by Senator(s) Ulibarri and Johnston; also Representative(s) Hullinghorst--Concerning the modernization of provisions of the "Uniform Election Code of 1992" that ensure voter access for eligible electors, and, in connection therewith, reducing the deadline by which a voter registration application must be submitted via certain methods, altering procedures pertaining to national change-of-address searches, allowing emergency ballots to be obtained for nonmedical reasons, amending provisions relating to military and overseas voters, increasing the penalty for providing false residential information, making the aiding or abetting the provision of false residential information a new felony offense, and making and reducing appropriations.

Senator Ulibarri moved that the Senate concur in House amendments to **SB14-161**, as printed in House journal, page(s) 1090-1091, April 17. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

RECONSIDERATION OF SB14-030

SB14-030 by Senator(s) Crowder; also Representative(s) Wilson--Concerning the fee charged to issue a special license plate to a person with a distinguished flying cross that was awarded for valor, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Consideration of House Amendments to Senate Bills, on SB14-030.

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

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-030 by Senator(s) Crowder; also Representative(s) Wilson--Concerning the fee charged to issue a special license plate to a person with a distinguished flying cross that was awarded for valor, and, in connection therewith, making an appropriation.

Senator Crowder moved that the Senate concur in House amendments to **SB14-030**, as printed in House journal, April 17, page(s) 1097. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

**CONSIDERATION OF HOUSE AMENDMENTS TO
SENATE RESOLUTIONS**

SJR14-027 by Senator(s) King and Newell; also Representative(s) Exum and Scott--Concerning declaring the week of May 11-17, 2014, as Police Week, and, in connection therewith, declaring May 15, 2014, as Peace Officers' Memorial Day.

Laid over until Friday, April 25, retaining its place on the calendar.

MESSAGE FROM THE HOUSE

April 22, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1362.

The House has passed on Third Reading and returns herewith SB14-092, 049.

The House has adopted and returns herewith SJR14-026, amended as printed in House Journal, April 22.

The House has voted to concur in the Senate amendments to HB14-1017, 1290, 1345, 1006, 1042, 1045, 1207 and has repassed the bills as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

April 22, 2014

We herewith transmit:

Without comment, HB14-1362.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-209 by Senator(s) Heath and Scheffel; also Representative(s) Tyler, Priola--Concerning the requirements for permissible investments by insurers in loans secured by interests in real estate.
Business, Labor, & Technology

SB14-210 by Senator(s) Cadman and Aguilar; also Representative(s) Sonnenberg and Kraft-Tharp-- Concerning the conduct of examinations of insurers by the commissioner of insurance, and, in connection therewith, requiring a preexamination conference and a conference to be held before issuance of a draft examination report.
State, Veterans, & Military Affairs

HB14-1350 by Representative(s) Ferrandino; also Senator(s) Kerr--Concerning modifications to the criteria for regional tourism projects approved by the Colorado economic development commission through the "Colorado Regional Tourism Act", and, in connection therewith, making and reducing appropriations.
Finance

HB14-1362 by Representative(s) Moreno; also Senator(s) Ulibarri--Concerning great-grandparent visitation with great-grandchildren.
Judiciary

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Finance After consideration on the merits, the Committee recommends that **HB14-1298** be **referred** to the Committee on Appropriations with favorable recommendation.

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INTRODUCTION OF BILLS -- FIRST READING

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

SB14-211 by Senator(s) Johnston and Balmer, Rivera, Crowder, Guzman, Heath, Herpin, Kefalas, Kerr, Marble, Schwartz, Ulibarri, Zenzinger; also Representative(s) Hullinghorst and Waller, Gerou, Ginal, McCann, Melton, Pabon, Primavera, Priola, Schafer--Concerning an Alzheimer's disease center.
Health & Human Services

SB14-212 by Senator(s) Ulibarri; also Representative(s) Lee--Concerning clarifying changes to the provisions related to best practices in bond setting.
Judiciary

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, April 22, 2014, at 12:00 p.m.:
SB14-027, 114, 135 and 146.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, April 23, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

106th Legislative Day Wednesday, April 23, 2014

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Prayer	By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Crowder.	15
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Roll Call	Present--35	17
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Quorum	The President announced a quorum present.	19
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Reading of Journal	On motion of Senator Rivera, reading of the Journal of Tuesday, April 22, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	21
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COMMITTEE OF REFERENCE REPORTS

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Finance	After consideration on the merits, the Committee recommends that HB14-1178 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	30
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Amend reengrossed bill, page 3, line 7, strike "BUT PRIOR TO JULY 1, 2019,".

Page 4, strike line 10.

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Finance	After consideration on the merits, the Committee recommends that HB14-1001 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	41
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Amend reengrossed bill, page 6, strike lines 8 through 24 and substitute:

"(5) **Reimbursement.** (a) WITHIN THIRTY CALENDAR DAYS OF THE RECEIPT OF MONEYS FROM THE STATE TREASURER PURSUANT TO SUBSECTION (4) OF THIS SECTION, THE COUNTY TREASURER SHALL:

(I) APPLY A CREDIT TO THE TAX BILL OF THE DESTROYED PROPERTY FOR THAT YEAR IN THE AMOUNT OF THE EXPECTED REIMBURSEMENT AND APPLY THE REIMBURSEMENT RECEIVED FROM THE TREASURER TO SUCH CREDIT; OR

(II) PAY THE PROPERTY TAX OWED FOR EACH DESTROYED PROPERTY. IF THE PROPERTY TAX DUE FOR THE DESTROYED PROPERTY HAS ALREADY BEEN PAID, THE COUNTY TREASURER SHALL ISSUE A REIMBURSEMENT TO THE TAXPAYER'S LAST RECORDED MAILING ADDRESS.

(b) THE COUNTY TREASURER SHALL WAIVE ANY INTEREST ON UNPAID PROPERTY TAXES THAT ARE PAID PURSUANT TO THIS SUBSECTION (5)."

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Finance After consideration on the merits, the Committee recommends that **SB14-155** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 11, after line 13, insert:

"(6) **Definition.** FOR PURPOSES OF THIS SECTION, "MARIJUANA" MEANS "USABLE FORM OF MARIJUANA" AS THAT TERM IS DEFINED IN SECTION 14 (1) (i) OF ARTICLE XVIII OF THE COLORADO CONSTITUTION AND ALSO INCLUDES "INDUSTRIAL HEMP" AS THAT TERM IS DEFINED IN SECTION 16(2)(d) OF ARTICLE XVIII OF THE COLORADO CONSTITUTION."

Finance After consideration on the merits, the Committee recommends that **HB14-1159** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1101** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1180** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1278** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1227** be **referred** to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1269** be **referred** to the Committee of the Whole with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1119** be **referred** to the Committee on Appropriations with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1328** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB14-188** 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, after line 2 insert:

"**SECTION 4. Appropriation.** (1) In addition to any other appropriation, there is hereby appropriated to the department of law, for the fiscal year beginning July 1, 2014, the sum of \$163,944 and 1.0 FTE, or so much thereof as may be necessary, for the provision of legal services for the department of natural resources related to the implementation of this act. Said sum is from reappropriated funds received from the department of natural resources out of the appropriation made in paragraph (a) of subsection (1) of section 2 of this bill."

Renumber succeeding section accordingly.

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Appropriations	After consideration on the merits, the Committee recommends that HB14-1331 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 HB14-1329 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 HB14-1327 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	9 10 11 12 13
	Amend reengrossed bill, page 12, before line 15 insert:	14 15
	"SECTION 7. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of revenue, for the fiscal year beginning July 1, 2014, the sum of \$73,725 and 0.9 FTE, or so much thereof as may be necessary, to be allocated for the implementation of this act as follows:	16 17 18 19 20 21
	(a) \$38,012 and 0.9 FTE to the taxation business group, taxpayer services division for personal services;	22 23
	(b) \$5,843 to the taxation business group, taxpayer services division for operating expenses and capital outlay; and	24 25
	(c) \$29,870 to the taxation business group, administration, CITA annual maintenance and support for gentax contractor costs."	26 27 28
	Renumber succeeding section accordingly.	29 30
	Page 1, line 103, strike "ACT"." and substitute "ACT" AND MAKING AN APPROPRIATION."	31 32 33 34
Appropriations	After consideration on the merits, the Committee recommends that HB14-1316 be referred to the Committee of the Whole with favorable recommendation.	35 36 37
Appropriations	After consideration on the merits, the Committee recommends that HB14-1273 be referred to the Committee of the Whole with favorable recommendation.	38 39 40 41
Appropriations	After consideration on the merits, the Committee recommends that HB14-1213 be referred to the Committee of the Whole with favorable recommendation.	42 43 44 45 46
Appropriations	After consideration on the merits, the Committee recommends that HB14-1199 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 48 49 50 51 52
	Amend reengrossed bill, page 18, line 19, strike "Appropriation - adjustments to 2014 long bill." and substitute "Appropriation."	53 54 55
	Page 19, strike lines 11 through 15.	56 57
	Page 1, line 103, strike "AND REDUCING APPROPRIATIONS." and substitute "AN APPROPRIATION."	58 59 60 61
Appropriations	After consideration on the merits, the Committee recommends that HB14-1162 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	62 63 64 65 66 67

Appropriations	After consideration on the merits, the Committee recommends that HB14-1144 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 HB14-1011 be referred to the Committee of the Whole with favorable recommendation.	6 7 8 9
Appropriations	After consideration on the merits, the Committee recommends that SB14-159 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	10 11 12 13
	Amend printed bill, page 7, line 20, strike "\$128,188" and substitute "\$128,688".	14 15 16 17
Local Government	After consideration on the merits, the Committee recommends that HB14-1307 be referred to the Committee of the Whole with favorable recommendation.	18 19 20 21
Local Government	After consideration on the merits, the Committee recommends that HB14-1009 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	22 23 24 25
Local Government	After consideration on the merits, the Committee recommends that SB14-195 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	26 27 28 29 30
	Amend printed bill, page 3, after line 8 insert:	31 32
	"(d) THE BOARD IS AUTHORIZED TO ACCEPT AND EXPEND GIFTS, GRANTS, AND DONATIONS FOR THE PURPOSES OF THIS SUBSECTION (9). THE GENERAL ASSEMBLY FINDS THAT THE IMPLEMENTATION OF THIS SUBSECTION (9) IS NOT ENTIRELY DEPENDENT ON THE RECEIPT OF ANY GIFTS, GRANTS, AND DONATIONS. THE BOARD SHALL TRANSMIT ALL MONEYS RECEIVED THROUGH GIFTS, GRANTS, OR DONATIONS TO THE STATE TREASURER, WHO SHALL CREDIT THEM TO THE COLORADO WATER CONSERVATION BOARD CONSTRUCTION FUND CREATED IN SECTION 37-60-121."	33 34 35 36 37 38 39 40 41 42
	Reletter succeeding paragraph accordingly.	43 44 45
Transportation	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 confirmed:	46 47 48 49
	MEMBER OF THE <u>WASTE TIRE ADVISORY COMMITTEE</u>	50 51 52 53
	for a term expiring September 9, 2014:	54 55
	Brian S. Cunningham of Pueblo, Colorado, to serve as a tire retailer, and upon the resignation of Michael "Scott" Skorka of Golden, Colorado, appointed.	56 57 58 59
Transportation	After consideration on the merits, the Committee recommends that SB14-200 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	60 61 62 63
	Amend printed bill, page 2, lines 7 and 8, strike "NINE THOUSAND SIX HUNDRED" and substitute "NINETEEN THOUSAND FIVE HUNDRED".	64 65 66 67
	Page 3, line 9, strike "COMPRESSED".	68 69

Page 3, strike line 11 and substitute the following:

- "(D) USES A HYDROGEN FUEL CELL FOR PROPULSION;
- (E) HAS A GROSS VEHICLE WEIGHT RATING OF MORE THAN FOURTEEN THOUSAND POUNDS AND USES A HYBRID PROPULSION SYSTEM THAT OPERATES ON PRESSURIZED FLUID IN CONJUNCTION WITH COMPRESSED NATURAL GAS, LIQUIFIED NATURAL GAS, LIQUIFIED PETROLEUM GAS, HYDROGEN, ELECTRICITY, OR A TRADITIONAL FUEL; OR".

Page 3, line 12, strike "(E)" and substitute "(F)".

Page 3, strike lines 17 and 18, and substitute "STATES ENVIRONMENTAL PROTECTION AGENCY."

Page 5, strike lines 10 through 14 and substitute "vehicle lanes by ~~HEVs and hybrid vehicles~~ ALTERNATIVE FUEL VEHICLES. If the use of high occupancy vehicle lanes by ~~HEVs or hybrid vehicles~~ ALTERNATIVE FUEL VEHICLES is determined to cause a significant decrease in the level of service for other bona fide users of such lanes, then the department of transportation or a local authority may restrict or eliminate use of such lanes by ~~HEVs or hybrid vehicles~~".

Page 5, line 18, strike "ON OR BEFORE THE OPENING DATE OF".

Page 5, strike lines 19 through 27.

Page 6, strike lines 1 and 2.

Trans-
portation

After consideration on the merits, the Committee recommends that **HB14-1029** be **amended** as follows, and as so amended, be referred to the Committee on Finance with favorable recommendation.

Amend reengrossed bill, page 13, after line 20 insert the following:

"(f) **Placards issued before January 1, 2005.** ANY IDENTIFYING PLACARD ISSUED BEFORE JANUARY 1, 2005, EXPIRES ON THE EFFECTIVE DATE OF THIS ACT."

Page 17, line 21, before "PRIVATE" insert "PUBLIC OR".

Page 17, line 22, after "SIGNS" insert "OR PAVEMENT MARKINGS".

Page 17, after line 26 insert the following:

(II) (A) THE NUMBER AND PLACEMENT OF ACCESSIBLE PARKING SPACES SHOULD MEET OR EXCEED SECTION 1106 OF CHAPTER 11 OF THE 2012 (SECOND PRINTING) VERSION OF THE INTERNATIONAL BUILDING CODE, OR ANY SUCCEEDING STANDARD, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL.

(B) THE TECHNICAL STANDARDS FOR ACCESSIBLE PARKING SPACES SHOULD MEET OR EXCEED SECTION 502 OF THE 2009 VERSION OF ANSI A117.1, OR ANY SUCCEEDING STANDARD, PUBLISHED BY THE INTERNATIONAL CODE COUNCIL.

(C) ACCESS AISLES SHOULD POST "WHEELCHAIR ACCESS AISLE ABSOLUTELY NO PARKING" SIGN, WHICH BLOCKS NEITHER THE ACCESS AISLE NOR ACCESSIBLE ROUTES.

(D) THE TECHNICAL STANDARDS FOR POST- OR WALL-MOUNTED SIGNS INDICATING ACCESSIBLE PARKING SPACES AND VAN-ACCESSIBLE PARKING SPACES SHOULD MEET OR EXCEED SECTION 2B.46 CONCERNING PARKING, STANDING, AND STOPPING SIGNS AND SECTION 2B.47 CONCERNING DESIGN OF PARKING, STANDING, AND STOPPING OF THE 2009 VERSION OF THE MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES, OR ANY SUCCEEDING STANDARD, PUBLISHED BY THE UNITED STATES FEDERAL HIGHWAY ADMINISTRATION.

(III) THE OWNER OF REAL PROPERTY WITH MULTIPLE-FAMILY DWELLINGS AFFIXED AND WITH RESERVED PARKING SHALL RETAIN THE RESERVED PARKING AS COMMONLY OWNED FOR THE TENANTS, OWNERS,

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OR VISITORS OF THE INDIVIDUAL UNITS WITHIN THE DWELLINGS. THIS SUBPARAGRAPH (III) DOES NOT PROHIBIT THE SALE OF ALL COMMONLY OWNED PROPERTY SO LONG AS THE RESERVED PARKING IS NOT SEVERED FROM THE OTHER ELEMENTS."

Renumber succeeding subparagraph accordingly.

Page 18, line 2, strike "COLORADO OR" and substitute "COLORADO AND".

Page 18, line 8, after "SIGN" insert "OR BY VISIBLE PAVEMENT MARKINGS".

Page 18, strike line 9 and substitute "RESERVED PARKING OR AS BEING A PASSENGER LOADING ZONE UNLESS:".

Page 19, lines 11 and 12, strike "EXECUTIVE DIRECTOR OR OFFICER" and substitute "CHIEF OPERATIONS OFFICER WITHIN COLORADO".

Page 19, after line 14 insert:

"(III) (A) IT IS AN AFFIRMATIVE DEFENSE TO A VIOLATION OF THIS PARAGRAPH (d) FOR THE CHIEF OPERATIONS OFFICER WITHIN COLORADO THAT THE ENTITY ENFORCES AN INTERNAL POLICY CONTROLLING ACCESS TO AND USE OF IDENTIFYING PLACARDS ISSUED TO THE COMPANY.

(B) IF THE PLACARD USED IS EXPIRED BY OPERATION OF SECTION 42-3-204 (6) (f), IT IS AN AFFIRMATIVE DEFENSE TO A VIOLATION OF THIS PARAGRAPH (d) THAT THE PERSON DID NOT KNOW THE PLACARD WAS EXPIRED IF THE PERSON WHO USED THE PLACARD WAS THE PERSON TO WHOM IT WAS ISSUED."

Page 24, after line 2 insert:

"(7) **STATEWIDE CONCERN.** (a) THE GENERAL ASSEMBLY FINDS THAT ACCESS TO RESERVED PARKING BY PERSONS WITH DISABILITIES ENSURES THAT THOSE PERSONS HAVE EQUAL ACCESS TO GOODS AND SERVICES ESSENTIAL FOR DAILY LIFE.

(b) THE GENERAL ASSEMBLY DETERMINES THAT:

(I) RESERVED PARKING FOR PERSONS WITH DISABILITIES IS A STATE-ADMINISTERED PROGRAM AND THAT IDENTIFYING LICENSE PLATES AND PLACARDS ARE ISSUED UNDER STATE LAW.

(II) BECAUSE LOCAL REGULATIONS REGARDING RESERVED PARKING FOR PERSONS WITH DISABILITIES VARY SIGNIFICANTLY ACROSS JURISDICTIONS, THEY ARE INCONSISTENT AND CONFUSING FOR PERSONS WITH DISABILITIES, MEDICAL PROFESSIONALS, PEACE OFFICERS, AND MEMBERS OF THE GENERAL PUBLIC.

(III) MODERN LIFE REQUIRES TRAVEL ACROSS MULTIPLE LOCAL JURISDICTIONS. INCONSISTENT LOCAL MARKING AND ENFORCEMENT OF RESERVED PARKING FOR PERSONS WITH DISABILITIES CONFUSES PEOPLE, WHICH PREVENTS THEM FROM FULLY OBEYING DISABLED PARKING REGULATIONS.

(IV) A MESSAGE DISSEMINATED BY ONE POLITICAL SUBDIVISION OF THE STATE USING MODERN COMMUNICATION METHODS WILL BE RECEIVED BY INDIVIDUALS FROM MULTIPLE POLITICAL SUBDIVISIONS. ANY ATTEMPT TO USE MODERN COMMUNICATION METHODS TO EDUCATE THE PUBLIC ON LOCAL REGULATIONS GOVERNING RESERVED PARKING FOR PERSONS WITH DISABILITIES WILL RESULT IN PUBLIC EXPOSURE TO MULTIPLE INCONSISTENT, CONFUSING REGULATIONS, SO EDUCATION REQUIRES UNIFORM REGULATION ACROSS THE STATE, AND A STATEWIDE EFFORT IS NEEDED TO EDUCATE THE PUBLIC ABOUT DISABLED PARKING. THIS EFFORT IS FUNDED BY FINES WHICH ARE TYPICALLY ISSUED BY LOCAL AUTHORITIES.

(c) THE GENERAL ASSEMBLY THEREFORE DECLARES THAT ACCESS TO RESERVED PARKING BY PERSONS WITH DISABILITIES IS A MATTER OF STATEWIDE CONCERN AND THAT THE PROVISIONS SET FORTH IN THIS SECTION PREEMPT ANY ACTION CONTRARY TO THIS SECTION IF THE ACTION IS ADOPTED BY A POLITICAL SUBDIVISION OF THE STATE."

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SENATE SERVICES REPORT

Correctly Printed: SB14-209, 210, 211 and 212.
Correctly Engrossed: SB14-182, 184, 185 and 186; SJR14-010.
Correctly Reengrossed: SB14-012, 014 and 162.
Correctly Revised: HB14-1061, 1204, 1260, 1280, 1288, 1314 and 1354;
HJR14-1014.
Correctly Rerevised: HB14-1313.
Correctly Enrolled: SB14-156 and 160.

On motion of Majority Leader Heath, 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

SJM14-004 by Senator(s) Balmer; also Representative(s) Holbert--Concerning memorializing former senator Frank Kemp.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

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:

SB14-186 by Senator(s) Schwartz and Kerr; also Representative(s) Tyler--Concerning the aggregation of efficiency projects in small communities in order to attract private sector investment through performance contracting.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Nicholson and Todd.

SB14-184 by Senator(s) Schwartz; also Representative(s) Coram--Concerning oversight of the industrial hemp 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Cadman, Carroll, Crowder, Guzman, Harvey, Heath, Herpin, Hodge, Jahn, Jones, Kefalas, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Steadman, Tochtrop, Todd and Zenzinger.

SB14-185 by Senator(s) Johnston and Zenzinger; also Representative(s) Pettersen--Concerning pay for success contracts for successful early childhood education services programs.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Kefalas, Kerr, Newell, Nicholson, Todd and Ulibarri.

SB14-182 by Senator(s) Hodge; also Representative(s) Peniston--Concerning procedures governing discussions by boards of education of school districts while meeting in executive session.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

Co-sponsor(s) added: Carroll, Kefalas and Ulibarri.

HB14-1260 by Representative(s) Foote; also Senator(s) Johnston--Concerning the creation of three mandatory minimum presumptive ranges for defendants convicted of a felony sex offense involving intrusion against a child who is under twelve years of age when the adult defendant is at least ten years older that has one of the ranges starting at ten years as the minimum in the range, and, in connection therewith, creating an indeterminate lifetime sentence with a mandatory minimum presumptive range of ten to sixteen years for a class 4 felony; a mandatory minimum presumptive range of eighteen to thirty-two years for a class 3 felony; and a mandatory minimum presumptive range of twenty-four to forty-eight years for a class 2 felony.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Heath, Herpin, Hodge, Jones, Kefalas, Kerr, King, Lambert, Newell, Nicholson, Rivera, Roberts, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1061 by Representative(s) Salazar; also Senator(s) Guzman--Concerning sentences imposing monetary payments in criminal actions, and, in connection therewith, eliminating prison sentences for persons who are unable to pay criminal monetary penalties.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, Kefalas, King, Newell, Nicholson, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1280 by Representative(s) Dore, Rankin, Buck, Everett, Fischer, Gerou, Holbert, Landgraf, Lawrence, Navarro, Nordberg, Priola, Scott, Sonnenberg, Swalm, Vigil, Wilson, Wright; also Senator(s) Schwartz--Concerning limits on liability for agritourism.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Brophy, Crowder, Grantham, Guzman, Heath, Herpin, Hodge, Newell, Rivera, Roberts and Todd.

HB14-1354 by Representative(s) Buckner and Gardner; also Senator(s) Aguilar and Crowder--Concerning the ability of a county clerk and recorder to seek judicial review of final action by the secretary of state relating to elections.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Herpin and Steadman.

HB14-1288 by Representative(s) Pabon, Court, Gardner, Gerou, Ginal, Labuda, McCann, McNulty, Peniston, Schafer; also Senator(s) Aguilar, Guzman, Todd, Ulibarri--Concerning information available regarding personal belief exemptions to immunization requirements for children prior to attending school.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Nicholson and Tochtrop.

HB14-1314 by Representative(s) Pettersen, Priola, Ferrandino, Fields, Hamner, Murray, Peniston, Williams, Young; also Senator(s) Kerr--Concerning cooperation between school districts and charter schools on ballot questions to authorize additional local revenues.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Balmer, Brophy, Crowder, Heath, Herpin, Kefalas, King, Lambert, Newell, Rivera, Roberts, Scheffel, Todd and Zenzinger.

HB14-1204 by Representative(s) Wilson, Dore, Sonnenberg; also Senator(s) Grantham--Concerning flexibility regarding the requirements imposed on rural school districts.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Brophy, Crowder, Guzman, Heath, Herpin, Hodge, Jahn, Johnston, Kefalas, Kerr, King, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Tochtrop, Todd and Zenzinger.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the General Orders -- Second Reading of Bills Calendar (SB14-177, SB14-178, HB14-1216) of Wednesday, April 23 was laid over until Thursday, April 24, retaining its place on the calendar.

CONSIDERATION OF RESOLUTIONS

HJR14-1009 by Representative(s) Williams, Buckner, Exum, Fields, Melton, Salazar, Becker, Court, Duran, Ferrandino, Fischer, Foote, Garcia, Ginal, Hamner, Hulinghorst, Kagan, Kraft-Tharp, Labuda, Lebsack, Lee, May, McCann, McLachlan, Mitsch Bush, Moreno, Pabon, Peniston, Pettersen, Primavera, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri--Concerning a request that Congress restore the federal "Voting Rights Act of 1965", as amended.

Laid over until Thursday, April 24, retaining its place on the calendar.

HJR14-1012 by Representative(s) Melton and Moreno; also Senator(s) Ulibarri and Zenzinger-- Concerning a federal minimum wage increase, and, in connection therewith, urging the United States Congress to act.

Amendment No. 1(L.019), by Senator Lundberg.

Amend revised resolution, page 2, after line 15 insert:

"WHEREAS, Minimum wage workers tend to be young, and although workers under the age of 25 represent only about one-fifth of hourly paid workers, they make up about half of those paid the federal minimum wage or less; and

WHEREAS, Among employed teenagers paid by the hour, 21% earn the minimum wage or less, compared with about 3% of workers above the age of 25; and".

The amendment **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

Amendment No. 2(L.018), by Senator Lundberg.

Amend revised resolution, page 3, after line 4 insert:

"WHEREAS, Nearly 57% of retailers and 44% of service firms said they would reduce hiring if the federal minimum wage were increased to \$10.10 an hour; and

WHEREAS, The Congressional Budget Office estimates an increase of the minimum wage to \$10.10 per hour would cost the economy 500,000 jobs; and

WHEREAS, According to the Congressional Budget Office, if the minimum wage is increased, approximately 1.5% of the 33 million workers who otherwise would have earned less than \$11.50 per hour would be jobless; and".

The amendment **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

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

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

Co-sponsor(s) added: Carroll, Heath, Jones, Kerr, Newell, Nicholson, Schwartz and Todd.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Wednesday, April 23 was laid over until Thursday, April 24, retaining its place on the calendar.

Consideration of Resolutions: HJR14-1018.

Consideration of House Amendments to Senate Resolutions: SJR14-026.

Consideration of Governor's Appointments--Consent Calendar:

Member of the University of Colorado Hospital Authority Board of Directors.

Consideration of Governor's Appointments:

Member of the Oil and Gas Conservation Commission of the State of Colorado.

Members of the Coal Mine Board of Examiners.

Member of the Colorado State Fair Authority Board of Commissioners.

Member of the Colorado Agricultural Development Authority Board of Directors.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Agriculture, Natural Resources, & Energy

After consideration on the merits, the Committee recommends that SB14-198 be postponed indefinitely.

Agriculture, Natural Resources, & Energy

After consideration on the merits, the Committee recommends that HB14-1270 be referred to the Committee on Appropriations with favorable recommendation.

Education

After consideration on the merits, the Committee recommends that HB14-1294 be referred to the Committee on Appropriations with favorable recommendation.

Education

After consideration on the merits, the Committee recommends that HB14-1175 be referred to the Committee on Appropriations with favorable recommendation.

Education

After consideration on the merits, the Committee recommends that HB14-1287 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 HB14-1214 be referred to the Committee on Judiciary with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that HB14-1303 be amended as follows, and as so amended, be referred to the Committee on Legislative Council with favorable recommendation.

Amend reengrossed bill, page 2, line 4, strike "definitions." and substitute "report - definitions."

Page 3, after line 3 insert:

"(V) AFTER THE ADJOURNMENT OF THE SECOND REGULAR SESSION OF THE SEVENTIETH GENERAL ASSEMBLY, BUT PRIOR TO AUGUST 1, 2016, THE DIRECTOR OF RESEARCH OF THE LEGISLATIVE COUNCIL SHALL SUBMIT TO THE MEMBERS OF THE GENERAL ASSEMBLY A REPORT CONTAINING THE FOLLOWING INFORMATION PERTAINING TO REMOTE TESTIMONY TAKEN PURSUANT TO THIS PARAGRAPH (g):

- (A) THE TOTAL NUMBER OF PERSONS WHO TESTIFIED REMOTELY;
(B) THE LOCATIONS OF THE SITES FROM WHICH SUCH PERSONS TESTIFIED;
(C) THE AVERAGE LENGTH OF HEARINGS AT WHICH REMOTE TESTIMONY WAS ACCEPTED;
(D) THE ESTIMATED CALCULATION OF TRAVEL MILES SAVED BY ALLOWING PERSONS TO TESTIFY REMOTELY;
(E) THE COST TO IMPLEMENT THE REMOTE TESTIMONY PROCESS;
(F) THE TECHNOLOGICAL OR OTHER ISSUES, IF ANY, THAT AROSE;
(G) IDENTIFICATION OF OTHER SUITABLE SITES FROM WHICH REMOTE TESTIMONY CAN BE TAKEN, IN A MANNER THAT ENSURES THAT

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ADEQUATE GEOGRAPHIC DISTRIBUTION OF SITES IS ACHIEVED;
 (H) ANY RECOMMENDATIONS THAT THE DIRECTOR BELIEVES
 WOULD IMPROVE THE TAKING OF REMOTE TESTIMONY; AND
 (I) ANY OTHER INFORMATION THAT THE DIRECTOR BELIEVES
 RELEVANT OR USEFUL."

State,
 Veterans, &
 Military
 Affairs

After consideration on the merits, the Committee recommends that **HB14-1335** 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 **SB14-206** 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 8, strike "24-72-601," and substitute "24-72-602,".

Page 2, line 9, strike "24-72-601" and substitute "24-72-602".

Page 5, line 14, strike "PETITIONER." and substitute "PETITIONER, OR AS PERMITTED SERVE THE ORDER UNDER SUPREME COURT RULES.".

Page 5, strike lines 20 through 22 and substitute:
 "(B) IF THE COURT DETERMINES THAT THE PETITION".

Page 6, line 20, strike "THE PETITIONER MAY REQUEST AND".

Page 6, line 21 strike "GRANT" and substitute "ISSUE".

Page 9, line 12, strike "AND" and substitute "OR".

Page 9, line 20, strike "TO:" and substitute "TO CASES WHEN THE ONLY CHARGES WERE AS FOLLOWS:".

Page 22, line 5, strike "(10)" and substitute "(9)".

Page 22, line 24, strike "(10)" and substitute "(9)".

Page 23, line 16, strike "(10)" and substitute "(9)".

Page 24, line 6, strike "(10)" and substitute "(9)".

Page 24, line 17, strike "(10)" and substitute "(9)".

Page 25, line 9, strike "(10)" and substitute "(9)".

Page 25, line 26, strike "(10)" and substitute "(9)".

Page 26, line 16, strike "(10)" and substitute "(9)".

Page 33, after line 1 insert:

"**SECTION 4. Effective date.** This act takes effect on August 1, 2014.".

Renumber succeeding section accordingly.

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1032** be referred to the Committee on Appropriations with favorable recommendation.

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **HB14-1093** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 2, line 9, strike "FINANCE" and substitute "FINANCIAL".

Page 4, after line 3 insert:

"(d) THE PRIORITY OF ANY LIENS FILED IN CONNECTION WITH A LOAN MADE BY, PARTICIPATED IN, OR GUARANTEED BY THE DIVISION AS AUTHORIZED BY PARAGRAPH (a) OF THIS SUBSECTION (2) IS DETERMINED EXCLUSIVELY BY THE ORDER IN WHICH THE LIENS WERE FILED."

Business, Labor, & Technology After consideration on the merits, the Committee recommends that **SB14-191** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 8, line 5, strike "THE DATE OF" and substitute "RECEIPT OF THE".

Page 10, line 17, strike "SIXTY" and substitute "SIXTY-ONE".

Judiciary After consideration on the merits, the Committee recommends that **SCR14-002** be referred to the Committee of the Whole with favorable recommendation.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-037 by Senator(s) Grantham and Schwartz; also Representative(s) Wilson and Garcia-- Concerning the designation of May 4-10, 2014, as "National Correctional Officers and Employees Week".

Laid over until Friday, April 25, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

SCR14-003 by Senator(s) Hodge; also Representative(s) Rosenthal--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning county officer salaries, and, in connection therewith, authorizing counties to establish salaries for county commissioners, sheriffs, treasurers, assessors, clerks, coroners, and surveyors; divesting the general assembly of that function; and directing the general assembly to create citizens' commissions in each county for the purpose of regularly evaluating county officer salaries.
State, Veterans, & Military Affairs

SCR14-004 by Senator(s) Steadman; also Representative(s) Conti--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning statewide uniform sales and use tax definitions, and, in connection therewith, creating a commission on uniform sales and use tax definitions that will certify the statewide sales and use tax definitions and will provide official guidance regarding the definitions, and specifying that the state and any local taxing jurisdictions shall use the certified sales and use tax definitions and official guidance for purposes of administering and levying its sales and use tax.
Finance

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HB14-1281 by Representative(s) Ginal and Joshi, Wright, Buck, Court, Fields, Holbert, Humphrey, Landgraf, McCann, McNulty, Schafer, Stephens; also Senator(s) Rivera and Aguilar-- Concerning the allowance for terminally ill patients to have access to investigational products that have not been approved by the federal food and drug administration that other patients have access to when they participate in clinical trials.
Health & Human Services

HB14-1319 by Representative(s) Ferrandino and Holbert, Garcia, Szabo, Buckner, Coram, Court, Duran, Fields, Hamner, Humphrey, Joshi, Landgraf, Lawrence, Moreno, Murray, Navarro, Pettersen, Rankin, Salazar, Schafer, Scott, Sonnenberg, Wright, Wilson; also Senator(s) Lambert and Todd, Aguilar, Cadman, Crowder, Grantham, Guzman, Herpin, Johnston, Lundberg, Marble, Newell, Renfroe, Rivera, Scheffel, Tochtrop, Ulibarri--Concerning the creation of an outcomes-based funding model for higher education, and, in connection therewith, making and reducing appropriations.
Education

TRIBUTES

Honoring:

- Jack Stunkard, Recognizing the treasurer and longest standing board member of the Developmental Disabilities Resource Center -- By Senator Rachel Zenzinger.
- Richard Markley, Recognizing former Board President of the Developmental Disabilities Resource Center -- By Senator Rachel Zenzinger.
- Arthur Hogling, In recognition of thirty-eight years as Executive Director of the Developmental Disabilities Resource Center -- By Senator Rachel Zenzinger.
- Frank Dechant, The Prisoner of War Medal Honoree -- By Senator Rachel Zenzinger.
- Sprouts City Farm, For the flattering and well deserved business spotlight in "Looking at Lakewood" -- By Senator Andy Kerr.
- Mediation Association of Colorado, Recognizing the opportunities of alternate dispute resolution practices and the dedication to these during the month of October -- By Senator Linda Newell.
- Jennifer Freeman, For commendable service as the outgoing director of the Colorado Youth Corps Association -- By Senator Andy Kerr.
- The Young Men's Christian Association World Alliance, Commending the organization's activities and services -- By Senator Ellen Roberts.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday, April 24, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

107th Legislative Day Thursday, April 24, 2014

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Prayer	By the chaplain, Pastor Tom Hovestol, Calvary Church, Longmont.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Kerr.	15
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Roll Call	Present--35	17
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Quorum	The President announced a quorum present.	19
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Reading of Journal	On motion of Senator Rivera, reading of the Journal of Wednesday, April 23, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	21
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COMMITTEE OF REFERENCE REPORTS

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 confirmed:	30
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MEMBERS OF THE
 WORKERS' COMPENSATION COST
 CONTAINMENT BOARD

for terms expiring December 13, 2016:

Sarah Hayes of Lafayette, Colorado, representing executives with good risk management experience in the insurance industry, and as Democrat, appointed;

Edward Dean Davis of Centennial, Colorado, representing employers with good risk management experience with respect to their workers' compensation insurance, and as a Democrat, appointed.

Judiciary	After consideration on the merits, the Committee recommends that SB14-193 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	50
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Amend printed bill, page 4, line 9, after "(3)" insert "OR (4)".

Page 4, after line 23 insert:

"(4) THE PROVISIONS OF THIS SECTION DO NOT APPLY TO PROBATION DEPARTMENTS WITHIN THE JUDICIAL DEPARTMENT OR TO THE DIVISION OF ADULT PAROLE WITHIN THE DEPARTMENT OF CORRECTIONS."

Renumber succeeding subsections accordingly.

Page 5, strike lines 5 and 6 and substitute:

"WARRANT AND ACCOMPANYING AFFIDAVIT TO EACH PARTY PURSUANT TO RULE 16 OF THE COLORADO RULES OF CRIMINAL PROCEDURE, OR ANY SUCCESSOR RULE."

Page 5, line 7, strike "TEN-DAY".

Page 5, line 8, strike "(5)" and substitute "(6)".

Page 5, strike line 10 and substitute:
"ACCOMPANYING APPLICATION WITHIN THE TIME REQUIRED BY RULE 16 OF THE COLORADO RULES OF CRIMINAL PROCEDURE, OR ANY SUCCESSOR RULE,".

Page 5, line 11, strike "PROCEEDING".

Judiciary

After consideration on the merits, the Committee recommends that **SB14-203** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 3, strike "JULY 1, 2015." and substitute "JANUARY 1, 2016.".

Page 3, line 4, strike "THE OPERATION OF THE OFFICE" and substitute "ALL EXISTING AND NEW STATE PAID RESPONDENT PARENT COUNSEL APPOINTMENTS".

Page 3, line 5, strike "OR BEFORE JULY 1, 2015," and substitute "JANUARY 1, 2016,".

Page 4, line 4, strike "EITHER".

Page 4, line 5, strike "OR".

Page 4, line 6, strike "ADOPTION." and substitute "ADOPTION, OR A LEGAL GUARDIAN.".

Page 4, line 8, strike "JULY 1, 2015," and substitute "JANUARY 1, 2016,".

Page 5, line 17, strike "2016," and substitute "2017,".

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1096** be **referred** to the Committee on Appropriations with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1322** 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, after line 1 insert:

"SECTION 1. In Colorado Revised Statutes, 15-10-111, **amend** (1) (a) (I) as follows:

15-10-111. Entry into safe deposit box of decedent - definitions. (1) (a) Whenever a decedent at the time of his or her death was a sole or joint lessee of a safe deposit box, the custodian shall, prior to notice that a personal representative or special administrator has been appointed, allow access to the box by:

(I) A PERSON CLAIMING TO BE A SUCCESSOR OF THE DECEDENT, OR ACTING ON BEHALF OF a successor of the decedent, if such decedent was the sole lessee of the box, upon presentation of an affidavit made pursuant to section 15-12-1201 for the purpose of delivering the contents of the box in accordance with said section; or".

Renumber succeeding sections accordingly.

Page 28, line 14, after "(3.5)," insert "(3.7),".

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Page 28, line 19, strike "at" and substitute "at, OR ANY CONTENTS OF A SAFE DEPOSIT BOX AT,".

Page 29, after line 20 insert:

"(3.7) PURSUANT TO SECTION 15-10-111 (1) (a) (I) AND (1) (b), A SAFE DEPOSIT BOX MAY BE ENTERED AND ITS CONTENTS SHALL BE DELIVERED UPON PRESENTATION OF AN AFFIDAVIT MADE PURSUANT TO SUBSECTION (1) OF THIS SECTION."

Page 30, strike lines 23 through 27 and substitute "CAUSE, TO PAY, DELIVER, TRANSFER, OR ISSUE ANY PERSONAL PROPERTY OR EVIDENCE THEREOF BELONGING TO THE DECEDENT, AS PROVIDED IN SECTION 15-12-1201, SHALL BE".

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1023** be **referred** to the Committee on Appropriations with favorable recommendation.

SENATE SERVICES REPORT

- Correctly Printed:** SCR14-003 and 004; SJR14-037.
- Correctly Engrossed:** SJM14-004.
- Correctly Reengrossed:** SB14-182, 184, 185 and 186.
- Correctly Revised:** HJR14-1012.
- Correctly Rerevised:** HB14-1061, 1204, 1260, 1280, 1288, 1314 and 1354.
- Correctly Enrolled:** SB14-163.

On motion of Majority Leader Heath, 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

SJR14-034 by Senator(s) Tochtrop; also Representative(s) Moreno--Concerning the "Colorado Day of Remembrance of the Armenian Genocide" on April 24, 2014.

On motion of Senator Tochtrop, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Todd, Ulibarri and Zenzinger.

Senate in recess. Senate reconvened.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1347, HB14-1344, HB14-1266, SB14-194, SB14-188, HB14-1199, HB14-1162, HB14-1144, HB14-1287, and HB14-1335 were made Special Orders -- Second Reading of Bills -- Consent Calendar at 9:50 a.m.

Senate in recess. Senate reconvened.

Committee of the Whole The hour of 9:50 a.m. having arrived, Senator Hodge 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 Hodge was called to the Chair to act as Chairman.

**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:

HB14-1347 by Representative(s) Court; also Senator(s) Newell--Concerning statutorily established time periods that are multiples of seven days.

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

HB14-1344 by Representative(s) Rosenthal; also Senator(s) Tochtrop--Concerning the use of electronic means to document transactions related to the business of insurance.

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

HB14-1266 by Representative(s) McCann and Gardner; also Senator(s) Newell and King--Concerning the penalties for certain value-based offenses, and, in connection therewith, reducing an appropriation.

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

SB14-194 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May and Gerou, Duran--Concerning the issuance of identification documents by the department of revenue.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 870 and placed in members' bill files.)

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

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- SB14-188** by Senator(s) Schwartz and Baumgardner; also Representative(s) Fischer and Rankin--
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. 1
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Amendment No. 1, Appropriations Committee Amendment. 6
(Printed in Senate Journal, April 23, page(s) 886 and placed in members' bill files.) 7
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As amended, ordered engrossed and placed on the calendar for third reading and final 9
passage. 10
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- HB14-1199** by Representative(s) Williams, Szabo; also Senator(s) Jahn and Balmer--Concerning 13
changes to the regulation of consumer goods service contracts, and, in connection 14
therewith, making and reducing appropriations. 15
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Amendment No. 1, Appropriations Committee Amendment. 17
(Printed in Senate Journal, April 23, page(s) 887 and placed in members' bill files.) 18
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As amended, ordered revised and placed on the calendar for third reading and final 20
passage. 21
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- HB14-1162** by Representative(s) Landgraf, Joshi, Navarro, Rankin, Saine, Stephens, Wilson; also 24
Senator(s) Carroll--Concerning protection of the victim of a sexual assault in cases where a 25
child was conceived as a result of the sexual assault, and, in connection therewith, making 26
legislative changes in response to the study by and the report of the recommendations from 27
the task force on children conceived through rape. 28
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Ordered revised and placed on the calendar for third reading and final passage. 30
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- HB14-1144** by Representative(s) Gardner; also Senator(s) Johnston, Guzman, King--Concerning 33
measures to improve the performance of district attorneys, and, in connection therewith, 34
making and reducing appropriations. 35
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Ordered revised and placed on the calendar for third reading and final passage. 37
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- HB14-1287** by Representative(s) Young, Foote, Singer, Sonnenberg, DelGrosso; also Senator(s) 40
Nicholson and Lambert, Renfroe--Concerning the use of moneys in the public school 41
capital construction assistance fund to provide emergency financial assistance to public 42
school facilities that are damaged in a declared disaster emergency. 43
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Ordered revised and placed on the calendar for third reading and final passage. 45
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- HB14-1335** by Representative(s) Moreno; also Senator(s) Jones--Concerning campaign contribution 48
limits that are applicable to candidate committees for candidates who are not affiliated with 49
a major political party. 50
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Ordered revised and placed on the calendar for third reading and final passage. 52
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**ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE --
CONSENT CALENDAR**

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

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-194 as amended, SB14-188 as amended, HB14-1347, HB14-1344, HB14-1266, HB14-1199 as amended, HB14-1162, HB14-1144, HB14-1287, HB14-1335.

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 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:

SB14-003 by Senator(s) Nicholson, Kefalas, Ulibarri; also Representative(s) Pettersen, Fields, Exum--Concerning child care assistance for working families.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 820-821 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 868 and placed in members' bill files.)

Amendment No. 3(L.006), by Senator Nicholson.

Amend the Health & Human Services Committee Report, dated April 17, 2014, page 1, line 18, after "SUBSECTION" insert "(2.3)".

Amend printed bill, page 14, line 11, strike "14-____," and substitute "14-003,".

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.)

SB14-176 by Senator(s) Johnston; also Representative(s) Murray and Court--Concerning crimes related to entities that trade in stolen vehicles.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 869 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Johnston.

Amend printed bill, page 3, strike lines 16 through 19 and substitute:
"(3) (a) A PERSON COMMITS ALTERING OR REMOVING A VEHICLE IDENTIFICATION NUMBER IF HE OR SHE KNOWINGLY:

(I) REMOVES, CHANGES, ALTERS, COUNTERFEITS, DEFACES".

Page 3, line 22, strike "PART;" and substitute "PART WITH AN INTENT TO MISREPRESENT THE IDENTITY OR PREVENT THE IDENTIFICATION OF A MOTOR VEHICLE OR MAJOR COMPONENT MOTOR VEHICLE PART;"

Page 3, line 23, strike "(b)" and substitute "(II)".

Page 3, line 24, strike "THAT" and substitute "WITH KNOWLEDGE THAT IT".

Page 4, strike line 1 and substitute "NUMBER UNLESS SUCH MOTOR VEHICLE OR MAJOR COMPONENT MOTOR VEHICLE PART IS OTHERWISE IN COMPLIANCE WITH THE PROVISIONS OF SECTION 42-5-110, C.R.S.

(b) THIS SUBSECTION (3) DOES NOT APPLY TO A PRIVATE PARTY OR TO AN AGENT OF A PRIVATE PARTY THAT IS ACTING WITH THE AUTHORIZATION OF A LAW ENFORCEMENT AGENCY TO LAWFULLY SEIZE, RETAIN, RECYCLE, TRANSPORT, OR OTHERWISE DISPOSE OF A MOTOR VEHICLE OR MAJOR COMPONENT MOTOR VEHICLE PART WITH A VEHICLE IDENTIFICATION NUMBER, MANUFACTURER NUMBER, OR ENGINE NUMBER THAT IS REMOVED, CHANGED, ALTERED, COUNTERFEITED, DEFACED, DESTROYED, DISGUISED, FALSIFIED, FORGED, OR OBLITERATED."

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

SB14-187 by Senator(s) Aguilar and Roberts; also Representative(s) Stephens and Schafer-- Concerning creation of the Colorado commission on affordable health care to analyze health care costs in Colorado.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 792-793 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 869 and placed in members' bill files.)

Amendment No. 3(L.008), by Senators Roberts and Aguilar.

Amend printed bill, page 3, after line 11 insert:

"(II) REGULATIONS THAT IMPAIR RATHER THAN PROMOTE CREATIVE, LOCALLY-DEVELOPED SOLUTIONS TO CONTROLLING HEALTH CARE COSTS;"

Re-number succeeding subparagraphs accordingly.

Page 4, strike line 9 and substitute:

"(IV) THE REDUCTION OF"

Page 6, line 3, strike "PAYER," and substitute "CARRIER,"

Page 9, after line 7 insert:

"(d) TO REVIEW, ANALYZE, AND SEEK PUBLIC INPUT ON STATE REGULATIONS IMPACTING DELIVERY AND PAYMENT SYSTEM INNOVATIONS;"

Re-letter succeeding paragraphs accordingly.

Page 9, after line 23 insert:

"(h) TO REPORT ON THE OUTCOMES OF THE IMPLEMENTATION OF RECOMMENDATIONS OF THE FORMER BLUE RIBBON COMMISSION FOR HEALTH CARE REFORM ESTABLISHED PURSUANT TO SENATE BILL 06-208,

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ENACTED IN 2006, AND THE IMPACT OF IMPLEMENTATION OF THE RECOMMENDATIONS ON HEALTH CARE COSTS, ACCESS TO CARE, AND QUALITY OF CARE;"

Reletter succeeding paragraphs accordingly.

Page 10, lines 3 and 4, strike "A GROWING MEDICAID POPULATION HAS" and substitute "OF MEDICAID EXPANSION".

Page 10, after line 5 insert:

"(k) TO EVALUATE THE IMPACT OF A GLOBAL MEDICAID WAIVER ON HEALTH CARE COSTS, ACCESS TO CARE, AND QUALITY OF CARE;"

Reletter succeeding paragraphs accordingly.

Page 10, strike line 23 and substitute "DRIVERS IN COLORADO;

(p) TO MAKE RECOMMENDATIONS TO THE COLORADO CONGRESSIONAL DELEGATION ABOUT CHANGES IN FEDERAL LAW THAT MAY BE NEEDED TO MAKE HEALTH CARE AFFORDABLE IN COLORADO; AND".

Reletter succeeding paragraph accordingly.

Amendment No. 4(L.009), by Senators Roberts and Aguilar.

Amend printed bill, page 3, after line 23 insert:

"(f) PRIVATE SECTOR INITIATIVES THAT CONTROL HEALTH CARE COSTS AND IMPROVE QUALITY OF CARE SHOULD BE ENCOURAGED AND PROMOTED;"

Reletter succeeding paragraphs accordingly.

Page 6, line 4, strike "FACILITY;" and substitute "FACILITY AND ONE OF WHOM HAS DEMONSTRATED SUCCESS INNOVATING MARKET-ORIENTED SOLUTIONS TO CONTROL HEALTH CARE COSTS AND IMPROVE QUALITY OF CARE;"

Page 12, line 11, after "EXPERTS" insert "WITH DEMONSTRATED EXPERIENCE CONTROLLING HEALTH CARE COSTS THROUGH MARKET-ORIENTED APPROACHES".

Amendment No. 5(L.010), by Senators Aguilar and Roberts.

Amend printed bill, page 7, line 4, strike "ENSURE REPRESENTATION" and substitute "ENSURE:

"(I) REPRESENTATION".

Page 7, lines 5 and 6, strike "(2) AND, TO THE EXTENT POSSIBLE, FROM RURAL AND URBAN REGIONS OF THE STATE AND" and substitute "(2);

(II) AT LEAST ONE APPOINTMENT FROM A RURAL REGION OF THE STATE; AND

(III) REPRESENTATION".

Amendment No. 6(L.011), by Senators Roberts and Aguilar.

Amend printed bill, page 3, line 21, strike "COMPETITION;" and substitute "COMPETITION OR SUPPRESSED COMPETITION DUE TO GOVERNMENT REGULATIONS;

(XII) COST IMPLICATIONS OF ESSENTIAL HEALTH BENEFITS REQUIREMENTS IMPOSED BY FEDERAL LAW AND REGULATIONS;"

Renumber succeeding subparagraphs accordingly.

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Amendment No. 7(L.013), by Senators Roberts and Aguilar.

Amend printed bill, page 7, line 9, strike "PARTY." and substitute "PARTY, AND THE APPOINTING AUTHORITIES SHALL ENSURE THAT THE STATE'S TWO MAJOR POLITICAL PARTIES HAVE AN EQUAL NUMBER OF MEMBERS ON THE COMMISSION."

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

SB14-164 by Senator(s) Carroll and King, Cadman, Jahn; --Concerning aerial firefighting.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, April 15, page(s) 743-744 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 870 and placed in members' bill files.)

Amendment No. 3(L.013), by Senator King.

Amend the Agriculture, Natural Resources, & Energy Committee Report, dated April 14, 2014, page 3, strike line 2 and substitute "ASSOCIATED RESOURCES."

(c) IN ADDITION TO THE ACQUISITIONS OR CONTRACTS MADE PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (5), THE DIVISION MAY USE ANY APPROPRIATIONS FOR THE COLORADO FIREFIGHTING AIR CORPS FOR THE CENTER OF EXCELLENCE DESCRIBED IN SUBSECTION (2) OF THIS SECTION."."

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

On motion of Majority Leader Heath, 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 (SB14-177, SB14-178, HB14-1216, SB14-118, HB14-1330, HB14-1072, HB14-1014, HB14-1170, HB14-1205, HB14-1211, and HB14-1221) of Thursday, April 24, was laid over until Friday, April 25, retaining its place on the calendar.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB14-003 by Senator(s) Nicholson, Kefalas, Ulibarri; also Representative(s) Pettersen, Fields, Exum-- Concerning child care assistance for working families, and, in connection therewith, making an appropriation.

Senator Nicholson moved to amend the Report of the Committee of the Whole to show that the following Nicholson floor amendment, (L.006) to SB 14-003, did not pass and that the following amendment did pass.

Amend the Health & Human Services Committee Report, dated April 17, 2014, page 1, line 18, after "SUBSECTION" insert "(2.3)".

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-003 as amended, SB14-176 as amended, SB14-187 as amended, SB14-164 as amended.

Laid over until Friday, April 25: SB14-177, SB14-178, HB14-1216, SB14-118, HB14-1330, HB14-1072, HB14-1014, HB14-1170, HB14-1205, HB14-1211, HB14-1221.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the Consideration of Resolutions Calendar (SR14-003, HJR14-1009, HJR14-1018) of Thursday, April 24 was laid over until Friday, April 25, retaining its place on the calendar.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Governor's Appointments -- Consent Calendar.

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

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

MEMBER OF THE
UNIVERSITY OF COLORADO HOSPITAL
AUTHORITY BOARD OF DIRECTORS

From the 7th Congressional District: Raymond Baker, for a term effective April 1, 2014 and continuing until March 31, 2017 (or until his successor is appointed by the Board of Regents). This will be Mr. Baker's first term on the Hospital Authority Board of Directors.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
COLORADO BANKING BOARD

for terms expiring July 1, 2017:

John R. Dye of Denver, Colorado, a representative of a money transmitter organization licensed pursuant to Article 52 of Title 12, appointed;

James L. Basey of Denver, Colorado, to serve as an executive officer of a state bank, with not less than five years' practical experience as an active executive officer of a bank, reappointed;

Emily S. Robinson of Golden, Colorado, an executive officer of a state bank, with not less than five years' practical experience as an active executive officer of a bank, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of Governor's Appointments.

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

MEMBER OF THE
OIL AND GAS CONSERVATION COMMISSION
OF THE STATE OF COLORADO

for a term expiring July 1, 2015:

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, and occasioned by the resignation of Winston Perry Pearce of Denver, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

MEMBERS OF THE
COAL MINE BOARD OF EXAMINERS

for terms expiring July 1, 2017:

Alan Reed Bayles of Hotchkiss, Colorado, a coal mine owner, operator, manager, or other mine official actively engaged in underground mining, reappointed;

Geral Justin Fedinec of Craig, Colorado, a coal mine owner, operator, manager, or other mine official actively engaged in surface mining industry, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

MEMBER OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for a term expiring November 1, 2017:

William Joseph Hybl of Colorado Springs, Colorado, a Republican residing in the Fifth Congressional District, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

MEMBER OF THE
COLORADO AGRICULTURAL DEVELOPMENT AUTHORITY
BOARD OF DIRECTORS

for a term expiring June 30, 2017:

Randall A. Wilks of Burlington, Colorado, a Democrat, to serve as a member with knowledge of agricultural activity in the state, and who shall represent the various agriculture operations and geographical regions of the state, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Thursday, April 24 was laid over until Friday, April 25, retaining its place on the calendar.

Consideration of House Amendments to Senate Resolutions: SJR14-026.

MESSAGE FROM THE HOUSE

April 24, 2014

Madam President:

The House has adopted and transmits herewith HJR14-1019.

The House has adopted and returns herewith SJR14-034.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1383.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HCR14-1002.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1381, amended as printed in House Journal, April 23, page 1156.
HB14-1066, amended as printed in House Journal, April 23, page 1157.
HB14-1352, amended as printed in House Journal, April 23, page 1157.
HB14-1384, amended as printed in House Journal, April 23, page 1158.
HB14-1372, amended as printed in House Journal, April 23, pages 1157-1158.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Finance

After consideration on the merits, the Committee recommends that **HB14-1292** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend the Education Committee Report, dated April 17, 2014, page 1, strike lines 1 through 5 and substitute:

"Amend reengrossed bill, page 9, strike lines 12 through 27."

Page 1 of the committee report, strike lines 6 through 21 and substitute:
"Page 10 of the reengrossed bill, strike lines 1 through 15.

Renumber succeeding sections accordingly.

Page 10 of the reengrossed bill, line 17, strike "(4)" and substitute "(4); and **add** (6)".

Page 10 of the reengrossed bill, line 24, strike "THE".

Page 10 of the reengrossed bill, strike line 25 through 27.

Page 11 of the reengrossed bill, strike line 1.

Page 11 of the reengrossed bill, line 2, strike "SCHOOL INSTITUTE."

Page 11 of the reengrossed bill, strike lines 15 through 22 and substitute:
"(II) THE REPORTING SYSTEM MUST REQUIRE AND THE STANDARD CHART OF ACCOUNTS MUST INCLUDE THE REPORTING OF EXPENDITURES, INCLUDING BUT NOT LIMITED TO ACTUAL SALARY EXPENDITURES AND ACTUAL BENEFIT EXPENDITURES REPORTED BY JOB CATEGORIES SPECIFIED IN THE COMMON CHART OF ACCOUNTS, AT THE SCHOOL-SITE LEVEL AS WELL AS AT THE SCHOOL DISTRICT, BOARD OF COOPERATIVE SERVICES,

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AND STATE CHARTER SCHOOL INSTITUTE LEVELS;
 (III) THE REPORTING SYSTEM MUST REQUIRE THE REPORTING OF REVENUES, INCLUDING PUBLIC REVENUES AND REVENUES RECEIVED FROM PRIVATE GIFTS, GRANTS, AND DONATIONS, RECEIVED AT THE SCHOOL-SITE LEVEL AS WELL AS AT THE SCHOOL DISTRICT, BOARD OF COOPERATIVE SERVICES, AND STATE CHARTER SCHOOL INSTITUTE LEVELS;".

Page 11 of the reengrossed bill, line 26, after "district;" insert "AND".

Page 12 of the reengrossed bill, line 1, strike "site; AND" and substitute "site."

Page 12 of the reengrossed bill, strike lines 2 through 7.

Page 12 of the reengrossed bill, line 23, strike "(II), (III), AND (VI)" and substitute "(II) AND (III)".

Page 13 of the reengrossed bill, line 3, strike "(II), (III), AND (VI)" and substitute "(II) AND (III)".

Page 13 of the reengrossed bill, line 10, strike "(II), (III), AND (VI)" and substitute "(II) AND (III)".

Page 13 of the reengrossed bill, line 26, strike "CREATE OR" and substitute "ISSUE A REQUEST FOR PROPOSALS AND".

Page 14 of the reengrossed bill, line 8, strike "POLICY" and substitute "PLANNING".

Page 14 of the reengrossed bill, after line 16 insert:

"(6) (a) THERE IS CREATED IN THE STATE TREASURY THE FINANCIAL REPORTING FUND, REFERRED TO IN THIS SUBSECTION (6) AS THE "FUND", WHICH CONSISTS OF A ONE-TIME APPROPRIATION FOR THE 2014-15 BUDGET YEAR OF THREE MILLION DOLLARS FROM THE STATE EDUCATION FUND, CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION, TO THE DEPARTMENT OF EDUCATION TO OFFSET THE COSTS INCURRED BY THE DEPARTMENT IN IMPLEMENTING SUBSECTION (4) OF THIS SECTION. THE MONEYS IN THE FUND ARE CONTINUOUSLY APPROPRIATED TO THE DEPARTMENT OF EDUCATION BEGINNING IN THE 2014-15 BUDGET YEAR AND CONTINUING THROUGH THE 2017-18 BUDGET YEAR, AFTER WHICH TIME ANY MONEYS REMAINING IN THE FUND ARE SUBJECT TO ANNUAL APPROPRIATION.

(b) THE STATE TREASURER MAY INVEST ANY MONEYS IN THE FUND NOT EXPENDED FOR THE PURPOSE OF SUBSECTION (4) OF THIS SECTION AS PROVIDED BY LAW. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND TO THE FUND. ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE FUND AT THE END OF A FISCAL YEAR REMAIN IN THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND.

(c) THE GENERAL ASSEMBLY HEREBY DECLARES THAT, FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION, IMPLEMENTING THE REPORTING REQUIREMENTS, INCLUDING CREATING AND MAINTAINING THE WEB SITE, SPECIFIED IN SUBSECTION (4) OF THIS SECTION IS AN IMPORTANT ELEMENT IN IMPLEMENTING ACCOUNTABILITY REPORTING AND MAY THEREFORE RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION."."

Page 2 of the committee report, strike lines 1 through 28.

Page 2 of the committee report, strike line 35 and substitute: "Page 29 of the bill, line 2, strike "BUDGET YEARS" and substitute "EACH BUDGET YEAR"."

Strike page 3 of the committee report.

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Health &
Human
Services

After consideration on the merits, the Committee recommends that **HB14-1317** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 8, after line 10 insert:

"(h) SUBJECT TO AVAILABLE APPROPRIATIONS, COUNTIES MUST WORK WITH THE STATE DEPARTMENT AND PROVIDERS TO ENHANCE EQUAL ACCESS TO CHILD CARE FOR CCCAP-SUBSIDIZED FAMILIES BY INCREASING REGULAR DAILY PROVIDER REIMBURSEMENT RATES. IF A COUNTY USES TIERED REIMBURSEMENT, THE COUNTY'S RATE INCREASES MAY REFLECT THAT TIERED REIMBURSEMENT STRUCTURE."

Page 9, after line 19 insert:

"**SECTION 5.** In Colorado Revised Statutes, **repeal** 26-2-805 (1) (e) (I.5), as added by House Bill 14-1022."

Renumber succeeding sections accordingly.

Page 11, line 21, after "(a)" insert "(I)".

Page 11, line 24, strike "BOARD; EXCEPT THAT, UPON" and substitute "BOARD."

Page 11, strike lines 25 through 27.

Page 12, strike lines 1 through 16 and substitute:

"(II) AFTER PROMULGATION OF RULES BY THE STATE BOARD, SUBJECT TO AVAILABLE APPROPRIATIONS, AND 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 SUBPARAGRAPH (II), ON OR BEFORE JULY 1, 2016, THE FORMULA MUST INCLUDE A TIERED REDUCED COPAYMENT STRUCTURE FOR CHILDREN ATTENDING HIGH-QUALITY CARE.

(III) NOTWITHSTANDING THE PROVISIONS OF SUBPARAGRAPH (II) OF THIS PARAGRAPH (a), 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 SUBPARAGRAPH (III), FOR A FAMILY LIVING AT OR BELOW ONE HUNDRED PERCENT OF THE FEDERAL POVERTY LEVEL, THE FAMILY COPAYMENT RESPONSIBILITY MUST BE RESTRICTED TO NO MORE THAN ONE PERCENT OF THE FAMILY'S GROSS MONTHLY INCOME AS DETERMINED BASED ON ONE MONTH OF INCOME.

(IV) PURSUANT TO RULES PROMULGATED BY THE STATE BOARD AND 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 SUBPARAGRAPH (IV), INCOME RECEIVED DURING THE PAST THIRTY DAYS MUST BE USED IN DETERMINING THE COPAYMENT, UNLESS ON A CASE-BY-CASE BASIS THE PRIOR THIRTY-DAY PERIOD DOES NOT PROVIDE AN ACCURATE INDICATION OF ANTICIPATED INCOME, IN WHICH CASE A COUNTY CAN REQUEST EVIDENCE OF UP TO TWELVE OF THE MOST RECENT MONTHS OF INCOME. A FAMILY MAY PROVIDE EVIDENCE OF UP TO TWELVE OF THE MOST RECENT MONTHS OF INCOME IF IT CHOOSES TO DO SO IF SUCH EVIDENCE MORE ACCURATELY REFLECTS AN ABILITY TO AFFORD THE REQUIRED FAMILY COPAYMENT."

Page 14, after line 24 insert:

"(c) [**Formerly 26-2-805 (1) (e) (I.5), as added by House Bill 14-1022.**] TO THE EXTENT PRACTICABLE, THE DURATION OF THE CHILD CARE AUTHORIZATION NOTICE, AS DEFINED BY RULE OF THE STATE

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BOARD, FOR A CHILD WHO IS ENROLLED IN CCCAP MUST BE THE SAME AS THE CHILD CARE ASSISTANCE ELIGIBILITY PERIOD FOR THE CHILD'S FAMILY; EXCEPT THAT, UNDER SPECIFIC, LIMITED CIRCUMSTANCES DESCRIBED BY RULE OF THE STATE BOARD, INCLUDING BUT NOT LIMITED TO JOB-SEARCH PERIODS, THE DURATION OF THE AUTHORIZATION NOTICE MAY BE LESS THAN THE FAMILY'S FULL PERIOD OF ELIGIBILITY. A COUNTY MAY REDUCE THE NUMBER OF FAMILIES SERVED PURSUANT TO THIS PART 8 IF NECESSARY TO ENSURE THAT THE COUNTY, IN IMPLEMENTING THE PROVISIONS OF THIS PARAGRAPH (c), DOES NOT EXCEED THE AMOUNT OF THE COUNTY BLOCK GRANT FOR CCCAP ALLOCATED TO THE COUNTY PURSUANT TO SECTION 26-2-804 FOR THE APPLICABLE FISCAL YEAR."

Reletter succeeding paragraphs accordingly.

Page 15, line 24, strike "(f)," and substitute "(g),".

Page 16, line 8, strike "(g)," and substitute "(h),".

Page 16, line 17, strike "(g)," and substitute "(i),".

Page 17, line 1, strike "(i)," and substitute "(j),".

Page 17, line 19, strike "INCOME." and substitute "INCOME, IN WHICH CASE A COUNTY CAN REQUEST EVIDENCE OF UP TO TWELVE OF THE MOST RECENT MONTHS OF INCOME."

Page 18, strike lines 18 through 24 and substitute:

"(a) 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 PARAGRAPH (a), AND PURSUANT TO RULES PROMULGATED BY THE STATE BOARD, IN ADDITION TO REGULAR DAILY PROVIDER REIMBURSEMENT RATES, SHALL REIMBURSE PROVIDERS ACCORDING TO THE FOLLOWING SCHEDULE:

(I) FOR PROVIDERS IN THE FIRST LEVEL OF THE STATE DEPARTMENT'S QUALITY RATING AND IMPROVEMENT SYSTEM, FOR NO FEWER THAN SIX ABSENCES OR HOLIDAYS PER YEAR;

(II) FOR PROVIDERS IN THE SECOND LEVEL OF THE STATE DEPARTMENT'S QUALITY RATING AND IMPROVEMENT SYSTEM, FOR NO FEWER THAN TEN ABSENCES OR HOLIDAYS PER YEAR; AND

(III) FOR PROVIDERS IN THE TOP THREE LEVELS OF THE STATE DEPARTMENT'S QUALITY RATING AND IMPROVEMENT SYSTEM, FOR NO FEWER THAN FIFTEEN ABSENCES OR HOLIDAYS PER YEAR."

Trans- After consideration on the merits, the Committee recommends that **SB14-197** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1012** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1016** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **SB14-190** 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 "maintenance and development" and substitute "development, continuing enhancement, and maintenance".

Page 6, line 19, strike "IMPROVEMENT" and substitute "ENHANCEMENT".

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Page 7, line 16, strike "DEVELOPMENT" and substitute "DEVELOPMENT, CONTINUING ENHANCEMENT,".

Page 7, line 17, after "MAINTENANCE" insert "AND CONTINUING ENHANCEMENT".

Page 7, line 21, strike "DEVELOPMENT" and substitute "DEVELOPMENT, CONTINUING ENHANCEMENT,".

Page 8, line 2, after "DEVELOPMENT," insert "ENHANCEMENT,".

Page 10, line 4, strike "DEVELOPMENT" and substitute "DEVELOPMENT, CONTINUING ENHANCEMENT,".

Page 10, line 9, strike "DEVELOPMENT" and substitute "DEVELOPMENT, CONTINUING ENHANCEMENT,".

Amend Senate Judiciary Committee Report, dated April 21, 2014, page 1, strike line 3 and substitute:

"Page 3, line 4, strike "costs"."

Finance After consideration on the merits, the Committee recommends that **HB14-1326** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1350** be referred to the Committee on Appropriations with favorable recommendation.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **HB14-1300** 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 confirmed:

MEMBERS OF THE STATE BOARD OF THE GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2017:

Peggy E. Montano of Denver, Colorado, a Democrat and resident of the 1st Congressional District, reappointed;

Alan E. Schwartz of Snowmass Village, Colorado, a Democrat and resident of the 3rd Congressional District and West of the Continental Divide, reappointed;

Natalie Jo Rogers of Yuma, Colorado, an Unaffiliated and resident of the 4th Congressional District, appointed;

Jason B. Brinkley of Aurora, Colorado, a Republican and resident of the 6th Congressional District, appointed;

James R. Spaanstra of Lakewood, Colorado, a Democrat and resident of the 7th Congressional District, reappointed.

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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 appointment and recommends that the appointment be confirmed:

MEMBER OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2016:

Michael Andrew Dudick of Breckenridge, Colorado, to serve as a representative of private travel attractions and casinos, and occasioned by the resignation of Steven Craig Kaverman of Canon City, Colorado, appointed.

Agriculture, Natural Resources, & Energy After consideration on the merits, the Committee recommends that **HB14-1333** be **referred** to the Committee on Appropriations with favorable recommendation.

Local Government After consideration on the merits, the Committee recommends that **HB14-1356** be **referred** to the Committee on Appropriations with favorable recommendation.

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
AIR QUALITY CONTROL COMMISSION

for terms expiring January 31, 2017:

Charles George Grobe of Craig, Colorado, to serve as a person with appropriate industrial experience, appointed;

Anthony Gerber of Denver, Colorado, to serve as a person with appropriate scientific experience, appointed;

Jeffrey Todd Mitchell of Aspen, Colorado, to serve as a person with appropriate scientific and technical experience, 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 TRAUMATIC BRAIN INJURY TRUST FUND BOARD

for a term expiring June 30, 2016:

Jeffrey Paul Cuthbert, PhD, MPH, MS, OT, of Littleton, Colorado, appointed.

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Health &
Human
Services

After consideration on the merits, the Committee recommends that **SB14-192** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 9, strike "TREATMENT" and substitute "RESTORATION".

Page 4, line 3, after the period add ""PROCESSING" DOES NOT INCLUDE CONVENTIONAL OPEN OR UNDERGROUND MINING TECHNIQUES PERMITTED UNDER ARTICLE 32 OF TITLE 34, C.R.S."

Page 5, line 18, strike "the" and substitute "the".

Page 5, line 19, strike "PUBLICATION" and substitute "GIVING PUBLIC NOTICE".

Page 5, line 22, strike "PUBLISHING" and substitute "POSTING".

Page 6, line 16, strike everything after "ALL".

Page 6, line 17, strike the first "HEARING" and substitute "MATERIAL ISSUES OF FACT, LAW, OR DISCRETION PRESENTED BY THE RECORD AND THE APPROPRIATE ORDER, SANCTION, RELIEF, OR DENIAL THEREOF" and strike "OFFICER," and substitute "OFFICER."

Page 6, strike line 18.

Page 6, line 19, strike "LAW."

Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **HB14-1275** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 2, strike line 16 and substitute:

"(III) THE AUTHORITY TO PURCHASE LAND UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH (i) EXPIRES ON JULY 1, 2020, BUT THIS EXPIRATION DOES NOT AFFECT THE AUTHORITY TO BUILD AND OPERATE OR TO CONTRACT TO BUILD AND OPERATE THE MULTI-USE SHOOTING FACILITY."

MESSAGE FROM THE REVISOR OF STATUTES

April 24, 2014

We herewith transmit:

Without comment, HCR14-1002.

Without comment, HB14-1383.

Without comment, as amended, HB14-1066, 1352, 1372, 1381, and 1384.

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INTRODUCTION OF RESOLUTIONS

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

- SJR14-038** by Senator(s) Steadman and Harvey; also Representative(s) Kagan and Conti--Concerning uniform sales and use tax definitions for home rule municipalities that locally collect their sales and use taxes.
Finance
- HJR14-1019** by Representative(s) Gardner and Joshi, Exum, Landgraf, Lee, Nordberg, Stephens, Waller; also Senator(s) Cadman and Herpin, Hill, Lambert--Concerning the commemoration of the El Paso County Medical Society and the volunteers of the Medical Reserve Corps of El Paso County.

Laid over until Monday, April 28, retaining its place on the calendar.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-213** by Senator(s) Johnston; also Representative(s) Conti--Concerning increasing the statutes of limitations for commencing proceedings against a person who, after committing a vehicular homicide, leaves the scene of the accident, and, in connection therewith, requiring a post-enactment review of the implementation of this act.
Judiciary
- HB14-1066** by Representative(s) Vigil; also Senator(s) Steadman--Concerning the amount of a driver's license fee that a rural county clerk and recorder may retain when issuing a driver's license, and, in connection therewith, making and reducing appropriations.
Transportation
- HB14-1352** by Representative(s) Tyler and Coram; also Senator(s) Todd and King--Concerning the management of waste tires, and, in connection therewith, making and reducing appropriations.
Transportation
- HB14-1381** by Representative(s) Fields, Buckner, Duran, Ginal, Hamner, Labuda, Lebsack, May, McCann, Melton, Moreno, Pabon, Pettersen, Salazar, Schafer, Singer; also Senator(s) Todd--Concerning adoption of a school closure plan as a requirement for closing a low-performing public school.
Education
- HB14-1384** by Representative(s) Pettersen and McNulty, Buckner, Garcia, Melton, Moreno, Ryden, Singer, Vigil; also Senator(s) Ulibarri and Crowder--Concerning rigor-based tuition assistance for students at postsecondary institutions.
Education

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday, April 25, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

108th Legislative Day Friday, April 25, 2014

Prayer By the chaplain, Imam Ismail Guder, Multicultural Mosaic Foundation, Denver.

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

Pledge By Senator Kerr.

Roll Call Present--34
 Absent--1, Ulibarri.
 Present later--1, Ulibarri.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Rivera, reading of the Journal of Thursday, April 24, 2014, 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 **HB14-1156** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **SB14-201** be **amended** as follows, and as so amended, be referred to the Committee on Legislative Council with favorable recommendation.

Amend printed bill, page 2, line 9, strike "GOVERNOR" and substitute "GOVERNOR, PRESIDENT OF THE SENATE, SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND CHIEF JUSTICE".

Page 2, strike lines 17 through 19 and substitute:
 "(2) (a) (I) THE PRESIDENT OF THE SENATE, IN CONSULTATION WITH THE SENATE MINORITY LEADER, SHALL SELECT ONE MEMBER FROM THE SENATE TO SERVE ON THE WORK GROUP.
 (II) THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, IN CONSULTATION WITH THE HOUSE MINORITY LEADER, SHALL SELECT ONE MEMBER FROM THE HOUSE OF REPRESENTATIVES TO SERVE ON THE WORK GROUP.
 (b) THE CHIEF JUSTICE SHALL SELECT ONE MEMBER FROM THE JUDICIAL DEPARTMENT TO SERVE ON THE WORK GROUP."

Reletter succeeding paragraphs accordingly.

Page 3, lines 3 and 4, strike "THE JUDICIAL DEPARTMENT,".

Page 4, line 2, after the period insert "THE WORK GROUP MAY CONSULT WITH THE STATE AUDITOR OR HIS OR HER DESIGNEE, THE OFFICE OF LEGISLATIVE LEGAL SERVICES, THE OFFICE OF LEGISLATIVE COUNSEL, OR OTHER NONPROFIT ORGANIZATIONS AS IS PERTINENT TO THE DUTIES OF THE WORK GROUP."

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Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1368 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	1 2 3 4 5
Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1359 be referred to the Committee of the Whole with favorable recommendation.	6 7 8 9 10
Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1358 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	11 12 13 14 15
Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1357 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	16 17 18 19 20
Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1323 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
Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1297 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	26 27 28 29 30
	Amend reengrossed bill, page 2, line 5, strike " and quality of life ".	31 32
	Page 2, line 9, strike "AND QUALITY OF LIFE".	33 34
	Page 3, line 15, strike "HEALTH AND QUALITY OF LIFE;" and substitute "HEALTH;".	35 36 37
	Page 4, line 1, strike "AND QUALITY OF LIFE".	38 39
	Page 4, line 2, after "DISSEMINATED" insert "TO PEOPLE WHO LIVE IN AREAS POTENTIALLY AFFECTED BY OIL AND GAS OPERATIONS AND TO A CONTROL POPULATION THAT DOES NOT LIVE IN SUCH AREAS".	40 41 42 43
	Page 4, line 12, strike "IDENTIFIED" and substitute "IDENTIFIED, IF ANY,".	44 45
	Page 4, line 13, before "AND" insert "EXCEPT THAT IF NO RELEVANT CONDITIONS OF INTEREST WERE IDENTIFIED IN TIER 1, THE DEPARTMENT SHALL NOT CONDUCT TIER 2;".	46 47 48 49
	Page 5, after line 5 insert:	50 51
	"(4) THE DEPARTMENT SHALL:	52
	(a) CONDUCT A PUBLIC HEARING REGARDING THE DEPARTMENT'S PROPOSED DESIGN AND CONDUCT OF THE ANALYSIS REQUIRED BY THIS SECTION AT EACH OF THE FOLLOWING POINTS, INCLUDING ANY PRELIMINARY RESULTS AND DRAFT REPORTS:	53 54 55 56
	(I) BEFORE FINALIZING THE DESIGN OF STAGE 1;	57
	(II) BEFORE FINALIZING THE DESIGN OF STAGE 2, TIER 1;	58
	(III) BEFORE FINALIZING THE DESIGN OF STAGE 2, TIER 2; AND	59
	(IV) BEFORE FINALIZING THE FINAL WRITTEN REPORT SUMMARIZING THE ANALYSIS.	60 61
	(b) POST NOTICE OF THE HEARINGS REQUIRED BY PARAGRAPH (a) OF THIS SUBSECTION (4) ON ITS WEB SITE AT LEAST TWO WEEKS BEFORE EACH HEARING; AND	62 63 64
	(c) PROVIDE THE PUBLIC WITH AN OPPORTUNITY TO SUBMIT WRITTEN AND ORAL COMMENTS ON THE SUBJECT MATTER OF EACH HEARING."	65 66 67 68
	Renumber succeeding subsections accordingly.	69

Page 5, line 13, strike "NINETEEN" and substitute "NINE".

