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SENATE JOURNAL Seventieth General Assembly STATE OF COLORADO

First Regular Session

115th Legislative Day

Friday, May 1, 2015

Prayer By the chaplain, Dr. Gene Selander, Crystal Clear Ministries, Denver.

Call to Order

By the President at 9:00 a.m.

Pledge By Senator Merrifield.

Roll Call Present--31

Excused--4, Crowder, Grantham, Hill, Todd. Present later--4, Crowder, Grantham, Hill, Todd.

Quorum The President announced a quorum present.

Reading of Journal

On motion of Senator Woods, reading of the Journal of Thursday, April 30, 2015, was dispensed with and the Journal was approved as corrected by the Secretary.

COMMITTEE OF REFERENCE REPORTS

Health & Human Services

After consideration on the merits, the Committee recommends that **HB15-285** be postponed indefinitely.

Education

After consideration on the merits, the Committee recommends that **HB15-1201** be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.

Amend reengrossed bill, page 9, line 26, strike "FIVE HUNDRED" and substitute "TWO HUNDRED FIFTY".

Page 12, line 10, strike "FIVE" and substitute "TWO".

Page 14, line 27, strike "\$5,000,000" and substitute "\$2,000,000".

Education

After consideration on the merits, the Committee recommends that **HB15-1001** be postponed indefinitely.

Education

After consideration on the merits, the Committee recommends that **SB15-280** be referred to the Committee on Appropriations with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB15-1367** be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend reengrossed bill, page 14, line 26, strike "SERVICES AND" and substitute "AND LAW ENFORCEMENT".

Page 15, line 3, after "PROGRAMS," insert "THE CREATION OF A MARIJUANA LABORATORY TESTING REFERENCE LIBRARY,".

Page 15, strike line 7 and substitute:

"(I) TO RESEARCH, REGULATE, STUDY, AND TEST INDUSTRIAL HEMP OR HEMP SEEDS;".

Page 23, line 25, strike "RETAIL".

Page 23, line 27, strike "OR ILLEGAL ACTIVITY RELATED TO SALES" and substitute "ACTIVITY RELATED TO THE SALE, TRANSFER, CULTIVATION, OR PROCESSING".

Page 24, strike line 1 and substitute "MARIJUANA OR ANY ILLEGAL ACTIVITY RELATED MARIJUANA.".

Page 25, line 7, strike "RETAIL".

Page 25, line 26, after the period add "ANY UNEXPENDED AND UNENCUMBERED MONEYS FROM AN APPROPRIATION MADE PURSUANT TO THIS SUBSECTION (3) REMAIN AVAILABLE FOR EXPENDITURE BY THE DIVISION IN THE NEXT FISCAL YEAR WITHOUT FURTHER APPROPRIATION.".

Page 25, line 27, strike "RULES, IN ACCORDANCE WITH THE".

Page 26, strike line 1 and substitute "POLICIES AND PROCEDURES".

Page 26, strike lines 5 through 7.

Renumber succeeding subsection accordingly.

Page 26, line 17, strike "(6)" and substitute "(5)".

Page 30, after line 8 insert:

"SECTION 18. In Colorado Revised Statutes, add 25.5-5-208 as follows:

25.5-5-208. Additional services - training - grants - screening, brief intervention, and referral. On or before June 30, 2016, the state department shall grant, through a competitive grant program, up to five hundred thousand dollars to one or more organizations to provide evidence-based training and outreach to health professionals statewide related to screening, brief intervention, and referral to treatment for individuals at risk of substance abuse for whom Colorado provides optional services in accordance with section 25.5-5-202 (1) (u). For any fiscal year beginning on or after July 1, 2016, the state department shall award additional grants for this training and outreach, subject to available appropriations. Any moneys appropriated for grants pursuant to this section are not subject to federal financial participation.".

Renumber succeeding sections accordingly.

Page 32, strike lines 2 through 4 and substitute "department may use this appropriation to make grants to organizations to provide evidence-based training for health professionals statewide related to screening, brief intervention, and referral to treatment for individuals at risk of substance abuse."

Page 32, after line 24 insert:

"(12) For the 2015-16 state fiscal year, \$82,132 is appropriated to the department of local affairs. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the department may use this appropriation as follows:

(a) \$57,494 for use by division of local government for the local government retail marijuana impact grant program, which amount is based on an assumption that the division will require an additional 1.0

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FTE;

(b) \$21,803 for the purchase of information technology services; and

(c) \$2,835 for the purchase of legal services.

- (13) For the 2015-16 state fiscal year, \$21,803 is appropriated to the office of the governor for use by the office of information technology. This appropriation is from reappropriated funds received from the department of local affairs under paragraph (b) of subsection (12) of this section. To implement this act, the office may use this appropriation to provide information technology services for the department of local affairs.
- (14) For the 2015-16 state fiscal year, \$2,835 is appropriated to the department of law. This appropriation is from reappropriated funds received from the department of local affairs under paragraph (c) of subsection (12) of this section. To implement this act, the department may use this appropriation to provide legal services for the department of local affairs.
- Page 32, line 26, strike "\$212,369" and substitute "\$71,342".
- Page 33, line 3, strike "\$132,599" and substitute "\$69,452".
- Page 33, line 5, strike "2.0" and substitute "1.0".
- Page 33, strike line 7 and substitute "(b) \$1,890 for the purchase of legal services."
- Page 33, line 8, strike "\$79,770" and substitute "\$1,890".
- Page 33, strike line 9 and substitute "the department of law.".
- Page 33, line 12, strike "office" and substitute "department".
- Page 33, line 13, strike "information technology" and substitute "legal".
- Page 33, line 16, strike "cash".
- Page 33, line 17, after "tax" insert "cash".
- Page 34, after line 11 insert:
- "(7) For the 2015-16 state fiscal year, \$314,633 is appropriated to the department of agriculture. This appropriation is from the marijuana tax cash fund created in section 39-28.8-501 (1), C.R.S. To implement this act, the department may use this appropriation as follows:

 (a) \$289,930 for use by agriculture services division for plant
- industry, which amount is based on an assumption that the division will require an additional 4.3 FTE; and

 (b) \$24,703 for the purchase of legal services.

 (8) For the 2015-16 state fiscal year, \$24,703 is appropriated to

the department of law. This appropriation is from reappropriated funds received from the department of agriculture under paragraph (b) of subsection (7) of this section and is based on an assumption that the department of law will require an additional 0.1 FTE. To implement this

act, the department of law may use this appropriation to provide legal services for the department of agriculture.

- Page 34, line 15, strike "14 and 18" and substitute "14, 18, and 19".
- Page 34, line 21, strike "14 and 18" and substitute "14, 18, and 19".

Appropriations After consideration on the merits, the Committee recommends that HB15-1368 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB15-1178** be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.

Amend the Agriculture, Natural Resources, & Energy Committee Report, dated April 30, 2015, page 1, after line 16 insert:

"Page 4, after line 15 insert:

"SECTION 2. Appropriation. For the 2015-16 state fiscal year, \$165,000 is appropriated to the department of natural resources for use by the Colorado water conservation board. This appropriation is from the emergency dewatering grant account within the Colorado water conservation board construction fund created in section 37-60-121 (10) (b), C.R.S. The board may use this appropriation to implement this act.".

Renumber succeeding section accordingly.".

Page 2 of the committee report, line 5 strike "COLORADO."." and substitute "COLORADO AND MAKING AN APPROPRIATION."."

Appropriations

After consideration on the merits, the Committee recommends that HB15-1228 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations After consideration on the merits, the Committee recommends that **HB15-1318** be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that **HB15-1321** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that HB15-1102 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that **HB15-1281** be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that HB15-1230 be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that HB15-1276 be referred to the Committee of the Whole with favorable recommendation.

Appropriations After consideration on the merits, the Committee recommends that HB15-1341 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that HB15-1043 be referred to the Committee of the Whole with favorable recommendation.

Appropriations

After consideration on the merits, the Committee recommends that **HB15-1305** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

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Appropriations

After consideration on the merits, the Committee recommends that **HB15-1343** be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that HB15-1063 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that HB15-1333 be referred to the Committee of the Whole with favorable recommendation and with a recommendation that it be placed on the Consent Calendar.

Appropriations

After consideration on the merits, the Committee recommends that SB15-282 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation.

Amend the State, Veterans, & Military Affairs Committee Report, dated April 29, 2015, page 14, after line 6 insert:

"SECTION 2. Appropriation. For the 2015-16 state fiscal year, \$125,983 is appropriated to the office of the governor. This appropriation is from the general fund and is based on an assumption that the office will require an additional 1.0 FTE. To implement this act, the office may use this appropriation to support the Colorado economic development commission in implementing the rural jump-start zone program.".

