

SENATE JOURNAL
 Seventieth General Assembly
STATE OF COLORADO
 First Regular Session

77th Legislative Day Tuesday, March 24, 2015

- Prayer 10
 By the chaplain, Dan File, Capitol Commission, Lake City. 11
- Call to 12
 Order 13
 By the President at 9:00 a.m. 14
- Pledge 15
 By Majority Leader Scheffel. 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 Garcia, reading of the Journal of Monday, March 23, 2015, was 23
 dispensed with and the Journal was approved as corrected by the Secretary. 24

COMMITTEE OF REFERENCE REPORTS

- Judiciary 25
 After consideration on the merits, the Committee recommends that **HB15-1197** be 26
amended as follows, and as so amended, be referred to the Committee of the Whole with 27
 favorable recommendation and with a recommendation that it be placed on the Consent 28
 Calendar. 29
- Amend reengrossed bill, page 3, line 2, strike "ENTITIES." and substitute 30
 "ENTITIES". 31
- Page 3, line 12, strike "AND" and substitute "OR". 32
- Page 3, line 16, strike "THE" and substitute "IF THE INDEMNITY OBLIGOR 33
 IS A PERSON OR ENTITY PROVIDING ARCHITECTURAL, ENGINEERING, 34
 SURVEYING, OR OTHER DESIGN SERVICES, THEN THE". 35
- Judiciary 36
 After consideration on the merits, the Committee recommends that **SB15-205** be **referred** 37
 to the Committee on Appropriations with favorable recommendation. 38
- State, 39
 Veterans, & 40
 Military 41
 Affairs 42
 After consideration on the merits, the Committee recommends that **HB15-1114** be 43
postponed indefinitely. 44

SENATE SERVICES REPORT

- Correctly Engrossed:** SB15-129; SJR15-019. 45
- Correctly Reengrossed:** SB15-208. 46
- Correctly Revised:** HB15-1164; HJR15-1016. 47
- Correctly Rerevised:** HB15-1202, 1213, 1223 and 1244. 48

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INTRODUCTION OF BILLS -- FIRST READING

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

- SB15-232** by Senator(s) Baumgardner and Sonnenberg; also Representative(s) Coram--Concerning the creation of the Colorado federal land management commission to study the transfer of public lands in Colorado from the federal government to the state.
Agriculture, Natural Resources, & Energy
- SB15-233** by Senator(s) Marble and Woods, Holbert, Neville T.; also Representative(s) Everett--Concerning revising accountability measures in public education.
Education
- SB15-252** by Senator(s) Johnston, Donovan; --Concerning authorization for a school district that receives a loan through the renewable energy and energy efficiency for schools loan program to use the money borrowed to conduct an energy audit for the purpose of establishing the amount of energy savings expected to result from a renewable energy or energy efficiency project.
Agriculture, Natural Resources, & Energy
Finance
- HB15-1173** by Representative(s) Mitsch Bush and Rankin; also Senator(s) Todd--Concerning a requirement that motor vehicles have certain traction equipment when driving on the interstate 70 mountain corridor.
Transportation
- HB15-1214** by Representative(s) Singer; also Senator(s) Cooke--Concerning opioid analgesics with abuse-deterrent properties.
State, Veterans, & Military Affairs
- HB15-1218** by Representative(s) Fields; also Senator(s) Johnston--Concerning requiring certain disclosures by defense-initiated victim outreach specialists.
Judiciary
- HB15-1240** by Representative(s) Fields; also Senator(s) Balmer--Concerning reducing referrals of public school students to law enforcement agencies.
State, Veterans, & Military Affairs

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:

- SB15-069** by Senator(s) Woods, Lundberg, Lambert, Holbert, Cooke, Neville T., Marble, Baumgardner, Balmer; also Representative(s) Priola, Everett, Navarro, Neville P., Nordberg, Ransom, Tate, Thurlow, Van Winkle, Willett--Concerning the repeal of the "Job Protection and Civil Rights Enforcement Act of 2013", and, in connection therewith, reducing 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		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	N	Marble	Y	Steadman	N
Cooke		Y	Holbert	Y	Martinez Humenik	Y	Todd	N
Crowder		Y	Jahn	Y	Merrifield	N	Ulibarri	N
Donovan		N	Johnston	N	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: Cadman, Grantham, Scheffel, Scott and Sonnenberg.

SB15-129 by Senator(s) Lundberg; also Representative(s) Kagan--Concerning preserving the parent-child relationship in domestic relations actions.

The question 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) added: Cadman, Carroll, Cooke, Garcia, Grantham, Heath, Hill, Holbert, Kefalas, Lambert, Marble, Martinez Humenik, Merrifield, Neville T., Roberts, Scheffel, Scott, Sonnenberg, Todd, Ulibarri and Woods.

HB15-1164 by Representative(s) Pettersen; also Senator(s) Kerr--Concerning the postponement of jury service for a person who is breast-feeding a child.

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

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Senate proceeded out of order for an expression of personal privilege.

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

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

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

HB15-1184 by Representative(s) Lontine; also Senator(s) Hill--Concerning the operation of charter school networks.

Amendment No. 1, Education Committee Amendment.
(Printed in Senate Journal, March 20, page(s) 520 and placed in members' bill files.)

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

HB15-1204 by Representative(s) Pabon, Ginal, Arndt, Singer, Melton; also Senator(s) Kerr, Grantham, Guzman, Jahn--Concerning the creation of a distillery pub license.