Page 5, strike line 18, and substitute: "paragraph (b) of this subsection (5)".

Page 5, strike lines 19 and 20.

Page 5, line 23, strike "COMMITTEE; AND" and substitute "COMMITTEE".

Page 5, strike lines 24 through 27.

Page 6, strike lines 1 through 8.

Page 6, line 23, strike "(4)" and substitute "(5)".

Page 7, line 18, strike "(4)" and substitute "(5)".

Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1283** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, line 21, after "ANY" insert "NEGLIGENT".

Page 5, line 6, strike "(i), (3) (j)," and substitute "(i)".

Page 6, strike lines 16 through 26 and substitute "EXEMPTED FROM THE REQUIREMENT."

Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1276** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, line 7, strike "and".

Page 3, line 11, strike "lives." and substitute "lives; and

(j) Further, because public high schools' coaching staffs are often the first line of defense when a student athlete experiences cardiac arrest, coaches and athletic trainers have saved and will continue to save lives through the effective implementation of CPR and the use of defibrillators;

(k) For example, Thompson Valley High School coaches Jay Denning and Chad Raabe saved the life of Tommy Lucero, a high school freshman and baseball player who went into cardiac arrest during baseball practice; and

(l) Requiring coaching staff to obtain instruction in the effective implementation of CPR and use of an AED is an effective way to reduce risk to student athletes and to increase the number of adults in public schools who are able to apply and use these life-saving measures."

Page 4, line 14, after "TWELVE" insert "AND SCHOOL STAFF IN ANY OF GRADES NINE THROUGH TWELVE".

Page 7, after line 4 insert:

"SECTION 3. In Colorado Revised Statutes, **add 22-1-125.5** as follows:

22-1-125.5. Requirement for certification of public school athletic coaches in cardiopulmonary resuscitation - use of automated external defibrillators - definitions. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "CURRENTLY CERTIFIED IN CPR" MEANS THAT THE PERSON HAS COMPLETED TRAINING IN CARDIOPULMONARY RESUSCITATION FROM A NATIONALLY RECOGNIZED EVIDENCE-BASED CERTIFICATION PROGRAM WITHIN THE PRECEDING TWO YEARS.

(b) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE 30.5 OF THIS TITLE, A CHARTER SCHOOL AUTHORIZED

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BY THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF THIS TITLE, OR A BOARD OF COOPERATIVE SERVICES CREATED AND OPERATING PURSUANT TO ARTICLE 5 OF THIS TITLE THAT OPERATES ONE OR MORE PUBLIC SCHOOLS.

(c) "STATE BOARD OF EDUCATION" MEANS THE STATE BOARD OF EDUCATION CREATED AND EXISTING PURSUANT TO SECTION 1 OF ARTICLE IX OF THE STATE CONSTITUTION.

(2) NO LATER THAN JANUARY 1, 2015, COACHES OF ATHLETIC PROGRAMS EMPLOYED BY LOCAL EDUCATION PROVIDERS MUST BE CURRENTLY CERTIFIED IN CPR AND MUST HAVE RECEIVED INSTRUCTION IN THE EFFECTIVE USE OF AN AUTOMATED EXTERNAL DEFIBRILLATOR. THE STATE BOARD SHALL PROMULGATE RULES CONCERNING THE COACHING STAFF POSITIONS THAT ARE INCLUDED IN THIS REQUIREMENT.

(3) NOTHING IN THIS SECTION ABROGATES OR LIMITS:

(a) THE PROTECTIONS APPLICABLE TO:

(I) ANY PERSON OR ENTITY THAT RENDERS EMERGENCY ASSISTANCE THROUGH THE USE OF AN AUTOMATED EXTERNAL DEFIBRILLATOR PURSUANT TO SECTION 13-21-108.1, C.R.S.; OR

(II) VOLUNTEERS AND BOARD MEMBERS PURSUANT TO SECTIONS 13-21-115.7 AND 13-21-116, C.R.S.; OR

(b) THE LIMITS OR PROTECTIONS APPLICABLE TO PUBLIC ENTITIES AND PUBLIC EMPLOYEES PURSUANT TO THE "COLORADO GOVERNMENTAL IMMUNITY ACT", ARTICLE 10 OF TITLE 24, C.R.S."

Renumber succeeding sections accordingly.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1173** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SB14-211** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, after line 22 insert:

"SECTION 2. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of higher education, for the fiscal year beginning July 1, 2014, the sum of \$250,000, or so much thereof as may be necessary, for allocation to the board of regents of the university of Colorado related to the implementation of this act."

Renumber succeeding section accordingly.

Page 1, line 101, strike "CENTER." and substitute "CENTER, AND MAKING AN APPROPRIATION IN CONNECTION THEREWITH."

Health & Human Services

After consideration on the merits, the Committee recommends that **SB14-180** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 4, strike lines 4 through 15 and substitute: "SPECIFIED BY RULE OF THE MEDICAL SERVICES BOARD."

Page 4, strike lines 19 through 27 and substitute:

"(6) "QUALIFIED GRANTEE" MEANS AN ENTITY THAT HAS A DEMONSTRATED TRACK RECORD OF PROVIDING OR ARRANGING FOR THE PROVISION OF COST-EFFECTIVE AND COMPREHENSIVE DENTAL AND ORAL HEALTH CARE SERVICES TO LOW-INCOME SENIORS AND MAY INCLUDE BUT IS NOT LIMITED TO:

(a) AN AREA AGENCY ON AGING, AS DEFINED IN SECTION 26-11-203, C.R.S.;

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- (b) A COMMUNITY-BASED ORGANIZATION OR FOUNDATION;
- (c) A FEDERALLY QUALIFIED HEALTH CENTER, SAFETY-NET CLINIC, OR HEALTH DISTRICT;
- (d) A LOCAL PUBLIC HEALTH AGENCY; OR
- (e) A PRIVATE DENTAL PRACTICE.
- (7) "QUALIFIED PROVIDER" MEANS ANY PERSON WHO IS LICENSED TO PRACTICE DENTISTRY IN COLORADO OR WHO EMPLOYS A DENTIST LICENSED IN COLORADO AND WHO IS WILLING TO ACCEPT REIMBURSEMENT FOR COVERED DENTAL SERVICES PURSUANT TO THIS PROGRAM."

Page 5, strike lines 1 through 3.

Page 5, line 5, after "(1)" insert "(a)".

Page 5, after line 9 insert:

"(b) TO ENSURE THE CONTINUITY OF DENTAL HEALTH CARE TO LOW-INCOME SENIORS, THE STATE DEPARTMENT SHALL ENSURE THAT ANY INDIVIDUAL WHO MEETS, ON JUNE 30, 2014, THE ELIGIBILITY REQUIREMENTS FOR DENTAL SERVICES UNDER THE "COLORADO DENTAL CARE ACT OF 1977", ARTICLE 21 OF TITLE 25, C.R.S., PRIOR TO ITS REPEAL, REMAINS ELIGIBLE FOR DENTAL SERVICES AFTER JUNE 30, 2014, THROUGH THE "COLORADO DENTAL CARE ACT OF 1977", MEDICAID, THE OLD AGE PENSION HEALTH AND MEDICAL CARE FUND, OR THE PROGRAM."

Page 5, line 10, strike "SEPTEMBER 1, 2014," and substitute "MARCH 1, 2015,".

Page 5, strike lines 11 through 18 and substitute:

"SHALL:

- (a) IN CONSULTATION WITH THE ADVISORY COMMITTEE, DEVELOP A GRANT APPLICATION UNDER THE PROGRAM CONSISTENT WITH RULES OF THE MEDICAL SERVICES BOARD;
- (b) ACCEPT APPLICATIONS FOR GRANTS UNDER THE PROGRAM FROM ANY QUALIFIED GRANTEE;
- (c) AWARD GRANTS TO QUALIFIED GRANTEES TO PROVIDE COVERED DENTAL CARE SERVICES TO ELIGIBLE SENIORS;
- (d) PAY GRANTS UNDER THE PROGRAM WITHIN THIRTY DAYS AFTER APPROVAL BY THE STATE DEPARTMENT;
- (e) CONSIDER GEOGRAPHIC DISTRIBUTION OF FUNDS AMONG URBAN AND RURAL AREAS IN THE STATE WHEN MAKING FUNDING DECISIONS."

Page 5, strike lines 20 through 27 and substitute:

- (I) SUBMIT AN APPLICATION FOR A GRANT UNDER THE PROGRAM TO THE STATE DEPARTMENT ON THE FORM DEVELOPED BY THE STATE DEPARTMENT;
- (II) PROVIDE OUTREACH TO TARGETED ELIGIBLE SENIORS AND DENTAL CARE PROVIDERS;
- (III) IDENTIFY ELIGIBLE SENIORS AND QUALIFIED PROVIDERS;
- (IV) DEMONSTRATE COLLABORATION WITH COMMUNITY ORGANIZATIONS;
- (V) ENSURE THAT ELIGIBLE SENIORS RECEIVE COVERED DENTAL CARE SERVICES EFFICIENTLY WITHOUT DUPLICATION OF SERVICES;
- (VI) MAINTAIN RECORDS OF ELIGIBLE SENIORS SERVED, DENTAL CARE SERVICES PROVIDED, AND MONEYS SPENT FOR A MINIMUM OF SIX YEARS;
- (VII) DISTRIBUTE GRANT FUNDS TO QUALIFIED PROVIDERS IN THEIR SERVICE AREA; AND
- (VIII) CONDUCT AN EVALUATION OF THE PROGRAM IN ITS SERVICE AREA ON THE PROGRAM'S EFFECTIVENESS AND WEAKNESSES."

Page 6, strike lines 1 and 2.

Page 6, after line 4 insert:

"(c) A QUALIFIED GRANTEE MAY ALSO BE A QUALIFIED PROVIDER IF THE PERSON MEETS THE QUALIFICATIONS OF A QUALIFIED PROVIDER."

Page 6, line 5, strike "(a)".

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Page 6, strike lines 9 through 19 and substitute:

(a) A DEFINITION OF "ECONOMICALLY DISADVANTAGED" FOR PURPOSES OF ELIGIBILITY;

(b) A DESCRIPTION OF DENTAL SERVICES THAT MAY BE PROVIDED TO ELIGIBLE SENIORS UNDER THE PROGRAM; EXCEPT THAT SUCH SERVICES MUST INCLUDE BUT NOT BE LIMITED TO ORAL EXAMINATION, DIAGNOSIS, TREATMENT PLANNING, EMERGENCY TREATMENT, X RAYS, PARTIAL AND FULL DENTURES, REPLACEMENT OR REPAIR OF PERMANENT TEETH, REMOVAL OF PERMANENT TEETH, FILLINGS, PERIODONTAL TREATMENT, AND SOFT TISSUE TREATMENT;

(c) A DISTRIBUTION FORMULA FOR THE AVAILABILITY OF MONEYS TO EACH AREA OF THE STATE; AND

(d) PROCEDURES, CRITERIA, AND STANDARDS FOR AWARDDING GRANTS UNDER THE PROGRAM."

Page 7, line 6, after "INCLUDING" insert "AN ITEMIZATION OF THE DEPARTMENT'S ADMINISTRATIVE EXPENDITURES IN IMPLEMENTING AND ADMINISTERING THE PROGRAM AND".

Page 8, line 20, strike "OF" and substitute "OR".

Page 9, strike lines 8 through 10 and substitute "25.5-3-304, INCLUDING BUT NOT LIMITED TO:

(I) DEFINING COVERED DENTAL CARE SERVICES;

(II) THE DISTRIBUTION FORMULA FOR THE AVAILABILITY OF FUNDS TO EACH AREA OF THE STATE;

(III) GRANT PROCEDURES, CRITERIA, AND STANDARDS, INCLUDING PREFERENCE FOR QUALIFIED GRANTEEES WHO DEMONSTRATE COLLABORATION WITH COMMUNITY ORGANIZATIONS SUCH AS A LOCAL AREA AGENCY ON AGING; AND

(IV) A MAXIMUM AMOUNT PER PROCEDURE THAT CAN BE SPENT BY QUALIFIED GRANTEEES AND QUALIFIED PROVIDERS THAT SHALL NOT BE LESS THAN THE REIMBURSEMENT SCHEDULE ADOPTED BY THE STATE BOARD OF HEALTH PURSUANT TO SECTION 25-21-105, C.R.S., PRIOR TO ITS REPEAL."

Page 9, line 22, strike "THE STATE".

Page 9, strike lines 23 through 25.

Page 10, strike lines 7 through 19 and substitute:

"SECTION 2. In Colorado Revised Statutes, 25-21-104, add (4) as follows:

25-21-104. Dental assistance program for seniors. (4) (a) FOR SERVICES TO BE PERFORMED AFTER JUNE 30, 2014, THE QUALIFIED GRANTEE SHALL ENCOURAGE THE ELIGIBLE SENIOR TO APPLY FOR DENTAL AND ORAL HEALTH COVERAGE THROUGH THE MEDICAID OR THE OLD AGE PENSION HEALTH AND MEDICAL CARE FUND.

(b) IF AN ELIGIBLE SENIOR DOES NOT QUALIFY OR APPLY FOR DENTAL AND ORAL HEALTH COVERAGE THROUGH THESE PROGRAMS, THE QUALIFIED GRANTEE MAY CONTINUE TO PROVIDE SERVICES UNDER THIS ARTICLE; EXCEPT THAT, AFTER FEBRUARY 28, 2015, SERVICES MAY BE PROVIDED ONLY TO THE EXTENT THAT THE SERVICES WERE PART OF A TREATMENT PLAN ESTABLISHED PRIOR TO FEBRUARY 28, 2015."

Page 10, line 23, strike "2014." and substitute "2015."

Page 11, after line 4 insert:

SECTION 5. Accountability. Two years after this act becomes law and in accordance with section 2-2-1201, Colorado Revised Statutes, the legislative service agencies of the Colorado General Assembly shall conduct a post-enactment review of the implementation of this act utilizing the information contained in the legislative declaration set forth in section 26-11-208 (2), Colorado Revised Statutes, enacted in section 1 of this act."

Re-number succeeding section accordingly.

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Page 1, line 102, strike "**SENIORS.**" and substitute "**SENIORS, AND, IN CONNECTION THEREWITH, REQUIRING A POST-ENACTMENT REVIEW OF THE IMPLEMENTATION OF THIS ACT.**".

Appropriations After consideration on the merits, the Committee recommends that **SB14-191** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1180** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1178** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1278** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1270** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1333** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1119** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 8, strike lines 3 through 8.

Renumber succeeding section accordingly.

Page 1, line 102, strike "**ORGANIZATION, AND, IN**" and substitute "**ORGANIZATION.**".

Page 1, strike line 103.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1227** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1101** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1032** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 18, line 7, strike "\$1,046,750." and substitute "\$698,452.".

Page 18, line 12, strike "\$169,206." and substitute "\$114,539; and".

Page 18, line 15, strike "\$78,812." and substitute "\$53,350.".

Page 18, line 19, strike "\$1,105,983 and 17.5 FTE," and substitute "\$737,875 and 11.1 FTE,".

Page 18, line 22, strike "\$961,264 and 17.5 FTE" and substitute "\$609,429 and 11.1 FTE".

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Page 18, line 23, strike "\$48,282" and substitute "\$32,009".

Page 19, line 2, strike "\$109,973 and 0.9 FTE," and substitute "\$75,116 and 0.6 FTE,".

Page 19, line 5, strike "\$98,320 and 0.9 FTE" and substitute "\$65,548 and 0.6 FTE".

Page 19, line 6, strike "\$6,950" and substitute "\$4,865".

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1016** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1009** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1012** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 12, strike lines 25 through 27.

Page 13, strike lines 1 and 2.

Renumber succeeding subsections accordingly.

Page 1, line 103, strike "AND REDUCING APPROPRIATIONS." and substitute "AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1294** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1350** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 10, strike lines 4 through 9 and substitute "Section 5. Appropriation.".

Page 10, line 10, strike "(2)" and substitute "(1)".

Page 10, line 18, strike "(3)" and substitute "(2)".

Page 10, line 25, strike "(4)" and substitute "(3)".

Page 1, line 105, strike "AND REDUCING APPROPRIATIONS." and substitute "AN APPROPRIATION.".

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1159** 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, strike everything below the enacting clause and substitute:

"SECTION 1. In Colorado Revised Statutes, 39-26-724, amend (2) (a); and add (1) (c) and (2) (a.5) as follows:
39-26-724. Components used to produce energy from a renewable energy source - definitions - repeal. (1) (c) (I) ON AND

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AFTER THE EFFECTIVE DATE OF THIS PARAGRAPH (c), ALL SALES, STORAGE, AND USE OF COMPONENTS USED IN BIOGAS PRODUCTION SYSTEMS FOR THE PRODUCTION OF BIOGAS FOR SALE TO A POWER GENERATOR, AS A TRANSPORTATION FUEL, OR AS RENEWABLE NATURAL GAS ARE EXEMPT FROM TAXATION UNDER PARTS 1 AND 2 OF THIS ARTICLE.

(II) THIS PARAGRAPH (c) IS REPEALED, EFFECTIVE JULY 1, 2019.

(2) As used in this section:

(a) (I) ~~"Components used in solar thermal systems" shall include, but shall not be limited to:~~

~~(I) Solar collectors, including flat-plate collectors, evacuated tube collectors, solar air collectors, and concentrating solar thermal collectors;~~

~~(II) Tanks for the storage of gases or liquids that have been heated or cooled by solar-generated energy;~~

~~(III) Pumps, impellers, and fans for the circulation of gases or liquids that have been heated or cooled by solar-generated energy;~~

~~(IV) Heat exchangers used to transfer solar-generated energy;~~

~~(V) Support structures, racks, and foundations for any components listed in subparagraphs (I) to (IV) of this paragraph (a); and~~

~~(VI) Any other system components such as piping, valves, gauges, fittings, insulation, and controls for any components listed in subparagraphs (I) to (IV) of this paragraph (a). "COMPONENTS USED IN BIOGAS PRODUCTION SYSTEMS" INCLUDES ALL TANGIBLE PERSONAL PROPERTY USED IN CONNECTION WITH THE PRODUCTION OF BIOGAS AND RELATED SOLID BY-PRODUCTS AND LIQUID BY-PRODUCTS, INCLUDING BUT NOT LIMITED TO:~~

~~(A) ANAEROBIC DIGESTION SYSTEMS, INCLUDING BUT NOT LIMITED TO TRUCK WEIGHING EQUIPMENT, TRUCK UNLOADING EQUIPMENT, MANURE RECEIVING PITS, SUBSTRATE STORAGE TANKS, SUBSTRATE RECEIVING PITS, DOSING TANKS, ANAEROBIC DIGESTER TANKS, NATURAL GAS-FIRED BOILERS, BLOWERS, PUMPS, ELECTRICAL EQUIPMENT, CONTROL SYSTEMS, PIPING, VALVES, AND RELATED TANGIBLE PERSONAL PROPERTY;~~

~~(B) BIOGAS UPGRADE SYSTEMS, INCLUDING BUT NOT LIMITED TO PRESSURIZED GAS PROCESSING TECHNOLOGY SYSTEMS, OXYGEN REMOVAL GAS SYSTEMS, BOOSTER COMPRESSORS, GROUND FLARES, DRYERS, PUMPS, ELECTRICAL EQUIPMENT, CONTROL SYSTEMS, GAS PIPELINE INTERCONNECTION EQUIPMENT, PIPING, VALVES, HYDROGEN SULFIDE GAS CLEAN UP SYSTEMS, AND RELATED TANGIBLE PERSONAL PROPERTY; AND~~

~~(C) DIGESTED SOLIDS SYSTEMS, INCLUDING BUT NOT LIMITED TO HOLDING PITS, CENTRIFUGES, OTHER DEWATERING EQUIPMENT, PUMPS, ELECTRICAL EQUIPMENT, CONTROL SYSTEMS, CONVEYORS, WATER STORAGE PONDS AND RELATED EQUIPMENT, PIPING, VALVES, AND RELATED TANGIBLE PERSONAL PROPERTY.~~

(II) THIS PARAGRAPH (a) IS REPEALED, EFFECTIVE JULY 1, 2019.

(a.5) "COMPONENTS USED IN SOLAR THERMAL SYSTEMS" INCLUDE, BUT ARE NOT LIMITED TO:

(I) SOLAR COLLECTORS, INCLUDING FLAT-PLATE COLLECTORS, EVACUATED TUBE COLLECTORS, SOLAR AIR COLLECTORS, AND CONCENTRATING SOLAR THERMAL COLLECTORS;

(II) TANKS FOR THE STORAGE OF GASES OR LIQUIDS THAT HAVE BEEN HEATED OR COOLED BY SOLAR-GENERATED ENERGY;

(III) PUMPS, IMPELLERS, AND FANS FOR THE CIRCULATION OF GASES OR LIQUIDS THAT HAVE BEEN HEATED OR COOLED BY SOLAR-GENERATED ENERGY;

(IV) HEAT EXCHANGERS USED TO TRANSFER SOLAR-GENERATED ENERGY;

(V) SUPPORT STRUCTURES, RACKS, AND FOUNDATIONS FOR ANY COMPONENTS LISTED IN SUBPARAGRAPHS (I) TO (IV) OF THIS PARAGRAPH (a.5); AND

(VI) ANY OTHER SYSTEM COMPONENTS SUCH AS PIPING, VALVES, GAUGES, FITTINGS, INSULATION, AND CONTROLS FOR ANY COMPONENTS LISTED IN SUBPARAGRAPHS (I) TO (IV) OF THIS PARAGRAPH (a.5).

SECTION 2. In Colorado Revised Statutes, 29-2-105, add (1)

(d) (I) (M) as follows:

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

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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:

(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:

(M) THE EXEMPTION FOR SALES OF COMPONENTS USED IN BIOGAS PRODUCTION SYSTEMS SPECIFIED IN SECTION 39-26-724 (1) (c), C.R.S. THIS SUB-SUBPARAGRAPH (M) IS REPEALED, EFFECTIVE JULY 1, 2019.

SECTION 3. In Colorado Revised Statutes, 29-2-109, **add** (1.5) as follows:

29-2-109. Contents of use tax ordinances and proposals - repeal. (1.5) (a) THE USE TAX ORDINANCE, RESOLUTION, OR PROPOSAL OF ANY TOWN, CITY, OR COUNTY ADOPTED PURSUANT TO THIS ARTICLE MAY RECITE THAT THE USE TAX DOES NOT APPLY TO THE STORAGE AND USE OF COMPONENTS USED IN BIOGAS PRODUCTION SYSTEMS, AS EXEMPTED FROM THE STATE USE TAX PURSUANT TO SECTION 39-26-724 (1) (c), C.R.S.

(b) THIS SUBSECTION (1.5) IS REPEALED, EFFECTIVE JULY 1, 2019.

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."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-172** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 6, after line 14, insert:

"(8) (a) THERE IS HEREBY CREATED IN THE STATE TREASURY THE FIREFIGHTER BENEFITS CASH FUND. THE FUND CONSISTS OF MONEYS APPROPRIATED FROM THE GENERAL FUND BY THE GENERAL ASSEMBLY. THE MONEYS IN THE FUND ARE SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY TO THE DEPARTMENT OF LOCAL AFFAIRS FOR THE PURPOSE OF REIMBURSING EMPLOYERS FOR THE DIRECT COSTS OF MAINTAINING ACCIDENT INSURANCE, SELF-INSURANCE, OR PARTICIPATION IN A SELF-INSURANCE POOL OR MULTIPLE EMPLOYER HEALTH TRUST AS REQUIRED BY THIS PART 3.

(b) THE DEPARTMENT OF LOCAL AFFAIRS SHALL REIMBURSE EMPLOYERS FOR THE DIRECT COSTS OF MAINTAINING ACCIDENT INSURANCE, SELF-INSURANCE, OR PARTICIPATION IN A SELF-INSURANCE POOL OR MULTIPLE EMPLOYER HEALTH TRUST AS REQUIRED BY THIS PART 3."

Page 7, after line 14 insert:

"SECTION 5. Appropriation (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of local affairs, for the fiscal year beginning July 1, 2014, the sum of \$51,639 and 0.5 FTE, or so much thereof as may be necessary, to be allocated to the division of local government for the implementation of this act as follows:

(a) \$30,497 and 0.5 FTE for personal services and operating expenses;

(b) \$20,960 for the purchase of computer center services; and

(c) \$182 for the purchase of legal services.

(2) In addition to any other appropriation, there is hereby appropriated to the governor - lieutenant governor - state planning and

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budgeting, for the fiscal year beginning July 1, 2014, the sum of \$20,960, or so much thereof as may be necessary, for allocation to the office of information technology, for the provision of computer center services for the department of local affairs related to the implementation of this act. Said sum is from reappropriated funds received from the department of local affairs out of the appropriation made in paragraph (b) of subsection (1) of this section.

(3) In addition to any other appropriation, there is hereby appropriated to the department of law, for the fiscal year beginning July 1, 2014, the sum of \$182, or so much thereof as may be necessary, for the provision of legal services for the department of local affairs related to the implementation of this act. Said sum is from reappropriated funds received from the department of local affairs out of the appropriation made in paragraph (c) of subsection (1) of this section.

(4) In addition to any other appropriation, for the fiscal year beginning July 1, 2014, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the firefighters benefits cash fund created in section 29-5-302 (8) (a), Colorado Revised Statutes, the sum of \$850,350, and said sum, or so much thereof as may be necessary, is further appropriated to the department of local affairs, for the implementation of this act."

Renumber succeeding sections accordingly.

Page 1, strike line 103 and substitute "EVENT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations After consideration on the merits, the Committee recommends that **HB14-1300** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1095** 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 **HB14-1093** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1356** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB14-195** 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 5, after "CONDUCT" insert "AT LEAST THE PRELIMINARY STAGES OF".

Page 2, line 7, after the period insert "IF APPROPRIATE, THE BOARD SHALL CONDUCT ALL STAGES OF THE STUDY."

Page 3, after line 9 insert:

"SECTION 2. In Session Laws of Colorado 2012S, section 7 of chapter 1, amend (1) as follows:

Section 7. **Phreatophyte control cost-sharing program - appropriation.** (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the Colorado water conservation board construction fund not otherwise appropriated, to the department of natural resources, for allocation to the Colorado water conservation board, for the fiscal year beginning July 1, 2012, the sum of \$1,000,000, or so much thereof as may be necessary, for the board to continue financing phreatophyte control cost-sharing grants AND TO EVALUATE THE GROWTH AND IDENTIFICATION OF PHREATOPHYTES ALONG

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THE SOUTH PLATTE RIVER IN THE AFTERMATH OF THE SEPTEMBER 2013 FLOOD through any of the board's existing programs."

Renumber succeeding section accordingly.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1317** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB14-197** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB14-203** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1175** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB14-192** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 6, after line 25 insert:

"SECTION 4. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the radiation control fund created in section 25-11-104 (6) (c), Colorado Revised Statutes, not otherwise appropriated, to the department of public health and environment, for the fiscal year beginning July 1, 2014, the sum of \$30,986 and 0.4 FTE, or so much thereof as may be necessary, to be allocated to the radiation management program for the implementation of this act as follows:

Personal Services \$ 28,806 and 0.4 FTE
Operating Expenses \$ 2,180."

Renumber succeeding section accordingly.

Page 1, line 102, strike "MATERIALS." and substitute "MATERIALS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations After consideration on the merits, the Committee recommends that **HB14-1326** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1310** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **SB14-155** 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 **SB14-190** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Senate Judiciary Committee Report, dated April 21, 2014, page 2, line 7, strike "2015." and substitute "2014."

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Appropriations

After consideration on the merits, the Committee recommends that **HB14-1292** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 30, strike lines 4 through 10.

Renumber succeeding subsections accordingly.

Page 30, line 15, strike "\$237,265 and 1.5 FTE," and substitute "\$100,000,".

Page 30, line 17, strike "22-44-105 (4)," and substitute "22-2-143,"

Page 30, strike lines 18 through 25.

Amend the Finance Committee Report, dated April 24, 2014, page 1, strike lines 4 through 16.

Strike page 2 of the Finance Committee report.

Page 3 of the Finance Committee report, strike lines 1 through 20 and substitute:

"Page 2 of the Education Committee report, line 27, strike "SCHOOL." and substitute "SCHOOL."

SECTION 4. In Colorado Revised Statutes, **add** 22-2-143 as follows:

22-2-143. Department of education - request for information - financial transparency web site - repeal. (1) ON OR BEFORE JULY 1, 2014, THE DEPARTMENT SHALL ISSUE A REQUEST FOR INFORMATION TO DETERMINE AND COMPARE THE INITIAL AND ONGOING COSTS AND BENEFITS OF:

(a) CREATING AND MAINTAINING A WEB SITE TO PROVIDE ACCESS TO THE FINANCIAL INFORMATION REPORTED BY LOCAL EDUCATION PROVIDERS, AS DEFINED IN SECTION 22-44-303 (2), BY PROVIDING LINKS TO THE WEB SITES OF THE LOCAL EDUCATION PROVIDERS ON WHICH THE LOCAL EDUCATION PROVIDERS POST FINANCIAL INFORMATION; AND

(b) CREATING AND MAINTAINING A WEB SITE THAT PROVIDES THE FINANCIAL INFORMATION REPORTED BY LOCAL EDUCATION PROVIDERS, WHICH FINANCIAL INFORMATION IS PRESENTED IN A DESIGN THAT PROVIDES COMPARABILITY BY LAYPERSONS OF EXPENDITURES AND REVENUES AMONG SCHOOL SITES, SCHOOL DISTRICTS, THE STATE CHARTER SCHOOL INSTITUTE, AND BOARDS OF COOPERATIVE SERVICES.

(2) THE DEPARTMENT SHALL REPORT THE INFORMATION RECEIVED AS A RESULT OF THE REQUEST ISSUED PURSUANT TO SUBSECTION (1) OF THIS SECTION AT THE HEARING OF THE JOINT EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES, THAT IS HELD IN NOVEMBER OR DECEMBER OF 2014.

(3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2015."."

Page 2 of the Education Committee report, strike line 28."

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1046** be **postponed indefinitely**.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1298** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 6, strike lines 7 and 8 and substitute "HUNDRED EIGHTY-FIVE MILLION TWO HUNDRED TWO THOUSAND ONE HUNDRED SIXTY-NINE DOLLARS (\$5,785,202,169); except that the department of".

Page 7, strike lines 15 and 16 and substitute "NINE HUNDRED THIRTY-NINE MILLION SEVEN HUNDRED SIXTY-EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$5,939,768,500); except that the".

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Page 11, after line 20, insert:

"SECTION 8. In Colorado Revised Statutes, 22-2-134, add (5) as follows:

22-2-134. Unique student identifier - early childhood education - rules. (5) THE GENERAL ASSEMBLY DECLARES THAT, FOR PURPOSES OF ARTICLE IX OF THE STATE CONSTITUTION, COOPERATION IN ASSIGNING UNIQUE STUDENT IDENTIFIERS TO STUDENTS WHO RECEIVE STATE-SUBSIDIZED OR FEDERALLY-SUBSIDIZED EARLY CHILDHOOD EDUCATION SERVICES IS AN IMPORTANT ELEMENT IN IMPLEMENTING ACCOUNTABILITY REPORTING AND MAY THEREFORE RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION."

Renumber succeeding sections accordingly.

Page 11, strike lines 21 through 27.

Page 12, strike lines 1 through 4.

Renumber succeeding sections accordingly.

Page 24, after line 3 insert:

"(b) The cash funds appropriation from the state education fund created in section 17 (4) (a) of article IX of the state constitution, for the state share of districts' total program funding, is increased by \$10,020,171 to support the increased full-day kindergarten factor authorized in section 22-54-103 (15) (b), Colorado Revised Statutes.

(c) The cash funds appropriation from the state education fund created in section 17 (4) (a) of article IX of the state constitution, for English language learners technical assistance, is increased by \$53,228 and 0.5 FTE."

Reletter succeeding paragraphs accordingly.

Page 25, line 4, strike "\$18,485,659" and substitute "\$18,585,660".

Page 25, after line 22, insert:

"(3) In addition to any other appropriation, for the fiscal year beginning July 1, 2014, there is hereby appropriated, out of any moneys in the state education fund created in section 17 (4) of article IX of the Colorado constitution not otherwise appropriated, to the department of education, the sum of \$298,000, or so much thereof as may be necessary, to implement the requirements specified in section 22-2-134, Colorado Revised Statutes."

Amend the Education Committee Report, dated April 17, 2014, page 2, strike lines 6 through 10 and substitute:

"(a) "Adjusted district per pupil revenues" means the qualifying school district's per pupil funding plus the qualifying school district's at-risk per pupil funding; EXCEPT THAT, IN A BUDGET YEAR IN WHICH THE QUALIFYING SCHOOL DISTRICT RECEIVES MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d), "ADJUSTED DISTRICT PER PUPIL REVENUES" MEANS MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d)."

Page 2, strike lines 16 through 21 and substitute:

"(b) "Accounting district's adjusted per pupil revenues" means the accounting district's per pupil funding plus the accounting district's at-risk per pupil funding; EXCEPT THAT, IN A BUDGET YEAR IN WHICH THE ACCOUNTING DISTRICT RECEIVES MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d), "ACCOUNTING DISTRICT'S ADJUSTED PER PUPIL REVENUES" MEANS MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d)."

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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:	1 2 3 4 5 6 7 8 9 10 11
	<u>MEMBER OF THE CHARTER SCHOOL INSTITUTE BOARD</u>	12 13 14 15 16 17
	for a term expiring July 1, 2015:	18
	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, and occasioned by the resignation of Donahue Cassius Quashie of Colorado Springs, Colorado, appointed.	19 20 21 22 23 24 25
Education	After consideration on the merits, the Committee recommends that HB14-1202 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	26 27 28 29
Education	After consideration on the merits, the Committee recommends that SB14-205 be referred to the Committee of the Whole with favorable recommendation.	30 31 32 33
Education	After consideration on the merits, the Committee recommends that HB14-1085 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	34 35 36 37
Education	After consideration on the merits, the Committee recommends that HB14-1118 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	38 39 40 41
Education	After consideration on the merits, the Committee recommends that HB14-1124 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	42 43 44 45 46 47 48
Education	After consideration on the merits, the Committee recommends that HB14-1102 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	49 50 51 52 53 54 55 56 57 58
	Amend reengrossed bill, page 8, strike lines 20 and 21 and substitute "GIFTED CHILD'S IDENTIFICATION AS GIFTED;".	59 60 61 62 63
	Page 11, strike lines 12 through 16.	64 65 66 67
	Reletter succeeding paragraphs accordingly.	68 69
	Page 11, after line 20, insert: "(2) EACH ADMINISTRATIVE UNIT IS ALSO STRONGLY ENCOURAGED TO INCLUDE IN THE PROGRAM PLAN A UNIVERSAL SCREENING, AS DEFINED BY STATE BOARD RULE, OF ENROLLED STUDENTS NO LATER THAN SECOND GRADE TO IDENTIFY GIFTED CHILDREN AND A SECOND SCREENING OF GIFTED CHILDREN IN CONJUNCTION WITH THE CREATION OF EACH CHILD'S INDIVIDUAL CAREER AND ACADEMIC PLAN."	70 71 72 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
	Renumber succeeding subsections accordingly.	
	Page 12, strike lines 10 through 12 and substitute: "(5) (a) EACH ADMINISTRATIVE UNIT SHALL MAKE A GOOD-FAITH EFFORT TO HIRE AND RETAIN AT LEAST ONE QUALIFIED PERSON IN GIFTED EDUCATION TO ADMINISTER THE"	
	Page 13, strike lines 11 and 12 and substitute "IDENTIFY GIFTED CHILDREN. THE TEAM".	
	Page 17, strike lines 12 and 13 and substitute "OFFSET THE COSTS INCURRED BY ADMINISTRATIVE UNITS IN CONDUCTING A UNIVERSAL	

SCREENING OF ENROLLED STUDENTS".

Page 17, line 16, strike "PLAN;" and substitute "PLAN."

Page 17, strike lines 18 through 27.

Page 17, after line 17 insert:

"(b) AN ADMINISTRATIVE UNIT MAY CONDUCT EITHER OR BOTH THE UNIVERSAL SCREENING OF ENROLLED STUDENTS NO LATER THAN SECOND GRADE AND THE SECOND SCREENING IN CONJUNCTION WITH THE CREATION OF EACH CHILD'S INDIVIDUAL CAREER AND ACADEMIC PLAN. AN ADMINISTRATIVE UNIT MAY APPLY TO THE DEPARTMENT FOR A GRANT FOR THE SCREENINGS IT CONDUCTS. THE DEPARTMENT SHALL DISTRIBUTE MONEYS APPROPRIATED FOR THE COSTS OF CONDUCTING THE SCREENINGS TO EACH ADMINISTRATIVE UNIT THAT APPLIES FOR A GRANT. THE AMOUNT OF EACH GRANT MUST BE BASED ON THE NUMBER OF STUDENTS WHO PARTICIPATE IN THE SCREENING AND THE PER PUPIL COST OF THE SCREENING. THE STATE BOARD SHALL PROMULGATE RULES AS NECESSARY TO IMPLEMENT THIS PARAGRAPH (c), INCLUDING BUT NOT LIMITED TO, RULES TO SPECIFY THE DEADLINE BY WHICH ADMINISTRATIVE UNITS MUST APPLY FOR GRANTS PURSUANT TO THIS PARAGRAPH (c). THE DEPARTMENT SHALL DISTRIBUTE ANY AMOUNT REMAINING OF THE MONEYS APPROPRIATED FOR PURPOSES OF THIS PARAGRAPH (c) TO ADMINISTRATIVE UNITS IN THE SAME MANNER THAT IT DISTRIBUTES THE MONEYS APPROPRIATED PURSUANT TO SUBSECTION (1) OF THIS SECTION."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-200** be **postponed indefinitely**.

SENATE SERVICES REPORT

Correctly Printed: SB14-213; SJR14-038.
Correctly Engrossed: SB14-003, 164, 176, 187, 188 and 194; SJR14-034.
Correctly Revised: HB14-1144, 1162, 1199, 1266, 1287, 1335, 1344 and 1347.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-214** by Senator(s) Lambert and Steadman, Hodge; also Representative(s) Gerou and May, Duran--Concerning the studies requested in the department of personnel's response to the request for information in the fiscal year 2013-14 annual general appropriation act, and, in connection therewith, making an appropriation.
Appropriations
- HB14-1351** by Representative(s) Nordberg and Ryden; also Senator(s) Todd and Herpin, Carroll--Concerning a requirement that the Colorado office of economic development work to maintain the state's positive relationship with the United States armed forces.
State, Veterans, & Military Affairs
- HB14-1372** by Representative(s) Conti and McCann; also Senator(s) Marble, Newell--Concerning unauthorized advertising for adoption purposes.
Judiciary

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HCR14-1002 by Representative(s) Court and Coram, Priola, Dore, Rankin, Humphrey, Becker, Buckner, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Labuda, Landgraf, Lee, May, McCann, McLachlan, McNulty, Melton, Mitsch Bush, Moreno, Peniston, Primavera, Rosenthal, Ryden, Salazar, Schafer, Singer, Stephens, Tyler, Vigil, Williams, Wilson, Wright, Young; also Senator(s) Crowder and Schwartz--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the petition signatures required for a citizen-initiated constitutional amendment, and, in connection therewith, requiring a portion of the petition signatures for the amendment be gathered from voters who reside in each Colorado congressional district, increasing the total number of petition signatures required for the amendment, and excluding the repeal of an amendment passed prior to 2015 from these petition signature requirements.
 State, Veterans, & Military Affairs

On motion of Majority Leader Heath, 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

SJR14-028 by Senator(s) Kerr; also Representative(s) Kraft-Tharp and Gerou--Concerning celebration of Day Without Hate 2014.

On motion of Senator Kerr, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Cadman, Carroll, Crowder, Grantham, Guzman, Heath, Herpin, Hodge, Jahn, Johnston, Jones, Kefalas, King, Newell, Nicholson, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd and Ulibarri.

On motion of Majority Leader Heath, 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 Heath, 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

SJM14-003 by Senator(s) Baumgardner; also Representative(s) Coram and Mitsch Bush-- Memorializing former Senator Dave Wattenberg.

On motion of Senator Baumgardner, the memorial was read at length.

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

Amend engrossed memorial, page 2, line 3, strike "12" and substitute "14".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, the rules were suspended to allow former Representatives and former Senators who are currently registered lobbyists to speak in the well during consideration of a memorial.

Senate in recess. Senate reconvened.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

Senate in recess. Senate reconvened.

On motion of Senator Aguilar, 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

SJR14-037 by Senator(s) Grantham and Schwartz; also Representative(s) Wilson and Garcia-- Concerning the designation of May 4-10, 2014, as "National Correctional Officers and Employees Week".

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of House Amendments to Senate Resolutions.

SENATE ADHERENCE ON SJR14-027

SJR14-027 by Senator(s) King and Newell; also Representative(s) Exum and Scott--Concerning declaring the week of May 11-17, 2014, as Police Week, and, in connection therewith, declaring May 15, 2014, as Peace Officers' Memorial Day.

Senator King moved that the Senate adhere to its position on SJR14-027. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

**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:

HB14-1347 by Representative(s) Court; also Senator(s) Newell--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	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1344 by Representative(s) Rosenthal; also Senator(s) Tochtrop--Concerning the use of electronic means to document transactions related to the business 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1266 by Representative(s) McCann and Gardner; also Senator(s) Newell and King--Concerning the penalties for certain value-based offenses, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Steadman.

SB14-194 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May and Gerou, Duran--Concerning the issuance of identification documents by the department of revenue, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Kefalas.

SB14-188 by Senator(s) Schwartz and Baumgardner; also Representative(s) Fischer and Rankin-- 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	33	NO	2	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Johnston, Jones, Kefalas, Newell, Nicholson and Roberts.

HB14-1199 by Representative(s) Williams, Szabo; also Senator(s) Jahn and Balmer--Concerning changes to the regulation of consumer goods service contracts, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Newell.

HB14-1162 by Representative(s) Landgraf, Joshi, Navarro, Rankin, Saine, Stephens, Wilson; also Senator(s) Carroll--Concerning protection of the victim of a sexual assault in cases where a child was conceived as a result of the sexual assault, and, in connection therewith, making legislative changes in response to the study by and the report of the recommendations from the task force on children conceived through rape.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Heath, Herpin, Jahn, Johnston, Kefalas, Kerr, King, Lambert, Newell, Nicholson, Rivera, Roberts, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1144 by Representative(s) Gardner; also Senator(s) Johnston, Guzman, King--Concerning measures to improve the performance of district attorneys, 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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Herpin, Lambert and Schwartz.

HB14-1287 by Representative(s) Young, Foote, Singer, Sonnenberg, DelGrosso; also Senator(s) Nicholson and Lambert, Renfroe--Concerning the use of moneys in the public school capital construction assistance fund to provide emergency financial assistance to public school facilities that are damaged in a declared disaster emergency.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jahn, Jones, Kefalas, Kerr, King, Newell, Rivera, Roberts, Steadman, Todd, Ulibarri and Zenzinger.

HB14-1335 by Representative(s) Moreno; also Senator(s) Jones--Concerning campaign contribution limits that are applicable to candidate committees for candidates who are not affiliated with a major political party.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Hodge, Jahn, Johnston, Kefalas, Kerr, King, Lambert, Rivera, Roberts, Schwartz, Steadman, Todd and Ulibarri.

MESSAGE FROM THE HOUSE

April 25, 2014

Madam President:

The House has adopted and returns herewith SJM14-004.

The House has adopted and returns herewith SJR14-028.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1385, amended as printed in House Journal, April 24, pages 1185-1186.
 HB14-1387, amended as printed in House Journal, April 24, page 1186.
 HB14-1376, amended as printed in House Journal, April 24, page 1186.
 HB14-1360, amended as printed in House Journal, April 24, pages 1187-1189, and amended on Third Reading, as printed in House Journal, April 25.
 HB14-1382, amended as printed in House Journal, April 24, pages 1186-1187.
 HB14-1380, amended as printed in House Journal, April 24, page 1187.

The House has passed on Third Reading and returns herewith SB14-117, 029, 001, 008, 189.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
SB14-150, amended as printed in House Journal, April 24, page 1190.
SB14-129, amended as printed in House Journal, April 24, page 1190.

MESSAGE FROM THE REVISOR OF STATUTES

April 25, 2014

We herewith transmit:

Without comment, as amended, HB14-1360, 1376, 1380, 1382, and 1385.
Without comment, as amended, SB14-129 and 150.
With comment, as amended, HB14-1387.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1193, 1203, 1302, 1342.

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

On motion of Majority Leader Heath, 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.

MESSAGE FROM THE HOUSE

April 25, 2014

Madam President:

The House has adopted and returns herewith SJM14-003.

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:

SB14-003 by Senator(s) Nicholson, Kefalas, Ulibarri; also Representative(s) Pettersen, Fields, Exum--
Concerning child care assistance for working families, and, in connection therewith,
making an appropriation.

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

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YES	19	NO	16	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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, Johnston, Jones, Kerr, Newell, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

SB14-176 by Senator(s) Johnston; also Representative(s) Murray and Court--Concerning crimes related to entities that trade in stolen vehicles, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Kerr, King, Newell, Rivera and Todd.

SB14-187 by Senator(s) Aguilar and Roberts; also Representative(s) Stephens and Schafer--Concerning creation of the Colorado commission on affordable health care to analyze health care costs in Colorado, and, in connection therewith, making an appropriation.

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

Amendment No. 1(L.015), by Senators Aguilar and Roberts.

Amend engrossed bill, page 3, strike line 17.

Renumber succeeding subparagraphs accordingly.

Page 7, line 7, after "(b)" insert "(I)".

Page 7, line 17, strike "(I)" and substitute "(A)".

Page 7, line 19, strike "(II)" and substitute "(B)".

Page 7, line 21, strike "(III)" and substitute "(C)".

Page 7, line 22, strike "STATE. NOT" and substitute "STATE.
(II) NOT".

Page 11, line 26, strike "AND".

Page 11, after line 26 insert:

"(q) ANY OTHER AUTHORITY NECESSARY TO PERFORM ITS ADMINISTRATIVE DUTIES; AND".

Reletter succeeding paragraph accordingly.

Page 11, line 27, strike "POWERS OR".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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: Carroll, Guzman, Heath, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Schwartz, Steadman, Tochtrop, Todd and Ulibarri.

SB14-164

by Senator(s) Carroll and King, Cadman, Jahn; also Representative(s) Gardner--Concerning aerial firefighting efforts through the division of fire prevention and control in the department of public safety, and, in connection therewith, implementing recommendations made by the division regarding the Colorado firefighting air corps.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

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, and Senator Steadman 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:

SB14-177 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the children's code.

Laid over until Monday, April 28, retaining its place on the calendar.

SB14-178 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the criminal code.

Laid over until Monday, April 28, retaining its place on the calendar.

HB14-1216 by Representative(s) Sonnenberg; also Senator(s) Brophy--Concerning required safety markings for certain towers over fifty feet in height that are located in unincorporated areas of the state.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 827 and placed in members' bill files.)

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

SB14-159 by Senator(s) Aguilar, Kefalas; also Representative(s) Primavera--Concerning implementation of standardized rules for use in processing medical claims, and, in connection therewith, making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 17, page(s) 819-820 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 888 and placed in members' bill files.)

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

HB14-1328 by Representative(s) Williams and Coram, Becker, Dore, Hamner, McLachlan, Mitsch Bush, Scott, Tyler, Wilson, Young; also Senator(s) Nicholson and Crowder, Schwartz--Concerning the deployment of broadband into unserved areas of Colorado through grant-making from moneys allocated from the Colorado high cost support mechanism, and, in connection therewith, making an appropriation.

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

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- HB14-1331** by Representative(s) Williams and Murray; also Senator(s) Nicholson and Kerr--
Concerning the regulation of basic local exchange service as it affects effective
competition, and, in connection therewith, making an appropriation.1
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- Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 17, page(s) 802 and placed in members' bill files.)6
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- Amendment No. 2(L.004), by Senator Kerr.9
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- Amend the Business, Labor, and Technology Committee Report, dated
April 16, 2014, page 1, line 2, strike "(1) (r)".11
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- Page 1, strike lines 4 through 6.14
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- As amended, ordered revised and placed on the calendar for third reading and final
passage.17
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- HB14-1329** by Representative(s) Williams and Murray; also Senator(s) Kerr and Scheffel--Concerning
the exemption of certain internet-protocol-enabled services from oversight by the public
utilities commission, and, in connection therewith, making an appropriation.21
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- Ordered revised and placed on the calendar for third reading and final passage.25
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- HB14-1327** by Representative(s) Williams and Murray; also Senator(s) Scheffel and Tochtrop--
Concerning measures to expand the deployment of communication networks, and, in
connection therewith, enacting the "Broadband Deployment Act".28
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- Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 17, page(s) 801-802 and placed in members' bill files.)32
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- Amendment No. 2, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 867 and placed in members' bill files.)35
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- Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 887 and placed in members' bill files.)38
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- Amendment No. 4(L.024), by Senators Scheffel and Tochtrop.41
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- Amend the State, Veterans, & Military Affairs Committee Report, dated
April 21, 2014, page 1, line 2, strike ""GREATER" and substitute ""THAT
ARE GREATER".43
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- As amended, ordered revised and placed on the calendar for third reading and final
passage.47
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- HB14-1330** by Representative(s) Williams; also Senator(s) Tochtrop--Concerning an update of
telecommunications terminology for intrastate telecommunications services.51
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- Ordered revised and placed on the calendar for third reading and final passage.55
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- SB14-118** by Senator(s) Steadman; also Representative(s) Melton--Concerning improving protections
for individuals with disabilities.58
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- Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 856-866 and placed in members' bill files.)61
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- Amendment No. 2(L.009), by Senator Steadman.64
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- Amend the Judiciary Committee Report, dated April 21, 2014, page 1,
strike lines 13 through 17.66
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Page 1, line 15, strike "HOUSING OR EMPLOYMENT" and substitute "HOUSING, EMPLOYMENT, PUBLIC ACCOMMODATION, OR ADVERTISING". 1
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Page 1, line 16 and 17, strike "HOUSING OR EMPLOYMENT" and substitute "HOUSING, EMPLOYMENT, PUBLIC ACCOMMODATION, OR ADVERTISING". 4
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Page 2, strike lines 40 and 41 and substitute "trustees, receivers, or the state of Colorado and all OF". 7
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Page 3, line 12, after "ITS" insert "RELATED AMENDMENTS AND". 10
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Page 3, line 15, after "ITS" insert "RELATED AMENDMENTS AND". 12
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Page 3 strike lines 38 through 42. 14
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Page 4, strike lines 1 through 3. 16
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Renumber succeeding sections accordingly. 18
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Page 4, strike lines 11 through 33. 20
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Renumber succeeding sections accordingly. 22
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Page 4, line 39, strike "24-34-805." and substitute "24-34-502.2." 24

SECTION 5. In Colorado Revised Statutes, 24-34-502.2, **amend** 25
(1), (2), and (3) as follows: 26

24-34-502.2. Unfair or discriminatory housing practices against individuals with disabilities prohibited. (1) It shall be IS an 27
unfair or discriminatory housing practice and THEREFORE unlawful and 28
hereby prohibited: 29
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(a) For ~~any~~ A person to discriminate in the sale or rental of, or to 31
otherwise make unavailable or deny, a dwelling to any buyer or renter 32
because of a disability of ~~the~~ A buyer or renter, ~~or of any person~~ AN 33
INDIVIDUAL who will reside in the dwelling after it is sold, rented, or 34
made available, or of any ~~person~~ INDIVIDUAL associated with ~~such~~ THE 35
buyer or renter; 36

(b) For ~~any~~ A person to discriminate against ~~another person~~ AN 37
INDIVIDUAL in the terms, conditions, or privileges of sale or rental of a 38
dwelling or in the provision of services or facilities in connection with 39
such dwelling because of a disability of that ~~person~~ INDIVIDUAL, of any 40
~~person~~ INDIVIDUAL residing in or intending to reside in that dwelling 41
after it is so sold, rented, or made available, or of any ~~person~~ INDIVIDUAL 42
associated with ~~that person~~ THE INDIVIDUAL. 43

(2) For purposes of this section, "discrimination" includes BOTH 44
SEGREGATE AND SEPARATE AND INCLUDES, but is not limited to: 45

(a) A refusal to permit, at the expense of ~~the person~~ AN 46
INDIVIDUAL with a disability, reasonable modifications of existing 47
premises occupied or to be occupied by ~~such person~~ THE INDIVIDUAL if 48
~~such~~ THE modifications are necessary to afford ~~such person~~ THE 49
INDIVIDUAL WITH full enjoyment of the premises; except that, in the case 50
of a rental, the landlord may, where it is reasonable to do so, condition 51
permission for a modification on the renter agreeing to restore the interior 52
of the premises to the condition that existed before the modification, 53
reasonable wear and tear excepted; 54

(b) A refusal to make reasonable accommodations in rules, 55
policies, practices, or services when such accommodations may be 56
necessary to afford ~~such person~~ THE INDIVIDUAL WITH A DISABILITY equal 57
opportunity to use and enjoy a dwelling; and 58

(c) In connection with the design and construction of covered 59
multifamily dwellings for first occupancy after the date that is thirty 60
months after the date of enactment of the federal "Fair Housing 61
Amendments Act of 1988", a failure to design and construct those 62
dwellings in such a manner that the public use and common use portions 63
of ~~such~~ THE dwellings are readily accessible to and usable by ~~persons~~ 64
INDIVIDUALS with disabilities. At least one building entrance ~~shall~~ MUST 65
be on an accessible route unless it is impractical to do so because of the 66
terrain or the unusual characteristics of the site. All doors designed to 67
allow passage into and within all premises within ~~such~~ THE dwellings 68
~~shall~~ MUST be sufficiently wide to allow passage by ~~persons~~ INDIVIDUALS 69

with disabilities ~~in wheelchairs~~ USING MOBILITY DEVICES, and all premises within ~~such~~ THE dwellings ~~shall~~ MUST contain the following features of adaptive design:

- (I) Accessible routes into and through the dwellings;
- (II) Light switches, electrical outlets, thermostats, and other environmental controls in accessible locations;
- (III) Reinforcements in bathroom walls to allow later installation of grab bars; and
- (IV) Usable kitchens and bathrooms such that an individual ~~in a wheelchair~~ USING A MOBILITY DEVICE can maneuver about the space.

(3) Compliance with the appropriate requirements of the American national standard for buildings and facilities providing accessibility and usability for ~~persons~~ INDIVIDUALS with physical disabilities (commonly cited as ANSI A117.1) suffices to satisfy the requirements of paragraph (c) of subsection (2) of this section."

Renumber succeeding sections accordingly.

Page 7, line 6, after "(2)" insert "(a)".

Page 7, line 8, strike "24-34-601, OR 24-34-805" and substitute "24-34-502.2, OR 24-34-601".

Page 7, line 10, after "TO" insert "ANY OF".

Page 7, line 11, strike "(a)" and substitute "(I)".

Page 7, line 12, strike "OR".

Page 7, line 13, strike "(b)" and substitute "(II)", and strike "DAMAGES OR A" and substitute "DAMAGES; OR".

Page 7, strike lines 14 and 15 and substitute:

"(III) A STATUTORY FINE NOT TO EXCEED THREE THOUSAND FIVE HUNDRED DOLLARS."

Page 7, after line 15 insert:

"(b) FOR A CLAIM BROUGHT PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION FOR A CONSTRUCTION-RELATED ACCESSIBILITY VIOLATION, THE VIOLATION MUST BE CONSIDERED A SINGLE INCIDENT AND NOT AS SEPARATE VIOLATIONS FOR EACH DAY THE CONSTRUCTION-RELATED ACCESSIBILITY VIOLATION EXISTS.

(c) (I) A SMALL BUSINESS DEFENDANT IS ENTITLED TO A FIFTY PERCENT REDUCTION IN A STATUTORY FINE ASSESSED PURSUANT TO SUBPARAGRAPH (III) OF PARAGRAPH (a) OF THIS SUBSECTION (2) IF IT CORRECTS THE ACCESSIBILITY VIOLATION WITHIN THIRTY DAYS AFTER THE FILING OF THE COMPLAINT. THE FIFTY PERCENT REDUCTION IN A STATUTORY FINE DOES NOT APPLY, HOWEVER, IF THE DEFENDANT KNOWINGLY OR INTENTIONALLY MADE OR CAUSED TO HAVE MADE THE ACCESS BARRIER THAT CAUSED THE ACCESSIBILITY VIOLATION.

(II) FOR PURPOSES OF THIS PARAGRAPH (c), "SMALL BUSINESS" MEANS AN EMPLOYER WITH TWENTY-FIVE OR FEWER EMPLOYEES AND NO MORE THAN THREE MILLION FIVE HUNDRED THOUSAND DOLLARS IN ANNUAL GROSS INCOME.

(III) NOTHING IN THIS PARAGRAPH (c) MAY BE INTERPRETED TO RESULT IN A REDUCTION IN ACTUAL MONETARY DAMAGES AWARDED PURSUANT TO SUBPARAGRAPH (II) OF PARAGRAPH (a) OF THIS SUBSECTION (2)."

Page 7, after line 18, insert:

"(4) A COURT THAT HEARS CIVIL SUITS PURSUANT TO THIS SECTION SHALL APPLY THE SAME STANDARDS AND DEFENSES THAT ARE AVAILABLE UNDER THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AND ITS RELATED AMENDMENTS AND IMPLEMENTING REGULATIONS."

Page 8, line 24, after "ITS" insert "RELATED AMENDMENTS AND".

Page 9, strike lines 40 through 42.

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Strike page 10.

Page 11, strike lines 1 through 25.

Renumber succeeding sections accordingly.

Page 12, line 5, after "24-34-502," insert "24-34-502.2," and strike "24-34-803, OR 24-34-805, C.R.S." and substitute "OR 24-34-803, C.R.S.".

Amendment No. 3(L.011), by Senator Steadman.

Amend the Steadman floor amendment (SB118_L.009), page 1, strike lines 3 through 8.

Amendment No. 4(L.012), by Senator Steadman.

Amend the Judiciary Committee Report, dated April 21, 2014, page 7, line 6, strike "A" and substitute "EXCEPT AS PROVIDED FOR IN SUBSECTION (4) OF THIS SECTION, A".

Page 7, after line 18 insert:

"(4) A CIVIL SUIT ALLEGING A VIOLATION OF SECTION 24-34-601 MAY NOT BE BROUGHT PURSUANT TO SUBSECTION (2) OF THIS SECTION IF THE RESPONDENT CURED THE VIOLATION WITHIN FIFTEEN DAYS OF THE OFFENSE. IT IS AN AFFIRMATIVE DEFENSE AGAINST A FINE THAT ANY CONSTRUCTION NECESSARY TO CURE A VIOLATION WAS COMMENCED WITHIN FIFTEEN DAYS AFTER NOTIFICATION OF A VIOLATION AND COMPLETED WITHIN A REASONABLE TIME AFTER NOTIFICATION OF THE VIOLATION.".

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

HB14-1170 by Representative(s) Garcia, Court, Foote, Hullinghorst, May, Moreno, Navarro, Pabon, Rosenthal, Salazar, Schafer; also Senator(s) Steadman, Guzman--Concerning the authority of the state to enter into lease-purchase agreements for the Colorado bureau of investigation's Pueblo regional office and forensic laboratory, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 22, page(s) 868 and placed in members' bill files.)

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

SB14-206 by Senator(s) Steadman; also Representative(s) Singer--Concerning criminal record sealing provisions, and, in connection therewith, relocating the record sealing provisions in a new part, clarifying when an arrest record can be sealed, and making other clarifying changes.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 23, page(s) 899 and placed in members' bill files.)

Amendment No. 2(L.003), by Senator Steadman.

Amend printed bill, page 9, line 22, strike "INFRACTION;" and substitute "INFRACTION.".

Page 9, strike lines 23 and 24.

Page 10, after line 5 insert:

"(d) THIS SECTION SHALL NOT APPLY TO RECORDS PERTAINING TO A DEFERRED JUDGMENT AND SENTENCE OF SECTION 42-4-1301(1) OR (2), C.R.S.".

Reletter succeeding paragraphs accordingly.

Page 11, line 17, strike "AND" and substitute "OR".

Page 21, line 7, strike "OR LEVEL 3".

Page 24, lines 22 and 23, strike "LEVEL 1, LEVEL 2, OR LEVEL 3" and substitute "LEVEL 1 OR LEVEL 2".

Page 32, line 8, strike "24-22-604 (1) (c)." and substitute "24-72-604 (1) (c).".

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

HB14-1072 by Representative(s) Pettersen and Exum, Fields; also Senator(s) Kefalas, Ulibarri-- Concerning an income tax credit for child care expenses paid by a resident individual with a federal adjusted gross income of twenty-five thousand dollars or less, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 771 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 869 and placed in members' bill files.)

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

HB14-1014 by Representative(s) DelGrosso and Kraft-Tharp; also Senator(s) Heath and Scheffel-- Concerning modifications to the job growth incentive tax credit, and, in connection therewith, reducing an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 867 and placed in members' bill files.)

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

HB14-1205 by Representative(s) Ryden, Garcia, Conti, Court, Duran, Exum, Ferrandino, Fields, Gardner, Hamner, Hulinghorst, Kraft-Tharp, Lebsock, Lee, May, McCann, McLachlan, Melton, Mitsch Bush, Moreno, Navarro, Pabon, Peniston, Primavera, Rosenthal, Salazar, Schafer, Szabo, Vigil, Williams, Young; also Senator(s) Crowder, Steadman--Concerning the veterans assistance grant program.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 17, page(s) 803-804 and placed in members' bill files.)

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

HB14-1211 by Representative(s) Young, Ginal, Singer, Tyler; also Senator(s) Tochtrop--Concerning ensuring access to quality complex rehabilitation technology in the medicaid program, and, in connection therewith, making and reducing appropriations.

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

HB14-1221 by Representative(s) Exum and Rankin, Fields, Lebsock; also Senator(s) Tochtrop-- Concerning continuation of the regulation of fire suppression contractors by the division of fire prevention and control, and, in connection therewith, implementing the recommendations of the 2013 sunset report by the department of regulatory agencies.

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

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- HB14-1269** by Representative(s) Court and Williams, Becker, Fields, Fischer, Hullinghorst, Labuda, McCann, Melton, Moreno, Pabon, Peniston, Ryden, Salazar, Schafer; also Senator(s) Johnston--Concerning the circumstances under which a person who sells items subject to sales tax must collect such sales tax on behalf of the state. 1
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Laid over until Monday, April 28, retaining its place on the calendar. 7
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- HB14-1316** by Representative(s) Williams and Salazar, Melton, Becker, Buckner, Court, Duran, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, McCann, McLachlan, Moreno, Pabon, Peniston, Pettersen, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri and Guzman--Concerning methods to determine whether disparities involving certain historically underutilized businesses exist within the state procurement process, and, in connection therewith, commissioning a study to make such determination, requiring the department of personnel to track contracts awarded to historically underutilized businesses, and making and reducing appropriations. 10
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Laid over until Monday, April 28, retaining its place on the calendar. 19
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- HB14-1273** by Representative(s) McCann and Wright; also Senator(s) Newell and Schwartz, Kefalas--Concerning human trafficking, and, in connection therewith, making and reducing appropriations. 23
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Ordered revised and placed on the calendar for third reading and final passage. 27
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- HB14-1213** by Representative(s) Kraft-Tharp, Joshi, Vigil; also Senator(s) Crowder--Concerning pharmacy benefit manager maximum allowable cost pricing requirements for prescription drugs, and, in connection therewith, making and reducing appropriations. 30
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Ordered revised and placed on the calendar for third reading and final passage. 34
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- HB14-1011** by Representative(s) Young and Gerou, Kraft-Tharp; also Senator(s) Heath--Concerning the funding of advanced industry economic development programs. 37
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Amendment No. 1, Finance Committee Amendment. 40
(Printed in Senate Journal, April 16, page(s) 771-772 and placed in members' bill files.) 41
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As amended, ordered revised and placed on the calendar for third reading and final passage. 43
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- HB14-1307** by Representative(s) Vigil; also Senator(s) Crowder--Concerning the recategorization of Mineral county for the purpose of statutory provisions fixing the salaries of county officers. 47
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Ordered revised and placed on the calendar for third reading and final passage. 50
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- SCR14-002** by Senator(s) Brophy and Carroll; also Representative(s) Nordberg--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the protection of electronic data from unreasonable searches and seizures. 53
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Amendment No. 1(L.002), by Senator Brophy. 57
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Amend printed resolution, page 2, strike line 11 and substitute "homes, ELECTRONIC AND OTHER DATA, and effects, from unreasonable". 59
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 63
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ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Steadman, 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	King	Y	Scheffel	E
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

The Committee of the Whole took the following action:

Passed on second reading: SB14-159 as amended, SB14-118 as amended, SB14-206 as amended, SCR14-002 as amended, HB14-1216 as amended, HB14-1328, HB14-1331 as amended, HB14-1329, HB14-1327 as amended, HB14-1330, HB14-1170 as amended, HB14-1072 as amended, HB14-1014 as amended, HB14-1205 as amended, HB14-1211, HB14-1221, HB14-1273, HB14-1213, HB14-1011 as amended, HB14-1307.
Laid over until Monday, April 28: SB14-177, SB14-178, HB14-1269, HB14-1316.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (SR14-003, HJR14-1009, HJR14-1018) of Friday, April 25 was laid over until Monday, April 28, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE RESOLUTIONS

SJR14-026 by Senator(s) Zenzinger and Kerr; also Representative(s) Peniston and Duran--Concerning the designation of April 8, 2014, as "Equal Pay Day" in Colorado, and, in connection therewith, acknowledging the persisting problem of wage disparity among various groups.

Senator Kerr moved that the Senate concur in House amendments to **SJR14-026**, as printed in House Journal, April 22, page(s) 1134.

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	31	NO	0	EXCUSED	4	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	E
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

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

YES	22	NO	9	EXCUSED	4	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	E
Balmer	E	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	E		

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

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

**MEMBER OF THE
WASTE TIRE ADVISORY COMMITTEE**

for a term expiring September 9, 2014:

Brian S. Cunningham of Pueblo, Colorado, to serve as a tire retailer, and upon the resignation of Michael "Scott" Skorka of Golden, Colorado, appointed.

YES	31	NO	0	EXCUSED	4	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	E
Balmer	E	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	E	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	E		

COMMITTEE OF REFERENCE REPORTS

Legislative Council After consideration on the merits, the Committee recommends that **HB14-1117** be **postponed indefinitely**.

Legislative Council After consideration on the merits, the Committee recommends that **HB14-1161** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 7, line 15, strike "NINE MEMBERS:" and substitute "FIVE MEMBERS APPOINTED BY THE GOVERNOR AS FOLLOWS:".

Page 7, strike lines 16 through 24.

Page 7, line 25, strike "(A)" and substitute "(I)".

Page 7, line 27, strike "(B)" and substitute "(II)".

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Page 8, line 2, strike "(C)" and substitute "(III)".

Page 8, line 3, strike "(D)" and substitute "(IV)".

Page 8, line 5, strike "(E)" and substitute "(V)".

Page 8, line 7, strike "NINE" and substitute "FIVE".

Page 8, strike lines 18 through 20 and substitute "EXCEPT THAT THE INITIAL TERMS OF THREE OF THE".

Legislative Council

After consideration on the merits, the Committee recommends that **HB14-1194** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Legislative Council

After consideration on the merits, the Committee recommends that **HB14-1338** be referred to the Committee on Appropriations with favorable recommendation.

Legislative Council

After consideration on the merits, the Committee recommends that **HB14-1303** be referred to the Committee on Appropriations with favorable recommendation.

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, April 28, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

111th Legislative Day Monday, April 28, 2014

- Prayer 11
By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver. 12
- Call to Order 13
By the President *pro tem* at 10:00 a.m. 14
- Pledge 15
By Senator Herpin. 16
- Musical Presentation 17
Bridge Between Show Choir, Berthoud High School, performing "The Star-Spangled Banner" and "When You Wish Upon a Star". 18

On motion of Majority Leader Heath, 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. 19

- Roll Call 20
Present--35 21
- Quorum 22
The President announced a quorum present. 23
- Reading of Journal 24
On motion of Senator Zenzinger, reading of the Journal of Friday, April 25, 2014, was dispensed with and the Journal was approved as corrected by the Secretary. 25

COMMITTEE OF REFERENCE REPORTS

- Legislative Council 26
After consideration on the merits, the Committee recommends that **SB14-201** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation. 27

Amend the Health & Human Services Committee Report, dated April 24, 2014, page 1, line 6, strike "ONE MEMBER FROM" and substitute "TWO MEMBERS OF THE PUBLIC". 28

Page 1 of the committee report, line 7, strike "THE SENATE". 29

Page 1 of the committee report, line 9, strike "ONE" and substitute "TWO MEMBERS OF THE PUBLIC". 30

Page 1 of the committee report, line 10, strike "MEMBER FROM THE HOUSE OF REPRESENTATIVES". 31

Page 1 of the committee report, line 18, strike "COUNSEL" and substitute "COUNCIL". 32

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SENATE SERVICES REPORT

- Correctly Printed:** SB14-214.
- Correctly Engrossed:** SB14-118, 159 and 206; SCR14-002; SJM14-003; SJR14-028 and 037.
- Correctly Reengrossed:** SB14-003, 164, 176, 187, 188 and 194.
- Correctly Revised:** HB14-1011, 1014, 1072, 1170, 1205, 1211, 1213, 1216, 1221, 1273, 1307, 1327, 1328, 1329, 1330 and 1331.
- Correctly Rerevised:** HB14-1144, 1162, 1199, 1266, 1287, 1335, 1344 and 1347.
- Correctly Enrolled:** SB14-001, 041, 132, 143, 158, 161 and 165.

INTRODUCTION OF BILLS -- FIRST READING

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

- HB14-1360** by Representative(s) Young, Ginal, Primavera, Schafer, Singer; also Senator(s) Aguilar-- Concerning the continuation of the regulation of home care agencies by the department of public health and environment, and, in connection therewith, implementing the recommendations of the 2013 sunset report by the department of regulatory agencies, as modified by the legislative sunset committee, and making an appropriation.
Health & Human Services
- HB14-1376** by Representative(s) Buckner and Moreno, Court, Duran, Exum, Fields, Foote, Kagan, Melton, Pabon, Williams, Young; also Senator(s) Ulibarri--Concerning the analysis of information relating to the academic success of public school students based on student placement in different instructional groups or course levels, and, in connection therewith, making an appropriation.
Education
- HB14-1380** by Representative(s) Gardner and Fields; also Senator(s) Nicholson--Concerning the Colorado coroners standards and training board, and, in connection therewith, making an appropriation.
Judiciary
- HB14-1382** by Representative(s) Young and Wilson; also Senator(s) Kerr and Roberts--Concerning the delivery of on-line education within the public elementary and secondary education system, and, in connection therewith, making an appropriation.
Education
- HB14-1383** by Representative(s) Williams, Becker, Buckner, Court, Duran, Exum, Ferrandino, Fischer, Garcia, Ginal, Hulinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, May, McCann, Melton, Moreno, Peniston, Primavera, Rosenthal, Ryden, Salazar, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Tochtrop and Ulibarri--Concerning the required number of physicians that must be provided to an injured employee for selection of a treating physician in workers' compensation cases.
State, Veterans, & Military Affairs
- HB14-1385** by Representative(s) Priola and Peniston; also Senator(s) Johnston and Rivera--Concerning creation of high school academic growth awards to correspond to high school athletic award classifications.
Education
- HB14-1387** by Representative(s) Szabo and Fischer, Vigil; also Senator(s) Schwartz, Jahn--Concerning revisions of capital related statutes in the Colorado Revised Statutes, and, in connection therewith, amending or repealing obsolete, inconsistent, and conflicting provisions of law and clarifying the language to reflect legislative intent and current application of the law.
State, Veterans, & Military Affairs

On motion of Majority Leader Heath, 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 Heath, 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

SJR14-035 by Senator(s) Scheffel and Jones; also Representative(s) Lawrence and Vigil--Concerning the designation of April 28, 2014, as "First Responder Appreciation Day".

On motion of Senator Scheffel, a portion of the resolution was read.

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

Amend printed resolution, page 3, line 21, after "Texas;" insert "David Carr, Incident Commander, West Fork Fire Complex; Beth Lund, Great Basin Type 1 Incident Management Team Commander, West Fork Fire Complex; Gerald Jerant, Fire Chief, Huerfano County; Gregg Goodland, Public Information Officer, Royal Gorge Fire Department; Kyle Patterson, Spokesperson, Rocky Mountain National Park; James Englert, School Resource Officer Deputy Sheriff, Arapahoe High School; James Mauler, Security Guard, Arapahoe High School; Arapahoe County Sheriff's Office; Gerry Morrell, Fire Chief, Lafayette Fire Department; Joe Pelle, Sheriff, Boulder County; Craig Fugate, Administrator, Federal Emergency Management Agency; Chuck Russell, Deputy Incident Commander, Larimer County; Ben Pennymon, Spokesperson, Boulder County Office of Emergency Management; J.J. Hoffman, Fire Chief, City of Lyons; Shane Del Grosso, Boulder Incident Commander; Eric Marsh, Crew Supervisor, Granite Mountain Hotshots; Ben Palm, Fire Chief, Yarnell Fire Department; Joseph Finn, Deputy Fire Chief, Boston Fire Department; Ty Trenary, Snohomish County Sheriff; Steve Harris, Search Effort Division Supervisor, Washington state; Tod Gates, Incident Commander, Northwest Washington Incident Management Team; Travis Hots, Fire Chief, Snohomish County Fire District 21; Marti Whitmore, Public Information Officer, Ouray County; Lynn Padgett, Chairperson, Ouray County Board of County Commissioners; Michael Farr, Sergeant, Denver Police Department; Bellamann Hee, Trooper, Colorado State Patrol;".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Amend printed resolution, page 3, line 21, before "and" insert "Mike Butler, Public Safety Chief, Longmont Public Safety; Bruce Goodman, Chief of Police, Louisville Police Department; Tim Parker, Fire Chief, Louisville Fire Protection District; Rick Bashor, Chief of Police, Lafayette Police Department; Marc Vasquez, Chief of Police, Erie Police Department; Mark Lawley, Fire Chief, Mountain View Fire Protection District; Frederick Ryan, Chief of Police, Arlington Police Department;".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

SJR14-030 by Senator(s) Roberts and Kefalas, Aguilar, Crowder; also Representative(s) Dore-- Concerning memorializing the Cheyenne and Arapaho people who lost their lives during the Sand Creek Massacre, honoring their descendants, and commemorating the 150th anniversary of that tragic event.

On motion of Senator Roberts, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Balmer, Baumgardner, Brophy, Cadman, Carroll, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

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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:

HB14-1089 by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the qualification for a person to use the 10th mountain division license plate.

Laid over until Friday, May 2, retaining its place on the calendar.

HB14-1216 by Representative(s) Sonnenberg; also Senator(s) Brophy--Concerning required safety markings for certain towers over fifty feet in height that are located in unincorporated areas of the state.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jones, Rivera, Schwartz, Tochtrop and Todd.

SB14-159 by Senator(s) Aguilar, Kefalas; also Representative(s) Primavera--Concerning implementation of standardized rules for use in processing medical claims, 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	10	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Hodge, Jones, Newell, Nicholson, Schwartz, Tochtrop, Todd and Ulibarri.

HB14-1328 by Representative(s) Williams and Coram, Becker, Dore, Hamner, McLachlan, Mitsch Bush, Scott, Tyler, Wilson, Young; also Senator(s) Nicholson and Crowder, Schwartz--Concerning the deployment of broadband into unserved areas of Colorado through grant-making from moneys allocated from the Colorado high cost support mechanism, 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	6	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Kefalas, Kerr, Newell, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1331 by Representative(s) Williams and Murray; also Senator(s) Nicholson and Kerr-- Concerning the regulation of basic local exchange service as it affects effective competition, 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	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Hodge, Scheffel and Tochtrop.

HB14-1329 by Representative(s) Williams and Murray; also Senator(s) Kerr and Scheffel--Concerning the exemption of certain internet-protocol-enabled services from oversight by the public utilities commission, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Tochtrop and Todd.