Renumber succeeding section accordingly.

Page 14 of the report, after line 9 insert:

"Page 1 of the printed bill, line 103, strike "STATE." and substitute "STATE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION."."

Appropriations

After consideration on the merits, the Committee recommends that HB15-1158 be referred to the Committee of the Whole with favorable recommendation.

SENATE SERVICES REPORT

Correctly Printed: SB15-288 and 289. Correctly Engrossed: SB15-276 and 281. Correctly Reengrossed: SB15-141 and 260.

Correctly Revised: HB15-1013, 1083, 1261, 1282, 1283, 1307, 1350, 1355, 1357 and

1359.

Correctly Rerevised: HB15-1290.

Senate in recess. Senate reconvened.

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 expressions of personal privilege.

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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 Consideration of Resolutions.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Resolutions Calendar of Friday, May 1 (SJR15-028, SJR15-030, SJR15-031) was laid over until Monday, May 4, retaining its place on the calendar.

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 Consideration of Memorials.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the Consideration of Memorials Calendar of Thursday, May 1 (SJM15-002) was laid over until Monday, May 4, retaining its place on the calendar.

DELIVERY TO THE GOVERNOR

To the Governor for signature on Friday, May 1, 2015, at 8:45 a.m.: SB15-100 and 203.

Senate in recess. Senate reconvened.

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.

Senate in recess. Senate reconvened.

INTRODUCTION AND CONSIDERATION OF RESOLUTIONS

SR15-004

by Senator(s) Scheffel and Carroll; --Concerning the retirement of the Secretary of the Senate, Cindi L. Markwell, after serving the General Assembly for 35 years.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, Senate Rule 31 (a) was suspended for the purpose of allowing former member of the House who is currently a lobbyist on the floor and to speak in the well of the Senate.

On motion of Majority Leader Scheffel, the resolution was read at length.

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Senate in recess. Senate reconvened.

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

YES	0	NO	35	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		Marble		Steadman	N
Cooke	N	Holbert	N	Martinez Humenil	N	Todd	N
Crowder	N	Jahn	N	Merrifield	N	Ulibarri	N
Donovan	N	Johnston	N	Neville T.	N	Woods	N
Garcia	N	Jones	N	Newell	N	President	N
Grantham	N	Kefalas	N	Roberts	N		

IMMEDIATE RECONSIDERATION OF SR15-004

SR15-004

by Senator(s) Scheffel and Carroll; --Concerning the retirement of the Secretary of the Senate, Cindi L. Markwell, after serving the General Assembly for 35 years.

Having voted on the prevailing side, Majority Leader Scheffel moved for immediate reconsideration of the last Senate action, Consideration of Resolutions, on SR15-004.

A majority of all members elected to the Senate having voted in the affirmative, reconsideration was granted.

CONSIDERATION OF RESOLUTIONS (cont'd)

SR15-004

by Senator(s) Scheffel and Carroll; --Concerning the retirement of the Secretary of the Senate, Cindi L. Markwell, after serving the General Assembly for 35 years.

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

YES 35	í	NO	0		EXCUSED ()	ABSENT	0
Aguilar	Y	Guzman		Y	Kerr	Y	Scheffel	Y
Balmer		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		

Co-sponsor(s) added: Aguilar, Balmer, Baumgardner, Cadman, Cooke, Crowder, Donovan, Garcia, Grantham, Guzman, Heath, Hill, Hodge, Holbert, Jahn, Johnston, Jones, Kefalas, Kerr, Lambert, Lundberg, Marble, Martinez Humenik, Merrifield, Neville T., Newell, Roberts, Scott, Sonnenberg, Steadman, Todd, Ulibarri and Woods.

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Senate in recess. Senate reconvened. Call of the Senate. Call raised. **MESSAGE FROM THE HOUSE** May 1, 2015 Mr. President: The House has adopted and transmits herewith HJR15-1025. The House has passed on Third Reading and transmitted to the Revisor of Statutes HB15-1349,1390. The House has passed on Third Reading and transmitted to the Revisor of Statutes HB15-1351, amended as printed in House Journal, April 30. HB15-1376, amended as printed in House Journal, April 30. HB15-1384, amended as printed in House Journal, April 30. HB15-1381, amended as printed in House Journal, April 30. HB15-1260, amended as printed in House Journal, April 30. HB15-1319, amended as printed in House Journal, April 30. HB15-1320, amended as printed in House Journal, April 30. HB15-1332, amended as printed in House Journal, April 30. HB15-1372, amended as printed in House Journal, April 30. HB15-1335, amended as printed in House Journal, April 30. HB15-1387, amended as printed in House Journal, April 30. HB15-1377, amended as printed in House Journal, April 30. HB15-1098, amended as printed in House Journal, April 30. HB15-1388, amended as printed in House Journal, April 30. The House has passed on Third Reading and returns herewith SB15-209, 199, 254, 261. The House has passed on Third Reading and transmitted to the Revisor of Statutes; SB15-202, amended as printed in House Journal, April 30, 2015. SB15-212, amended as printed in House Journal, April 30, 2015. SB15-213, amended as printed in House Journal, April 30, 2015. The House has adopted and returns herewith SJR15-023. The House has voted to concur in the Senate amendments to HB15-1290 and has repassed the bill as so amended. MESSAGE FROM THE REVISOR OF STATUTES May 1, 2015 61 We herewith transmit:

Without comment, HB15-1349, 1351, and 1390. Without comment, as amended, HB15-1260, 1319, 1320, 1332, 1335, 1372, 1376, 1377, 1381, 1384, 1387, and 1388.

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Without comment, as amended, SB15-202, 212, and 213. With comment, as amended, HB15-1098.

THIRD READING OF BILLS -- FINAL PASSAGE -- CONSENT CALENDAR

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

HB15-1357 by Representative(s) Court and DelGrosso; also Senator(s) Neville T. and Johnston-Concerning the establishment of the ratio of valuation for assessment for residential real property.

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		Marble		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: Hill, Kefalas, Marble, Scott and Woods.

SB15-281 by Senator(s) Hill; also Representative(s) Kraft-Tharp--Concerning parent engagement in institute charter schools.

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

YES 35		NO	0	EXCUSED ()	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		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: Cooke, Kefalas, Lambert, Marble, Martinez Humenik, Neville T., Roberts, Scott, Todd and Woods.

HB15-1355

by Representative(s) Saine and Singer, Conti, Danielson, Joshi, Melton, Moreno, Primavera, Sias, Windholz; also Senator(s) Marble and Newell--Concerning access to personal records relating to a person's family history.

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

A majority of all members elected to the Senate having voted in the affirmative, the bill

Co-sponsor(s) added: Cadman, Cooke, Jones, Kefalas, Lundberg, Neville T., Roberts, Steadman and Woods.

HB15-1359

by Representative(s) Danielson and Landgraf; also Senator(s) Kefalas and Martinez Humenik--Concerning the creation of the achieving a better life experience (ABLE) savings program for individuals with disabilities.

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		Marble		Steadman	Y
Cooke	Y	Holbert	Y	Martinez Humenik	Y	Todd	Y
Crowder		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: Aguilar, Guzman, Hodge, Kerr, Merrifield, Newell and Todd.

HB15-1350

by Representative(s) Pettersen, Wilson; also Senator(s) Hill--Concerning performance measures for accrediting an alternative education campus.

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			Marble		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: Merrifield and Todd.

THIRD READING OF BILLS -- FINAL PASSAGE

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

HB15-1282 by Representative(s) Saine, Humphrey, Nordberg; also Senator(s) Newell, Marble-Concerning the creation of crimes involving deception about material information in connection with the preparation of birth certificates.

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

YES 31		NO	4		EXCUSED ()	ABSENT	0
Aguilar	Y	Guzman			Kerr	Y	Scheffel	Y
Balmer	Y	Heath		Y	Lambert	N	Scott	N
Baumgardner	N	Hill		Y	Lundberg	Y	Sonnenberg	N
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: Jones.

HB15-1283 by Representative(s) Lebsock, Singer; also Senator(s) Holbert--Concerning marijuana testing, and, in connection therewith, creating a reference lab by December 31, 2015, that will house a library of testing methodologies and making an appropriation.

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

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Y

Y

Y

NO

Guzman

Heath

Hodge

Holbert

Johnston

Hill

Jahn

Jones

NO

Hill

Jahn

Jones

Kefalas

Y

Y

Y

Guzman

Heath

Hodge

Holbert

Johnston

Kefalas

HB15-1013

YES

Aguilar

Balmer

Carroll

Cooke

Garcia Grantham

Crowder

Donovan

was **passed**.