Amendment No. 1, Business, Labor & Technology Committee Amendment.
(Printed in Senate Journal, March 17, page(s) 475 and placed in members' bill files.)

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

HB15-1145 by Representative(s) Rankin, Coram; also Senator(s) Hodge--Concerning the regulation of radioactive materials, and, in connection therewith, implementing an audit report issued by the federal nuclear regulatory commission.

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

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

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	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: HB15-1184 as amended, HB15-1204 as amended, HB15-1145.

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB15-045 by Senator(s) Lundberg; also Representative(s) Ransom--Concerning the creation of income tax credits for nonpublic education.

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.)

SB15-086 by Senator(s) Lambert, Grantham, Lundberg, Marble, Holbert, Cooke, Baumgardner, Neville T., Roberts, Cadman, Scheffel, Scott, Crowder; also Representative(s) Joshi, Brown, Klingenschmitt, Carver, Wilson, Neville P.--Concerning criminal background checks performed pursuant to transfers of firearms.

Amendment No. 1, Appropriations Committee Amendment.

(Printed in Senate Journal, March 13, page(s) 459 and placed in members' bill files.)

Amendment No. 2(L.001), by Senator Lambert.

Amend the Appropriations Committee Report, dated March 13, 2015, page 1, line 13, strike "AND" and substitute "AND,".

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.)

HB15-1072 by Representative(s) Fields, Arndt, Becker K., Buckner, Court, Danielson, Foote, Ginal, Lontine, McCann, Melton, Mitsch Bush, Moreno, Pabon, Pettersen, Primavera, Rosenthal, Ryden, Salazar, Singer, Tyler, Winter; also Senator(s) Newell--Concerning harassment through an interactive electronic medium.

(Amended in general orders as printed in Senate journal, March 23, page(s) 537.)

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

SB15-135 by Senator(s) Martinez Humenik and Jahn, Hodge, Holbert, Todd; --Concerning modifications to statutory provisions governing urban redevelopment affecting public bodies in connection with urban renewal projects.

Laid over until Wednesday, March 25, retaining its place on the calendar.

SB15-091 by Senator(s) Scott; --Concerning a reduction in the statutory limitation period applicable to legal actions for construction defects on improvements to real property.

Laid over until Wednesday, March 25, retaining its place on the calendar.

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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.

Laid over until Tuesday, April 7, retaining its place on the calendar.

HB15-1046 by Representative(s) Moreno; also Senator(s) Scott--Concerning authorization for the
 executive director of the department of transportation to waive department project cost
 estimate-based statutory contract amount limits when awarding a highway project contract.

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

SB15-177 by Senator(s) Scheffel and Ulibarri; also Representative(s) DelGrosso and Singer--
 Concerning prerequisites to the authority of a unit owners' association to pursue resolution
 of disputes involving construction defects.

Laid over until Wednesday, March 25, retaining its place on the calendar.

HB15-1130 by Representative(s) Nordberg and Ryden; also Senator(s) Garcia and Hill--Concerning
 voting by military and overseas voters in municipal elections, and, in connection therewith,
 extending certain deadlines that govern the conduct of municipal elections to ensure that
 such voters have the same ability to vote in such elections as they do in federal, state, and
 county elections.

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

AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

SB15-045 by Senator(s) Lundberg; also Representative(s) Ransom--Concerning the creation of
 income tax credits for nonpublic education.

Senator Kerr moved to amend the Report of the Committee of the Whole to show that the
 following Kerr floor amendment, (L.012) to SB15-045, did pass, and that SB15-045, as
 amended, did pass.

Amend printed bill, page 7, after line 5 insert:

"(8) ANY PRIVATE SCHOOL THAT ISSUES A CREDIT CERTIFICATE TO
 A TAXPAYER THAT ENROLLS A DEPENDENT QUALIFIED CHILD IN THE
 PRIVATE SCHOOL OR THAT PROVIDES A SCHOLARSHIP TO A QUALIFIED
 CHILD WHO IS ENROLLED IN THE PRIVATE SCHOOL PURSUANT TO THIS
 SECTION IS SUBJECT TO THE REQUIREMENTS IMPOSED ON LOCAL
 EDUCATION PROVIDERS IN PART 10 OF ARTICLE 7 OF TITLE 22, C.R.S., AND
 ARTICLE 11 OF TITLE 22, C.R.S., AND IS SUBJECT TO THE ASSESSMENT
 REQUIREMENTS IN SECTION 22-7-409, C.R.S., FOR ANY SCHOOL YEAR IN
 WHICH A CREDIT CERTIFICATE IS ISSUED."

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

Senator Kerr moved to amend the Report of the Committee of the Whole to show that the following Kerr floor amendment, (L.013) to SB15-045, did pass, and that SB15-045, as amended, did pass.

