

SENATE JOURNAL
 Seventieth General Assembly
STATE OF COLORADO
 First Regular Session

91st Legislative Day Tuesday, April 7, 2015

Prayer	By the chaplain, Dan File, Capitol Commission, Lake City.	10
Call to Order	By the President at 9:00 a.m.	11
Pledge	By Matthew Baumgardner.	12
Roll Call	Present--35	13
Quorum	The President announced a quorum present.	14
Reading of Journal	On motion of Senator Merrifield, reading of the Journal of Monday, April 6, 2015, 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 HB15-1042 be referred to the Committee of the Whole with favorable recommendation.	16
State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB15-1212 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.	17
	Amend reengrossed bill, page 2, strike line 5 and substitute " entities - repeal. (5) This section is repealed, effective July 1, 2015 JULY 1, 2020 , UNLESS THE STATE BOARD OF LAND COMMISSIONERS FILES A WRITTEN REPORT REGARDING ALL PROPERTY DISPOSALS MADE PURSUANT TO THIS SECTION ON JANUARY 6, 2020, TO THE GENERAL ASSEMBLY AS SPECIFIED IN SECTION 24-1-136 (9), C.R.S."	18

State, Veterans, & Military Affairs	After consideration on the merits, the Committee recommends that HB15-1133 be postponed indefinitely .	19
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SENATE SERVICES REPORT

Correctly Engrossed: SB15-100, 216 and 223.
Correctly Revised: HJR15-1018.

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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:

SB15-216 by Senator(s) Hill; also Representative(s) Fields--Concerning a school district's exclusive authority to authorize charter schools located within the geographic boundaries of the school district.

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

SB15-223 by Senator(s) Holbert and Todd, Carroll, Merrifield, Marble, Woods, Neville T., Lundberg, Scheffel, Hill, Sonnenberg; also Representative(s) Lebsack and Ransom, Primavera, Danielson, Winter, Salazar, Esgar, Saine, Brown, Buck, Conti, Everett, Klingenschmitt, Navarro, Roupe, Sias, Thurlow, Van Winkle, Windholz, Neville P.--Concerning ensuring that the exercise of a parent's right to refuse to have his or her child take standardized tests does not result in negative consequences due to a reduced student participation rate.

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

SB15-100 by Senator(s) Steadman, Guzman, Johnston; also Representative(s) Foote and McCann, Kagan--Concerning implementation of recommendations of the committee on legal services in connection with legislative review of rules and regulations of state agencies.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

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

Co-sponsor(s): Aguilar, Carroll, Heath, Holbert, Jones, Kerr, Lambert, Merrifield, Newell, Todd, Ulibarri.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

HB15-1095 by Representative(s) Carver, Joshi, Lundeen, Saine, Tate; also Senator(s) Lundberg--Concerning the extension of an exemption under the "Colorado Common Interest Ownership Act" for certain small common-interest communities to include communities created before July 1, 1992, whose declarations limit their annual common expense liability to no more than three hundred dollars.

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

SB15-209 by Senator(s) Balmer, Todd; also Representative(s) Williams--Concerning an amendment to specified statutes governing the management of the financial affairs of a unit owners' association under the "Colorado Common Interest Ownership Act" so as to exempt communities in which a majority of units designated for residential use are time share units.

Laid over until Wednesday, April 8, retaining its place on the calendar.

SB15-204 by Senator(s) Newell and Lundberg, Aguilar, Baumgardner, Carroll, Cooke, Crowder, Grantham, Guzman, Hodge, Holbert, Johnston, Kefalas, Kerr, Lambert, Marble, Martinez Humenik, Merrifield, Scott, Steadman, Todd, Ulibarri, Woods; also Representative(s) Singer, Garnett, Kraft-Tharp, Lebsock, Lee, Lontine, McCann, Melton, Moreno, Primavera, Rankin, Rosenthal, Ryden, Salazar, Tate, Tyler, Winter, Young--Concerning the independent functioning of the office of the child protection ombudsman.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, March 30, page(s) 608 and placed in members' bill files.)

Amendment No. 2(L.010), by Senator Newell.

Amend printed bill, page 2, line 4, strike "ombudsman - board" and substitute "ombudsman".

Page 2, strike line 7 and substitute "IS CREATED WITHIN THE OFFICE OF THE STATE AUDITOR.".

Page 2, strike lines 14 through 25.

Strike page 3.

Page 4, strike lines 1 through 18.

Page 4, line 19, strike "BOARD" and substitute "THE OFFICE OF THE STATE AUDITOR".

Page 4, strike lines 23 through 27 and substitute "ARTICLE AS THE "OMBUDSMAN".".

Page 5, strike lines 12 and 13 and substitute "SIGNED NO LATER THAN NOVEMBER 1, 2015.".

Page 5, strike lines 14 through 19.

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble	Y	Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder	Y	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	Y	Woods	Y
Garcia	Y	Jones	Y	Newell	Y	President	Y
Grantham	Y	Kefalas	Y	Roberts	Y		

The Committee of the Whole took the following action:

Passed on second reading: SB15-204 as amended, HB15-1095.
Laid over until Wednesday, April 8: SB15-209.

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB15-1191, 1224, 1245, 1246.

On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday, April 8, 2015.

Approved:

Bill L. Cadman
President of the Senate

Attest:

Cindi L. Markwell
Secretary of the Senate

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