House Bill 12-1278.

YES

Aguilar

Balmer

Carroll

Cooke

Garcia

Crowder

Donovan

Grantham

was **passed**.

Co-sponsor(s) added: Roberts.

Baumgardner

Baumgardner

Y Y Y Y Y

ABSENT

Sonnenberg

Steadman

Scheffel

Scott

Todd

Ulibarri

Woods

President

ABSENT

Sonnenberg

Steadman

Scheffel

Scott

Todd

Ulibarri

Woods

President

Y

Y

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HB15-1307 by Representative(s) Esgar, Dore; also Senator(s) Steadman, Crowder, Garcia--Concerning a modification in the definition of the term "qualified commercial structure" as the term is used in the "Colorado Job Creation and Main Street Revitalization Act".

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

EXCUSED

Kerr

Lambert

Marble

Newell

Roberts

Lundberg

Merrifield

Neville T.

Martinez Humenik

0

Co-sponsor(s) added: Aguilar, Heath, Jahn, Jones, Newell and Steadman.

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Y

Y

Y

A majority of all members elected to the Senate having voted in the affirmative, the bill

by Representative(s) Coram, Mitsch Bush, Vigil; also Senator(s) Sonnenberg and Hodge--

Concerning the implementation of recommendation number one set forth in the study of the South Platte river alluvial aquifer prepared by the Colorado water institute pursuant to

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

Y

Y

A majority of all members elected to the Senate having voted in the affirmative, the bill

Kerr

Lambert

Marble

Lundberg

Merrifield

Neville T.

Newell

Roberts

Martinez Humenik

EXCUSED

0

N

Y

N

YES 23		NO	12	EXCUSED	0		ABSENT	0
Aguilar	Y	Guzman	_	Kerr		Y	Scheffel	Y
Balmer	N	Heath	Y	' Lambert		N	Scott	N
Baumgardner	N	Hill	N	Lundberg		N	Sonnenberg	N
Carroll	Y	Hodge		Marble Marble			Steadman	Y
Cooke	N	Holbert	N	Martinez Hun	nenik	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: Grantham, Newell and Roberts.

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by Senator(s) Balmer and Carroll, Baumgardner, Cadman, Cooke, Grantham, Guzman, Hill, Holbert, Jahn, Lambert, Lundberg, Marble, Scheffel, Sonnenberg, Woods; also Representative(s) Van Winkle and Lebsock--Concerning a requirement that the use of red light cameras be approved by the voters of the government using the cameras.

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

YES 22		NO	13		EXCUSED ()	ABSENT	0
Aguilar Balmer	Y	Guzman		Y	Kerr	N	Scheffel	,
Balmer	Y	Heath		N	Lambert	Y	Scott	.
Baumgardner	Y	Hill		Y	Lundberg	Y	Sonnenberg	•
Carroll	Y	Hodge		N	Marble		Steadman	1
Cooke	Y	Holbert		Y	Martinez Humenik	N	Todd	1
Crowder	Y	Jahn		Y	Merrifield	N	Ulibarri	1
Donovan	Y	Johnston		N	Neville T.	Y	Woods	•
Garcia	N	Jones		N	Newell	N	President	•
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: Crowder and Scott.

HB15-1261 by Representative(s) Young, Hamner, Rankin; also Senator(s) Grantham and Steadman, Lambert--Concerning the maximum reserve for a cash fund with fee revenue.

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**.

Majority Leader Scheffel moved to lay over the balance of the Third Reading of Bills Calendar of Friday, May 1 (SB15-135, SB15-257) until later in the day. The motion **failed**.

On motion of Majority Leader Scheffel, and with a majority of those elected to the Senate having voted in the affirmative, the balance of the Third Reading of Bills Calendar of Friday, May 1 (SB15-135, SB15-257) was laid over until later in the day.

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 Consideration of House Amendments to Senate Bills.

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SENATE ADHERENCE ON SB15-173

SB15-173 by Senator(s) Holbert; also Representative(s) Pabon--Concerning expanding protections for student data security.

> Senator Holbert moved that the Senate reject the House amendments made to the bill, as printed in the House journal, April 23, page 997-998 and that the Senate adhere to its position. The motion was **adopted** by the following roll call vote:

YES 22		NO	13		EXCUSED	0		ABSENT	0	
Aguilar	N	Guzman	N	1	Kerr		N	Scheffel		Y
Balmer	Y	Heath	N	1	Lambert		Y	Scott		Y
Baumgardner	Y	Hill		Y	Lundberg		Y	Sonnenberg		Y
Carroll		Hodge			Marble			Steadman		Y
Cooke	Y	Holbert		Y	Martinez Humenik	k	Y	Todd		N
Crowder	Y	Jahn	N	V	Merrifield		Y	Ulibarri		N
Donovan	Y	Johnston	N	V	Neville T.		Y	Woods		Y
Garcia	N	Jones	N	V	Newell		N	President		Y
Grantham	Y	Kefalas		Y	Roberts		Y			

CONSIDERATION OF HOUSE AMENDMENTS TO SENATE BILLS

SB15-020 by Senator(s) Newell; also Representative(s) McCann--Concerning education regarding the prevention of child sexual abuse and assault, and, in connection therewith, making an appropriation.

Senator Newell moved that the Senate concur in House amendments to **SB15-020**, as printed in House journal, April 29, page(s) 1106. The motion was **adopted** by 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		Marble		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 question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES 32		NO	3		EXCUSED ()	ABSENT	0	
Aguilar	Y	Guzman		Y	Kerr	7	Scheffel		$\overline{\mathbf{Y}}$
Balmer	Y	Heath		Y	Lambert	7	Z Scott		Y
Baumgardner	N	Hill		Y	Lundberg	7	Z Sonnenberg		N
Carroll	Y	Hodge		Y	Marble	N	V Steadman		Y
Cooke	Y	Holbert		Y	Martinez Humenik	ζ }	7 Todd		Y
Crowder	Y	Jahn		Y	Merrifield	7	⁷ Ulibarri		Y
Donovan	Y	Johnston		Y	Neville T.	7	/ Woods		Y
Garcia	Y	Jones		Y	Newell	7	/ President		Y
Grantham	Y	Kefalas		Y	Roberts	7	7		

A majority of all members elected to the Senate having voted in the affirmative, the bill, as amended, was repassed.

SB15-109

by Senator(s) Grantham, Lambert, Steadman; also Representative(s) Young, Hamner, Rankin--Concerning the mandatory reporting of mistreatment against an adult with a disability.

Senator Grantham moved that the Senate concur in House amendments to **SB15-109**, as printed in House journal, April 29, page(s) 1121. The motion was **adopted** by the following roll call vote:

YES 35		NO	0	EXCUSED ()	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		Marble		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 question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES 29		NO	6	EXCUSED 0)	ABSENT	0	
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel		Y
Balmer	Y	Heath	Y	Lambert	Y	Scott		Y
Baumgardner	N	Hill	N	Lundberg	N	Sonnenberg		N
Carroll	Y	Hodge		Marble		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.	N	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, as amended, was **repassed**.

SB15-205

by Senator(s) Roberts and Garcia; also Representative(s) Keyser and Hamner--Concerning the utilization of veterans' fire corps programs by the division of fire prevention and control in the department of public safety.

Senator Roberts moved that the Senate concur in House amendments to **SB15-205**, as printed in House journal, April 29, page(s) 1119. The motion was **adopted** by 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 Humenil	k '	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 question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES 35		NO	0		EXCUSED	0		ABSENT	0	
Aguilar	Y	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			Steadman		Y
Cooke	Y	Holbert		Y	Martinez Humenil	k `	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, as amended, was repassed.

Co-sponsor(s) added: Cadman.

SB15-256 by Senator(s) Roberts, Aguilar, Kefalas, Lundberg, Martinez Humenik; also Representative(s) McCann, Landgraf, Primavera, Ryden, Sias--Concerning the operation of the legislative committee that oversees the Colorado health benefit exchange, and, in connection therewith, making an appropriation.

> Senator Roberts moved that the Senate concur in House amendments to SB15-256, as printed in House journal, April 29, page(s) 1120. The motion was **adopted** by the following roll call vote:

YES 35		NO	0	EXCUSED ()	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		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 question being "Shall the bill, as amended, pass?", the roll call was taken with the following result:

YES 35		NO	0	EXCUSED	0		ABSENT	0	
Aguilar	Y	Guzman	•	Y Kerr		Y	Scheffel	,	Y
Balmer	Y	Heath	T	Y Lambert		Y	Scott	•	Y
Baumgardner	Y	Hill	•	<i>Y</i> Lundberg		Y	Sonnenberg	•	Y
Carroll	Y	Hodge		Marble Marble			Steadman	,	Y
Cooke	Y	Holbert	Y	Martinez H	umenik	Y	Todd	,	Y
Crowder	Y	Jahn	•	Merrifield		Y	Ulibarri	•	Y
Donovan	Y	Johnston	Y	Y Neville T.		Y	Woods	•	Y
Garcia	Y	Jones	7	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, as amended, was repassed.

by Senator(s) Hill, Holbert, Marble, Neville T., Woods; also Representative(s) Hamner--SB15-267 Concerning the financing of public schools, and, in connection therewith, making an appropriation.

