

**HOUSE JOURNAL**  
**SEVENTIETH GENERAL ASSEMBLY**  
**STATE OF COLORADO**  
**First Regular Session**

Fifty-ninth Legislative Day

Friday, March 6, 2015

1 Prayer by Archbishop Samuel Aquila, Archdiocese of Denver, Cathedral  
 2 Basilica of the Immaculate Conception, Denver.

3

4 The Speaker called the House to order at 9:00 a.m.

5

6 Pledge of Allegiance led by Kyle Fleming, University of Denver, Denver.

7

8 The roll was called with the following result:

9

10 Present--64.

11 Excused--Representative(s) Kagan--1.

12 Present after roll call--Representative(s) Kagan.

13

14 The Speaker declared a quorum present.

15

16

17 On motion of Representative Lontine, the reading of the journal of March  
 18 5, 2015, was declared dispensed with and approved as corrected by the  
 19 Chief Clerk.

20

21

22

23 **THIRD READING OF BILL(S)--FINAL PASSAGE**

24

25 The following bill(s) was considered on Third Reading. The title(s) was  
 26 publicly read. Reading of the bill at length was dispensed with by  
 27 unanimous consent.

28

29 [HB15-1173](#) by Representative(s) Mitsch Bush and Rankin; also  
 30 Senator(s) Todd--Concerning a requirement that motor  
 31 vehicles have certain traction equipment when driving on  
 32 the interstate 70 mountain corridor.

33

34 The question being "Shall the bill pass?".

35 A roll call vote was taken. As shown by the following recorded vote, a  
 36 majority of those elected to the House voted in the affirmative and the bill  
 37 was declared **passed**.

38

YES	43	NO	21	EXCUSED	1	ABSENT	0
Arndt	Y	Fields	Y	Lundeen	N	Ryden	Y
Becker J.	N	Foote	Y	McCann	Y	Saine	N
Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y
Brown	N	Ginal	Y	Mitsch Bush	Y	Sias	N

43

1	Buck	N	Hamner	Y	Moreno	Y	Singer	Y
2	Buckner	Y	Humphrey	N	Navarro	N	Tate	N
3	Carver	N	Joshi	N	Neville P.	N	Thurlow	Y
4	Conti	Y	Kagan	E	Nordberg	Y	Tyler	Y
5	Coram	Y	Keyser	N	Pabon	Y	Van Winkle	N
6	Court	Y	Klingenschmitt	N	Pettersen	Y	Vigil	Y
7	Danielson	Y	Kraft-Tharp	Y	Primavera	Y	Willett	Y
8	DelGrosso	N	Landgraf	N	Priola	Y	Williams	Y
9	Dore	Y	Lawrence	Y	Rankin	Y	Wilson	N
10	Duran	Y	Lebsock	N	Ransom	N	Windholz	Y
11	Esgar	Y	Lee	Y	Rosenthal	Y	Winter	Y
12	Everett	N	Lontine	Y	Roupe	Y	Young	Y
13							Speaker	Y

14 Co-sponsor(s) added: Representative(s) Becker K., Court, Esgar, Fields, Ginal,  
 15 Hamner, Kraft-Tharp, Lee, Pabon, Pettersen, Primavera, Rosenthal, Ryden,  
 16 Salazar, Willett, Williams, Windholz, Young, Speaker

17

18

19

20

21 On motion of Representative Danielson, the House resolved itself into  
 22 Committee of the Whole for consideration of General Orders, and she  
 23 was called to the Chair to act as Chairman.

24

25

## 26 GENERAL ORDERS--SECOND READING OF BILLS

27

28 The Committee of the Whole having risen, the Chairman reported the  
 29 titles of the following bills had been read (reading at length had been  
 30 dispensed with by unanimous consent), the bills considered and action  
 31 taken thereon as follows:

32

33 (Amendments to the committee amendment are to the printed committee  
 34 report which was printed and placed in the members' bill file.)

35

36 **HB15-1175** by Representative(s) Rosenthal; also Senator(s)  
 37 Steadman--Concerning a prohibition on conversion  
 38 therapy by a licensed mental health provider.

39

40 Ordered engrossed and placed on the Calendar for Third Reading and  
 41 Final Passage.

42

43 **HB15-1202** by Representative(s) Singer; also Senator(s) Holbert--  
 44 Concerning the ability of a licensing authority to reissue  
 45 expired alcohol beverage licenses.

46

47 Amendment No. 1, moved by Representative(s) Singer.

48

49 Amend printed bill, page 5, after line 6 insert:

50

51 "SECTION 2. In Colorado Revised Statutes, 12-47-501, **amend**  
 52 (2) (a) (XIII) as follows:

53 **12-47-501. State fees.** (2) (a) The state licensing authority shall  
 54 establish fees for processing the following types of applications, notices,  
 55 or reports required to be submitted to the state licensing authority:

56 (XIII) Expired license renewal AND REISSUANCE applications

1 pursuant to section 12-47-302;".

2

3 Renumber succeeding section accordingly.

4

5 As amended, ordered engrossed and placed on the Calendar for Third  
6 Reading and Final Passage.

7

8 [HB15-1197](#) by Representative(s) Tate, Conti, Dore; also Senator(s)  
9 Jahn--Concerning limitations on indemnity obligations in  
10 public construction contracts.

11

12 Amendment No. 1, Judiciary Report, dated February 26, 2015, and placed  
13 in member's bill file; Report also printed in House Journal, February 27,  
14 2015.

15

16 Amendment No. 2, moved by Representative(s) Tate.

17

18 Amend the Judiciary Committee Report, dated February 26, 2015, page  
19 1, strike line 8, and substitute "ADJUDICATION, ALTERNATIVE DISPUTE  
20 RESOLUTION, OR OTHERWISE RESOLVED BY MUTUAL AGREEMENT BETWEEN  
21 THE".