HB14-1327 by Representative(s) Williams and Murray; also Senator(s) Scheffel and Tochtrop-- Concerning measures to expand the deployment of communication networks, and, in connection therewith, enacting the "Broadband Deployment Act" and making an appropriation.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Heath, Hodge, Kefalas, Kerr, Rivera and Zenzinger.

HB14-1330 by Representative(s) Williams; also Senator(s) Tochtrop--Concerning an update of telecommunications terminology for intrastate telecommunications 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Hodge, Kefalas, Kerr, Lambert, Nicholson, Rivera, Scheffel and Todd.

SB14-118 by Senator(s) Steadman; also Representative(s) Melton--Concerning improving protections for individuals with disabilities.

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.018), by Senator Steadman.

Amend engrossed bill, page 4, strike lines 8 and 9 and substitute "trustees, receivers, or the state of Colorado and all OF".

Page 6, after line 2 insert:

"SECTION 3. In Colorado Revised Statutes, 24-34-501, **add** (1.3) as follows:

24-34-501. Definitions. As used in this part 5, unless the context otherwise requires:

(1.3) (a) "DISABILITY" MEANS A PHYSICAL IMPAIRMENT WHICH SUBSTANTIALLY LIMITS ONE OR MORE OF A PERSON'S MAJOR LIFE ACTIVITIES AND INCLUDES A RECORD OF SUCH AN IMPAIRMENT AND BEING

REGARDED AS HAVING SUCH AN IMPAIRMENT.

(b) (I) ON AND AFTER JULY 1, 1990, AS TO THIS PART 5, "DISABILITY" ALSO INCLUDES A PERSON WHO HAS A MENTAL IMPAIRMENT, BUT THE TERM DOES NOT INCLUDE ANY PERSON CURRENTLY INVOLVED IN THE ILLEGAL USE OF OR ADDICTION TO A CONTROLLED SUBSTANCE.

(II) THE TERM "MENTAL IMPAIRMENT" AS USED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (b) MEANS ANY MENTAL OR PSYCHOLOGICAL DISORDER SUCH AS AN INTELLECTUAL OR DEVELOPMENTAL DISABILITY, ORGANIC BRAIN SYNDROME, MENTAL ILLNESS, OR SPECIFIC LEARNING DISABILITY."

Renumber succeeding sections accordingly.

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

YES	20	NO	14	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

YES	22	NO	12	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Guzman, Heath, Hodge, Jones, Kefalas, Kerr, Newell, Nicholson, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1170 by Representative(s) Garcia, Court, Foote, Hullinghorst, May, Moreno, Navarro, Pabon, Rosenthal, Salazar, Schafer; also Senator(s) Steadman, Guzman--Concerning the authority of the state to enter into lease-purchase agreements for the Colorado bureau of investigation's Pueblo regional office and forensic laboratory, 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	11	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Johnston, King, Newell, Nicholson, Rivera, Schwartz, Todd and Zenzinger.

SB14-206 by Senator(s) Steadman; also Representative(s) Singer--Concerning criminal record sealing provisions, and, in connection therewith, relocating the record sealing provisions in a new part, clarifying when an arrest record can be sealed, and making other clarifying changes.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Harvey, Heath, Jahn, Johnston, Kerr, Newell, Nicholson, Tochtrop, Todd and Ulibarri.

HB14-1072 by Representative(s) Pettersen and Exum, Fields; also Senator(s) Kefalas, Ulibarri-- Concerning an income tax credit for child care expenses paid by a resident individual with a federal adjusted gross income of twenty-five thousand dollars or less, 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	11	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Kerr, Newell, Nicholson, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

HB14-1014 by Representative(s) DelGrosso and Kraft-Tharp; also Senator(s) Heath and Scheffel-- Concerning modifications to the job growth incentive tax credit, and, in connection therewith, reducing an appropriation.

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

YES	27	NO	7	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Newell, Schwartz and Todd.

HB14-1205 by Representative(s) Ryden, Garcia, Conti, Court, Duran, Exum, Ferrandino, Fields, Gardner, Hamner, Hullinghorst, Kraft-Tharp, Lebsock, Lee, May, McCann, McLachlan, Melton, Mitsch Bush, Moreno, Navarro, Pabon, Peniston, Primavera, Rosenthal, Salazar, Schafer, Szabo, Vigil, Williams, Young; also Senator(s) Crowder, Steadman--Concerning the veterans assistance grant program.

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	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Herpin, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Roberts, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1211 by Representative(s) Young, Ginal, Singer, Tyler; also Senator(s) Tochtrop--Concerning ensuring access to quality complex rehabilitation technology in the medicaid program, 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	29	NO	5	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Newell, Nicholson and Steadman.

HB14-1221 by Representative(s) Exum and Rankin, Fields, Lebsock; also Senator(s) Tochtrop-- Concerning continuation of the regulation of fire suppression contractors by the division of fire prevention and control, and, in connection therewith, implementing the recommendations of the 2013 sunset report by the department of regulatory agencies.

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

YES	22	NO	12	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman, King and Newell.

HB14-1273 by Representative(s) McCann and Wright; also Senator(s) Newell and Schwartz, Kefalas-- Concerning human trafficking, and, in connection therewith, making and reducing appropriations.

Laid over until Wednesday, April 30, retaining its place on the calendar.

HB14-1213 by Representative(s) Kraft-Tharp, Joshi, Vigil; also Senator(s) Crowder--Concerning pharmacy benefit manager maximum allowable cost pricing requirements for prescription drugs, 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	31	NO	3	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 and Nicholson.

HB14-1011 by Representative(s) Young and Gerou, Kraft-Tharp; also Senator(s) Heath--Concerning the funding of advanced industry economic development programs.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Newell, Nicholson, Schwartz, Todd and Zenzinger.

HB14-1307 by Representative(s) Vigil; also Senator(s) Crowder--Concerning the recategorization of Mineral county for the purpose of statutory provisions fixing the salaries of county officers.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Schwartz.

SCR14-002 by Senator(s) Brophy and Carroll; also Representative(s) Nordberg--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning the protection of electronic data from unreasonable searches and seizures.

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

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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: Cadman, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Jahn, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Rivera, Roberts, Scheffel, Tochtrop, Ulibarri and Zenzinger.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, (HB 14-1322, HB14-1323, HB14-1159, HB14-1095, SB14-155, and HB14-1194) were made Special Orders -- Consent Calendar at 11:50 a.m.

Senate in recess. Senate reconvened.

Committee of the Whole The hour of 11:50 a.m. having arrived, Senator Guzman 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 Guzman was called to the chair to act as Chairman.

**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:

HB14-1322 by Representative(s) McLachlan; also Senator(s) Roberts--Concerning the Colorado probate code.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 24, page(s) 904-905 and placed in members' bill files.)

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

HB14-1323 by Representative(s) Primavera; also Senator(s) Lundberg and Kefalas--Concerning restrictions on the ability of a government entity to access an individual's personal medical information.

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

HB14-1159 by Representative(s) Young and Dore, Fischer, Lebsock, McLachlan, Mitsch Bush, Vigil; also Senator(s) Schwartz and Crowder--Concerning a state sales and use tax exemption for components used in biogas production systems.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 25, page(s) 932-934 and placed in members' bill files.)

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

HB14-1095 by Representative(s) Kagan and Gardner; also Senator(s) Newell--Concerning the Colorado bureau of investigation's authority to investigate computer crime, and, in connection therewith, making an appropriation.

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

SB14-155 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May and Duran, Gerou--Concerning grant funding for medical marijuana health effects studies.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, April 16, page(s) 791-792 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.

(Printed in Senate Journal, April 23, page(s) 886 and placed in members' bill files.)

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

HB14-1194 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman-- Concerning the recreation of the legislative digital policy 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 -- CONSENT CALENDAR

On motion of Senator Guzman, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-155 as amended, HB14-1322 as amended, HB14-1323, HB14-1159 as amended, HB14-1095, HB14-1194.

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

- General Orders -- Second Reading of Bills: SB14-177, SB14-178, HB14-1269, HB14-1316, SB14-193, HB14-1275.
- Consideration of Resolutions: SR14-003, HJR14-1009, HJR14-1018, HJR14-1019.
- Consideration of House Amendments to Senate Bills: SB14-150, SB14-129.
- Consideration of Governor's Appointments -- Consent Calendar
 - Members of the Air Quality Control Commission.
 - Member of the Colorado Traumatic Brain Injury Trust Fund Board.
- Consideration of Governor's Appointments:
 - Members of the Workers' Compensation Cost Containment Board.
 - Members of the State Board of the Great Outdoors Colorado Trust Fund.
 - Member of the Colorado Tourism Office Board of Directors.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-001, 158, and 161.

MESSAGE FROM THE GOVERNOR

Appointment

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

April 24, 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, 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:

Honorable Lois Anne Tochtrop of Thornton, Colorado, a Democrat residing in the Seventh Congressional District, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 4/25/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, April 28, 2014, at 10:59 a.m.:
SB14-001, 158, and 161.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **SB14-209** 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 **HB14-1315** be **referred** to the Committee of the Whole with favorable recommendation.

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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB14-208** 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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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB14-1187** be **postponed indefinitely**.

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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SCR14-001** be **postponed indefinitely**.

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State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **SB14-210** 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, strike lines 6 and 7 and substitute "CONDUCTED PURSUANT TO THIS PART 2, THE DIVISION SHALL HOLD A PREEXAMINATION CONFERENCE BETWEEN THE".

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Page 2, line 8, strike "COMMISSIONER" and substitute "DIVISION".

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Page 2, line 9, strike "COMMISSIONER" and substitute "DIVISION".

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Page 2, line 11, strike "COMMISSIONER" and substitute "DIVISION".

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Page 2, line 15, strike "(I)" and substitute "(a)".

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Page 2, line 17, strike "(II)" and substitute "(b)".

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Page 2, line 19, strike "(III)" and substitute "(c)".

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Page 2, strike lines 21 through 25.

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Page 3, strike lines 1 through 9.

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Business,
Labor, &
Technology

After consideration on the merits, the Committee recommends that **HB14-1015** be **referred** to the Committee on Appropriations with favorable recommendation.

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Judiciary

After consideration on the merits, the Committee recommends that **HB14-1353** 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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Judiciary

After consideration on the merits, the Committee recommends that **HB14-1044** 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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Judiciary After consideration on the merits, the Committee recommends that **HB14-1363** 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, after line 26 insert:

"SECTION 8. In Colorado Revised Statutes, 12-43.4-901, **amend** (2) (b) as follows:

12-43.4-901. Unlawful acts - exceptions - repeal. (2) It is unlawful for a person to:

(b) Have an unreported financial interest or a direct interest in a license pursuant to this article; except that this paragraph (b) does not apply to banks OR savings and loan associations ~~or industrial banks~~ supervised and regulated by an agency of the state or federal government, or to FHA-approved mortgagees, or to stockholders, directors, or officers thereof."

Renumber succeeding sections accordingly.

Judiciary After consideration on the merits, the Committee recommends that **HB14-1362** 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 7, strike lines 9 through 17 and substitute:

"SECTION 7. 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 **SB14-212** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 2, lines 23 and 24, strike "SPECIFIC AND INDIVIDUALIZED FINDINGS ON THE RECORD" and substitute "FACTUAL FINDINGS ON THE RECORD WITH RESPECT TO THE PERSON TO BE RELEASED".

Page 4, after line 16 insert:

"SECTION 6. In Colorado Revised Statutes, 16-4-110, **amend** (2) as follows:

16-4-110. Exoneration from bond liability. (2) If, within fourteen days after the posting of a bond by a defendant, the terms and conditions of ~~said~~ THE bond are changed or altered either by order of court or upon the motion of the district attorney or the defendant, the court, after a hearing, may order a compensated surety to refund a portion of the premium paid by the defendant, if necessary AND SUPPORTED BY FACTUAL FINDINGS, to prevent unjust enrichment. If more than fourteen days have elapsed after posting of a bond by a defendant, the court shall not order the refund of any premium."

Renumber succeeding sections accordingly.

Judiciary After consideration on the merits, the Committee recommends that **HB14-1037** be **referred** to the Committee on Appropriations with favorable recommendation.

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MESSAGE FROM THE HOUSE

April 28, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1379, 1386, 1390, 1388.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1374, amended as printed in House Journal, April 25, page 1212. HB14-1378, amended as printed in House Journal, April 25, pages 1213-1214, and amended on Third Reading, as printed in the House Journal, April 28. HB14-1375, amended as printed in House Journal, April 25, pages 1216-1217.

The House has passed on Third Reading and returns herewith SB14-168, 183, 171, 152, 173, 151, 130, 157, 075.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-011, amended as printed in House Journal, April 25, pages 1217-1218. SB14-015, amended as printed in House Journal, April 25, page 1218. SB14-064, amended as printed in House Journal, April 25, page 1218. SB14-125, amended as printed in House Journal, April 25, pages 1227-1232.

The House has adopted and returns herewith SJR14-035 and SJR14-030.

MESSAGE FROM THE REVISOR OF STATUTES

April 28, 2014

We herewith transmit:

Without comment, HB14-1379, 1386, 1388, and 1390.
Without comment, as amended, HB14-1374, 1375, and 1378.
Without comment, as amended, SB14-011, 015, 064, and 125.

INTRODUCTION OF BILLS -- FIRST READING

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

- SB14-215** by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Duran and Gerou, May-- Concerning the disposition of moneys collected by the state in connection with the legal marijuana industry, and, in connection therewith, making an appropriation.
Health & Human Services
- SB14-216** by Senator(s) Ulibarri; --Concerning the creation of state-level affordable housing incentives to provide insurance premium assistance for developers who build affordable housing condominiums.
State, Veterans, & Military Affairs
- SB14-217** by Senator(s) Carroll and Cadman; also Representative(s) Hullinghorst--Concerning methods to promote transparency in connection with public disclosure by lobbyists.
State, Veterans, & Military Affairs
- HB14-1374** by Representative(s) Holbert and Kraft-Tharp; also Senator(s) Hodge and Scheffel-- Concerning the inclusion of on-demand air carriers in the sales and use tax exemption for certain aircraft.
Business, Labor, & Technology

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- HB14-1375** by Representative(s) DelGrosso; also Senator(s) Tochtrop and King--Concerning modifications to statutory provisions governing urban redevelopment to promote the equitable financial contribution among affected public bodies in connection with the tax increment financing of urban redevelopment projects.
Judiciary

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- HB14-1378** by Representative(s) Stephens and Pabon, Fischer, Landgraf, McNulty, Navarro, Szabo; also Senator(s) King and Hodge--Concerning prohibiting the posting of a private image on social media without consent to cause serious emotional distress.
Judiciary

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- HB14-1379** by Representative(s) McCann; also Senator(s) Kerr--Concerning clarifying the application of spousal maintenance statutes.
Judiciary

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- HB14-1388** by Representative(s) Foote and Pettersen; also Senator(s) Steadman--Concerning a civil cause of action for damages that result from an unlawful termination of a pregnancy at any time prior to birth caused by at least reckless conduct without establishing legal personhood at any time prior to a live birth.
State, Veterans, & Military Affairs

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- HB14-1390** by Representative(s) Duran and Gardner; also Senator(s) Brophy and Zenzinger--Concerning the legal standing of a member of the public in challenging a violation of the open meetings requirements.
Local Government

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SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1034, 1042, 1045, 1061, 1204, 1284, and 1345.

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Senator Hill was removed as a Senate joint prime sponsor on HB14-1386 with Senator Johnston and Representatives Kraft-Tharp and Gardner.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday, April 29, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

112th Legislative Day

Tuesday, April 29, 2014

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Prayer	By the chaplain, Rabbi Eliot Baskin, Jewish Family Services of Colorado, Denver.	11
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Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	13
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Pledge	By Senator Herpin.	15
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Roll Call	Present--35	17
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Quorum	The President announced a quorum present.	19
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Reading of Journal	On motion of Senator Zenzinger, reading of the Journal of Monday, April 28, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	21
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Judiciary	After consideration on the merits, the Committee recommends that HB14-1296 be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	31
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	Amend reengrossed bill, page 2, line 8, strike "THE" and substitute "SUBJECT TO AVAILABLE APPROPRIATIONS, THE".	35
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	Page 2, line 9, strike "HAVE THE".	38
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	Page 2, line 10, strike "POWER TO".	40
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	Page 2, line 22, strike "THE DIVISION SHALL PERFORM".	42
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	Page 2, strike lines 23 and 24.	44
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Judiciary	After consideration on the merits, the Committee recommends that HB14-1355 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	47
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Judiciary	After consideration on the merits, the Committee recommends that SB14-204 be postponed indefinitely .	51
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Appropriations	After consideration on the merits, the Committee recommends that HB14-1001 be referred to the Committee of the Whole with favorable recommendation.	55
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Appropriations	After consideration on the merits, the Committee recommends that HB14-1102 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	59
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	Amend the Education Committee Report, dated April 24, 2014, page 1, strike line 1 and substitute:	64
		65
	"Amend reengrossed bill, page 7, line 24, after "HOLDS" insert "OR IS WORKING TOWARD ATTAINING".	66
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Page 8 of the reengrossed bill, strike lines 20 and 21 and substitute".

Page 1 of the committee report, line 15, after "RETAIN" insert "ON AT LEAST A HALF-TIME BASIS".

Page 2 of the committee report, strike lines 1 through 6 and substitute: "Page 17 of the reengrossed bill, line 19, strike "REQUIRED" and substitute "DESCRIBED".

Page 17 of the reengrossed bill, strike lines 20 and 21 and substitute:".

Page 2 of the committee report, strike line 17 and substitute "SCREENING.

(c) AN ADMINISTRATIVE UNIT THAT HIRES A QUALIFIED PERSON ON AT LEAST A HALF-TIME BASIS TO ADMINISTER THE ADMINISTRATIVE UNIT'S GIFTED PROGRAMS AND IMPLEMENT THE ADMINISTRATIVE UNIT'S PROGRAM PLAN MAY APPLY TO THE DEPARTMENT FOR A GRANT TO OFFSET THE COSTS INCURRED IN EMPLOYING THE QUALIFIED PERSON ON A HALF-TIME BASIS. THE DEPARTMENT SHALL DISTRIBUTE MONEYS APPROPRIATED FOR THE COSTS OF EMPLOYING QUALIFIED PERSONS ON A HALF-TIME BASIS TO EACH ADMINISTRATIVE UNIT THAT APPLIES FOR A GRANT. THE AMOUNT OF EACH GRANT MUST BE EQUAL TO THE COSTS INCURRED BY THE APPLYING ADMINISTRATIVE UNIT IN EMPLOYING THE QUALIFIED PERSON ON A HALF-TIME BASIS.

(d) THE STATE BOARD SHALL PROMULGATE RULES AS NECESSARY".

Page 2 of the committee report, line 18, strike "THIS PARAGRAPH (c)," and substitute "PARAGRAPHS (b) AND (c) OF THIS SUBSECTION (2)".

Page 2 of the committee report, line 20, strike "THIS PARAGRAPH (c)." and substitute "PARAGRAPHS (b) AND (c) OF THIS SUBSECTION (2)".

Page 2 of the committee report, line 22, strike "THIS PARAGRAPH (c)." and substitute "PARAGRAPHS (b) AND (c) OF THIS SUBSECTION (2)".

Page 2 of the committee report, line 24, strike "SECTION." and substitute "SECTION.

(e) IF AN ADMINISTRATIVE UNIT IS CONDUCTING THE UNIVERSAL SCREENING AND THE SECOND SCREENING OR EMPLOYING A QUALIFIED PERSON IN GIFTED EDUCATION".

Page 17 of the reengrossed bill, line 24, strike "SUBPARAGRAPH (II) OF PARAGRAPH (a)" and substitute "PARAGRAPH (b) OR (c)".

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1124** be **postponed indefinitely**.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1161** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 12, line 4, strike "\$5,983" and substitute "\$5,279".

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1173** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1202** 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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Appropriations	After consideration on the merits, the Committee recommends that HB14-1276 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 HB14-1297 be postponed indefinitely .	5 6 7 8
Appropriations	After consideration on the merits, the Committee recommends that HB14-1303 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 HB14-1338 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
Appropriations	After consideration on the merits, the Committee recommends that HB14-1283 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 HB14-1357 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 HB14-1358 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	28 29 30 31 32
Appropriations	After consideration on the merits, the Committee recommends that HB14-1368 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 SB14-180 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	38 39 40 41 42
	Amend the Health and Human Services Committee Report, dated April 24, 2014, page 2, line 10, strike ""MARCH 1," and substitute ""JULY 1,".	43 44 45
	Page 4 of the committee report, strike lines 8 and 9 and substitute:	46 47
	"Page 9 of the bill, strike lines 14 through 27.	48 49
	Page 10 of the bill, strike lines 1 through 6."	50 51
	Page 4 of the committee report, line 21, strike "FEBRUARY 28," and substitute "JUNE 30,".	52 53 54
	Page 4 of the committee report, line 23, strike "FEBRUARY 28," and substitute "JUNE 30,".	55 56 57
	Page 4 of the committee report, strike line 24 and substitute:	58 59
	"Page 10 of the bill, line 23, strike "JULY 1, 2014." and substitute "JANUARY 1, 2016."."	60 61 62
	Page 4 of the committee report, before line 26 insert:	63 64
	""SECTION 5. Appropriation - adjustments to 2014 long bill.	65
	(1) For the implementation of this act, appropriations made in the annual general appropriation act to the department of public health and	66 67

environment, from the general fund, for the fiscal year beginning July 1, 2014, for the senior dental program, is decreased by \$55,000.

(2) In addition to any other appropriation, for the fiscal year beginning July 1, 2014, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of health care policy and financing, for the fiscal year beginning July 1, 2014, the sum of \$55,000 and 0.8 FTE, or so much thereof as may be necessary, for allocation to the executive director's office for personal services and operating expenses related to the implementation of this act."

Page 4 of the committee report, line 26, strike ""SECTION 5." and substitute "SECTION 6."

Page 5 of the committee report, line 3, strike "ACT." and substitute "ACT, AND MAKING AND REDUCING APPROPRIATIONS."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-211** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Senate Health and Human Services Committee Report dated April 24, 2014, page 1, line 2, after "Appropriation." insert "(1)".

Page 1, strike lines 7 through 12 and substitute "college opportunity fund program for fee-for-service contracts with state institutions.

(2) In addition to any other appropriation, there is hereby appropriated to the department of higher education, for the fiscal year beginning July 1, 2014, the sum of \$250,000, or so much thereof as may be necessary, for allocation to the regents of the university of Colorado for expenditures related to the implementation of this act. Said sum is from reappropriated funds out of the appropriation made in subsection (1) of this section."

Renumber succeeding section accordingly.

Page 1 of the bill, line 101, strike "CENTER." and substitute "CENTER, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **SB14-214** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1156** be referred to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SB14-215, 216 and 217.

Correctly Engrossed: SB14-155; SJR14-030 and 035.

Correctly Reengrossed: SB14-118, 159 and 206; SCR14-002.

Correctly Revised: HB14-1095, 1159, 1194, 1322 and 1323.

Correctly Rerevised: HB14-1011, 1014, 1072, 1170, 1205, 1211, 1213, 1216, 1221, 1307, 1327, 1328, 1329, 1330 and 1331.

Correctly Enrolled: SB14-030, 049, 123, 154 and 169.

**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:

HB14-1322 by Representative(s) McLachlan; also Senator(s) Roberts--Concerning the Colorado probate code.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1323 by Representative(s) Primavera; also Senator(s) Lundberg and Kefalas--Concerning restrictions on the ability of a government entity to access an individual's personal medical information.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Hodge, Lambert, Newell, Nicholson and Steadman.

HB14-1159 by Representative(s) Young and Dore, Fischer, Lebsock, McLachlan, Mitsch Bush, Vigil; also Senator(s) Schwartz and Crowder--Concerning a state sales and use tax exemption for components used in biogas production systems.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Hodge, Kerr, Newell, Nicholson and Steadman.

HB14-1095 by Representative(s) Kagan and Gardner; also Senator(s) Newell--Concerning the Colorado bureau of investigation's authority to investigate computer crime, 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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Herpin, King, Lambert and Todd.

SB14-155 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) May and Duran, Gerou--Concerning grant funding for medical marijuana health effects studies.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Kefalas, Kerr, Newell, Nicholson and Todd.

HB14-1194 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman--
Concerning the recreation of the legislative digital policy advisory committee.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB14-209, SB14-208, HB14-1353, HB14-1044, HB14-1363, and HB14-1362 were made Special Orders -- Consent Calendar at 9:25 a.m.

Committee of the Whole The hour of 9:25 a.m. having arrived, Senator Guzman 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 Guzman was called to the Chair to act as Chairman.

**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:

SB14-209 by Senator(s) Heath and Scheffel; also Representative(s) Tyler, Priola--Concerning the requirements for permissible investments by insurers in loans secured by interests in real estate.

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

SB14-208 by Senator(s) Jones; also Representative(s) Fields--Concerning the reinstatement of the authority for a veteran who has not been dishonorably discharged to practice professionally.

Removed from the Special Orders--Second Reading of Bills--Consent Calendar of Tuesday, April 29 and placed at the end of the General Orders--Second Reading of Bills Calendar of Wednesday, April 30.

HB14-1353 by Representative(s) Gardner; also Senator(s) Johnston--Concerning powers of appointment.

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

HB14-1044 by Representative(s) Dore; also Senator(s) Tochtrop--Concerning consequences for a parolee who tampers with an electronic monitoring device that the parolee is required to wear as a condition of parole.

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

HB14-1363 by Representative(s) Gardner, Foote, Kagan, Labuda, Scott; also Senator(s) Roberts, Brophy, Guzman, Steadman--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, Judiciary Committee Amendment.

(Printed in Senate Journal, April 28, page(s) 977 and placed in members' bill files.)

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

HB14-1362 by Representative(s) Moreno; also Senator(s) Ulibarri--Concerning great-grandparent visitation with great-grandchildren.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 28, page(s) 977 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 Guzman, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-209, HB14-1353, HB14-1044, HB14-1363 as amended, HB14-1362 as amended.

Laid over to the end of the General Orders -- Second Reading of Bills Calendar, Wednesday, April 30: SB14-208.

Committee of the Whole On motion of Senator Guzman, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Guzman 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:

HB14-1269 by Representative(s) Court and Williams, Becker, Fields, Fischer, Hullinghorst, Labuda, McCann, Melton, Moreno, Pabon, Peniston, Ryden, Salazar, Schafer; also Senator(s) Johnston--Concerning the circumstances under which a person who sells items subject to sales tax must collect such sales tax on behalf of the state.

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

(For further action, see roll call vote on **HB14-1269**.)

HB14-1275 by Representative(s) Duran and Coram, McLachlan; also Senator(s) Jahn and Roberts--Concerning authorization for the parks and wildlife commission to purchase real property to build a multi-use shooting facility.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 922 and placed in members' bill files.)

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

HB14-1359 by Representative(s) Ginal, Fields, Peniston, Primavera, Singer, Williams; also Senator(s) Aguilar--Concerning medication synchronization for patients who are prescribed multiple medications.

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

SB14-191 by Senator(s) Tochtrop; also Representative(s) (None)--Concerning the procedures for resolution of workers' compensation claims.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 900 and placed in members' bill files.)

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

HB14-1180 by Representative(s) Becker; also Senator(s) Tochtrop--Concerning the sunset review of the regulation of outfitters for the taking of wildlife by the director of the division of professions and occupations, and, in connection therewith, implementing the recommendations contained in the sunset report prepared by the department of regulatory agencies.

Amendment No. 1, Agriculture, Natural Resources, & Energy Committee Amendment.
(Printed in Senate Journal, April 16, page(s) 791 and placed in members' bill files.)

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

HB14-1178 by Representative(s) Ferrandino and DelGrosso, Duran, Holbert, Kraft-Tharp, Lawrence, May, McNulty, Waller, Williams, Young; also Senator(s) Hodge and Grantham, Harvey, Scheffel, Steadman--Concerning a sales and use tax exemption for qualified property used in space flight, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 885 and placed in members' bill files.)

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

HB14-1278 by Representative(s) Rosenthal; also Senator(s) Tochtrop--Concerning continuation of the workers' compensation accreditation program administered by the division of workers' compensation, and, in connection therewith, implementing the recommendations of the 2013 sunset report by the department of regulatory agencies.

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

HB14-1270 by Representative(s) Lebsock; also Senator(s) Tochtrop--Concerning the sunset review of the licensing of pet animal facilities, and, in connection therewith, continuing the licensing functions of the commissioner of agriculture and making substantive changes to the regulatory statutes.

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

HB14-1333 by Representative(s) Fischer and Coram, Garcia, Lebsock, McLachlan, Becker, Mitsch Bush, Rankin, Scott, Sonnenberg, Vigil; also Senator(s) Schwartz and Harvey, Guzman, Jones, Tochtrop--Concerning the funding of Colorado water conservation board projects, and, in connection therewith, making an appropriation.

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

SB14-192 by Senator(s) Hodge; also Representative(s) (None)--Concerning the regulation of facilities licensed with regard to classified radioactive materials.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 922 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 936 and placed in members' bill files.)

Amendment No. 3(L.006), by Senator Crowder.

Amend printed bill, page 3, line 25, strike "facility, WHETHER ABOVE OR BELOW GROUND," and substitute "facility".

Amendment No. 4(L.008), by Senator Crowder.

Amend the Health & Human Services Committee Report, dated April 24, 2014, page 1, strike lines 3 through 5 and substitute:

"Page 3, line 21, strike "(1.6); and **add** (1.9)" and substitute "(1.6)".

Page 3, strike line 27.

Page 4, strike lines 1 through 3."

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

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HB14-1119 by Representative(s) McLachlan, Dore; also Senator(s) Hodge and Roberts--Concerning an income tax credit for the donation of food to a hunger-relief charitable organization, and, in connection therewith, reducing an appropriation. 1
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Amendment No. 1, Appropriations Committee Amendment. 4
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(Printed in Senate Journal, April 25, page(s) 931 and placed in members' bill files.) 6
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As amended, ordered revised and placed on the calendar for third reading and final passage. 8
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HB14-1227 by Representative(s) Ginal, Fields, Joshi, Landgraf, Primavera, Schafer, Singer; also Senator(s) Nicholson--Concerning the sunset review of the state board of dental examiners, and, in connection therewith, continuing the board, implementing the recommendations contained in the sunset report prepared by the department of regulatory agencies, and making an appropriation. 10
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Ordered revised and placed on the calendar for third reading and final passage. 17
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HB14-1101 by Representative(s) Tyler; also Senator(s) Schwartz--Concerning a partial business personal property tax exemption for community solar gardens. 19
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Ordered revised and placed on the calendar for third reading and final passage. 23
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HB14-1032 by Representative(s) Kagan, Lee; also Senator(s) Guzman, Ulibarri--Concerning the provision of defense counsel to juvenile offenders, and, in connection therewith, making and reducing appropriations. 25
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Amendment No. 1, Appropriations Committee Amendment. 30
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(Printed in Senate Journal, April 25, page(s) 931-932 and placed in members' bill files.) 32
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As amended, ordered revised and placed on the calendar for third reading and final passage. 34
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HB14-1016 by Representative(s) Ryden and Gardner, Kagan, May, McCann, Williams; also Senator(s) Todd and Grantham--Concerning the delivery of procurement technical assistance services. 37
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Ordered revised and placed on the calendar for third reading and final passage. 41
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HB14-1009 by Representative(s) Exum; also Senator(s) Nicholson--Concerning changing the wildfire mitigation income tax deduction to the wildfire mitigation income tax credit, and in connection therewith, making and reducing appropriations. 43
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Ordered revised and placed on the calendar for third reading and final passage. 48
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(For further action, see roll call vote on **HB14-1009**.) 50
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(For further action, see amendments to the report of the Committee of the Whole.) 52
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HB14-1012 by Representative(s) Tyler and Gerou; also Senator(s) Kefalas--Concerning income tax credits that promote investment in Colorado advanced industries, and, in connection therewith, making and reducing appropriations. 54
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Amendment No. 1, Appropriations Committee Amendment. 58
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(Printed in Senate Journal, April 25, page(s) 932 and placed in members' bill files.) 60
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Amendment No. 2(L.007), by Senator Kefalas. 62
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Amend reengrossed bill, page 12, strike line 24 and substitute: 64
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"SECTION 4. Appropriation." 66
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As amended, ordered revised and placed on the calendar for third reading and final passage.

On motion of Majority Leader Heath, 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 (HB14-1294, HB14-1350, SB14-172, HB14-1300, HB14-1093, HB14-1356, SB14-195, HB14-1317, SB14-197, SB14-203, HB14-1175, HB14-1326, HB14-1310, SB14-190, HB14-1292, HB14-1298, SB14-205, SB14-177, SB14-178, HB14-1316, SB14-193) of Tuesday, April 29 was laid over until later in the day on Tuesday, April 29, retaining its place on the calendar.

ROLL CALL VOTE ON HB14-1009

HB14-1009 by Representative(s) Exum; also Senator(s) Nicholson--Concerning changing the wildfire mitigation income tax deduction to the wildfire mitigation income tax credit, and in connection therewith, making and reducing appropriations.

Minority Leader Cadman requested a roll call vote on **HB14-1009**.

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	N
Cadman	N	Jahn	N	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

ROLL CALL VOTE ON HB14-1269

HB14-1269 by Representative(s) Court and Williams, Becker, Fields, Fischer, Hulinghorst, Labuda, McCann, Melton, Moreno, Pabon, Peniston, Ryden, Salazar, Schafer; also Senator(s) Johnston--Concerning the circumstances under which a person who sells items subject to sales tax must collect such sales tax on behalf of the state.

Minority Leader Cadman requested a roll call vote on **HB14-1269**.

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1009 by Representative(s) Exum; also Senator(s) Nicholson--Concerning changing the wildfire mitigation income tax deduction to the wildfire mitigation income tax credit, and in connection therewith, making and reducing appropriations.

President Carroll moved to amend the Report of the Committee of the Whole to show that HB14-1009 was laid over to the afternoon General Orders -- Second Reading of Bills Calendar of April 29, 2014, 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	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

The Committee of the Whole took the following action:

Passed on second reading: SB14-191 as amended, SB14-192 as amended, HB14-1269, HB14-1275 as amended, HB14-1359, HB14-1180 as amended, HB14-1178 as amended, HB14-1278, HB14-1270, HB14-1333, HB14-1119 as amended, HB14-1227, HB14-1101, HB14-1032 as amended, HB14-1016, HB14-1012 as amended.

Laid over until later in the day on Tuesday, April 29: HB14-1009, HB14-1294, HB14-1350, SB14-172, HB14-1300, HB14-1093, HB14-1356, SB14-195, HB14-1317, SB14-197, SB14-203, HB14-1175, HB14-1326, HB14-1310, SB14-190, HB14-1292, HB14-1298, SB14-205, SB14-177, SB14-178, HB14-1316, SB14-193.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar (SJR14-031, SJR14-032, SJR14-033, SJR14-036, SR14-003, HJR14-1009, HJR14-1018, HJR14-1019) of Tuesday, April 29 was laid over until Monday, May 5, retaining its place on the calendar.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-150 by Senator(s) Todd and Zenzinger, Crowder, Guzman, Johnston, Kefalas, Kerr, Newell, Nicholson, Schwartz, Steadman; also Representative(s) Hamner--Concerning the Colorado school counselor corps grant program, and, in connection therewith, making an appropriation.

Senator Todd moved that the Senate concur in House amendments to **SB14-150**, as printed in House journal, April 24, page(s) 1190. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	22	NO	13	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

SB14-129 by Senator(s) Steadman; also Representative(s) May--Concerning changes to criminal provisions related to marijuana, and, in connection therewith, making an appropriation.

Senator Steadman moved that the Senate concur in House amendments to **SB14-129**, as printed in House journal, April 24, page(s) 1190. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-011 by Senator(s) Heath; also Representative(s) Hullinghorst--Concerning the Colorado energy research authority.

Majority Leader Heath moved that the Senate concur in House amendments to **SB14-011**, as printed in House journal, April 25, page(s) 1217-1218. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

SB14-015 by Senator(s) Kerr; also Representative(s) Young and Melton--Concerning the creation of a hospitality career grant program, and, in connection therewith, making an appropriation.

Senator Kerr moved that the Senate concur in House amendments to **SB14-015**, as printed in House journal, April 25, page(s) 1218. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

SB14-064 by Senator(s) Ulibarri, Guzman; also Representative(s) Salazar--Concerning restricting the use of long-term isolated confinement for inmates with serious mental illness, and, in connection therewith, making an appropriation.

Senator Ulibarri moved that the Senate concur in House amendments to **SB14-064**, as printed in House journal, April 25, page(s) 1218. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-125

by Senator(s) Jahn and Harvey, Baumgardner, Cadman, Crowder, Grantham, Herpin, Hodge, Johnston, Lambert, Marble, Newell, Rivera, Steadman, Todd, Zenzinger; also Representative(s) Pabon and Szabo, Becker, Coram, Foote, Garcia, Gardner, Hamner, Holbert, Hullinghorst, Joshi, Kagan, Landgraf, Lawrence, May, McCann, McNulty, Murray, Navarro, Nordberg, Priola, Rankin, Schafer, Scott, Singer, Stephens, Vigil, Williams, Wilson, Wright--Concerning the regulation of transportation network companies, and, in connection therewith, requiring transportation network companies to carry liability insurance, conduct background checks on transportation network company drivers, inspect transportation network company vehicles, and obtain a permit from the public utilities commission; and making an appropriation.

Senator Harvey moved that the Senate concur in House amendments to **SB14-125**, as printed in House journal, April 25, page(s) 1227-1232. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Heath, the following Governor's appointments were confirmed by the following roll call votes:

MEMBERS OF THE
AIR QUALITY CONTROL COMMISSION

for terms expiring January 31, 2017:

Charles George Grobe of Craig, Colorado, to serve as a person with appropriate industrial experience, appointed;

Anthony Gerber of Denver, Colorado, to serve as a person with appropriate scientific experience, appointed;

Jeffrey Todd Mitchell of Aspen, Colorado, to serve as a person with appropriate scientific and technical experience, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBER OF THE
COLORADO TRAUMATIC BRAIN INJURY TRUST FUND BOARD

for a term expiring June 30, 2016:

Jeffrey Paul Cuthbert, PhD, MPH, MS, OT of Littleton, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

MEMBERS OF THE
WORKERS' COMPENSATION COST
CONTAINMENT BOARD

for terms expiring December 13, 2016:

Sarah Hayes of Lafayette, Colorado, representing executives with good risk management experience in the insurance industry, and as Democrat, appointed;

Edward Dean Davis of Centennial, Colorado, representing employers with good risk management experience with respect to their workers' compensation insurance, and as a Democrat, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

MEMBERS OF THE
STATE BOARD OF THE
GREAT OUTDOORS COLORADO TRUST FUND

for terms expiring April 15, 2017:

Natalie Jo Rogers of Yuma, Colorado, an Unaffiliated and resident of the 4th Congressional District, appointed;

James R. Spaanstra of Lakewood, Colorado, a Democrat and resident of the 7th Congressional District, reappointed;

Alan E. Schwartz of Snowmass Village, Colorado, a Democrat and resident of the 3rd Congressional District and West of the Continental Divide, reappointed;

Peggy E. Montano of Denver, Colorado, a Democrat and resident of the 1st Congressional District, reappointed; and

Jason B. Brinkley of Aurora, Colorado, a Republican and resident of the 6th Congressional District, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

MEMBER OF THE
COLORADO TOURISM OFFICE BOARD OF DIRECTORS

for a term expiring June 1, 2016:

Michael Andrew Dudick of Breckenridge, Colorado, to serve as a representative of private travel attractions and casinos, and occasioned by the resignation of Steven Craig Kaverman of Canon City, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

On motion of Senator Kerr, 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, 2015:

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, and occasioned by the resignation of Donahue Cassius Quashie of Colorado Springs, Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

COMMITTEE OF REFERENCE REPORTS

Local Government

After consideration on the merits, the Committee recommends that **SB14-199** 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 6, after line 7 insert:

"Section 2.12. Establish policies, procedures, laws. THE BOARD OF SELECTMEN ACTING BY ORDINANCE, RESOLUTION, OR MOTION, AS APPROPRIATE AND CONSISTENT WITH THE TERRITORIAL CHARTER, SHALL ESTABLISH ALL POLICIES, PROCEDURES, LAWS, ORDINANCES, REGULATIONS, AND OTHER POLICY DIRECTIONS FOR THE TOWN."

Page 16, strike lines 23 and 24 and substitute "INCLUDING BUT NOT LIMITED TO A TOWN ADMINISTRATOR, TOWN COLLECTOR, TOWN ASSESSOR".

Page 18, line 6, strike "AND ASSIST".

Page 18, line 9, after "6.2" insert "**Absence of police judge at meeting.**".

Page 18, strike lines 14 through 25 and substitute:

"Section 6.3. Compensation. THE POLICE JUDGE MAY BE COMPENSATED IN THE SAME MANNER AS THE MEMBERS OF THE BOARD OF SELECTMEN IN ACCORDANCE WITH SECTION 31-4-406, COLORADO REVISED STATUTES."

Finance

After consideration on the merits, the Committee recommends that **HB14-1279** be referred to the Committee on Appropriations with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB14-1349** be referred to the Committee of the Whole with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that **HB14-1348** 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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Trans-
portation

After consideration on the merits, the Committee recommends that **HB14-1352** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 5, line 16, strike "MATERIALS." and substitute "MATERIALS WITH A DEMONSTRATED SALE TO A THIRD PARTY CUSTOMER."

Trans-
portation

After consideration on the merits, the Committee recommends that **HB14-1066** 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 2. In Colorado Revised Statutes, 42-2-114, **repeal** (4) (b); and **repeal and reenact, with amendments,** (2) as follows:

42-2-114. License issued - fees - repeal - rules. (2) (a) A FEE IS REQUIRED FOR THE ISSUANCE OF A DRIVER'S LICENSE TO A PERSON TWENTY-ONE YEARS OF AGE OR OLDER. THE DEPARTMENT SHALL SET THE FEE IN ACCORDANCE WITH SECTION 42-2-114.5. EXCEPT AS PROVIDED IN SUBSECTION (3) OF THIS SECTION, THE LICENSE EXPIRES ON THE APPLICANT'S BIRTHDAY IN THE FIFTH YEAR AFTER ISSUANCE OF THE LICENSE.

(b) THE DEPARTMENT SHALL TRANSFER THE FEE TO THE STATE TREASURER, WHO SHALL CREDIT THE FEE TO THE LICENSING SERVICES CASH FUND CREATED IN SECTION 42-2-114.5.

(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 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 THOUSANDS INDIVIDUALS, THE COUNTY CLERK AND RECORDER SHALL RETAIN THE SUM OF THIRTEEN 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.

(d) IN ADDITION TO THE FEE ESTABLISHED IN PARAGRAPH (a) OF THIS SUBSECTION (2), A SURCHARGE OF TWO DOLLARS IS ADDED FOR ISSUANCE OF A DRIVER'S OR MINOR DRIVER'S LICENSE WITH A MOTORCYCLE ENDORSEMENT. THE DEPARTMENT SHALL TRANSFER THE SURCHARGE TO THE STATE TREASURER, WHO SHALL CREDIT IT TO THE MOTORCYCLE OPERATOR SAFETY TRAINING FUND, CREATED IN SECTION 43-5-504, C.R.S.

(e) IN ADDITION TO THE FEE ESTABLISHED IN PARAGRAPH (a) OF THIS SUBSECTION (2), A SURCHARGE IS ADDED FOR ISSUANCE OF A DRIVER'S OR MINOR DRIVER'S LICENSE WHEN AN APPLICANT RETAKES EITHER THE EXAMINATION OF KNOWLEDGE OF THE TRAFFIC LAWS OF THIS STATE OR THE DEMONSTRATION OF THE APPLICANT'S ABILITY TO EXERCISE ORDINARY AND REASONABLE CARE AND CONTROL IN THE OPERATION OF A MOTOR VEHICLE. THE DEPARTMENT SHALL SET THE SURCHARGE BY RULE IN AN AMOUNT TO OFFSET THE DIRECT AND INDIRECT COST OF GIVING THE EXAMINATION OR DEMONSTRATION. THE DEPARTMENT SHALL TRANSFER THE SURCHARGE TO THE STATE TREASURER, WHO SHALL CREDIT IT TO THE LICENSING SERVICES CASH FUND, CREATED IN SECTION 42-2-114.5.

~~(4) (b) (I) Prior to July 1, 2006, a surcharge of one dollar shall be added for issuance of a minor driver's license for which a motorcycle endorsement is requested which shall be credited to the motorcycle operator safety training fund created in section 43-5-504, C.R.S.~~

~~(II) On and after July 1, 2006, a surcharge of two dollars shall be~~

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~~added for issuance of a minor driver's license for which a motorcycle endorsement is requested which shall be credited to the motorcycle operator safety training fund created in section 43-5-504, C.R.S."~~

Renumber succeeding sections accordingly.

Page 6, strike lines 11 through 22 and substitute:

"SECTION 5. Effective date - applicability. (1) (a) Except as otherwise provided in this section, this act takes effect July 1, 2014.

(b) Section 1 of this act takes effect only if Senate Bill 14-194 does not become law.

(c) Section 2 of this act takes effect only if Senate Bill 14-194 becomes law.

(2) This act applies to driver's licenses issued on or after the applicable effective date of this act.

SECTION 6. 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."

Trans-
portation

After consideration on the merits, the Committee recommends that **HB14-1334** 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 **HB14-1301** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, line 9, strike "**program.**" and substitute "**program - repeal.**".

Page 4, line 23, after "(3.5)" insert "(a)".

Page 4, after line 25 insert:

"(b) (I) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (a) OF THIS SUBSECTION (3.5), FOR THE STATE FISCAL YEAR COMMENCING JULY 1, 2014, ALL OF THE GRANTS AWARDED MUST BE FOR NONINFRASTRUCTURE PROGRAMS.

(II) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JULY 1, 2015."

Page 4, strike line 26 and substitute:

"(5) (a) FOR THE FISCAL YEAR COMMENCING JULY 1, 2014, IF THE STATE RECEIVES FEDERAL MONEYS FOR".

Page 5, after line 2 insert:

"(b) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JULY 1, 2015."

Finance

After consideration on the merits, the Committee recommends that **HB14-1311** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 14, line 6, strike "ONE STATE FISCAL" and substitute "CALENDAR".

Page 14, line 9, strike "STATE FISCAL" and substitute "CALENDAR".

Page 14, line 14, strike "FISCAL" and substitute "CALENDAR".

Page 14, line 24, strike "NEW STATE FISCAL" and substitute "CALENDAR".

Page 15, line 19, strike "STATE FISCAL" and substitute "CALENDAR".

Page 16, line 9, strike "AWARDED" and substitute "ISSUED".

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Page 17, line 4, strike "SHALL" and substitute "MUST".	1
Page 17, line 5, strike "STATE FISCAL" and substitute "CALENDAR".	2
Page 20, line 3, strike "AWARDED" and substitute "ISSUED".	3
Page 21, line 13, strike "AWARDING" and substitute "ISSUING".	4
Page 21, line 16, strike "AWARDING" and substitute "ISSUING".	5
Page 21, line 18, strike "GRANTED" and substitute "ISSUED".	6
Page 21, line 26, strike "AWARDED" and substitute "ISSUED".	7
Page 22, line 2, strike "OFFICE." and substitute "OFFICE; EXCEPT THAT THE OWNER OR A SUBSEQUENT TRANSFEREE MAY ONLY TRANSFER THE PORTION OF THE TAX CREDIT THAT HAS NEITHER BEEN APPLIED AGAINST THE INCOME TAX IMPOSED BY THIS ARTICLE NOR USED TO OBTAIN A REFUND."	8
Page 22, line 3, strike "AWARDED" and substitute "ISSUED".	9
Page 22, line 6, after "CREDITS" insert "THAT HAVE NEITHER BEEN APPLIED AGAINST THE INCOME TAXES IMPOSED BY THIS ARTICLE NOR USED TO OBTAIN A REFUND".	10
Page 22, line 10, after "CREDITS" insert "THAT HAVE NEITHER BEEN APPLIED AGAINST THE INCOME TAXES IMPOSED BY THIS ARTICLE NOR USED TO OBTAIN A REFUND".	11
Page 22, line 13, strike "RETURN BY ANY OWNER." and substitute "RETURN."	12
Page 22, line 19, strike "CREDITS, AND THE" and substitute "CREDITS. A CERTIFICATION BY THE OFFICE OF THE OWNERSHIP AND THE AMOUNT OF TAX CREDITS MAY BE RELIED ON BY THE DEPARTMENT AND THE TRANSFEREE AS BEING ACCURATE, AND THE OFFICE SHALL NOT ADJUST THE AMOUNT OF TAX CREDITS AS TO THE TRANSFEREE; EXCEPT THAT THE OFFICE RETAINS ANY REMEDIES IT MAY HAVE AGAINST THE OWNER."	13
Page 22, line 20, after "OWNERSHIP" insert "AND AMOUNT".	14
Page 22, strike lines 23 through 27.	15
Page 23, strike lines 1 through 24.	16
Reletter succeeding paragraph accordingly.	17
Page 23, line 26, strike "AWARDED" and substitute "ISSUED".	18
Page 24, line 1, strike "2016-17 STATE FISCAL YEAR," and substitute "TAX YEAR BEGINNING JANUARY 1, 2016,".	19
Page 24, line 3, strike "2017-2018 STATE FISCAL YEAR," and substitute "TAX YEAR BEGINNING JANUARY 1, 2017,".	20
Page 24, line 5, strike "2018-2019 STATE FISCAL YEAR," and substitute "TAX YEAR BEGINNING JANUARY 1, 2018,".	21
Page 24, line 7, strike "2019-2020 STATE FISCAL YEAR," and substitute "TAX YEAR BEGINNING JANUARY 1, 2019,".	22
Page 24, strike lines 9 and 10.	23
Page 24, line 11, strike "(III)" and substitute "(II)".	24
Page 24, strike line 12 and substitute "EARNED BEFORE JULY 1, 2016, BUT	25

THE OFFICE SHALL NOT ISSUE".

Page 25, line 2, strike "AWARDING" and substitute "ISSUING".

Page 25, strike lines 8 through 12.

Page 25, line 13, strike "(b)" and substitute "(15) (a)".

Page 25, line 20, strike "CREDIT" and substitute "TAX CREDITS".

Page 25, line 22, strike "(c)" and substitute "(b)".

Page 25, line 26, strike "SHALL" and substitute "MUST".

Finance After consideration on the merits, the Committee recommends that **HB14-1373** be referred to the Committee on Appropriations with favorable recommendation.

Finance After consideration on the merits, the Committee recommends that **HB14-1371** be referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

April 29, 2014

Madam President:

The House has postponed indefinitely SB14-013. The bill is returned herewith.

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Senator King was added as a Senate joint prime sponsor with Senator Johnston and Representatives Kraft-Tharp and Gardner on HB14-1386.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-039 by Senator(s) Heath, Carroll, Cadman; also Representative(s) Hullinghorst, Ferrandino, DelGrosso--Concerning changes to the Joint Rules of the Senate and the House of Representatives, and, in connection therewith, establishing rules to differentiate a budget request as an operating budget request reviewed by the joint budget committee, a capital budget request reviewed by the capital development committee, or an information technology budget request reviewed by the joint technology committee.

Laid over until Friday, May 2, retaining its place on the calendar.

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INTRODUCTION OF BILLS -- FIRST READING

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

SB14-218 by Senator(s) Ulibarri and Marble; also Representative(s) Singer and Melton, Salazar--
Concerning requiring a conviction record for a marijuana offense that would have been
legal under section 16 of article XVIII of the state constitution to be sealed when a person
applies for the record sealing.
Judiciary

SCR14-005 by Senator(s) Schwartz; --Submitting to the registered electors of the state of Colorado an
amendment to the Colorado constitution concerning a requirement that a portion of the
petition signatures for an amendment to the Colorado constitution be gathered from voters
who reside in each Colorado congressional district, and, in connection therewith, excluding
the repeal of an amendment passed prior to 2015 from the requirement.
State, Veterans, & Military Affairs

HB14-1386 by Representative(s) Kraft-Tharp and Gardner; also Senator(s) Johnston and King--
Concerning conforming definitions in section 27-65-102, C.R.S., to task force
recommendations.
Judiciary

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

GENERAL ORDERS -- SECOND READING OF BILLS (cont'd)

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:

HB14-1294 by Representative(s) Murray, Court; also Senator(s) Steadman and Jahn--Concerning
student data collection privacy protections administered by the department of education.
Amendment No. 1(L.022), by Senator Steadman.

Amend reengrossed bill, page 8, strike lines 12 through 14 and substitute:

"(b) UNLESS REQUIRED BY STATE OR FEDERAL LAW, THE
DEPARTMENT SHALL NOT COLLECT:

Amendment No. 2(L.019), by Senator Scheffel.

Amend reengrossed bill, page 9, line 20, strike "SELL" and substitute
"SELL, TRADE, GIFT, OR MONETIZE".

Page 9, line 21, strike "USE." and substitute "USE OR INVESTMENT
INTERESTS.".

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

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- HB14-1317** by Representative(s) Duran; also Senator(s) Nicholson and Kefalas, Newell--Concerning modifications to the Colorado child care assistance program, and, in connection therewith, aligning eligibility and authorization; addressing affordability by reducing copayments; improving provider reimbursement rates; increasing access to quality care; improving technology, infrastructure, and administration; and making an appropriation. 1
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- Amendment No. 1, Health & Human Services Committee Amendment. 7
(Printed in Senate Journal, April 24, page(s) 918-919 and placed in members' bill files.) 8
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- Amendment No. 2(L.026), by Senator Kefalas. 10
- Amend the reengrossed bill, page 5, after line 20 insert: 11
"(3) "EARLY CHILDHOOD COUNCIL" MEANS AN EARLY CHILDHOOD 12
COUNCIL ESTABLISHED PURSUANT TO PART 1 OF ARTICLE 6.5 OF THIS 13
TITLE." 14
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- Renumber succeeding subsections accordingly. 17
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- Page 17 of the bill, line 19, after "MAY" insert "ALSO". 19
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- Amend the Health & Human Services Committee Report, dated April 24, 21
2014, page 2, line 23, strike "REQUEST" and substitute "REQUIRE". 22
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- Page 2 of the report, line 25, after "MAY" insert "ALSO". 24
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- Page 3 of the report, line 9, strike "REQUEST" and substitute "REQUIRE". 26
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- As amended, ordered revised and placed on the calendar for third reading and final 29
passage. 30
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- HB14-1356** by Representative(s) Foote; also Senator(s) Jones--Concerning an increase in the Colorado 33
oil and gas commission's penalty authority, and, in connection therewith, making an 34
appropriation. 35
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- Ordered revised and placed on the calendar for third reading and final passage. 37
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- SB14-205** by Senator(s) Newell; also Representative(s) Young--Concerning the talent pipeline 40
working group with the state workforce development council in the department of labor 41
and employment. 42
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- Amendment No. 1(L.001), by Senator Newell. 44
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- Amend printed bill, page 5, line 11, after "REPORT." insert "IN PREPARING 46
THE ANNUAL COLORADO TALENT REPORT, THE STATE COUNCIL, THE 47
DEPARTMENTS, AND THE OFFICE MAY USE PREVIOUSLY COLLECTED DATA 48
AND ARE NOT REQUIRED TO COLLECT NEW DATA FOR THE PURPOSES OF 49
THE REPORT." 50
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- As amended, ordered engrossed and placed on the calendar for third reading and final 53
passage. 54
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- SB14-197** by Senator(s) Jones and Herpin; also Representative(s) Foote and Kraft-Tharp--Concerning 57
high-performance transportation enterprise transparency. 58
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- Amendment No. 1(L.001), by Senator Jones. 60
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- Amend printed bill, page 13, line 13, after "COSTS;" add "AND". 62
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- Page 13, strike lines 17 through 19 and substitute "ENTITIES." 64
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Amendment No. 2(L.013), by Senator Jones.

Amend printed bill, page 11, line 9, strike "USER FEE REVENUES SHARED BACK" and substitute "NET USER FEE REVENUES SHARED BACK TO THE TRANSPORTATION ENTERPRISE".

Amendment No. 3(L.015), by Senator Jones.

Amend printed bill, page 9, line 14, strike "UNLESS" and substitute "EXCEPT AS OTHERWISE PROVIDED IN SUBPARAGRAPH (IV) OF THIS PARAGRAPH (g), THE TRANSPORTATION ENTERPRISE SHALL NOT ISSUE A REQUEST FOR PROPOSAL OR SUBSEQUENTLY ENTER INTO ANY PUBLIC-PRIVATE PARTNERSHIP PURSUANT TO A REQUEST FOR PROPOSAL THAT INCLUDES ANY OF THE FOLLOWING PROVISIONS UNLESS".

Page 9, line 15, strike "ANY SUCH PROVISION" and substitute "THE PROVISION OR PROVISIONS".

Page 9, line 16, strike "RESOLUTION, THE".

Page 9, strike lines 17 and 18 and substitute "RESOLUTION THAT INCLUDES ONLY LANGUAGE THAT APPROVES THE PROVISION OR PROVISIONS:"

Page 9, line 24, strike "OBLIGATIONS" and substitute "OBLIGATIONS, INCLUDING A LOSS IN TOLL REVENUES,".

Page 10, line 5, strike "COMPENSATE A PRIVATE PARTNER FOR ANY" and substitute "ASSUME THE PRIVATE PARTNER'S RISK OF".

Page 10, line 6, strike "RESPONSES TO".

Page 10, line 8, after "EMERGENCIES" insert "OR EVENTS".

Page 10, line 10, strike "FORECASTS, OR FROM THE" and substitute "FORECASTS.".

Page 10, strike lines 11 through 15 and substitute:
"(IV) THE LEGISLATIVE APPROVAL REQUIREMENT SET FORTH IN SUBPARAGRAPH (III) OF THIS PARAGRAPH (g) DOES NOT APPLY TO ANY PUBLIC-PRIVATE PARTNERSHIP TO WHICH A PUBLIC HIGHWAY AUTHORITY CREATED PURSUANT TO PART 5 OF THIS ARTICLE OR A REGIONAL TRANSPORTATION AUTHORITY CREATED PURSUANT TO PART 6 OF THIS ARTICLE IS A PARTY IF THE PUBLIC-PRIVATE PARTNERSHIP REQUIRES THE AUTHORITY TO BEAR SUBSTANTIAL RESPONSIBILITY FOR THE DESIGNING, ENGINEERING, ACQUISITION, INSTALLATION, CONSTRUCTION, REPAIR, RECONSTRUCTION, MAINTENANCE, OR OPERATION OF A SURFACE TRANSPORTATION INFRASTRUCTURE PROJECT."

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

SB14-195 by Senator(s) Nicholson and Renfroe; also Representative(s) Singer and Sonnenberg, DelGrosso, Foote, Humphrey, Young--Concerning a study of phreatophyte growth along the South Platte river in the aftermath of the September 2013 flood.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 888 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 935-936 and placed in members' bill files.)

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

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- HB14-1350** by Representative(s) Ferrandino; also Senator(s) Kerr--Concerning modifications to the criteria for regional tourism projects approved by the Colorado economic development commission through the "Colorado Regional Tourism Act", and, in connection therewith, making and reducing appropriations. 1
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- Amendment No. 1, Appropriations Committee Amendment. 7
(Printed in Senate Journal, April 25, page(s) 932 and placed in members' bill files.) 8
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- As amended, ordered revised and placed on the calendar for third reading and final passage. 10
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- HB14-1300** by Representative(s) Garcia and Duran, Court, Exum, Fischer, Gerou, Lebsock, McLachlan, McNulty, Melton, Mitsch Bush, Pabon, Rosenthal, Salazar, Singer, Vigil, Williams, Wright; also Senator(s) Steadman--Concerning a 2014-15 state fiscal year general fund transfer to the Colorado state fair authority cash fund to support the state fair's programs with the state's 4-H clubs and the Colorado association of the national future farmers of America organization, and, in connection therewith, reducing an appropriation. 14
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- Ordered revised and placed on the calendar for third reading and final passage. 21
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- HB14-1093** by Representative(s) Duran; also Senator(s) Newell--Concerning the establishment of the creative district community loan fund, and, in connection therewith, making and reducing appropriations. 24
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- Amendment No. 1, Business, Labor & Technology Committee Amendment. 28
(Printed in Senate Journal, April 23, page(s) 900 and placed in members' bill files.) 29
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- Amendment No. 2(L.011), by Senator Kefalas. 31
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- Amend the Business, Labor, & Technology Committee Report, dated April 23, 2014, page 1, strike lines 1 and 2 and substitute: 33
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- "Amend reengrossed bill, page 2, line 9, strike "FINANCE INSTITUTION" and substitute "FINANCIAL INSTITUTION, AS DESCRIBED IN SECTION 38-38-100.3 (20) (j), C.R.S.,"." 36
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- As amended, ordered revised and placed on the calendar for third reading and final passage. 40
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- HB14-1175** by Representative(s) Fields and Pabon; also Senator(s) Johnston--Concerning studying strategies for successful ongoing recruitment of minority teachers in public schools, and, in connection therewith, making and reducing appropriations. 45
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- Ordered revised and placed on the calendar for third reading and final passage. 49
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- HB14-1326** by Representative(s) Primavera and Scott; also Senator(s) Hodge--Concerning tax incentives for alternative fuel trucks, and, in connection therewith, making an appropriation. 52
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- Ordered revised and placed on the calendar for third reading and final passage. 56
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- HB14-1310** by Representative(s) Ginal and Gardner; also Senator(s) King and Johnston--Concerning the provision of breath-testing devices to law enforcement agencies. 59
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- Ordered revised and placed on the calendar for third reading and final passage. 62
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SB14-190 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May-- Concerning criminal discovery, and, in connection therewith, creating a statewide discovery sharing system, a criminal discovery surcharge, civil immunity for district attorneys that make a good-faith effort to redact information from discovery documents, and making an appropriation.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 855-856 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 919-920 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 936 and placed in members' bill files.)

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

SB14-203 by Senator(s) Lambert and Newell; also Representative(s) May and Gardner--Concerning the office of the respondent parents' counsel in cases of alleged child abuse or neglect.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 904 and placed in members' bill files.)

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

HB14-1298 by Representative(s) Hamner and Buckner; also Senator(s) Kerr and Steadman-- Concerning the financing of public schools, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 821-826 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 937-938 and placed in members' bill files.)

Amendment No. 3(L.035), by Senator Steadman.

Amend the Appropriations Committee Report, dated April 25, 2014, page 2, strike lines 26 through 32 and substitute:

""(a) (I) "Adjusted district per pupil revenues" means THE GREATER OF:

(A) The qualifying school district's per pupil funding plus the qualifying school district's at-risk per pupil funding; OR

(B) MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d).

(II) NOTWITHSTANDING ANY PROVISION OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (a) TO THE CONTRARY, IN A BUDGET YEAR IN WHICH A QUALIFYING SCHOOL DISTRICT RECEIVES MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d), "ADJUSTED DISTRICT PER PUPIL REVENUES" MEANS MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d).".

Page 3 of the committee report, strike lines 1 through 7 and substitute:

""(b) (I) "Accounting district's adjusted per pupil revenues" means THE GREATER OF:

(A) The accounting district's per pupil funding plus the accounting district's at-risk per pupil funding; OR

(B) MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d).

(II) NOTWITHSTANDING ANY PROVISION OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (b) TO THE CONTRARY, IN A BUDGET YEAR IN WHICH AN

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ACCOUNTING DISTRICT RECEIVES MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d), "ACCOUNTING DISTRICT'S ADJUSTED PER PUPIL REVENUES" MEANS MINIMUM PER PUPIL FUNDING AS CALCULATED PURSUANT TO SECTION 22-54-104 (3.5) (d)."."

Amendment No. 4(L.033), by Senator Zenzinger.

Amend reengrossed bill, page 9, after line 20, insert:

"SECTION 7. In Colorado Revised Statutes, add 22-2-134.5 as follows:

22-2-134.5. Early childhood education programs - quality rating system - report. (1) THE DEPARTMENT OF EDUCATION, WORKING WITH THE DEPARTMENT OF HUMAN SERVICES, SHALL PRODUCE A JOINTLY AUTHORED REPORT CONCERNING THE STATUS OF IMPLEMENTING THE QUALITY RATING AND IMPROVEMENT SYSTEM FOR SCHOOL DISTRICT AND CHARTER SCHOOL EARLY CHILDHOOD EDUCATION PROGRAMS. THE REPORT MUST INCLUDE, BUT NEED NOT BE LIMITED TO:

(a) THE TIMELINE FOR IMPLEMENTING THE QUALITY RATING AND IMPROVEMENT SYSTEM WITH REGARD TO SCHOOL DISTRICT AND CHARTER SCHOOL EARLY CHILDHOOD EDUCATION PROGRAMS; AND

(b) THE PLAN FOR COORDINATING THE REQUIREMENTS OF THE QUALITY RATING IMPROVEMENT SYSTEM WITH THE OTHER STATUTORY REQUIREMENTS IMPOSED ON SCHOOL DISTRICTS AND CHARTER SCHOOLS, INCLUDING BUT NOT LIMITED TO REQUIREMENTS FOR EDUCATING CHILDREN WITH DISABILITIES AS PROVIDED IN ARTICLE 20 OF THIS TITLE AND FEDERAL LAW, REQUIREMENTS FOR IMPLEMENTING EDUCATOR PERFORMANCE EVALUATIONS SPECIFIED IN ARTICLE 9 OF THIS TITLE, AND REQUIREMENTS THAT APPLY TO THE COLORADO PRESCHOOL PROGRAM SPECIFIED IN ARTICLE 28 OF THIS TITLE.

(2) THE DEPARTMENT OF EDUCATION SHALL SUBMIT THE REPORT DESCRIBED IN SUBSECTION (1) OF THIS SECTION AT THE HEARING OF THE JOINT EDUCATION COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEE, THAT IS HELD IN NOVEMBER OR DECEMBER OF 2014, AS REQUIRED IN SECTION 2-7-203, C.R.S."

Renumber succeeding sections accordingly.

As amended, 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.)

HB14-1316 by Representative(s) Williams and Salazar, Melton, Becker, Buckner, Court, Duran, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, McCann, McLachlan, Moreno, Pabon, Peniston, Pettersen, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri and Guzman--Concerning methods to determine whether disparities involving certain historically underutilized businesses exist within the state procurement process, and, in connection therewith, commissioning a study to make such determination, requiring the department of personnel to track contracts awarded to historically underutilized businesses, and making and reducing appropriations.

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.)

SB14-172 by Senator(s) Tochtrop and Newell; also Representative(s) Kraft-Tharp, McNulty--Concerning employer-paid benefits to a firefighter for cardiac illnesses resulting from a strenuous work event.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 934-935 and placed in members' bill files.)

Amendment No. 2(L.005), by Senator Tochtrop.

Amend printed bill, page 3, line 18, strike "(a)".

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

Page 3, line 22, after "MALFUNCTION;" add "AND".

Page 3, line 27, strike "(III)" and substitute "(b) (I)".

Page 4, line 3, after "MALFUNCTION;" add "OR".

Page 4, line 4, strike "(IV)" and substitute "(II)".

Page 4, line 9, strike "(V)" and substitute "(c)".

Page 4, line 12, strike "(VI)" and substitute "(d)".

Page 4, strike lines 15 through 18 and substitute:

"(e) IF THE COVERED HEART AND CIRCULATORY MALFUNCTION IS DIAGNOSED AS TERMINAL, THE FIREFIGHTER WILL RECEIVE A LUMP SUM PAYMENT OF TWENTY-FIVE THOUSAND DOLLARS AS AN ACCELERATED PAYMENT TOWARD THE BENEFITS DUE IN PARAGRAPHS (a) AND (b) OF THIS SUBSECTION (2).".

Page 4, strike lines 19 and 20 and substitute:

"(3) THE RECEIPT OF A PAYMENT PURSUANT TO SUBPARAGRAPH (II) OF PARAGRAPH (a) OR SUBPARAGRAPH (I) OF PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION DOES NOT PROHIBIT".

Page 4, line 22, strike "(c)" and substitute "(4)".

Page 4, line 26, strike "(d)" and substitute "(5)".

Page 5, line 2, strike "(3)" and substitute "(6)".

Page 6, line 6, after "EMPLOYER;" insert "EXCEPT A VOLUNTEER FIREFIGHTER MUST HAVE FIVE YEARS OF CONTINUOUS SERVICE WITH THE SAME EMPLOYER;".

Renumber succeeding subsections accordingly.

Amendment No. 3(L.004), by Senator Tochtrop.

Amend printed bill, page 2, line 11, after the period insert ""EMPLOYER" DOES NOT INCLUDE A POWER AUTHORITY CREATED PURSUANT TO SECTION 29-1-204, C.R.S., OR A MUNICIPALLY OWNED UTILITY.".

Amendment No. 4(L.008), by Senator Steadman.

Amend the Appropriations Committee Report, dated April 25, 2014, page 1, strike line 15 and substitute:

"3.
(9) IF, AT ANY TIME, THE FUNDING PROVIDED FOR THE BENEFIT REQUIRED BY THIS SECTION IS INSUFFICIENT TO COVER THE COST OF THE BENEFIT, THEN THE REQUIREMENTS OF THIS SECTION TO MAINTAIN THE BENEFIT SHALL BECOME OPTIONAL PURSUANT TO SECTION 29-1-304.5, C.R.S.".

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

SB14-177 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the children's code.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 15, page(s) 741 and placed in members' bill files.)

Amendment No. 2(L.005), by Senator Carroll.

Amend printed bill, page 3, line 7, strike "(a) (VI); **repeal** (1) (a) (VII);" and substitute "(a);".

Page 3, after line 12 insert:

"(I) Any case in which a child exhibits evidence of skin bruising, bleeding, malnutrition, failure to thrive, burns, fracture of any bone, subdural hematoma, soft tissue swelling, or death and either: Such condition or death is not justifiably explained; the history given concerning such condition is at variance with the degree or type of such condition or death; or the circumstances indicate that such condition may not be the product of an accidental occurrence;

(II) Any case in which a child is subjected to unlawful sexual behavior as defined in section 16-22-102 (9), C.R.S.;

(III) Any case in which a child is a child in need of services because the child's parents, legal guardian, or custodian fails to take the same actions to provide adequate food, clothing, shelter, medical care, or supervision that a prudent parent would take. The requirements of this subparagraph (III) shall be subject to the provisions of section 19-3-103.

(IV) Any case in which a child is subjected to emotional abuse. As used in this subparagraph (IV), "emotional abuse" means an identifiable and substantial impairment of the child's intellectual or psychological functioning or development or a substantial risk of impairment of the child's intellectual or psychological functioning or development.

(V) Any act or omission described in section 19-3-102 (1) (a), (1) (b), or (1) (c);".

Amendment No. 3(L.012), by Senator Newell.

Amend printed bill, page 3, line 26, strike "(a)" and substitute "(a) (I)".

Page 4, line 6, strike "(b)" and substitute "(II)".

Page 4, line 10, strike "(c)" and substitute "(III)".

Page 4, line 16, strike "(d)" and substitute "(IV)".

Page 4, after line 21 insert:

"(b) (I) IN A CASE WHERE SUBSTANCE ABUSE IS A CONTRIBUTING FACTOR TO A FINDING OF A DRUG-ENDANGERED CHILD PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (44.7), SUBSTANCE ABUSE TREATMENT IS A PRIORITY.

(II) IN ANY RESPONSE TO A FINDING OF A DRUG-ENDANGERED CHILD PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (44.7), REASONABLE EFFORTS MUST BE MADE TO KEEP THE FAMILY UNIT INTACT WHENEVER POSSIBLE, UNLESS DOING SO WOULD CAUSE FURTHER HARM TO THE CHILD."

Amendment No. 4(L.010), by Senator Lundberg.

Amend printed bill, page 3, lines 26 and 27, strike "OR ON THE PREMISES WHERE A CHILD IS FOUND OR RESIDES,".

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

(For further action, see roll call vote on **SB14-177**.)

SB14-178 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the criminal code.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 15, page(s) 742 and placed in members' bill files.)

Amendment No. 2(L.010), by Senator Newell.

Amend the Judiciary Committee Report, dated April 14, 2014, page 1, strike line 1 and substitute:

"Amend printed bill, page 2, line 2, after "(1)" insert "(a), (1)".

Page 2 of the bill, line 3, strike the final "and".

Page 1 of the report, strike line 3 and substitute:

"Page 2 of the bill, strike line 5 and substitute:

"18-6-401. Child abuse - review - repeal. (1) (a) A person commits child abuse if ~~such~~ THE person causes an injury to a child's life or health, or permits a child to be unreasonably placed in a situation that poses a threat of injury to the child's life or health, or engages in a continued pattern of conduct that results in malnourishment, lack of proper medical care, cruel punishment, mistreatment, or an accumulation of injuries that ultimately results in the death of a child or serious bodily injury to a child.

(c) A PERSON COMMITS CHILD ABUSE".

Page 2 of the report, line 2, strike "PART 4" and substitute "SECTION".

Amendment No. 3(L.014), by Senator Newell.

Amend printed bill, page 2, line 3, after "(d.4)," insert "(7) (d.5)".

Page 4, after line 16 insert:

"(d.5) (I) THE GENERAL ASSEMBLY FINDS THAT IT IS ESSENTIAL IN CASES INVOLVING DRUG-ENDANGERED CHILDREN THAT THE COURT CONSIDER ALL SENTENCING OPTIONS TO ENSURE THAT CHILDREN ARE PROTECTED AND FAMILIES ARE KEPT TOGETHER WHENEVER POSSIBLE. COSTLY INCARCERATION RESOURCES SHOULD BE USED FOR OFFENDERS FOR WHOM ANOTHER SENTENCE IS NOT APPROPRIATE OR WILL NOT PROPERLY MEET THE GOALS OF COMMUNITY SAFETY AND PROTECTION OF THE CHILD.

(II) (A) PRIOR TO THE IMPOSITION OF ANY SENTENCE OF INCARCERATION, AT SENTENCING OR RESENTENCING AFTER A REVOCATION OF PROBATION OR COMMUNITY CORRECTIONS SENTENCE, THE COURT SHALL EXHAUST ALL REASONABLE AND APPROPRIATE ALTERNATIVE SENTENCES FOR THE OFFENSE CONSIDERING ALL FACTORS OUTLINED IN SUB-SUBPARAGRAPH (B) OF THIS SUBPARAGRAPH (II).

(B) IF THE COURT SENTENCES A PERSON TO INCARCERATION PURSUANT TO THIS SUBSECTION (7), IT MUST DETERMINE THAT INCARCERATION IS THE MOST SUITABLE OPTION GIVEN THE FACTS AND CIRCUMSTANCES OF THE CASE, INCLUDING THE DEFENDANT'S WILLINGNESS TO PARTICIPATE IN TREATMENT, IF APPROPRIATE. FURTHER,

THE COURT MUST ALSO DETERMINE THAT ALL OTHER REASONABLE AND APPROPRIATE SANCTIONS AND RESPONSES TO THE VIOLATION THAT ARE AVAILABLE TO THE COURT HAVE BEEN TRIED AND FAILED, DO NOT APPEAR LIKELY TO BE SUCCESSFUL IF TRIED, OR PRESENT AN UNACCEPTABLE RISK TO COMMUNITY SAFETY.

(C) IN MAKING THE DETERMINATION IN SUB-SUBPARAGRAPH (B) OF THIS SUBPARAGRAPH (II), THE COURT SHALL REVIEW AVAILABLE INFORMATION INCLUDING, BUT NOT LIMITED TO, A COMPLETE STATEMENT AS TO WHAT TREATMENT AND SENTENCING OPTIONS HAVE BEEN TRIED AND HAVE FAILED, WHAT OTHER COMMUNITY OPTIONS ARE AVAILABLE, AND THE REASONS WHY ANY OTHER AVAILABLE COMMUNITY OPTIONS APPEAR TO BE UNLIKELY TO BE SUCCESSFUL. ANY SUPERVISING AGENCY INVOLVED SHALL PROVIDE, IF AVAILABLE, TO THE COURT THE RISK LEVEL OF THE OFFENDER AS DETERMINED BY AN EVIDENCE-BASED RISK ASSESSMENT TOOL EMPLOYED BY THE SUPERVISING AGENCY AND ANY OTHER INFORMATION RELEVANT TO THE DEFENDANT'S RISK TO COMMUNITY SAFETY."

Amendment No. 4(L.016), by Senator Newell.

Amend printed bill, page 3, line 15, strike "HEALTH." and substitute "HEALTH, AS DEFINED BY PARAGRAPH (a) OF THIS SUBSECTION (1)."

Page 3, line 26, strike "HEALTH." and substitute "HEALTH, AS DEFINED BY PARAGRAPH (a) OF THIS SUBSECTION (1)."

Page 4, line 6, strike "HEALTH." and substitute "HEALTH, AS DEFINED BY PARAGRAPH (a) OF THIS SUBSECTION (1)."

Amendment No. 5(L.013), by Senator Lundberg.

Amend printed bill, page 3, lines 10 and 11, strike "OR ON THE PREMISES WHERE A CHILD IS FOUND OR RESIDES,".

Page 3, line 17, strike "PRESENT, A" and substitute "PRESENT".

Page 3, strike line 18 and substitute "OR THAT A".

Page 3, line 27, strike "OR ON THE PREMISES WHERE A".

Page 4, line 1, strike "CHILD IS FOUND OR RESIDES".

Amendment No. 6(L.017), by Senator Lundberg.

Amend printed bill, page 2, lines 9 and 10, strike "or on the premises where a child is found, or where a child resides," and substitute "~~or on the premises where a child is found, or where a child resides,~~".