> Senator Hill moved that the Senate concur in House amendments to SB15-267, as printed in House journal, April 29, page(s) 1107. The motion was adopted by the following roll call vote:

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

YES 35		NO	0	EXCUSED 0		ABSENT	0
Aguilar	Y	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, as amended, was **repassed**.

Co-sponsor(s) added: Aguilar, Carroll, Donovan, Garcia, Guzman, Heath, Jahn, Johnston, Jones, Kefalas, Kerr, Merrifield, Newell, Roberts, Scott, Sonnenberg, Steadman, Todd and Ulibarri.

by Senator(s) Lambert, Grantham, Steadman, Baumgardner, Kefalas; also Representative(s) Rankin, Hamner, Young, Becker K., Brown, Vigil--Concerning the creation of the office of the state architect, and, in connection therewith, adding statewide planning responsibilities and making and reducing an appropriation.

Senator Lambert moved that the Senate concur in House amendments to **SB15-270**, as printed in House journal, April 29, page(s) 1107-1108. The motion was **adopted** by the following roll call vote:

YES 35		NO	0		EXCUSED	0	ABSENT	0
Aguilar	Y	Guzman		_	Kerr	7	Scheffel	Y
Balmer	Y	Heath		Y	Lambert	7	Z Scott	Y
Baumgardner	Y	Hill		Y	Lundberg	7	Z Sonnenberg	Y
Carroll	Y	Hodge		Y	Marble	}	Y Steadman	Y
Cooke	Y	Holbert		Y	Martinez Humenil	ζ }	/ Todd	Y
Crowder	Y	Jahn		Y	Merrifield	7	⁷ Ulibarri	Y
Donovan	Y	Johnston		Y	Neville T.	7	/ Woods	Y
Garcia	Y	Jones		Y	Newell	7	/ President	Y
Grantham	Y	Kefalas		Y	Roberts	7	7	

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

	1
Y	2
Y	3
Y	4
Y	5
$\bar{\mathbf{Y}}$	6
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\mathbf{v}	8
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EXCUSED ABSENT NO YES Aguilar Guzman Kerr Scheffel Y Balmer Y Heath Lambert Scott Lundberg Baumgardner Y Hill Y Sonnenberg Carroll Hodge Marble Steadman Holbert Cooke Martinez Humenik Y Todd Crowder Jahn Y Merrifield Y Ulibarri Y Donovan Johnston Neville T. Woods Jones Newell President Garcia **Roberts** Grantham Kefalas

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

Co-sponsor(s) added: Heath and Newell.

On motion of Majority Leader Scheffel, and with a two-thirds majority of those elected to the Senate having voted in the affirmative, SB15-283, HB15-1327, HB15-1303, HB15-1345, HB15-1368, HB15-1228, HB15-1102, HB15-1341, HB15-1305, HB15-1343, and HB15-1333 were made Special Orders -- Second Reading of Bills --

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Consent Calendar at 2:17 p.m.

Committee of the Whole

The hour of 2:17 p.m. having arrived, Senator Grantham moved that the Senate resolve itself into the Committee of the Whole for consideration of Special Orders -- Second Reading of Bills -- Consent Calendar, and Senator Grantham was called to the chair to act as Chairman.

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

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

SB15-283

by Senator(s) Woods, Johnston; also Representative(s) Lee--Concerning debt collection proceedings, and, in connection therewith, increasing the scope and value of assets that may be exempted, clarifying definitions of "earnings", and specifying the procedure for service of notice of exemption and pending levy in certain garnishment proceedings.

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

HB15-1327

by Representative(s) Ginal and Roupe, Priola, Tate, Carver, Danielson, Esgar, Hullinghorst, Joshi, Landgraf, Lebsock, McCann, Melton, Pabon, Primavera, Rosenthal, Ryden, Salazar, Sias, Singer, Thurlow, Vigil, Winter; also Senator(s) Garcia and Cooke, Woods, Balmer, Grantham--Concerning limitations on proxy marriages.

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

HB15-1303

by Representative(s) Melton; also Senator(s) Lundberg--Concerning eliminating the application of certain sentencing provisions to certain persons who are convicted of assault in the second degree.

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

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HB15-1345 by Representative(s) Rosenthal, Tyler, Lontine; also Senator(s) Neville T.--Concerning an exemption from certain traffic requirements for the riders of a three-wheel low-speed motorcycle.

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

by Representative(s) Young, Hamner, Rankin; also Senator(s) Grantham, Lambert, HB15-1368 Steadman--Concerning the creation of a cross-system response for behavioral health crises pilot program to serve individuals with intellectual or developmental disabilities, and, in connection therewith, making an appropriation.

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

HB15-1228 by Representative(s) Mitsch Bush and Becker J., Priola, Buck, Coram, Dore, Lee, Pabon, Rankin, Ryden, Vigil, Williams; also Senator(s) Scott--Concerning the special fuel excise tax on liquefied petroleum gas, and, in connection therewith, making an appropriation.

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

HB15-1102 by Representative(s) Hamner and Willett; also Senator(s) Donovan and Grantham-Concerning the expansion of the "Colorado Cottage Foods Act", and, in connection therewith, increasing the food products a producer can sell under the act, requiring an additional disclaimer, and making an appropriation.

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

HB15-1341 by Representative(s) Conti and Fields, Carver, Danielson, Keyser, Landgraf, Lawrence, Lontine, Pabon, Priola, Roupe, Sias, Tate, Thurlow, Van Winkle, Vigil, Wilson, Windholz; also Senator(s) Cooke and Johnston--Concerning increasing the penalty from a class 6 felony to a class 5 felony for sexual exploitation of a child by possession of sexually exploitative material, and, in connection therewith, making an appropriation.

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

by Representative(s) Foote and Willett; also Senator(s) Grantham and Johnston--HB15-1305 Concerning a prohibition on manufacturing marijuana concentrate in an unregulated environment using an inherently hazardous substance, and, in connection therewith, making an appropriation.

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

by Representative(s) Williams and Thurlow, Nordberg; also Senator(s) Todd and Balmer-Concerning a streamlined process to simplify the licensure of persons who manage the affairs of common interest communities under the "Colorado Common Interest Ownership HB15-1343 Act", and, in connection therewith, making an appropriation.

<u>Amendment No. 1, Business, Labor & Technology Committee Amendment.</u> (Printed in Senate Journal, April 30, page(s) 1011 and placed in members' bill files.)

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

HB15-1333 by Representative(s) Vigil, Becker K., Brown; also Senator(s) Baumgardner, Kefalas, Sonnenberg--Concerning the creation of a regional center depreciation account in the capital construction fund for maintenance of the state's regional centers, and, in connection therewith, making an appropriation.

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

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

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

YES 35		NO	0	EXCUSED 0		ABSENT	0
Aguilar	Y	Guzman	Y	Kerr	Y	Scheffel	Y
Balmer	Y	Heath	Y	Lambert	Y	Scott	Y
Baumgardner	Y	Hill	Y	Lundberg	Y	Sonnenberg	Y
Carroll	Y	Hodge	Y	Marble		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: SB15-283, HB15-1327, HB15-1303, HB15-1345, HB15-1368, HB15-1228, HB15-1102, HB15-1341, HB15-1305, HB15-1343 as amended, HB15-1333.

Committee of the Whole

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

GENERAL ORDERS -- SECOND READING OF BILLS

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

SB15-275

by Senator(s) Lambert and Carroll, Cadman, Scheffel, Steadman; also Representative(s) Hullinghorst and Young, DelGrosso--Concerning protections for information given to members of the general assembly in the course of official duties.

<u>Amendment No. 1, Local Government Committee Amendment</u>. (Printed in Senate Journal, April 28, page(s) 953, **lost**.)

Amendment No. 2(L.007), by Senators Lambert and Carroll.