22

23 Amendment No. 3, moved by Representative(s) Tate.

24

25 Amend printed bill, page 3, line 17, strike "TO THE THIRD PARTY".

26

27 As amended, ordered engrossed and placed on the Calendar for Third  
28 Reading and Final Passage.

29

30 [HB15-1042](#) by Representative(s) Foote; also Senator(s) Cooke--  
31 Concerning requiring presentence reports to include  
32 information concerning the amount of time a defendant is  
33 expected to actually spend in incarceration.

34

35 Amendment No. 1, Judiciary Report, dated February 24, 2015, and placed  
36 in member's bill file; Report also printed in House Journal, February 25,  
37 2015

38

39 Amendment No. 2, moved by Representative(s) Foote.

40

41 Amend the House Judiciary Committee Report, dated February 24, 2015,  
42 page 2, line 10, strike "C.R.S.," and substitute "COLORADO REVISED  
43 STATUTES,".

44

45 Page 2, line 22, strike "AN EARLY".

46

47 Page 2, line 23, strike "EARLY".

48

49 Page 2, line 26, strike "C.R.S.," and substitute "COLORADO REVISED  
50 STATUTES,".

51

52 Page 2, line 35, strike "ASSIST WITH THE" and substitute "PROVIDE  
53 ADDITIONAL INFORMATION REGARDING THE SENTENCE OF AN INDIVIDUAL".

54

55 Page 2, strike line 36.

56

1 Page 3, strike lines 17 through 19 and substitute:  
2

3 "(V) THE PROBATION DEPARTMENT SHALL TRANSMIT a copy of the  
4 presentence report, ~~shall be transmitted~~ AND THE COURT SHALL TRANSMIT  
5 THE MITTIMUS to the department of corrections. ~~together with the~~  
6 ~~mittimus~~.".

7  
8 Page 3, line 37, after "DOCUMENT" insert "IN THE REPORT".  
9

10 Amendment No. 3, moved by Representative(s) Foote.

11  
12 Amend the Judiciary Committee Report, dated February 24, 2015, page  
13 4, after line 6 add:

14  
15 "Page 1, strike lines 101 through 104 and substitute "**CONCERNING**  
16 **REQUIRING PRESENTENCE REPORTS TO INCLUDE A STATEMENT**  
17 **CONCERNING A DEFENDANT'S ELIGIBILITY FOR RELEASE FROM**  
18 **INCARCERATION.**".".

19  
20 Amendment No. 4, moved by Representative(s) Foote.

21  
22 Amend the House Judiciary Committee Report, dated February 24, 2015,  
23 page 2, strike line 37 and substitute:

24  
25 "DEFENDANT.

26 THE PROVISIONS OF THIS STATEMENT DO NOT APPLY TO A  
27 DEFENDANT WHO HAS BEEN SENTENCED TO THE YOUTHFUL OFFENDER  
28 SYSTEM WITHIN THE DEPARTMENT OF CORRECTIONS.".".

29  
30 As amended, ordered engrossed and placed on the Calendar for Third  
31 Reading and Final Passage.

32  
33 [HB15-1191](#) by Representative(s) Pettersen; also Senator(s) Grantham--  
34 Concerning the addition of dentists to the "Physician  
35 Designation Disclosure Act".

36  
37 Amendment No. 1, Health, Insurance, & Environment Report, dated  
38 February 26, 2015, and placed in member's bill file; Report also printed  
39 in House Journal, February 27, 2015

40  
41 As amended, ordered engrossed and placed on the Calendar for Third  
42 Reading and Final Passage.

43  
44 [HB15-1221](#) by Representative(s) Buckner and Fields, Becker K.,  
45 Lebsock, Lee, Melton, Salazar, Vigil; also Senator(s)  
46 Kerr--Concerning parental involvement in a child's  
47 academic activities.

48  
49 Amendment No. 1, Education Report, dated March 2, 2015, and placed  
50 in member's bill file; Report also printed in House Journal, March 3,  
51 2015.

52  
53 As amended, ordered engrossed and placed on the Calendar for Third  
54 Reading and Final Passage.

55  
56

- 1 [SB15-055](#) by Senator(s) Hodge; also Representative(s) Arndt and  
2 Becker J.--Concerning state engineer administration of  
3 tailwater ditches.  
4  
5 Ordered revised and placed on the Calendar for Third Reading and Final  
6 Passage.  
7  
8 [HB15-1244](#) by Representative(s) Singer and Nordberg, Arndt, Becker  
9 J., Esgar, Everett, Humphrey, Joshi, Neville P., Rosenthal,  
10 Ryden, Tate, Williams, Winter; also Senator(s) Jahn and  
11 Lundberg--Concerning the ability of members of a club  
12 licensed under the "Colorado Liquor Code" to remove  
13 from the club a resealed container of partially consumed  
14 vinous liquor purchased at the club.  
15  
16 Ordered engrossed and placed on the Calendar for Third Reading and  
17 Final Passage.  
18  
19 [SB15-049](#) by Senator(s) Martinez Humenik; also Representative(s)  
20 Keyser--Concerning the vesting of title to real estate in a  
21 grantee that is an entity that has not yet been formed once  
22 the entity has been formed.  
23  
24 Ordered revised and placed on the Calendar for Third Reading and Final  
25 Passage.  
26  
27 [SB15-053](#) by Senator(s) Aguilar; also Representative(s) McCann and  
28 Lontine--Concerning the ability to furnish a supply of  
29 emergency drugs for purposes of treating individuals who  
30 may experience an opiate-related drug overdose event.  
31  
32 Ordered revised and placed on the Calendar for Third Reading and Final  
33 Passage.  
34  
35 [SB15-002](#) by Senator(s) Roberts; also Representative(s) Brown--  
36 Concerning an extension of the date by which the  
37 executive director of the department of public safety must  
38 submit to the joint budget committee a report regarding  
39 statewide radio communications.  
40  
41 Ordered revised and placed on the Calendar for Third Reading and Final  
42 Passage.  
43  
44 [SB15-043](#) by Senator(s) Heath; also Representative(s) Pabon--  
45 Concerning clarifying changes to the prosecution  
46 fellowship program.  
47  
48 Ordered revised and placed on the Calendar for Third Reading and Final  
49 Passage.  
50  
51 [HB15-1114](#) by Representative(s) Saine, Neville P., Humphrey,  
52 Lebsock, Salazar, Klingenschmitt, Ransom; also  
53 Senator(s) Woods and Ulibarri, Baumgardner--Concerning  
54 a prohibition against assistance by the state, including, but  
55 not limited to, any member of the Colorado National  
56 Guard serving in his or her official capacity, with