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

(For further action, see roll call vote on **SB14-178**.)

HB14-1292 by Representative(s) Hamner and Murray, Buckner, Court, DelGrosso, Exum, Ferrandino, Fields, Gardner, Ginal, Hullinghorst, Labuda, Landgraf, Lawrence, McCann, McLachlan, McNulty, Moreno, Navarro, Pabon, Peniston, Pettersen, Primavera, Priola, Rankin, Rosenthal, Salazar, Schafer, Szabo, Tyler, Williams, Wilson, Young; also Senator(s) Johnston and Ulibarri--Concerning moneys allocated to the state elementary and secondary public school system, and, in connection therewith, requiring increased reporting of the use of public moneys by public schools, increasing the funding for public school capital construction, increasing the funding for the "Colorado READ Act", and making an appropriation.

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Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, April 21, page(s) 826-827 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, April 24, page(s) 916-917 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 937 and placed in members' bill files.)

Amendment No. 4(L.062), by Senators Johnston, Todd, Scheffel, and Renfroe.

Amend the Appropriations Committee Report, dated April 25, 2014,
page 1, strike lines 7 through 17.

Strike page 2 of the Appropriations Committee Report.

Amend the Finance Committee Report, dated April 24, 2014, page 2,
strike lines 4 through 9 and substitute "AND STATE CHARTER SCHOOL
INSTITUTE LEVELS;".

Re-number succeeding subparagraphs accordingly."

Page 2 of the Finance Committee Report, strike lines 14 through 19 and
substitute:

"Page 12 of the reengrossed bill, line 22, strike "SUBPARAGRAPHS" and
substitute "SUBPARAGRAPH (II)".

Page 12 of the reengrossed bill, line 23, strike "(II), (III), AND (VI)".

Page 13 of the reengrossed bill, line 3, strike "SUBPARAGRAPHS (II), (III),
AND (VI)" and substitute "SUBPARAGRAPH (II)".

Page 13 of the reengrossed bill, line 10, strike "SUBPARAGRAPHS (II),
(III), AND (VI)" and substitute "SUBPARAGRAPH (II)".

Page 13 of the reengrossed bill, after line 16, insert:

"(III) THE FINANCIAL POLICIES AND PROCEDURES COMMITTEE
SHALL CONSIDER AND MAKE A RECOMMENDATION TO THE STATE BOARD
OF EDUCATION CONCERNING WHETHER THE STANDARD CHART OF
ACCOUNTS SHOULD INCLUDE THE REPORTING OF REVENUES RECEIVED AT
ALL LEVELS, INCLUDING PUBLIC REVENUES RECEIVED FROM PRIVATE
GIFTS, GRANTS, AND DONATIONS, AND, IF SO, HOW THE REPORTING OF
REVENUES WOULD BE INCLUDED IN THE STANDARD CHART OF ACCOUNTS.

(IV) THE DEPARTMENT OF EDUCATION SHALL REVIEW THE
ACCURACY OF THE INFORMATION REPORTED PURSUANT TO THIS
SUBSECTION (4) FOR THE SCHOOL DISTRICT, BOARD OF COOPERATIVE
SERVICES, AND STATE CHARTER SCHOOL INSTITUTE LEVEL AS COMPARED
WITH THE FINANCIAL AUDIT INFORMATION RECEIVED FROM SCHOOL
DISTRICTS, BOARDS OF COOPERATIVE SERVICES, AND THE STATE CHARTER
SCHOOL INSTITUTE. THE DEPARTMENT IS NOT REQUIRED TO REVIEW THE
ACCURACY OF INFORMATION REPORTED PURSUANT TO THIS SUBSECTION
(4) FOR THE SCHOOL SITE LEVEL."."

Amend the reengrossed bill, page 14, line 18, strike "(1) (b)" and
substitute "(1) (a) (III), (1) (b),".

Page 14 of the reengrossed bill, strike line 20 and substitute "**-repeal.**
(1)(a) Commencing July 1, 2010, and on a continuing basis thereafter,
each local education provider shall post the following information
on-line, in a downloadable format, for free public access:

(III) (A) The local education provider's quarterly financial
statements, at a minimum, prepared pursuant to section 22-45-102,
commencing with the statements for the 2010-11 budget year. **and**

(B) THIS SUBPARAGRAPH (III) IS REPEALED, EFFECTIVE JULY 1,
2017.

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(b) (I) Additionally, commencing July 1, 2011, each local".

As amended, laid over until Wednesday, April 30, retaining its place on the calendar.

SB14-193 by Senator(s) Carroll and Lundberg; also Representative(s) Singer--Concerning conforming Colorado law on location information with the Fourth Amendment as interpreted by the United States Supreme Court in United States v. Jones.

Laid over until Wednesday, April 30, retaining its place on the calendar.

HB14-1009 by Representative(s) Exum; also Senator(s) Nicholson--Concerning changing the wildfire mitigation income tax deduction to the wildfire mitigation income tax credit, and in connection therewith, making and reducing appropriations.

Laid over until Wednesday, April 30, retaining its place on the calendar.

ROLL CALL VOTE ON SB14-177

SB14-177 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the children's code.

Minority Leader Cadman requested a roll call vote on **SB14-177**.

YES	15	NO	20	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	N
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	N	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	N
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

ROLL CALL VOTE ON SB14-178

SB14-178 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the criminal code.

Minority Leader Cadman requested a roll call vote on **SB14-178**.

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	N
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	N
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1298 by Representative(s) Hamner and Buckner; also Senator(s) Kerr and Steadman--
Concerning the financing of public schools, and, in connection therewith, making and
reducing appropriations.

Senator Brophy moved to amend the Report of the Committee of the Whole to show that the
following Brophy floor amendment, (L.034) to HB14-1298, did pass.

Amend reengrossed bill, page 23, after line 22, insert:

"SECTION 11. In Colorado Revised Statutes, **add** article 95 to
title 22 as follows:

ARTICLE 95

Highly Effective Teacher Incentives Program

22-95-101. Short title. THIS ARTICLE SHALL BE KNOWN AND MAY
BE CITED AS THE "GREATEST RESOURCES FOR EDUCATION ARE TEACHERS
ACT".

22-95-102. Legislative declaration. (1) THE GENERAL
ASSEMBLY FINDS THAT:

(a) RESEARCH DEMONSTRATES THAT ONE OF THE MOST
IMPORTANT FACTORS IN INCREASING STUDENT LEARNING IS THE PRESENCE
OF AN EFFECTIVE TEACHER IN THE CLASSROOM;

(b) ALTHOUGH THERE ARE EXCEPTIONS, LOW-PERFORMING
SCHOOLS ARE MORE LIKELY TO HAVE MORE INEFFECTIVE AND
INEXPERIENCED TEACHERS;

(c) THE STATE AND SCHOOL DISTRICTS HAVE ADOPTED A MORE
RIGOROUS PROCESS FOR EVALUATING TEACHER EFFECTIVENESS, WHICH,
WHEN FULLY IMPLEMENTED, WILL IDENTIFY TEACHERS WHO ARE HIGHLY
EFFECTIVE IN THE CLASSROOM AND MORE LIKELY TO BE SUCCESSFUL IN
INCREASING THE ACADEMIC ACHIEVEMENT OF THEIR STUDENTS;

(d) HIGHLY EFFECTIVE TEACHERS TEACHING IN LOW-PERFORMING
SCHOOLS ARE ESSENTIAL TO CLOSING THE ACHIEVEMENT GAP FOR
LOW-INCOME STUDENTS AND RACIAL MINORITY STUDENT GROUPS AND
FOR ENSURING THAT STUDENTS IN LOW-PERFORMING SCHOOLS ATTAIN
POSTSECONDARY AND WORKFORCE READINESS BY THE TIME THEY
GRADUATE FROM HIGH SCHOOL; AND

(e) PROVIDING RESOURCES TO SCHOOL DISTRICTS AND CHARTER
SCHOOLS TO ENABLE THEM TO OFFER MONETARY INCENTIVES FOR HIGHLY
EFFECTIVE TEACHERS WHO CHOOSE TO TEACH IN LOW-PERFORMING
SCHOOLS IS AN EFFECTIVE WAY TO INCREASE THE NUMBER OF HIGHLY
EFFECTIVE TEACHERS WHO TEACH IN LOW-PERFORMING SCHOOLS.

(2) THE GENERAL ASSEMBLY FINDS, THEREFORE, THAT IT IS IN THE
BEST INTERESTS OF THE STATE TO CREATE A GRANT PROGRAM TO PROVIDE
MONEYS TO SCHOOL DISTRICTS AND CHARTER SCHOOLS TO ENABLE THEM
TO ATTRACT AND RETAIN GREATER NUMBERS OF HIGHLY EFFECTIVE
TEACHERS IN LOW-PERFORMING SCHOOLS, THEREBY RAISING THE
ACADEMIC ACHIEVEMENT OF THE STUDENTS ENROLLED IN THOSE
SCHOOLS.

22-95-103. Definitions. AS USED IN THIS ARTICLE, UNLESS THE
CONTEXT OTHERWISE REQUIRES:

(1) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION
CREATED AND EXISTING PURSUANT TO SECTION 24-1-115, C.R.S.

(2) "FUND" MEANS THE HIGHLY EFFECTIVE TEACHER INCENTIVES
FUND CREATED IN SECTION 22-95-106.

(3) "HIGHLY EFFECTIVE TEACHER" MEANS A TEACHER WHO, IN HIS
OR HER MOST RECENT PERFORMANCE EVALUATION, RECEIVED A RATING
OF HIGHLY EFFECTIVE, AS DESCRIBED IN RULES ADOPTED BY THE STATE
BOARD PURSUANT TO SECTION 22-9-104.

(4) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT,
A BOARD OF COOPERATIVE SERVICES CREATED PURSUANT TO ARTICLE 5
OF THIS TITLE THAT OPERATES A PUBLIC SCHOOL, A CHARTER SCHOOL
AUTHORIZED BY A SCHOOL DISTRICT PURSUANT TO PART 1 OF ARTICLE
30.5 OF THIS TITLE, OR AN INSTITUTE CHARTER SCHOOL AUTHORIZED BY
THE STATE CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE
30.5 OF THIS TITLE.

(5) "LOW-PERFORMING" MEANS THAT A PUBLIC SCHOOL, AS A

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RESULT OF THE MOST RECENT PERFORMANCE EVALUATION BY THE DEPARTMENT, IS REQUIRED PURSUANT TO SECTION 22-11-210 TO IMPLEMENT A SCHOOL PRIORITY IMPROVEMENT PLAN, AS DESCRIBED IN SECTION 22-11-405, OR A SCHOOL TURNAROUND PLAN, AS DESCRIBED IN SECTION 22-11-406.

(6) "STATE BOARD" MEANS THE STATE BOARD OF EDUCATION CREATED IN SECTION 1 OF ARTICLE IX OF THE STATE CONSTITUTION.

(7) "TRANSFER TEACHER" MEANS A HIGHLY EFFECTIVE TEACHER WHO, IN THE FIRST YEAR OF A GRANT CYCLE:

(a) IS NEWLY EMPLOYED BY THE LOCAL EDUCATION PROVIDER THAT RECEIVES A GRANT PURSUANT TO THIS ARTICLE, HAVING BEEN MOST RECENTLY EMPLOYED BY:

(I) A SCHOOL DISTRICT OR BOARD OF COOPERATIVE SERVICES THAT HELD THE STATUS OF ACCREDITED WITH DISTINCTION, AS DESCRIBED IN SECTION 22-11-207, FOR THE PRECEDING SCHOOL YEAR; OR

(II) A CHARTER SCHOOL OR INSTITUTE CHARTER SCHOOL THAT IMPLEMENTED A PERFORMANCE PLAN, AS DESCRIBED IN SECTION 22-11-403, FOR THE PRECEDING SCHOOL YEAR; OR

(b) IS A RETURNING EMPLOYEE OF A LOCAL EDUCATION PROVIDER THAT RECEIVES A GRANT PURSUANT TO THIS ARTICLE BUT HAS TRANSFERRED FROM A PUBLIC SCHOOL THAT IMPLEMENTED A PERFORMANCE PLAN, AS DESCRIBED IN SECTION 22-11-403, FOR THE PRECEDING SCHOOL YEAR.

22-95-104. Highly effective teacher incentives program - created - grant awards - rules. (1) (a) THERE IS CREATED IN THE DEPARTMENT THE HIGHLY EFFECTIVE TEACHER INCENTIVES PROGRAM TO ENABLE LOCAL EDUCATION PROVIDERS TO OFFER MONETARY INCENTIVES TO ATTRACT HIGHLY EFFECTIVE TEACHERS TO WORK IN LOW-PERFORMING SCHOOLS. LOCAL EDUCATION PROVIDERS MAY USE THE GRANT MONEYS ONLY TO PROVIDE NONBASE-BUILDING SALARY BONUSES TO HIGHLY EFFECTIVE TEACHERS WHO CHOOSE TO WORK IN LOW-PERFORMING SCHOOLS AND MEET THE QUALIFICATIONS SPECIFIED IN SECTION 22-95-105 (2).

(b) DURING THE 2014-15 BUDGET YEAR, THE DEPARTMENT SHALL PUBLICIZE TO LOCAL EDUCATION PROVIDERS AND TEACHERS THE EXISTENCE AND GOALS OF THE PROGRAM, INCLUDING THE ELIGIBILITY REQUIREMENTS AND QUALIFICATIONS FOR LOCAL EDUCATION PROVIDERS AND HIGHLY EFFECTIVE TEACHERS.

(2) SUBJECT TO AVAILABLE APPROPRIATIONS AND TO THE LIMITATIONS SPECIFIED IN SECTION 22-95-106 (2), THE STATE BOARD SHALL AWARD GRANTS PURSUANT TO THIS ARTICLE IN TWO-YEAR CYCLES BEGINNING WITH THE 2015-16 BUDGET YEAR. THE STATE BOARD SHALL AWARD THE GRANTS FROM THE MONEYS APPROPRIATED TO THE HIGHLY EFFECTIVE TEACHER INCENTIVES FUND CREATED IN SECTION 22-95-106. A LOCAL EDUCATION PROVIDER MAY APPLY FOR A GRANT AT THE BEGINNING OF EACH CYCLE. THE AMOUNT OF EACH GRANT IS BASED ON THE NUMBER OF ELIGIBLE HIGHLY EFFECTIVE TEACHERS THAT THE LOCAL EDUCATION PROVIDER EMPLOYS AND THE BONUS AMOUNTS THAT THE ELIGIBLE HIGHLY EFFECTIVE TEACHERS MAY RECEIVE AS DESCRIBED IN SECTION 22-95-105.

(3) THE DEPARTMENT SHALL REVIEW THE GRANT APPLICATIONS RECEIVED PURSUANT TO THIS SECTION TO ENSURE THAT THE LOCAL EDUCATION PROVIDER AND EACH OF THE HIGHLY EFFECTIVE TEACHERS THAT THE LOCAL EDUCATION PROVIDER EMPLOYS OR EXPECTS TO EMPLOY MEETS THE QUALIFICATIONS SPECIFIED IN THIS ARTICLE. BASED ON THE DEPARTMENT'S REVIEW, THE STATE BOARD SHALL AWARD GRANTS TO EACH LOCAL EDUCATION PROVIDER THAT QUALIFIES, SUBJECT TO AVAILABLE APPROPRIATIONS AND THE LIMITATIONS SPECIFIED IN SECTION 22-95-106 (2).

(4) THE STATE BOARD SHALL PROMULGATE RULES PURSUANT TO THE "STATE ADMINISTRATIVE PROCEDURE ACT", ARTICLE 4 OF TITLE 24, C.R.S., AS NECESSARY TO IMPLEMENT THIS ARTICLE.

22-95-105. Highly effective teacher incentives program - qualifications - bonus amounts. (1) A LOCAL EDUCATION PROVIDER MAY APPLY FOR A GRANT PURSUANT TO THIS ARTICLE IF IT OPERATES OR IS A LOW-PERFORMING ELEMENTARY, MIDDLE, OR JUNIOR HIGH SCHOOL. A LOCAL EDUCATION PROVIDER THAT APPLIES FOR A GRANT PURSUANT TO

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THIS ARTICLE MUST SPECIFY IN THE APPLICATION THE NUMBER OF ELIGIBLE HIGHLY EFFECTIVE TEACHERS THAT IT EMPLOYS OR THAT IT EXPECTS TO EMPLOY IN LOW-PERFORMING ELEMENTARY, MIDDLE, OR JUNIOR HIGH SCHOOLS AS OF THE BEGINNING OF THE GRANT CYCLE FOR WHICH THE LOCAL EDUCATION PROVIDER IS APPLYING. THE DEPARTMENT SHALL ADJUST THE AMOUNT OF THE LOCAL EDUCATION PROVIDER'S GRANT IF THE LOCAL EDUCATION PROVIDER EMPLOYS FEWER ELIGIBLE HIGHLY EFFECTIVE TEACHERS DURING THE GRANT CYCLE THAN ARE INCLUDED IN THE GRANT APPLICATION.

(2) TO BE ELIGIBLE TO RECEIVE A SALARY BONUS PURSUANT TO THIS SECTION, A TEACHER MUST:

(a) BE A HIGHLY EFFECTIVE TEACHER;

(b) IN EACH SCHOOL YEAR IN WHICH THE TEACHER RECEIVES THE SALARY BONUS, BE EMPLOYED IN A LOW-PERFORMING ELEMENTARY, MIDDLE, OR JUNIOR HIGH SCHOOL; AND

(c) MAINTAIN A PERFORMANCE EVALUATION RATING OF EFFECTIVE OR HIGHER, AS DESCRIBED IN STATE BOARD RULES ADOPTED PURSUANT TO SECTION 22-9-104, FOR THE PERIOD DURING WHICH THE TEACHER RECEIVES THE SALARY BONUS.

(3) IN EACH SCHOOL YEAR IN WHICH A HIGHLY EFFECTIVE TEACHER MEETS THE QUALIFICATIONS SPECIFIED IN SUBSECTION (2) OF THIS SECTION AND IS EMPLOYED BY A LOCAL EDUCATION PROVIDER THAT RECEIVES A GRANT PURSUANT TO THIS ARTICLE, THE HIGHLY EFFECTIVE TEACHER RECEIVES A NONBASE-BUILDING SALARY BONUS IN ONE OF THE FOLLOWING AMOUNTS:

(a) TWELVE THOUSAND DOLLARS IF THE HIGHLY EFFECTIVE TEACHER IS A TRANSFER TEACHER WHO IS TEACHING IN A LOW-PERFORMING ELEMENTARY SCHOOL;

(b) EIGHT THOUSAND DOLLARS IF THE HIGHLY EFFECTIVE TEACHER IS A TRANSFER TEACHER WHO IS TEACHING IN A LOW-PERFORMING MIDDLE OR JUNIOR HIGH SCHOOL;

(c) SIX THOUSAND DOLLARS IF THE HIGHLY EFFECTIVE TEACHER IS NOT A TRANSFER TEACHER BUT IS TEACHING IN A LOW-PERFORMING ELEMENTARY SCHOOL FOR THE SECOND OR SUBSEQUENT CONSECUTIVE SCHOOL YEAR; OR

(d) THREE THOUSAND DOLLARS IF THE HIGHLY EFFECTIVE TEACHER IS NOT A TRANSFER TEACHER BUT IS TEACHING IN A LOW-PERFORMING MIDDLE OR JUNIOR HIGH SCHOOL FOR THE SECOND OR SUBSEQUENT CONSECUTIVE SCHOOL YEAR.

(4) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (3) OF THIS SECTION TO THE CONTRARY, IF A LOCAL EDUCATION PROVIDER RECEIVES A GRANT FOR A SECOND GRANT CYCLE, A HIGHLY EFFECTIVE TEACHER WHO RECEIVED A SALARY BONUS AS A TRANSFER TEACHER IN THE FIRST GRANT CYCLE WILL CONTINUE TO RECEIVE THE SALARY BONUS AMOUNT FOR A TRANSFER TEACHER IN THE SECOND GRANT CYCLE SO LONG AS THE HIGHLY EFFECTIVE TEACHER IS EMPLOYED BY THE LOCAL EDUCATION PROVIDER AND CONTINUES TO MEET THE QUALIFICATIONS FOR RECEIVING A SALARY BONUS SPECIFIED IN SUBSECTION (2) OF THIS SECTION.

(5) A TEACHER WHO CHANGES EMPLOYMENT TO ANOTHER LOCAL EDUCATION PROVIDER TO QUALIFY FOR A SALARY BONUS PURSUANT TO THIS ARTICLE RETAINS THE YEARS OF SERVICE THE TEACHER ACCUMULATED AS AN EMPLOYEE OF THE PREVIOUS LOCAL EDUCATION PROVIDER FOR PURPOSES OF PLACEMENT ON THE SALARY SCHEDULE OR WITHIN THE SALARY POLICY OF THE HIRING LOCAL EDUCATION PROVIDER.

(6) A LOCAL EDUCATION PROVIDER THAT RECEIVES A GRANT PURSUANT TO THIS ARTICLE AND THAT WAS PAYING INCENTIVES TO HIGHLY EFFECTIVE TEACHERS WHO TEACH IN LOW-PERFORMING SCHOOLS BEFORE RECEIVING THE GRANT MUST PAY THE BONUS AMOUNTS SPECIFIED IN THIS SECTION IN ADDITION TO THE OTHER INCENTIVES IT PROVIDES.

22-95-106. Highly effective teacher incentives fund - created - legislative declaration. (1) (a) THERE IS CREATED IN THE STATE TREASURY THE HIGHLY EFFECTIVE TEACHER INCENTIVES FUND, WHICH CONSISTS OF A ONE-TIME APPROPRIATION OF FOUR MILLION DOLLARS IN THE 2014-15 BUDGET YEAR FROM THE STATE EDUCATION FUND CREATED IN SECTION 17(4) OF ARTICLE IX OF THE STATE CONSTITUTION. THE MONEYS IN THE FUND ARE CONTINUOUSLY APPROPRIATED TO THE

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DEPARTMENT FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH IMPLEMENTING THIS ARTICLE. THE DEPARTMENT MAY EXPEND UP TO TWO PERCENT OF THE MONEYS APPROPRIATED TO THE FUND TO OFFSET THE COSTS INCURRED IN IMPLEMENTING THIS ARTICLE.

(b) THE STATE TREASURER MAY INVEST ANY MONEYS IN THE FUND NOT EXPENDED FOR THE PURPOSE OF THIS ARTICLE AS PROVIDED BY LAW. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND INCOME DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND TO THE FUND. ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING IN THE FUND AT THE END OF A FISCAL YEAR REMAIN IN THE FUND AND SHALL NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR ANOTHER FUND.

(2) SUBJECT TO RECEIVING APPLICATIONS FROM LOCAL EDUCATION PROVIDERS THAT MEET THE REQUIREMENTS OF THIS ARTICLE, THE STATE BOARD SHALL AWARD UP TO TWO MILLION DOLLARS IN GRANTS TO LOCAL EDUCATION PROVIDERS PURSUANT TO THIS ARTICLE IN THE FIRST GRANT CYCLE, WHICH BEGINS IN THE 2015-16 BUDGET YEAR. SUBJECT TO RECEIVING APPLICATIONS FROM LOCAL EDUCATION PROVIDERS THAT MEET THE REQUIREMENTS OF THIS ARTICLE, THE STATE BOARD SHALL AWARD THE AMOUNT REMAINING IN THE FUND AS OF JUNE 30, 2017, AS GRANTS TO LOCAL EDUCATION PROVIDERS PURSUANT TO THIS ARTICLE IN THE SECOND GRANT CYCLE, WHICH BEGINS IN THE 2017-18 BUDGET YEAR.

(3) THE GENERAL ASSEMBLY DECLARES THAT, FOR PURPOSES OF SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION, THE HIGHLY EFFECTIVE TEACHER INCENTIVES PROGRAM IS AN IMPORTANT ELEMENT IN IMPLEMENTING ACCOUNTABLE EDUCATION REFORM AND FOR ACCOUNTABLE PROGRAMS TO MEET STATE ACADEMIC STANDARDS AND MAY THEREFORE RECEIVE FUNDING FROM THE STATE EDUCATION FUND CREATED IN SECTION 17 (4) OF ARTICLE IX OF THE STATE CONSTITUTION.

22-95-107. Report. (1) NO LATER THAN DECEMBER 15, 2019, THE DEPARTMENT SHALL PREPARE AND SUBMIT TO THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES, A REPORT ON THE IMPLEMENTATION OF THIS ARTICLE. AT A MINIMUM, THE REPORT MUST INCLUDE:

(a) A LIST OF THE LOCAL EDUCATION PROVIDERS THAT RECEIVED GRANTS PURSUANT TO THIS ARTICLE, THE AMOUNT OF THE BONUSES PAID BY EACH LOCAL EDUCATION PROVIDER, AND THE PUBLIC SCHOOLS IN WHICH THE HIGHLY EFFECTIVE TEACHERS TAUGHT;

(b) THE NUMBER OF HIGHLY EFFECTIVE TEACHERS THAT RECEIVED BONUSES PURSUANT TO THIS ARTICLE, THE SUBJECT AREAS IN WHICH THE HIGHLY EFFECTIVE TEACHERS TAUGHT, THE NUMBER OF STUDENTS WHO WERE TAUGHT BY HIGHLY EFFECTIVE TEACHERS WHO RECEIVED BONUSES, AND THE ACADEMIC GROWTH OF THE STUDENTS WHO WERE TAUGHT BY HIGHLY EFFECTIVE TEACHERS WHO RECEIVED BONUSES;

(c) THE NUMBER OF HIGHLY EFFECTIVE TEACHERS THAT RECEIVED BONUSES PURSUANT TO THIS ARTICLE IN BOTH OF THE GRANT CYCLES AND TAUGHT AT THE SAME LOW-PERFORMING SCHOOL FOR THE DURATION OF BOTH GRANT CYCLES; AND

(d) FOR EACH PUBLIC SCHOOL IN WHICH A HIGHLY EFFECTIVE TEACHER WHO RECEIVED BONUSES TAUGHT, THE TYPE OF PERFORMANCE PLAN THAT THE PUBLIC SCHOOL IMPLEMENTED IN EACH SCHOOL YEAR BEGINNING WITH THE SCHOOL YEAR BEFORE A HIGHLY EFFECTIVE TEACHER TEACHING IN THE SCHOOL RECEIVED A BONUS AND CONTINUING THROUGH EACH YEAR IN WHICH THE HIGHLY EFFECTIVE TEACHER RECEIVED A BONUS.

SECTION 12. In Colorado Revised Statutes, 24-51-101, **amend** (42) (b) as follows:

24-51-101. Definitions. As used in this article, unless the context otherwise requires and except as otherwise defined in part 17 of this article:

(42) (b) "Salary" does not include: Commissions; compensation for unused sick leave converted at any time to cash payments; compensation for unused sick, annual, vacation, administrative, or other accumulated paid leave contributed to a health savings account as defined in 26 U.S.C. sec. 223, as amended, or a retirement health savings program; housing allowances; uniform allowances; automobile usage;

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insurance premiums; dependent care assistance; reimbursement for expenses incurred; tuition or any other fringe benefits, regardless of federal taxation; A HIGHLY EFFECTIVE TEACHER SALARY BONUS RECEIVED PURSUANT TO SECTION 22-95-105, C.R.S.; bonuses for services not actually rendered, including, but not limited to, early retirement inducements, Christmas bonuses, cash awards, honorariums and severance pay, damages, except for retroactive salary payments paid pursuant to court orders or arbitration awards or litigation and grievance settlements, or payments beyond the date of a member's death.

SECTION 13. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the state education fund created in section 17 (4) of article IX of the state constitution not otherwise appropriated, to the highly effective teacher incentives fund created in section 22-95-106, Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, the sum of \$4,000,000, or so much thereof as may be necessary, for implementation of article 95 of title 22, Colorado Revised Statutes."

Renumber succeeding sections 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	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

HB14-1316 by Representative(s) Williams and Salazar, Melton, Becker, Buckner, Court, Duran, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, McCann, McLachlan, Moreno, Pabon, Peniston, Pettersen, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri and Guzman--Concerning methods to determine whether disparities involving certain historically underutilized businesses exist within the state procurement process, and, in connection therewith, commissioning a study to make such determination, requiring the department of personnel to track contracts awarded to historically underutilized businesses, and making and reducing appropriations.

Senator Steadman moved to amend the Report of the Committee of the Whole to show that HB14-1316 was laid over to the general orders calendar of April 30, 2014, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Guzman, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-205 as amended, SB14-197 as amended, SB14-195 as amended, SB14-190 as amended, SB14-203 as amended, SB14-172 as amended, HB14-1294 as amended, HB14-1317 as amended, HB14-1356, HB14-1350 as amended, HB14-1300, HB14-1093 as amended, HB14-1175, HB14-1326, HB14-1310, HB14-1298 as amended.

Lost on second reading: SB14-177 as amended, SB14-178 as amended.

Laid over until Wednesday, April 30: HB14-1316, HB14-1292 as amended, SB14-193, HB14-1009.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-219 by Senator(s) Ulibarri; also Representative(s) Ferrandino--Concerning the collection of data on the shortage of owner-occupied affordable housing in Colorado.
State, Veterans, & Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1005, 1006, 1008, 1010, 1017, 1021, 1030, 1080, 1130, 1181, 1185, 1222, 1267, 1291, 1295, 1313, 1314, and 1354.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, April 30, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

113th Legislative Day

Wednesday, April 30, 2014

Prayer	By the chaplain, Pastor Vern Rempel, First Mennonite Church, Denver.	1
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	2
Pledge	By Senator Herpin.	3
Roll Call	Present--35	4
Quorum	The President announced a quorum present.	5
Reading of Journal	On motion of Senator Zenzinger, reading of the Journal of Tuesday, April 29, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	6

SENATE SERVICES REPORT

Correctly Printed: SB14-218 and 219; SCR14-005; SJR14-039.
Correctly Engrossed: SB14-172, 190, 191, 192, 195, 197, 203, 205, 209.
Correctly Reengrossed: SB14-155.
Correctly Revised: HB14-1012, 1016, 1032, 1093, 1044, 1101, 1119, 1175, 1178, 1180, 1227, 1269, 1270, 1275, 1278, 1294, 1298, 1300, 1310, 1317, 1326, 1333, 1350, 1353, 1356, 1359, 1362, 1363
Correctly Rerevised: HB14-1095, 1159, 1194, 1322 and 1323.

On motion of Majority Leader Heath, 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 Heath, 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

SJR14-025 by Senator(s) Hodge; also Representative(s) Priola--Concerning the designation of the pedestrian overpass across United States Highway 85 at Southern Street in Brighton as the "Arreda Hamilton Overpass".

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

Amend printed joint resolution, page 2, after line 25 insert:

"(3) That the Colorado Department of Transportation may explore a cooperative agreement with City of Brighton City Council for the

maintenance of the markings for the "Arreda Hamilton Overpass".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

**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:

SB14-209 by Senator(s) Heath and Scheffel; also Representative(s) Tyler, Priola--Concerning the requirements for permissible investments by insurers in loans secured by interests in real estate.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1353 by Representative(s) Gardner; also Senator(s) Johnston--Concerning powers of appointment.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1044 by Representative(s) Dore; also Senator(s) Tochtrop--Concerning consequences for a parolee who tampers with an electronic monitoring device that the parolee is required to wear as a condition 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, King, Lambert, Newell, Rivera, Todd and Zenzinger.

HB14-1363 by Representative(s) Gardner, Foote, Kagan, Labuda, Scott; also Senator(s) Roberts, Brophy, Guzman, Steadman--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	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Crowder.

HB14-1362 by Representative(s) Moreno; also Senator(s) Ulibarri--Concerning great-grandparent visitation with great-grandchildren.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Tochtrop 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:

HB14-1273 by Representative(s) McCann and Wright; also Senator(s) Newell and Schwartz, Kefalas--Concerning human trafficking, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kerr, King, Lambert, Lundberg, Marble, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1269 by Representative(s) Court and Williams, Becker, Fields, Fischer, Hulinghorst, Labuda, McCann, Melton, Moreno, Pabon, Peniston, Ryden, Salazar, Schafer; also Senator(s) Johnston--Concerning the circumstances under which a person who sells items subject to sales tax must collect such sales tax on behalf 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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

Co-sponsor(s) added: Heath, Kefalas, Nicholson, Schwartz and Todd.

HB14-1275 by Representative(s) Duran and Coram, McLachlan; also Senator(s) Jahn and Roberts--Concerning authorization for the parks and wildlife commission to purchase real property to build a multi-use shooting facility.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Crowder, Herpin, King, Nicholson, Rivera, Schwartz and Tochtrop.

HB14-1359 by Representative(s) Ginal, Fields, Peniston, Primavera, Singer, Williams; also Senator(s) Aguilar--Concerning medication synchronization for patients who are prescribed multiple medications.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Jones, Newell, Nicholson, Schwartz, Tochtrop and Todd.

SB14-191 by Senator(s) Tochtrop; also Representative(s) Pabon--Concerning the procedures for resolution of workers' compensation claims.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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

Co-sponsor(s) added: Heath, Jones, Nicholson and Schwartz.

HB14-1180 by Representative(s) Becker; also Senator(s) Tochtrop--Concerning the sunset review of the regulation of outfitters for the taking of wildlife by the director of the division of professions and occupations, and, in connection therewith, implementing the recommendations contained in the sunset report prepared by the department of regulatory agencies.

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	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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 and Schwartz.

HB14-1178 by Representative(s) Ferrandino and DelGrosso, Duran, Holbert, Kraft-Tharp, Lawrence, May, McNulty, Waller, Williams, Young; also Senator(s) Hodge and Grantham, Harvey, Scheffel, Steadman--Concerning a sales and use tax exemption for qualified property used in space flight, 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	31	NO	4	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jahn, Kerr, King, Newell, Rivera, Tochtrop and Todd.

HB14-1278 by Representative(s) Rosenthal; also Senator(s) Tochtrop--Concerning continuation of the workers' compensation accreditation program administered by the division of workers' compensation, and, in connection therewith, implementing the recommendations of the 2013 sunset report by the department of regulatory agencies.

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	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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 and Nicholson.

HB14-1270 by Representative(s) Lebsock; also Senator(s) Tochtrop--Concerning the sunset review of the licensing of pet animal facilities, and, in connection therewith, continuing the licensing functions of the commissioner of agriculture and making substantive changes to the regulatory statutes.

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	King	N	Scheffel	N
Balmer	Y	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Guzman, Newell and Steadman.

HB14-1333 by Representative(s) Fischer and Coram, Garcia, Lebsock, McLachlan, Becker, Mitsch Bush, Rankin, Scott, Sonnenberg, Vigil; also Senator(s) Schwartz and Harvey, Guzman, Jones, Tochtrop--Concerning the funding of Colorado water conservation board projects, 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.003), by Senator Kerr.

Amend engrossed bill, page 9, strike lines 9 through 27.

Page 10, strike lines 1 through 16.

Renumber succeeding sections accordingly.

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

YES	4	NO	31	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	N
Baumgardner	N	Hill	N	Lundberg	N	Steadman	N
Brophy	N	Hodge	N	Marble	N	Tochtrop	N
Cadman	N	Jahn	N	Newell	Y	Todd	N
Crowder	N	Johnston	N	Nicholson	N	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	N	President	N
Harvey	N	Kerr	Y	Roberts	N		

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Carroll, Crowder, Grantham, Heath, Herpin, Hodge, Jahn, Kefalas, King, Lambert, Lundberg, Marble, Renfroe, Rivera, Roberts and Scheffel.

SB14-192 by Senator(s) Hodge; also Representative(s) Becker--Concerning the regulation of facilities licensed with regard to classified radioactive materials, 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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Grantham, Guzman, Heath, Jones, Kefalas, Nicholson, Steadman, Todd and Ulibarri.

HB14-1119 by Representative(s) McLachlan, Dore; also Senator(s) Hodge and Roberts--Concerning an income tax credit for the donation of food to a hunger-relief charitable organization.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Johnston, Jones, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Schwartz, Steadman, Todd, Ulibarri and Zenzinger.

HB14-1227 by Representative(s) Ginal, Fields, Joshi, Landgraf, Primavera, Schafer, Singer; also Senator(s) Nicholson--Concerning the sunset review of the state board of dental examiners, and, in connection therewith, continuing the board, implementing the recommendations contained in the sunset report prepared by the department of regulatory agencies, and 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Kefalas, Newell and Todd.

HB14-1101 by Representative(s) Tyler; also Senator(s) Schwartz--Concerning a partial business personal property tax exemption for community solar gardens.

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	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Herpin, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Todd and Ulibarri.

HB14-1032 by Representative(s) Kagan, Lee; also Senator(s) Guzman, Ulibarri--Concerning the provision of defense counsel to juvenile offenders, 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	28	NO	7	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Johnston, Kefalas, King, Newell, Nicholson, Schwartz, Steadman, Tochtrop and Todd.

HB14-1016 by Representative(s) Ryden and Gardner, Kagan, May, McCann, Williams; also Senator(s) Todd and Grantham--Concerning the delivery of procurement technical assistance 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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

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

HB14-1012 by Representative(s) Tyler and Gerou; also Senator(s) Kefalas--Concerning income tax credits that promote investment in Colorado advanced industries, and, in connection therewith, making an appropriation.

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	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Kerr, Newell and Todd.

HB14-1294 by Representative(s) Murray, Court; also Senator(s) Steadman and Jahn--Concerning student data collection privacy protections administered 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Heath, Herpin, Hill, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Rivera, Schwartz, Todd and Zenzinger.

HB14-1317 by Representative(s) Duran; also Senator(s) Nicholson and Kefalas, Newell--Concerning modifications to the Colorado child care assistance program, and, in connection therewith, aligning eligibility and authorization; addressing affordability by reducing copayments; improving provider reimbursement rates; increasing access to quality care; improving technology, infrastructure, and administration; and making an appropriation.

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	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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, Kerr, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1356 by Representative(s) Foote; also Senator(s) Jones--Concerning an increase in the Colorado oil and gas commission's penalty authority, and, in connection therewith, making an appropriation.

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

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YES	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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, Kefalas, Nicholson and Schwartz.

SB14-205 by Senator(s) Newell; also Representative(s) Young--Concerning the talent pipeline working group with the state workforce development council in the department of labor and employment.

Laid over until Thursday, May 1, retaining its place on the calendar.

SB14-197 by Senator(s) Jones and Herpin; also Representative(s) Foote and Kraft-Tharp--Concerning high-performance transportation enterprise transparency.

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

Third Reading Amendment No. 1(L.016), by Senator Jones.

Amend engrossed bill, page 10, line 1, after "INCLUDING" insert "AN OBLIGATION TO COMPENSATE A PRIVATE PARTNER FOR".

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	N	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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, Kefalas, Kerr, Newell, Nicholson, Schwartz, Todd and Ulibarri.

SB14-195

by Senator(s) Nicholson and Renfroe; also Representative(s) Singer and Sonnenberg, DelGrosso, Foote, Humphrey, Young--Concerning a study of phreatophyte growth along the South Platte river in the aftermath of the September 2013 flood.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1350

by Representative(s) Ferrandino; also Senator(s) Kerr--Concerning modifications to the criteria for regional tourism projects approved by the Colorado economic development commission through the "Colorado Regional Tourism 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	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	N		

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

Co-sponsor(s) added: Heath, Newell, Rivera, Steadman and Tochtrop.

HB14-1300 by Representative(s) Garcia and Duran, Court, Exum, Fischer, Gerou, Lebsock, McLachlan, McNulty, Melton, Mitsch Bush, Pabon, Rosenthal, Salazar, Singer, Vigil, Williams, Wright; also Senator(s) Steadman--Concerning a 2014-15 state fiscal year general fund transfer to the Colorado state fair authority cash fund to support the state fair's programs with the state's 4-H clubs and the Colorado association of the national future farmers of America organization, and, in connection therewith, reducing 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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Heath, Kefalas, Newell, Nicholson, Rivera, Roberts, Schwartz, Tochtrop and Todd.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the calendar of Wednesday, April 30 was laid over until later in the day on Wednesday, April 30, retaining its place on the calendar.

Third Reading of Bills -- Final Passage: HB14-1093, HB14-1175, HB14-1326, HB14-1310, SB14-190, SB14-203, HB14-1298, SB14-172.
 General Orders -- Second Reading of Bills: HB14-1316, HB14-1292, SB14-193, HB14-1009, SB14-201, HB14-1315, SB14-210, SB14-212, SB14-208.

MESSAGE FROM THE HOUSE

April 30, 2014

Madam President:

The House has adopted and returns herewith SJR14-037.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1394, 1396.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1343, amended as printed in House Journal, April 29, page 1262.
 HB14-1367, amended as printed in House Journal, April 29, page 1263.
 HB14-1369, amended as printed in House Journal, April 29, page 1263.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-144, amended as printed in House Journal, April 29, page 1263.
 SB14-021, amended as printed in House Journal, April 29, page 1264.

MESSAGE FROM THE REVISOR OF STATUTES

April 30, 2014

We herewith transmit:

Without comment, HB14-1394 and 1396.
Without comment, as amended, HB14-1343, 1367, and 1369.
Without comment, as amended, SB14-021 and 144.

Senate in recess. Senate reconvened.

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 placed on the consent calendar and confirmed:

MEMBER OF THE COLLEGEINVEST BOARD OF DIRECTORS

for a term expiring July 31, 2016:

Kathleen V. Scott of Vail, Colorado, and occasioned by the resignation of Angela A. Gripenstraw of Greenwood Village Colorado, appointed.

Education After consideration on the merits, the Committee recommends that **HB14-1365** 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 **HB14-1319** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 6, line 27, strike "23-18-201." and substitute "23-18-202 FOR STUDENT STIPENDS."

Page 8, line 4, strike "AND".

Page 8, before line 5 insert:

"(V) UNDERGRADUATE OR CERTIFICATE PROGRAMS THAT HAVE A HIGH COST PER STUDENT; AND".

Re-number succeeding subparagraph accordingly.

Page 9, line 7, strike "MAY" and substitute "SHALL".

Page 9, line 8, after the period add "IN DETERMINING THE AMOUNT OF

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FUNDING, THE COMMISSION SHALL CONSIDER PROGRAMS THAT HAVE A HIGH COST PER STUDENT, INCLUDING BUT NOT LIMITED TO PROGRAMS IN THE FIELDS OF LAW, BUSINESS, SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS."

Page 12, after line 6 insert:

"(8) (a) NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, AN INSTITUTION MAY USE FUNDING PROVIDED PURSUANT TO THIS SECTION AS FINANCIAL ASSISTANCE FOR IN-STATE STUDENTS TO REDUCE THE STUDENT'S SHARE OF IN-STATE TUITION, AS DEFINED IN SECTION 23-18-102.

(b) FOR AN INSTITUTION THAT USES FUNDING RECEIVED PURSUANT TO THIS SECTION TO PROVIDE FINANCIAL ASSISTANCE FOR IN-STATE STUDENTS, "STUDENT'S SHARE OF IN-STATE TUITION" HAS THE SAME MEANING AS SET FORTH IN SECTION 23-18-102, LESS THE AMOUNT OF ANY FINANCIAL ASSISTANCE AWARDED TO THE STUDENT PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (8)."

Page 26, after line 21 insert:

"SECTION 5. In Colorado Revised Statutes, 23-18-102, amend (12) as follows:

23-18-102. Definitions. As used in this article, unless the context otherwise requires:

(12) "Student's share of in-state tuition" means, EXCEPT AS PROVIDED IN SECTION 23-18-303 (8), the amount of total in-state tuition, less any amount paid on behalf of the student as a stipend.

SECTION 6. In Colorado Revised Statutes, 23-20-112, add (3) as follows:

23-20-112. General powers of the board - repeal.

(3) (a) NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, AN INSTITUTION GOVERNED BY THE BOARD OF REGENTS MAY USE FUNDING PROVIDED PURSUANT TO SECTION 23-18-303 AS FINANCIAL ASSISTANCE FOR IN-STATE STUDENTS TO REDUCE THE STUDENT'S SHARE OF IN-STATE TUITION, AS DEFINED IN SECTION 23-18-102.

(b) FOR PURPOSES OF PARTS 1 AND 2 OF ARTICLE 18 OF THIS TITLE, FOR AN INSTITUTION GOVERNED BY THE BOARD OF REGENTS, "STUDENT'S SHARE OF IN-STATE TUITION" HAS THE SAME MEANING AS SET FORTH IN SECTION 23-18-102 LESS THE AMOUNT OF ANY FINANCIAL ASSISTANCE AWARDED TO THE STUDENT PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (3)."

Renumber succeeding sections accordingly.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1118** 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 6, strike "NINE HUNDRED FIFTY" and substitute "FOUR HUNDRED SEVENTY-FIVE".

Page 5, line 13, strike "\$499,061" and substitute "\$261,561".

Page 5, line 19, strike "\$475,000" and "\$237,500".

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1352** 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 36, after line 21 insert:

"(5) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise

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appropriated, to the department of public health and environment, for the fiscal year beginning July 1, 2014, the sum of \$500,000, or so much thereof as may be necessary, for allocation to the waste tire program for the cleanup of waste tires related to the implementation of this act."

Appropriations After consideration on the merits, the Committee recommends that **HB14-1311** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1373** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1355** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1096** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 7, line 27, strike "up to ten percent" and substitute "a portion".

Page 11, line 3, strike "\$1,100,000." and substitute "\$700,000.".

Page 11, line 8, strike "\$1,100,000," and substitute "\$700,000,".

Page 11, strike lines 13 through 17 and substitute "\$700,000 and 1.0 FTE, or so much thereof as may be necessary, for allocation to courts administration, centrally-administered programs, for the implementation of the underfunded courthouse facility grant program created in this act.".

Appropriations After consideration on the merits, the Committee recommends that **HB14-1015** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1301** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1037** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1023** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1066** 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 **HB14-1085** be referred to the Committee of the Whole with favorable recommendation.

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Appropriations	After consideration on the merits, the Committee recommends that HB14-1279 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 reengrossed bill, page 4, strike lines 19 through 24.	16
	Renumber succeeding section accordingly.	17
	Page 1, line 103, strike "STATE, AND, IN CONNECTION THEREWITH, REDUCING AN" and substitute "STATE."	18 19 20
	Strike line 104.	21
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB14-1013 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	22 23 24 25
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that HB14-1374 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.	26 27 28 29
Business, Labor, & Technology	After consideration on the merits, the Committee recommends that SB14-057 be postponed indefinitely .	30 31 32 33
Health & Human Services	After consideration on the merits, the Committee recommends that SB14-215 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	34 35 36 37 38 39 40
Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1281 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	41 42 43 44 45 46 47 48 49 50 51 52
	Amend reengrossed bill, page 2, line 11, after "STATES" insert "PROTECTS FUTURE PATIENTS FROM PREMATURE, INEFFECTIVE, AND UNSAFE MEDICATIONS AND TREATMENTS OVER THE LONG RUN, BUT THE PROCESS".	53 54 55 56 57 58 59
	Page 3, after line 23 insert:	60
	"(III) BEEN UNABLE TO PARTICIPATE IN A CLINICAL TRIAL FOR THE TERMINAL ILLNESS WITHIN ONE HUNDRED MILES OF THE PATIENT'S HOME ADDRESS FOR THE TERMINAL ILLNESS, OR NOT BEEN ACCEPTED TO THE CLINICAL TRIAL WITHIN ONE WEEK OF COMPLETION OF THE CLINICAL TRIAL APPLICATION PROCESS;"	61 62 63 64 65
	Renumber succeeding subparagraphs accordingly.	66
	Page 5, line 6, after "OUTCOME," insert "INCLUDING THE POSSIBILITY THAT NEW, UNANTICIPATED, DIFFERENT, OR WORSE SYMPTOMS MIGHT RESULT, AND THAT DEATH COULD BE HASTENED BY THE PROPOSED TREATMENT,"	67 68 69 70 71 72
	Page 5, lines 17 and 18, strike "AND INPATIENT SERVICES".	73
	Page 5, line 22, strike "SUCCESSORS AND ESTATE." and substitute "ESTATE, UNLESS A CONTRACT BETWEEN THE PATIENT AND THE MANUFACTURER OF THE DRUG, BIOLOGICAL PRODUCT, OR DEVICE STATES OTHERWISE."	74 75 76 77 78 79
	Page 7, line 9, strike "DEVICE." and substitute "DEVICE, AS LONG AS THE RECOMMENDATIONS ARE CONSISTENT WITH MEDICAL STANDARDS OF	80 81 82 83 84 85 86 87

CARE."

Page 7, page 17, after "RECOMMENDATION" insert "CONSISTENT WITH MEDICAL STANDARDS OF CARE".

Page 7, line 27, strike "1." and substitute "1, UNLESS THERE WAS A FAILURE TO EXERCISE REASONABLE CARE."

Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1360** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 8, line 24, strike "agencies, shall MUST" and substitute "agencies shall AND MUST".

Page 9, line 19, strike "licensure, which" and substitute "licensure. which".

Page 9, strike lines 20 through 23 and substitute "~~exceed one thousand five hundred dollars per year for two years from the effective date of fees established by rule for home care agencies that are certified providers through the federal centers for medicare and medicaid services or the Colorado department of health care policy and financing.~~".

Page 9, line 24, strike "policy and financing."

Page 26, line 6, strike "AGENCY" and substitute "AGENCIES".

Page 26, line 7, strike "AGENCY" and substitute "AGENCIES".

Page 28, line 15, strike "(1.5)," and substitute "(1)".

Page 29, line 18, strike "OIT" and substitute "the office of information technology".

Page 29, line 27, strike "(5)" and substitute "(4)".

Page 30, line 7, strike "center identification" and substitute "center, identification,".

Page 30, line 8, after "for" insert "fingerprint-based criminal history record checks related to".

Page 1, line 106, strike "LEGISLATIVE SUNSET COMMITTEE," and substitute "GENERAL ASSEMBLY,".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB14-196** be **referred** to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB14-217** 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 3 and 4 and substitute:

"MEANS THE PERSON WHO EMPLOYS THE PROFESSIONAL SERVICES OF A LOBBYIST. FOR THE PURPOSES".

Page 3, line 8, after "FIRM." add "WHERE THE CLIENT IS AN ORGANIZATION OR ENTITY, NOTHING IN THIS SUBSECTION (1) REQUIRES

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THE ORGANIZATION OR ENTITY TO PROVIDE THE NAMES OF ANY OF ITS SHAREHOLDERS, INVESTORS, BUSINESS PARTNERS, COALITION PARTNERS, MEMBERS, DONORS, OR SUPPORTERS, AS APPLICABLE."

Page 4, line 23, strike "OTHER".

Page 4, line 27, strike "OTHER".

Page 5, line 1, strike "OTHER".

Page 5, line 4, strike "OTHER".

Page 7, strike lines 12 and 13 and substitute:

"disclosure statement ~~shall~~ MUST contain the name of and total gross income for lobbying ~~received from each person for~~".

Page 10, strike lines line 6 through 27.

Page 11, strike lines 1 through 9.

Renumber succeeding sections accordingly.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB14-216** be referred to the Committee of the Whole with favorable recommendation.

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **SB14-219** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1380** be referred to the Committee on Appropriations with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1379** be referred to the Committee of the Whole with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1372** 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 **HB14-1214** 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 8, after line 20 insert:

"SECTION 7. In Colorado Revised Statutes, add 16-11.3-103.5 as follows:

16-11.3-103.5. Study of enhanced penalties for offenses against emergency service providers - repeal. (1) AS SOON AS PRACTICABLE, THE COMMISSION SHALL REVIEW SECTION 18-1.3-401 (1)(b) (IV), C.R.S., AND THE EFFICACY OF IMPLEMENTING ENHANCED SENTENCING FOR FIRST-DEGREE ASSAULT, SECOND-DEGREE ASSAULT, AND FIRST-DEGREE MURDER OF AN EMERGENCY MEDICAL SERVICE PROVIDER, AS DEFINED IN SECTION 25-3.5-103 (8), C.R.S., TO DETERMINE WHETHER:

(a) COLORADO'S SENTENCING LAWS, INCLUDING ARTICLE 1.3 OF

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TITLE 18, C.R.S., PROVIDE EQUITY AND PARITY OF SENTENCING WITH RESPECT TO ENHANCED SENTENCING BASED ON THE VICTIM'S OCCUPATION; AND

(b) THERE IS EVIDENCE-BASED SUPPORT FOR ENHANCED SENTENCING BASED ON THE VICTIM'S OCCUPATION.

(2) ON OR BEFORE MARCH 1, 2015, THE COMMISSION SHALL REPORT ITS FINDINGS AND ANY RECOMMENDATIONS BASED ON ITS FINDINGS TO THE JUDICIARY COMMITTEES IN THE HOUSE OF REPRESENTATIVES AND THE SENATE.

(3) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2015."

Renumber succeeding sections accordingly.

Judiciary After consideration on the merits, the Committee recommends that **SB14-213** be referred to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SCR14-003** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed concurrent resolution, page 5, line 22, after "concerning" insert "local determination of".

Page 1, line 103, after "CONCERNING" insert "LOCAL DETERMINATION OF".

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HCR14-1002** be postponed indefinitely.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB14-1351** be referred to the Committee on Appropriations with favorable recommendation.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SCR14-005** be postponed indefinitely.

Judiciary After consideration on the merits, the Committee recommends that **SB14-218** be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 2, line 6, strike "18-18-406, C.R.S." and substitute "18-18-406 (3) (c) OR (5) (a) (I), C.R.S.".

Page 2, strike lines 13 through 17 and substitute:

"(b) THE DEFENDANT SHALL PAY THE FILING FEE AND PROVIDE NOTICE OF THE PETITION TO THE DISTRICT ATTORNEY. THE DISTRICT ATTORNEY SHALL DETERMINE WHETHER TO OBJECT TO THE PETITION AFTER CONSIDERING THE FACTORS IN SECTION 24-72-308.5 (2) (c). IF THE DISTRICT ATTORNEY DOES NOT OBJECT, THE COURT SHALL ORDER THAT THE RECORD BE SEALED. IF THE DISTRICT ATTORNEY OBJECTS TO THE PETITION, THE COURT SHALL SET THE MATTER FOR HEARING. THE COURT SHALL DECIDE THE PETITION AFTER CONSIDERING THE FACTORS IN SECTION 24-72-308.5 (2) (c)."

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Page 6, line 6, after "GRANT" insert "OR DENY".

Page 7, line 6, strike "18-18-406, C.R.S." and substitute "18-18-406 (3) (c) OR (5) (a) (I), C.R.S.".

Page 7, strike lines 13 through 17 and substitute:

"(2) THE DEFENDANT SHALL PAY THE FILING FEE AND PROVIDE NOTICE OF THE PETITION TO THE DISTRICT ATTORNEY. THE DISTRICT ATTORNEY SHALL DETERMINE WHETHER TO OBJECT TO THE PETITION AFTER CONSIDERING THE FACTORS IN SECTION 24-72-308.5 (2) (c). IF THE DISTRICT ATTORNEY DOES NOT OBJECT, THE COURT SHALL ORDER THAT THE RECORD BE SEALED. IF THE DISTRICT ATTORNEY OBJECTS TO THE PETITION, THE COURT SHALL SET THE MATTER FOR HEARING. THE COURT SHALL DECIDE THE PETITION AFTER CONSIDERING THE FACTORS IN SECTION 24-72-308.5 (2) (c)."

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB14-1387** 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 6, after line 19 insert:

"(2) The general assembly further finds and declares that the capital development committee approved, by letter dated March 6, 2014, that the department of public safety purchase an existing lab facility in lieu of renovating capitol complex leased space for use as additional testing labs to comply with House Bill 13-1020 for the Colorado bureau of investigation in Denver. The capital development committee found that this option would ensure there is sufficient space to meet the need for additional DNA lab setups to comply with House Bill 13-1020 and to accommodate the future forensic needs of the department. The capital development committee also found that this will allow the department of public safety to relocate other work units within the department from commercial leased space in Denver to the capitol complex buildings, resulting in lease savings. The joint budget committee and the general assembly supported the capital development committee's findings by appropriating \$7.2 million to the department of public safety for the purchase of the building, some minor renovations, and the purchase of needed equipment in House Bill 14-1336. It is thus appropriate to grant the department of public safety the authority to purchase the building as approved by the general assembly.

SECTION 2. Department of public safety authority to acquire real property. (1) The state of Colorado, acting by and through the department of public safety, is authorized to purchase real property located in Jefferson county in the Marshall Office Park 2 in the city of Arvada, the legal description of which is Lot 1 B Sigman Industrial Park Minor Subdivision 2nd amendment, Jefferson county, for the Colorado bureau of investigation's regional Denver forensic laboratory.

(2) The department of public safety must seek approval prior to closing from the office of state planning and budgeting and the capital development committee for any material changes to the plan that may become necessary during the negotiation.

(3) Any renovation of the real property must be completed by following the requirements set forth in articles 91 to 93 of title 24, Colorado Revised Statutes.

(4) The real property may not be subject to any restrictive covenants, contracts, or zoning requirements that restrict public access to the property or restrict any alternative state use of the property.

(5) The state controller may not enter into any agreement for a payment in lieu of property taxes from which the state is statutorily exempt under section 39-3-124 (1), Colorado Revised Statutes.

(6) The state controller must approve all agreements relating to the purchase of the real property prior to closing.

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(7) Any title to real property received by the department of public safety will be held by the state for the benefit and use of the Colorado bureau of investigation."

Renumber succeeding sections accordingly.

Page, 15, line 9, strike "and (5)" and substitute "and (5); and **add** (3) (c) and (6)".

Page 18, line 8, strike "highways and" and substitute "highways, ~~and~~".

Page 18, line 9, after "wildlife," insert "AND REAL PROPERTY UNDER THE SUPERVISION OF THE JUDICIAL DEPARTMENT,".

Page 18, after line 14 insert:

"(c) (I) ALL REAL PROPERTY UNDER THE SUPERVISION OF THE JUDICIAL DEPARTMENT ERECTED FOR STATE PURPOSES SHALL BE CONSTRUCTED IN CONFORMITY WITH A CONSTRUCTION PROCEDURES MANUAL FOR REAL PROPERTY BASED ON ACCEPTABLE INDUSTRY STANDARDS. SUCH CONSTRUCTION SHALL BE MADE ONLY UPON PLANS, DESIGNS, AND CONSTRUCTION DOCUMENTS THAT COMPLY WITH APPROVED STATE STANDARDS.

(II) THE JUDICIAL DEPARTMENT IS AUTHORIZED TO HIRE PRIVATE CONSTRUCTION MANAGERS TO SUPERVISE THEIR CAPITAL CONSTRUCTION, CONTROLLED MAINTENANCE, OR CAPITAL RENEWAL PROJECTS. THE COST OF SUCH CONSTRUCTION MANAGERS SHALL BE PAID FOR FROM MONEYS APPROPRIATED FOR THE SPECIFIC CAPITAL CONSTRUCTION, CONTROLLED MAINTENANCE, OR CAPITAL RENEWAL PROJECT.

(III) THE JUDICIAL DEPARTMENT IS AUTHORIZED TO PERFORM THE RESPONSIBILITIES AND FUNCTIONS DESCRIBED IN PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION FOR ANY REAL PROPERTY UNDER THE SUPERVISION OF THE JUDICIAL DEPARTMENT."

Page 19, after line 23 insert:

"(6) NOTHING IN THIS ARTICLE IS INTENDED TO DIMINISH THE AUTHORITY GRANTED TO THE JUDICIAL DEPARTMENT OR THE STATE COURT ADMINISTRATOR IN SENATE BILL 08-206."

Page 42, strike lines 12 through 16 and substitute:

~~"(g) Prior to January 1, 2016, to develop and make recommendations concerning new methods of financing the state's ongoing capital construction needs and controlled maintenance. No later than February 1, 2016, the committee shall recommend legislation to implement the recommendations."~~

Page 43, after line 24 insert:

SECTION 17. In Colorado Revised Statutes, **amend** 2-3-1305 as follows:

2-3-1305. Recommendations and findings. The capital development committee shall make written reports setting forth its recommendations, PRIORITIZATION, findings, and comments as to each recommendation concerning capital assets ~~which~~ THAT it submits to the joint budget committee. THE CAPITAL DEVELOPMENT COMMITTEE SHALL SUBMIT ITS PRIORITIZATION FOR SUPPLEMENTAL CAPITAL CONSTRUCTION, CAPITAL RENEWAL, OR CONTROLLED MAINTENANCE BUDGET REQUESTS TO THE JOINT BUDGET COMMITTEE NO LATER THAN JANUARY 15 OF EACH YEAR, AND SHALL SUBMIT ITS PRIORITIZATION FOR NEW OR AMENDED CAPITAL CONSTRUCTION, CAPITAL RENEWAL, OR CONTROLLED MAINTENANCE BUDGET REQUESTS FOR THE UPCOMING FISCAL YEAR TO THE JOINT BUDGET COMMITTEE NO LATER THAN FEBRUARY 15 OF EACH YEAR. Other reports may be issued from time to time by the committee whenever it deems such action to be appropriate or whenever requested by the general assembly."

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Renumber succeeding sections accordingly.

Page 45, strike lines 24 through 27 and substitute "ESTABLISHED UNDER, SPECIFIED IN, AND LOCATED UPON THE CAMPUSES DESCRIBED IN SECTIONS 23-20-101 (1) (a) AND 23-31-101, C.R.S., LIMITED TO THE BUILDINGS OWNED OR LEASED BY THOSE INSTITUTIONS ON SAID CAMPUSES."

Page 46, strike line 1.

Page 52, strike lines 10 through 14 and substitute "ESTABLISHED UNDER, SPECIFIED IN, AND LOCATED UPON THE CAMPUSES DESCRIBED IN SECTIONS 23-20-101 (1) (a) AND 23-31-101, C.R.S., LIMITED TO THE BUILDINGS OWNED OR LEASED BY THOSE INSTITUTIONS ON SAID CAMPUSES."

Page 102, line 12, strike "36" and substitute "38".

Page 102, line 13, strike "62" and substitute "64".

Page 102, line 15, strike "63" and substitute "65".

Page 102, line 16, strike "64" and substitute "66".

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB14-1388** be referred to the Committee of the Whole with favorable recommendation.

State,
Veterans, &
Military
Affairs

After consideration on the merits, the Committee recommends that **HB14-1383** be referred to the Committee of the Whole with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1378** 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 5, after the period add "THE FINES COLLECTED PURSUANT TO THIS PARAGRAPH (b) SHALL BE CREDITED TO THE CRIME VICTIM COMPENSATION FUND CREATED IN SECTION 24-4.1-117, C.R.S.".

MESSAGE FROM THE HOUSE

April 30, 2014

Madam President:

The House has voted to concur in the Senate amendments to HB14-1322, 1011, 1014, 1072, 1170, 1205, 1216, 1327, 1331, 1199, 1228, 1321, 1339, 1260, and has repassed the bills as so amended.

The House has postponed indefinitely SB14-181. The bill is returned herewith.

INTRODUCTION OF BILLS -- FIRST READING

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

SB14-220 by Senator(s) Ulibarri and Scheffel, Cadman, Grantham, Herpin, Schwartz, Steadman, Tochtrop; also Representative(s) Singer and DelGrosso, Priola--Concerning prerequisites to the authority of a unit owners' association to pursue resolution of disputes involving construction defects.
State, Veterans, & Military Affairs
Judiciary

SB14-221 by Senator(s) Kerr and Zenzinger, Todd; --Concerning reducing the frequency of administering the statewide assessment in social studies.
Education

HB14-1343 by Representative(s) Singer and Wright, Exum, Foote, Garcia, Melton, Salazar; also Senator(s) Tochtrop--Concerning workers' compensation coverage for post-traumatic stress disorder for peace officers.
Local Government

HB14-1367 by Representative(s) Tyler; also Senator(s) Brophy--Concerning the exemption of autocycles from regulation as motorcycles, and, in connection therewith, defining autocycle, exempting autocycles from motorcycle statutes, requiring autocycles be issued license plates similar to motorcycle license plates, and making an appropriation.
Transportation

HB14-1369 by Representative(s) Young, Pabon; also Senator(s) Crowder and Jahn--Concerning required licensure for durable medical equipment suppliers, and, in connection therewith, making an appropriation.
Health & Human Services

HB14-1394 by Representative(s) Duran, May, Gerou; also Senator(s) Lambert, Hodge, Steadman--Concerning the use of disputed payments of tobacco litigation settlement moneys received by the state to reduce the annual amount of accelerated payments allocated from the tobacco litigation settlement cash fund.
Appropriations

HB14-1396 by Representative(s) Ryden; also Senator(s) King--Concerning clarification of the authority of persons acting on behalf of the department of public health and environment to administer the medical marijuana registry.
Health & Human Services

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:

HB14-1093 by Representative(s) Duran; also Senator(s) Newell--Concerning the establishment of the creative district community loan fund, and, in connection therewith, making and reducing appropriations.

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

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YES	19	NO	16	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Johnston, Kefalas, Kerr and Todd.

HB14-1175 by Representative(s) Fields and Pabon; also Senator(s) Johnston--Concerning studying strategies for successful ongoing recruitment of minority teachers in public schools, 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	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Kefalas, Kerr, Nicholson, Schwartz, Steadman, Todd and Ulibarri.

HB14-1326 by Representative(s) Primavera and Scott; also Senator(s) Hodge--Concerning tax incentives for alternative fuel trucks, 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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, Kefalas, Kerr, Newell, Nicholson, Rivera, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1310 by Representative(s) Ginal and Gardner; also Senator(s) King and Johnston--Concerning the provision of breath-testing devices to law enforcement agencies.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Crowder, Herpin and Rivera.

SB14-190 by Senator(s) Lambert, Hodge, Steadman; also Representative(s) Gerou, Duran, May--Concerning criminal discovery, and, in connection therewith, creating a statewide discovery sharing system, a criminal discovery surcharge, civil immunity for district attorneys that make a good-faith effort to redact information from discovery documents, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, King, Nicholson, Rivera, Todd and Ulibarri.

SB14-203 by Senator(s) Lambert and Newell; also Representative(s) May and Gardner--Concerning the office of the respondent parents' counsel in cases of alleged child abuse or neglect.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, Kefalas, Kerr, Lundberg, Nicholson, Rivera, Roberts, Schwartz, Steadman, Tochtrop and Todd.

HB14-1298 by Representative(s) Hamner and Buckner; also Senator(s) Kerr and Steadman-- Concerning the financing of public schools, and, in connection therewith, making and reducing 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.036), by Senator Steadman.

Amend revised bill, page 37, line 18, strike "25" and substitute "26".

Page 37, line 20, strike "26" and substitute "27".

Page 37, line 21, strike "26" and substitute "27".

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

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Newell, Nicholson, Tochtrop, Todd, Ulibarri and Zenzinger.

SB14-172 by Senator(s) Tochtrop and Newell; also Representative(s) Kraft-Tharp, McNulty-- Concerning employer-paid benefits to a firefighter for cardiac illnesses resulting from a strenuous work event, 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	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Carroll, Heath, Herpin, Kefalas, Kerr, King, Nicholson, Rivera, Roberts, Todd and Ulibarri.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1202, HB14-1303, HB14-1338, HB14-1357, HB14-1358, HB14-1368, SB14-199, and HB14-1348 were made Special Orders -- Consent Calendar at 7:50 p.m.

Upon request of Majority Leader Heath, **HB14-1334** was removed from the General Orders--Second Reading of Bills Consent Calendar of Thursday, May 1 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Thursday, May 1.

Senate in recess. Senate reconvened.

Committee of the Whole

The hour of 7:50 p.m. having arrived, Senator Schwartz 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 Schwartz was called to the chair to act as Chairman.

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:

- HB14-1202** by Representative(s) Scott; also Senator(s) Todd and Scheffel--Concerning a study of the accountability requirements for school districts for which the state board of education may waive statewide testing requirements, and, in connection therewith, making and reducing appropriations. 1
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Ordered revised and placed on the calendar for third reading and final passage. 6
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- HB14-1303** by Representative(s) Scott and Ferrandino; also Senator(s) Schwartz--Concerning the receipt of public testimony from remote locations around the state by legislative committees, and, in connection therewith, making and reducing appropriations. 9
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Amendment No. 1, State, Veterans & Military Affairs Committee Amendment. 13
(Printed in Senate Journal, April 23, page(s) 898-899 and placed in members' bill files.) 14
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As amended, ordered revised and placed on the calendar for third reading and final passage. 16
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- HB14-1338** by Representative(s) May and Gerou, Duran; also Senator(s) Hodge and Lambert, Steadman--Concerning planning for the effective use of Colorado's regional centers for persons with intellectual disabilities, and, in connection therewith, making an appropriation. 20
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Ordered revised and placed on the calendar for third reading and final passage. 25
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- HB14-1357** by Representative(s) Young; also Senator(s) Aguilar--Concerning in-home support services provided in the medicaid program, and, in connection therewith, making and reducing appropriations. 28
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Ordered revised and placed on the calendar for third reading and final passage. 32
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- HB14-1358** by Representative(s) Young and Joshi, Primavera, Schafer, Tyler; also Senator(s) Aguilar--Concerning continuation of in-home support services, and, in connection therewith, authorizing in-home support services for spinal cord injury waiver pilot program participants. 35
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Ordered revised and placed on the calendar for third reading and final passage. 40
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- HB14-1368** by Representative(s) May and Gerou, Duran; also Senator(s) Hodge, Steadman, Lambert--Concerning the transition of youth ages eighteen through twenty-one who have intellectual and developmental disabilities to the adult program of services for persons with intellectual and developmental disabilities, and, in connection therewith, making and reducing appropriations. 43
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Ordered revised and placed on the calendar for third reading and final passage. 49
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- SB14-199** by Senator(s) Grantham; also Representative(s) Becker--Concerning amendments to the charter of the town of Georgetown, and, in connection therewith, adding new provisions, modifying existing provisions, and deleting obsolete provisions in the charter. 52
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Amendment No. 1, Local Government Committee Amendment. 56
(Printed in Senate Journal, April 29, page(s) 1001 and placed in members' bill files.) 57
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As amended, ordered engrossed and placed on the calendar for third reading and final passage. 59
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HB14-1348 by Representative(s) Ferrandino; also Senator(s) Heath--Concerning an extension of the effective date of the amended "retail sale" sales tax definition adopted in House Bill 13-1295 to take effect only if congress enacts an act that authorizes states to require certain retailers to pay, collect, or remit state or local sales taxes.

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 Schwartz, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-199 as amended, HB14-1202, HB14-1303 as amended, HB14-1338, HB14-1357, HB14-1358, HB14-1368, HB14-1348.

Committee of the Whole On motion of Senator Schwartz, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Schwartz 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:

HB14-1316 by Representative(s) Williams and Salazar, Melton, Becker, Buckner, Court, Duran, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, McCann, McLachlan, Moreno, Pabon, Peniston, Pettersen, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri and Guzman--Concerning methods to determine whether disparities involving certain historically underutilized businesses exist within the state procurement process, and, in connection therewith, commissioning a study to make such determination, requiring the department of personnel to track contracts awarded to historically underutilized businesses, and making and reducing appropriations.

Laid over until Friday, May 2, retaining its place on the calendar.

HB14-1292	by Representative(s) Hamner and Murray, Buckner, Court, DelGrosso, Exum, Ferrandino, Fields, Gardner, Ginal, Hulinghorst, Labuda, Landgraf, Lawrence, McCann, McLachlan, McNulty, Moreno, Navarro, Pabon, Peniston, Pettersen, Primavera, Priola, Rankin, Rosenthal, Salazar, Schafer, Szabo, Tyler, Williams, Wilson, Young; also Senator(s) Johnston and Ulibarri--Concerning moneys allocated to the state elementary and secondary public school system, and, in connection therewith, requiring increased reporting of the use of public moneys by public schools, increasing the funding for public school capital construction, increasing the funding for the "Colorado READ Act", and making an appropriation.	1 2 3 4 5 6 7 8 9 10
	(Amended in general orders as printed in Senate journal, April 29, page(s) 1015-1017.)	11 12
	<u>Amendment No. 1(L.065), by Senators Johnston, Todd, Scheffel, and Renfroe.</u>	13 14
	Amend the Johnston, Todd, Scheffel, and Renfroe floor amendment (HB1292_L.062), page 1, strike lines 4 through 18 and substitute: "Amend the Finance Committee Report, dated April 24, 2014, page 1, strike lines 13 through 16.	15 16 17 18 19
	Page 2 of the Finance Committee Report, strike lines 1 through 19 and substitute: "Page 11 of the reengrossed bill, strike lines 15 through 22.	20 21 22 23
	Page 11 of the reengrossed bill, line 23, strike " (H) (IV)" and substitute "(II)".	24 25 26
	Page 11 of the reengrossed bill, line 26, after "district;" add "AND".	27 28
	Page 11 of the reengrossed bill, line 27, strike " (H) (V)" and substitute "(III)".	29 30 31
	Page 12 of the reengrossed bill, strike lines 1 through 16 and substitute "possible to collect comparable data by program and school site. (c) Nothing in this section shall be interpreted to require accounting of salary and benefit costs by school site."	32 33 34 35 36
	Page 12 of the reengrossed bill, strike lines 18 through 27.	37 38
	Page 13 of the reengrossed bill, strike lines 1 through 25 and substitute: "(d) THE FINANCIAL POLICIES AND PROCEDURES ADVISORY COMMITTEE".	39 40 41 42
	Page 1 of the floor amendment, strike lines 24 through 28 and substitute "WOULD BE INCLUDED IN THE STANDARD CHART OF ACCOUNTS."."	43 44 45
	Reletter succeeding paragraph accordingly.	46 47
	Page 2 of the Finance Committee Report, after line 21 insert: "Page 14 of the reengrossed bill, line 2, strike "AND REVENUES".	48 49 50
	Page 14 of the reengrossed bill, line 4, strike "SERVICES" and substitute "SERVICES, AS POSTED ON THE WEB SITE MAINTAINED BY EACH LOCAL EDUCATION PROVIDER PURSUANT TO SECTION 22-44-304,"."	51 52 53 54
	Page 2 of the Finance Committee Report, after line 23 insert: "Page 14 of the reengrossed bill, line 11 strike "AND REVENUES".	55 56 57
	Page 14 of the reengrossed bill, line 15 strike "(f)" and substitute "(e)".	58 59
	Page 14 of the reengrossed bill, line 16, strike "2017." and substitute "2017, AND IS UPDATED ANNUALLY."."	60 61 62
	Page 2 of the Finance Committee Report, line 31, after "IMPLEMENTING" insert "PARAGRAPH (e) OF".	63 64 65
	Page 3 of the Finance Committee Report, line 5, after "OF" insert "PARAGRAPH (e) OF".	66 67

Page 3 of the Finance Committee Report, strike lines 14 and 15 and substitute "CREATING AND MAINTAINING THE WEB SITE DESCRIBED IN PARAGRAPH (e) OF SUBSECTION (4) OF THIS".

Strike page 2 of the floor amendment and substitute: "Amend the reengrossed bill, page 14, strike lines 17 through 27.

Page 15 of the reengrossed bill, strike line 1 and substitute: "SECTION 4. In Colorado Revised Statutes, 22-44-304, amend (1), (3) (a), and (4) as follows:

22-44-304. Financial reporting - on-line access to information - repeal. (1) (a) Commencing July 1, 2010, and on a continuing basis thereafter, each local education provider shall post the following information on-line, in a downloadable format, for free public access:

(I) The local education provider's annual budget, adopted pursuant to section 22-44-110 (4), commencing with the budget for the 2009-10 budget year;

(II) The local education provider's annual audited financial statements, prepared pursuant to section 22-32-109 (1) (k), commencing with the audits prepared for the 2009-10 budget year;

(III) (A) The local education provider's quarterly financial statements, at a minimum, prepared pursuant to section 22-45-102, commencing with the statements for the 2010-11 budget year. ~~and~~

(B) THIS SUBPARAGRAPH (III) IS REPEALED, EFFECTIVE JULY 1, 2017.

(IV) The local education provider's salary schedules or policies, adopted pursuant to sections 22-32-109.4 and 22-63-401, commencing with those applicable to the 2010-11 budget year.

(b) (I) Additionally, commencing July 1, 2011, each local education provider shall post accounts payable check registers and credit, debit, and purchase card statements on-line, in a downloadable format, for free public access.

(II) THIS PARAGRAPH (b) IS REPEALED, EFFECTIVE JULY 1, 2017.

(c) (I) Additionally, commencing July 1, 2012, each local education provider shall post investment performance reports or statements on-line, in a downloadable format, for free public access.

(II) THIS PARAGRAPH (c) IS REPEALED, EFFECTIVE JULY 1, 2017.

(d) ADDITIONALLY, COMMENCING JULY 1, 2015, EACH LOCAL EDUCATION PROVIDER SHALL POST IN A FORMAT THAT CAN BE DOWNLOADED AND SORTED, FOR FREE PUBLIC ACCESS, THE LOCAL EDUCATION PROVIDER'S ACTUAL EXPENDITURES, INCLUDING BUT NOT LIMITED TO ACTUAL SALARY EXPENDITURES AND ACTUAL BENEFIT EXPENDITURES REPORTED BY JOB CATEGORY SPECIFIED IN THE STANDARD CHART OF ACCOUNTS, AT THE LOCAL EDUCATION PROVIDER LEVEL AND AT THE SCHOOL-SITE LEVEL.

