

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

Sixty-sixth Legislative Day

Friday, March 13, 2015

1 Prayer by Representative Rhonda Fields, Aurora.

2

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

4

5 The National Anthem, was sung by Bel Canto Singers, Montrose High  
6 School.

7

8 Pledge of Allegiance led by Bel Canto Singers, Montrose High School,  
9 Montrose.

10

11 The roll was called with the following result:

12

13 Present--63.

14 Excused--Representative(s) KC Becker, Saine--2.

15

16 Present after roll call--Representative(s) Saine.

17

18 The Speaker declared a quorum present.

19

20 On motion of Representative Lundeen, the reading of the journal of  
21 March 12, 2015, was declared dispensed with and approved as corrected  
22 by the Chief Clerk.

23

24

25 On motion of Representative Salazar, the House resolved itself into  
26 Committee of the Whole for consideration of General Orders, and he was  
27 called to the Chair to act as Chairman.

28

29

30 **GENERAL ORDERS--SECOND READING OF BILLS**

31

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

36

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

39

40 [HB15-1240](#) by Representative(s) Fields--Concerning reducing law  
41 enforcement contacts with public school students as  
42 disciplinary responses to school incidents.

43

1 Amendment No. 1, Education Report, dated March 9, 2015, and placed  
2 in member's bill file; Report also printed in House Journal, March 10,  
3 2015

4  
5 As amended, ordered engrossed and placed on the Calendar for Third  
6 Reading and Final Passage.

7  
8  
9 [SB15-103](#) by Senator(s) Lundberg; also Representative(s) Becker K.-  
10 -Concerning continuation of the compliance advisory  
11 panel, and, in connection therewith, implementing the  
12 recommendations of the department of regulatory agencies  
13 as contained in the 2014 sunset report.

14  
15 Laid over until March 16, retaining place on Calendar.

16  
17  
18 [HB15-1214](#) by Representative(s) Singer; also Senator(s) Cooke--  
19 Concerning opioid analgesics with abuse-deterrent  
20 properties.

21  
22 Amendment No. 1, Public Health Care & Human Services Report, dated  
23 March 10, 2015, and placed in member's bill file; Report also printed in  
24 House Journal, March 11, 2015

25  
26 Amendment No. 2, moved by Representative(s) Singer.

27  
28 Amend the Public Health Care and Human Services Committee Report,  
29 dated March 10, 2015, page 1, line 2, strike "GOVERNOR'S" and substitute  
30 "COLORADO".

31  
32 Amendment No. 3, moved by Representative(s) Singer.

33  
34 Amend Public Health Care & Human Services committee report, dated  
35 March 10, 2015, after line 14 add:

36  
37 "Page 3, strike lines 13 through 21 and substitute:

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

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

44  
45  
46 [SB15-019](#) by Senator(s) Sonnenberg and Jahn; also Representative(s)  
47 Nordberg--Concerning the authority of the state auditor to  
48 conduct a performance audit of the Colorado health  
49 benefit exchange.

50  
51 Ordered revised and placed on the Calendar for Third Reading and Final  
52 Passage.

53

1 [HB15-1245](#) by Representative(s) Vigil; also Senator(s) Sonnenberg--  
 2 Concerning the authority of the state board of land  
 3 commissioners to use a specified portion of the investment  
 4 and development fund moneys for asset maintenance.

5  
 6 Ordered engrossed and placed on the Calendar for Third Reading and  
 7 Final Passage.

8  
 9 [HB15-1256](#) by Representative(s) Mitsch Bush; also Senator(s)  
 10 Baumgardner--Concerning the reclassification of Routt  
 11 county to a category II county for the purpose of  
 12 establishing the salaries of county officers.

13  
 14 Ordered engrossed and placed on the Calendar for Third Reading and  
 15 Final Passage.

16  
 17 [HB15-1262](#) by Representative(s) Rosenthal; also Senator(s) Balmer--  
 18 Concerning separate legal entities established by a contract  
 19 between two or more political subdivisions of the state,  
 20 and, in connection therewith, clarifying the legal status and  
 21 scope of powers of such an entity.