1 enforcement of certain federal laws relating to  
2 investigation, prosecution, and detention of individuals  
3 that were initially enacted in the federal "National Defense  
4 Authorization Act for Fiscal Year 2012".  
5

6 Amendment No. 1, by Representative(s) Saine, Carver, and Lebsock.  
7

8 Amend printed bill, page 2, strike lines 8 through 16.  
9

10 Page 3, strike lines 1 through 3 and substitute:

11 **"2012 - state aid prohibited - penalty.** (1) (a) EXCEPT AS DESCRIBED IN  
12 SUBSECTION (2) OF THIS SECTION, AN ENTITY DESCRIBED IN PARAGRAPH  
13 (c) OF THIS SUBSECTION (1) SHALL NOT ASSIST IN THE INDEFINITE  
14 MILITARY DETENTION OF ANY UNITED STATES CITIZEN PURSUANT TO  
15 SECTION 1021 OR 1022 OF THE FEDERAL "NATIONAL DEFENSE  
16 AUTHORIZATION ACT FOR FISCAL YEAR 2012", PUB.L.112-81, AS  
17 AMENDED, OR ANY SUCCESSOR PROVISION, THAT AUTHORIZES INDEFINITE  
18 MILITARY DETENTION FOR UNITED STATES CITIZENS.

19 (b) THE PROHIBITION IN PARAGRAPH (a) OF THIS SUBSECTION (2)  
20 APPLIES ONCE THE FEDERAL GOVERNMENT HAS MADE AN OFFICIAL  
21 DETERMINATION THAT A UNITED STATES CITIZEN SHALL BE HELD IN  
22 INDEFINITE MILITARY DETENTION UNDER SECTION 1021 OR 1022 OF THE  
23 FEDERAL "NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR  
24 2012", PUB.L. 112-81, AS AMENDED. THE ENTITY IS RESPONSIBLE FOR  
25 ENSURING THAT ITS STATE EMPLOYEES DO NOT PARTICIPATE IN THE  
26 PROHIBITED ACTION UNDER PARAGRAPH (a) OF THE SUBSECTION (2).".  
27

28 Page 3, line 4, strike "(b) THE" and substitute "(c) EXCEPT AS  
29 OTHERWISE PROVIDED IN SUBSECTION (2) OF THIS SECTION, THE".  
30

31 Page 3, strike lines 13 through 26 and substitute:

32 "(2) THE PROHIBITION DESCRIBED IN PARAGRAPH (a) OF  
33 SUBSECTION (1) OF THIS SECTION DOES NOT APPLY TO A MEMBER OF THE  
34 COLORADO NATIONAL GUARD:

35 (a) IF THE MEMBER IS ACTING PURSUANT TO A DIRECT ORDER FROM  
36 HIS OR HER COMMANDING OFFICER OR ANOTHER HIGHER RANKING OFFICER  
37 THAT SPECIFICALLY INDICATES THAT THE ORDERED ACTIONS ARE TO BE  
38 TAKEN PURSUANT TO SECTION 1021 OR 1022 OF THE FEDERAL "NATIONAL  
39 DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2012", H.R. 1540, PUB.  
40 L. 112-81, AS AMENDED, OR ANY SUBSTANTIALLY SIMILAR SUCCESSOR  
41 PROVISION OF FEDERAL LAW; OR

42 (b) IF THE MEMBER IS ACTING IN HIS OR HER OFFICIAL CAPACITY  
43 WHILE ON ACTIVE DUTY UNDER TITLE 10 OF THE UNITED STATES CODE.".   
44

45 Amendment No. 2, by Representative(s) Carver, Saine, and Lebsock.  
46

47 Amend amendment No. 1, as printed in House Journal, page 412, strike  
48 lines 28 and 29.  
49

50 House Journal page 412, line 31, strike "13" and substitute "4".  
51

52 House Journal page 412, line 32, strike ""(2)" and substitute:  
53

54 "(c) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2) OF THIS  
55 SECTION, THE PROHIBITION DESCRIBED IN PARAGRAPH (a) OF THIS  
56 SUBSECTION (1) APPLIES TO:

- 1 (I) AN AGENCY OF THIS STATE;  
 2 (II) A POLITICAL SUBDIVISION OF THIS STATE;  
 3 (III) AN EMPLOYEE OF AN AGENCY OR A POLITICAL SUBDIVISION OF  
 4 THIS STATE ACTING IN HIS OR HER OFFICIAL CAPACITY; AND  
 5 (IV) A MEMBER OF THE COLORADO NATIONAL GUARD SERVING IN  
 6 HIS OR HER OFFICIAL CAPACITY PURSUANT TO ARTICLE 3 OF TITLE 28,  
 7 C.R.S.  
 8 (2)".  
 9

10 As amended, ordered engrossed and placed on the Calendar for Third  
 11 Reading and Final Passage.  
 12  
 13

14  
 15 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

16  
 17 Passed Second Reading: **HB15-1175, 1202 amended, 1197 amended,**  
 18 **1042 amended, 1191 amended, 1221 amended, SB15-055, HB15-1244,**  
 19 **SB15-049, 053, 002, 043, HB15-1114 amended.**  
 20