Amend printed bill, page 7, after line 5 insert:

"(8) ANY PRIVATE SCHOOL THAT ISSUES A CREDIT CERTIFICATE TO A TAXPAYER THAT ENROLLS A DEPENDENT QUALIFIED CHILD IN THE PRIVATE SCHOOL OR THAT PROVIDES A SCHOLARSHIP TO A QUALIFIED CHILD WHO IS ENROLLED IN THE PRIVATE SCHOOL PURSUANT TO THIS SECTION IS SUBJECT TO THE REQUIREMENTS IMPOSED ON LOCAL EDUCATION PROVIDERS IN PART 10 OF ARTICLE 7 OF TITLE 22, C.R.S., AND ARTICLE 11 OF TITLE 22, C.R.S., AND IS SUBJECT TO THE ASSESSMENT REQUIREMENTS IN SECTION 22-7-409, C.R.S., FOR ANY SCHOOL YEAR IN WHICH A CREDIT CERTIFICATE IS ISSUED; EXCEPT THAT ONLY A STUDENT IN THE PRIVATE SCHOOL WHO IS A DEPENDENT CHILD OF A TAXPAYER WHO RECEIVES A CREDIT CERTIFICATE OR WHO IS THE RECIPIENT OF A SCHOLARSHIP PROVIDED BY A TAXPAYER WHO RECEIVES A CREDIT CERTIFICATE SHALL BE INCLUDED IN SUCH REQUIREMENTS."

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

Senator Cadman moved to amend the Report of the Committee of the Whole to show that the following amendment to SB15-045 did pass, and that SB15-045, as amended, did pass.

Amend printed bill, page 5, line 26, strike "SHALL NOT" and substitute "MAY".

Page 8, line 23, strike "SHALL NOT" and substitute "MAY".

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	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		

Senator Johnston moved to amend the Report of the Committee of the Whole to show that the following Johnston floor amendment, (L.017) to SB15-045, did pass, and that SB15-045, as amended, did pass.

Amend printed bill, page 4, strike lines 4 and 5 and substitute:

"(2) (a) (I) FOR INCOME TAX YEARS SPECIFIED IN PARAGRAPH (e) OF THIS SUBSECTION (2), A PRIVATE SCHOOL SHALL ISSUE A CREDIT CERTIFICATE".

Page 5, after line 19 insert:

"(e) THE PROVISIONS OF THIS SECTION TAKE EFFECT BEGINNING IN THE INCOME TAX YEAR IMMEDIATELY FOLLOWING THE STATE FISCAL YEAR IN WHICH THE PROVISIONS OF SECTION 22-54-104 (5) (g), C.R.S., ARE NO LONGER NECESSARY AND THE STATE FULLY FUNDS ITS OBLIGATIONS SPECIFIED IN SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION."

Page 7, strike lines 24 and 25 and substitute:

"(2) (a) (I) FOR INCOME TAX YEARS SPECIFIED IN PARAGRAPH (c) OF THIS SUBSECTION (2), THERE IS ALLOWED AS A CREDIT AGAINST THE INCOME".

Page 8, after line 16 insert:

"(c) THE PROVISIONS OF THIS SECTION TAKE EFFECT BEGINNING IN THE INCOME TAX YEAR IMMEDIATELY FOLLOWING THE STATE FISCAL YEAR IN WHICH THE PROVISIONS OF SECTION 22-54-104 (5) (g), C.R.S., ARE NO LONGER NECESSARY AND THE STATE FULLY FUNDS ITS OBLIGATIONS SPECIFIED IN SECTION 17 OF ARTICLE IX OF THE STATE CONSTITUTION."

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

Senator Johnston moved to amend the Report of the Committee of the Whole to show that the following Johnston floor amendment, (L.019) to SB15-045, did pass, and that SB15-045, as amended, did pass.

Amend printed bill, page 4, strike lines 4 and 5 and substitute:

"(2) (a) (I) FOR INCOME TAX YEARS AS SPECIFIED IN PARAGRAPH (e) OF THIS SUBSECTION (2), A PRIVATE SCHOOL SHALL ISSUE A CREDIT CERTIFICATE".

Page 5, after line 19 insert:

"(e) THE PROVISIONS OF THIS SECTION SHALL TAKE EFFECT BEGINNING IN THE INCOME TAX YEAR IMMEDIATELY FOLLOWING THE STATE FISCAL YEAR IN WHICH THE GENERAL ASSEMBLY FUNDS ONE HUNDRED PERCENT OF THE STATE'S ACTUAL COSTS IN EDUCATING CHILDREN WITH DISABILITIES AS REQUIRED BY THE FEDERAL "INDIVIDUALS WITH DISABILITIES EDUCATION ACT", 20 U.S.C. SEC. 1400 ET SEQ., AS AMENDED, AND ITS IMPLEMENTING REGULATIONS, 34 CFR PART 300 AND ALSO 34 CFR PART 303 AS IT PERTAINS TO CHILD FIND."

Page 7, strike lines 24 and 25 and substitute:

"(2) (a) (I) FOR INCOME TAX YEARS SPECIFIED IN PARAGRAPH (c) OF THIS SUBSECTION (2), THERE IS ALLOWED AS A CREDIT AGAINST THE INCOME".

Page 8, after line 16 insert:

"(c) THE PROVISIONS OF THIS SECTION SHALL TAKE EFFECT BEGINNING IN THE INCOME TAX YEAR IMMEDIATELY FOLLOWING THE STATE FISCAL YEAR IN WHICH THE GENERAL ASSEMBLY FUNDS ONE HUNDRED PERCENT OF THE STATE'S ACTUAL COSTS IN EDUCATING CHILDREN WITH DISABILITIES AS REQUIRED BY THE FEDERAL "INDIVIDUALS WITH DISABILITIES EDUCATION ACT", 20 U.S.C. SEC. 1400 ET SEQ., AS AMENDED, AND ITS IMPLEMENTING REGULATIONS, 34 CFR PART 300 AND ALSO 34 CFR PART 303 AS IT PERTAINS TO CHILD FIND."

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

Senator Jones moved to amend the Report of the Committee of the Whole to show that the following Jones floor amendment, (L.020) to SB15-045, did pass, and that SB15-045, as amended, did pass.