22  
 23 Amendment No. 1, Local Government Report, dated March 11, 2015, and  
 24 placed in member's bill file; Report also printed in House Journal, March  
 25 12, 2015

26  
 27 As amended, ordered engrossed and placed on the Calendar for Third  
 28 Reading and Final Passage.

29  
 30  
 31  
 32  
 33 **ADOPTION OF COMMITTEE OF THE WHOLE REPORT**

34  
 35 Passed Second Reading: **HB15-1240 amended, 1214 amended,**  
 36 **SB15-019, HB15-1245, 1256, 1262 amended .**

37  
 38 Laid over until date indicated retaining place on Calendar: **SB15-103--**  
 39 **March 16, 2015.**

40  
 41 The Chairman moved the adoption of the Committee of the Whole  
 42 Report. As shown by the following roll call vote, a majority of those  
 43 elected to the House voted in the affirmative, and the Report was  
 44 **adopted.**

45  
 46

	YES	61	NO	0	EXCUSED	4	ABSENT	0
47	Arndt	Y	Fields	Y	Lundeen	Y	Ryden	Y
48	Becker J.	Y	Foote	Y	McCann	Y	Saine	E
49	Becker K.	E	Garnett	Y	Melton	Y	Salazar	Y
50	Brown	Y	Ginal	Y	Mitsch Bush	Y	Sias	Y
51	Buck	Y	Hamner	Y	Moreno	Y	Singer	Y
52	Buckner	Y	Humphrey	Y	Navarro	Y	Tate	Y
53	Carver	Y	Joshi	Y	Neville P.	Y	Thurlow	Y
54	Conti	Y	Kagan	Y	Nordberg	Y	Tyler	Y
55	Coram	Y	Keyser	Y	Pabon	Y	Van Winkle	Y
56	Court	Y	Klingenschmitt	Y	Pettersen	Y	Vigil	Y

1	Danielson	Y	Kraft-Tharp	Y	Primavera	Y	Willett	Y
2	DelGrosso	Y	Landgraf	Y	Priola	Y	Williams	Y
3	Dore	Y	Lawrence	E	Rankin	Y	Wilson	Y
4	Duran	Y	Lebsock	Y	Ransom	Y	Windholz	Y
5	Esgar	Y	Lee	Y	Rosenthal	Y	Winter	Y
6	Everett	Y	Lontine	Y	Roupe	Y	Young	Y
7							Speaker	E

8  
9  
10 House in recess. House reconvened.

11  
12  
13 **MESSAGE FROM THE SENATE**

14  
15 Madam Speaker:

16  
17 The Senate has adopted and transmits herewith: SJR15-013.

18  
19  
20  
21 **INTRODUCTION AND CONSIDERATION OF RESOLUTION**

22  
23 On motion of Representative Moreno, the rules were suspended and the  
24 following resolution was given immediate consideration.

25  
26 **SJR15-013** by Senator(s) Scheffel and Garcia; also Representative(s)  
27 Lawrence and McCann--Concerning the designation of  
28 "First Responder Appreciation Day".

29  
30 (Printed and placed in members' files).

31  
32 On motion of Representative McCann, the resolution was read at length  
33 and **adopted** by **viva voce** vote.

34  
35 Current Roll Call added as co-sponsor(s): Representative(s) Arndt, Becker J.,  
36 Brown, Buck, Buckner, Carver, Conti, Coram, Court, Danielson, DelGrosso,  
37 Dore, Duran, Esgar, Everett, Fields, Foote, Garnett, Ginal, Hamner, Humphrey,  
38 Joshi, Kagan, Keyser, Klingenschmitt, Kraft-Tharp, Landgraf, Lebsock, Lee,  
39 Lontine, Lundeen, Melton, Mitsch Bush, Moreno, Navarro, Neville P.,  
40 Nordberg, Pabon, Pettersen, Primavera, Priola, Rankin, Ransom, Rosenthal,  
41 Roupe, Ryden, Saine, Salazar, Sias, Singer, Tate, Thurlow, Tyler, Van Winkle,  
42 Vigil, Willett, Williams, Wilson, Windholz, Winter, Young.