21 The Chairman moved the adoption of the Committee of the Whole  
 22 Report. As shown by the following roll call vote, a majority of those  
 23 elected to the House voted in the affirmative, and the Report was  
 24 **adopted.**  
 25

	YES	65	NO	0	EXCUSED	0	ABSENT	0
27 Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y	
28 Becker J.	Y	Foote	Y	McCann	Y	Saine	Y	
29 Becker K.	Y	Garnett	Y	Melton	Y	Salazar	Y	
30 Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y	
31 Buck	Y	Hamner	Y	Moreno	Y	Singer	Y	
32 Buckner	Y	Humphrey	Y	Navarro	Y	Tate	Y	
33 Carver	Y	Joshi	Y	Neville P.	Y	Thurlow	Y	
34 Conti	Y	Kagan	Y	Nordberg	Y	Tyler	Y	
35 Coram	Y	Keyser	Y	Pabon	Y	Van Winkle	Y	
36 Court	Y	Klingenschmitt	Y	Pettersen	Y	Vigil	Y	
37 Danielson	Y	Kraft-Tharp	Y	Primavera	Y	Willett	Y	
38 DelGrosso	Y	Landgraf	Y	Priola	Y	Williams	Y	
39 Dore	Y	Lawrence	Y	Rankin	Y	Wilson	Y	
40 Duran	Y	Lebsock	Y	Ransom	Y	Windholz	Y	
41 Esgar	Y	Lee	Y	Rosenthal	Y	Winter	Y	
42 Everett	Y	Lontine	Y	Roupe	Y	Young	Y	
43						Speaker	Y	

44  
 45  
 46  
 47 **LAY OVER OF CALENDAR ITEM(S)**

48  
 49 On motion of Representative Duran, the following item(s) on the  
 50 Calendar were laid over until March 9, retaining place on Calendar:  
 51

52 Consideration of Conference Committee Report(s)--**SB15-085.**  
 53 Consideration of Senate Amendment(s)--**HB15-1031.**  
 54  
 55  
 56

1                   **REPORT(S) OF COMMITTEE(S) OF REFERENCE**

2  
3                   **APPROPRIATIONS**

4 After consideration on the merits, the Committee recommends the  
5 following:

6  
7                   **HB15-1026** be amended as follows, and as so amended, be referred to  
8 the Committee of the Whole with favorable  
9 recommendation:

10  
11 Amend printed bill, page 4, after line 15 insert:

12  
13                   **"SECTION 4. Appropriation.** (1) For the 2015-16 state fiscal  
14 year, \$5,190 is appropriated to the department of revenue for use by the  
15 division of motor vehicles. This appropriation is from the license plate  
16 cash fund created in section 42-3-301 (1) (b), C.R.S. To implement this  
17 act, the division may use this appropriation for license plate ordering.

18                   (2) For the 2015-16 state fiscal year, \$52,942 is appropriated to  
19 the department of revenue. This appropriation is from the Colorado state  
20 titling and registration account of the highway users tax fund created in  
21 section 42-1-211 (2), C.R.S. To implement this act, the department may  
22 use this appropriation for the purchase of information technology  
23 services.

24                   (3) For the 2015-16 state fiscal year, \$52,942 is appropriated to  
25 the office of the governor for use by the office of information technology.  
26 This appropriation is from reappropriated funds received from the  
27 department of revenue under subsection (2) of this section. To implement  
28 this act, the office may use this appropriation to provide information  
29 technology services for the department of revenue."

30  
31 Renumber succeeding section accordingly.

32  
33 Page 1, line 103, strike "**DISABILITIES.**" and substitute "**DISABILITIES,**  
34 **AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**"

35  
36  
37  
38                   **HB15-1104** be referred to the Committee of the Whole with favorable  
39 recommendation.

40  
41  
42                   **HB15-1133** be amended as follows, and as so amended, be referred to  
43 the Committee of the Whole with favorable  
44 recommendation:

45  
46 Amend printed bill, page 4, after line 10 insert:

47  
48                   **"SECTION 2. Appropriation.** For the 2015-16 state fiscal year,  
49 \$27,396 is appropriated to the department of labor and employment for  
50 use by the division of labor. This appropriation is from the general fund  
51 and is based on an assumption that the division will require an additional  
52 0.5 FTE. To implement this act, the division may use this appropriation  
53 for the Colorado pay equity commission."

54  
55 Renumber succeeding sections accordingly.

56



1 Page 1, line 104, strike "AND".

2

3 Page 1, line 106, strike "FUNDING." and substitute "FUNDING, AND  
4 MAKING AN APPROPRIATION."

5

6

7

8 **HB15-1149** be amended as follows, and as so amended, be referred to  
9 the Committee of the Whole with favorable  
10 recommendation:

11

12 Amend printed bill, page 6, after line 12 insert:

13

14 **"SECTION 5. Appropriation - adjustments to 2015 long bill.**

15 (1) To implement this act, general fund appropriations made in the  
16 annual general appropriation act for the 2015-16 state fiscal year to the  
17 judicial department are increased by the following amounts:

18	<u>Courts administration, administration and technology</u>	
19	General courts administration	\$64,211 (0.8 FTE)
20	<u>Trial courts</u>	
21	Trial court programs	\$109,558 (2.3 FTE)
22	Court costs, jury costs, and	
23	court-appointed counsel	\$4,986,663

24 (2) To implement this act, general fund appropriations made in the  
25 annual general appropriation act for the 2015-16 state fiscal year to the  
26 judicial department are decreased by the following amounts:

27	<u>Office of the respondent parents' counsel</u>	
28	Personal services	\$479,386 (4.2 FTE)
29	Health, life, and dental	\$18,790
30	Short-term disability	\$868
31	S.B. 04-257 amortization equalization	
32	disbursement	\$17,362
33	S.B. 06-235 supplemental amortization	
34	equalization disbursement	\$16,770
35	Operating expenses	\$13,113
36	Case management system	\$215,625
37	Training	\$15,000
38	Court-appointed counsel	\$4,986,663

39 (3) To implement this act, the cash funds appropriation from  
40 training fees made in the annual general appropriation act for the 2015-16  
41 state fiscal year to the judicial department for use by the office of the  
42 respondent parents' counsel for training is decreased by \$15,000."