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

"SECTION 1. In Colorado Revised Statutes, 39-22-104, **add** (4) (u) as follows:

39-22-104. Income tax imposed on individuals, estates, and trusts - single rate - definitions - repeal. (4) There shall be subtracted from federal taxable income:

(u) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2016, TO THE EXTENT INCLUDED IN FEDERAL TAXABLE INCOME, AMOUNTS OR PRINCIPAL AND INTEREST PAID IN REPAYMENT OF A QUALIFIED EDUCATION LOAN, AS DEFINED IN 26 U.S.C. SEC. 221 (d).

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety."

Less than a majority of all members elected to the Senate having voted in the affirmative, the amendment to the report of the Committee of the Whole **lost** on the following roll call vote:

YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	N
Balmer	N	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	N
Garcia	Y	Jones	Y	Newell	Y	President	N
Grantham	N	Kefalas	Y	Roberts	N		

Senator Kerr moved to amend the Report of the Committee of the Whole to show that the following Kerr floor amendment, (L.018) to SB15-045, did pass, and that SB15-045, as amended, did pass.

Amend printed bill, page 4, strike lines 4 and 5 and substitute:

"(2) (a) (I) FOR INCOME TAX YEARS SPECIFIED IN PARAGRAPH (e) OF THIS SUBSECTION (2), A PRIVATE SCHOOL SHALL ISSUE A CREDIT CERTIFICATE".

Page 5, after line 19 insert:

"(e) THE PROVISIONS OF THIS SECTION TAKE EFFECT BEGINNING IN THE INCOME TAX YEAR IMMEDIATELY FOLLOWING THE STATE FISCAL YEAR IN WHICH EVERY CHILD WHO WISHES TO ATTEND A FULL DAY OF KINDERGARTEN IS ABLE TO ENROLL IN A FULL-DAY KINDERGARTEN PROGRAM AND EVERY CHILD WHO WISHES TO ATTEND PRESCHOOL IS ABLE TO ENROLL IN A PRESCHOOL PROGRAM THROUGH THE "COLORADO PRESCHOOL PROGRAM ACT" ESTABLISHED IN ARTICLE 28 OF TITLE 22, C.R.S."

Page 7, strike lines 24 and 25 and substitute:

"(2) (a) (I) FOR INCOME TAX YEARS SPECIFIED IN PARAGRAPH (c) OF THIS SUBSECTION (2), THERE IS ALLOWED AS A CREDIT AGAINST THE INCOME".

Page 8, after line 16 insert:

"(c) THE PROVISIONS OF THIS SECTION TAKE EFFECT BEGINNING IN THE INCOME TAX YEAR IMMEDIATELY FOLLOWING THE STATE FISCAL YEAR IN WHICH EVERY CHILD WHO WISHES TO ATTEND A FULL DAY OF KINDERGARTEN IS ABLE TO ENROLL IN A FULL-DAY KINDERGARTEN PROGRAM AND EVERY CHILD WHO WISHES TO ATTEND PRESCHOOL IS ABLE TO ENROLL IN A PRESCHOOL PROGRAM THROUGH THE "COLORADO PRESCHOOL PROGRAM ACT" ESTABLISHED IN ARTICLE 28 OF TITLE 22, 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	Y	Guzman	Y	Kerr	Y	Scheffel	N
Balmer	N	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	N
Garcia	Y	Jones	Y	Newell	Y	President	N
Grantham	N	Kefalas	Y	Roberts	N		

Senator Kerr moved to amend the Report of the Committee of the Whole to show that the following Kerr floor amendment, (L.015) to SB15-045, did pass, and that SB15-045, as amended, did pass.

Amend printed bill, page 8, strike lines 25 through 27.

Page 9, strike lines 1 through 7 and substitute:

"SECTION 3. Refer to people under referendum. At the election held on November 8, 2016, the secretary of state shall submit this act by its ballot title to the registered electors of the state for their approval or rejection. Each elector voting at the election may cast a vote either "Yes/For" or "No/Against" on the following ballot title: "Shall there be a change to the Colorado Revised Statutes to establish a nonpublic education tuition income tax credit for income tax years commencing on or after January 1, 2016, and, in connection therewith, to allow a taxpayer to claim a credit for enrolling a dependent qualified child in a private school or for providing a scholarship to a qualified child for enrollment in a private school; to allow any taxpayer to claim a credit for using home-based education for a qualified child; to specify the amounts of the credits allowed; and to allow a credit to be carried forward for up to three years but not to be refunded?" Except as otherwise provided in section 1-40-123, Colorado Revised Statutes, if a majority of the electors voting on the ballot title vote "Yes/For", then the act will become part of the Colorado Revised Statutes."

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

SB15-086

by Senator(s) Lambert, Grantham, Lundberg, Marble, Holbert, Cooke, Baumgardner, Neville T., Roberts, Cadman, Scheffel, Scott, Crowder; also Representative(s) Joshi, Brown, Klingenschmitt, Carver, Wilson, Neville P.--Concerning criminal background checks performed pursuant to transfers of firearms, and, in connection therewith, making and reducing appropriations.

Senator Johnston moved to amend the Report of the Committee of the Whole to show that the following amendment to SB15-086 did pass, and that SB15-086, as amended, did pass.

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

"SECTION 2. In Colorado Revised Statutes, **repeal** article 26.1 of title 12."