(3) (a) Each local education provider shall update the information specified in PARAGRAPHS (a), (b), AND (c) OF subsection (1) of this section within sixty days after the local education provider's completion or receipt of the applicable report, statement, or document. EACH LOCAL EDUCATION PROVIDER SHALL UPDATE THE INFORMATION SPECIFIED IN PARAGRAPH (d) OF SUBSECTION (1) OF THIS SECTION ANNUALLY BY A DATE SPECIFIED BY THE FINANCIAL POLICIES AND PROCEDURES ADVISORY COMMITTEE.

(4) No later than July 1, ~~2010~~ 2015, the financial policies and procedures advisory committee of the department shall create a template ~~for voluntary use by~~ THAT local education providers ~~needing assistance with the on-line posting of~~ MUST USE TO POST ALL OF the information specified in subsection (1) of this section, INCLUDING BUT NOT LIMITED TO THE SITE-LEVEL REPORTING REQUIREMENTS. The template may include both the type of electronic file posted as well as the information to be included in the posting. ~~The committee may take into consideration any existing templates or reports developed by the department for purposes of financial reporting.~~".

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Amendment No. 2(L.060), by Senator Steadman.

Amend reengrossed bill, page 19, line 21, strike "TRANSFER" and substitute "ANNUALLY CREDIT".

Page 19, line 22, strike "ANNUALLY" and strike "AS AN" and substitute "FROM THE".

Page 19, line 23, after "MARIJUANA" insert "IMPOSED".

Page 20, strike lines 14 through 22 and substitute "article; except that the use of any assistance fund moneys to make lease payments required by lease-purchase agreements entered into pursuant to section 22-43.7-110 (2) shall be subject to annual appropriation by the general assembly."

Page 21, line 11, strike "THE" and substitute "SUBJECT TO ANNUAL APPROPRIATIONS, THE".

Amendment No. 3(L.054), by Senator Renfroe.

Amend reengrossed bill, page 9, after line 10 insert:

"SECTION 3. In Colorado Revised Statutes, 22-30.5-103, **add** (1.5) as follows:

22-30.5-103. Definitions. As used in this part 1, unless the context otherwise requires:

(1.5) "AUTOMATIC WAIVER" MEANS THE WAIVER OF A STATE STATUTE OR STATE BOARD RULE:

(a) THAT IS INCLUDED ON THE LIST OF AUTOMATIC WAIVERS ADOPTED BY RULE OF THE STATE BOARD;

(b) THAT IS AVAILABLE TO EACH CHARTER SCHOOL, INCLUDING AN INSTITUTE CHARTER SCHOOL, AND IS VALID FOR THE INITIAL, OR SUBSEQUENT RENEWAL, TERM OF THE CHARTER CONTRACT; AND

(c) FOR WHICH A CHARTER SCHOOL, INCLUDING AN INSTITUTE CHARTER SCHOOL, IS NOT REQUIRED TO SUBMIT A STATEMENT THAT SPECIFIES THE MANNER IN WHICH THE CHARTER SCHOOL INTENDS TO COMPLY WITH THE INTENT OF THE AUTOMATICALLY WAIVED STATE STATUTE OR STATE BOARD RULE.

SECTION 4. In Colorado Revised Statutes, 22-30.5-104, **amend** (6) as follows:

22-30.5-104. Charter school - requirements - authority.

(6) (a) Pursuant to contract, a charter school may operate free from specified school district policies and free from state rules, as provided in paragraph (b) of this subsection (6). Pursuant to contract, a local board of education may waive locally imposed school district requirements, without seeking approval of the state board; except that a charter school shall not, by contract or otherwise, operate free of the requirements contained in the "Public School Finance Act of 1994", article 54 of this title, the requirements specified in part 4 of article 11 of this title concerning school accountability committees, or the requirements contained in the "Children's Internet Protection Act", article 87 of this title.

(b) The state board shall promulgate rules ~~identifying state statutes and state rules that are automatically waived~~ 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:

(I) SECTION 22-9-106, CONCERNING THE PERFORMANCE EVALUATION SYSTEM FOR LICENSED PERSONNEL;

(II) SECTION 22-32-109 (1) (n) (I) AND (1) (n) (I) (B), CONCERNING THE ANNUAL SCHOOL CALENDAR; AND

(III) PART 2 OF ARTICLE 63 OF THIS TITLE, CONCERNING THE

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EMPLOYMENT OF LICENSED PERSONNEL.

(c) A school district, on behalf of a charter school, may apply to the state board for a waiver of a state statute or state rule that is not ~~automatically waived for charter schools by rule~~ AN AUTOMATIC WAIVER. Notwithstanding any provision of this subsection (6) to the contrary, the state board may not waive any statute or rule relating to:

(I) School accountability committees as described in section 22-11-401; ~~any statute or rule relating to~~

(II) The assessments required to be administered pursuant to section 22-7-409; ~~any statute or rule necessary to prepare the~~

(III) School performance reports pursuant to part 5 of article 11 of this title; ~~any statute or rule necessary to implement the provisions of~~

(IV) The "Public School Finance Act of 1994", article 54 of this title; or ~~any statute or rule relating to~~

(V) The "Children's Internet Protection Act", article 87 of this title.

(d) Upon request of a charter applicant, the state board and the local board of education of the school district to which the charter applicant applies shall provide summaries of the state and district rules and policies to use in preparing a charter school application. The department shall prepare the summary of state rules within existing appropriations. ~~Any~~ A waiver of state rules or local school district regulations made pursuant to this subsection (6) ~~shall~~ MUST be for the term of the charter for which the waiver is made; except that a waiver of state statutes or state board rules by the state board ~~shall be~~ IS subject to periodic review as provided by state board rule and may be revoked if the waiver is deemed no longer necessary by the state board. A SCHOOL DISTRICT THAT APPLIES TO THE STATE BOARD FOR A WAIVER ON BEHALF OF A CHARTER SCHOOL IS ONLY REQUIRED TO PROVIDE A COMPLETE COPY OF THE SIGNED CHARTER CONTRACT.

SECTION 5. In Colorado Revised Statutes, 22-30.5-105, **amend** (2) (a) and (3) as follows:

22-30.5-105. Charter schools - contract contents - regulations.

(2) (a) The contract between a charter school and the chartering local board of education shall reflect all agreements regarding the release of the charter school from school district policies. Each charter school's contract shall include a statement specifying the manner in which the charter school shall comply with the intent of the state statutes, state board rules, and district rules that are waived for the charter school ~~either automatically or by application.~~

(3) A contract between a charter school and the chartering local board of education shall reflect all requests for release of the charter school from state statutes and state board rules THAT ARE NOT AUTOMATIC WAIVERS AND A LIST OF THE AUTOMATIC WAIVERS THAT THE CHARTER SCHOOL IS INVOKING. Within ten days after the contract is approved by the chartering local board of education, ~~any request for release from state statutes and state board rules shall be delivered by the~~ chartering local board of education SHALL DELIVER to the state board ANY REQUEST FOR WAIVER OF STATE STATUTES AND STATE BOARD RULES THAT ARE NOT AUTOMATIC WAIVERS. The chartering local board of education shall request the release ~~on a form provided by the department~~ BY SUBMITTING A COMPLETE COPY OF THE SIGNED CHARTER CONTRACT. Within forty-five days after a request for release is received by the state board, the state board shall either grant or deny the request. If the state board grants the request, it may orally notify the chartering local board of education and the charter school of its decision. If the state board denies the request, it shall notify the chartering local board of education and the charter school in writing that the request is denied and specify the reasons for denial. If the chartering local board of education and the charter school do not receive notice of the state board's decision within forty-five days after submittal of the request for release, the request shall be deemed granted. If the state board denies a request for release that includes multiple state statutes or state board rules, the denial shall specify the state statutes and state board rules for which the release is denied, and the denial shall apply only to those state statutes and state board rules so specified.

SECTION 6. In Colorado Revised Statutes, 22-30.5-106, **amend**

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(1) (o) as follows:

22-30.5-106. Charter application - contents. (1) The charter school application is a proposed agreement upon which the charter applicant and the chartering local board of education negotiate a charter contract. At a minimum, each charter school application includes:

(o) A list of the waivers of statute, state rule, and school district policies that the proposed charter school is requesting. ~~which list explains~~ FOR EACH REQUESTED WAIVER OF A STATUTE OR STATE RULE THAT IS NOT AN AUTOMATIC WAIVER, THE CHARTER SCHOOL APPLICATION MUST STATE the rationale for each THE requested waiver and the manner in which the proposed charter school plans to meet the intent of the waived statute, rule, or policy.

SECTION 7. In Colorado Revised Statutes, 22-30.5-502, **add** (1.5) as follows:

22-30.5-502. Definitions. As used in this part 5, unless the context otherwise requires:

(1.5) "AUTOMATIC WAIVER" MEANS THE WAIVER OF A STATE STATUTE OR STATE BOARD RULE:

(a) THAT IS INCLUDED ON THE LIST OF AUTOMATIC WAIVERS ADOPTED BY RULE OF THE STATE BOARD;

(b) THAT IS AVAILABLE TO EACH CHARTER SCHOOL, INCLUDING EACH INSTITUTE CHARTER SCHOOL, AND IS VALID FOR THE INITIAL, OR SUBSEQUENT RENEWAL, TERM OF THE CHARTER CONTRACT; AND

(c) FOR WHICH A CHARTER SCHOOL, INCLUDING AN INSTITUTE CHARTER SCHOOL, IS NOT REQUIRED TO SUBMIT A STATEMENT THAT SPECIFIES THE MANNER IN WHICH THE CHARTER SCHOOL INTENDS TO COMPLY WITH THE INTENT OF THE AUTOMATICALLY WAIVED STATE STATUTE OR STATE BOARD RULE.

SECTION 8. In Colorado Revised Statutes, 22-30.5-507, **amend** (7) as follows:

22-30.5-507. Institute charter school - requirements - authority - rules. (7) (a) Pursuant to the charter contract, an institute charter school may operate free from specified statutes and state board rules. The state board shall promulgate rules ~~identifying state statutes and state rules that are automatically waived~~ THAT LIST THE AUTOMATIC WAIVERS for all charter schools, including institute 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, INCLUDING AN INSTITUTE CHARTER SCHOOL. NOTWITHSTANDING ANY PROVISION OF THIS PARAGRAPH (a) TO THE CONTRARY, THE STATE BOARD SHALL NOT INCLUDE THE FOLLOWING STATUTES ON THE LIST OF AUTOMATIC WAIVERS:

(I) SECTION 22-9-106, CONCERNING THE PERFORMANCE EVALUATION SYSTEM FOR LICENSED PERSONNEL;

(II) SECTION 22-32-109 (1) (n) (I) AND (1) (n) (I) (B), CONCERNING THE ANNUAL SCHOOL CALENDAR; AND

(III) PART 2 OF ARTICLE 63 OF THIS TITLE, CONCERNING THE EMPLOYMENT OF LICENSED PERSONNEL.

(b) An institute charter school may apply to the state board, through the institute, for a waiver of state statutes and state rules that are not ~~automatically waived~~ AUTOMATIC WAIVERS. The state board may waive state statutory requirements or rules promulgated by the state board; except that the state board may not waive any statute or rule relating to:

(I) School accountability committees as described in section 22-11-401; ~~any state statute or rule relating to~~

(II) The assessments required to be administered pursuant to section 22-7-409; ~~any state statute or rule necessary to prepare~~

(III) The school performance reports pursuant to part 5 of article 11 of this title; ~~or any statute or rule necessary to implement~~

(IV) The provisions of the "Public School Finance Act of 1994", article 54 of this title; ~~or any state statute or rule relating to~~

(V) The "Children's Internet Protection Act", article 87 of this title.

(c) ~~Any~~ A waiver of state statute or state board rule made

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pursuant to this subsection (7) shall be IS for the term of the contract for which the waiver is made. A request for a waiver may be submitted to the institute as a part of the application for an institute charter school. IF THE INSTITUTE APPLIES TO THE STATE BOARD FOR A WAIVER ON BEHALF OF AN INSTITUTE CHARTER SCHOOL, THE INSTITUTE IS ONLY REQUIRED TO PROVIDE A COMPLETE COPY OF THE SIGNED CHARTER CONTRACT.

SECTION 9. In Colorado Revised Statutes, 22-30.5-509, amend (1) (o) as follows:

22-30.5-509. Institute charter school application - contents.

(1) The institute charter school application is a proposed agreement upon which the institute charter applicant and the institute negotiate a charter contract. At a minimum, each institute charter school application includes:

(o) A list of the waivers of statute and state rules that the proposed institute charter school is requesting. ~~which list explains~~ FOR EACH REQUESTED WAIVER OF A STATUTE OR STATE RULE THAT IS NOT AN AUTOMATIC WAIVER, THE INSTITUTE CHARTER SCHOOL APPLICATION MUST STATE the rationale for each requested waiver and the manner in which the proposed institute charter school plans to meet the intent of the waived statute or rule;".

Renumber succeeding sections accordingly.

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

SB14-193 by Senator(s) Carroll and Lundberg; also Representative(s) Singer--Concerning conforming Colorado law on location information with the Fourth Amendment as interpreted by the United States Supreme Court in United States v. Jones.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 24, page(s) 903-904 and placed in members' bill files.)

Amendment No. 2(L.006), by Senator Carroll.

Amend printed bill, page 3, line 6, strike "warrant." and substitute "warrant or is acting in accordance with a constitutionally recognized exception to the search warrant requirement."

Page 3, strike lines 8 and 9 and substitute "full effect to the fourth amendment of the United States constitution and section 7 of article II of the Colorado constitution, as applied to the government's use of location information of an electronic device."

Page 4, line 2, strike "DEVICE." and substitute "DEVICE ON A CELLULAR TELEPHONE NETWORK OR A LOCATION INFORMATION SERVICE RATHER THAN OBTAINED FROM A SERVICE PROVIDER."

Page 4, strike lines 19 through 23 and substitute:

- "(c) WITH THE INFORMED, AFFIRMATIVE CONSENT OF:
 - (I) THE OWNER OR USER OF THE ELECTRONIC DEVICE;
 - (II) THE NEXT OF KIN OF THE OWNER OR USER OF THE ELECTRONIC DEVICE IF THE OWNER OR USER IS BELIEVED TO BE DECEASED OR IS REPORTED MISSING AND UNABLE TO BE CONTACTED; OR
 - (III) THE CHILD'S PARENT OR LEGAL GUARDIAN IF THE OWNER OR USER IS UNDER EIGHTEEN YEARS OF AGE;
- (d) THERE EXIST EXIGENT CIRCUMSTANCES SUCH THAT THE SEARCH WOULD BE RECOGNIZED AS CONSTITUTIONALLY PERMISSIBLE WITHOUT THE WARRANT;
- (e) A REPRESENTATIVE OF THE GOVERNMENT ENTITY HAS A GOOD FAITH BELIEF THAT HIS OR HER ACTIONS WERE LEGAL AND, UNDER THE INFORMATION AVAILABLE AT THE TIME, A REASONABLE PERSON WOULD BELIEVE THAT HIS OR HER ACTIONS WERE LEGAL;
- (f) THE OWNER OR USER OF THE ELECTRONIC DEVICE HAS

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VOLUNTARILY OR PUBLICLY DISCLOSED THE LOCATION INFORMATION;
 (g) THE ELECTRONIC DEVICE HAS BEEN ABANDONED BY THE
 OWNER OR USER; OR
 (h) IN ACCORDANCE WITH ANY OTHER JUDICIALLY RECOGNIZED
 EXCEPTION TO THE SEARCH WARRANT REQUIREMENT."

Page 5, after line 12, insert:

"(6) AN ELECTRONIC COMMUNICATION SERVICE PROVIDER, ITS
 OFFICERS, EMPLOYEES, OR AGENTS ARE NOT LIABLE FOR PROVIDING
 INFORMATION, FACILITIES, OR ASSISTANCE IN COMPLIANCE WITH THE
 TERMS OF A SEARCH WARRANT ISSUED PURSUANT TO THIS SECTION.

(7) THIS SECTION DOES NOT APPLY TO A LAW ENFORCEMENT
 AGENCY OBTAINING BASIC SUBSCRIBER INFORMATION FROM AN
 ELECTRONIC COMMUNICATIONS SERVICE PROVIDER PURSUANT TO A VALID
 SUBPOENA, COURT ORDER, OR SEARCH WARRANT."

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

HB14-1009 by Representative(s) Exum; also Senator(s) Nicholson--Concerning changing the wildfire mitigation income tax deduction to the wildfire mitigation income tax credit, and in connection therewith, making and reducing appropriations.

Laid over until Friday, May 2, retaining its place on the calendar.

SB14-201 by Senator(s) Newell, Aguilar, Carroll, Guzman, Kefalas, Lambert, Lundberg, Nicholson, Steadman, Todd; also Representative(s) Singer, May, Melton--Concerning reestablishing a child protection ombudsman advisory work group to develop a plan for accountable autonomy for the child protection ombudsman program.

Amendment No. 1, Health & Human Services Committee Amendment.
 (Printed in Senate Journal, April 25, page(s) 925 and placed in members' bill files.)

Amendment No. 2, Legislative Council Committee Amendment.
 (Printed in Senate Journal, April 28, page(s) 961 and placed in members' bill files.)

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

HB14-1315 by Representative(s) Gardner; also Senator(s) Scheffel--Concerning the enactment of certain model acts adopted by the national association of insurance commissioners, and, in connection therewith, enacting the credit for reinsurance model act and the portion of the insurer receivership model act that governs netting agreements.

Amendment No. 1(L.004), by Senator Scheffel.

Amend reengrossed bill, page 22, strike lines 20 through 27.

Page 23, strike lines 1 through 10 and substitute:

"10-3-706. Reinsurance agreements affected. THIS PART 7
 APPLIES TO ALL CESSIONS AFTER THE EFFECTIVE DATE OF THIS PART 7
 UNDER REINSURANCE AGREEMENTS THAT HAVE AN INCEPTION,
 ANNIVERSARY, OR RENEWAL DATE NOT LESS THAN SIX MONTHS AFTER
 THE EFFECTIVE DATE OF THIS PART 7."

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

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SB14-210 by Senator(s) Cadman and Aguilar; also Representative(s) Sonnenberg and Kraft-Tharp-- Concerning the conduct of examinations of insurers by the commissioner of insurance, and, in connection therewith, requiring a preexamination conference and a conference to be held before issuance of a draft examination report.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 976 was **lost**.)

Amendment No. 2(L.004), by Senator Aguilar.

Strike the State, Veterans, and Military Affairs Committee Report, dated April 28, 2014, and substitute:

"Amend printed bill, page 2, strike lines 4 through 11 and substitute:

"10-1-204. Conduct of examinations - conferences. (11) FOR EVERY MARKET CONDUCT EXAMINATION CONDUCTED PURSUANT TO THIS PART 2, THE DIVISION SHALL HOLD:

(a) A PREEXAMINATION CONFERENCE BETWEEN THE DIVISION AND THE INSURER SUBJECT TO THE EXAMINATION. THE DIVISION SHALL DESIGN AND CONDUCT THE".

Page 2, strike lines 21 through 25.

Page 3, strike lines 1 and 2 and substitute:

"(b) A PRE-DRAFT CONFERENCE BETWEEN THE DIVISION, THE EXAMINER, AND THE INSURER SUBJECT TO THE EXAMINATION AT LEAST THIRTY DAYS BEFORE THE FILING OF A DRAFT REPORT. THE DIVISION SHALL DESIGN AND CONDUCT THE".

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

SB14-212 by Senator(s) Ulibarri; also Representative(s) Lee--Concerning clarifying changes to the provisions related to best practices in bond setting.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 28, page(s) 977 and placed in members' bill files.)

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

SB14-208 by Senator(s) Jones; also Representative(s) Fields--Concerning the reinstatement of the authority for a veteran who has not been dishonorably discharged to practice professionally.

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 Schwartz, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-193 as amended, SB14-201 as amended, SB14-210 as amended, SB14-212 as amended, SB14-208, HB14-1292 as amended, HB14-1315 as amended.

Laid over until Friday, May 2: HB14-1316, HB14-1009.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1102 was made Special Orders at 9:13 p.m.

Committee of the Whole

The hour of 9:13 p.m. having arrived, Senator Schwartz moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Schwartz 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 bill, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB14-1102 by Representative(s) Peniston, Buckner, Court, Fields, Lebsock, Melton, Pettersen, Rosenthal, Salazar; also Senator(s) Kerr--Concerning gifted education programs in public schools, and, in connection therewith, making an appropriation.

A majority of all members elected to the Senate having voted in the affirmative, the bill was re-referred to the Committee on Appropriations.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Schwartz, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Re-referred to Committee on Appropriations: HB14-1102.

INTRODUCTION OF BILLS -- FIRST READING

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

HB14-1036 by Representative(s) Waller and Saine; also Senator(s) King and Johnston--Concerning drunk driving offenses, and, in connection therewith, making and reducing appropriations. Judiciary State, Veterans, & Military Affairs

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-030, 041, 049, 103, 123, 132, 143, 154, 156, 160, 163, 165, and 169; HB14-1095, 1144, 1162, 1211, 1266, 1287, 1290, 1307, 1312, 1335, 1347; HJM14-1001; HJR14-1012, 1014.

TRIBUTES

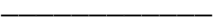
Honoring:

- Gaby Corica, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.
- Cesiah Guadarrama, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.
- Hugo Palma, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.
- Vernon Baker, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.
- Matthew Hamblin, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.
- Laura Drees, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.
- Katie Ahles, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.
- Kevin Cheney, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.
- Gurney Pearsall, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.
- Christina Warner, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.
- Gabriel Kalousek, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.

Joanne Rupprecht, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.	1
Louis Irwin, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.	2
Katerina Birge, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Irene Aguilar.	3
Derrick McDonald, For exemplary dedication and commitment to the Colorado State Senate. -- By Senate President Morgan Carroll.	4
Linda Cervia, For exemplary dedication and commitment to the Colorado State Senate. -- By President Morgan Carroll.	5
Jonathan Goldstein, For exemplary dedication and commitment to the Colorado State Senate -- By President Morgan Carroll.	6
Mark Olsen, For exemplary dedication and commitment to the Colorado State Senate -- By President Morgan Carroll.	7
Mitchell Andjeski, For exemplary dedication and commitment to the Colorado State Senate -- By President Morgan Carroll.	8
RJ Francescon, For exemplary dedication and commitment to the Colorado State Senate -- By President <i>pro tem</i> Lucia Guzman.	9
Vanessa Hacker, For exemplary dedication and commitment to the Colorado State Senate -- By President <i>pro tem</i> Lucia Guzman.	10
Alex Cobell, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Mary Hodge.	11
Renee Sanders, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Cheri Jahn.	12
Kathy Tolman, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Cheri Jahn.	13
Damion LeeNatali, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Michael Johnston.	14
Ashley Smith, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Michael Johnston.	15
Lindsay Whorton, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Michael Johnston.	16
Kadie Morgan, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Michael Johnston.	17
Hailey McClure, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Michael Johnston.	18
Paul Moya, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Michael Johnston.	19
Josh Evenson, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Michael Johnston.	20
Katie Peterson, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Michael Johnston.	21
Brady Grassmeyer, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Michael Johnston.	22
Charles Oldaker, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Matt Jones.	23
Ethan Nocera, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Matt Jones.	24
Terran Hause, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Matt Jones.	25
Rachelle Walter, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Matt Jones.	26
Carol Kennedy, For exemplary dedication and commitment to the Colorado State Senate -- By Senator John Kefalas.	27
John Stockley, For exemplary dedication and commitment to the Colorado State Senate -- By Senator John Kefalas.	28
Kelly Robenhagen, For exemplary dedication and commitment to the Colorado State Senate -- By Senator John Kefalas.	29
Blaine McFeeley, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Andrew Kerr.	30
Colleen Murphy, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Andrew Kerr.	31
Kameron Garrett, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Andrew Kerr.	32
Christine Wood, For exemplary dedication and commitment to the Colorado State Senate -- By Senator Andrew Kerr.	33
Jacquelyn Lawrence, For exemplary dedication and commitment to the Colorado State	34

Senate. -- By Senator Andrew Kerr.	1
Luke Spykstra, For exemplary dedication and commitment to the Colorado State Senate	2
-- By Senator Andrew Kerr.	3
Chelsea Blackman, For exemplary dedication and commitment to the Colorado State	4
Senate -- By Senator Andrew Kerr.	5
Jessica Galvan, For exemplary dedication and commitment to the Colorado State Senate	6
-- By Senator Andrew Kerr.	7
Patrick Thibault, For exemplary dedication and commitment to the Colorado State	8
Senate -- By Senator Linda Newell.	9
Jean Greenberg, For exemplary dedication and commitment to the Colorado State	10
Senate -- By Senator Linda Newell.	11
Ben Donovan, For exemplary dedication and commitment to the Colorado State Senate	12
-- By Senator Jeanne Nicholson.	13
Kathy Peczkowicz, For exemplary dedication and commitment to the Colorado State	14
Senate -- By Senator Jeanne Nicholson.	15
Karra Walker, For exemplary dedication and commitment to the Colorado State Senate	16
-- By Senator Jeanne Nicholson.	17
Deb Williams, For exemplary dedication and commitment to the Colorado State Senate	18
-- By Senator Jeanne Nicholson.	19
Andrew Sand, For exemplary dedication and commitment to the Colorado State Senate	20
-- By Senator Gail Schwartz.	21
Courtney Pickus, For exemplary dedication and commitment to the Colorado State	22
Senate -- By Senator Gail Schwartz.	23
Nathan Adams, For exemplary dedication and commitment to the Colorado State	24
Senate -- By Senator Gail Schwartz.	25
Mary Miller, For exemplary dedication and commitment to the Colorado State Senate --	26
By Senator Gail Schwartz.	27
Katie Hoffmaster, For exemplary dedication and commitment to the Colorado State	28
Senate -- By Senator Gail Schwartz.	29
Hector Cortes, For exemplary dedication and commitment to the Colorado State Senate	30
-- By Senator Patrick Steadman.	31
Karen Conover, For exemplary dedication and commitment to the Colorado State	32
Senate -- By Senator Patrick Steadman.	33
Diane Wright, For exemplary dedication and commitment to the Colorado State Senate	34
-- By Senator Lois Tochtrop.	35
Kathy Gardiner, For exemplary dedication and commitment to the Colorado State	36
Senate -- By Senator Nancy Todd.	37
Tyler Maybee, For exemplary dedication and commitment to the Colorado State Senate	38
-- By Senator Nancy Todd.	39
Larry Meyers, For exemplary dedication and commitment to the Colorado State Senate	40
-- By Senator Nancy Todd.	41
Julie Rowland, For exemplary dedication and commitment to the Colorado State Senate	42
-- By Senator Nancy Todd.	43
Mary Ulibarri, For exemplary dedication and commitment to the Colorado State Senate	44
-- By Senator Jessie Ulibarri.	45
Donna Johnson, For exemplary dedication and commitment to the Colorado State	46
Senate -- By Senator Jessie Ulibarri.	47
Christopher Trujillo, For exemplary dedication and commitment to the Colorado State	48
Senate -- By Senator Jessie Ulibarri.	49
Ana Temu, For exemplary dedication and commitment to the Colorado State Senate --	50
By Senator Jessie Ulibarri.	51
Jordan Sauer, For exemplary dedication and commitment to the Colorado State Senate	52
-- By Senator Jessie Ulibarri.	53
Molly Snook, For exemplary dedication and commitment to the Colorado State Senate	54
-- By Senator Jessie Ulibarri.	55
Zachary Noriega, For exemplary dedication and commitment to the Colorado State	56
Senate -- By Senator Rachel Zenzinger.	57
Alexis Winer, For exemplary dedication and commitment to the Colorado State Senate	58
-- By Senator Rachel Zenzinger.	59
Nicolas Kipling, For exemplary dedication and commitment to the Colorado State	60
Senate -- By Senator Rachel Zenzinger.	61
Michelle Garnett, For exemplary dedication and commitment to the Colorado State	62
Senate -- By Senator Rachel Zenzinger.	63
Patricia Connell, For exemplary dedication and commitment to the Colorado State	64
Senate -- By Senator Rachel Zenzinger.	65
Donald Jenkins, On the occasion of his retirement -- By Senator Bernie Herpin.	66
Samantha Johnston, Honoring four years of outstanding service as executive director of	67

the Colorado Press Association -- By Senator John Kefalas. 1
 Philip P. DiStefano, For inspiring generations of students and serving 40 years as a 2
 professor, dean, provost and Chancellor -- By Majority Leader Rollie Heath. 3
 Brandon Jefferson, Recently named the National Association of Basketball Coaches 4
 NCAA Division II Player of the Year for the third time -- Senator Nancy Todd. 5
 The Kempe Center for the Prevention and Treatment of Child Abuse and Neglect, 6
 Acknowledged that children are key to the state's future and recognize Kempe for all of 7
 their work on behalf of children in the State of Colorado -- By Senator Linda Newell. 8
 Sangre de Cristo National Heritage Area Board of Directors, We commend the effort 9
 the SdCNHA Board of Directors puts forth each year to create a such an enduring 10
 regional legacy -- By Senator Gail Schwartz. 11



On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Thursday,
 May 1, 2014.

Approved:

Morgan Carroll
 President of the Senate

Attest:

Cindi L. Markwell
 Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

114th Legislative Day

Thursday, May 1, 2014

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

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

Pledge By Senator Herpin.

Roll Call Present--35

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Zenzinger, reading of the Journal of Wednesday, April 30, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.

SENATE SERVICES REPORT

Correctly Printed: SB14-220 and 221.

Correctly Engrossed: SB14-193, 199, 201, 208, 210 and 212; SJR14-025.

Correctly Reengrossed: SB14-172, 190, 191, 192, 195, 197, 203 and 209.

Correctly Revised: HB14-1202, 1292, 1315, 1303, 1338, 1348, 1357, 1358 and 1368.

Correctly Rerevised: HB14-1012, 1016, 1032, 1044, 1093, 1101, 1119, 1175, 1178, 1180, 1227, 1269, 1270, 1273, 1275, 1278, 1294, 1298, 1300, 1310, 1317, 1326, 1333, 1350, 1353, 1356, 1359, 1362 and 1363.

Upon request of Majority Leader Heath, **HB14-1357**, **HB14-1358**, and **HB14-1348** were removed from the Third Reading of Bills--Final Passage--Consent Calendar of Thursday, May 1 and were placed at the end of the Third Reading of Bills -- Final Passage Calendar of Thursday, May 1.

**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:

HB14-1202 by Representative(s) Scott; also Senator(s) Todd and Scheffel--Concerning a study of the accountability requirements for school districts for which the state board of education may waive statewide testing requirements, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Kefalas and Kerr.

HB14-1303 by Representative(s) Scott and Ferrandino; also Senator(s) Schwartz--Concerning the receipt of public testimony from remote locations around the state by legislative committees, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Roberts, Steadman and Todd.

HB14-1338 by Representative(s) May and Gerou, Duran; also Senator(s) Hodge and Lambert, Steadman--Concerning planning for the effective use of Colorado's regional centers for persons with intellectual 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jahn, Jones, Kefalas, Kerr, Newell, Nicholson, Rivera, Tochtrop, Todd and Zenzinger.

HB14-1368 by Representative(s) May and Gerou, Duran; also Senator(s) Hodge, Steadman, Lambert-- Concerning the transition of youth ages eighteen through twenty-one who have intellectual and developmental disabilities to the adult program of services for persons with intellectual and developmental disabilities, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jahn, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Schwartz, Tochtrop and Todd.

SB14-199 by Senator(s) Grantham; also Representative(s) Becker--Concerning amendments to the charter of the town of Georgetown, and, in connection therewith, adding new provisions, modifying existing provisions, and deleting obsolete provisions in the charter.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Johnston, King, Lambert, Nicholson, Rivera and Schwartz.

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:

SB14-205 by Senator(s) Newell; also Representative(s) Young--Concerning the talent pipeline working group with the state workforce development council in the department of labor and employment.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, Kefalas, Schwartz and Todd.

HB14-1292 by Representative(s) Hamner and Murray, Buckner, Court, DelGrosso, Exum, Ferrandino, Fields, Gardner, Ginal, Hullinghorst, Labuda, Landgraf, Lawrence, McCann, McLachlan, McNulty, Moreno, Navarro, Pabon, Peniston, Pettersen, Primavera, Priola, Rankin, Rosenthal, Salazar, Schafer, Szabo, Tyler, Williams, Wilson, Young; also Senator(s) Johnston and Ulibarri--Concerning moneys allocated to the state elementary and secondary public school system, and, in connection therewith, requiring increased reporting of the use of public moneys by public schools, increasing the funding for public school capital construction, increasing the funding for the "Colorado READ Act", and making an appropriation.

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.067), by Senator Johnston.

Amend revised bill, page 8, strike lines 21 through 23 and substitute "~~factor is not less than the sum of the total program funding for all districts, including the funding for institute charter schools, after the application of the negative factor, for the immediately preceding budget~~".

Page 10, line 26, strike "(1) (n) (I) (B)," and substitute "(1) (n) (II) (B),".

Page 15, line 6, strike "(1) (n) (I) (B)," and substitute "(1) (n) (II) (B),".

Page 19, line 2, strike "'FUND'," and substitute "'FUND'. FOR THE 2014-15 BUDGET YEAR, THE STATE TREASURER SHALL TRANSFER".

Page 19, strike line 3.

Page 19, line 4, strike "BUDGET YEAR OF".

Page 19, line 6, strike "DEPARTMENT OF EDUCATION" and substitute "FUND".

Page 26, line 27, strike "TRANSFERRED" and substitute "CREDITED".

Page 37, strike lines 3 through 9.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Grantham, Guzman, Heath, Herpin, Jahn, Jones, Kefalas, Kerr, King, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Todd and Zenzinger.

SB14-193 by Senator(s) Carroll and Lundberg; also Representative(s) Singer--Concerning conforming Colorado law on location information with the Fourth Amendment as interpreted by the United States Supreme Court in United States v. Jones.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Harvey, Heath, Herpin, Hill, Jahn, Jones, Kefalas, Kerr, King, Lambert, Nicholson, Rivera, Scheffel, Steadman and Tochtrop.

SB14-201 by Senator(s) Newell, Aguilar, Carroll, Guzman, Kefalas, Lambert, Lundberg, Nicholson, Steadman, Todd; also Representative(s) Singer, May, Melton--Concerning reestablishing a child protection ombudsman advisory work group to develop a plan for accountable autonomy for the child protection ombudsman 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Hill, Jones, Kerr, Rivera, Schwartz, Tochtrop and Zenzinger.

HB14-1315 by Representative(s) Gardner; also Senator(s) Scheffel--Concerning the enactment of certain model acts adopted by the national association of insurance commissioners, and, in connection therewith, enacting the credit for reinsurance model act and the portion of the insurer receivership model act that governs netting agreements.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Todd.

SB14-210 by Senator(s) Cadman and Aguilar; also Representative(s) Sonnenberg and Kraft-Tharp--Concerning the conduct of examinations of insurers by the commissioner of insurance, and, in connection therewith, requiring a preexamination conference and a conference to be held before issuance of a draft examination report.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	N
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Tochtrop.

SB14-212 by Senator(s) Ulibarri; also Representative(s) Lee--Concerning clarifying changes to the provisions related to best practices in bond setting.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-208 by Senator(s) Jones; also Representative(s) Fields--Concerning the reinstatement of the authority for a veteran who has not been dishonorably discharged to practice professionally.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Aguilar, Balmer, Carroll, Crowder, Heath, Herpin, Hill, Johnston, Kefalas, Kerr, King, Newell, Rivera, Roberts, Schwartz, Todd, Ulibarri and Zenzinger.

HB14-1357 by Representative(s) Young; also Senator(s) Aguilar--Concerning in-home support services provided in the medicaid program, 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	29	NO	6	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Johnston, Jones, Kefalas, Kerr, Newell, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1358 by Representative(s) Young and Joshi, Primavera, Schafer, Tyler; also Senator(s) Aguilar-- Concerning continuation of in-home support services, and, in connection therewith, authorizing in-home support services for spinal cord injury waiver pilot program participants.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Johnston, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Roberts, Schwartz, Tochtrop, Todd and Zenzinger.

HB14-1348 by Representative(s) Ferrandino; also Senator(s) Heath--Concerning an extension of the effective date of the amended "retail sale" sales tax definition adopted in House Bill 13-1295 to take effect only if congress enacts an act that authorizes states to require certain retailers to pay, collect, or remit state or local sales taxes.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1365, HB14-1352, HB14-1066, HB14-1374, HB14-1372, HB14-1214, and HB14-1387 were made Special Orders -- Consent Calendar at 9:38 a.m.

Committee of the Whole The hour of 9:38 a.m. having arrived, Senator Kerr 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 Kerr was called to the Chair to act as Chairman.

**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:

- HB14-1365** by Representative(s) Hamner and Wilson; also Senator(s) Schwartz and Baumgardner-- Concerning junior college boards of trustees, and, in connection therewith, modifying the time within which a junior college board of trustees must select its officers following an election and directing the attorney general to serve as legal advisor to Colorado mountain college upon request from its board of trustees.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB14-1352** by Representative(s) Tyler and Coram; also Senator(s) Todd and King--Concerning the management of waste tires, and, in connection therewith, making and reducing appropriations.
- Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 1002 and placed in members' bill files.)
- Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 1041-1042 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB14-1066** by Representative(s) Vigil; also Senator(s) Steadman--Concerning the amount of a driver's license fee that a rural county clerk and recorder may retain when issuing a driver's license, and, in connection therewith, making and reducing appropriations.
- Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 1002-1003 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB14-1374** by Representative(s) Holbert and Kraft-Tharp; also Senator(s) Hodge and Scheffel-- Concerning the inclusion of on-demand air carriers in the sales and use tax exemption for certain aircraft.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB14-1372** by Representative(s) Conti and McCann; also Senator(s) Marble, Newell--Concerning unauthorized advertising for adoption purposes.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB14-1214** by Representative(s) Gerou; also Senator(s) Balmer--Concerning an increase in the penalties for certain offenses committed against an emergency medical service provider, and, in connection therewith, making an appropriation.
- Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 1045-1046 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1387 by Representative(s) Szabo and Fischer, Vigil; also Senator(s) Schwartz, Jahn--Concerning revisions of capital related statutes in the Colorado Revised Statutes, and, in connection therewith, amending or repealing obsolete, inconsistent, and conflicting provisions of law and clarifying the language to reflect legislative intent and current application of the law.

Removed from the Special Orders--Second Reading of Bills--Consent Calendar of Thursday, May 1 and placed at the end of the General Orders--Second Reading of Bills Calendar of Friday, May 2.

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

On motion of Senator Kerr, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1365, HB14-1352 as amended, HB14-1066 as amended, HB14-1374, HB14-1372, HB14-1214 as amended.
Laid over to the end of the General Orders -- Second Reading of Bills calendar, Friday, May 2: HB14-1387.

Committee of the Whole On motion of Senator Kerr, the Senate resolved itself into the Committee of the Whole for consideration of General Orders--Second Reading of Bills, and Senator Kerr 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:

HB14-1001 by Representative(s) Singer, Young; also Senator(s) Nicholson, Jones, Kefalas-- Concerning the creation of a property tax reimbursement for a taxpayer that owes property tax on property that has been destroyed by a natural cause, and, in connection therewith, making and reducing appropriations.

Laid over until Friday, May 2, retaining its place on the calendar.

HB14-1161 by Representative(s) Garcia, Tyler, Buckner, Court, Duran, Exum, Fields, Fischer, Hamner, Hullinghorst, Labuda, Lebsack, Lee, McLachlan, Melton, Moreno, Navarro, Pabon, Primavera, Rankin, Rosenthal, Ryden, Salazar, Singer, Vigil, Williams; also Senator(s) Crowder, Guzman--Concerning interstate rail service in southern Colorado, and, in connection therewith, creating a commission and a fund for the purposes of encouraging Amtrak to continue its southwest chief rail line service at all current Colorado stops, expanding such service to include a stop in Pueblo, studying the potential benefits of expanding such service to include a stop in Walsenburg, and making an appropriation.

- Amendment No. 1, Legislative Council Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 959-960 and placed in members' bill files.)
- Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 982 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB14-1173** by Representative(s) Ginal and McCann, Schafer, Tyler, Young, Conti, Landgraf, Primavera, Singer; also Senator(s) Newell--Concerning continuation of the controlled substances abuse act, and, in connection therewith, the treatment of controlled substances abuse and making an appropriation.
- Ordered revised and placed on the calendar for third reading and final passage.
- HB14-1276** by Representative(s) Primavera; also Senator(s) Hodge--Concerning instruction in cardiopulmonary resuscitation in public schools, and, in connection therewith, making and reducing appropriations.
- Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 927-928 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.
- HB14-1283** by Representative(s) McCann, Becker, Fields, Ginal, Primavera, Schafer, Singer, Tyler, Young; also Senator(s) Newell and Kefalas, Guzman, Roberts--Concerning modifications to the electronic prescription drug monitoring program, and, in connection therewith, making an appropriation.
- Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 927 and placed in members' bill files.)
- As amended, ordered revised and placed on the calendar for third reading and final passage.
- SB14-180** by Senator(s) Kefalas; also Representative(s) Swalm--Concerning the Colorado dental health care program for low-income seniors.
- Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, April 25, page(s) 928-931 and placed in members' bill files.)
- Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 983-984 and placed in members' bill files.)
- Amendment No. 3(L.015), by Senator Kefalas.
- Amend the Health & Human Services Committee Report, dated April 24, 2014, page 1, after line 21, insert:
"Page 5, strike line 9, and substitute:
"MEDICAID, THE OLD AGE PENSION HEALTH AND MEDICAL CARE PROGRAM, OR PRIVATE INSURANCE."."
- Page 2 of the Committee Report, line 3, after "DEPARTMENT" insert "AND THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT".
- Page 2 of the Committee Report, after line 22, insert:
"(e) ENSURE THAT ALL ELIGIBLE SENIORS HAVE ACCESS TO SERVICES THROUGH THE PROGRAM; AND".
- Reletter succeeding paragraph accordingly.
- Page 2 of the Committee Report, line 39, after "YEARS;" insert "AND".
- Page 3 of the Committee Report, line 2, strike "AREA; AND" and substitute "AREA."."
- Page 3 of the Committee Report, strike lines 3 and 4.

Page 3 of the Committee Report, after line 19, insert:
 "(c) WHETHER TO REQUIRE ELIGIBLE SENIORS TO MAKE A CO-PAYMENT AND, IF SO, THE CIRCUMSTANCES AND AMOUNT OF THE CO-PAYMENT;"

Reletter succeeding paragraphs accordingly.

Page 3 of the Committee Report, after line 30, insert:
 "(II) WHETHER TO REQUIRE ELIGIBLE SENIORS TO MAKE A CO-PAYMENT AND, IF SO, THE CIRCUMSTANCES AND AMOUNT OF THE CO-PAYMENT;"

Renumber succeeding subparagraphs accordingly.

Page 4 of the Committee Report, line 18, strike "OR APPLY".

Amendment No. 4(L.018), by Senator Kefalas.

Amend the Appropriations Committee Report, dated April 29, 2014, page 1, strike line 2 and substitute:
 "24, 2014, page 2, strike lines 10 through 13 and substitute:
 "Page 5, strike lines 10 through 18 and substitute:
 "(2) THE STATE DEPARTMENT SHALL:"

Page 2 of the Health & Human Services Committee Report, line 17, strike "GRANTS UNDER THE PROGRAM" and substitute "DENTAL HEALTH CARE SERVICES GRANTS".

Page 2 of the Health & Human Services Report, line 19, strike "AWARD" and substitute "ON AND AFTER JULY 1, 2015, AWARD DENTAL HEALTH CARE SERVICES".

Page 2 of the Health & Human Services Committee Report, line 21, strike "GRANTS UNDER THE PROGRAM" and substitute "DENTAL HEALTH CARE SERVICES GRANTS".

Page 2 of the Health & Human Services Committee Report, line 27, strike "GRANT UNDER THE PROGRAM" and substitute "DENTAL HEALTH CARE SERVICES GRANT".

Page 3 of the Health & Human Services Committee Report, line 2, strike "AREA;" and substitute "AREA OR DIRECTLY PROVIDE COVERED DENTAL CARE SERVICES TO ELIGIBLE SENIORS IN THEIR SERVICE AREA;"

Page 3 of the Health & Human Services Committee Report, strike line 23 and substitute:
 "DENTAL HEALTH CARE SERVICES GRANTS."

Page 6, line 22, strike "GRANT PURSUANT TO SECTION 25.5-3-404" and substitute "DENTAL HEALTH CARE SERVICES GRANT".

Page 6, line 27 strike "2015," and substitute "2016,".

Page 3 of the Health & Human Services Committee Report, line 33, strike "GRANT" and substitute "DENTAL HEALTH CARE SERVICES GRANT".

Amendment No. 5(L.019), by Senator Kefalas.

Amend the printed bill, page 10, after line 6, insert:
 "**SECTION 2.** In Colorado Revised Statutes, 25-21-103, **amend** (3) (b) (II); and **add** (3) (c) as follows:
25-21-103. Definitions. As used in this article, unless the context otherwise requires:
 (3) "Eligible senior" means an adult who:
 (b) (II) Is eligible for medical assistance pursuant to section 25.5-5-101 (1) (l), C.R.S., but is not eligible for long-term care services pursuant to article 6 of title 25.5, C.R.S.; AND
 (c) ON AND AFTER JULY 1, 2014, NOTWITHSTANDING ANY RULE ON ELIGIBILITY PROMULGATED BY THE STATE BOARD OF HEALTH AS OF

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THE EFFECTIVE DATE OF THIS PARAGRAPH (c), IS NOT ELIGIBLE FOR DENTAL SERVICES UNDER MEDICAID OR THE OLD AGE PENSION HEALTH AND MEDICAL PROGRAM." .

Renumber succeeding sections accordingly.

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

SB14-211 by Senator(s) Johnston and Balmer, Rivera, Crowder, Guzman, Heath, Herpin, Kefalas, Kerr, Marble, Schwartz, Ulibarri, Zenzinger; also Representative(s) Hullinghorst and Waller, Gerou, Ginal, McCann, Melton, Pabon, Primavera, Priola, Schafer--Concerning an Alzheimer's disease center.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, April 25, page(s) 928 and placed in members' bill files.)

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 29, page(s) 984 and placed in members' bill files.)

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

SB14-214 by Senator(s) Lambert and Steadman, Hodge; also Representative(s) Gerou and May, Duran--Concerning the studies requested in the department of personnel's response to the request for information in the fiscal year 2013-14 annual general appropriation act, and, in connection therewith, making an appropriation.

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

HB14-1156 by Representative(s) Moreno, Fields, Exum, Lebsock, Peniston, Rosenthal, Salazar, Singer; also Senator(s) Ulibarri--Concerning extending the age of eligibility for the child nutrition school lunch protection program, and, in connection therewith, making and reducing appropriations.

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.)

HB14-1349 by Representative(s) Hullinghorst and DelGrosso; also Senator(s) Heath--Concerning the creation of an exemption from property taxes for qualifying business entities controlled by nonprofit organizations that are formed for the purpose of qualifying for federal tax credits.

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

HB14-1371 by Representative(s) Young, Buck; also Senator(s) Grantham, Tochtrop--Concerning property taxation of oil and gas leaseholds and lands, and, in connection therewith, specifying that the wellhead is the point of valuation and taxation for such leaseholds and lands.

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

HB14-1334 by Representative(s) Hamner and Scott; also Senator(s) Jahn and King--Concerning the petroleum cleanup and redevelopment fund.

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

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AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1156 by Representative(s) Moreno, Fields, Exum, Lebsock, Peniston, Rosenthal, Salazar, Singer; also Senator(s) Ulibarri--Concerning extending the age of eligibility for the child nutrition school lunch protection program, and, in connection therewith, making and reducing appropriations.

Senators Steadman and Harvey moved to amend the Report of the Committee of the Whole to show that the following amendment to HB14-1156 did pass.

Amend reengrossed bill, page 3, line 9, strike "\$809,095." and substitute "\$791,471."

Page 3, strike lines 10 through 18 and substitute:

"(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of education, for the fiscal year beginning July 1, 2014, the sum of \$791,471, or so much thereof as may be necessary, to be allocated to the child nutrition school lunch protection program for additional school lunch payments related to the implementation of this act."

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Kerr, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-180 as amended, SB14-211 as amended, SB14-214, HB14-1161 as amended, HB14-1173, HB14-1276 as amended, HB14-1283 as amended, HB14-1156 as amended, HB14-1349, HB14-1371, HB14-1334.

Laid over until Friday, May 2: HB14-1001.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-021 by Senator(s) Tochtrop and King, Newell; also Representative(s) Wright, Rosenthal-- Concerning the treatment of persons with mental illness who are involved in the criminal justice systems, and, in connection therewith, making an appropriation.

Senator Tochtrop moved that the Senate concur in House amendments to **SB14-021**, as printed in House journal, April 29, page(s) 1263. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

SB14-144 by Senator(s) Aguilar and Nicholson, Crowder, Kefalas, Newell, Schwartz, Tochtrop, Todd; also Representative(s) Ginal--Concerning extending the commission on family medicine's support for the development of family medicine residency programs in underserved areas of the state, and, in connection therewith, making and reducing appropriations.

Senator Aguilar moved that the Senate concur in House amendments to **SB14-144**, as printed in House journal, April 29, page(s) 1264. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

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

RECONSIDERATION OF ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the adoption of the report of the Committee of the Whole for the General Orders -- Second Reading of Bills Calendar of Tuesday, April 29, page 1023.

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

RECONSIDERATION OF ROLL CALL VOTE ON SB14-178

SB14-178 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the criminal code.

Having voted on the prevailing side, Senator Ulibarri moved for reconsideration of the last Senate action, Roll Call Vote, on SB14-178.

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

ROLL CALL VOTE ON SB14-178

SB14-178 by Senator(s) Kerr and Newell; also Representative(s) Young--Concerning the definition of a drug-endangered child for purposes of cases of child abuse or neglect in the criminal code.

Senator Ulibarri requested a roll call vote on **SB14-178**.

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	N
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Guzman, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-205 as amended, SB14-197 as amended, SB14-195 as amended, SB14-190 as amended, SB14-203 as amended, SB14-172 as amended, HB14-1294 as amended, HB14-1317 as amended, HB14-1356, HB14-1350 as amended, HB14-1300, HB14-1093 as amended, HB14-1175, HB14-1326, HB14-1310, HB14-1298 as amended.

Lost on second reading: SB14-177 as amended, SB14-178 as amended.

Laid over until Wednesday, April 30: HB14-1316, HB14-1292 as amended, SB14-193, HB14-1009.

Senate in recess.

Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Transportation After consideration on the merits, the Committee recommends that **HB14-1367** be referred to the Committee on Appropriations with favorable recommendation.

Local Government After consideration on the merits, the Committee recommends that **HB14-1390** 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 **SB14-207** be postponed indefinitely.

Finance After consideration on the merits, the Committee recommends that **SJR14-038** be referred to the Senate for final action.

Finance After consideration on the merits, the Committee recommends that **SCR14-004** be postponed indefinitely.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1380** 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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Appropriations

After consideration on the merits, the Committee recommends that **SB14-217** 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 12, after line 9 insert:

"SECTION 7. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the department of state cash fund created in section 24-21-104 (3) (b), Colorado Revised Statutes, not otherwise appropriated, to the department of state, for the fiscal year beginning July 1, 2014, the sum of \$12,360, or so much thereof as may be necessary, to be allocated to information technology services for personal services related to the implementation of this act."

Renumber succeeding sections accordingly.

Page 1, line 102, strike "**LOBBYISTS.**" and substitute "**LOBBYISTS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1296** be **postponed indefinitely**.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1360** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1013** be **postponed indefinitely**.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1319** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 32, line 8, strike "\$172,551" and substitute "\$45,207,".

Page 32, line 9, strike "and 0.2 FTE,".

Page 32, line 21, strike "\$728,995" and substitute "\$804,986".

Page 32, line 24, strike "\$710,779" and substitute "\$786,770".

Appropriations

After consideration on the merits, the Committee recommends that **SB14-215** be **referred** to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **SB14-218** be **postponed indefinitely**.

Appropriations

After consideration on the merits, the Committee recommends that **SB14-219** be **postponed indefinitely**.

Appropriations

After consideration on the merits, the Committee recommends that **SB14-213** 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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Finance

After consideration on the merits, the Committee recommends that **HB14-1029** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend the Transportation Committee report, dated April 22, 2014, page 1, line 4, strike "ACT." and substitute "PARAGRAPH (f).".

Page 2 of the committee report, line 26, strike "COMPANY." and substitute "ENTITY".

Page 2 of the committee report, after line 31 insert:

"Page 19 of the reengrossed bill, line 17, strike "(VII)" and substitute "(VIII)".

Page 20 of the reengrossed bill, line 2, strike "(VII)" and substitute "(VIII)".

Page 3 of the committee report, line 1, strike "STATEWIDE CONCERN." and substitute "Statewide concern".

Page 3 of the committee report, line 8, strike "LAW;" and substitute "LAW;".

Page 3 of the committee report, line 13, strike "PUBLIC." and substitute "PUBLIC;".

Page 3 of the committee report, line 18, strike "REGULATIONS." and substitute "REGULATIONS;".

Page 3 of the committee report, line 28, strike "WHICH" and substitute "THAT".

Page 3 of the committee report, after line 34 insert:

"Page 1 of the reengrossed bill, line 102, strike "AND" and substitute "AND, ".

Agriculture,
Natural
Resources, &
Energy

The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for a term expiring November 1, 2018:

Honorable Lois Anne Tochtrop of Thornton, Colorado, a Democrat residing in the Seventh Congressional District, appointed.

Agriculture,
Natural
Resources, &
Energy

The Committee on Agriculture, Natural Resources, & Energy has had under consideration and has had a hearing on the following appointment and recommends that the appointment be confirmed:

MEMBER OF THE
STATE BOARD OF
STOCK INSPECTION COMMISSIONERS

for a term expiring May 1, 2018:

Marla A. Rock of Wray, Colorado, to represent the confinement cattle industry, reappointed.

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Agriculture,
Natural
Resources, &
Energy

After consideration on the merits, the Committee recommends that **HB14-1026** be **postponed indefinitely**.

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
UNIVERSITY OF COLORADO HOSPITAL
AUTHORITY BOARD OF DIRECTORS

From the Fifth Congressional District: Jerry Rutledge, for a term effective September 1, 2012 and continuing until August 31, 2016 (or until his successor is appointed by the Board of Regents). This will be Mr. Rutledge's second four-year term as a Director of the Hospital Authority.

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
AIR QUALITY CONTROL COMMISSION

for a term expiring January 31, 2017:

Peter Butler of Durango, Colorado, to serve as a person with appropriate technical and scientific experience, 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, 2014:

Jeffrey David Moulton of Boulder, Colorado, to serve as a Republican from Congressional District 2, and occasioned by the resignation of Leanne Jo Abdnor of Boulder, Colorado, a Republican from Congressional District 2, appointed;

further, for a term expiring July 1, 2018:

Jeffrey David Moulton of Boulder, Colorado, to serve as a Republican from Congressional District 2, reappointed.

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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, 2016:

Jennifer Kelloff of Denver, Colorado, to serve as a member with knowledge of child abuse prevention, appointed;

Lisa Merlino of Broomfield, Colorado, to serve as a member with knowledge of child abuse prevention, appointed.

Health & Human Services

After consideration on the merits, the Committee recommends that **HB14-1309** be **referred** to the Committee on Appropriations with favorable recommendation.

Health & Human Services

After consideration on the merits, the Committee recommends that **SJM14-006** be **amended**, and as so amended, be referred to the Senate for final action.

Amend printed resolution, page 2, line 15, strike "prohibits" and substitute "significantly restricts".

MESSAGE FROM THE GOVERNOR

May 01, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-001: CONCERNING MAKING COLLEGE EDUCATION MORE AFFORDABLE BY IMPOSING FURTHER RESTRICTIONS ON TUITION INCREASES, INCREASING FINANCIAL AID, AND INCREASING OPERATING SUPPORT FOR EACH GOVERNING BOARD OF A STATE-SUPPORTED INSTITUTION OF HIGHER EDUCATION BY ELEVEN PERCENT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 01, 2014 at 12:31 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Education After consideration on the merits, the Committee recommends that **HB14-1384** be referred to the Committee on Appropriations with favorable recommendation.

Education After consideration on the merits, the Committee recommends that **SB14-202** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

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

SECTION 1. In Colorado Revised Statutes, 22-92-102, amend (3) introductory portion as follows:

22-92-102. Legislative declaration. (3) Now, therefore, the general assembly determines and declares that it would serve the best interests of Colorado schools for the state to make available loans to support the efforts of school districts that choose to undertake renewable energy projects or ~~energy-efficient bus~~ ENERGY EFFICIENCY projects. Furthermore, to ensure that the best interests of Colorado schools are being served, the legislative service agencies of the general assembly shall conduct a post-enactment review of this act and report their conclusions to the education committees of the house of representatives and senate, or any successor committees. The review shall include consideration of the following information:

SECTION 2. In Colorado Revised Statutes, 22-92-103, amend (2) and (9) as follows:

22-92-103. Definitions. As used in this article, unless the context otherwise requires:

(2) ~~"Energy-efficient bus~~ "ENERGY EFFICIENCY project" means a project to help a qualified school district attain and employ battery-powered, compressed natural gas, propane gas, or hybrid-electric buses in its daily transportation operations for the purpose of reducing energy consumption and expenditures. THAT WILL RESULT IN MORE EFFICIENT USE OF ENERGY OR RESOURCES. THE TERM INCLUDES:

(a) INSTALLATION OF EQUIPMENT AND RELATED INFRASTRUCTURE THAT WILL HELP DEFRAY ENERGY COSTS;

(b) IMPROVING THE ENERGY EFFICIENCY OF A BUILDING BY ADDRESSING LIGHTING ISSUES, IMPROVING MECHANICAL SYSTEMS AND EQUIPMENT, ADDING INSULATION OR OTHERWISE IMPROVING THE BUILDING ENVELOPE, ADDING OR INCORPORATING SOLAR THERMAL TECHNOLOGIES, OR IMPROVING OPERATIONS MANAGEMENT;

(c) REDUCING WATER USAGE OR WATER CONSUMPTION; AND

(d) IMPROVING THE ENERGY EFFICIENCY OF MOTOR VEHICLE FLEETS, INCLUDING BUS FLEETS, THROUGH MEASURES INCLUDING THE USE OF HYBRID OR ALTERNATIVE-FUEL VEHICLES AND THE ADDITION OF FUEL-SAVING TECHNOLOGIES TO EXISTING VEHICLES.

(9) "Renewable energy project team" means a team of people who are dedicated to a renewable energy project at a school district. A renewable energy project team shall include, at a minimum, representatives of the school district, representatives of the local community, and at least one member who provides professional technical assistance to the school district to facilitate a renewable energy project or ~~an energy-efficient bus~~ ENERGY EFFICIENCY project. The member of a renewable energy project team who provides professional technical assistance to the school district may be a representative of a local electrical utility.

SECTION 3. In Colorado Revised Statutes, 22-92-104, amend (1), (3), and (5) as follows:

22-92-104. Renewable energy and energy efficiency for schools loan program - created - applications - permissible uses of loans. (1) There is hereby created the renewable energy and energy efficiency for schools loan program to fund renewable energy projects and ~~energy-efficient bus~~ ENERGY EFFICIENCY projects at qualified school districts. A qualified school district may, with the written authorization of the school district board of education, apply to the Colorado energy

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office, in accordance with procedures and deadlines established by rules promulgated by the state board of education pursuant to section 22-92-105, to receive moneys through the loan program. The office shall administer the loan program as provided in this article and pursuant to the policies adopted by the office.

(3) (a) A qualified school district that receives a loan through the loan program shall use the moneys received to pay for technical assistance, equipment, or installation costs associated with a renewable energy project or an ~~energy-efficient bus~~ ENERGY EFFICIENCY project.

(b) A qualified school district that receives a loan through the loan program for a renewable energy project may use the moneys received to finance the acquisition of a renewable energy project THAT IS LOCATED ON THE SCHOOL PREMISES AND, IF IT GENERATES ELECTRICITY, IS INTERCONNECTED ON THE CUSTOMER SIDE OF THE UTILITY METER IN ACCORDANCE WITH INTERCONNECTION STANDARDS ADOPTED BY THE PUBLIC UTILITIES COMMISSION. SUCH A PROJECT MAY INCORPORATE OR CONSIST OF THIRD-PARTY OWNERSHIP, AS AUTHORIZED UNDER PART 2 OF ARTICLE 38.7 OF TITLE 24, C.R.S., OR AN INTEREST IN A COMMUNITY SOLAR GARDEN, AS DEFINED IN SECTION 40-2-127, C.R.S.

(5) A qualified school district may apply for a loan from the loan program for a renewable energy project or an ~~energy-efficient bus~~ ENERGY EFFICIENCY project that is located at a charter school of the school district.

SECTION 4. In Colorado Revised Statutes, 22-92-105, **amend** (1) (b) (I) and (2) as follows:

22-92-105. Renewable energy and energy efficiency for schools loan program - rules - awarding loans. (1) On or before October 15, 2009, the state board of education, in consultation with the Colorado energy office, shall promulgate rules establishing policies and procedures for the administration of the renewable energy and energy efficiency for schools loan program. At a minimum, the rules shall include:

(b) The requirements that the office shall require of loan applicants, which requirements shall include, but need not be limited to a requirement that a loan applicant submit with its application:

(I) An energy rating for the facility for which ~~the~~ A RENEWABLE ENERGY PROJECT loan is intended that demonstrates that the facility qualifies for the federal energy star label ~~which rating has been issued as a result of an audit performed by a qualified energy efficiency auditor~~ OR MEETS THE EFFICIENCY REQUIREMENTS SET FORTH IN SECTION 22-32-124.3; or

(2) (a) The Colorado energy office shall review each loan application received from a qualified school district pursuant to section 22-92-104 (1), evaluate the renewable energy project or ~~energy-efficient bus~~ ENERGY EFFICIENCY project described therein, and make a recommendation to the state treasurer as to whether to award the loan and the amount of the loan. If the office determines an application is missing any information required by the office's policy to be included with the application, the office may contact the applicant to obtain the missing information.

(b) In reviewing loan applications for renewable energy projects and ~~energy-efficient bus~~ ENERGY EFFICIENCY projects pursuant to paragraph (a) of this subsection (2), the Colorado energy office shall consider, at a minimum, whether a qualified school district would reduce its energy costs by the implementation of the renewable energy project or ~~energy-efficient bus~~ ENERGY EFFICIENCY project that is the subject of each loan application.

SECTION 5. In Colorado Revised Statutes, 22-92-107, **amend** (1) introductory portion, (1) (a), (2) (a), and (4) as follows:

22-92-107. Loans from public school fund authorized. (1) As authorized under the provisions of section 3 of article IX of the state constitution, the state treasurer may make loans to school districts to assist them in providing necessary buildings, land, and equipment, including renewable energy projects and ~~energy-efficient bus~~ ENERGY EFFICIENCY projects as described in this article. Loans made pursuant to this article shall not be subject to the provisions of section 24-36-113, C.R.S., that require the state treasurer to secure the maximum rate of interest on investments of state moneys. The procedures for the making of loans shall be determined by the state treasurer subject to the

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following:

(a) No loan shall be authorized for any renewable energy project or ~~energy-efficient bus~~ ENERGY EFFICIENCY project that has not been evaluated by the Colorado energy office pursuant to section 22-92-105 (2) (a).

(2) (a) Subject to the limitations described in this section, the state treasurer shall determine the amount of the permanent school fund that may be loaned out pursuant to this section, which qualified school districts shall receive loans, the amount of each loan, the terms of repayment of each loan, and the rate of interest to be charged on loans. The average rate of interest charged on loans made in any calendar year must ~~exceed~~ AT LEAST EQUAL the average book yield earned by the fund in the most recently completed quarter. Payments of the principal of and interest on all loans shall be returned to the public school fund.

(4) Administrative costs that will be incurred by a qualified school district as a result of the renewable energy project or ~~energy-efficient bus~~ ENERGY EFFICIENCY project that is the basis for the loan may be included in the amount of the loan.

SECTION 6. Applicability. This act applies to applications submitted pursuant to section 22-92-104, Colorado Revised Statutes, on or after the effective date of this act.

SECTION 7. 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."

Education After consideration on the merits, the Committee recommends that **HB14-1376** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **HB14-1361** be referred to the Committee on Appropriations with favorable recommendation.

Health & Human Services After consideration on the merits, the Committee recommends that **SJM14-005** be referred to the Senate for final action.

Education After consideration on the merits, the Committee recommends that **HB14-1381** 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 4, after "(5)" insert "(a)".

Page 2, line 14, after "AVAILABLE" insert "IN WRITING".

Page 2, strike line 18 and substitute:

"(I) A PLAN FOR COMMUNICATING IN WRITING WITH PARENTS, SCHOOL STAFF,".

Page 2, line 24, strike "(b)" and substitute "(II)".

Page 3, line 5, strike "(c)" and substitute "(III)".

Page 3, after line 8, insert:

"(b) NOTWITHSTANDING ANY PROVISION OF PARAGRAPH (a) OF THIS SUBSECTION (5) TO THE CONTRARY, A SCHOOL CLOSURE PLAN THAT APPLIES TO THE CLOSURE OF AN INSTITUTE CHARTER SCHOOL MUST SPECIFY THAT:

(I) THE INSTITUTE CHARTER SCHOOL WILL COMMUNICATE DIRECTLY WITH PARENTS, SCHOOL STAFF, AND THE SURROUNDING COMMUNITY; AND

(II) THE INSTITUTE AND THE INSTITUTE CHARTER SCHOOL WILL WORK WITH THE SCHOOL DISTRICT IN WHICH THE INSTITUTE CHARTER SCHOOL IS LOCATED TO ENSURE THAT STUDENTS AND THEIR PARENTS

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HAVE INFORMATION CONCERNING THE SCHOOL DISTRICT'S PROCESSES FOR REASSIGNING STUDENTS TO PUBLIC SCHOOLS AND THE SCHOOL CHOICE OPTIONS THAT ARE AVAILABLE TO THE STUDENTS AND THEIR PARENTS."

Education

After consideration on the merits, the Committee recommends that **HB14-1382** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 3, line 10, strike "OR REMOTE".

Page 3, line 11, strike "AND CONTROL".

Page 3, strike line 12 and substitute "PLACE, AND PATH, AND TEACHER-GUIDED MODALITY, OF LEARNING. "On-line program" does".

Page 4, line 6, strike "OR REMOTE".

Page 4, strike lines 7 and 8 and substitute "THAT PROVIDE STUDENTS CHOICE OVER TIME, PLACE, AND PATH, AND TEACHER-GUIDED MODALITY, OF LEARNING. An on-line school has an assigned".

Page 4, strike line 27.

Page 5, strike line 1 and substitute "THE".

Page 6, line 3, after "**recommendations -**" insert "**pilot program design -**".

Page 7, line 18, after "ONE" insert "MULTI-DISTRICT".

Page 7, line 20, after "ONE" insert "MULTI-DISTRICT".

Page 7, line 25, strike "AN ON-LINE PROGRAM".

Page 7, line 26, strike "OR" and substitute "A MULTI-DISTRICT".

Page 8, line 5, strike "EDUCATION;" and substitute "EDUCATION, ONLY ONE OF WHOM IS A VOTING MEMBER OF THE TASK FORCE;".

Page 8, line 6, strike "ONE PERSON WHO IS A PARENT" and substitute "TWO PERSONS, EACH OF WHOM ARE PARENTS".

Page 8, line 12, after "DUTIES." insert "THE TASK FORCE MEETINGS ARE SUBJECT TO THE OPEN MEETING REQUIREMENTS SPECIFIED IN SECTION 24-6-402, C.R.S., AND MUST BE SIMULTANEOUSLY BROADCAST VIA THE INTERNET."

Page 8, line 15, after the period add "THE DEPARTMENT MAY CONTRACT WITH A PERSON OR OTHER ENTITY TO PROVIDE FACILITATION SERVICES OR OTHER ASSISTANCE TO THE TASK FORCE SO LONG AS THE PERSON OR ENTITY DOES NOT HAVE AN ACTUAL OR POTENTIAL CONFLICT OF INTEREST WITH REGARD TO THE POTENTIAL RECOMMENDATIONS OF THE TASK FORCE AND HAS NOT STATED A POSITION IN SUPPORT OF OR OPPOSED TO ON-LINE EDUCATION."

Page 9, line 4, strike "AND".

Page 9, strike line 8 and substitute "APPROPRIATE; AND
(V) TO ESTABLISH THE PARAMETERS FOR, DURATION OF, AND METHODS FOR EVALUATING PILOT PROGRAMS AS DESCRIBED IN SECTION 22-30.7-113 (2) (b)."

Page 9, line 21, strike "**design group -**".

Page 10, line 5, strike "FUNDING ON-LINE EDUCATION AND FOR".

Page 10, strike lines 12 through 27.

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Page 11, strike lines 1 through 18.

Renumber succeeding subsections accordingly.

Page 11, line 19, strike "PILOT PROGRAM" and substitute "TASK FORCE CREATED IN SECTION 22-30.7-112".

Page 11, line 20, strike "DESIGN GROUP".

Page 12, strike lines 1 through 3.

Renumber succeeding subparagraphs accordingly.

Education After consideration on the merits, the Committee recommends that **SB14-221** be referred to the Committee on Appropriations with favorable recommendation.

Education The Committee on Education 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
CHARTER SCHOOL INSTITUTE BOARD**

for a term expiring July 1, 2017:

Steven Richard Schneider of Colorado Springs, Colorado, to serve as a member who has experience as a public school administrator with experience working with charter schools and with other board or public service experience, and as a Republican, reappointed.

Education After consideration on the merits, the Committee recommends that **HB14-1385** be referred to the Committee of the Whole with favorable recommendation.

MESSAGE FROM THE HOUSE

May 1, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1393.

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB14-1377, amended as printed in House Journal, April 30, pages 1305-1306.
HB14-1392, amended as printed in House Journal, April 30, page 1306.
HB14-1391, amended as printed in House Journal, April 30, page 1306-1307.

The House has passed on Third Reading and returns herewith SB14-046, 073.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-050, amended as printed in House Journal, April 30, page 1307.
SB14-088, amended as printed in House Journal, April 30, page 1308.
SB14-115, amended as printed in House Journal, April 30, page 1308.
SB14-153, amended as printed in House Journal, April 30, pages 1308-1309.
SB14-166, amended as printed in House Journal, April 30, page 1309.

MESSAGE FROM THE REVISOR OF STATUTES

May 1, 2014

We herewith transmit:

Without comment, HB14-1393.
Without comment, as amended, HB14-1377, 1391, and 1392.
Without comment, as amended, SB14-050, 088, 115, 153, and 166.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committees indicated:

- SB14-222** by Senator(s) Aguilar; also Representative(s) Gerou--Concerning the duration of a license to use a registration number when auctioned to raise money for the disability-benefit support fund.
Health & Human Services
- SB14-223** by Senator(s) Nicholson and Cadman, Carroll, Heath, Steadman; also Representative(s) Gerou and Young--Concerning the payment by the state of legal claims arising in connection with the lower north fork wildfire.
Appropriations
- HB14-1377** by Representative(s) Ferrandino and Buckner; also Senator(s) Steadman and Tochtrop--Concerning the creation of the Colorado retirement security task force, and, in connection therewith, making an appropriation.
State, Veterans, & Military Affairs
- HB14-1391** by Representative(s) Becker and Priola; also Senator(s) Kerr and Hill--Concerning the authority of the treasurer of a public governmental entity to make payments by means of a check.
Finance
- HB14-1393** by Representative(s) Gerou, Duran, May; also Senator(s) Hodge, Steadman, Lambert--Concerning a clarification regarding the treatment of federal funds for purposes of section 20 of article X of the state constitution.
Appropriations

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1016, 1044, 1101, 1194, 1213, 1221, 1269, 1344.

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On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Friday, May 2, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

115th Legislative Day Friday, May 2, 2014

Prayer	By the chaplain, Rabbi Yossi Serebryanski, Chabad of South Denver.	1 2 3 4 5 6 7 8 9 10 11
Call to Order	By the President <i>pro tem</i> at 9:00 a.m.	12 13 14 15
Pledge	By Senator Herpin.	16 17
Roll Call	Present--35	18 19
Quorum	The President announced a quorum present.	20 21
Reading of Journal	On motion of Senator Zenzinger, reading of the Journal of Thursday, May 1, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	22 23 24 25

COMMITTEE OF REFERENCE REPORTS

Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1369 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.	26 27 28 29 30 31 32 33 34
Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1396 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.	35 36 37 38 39

Amend reengrossed bill, page 2, line 3, after "(a.5)" insert "and (8) (g)".

Page 3, after line 22 insert:

"(8) **Patient - primary caregiver relationship.**
 (g) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A PRIMARY CAREGIVER SHALL NOT GROW, SELL, OR PROCESS MARIJUANA FOR ANY PERSON UNLESS:
 (I) THE PERSON IS A PATIENT HOLDING A CURRENT AND VALID REGISTRY IDENTIFICATION CARD; AND
 (II) THE PRIMARY CAREGIVER IS CURRENTLY IDENTIFIED ON THE MEDICAL MARIJUANA REGISTRY AS THAT PATIENT'S PRIMARY CAREGIVER."

Health & Human Services	After consideration on the merits, the Committee recommends that HB14-1366 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58
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Amend reengrossed bill, page 2, strike lines 11 through 19 and substitute:
 "JULY 1, 2014, THE STATE LICENSING AUTHORITY SHALL CONVENE A STAKEHOLDERS GROUP TO DISCUSS RECOMMENDATION ON HOW EDIBLE RETAIL MARIJUANA PRODUCTS CAN BE SHAPED, STAMPED, COLORED OR TOHERWISE MARKED TO INDICATE THAT IT CONTAINS MARIJUANA, IS NOT FOR CONSUMPTION BY CHILDREN, AND IS SAFE FOR CONSUMERS. THE STATE LICENSING AUTHORITY SHALL REPORT ITS FINDINGS TO THE HEALTH

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AND HUMAN SERVICES COMMITTEE OF THE SENATE AND THE HEALTH INSURANCE & ENVIRONMENT COMMITTEE OF THE HOUSE OF REPRESENTATIVES AS PART OF ITS PRESENTATION PURSUANT TO ARTICLE 7 OF TITLE 2, C.R.S."

Page 3, strike lines 1 through 19.

Renumber succeeding section accordingly.

Local Government After consideration on the merits, the Committee recommends that **HB14-1343** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 5, strike lines 13 through 22 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."

Appropriations After consideration on the merits, the Committee recommends that **HB14-1394** 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 **HB14-1384** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 13, after line 3 insert:

"SECTION 5. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of higher education, for the fiscal year beginning July 1, 2014, the sum of \$1,000,000 for allocation to the Colorado opportunity scholarship initiative fund created in section 23-3.3-1005, Colorado Revised Statutes, related to the implementation of this act."

Renumber succeeding section accordingly.

Page 1, line 102, strike "INSTITUTIONS." and substitute "INSTITUTIONS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."

Appropriations After consideration on the merits, the Committee recommends that **HB14-1376** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB14-1361** 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 **HB14-1367** 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, strike lines 10 through 18 and substitute:

"SECTION 7. Effective date - applicability. This act takes effect July 1, 2014 and applies to vehicles registered or acts committed on or after January 1, 2015.

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SECTION 8. 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."

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1382** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 13, line 23, strike "\$47,659 and 0.5" and substitute "\$47,659,".

Page 13, line 24, strike "FTE,".

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1351** 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 **HB14-1309** 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 **SB14-221** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend printed bill, page 3, after line 26 insert:

"SECTION 2. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, appropriations made in the annual general appropriation act to the department of education for the fiscal year beginning July 1, 2014, are adjusted as follows:

(a) The cash funds appropriation from the state education fund created in section 17 (4) (a) of article IX of the state constitution, for the Colorado student assessment program, is decreased by \$335,190."

Renumber succeeding section accordingly.

Page 1, line 102, strike "STUDIES." and substitute "STUDIES, AND, IN CONNECTION THEREWITH, REDUCING AN APPROPRIATION."

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1102** be **amended** as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the Appropriations Committee Report, dated April 29, 2014, page 2, line 13, after ""SECTION." add "NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE CONTRARY, IN A BUDGET YEAR IN WHICH THE GENERAL ASSEMBLY DOES NOT APPROPRIATE MONEYS PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION (2) IN AN AMOUNT THAT IS SUFFICIENT TO FULLY FUND THE GRANTS AUTHORIZED IN PARAGRAPH (b) OR (c) OF THIS SUBSECTION (2), THE DEPARTMENT SHALL DISTRIBUTE MONEYS TO GRANT APPLICANTS, SUBJECT TO THE AVAILABLE APPROPRIATIONS, BASED ON THE ORDER IN WHICH IT RECEIVES APPLICATIONS."

Page 2 of the committee report, line 18, strike "(c)"" and substitute "(c)".

Page 22 of the reengrossed bill, line 14, strike "\$3,403,178 and 2.0" and

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substitute "\$1,903,178 and 1.0".".

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1029** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1002** 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 revised bill, page 4, line 17, strike "\$17,000,000," and substitute "\$17,000,000 and 1.0 FTE,".

Appropriations

After consideration on the merits, the Committee recommends that **SB14-223** 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 23, strike "14-____," and substitute "14-223,".

Page 4, line 7, strike "14-____," and substitute "14-223,".