43

44 Renumber succeeding section accordingly.

45

46 Page 1, line 101, strike "COUNSEL." and substitute "COUNSEL, AND, IN  
47 CONNECTION THEREWITH, MAKING AND REDUCING APPROPRIATIONS."

48

49

50

51 **HB15-1153** be amended as follows, and as so amended, be referred to  
52 the Committee of the Whole with favorable  
53 recommendation:

54

55

1 Amend printed bill, page 3, after line 15 insert:

2

3 **"SECTION 2. Appropriation - adjustments to 2015 long bill.**

4 (1) To implement this act, appropriations made in the annual general  
5 appropriation act for the 2015-16 state fiscal year to the judicial  
6 department are adjusted as follows:

7 (a) The general fund appropriation for trial court programs is  
8 increased by \$12,500;

9 (b) The general fund appropriation for court costs, jury costs, and  
10 court-appointed counsel is increased by \$131,419; and

11 (c) The general fund appropriation for use by the office of the  
12 child's representative for court-appointed counsel is decreased by  
13 \$143,919.

14 (2) For the 2015-16 state fiscal year, \$27,580 is appropriated to  
15 the judicial department. This appropriation is from the general fund and  
16 is based on an assumption that the department will require an additional  
17 0.5 FTE. To implement this act, the department may use this  
18 appropriation for general courts administration."

19

20 Renumber succeeding section accordingly.

21

22 Page 1, line 101, strike "INVESTIGATORS." and substitute  
23 "INVESTIGATORS, AND, IN CONNECTION THEREWITH, MAKING AND  
24 REDUCING APPROPRIATIONS."

25

26

27

28 **HB15-1211** be amended as follows, and as so amended, be referred to  
29 the Committee of the Whole with favorable  
30 recommendation:

31

32 Amend the Health, Insurance, and Environment Committee Report, dated  
33 February 26, 2015, page 1, line 1, strike ""(1)" and substitute ""(1), (2),".

34

35 Page 1, strike line 18 and substitute "THE PATIENT.

36 (2) (a) In order to do business in Colorado, a durable medical  
37 equipment supplier must be licensed by the secretary of state.

38 (b) A DURABLE MEDICAL EQUIPMENT SUPPLIER LICENSE IS NOT  
39 REQUIRED AS A CONDITION OF ENROLLMENT AS A PROVIDER IN THE  
40 MEDICAL ASSISTANCE PROGRAM DESCRIBED IN TITLE 25.5, C.R.S."."

41

42

43

44 **HB15-1217** be amended as follows, and as so amended, be referred to  
45 the Committee of the Whole with favorable  
46 recommendation:

47

48 Amend printed bill, page 13, after line 26 insert:

49

50 **"SECTION 6. Appropriation.** For the 2015-16 state fiscal year,  
51 \$3,060 is appropriated to the department of revenue for use by the liquor  
52 and tobacco enforcement division. This appropriation is from the liquor  
53 enforcement division and state licensing authority cash fund created in  
54 section 24-35-401, C.R.S. To implement this act, the division may use  
55 this appropriation for personal services."

56

1 Renumber succeeding section accordingly.

2

3 Page 1, line 105, strike "**CODE**." and substitute "**CODE**", **AND, IN**  
4 **CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

5

6

7

8 **HB15-1225** be amended as follows, and as so amended, be referred to  
9 the Committee of the Whole with favorable  
10 recommendation:

11

12 Amend printed bill, page 6, after line 6 insert:

13

14 **"SECTION 4. Appropriation.** For the 2015-16 state fiscal year,  
15 \$32,369 is appropriated to the department of local affairs for use by the  
16 division of local government. This appropriation is from reappropriated  
17 funds transferred from the appropriation to the department of local affairs  
18 for local government mineral and energy impact grants and disbursements  
19 from the local government mineral impact fund created in section 34-63-  
20 102 (5) (a) (I), C.R.S. This appropriation is based on an assumption that  
21 the department will require an additional 0.5 FTE. To implement this act,  
22 the department may use this appropriation for field services program  
23 costs."

24

25 Renumber succeeding section accordingly.

26

27 Page 1, line 103, strike "**DECISION-MAKING.**" and substitute "**DECISION-**  
28 **MAKING, AND, IN CONNECTION THEREWITH, MAKING AN**  
29 **APPROPRIATION.**".

30

31

32

33 **HB15-1254** be referred to the Committee of the Whole with favorable  
34 recommendation.

35

36

37

38

39 **BUSINESS AFFAIRS & LABOR**

40 After consideration on the merits, the Committee recommends the  
41 following:

42

43 **HB15-1002** be amended as follows, and as so amended, be referred to  
44 the Committee on Appropriations with favorable  
45 recommendation:

46

47 Amend printed bill, page 2, line 3, after "**amend**" insert "(4) (a) (III),".

48

49 Page 2, strike line 7 and substitute:

50

51 **"- created - annual report - definitions - repeal.** (4) (a) (III) After the  
52 small business development center staff members are certified pursuant  
53 to subparagraph (II) of this paragraph (a), the state director shall use the  
54 existing infrastructure of small business development centers to promote  
55 the pilot project to second-stage companies and to those small business  
56 development center clients and referrals that, in the state director's

1 opinion, show growth potential in jobs, sales, or export potential. THE  
2 OFFICE SHALL BROADEN ITS PROMOTION OF THE PILOT PROJECT TO ENSURE  
3 ITS MARKETING OF THE PROJECT REACHES MORE COMPANIES THAT ARE  
4 ELIGIBLE TO PARTICIPATE IN THE ECONOMIC GARDENING PILOT PROJECT.