43  
44  
45  
46 **REPORT(S) OF COMMITTEE(S) OF REFERENCE**

47  
48 **APPROPRIATIONS**

49 After consideration on the merits, the Committee recommends the  
50 following:

51  
52 **HB15-1097** be amended as follows, and as so amended, be referred to  
53 the Committee of the Whole with favorable  
54 recommendation:  
55

1 Amend printed bill, page 7, after line 8 insert:

2

3 **"SECTION 5. Appropriation.** (1) For the 2015-16 state fiscal  
4 year, \$16,013 is appropriated to the department of human services. This  
5 appropriation is from the general fund and is based on an assumption that  
6 the department will require an additional 0.2 FTE. To implement this act,  
7 the department may use this appropriation as follows:

8 Behavioral health services, community behavioral health  
9 administration  
10 Personal services \$9,413 (0.2 FTE)  
11 Operating expenses \$6,600".  
12

13 Renumber succeeding section accordingly.

14

15 Page 1, line 105, strike "AND".

16

17 Page 1, line 108, strike "ALCOHOL." and substitute "ALCOHOL, AND  
18 MAKING AN APPROPRIATION.".

19

20

21

22 **HB15-1131** be amended as follows, and as so amended, be referred to  
23 the Committee of the Whole with favorable  
24 recommendation:  
25

26 Amend the Judiciary Committee Report, dated March 5, 2015, page 3,  
27 before line 7 insert:

28

29 **"SECTION 3. Appropriation.** (1) For the 2015-16 state fiscal  
30 year, \$14,404 is appropriated to the department of human services for use  
31 by the division of youth corrections. This appropriation is from the  
32 general fund and is based on an assumption that the division will require  
33 an additional 0.3 FTE. To implement this act, the division may use this  
34 appropriation as follows:

35 (a) \$14,119 for personal services related to administration, which  
36 amount is based on an assumption that the division will require an  
37 additional 0.3 FTE; and

38 (b) \$285 for operating expenses related to administration."  
39

40

41 Renumber succeeding sections accordingly.

42

43 Page 3 of the report, after line 12 insert:

44

45 "Amend the printed bill, page 1, line 103, strike "CORRECTIONS." and  
46 substitute "CORRECTIONS, AND, IN CONNECTION THEREWITH, MAKING  
47 AN APPROPRIATION."."  
48

49

50

51

52 **HB15-1136** be amended as follows, and as so amended, be referred to  
53 the Committee of the Whole with favorable  
recommendation:

1 Amend printed bill, page 2, after line 10 insert:

2

3 **"SECTION 2. Appropriation.** For the 2015-16 state fiscal year,  
4 \$7,880 is appropriated to the department of revenue for use by the  
5 division of motor vehicles. This appropriation consists of \$2,866 from the  
6 general fund and \$5,014 from the license plate cash fund created in  
7 section 42-3-301 (1) (b), C.R.S. To implement this act, the division may  
8 use this appropriation for license plate ordering."

9

10 Renumber succeeding section accordingly.

11

12 Page 1, strike line 104 and substitute "**INDIVIDUAL, AND, IN CONNECTION**  
13 **THEREWITH, MAKING AN APPROPRIATION.**".

14

15

16

17 **HB15-1147** be amended as follows, and as so amended, be referred to  
18 the Committee of the Whole with favorable  
19 recommendation:

20

21 Amend printed bill, page 25, after line 26 insert:

22

23 **"SECTION 5. Appropriation.** (1) For the 2015-16 state fiscal  
24 year, \$58,587 is appropriated to the department of regulatory agencies.  
25 This appropriation is from the division of professions and occupations  
26 cash fund created in section 24-34-105 (2) (b) (I), C.R.S. To implement  
27 this act, the department may use this appropriation as follows:

28 (a) \$39,137 for use by the division of professions and occupations  
29 for personal services, which amount is based on an assumption that the  
30 division will require an additional 0.5 FTE:

31 (b) \$5,273 for use by the division of professions and occupations  
32 for operating expenses; and

33 (c) \$14,177 for the purchase of legal services.