Page 6, after line 15 insert:

SECTION 3. In Colorado Revised Statutes, 24-75-302, amend as added by House Bill 14-1342 (2) (aa) as follows:

24-75-302. Capital construction fund - capital assessment fees - calculation. (2) On July 1 of each year through July 1, 2014, the state treasurer and the controller shall transfer a sum as specified in this subsection (2) out of the general fund and into the capital construction fund as moneys become available in the general fund during the fiscal year beginning on said July 1. Transfers between funds pursuant to this subsection (2) are not appropriations subject to the limitations of section 24-75-201.1. The amounts transferred pursuant to this subsection (2) are as follows:

(aa) On July 1, 2014, two hundred twenty-four million ~~nine hundred ninety-three~~ THREE HUNDRED FIFTY-THREE thousand four hundred sixty-five dollars.

SECTION 4. In Colorado Revised Statutes, 24-75-220 (4), as amended by House Bill 14-1342, add (4) (a) (III.3) and (4) (a) (III.4) as follows:

24-75-220. State education fund - transfers - surplus - legislative declaration. (4) (a) Notwithstanding any provision of law to the contrary, following the release of the preliminary certification by the state controller for the fiscal year 2013-14 as specified in section 24-77-106.5 (1) (b), the director of research of the legislative council shall work with the state controller to determine a preliminary figure representing the estimated general fund surplus designated in accordance with section 24-75-201 (1) for the fiscal year 2013-14. The state controller shall provide such preliminary figure to the state treasurer, the director of the office of state planning and budgeting, and the director of the joint budget committee before September 15, 2014. On September 15, 2014, an amount equal to ninety percent of that preliminary figure is allocated in the following order of priority:

(III.3) THE STATE TREASURER SHALL TRANSFER SIX HUNDRED FORTY THOUSAND DOLLARS TO THE EMERGENCY CONTROLLED MAINTENANCE ACCOUNT CREATED IN SECTION 24-75-302 (3.2);

(III.4) THE STATE TREASURER SHALL TRANSFER ONE MILLION DOLLARS TO THE ECONOMIC DEVELOPMENT FUND CREATED IN SECTION 24-46-105 (1);

SECTION 5. Appropriation to the department of human services for the fiscal year beginning July 1, 2013. In Session Laws of Colorado 2013, amend section 2 of chapter 231, (SB 13-266), as

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section 2 is amended by section 3 of House Bill 14-1238, and as section 2 is further amended by section 17 of House Bill 14-1336, as follows:

Section 2. **Appropriation.** (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund, not otherwise appropriated, to the department of human services, for the fiscal year beginning July 1, 2013, the sum of ~~\$5,660,072~~ \$1,378,179 and 0.9 FTE, or so much thereof as may be necessary, to be allocated to behavioral health services for the implementation of this act as follows:

(a) ~~\$4,828,419~~ \$600,000 for co-occurring behavioral health services, crisis response system—crisis stabilization units, mobile crisis response, respite services, and marketing;

(b) ~~\$758,720~~ \$705,246 for co-occurring behavioral health services, crisis response system—telephone hotlines;

(c) \$67,280 and 0.9 FTE for administration, personal services; and

(d) \$5,653 for administration, operating expenses.

SECTION 6. Appropriation. In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of personnel, for the fiscal year beginning July 1, 2013, the sum of \$5,921,893, or so much thereof as may be necessary, for allocation to the division of human resources, risk management services, risk management program administrative cost, for the compromise or settlement of claims by the state claims board pursuant to section 24-10-114 (5) (c), Colorado Revised Statutes, as enacted by Senate Bill 14-223, enacted in 2014, related to the implementation of this act. Any moneys appropriated in this section not expended prior to July 1, 2014, are further appropriated to the department for the fiscal year beginning July 1, 2014, for the same purposes.

SECTION 7. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, appropriations made in the annual general appropriation act to the governor - lieutenant governor - state planning and budgeting for the fiscal year beginning July 1, 2014, are adjusted as follows:

(a) The general fund appropriation for economic development programs, economic development commission - general economic incentives and marketing, is decreased by \$1,000,000.

(b) The cash funds appropriation from the Colorado economic development fund created in section 24-46-105 (1), Colorado Revised Statutes, for economic development programs, economic development commission - general economic incentives and marketing, is increased by \$1,000,000. Said sum is conditioned upon the transfer of general fund surplus to the Colorado economic development fund as specified in section 24-75-220 (4) (a), Colorado Revised Statutes, as amended in House Bill 14-1342.

(2) For the implementation of this act, appropriations made in the annual general appropriation act for capital construction for the fiscal year beginning July 1, 2014, are adjusted as follows:

(a) The cash funds appropriation from the capital construction fund created in section 24-75-302 (1), Colorado Revised Statutes, for controlled maintenance, department of personnel, emergency controlled maintenance is decreased by \$640,000.

(b) The cash funds appropriation from the emergency controlled maintenance account created in section 24-75-302 (3.2), Colorado Revised Statutes, for controlled maintenance, department of personnel, emergency controlled maintenance is increased by \$640,000. Said sum is conditioned upon the transfer of general fund surplus to the emergency controlled maintenance account as specified in section 24-75-220 (4) (a), Colorado Revised Statutes, as amended in House Bill 14-1342."

Renumber succeeding section accordingly.

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Page 1, line 101, strike "WILDFIRE." and substitute "WILDFIRE, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.".

SENATE SERVICES REPORT

- Correctly Printed:** SB14-222 and 223.
- Correctly Engrossed:** SB14-180, 211 and 214.
- Correctly Reengrossed:** SB14-193, 199, 201, 205, 208, 210 and 212.
- Correctly Revised:** HB14-1066, 1156, 1161, 1173, 1214, 1276, 1283, 1334, 1349, 1352, 1365, 1371, 1372 and 1374.
- Correctly Rerevised:** HB14-1202, 1292, 1303, 1315, 1338, 1348, 1357, 1358 and 1368.

CHANGE IN SPONSORSHIP

Upon announcement of President Carroll, Senator King was removed as a Senate joint prime sponsor on HB14-1386 with Senator Johnston and Representatives Kraft-Tharp and Gardner.

Upon request of Majority Leader Heath, **HB14-1352** and **HB14-1214** were removed from the Third Reading of Bills--Final Passage--Consent Calendar of Friday, May 2 and were placed at the end of the Third Reading of Bills -- Final Passage Calendar of Friday, May 2.

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:

HB14-1365 by Representative(s) Hamner and Wilson; also Senator(s) Schwartz and Baumgardner-- Concerning junior college boards of trustees, and, in connection therewith, modifying the time within which a junior college board of trustees must select its officers following an election and directing the attorney general to serve as legal advisor to Colorado mountain college upon request from its board of trustees.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

HB14-1066 by Representative(s) Vigil; also Senator(s) Steadman--Concerning the amount of a driver's license fee that a rural county clerk and recorder may retain when issuing a driver's license, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Crowder.

HB14-1374 by Representative(s) Holbert and Kraft-Tharp; also Senator(s) Hodge and Scheffel--Concerning the inclusion of on-demand air carriers in the sales and use tax exemption for certain aircraft.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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

Co-sponsor(s) added: Crowder, Herpin, Jahn, Kefalas and Todd.

HB14-1372 by Representative(s) Conti and McCann; also Senator(s) Marble, Newell--Concerning unauthorized advertising for adoption purposes.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Nicholson and Rivera.

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:

HB14-1089 by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the qualification for a person to use the 10th mountain division license plate.

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

HB14-1161 by Representative(s) Garcia, Tyler, Buckner, Court, Duran, Exum, Fields, Fischer, Hamner, Hullinghorst, Labuda, Lebsock, Lee, McLachlan, Melton, Moreno, Navarro, Pabon, Primavera, Rankin, Rosenthal, Ryden, Salazar, Singer, Vigil, Williams; also Senator(s) Crowder, Guzman--Concerning interstate rail service in southern Colorado, and, in connection therewith, creating a commission and a fund for the purposes of encouraging Amtrak to continue its southwest chief rail line service at all current Colorado stops, expanding such service to include a stop in Pueblo, studying the potential benefits of expanding such service to include a stop in Walsenburg, and 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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Heath, Herpin, Johnston, Jones, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Roberts, Schwartz, Steadman, Tochtrop, Todd and Ulibarri.

HB14-1173 by Representative(s) Ginal and McCann, Schafer, Tyler, Young, Conti, Landgraf, Primavera, Singer; also Senator(s) Newell--Concerning continuation of the controlled substances abuse act, and, in connection therewith, the treatment of controlled substances abuse and making an appropriation.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Kerr, King, Nicholson and Todd.

HB14-1276 by Representative(s) Primavera; also Senator(s) Hodge--Concerning instruction in cardiopulmonary resuscitation in public schools, 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	31	NO	4	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Guzman, Heath, Herpin, Jahn, Johnston, Jones, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Roberts, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

HB14-1283 by Representative(s) McCann, Becker, Fields, Ginal, Primavera, Schafer, Singer, Tyler, Young; also Senator(s) Newell and Kefalas, Guzman, Roberts--Concerning modifications to the electronic prescription drug monitoring 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	24	NO	11	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Johnston, Jones, Kerr, King, Nicholson, Schwartz, Tochtrop, Todd and Zenzinger.

SB14-180

by Senator(s) Kefalas; also Representative(s) Swalm--Concerning the Colorado dental health care program for low-income seniors, and, in connection therewith, requiring a post-enactment review of the implementation of this act, and making and reducing appropriations.

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	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Kerr, Newell, Nicholson, Schwartz, Tochtrop, Todd and Zenzinger.

SB14-211

by Senator(s) Johnston and Balmer, Rivera, Crowder, Guzman, Heath, Herpin, Kefalas, Kerr, Marble, Schwartz, Ulibarri, Zenzinger; also Representative(s) Hullinghorst and Waller, Gerou, Ginal, McCann, Melton, Pabon, Primavera, Priola, Schafer--Concerning an Alzheimer's disease center, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, King, Newell, Nicholson, Tochtrop and Todd.

SB14-214 by Senator(s) Lambert and Steadman, Hodge; also Representative(s) Gerou and May, Duran--Concerning the studies requested in the department of personnel's response to the request for information in the fiscal year 2013-14 annual general appropriation 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, King, Lundberg, Marble, Rivera and Roberts.

HB14-1156 by Representative(s) Moreno, Fields, Exum, Lebsock, Peniston, Rosenthal, Salazar, Singer; also Senator(s) Ulibarri--Concerning extending the age of eligibility for the child nutrition school lunch protection program, 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	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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, Newell, Nicholson, Schwartz, Steadman, Tochtrop, Todd and Zenzinger.

HB14-1349 by Representative(s) Hullinghorst and DelGrosso; also Senator(s) Heath--Concerning the creation of an exemption from property taxes for qualifying business entities controlled by nonprofit organizations that are formed for the purpose of qualifying for federal tax credits.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Jahn, Johnston, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Scheffel, Tochtrop, Todd and Zenzinger.

HB14-1371 by Representative(s) Young, Buck; also Senator(s) Grantham, Tochtrop--Concerning property taxation of oil and gas leaseholds and lands, and, in connection therewith, specifying that the wellhead is the point of valuation and taxation for such leaseholds and lands.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	N
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Schwartz.

HB14-1352 by Representative(s) Tyler and Coram; also Senator(s) Todd and King--Concerning the management of waste tires, and, in connection therewith, making and reducing appropriations.

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. 1(L.007) , by Senators Todd and King.

Amend revised bill, page 33, line 15, after "**11.**" insert "**Transfers of fund balances.**".

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

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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: Jones and Rivera.

HB14-1214 by Representative(s) Gerou; also Senator(s) Balmer--Concerning an increase in the penalties for certain offenses committed against an emergency medical service provider, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder, Herpin, Kefalas, King, Rivera, Roberts and Zenzinger.

HB14-1334 by Representative(s) Hamner and Scott; also Senator(s) Jahn and King--Concerning the petroleum cleanup and redevelopment fund.

Laid over until later in the day on Friday, May 2, retaining its place on the calendar.

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On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1390, HB14-1380, SB14-217, and SB14-213 were made Special Orders -- Consent Calendar at 10:10 a.m.

Senate in recess. Senate reconvened.

Committee of the Whole The hour of 10:10 a.m. having arrived, Senator Hodge 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 Hodge was called to the Chair to act as Chairman.

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:

HB14-1390 by Representative(s) Duran and Gardner; also Senator(s) Brophy and Zenzinger-- Concerning the legal standing of a member of the public in challenging a violation of the open meetings requirements.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1380 by Representative(s) Gardner and Fields; also Senator(s) Nicholson--Concerning the Colorado coroners standards and training board, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

SB14-217 by Senator(s) Carroll and Cadman; also Representative(s) Hullinghorst and DelGrosso-- Concerning methods to promote transparency in connection with public disclosure by lobbyists.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 1044-1045 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 1, page(s) 1088 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB14-213 by Senator(s) Johnston; also Representative(s) Conti--Concerning increasing the statutes of limitations for commencing proceedings against a person who, after committing a vehicular homicide, leaves the scene of the accident, and, in connection therewith, requiring a post-enactment review of the implementation of this act.

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 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-217 as amended, SB14-213, HB14-1390, HB14-1380.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB14-223, SB14-202, SB14-221, and SB14-215 was made Special Orders at 10:20 a.m.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services After consideration on the merits, the Committee recommends that **SB14-222** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Committee of the Whole The hour of 10:20 a.m. having arrived, Senator Hodge moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Hodge 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 bill, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

SB14-223 by Senator(s) Nicholson and Cadman, Carroll, Heath, Steadman; also Representative(s) Gerou and Young--Concerning the payment by the state of legal claims arising in connection with the lower north fork wildfire.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 2, page(s) 1102-1104 and placed in members' bill files.)

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Amendment No. 2(J.004), by Senator Steadman.

Amend the Senate Appropriations Committee Report, dated May 2, 2014, page 3, line 5, strike "\$5,921,893," and substitute "\$6,547,560,".

Page 4, strike line 3 and substitute:

"Colorado Revised Statutes, as amended in House Bill 14-1342.

(3) For the implementation of this act, the general fund appropriation made in the annual general appropriation act to the controlled maintenance trust fund created in section 24-75-302.5 (2) (a), Colorado Revised Statutes, for the fiscal year beginning July 1, 2014, is decreased by \$589,099."

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB14-202 by Senator(s) Kerr; --Concerning modifications to the requirements applicable to the school energy loan program.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, May 1, page(s) 1092-1094 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

SB14-221 by Senator(s) Kerr and Zenzinger, Todd; --Concerning reducing the frequency of administering the statewide assessment in social studies.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, May 1, page(s) 1101 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.)

SB14-215 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Duran and Gerou, May-- Concerning the disposition of moneys collected by the state in connection with the legal marijuana industry, and, in connection therewith, making an appropriation.

Amendment No. 1(L.004), by Senator Nicholson.

Amend printed bill, page 12, strike lines 7 and 8 and substitute:

"(b) ON JUNE 30, 2015, FIVE MILLION THREE HUNDRED TWENTY-FIVE THOUSAND DOLLARS."

Page 37, line 4, strike "\$3,000,000" and substitute "\$2,500,000".

Page 37, line 17, strike "\$3,272,856," and substitute "\$6,545,711,".

Page 37, line 21, strike "\$1,500,000" and substitute "\$3,000,000".

Page 37, line 22, strike "\$1,772,856" and substitute "\$3,545,711".

Page 40, line 4, strike "\$5,833,608" and substitute "\$4,833,608".

Amendment No. 2(L.007), by Senators Newell and Lundberg.

Amend printed bill, page 40, line 4, strike "\$5,833,608" and substitute "\$5,733,608".

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Page 40, after line 17 insert:

"(13) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the marijuana tax cash fund created in section 39-28.8-501 (1), Colorado Revised Statutes, not otherwise appropriated, to the department of human services, for the fiscal year beginning July 1, 2014, the sum of \$100,000, or so much thereof as may be necessary, for allocation to the division of child welfare for child welfare training specific to issues arising from marijuana use and abuse."

Amendment No. 3(L.002), by Senator Steadman.

Amend printed bill, page 21, strike line 16 and substitute "EDUCATION OR PROMULGATE RULES REGARDING THE USE, SALE, OR REGULATION OF MARIJUANA, INCLUDING THE".

Page 21, strike lines 21 through 27 and substitute "EDUCATION, PROGRAMMING, AND REGULATION PROVIDED BY EACH DEPARTMENT."

Page 22, strike lines 1 through 23 and substitute:

"(2) IN FURTHERANCE OF COORDINATING THE OVERSIGHT OF RETAIL AND MEDICAL MARIJUANA ACROSS STATE AGENCIES, THE OFFICE OF MARIJUANA COORDINATION SHALL:

(a) COORDINATE WITH THE EXECUTIVE DIRECTORS OF EACH STATE AGENCY REGARDING THE AGENCY'S PROMULGATION OF RULES ON RETAIL AND MEDICAL MARIJUANA THAT REDUCE NEGATIVE ECONOMIC, PUBLIC SAFETY, AND HEALTH CONSEQUENCES FOR THE STATE;

(b) ALIGN ALL POLICY SUGGESTIONS AND THE PROMULGATION OF RULES ACROSS STATE AGENCIES TO INCREASE EFFICIENCY AND ELIMINATE UNINTENDED NEGATIVE IMPACTS ON THE STATE;

(c) COMMUNICATE WITH OTHER STATES RELATED TO THE ECONOMIC, HEALTH, AND SAFETY IMPLICATIONS OF RETAIL MARIJUANA LEGALIZATION AND REGULATION;

(d) IDENTIFY DATA GAPS IN THE IMPACT OF MARIJUANA LEGALIZATION ON PUBLIC HEALTH, SAFETY, OR ECONOMICS ACROSS THE STATE;

(e) ANTICIPATE, PRIORITIZE, AND RESPOND TO EMERGING ISSUES WITH THE LEGALIZATION OF RETAIL MARIJUANA; AND

(f) DESIGNATE A STAFF MEMBER FROM THE OFFICE OF MARIJUANA COORDINATION TO SERVE AS THE CONTACT PERSON ACROSS ALL STATE CAMPAIGNS MANAGED BY A STATE AGENCY, INCLUDING THE YOUTH PREVENTION CAMPAIGN MANAGED BY THE GOVERNOR'S OFFICE."

Amendment No. 4(L.005), by Senator Steadman.

Amend printed bill, page 27, after line 3 insert:

"25-3.5-906. Align marijuana messaging - integration of information across state agencies. (1) THE DIVISION SHALL INTEGRATE INFORMATION FROM EACH STATE AGENCY INVOLVED IN PROVIDING RETAIL MARIJUANA INFORMATION, INCLUDING THE DEPARTMENT OF HUMAN SERVICES, THE GOVERNOR'S OFFICE OF MARIJUANA COORDINATION, THE DEPARTMENT OF TRANSPORTATION, THE DEPARTMENT OF REVENUE, THE DEPARTMENT OF LAW, THE DEPARTMENT OF PUBLIC SAFETY, AND THE DEPARTMENT OF EDUCATION, TO ALIGN THE MESSAGING, BRANDING, AND EDUCATION PROVIDED BY EACH AGENCY FOR THE EIGHTEEN-MONTH PUBLIC EDUCATION AND AWARENESS CAMPAIGN REQUIRED PURSUANT TO SECTION 25-3.5-903, THE ON-GOING PREVENTION AND EDUCATION CAMPAIGN REQUIRED PURSUANT TO SECTION 25-3.5-904, AND THE WEBSITE REQUIRED PURSUANT TO SECTION 25-3.5-905.

(2) THE DIVISION SHALL PROVIDE DATA, TRAINING, EDUCATIONAL MATERIALS, AND RESOURCES ON EFFECTIVE PREVENTION STRATEGIES TO LOCAL COMMUNITY COALITIONS AND PROGRAMS ADDRESSING MARIJUANA PREVENTION."

Page 27, line 4, strike "**24-3.5-906.**" and substitute "**24-3.5-907.**".

Amendment No. 5(L.008), by Senator Steadman.

Amend printed bill, page 25, line 18, after "**campaign -**" insert "**training -**".

Page 26, after line 12 insert:

"(3) IN FURTHERANCE OF THE GOALS OF THE ON-GOING MARIJUANA PREVENTION AND EDUCATION CAMPAIGN, THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT SHALL PROVIDE AT LEAST FIVE REGIONAL TRAINING SESSIONS DURING THE 2014-15 FISCAL YEAR FOR COMMUNITY PARTNERS TO IMPLEMENT YOUTH HEALTH DEVELOPMENT STRATEGIES."

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

SB14-221 by Senator(s) Kerr and Zenzinger, Todd; --Concerning reducing the frequency of administering the statewide assessment in social studies.

Senator Renfroe moved to amend the Report of the Committee of the Whole to show that the following Renfroe floor amendment, (L.001) to SB14-221, did pass.

Amend printed bill, page 3, line 2, strike "2015-2016" and substitute "2025-2026".

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	33	NO	2	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

SB14-215 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Duran and Gerou, May-- Concerning the disposition of moneys collected by the state in connection with the legal marijuana industry, and, in connection therewith, making an appropriation.

Senator Steadman moved to amend the Report of the Committee of the Whole to show that the following Nicholson floor amendment (SB215_L.004) to SB14-215 did not pass, and that the following amendment did pass.

Amend printed bill, page 12, strike lines 7 and 8 and substitute:

"(b) ON JUNE 30, 2015, FIVE MILLION THREE HUNDRED TWENTY-FIVE THOUSAND DOLLARS."

Page 37, line 4, strike "\$3,000,000" and substitute "\$2,500,000".

Page 37, line 17, strike "\$3,272,856," and substitute "\$6,545,711,".

Page 37, line 21, strike "\$1,500,000" and substitute "\$3,000,000".

Page 37, line 22, strike "\$1,772,856" and substitute "\$3,545,711".

Page 40, line 4, strike "\$5,833,608" and substitute "\$4,733,608".

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Senator Aguilar moved to amend the Report of the Committee of the Whole to show that the following Aguilar floor amendment, (L.006) to SB14-215, did pass.

Amend printed bill, page 12, strike lines 7 and 8 and substitute:

"(b) ON JUNE 30, 2015, SIX MILLION NINE HUNDRED TWENTY-TWO THOUSAND FIVE HUNDRED DOLLARS.".

Page 13, strike lines 5 through 27.

Strike pages 14 through 19.

Page 20, strike lines 1 through 19.

Re-number succeeding sections accordingly.

Page 36, line 26, strike "(1) In addition to any other".

Page 36, strike line 27.

Page 37, strike lines 1 through 6.

Re-number succeeding subsections accordingly.

Page 37, line 17, strike "\$3,272,856," and substitute "\$9,818,567,".

Page 37, line 21, strike "\$1,500,000" and substitute "\$4,500,000".

Page 37, line 22, strike "\$1,772,856" and substitute "\$5,318,567".

Page 40, line 19, strike "10" and substitute "9".

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	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	Y	Steadman	N
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

SB14-221 by Senator(s) Kerr and Zenzinger, Todd; --Concerning reducing the frequency of administering the statewide assessment in social studies.

Senator Kerr moved to amend the Report of the Committee of the Whole to show that the Renfroe COW amendment (COW.001) to SB14-221 did not pass.

Renfroe COW amendment:

Amend printed bill, page 3, line 2, strike "2015-2016" and substitute "2025-2026".

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	19	NO	16	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-223 as amended, SB14-202 as amended, SB14-221 as amended, SB14-215 as amended.

RECONSIDERATION OF HB14-1161

HB14-1161 by Representative(s) Garcia, Tyler, Buckner, Court, Duran, Exum, Fields, Fischer, Hamner, Hullinghorst, Labuda, Lebsock, Lee, McLachlan, Melton, Moreno, Navarro, Pabon, Primavera, Rankin, Rosenthal, Ryden, Salazar, Singer, Vigil, Williams; also Senator(s) Crowder, Guzman--Concerning interstate rail service in southern Colorado, and, in connection therewith, creating a commission and a fund for the purposes of encouraging Amtrak to continue its southwest chief rail line service at all current Colorado stops, expanding such service to include a stop in Pueblo, studying the potential benefits of expanding such service to include a stop in Walsenburg, and making an appropriation.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB14-1161.

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:

HB14-1161 by Representative(s) Garcia, Tyler, Buckner, Court, Duran, Exum, Fields, Fischer, Hamner, Hullinghorst, Labuda, Lebsock, Lee, McLachlan, Melton, Moreno, Navarro, Pabon, Primavera, Rankin, Rosenthal, Ryden, Salazar, Singer, Vigil, Williams; also Senator(s) Crowder, Guzman--Concerning interstate rail service in southern Colorado, and, in connection therewith, creating a commission and a fund for the purposes of encouraging Amtrak to continue its southwest chief rail line service at all current Colorado stops, expanding such service to include a stop in Pueblo, studying the potential benefits of expanding such service to include a stop in Walsenburg, and making an appropriation.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

On motion of Majority Leader Heath, 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

SJR14-039 by Senator(s) Heath, Carroll, Cadman; also Representative(s) Hullinghorst, Ferrandino, DelGrosso--Concerning changes to the Joint Rules of the Senate and the House of Representatives, and, in connection therewith, establishing rules to differentiate a budget request as an operating budget request reviewed by the joint budget committee, a capital budget request reviewed by the capital development committee, or an information technology budget request reviewed by the joint technology committee.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Crowder, Lambert and Schwartz.

MESSAGE FROM THE HOUSE

May 1, 2014

Madam President:

The House has postponed indefinitely SCR14-002. The resolution is returned herewith.

The House has passed on Third Reading and returns herewith SB14-162, 087, 133, 187, 194.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-174, amended as printed in House Journal, April 30, pages 1309-1310. SB14-182, amended as printed in House Journal, April 30, page 1310. SB14-164, amended as printed in House Journal, April 30, page 1311. SB14-118, amended as printed in House Journal, April 30, page 1307.

May 2, 2014

Madam President:

The House has voted to concur in the Senate amendments to HB14-1093 1012, 1032, 1119, 1178, 1275, 1294, 1317, 1350, 1362, 1363, and has repassed the bills as so amended.

MESSAGE FROM THE REVISOR OF STATUTES

May 2, 2014

We herewith transmit:

Without comment, as amended, SB14-118, 164, 174, and 182.

Senate in recess. Senate reconvened.

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 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:

HB14-1001 by Representative(s) Singer, Young; also Senator(s) Nicholson, Jones, Kefalas-- Concerning the creation of a property tax reimbursement for a taxpayer that owes property tax on property that has been destroyed by a natural cause, and, in connection therewith, making and reducing appropriations.

Laid over until Monday, May 5, retaining its place on the calendar.

HB14-1316 by Representative(s) Williams and Salazar, Melton, Becker, Buckner, Court, Duran, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, McCann, McLachlan, Moreno, Pabon, Peniston, Pettersen, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri and Guzman--Concerning methods to determine whether disparities involving certain historically underutilized businesses exist within the state procurement process, and, in connection therewith, commissioning a study to make such determination, requiring the department of personnel to track contracts awarded to historically underutilized businesses, and making and reducing appropriations.

Laid over until Monday, May 5, retaining its place on the calendar.

HB14-1009 by Representative(s) Exum; also Senator(s) Nicholson--Concerning changing the wildfire mitigation income tax deduction to the wildfire mitigation income tax credit, and in connection therewith, making and reducing appropriations.

Laid over until Thursday, May 8, retaining its place on the calendar.

HB14-1311 by Representative(s) Garcia and Dore, Becker, Coram, DelGrosso, Fields, Gardner, Gerou, Hamner, Kraft-Tharp, Landgraf, Lawrence, Lee, McLachlan, Mitsch Bush, Moreno, Murray, Navarro, Nordberg, Rankin, Rosenthal, Salazar, Schafer, Stephens, Swalm, Tyler, Vigil, Williams, Wright, Young; also Senator(s) Steadman and Crowder, Grantham, Hodge, Kerr, Rivera, Tochtrop--Concerning the credit against the state income tax for the costs incurred in connection with the preservation of historic structures, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 29, page(s) 1003-1005 and placed in members' bill files.)

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Amendment No. 2(L.006), by Senator Steadman.

Amend the Finance Committee Report, dated April 29, 2014, page 2, line 21, strike "OWNER." and substitute "OWNER. THE".

Page 3 of the committee report, after line 16 insert:

"Page 26 of the reengrossed bill, line 1, strike "(d)" and substitute "(c)".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1373 by Representative(s) Young, Buck; also Senator(s) Grantham, Tochtrop--Concerning property taxation of oil and gas leaseholds and lands, and, in connection therewith, specifying that the wellhead is the point of valuation and taxation for such leaseholds and lands.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1355 by Representative(s) Kagan and Gardner; also Senator(s) Guzman and King--Concerning department of corrections reentry initiatives for successful reintegration of adult offenders into the community, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1096 by Representative(s) Vigil, Garcia, Salazar; also Senator(s) Schwartz--Concerning an underfunded courthouse facilities grant program, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 30, page(s) 1042 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1037 by Representative(s) Landgraf, Gardner, Murray, Stephens; also Senator(s) Baumgardner, Aguilar--Concerning enforcement of laws against designer drugs, and, in connection therewith, making and reducing appropriations.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1281 by Representative(s) Ginal and Joshi, Wright, Buck, Court, Fields, Holbert, Humphrey, Landgraf, McCann, McNulty, Schafer, Stephens; also Senator(s) Rivera and Aguilar--Concerning the allowance for terminally ill patients to have access to investigational products that have not been approved by the federal food and drug administration that other patients have access to when they participate in clinical trials.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, April 30, page(s) 1043-1044 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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SCR14-003 by Senator(s) Hodge; also Representative(s) Rosenthal, Landgraf--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning county officer salaries, and, in connection therewith, authorizing counties to establish salaries for county commissioners, sheriffs, treasurers, assessors, clerks, coroners, and surveyors; divesting the general assembly of that function; and directing the general assembly to create citizens' commissions in each county for the purpose of regularly evaluating county officer salaries.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.

(Printed in Senate Journal, April 30, page(s) 1046 and placed in members' bill files.)

As amended, ordered engrossed and placed on the calendar for third reading and final passage.

HB14-1383 by Representative(s) Williams, Becker, Buckner, Court, Duran, Exum, Ferrandino, Fischer, Garcia, Ginal, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, May, McCann, Melton, Moreno, Peniston, Primavera, Rosenthal, Ryden, Salazar, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Tochtrop and Ulibarri--Concerning the required number of physicians that must be provided to an injured employee for selection of a treating physician in workers' compensation cases.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1118 by Representative(s) Wilson; also Senator(s) Todd--Concerning the creation of the advanced placement incentives pilot program, and, in connection therewith, making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, April 30, page(s) 1041 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1085 by Representative(s) Fields, Exum, Pettersen; also Senator(s) Zenzinger, Todd, Kefalas, Ulibarri--Concerning adult education, and, in connection therewith, creating the adult education and literacy grant program to provide state moneys for adult education programs that participate in workforce development partnerships and making and reducing appropriations.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1015 by Representative(s) Kraft-Tharp; also Senator(s) Kerr--Concerning an extension of the transitional jobs program, and, in connection therewith, making and reducing appropriations.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1301 by Representative(s) Mitsch Bush, Becker, Foote, Gardner, Hullinghorst, Lawrence, McLachlan, Melton, Pabon, Rankin, Schafer, Tyler, Williams, Young; also Senator(s) Kerr, Jones, Todd--Concerning the safe routes to school program, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, Transportation Committee Amendment.

(Printed in Senate Journal, April 29, page(s) 1003 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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- SB14-216**

by Senator(s) Ulibarri; --Concerning the creation of state-level affordable housing incentives to provide insurance premium assistance for developers who build affordable housing condominiums.

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- Lost** on second reading
- HB14-1023**

by Representative(s) Lee, Kagan; also Senator(s) Ulibarri, Guzman, Steadman--Concerning the provision of social workers to juveniles, and, in connection therewith, making and reducing appropriations.

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- Ordered revised and placed on the calendar for third reading and final passage.
- HB14-1387**

by Representative(s) Szabo and Fischer, Vigil; also Senator(s) Schwartz, Jahn--Concerning revisions of capital related statutes in the Colorado Revised Statutes, and, in connection therewith, amending or repealing obsolete, inconsistent, and conflicting provisions of law and clarifying the language to reflect legislative intent and current application of the law.

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- Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
 (Printed in Senate Journal, April 30, page(s) 1047-1049 and placed in members' bill files.)
- Amendment No. 2(L.010), by Senator Schwartz.
- Amend the State, Veterans, & Military Affairs Committee report, dated April 30, 2014, page 4, after line 15 insert:
- "Page 102, after line 9 insert:
- "SECTION 68.** In Colorado Revised Statutes, 2-3-203, **amend as amended by House Bill 14-1387**, (1) (b.1) (I) (A) as follows:
- 2-3-203. Powers and duties of the joint budget committee - repeal.** (1) The committee has the following power and duties:
- (b.1) (I) (A) Effective July 1, 2004, to hold hearings as required and to review the executive budget and the budget requests of each state agency and institution, including capital construction, capital renewal, or controlled maintenance budget requests as prioritized, PURSUANT TO RULE 45 OF THE JOINT RULES OF THE SENATE AND HOUSE OF REPRESENTATIVES, by the capital development committee, and to make appropriation recommendations to the appropriations committees, or any successor committees, of each house.
- SECTION 69.** In Colorado Revised Statutes, 2-3-1304, **amend as amended by House Bill 14-1387**, (1) (a) and (1) (c) as follows:
- 2-3-1304. Powers and duties of capital development committee.** (1) The capital development committee has the following powers and duties:
- (a) To study capital construction, controlled maintenance, and capital renewal requests and proposals, PURSUANT TO RULE 45 OF THE JOINT RULES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES, of each state agency and state institution of higher education;
- (c) To make determinations, PURSUANT TO RULE 45 OF THE JOINT RULES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES, of the priority to be accorded to the proposals made by the various state agencies and state institutions of higher education with respect to capital construction, controlled maintenance, and capital renewal proposals, based upon information made available to the capital development committee from any sources with respect to estimates of revenues available for such purposes;
- SECTION 70.** In Colorado Revised Statutes, **amend as amended by House Bill 14-1387**, 2-3-1305 as follows:
- 2-3-1305. Recommendations and findings.** The capital development committee shall make written reports setting forth its recommendations, prioritization, findings, and comments as to each recommendation concerning capital assets that it submits to the joint budget committee. The capital development committee shall submit its prioritization for supplemental capital construction, capital renewal, or controlled maintenance budget requests PURSUANT TO RULE 45 OF THE JOINT RULES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES to the

joint budget committee no later than January 15 of each year, and shall submit its prioritization for new or amended capital construction, capital renewal, or controlled maintenance budget requests PURSUANT TO RULE 45 OF THE JOINT RULES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES for the upcoming fiscal year to the joint budget committee no later than February 15 of each year. Other reports may be issued from time to time by the committee whenever it deems such action to be appropriate or whenever requested by the general assembly."

Renumber succeeding sections accordingly."

Page 4, strike line 16 and substitute:

"Page 102, strike line 12 and substitute:

"SECTION 72. Effective date - applicability. (1) This act takes effect upon passage; except that sections 68, 69, and 70 of this act take effect only if Senate Joint Resolution 14-039 is adopted and takes effect either upon the effective date of this act or Senate Joint Resolution 14-039, whichever is later.

(2) Section 38 of this act amending".

Amendment No. 3(L.012), by Senator Steadman.

Amend reengrossed bill, page 79, line 1, strike "~~shall~~ MAY" and substitute "shall".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1379 by Representative(s) McCann; also Senator(s) Kerr--Concerning clarifying the application of spousal maintenance statutes.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1378 by Representative(s) Stephens and Pabon, Fischer, Landgraf, McNulty, Navarro, Szabo; also Senator(s) King and Hodge--Concerning prohibiting the posting of a private image on social media without consent to cause serious emotional distress.

Amendment No. 1, Judiciary Committee Amendment.

(Printed in Senate Journal, April 30, page(s) 1049 and placed in members' bill files.)

Amendment No. 2(L.023), by Senator King.

Amend reengrossed bill, page 2, line 2, after "18-7-107" insert "and 18-7-108".

Page 2, strike lines 4 through 18 and substitute:

"18-7-107. Posting a private image for harassment - definitions. (1) (a) AN ACTOR WHO IS EIGHTEEN YEARS OF AGE OR OLDER COMMITS THE OFFENSE OF POSTING A PRIVATE IMAGE FOR HARASSMENT IF HE OR SHE POSTS OR DISTRIBUTES THROUGH THE USE OF SOCIAL MEDIA OR ANY WEB SITE ANY PHOTOGRAPH, VIDEO, OR OTHER IMAGE DISPLAYING THE PRIVATE INTIMATE PARTS OF AN IDENTIFIED OR IDENTIFIABLE PERSON EIGHTEEN YEARS OF AGE OR OLDER:

(I) WITH THE INTENT TO HARASS THE DEPICTED PERSON OR INFLICT SERIOUS EMOTIONAL DISTRESS UPON THE DEPICTED PERSON;

(II) (A) WITHOUT THE DEPICTED PERSON'S CONSENT; OR

(B) WHEN THE ACTOR KNEW OR SHOULD HAVE KNOWN THAT THE DEPICTED PERSON HAD A REASONABLE EXPECTATION THAT THE IMAGE WOULD REMAIN PRIVATE; AND

(III) THE CONDUCT RESULTS IN SERIOUS EMOTIONAL DISTRESS OF THE DEPICTED PERSON."

Page 2, line 19, after "IMAGE" insert "FOR HARASSMENT".

Page 2, line 20, strike "NOTWITHSTANDING" and substitute:

"(c) NOTWITHSTANDING".

Page 3, line 2, strike "DOLLARS AND SHALL" and substitute "DOLLARS. THE FINES COLLECTED PURSUANT TO THIS PARAGRAPH (b) SHALL BE CREDITED TO THE CRIME VICTIM COMPENSATION FUND CREATED IN SECTION 24-4.1-117, C.R.S.".

Page 3, strike lines 3 through 5.

Page 3, line 10, strike "IMAGES" and substitute "INTIMATE PARTS".

Page 3, line 17, strike "IMAGES" and substitute "INTIMATE PARTS".

Page 3, strike line 27 and substitute:

"(a) "NEWSPORTHY EVENT" MEANS A MATTER OF PUBLIC INTEREST, PUBLIC CONCERN, OR RELATED TO A PUBLIC FIGURE WHO IS INTIMATELY INVOLVED IN THE RESOLUTION OF IMPORTANT PUBLIC QUESTIONS, OR BY REASON OF HIS OR HER FAME SHAPE EVENTS IN AREAS OF CONCERN TO SOCIETY.

(b) "PRIVATE INTIMATE PARTS" MEANS EXTERNAL GENITALIA OR THE".

Reletter succeeding paragraph accordingly.

Page 4, line 1, strike "OR THE BUTTOCKS".

Page 4, after line 8 insert:

"18-7-108. Posting a private image for pecuniary gain - definitions. (1) (a) AN ACTOR WHO IS EIGHTEEN YEARS OF AGE OR OLDER COMMITS THE OFFENSE OF POSTING A PRIVATE IMAGE FOR PECUNIARY GAIN IF HE OR SHE POSTS OR DISTRIBUTES THROUGH SOCIAL MEDIA OR ANY WEB SITE ANY PHOTOGRAPH, VIDEO, OR OTHER IMAGE DISPLAYING THE PRIVATE INTIMATE PARTS OF AN IDENTIFIED OR IDENTIFIABLE PERSON EIGHTEEN YEARS OF AGE OR OLDER:

(I) WITH THE INTENT TO OBTAIN A PECUNIARY BENEFIT FROM ANY PERSON AS A RESULT OF THE POSTING, VIEWING, OR REMOVAL OF THE PRIVATE IMAGE; AND

(II) (A) WHEN THE ACTOR HAS NOT OBTAINED THE DEPICTED PERSON'S CONSENT; OR

(B) WHEN THE ACTOR KNEW OR SHOULD HAVE KNOWN THAT THE DEPICTED PERSON HAD A REASONABLE EXPECTATION THAT THE IMAGE WOULD REMAIN PRIVATE.

(b) POSTING A PRIVATE IMAGE FOR PECUNIARY GAIN IS A CLASS 1 MISDEMEANOR.

(c) NOTWITHSTANDING THE PROVISIONS OF SECTION 18-1.3-501 (1) (a), IN ADDITION TO ANY OTHER SENTENCE THE COURT MAY IMPOSE, THE COURT SHALL FINE THE DEFENDANT UP TO TEN THOUSAND DOLLARS. THE FINES COLLECTED PURSUANT TO THIS PARAGRAPH (b) SHALL BE CREDITED TO THE CRIME VICTIM COMPENSATION FUND CREATED IN SECTION 24-4.1-117, C.R.S.

(2) IT SHALL NOT BE AN OFFENSE UNDER THIS SECTION IF THE PHOTOGRAPH, VIDEO, OR IMAGE IS RELATED TO A NEWSPORTHY EVENT.

(3) NOTHING IN THIS SECTION PRECLUDES PUNISHMENT UNDER ANY SECTION OF LAW PROVIDING FOR GREATER PUNISHMENT.

(4) (a) AN INDIVIDUAL WHOSE PRIVATE INTIMATE PARTS HAVE BEEN POSTED IN ACCORDANCE WITH THIS SECTION MAY BRING A CIVIL ACTION AGAINST THE PERSON WHO CAUSED THE POSTING OF THE PRIVATE IMAGES AND IS ENTITLED TO INJUNCTIVE RELIEF, THE GREATER OF TEN THOUSAND DOLLARS OR ACTUAL DAMAGES INCURRED AS A RESULT OF THE POSTING OF THE PRIVATE IMAGES, EXEMPLARY DAMAGES, AND REASONABLE ATTORNEY'S FEES AND COSTS.

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(b) AN INDIVIDUAL WHOSE PRIVATE INTIMATE PARTS HAVE BEEN POSTED IN ACCORDANCE WITH THIS SECTION SHALL RETAIN A PROTECTABLE RIGHT OF AUTHORSHIP REGARDING THE COMMERCIAL USE OF THE PRIVATE IMAGE.

(5) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO IMPOSE LIABILITY ON THE PROVIDER OF AN INTERACTIVE COMPUTER SERVICE, AS DEFINED IN THE 47 U.S.C. 230 (f) (2), AN INFORMATION SERVICE, AS DEFINED IN 47 U.S.C. 153, OR A TELECOMMUNICATIONS SERVICE, AS DEFINED IN 47 U.S.C. 153, FOR CONTENT PROVIDED BY ANOTHER PERSON.

(6) FOR PURPOSES OF THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "NEWSWORTHY EVENT" MEANS A MATTER OF PUBLIC INTEREST, PUBLIC CONCERN, OR RELATED TO PUBLIC FIGURE WHO IS INTIMATELY INVOLVED IN THE RESOLUTION OF IMPORTANT PUBLIC QUESTIONS, OR BY REASON OF HIS OR HER FAME SHAPE EVENTS IN AREAS OF CONCERN TO SOCIETY.

(b) "PRIVATE INTIMATE PARTS" MEANS EXTERNAL GENITALIA OR THE PERINEUM OR THE ANUS OR THE PUBES OF ANY PERSON OR THE BREAST OF A FEMALE.

(c) "SOCIAL MEDIA" MEANS ANY ELECTRONIC MEDIUM, INCLUDING AN INTERACTIVE COMPUTER SERVICE, TELEPHONE NETWORK, OR DATA NETWORK, THAT ALLOWS USERS TO CREATE, SHARE, AND VIEW USER-GENERATED CONTENT, INCLUDING BUT NOT LIMITED TO VIDEOS, STILL PHOTOGRAPHS, BLOGS, VIDEO BLOGS, PODCASTS, INSTANT MESSAGES, ELECTRONIC MAIL, OR INTERNET WEB SITE PROFILES."

Page 4, line 14, strike "IMAGE IN VIOLATION OF SECTION 18-7-107, C.R.S.," and substitute "IMAGE FOR HARASSMENT IN VIOLATION OF SECTION 18-7-107, C.R.S., OR POSTING A PRIVATE IMAGE FOR PECUNIARY GAIN IN VIOLATION OF SECTION 18-7-108, C.R.S.,".

Page 4, strike lines 23 through 27 and substitute:

"(b) (I) UPON THE FILING OF A PETITION, THE COURT SHALL REVIEW THE PETITION AND DETERMINE WHETHER THE PETITION IS SUFFICIENT ON ITS FACE. IF THE COURT DETERMINES THAT THE PETITION ON ITS FACE IS INSUFFICIENT OR IF THE COURT DETERMINES THAT, AFTER TAKING JUDICIAL NOTICE OF MATTERS OUTSIDE THE PETITION, THE PETITIONER IS NOT ENTITLED TO RELIEF UNDER THIS SECTION, THE COURT SHALL ENTER AN ORDER DENYING THE PETITION AND MAIL A COPY OF THE ORDER TO THE PETITIONER OR, AS PERMITTED, SERVE THE ORDER UNDER SUPREME COURT RULES. THE COURT'S ORDER SHALL SPECIFY THE REASONS FOR THE DENIAL OF THE PETITION.

(II) IF THE COURT DETERMINES THAT THE PETITION IS SUFFICIENT ON ITS FACE AND THAT NO OTHER GROUNDS EXIST AT THAT TIME FOR THE COURT TO DENY THE PETITION UNDER THIS SECTION, THE COURT SHALL SET A DATE FOR A HEARING, AND THE PETITIONER SHALL NOTIFY THE PROSECUTING ATTORNEY BY CERTIFIED MAIL AT LEAST TEN DAYS PRIOR TO THE HEARING, THE ARRESTING AGENCY, AND ANY OTHER PERSON OR AGENCY IDENTIFIED BY THE PETITIONER. EXCEPT AS PROVIDED FOR IN SECTION 18-1.3-101 (10) (c), C.R.S., AFTER THE HEARING DESCRIBED IN THIS SUBPARAGRAPH (II) IS CONDUCTED AND IF THE COURT FINDS THAT THE HARM TO THE PRIVACY OF THE PETITIONER OR DANGERS OF UNWARRANTED ADVERSE CONSEQUENCES TO THE PETITIONER OUTWEIGH THE PUBLIC INTEREST IN RETAINING THE RECORDS, THE COURT MAY ORDER SUCH RECORDS, EXCEPT BASIC IDENTIFICATION INFORMATION, TO BE SEALED."

Page 5, strike line 1.

Page 9, line 15, after "IMAGE" insert "FOR HARASSMENT".

Page 9, line 16, after "C.R.S.," insert "OR POSTING A PRIVATE IMAGE FOR PECUNIARY GAIN IN VIOLATION OF SECTION 18-7-108, C.R.S.,".

Page 9, strike lines 25 through 27 and substitute:

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"(b) UPON THE FILING OF A PETITION, THE COURT SHALL REVIEW THE PETITION AND DETERMINE WHETHER THE PETITION IS SUFFICIENT ON ITS FACE. IF THE COURT DETERMINES THAT THE PETITION ON ITS FACE IS INSUFFICIENT OR IF THE COURT DETERMINES THAT, AFTER TAKING JUDICIAL NOTICE OF MATTERS OUTSIDE THE PETITION, THE PETITIONER IS NOT ENTITLED TO RELIEF UNDER THIS SECTION, THE COURT SHALL ENTER AN ORDER DENYING THE PETITION AND MAIL A COPY OF THE ORDER TO THE PETITIONER OR, AS PERMITTED, SERVE THE ORDER UNDER SUPREME COURT RULES. THE COURT'S ORDER SHALL SPECIFY THE REASONS FOR THE DENIAL OF THE PETITION.

(c) IF THE COURT DETERMINES THAT THE PETITION IS SUFFICIENT ON ITS FACE AND THAT NO OTHER GROUNDS EXIST AT THAT TIME FOR THE COURT TO DENY THE PETITION UNDER THIS SECTION, THE COURT SHALL SET A DATE FOR A HEARING, AND THE PETITIONER SHALL NOTIFY THE PROSECUTING ATTORNEY BY CERTIFIED MAIL AT LEAST TEN DAYS PRIOR TO THE HEARING, THE ARRESTING AGENCY, AND ANY OTHER PERSON OR AGENCY IDENTIFIED BY THE PETITIONER. EXCEPT AS PROVIDED FOR IN SECTION 18-1.3-101 (10) (c), C.R.S., AFTER THE HEARING DESCRIBED IN THIS PARAGRAPH (c) IS CONDUCTED AND IF THE COURT FINDS THAT THE HARM TO THE PRIVACY OF THE PETITIONER OR DANGERS OF UNWARRANTED ADVERSE CONSEQUENCES TO THE PETITIONER OUTWEIGH THE PUBLIC INTEREST IN RETAINING THE CONVICTION RECORDS, THE COURT MAY ORDER SUCH RECORDS, EXCEPT BASIC IDENTIFICATION INFORMATION, TO BE SEALED. IN MAKING THIS DETERMINATION, THE COURT SHALL, AT A MINIMUM, CONSIDER THE FACTORS IN SECTION 24-72-604(1) (c)."

Page 10, strike lines 1 through 3.

Strike the Judiciary Committee Report, dated April 30, 2014.

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1388 by Representative(s) Foote and Pettersen; also Senator(s) Steadman--Concerning a civil cause of action for damages that result from an unlawful termination of a pregnancy at any time prior to birth caused by at least reckless conduct without establishing legal personhood at any time prior to a live birth.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1279 by Representative(s) Primavera and Young, Williams, Exum, Kraft-Tharp, Pabon, Rosenthal, Ryden, Wright; also Senator(s) Heath and Scheffel--Concerning the creation of a state income tax credit to reimburse a business for personal property taxes paid in the state, and, in connection therewith, reducing an appropriation.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, April 30, page(s) 1043 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 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SCR14-003 as amended, HB14-1311 as amended, HB14-1373, HB14-1355, HB14-1096 as amended, HB14-1037, HB14-1281 as amended, HB14-1383, HB14-1118 as amended, HB14-1085, HB14-1015, HB14-1301 as amended, HB14-1023, HB14-1387 as amended, HB14-1379, HB14-1378 as amended, HB14-1388, HB14-1279 as amended.

Laid over until Monday, May 5: HB14-1001, HB14-1316

Laid over until Thursday, May 8: HB14-1009.

Lost on second reading: SB14-216.

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:

HB14-1334 by Representative(s) Hamner and Scott; also Senator(s) Jahn and King--Concerning the petroleum cleanup and redevelopment fund.

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.001), by Senator Lambert.

Amend revised bill, page 2, line 18, strike "ASSEMBLY." and substitute "ASSEMBLY; EXCEPT THAT THE USES OF THE FUND FOR THE DEPARTMENT'S COSTS IN ADMINISTERING THIS SUBSECTION (9) ARE SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY."

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **passed**.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-050 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning financial assistance in Colorado hospitals, and, in connection therewith, making and reducing appropriations.

Senator Aguilar moved that the Senate not concur in House amendments to **SB14-050**, as printed in House journal, April 30, page(s) 1307, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The President appointed Senators Aguilar, Chair, Newell, and Roberts as Senate conferees on the first conference committee on **SB14-050**.

SB14-088 by Senator(s) Newell, Crowder; also Representative(s) Kraft-Tharp--Concerning the creation of the suicide prevention commission, and, in connection therewith, making and reducing appropriations.

Laid over until Monday, May 5, retaining its place on the calendar.

SB14-115 by Senator(s) Roberts and Schwartz; also Representative(s) Fischer and Coram--Concerning procedural requirements applicable to state water plans, and, in connection therewith, making and reducing an appropriation.

Senator Schwartz moved that the Senate concur in House amendments to **SB14-115**, as printed in House journal, April 30, page(s) 1308. The motion was **adopted** by the following roll call vote:

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YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-153 by Senator(s) Heath and Cadman, Carroll; also Representative(s) DelGrosso and Hullinghorst, Ferrandino--Concerning compensation of members of the general assembly appointed to and serving on state entities, and, in connection therewith, making and reducing appropriations.

Majority Leader Heath moved that the Senate concur in House amendments to **SB14-153**, as printed in House journal, April 30, page(s) 1308-1309. The motion was **adopted** by the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-166 by Senator(s) Carroll and Rivera; also Representative(s) Tyler and Garcia--Concerning the development of mobile application software in the Colorado office of economic development that users may access to identify local businesses, and, in connection therewith, making and reducing appropriations.

Senator Rivera moved that the Senate concur in House amendments to **SB14-166**, as printed in House journal, April 30, page(s) 1309. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.



RECONSIDERATION OF HB14-1334

HB14-1334 by Representative(s) Hamner and Scott; also Senator(s) Jahn and King--Concerning the petroleum cleanup and redevelopment fund.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB14-1334.

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:

HB14-1334 by Representative(s) Hamner and Scott; also Senator(s) Jahn and King--Concerning the petroleum cleanup and redevelopment fund.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **passed**.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Governor's appointments to the CollegeInvest Board of Directors, University of Colorado Hospital Authority Board of Directors, Air Quality Control Commission, Colorado Commission on the Aging, Colorado Children's Trust Fund Board, and Charter School Institute Board were made Special Orders -- Consent Calendar at 4:45 p.m.

Senate in recess. Senate reconvened.

**SPECIAL ORDERS -- CONSIDERATION OF GOVERNOR'S APPOINTMENTS --
CONSENT CALENDAR**

The hour of 4:45 p.m. having arrived, Majority Leader Heath moved that the following Governor's appointments be confirmed by the following roll call votes:

**MEMBER OF THE
COLLEGEINVEST BOARD OF DIRECTORS**

for a term expiring July 31, 2016:

Kathleen V. Scott of Vail, Colorado, and occasioned by the resignation of Angela A. Gripenstraw of Greenwood Village Colorado, appointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

**MEMBER OF THE
UNIVERSITY OF COLORADO HOSPITAL
AUTHORITY BOARD OF DIRECTORS**

From the Fifth Congressional District: Jerry Rutledge, for a term effective September 1, 2012 and continuing until August 31, 2016 (or until his successor is appointed by the Board of Regents). This will be Mr. Rutledge's second four-year term as a Director of the Hospital Authority.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

**MEMBER OF THE
AIR QUALITY CONTROL COMMISSION**

for a term expiring January 31, 2017:

Peter Butler of Durango, Colorado, to serve as a person with appropriate technical and scientific experience, appointed.

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBER OF THE
COLORADO COMMISSION ON THE AGING

for a term expiring July 1, 2014:

Jeffrey David Moulton of Boulder, Colorado, to serve as a Republican from Congressional District 2, and occasioned by the resignation of Leanne Jo Abdnor of Boulder, Colorado, a Republican from Congressional District 2, appointed;

further, for a term expiring July 1, 2018:

Jeffrey David Moulton of Boulder, Colorado, to serve as a Republican from Congressional District 2, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBERS OF THE
COLORADO CHILDREN'S TRUST FUND BOARD

for terms expiring November 7, 2016:

Jennifer Kelloff of Denver, Colorado, to serve as a member with knowledge of child abuse prevention, appointed;

Lisa Merlino of Broomfield, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

MEMBER OF THE
CHARTER SCHOOL INSTITUTE BOARD

for a term expiring July 1, 2017:

Steven Richard Schneider of Colorado Springs, Colorado, to serve as a member who has experience as a public school administrator with experience working with charter schools and with other board or public service experience, and as a Republican, reappointed.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

COMMITTEE OF REFERENCE REPORTS

Appropriations

After consideration on the merits, the Committee recommends that **SB14-196** be **postponed indefinitely**.

MESSAGE FROM THE HOUSE

May 2, 2014

Madam President:

The House has postponed indefinitely SB14-167. The bill is returned herewith.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, May 2, 2014, at 8:23 a.m.:
SB14-030, 041, 049, 103, 123, 132, 143, 154, 156, 160, 163, 165 and 169.

MESSAGE FROM THE GOVERNOR

May 02, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 80203

Ladies and Gentlemen:

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I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

SB14-146: CONCERNING INFORMATION THAT THE DEPARTMENT OF TRANSPORTATION MAY CONSIDER WHEN CONDUCTING A TRAFFIC INVESTIGATION FOR THE PURPOSE OF DETERMINING THE APPROPRIATE SPEED LIMIT FOR A PORTION OF A STATE HIGHWAY FOR WHICH A MUNICIPALITY HAS PROPOSED A SPEED LIMIT ALTERATION.

Approved May 02, 2014 at 1:41 p.m.

SB14-114: CONCERNING EXPANDING ACCESS FOR ALL STUDENTS TO COLORADO STATE UNIVERSITY - GLOBAL CAMPUS.

Approved May 02, 2014 at 1:53 p.m.

SB14-027: CONCERNING CRIMINAL HISTORY BACKGROUND CHECKS FOR PROFESSIONALS WHO HAVE THE AUTHORITY TO APPEAR IN COURT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 02, 2014 at 1:58 p.m.

SB14-135: CONCERNING THE REPEAL OF CERTAIN PROVISIONS CONCERNING THE PURCHASING OF FIREARMS IN STATES THAT ARE CONTIGUOUS TO COLORADO.

Approved May 02, 2014 at 1:58 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

On motion of Majority Leader Heath, the Senate adjourned until 10:00 a.m., Monday, May 5, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

118th Legislative Day

Monday, May 5, 2014

Prayer	By the chaplain, Father Eustace Sequeira, Regis University Jesuit Community, Denver.	11
Call to Order	By the President <i>pro tem</i> at 10:00 a.m.	13
Pledge	By Senator Scheffel.	16
Roll Call	Present--35	18
Quorum	The President announced a quorum present.	20
Reading of Journal	On motion of Senator Crowder, reading of the Journal of Friday, May 2, 2014, was dispensed with and the Journal was approved as corrected by the Secretary.	22

SENATE SERVICES REPORT

Correctly Engrossed: SB14-202, 213, 215, 217, 221 and 223; SCR14-003; SJR14-039.
Correctly Reengrossed: SB14-180, 211 and 214.
Correctly Revised: HB14-1015, 1023, 1037, 1085, 1096, 1118, 1279, 1281, 1301, 1311, 1355, 1373, 1378, 1379, 1380, 1383, 1387, 1388, 1390.
Correctly Rerevised: HB14-1066, 1156, 1161, 1173, 1214, 1276, 1283, 1334, 1349, 1352, 1365, 1371, 1372 and 1374.

MESSAGE FROM THE HOUSE

May 3, 2014

Madam President:

The House has passed on Third Reading and returns herewith SB14-127, 191, 209, 212.

The House has passed on Third Reading and transmitted to the Revisor of Statutes;
 SB14-206, amended as printed in House Journal, May 2, page 1344.
 SB14-184, amended as printed in House Journal, May 2, pages 1345-1346.
 SB14-186, amended as printed in House Journal, May 2, pages 1344-1345.

The House has voted not to concur in the Senate amendments to HB14-1180 and requests that a conference committee be appointed. The Speaker has appointed Representatives Becker, chairman, Wilson, and Fischer as House conferees on the First Conference Committee on HB14-1180. The bill is transmitted herewith.

The House has voted not to concur in the Senate amendments to HB14-1298 and requests that a conference committee be appointed. The Speaker has appointed Representatives Hamner, chairman, Buckner, and Murray as House conferees on the First Conference Committee on HB14-1298. The House has voted to grant the House conferees on the First Conference Committee on HB14-1298 to consider matters not at issue between the two houses. The bill is transmitted herewith.

MESSAGE FROM THE REVISOR OF STATUTES

May 5, 2014

We herewith transmit:

Without comment, as amended, SB14-184, 186, and 206.

On motion of Majority Leader Heath, 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:

HB14-1390 by Representative(s) Duran and Gardner; also Senator(s) Brophy and Zenzinger-- Concerning the legal standing of a member of the public in challenging a violation of the open meetings 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Jahn, Kefalas and Steadman.

HB14-1380 by Representative(s) Gardner and Fields; also Senator(s) Nicholson--Concerning the Colorado coroners standards and training board, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder, King, Newell and Todd.

SB14-217 by Senator(s) Carroll and Cadman; also Representative(s) Hullinghorst and DelGrosso-- Concerning methods to promote transparency in connection with public disclosure by lobbyists, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, Kefalas, Kerr, Newell, Steadman and Todd.

SB14-213 by Senator(s) Johnston; also Representative(s) Conti--Concerning increasing the statutes of limitations for commencing proceedings against a person who, after committing a vehicular homicide, leaves the scene of the accident, 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	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Guzman, Heath, Herpin, Jones, Kefalas, Kerr, King, Lambert, Newell, Rivera, Roberts, Schwartz, Tochtrop 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:

HB14-1089 by Representative(s) Hamner; also Senator(s) Schwartz--Concerning the qualification for a person to use the 10th mountain division license plate.

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.015), by Senator Crowder.

Amend rerevised bill, page 2, strike lines 9 through 24 and substitute:

"(e) (I) THE "10TH MOUNTAIN DIVISION" LICENSE PLATE IS HEREBY CONVERTED TO A "SUPPORT THE 10TH MOUNTAIN DIVISION" LICENSE PLATE. THE DEPARTMENT SHALL PLACE THE WORD "SUPPORT" PROMINENTLY ON THE PLATE TO INDICATE THAT THE OWNER SUPPORTS THE 10TH MOUNTAIN DIVISION. WHEN THE REGISTRATION OF A MOTOR VEHICLE ASSIGNED A "10TH MOUNTAIN DIVISION" LICENSE PLATE EXPIRES, THE DEPARTMENT SHALL REPLACE THE PLATE WITH A "SUPPORT THE 10TH MOUNTAIN DIVISION" LICENSE PLATE UNLESS THE OWNER QUALIFIES FOR A "10TH MOUNTAIN DIVISION" LICENSE PLATE UNDER SECTION 42-3-213. THE DEPARTMENT SHALL NOT CHARGE THE FEES IMPOSED IN SECTION 42-3-207 OR SECTION 42-3-312 TO REPLACE THE CURRENT "10TH MOUNTAIN DIVISION" LICENSE PLATE WITH THE "SUPPORT THE 10TH MOUNTAIN DIVISION" LICENSE PLATE.

(II) THE DEPARTMENT SHALL NOT ISSUE A "SUPPORT THE 10TH MOUNTAIN DIVISION" LICENSE PLATE UNLESS AN APPLICANT PROVIDES A CERTIFICATE ISSUED BY THE 10TH MOUNTAIN DIVISION FOUNDATION, INC., OR A SUCCESSOR ORGANIZATION, CONFIRMING THAT THE PERSON MEETS THE QUALIFICATIONS ESTABLISHED BY THE FOUNDATION FOR THE LICENSE PLATE. THE 10TH MOUNTAIN DIVISION FOUNDATION, INC., MAY REQUIRE SPECIFIC LEVELS OF CONTRIBUTIONS TO A 10TH-MOUNTAIN-DIVISION GRANT FUND OF NOT LESS THAN FIFTEEN DOLLARS AND NOT MORE THAN ONE HUNDRED DOLLARS TO QUALIFY FOR THE PLATE.

(III) ON OR AFTER JANUARY 1, 2016, THE DEPARTMENT SHALL NOT RENEW THE REGISTRATION OF A "SUPPORT THE 10TH MOUNTAIN DIVISION" LICENSE PLATE THAT WAS ISSUED AFTER THE EFFECTIVE DATE OF THIS SUBPARAGRAPH (III) UNLESS THE PERSON MEETS THE QUALIFICATIONS ESTABLISHED BY THE 10TH MOUNTAIN DIVISION FOUNDATION, INC., OR A SUCCESSOR ORGANIZATION, TO RENEW THE LICENSE PLATE. THE 10TH MOUNTAIN DIVISION FOUNDATION, INC., MAY REQUIRE SPECIFIC LEVELS OF CONTRIBUTIONS TO A 10TH-MOUNTAIN-DIVISION GRANT FUND OF NOT LESS THAN FIFTEEN DOLLARS AND NOT MORE THAN ONE HUNDRED DOLLARS TO RENEW THE PLATE.

(IV) (A) THE 10TH MOUNTAIN DIVISION FOUNDATION, INC., OR ITS SUCCESSOR ORGANIZATION SHALL AWARD GRANTS FROM THE 10TH-MOUNTAIN-DIVISION GRANT FUND TO FUND PROGRAMS, ACTIVITIES, AND EVENTS THAT SUPPORT VETERANS AND PRESERVE AND PROMOTE THE HISTORY AND SPIRIT OF PUBLIC SERVICE OF THE 10TH MOUNTAIN DIVISION.

(B) The 10TH MOUNTAIN DIVISION FOUNDATION, INC., OR ITS SUCCESSOR ORGANIZATION SHALL FILE AN ANNUAL STATEMENT VERIFYING THAT IT IS A NONPROFIT ORGANIZATION. THE STATEMENT IS MADE UNDER PENALTY OF PERJURY WITH THE DEPARTMENT.

(C) IF THE DEPARTMENT GIVES AT LEAST SEVEN DAYS' NOTICE, THE DEPARTMENT OF REVENUE MAY AUDIT, DURING NORMAL BUSINESS HOURS, THE RECORDS AND BOOKS OF THE 10TH MOUNTAIN DIVISION FOUNDATION, INC., CONCERNING THE 10TH-MOUNTAIN-DIVISION GRANT FUND. THE AUDIT MUST TAKE PLACE WHERE THE RECORDS ARE NORMALLY KEPT OR AT A PLACE AGREEABLE TO BOTH THE DEPARTMENT AND THE FOUNDATION.

SECTION 2. In Colorado Revised Statutes, 42-3-213, **amend** (1) (a) (XXV) and (1) (a) (XXVI); and **add** (1) (a) (XXVII) and (28) as follows:

42-3-213. Special plates - military veterans - rules - retirement. (1) (a) The department shall issue one or more sets of special license plates to the following persons who own a truck that does not exceed sixteen thousand pounds empty weight, a passenger car, a motorcycle, or a noncommercial or recreational vehicle:

(XXV) An honorably discharged, retired, reserve, or active member of the Navy SEALs; **or**

(XXVI) A natural person who supports the civil air patrol; **OR**

(XXVII) AN HONORABLY DISCHARGED, RETIRED, RESERVE, OR ACTIVE MEMBER OF THE 10TH MOUNTAIN DIVISION OF THE UNITED STATES ARMY.

(28) **Veteran, reserve member, or active member of the 10th mountain division of the United States Army.** (a) THE DEPARTMENT SHALL DESIGN THE "10TH MOUNTAIN DIVISION" LICENSE PLATE TO INDICATE THAT AN OWNER OF A MOTOR VEHICLE TO WHICH THE PLATE IS

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ATTACHED IS A VETERAN, A RESERVE MEMBER, OR AN ACTIVE MEMBER OF THE 10TH MOUNTAIN DIVISION OF THE UNITED STATES ARMY.

(b) A NATURAL PERSON WHO MEETS THE CONDITIONS ESTABLISHED IN SUBPARAGRAPH (XXVII) OF PARAGRAPH (a) OF SUBSECTION (1) OF THIS SECTION MAY USE A "10TH MOUNTAIN DIVISION" LICENSE PLATE. TO QUALIFY FOR THE LICENSE PLATE, AN APPLICANT MUST SUBMIT A DD214 FORM ISSUED BY THE UNITED STATES GOVERNMENT OR OTHER EVIDENCE SUFFICIENT TO DEMONSTRATE THAT THE APPLICANT IS A VETERAN, A RESERVE MEMBER, OR AN ACTIVE MEMBER OF THE 10TH MOUNTAIN DIVISION OF THE UNITED STATES ARMY.

(c) BY JANUARY 1, 2016, THE DEPARTMENT SHALL REQUIRE EACH HOLDER OF A "10TH MOUNTAIN DIVISION" LICENSE PLATE TO EITHER SUBMIT THE EVIDENCE OF QUALIFICATION REQUIRED BY PARAGRAPH (b) OF THIS SUBSECTION (28) OR RETURN THE PLATE TO THE DEPARTMENT."

Renumber succeeding sections accordingly.

Senate in recess. Senate reconvened.

The amendment was **passed** on the following roll call vote:

YES	19	NO	16	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	18	NO	17	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	N	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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: Heath, Kerr, Johnston and Nicholson.

SB14-223

by Senator(s) Nicholson and Cadman, Carroll, Heath, Steadman; also Representative(s) Gerou and Young--Concerning the payment by the state of legal claims arising in connection with the lower north fork wildfire, and, in connection therewith, making and reducing appropriations.

A majority of those elected to the Senate having voted in the affirmative, Senator Nicholson was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.003), by Senators Nicholson and Cadman.

Amend engrossed bill, page 2, strike lines 2 through 17.

Strike page 3.

Page 4, strike lines 1 through 12 and substitute:

"SECTION 1. In Colorado Revised Statutes, 24-10-114, amend (5) (a) as follows:

24-10-114. Limitations on judgments - recommendation to general assembly - authorization of additional payment - lower north fork wildfire claims - legislative declaration. (5) Notwithstanding the maximum amounts that may be recovered from a public entity set forth in subsection (1) of this section, an amount may be recovered from the state under this article in excess of the maximum amounts only if paragraph (a) or (b) of this subsection (5) applies:

(a) (I) The general assembly acting by bill authorizes payment of all or a portion of any judgment against the state that exceeds the maximum amount. Any claimant may present EITHER proof of judgment OR AN ORDER OF A DISTRICT COURT GRANTING A CLAIMANT'S REQUEST FOR ENTRY OF JUDGMENT IN THE AMOUNT OF AN AWARD OF DAMAGES RECOMMENDED BY A SPECIAL MASTER OR A COMPARABLE ORDER to the general assembly and request payment of that portion of the judgment which OR ORDER THAT exceeds the maximum amount. Any portion of a SUCH judgment OR ORDER approved for payment by the general assembly shall be paid from the general fund.

(II) PURSUANT TO SUBPARAGRAPH (I) OF THIS PARAGRAPH (a), THE GENERAL ASSEMBLY HEREBY APPROVES PAYMENT OF THE TOTAL CLAIMS SPECIFIED IN THE TABLE CONTAINED IN SECTION 2 OF SENATE BILL 14-223, ENACTED IN 2014. UPON ENACTMENT OF SENATE BILL 14-223 AND THE SATISFACTION OF THE CONDITIONS SPECIFIED IN THIS PARAGRAPH (a), THE OFFICE OF THE STATE CONTROLLER SHALL MAKE SUCH PAYMENT FROM THE TOTAL CLAIMS TO BE PAID EACH CLAIMANT SPECIFIED IN THE TABLE NO LATER THAN SEPTEMBER 1, 2014."

Page 4, line 13, after "(III)" insert "(A)".

Page 4, line 17, strike "(IV)" and substitute "(B)".

Page 4, line 18, strike "(c)," and substitute "(a),".

Page 4, line 27, strike "(c)," and substitute "(a),".

Page 5, line 1, strike "(V)" and substitute "(C)".

Page 5, line 2, strike "(c)" and substitute "(a)".

Page 8, strike lines 24 and 25 and substitute:

"administrative costs, for payment of all or any portion of any judgment against the state that exceeds the maximum amount pursuant to section 24-10-114 (5) (a), Colorado".

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Grantham, Guzman, Herpin, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lundberg, Rivera, Roberts, Scheffel, Schwartz, Tochtrop, Todd and Ulibarri.

SB14-202 by Senator(s) Kerr; also Representative(s) Tyler--Concerning modifications to the requirements applicable to the school energy loan program.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Heath, Johnston, Jones, Schwartz, Todd and Ulibarri.

SB14-221 by Senator(s) Kerr and Zenzinger, Todd; also Representative(s) Hamner and Young--Concerning reducing the frequency of administering the statewide assessment in social studies, and, in connection therewith, reducing 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	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Newell, Nicholson and Schwartz.

SB14-215 by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Duran and Gerou, May--
Concerning the disposition of moneys collected by the state in connection with the legal
marijuana industry, 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.010), by Senator Steadman.

Amend engrossed bill, page 12, strike lines 7 through 10 and substitute:

"(b) ON JUNE 30, 2015, SIX MILLION NINE HUNDRED TWENTY-TWO THOUSAND FIVE HUNDRED DOLLARS."

Page 14, line 4, before "PROMULGATE" insert "THAT".

Page 14, strikes line 9 and 10 and substitute "TO ALIGN THE PROGRAMMING AND REGULATIONS PROVIDED BY EACH EXECUTIVE BRANCH DEPARTMENT TO MAXIMIZE EFFICIENCY AND ENSURE COORDINATED STRATEGIES IN THE GOVERNMENT'S RESPONSE TO THE LEGALIZATION OF MARIJUANA."

Page 15, strike lines 4 and 5 and substitute "CAMPAIGNS MANAGED BY A STATE AGENCY."

Page 19, strike line 13 and substitute "A STATE AGENCY."

Page 30, strike line 13 and substitute "the fiscal year beginning July1, 2014, the sum of \$9,818,550,".

Page 30, strike lines 17 and 18 and substitute "organizations. Of said sum, \$4,500,000 is from the general fund and \$5,318,550 is from federal funds."

Page 32, strike line 27 and substitute "fiscal year beginning July 1, 2014, the sum of \$5,500,181 and".

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jones, Newell, Nicholson, Schwartz and Todd.

HB14-1311 by Representative(s) Garcia and Dore, Becker, Coram, DelGrosso, Fields, Gardner, Gerou, Hamner, Kraft-Tharp, Landgraf, Lawrence, Lee, McLachlan, Mitsch Bush, Moreno, Murray, Navarro, Nordberg, Rankin, Rosenthal, Salazar, Schafer, Stephens, Swalm, Tyler, Vigil, Williams, Wright, Young; also Senator(s) Steadman and Crowder, Grantham, Hodge, Kerr, Rivera, Tochtrop--Concerning the credit against the state income tax for the costs incurred in connection with the preservation of historic structures, 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	27	NO	8	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Guzman, Johnston, Jones, Kefalas, Newell and Schwartz.

HB14-1373 by Representative(s) Lebsock and Scott, Court, Coram, Duran, Exum, Fischer, Foote, Garcia, Ginal, Hullinghorst, Kraft-Tharp, Lee, McCann, McNulty, Melton, Moreno, Murray, Pabon, Primavera, Rosenthal, Ryden, Salazar, Schafer, Singer, Sonnenberg, Tyler, Vigil, Williams, Wright, Young; also Senator(s) Crowder and Zenzinger, Tochtrop, Johnston, Kefalas, Guzman, Lundberg, Jones, Balmer, Todd, Roberts, Rivera--Concerning individuals who may claim the property tax exemption for qualifying seniors and disabled veterans.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Herpin, Kerr, Newell, Nicholson and Ulibarri.

HB14-1355 by Representative(s) Kagan and Gardner; also Senator(s) Guzman and King--Concerning department of corrections reentry initiatives for successful reintegration of adult offenders into the community, 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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Jahn, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Roberts, Schwartz, Steadman, Tochtrop, Todd and Ulibarri.

HB14-1096 by Representative(s) Vigil, Garcia, Salazar; also Senator(s) Schwartz--Concerning an underfunded courthouse facilities grant program, 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	26	NO	9	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, King, Nicholson, Rivera and Steadman.

HB14-1037 by Representative(s) Landgraf, Gardner, Murray, Stephens; also Senator(s) Baumgardner, Aguilar--Concerning enforcement of laws against designer drugs, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder, Herpin, Jahn, King, Newell, Rivera, Schwartz and Todd.

HB14-1281 by Representative(s) Ginal and Joshi, Wright, Buck, Court, Fields, Holbert, Humphrey, Landgraf, McCann, McNulty, Schafer, Stephens; also Senator(s) Rivera and Aguilar-- Concerning the allowance for terminally ill patients to have access to investigational products that have not been approved by the federal food and drug administration that other patients have access to when they participate in clinical trials.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Brophy, Crowder, Guzman, Heath, Herpin, Hill, Jahn, Jones, Kerr, King, Lambert, Lundberg, Newell, Nicholson, Roberts, Schwartz, Tochtrop, Todd and Zenzinger.

SCR14-003 by Senator(s) Hodge; also Representative(s) Rosenthal, Landgraf--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning local determination of county officer salaries, and, in connection therewith, authorizing counties to establish salaries for county commissioners, sheriffs, treasurers, assessors, clerks, coroners, and surveyors; divesting the general assembly of that function; and directing the general assembly to create citizens' commissions in each county for the purpose of regularly evaluating county officer salaries.

The question being "Shall the concurrent resolution pass?", the roll call was taken with the following result:

YES	23	NO	12	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	N
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	N
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	N	Roberts	Y		

Less than a constitutional two-thirds of all members elected to the Senate having voted in the affirmative, the concurrent resolution **lost**.

HB14-1383 by Representative(s) Williams, Becker, Buckner, Court, Duran, Exum, Ferrandino, Fischer, Garcia, Ginal, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, May, McCann, Melton, Moreno, Peniston, Primavera, Rosenthal, Ryden, Salazar, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Tochtrop and Ulibarri--Concerning the required number of physicians that must be provided to an injured employee for selection of a treating physician in workers' compensation cases.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	Y	Roberts	N		

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, Nicholson and Zenzinger.

HB14-1118 by Representative(s) Wilson; also Senator(s) Todd--Concerning the creation of the advanced placement incentives 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	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Guzman, Kefalas, Newell, Nicholson, Schwartz and Tochtrop.

HB14-1085 by Representative(s) Fields, Exum, Pettersen; also Senator(s) Zenzinger, Todd, Kefalas, Ulibarri--Concerning adult education, and, in connection therewith, creating the adult education and literacy grant program to provide state moneys for adult education programs that participate in workforce development partnerships and making and reducing appropriations.

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	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Kerr, Newell, Nicholson, Roberts, Schwartz, Steadman and Tochtrop.

HB14-1015 by Representative(s) Kraft-Tharp; also Senator(s) Kerr--Concerning an extension of the transitional jobs program, 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	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Newell, Nicholson, Rivera, Schwartz, Tochtrop, Todd and Zenzinger.