5 (b) (II) In order to".

6

7 Page 3, line 6, strike "2018." and substitute "2017."

8

9 Page 3, line 18, strike "TWO" and substitute "ONE".

10

11 Page 3, line 20, strike "EACH OF THE 2016-17 AND 2017-18" and substitute  
12 "THE 2016-17".

13

14 Page 3, line 21, strike "YEARS." and substitute "YEAR."

15

16 Page 3, line 24, strike "business, labor, and" substitute "~~business, labor,~~  
17 ~~and~~".

18

19 Page 3, strike line 25 and substitute "~~economic and workforce~~  
20 ~~development~~ BUSINESS AFFAIRS AND LABOR committees of the house of".

21

22

23

24 **HB15-1223** be amended as follows, and as so amended, be referred to  
25 the Committee of the Whole with favorable  
26 recommendation:

27

28 Amend printed bill, page 3, line 1, strike "(6);" and substitute "(2.5);".

29

30 Page 3, line 2, strike "AGAINST DEFECTS IN CONSTRUCTION".

31

32 Page 5, line 17, strike "AGAINST DEFECTS IN CONSTRUCTION".

33

34

35

36

37 **FINANCE**

38 After consideration on the merits, the Committee recommends the  
39 following:

40

41 **HB15-1014** be amended as follows, and as so amended, be referred to  
42 the Committee on Appropriations with favorable  
43 recommendation:

44

45 Amend printed bill, page 2, strike lines 16 through 24 and substitute:

46

47 "(b) THE FEES DUE ON A SEASONAL FARM MOTOR VEHICLE THAT  
48 ARE REGISTERED AT A TWENTY-FOUR-MONTH INTERVAL ARE HALF THE  
49 AMOUNT DUE IF THE VEHICLE WERE REGISTERED ANNUALLY, BUT THE  
50 OWNER SHALL PAY TWO YEARS' WORTH OF FEES IN ADVANCE WHEN  
51 REGISTERING THE VEHICLE.

52

53 (c) TO REGISTER A VEHICLE ONCE EVERY TWO YEARS UNDER THIS  
54 SUBSECTION (2.5), THE OWNER SHALL PAY TWO YEARS' WORTH OF SPECIFIC  
55 OWNERSHIP TAX IN ADVANCE WHEN REGISTERING THE VEHICLE."

55

56 Strike page 3 and substitute:

1           **"SECTION 2. Act subject to petition - effective date.** This act  
 2 takes effect January 1, 2016; except that, if a referendum petition is filed  
 3 pursuant to section 1 (3) of article V of the state constitution against this  
 4 act or an item, section, or part of this act within the ninety-day period after  
 5 final adjournment of the general assembly, then the act, item, section, or  
 6 part will not take effect unless approved by the people at the general  
 7 election to be held in November 2016 and, in such case, will take effect  
 8 on the date of the official declaration of the vote thereon by the  
 9 governor."

10

11

12

13 **HB15-1147** be referred favorably to the Committee on Appropriations.

14

15

16 **SB15-111** be referred to the Committee of the Whole with favorable  
 17 recommendation.

18

19

20

21

## 22 **HEALTH, INSURANCE & ENVIRONMENT**

23 After consideration on the merits, the Committee recommends the  
 24 following:

25

26 **SB15-071** be referred to the Committee of the Whole with favorable  
 27 recommendation.

28

29

30

31

## 32 **JUDICIARY**

33 After consideration on the merits, the Committee recommends the  
 34 following:

35

36 **HB15-1131** be amended as follows, and as so amended, be referred to  
 37 the Committee on Appropriations with favorable  
 38 recommendation:

39

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

42

43           **"SECTION 1.** In Colorado Revised Statutes, 19-1-305, **amend** (1)  
 44 introductory portion as follows:

45           **19-1-305. Operation of juvenile facilities.** (1) Except as  
 46 otherwise authorized by ~~section~~ SECTIONS 19-1-303 OR 19-1-304 (8), all  
 47 records prepared or obtained by the department of human services in the  
 48 course of carrying out its duties pursuant to article 2 of this title ~~shall be~~  
 49 ARE confidential and privileged. Said records may be disclosed only:

50           **SECTION 2.** In Colorado Revised Statutes, 19-1-304, **add** (8) as  
 51 follows:

52           **19-1-304. Juvenile delinquency records - division of youth**  
 53 **corrections critical incident information - definitions.** (8) **Division of**  
 54 **youth corrections critical incident information.** (a) FOR THE PURPOSES  
 55 OF THIS SUBSECTION (8), "CRITICAL INCIDENT" MEANS ANY OF THE  
 56 FOLLOWING:

1 (I) AN INTENTIONAL PHYSICAL OR SEXUAL ACT OF AGGRESSION  
2 THAT:  
3 (A) CAUSES OR ATTEMPTS TO CAUSE SERIOUS BODILY INJURY;  
4 (B) CAUSES BODILY INJURY THAT REQUIRES ONLY FIRST AID OR  
5 LESSER ATTENTION; OR  
6 (C) CAUSES NO BODILY INJURY;  
7 (II) UNAUTHORIZED PHYSICAL OR SEXUAL CONTACT CAUSED  
8 THROUGH RECKLESSNESS OR NEGLIGENCE, WHERE PHYSICAL OR SEXUAL  
9 HARM WAS NOT INTENDED; OR  
10 (III) AN ATTEMPT TO HARM OR GAIN POWER BY BLOWS OR WITH  
11 WEAPONS.