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

"**SECTION 1.** In Colorado Revised Statutes, **add** 2-2-315.5 as follows:

- 2-2-315.5. Receipt of confidential information by members of the general assembly legislative declaration. (1) The General assembly finds and determines that, in the course of the Legislative process and the members' official duties, it may be necessary for members of the general assembly to access information that is confidential or sensitive. This information may be essential to members of the general assembly in making legislative decisions, exercising oversight responsibilities, or voting on legislation with respect to all areas of state government.
- (2) IF A MEMBER OF THE GENERAL ASSEMBLY RECEIVES ACCESS TO ANY CONFIDENTIAL OR SENSITIVE INFORMATION INCLUDING INDIVIDUALLY IDENTIFIABLE HEALTH INFORMATION UNDER THE FEDERAL

"HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996", PUB.L. 104-191, 42 U.S.C. SECS. 1320 (d) TO 1320 (d) (8), IN THE COURSE OF HIS OR HER OFFICIAL DUTIES, THE MEMBER SHALL PROTECT THAT INFORMATION IN ACCORDANCE WITH LAW AND AGREE TO AND SIGN ANY APPROPRIATE NONDISCLOSURE AGREEMENTS.

SECTION 2. In Colorado Revised Statutes, **amend** 24-50.5-101 as follows:

- 24-50.5-101. Legislative declaration. (1) The general assembly hereby declares that the people of Colorado are entitled to information about the workings of state government in order to reduce the waste and mismanagement of public funds, to reduce abuses in government authority, and to prevent illegal and unethical practices. The general assembly further declares that employees of the state of Colorado are citizens first and have a right and a responsibility to behave as good citizens in our common efforts to provide sound management of governmental affairs. To help achieve these objectives, the general assembly declares that state employees should be encouraged to disclose information on actions of state agencies that are not in the public interest and that legislation is needed to ensure that any employee making such disclosures shall not be IS NOT subject to disciplinary measures or harassment. by any public official.
- (2) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT STATE EMPLOYEES CONSTITUTIONALLY PROTECTED RIGHTS OF FREE SPEECH AND PETITION FOR REDRESS OF GRIEVANCES THROUGH ELECTED STATE LEGISLATORS MUST NOT BE INFRINGED, SUBJECT TO PENALTY, OR RETALIATION.
- (3) If a member of the general assembly receives any confidential or sensitive, proprietary, trade secret, confidential commercial, financial, legal, or health information for oversight purposes under this article, the member shall keep that information confidential and use it only for official legislative purposes connected to the consideration of official actions of the general assembly.

SECTION 3. In Colorado Revised Statutes, 24-50.5-102, amend (2) as follows:

amend (2) as follows:

24-50.5-102. Definitions. As used in this article, unless the context otherwise requires:

(2) "Disclosure of information", EXCEPT AS AUTHORIZED UNDER SECTION 24-50.5-103 (3) AND (4), means the written provision of evidence INFORMATION to any person, or the testimony before any committee of the general assembly, regarding any action, policy, regulation, practice, or procedure, including but not limited to, the waste of public funds, abuse of authority, or mismanagement of any state agency. "DISCLOSURE OF INFORMATION" DOES NOT INCLUDE GIVING INFORMATION TO A MEMBER OF THE GENERAL ASSEMBLY AS AUTHORIZED UNDER SECTION 24-50.5-103.

SECTION 4. In Colorado Revised Statutes, **amend** 24-50.5-103 as follows:

24-50.5-103. Retaliation prohibited. (1) Except as provided in subsection (2) of this section, no appointing authority or supervisor shall initiate or administer any disciplinary action against an employee on account of the employee's disclosure of information. This section SUBSECTION (1) shall not apply to:

(a) An employee who discloses information that he OR SHE knows to be false or who discloses information with disregard for the truth or

falsity thereof;

- (b) An employee who discloses information from public records which THAT are closed to public inspection pursuant to section 24-72-204;
- (c) An employee who discloses information which THAT is confidential under any other provision of law.
- (2) It shall be the obligation of An employee who wishes to disclose information under the protection of this article IS OBLIGATED to make a good-faith effort to provide to his OR HER supervisor or appointing authority or member of the general assembly the information to be disclosed prior to the time of its disclosure.
 - (3) (a) SUBSECTIONS (1) AND (2) OF THIS SECTION DO NOT APPLY

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TO A SITUATION WHERE AN EMPLOYEE GIVES ANY INFORMATION TO A MEMBER OF THE GENERAL ASSEMBLY. IF AN EMPLOYEE GIVES ANY INFORMATION TO A MEMBER OF THE GENERAL ASSEMBLY THAT IS CONFIDENTIAL OR SENSITIVE AND NOT SUBJECT TO INSPECTION UNDER THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF THIS TITLE, THE MEMBER OF THE GENERAL ASSEMBLY, IF REQUESTED TO PERMIT PUBLIC INSPECTION, SHALL DENY PUBLIC INSPECTION OF THAT INFORMATION. IF AN EMPLOYEE GIVES INFORMATION TO A MEMBER OF THE GENERAL ASSEMBLY, NO APPOINTING AUTHORITY OR SUPERVISOR SHALL INITIATE OR ADMINISTER ANY DISCIPLINARY ACTION AGAINST THE EMPLOYEE ON ACCOUNT OF THE EMPLOYEE'S GIVING THAT INFORMATION TO A MEMBER OF THE GENERAL ASSEMBLY. (b) OTHER THAN PROTECTION AGAINST DISCIPLINARY ACTION,

- NOTHING IN THIS SUBSECTION (3) AFFECTS ANY OTHER CIVIL OR CRIMINAL PENALTY TO WHICH AN EMPLOYEE COULD BE SUBJECT UNDER ANY OTHER PROVISION OF LAW FOR UNLAWFULLY RELEASING INFORMATION.
- (4) AN EMPLOYEE'S GIVING INFORMATION TO A MEMBER OF THE GENERAL ASSEMBLY DOES NOT CONSTITUTE DISCLOSURE OF INFORMATION, AS DEFINED IN SECTION 24-50.5-102. ANY DISCLOSURE OR RETRANSMISSION OF INFORMATION BY A MEMBER OF THE GENERAL ASSEMBLY SHALL COMPLY WITH THE "COLORADO OPEN RECORDS ACT", PART 2 OF ARTICLE 72 OF THIS TITLE, AND ANY OTHER RESTRICTIONS OF
- **SECTION 5. Effective date applicability.** This act takes effect upon passage and applies to any information given and to any state employee that has given or gives information to a member of the general
- assembly before, on, or after said date.

 SECTION 6. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.".

As amended, **lost** on second reading.

HB15-1353 by Representative(s) Garnett; also Senator(s) Martinez Humenik--Concerning the continuation of the regulation of conveyances, and, in connection therewith, extending the certification of conveyances and conveyance mechanics, contractors, and inspectors of elevators and escalators until July 1, 2022.

Lost on second reading.

(For further action, see amendments to the report of the Committee of the Whole.)

HB15-1352 by Representative(s) Ginal and Conti, Hullinghorst, Coram, Lee, Singer, Saine, McCann, Primavera, Ryden, Tyler, Windholz; also Senator(s) Crowder and Newell, Merrifield, Kefalas, Lundberg, Martinez Humenik--Concerning modifications to the naturopathic formulary of medications that a registered naturopathic doctor is authorized to use in the practice of naturopathic medicine.

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

HB15-1115 by Representative(s) Lawrence; also Senator(s) Newell and Lundberg--Concerning privacy in regard to emerging technologies.

> Amendment No. 1, Local Government Committee Amendment. (Printed in Senate Journal, April 29, page(s) 983-984 and placed in members' bill files.)

Amendment No. 2(L.027), by Senator Carroll.

Amend the Local Government Committee Report, dated April 29, 2015, page 1, strike lines 4 through 13 and substitute:

"13-21-128. Civil damages for invasion of privacy unauthorized recordings.(1) EXCEPT AS DESCRIBED IN SUBSECTION (2) OF THIS SECTION, A PERSON HAS A PRIVATE CIVIL RIGHT OF ACTION IF:

- (a) ANOTHER PERSON KNOWINGLY INTRUDED, PHYSICALLY OR OTHERWISE, UPON THE PERSON'S SECLUSION OR SOLITUDE THROUGH THE USE OF ANY DEVICE TO CAPTURE, WITHOUT THE PERSON'S CONSENT, A PHOTOGRAPH, SOUND RECORDING, OR OTHER PHYSICAL IMPRESSION OR DIGITAL IMAGE OF THE PERSON; AND
- (b) THE INTRUSION VIOLATED A REASONABLE EXPECTATION OF

Amendment No. 3(L.028), by Senator Carroll.

Amend the Carroll floor amendment, (HB1115_L.027), page 1, strike line 12 and substitute:

"PRIVACY.

(2) NOTHING IN THIS SECTION SHALL BE CONSTRUED TO PROHIBIT PROFESSIONAL INVESTIGATION SERVICES.".