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	2	NO	33	EXCUSED	0	ABSENT	0
Aguilar	N	Guzman	N	Kerr	N	Scheffel	N
Balmer	N	Heath	N	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	N	Hodge	N	Marble	N	Steadman	N
Cooke	N	Holbert	N	Martinez Humenik	N	Todd	N
Crowder	N	Jahn	N	Merrifield	N	Ulibarri	N
Donovan	N	Johnston	N	Neville T.	Y	Woods	N
Garcia	N	Jones	N	Newell	N	President	N
Grantham	Y	Kefalas	N	Roberts	N		

SB15-045 by Senator(s) Lundberg; also Representative(s) Ransom--Concerning the creation of income tax credits for nonpublic education. 1
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Senator Merrifield moved to amend the Report of the Committee of the Whole to show that the following Merrifield floor amendment, (L.023) to SB15-045, did pass, and that SB15-045, as amended, did pass. 3
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Amend printed bill, page 7, after line 5 insert: 8
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"(8) A PRIVATE SCHOOL THAT ISSUES CREDIT CERTIFICATES PURSUANT TO SUBSECTION (2) OF THIS SECTION MUST ADHERE TO ALL STATE MANDATES CURRENTLY IMPOSED UPON PUBLIC SCHOOLS." 10
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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 **lost** on the following roll call vote: 14
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YES	17	NO	18	EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	N
Balmer	N	Heath	Y	Lambert	N	Scott	N
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg	N
Carroll	Y	Hodge	Y	Marble	N	Steadman	Y
Cooke	N	Holbert	N	Martinez Humenik	N	Todd	Y
Crowder	N	Jahn	Y	Merrifield	Y	Ulibarri	Y
Donovan	Y	Johnston	Y	Neville T.	N	Woods	N
Garcia	Y	Jones	Y	Newell	Y	President	N
Grantham	N	Kefalas	Y	Roberts	N		

Senator Merrifield moved to amend the Report of the Committee of the Whole to show that the following Merrifield floor amendment, (L.009) to SB15-045, did pass, and that SB15-045, as amended, did pass. 19
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Amend printed bill, strike everything below the enacting clause and substitute: 32
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"SECTION 1. Legislative declaration. (1) The general assembly hereby finds and declares that: 38
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(a) Current state law allows state income tax deductions to any taxpayer in amounts equal to the full amounts of both contributions made by a taxpayer to the qualified state tuition program established by collegeinvest and distributions of investment earnings taken from the plan; 40
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(b) The rationale for allowing these deductions is to encourage students and their families to save money for higher education and to reduce the cost of higher education so that more students can afford it; 46
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(c) While the deductions have helped taxpayers at all income levels, they have disproportionately benefitted taxpayers whose federal adjusted gross income is over one hundred thousand dollars, with eighty-one percent of the total amount of deductions allowed going to such taxpayers and thirty-five percent of the total deductions allowed going to taxpayers whose federal adjusted gross income is over two hundred fifty thousand dollars; and 49
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(d) In order to better serve the purpose of increasing access to higher education by reducing the cost of higher education for students for whom cost is a significant barrier, it is necessary, appropriate, and in the best interest of all Coloradans to increase the amount of the deductions for lower, middle, and upper middle-income taxpayers and reduce the amount of the deductions for high-income taxpayers in the manner specified in this act. 56
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SECTION 2. In Colorado Revised Statutes, 39-22-104, **amend** (4) (i) (I) and (4) (i) (II); and **add** (4) (i) (I.5) and (4) (i) (II.5) as follows: 63
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39-22-104. Income tax imposed on individuals, estates, and trusts - single rate - definitions - repeal. (4) There shall be subtracted from federal taxable income: 65
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(i) (I) For income tax years commencing on or after January 1, 1998, BUT BEFORE JANUARY 1, 2016, an amount equal to the portion attributable to interest and other income of a distribution under a qualified state tuition program that is distributed for the purpose of meeting qualified higher education expenses of a designated beneficiary, 68
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to the extent such amount is included in federal taxable income;

(I.5) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2016, AN AMOUNT EQUAL TO:

(A) TWO HUNDRED PERCENT OF THE PORTION ATTRIBUTABLE TO INTEREST AND OTHER INCOME OF A DISTRIBUTION UNDER A QUALIFIED STATE TUITION PROGRAM THAT IS DISTRIBUTED FOR THE PURPOSE OF MEETING QUALIFIED HIGHER EDUCATION EXPENSES OF A DESIGNATED BENEFICIARY, TO THE EXTENT SUCH AMOUNT IS INCLUDED IN FEDERAL TAXABLE INCOME, IF THE TAXPAYER'S FEDERAL ADJUSTED GROSS INCOME IS ONE HUNDRED FIFTY THOUSAND DOLLARS OR LESS;

(B) ONE HUNDRED FIFTY PERCENT OF THE PORTION ATTRIBUTABLE TO INTEREST AND OTHER INCOME OF A DISTRIBUTION UNDER A QUALIFIED STATE TUITION PROGRAM THAT IS DISTRIBUTED FOR THE PURPOSE OF MEETING QUALIFIED HIGHER EDUCATION EXPENSES OF A DESIGNATED BENEFICIARY, TO THE EXTENT SUCH AMOUNT IS INCLUDED IN FEDERAL TAXABLE INCOME, IF THE TAXPAYER'S FEDERAL ADJUSTED GROSS INCOME IS MORE THAN ONE HUNDRED FIFTY THOUSAND DOLLARS BUT NOT MORE THAN TWO HUNDRED FIFTY THOUSAND DOLLARS; OR