12 (b) THE DEPARTMENT OF HUMAN SERVICES, THE DIVISION OF  
13 YOUTH CORRECTIONS, OR ANY AGENCY WITH RELEVANT INFORMATION  
14 SHALL RELEASE THE FOLLOWING INFORMATION RELATED TO ANY CRITICAL  
15 INCIDENT, OR AGGREGATE OF CRITICAL INCIDENTS, THAT OCCURRED IN A  
16 FACILITY OPERATED BY THE DIVISION OF YOUTH CORRECTIONS UPON  
17 REQUEST, SO LONG AS THE DISCLOSING AGENCY REDACTS ANY IDENTIFYING  
18 INFORMATION, ANY INFORMATION CONCERNING SECURITY PROCEDURES OR  
19 PROTOCOLS, AND ANY INFORMATION THAT WOULD JEOPARDIZE THE SAFETY  
20 OF THE COMMUNITY, YOUTH, OR STAFF:

21 (I) THE TYPE OF CRITICAL INCIDENT THAT OCCURRED OR A  
22 SUMMARY OF TYPES OF CRITICAL INCIDENTS THAT HAVE OCCURRED WITHIN  
23 A GIVEN TIME FRAME;

24 (II) A SUMMARY OF WHETHER THE NUMBER AND TYPES OF CRITICAL  
25 INCIDENTS ARE INCREASING OR DECREASING IN FREQUENCY AND SEVERITY;

26 (III) ON AVERAGE, HOW MANY OF THE YOUTH HAVE BEEN  
27 INVOLVED IN MULTIPLE CRITICAL INCIDENTS AND THE AVERAGE LENGTH OF  
28 DETAINMENT;

29 (IV) A SUMMARY OF RESPONSES TO CRITICAL INCIDENTS BY THE  
30 FACILITY INVOLVED, SUCH AS DE-ESCALATION OR TYPICAL CONSEQUENCE  
31 IMPOSED; AND

32 (V) A SUMMARY OF ANY CRITICAL INCIDENT THAT HAS OCCURRED.

33 (c) IN ACCORDANCE WITH SECTION 24-72-205 (3), C.R.S., IF, IN  
34 RESPONSE TO A SPECIFIC REQUEST, THE DIVISION OF YOUTH CORRECTIONS,  
35 THE DEPARTMENT OF HUMAN SERVICES, OR ANY AGENCY WITH RELEVANT  
36 INFORMATION RELATED TO A CRITICAL INCIDENT HAS GENERATED A  
37 REPORT IN A FORM NOT USED BY THE DIVISION, DEPARTMENT, OR AGENCY,  
38 OR GENERATED A REDACTED OR SUMMARIZED RECORD, A REASONABLE FEE  
39 MAY BE CHARGED TO THE PERSON MAKING THE REQUEST. THE FEE MUST  
40 NOT EXCEED THE ACTUAL COST OF GENERATING OR REDACTING THE  
41 REPORT IN ACCORDANCE WITH THE REQUEST.

42 (d) THE DIVISION OF YOUTH CORRECTIONS MAY RELEASE TO THE  
43 PUBLIC INFORMATION AT ANY TIME TO CORRECT INACCURATE  
44 INFORMATION PERTAINING TO THE CRITICAL INCIDENT THAT WAS  
45 REPORTED IN THE NEWS MEDIA, SO LONG AS THE RELEASE OF INFORMATION  
46 BY THE DIVISION PROTECTS THE CONFIDENTIALITY OF ANY YOUTH  
47 INVOLVED; IS NOT EXPLICITLY IN CONFLICT WITH FEDERAL LAW; IS NOT  
48 CONTRARY TO THE BEST INTEREST OF THE CHILD WHO IS THE SUBJECT OF  
49 THE REPORT, OR HIS OR HER SIBLINGS; IS IN THE PUBLIC'S BEST INTEREST;  
50 AND IS CONSISTENT WITH THE FEDERAL "CHILD ABUSE PREVENTION AND  
51 TREATMENT REAUTHORIZATION ACT OF 2010", PUB.L. 111-320.

52 (e) EXCEPT AS OTHERWISE AUTHORIZED BY SECTION 19-1-303, ALL  
53 RECORDS PREPARED OR OBTAINED BY THE DEPARTMENT OF HUMAN  
54 SERVICES IN THE COURSE OF CARRYING OUT ITS DUTIES PURSUANT TO  
55 ARTICLE 2 OF THIS TITLE ARE CONFIDENTIAL AND PRIVILEGED.

56 **SECTION 3. Applicability.** This act applies to critical incidents

1 that occur on or after January 1, 2015.

2 **SECTION 4. Safety clause.** The general assembly hereby finds,  
3 determines, and declares that this act is necessary for the immediate  
4 preservation of the public peace, health, and safety."

5

6

7

8 **HB15-1183** be referred to the Committee of the Whole with favorable  
9 recommendation.

10

11

12 **SB15-013** be amended as follows, and as so amended, be referred to  
13 the Committee of the Whole with favorable  
14 recommendation:

15

16 Amend reengrossed bill, page 2, line 3, strike "15-\_\_\_\_," and substitute  
17 "15-013,".

18

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21

## 22 **TRANSPORTATION & ENERGY**

23 After consideration on the merits, the Committee recommends the  
24 following:

25

26 **HB15-1236** be amended as follows, and as so amended, be referred to  
27 the Committee on Finance with favorable recommendation:

28

29 Amend printed bill, page 2, line 15, before "ELECTRIC" insert "NATURAL  
30 GAS AND".

31

32 Page 3, line 6, before "ELECTRIC" insert "NATURAL GAS AND".

33

34 Page 5, strike line 2 and substitute "MULTIPLE HOUSING UNITS WHERE THE  
35 HEATING SYSTEMS ARE JOINTLY UTILIZED."

36

37 Page 6, strike lines 6 through 10 and substitute "PUBLIC UTILITY ISSUES,  
38 UPON THE OWNER'S REQUEST, THE OWNER'S PROJECTED ENERGY SAVINGS  
39 BASED ON PARTICIPATING IN THE UTILITY'S DEMAND-SIDE MANAGEMENT  
40 PROGRAM. THE OWNER WILL HAVE THE SOLE RESPONSIBILITY FOR  
41 PROVIDING SUCH PROJECTED ENERGY SAVINGS AND".