As amended, laid over until Monday, May 4, retaining its place on the calendar.

SB15-269 by Senator(s) Roberts; --Concerning the determination of whether an individual is an independent contractor for purposes of coverage under the state unemployment insurance program.

Amendment No. 1, Judiciary Committee Amendment. (Printed in Senate Journal, April 29, page(s) 985 and placed in members' bill files.)

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

SB15-271 by Senator(s) Sonnenberg; --Concerning the continuation of the entities charged with representing the interests of certain utility consumers in matters heard by the public utilities commission.

> Amendment No. 1, Business, Labor & Technology Committee Amendment. (Printed in Senate Journal, April 29, page(s) 986 and placed in members' bill files.)

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

HB15-1317 by Representative(s) Garnett and Rankin; also Senator(s) Johnston and Martinez Humenik--Concerning pay for success contracts.

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

Call of the Senate. Call raised.

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AMENDMENTS TO THE REPORT OF THE COMMITTEE OF THE WHOLE

HB15-1353 by Representative(s) Garnett; also Senator(s) Martinez Humenik--Concerning the continuation of the regulation of conveyances, and, in connection therewith, extending the certification of conveyances and conveyance mechanics, contractors, and inspectors of elevators and escalators until July 1, 2022.

> Senator Martinez Humenik moved to amend the Report of the Committee of the Whole to show that HB15-1353 did pass.

A majority of all members elected to the Senate naving voice in the arminative, and amendment to the report of the Committee of the Whole was **passed** on the following roll call 12 13

YES 35		NO	0	EXCUSED ()	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		Marble		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		

SB15-271 by Senator(s) Sonnenberg; --Concerning the continuation of the entities charged with representing the interests of certain utility consumers in matters heard by the public utilities commission.

> Senator Heath moved to amend the Report of the Committee of the Whole to show that the following Heath floor amendment, (L.005) to SB15-271, did pass.

Amend printed bill, page 2, strike lines 16 through 21.

Renumber succeeding sections accordingly.

Page 5, strike lines 4 through 10.

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

YES 17		NO	18		EXCUSED ()		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]		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	7	Y	President		N
Grantham	N	Kefalas		Y	Roberts]	N			

Senator Garcia moved to amend the Report of the Committee of the Whole to show that the 61 following amendment to SB15-271 did pass, and that SB15-271, as amended, did pass.

Amend printed bill page 5, line 8, strike "and telephone tariffs," and substitute "and telephone tariffs, INCLUDING THOSE THAT SUPPORT 911 EMERGENCY SERVICES,".

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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:

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		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.

ADOPTION OF THE REPORT OF THE COMMITTEE OF THE WHOLE

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

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

The Committee of the Whole took the following action:

Passed on second reading: SB15-269 as amended, SB15-271 as amended, HB15-1353, HB15-1352, HB15-1317.

Lost on second reading: SB15-275 as amended. Laid over to the end of the General Orders -- Second Reading of Bills calendar, (date): Laid over until Monday, May 4: HB15-1115 as amended.

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:

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

Laid over until Monday, May 4, retaining its place on the calendar.

SB15-257

by Senator(s) Hill and Merrifield, Holbert, Marble, Neville T., Todd, Woods; also Representative(s) Becker J. and Singer, Lebsock--Concerning accountability in public schools, and, in connection therewith, making and reducing appropriations.

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

YES 33		NO	2		EXCUSED ()	ABSENT	0	
Aguilar Balmer	N	Guzman		Y	Kerr	Y	Scheffel		Y
Balmer	Y	Heath		Y	Lambert	Y	Scott		Y
Baumgardner	Y	Hill		Y	Lundberg	Y	Sonnenberg		Y
Carroll	Y	Hodge		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		N	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: Baumgardner, Cadman, Carroll, Crowder, Garcia, Heath, Jones, Kerr, Lundberg, Martinez Humenik and Scheffel.

REPORT OF CONFERENCE COMMITTEES

SECOND REPORT OF FIRST CONFERENCE COMMITTEE ON HB15-1130

THIS REPORT AMENDS THE REREVISED BILL AND IS A CORRECTED REPORT

To the President of the Senate and the Speaker of the House of Representatives:

Your first conference committee appointed on HB15-1130, 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, has met and reports that it has agreed upon the following:

1. That the House accede to the Senate amendments made to the bill as the amendments appear in the rerevised bill, with the following changes:

Amend rerevised bill, page 5, line 22, strike "Military" and substitute "Active military" and strike "transmission," and substitute "mailing,".

Page 5, line 23, strike "SECTION:".

Page 5, strike line 24 and substitute "SECTION, "BALLOT MATERIALS" MEANS THE STANDARDIZED".

Page 6, strike lines 1 through 10 and substitute "C.R.S.".

Page 6, line 12, strike "(2) AND SUBSECTION (7) OF THIS SECTION," and

substitute "(2),".

Page 6, line 13, strike "OR TRANSMIT".

Page 6, line 14, strike "A" and substitute "AN ACTIVE".

Page 6, line 15, strike "DATABASE" and substitute "LIST".

Page 6, line 18, strike "REGISTRATION FROM A" and substitute "REGISTRATION, NOTIFICATION OF CHANGE OF ADDRESS, OR NOTIFICATION OF OTHER CHANGE IN STATUS FROM AN ACTIVE".

Page 6, line 20, strike "OR TRANSMIT A BALLOT" and substitute "A BALLOT AND BALLOT MATERIALS".

Page 6, line 23, strike "OR TRANSMIT".

Page 6, line 24, after "BALLOT" insert "AND BALLOT MATERIALS" and strike "A" and substitute "AN ACTIVE".

Page 6, line 25, strike "DATABASE" and substitute "LIST".

Page 6, line 27, strike "A" and substitute "AN ACTIVE".

Page 7, strike lines 1 through 3 and substitute "THE BALLOT VIA POSTAL MAIL AND COMPLETE THE SIGNED AFFIRMATION, AS SPECIFIED IN SECTION 1-8.3-114, C.R.S., NOT LATER".

Page 7, line 4, strike "THE".

Page 7, strike lines 5 and 6 and substitute "The vote of any active military or overseas voter who votes as authorized by this section may be challenged in the manner specified in section 31-10-1008."

Page 7, line 14, after "AS" insert "ACTIVE".

Page 7, line 16, strike "DATABASE." and substitute "LIST.".

Page 7, strike lines 17 through 27.

Page 8, strike lines 1 through 14.

Renumber succeeding subsection accordingly.

Page 8, line 15, strike "A" and substitute "AN ACTIVE".

Page 8, line 17, strike "DATABASE" and substitute "LIST".

Page 8, line 21, strike "TITLE." and substitute "SECTION.".

2. That, under the authority granted the committee to consider matters not at issue between the two houses, the following amendments be recommended:

Page 3, line 4, strike "(1),".

Page 3, strike lines 5 through 12 and substitute:

"31-10-302. Nomination of municipal officers. (2) Nomination petitions may be circulated and signed beginning".

Page 8, strike lines 22 through 27.

Page 9, strike lines 1 through 13.

Page 1044

Renumber succeeding sections accordingly.

Page 10, strike lines 9 through 22.

Renumber succeeding sections accordingly.

Page 11, strike lines 17 through 27.

Page 12, strike lines 1 and 2. Renumber succeeding sections accordingly.

Page 1, line 101, after "BY" insert "ACTIVE".

Respectfully submitted,

House Committee: (signed) Dan Nordberg, Chairman Su Ryden Dianne Primavera Senate Committee:
 (signed)
 Owen Hill, Chairman
 Leroy M. Garcia
 Tim Neville

MESSAGE FROM THE HOUSE

May 1, 2015

Mr. President:

The House has postponed indefinitely SB15-223, 141. The bills are returned herewith.

INTRODUCTION OF RESOLUTIONS

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

SJR15-032 by Senator(s) Scheffel, Cadman, Carroll; also Representative(s) Duran, Hullinghorst, DelGrosso--Concerning the appointment of a joint committee to notify the Governor that the First Regular Session of the Seventieth General Assembly is about to adjourn sine die.

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

HJR15-1025 by Representative(s) Fields and Tate, Arndt, Buck, Conti, Court, Dore, Esgar, Foote, Garnett, Ginal, Hamner, Keyser, Landgraf, Lebsock, Lee, Lontine, McCann, Melton, Mitsch Bush, Pettersen, Primavera, Priola, Rankin, Rosenthal, Ryden, Salazar, Sias, Singer, Thurlow, Tyler, Wilson, Windholz, Winter, Young; also Senator(s) Kerr-Concerning the designation of May 1 as "Children's Health Day".