34 (2) For the 2015-16 state fiscal year, \$14,177 is appropriated to  
35 the department of law. This appropriation is from reappropriated funds  
36 received from the department of regulatory agencies under paragraph (c)  
37 of subsection (1) of this section. To implement this act, the department of  
38 law may use this appropriation to provide legal services for the  
39 department of regulatory agencies."

40

41 Renumber succeeding section accordingly.

42

43 Page 1, line 101, strike "**COUNSELORS.**" and substitute "**COUNSELORS,**  
44 **AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**".

45

46

47

48 **HB15-1157** be amended as follows, and as so amended, be referred to  
49 the Committee of the Whole with favorable  
50 recommendation:

51

52 Amend printed bill, page 7, line 20 after "**Appropriation.**", insert "(1)".

53

54 Page 7, after line 26 insert:

55

56 "(2) For the 2015-16 state fiscal year, \$5,000 is appropriated to the

1 legislative department for use by the general assembly. This appropriation  
2 is from the general fund. To implement this act, the general assembly may  
3 use this appropriation for legislative members of the working group to be  
4 compensated for their attendance at the working group meetings.".

5

6

7

8 **HB15-1215** be referred to the Committee of the Whole with favorable  
9 recommendation.

10

11

12 **HB15-1224** be referred to the Committee of the Whole with favorable  
13 recommendation.

14

15

16 **SB15-191** be referred to the Committee of the Whole with favorable  
17 recommendation.

18

19

20

21

22 **BUSINESS AFFAIRS & LABOR**

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

25

26 **HB15-1246** be referred to the Committee of the Whole with favorable  
27 recommendation.

28

29

30

31

32 **FINANCE**

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

35

36 **HB15-1142** be amended as follows, and as so amended, be referred to  
37 the Committee of the Whole with favorable  
38 recommendation:

39

40 Amend the Business Affairs and Labor Committee Report, dated  
41 February 24, 2015, page 1, line 12, after "**amend**" insert "(1), (2), and".

42

43 Page 1, line 14, strike "(5) Bids submitted" and substitute "(1) (a) The  
44 holder of the evidence of debt or the attorney for the holder shall submit  
45 a bid SETTING FORTH THE HOLDER'S INITIAL BID FOR THE PROPERTY that is  
46 received by the officer no later than 12 noon on the second business day  
47 prior to the date of sale as provided in this section. IN ADDITION, IF THE  
48 SALE WILL BE CONDUCTED ELECTRONICALLY, THE HOLDER MAY ALSO  
49 INCLUDE A MAXIMUM BID FOR THE PROPERTY. The holder or the attorney  
50 for the holder need not personally attend the sale. IF THE SALE WILL BE  
51 CONDUCTED ELECTRONICALLY AND THE HOLDER HAS ELECTED TO INCLUDE  
52 A MAXIMUM BID, THE OFFICER SHALL AUTOMATICALLY INCREASE THE  
53 HOLDER'S INITIAL BID IN INCREMENTS SELECTED BY THE OFFICER UP TO  
54 SUCH MAXIMUM BID IF ONE OR MORE THIRD PARTIES SUBMIT COMPETING  
55 BIDS FOR THE PROPERTY.

56 (b) If the bid is not received by the officer by the deadline, the

1 officer shall continue the sale for one week and shall announce or post a  
2 notice of the continuance at the time and place designated for the sale.

3 (2) The holder of the evidence of debt shall submit a signed and  
4 acknowledged bid, or the attorney for the holder shall submit a signed  
5 bid, which shall specify the following amounts, itemized in substantially  
6 the following categories and in substantially the following form:

7 BID

8 To: \_\_\_\_\_  
9 Public Trustee (or Sheriff) of the County (or City and County) of  
10 \_\_\_\_\_, State of Colorado (hereinafter the "officer").

11 Date: \_\_\_\_\_  
12 \_\_\_\_\_, whose mailing address is \_\_\_\_\_, bids  
13 the sum of \$ \_\_\_\_\_ in your Sale No. \_\_\_\_\_ to be held on the \_\_\_\_\_ day  
14 of \_\_\_\_\_, 20\_\_\_\_.