HB14-1301 by Representative(s) Mitsch Bush, Becker, Foote, Gardner, Hulinghorst, Lawrence, McLachlan, Melton, Pabon, Rankin, Schafer, Tyler, Williams, Young; also Senator(s) Kerr, Jones, Todd--Concerning the safe routes to school program, and, in connection therewith, making and reducing appropriations.

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.010), by Senator Crowder.

Amend revised bill, page 5, after line 9, insert:

"(c) PRIOR TO SUBMITTING AN APPLICATION FOR A GRANT PURSUANT TO THIS SECTION, A PERSON SHALL SUBMIT TO THE DIVISION OF PARKS AND WILDLIFE IN THE DEPARTMENT OF NATURAL RESOURCES AN APPLICATION FOR FUNDING PURSUANT TO ARTICLE XXVII OF THE STATE CONSTITUTION. THE DEPARTMENT SHALL AWARD A GRANT PURSUANT TO THIS SECTION ONLY IF THE APPLICANT CAN SHOW THAT THE APPLICANT SUBMITTED A REQUEST TO THE DIVISION OF PARKS AND WILDLIFE AND THAT THE REQUEST WAS DENIED."

The amendment was **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	N	Newell	N	Todd	N
Crowder	Y	Johnston	N	Nicholson	N	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	N	Rivera	Y	President	N
Harvey	Y	Kerr	N	Roberts	Y		

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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, King and Nicholson.

HB14-1023 by Representative(s) Lee, Kagan; also Senator(s) Ulibarri, Guzman, Steadman--Concerning the provision of social workers to juveniles, 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	20	NO	15	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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, Newell, Nicholson, Schwartz, Tochtrop and Todd.

HB14-1387 by Representative(s) Szabo and Fischer, Vigil; also Senator(s) Schwartz, Jahn--Concerning revisions of capital related statutes in the Colorado Revised Statutes, and, in connection therewith, amending or repealing obsolete, inconsistent, and conflicting provisions of law and clarifying the language to reflect legislative intent and current application of the law.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

HB14-1379 by Representative(s) McCann; also Senator(s) Kerr--Concerning clarifying the application of spousal maintenance statutes.

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	King	N	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Newell, Todd and Zenzinger.

HB14-1378 by Representative(s) Stephens and Pabon, Fischer, Landgraf, McNulty, Navarro, Szabo; also Senator(s) King and Hodge--Concerning prohibiting the posting of a private image on social media without consent to cause serious emotional distress.

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.024), by Senator Johnston.

Amend revised bill, page 2, line 11, strike "OR" and substitute "AND".

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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: Heath, Herpin, Johnston, Jones, Lambert, Newell, Rivera and Todd.

HB14-1388 by Representative(s) Foote and Pettersen; also Senator(s) Steadman--Concerning a civil cause of action for damages that result from an unlawful termination of a pregnancy at any time prior to birth caused by at least reckless conduct without establishing legal personhood at any time prior to a live birth.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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, Nicholson, Tochtrop and Ulibarri.

HB14-1279 by Representative(s) Primavera and Young, Williams, Exum, Kraft-Tharp, Pabon, Rosenthal, Ryden, Wright; also Senator(s) Heath and Scheffel--Concerning the creation of a state income tax credit to reimburse a business for personal property taxes paid in the 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	N
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Jahn, Johnston, Kefalas, Newell and Rivera.

RECONSIDERATION OF HB14-1373

HB14-1373 by Representative(s) Lebsock and Scott, Court, Coram, Duran, Exum, Fischer, Foote, Garcia, Ginal, Hullinghorst, Kraft-Tharp, Lee, McCann, McNulty, Melton, Moreno, Murray, Pabon, Primavera, Rosenthal, Ryden, Salazar, Schafer, Singer, Sonnenberg, Tyler, Vigil, Williams, Wright, Young; also Senator(s) Crowder and Zenzinger, Tochtrop, Johnston, Kefalas, Guzman, Lundberg, Jones, Balmer, Todd, Roberts, Rivera--Concerning individuals who may claim the property tax exemption for qualifying seniors and disabled veterans.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB14-1373.

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:

HB14-1373 by Representative(s) Lebsock and Scott, Court, Coram, Duran, Exum, Fischer, Foote, Garcia, Ginal, Hullinghorst, Kraft-Tharp, Lee, McCann, McNulty, Melton, Moreno, Murray, Pabon, Primavera, Rosenthal, Ryden, Salazar, Schafer, Singer, Sonnenberg, Tyler, Vigil, Williams, Wright, Young; also Senator(s) Crowder and Zenzinger, Tochtrop, Johnston, Kefalas, Guzman, Lundberg, Jones, Balmer, Todd, Roberts, Rivera--Concerning individuals who may claim the property tax exemption for qualifying seniors and disabled veterans.

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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: King.

RECONSIDERATION OF SCR14-003

SCR14-003 by Senator(s) Hodge; also Representative(s) Rosenthal, Landgraf--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning local determination of county officer salaries, and, in connection therewith, authorizing counties to establish salaries for county commissioners, sheriffs, treasurers, assessors, clerks, coroners, and surveyors; divesting the general assembly of that function; and directing the general assembly to create citizens' commissions in each county for the purpose of regularly evaluating county officer salaries.

Having voted on the prevailing side, Senator Scheffel moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on SCR14-003.

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:

SCR14-003 by Senator(s) Hodge; also Representative(s) Rosenthal, Landgraf--Submitting to the registered electors of the state of Colorado an amendment to the Colorado constitution concerning local determination of county officer salaries, and, in connection therewith, authorizing counties to establish salaries for county commissioners, sheriffs, treasurers, assessors, clerks, coroners, and surveyors; divesting the general assembly of that function; and directing the general assembly to create citizens' commissions in each county for the purpose of regularly evaluating county officer salaries.

The question being "Shall the concurrent resolution pass?", the roll call was taken with the following result:

YES	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	N
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	N
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	N	Roberts	Y		

Less than a constitutional two-thirds of all members elected to the Senate having voted in the affirmative, the concurrent resolution **lost**.

RECONSIDERATION OF HB14-1279

HB14-1279 by Representative(s) Primavera and Young, Williams, Exum, Kraft-Tharp, Pabon, Rosenthal, Ryden, Wright; also Senator(s) Heath and Scheffel--Concerning the creation of a state income tax credit to reimburse a business for personal property taxes paid in the state.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB14-1279.

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:

HB14-1279 by Representative(s) Primavera and Young, Williams, Exum, Kraft-Tharp, Pabon, Rosenthal, Ryden, Wright; also Senator(s) Heath and Scheffel--Concerning the creation of a state income tax credit to reimburse a business for personal property taxes paid in the state.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	N
Grantham	Y	Jones	N	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1394, HB14-1361, HB14-1367, HB14-1351, HB14-1309, HB14-1002, and SB14-222 were made Special Orders -- Consent Calendar at 11:55 a.m.

Upon request of Majority Leader Heath, **HB14-1396** was removed from the General Orders--Second Reading of Bills Consent Calendar of Tuesday, May 6 and was placed at the end of the General Orders--Second Reading of Bills Calendar of Tuesday, May 6.

Senate in recess. Senate reconvened.

Committee of the Whole The hour of 11:55 a.m. having arrived, Senator Ulibarri 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 Ulibarri was called to the chair to act as Chairman.

**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:

HB14-1394 by Representative(s) Duran, May, Gerou; also Senator(s) Lambert, Hodge, Steadman-- Concerning the use of disputed payments of tobacco litigation settlement moneys received by the state to reduce the annual amount of accelerated payments allocated from the tobacco litigation settlement cash fund.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1361 by Representative(s) McNulty and Singer, Melton, Dore, Becker, DelGrosso, Gardner, Ginal, Landgraf, Lawrence, McCann, Murray, Navarro, Nordberg, Pabon, Ryden, Saine, Stephens, Swalm, Szabo, Wright; also Senator(s) Guzman and King--Concerning the authority of the state licensing authority to establish equivalencies for retail marijuana products, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1367 by Representative(s) Tyler; also Senator(s) Brophy--Concerning the exemption of autocycles from regulation as motorcycles, and, in connection therewith, defining autocycle, exempting autocycles from motorcycle statutes, requiring autocycles be issued license plates similar to motorcycle license plates, and making an appropriation.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, May 2, page(s) 1100-1101 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1351 by Representative(s) Nordberg and Ryden; also Senator(s) Todd and Herpin, Carroll-- Concerning a requirement that the Colorado office of economic development work to maintain the state's positive relationship with the United States armed forces.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1309 by Representative(s) Gardner; also Senator(s) Steadman--Concerning repurposing the day surgery center at the Denver reception and diagnostic center into an auxiliary medical facility.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1002 by Representative(s) Young; also Senator(s) Jones, Kefalas, Nicholson--Concerning the establishment of a grant program under the "Colorado Water Quality Control Act" to repair water infrastructure impacted by a natural disaster, and, in connection therewith, making an appropriation.

(Amended in general orders as printed in Senate journal, April 17, page(s) 813.)

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, May 2, page(s) 1102 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

SB14-222 by Senator(s) Aguilar; also Representative(s) Gerou--Concerning the duration of a license to use a registration number when auctioned to raise money for the disability-benefit support fund.

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 Ulibarri, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB14-222, HB14-1394, HB14-1361, HB14-1367 as amended, HB14-1351, HB14-1309, HB14-1002 as amended.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1001, HB14-1316, HB14-1360, HB14-1319, HB14-1381, HB14-1385, HB14-1366, HB14-1343, HB14-1384, HB14-1376, HB14-1382, HB14-1102, HB14-1029, and HB14-1396 were made Special Orders at 12:05 p.m.

Senate in recess. Senate reconvened.

Committee of the Whole The hour of 12:05 p.m. having arrived, Senator Ulibarri moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Ulibarri 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:

HB14-1316 by Representative(s) Williams and Salazar, Melton, Becker, Buckner, Court, Duran, Exum, Ferrandino, Fields, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, McCann, McLachlan, Moreno, Pabon, Peniston, Pettersen, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri and Guzman--Concerning methods to determine whether disparities involving certain historically underutilized businesses exist within the state procurement process, and, in connection therewith, commissioning a study to make such determination, requiring the department of personnel to track contracts awarded to historically underutilized businesses, and making and reducing appropriations.

Lost on second reading.

HB14-1360 by Representative(s) Young, Ginal, Primavera, Schafer, Singer; also Senator(s) Aguilar--Concerning the continuation of the regulation of home care agencies by the department of public health and environment, and, in connection therewith, implementing the recommendations of the 2013 sunset report by the department of regulatory agencies, as modified by the legislative sunset committee, and making an appropriation.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, April 30, page(s) 1044 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1319 by Representative(s) Ferrandino and Holbert, Garcia, Szabo, Buckner, Coram, Court, Duran, Fields, Hamner, Humphrey, Joshi, Landgraf, Lawrence, Moreno, Murray, Navarro, Pettersen, Rankin, Salazar, Schafer, Scott, Sonnenberg, Wright, Wilson; also Senator(s) Lambert and Todd, Aguilar, Cadman, Crowder, Grantham, Guzman, Herpin, Johnston, Lundberg, Marble, Newell, Renfroe, Rivera, Scheffel, Tochtrop, Ulibarri--Concerning the creation of an outcomes-based funding model for higher education, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, April 30, page(s) 1040-1041 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, May 1, page(s) 1088 and placed in members' bill files.)

Amendment No. 3(L.039), by Senators Lambert and Todd.

Amend Education Committee Report, dated April 30, 2014, page 1, after line 13 insert:

"Page 10 of the reengrossed bill, line 12, after "COLLEGE" insert "TO ANOTHER INSTITUTION" .".

Page 2 of the committee report, line 6, strike "TUITION"" and substitute "TUITION", FOR PURPOSES OF PARTS 1 AND 2 OF THIS ARTICLE,".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1381 by Representative(s) Fields, Buckner, Duran, Ginal, Hamner, Labuda, Lebsock, May, McCann, Melton, Moreno, Pabon, Pettersen, Salazar, Schafer, Singer; also Senator(s) Todd--Concerning adoption of a school closure plan as a requirement for closing a low-performing public school.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, May 1, page(s) 1094-1095 and placed in members' bill files.)

Amendment No. 2(L.004), by Senator Zenzinger.

Amend the Education Committee Report, dated May 1, 2014, page 1,
strike lines 4 and 5 and substitute:

""(I) A PLAN FOR COMMUNICATING IN WRITING WITH PARENTS,
SCHOOL STAFF,".

Page 2 of the reengrossed bill, after line 23, insert:

""(II) THE PROCEDURES OR MECHANISMS BY WHICH THE LOCAL
SCHOOL BOARD AND THE INSTITUTE WILL SOLICIT AND CONSIDER INPUT
ON THE SCHOOL CLOSURE PROCESS FROM THE STAFF OF THE PUBLIC
SCHOOL, THE LOCAL TEACHERS ASSOCIATION, IF ANY, THE PARENTS OF
THE STUDENTS ENROLLED IN THE PUBLIC SCHOOL, AND THE COMMUNITY
SURROUNDING THE PUBLIC SCHOOL;".

Page 1 of the committee report, line 6, strike ""(II)"" and substitute
""(III)"".

Page 1 of the committee report, line 7, strike ""(III)"" and substitute
""(IV)"".

As amended, ordered revised and placed on the calendar for third reading and final
passage.

HB14-1385 by Representative(s) Priola and Peniston; also Senator(s) Johnston and Rivera--Concerning
creation of high school academic growth awards to correspond to high school athletic
award classifications.

Amendment No. 1(L.004), by Senator Johnston.

Amend reengrossed bill, page 2, line 18, after "THE" insert "PETER
GROFF".

As amended, 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.)

Majority Leader Heath moved that the Committee of the Whole rise, report progress, and
beg leave to sit again. A majority of those elected to the Senate having voted in the
affirmative, the motion was adopted.

Committee of the Whole in recess.

MESSAGE FROM THE HOUSE

May 5, 2014

Madam President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes
HB14-1398, amended as printed in House Journal, May 2, pages 1370-1371.
HB14-1389, amended as printed in House Journal, May 2, pages 1372-1376.
HB14-1395, amended as printed in House Journal, May 2, pages 1377-1378.

MESSAGE FROM THE REVISOR OF STATUTES

May 5, 2014

We herewith transmit:

Without comment, as amended, HB14-1389, 1395, and 1398.

INTRODUCTION OF RESOLUTIONS

The following resolution was read by title:

SJR14-040 by Senator(s) Heath, Carroll, Cadman; also Representative(s) Hullinghorst, Ferrandino, DelGrosso--Concerning the appointment of a joint committee to notify the Governor that the Second Regular Session of the Sixty-ninth General Assembly is about to adjourn sine die.

Laid over until later in the day, retaining its place on the calendar.

The President appointed Senators Schwartz and King as members of the committee to notify the Governor that the Second Regular Session of the Sixty-ninth General Assembly is about to adjourn *sine die*.

INTRODUCTION OF BILLS -- FIRST READING

The following bills were read by title and referred to the committees indicated:

HB14-1389 by Representative(s) Pabon and DelGrosso, Gerou, Holbert, Lebsock, Melton, Moreno, Ryden, Singer, Williams, Wright, Joshi, Young; also Senator(s) Scheffel, Newell-- Concerning a sales and use tax exemption for information technology equipment that is used in certain data centers, and, in connection therewith, making an appropriation.
Business, Labor, & Technology
State, Veterans, & Military Affairs
Finance
Appropriations

HB14-1395 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman-- Concerning information technology budget requests, and, in connection therewith, moving the review and prioritization of information technology budget requests previously requested as capital construction to the joint technology committee, establishing specific deadlines for information technology budget requests, and making an appropriation.
Appropriations

HB14-1398 by Representative(s) Singer; also Senator(s) Steadman and Balmer--Concerning the provision of financial services to licensed marijuana businesses, and, in connection therewith, making an appropriation.
Finance

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Tochtrop, Chair, Schwartz, and Roberts as Senate conferees on the first conference committee on **HB14-1180**.

The President appointed Senators Kerr, Chair, Steadman, and Renfroe as Senate conferees on the first conference committee on **HB14-1298**.

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CONFERENCE COMMITTEE GRANTED FURTHER POWERS

HB14-1298 by Representative(s) Hamner and Buckner; also Senator(s) Kerr and Steadman-- Concerning the financing of public schools, and, in connection therewith, making and reducing appropriations.

Senator Kerr moved that the Senate conferees on the first conference committee on **HB14-1298** 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**.

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

SB14-050 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning financial assistance in Colorado hospitals, and, in connection therewith, making and reducing appropriations.

Senator Aguilar moved that the Senate conferees on the first conference committee on **SB14-050** be granted permission to go beyond the scope of the differences between the two houses.

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of House Amendments to Senate Bills.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-088 by Senator(s) Newell, Crowder; also Representative(s) Kraft-Tharp--Concerning the creation of the suicide prevention commission, and, in connection therewith, making and reducing appropriations.

Senator Newell moved that the Senate not concur in House amendments to **SB14-088**, as printed in House journal, April 30, page(s) 1308, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The President appointed Senators Newell, Chair, Kefalas, and Crowder as Senate conferees on the first conference committee on **SB14-088**.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate granted leave pursuant to Senate Rule 21 (c) for the Committee on Appropriations to meet in the well of the Senate.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB14-1377** be **amended** as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 6, line 26, strike "A".

Page 6, line 27, strike "STRUCTURE" and substitute "OR DEFINED BENEFIT STRUCTURES".

Page 11, line 6, strike "\$21,816" and substitute "\$18,414".

Page 11, line 7, strike "to be allocated for" and substitute "for allocation to".

Page 11, strike lines 8 through 11 and substitute "legislative council personal services for the implementation of this act".

State, Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB14-1028** be **postponed indefinitely**.

Judiciary

After consideration on the merits, the Committee recommends that **HB14-1036** be **amended** as follows, and as so amended, be referred to the Committee on State, Veterans, & Military Affairs with favorable recommendation.

Amend reengrossed bill, page 2, line 11, strike "MISDEMEANOR, BUT IT" and substitute "MISDEMEANOR; EXCEPT THAT:".

Page 2, strike line 12.

Page 2, line 13, strike "THE" and substitute "DRIVING UNDER THE INFLUENCE IS A CLASS 4 FELONY IF THE" and strike "SEVEN" and substitute

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"FIVE".

Page 2, line 19, strike the second "OR" and substitute "AND".

Page 2, strike line 20 and substitute:

"(II) EXCEPT AS DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (a), DRIVING UNDER THE INFLUENCE IS A CLASS 5 FELONY IF THE VIOLATION OCCURRED NOT MORE THAN FIFTEEN YEARS AFTER THE FIRST OF THREE PRIOR CONVICTIONS,".

Page 3, line 8, strike "MISDEMEANOR, BUT IT IS A CLASS" and substitute "MISDEMEANOR; EXCEPT THAT:".

Page 3, strike line 9.

Page 3, line 10, strike "THE" and substitute "DRIVING WHILE ABILITY IMPAIRED IS A CLASS 4 FELONY IF THE" and strike "SEVEN" and substitute "FIVE".

Page 3, line 16, strike the second "OR" and substitute "AND".

Page 3, strike line 17 and substitute:

"(II) EXCEPT AS DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (b), DRIVING WHILE ABILITY IMPAIRED IS A CLASS 5 FELONY IF THE VIOLATION OCCURRED NOT MORE THAN FIFTEEN YEARS AFTER THE FIRST OF THREE PRIOR CONVICTIONS,".

Page 4, line 6, strike "CLASS 4".

Page 5, line 24, strike "MISDEMEANOR, BUT IT IS A" and substitute "MISDEMEANOR; EXCEPT THAT:".

Page 5, strike line 25.

Page 5, line 26, strike "THE" and substitute "DUI PER SE IS A CLASS 4 FELONY IF THE" and strike "SEVEN" and substitute "FIVE".

Page 6, line 5, strike second "OR" and substitute "AND".

Page 6, strike line 6 and substitute:

"(II) EXCEPT AS DESCRIBED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (a), DUI PER SE IS A CLASS 5 FELONY IF THE VIOLATION OCCURRED NOT MORE THAN FIFTEEN YEARS AFTER THE FIRST OF THREE PRIOR CONVICTIONS,".

Page 9, strike line 26 and substitute "SECTION 42-4-1301 (1) (a), (1) (b), AND (2) (a),".

Page 9, line 27, strike "AND (2) (a) (II),".

Page 18, strike lines 17 through 26 and substitute:

"SECTION 9. Act subject to petition - effective date - applicability. (1) This act takes effect July 1, 2015, 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 2014 and, in such case, will take effect on July 1, 2015, or on the date of the official declaration of the vote thereon by the governor, whichever is later.

(2) This act applies to offenses committed on or after the applicable effective date of this act."

Strike page 19.

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MESSAGE FROM THE HOUSE

May 5, 2014

Madam President:

The House has passed on Third Reading and returns herewith SB14-176, 023, 002, 155, 179, 203, 188, 159, 190, 210, 201, 014, 124, 197.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-005, amended as printed in House Journal, May 2, pages 1367-1368. SB14-012, amended as printed in House Journal, May 2, page 1368. SB14-099, amended as printed in House Journal, May 2, page 1368-1369. SB14-003, amended as printed in House Journal, May 2, pages 1369-1370. SB14-192, amended as printed in House Journal, May 2, page 1379. SB14-180, amended as printed in House Journal, May 2, page 1394.

The Speaker has appointed Representatives Moreno, chairman, McCann, and Landgraf as House conferees on the First Conference Committee on SB14-050.

The House has voted to grant the House conferees on the First Conference Committee on SB14-050 to consider matters not at issue between the two houses.

The House has voted to grant the House conferees on the First Conference Committee on HB14-1298 to consider matters not at issue between the two houses.

The House has voted to concur in the Senate amendments to HB14-1334, 1066, 1156, 1214, 1276, 1283, 1352, and has repassed the bills as so amended.

The House has postponed indefinitely SB14-221 and 185. The bill is returned herewith.

MESSAGE FROM THE REVISOR OF STATUTES

May 5, 2014

We herewith transmit:

Without comment, as amended, SB14-003, 005, 012, 099, 180, and 192.

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 **SB14-220** be referred to the Committee on Judiciary with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1369** be referred to the Committee of the Whole with favorable recommendation.

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Judiciary

After consideration on the merits, the Committee recommends that [HB14-1375](#) 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 27 and substitute "(9) (a) introductory portion and (9) (a) (II) as follows:".

Page 5, strike lines 16 through 27.

Page 6, strike lines 1 through 17 and substitute:

"SECTION 3. In Colorado Revised Statutes, add 31-25-107.5 as follows:

31-25-107.5. Report on the tax increment financing of urban renewal projects - definitions - repeal. (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(a) "AFFECTED JURISDICTIONS" MEANS MUNICIPALITIES, COUNTIES, SPECIAL DISTRICTS, AND SCHOOL DISTRICTS.

(b) "UNIVERSITIES" MEANS THE EVERITT REAL ESTATE CENTER AT COLORADO STATE UNIVERSITY AND THE UNIVERSITY OF COLORADO REAL ESTATE COUNCIL.

(c) "URA TIF REPORT" MEANS THE URBAN RENEWAL AUTHORITY TAX INCREMENT FINANCING REPORT.

(2) THE UNIVERSITIES SHALL COLLABORATE IN THE PRODUCTION OF A 2014 URA TIF REPORT THAT ANALYZES THE POSITIVE AND NEGATIVE EFFECTS OF TAX INCREMENT FINANCING BY URBAN RENEWAL AUTHORITIES ON AFFECTED JURISDICTIONS AND THE STATE GENERAL FUND. THE 2014 URA TIF REPORT MUST ADDRESS, WITHOUT LIMITATION, THE FOLLOWING MATTERS:

(a) THE IMPACT ON EXISTING REVENUES AND THE COSTS OF PROVIDING SERVICES WITH RESPECT TO ALL AFFECTED JURISDICTIONS IN THE ABSENCE OF ACTION TO PREVENT AND ELIMINATE BLIGHTED CONDITIONS;

(b) THE VARIOUS IMPACTS ON URBAN RENEWAL PROJECTS RELATIVE TO THE COSTS OF PROVIDING INFRASTRUCTURE AND SERVICES WITH RESPECT TO ALL AFFECTED JURISDICTIONS;

(c) THE REVENUES RECEIVED BY THE AFFECTED JURISDICTIONS RESULTING FROM URBAN RENEWAL PROJECTS EITHER DIRECTLY WITHIN THE URBAN RENEWAL AREA OR AS A RESULT OF DEVELOPMENT OUTSIDE THE URBAN RENEWAL AREA THAT IS GENERATED BY THE URBAN RENEWAL PROJECTS;

(d) THE FRONT-END CONTRIBUTIONS, WHETHER IN TERMS OF MONETARY PAYMENTS OR THE PROVISION OF SERVICES, LAND, OR INFRASTRUCTURE, THAT AFFECTED JURISDICTIONS PROVIDE IN ORDER TO ACHIEVE SUCCESSFUL COMPLETION OF URBAN RENEWAL PROJECTS ; AND

(e) SUCCESSFUL EXAMPLES, WHETHER WITHIN THE STATE OR ACROSS THE NATION, OF AFFECTED JURISDICTIONS COLLABORATING IN THE SHARING OF REVENUES ARISING FROM TAX INCREMENT FINANCING WHILE COVERING THE COSTS OF PROVIDING SERVICES.

(3) IN PRODUCING THE 2014 URA TIF REPORT, THE UNIVERSITIES MAY REQUEST INFORMATION FROM AFFECTED JURISDICTIONS, CONDUCT PUBLIC MEETINGS, AND APPOINT COMMITTEES AND STUDY GROUPS AS DETERMINED APPROPRIATE BY THE UNIVERSITIES.

(4) (a) THE UNIVERSITIES SHALL COMPLETE THE 2014 URA TIF REPORT NOT LATER THAN DECEMBER 1, 2014.

(b) UPON COMPLETION OF THE 2014 URA TIF REPORT, THE UNIVERSITIES SHALL PROVIDE COPIES OF THE SAME TO THE GOVERNOR, THE DIRECTOR OF THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT, THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LOCAL AFFAIRS, AND THE COMMITTEES OF REFERENCE OF THE GENERAL ASSEMBLY EXERCISING JURISDICTION OVER FINANCE AND LOCAL GOVERNMENT.

(5) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2016."

Renumber succeeding section accordingly.

Strike page 7 and substitute:

"(2) Section 1 of this act applies to urban renewal authorities

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created on or after January 1, 2015, and to such authorities for which an urban renewal plan is amended or substantially modified on or after January 1, 2015, if the plan includes an allocation of property tax revenue generated by the mill levy imposed by the county.

(3) Section 2 of this act applies to urban renewal plans adopted or substantially modified on or after January 1, 2015. Substantial modification includes an alteration of urban renewal area boundaries."

Judiciary After consideration on the merits, the Committee recommends that **HB14-1386** be **postponed indefinitely**.

CONFERENCE COMMITTEE GRANTED FURTHER POWERS

SB14-088 by Senator(s) Newell, Crowder; also Representative(s) Kraft-Tharp--Concerning the creation of the suicide prevention commission, and, in connection therewith, making and reducing appropriations.

Senator Newell moved that the Senate conferees on the first conference committee on **SB14-088** 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**.

Committee of the Whole reconvened.

SPECIAL ORDERS -- SECOND READING OF BILLS (cont'd)

HB14-1029 by Representative(s) Primavera, Kraft-Tharp, Lee, Mitsch Bush, Peniston, Tyler; also Senator(s) Todd, Heath, Jones--Concerning a recodification of the laws governing reserved parking for persons with disabilities, and in connection therewith, making and reducing appropriations.

Amendment No. 1, Transportation Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 889-890 and placed in members' bill files.)

Amendment No. 2, Finance Committee Amendment.
(Printed in Senate Journal, May 1, page(s) 1089 and placed in members' bill files.)

Amendment No. 3(L.009), by Senator Todd.

Amend reengrossed bill, page 5, line 22, strike "A" and substitute "AN APPLICATION AND RENEWAL".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1366 by Representative(s) Singer and McNulty, Dore, Becker, Gardner, Ginal, Lawrence, McCann, Melton, Murray, Rankin, Ryden, Stephens, Szabo; also Senator(s) Johnston and King--Concerning reasonable restrictions on the sale of edible retail marijuana products.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, May 2, page(s) 1099-1100 and placed in members' bill files.)

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Amendment No. 2(L.028), by Senators Johnston and Newell.

Amend the Health & Human Services Committee Report, dated May 1, 2014, strike lines 1 through 5 and substitute:
"Amend reengrossed bill, page 2, line 2, strike "**Declaration.**" and substitute "**declaration.** (1)".

Page 2, after line 5, insert:
"(2) It is further the intent of the general assembly to:
(a) Protect people from the unintentional ingestion of edible retail marijuana products; and
(b) Ensure that edible retail marijuana products are readily identifiable by the general public."

Page 2, lines 12 and 13, strike "SHAPED, STAMPED, COLORED, OR OTHERWISE MARKED," and substitute "CLEARLY IDENTIFIABLE,".

Page 2, strike lines 16 through 19 and substitute:
"(II) ON OR BEFORE AUGUST 1, 2014, THE STATE LICENSING AUTHORITY SHALL CONVENE A STAKEHOLDERS GROUP, INCLUDING BUT NOT LIMITED TO REPRESENTATIVES OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT, RETAIL MARIJUANA STORE LICENSEES, RETAIL MARIJUANA PRODUCTS MANUFACTURERS LICENSEES, CHILD ABUSE PREVENTION EXPERTS, AND ADVOCATES FOR CHILDREN'S HEALTH, TO MAKE RECOMMENDATIONS FOR RULES ON HOW EDIBLE RETAIL MARIJUANA PRODUCTS CAN BE CLEARLY IDENTIFIABLE, WHEN PRACTICABLE, TO INDICATE THAT IT CONTAINS MARIJUANA, IS NOT".".

Page 1, line 6, strike "THE" and substitute "PRIOR TO FEBRUARY 1, 2015, THE".

Page 1, strike lines 10 and 11 and substitute "REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES.". ".

Amendment No. 3(L.027), by Senator Johnston.

Amend the Johnston and Newell floor amendment (HB1366_L.028), page 1, after line 13 insert:

"Page 2, line 15, after "CHILDREN." add "THE SYMBOLS PROMULGATED BY RULE OF THE STATE LICENSING AUTHORITY MUST NOT APPROPRIATE SIGNS OR SYMBOLS ASSOCIATED WITH ANOTHER COLORADO BUSINESS OR INDUSTRY.". ".

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1343 by Representative(s) Singer and Wright, Exum, Foote, Garcia, Melton, Salazar; also Senator(s) Tochtrop--Concerning workers' compensation coverage for post-traumatic stress disorder for peace officers.

Amendment No. 1, Local Government Committee Amendment.
(Printed in Senate Journal, May 2, page(s) 1100 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1384 by Representative(s) Pettersen and McNulty, Buckner, Garcia, Melton, Moreno, Ryden, Singer, Vigil; also Senator(s) Ulibarri and Crowder--Concerning rigor-based tuition assistance for students at postsecondary institutions.

Amendment No. 1, Appropriations Committee Amendment.
(Printed in Senate Journal, May 2, page(s) 1100 and placed in members' bill files.)

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As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1376 by Representative(s) Buckner and Moreno, Court, Duran, Exum, Fields, Foote, Kagan, Melton, Pabon, Williams, Young; also Senator(s) Ulibarri--Concerning the analysis of information relating to the academic success of public school students based on student placement in different instructional groups or course levels, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1382 by Representative(s) Young and Wilson; also Senator(s) Kerr and Roberts--Concerning the delivery of on-line education within the public elementary and secondary education system, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, May 1, page(s) 1095-1096 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, May 2, page(s) 1101 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1102 by Representative(s) Peniston, Buckner, Court, Fields, Lebsock, Melton, Pettersen, Rosenthal, Salazar; also Senator(s) Kerr--Concerning gifted education programs in public schools, and, in connection therewith, making an appropriation.

Amendment No. 1, Education Committee Amendment.

(Printed in Senate Journal, April 25, page(s) 939-940 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.

(Printed in Senate Journal, April 29, page(s) 981-982 and placed in members' bill files.)

Amendment No. 3, Appropriations Committee Amendment.

(Printed in Senate Journal, May 2, page(s) 1101-1102 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1396 by Representative(s) Ryden; also Senator(s) King--Concerning clarification of the authority of persons acting on behalf of the department of public health and environment to administer the medical marijuana registry.

Amendment No. 1, Health & Human Services Committee Amendment.

(Printed in Senate Journal, May 2, page(s) 1099 and placed in members' bill files.)

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1001 by Representative(s) Singer, Young; also Senator(s) Nicholson, Jones, Kefalas--Concerning the creation of a property tax reimbursement for a taxpayer that owes property tax on property that has been destroyed by a natural cause, and, in connection therewith, making and reducing appropriations.

Laid over until Tuesday, May 6, retaining its place on the calendar.

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AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1385 by Representative(s) Priola and Peniston; also Senator(s) Johnston and Rivera--Concerning creation of high school academic growth awards to correspond to high school athletic award classifications.

Senator Johnston moved to amend the Report of the Committee of the Whole to show that the following Johnston floor amendment, (L.004) to HB 14-1385, did not pass.

Amend reengrossed bill, page 2, line 18, after "THE" insert "PETER GROFF".

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	N
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Ulibarri, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1360 as amended, HB14-1319 as amended, HB14-1381 as amended, HB14-1385, HB14-1029 as amended, HB14-1366 as amended, HB14-1343 as amended, HB14-1384 as amended, HB14-1376, HB14-1382 as amended, HB14-1102 as amended, HB14-1396 as amended.

Lost on second reading: HB14-1316.

Laid over until Tuesday, May 6: HB14-1001.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate granted leave pursuant to Senate Rule 21 (c) for the Committee on State, Veterans, and Military Affairs to meet at the microphone in the well upon adjournment for the purpose of hearing HB14-1036 for action only.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for Consideration of House Amendments to Senate Bills.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-118 by Senator(s) Steadman; also Representative(s) Melton--Concerning improving protections for individuals with disabilities.

Senator Steadman moved that the Senate concur in House amendments to **SB14-118**, as printed in House journal, April 30, page(s) 1307. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-164 by Senator(s) Carroll and King, Cadman, Jahn; also Representative(s) Gardner and McLachlan--Concerning aerial firefighting efforts through the division of fire prevention and control in the department of public safety, and, in connection therewith, implementing recommendations made by the division regarding the Colorado firefighting air corps.

Senator King moved that the Senate concur in House amendments to **SB14-164**, as printed in House journal, April 30, page(s) 1311. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-174 by Senator(s) Heath and Johnston; also Representative(s) McLachlan and Pabon-- Concerning the creation of the prosecution fellowship program.

Majority Leader Heath moved that the Senate concur in House amendments to **SB14-174**, as printed in House journal, April 30, page(s) 1309-1310. The motion was **adopted** by the following roll call vote:

YES	25	NO	9	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	25	NO	9	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-182 by Senator(s) Hodge; also Representative(s) Peniston--Concerning procedures governing discussions by boards of education of school districts while meeting in executive session.

Senator Hodge moved that the Senate concur in House amendments to **SB14-182**, as printed in House journal, April 30, page(s) 1310. The motion was **adopted** by the following roll call vote:

YES	18	NO	16	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	Y	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	N
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	N
Cadman	N	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-184 by Senator(s) Schwartz; also Representative(s) Coram--Concerning oversight of the industrial hemp program.

Senator Schwartz moved that the Senate concur in House amendments to **SB14-184**, as printed in House journal, May 2, page(s) 1345-1346. The motion was **adopted** by the following roll call vote:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Senate in recess. Senate reconvened.

SB14-186 by Senator(s) Schwartz and Kerr; also Representative(s) Tyler and Hamner--Concerning the aggregation of efficiency projects in small communities in order to attract private sector investment through performance contracting.

Senator Schwartz moved that the Senate concur in House amendments to **SB14-186**, as printed in House journal, May 2, page(s) 1344-1345. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-206 by Senator(s) Steadman; also Representative(s) Singer--Concerning criminal record sealing provisions, and, in connection therewith, relocating the record sealing provisions in a new part, clarifying when an arrest record can be sealed, and making other clarifying changes.

Senator Steadman moved that the Senate concur in House amendments to **SB14-206**, as printed in House journal, May 2, pages 1344. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-003 by Senator(s) Nicholson, Kefalas, Ulibarri; also Representative(s) Pettersen, Fields, Exum--Concerning child care assistance for working families, and, in connection therewith, making an appropriation.

Senator Nicholson moved that the Senate concur in House amendments to **SB14-003**, as printed in House journal, May 2, page(s) 1369-1370. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	20	NO	14	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-005

by Senator(s) Ulibarri; also Representative(s) Singer--Concerning alternative administrative remedies for the processing of certain wage claims, and, in connection therewith, amending the provisions for written notices of a wage claim, and in connection therewith, making and reducing appropriations.

Senator Ulibarri moved that the Senate concur in House amendments to **SB14-005**, as printed in House journal, May 2, page(s) 1367-1368. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	21	NO	13	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-012

by Senator(s) Kefalas, Ulibarri; also Representative(s) Exum, Fields, Pettersen--Concerning increasing the assistance payment for the program for aid to the needy disabled, and, in connection therewith, making and reducing appropriations.

Senator Kefalas moved that the Senate concur in House amendments to **SB14-012**, as printed in House journal, May 2, page(s) 1368. The motion was **adopted** by the following roll call vote:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-099 by Senator(s) Hodge; also Representative(s) May--Concerning a provisional physical therapist license, and, in connection therewith, making an appropriation.

Senator Hodge moved that the Senate concur in House amendments to **SB14-099**, as printed in House journal, May 2, page(s) 1368-1369. The motion was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-180 by Senator(s) Kefalas; also Representative(s) Swalm--Concerning the Colorado dental health care program for low-income seniors, and, in connection therewith, requiring a post-enactment review of the implementation of this act, and making and reducing appropriations.

Senator Kefalas moved that the Senate concur in House amendments to **SB14-180**, as printed in House journal, May 2, page(s) 1394. The motion was **adopted** by the following roll call vote:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	22	NO	12	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-192 by Senator(s) Hodge; also Representative(s) Becker and Wright--Concerning the regulation of facilities licensed with regard to classified radioactive materials, and, in connection therewith, making an appropriation.

Senator Hodge moved that the Senate concur in House amendments to **SB14-192**, as printed in House journal, May 2, page(s) 1394. The motion **lost** by the following roll call vote:

YES	15	NO	19	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	N
Cadman	N	Jahn	N	Newell	N	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

Senator Hodge moved that the Senate adhere to its position on SB14-192. 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	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

RECONSIDERATION OF SB14-182

SB14-182 by Senator(s) Hodge; also Representative(s) Peniston--Concerning procedures governing discussions by boards of education of school districts while meeting in executive session.

Having voted on the prevailing side, Majority Leader Heath moved for the reconsideration of the repassage of SB14-182.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

Having voted on the prevailing side, Majority Leader Heath moved for the reconsideration of the motion to concur with House amendments to SB14-182.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-182 by Senator(s) Hodge; also Representative(s) Peniston--Concerning procedures governing discussions by boards of education of school districts while meeting in executive session.

Senator Hodge moved that the Senate concur in House amendments to **SB14-182**, as printed in House journal, April 30, page(s) 1310. The motion **lost** by the following roll call vote:

YES	15	NO	19	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	N
Brophy	N	Hodge	Y	Marble	N	Tochtrop	N
Cadman	N	Jahn	N	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

Senator Hodge moved that a conference committee be appointed on SB14-182.

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	28	NO	6	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Upon request of Majority Leader Heath, SJR14-031, SJR14-032, SJR14-033, SJR14-038, SR14-003, HJR14-1009, HJR14-1018, HJR14-1019, SJR14-040 were placed on the Consideration of Resolutions -- Consent Calendar for Monday, May 5.

**CONSIDERATION OF RESOLUTIONS --
CONSENT CALENDAR**

Majority Leader Heath moved for the adoption of the following resolutions:

SJR14-031 by Senator(s) King; also Representative(s) McCann--Concerning the establishment of Colorado Safe Schools Month.

The resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Crowder, Herpin, Kerr, Newell, Renfroe, Rivera, Roberts, Steadman, Todd and Zenzinger.

SJR14-032 by Senator(s) King; also Representative(s) Gardner--Concerning the communication of wildland firefighting best practices between the governments of California and Colorado to aid in the continued advancement of the states' firefighting programs.

The resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Crowder, Herpin, Jahn, Jones, Kefalas, Kerr, Lambert, Newell, Rivera, Roberts, Schwartz, Tochtrop and Todd.

SJR14-033 by Senator(s) Heath, Carroll, Cadman; also Representative(s) Hullinghorst, Ferrandino, DelGrosso--Concerning the convening date for the 2015 First Regular Session of the Seventieth General Assembly.

The resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

SJR14-038 by Senator(s) Steadman and Harvey; also Representative(s) Kagan and Conti--Concerning uniform sales and use tax definitions for home rule municipalities that locally collect their sales and use taxes.

The resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Newell and Ulibarri.

SR14-003 by Senator(s) Balmer, Jahn, Steadman, Ulibarri; --Concerning congressional action to facilitate legal financial services for the marijuana industry.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, April 22, page(s) 866 and placed in members' bill files.)

The resolution, as amended, was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Johnston, Jones, Kerr, Roberts, Tochtrop and Todd.

HJR14-1009 by Representative(s) Williams, Buckner, Exum, Fields, Melton, Salazar, Becker, Court, Duran, Ferrandino, Fischer, Foote, Garcia, Ginal, Hamner, Hullinghorst, Kagan, Kraft-Tharp, Labuda, Lebsock, Lee, May, McCann, McLachlan, Mitsch Bush, Moreno, Pabon, Peniston, Pettersen, Primavera, Rosenthal, Ryden, Schafer, Singer, Tyler, Vigil, Young; also Senator(s) Ulibarri--Concerning a request that Congress restore the federal "Voting Rights Act of 1965", as amended.

The resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Carroll, Crowder, Guzman, Heath, Jahn, Johnston, Jones, Kefalas, Kerr, Newell, Nicholson, Rivera, Steadman, Tochtrop, Todd and Zenzinger.

HJR14-1018 by Representative(s) Saine and Becker; also Senator(s) Marble--Concerning the importance of preserving water supplies for Colorado's agricultural economy.

The resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Cadman, Carroll, Grantham, Herpin, Jahn, Kerr, King, Lambert, Lundberg, Nicholson, Renfroe, Rivera, Tochtrop and Zenzinger.

HJR14-1019 by Representative(s) Gardner and Joshi, Exum, Landgraf, Lee, Nordberg, Stephens, Waller; also Senator(s) Cadman and Herpin, Hill, Lambert--Concerning the commemoration of the El Paso County Medical Society and the volunteers of the Medical Reserve Corps of El Paso County.

The resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Grantham and Rivera.

SJR14-040 by Senator(s) Heath, Carroll, Cadman; also Representative(s) Hullinghorst, Ferrandino, DelGrosso--Concerning the appointment of a joint committee to notify the Governor that the Second Regular Session of the Sixty-ninth General Assembly is about to adjourn sine die.

The resolution was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

CONSIDERATION OF RESOLUTIONS

SJR14-036 by Senator(s) Schwartz and Newell; also Representative(s) Hullinghorst and Vigil--Concerning celebrating the restoration of the State Capitol dome.

Amendment No. 1(L.001), by Senator Schwartz.

Amend printed joint resolution, page 2, line 12, strike "state historical society," and substitute "state historical fund,".

Page 3, line 12, after "Company;" insert "Executive Director Kathy Nesbitt, Department of Personnel & Administration; Director of the Division of Statewide Programs Matthew Azer, Department of Personnel & Administration; Director of the Division of Central Services Scott Madsen, Department of Personnel & Administration; Architect Manager Lance Shepherd, Division of Central Services in the Department of Personnel & Administration;".

The amendment was **passed** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

On motion of Senator Schwartz, the resolution, as amended, was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Brophy, Cadman, Carroll, Crowder, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

CONSIDERATION OF MEMORIALS

SJM14-005 by Senator(s) Crowder; also Representative(s) Hullinghorst--Concerning memorializing Congress to enact legislation allowing certain nonphysician health care professionals to certify and amend home health plans of care.

Amendment No. 1(L.002), by Senator Crowder.

Amend printed joint memorial, page 2, line 12, strike "and hospice".

The amendment was **passed** on the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

On motion of Senator Crowder, the memorial, as amended, was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Aguilar, Balmer, Brophy, Cadman, Carroll, Grantham, Guzman, Harvey, Heath, Herpin, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Lambert, Lundberg, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Scheffel, Schwartz, Steadman, Tochtrop, Todd, Ulibarri and Zenzinger.

SJM14-006 by Senator(s) Lambert, Steadman, Aguilar, Cadman, Carroll, Crowder, Grantham, Heath, Herpin, Lundberg, Scheffel; also Representative(s) Joshi, Singer--Memorializing Congress to grant Colorado research institutions the authority to conduct medical clinical trials regarding marijuana's medical efficacy.

Amendment No. 1, Health & Human Services Committee Amendment.
(Printed in Senate Journal, May 1, page(s) 1091 and placed in members' bill files.)

On motion of Senator Lambert, the memorial, as amended, was **adopted** by the following roll call vote:

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

Co-sponsor(s) added: Balmer, Brophy, Guzman, Harvey, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Kerr, King, Marble, Newell, Nicholson, Renfroe, Rivera, Roberts, Schwartz, Tochtrop, Todd, Ulibarri and Zenzinger.

RECONSIDERATION OF SB14-003

SB14-003 by Senator(s) Nicholson, Kefalas, Ulibarri; also Representative(s) Pettersen, Fields, Exum-- Concerning child care assistance for working families, and, in connection therewith, making an appropriation.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the repassage of SB14-003.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

Having voted on the prevailing side, Majority Leader Heath moved for the reconsideration of the motion to concur with House amendments to SB14-003.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-003 by Senator(s) Nicholson, Kefalas, Ulibarri; also Representative(s) Pettersen, Fields, Exum-- Concerning child care assistance for working families, and, in connection therewith, making an appropriation.

Senator Nicholson moved that the Senate concur in House amendments to **SB14-003**, as printed in House journal, May 2, page(s) 1369-1370. The motion was **adopted** by the following roll call vote:

YES	33	NO	1	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	19	NO	15	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	E	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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

On motion of Senator Schwartz, the following Governor's appointment **lost** by the following roll call vote:

MEMBER OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for a term expiring November 1, 2018:

Honorable Lois Anne Tochtrop of Thornton, Colorado, a Democrat residing in the Seventh Congressional District, appointed.

YES	14	NO	19	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	N	King	Y	Scheffel	N
Balmer	Y	Herpin	N	Lambert	N	Schwartz	N
Baumgardner	E	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	N	Marble	N	Tochtrop	*
Cadman	N	Jahn	N	Newell	Y	Todd	N
Crowder	Y	Johnston	N	Nicholson	Y	Ulibarri	N
Grantham	N	Jones	Y	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	N	Roberts	Y		

* Abstaining from voting under Senate Rule 17(c) -- Senator Tochtrop.

IMMEDIATE RECONSIDERATION OF GOVERNOR'S APPOINTMENTS

Having voted on the prevailing side, Senator Schwartz moved for immediate reconsideration of the last Senate action, Consideration of Governor's Appointments, on an appointee to the Colorado State Fair Authority Board of Commissioners.

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 Schwartz, the following Governor's appointment was confirmed by the following roll call vote:

MEMBER OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for a term expiring November 1, 2018:

Honorable Lois Anne Tochtrop of Thornton, Colorado, a Democrat residing in the Seventh Congressional District, appointed.

YES	33	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	*
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

* Abstaining from voting under Senate Rule 17(c) -- Senator Tochtrop.

MEMBER OF THE
STATE BOARD OF
STOCK INSPECTION COMMISSIONERS

for a term expiring May 1, 2018:

Marla A. Rock of Wray, Colorado, to represent the confinement cattle industry, reappointed.

YES	34	NO	0	EXCUSED	1	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	E	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Hodge, Chair, Johnston, and Balmer as Senate conferees on the first conference committee on [SB14-182](#).

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1014, 1072, 1170, 1175, 1205, 1207, 1300, 1353.

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Tuesday, May 6, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
 Sixty-ninth General Assembly
STATE OF COLORADO
 Second Regular Session

119th Legislative Day Tuesday, May 6, 2014

- Prayer 10
 By the chaplain, Pastor Bob Kaylor, Tri-Lakes United Methodist Church, Monument. 11
- Call to 12
 Order 13
 By the President *pro tem* at 9:00 a.m. 14
- Pledge 15
 By Senator Jones. 16
- Roll Call 17
 Present--35 18
- Quorum 19
 The President announced a quorum present. 20
- Reading of 21
 Journal 22
 On motion of Senator Crowder, reading of the Journal of Monday, May 5, 2014, was 23
 dispensed with and the Journal was approved as corrected by the Secretary. 24

COMMITTEE OF REFERENCE REPORTS

- State, 25
 Veterans, & 26
 Military 27
 Affairs 28
 After consideration on the merits, the Committee recommends that **HB14-1036** be 29
referred to the Committee on Appropriations with favorable recommendation. 30
- Business, 31
 Labor, & 32
 Technology 33
 After consideration on the merits, the Committee recommends that **HB14-1389** be 34
amended as follows, and as so amended, be referred to the Committee on State, Veterans, & Military Affairs with favorable recommendation. 35

Amend reengrossed bill, page 11, strike lines 6 through 8 and substitute 36
 "QUALIFIED STATUS FOR AS LONG AS THIS SECTION IS IN EFFECT PURSUANT 37
 TO SUBSECTION (9) OF THIS SECTION." 38

Page 12, line 27, after "YEAR." add "IN ADMINISTERING THE LIMIT ON THE 39
 TOTAL AMOUNT OF REFUNDS ALLOWED PURSUANT TO THIS SECTION, THE 40
 DEPARTMENT OF REVENUE MAY PRIORITIZE REFUNDS USING PURCHASE 41
 DATES, RECEIVED DATES, PRORATION, OR ANY OTHER METHOD DEEMED 42
 REASONABLY ADMINISTRABLE BY THE DEPARTMENT. THE DEPARTMENT 43
 SHALL PRIORITIZE REFUNDS OF TAX PAID IN THE IMMEDIATELY PRECEDING 44
 CALENDAR YEAR OVER REFUNDS OF TAX PAID IN CALENDAR YEARS PRIOR 45
 TO THE IMMEDIATELY PRECEDING CALENDAR YEAR." 46

Page 14, line 11, strike "(8)" and substitute "(9)". 47

SENATE SERVICES REPORT

- Correctly Printed:** SJR14-040. 48
- Correctly Engrossed:** SB14-222; SJM14-005 and 006; SJR14-031, 032, 033, 036, 038 49
 and 040; SR14-003. 50
- Correctly Reengrossed:** SB14-202, 213, 215, 217, 221 and 223. 51
- Correctly Revised:** HB14-1002, 1029, 1102, 1309, 1319, 1343, 1351, 1360, 1361, 1366, 52
 1367, 1376, 1381, 1382, 1384, 1385, 1394 and 1396; HJR14-1009, 1018 and 1019. 53

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Correctly Rerevised: HB14-1015, 1023, 1037, 1085, 1089, 1096, 1118, 1279, 1281, 1301, 1311, 1355, 1373, 1378, 1379, 1380, 1383, 1387, 1388 and 1390.
Correctly Enrolled: SB14-008, 015, 036, 064, 075, 092, 130, 157, 168, 171, 173, 183 and 189.

On motion of Majority Leader Heath, 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 Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of Third Reading of Bills -- Final Passage -- Consent Calendar.

Upon request of Majority Leader Heath, **HB14-1351**, **HB14-1002**, and **SB14-222** were removed from the Third Reading of Bills--Final Passage--Consent Calendar of Tuesday, May 6 and were placed at the end of the Third Reading of Bills Final Passage Calendar of Tuesday, May 6.

**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:

HB14-1394 by Representative(s) Duran, May, Gerou; also Senator(s) Lambert, Hodge, Steadman-- Concerning the use of disputed payments of tobacco litigation settlement moneys received by the state to reduce the annual amount of accelerated payments allocated from the tobacco litigation settlement 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder.

HB14-1361 by Representative(s) McNulty and Singer, Melton, Dore, Becker, DelGrosso, Gardner, Ginal, Landgraf, Lawrence, McCann, Murray, Navarro, Nordberg, Pabon, Ryden, Saine, Stephens, Swalm, Szabo, Wright; also Senator(s) Guzman and King--Concerning the authority of the state licensing authority to establish equivalencies for retail marijuana products, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Newell, Rivera and Roberts.

HB14-1367 by Representative(s) Tyler; also Senator(s) Brophy--Concerning the exemption of autocycles from regulation as motorcycles, and, in connection therewith, defining autocycle, exempting autocycles from motorcycle statutes, requiring autocycles be issued license plates similar to motorcycle license plates, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Tochtrop.

HB14-1309 by Representative(s) Gardner; also Senator(s) Steadman--Concerning repurposing the day surgery center at the Denver reception and diagnostic center into an auxiliary medical 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 and Newell.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for consideration of Third Reading of Bills -- Final Passage.

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:

HB14-1360 by Representative(s) Young, Ginal, Primavera, Schafer, Singer; also Senator(s) Aguilar-- Concerning the continuation of the regulation of home care agencies by the department of public health and environment, and, in connection therewith, implementing the recommendations of the 2013 sunset report by the department of regulatory agencies, as modified by the general assembly, and making an appropriation.

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	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Kefalas, Newell, Nicholson, Tochtrop and Todd.

HB14-1319 by Representative(s) Ferrandino and Holbert, Garcia, Szabo, Buckner, Coram, Court, Duran, Fields, Hamner, Humphrey, Joshi, Landgraf, Lawrence, Moreno, Murray, Navarro, Pettersen, Rankin, Salazar, Schafer, Scott, Sonnenberg, Wright, Wilson; also Senator(s) Lambert and Todd, Aguilar, Cadman, Crowder, Grantham, Guzman, Herpin, Johnston, Lundberg, Marble, Newell, Renfroe, Rivera, Scheffel, Tochtrop, Ulibarri--Concerning the creation of an outcomes-based funding model for higher education, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	N
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Kefalas, Kerr and Steadman.

HB14-1381 by Representative(s) Fields, Buckner, Duran, Ginal, Hamner, Labuda, Lebsock, May, McCann, Melton, Moreno, Pabon, Pettersen, Salazar, Schafer, Singer; also Senator(s) Todd--Concerning adoption of a school closure plan as a requirement for closing a low-performing public school.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Nicholson and Zenzinger.

HB14-1385 by Representative(s) Priola and Peniston; also Senator(s) Johnston and Rivera--Concerning creation of high school academic growth awards to correspond to high school athletic award classifications.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Heath, Herpin, Jones, Kefalas, Kerr, Newell, Nicholson, Schwartz, Tochtrop and Todd.

HB14-1029 by Representative(s) Primavera, Kraft-Tharp, Lee, Mitsch Bush, Peniston, Tyler; also Senator(s) Todd, Heath, Jones--Concerning a recodification of the laws governing reserved parking for persons with disabilities, 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	23	NO	12	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Herpin, Hodge, Jahn, Johnston, Kefalas, Kerr, King, Newell, Nicholson, Rivera, Roberts, Schwartz, Steadman, Tochtrop and Ulibarri.

HB14-1366 by Representative(s) Singer and McNulty, Dore, Becker, Gardner, Ginal, Lawrence, McCann, Melton, Murray, Rankin, Ryden, Stephens, Szabo; also Senator(s) Johnston and King--Concerning reasonable restrictions on the sale of edible retail marijuana products.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	N
Harvey	N	Kerr	Y	Roberts	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, Hill, Jones, Kerr, Newell, Nicholson, Rivera, Roberts, Schwartz, Todd and Zenzinger.

HB14-1343 by Representative(s) Singer and Wright, Exum, Foote, Garcia, Melton, Salazar; also Senator(s) Tochtrop--Concerning workers' compensation coverage for post-traumatic stress disorder for peace officers.

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	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Herpin, Johnston, Kerr, King, Newell, Rivera, Schwartz, Todd, Ulibarri and Zenzinger.

HB14-1384 by Representative(s) Pettersen and McNulty, Buckner, Garcia, Melton, Moreno, Ryden, Singer, Vigil; also Senator(s) Ulibarri and Crowder--Concerning rigor-based tuition assistance for students at postsecondary institutions, 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	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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, Jones, Kefalas, Kerr, Newell, Schwartz and Todd.

HB14-1376 by Representative(s) Buckner and Moreno, Court, Duran, Exum, Fields, Foote, Kagan, Melton, Pabon, Williams, Young; also Senator(s) Ulibarri--Concerning the analysis of information relating to the academic success of public school students based on student placement in different instructional groups or course levels, and, in connection therewith, making an appropriation.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	Y	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Heath, Johnston, Kerr, Nicholson, Tochtrop and Todd.

HB14-1382 by Representative(s) Young and Wilson; also Senator(s) Kerr and Roberts--Concerning the delivery of on-line education within the public elementary and secondary education system, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Jones, Kefalas, King, Newell, Nicholson, Rivera, Schwartz, Todd, Ulibarri and Zenzinger.

HB14-1102 by Representative(s) Peniston, Buckner, Court, Fields, Lebsock, Melton, Pettersen, Rosenthal, Salazar; also Senator(s) Kerr--Concerning gifted education programs in public schools, and, in connection therewith, making an appropriation.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder, Heath, Johnston, Jones, Kefalas, Newell, Nicholson, Schwartz, Steadman, Tochtrop, Todd and Ulibarri.

HB14-1396 by Representative(s) Ryden; also Senator(s) King--Concerning clarification of the authority of persons acting on behalf of the department of public health and environment to administer the medical marijuana registry.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	N
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	N	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	N	Kefalas	N	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Crowder.

HB14-1351 by Representative(s) Nordberg and Ryden; also Senator(s) Todd and Herpin, Carroll--Concerning a requirement that the Colorado office of economic development work to maintain the state's positive relationship with the United States armed forces.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	N	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Grantham.

HB14-1002 by Representative(s) Young; also Senator(s) Jones, Kefalas, Nicholson--Concerning the establishment of a grant program under the "Colorado Water Quality Control Act" to repair water infrastructure impacted by a natural disaster, 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	King	Y	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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, Herpin, Hodge, King, Newell, Rivera, Roberts, Schwartz, Steadman, Todd, Ulibarri and Zenzinger.

SB14-222 by Senator(s) Aguilar; also Representative(s) Gerou--Concerning the duration of a license to use a registration number when auctioned to raise money for the disability-benefit support fund.

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	King	Y	Scheffel	N
Balmer	Y	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1369 and HB14-1375 were made Special Orders at 9:55 a.m.

Senate in recess. Senate reconvened.

Committee of the Whole

The hour of 9:55 a.m. having arrived, Senator Jones moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Jones 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:

HB14-1001 by Representative(s) Singer, Young; also Senator(s) Nicholson, Jones, Kefalas-- Concerning the creation of a property tax reimbursement for a taxpayer that owes property tax on property that has been destroyed by a natural cause, and, in connection therewith, making and reducing appropriations.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, April 23, page(s) 885, was **lost**.)

Amendment No. 2(L.019), by Senators Nicholson, Grantham, Scheffel, and Hill.

Amend reengrossed bill, page 2, strike lines 4 through 10.

Page 3, strike lines 1 through 3 and substitute:

"39-1-123. Property destroyed by natural cause - proration - reimbursement to county. (1) Eligibility. FOR PROPERTY TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2013, IF A COUNTY PRORATED PROPERTY TAX LIABILITY PURSUANT TO SECTION 39-5-117 FOR REAL OR BUSINESS PERSONAL PROPERTY LISTED ON A SINGLE SCHEDULE BECAUSE THE PROPERTY WAS DESTROYED BY A NATURAL CAUSE AS DEFINED IN SECTION 39-1-102 (8.4), AS DETERMINED BY THE ASSESSOR IN THE COUNTY IN WHICH THE PROPERTY IS LOCATED, THE STATE SHALL REIMBURSE SUCH COUNTY IN AN AMOUNT EQUAL TO THE TOTAL AMOUNT OF THE PROPERTY TAX LIABILITY THAT THE COUNTY PRORATED DUE TO THE DESTRUCTION OF THE PROPERTY BY A NATURAL CAUSE AND THAT THE COUNTY THEREFORE DID NOT RECEIVE IN PROPERTY TAX PAYMENTS FOR THE PROPERTY TAX YEAR IN WHICH THE NATURAL CAUSE OCCURRED."

Page 4, strike lines 22 and 23 and substitute:

"(E) THE AMOUNT BY WHICH THE PROPERTY TAX DUE ON THE DESTROYED REAL PROPERTY WAS PRORATED FOR THE APPLICABLE PROPERTY TAX YEAR ACCORDING TO".

Page 5, line 6, strike "AND".

Page 5, line 9, strike "ASSESSOR." and substitute "ASSESSOR; AND".

Page 5, after line 9 insert:

"(D) THE AMOUNT BY WHICH THE PROPERTY TAX DUE ON THE DESTROYED BUSINESS PERSONAL PROPERTY WAS PRORATED FOR THE APPLICABLE PROPERTY TAX YEAR ACCORDING TO THE RECORDS OF THE COUNTY ASSESSOR."

Page 5, strike lines 14 through 19 and substitute "PROPERTY TAXES DUE IN THE COUNTY THAT WAS PRORATED AS A RESULT OF THE DESTRUCTION OF THE PROPERTY BY A NATURAL CAUSE AND THAT IS ELIGIBLE TO BE

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REIMBURSED BY THE STATE PURSUANT TO SUBSECTION (1) OF THIS SECTION."

Page 5, line 21, after "THAT" insert "WAS PRORATED AND".

Page 6, strike lines 4 and 5 and substitute "TAX DUE IN THE COUNTY THAT WAS PRORATED AS A RESULT OF DESTRUCTION OF THE PROPERTY BY A NATURAL CAUSE IN THE APPLICABLE PROPERTY TAX".

Page 6, strike lines 8 through 27.

Page 7, strike lines 1 through 8.

Page 7, line 9, strike "(6)" and substitute "(5)".

Page 7, after line 14 insert:

"SECTION 2. In Colorado Revised Statutes, 39-5-104.5, **amend** (1) as follows:

39-5-104.5. Valuation of personal property. (1) On and after January 1, 1996, AND EXCEPT AS OTHERWISE PROVIDED IN SECTION 39-5-117 (2), personal property shall be valued as of the assessment date, and the tax shall apply for the full assessment year without regard to any destruction, conveyance, relocation, or change in tax status occurring after the assessment date. The owner of taxable personal property on the assessment date shall be responsible for the property tax assessed for the full property tax year without proration.

SECTION 3. In Colorado Revised Statutes, **amend** 39-5-117 as follows:

39-5-117. Property destroyed after assessment date.

(1) Whenever any improvements are destroyed or demolished subsequent to the assessment date in any year, it is the duty of the owner thereof or the owner's agent to promptly notify the assessor of such destruction or demolition and the date upon which the same occurred. In all such cases, such improvements shall be valued by the assessor at the proportion of its valuation for the full calendar year that the period of time in such year prior to its destruction or demolition bears to the full calendar year. Failure of the owner thereof or of the owner's agent to so notify the assessor prior to the date taxes are levied shall be considered a waiver, and no proportionate valuation by the assessor shall then be required.

(2) WHENEVER ANY BUSINESS PERSONAL PROPERTY LISTED ON A SINGLE SCHEDULE IS DESTROYED OR DEMOLISHED BY A NATURAL CAUSE AS DEFINED IN SECTION 39-1-102 (8.4), AS DETERMINED BY THE COUNTY ASSESSOR IN THE COUNTY IN WHICH THE PROPERTY IS LOCATED, AND SUCH DESTRUCTION OR DEMOLITION OCCURS SUBSEQUENT TO THE ASSESSMENT DATE IN ANY YEAR, IT IS THE DUTY OF THE OWNER THEREOF OR THE OWNER'S AGENT TO PROMPTLY NOTIFY THE ASSESSOR OF SUCH DESTRUCTION OR DEMOLITION AND THE DATE UPON WHICH THE SAME OCCURRED. IN ALL SUCH CASES, SUCH BUSINESS PERSONAL PROPERTY SHALL BE VALUED BY THE ASSESSOR AT THE PROPORTION OF ITS VALUATION FOR THE FULL CALENDAR YEAR THAT THE PERIOD OF TIME IN SUCH YEAR PRIOR TO ITS DESTRUCTION OR DEMOLITION BEARS TO THE FULL CALENDAR YEAR. FAILURE OF THE OWNER THEREOF OR OF THE OWNER'S AGENT TO SO NOTIFY THE ASSESSOR PRIOR TO THE DATE TAXES ARE LEVIED SHALL BE CONSIDERED A WAIVER, AND NO PROPORTIONATE VALUATION BY THE ASSESSOR SHALL THEN BE REQUIRED."

Renumber succeeding sections accordingly.

Amendment No. 3(L.018), by Senator Nicholson.

Amend reengrossed bill, page 7, after line 8 insert:

"(e) NOTHING IN THIS SUBSECTION (5) SHALL BE CONSTRUED TO REQUIRE A COUNTY TREASURER TO CREDIT OR PAY THE PROPERTY TAX BILL OF ANY DESTROYED PROPERTY PRIOR TO THE COUNTY TREASURER'S RECEIPT OF A REIMBURSEMENT WARRANT FROM THE STATE TREASURER PURSUANT TO SUBSECTION (4) OF THIS SECTION."

As amended, ordered revised and placed on the calendar for third reading and final passage.

HB14-1369 by Representative(s) Young, Pabon; also Senator(s) Crowder and Jahn--Concerning required licensure for durable medical equipment suppliers, and, in connection therewith, making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1375 by Representative(s) DelGrosso; also Senator(s) Tochtrop and King--Concerning modifications to statutory provisions governing urban redevelopment to promote the equitable financial contribution among affected public bodies in connection with the tax increment financing of urban redevelopment projects.

Amendment No. 1, Judiciary Committee Amendment.
(Printed in Senate Journal, May 5, page(s) 1166-1167, was **lost**.)

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 Jones, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1001 as amended, HB14-1369, HB14-1375.

MESSAGE FROM THE HOUSE

May 6, 2014

Madam President:

In response to the request of the Senate, the Speaker has appointed Representative Peniston, chairman, Fields, and Murray as House conferees on the First Conference Committee on SB14-182.

In response to the request of the Senate, the Speaker has appointed Representatives Kraft-Tharp, chairman, Schafer, and McNulty as House conferees on the First Conference Committee on SB14-088. The House has granted authorization to go beyond the scope of the differences.

On motion of Majority Leader Heath, 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.

COMMITTEE OF REFERENCE REPORTS

- Appropriations After consideration on the merits, the Committee recommends that HB14-1377 be referred to the Committee of the Whole with favorable recommendation.
Appropriations After consideration on the merits, the Committee recommends that HB14-1036 be postponed indefinitely.
Appropriations After consideration on the merits, the Committee recommends that HB14-1395 be referred to the Committee of the Whole with favorable recommendation.
Appropriations After consideration on the merits, the Committee recommends that HB14-1393 be referred to the Committee of the Whole with favorable recommendation.
State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that HB14-1389 be postponed indefinitely.
Finance After consideration on the merits, the Committee recommends that HB14-1398 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend reengrossed bill, page 4, line 11, after "BUSINESS" insert "OR AN ENTITY THAT PROVIDES GOODS OR SERVICES TO A LICENSED MARIJUANA BUSINESS AND THAT PROVIDES DOCUMENTATION TO THE CO-OP OF AN INABILITY TO GET COMPARABLE SERVICES FROM A BANK OR CREDIT UNION,".

Page 4, line 14, strike "investigation - repeal." and substitute "investigation.".

Page 5, line 4, strike "C.R.S." and substitute "C.R.S., AND ENTITIES THAT PROVIDE GOODS OR SERVICES TO LICENSED MARIJUANA BUSINESSES AND THAT PROVIDE DOCUMENTATION TO THE CO-OP OF AN INABILITY TO GET COMPARABLE SERVICES FROM A BANK OR CREDIT UNION.".

Page 8, strike lines 18 through 23.

Page 9, line 13, strike "Membership." and substitute "Membership - disclosures.".

Page 9, line 14, after "BUSINESSES" insert "AND ENTITIES THAT PROVIDE GOODS OR SERVICES TO LICENSED MARIJUANA BUSINESSES AND THAT PROVIDE DOCUMENTATION TO THE CO-OP OF AN INABILITY TO GET COMPARABLE SERVICES FROM A BANK OR CREDIT UNION,".

Page 9, line 16, strike "FEE." and substitute "FEE; EXCEPT THAT THE CO-OP SHALL PERFORM DUE DILIGENCE ON EACH APPLICANT FOR MEMBERSHIP, INCLUDING BACKGROUND CHECKS AND INVESTIGATIONS, AS SPECIFIED IN SECTION 11-33-126 BEFORE THE CO-OP GRANTS THE APPLICANT MEMBERSHIP IN THE CO-OP.".

Page 9, line 20, strike "C.R.S." and substitute "C.R.S., AND ENTITIES THAT PROVIDE GOODS OR SERVICES TO LICENSED MARIJUANA BUSINESSES

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AND THAT PROVIDE DOCUMENTATION TO THE CO-OP OF AN INABILITY TO GET COMPARABLE SERVICES FROM A BANK OR CREDIT UNION."

Page 10, line 2, after "MARIJUANA" insert "BUSINESS OR PROVIDES GOODS OR SERVICES TO A LICENSED MARIJUANA".

Page 10, after line 4 insert:

"(4) (a) EACH CO-OP SHALL DISCLOSE TO ITS MEMBERS OR PROSPECTIVE MEMBERS THAT:

(I) FEDERAL LAW DOES NOT AUTHORIZE FINANCIAL INSTITUTIONS, INCLUDING MARIJUANA FINANCIAL SERVICES COOPERATIVES, TO ACCEPT PROCEEDS FROM ACTIVITY THAT IS ILLEGAL UNDER FEDERAL LAW, SUCH AS THAT FROM LICENSED MARIJUANA BUSINESSES;

(II) DEPOSITS WITH AND THE CAPITAL OF THE CO-OP ARE: (A) SUBJECT TO SEIZURE BY THE FEDERAL GOVERNMENT; (B) NOT FEDERALLY INSURED; (C) NOT BACKED BY THE FULL FAITH AND CREDIT OF THE STATE OF COLORADO; AND

(III) IT IS NOT THE OBLIGATION OF THE STATE OF COLORADO TO DEFEND THE CO-OP OR ITS DEPOSITS AND CAPITAL IN THE EVENT OF A SEIZURE.

(b) A CO-OP SHALL MAKE THE DISCLOSURES:

(I) ON ITS WEB SITE;

(II) IN EACH ADVERTISEMENT OR OFFER OF SERVICES;

(III) BEFORE ACCEPTING AN APPLICANT AS A MEMBER; AND

(IV) BEFORE A MEMBER ACCEPTS A LOAN FROM THE CO-OP."

Page 25, line 22, strike "Capital." and substitute "Capital - no full faith and credit. (1)".

Page 26, after line 1 insert:

"(2) THE DEPOSITS WITH AND CAPITAL OF A CO-OP ARE NOT BACKED BY THE FULL FAITH AND CREDIT OF THE STATE OF COLORADO."

Finance

After consideration on the merits, the Committee recommends that **HB14-1391** be referred to the Committee of the Whole with favorable recommendation.

INTRODUCTION OF BILLS -- FIRST READING

The following bill was read by title and referred to the committee indicated:

HB14-1392 by Representative(s) Lawrence and Becker; also Senator(s) Grantham and Nicholson-- Concerning a prohibition on the use of simulated gambling devices. Business, Labor, & Technology

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-008, 015, 036, 064, 075, 092, 130, 157, 164, 168, 171, 173, 183 and 189.

Call of the Senate.

Call raised.

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RECONSIDERATION OF HB14-1351

HB14-1351 by Representative(s) Nordberg and Ryden; also Senator(s) Todd and Herpin, Carroll-- Concerning a requirement that the Colorado office of economic development work to maintain the state's positive relationship with the United States armed forces.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB14-1351.

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:

HB14-1351 by Representative(s) Nordberg and Ryden; also Senator(s) Todd and Herpin, Carroll-- Concerning a requirement that the Colorado office of economic development work to maintain the state's positive relationship with the United States armed forces.

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	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	N	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: Cadman, King and Rivera.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate granted leave pursuant to Senate Rule 21 (c) for the Committee on Appropriations to meet in the well of the Senate.

Senate in recess. Senate reconvened.

REPORTS OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB14-1298

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 HB14-1298,
concerning the financing of public schools, and, in connection therewith,
making and reducing appropriations, has met and reports that it has
agreed upon the following:

1. 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 6, strike lines 7 and 8 and substitute
"HUNDRED SEVENTY-FIVE MILLION ONE HUNDRED FORTY-THREE
THOUSAND FORTY-TWO DOLLARS (\$5,775,143,042); except that the".

Page 7, strike lines 15 and 16 and substitute "FIVE BILLION NINE
HUNDRED TWENTY-NINE MILLION SEVEN HUNDRED NINE THOUSAND FIVE
HUNDRED EIGHTY-TWO DOLLARS (\$5,929,709,582);".

Page 8, strike lines 18 through 27.

Page 9, strike lines 1 through 5.

Re-number succeeding sections accordingly.

Page 34, strike line 27.

Page 35, strike lines 1 through 4.

Re-letter succeeding paragraphs accordingly.

Page 37, line 11, strike "\$30,000,000," and substitute "\$27,000,000,".

Page 37, line 18, strike "26" and substitute "30".

Page 37, line 20, strike "27" and substitute "31".

Page 37, line 21, strike "27" and substitute "31".

2. That, under the authority granted the committee to consider
matters not at issue between the two houses, the following amendments
be recommended:

Amend rerevised bill, page 7, strike lines 11 through 13 and substitute
"~~five billion nine hundred eleven million one~~".

Page 34, after line 18, insert:

"SECTION 24. In Colorado Revised Statutes, 22-30.5-515.5,
amend (1) (c) as follows:

**22-30.5-515.5. Institute charter school assistance fund -
created - grants - loans - rules.** (1) (c) Except as otherwise provided in
paragraph (d) of this subsection (1), the balance of unexpended and
unencumbered moneys in the fund at the end of a budget year must not
exceed seven hundred fifty thousand dollars. ~~If ANY AMOUNT OF~~

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unexpended and unencumbered moneys remaining in the fund at the end of a budget year ~~exceed~~ THAT EXCEEDS seven hundred fifty thousand dollars or the limit set pursuant to paragraph (d) of this subsection (1), IS CONTINUOUSLY APPROPRIATED TO the institute, AND THE INSTITUTE shall allocate the excess amount to the institute charter schools on a per-pupil basis by dividing the excess amount by the total pupil enrollment of the institute charter schools for the applicable budget year. The state treasurer shall ensure that any unexpended and unencumbered moneys that are in the fund at the end of a budget year up to seven hundred fifty thousand dollars or the limit set pursuant to paragraph (d) of this subsection (1) remain in the fund and are not credited or transferred to the general fund or another fund.

SECTION 25. In Colorado Revised Statutes, 22-7-1210, **amend as amended by House Bill 14-1292** (1) (d) (I) as follows:

22-7-1210. Early literacy fund - created - repeal. (1) The early literacy fund is hereby created in the state treasury and is referred to in this section as the "fund". The fund shall consist of:

(d) (I) For the 2013-14 budget year, an amount equal to sixteen million dollars from the state education fund, and for the 2014-15 budget year, and each budget year thereafter, an amount equal to ~~thirty-six~~ THIRTY-FOUR million dollars from the state education fund. On July 1, 2013, and on July 1 each year thereafter, the state treasurer shall transfer the appropriate amount from the state education fund to the early literacy fund.

SECTION 26. In House Bill 14-1292, section 21, **amend** (2) as follows:

Section 21. **Appropriation - adjustments to 2014 long bill.**

(2) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the early literacy fund created in section 22-7-1210 (1), Colorado Revised Statutes, not otherwise appropriated, to the department of education, for the fiscal year beginning July 1, 2014, the sum of ~~\$20,000,000~~ \$18,000,000, or so much thereof as may be necessary, to be allocated to the early literacy program for early literacy program per pupil intervention funding. Said sum is from moneys transferred from the state education fund created in section 17 (4) (a) of article IX of the state constitution pursuant to section 22-7-1210 (1) (d) (I), Colorado Revised Statutes.

SECTION 27. In Senate Bill 14-150, **amend** section 5 as follows:

Section 5. **Appropriation.** In addition to any other appropriation, there is hereby appropriated, out of any moneys in the state education fund created in section 17 (4) (a) of article IX of the state constitution, not otherwise appropriated, to the department of education, for the fiscal year beginning July 1, 2014, the sum of ~~\$5,000,000~~ \$3,000,000 and 1.0 FTE, or so much thereof as may be necessary, for allocation to the school counselor corps grant program for the implementation of this act.

SECTION 28. Appropriation - adjustments to 2014 long bill.

(1) For the implementation of this act, appropriations made in the annual general appropriation act to the department of education for the fiscal year beginning July 1, 2014, are adjusted as follows:

(a) The cash funds appropriation from the state education fund created in section 17 (4) (a) of article IX of the state constitution, for the state share of districts' total program funding, is decreased by \$30,384,050.