(C) FIFTY PERCENT OF THE PORTION ATTRIBUTABLE TO INTEREST AND OTHER INCOME OF A DISTRIBUTION UNDER A QUALIFIED STATE TUITION PROGRAM THAT IS DISTRIBUTED FOR THE PURPOSE OF MEETING QUALIFIED HIGHER EDUCATION EXPENSES OF A DESIGNATED BENEFICIARY, TO THE EXTENT SUCH AMOUNT IS INCLUDED IN FEDERAL TAXABLE INCOME, IF THE TAXPAYER'S FEDERAL ADJUSTED GROSS INCOME IS MORE THAN TWO HUNDRED FIFTY THOUSAND DOLLARS BUT NOT MORE THAN FIVE HUNDRED THOUSAND DOLLARS.

(II) For income tax years commencing on or after January 1, 2001, BUT BEFORE JANUARY 1, 2016, an amount equal to all payments or contributions made during the taxable year under an advance payment contract, to a savings trust account, or otherwise in connection with a qualified state tuition program established by collegeinvest created in section 23-3.1-203, C.R.S., or to a qualified state tuition program that is affiliated with an educational institution in the state and that is established and maintained pursuant to section 529 of the internal revenue code or any successor section;

(II.5) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2016, AN AMOUNT EQUAL TO:

(A) TWO HUNDRED PERCENT OF ALL PAYMENTS OR CONTRIBUTIONS MADE DURING THE TAXABLE YEAR UNDER AN ADVANCE PAYMENT CONTRACT, TO A SAVINGS TRUST ACCOUNT, OR OTHERWISE IN CONNECTION WITH A QUALIFIED STATE TUITION PROGRAM ESTABLISHED BY COLLEGEINVEST CREATED IN SECTION 23-3.1-203, C.R.S., OR TO A QUALIFIED STATE TUITION PROGRAM THAT IS AFFILIATED WITH AN EDUCATIONAL INSTITUTION IN THE STATE AND THAT IS ESTABLISHED AND MAINTAINED PURSUANT TO SECTION 529 OF THE INTERNAL REVENUE CODE OR ANY SUCCESSOR SECTION IF THE TAXPAYER'S FEDERAL ADJUSTED GROSS INCOME IS ONE HUNDRED FIFTY THOUSAND DOLLARS OR LESS;

(B) ONE HUNDRED FIFTY PERCENT OF ALL PAYMENTS OR CONTRIBUTIONS MADE DURING THE TAXABLE YEAR UNDER AN ADVANCE PAYMENT CONTRACT, TO A SAVINGS TRUST ACCOUNT, OR OTHERWISE IN CONNECTION WITH A QUALIFIED STATE TUITION PROGRAM ESTABLISHED BY COLLEGEINVEST CREATED IN SECTION 23-3.1-203, C.R.S., OR TO A QUALIFIED STATE TUITION PROGRAM THAT IS AFFILIATED WITH AN EDUCATIONAL INSTITUTION IN THE STATE AND THAT IS ESTABLISHED AND MAINTAINED PURSUANT TO SECTION 529 OF THE INTERNAL REVENUE CODE OR ANY SUCCESSOR SECTION IF THE TAXPAYER'S FEDERAL ADJUSTED GROSS INCOME IS MORE THAN ONE HUNDRED FIFTY THOUSAND DOLLARS BUT NOT MORE THAN TWO HUNDRED FIFTY THOUSAND DOLLARS; OR

(C) FIFTY PERCENT OF ALL PAYMENTS OR CONTRIBUTIONS MADE DURING THE TAXABLE YEAR UNDER AN ADVANCE PAYMENT CONTRACT, TO A SAVINGS TRUST ACCOUNT, OR OTHERWISE IN CONNECTION WITH A QUALIFIED STATE TUITION PROGRAM ESTABLISHED BY COLLEGEINVEST CREATED IN SECTION 23-3.1-203, C.R.S., OR TO A QUALIFIED STATE TUITION PROGRAM THAT IS AFFILIATED WITH AN EDUCATIONAL INSTITUTION IN THE STATE AND THAT IS ESTABLISHED AND MAINTAINED PURSUANT TO SECTION 529 OF THE INTERNAL REVENUE CODE OR ANY SUCCESSOR SECTION IF THE TAXPAYER'S FEDERAL ADJUSTED GROSS INCOME IS MORE THAN TWO HUNDRED FIFTY THOUSAND DOLLARS BUT NOT MORE THAN FIVE HUNDRED THOUSAND DOLLARS.

SECTION 3. Act subject to petition - effective date. This act

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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 5, 2015, if adjournment sine die is on May 6, 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 such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor."

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

Senator Merrifield moved to amend the Report of the Committee of the Whole to show that the following Johnston floor amendment, (L.016) to SB15-045, did pass, and that SB15-045, as amended, did pass.

Amend printed bill, page 7, after line 5 insert:

"(8) A PRIVATE SCHOOL THAT ISSUES CREDIT CERTIFICATES PURSUANT TO SUBSECTION (2) OF THIS SECTION SHALL NOT DISCRIMINATE AGAINST ANY POTENTIAL QUALIFIED CHILD WHO SEEKS ADMISSION TO THE PRIVATE SCHOOL ON THE BASIS OF MENTAL OR PHYSICAL DISABILITY, RACE, CREED, COLOR, SEX, SEXUAL ORIENTATION, RELIGION, NATIONAL ORIGIN, ANCESTRY, INCOME, OR LEGAL STATUS."