15 The following is an itemization of all amounts due the holder of the  
16 evidence of debt secured by the deed of trust or other lien being  
17 foreclosed.

18 Street address of property being  
19 foreclosed, if known: \_\_\_\_\_  
20 Regular [ ] / default [ ] rate of interest as of the date of  
21 sale: \_\_\_\_\_

22 (Inapplicable items may be omitted):

23 Amounts due under the evidence of debt:  
24 Principal \$ \_\_\_\_\_  
25 Interest \_\_\_\_\_  
26 Late charges \_\_\_\_\_  
27 Allowable prepayment penalties  
28 or premiums \_\_\_\_\_  
29 Other amounts due under the evidence of debt  
30 (specify) \_\_\_\_\_

31 \_\_\_\_\_  
32 Category subtotal: \_\_\_\_\_ \$ \_\_\_\_\_

33 Other fees and costs advanced by the holder of evidence of debt:  
34 Property, general liability, and  
35 casualty insurance \_\_\_\_\_  
36 Property inspections \_\_\_\_\_  
37 Appraisals \_\_\_\_\_  
38 Taxes and assessments \_\_\_\_\_  
39 Utility charges owed or  
40 incurred \_\_\_\_\_  
41 Owner association  
42 assessment paid \_\_\_\_\_  
43 Permitted amounts paid  
44 on prior liens \_\_\_\_\_  
45 Permitted lease  
46 payments \_\_\_\_\_  
47 Less impound/escrow  
48 account credit \_\_\_\_\_  
49 Plus impound/escrow  
50 account deficiency \_\_\_\_\_  
51 Other (describe) \_\_\_\_\_

52 Category subtotal: \_\_\_\_\_ \$ \_\_\_\_\_

53 Attorney fees and advances:  
54 Attorney fees \_\_\_\_\_  
55 Title commitments and  
56 insurances or abstractor \_\_\_\_\_



1 charges \_\_\_\_\_  
 2 Court docketing \_\_\_\_\_  
 3 Statutory notice \_\_\_\_\_  
 4 Postage \_\_\_\_\_  
 5 Electronic transmissions \_\_\_\_\_  
 6 Photocopies \_\_\_\_\_  
 7 Telephone \_\_\_\_\_  
 8 Other (describe) \_\_\_\_\_  
 9 Category subtotal: \$ \_\_\_\_\_  
 10 Officer fees and costs:  
 11 Officer statutory fee \_\_\_\_\_  
 12 Publication charges \_\_\_\_\_  
 13 Confirmation deed fee \_\_\_\_\_  
 14 Confirmation deed  
 15 recording fee \_\_\_\_\_  
 16 Other (describe) \_\_\_\_\_  
 17 Category subtotal: \$ \_\_\_\_\_  
 18 Total due holder of the  
 19 evidence of debt \_\_\_\_\_  
 20 INITIAL Bid \$ \_\_\_\_\_  
 21 Deficiency \$ \_\_\_\_\_  
 22 MAXIMUM BID (IF APPLICABLE) \$ \_\_\_\_\_

23 I enclose herewith the following:  
 24 1. Order authorizing sale.  
 25 2. Check (if applicable) to your order in the sum of \$\_\_\_\_\_ covering the  
 26 balance of your fees and costs.  
 27 3. Other: \_\_\_\_\_.

28 Please send us the following:  
 29 1. Promissory note with the deficiency, if any, noted thereon  
 30 2. Refund for overpayment of officer's fees and costs, if any  
 31 3. Other: \_\_\_\_\_.  
 32 Name of the holder of the evidence of debt  
 33 and the attorney for the holder:  
 34 Holder: \_\_\_\_\_  
 35 Attorney: \_\_\_\_\_  
 36 By: \_\_\_\_\_  
 37 Attorney registration number: \_\_\_\_\_  
 38 Attorney address: \_\_\_\_\_  
 39 Attorney business telephone: \_\_\_\_\_