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

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INTRODUCTION OF BILLS -- FIRST READING

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

HB15-1335 by Representative(s) Sias, Priola, Saine, Wilson, Joshi, Duran, Buck, Lawrence, Lundeen, Navarro, Nordberg; also Senator(s) Woods--Concerning a requirement that legislative service agencies review the fiscal impact of legislative measures considered by committees of the general assembly that meet during the interim. Finance

SIGNING OF BILLS -- RESOLUTIONS -- MEMORIALS

The President has signed: HB15-1019, 1026, 1045, 1134, 1173, 1186, 1248, 1262, 1267, 1271, 1284, 1299, 1304, 1308, 1315, 1337.

MESSAGE FROM THE GOVERNOR

May 1, 2015

Colorado Senate Seventieth General Assembly State Capitol Denver, CO 80203

Ladies and Gentlemen:

I have the honor to inform you that I have approved and filed with the Secretary of State the following Acts:

<u>SB 15-008</u>: CONCERNING THE PROMOTION OF WATER CONSERVATION IN THE LAND USE PLANNING PROCESS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 1, 2015, at 10:06 a.m.

SB15-046: CONCERNING REDUCING THE COST OF ATTAINMENT OF RENEWABLE ENERGY STANDARDS BY ELECTRIC UTILITIES THAT ARE NOT INVESTOR-OWNED, AND, IN CONNECTION THEREWITH, ALLOWING PURCHASES OF ELECTRICITY FROM COMMUNITY SOLAR GARDENS BY COOPERATIVE ELECTRIC ASSOCIATIONS TO QUALIFY AS RETAIL DISTRIBUTED GENERATION.

Approved May 1, 2015, at 9:56 a.m.

<u>SB15-060</u>: CONCERNING THE PREVENTION OF MULTIPLE VOTER REGISTRATIONS BY THE SAME ELECTOR.

Approved May 1, 2015, at 10:19 a.m.

<u>SB15-065</u>: CONCERNING A PROHIBITION ON THE USE OF PUBLIC ELECTRONIC BENEFITS TRANSFER SERVICES AT CERTAIN ESTABLISHMENTS.

Approved May 1, 2015, at 10:22 a.m.

<u>SB15-085</u>: CONCERNING THE EXPANSION OF THE "COLORADO COTTAGE FOODS ACT," AND, IN CONNECTION THEREWITH, INCREASING THE NET REVENUE A PRODUCER CAN EARN UNDER THE ACT.

Approved May 1, 2015, at 10:27 a.m.

SB15-106: CONCERNING THE CONTINUATION OF THE REGULATORY AUTHORITY GRANTED UNDER THE "BARBER AND COSMETOLOGIST ACT", AND, IN CONNECTION THEREWITH, CONTINUING THE COSMETOLOGY ADVISORY COMMITTEE AND IMPLEMENTING THE OTHER RECOMMENDATIONS OF THE DEPARTMENT OF REGULATORY AGENCIES AS CONTAINED IN THE 2014 SUNSET REPORT AND MAKING AN APPROPRIATION.

Approved May 1, 2015, at 9:36 a.m.

 $\underline{SB15-122}$: CONCERNING THE CONTINUATION OF THE REGULATION OF MASSAGE PARLORS, AND, IN CONNECTION THEREWITH, REPEALING THE REGULATION OF MASSAGE PARLORS.

Approved May 1, 2015, at 9:36 a.m.

SB15-178: CONCERNING THE CONTINUATION OF THE COLORADO COMMISSION FOR THE DEAF AND HARD OF HEARING, AND, IN CONNECTION THEREWITH, IMPLEMENTING THE RECOMMENDATIONS OF THE 2014 SUNSET REPORT BY THE DEPARTMENT OF REGULATORY AGENCIES.

Approved May 1, 2015, at 10:31 a.m.

<u>SB15-182</u>: CONCERNING ALLOWING THE DEPARTMENT OF CORRECTIONS TO TRANSFER CERTAIN OFFENDERS TO THE YOUTHFUL OFFENDER SYSTEM TO PARTICIPATE IN AGE-APPROPRIATE PROGRAMS.

Approved May 1, 2015, at 10:16 a.m.

<u>SB15-193</u>: CONCERNING THE CONSOLIDATION OF TWO REPORTS THAT THE STATEWIDE INTERNET PORTAL AUTHORITY IS REQUIRED TO SUBMIT TO THE MEMBERS OF THE GENERAL ASSEMBLY.

Approved May 1, 2015, at 9:37 a.m.

<u>SB15-194</u>: CONCERNING THE BOARD OF DIRECTORS OF THE STATEWIDE INTERNET PORTAL AUTHORITY.

Approved May 1, 2015, at 9:37 a.m.

SB15-198: CONCERNING MODIFICATIONS TO THE COLORADO WATER CONSERVATION BOARD'S FALLOWING PILOT PROGRAM, AND, IN CONNECTION THEREWITH, EXPANDING THE PROGRAM TO ALLOW AN AGRICULTURAL WATER RIGHT OWNER TO LEASE AN AGRICULTURAL WATER RIGHT FOR TEMPORARY AGRICULTURAL, ENVIRONMENTAL, INDUSTRIAL, OR RECREATIONAL USE.

Approved May 1, 2015, at 10:13 a.m.

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SB15-235: CONCERNING INCREASING THE AMOUNT THAT THE GENERAL ASSEMBLY MAY APPROPRIATE FOR THE CHILD NUTRITION SCHOOL LUNCH PROTECTION PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 1, 2015, at 9:37 a.m.

<u>SB15-236</u>: CONCERNING THE REORGANIZATION OF FUNDS EXPENDED BY THE STATE HISTORICAL SOCIETY.

Approved May 1, 2015, at 9:38 a.m.

SB15-237: CONCERNING CALCULATIONS RELATING TO APPROPRIATIONS TO INSTITUTIONS OF HIGHER EDUCATION, AND, IN CONNECTION THEREWITH, CLARIFYING CALCULATIONS REQUIRED PURSUANT TO SECTIONS 23-18-304 AND 23-18-305, COLORADO REVISED STATUTES, AND DELAYING PERFORMANCE FUNDING CALCULATIONS PURSUANT TO SECTION 23-1-108, COLORADO REVISED STATUTES.

Approved May 1, 2015, at 9:38 a.m.

<u>SB15-238</u>: CONCERNING THE ALLOWABLE USES OF MONEYS IN THE GENERAL FUND EXEMPT ACCOUNT THAT ARE DESIGNATED TO BENEFIT STUDENTS ATTENDING INSTITUTIONS OF HIGHER EDUCATION.

Approved May 1, 2015, at 9:38 a.m.

<u>SB15-240</u>: CONCERNING A FUNDING FORMULA FOR INDEPENDENT LIVING CENTERS, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 1, 2015, at 9:46 a.m.

<u>SB15-241</u>: CONCERNING COLLABORATIVE MANAGEMENT OF MULTI-AGENCY SERVICES PROVIDED TO CHILDREN AND FAMILIES, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 1, 2015, at 9:49 a.m.

<u>SB15-242</u>: CONCERNING AN ALLOCATION IN ADDITION TO THE CHILD WELFARE BLOCK GRANT TO COUNTIES FOR THE PURPOSE OF HIRING NEW CHILD WELFARE STAFF, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Approved May 1, 2015, at 9:52 a.m.

SB15-243: CONCERNING A PROHIBITION ON THE TRANSFER OF STATE-OPERATED BEDS UNDER THE WAIVER FOR HOME- AND COMMUNITY-BASED SERVICES FOR INDIVIDUALS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES.

Approved May 1, 2015, at 9:39 a.m.

<u>SB15-244</u>: CONCERNING THE TRANSFER OF MONEYS TO OFFSET THE FEDERAL GOVERNMENT'S RECOUPMENT OF MINERAL LEASE PAYMENTS TO THE STATE.

Approved May 1, 2015, at 9:39 a.m.

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<u>SB15-245</u>: CONCERNING THE PROVISION OF STATE FUNDING FOR NATURAL HAZARD MAPPING.

Approved May 1, 2015, at 9:39 a.m.

<u>SB15-246</u>: CONCERNING MODIFICATIONS TO ACCOMMODATE CERTAIN STATEWIDE FINANCIAL INFORMATION TECHNOLOGY SYSTEMS IN THE DEPARTMENT OF PERSONNEL.

Approved May 1, 2015, at 9:40 a.m.

<u>SB15-248</u>: CONCERNING THE REPEAL OF THE STATE FACILITY SECURITY FUND.

Approved May 1, 2015, at 9:40 a.m.