(b) The cash funds appropriation from the state public school fund created in section 22-54-114 (1), Colorado Revised Statutes, for the state share of districts' total program funding, is increased by \$30,384,050, which amount is from federal mineral leasing revenues transferred to the state public school fund pursuant to sections 22-54-114 (1) and 34-63-102, Colorado Revised Statutes."

Renumber succeeding sections accordingly.

Page 37, after line 23, insert:

"(4) Sections 25 and 26 of this act take effect only if House Bill 14-1292 becomes law, in which case sections 25 and 26 of this act take effect on the effective date of this act or of House Bill 14-1292, whichever is later.

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(5) Section 27 of this act takes effect only if Senate Bill 14-150 becomes law, in which case section 27 of this act takes effect on the effective date of this act or of Senate Bill 14-150, whichever is later."

Respectfully submitted,

House Committee:
(signed)
Millie Hamner, Chairman
John Buckner
Carole Murray

Senate Committee:
(signed)
Pat Steadman
Scott W. Renfroe

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB14-1298 by Representative(s) Hamner and Buckner; also Senator(s) Kerr and Steadman-- Concerning the financing of public schools, and, in connection therewith, making and reducing appropriations.

Senator Steadman moved for the adoption of the first report of the first conference committee on **HB14-1298**, as printed in Senate journal, May 6, page(s) 1204-1206. The motion was **adopted** by the following roll call vote:

YES	30	NO	5	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	N	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	N	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	N
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	N	Roberts	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	Y	Heath	Y	King	Y	Scheffel	N
Balmer	N	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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 Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1377, HB14-1395, HB14-1393, and HB14-1391 were made Special Orders at 4:20 p.m.

Senate in recess. Senate reconvened.

Committee of the Whole

The hour of 4:20 p.m. having arrived, Senator Jones moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Jones 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:

HB14-1377 by Representative(s) Ferrandino and Buckner; also Senator(s) Steadman and Tochtrop-- Concerning the creation of the Colorado retirement security task force, and, in connection therewith, making an appropriation.

Amendment No. 1, State, Veterans & Military Affairs Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 1163 and placed in members' bill files.)

Amendment No. 2(L.021), by Senator Steadman.

Amend reengrossed bill, page 5, line 21, strike "AND".

Page 5, line 24, strike "STATE." and substitute "STATE;".

Page 5, strike lines 25 through 27.

Strike page 6.

Page 7, strike lines 1 through 6 and substitute:

"(f) THE FEASIBILITY OF A RETIREMENT PLAN FOR PRIVATE SECTOR EMPLOYEES THAT:

(I) ALLOWS PRIVATE SECTOR EMPLOYEES TO CONTRIBUTE TO A PLAN THAT POOLS ALL CONTRIBUTIONS, HOLDS THEM IN A TRUST, AND INVESTS THEM IN A DIVERSIFIED PORTFOLIO OF ASSETS DESIGNED TO PROVIDE LONG-TERM RETIREMENT SECURITY FOR THE PARTICIPANTS;

(II) PROVIDES FOR COLLECTIVE MANAGEMENT OF THE PLAN'S ASSETS BY PROFESSIONAL INVESTMENT MANAGERS INCLUDING MEASURES TO REDUCE INVESTMENT MANAGEMENT COSTS;

(III) MAKES THE PLAN PORTABLE;

(IV) INCLUDES OPTIONS FOR RETIREMENT BENEFITS TO BE DISBURSED AS GUARANTEED, LIFETIME, MONTHLY AMOUNTS WHEN THE PARTICIPANT RETIRES OR BECOMES DISABLED;

(V) DEFINES APPROPRIATE FIDUCIARY STANDARDS AND INVESTMENT POLICIES TO GUIDE THE INVESTMENT OF TRUST ASSETS TO ACCOMPLISH THE PLAN'S LONG-TERM OBJECTIVES; AND

(VI) INCLUDES OPTIONS FOR DEFINED CONTRIBUTION AND DEFINED BENEFIT STRUCTURES; AND

(g) ANY OTHER FACTORS THE TASK FORCE DEEMS RELEVANT OR NECESSARY.

(2) IN CONNECTION WITH MAKING ITS RECOMMENDATIONS FOR INCREASING THE PERCENTAGE OF COLORADANS WHO ARE ENROLLED IN A RETIREMENT PLAN THAT WILL PROVIDE A SECURE RETIREMENT, THE TASK FORCE SHALL ANALYZE THE POTENTIAL STATE SAVINGS IN PUBLIC ASSISTANCE EXPENDITURES THAT WOULD RESULT FROM THE ADOPTION OF ITS RECOMMENDATIONS."

Page 7, line 7, strike "(4)" and substitute "(3)".

As amended, **lost** on second reading.

(For further action, see amendments to the report of the Committee of the Whole.)

HB14-1395 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman-- Concerning information technology budget requests, and, in connection therewith, moving the review and prioritization of information technology budget requests previously requested as capital construction to the joint technology committee, establishing specific deadlines for information technology budget requests, and making an appropriation.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1393 by Representative(s) Gerou, Duran, May; also Senator(s) Hodge, Steadman, Lambert-- Concerning a clarification regarding the treatment of federal funds for purposes of section 20 of article X of the state constitution.

Ordered revised and placed on the calendar for third reading and final passage.

HB14-1391 by Representative(s) Becker and Priola; also Senator(s) Kerr and Hill--Concerning the authority of the treasurer of a public governmental entity to make payments by means of a check.

Ordered revised and placed on the calendar for third reading and final passage.

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB14-1377 by Representative(s) Ferrandino and Buckner; also Senator(s) Steadman and Tochtrop-- Concerning the creation of the Colorado retirement security task force, and, in connection therewith, making an appropriation.

Senator Steadman moved to amend the Report of the Committee of the Whole to show that HB 14-1377, as amended, did 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	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	N
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

On motion of Senator Jones, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1395, HB14-1393, HB14-1391.

Lost on second reading: HB14-1377 as amended.

COMMITTEE OF REFERENCE REPORTS

Appropriations

After consideration on the merits, the Committee recommends that **HB14-1398** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 46, strike lines 8 through 20 and substitute:

"SECTION 6. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the marijuana tax cash fund created in section 39-28.8-501, Colorado Revised Statutes, not otherwise appropriated, to the department of regulatory agencies, for the fiscal year beginning July 1, 2014, the sum of \$50,000, or so much thereof as may be necessary, to be allocated for the implementation of this act as follows:

(a) \$35,427 to the division of financial services for stakeholder workgroup expenses; and

(b) \$14,573 to the executive director's office and administrative services for the purchase of legal services.

(2) In addition to any other appropriation, there is hereby appropriated to the department of law, for the fiscal year beginning July 1, 2014, the sum of \$14,573, or so much thereof as may be necessary, for the provision of legal services for the department of regulatory agencies related to the implementation of this act. Said sum is from reappropriated funds received from the department of regulatory agencies out of the appropriation made in paragraph (b) of subsection (1) of this section.

SECTION 7. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of regulatory agencies, for the fiscal year beginning July 1, 2014, the sum of \$50,000, or so much thereof as may be necessary, to be allocated for the implementation of this act as follows:

(a) \$35,427 to the division of financial services for stakeholder workgroup expenses; and

(b) \$14,573 to the executive director's office and administrative services for the purchase of legal services.

(2) In addition to any other appropriation, there is hereby appropriated to the department of law, for the fiscal year beginning July 1, 2014, the sum of \$14,573, or so much thereof as may be necessary, for the provision of legal services for the department of regulatory agencies related to the implementation of this act. Said sum is from reappropriated funds received from the department of regulatory agencies out of the appropriation made in paragraph (b) of subsection (1) of this section.

SECTION 8. Effective date - applicability. (1) This act takes effect upon passage, except that:

(a) Sections 5 and 6 of this act take effect only if Senate Bill 14-215 becomes law and sections 5 and 6 take effect on the effective date of this act or Senate Bill 14-215, whichever is later;

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(b) Section 7 of this act takes effect only if Senate Bill 14-215 does not become law and section 7 takes effect on the effective date of this act; and
(2) This act applies to conduct occurring on or after said date."

Renumber succeeding section accordingly.

On motion of Majority Leader Heath, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, HB14-1398 was made Special Orders at 4:55 p.m.

Senate in recess. Senate reconvened.

Committee of the Whole

The hour of 4:55 p.m. having arrived, Senator Jones moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills, and Senator Jones 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 bill, reading at length having been dispensed with by unanimous consent, had been considered and action taken thereon as follows:

HB14-1398 by Representative(s) Singer; also Senator(s) Steadman and Balmer--Concerning the provision of financial services to licensed marijuana businesses, and, in connection therewith, making an appropriation.

Amendment No. 1, Finance Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 1201-1202 and placed in members' bill files.)

Amendment No. 2, Appropriations Committee Amendment.
(Printed in Senate Journal, May 6, page(s) 1209-1210 and placed in members' bill files.)

Amendment No. 3(L.039), by Senator Brophy.

Amend the Finance Committee Report, dated May 6, 2014, page 1, line 1, strike everything after "11," and substitute "strike "BUSINESS" and substitute "BUSINESS, INDUSTRIAL HEMP BUSINESS, OR AN".

Page 1, line 8, strike ""C.R.S.," and substitute ""C.R.S., INDUSTRIAL HEMP BUSINESSES,".

Page 1, line 15, strike everything after "14," and substitute "strike "BUSINESSES" and substitute "BUSINESSES, INDUSTRIAL HEMP BUSINESSES, AND ENTITIES THAT PROVIDE".

Page 2, line 3, after ""C.R.S.," insert "INDUSTRIAL HEMP BUSINESSES,".

Page 2, line 7, strike "after "MARIJUANA" insert "BUSINESS OR" and substitute "strike "BUSINESS," and substitute "BUSINESS OR INDUSTRIAL HEMP BUSINESS, OR NO LONGER".

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 Jones, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: HB14-1398 as amended.

RECALL OF SB14-182

Majority Leader Heath moved for recall of **SB14-182** from the House for the purpose of consideration of House amendments to Senate bills. A majority of all members elected to the Senate having voted in the affirmative, the motion was **adopted**. The bill was ordered recalled.

MESSAGE FROM THE HOUSE

May 6, 2014

Madam President:

In response to the request of the Senate for the recall of SB14-182, the bill is transmitted herewith.

SENATE ADHERENCE ON SB14-182

SB14-182 by Senator(s) Hodge; also Representative(s) Peniston--Concerning procedures governing discussions by boards of education of school districts while meeting in executive session.

Senator Hodge moved that the conference committee on **SB14-182** be dissolved, that the Senate conferees be discharged, and that the Senate adhere to its position. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

On motion of Majority Leader Heath, the Senate adjourned until 9:00 a.m., Wednesday, May 7, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

120th Legislative Day

Wednesday, May 7, 2014

Prayer By President *pro tem* Guzman.

Call to Order By the President *pro tem* at 9:00 a.m.

Pledge By Senator Jones.

Roll Call Present--31
Excused--4, Hill, Hodge, Newell, Steadman.
Present later--4, Hill, Hodge, Newell, Steadman.

Quorum The President announced a quorum present.

Reading of Journal On motion of Senator Crowder, reading of the Journal of Tuesday, May 6, 2014, 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 **HB14-1392** be **postponed indefinitely**.

SENATE SERVICES REPORT

Correctly Reengrossed: SB14-222.

Correctly Revised: HB14-1001, 1369, 1375, 1377, 1391, 1393, 1395 and 1398.

Correctly Rerevised: HB14-1002, 1029, 1102, 1309, 1319, 1343, 1351, 1360, 1361, 1366, 1367, 1376, 1381, 1382, 1384, 1385, 1394 and 1396.

Correctly Enrolled: SB14-164.

MESSAGE FROM THE HOUSE

May 6, 2014

Madam President:

The House has voted to recede from its position on SJR14-027 and has repassed the resolution. The resolution is returned herewith.

The House has adopted and returns herewith SJR14-039.

The House has voted to concur in the Senate amendments to HB14-1161, 1352, 1123, 1280, 1089, 1096, 1118, 1279, 1281, 1301, 1311, 1378, 1387, 1367, 1002, 1029, 1102, 1319, and has repassed the bills as so amended.

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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:

HB14-1001 by Representative(s) Singer, Young; also Senator(s) Nicholson, Jones, Kefalas-- Concerning the creation of a property tax reimbursement for a taxpayer that owes property tax on property that has been destroyed by a natural cause, and, in connection therewith, making and reducing appropriations.

A majority of those elected to the Senate having voted in the affirmative, Senator Nicholson was given permission to offer a third reading amendment.

Third Reading Amendment No. 1(L.020), by Senators Nicholson and Steadman.

Amend revised bill, page 2, line 6, strike "**county.**" and substitute "**local taxing entities.**".

Page 2, line 7, strike "PRORATED" and substitute "ASSESSOR PRORATED, PURSUANT TO SECTION 39-5-117, THE ASSESSED VALUE OF REAL OR".

Page 2, strike line 8.

Page 3, strike lines 3 through 7 and substitute "REIMBURSE EACH TAXING ENTITY IN SUCH COUNTY IN AN AMOUNT EQUAL TO THE TOTAL AMOUNT OF THE PROPERTY TAX LIABILITY THAT THE TAXING ENTITY DID NOT COLLECT DUE TO THE PRORATION OF ASSESSED VALUE AS A RESULT OF THE DESTRUCTION OF THE PROPERTY BY A NATURAL CAUSE."

Page 4, line 27, strike "PRORATED" and substitute "REDUCED DUE TO THE PRORATION".

Page 5, line 16, strike "PRORATED" and substitute "REDUCED DUE TO THE PRORATION".

Page 5, strike lines 23 through 26 and substitute "REDUCTION IN PROPERTY TAXES DUE TO ALL TAXING ENTITIES IN THE COUNTY AS A RESULT OF THE PRORATION DUE TO THE DESTRUCTION OF THE PROPERTY BY A NATURAL CAUSE."

Page 6, strike lines 1 and 2 and substitute "AMOUNT OF THE REDUCTION IN PROPERTY TAXES DUE TO ALL TAXING ENTITIES IN THE COUNTY AS A RESULT OF THE PRORATION DUE TO THE DESTRUCTION OF PROPERTY BY A NATURAL CAUSE, THE COUNTY TREASURER SHALL TRANSMIT".

Page 6, line 10, strike "PROPERTY".

Page 6, strike line 11 and substitute "THE REDUCTION IN PROPERTY TAXES DUE TO ALL TAXING ENTITIES IN THE COUNTY AS A RESULT OF THE PRORATION DUE TO THE".

Page 6, after line 15 insert:
"(5) **Distribution to taxing entities.** AFTER RECEIPT OF A REIMBURSEMENT FROM THE STATE TREASURER PURSUANT TO SUBSECTION (4) OF THIS SECTION, THE COUNTY TREASURER SHALL DISTRIBUTE THE REIMBURSEMENT FROM THE STATE TO ALL TAXING ENTITIES IN THE COUNTY IN PROPORTION TO THE AMOUNT THAT EACH TAXING ENTITY'S PROPERTY TAX DUE WAS REDUCED AS A RESULT OF THE PRORATION DUE TO DESTRUCTION OF PROPERTY BY A NATURAL CAUSE."

Page 6, strike lines 16 through 20.

Page 6, line 21, strike "(5)" and substitute "(6)".

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Page 8, line 17, strike "\$2,221,828." and substitute "\$927,923."

Page 8, line 21, strike "\$2,221,828," and substitute "\$927,923,".

The amendment was **passed** on the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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, Guzman, Heath, Herpin, King, Newell, Rivera, Schwartz, Steadman and Todd.

HB14-1369 by Representative(s) Young, Pabon; also Senator(s) Crowder and Jahn--Concerning required licensure for durable medical equipment suppliers, 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	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Tochtrop.

HB14-1375 by Representative(s) DelGrosso; also Senator(s) Tochtrop and King--Concerning modifications to statutory provisions governing urban redevelopment to promote the equitable financial contribution among affected public bodies in connection with the tax increment financing of urban redevelopment projects.

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.031), by Senator Johnston.

Amend revised bill, page 5, line 16, after "(9.5)" insert "(a)".

Page 5, strike line 24 and substitute:

"(I) THE ALLOCATION REQUIRED BY THIS PARAGRAPH (a) MAY BE".

Page 6, strike line 2 and substitute:

"(II) SUBJECT TO SUBPARAGRAPH (III) OF THIS PARAGRAPH (a), ANY".

Page 6, line 7, strike "(c)" and substitute "(III)".

Page 6, after line 17 insert:

"(b) ANY PERSON OR PUBLIC BODY CONTESTING EITHER THE CALCULATION SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (9.5) OR THE DISTRIBUTION OF PROPERTY TAX REVENUE UNDER SUBPARAGRAPH (II) OF PARAGRAPH (a) OF SUBSECTION (9) OF THIS SECTION MUST BRING SUCH ACTION WITHIN THIRTY DAYS OF THE APPROVAL OR MODIFICATION OF THE URBAN RENEWAL PLAN."

The amendment **lost** on the following roll call vote:

YES	16	NO	19	EXCUSED	0	ABSENT	0
Aguilar	N	Heath	N	King	N	Scheffel	Y
Balmer	N	Herpin	Y	Lambert	N	Schwartz	N
Baumgardner	Y	Hill	Y	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	N
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	N	Ulibarri	Y
Grantham	N	Jones	N	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	N	Rivera	Y	President	N
Harvey	N	Kerr	Y	Roberts	N		

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	Y	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	N	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	N	Marble	Y	Tochtrop	Y
Cadman	N	Jahn	N	Newell	Y	Todd	N
Crowder	Y	Johnston	N	Nicholson	Y	Ulibarri	N
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	N
Guzman	N	Kefalas	Y	Rivera	N	President	Y
Harvey	Y	Kerr	N	Roberts	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 and Lundberg.

HB14-1395 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman-- Concerning information technology budget requests, and, in connection therewith, moving the review and prioritization of information technology budget requests previously requested as capital construction to the joint technology committee, establishing specific deadlines for information technology budget requests, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

Co-sponsor(s) added: King and Newell.

HB14-1393 by Representative(s) Gerou, Duran, May; also Senator(s) Hodge, Steadman, Lambert-- Concerning a clarification regarding the treatment of federal funds for purposes of section 20 of article X of the state constitution.

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	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

HB14-1391 by Representative(s) Becker and Priola; also Senator(s) Kerr and Hill--Concerning the authority of the treasurer of a public governmental entity to make payments by means of a check.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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 Schwartz.

HB14-1398 by Representative(s) Singer; also Senator(s) Steadman and Balmer--Concerning the provision of financial services to licensed marijuana businesses, 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.040), by Senators Balmer, Steadman, and Brophy.

Amend revised bill, page 10, line 16, after "MARIJUANA" insert "BUSINESS,".

The amendment was **passed** on the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	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	King	N	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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 and Schwartz.

REPORTS OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB14-1180

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 HB14-1180, concerning the sunset review of the regulation of outfitters for the taking of wildlife by the director of the division of professions and occupations, and, in connection therewith, implementing the recommendations

contained in the sunset report prepared by the department of regulatory agencies, has met and reports that it has agreed upon the following:

That the Senate recede from its amendment made to the bill, as the amendment appears in the rerevised bill, and that the following amendment be substituted therefor:

Amend reengrossed bill, page 7, strike lines 14 through 16 and substitute:

"(g) ~~Is addicted to or dependent upon~~ USES alcohol or any controlled substance AS DEFINED IN SECTION 18-18-102 (5), C.R.S., TO THE EXTENT THAT THE USE PLACES THE USER OR OTHER PERSONS AT RISK WHILE PROVIDING OUTFITTING SERVICES or is a habitual user of ALCOHOL OR a controlled substance as defined in section 18-18-102 (5), C.R.S., TO THE EXTENT THAT THE USE PLACES THE USER OR OTHER PERSONS AT RISK WHILE PROVIDING OUTFITTING SERVICES;"

Respectfully submitted,

House Committee:
(signed)
K.C. Becker, Chairman
Randy Fischer
James Wilson

Senate Committee:
(signed)
Lois Tochtrop, Chairman
Ellen Roberts
Gail Schwartz

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB14-1180 by Representative(s) Becker; also Senator(s) Tochtrop--Concerning the sunset review of the regulation of outfitters for the taking of wildlife by the director of the division of professions and occupations, and, in connection therewith, implementing the recommendations contained in the sunset report prepared by the department of regulatory agencies.

Senator Tochtrop moved for the adoption of the first report of the first conference committee on **HB14-1180**, as printed in Senate Journal, May 7, page(s) 1218-1219. The motion was **adopted** by the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	19	NO	16	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	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 Heath, 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.

RECONSIDERATION OF HB14-1395

HB14-1395 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman-- Concerning information technology budget requests, and, in connection therewith, moving the review and prioritization of information technology budget requests previously requested as capital construction to the joint technology committee, establishing specific deadlines for information technology budget requests, and making an appropriation.

Having voted on the prevailing side, Majority Leader Heath moved for reconsideration of the last Senate action, Third Reading of Bills -- Final Passage, on HB14-1395.

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 bills were publicly read, the reading at length having been dispensed with by unanimous consent:

HB14-1395 by Representative(s) Gerou, Duran, May; also Senator(s) Lambert, Hodge, Steadman-- Concerning information technology budget requests, and, in connection therewith, moving the review and prioritization of information technology budget requests previously requested as capital construction to the joint technology committee, establishing specific deadlines for information technology budget requests, and 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	N	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill was **passed**.

On motion of Majority Leader Heath, 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 Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate recessed in order to pay tribute to departing Senators.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

May 7, 2014

Madam President:

The House has passed on Third Reading and returns herewith SB14-199, 205, 208, 202, 217, 213, 211, 222, 195.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB14-193, amended as printed in House Journal, May 6, page 1426.
 SB14-215, amended as printed in House Journal, May 6, pages 1433-1437.
 SB14-223, amended as printed in House Journal, May 6, pages 1442-1443.
 SB14-172, amended as printed in House Journal, May 6, pages 1441-1442.
 SB14-214, amended as printed in House Journal, May 6, page 1442.

The House has adopted and returns herewith SJR14-010.

The House has adopted and returns herewith SJR14-025.

The House has adopted the First Report of the First Conference Committee on HB14-1298, as printed in House Journal, May 6, page 1427, and has repassed the bill as amended.

The House has adopted the First Report of the First Conference Committee on SB14-088, as printed in House Journal, May 6, pages 1465-1466, 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 SB14-050, as printed in House Journal, May 6, page 1429, and has repassed the bill as so amended. The bill is returned herewith.

The House has voted to concur in the Senate amendments to HB14-1343, 1360, 1366, 1381, 1382, 1384, 1396 and has repassed the bills as so amended.

The House has voted to recede from its position on SB14-192, 182 and repassed the bills amended. The bills are returned herewith.

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REPORTS OF CONFERENCE COMMITTEES

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB14-088**

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 SB14-088,
concerning the creation of the suicide prevention commission, and, in
connection therewith, making and reducing appropriations, has met and
reports that it has agreed upon the following:

1. That the Senate accede to the House 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 rerevised bill, page 4, line 4, strike "K-20" and substitute
"K-12".

Page 4, line 6, strike "A HUMAN RESOURCES DEPARTMENT FROM" and
substitute "HUMAN RESOURCES IN".

Page 4, lines 23 and 24, strike "HOSPITAL OR EMERGENCY MEDICAL
FACILITY;" and substitute "HOSPITAL WITH AN ON-SITE EMERGENCY
DEPARTMENT;".

Page 5, line 2, strike "TWO" and substitute "THREE".

Page 5, line 20, strike "WORKING-AGE" and substitute "PERSONS WITH
DISABILITIES; WORKING-AGE".

Page 5, after line 26, insert:

"(d) THE EXECUTIVE DIRECTOR SHALL APPOINT ONE COMMISSION
MEMBER WHO REPRESENTS THE PUBLIC SECTOR AND ONE COMMISSION
MEMBER WHO REPRESENTS THE PRIVATE SECTOR TO SERVE AS CO-CHAIRS
OF THE COMMISSION."

Respectfully submitted,

Senate Committee:
(signed)
Linda Newell, Chairman
John Kefalas
Larry Crowder

House Committee:
(signed)
Tracy Kraft-Tharp, Chairman
Sue Schafer
Frank McNulty

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CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB14-088 by Senator(s) Newell, Crowder; also Representative(s) Kraft-Tharp--Concerning the creation of the suicide prevention commission, and, in connection therewith, making and reducing appropriations.

Senator Newell moved for the adoption of the first report of the first conference committee on **SB14-088**, as printed in Senate Journal, May 7, page(s) 1222. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	Y	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

REPORTS OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB14-050

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 SB14-050, concerning financial assistance in Colorado hospitals, and, in connection therewith, making and reducing appropriations, has met and reports that it has agreed upon the following:

1. That the Senate accede to the House 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 amendment be recommended:

Amend rerevised bill, page 5, line 24, strike "SHALL" and substitute "MAY".

Respectfully submitted,

Senate Committee:
(signed)
Dominick Moreno, Chairman
Beth McCann
Lois Landgraf

House Committee:
(signed)
Irene Aguilar, Chairman
Linda Newell
Ellen Roberts

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB14-050 by Senator(s) Aguilar; also Representative(s) Moreno--Concerning financial assistance in Colorado hospitals, and, in connection therewith, making and reducing appropriations.

Senator Aguilar moved for the adoption of the first report of the first conference committee on **SB14-050**, as printed in Senate Journal, May 7, page(s) 1223-1224. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	N
Balmer	N	Herpin	N	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

MESSAGE FROM THE REVISOR OF STATUTES

May 7, 2014

We herewith transmit:

Without comment, as amended, SB14-172, 193, 214, 215, and 223.

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB14-172 by Senator(s) Tochtrop and Newell; also Representative(s) Kraft-Tharp, McNulty-- Concerning employer-paid benefits to a firefighter for cardiac illnesses resulting from a strenuous work event, and, in connection therewith, making an appropriation.

Senator Tochtrop moved that the Senate concur in House amendments to **SB14-172**, as printed in House Journal, May 6, page(s) 1441-1442. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	Y	Heath	Y	King	Y	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	N	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	N	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-193 by Senator(s) Carroll and Lundberg; also Representative(s) Singer--Concerning conforming Colorado law on location information with the Fourth Amendment as interpreted by the United States Supreme Court in United States v. Jones.

Senator Lundberg moved that the Senate concur in House amendments to **SB14-193**, as printed in House Journal, May 6, page(s) 1426. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-214

by Senator(s) Lambert and Steadman, Hodge; also Representative(s) Gerou and May, Duran--Concerning the studies requested in the department of personnel's response to the request for information in the fiscal year 2013-14 annual general appropriation act, and, in connection therewith, making an appropriation.

Senator Lambert moved that the Senate concur in House amendments to **SB14-214**, as printed in House Journal, May 6, page(s) 1442. The motion was **adopted** by the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	N	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-215

by Senator(s) Steadman, Hodge, Lambert; also Representative(s) Duran and Gerou, May--Concerning the disposition of moneys collected by the state in connection with the legal marijuana industry, and, in connection therewith, making an appropriation.

Senator Steadman moved that the Senate concur in House amendments to **SB14-215**, as printed in House Journal, May 6, page(s) 1433-1437. The motion was **adopted** by the following roll call vote:

YES	34	NO	1	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	N	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SB14-223 by Senator(s) Nicholson and Cadman, Carroll, Heath, Steadman; also Representative(s) Gerou and Young--Concerning the payment by the state of legal claims arising in connection with the lower north fork wildfire, and, in connection therewith, making and reducing appropriations.

Minority Leader Cadman moved that the Senate not concur in House amendments to **SB14-223**, as printed in House Journal, May 6, page(s) 1442-1443, 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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

The President appointed Senators Nicholson, Chair, Cadman, and Steadman as Senate conferees on the first conference committee on **SB14-223**.

Minority Leader Cadman moved that the Senate conferees on the first conference committee on **SB14-223** 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**.

MESSAGE FROM THE HOUSE

May 7, 2014

Madam President:

The House has voted not to concur in the Senate amendments to HB14-1001 and requests that a conference committee be appointed. The Speaker has appointed Representatives Singer, chairman, May, and Gardner as House conferees on the First Conference Committee on HB14-1001. The bill is transmitted herewith.

The House has voted not to concur in the Senate amendments to HB14-1398 and requests that a conference committee be appointed. The Speaker has appointed Representatives Singer, chairman, Pabon, and Dore as House conferees on the First Conference Committee on HB14-1398. The bill is transmitted herewith.

APPOINTMENTS TO CONFERENCE COMMITTEE

The President appointed Senators Nicholson, Chair, Steadman, and Renfroe as Senate conferees on the first conference committee on [HB14-1001](#).

The President appointed Senators Steadman, Chair, Balmer, and Schwartz as Senate conferees on the first conference committee on [HB14-1398](#).

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1199, 1227, 1327, 1328, 1329, 1330, 1331.

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Judiciary

After consideration on the merits, the Committee recommends that [SB14-220](#) be **postponed indefinitely**.

MESSAGE FROM THE HOUSE

May 7, 2014

Madam President:

The House has adopted and returns herewith SJM14-005 and SJM14-006.

The Speaker has appointed Representatives Gerou, chairman, Young, and Kagan as House conferees on the First Conference Committee on SB14-223.

The House has adopted and returns herewith SJR14-031, amended as printed in House Journal, May 7.

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**CONSIDERATION OF HOUSE AMENDMENTS TO
SENATE RESOLUTIONS**

SJR14-031 by Senator(s) King; also Representative(s) McCann--Concerning the establishment of Colorado Safe Schools Month.

Senator King moved that the Senate concur in House amendments to **SJR14-031**, as printed in House Journal, May 7.

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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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: Aguilar, Balmer, Baumgardner, Brophy, Cadman, Carroll, Grantham, Guzman, Harvey, Heath, Hill, Hodge, Jahn, Johnston, Jones, Kefalas, Lambert, Lundberg, Marble, Nicholson, Scheffel, Schwartz, Tochtrop and Ulibarri.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate recessed in order to pay tribute to departing Senators.

Senate in recess. Senate reconvened.

REPORTS OF CONFERENCE COMMITTEES

**FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON HB14-1001**

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 HB14-1001,
concerning the creation of a property tax reimbursement for a taxpayer
that owes property tax on property that has been destroyed by a natural
cause, and, in connection therewith, making and reducing appropriations,
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 6, strike lines 8 through 24 and substitute:

"(5) **Reimbursement.** (a) WITHIN THIRTY CALENDAR DAYS OF
THE RECEIPT OF MONEYS FROM THE STATE TREASURER PURSUANT TO
SUBSECTION (4) OF THIS SECTION, THE COUNTY TREASURER SHALL:

(I) APPLY A CREDIT TO THE TAX BILL OF THE DESTROYED
PROPERTY FOR THAT YEAR IN THE AMOUNT OF THE EXPECTED
REIMBURSEMENT AND APPLY THE REIMBURSEMENT RECEIVED FROM THE
TREASURER TO SUCH CREDIT; OR

(II) PAY THE PROPERTY TAX OWED FOR EACH DESTROYED
PROPERTY. IF THE PROPERTY TAX DUE FOR THE DESTROYED PROPERTY
HAS ALREADY BEEN PAID, THE COUNTY TREASURER SHALL ISSUE A
REIMBURSEMENT TO THE TAXPAYER'S LAST RECORDED MAILING ADDRESS.

(b) THE COUNTY TREASURER SHALL WAIVE ANY INTEREST ON
UNPAID PROPERTY TAXES THAT ARE PAID PURSUANT TO THIS SUBSECTION
(5)."

Page 7, after line 8 insert:

"(e) NOTHING IN THIS SUBSECTION (5) SHALL BE CONSTRUED TO
REQUIRE A COUNTY TREASURER TO CREDIT OR PAY THE PROPERTY TAX
BILL OF ANY DESTROYED PROPERTY PRIOR TO THE COUNTY TREASURER'S
RECEIPT OF A REIMBURSEMENT WARRANT FROM THE STATE TREASURER
PURSUANT TO SUBSECTION (4) OF THIS SECTION."

Respectfully submitted,

House Committee:
(signed)
Jonathan Singer, Chairman
Jenise May
Bob Gardner

Senate Committee:
(signed)
Jeanne Nicholson, Chairman
Pat Steadman
Scott Renfroe

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CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

HB14-1001 by Representative(s) Singer, Young; also Senator(s) Nicholson, Jones, Kefalas-- Concerning the creation of a property tax reimbursement for a taxpayer that owes property tax on property that has been destroyed by a natural cause, and, in connection therewith, making and reducing appropriations.

Senator Nicholson moved for the adoption of the first report of the first conference committee on **HB14-1001**, as printed in Senate Journal, May 7, page(s) 1230. The motion was **adopted** by the following roll call vote:

YES	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

The question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES	21	NO	14	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	N	Scheffel	N
Balmer	Y	Herpin	Y	Lambert	N	Schwartz	Y
Baumgardner	Y	Hill	N	Lundberg	N	Steadman	Y
Brophy	N	Hodge	Y	Marble	N	Tochtrop	Y
Cadman	N	Jahn	Y	Newell	Y	Todd	Y
Crowder	N	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	N	Jones	Y	Renfroe	N	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	N	President	Y
Harvey	N	Kerr	Y	Roberts	N		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

Senators King and Rivera requested their names be removed as sponsors on HB14-1001.

On motion of Majority Leader Heath, and with a majority of those elected to the Senate having voted in the affirmative, the Senate recessed in order to pay tribute to departing Senators.

Senate in recess. Senate reconvened.

MESSAGE FROM THE HOUSE

May 7, 2014

Madam President:

The House has voted to grant the House conferees on the First Conference Committee on SB14-223 to consider matters not at issue between the two houses.

The House has voted to recede from its position and discharge the First Conference Committee on HB14-1398. The House voted to concur in Senate amendments, and has repassed the bill as amended. The House requests return of the bill.

The House has adopted the First Report of the First Conference Committee on SB14-223, as printed in House Journal, May 7, 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 HB14-1001, as printed in House Journal, May 7, and has repassed the bill as so amended.

The House has adopted and transmits herewith SJR14-040, as printed in House Journal, May 7. Pursuant to the resolution, the Speaker has appointed Representatives Labuda, chairman, Fischer, and Wright.

The House has adopted and transmits herewith HJR14-1020.

REPORTS OF CONFERENCE COMMITTEES

FIRST REPORT OF FIRST CONFERENCE COMMITTEE
ON SB14-223

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 SB14-223, concerning the payment by the state of legal claims arising in connection with the lower north fork wildfire, and, in connection therewith, making and reducing appropriations, has met and reports that it has agreed upon the following:

1. 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 4, line 3, strike "order dated April 24, 2014," and substitute "orders dated April 25, 2014, and May 7, 2014,".

Page 5, strike lines 13 through 26.

ReNUMBER succeeding sections accordingly.

Page 5, line 28, strike "(4) (a) (III.3) and".

Page 6, strike lines 15 through 17.

Page 7, line 16, strike "\$6,547,560," and substitute "7,101,298,".

Page 8, strike lines 15 through 27.

Page 9, strike line 1.

Page 9, line 2, strike "(3)" and substitute "(2)".

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Amend rerevised bill, page 5, strike lines 10 through 12 and substitute:

James Spoon and Aileen Spoon	\$155,495
Mountain Area Land Trust (MALT)	\$82,295
Robert Stuart	\$569,038
Total of all claims	\$18,190,292

Respectfully submitted,

Senate Committee:
(signed)
Cheri Gerou, Chairman
Dave Young
Daniel Kagan

House Committee:
(signed)
Jeanne Nicholson, Chairman
Bill Cadman
Pat Steadman

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

SB14-223 by Senator(s) Nicholson and Cadman, Carroll, Heath, Steadman; also Representative(s) Gerou and Young--Concerning the payment by the state of legal claims arising in connection with the lower north fork wildfire, and, in connection therewith, making and reducing appropriations.

Senator Nicholson moved for the adoption of the first report of the first conference committee on **SB14-223**, as printed in Senate Journal, May 7, page(s) 1232. The motion was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	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	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was **repassed**.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1011, 1015, 1023, 1159, 1216, 1319.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Wednesday, May 7, 2014, at 2:53 p.m.:
SB14-008, 015, 036, 064, 075, 092, 130, 157, 164, 168, 171, 173, 183 and 189.

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 10, 2013

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 7, 2014, for a term expiring the Monday preceding the second Tuesday in January, 2017:

Glenn Vaad of Mead, Colorado, a Republican, and occasioned by the resignation of James K. Tarpey of Englewood, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/12/2013
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

Senate in recess. Senate reconvened.

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Call of the Senate.

Call raised.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

HJR14-1020 by Representative(s) Hullinghorst, Ferrandino, DelGrosso; also Senator(s) Heath, Carroll, Cadman--Concerning the adjournment sine die of the Second Regular Session of the Sixty-ninth General Assembly.

On motion of Majority Leader Heath, the resolution was **adopted** by the following roll call vote:

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Heath	Y	King	Y	Scheffel	Y
Balmer	Y	Herpin	Y	Lambert	Y	Schwartz	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Steadman	Y
Brophy	Y	Hodge	Y	Marble	Y	Tochtrop	Y
Cadman	Y	Jahn	Y	Newell	Y	Todd	Y
Crowder	Y	Johnston	Y	Nicholson	Y	Ulibarri	Y
Grantham	Y	Jones	Y	Renfroe	Y	Zenzinger	Y
Guzman	Y	Kefalas	Y	Rivera	Y	President	Y
Harvey	Y	Kerr	Y	Roberts	Y		

On motion of Majority Leader Heath, and with the unanimous consent of those elected to the Senate having voted in the affirmative, the Second Regular Session of the Sixty-ninth General Assembly adjourned *sine die* at 8:22 p.m., May 7, 2014.

Approved:

Morgan Carroll
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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SENATE JOURNAL
Sixty-ninth General Assembly
STATE OF COLORADO
Second Regular Session

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Addendum

(As authorized by Section 26, Article V of
the Constitution of the State of Colorado)

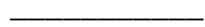
Contains all sections following adjournment *sine die* of the
Second Regular Session, Sixty-ninth General Assembly

MESSAGE FROM THE HOUSE

May 7, 2014

Madam President:

The House has adopted and returns herewith SJR14-032, SJR14-033, SJR14-036,
SJR14-038.

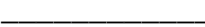


SENATE SERVICES REPORT

Correctly Revised: HB14-1020.

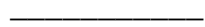
Correctly Rerevised: HB14-1001, 1369, 1375, 1391, 1393, 1395, and 1398.

Correctly Enrolled: SB14-002, 011, 021, 029, 051, 115, 131, 144, 150, 151, 166, 174,
176, 186, 201 and 209.



SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-002, 003, 011, 012, 021, 029, 046, 051, 073, 115, 118,
127, 131, 144, 150, 151, 155, 162, 166, 174, 176, 180, 184, 186, 190, 194, 197, 201, 202,
203, 209, 210 and 212; HB14-1085, 1096, 1119, 1123, 1161, 1260, 1283, 1303, 1311,
1326, 1338, 1351, 1355, 1359, 1385.



MESSAGE FROM THE GOVERNOR

May 09, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-160: CONCERNING REMOVING LIMITATIONS ON A TRANSITIONAL LIVING PROGRAM FOR A PERSON WITH A BRAIN INJURY.

Approved May 09, 2014 at 3:40 p.m.

SB14-165: CONCERNING THE PERCENTAGE AT WHICH TO RATE THE STUDENT ACADEMIC GROWTH STANDARD FOR THE PURPOSE OF LICENSED PERSONNEL PERFORMANCE EVALUATIONS IN THE 2014-15 ACADEMIC YEAR.

Approved May 09, 2014 at 4:03 p.m.

SB14-161: ELIGIBLE ELECTORS, AND, IN CONNECTION THEREWITH, REDUCING THE DEADLINE BY WHICH A VOTER REGISTRATION APPLICATION MUST BE SUBMITTED VIA CERTAIN METHODS, ALTERING PROCEDURES PERTAINING TO NATIONAL CHANGE-OF-ADDRESS SEARCHES, ALLOWING EMERGENCY BALLOTS TO BE OBTAINED FOR NONMEDICAL REASONS, AMENDING PROVISIONS RELATING TO MILITARY AND OVERSEAS VOTERS, INCREASING THE PENALTY FOR PROVIDING FALSE RESIDENTIAL INFORMATION, MAKING THE AIDING OR ABETTING THE PROVISION OF FALSE RESIDENTIAL INFORMATION A NEW FELONY OFFENSE, AND MAKING AND REDUCING APPROPRIATIONS.

Approved May 09, 2014 at 3:59 p.m.

SB14-158: CONCERNING THE HARMONIZATION OF STATUTORY RECALL ELECTION PROVISIONS WITH THE RECALL PROVISIONS IN THE STATE CONSTITUTION TO REFLECT THE MANNER IN WHICH CONTEMPORARY ELECTIONS ARE CONDUCTED, AND, IN CONNECTION THEREWITH, ALIGNING CIRCULATOR REGULATION AND PETITION REQUIREMENTS WITH INITIATIVE AND REFERENDUM CIRCULATOR AND PETITION REQUIREMENTS.

Approved May 09, 2014 at 4:36 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-005, 014, 088, 117, 124, 153, 182, 188, 193, 205, 213, 214, 217 and 223; HB14-1001, 1002, 1003, 1032, 1089, 1173, 1202, 1273, 1275, 1276, 1281, 1294, 1310, 1357.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, May 12, 2014, at 3:26 p.m.:
SB14-002, 003, 011, 012, 021, 029, 046, 051, 073, 115, 118, 127, 131, 144, 150, 151, 155, 162, 166, 174, 176, 180, 184, 186, 190, 194, 197, 201, 202, 203, 209, 210 and 212.

MESSAGE FROM THE GOVERNOR

May 12, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-164: CONCERNING AERIAL FIREFIGHTING EFFORTS THROUGH THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY, AND, IN CONNECTION THEREWITH, IMPLEMENTING RECOMMENDATIONS MADE BY THE DIVISION REGARDING THE COLORADO FIREFIGHTING AIR CORPS.

Approved May 12, 2014 at 11:37 a.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

SENATE SERVICES REPORT

Correctly Enrolled: SB14-003, 005, 012, 014, 023, 046, 050, 073, 087, 088, 099, 117, 118, 124, 125, 127, 129, 133, 152, 153, 155, 159, 162, 172, 179, 180, 182, 184, 187, 188, 190, 191, 192, 193, 194, 195, 197, 199, 202, 203, 205, 206, 208, 210, 211, 212, 213, 214, 215, 217, 222 and 223; SJM14-002, 003, 004, 005 and 006; SJR14-010, 022, 025, 026, 027, 028, 029, 030, 031, 032, 033, 034, 035, 036, 037, 038, 039 and 040; SR14-003.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Tuesday, May 13, 2014, at 10:50 a.m.:
SB14-005, 014, 088, 117, 124, 153, 182, 188, 193, 205, 213, 214, 217 and 223.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: SB14-023, 050, 087, 099, 125, 129, 133, 152, 159, 172, 179, 187, 191, 192, 195, 199, 206, 208, 211, 215 and 222; SJM14-002, 003, 004, 005 and 006; SJR14-029, 030, 031, 032, 033, 034, 035, 036, 037, 038, 039 and 040; SR14-003; HB14-1012, 1037, 1093, 1156, 1178, 1228, 1270, 1278, 1288, 1301, 1309, 1317, 1321, 1322, 1323, 1333, 1334, 1339, 1348, 1349, 1350, 1356, 1358, 1361, 1362, 1365, 1366, 1368, 1371, 1372, 1373, 1374, 1376, 1379, 1380, 1383, 1388, 1390, 1394.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Monday, May 15, 2014, at 2:43 p.m.:
SB14-023, 050, 087, 099, 125, 129, 133, 152, 159, 172, 179, 187, 191, 192, 195, 199, 206, 208, 211, 215 and 222.

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MESSAGE FROM THE GOVERNOR

May 16, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-008: CONCERNING THE CREATION OF THE WILDFIRE INFORMATION AND RESOURCE CENTER IN THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved May 14, 2014 at 10:02 a.m.

SB14-157: CONCERNING CONTINUATION OF ENHANCED UNEMPLOYMENT INSURANCE BENEFITS FOR UNEMPLOYED INDIVIDUALS PARTICIPATING IN APPROVED TRAINING PROGRAMS.

Approved May 14, 2014 at 10:47 a.m.

SB14-132: CONCERNING THE REPEAL OF THE REQUIREMENT THAT A SOLDIER BE KILLED WHILE DEPLOYED TO A COMBAT ZONE TO ISSUE A FALLEN SOLDIER LICENSE PLATE.

Approved May 14, 2014 at 11:02 a.m.

SB14-115: CONCERNING PROCEDURAL REQUIREMENTS APPLICABLE TO STATE WATER PLANS, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING AN APPROPRIATION.

Approved May 15, 2014 at 9:42 a.m.

SB14-046: CONCERNING A GRANT PROGRAM TO INCREASE LOCAL FIREFIGHTER SAFETY.

Approved May 15, 2014 at 1:36 p.m.

SB14-202: CONCERNING MODIFICATIONS TO THE REQUIREMENTS APPLICABLE TO THE SCHOOL ENERGY LOAN PROGRAM.

Approved May 15, 2014 at 2:38 p.m.

SB14-073: CONCERNING THE STATE INCOME TAX CREDIT FOR THE ENVIRONMENTAL REMEDIATION OF CONTAMINATED LAND IN THE STATE, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved May 15, 2014 at 4:01 p.m.

SB14-092: CONCERNING THE CREATION OF THE CRIME OF INSURANCE FRAUD, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 15, 2014 at 11:45 a.m.

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SB14-143: CONCERNING PAYMENT OF AMOUNTS AWARDED THROUGH NURSING FACILITY PROVIDER REIMBURSEMENT APPEALS FROM THE MEDICAID NURSING FACILITY CASH FUND.

Approved May 15, 2014 at 11:45 a.m.

SB14-156: CONCERNING A REQUIREMENT THAT A PUBLIC BENEFIT CORPORATION FILE AN ANNUAL REPORT.

Approved May 15, 2014 at 11:45 a.m.

SB14-168: CONCERNING THE SALARY STRUCTURE FOR COMPENSATING TEACHERS EMPLOYED BY THE COLORADO SCHOOL FOR THE DEAF AND THE BLIND.

Approved May 15, 2014 at 11:46 a.m.

SB14-169: CONCERNING INFORMATION THAT THE OFFICE OF INFORMATION TECHNOLOGY IS REQUIRED TO PROVIDE TO CERTAIN MEMBERS OF THE GENERAL ASSEMBLY IN CONNECTION WITH ITS ANNUAL BUDGET REQUESTS.

Approved May 15, 2014 at 11:46 a.m.

SB14-171: CONCERNING THE ABILITY OF THE COLORADO NEW ENERGY IMPROVEMENT DISTRICT TO ARRANGE FINANCING FOR WATER CONSERVATION FIXTURES.

Approved May 15, 2014 at 11:47 a.m.

SB14-183: CONCERNING AN INCREASE IN THE MAXIMUM TERM OF A BUSINESS INCENTIVE AGREEMENT THAT A LOCAL GOVERNMENT ENTERS INTO WITH A TAXPAYER WHO PAYS BUSINESS PERSONAL PROPERTY TAX.

Approved May 15, 2014 at 11:47 a.m.

SB14-189: CONCERNING A 2014-15 STATE FISCAL YEAR TRANSFER OF NINE MILLION SIX HUNDRED SEVENTY-TWO THOUSAND DOLLARS FROM THE CONTROLLED MAINTENANCE TRUST FUND TO THE GENERAL FUND FOR THE PURPOSE OF SUPPORTING A FISCAL YEAR 2014-15 APPROPRIATION FOR THE COLORADO FIREFIGHTING AIR CORPS.

Approved May 15, 2014 at 11:47 a.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

May 19, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

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SB14-150: CONCERNING THE COLORADO SCHOOL COUNSELOR CORPS GRANT PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 16, 2014 at 2:23 p.m.

SB14-011: CONCERNING THE COLORADO ENERGY RESEARCH AUTHORITY.

Approved May 16, 2014 at 4:19 pm

SB14-179: CONCERNING THE CREATION OF A FLOOD DEBRIS CLEANUP GRANT ACCOUNT TO FACILITATE WATERSHED CLEANUP EFFORTS IN AREAS AFFECTED BY THE SEPTEMBER 2013 FLOOD, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 17, 2014 at 1:44 p.m.

SB14-188: 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.

Approved May 17, 2014 at 11:26 p.m.

SB14-173: CONCERNING THE RECOMMENDATION THAT CERTAIN PERSONS BE OFFERED A TEST FOR THE HEPATITIS C VIRUS.

Approved May 19, 2014 at 2:04 p.m.

SB14-174: CONCERNING THE CREATION OF THE PROSECUTION FELLOWSHIP PROGRAM.

Approved May 19, 2014 at 1:17 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB14-1029, 1066, 1102, 1118, 1180, 1214, 1279, 1280, 1292, 1298, 1315, 1343, 1352, 1360, 1363, 1367, 1369, 1375, 1378, 1381, 1382, 1384, 1387, 1391, 1393, 1395, 1396, 1398; HJR14-1009, 1018, 1019, 1020.

MESSAGE FROM THE GOVERNOR

May 21, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

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SB14-155: CONCERNING GRANT FUNDING FOR MEDICAL MARIJUANA HEALTH EFFECTS STUDIES.

Approved May 21, 2014 at 9:29 a.m.

SB14-002: CONCERNING TRANSFERRING THE SAFE2TELL PROGRAM TO THE DEPARTMENT FO LAW, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved May 21, 2014 at 10:05 a.m.

SB14-205: CONCERNING THE TALENT PIPELINE WORKING GROUP WITH THE STATE WORKFORCE DEVELOPMENT COUNCIL IN THE DEPARTMENT OF LABOR AND EMPLOYMENT.

Approved May 21, 2014 at 12:08 p.m.

SB14-123: CONCERNING THE AUTHORITY OF THE PEACE OFFICERS STANDARDS AND TRAINING BOARD, AND, IN CONNECTION THEREWITH, PROVIDING ADDITIONAL RULE-MAKING AUTHORITY; RAISING THE MAXIMUM FEE FOR CERTIFICATION AND SKILLS EXAMS; ALLOWING AWARDING GRANTS TO NONPROFIT ORGANIZATIONS; DENYING CERTIFICATION FOR MUNICIPAL VIOLATIONS; AND MAKING AN APPROPRIATION.

Approved May 21, 2014 at 12:57 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

May 22, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-012: CONCERNING INCREASING THE ASSISTANCE PAYMENT FOR THE PROGRAM FOR AID TO THE NEEDY DISABLED, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved May 22, 2014 at 12:52 p.m.

SB14-014: CONCERNING THE PROPERTY-RELATED EXPENSE ASSISTANCE GRANTS FOR LOW-INCOME SENIORS AND INDIVIDUALS WITH DISABILITIES, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved May 22, 2014 at 12:53 p.m.

SB14-118: CONCERNING IMPROVING PROTECTIONS FOR INDIVIDUALS WITH DISABILITIES

Approved May 22, 2014 at 12:55 p.m.

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SB14-222: CONCERNING THE DURATION OF A LICENSE TO USE A REGISTRATION NUMBER WHEN AUCTIONED TO RAISE MONEY FOR THE DISABILITY-BENEFIT SUPPORT FUND.

Approved May 22, 2014 at 12:57 p.m.

SB14-003: CONCERNING CHILD CARE ASSISTANCE FOR WORKING FAMILIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION

Approved May 22, 2014 at 1:13 p.m.

SB14-051: CONCERNING ACCESS TO RECORDS RELATING TO THE ADOPTION OF CHILDREN, AND IN CONNECTION THEREWITH MAKING AN APPROPRIATION.

Approved May 22, 2014 at 1:19 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

May 26, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-030: CONCERNING THE FEE CHARGED TO ISSUE A SPECIAL LICENSE PLATE TO A PERSON WITH A DISTINGUISHED FLYING CROSS THAT WAS AWARDED FOR VALOR, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 26, 2014 at 1:28 p.m.

SB14-075: CONCERNING THE REGISTRATION OF MOTOR VEHICLES FOR MEMBERS OF THE UNITED STATES ARMED FORCES WHO ARE DEPLOYED OUTSIDE THE UNITED STATES, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved May 26, 2014 at 1:29 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

May 29, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 80203

Ladies and Gentlemen:

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I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

SB14-210: CONCERNING THE CONDUCT OF EXAMINATIONS OF INSURERS BY THE COMMISSIONER OF INSURANCE, AND, IN CONNECTION THEREWITH, REQUIRING A PREEXAMINATION CONFERENCE AND A CONFERENCE TO BE HELD BEFORE ISSUANCE OF A DRAFT EXAMINATION REPORT.

Approved May 29, 2014 at 11:17 a.m.

SB14-187: CONCERNING CREATION OF THE COLORADO COMMISSION ON AFFORDABLE HEALTHCARE TO ANALYZE HEALTHCARE COSTS IN COLORADO, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 29, 2014 at 11:22 a.m.

SB14-050: CONCERNING FINANCIAL ASSISTANCE IN COLORADO HOSPITALS, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved May 29, 2014 at 11:23 a.m.

SB14-159: CONCERNING IMPLEMENTATION OF STANDARDIZED RULES FOR USE IN PROCESSING MEDICAL CLAIMS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 29, 2014 at 11:24 a.m.

SB14-049: CONCERNING ENDANGERING PUBLIC UTILITY TRANSMISSION, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 29, 2014 at 11:29 a.m.

SB14-166: CONCERNING THE DEVELOPMENT OF MOBILE APPLICATION SOFTWARE IN THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT THAT USERS MAY ACCESS TO IDENTIFY LOCAL BUSINESSES, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved May 29, 2014 at 11:37 a.m.

SB14-190: CONCERNING CRIMINAL DISCOVERY, AND, IN CONNECTION THEREWITH, CREATING A STATEWIDE DISCOVERY SHARING SYSTEM, A CRIMINAL DISCOVERY SURCHARGE, CIVIL IMMUNITY FOR DISTRICT ATTORNEYS THAT MAKE A GOOD-FAITH EFFORT TO REDACT INFORMATION FROM DISCOVERY DOCUMENTS, AND MAKING AN APPROPRIATION.

Approved May 29, 2014 at 11:43 a.m.

SB14-005: CONCERNING ALTERNATIVE ADMINISTRATIVE REMEDIES FOR THE PROCESSING OF CERTAIN WAGE CLAIMS, AND, IN CONNECTION THEREWITH, AMENDING THE PROVISIONS FOR WRITTEN NOTICES OF A WAGE CLAIM, AND IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved May 29, 2014 at 11:48 a.m.

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SB14-088: CONCERNING THE CREATION OF THE SUICIDE PREVENTION COMMISSION, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved May 29, 2014 at 12:01 p.m.

SB14-201: CONCERNING REESTABLISHING A CHILD PROTECTION OMBUDSMAN ADVISORY WORK GROUP TO DEVELOP A PLAN FOR ACCOUNTABLE AUTONOMY FOR THE CHILD PROTECTION OMBUDSMAN PROGRAM.

Approved May 29, 2014 at 12:05 p.m.

SB14-203: CONCERNING THE OFFICE OF THE RESPONDENT PARENTS' COUNSEL IN CASES OF ALLEGED CHILD ABUSE OF NEGLECT.

Approved May 29, 2014 at 12:07 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

May 31, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-087: CONCERNING ISSUANCE OF IDENTIFICATION CARDS TO PEOPLE WHO ARE LAWFULLY PRESENT O THE UNITED STATES BUT MAY HAVE DIFFICULTY WITH CERTAIN DOCUMENTARY EVIDENCE, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved May 31, 2014 at 12:30 p.m.

SB14-099: CONCERNING A PROVISIONAL PHYSICAL THERAPIST LICENSE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 31, 2014 at 12:31 p.m.

SB14-144: CONCERNING EXTENDING THE COMMISSION ON FAMILY MEDICINE'S SUPPORT FOR THE DEVELOPMENT OF FAMILY MEDICINE RESIDENCY PROGRAMS IN UNDERSERVED AREAS OF THE STATE, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved May 31, 2014 at 12:31 p.m.

SB14-152: CONCERNING THE STANDARDIZATION OF FINANCIAL TRANSACTION REQUIREMENTS APPLICABLE TO INSURERS.

Approved May 31, 2014 at 12:31 p.m.

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SB14-154: CONCERNING FUNDS ADMINISTERED BY THE DIVISION OF FIRE PREVENTION AND CONTROL IN THE DEPARTMENT OF PUBLIC SAFETY.

Approved May 31, 2014 at 12:31 p.m.

SB14-180: CONCERNING THE COLORADO DENTAL HEALTH CARE PROGRAM FOR LOW-INCOME, AND, IN CONNECTION THEREWITH, REQUIRING A POST-ENACTMENT REVIEW OF THE IMPLEMENTATION OF THIS ACT, AND MAKING AND REDUCING APPROPRIATIONS.

Approved May 31, 2014 at 12:32 p.m.

SB14-184: CONCERNING OVERSIGHT OF THE INDUSTRIAL HEMP PROGRAM.

Approved May 31, 2014 at 12:32 p.m.

SB14-191: CONCERNING THE PROCEDURES FOR RESOLUTION OF WORKERS' COMPENSATION CLAIMS.

Approved May 31, 2014 at 12:32 p.m.

SB14-206: CONCERNING CRIMINAL RECORD SEALING PROVISIONS, AND, IN CONNECTION THEREWITH, RELOCATING THE RECORD SEALING PROVISIONS IN A NEW PART, CLARIFYING WHEN AN ARREST RECORD CAN BE SEALED, AND MAKING OTHER CLARIFYING CHANGES.

Approved May 31, 2014 at 12:33 p.m.

SB14-208: CONCERNING THE REINSTATEMENT OF THE AUTHORITY FOR VETERAN WHO HAS NOT BEEN DISHONORABLY DISCHARGED TO PRACTICE PROFESSIONALLY.

Approved May 31, 2014 at 2:08 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

June 04, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-041: CONCERNING THE CREATION OF A USS COLORADO LICENSE PLATE FOR MOTOR VEHICLES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 04, 2014 at 10:30 a.m.

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SB14-214: CONCERNING THE STUDIES REQUESTED IN THE DEPARTMENT OF PERSONNEL'S RESPONSE TO THE REQUEST FOR INFORMATION IN THE FISCAL YEAR 2013-14 ANNUAL GENERAL APPROPRIATION ACT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 04, 2014 at 2:31 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

June 4, 2014

The Honorable Colorado Senate
Sixty-ninth General Assembly
State Capitol Building
Denver, Colorado 80203

Dear Colleagues:

This is to inform you that today at 2:27 p.m., I vetoed Senate Bill 14-197, "Transportation Enterprise Transparency Act." At the same time, I am issuing an executive order that will improve transparency, accountability, and openness relating to the Colorado Department of Transportation (CDOT) High-performance Transportation Enterprise (HPTE). This letter sets forth my reasons for vetoing the legislation and issuing the executive order. The bill and this letter are being filed today with the Secretary of State in accordance with Article IV, Section 11 of the Colorado Constitution.

We firmly believe that government should always strive to be transparent and accountable. We support SB 14-197's provisions that improve transparency, accountability, and openness in public-private partnerships (P3s), including high-occupancy vehicle lane thresholds; considering transit alternatives, and providing more robust legislative reporting obligations. We appreciate the hard work and dedication of SB 14-197's sponsors and House and Senate leadership, who are tenacious advocates for promoting transparency and openness in our state government. In particular, Senate Majority Leader Heath worked tirelessly to move the bill from its original proposal to a much better final product.

Unfortunately, SB 14-197 is not just a transparency bill--it also inappropriately constrains the business terms of future P3 agreements. In response to Colorado's "quiet crisis in transportation" identified over five years ago, in 2009 the General Assembly directed the executive branch to aggressively pursue P3s for transportation infrastructure to address the state's ongoing inability to adequately fund transportation needs. While CDOT and HPTE have made great strides recently in this area, continued success depends on being able to access all of the tools in our transportation financing toolbox.

Senate Bill 14-197 departs from the state's policy of enabling P3s as a financing alternative. In so doing, it restricts future P3 opportunities by discouraging investment in Colorado, eliminating cost-saving alternatives for delivering core infrastructure, and curbing economic development opportunities. The bill requires any future P3 with certain features (contract terms over 35 years, procurement disruptions, inappropriate linkage to municipal debt terms, abstract non-compete provisions, and compensation events) be pre-approved by the General Assembly. Yet, these material constraints on business terms (that are traditionally negotiated at arm's-length) would create a chilling component on future transactions, making investors unlikely or unwilling to bid on Colorado projects due to the increased risks this process would generate. These risks will translate into more expensive transportation infrastructure for Colorado and its residents.

We are also concerned that private sector and local government stakeholders were not adequately involved in SB 14-197's development. Legislation this complex -- especially when introduced in the final weeks of session -- deserves thorough scrutiny and input from all impacted parties. In committee, private sector representatives warned that the bill's rushed process and lack of business community input could result in unintended consequences. Those worries were shared by city and county officials concerned about limiting future P3s. We share those concerns. With legislation of this complexity, it is critical that all stakeholder and partners be actively engaged in a robust and thorough process to ensure good outcomes and good law; we fear that was not the case with SB 14-197.

Despite SB 14-197's unworkable provisions, we believe in its efforts to improve transparency and accountability. For this reason, today I am issuing Executive Order D 2014-010, which

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instructs HPTE, for all future P3 agreements, to implement SB 14-107's provisions that are focused on injecting transparency and openness into the HTPE process.

Colorado's transportation needs remain underfunded, and we must do more with less. P3s are a necessary tool the state can leverage to deliver important transformation projects. The ability to negotiate the best P3s for our state is critical for this method of project delivery, and should be preserved. Given the General Assembly's shared interest in successful and accountable P3 projects, we would like to work with members of the legislature to discuss concepts for creating a "Center of Excellence," which would establish P3 best practices, including programs for ensuring transparency and openness. This will help all of us be more deliberate about P3s moving forward, without sacrificing opportunities for economic development and investment. We stand ready to work with you toward the goal of finding a solution that will maximize the potential usefulness of P3s, while ensuring transparency and openness.

Sincerely,
(signed)
Governor John Hickenlooper

June 5, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-015: CONCERNING THE CREATION OF A HOSPITALITY CAREER GRANT PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION

Approved June 5, 2014 at 11:23 a.m.

SB14-036: CONCERNING THE CREATION OF AN EMERGENCY MEDICAL SERVICES LICENSE PLATE FOR MOTOR VEHICLES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 5, 2014 at 11:39 a.m.

SB14-124: CONCERNING PROGRAMS TO DEVELOP LEADERS FOR LOW-PERFORMING PUBLIC SCHOOLS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 5, 2014 at 12:05 p.m.

SB14-125: CONCERNING THE REGULATION OF TRANSPORTATION NETWORK COMPANIES, AND, IN CONNECTION THEREWITH, REQUIRING TRANSPORTATION NETWORK COMPANIES TO CARRY LIABILITY INSURANCE, CONDUCT BACKGROUND CHECKS ON TRANSPORTATION NETWORK COMPANY DRIVERS, INSPECT TRANSPORTATION NETWORK COMPANY VEHICLES, AND OBTAIN A PERMIT FROM THE PUBLIC UTILITIES COMMISSION; AND MAKING AN APPROPRIATION.

Approved June 5, 2014 at 10:43 a.m.

SB14-130: CONCERNING AN INCREASE TO THE PERSONAL NEEDS ALLOWANCE FOR PERSONS IN NURSING CARE FACILITIES, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved June 5, 2014 at 11:49 a.m.

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SB14-151: CONCERNING THE USE OF MONEYS DERIVED FROM CIVIL PENALTIES IMPOSED ON NURSING FACILITIES TO FUND INNOVATIONS IN NURSING HOME CARE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION

Approved June 5, 2014 at 11:50 a.m.

SB14-162: CONCERNING QUALITY MANAGEMENT PROGRAMS FOR EMERGENCY MEDICAL SERVICE PROVIDERS PROVIDING CARE IN THE PREHOSPITAL SETTING.

Approved June 5, 2014 at 11:39 a.m.

SB14-172: CONCERNING EMPLOYER-PAID BENEFITS TO A FIREFIGHTER FOR CARDIAC ILLNESSES RESULTING FROM A STRENUOUS WORK EVENT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 5, 2014 at 10:44 a.m.

SB14-192: CONCERNING THE REGULATION OF FACILITIES LICENSED WITH REGARD TO CLASSIFIED RADIOACTIVE MATERIALS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 5, 2014 at 11:16 a.m.

SB14-194: CONCERNING THE ISSUANCE OF IDENTIFICATION DOCUMENTS BY THE DEPARTMENT OF REVENUE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 5, 2014 at 1:59 p.m.

SB14-199: CONCERNING AMENDMENTS TO THE CHARTER OF THE TOWN OF GEORGETOWN, AND, IN CONNECTION THEREWITH, ADDING NEW PROVISIONS, MODIFYING EXISTING PROVISIONS, AND DELETING OBSOLETE PROVISIONS IN THE CHARTER.

Approved June 5, 2014 at 11:13 a.m.

SB14-211: CONCERNING AN ALZHEIMER'S DISEASE CENTER, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 5, 2014 at 12:00 p.m.

SB14-213: CONCERNING INCREASING THE STATUTES OF LIMITATIONS FOR COMMENCING PROCEEDINGS AGAINST A PERSON WHO, AFTER COMMITTING A VEHICULAR HOMICIDE, LEAVES THE SCENE OF THE ACCIDENT, AND, IN CONNECTION THEREWITH, REQUIRING A POST-ENACTMENT REVIEW OF THE IMPLEMENTATION OF THIS ACT.

Approved June 5, 2014 at 12:12 p.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

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June 5, 2014

The Honorable Colorado Senate
Sixty-ninth General Assembly
State Capitol Building
Denver, Colorado 80203

Dear Colleagues:

After careful consideration, today at 10:41 a.m. I vetoed Senate Bill 14-023, "Concerning an authorization of the voluntary transfer of water efficiency savings to the Colorado Water Conservation Board for instream use purposes in water divisions that include lands west of the continental divide." This letter sets forth my reasons for vetoing the legislation. The bill and this letter are being filed today with the Secretary of State in accordance with Article IV, Section 11 of the Colorado Constitution.

This decision was not easy; it was a close call. That is because the bill's goals are important for our water future and we appreciate and honor the thousands of hours that went into crafting this legislation. Despite these efforts, there was a breakdown in consensus toward the end of the legislative session that divided the water community and, in our view, would make implementation of the policy more difficult.

So this veto is not intended to stop this legislation from ever becoming law; it is, rather, intended to build on the collaborative process that led to its passage in the General Assembly this year, in order to return next year with legislation that has broader support by water users in our state. This bill already has a good cross section of support from various interests, including sportsmen, conservationists, and some in the agricultural community. Unfortunately, and despite the best efforts of the bill's sponsors, important questions remain about how best to expand the state's instream flow program without creating injury or cost to downstream users, principally in agriculture.

Given the General Assembly's painstaking efforts to build consensus around Colorado's Water Plan, we are concerned that this legislation may have the unintended consequence of polarizing stakeholders where we are trying to foster collaboration and consensus. This is unfortunate, because the goals of the bill and the motives of the bill's sponsors are laudable. We ought to do all that we can to encourage conservation of water resources and keep more water in our streams and rivers for water quality purposes, but this has to be done in ways that respect our long tradition of prior appropriation and prevent injury to downstream users. This is why we are supportive of a targeted pilot program that would meet those goals. In addition, it will help preserve broad stakeholder consensus across basins on how to carefully introduce changes to our water law.

There can be now doubt that greater efficiency is critical to Colorado's water future and we support SB 14-023's intention and overarching approach to encourage efficient practices. Encouraging efficient practices can be accomplished without the perception of, or actually result in, (1) injury to other water users, (2) infringing upon fundamental tenants of Colorado water law, or (3) additional unnecessary expense in the water court process. While the bill's specific language may provide protections against these results, water users have expressed concerns that the bill may instead present these unintended outcomes.

We believe that more good work by people of good faith and commitment to shared goals can get Colorado a better result. The concepts contained in this legislation will be more successful if there is broad support among all those affected.

While SB 14-023 fell short of addressing concerns raised by critical agricultural and water conservation interests, we specifically applaud Representative Becker and Senator Schwartz's efforts to move this critical discussion forward. Legislation impacting Colorado water rights deserves thorough scrutiny and input from all impacted parties. In this instance, where the bill only addressed water law on the Western Slope, the Colorado River Water Conservation District cautioned that this bill would result in unintended consequences. Specifically, some agricultural interests believe that SB 14-023 will cause injury to intervening water rights holders in the effected reach of the stream and add to the burden of water court costs for farmers and ranchers. All stakeholders and partners must be actively engaged in a robust and thorough process to ensure good water outcomes and good water law.

We have directed the Colorado Department of Natural Resources and the Colorado Water Conservation Board to work with legislators on a pilot concept in preparation for the next legislative session that addresses concerns raised by opponents of this legislation.

Making the topic of this legislation an administration priority next year would give us an opportunity to re-engage stakeholders who have concerns about SB 14-023, and build a broader base of support for passage next year. If I am re-elected by Colorado's voters to a

second term, my administration will be committed to pursuing bipartisan resolution of this important issue.

Sincerely,
(signed)
Governor John Hickenlooper

June 06, 2014

To the Honorable Senate
Sixty-Ninth General Assembly
Second Regular Session
State Capitol
Denver, Colorado 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:

SB14-021: CONCERNING THE TREATMENT OF PERSONS WITH MENTAL ILLNESS WHO ARE INVOLVED IN THE CRIMINAL JUSTICE SYSTEMS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 06, 2014 at 9:16 a.m.

SB14-064: CONCERNING RESTRICTING THE USE OF LONG-TERM ISOLATED CONFINEMENT FOR INMATES WITH SERIOUS MENTAL ILLNESS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 06, 2014 at 9:17 a.m.

SB14-215: CONCERNING THE DISPOSITION OF MONEYS COLLECTED BY THE STATE IN CONNECTION WITH THE LEGAL MARIJUANA INDUSTRY, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 06, 2014 at 9:25 a.m.

SB14-195: CONCERNING A STUDY OF PHREATOPHYTE GROWTH ALONG THE SOUTH PLATTE RIVER IN THE AFTERMATH OF THE SEPTEMBER 2013 FLOOD.

Approved June 06, 2014 at 9:32 a.m.

SB14-029: CONCERNING THE ESTABLISHMENT OF A PAINT STEWARDSHIP PROGRAM FOR THE ENVIRONMENTALLY SOUND DISPOSAL OF POSTCONSUMER ARCHITECTURAL PAINT, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 06, 2014 at 9:49 a.m.

SB14-103: CONCERNING THE PHASE-OUT OF THE SALE OF CERTAIN LOW-EFFICIENCY PLUMBING FIXTURES.

Approved June 06, 2014 at 9:49 a.m.

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SB14-117: CONCERNING THE REAUTHORIZATION OF THE REGULATION OF REAL ESTATE APPRAISERS BY THE BOARD OF REAL ESTATE APPRAISERS THROUGH A RECREATION AND REENACTMENT OF THE RELEVANT STATUTES INCORPORATING NO SUBSTANTIVE AMENDMENTS OTHER THAN THOSE APPROVED DURING THE FIRST REGULAR SESSION OF THE 69TH GENERAL ASSEMBLY.

Approved June 06, 2014 at 9:49 a.m.

SB14-127: CONCERNING STATEWIDE RADIO COMMUNICATIONS, AND, IN CONNECTION THEREWITH, DIRECTING THE DEPARTMENT OF PUBLIC SAFETY TO PERFORM A COMMUNICATIONS NEEDS ASSESSMENT, RECREATING THE CONSOLIDATED COMMUNICATIONS SYSTEM AUTHORITY AS A NEW STANDING PUBLIC SAFETY COMMUNICATIONS SUBCOMMITTEE UNDER THE HOMELAND SECURITY AND ALL-HAZARDS SENIOR ADVISORY COMMITTEE IN THE DIVISION OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT IN THAT DEPARTMENT, AND MAKING AN APPROPRIATION.

Approved June 06, 2014 at 9:50 a.m.

SB14-129: CONCERNING CHANGES TO CRIMINAL PROVISIONS RELATED TO MARIJUANA, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 06, 2014 at 9:50 a.m.

SB14-131: CONCERNING THE REMOVAL OF CERTAIN IDENTIFYING INFORMATION FROM A MOTOR VEHICLE REGISTRATION CARD.

Approved June 06, 2014 at 9:50 a.m.

SB14-133: CONCERNING THE REGULATION OF PRIVATE INVESTIGATORS BY THE DEPARTMENT OF REGULATORY AGENCIES, AND, IN CONNECTION THEREWITH, MAKING APPROPRIATIONS.

Approved June 06, 2014 at 9:50 a.m.

SB14-153: CONCERNING COMPENSATION OF MEMBERS OF THE GENERAL ASSEMBLY APPOINTED TO AND SERVING ON STATE ENTITIES, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved June 06, 2014 at 9:51 a.m.

SB14-163: CONCERNING CLARIFYING CHANGES TO THE PROVISIONS RELATED TO BEST PRACTICES IN BOND SETTING.

Approved June 06, 2014 at 9:51 a.m.

SB14-176: CONCERNING CRIMES RELATED TO ENTITIES THAT TRADE IN STOLEN VEHICLES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 06, 2014 at 9:51 a.m.

SB14-182: CONCERNING PROCEDURES GOVERNING DISCUSSIONS BY BOARDS OF EDUCATION OF SCHOOL DISTRICTS WHILE MEETING IN EXECUTIVE SESSION.

Approved June 06, 2014 at 9:51 a.m.

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SB14-186: CONCERNING THE AGGREGATION OF EFFICIENCY PROJECTS IN SMALL COMMUNITIES IN ORDER TO ATTRACT PRIVATE SECTOR INVESTMENT THROUGH PERFORMANCE CONTRACTING.

Approved June 06, 2014 at 9:51 a.m.

SB14-193: CONCERNING CONFORMING COLORADO LAW ON LOCATION INFORMATION WITH THE FOURTH AMENDMENT AS INTERPRETED BY THE UNITED STATES SUPREME COURT IN UNITED STATES V. JONES.

Approved June 06, 2014 at 9:52 a.m.

SB14-209: CONCERNING THE REQUIREMENTS FOR PERMISSIBLE INVESTMENTS BY INSURERS IN LOANS SECURED BY INTERESTS IN REAL ESTATE.

Approved June 06, 2014 at 9:52 a.m.

SB14-212: CONCERNING THE REQUIREMENTS FOR PERMISSIBLE INVESTMENTS BY INSURERS IN LOANS SECURED BY INTERESTS IN REAL ESTATE.

Approved June 06, 2014 at 9:52 a.m.

SB14-217: CONCERNING METHODS TO PROMOTE TRANSPARENCY IN CONNECTION WITH PUBLIC DISCLOSURE BY LOBBYISTS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved June 06, 2014 at 9:53 a.m.

SB14-223: CONCERNING THE PAYMENT BY THE STATE OF LEGAL CLAIMS ARISING IN CONNECTION WITH THE LOWER NORTH FORK WILDFIRE, AND, IN CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS.

Approved June 06, 2014 at 9:53 a.m.

Sincerely,
(signed)
John W. Hickenlooper
Governor

TRIBUTES

Honoring:

- National Association of Letter Carriers, For active participation in the 22nd Annual Stamp Out Food Drive -- By Senator Rachel Zenzinger.
- Fort Collins High School History Club, In recognition as one of the top ten best history clubs in the nation -- By Senator John Kefalas.
- Reginald Allen Cox, For inspiring contribution in the Lakewood community and with Foothills Elementary School -- By Senator Andy Kerr.
- Jessica Lenahan, For protecting victims of domestic violence, motivated by her own tragic loss of her three daughters -- By Senator Irene Aguilar.
- Jennifer Freeman, For commendable service as the outgoing director of the Colorado Youth Corps Association -- By Senator Andy Kerr.
- Ryan Shea, For being the Colorado winner of the Doodle 4 Google contest -- By Senator Andy Kerr.
- Jose Alberto Martinez III, For being awarded the Milken Educator Award -- By Senator Andy Kerr.
- Arapahoe County Sheriff's Victim Assistance Program, For being the 2014 recipient of the National Sheriff's Association Crime Victim Services Award -- By Madam President Morgan Carroll.
- The Teachers of Colorado, For Continuing to mentor, inspire, and motivate the future leaders of tomorrow -- By Senator Andy Kerr.

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Gully Stanford, in recognition retirement and of his significant contributions to the Colorado State Board of Education and Commission on Higher Education -- By the Senate Education Committee	1 2 3
Escuela Tlatelolco School, In recognition of Escuela Tlatelolco's partnership with the Nuestro Rio campaign -- By Senator Jessie Ulibarri.	4 5
Chief Warrant Officer 2 Joshua B. Silverman, Who gave his life for the United States of America on December 17, 2013 -- By Senator Nancy Todd.	6 7
The City of Black Hawk, In recognition of the city of Black Hawk's 150th anniversary -- By Senator Jeanne Nicholson.	8 9
St. Andrew Society of Colorado, For 50 years of preserving and promoting the history of Scottish-Americans in Colorado -- By Senator Andy Kerr.	10 11
Police Chief Dan Oates, Upon His Retirement from the Aurora Police Department -- By Senators Nancy Todd, Morgan Carroll, David Balmer and Linda Newell.	12 13
Indian Ridge Elementary School, In honor of the Fourth and Fifth grade students from Indian Ridge Elementary for their outstanding advocacy through Project Citizen -- By Senator Michael Johnston.	14 15 16