40  
 41 (5) Bids submitted".  
 42  
 43  
 44

45 **HB15-1159** be amended as follows, and as so amended, be referred to  
 46 the Committee on Appropriations with favorable  
 47 recommendation:  
 48

49 Amend the Agriculture, Livestock, & Natural Resources Committee  
 50 Report, dated March 2, 2015, page 1, strike lines 1 and 2 and substitute  
 51 "Amend printed bill, page 2, strike line 8 and substitute "(2) (a), (2) (b),  
 52 (2) (d), (5) introductory portion, and (9); and **repeal** (6) as follows:". "  
 53

54 Page 1 of the committee report, before line 3 insert, "Page 2, line 12,  
 55 strike "JANUARY 1, 2020," and substitute "JANUARY 1, 2018,.". "  
 56

1 Page 1 of the committee report, strike line 3 and substitute "Page 3, line  
2 1, strike "OR IMPROVE".".

3  
4 Page 1 of the committee report, before line 4 insert "Page 3, line 7, strike  
5 "September" and substitute "~~September~~ DECEMBER".".

6  
7 Page 1 of the committee report, line 4, strike "lines 1" and substitute  
8 "lines 8".

9  
10 Page 1 of the committee report, strike lines 6 and 7 and substitute:

11  
12 ~~"(5) No later than November 30, 2009, and no later than~~  
13 ~~November 30 of each year thereafter, The board shall, IN A SUFFICIENTLY~~  
14 ~~TIMELY MANNER TO ALLOW THE DEPARTMENT TO PROCESS RETURNS~~  
15 ~~CLAIMING THE CREDIT ALLOWED BY THIS SECTION, provide".~~

16  
17 Page 1 of the committee report, after line 9 insert "Page 4, line 7, strike  
18 "DECEMBER 31, 2029." and substitute "DECEMBER 31, 2027.".".

19  
20  
21  
22 **SB15-097** be referred to the Committee of the Whole with favorable  
23 recommendation.

24  
25  
26  
27  
28 **HEALTH, INSURANCE & ENVIRONMENT**

29 After consideration on the merits, the Committee recommends the  
30 following:

31  
32 **HB15-1151** be postponed indefinitely.

33  
34  
35 **HB15-1238** be amended as follows, and as so amended, be referred to  
36 the Committee on Finance with favorable recommendation:

37  
38 Amend printed bill, page 3, line 24, after "EDUCATION" insert "CENTER".

39  
40 Page 3, line 25, strike ""CAHEP"" and substitute ""CAHEC PROGRAM"".

41  
42 Page 3, line 27, after "EDUCATION" insert "CENTER".

43  
44 Page 4, line 10, strike "NONCOMPENSATED".

45  
46 Page 4, line 13, strike "(I)" and substitute "(I) (A)".

47  
48 Page 4, line 14, strike "AND" and substitute "OR".

49  
50 Page 4, after line 14 insert:

51  
52 "(B) IS DESIGNATED AS A PRECEPTOR BY A NATIONALLY  
53 ACCREDITED GRADUATE EDUCATION PROGRAM; AND".

54  
55 Page 4, strike lines 15 through 17 and substitute:

56

1 "(II) PERSONALLY PROVIDES ON A VOLUNTARY BASIS A MINIMUM  
2 OF ONE AND A MAXIMUM OF FIVE PRECEPTORSHIPS FOR THE PURPOSES OF  
3 CLAIMING THE TAX CREDIT ALLOWED BY THIS SECTION TO ONE OR MORE  
4 STUDENTS IN A HEALTH PROFESSIONAL SHORTAGE AREA IN A PARTICULAR  
5 INCOME TAX YEAR."

6  
7 Page 5, line 4, strike "MENTAL HEALTH,".

8  
9 Page 6, line 11, strike "CAHEP," and substitute "CAHEC PROGRAM,".

10  
11 Page 6, line 15, strike "CAHEP" and substitute "CAHEC PROGRAM".

12  
13 Page 6, line 18, strike "CAHEP" and substitute "CAHEC PROGRAM".