42

43 Page 6, line 12, strike "WAS" and substitute "WILL BE".

44

45 Page 8, line 12, after "CERTIFICATION" insert "OR BETTER".

46 Page 8, line 15, after "CERTIFICATION" insert "OR BETTER".

47

48 Page 9, line 2, after "CERTIFICATION" insert "OR BETTER".

49 Page 9, line 5, after "CERTIFICATION" insert "OR BETTER".

50

51 Page 12, strike lines 20 and 21 and substitute "TAXPAYER SHALL ALSO  
52 PROVIDE TO THE OFFICE A COPY OF A REGULATORY AGREEMENT,  
53 RESTRICTIVE COVENANT, OR OTHER SUCH DOCUMENTATION REQUIRED BY  
54 THE OFFICE TO ESTABLISH THAT THE".

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**PRINTING REPORT**1  
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The Chief Clerk reports the following bills have been correctly printed:  
**HB15-1265, 1266, 1267, 1268, 1269.**

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**MESSAGE(S) FROM THE SENATE**

Madam Speaker:

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB15-102, SB15-104, SB15-182, SB15-187, SB15-188, and SB15-190.

The Senate has passed on Third Reading and transmitted to the Revisor of Statutes:

SB15-110 amended in General Orders as printed in Senate Journal, March 5, 2015.

SB15-186 amended in General Orders as printed in Senate Journal, March 5, 2015.

SB15-189 amended in General Orders as printed in Senate Journal, March 5, 2015.

SB15-191 amended in General Orders as printed in Senate Journal, March 5, 2015.

The Senate has passed on Third Reading and returns herewith:

HB15-1034, HB15-1055, HB15-1070, HB15-1094, HB15-1137, and HB15-1174.

The Senate has postponed indefinitely HB15-1038. The bill is returned herewith.

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**MESSAGE(S) FROM THE REVISOR**

We herewith transmit:

without comment, **SB15-102, 104, 182, 187, 188, and 190.**

without comment, as amended, **SB15-110, 186, 189, and 191.**

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On motion of Representative Duran, the following bill(s) will be calendared for General Orders on March 9: **HB15-1211, SB15-071, HB15-1104, 1225, 1217, 1026, 1133, 1149, 1153, 1254, SB15-111, HB15-1223, 1183, SB15-013.**

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House in recess. House reconvened.

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**INTRODUCTION OF BILLS**  
**First Reading**

- 1  
2  
3  
4 The following bills were read by title and referred to the committees  
5 indicated:  
6  
7 **HB15-1270** by Representative(s) Duran and Foote, Arndt, Buckner,  
8 Danielson, Esgar, Fields, Ginal, Lebsock, Lee, McCann,  
9 Mitsch Bush, Rosenthal, Tyler, Young, Singer; also  
10 Senator(s) Todd and Woods--Concerning authorization for  
11 local education providers to operate pathways in  
12 technology early college high schools.  
13 Committee on Education  
14  
15 **HB15-1271** by Representative(s) Lontine and Hamner, Esgar, Arndt,  
16 Danielson, Garnett, Melton, Pabon, Rosenthal, Williams,  
17 Winter; also Senator(s) Marble and Donovan--Concerning  
18 the funding of mobile learning labs through the Colorado  
19 existing industry training program.  
20 Committee on Finance  
21  
22 **HB15-1272** by Representative(s) Esgar; also Senator(s) Holbert--  
23 Concerning a prohibition on the use of the doctrine of  
24 laches to bar a claim timely filed under the statute of  
25 limitations.  
26 Committee on Judiciary  
27  
28 **HB15-1273** by Representative(s) Lawrence; also Senator(s) Newell--  
29 Concerning additional comprehensive reporting  
30 requirements for school discipline reports, and, in  
31 connection therewith, requiring a post-enactment review of  
32 the implementation of this act.  
33 Committee on Education  
34  
35 **HB15-1274** by Representative(s) Garnett and Melton, Arndt,  
36 Danielson, Duran, Esgar, Fields, Ginal, Lee, McCann,  
37 Mitsch Bush, Rosenthal, Tyler, Young; also Senator(s)  
38 Kerr and Woods, Todd--Concerning the creation of career  
39 pathways for students for critical occupations in growing  
40 industries.  
41 Committee on Business Affairs and Labor  
42  
43 **HB15-1275** by Representative(s) Winter; also Senator(s) Heath and  
44 Marble, Todd--Concerning measures to support enrollment  
45 in career and technical education programs.  
46 Committee on Business Affairs and Labor  
47  
48 **SB15-171** by Senator(s) Hill, Marble, Merrifield, Todd; also  
49 Representative(s) Moreno--Concerning the continuation of  
50 the "Private Occupational Education Act of 1981", and, in  
51 connection therewith, implementing the recommendations  
52 of the 2014 sunset review by the department of regulatory  
53 agencies.  
54 Committee on Education  
55

1 **SB15-191** by Senator(s) Scheffel and Carroll, Cadman; also  
2 Representative(s) Duran and DelGrosso, Hullinghorst--  
3 Concerning payment of expenses of the legislative  
4 department.  
5 Committee on Appropriations

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10 On motion of Representative Duran, the House adjourned until 10:00 a.m.,  
11 March 9, 2015.

12  
13  
14  
15

Approved:  
DICKY LEE HULLINGHORST,  
Speaker

16 Attest:  
17 MARILYN EDDINS,  
18 Chief Clerk