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

Senator Ulibarri moved to amend the Report of the Committee of the Whole to show that the following Ulibarri floor amendment, (L.024) to SB15-045, did pass, and that SB15-045, as amended, did pass.

Amend printed bill, page 7, after line 5 insert:

"(8) ANY PRIVATE SCHOOL THAT ISSUES A CREDIT CERTIFICATE TO A TAXPAYER THAT ENROLLS A DEPENDENT QUALIFIED CHILD IN THE PRIVATE SCHOOL OR THAT PROVIDES A SCHOLARSHIP TO A QUALIFIED CHILD WHO IS ENROLLED IN THE PRIVATE SCHOOL PURSUANT TO THIS SECTION CANNOT COMPEL ANY STUDENT TO ATTEND ANY RELIGIOUS SERVICE, IN ALIGNMENT WITH SECTION 4 OF ARTICLE II OF THE STATE CONSTITUTION."

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

Senator Aguilar moved to amend the Report of the Committee of the Whole to show that the following Aguilar floor amendment, (L.027) to SB15-045, did pass, and that SB15-045, as amended, did pass.

Amend printed bill, page 7, after line 5 insert:

"(8) A PRIVATE SCHOOL THAT ISSUES CREDIT CERTIFICATES PURSUANT TO SUBSECTION (2) OF THIS SECTION SHALL NOT DISCRIMINATE ON THE BASIS OF A SEVERE DEVELOPMENTAL DISABILITY AGAINST ANY POTENTIAL QUALIFIED CHILD WHO SEEKS ADMISSION TO THE PRIVATE SCHOOL."

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

Senator Steadman moved to amend the Report of the Committee of the Whole to show that the SB15-045, as amended, was rereferred to the Appropriations Committee.

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

Senate in recess. Senate reconvened.

Call of the Senate. Call raised.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

YES	35	NO	0	EXCUSED	0	ABSENT	0
Aguilar	Y	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: SB15-045 as amended, SB15-086 as amended, HB15-1072 as amended, HB15-1046, HB15-1130.
Laid over until Wednesday, March 25: SB15-135, SB15-091, SB15-177.
Laid over until Tuesday, April 7: HB15-1095.

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

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

MEMBERS OF THE
STATE BOARD FOR COMMUNITY COLLEGES
AND OCCUPATIONAL EDUCATION

for terms expiring December 31, 2018:

James M. Johnson of Colorado Springs, Colorado, to serve as a Republican from the Fifth Congressional District, reappointed;

Kenneth C. Weil of Denver, Colorado, to serve as a Democrat from the First Congressional District, reappointed;

Presley F. Askew of Wheat Ridge, Colorado, to serve as a Republican from the Seventh Congressional District, appointed.

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

Upon request of Senator Kerr, the appointment of Terrance D. Carroll to the Board of Trustees of Metropolitan State University of Denver was removed from the Consideration of Governor's Appointments Consent Calendar of Tuesday, March 24 and was placed on the Consideration of Governor's Appointments Calendar of Tuesday, March 24.

MEMBER OF THE
BOARD OF TRUSTEES OF METROPOLITAN
STATE UNIVERSITY OF DENVER

for a term expiring December 31, 2018:

Michelle M. Lucero of Littleton, Colorado, to serve as a Democrat, reappointed.

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

MEMBERS OF THE
BOARD OF TRUSTEES FOR THE COLORADO
SCHOOL FOR THE DEAF AND THE BLIND

for terms expiring July 1, 2018:

Walter VonFeldt of Monument, Colorado, a Republican, appointed;

Nancy Inez Brown of Colorado Springs, Colorado, a Republican, appointed;

Michelle Ann Butler of Colorado Springs, Colorado, a Republican, appointed;

Christopher Alan Madison of Gypsum, Colorado, an Unaffiliated, reappointed.

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

CONSIDERATION OF GOVERNOR'S APPOINTMENTS

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

MEMBER OF THE
BOARD OF TRUSTEES OF METROPOLITAN
STATE UNIVERSITY OF DENVER

for a term expiring December 31, 2018:

Terrance D. Carroll of Denver, Colorado, to serve as a Democrat, reappointed.

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		

MESSAGE FROM THE HOUSE

March 24, 2015

Mr. President:

The House has passed on Third Reading and transmitted to the Revisor of Statutes HB15-1284, amended as printed in House Journal, March 23.
HB15-1220, amended as printed in House Journal, March 23.
HB15-1280, amended as printed in House Journal, March 23.

The House has passed on Third Reading and returns herewith SB15-187, 188, 190, 015.

The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB15-186, amended as printed in House Journal, March 23.
SB15-189, amended as printed in House Journal, March 23.

MESSAGE FROM THE REVISOR OF STATUTES

March 24, 2015

We herewith transmit:

Without comment, as amended, HB15-1220, 1280, and 1284.
Without comment, as amended, SB15-186 and 189.