14  
15  
16  
17

## 18 **JUDICIARY**

19 After consideration on the merits, the Committee recommends the  
20 following:

21

22 **HB15-1073** be amended as follows, and as so amended, be referred to  
23 the Committee of the Whole with favorable  
24 recommendation:

25

26 Amend printed bill, page 2, line 5, strike "(I)".

27

28 Page 2, strike lines 8 and 9 and substitute "per se, or DWAI. ~~The hearing~~  
29 ~~officer shall consider such issues when a driver raises them as defenses~~  
30 IF A DRIVER SO CHALLENGES THE VALIDITY OF THE LAW ENFORCEMENT  
31 OFFICER'S INITIAL CONTACT, AND THE EVIDENCE DOES NOT ESTABLISH  
32 THAT THE INITIAL CONTACT OR ARREST WAS CONSTITUTIONALLY AND  
33 STATUTORILY VALID, THE DRIVER IS NOT SUBJECT TO LICENSE  
34 REVOCATION."

35

36 Page 2, strike lines 10 through 12.

37 Page 2, after line 12, insert:

38

39 "SECTION 2. In Colorado Revised Statutes, **amend** 42-1-228 as  
40 follows:

41 **42-1-228. Revocation hearings - right of driver to challenge**  
42 **validity of initial traffic stop.** In any administrative proceeding for a  
43 revocation of a driver's license pursuant to article 2 of this title, where the  
44 hearing officer is engaged in finding facts and applying law for an  
45 incident or offense reported directly to the department by a law  
46 enforcement officer, and where the revocation was not triggered in whole  
47 or in part by a record of a conviction, the driver may challenge the  
48 validity of the law enforcement officer's initial contact with the driver and  
49 subsequent arrest of the driver. ~~The hearing officer shall consider such~~  
50 ~~issues when a driver raises them as defenses.~~ IF A DRIVER SO CHALLENGES  
51 THE VALIDITY OF THE LAW ENFORCEMENT OFFICER'S INITIAL CONTACT,  
52 AND THE EVIDENCE DOES NOT ESTABLISH THAT THE INITIAL CONTACT OR  
53 ARREST WAS CONSTITUTIONALLY AND STATUTORILY VALID, THE DRIVER  
54 IS NOT SUBJECT TO LICENSE REVOCATION."

55

56 Renumber succeeding section accordingly.

1 **HB15-1189** be postponed indefinitely.

2

3

4 **SB15-030** be referred to the Committee of the Whole with favorable  
5 recommendation.

6

7

8

9

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### DELIVERY OF BILLS TO GOVERNOR

10

11 The Chief Clerk of the House of Representatives reports the following  
12 bills have been delivered to the Office of the Governor: **HB15-1029,**  
13 **1034, 1070, 1094, 1122, 1174** at 2:20 p.m. on March 12, 2015.

14

15

16

17

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### INTRODUCTION OF BILL

18

#### First Reading

19

20 The following bill was read by title and referred to the committee  
21 indicated:

22

23 **HB15-1284** by Representative(s) Winter and Roupe, Garnett; also  
24 Senator(s) Grantham and Hodge--Concerning measures to  
25 enhance program efficiency for shared photovoltaic energy  
26 generation facilities.

27 Committee on Transportation & Energy

28

29

30

31 On motion of Representative Duran, the following bill(s) will be  
32 calendared for General Orders on March 16, 2015: **SB15-030,**  
33 **HB15-1073, 1246, SB15-191, HB15-1215, 1136, 1224, 1131, 1157,**  
34 **1147, 1097, SB15-097, HB15-1142.**

35

36

37

38

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### LAY OVER OF CALENDAR ITEM(S)

39

40 On motion of Representative Duran, the following item(s) on the  
41 Calendar were laid over until March 16, retaining place on Calendar:

42

43 Consideration of Senate Amendment(s)--**HB15-1031, 1092.**

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47 On motion of Representative Duran, the House adjourned until  
48 10:00 a.m., March 16, 2015.

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Approved:

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DICKEY LEE HULLINGHORST,

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Speaker

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Attest:

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MARILYN EDDINS,

55

Chief Clerk

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