<u>SB15-249</u>: CONCERNING A TRANSFER FROM THE MARIJUANA TAX CASH FUND TO THE GENERAL FUND.

Approved May 1, 2015, at 9:40 a.m.

<u>SB15-251</u>: CONCERNING THE EXCLUSION OF APPROPRIATIONS FOR REAL PROPERTY LEASE-PURCHASE PAYMENTS FROM THE BASIS FOR THE CALCULATION OF THE GENERAL FUND RESERVE.

Approved May 1, 2015, at 9:40 a.m.

<u>SB15-255</u>: CONCERNING THE DEPOSIT OF TWENTY MILLION DOLLARS OF STATE SEVERANCE TAX REVENUES IN THE GENERAL FUND.

Approved May 1, 2015, at 9:41 a.m.

Sincerely, (signed) John W. Hickenlooper Governor

Senate in recess. Senate reconvened.

COMMITTEE OF REFERENCE REPORTS

Local Government

After consideration on the merits, the Committee recommends that **HB15-1365** be referred to the Committee on <u>Appropriations</u> with favorable recommendation.

Judiciary

After consideration on the merits, the Committee recommends that **SB15-288** be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.

Amend printed bill, page 2, line 3, after "(4)" insert "and (5)".

Page 2, line 14, strike "COMPENSATION" and substitute "ANNUAL SALARY".

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Page 3, line 5, strike "COMPENSATION" and substitute "ANNUAL SALARY".

Page 3, line 17, strike "COMPENSATION" and substitute "ANNUAL SALARY".

Page 3, line 24, strike "COMPENSATION" and substitute "ANNUAL SALARY".

Page 4, line 17, strike "COMPENSATION" and substitute "ANNUAL SALARY".

Page 4, line 23, strike "COMPENSATION" and substitute "ANNUAL SALARY".

Page 5, line 6, strike "COMPENSATION" and substitute "ANNUAL SALARY".

Page 5, line 13, strike "COMPENSATION" and substitute "ANNUAL SALARY".

Page 5, line 23, strike "COMPENSATION" and substitute "ANNUAL SALARY".

Page 6, line 3, strike "COMPENSATION" and substitute "ANNUAL SALARY".

Page 6, after line 13 insert:

"(5) THE DIRECTOR OF RESEARCH OF THE LEGISLATIVE COUNCIL APPOINTED PURSUANT TO SECTION 2-3-304 (1), C.R.S., SHALL POST THE AMOUNT OF THE CURRENT ANNUAL SALARY PAYABLE TO EACH ELECTED OFFICIAL PURSUANT TO THIS SECTION ON THE WEB SITE OF THE GENERAL ASSEMBLY. IN ADDITION, THE DEPARTMENT OF EACH ELECTED OFFICIAL SHALL PUBLISH THE AMOUNT OF THE CURRENT ANNUAL SALARY PAYABLE TO THE ELECTED OFFICIAL ON THE WEB SITE OF DEPARTMENT.".

Page 7, line 5, strike "COMPENSATION" and substitute "SALARY".

Page 7, line 8, after the period add "The director of research of the Legislative council appointed pursuant to section 2-3-304 (1), C.R.S., shall post the amount of the current annual base compensation payable to a member of the general assembly pursuant to this paragraph (b) on the web site of the general assembly."

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB15-1362** be postponed indefinitely.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **HB15-1346** be postponed indefinitely.

State, Veterans, & Military Affairs After consideration on the merits, the Committee recommends that **SB15-287** be amended as follows, and as so amended, be referred to the Committee on <u>Appropriations</u> with favorable recommendation.

Amend printed bill, page 6, line 26, after "STATE." add "CANDIDATE PETITIONS MUST MEET THE REQUIREMENTS OF PARTS 8 AND 9 OF THIS ARTICLE, AS APPLICABLE.".

Page 7, line 1, strike "MUST BE IN ALPHABETICAL ORDER." and substitute "MUST BE IN AN ORDER DETERMINED BY LOT. THE SECRETARY OF STATE

SHALL DETERMINE THE METHOD OF DRAWING LOTS.".

Page 8, line 19, strike "TEN" and substitute "THIRTEEN".

Page 10, after line 16 insert:

"SECTION 4. In Colorado Revised Statutes, 1-4-801, add (6) as follows:

1-4-801. Designation of party candidates by petition. (6) A CANDIDATE FOR A PRESIDENTIAL PRIMARY ELECTION SHALL NOT BEGIN CIRCULATING PETITIONS BEFORE THE FIRST MONDAY IN NOVEMBER OF THE YEAR PRECEDING THE YEAR IN WHICH THE PRESIDENTIAL PRIMARY ELECTION IS HELD. A CANDIDATE MUST FILE A PETITION NO LATER THAN THE SECOND DAY OF JANUARY IN THE YEAR OF THE PRESIDENTIAL PRIMARY ELECTION.".

Renumber succeeding section accordingly.

State. Veterans, & Military Affairs

After consideration on the merits, the Committee recommends that **HB15-1324** be referred to the Committee on <u>Appropriations</u> with favorable recommendation.

State, Veterans, & Military **Affairs**

After consideration on the merits, the Committee recommends that HB15-1306 be postponed indefinitely.

Finance

After consideration on the merits, the Committee recommends that HB51-1247 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that SB15-286 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation.

Amend printed bill, page 3, line 7, strike "AND ATTESTING" and substitute "USING CURRICULA DETERMINED IN WRITING BY THE NATIONAL ASSOCIATION OF STATE MOTORCYCLE SAFETY ADMINISTRATORS TO MEET THE NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION'S NATIONAL MODEL STANDARDS FOR ENTRY-LEVEL MOTORCYCLE RIDER TRAINING.".

Strike lines 8 through 10.

Finance

After consideration on the merits, the Committee recommends that HB15-1301 be referred to the Committee on <u>Appropriations</u> with favorable recommendation.

Finance

After consideration on the merits, the Committee recommends that HB15-1236 be postponed indefinitely.

INTRODUCTION OF BILLS -- FIRST READING

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

HB15-1098 by Representative(s) Humphrey and Van Winkle, Saine, Lebsock, Salazar, Williams, Pettersen, Kraft-Tharp, Neville P., Klingenschmitt, Joshi, Nordberg, Conti, Everett, Landgraf, Tate, Thurlow; also Senator(s) Neville T., Jahn, Carroll, Marble, Scheffel, Holbert, Woods, Cadman, Baumgardner, Guzman, Lundberg, Sonnenberg--Concerning the elimination of the use of automated vehicle identification systems for traffic law enforcement.

State, Veterans, & Military Affairs

- HB15-1260 by Representative(s) Lee; also Senator(s) Scott--Concerning an increase in the percentage of a landowner's costs incurred in performing wildfire mitigation measures that may be claimed by the landowner for purposes of the wildfire mitigation income tax deduction. Finance
 Appropriations
- HB15-1319 by Representative(s) Esgar, Tyler, Duran, Melton, Moreno, Salazar, Singer, Vigil, Williams; also Senator(s) Garcia--Concerning an increase in the diversity of interests represented in proceedings before the Colorado public utilities commission, and, in connection therewith, increasing the number of commissioners, establishing geographic regions from which certain commissioners are appointed, and making an appropriation. State, Veterans, & Military Affairs

Finance

Appropriations

HB15-1320 by Representative(s) Young and Arndt, Ginal, Becker J., Brown, Danielson; also Senator(s) Grantham--Concerning a program for funding the development of agricultural businesses, and, in connection therewith, making an appropriation.

Agriculture, Natural Resources, & Energy Appropriations

HB15-1332 by Representative(s) Pabon; also Senator(s) Crowder--Concerning an income tax credit for the purchase and installation of certain distributed energy resource systems. Finance

Appropriations

- **HB15-1349** by Representative(s) Fields; also Senator(s) Ulibarri--Concerning grow your own teacher programs in high schools that encourage student exploration of the teaching profession. Education
- **HB15-1351** by Representative(s) Melton; also Senator(s) Marble--Concerning a limitation on when certain disciplinary actions may be commenced against a mental health professional. Health & Human Services
- **HB15-1372** by Representative(s) Tyler and Becker J.; also Senator(s) Heath and Balmer--Concerning an increase in the cap placed on the annual fee each public utility pays to defray the administrative expenses of the agencies within the department of regulatory agencies that address public utility matters.

Finance Appropriations

HB15-1376 by Representative(s) Ryden; also Senator(s) Todd--Concerning the implementation of certain recommendations set forth in the "2013 Study of Comparable HOA Information and Resource Centers" prepared by the Colorado division of real estate pursuant to House Bill 13-1134

State, Veterans, & Military Affairs

Secretary of the Senate