MESSAGE FROM THE GOVERNOR

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

December 15, 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:

MEMBERS OF THE
BOARD OF TRUSTEES FOR ADAMS STATE UNIVERSITY

for terms expiring December 31, 2018:

John William Singletary of Pueblo, Colorado, a Democrat, appointed;

Cleave Alan Simpson of Alamosa, Colorado, a Republican, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 12/31/2014
Cindi L. Markwell, Secretary of the Senate

Committee on Education

February 4, 2015

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

Ladies and Gentlemen:

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

MEMBERS OF THE
WATER QUALITY CONTROL COMMISSION

for terms expiring February 15, 2018:

Paul Douglas Frohardt of Denver, Colorado, appointed;

Mary Beth Fabisiak of Lakewood, Colorado, reappointed;

Jon Slutsky of Wellington, Colorado, reappointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 2/10/2015
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

February 18, 2015

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

Ladies and Gentlemen:

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

That the appointment of Paul Douglas Frohardt of Denver, Colorado, pursuant to Executive Order A 2015 039, is hereby rescinded and that the following named person be and he is hereby appointed to the:

MEMBER OF THE
WATER QUALITY CONTROL COMMISSION

for a term expiring February 15, 2018:

Richard Clark Hum of Nathrop, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/2/2015
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

February 26, 2015

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO BOARD OF VETERANS AFFAIRS

for a term expiring June 30, 2017:

Bennie Jack Rudder of Alamosa, Colorado, to serve as a veteran and as an Unaffiliated, and to fill the vacancy occasioned by the resignation of Wendy Sue Chiado, PhD, of Colorado Springs, Colorado, appointed.

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Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/2/2015
Cindi L. Markwell, Secretary of the Senate

Committee on State, Veterans, & Military Affairs

March 9, 2015

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

Ladies and Gentlemen:

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

MEMBERS OF THE
COLLEGEINVEST BOARD OF DIRECTORS

for a term expiring July 31, 2016:

Jason B. Maples, CLU, ChFC, CFP, of Greenwood Village, Colorado, and occasioned by the resignation of Leanna Fae Clark of Denver, Colorado, appointed;

for a term expiring July 31, 2018:

Sarah R. Williamson, CFP, CIMA, CDFA, of Aurora, Colorado, and occasioned by the resignation of Martha Jeanne Awad of Denver, Colorado, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/12/2015
Cindi L. Markwell, Secretary of the Senate

Committee on Education

March 10, 2015

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO WATER CONSERVATION BOARD

That the reappointment of John Hawkins McClow, pursuant to Executive Order A 2015-047, be amended as follows:

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that the following named person be and he is hereby reappointed to the:

COLORADO WATER CONSERVATION BOARD

for a term expiring February 12, 2018:

John Hawkins McClow of Gunnison, Colorado, to serve as a representative of the Gunnison-Uncompahgre drainage basin and as an Unaffiliated, reappointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/10/2015
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

March 16, 2015

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

Ladies and Gentlemen:

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

MEMBER OF THE
COLORADO STATE FAIR AUTHORITY
BOARD OF COMMISSIONERS

for a term expiring November 1, 2018:

Ronald Jay Teck of Grand Junction, Colorado, a Republican from the 3rd Congressional District, who resides on the western slope of the state, appointed.

Sincerely,
(signed)
John W. Hickenlooper
Governor
Rec'd: 3/18/2015
Cindi L. Markwell, Secretary of the Senate

Committee on Agriculture, Natural Resources, & Energy

March 16, 2015

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

Ladies and Gentlemen:

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

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MEMBERS OF THE
STATE BOARD OF HUMAN SERVICES

for terms expiring March 1, 2019:

Honorable Thomas Crawford Davidson of Dillon, Colorado to serve as a county commissioner, appointed;

Honorable David Allen Foy of Otis, Colorado to serve as a county commissioner, reappointed;

Honorable Stephen W. Johnson of Fort Collins, Colorado to serve as a county commissioner, reappointed;

Constance "Connie" M. Rule of Lakewood, Colorado, to serve as a public member, reappointed;

David A. Ervin of Colorado Springs, Colorado, to serve as a public member, reappointed.

Sincerely,
(signed)

John W. Hickenlooper

Governor

Rec'd: 3/18/2015

Cindi L. Markwell, Secretary of the Senate

Committee on Health & Human Services

LETTERS OF APPOINTMENT

Appointment A letter of designation and appointment was read and assigned to committee as follows:

March 9, 2015

The Honorable Bill Cadman
President of the Colorado State Senate
Colorado State Capitol
200 East Colfax, Room 346
Denver, Colorado 80203

Dear President Cadman:

On behalf of the Board of Regents of the University of Colorado, I am pleased to forward to you the following appointment to the University of Colorado Hospital Authority Board of Directors:

From the 4th Congressional District: Richard Monfort, for a term effective March 1, 2015, and continuing until February 28, 2019 (or until his successor is appointed by the Board of Regents). Mr. Monfort currently is a member of the Hospital Authority Board of Directors having been appointed by the Board of Regents in an at-large capacity for a term which began on July 1, 2013.

This appointment was approved by the Board of Regents at the February 20, 2015, regular board meeting. A copy of the resolution to this effect and biographical information are attached.

Per C.R.S. §23-21-503(2), appointments to the Hospital Authority Board of Directors from the congressional districts are subject to the advice and consent of the Senate.

Please let me know if you have any questions.

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Sincerely,
 (signed)
 Cheryl Espinoza
 Assistant Secretary to the Board of Regents
 Rec'd: March 9, 2015
 Cindi L. Markwell, Secretary of the Senate

 Committee on Health & Human Services

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On motion of Majority Leader Scheffel, the Senate adjourned until 9:00 a.m., Wednesday, March 25, 2015.

Approved:

Bill L. Cadman
 President of the Senate

Attest:

Cindi L. Markwell
 Secretary of the Senate